

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

Years		
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Months		
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Days		
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 Sentenced to Time Served

Post Release

Post Release Term § 18.2-10 ..... 

Years		
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Months		
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Days		
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Post Release Supervision Period § 19.2-295.2(A) ..... 

Years		
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Months		
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Days		
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Probation Period (Supervised) § 19.2-303 .....  Indefinite 

Years		
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Months		
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Days		
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Good Behavior Period (§ 19.2-306) \_\_\_\_\_  
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)

- Day Reporting
- Detention Center Incarceration
- Diversion Center Incarceration
- Electronic Monitoring
- Intensive Probation
- § 18.2-251/§ 18.2-258.1
- Substance Abuse Treatment
- Community-Based Program \_\_\_\_\_
- CCAP** Detention/Diversion Center Incarceration, 22-28 weeks
- CCAP** Detention/Diversion Center Incarceration, 42-48 weeks
- Drug Court
- Youthful Offender
- DJJ** Commitment  Indeterminate  Determinate
- Other \_\_\_\_\_

Office Use Only

Other				CBP			
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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 

Years		
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Months		
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Days		
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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**

# Burglary/Other

## Section A

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

### ◆ Primary Offense

- A. Possession of burglarious tools (1 count) ..... 1
- B. Other structure with intent to commit larceny, etc. with or without deadly weapon
  - 1 count ..... 3
  - 2 counts ..... 5
  - 3 counts ..... 7
- C. Burglary of bank with deadly weapon (1 count) ..... 9
- D. Other structure 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

0

### ◆ 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

0

### ◆ Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more)

—If YES, add 13 →

0

### ◆ Weapon Used

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

0

### ◆ 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

0

### ◆ Prior Adult Felony Property Convictions

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

0

### ◆ Prior Juvenile Property Adjudications

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

0

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

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

0

### ◆ Prior Incarcerations/Commitments

— If YES, add 3 →

0

### ◆ Prior Revocations of Parole/Post-Release, Supervised Probation or CCCA

— If YES, add 1 →

0

### ◆ Prior Juvenile Record

— If YES, add 2 →

0

### ◆ 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

0

### ◆ Type of Additional Offense(s)

- Additional offense with VCC prefix of MUR ..... 10
- Additional offense of malicious wounding (§ 18.2-51) or aggravated malicious wounding (§ 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/Other Section B

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


◆ **Primary Offense** \_\_\_\_\_

A. Other structure with intent to commit larceny, etc. (all counts) .....	1	<b>Score</b>  <table border="1" style="width: 40px; height: 40px; text-align: center; border-collapse: collapse;"> <tr><td style="width: 20px; height: 20px;">0</td><td style="width: 20px; height: 20px;"></td></tr> </table>	0	
0				
B. Possession of burglarious tools (all counts) .....	4			
C. Other than listed above (all counts) .....	4			

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

Years: 1 - 32 .....	1	 <table border="1" style="width: 40px; height: 40px; text-align: center; border-collapse: collapse;"> <tr><td style="width: 20px; height: 20px;">0</td><td style="width: 20px; height: 20px;"></td></tr> </table>	0	
0				
33 or more .....	2			

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

Number of 1 - 2 .....	1	 <table border="1" style="width: 40px; height: 40px; text-align: center; border-collapse: collapse;"> <tr><td style="width: 20px; height: 20px;">0</td><td style="width: 20px; height: 20px;"></td></tr> </table>	0	
0				
Counts: 3 - 5 .....	2			
6 - 8 .....	3			
9 or more .....	4			

◆ **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** \_\_\_\_\_ → 

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

# Burglary/Other Section C

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

\_\_\_\_\_ Prior Record Classification \_\_\_\_\_

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

**Other Structure Without Weapon**

- A. Other structure with intent to commit murder, rape, robbery or arson without deadly weapon  
 Attempted, conspired or completed: 1 count ..... 60 ..... 30 ..... 15
- B. Other structure with intent to commit larceny, etc. without deadly weapon  
 Attempted, conspired or completed: 1 count ..... 36 ..... 18 ..... 9

**Other Structure With Weapon**

- C. Bank 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)

- D. Other structure with intent to commit murder, rape, robbery or arson with deadly weapon  
 Completed: 1 count ..... 114 ..... 76 ..... 38  
 Attempted/conspired: 1 count ..... (76) ..... (38) ..... (19)

- E. Other structure with intent to commit larceny, etc. with deadly weapon  
 Completed: 1 count ..... 54 ..... 36 ..... 18  
 Attempted/conspired: 1 count ..... (36) ..... (18) ..... (9)

**Miscellaneous**

- F. Possession of burglarious tools (1 count) ..... 32 ..... 16 ..... 8

**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
- 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 5 ..... 0    30 ..... 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

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

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
- 5, 10 ..... 1
- 20 ..... 2
- 30 ..... 3
- 40 or more ..... 5

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

0	0		
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◆ **Prior Felony Convictions/Adjudications Against Person**

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

0			
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◆ **On Parole/Post-Release, Supervised Probation or CCCA at Time of Offense—If YES, add 3** →

0	0		
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◆ **Type of Additional Offense(s)**

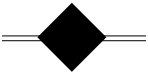
- Additional Offense with VCC Prefix of "MUR" ..... 140
- Additional Offense of Completed Aggravated Malicious Wounding (§ 18.2-51.2) ..... 55
- Additional Offense of Completed Malicious Wounding (§ 18.2-51) ..... 35
- Additional Offense of Attempted/Conspired Malicious or Aggravated Malicious Wounding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

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**Total Score** →

See Burglary/Other Structure 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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