

IN THE 29th CIRCUIT COURT OF JASPER COUNTY, JOPLIN, MISSOURI

STATE OF MISSOURI,

Plaintiff,

vs.

Mason Roach,
Defendant,

DEFENDANT

Exhibit A ¹⁸²⁴ NLB

No. 2019 CR00833-01

Address

PETITION TO ENTER PLEA OF GUILTY

The Defendant represents to the Court:

1. My full true name is Mason Scott Roach. I am 27 years of age. I have gone to school up to and including the 8th grade.
2. I am represented by a lawyer. ^{Her} His name is Rachel Fisher.
3. I received a copy of the information (charge against me). I read the information and have discussed it with my lawyer. My lawyer explained every charge to me and I understand that I am charged with Murder in the 2nd degree.

I understand the nature of every charge against me.

4. I told my lawyer all the facts and circumstances known to me about the charges made against me in the information. I believe that my lawyer is fully informed on all such matters.
5. I know that the Court must be satisfied that there is a factual basis for a PLEA OF GUILTY before my plea can be accepted. I represent to the court that I did the following acts in connection with the charges made against me: I shot Johnathan Powell

(In the above space defendant must set out in detail what he did. If more space is needed, add a separate page.)

6. My lawyer has counseled and advised with me on the nature of each charge, on all lesser-included charges, if any, and on all possible defenses that I might have in the case.

7. I know that I may plead NOT GUILTY to any offense charged against me. If I plead NOT GUILTY, the Constitution guarantees me, among other possible rights, (a) the rights to a speedy and public trial by jury (b) the right to see and hear all witnesses called to testify against me and to cross-examine all witnesses (c) the rights to use the power and process of the Court to compel the production of any evidence, including the attendance of any witnesses in my favor (d) the right to have the assistance of a lawyer at all stages of the proceedings, and (e) the right to take the witness stand at my sole option, and, if I do not take the witness stand, no inference of guilt may be drawn from such failure. If I plead GUILTY, I waive (give up) all these rights.
8. I know that if I plead GUILTY, there will be no trial either before a Court or jury, and the Court may impose the same punishment as if I had pleaded NOT GUILTY, stood trial and been convicted by a jury.
9. I know in the State of Missouri, the State must prove my guilt beyond a reasonable doubt and to the satisfaction of the jury and that all twelve (12) jurors must vote to convict me in order for me to be found GUILTY.
10. I know that I may be entitled to take this case out of the county and have it tried before a jury in some other County; also, I know that I may be entitled to disqualify the regular Judge of the Court and have another Judge hear my case or accept me plea.
11. My lawyer informed me that the range of punishment which the law provides is 10 to 30-11/2 years imprisonment, or ~~_____~~ to ~~_____~~ months in the County Jail, or a fine not exceeding \$ ~~_____~~ or both the fine and confinement of jail.
12. If I am on probation or parole in this or any other Court, I know that by pleading GUILTY here, my probation or parole may be revoked, and I may be required to serve time in the case, which may be consecutive, that is, in addition to any sentence imposed upon me in this case.
13. I declare that no officer or agent of any branch of government (federal, state or local) has promised or suggested that I will receive a lighter sentence, or probation, or any other form of leniency if I plead GUILTY, except as follows: see below

The Prosecuting Attorney promised that if I plead GUILTY, he will do the following:

Sentence will not exceed 30 years
w/ credit for time served
NOTE ACA (4 II)

(Here insert any promises or concessions made to the defendant or to his attorney. If none, insert, "No promises or concessions made to me or my attorney.")

If anyone else made any promises or suggestions, except as noted in the previous sentences, I know that he had no authority to do it. I know that the sentence I will receive is solely a matter within the control of the Judge. I hope to receive lenience, but I am prepared to accept any punishment permitted by law which the Court sees fit to impose. However, I respectfully request the Court to consider, in mitigation of punishment, that I have voluntarily entered a PLEA OF GUILTY.

14. Neither I, nor any of my friends or loved ones, has been mistreated, threatened, coerced, or forced in any manner by anyone to get me to plead guilty, nor were there any promises, inducements, or representations made except as set forth in paragraph 13 above.
15. I believe that my lawyer has done all that anyone could do to counsel and assist me, and I AM SATISFIED WITH THE ADVICE AND HELP HE/SHE HAS GIVEN ME.
16. I know that the Court will not permit anyone to plead GUILTY, who maintains he is entirely innocent, and with that in mind and because I AM GUILTY and do not believe that I could be found innocent by a jury, I wish to plead GUILTY and respectfully request the Court to accept my PLEA OF GUILTY.
17. My mind is clear, and I am not mentally ill. I am not under the influence of alcohol or drugs, and I am not under a doctor's care. The only drugs, medicines or pills that I took within the past seven (7) days are: Anxiety, Sleepng & night
tenor medication
(If none, so state.)
18. I do not have any complaints against any law enforcement officials concerning my treatment while in jail. I had sufficient food, water, medical care and bedding, and I was not mistreated by any inmate while in jail. There are no exceptions to any these statements, except: none other than as previously
stated & adressed by the Court
(If none, so state.)
19. I OFFER MY PLEA OF GUILTY FREELY AND VOLUNTARILY AND OF MY OWN ACCORD AND WITH FULL UNDERSTANDING OF ALL THE MATTERS SET FORTH IN THE INFORMATION AND IN THE PETITION.

