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KING COUNTY SUPERIOR COURT CLERK KENT, WA

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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

No. 02-1-01490-5 KNT

Vs.

Vladimir Kirichenko

Defendant,

STATEMENT OF DEFENDANT ON PLEA OF GUILTY (Felony)

1. My true name is Vladimir Kirichenko

2. My age is 22. Date of Birth 8/24/80

3. I went through the 10th + 3 vocational grade.

4. I HAVE BEEN INFORMED AND FULLY UNDERSTAND THAT:

(a) I have the right to representation by a lawyer and that if I cannot afford to pay for a lawyer, one will be provided at no expense to me. My lawyer's name is Dannen

(b) I am charged with the crime(s) of Attempted Burglary (les)

The elements of this crime(s) are See Attached Information

1 5. I HAVE BEEN INFORMED AND FULLY UNDERSTAND THAT I HAVE THE
 2 FOLLOWING IMPORTANT RIGHTS, AND I GIVE THEM ALL UP BY
 3 PLEADING GUILTY:

4 (a) The right to a speedy and public trial by an impartial jury in the county where the crime
 5 is alleged to have been committed;

6 (b) The right to remain silent before and during trial, and the right to refuse to testify against
 7 myself;

8 (c) The right at trial to testify and to hear and question the witnesses who testify against me;

9 (d) The right at trial to have witnesses testify for me. These witnesses can be made to
 10 appear at no expense to me;

11 (e) The right to be presumed innocent until the charge is proven beyond a reasonable doubt
 12 or I enter a plea of guilty;

13 (f) The right to appeal a determination of guilt after a trial.

14 6. IN CONSIDERING THE CONSEQUENCES OF MY GUILTY PLEA(S), I
 15 UNDERSTAND THAT:

16 (a) The crime(s) with which I am charged carries a sentence(s) of:

Count No.	Standard Range	Enhancement That Will Be Added to Standard Range	Maximum Term and Fine
1	2.25 mos - 6.75 mos	N/A	5 years \$ 10,000
			_____ years \$ _____
			_____ years \$ _____

20 RCW 9.94A.030(23), (27), provide that for a third conviction for a "most serious offense" as
 21 defined in that statute or for a second conviction for a "most serious offense" which is also a "sex
 22

FORM REV 7/12/00

1 offense" as defined in that statute, I may be found a Persistent Offender. If I am found to be a
2 Persistent Offender, the Court must impose the mandatory sentence of life imprisonment without
3 the possibility of early release of any kind, such as parole or community custody. RCW
4 9.94A.120(4). The law does not allow any reduction of this sentence.

5 (b) The standard sentence range is based on the crime charged and my criminal history.
6 Criminal history includes prior convictions, whether in this state, in federal court, or elsewhere. If
7 my current offense was prior to 7/1/97: criminal history always includes juvenile convictions for
8 sex offenses and also for Class A felonies that were committed when I was 15 years of age or older;
9 may include convictions in Juvenile Court for felonies or serious traffic offenses that were
10 committed when I was 15 years of age or older; and juvenile convictions, except those for sex
11 offenses and Class A felonies, count only if I was less than 23 years old when I committed the crime
12 to which I am now pleading guilty. If my current offense was a after 6/30/97: criminal history
13 includes all prior adult and juvenile convictions or adjudications.

14 (c) The prosecuting attorney's statement of my criminal history is attached to this
15 agreement. Unless I have attached a different statement, I agree that the prosecuting attorney's
16 statement is correct and complete. If I have attached my own statement, I assert that it is correct and
17 complete. If I am convicted of any additional crimes between now and the time I am sentenced, I
18 am obligated to tell the sentencing judge about those convictions.

19 (d) If I am convicted of any new crimes before sentencing, or if I was on community
20 placement at the time of the offense to which I am now pleading guilty, or if any additional criminal
21 history is discovered, both the standard sentence range and the prosecuting attorney's
22 recommendations may increase. Even so, my plea of guilty to this charge is binding on me. I

FORM REV 7/12/00

STATEMENT OF DEFENDANT ON PLEA OF GUILTY
(Felony) - 3

Not a Strike

1 cannot change my mind if additional criminal history is discovered even though the standard
2 sentencing range and the prosecuting attorney's recommendation increase.

