

SUPERIOR COURT OF ARIZONA
COUNTY OF MARICOPA

CR2019-112600-001 SE

HONORABLE GEOFFREY FISH

THE STATE OF ARIZONA)

V.)

TAMARA BARNETT

ASHLEY MARIE FULLER (001))

LINCOLN GREEN JR.

DOB: 9/8/1987)
_____)

SENTENCING ORDER

Imprisonment

This is the time set for Sentencing hearing held on March 24, 2021 at 8:30 AM in the South Court Tower - 7B for CR2019-112600-001 SE and Defendant ASHLEY MARIE FULLER.

Hearing Start: 08:44 AM

Present in the courtroom,

Attorney	Barnett, Tamara
Defendant	Ashley Fuller
Retained Counsel	Lincoln Green

A record of the proceedings is recorded by Court Reporter, MICHAEL BABICKY.

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, §13-3408A1 NARCOTIC DRUG-POSSESS/USE, Felony 4

A.R.S. § 13-702

Date of Offense: 3/21/2018

Non Dangerous - Repetitive (pursuant to 13-703(I) Category 2)

The Court finds the existence of the following prior felony conviction(s):

Count 001

DRUG PARAPHERNALIA VIOLATION, a Felony 6 Non Dangerous felony committed on 08/11/2016 and convicted on 03/07/2018 in CR2017112832-001 in Maricopa County.

Defendant was represented by counsel.

AS PUNISHMENT, IT IS ORDERED the Defendant is sentenced to a term of imprisonment and is committed to Department of Corrections/Arizona State Prison as follows:

Count 001 - A Presumptive term of 4.5 years to begin on: 3/24/2021 with a presentence credit for 345 day(s) (time served).

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

	Total	Payment	Begin	Note
Time Payment Fee	\$20.00		03/24/2021	
Drug Offense Fine (Narcotic Drug) with surcharge	\$3660.00		03/24/2021	
Probation Assess.	\$20.00		03/24/2021	
Criminal Penalty Assessment	\$13.00		03/24/2021	Gilbert PD
Victim Rights Enforcement Assessment	\$2.00		03/24/2021	

Community Supervision: Count(s) [001] imposed pursuant to A.R.S. § 13-603(I).

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforesponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

IT IS ORDERED that the imprisonment in CR2019112600-001 (Count - 001) is concurrent with CR2018006820-001 (Count - 002) is concurrent with CR2018006820-001 (Count - 001)

IT IS ORDERED Defendant shall pay costs associated with DNA testing required pursuant to A.R.S. § 13-610.

IT IS ORDERED The Court recommends that the defendant be housed in a DOC facility that offers substance abuse treatment.

IT IS ORDERED The allegation that defendant was on probation is dismissed.

Allegation of additional prior felonies is dismissed.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED that a copy of the Order of Confinement together with all presentence reports, probation violation reports and medical and psychological reports that are not sealed in this case be remitted to the Arizona Department of Corrections.

IT IS FURTHER ORDERED dismissing: Count(s): **[002]**.

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

IT IS FURTHER ORDERED that the Defendant must submit to DNA testing for law enforcement identification purposes in accordance with ARS §13-610.

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.

The Adult Probation Department has prepared a presentence investigation and recommendation to be filed under the case number.

Hearing Concludes: 08:59 AM



DONE IN OPEN COURT 03/24/2021

Hon. Geoffrey Fish
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.

Let the record reflect that the Defendant's right index fingerprint is attached to this sentencing order in open court.



Right Index finger

ENDORSEMENT PAGE

CASE NUMBER: CR2019-112600-001

SIGNATURE DATE: 3/24/2021

E-FILING ID #: 12688868

FILED DATE: 3/25/2021 8:00:00 AM

LINCOLN GREEN JR.

TAMARA BARNETT

AZ DOC

RFR