20. I have read, and my attorney has explained to me, the Petition to Enter Plea of Guilty, this 8th day of Jan, 2024



Defendant

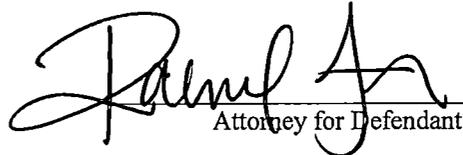
CERTIFICATE OF COUNSEL

The undersigned, as lawyer and counselor for the defendant,

Mason Roach

_____ , hereby certifies:

1. I have read and fully explained to the defendant the allegations contained in the information in this case.
2. To the best of my knowledge and belief the statements, representations and declarations made by the defendant in the foregoing petition are in all respects accurate and true.
3. I explained the range of punishment for each count to the defendant.
4. The PLEA OF GUILTY offered by the defendant in paragraph 16 accords with my understanding of the facts he related to me and is consistent with my advice to the defendant.
5. I have investigated the circumstances of the case and have explored all avenues leading to facts relevant to guilt and degree of guilt or penalty. I have made efforts to secure information in the possession of the prosecution and law enforcement authorities.
6. In my opinion the PLEA OF GUILTY offered by the defendant in paragraph 16 of the petition is voluntarily and understandingly made. I recommend that Court accept the PLEA OF GUILTY.


Attorney for Defendant

IN THE CIRCUIT COURT OF JASPER COUNTY, MISSOURI
DIVISION I, AT JOPLIN

STATE OF MISSOURI)
)
Plaintiff,)
)
v.)
)
MASON SCOTT ROACH)
)
Defendant.)
)

DEFENDANT

Exhibit B NLB
1-824

Case No. 20AO-CR00833-01

PLEA AGREEMENT WITH SENTENCING ASSESSMENT REPORT

The following are all of the promises made to and on which Defendant relies in being willing to plead guilty:

1. **SENTENCE** will not exceed: Thirty (30) years as amended to murder in the second degree on Count I
2. **DISMISSALS:** Count II
Defendant understands that the above counts/cases will be dismissed after sentencing. Defendant understands and agrees that the sentencing judge may consider facts underlying the dismissed counts/cases to determine restitution and appropriate sentence.
3. **CONDITIONS OF PROBATION OR PAROLE**, if granted to be established by the Court and will include any and all special conditions as set forth in the Sentencing Assessment Report including but not limited to:
 - RESTITUTION** \$ _____ including fees to be paid as set forth in the Restitution Agreement Form.
 - FINE** \$ _____ to be paid as directed by the Court.
 - COMMUNITY SERVICE:** _____ hours to be completed as directed by the Court or Probation Officer.
 - OTHER:** _____
4. **COURT COSTS AND CIVIL JUDGMENTS** including but not limited to the Crime Victims' Compensation Fund to be assessed by the Court.
5. **SENTENCING:** Defendant must appear for sentencing. If Defendant fails to appear for sentencing and/or to Probation & Parole to participate in the Sentencing Assessment Report, he/she will be bound by the guilty plea but the State and the Court will not be bound by the above recommendation as to term of years or position on probation.
6. Defendant must refrain from committing further criminal acts. If Defendant is charged with any further crimes, he/she will be bound by the guilty plea but the State and Court will not be bound by the above recommendation as to term of years or position on probation.
7. **OTHER:** _____

I, the undersigned Defendant, state that I have read and fully understand the Plea Agreement above. My attorney has also fully explained it to me. I freely, knowingly, and voluntarily agree to the plea bargain. I have been advised, and I do understand that the Court is not compelled to accept this plea agreement nor is it compelled to follow the recommendations of my attorney, the Prosecuting Attorney, or any other person. **I have been advised and I do understand that the current state of the law defines the offense of murder in the second degree as a dangerous felony and requires that I serve 85% of whatever sentence is imposed before I will be eligible to be considered for parole.** There has been no force or threats, and there have been no promises not included in this agreement used to make me agree to this plea bargain. I am agreeing to this plea bargain of my own free will. I further understand that **this Plea Agreement expires at the end of the Division I criminal docket on Monday, January 8, 2024.** I, respectfully request the Court to accept the plea agreement as set forth above.

1-8-24
Date

[Signature]
Defendant

Approved/Disapproved

[Signature]
Prosecuting Attorney

[Signature]
Rachel Fisher
Attorney for Defendant