

Rec'd & Filed

MAR 18 2009

New Jersey Superior Court
Law Division - Criminal
Passaic County

State of New Jersey

v.

DEMETRICK WILLIAMS

Passaic County Superior Court
Crim. Div. Manager Office

Defendant
(Specify Complete Name)

DATE OF BIRTH

9-2-77

SBI NUMBER

273519C

DATE OF ARREST

2-28-08

DATE INDICTMENT/
ACCUSATION FILED

9-9-08

DATE OF
ORIGINAL PLEA

9-9-08

ORIGINAL PLEA

Not Guilty Guilty

JUDGMENT OF CONVICTION

CHANGE OF JUDGMENT

ORDER FOR COMMITMENT

INDICTMENT / ACCUSATION DISMISSED

JUDGMENT OF ACQUITTAL

ADJUDICATION BY

GUILTY PLEA

DATE: 9-9-08

NON-JURY TRIAL

DATE:

JURY TRIAL

DATE:

DISMISSED / ACQUITTED

DATE:

ORIGINAL CHARGES

IND / ACC NO.

COUNT

DESCRIPTION

DEGREE

STATUTE

08-09-0843-A

1

Child Abuse and Neglect

4th

2C:24-4b(3)

FINAL CHARGES

COUNT

DESCRIPTION

DEGREE

STATUTE

1

Child Abuse and Neglect

4th

2C:24-4b(3)

It is, therefore, on 2-27-09 ORDERED and ADJUDGED that the defendant is sentenced as follows:

Count 1- Probation 2 years. No Victim Contact. Cannot be employed teaching children.

- The defendant is hereby sentenced to community supervision for life.
 - The defendant is hereby ordered to serve a _____ year term of parole supervision which term shall begin as soon as defendant completes the sentence of incarceration.
 - The court finds that the defendant's conduct was characterized by a pattern of repetitive and compulsive behavior.
 - The court finds that the defendant is amenable to sex offender treatment.
 - The court finds that the defendant is willing to participate in sex offender treatment.
 - Fines and penalties are to be collected by the Department of Corrections.
- The defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing of the sample provided.

It is further ORDERED that the sheriff deliver the defendant to the appropriate correctional authority.

Defendant is to receive credit for time spent in custody (R. 3:21-8).

TOTAL NUMBER OF DAYS
2 days

DATE: (From/To)
2-28-08 to 2-29-08

Defendant is to receive gap time credit for time spent in custody (N.J.S.A. 2C:44-5b(2)).

TOTAL NUMBER
OF DAYS

DATE: (From/To)
DATE: (From/To)

Total Custodial Term

Institution

Total Probation Term

2 years

Total Fine \$ _____
 Total RESTITUTION - \$ _____

If the offense occurred on or after December 23, 1997, an assessment of \$50 is imposed on each count on which the defendant was convicted unless the box below indicates a higher assessment pursuant to N.J.S.A. 2C:43-3.3. (Assessment is \$30 if offense is on or after January 9, 1986 but before December 23, 1997, unless a higher penalty is noted. Assessment is \$25 if offense is before January 9, 1986.)

Assessment imposed on count(s) 1 is \$50 each.

Total VCCB Assessment \$50

Installment payments are due at the rate of \$20 per month beginning _____ (Date)

If any of the offenses occurred on or after July 9, 1987, and is for a violation of Chapter 35 or 36 of Title 2C,

1) A mandatory Drug Enforcement and Demand Reduction (D.E.D.R.) penalty is imposed for each count. (Write in # times for each.)

_____ 1st Degree @ \$3000 _____ 4th Degree @ \$750
 _____ 2nd Degree @ \$2000 _____ Disorderly Persons or Petty Disorderly Persons @ \$500
 _____ 3rd Degree @ \$1000 _____

Total D.E.D.R. Penalty \$ _____

Court further Orders that collection of the D.E.D.R. penalty be suspended upon defendant's entry into a residential drug program for the term of the program.

2) A forensic laboratory fee of \$50 per offense is ORDERED. _____ Offenses @ \$50. Total Lab Fee \$ _____

3) Name of Drugs Involved _____

4) A mandatory driver's license suspension of _____ months is ORDERED. The suspension shall begin today, _____ and end _____
 Driver's License Number _____
 (IF THE COURT IS UNABLE TO COLLECT THE LICENSE, PLEASE ALSO COMPLETE THE FOLLOWING.)
 Defendant's Address _____
 Eye Color 02 Sex male Date of Birth 9-2-77

The defendant is the holder of an out-of-state driver's license from the following jurisdiction _____ Driver's License Number _____

Defendant's non-resident driving privileges are hereby revoked for _____ months.

If the offense occurred on or after February 1, 1993 but was before March 13, 1993 and the sentence is to probation or to a state correctional facility, a transaction fee of up to \$1.00 is ordered for each occasion when a payment or installment payment is made. (P.L. 1992, c. 189). If the offense occurred on or after March 13, 1993 and the sentence is to probation, or the sentence otherwise requires payments of financial obligations to the probation division, a transaction fee of up to \$2.00 is ordered for each occasion when a payment is made. (P.L. 1995, c. 9).

If the offense occurred on or after August 2, 1993, a \$75 Safe Neighborhood Services Fund assessment is ordered for each conviction. (P.L. 1993, c.220) \$75

If the offense occurred on or after January 5, 1994 and the sentence is to probation, a fee of up to \$25 per month for the probationary term is ordered. (P.L. 1993, c. 273) Amount per month \$8.

If the crime occurred on or after January 9, 1997, a \$30 Law Enforcement Officers Training and Equipment Fund penalty is ordered. \$30

If the crime occurred on or after May 4, 2001, and the defendant has been convicted of aggravated sexual assault, aggravated criminal sexual contact, kidnapping under 2C:13-1c(2), endanger the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of a minor under 2C:24-4a, endangering the welfare of a child pursuant to 2C:24-4b(4), luring or enticing a child pursuant to 2C:13-6, criminal sexual contact pursuant to 2C:14-3b if the victim is a minor, kidnapping pursuant to 2C:13-1, criminal restraint pursuant to 2C:13-2 or false imprisonment pursuant to 2C:13-3 if the victim is a minor and the offender is not the parent, promoting child prostitution pursuant to 2C:34-1b(3) or (4), or an attempt to commit any of these crimes, a \$800 Statewide Sexual Assault Nurse Examiner Program Penalty is ordered for each of these offenses.

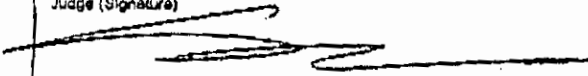
Name (Court Clerk or Person preparing this form) <u>D. Bugge</u>	Telephone Number <u>(973) 247-8344</u>	Name (Attorney for Defendant at Sentencing) <u>Kalman Geist, Esq.</u>
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STATEMENT OF REASONS - Include all applicable aggravating and mitigating factors

Aggravating Factors
 The gravity and seriousness of harm inflicted on the victim. Was victim vulnerable?
 The need for deterring the defendant and others from violating the law.

Mitigating Factors
 Defendant has no history of criminal activity or has been law-abiding for a substantial period of time.
 Defendant's conduct was the result of circumstances unlikely to recur.
 Defendant is likely to respond affirmatively to probation.

Mitigating Factors substantially outweigh the Aggravating Factors.

Judge (Name) <u>Ernest M. Caposela, J.S.C.</u>	Judge (Signature) 	Date <u>3-3-09</u>
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