3 If the current offense to which I am pleading guilty is a most serious offense as defined by
4 RCW 9.94A.030(23),(27), and additional criminal history is discovered, not only do the conditions
5 of the prior paragraph apply, but also if my discovered criminal history contains two prior
6 convictions, whether in this state, in federal court, or elsewhere, of most serious offense crimes, I
7 may be found to be a Persistent Offender. If I am found to be a Persistent Offender, the Court must
8 impose the mandatory sentence of life imprisonment without the possibility of early release of any
9 kind, such as parole or community custody. RCW 9.94A.120(4).

10 Even so, my plea of guilty to this charge may be binding on me. I cannot change my plea if
11 additional criminal history is discovered, even though it will result in the mandatory sentence that
12 the law does not allow to be reduced.

13 (e) In addition to sentencing me to confinement for the standard range, the judge will order
14 me to pay \$500 as a victim's compensation fund assessment. If this crime resulted in injury to any
15 person or damages to or loss of property, the judge will order me to make restitution, unless
16 extraordinary circumstances exist which make restitution inappropriate. The judge may also order
17 that I pay a fine, court costs, incarceration, lab and attorney fees. Furthermore, the judge may place
18 me on community supervision, community placement or community custody, impose restrictions on
19 my activities, rehabilitative programs, treatment requirements, or other conditions, and order me to
20 perform community service.

21 (f) The prosecuting attorney will make the following recommendation to the judge: ~~3 mos.~~

22 mos. in jail, CRTS, 12 mos. community custody, NCO Angel Yim # 12297
FORM REV 7/12/00 ~~400~~ Marine View Drive SW, Burien, #500 VPA

1
2
3 See attached Plea Agreement and State's Sentence Recommendation.

4 (g) The judge does not have to follow anyone's recommendation as to sentence. The judge
5 must impose a sentence within the standard range unless the judge finds substantial and compelling
6 reasons not to do so. If the judge goes outside the standard range, either I or the State can appeal
7 that sentence. If the sentence is within the standard range, no one can appeal the sentence.

8 (h) The crime of _____ has a mandatory minimum sentence
9 of at least _____ years of total confinement. The law does not allow any reduction of this
10 sentence. [If not applicable, this paragraph should be stricken and initialed by the defendant and the
11 judge V K]

12 The crime of _____ is a most serious offense as defined by
13 RCW 9.94A.030(23), and if the judge determines that I have at least two prior convictions on
14 separate occasions whether in this state, in federal court, or elsewhere, of most serious crimes, I may
15 be found to be a Persistent Offender. If I am found to be a Persistent Offender, the Court must
16 impose the mandatory sentence of life imprisonment without the possibility of early release of any
17 kind, such as parole or community custody. RCW 9.94A.120(4). [If not applicable, this paragraph
18 should be stricken and initialed by the defendant and the judge V K]

19 The crime of _____ is also a "most serious offense" and a
20 "sex offense" as defined in RCW 9.94A.030(23) and (27), and if the judge determines that I have
21 one prior conviction whether in this state, in federal court or elsewhere of a most serious sex offense
22 as defined in that statute, I may also be found to be a Persistent Offender in which case the judge

FORM REV 7/12/00

1 must impose a mandatory sentence of life without the possibility of parole. RCW 9.94A.120(4). [If
2 ~~not applicable, this paragraph should be stricken and initialed by the defendant and the judge~~ _____
3 ~~_____.] V.K.~~

4 (i) The crime charged in Count _____ includes a firearm/deadly weapon sentence
5 enhancement of _____ months.

6 This additional confinement time is mandatory and must be served consecutively to any
7 other sentence I have already received or will receive in this or any other cause. [If not applicable,
8 this paragraph should be stricken and initialed by the defendant and the judge V.K.]

9 (j) The sentences imposed on counts _____, except for any weapons enhancement,
10 will run concurrently unless the judge finds substantial and compelling reason to do otherwise or
11 unless there is a special weapons finding. [If not applicable, this paragraph should be stricken and
12 initialed by the defendant and the judge V.K.]

13 (k) In addition to confinement, the judge will sentence me to a period of community
14 supervision, community placement or community custody.

15 For crimes committed prior to July 1, 2000, the judge will sentence me to: (A) community
16 supervision for a period of up to one year; or (B) to community placement or community custody
17 for a period up to three years or up to the period of earned release awarded pursuant RCW
18 9.94A.150(1) and (2), whichever is longer. [If not applicable, this paragraph should be stricken and
19 initialed by the defendant and the judge V.K.]

