

**STATE OF HAWAII
CIRCUIT COURT OF THE
THIRD CIRCUIT**

**TERMS AND CONDITIONS
OF PROBATION**

CASE NUMBER
CR NO. 10-1-117K

TO: DEFENDANT IVAN FARID VILLASENOR,

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 SHEET

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

DECEMBER 14, 2010

DEFENDANT'S SIGNATURE



WITNESSED BY

INTERPRETED BY (PROBATION OFFICER)

CR NO. 10-1-117K
STATE OF HAWAII vs. IVAN FARID VILLASENOR
JUDGMENT OF CONVICTION AND PROBATION SENTENCE

B. SPECIAL CONDITIONS

You Shall:

1. Follow all reasonable instructions given to you by your probation officer.
2. Be committed to the custody of the Director of the Department of Public Safety for a period of incarceration of:
 - a. **12 MONTHS**, with all but 10 months suspended. You shall serve 10 months on an intermittent basis as follows, 30 days per year for the next 10 years and the remaining 2 **MONTHS** suspended. From 2011 thereon, you shall serve 30 days each year, no credit for time served.
3. Perform **150 HOURS** of community service.
 - a. You shall complete **50 HOURS** per year.
4. Obtain a mental health assessment as directed by your probation officer, at your own expense, in accordance with your ability to pay, and follow any recommendations for treatment to clinical discharge. You shall obtain the assessment,
 - a. Within thirty (30) days from today's date.
5. Obtain a substance abuse assessment as directed by your probation officer. You must pay for the assessment at your own expense, in accordance with your ability to pay, and follow any recommendations for treatment to clinical discharge. You shall obtain the assessment, within thirty (30) days from the date of this order.
6. Pay a Crime Victim's Compensation Fund Fee in the amount of \$ 105.00.
7. Pay a Probation Services Fee in the amount of \$ 150.00.

CR NO. 10-1-117K

STATE OF HAWAII vs. IVAN FARID VILLASENOR

JUDGMENT OF CONVICTION AND PROBATION SENTENCE

16. Appear for all scheduled hearings and/or comply with the notice to appear issued by the Court or your probation officer.
17. Participate with your probation officer in the development and fulfillment of case plan(s) as it relates to assessment results.
18. Not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the Court.
19. Sign a Waiver of Extradition.
20. Successfully participate in the Hawaii Sex Offender Treatment Program (HSOTP), with the provision that you obtain and maintain sex offender treatment, at your own expense, and in accordance with your ability to pay as determined by HSOTP, to clinical discharge. If HSOTP deems you to be unable to pay, you shall participate in treatment with a Judiciary contracted therapist with payment to be made in accordance with the Adult Probation payment formula.
21. Refrain from purchasing, possessing, or accessing via the Internet or other electronic database, pornography, or any other 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.
22. Abide by any curfew, travel and leisure time restrictions imposed by your Probation Officer.
23. Refrain from hitchhiking and picking up hitchhikers.
24. Not contact or attempt to contact, directly or indirectly, any minor child. You may reside in the residence you are currently residing with minor children, subject to further amendment by your probation officer.

CR NO. 10-1-117K

STATE OF HAWAII vs. IVAN FARID VILLASENOR

JUDGMENT OF CONVICTION AND PROBATION SENTENCE

25. Remain away from schools, playgrounds, theaters or other locations where unsupervised minors congregate.
26. Obtain and maintain a residence as approved by your probation officer.
27. Pay for and submit to polygraph examinations at your own expense as directed by your sex offender therapist and your probation officer.
28. Submit to plethysmograph examinations at your own expense in accordance with your ability to pay and as directed by your sex offender therapist and your probation officer.
29. Obtain a psychosexual evaluation at your own expense in accordance with your ability to pay and as directed by your sex offender therapist and your probation officer. The defendant shall receive credit for having obtained such an evaluation through Joseph Giovannoni, MS, APRN, BC on August 17, 2010.
30. Report to the Hawaii County Police Department and submit a blood sample for DNA testing.
31. Register as a sex offender with the Chief of Police of the Hawaii County Police Department.
32. Inform your employer of the offense as required by sex offender treatment and as directed by your probation officer.
33. Sign the Terms and Conditions of Probation. Upon verification that the Terms and Conditions of Probation have been executed, bail conditions shall be cancelled.
34. Contact the Adult Probation Department at **443-2191** no later than **Thursday, December 16, 2010, at 12:00 p.m.** to schedule your first appointment with a probation officer.