

Docket No.	603-4-08 Rdcr	State vs. Eastman, Sandy	603-4-08 Rdcr
------------	---------------	--------------------------	---------------

Prosecutor: Kevin R. Klamm
 Defendant: Sandra L. Eastman (Duby) a
 DOB: 03/14/1983
 Motions pdg: POB: Concord, NH
 Bail set: Atty: Robb Spensley
 Incarcerated: released
 Conditions: Aliases:
 Case Status: Address: 125 College Street
 Disposed: Poultney VT 05764
 Next Hearing:

Dspt	Docket No.	Ct. Statute	F/M/O
1	603-4-08 Rdcr	1 13 2601	fel 10/22/08 Plea guilty
LEWD-LASCIVIOUS CONDUCT			

04/22/08 Information and Affidavit filed on 1 dispute. Custody status: released.
 Dispute 1 for Docket No. 603-4-08 Rdcr Count #1, SEXUAL ASSAULT-VICTIM LESS THAN 16 YRS, Felony, 13 V.S.A. 3252(c). Alleged offense date: 05/15/07. Arrest/citation date: 01/14/08 Fair Haven PD. Arraignment set for 04/28/08 at 08:30 AM.

04/24/08 Probable Cause found by Judge William D. Cohen on dispute 1.

04/28/08 Other held by William D. Cohen. (DIGITAL) 11:25:31.
 Entry Order: Deft failed to appear for 4/28/08 as new citation was to have been done, but State did not have one - cited for 6/16/08.
 Arraignment set for 06/16/08 at 08:30 AM.

06/16/08 Public Defender requested.
 Attorney assigned: Patricia M. Lancaster.
 Request granted for public defender. 25.00 to be paid; Payment Order No. 37840.
 Arraignment held by Barry Griffith (Acting-Rutland). (DIGITAL) 11:19:13.
 Copy of Affidavit and Information given to defendant. 24 hour rule waived.
 Reading of Information waived. Defendant pleads not guilty on dispute 1. Pre-trial discovery order issued.
 Conditions set by Barry Griffith, Acting Judge on dispute 1. Bail Amount: 0.00 set. Condition[s] 1-3,14-15,17,31 imposed; No.14: not to have contact with TJB d/o/b 1/24/92; No.15: not to harass Same as listed in 14 above; No.17: subject to arrest without warrant if does not abide by Condition[s] 14,15,31; Other conditions: You shall not enter the lands or premises of the home, school or workplace of persons named on Cond. 14.

06/24/08 Motion to Withdraw filed by Attorney Patricia M. Lancaster for Defendant Sandra L. Eastman (Duby) a/k/a Sandy Eastman on dispute 1. Motion to Withdraw given to judge.

06/26/08 Motion 1 (to Withdraw) granted by William D. Cohen.

07/02/08 Attorney Patricia M. Lancaster withdraws.
 Attorney assigned: Mark E. Furlan.
 Calendar Call set for 09/17/08 at 09:00 AM.

09/02/08 Payment Order no. 37840 paid in full.

09/17/08 Calendar Call held by Thomas A. Zonay. (DIGITAL) 9:15:16 (Klamm/Furlan).
 Entry Order: Set change of plea in 3 weeks.
 Change of plea set for 10/22/08 at 11:30 AM.

10/22/08 Change of plea held by Harold E. Eaton, Jr. (DIGITAL) 11:59:57 Klamm/Furlan/Eastman.
 Defendant pleads guilty on dispute 1. Plea agreement filed. Judge

Harold E. Eaton, Jr. accepts plea after finding it to be voluntary and made with knowledge and understanding of the consequences and after a knowing waiver of constitutional rights. Plea found to have a factual basis. Adjudication of guilty entered.

Sentence on dispute 1: to serve 18 month(s) to 7 year(s) all suspended and defendant placed on probation under standard conditions and special conditions 8,31-39. No.8: to pay fine of \$\$26. No.31: You shall enroll, attend and satisfactor participate in sexual offender treatment You shall pay for all such services. Participation shall include, but is not limited to: active participation in grou general group discussion; polygraph examination; completing homework assignm being on time; not missing sessions wit prior approval from the therapist; talking about yourself and other's behavior consistent with group treatment You shall allow your sex offender treatm provider unrestricted communication with your probation officer regarding your attendance, level of participation, and any information concerning your risk to community. You shall sign a release form allowing disclosure of information about your conviction, participation and treatment your probation officer, your counselor, State's Attorney and the Court. You shall participate in and pay for a psycho-sexual evaluation if requested. You shall sign an acknowledgement of responsibility for the acts which you ha been convicted and placed on probation a for such acts which have been part of th agreement which are not resulting in con This will be used for treatment purposes will not be part of any court record for civil proceedings. You shall inform your Probation Officer prescribed medications and changes in prescriptions. You shall maintain use of prescribed medications.

No.32 You shall not have any contact with your victim(s) (including letters, phone call e-mail, text messaging, instant messagin tapes, videos, visits, or any form of co through a third party) without the writt approval of your sex offender treatment provider, your victim (the victim's pare if the victim is a child), the victim's (if applicable), the assigned child protection worker (if applicable) and yo probation officer. This approval shall take into consideration a valid court order for visitation with his child. No.33: You shall not work or volunteer for any or organization that primarily provides to persons under the age of 16 years. Th includes, but is not limited to: arcades stores; baby-sitting; day-care providers carnivals; youth camps; schools; playgro and youth sports activities or groups. You shall work where directed and you sh give no cause for dismissal.

No.34: You shall reside where your Probation Of directs. You shall not change your resid without the prior written permission of probation officer. No.35: You may not view videotapes, films, tele You may not use or possess pornography o erotica; you may not go to adult booksto shops, topless bars, or massage parlors. You shall not linger, loiter, nor spend locations where persons under the age of are likely to be present, including, but limited to: parks, playgrounds; schoolya schools and arcades. You may not enter computer web sites or rooms" whose content is of, or permits, nature.

No.36: You are required to meet with your proba officer as directed. You are required to permit entry into yo for the purpose of locating and removing inappropriate materials. This includes, not limited to: drugs, dangerous weapons pornography, and/or erotica. You must submit to a polygraph examinati determine your compliance with treatment supervision conditions. These examinatio be periodic and upon your probation offi only. You must observe curfew restrictions as by your probation officer. You shall comply with the sex offender r and all relevant laws in relation to the offender registry and sex offender notif requirements. You shall provide a sample of your DNA f inclusion in the State of Vermont DNA da database and CODIS "Combined DNA Index S No.37: You may not associate with convicted sex offenders unless the therapist and proba officer approve of the affiliation. You shall inform all persons with whom y significant relationship or close affili of your sexual offending history. The th and/or probation officer may reqeust tha persons in your social

network also be d You shall not participate in friendships relationships with women or men who have children without prior written approval Probation Officer. You shall not associate with or contact under the age of 18 years without the pr approval of your probation officer and o terms as directed in writing by your pro You shall not have sexual contact with a under the age of 18 years.

No.38: You shall not pick up hitchhikers or hitc hhike yourself.

No.39: You shall submit to alcosensor or urinal at the direction of your probation offic You shall not purchase, consume, or poss or illegal substances or use legal presc for purposes other than the conditions f are prescribed. Probation warrant issued until further order of the court. \$26.00 surcharge assessed.

Charge amended to LEWD-LASCIVIOUS CONDUCT, Felony, 13 V.S.A. 2601 on dispute 1. Sex Offense Order.

Judgment of Guilty entered by Judge Harold E. Eaton, Jr. on dispute 1.

Case closed.

Show Cause Hearing set for 11/06/08 at 08:30 AM. Re: Sex registry.

11/04/08 Motion to Amend Conditions of Probation (Stip) filed by Attorney Mark E. Furlan for Defendant Sandra L. Eastman (Duby) a/k/a Sandy Eastman on dispute 1. Motion to Amend Conditions of Probation (Stip) given to judge.

