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The Senate
State of Iowa
Seventy-eighth General Assembly
STATEHOUSE
Des Moines, Iowa 50319

COMMITTEES

Agriculture
Education
Judiciary
Local Government, *Chair*
Justice System Appropriations
Subcommittee, *Vice Chair*

To: Deputy Director John Baldwin

From: Senator Jeff Angelo

Date: January 11, 2001

Re: Iowa Corrections Offender Network (ICON)

I have visited several Community Based Corrections offices. I have concerns regarding ICON. Please respond to the following questions during your presentation to the Justice System Appropriations Subcommittee on January 17, 2001.

1. How much did this computer database originally cost? DOC has used a variety of funding sources (State General Fund, local carryover funds, Pooled Technology Account) to fund the creation of the software program, purchase hardware, and provide ongoing maintenance agreements for the software. Please provide the total dollars spent for each fiscal year.
2. How much does the program continue to costs with changes, etc.?
3. How much time does this save the agents? (Allowing them more time or less time with clients?)
4. Is the program user friendly?
5. What do staff do that don't know how to use the computer or type?
6. How much time does staff spend on the computer?

7. Line staff (secretaries, agents, counselors) are required to perform data entry. This may result in spending less time with the client. Are qualified people available for data entry that are paid less than counselors or agents, so that counselors and agents may spend more time with the client?
8. How does ICON improve the effectiveness in dealing with clients?
9. ICON includes attempting to implement a "paperless" office. The Presentence Investigation (PSI) has been automated. Please provide a copy of an "old" (Pre-ICON) PSI and the ICON PSI. (Does the ICON PSI offer more information and is it reader friendly?)
10. Is it true that Wisconsin quit this program because it was not effective?
11. How accurate is the information retrieved on ICON? Are Central Office staff still finding major problems with the data? The system was implemented August 1, 2000.
12. How simple and quick is it to get general information on clients, for example, when next assessment is due?
13. Are the probation rules in ICON the same as what the client signs on the contract?
14. Can reports of violations be done in a timely fashion on ICON?
15. Exact codes and charges do not always match the actual conviction of the client. They are not available. The "lingo" changed as well, which makes using the system even more confusing for line staff.
16. Are all of the ICON functions/components being used by all of the Districts? I have heard that residential-based programs are only entering demographic information (which was what ICBC did) rather than using the report functions, in/out system (clients have to check out of the facilities stating where they are going and why, and return time, and staff have to approve it), etc.

Thank you in advance for your assistance in reviewing the ICON system with the Justice System Appropriations Subcommittee.

Iowa Department of Corrections

IOWA CORRECTIONS OFFENDER NETWORK

How ICON was developed

- Over 200 end users (field, residential, and institutional staff) of ICON-Lite and ICON-Banking participated in writing the specifications for the program.
- DOC has very limited data processing staff; Central Office has one; therefore, a private provider was retained to actually write the code to achieve what our end users requested.
- ICON was developed to achieve these goals:
 - Give the end user increased knowledge of their caseload and capabilities to better manage that caseload.
 - Give judges and decision-makers accurate information on what works.
 - Allow for performance measures and return on investment calculations to be done on Corrections' programs.
 - Share data with criminal justice agencies; why type the same information 7-10 times?
 - Increase the accuracy of Corrections' information that is given to the Governor and Legislature.
- The bottom line is straightforward; Corrections' staff could not continue to operate in an environment characterized by rapid caseload growth and program development without immediate access to all available offender information.

Iowa Department of Corrections

IOWA CORRECTIONS OFFENDER NETWORK

Background Information

- The Department, through DHS, operated two old mainframe programs, the Adult Corrections Information System (ACDS) and the Iowa Community-Based Corrections System (ICBC) that could not share data with other agencies nor could they be expanded for new Governor, Legislative, or Corrections' initiatives.

- ICBC gave the end user little useful information.

- The old system does not support performance measures, return on investment, or any other measurement the Governor, Legislature, or DOC staff may want to use to measure the effectiveness of Corrections' programs.

- Our 20-year old mainframe system needed replacing – the pool of people who program in 1980 style COBOL is rapidly diminishing. The one person who maintains our system is retirement age.

- The state invested in a court computer system and public safety computer system that could share data; Corrections needed to be included in that data exchange.

- The Legislature has for years recognized the need for the criminal justice system to share data. Each year for the past several years, ICON language has been in our appropriations bill – finally, Corrections is able to meet the intent of the Legislature.

Iowa Department of Corrections Responses to

Legislative Fiscal Bureau Questions

Question 1: How much did this computer database originally cost? DOC has used a variety of funding sources (State General Fund, local carryover funds, Pooled Technology Account) to fund the creation of the new software program, purchase hardware, and provide ongoing maintenance agreements for the software. Please provide the total dollars spent for each fiscal year.

Answer 1: The Department has spent the following amounts to create the ICON system in use today. The costs include the completed ICON-Banking system and the initial rollout plus enhancements for the ICON-Lite system.

FY 99	\$477,893.00	
FY 00	\$1,490,804.65	
FY 01	\$408,315.00	plus \$655,000 in pooled technology funds

A significant portion of the expenditure listed above includes deployment, training, web site development, and education network. A portion of this funding was for Windows 2000 rollout in the 5th and 6th Districts.

Question 2: How much does the program continue to cost with changes, etc.?

Answer 2: The exact amount that we continue to spend depends upon end user needs and requests for improvements to our initial rollout of the ICON-Lite and ICON Banking systems. During peak programming weeks, costs can range up to 25-30K; in periods when staff are involved with reviewing and implementing the program, that number drops to between zero and \$1,000.

Question 3: How much time does this save the agents? (Allowing them more time or less time with clients?)

Answer 3: Because ICON-Lite is not complete; an accurate assessment of timesavings is not possible. Using ICON Banking as an example, 30 minutes per day per employee has been saved by automation. This timesaving has helped business offices keep up with their rapidly growing workload. With recent changes, treatment staff can now use ICON for documenting attendance at group sessions without copying an attendance sheet and providing it to agents individually. This will save treatment staff time and reduce filing time for agents. Staff report benefiting from the ability to run caseload and composite reports from their computers. Previously they depended on Central Office staff for those reports, making them less current. Mail merge and ad hoc reporting are not yet available to staff. It is believed once mail merge capabilities are available, this will save staff considerable time when completing routine forms.

Question 4: Is the program user friendly?

Answer 4: ICON was designed with users in mind. Many staff from around the state participated in "users groups" to give input into the development of ICON. The primary focus of the current core group and ATG is to continue making the program more user friendly. System improvements have been made every month and after each rollout, the core group receives feedback indicating the improvements are helpful to staff.

Question 5: What do staff do that don't know how to use the computer or type?

Answer 5: Community-Based Corrections has been expanding its use of computers over the past several years. Staff have been provided training and ongoing assistance as needed. Some staff have also been approved to attend a typing course if needed. Staff's skill level is taken into account when expectations are placed on them and they are provided assistance as long as they need it. ICON trainers have been extremely helpful and continue to provide ongoing "booster" sessions. ICON utilizes many drop down boxes for data entry which require point and click vs touch typing skills. Drop downs were used to allow consistency so reports could be derived. There are some areas that true typing is necessary, i.e., PSI. Offender Ins/Outs (#16) data entry screen is basically drop down choices.

