

DRIVE

FILED
KING COUNTY, WASHINGTON

DEC - 9 2011

SUPERIOR COURT CLERK,

DEC 12 2011

COMMITMENT ISSUED _____

PRESENTENCING STATEMENT & INFORMATION ATTACHED

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,)	
)	
	)	Plaintiff,
	)	No. 11-1-07149-5 SEA
)	
Vs.	)	JUDGMENT AND SENTENCE
	)	FELONY (FJS)
BUD ALEC LARSON)	
)	
	)	Defendant,

I. HEARING

I.1 The defendant, the defendant's lawyer, RAMONA BRANDES, and the deputy prosecuting attorney were present at the sentencing hearing conducted today. Others present were: Margaret Allen,
Jeff Berreco, and Sally Borhelle

II. FINDINGS

There being no reason why judgment should not be pronounced, the court finds:

2.1 CURRENT OFFENSE(S): The defendant was found guilty on 11/09/2011 by plea of:

Count No.: I	Crime: POSSESSION OF STOLEN VEHICLE
RCW 9A.56.068	Crime Code: 02653
Date of Crime: 07/18/2011	Incident No. _____

Count No.: II	Crime: RESIDENTIAL BURGLARY
RCW 9A.52.025	Crime Code: 02310
Date of Crime: 06/26/2011	Incident No. _____

Count No.: _____	Crime: _____
RCW _____	Crime Code: _____
Date of Crime: _____	Incident No. _____

Count No.: _____	Crime: _____
RCW _____	Crime Code: _____
Date of Crime: _____	Incident No. _____

[] Additional current offenses are attached in Appendix A

SPECIAL VERDICT or FINDING(S):

- (a) While armed with a **firearm** in count(s) _____ RCW 9.94A.533(3).
- (b) While armed with a **deadly weapon** other than a firearm in count(s) _____ RCW 9.94A.533(4).
- (c) With a **sexual motivation** in count(s) _____ RCW 9.94A.835.
- (d) A V.U.C.S.A offense committed in a **protected zone** in count(s) _____ RCW 69.50.435.
- (e) **Vehicular homicide** Violent traffic offense DUI Reckless Disregard.
- (f) **Vehicular homicide** by DUI with _____ prior conviction(s) for offense(s) defined in RCW 46.61.5055, RCW 9.94A.533(7).
- (g) **Non-parental kidnapping** or unlawful imprisonment with a minor victim. RCW 9A.44.128, .130.
- (h) **Domestic violence** as defined in RCW 10.99.020 was pled and proved for count(s) _____.
- (i) Current offenses **encompassing the same criminal conduct** in this cause are count(s) _____ RCW 9.94A.589(1)(a).
- (j) **Aggravating circumstances** as to count(s) _____: _____

2.2 OTHER CURRENT CONVICTION(S): Other current convictions listed under different cause numbers used in calculating the offender score are (list offense and cause number): _____

2.3 CRIMINAL HISTORY: Prior convictions constituting criminal history for purposes of calculating the offender score are (RCW 9.94A.525):

Criminal history is attached in **Appendix B**.

One point added for offense(s) committed while under community placement for count(s) _____

2.4 SENTENCING DATA:

Sentencing Data	Offender Score	Seriousness Level	Standard Range	Enhancement	Total Standard Range	Maximum Term
Count I	16	II	43 TO 57		43 TO 57 MONTHS	10 YEARS AND/OR \$20,000
Count II	20	IV	63 TO 84		63 TO 84 MONTHS	10 YEARS AND/OR \$20,000
Count						
Count						

Additional current offense sentencing data is attached in **Appendix C**.

2.5 EXCEPTIONAL SENTENCE

Findings of Fact and Conclusions of Law as to sentence above the standard range:

Finding of Fact: The jury found or the defendant stipulated to aggravating circumstances as to Count(s) _____.

Conclusion of Law: These aggravating circumstances constitute substantial and compelling reasons that justify a sentence above the standard range for Count(s) _____. The court would impose the same sentence on the basis of any one of the aggravating circumstances.

An exceptional sentence above the standard range is imposed pursuant to RCW 9.94A.535(2) (including free crimes or the stipulation of the defendant). Findings of Fact and Conclusions of Law are attached in Appendix D.

An exceptional sentence below the standard range is imposed. Findings of Fact and Conclusions of Law are attached in Appendix D.

The State did did not recommend a similar sentence (RCW 9.94A.480(4)).

III. JUDGMENT

IT IS ADJUDGED that defendant is guilty of the current offenses set forth in Section 2.1 above and **Appendix A**.

The Court **DISMISSES** Count(s) _____

IV. ORDER

IT IS ORDERED that the defendant serve the determinate sentence and abide by the other terms set forth below.

