

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA  
THIRD JUDICIAL DISTRICT AT PALMER

State of Alaska,  
vs.  
William McKechnie,  
Plaintiff,  
Defendant.

CASE NO: 3PA-05-01960CR

**JUDGMENT AND ORDER  
OF COMMITMENT / PROBATION**

Defendant has been convicted upon his plea of no contest of:

<u>CTN</u>	<u>Offense</u>	<u>Date of Offense:</u>	<u>DV Offense per AS 8.66.990(3) &amp; 5 (if checked)</u>
001:	AS11.61.127: Possess Child Pornography	05/09/2005	<input type="checkbox"/>
004:	AS11.61.123(f)(1): Indecent View/Photo w/o Consent-Of Minor	05/09/2005	<input type="checkbox"/>

The following charges were dismissed:

<u>CTN</u>	<u>Offense</u>	<u>Date of Offense:</u>	<u>DV Offense per AS 8.66.990(3) &amp; 5 (if checked)</u>
002:	AS11.41.455(a)(6): Exploit Minor-Make Porn, Lewd Exhibtn	05/09/2005	<input type="checkbox"/>
003:	AS11.41.455(a)(6): Exploit Minor-Make Porn, Lewd Exhibtn	05/09/2005	<input type="checkbox"/>
005:	AS11.61.123(f)(1): Indecent View/Photo w/o Consent-Of Minor	05/09/2005	<input type="checkbox"/>

Defendant came before the court on February 26, 2007 with counsel, Larry A Wiggins, and the District Attorney present.

**SENTENCE**

IT IS ORDERED that the defendant is hereby committed to the care and custody of the Commissioner of the Department of Corrections for the following period(s):

<u>Charge:</u>	<u>Period:</u>
001:	Two (2) years with 0 suspended. Consecutive to Count 4.
004:	Two (2) years with Twelve (12) months suspended. The unsuspended Twelve (12) months are to be served 03/09/07.

The sentence is:

- all or partially presumptive. The defendant is ineligible for parole, except as provided in AS 33.16.090(b) and (c).
- non-presumptive. The defendant is eligible for parole.

IT IS ORDERED that the defendant is fined:

<u>Charge:</u>	<u>Fine:</u>
001:	Defendant is fined \$5000 with \$0 suspended. Any unsuspended amount is to be paid 12/31/10.
004:	Defendant is fined \$0 with \$0 suspended.

**POLICE TRAINING SURCHARGE:** IT IS ORDERED that defendant pay to the court the following surcharge pursuant to AS 12.55.039 within 10 days: \$100.00

Defendant is to pay a Correctional Facility Surcharge pursuant to AS 12.55.041 in the amount of \$200 with \$100 suspended. The unsuspended \$100 is to be paid to the:

000001

Department of Law Collections Unit  
1031 W. 4<sup>th</sup> Ave., Suite 200  
Anchorage, AK 99501  
Phone: (907) 269-5205

DNA IDENTIFICATION. If this conviction is for a "crime against a person" as defined in AS 44.41.035(j), or a felony under AS 11 or AS 28.35, the defendant is ordered to provide samples for the DNA Registration System when requested to do so by a health care professional acting on behalf of the state, and to provide oral samples when requested by a correctional, probation, parole, or peace officer. AS 12.55.015(h).

RESTITUTION. IT IS ORDERED that defendant pay restitution as follows:

<u>Restitution Recipients</u>	<u>Amount</u>
A. _____	\$ _____
B. _____	\$ _____
C. _____	\$ _____

Others listed on attached Addendum.

Payments must be made to the Department of Law Collections Unit, 1031 West Fourth Avenue, Suite 200, Anchorage, AK 99501. The court will also accept payments.

Restitution is due immediately for civil execution purposes, unless defendant establishes a payment schedule with the Department of Law Collections Unit or, in municipal cases, with the court. If the defendant misses any required payment, the total unpaid amount becomes immediately due and civil execution may begin.

- Interest will accrue on the principal amount of restitution due at the rate provided in AS 009.30.070(a), currently 9.25%, from:
- the date of loss: \_\_\_\_\_.
  - the date of this judgment.
  - \_\_\_\_\_.

The restitution due is owed jointly and severally with restitution ordered to be paid by the following co-defendants: \_\_\_\_\_.  
(Names and Case Numbers)

Defendant is ordered to apply for an Alaska Permanent Fund Dividend every year in which defendant is a resident eligible for a dividend until the restitution is paid in full.