Question 6: How much time does staff spend on the computer?

Answer 6: Time spent on the computer varies based on the agents' duties. The average standard officer spends approximately 50% of their time on the computer. It should be noted, however, they have always spent about 50% of their time performing paperwork functions. The goal is an increase in the amount of time available for client contact through a more efficient recordkeeping system.

Question 7: Line staff (secretaries, agents, counselor) are required to perform data entry. This may result in spending less time with the client. Are qualified people available for data entry that are paid less than counselors or agents, so that counselors and agents may spend more time with the client?

Answer 7: One of the many reasons the Department is developing the ICON system is the issue of support staff for our professional staff. Basically, since 1983, support staff have remained constant while other staff have increased which has caused many problems for our system. While clerical staff are doing considerable data entry into ICON and providing assistance to staff who need help, the number of clerical staff in many offices has not kept pace with the increase in officers. ICON is designed to reduce duplication by having information entered by all levels of staff. Once staff becomes proficient using the program and the remaining improvements are made, it is believed ICON will be an efficient program, allowing agents more time to spend with offenders.

Question 8: How does ICON improve the effectiveness in dealing with clients?

Answer 8: The primary benefit to ICON is the efficient sharing of offender information. Because many offenders move around and are involved in different parts of the criminal justice system, sharing of information is critical to effective correctional intervention. Once the prison staff begins using ICON and information is entered over a period of time, staff will have more complete information about offenders, allowing them to better individualize programming and supervision. Staff already indicate the information retrieved from the ICON system is useful. Another example of improved effectiveness is the ICON-Chrono, a mechanism to automatically log chronologically events, issues of importance about the offender. This information is valuable to the agents in their daily work with offenders. Examples of logged items are address/employment changes, UA/BA results, housing changes, Intervention (BEP) registration/start date/end date and if completed or not, etc. All of the information is available in a report format for the agent to review.

Question 9: ICON includes attempting to implement a "paperless" office. The Presentence Investigation (PSI) has been automated. Please provide a copy of an "old" (Pre-ICON) PSI and the ICON PSI. (Does the ICON PSI offer more information and is it reader friendly?)

Answer 9: A committee of PSI writers and supervisors developed the ICON PSI. It was a challenge reaching agreement among staff from all eight judicial districts but they did so. Because comment sections are available, no information an officer feels is important needs to be omitted. A few improvements are still being addressed with the ICON PSI. Again, the availability of the PSI on ICON will eliminate a great deal of copying and mailing of PSI's.

The issue is not "paperless" office, but one of consistency and immediate access to information. By having the system generate the PSI, judges and offenders are guaranteed that the information being shared is consistent between the various districts/officers. Furthermore, since the overwhelming bulk of this information is already collected for other DOC purposes, it is a natural to let the system compile the information into the PSI. The issue of immediacy is that often PSI's were delayed following the offender to a new site/officer. Having them reside within the system ensures that this information is ubiquitously available.

Question 10: Is it true that Wisconsin quit this program because it was not effective?

Answer 10: No.

Question 11: How accurate is the information retrieved on ICON? Are Central Office staff still finding major problems with the data. The system was implemented August 1, 2000.

Answer 11: The information is accurate if entered accurately and if converted correctly. The majority of cases are wonderfully done; others lack the basic offender information to allow a probation/parole officer to make any informed decision. As ad-hoc reports are being developed, Central Office is finding that by and large, staff have done a very good job on data

integrity; however, there are areas that need improvement. An underlying tenet of ICON is that data integrity will improve as the end users have a system that benefits them.

Question 12: How simple and quick is it to get general information on clients, for example, when next assessment is due?

Answer 12: The reports currently available in ICON are very user friendly and easy to run. Staff's ability to run reports when they need them provides them with current and accurate information on offenders. The Department would like to give the committee members a demonstration of the system so that you can see for yourself how this system works.

Question 13: Are the probation rules in ICON the same as what the client signs on the contracts?

Answer 13: Yes.

Question 14: Can reports of violations be done in a timely fashion on ICON?

Answer 14: Yes. While the violation section will be improved, violations are entered as they occur so when the time comes to write a report of violation, it is quick and easy to generate. If the case manager uses the system the way it was designed it could save significant time. The intent of the system was that when the offender violated his/her supervision that it would be instantly loaded and worded in a way (that would be sufficient for the Court's review) as a violation in ICON, which would also produce a chrono entry for them. Then when the case manager determines that any and all violations would warrant a Report of Violation being forwarded to the Court they would then produce the Report of Violation report, which would include any violations that had been loaded previously on the defendant with the case manager's choice on whether they should be included or not. We have heard from the users on this topic and it is an area that will be redesigned hopefully in the next month or so to make the process even more efficient.

Question 15: Exact codes and charges do not always match the actual conviction of the client. They are not available. The "Lingo" changed as well, which makes using the system even more confusing for line staff.

Answer 15: This is a huge criminal justice system issue. ICON started with codes and charges exactly as they are in the Code of Iowa. Regretfully, some folks continue to use out of date crime codes in their daily work. Some "lingo" has changed as it does every year in Corrections as we add new programs.

Question 16: Are all of the ICON functions/components being used by all of the Districts? I have heard that residential-based programs are only entering demographic information (which was what ICBC did) rather than using the report functions, in/out system (clients have to check out of the facilities stating where they are going and why, and return time, and staff have to approve it), etc.

Answer 16: All districts are utilizing ICON for both field and residential services. Two of the eight districts are not using the residential in/out application due to equipment issues needing to be resolved. I do know in regards to staff giving approval to sign in and out that when the counselors have their weekly/daily meetings with their clients they instantly put in the approved destinations, which in turn lets the Residential Officer's know that the destination has been approved and the need to have written notes is no longer needed. ICON has also allowed for both counselors and officers to be able to view all chrono entries, that originally had been written by counselors in their log books and then the counselors had to write the same information in the residential officers log book. Thus ICON has eliminated the need for double entry.

Addendum to Questions 3, 6, 7 And 8

A basic functionality feature that ICON attempts to provide is to offer user friendly applications that:

- “matches” the great variety of tasks that staff perform in doing their jobs
- stores the information in the database for future review or analysis
- avoid duplication of information/entering data
- provides easy accessibility and sharing of information with other components of the criminal justice system and the officer themselves.

Point: For the most part, ICBC was a stand alone MIS system that did not capture and store offender information while staff were doing their jobs. Instead, staff would complete a given task, then record it in their chronological records, then would give the information to a different staff person (typically a Secretary), who would then have to re-enter the information into ICBC.

