

2nd District- Farmington
DAVIS COUNTY, STATE OF UTAH

FILED

NOV 07 2014

SECOND
DISTRICT COURT

STATE OF UTAH, : MINUTES
Plaintiff, : SENTENCE, JUDGMENT, COMMITMENT
: :
vs. : Case No: 111701135 FS
ANDRES ESQUIVEL, : Judge: DAVID CONNORS
Defendant. : Date: October 7, 2014
Custody: Davis County Jail

PRESENT

Clerk: leec
Prosecutor: ORTEGA, CRISTINA P
Defendant
Defendant's Attorney(s): ARRINGTON, C MARKLEY

DEFENDANT INFORMATION

Date of birth: September 8, 1970
Audio
Tape Number: 5-100714 Tape Count: 10.49-10.54

CHARGES

1. SECURITIES FRAUD - 2nd Degree Felony
Plea: Not Guilty - Disposition: 08/19/2014 Dismissed (w/o prej)
2. SECURITIES FRAUD - 3rd Degree Felony
Plea: Guilty - Disposition: 08/19/2014 Guilty
3. SECURITIES FRAUD - 3rd Degree Felony
Plea: Guilty - Disposition: 08/19/2014 Guilty

SENTENCE PRISON

Based on the defendant's conviction of SECURITIES FRAUD a 3rd Degree Felony, the defendant is sentenced to an indeterminate term of not to exceed five years in the Utah State Prison.
The prison term is suspended.

Based on the defendant's conviction of SECURITIES FRAUD a 3rd Degree Felony, the defendant is sentenced to an indeterminate term of not to exceed five years in the Utah State Prison.
The prison term is suspended.

SENTENCE JAIL SUSPENDED NOTE

No additional jail time is ordered at this time.

SENTENCE JAIL CONCURRENT/CONSECUTIVE NOTE

Sentence to run concurrent with each other.

SENTENCE FINE

Charge # 2 Fine: \$800.00
 Suspended: \$0.00
 Surcharge: \$381.08
 Due: \$800.00

Charge # 3

 Total Fine: \$800.00
 Total Suspended: \$0
 Total Surcharge: \$381.08
 Total Principal Due: \$800.00
 Plus Interest

Fine payments are to be made to Adult Probation and Parole.

SENTENCE FINE SUSPENDED NOTE

Restitution Amount: \$6000.00 Plus Interest
Pay in behalf of: KYLE CLUFF

Restitution Amount: \$5000.00
Pay in behalf of: RYION BUTCHER

Restitution Amount: \$2000.00
Pay in behalf of: CHRISTOPHER ENGELBRECHT

Attorney Fees Amount: \$500.00
Pay in behalf of: PUBLIC DEFENDER FEE DAVIS COUNTY ATTORNEY

ORDER OF PROBATION

The defendant is placed on probation for 36 month(s).
Probation is to be supervised by Adult Probation and Parole.
Defendant is to pay a fine of 800.00 which includes the surcharge.
Interest may increase the final amount due.

PROBATION CONDITIONS

CONDUCT: Commit no further violations of the law.
ALCOHOL: Do not use or possess alcoholic beverages or frequent
places where alcohol is the chief item for sale.
DRUGS: Do not use or possess controlled substance or be in the
presence of those who use, possess or distribute controlled
substances.
TESTING: Submit to body fluids testing for evidence of drug or
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alcohol use.

PROGRAM/TREATMENT: Enter, participate in and complete any program, counseling or treatment as directed by probation.

SEARCH CONSENT: Submit to search of person, premises or vehicle and seizure of any evidence without a search warrant at the request of police or probation officer, if they have reasonable cause.

EDUCATION/VOCATION: Participate in and complete any educational or vocational training as directed by probation.


AP&P CONDITIONS: Complete any other terms or conditions or probation as required by AP&P and sign a probation agreement.

DNA TESTING: Submit to DNA testing and pay statutory fee.

EVALUATION (DMC): Evaluation by Davis Behavioral Health, or similar AP&P approved agency, and successful completion of any program that they suggest.

OTHER: Mental health evaluation and any recommended treatment.

Date: 10/27/14


DAVID CONNORS
District Court Judge