20 For crimes committed on or after July 1, 2000, the judge will sentence me to the community
21 custody range which is from 0 months to 12 months or up to the period of earned
22 release awarded pursuant to RCW 9.94A.150(1) and (2), whichever is longer, unless the judge finds

FORM REV 7/12/00

1 substantial and compelling reasons to do otherwise. During the period of community custody I will
2 be under the supervision of the Department of Corrections, and I will have restrictions and
3 requirements placed upon me. My failure to comply with these conditions will result in the
4 Department of Corrections transferring me to a more restrictive confinement status or imposing
5 other sanctions. [If not applicable, this paragraph should be stricken and initialed by the defendant
6 and the judge _____.]

7 (l) If this offense is a sex offense committed after 6/5/96 and I am either sentenced to the
8 custody of the Department of Corrections or if I am sentenced under the special sexual offender
9 sentence alternative, the court will, in addition to the confinement, impose not less than 3 years of
10 community custody which will commence upon my release from jail or prison. Failure to comply
11 with community custody may result in my return to confinement. In addition, the court may extend
12 the period of community custody in the interest of public safety for a period up to the maximum
13 term which is _____ [If not applicable,

14 this paragraph should be stricken and initialed by the defendant and the judge VR.]

15 VK (m) The judge may sentence me as a first-time offender instead of imposing a sentence
16 within the standard range if I qualify under RCW 9.94A.030. This sentence may include as much as
17 90 days of confinement plus all of the conditions described in paragraph (e). In addition, I may be
18 sentenced up to two years of community supervision if the crime was committed prior to July 1,
19 2000, or two years of community custody if the crime was committed on or after July 1, 2000. The
20 judge also may require me to undergo treatment, to devote time to a specific occupation, and to
21 pursue a prescribed course of study or occupational training. [If not applicable, this paragraph
22 should be stricken and initialed by the defendant and the judge _____.]

FORM REV 7/12/00

STATEMENT OF DEFENDANT ON PLEA OF GUILTY
(Felony) - 7

1 (n) This plea of guilty will result in revocation of my privilege to drive under RCW
2 46.20.285 (1)-(3), (5)-(7). If I have a driver's license, I must now surrender it to the judge. [If not
3 applicable, this paragraph should be stricken and initialed by the defendant and the judge V.K.]

4 (o) I understand that RCW 46.20.285(4) requires that my driver's license be revoked if the
5 judge finds I used a motor vehicle in the commission of this felony. V.K.

6 (p) If this crime involves a sexual offense, prostitution, or a drug offense associated with
7 hypodermic needles, I will be required to undergo testing for the human immunodeficiency (AIDS)
8 virus. [If not applicable, this paragraph should be stricken and initialed by the defendant and the
9 judge V.K.]

10 (q) If I am not a citizen of the United States, a plea of guilty to an offense punishable as a
11 crime under state law is grounds for deportation, exclusion from admission to the United States, or
12 denial of naturalization pursuant to the laws of the United States.

13 (r) If this crime involves a sex offense or a violent offense, I will be required to provide a
14 sample of my blood for purposes of DNA identification analysis. [If not applicable, this paragraph
15 should be stricken and initialed by the defendant and the judge V.K.]

16 (s) Because this crime involves a sex offense, I will be required to register with the sheriff
17 of the county of the state of Washington where I reside. I must register immediately upon being
18 sentenced unless I am in custody, in which case I must register within 24 hours of my release.

19 If I leave this state following my sentencing or release from custody but later move back to
20 Washington, I must register within 30 days after moving to this state or within 24 hours after doing
21 so if I am under the jurisdiction of this state's Department of Corrections.

22 FORM REV 7/12/00

STATEMENT OF DEFENDANT ON PLEA OF GUILTY
(Felony) - 8

1 If I change my residence within a county, I must send written notice of my change of
2 residence to the sheriff at least 14 days before moving and must register again with the sheriff
3 within 24 hours of moving. If I change my residence to a new county within this state, I must send
4 written notice of my change of residence to the sheriff of my new county at least 14 days before
5 moving and I must give written notice of my change of address to the sheriff of the county where I
6 last registered within 10 days of moving. If I move out of Washington state, I must also send
7 written notice within 10 days of moving to the county sheriff with whom I last registered in
8 Washington state. [If not applicable, this paragraph should be stricken and initialed by the
9 defendant and the judge V K.]

