

REVIEWED

By Chris Tighe at 12:17 pm, Oct 15, 2015



Katie M. Blakeman

Champaign County Circuit Clerk



Case LookUp Name List

LOGOFF

CRIMINAL CASE LOOKUP FOR CASE #13CF001978

Defendant

SMITH DARMEL L
1207 FLORIDA AVENUE
URBANA IL 61801

Plaintiff

PEOPLE OF ILLINOIS

Information:

File Date: 12/03/13
Court Room:
Next Appearance: 03/18/15
Birth Date: 06/13/80
DEFENDANT: SMITH DARMEL L

FEES & FINES INFORMATION

as of 10-14-2015 10:00PM

ORDERED	DESCRIPTION	PAID	BALANCE
15.00	DOCUMENT STORAGE	.00	15.00
15.00	AUTOMATION	.00	15.00
100.00	CIRCUIT CLERK FEE	.00	100.00
25.00	COURT SECURITY	.00	25.00
50.00	COURT FINANCE FEE	.00	50.00
40.00	STATES ATTORNEY	.00	40.00
2.00	STATES ATTORNEY AUT	.00	2.00
10.00	ARRESTEE'S MEDICAL	.00	10.00
10.00	PROBATION OPER ASSI	.00	10.00
10.00	TRAFFIC/CRIMINAL SU	.00	10.00
.00	DRUG COURT PROGRAM	.00	.00
37.00	SHERIFF FEES	.00	37.00
100.00	VIOLENT CRIME VICTI	.00	100.00
10.00	ST POLICE SERVICES	.00	10.00
15.00	ST POLICE OPERATION	.00	15.00
10.00	CLERK OP & ADMIN FU	.00	10.00

RECEIPT HISTORY INFORMATION

as of 10-14-2015 10:00PM

RECEIPT #	DESCRIPTION	AMOUNT	DATE PAID
121677692	COPIES	1.00	04/29/15
121677692	COPIES	9.50	04/29/15
121677692	COPIES	1.75	04/29/15

CHARGES INFORMATION

as of 10-14-2015 10:00PM

Count	Description
1	MURDER/INTENT TO KILL/INJURE
1	MURDER/INTENT TO KILL/INJURE
2	MURDER/INTENT TO KILL/INJURE
3	MURDER/INTENT TO KILL/INJURE
4	MURDER/STRONG PROB KILL/INJURE
4	MURDER/STRONG PROB KILL/INJURE

DOCKET INFORMATION

as of 10-14-2015 10:00PM

12-03-13 Charge 01 Count 001 MURDER/INTENT TO KILL/INJURE
Statute 720 5/9-1(a)(1) Class M Orig.
Agency: CHAMPAIGN POLICE DEPARTMENT Charge Instr: Information
Charge 02 Count 002 MURDER/INTENT TO KILL/INJURE
Statute 720 5/9-1(a)(1) Class M Orig.
Agency: CHAMPAIGN POLICE DEPARTMENT Charge Instr: Information
Companion Charge
Charge 03 Count 003 MURDER/INTENT TO KILL/INJURE
Statute 720 5/9-1(a)(1) Class M Orig.
Agency: CHAMPAIGN POLICE DEPARTMENT Charge Instr: Information
Companion Charge
Charge 04 Count 004 MURDER/STRONG PROB KILL/INJURE
Statute 720 5/9-1(a)(2) Class M Orig.
Agency: CHAMPAIGN POLICE DEPARTMENT Charge Instr: Information
Companion Charge
Probable cause warrant issued
Verified information on file. Witness sworn. Evidence heard.
Probable cause to arrest determined, warrant issued. Bond set in the
amount of \$2,000,000.00.
Warrant issued.
Court file Ordered Sealed and Impounded, see Order.

12-04-13 Order of Impoundment is now vacated by the Court.
Court vacates the order of Impoundment previously issued in this
matter.

