

State of New Hampshire

CHESHIRE SUPERIOR COURT

Cheshire  
213-2012-CR-00131(1);

State V. Richard G Paul

VIOLATION OF PROBATION

RECEIVED  
CHESHIRE SUPERIOR COURT  
JUN 11 4 P 3 3

The Undersigned, an approved Probation/Parole Officer in and for the State of New Hampshire, states that Richard G Paul, whose date of birth is 12/05/1968, of Incarcerated - Cheshire County HOC was sentenced or disposed of at the CHESHIRE SUPERIOR COURT on 6/7/2013 for the offense(s) of Sale, Possession, Manufacturing of Drugs-Marijuana (318-B:2-2), where the Honorable Judge John Kissinger made the following order:

SEE ATTACHED

And that the said Richard G Paul is alleged by the Probation/Parole Officer to be in violation of the specific rules of probation as contained in the Rules of Court of the District and Superior Courts of the State of New Hampshire, and any special rules of the Court, as follows:

Violation of rule #6, Did possess or control any weapon, in that, on 06/02/2014 the defendant possessed a club-type weapon and brandished said weapon in a threatening manner during a verbal altercation.

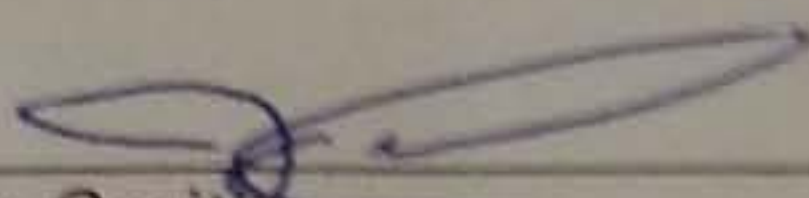
Violation of rule #10, Failed to refrain from the illegal use of controlled drugs, in that, on 05/14/14, 05/21/14, and 06/04/2014 the defendant admitted to the ongoing use of marijuana.

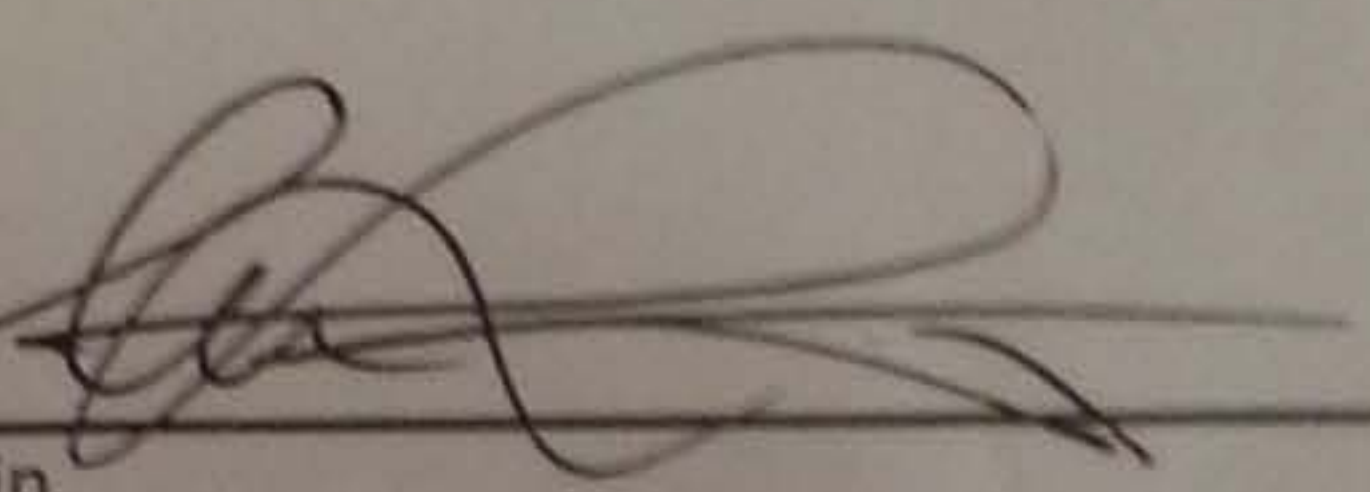
Violation of rule #12C, Failed to participate in and complete substance abuse counseling, in that, since his release on 12/12/2013 the defendant has not completed a substance abuse evaluation and/or engaged in substance abuse treatment.

