

Full Name, to include Alias (30.200(c)(1))	Full Name: Danny San Agustin Cruz Alias, if any: Unknown
Date of Birth (30.200(c)(1))	05/03/1977
Person's last known address (30.200(c)(2))	236 Gogue Drive, Ordod, Guam
Physical description (30.200(c)(3))	Hair color: Black Eye Color: Brown Height: 5'8" Weight: 180 Ethnicity: Chamorro Tattoos: Right Arm (RENEE) Scars/Marks: Face (Little Scar, Right Side, Cheek)
Classification of Offender: Level 1: Any person who on two occasions or more have been convicted of a family, domestic, or dating violence, and/or stalking offense Level 2: any person who is convicted of one offense of family, domestic, or dating violence, and the conviction is with the special allegation of the use of a deadly weapon, or an additional charge of criminal sexual conduct against a minor, or an additional charge of any sex offenses against a family member	Level 1
List of offenses for which person is convicted of two (2) or more cases of domestic violence, family or dating violence and/or stalking (30.200(c)(4))	Case Number: CF597-11 Offenses: (1) Simple Stalking (As a 3 rd Degree Felony) Case Number: CM528-11 Offenses: (1) Family Violence (As a Misdemeanor)
The date of conviction for each offense (30.200(c)(4))	May 29 th , 2012 (Plea agreement)

Punishment prescribed for each offense (30.200(c)(4))

For CF597-11: Defendant shall be sentenced to serve **four (4) years imprisonment**, with all but ten (10) months suspended. Defendant shall serve direct-time of ten (10) months imprisonment, at the Department of Corrections, with credit for time served.

CM528-11: Defendant shall be sentenced to serve **one (1) year imprisonment**, with all but six (6) months suspended. Defendant shall serve direct-time of six (6) months, and shall serve concurrently with the sentence imposed in CF597-11, at the Department of Corrections, with credit for time served.

The sentence in CF597-11 and CM528-11 shall run concurrently.

Additional terms of probation:

1. Defendant shall pay a **fine of Five Hundred Dollars (\$500.00)**, plus Court costs. **A payment plan may be arranged.** All or part of the fine imposed may be converted to community service work at the current prevailing minimum wage rate, except for the Court costs;
2. Defendant shall be held liable for full restitution, *if any*, pursuant to 9 G.C.A. § 80.50(e) to the victim, (*victim's name omitted*), in an amount to be determined by Court at a restitution hearing. Defendant may pay said restitution in monthly installments and shall pay it in full prior to the termination of his probation. However, in the event restitution is not paid by the expiration of probation, the obligation for restitution shall survive;
3. During the Defendant's incarceration period, Defendant shall not contact victim (*victim's name omitted*), in person, by telephone, in writing, or through a third party, including a family member or friend;
4. Upon Defendant's release from the Department of Corrections, Defendant shall be placed on **parole** for a period of **three (3) years**, pursuant to 9 G.C.A. 80.70(b);
5. That during Defendant's parole, Defendant shall comply with the conditions of parole specified in 9 G.C.A. 80.80, and the following condition are recommended to the Parole Board:
 - a. Upon evaluation and completion of one (1) session recommended, the Defendant may have contact with victim (*victim's name omitted*);
 - b. However, if one session is not completed the following shall be imposed:
 - i. Defendant shall stay away, directly or indirectly, from the victim (*victim's name omitted*). The Defendant shall not contact the victim either in person, through a third-party, by telephone, text message, electronic device, e-mail, letter, or any other form of communication, including a family

