

IN THE COURT OF COMMON PLEAS, MERCER COUNTY, OHIO
CRIMINAL DIVISION

STATE OF OHIO

Case No. 22-CRM-069

Plaintiff

vs.

ALAN J. BRICHER

Defendant

FILED

MAR 10 2023

MERCER COUNTY CLERK OF COURTS
CELINA, OHIO

JUDGMENT ENTRY ON
JURY TRIAL

This matter came before the court for trial by jury, which commenced on Wednesday, March 8, 2023 at approximately 9:00 a.m. The State of Ohio was represented by Mercer County Prosecuting Attorney Erin M. Minor and Assistant Prosecuting Attorney Anthony J. Miller. The Defendant appeared represented by Attorney Lindsay M. Arway.

The court granted the state of Ohio's motion to amend the date contained in Count 1 of the Indictment to March 1, 2022 to May 12, 2022.

After the close of the state's case, defendant, through counsel, made a motion for acquittal pursuant to Ohio Criminal Rule 29 (A). After arguments from counsel, and after careful consideration of the evidence presented at trial, when viewing the evidence in a light most favorable to the prosecution, the court found the evidence was sufficient for a rational trier of fact to find the essential elements of each crime charged were proven beyond a reasonable doubt. Therefore, the court **DENIED** the motion.

The court recognized defendant's right to renew his motion for acquittal and the court again **DENIED** the motion finding the evidence was sufficient to sustain a conviction of each crime charged.

On March 9, 2023, at approximately 5:05 p.m., after the jury had deliberated since approximately 2:43 p.m. the same day, the matter came back before the court to receive the verdict of the jury.

The jury found the defendant guilty of the following offenses:

Offense I - Engaging in A Pattern of Corrupt Activity, in violation of R.C. 2923.32(A)(1) (2nd Degree Felony)

Offense II - Trafficking in A Fentanyl-Related Compound, in violation of R.C. 2925.03(A)(2) (1st Degree Felony)

Offense III - Possession of A Fentanyl Related Compound, in violation of R.C. 2925.11(A) (1st Degree Felony)

Judgment Entry on Jury Trial

Offense IV - Aggravated Possession of Drugs, in violation of R.C. 2925.11(A) (5th Degree Felony)

Offense V - Aggravated Possession of Drugs, in violation of R.C. 2925.11(A) (5th Degree Felony)

Offense VI - Possessing Criminal Tools, in violation of R.C. 2923.24(A) (5th Degree Felony), and

Offense VII - Illegal Use or Possession of Drug Paraphernalia, in violation of R.C. 2925.14(C)(1) (4th Degree Misdemeanor)

The court then entered a judgment of **GUILTY** to each of the seven (7) charges in accordance therewith.

The court assigned this matter for hearing of **FORFEITURE SPECIFICATIONS** and **SENTENCING** to occur on **Friday, March 10, 2023, at 9:00 a.m.**, and ordered the defendant to appear at that time.

Defendant's bond remains as previously set.

IT IS SO ORDERED.

FILED

MAR 10 2023

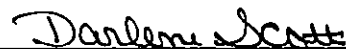
Richard W. Finner
MERCER COUNTY CLERK OF COURTS
CELINA, OHIO


Stephen A. Wolaver, Judge by Assignment

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Judgment Entry on Jury Trial was issued to **Erin M. Minor, Esq.** (Prosecuting Attorney) and **Lindsay M Arway, Esq.** (Defense Counsel), at their respective addresses on this 10th day of March 10, 2023.

XC: COURT



Darlene Scott