









Appellate...:

Case No....: 003047

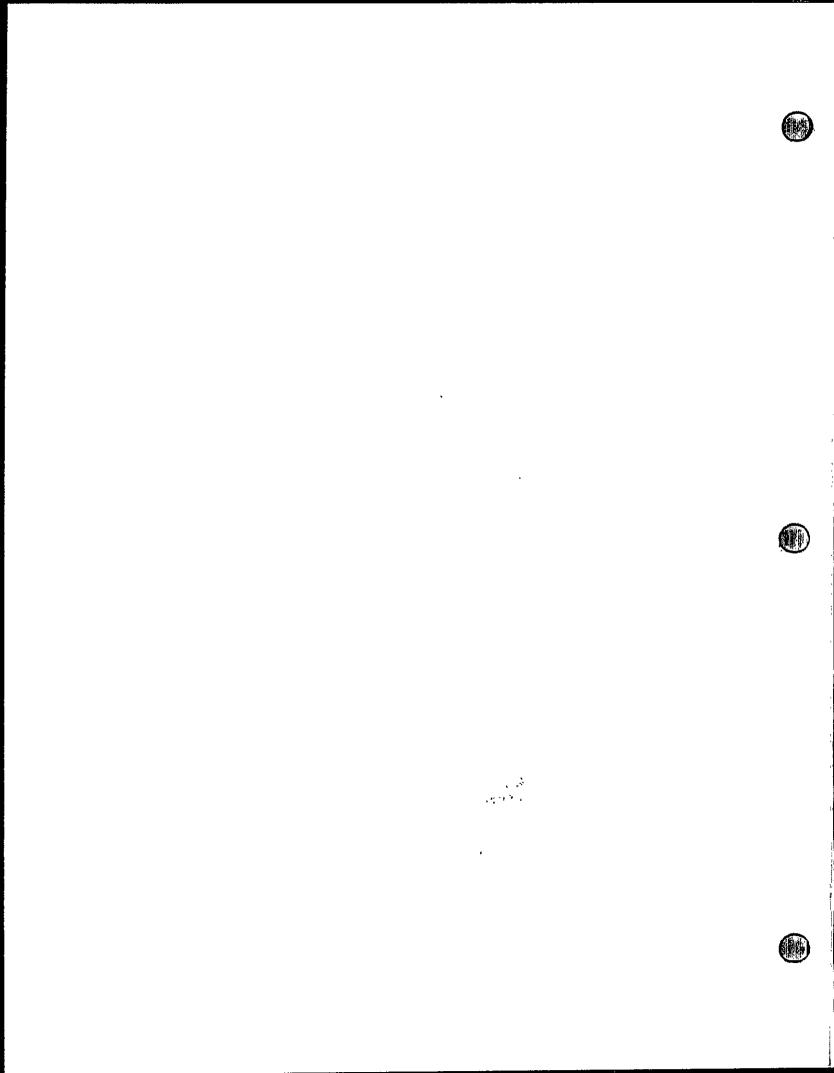
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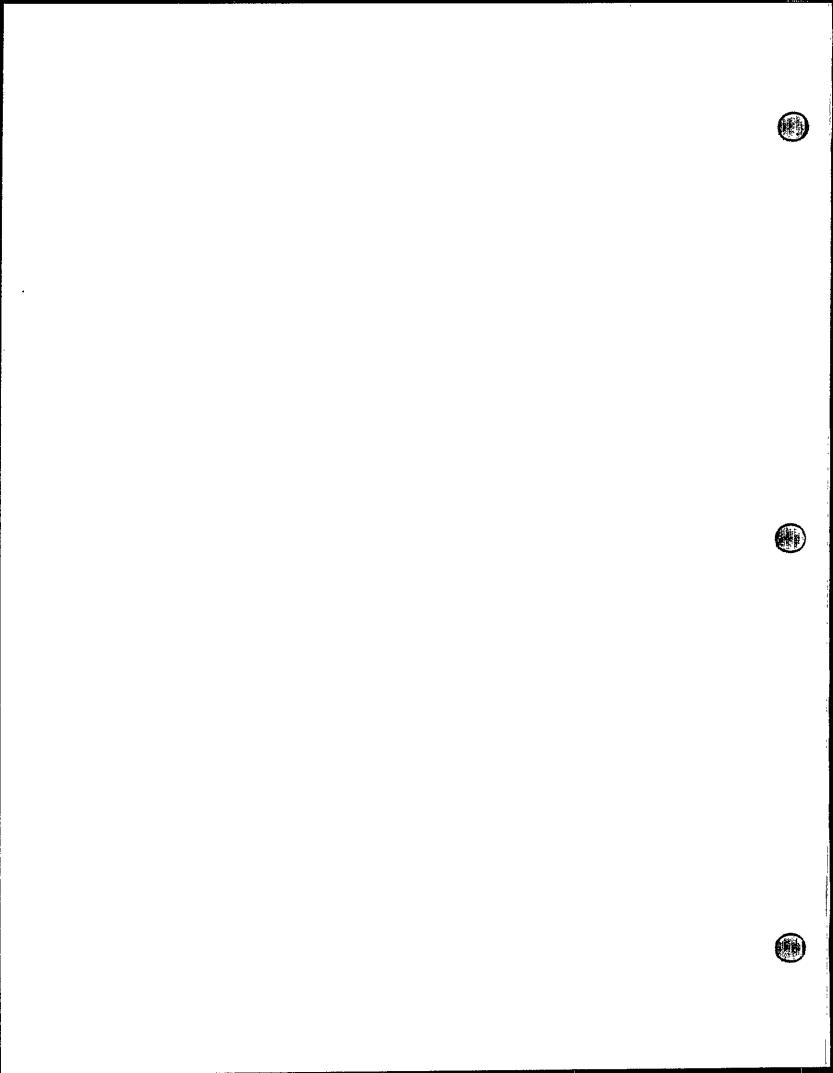
Q-3047-09T2

