

STATE OF MAINE

SUPERIOR COURT

DISTRICT COURT

WALDO, ss.
Docket No. CR-2007-356

Location _____
Docket No. _____

STATE OF MAINE

v.

AGREEMENT OF DEFENDANT AND
ORDER DEFERRING DISPOSITION

SANDY O'BRIEN
Defendant

Pursuant to 17-A M.R.S.A. §1348 et seq., I am the above-named defendant, I have entered a plea of guilty, and I agree to:

1. Appear in the court on the date and time I am notified to appear.
2. Refrain from all criminal conduct and violation of federal, state, and local laws.
3. Identify myself as being on deferred disposition if arrested or questioned by law enforcement and notify the District Attorney's Office in writing of any contact with law enforcement within 96 hours of that contact.
4. Advise the court named above of any change in my address or telephone number within 24 hours of the change.
5. Comply with all conditions of the attached Bail Order.
6. Pay an administrative supervision fee of \$ 20 per month.
7. Other: SHOW PROOF OF SUBSTANCE ABUSE COUNSELING TO THE SATISFACTION OF THE STATE; ABIDE BY PHARMACY CONDITIONS; AND VOLUNTARILY SURRENDER NURSING LICENSE TO STATE.

I UNDERSTAND THAT IF I VIOLATE ANY OF THE ABOVE REQUIREMENTS, I AM SUBJECT TO ARREST AND DETENTION, I CAN BE REQUIRED TO MEET DIFFERENT OR ADDITIONAL REQUIREMENTS OF DEFERRED DISPOSITION, AND I CAN BE TERMINATED FROM DEFERRED DISPOSITION AND SENTENCED IMMEDIATELY.

By signing here, I acknowledge that I understand the provisions of this order, I have received a copy of this order, I agree to comply with the above requirements, and I agree to have my sentencing deferred to a later date.

Date: July 16 2008

Sandy L. O'Brien
Defendant

As counsel for the defendant, I have explained to the defendant this procedure and agreement. I believe the defendant fully understands the meaning of this agreement and has sufficient mental capacity to intelligently, intentionally, and knowingly enter into this agreement.

Date: July 14 2008

[Signature]
Attorney

ORDER

Based upon the above, the defendant's plea of guilty is accepted and sentencing is deferred (for 12 months to a date to be scheduled by the clerk) (to date: _____). The above requirements are imposed effective (immediately) (_____).

Date: _____

[Signature]
Judge/Justice

MMENCEA

COMMITMENT ORDER with CONDITIONS OF RELEASE
 CONDITIONS OF RELEASE

DISTRICT SUPERIOR COURT located at Waldo Docket No. CR-07-356

STATE OF MAINE v. Sandy G'Brien, Defendant

OFFENSE(S) Stealing Drugs, Sec. 10070 ATN/CTN _____

Defendant shall be held at the _____ County Jail Department of Corrections
 without bail as indicated on attached Bail Bond form until bail is posted as follows:

PERSONAL RECOGNIZANCE. UNSECURED. Defendant is not required to post any security to be released, but if defendant fails to appear as the Bail Bond requires defendant shall owe the State of Maine \$ _____

SECURED. Defendant shall be released from custody only after the following security is posted.

Cash in the amount of \$ 750. (as posted) or _____

Real estate (or _____) with a net value (total value less encumbrances) of \$ _____

Bail Lien. Within 1 working day after today Before defendant may be released, a lien on the real estate described must be recorded in the Registry of Deeds in the county where the real estate is located, and proof of such recording must be filed with the court listed above. (Note: The Registry of Deeds and the clerk's office are different offices and may be in different counties.)

SUPERVISED RELEASE: Check One Box Only AND OR in the alternative, defendant is released to the custody of a supervised bail contract pursuant to terms and conditions provided in the contract.

CONCURRENT. This bail is concurrent to the bail previously posted in (list court and docket number): _____

The following special condition(s) also apply to the defendant: The defendant shall

not use any alcoholic beverages or illegal drugs not possess any alcoholic beverages or illegal drugs

not possess any dangerous weapons, including, but not limited to, firearms.

In order to determine if s/he has violated any prohibitions of this bond regarding alcoholic beverages, illegal drugs or dangerous weapons, s/he will submit to searches of her/his person, vehicle and residence and, if applicable, to chemical tests

at any time without articulable suspicion or probable cause.

upon articulable suspicion.

have no direct or indirect contact with (name and dob) _____ except as is necessary

for counseling; to pay child support; for child contact; by telephone; _____

and not enter any residence place of employment place of education of any such person(s)

except for a single time, while accompanied by a police officer, for the purpose of retrieving defendant's personal effects.

maintain or actively seek employment; maintain or commence an education program;

participate in regular substance abuse counseling and provide proof of such counseling upon request.

undergo medical mental health evaluation counseling/treatment & provide proof of such counseling/treatment upon request.

complete certified Batterer's Intervention Program undergo other counseling/treatment _____ and provide proof of such counseling/treatment upon request.

abide by the following restrictions on personal associations, place of abode, or travel: _____

report daily _____, in person by phone, to probation officer _____

report weekly _____, in person by phone, to probation officer _____

comply with the following curfew: _____

participate in outpatient voluntary inpatient treatment; at or with _____

take medications as prescribed.

not operate any motor vehicle under any circumstances unless lawfully licensed to do so.