	<p>or friend;</p> <ul style="list-style-type: none">ii. Defendant shall not come within Five Hundred (500) Feet of victim (<i>victim's name omitted</i>);iii. Defendant shall stay away from the residence, dwelling, school, day care center, or place of employment of the victim (<i>victim's name omitted</i>), or any other specified place, and shall not come within Five Hundred (500) Feet of the above specified places;iv. Defendant shall not attend any functions and establishments, including family and social functions, if he knows or becomes aware that the victim (<i>victim's name omitted</i>) will be present. Upon becoming aware of the victim's presence or planned presence, the Defendant shall immediately leave the function or establishment;v. Defendant shall not harass, threaten, physically strike, or injure the victim, (<i>victim's names omitted</i>);vi. Defendant shall refrain from threatening to commit or committing acts of family violence against, or from harassing, or annoying, victims, (<i>victim's name omitted</i>), a family or household member, or any person named in the court including any and all witnesses;vii. Defendant must attend and complete and pay the \$200 tuition fee of an Alcohol Treatment Program as ordered by the Court;viii. Defendant shall report to the Department of Mental Health and Substance Abuse for an assessment by a qualified substance abuse counselor of Defendant's alcohol dependence and need for treatment, the Parole Services Division shall contact the counselor for their recommendations to the Court, which may require Defendant to obtain appropriate treatment, that all costs for such assessment and treatment, or both, shall be borne by Defendant at the discretion of the Court;ix. Defendant shall attend and successfully complete the Anger Management Program;x. Defendant shall report to the Parole Office once a month in person, or as ordered by the Parole Board;xi. Defendant shall not possess or consume any alcoholic beverages, and shall not enter any establishments whose primary business is selling
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	<p>alcoholic beverages;</p> <ul style="list-style-type: none">xii. Defendant shall not possess or consume any illegal controlled substances;xiii. Defendant shall forfeit his firearm identification card to the court and shall not reapply for another one. 18 U.S.C. §922 makes it unlawful for any person subject to an order for protection or convicted of a misdemeanor crime of domestic violence to ship, transport, possess, or receive firearms or ammunition;xiv. Defendant shall not live in any residence where firearms are present and shall stay away from all firearms and other deadly weapons, and under no circumstances is he to possess, carry, transfer, or use any firearms;xv. Defendant shall not apply for, possess, or own a firearms identification card;xvi. Defendant shall submit to random alcohol and drug testing under the supervision of the Parole Office;xvii. Defendant shall permit the parole officers and peace officers to search his person, residence, and vehicles for any firearms, alcoholic beverages, and illegal controlled substances, at any time such a search is requested. Failure to allow such a search will be considered a violation of probation;xviii. Defendant shall not associate with any felons known to him as felons;xix. Defendant shall comply with any court orders entered against the Defendant, including orders of family court or any other local or federal court of competent jurisdiction;xx. Defendant shall not leave Guam without the approval of the Parole Board, with prior notice being given to the Office of the Attorney General, Prosecution Division;xxi. Defendant shall obey all local and federal laws; andxxii. Defendant shall comply with any other conditions imposed by the court or the Parole Board; <p>6. Defendant shall report to the Parole Services Division within forty-eight (48) hours of release of his incarceration for intake and processing.</p>
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<p>Indication as to whether the person was discharged, placed on probation, or community supervision, or release on parole or to mandatory supervision following the conviction for each offense (30.200(c)(5))</p>	<p>Upon release from the Department of Corrections, Defendant shall be on Parole for a term of three (3) years.</p> <p>For CF597-11: Defendant shall be sentenced to serve four (4) years imprisonment, with all but ten (10) months suspended. Defendant shall serve direct-time of ten (10) months imprisonment, at the Department of Corrections, with credit for time served.</p> <p>CM528-11: Defendant shall be sentenced to serve one (1) year imprisonment, with all but six (6) months suspended. Defendant shall serve direct-time of six (6) months, and shall serve concurrently with the sentence imposed in CF597-11, at the Department of Corrections, with credit for time served.</p> <p>The sentence in CF597-11 and CM528-11 shall run concurrently.</p>
<p>Cross Reference of crimes: Shall be listed as “Additional Information on FV Registry” CSC and/or Aggravated Assault (30.200(a)(1</p>	