

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO

SENTENCING MINUTE SHEET

CR No.	11-1213 MCA	USA vs.	Lovaco
Date:	April 17, 2014	Name of Deft:	Dennis J. Lovato
Before the Honorable		M. Christina Armijo	
Time In/Out:	9:49/10:07	Total Time in Court (for JS10):	18 minutes
Clerk:	Natalie Maestas	Court Reporter:	Julie Goehl
AUSA:	Holland Kastrin	Defendant's Counsel:	John F. Samore
Sentencing in:	Albuquerque	Interpreter:	N/A
Probation Officer:	Danielle Padilla	Sworn?	<input type="checkbox"/> Yes <input type="checkbox"/> No
Convicted on:	<input checked="" type="checkbox"/> Plea <input type="checkbox"/>	Verdict	As to: <input type="checkbox"/> Information <input checked="" type="checkbox"/> Indictment
If Plea:	<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Not Accepted	Adjudged/Found Guilty on Counts:	
If Plea Agreement:	<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Not Accepted	No Plea Agreement	
Date of Plea/Verdict:	October 24, 2013	PSR:	<input checked="" type="checkbox"/> Not Disputed <input type="checkbox"/> Disputed
PSR:	<input checked="" type="checkbox"/> Court Adopts PSR Findings	Evidentiary Hearing:	<input checked="" type="checkbox"/> Not Needed <input type="checkbox"/> Needed
Exceptions to PSR:			
SENTENCE IMPOSED		Imprisonment (BOP): 144 months	
Supervised Release:	5 years	Probation:	500-Hour Drug Program
Court recommends ICE begin removal proceedings immediately			ICE not applicable
SPECIAL CONDITIONS OF SUPERVISION			
<input type="checkbox"/>	No re-entry without legal authorization	<input type="checkbox"/>	Home confinement for _____ months _____ days
<input type="checkbox"/>	Comply with ICE law and regulations	<input type="checkbox"/>	Community service for _____ months _____ days
<input checked="" type="checkbox"/>	Part in/success complete substance abuse program/testing	<input type="checkbox"/>	Reside halfway house _____ months _____ days
<input type="checkbox"/>	Attend educational or vocational training	<input type="checkbox"/>	Register as sex offender
<input checked="" type="checkbox"/>	Submit to search of person/property	<input type="checkbox"/>	Participate in sex offender treatment program
<input checked="" type="checkbox"/>	Refrain from use/possession of alcohol/intoxicants	<input type="checkbox"/>	Possess no sexual material
<input type="checkbox"/>	Refrain from use/possession of synthetic cannabinoids	<input type="checkbox"/>	No contact with children under 18 years
<input checked="" type="checkbox"/>	Part in/success complete mental health program	<input type="checkbox"/>	Restricted from occupation with access to children
<input checked="" type="checkbox"/>	No new credit charges	<input type="checkbox"/>	No loitering within 100 feet of school yards
<input checked="" type="checkbox"/>	Provide financial information	<input type="checkbox"/>	No volunteering where children supervised
<input type="checkbox"/>	Grant limited waiver of confidentiality	<input type="checkbox"/>	No computer with access to online services
<input checked="" type="checkbox"/>	No contact with victim(s)	<input type="checkbox"/>	Consent to USPO conducting periodic examination of computer
<input type="checkbox"/>	Reside at and complete Residential Reentry Center	<input type="checkbox"/>	Consent to USPO installing monitoring hardware
OTHER:			
Fine:	\$ 0.00	Restitution:	\$ 1,600.00
SPA:	\$ 100.00 (\$100 as to each Count)	Payment Schedule:	<input checked="" type="checkbox"/> Due Immediately <input type="checkbox"/> Waived
OTHER:			
<input type="checkbox"/>	Advised of Right to Appeal	<input checked="" type="checkbox"/>	Waived Appeal Rights per Plea Agreement

X	Held in Custody		Voluntary Surrender
X	Recommended place(s) of incarceration:		Florence, CO, if eligible
	Dismissed Counts:		
OTHER COMMENTS		<p>Court confirms counsel has reviewed PSR with Defendant and that there are no objections; Mr. Samore indicates there are no objections; Court adopts PSR; Mr. Samore addresses Court; Government addresses Court, requests Court accept Plea Agreement, further states decedents sister, Margaret Lucero is present and would like to address Court; Court will permit; Margaret Lucero addresses Court; Defendant addresses Court; Mr. Samore requests placement at Florence, CO.</p> <p>The Mandatory Victim Restitution Act of 1996 is applicable in this case. As to Indictment 1:11CR01213-001MCA, restitution in the amount of \$1,600.00 shall be paid to the son of the deceased, Jamie Garcia. The restitution will be paid in monthly installments equal to at least 10% of the defendant's monthly income, but not less than \$50 per month. Restitution payments shall be made payable to the United States District Court Clerk's Office, 333 Lomas Blvd. NW, Suite 270, Albuquerque, New Mexico 87102.</p>	