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Violation of Felony Probation Leads to State Prison Sentence



ALBANY, NY- District Attorney P. David Soares announced today that **REBECCA REED**, 35, of Lake Luzerne, New York, was sentenced to 1 to 3 years in State Prison after pleading guilty to violating the terms of her Felony Probation before the Honorable Roger McDonough in Albany County Supreme Court this morning.

On February 9, 2013 in the Town of Rensselaerville, the defendant drove through a stop sign and into a snow bank, striking a utility pole. When emergency personnel arrived at the scene to provide the defendant with medical services, she became belligerent and punched one of the first responders. She refused to give her name and address when asked, exhibited multiple physical signs of intoxication and had an open bottle of liquor in her purse. The defendant was taken into custody where she refused to submit to a chemical test to determine her BAC.

REED subsequently pleaded guilty to (1) Count of Aggravated Unlicensed Operation in the First Degree, a Class E Felony, and (1) Count of Driving While Intoxicated, a Class A Misdemeanor and was sentenced to 6 months of weekends at the Albany County Correctional Facility and three years' probation on the DWI, with a concurrent 5 years of Felony Probation on the AUO 1st conviction.

At the time of her guilty plea, the Court informed her that she must agree to follow the conditions of her Felony Probation, and that if she failed to do so, the Court could find her to be in violation of these conditions and sentence her to period of incarceration in State Prison. The defendant agreed to be bound by the terms of her Felony Probation and her plea was accepted by the Court.

However, after the defendant was sentenced, she admitted to taking heroin, and she admitted to failing to report to the Albany County Correctional Facility as directed, as well as to report her change of address to the Albany County Probation Department as required. As a result, the Court found her to be in violation of her Felony Probation and sentenced her to 1 to 3 years in State Prison on the AUO 1st conviction with a concurrent 6 months incarceration on the DWI, to be followed by 3 years of probation with the requirement of the installation of an ignition interlock.

This case was prosecuted by Vehicular Crimes Unit Bureau Chief Mary Tanner-Richter.

For more information please contact Justin Devendorf (518) 275-4785.

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