

Office of the Kane County State's Attorney



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MAN WHO ALLEGEDLY FELL ASLEEP WHILE DRIVING ON RANDALL ROAD FACES HEROIN POSSESSION CHARGES

March 6, 2019

A St. Charles man who allegedly fell asleep while driving along Randall Road in Elgin is facing heroin possession charges.

Kane County State's Attorney Joe McMahon has charged 24-year-old Mark J. Zivic with the offense of:

- Unlawful possession of a controlled substance, Class 4 felony

Kane County prosecutors and the Elgin police allege that about 5 p.m. Feb. 27, 2019, Elgin police received a 911 call reporting a motorist who appeared to be falling asleep as his vehicle was stopped at traffic lights along southbound Randall Road in the area of U.S. Route 20. A responding Elgin police officer saw the vehicle near Bowes Road. The officer approached the vehicle and after talking to the driver, Zivic, searched the vehicle, finding heroin packaged in multiple plastic bags.

A Kane County judge set Zivic's bail at \$7,000 with 10 percent (\$700) to apply for bond, and set Zivic's next court appearance for 9 a.m. March 21, 2019, in front of Kane County Circuit Judge Donald M. Tegeler, Jr., in Courtroom 311 at the Kane County Judicial Center.

Zivic posted the \$700 bond and was released.

The charges against Zivic are not proof of guilt. Zivic is presumed innocent and is entitled to a fair trial in which it is the state's burden to prove guilt beyond a reasonable doubt.

Mark J. Zivic: Age 24 (d.o.b. 5-9-1994), of the 34W block of Roosevelt Road, St. Charles, Illinois. Case No. 19CF391.