

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: Towai, Rayland Alfonso Alias, if any:
Date of Birth (30.200(c)(1))	04/04/1970
Person's last known address (30.200(c)(2))	276 Hahasu Drive Dededo, Guam 96912
Physical description (30.200(c)(3))	Ht: 5'7"; Wt: 220 lbs Eyes: Brn; Hair: Blk
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: CF499-12 Offenses: Family Violence (As a Misdemeanor) Case Number: CM540-07 Offenses: Family Violence (As a Misdemeanor)

<p>The date of conviction for each offense (30.200(c)(4))</p>	<p>December 4, 2012 (CF499-12) August 29, 2007 (CM540-17)</p>
<p>Punishment prescribed for each offense (30.200(c)(4))</p>	<p>For CF499-12:</p> <p>1. That for the offenses of Two Counts of FAMILY VIOLENCE (As a Misdemeanor) as lesser-included offenses of Two Counts of the THIRD Charge of FAMILY VIOLENCE (As a 3rd Degree Felony), Count Two of the FOURTH Charge of VIOLATION OF A COURT ORDER (As a Misdemeanor), the FIFTH Charge of ASSAULT (As a Misdemeanor), and the SIXTH Charge of ASSAULT (As a Misdemeanor), the Defendant, RAYLAND ALFONSO TOWAI is sentenced as follows:</p> <p>A. Defendant shall be sentenced as follows:</p> <p>(i) As to the charges in CF499-12, Defendant shall serve five (5) years, with all but two (2) years suspended, to run concurrent with the sentencing terms in the revocation of probation in CF87-12, with credit for time served; and</p> <p>(ii) As to the revocation of probation in CF87-12, Defendant shall serve the remainder of sixteen (16) months in his previous suspended sentence, to run concurrent with the sentencing terms as set in CF499-12, with credit for time served;</p> <p>(iii) If deemed eligible by the Department of Corrections, Defendant may be placed at the halfway house at the Department of Corrections so he may pursue his education and treatment at Lighthouse.</p> <p>B. Defendant shall pay a fine of Two Thousand Dollars (\$2,000.00), plus Court costs. Defendant acknowledges that he has the ability to pay this fine. A payment plan may be arranged with the Adult Probation Office. All or part of the fine imposed may be worked off through community service under the direction of the Adult Probation Office, at the current minimum wage rate per hour;</p> <p>C. Defendant shall be held liable for full restitution, if any, pursuant to 9 G.C.A. § 80.50(e), 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;</p> <p>D. During the Defendant's term of incarceration, Defendant shall stay away, directly and indirectly, from the victim, (victim name omitted), and Defendant shall NOT CONTACT the same either in person, through a third party, including a family member or friend, by telephone, text message, electronic device, e-mail, and/or any other form of communication, and shall not come within five hundred (500) feet of the victim;</p> <p>E. Upon Defendant's release from the Department of Corrections, he shall be placed on supervised probation for a period of three (3) years, during which time the conditions shall be imposed:</p> <p>i. Defendant shall stay away, directly and indirectly, from the victim, (victim name omitted). The Defendant shall</p>

NOT CONTACT the victim either in person, through a third party, including a family member or friend, by telephone, text message, electronic device, e-mail, letter, or any other form of communication;

- ii. Defendant shall not come within five hundred (500) feet of the victim, (victim name omitted);
- iii. Defendant shall stay away from the residence, dwelling, school, day care center, or place of employment of the victim, (victim name omitted), or any other specified place, and shall not come within five hundred (500) feet of the above specified places;
- iv. Defendant shall not harass, threaten, physically strike, or injure the victim, (victim name omitted);
- v. Defendant shall report to the Adult Probation Office once a month in person, or as ordered by the Adult Probation Office;
- vi. Defendant shall not possess or consume any alcoholic beverages, and shall not enter any establishments whose primary business is the sale of alcoholic beverages;
- vii. Defendant shall not possess or consume any illegal controlled substances;
- viii. Defendant shall stay away from all firearms, and is not to possess, carry, transfer, or use any firearms;
- ix. Defendant shall forfeit his firearm's identification card to the Court, if he possesses one, 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;
- x. Defendant shall submit to random alcohol and drug testing under the supervision of the Adult Probation Office;
- xi. Defendant shall permit probation and police 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 probation;
- xii. Defendant shall turn in his passport, and/or other travel documents to the Clerk of Court, if any;
- xiii. 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;
- xiv. Defendant shall comply with any other conditions imposed by the Court or the Adult Probation Office;
- xv. 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; and

xvi. Defendant shall obey all local and federal laws.

No parole provisions apply.

