

IN THE CIRCUIT COURT OF CLAY COUNTY, MISSOURI
DIVISION ____

| | | | |
|-------------------|---|----------------|-------|
| STATE OF MISSOURI |) | CAUSE NO.: | _____ |
| |) | | |
| v. |) | Comp. case(s): | _____ |
| |) | | _____ |
| _____ |) | | _____ |

JUDGMENT AND SENTENCE

Pursuant to Mo. Sup. Ct. Rule 31.03(a), and with the consent and agreement of the Defendant, his/her attorney, the Prosecuting Attorney, and the Court, this matter is being disposed of without the presence of Defendant, his/her attorney, and the Prosecuting Attorney. This action is being taken due to the ongoing national and state health emergency related to the COVID-19 outbreak. The Court finds this action is authorized by the Missouri Rules of Criminal Procedure and Missouri Supreme Court Orders related to the COVID-19 virus.

THE COURT FINDS THAT:

Defendant was not under the influence of alcohol or drugs at the time of his written Guilty Plea(s);

1. There is a factual basis for the Guilty Plea(s), and upon inquiry of Defendant, Defendant is in fact guilty of the charges;

2. Defendant does not know of the existence of any witnesses, or any facts, circumstances or evidence which were not presented to the Court which would exonerate Defendant of the charge(s);

3. Upon inquiry of the Prosecuting Attorney, there are no witnesses or evidence which would cast a reasonable doubt about the Defendant’s guilt or defenses available to defendant not disclosed to the Court;

4. After inquiry of Defendant in regard to any plea agreement reached with the Prosecuting Attorney:

(a) Defendant’s Guilty Plea was based upon a plea agreement made pursuant Mo. Sup. Ct. Rule 24.02(d)1(A),(C), and/or (D) with the Prosecuting Attorney; and

(b) The plea agreement is accepted by the Court in sentencing.

5. Defendant fully understands the charge(s) against him/her and the range of punishment for each charge;

6. Defendant understands his/her rights; and

7. Defendant has made a knowledgeable, intelligent, and voluntary waiver of those rights.

The Court accepts Defendant's Guilty Plea and finds Defendant guilty of the charge(s) of:

WHEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED BY THE COURT THAT:

On the charge(s) of _____, the Court suspends imposition of sentence (SIS), and places Defendant on probation for a period of ____ year(s). Defendant's probation shall be Court supervised private supervised probation with the following agency, _____, based on the conditions set forth in the Orders of Probation hereafter. If Defendant's probation is supervised by the Court, Defendant shall appear in Court on _____ and _____ for probation review.

On the charge(s) of _____, the Court sentences and commits Defendant to the custody of the Sheriff of Clay County for a period of _____ days. It is further ordered that the execution of sentence (SES) be suspended, and that Defendant be placed on probation for ____ year(s). Defendant's probation shall be: Court supervised private supervised probation with following agency: _____, based on the conditions set forth in the Orders of Probation hereafter.

On the charge(s) of _____, the Court sentences and commits Defendant to the custody of the Sheriff of Clay County for a period of ____ day(s) ____ month(s) ____ year(s). Defendant is granted ____ days credit. Said sentences to be served concurrent consecutive with _____, _____.

On the charge of _____, the Court assesses a fine against Defendant in the amount of \$ _____.

On the charge of _____, the Court assesses a fine against Defendant in the amount of \$ _____.

On the charge of _____, the Court assesses a fine against Defendant in the amount of \$ _____.

The Prosecuting Attorney has agreed to dismiss the following charge(s): _____.

The Prosecuting Attorney has agreed to amend the following charges to _____.

_____.

THE COURT FURTHER ORDERS:

The following conditions/orders of probation:

Defendant is ordered to pay the following: Court costs to the Court in the amount of \$ ____.

Recoupment costs to the Court in the amount of \$ _____.

Restitution to the Prosecuting Attorney in the amount of \$_____.
 Law Enforcement Restitution Fund (LERF) to the Court in the amount of \$_____.
 Other_____.

Defendant shall obey the laws of the State of Missouri and all county and municipal ordinances.

Defendant shall follow all directives of his/her probation officer and the Court.

Defendant shall complete SATOP ADEP VIP _____ hours of community services and show proof of completion.

Defendant shall:

Install and maintain an Ignition Interlock Device (IID) with camera on any vehicle he/she owns or operates. Defendant shall have said IID installed by_____, and it shall remain on the vehicle(s) until_____. This order is independent of any IID requirement by the Director of Revenue (DOR).

Defendant shall serve _____ days shock time at the Clay County Detention Center per the appended schedule.

Defendant has not been fingerprinted as required by State law. Defendant shall report to the following agency_____ by_____ for fingerprinting.

Other_____.

FAILURE TO COMPLY WITH ANY OF THE COURT'S CONDITIONS/ORDERS HEREIN WILL RESULT IN A WARRANT BEING ISSUED FOR DEFENDANT'S ARREST.

SO ORDERED, this ___ day of _____, 2020

Associate Circuit Judge

I promise to pay the total amount due of \$_____ knowing that if I don't abide by the Judge's Order set forth, a WARRANT MAY BE ISSUED AND additional costs may accrue.

Defendant's Original Signature

Date