

# Sentencing Guidelines Cover sheet

Scheduled Sentencing Date:

 /  / 

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2017.

## ◆ OFFENDER

First \_\_\_\_\_ Middle \_\_\_\_\_ Last \_\_\_\_\_ Suffix \_\_\_\_\_

Date of Birth:  /  /   
Month Day YearSocial 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 Officer

Prosecuting Commonwealth's Attorney \_\_\_\_\_ Defense Attorney \_\_\_\_\_

## ◆ CONVICTIONS

### Offense

Primary Offense \_\_\_\_\_

Additional Offenses \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

### Counts

### VCC

 -  -  -  -  -  - 

### Offense Date

Month Day Year /  /  /  /  /  / 

Primary Offense Code Section § \_\_\_\_\_

Docket Number \_\_\_\_\_

## ◆ 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 Non Guidelines Offense*(Primary offense is a non guidelines offense)* Recommendation Adjusted for **Mandatory Minimum**

# ◆ Final Disposition Fill In After Sentence Has Been Pronounced

## ◆ SENTENCE

Total Time Imposed Before Suspension .....  Life Sentence + 

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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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Good Behavior Period \_\_\_\_\_  
Years                      Months                      Days

*Check all that apply*

- Incarceration Sentence to Run Concurrently With Another Sentencing Event
- Written Plea Agreement Accepted = Rule 3A:8(c)(1) (A) or (C)
- Plea and Recommendation Accepted = Rule 3A:8(c)(1)(B)
- Oral Sentence Recommendation Accepted
- Restitution \$ \_\_\_\_\_  Fine \$ \_\_\_\_\_

### Other Sentencing Programs (check all that apply)

- |  |   |  |  |  |  |  |  |  |
|--|---|--|--|--|--|--|--|--|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Day Reporting</li> <li><input type="checkbox"/> Detention Center Incarceration</li> <li><input type="checkbox"/> Diversion Center Incarceration</li> <li><input type="checkbox"/> Electronic Monitoring</li> <li><input type="checkbox"/> § 18.2-251/§ 18.2-258.1</li> <li><input type="checkbox"/> Substance Abuse Treatment</li> <li><input type="checkbox"/> Intensive Probation</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Community-Based Program _____</li> <li><input type="checkbox"/> <b>CCAP</b> Detention/Diversion Center Incarceration, 22-28 weeks</li> <li><input type="checkbox"/> <b>CCAP</b> Detention/Diversion Center Incarceration, 42-48 weeks</li> <li><input type="checkbox"/> Drug Court</li> <li><input type="checkbox"/> Youthful Offender <small>(Enter 4 yrs. to serve)</small> <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table> <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table><br/><small>Office Use Only</small></li> <li><input type="checkbox"/> <b>DJJ</b> Commitment <input type="checkbox"/> Indeterminate <input type="checkbox"/> Determinate</li> <li><input type="checkbox"/> Other _____</li> </ul> |  |  |  |  |  |  |  |
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## ◆ REASON FOR DEPARTURE AND/OR MODIFICATION OF JURY SENTENCE

Must be completed pursuant to § 19.2-298.01(B) and/or § 19.2-295(B) / § 19.2-303

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## ◆ SENTENCING DATE

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\_\_\_\_\_  
*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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# Burglary/Dwelling



## Section A

Offender Name: \_\_\_\_\_

### Primary Offense

- A. Occupied dwelling with intent to commit a misdemeanor without deadly weapon (1 count) ..... 1
- B. Dwelling with intent to commit larceny, etc. without deadly weapon; Dwelling at night without deadly weapon
  - 1 count ..... 3
  - 2 counts ..... 5
  - 3 counts ..... 7
- C. Dwelling at night with intent to commit larceny with deadly weapon (1 count) ..... 7
- D. Dwelling with intent to commit larceny, etc. with deadly weapon (1 count) ..... 5
- E. Occupied dwelling with intent to commit misdemeanor with deadly weapon (1 count) ..... 9
- F. Dwelling with intent to commit murder, rape, robbery or arson with or without a deadly weapon (1 count) ..... 14

Score

### Primary Offense Remaining Counts

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

- Years: 5 - 14 ..... 1
- 15 - 27 ..... 2
- 28 - 43 ..... 3
- 44 or more ..... 4

### Additional Offenses

Total the maximum penalties for additional offenses, including counts

- Years: Less than 5 ..... 0
- 5 - 14 ..... 1
- 15 - 27 ..... 2
- 28 - 43 ..... 3
- 44 or more ..... 4

### Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) – If YES, add 13

### Weapon Used

- None ..... 0
- Simulated weapon or other than listed below ..... 2
- Knife ..... 4
- Firearm ..... 8

### Prior Convictions/Adjudications

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

- Years: Less than 2 ..... 0
- 2 - 8 ..... 1
- 9 - 19 ..... 2
- 20 - 31 ..... 3
- 32 - 41 ..... 4
- 42 or more ..... 5

### Prior Adult Felony Property Convictions

- Number: 1 ..... 1
- of Counts 2 - 5 ..... 2
- 6 - 10 ..... 3
- 11 or more ..... 4

### Prior Juvenile Property Adjudications

- Number: 1 - 2 ..... 1
- of Counts 3 - 11 ..... 2
- 12 or more ..... 3

### Prior Misdemeanor Convictions/Adjudications (Excludes Traffic)

- Number: 1 ..... 1
- of Counts 2 - 4 ..... 2
- 5 - 6 ..... 3
- 7 - 9 ..... 4
- 10 or more ..... 5

### Prior Incarcerations/Commitments – If YES, add 3

### Prior Revocations of Parole/Post-Release, Supervised Probation or CCCA – If YES, add 1

### Prior Juvenile Record – If YES, add 2

### 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 ..... 7

### Type of Additional Offense(s)

- Additional offense with VCC prefix of MUR ..... 10
- Additional offense of malicious or aggravated malicious wounding (§§ 18.2-51 or 18.2-51.2) ..... 10
- All others ..... 0

### Total Score

If total is 13 or less, go to Section B. If total is 14 or more, go to Section C.

