



# Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

Grid for Scheduled Sentencing Date

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2011.

## OFFENDER

First \_\_\_\_\_ Middle \_\_\_\_\_ Last \_\_\_\_\_ Suffix \_\_\_\_\_

Date of Birth: [Month][Day][Year]

Social Security Number: [Grid]

CCRE: [V][A] [Grid] CORIS/DOC Offender ID: [Grid] PSI #: [Grid]

## COURT

Judicial Circuit [Grid] City/County \_\_\_\_\_ FIPS Code: [Grid]

Sentencing Judge's Name \_\_\_\_\_ [Grid] For Office Use Only

Preparer Name \_\_\_\_\_  Commonwealth's Attorney  Probation Officer

Prosecuting Commonwealth's Attorney \_\_\_\_\_ Defense Attorney \_\_\_\_\_

## CONVICTIONS

Offense	Counts	VCC	Offense Date
			Month Day Year
Primary Offense	[Grid]	[Grid]	[Grid]
Additional Offenses	[Grid]	[Grid]	[Grid]
	[Grid]	[Grid]	[Grid]

Primary Offense Code Section § \_\_\_\_\_ Docket Number \_\_\_\_\_

### Crime was Witnessed by or Committed in the Presence of a Child

Please check box if any crime(s) in current event were witnessed by or committed in the presence of a minor child (age 17 or under). A child is present if he or she is within sight or sound of the offense when it occurs. This information is for research purposes only.

## METHOD OF ADJUDICATION

Jury Trial Sentence Set by Jury: [Grid] [Grid] [Grid]  Life  Juvenile  Fine Only  
 Bench Trial  Guilty Plea  Alford Plea/Nolo contendere

## SENTENCING GUIDELINES RECOMMENDATION

### Section B

- Probation/No Incarceration
- Incarceration 1 Day to 3 Months
- Incarceration 1 Day to 6 Months
- Incarceration 3 to 6 Months
- Probation/No Incarceration or Incarceration to 6 Months

### Section B

Mandatory Minimum \_\_\_\_\_

### Section C

- Life Sentence
- Incarceration (Enter Midpoint and Range Below)

Range Midpoint [Grid] [Grid] Days

Sentence Range [Grid] [Grid] TO [Grid] [Grid] Days

Recommendation Adjusted for Mandatory Minimum

## NONVIOLENT RISK ASSESSMENT Section D of Drug, Fraud, and Larceny Worksheets

- Recommended for Alternative Punishment
- NOT Recommended for Alternative Punishment
- Not Applicable (INELIGIBILITY CONDITIONS marked on Section D)
- Not a DRUG, FRAUD or LARCENY Offense



# Larceny Section A

Offender Name: \_\_\_\_\_

## ◆ Primary Offense

- A. Attempted or conspired larceny (1 count) ..... 1
- B. Statutory maximum penalty equals 5 years
  - 1 count ..... 1
  - 2 counts ..... 4
  - 3 counts ..... 6
- C. Statutory maximum penalty equals 10 years (1 count) ..... 3
- D. Grand larceny auto
  - 1 count ..... 5
  - 2 counts ..... 7
  - 3 counts ..... 10
- E. Grand larceny from person
  - 1 count ..... 4
  - 2 counts ..... 11
- F. Grand larceny of a firearm (1 count) ..... 1
- G. Failure of bailee to return animal, aircraft, vehicle or boat (1 count) ..... 4
- H. Larceny of bank notes, checks or any book of accounts; Any other larceny offense with maximum penalty of 20 years
  - 1 count ..... 2
  - 2 - 3 counts ..... 4
  - 4 counts ..... 6

Score

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## ◆ Primary Offense Additional Counts Total the maximum penalties for counts of the primary not scored above

- Years: 5 - 11 ..... 1      34 - 44 ..... 4
- 12 - 22 ..... 2      45 or more ..... 5
- 23 - 33 ..... 3

0	
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## ◆ Additional Offenses Total the maximum penalties for additional offenses, including counts

- Years: Less than 1 ..... 0      23 - 33 ..... 3
- 1 - 11 ..... 1      34 - 44 ..... 4
- 12 - 22 ..... 2      45 or more ..... 5

0	
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## ◆ Prior Convictions/Adjudications Total the maximum penalties for the 5 most recent and serious prior record events

- Years: Less than 2 ..... 0      21 - 36 ..... 3
- 2 - 11 ..... 1      37 or more ..... 4
- 12 - 20 ..... 2

0	
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## ◆ Prior Felony Larceny Convictions/Adjudications

- Number of Counts: 1 ..... 2
- 2 - 3 ..... 3
- 4 or more ..... 4

0	
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## ◆ Other Prior Felony Property Convictions/Adjudications

- Number of Counts: 1 - 4 ..... 1
- 5 or more ..... 2

0	
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## ◆ Prior Felony Convictions/Adjudications Against Person

- Number of Counts: 1 ..... 1
- 2 or more ..... 2

0	
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## ◆ Prior Misdemeanor Convictions/Adjudications