IT IS FURTHER ORDERED that:

\_\_\_\_\_

IT IS FURTHER RECOMMENDED that:

\_\_\_\_\_

IT IS ORDERED that, after serving any term of incarceration imposed, the defendant is placed on probation under the following conditions:

GENERAL CONDITIONS OF PROBATION

1. Comply with all direct court orders listed above by the deadlines stated.
2. Report to the Department of Corrections Probation Office on the next business day following the date of sentencing, or, if time is to be served prior to probation, report to the Department of Corrections Probation Office on the next business day following release from an institution.

3. Secure the prior written permission of a probation officer of the Department of Corrections before changing employment or residence or leaving the region of residence to which assigned.
4. Make a reasonable effort to secure and maintain steady employment. Should you become unemployed, notify a probation officer of the Department of Corrections as soon as possible.
5. Report in person between the first day and the tenth day of each month, or as otherwise directed, to your assigned office of the Department of Corrections. Complete in full a written report when your probation officer is out of the office to insure credit for that visit. You may not report by mail unless you secure prior permission to do so from your probation officer.
6. At no time have under your control a concealed weapon, a firearm, or a switchblade or gravity knife.
7. Do not knowingly associate with a person who is on probation or parole or a person who has a record of a felony conviction unless prior written permission to do so has been granted by a probation officer of the Department of Corrections.
8. Make a reasonable effort to support your legal dependents.
9. Do not consume intoxicating liquor.
10. Comply with all municipal, state and federal laws.
11. Report all purchases, sales and trades of motor vehicles belonging to you, together with current motor vehicle license numbers for those vehicles, to your probation officer.
12. Upon the request of a probation officer, submit to a nonconsensual, warrantless search of your person, personal property, residence or any vehicle in which you may be found, for the presence of alcohol, illegal controlled substances, firearms, or concealable weapons.
13. Abide by any special instructions given by the court or any of its duly authorized officers, including probation officers of the Department of Corrections.

#### SPECIAL CONDITIONS OF PROBATION

1. The defendant shall not use, possess, consume, ingest or have in any of his bodily fluids any alcoholic beverages or illegal controlled substances, including marijuana.
2. The defendant shall obtain a substance abuse evaluation from an approved substance abuse provider within thirty days of his release from incarceration and make results of the evaluation available to the Probation/Parole Officer.
3. The defendant shall actively participate in and successfully complete an approved substance abuse program if recommended by the evaluation, which may include a residential treatment program of up to 30 days, at the direction of the Probation/Parole Officer. The defendant shall not discontinue treatment without the prior written approval of his Probation/Parole Officer.
4. The defendant shall immediately submit to a breath analysis test and urinalysis by a probation officer and/or blood analysis by a medical doctor or medical laboratory to determine the use of narcotics or other controlled substances and/or alcoholic beverages when directed to do so by a Probation/Parole Officer of the Department of Corrections.
5. The defendant shall forfeit to the State of Alaska items specified in the State's Motion for Forfeiture of Property filed in the above case.
6. The defendant shall actively participate in and successfully complete an approved sex offender treatment program as directed by the Probation/Parole Officer. The defendant is not to discontinue treatment without the written approval of the Probation/Parole Officer and treatment provider.

7. The defendant shall not have any contract or communication with the victim or victim's family without prior written approval of the Probation/Parole Officer. Contact includes written correspondence, taped conversation, telephone contact, or any communication through a third party.
8. The defendant shall not accept employment or engage in any volunteer community activity that involves unsupervised contact with minors under the age of eighteen.
9. The defendant shall not knowingly have any in-person contact with a person under 18 years of age unless in the immediate presence of another adult who knows the circumstances of his crime, and the defendant receives written approval by the Probation/Parole Officer for the contact to occur in the presence of the specified adult.
10. The defendant shall not reside in a dwelling in which a person under the age of 18 years is residing or staying, without the prior written approval of the Probation/Parole Officer.
11. The defendant shall advise all members of the household in which he is residing of his criminal history, even when his residence is temporary.
12. The defendant shall not possess any pornography in printed, electronic, or video format.
13. The defendant shall not possess or operate any computer or cell phone without the written permission of his sex offender treatment provider and/or Probation/Parole Officer.

THE PROBATION HEREBY ORDERED EXPIRES 5 years

Any appearance or performance bond in this case:

- is exonerated.
- is exonerated when defendant reports to the jail to serve the sentence.
- was forfeited and any forfeited funds shall be applied to the restitution.
- \_\_\_\_\_

2/26/07  
 Effective Date  
 CLK: CL

*Kari Kristiansen*  
 Judge Kari C Kristiansen