Example #1 – Completing a Risk Reassessment

With ICBC:

1. Go get the file
2. Read the last Assessment and the chronological records
3. Score the Risk Reassessment on paper
4. Write a chronological record that a Reassessment was completed and record the results of the Reassessment
5. Give the paper Reassessment to a Secretary who would then re-enter the Risk scores into ICBC

With ICON:

1. Query the chronological records on line; have the ability to do multiple filtering of the information needed to complete the Reassessment (i.e. address changes, employment status, violations, treatment compliance).
2. View the last Assessment, and only change the Risk scores that need changed. When they hit “Save”, the system automatically produces a chronological entry and the Assessment is stored in the system (there is no need to duplicate).

If the client is transferred to another officer or another Work Unit, there is no need for staff to send a copy or for a Secretary to query ICBC.

Example #2 – Treatment Information

With ICBC:

1. ICBC did not collect and store any treatment information. The only information that was available was manually collected and recorded in chronological records (text fields). There was virtually no ability to know for a given officer, Work Unit, or District what treatments were being used, were clients completing the treatments, and what impact did these treatments have on supervision outcomes and new arrests. Because of ICBC’s inability to track and store treatment information, several Districts invested considerable time and resources in developing their own – stand alone, databases.

2. If the officer wanted to keep track of treatment referrals for his/her caseload, they needed to do it manually.

With ICON:

1. Treatment staff record offender information in the system. This automatically generates a Chronological record that can be read by the officer (no need to duplicate).
2. No need for the officer to keep a manual listing of pending treatments for each offender. They can have the system produce a listing for them at any time.

These examples also illustrates how information will be much more assessable to staff.

- With ICBC, it was – from a practical standpoint, not possible for an officer to review histories (i.e. employment, Iowa Risk, Level of Service Risk histories, etc.). ICON makes this information available to the supervising officer, even to include prior correctional histories.
- From a broader perspective, after the Institutions come on line, offender information will be readily assessable (which will also avoid duplication) throughout the system (to include the Board of Parole).

SECOND JUDICIAL DISTRICT
DEPARTMENT OF CORRECTIONAL SERVICES

PRE-SENTENCE INVESTIGATION

ICBC#: [REDACTED]

IN THE DISTRICT COURT IN AND FOR: Bremer

ORDERING JUDGE: Newell

ORDER DATE: 8-21-00

SENTENCING DATE AND TIME: 10-2-00 2:00 p.m.

CAUSE #: [REDACTED]

OFFENSE(S): Ct. I Assault w/Intent to Commit Sex Abuse
Ct. III Supplying Alcohol to Minors

OFFENSE TYPE: Ct. I Agg. Misd.; Ct. II Ser. Misd.

CODE SECTION: 709.11 & 123.47

CONFIDENTIAL.....IOWA CODE 901.4

NAME: [REDACTED]

ALIAS: None

ADDRESS: [REDACTED]

RESIDES WITH: Self

COUNTY: 12

TELEPHONE: [REDACTED]

SS#: [REDACTED]

AGE: 47

DATE OF BIRTH: 06-28-58

EDUCATIONAL LEVEL: 12th & Voc. Tech.

EMPLOYMENT STATUS: Disabled

MARITAL STATUS: Single

DEPENDENTS (#): 0

RACE: White

SEX: Male

HAIR COLOR: Brown

EYE COLOR: Brown

HEIGHT: 6'0"

WEIGHT: 350

BIRTH CITY/STATE: Sumner, IA

ARREST DATE: 12-31-99

TYPE OF RELEASE: ROR

DAYS IN JAIL: 1

DATE OF Plea: 8-21-00

DEFENSE ATTORNEY: John S. Tremaine

PROSECUTING ATTORNEY: Kasey Wadding

FBI #: [REDACTED]

DCI #: [REDACTED]

PRE-SENTENCE INVESTIGATOR:
[REDACTED]

DATE: January 12, 2001

P.O. Box 1166
Mason City, IA 50402-1166

OFFICIAL VERSION OF OFFENSE

See attached Trial Information.

Plea Bargain: As outlined in the Written Plea of Guilty defendant would plead guilty to Ct. I Assault With Intent to Commit Sexual Abuse an aggravated misdemeanor and Count II Supplying Alcohol to Minors a serious misdemeanor. Count III Supplying Alcohol to Minors would be dismissed. It would be recommended that on Count I defendant be sentenced to serve up to 2 years IMCC, but the sentence be suspended and defendant be placed on probation for up to 2 years. Defendant further understood and agreed that he would be required to register with the Sex Offender Registry and pay the appropriate fee. For Count II it would be recommended defendant pay a fine of \$250 plus surcharge and court costs and be ordered to serve 10 days in the Bremer County Jail.

A copy of the Written Plea of Guilty is attached.

HARM TO VICTIM AND/OR COMMUNITY

As outlined in the Sumner Police Department Report (see attached), the victim of the Assault With Intent to Commit Sexual Abuse was a 13 year old female. The officer's report includes a statement by the victim to the investigating officer that the defendant had tried several times to place his hands up her shirt. That she had to push his hands away and ran away crying. Other witnesses verified seeing the defendant try to "[REDACTED] under her shirt". And also verified her crying following the contact.

The officer's report also verifies statements made by victims regarding the defendant supplying alcohol to minors.

A Victim Impact Statement has been submitted to [REDACTED]. On 9/11/00 I received a phone call from [REDACTED]. He advised that they had received the Victim Impact Statement. He further advised that his daughter is in individual therapy as a result of this offense. He further advised that he would attempt to have his daughter fill out the Victim Impact Statement, but did not know if she was ready to do so at this time. He did agree that he would talk with his daughter's therapist regarding this issue. The Victim Impact Statement will be attached upon receipt.

Although there were no physical injuries incurred as a result of this offense, the victim's father has verified that there has been emotional harm and/or trauma inflicted upon his daughter as a result of this offense. This is a violation the victim will have to live with and deal with on an emotional level for the rest of her life.

It is imperative that offenders of this type receive specialized treatment directed specifically toward their sexual offending behavior. Without this type of treatment offenders are at great risk to continue seeking new potential victims once again placing other members in the community specifically children at risk for victimization.

The act of providing alcohol to minors also places the victims of such offenses at great risk for potential harm.

Attached to this report is a copy of a letter written by [REDACTED] k. The letter is dated 9/18/00 and summarizes their investigation of the defendant for supplying alcohol to minors.

DEFENDANT'S VERSION OF OFFENSE

See attached.

PRIOR RECORD

Juvenile

Defendant advised when he was approximately 14 or 15 years of age he was with a group of boys who broke into the [redacted] and stole some beer and cigarettes. Stated he was placed on probation for approximately 1 year. Claims he successfully completed that probation.

Adult

8-30-77	Colorado Springs CO PD	Prior record shows def. was held "additional arrest disposition -- placed in CJ." During my interview with def. for the purpose of this report he advised that he was placed on prob. as a result of that arrest.
7-8-83	Bremer Co. SO	OWI; on 8-15-83 convicted, fined \$300
1-19-85	Bremer Co. SO	OWI; on 4-29-85 convicted, 2 days CJ, \$550 fine
12-31-99	Sumner PD	Ct. I Assault w/Intent to Commit Sex Abuse: No Injury Ct. II and III Supplying Alcohol to Minors; PENDING OFFENSES

Traffic Convictions

1-31-97 Accident
 12-12-97 Accident
 6-16-99 Speeding

POST ARREST DATA

Released: Defendant was released on his own recognizance.

