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WESLEY T HARLAN  
CLERK OF COURT

IN THE COMMON PLEAS COURT OF PERRY COUNTY, OHIO

STATE OF OHIO, :  
PLAINTIFF, : CASE NO. 25-CR-055  
v. : JUDGE TINA M. BOYER  
PHILLIP WAYNE WISEMAN, : **UNIFORM SENTENCING ENTRY**  
DEFENDANT :

This case came before the Court on December 24, 2025, for sentencing pursuant to R.C. 2929.19. The defendant was present in the courtroom. Counsel for the defendant Benjamin Fickel was present. The State of Ohio, as represented by Terry Rugg was present.

The Court gave defense counsel an opportunity to speak and present mitigation on the defendant's behalf, personally addressed the defendant, and provided the defendant an opportunity for allocution. The Court gave the prosecuting attorney an opportunity to address the Court.

Having considered all statements in mitigation as well as the statements of the parties, any presentence investigation, any victim impact statement and/or other statement from the victim or victim's representative, as well as the principles and purposes of sentencing in R.C. 2929.11, the seriousness and recidivism factors in R.C. 2929.12, and all other relevant sentencing statutes, the Court pronounced sentence on the defendant as follows:

## **CONVICTION & FINDINGS**

The Court finds that the defendant was found guilty of the following:

| Instrument - Type | Count # | Offense                                         | Offense Level | Disposition | Date           | Specification # |
|-------------------|---------|-------------------------------------------------|---------------|-------------|----------------|-----------------|
| BOI               | 1       | Pandering Obscenity<br>2907.32(A)(1)<br>and (C) | F5            | Guilty Plea | 07/22/<br>2025 |                 |
| BOI               | 2       | Pandering Obscenity<br>2907.32(A)(1)<br>and (C) | F5            | Guilty Plea | 07/22/<br>2025 |                 |
| BOI               | 3       | Pandering Obscenity                             | F5            | Guilty Plea | 07/22/<br>2025 |                 |

|     |    |                                                     |    |             |                |  |
|-----|----|-----------------------------------------------------|----|-------------|----------------|--|
|     |    | 2907.32(A)(1)<br>and (C)                            |    |             |                |  |
| BOI | 4  | Pandering<br>Obscenity<br>2907.32<br>(A)(1) and (C) | F5 | Guilty Plea | 07/22/<br>2025 |  |
| BOI | 5  | Pandering<br>Obscenity<br>2907.32(A)(1)<br>and (C)  | F5 | Guilty Plea | 07/22/<br>2025 |  |
| BOI | 6  | Pandering<br>Obscenity<br>2907.32(A)(1)<br>and (C)  | F5 | Guilty Plea | 07/22/<br>2025 |  |
| BOI | 7  | Pandering<br>Obscenity<br>2907.32(A)(1)<br>and (C)  | F5 | Guilty Plea | 07/22/<br>2025 |  |
| BOI | 8  | Pandering<br>Obscenity<br>2907.32(A)(1)<br>and (C)  | F5 | Guilty Plea | 07/22/<br>2025 |  |
| BOI | 9  | Pandering<br>Obscenity<br>2907.32(A)(1)<br>and (C)  | F5 | Guilty Plea | 07/22/<br>2025 |  |
| BOI | 10 | Pandering<br>Obscenity<br>2907.32(A)(1)<br>and (C)  | F5 | Guilty Plea | 07/22/<br>2025 |  |

## **SENTENCE**

The Court hereby imposes the following sentence upon the defendant:

| <b>Count<br/>#</b> | <b>Sentence</b> | <b>Length of Term</b> | <b>Mandatory</b> |
|--------------------|-----------------|-----------------------|------------------|
| 1                  | Definite        | 6 months              | No               |
| 2                  | Definite        | 6 months              | No               |
| 3                  | Definite        | 6 months              | No               |
| 4                  | Definite        | 6 months              | No               |
| 5                  | Definite        | 6 months              | No               |

|    |          |          |    |
|----|----------|----------|----|
| 6  | Definite | 6 months | No |
| 7  | Definite | 6 months | No |
| 8  | Definite | 6 months | No |
| 9  | Definite | 6 months | No |
| 10 | Definite | 6 months | No |

Pursuant to R.C. 2929.14(C)(4), the Court orders that consecutive sentences are made necessary to protect the public from future crime or to punish the defendant, and that consecutive sentences are not disproportionate to the seriousness of the defendant's conduct and to the danger the defendant poses to the public, and because:

At least two of the multiple offenses were committed as part of one or more courses of conduct, and the harm caused by two or more of the multiple offenses so committed was so great or unusual that no single prison term for any of the offenses committed as part of any of the courses of conduct adequately reflects the seriousness of the defendant's conduct.