12-05-13 Charging documents
Charging documents
Expanded record of arraignment proceedings.
Defendant is arraigned. Public Defender is appointed and James Kuehl
appears instanter. Defendant requests Preliminary hearing. Cause is
allotted for Preliminary hearing on 12/17/13 at 1:30 p.m. in Courtroom
C. Cause is further allotted for Pre Trial on 1/21/14 at 1:30 p.m. in
Courtroom C. Bond is to continue. Defendant is admonished as to trial
and sentencing in absentia. See expanded record.
Cause allotted for pre-trial on

12-06-13 Warrant served. Service fees \$37.00

12-11-13 Subpoena Served. No Fees.

12-17-13 Pretrial order after waiver or finding of probable cause
People appear by Mr. Ziegler and Mr. Bennett. Defendant appears
personally, in custody and with counsel, Janie Miller-Jones. Cause
called for preliminary hearing. Witnesses sworn. Evidence heard. The
Court having heard the evidence on preliminary hearing and being fully
advised in the premises finds probable cause to believe that the
Defendant has committed one or more felony offenses as charged in the
information. Defendant enters a plea of not guilty and requests
trial by jury. Pre-Trial Discovery Order on file. Bond to continue.
Defendant is admonished as to trial and sentencing in absentia if he
should post bond.

01-10-14 Proof of service on file.
Discovery Answer filed

01-14-14 Motion to Continue filed
Proof of service on file.
Supplemental Discovery filed

01-21-14 Substitution of Counsel approved. PD vacated, Patel's office appears.
People appear by Asst. State's Attorney. Defendant appears with
Counsel. Substitution of Counsel on file. Appointment of the Office
of the Public Defender to represent Defendant is terminated. Attorney
Mr. Steves appears and files an entry of appearance on behalf of
Patel Law Offices to appear as Defendant's counsel. Written Order
entered. Cause is called for pre-trial. Motion by the defendant to
continue. People state no objection. Motion is allowed. Cause is
continued on the defendant's motion for further pre-trial 2/18/14 at
11:00 a.m. in Courtroom C. Defendant is admonished as to trial and
sentencing in absentia. Defendant's bond is to continue.

02-18-14 Motion by the defendant for continuance. Motion allowed. Trial
setting is vacated.

03-12-14 Proof of service on file.
Supplemental Discovery filed

03-18-14 Motion by the defendant for continuance. Motion allowed. Trial
setting is vacated.

11-18-14 Subpoena Served. No Fees.
Subpoena not found.
Affidavit of mailing on file.
Supplemental Discovery filed

11-20-14 Subpoena Served. No Fees.

11-21-14 Cause called for hearing on Subpoena Returns
People appear by Mr. Ziegler and Mr. Bennett. Defendant appears by Mr. Brakke from Patel Law Office. Cause is called for hearing on the Subpoenas previously issued returnable this date. No appearance by Tracey Pettigrew, Kendall Jackson, Jerrod Smith or Thomas Burgin. Carlos Campbell appears and on motion of the People and by agreement of the defendant, Mr. Campbell is released from the subpoena and the subpoena is discharged as to Mr. Campbell. Linda Reynolds appears, Ms. Reynolds is ordered to appear on 12/3/14 at 9:00 a.m. in Courtroom C and she is advised that a warrant may issue if she fails to appear. David Reynolds appears, Mr. Reynolds is ordered to appear on 12/3/14 at 9:00 a.m. in Courtroom C and he is advised that a warrant may issue if he fails to appear. Tina Cowan appears, Ms. Cowan is ordered to appear on 12/3/14 at 9:00 a.m. in Courtroom C and she is advised that a warrant may issue if she fails to appear. Randy Butts appears, Mr. Butts is ordered to appear on 12/3/14 at 9:00 a.m. in Courtroom C and he is advised that a warrant may issue if he fails to appear. Cause remains allotted for Jury Trial commencing 12/1/14 at 1:30 p.m. in Courtroom C for jury selection.