10 (t) This plea of guilty will result in the revocation of my right to possess any firearm.
11 Possession of any firearm after this plea is prohibited by law until my right to possess a firearm is
12 restored by a court of record.

13 7. I plead guilty to the crime(s) of Attempted Burglary (Res)
14 _____
15 _____

16 as charged in the original information. I have received a copy of that information.

17 8. I make this plea freely and voluntarily.

18 9. No one has threatened harm of any kind to me or to any other person to cause me to make
19 this plea.

20 10. No person has made promises of any kind to cause me to enter this plea except as set
21 forth in this statement.

22 FORM REV 7/12/00

STATEMENT OF DEFENDANT ON PLEA OF GUILTY
(Felony) - 9

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11. The judge has asked me to state briefly in my own words what I did that makes me guilty of this (these) crime(s). This is my statement:

In King Co., WA on 5/30/01, with intent to commit the crime of Residential Burglary (entering or remaining unlawfully in a dwelling with intent to commit ^{malicious mischief 3} ~~an assault (4th degree)~~ I took a substantial step towards the unlawful entry in a dwelling with intent to commit a ~~3rd degree assault~~ ^{3rd degree malit. mischief inside.} I did this by approaching the back door & trying to get inside.

12. My lawyer has explained to me, and we have fully discussed, all of the above paragraphs. I understand them all. I have been given a copy of this "Statement of Defendant on Plea of Guilty." I have no further questions to ask the judge.

X.V.K. 33 June
DEFENDANT

I have read and discussed this statement with the defendant and believe that the defendant is competent and fully understands the statement.

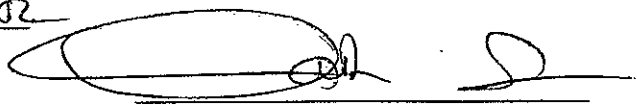
Cheryl 29564
PROSECUTING ATTORNEY

Sara Danner
DEFENDANT'S LAWYER 3/10/01


1 The foregoing statement was signed by the defendant in open court in the presence of the
2 defendant's lawyer and the undersigned judge. The defendant asserted that [check appropriate box]:

- 3 (a) The defendant had previously read; or
- 4 (b) The defendant's lawyer had previously read to him or her; or
- 5 (c) An interpreter had previously read to the defendant the entire statement above and that the
6 defendant understood it in full.

7 I find the defendant's plea of guilty to be knowingly, intelligently and voluntarily made. The
8 defendant understands the charges and the consequences of the plea. There is a factual basis for the
9 plea. The defendant is guilty as charged.

10 Dated this 26 day of Dec 2002
11 
12 JUDGE

13 I am fluent in the Russian language and I have translated this entire document for
14 the defendant from English into that language. I certify under penalty of perjury under the laws of
15 the State of Washington that the foregoing is true and correct.

16 Dated this 26th day of Dec, 2002.
17 _____
18 TRANSLATOR
19 
20 INTERPRETER

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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

THE STATE OF WASHINGTON,)	
)	
Plaintiff,)	No. 02-1-01490-5 KNT
)	
v.)	
VLADIMIR A. KIRICHENKO)	INFORMATION
)	
)	
Defendant.)	

I, Norm Maleng, Prosecuting Attorney for King County in the name and by the authority of the State of Washington, do accuse VLADIMIR A. KIRICHENKO of the crime of **Attempted Residential Burglary**, committed as follows:

That the defendant VLADIMIR A. KIRICHENKO in King County, Washington on or about May 30, 2001, did attempt to enter and remain unlawfully in the dwelling of Angel Kim, located at 12297 Marine View Drive Southwest, Burien, in said county and state, with intent to commit a crime against a person or property therein; attempt as used in the above charge means that the defendant committed an act which was a substantial step towards the commission of the above described crime with the intent to commit that crime.

Contrary to RCW 9A.52.025, and against the peace and dignity of the State of Washington.

