

IN THE SUPERIOR COURT OF GWINNETT COUNTY, STATE OF GEORGIA

**STATE OF GEORGIA versus
VALARIE ANN KAHN**

Clerk to complete if incomplete:

OTN(s): 88418482073
DOB: 04/28/1961
Ga. ID#: GA4906866K

CRIMINAL ACTION #: 19-B-03974-2

March Term 2021

**First Offender/Conditional Discharge
entered under:**

O.C.G.A. 42-8-60 O.C.G.A. 16-13-2

**Final Disposition:
FELONY with PROBATION**

FILED IN OFFICE
 CLERK SUPERIOR COURT
 GWINNETT COUNTY, GA
 2021 MAR 26 PM 1:44
 TIANA P. GARNER, CLERK

Repeat Offender as imposed below

PLEA:

VERDICT:

Repeat Offender waived

Negotiated Non-negotiated

Jury Non-jury

The Court enters the following judgment:

DPH 3/29/2021

Count CTN Warrant	Charge (as indicted or accused)	Disposition (Guilty, Not Guilty, Guilty- <u>Alford</u> , Guilty- Lesser Incl, Nolo, Nol Pros, Dead Docket)	Sentence	Fine	Concurrent/ Consecutive, Merged, Suspended
1 1 19W11087	Aggravated Cruelty to Animals (O.C.G.A. 16- 12-4(d))	Guilty Felony- Negotiated Plea	5 Years to serve the first 6 months in confinement *** Please See the other special conditions for the court's discretion of the defendant's service of confinement*	\$1500	
2 2 19W11088	Aggravated Cruelty to Animals (O.C.G.A. 16- 12-4(d))	Guilty Felony- Negotiated Plea	5 Years to serve on Probation.		Consecutive to count 1
3 3 19W11089	Aggravated Cruelty to Animals (O.C.G.A. 16- 12-4(d))	Guilty Felony- Negotiated Plea	5 Years to serve on Probation.		concurrent with count 1

CIE: 3a:1
C: DA

4 4 19W11090	Aggravated Cruelty to Animals (O.C.G.A. 16-12-4(d))	Guilty Felony-Negotiated Plea	5 Years to serve on Probation.		Concurrent with count 1
5 5 19W11091	Aggravated Cruelty to Animals (O.C.G.A. 16-12-4(d))	Guilty Felony-Negotiated Plea	5 Years to serve on Probation.		Concurrent with count 1
6 6 19W11092	Aggravated Cruelty to Animals (O.C.G.A. 16-12-4(d))	Guilty Felony-Negotiated Plea	5 Years to serve on Probation.		Concurrent with count 1
7 7 19W11093	Aggravated Cruelty to Animals (O.C.G.A. 16-12-4(d))	Guilty Felony-Negotiated Plea	5 Years to serve on Probation.		Concurrent with count 1
8 8 19W11094	Aggravated Cruelty to Animals (O.C.G.A. 16-12-4(d))	Guilty Felony-Negotiated Plea	5 Years to serve on Probation.		Concurrent with count 1
9 9 19W11095	Aggravated Cruelty to Animals (O.C.G.A. 16-12-4(d))	Guilty Felony-Negotiated Plea	5 Years to serve on Probation.		Concurrent with count 1
10 10 19W11096	Aggravated Cruelty to Animals (O.C.G.A. 16-12-4(d))	Guilty Felony-Negotiated Plea	5 Years to serve on Probation.		Concurrent with count 1
11 11 19W11097	Aggravated Cruelty to Animals (O.C.G.A. 16-12-4(d))	Guilty Felony-Negotiated Plea	5 Years to serve on Probation.		Concurrent with count 1

The Defendant is adjudged guilty for the above-stated offense(s); the Court sentences the Defendant to confinement in such institution as the Commissioner of the State Department of Corrections may direct, with the period of confinement to be computed as provided by law.

SENTENCE SUMMARY

The Defendant is sentenced for a total of 10 Years, [X] with the first 6 months in confinement ***Please See the other special conditions for the court's discretion of the defendant's service of confinement*** to be served in confinement and the remainder to be served on probation; or to be served on probation.

The Defendant is to receive credit for time served in custody: from _____; or [X] as determined by the custodian.

1. The above sentence may be served on probation provided the Defendant shall comply with the Conditions of Probation imposed by the Court as part of this sentence.

[X] 2. Upon service of 6 months in confinement ***Please See the other special conditions for the court's discretion of the defendant's service of confinement***, the remainder of the sentence may be served on probation; PROVIDED, that the Defendant shall comply with the Conditions of Probation imposed by the Court as part of this sentence.

3. The Court sentences the Defendant as a recidivist under O.C.G.A.: 17-10-7(a); 17-10-7(c); 16-7-1(b); 16-8-14(b); or _____.

4. The above sentence includes a behavioral incentive date of _____ in accordance with O.C.G.A 17-10-1. (Available to defendants with (1) no prior felony conviction (2) sentenced under O.C.G.A. 16-13-2 or O.C.G.A. 42-8-60. (3) sentenced to straight probation **or** not more than 12 months confinement followed by probation- if a defendant qualifies the court SHALL include a behavioral incentive date not to exceed 3 years from the date of sentence).

[X] Pursuant to O.C.G.A 17-10-1 and for good cause shown, the defendant shall be supervised by the Department of Community Supervision for the entire period of probation.