11-24-14 Subpoena Served. No Fees.
Subpoena not served.
Subpoena not served.
Affidavit of mailing on file.
Supplemental Discovery filed

11-25-14 Defendant's Twelfth Motion in Limine on file.
Defendant's Eleventh Motion in Limine on file.
Defendant's Thirteenth Motion in Limine on file.
Defendant's Tenth Motion in Limine on file.
Defendant's Ninth Motion in Limine on file.
Defendant's Eighth Motion in Limine on file.
Defendant's Seventh Motion in Limine on file.
Defendant's Sixth Motion in Limine on file.
Defendant's Fifth Motion in Limine on file.
Defendant's Fourth Motion in Limine on file.
Defendant's Third Motion in Limine on file.
Defendant's Second Motion in Limine on file.
Defendant's First Motion in Limine on file.

12-01-14 People's Second Motion in Limine on file
People's First Motion in Limine and Notice of Intention to Offer on file
Subpoena not found.
Cause called for jury trial
People appear by Asst. State's Attorney Mr. Ziegler and Mr. Bennett. Defendant appears in custody and with attorney Mr. Patel and Mr. Steves. Cause is called for Trial. Defendant is advised as to the nature of the allegations set for trial this date and as to the possible penalties. Court finds he understands the same. Cause is called for hearing on all Motions in Limine, rulings recited in the record. Statement of the Nature of the Case on file and amended on its face by the Court this date. People's Witness List on file. Stipulations 1, 2, 3 and 4 are filed. Jurors selected and sworn. Trial recesses for the day. Trial to reconvene for further jury selection 12/2/14 at 9:00 a.m. in Courtroom C. Defendant's bond is to continue.
Stipulation #4 on file.
Stipulation #3 on file.
Second Stipulation of the Parties on file.
First Stipulation of the Parties on file.
People's Witness List on file.
Statement of the Nature of the Case on file.

12-02-14 Subpoena not found.
Subpoena Served. No Fees.
Jury Trial resumes
People appear by Mr. Ziegler and Mr. Bennett. Defendant appears with attorneys Mr. Patel and Mr. Steves. Jury trial resumes. Jurors selected and sworn. State's List of Exhibits filed this date. Opening statement heard. People present evidence. Trial recesses for the day. Trial to reconvene at 9:00 a.m. on 12/3/14 in Courtroom C. State's Exhibit List on file.

12-03-14 Jury Trial resumes
People appear by Mr. Ziegler and Mr. Bennett. Defendant appears with

attorneys Mr. Patel and Mr. Steves. Jury trial resumes. Jurors all present. People present evidence. Trial recesses for the day. Trial to reconvene at 9:00 a.m. on 12/4/14 in Courtroom C.
Trial resumes.
12-04-14 People appear by Mr. Ziegler and Mr. Bennett. Defendant appears with attorneys Mr. Patel and Mr. Steves.
Trial resumes. All jurors present. People present evidence. People rest. Motion by the deft. for directed verdict at the close of the State's evidence. Arguments heard. Motion is denied. Deft. presents no evidence. Deft. rests. Deft. renews motion for directed verdict at the close of all the evidence. Arguments heard. Motion is denied. Jury Instruction conference held outside the presence of the Jury. Trial recesses for the day. Trial to reconvene at 9:00 a.m. on 12/5/14 in Courtroom C.
Jury Instructions on file.
Jury Instructions not given on file.

