

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2008-151134-005 DT

05/06/2009

HON. ROSA MROZ

CLERK OF THE COURT
J. Matlack
Deputy

STATE OF ARIZONA

MICHAEL A ANDERSON

v.

ROSARIO HORACIO HIGUERA-CARMONA
(005)
DOB: January 15, 1979

ROBYN GREENBERG VARCOE

APO-SENTENCE IMPRISON-CCC
APPEALS-CCC
AZ DOC
AZ DOC - COMMUNITY SERVICE
CITS - CCC SPANISH
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-CCC

SENTENCE OF IMPRISONMENT

10:42 a.m.

State's Attorney:	Michael Anderson
Defendant's Attorney:	Robyn Greenberg Varcoe
Defendant:	Present
Interpreter:	Martin Hernandez
Court Reporter:	Amy Stewart

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

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

OFFENSE: Count 1: Kidnapping
Class 2 Dangerous Felony
A.R.S. § 13-1304, 604, 1301, 301, 302, 303, 304, 12-114.01, 13-610, 701, 702, 702.01,
and 801
Date of Offense: August 16, 2008
Dangerous pursuant to A.R.S. § 13-604 - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment
and is committed to the Arizona Department of Corrections as follows:

Count 1: 7.0 year(s) from May 6, 2009
Presentence Incarceration Credit: 263 day(s)
Mitigated

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$20.00.

RESTITUTION: IT IS ORDERED the State is to provide Defense counsel notification of
any claims within 60 days of this date. Counsel are to inform this Court within 90 days of this
date of any restitution either by stipulation or request for a hearing and that the State notify the
Victim Service Unit of the Adult Probation Department so that they may facilitate restitution
efforts.

The Arizona Department of Corrections/Community Service shall notify the Clerk of the
Court of Maricopa County of Defendant's release from custody via e-mail
cforesponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish
financial information for a Criminal Restitution Order for Judicial signature for any unpaid
monies to date.

Community Supervision: Count 1 - Imposed pursuant to A.R.S. § 13-603(I).

IT IS FURTHER ORDERED that Defendant must submit to Deoxyribonucleic Acid
(DNA) testing for law enforcement identification purposes and pay the applicable fee for the cost
of that testing in accordance with A.R.S. § 31-281.

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IT IS ORDERED granting the Motion To Dismiss the following: Counts 2 through 6 as reflected in the Plea Agreement.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

The Court is informed that the convicted person is an alien or suspected alien and that a staff member with the Adult Probation Department has conducted the requisite electronic inquiry as to the person's citizenship status and has informed the Court of those findings.

LET THE RECORD REFLECT that the Defendant waives his presence for any restitution hearing(s).

10:51 a.m. Matter concludes.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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

/s/ HON. ROSA MROZ
JUDGE OF THE SUPERIOR COURT

(thumbprint)