FAMILY HISTORY

Father: [redacted]

Mother: E [redacted]

Residence: Deceased

Residence: [redacted]
([redacted])

Occupation:

Occupation: Retired

Criminal History: No

Criminal History: No

Drug/Alcohol: Alcoholic

Drug/Alcohol: None

Siblings: [redacted], 57/married/4 children (all grown), [redacted]
Su [redacted] (319) 578-5157 retired/p [redacted] no criminal history, drug/alcohol none

[REDACTED] William [REDACTED], 56/married/no children, [REDACTED] IA
[REDACTED] re [REDACTED] self-employed carpenter, no criminal
history, drug/alcohol none

[REDACTED] [REDACTED] 52/[REDACTED]ied/2 children (grown), 204 [REDACTED] IA
(210 [REDACTED]), janitor for W [REDACTED] college, no criminal history, drug/alcohol
none

[REDACTED] 51/married/7 children (all grown) and 2 grandchildren
ages 16 and 17, [REDACTED] IA (210) [REDACTED] [REDACTED], no
criminal history, drug/alcohol none

[REDACTED] 42/married/1 child (boy 16 years), [REDACTED] IA
Summer [REDACTED] activities director for [REDACTED] home, no
criminal history, drug/alcohol none

Comments: Defendant described his relationship with his father as "we got along, but didn't spend a lot of time together because he was always working". Defendant did state his father was an alcoholic and to his knowledge had no known substance abuse treatment. Defendant stated his father died in December 1983 as a result of "old age". The defendant describes his relationship with his mother as "I get along with her. I love her, but I don't get up to see her as much as I should." He further advised that his mother does not know of his current offenses. Defendant stated he was raised on a farm south of [REDACTED] until he was approximately 14/15 years of age and then his family moved into [REDACTED]. Stated his parents got tired of struggling with the farm. Defendant stated he remained in the parental home until entering the [REDACTED] at 18. Described his childhood growing up as "fun". Stated he always played with the other kids at school, but during summers and after school played pretty much with his brothers and sisters. He stated his father worked a lot and his mom stayed home. Defendant reported his father drank a lot "I guess I never really thought about it". Stated as a result his parents would argue, but he would usually go outside because he didn't like to hear that. Defendant denied any physical, verbal or sexual abuse within the home. With regards to his brothers and sisters, defendant reported that he had the best relationship with the youngest sister. Stated that was probably because they were the closest in age and usually the ones that played together while growing up. During my interview with the defendant for the purpose of this report he had not yet told any of his family members about his arrest or the pending offenses. Approximately 1 week later I spoke with the defendant. He verified he had spoke with his youngest sister, [REDACTED], about the offense, but did not go into detail as to her reaction. This officer has not yet been able to contact [REDACTED] to verify the background information.

EDUCATION

High School: [REDACTED]
Graduate: Yes GPA:

College: [REDACTED]
Graduate: Yes

Comments: Defendant's school records verify he graduated from [REDACTED] high school in May 1971. He appears to have maintained a C/D average. Defendant reported getting along "good" in school. Denied ever being suspended or expelled. Stated there were a couple of times he was placed in detention for "cutting up". Denied any history of fighting either with students or teachers. Defendant stated he was involved in Industrial Arts during the

9th through 12th grade.

Records from [REDACTED] verify the defendant enrolled in a welding program on 3/30/81. He graduated from this program on 9/18/81 with [REDACTED].

EMPLOYMENT

Employer: F [REDACTED], IA Occupation: Welder
(319) 547-2690

Dates: 5/27/94 Salary: \$13.25 per hr.

Comments: A letter received from Fea [REDACTED] on 9/21/00 verified "[REDACTED] has worked for F [REDACTED] since 5/27/94. He has been out on disability since 5/15/00, and will remain disabled for at least another 60 days."

Previous Employment: [REDACTED] Abco Engineering Co. [REDACTED] 9/9/88 to 6/21/94, "quit to take a job with [REDACTED]. A letter rec'd [REDACTED] Engineering Co. dated 9/22/00 stated that the def.'s job performance was "fair while employed with us."

[REDACTED] Pacer, Banner, IA; 12/85 to 7/88, got a job as a welder.

[REDACTED] Pacer, Banner, IA; 8/82 to 12/85, took job with [REDACTED] due to better pay.

Comments: Defendant is currently off work due to a neck injury. His current employer has verified that the defendant is currently receiving disability. A letter received from the [REDACTED] University of Iowa Hospitals and Clinics, dated 10/9/00, by [REDACTED] Assistant Professor of Neurosurgery, states that [REDACTED] is a patient of the Neurosurgical Service at the University of Iowa Hospitals and Clinics. Mr. Aubrey is scheduled to come to the Neurosurgery Clinic on 10/9/00 for work up for his surgery this is scheduled for 10/11/00. Your cooperation in this matter is greatly appreciated." Pending the results of this surgery it will be determined whether or not the defendant will be able to return to his employment.

During my interview with the defendant, he reported that he has never been fired or walked off a job. Stated his longest term of employment was 6 years with [REDACTED]. He stated his longest time of unemployment was approximately 1 month between his job with [REDACTED] (while on lay off status) and Fea [REDACTED]. Defendant reports getting along well with his supervisors and co-workers. He denies any history of fighting while on the job.

Defendant stated he served in the U.S. Army from January 1972 to May 1978. Defendant stated from 1972 to 1975 he was stationed in Germany and from 1975 to 1978 [REDACTED]. Stated his primary occupation/training was as a tanker. Highest rank achieved was E-5. Defendant did state that his arrest in Colorado for the felony theft did occur while he was in the military. Defendant stated this arrest/conviction had no influence on his deciding to leave the military in 1978. Defendant stated he "just decided to go home". Defendant stated that aside from 1 Article 15 while in the military (for coming in late 1 time) he got along fine.

ECONOMICS

Assets: T.V. approximately \$500
Stereos approximately \$300
Sports equipment approximately \$1500
Satellite dish and receiver \$250 (See comments)

Debts: See attached type written page entitled "Liabilities". Defendant stated this was prepared by his attorney. See comments.

Comments: Defendant advised with regards to his assets he still owes money on all items listed. Stated he also has a 4-wheel drive Dodge Ram pickup worth approximately \$6000. However, a lien was placed on the vehicle by City Financial. Defendant stated he is currently making payments while on disability.

Defendant stated that until he went on disability he had managed to stay current with his payments. Since going on disability defendant advised he had incurred too many hospital/medical and credit card bills and is currently in the process of filing bankruptcy.

Defendant stated that when he bought the sports equipment, stereo, t.v. he just didn't realize he was overextending himself. Stated he has since cut up all his credit cards and is approximately \$20,000 in debt.

MARITAL

Marital Status: Single **Children:** 0

Comments: Defendant stated that from 1976 to 1978 he lived with a female who was approximately 2 years younger than himself. Defendant stated he was 22/23 years of age at the time. Stated the relationship ended when he left the military. Defendant stated it was a mutual agreement to break up. Defendant reports having had no serious relationship since.