12-05-14 Trial resumes
People appear by Asst. State's Mr. Ziegler and Mr. Bennett. Defendant appears in custody and with attorney Mr. Patel and Mr. Steves. Jury trial resumes. All jurors appear. Closing arguments heard. Jurors instructed. Alternates excused. Jurors retire to deliberate in the custody of the sworn Court Security Officer.
LATER:
People appear by Asst. State's Attorney Mr. Ziegler and Mr. Bennett. Defendant appears in custody and with attorney Mr. Patel and Mr. Steves. Jurors return their verdict into open Court. "We, the jury, find the defendant, Darmel Smith guilty of First Degree Murder." Jurors excused. Judgment entered on the verdicts in favor of the People and against the defendant. Cause is allotted for hearing on any post-trial motions, and sentencing, if the matter is reached in 1/16/15 at 1:30 p.m. in Courtroom C. Court Services Dept. is directed to prepare a Pre-Sentence Report for the hearing and to provide copies to the Court and Counsel at least 3 days prior to the hearing. Order for Sentencing Report entered. Motion by the People to revoke the defendant's bond. Motion is allowed. Defendant is ordered held without bond.
Disposition 01/00 Count 001 Awaiting Sentencing
Disposition: Guilty MURDER/INTENT TO KILL/INJURE
Disposition Type: By Jury Defendant Plea: Not Guilty
Statute 720 5/9-1(a)(1) Class M
Disposition 02/00 Count 002 Awaiting Sentencing
Disposition: Guilty MURDER/INTENT TO KILL/INJURE
Disposition Type: By Jury Defendant Plea: Not Guilty
Statute 720 5/9-1(a)(1) Class M
Disposition 03/00 Count 003 Awaiting Sentencing
Disposition: Guilty MURDER/INTENT TO KILL/INJURE
Disposition Type: By Jury Defendant Plea: Not Guilty
Statute 720 5/9-1(a)(1) Class M
Disposition 04/00 Count 004 Awaiting Sentencing
Disposition: Guilty MURDER/STRONG PROB KILL/INJURE
Disposition Type: By Jury Defendant Plea: Not Guilty
Statute 720 5/9-1(a)(2) Class M
Order for Sentencing Report on file.
Jury Instructions on file.

12-31-14 Notice of appeal.
Correspondence with request for Appointment of Counsel on Appeal and Notice of Appeal on file by defendant, pro se. File stamped copy returned to defendant and file forwarded to Judge Ladd.
Correspondence from defendant on file.

01-05-15 Ex parte correspondence received and ordered filed. Correspondence is not considered by the Court. Copies sent to counsel.
Correspondence from the Judge to counsel on file.
Correspondence from the defendant on file.

01-06-15 Request for Media Credentials on file by Mary Schenk, Sixth Circuit Media Coordinator.
Correspondence from Court Reporter to defendant on file.
Request for Media Credentials on file.

01-12-15 Email on file regarding permission to use cameras in the courtroom.
Sentencing Hearing re-allotted on motion of the deft.'s counsel and without objection by the State.
Motion to Continue filed
Email on file regarding motion filed by counsel.

01-16-15 Addendum to Presentence
report filed .

01-20-15 Motion for Directed Verdict of Acquittal or New Trial on file
Character reference on file.

Character reference on file.

01-21-15 Email on file regarding question for counsel.

01-22-15 Disposition 01/01 Count 001 Cost Only
Disposition: Guilty MURDER/INTENT TO KILL/INJURE
Disposition Type: By Bench Defendant Plea: Guilty
Statute 720 5/9-1(a)(1) Class M
Sentence: 01/22/2015
Sentence: Cost Only In force
Sentence: Department Of Corrections 52Yrs In force
Sentence: Credit Time Served 415Days In force
Sentence: Deft advised of Supreme Court Rule 605 Appeal Rights In for
Sentence: Credit toward all fees and fines 415Days In force
Sentence: Violent Crime Victims Assistance Fine In force
Cost Only 449.00
Payment Due
Sentencing Order/Order for Pre-Sentence report.
Appearance of the People by Steven D. Ziegler. Appearance of the
Defendant personally in custody and with counsel, Mr. Steeves and Baku
Patel. Cause called for sentencing hearing. Counts 2, 3 and 4 are
merged with Count 1 for sentencing. Witnesses sworn; evidence heard.
Statements of counsel heard. Statement of the defendant heard.
Defendant is ordered to serve a period of incarceration of 52 years,
in the Illinois Department of Corrections. Defendant is to receive
credit for 415 days previously served. Defendant is ordered to pay
the statutory fines, fees and costs including a violent crime victims
assistance act fee and the Court costs. Defendant is to receive
credit of \$2,015.00 towards the fines and costs based on the 415 days
served. Defendant's bond order is vacated. Bond, if any, is to be
applied first to any bond assignment on file and any remaining bond to
be applied to the fines and costs. Defendant advised of right to
appeal and rights pursuant to Supreme Court Rule 605 and the Court
finds that the defendant understands the same.
Mittimus prepared.
Judgment - Sentence to Illinois Dept. of Corrections.
Fees & Fines Assessment Form on file.

