ORIGINAL

STATE OF HAWAII CIRCUIT COURT OF THE SECOND CIRCUIT	**JUDGMENT** **CONVICTION AND SENTENCE** ☐ Young Adult Defendant **NOTICE OF ENTRY**	CASE NUMBER(S) **CR. NO. 14-1-0363(3)** 13

STATE OF HAWAII VS (DEFENDANT)

ARLITO CABLAY

POLICE REPORT NUMBER(S)

14-019521

DEFENDANT'S PLEA:

- ☐ **GUILTY**
- ☐ **NOT GUILTY**
- ☒ **NO CONTEST**

- ☐ **JURY VERDICT**
- ☒ **JUDGE FINDINGS**

ORIGINAL CHARGE(S)

COUNTS 1,2,3,4,6,8,10,12,14,16,18,&20: SEXUAL ASSAULT 3
COUNTS 5,7,9,11,13,15,17,19,&21: SEXUAL ASSAULT 1

CHARGE(S) TO WHICH DEFENDANT PLEAD

COUNT 1: SEXUAL ASSAULT 3
COUNT 11: SEXUAL ASSAULT 2

DEFENDANT IS CONVICTED AND FOUND GUILTY OF

COUNT 1: SEXUAL ASSAULT 3
COUNT 11: SEXUAL ASSAULT 2

FINAL JUDGMENT AND SENTENCE OF THE COURT

☒ RESTITUTION: **SEE ATTACHMENT**

☒ INCARCERATION FOR:
COUNT 1: FIVE (5) YEARS
COUNT 11: TEN (10) YEARS,
ALL COUNTS TO RUN CONSECUTIVELY.
CREDIT FOR TIME SERVED.

☒ MITTIMUS TO ISSUE IMMEDIATELY.

☒ OTHER: **SEE ATTACHMENT**

☒ 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
1/27/14	JOSEPH E. CARDOZA	

NOTICE OF ENTRY

THIS JUDGMENT HAS been ENTERED AND COPIES MAILED OR DELIVERED TO ALL PARTIES.
Distribution: K Whitworth, DPA; S. Miyashiro, DPD; Deft c/o MCCC; MCCC; MPD; ACS; HPA; County Clerk; Fiscal

DATE	CLERK
1/27/15	

I hereby certify that this is a full, true and correct copy of the Original.

Clerk, Second Circuit Court

K. MAEDA, CLERK
SECOND CIRCUIT COURT
STATE OF HAWAII

FILED
2015 JAN 27 PM 2:34

State of Hawaii vs. Arlito Cablay
Cr. No. 14-1-0363(3)
ATTACHMENT TO JUDGMENT

RESTITUTION:

A. PAY RESTITUTION IN THE AMOUNT OF $400.00 AS PROVIDED FOR BY LAW WHILE INCARCERATED; THEREAFTER, AT THE RATE OF $50.00 PER MONTH COMMENCING THIRTY (30) DAYS FROM RELEASE FROM INCARCERATION. RESTITUTION HEREIN SHALL BE ENFORCEABLE AS A FREE-STANDING ORDER AND IS PUNITIVE IN NATURE AND THEREFORE, NOT DISCHARGEABLE IN BANKRUPTCY.

OTHER:

A. PAY THE CRIME VICTIM COMPENSATION FEE AS FOLLOWS:
COUNT ONE: $105.00
COUNT ELEVEN: $205.00,
FOR TOTAL OF $315.00

B. 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.

C. PAY MONETARY ASSESSMENT OF $500.00 OR THE ACTUAL COST OF THE DNA ANALYSIS, WHICHEVER IS LESS, TO THE DNA REGISTRY SPECIAL FUND.

D. PAY THE CRIME VICTIM COMPENSATION FEE/DNA ASSESSMENT AT THE RATE OF 25% OF YOUR GROSS EARNINGS WHILE INCARCERATED; THEREAFTER, AT THE RATE OF $50.00 PER MONTH COMMENCING THIRTY (30) DAYS FROM RELEASE FROM INCARCERATION. PAYMENT SHALL BE APPLIED IN THE SAME ORDER AS THEY ARE LISTED IN THIS PARAGRAPH.

E. DO NOT CONTACT OR ATTEMPT TO CONTACT, DIRECTLY OR INDIRECTLY, THE COMPLAINING WITNESS (A MINOR), INCLUDING REMAINING AWAY FROM HER PLACES OF RESIDENCE/BUSINESS/EDUCATION.