

Second District Juvenile Court  
FOR DAVIS COUNTY, STATE OF UTAH

STATE OF UTAH, in the interest of	Minutes, Findings, and Order
Alyk, Benjamin Aaron 11-28-1997	Case No. 1162288
A person 18 years of age or older	

Before Judge Sharon S Sipes on September 06, 2018

This case came before the Court for a hearing on the following:

Case Number 1162288, Benjamin Alyk

- 1 - VOYEURISTIC IMAGES DISTRIB <14 (Second Degree Felony) - Arraignment / Pretrial
- 2 - VOYEURISTIC IMAGES DISTRIB <14 (Second Degree Felony) - Arraignment / Pretrial
- 3 - VOYEURISTIC IMAGES DISTRIB <14 (Second Degree Felony) - Arraignment / Pretrial
- 4 - VOYEURISTIC IMAGES DISTRIB <14 (Second Degree Felony) - Arraignment / Pretrial
- 5 - VOYEURISTIC IMAGES DISTRIB <14 (Second Degree Felony) - Arraignment / Pretrial
- 6 - VOYEURISTIC IMAGES DISTRIB <14 (Second Degree Felony) - Arraignment / Pretrial
- 7 - SEXUAL EXPLOITATION OF A MINOR (Second Degree Felony) - Arraignment / Pretrial
- 8 - SEXUAL EXPLOITATION OF A MINOR (Second Degree Felony) - Arraignment / Pretrial

MINUTES:

Present:

Benjamin Aaron Alyk, Minor; [REDACTED] L Todd Sessions, Attorney -- For the Minor; [REDACTED]  
[REDACTED] Natalie Kelker, Probation Officer; Ryan T Perkins, Attorney -- County Attorney, Franz Bryner - JJS /  
Brent Baggs - County Attorney investigator / Mace Warren, LCSW - SBRA Therapist / Additional Interested  
Parties / Additional Probation Officer(s)

All parties entitled to legal notification were legally served with notice, or waived such notification.

All parties present acknowledge receipt of the petition.

The minor and the parent(s) acknowledge an understanding of the possible consequences if the allegation is found to be true. Consequences include but are not limited to imposition of fines, fees, community service, or educational/therapeutic intervention. The Court may impose reasonable orders for the parent/guardian.

Mr. Sessions addresses the Court and indicates there has been a resolution reached wherein the minor intends to admit the petition as written.

All rights are explained including the right to trial, the right to have the state meet its burden of proof beyond a reasonable doubt, the right to confront the state's witnesses, the right to have witnesses compelled to appear, the right to appeal, and the right to remain silent.

Petition(s) is/are read and admitted.

Report(s) and recommendation(s) are submitted to the Court by Natalie Kelker.

Mr. Perkins addressed the recommendation of Secure Care.

Mr. Sessions addressed Benjamin Aaron Alyk is in therapy and to remain at home as these were actions of a 14 - 15 year old minor and his client has come forward as to these actions.

██████████ read two statements from victim(s), one mother being in Court.

The Court heard statements from two parents of the victims.

The Court heard from the therapist who performed the SBRA.

The Court heard statements from Mr. and Mrs. Alyk.

The Court heard statements from Benjamin Alyk.

The Court addresses and accepts comments from all parties present.

#### FINDINGS:

Based upon the admission to allegation(s) 1 - VOYEURISTIC IMAGES DISTRIB <14, 2 - VOYEURISTIC IMAGES DISTRIB <14, 3 - VOYEURISTIC IMAGES DISTRIB <14, 4 - VOYEURISTIC IMAGES DISTRIB <14, 5 - VOYEURISTIC IMAGES DISTRIB <14, 6 - VOYEURISTIC IMAGES DISTRIB <14, 7 - SEXUAL EXPLOITATION OF A MINOR and 8 - SEXUAL EXPLOITATION OF A MINOR, the Court finds the allegation(s) to be true and correct and Benjamin Aaron Alyk comes within the provisions of the Utah Juvenile Court Act.

The Court finds the youth is acting freely and voluntarily in admitting to the allegation(s). The Court finds the youth is not under the influence of drugs or any other substance which may impair his/her ability to think clearly.

The Court finds the minor has had a meaningful opportunity to consult with defense counsel.

The Court finds a factual basis for the admission(s) that Benjamin Aaron Alyk has knowingly waived his rights and comes under jurisdiction of the Court.

The Court finds that reasonable efforts have been made to prevent separation of the minor from his home and said efforts have failed. Further, the Court finds that continuation in the home would be contrary to the welfare of the child and the community.

#### ORDERS:

Benjamin Aaron Alyk is committed to JJS custody for secure confinement until he/she reaches twenty-one years of age or is legally discharged as provided by law. The removal of the minor from the home and placement of the minor in the custody of an agency or individual other than his or her parents is in the best interest of the minor.

To the parent(s) or guardian(s):

You are ordered to contact the Office of Recovery Services (ORS) to determine a support amount for the period that Benjamin Aaron Alyk is in the custody of JJS or any other agency or individual other than his/her parents. If one of you is under a current order to pay child support, the child support payments are assigned to the State of Utah under Utah Code sections 62A-1-117 and 78B-12-108. If you fail to contact ORS within 30 days, your liability for support will accrue as of the date of this hearing. If paying support would result in an undue hardship, you may request a deferral or waiver of child support under Utah Administrative Code rule 495-879-5. Such a request must be made to the custodial agency. You shall contact ORS Team 70, 515 East 100 South, Salt Lake City, UT 84102, or call (801) 536-8770 within 30 days. Within 10 days of receipt of an income/asset declaration form, you must complete it and return it to JJS along with verification of Benjamin Aaron Alyk's birth/citizenship and a copy of any current health insurance card(s) as required to determine Medicaid and Title IV-E benefits for the minor.

All future hearings are vacated.

Benjamin Aaron Alyk is to pay restitution. This amount is to be determined within sixty (60) days by November 14, 2018.

Benjamin Aaron Alyk is hereby confined to the Davis County Jail with prior release to JJS for Secure Care.

Benjamin Aaron Alyk is restrained from having any contact or association, whatsoever, with [REDACTED]

[REDACTED] Contact may not be made either in person, by written letter, telephone, internet, e-mail, through a third party, any and all forms of social media including but not limited to: Facebook, Snapchat, Twitter, Instagram, or instant messaging.

Benjamin Aaron Alyk is ordered to provide a DNA saliva specimen to a designated employee of this court within 120 days. Benjamin Aaron Alyk is ordered to pay a fee of \$150.00 for obtaining and processing a DNA sample. Fee is to be collected under the direction of JJS.

All prior orders of this Court, not inconsistent with this order, are continued in full force and effect.

Failure to comply with the above order may result in your being found in contempt of court, the loss of your driver license, and/or forfeiture of any or all of your Utah State Income Tax Refund.

Copy of this court order is your personal notice to appear for the above hearing. You will not receive further notice.

You may have the right to appeal this matter to the Utah State Court of Appeals. Appeals must be filed within 30 days from the date of this order.

BY THE COURT

*Digitally signed by  
Sharon S Sipes  
and filed on 09-06-2018*

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Sharon S Sipes, Judge



Recorded by R. Newbold

BEG 12:08:09 END 1:09:39 FR10

Payments can be made at <http://www.utcourts.gov/epayments/>.

To access other case information obtain a PIN number from the court.