NORM MALENG
Prosecuting Attorney

By: _____
Craig A. Peterson, WSBA #15935
Senior Deputy Prosecuting Attorney

Norm Maleng
Prosecuting Attorney
W 554 King County Courthouse
Seattle, Washington 98104-2312
(206) 296-9000

CERTIFICATION FOR DETERMINATION OF PROBABLE CAUSE

That Paul A. Thiede is a(n) Detective with the King County Sheriff's Office and has reviewed the investigation conducted in the King County Sheriff's case number 01-174093;

There is probable cause to believe that Vladimir A. Kirichenko (W/M, 082280) committed the crime(s) of Burglary in the First Degree (Attempt) and Violation of Alien's License to Carry Firearms. There is probable cause to believe that Vyacheslav N. Vizitiv (W/M, 081683) committed the crime of Burglary in the First Degree (Attempt).

This belief is predicated on the following facts and circumstances:

On 053001 at about 10:20 a.m., Kirichenko and Vizitiv went to the home of Kirichenko's ex-fiance, Aliona Shur, at 12297 Marine View Dr SW, City of Burien, King County. Shur no longer lives there. The house is occupied by V-Angel Yim and V-Andrew Yim. Angel and Shur are sisters. Angel was sleeping and Andrew was at work. Angel woke up when the doorbell rang. She looked outside and saw Kirichenko at the front door. She then saw him walk towards the garage door. Angel got scared because of suspicious occurances previously that week. Three days prior to this, on Sunday, 052701 at about 05:30 a.m., an unknown male calling himself "David", but matching Vizitiv's description, came to the house and tried to convince Angel to step outside and talk to Kirichenko who was supposedly waiting in a car. The next night at about 11:00 p.m., as Angel was leaving her house, she saw someone run from her yard into the neighbor's yard. Angel had also heard that Kirichenko was a burglar and a gang member. Because of these things, Angel locked herself in the bathroom and called 911. She hid in the bathtub behind the shower curtain. Angel could hear Kirichenko on the deck at the back of the house. He was calling her name and rattling the sliding door. Angel stayed hidden until the 911 operator told her it was safe to come out.

Deputies Kierce and Spence responded to the burglary-in-progress call and arrived at about 10:27 a.m. They found Kirichenko walking up the driveway of Angel's home. Kierce saw Kirichenko throw a black-colored bag into the brambles off to his right. Kierce believed that the bag had something heavy in it based on the way it oscillated as it flew through the air. Kierce detained Kirichenko and frisked him for weapons. Kierce found a Cobra Talk-About radio on Kirichenko's belt. Kierce also found two brown gloves and two keys in Kirichenko's right front pants pocket. Kierce put Kirichenko into a patrol car while he investigated further. Kierce and Spence searched the brush where Kierce saw Kirichenko toss the black bag. They found a black, nylon lace bag containing 20-30 rounds of .380 caliber ammunition. As Spence and Kierce were clearing the brush, Deputy Potter conducted a one-on-one field show-up with Angel. Angel positively identified Kirichenko.

Certification for Determination
of Probable Cause

Norm Maleng

Prosecuting Attorney

W 554 King County Courthouse

Seattle, Washington 98104-2312

(206) 296-9000

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ORIGINAL

1 Detectives Tompkins and Mattsen also responded to Angel's 911 call. They
2 arrived as Kirichenko was taken into custody. They could hear Kirichenko
3 speak with a Russian accent. A citizen flagged them down to report a
4 suspicious white car parked nearby. Tompkins, Mattsen, and Deputy Ostrum
5 contacted the Toyota Camry (WA Lic 977LRW) in front of 12504 Shorewood Dr SW.
6 This is about two blocks from Angel's home. Vizitiv was in the driver's seat
7 and identified himself with a Washington State driver's license. He said he
8 was waiting for a friend who was up the street. Vizitiv spoke with an accent
9 similar to Kirichenko. Mattsen heard over his police radio that Kierce and
10 Spence had found the black bag with the bullets. Knowing that a weapon was
11 outstanding and knowing that Vizitiv was related with Kirichenko, Mattsen
12 arrested Vizitiv and searched him and the car. Mattsen found a second Cobra
13 radio on the driver's floorboard. Mattsen contacted Kierce and asked if he
14 had found a Cobra radio with Kirichenko. Mattsen and Kierce tested the
15 radios and found that the radios worked in conjunction with each other.
16 Under the driver's seat, Mattsen found a package of rubber gloves. Tompkins
17 found a wallet on the front passenger floorboard. The wallet held
18 identification for Kirichenko. Tompkins obtained a post-Miranda taped
19 statement from Vizitiv. Vizitiv said he drove Kirichenko to visit his ex-
20 girlfriend. He said he parked down the street because they didn't want
21 Kirichenko's ex's husband to see their car. Vizitiv said there were no
22 kidnap plans and to his knowledge Kirichenko didn't have a gun. Vizitiv said
23 he and Kirichenko had gone to Angel's a few days prior. He said he'd tried
24 to convince Angel to go outside to speak with Kirichenko. It is readily
25 apparent from his statement that Vizitiv thought Angel was Shur.

