

<input checked="" type="checkbox"/> SUPERIOR COURT OF CALIFORNIA, COUNTY OF <b>DORADO</b> <input type="checkbox"/> MUNICIPAL BRANCH OR JUDICIAL DISTRICT <b>SOUTH LAKE TAHOE</b>		<b>FILED</b> <b>OCT 22 2002</b> <b>EL DORADO CO. SUPERIOR COURT</b> BY <i>[Signature]</i> (DEPUTY)	
PEOPLE OF THE STATE OF CALIFORNIA vs. DEFENDANT: <b>JUSTIN DANIEL DONATO</b>		<b>S01CRF0287 -A</b> -B -C -D	
COMMITMENT TO STATE PRISON ABSTRACT OF JUDGMENT		<input type="checkbox"/> NOT PRESENT <input type="checkbox"/> AMENDED ABSTRACT	
DATE OF HEARING <b>10-03-02</b>	DEPT. NO. <b>4</b>	JUDGE <b>J. Lasarow</b>	
CLERK <b>J. Hunt</b>	REPORTER <b>K. Kelleher</b>	PROBATION NO. OR PROBATION OFFICER	
COUNSEL FOR PEOPLE <b>A. Sears</b>		COUNSEL FOR DEFENDANT <b>S. Harvey Deputy Public Defender</b> <input checked="" type="checkbox"/> APPTD.	

1. Defendant was convicted of the commission of the following felonies:  
 Additional counts are listed on attachment  
 \_\_\_ (number of pages attached)

CNT.	CODE	SECTION NO.	CRIME	DATE OF CONVICTION (MO./DATE/YEAR)	CONVICTED BY			TERM (L, M, U)	CONCURRENT	CONSECUTIVE 1/3 VIOLENT	CONSECUTIVE 1/3 NON-VIOLENT	CONSECUTIVE FULL TERM	INCOMPLETE SENTENCE (refer to item 5)	654 STAY	PRINCIPAL OR CONSECUTIVE TIME IMPOSED	
					JURY	COURT	PLEA								YRS.	MOS.
3	PC	182/261(A)(4)	CONSPIRE:COMMIT CRIME:RAPE	06-13-02			X	L							3	0
5	PC	261.5(C)	SEX W/MINOR:3+YRS.YOUNGER	06-13-02			X	L	X						(1)	(4)
				-												
				-												
				-												
				-												

2. ENHANCEMENTS charged and found to be true TIED TO SPECIFIC COUNTS (mainly in the PC 12022 series). List each count enhancement horizontally. Enter time imposed for each or "S" for stayed. DO NOT LIST enhancements stricken under PC 1385.

CNT.	ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	TOTAL

3. ENHANCEMENTS charged and found to be true FOR PRIOR CONVICTION OR PRISON TERMS (mainly in the PC 667 series). List all enhancements horizontally. Enter time imposed for each or "S" for stayed. DO NOT LIST enhancements stricken under PC 1385.

ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	TOTAL

4.  Defendant was sentenced pursuant to PC 667 (b)-(i) or PC 1170.12 (two-strikes).

5. INCOMPLETED SENTENCE(S) CONSECUTIVE

COUNTY	CASE NUMBER

6. TOTAL TIME ON ATTACHED PAGES:  

7.  Additional indeterminate term (see CR-292).

8. TOTAL TIME:   **3**   **0**

This form is prescribed under PC 1213.5 to satisfy the requirements of PC 1213 for determinate sentences. Attachments may be used but must be referred to in this document. (Continued on reverse)

DEFENDANT: **JUSTIN DANIEL DONATO**

S01CRF0287 -A	-B	-C	-D
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9. FINANCIAL OBLIGATIONS (including any applicable penalty assessments):
- a. RESTITUTION FINE of: **\$200.00** per PC 1202.4(b) forthwith per PC 2085.5.
  - b. RESTITUTION FINE of: **\$200.00** per PC 1202.45 suspended unless parole is revoked.
  - c. RESTITUTION of: \$\_\_\_\_\_ per PC 1202.4(f) to  victim(s)\*  Restitution Fund  
 (\*List victim name(s) if known and amount breakdown in item 11, below.)  
 (1)  Amount to be determined.  
 (2)  Interest rate of: \_\_\_% (not to exceed 10% per PC 1202.4(f)(3)(F)).
  - d.  LAB FEE of: \$\_\_\_\_\_ for counts: \_\_\_\_\_ per H&SC 11372.5(a).
  - e.  DRUG PROGRAM FEE of \$150 per H&SC 11372.7(a).
  - f.  FINE of \$\_\_\_\_\_ per PC 1202.5.

10. TESTING

- a.  AIDS pursuant to  PC 1202.1  other (specify):
- b.  DNA pursuant to  PC 290.2  other (specify): **PC 296(a)(1)**

11. Other orders (specify):

No victim restitution request.

No contact with minor victim (RACHEL HARCOURT) - Protective Order filed

No contact with females under age 18 without full disclosure of this conviction and approval by minor's parents.

Register as sex offender pursuant to PC 290.

Pay \$200.00 fine plus penalty assessments for a total of \$340.00 pursuant to PC 290.3

12. Execution of sentence imposed

- a.  at initial sentencing hearing. **10-03-02**
- b.  at resentencing per decision on appeal.
- c.  after revocation of probation.
- d.  at resentencing per recall of commitment. (PC 1170(d).)
- e.  other (specify):

13. CREDIT FOR TIME SERVED

CASE NUMBER	TOTAL CREDITS	ACTUAL	LOCAL CONDUCT
<b>S01CRF0287 -A</b>	<b>433</b>	<b>289</b>	<b>144</b> <input checked="" type="checkbox"/> 4019 <input type="checkbox"/> 2933.1
-B			<input type="checkbox"/> 4019 <input type="checkbox"/> 2933.1
-C			<input type="checkbox"/> 4019 <input type="checkbox"/> 2933.1
-D			<input type="checkbox"/> 4019 <input type="checkbox"/> 2933.1

DATE SENTENCE PRONOUNCED: **10-03-02**      SERVED TIME IN STATE INSTITUTION:  DMH  CDC  CRC

14. The defendant is remanded to the custody of the sheriff  forthwith  after 48 hours excluding Saturdays, Sundays, and holidays.

To be delivered to  the reception center designated by the director of the California Department of Corrections.  
 other (specify):

**CLERK OF THE COURT**

I hereby certify the foregoing to be a correct abstract of the judgment made in this action.

DEPUTY'S SIGNATURE <b>J. Hunt</b> <i>Janice Hunt</i>	DATE <b>10-22-02</b>
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