Sentencing Guidelines Cover Sheet

Complete this form ONLY for applicable felonies sentenced on or after **July 1, 2012.**

Scheduled Sentencing Date: ☐☐ / ☐☐ / ☐☐

◆ **OFFENDER**

First _____ Middle _____ Last _____ Suffix _____

Date of Birth: ☐☐ / ☐☐ / ☐☐☐☐ (Month / Day / Year)   Social Security Number: ☐☐☐ · ☐☐ · ☐☐☐☐

CCRE: | V | A | ☐☐☐☐☐☐☐☐☐   CORIS Offender ID: ☐☐☐☐☐☐☐   PSI #: ☐☐☐☐☐☐☐

◆ **COURT**

Judicial Circuit ☐☐   City/County _____   FIPS Code: ☐☐☐

Sentencing Judge's Name _____   ☐☐☐☐☐☐☐ *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			
_____	☐☐	☐☐☐☐-☐☐☐-☐☐☐	☐☐ / ☐☐ / ☐☐
Additional Offenses			
_____	☐☐	☐☐☐☐-☐☐☐-☐☐☐	☐☐ / ☐☐ / ☐☐
_____	☐☐	☐☐☐☐-☐☐☐-☐☐☐	☐☐ / ☐☐ / ☐☐

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) ☐ (Days)

Sentence Range ☐☐☐ (Years) ☐☐ (Months) ☐ (Days) **TO** ☐☐☐ (Years) ☐☐ (Months) ☐ (Days)

☐ Recommendation Adjusted for **Mandatory Minimum**

◆ Final Disposition Fill In After Sentence Has Been Pronounced

◆ SENTENCE

	Years	Months	Days

Total Time <u>Imposed</u> Before Suspension .... ☐ **Life Sentence +** ☐☐☐ ☐☐ ☐☐☐

Total <u>Effective</u> Time to Serve .... ☐ **Life Sentence +** ☐☐☐ ☐☐ ☐☐☐   ☐ Sentenced to Time Served

Post Release

Post Release Term § 18.2-10 .... ☐☐☐ ☐☐ ☐☐☐

Post Release Supervision Period § 19.2-295.2(A) .... ☐☐☐ ☐☐ ☐☐☐

Probation Period (Supervised) § 19.2 - 303 .... ☐ **Indefinite** ☐☐☐ ☐☐ ☐☐☐

Check all that apply

☐ Incarceration Sentence to Run Concurrently With Another Sentencing Event

☐ Written Plea Agreement Accepted   ☐ Oral Sentence Recommendation Accepted

☐ Restitution $_____   ☐ Fine $_____

Other Sentencing Programs *(check all that apply)*

☐ Day Reporting
☐ Diversion Center Incarceration
☐ Electronic Monitoring
☐ Unsupervised Probation/Good Behavior
☐ § 18.2-251/§ 18.2-258.1
☐ Substance Abuse Treatment

☐ Community-Based Program _____
☐ Detention Center Incarceration
☐ Drug Court
☐ Intensive Probation
☐ Youthful Offender
☐ Other _____

Office Use Only
☐☐☐ *Other*   ☐☐☐ *CBP*

◆ REASON FOR DEPARTURE
Must be completed pursuant to § 19.2-298.01(B)

Office Use Only
☐☐☐ ☐☐☐ ☐☐☐ _____

_____
_____
_____
_____
_____

◆ SENTENCING DATE

☐☐ . ☐☐ . ☐☐
Month   Day   Year

_____
Judge's Signature

◆ ATTACH COURT ORDER AND MAIL Pursuant to § 19.2-298.01(E)

After sentencing, send to:

Virginia Criminal Sentencing Commission • 100 North Ninth Street • Fifth Floor • Richmond, Virginia 23219

Office Use Only
☐☐☐ ☐☐☐ ☐☐☐

Kidnapping ⟶✧⟵ Section A

Offender Name: _____

◆ Primary Offense

A. Felony kidnapping by parent (1 count) 1

B. Abduction by force without legal justification
                 Completed: 1 count 4
     Attempted or conspired: 1 count 3

C. Assisting or threatening to abduct
                 Completed: 1 count 4
     Attempted or conspired: 1 count 3

D. Abduction with intent to defile
                 Completed: 1 count 5
     Attempted or conspired: 1 count 4

E. Extortion, abduction with intent to gain pecuniary benefit
                 Completed: 1 count 5
     Attempted or conspired: 1 count 4

F. Abduct child under age 16
                 Completed: 1 count 7
     Attempted or conspired: 1 count 6

Score

▼

| 0 | |

◆ Primary Offense Additional Counts <u>Total</u> the maximum penalties for counts of the primary not scored above

Years: Less than 21 0
              21 - 37 1
              38 or more 2

▼

| 0 | |

◆ Additional Offenses <u>Total</u> the maximum penalties for additional offenses, including counts

Years: Less than 21 0
              21 - 37 1
              38 or more 2

▼

| 0 | |

◆ Prior Felony Conviction/Sentencing and Adjudication Events

Number: 1 1
              2 2
              3 3
              4 4
              5 or more 5

▼

| 0 | |

◆ Weapon Used or Brandished ————————————————— If YES, add 1 ➜

| 0 | |

Total Score ⟶

| | |

If total is 4 or less, the guidelines sentence is **Probation/No Incarceration or Incarceration to 6 months** .
If total is 5 or more, go to **Section C**.

Kidnapping ❖ Section C

Offender Name: _____

◆ **Primary Offense** ───────────────────────────────

─── **Prior Record Classification** ───
☐ **Category I**　☐ **Category II**　☐ Other

A. Other than listed below (1 count) .... 24 .... 12 6

B. Abduction by force without legal justification
    1 count .... 76 .... 38 19
    2 counts .... 100 .... 50 25
    3 counts .... 116 .... 58 29

C. Extortion, abduction with intent to gain pecuniary benefit
    1 count .... 232 .... 116 58
    2 counts .... 256 .... 128 64
    3 counts .... 272 .... 136 68

D. Abduction with intent to defile
    1 count .... 296 .... 148 74
    2 counts .... 316 .... 158 79
    3 counts .... 336 .... 168 84

Score

E. Abduct child under age 16
    1 count .... 476 .... 238 119
    2 counts .... 500 .... 250 125
    3 counts .... 516 .... 258 129

◆ **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)　Life 5

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

Maximum Penalty: 　Less than 4 0
(years)　4, 5, 10 1
    20 2
    30 4
    40 or more 5

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

Maximum Penalty: 　Less than 2 0
(years)　2, 3, 4 1
    5 2
    10 4
    20 7
    30 11
    40 or more 15

`0`

◆ **Weapon Used or Brandished** ─────────────────── **If YES, add 14** → `0`

Total Score ══════════════════════════════►

See **Kidnapping Section C Recommendation Table** for guidelines sentence range.

Kidnapping/Section C