4.1 RESTITUTION AND VICTIM ASSESSMENT:

- Defendant shall pay restitution to the Clerk of this Court as set forth in attached Appendix E.
 - Defendant shall not pay restitution because the Court finds that extraordinary circumstances exist, and the court, pursuant to RCW 9.94A.753(5), sets forth those circumstances in attached Appendix E.
 - Restitution to be determined at future restitution hearing on (Date) _____ at _____ m.
 - Date to be set.
 - Defendant waives presence at future restitution hearing(s).
 - Restitution is not ordered.
- Defendant shall pay Victim Penalty Assessment pursuant to RCW 7.68.035 in the amount of \$500.

4.2 OTHER FINANCIAL OBLIGATIONS: Having considered the defendant's present and likely future financial resources, the Court concludes that the defendant has the present or likely future ability to pay the financial obligations imposed. The Court waives financial obligation(s) that are checked below because the defendant lacks the present and future ability to pay them. Defendant shall pay the following to the Clerk of this Court:

- (a) \$ _____, Court costs (RCW 9.94A.030, RCW 10.01.160); Court costs are waived;
- (b) \$100 DNA collection fee (RCW 43.43.7541)(mandatory for crimes committed after 7/1/02);
- (c) \$ _____, Recoupment for attorney's fees to King County Public Defense Programs (RCW 9.94A.030); Recoupment is waived;
- (d) \$ _____, Fine ; \$1,000, Fine for VUCSA \$2,000, Fine for subsequent VUCSA (RCW 69.50.430); VUCSA fine waived;
- (e) \$ _____, King County Interlocal Drug Fund (RCW 9.94A.030); Drug Fund payment is waived;
- (f) \$ _____, \$100 State Crime Laboratory Fee (RCW 43.43.690); Laboratory fee waived;
- (g) \$ _____, Incarceration costs (RCW 9.94A.760(2)); Incarceration costs waived;
- (h) \$ _____, Other costs for: _____.

4.3 PAYMENT SCHEDULE: Defendant's TOTAL FINANCIAL OBLIGATION is: \$ 600 plus restitution. The payments shall be made to the King County Superior Court Clerk according to the rules of the Clerk and the following terms: Not less than \$ _____ per month; On a schedule established by the defendant's Community Corrections Officer or Department of Judicial Administration (DJA) Collections Officer. Financial obligations shall bear interest pursuant to RCW 10.82.090. **The Defendant shall remain under the Court's jurisdiction to assure payment of financial obligations: for crimes committed before 7/1/2000, for up to ten years from the date of sentence or release from total confinement, whichever is later; for crimes committed on or after 7/1/2000, until the obligation is completely satisfied.** Pursuant to RCW 9.94A.7602, if the defendant is more than 30 days past due in payments, a notice of payroll deduction may be issued without further notice to the offender. Pursuant to RCW 9.94A.760(7)(b), the defendant shall report as directed by DJA and provide financial information as requested.

- Court Clerk's trust fees are waived.
- Interest is waived except with respect to restitution.

4.4 **CONFINEMENT OVER ONE YEAR:** Defendant is sentenced to a term of total confinement in the custody of the Department of Corrections as follows, commencing: immediately; (Date): 12/9/11 by _____m.

100 months/days on count I; _____ months/days on count _____; _____ months/day on count _____

100 months/days on count II; _____ months/days on count _____; _____ months/day on count _____

The above terms for counts I-IV are consecutive (concurrent)

The above terms shall run CONSECUTIVE CONCURRENT to cause No.(s) _____

The above terms shall run CONSECUTIVE CONCURRENT to any previously imposed sentence not referred to in this order.

In addition to the above term(s) the court imposes the following mandatory terms of confinement for any special **WEAPON** finding(s) in section 2.1: _____

which term(s) shall run consecutive with each other and with all base term(s) above and terms in any other cause. (Use this section only for crimes committed after 6-10-98)

The enhancement term(s) for any special **WEAPON** findings in section 2.1 is/are included within the term(s) imposed above. (Use this section when appropriate, but for crimes before 6-11-98 only, per In Re Charles)

The **TOTAL** of all terms imposed in this cause is 100 months.

Credit is given for time served in King County Jail or EHD solely for confinement under this cause number pursuant to RCW 9.94A.505(6): _____ day(s) or days determined by the King County Jail.
 For nonviolent, nonsex offense, credit is given for days determined by the King County Jail to have been served in the King County Supervised Community Option (Enhanced CCAP) solely under this cause number.
 For nonviolent, nonsex offense, the court authorizes earned early release credit consistent with the local correctional facility standards for days spent in the King County Supervised Community Option (Enhanced CCAP).

4.5 **NO CONTACT:** For the maximum term of 10 years, defendant shall have no contact with _____
victims in attached list

4.6 **DNA TESTING.** The defendant shall have a biological sample collected for purposes of DNA identification analysis and the defendant shall fully cooperate in the testing, as ordered in **APPENDIX G**.
 HIV TESTING: For sex offense, prostitution offense, drug offense associated with the use of hypodermic needles, the defendant shall submit to HIV testing as ordered in **APPENDIX G**.

