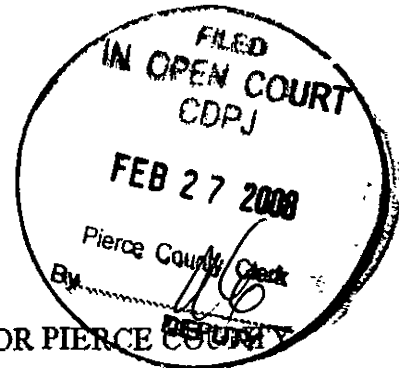




07-1-03575-5 29265490 JDOSSG 02-28-08



SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,

Plaintiff,

CAUSE NO. 07-1-03575-5

FEB 28 2008

vs.

BILLY RAY HEARN, JR,

Defendant.

JUDGMENT AND SENTENCE

(Misd. and/or Gross Misd.)

☒ Plea of Guilty☐ Found Guilty by Jury☐ Found Guilty by Court

SUSPENDED

COUNT III ONLY

DOB: 10/14/57

RACE: WHITE

SEX: MALE

AGENCY: WA02714

INCIDENT #: 07001737

This matter coming on regularly for hearing in open court on the 27th day of February, 2008, the defendant BILLY RAY HEARN, JR and HIS attorney Michael Gregory Malaier appearing, and the State of Washington appearing by KAREN D. PLATT Prosecuting Attorney for Pierce County, following a plea of guilty accepted by the court on the 27th day of Feb, 2008.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED That said Defendant is guilty of the crime(s) of ATTEMPTED FORGERY, Charge Code: (AA3-A), as charged in the AMENDED Information herein, and that HE shall be punished by confinement in the Pierce County Jail for a term of not more than 1 year.

(☒) Said sentence shall be (suspended) on the attached conditions of (suspended) sentence and that the Defendant pay the prescribed crime victim compensation penalty assessment as per RCW 7.68.035 in the amount of \$ 500 concurrent with felony

() The said Defendant is now hereby committed to the custody of the sheriff of aforesaid county to be detained.

07-1-03575-5

Any period of supervision shall be tolled during any period of time the offender is in confinement for any reason.

Bail is hereby exonerated.

Signed this 27th day of February, 2008, in the presence of said Defendant.

JUDGE

RONALD CULPEPPER

CERTIFICATE

Entered Jour. No. _____ Page No. _____ Department No. _____, this _____ day of _____

I, _____, County Clerk and Clerk of the Superior Court of the State of Washington, in and for the County of Pierce, do hereby certify that the foregoing is a fully, true and correct copy of the judgment, sentence, and commitment in this cause as the name appears of record in my office.

WITNESS my hand and seal of said Superior Court this _____ day of _____

County Clerk and Clerk of Superior Court.

By _____

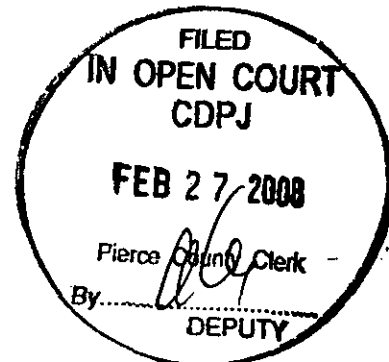
Deputy Clerk

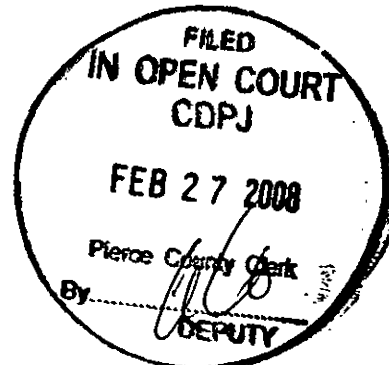
Presented by:

Karen D. Platt
KAREN D. PLATT
Deputy Prosecuting Attorney
WSB # 17290

Approved as to Form:

Michael Gregory Malaier
Michael Gregory Malaier
Attorney for Defendant
WSB# 34729





SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,

Plaintiff,

CAUSE NO. 07-1-03575-5

FEB 28 2008

vs.

BILLY RAY HEARN, JR,

CONDITIONS ON SUSPENDED
SENTENCE

Defendant.

