

Office of the Kane County State's Attorney



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JURY CONVICTS MAN OF TRESPASSING, DOMESTIC OFFENSE

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An Arlington Heights man faces a possible prison sentence after a jury convicted him of a domestic offense after trespassing at a Batavia residence.

A Kane County jury on Wednesday, Feb. 20, 2019, found 45-year-old **Timothy M. Monty** guilty of the offenses of:

- Criminal trespass to residence, Class 4 felony
- Domestic battery, Class A misdemeanor

Kane County Assistant State's Attorneys Ryan Merkel and Lori Anderson presented evidence that at about 5 p.m. July 13, 2017, Monty tried to enter the victim's Batavia residence through the garage. Unsuccessful, Monty then went to the front door and banged on it while shouting. A person inside the home, unaware of the commotion outside, opened the door. The victim, who had called 911 shortly after Monty arrived, told Monty not to enter the house. Monty stepped inside and began to yell at the victim, at one point touching his face to the victim's face. The victim told Monty to leave the house multiple times before he finally did so. Police arrived a short time later. Monty, who previously had a domestic relationship with the victim, brought a loaded gun to the scene.

Circuit Judge Clint Hull set Monty's next court appearance 1:30 p.m. April 18, 2019, for motions and sentencing. Monty faces a sentence of probation or between 1 and 3 years' imprisonment in the Illinois Department of Corrections. According to Illinois law, Monty is now ineligible for a FOID card and a Concealed Carry License.

Monty remains free on a signature bond.

Kane County State's Attorney Joe McMahon said:

"This case is similar to so many domestic violence cases, where someone is so angry about his loss of control that he resorts to physical violence. This was an incredibly volatile situation and the presence of his gun made it that much more dangerous for everyone involved, including the police, and even neighbors. Our community has seen too many incidents just like this one become deadly in an instant. Thanks to ASAs Merkel and Anderson, and the Batavia Police for their thorough work."

Timothy M. Monty: Age 45 (d.o.b. 7-12-1973), of the 3400 block of Stonegate Drive, Arlington Heights, Illinois. Case No. 17CF1577.