



NOV 09 2010

PATRICIA PRESLEY, COURT CLERK
by *[Signature]*
Deputy

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
THE STATE OF OKLAHOMA

STATE OF OKLAHOMA,)
)
Plaintiff,)
) No. CF-2010-4774
)
)
KRISTINE MARIE SMITH,)
Defendant.)

DOB: 2/7/69

SS#: 554-11-2235

JUDGMENT AND SENTENCE

Now, on this 19th day of October, 2010, this matter comes on before the undersigned Judge, for sentencing and the Defendant, Kristine Smith, appears personally and by Attorney Michael Bush, the State of Oklahoma represented by Emily Vandergrift, and the Defendant, having previously:

(x) Entered a plea of Nolo Contendere to/of the crime(s) of:

Count 1: AGGRAVATED ASSAULT AND BATTERY

Statutory Reference
21 O.S. 646

(X) The defendant has previously been convicted of 0 felony crimes and the sentence has not been enhanced in accordance with the provisions set forth in 21 O.S. 51; and,

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the Court that the Defendant, Kristine Smith, is guilty of the above described offenses and is sentenced as follows:

TERM OF IMPRISONMENT

COUNT SENTENCED TO A TERM OF
1 8 YEARS TO DO.
under the custody and control of:
(X) Oklahoma Department of Corrections; Credit for time served.
(X) Court recommends RSAT or equivalent with balance suspended upon successful completion.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED BY THE COURT that in addition to the preceding terms, the Defendant is also sentenced to:

FINE
(X) Defendant shall pay a fine of \$50.00.

COSTS, VCA, RESTITUTION

- (X) The defendant shall pay costs, fees, and restitution in accordance with the schedule attached as Exhibit A.

ATTORNEY FEES

- (X) The defendant shall pay court-appointed attorney fee in the amount of \$175.00 *INSTANTER*.

HEARING ON ABILITY TO PAY AFTER INCARCERATION

- (X) The defendant shall report to the District Court of Oklahoma County within ONE day of release for a hearing on the defendant's ability to pay fines and costs pursuant to Section VIII of the Rules of the Court of Criminal Appeals, 22 O.S., Ch. 18, App.

IT IS FURTHER ORDERED that judgment is hereby entered against the Defendant as to the fines, costs and assessments set forth above.

The Court further advised the Defendant that, in the event the above sentence is for a crime involving domestic violence where the Defendant is or was a spouse, intimate partner, parent, or guardian of the victim or is or was involved in another similar relationship with the victim, it may be unlawful for him or her to possess, purchase, receive, transport or ship a firearm including a rifle, pistol or revolver or ammunition pursuant to federal law under 18 U.S.C. Section 992(g)(8) or (9), or state law, or both.

The Court further advised the Defendant of his/her rights and procedure to appeal to the Court of Criminal Appeals of the State of Oklahoma, and that if he/she desired to appeal and was unable to afford counsel and a transcript of the proceedings, that the same would be furnished by the State subject to reimbursement of the cost of representation in accordance with Sec. 1355.14 of Title 22.

In the event the above sentence is for incarceration in the Department of Corrections, the Sheriff of Oklahoma County, Oklahoma, is ordered and directed to deliver the Defendant to the Lexington Assessment and Reception Center at Lexington, Oklahoma, and leave therewith a copy of this Judgment and Sentence to serve as warrant and authority for the imprisonment of the Defendant as provided herein. A second copy of this Judgment and Sentence to be warrant and authority of the Sheriff for the transportation and imprisonment of the Defendant as herein before provided. The Sheriff to make due return to the Clerk of this Court, with his proceedings endorsed thereon.

Witness my hand the day and year first above mentioned.

(SEAL)


GREGORY J. RYAN
JUDGE OF THE DISTRICT COURT

ATTEST:


Court Clerk


Deputy Clerk

I, _____, Clerk of the District Court of Oklahoma County, State of Oklahoma, do hereby certify the foregoing to be true, correct, full and complete copy of the original Judgment and Sentence in the case of the State of Oklahoma vs. Kristine Smith as the same appears of record in my office.

WITNESS my hand and official seal this ___ day of _____, 2010.

(SEAL)

Court Clerk

By:

Deputy Court Clerk

SHERIFF'S RETURN

I received this Judgment and Sentence the ___ day of _____, 2010, and executed it by delivering the Defendant to the Warden of the Lexington Assessment and Reception Center at Lexington, Oklahoma, on the ___ day of _____, 2010. I also certify the above prisoner has served ___ days in the County Jail on the present charge or charges.

