

TO: DEFENDANT MICHAEL KORMANIK

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 attachment)

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)

CR. NO. 91-2923
DEFENDANT: MICHAEL KORMANIK

ATTACHMENT

1. You shall obtain and maintain gainful full-time employment and/or educational/vocational training throughout the period of probation, except as precluded by treatment.
2. You shall refrain from purchasing/possessing/consuming alcohol and/or illicit/unprescribed drugs/substances.
3. You shall 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.
4. You shall enter and remain in a drug/alcohol treatment program, as deemed appropriate by the Adult Probation Division, and if so directed, remain in treatment until clinically discharged with the concurrence of the Adult Probation Division. Such drug/alcohol treatment may include any AA or NA meetings as deemed appropriate or necessary by the Adult Probation Division.
5. You shall enter and remain in a mental health treatment program as deemed appropriate by the Adult Probation Division, and remain in such treatment until clinically discharged with the concurrence of the Adult Probation Division.
6. Based on reasonable suspicion that illicit substance(s), contraband, or inappropriate materials, as clinically defined by your primary therapist, may be in the place(s) of a search, you shall submit at reasonable times to search, conducted in a reasonable manner by a probation officer, of your person, residence, vehicle, or other sites and property under your control, with or without a warrant, and any contraband, illicit substance(s), or inappropriate materials, found or observed thereby may be seized.
7. You shall sign a Waiver of Extradition.
8. You shall be committed to the custody of the Director of the Department of Public Safety for a period of ONE (1) YEAR jail confinement. Credit to be given for time served. Mittimus to issue forthwith.

9. You shall participate satisfactorily in the Hawaii Sex Offender Treatment Program until clinically discharged with the concurrence of the Adult Probation Division, and pay \$25.00 per month toward the cost of treatment.
10. You shall 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.
11. You shall abide by any curfew, travel and leisure time restrictions imposed by the Adult Probation Division.
12. You shall refrain from hitchhiking and picking up hitchhikers.
13. You shall 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.
14. You shall 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.
15. You shall obtain and/or maintain residence as approved by the Adult Probation Division.