Electronically Filed
THIRD CIRCUIT
3CPC-19-0000833
27-DEC-2021
02:44 PM
Dkt. 105 JOC

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

STATE OF HAWAII vs. CLIFTON KUA, Defendant.	CASE NO. 3CPC-19-833 JUDGMENT OF CONVICTION AND SENTENCE; NOTICE OF ENTRY OF JUDGMENT JUDGE: PETER K. KUBOTA Sentencing Date: DECEMBER 15, 2021 ☐ Young Adult Defendant

JUDGMENT OF CONVICTION AND SENTENCE

Defendant's Plea: ☒ Guilty ☐ Not Guilty ☐ No Contest Date: SEPTEMBER 29, 2021
☒ Judge Findings ☐ Jury Verdict

ORIGINAL CHARGE(S):

Count	Report No.	Current Charge/Violation Code
01	C17029557/HL	Continuous Sexual Assault of a Minor Under the Age of Fourteen Years, in violation of Section 707-733.6, HRS, as amended
02	C19*/HL; C17029557/HL	Sexual Assault in the First Degree, in violation of Section 707-730(1)(c), HRS, as amended
03	C19**/HL; C17029557/HL	Sexual Assault in the First Degree, in violation of Section 707-730(1)(c), HRS, as amended

CHARGE(S) TO WHICH DEFENDANT PLEAD:

01	C17029557/HL	CONTINUOUS SEXUAL ASSAULT OF A MINOR UNDER THE AGE OF FOURTEEN YEARS, in violation of Section 707-733.6, HRS, as amended
03	C19**/HL; C17029557/HL	SEXUAL ASSAULT IN THE FIRST DEGREE, in violation of Section 707-730(1)(c), HRS, as amended

I do hereby certify that the foregoing is a full, true and correct copy of the official court record of the Courts of the State of Hawai`i.
Dated at: Hilo, Hawai`i 11-MAR-2022, /s/ Cheryl Salmo, Clerk of the Third Judicial Circuit, State of Hawai`i

Defendant is convicted and found guilty of charge(s) to which Defendant plead.

FINAL JUDGMENT AND SENTENCE OF THE COURT

The Judgment and sentence of this Court is as follows:

1. Defendant is committed to the custody of the Director of the Department of Public Safety for a term of imprisonment of TWENTY (20) YEARS as to Count 1 and TWENTY (20) YEARS as to Count 3, both sentences to be served concurrently.
2. Defendant shall pay Crime Victims Compensation Fund Fee in the amount of $610.00 (Count 1 - $305.00, Count 3 - $305.00).
3. Defendant shall pay DNA Registry Special Fund in the amount of $32.65, unless done so already, less credit for any payments already made.

☒ 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

IT IS FURTHER ORDERED that bail conditions be canceled.

DATED: Hilo, Hawaii DEC 2 7 2021
Nunc pro tunc to December 15, 2021

PETER K. KUBOTA
JUDGE OF THE ABOVE-ENTITLED COURT, DIV. 1

NOTICE OF ENTRY OF JUDGMENT

This Judgment has been entered and copies mailed, delivered and/or sent via electronic notification to all parties.

Dated: DEC 2 7 2021 Clerk CARIN MEDEIROS

Conventional Distribution:
☒ Police; ☒ Jail (HCCC); ☐ HISC; ☒ Hi Parole

In accordance with the Americans with Disabilities Act, if you require an accommodation or assistance, please contact the District Court Administration Office at PHONE NO. (808) 961-7629, FAX (808) 961-7577, or by email to adarequest@courts.hawaii.gov at least ten (10) working days in advance of your hearing or appointment date.