

OCTOBER 1, 1995 RULE 991(a) SENTENCING GUIDELINES CORESHEET

1. DATE OF SENTENCE 03 11 98 M O D Y Y R		2. PREPARED BY <input type="checkbox"/> DC <input checked="" type="checkbox"/> SAO Ligori		3. COUNTY Hillsborough		4. SENTENCING JUDGE Allen	
5. NAME (LAST, FIRST, M.I.) Cornington, Cedrick		6. DOB M O D Y Y R 5 1 6 1 0 7 7		7. DC# [][][][][][]		9. RACE <input checked="" type="checkbox"/> B <input type="checkbox"/> W <input type="checkbox"/> OTH	
				8. OBTS# [][][][][][][][][][]		10. GENDER <input checked="" type="checkbox"/> M <input type="checkbox"/> F	
						11. <input checked="" type="checkbox"/> PLEA <input type="checkbox"/> TRIAL	

I. **PRIMARY OFFENSE:** If Qualifier, please check A S C R (A= Attempt, S= Solicitation, C= Conspiracy, R=Reclassification)

DOCKET#	FELONY DEGREE	F.S. #	OFFENSE LEVEL	OFFENSE DATE	POINTS
97-14387	F 3	843.01	15	09 04 97 M O D Y Y R	
Description: <u>Resist w/ Violence</u>					
(Level = Pts: 1=4, 2=10, 3=16, 4=22, 5=28, 6=36, 7=56, 8=74, 9=92, 10=116)					
Prior capital felony triples primary offense points <input type="checkbox"/>					

I. 28

II. **ADDITIONAL OFFENSE(S):** Supplemental page attached ☐

DOCKET#	FEL/MM	F.S. #	OFFENSE LEVEL	QUALIFY A S C R	CNTS	POINTS
97-14337	F3	784.07	4	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	2 x 3.6	7.2
Description: <u>BTH LEO</u>						
97-14387	F3	893.13	3	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	1 x 2.4	2.4
Description: <u>Poss of Cocaine</u>						
97-14042	F3	812.014	2	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	1 x 1.2	1.2
Description: <u>92.T.</u>						

(Level = Pts: M=0.2, 1=0.7, 2=1.2, 3=2.4, 4=3.6, 5=5.4, 6=18, 7=28, 8=37, 9=46, 10=58)

Prior capital felony triples additional offense points ☐

Supplemental page points 10.8

III. VICTIM INJURY:							
		Number	Total		Number	Total	
2nd Degree Murder	240	X _____	= _____	Slight	4	X _____	
Death	120	X _____	= _____	Sex Penetration	80	X _____	
Severe	40	X _____	= _____	Sex Contact	40	X _____	
Moderate	18	X _____	= _____				

FEL/MM DEGREE	F.S. #	OFFENSE LEVEL	QUALITY: A S C R	DESCRIPTION	NUM	POINTS
1-3	812.014	4	□□□□	2.T.M.V.	1	x 2.4 = 2.4
MM	843.02	M	□□□□	Resist w/o Violence	2	x .2 = .4
MM	812.014	M	□□□□	Petit Theft	1	x .2 = .2
MM	784.03	M	□□□□	Battery	1	x .2 = .2
MM	322	M	□□□□	DWLS	9	x .2 = 1.8

(Level = Pts: M=0.2, 1=0.5, 2=0.8, 3=1.6, 4=2.4, 5=3.6, 6=9, 7=14, 8=19, 9=23, 10=29)

Supplemental page points 4

V. Legal Status Violation = 4 Points

V. _____

VI. Community Sanction Violation before the court for sentencing

A) 6 Pts x each such successive violation OR

B) New Felony Conviction = 12 Pts x each such successive violation

VI. A. 6
B. _____

VII. Firearm/Semi-Automatic or Machine Gun = 18 or 25 Points

VII. _____

VIII. Prior Serious Felony = 30 Pts

VIII. _____

Subtotal Sentence Points. _____

IX. Enhancements (only if the primary offense qualifies for enhancement)

Law Enforcement Protection <input type="checkbox"/> x 1.5 <input type="checkbox"/> x 2.0 <input type="checkbox"/> x 2.5	Drug Trafficking <input type="checkbox"/> x 1.5	Grand Theft Motor Vehicle <input type="checkbox"/> x 1.5	Street Gang (offenses committed on or after 10-1-96) <input type="checkbox"/> x 1.5	Domestic Violence (offenses committed on or after 10-1-97) <input type="checkbox"/> x 1.5
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Enhanced Subtotal Sentence Points IX. _____

TOTAL SENTENCE POINTS 50.2

SENTENCE COMPUTATION

For any felony committed on or after July 1, 1997, where the defendant has at least one prior felony conviction, the court may impose a state prison sentence not to exceed 22 months when a non state prison sanction is recommended, or when the minimum recommended sentence is less than 22 months in state prison.

- 40 or less total sentence points mandates a non state prison sanction, except as provided above. Sentence points less than or equal to 40 may be increased by 15 percent

_____ x 1.15 = _____
Total Sentence Points Increased Sentence Points

- If total or increased sentence points are greater than 40 or equal to 52, state incarceration is discretionary. A total of more than 52 total or increased sentence points must be a state prison sentence. A life sentence may be imposed at the discretion of the court if total sentence points are 363 or greater.

_____ minus 28 = _____
Total/Increased Points State Prison Months

- The sentencing court may increase or decrease prison months by up to 25 percent except where total sentence points were originally increased by 15 percent to exceed 40 points. Any state prison sentence must exceed 12 months.

State Prison Months $\begin{cases} \times .75 = \text{Min. Prison Months} \\ \times 1.25 = \text{Max. Prison Months} \end{cases}$

TOTAL SENTENCE IMPOSED

<input type="checkbox"/> State Prison <input type="checkbox"/> Life <input type="checkbox"/> County Jail <input type="checkbox"/> Time Served <input type="checkbox"/> Community Control <input type="checkbox"/> Probation	Years _____ _____ _____	Months _____ _____ _____	Days _____ _____ _____	Has more than one scoresheet been used at sentencing? _____ Yes _____ No
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• Please designate the particular type of sentence where an enhanced or mandatory sentence imposed.

<input type="checkbox"/> Habitual Felony/Habitual Violent Offender <input type="checkbox"/> Violent Career Criminal <input type="checkbox"/> Prison Releasee Reoffender Punishment Act <input type="checkbox"/> Mandatory pursuant to: <input type="checkbox"/> §775.087	<input type="checkbox"/> Guideline Aggravated Departure <input type="checkbox"/> Guideline Mitigated Departure <input type="checkbox"/> §893.13 <input type="checkbox"/> §893.135
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JUDGE'S SIGNATURE

[Signature] 3-11-98

NAME (LAST, FIRST, MI)

DATE OF SENTENCE

M O D Y Y R

03 198

Corington, Cedrick

97-14042

'DOCKET#

FEL/MM

F.S. #

LEVEL

QUALIFY

CNTS

POINTS

A S C R

~~96 - 5465 / M 322 / M ☐☐☐☐ 1 x 2 = .2~~

Description: Violation of National Interest

~~96-5465 M 320 M 1 x .2 = .2~~

Description: Attaching tag not assigned

Description:

Description:

Description:

(Level = Pts: M=0.2, 1=0.7, 2=1.2, 3=2.4, 4=3.6, 5=5.4, 6=18, 7=28, 8=37, 9=46, 10=58)

II. ~~11~~FEL/MM
DEGREE

F.S. #

LEVEL

QUALIFY:
A S C R

DESCRIPTION

NUM

POINTS(s)

M 322, M Variations of Restricted Items 1 x 2 = 2

m 320 m □□□□ Attachment Tag mit Anzeiger 1 x 2 = 2

$$\frac{1}{\dots} \times \dots = \dots$$

$$\frac{\text{ } \quad \text{ } / \quad \boxed{}\boxed{}\boxed{}\boxed{}}{ } \times = $$

$$I \quad \begin{array}{|c|c|c|c|} \hline & & & \\ \hline \end{array} \quad \dots \quad \begin{array}{|c|c|c|c|} \hline & & & \\ \hline \end{array} \quad \times \quad = \quad \dots$$
[illegible]

(Level = Pts: M=0.2, 1=0.5, 2=0.8, 3=1.6, 4=2.4, 5=3.6, 6=9, 7=14, 8=19, 9=23, 10=29)

