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SUPERIOR COURT OF WASHINGTON FOR GRANT COUNTY **JUDGMENT #**

STATE OF WASHINGTON,) 02-9-00019-5
Plaintiff,) No. 01-1-00282-4
v.) ORDER DEFERRING JUDGMENT
STEVE GERALD DIAZ,) AND SENTENCE
DOB: 6-3-75) (Gross Misdemeanor)
SID#: WA19825324)
GCSO 01-GS03492)
FBI#: 806788MB3)
PCN#: 007109750)
Defendant.

I. HEARING

- 1.1 A sentencing hearing was held present were:
Defendant: STEVE GERALD DIAZ
Defendant's Lawyer: Tony DiTommaso
(Deputy) Prosecuting Attorney: John Knodell

II. FINDINGS

There being no reason why judgment should not be pronounced, the Court FINDS:

- 2.1 CURRENT OFFENSE(S): The defendant was found guilty on December 18, 2001 by
Plea

COUNT	CRIME with RCW	CRIME DATE
1	ASSAULT IN THE FOURTH DEGREE, WITH SEXUAL MOTIVATION, RCW 9A.36.041(1) and 9.94A.127 (CRIME CODE: 01134)	

III. JUDGMENT

- 3.1 The defendant is GUILTY of the Counts and Charges listed in Paragraph 2.1.

- ### 3.2 [] The Court DISMISSES Counts N/A

- 3.3 [] The defendant is found NOT GUILTY of Counts N/A

IV. SENTENCE AND ORDER

IT IS ORDERED:

- 4.1 The sentence of said defendant be deferred for a period of 24 months and that the defendant be placed on ~~unsupervised~~ probation for said period, subject to the defendant maintaining general good behavior and abiding by any further orders of the court and specific conditions hereinafter indicated:

Defendant is sentenced by imprisonment in the Grant County jail

for a period of 365 days, with 345 days suspended for 2 yr. on good behavior of the defendant as to Count 1.

the terms in counts _____ are concurrent.

the terms in counts are consecutive

for a total of 20 days with credit for time served to commence
Committed to 160 hours of community service to be performed
as directed by DOC.

The defendant shall receive credit, against the sentence stated above, for early release time, if any, earned by the defendant pursuant to the policies of the Grant County jail.

MONETARY ASSESSMENTS:

- 4.2 Defendant shall pay a fine of \$ _____, with \$ _____ suspended for _____ years.

4.3 **Defendant shall pay court costs, \$157⁷⁹** or as shall be assessed by the Superior Court Clerk, in addition to the \$500.00 CVCA assessment.
Total = \$657⁷⁹

4.4 CRIME LABORATORY ANALYSIS PURSUANT
TO RCW 43.43.690 \$ 100.00

- ## 4.5 RESTITUTION:

Restitution payments to:

To be determined at a later date.

RESTITUTION, if any, will be determined at a hearing on

motion of the State

All payments shall be paid in full on or before 5/31/03 and shall be paid at a rate of not less than \$50 per month beginning February, 2002.

The above payments shall be made to the Grant County Superior Court Clerk, P.O. Box 37, Ephrata, WA 98823, by certified check or money order.

4.6 CONDITIONS:

- [] (a) The offender shall not use, possess or deliver any controlled substance, except by valid prescription.
- [] (b) Defendant shall not consume alcohol in Grant County, Washington.
- [✓] (c)
 - Defendant shall not seek, possess or retain a certificate to teach public school in Washington State or elsewhere.
 - Defendant shall not be employed, or volunteer his services, in any enterprise or setting that places him in unsupervised, direct contact with minor females.
 - Defendant shall at no time be in the presence of a minor female unless there is also immediately and continuously present a responsible adult who is aware of these sentence provisions.

- 4.7 [✓] (a) Defendant shall be supervised by the Department of Corrections, Division of Community Corrections, for 12 months pursuant to the rules and regulations of the Department of Corrections, Division of Community Supervision. Defendant shall report to the Community Corrections Office at 229 First Avenue NW, Ephrata, Washington, immediately or upon release from custody.
- [] (b) Defendant shall provide a written report by the 5th of every month to the Grant County Prosecutor's Office, P.O. Box 37, Ephrata, WA 98823, stating his/her current address, phone number, and written proof of his/her completed hours of community service should any be ordered.

- 4.8 Defendant shall appear for review hearing on
-

- 4.9 If the defendant complies with the terms of this Judgment and Sentence, the Court will permit a NOT GUILTY plea to be entered and the case will be dismissed according to law.

* Defendant shall not contact or communicate with the victim or her family, except in the context of civil litigation.

The representation of the defendant by his court appointed counsel is terminated 30 days for the date hereof.

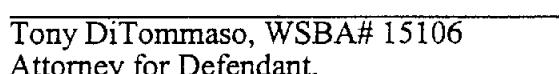
DATED: January 8, 2002


EVAN E. SPERLINE, Judge

Presented by:


John Knodell, WSBA# 11284
(Deputy) Prosecuting Attorney

Order approved as to form:


Tony DiTommaso, WSBA# 15106
Attorney for Defendant.