14 Angel inspected her property. The exterior screen door to the slider had
15 been closed. It was now open. The sliding door had been closed and locked.
16 It was now unlocked and ajar. Angel keeps a stick at the base of the sliding
17 door as an added security measure. This is what kept Kirichenko from getting
18 inside of the house. Before Andrew left for work he double checked the front
19 door to ensure both locks were locked. The dead bolt on top was locked when
20 Andrew left. Angel found that the dead bolt was unlocked when she got the
21 "all clear" from the 911 operator. Kierce tried one of the keys found in
22 Kirichenko's pocket on the deadbolt. This key was able to lock and unlock
23 the top dead bolt.

19 K-9 handler Deputy Kaspyrzk responded to the Yim's home with police dog
20 Sniper. Kaspyrzk was directed to the brushy area where Kirichenko had been
21 when contacted and had tossed the bag. Kaspyrzk gave Sniper the command to
22 look for evidence. About 15 feet south of the driveway, Sniper went into the
23 brush and brought out a small black semi-auto .380-caliber handgun. The gun
24 was a Bryco brand, serial #1027360. Kirichenko is a foreign national
25 (Ukrainian). Kirichenko has not obtained an alien firearms license in
violation of RCW 9.41.270.

Certification for Determination
of Probable Cause

Norm Maleng
Prosecuting Attorney
W 554 King County Courthouse
Seattle, Washington 98104-2312
(206) 296-9000

ORIGINAL

ORIGINAL

1 Under penalty of perjury under the laws of the State of Washington,
I certify that the foregoing is true and correct. Signed and dated
2 By me this 24th day of October, 2001, at City of Burien, King County,
Washington.

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5 #09275

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Certification for Determination
of Probable Cause

Norm Maleng
Prosecuting Attorney
W 554 King County Courthouse
Seattle, Washington 98104-2312
(206) 296-9000

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7 CAUSE NO. 02-1-01490-5 KNT

8
9 PROSECUTING ATTORNEY CASE SUMMARY AND REQUEST FOR BAIL AND/OR
10 CONDITIONS OF RELEASE

11 The facts are set out in the attached Certification for
12 Determination of Probable Cause. In addition, Yim did not give
13 Defendant permission to enter her home.

14 REQUEST FOR BAIL

15 Bail in the amount of \$3,000 is requested due to the nature
16 of this crime. In addition, Defendant's current whereabouts are
17 unknown. Defendant should be ordered to have no contact with
18 Andrew and April Lim.

19
20

Craig A. Peterson, WSBA #15935

PLEA AGREEMENT

Date of Crime: 5-30-01

Date: 7-9-02

Defendant: Kirichenko, Vladimir

Cause No: 02-1-01490-5 ~~SEA/KNT~~

The State of Washington and the defendant enter into this PLEA AGREEMENT which is accepted only by a guilty plea. This agreement may be withdrawn at any time prior to entry of the guilty plea. The PLEA AGREEMENT is as follows:

On Plea To: As charged in Count(s) I of the original amended information.

