STATE OF HAWAII CIRCUIT COURT OF THE SECOND CIRCUIT	JUDGMENT CONVICTION AND SENTENCE ☐ Young Adult Defendant NOTICE OF ENTRY	CASE NUMBER(S) CR. NO. 08-1-0216(1)

STATE OF HAWAII VS (DEFENDANT)

FRANK P. PRIETO

ORIGINAL

POLICE REPORT NUMBER(S)

08-21345

DEFENDANT'S PLEA:

- ☐ GUILTY
- ☐ NOT GUILTY
- ☒ NO CONTEST

- ☐ JURY VERDICT
- ☒ JUDGE FINDINGS

ORIGINAL CHARGE(S)	CHARGE(S) TO WHICH DEFENDANT PLEAD
SEXUAL ASSAULT IN THE FIRST DEGREE	SEXUAL ASSAULT IN THE SECOND DEGREES

DEFENDANT IS CONVICTED AND FOUND GUILTY OF

SEXUAL ASSAULT IN THE SECOND DEGREE

FINAL JUDGMENT AND SENTENCE OF THE COURT

☐ FINE: $ TO BE PAID TO THE CLERK OF THE COURT.
☐ RESTITUTION: $.
☒ INCARCERATION FOR:

TEN (10) YEARS

Defendant shall receive credit for time served.

☒ MITTIMUS TO ISSUE IMMEDIATELY.
☐ MITTIMUS TO STAYED UNTIL .
☒ OTHER:

1. You must pay the crime victim compensation fee of $205.00 to the Clerk of the Court with the manner of payment to be determined by the Director of the Department of Public Safety.

2. You must provide buccal swab samples and print or hand impressions as required by the collecting agency's rules and regulations, and/or provide blood specimens as required by the collecting agency's rules and regulations for law enforcement identification analysis.

3. You must pay a monetary assessment of $500.00 or the actual cost of the DNA analysis, whichever is less, to the DNA registry special fund with the manner of payment to be determined by the Director of the Department of Public Safety.

4. You must comply with all registration requirements set out in HRS §846E and any amendments thereto, including registration requirements with the attorney general and with any relevant chief of police.

☒ The Defendant entered the plea(s) indicated. It is adjudged that the Defendant has been convicted of and is guilty of the offense stated above, committed in the manner and form set forth in the charge.

☐ The court finds that the Defendant comes within the classification of a young adult defendant under HRS Section 667 and that in lieu of any other sentence of imprisonment authorized by law, defendant should be sentenced to a special indeterminate term of imprisonment. The court is of the opinion that such special term is adequate for defendant's correction and rehabilitation and will not jeopardize the protection of the public.

THE JUDGMENT AND SENTENCE OF THIS COURT IS AS STATED HEREIN.

DATE SIGNED	JUDGE	SIGNATURE
8/20/08	JOEL E. AUGUST	Joel E. August

NOTICE OF ENTRY

THIS JUDGMENT HAS BEEN ENTERED AND COPIES MAILED OR DELIVERED TO ALL PARTIES.
Distribution: R. Rivera, DPA; W. McGrath, DPA; Deft c/o MCCC; MCCC; HPA; MPD; ACSB; Sheriff; Fiscal; County Clerk

DATE	CLERK
8/20/08	N. Yutsuya

N. YUTSUYA, CLERK
SECOND CIRCUIT COURT
STATE OF HAWAII

FILED
2008 AUG 20 AM 10:20