RESIDENCE

Residence: [REDACTED]
How Long: Approximately 22 years, since return from the military.
Own/Rent: Owned by defendant's mother. Defendant states he does not pay rent.
Resides With: Self

Comments: Defendant stated the residence is not involved in his bankruptcy proceedings because he mother still owns the property. Defendant stated he does pay utilities, insurance and upkeep.

MEDICAL/PSYCHIATRIC

Health: Describes health as "fair". A copy of a letter and information provided by the defendant regarding his current physical condition and upcoming surgery is attached to this report.

Note: This defendant is scheduled for neurosurgery on 10/11/00. It is recommended at this time defendant's sentencing be postponed until this surgery can be completed and it is determined there are no complications.

Psychiatric: Defendant states he has never been treated or evaluated other than a personality test prior to entering the military in 1972.

RUG/ALCOHOL

Drug: Defendant reported when he was 23/24 years of age (while in military) he smoked pot "just to try it". Claims he only tried it a couple of times. Didn't like it, "It gave me a headache".

Alcohol: Defendant stated he started drinking when "Dad used to give me a couple of sips out of his beer." Defendant stated he was approximately 10 years of age. Defendant stated he really started drinking when he was 14/15 years of age "cause the other guys were doing it". Defendant described his drinking at that time as "if I was lucky about 2 cans of beer per week". Defendant stated when he went into the military his drinking increased to possibly a case of beer per week on average and some liquor "Canadian Mist" (whiskey). Stated he would consume approximately "maybe a fifth in a month". Defendant stated upon discharging from the military his drinking stayed about the same.

Defendant stated that prior to his arrest for this offense and prior to his physical problems he was consuming approximately up to "a half gallon of whiskey per week (4 to 5 shots per day) and 2 cans of beer per day mostly on weekends. Defendant stated since his problems with his heart (October 1999) he has possibly consumed 2 fifths of whiskey and a case of beer all together.

Treatment: Defendant denies having ever received any type of substance abuse evaluation and/or treatment.

Comment: During my interview with the defendant he did not seem to view his drinking as a concern. However, he did state that his family especially his younger sister had recently been expressing concerns about his consumption of alcohol.

SEXUAL HISTORY

Defendant stated he first learned about sex when he was approximately 16/17 years of age. Stated it was "just me and a girl basically". Defendant stated she was approximately the same age.

Defendant stated the topic of sex or masturbation was never discussed with his parents. Defendant stated "those subjects were taboo."

Defendant stated he was approximately 16/17 years of age when he started to masturbate. Defendant stated he would primarily think about his girlfriend or the girl he was going with at the time.

When asked how often he masturbates defendant responded, "I don't anymore, getting too old". Defendant stated that he stopped masturbating when he was approximately 40 years of age. He stated prior to that he masturbated maybe a couple of times per week.

Defendant stated he was approximately 16 years of age when he started to date. He described his first sexual experience/contact as "it was great". Stated it did involve sexual intercourse. He stated he met the female while he was working a summer job on a crew that was out of town. Stated they were both approximately 16/17 years of age. Defendant stated he had known her approximately 1 month and they had gone out a couple of times. He stated the evening they had sexual intercourse, they had gone to a drive in, parked toward the back and "got to horsing around". Defendant stated they were touching and kissing, got in the back seat of the vehicle and "ended up having sex". When asked if he liked the experience the defendant responded "sure did".

Defendant denies any history of peeking in windows, exposing himself, making obscene phone calls, rubbing up against others in public for sexual pleasure or having any other type of sexual problem or behavior. Defendant did admit that he has read Playboy once in awhile. He also stated that he has viewed a XXX movie a couple of times. Claims the video involved male to female relationships with some oral sex. Stated it was "the usual bump and grind".

When asked to describe his sexual relationship with a wife or significant other the defendant stated he has not been in a sexual relationship for approximately 25 to 26 years. Stated that at that time he and his girlfriend "had sex on a regular basis, a couple times per week, whatever". Defendant denied violence ever being a real or pretend part of that relationship.

Defendant states his sexual preference is heterosexual and that his preference is for adults.

Defendant stated he would be sexually attracted to a person who has a "halfway decent body". And somewhat of a nice personality.

When asked if he was attracted or repelled by any specific external factors defendant stated he guessed he was especially attracted to "the legs" and "just regular old sex". Defendant stated he was not turned on by anything "kinky, like whips and chains. None of that stuff." Defendant stated he was just interested in "regular intercourse".

Defendant stated that when he was involved in a sexual relationship with his girlfriend over 20 years ago he denied ever having sex with anyone other than his partner.

Defendant denied ever having sexual contact with a family member.

Defendant denied ever being embarrassed, humiliated or scared around a sexual issue.

Defendant denied ever having sexually abused others in the past.

Defendant did state that while he was stationed in Germany when he was approximately 22 years of age he did hire a prostitute. Stated he did this 1 time and used protection (a condom).

Defendant denied ever being a victim of sexual abuse.

With regards to this offense the victim of the Assault with Intent to Commit Sexual Abuse was a 13 year old female acquaintance (non-relative). Defendant described [REDACTED] as "she's friendly". She was approximately 5'3", had brown hair, wears glasses and stated "she talks to you, she seemed like an easy going person".

When asked what made him decide to select her, defendant stated "she was there". Defendant initially denied thinking about committing this offense and stated it was basically acting on impulse. He then eventually admitted that prior to attempting to touch her breasts he had been thinking about it for approximately 5 minutes while he was talking to her. Stated he recalled that while talking to her he started thinking "that she was cute".

When asked how he knew she would cooperate the defendant stated "I kind of thought maybe she might. Like I said, she was kind of friendly."

When asked if he thought she wouldn't tell, defendant responded "Yes". When asked why defendant stated "Well, just you know, her personality, the way she was talking to me, joking around about things." Stated that she had been talking about what she and some of the other girls had been doing that evening such as prank calls, talking about boys.

Stated he guessed all of that made him think that she would cooperate.

When asked what type of contact he'd had with this child prior to the offense, defendant stated that he believed he had observed her at a bowling alley approximately 1 time prior to this offense. Stated that observation was watching her with her friends. Stated this had occurred a couple of times before the offense. Stated he would also occasionally see her walking on the streets and wave to her.

When asked if he had threatened or asked her to keep quiet, defendant stated "No." When asked what he did say to her, defendant stated "I didn't really say anything. She just kind of ran off."

When asked what he expected [REDACTED] to do, defendant stated "I didn't really expect anything. I just felt her." Defendant eventually admitted "I suppose just to let me feel them." He qualified this by stating he guessed he felt that maybe she would let him feel her breasts.

When asked how he expected her to respond, defendant stated he guessed he had hoped she would let him feel her breasts. When asked if he had wished or expected anything else defendant responded no.

When asked what he thought about while committing the offense, defendant stated "Basically nothing. I just got my hand in there and she pulled away." The defendant did again admit eventually that he had thought about how he would like to touch her breasts. When asked why defendant stated "just to feel it I guess".

