

Punishment

Scenario #1 – Larry

Larry is a 28-year-old male who was charged with resisting arrest, a third-degree felony. A third-degree felony is punishable by no more than 0 to 5 years in prison. Larry attempted to run when caught shoplifting a \$400 Navy peacoat from an Army-Navy store. An undercover officer observed Larry put the coat on and try to leave the store without paying. Larry said he was cooperating with the officers until they shoved him. He then swung at one of the officers, hitting him in the face.

Larry graduated from high school and enlisted in the service a few months later. He said he thought it would be cool to serve in a front-line infantry unit, but hated the military because people were always telling him what to do. So, he went AWOL, was picked up months later, and was given a dishonorable discharge. Since that time, Larry said he had been drifting around the county and working odd jobs.

Between leaving the service and his arrest for the current offense, Larry has been arrested ten times for minor offenses – theft, assault, public intoxication. When questioned about his arrest record, Larry said that people who leave things laying around where they can be taken deserve to lose their property.

_____ Fine
 _____ Prison
 or
 _____ Probation

If Probation, What Special Conditions:

Scenario #2 – Betty

Betty is a 35-year-old female who was arrested for burglary, a second-degree felony. A second-degree felony is punishable by no more than 1 to 15 years in prison. Betty said she and her boy friend broke into the home of two guys they knew who made and sold meth. A neighbor called the police after seeing them pry open a sliding glass door on the back porch of the house they were burglarizing. When arrested, they had \$1,500 worth of illegal drugs in their possession.

Betty reported she had been living a criminal lifestyle because she did not have a high school diploma and was unable to find a steady job. The mother of two children under the age of ten, Betty said her two kids stayed with her when she was making enough money to rent a small apartment. The rest of the time, they stayed with her mother. Betty acknowledged she lived in her minivan most of the time, because her mother kicked her out after she stole money from her mother's purse.

Betty admitted she used drugs regularly, but denied she had an addiction problem. She said she only used drugs when partying. A records check found two prior arrests – both for possession of illegal drugs.

_____ Fine
 _____ Prison
 or
 _____ Probation

If Probation, What Special Conditions:
