

IN THE EIGHTEENTH JUDICIAL DISTRICT COURT  
SEDGWICK COUNTY, KANSAS

FILED  
APP DOCKET NO.         

**2010 JOURNAL ENTRY OF JUDGMENT**

2012 OCT 31 P 3: 52

cc/KSC/M. Smith

**SECTION I. CASE IDENTIFYING INFORMATION**

Transaction Number: 3087G1074506  
CLERK OF DISTRICT COURT  
18TH JUDICIAL DISTRICT  
SEDGWICK COUNTY, KANSAS

STATE v. TERRY E. BLUM SSN: XXX-XX-2312 ADDRESS: 127 West 87th Haysville, Kansas 67216	<input checked="" type="checkbox"/> Male	Court O.R.I. Number KS087025G	K.B.I. Number 1305350
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County SEDGWICK	Court Case Number 10CR3795	Sentencing Judge WILLIAM S. WOOLLEY	Sentencing Date 10/03/12
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Defense Counsel:  Retained      Counsel Name: Michelle Smith

Type of Proceeding:  Guilty Plea (pursuant to Brady)

Date of Conviction: 07/03/12

Pre-Trial Status of Offender:  Released on Bond

**SECTION II. CRIMINAL HISTORY CLASSIFICATION**

Offender's Overall Criminal History Classification as Found by the Court:  I

Objections to Criminal History?  Yes      If Yes, By:  Defendant

Court's Ruling on Objection:  Criminal history was amended. (Defendant objects to #2 and #3 on PSI. Court leaves objection unresolved and parties agree to Criminal History "I".

**SECTION III. CURRENT CONVICTION INFORMATION**

Name of PRIMARY Offense of Conviction:  
AGGRAVATED BATTERY  
Count No.: 1      Date Of Offense: On or between 11/06/10 and 11/07/10

K.S.A. Title, Section, Subsection(s): 21-3414(a)(1)(C)

Grade of Offense:  Felony, Severity Level 7       Person

Offense Category:  Nondrug



**Presumptive Sentencing Range:**  
Mid 12 High 13 Low 11  Presumptive Probation

**SENTENCE IMPOSED:**

**Guideline Range Imposed:**  High

**Prison Term:** KDOC 13 months  Underlying with probation granted.

**Postrelease Supervision Term:**  12 months

**Probation Term:**  36 months  
**Probation Supervision to:**  Community Corrections

**Name of ADDITIONAL Offense of Conviction:**  
AGGRAVATED ENDANGERING A CHILD  
Count No.: 2 Date Of Offense: On or between 11/06/10 and 11/07/10

**Sentences Concurrent or Consecutive:**  Consecutive to Count(s): 1

**K.S.A. Title, Section, Subsection(s):** 21-3608a(a)(1)

**Grade of Offense:**  Felony, Severity Level 9  Person

**Offense Category:**  Nondrug

**Presumptive Sentencing Range:** (Use Criminal History Classification "I" for non-primary convictions.)  
Mid 6 High 7 Low 5  Presumptive Probation

**SENTENCE IMPOSED:**

**Guideline Range Imposed:**  High

**Prison Term:** KDOC 7 months  Underlying with probation granted.

**Postrelease Supervision Term:**  12 months

**Probation Term:**  36 months  
**Probation Supervision to:**  Community Corrections

**SECTION V. OTHER CONDITIONS**

**General/Special Conditions of Probation**

In addition to the provisions set forth in K.S.A. 21-4610, the defendant is ordered to comply with the following special conditions of probation:

- Obey the laws of the United States, the State of Kansas, and any other jurisdiction to whose laws he/she may be subject.
- Report to Community Corrections (I.S.O.) as directed.
- Remain within the area of the State of Kansas unless permission to leave is first obtained from the Court.
- Notify the I.S.O. within 24 hours of changes in employment, residence, and phone number, or of any contact with law enforcement.
- Mental health evaluation (follow recommendations).
- No possession or consumption of alcohol or drugs without a legal prescription from a physician.
- Submit to random breath, blood, urinalysis testing at request of I.S.O. at defendant's own expense.
- Gain and maintain employment.
- No contact with victim.
- Curfew Restriction: - as directed.
- Obey all rules, regulations, and requirements of Community Corrections.
- Maintain residence within Sedgwick County.
- Do not own, possess, or use firearm.

**Costs Ordered:**

Court Costs .....	\$	197.00
Booking/Fingerprint Fee .....	\$	33.00
Witness Fees .....	\$	20.00
B.F.A.W. ....	\$	98.50
Correctional Supervision Fee .....	\$	120.00
Sexual Assault Kit/Exam Fee .....	\$	725.00

**SECTION VI. RECAP OF SENTENCE**

**Sentence Imposed:**

Total Underlying Prison Term (if sentence imposed is probation): 20 months

**Good Time Credit:**

- For each count, the Court pronounced the complete sentence, including the maximum potential good time percentage. [K.S.A. 2010 Supp. 21-4704(e)(2) and 21-4705(c)(2)]
- 20%

**Postrelease Supervision Term:**  12 months

**Probation Term Imposed:**  36 months

**Jail Credit:**

<u>Location</u>	<u>Dates in Custody</u>	<u>Number of Days</u>	<u>Awarded/Not Awarded</u>
<u>J</u> Sedgwick County Jail .....	11/09/10 to 11/15/10 .....	7 .....	<input checked="" type="checkbox"/> A
<u>J</u> Sedgwick County Jail .....	12/10/20 to 01/22/11 .....	44 .....	<input checked="" type="checkbox"/> A
<u>J</u> Sedgwick County Jail .....	09/04/12 to 09/18/12 .....	15 .....	<input checked="" type="checkbox"/> A

Sentencing Date: 10/03/12 - Total Number of Days of Jail Credit Actually Awarded 66 = Sentence Begins Date: \_\_\_\_\_

**Miscellaneous Provisions:**


- Defendant informed of right to appeal within 14 days of this date. K.S.A. 22-3608.
- Defendant informed of potential rights of expungement under K.S.A. 2010 Supp. 21-4619(g).
- Defendant informed of the prohibition against carrying a firearm pursuant to K.S.A. 21-4204 and amendments thereto.
- Defendant must submit specimens of blood or an oral or other biological sample pursuant to K.S.A. 21-2511, if not previously submitted. K.S.A. 21-2511(c)
- Defendant has been processed, fingerprinted and palmprinted. K.S.A. 2010 Supp. 21-2501(b).


**Additional Comments:**

Count One was originally charged as Aggravated Indecent Liberties, Off-grid, Person Felony, and was amended to Aggravated Battery, Severity Level 7, Person Felony.

Count Two was charged as Aggravated Criminal Sodomy, Off-grid, Person Felony, and was amended to Aggravated Endangering a Child, Severity Level 9, Person Felony.

**SECTION VII. SIGNATURES**

 <b>WILLIAM S. WOOLLEY</b> JUDGE OF THE DISTRICT COURT	<u>10/30/12</u> DATE
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 <b>JUSTEN P. PHELPS, #22670</b> Assistant District Attorney  <u>Address:</u> Sedgwick County Courthouse 535 North Main Wichita, Kansas 67203  <u>Phone No.:</u> (316) 660-3600	 <b>MICHELLE D. SMITH, #20719</b> Attorney For Defendant  <u>Address:</u> 1540 North Broadway, Suite 101 Wichita, Kansas 67214  <u>Phone No.:</u> (316) 204-5655
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