

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2013-454587-001 SE

03/25/2014

HONORABLE ROBERT L. GOTTSFIELD

CLERK OF THE COURT
N. McKinney
Deputy

STATE OF ARIZONA

KATHLEEN CAMPBELL

v.

JEROME LOUIE THOMAS (001)
DOB: 9/19/1943

SHANNON R ALLEN

APO-SENTENCINGS-SE
APPEALS-CCC
DISPOSITION CLERK-CSC
MCSO-ATTN RECORDS MANAGER
PRETRIAL SERVICES AGENCY-CCC
RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

8:44 a.m.

State's Attorney: Jaimee Oliver
Defendant's Attorney: Brian Foutz
Defendant: Present
Court Reporter: Lori Thielmann

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:

OFFENSE: Count 1 (as amended) Attempted Sexual Abuse
Class 6 Undesignated Felony
A.R.S. § 13-1404, 13-1401, 13-1001, 13-382, 13-610, 13-902, 13-604, 13-701, 13-702,
13-707, 13-802, 13-801
Date of Offense: 4/1/2013
Non Dangerous - Non Repetitive

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The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

Count 1 Probation Term: 10 years

To begin 3/25/2014.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the state.

Condition 15: Restitution, Fines and Fees:

RESTITUTION: Count 1 - \$386.00 payable \$50.00 per month, beginning 5/1/2014, to the following persons:

Cynthia Beach(Individual) \$386.00

Restitution ledger provided; priority of payment as stated in the restitution ledger.

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning 5/1/2014.

PROBATION SURCHARGE: Count 1 - \$20.00 payable on 5/1/2014.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on 5/1/2014.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 1 - \$13.00 payable on 5/1/2014.

Investigative Agency:

Mesa Police Department

Count 1: \$50.00 to the Address Confidentiality Program, payable \$2.00 per month, beginning 5/1/2014.

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All amounts payable through the Clerk of the Superior Court.

The Court will retain jurisdiction over restitution. No hearing is set at this time. In the event a restitution hearing is set, Defendant waives his/her presence.

Condition 18 - Count 1: Be incarcerated in the county jail for 90 day(s), beginning 3/25/2015 with credit for 0 day(s) served.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

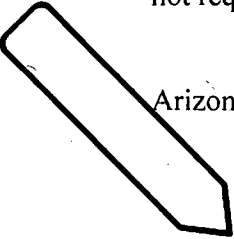
Defendant shall participate in Work Furlough.

Condition 19: Not have any contact with the victim(s) in any form, unless approved in writing by the APD.

Condition 21 - Abide by the special conditions of probation as noted on the attachment to the Uniform Conditions of Supervised Probation as follows:

Sex Offender 

IT IS ORDERED modifying the Sex Offender terms to delete condition 19, defendant is not required to register.

 Pursuant to A.R.S. § 13-3821(K), notification is made to the Sheriff of Maricopa County, Arizona.

Computer Usage: Ownership and Monitoring

Condition 22: Other - Will not work as a masseuse. Pursuant to A.R.S. Section 13-603G defendant masseuse license is revoked and a copy of sentencing orders sent to the Arizona State Board of Massage.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

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1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.

2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: Counts 2 - 3.

IT IS ORDERED exonerating any bond previously posted in this matter to the party posting same.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

The presentence investigation report is filed under .

8:52 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.

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

/s/ HONORABLE ROBERT L. GOTTSFIELD
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)

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HONORABLE ROBERT L. GOTTSFIELD

CLERK OF THE COURT
N. McKinney
Deputy

STATE OF ARIZONA

KATHLEEN CAMPBELL

v.

JEROME LOUIE THOMAS (001)

BRIAN A FOUTZ

APO-PLEAS-SE
PRETRIAL SERVICES AGENCY-CCC

PLEA AGREEMENT/CHANGE OF PLEA

8:45 a.m.

State's Attorney:	Kathleen Campbell
Defendant's Attorney:	Brian Foutz
Defendant:	Present
Court Reporter:	Marla Arnold

This is the time set for Comprehensive Pretrial Conference.

Discussion is held.

8:48 a.m. Court stands in recess.

8:59 a.m. Matter is recalled. Defendant and respective counsel are present.

Court reporter, Marla Arnold, is present.

The Court is informed the defendant would like to enter into a plea,

The Court reviews the Plea Agreement with Defendant. The Court advises Defendant of the range of possible sentence and the availability of probation, and any special conditions of

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sentencing and probation. The Court advises Defendant of all pertinent constitutional rights and rights of review.

9:06 a.m. Court stands in recess.

9:17 a.m. Matter is recalled. Defendant and respective counsel are present.

Court reporter, Marla Arnold, is present.

Defendant expresses he would like to proceed .

Defendant enters a plea of Guilty to the following:

OFFENSE: Count 1 (as amended) Attempted Sexual Abuse
Class 6 Undesignated Felony
A.R.S. § 13-1404, 13-1401, 13-1001, 13-3821, 13-610, 13-902, 13-604, 13-701, 13-702,
13-707, 13-802, 13-801
Date of Offense: 4/1/2013
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IT IS ORDERED accepting the plea.

IT IS ORDERED setting time for Sentencing on 3/25/2014 at 8:00 a.m. before this division.

IT IS FURTHER ORDERED that the following will be deemed submitted at the time of sentencing: Motion To Dismiss Counts 2-3 as reflected in the Plea Agreement.

IT IS ORDERED the Adult Probation Department shall prepare a Presentence Report, and that Defendant shall report to the Adult Probation Department if not in custody.

IT IS ORDERED vacating any pending dates.

IT IS FURTHER ORDERED affirming prior release orders.

9:26 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.