11/05/08 Motion 2 (to Amend Conditions of Probation (Stip)) granted by Thomas A. Zonay. Sentence on dispute 1 all suspended and defendant placed on probation under standard conditions and special conditions 8,31-40. No.8: to pay fine of \$\$26. No.31: You shall enroll, attend and satisfactor participate in sexual offender treatment You shall pay for all such services. Participation shall include, but is not limited to: active participation in grou general group discussion; polygraph examination; completing homework assignm being on time; not missing sessions wit prior approval from the therapist; talking about yourself and other's behavior consistent with group treatment You shall allow your sex offender treatm provider unrestricted communication with your probation officer regarding your attendance, level of participation, and any information concerning your risk to community. You shall sign a release form allowing disclosure of information about your conviction, participation and treatment your probation officer, your counselor, State's Attorney and the Court. You shall participate in and pay for a psycho-sexual evaluation if requested. You shall sign an acknowledgement of responsibility for the acts which you ha been convicted and placed on probation a for such acts which have been part of th agreement which are not resulting in con This will be used for treatment purposes will not be part of any court record for civil proceedings. You shall inform your Probation Officer prescribed medications and changes in prescriptions. You shall maintain use of prescribed medications.

No.32 You shall not have any contact with your victim(s) (including letters, phone call e-mail, text messaging, instant messagin tapes, videos, visits, or any form of co through a third party) without the writt approval of your sex offender treatment provider, your victim (the victim's pare if the victim is a child), the victim's (if applicable), the assigned child protection worker (if applicable) and yo probation officer. This approval shall take into consideration a valid court order for visitation with his child. No.33: You shall not work or volunteer for any or organization that primarily provides to persons under the age of 16 years. Th includes, but is not limited to: arcades stores; baby-sitting; day-care providers carnivals; youth camps; schools; playgro and youth sports activities or groups. You shall work where directed and you sh give no cause for dismissal.

No.34: You shall reside where your Probation Of directs. You shall not change your resid without the prior written permission of probation officer. No.35: You may not view videotapes, films, tele You may not use or possess pornography o erotica; you may not go to adult booksto shops, topless bars, or massage parlors. You shall not linger, loiter, nor spend locations where persons under the age of are likely to be present including but limited to: parks,

playgrounds; schoolya schools and arcades. You may not enter computer web sites or rooms" whose content is of, or permits, nature. No.36: You are required to meet with your proba officer as directed. You are required to permit entry into yo for the purpose of locating and removing inappropriate materials. This includes, not limited to: drugs, dangerous weapons pornography, and/or erotica. You must submit to a polygraph examinati determine your compliance with treatment supervision conditions. These examinatio be periodic and upon your probation offi only. You must observe curfew restrictions as by your probation officer. You shall comply with the sex offender r and all relevant laws in relation to the offender registry and sex offender notif requirements. You shall provide a sample of your DNA f inclusion in the State of Vermont DNA da database and CODIS "Combined DNA Index S No.37: You may not associate with convicted sex offenders unless the therapist and proba officer approve of the affiliation. You shall inform all persons with whom y significant relationship or close affili of your sexual offending history. The th and/or probation officer may requeust tha persons in your social network also be d You shall not participate in friendships relationships with women or men who have children without prior written approval Probation Officer. You shall not associate with or contact under the age of 18 years without the pr approval of your probation officer and o terms as directed in writing by your pro You shall not have sexual contact with a under the age of 18 years.

No.38: You shall not pick up hitchikers or hitc hhike yourself.

No.39: You shall submit to alcosensor or urinal at the direction of your probation offic You shall not purchase, consume, or poss or illegal substances or use legal presc for purposes other than the conditions f are prescribed. No.40: Conditions amended 11/5/08 to add an exception that Defendant may continue to reside at the home of Katina and Jamie Brown at 10 Elm Street, Fair Haven, VT. Probation warrant amended until further order of the court.

11/06/08 Note: Deft came to counter 2:40 and is going to probation officer, L. Briere, and will return with information today.

Note: Hrg held on the record, but not updated yet as Judge ordered AW if deft does not provide the needed information for sex registry, however, wanted a call be made to put a bug in Atty Furlan's ear to contact his client.

Show Cause Hearing scheduled for 11/06/08 cancelled.

Note: Order to provide information completed by defendant and sent to VCIC. Info. sent to Sex Offender Registry.

10/06/10 Attorney Mark E. Furlan withdraws. Leslie Briere, Probation Officer, entered as party/participant 3.

VOP 1 Information and Affidavit filed by Leslie Briere on dispute 1. 1 document filed for party 3: Request for arrest warrant.

10/13/10 Arrest warrant ordered on dispute 1 by Theresa S. DiMauro for violation of probation conditions. \$5000.00 bail set. 1107 Fair Haven PD.

Arrest warrant issued by Judge Theresa S. DiMauro, Warrant No. 12922 assigned.

10/21/10 Arrest warrant no. 12922 served: defendant arrested.

VOP Rule 5 Hearing set for 10/21/10 at 01:00 PM.

VOP Rule 5 Hearing held by Mary Miles Teachout. (DIGITAL). Public Defender requested.

Attorney assigned: Robb Spensley.

Request granted for public defender. 25.00 to be paid; Payment Order No. 44837.

Plea entered on VOP 1: Deny Violation, heard before Judge Mary Miles Teachout: plea accepted.

Surety bond or cash set by Mary Miles Teachout on dispute 1. Bail Amount: 200.00 set. Condition[s] 1-3,6,33 imposed; No.6: to reside in Rutland County; You shall abide by any Probation conditions which govern your conduct.

Mittimus for Failure to Give Bail issued. Custody status: Northwest State Corr Facility (St.A). Conditions of Release signed by defendant

Status Conference set for 11/15/10 at 03:00 PM.

10/26/10 1 document filed for party : return of original AW 12922.
1 document filed for party : return of executed AW 12922.

11/15/10 Status Conference held by Theresa S. DiMauro. (DIGITAL).
VOP Status Conference set for 12/13/10 at 03:00 PM.

12/13/10 VOP Status Conference held by Theresa S. DiMauro. (DIGITAL).
VOP Merits Hearing set for 01/25/11 at 10:30 AM.

01/18/11 VOP Merits Hearing set for 01/31/11 at 02:30 PM. RESET FROM 1/25/11
TO COMBINE TRANSPORT RESOURCES.
VOP Merits Hearing scheduled for 01/25/11 rescheduled.

01/31/11 VOP Merits Hearing held by Theresa S. DiMauro. (DIGITAL).
Plea entered on VOP 1: Admit Violation, heard before Judge Theresa S.
DiMauro: plea accepted.
VOP 1 Finding by Judge Theresa S. DiMauro: Found.
VOP Sentencing Hearing set for 02/28/11 at 02:00 PM.

02/07/11 VOP Sentencing Hearing scheduled for 02/28/11 rescheduled.
VOP Sentencing Hearing set for 02/15/11 at 10:00 AM.

02/25/11 VOP Sentencing Hearing set for 03/09/11 at 03:15 PM. Set at request
of Atty Spensley.

03/09/11 VOP Sentencing Hearing held by Theresa S. DiMauro. (DIGITAL).
Sentence on dispute 1 all suspended except 141 day(s) and defendant
placed on probation under standard conditions and special conditions
8,31-41. No.8: to pay fine of \$\$26. No.31: You shall enroll, attend
and satisfactor participate in sexual offender treatment You shall
pay for all such services. Participation shall include, but is not
limited to: active participation in grou general group discussion;
polygraph examination; completing homework assignm being on time; not
missing sessions wit prior approval from the therapist; talking
about yourself and other's behavior consistent with group treatment
You shall allow your sex offender treatm provider unrestricted
communication with your probation officer regarding your attendance,
level of participation, and any information concerning your risk to
community. You shall sign a release form allowing disclosure of
information about your conviction, participation and treatment your
probation officer, your counselor, State's Attorney and the Court.
You shall participate in and pay for a psycho-sexual evaluation if
requested. You shall sign an acknowledgement of responsibility for
the acts which you ha been convicted and placed on probation a for
such acts which have been part of th agreement which are not
resulting in con This will be used for treatment purposes will not be
part of any court record for civil proceedings. You shall inform
your Probation Officer prescribed medications and changes in
prescriptions. You shall maintain use of prescribed medications.
No.32 You shall not have any contact with your victim(s) (including
letters, phone call e-mail, text messaging, instant messagin tapes,
videos, visits, or any form of co through a third party) without the
writt approval of your sex offender treatment provider, your victim
(the victim's pare if the victim is a child), the victim's (if
applicable), the assigned child protection worker (if applicable) and
yo probation officer. This approval shall take into consideration a
valid court order for visitation with his child. No.33: You shall not
work or volunteer for any or organization that primarily provides to
persons under the age of 16 years. Th includes, but is not limited
to: arcades stores; baby-sitting; day-care providers carnivals; youth
camps; schools; playgro and youth sports activities or groups. You
shall work where directed and you sh give no cause for dismissal.
No.34: You shall reside where your Probation Of directs. You shall
not change your resid without the prior written permission of
probation officer. No.35: You may not view videotapes, films, tele
You may not use or possess pornography o erotica; you may not go to
adult booksto shops, topless bars, or massage parlors. You shall not
linger, loiter, nor spend locations where persons under the age of
are likely to be present, including, but limited to: parks,
playgrounds; schoolya schools and arcades. You may not enter
computer web sites or rooms" whose content is of, or permits, nature.
No.36: You are required to meet with your proba officer as directed.

