1. ...

STATE OF INDIANA) SUPERIOR COURT OF LAKE COUNTY
) ss: CRIMINAL DIVISION
CAUSE 45G02-9504-CF-00098

STATE OF INDIANA,)
Plaintiff,)

MICHAEL A. VASQUEZ,

Defendant Document is

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01-19-96

The State of Indiana appears by Deputy Prosecuting Attorney Gary Bell. The defendant appears in person with Attorney Thomas Vanes, who files a defendant's presentence memorandum. The defendant having entered a plea of guilty with an agreement, which was accepted by the court on this date, and the court having entered judgment of conviction for the crime of battery, a presentence investigation report, now sentences the defendant as follows:

For committing the offense of battery, a Class A misdemeanor, the defendant shall be imprisoned for a term of one (1) year. The court suspends the sentence, and places the defendant on probation for a term of one (1) year under the court's written probation conditions, which are signed by the defendant following the sentencing hearing. The defendant shall also pay an initial probation user's fee of twenty-five dollars (\$25.00), and a monthly probation user's fee of five dollars (\$5.00). The defendant is ordered to pay a court costs fee of one hundred twenty dollars (\$120.00), and a law enforcement continuing education fee of three dollars (\$3.00). The reasons for the imposition of the sentence are as follows:

- I Mandatory considerations:
 - the risk that the defendant will commit another crime is low because he does not have a significant criminal history;

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- (2) the nature and circumstances of the crime committed are as follows: the defendant arrived during an argument between the victim and the defendant's cousin, and the defendant stabbed the victim:
- (3) the defendant's prior criminal record is as follows: as an adult in 1994, intimidation in Lake Station, Indiana;
- (4) the defendant's character is as follows: violent:
- (5) the defendant's condition is as follows: a 28 year old, practicing Catholic, with a history of depression.

Mitigating circumstances the property of

The defendant has no significant history of delinquency or criminal activity, or he has led a law-abiding life for a substantial period before commission of the crime. The defendant is likely to respond affirmatively to probation because he has not previously had the benefits of prolonged supervision.

III Aggravating circumstances:

The court also finds that the defendant shall be given twenty-one (21) days credit toward the sentence of imprisonment for time spent in confinement as a result of this charge, and the court recommends that said time be considered as good time credit provided by law. bond previously posted on behalf of the defendant is ordered released after payment of the court fees. (Marianna Novak reporting.)

SO ORDERED: Kathleen A. Sullivan, Judge Pro Tempore.

(sws/23)

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As legal custodian I hereby certify that the above and foregoing is a true and complete copy of the original on file with this office in the cause stated thereon.

Witness my hand and the seal of the court this 3 day of May -, 19996.

anna Wanton Clerk of the Lake Circuit and Superior Courts

recorder's # 95032374