When asked to describe in detail what he did do, defendant stated that earlier that evening he had delivered the alcohol down to where the girls were at which was behind the lounge in [REDACTED]. Defendant stated she was standing there, standing by his truck, and he engaged her in a conversation. Defendant stated that while committing the offense he was still sitting in his truck facing sideways with the door open and she was standing right in front of him. Defendant stated she was wearing pants, a slip over shirt and bra. Defendant stated he had his hands placed on her shoulders at the time. When asked why his hands were on her shoulders defendant stated that because when he usually talks to someone he puts his hand on their shoulder. He claimed he didn't think anything about this being unusual. Defendant also stated "It didn't seem to bother her." Defendant stated this went on for approximately 5 minutes. Defendant stated that during the last couple of minutes he started to think he would like to touch her breasts. Defendant stated he then put his left hand under her shirt and touched her breasts over her bra "it was just a touch. For maybe a second and then she ran away." Defendant stated she didn't say anything, just left.

When I mentioned to the defendant that the victim was claiming he had made several attempts and she had continued to try and push his hands away the defendant denied that he had made several attempts. He stated he recalled making "just the 1 attempt". Defendant also stated he didn't recall her crying, but did eventually state that he guessed maybe she had tried to push his hand away.

The defendant stated that during this time he was thinking that he didn't think she would say anything and thought that maybe she had liked him and that he had just been able to block out how young she was.

When asked what he expected his victim to do during the offense, defendant stated "I didn't think she really did anything except push my hand away".

When asked how he felt during the act, defendant stated "I guess all right". When asked to explain defendant responded "I was just, you know, it felt good I guess."

When asked to describe how his victim felt during the offense the defendant responded "I guess she didn't like it." When asked to explain, defendant stated "Cause she ran off".

When asked how he felt about the offense now defendant responded "Embarrassed." When asked to explain defendant stated that he "shouldn't have done it". When asked why, defendant responded "Cause she's a minor and it's not right to take liberties without a woman's consent."

When asked what he thought his victim feels about this offense now defendant stated "Probably embarrassed." When asked if there was anything else, defendant responded "She probably dislikes me very much." When asked how that made him feel, the defendant responded "Sorry". When asked to explain, defendant stated "Because of the way she feels, embarrassed and things like that."

When asked what he thought should happen now, defendant responded, "Well I think the plea bargain is fair. I probably should have got a stiffer one." When asked why, defendant responded, "Because it was improper, immoral."

When asked if he felt he had a sexual problem, defendant responded "No". When asked to explain defendant stated "Cause that's the first time I ever tried that." Defendant denies ever thinking of doing anything like this ever in the past.

When asked if he felt he needed treatment for this behavior defendant stated he didn't believe so "because it's the first time I've ever done it."

DEFENDANT'S ATTITUDE

Cooperative: Yes

With regards to both offenses this defendant is greatly minimizing his actions. When asked why he provided alcohol to minors, defendant responded "Because they asked me to." Defendant admitted that he realized this was illegal, but justified his actions by stating that he did it because "they were my friends". The defendant stated he has bought alcohol for minor males a couple of times and females a couple of times in the past. Defendant admitted that he guessed he just thought he would never get caught. He admitted he had never really thought about the consequences.

With regards to the sexual assault on 13 year old [REDACTED] he is again greatly minimizing his actions. He is trying to explain it away by it just being a mistake and an offense that has only ever occurred just the one time and out of impulse. However, the course of the interview the defendant did admit that prior to his attempting to fondle his victim he had at least thought about what it would be like to touch her breasts approximately 5 minutes before he did so indicating that it was not entirely out of impulse and that he did make a conscious decision to commit the offense. However, he justifies this or excuses it away by stating that he just blocked out what her age was.

It is also noted in the letter received from the [REDACTED] that this defendant does have a history of heavy drinking and been under investigation for approximately a year for supplying alcohol to minors. The letter written by [REDACTED] [REDACTED] also indicates that there has been some concerns in [REDACTED] that the defendant was showing [REDACTED] during parties held at his residence.

There is a concern here that there may be more to the defendant's sexual offending behavior than he is willing to admit at this point.

RESTITUTION/COMMUNITY SERVICES

Restitution: As noted earlier in this report I did speak with the victim's father on 9/11/00. He did verify that as a result of the defendant's actions his daughter is receiving individual mental health therapy. He was instructed at that time to complete the Victim Impact Statement form and provide verification of the costs of these counseling sessions if he wished to be reimbursed. A copy of the Victim Impact Statement will be attached upon receipt. It is recommended the defendant should be held responsible for the costs of his victim's therapy once that amount is known.

Community Service: Not recommended.

CORRECTIONAL PLAN

Needs: This defendant needs to accept the fact that what he did with regards to both offenses was a criminal act and that he will be held accountable for his criminal behavior. This defendant does appear to have several needs to address including undergoing the recommended surgery proposed by [REDACTED] See attached. It is felt this defendant also needs to obtain a substance abuse evaluation and follow through with any recommendations for counseling and/or treatment including inpatient treatment if deemed appropriate. Defendant also needs to receive a mental health/sex offender evaluation for his inappropriate sexual offending behavior and follow through with any recommendations for counseling/treatment.

Capabilities: Once the defendant's physical needs are taken care of it is felt the defendant is capable of following through with both a substance abuse and mental health/SO evaluations and any treatment that may be recommended.

Resources: [REDACTED] Jail, Pathways Rehabilitation Center, for the purpose of substance abuse evaluation and/or treatment. The SOTP offered jointly through the [REDACTED] Center, [REDACTED] and Department of Correctional Services for the mental health/sex offender evaluation.

RECOMMENDATION

Due to the defendant's physical condition and his doctor having scheduled surgery for 10/11/00 it is this officer's recommendation that this sentencing be continued until AFTER the defendant's surgery. That way the defendant's surgery and recovery will not impinge upon the defendant's probation term and treatment requirements.

Ct. II Supplying Alcohol to Minors - recommend 60 days Bremer CJ and \$250 fine plus surcharge and costs

Ct. I Assault w/Intent to Commit Sexual Abuse - recommend 2 yrs. IMCC. Further recommend sentence be suspended and defendant be placed on probation to DCS for 2 yrs. and recommend the following court ordered conditions of probation be imposed:

1. Def. be court ordered to participate in and successfully complete the Sex Offender Treatment Program offered jointly through the DCS and the [REDACTED] which will include polygraph testing which has been incorporated as part of the treatment process.

2. Def. be required to obtain a SA eval. through [REDACTED] and follow through with all recommendations for SA counseling and/or treatment.

3. Def. be financially responsible for the costs of all treatment including the costs of polygraph testing and all other costs incurred as a result of this offense.

4. Def. be ordered to have no contact with any minors unless pre-approved by his supervising officer and treatment providers.

5. Def. be ordered to pay the \$200 mandatory civil penalty fee as mandated by the Code of Iowa for all individuals convicted of a sexual offense.