You are required to permit entry into your home for the purpose of locating and removing inappropriate materials. This includes, not limited to: drugs, dangerous weapons pornography, and/or erotica. You must submit to a polygraph examination to determine your compliance with treatment supervision conditions. These examinations be periodic and upon your probation officer only. You must observe curfew restrictions as by your probation officer. You shall comply with the sex offender registry and all relevant laws in relation to the offender registry and sex offender notification requirements. You shall provide a sample of your DNA for inclusion in the State of Vermont DNA database and CODIS "Combined DNA Index System No.37: You may not associate with convicted sex offenders unless the therapist and probation officer approve of the affiliation. You shall inform all persons with whom you have a significant relationship or close affiliation of your sexual offending history. The therapist and/or probation officer may request that persons in your social network also be notified. You shall not participate in friendships or relationships with women or men who have children without prior written approval of the Probation Officer. You shall not associate with or contact under the age of 18 years without the prior approval of your probation officer and on terms as directed in writing by your probation officer. You shall not have sexual contact with a person under the age of 18 years. No.38: You shall not pick up hitchhikers or hitchhike yourself. No.39: You shall submit to alcohol or urinalysis at the direction of your probation officer. You shall not purchase, consume, or possess or use illegal substances or use legal prescription drugs for purposes other than the conditions for which they are prescribed. No.40: Conditions amended 11/5/08 to add an exception that Defendant may continue to reside at the home of Katina and Jamie Brown at 10 Elm Street, Fair Haven, VT. No.41: You must submit to electronic monitoring as required by your PO. Probation warrant modified for VOP until further order of the court. VOP 1: Disposed, viol. split sentence; Judge Theresa S. DiMauro presiding.

VOP Sentencing Hearing scheduled for 02/15/11 cancelled.

03/10/11 Case closed.

08/12/11 Tax referral on Payment #48308 Order #44837.

07/31/13 1 document filed for party 3: DDR.

Other set for 07/31/13 at 09:00 AM.

Bench Violation entered by Judge Theresa S. DiMauro on dispute 1 [VOP 2].

Plea entered on VOP 1: Admit Violation, heard before Judge Theresa S. DiMauro.

Note: Defendant admits to violating Condition B.

VOP 1: Disposed, viol. prob. cont. orig cond; Judge Theresa S.

DiMauro presiding.

Other held by Theresa S. DiMauro. (DIGITAL).

DISTRICT COURT OF VERMONT

Docket No. 603-4-08 Rdcr 1 VOP

Defendant

Last Name Eastman	First Sandra	M.I.	Unit No.	Circuit Rutland	Incident Offense No.
Address 10 Elm Street			Scheduled Date of Appearance		DMV Use
City, State, Zip Code Fair Haven, Vermont 05743			Date of Birth 03/14/1983	Age 30	Place of Birth Concord, New Hampshire
Date of Violation	Place of Violation	Probation Officer Leslie Briere		Office Location	<input checked="" type="checkbox"/> Previous Violations

Original Sentence: Judge T. DiMauro	Date 03/09/2011	MINIMUM YEARS MONTHS DAYS 18		MAXIMUM YEARS MONTHS DAYS 7		<input checked="" type="checkbox"/> ALL SUSPENDED <input type="checkbox"/> PART SUSPENDED	TO SERVE YEARS MONTHS DAYS 141	
--	---------------------------	---	--	--	--	--	---	--

Original Offense: **Lewd- Lascivious Conduct**

VIOLATION OF PROBATION

RULE 5 BAIL DISPOSITION SENTENCE	Date of Rule 5 Hearing	Date of Arraignment	Defendant's Attorney	Name of Judge	Date
	<input type="checkbox"/> Copy of Complaint to Defendant	Defendant Waives:	<input type="checkbox"/> Pro Se	Name of Reporter	<input type="checkbox"/> Judicial Summons to Issue
	<input type="checkbox"/> Probable Cause Found	<input type="checkbox"/> 24 Hour Rule	<input type="checkbox"/> Private	Name of Defendant's Attorney	<input type="checkbox"/> Arrest Warrant to Issue
	<input type="checkbox"/> Continued for Plea	<input type="checkbox"/> Reading of Complaint	<input type="checkbox"/> Counsel Assigned	Name of Guardian ad Litem	Bail Amount
	<input type="checkbox"/> Admits Violation	<input type="checkbox"/> Right to Counsel	<input type="checkbox"/> Counsel Denied		Date Judicial Summons

PRE-ARRAIGNMENT BAIL	Date Violation Hearing	Att's. Appearance of Return	Date Arrest Warrant
Date Set \$ Amount Date Posted		<input type="checkbox"/> by	
Date Set	Date Posted		
Amount	Date Mitt. for Lack of Bail		
Deposit	Date Refunded		

Date **7/31/13**

Finding of No Violation
 Finding of Violation
 Dismissed by Court
 Dismissed by State
 Admission of Violation

Defendant's admission of violation is found by this court to be voluntary and made with knowledge and understanding of the consequences and after knowing waiver of constitutional rights Admission has a factual basis. Said admission is hereby accepted and a finding of violation entered hereon.

JUDGE: *Thomas A. DiMauro*

Date Sentence Imposed **7/31/13**

Probation Continued Under Original Conditions
 Probation Conditions Modified
 Probation Revoked

TERM	MINIMUM YEARS MONTHS DAYS	MAXIMUM YEARS MONTHS DAYS	with credit for: _____ to be served from: _____ at _____ AM/PM to: _____ at _____ AM/PM beginning: _____
SUSPENDED ON PROBATION	TO SERVE YEARS MONTHS DAYS	<input type="checkbox"/> Concurrent <input type="checkbox"/> Consecutive to Docket No.'s	
<input type="checkbox"/> PART SUSPENDED <input type="checkbox"/> ALL SUSPENDED			

ADDITIONAL OR MODIFIED CONDITIONS

Date of Disposition 7/31/13	<input type="checkbox"/> Mittimus <input type="checkbox"/> Probation Warrant	Date	Date Disp. Report Sent 7/31/13	Signature of Judge <i>Thomas A. DiMauro</i>	Date 7/31/13
DMV Use			Probation Discharge Date	Signature of Clerk <i>Jammy Mader, Court Clerk</i>	Date

