



TO: DEFENDANT CLAUDE FERNANDEZ:

IT IS THE ORDER OF THE COURT THAT DURING YOUR TERM OF PROBATION, YOU SHALL COMPLY IN ALL RESPECTS WITH THE FOLLOWING TERMS AND CONDITIONS:

1. You must not commit another federal or state crime during the term of probation;
2. You must report to a probation officer as directed by the court or the probation officer;
3. You must remain within the jurisdiction of the court unless granted permission to leave by the court or a probation officer;
4. You must notify a probation officer prior to any change in address or employment;
5. You must notify a probation officer promptly if arrested or questioned by a law enforcement officer; and
6. You must permit a probation officer to visit you at your home or elsewhere as specified by the court.
7. Your further special conditions of probation are as follows:

~~XXX FOLLOW ALL REASONABLE INSTRUCTIONS WHICH ARE GIVEN TO YOU BY YOUR PROBATION OFFICER~~

SEE ATTACHED, TERMS AND CONDITIONS OF PROBATION.

NOTE: IF YOUR WHEREABOUTS BECOME UNKNOWN TO YOUR PROBATION OFFICER BECAUSE OF YOUR FAILURE TO KEEP HIM INFORMED, THE COURT MAY ORDER YOUR ARREST. ANY FAILURE BY YOU TO COMPLY WITH ALL OF THE TERMS AND CONDITIONS OF PROBATION WILL MEAN THAT THE COURT CAN REVOKE YOUR PROBATION AND SENTENCE YOU TO PRISON, OR CHANGE OR ADD TO THE TERMS OF PROBATION. YOU ARE FURTHER INFORMED THAT PER HRS 134-7, YOU ARE PROHIBITED FROM OWNING OR POSSESSING ANY FIREARM OR AMMUNITION.

THE FOREGOING TERMS AND CONDITIONS OF PROBATION HAVE BEEN EXPLAINED TO ME; I FULLY UNDERSTAND THEM, AGREE TO ABIDE BY THEM IN EVERY WAY AND UNDERSTAND THE CONSEQUENCES. I HAVE RECEIVED A COPY OF THESE TERMS AND CONDITIONS OF PROBATION.

DATE	DEFENDANT'S SIGNATURE	WITNESSED BY
		INTERPRETED BY (PROBATION OFFICER)

- A. Follow all reasonable instructions which are given to you by your probation officer;
- B. perform 100 hours of community service, to commence by April 15, 1994 and to be completed by April 15, 1995;
- C. participate satisfactorily in the Hawaii Sex Offender Treatment Program (HSOTP) if deemed appropriate by the Adult Probation Division with the provision that you obtain and maintain sex offender treatment, as approved by Adult Probation Division, at your own expense until clinically discharged with the concurrence of the Adult Probation Division; monthly progress reports are to be submitted to the Adult Probation Division by the therapist. If deemed by the Adult Probation Division to be financially unable to pay, the defendant shall participate in treatment by the Judiciary contracted therapist with payment to be made in accordance with the Adult Probation Division payment formula;
- D. submit to electronic monitoring as deemed appropriate by Adult Probation Division and as prescribed by the Hawaii Sex Offender Treatment Program, to be paid at your own expense;
- E. that the defendant refrain from purchasing or possessing inappropriate audio or visual materials as clinically defined by his primary therapist; nor shall he frequent any place where such material is available to him;
- F. based on reasonable suspicion that contraband or inappropriate materials, as clinically defined by his primary therapist, may be in the places of a search, submit at reasonable times to a search of your person, residence, vehicle, or other sites and property under your control, by any probation officer, with or without a warrant, and that any contraband or inappropriate materials, found or observed thereby may be seized;
- G. that the defendant abide by curfew, travel and leisure time restrictions imposed by the Adult Probation Division;

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- H. that the defendant refrain from hitchhiking and picking up hitchhikers;
- I. not make or attempt to make contact, directly or indirectly, with the victim or any other party significantly related to the victim, without the prior knowledge and authorization of the Probation Officer;
- J. that the defendant not make or attempt to make contact, directly or indirectly, with any minor child, or reside in the same residence with minor children without the permission of the probation officer;
- K. obtain and/or maintain residence as approved by the Adult Probation Division;
- L. obtain and maintain gainful full-time employment and/or educational/vocational training throughout the period of probation except as precluded by treatment; and
- M. sign a Waiver of Extradition.