

SUPERIOR COURT OF ARIZONA  
COUNTY OF MARICOPA

Clerk of the Superior Court  
\*\*\* Electronically Filed \*\*\*  
D. McGraw, Deputy  
9/26/2023 8:00:00 AM  
Filing ID 16643545

CR2020-001853-001 DT

HONORABLE DAVID W GARBARINO

**A M E N D E D**

THE STATE OF ARIZONA )  
 )  
 V. )  
 )  
 RAFAEL STUART VASQUEZ (001) )  
 )  
 DOB: 1/31/1974 )  
 )

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TIFFANY LEIGH BRADY

MARCI A KRATTER

**SENTENCING ORDER**

Supervised Probation

This is the time set for Sentencing hearing held on July 28, 2023 at 10:30 AM in the Central Court Building - 902 for CR2020-001853-001 DT and Defendant RAFAEL STUART VASQUEZ.

Hearing Start: 11:26 AM

**Present in the courtroom,**

Attorney	Brady, Tiffany Leigh
Co-Counsel	Albert Morrison
Co-Counsel	Tristan Bigler
Defendant	Rafael Vasquez
Defendant's Attorney	Marci Kratter

A record of the proceedings is made digitally in lieu of a court reporter.

IT IS THE JUDGMENT of the Court that the Defendant is guilty of the following offense(s):

**Count 001**

WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

As Amended, §13-1201 ENDANGERMENT, Undesignated

A.R.S. § 13-702

Date of Offense: 3/18/2018

Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on Probation for:

**Count 001 - Supervised Probation for a term of 3 years to begin on: 7/28/2023**

IT IS ORDERED that the Defendant shall abide by all standard terms and conditions of probation including:

Condition: 6 I will request and obtain APD approval before leaving the state.

Condition: 15 Defendant shall pay restitution for all economic loss to all victims.

IT IS ORDERED that the Defendant shall pay financial obligations through the Clerk of the Superior Court as directed.

	Total	Payment	Begin	Note
Probation Svc Fee/Standard		\$65.00	09/01/2023	
Probation Assess.	\$20.00		09/01/2023	
Victim Rights Enforcement Assessment	\$2.00		09/01/2023	
Criminal Penalty Assessment	\$13.00		09/01/2023	Tempe Police Department

The Court will retain jurisdiction over restitution for Count 001. No hearing is set at this time. In the event a restitution hearing is set, Defendant does not waive presence.

Restitution is to remain open for 1 Years.

IT IS FURTHER ORDERED that the Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant who is placed on probation and who does not already have a State Identification Number (SID) established in this matter be fingerprinted.

IT IS ORDERED dismissing allegation(s) as listed in paragraph 3 of the Plea Agreement.

Pursuant to A.R.S. § 13-604(A), except as listed below, this offense shall be treated as a misdemeanor for all purposes until such time as the Court may actually enter an order designating the offense a felony or a misdemeanor. Until and unless the offense is designated a misdemeanor it shall be treated as a felony for the following purposes only: (1) placing the Defendant on felony probation, (2) DNA collection pursuant to A.R.S. § 13-610, (3) determining the defendant's right to possess a firearm under Chapter 31, (4) being used as a historical prior felony conviction, (5) being admissible for impeachment purposes, and (6) being used to enhance a sentence. This subsection does not apply to any person who stands convicted of a class 6 felony and who has previously been convicted of two or more felonies.

Defendant is advised that pursuant to ARS §13-805 that failure to maintain contact with the Adult Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

Hearing Concludes: 11:57 AM

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DONE IN OPEN COURT 09/22/2023

  
Hon. David W Garbarino  
Maricopa County Superior Court

IT IS ORDERED that defense counsel shall preserve defendant's file for post-conviction relief purposes. If defense counsel receives notice that defendant is seeking post-conviction relief, counsel shall prepare the file for delivery to PCR counsel and shall make timely arrangements for the exchange thereof when notified. Further, upon exchange of the file, defense counsel shall file with the court a Notice of Compliance that shall, at a minimum, include the date of compliance, recipient of the file, and an itemization of contents of the file. A copy of the Notice shall be provided to PCR counsel, the State and the PCR Unit.

**ENDORSEMENT PAGE**

CASE NUMBER: CR2020-001853-001

SIGNATURE DATE: 9/25/2023

E-FILING ID #: 16643545

FILED DATE: 9/26/2023 8:00:00 AM

MARCI A KRATTER

TIFFANY LEIGH BRADY

RFR