Violation of rule #12J, Failed to pay court ordered fines, in that, since his release on 12/12/2013 the defendant has not made any payments towards his court ordered fines. Balance due: \$3,437

DATED: 06/04/2014

Respectfully submitted by:

  
\_\_\_\_\_  
Jason Smith  
PPO II  
Department of Corrections

Approved By   
\_\_\_\_\_  
Scott Langevin  
Chief Probation/Parole Officer

It is recommended to the Court that:

- a. \_\_\_\_\_ A hearing date be set by the Court as soon as possible.
- b. \_\_\_\_\_ The Court issue a warrant/capias or detention order for the arrest and detention of the above with bail, if applicable set in the amount of \$\_\_\_\_\_.

COURT: CHESHIRE SUPERIOR  
COURT

PROBATIONER: Richard G Paul

CASE NO: 213-2012-CR-00131(1);

PROBATION/PAROLE OFFICER'S SUPPORTING SUMMARY FOR  
VIOLATION OF PROBATION

Summary ....

On 06/07/2013 the defendant was convicted for the offense of Sale of a Controlled Drug (Marijuana) and was sentenced to 12 months HOC, stand committed, and 3 years probation effective upon release. Additionally, the defendant was ordered to complete drug and alcohol counseling and pay fines totaling \$3,125.

On 12/12/2013 the defendant was released from incarceration and began his probationary term.

On 12/20/2013 the defendant met with PPO Smith and reviewed the terms and conditions of probation.

Initially the defendant's probation supervision was transferred to the Manchester field office after the defendant reported he was residing in the city of Manchester. During the month of April 2014 this Officer began observing the defendant in and around the downtown area of Keene on a regular basis. On 05/01/2014 the defendant reported to PPO Smith that he was now residing back in the Keene area although he did not have a specific address. At that time his probation supervision was transferred back to the Keene field office.

On 05/14/2014, 05/21/2014 and 06/04/2014 the defendant admitted to the illegal use of Marijuana.

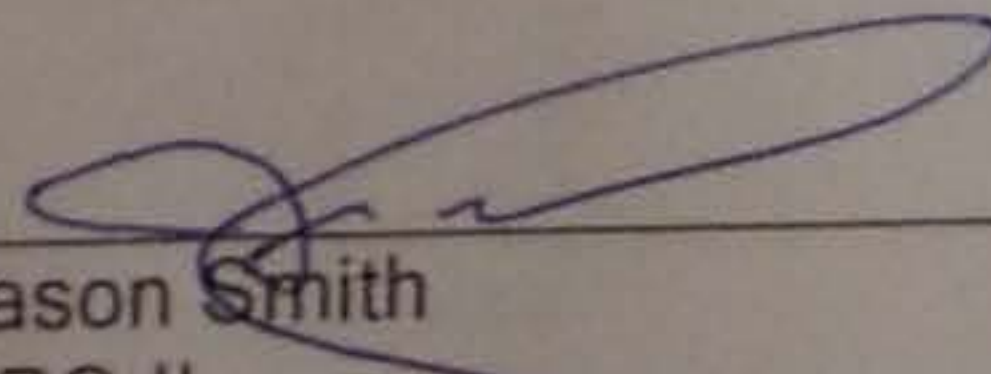
During the term of his probation the defendant has been ordered several times to set up a substance abuse evaluation and complete any recommended treatment. An appointment was made for the defendant to set up substance abuse services through the Access to Recovery (ATR) Grant on 05/27/2014, however, the defendant failed to show for this appointment and to date has not completed any substance abuse evaluation.

