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2009 APR 27 PM 5:34

STATE OF NEW MEXICO
COUNTY OF DONA ANA
THIRD JUDICIAL DISTRICT

STATE OF NEW MEXICO,

Plaintiff,

vs.

GILBERT MEDRANO VASQUEZ,

Defendant.

No. D-307-CR-200801199

Judge Lisa C. Schultz

JUDGMENT AND ORDER PARTIALLY SUSPENDING SENTENCE

THIS MATTER came before the Court for sentencing on April 10, 2009. The State of New Mexico was represented by Jeanne Hetzel Quintero, Senior Trial Attorney. The Defendant was present and represented by counsel, Joseph E. Shattuck.

The Defendant was convicted on April 10, 2009, pursuant to a no contest plea accepted and recorded by the Court, of the offense of Possession of Drug Paraphernalia, a misdemeanor, contrary to §30-31-25.1(A), NMSA 1978, occurring on or about July 18, 2008, as amended in the Grand Jury Indictment.

The Defendant is hereby found and adjudged guilty and convicted of this crime.

IT IS THE JUDGMENT AND SENTENCE OF THE COURT that the Defendant be committed to the custody of the Dona Ana County Detention Center where the Defendant shall serve:

Possession of Drug Paraphernalia, a term of three hundred sixty-four (364) days.

IT IS ORDERED that the Defendant shall serve two hundred sixty-four (264) days of this sentence in the custody of the Dona Ana County Detention Center. The remainder of the Defendant's sentence, which is one hundred (100) days, shall be suspended. Upon completion of

this term of incarceration and release from custody, the Defendant shall be placed on unsupervised probation for a period of one hundred (100) days.

IT IS THEREFORE ORDERED that the Administrator of the Dona Ana County Detention Center take the Defendant into custody and confine the Defendant for the above term.

The Defendant shall receive pre-sentence confinement credit from July 21, 2008, the date of the Defendant's arrest, through April 10, 2009, the date of the Defendant's sentencing, for a total of two hundred sixty-four (264) days.

IT IS FURTHER ORDERED that the Defendant shall comply with the following special conditions:

1. The Defendant shall not consume or possess alcoholic beverages.
2. The Defendant shall not enter or frequent establishments where the primary purpose is the sale of alcohol.
3. The Defendant shall not use or possess any controlled substance except as may be prescribed to the Defendant by a licensed physician.
4. The Defendant shall not possess any weapons.
5. The Defendant shall maintain full time employment or full time enrollment in school or a combination thereof.
6. The Defendant shall not violate any local, state or federal laws.

IT IS FURTHER ORDERED that the Defendant shall pay a \$5.00 Domestic Violence Treatment Fee by money order or cashier's check made payable to the Third Judicial District Court.

The Defendant is advised by the Court of Defendant's right to appeal the judgment and order of this Court. If the Defendant is unable to pay the costs of an appeal, the Defendant has a right to

proceed with an appeal at the State's expense and at no cost to Defendant. Further, if any appeal is to be taken, it must be filed within thirty (30) days of the date of the filing of this Judgment and Sentence.

Lisa C. Schultz

Lisa C. Schultz
District Judge

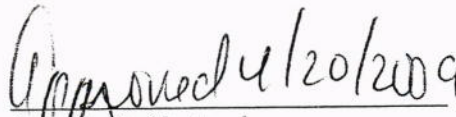
Name: Gilbert Medrano Vasquez
Address: [REDACTED]
DOB: [REDACTED]
SSN: [REDACTED]
POB: Las Cruces, New Mexico
Height: 5'08
Weight: 165
Color of Eyes: Brown
Color of Hair: Black
FBI No.: [REDACTED]
Marks/Tattoos: Tattoo, Back, "Chiques"; Tattoo, Shoulder, right, skeleton; Tattoo, Arm, left, Virgin Mary
Aliases: Gilbert Vasquez; Gilbert Vasquey
Alias DOB: [REDACTED]
Booking Slip No.: 0800022975
State Tracking No.: 006080008438

SUBMITTED & APPROVED BY:



Jeanne Hetzel Quintero
Senior Trial Attorney
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APPROVED BY:



Joseph E. Shattuck
Defense Counsel
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COUNTY OF DONA ANA
STATE OF NEW MEXICO
THIRD JUDICIAL DISTRICT

2009 APR -6 AM 10:20

STATE OF NEW MEXICO,

DONA ANA COUNTY
NORTH DISTRICT

Plaintiff,

vs.

GILBERT MEDRANO VASQUEZ,

Defendant.

No. D-307-CR-200900169
Judge Stephen Bridgforth

NOLLE PROSEQUI

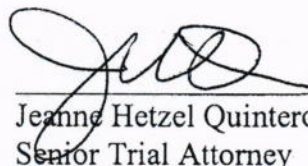
COMES NOW the State of New Mexico, by and through Jeanne Hetzel Quintero, Senior Trial Attorney, and enters a nolle prosequi in the above-captioned cause based on State of New Mexico v. Yates et al., Court of Appeals No. 27, 290 (July 25, 2008) and pending any certiorari decision by the New Mexico Supreme Court in response to that decision.



Jeanne Hetzel Quintero
Senior Trial Attorney
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Second Floor, Suite D
Las Cruces, N.M. 88007
(505) 524-6370

CERTIFICATE OF MAILING/DELIVERY

I hereby certify that I have mailed/delivered a true and correct copy of the foregoing to defense counsel, New Mexico Public Defender, on this 6th day of April, 2009.



Jeanne Hetzel Quintero
Senior Trial Attorney