If the defendant makes bail, the defendant is required to appear:

as shown on the Bail Bond in the District Superior Court in _____, Maine

at such time as advised by the clerk of that court.

for arraignment on (date) _____ at _____ (am) (pm).

for trial on (date) 7/16/09 at 1:00 (am) (pm), or if transferred to the Superior Court sitting in Sentencing County, to appear at the Superior Court as required by that court.

(This Conditions of Release form to be attached to defendant's Bail Bond.)

Date: 7/16/08
CR-002, Rev. 12/06

Justice / Judge / Clerk / Bail Commissioner

COURT

BAIL BOND AMENDED

JDD ~~671~~

DISTRICT SUPERIOR COURT located at Waldo Docket No. CR. 07.356

STATE OF MAINE v. Sandy O'Brien, Defendant

Defendant's mailing address [REDACTED]

Defendant's residence address (if different): _____

Date of Birth _____ Social Security # _____

Hair Color _____ Eye Color _____ Height _____ Weight _____ Gender _____ Race _____

Home phone # _____ Work phone # _____ Cell phone # _____

For Title 29-A violations, driver's license number required _____ State _____

Date of Offense(s) 5/30/07 Location of Offense(s) _____

Offense(s), Class of offense, Seq #, Title & Section, ATN/CTN of each offense:

stealing drugs 21A-10070

Law enforcement officer and agency: _____

The following apply if checked:

- PERSONAL RECOGNIZANCE. I am released on my promise to appear.
- UNSECURED. If I fail to appear as this Bail Bond requires I will owe the State of Maine \$ _____.
- SECURED. To be released from custody the following property is being posted. The property is:
 - Cash in the amount of \$ 750 (see reverse for designation of third-party ownership) OR
 - Real estate (or as posted) with a net value of \$ _____.
- Bail Lien. Within 1 working day after today. Before I may be released, a lien on real estate described must be recorded in the Registry of Deeds in the county where the real estate is located, and proof of such recording must be filed with the clerk of the court listed above. (Note: The Registry of Deeds and clerk's office are different offices and may be in different counties.)
- CONCURRENT. This bail is concurrent to the bail previously posted in (list court and docket number): _____

I agree to obey the following conditions of my release so long as this bail bond remains in effect. I understand that it is a crime for me to violate any of these conditions, and that if I violate these conditions I will be subject to arrest, jail and/or a fine.

1. I will appear at the District Superior Court located at 137 Church Street in Belfast (City/Town), Waldo (County) Maine, Tel # (207) 338-1940 on 7/16/09 at 1:00 (am/p.m.) and on any other date and time and at the court the justice, judge or clerk tells me to appear.
2. I will commit no criminal act and will not violate any pending protection from abuse orders.
3. I will immediately advise the court named above of any change in my address or telephone number.
4. I waive extradition to the State of Maine from any other State of the United States, from the District of Columbia, from any territory of the United States, and from any other jurisdiction whatsoever, for prosecution on the charge(s) above.

Additional conditions which I agree to obey, if checked. I will

- not use any alcoholic beverages or illegal drugs not possess any alcoholic beverages or illegal drugs
- not possess any dangerous weapons, including, but not limited to, firearms.
- In order to determine if I have violated any prohibitions of this bond regarding alcoholic beverages, illegal drugs or dangerous weapons, I will submit to searches of my person, vehicle and residence and, if applicable, to chemical tests
 - at any time without articulable suspicion or probable cause.
 - upon articulable suspicion.
- have no direct or indirect contact with (name and dob) _____ except as is necessary
 - for counseling; to pay child support; for child contact; by telephone; _____
 - and not enter any residence place of employment place of education of any such person(s)
 - except for a single time, while accompanied by a police officer, for the purpose of retrieving defendant's personal effects.
- not operate any motor vehicle under any circumstances unless lawfully licensed to do so.
- Defendant cannot be released unless a supervised bail contract is executed and defendant must abide by the conditions of the contract.

As a condition of my release, I shall comply with any condition(s) set forth on the Conditions of Release form.

I have read and I understand all my obligations under this bond. Defendant: Sandy O'Brien

I have explained the defendant's (and if applicable, the surety's) obligations under this bond on this date and will give a copy of this form to the defendant and surety immediately after signing it.

Dated: 7/16/08, at 8:55 am/pm at Belfast, Maine.

Justice / Judge / Clerk / Bail Commissioner.

STATE OF MAINE
Waldo ss.

DISTRICT COURT
CRIMINAL ACTION
Docket No. CR-07 - 356

STATE OF MAINE

v.

ADDITIONAL PROBATION CONDITIONS

Sandy O'Brien

1. If medication is prescribed by any physician, the medication must be taken in the manner and quantity directed by the physician, and must only be possessed in the bottle it was dispensed in.
2. All prescribed medication must be identified to the probation on the day it is prescribed.
3. You must keep a daily medication log, identifying the type of medication taken, the amount taken, and the time taken.
4. You must designate a primary physician to your probation officer. No other physician, physician's assistant or family nurse practitioner may be seen without a written referral from the primary physician.
5. You must execute medical release forms to allow your probation officer to have an open line of communication with the primary physician and any other professionals to whom you may be referred.
6. You must designate a primary pharmacy to your probation officer. No other pharmacy may be used without prior approval from your probation officer.
7. You must personally retrieve all of your medications from the pharmacy. You may not retrieve medication for any other person without prior approval from your probation officer.

I, Sandy O'Brien, have reviewed the above conditions, I understand them, and agree to abide by them as a condition of my probation.

Date: 7/16/08

Sandy L. O'Brien
Sandy L. O'Brien
(Print name)