DISTRICT COURT OF VERMONT

Docket No. 603-4-08 Rdcr 1 VOP

Defendant		Last Name		First	M.I.	Unit No.	Circuit	Docket No.		VOP			
Eastman		Sunday				2	Rutland	603-4-08 Rdcr 1		VOP			
Address				Scheduled Date of Appearance				DMV Use					
Unknown													
City, State, Zip Code				Date of Birth		Age		Place of Birth					
Unknown				03-14-83		27		Concord New Hampshire					
Date of Violation		Place of Violation		Probation Officer			Office Location		<input type="checkbox"/> Previous Violations				
				Leslie Briere			Rutland						
Original Sentence: Judge		Date		MINIMUM			MAXIMUM			TO SERVE			
H. Eaton		11/05/2008		YEARS	MONTHS	DAYS	YEARS	MONTHS	DAYS	<input type="checkbox"/> ALL SUSPENDED	YEARS	MONTHS	DAYS
					18		7			<input type="checkbox"/> PART SUSPENDED			
Original Offense				VIOLATION OF PROBATION									
Lewd-Lascivious Conduct													
RULE 5 BAIL DISP SENTENCE	Date of Rule 5 Hearing		Date of Arraignment		Defendant's Attorney		Name of Judge		Date				
	<input type="checkbox"/> Copy of Complaint to Defendant		Defendant Waives:		<input type="checkbox"/> Pro Se		Name of Reporter		<input type="checkbox"/> Judicial Summons to Issue				
	<input type="checkbox"/> Probable Cause Found		<input type="checkbox"/> 24 Hour Rule		<input type="checkbox"/> Private		Name of Defendant's Attorney		<input type="checkbox"/> Arrest Warrant to Issue				
	<input type="checkbox"/> Continued for Plea		<input type="checkbox"/> Reading of Complaint		<input type="checkbox"/> Counsel Assigned		Name of Guardian ad Litem		Bail Amount				
	<input type="checkbox"/> Admits Violation		<input type="checkbox"/> Right to Counsel		<input type="checkbox"/> Counsel Denied				Date Judicial Summons				
PRE-ARRAIGNMENT BAIL				Date Violation Hearing		Att's. Appearance of Return				Date Arrest Warrant			
Date Set		Amount		Date Posted		<input type="checkbox"/> by							
Date Set		Date Posted											
Amount		Date Mitt. for Lack of Bail											
Deposit		Date Refunded											
<input type="checkbox"/> Personal Recognizance		<input type="checkbox"/> Cash/Surety											
<input type="checkbox"/> Appearance Bond		<input type="checkbox"/> Conditions											
Date		<input type="checkbox"/> Finding of No Violation		Defendant's admission of violation is found by this court to be voluntary and made with knowledge and understanding of the consequences and after knowing waiver of constitutional rights Admission has a factual basis. Said admission is hereby accepted and a finding of violation entered hereon.				JUDGE: _____					
11/31/11		<input type="checkbox"/> Finding of Violation											
<input type="checkbox"/> Dismissed by Court		<input checked="" type="checkbox"/> Admission of Violation											
<input type="checkbox"/> Dismissed by State													
Date Sentence Imposed		<input type="checkbox"/> Probation Continued Under Original Conditions		<input checked="" type="checkbox"/> Probation Conditions Modified				<input type="checkbox"/> Probation Revoked					
3/9/11													
TERM		MINIMUM		MAXIMUM		with credit for: 141 days							
		YEARS	MONTHS	DAYS	YEARS	MONTHS	DAYS						
			8		7								
SUSPENDED ON PROBATION		TO SERVE		<input type="checkbox"/> Concurrent		to be served from: _____ at _____ AM							
		YEARS	MONTHS	DAYS	<input type="checkbox"/> Consecutive to Docket No.'s		to: _____ at _____ AM						
				141			beginning: _____ PM						
<input checked="" type="checkbox"/> PART SUSPENDED													
<input type="checkbox"/> ALL SUSPENDED													
ADDITIONAL OR MODIFIED CONDITIONS													
submit to electronic monitoring as required by your p.d.													
Date of Disposition		<input type="checkbox"/> Mitimus		Date		Date Disp. Report Sent		Signature of Judge		Date			
		<input type="checkbox"/> Probation Warrant						Thomas A. DiManno		3/9/11			
DMV Use						Probation Discharge Date		Signature of Clerk		Date			

PROBATION REVOCATION MITTIMUS TO COMMISSIONER OF CORRECTIONS

Vermont Superior Court
Superior Court Rutland Criminal Division

Re: Eastman, Sandra a/k/a Sandy Eastman

Date of Order: 03/09/11

Date of Birth: 03/14/1983

Pros: Kevin R. Klamm

Atty: Robb Spenseley

603-4-08 Rdcr

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF VERMONT

The defendant named above was convicted and sentenced as follows:

603-4-08 Rdcr Ct. 1: Title 13 VSA 2601

LEWD-LASCIVIOUS CONDUCT

Sentenced: 10/22/08

Minimum: 18 Mos Maximum: 7 Yrs ALL SUSPENDED

The execution of the sentence was suspended and the defendant was placed on probation.

On 03/09/11, the Court revoked probation and required that the defendant serve the previously suspended sentence as follows:

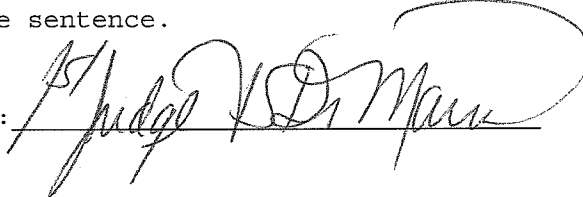
ALL SUSPENDED BUT 141 Days

Credit for time served according to law including 141 days

Sentence to commence 03/09/11

You are ordered to commit the above-named defendant to the Commissioner of Corrections or his authorized representative who is ordered to receive the defendant in accordance with the sentence.

By Order of the Court:



Judge Theresa S. DiMauro

OFFICER'S RETURN

By Authority of this mittimus, I committed the above-named defendant to the

Location/Corr. Facility	Date	Time	AM PM
-------------------------	------	------	----------

and left the Supervising Officer of the facility a copy of this Mittimus with my return.

Officer's Signature	Title
---------------------	-------

=====

M O D I F I E D P R O B A T I O N O R D E R

=====

Vermont Superior Court
Superior Court Rutland Criminal Division

Re: Eastman, Sandra a/k/a Sandy Eastman

Date of Order: 03/09/11

TO THE COMMISSIONER OF CORRECTIONS: The above-named defendant was convicted and sentenced as follows:

	Minimum	Maximum	All Suspended
603-4-08 Rdcr 1 Title 13 VSA 2601	18 MO	7 YR	But 141 DAYS
LEWD-LASCIVIOUS CONDUCT			
UNTIL further order of the Court			

The execution of the sentence is partially suspended and the defendant is placed on probation in the care and custody of the Commissioner of Corrections for the term(s) as shown above under the following conditions:

- A. You shall notify your probation officer within 48 hours if you are arrested or given a citation for a new offense.
 - B. You must not be convicted of another crime.
 - C. You must regularly work at a job or look for work, if your probation officer tells you to do so. You must get job training if your probation officer tells you to do so.
 - D. You must regularly work at a community service job if the court orders you to do so.
 - E. You must support your dependents and meet other family responsibilities.
 - F. You must meet with your probation officer or designee whenever he/she tells you to do so.
 - G. If you change your address or move, you must tell your probation officer within two days.
 - H. If you change or lose your job, you must tell your probation officer within two days.
 - I. You cannot leave the State without written permission from your probation officer.
 - J. Upon request, and without delay, you must allow the probation officer to visit you wherever you are staying.
 - K. If the probation officer or the court orders you to go to any counseling or training program, you must do so. You must participate to the satisfaction of your probation officer.
 - L. You must not buy, have or use any regulated drugs unless they are prescribed by a doctor. Your probation officer or any other person authorized by your probation officer can require you to have random urinalysis testing.
 - M. Violent or threatening behavior is not allowed at any time.
 - N. You shall not operate, try to operate or be in actual physical control of a motor vehicle on a public highway unless in possession of a valid Vermont operator's license.
 - O. You shall not drink alcoholic beverages to the extent they interfere with your employment or the welfare of your family, yourself or any other person. You must submit to any alcosensor test or any other alcohol test when your probation officer or their designee tells you to do so.
 - P. If restitution is ordered, you must cooperate fully with the Restitution Unit.
 - Q. You will pay any unpaid amounts due to the court or the Tax Department for any legal services provided at state expense.
- Other Conditions:
- 8. You must pay your fine(s) of \$26 to your probation officer as directed on a schedule determined by your probation officer.

[- - - - - C O N T I N U E D - - - - -]

31. You shall enroll, attend and satisfactorily participate in sexual offender treatment. You shall pay for all such services. Participation shall include, but is not limited to: active participation in group general group discussion; polygraph examination; completing homework assignments on time; not missing sessions without prior approval from the therapist; talking about yourself and other's behavior consistent with group treatment. You shall allow your sex offender treatment provider unrestricted communication with your probation officer regarding your attendance, level of participation, and any information concerning your risk to community. You shall sign a release form allowing disclosure of information about your conviction, participation and treatment to your probation officer, your counselor, State's Attorney and the Court. You shall participate in and pay for a psycho-sexual evaluation if requested. You shall sign an acknowledgement of responsibility for the acts which you have been convicted and placed on probation and for such acts which have been part of the agreement which are not resulting in conviction. This will be used for treatment purposes and will not be part of any court record for civil proceedings. You shall inform your Probation Officer of prescribed medications and changes in prescriptions. You shall maintain use of prescribed medications.
32. You shall not have any contact with your victim(s) (including letters, phone call e-mail, text messaging, instant messaging tapes, videos, visits, or any form of contact through a third party) without the written approval of your sex offender treatment provider, your victim (the victim's parent if the victim is a child), the victim's (if applicable), the assigned child protection worker (if applicable) and your probation officer. This approval shall take into consideration a valid court order for visitation with his child.
33. You shall not work or volunteer for any organization that primarily provides to persons under the age of 16 years. This includes, but is not limited to: arcades, stores; baby-sitting; day-care providers, carnivals; youth camps; schools; playgrounds and youth sports activities or groups. You shall work where directed and you shall give no cause for dismissal.
34. You shall reside where your Probation Officer directs. You shall not change your residence without the prior written permission of your probation officer.
35. You may not view videotapes, films, telegrams. You may not use or possess pornography or erotica; you may not go to adult bookstores, shops, topless bars, or massage parlors. You shall not linger, loiter, nor spend time in locations where persons under the age of 18 are likely to be present, including, but limited to: parks, playgrounds; schools, schools and arcades. You may not enter computer web sites or rooms whose content is of, or permits, nature.
36. You are required to meet with your probation officer as directed. You are required to permit entry into your residence for the purpose of locating and removing inappropriate materials. This includes, but is not limited to: drugs, dangerous weapons, pornography, and/or erotica. You must submit to a polygraph examination to determine your compliance with treatment supervision conditions. These examinations shall be periodic and upon your probation officer's only. You must observe curfew restrictions as by your probation officer. You shall comply with the sex offender registry and all relevant laws in relation to the offender registry and sex offender notification requirements. You shall provide a sample of your DNA for inclusion in the State of Vermont DNA database and CODIS "Combined DNA Index System".
37. You may not associate with convicted sex offenders unless the therapist and probation officer approve of the affiliation. You shall inform all persons with whom you have a significant relationship or close affiliation of your sexual offending history. The therapist and/or probation officer may request that persons in your social network also be notified. You shall not participate in friendships or relationships with women or men who have children without prior written approval of the Probation Officer. You shall not associate with or contact persons under the age of 18 years without the prior approval of your probation officer and on terms as directed in writing by your probation officer. You shall not have sexual contact with a person under the age of 18 years.
38. You shall not pick up hitchhikers or hitchhike yourself.
39. You shall submit to alcohol or urinalysis at the direction of your probation officer. You shall not purchase, consume, or possess or use illegal substances or use legal prescriptions for purposes other than the conditions for which they are prescribed.
40. Conditions amended 11/5/08 to add an exception that Defendant may continue to reside at the home of Katina and Jamie Brown at 10 Elm Street, Fair Haven, VT.
41. You must submit to electronic monitoring as required by your PO.

[- - - - C O N T I N U E D - - - -]

NOTICE: Under the Federal Gun Control Act, any person who has been convicted of a felony may not lawfully own, use or possess a firearm.

By Order of the Court:

Judge VS DiMauro
Judge Theresa S. DiMauro

I understand these conditions and I agree to follow them. I understand that if I do not follow these conditions, the court may require me to serve my full sentence in jail.

Probation Officer

Date

Defendant

Date

SUPERIOR COURT OF VERMONT
CRIMINAL DIVISION

UNIT NO. 2 Rutland District

DOCKETS: 603-4-08 Rdcr

STATE OF VERMONT

V

Sandy Eastman (DOB 3/14/83)
DEFENDANT

Court

FILED
OCT 06 2010
VERMONT SUPERIOR COURT
RUTLAND UNIT

PROBATION VIOLATION COMPLAINT

NOW INTO COURT comes the Commissioner of Corrections by and through the undersigned and authorized probation officer and makes the following complaint:

I

On 10/22/08, the above Defendant was convicted of Lewd & Lascivious Conduct and placed on probation in the care and custody of the Commissioner of Corrections with an 18 month – 7 year sentence.

II

During the period of probation the defendant has violated the standard and special conditions(s) of her probation as follows and, as her whereabouts are presently unknown, **an arrest warrant is requested:**

F. You must meet with your probation officer whenever she tells you to do so.

#31. You shall enroll, attend, and satisfactorily participate in sexual offender treatment. You shall pay for such services. Participation shall include, but is not limited to: active participation in general group discussions; polygraph examination; completing homework assignments; being on time; not missing sessions without prior approval of therapist; talking about yourself and other's behavior consistent with group treatment.

AFFIDAVIT

On 8/30/2010, Sandy became homeless. She was directed to maintain weekly contact with her probation officer until she had a stable residence. Sandy initially did fairly well maintaining contact, given all of the obstacles regarding her lack of residence. However, Sandy did not report, via phone nor in person, during the week of September 27th – October 1.

On 9/13/2010, I notified Sandy that she was scheduled to submit to a polygraph examination on Monday October 4, 2010. I provided her with that information via a hand delivered letter. I stressed to Sandy the importance of being present for her polygraph. Sandy failed to report for her polygraph examination as directed.

On 10/4/21010, I contacted Sandy's sex offender treatment provider. Sandy has a standing appointment for treatment every Monday. I was informed that Sandy called the office to cancel her treatment appointment scheduled for Monday September 27, and she rescheduled for Tuesday September 28. Sandy failed to report for treatment on September 28, and failed to report – or to reschedule - for her regularly scheduled treatment appointment on Monday October 4.

The following issues impact the ability of DOC to supervise her effectively in the community at this time: homelessness, substance abuse issues, mental health issues, lack of transportation, unemployment, lack of support (ie: friends/ family), lack of services. Sandy's lack of stability has been compounded by a lack of resources in the community available to help her. Despite all of these challenges, Sandy is typically compliant with supervision, although she has exercised poor judgment on occasion. It is unusual for Sandy to avoid contact with DOC; therefore, her failure to maintain contact and to report for her polygraph are concerning. The purpose of this VOP is to inform the Court of Sandy's circumstances (which hinder supervision) and to locate Sandy via the Arrest Warrant.

Date: 10/5/10 Corrections Services Specialist: [Signature]
Subscribed and sworn to this 5th day of October, 2010 [Signature]
Notary Public
My Commission Expires

PROBABLE CAUSE FOUND

DATE: 10/7/10 JUDICIAL OFFICER: [Signature]

AMENDED PROBATION ORDER

STATE OF VERMONT
District Court of Vermont
Unit No. 2, Rutland Circuit

Re: Eastman, Sandy

Date of Order: 11/05/08

TO THE COMMISSIONER OF CORRECTIONS: The above-named defendant was convicted and sentenced as follows:

	Minimum	Maximum	All Suspended
603-4-08 Rdcr 1 Title 13 VSA 2501 LEWD-LASCIVIOUS CONDUCT	18 MO	7 YR	
UNTIL further order of the Court			

The execution of the sentence is suspended and the defendant is placed on probation in the care and custody of the Commissioner of Corrections for the term(s) as shown above under the following conditions:

- A. You shall notify your probation officer within 48 hours if you are arrested or given a citation for a new offense.
- B. You must not be convicted of another crime.
- C. You must regularly work at a job or look for work, if your probation officer tells you to do so. You must get job training if your probation officer tells you to do so.
- D. You must regularly work at a community service job if the court orders you to do so.
- E. You must support your dependents and meet other family responsibilities.
- F. You must meet with your probation officer or designee whenever he/she tells you to do so.
- G. If you change your address or move, you must tell your probation officer within two days.
- H. If you change or lose your job, you must tell your probation officer within two days.
- I. You cannot leave the State without written permission from your probation officer.
- J. Upon request, and without delay, you must allow the probation officer to visit you wherever you are staying.
- K. If the probation officer or the court orders you to go to any counseling or training program, you must do so. You must participate to the satisfaction of your probation officer.
- L. You must not buy, have or use any regulated drugs unless they are prescribed by a doctor. Your probation officer or any other person authorized by your probation officer can require you to have random urinalysis testing.
- M. Violent or threatening behavior is not allowed at any time.
- N. You shall not operate, try to operate or be in actual physical control of a motor vehicle on a public highway unless in possession of a valid Vermont operator's license.
- O. You shall not drink alcoholic beverages to the extent they interfere with your employment or the welfare of your family, yourself or any other person. You must submit to any alcoholometer test or any other alcohol test when your probation officer or their designee tells you to do so.
- P. If restitution is ordered, you must cooperate fully with the Restitution Unit.

Other Conditions:

- 3. You must pay your fine(s) of \$20 to your probation officer as directed on a schedule determined by your probation officer.

