

PUBLIC INFORMATION. INFORMATION REQUIRED TO BE PLACED ON THE GUAM FAMILY VIOLENCE REGISTRY (This information SHALL be placed onto the public registry pursuant to 30.200(c))	
Full Name, to include Alias (30.200(c)(1))	Full Name: Mark Mafnas Parks Alias, if any: Mafnas Parks
Date of Birth (30.200(c)(1))	08/07/1977
Person's last known address (30.200(c)(2))	140B Bishop Apuron St, Guam 96915
Physical description (30.200(c)(3))	Hair color: Black Eye color: Brown Height: 5'9" Weight: 180 Ethnicity: Chamorro Tattoos: Unknown Scars/Marks: Unknown
Recent photograph of person (30.200(c)(3))	Photograph provided by: Guam Police Department
Classification of Offender: <u>Level 1:</u> Any person who on two occasions or more have been convicted of a family, domestic, or dating violence, and/or stalking offense <u>Level 2:</u> 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: CF89-14 Offenses: (1) Second charge of FAMILY VIOLENCE (As a 3 rd Degree Felony); and (2) Third Charge of VIOLATION OF A COURT HEARING (As a Misdemeanor) Case Number: CM141-12 Offenses: (1) FAMILY VIOLENCE (As a Misdemeanor)

<p>The date of conviction for each offense (30.200(c)(4))</p>	<p>CF89-14: February 19, 2015 (Plea Agreement) CM141-12: May 14, 2013 (Plea Agreement)</p>
<p>Punishment prescribed for each offense (30.200(c)(4))</p>	<p>FOR CF89-14:</p> <ul style="list-style-type: none"> a. For the Second charge of FAMILY VIOLENCE (As a 3rd Degree Felony): Two (2) years imprisonment at the Department of Corrections, all but twelve (12) months suspended, with credit for time served. b. For the Third charge of VIOLATION OF A COURT HEARING (As a Misdemeanor): One (1) year at the Department of Corrections, all suspended, with credit for time served. The sentence shall include a special parole term of not less than three (3) years in addition to such term of imprisonment. The sentence imposed under this Section shall run <i>consecutive</i> to any sentence already imposed on the offender for any other offense at the time he is sentenced under this Section. c. Defendant shall attend and successfully complete the Residential Substance Abuse Treatment Program (“RSAT”), at the Department of Corrections. Should the Defendant’s sentence end while the Defendant is still undergoing his RSAT programming, the Defendant shall still be released to continue and complete outpatient treatment. d. Defendant shall pay a court costs; e. Defendant shall be held liable for full restitution, if any, to the victim, (<i>victim’s name omitted</i>), the amount to be determined at a restitution hearing. Defendant shall pay said restitution in monthly installments to be arranged by the Adult Parole Office and shall pay it in full prior to the termination of his probationary period; f. In addition to the standard conditions imposed by the Parole Board and the Parole Services Division, the People recommend and the defendant agrees to abide by the following conditions: <ul style="list-style-type: none"> i. Defendant shall refrain from threatening to commit or committing acts of family violence against, or from harassing, annoying, or molesting (<i>victim’s name omitted</i>), a family or household member, or any person named in the <i>court including any and all witnesses</i>; ii. Defendant shall not threaten, physically strike, or injure the victim, (<i>victim’s name omitted</i>); iii. Defendant shall write a letter of apology to the victim, (<i>victim’s name omitted</i>); iv. Defendant shall be placed on the Family Violation Registry, for his prior conviction on Criminal Case No. CM141-12; v. Defendant shall stay away from all felons known to him as felons; vi. Defendant shall report to the Guam Behavioral Health and Wellness Center for an intake and a drug and alcohol assessment, and follow all treatment plans as may be recommended by the Guam Behavioral Health and Wellness Center drug and alcohol assessment counselor, treatment results to be forwarded to Parole Office; vii. Defendant shall report to the Parole Office once a month in person, or as ordered by the Parole Office; viii. Defendant shall not possess or consume any alcoholic beverages;

ix. Defendant shall not possess or consume any illegal controlled substances;

x. Defendant shall stay away from all firearms, and is not to possess, carry, transfer, or use any firearms;

xi. 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;**

xii. Defendant shall not apply for, possess, or own a firearm identification card;

xiii. Defendant shall submit a random alcohol and drug testing under the supervision of the Parole;

xiv. Defendant shall permit parole officers and other law enforcement officers to search his person, residence, and vehicles for firearms, alcohol and illegal controlled substances at any time such a search is requested. Failure to allow such a search will be considered a violation of parole;

xv. Defendant shall comply with any other condition imposed by the court or the Parole Office;

xvi. 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;

xvii. Defendant shall obey all local and federal laws; and,

xviii. Defendant shall not leave Guam without the approval of the court or Parole Office, with prior notice being given to the Office of the Attorney General, General Crimes Division.

g. Defendant shall report to the Parole Services Division within forty-eight (48) hours of his release from incarceration for intake and processing.

h. Upon the court's acceptance of Defendant's plea of guilty and sentencing of the Defendant in accordance with the terms of the plea agreement herein, the People will move to dismiss the remaining charge of **First Charge of TERRORIZING (As a 3rd Degree Felony), and Two Counts of SPECIAL ALLEGATION: Possession and Use of a Deadly Weapon in the Commission of a Felony**, as contained in the Indictment filed herein.

i. *The People move to revoke Probation in the global Plea (CF256-12, CM723-12, CM141-12, CM841-11, & CM772-11) filed June 3, 2013.*

FOR CM141-12:

For FAMILY VIOLENCE (As a Misdemeanor), one (1) year imprisonment, with all but six (6) months *suspended*.

