



# City of Lawton

## MUNICIPAL COURT

102 SW 5th Street • Phone 580-581-3266 • Lawton, Oklahoma 73501

November 3, 2011

Captain Peter C. Combe II  
Military Justice Section  
Office of the Staff Judge Advocate  
3250 Catlin Avenue  
Marine Corps Base Quantico, Virginia 22134

RE: James M. Rowe  
Case No. 2010-28942

Dear Captain Combe:

As per your request, enclosed please find certified copies of the court record for the above named defendant.

If you have any questions, or if I can be of any further assistance to you, please contact the Court at (580) 581-3267.

Sincerely,

A handwritten signature in cursive script that reads "R. Morgan". The signature is written in black ink and is positioned above a horizontal line.

Renate Morgan  
Deputy Court Clerk

Enclosures



**UNITED STATES MARINE CORPS**  
OFFICE OF THE STAFF JUDGE ADVOCATE  
3250 CATLIN AVENUE  
MARINE CORPS BASE  
QUANTICO, VIRGINIA 22134-5001

5800  
B 0521  
2 Nov 11

From: Captain Peter C. Combe II, Trial Counsel  
To: Clerk of Court, Municipal Court, City of Lawton, Oklahoma  
Subj: REQUEST FOR CRIMINAL RECORDS IN THE CASE OF STATE V. ROWE:  
CASE NUMBER: T-2010-28942

1. Captain James M. Rowe, USMC is currently pending a General Court-Martial to be convened at Marine Corps Base Quantico, Virginia on 14 November 2011.
2. In the interest of presenting a full and complete case on sentencing to the court, trial counsel is requesting that all criminal records held by the Municipal Court, City of Lawton, Oklahoma be provided to the trial counsel as soon as practicable.
3. To facilitate in the processing of this request, the following identifying information is provided:
  - a. Name of the Accused: James M. Rowe
  - b. Social Security Number: 304-98-0267
  - c. Case Number: T-2010-28942
4. It is further requested that any record of criminal disposition or court proceedings bear the relevant seal of the court or municipality sufficient to authenticate the record pursuant to Military/Federal Rule of Evidence 902(1) (Oklahoma Evidence Code §2902(1)).
5. Please return the requested records via both FAX and mail to the following point of contact:

Captain Peter C. Combe II  
Military Justice Section  
Office of the Staff Judge Advocate  
3250 Catlin Avenue  
Marine Corps Base Quantico, Virginia 22134

Phone: (703) 784-0037  
FAX: (703) 784-0035  
Email: peter.combe@usmc.mil



P. C. COMBE II

STATE OF OKLAHOMA  
 COUNTY OF COMANCHE  
 CITY OF LAWTON

DISTRICT COURT  
 MUNICIPAL COURT  
 JUVENILE BUREAU

10-28942

POLICE - INFORMATION

the undersigned, being duly sworn, upon his oath disposes and says that:

on or about (date)	at (time)	at or near (location)
11-6-10	1915	LAURIE TATUM + E GORE
BEAT	RD	SHIFT
7	7	3
SSN: [REDACTED]		

within the city, county and state aforesaid:

Name (last, first, middle)		Phone No.	
ROWE, JAMES M		540-735-5627	
Address		Apt. or Lot	
322 SE PRAIRIEVIEW DR		-	
City	State	Zip Code	
ELGIN	OK	73538	
Birthdate (mo, day, yr.)	Height	Weight	Race
[REDACTED]	6-5	200	W
Sex	Hair	Eyes	Class
M	BR	BL	-
Driver License Number		Month/Year	State
1210-22-8177		10/12	IN
Employer		Did Unlawfully:	Operate
U.S. ARMY		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vehicle-Make	Year	Color	Body Style
JEEP	2000	GRY	SUV
Model	Tag Number	Mo./Year	State
CHEROKEE	438 NSA	09/10	IN
Commercial Vehicle	VIN		
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1J4FF47S54L230953		

and did then and there commit the following offense:

SPEEDING	MPH In	MPH Zone	Pace	Radar	Plane	Other
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other Violation: DUI						

Contrary to Statute/Ordinance: 23 520

I, the undersigned issuing officer, hereby certify and swear that I have read the foregoing information and know the facts and contents thereof and that the facts supporting the criminal charge stated therein are true.

P.O. CRIGER, C. 11-6-10 129/1422 E-7  
 Signature of Officer Date  
 Court Appearance day of JAIL, 20, at M (CLK. USE)

Address of Court 102 SW 5th - Lawton, OK 73501 - (580) 581-3265

NOTICE: Release upon personal recognizance based upon a signed written promise to appear for arraignment is conditional and failure to timely appear for arraignment shall result in suspension of the arrested person's driver license in Oklahoma, or in the nonresident's home state pursuant to the Nonresident Violator Compact; plus a charge of failure to appear.