[CONTINUED]

21. You shall enroll, attend and satisfactorily participate in sexual offender treatment. You shall pay for all such services. Participation shall include, but is not limited to: active participation in group, general group discussion, polygraph examination, completing homework assignments on time, not missing sessions without prior approval from the therapist, talking about yourself and other's behavior consistent with group treatment. You shall allow your sex offender treatment provider unrestricted communication with your probation officer regarding your attendance, level of participation, and any information concerning your risk to community. You shall sign a release form allowing disclosure of information about your conviction, participation and treatment to your probation officer, your counselor, State's Attorney and the Court. You shall participate in and pay for a psycho-sexual evaluation if requested. You shall sign an acknowledgement of responsibility for the acts which you have been convicted and placed on probation as well as for such acts which have been part of the agreement which are not resulting in conviction. This will be used for treatment purposes and will not be part of any court record for civil proceedings. You shall inform your Probation Officer of prescribed medications and changes in prescriptions. You shall maintain use of prescribed medications.
22. You shall not have any contact with your victim(s) (including letters, phone call, e-mail, text messaging, instant messaging, tapes, videos, visits, or any form of contact through a third party) without the written approval of your sex offender treatment provider, your victim (the victim's parent if the victim is a child), the victim's (if applicable), the assigned child protection worker (if applicable) and your probation officer. This approval shall take into consideration a valid court order for visitation with his child.
23. You shall not work or volunteer for any organization that primarily provides to persons under the age of 16 years. This includes, but is not limited to: arcades, stores, baby-sitting, day-care providers, carnivals, youth camps, schools, playgrounds and youth sports activities or groups. You shall work where directed and you shall give no cause for dismissal.
24. You shall reside where your Probation Officer directs. You shall not change your residence without the prior written permission of your probation officer.
25. You may not view videotapes, films, CDs. You may not use or possess pornography or erotica; you may not go to adult bookstore, shops, topless bars, or massage parlors. You shall not linger, loiter, nor spend locations where persons under the age of 18 are likely to be present, including, but limited to: parks, playgrounds, schools, schools and arcades. You may not enter computer web sites or rooms whose content is of, or permits, nature.
26. You are required to meet with your probation officer as directed. You are required to permit entry into your residence for the purpose of locating and removing inappropriate materials. This includes, not limited to: drugs, dangerous weapons, pornography, and/or erotica. You must submit to a polygraph examination determining your compliance with treatment supervision conditions. These examinations be periodic and upon your probation officer's request only. You must observe curfew restrictions as by your probation officer. You shall comply with the sex offender registry and all relevant laws in relation to the offender registry and sex offender notification requirements. You shall provide a sample of your DNA for inclusion in the State of Vermont DNA database and COOIS "Combined DNA Index System".
27. You may not associate with convicted sex offenders unless the therapist and probation officer approve of the affiliation. You shall inform all persons with whom a significant relationship or close affinity of your sexual offending history. The therapist and/or probation officer may restrict the persons in your social network also be advised. You shall not participate in friendships or relationships with women or men who have children without prior written approval of Probation Officer. You shall not associate with or contact persons under the age of 18 years without the prior approval of your probation officer and as terms so directed in writing by your probation officer. You shall not have sexual contact with a person under the age of 18 years.
28. You shall not pick up hitchhikers or hitchhike yourself.
29. You shall submit to a blood sample or urinal at the direction of your probation officer. You shall not purchase, consume, or possess or use illegal substances or use legal prescription drugs for purposes other than the conditions for which they are prescribed.
30. Conditions amended 11/5/09 to add an exception that Defendant may continue to reside at the home of Katina and Jamie Brown at 16 Elm Street, Fair Haven, VT.

NOTICE: Under the Federal Gun Control Act, any person who has been convicted of a felony may not lawfully own, use or possess a firearm.

By Order of the Court: 131 Judge Eaton
Judge Harold E. Eaton, Jr.

I understand these conditions and I agree to follow them. I understand that if I do not follow these conditions, the court may require me to serve my full sentence in jail.

[Signature] Probation Officer 11/18/08 Date

[Signature] Defendant

11/18/08 Date

3/14/09 12/14/08
Rutland

AFFIDAVIT

Now comes Fair Haven Police Detective Gary J. Boutin, affiant, being duly sworn and on oath, deposes and says he has probable cause to believe that Sandra L. Eastman, DOB: 3-14-83, hereinafter referred to as the defendant, has committed the offense(s) of Sexual Assault, a violation(s) of Title 13 VSA Section 3252(c).

On December 7, 2007 this affiant received a complaint from Katina Brown who lives at 10 Elm Street in Fair Haven relevant to the above named defendant, Sandra L. Eastman. Katina Brown advised she had recently learned that Eastman, who is a close friend, is pregnant and carrying a child fathered by her 15 year old son, TJB, DOB: 1-24-92.

When this complaint was received from Katina Brown she was accompanied by her 15 year old son, TJB, DOB: 1-24-92. The 15 year old juvenile did not admit to having a sexual relationship with Eastman, however, he did say that it was as much his fault as hers. The 15 year old juvenile indicated, "I am not going to say anything against her" and refused to make or provide any statement.

On 12-12-07 this affiant made personal contact with the defendant at 10 Elm Street which is where the defendant resides in Fair Haven:

Prior to interviewing the defendant, I told her 5 times in succession, "you are not under arrest". I then asked her the question, "What are you not under" and she responded by saying, "under arrest".

I also told the defendant that she did not have to speak with me or make any statement. The defendant indicated she wanted to tell the truth.

During our subsequent conversation the defendant admitted having sexual intercourse with juvenile TJB, DOB: 1-24-92, "at least 10 times". The defendant further admitted that she knew juvenile TJB, DOB: 1-24-92 was 15 years old and what she was doing was wrong. The defendant advised that all of these sexual contacts occurred in Fair Haven and these sexual contacts started in May of 2007.

The defendant admitted that she is pregnant and she is certain that the juvenile is the father of the child.

The defendant subsequently provided a written statement/confession where she expresses the desire to accept responsibility for her actions.

Subscribed and sworn to before me on
This 14 day of January 2008

Gary J. Boutin
(Affiant)

Paula Kelley Wall
(Notary Public) exp 2/10/11

1-14-08
(Date)

ORIGINAL FOR
COURT

Fair Haven Police Department
Case Number: 07FH01146

State of Vermont
County of Rutland

SUPPLEMENTAL AFFIDAVIT

The juvenile victim identified in the primary affidavit as TJB, DOB: 1-24-92 is:

Tylor James Brown
DOB: 1-24-92

Mother is: Katina E. Brown
DOB: 6-3-73
10 Elm Street, Fair Haven, VT
Tel #: 265-7801

Subscribed and sworn to before me on

this 16th day of January 19 2008

Bonnie L. Rosati
Notary Public

Gary J. Boutin
(Affiant)
1-16-08
Date

STATE OF VERMONT
RUTLAND COUNTY, SS

STATE OF VERMONT
v.
SANDY EASTMAN

VERMONT DISTRICT COURT
UNIT II RUTLAND CIRCUIT
DOCKET NO. 603-4-08Rdcr

AMENDMENT OF INFORMATION

NOW COMES the State of Vermont, by and through its attorney, Kevin Klamm (Deputy) State's Attorney, on oath of office, and hereby amends the State's Attorney's Information as follows:

That Sandy Eastman of Fair Haven at Fair Haven in this County and Territorial Unit in May of 2007, did then and there

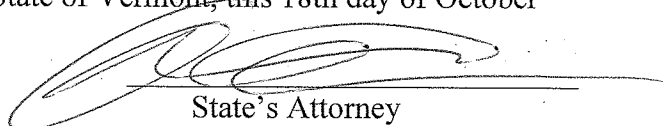
Willfully and lewdly commit a lewd act upon the body of a child under the age of 16 years with the intent of gratifying her sexual desires, to wit, Juvenile TJB, DOB 1/24/92

CODE: 13V2601

in violation of Title 13, Vermont Statutes Annotated § 2602 and against the peace and dignity of the State of Vermont.

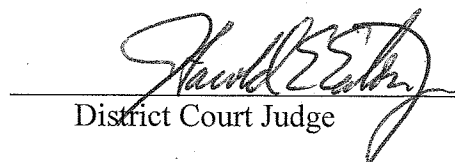
PENALTY: Not less than 2 years nor more than 15 years, \$ 5,000 or both

DATED at the City and County of Rutland, State of Vermont, this 18th day of October 2008


State's Attorney

ENTRY ORDER

Probable Cause is hereby found on this amendment on this 22 day of Oct., 2008.


District Court Judge

cc: Mark Furlan, Esq.