That as to all the charges, the sentence shall be served *concurrently* with each other. Defendant shall serve six (6) months direct time *concurrently*, at the Department of Corrections, with credit for time

served;

That Defendant shall pay a fine of Two Hundred Dollars (\$200.00), plus Court costs. 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.

That Defendant shall be held liable for full restitution, if any, pursuant to 9 G.C.A. § 80.50(e) to the victims, (*victim's name omitted*) (CF256-12), (*victim's name omitted*) (CM723-12, CM141-12 and CM773-11) and (*victim's name omitted*) (CM814-11), 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, the obligation for restitution shall survive;

That Defendant shall be placed on supervised probation for a period of three (3) years, during which time the following terms and condition of probation shall be imposed:

1. Defendant shall not harass, threaten, physically strike, or injure the victims, (*victim's name omitted*) (CF256-12), (*victim's name omitted*) (CM723-12, CM141-12 and CM773-11) and (*victim's name omitted*) (CM814-11);

2. Defendant shall refrain from threatening to commit or committing acts of family violence against, or from harassing, annoying, or molesting (*victim's name omitted*) (CF256-12), (*victim's name omitted*) (CM723-12, CM141-12 and CM773-11) and (*victim's name omitted*) (CM814-11), a family or household member, or any person named in the court;

3. Defendant shall perform two hundred (200) hours of community service work during the Defendant's probationary term. All or part of the community service hours may be converted to a fine at the current prevailing wage rate;

4. Defendant shall report to the Client Services and Family Counseling Division of the court for intake and assessment. The Defendant shall follow all treatment recommendations including psychological evaluation, psychiatric evaluation, drug and alcohol evaluation, individual counseling, group counseling and family counseling;

5. Defendant shall comply with an pay fees to the Superior Court of Guam for Group Treatment through the Client Services and Family Counseling Division, Individual Counseling or Psychological Evaluation through the Client Services and Family Counseling Division, and the Domestic Abuse Project Workshop at the Alternative Sentencing Office, in compliance with the court's order;

6. 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 Probation Office shall contact the counselor for their recommendations to the court, which may require Defendant to obtain appropriate treatment, that all costs for such assessment or treatment or both shall be borne by Defendant at the discretion of the court;

	<p>7. Defendant shall attend and successfully complete the Anger Management Program;</p> <p>8. Defendant shall report to the Adult Probation Office once a month in person, or as ordered by the Adult Probation Office;</p> <p>9. Defendant shall seek and attempt to maintain full-time legitimate employment, effective immediately, and that the Adult Probation Office shall monitor Defendant's progress on a monthly basis;</p> <p>10. Defendant shall not possess or consume any alcoholic beverages, and shall not enter any establishments whose primary business is selling alcoholic beverages;</p> <p>11. Defendant shall not possess or consume any illegal controlled substances;</p> <p>12. 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;</p> <p>13. 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;</p> <p>14. Defendant shall not apply for, possess, or own a firearm identification card;</p> <p>15. Defendant shall submit to random alcohol and drug testing under the supervision of the Adult Probation Office;</p> <p>16. Defendant shall permit the probation officers and peace officers to search his person, residence, and vehicles for 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;</p> <p>17. Defendant shall not associate with any felons known to him as felons;</p> <p>18. Defendant shall turn in his passport and/or other travel documents to the Clerk of Court;</p> <p>19. 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;</p> <p>20. Defendant shall not leave Guam without the approval of the court or Adult Probation Office, with prior notice being given to the Office of the Attorney General, Prosecution Division;</p> <p>21. Defendant shall obey all local and federal laws; and,</p> <p>22. Defendant shall comply with any other condition imposed by the Court or the Adult Probation Office.</p> <p>23. Failure of the Defendant to follow all of his conditions of probation will result in a hearing to revoke probation at which time the court may impose the maximum sentence allowable under the statute charged as specified in paragraph 2 of the agreement;</p> <p>24. Should the Defendant complete the above conditions before</p>
--	---

	<p>the expiration of the three (3) years supervised probationary period, the Defendant will be placed on unsupervised probation for the remaining portion of Defendant’s probation period;</p> <p>25. Defendant shall report to the Adult Probation Service Office within forty-eight (48) hours of sentencing for intake and processing; and</p>
<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>CM141-12: Defendant placed on three (3) years supervised probation</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>	