Sheriff

Deputy Sheriff

IN THE DISTRICT COURT OF OKLAHOMA COUNTY, STATE OF OKLAHOMA
SUPPLEMENTAL ORDER OF THE COURT

DEFENDANT: Kristine Marie Smith CASE NO: CF- 10-4774
DATE OF SENTENCE: 19 Oct 10 CASE NO: CF- _____
TYPE OF SENTENCE: SLB CASE NO: CF- _____

RULES AND CONDITIONS OF SUPERVISED PROBATION

- 1 I WILL REPORT IN PERSON OR AS DIRECTED BY THE PROBATION OFFICER.
- 2 I WILL NOT LEAVE THE STATE OF OKLAHOMA WITHOUT RECEIVING WRITTEN PERMISSION OF THE PROBATION OFFICER OR THE JUDGE. I WILL ALLOW THE PROBATION OFFICER TO VISIT ME AT MY HOME, EMPLOYMENT OR ELSEWHERE.
- 3 I WILL NOT VIOLATE ANY CITY, STATE, FEDERAL OR TRIBAL JURISDICTION LAWS AND I WILL ADVISE MY PROBATION OFFICER WITHIN 72 HOURS IF I AM QUESTIONED OR ARRESTED BY ANY LAW ENFORCEMENT AGENCY.
- 4 I WILL NOT ILLEGALLY POSSESS MARIJUANA OR ANY OTHER ILLEGAL NARCOTIC DRUG.
- 5 I WILL NOT ASSOCIATE WITH CONVICTED FELONS UNLESS THEY ARE FAMILY MEMBERS AND WILL NOTIFY THE PROBATION OFFICER ABOUT THE FAMILY MEMBER. IT IS MY RESPONSIBILITY TO KNOW WHETHER AN ASSOCIATE HAS A CRIMINAL RECORD.
- 6 I WILL NOT CHANGE ADDRESS WITHOUT NOTIFYING MY PROBATION OFFICER.
- 7 I WILL PROMPTLY AND TRUTHFULLY ANSWER ALL INQUIRIES MADE TO ME BY THE DEPARTMENT OF CORRECTIONS OR OTHER LAW ENFORCEMENT PERSONNEL.
- 8 I WILL NOT CARRY ANY CONCEALED WEAPON OF ANY TYPE.
- 9 I WILL NOT POSSESS OR HAVE IN MY IMMEDIATE CONTROL ANY FIREARM NOR RIDE IN A VEHICLE THAT HAS A FIREARM IN IT.
- 10 I UNDERSTAND I WILL BE SUPERVISED UNLESS RELEASED BY THE DEPARTMENT OF CORRECTIONS OR THE COURT.
- 11 I UNDERSTAND THAT MY PERSON, MY VEHICLE OR PROPERTY UNDER MY CONTROL ARE SUBJECT TO SEARCH WITHIN THE POLICY OF THE DEPARTMENT OF CORRECTIONS.
- 12 I WILL PAY A SUPERVISION FEE AS DETERMINED BY THE DEPARTMENT OF CORRECTIONS AND WILL PAY THE FEE BY MONEY ORDER, CASHIERS CHECK OR ELECTRONIC TRANSFER. A SERVICE FEE MAY BE CHARGED ABOVE AND BEYOND THE PROBATION FEE. ANY FULL OR PARTIAL WAIVER WILL BE MADE BY THE DEPARTMENT OF CORRECTIONS.
- 13 I WILL MAINTAIN LEGAL AND GAINFUL EMPLOYMENT AND SUPPLY WRITTEN VERIFICATION. I WILL NOTIFY MY PROBATION OFFICER IF I CHANGE JOBS WITHIN 72 HOURS.
- 14 I UNDERSTAND THAT CERTAIN VIOLATIONS MAY RESULT IN THE IMPOSITION OF ADDITIONAL SANCTIONS OR REVOCATION OR ACCELERATION OF MY SENTENCE.

SPECIAL CONDITIONS:

- A PAY RESTITUTION PER THE SEPARATE SCHEDULE
- B PERFORM COMMUNITY SERVICE PER THE SEPARATE SCHEDULE
- C TRANSFER TO THE STATE OF _____ AFTER COMPLETION OF INTAKE BY THE PROBATION OFFICE
- D BE ASSESSED FOR ALCOHOL/DRUG TREATMENT AND THEN COMPLETE ANY TREATMENT AS DIRECTED BY THE DEPARTMENT OF CORRECTIONS AND PROVIDE WRITTEN PROOF
- E ATTEND PSYCHIATRIC COUNSELING AS DIRECTED BY THE DEPARTMENT OF CORRECTIONS AND PROVIDE WRITTEN PROOF
- F ATTEND SEX OFFENDER COUNSELING AS DIRECTED BY THE DEPARTMENT OF CORRECTIONS AND PROVIDE WRITTEN PROOF
- G ATTEND DUI EDUCATION IF AND PROVIDE WRITTEN PROOF AS DIRECTED.
- H ATTEND VICTIM IMPACT PANEL OR OTHER PROGRAM AS DIRECTED BY THE COURT
- I COMPLETE GED OR JOB SKILLS TRAINING
- J ATTEND R.I.D. AFTERCARE
- K I WILL NOT POSSESS OR CONSUME ALCOHOL OR ILLEGAL NARCOTICS NOR VISIT PLACES WHERE THEY ARE DISPENSED, USED OR SOLD. I WILL NOT GO PLACES WHERE THE MAIN ITEM FOR SALE OR USE IS ALCOHOL OR ILLEGAL NARCOTICS.
- L OTHER No contact with victim

X Kristine M. Smith
DEFENDANT

[Signature]
ATTORNEY FOR DEFENDANT

[Signature]
DISTRICT ATTORNEY

19 DAY OF Oct, 2010

[Signature]
JUDGE OF THE DISTRICT COURT

WHITE: COURT YELLOW: DISTRICT ATTORNEY PINK: DEPARTMENT OF CORRECTIONS GOLD: DEFENDANT