DEFENDANT: SANDY EASTMAN
DOB: 03/14/1983 AGE: 25
ADDRESS: 10 Elm Street
Rutland, VT 05701

ARRAIGNMENT DATE: 04/28/08
SA CASE NO.: 2008RD06990A
ASSIGNED PROSECUTOR: Kevin R. Klamm
POLICE DEPT.: Fair Haven Police Department
INVESTIGATING OFFICER: Gary Boutin
ADVOCATE: Dyanne Lertola
INCIDENT NO.: 07FH01146

STATE OF VERMONT
RUTLAND COUNTY, SS

STATE OF VERMONT

DISTRICT COURT OF VERMONT

V

UNIT II, RUTLAND CIRCUIT

SANDY EASTMAN

DOCKET NO. 03-4-08Rdc

INFORMATION BY STATE'S ATTORNEY

By the authority of the State of Vermont, the State's Attorney for Rutland County, upon the oath of office charges:

COUNT 1 OF 1

CHARGE CODE: 13V3252C, CHARGE NAME: Sexual Assault -Victim <16 Yrs, OFFENSE CLASS: F

SANDY EASTMAN, in this Territorial Unit, in the County of Rutland, at Fair Haven, beginning in May, 2007 engaged in a sexual act with a child who is under the age of 16, except where the persons are married to each other and the sexual act is consensual, in violation of 13 V.S.A. §3252(c).

Penalty: imprisoned not more than 20 years, and, in addition, may be fined not more than \$10,000.00.

Against the peace and dignity of the State.

DATED: April 18, 2008

FILED
APR 22 2008


Rutland District Court



State's Attorney (Deputy)

This information has been presented to me and I have found probable cause.

DATED: 4/23/08



District Court Judge

Conditions Requested: 1, 2, 3, 14(TJB, DOB: 1/24/92, ~~Katina Brown~~), 15, 17(14, 15,31) 31,

Fair Haven Police Department
Case Number: 07FH01146

original for
COURT
State of Vermont
Rutland County, S.S.

AFFIDAVIT

Now comes Fair Haven Police Detective Gary J. Boutin, affiant, being duly sworn and on oath, deposes and says he has probable cause to believe that Sandra L. Eastman, DOB: 3-14-83, hereinafter referred to as the defendant, has committed the offense(s) of Sexual Assault, a violation(s) of Title 13 VSA Section 3252(c).

On December 7, 2007 this affiant received a complaint from Katina Brown who lives at 10 Elm Street in Fair Haven relevant to the above named defendant, Sandra L. Eastman. Katina Brown advised she had recently learned that Eastman, who is a close friend, is pregnant and carrying a child fathered by her 15 year old son, TJB, DOB: 1-24-92.

When this complaint was received from Katina Brown she was accompanied by her 15 year old son, TJB, DOB: 1-24-92. The 15 year old juvenile did not admit to having a sexual relationship with Eastman, however, he did say that it was as much his fault as hers. The 15 year old juvenile indicated, "I am not going to say anything against her" and refused to make or provide any statement.

On 12-12-07 this affiant made personal contact with the defendant at 10 Elm Street which is where the defendant resides in Fair Haven.

Prior to interviewing the defendant, I told her 5 times in succession, "you are not under arrest". I then asked her the question, "What are you not under" and she responded by saying, "under arrest".

I also told the defendant that she did not have to speak with me or make any statement. The defendant indicated she wanted to tell the truth.

During our subsequent conversation the defendant admitted having sexual intercourse with juvenile TJB, DOB: 1-24-92, "at least 10 times". The defendant further admitted that she knew juvenile TJB, DOB: 1-24-92 was 15 years old and what she was doing was wrong. The defendant advised that all of these sexual contacts occurred in Fair Haven and these sexual contacts started in May of 2007.

The defendant admitted that she is pregnant and she is certain that the juvenile is the father of the child.

The defendant subsequently provided a written statement/confession where she expresses the desire to accept responsibility for her actions.

Subscribed and sworn to before me on
This 14 day of January 2008

Gary J. Boutin
(Affiant)

1-14-08
(Date)

Paula Kelley Wall
(Notary Public) exp 2/10/11

ORIGINAL for
COURT

Fair Haven Police Department
Case Number: 07FH01146

State of Vermont
County of Rutland

SUPPLEMENTAL AFFIDAVIT

The juvenile victim identified in the primary affidavit as TJB, DOB: 1-24-92 is:

Tylor James Brown
DOB: 1-24-92

Mother is: Katina E. Brown
DOB: 6-3-73
10 Elm Street, Fair Haven, VT
Tel #: 265-7801

Subscribed and sworn to before me on

this 16th day of January 19 2008

Bonnie L. Rosati
Notary Public

Gary J. Boutin
(Affiant)
1-16-08
Date

STATE OF VERMONT
RUTLAND COUNT, SS

STATE OF VERMONT
VS

Vermont District Court
Unit II, Rutland Circuit
Docket No. 603-4-08Rdcr

SANDY EASTMAN

PLEA AGREEMENT OF THE
STATE AND SANDY EASTMAN

COMES NOW the State of Vermont by and through the Rutland County State's Attorney's Office and Sandy Eastman (hereinafter Defendant), personally and through her counsel, Mark Furlan Esq. and hereinafter make the following agreement.

Defendant shall offer a plea of Guilty to the following charge:

603-4-08Rdcr Lewd and Lascivious Conduct with a Child, as amended

The offenses concern unlawful sexual conduct with a minor; Defendant does not deny the sexual nature of her conduct

I have read the above paragraph; I understand and agree with its contents.

SE (Defendant's initials).

The parties agree to recommend a sentence of 18 months to 7 years suspended with probation. and ask the court to impose the same. The parties hereby waive a Pre-Sentence Investigation Report. Defendant warrants that she has a full understanding of the sexual offender counseling requirements and behavioral restrictions his sentence will entail and the purpose and contents of the Acknowledgement of Responsibility she is executing with this agreement.

I have read the above paragraph; I understand and agree with its contents.

SE (Defendant's initials)

The State has attempted to contact the family of the complaining witness on several occasions. The family has failed to respond. The State is familiar with the both the complaining witness and his family. Based on the State's lengthy involvement with them, and their extensive involvement with the resources of the Agency of Human Services, the State believes they would support the agreement.

As part of this Agreement, Defendant shall execute an Acknowledgement of Responsibility which shall be used only in connection with this plea and sentencing. Defendant acknowledges and understands that in the event she is sentenced to a period of incarceration as a result of a probation violation or for any other reason that the minimum period of incarceration she will actually serve depends upon a number of factors determined by the Department of Corrections, including satisfactory participation in or completion of any sexual offender treatment program which may be require by the Corrections Department. Failure to satisfactorily participate in or complete such programming may affect defendant's time of release.

I have read the above paragraph; I understand and agree with its contents.

de (Defendant's initials)

The parties agree and understand that this Agreement and Defendant's entry of plea are governed by V.R.Cr.P. 11. By voluntarily pleading Guilty to this charge, Defendant acknowledges that she understands the nature of the charge to which she is pleading, the maximum possible penalty provided by law, that she has the right to persist in a plea of not guilty and proceed to trial by jury or judge, that she has the right to trial by jury and the right to assistance of counsel, that she has the right to confront and cross-examine adverse witnesses, that she has the right against compelled self-incrimination, and the right to present evidence and witnesses on her behalf. Defendant acknowledges and understands that if the court accepts her plea she gives up the right to trial on these charges. By entering a plea of Guilty to this charge, Defendant affirms that the court shall enter an adjudication of guilt against her; Defendant affirms that her plea is not the result of any threats nor promises of leniency and this Agreement details the entire understanding of the parties.

I have read the above paragraph; I understand and agree with its contents.

de (Defendant's initials)

Defendant acknowledges and understands that by pleading Guilty to this charge she agrees that the State could prove the essential elements of the charge beyond a reasonable doubt at trial. Defendant gives up each and every right under Rule 11 in regard to her plea to this charge and asks the court to accept her plea making no claim of innocence. Defendant further understands and agrees that if the court accepts her plea pursuant to this Agreement she waives and gives up any right to withdraw her plea or ask for reconsideration of sentence. Defendant retains the right to withdraw her plea should the court's sentence exceed the terms of this Agreement.

