## Case 1:19-cr-00949-WJ Document 39 Filed 10/18/19 Page 1 of 2

| UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO SENTENCING MINUTE SHEET   |                                     |  |                                      |  |        |                      |  |                 |   |   |   |      |                    |                              |            |    |          |  |
|--|-------------------------------------|--|--------------------------------------|--|--------|----------------------|--|-----------------|---|---|---|------|--------------------|------------------------------|------------|----|----------|--|
| CR No: 19-949 WJ   |                                     |  |                                      |  |        | USA vs.:             |  |                 |   | UNKESTINE                                       |   |      |                    |                              |            |    |          |  |
| Date: 10/18/19   |                                     |  |                                      |  | N      | Name of Deft:        |  |                 |   | Joey Unkestine                                  |   |      |                    |                              |            |    |          |  |
|  |                                     | Before   | e the                                | Honorable:   | Sco    | Scott W. Skavdah     |  |                 |   |   |   |      |                    |                              |            |    |          |  |
| Time In/Out: 10:03am-10:25a  |                                     |  |                                      |  | am     | am                   |  |                 |   | Total Time in Court (for JS10): 22 minutes      |   |      |                    |                              |            |    |          |  |
| Clerk: C. Bevel  |                                     |  |                                      |  |        |                      |  | Court Reporter: |   |   |   | Anna | Anna Bowline       |                              |            |    |          |  |
|  |                                     |  |                                      | Frederick Mendenhall   |        |                      |  |                 | Defendant's Counsel:                      |   |   |      | Irma               | Irma Rivas                   |            |    |          |  |
| Sentencing in:   |                                     |  |                                      | Albuquerque  |        |                      |  |                 |   |   | Interprete  |      |                    | n/a                          |            |    |          |  |
| Probation Officer:   |                                     |  |                                      | on Hunt  |        |                      |  |                 |   | Interpreter Sworn?                              |   |      |                    | Yes                          |            |    | No       |  |
| Convicted on:  |                                     |  | X Plea                               |  |        | Verdict              |  | As to           | ):  | Information X Indictn                           |   |      | ment               |                              |            |    |          |  |
| If Plea:   |                                     |  | X                                    | Accepted   |        | Not Accepted         |  |                 |   | Adjudged/Found Guilty on Counts: Counts 1, 2, 3 |   |      |                    |                              |            |    |          |  |
| If Plea Agreement:   |                                     |  | X                                    | Accepted   |        | Not Accepted         |  |                 |   | No Plea Agreement Comments:                     |   |      |                    |                              |            |    |          |  |
| Date of Plea/Verdict:  |                                     |  |                                      | 6/20/19  | PS     |                      |  |                 | Disputed                                  |   |   |      |                    | R Find                       | R Findings |    |          |  |
|  |                                     |  |                                      | ot Needed  |        | Neede                |  |                 | •   |   | •   |      | o urus uc          | opto 1 c                     | 11111      | 50 |          |  |
| Evidentiary Hrg: X Not Needed Needed Exceptions to PSR:  SENTENCE IMPOSED Imprisonment (BOP): 46 months, 24 months Count 3, all concurrent |                                     |  |                                      |  |        |                      |  |                 |   |   |   |      | <del></del><br>ent |                              |            |    |          |  |
| Supervised Release: 3 years counts 1& 2, 1 year Count 3, all concurrently Probation:   |                                     |  |                                      |  |        |                      |  |                 |   |   | <u>,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,</u>  |      |                    |                              |            |    |          |  |
| REG  |                                     | X 500-Hour Drug Program BOP Sex Offender Program Other:              |                                      |  |        |                      |  |                 |   |   |   |      |                    |                              |            |    |          |  |
| ICE   Court recommends ICE begin removal proceedings immediately or during service of sentence   ICE not applicable                        |                                     |  |                                      |  |        |                      |  |                 |   |   |   |      | oplicable          |                              |            |    |          |  |
|  |                                     |  |                                      |  |        |                      |  |                 |   |   | OF SUPERVIS   |      |                    |                              |            |    | <u> </u> |  |
| No re-entry without legal authorization  |                                     |  |                                      |  |        |                      |  |                 |   | Home confinement for months days                |   |      |                    |                              |            |    |          |  |
