

Sentencing Judge: Mary Roberts
Sentencing Date: Friday, July 27, 2018
Location: W-905
Time: 1:00 pm

**KING COUNTY SUPERIOR COURT
STATE OF WASHINGTON**

STATE OF WASHINGTON,

Plaintiff,

Cause No.: 18-C-00605-4 SEA

vs.

**DEFENDANT'S LLC
SENTENCING MEMORANDUM**

SANDOVAL CONSTRUCTION,

Defendant.

COMES NOW the defendant, Mr. Alejandro Sandoval (hereinafter referred to as Mr. Sandoval), as the managing member of Sandoval Construction, LLC by and through his attorney of record, Jim Johanson with Johanson Law Group, Inc. and hereby requests that the Court sentence the defendant Sandoval Construction, LLC (hereinafter referred to as the LLC) in conformity with the recommendations made in this memorandum. The following recommendations are joint recommendations and agreed to between the parties to this action.

I. RECOMMENDATIONS

On July 11, 2018, Mr. Sandoval, on behalf of his LLC, Sandoval Construction, pled the LLC guilty to committing Theft in the First Degree. Since Mr. Sandoval as managing member of the LLC has no prior felony criminal history he has an offender score of zero (0)

1 with a standard range of 0 – 364 days in jail with a maximum term of five (5) years and
2 \$5,000.00.

3
4 He has admitted to and takes full responsibility for his criminal culpability personally
5 and on behalf of his LLC.

6
7 Mr. Sandoval respectfully requests that the Court follow the joint and agreed to
8 recommendations between the parties in this matter and sentenced him accordingly i.e. 30
9 days jail to be allowed be served through Electric Home Monitoring (EHM), pay statutory
10 Court costs, the mandatory \$500.00 Victim Penalty Assessment and \$100.00 DNA fee and set
11 the issue of Restitution over to be determined at a later date as Mr. Sandoval has already paid
12 the State back a substantial portion of the restitution owed and has agreements in place to pay
13 off the balances still remaining. The defense would like the ability to obtain these agreements
14 and receipts evidencing the restitution already paid by Mr. Sandoval and submit these exhibits
15 to the Court at a future restitution hearing.

16
17 **II. BASIS FOR AGREED RECOMMENDATION**

18 ***A. Education, Background and Facts that Led Up to Mr. Sandoval's Guilty Plea***

19 Mr. Sandoval is a 38-year-old married male that grew up in Chile. Mr. Sandoval
20 moved to the United States in 2000 and his not yet a United States Citizen will likely be
21 deported back to Chile once he serves out his sentence and pays back the balance of the
22 restitution he owes to the State.

23 Mr. Sandoval married his wife, Shanna in 2005 and they have four (4) children
24 together ages 8, 11, 12, and 17. He started his own construction business along with his wife

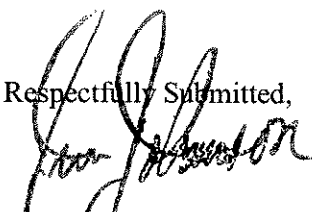
1 back in 2015. Subsequently, Mr. Sandoval's wife's brother, Eric Stout, also became involved
2 in the family construction business. As a result of unforeseen issues with customers not
3 paying Mr. Sandoval and his company on some major construction jobs coupled with some
4 poor bookkeeping, Mr. Sandoval was unable to pay some of his construction workers and
5 Labor and Industry compensation taxes which ultimately led him to the position he is in now.

6
7 Mr. Sandoval takes full responsibility for his bad business practices and poor decisions that
8 now place him before the Court with a criminal record.

9
10 **III. Conclusion**

11 For all the reasons enumerated above and because he has no prior criminal history,
12 Mr. Sandoval respectfully requests that the Court follow the joint sentencing
13 recommendations as advanced in this memorandum.

14
15 **DATED:** July 24, 2017

16 Respectfully Submitted,
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18 _____
19 Jim Johanson, WSBA #18072
20 Attorney for Defendant
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**KING COUNTY SUPERIOR COURT
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vs.

DECLARATION OF SERVICE

SANDOVAL CONSTRUCTION,

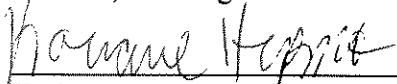
Defendant.

DECLARATION OF SERVICE

The undersigned declares under penalty of perjury of the laws of the State of Washington that on the date written below, I caused delivery of a true and correct copy of the DEFENDANT'S LLC SENTENCING MEMORANDUM upon:

Tienney Milnor (ATG) <u>TienneyM@ATG.WA.GOV</u>	<input type="checkbox"/> Facsimile
	<input type="checkbox"/> First Class Mail
	<input type="checkbox"/> Certified Mail
Andrew Hamilton (ATG) <u>AndrewH1@ATG.WA.GOV</u>	<input type="checkbox"/> Hand Delivery
	<input type="checkbox"/> Legal Messenger
	<input checked="" type="checkbox"/> Email

Dated this 25th day of July, 2018 at Edmonds, Washington.



Karianne Huppert