

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

\*\*\* FILED \*\*\*  
08/09/2002

08/05/2002

CLERK OF THE COURT  
FORM R109B-22

HON. MARK F. ACETO

M. LeSueur  
Deputy

CR 2002-092467

FILED: \_\_\_\_\_

STATE OF ARIZONA

WENDY M DUGGAN

v.

RICHARD R KENNEDY  
DOB: 05/15/1967

TRENT R BUCKALLEW

APO-SENTENCINGS-SE  
APPEALS-SE  
DISPOSITION CLERK-SE  
MCSO  
VICTIM SERVICES DIV-CA-SE

SUSPENSION OF SENTENCE - PROBATION GRANTED

State's Attorney: Wendy Duggan  
Defendant's Attorney: Trent Buckallew  
Court Reporter: Dana Smith

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 1: (AMENDED) THEFT  
Class 6 UNDESIGNATED  
A.R.S. § 13-1802, 13-1801, 13-701, 13-702, 13-702.01, 13-707, 13-801, and 13-802  
Date of Offense: November 3, 2001  
Non Dangerous - Non Repetitive

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AS PUNISHMENT, IT IS ORDERED suspending imposition of sentence and placing Defendant on probation as stated in the Judgment and Order Suspending Sentence and Imposing Conditions of Probation:

Count 1

Probation Term: 3 years beginning 08/05/2002.

IT IS ORDERED that probation in this cause shall run concurrent with probation in CR2002-093737.

Conditions of probation include the following:

Condition 16 - Not drink any alcoholic beverage.

Condition 17 - Not have any contact with the victim(s) whatsoever, unless approved in writing by the Adult Probation Department.

Condition 18 - Count (1), Complete 200 hours of approved community work service at a minimum rate of 20 hours per month beginning at sentencing or as otherwise directed in writing by the Adult Probation Department.

Condition 21 - Count (1) Incarceration in the Maricopa County Jail 2 months, beginning 08/05/2002 with credit for 0 days served. Upon screening and acceptance, abide by all conditional release program rules.

IT IS ORDERED that Defendant be placed in the Work Furlough Program: Medical Form Waved.

Report to the Adult Probation Department within 72 hours of release.

Release Date: 10/04/2002

08/05/2002

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Condition 23 - Restitution, Fines, and Fees:

RESTITUTION: Amount to be determined at a Restitution Hearing set for September 20, 2002 at 10:00 a.m. in this division.

All amounts payable through the Clerk of the Superior Court.

IT IS ORDERED granting the Motion To Dismiss Count 2. The Maricopa County Attorney's Office agrees not to file any theft-related or forgery-related charges arising out of Mesa P.D. DR#2001-2760721 as long as the defendant pays full restitution arising out of that DR. The Maricopa County Attorney's Office cannot make such an agreement as to any other independent jurisdiction.

Count 1: IT IS ORDERED remanding Defendant to the custody of the Sheriff of Maricopa County.

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

/s/ HON. MARK F. ACETO  
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)