

COMMONWEALTH OF KENTUCKY
DAVIESS DISTRICT COURT
DIVISION NO. I
14-M-02168 & 15-M-00809

COMMONWEALTH OF KENTUCKY

PLAINTIFF

VS.

JESSE SHERMAN

DEFENDANT

PLEA

The Defendant, Jesse Sherman, was originally served with a Summons for one (1) count of Barbering Without a License and one (1) count of Operating Unlicensed Barber Shop in Case No. 14-M-02168, with said Summons being served on August 18, 2014. The Defendant was subsequently charged with an additional count of Barbering Without a License and Operating Unlicensed Barber Shop in Case No. 15-M-00809, with said Summons being served on April 20, 2015. The Defendant is represented by Public Advocate, Hon. Matt Meier. The Commonwealth is represented by Assistant County Attorney, Hon. Kent Overstreet. The Commonwealth and the Defendant, by and through his counsel, have reached a Plea Agreement regarding all four (4) charges and the terms and conditions of the plea are as follows:

1. The Defendant shall immediately cease and desist any and all "barbering" activities as defined in KRS 317.410;
2. The Defendant shall immediately cease any and all operation(s) of any "barber shop" as defined in KRS 317.410;
3. The Defendant shall immediately remove any and all advertisements indicating the practice of barbering and/or advertising barbering services including any

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AND CORRECT COPY AS APPEARS IN MY OFFICE
THIS 6 DAY OF AUGUST, 2015
SUSAN W. TIERNEY, CLERK
DAVIESS CIRCUIT CLERK
BY J. Miller, D.C.

reference to "NappyFadz Barber Shop", including any social media sites referring to or promoting "NappyFadz Barber Shop" including, but not limited to FaceBook, Twitter, MySpace, Instagram, SnapChat or any other social media of any kind. The Defendant shall remove any posts on such media advertising and/or referring to "NappyFadz Barber Shop" and/or barbering services, whether referring to such services directly or indirectly.

4. The Defendant shall immediately remove any and all advertisements from his vehicle and the premises located at 1621 W. 9th Street in Owensboro, Kentucky, indicating the practice of barbering and/or advertising barbering services including any reference to "NappyFadz Barber Shop", including any decals, signage, stickers, business cards or other printed media of any kind. The Defendant shall make his vehicle and the W. 9th Street property available for inspection by the Kentucky Board of Barbering for confirmation of such removal within 30 days of the date of this plea.

5. The Defendant shall remove all barbering tools/equipment/supplies, of any kind, within 30 days of the date of this plea, and shall make the premises available for inspection by the Kentucky Board of Barbering for confirmation of such removal;

6. The Defendant shall obtain a barber license in conformity with KRS Chapter 317 *et. seq.* and shall not offer any barbering services as defined in KRS Chapter 317 until such time as he is properly licensed with the Commonwealth of Kentucky and obtains any necessary business/occupational licenses necessary to operate. The requirement of obtaining a barbering license necessarily requires the mandatory schooling/training and/or proof thereof from a jurisdiction and barbering school/training program recognized by the Commonwealth of Kentucky with verification of the

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successful completion of sufficient hours in the training required by the Commonwealth of Kentucky, via certified transcript, in order to obtain such licensure from the Kentucky Board of Barbering.

7. In Case No. 14-M-02168, the Defendant admits to one (1) count of Barbering without a License and one (1) count of Operating an Unlicensed Barber Shop and is sentenced to a \$500.00 fine on **EACH** count, and 365 days jail time on **EACH** count, probated for two (2) years. \$475.00 shall be suspended on each count and the jail time will be probated based upon **ABSOLUTE TOTAL COMPLIANCE** with the conditions enumerated above in numerical paragraphs 1-6 above.

8. In Case No. 15-M-00809, the Defendant admits to one (1) count of Barbering without a License and one (1) count of Operating an Unlicensed Barber Shop and is sentenced to a \$500.00 fine on **EACH** count, and 365 days jail time on **EACH** count, probated for two (2) years. \$475.00 shall be suspended on each count and the jail time will be probated based upon **ABSOLUTE TOTAL COMPLIANCE** with the conditions enumerated above in numerical paragraphs 1-6 above.

9. The Defendant is further advised that in that event the he is found to be "barbering" and/or operating a "barber shop" as defined in KRS Chapter 317 *et. seq.*, he will be permanently barred from obtaining a license from the Kentucky Board of Barbering, even if he completes the training proscribed/required by KRS Chapter 317 based upon his plea to the charges herein.

