

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

*** FILED ***
11/20/2002

11/14/2002

CLERK OF THE COURT
FORM R109B-22

MARC KALISH
FOR HONORABLE BARBARA HAMNER -
RCC

A. Pedro
Deputy

CR 2002-098509

FILED: _____

STATE OF ARIZONA

ELIZABETH B ORTIZ

v.

RICARDO RABAGO ALAMEDA
DOB: 11-23-80

ELIZABETH W HOUCK

APO-SENTENCINGS-SE
APPEALS-SE
DISPOSITION CLERK-SE
OCI-SE
RFR
USINS VIA CERTIFICATION DESK-
SE
VICTIM SERVICES DIV-CA-SE

BENCH WARRANT ORDERED
VACATED
SUSPENSION OF SENTENCE - PROBATION GRANTED

State's Attorney:	Madeline Hendricks
Defendant's Attorney:	Elizabeth Houck/Gene Fisher
Defendant:	Not Present/Later-Present
Interpreter:	Elena Guijarro
Court Reporter:	Janet Jones

This is the time set for Sentencing.

Defense Counsel presents statements to the Court.

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The Defendant having failed to appear,

IT IS ORDERED a Bench Warrant issue for the arrest of the Defendant.

IT IS FURTHER ORDERED vacating Sentencing set this date to be reset upon apprehension of the Defendant.

Later:

The Defendant having now appeared,

IT IS ORDERED vacating the Court's prior order issuing Bench Warrant (Bench Warrant never released to Sheriff's Office.)

The Court proceeds to Sentencing.

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 II: Possession of Burglary Tools
Class 6 undesignated
A.R.S. § 13-1501, 1505, 1506, 701, 702, 702.01, 707, 801
and 802
Date of Offense: 02-26-2001
Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and placing Defendant on probation as stated in the Uniform Conditions of Probation.

Count II Probation Term: 3 Years beginning 11-14-2002.

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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 - Community Service is ordered as reflected in the Uniform Conditions of Probation.

Condition 20 - Not remain in or return to the United States illegally if deported or processed through voluntary departure. All conditions except for #1 are suspended while outside the United States.

IT IS ORDERED directing the Clerk of the Superior Court to transmit a certified copy of this minute entry and a copy of the original charging document to the regional office of the United States Immigration and Naturalization Service.

Condition 23 - Restitution, Fines, and Fees:

RESTITUTION: The issue of Restitution shall remain open for thirty (30) days.

No restitution ledger provided.

PROBATION SERVICE FEE: \$50.00 per month, beginning 01-01-2003 or on the First Day of the Second Month following release from custody, whichever is later.

All amounts payable through the Clerk of the Superior Court.

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IT IS ORDERED granting the Motion To Dismiss the following:
Count I.

IT IS FURTHER ORDERED Defendant be released from custody
for this case only.

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

/s/ MARC KALISH
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)