

RULE 3.990(a) SENTENCING GUIDELINES SCORESHEET

1. DATE OF SENTENCE 07 09 98 M O D Y Y R	2. PREPARED BY ☐ DC ☒ SAO SHERES	3. COUNTY HILLSBOROUGH	4. SENTENCING JUDGE SIMMS
5. NAME (LAST, FIRST, M.I.) BRANSTETER, ROGER	6. DOB 01 07 69 M O D Y Y R	7. DC# 7504748	9. RACE ☐ B ☒ W ☐ OTH HISP. ☐ YES ☒ NO
		8. OBTS# 7504748	10. GENDER ☒ M ☐ F Plea ☒ GUILTY ☐ TRIAL

☐ Check here if this sentencing is for only a revocation of probation or community control.

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

POINTS

DOCKET# **95-6525** FELONY DEGREE **3rd** R.S. # **812-014** OFFENSE LEVEL **09** OFF. DATE **09 07 98**
M O D Y Y R

Description: **GRAND THEFT MOTOR VEHICLE**

(Level = Pts: 1=4, 2=10, 3=16, 4=22, 5=28, 6=36, 7=42, 8=74, 9=91, 10=116)

I. **22**

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

DOCKET# _____ FEL/MM _____ R.S. # _____

OFFENSE QUALIFY LEVEL A S C CNTS POINTS

_____/_____/_____ **SEP 05 1998** X _____ = _____

Description: _____

_____/_____/_____ **FORWARD AKE** X _____ = _____

Description: _____

_____/_____/_____ X _____ = _____

Description: _____

(Level = Pts: M=0.2, 1=0.7, 2=1.2, 3=2.4, 4=3.6, 5=5.4, 6=7.2, 7=8.4, 8=9.6, 9=10.8, 10=12.0)

Supplemental page points _____

II. _____

III. **VICTIM INJURY:**

	Number	Total		Number	Total
2ND Degree Murder	120 X _____	= _____	Slight	4 X _____	= _____
Death	60 X _____	= _____	Sex Penetration	40 X _____	= _____
Severe	40 X _____	= _____	Sex Contact	18 X _____	= _____
Moderate	18 X _____	= _____			

III. _____

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

FEL/MM DEGREE	R.S. #	OFFENSE LEVEL	QUALIFY: A S C	DESCRIPTION	NUM	POINTS
_____/_____/_____	_____	_____	___	_____	X _____	= _____
_____/_____/_____	_____	_____	___	_____	X _____	= _____
_____/_____/_____	_____	_____	___	_____	X _____	= _____
_____/_____/_____	_____	_____	___	_____	X _____	= _____
_____/_____/_____	_____	_____	___	_____	X _____	= _____

(Level = Pts: M=0.2, 1=0.5, 2=0.8, 3=1.6, 4=2.4, 5=3.6, 6=4.8, 7=5.6, 8=6.4, 9=7.2, 10=8.0)

DISTRIBUTION:

White (original) - Clerk of Court
Green - DC Data
Canary - State Attorney
Pink - Defense Attorney
Gold - DC Offender File

Supplemental page points _____

IV. **22**

Page Subtotal **22**

Page 1 Subtotal

22

V. Legal Status Violation = 4 Points

V. 6

VI. Release Program Violation - 6 Points X Number of Violations (Max 18 Pts) =

VI. 6

VII. Firearm or Destructive Device = 18 Points

VII. 18

VIII. Semi-Automatic Weapon or Machine Gun = 25 Points

VIII. 25

Subtotal Sentence Points.

28

IX. Enhancements (only one multiplier may be used)

Law Enforcement Protection

☐ 1.5 Multiplier ☐ 2.0 Multiplier

Drug Trafficking

☐ 1.5 Multiplier

Enhanced Subtotal Sentence Points IX.

TOTAL SENTENCE POINTS

28

SENTENCE COMPUTATION

- If total sentence points are less than, or equal to 40, the sentencing court may not impose a state prison sentence. The sentencing court may increase total sentence points that are less than or equal to 40 by up to 15 percent and may impose a state prison sentence if the increased total exceeds 40 points.

$$\frac{28}{\text{Total Sentence Points}} \times 1.15 = \frac{\quad}{\text{Increased Sentence Points}}$$

- If total sentence points are greater than 40 and less than or equal to 52 the decision to incarcerate in a state prison is left to the discretion of the court. If total sentence points are greater than 52 the sentence must be a state prison sentence.
- A state prison sentence is calculated by deducting 28 from total or increased sentence points.

$$\frac{\quad}{\text{Total Or Increased Sentence Pts.}} \text{ minus } 28 = \frac{\quad}{\text{State Prison Months}}$$

- The sentencing court may increase or decrease state prison months by up to 25 percent except where the total sentence points were less than or equal to 40 but have been increased by up to 15 percent to exceed 40 points. Any state prison sentence must exceed 12 months.

$$\frac{\quad}{\text{State Prison Months}} \begin{cases} \times .75 \\ \times 1.25 \end{cases} \begin{matrix} \text{Minimum State Prison Months} \\ \text{Maximum State Prison Months} \end{matrix}$$

TOTAL SENTENCE IMPOSED

	Years	Months	Days
☐ State Prison	<u> </u>	<u> </u>	<u> </u>
☐ County Jail	<u> </u>	<u> </u>	<u> </u>
☒ Community Control	<u> </u>	<u>6</u>	<u> </u>
☒ Probation	<u> </u>	<u>18</u>	<u> </u>

- Please designate the particular type of sentence where an enhanced or mandatory sentence imposed.

- | | |
|---|--|
| ☐ Habitual Felony Offender | ☐ Guidelines Aggravated Departure |
| ☐ Habitual Violent Felony Offender | ☐ Guidelines Mitigated Departure |
| Mandatory pursuant to: ☐ s.775.087 | ☐ s.893.13 ☐ s.893.135 |