1	SUPERIOR COURT OF NEW JERSEY LAW DIVISION - MIDDLESEX COUNTY
2	INDICTMENT NO. 06-09-1414
3	APPELLATE DOCKET NO. A-003047-09-T2
4	THE STATE OF NEW JERSEY
5	Transcript of Proceedings
6	vs. <u>Sentencing</u>
7	PABLO S. MACHADO,
8	Defendant. APR 1 5 2010
9	
10	Place: Middlesex County Court ouse 56 Paterson Street
11	New Brunswick, New Jersey
12	Date: December 22, 2006 BEFORE:
13	THE HONORABLE FREDERICK P. DeVESA, J.S.C.
14	
15	TRANSCRIPT ORDERED BY: Helen C. Godby, A.D.P.D.
16	Office of the Public Defender Appellate Section
17	APPEARANCES:
18	``
19	CINDY P. GLASER, ESQ. PEDELLATE Attorney for the State
20	
21	CEORGE S. NASSIF, ESQ. SUPERIOR OF THE Public Defender) SUPERIOR OF NEW JEASETY for the Defendant
22	OF NEW JEASE TO The Delendant
23	
24	Anne C. Nemeth, C.C.R. Official Court Reporter
25	Middlesex County Courthouse New Brunswick, New Jersey



Sentencing

1	THE COURT: This is the matter State vs.
2	Pablo Machado. Can I have appearances of counsel.
3	MS. GLASER: Cindy Glaser, assistant
4	prosecutor appearing for state. I'm covering for Nick
5	Sewitch.
6	MR. NASSIF: George Nassif on behalf of
7	Mr. Machado.
8	THE COURT: Counsel, first of all, keep in
9	mind that we have an interpreter helping us. So, speak
10	not only clearly, but slowly. I have reviewed the
11	terms of the plea agreement in this matter together
12	with the presentence report, and subject to any
13	arguments of counsel or any additions, deletions, or
14	corrections to the presentence report, I am inclined to
15	accept the terms of the agreement.
16	So, Mr. Nassif, I'll hear from you first.
17	MR. NASSIF: Yes, Judge, I've also gone over
18	the presentence report.
19	THE COURT: Slowly, Mr. Nassif.
20	MR. NASSIF: I would just ask that your Honor
21	sentence Mr. Machado according to the negotiated plea.
22	I will submit. Thank you, Judge.
23	THE COURT: Okay. Mr. Machado, do you want
24	to say anything before I sentence you?
25	THE DEFENDANT: I am asking forgiveness for



the crime that I committed and to please have mercy on me so that I could get out on the street to be with my family for the holiday.

