

RULE 3.992(CRIMINAL PUNISHMENT CODE ORESHEET

1. DATE OF SENTENCE <u>4/19/01</u>	2. PREPARER'S NAME ☐ DC ☒ SAO <u>Harb</u>	3. COUNTY <u>Hills</u>	4. SENTENCING JUDGE <u>Holloway</u>
5. NAME (LAST, FIRST, MI.) <u>Davis, Fred.</u>	6. DOB <u>11/6/80</u>	8. RACE ☒ B ☐ W ☐ OTHER	10. PRIMARY OFF. DATE <u>12/24/99</u>
	7. DC # <u>18007</u>	9. GENDER ☒ M ☐ F	11. PRIMARY DOCKET # <u>99-22631</u>
			12. PLEA ☒ TRIAL ☐

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

FELONY DEGREE	F.S.#	DESCRIPTION	OFFENSE LEVEL	POINTS
<u>F2</u>	<u>800.04</u>	<u>Low & lascivious Act</u>	<u>7</u>	

(Level - Points: 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 ☐

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

DOCKET#	FEL/MM DEGREE	F.S.#	OFFENSE LEVEL	QUALIFY A S C R	COUNTS	POINTS	TOTAL
<u>98-2952</u>	<u>F3</u>	<u>812.014</u>	<u>4</u>	<u>□□□□</u>	<u>1</u> x <u>3.6</u>	<u>= 3.6</u>	
Description <u>Richard Ar...</u>							
<u>00-20173</u>	<u>F3</u>	<u>843.08</u>	<u>2</u>	<u>□□□□</u>	<u>1</u> x <u>1.2</u>	<u>= 1.2</u>	
Description <u>Falsely Impersonating an officer</u>							
Description _____							

(Level - Points: 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 _____ II. 4.8

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	<u>1</u> = <u>40</u>
Moderate	18 X	_____ = _____			

III. 40

IV. **PRIOR RECORD:** Supplemental page attached ☐

FEL/MM DEGREE	F.S.#	OFFENSE LEVEL	QUALIFY A S C R	DESCRIPTION	NUMBER	POINTS	TOTAL
____/____	____/____	____/____	□□□□	____/____	____ X	____ =	____
____/____	____/____	____/____	□□□□	____/____	____ X	____ =	____
____/____	____/____	____/____	□□□□	____/____	____ X	____ =	____
____/____	____/____	____/____	□□□□	____/____	____ X	____ =	____
____/____	____/____	____/____	□□□□	____/____	____ X	____ =	____
____/____	____/____	____/____	□□□□	____/____	____ X	____ =	____

(Level - Points: 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 _____

Page 1 Subtotal:

IV. 100.8

V. _____

VI. 6

VII. _____

VIII. _____

Subtotal Sentence Points 106.8

Law Enforcement Protection	Drug Trafficking	Grand Theft Motor Vehicle	Street Gang (offenses committed on or after 10-1-96)	Domestic Violence (offenses committed on or after 10-1-97)
___ x 1.5 ___ x 2.0 ___ x 2.5	___ x 1.5	___ x 1.5	___ x 1.5	___ x 1.5

Enhanced Subtotal Sentence Points **IX.**_____

TOTAL SENTENCE POINTS _____

SENTENCE COMPUTATION

If total sentence points are less than or equal to 44, the lowest permissible sentence is any non-state prison sanction.

If total sentence points are greater than 44:

$$\frac{106.8}{\text{total sentence points}} \text{ minus } 28 = \frac{78.8}{\text{lowest permissible prison sentence in months}} \times .75 = 59.1 \text{ (4.8 yrs)}$$

The maximum sentence is up to the statutory maximum for the primary and any additional offenses as provided in s. 775.082, F.S., unless the lowest permissible sentence under the code, exceeds the statutory maximum. Such sentences may be imposed concurrently or consecutively. If total sentence points are greater than or equal to 363, a life sentence may be imposed.

25 yrs
maximum sentence
in years

TOTAL SENTENCE IMPOSED

Please check if sentenced as ☐ habitual offender, ☐ habitual violent offender, ☐ violent career criminal, ☐ prison releasee reoffender, or a ☐ mandatory minimum applies.

☐ Mitigated Departure ☐ Plea Bargain

Other Reason

JUDGE'S SIGNATURE

Gloria Holloway 4/19/01