IV. 94

REASONS FOR DEPARTURE

Effective Date: For offenses committed on or after October 1, 1995

JUDGE'S SIGNATURE

DISTRIBUTION:

White (Original) / Clerk

Green / DC Data

Canary / State Attorney

Pink / Defense Attorney

Goldenrod / DC Offender File

If reasons cited for departure are not listed below, please write reasons on the reverse side,
in the area specified "Reasons for Departure"

Reasons for Departure - Aggravating Circumstances

- ☐ Legitimate, uncoerced, plea bargain.
- ☐ Offense was one of violence and was committed in a manner that was especially heinous, atrocious or cruel.
- ☐ Offenses arose from separate episodes. Primary offense is at level 4 or higher and the defendant has committed 5 or more offenses within a 180 day period that have resulted in convictions.
- ☐ Primary offense is scored at level 3 and the defendant has committed 8 or more offenses within a 180 day period that have resulted in convictions.
- ☐ Offense was committed within 6 months of defendant's discharge from a release program or state prison.
- ☐ Defendant occupied a leadership role in a criminal organization.
- ☐ Offense committed by a public official under color of office.
- ☐ Defendant knew victim to be a law enforcement officer at the time of the offense, the offense was a violent offense; and that status is not an element of the primary offense.
- ☐ Offense created substantial risk of death or great bodily harm to many persons or to one or more small children.
- ☐ Victim especially vulnerable due to age or physical or mental disability.
- ☐ Offense was motivated by prejudice based on race, color, ancestry, ethnicity, religion, sexual orientation or national origin of the victim.
- ☐ Victim suffered extraordinary physical or emotional trauma or permanent physical injury, or was treated with particular cruelty.
- ☐ Victim was physically attacked by the defendant in the presence of one or more members of the victim's family.
- ☐ Offense resulted in substantial economic hardship to a victim and consisted of an illegal act or acts committed by means of concealment, guile or fraud to obtain money or property, to avoid payment or loss of money or property or to obtain business or professional advantage when two or more of the following circumstances were present:
 - ☐ Offense involved multiple victims or multiple incidents per victim.
 - ☐ Offense involved a high degree of sophistication or planning or occurred over a lengthy period of time;
 - ☐ The defendant used position or status to facilitate the commission of the offense, including positions of trust, confidence, or fiduciary relationship; or
 - ☐ The defendant was in the past involved in other conduct similar to that involved in the current offense.
- ☐ Offense committed in order to prevent or avoid arrest, to impede or prevent prosecution for the conduct underlying the arrest, or to effect an escape from custody.
- ☐ Defendant is not amenable to rehabilitation or supervision, as evidenced by an escalating pattern of criminal conduct as described in s. 921.001(8).
- ☐ Defendant induced a minor to participate in any of the offenses pending before the court for disposition.
- ☐ Primary offense is scored at level 7 or higher and the defendant has been convicted of one or more offense that scored, or would have scored, at an offense level 8 or higher.
- ☐ Defendant has an extensive unscorable juvenile record.

Reasons for Departure - Mitigating Circumstances

- ☐ Legitimate, uncoerced plea bargain.
- ☐ Defendant was an accomplice to the offense and was a relatively minor participant in the criminal conduct.
- ☐ The capacity of the defendant to appreciate the criminal nature of the conduct or to conform that conduct to the requirements of law was substantially impaired.
- ☐ Defendant requires specialized treatment for addiction, mental disorder, or physical disability and the defendant is amenable to treatment.
- ☐ The need for payment of restitution to the victim outweighs the need for a prison sentence.
- ☐ The victim was an initiator, willing participant, aggressor, or provoker of the incident.
- ☐ The defendant acted under extreme duress or under the domination of another person.
- ☐ Before the identity of the defendant was determined, the victim was substantially compensated.
- ☐ Defendant cooperated with the State to resolve the current offense or any other offense
- ☐ The offense was committed in an unsophisticated manner and was an isolated incident for which the defendant has shown remorse
- ☐ At the time of the offense the defendant was too young to appreciate the consequences of the offense.
- ☐ Defendant to be sentenced as a youthful offender

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