



# Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

\_\_\_\_/\_\_\_\_/\_\_\_\_

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2019.

## ◆ OFFENDER

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

Date of Birth: \_\_\_\_\_  
Month Day Year

Social Security Number: \_\_\_\_\_

CCRE:  V  A \_\_\_\_\_

CORIS Offender ID: \_\_\_\_\_

PSI: \_\_\_\_\_

## ◆ COURT

Judicial Circuit \_\_\_\_\_

City/County \_\_\_\_\_

FIPS Code: \_\_\_\_\_

Sentencing Judge's Name \_\_\_\_\_

\_\_\_\_\_  
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Preparer Name \_\_\_\_\_  Commonwealth's Attorney

Probation Officer

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

## ◆ CONVICTIONS

Offense	Counts	VCC	Offense Date
			Month Day Year
Primary Offense	____	____-____-____	____/____/____
Additional Offenses	____	____-____-____	____/____/____
_____	____	____-____-____	____/____/____

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 \_\_\_\_\_ TO \_\_\_\_\_  
Years Months Days

Non Guidelines Offense  
(Primary offense is a non guidelines offense)

Recommendation Adjusted for Mandatory Minimum

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

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

# ◆ 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 <i>(Enter 4 yrs. to serve)</i> <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></tr></table> <small>Other</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></tr></table> <small>CBP</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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|  |  |  |  |  |  |

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Other                      CBP

## ◆ 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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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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# 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**

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

0	
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## ◆ Weapon Used \_\_\_\_\_

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

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 - 8 ..... 1
- 9 - 19 ..... 2
- 20 - 31 ..... 3
- 32 - 41 ..... 4
- 42 or more ..... 5

0	
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## ◆ Prior Adult Felony Property Convictions \_\_\_\_\_

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

0	
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## ◆ Prior Juvenile Property Adjudications \_\_\_\_\_

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

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

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

0	
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## ◆ Prior Incarcerations/Commitments \_\_\_\_\_ If YES, add 3 →

0	
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## ◆ Prior Revocations of Parole/Post-Release, Supervised Probation or CCCA If YES, add 1 →

0	
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## ◆ Prior Juvenile Record \_\_\_\_\_ If YES, add 2 →

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 ..... 7

0	
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## ◆ 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

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

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

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# Burglary/Other Section B

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

## ◆ Primary Offense \_\_\_\_\_

- A. Other structure with intent to commit larceny, etc. (all counts) ..... 1
- B. Possession of burglarious tools (all counts) ..... 4
- 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 of Counts:
- 1 - 2 ..... 1
  - 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/Other Structure Section B Recommendation Table to convert score to guidelines sentence.

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# 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
- (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 5 ..... 0    30.....4
- (years) 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/Serious 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
- (years) 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 of Murder with a statutory maximum of 40 years or more.....140
- Additional Offense of Murder with a statutory maximum of 20 years or less.....74
- 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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