

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-162796-001 DT

10/02/2009

COMMISSIONER SHELLIE SMITH
FOR COMMISSIONER JAIME HOLGUIN

CLERK OF THE COURT
T. Gaulke
Deputy

STATE OF ARIZONA

CYNTHIA L GIALKETSIS

v.

MARIO RUBIO (001)

RICHARD RANDALL

APO-PLEAS-CCC
VICTIM SERVICES DIV-CA-CCC

WAIVER OF PRELIMINARY HEARING AND
PLEA AGREEMENT ARRAIGNMENT PROCEEDINGS

2:46 p.m.

Courtroom CCB #3, Lower Level

State's Attorney: Suzanne Scott
Defendant's Attorney: Richard Randall
Defendant: Present

Defendant was present for the group advisement given on the record at 8:33 a.m. this date in CCB 4, Lower Level.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The Court reviews the Plea Agreement with Defendant. The Court advises Defendant of the range of possible sentence and the availability of probation, and any special conditions of sentencing and probation. The Court advises Defendant of all pertinent constitutional rights and rights of review.

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Defendant enters a plea of Guilty to the following:

OFFENSE: Count 1 (amended) Disorderly Conduct
Class 6 Felony and Domestic Violence Offense
A.R.S. § 13-2901, 13-2904(A)(6),(B), 13-3105, 12-114.01, 13-610, 13-701, 13-702,
and 13-801
Date of Offense: 09/26/2009
Non Dangerous - Repetitive

Defendant acknowledges the existence of the following prior felony conviction(s):

Resisting Arrest, a Class 6 Non Dangerous Felony committed on 07/31/2007 and
convicted on 08/29/2007 in Maricopa County Superior Court cause number CR2007-149507-
001.

The victim Cassie Shaulis addresses the Court.

IT IS ORDERED accepting the plea.

IT IS FURTHER ORDERED setting time for sentencing on 10/30/2009 at 8:30 a.m.
before Commissioner Holguin.

IT IS FURTHER ORDERED that the following will be deemed submitted at the time of
sentencing: Motion to Dismiss Count 2 and Count 3. The State agrees to dismiss the allegation
of dangerousness in Count 1. The State agrees not to allege 2 of the defendant's prior felony
convictions as reflected in the Plea Agreement.

IT IS FURTHER ORDERED the Adult Probation Department shall prepare a
Presentence Report, and that Defendant shall report to the Adult Probation Department if not in
custody.

IT IS FURTHER ORDERED vacating any pending dates.

IT IS FURTHER ORDERED amending prior custody orders to reflect that pursuant to
Rule 7.2, the defendant shall not be released on bail or own recognizance.

Filed: Information

2:57 p.m. Matter concludes.

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LATER:

3:55 p.m.

State's Attorney:	Suzanne Scott
Defendant's Attorney:	Richard Randall
Defendant:	Not Present

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For reasons as stated on the record,

IT IS ORDERED deferring acceptance of the plea until the time of sentencing.

IT IS FURTHER ORDERED setting acceptance of plea and sentencing for 10/30/2009 at 8:30 a.m. before Commissioner Holguin.

3:56 p.m.