

Office of the Kane County State's Attorney



JOSEPH H. McMAHON

State's Attorney

Kane County Judicial Center
37W777 Route 38 Suite 300
St. Charles, Illinois 60175

General Offices: (630) 232-3500
Contact:
Christopher Nelson (630) 232-3500

ELGIN MAN SENT TO PRISON FOR VIOLATING DUI PROBATION

January 13, 2012

A Kane County man has been resentenced to prison after he violated terms of his probation from a 2008 DUI.

John J. Kohlbeck, 42, d.o.b. 1-16-1969), most recently of the 500 block of East Chicago Street, Elgin, today was sentenced by Circuit Judge David R. Akemann to four years in the Illinois Department of Corrections.

On Dec. 2, 2008, Kohlbeck was stopped by Hampshire police for driving in the wrong lane into oncoming traffic. Kohlbeck refused to submit to a breath test and field sobriety tests but was unable to stand because he was highly intoxicated, police said.

On Dec. 17, 2009, Kohlbeck was sentenced to 30 months' probation, and 180 days in the Kane County jail to be followed by 180 days on an alcohol monitoring device. As part of his probation, Kohlbeck was prohibited from consuming alcohol.

In December 2010, Kohlbeck was resentenced to an another 180 days in jail after he admitted in court that he unlawfully removed the monitoring device from his ankle.

On Sept. 15, 2011, Kohlbeck admitted that he violated probation by committing the offense of domestic battery, a Class A misdemeanor, in McHenry County. Kohlbeck remained out of jail and on the alcohol monitoring device while awaiting sentencing.

On Dec. 30, 2011, Judge Akemann increased Kohlbeck's bail to \$150,000 after authorities learned that on numerous occasions, Kohlbeck's alcohol monitoring device recorded alcohol in his system, at one point for nine straight days during which time Kohlbeck's blood-alcohol concentration surpassed .430.

During today's sentencing hearing, Judge Akemann recommended that Kohlbeck receive substance-abuse treatment while in prison.

Based on Illinois law, Kohlbeck is eligible for day-for-day sentencing. He was given credit for 151 days served.

The case was prosecuted by Kane County Assistant State's Attorney Danielle Bechtold.