- Number of Counts: 1 - 4 ..... 1
- 5 - 8 ..... 2
- 9 or more ..... 3

0	
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## ◆ Prior Incarcerations/Commitments \_\_\_\_\_ If YES, add 5

0	
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## ◆ Prior Juvenile Record \_\_\_\_\_ If YES, add 1

0	
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## ◆ Legally Restrained at Time of Offense

- None ..... 0
- Other than parole/post-release, supervised probation or CCCA ..... 1
- Parole/post-release, supervised probation or CCCA ..... 2

0	
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**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS EMBEZZLEMENT § 18.2-111**

## ◆ Amount of Embezzlement

- Amount: Less than \$10,000 ..... 0
- \$10,000 - \$19,999 ..... 3
- \$20,000 - \$74,999 ..... 6
- \$75,000 or more ..... 9

0	
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## Total Score

\_\_\_\_\_ If total is 15 or less, go to Section B. If total is 16 or more, go to Section C.

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# Larceny Section B

Offender Name: \_\_\_\_\_

## ◆ Primary Offense

- A. Any attempted or conspired larceny (1 count) ..... 1
- B. Maximum penalty equals 5 or 10 years
  - 1 count ..... 3
  - 2 counts ..... 4
  - 3 counts ..... 7
- C. Grand larceny auto
  - 1 count ..... 3
  - 2 counts ..... 4
  - 3 counts ..... 7
- D. Grand larceny from person (1 count) ..... 6
- E. Grand larceny of a firearm (1 count) ..... 1
- F. Failure of bailee to return animal, aircraft, vehicle or boat (1 count) ..... 1
- G. Larceny of bank notes, checks, etc. or any book of accounts
  - 1 count ..... 3
  - 2 counts ..... 4
  - 3 counts ..... 7
- H. Any other grand larceny offense with a maximum penalty of 20 years
  - 1 count ..... 3
  - 2 counts ..... 4
  - 3 counts ..... 7

**Score**

0	
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## ◆ Primary Offense Additional Counts Total the maximum penalties for counts of the primary not scored above

- Years: Less than 2 ..... 0    32 - 42 ..... 2
- 22 - 31 ..... 1    43 or more ..... 3

0	
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## ◆ Additional Offenses Total the maximum penalties for additional offenses, including counts

- Years: Less than 1 ..... 0
- 1 - 10 ..... 1
- 11 - 21 ..... 2
- 22 - 31 ..... 3
- 32 - 42 ..... 4
- 43 or more ..... 5

0	
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## ◆ Prior Convictions/Adjudications Total the maximum penalties for the 5 most recent and serious prior record events

- Years: Less than 2 ..... 0
- 2 - 19 ..... 1
- 20 - 38 ..... 2
- 39 or more ..... 3

0	
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## ◆ Prior Misdemeanor Convictions/Adjudications

- Number of Counts: 1 - 2 ..... 2
- 3 ..... 3
- 4 or more ..... 4

0	
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## ◆ Prior Incarcerations/Commitments If YES, add 7 →

0	
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## ◆ Legally Restrained at Time of Offense

- None ..... 0
- Other than parole/post-release, supervised probation or CCCA ..... 4
- Parole/post-release, supervised probation or CCCA ..... 5

0	
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**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS EMBEZZLEMENT § 18.2-111**

## ◆ Amount of Embezzlement

- Amount: Less than \$15,000 ..... 0
- \$15,000 or more ..... 3

0	
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## Total Score

See **Larceny Section B Recommendation Table** to convert score to guidelines sentence.  
Then, go to **Section D Nonviolent Risk Assessment** and follow the instructions.

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# Larceny Section C

Offender Name: \_\_\_\_\_

\_\_\_\_ Prior Record Classification \_\_\_\_

## ◆ Primary Offense \_\_\_\_\_ Category I Category II Other

A. Attempted or conspired larceny (1 count) .....	8	4	2
B. Statutory maximum penalty equals 5 or 10 years			
1 count .....	20	10	5
2 counts .....	28	14	7
3 counts .....	40	20	10
C. Grand larceny auto			
1 count .....	32	16	8
2 - 3 counts .....	56	28	14
4 counts .....	72	36	18
D. Grand larceny from person			
1 count .....	40	20	10
2 counts .....	56	28	14
3 counts .....	68	34	17
E. Grand larceny of a firearm (1 count) .....	68	34	17
F. Failure of bailee to return animal, aircraft, vehicle or boat (1 count) .....	28	14	7
G. Larceny of bank notes, checks, etc. or any book of accounts			
1 - 2 counts .....	32	16	8
3 counts .....	96	48	24
H. Any other larceny offense with a maximum penalty of 20 years			
1 count .....	28	14	7
2 counts .....	44	22	11
3 counts .....	56	28	14

Score

0		
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## ◆ Primary Offense Additional Counts Assign points to each count of the primary not scored above and total the points