6. Pursuant to Code of Iowa 692A the defendant be required to register with the Iowa Sex Offender Registry immediately upon sentencing/conviction of this offense and to comply with all Registry requirements.

7. The Court order the release of the PSI to both the [REDACTED] and the [REDACTED] Mason City, IA to help facilitate in the treatment process.

Reasons: In view of the information contained in this report and in view of the offenses themselves it is felt that this sentence is in the best interest of both the defendant and the community.

Respectfully submitted,

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Reviewed by: [REDACTED]
[REDACTED]
[REDACTED]

cc:File
DW/kac

SEVENTH JUDICIAL DISTRICT DEPARTMENT OF CORRECTIONAL SERVICES
Presentence Investigation Report

Ordered By: [REDACTED]
Anticipated Sentence Date: [REDACTED]
PSI Preparer: [REDACTED]

Offender Summary

Offender Number: [REDACTED]
Full Name: [REDACTED]
Birth Date: [REDACTED]
SSN: [REDACTED]
FBI Number: [REDACTED]
DCI Number: [REDACTED]

Sex: Male
Race: Black*
Height: 5' 9"
Weight: 135 Pounds
Hair Color: Black
Eye Color (L, R): Brown, Brown

Address 1: [REDACTED]
Address 2: [REDACTED]
City: [REDACTED]
State: [REDACTED]
Zip Code: [REDACTED]

Days In Jail: 140

Deferred Eligibility: On [REDACTED], the defendant received a deferred judgment in [REDACTED] County [REDACTED] for the offense of Burglary in the Third Degree. The defendant is not eligible for a deferred judgment/sentence recommendation by the Department.

Aliases

[REDACTED]

Signatures

Preparer: [REDACTED]

Supervisor: [REDACTED]

Instant Offense(s)

Charge Date	Cause Number
Crime Code	Year of Code
Offense Description	
Comment	

[REDACTED] [REDACTED]
124.401(1)(D)-A 1993
CONTROLLED SUBSTANCE VIOL.

Count I: Filed charge in Trial Information as Possession of Marijuana With Intent to Deliver in violation of Section 124.401 (1)(d). Found guilty by jury trial.

[REDACTED] [REDACTED]
453B.12 1993
FAILURE TO AFFIX TAX STAMP

Count II: Filed charge in Trial Information in violation of Section 453B.3 and 453B.12. Found guilty by jury trial.

[REDACTED] [REDACTED]
719.1,A 1978
INTERFERING W/OFFICIAL ACTS

Count IV: Filed charge in Trial Information in violation of Section 719.1. Found guilty by jury trial.

[REDACTED] [REDACTED]
321.279-A 1999
ELUDING

Count V: Filed charge in violation of Section 321.279 & 708.13. Found guilty by jury trial.

Criminal History

Official Version

[REDACTED] is charged with the criminal offenses of: Possession of Marijuana With Intent to Deliver; Violation of the Iowa Drug Stamp Act; Disarming a Police Officer; Interference Causing Bodily Injury; and Eluding.

According to the Complaint & Affidavit filed in [REDACTED] County Cause [REDACTED]. The defendant did, on or about [REDACTED], 2000, flee a law enforcement vehicle in the 300 block of 3rd Avenue South, city of [REDACTED] at a high rate of speed. The defendant was observed by [REDACTED] police officers at [REDACTED] Park conducting a drug transaction. The defendant observed the police car and ran to a maroon Chevy Caprice and drove away from the scene. Officers proceeded to follow the defendant, and observed that the vehicle failed to stop for traffic lights and follow posted speed limits. The defendant subsequently struck a garage at [REDACTED] Avenue South, city of [REDACTED], and fled on foot, resulting in a foot chase by officers. The defendant allegedly attempted to disarm a police officer and gain possession of his weapon. Upon apprehension, a search of the defendant and the vehicle produced in excess of forty-two and one-half grams of marijuana, which did not have the tax stamp affixed to the package(s), and related paraphernalia related to the sale and

distribution of controlled substances.

Post-Arrest Information

Decision: Release on Bond

Date: 08/12/2000

Comment: The undersigned officer interviewed the defendant at the [REDACTED] County Jail, and the Honorable [REDACTED] set bail in the amount of \$35,750.00 cash or surety.

On [REDACTED], 2000, a [REDACTED] County jury returned a verdict of guilty to: Count I: Possession of Marijuana With Intent to Deliver; Count II: Violation of the Iowa Drug Stamp Act; Count IV: Interference With Official Acts Causing Injury; and Count V: Eluding. The defendant was further found guilty of Driving While License Suspended and Reckless Driving.

The Court ordered a Presentence Investigation, and set sentencing for [REDACTED] 2000, at 9:00 a.m..

Arrest History

Arrest Date	Arresting Authority	Offense Description	Charge Status	Sentence Disposition	Status Date	Start Date	Penalty Type	Penalty Modifier	Penalty Value	Minimum Value	Maximum Value	Comment
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[REDACTED] PD
ELUDING

Arrested

[REDACTED]

No Current Sentence Information

No Current Penalty Information

Count V: Filed charge in violation of Section 321.279 & 708.13. Found guilty by jury trial.

[REDACTED] PD
FAILURE TO AFFIX TAX STAMP

Arrested

[REDACTED]

No Current Sentence Information

No Current Penalty Information

Count II: Filed charge in Trial Information in violation of Section 453B.3 and 453B.12. Found guilty by jury trial.

~~██████████~~ ~~██████████~~ PD
DISARMING A PEACE OFFICER

Arrested ~~██████████~~

No Current Sentence Information

No Current Penalty Information

Count III: Found not guilty by jury trial.

~~██████████~~ ~~██████████~~ PD
INTERFERING W/OFFICIAL ACTS

Arrested ~~██████████~~

No Current Sentence Information

No Current Penalty Information

Count IV: Filed charge in Trial Information in violation of Section 719.1. Found guilty by jury trial.

~~██████████~~ ~~██████████~~ PD
CONTROLLED SUBSTANCE VIOL.

Arrested ~~██████████~~

No Current Sentence Information

No Current Penalty Information

Count I: Filed charge in Trial Information as Possession of Marijuana With Intent to Deliver in violation of Section 124.401 (1)(d). Found guilty by jury trial.

Arrest History Comments

The following criminal history was obtained through: the FBI; DCI; ██████████ County Law Enforcement Center; and the Iowa Department of Transportation:

Juvenile Record:

██████████ PD, ██████████, IA.
Theft, 5th Degree - 15 hours of CS.

██████████ PD, ██████████, IA.
Shoplifting - Attended ██████████ Cty. Diversion Program

██████████ PD, ██████████, IA.
Theft - Dismissed

██████████ PD, ██████████, IA.
No Drivers License - \$20.00 fine/costs

Adult Record:

██████████ PD, ██████████, IA.
Burglary, 3rd Degree - 10-16-97: Deferred Judgment;
02 yrs. PB. to DCS; ██████████ Discharged.

