

**IN THE CIRCUIT COURT FOR THE FIFTEENTH JUDICIAL CIRCUIT
CARROLL COUNTY, ILLINOIS**

**THE PEOPLE OF THE STATE OF ILLINOIS,
Plaintiff,**

Case No. 2025-CF-21

**MATTHEW HERPSTREITH ,

Defendant.**

MOTION TO AMEND COUNT 3

THE UNDERSIGNED CERTIFIES that a true copy of the motion along with a copy of
this Notice was emailed to counsel on Aug 3, 2026.

DOCUMENT:

Motion to Amend

TO:

Joseph Nack
joenack@nack.com

THE PEOPLE OF THE STATE OF ILLINOIS

By: Charles Colburn

Charles Colburn
Special Prosecutor

Charles Colburn
State's Attorneys Appellate Prosecutor
725 S. Second
Springfield, IL 62704
217-782-1628
ccolburn@ilsaap.org

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
CARROLL COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS,)
Respondent,)
)
vs.)
)
MATTHEW A. HERPSTREITH,)
Defendant.)

Case No. 2025-CF-21

MOTION TO AMEND COUNT 3 OF INFORMATION

Now Comes the People of the State of Illinois by Charles M. Colburn, Special Prosecutor for Carroll County, Illinois, and pursuant to 725 ILCS 5/111-5 move to amend Count 3 of the Information herein as follows:

1. Replace the word "impeded" with the words "interfered with".
2. Such an amendment conforms to IPI 22.19, 22.19A, and 22.20.
3. The proposed Amended Information Count 3 is attached hereto.

WHEREFORE, the People of the State of Illinois pray this Court allows the above Amendment to Count 3 of the Information.

THE PEOPLE OF THE STATE OF ILLINOIS,

By: 
CHARLES M. COLBURN
Special Prosecutor
State's Attorneys Appellate Prosecutor

DATED: Aug 3, 2026.

CHARLES M. COLBURN
Special Prosecutor ARDC 6187946
State's Attorneys Appellate Prosecutor
725 S 2nd Street
Springfield IL 62704
PH: (217) 782-1628
ccolburn@ilsaap.org

COUNT II

On or about July 28, 2024, in Carroll County, State of Illinois, MATTHEW A. HERPSTREITH committed the offense of

RECKLESS CONDUCT (Class 4 Felony)

in that the defendant, while acting in a reckless manner, caused great bodily harm to Jackson Kradle in that he operated a motor vehicle, a Dodge Ram 1500 pickup truck, on IL-78 north of Mt. Carroll, Illinois, shortly after 3 a.m. and as driver was not keeping a proper lookout, was inattentive to the roadway on which he was traveling, had been consuming alcoholic beverages since late afternoon the prior day, and was otherwise distracted and tired and at the time drove said motor vehicle into and over Jackson Kradle, who was a pedestrian thereon IL-78, thereby causing the death of Jackson Kradle in violation of 720 ILCS 5/12-5(a)(2).

AMENDED COUNT III

On or about July 28, 2024, in Carroll County, State of Illinois, MATTHEW A. HERPSTREITH committed the offense of

OBSTRUCTING JUSTICE (Class 4 Felony)

in that the defendant, with the intent to obstruct the prosecution of said Matthew A. Herpstreith, knowingly furnished false information to the Carroll County Sheriff's Department in that, shortly after he drove a Dodge Ram 1500 pickup truck on IL-78 into and over Jackson Kradle who was a pedestrian thereon IL-78, he advised in a written statement to the Carroll County Sheriff's Department that he "went around" Jackson Kradle, which was a false statement which materially interfered with the administration of justice, in violation of 720 ILCS 5/31-4(a).