4.7 (a) **COMMUNITY CUSTODY** for **qualifying crimes committed before 7-1-2000**, is ordered for one year (for a drug offense, assault 2, assault of a child 2, or any crime against a person where there is a finding that defendant or an accomplice was armed with a deadly weapon); 18 months (for any vehicular homicide or for a vehicular assault by being under the influence or by operation of a vehicle in a reckless manner); two years (for a serious violent offense).

(b) **COMMUNITY CUSTODY** for any **SEX OFFENSE** committed after 6-5-96 but before 7-1-2000, is ordered for a period of 36 months.

- (c) **COMMUNITY CUSTODY - for qualifying crimes committed after 6-30-2000** is ordered for the following established range or term:
- Sex Offense, RCW 9.94A.030 - 36 months—when not sentenced under RCW 9.94A.507
 - Serious Violent Offense, RCW 9.94A.030 - 36 months
 - If crime committed prior to 8-1-09, a range of 24 to 36 months.
 - Violent Offense, RCW 9.94A.030 - 18 months
 - Crime Against Person, RCW 9.94A.411 or Felony Violation of RCW 69.50/52 - 12 months
 - If crime committed prior to 8-1-09, a range of 9 to 12 months.

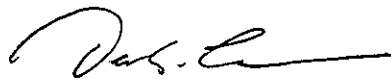
Sanctions and punishments for non-compliance will be imposed by the Department of Corrections or the court.
 APPENDIX H for Community Custody conditions is attached and incorporated herein.
 APPENDIX J for sex offender registration is attached and incorporated herein.

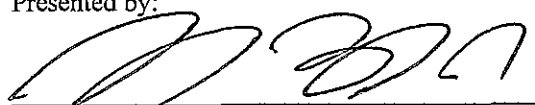
4.8 **WORK ETHIC CAMP:** The court finds that the defendant is eligible for work ethic camp, is likely to qualify under RCW 9.94A.690 and recommends that the defendant serve the sentence at a work ethic camp. Upon successful completion of this program, the defendant shall be released to community custody for any remaining time of total confinement, subject to the conditions set out in **Appendix H**.


4.9 **ARMED CRIME COMPLIANCE, RCW 9.94A.475, 480.** The State's plea/sentencing agreement is attached as follows:

5.0 This court encourages the Dept of Corrections to evaluate defendant for substance abuse and mental health issues and to
 The defendant shall report to an assigned Community Corrections Officer upon release from confinement for monitoring of the remaining terms of this sentence. treat as appropriate.

Date: 12/9/11


 JUDGE
 Print Name: JUDGE DEAN S. LUM

Presented by:

 Deputy Prosecuting Attorney, WSBA# 37877
 Print Name: Moe Rajul

Approved as to form:

 Attorney for Defendant, WSBA # 27113
 Print Name: [Signature]

FINGERPRINTS

BEST AVAILABLE IMAGE POSSIBLE



RIGHT HAND
FINGERPRINTS OF:

DEFENDANT'S SIGNATURE:
DEFENDANT'S ADDRESS:

Bud Larson
DOC

BUD ALEC LARSON

DATED: 12/9/11

ATTESTED BY: BARBARA MINER,
SUPERIOR COURT CLERK

D.S. Larson

JUDGE, KING COUNTY SUPERIOR COURT

BY: _____
DEPUTY CLERK

CERTIFICATE

OFFENDER IDENTIFICATION

I, _____,
CLERK OF THIS COURT, CERTIFY THAT
THE ABOVE IS A TRUE COPY OF THE
JUDGEMENT AND SENTENCE IN THIS
ACTION ON RECORD IN MY OFFICE.
DATED: _____

S.I.D. NO. WA12479741
DOB: SEPTEMBER 24, 1965
SEX: M
RACE: W

CLERK

BY: _____
DEPUTY CLERK

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

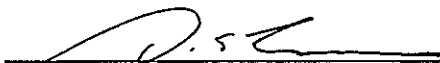
STATE OF WASHINGTON,)	
)	
	)	Plaintiff,
	)	No. 11-1-07149-5 SEA
vs.)	
	)	JUDGMENT AND SENTENCE,
	)	(FELONY) - APPENDIX B,
BUD ALEC LARSON	)	CRIMINAL HISTORY
)	
	)	Defendant,
)	