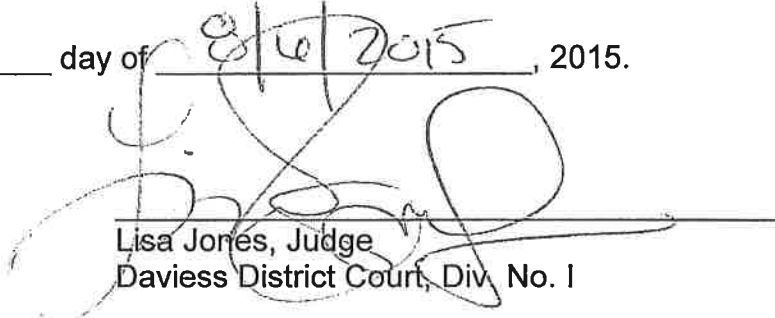
10. The Defendant is knowingly, intelligently and voluntarily entering into this plea with the advice of counsel. The Defendant acknowledges that he has had a full and fair opportunity to review the terms and conditions of this plea, both individually and

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with counsel, and he fully understands the conditions and ramifications of entering this plea. The Defendant has previously demanded a trial by jury; however, based upon his plea of guilty, he now withdraws that demand for jury trial and requests the entry of this plea. It is with full understanding that the Defendant is executing the plea and requesting the Court to accept the terms and conditions of this plea.

THIS IS A FINAL AND APPEALABLE ORDER, THERE BEING NO JUST CAUSE FOR DELAY IN ITS ENTRY.

SO ORDERED, this the 8/10 day of 2015, 2015.



Lisa Jones, Judge
Daviness District Court, Div. No. 1

PREPARED BY:

1625

Kent Overstreet
Assistant Daviess County Attorney
P.O. Box 158
Owensboro, KY 42302-0158
COUNSEL FOR THE COMMONWEALTH.

* Court costs = PD fees due on each case along w/ fine no later than 6 mos. from this date.

HAVE SEEN/AGREED TO ENTER:*




Sonja Minch
Kentucky Board of Barbering



Jesse Sherman
DEFENDANT.



Hon. Matt Meier
Office of Public Advocacy

finer on both cases total \$100.00 plus 2 court costs plus PD fees totaling \$40.00


I CERTIFY THAT THE FOREGOING IS A FULL AND CORRECT COPY AS APPEARS IN MY OFFICE THIS 10 DAY OF August, 2015
SUSAN W. TIERNEY, CLERK
DAVISS CIRCUIT CLERK
BY J. Tierney, D.C.



Fine and Cost List

Case No. 15M809
County Douess

COMMONWEALTH OF KENTUCKY

PLAINTIFF

VS.
Jesse Sherman

DEFENDANT

NOTICE TO DEFENDANT: If the Court has **ORDERED** you to pay **today**, take this form with payment immediately to the Circuit Court Clerk's Office. Failure to pay as ordered by the Court may result in your arrest.

COSTS/FEES & FINES

Court Costs: \$130 (Add: Fine, Ct. Facility & Library, if applicable)
Court Costs: \$120 (Add: Fine, Ct. Facility & Library, if applicable)
Court Costs: \$100 (Add: Fine, Ct. Facility & Library, if applicable)
Criminal & Traffic Fines \$ 50

RESTITUTION/FEES/OTHER FINES/FORFEITURES:

Restitution \$ _____ Bond Forfeiture
Restitution Fee \$ _____
Charges for Services \$ _____ Fish & Game Fines \$ _____
Bond Filing Fee \$ _____ HWZ Safety Fines \$ _____
Bond 10% Fee \$ _____ Alcohol Intox Fines \$ _____
DUI Service Fee \$ _____ ERRF Fines \$ _____
Court Facility Fee \$ 20 Handicap Fines \$ _____
P.A. Partial Fee \$ 20 Alimony & Support \$ _____
Law Library Fee \$ 150 MCFO (specify): \$ _____
\$ 70 \$ 25
\$ 70 \$ 30
\$ _____ \$ _____

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EMMANUEL W. TIERNEY, CLERK
ADDRESS: CIRCUIT CLERK
BY [Signature], D.C.

Total Due: \$ 254

COMMENTS: _____

2/10/16



Case No. 14M2168
County Daviess

Fine and Cost List

COMMONWEALTH OF KENTUCKY

PLAINTIFF

VS.

Jesse Sherman

DEFENDANT

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Bond Filing Fee \$ _____ HWZ Safety Fines \$ _____
Bond 10% Fee \$ _____ Alcohol Intox Fines \$ _____
DUI Service Fee \$ _____ ERRF Fines \$ _____
Court Facility Fee \$ 20 Handicap Fines \$ _____
P.A. Partial Fee \$ 20 Alimony & Support \$ _____
Law Library Fee \$ 1.50 MCFO (specify): 70 \$ 2.50
\$ _____
\$ _____
\$ _____

I CERTIFY THAT THE FOREGOING IS A FULL
AND CORRECT COPY AS APPEARS IN MY OFFICE
THIS 4 DAY OF August, 2015
STEPHEN TIERNEY, CLERK
DAVIESS CIRCUIT CLERK
BY [Signature], D.C.

Total Due: \$ 224

COMMENTS:

[Signature]

2/10/16