This matter coming on regularly for sentencing before the Honorable
Ronald E. Culpepper, Judge, on the 27th day of February,
2008, and the Court having sentenced the defendant BILLY RAY HEARN, JR to the term of
365 days \$ 5,000 for the
 crime(s) of ATTEMPTED FORGERY and the Court having suspended that term, the Court
 herewith orders the following conditions and provisions:

1. () Termination date is to be _____ year(s) after date of sentence.
2. () The Defendant shall be under the charge of a probation officer employed by the Department of Corrections and follow implicitly the instructions of said Department, and the rules and regulations promulgated by the Department of Corrections for the conduct of the Defendant during the time of his/her probation herein.
- () That the Defendant be under the supervision of the Court (bench probation)
3. () Defendant will pay the following amounts to the Clerk of the Superior Court, Pierce County, Washington.

\$ _____ Attorney fees as reimbursement for a portion of the expense of his/her court appointed counsel provided by the Pierce County Department of Assigned Counsel. The court finds that the defendant is able to pay said fee without undue financial hardship.

Office of Prosecuting Attorney
 930 Tacoma Avenue S. Room 946
 Tacoma, Washington 98402-2171
 Telephone: (253) 798-7400

07-1-03575-5

\$ _____ Crime Victim Compensation penalty assessment per RCW 7.68.035;

\$ _____ Court Costs;

\$ _____ Fine;

\$ _____ Other: _____

\$ _____ Restitution to be forwarded to: _____

Restitution hearing set for _____

\$ concurrent TOTAL payable at the rate of \$ _____ per month commencing
with felony

Revocation of this probation for nonpayment shall occur only if defendant wilfully fails to make the payments having the financial ability to do so or wilfully fails to make a good faith effort to acquire means to make the payment.

A notice of payroll deduction may be issued or other income-withholding action may be taken, without further notice to the offender, if a monthly court-ordered legal financial obligation payment is not paid when due and an amount equal to or greater than the amount payable for one month is owed.

THE FINANCIAL OBLIGATIONS IMPOSED IN THIS JUDGMENT SHALL BEAR INTEREST FROM THE DATE OF THE JUDGMENT UNTIL PAYMENT IN FULL, AT THE RATE APPLICABLE TO CIVIL JUDGMENTS. RCW 10.82.090. AN AWARD OF COSTS ON APPEAL AGAINST THE DEFENDANT MAY BE ADDED TO THE TOTAL LEGAL FINANCIAL OBLIGATIONS. RCW 10.73.

Any period of supervision shall be tolled during any period of time the offender is in confinement for any reason.

(X) Further Conditions as follows:

365 days with 361 days suspended

Credit for 4 days served.

LAB, NSI

07-1-03575-5

No contact with Delkowitz

IT IS FURTHER ORDERED that, upon completion of any incarceration imposed the defendant shall be released from the custody of the Sheriff of Pierce County and report to the authorized Probation Officer of this district, to receive his instructions: Bail is hereby exonerated.

[] PURSUANT TO 1993 LAWS OF WASHINGTON, CHAPTER 419, IF THIS OFFENDER IS FOUND TO BE A CRIMINAL ALIEN ELIGIBLE FOR RELEASE AND DEPORTATION BY THE UNITED STATES IMMIGRATION AND NATURALIZATION SERVICE, SUBJECT TO ARREST AND RE- INCARCERATION IN ACCORDANCE WITH THIS LAW, THEN THE UNDERSIGNED JUDGE AND PROSECUTOR CONSENT TO SUCH RELEASE AND DEPORTATION PRIOR TO THE EXPIRATION OF THE SENTENCE.

DONE IN OPEN COURT this 27th day of February 2008

[Signature]
JUDGE

Presented by:

Karen D. Platt
KAREN D. PLATT
Deputy Prosecuting Attorney
WSB # 17290

RONALD CULPEPPER

Approved as to Form:

Michael Gregory Malaier
Michael Gregory Malaier
Attorney for Defendant
WSB # 34729

Billy Ray Hearn, Jr
BILLY RAY HEARN, JR
Defendant

FILED
IN-OPEN COURT
CDPJ

FEB 27 2008

Pierce County Clerk

By [Signature]
DEPUTY