

Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

 / /

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

OFFENDER

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

COURT

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

CONVICTIONS

Offense	Counts	VCC	Offense Date
			Month Day Year
Primary Offense	<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"/>

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

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

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



Final Disposition

Fill In After Sentence Has Been Pronounced

SENTENCE

Total Time Imposed Before Suspension Life Sentence +

Years			
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Months			
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Days			
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Total Effective Time to Serve Life Sentence +

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Sentenced to Time Served

Post Release
Post Release Term § 18.2-10

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Post Release Supervision Period § 19.2-295.2(A)

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Probation Period (Supervised) § 19.2 - 303 Indefinite

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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
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REASON FOR DEPARTURE

Must be completed pursuant to § 19.2-298.01(B)

Office Use Only

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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

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

0	
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◆ Other Prior Felony Property Convictions/Adjudications

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

0	
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◆ Prior Felony Convictions/Adjudications Against Person

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

0	
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◆ Prior Misdemeanor Convictions/Adjudications

- Number 1 - 4 1
- of Counts: 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"/>	=

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

Enter A to D Total

◆ 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**.