01-26-15 Payment Due

01-27-15 Disposition sent through ADR process this date. SPT

02-02-15 Statement of State's Attorney filed

02-03-15 Motion to Reconsider Sentence on file

02-10-15 Motion to Reconsider Sentence set for hearing

02-12-15 Record of exhibits received on file.

03-13-15 Hearing on Motion to Reconsider Sentence.
People appear by Mr. Ziegler. Defendant appears by counsel, Mr.
Steeves. Cause is called for hearing on the defendant's Motion to
Reconsider. Court has considered the motion on file and Comments of
counsel this date. The Motion to Reconsider Sentence is denied. No
written order is required. Representation to the Court that the
defendant is indigent.
Office of the Circuit Clerk is to prepare and file a Notice
Office of the Circuit Clerk is to prepare and file a Notice of Appeal.
Office of the State Appellate Defender appointed to represent the
defendant on the appeal. Office of the Circuit Clerk is to notify the
State Appellate Defender of their appointment.
Transcript for appeal notice required.
Appointment of counsel on appeal prepared.

03-18-15 Notice of appeal prepared.

03-27-15 Appeal Affidavit was mailed.

04-07-15 Appellate Court's letter to counsel pursuant to
Supreme Court Rule 312 on File.

04-08-15 Appellate Defender's letter acknowledging their
Appointment to represent defendant on appeal and their request to have
the record filed with the Appellate Court.

04-08-15 Appellate Court Docketing Order on File.

04-29-15 Copies & Certified Copies

05-11-15 Appeal prepared for appellate court this date.
Fines and Costs on file

05-20-15 Circuit Clerks Office Received the Following Transcripts:
December 5 2013, JRK, Nancy Sivertsen
December 17 2013, HNL, Nancy Sivertsen
January 21 2014, HNL, Laura B. Workman
February 18 2014, HNL, Nancy Sivertsen
March 18 2014, HNL, Tammy Sue Cobb
April 15 2014, HNL, Laura B. Workman
May 13 2014, HNL, Nancy Sivertsen
June 17 2014, HNL, Alan Richey
July 15 2014, HNL, Holly Wingstrom

September 16 2014, HNL, Nancy Sivertsen
November 21 2014, HNL, Holly Wingstrom
August 12 2014, CML, Joni E. Markel
December 1 2014, HNL, Joni E. Markel
December 2 2014, HNL, Joni E. Markel
December 2 2014, HNL, Joni E. Markel
December 3 2014, HNL, Joni E. Markel
December 3 2014, HNL, Joni E. Markel
December 4 2014, HNL, Joni E. Markel
December 5 2014, HNL, Joni E. Markel
January 22 2015, HNL, Nancy Sivertsen
March 13 2015, HNL, Joni E. Markel
Record of Appeal, 4-15-0209, mailed on file
Certificate of Certified mailing prepared.
Record of exhibits sent to appeal on file.
Receipt Of Exhibits prepared and mailed.
Certificate of Certified mailing prepared.
Receipt from the Appellate Court.
Receipt from the Appellate Court that common law record received from
the circuit court on file. Appellate Court No. 4-15-0209

05-21-15

05-28-15

05-29-15

The PASS system is intended to be a summary of information for the public. It does not take the place of the legal information that is held in the actual Court file. The Clerk of the Circuit Court of Champaign County accepts no liability for discrepancies between these electronic versions and the official printed documents.

Case LookUp

Name List

LOGOFF