

Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

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

OFFENDER

First Middle Last Suffix Date of Birth: / / Social Security Number: - - CCRE: V A CORIS O U O Offender ID: PSI #:

COURT

Judicial Circuit City/County FIPS Code: Sentencing Judge's Name For Office Use Only Preparer Name Commonwealth's Attorney Probation OfficerProsecuting Commonwealth's Attorney Defense Attorney

CONVICTIONS

Offense	Counts	VCC	Offense Date
Primary Offense			Month Day Year
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
Additional Offenses			
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

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: Years Months Days 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 Years Months DaysSentence Range Years Months Days TO Years Months Days Recommendation Adjusted for Mandatory Minimum

Miscellaneous/Person & Property ❖ Section A

Offender Name: _____

◆ Primary Offense

A. Burn unoccupied dwelling/church (1 count)	6
B. Burn occupied dwelling/church (1 count)	6
C. Burning of personal property, standing grain, etc., value \$200 or more	
1 count	2
2 counts	6
D. Threatening to bomb, burn or explode (1 count)	1
E. Threat by letter, communication or electronic message (1 count)	3
F. Child neglect/abuse, serious injury	
1 count	3
2 counts	7
G. Gross, reckless care of child (1 count)	1
H. Cruelty and injury to child (1 count)	2
I. Maliciously shoot, throw missile at train, car, etc. (1 count)	1
J. Damage/destroy any property or monument \$1,000 or more (1 count)	2

Score

0

◆ Primary Offense Additional Counts

Total the maximum penalties for counts of the primary not scored above

Years: 5 - 7	1
8 - 18	2
19 - 28	3
29 - 38	4
39 or more	5

0

◆ Additional Offenses

Total the maximum penalties for additional offenses, including counts

Years: Less than 1	0
1 - 7	1
8 - 18	2
19 - 28	3
29 - 38	4
39 or more	5

0

◆ Victim Injury

Primary offense with VCC prefix "FAM"	Points
Threatened, emotional, or physical	2
Serious physical	5

Primary offense with VCC prefix OTHER THAN "FAM"	Points
Threatened, emotional, or physical	1
Serious physical	2

0

◆ Mandatory Firearm Conviction for Current Event

If YES, add 6

0

◆ Prior Convictions/Adjudications

Total the maximum penalties for the 5 most recent and serious prior record events

Years: Less than 2	0
2 - 38	1
39 or more	2

0

◆ Prior Incarcerations/Commitments

If YES, add 4

0

◆ Legally Restrained at Time of Offense

Primary offense felony vandalism-damage to property \$1,000 or more	Points
Any legal restraint	1

Primary offense OTHER THAN felony vandalism-damage to property \$1,000 or more	Points
None	0
Other than post-incarceration supervision	2
Post-incarceration supervision	5

0

SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS FELONY VANDALISM DAMAGE TO PROPERTY \$1,000 OR MORE

◆ Prior Vandalism Convictions/Adjudications

Misdemeanor vandalism	1
Felony vandalism	2
Both felony and misdemeanor vandalism	3

0

Total Score

If total is 8 or less, go to **Section B**. If total is 9 or more, go to **Section C**.

Miscellaneous/Person & Property ❖ Section B

Offender Name: _____

◆ Primary Offense

- A. Burn unoccupied dwelling/church (1 count) 6
- B. Burn occupied dwelling/church (1 count) 7
- C. Burning of personal property, standing grain, etc., value \$200 or more (1 count) 6
- D. Threatening to bomb, burn or explode (1 count) 6
- E. Threat by letter, communication or electronic message (1 count) 7
- F. Child neglect/abuse, serious injury (1 count) 3
- G. Gross, reckless care of child (1 count) 2
- H. Cruelty and injury to child (1 count) 2
- I. Maliciously shoot, throw missile at train, car, etc. (1 count) 7
- J. Damage/destroy any property or monument \$1,000 or more (1 count) 8

Score

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◆ Primary Offense Additional Counts

