

SENTENCING ORDER

IN THE CIRCUIT COURT OF HEMPSTEAD COUNTY, ARKANSAS,
8N JUDICIAL DISTRICT 2nd DIVISION

On 02/01/2024 the Defendant appeared before the Court, was advised of the nature of the charge(s), of Constitutional and legal rights, of the effect of a guilty plea upon those rights, and of the right to make a statement before sentencing.

Offender	Defendant [Last, First, MI] <u>Hughes, Adam</u>		DOB <u>06/29/1977</u>	Sex ☒ Male ☐ Female	Total Number of Counts <u>1</u>
	SID # <u>3 4 1 2 8 1 9</u>	Race & Ethnicity ☒ White ☐ Black ☐ Asian ☐ Native American ☐ Pacific Islander ☐ Unknown ☐ Other ☐ Hispanic			
Court Info	Supervision Status at Time of Offense				
	Judge <u>Duncan Culpepper</u>			File Stamp 2024 FEB 14 PM 2:33 GAIL WOLFENBARGER CIRCUIT CLERK HEMPSTEAD COUNTY, AR FILED	
	Prosecuting Attorney/Deputy <u>Jim Burke</u>				
	Defendant's Attorney <u>Charles Friday</u> ☐ Private ☒ Public Defender ☐ Pro Se ☐ Appointed				
Change of Venue ☐ Yes ☒ No If yes, from:					
Legal Statement	☐ Pursuant to A.C.A. §§16-93-301 et seq., or ☐ §§ this Court, without making a finding of guilt or entering a judgment of guilt and with the consent of the Defendant defers further proceedings and places the Defendant on probation.				
	☐ There being no legal cause shown by the Defendant, as requested, why judgment should not be pronounced, a judgment is hereby entered against the Defendant on each charge enumerated, fines levied, and court costs assessed. Defendant was advised of the conditions of the sentence and/or placement on probation and understands the consequences of violating those conditions. The Court retains jurisdiction during the period of probation/suspension and may change or set aside the conditions of probation/suspension for violations or failure to satisfy Arkansas Division of Community Correction (A.C.C) rules and regulations.				
	☒ of conviction is hereby entered against the Defendant on each charge enumerated, fines levied, and court costs assessed. The Defendant is sentenced to the Arkansas Division of Correction (A.D.C.) for the term specified on each offense shown below.				
Offense #1	Defendant made a voluntary, knowing, and intelligent waiver of the right to counsel. ☐ Yes ☒ No				
	A.C.A. # of Offense/ Name of Offense+ <u>5-27-306(a)(2)&(b)(1)(B) / Internet Stalking Of A Child</u>			Case # <u>29CR-22-161-1</u>	
	A.C.A. # of Original Charged Offense <u>5-27-306(a)(2)&(b)(1)(B)</u>		ATN <u>HEM005821951</u>	Offense was ☐ Nolle Prossed ☐ Dismissed ☐ Acquitted	
			Appeal from District Court ☐ Yes ☒ No	Probation/SIS Revocation+ ☒ Yes ☐ No	
	Offense Date <u>02/12/2022-04/16/2022</u>		Offense is ☒ Felony ☐ Misd. ☐ Viol.	Offense Classification ☐ Y ☐ A ☒ B ☐ C ☐ D ☐ U	
	Number of Counts: <u>1</u>	Criminal History Score <u>0</u>	Seriousness Level <u>7</u>	Defendant ☐ Attempted ☐ Solicited ☐ Conspired to commit the offense	
	Presumptive Sentence ☒ Prison Sentence of <u>60</u> to <u>120</u> months ☐ Community Corrections Center ☐ Alternative Sanction				
	Defendant Sentence* (see Page 2)				
	Imposed ☒ ADC ☐ Jud. Tran. ☐ County Jail				
	Sentence was enhanced _____ months, pursuant to				
A.C.A. §§ _____					
Enhancement(s) is to run: ☐ Concurrent ☐ Consecutive.					
Defendant was sentenced as a habitual offender, pursuant to A.C.A. §5-4-501, subsection					
☐ (a) ☐ (b) ☐ (c) ☐ (d)					
Victim Info# (See page 2) ☒ N/A		Age _____	Sex ☐ Male ☐ Female	Race & Ethnicity ☐ White ☐ Black ☐ Asian ☐ Native American ☐ Pacific Islander ☐ Other ☐ Unknown ☐ Hispanic	
Defendant voluntarily, intelligently, and knowingly entered a					
☒ negotiated plea of ☒ guilty or ☐ nolo contendere.					
☐ plea directly to the court of ☐ guilty or ☐ nolo contendere.					
Defendant:					
☐ was sentenced pursuant to ☐ §§16-93-301 et seq., or ☐ other §§ _____					
☐ entered a plea and was sentenced by a jury.					
☒ was found guilty by the court & sentenced by ☒ court ☐ jury.					
☐ was found guilty at a jury trial & sentenced by ☐ court ☐ jury.					
☐ was found guilty of lesser included offense by ☐ court ☐ jury.					
Sentence is a Departure ☐ Yes ☒ No		Sentence Departure is ☐ Durational or ☐ Dispositional.			
If durational, state how many months above/below the presumptive sentence:					
Departure Reason (See page 2 for a list of reasons)					
Aggravating # _____ or Mitigating # _____. For Agg. #17 or Mit. #9,					
or if departing from guidelines, please explain: _____					
Sentence will run: ☐ Consecutive ☐ Concurrent					
to Offense # _____ or					
Case # _____					