WITHOUT ADMITTING GUILT, I promise to appear in said court at said time and place.

X SIGNATURE: JAIL

<input type="checkbox"/> Signed Personal Recognizance	<input checked="" type="checkbox"/> Jail	<input type="checkbox"/> Court Complaint	<input type="checkbox"/> Arrest/Summons	<input type="checkbox"/> Juvenile
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Name of Parent or Guardian \_\_\_\_\_

Address \_\_\_\_\_

Officer's Remarks: SEE REPORT

Accident	Accident Type		
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> PD <input checked="" type="checkbox"/> PI <input type="checkbox"/> FATALITY	*550.00	
AREA:	<input checked="" type="checkbox"/> Business	<input type="checkbox"/> Industrial	<input type="checkbox"/> school
HIGHWAY	4 or more		<input type="checkbox"/> residential
TYPE:	<input type="checkbox"/> 1 lane <input type="checkbox"/> 2 lane <input type="checkbox"/> 3 lane	<input type="checkbox"/> undivided	<input checked="" type="checkbox"/> divided <input type="checkbox"/> rural on/off ramp

DONNA J. MATA, MUNICIPAL COURT CLERK in and for CITY OF LAWTON, OKLAHOMA, hereby certify that the foregoing is a true, correct and complete copy of the instrument herewith set out as appears of record in the Court Clerk's Office of City of Lawton, Oklahoma, this 3 day of November, 2011.  
 DONNA J. MATA, MUNICIPAL COURT CLERK  
 BY: R. Morgan, Deputy

Case No. 08-56-80 Docket No. 01-80-11 Page No. 11

Arraignment Continued to: 11/8/00

ENTRY OF APPEARANCE AND PLEA

I, The undersigned, do hereby enter my appearance on the complaint of the offense charged on the other side of this summons. I have been informed of my rights to trial as provided by law.

- I do hereby waive my rights to a hearing by court or jury and PLEAD GUILTY to said offense/ as charged. I further agree to pay the penalty prescribed for my offense.
- I do hereby waive my rights to a hearing by court or jury and PLEAD NOLO CONTENDERE (No Contest) to said offense as charged. I further agree to pay the penalty prescribed for my offense.
- I do hereby PLEAD NOT GUILTY to said offense as charged, posting amount designated below as my bond for appearance in court on: \_\_\_\_\_

Signature of Defendant \_\_\_\_\_  
Amount: \$ \_\_\_\_\_ Date: \_\_\_\_\_

PROSECUTOR'S ENDORSEMENT

The within complaint has been examined and there is probable cause for filing the same. Complaint filed:

Signature (D.A., Prosecuting Attorney) NSW 11/8/00  
Date \_\_\_\_\_

COURT'S ORDERS

- Charge Amended to \_\_\_\_\_
- Non Conviction Based Upon:
  - Court (Jury) Acquittal
  - Deferred to Date \_\_\_\_\_
  - Date of Order \_\_\_\_\_
- Conviction Based Upon:
  - Bond Forfeiture
  - Plea of Nolo Contendere
  - Conviction Date \_\_\_\_\_
- Court Dismissal - No Fine/Costs
- Court Dismissal - With Fine/Costs
- Plea of Guilty
- Court (Jury) Conviction

The Court, therefore, enters the following order:  
Fine: \$ \_\_\_\_\_ Costs \$ \_\_\_\_\_  
Jailed \_\_\_\_\_ days in \_\_\_\_\_  
 Other Order \_\_\_\_\_ Date \_\_\_\_\_

I Certify This To Be A True and Correct Abstract Of Court Record.

DONNA J. MATA, MUNICIPAL COURT CLERK in and for CITY OF LAWTON, OKLAHOMA, hereby certify that the foregoing is a true, correct and complete copy of the instrument herewith set out as appears of record in the Court Clerk's Office of City of Lawton, Oklahoma, this 3 day of November, 20 11.  
DONNA J. MATA, MUNICIPAL COURT CLERK  
BY R. Magan, Deputy

Signature of  
 Judge  Clerk  Deputy Clerk

**IN THE MUNICIPAL COURT OF THE CITY OF LAWTON,  
COMANCHE COUNTY, STATE OF OKLAHOMA**

*Sanding*  
*1/26/11*

City of Lawton  
Plaintiff

N. West  
Prosecutor

Bowe, James M.  
Defendant

-vs-

J. Willson  
Attorney for Defendant

NOW ON THIS 3 day of Jan, 2011, the Defendant appears in person/with attorney and enters the following:

<p>CASE NO. <u>E10-28942</u> CHARGE: <u>DUI .16</u> <input type="checkbox"/> amended to <u>w/accident</u></p> <p><input type="checkbox"/> NoLo <input type="checkbox"/> PNG <input type="checkbox"/> FG <input type="checkbox"/> Jail _____ days <input type="checkbox"/> _____ days Susp. <input checked="" type="checkbox"/> <u>6</u> Mo. Def. <input checked="" type="checkbox"/> Violate no City, State or Federal Laws during def/susp sentence <input type="checkbox"/> Dismiss</p> <p><input type="checkbox"/> Fine \$ _____ <input checked="" type="checkbox"/> Administrative Fee \$ <u>200</u> <input checked="" type="checkbox"/> C Costs \$ <u>600</u></p> <p><input checked="" type="checkbox"/> D.U.I. School <input type="checkbox"/> Lab Cost \$ _____ <input checked="" type="checkbox"/> Other \$ <u>Drugs Alcohol</u> <i>Assessment &amp; fines</i> <i>Complete Recs w/ M DS Person</i></p>	<p>CASE NO. <u>E10-29391</u> CHARGE: <u>Fail to Obey Traffic Light</u> <input type="checkbox"/> amended to <u>w/accident</u></p> <p><input checked="" type="checkbox"/> PG <input type="checkbox"/> NoLo <input type="checkbox"/> PNG <input type="checkbox"/> FG <input type="checkbox"/> Jail _____ days <input type="checkbox"/> _____ days Susp. <input type="checkbox"/> _____ Mo. Def. <input type="checkbox"/> Violate no City, State or Federal Laws during def/susp sentence <input checked="" type="checkbox"/> Dismiss</p> <p><input type="checkbox"/> Fine \$ _____ <input type="checkbox"/> Administrative Fee \$ _____ <input checked="" type="checkbox"/> C Costs \$ <u>299</u></p> <p><input type="checkbox"/> D.U.I. School <input type="checkbox"/> Lab Cost \$ _____ <input type="checkbox"/> Other \$ _____</p>	<p>CASE NO. <u>E10-29392</u> CHARGE: <u>Invalid Vehicle Reg.</u> <input type="checkbox"/> amended to _____</p> <p><input type="checkbox"/> PG <input type="checkbox"/> NoLo <input type="checkbox"/> PNG <input type="checkbox"/> FG <input type="checkbox"/> Jail _____ days <input type="checkbox"/> _____ days Susp. <input type="checkbox"/> _____ Mo. Def. <input type="checkbox"/> Violate no City, State or Federal Laws during def/susp sentence <input checked="" type="checkbox"/> Dismiss</p> <p><input type="checkbox"/> Fine \$ _____ <input type="checkbox"/> Administrative Fee \$ _____ <input checked="" type="checkbox"/> C Costs \$ <u>50</u></p> <p><input type="checkbox"/> D.U.I. School <input type="checkbox"/> Lab Cost \$ _____ <input checked="" type="checkbox"/> Other \$ <u>proof of Registration</u></p>
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**NON-STATUTORY COSTS:** The defendant and/or their attorney acknowledge they are offering and hereby agree to pay costs that may exceed the amount of costs authorized by statute in consideration for having charges dismissed and/or fines waived. Defendant further releases the City of Lawton, its officials and employees from any liability as a result of this agreement and waives any claims resulting therefrom.

**CONSEQUENCES OF VIOLATION OF PROBATION:** If you are accused of committing a subsequent violation of city, state or federal law during the period of your probation, or fail to pay all costs as required by the Court or fail to satisfy any other condition specified by the Court, the City Attorney's Office will file a motion to accelerate on your deferred case. If found guilty, the Court may revoke your deferred sentence and you can be sentenced up to the maximum allowed by law on your previous charge. You can also be sentenced up to the maximum allowed by law on your new charge for the subsequent violation, if you are convicted or plead guilty to the new charge.

TOTAL FINES/COSTS/JAIL DUE AT J & S Blind Plea \$1,149  
J & S: 3 day of March, 2011 at 1:30 p.m.

