

TO: DEFENDANT GARY MARION COSTA AYRES, JR.

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;
 - B. Be committed to the custody of the Director of the Department of Corrections for a period of six (6) months; mittimus to issue forthwith with credit for time served;
 - C. Upon release, obtain and maintain gainful, full-time employment and/or educational/vocational training throughout the period of probation, except as precluded by treatment or medical services;
 - D. Refrain from the use of alcohol and/or illicit unprescribed drugs;
 - E. that within one (1) week of release, enter and remain in an outpatient or residential 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;

(see next page)

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)

TERMS AND CONDITION OF PROBATION (cont'd)

- F. submit to drug and/or alcohol testing at his 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;
- G. obtain and maintain mental health including psycho-sexual 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 and enter in such a program within one (1) week of release from OCCC;
- H. sign a waiver of extradition; and
- I. to have no contact whatsoever with the _____ family, included but not limited to, _____ and not to reside or be within one (1) block of their residence during his term of probation.