

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2005-012566-001 DT

10/07/2005

HONORABLE JAMES H. KEPPEL

CLERK OF THE COURT
R. Luiszer
Deputy

FILED: 10/13/2005

STATE OF ARIZONA

TODD C LAWSON

v.

TODD MARTELLE VANCLEAVE (001)
DOB: 02/28/1982

CRAIG W PENROD

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

SUSPENSION OF SENTENCE - PROBATION GRANTED

State's Attorney: Todd Lawson
Defendant's Attorney: Craig Penrod
Defendant: Present
Court Reporter: Linda Lopez

Count(s) II and III: WAIVER OF JURY TRIAL: The Defendant knowingly, intelligently and voluntarily waived the right to a trial by jury and was found guilty after a trial by the Court.

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

OFFENSE: Count II: Forgery
Class 4 Felony
A.R.S. § 13-2002(A)(1), -2002, -301, -302, -303, -304, -610, -701, -702, -702.01, -801
Date of Offense: 10/28/2004
Non Dangerous - Non Repetitive

OFFENSE: Count III: Possession of Narcotic Drugs
Class 4 Felony
A.R.S. § 13-3408(A)(1), -701, -702, -702.01, -801, -901.01
Date of Offense: 11/10/2004

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Non Dangerous - Non Repetitive

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

Count II Probation Term: Three (3) years

To begin 10/07/2005.

IT IS ORDERED that probation in this count shall run concurrent with probation in Count III.

Count III Probation Term: Three (3) years

To begin 10/07/2005.

IT IS ORDERED that probation in this count shall run concurrent with probation in Count II.

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: Count II - \$50.00 per month, beginning 12/01/2006.

FINE: Count II - Total amount of \$25,000.00, payable \$200.00 per month beginning 12/01/2006. Surcharges are waived.

ASSESSMENTS:

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

Count II: PROBATION SURCHARGE: \$5.00

REIMBURSEMENT: Count II - \$1,100.00 payable \$50.00 per month, beginning 12/01/2005.

FINE: Count III - Total amount of \$1,000.00, payable \$90.00 per month beginning 12/01/2005. Surcharges are waived.

ASSESSMENTS:

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

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Count III: PROBATION SURCHARGE: \$5.00

All amounts payable through the Clerk of the Superior Court.

Condition 19 - Count III: Complete 360 hours of approved community work service at a minimum rate of 20 hours per month beginning as directed in writing by the Adult Probation Department.

Condition 21 - Count II: Be incarcerated in the county jail for 12 month(s), beginning 10/12/2005 with credit for zero days served.

Not to be released until 10/11/2006.

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

Defendant shall participate in Work Furlough.

Condition 24 - Participate and cooperate in any counseling or assistance as directed by the APD as noted in the Uniform Conditions of Supervised Probation.

Condition 25 - Abide by the Special Conditions of Probation as noted on the attachment to the Uniform Conditions of Supervised Probation.

Condition 26 - Other: IT IS ORDERED the Defendant shall forfeit to the State of Arizona all computer equipment seized on November 10, 2004, as instrumentalities of this offense as reflected in the plea agreement.

IT IS FURTHER ORDERED the Defendant shall report to the probation office by 5:00 p.m. this date.

IT IS ORDERED granting the Motion To Dismiss the following: Count I and any other charges arising out of Department of Liquor Licenses and Control Report DR #04-31414.

Count(s) II: 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.

2:27 p.m. Matter concludes.

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

/s/ HONORABLE JAMES H. KEPPEL
JUDGE OF THE SUPERIOR COURT

(thumbprint)