

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-175836-001 DT

08/03/2010

COMMISSIONER CAROLYN K.
PASSAMONTE

CLERK OF THE COURT
C. Shapiro

Deputy

STATE OF ARIZONA

LOUIS FRANK CAPUTO III

v.

ISRAEL TORRES (001)
DOB: January 28, 1983

DAVID R WROBLEWSKI

APO-SENTENCINGS-CCC

APPEALS-CCC

AZ DOC

DISPOSITION CLERK-CSC

RFR

VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED/IMPRISONMENT

10:11 a.m.

Courtroom CRDU1

State's Attorney: Aaron Harder for Lou Caputo
Defendant's Attorney: David Wroblewski
Defendant: Present

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

Count(s) 1: 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:

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-175836-001 DT

08/03/2010

OFFENSE: Count 1 Aggravated Driving or Actual Physical Control While Under the Influence of Intoxicating Liquor or Drugs

Class 4 Felony

A.R.S. § 28-1381(A)(1), 28-1383(A)(1), 28-3001, 28-3304, 28-3305, 28-3315, 13-701, 13-702, and 13-801

Date of Offense: December 6, 2009

Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 8 month(s) from August 3, 2010

Presentence Incarceration Credit: 30 day(s)

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

Count 1 Probation Term: 3 years

Upon release from prison for felony DUI (8 months; 30 days credit).

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning on a date to be determined by the Adult Probation Department.

FINE: Count 1 - Total amount of \$1380.00, which includes surcharges of 84%, payable \$25.00 per month beginning on a date to be determined by the Adult Probation Department.

Fine is to be paid to the Arizona Drug Enforcement Fund.

ASSESSMENTS:

Count 1: \$250.00 to the DUI Abatement Fund, payable \$10.00 per month, beginning on a date to be determined by the Adult Probation Department.

Count 1: PROBATION SURCHARGE: \$20.00.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-175836-001 DT

08/03/2010

Count 1: \$1500.00 to the Prison Construction and Operations Fund, payable \$50.00 per month, beginning on a date to be determined by the Adult Probation Department.

Count 1: \$1500.00 to the State General Fund pursuant to A.R.S. § 28-1383, payable \$50.00 per month, beginning on a date to be determined by the Adult Probation Department.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

All amounts payable through the Clerk of the Superior Court.

Condition 17 - Not consume or drink any substance containing alcohol.

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: The Defendant's driver license shall be revoked.

IT IS ORDERED granting the Motion To Dismiss the following: Count 2.

Count(s) 1: IT IS ORDERED authorizing the Maricopa County Sheriff to deliver Defendant to the Arizona Department of Corrections.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

10:20 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-175836-001 DT

08/03/2010

Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER CAROLYN K. PASSAMONTE
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)