

People v Roland Harry Stevens

Court of Appeals No. 312325

APPENDIX A

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SENTENCING INFORMATION REPORT

Offender: Stevens, Roland Harry SSN: 367-80-1030 Workload: 1911 Docket Number: 12003163-01-FC
Judge: The Honorable Gregory Dean Bell Bar No.: P34096 Circuit No.: 03 County: 82

Conviction Information

Conviction PACC: 750.84 Offense Title: Asslt w/Int Gr Bod Hrm Less Murder
Crime Group: Person Offense Date: 03/07/2012
Crime Class: Class D Conviction Count: 1 of 1 Scored as of: 03/07/2012
Statutory Max: Life Habitual: 4th or subsequent Attempted: No

Prior Record Variable Score

PRV1: 25 PRV2: 10 PRV3: 0 PRV4: 0 PRV5: 20 PRV6: 0 PRV7: 0
Total PRV: 45.55
PRV Level: 0 E

Offense Variable

OV1: 25 OV2: 5 OV3: 10 OV4: 0 OV5: 0 OV6: 0 OV7: 0
OV8: 0 OV9: 0 OV10: 0 OV11: 0 OV12: 0 OV13: 0 OV14: 0
OV15: 0 OV17: 0 OV18: 0 OV19: 0 OV20: 0
Total OV: 40
OV Level: IV

Sentencing Guideline Range

Guideline Minimum Range: 29 to 114
10 to 75 HABITUAL 4TH

Minimum Sentence

Months	Life
Probation: _____	<input type="checkbox"/>
Jail: _____	
Prison: _____	<input type="checkbox"/>

Sentence Date: _____
Guideline Departure: _____ Consecutive Sentence: _____
Concurrent Sentence: Yes

Sentencing Judge: Gregory Dean Bell Date: August 6, 2012

Prepared By: DRAHEIM, JACLYN M

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APPENDIX B

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THE CODE OF CRIMINAL PROCEDURE (EXCERPT)
Act 175 of 1927

777.65 Minimum sentence ranges for class D.

Sec. 65. The following are the minimum sentence ranges for class D:

Offense Variable Level	PRIOR RECORD VARIABLE LEVEL					
	A	B	C	D	E	F
	0 points	1-9 points	10-24 points	25-49 points	50-74 points	75+ points
I 0-9 points	0-6	0-9	0-11	0-17	5-23	10-23
II 10-24 points	0-9	0-11	0-17	5-23	10-23	19-38
III 25-34 points	0-11	0-17	5-23	10-23	19-38	29-57
IV 35-49 points	0-17	5-23	10-23	19-38	29-57	34-67
V 50-74 points	5-23	10-23	19-38	29-57	34-67	38-76
VI 75+ points	10-23	19-38	29-57	34-67	38-76	43-76

History: Add. 1998, Act 317, Eff. Dec. 15, 1998.

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APPENDIX C

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THE CODE OF CRIMINAL PROCEDURE (EXCERPT)
Act 175 of 1927

777.55 Prior misdemeanor convictions or prior misdemeanor juvenile adjudications.

Sec. 55. (1) Prior record variable 5 is prior misdemeanor convictions or prior misdemeanor juvenile adjudications. Score prior record variable 5 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) The offender has 7 or more prior misdemeanor convictions or prior misdemeanor juvenile adjudications..... 20 points
- (b) The offender has 5 or 6 prior misdemeanor convictions or prior misdemeanor juvenile adjudications..... 15 points
- (c) The offender has 3 or 4 prior misdemeanor convictions or prior misdemeanor juvenile adjudications..... 10 points
- (d) The offender has 2 prior misdemeanor convictions or prior misdemeanor juvenile adjudications..... 5 points
- (e) The offender has 1 prior misdemeanor conviction or prior misdemeanor juvenile adjudication. 2 points
- (f) The offender has no prior misdemeanor convictions or prior misdemeanor juvenile adjudications..... 0 points

(2) All of the following apply to scoring record variable 5:

(a) Except as provided in subdivision (b), count a prior misdemeanor conviction or prior misdemeanor juvenile adjudication only if it is an offense against a person or property, a controlled substance offense, or a weapon offense. Do not count a prior conviction used to enhance the sentencing offense to a felony.

(b) Count all prior misdemeanor convictions and prior misdemeanor juvenile adjudications for operating or attempting to operate a vehicle, vessel, ORV, snowmobile, aircraft, or locomotive while under the influence of or impaired by alcohol, a controlled substance, or a combination of alcohol and a controlled substance. Do not count a prior conviction used to enhance the sentencing offense to a felony.

(3) As used in this section:

(a) "Prior misdemeanor conviction" means a conviction for a misdemeanor under a law of this state, a political subdivision of this state, another state, a political subdivision of another state, or the United States if the conviction was entered before the sentencing offense was committed.

(b) "Prior misdemeanor juvenile adjudication" means a juvenile adjudication for conduct that if committed by an adult would be a misdemeanor under a law of this state, a political subdivision of this state, another state, a political subdivision of another state, or the United States if the order of disposition was entered before the sentencing offense was committed.

History: Add. 1998, Act 317, Iff. Dec. 15, 1998;—Am. 2000, Act 279, Iff. Oct. 1, 2000.

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