

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-145409-001 DT

06/17/2010

COMMISSIONER PAMELA D. SVOBODA

CLERK OF THE COURT
K. Waldner
Deputy

STATE OF ARIZONA

CASEY WALTERS

v.

MAX RAMIRO GARCIA (001)
DOB: 7/18/1975

MICHAEL A LEAL

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

SENTENCE OF IMPRISONMENT

9:41 a.m.

State's Attorney:	Casey Walters
Defendant's Attorney:	Michael A. Leal
Defendant:	Present
Court Reporter:	Yvonne De La Torre

Diana Flakes Strickler and Latoya Jackson make statements to the Court on behalf of the victim.

April Garcia, Yvonne Reese, Milo Garcia, and Olivia Garcia make statements to the Court on behalf of the defendant.

Count(s) 1: The Defendant was found guilty after a trial by jury.

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Count(s) 2:The Defendant was found guilty after a trial by jury.

Count(s) 3:The Defendant was found guilty after a trial by jury.

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

OFFENSE: Count 1 (Amended) Negligent Homicide, Dangerous
Class 4 Felony

A.R.S. § 13-1101, 13-1103, 28-3001, 28-3004, 28-3005, 28-3315, 13-701, 13-702, and
13-703

Date of Offense: On or about 7/11/2009

Dangerous pursuant to A.R.S. § 13-704 - Non Repetitive

OFFENSE: Count 2 Endangerment, Dangerous
Class 6 Felony

A.R.S. § 13-1201, 28-3001, 28-3004, 28-3005, 28-3315, 13-701, 13-702, 13-801, and 13-
812

Date of Offense: On or about 7/11/2009

Dangerous pursuant to A.R.S. § 13-704 - Non Repetitive

OFFENSE: Count 3 Leaving the Scene of a Serious or Fatal Injury Accident
Class 2 Felony

A.R.S. § 28-661, 28-3001, 28-3304, 28-3305, 28-3315, 13-701, 13-702, and 13-801

Date of Offense: On or about 7/11/2009

Non Dangerous - 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: 6.0 year(s) from 6/17/2010
Presentence Incarceration Credit: 69 day(s)
Presumptive

Count 2: 2.25 year(s) from 6/17/2010
Presentence Incarceration Credit: 0 day(s)
Presumptive
Sentence is concurrent with Count 3 in this matter.

Count 3: 3.5 year(s) from 6/17/2010

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Presentence Incarceration Credit: 0 day(s)
This sentence is to be consecutive to Count 1 in this matter.

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

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$20.00.

The Court retains jurisdiction for any future restitution hearings.

The Arizona Department of Corrections 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.

Additional Monetary Information: Defendant waives his presence at any Restitution Hearing.

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

Community Supervision: Count 2 - Imposed pursuant to A.R.S. § 13-603(I).

Community Supervision: Count 3 - Imposed pursuant to A.R.S. § 13-603(I).

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 presentence investigation report is filed under this cause.

Defense counsel makes an oral motion to withdraw.

IT IS ORDERED GRANTING defense counsel's motion.

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10:25 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>

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

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER PAMELA D. SVOBODA
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)