**DEFENDANT ACKNOWLEDGES NOTICE THAT FAILURE TO APPEAR ON OR BEFORE THIS DATE WILL RESULT IN A WARRANT FOR YOUR ARREST AND A NEW CHARGE OF FAILURE TO APPEAR.**

AGREED: \_\_\_\_\_ PLEASE INITIAL \_\_\_\_\_  
Defendant or Attorney City Prosecutor

AGREED: \_\_\_\_\_  
Municipal Court Judge Date

IN THE MUNICIPAL COURT OF LAWTON  
CITY OF LAWTON  
SITTING IN COMANCHE COUNTY OKLAHOMA

THE CITY OF LAWTON

Plaintiff,

vs.

No. 10-28942

Rowe, James

Defendant,

ORDER OF PROBATION ON [REDACTED] WITHOUT SUPERVISION

Now, on this 3 day of MARCH 11, the same being a juridical day of said court, and the time appointed for hearing the above entitled cause, the defendant

James Rowe being personally present in open court, and Defendant represented by J. Willson and the City of Lawton being represented by its Assistant City-Attorney N. West.

The defendant having been legally charged by information filed in this case with a criminal offense; and having been informed of the nature of the charge and having been duly arraigned thereon; the said defendant personally entered his [REDACTED] to the crime of

DUI .16 in said information.

The Court prior to accepting said plea informed the defendant of his Constitutional rights, including his right to trial by jury, his right to be confronted by his accusers and his right to his privilege against compulsory self-incrimination; and in response to questioning by the Court the defendant said that he understood his Constitutional rights and that he waived each of them, and persisted in his [REDACTED]. The Court further informed the defendant of the minimum and maximum penalty provided by law for the aforesaid offense, and after being further interrogated by the Court, the defendant stated that [REDACTED] of said crimes and that his [REDACTED] was voluntary by him without inducement or coercion.

On the defendant's representation that he had not been previously convicted of felony, and at his request, and with his consent, the Court, without entering a judgment of guilty,

ORDERED AND ADJUDGED that further proceedings be deferred for a period of 6 mos until the 5 day of Sept 11, at which time the defendant or his attorney is ORDERED TO APPEAR before this Court at the hour of 9:00 o'clock A.M. of said day, and that defendant is placed on probation without supervision during such period.

The TERMS AND CONDITIONS OF SAID DEFERRED SENTENCE, are that the Defendant's behavior will be good and that the defendant will refrain from violation of any City, State, or Federal Law.

FURTHER, special conditions of said DEFERRED SENTENCE are as follows:

FURTHER ORDERED that upon completion of the term of probation WITHOUT VIOLATION of said conditions, that the defendant BE DISCHARGED WITHOUT A COURT JUDGMENT OF GUILT and that his [REDACTED] to the offense charged BE WITHDRAWN and the charge be DISMISSED with prejudice to any further action on said charge.

FURTHER ORDERED that in the EVENT OF VIOLATION of the terms and conditions of PROBATION, that this ORDER OF PROBATION BE IMMEDIATELY REVOKED and that judgment of guilt be entered on the defendant's [REDACTED], and that SENTENCE BE IMPOSED AS PROVIDED BY LAW.

FURTHER PROCEEDINGS in this case are hereby stayed and deferred pending the further order of the Court.

Attest:  
COURT CLERK OF CITY OF LAWTON

By Anna Ray  
Deputy Court Clerk

[Signature]  
Municipal Judge

I have read the above and understand the terms and conditions thereof.

[Signature]  
Defendants Attorney

[Signature]  
Defendant

3-3-11  
Date

CITY OF LAWTON

Plaintiff

N WEST

Attorney for Plaintiff

VS.

Case No. 10-28942

Rove James  
Defendant

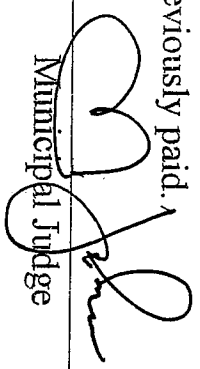
J. Wilson  
Attorney for Defendant

DATE: 9/5/11

COURT MINUTE

The Court finding no further violations of city, state, or federal laws during the deferred period, the Court finds and orders the plea of guilty withdrawn on the above numbered case(s) and that the case(s) is hereby dismissed with costs previously paid.

11-30

  
Municipal Judge

I, DONNA J. MATA, MUNICIPAL COURT  
CLERK in and for CITY OF LAWTON,  
OKLAHOMA, hereby certify that the fore-  
going is a true, correct and complete copy  
of the instrument herewith set out as appears  
of record in the Court Clerk's Office of  
City of Lawton, Oklahoma, this 3  
day of November, 2011  
DONNA J. MATA,  
MUNICIPAL COURT CLERK  
BY R. Morgan, Deputy