Maximum Penalty: 5, 10 .....	1
(years) 20 .....	2

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## ◆ Additional Offenses Assign points to each additional offense (including counts) and total the points

Maximum Penalty: Less than 5 .....	0
(years) 5, 10 .....	1
20 .....	2
30 .....	3
40 or more .....	5

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## ◆ Prior Convictions/Adjudications Assign points to the 5 most recent and serious prior record events and total the points

Maximum Penalty: Less than 10 .....	0
(years) 10, 20 .....	1
30 .....	2
40 or more .....	3

0		
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## ◆ Prior Felony Larceny Convictions/Adjudications

Number of Counts: 1 .....	1
2 .....	2
3 .....	3
4 or more .....	4

0	0	
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## ◆ Other Prior Felony Property Convictions/Adjudications

Number of Counts: 1 .....	0
2 - 3 .....	1
4 or more .....	2

0	0	
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## ◆ Prior Felony Convictions/Adjudications Against Person

Number of Counts: 1 .....	2
2 .....	4
3 or more .....	6

0	0	
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## ◆ Prior Felony Drug Convictions/Adjudications

Number of Counts: 1 - 2 .....	1
3 .....	2
4 or more .....	3

0	0	
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## ◆ Prior Juvenile Record \_\_\_\_\_ If YES, add 3

0	0	
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## ◆ Legally Restrained at Time of Offense

None .....	0
Other than parole/post-release, supervised probation or CCCA .....	3
Parole/post-release, supervised probation or CCCA .....	4

0	0	
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**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS EMBEZZLEMENT § 18.2-111**

## ◆ Amount of Embezzlement

Amount: Less than \$28,000 .....	0
\$28,000 - \$89,999 .....	24
\$90,000 or more .....	30

0		
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## Total Score

See Larceny Section C Recommendation Table for guidelines sentence range. Then, go to Section D Nonviolent Risk Assessment and follow the instructions.

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# Nonviolent Risk Assessment Section D

Offender Name: \_\_\_\_\_

## ◆ Ineligibility Conditions

- A. Was the offender recommended for **Probation/No Incarceration** on Section B? .....  Yes  No
- B. Do any of the offenses at sentencing involve the sale, distribution, or possession with intent, etc. of cocaine of a combined quantity of 28.35 grams (1 ounce) or more? .....  Yes  No
- C. Are any prior record offenses violent (Category I/II listed in Table A of the Guidelines Manual)? .....  Yes  No
- D. Are any of the offenses at sentencing violent (Category I/II listed in Table A of the Guidelines Manual)? .....  Yes  No
- E. Do any of the offenses at sentencing require a mandatory term of incarceration? .....  Yes  No

**If answered YES to ANY, go to "Nonviolent Risk Assessment Recommendations" on cover sheet and check Not Applicable. If answered NO to ALL, complete remainder of Section D worksheet.**

## ◆ Offense Type *Select the type of primary offense* \_\_\_\_\_

Drug .....	3	
Fraud .....	3	
Larceny .....	11	

## ◆ Additional Offense(s) \_\_\_\_\_

If YES, add 5 → 0

## ◆ Offender *Score factors A to D and enter the total score* \_\_\_\_\_

A. Offender is a male .....	8	<input type="checkbox"/>	
		+	
B. Offender's age at time of offense			
Younger than 30 years .....	13	<input type="checkbox"/>	
30 - 40 years .....	8		
41 - 46 years .....	1		
Older than 46 years .....	0	+	

C. Offender not regularly employed (during 2 years prior to arrest date) .....	9	<input type="checkbox"/>	
		+	
D. Offender age 26 or more and never married (at time of offense) .....	6	<input type="checkbox"/>	=

Enter A to D Total  

Information above not available (i.e., unable to interview defendant, defendant's lack of cooperation, etc.)

## ◆ Arrest or Confinement Within Past 18 Months (prior to instant offenses) \_\_\_\_\_

If YES, add 6 → 0

## ◆ Prior Felony Convictions and Adjudications *Select the combination of adult and juvenile*

*felony convictions/adjudications that characterizes the offender's prior record.* \_\_\_\_\_

Adult felony convictions only .....	3	
Juvenile felony convictions or adjudications only .....	6	
Both adult and juvenile felony convictions/adjudications .....	9	0

## ◆ Prior Adult Incarcerations \_\_\_\_\_

Number:	1 - 2 .....	3	
	3 - 4 .....	6	
	5 or more .....	9	0

## Total Score \_\_\_\_\_

- 38 or less, check Recommended for Alternative Punishment.
- 39 or more, check NOT Recommended for Alternative Punishment.

Larceny/Section D

Go to **Cover Sheet** and fill out **Nonviolent Risk Assessment Recommendations**.



# Additional Offenses Continuation Sheet

Offender Name: \_\_\_\_\_

Offense	Counts	VCC	Offense Date		
			Month	Day	Year
_____	<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/> - <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> - <input type="text"/> <input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/> <input type="text"/>
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