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FILED

NOV 12 2008

FIFTH DISTRICT COURT
IRON COUNTY
DEPUTY CLERK *HA*

IN THE FIFTH JUDICIAL DISTRICT COURT, IN AND FOR IRON COUNTY,
STATE OF UTAH

STATE OF UTAH,)	JUDGMENT, SENTENCE, STAY
)	OF EXECUTION OF SENTENCE,
Plaintiff,)	ORDER OF PROBATION, AND
)	COMMITMENT
vs.)	
CHRISTOPHER ALVINE,)	Criminal No. 081500639
)	
Defendant.)	Judge John J. Walton

The Defendant, CHRISTOPHER ALVINE, having entered a plea of guilty to the offense of CRIMINAL MISCHIEF, a Class A Misdemeanor, on October 27, 2008, and the Court having accepted said plea of guilty and the above-entitled matter having come on for sentencing immediately thereafter, in Cedar City, Utah, and the Defendant, CHRISTOPHER ALVINE, having appeared in person, together with his attorney of record Jeffery E. Slack, and the State of Utah having appeared by and through Deputy Iron County Attorney Ann Marie McIff Allen, and the Court having reviewed the file in detail, and thereafter having heard statements from all parties, and the Court being fully advised in the premises now makes and enters the following Judgment, Sentence, Stay of Execution of Sentence, Order of Probation, and Commitment as follows:

JUDGMENT

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the Defendant, CHRISTOPHER ALVINE, and pursuant to his plea of guilty, has been convicted of the offense of

CRIMINAL MISCHIEF, a Class A Misdemeanor; and the Court having asked whether the Defendant had anything to say in regard to why judgment should not be pronounced, and no sufficient cause to the contrary being shown or appearing to the Court, it is adjudged that the Defendant is guilty as charged and convicted.

SENTENCE

IT IS HEREBY ORDERED that the Defendant, CHRISTOPHER ALVINE, and pursuant to his conviction of CRIMINAL MISCHIEF, a Class A Misdemeanor, shall serve a term of incarceration for a period not to exceed one (1) year in the Iron County Jail, and the Defendant is hereby placed in the custody of the Iron County Sheriff's Department.

IT IS FURTHER ORDERED that the Defendant, CHRISTOPHER ALVINE, and pursuant to his conviction of CRIMINAL MISCHIEF, a Class A Misdemeanor, shall pay a fine in the sum and amount of two thousand five hundred dollars (\$2,500), plus an eighty-five percent (85%) surcharge, and a court security fee in the sum and amount of twenty-five dollars (\$25).

STAY OF EXECUTION OF SENTENCE

IT IS HEREBY ORDERED that the execution of the terms of incarceration imposed and the fines imposed in this case are hereby stayed, pending the Defendant's strict adherence to and compliance with the following terms and conditions of probation.

ORDER OF PROBATION

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the Defendant, CHRISTOPHER ALVINE, is hereby placed on probation for a period of eighteen (18) months under the supervision of the Court (bench probation), strictly within the following terms, provisions, and conditions:

1. The Defendant shall commit no law violations during the period of this probation.
2. The Defendant shall serve a term of incarceration in the Iron County Jail for a period of ten (10) days with credit for time served.
3. The Defendant shall pay a fine and fee in the amount of seven hundred and fifty dollars (\$750), plus a court security fee in the amount of twenty-five dollars (\$25), during the period of probation. Said fine and fee to be paid at the rate of fifty dollars (\$50) per month beginning January 1, 2009. Further, the Defendant may receive credit towards the fine in an amount not to exceed three hundred and seventy-five dollars (\$375) for costs associated with the successful completion of a substance abuse evaluation and recommended aftercare.
4. The Defendant shall obtain a substance abuse evaluation and provide proof to the Court of having obtained said evaluation within forty-five (45) days. Further, the Defendant shall enter, complete, and pay for any and all aftercare recommended as a result of said evaluation.
5. The Defendant shall enter, complete, and pay for a Life Skills Course through ACCI and provide proof to the Court of having completed said course within ninety (90) days.
6. Restitution shall remain open for a period of ninety (90) days.
7. The Defendant shall appear before the Court for a review hearing on January 5, 2009, at 1:30 p.m., in Cedar City, Utah.

COMMITMENT

TO THE SHERIFF OF IRON COUNTY, STATE OF UTAH:

YOU ARE HEREBY COMMANDED to take the Defendant, CHRISTOPHER ALVINE, and deliver him to the Iron County Jail in Cedar City, Utah, there to be kept and confined in accordance with the above and foregoing Judgment, Sentence, Stay of Execution of Sentence, Order

of Probation, and Commitment.

DATED this 12 day of ^{Nov}~~October~~, 2008.

BY THE COURT:



JOHN J. WALTON
District Court Judge

CERTIFICATE

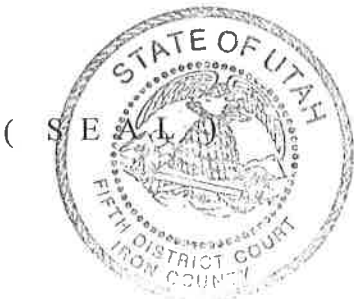
STATE OF UTAH)
 :SS.
COUNTY OF IRON)

I, CAROLYN SMITHERMAN, Clerk of the Fifth Judicial District Court in and for Iron County, State of Utah, hereby certify that the foregoing is a full, true and exact copy of the original Judgment, Sentence, Stay of Execution of Sentence, Order of Probation, and Commitment in the case entitled State of Utah vs. Christopher Alvine, Criminal No. 081500639, now on file and of record in my office.

WITNESS my hand and the seal of said office in Cedar City, County of Iron, State of Utah, this 12 day of ^{Nov}~~October~~, 2008.

CAROLYN SMITHERMAN

CAROLYN SMITHERMAN
Clerk of the Court



By: 
Deputy District Court Clerk

CERTIFICATE OF MAILING

I HEREBY CERTIFY that I mailed a full, true, and correct copy of the within and foregoing
JUDGMENT, SENTENCE, STAY OF EXECUTION OF SENTENCE, ORDER OF PROBATION,
AND COMMITMENT, by first-class mail, postage fully prepaid, on this 4th day of ~~October~~ ^{November},
2008, to the following, to wit:

Mr. Jeffery E. Slack
Attorney for Defendant
141 North Main Street, Suite 215
Cedar City, Utah 84720


Assistant