On 06/02/2014 an altercation occurred in central square between various Free State members (including the defendant) and other citizens. During this altercation (which was caught on video) the defendant can be observed brandishing a club-type weapon in a threatening manner toward another person.

Since his release the defendant has not made any payments towards his court-ordered fines. Total amount due is \$3,437.

This defendant has shown a general non-compliance for the terms of his probation. He is continuing to use controlled substances, has refused to engage in treatment, has not paid anything towards his fines and is now engaging in dangerous behavior while armed with a weapon.

DATED: 06/04/2014

  
Jason Smith  
PPO II  
Department of Corrections

TO: Richard Paul

By order of the Cheshire County Superior Court dated 06/07/2013  
you have been placed on probation for a period of 3 years effective upon release  
under the supervision of the New Hampshire Department of Corrections. The terms and conditions of probation, unless otherwise prescribed, shall be as follows:

1. I will report to the Probation/Parole Officer at such times and places as directed. I will comply with the Probation/Parole Officer's instructions and respond truthfully to all inquiries from the Probation/Parole Officer.
2. I will comply with all orders of the Court, Board of Parole or Probation/Parole Officer, including any order for the payment of money.
3. I will obtain the probation/Parole officer's permission before changing residence or employment or traveling out of state.
4. I will notify the Probation/Parole Officer immediately of any arrest, summons or questioning by a law enforcement officer.
5. I will diligently seek and maintain lawful employment, notify my employer of my legal status, and support dependents to the best of my ability.
6. I will not receive, possess, control or transport any weapon, explosive or firearm, or simulated weapon, explosive, or firearm.
7. I will be of good conduct, obey all laws, and be arrest-free.
8. I will submit to reasonable searches of my person, property and possessions as requested by the Probation/Parole Officer and permit the Probation/Parole Officer to visit my residence at reasonable times for the purpose of examination and inspection in the enforcement of the conditions of probation and parole.
9. I will not associate with persons having a criminal record or other individuals as directed by the Probation/Parole Officer unless specifically authorized to do so by the Probation/Parole Officer.
10. I will not indulge in the illegal use, sale, possession, distribution, transportation or be in the presence of controlled drugs, or use alcoholic beverages ~~to excess~~.
11. I waive extradition to the State of New Hampshire from any state in the United States or any other place and I agree to return to New Hampshire if directed by the Probation/Parole officer.
12. The following special conditions are imposed by the Court, the Parole Board or Probation/Parole Officer.
  - A. I will participate regularly in Alcoholics Anonymous to the satisfaction of the Probation/Parole Officer.
  - B. I will secure written permission from the Probation/Parole Officer prior to purchasing and/or operating a motor vehicle.
  - C.  I will participate and satisfactorily complete the following program: Drug and Alcohol Treatment/Counseling
  - D. I will enroll and participate in mental health counseling on a regular basis to the satisfaction of the Probation/Parole Officer.
  - E. I will not be in the unsupervised company of (female/male) minors at any time. (other than clients family)
  - F. I will not leave the county without permission of the Probation/Parole Officer.
  - G.  I will refrain totally from the use of alcoholic beverages.
  - H.  I will submit to breath, blood or urinalysis testing for abuse substances at the direction of the Probation/Parole officer.
  - I. I will comply with the house arrest provisions hereto attached.
  - J.  Other: Fines

I understand that if I violate any of the conditions of my probation/parole I will be subject to arrest with the court revoking my probation and imposing a sentence of confinement, within the legal limits for the underlying offense no matter what sentence was originally imposed by the Court.

I hereby certify that I have this date received a copy of the rules and regulations of probation/parole. I have read and had read to me the rules and I fully understand and agree to comply with them.

Signed: Richard Paul

Probationer/Parolee

Witnessed this 20<sup>th</sup> day of December, 20 13

Witness and Title:

[Signature]  
Probation/Parole Officer