

SUPERIOR COURT OF ARIZONA  
COUNTY OF MARICOPA

Clerk of the Superior Court  
\*\*\* Electronically Filed \*\*\*  
A. Dvornsky, Deputy  
7/27/2021 8:00:00 AM  
Filing ID 13167325

CR2019-005397-001 DT

HONORABLE GEOFFREY FISH

THE STATE OF ARIZONA )

V. )

FRANKIE LYNN GRIMSMAN

ARLENA M WILLES (001) )

RICK G TOSTO

DOB: 3/23/1972 )  
\_\_\_\_\_ )

SENTENCING ORDER

Supervised Probation

This is the time set for Sentencing hearing held on July 26, 2021 at 8:30 AM in the South Court Tower - 7B for CR2019-005397-001 DT and Defendant ARLENA M WILLES.

Hearing Start: 08:37 AM

**Present in the courtroom,**

County Attorney	Tracey Gleason
Court Appointed	Rick Tosto
Defendant	Arlena Willes

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**

The Defendant was found guilty after a trial by jury.  
§13-3623A1 CHILD/VUL ADULT ABUSE-INTENT, Felony 2  
A.R.S. § 13-702  
Date of Offense: 10/27/2017  
Non Dangerous - Non Repetitive

**Count 002**

The Defendant was found guilty after a trial by jury.  
§13-3623A1 CHILD/VUL ADULT ABUSE-INTENT, Felony 2  
A.R.S. § 13-702  
Date of Offense: 10/27/2017  
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 10 years to begin on: 7/26/2021**

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

Condition: 3	I will report any contact I have with law enforcement to the APD within 72 hours.
Condition: 6	I will report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. I will also keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. I will provide a sample for DNA testing if required by law.
Condition: 8	I will request and obtain written permission of the APD prior to leaving the state.
Condition: 19	I will not have any contact with the victim(s) in any form, unless approved in writing by the APD.
Condition: 22	Defendant shall pay costs associated with DNA testing required pursuant to A.R.S. §13-610. Defendant shall participate in a mental health evaluation and any recommended treatment. APO shall a Memo to the Court should the victim begin to reside with Defendant.

Condition 15: 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		\$25.00	10/01/2021	
Probation Assess.	\$20.00		10/01/2021	
Criminal Penalty Assessment	\$13.00		10/01/2021	Glendale PD
Family Offense Assessment	\$50.00		10/01/2021	
Victim Rights Enforcement Assessment	\$2.00		10/01/2021	
Victim Rights/Compensation Fund	\$9.00		10/01/2021	

**Count 002 - Supervised Probation for a term of 10 years to begin on: 7/26/2021**

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

Condition: 3	I will report any contact I have with law enforcement to the APD within 72 hours.
Condition: 6	I will report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. I will also keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. I will provide a sample for DNA testing if required by law.
Condition: 8	I will request and obtain written permission of the APD prior to leaving the state.
Condition: 19	I will not have any contact with the victim(s) in any form, unless approved in writing by the APD.
Condition: 22	Defendant shall pay costs associated with DNA testing required pursuant to A.R.S. §13-610. Defendant shall participate in a mental health evaluation and any recommended treatment. APO shall a Memo to the Court should the victim begin to reside with Defendant.

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 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: 08:50 AM



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DONE IN OPEN COURT 07/26/2021

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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: CR2019-005397-001

SIGNATURE DATE: 7/26/2021

E-FILING ID #: 13167325

FILED DATE: 7/27/2021 8:00:00 AM

FRANKIE LYNN GRIMSMAN

RICK G TOSTO

ROBERT SWINFORD

RFR