

STATE OF HAWAII CIRCUIT COURT OF THE FIRST CIRCUIT	AMENDED JUDGMENT GUILTY CONVICTION AND PROBATION SENTENCE NOTICE OF ENTRY	CASE NUMBER CR. NO. 95-1202
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STATE OF HAWAII VS (DEFENDANT) HUNG CHI TRAN	POLICE REPORT NUMBER 95225716; 95225717; 95225387; 95225388
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DEFENDANT'S PLEA <input checked="" type="checkbox"/> GUILTY <input type="checkbox"/> NOT GUILTY <input type="checkbox"/> NO CONTEST	<input type="checkbox"/> JURY VERDICT <input type="checkbox"/> JUDGE FINDINGS
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ORIGINAL CHARGE COUNTS I & II: SEXUAL ASSAULT 3° COUNT III: ATTEMPTED SEXUAL ASSAULT 1° COUNT IV: KIDNAPPING	CHARGE TO WHICH DEFENDANT PLEAD COUNTS I & II: SEXUAL ASSAULT 3° COUNT III: ATTEMPTED SEXUAL ASSAULT 2° COUNT IV: KIDNAPPING (B FELONY)
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DEFENDANT IS CONVICTED AND FOUND GUILTY OF
 COUNTS I & II: SEXUAL ASSAULT IN THE THIRD DEGREE
 COUNT III: ATTEMPTED SEXUAL ASSAULT IN THE SECOND DEGREE
 COUNT IV: KIDNAPPING (B FELONY)

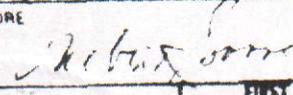
JUDGMENT AND SENTENCE OF THE COURT: PROBATION

TERM FIVE (5) YEARS as to each of Counts I, II, III and IV, all to	FINE
run concurrently with each other SPECIAL CONDITIONS	
<input type="checkbox"/> RESTITUTION	<input checked="" type="checkbox"/> OTHER
<input checked="" type="checkbox"/> JAIL	
<input type="checkbox"/> COMMUNITY SERVICE	

It is adjudged that the Defendant has been convicted and is guilty as stated above

IT IS THE JUDGMENT AND SENTENCE of the court that the Defendant pay the fine, restitution indicated and is hereby placed on probation for the period stated above, commencing as of the date of this judgment, unless sooner discharged by order of the court, upon condition that the Defendant comply with all of terms and conditions of probation set forth in the attached document

IT IS ORDERED that copies of this Judgment be delivered to the Adult Probation Division of this court, that a probation officer of this court take charge of and have supervision of the Defendant and instruct the Defendant regarding the terms and conditions of probation, and that the probation officer furnish the Defendant a copy of this Judgment

DATE SIGNED JUNE 19, 1996	JUDGE MELVIN K. SOONG	SIGNATURE 
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NOTICE OF ENTRY AMENDED THIS JUDGMENT HAS BEEN ENTERED AND COPIES MAILED OR DELIVERED TO ALL PARTIES		FIRST CIRCUIT COURT STATE OF HAWAII FILED JUN 19 1996 4:30 o'clock p.m.  Clerk, Eleventh Division
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DATE JUNE 19, 1996	CLERK  L. LEE  Clerk, Eleventh Division
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**STATE OF HAWAII
CIRCUIT COURT OF THE
FIRST CIRCUIT**

**TERMS AND CONDITIONS
OF PROBATION**

**CASE NUMBER
CR. NO. 95-1202**

TO: DEFENDANT HUNG CHI TRAN:

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:
 - A. Follow all reasonable instructions which are given to you by your probation officer.

see attached

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)

DISTRIBUTION ORIG FILE, PROS, DEF, APD (3 CY), POLICE, DIVISION, JAIL (IF NEC)

IC-P-014

CR. NO. 95-1202
STATE OF HAWAII VS. HUNG CHI TRAN
SPECIAL CONDITIONS OF PROBATION

- A. follow all reasonable instructions which are given to you by your probation officer;
- B. be committed to the custody of the Director of the Department of Public Safety for a period of one (1) year jail confinement, with credit for time already served; mittimus to issue forthwith;
- C. participate satisfactorily in the Hawaii Sex Offender Treatment Program (HSOTP) with the provision that you obtain and maintain sex offender treatment, as approved by the Adult Probation Division (APD), at your own expense until clinically discharged with the concurrence of the APD; monthly progress reports are to be submitted to the APD by the therapist. If deemed by the APD to be financially unable to pay, you shall participate in treatment by the Judiciary contracted therapist with payment to be made in accordance with the APD payment formula;
- D. obtain and maintain mental health treatment/services, including medication and/or tests if ordered, as deemed appropriate/necessary by the Adult Probation Division, and if so directed, remain in treatment until clinically discharged with the concurrence of the Adult Probation Division.
- E. submit to electronic monitoring as deemed appropriate by the Adult Probation Division and as prescribed by the HSOTP, to be paid at your own expense;
- F. refrain from purchasing, possessing or consuming alcohol and/or illicit/unprescribed drugs/substances;
- G. submit to drug and/or alcohol testing at your own expense as directed by the Adult Probation Division, with the provision that a positive finding and/or a failure to provide a specimen within two hours of instruction may be considered prima facie evidence of probation violation.
- H. refrain from purchasing or possessing inappropriate audio or visual materials as clinically defined by your primary therapist; nor shall you frequent any place where such material is available to you;

- I. based on reasonable suspicion that illicit substances or other contraband, that may include inappropriate materials as clinically defined by your 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 illicit substances or contraband found or observed thereby may be seized;
- J. abide by curfew, travel and leisure time restrictions imposed by the APD;
- K. refrain from hitchhiking and picking up hitchhikers.
- L. 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 Adult Probation Division;
- M. obtain and/or maintain residence as approved by the APD;
- N. obtain and maintain gainful, full-time employment and/or educational/vocational training as approved by the Adult Probation Division throughout the period of probation except as precluded by treatment;
- O. be prohibited from being at or in the vicinity of Honolulu's Chinatown area except for once per week as approved by the APD;
- P. sign a Waiver of Extradition.

