

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2004-023152-001 DT

02/10/2005

HON. GARY E. DONAHOE

CLERK OF THE COURT
S. Yoder
Deputy

FILED: 02/16/2005

STATE OF ARIZONA

DANIEL OSERAN

v.

PARVIN SINGH DHALIWAL (001)
DOB: 08/10/1986

JAMES C MARTIN

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
MCSO-DIS
RFR
VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED

State's Attorney: Daniel Oseran
Defendant's Attorney: James C. Martin
Defendant: Present
Court Reporter: Dotty Reaume

The following persons make statements to the Court: Chuck Hausman on behalf of the Motion Picture Association of America; and Marcus Cohen on behalf of the Recording Industry Association of America.

WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 3 (Amended): Counterfeit Marks
Class 6 Undesignated Felony
A.R.S. § 44-1453, 13-701, 702, 702.01, 801, 707, and 802
Date of Offense: 04/21/2004
Non Dangerous - Non Repetitive

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IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 3 Probation Term: 3 years

To begin 02/10/2005.

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: Count 3 - \$50.00 per month, beginning 03/01/2005.

FINE: Count 3 - Total amount of \$5,400.00, which includes surcharges of 80%, payable \$50.00 per month beginning 03/01/2005.

ASSESSMENTS:

Count 3: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

Count 3: PROBATION SURCHARGE: \$5.00

All amounts payable through the Clerk of the Superior Court.

The Court retains jurisdiction for any future restitution hearings.

Condition 19 - Count 3: Complete 200 hours of approved community work service at a minimum rate of 90 hours per month beginning as directed in writing by the Adult Probation Department.

Condition 21 - Count 3: Be incarcerated in the county jail for 3 month(s), beginning 06/01/2005 with credit for 0 days served.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Condition 26 - Other: Defendant is not allowed to access any site designated to engage in the electronic transfer of copyrighted materials. Defendant shall successfully complete a college course on copyright law.

IT IS ORDERED granting the Motion To Dismiss the following: Counts 1 and 2.

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Count(s) 3: IT IS ORDERED Defendant self-surrender to the custody of the Maricopa County Sheriff and authorizing the Sheriff to carry out the term of incarceration.

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HON. GARY E. DONAHOE
JUDGE OF THE SUPERIOR COURT

(thumbprint)