██████████ PD, ██████████, IA.
No Light on Bike - PG/fined

██████████ PD, ██████████, IA.
Loud Noise - \$40.00 fine/costs

██████████ PD, ██████████, IA.
Cracked W/S - PG/fined

██████████ PD, San Francisco, CA.
HS-Possession of a Narcotic Controlled Substance
HS-Possession of a Controlled Substance
HS-Possession/Purchase of a Cocaine Base F/Sale
HS-Possession of Marijuana 28.5 grams
Resisting Arrest
Carrying a Concealed Weapon
██████████ FTA - Warrant Issued/NCIC

Employment History

Employer Job Status Comment	Address (City, State) Salary	Start Date	End Date
Snake Pit Records Full-Time No Comment Entered	Oakland, California \$200.00/Weekly	[REDACTED]	[REDACTED]

Employment History Comments

The defendant reports previous employment in the summer of 1995-1996 as a cook's aide at the YMCA. The summer JTPA program sponsored the job.

The defendant currently states that he is a "promoter" and contracts with record companies to handle promotions. He indicated that he has done work for L. Dodd, Headrod, DeAndre, D/A Records, and Snakepit. The defendant reported that his promotions brought him in contact with sports figures and entertainment celebrities. The companies compensated Mr. [REDACTED] for his room, board, and expenses.

The defendant has no income, nor does he possess a checking or savings account.

Military History

Branch Discharge Type Comment	Rank At Discharge	Start Date	End Date
Not Applicable			

Military History Comments

The defendant has never served in the U.S. Armed Forces.

Education History

School Name Address (City, State) Comment	Start Date	End Date	Educational Level
[REDACTED] High School [REDACTED] Iowa No Comment Entered	[REDACTED]	[REDACTED]	High School Diploma

Education History Comments

The defendant further reports attending San Francisco Community College for one (1) year in [REDACTED]

Financial**Debts****Description****Value****Comment**

No Debt Information

Assets**Description****Value****Comment**

No Asset Information

Means Of Support**Support****Earnings / Interval****Comment**

No Means of Support Information

Financial History Comments

The defendant has no viable assets, and appears to support himself through his minimal income as a promoter, and the sale of illegal drugs.

Family Dynamics**Relationship****Name****Birth Date****Address 1****City, State****Comment**

Mother-Natural

██████████ Street

San Francisco, California

No Comment Entered

Family Dynamics Comments

The defendant was born out of wedlock to ██████████ and ██████████. The defendant has never had any contact with his father. Ms. ██████████ resides in San Francisco, CA., and is employed as a para-transit bus driver.

Marital/Relationship Dynamics**Relationship****Name****Birth Date****Address 1****City, State****Comment**

No Marital/Relationship Dynamics Information

Marital/Relationship Comments

The defendant is single and has never fathered any children.

Living Arrangement History

Address City, State	Start Date Property Type	End Date Monthly Cost
[REDACTED] [REDACTED] Iowa	[REDACTED]	[REDACTED]
No Comment Entered		
[REDACTED] SAN FRANCISCO, California	[REDACTED]	[REDACTED]
The defendant had been residing with his mother, [REDACTED] at the above address.		

[REDACTED]

[REDACTED] Iowa

No Comment Entered

[REDACTED]

SAN FRANCISCO, California

The defendant had been residing with his mother, [REDACTED] at the above address.

Living Arrangement History Comments

Mr. [REDACTED] had been residing in San Francisco, CA., and recently had returned to [REDACTED] prior to his arrest.

Leisure/Recreation

The defendant lacks prosocial leisure and recreational activities.

Companions

Mr. [REDACTED] states that his friends are associated with the recording industry, and they share similar interests in music.

Alcohol Abuse

The defendant has been evaluated as alcohol dependant.

Drug Abuse

The defendant has been evaluated as cannabis dependant.

Offender Interventions

Intervention Eligibility	Start Date	Completed
No Offender Intervention Information		

No Offender Intervention Information

Offender Intervention Comments

On [REDACTED], Mr. [REDACTED] was evaluated for his substance abuse needs by TASC Officer [REDACTED]. Mr. [REDACTED] met the diagnostic indicators of alcohol and cannabis dependence.

On [REDACTED], a Level of Service Inventory - Revised (LSI-R) was completed. The following needs were identified: Alcohol/Drug Problem; Emotional/Personal; and Employment/Financial.

Offender Needs

Need Identified	Priority
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Alcohol/Drug Problem [REDACTED]	1
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Employment [REDACTED]	2
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Emotional/Personal Health

Health Issue Type Description Medication Comments	Occurrence Date
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No Emotional/Personal Health Information

Emotional/Personal Health Comments

The defendant was treated as a juvenile, at the age of nine years, in San Francisco, CA., for a "sleep disorder", which was prompted by the burglary of his residence

Sexual History

No Sexual History Information

Psychosexual Assessments

Assessed Date	Submitted Date	Reason Assessed	Comment
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Not Applicable

Defendant's Version

On [REDACTED] the undersigned officer, at the [REDACTED] County Jail, interviewed the defendant. The defendant provided the following statement:

"I was in [REDACTED] Park watching them play basketball, when I got a page from a friend, telling me he was ready to go to the clubs. So before I left I gave a friend next to me my pager number so we could go out the following day before I left back to San Francisco. I walked to my car and left, I drove northbound out of the parking lot toward [REDACTED] South, and made a right going east on [REDACTED] South before I came to the stop sign. I noticed a police car flying toward my direction with his lights on. I came to the stop sign almost to a stop then made a left onto [REDACTED] and the cop followed me. I panicked because of my last contact with law enforcement in San Francisco. I was beat up while I was in handcuffs & handcuff to the bench. So after they followed me I made a left in the alley in-between [REDACTED] South & [REDACTED] South. I tried to make another left in the driveway of a funeral home and hit the garage. I jumped out of the window of the passenger side and ran out of the garage back towards the park. I tripped over the curb and tumbled back to my feet when the officer hit me in the back of the head. I turned around to defend myself because I was scared if he got me in handcuffs he would keep beating me. So I tried to get away. That's about it! s/s [REDACTED]

Victim Information

Victim's Version

The defendant struck a garage located at [REDACTED] South, city of [REDACTED] and [REDACTED] own the property. The undersigned officer was unable to reach the property owners prior to sentencing.

Victim Impact Statement

It is unknown whether the victim(s) filed a Restitution Statement with the [REDACTED] County Attorney's Office. A review of the file did not locate a statement.

Restitution Information

The Court should order victim restitution, if available, for pecuniary damages, Court-appointed attorney fees, and Court costs.

Recommendations

It is the recommendation of the Department that the defendant be sentenced in:

Count I: 5 years to the Director Department of Corrections; Count II: 5 years to the Director Department of Corrections.

The Department defers to the Court for sentencing in Counts IV and V, and advises that all counts should be served concurrently. The defendant should be credited with 140 days in jail.

Respectfully submitted,

[REDACTED]
Probation/Parole Officer II
Department of Correctional Services

[REDACTED]
[REDACTED]
[REDACTED]
Phone: # [REDACTED]; EX: [REDACTED]

FAX: # [REDACTED]

Email: [REDACTED]

Attachments:
Restitution Plan of Payment & Order
Defendant's Handwritten Statement