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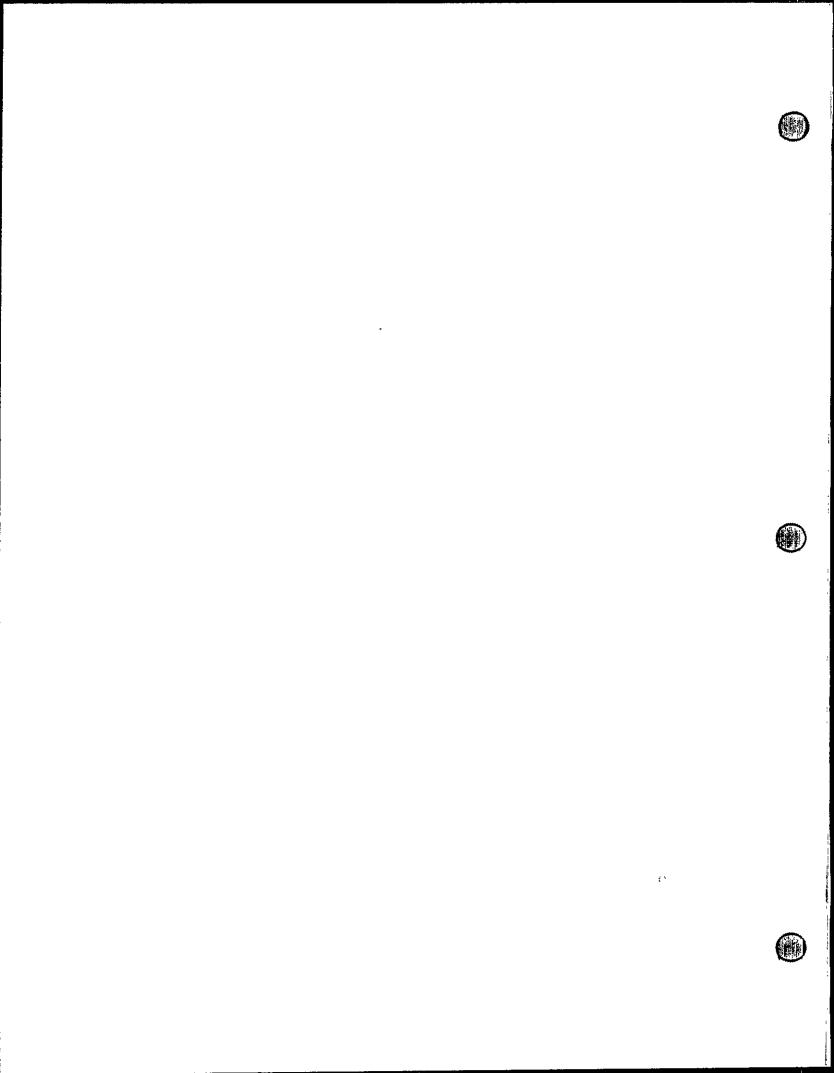
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THE COURT: Thank you. Ms. Glaser.

MS. GLASER: Thank you, your Honor. We would ask that the Court impose a sentence as conditioned within the plea agreement, and we submit to the Court.

THE COURT: Counsel, again, I've reviewed the plea agreement and the presentence report. satisfied that the agreement is fair and in the interests of justice. There are certain aggravating and mitigating factors that I have found that will be set forth on the judgment of conviction in the interests of time. At this point, I'll simply order that as to Count Five of the indictment, the defendant is sentenced to a term of probation of three years with the following conditions. He is to serve 178 days in the Adult Correction Center. He has credit for 178 days, time served. He is to submit to random urine monitoring during probation. He is to maintain employment during probation, and he is to testify truthfully in the matter of State vs. Nunez if he is called upon to testify. He's ordered to pay the mandatory minimum fines and penalties, which will also be set forth on the judgment of conviction. The



Sentencing

1	remaining counts and charges are dismissed.
2	The defendant has 45 days to appeal. He must
3	report to probation upon his release from the Adult
4	Correction Center today.
5	Counsel, any questions?
6	MR. NASSIF: No questions, Judge.
7	THE COURT: Ms. Glaser?
8	MS. GLASER: Thank you, Judge. No questions.
9	THE COURT: Thank you, counsel.
10	(Matter concluded)
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CERTIFICATION 1 2 I, Anne C. Nemeth, Certified Court Reporter, 3 License Number XI00872, an Official Court Reporter in 4 and for the State of New Jersey, do hereby certify the 5 foregoing to be prepared in full compliance with the 6 current Transcript Format for Judicial Proceedings and 7 8 is a true and accurate compressed transcript of my stenographic notes taken in the above matter to the best 9 10 of my knowledge and ability. 11 12 13 1.4 ANNE C. NEMETH 15 Certified Court Reporter Official Court Reporter 16 Middlesex County Courthouse 56 Paterson Street 17 New Brunswick, New Jersey 18 19 4.10.2010 20 DATE: 21 22 23 24

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