Defendant's Full Name: Hughes, Adam

Special Conditions

Sex Offenses

Defendant has been adjudicated guilty of an offense requiring sex offender registration and must complete the Sex Offender Registration Form and pay the Mandatory Sex Offender Fee of \$250. ☒ Yes ☐ No

Defendant has committed an aggravated sex offense as defined in A.C.A. §12-12-903. ☐ Yes ☒ No

Defendant is alleged to be a sexually dangerous person and is ordered to undergo an evaluation at a facility designated by A.D.C. pursuant to A.C.A. §12-12-918. ☐ Yes ☒ No

Defendant, who has been adjudicated guilty of an offense requiring registration, has been adjudicated guilty of a prior sex offense under a separate case number. ☐ Yes ☒ No
If yes, list prior case numbers:

Domestic Violence Offenses

Defendant has been adjudicated guilty of a domestic-violence related offense and **must** pay additional court costs of \$25 pursuant to §16-10-305. Yes ☐ No ☒

Defendant was originally charged with a domestic-violence related offense. ☐ Yes ☒ No
If yes, state the A.C.A. # of the offense:

If yes to either question, identify the relationship of the victim to the Defendant by offense number.

DNA Sample/Qualifying Offense

Defendant has been adjudicated guilty of a qualifying offense or repeat offense (as defined in A.C.A. §12-12-1103). ☒ Yes ☐ No
Defendant is ordered to have a DNA sample drawn at ☐ A.C.C. facility ☐ the A.D.C. or ☐ other Already on file. Assessment would create undue burden for defendant.

Drug Crime

Defendant has been convicted of a drug crime, as defined in §12-17-101. ☐ Yes ☒ No

Fines, Fees, Restitution

Court Costs	\$
Fines	\$
Booking/Admin Fees (\$40)	\$
Drug Crime Assessment Fee (\$125)	\$
DNA Sample Fee (\$250)	\$
Children's Advocacy Center Fund Fee	\$
Public Defender User Fee	\$
Public Defender Attorney Fee	\$
Other (explain)	\$

Restitution \$ Payable to [If multiple beneficiaries, give names and payment priority]

Terms

☐ Due Immediately
☐ Installments of:
☐ Payments must be made within _____ days of release from A.D.C.
☐ Upon release from confinement, Defendant must return to court to establish payment of restitution
☐ Restitution is joint and several with co-defendant(s) who was found guilty - List name(s) and case number(s)

Sentence Options

Defendant was convicted of a target offense(s) and is sentenced pursuant to provisions of the Community Punishment Act. ☐ Yes ☒ No
The Court hereby orders a judicial transfer to the AR Division of Community Correction. ☐ Yes ☒ No
Pursuant to the Community Punishment Act, the Defendant shall be eligible to have his/her records sealed. ☐ Yes ☒ No

Extended Juvenile Jurisdiction Applied ☐ Yes ☒ No

JAIL TIME CREDIT
11

TOTAL TIME TO BE SERVED FOR ALL OFFENSES
In months: 72 ☐ Life ☐ LWOP

Death Penalty ☐ Yes ☒ No

If Yes, State Execution Date:

DEFENDANT IS ASSIGNED TO: ☒ ADC ☐ ADC, Admin. Transfer ☐ CCC ☐ COUNTY JAIL ☐ PROBATION ☐ SIS
NOT Authorized

Conditions of disposition or probation are attached. ☐ Yes ☒ No

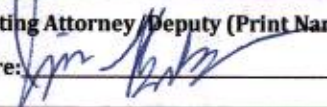
A copy of the pre-sentence investigation on sentencing information is attached ☐ Yes ☒ No ☐ Defendant is subject to delayed release pursuant to A.C.A. § 5-4-405.
A copy of the Prosecutor's Short Report is attached ☐ Yes ☒ No

DEFENDANT WAS INFORMED OF APPELLATE RIGHTS ☒ Yes ☐ No Appeal Bond \$

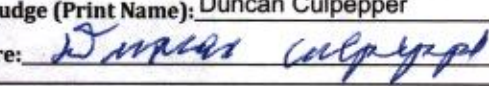
The County Sheriff is hereby ordered to: ☐ transport the defendant to county jail ☐ take custody for referral to CCC ☒ transport to ADC

Defendant shall report to ACC probation officer for report date to CCC ☐ Yes ☒ No

Prosecuting Attorney/Deputy (Print Name): Jim Burke

Signature:  Date: 2/12/24

Circuit Judge (Print Name): Duncan Culpepper

Signature:  Date: 2-13-24

Additional Info:

Signature