I have read the above paragraph; I understand and agree with its contents.

de (Defendant's initials)

The State and Sandy Eastman stipulate and agree that in addition to the standard conditions of probation, the attached list of special conditions shall be imposed by the court and are accepted by Defendant as part of her probation warrant. Defendant stipulates and acknowledges that she has read, reviewed, and understands each special condition outlined in the attached document and agrees to be bound by their terms. Defendant shall sign said probation warrant including both standard and special conditions.

I have read the above paragraph; I understand and agree with its contents. de
(defendant's initials).


In witness of this Agreement and their willingness to abide by its terms, the parties set their signatures hereto and acknowledge that it embodies all the terms and conditions agreed to, and that no other promises or representations have been made by the Rutland County State's Attorney's Office.

Dated at the City and County of Rutland, Vermont, this 22nd day of October, 2008.

Sandy Eastman
Sandy Eastman, Defendant

Kevin Klamm
Kevin Klamm, dsa

Rutland County State's Attorney



Mark Furlan, Esq.

STATE OF VERMONT
RUTLAND COUNTY, SS.

STATE OF VERMONT

VS

SANDY EASTMAN

Vermont District Court
Unit 1, Rutland Circuit
Docket. No. 603-4-08Rdcr

SPECIAL CONDITIONS OF PROBATION

A. Programming/ Treatment

- SE / MF 1. You shall enroll, attend and satisfactorily participate in sexual offender treatment. You shall pay for all such services. Participation may include, but is not limited to: active participation in group; individual, general group discussion; polygraph examination; completing homework assignments; being on time; not missing sessions without prior approval from the therapist; talking about yourself and other's behavior consistent with group treatment.
- SE / MF 2. You shall allow your sex offender treatment provider unrestricted communication with your probation officer regarding your attendance, level of participation, and any information concerning your risk to the community.
- SE / MF 3. You shall sign a release form allowing disclosure of information about your conviction, participation and treatment among your probation officer, your counselor, the State's Attorney and the Court.
- SE / MF 4. You shall participate in and pay for a psycho-sexual evaluation if requested.
- SE / MF 5. You shall sign an acknowledgement of responsibility for the acts for which you have been convicted and placed on probation and for such acts which have been part of the plea agreement which are not resulting in convictions. This will be used for treatment purposes and will not be part of any court record for civil proceedings.
- SE / MF 6. You shall inform your Probation Officer of all prescribed medications and changes in prescriptions. You shall maintain use of all prescribed medications.

Initials:

SE Defendant: MF Counsel Kh (Dep.) S.A.

B. Victim Contact

/

1. You shall pay for the uninsured financial costs for the therapy of your victim(s).

/

2. You shall abide by any and all other Civil or District Court orders governing your behavior.

/

3. ?

a) You shall not have any contact with your victim(s) (including letters, phone calls, e-mail, text messaging, instant messaging, tapes, videos, visits, or any form of contact through a third party) without the written approval of your sex offender treatment provider, your victim (the victim's parents if the victim is a child), ~~the victim's therapist (if applicable)~~, the assigned child protection worker (if applicable) and your probation officer. *This approval shall take into consideration a court order for visitation of victim's child.*

b) You shall not have any contact with your victim (including letters, phone calls, email, text messaging, instant messaging, tapes, videos, visits, or any form of contact through a third party.)

/

4. You shall not have contact with your non-victim children unless approved in writing by your sex offender treatment provider, your child(ren), the custodial parent, the child protection worker (if applicable), and your probation officer.

/

? 5. You shall not reunite with your family unit until you receive written approval from your sex offender treatment provider, your victim, your victim's guardian, your victim's therapist (if applicable), the child protective services worker (if applicable), and your probation officer.

C. Employment

DE / MF

1. You shall not work or volunteer for any business or organization that primarily provides services to persons under the age of 16 years. This includes, but is not limited to: arcades; toy stores; baby-sitting; day-care providers; fairs; carnivals; youth camps; schools; playgrounds; and youth sports activities or groups.

DE / MF

2. You shall not work or volunteer for any business or organization that primarily employs persons under the age of 18 years without the prior written permission from your Probation Officer.

DE / MF

3. You shall work where directed and you shall give no cause for dismissal.

/

4. You shall disclose to your employer the nature of this conviction and these special conditions of Probation.

D. Residence

Initials: DE Defendant: MF Counsel KN (Dep.) S.A.

JE / MF

1. You shall reside where your probation officer directs. You shall not change your residence without the prior written permission of your probation officer.

/

? 2. You shall not reside in a home where persons under 18 years reside without written permission from your sex offender treatment provider and your probation officer.

/

3. You shall disclose to your landlord, and/or any roommates who share your residence, the nature of this conviction and these special conditions of Probation.

E. Offense – specific

JE / MF

1. You may not view videotapes, films, television shows, computer generated images, photographs, or other visual materials that are identified as inappropriate by your probation officer or treatment provider that act as a stimulus for your abusive cycle, or act as a stimulus to arouse you in an abusive fashion.

JE / MF

2. You may not use or possess pornography or erotica: you may not go to adult bookstores, sex shops, topless bars, or massage parlors.

JE / MF

3. You shall not linger, loiter nor spend time at locations where persons under the age of 16 are likely to be present, including, but not limited to: parks; playgrounds; schoolyards, schools and arcades unless in the company of your own children.

/

4. You may not possess a camera or video recorder or any other device capable of capturing a visual image.

/

5.
a) You shall not have Internet access until you have installed an approved software system that will regularly monitor your computer and its hard drive. You shall pay for the expense of same to assure compliance. You shall allow your Probation Officer access to said monitoring system.
b) You may not access the Internet at any time nor have in your possession any computerized device with the capability of accessing the Internet.

JE / MF

6. You may not enter computer web sites or “chat rooms” whose content is of, or permits, a sexual nature.

/

7. You may access the Internet at your place of employment only after receiving prior written approval from your probation officer.

F. Monitoring

Initials:

JE

Defendant:

MF

Counsel

KK

(Dep.) S.A.

- JE / MF 1. You are required to meet with your probation officer as directed.
- JE / MF 2. You are required to permit entry into your residence for the purpose of locating and removing inappropriate materials. This includes, but is not limited to: drugs, dangerous weapons, pornography, and/or erotica.
- JE / MF 3. You must submit to a polygraph examination to determine your compliance with treatment and supervision conditions. These examinations will be periodic and upon your probation officer's request and will be used for treatment purposes only.
- JE / MF 4. You must observe curfew restrictions as directed by your probation officer.
- JE / MF 5. You shall comply with the sex offender registry and all relevant laws in relation to the sex offender registry and sex offender notification requirements.
- JE / MF 6. You shall provide a sample of your DNA for inclusion in the State of Vermont DNA database and CODIS "Combined DNA Index System"

G. Social

- JE / MF 1. You may not associate with convicted sexual offenders unless the therapist and probation officer approve of the affiliation
- JE / MF 2. You shall inform all persons with whom you have a significant relationship or close affiliation of your sexual offending history if directed to by your P. O. in consultation with your therapist. The therapist and/or probation officer may request that additional persons in your social network also be disclosed to.
- JE / MF 3. You shall not participate in friendships or relationships with women or men who have minor children without prior written approval from your Probation Officer.
- JE / MF 4. You shall not associate with or contact any person under the age of 18 years without the prior written approval of your probation officer and only on the terms as directed in writing by your probation officer.
- JE / MF 5. You shall not have sexual contact with any person under the age of 18 years.

H. Driving

Initials: JE Defendant: MF Counsel KN (Dep.) S.A.

/

1. You must maintain a driving log (mileage; time of departure, arrival, and return; destination; routes traveled; persons with you).

JS / MF

2. You shall not pick up hitchhikers or hitchhike yourself.

 /

3. You must comply with specified limitations on driving as identified in writing by your Probation Officer.

I. Alcohol and Drugs

JS / MF

1. You shall submit to alcosensor or urinalysis at the direction of your probation officer.

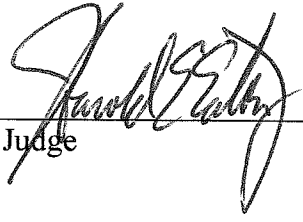
JS / MF

2. You shall not purchase, consume, or possess illegal substances or use legal prescription drugs for purposes other than the conditions for which they are prescribed; you may not purchase, consume, or possess alcohol unless permitted by your P.O..

 /

3. You may not frequent bars, taverns, and businesses whose primary function is to serve alcoholic beverages.

By Order of the Court:



Judge

10/22/18

Initials:

JS

Defendant:

MF

Counsel

RK

(Dep.) S.A.