

10

APR 19 2023

FILED  
4/19/23  
GARY L. HARRISON, Clerk  
D. HOLST  
Deputy

ARIZONA SUPERIOR COURT, PIMA COUNTY

HON. TERESA GODOY

CASE NO. [REDACTED]

COURT REPORTER: Martin Bouley  
Courtroom - 375

DATE: April 17, 2023

STATE OF ARIZONA

Teresa (Tracy) A Miller, Esq. counsel for State

VS.

[REDACTED] (-001)  
Defendant

Jacob M Amaru, Esq. counsel for Defendant

DATE OF BIRTH: [REDACTED]

**MINUTE ENTRY**

**SENTENCE OF PROBATION**

Defendant present, in custody.

Victim representative is present and makes statements to the Court.

The Defendant is advised of the charges and the determination of guilt, and all parties are given the opportunity to make recommendations/statements to the Court.

Pursuant to A.R.S. § 13-607, the Court finds as follows:

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

Upon due consideration of the offenses, and the facts, law and circumstances involved in this case, and 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 AMENDED COUNT TWO: POSSESSION OF DEADLY WEAPON BY PROHIBITED POSSESSOR, a Class Four Felony, nondangerous, nonrepetitive offense, in violation of A.R.S. § 13-3102 committed on October 20, 2021.

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.

\*\*\*

\*\*\*

D. Holst  
Deputy Clerk

MINUTE ENTRY

IT IS ORDERED suspending imposition of sentence and placing the Defendant on probation for a period of FOUR (4) YEARS, commencing on April 17, 2023, under the supervision of the Adult Probation Department of this Court, in accordance with the formal Judgment and Order signed by the Court suspending sentence and imposing terms of probation.

IT IS THE JUDGMENT OF THE COURT that the Defendant is guilty of AMENDED COUNT THREE: TAMPERING WITH PHYSICAL EVIDENCE, a Class Six Felony, nondangerous, nonrepetitive offense, in violation of A.R.S. § 13-2809 committed on October 20, 2021 through November 3, 2021.

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.

IT IS ORDERED suspending imposition of sentence and placing the Defendant on probation for a period of THREE (3) YEARS, commencing on completion of the sentence in Amended Count Two, under the supervision of the Adult Probation Department of this Court, in accordance with the formal Judgment and Order signed by the Court suspending sentence and imposing terms of probation.

IT IS ORDERED that this sentence shall be consecutive to the sentence imposed in Amended Count Two.

IT IS ORDERED that the Defendant complete FORTY (40) hours of approved community restitution as directed.

IT IS ORDERED that the Defendant shall be placed on Intensive Probation Supervision with gang conditions and shall abide by all conditions set by IPS.

IT IS ORDERED that the Defendant is released from the custody of the Pima County Sheriff as to this cause number only.

IT IS ORDERED that the Defendant abide by all conditions of probation as set forth in the Uniform Conditions of Supervised Probation.

\*\*\*

\*\*\*

D. Holst  
Deputy Clerk

MINUTE ENTRY

IT IS FURTHER ORDERED that the Defendant shall pay the following:

1. Monthly probation services fee at the rate of \$75.00.
2. Probation Assessment in the amount of \$20.00.
3. Crime Penalty Assessment in the amount of \$13.00.
4. Victim Rights Enforcement Fund Fee in the amount of \$2.00.
5. Victim Rights Assessment in the amount of \$9.00.

The Court retains jurisdiction of the case for purposes of ordering, modifying and enforcing the manner in which court-ordered payments are made until paid in full or until the Defendant's sentence expires, such payment to include but not limited to:

A restitution order in favor of any person entitled to such; along with fines, costs, incarceration costs, fees, surcharges or assessments imposed.

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

IT IS ORDERED that any outstanding bond that has not been previously referred for a bond forfeiture proceeding is hereby exonerated.

IT IS ORDERED, pursuant to the plea, that all remaining counts and allegations shall be dismissed as to this cause number only.

The Defendant is advised of his Notice of Rights of Review and Notice of Right to Apply to Have Conviction Set Aside, signs and receives a copy of same.

The Defendant is further advised that upon completion of probation or absolute discharge from imprisonment for this offense, if he has not been previously convicted of a felony offense and he has paid all ordered restitution, his civil rights shall automatically be restored. The defendant has been advised that does not apply to the restoration of firearm rights if you have been convicted of a dangerous offense under A.R.S. § 13-704 or a serious offense under A.R.S. § 13-706.

The Defendant is further advised that upon final discharge, if he has been previously convicted of a felony offense in this or another state, or has not paid all ordered restitution, he may still apply to have his civil rights restored. The Defendant has been advised that this section does not apply to the restoration of firearm rights if he were convicted of a dangerous offense under A.R.S. § 13-704 or a serious offense under A.R.S. § 13-706.

D. Holst  
Deputy Clerk

MINUTE ENTRY

The Defendant is advised of his right to petition the court to seal the records of his arrest, conviction and sentence and is referred to A.R.S. § 13-911 for additional information.

The Defendant signs and receives a written notice of his rights and the procedures he must follow to exercise them.

Let the record reflect that the Defendant's fingerprint is permanently affixed to the signature page of this sentencing order in open court.

FILED IN COURT: Uniform Conditions of Supervised Probation; Financial Judgment and Order; Notice of Rights of Review & Notice of Right to Apply to Have Conviction Set Aside; Notice of Rights After Conviction and Procedure & Notice of Right to Petition for Sealing of Case Records; Presentence Report; Release Order



  
/s/  
**HON. TERESA GODOY**  
(ID: 2d13de6c-dcd2-4651-aba0-9171efb90ccb)

- cc: Hon. Teresa Godoy  
Jacob M Amaru, Esq.  
Teresa (Tracy) A Miller, Esq.  
Adult Probation  
Clerk of Court - Accounting Unit  
Clerk of Court - Appeals Unit  
Clerk of Court - Criminal Unit  
County Attorney - Victim Notification  
Pretrial Services  
Sheriff of Pima County (1 certified)

---

D. Holst  
Deputy Clerk