Total the maximum penalties for counts of the primary not scored above

Primary offense felony vandalism-damage to property \$1,000 or more

Years	Points
5 - 9	1
10 - 19	2
20 - 29	3
30 - 39	4
40 or more	5

Primary offense OTHER THAN felony vandalism-damage to property \$1,000 or more

Years	Points
5 - 9	2
10 - 19	3
20 - 29	4
30 - 39	5
40 or more	6

0	
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◆ Additional Offenses

Total the maximum penalties for additional offenses, including counts

- Years:
- Less than 1 0
 - 1 - 9 2
 - 10 - 19 3
 - 20 - 29 4
 - 30 - 39 5
 - 40 or more 6

0	
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◆ Victim Injury

Primary offense with VCC prefix "FAM"

	Points
Threatened, emotional, or physical	9
Serious physical	10

Primary offense with VCC prefix OTHER THAN "FAM"

	Points
Threatened, emotional, or physical	2
Serious physical	3

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◆ Legally Restrained at Time of Offense

If YES, add 1 →

0	
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SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS FELONY VANDALISM DAMAGE TO PROPERTY \$1,000 OR MORE

◆ Prior Incarcerations/Commitments

If YES, add 1 →

0	
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Total Score

See Miscellaneous/Person & Property Section B Recommendation Table to convert score to guidelines sentence.

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Miscellaneous/Person & Property

Section C

◆ **Primary Offense** _____ Prior Record Classification
 Category I Category II Other

A. Burn unoccupied dwelling/church (1 count)	68	34	17
B. Burn occupied dwelling/church			
Completed: 1 count	108	54	27
2 counts	200	100	50
Attempted or conspired: 1 count	68	34	17
2 counts	72	36	18
C. Burning of personal property, standing grain, etc., value \$200 or more (1 count)	32	16	8
D. Threatening to burn, bomb or explode (1 count)	32	16	8
E. Threat by letter, communication or electronic message (1 count)	40	20	10
F. Child neglect/abuse, serious injury (1 count)	32	16	9
G. Gross, reckless care of child (1 count)	28	14	7
H. Cruelty and injury to child (1 count)	28	14	7
I. Maliciously shoot, throw missile at train, car, etc. (1 count)	32	16	8
J. Damage/destroy any property or monument \$1,000 or more (1 count)	32	16	8

Score

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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, 20, 30, 40	1
(years) Life	5

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

Primary offense burn <u>occupied</u> dwelling/church	
Years	Points
Less than 5	0
5,10	3
20	6
30	9
40 or more	12

Primary offense OTHER THAN burn occupied dwelling/church	
Years	Points
Less than 5	0
5,10	1
20	2
30	3
40 or more	5

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◆ **Firearm Used or Brandished** _____ If YES, add 2 →

0	0	
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◆ **Victim Injury** _____

Primary offense with VCC prefix "FAM"	
	Points
Threatened or emotional	6
Physical	7
Serious physical	10

Primary offense with VCC prefix OTHER THAN "FAM"	
	Points
Threatened or emotional	2
Physical	4
Serious physical	5

0		
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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 20	0
(years) 20, 30, 40 or more	1

0	0	
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◆ **Prior Felony Convictions/Adjudications Against Person** _____

Primary offense burn <u>occupied</u> dwelling/church	
Number of Counts	Points
1	3
2	4
3	6
4 or more	8

Primary offense OTHER THAN burn occupied dwelling/church	
Number of Counts	Points
1	1
2	2
3	3
4	4
5 or more	5

0	0	
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◆ **Prior Felony Convictions/Adjudications with the Same VCC Prefix as Primary Offense** _____

Number of Counts: 1	2	4	8
2	4	5 or more	10
3	6		

0		
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◆ **Legally Restrained at Time of Offense** _____ If YES, add 2 →

0	0	
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SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS BURN OCCUPIED DWELLING/CHURCH (§ 18.2-77(A,I))

◆ **Additional Offense with VCC Prefix of "MUR"** _____ If YES, add 133 →

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Total Score _____

See Miscellaneous Section C Recommendation Table for guidelines sentence range.

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Additional Offenses Continuation Sheet

Offender Name: _____

Offense	Counts	VCC	Offense Date		
			Month	Day	Year
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