

STATE OF INDIANA)	IN THE MADISON CIRCUIT COURT 3
)SS:	
COUNTY OF MADISON)	CAUSE NO: 48C03-2208-MR-002205
STATE OF INDIANA)	
<i>Plaintiff,</i>)	
vs.)	
)	
CARL ROY WEBB BOARDS II,)	
<i>Defendant.</i>)	

**SHERIFF'S VERIFIED MOTION TO TRANSFER DEFENDANT
TO THE INDIANA DEPARTMENT OF CORRECTION FOR SAFEKEEPING**

Comes now Intervenor, Madison County Sheriff John Beeman, by counsel, John C. Reeder, and moves this Court to order the transfer of the Defendant to the Indiana Department of Correction for safekeeping prior to trial. In support of this motion, the Sheriff offers the following:

1. The Defendant, Carl Roy Webb Boards II is currently housed at the Hamilton County Jail due to the notoriety of the case in the cause herein for:
 - a. Murder, Ind. Code 35-42-1-1;
 - b. Resisting Law Enforcement, Ind. Code 35-44-1-3-1(c)(1)(B);
 - c. Resisting Law Enforcement, Inc. Code 35-44-1-3-1(a)(3); and
 - d. Unlawful Possession of a Firearm by Serious Violent Felon, Ind. Code 35-47-4-5(c).
2. The Defendant was arrested on July 31, 2022, after Elwood Police Department Officer Noah Shahnavaz was shot and killed.
3. This Court has the authority, under statute and the relevant case law, to transfer a defendant from a detention facility in which Defendant is held, to another detention facility for any number of reasons.
4. Indiana Code 35-33-11-1 allows for the movement of pretrial detainees to the Indiana Department of Correction for personal safety or the safety of others. It states:

Upon motion by the:

- i. Sheriff;
- ii. Prosecuting attorney;

- iii. Defendant or his counsel;
- iv. Attorney general; or
- v. Court;

4. Given the notoriety of the case, he faces a risk of serious bodily injury or death in a county Jail. The Hamilton County Jail is not wanting to house the Defendant any longer since they cannot maintain the extra cost of housing the Defendant. Hamilton County Jail is not wanting to provide the extra the services, attention or necessary supervision to protect or meet the Defendant's needs to guarantee the safety and security of the Defendant, or facility staff.

5. All parties agreed at the last hearing about the housing of the Defendant that Madison County Jail is not a proper or suitable place for the Defendant, therefore, the Madison County Sheriff respectfully requests that the Defendant, Carl Roy Webb Boards II, be placed in the Department of Correction for Safekeeping.

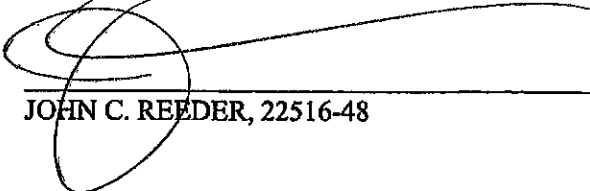
WHEREFORE, Madison County Sheriff, by counsel, moves this Court for an order to transfer the Defendant from the Hamilton County Jail to the Indiana Department of Correction for safekeeping while awaiting trial in the above cause, and for all other relief deemed appropriate in the circumstances.

I AFFIRM UNDER PENALTIES FOR PERJURY THAT THE FOREGOING STATEMENTS ARE TRUE AND CORRECT.



John Beeman, Madison County Sheriff

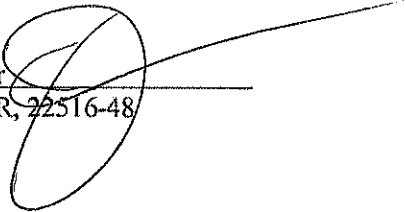
Respectfully submitted,



JOHN C. REEDER, 22516-48

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been forwarded to the following counsel of record: Lemuel Stigler, Joe M. Duepner, Andrew C. Hanna, and Rodney J. Cummings, by IEFS this 30 day of January, 2023.


/s/ John C. Reeder
JOHN C. REEDER, 22516-48
Attorney at Law

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