GENERAL CONDITIONS OF PROBATION

The Defendant is subject to arrest for any violation of probation. If probation is revoked, the Court may order incarceration. The Defendant shall comply with the following General Conditions of Probation: 1) Do not violate the criminal laws of any governmental unit and be of general good behavior. 2) Avoid injurious and vicious habits. 3) Avoid persons or places of disreputable or harmful character. 4) Report to the Probation Officer as directed and permit the Probation Officer to visit you at home or elsewhere. 5) Work faithfully at suitable employment insofar as may be possible. 6) Do not change your place of abode, move outside the jurisdiction of the Court, or leave Georgia without permission of the Probation Officer. If permitted to move or travel to another state, you agree to waive extradition from any jurisdiction where you may be found and not contest any effort by any jurisdiction to return you to this State. 7) Support your legal dependents to the best of your ability. 8) When directed, in the discretion of the Probation Officer: (a) submit to evaluations and testing relating to rehabilitation and participate in and successfully complete rehabilitative programming; (b) wear a device capable of tracking location by means including electronic surveillance or global positioning satellite systems; (c) complete a residential or nonresidential program for substance abuse or mental health treatment; and/or (d) agree to the imposition of graduated sanctions as defined by law. 9)

Make restitution as ordered by the Court.

FINE, FINE SURCHARGES, ADD-ONS AND COURT COSTS

The defendant shall pay the imposed fine. The imposed fine is a theoretical fine pursuant to O.C.G.A 17-10-1(4). The Court assesses all fine surcharges, add-ons, and court costs as required by the laws of the State of Georgia and as are applicable to offense(s) for which the Defendant has been convicted.

- 1) The Court orders that: the Defendant shall pay the probation supervision fee as required by law; or the probation supervision fee is waived.
- 2) If counsel was provided under the Georgia Indigent Defense Act: the Defendant shall pay the \$50 Public Defender Application Fee; or the Public Defender Application Fee is waived.
- 3) If counsel was provided at public expense: the Defendant shall pay attorney fees of \$_____ to Gwinnett County; or attorney fees are waived.
- 4) The Defendant shall pay the Crime Lab Fee as required by law.

SPECIAL CONDITIONS OF PROBATION

The Defendant is advised that violation of any Special Condition of Probation may subject the Defendant to a revocation of probation and the Court may require the Defendant to serve up to the balance of the sentence in confinement. The Defendant shall comply with all Special Conditions of Probation as follows:

The Defendant shall report to the Community Supervision Office

The Defendant shall perform 200 hours of community service at the direction of the Community Supervision Officer, to be completed within TBD days of this date, with transportation to be provided by the Defendant.

Evaluation and treatment. The Defendant shall provide verification of evaluation and/or treatment for: mental health substance abuse clinical evaluation anger management cognitive skills training educational training or _____ at a State- or Court-approved provider at his/her own expense, and shall cooperate and comply with all rules and regulations of the treatment or program, including any aftercare deemed necessary.

Other special condition(s). The Defendant shall abide by the following additional special condition(s): Do not possess any animals during entirety of this sentence.

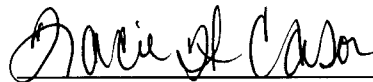
***** Other special condition(s). ---Confinement:** The defendant may serve remainder of confinement as follows: turn herself into jail on Wednesday @ 8:00 AM and released @ 6:00 pm on Fridays for 4 weeks beginning 3/31/2021.

For Court's Use:

Pamela Britt, Attorney at Law, represented the Defendant by: employment; or appointment.

Nunc pro tunc this 24th day of March 2021,

SO ORDERED this 26th day of March, 2021



Honorable Tracie H. Cason, Judge
Gwinnett County Superior Court

Prosecutor: Angela Mattozzi
Court reporter: Jeanine Ritter

NOTICE OF POST-CONVICTION REMEDIES

Should the defendant seek to challenge this legal proceeding, the defendant may directly appeal from this conviction and/or sentence by filing a Notice of Appeal within thirty (30) days from the date this sentence is filed with the Clerk of Court. Alternatively, the defendant may file a Petition for *Habeas Corpus* in the county where he/she is detained. Starting from the date this sentence becomes final, such a petition must be filed within four (4) years for a Felony conviction; one (1) year for a Misdemeanor conviction; or one hundred eighty (180) days for a Traffic conviction. The defendant has been so advised.

FIREARMS

If you are convicted of a crime punishable by imprisonment for a term exceeding one year, or of a misdemeanor crime of domestic violence where you are or were a spouse, intimate partner, parent, or guardian of the victim, or are or were involved in another similar relationship with the victim, it is unlawful for you to possess or purchase a firearm including a rifle, pistol, or revolver, or ammunition, pursuant to federal law under 18 U.S.C. § 922(g)(9) and/or applicable state law.

ACKNOWLEDGEMENT

I have read the terms of this sentence or had them read and explained to me. If all or any part of this sentence is probated I certify that I understand the meaning of the order of probation and the conditions of probation. I understand that violation of a special condition of probation could result in revocation of all time remaining on the period of probation.

Defendant

Peters, Tishetta

From: Microsoft Outlook
To: GCSOActiveRecords
Sent: Friday, March 26, 2021 2:11 PM
Subject: Delivered: 21B00348,20B00213, 21FT00183,20B03116,19B03974

Your message has been delivered to the following recipients:

[GCSOActiveRecords \(gcssoactiverecords@gwinnettcounty.com\)](mailto:gcssoactiverecords@gwinnettcounty.com)

Subject: 21B00348,20B00213, 21FT00183,20B03116,19B03974