

IN THE COURT OF COMMON PLEAS CUYAHOGA COUNTY, OHIO

THE STATE OF OHIO **Plaintiff**

Case No: CR-11-557417-A

Judge: JOHN P O'DONNELL

RAYMUNDO VAQUERA Defendant

INDICT: 2950.05 NOTICE OF CHANGE OF ADDRESS

JOURNAL ENTRY

CASE CALLED FOR SENTENCING HEARING 06/26/2012. THE DEFENDANT IS PRESENT WITH HIS COUNSEL VALERIE ARBIE MCCLELLAND. THE COURT REPORTER MIKE JENOVIC IS PRESENT. THE STATE DOES NOT APPEAR.

ON JUNE 14, 2012 THE DEFENDANT PLED NO CONTEST TO, AND WAS FOUND GUILTY OF, FAILURE TO PROVIDE NOTICE OF CHANGE OF ADDRESS, A FIFTH DEGREE FELONY IN VIOLATION OF R.C. 2950,05(F)(1). HE WAS THEN REFERRED TO THE CUYAHOGA COUNTY ADULT PROBATION DEPARTMENT FOR THE PREPARATION OF A PRE-SENTENCE REPORT PURSUANT TO R.C. 2951.03. THE DEPARTMENT IGNORED THAT REQUEST AND NO NEW REPORT WAS PREPARED. HOWEVER, THE COURT DID CONSIDER A PRE-SENTENCE REPORT FROM CASE NO. 511111, DATED 11/10/2008, TO SATISFY CRIMINAL RULE 32.2 AND R.C. 2951.03. HAVING CONSIDERED THAT REPORT AND ALL OTHER AVAILABLE INFORMATION, THE COURT FINDS THAT A COMMUNITY CONTROL SANCTION WILL NOT DEMEAN THE SERIOUSNESS OF THE OFFENSE AND THEREFORE ORDERS THE DEFENDANT SENTENCED TO 18 MONTHS OF COMMUNITY CONTROL.

THE CONDITIONS OF COMMUNITY CONTROL INCLUDE THE FOLLOWING: THE DEFENDANT IS ORDERED TO REPORT TO AN OFFICER OF THE CUYAHOGA COUNTY ADULT PROBATION DEPARTMENT AT INTERVALS TO BE DETERMINED AT THE DISCRETION OF THE PROBATION OFFICER; THE DEFENDANT IS ORDERED TO FOLLOW THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT; THE DEFENDANT IS ORDERED TO SUBMIT TO RANDOM URINALYSES FOR ILLEGAL DRUGS AND ALCOHOL; THE DEFENDANT IS ORDERED TO OBTAIN, AND THEN MAINTAIN, LAWFUL EMPLOYMENT; THE DEFENDANT IS ORDERED TO COMPLY WITH HIS REGISTRATION REQUIREMENTS AS A SEXUALLY ORIENTED OFFENDER; THE DEFENDANT IS ORDERED TO SERVE 55 DAYS IN THE CUYAHOGA COUNTY JAIL AS A COMMUNITY RESIDENTIAL SANCTION UNDER R.C. 2929.16(A)(2); AND THE DEFENDANT IS ORDERED TO PAY COURT COSTS.

VIOLATION OF ANY OF THE CONDITIONS OF COMMUNITY CONTROL WILL RESULT IN THE IMPOSITION OF A 12-MONTH PRISON SENTENCE.

THE DEFENDANT IS ADVISED OF HIS APPELLATE RIGHTS.

THE DEFENDANT IS ORDERED RELEASED.

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Judge Signature

06/26/2012

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