

11/29/2001

CLERK OF THE COURT
FORM R109B

THE HONORABLE NORMAN J. DAVIS

N. Hannahoe
Deputy

CR 2001-008890

FILED: _____

STATE OF ARIZONA

ELIZABETH A TODD

v.

WILLIAM JOHN PASQUEL
DOB: 3-7-72

CRAIG C GILLESPIE

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CCC
MCSO-DIS
VICTIM WITNESS DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:09 a.m. State is represented by Colleen French on behalf of above-named counsel. Defendant is present and represented by above-named counsel.

Court Reporter, Jessica Casto-Moroz, is present.

The Defendant is advised of the charge, the determination of guilt and is given the opportunity to speak.

THE COURT FINDS that reasonable efforts have been made to give the victim notice of the plea proceeding and an opportunity to be heard.

Pursuant to A.R.S. Section 13-607,

THE COURT FINDS AS FOLLOWS:

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WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived his/her right to a trial with or without a jury, his/her right to confront and cross examine witnesses, his/her right to testify or remain silent and his/her right to present evidence and call his/her own witnesses after having been advised of these rights. The determination of guilt was based upon a plea of Guilty.

Having found no legal cause to delay rendition of judgment and pronouncement of sentence, the Court enters the following judgment and sentence:

IT IS THE JUDGMENT of the Court that the Defendant is guilty of the crimes of:

OFFENSE: Amended Count 1: Driving While Under the Influence, a class 1 misdemeanor, nondangerous and nonrepetitive offense in violation of A.R.S. Sections 28-1381A1, 1381I, J, 1444, 3001, 3304, 3305, 3315, 13-707, and 802 committed on 9-17-00.

OFFENSE: Amended Count 2: Endangerment, a class 6 felony, nondangerous and nonrepetitive offense in violation of A.R.S. Sections 13-1201, 28-3001, 3304, 3305, 3315, 13-701, 702, 702.01, and 801 committed on 9-17-00.

Upon consideration of the offense, the facts, law and circumstances involved in this case, the Court finds that the Defendant is eligible for probation. The specific reasons for the granting of probation are stated by the Court on the record.

As punishment for these crime(s),

IT IS ORDERED suspending imposition of sentence and placing the Defendant on probation as to Count(s) 1, and 2 for a period of 4 years as to Count 1 and 3 years as to Count 2, running concurrently, commencing 11-29-01 under the supervision of the

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

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Adult Probation Department of this Court, in accordance with the formal Judgment and Order suspending sentence and Order imposing terms of probation signed by the Court.

As a condition of probation,

THE COURT FURTHER FINDS that the terms of probation should include incarceration in the Maricopa County Jail as a term and condition of probation.

IT IS ORDERED that the Defendant be incarcerated in the Maricopa County Jail for a period of 30 days commencing 12-7-01, reporting no later than 6:00 p.m.

Defense requests defendant be ordered directly into the Work Furlough Program; counsel advised same will be determined upon screening and acceptance.

IT IS ORDERED that the Defendant shall complete 200 total hours of Community Service, at the rate of 20 hours each month beginning 2-1-02.

IT IS ORDERED that the Defendant pay a monthly probation service fee to the Clerk of the Superior Court of Maricopa County at a rate of \$50.00 commencing on 2-1-02 and due on the same day of each month thereafter during the term of probation.

FINE: IT IS ORDERED that the defendant shall pay a fine to the Clerk of Superior Court of Maricopa County in the amount of \$ 442.50 which equals \$ 250.00 plus a surcharge of 77%.

Payment is to be made in regular monthly payments of \$25.00 commencing 2-1-02 and on the same day of each month thereafter until paid in full.

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IT IS ORDERED that the Defendant pay an assessment in the amount of \$20.00 to the Clerk of the Superior Court of Maricopa County as follows:

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

IT IS ORDERED granting the Motion to Dismiss Counts 3, 4, 5, and 6.

The written terms and conditions of probation are handed to the Defendant for explanation, acceptance and signature. The Defendant agrees to the stated waiver of extradition. The Defendant is advised concerning the consequences of failure to abide the conditions of probation.

The Court advises Defendant of the rights of review and provides written notice of those rights.

IT IS ORDERED Defendant self-surrender to the custody of the Sheriff of Maricopa County and authorizing the Sheriff to carry out the term of incarceration.

ISSUED: Order of Confinement and Self-Surrender Instructions.

FILED: Conditions of Probation and Notice of Rights of Review after Conviction.

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

9:18 a.m. Matter concludes.

/s/ THE HONORABLE NORMAN J. DAVIS
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)