The Court orders the prison sentences imposed for Counts 1-10 to be served consecutively to each other.

As a result of the conviction(s) in this case and the imposition of a prison sentence, and pursuant to 2967.28, the defendant will be subject to a period of post-release control of

Any felony sex offense-a mandatory 5 years.

Upon release from prison, the defendant will be supervised for the period of supervision which expires last. All periods of post-release control run concurrently.

The Adult Parole Authority will administer the post-release control pursuant to R.C. 2967.28, and the defendant has been advised that if the defendant violates post-release control, the Parole Board may impose a prison term as part of the sentence of up to half of the stated prison term or stated minimum term originally imposed upon the defendant in nine-month increments. As part of this sentence, the defendant is ordered to serve any term of post release control imposed by the parole board, and any prison term imposed for violation of post release control. If, during the period of the releasee's post-release control, the releasee serves as a post-release control sanction the maximum prison time available as a sanction, the post-release control shall terminate.

If while on post-release control the defendant is convicted of a new felony, the sentencing court will have authority to terminate the post-release control and order a consecutive prison term of up to the greater of twelve months or the remaining period of post-release control.

The defendant's computer shall be forfeited to the Perry County Sheriff's Office to be destroyed.

The Court orders that the defendant shall pay the costs of prosecution, and any jury fees permitted pursuant to R.C. 2947.23, as determined by the clerk of courts.

The Court finds pursuant to R.C. 2950.01 that as a result of these convictions the defendant is a Tier I Sex Offender and has been given written and oral notice of his responsibilities to register as a Sex Offender pursuant to R.C. 2950.04.

As a Tier I sex offender, he will be required to comply with these requirements and address verification in person every twelve months for a period of fifteen years.

The Court explained from the written notice of registration duties that the defendant will be required to register in person with the sheriff of the county in which the defendant establishes residency within three days of coming into that county. The defendant will also be required to register in person with the sheriff of the county in which he establishes a place of education or employment immediately upon coming into that county. If the defendant establishes a place of education or place of employment in another state but maintains a residence in Ohio, the defendant will also be required to register in person with the sheriff or other appropriate official in that other state immediately upon coming into that state. The defendant will also be prohibited under R.C. 2950.034(A) from residing within 1,000 feet of any school, preschool, or child day care center. The defendant was also informed that he must provide notice of the defendant's intent to establish residence, employment, or education to the sheriff in that county at least 20 days prior to the change and within 3 days of changing employment and are required to report any international travel to the sheriff no less than twenty-one days prior to travel. Written notice must be provided in person, within 3 days of any change in vehicle information, email addresses, internet identifiers or telephone numbers registered to or used by the defendant to the sheriff with whom the defendant has most recently registered. As a result of this conviction, the defendant will be classified as a: Tier I Sex Offender and will be required to comply with these requirements and address verification in person every twelve months for a period of fifteen years.

The defendant was also informed that failure to comply with these registration duties may result in criminal prosecution.

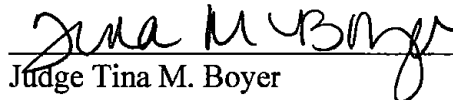
The defendant is remanded to the custody of the Perry County Sheriff's Office to await transport to the Ohio Department of Rehabilitation and Corrections. It is further ORDERED that the Clerk of this Court prepare certified copies of the entries herein, and that he furnishes the same, together with a warrant therefore, to the Sheriff of Perry County, Ohio, who shall cause said defendant to be delivered into the custody of the Superintendent of the appropriate penal institution of the State of Ohio within the time provided by law.

The Court orders the defendant be granted 2 days of jail time credit on the case up to and including the date of sentencing and excluding conveyance time.

The defendant was notified of rights to appeal per Crim. R. 32 as well as the defendant's right to have counsel appointed for him and a transcript of all proceedings provided at no cost if the defendant is determined to be indigent and unable to afford counsel.

The defendant has serious medical issues with his heart.

**IT IS SO ORDERED.**

  
\_\_\_\_\_  
Judge Tina M. Boyer

- 05 Jury Trial
- 06 Court Trial
- 07 Settled or dismissed prior to trial
- 08 Dismissal
- 09 Dismissal for want of prosecution
- 10 Magistrate
- 11 Diversion of Arbitration
- 12 Default
- 12 Guilty/No Contest, original charge
- 13 Guilty/No Contest, reduced charge
- 14 Unavailability of party
- 15 Transfer to another judge or court
- 16 Referral to private judge
- 17 Bankruptcy Stay or Interlocutory Appeal
- 18 Other Terminations

12-24-26