|  | Comply with ICE laws and regulation |  |                                      |  |        |                      |  |                 |   | X   | Community ser   |      |                    |                              |            |    |          |  |
| X  |                                     |  |                                      |  |        |                      |  | ting            | X   | months  |   |      |                    |                              |            |    |          |  |
| X  |                                     |  |                                      |  |        |                      |  |                 |   |   | Register as sex   |      |                    |                              |            |    |          |  |
| X Refrain from use/possession of alco X Submit to search of person/property  |                                     |  |                                      |  |        | ol/intoxicants       |  |                 |   |   | Participate in sex offender treatment program  Possess no sexual material   |      |                    |                              |            |    |          |  |
| X No contact with victim(s) and/or co-   |                                     |  |                                      |  |        | efendant(s)          |  |                 |   |   | No computer with access to online services  |      |                    |                              |            |    |          |  |
| No entering or loitering near victim   |                                     |  |                                      |  | resid  | ence                 |  |                 |   |   | No contact with children under 18 years   |      |                    |                              |            |    |          |  |
|  | Provide                             |  | n<br>y and allow the treatment provi |  |        |                      |  |                 | No volunteering where children supervised |   |   |      |                    |                              |            |    |          |  |
| X  | release                             | treatment  | recore                               |  |        |                      |  |                 |   | Restricted from occupa                          |   |      |                    | tion with access to children |            |    |          |  |
| X  | otherwi                             | se use an  | y psyc                               | hoactive subs  | tances | ces (e.g., synthetic |  |                 |   |   |   |      |                    |                              |            |    |          |  |
|  |                                     |  |                                      | lts, etc.) that impair your phy<br>her or not intended for humar |        |                      |  |                 |   |   | No loitering within 100 feet of school y  |      |                    |                              |            |    |          |  |
| Must not possess, sell, offer for sale, transport, cause transported, cause to affect interstate commerce, imp                             |                                     |  |                                      |  |        |                      |  |                 | export                                    | X   | If defendant is unemployed - Must participate in an educational or vocational services program and follow the rules and regulations |      |                    |                              |            |    |          |  |
| any drug paraphernalia, as defined in 21 U.S.C. 863(d).  |                                     |  |                                      |  |        |                      |  |                 | of that program                           |   |   |      |                    |                              |            |    |          |  |
| OTHER:   |                                     |  |                                      |  |        |                      |  |                 |   |   |   |      |                    |                              |            |    |          |  |
| Fine   | e: \$                               | 0  |                                      |  |        |                      |  |                 |   | Restitution: \$ None ordered                    |   |      |                    |                              |            |    | Τ        |  |
| SPA: \$   300.00 (\$100 each count)  |                                     |  |                                      |  |        |                      |  |                 |   | Payment Schedule: X Due Immediately Waived      |   |      |                    |                              |            |    |          |  |
| OT   | HER:                                |  |                                      |  |        | <u> </u>             |  |                 |   |   |   |      |                    |                              |            |    |          |  |
|  | Advised                             | Advised of Right to Appeal X Waived Appeal Rights per Plea Agreement |                                      |  |        |                      |  |                 |   |   |   |      |                    |                              |            |    |          |  |
| X  | Deft re                             | manded to  | custo                                | ody of USM   |        |                      |  | ry Surre        |   |   |   |      |                    |                              |            |    |          |  |
| X  | Recom                               | ecommended place(s) of incarceration: FCI Phoenix AZ                 |                                      |  |        |                      |  |                 |   |   |   |      |                    |                              |            |    |          |  |
|  | Dismiss                             | sed Coun   | ts:                                  |  |        |                      |  |                 |   |   |   |      |                    |                              |            |    |          |  |

Case 1:19-cr-00949-WJ Document 39 Filed 10/18/19 Page 2 of 2

OTHER COMMENTS: