

**STATE OF NORTH CAROLINA**

CATAWBA

County

NEWTON

File No.

05CRS014055

52

Seat Of Court

In The General Court Of Justice

District  Superior Court Division

NOTE: (This form is to be used for misdemeanor offense(s). Use AOC-CR-342 or AOC-CR-310 for DWI offense(s).)

**STATE VERSUS**

Name Of Defendant

LITTLE, STEVEN, ALLEN

Race

W

Sex

M

DOB

9/30/1970

**JUDGMENT SUSPENDING SENTENCE - MISDEMEANOR(S)**

IMPOSING AN INTERMEDIATE PUNISHMENT

IMPOSING A COMMUNITY PUNISHMENT (STRUCTURED SENTENCING)

G.S. 15A-1341, -1342, -1343, -1343.2, -134

Attorney For State

CAGLE, JON

Def. Found Not Indigent  Def. Waived Attorney

Attorney For Defendant

WHITE, JASON

Appointed  Retained

The defendant  pled guilty to:  was found guilty/responsible by the Court of:  was found guilty by a jury of:  pled no contest to:

File No.(s)	Off.	Offense Description	Offense Date	G.S. No.	CL.
05CRS014055	52	ACCESSING COMPUTERS (M)	11/7/2003	14-454(B)	1

The Court has determined, pursuant to G.S. 15A-1340.20, the number of prior convictions to be 5 Level:  I (0)  II (1-4)  III (5+)

- 1. The Court imposes the punishment term pursuant to a plea arrangement as to sentence under Article 58 of G.S. Chapter 15A.
- 2. The Court finds:  (a) enhanced punishment from a Class 2 or Class 3 misdemeanor to a Class A1 or Class 1 misdemeanor.  G.S. 90-95(e)(4) (drugs).  G.S. 14-3(c) (hate crime).  (b) enhanced punishment from required suspended sentence to Class 2 misdemeanor. G.S. 90-95(e)(7).  
If in District Court, the Court found this issue beyond a reasonable doubt or the defendant pled guilty or no contest to this issue. If in Superior Court, this finding is based on the jury's determination of this issue beyond a reasonable doubt or the defendant's plea of guilty or no contest to this issue.
- 3. The Court imposes mandatory punishment. G.S. 14-33(d) (assault in the presence of a minor).
- 4. The Court finds this is an offense involving assault or communicating a threat, and the defendant had a personal relationship as defined by G.S. 50B-1(b) with the victim.

The Court, having considered evidence, arguments of counsel and statement of defendant, Orders that the above offenses, if more than one, be consolidated for judgment and the defendant be imprisoned

for a term of 120 days in the custody of the:  N.C. DOC.  Sheriff of \_\_\_\_\_ County.  Other \_\_\_\_\_

This sentence shall run at the expiration of sentence imposed in file number \_\_\_\_\_

The defendant shall be given credit for 1 days spent in confinement prior to the date of this Judgment as a result of this charge(s), to be applied toward the  sentence imposed above.  imprisonment required for special probation below.

**SUSPENSION OF SENTENCE**

Subject to the conditions set out below, the execution of this sentence is suspended and the defendant is placed on

supervised  unsupervised probation for 24 months.

- 1. The Court finds that a  longer  shorter period of probation is necessary than that which is specified in G.S. 15A-1343.2(d).
- 2. The Court finds that it is NOT appropriate to delegate to the Division of Community Corrections in the Department of Correction the authority to impose any of the requirements in G.S. 15A-1343.2(e) if the offender is sentenced to a community punishment, or G.S. 15A-1343.2(f) if the offender is sentenced to an intermediate punishment.
- 3. The above period of probation shall begin when the defendant is released from incarceration in the case referred to below.
- 4. The above period of probation shall begin at the expiration of the sentence in the case referred to below.

File Number	Offense	County	Court	Date

- 5. The defendant shall comply with the conditions set forth in file number \_\_\_\_\_
- 6. The defendant shall provide a DNA sample pursuant to G.S. 15A-266.4. (AOC-CR-319 required)

**MONETARY CONDITIONS**

The defendant shall pay to the Clerk of Superior Court the "Total Amount Due" shown below, plus the probation supervision fee, pursuant to a schedule  determined by the probation officer.  set out by the court as follows: \_\_\_\_\_

Court Costs	Miscellaneous	Fine	Restitution*	Attorney's Fee	Comm. Service Fee	Total Amount Due
\$ 140.00	\$ 0.00	\$ 0.00	\$ 720.00	\$ 585.00	\$ 200.00	\$ 1,645.00

\*See attached "Restitution Worksheet, Notice And Order (Initial Sentencing)," AOC-CR-611, which is incorporated by reference.

- All payments received by the Clerk shall be distributed pro rata among the persons entitled to restitution in this priority: first among all G.S. 7A-304(d) priorities  and before payment of community service and probation supervision fees.
- Upon payment of the "Total Amount Due," the probation officer may transfer the defendant to unsupervised probation.