2.2 The defendant has the following criminal history used in calculating the offender score (RCW 9.94A.525):

Crime	Sentencing Date	Adult or Juv. Crime	Cause Number	Location
ATTEMPT TO ELUDE PURSUING POLICE	01/31/1985	ADULT	841025600	KING CO
TAKING VEHICLE W/O PERMISSION	01/31/1985	ADULT	841025600	KING CO
ASSAULT-2	01/31/1985	ADULT	841031278	KING CO
ESCAPE-2	03/07/1988	ADULT	871045796	KING CO
UNLAWFUL POSSESSION OF A FIREARM-1	03/07/1988	ADULT	871052750	KING CO
BURGLARY-1	06/01/1990	ADULT	891015863	SPOKANE CO
VUCSA-POSSESS MARJ/METH	05/03/1991	ADULT	911014449	KING CO
RESIDENTIAL BURGLARY	01/11/1991	ADULT	901062658	KING CO
ATTEMPT TO ELUDE PURSUING POLICE	04/21/1993	ADULT	931004316	SNOHOMISH CO
RESIDENTIAL BURGLARY	04/05/1994	ADULT	941003831	SNOHOMISH CO
RESIDENTIAL BURGLARY	04/05/1994	ADULT	941003831	SNOHOMISH CO
VUCSA-DELIVER HEROIN	11/29/1999	ADULT	991070549	KING CO
BURGLARY-2	10/17/2003	ADULT	031081201	KING CO
ATTEMPT RESIDENTIAL BURGLARY	06/13/2008	ADULT	081034671	KING CO

[] The following prior convictions were counted as one offense in determining the offender score (RCW 9.94A.525(5)):

Date: 12/9/11



 JUDGE, KING COUNTY SUPERIOR COURT

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

vs.

BUD ALEC LARSON.

Defendant,

No. 11-1-07149-5 SEA

APPENDIX G
ORDER FOR BIOLOGICAL TESTING
AND COUNSELING

(1) DNA IDENTIFICATION (RCW 43.43.754):

The Court orders the defendant to cooperate with the King County Department of Adult Detention, King County Sheriff's Office, and/or the State Department of Corrections in providing a biological sample for DNA identification analysis. The defendant, if out of custody, shall promptly call the King County Jail at 296-1226 between 8:00 a.m. and 1:00 p.m., to make arrangements for the test to be conducted within 15 days.

(2) HIV TESTING AND COUNSELING (RCW 70.24.340):

(Required for defendant convicted of sexual offense, drug offense associated with the use of hypodermic needles, or prostitution related offense.)

The Court orders the defendant contact the Seattle-King County Health Department and participate in human immunodeficiency virus (HIV) testing and counseling in accordance with Chapter 70.24 RCW. The defendant, if out of custody, shall promptly call Seattle-King County Health Department at 205-7837 to make arrangements for the test to be conducted within 30 days.

If (2) is checked, two independent biological samples shall be taken.

Date: 12/9/11



JUDGE, King County Superior Court

STATE V. BUD LARSON VICTIMS

Residential Burglaries

- Christine Laney - 708 3rd Ave W
- Mamie Richards - 410 W Lee St
- Mark Anderson - 410 W Lee St
- Mike Allenbach - 1003 W Prospect
- Megan Czerski - 633 W Mercer Pl, Apt. A
- Isaac Visaya - 9649 12th Ave SW
- Lauren Formicola - 2114 7th Ave W
- Kathryn McGeough - 173 Aloha St
- John Nettleton - 1337 13th Ave S
- Nancy Simon - 355 W Kinnear Pl
- Nick Warren - 501 NW 42nd St
- David MacLean - 2611 W Bertona
- Judy Davis - 1005 W Garfield St
- Ira Benson - 1417 10th Ave W
- James Doerty - 218 10th Ave E
- Bruce Burger - 106 Lynn St
- Norma Jean Schwab - 2415 Nob Hill Ave N
- Jerry Napolitano - 2311 2nd Ave N
- Brian Fairchild - 6415 Dayton Ave N
- Anna Leonard - 311 W Blaine St
- Kashena Konecki - 1309 W Dravus St.
- Ranmalie Taggart - 1800 6th Ave W
- Richard Harwood - 1809 5th Ave W
- Leelee Miao - 310 Ward St.
- Margaret Allen - 319 W Kinnear Pl
- Holly Merz - 313 W Olympic Pl.
- Alic Wherette - 1302 W Newton St
- Mike Barber - 3803 24th Ave W
- George King - 3828 26th Ave W
- Rene Stern - 518 W Crockett St.
- David Hatlen - 23 W Newell St
- Sally Rochell - 3626 Lake Washington Blvd.
- Zev Siegl - 1723 Nob Hill Ave N
- Jeffrey Barreca - 2612 Warren Ave N
- Andrew Nienhaus - 1730 NW 60th St
- Benjamin Steele - 1427 Orange Pl
- Craig Barwell - 211 Hayes St

Car Thefts

- Bonnie Garcia
- Kacie Dubois
- Cheri Ehlers
- Vehro Titcomb
- Jeffrey Bates