For CF540-07:

A. Defendant shall serve one hundred twenty (120) days direct time, at the Department of Corrections in Mangilao, with credit for time served;

B. Defendant shall pay a fine of Two Hundred Fifty dollars (\$250.00), plus court costs. All or part of the fine imposed may be converted to community service hours under the direction of the Alternative Sentencing Office, at the prevailing minimum wage rate per hour;

C. Defendant shall pay restitution, if any. A monthly payment plan may be arranged with the Adult Probation Division; and

D. That defendant shall be placed on two (2) years supervised probation during which time the following conditions of probation shall be imposed:

i. Defendant shall not harass, threaten, physically strike, or injure the victim, (victim name omitted);

ii. Defendant shall report to the Adult Probation Division once a month in person, or as ordered by the Adult Probation Division;

iii. Defendant shall not possess or consume any alcoholic beverages, and shall not enter any establishments whose primary business is the sale of alcoholic beverages;

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

v. 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.

vi. Defendant shall forfeit his firearm identification card to the court and shall not reapply for another one;

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

viii. All firearms must be removed from the Defendant's residence and surrendered to the Probation Division until disposition of this case. Defendant is to surrender his firearms and firearms identification card to the Probation Division. 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;

ix. Defendant shall submit to random alcohol and drug testing under the supervision of the Adult Probation Division;

x. Defendant shall permit probation officers to

	<p>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 probation;</p> <ul style="list-style-type: none"> xi. Defendant shall turn in his passport and/or other travel documents to the Clerk of Court; xii. Defendant shall comply with any other condition imposed by the court or the Adult Probation Division; xiii. 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; xiv. Defendant shall obey all laws of Guam; and xv. Defendant shall abide by any other reasonable conditions imposed by the Court or the Adult Probation Division. <p>E. Should the defendant complete the above conditions before the expiration of the two (2) years supervised probationary period, the defendant will be placed on unsupervised probation for the remaining portion of his probation period;</p> <p>F. 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 penalty allowable under the statute charged; and</p> <p>G. Defendant shall report to the Adult Probation Division within forty-eight (48) hours of sentencing for intake and processing.</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>For CF499-12:</p> <ul style="list-style-type: none"> 1. That for the offenses of Two Counts of FAMILY VIOLENCE (As a Misdemeanor) as lesser-included offenses of Two Counts of the THIRD Charge of FAMILY VIOLENCE (As a 3rd Degree Felony), Count Two of the FOURTH Charge of VIOLATION OF A COURT ORDER (As a Misdemeanor), the FIFTH Charge of ASSAULT (As a Misdemeanor), and the SIXTH Charge of ASSAULT (As a Misdemeanor), the Defendant, RAYLAND ALFONSO TOWAI is sentenced as follows: <ul style="list-style-type: none"> A. Defendant shall be sentenced as follows: <ul style="list-style-type: none"> (i) As to the charges in CF499-12, Defendant shall serve five (5) years, with all but two (2) years suspended, to run concurrent with the sentencing terms in the revocation of probation in CF87-12, with credit for time served; and (ii) As to the revocation of probation in CF87-12, Defendant shall serve the remainder of sixteen (16) months in his previous suspended sentence, to run concurrent with the sentencing terms as set in CF499-12, with credit for time served; (iii) If deemed eligible by the Department of Corrections, Defendant may be placed at the halfway house at the Department of Corrections so he may pursue his education and treatment at Lighthouse.

	<p>B. Defendant shall pay a fine of Two Thousand Dollars (\$2,000.00), plus Court costs. Defendant acknowledges that he has the ability to pay this fine. A payment plan may be arranged with the Adult Probation Office. All or part of the fine imposed may be worked off through community service under the direction of the Adult Probation Office, at the current minimum wage rate per hour;</p> <p>C. Defendant shall be held liable for full restitution, if any, pursuant to 9 G.C.A. § 80.50(e), 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;</p> <p>D. During the Defendant’s term of incarceration, Defendant shall stay away, directly and indirectly, from the victim, (victim name omitted), and Defendant shall NOT CONTACT the same either in person, through a third party, including a family member or friend, by telephone, text message, electronic device, e-mail, and/or any other form of communication, and shall not come within five hundred (500) feet of the victim;</p> <p>E. Upon Defendant’s release from the Department of Corrections, he shall be placed on supervised probation for a period of three (3) years.</p> <p>For CF540-07:</p> <p>A. Defendant shall serve one hundred twenty (120) days direct time, at the Department of Corrections in Mangilao, with credit for time served;</p> <p>B. Defendant shall pay a fine of Two Hundred Fifty dollars (\$250.00), plus court costs. All or part of the fine imposed may be converted to community service hours under the direction of the Alternative Sentencing Office, at the prevailing minimum wage rate per hour;</p> <p>C. Defendant shall pay restitution, if any. A monthly payment plan may be arranged with the Adult Probation Division; and</p> <p>D. That defendant shall be placed on two (2) years.</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>	