

STATE OF INDIANA)
) SS:
COUNTY OF PERRY)

IN THE PERRY CIRCUIT COURT
CAUSE NO: 62C01-2003-F5-000147

STATE OF INDIANA)
)
VS.)
)
BETTY HANKS)
DOB: 07/18/1961)

PLEA AGREEMENT

Comes now the defendant, in person and by attorney, and the State of Indiana by Deputy Attorney General, Grainne L. Kao, within and for the Judicial Circuit of Indiana and enters into this recommendation.

The parties agree as follows:

- GA 1. This recommendation, having been signed by all parties, shall be introduced into evidence by stipulation at the time of the defendant's guilty plea and sentencing.
- BA 2. Defendant understands that the Court will review this recommendation and it will either be accepted or rejected by the Court. If rejected, then the recommendation is void.
- GA 3. The defendant agrees to plead guilty to the following charges:
Count I: Theft, a Level 5 Felony
Count II: Identity Deception, a Level 6 Felony
- BA 4. The State agrees to the following for sentencing:
Count I: Theft, a Level 5 Felony
 - a. 3 years (1095 days) in the Indiana Department of Corrections all suspended.
 - b. 3 years (1095 days) on formal reporting probation through the Perry County Probation Department
 - c. The Court shall assess Court costs as the Court deems proper.
 - d. The Court may impose any standard and special conditions of probation deemed proper. However, State agrees that the Defendant may be self-employed under Perry County Standard Terms and Conditions of Probation Number 3; and the Defendant shall be permitted to maintain her residence in Kentucky, and travel to and from Kentucky and Indiana, under Perry County Standard Terms and Conditions of Probation Numbers 4 and 6.
 - e. As a special condition of probation the defendant agrees to voluntarily exclude herself from serving as a director, advisor, owner, or consultant for any laboratory registered as a Medicaid or Medicare provider. Violation of this provision throughout the probationary period will result in the State of Indiana requesting the defendant serve the duration of the suspended sentence in the Indiana Department of Corrections.
 - f. As a special condition of probation the defendant agrees to pay restitution in the amount of \$63,642.65 prior to the completion of the probationary period.
 - g. State agrees that probation may become non-reporting once defendant has paid half of the restitution amount.

Count II: Identity Deception, a Level 6 Felony

- a. Sentence to run concurrent to sentence on Count I.
- b. 2 years (730 days) in the Indiana Department of Corrections all suspended.
- c. 2 years (730 days) on Formal reporting probation through the Perry County Probation Department
- d. The Court may impose any standard and special conditions of probation deemed proper. However, State agrees that the Defendant may be self-employed under Perry County Standard Terms and Conditions of Probation Number 3; and the Defendant shall be permitted to maintain her residence in Kentucky, and travel to and from Kentucky and Indiana, under Perry County Standard Terms and Conditions of Probation Numbers 4 and 6.
- e. As a special condition of probation the defendant agrees to voluntarily exclude herself from serving as a director, advisor, owner, or consultant for any laboratory registered as a Medicaid or Medicare provider. Violation of this provision throughout the probationary period will result in the State of Indiana requesting the defendant serve the full suspended sentence in the Indiana Department of Corrections.
- f. State agrees that probation may become non-reporting once defendant has paid half of the restitution amount.

BA 5. In return, the State will dismiss the following charges:

Count III: Identity Deception, a Level 6 Felony

Count IV: Identity Deception, a Level 6 Felony

Count V: Identity Deception, a Level 6 Felony

Count VI: Identity Deception, a Level 6 Felony

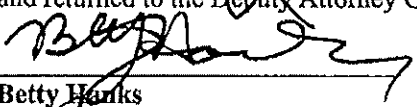
BA 6. The defendant understands that the State and Federal Constitutions guarantee all Criminal defendants certain rights, among them being the rights to a public trial by jury, to a speedy trial, to be free from self-incrimination, to confront and cross-examine the State's witnesses, to have compulsory process for obtaining the witnesses for the defense, and to require the State to prove guilt beyond a reasonable doubt. The defendant further understands that the entry of a guilty plea pursuant to this recommendation waives those rights and constitutes an admission of the truth of all facts alleged in the information count to which a plea of guilty has been entered and that the guilty plea amounts to a conviction on the defendant's criminal record.

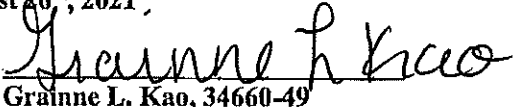
BA 7. The defendant additionally acknowledges satisfaction with defense counsel's representation and competency exhibited in this matter, and further acknowledges belief that this recommendation is in the best interest of the defendant.


BA 8. The defendant has read the rules of probation, has had an opportunity to discuss the rules of probation with his/her attorney and understands them.

BA 9. This recommendation embodies the entire recommendation between the parties, and no promises have been made or inducements given to the defendant by the State which are not set out herein. The defendant acknowledges that the State's recommendation is based upon the defendant's criminal history known to the Deputy Attorney General at the time of making this agreement. In the event that such information is incomplete or inaccurate, a more complete or accurate criminal history is discovered prior to the entry of judgment, or the Defendant is charged with the commission of another offense prior to sentencing on this matter, the State reserves the right to unilaterally withdraw from this agreement.

10. This recommendation expires if not executed by the defendant and his/her counsel of record and returned to the Deputy Attorney General on or before August 26th, 2021.


Betty Hanks
Defendant


Grainne L. Kao, 34660-49
Deputy Attorney General


Kevin Patmore, 18103-82
Attorney for Defendant

Signed this 8th day of September 2021