# Burglary/Dwelling Section B

Offender Name: \_\_\_\_\_

## ◆ Primary Offense \_\_\_\_\_

- A. Dwelling with intent to commit larceny, etc. without deadly weapon (all counts) ..... 1
- B. Dwelling at night with intent to commit larceny, etc. without deadly weapon (all counts) ..... 1
- C. Other than listed above (all counts) ..... 4

Score

0	
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## ◆ Prior Convictions /Adjudications Total the maximum penalties for the 5 most recent and serious prior record events

- Years: 1 - 32 ..... 1  
 33 or more ..... 2

0	
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## ◆ Prior Misdemeanor Convictions /Adjudications (Excludes Traffic) \_\_\_\_\_

- Number: 1 - 2 ..... 1  
 of Counts 3 - 5 ..... 2  
 6 - 8 ..... 3  
 9 or more ..... 4

0	
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## ◆ Prior Juvenile Record \_\_\_\_\_

If YES, add 4

0	
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## ◆ Legally Restrained at Time of Offense \_\_\_\_\_

If YES, add 3

0	
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## Total Score \_\_\_\_\_

See Burglary/Dwelling Section B Recommendation Table to convert score to guidelines sentence.

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# Burglary/Dwelling

## Section C

Offender Name: \_\_\_\_\_

◆ **Primary Offense** \_\_\_\_\_  **Category I**  **Category II**  **Other**  
(scores for attempted/conspired offenses are in parentheses)

**Dwelling Without Weapon**

A. Occupied dwelling with intent to commit a misdemeanor without deadly weapon (1 count) ..... 48 ..... 32 ..... 16

B. Dwelling with intent to commit murder, rape, robbery or arson without deadly weapon  
 Completed: 1 count ..... 90 ..... 60 ..... 30  
 Attempted/conspired: 1 count ..... (60) ..... (30) ..... (15)

C. Dwelling with intent to commit larceny, etc. without deadly weapon  
 Completed: 1 count ..... 51 ..... 34 ..... 17  
 Attempted/conspired: 1 count ..... (36) ..... (18) ..... (9)

D. Dwelling at night with intent to commit larceny etc. without deadly weapon  
 Completed: 1 count ..... 54 ..... 36 ..... 18  
 Attempted/conspired: 1 count ..... (36) ..... (18) ..... (9)

**Dwelling With Weapon**

E. Occupied dwelling with intent to commit misdemeanor with deadly weapon  
 Completed: 1 count ..... 114 ..... 76 ..... 38  
 Attempted/conspired: 1 count ..... (76) ..... (38) ..... (19)

F. Dwelling with intent to commit larceny, etc. with deadly weapon  
 Completed: 1 count ..... 90 ..... 60 ..... 30  
 Attempted/conspired: 1 count ..... (60) ..... (30) ..... (15)

G. Dwelling with intent to commit murder, rape, robbery or arson with deadly weapon; or Dwelling at night with intent to commit larceny, etc. with deadly weapon  
 Completed: 1 count ..... 168 ..... 112 ..... 56  
 2 counts ..... 456 ..... 304 ..... 152  
 Attempted/conspired: 1 count ..... (112) ..... (56) ..... (28)  
 2 counts ..... (240) ..... (152) ..... (76)  
 3 counts ..... (304) ..... (152) ..... (76)

**Score**

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◆ **Primary Offense Remaining Counts** Assign points to each count of the primary not scored above and total the points

Maximum Penalty: 5, 10 ..... 1  
 (years) 20 ..... 3  
 Life ..... 6

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

Maximum Penalty: Less than 4 ..... 0    30 ..... 4  
 (years) 4, 5, 10 ..... 1    40 or more ..... 6  
 20 ..... 3

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◆ **Weapon Used**

Other than listed below ..... 0  
 Knife or firearm ..... 12

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0		
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◆ **Physical or Life Threatening Victim Injury** \_\_\_\_\_ If YES, add 10

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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 5 ..... 0  
 (years) 5, 10 ..... 1  
 20 ..... 2  
 30 ..... 3  
 40 or more ..... 5

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0		
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◆ **Prior Felony Burglary Convictions/Adjudications**

Number of Counts: 1 ..... 2  
 2 ..... 3  
 3 ..... 5  
 4 ..... 6  
 5 ..... 8  
 6 or more ..... 9

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

Number of Counts: 1 ..... 4    3 ..... 13  
 2 ..... 9    4 or more ..... 17

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◆ **On Parole/Post-Release, Supervised Probation or CCCA at Time of Offense** If YES, add 3

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◆ **Type of Additional Offense(s)**

Additional Offense with VCC Prefix of "MUR" ..... 140  
 Additional Offense of Completed Aggravated Malicious Wounding (§ 18.2-51.2) ..... 55  
 Additional Offense of Completed Malicious Wounding (§ 18.2-51) ..... 35  
 Additional Offense of Attempted/Conspired Malicious Wounding (§ 18.2-51/§ 18.2-22 or § 18.2-26) ..... 8

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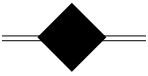
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**Total Score** \_\_\_\_\_

See Burglary/Dwelling 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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