With Special Finding(s): deadly weapon - firearm, RCW 9.94A.310(3); deadly weapon other than firearm, RCW 9.94A.310(4); sexual motivation, RCW 9.94A.127; protected zone, RCW 69.50.435; domestic violence, other; for count(s): _____

1. DISMISS: Upon disposition of Count(s) _____ the State moves to dismiss Count(s): _____

2. REAL FACTS OF HIGHER/MORE SERIOUS AND/OR ADDITIONAL CRIMES: In accordance with RCW 9.94A.370, the parties have stipulated that the court, in sentencing, may consider as real and material facts information as follows:
 as set forth in the certification(s) of probable cause and prosecutor's summary.
 as set forth in _____

3. RESTITUTION: Pursuant to RCW 9.94A.142, the defendant agrees to pay restitution as follows:
 in full to the victim(s) on charged counts.
 as set forth in _____

4. OTHER: _____

SENTENCE RECOMMENDATION:

a. The defendant agrees to the foregoing Plea Agreement and that the attached sentencing guidelines scoring form(s) (Appendix A) and the attached Prosecutor's Understanding of Defendant's Criminal History (Appendix B) are accurate and complete and that the defendant was represented by counsel or waived counsel at the time of prior conviction(s). The State makes the sentencing recommendation set forth in the State's sentence recommendation.

b. The defendant disputes the Prosecutor's Statement of the Defendant's Criminal History, and the State makes no agreement with regard to a sentencing recommendation and may make a sentencing recommendation for the full penalty allowed by law.

Maximum on Count I is not more than 5 years and/or \$ 710,000 fine.

Maximum on Count _____ is not more than _____ years and/or \$ _____ fine.

Mandatory Minimum Term(s) pursuant to RCW 9.94A.120(4) only: _____

Mandatory weapon sentence enhancement for Count(s) _____ is _____ months each. This/these additional term(s) must be served consecutively to any other term and without any earned early release.

Mandatory driver's license revocation RCW 46.20.285; 69.50.420

Mandatory revocation of right to possess a firearm and/or ammunition for any felony conviction. RCW 9.41.047.

The State's recommendation will increase in severity if additional criminal convictions are found or if the defendant commits any new charged or uncharged crimes, fails to appear for sentencing or violates the conditions of his release.

X.V.R. Brink

Defendant

Sha Danner #31024

Attorney for Defendant

Craig Outer

Deputy Prosecuting Attorney 15935

[Signature]

Judge, King County Superior Court

2/27/02

APPENDIX B TO PLEA AGREEMENT
PROSECUTOR'S UNDERSTANDING OF DEFENDANT'S CRIMINAL HISTORY
(SENTENCING REFORM ACT)

Page 1 of 1

***PRELIMINARY CRIMINAL HISTORY ONLY**

Defendant : VLADIMIR KIRICHENKO

FBI Num: 441410MB3

StateID Num: WA20375215

None Known. Recommendation and standard range assumes no prior felony convictions

Criminal history not known and not received at this time

Adult Felonies - None Known

Cause Agency

Offense Sentence

Juvenile Felonies - None Known

Cause Agency

Offense Sentence

Misdemeanors - None Known

Cause Agency

Offense Sentence

Comments

WASIS/NCIC: RAN 11/26/01

***NOTE:** As the above-noted information reflects preliminary criminal history, it may be subject to revision later in the sentencing process.

Prepared By:

King County Prosecuting Attorney/Department of Corrections

Sidnie Sebastian
Prosecuting Attorney's Office

GENERAL SCORING FORM

Residential Burglary and Burglary 2 Offenses

Use this form only for Residential Burglary and Burglary 2 offenses.

OFFENDER'S NAME <i>Kirichenko, Vladimir</i>	OFFENDER'S DOB <i>8/22/80</i>	STATE ID#
JUDGE	CAUSE# <i>02-1-01490-5</i>	FBI ID#

In the case of multiple prior convictions for offenses committed before July 1, 1986, for purposes of computing the offender score, count all adult convictions served concurrently as one offense and all juvenile convictions entered on the same date as one offense (RCW 9.94A.360).

ADULT HISTORY:

Enter number of Burglary 1 convictions x 2 =
 Enter number of Residential Burglary and Burglary 2 convictions x 2 =
 Enter number of other felony convictions x 1 =

JUVENILE HISTORY:

Enter number of Burglary 1 adjudications x 2 =
 Enter number of Residential Burglary and Burglary 2 adjudications x 1 =
 Enter number of serious violent and violent felony adjudications x 1 =
 Enter number of other nonviolent felony adjudications x 1/2 =

OTHER CURRENT OFFENSES: (Those offenses not encompassing the same criminal conduct)

Enter number of Burglary 1 convictions x 2 =
 Enter number of Residential Burglary and Burglary 2 convictions x 2 =
 Enter number of other felony convictions x 1 =

STATUS AT TIME OF CURRENT OFFENSES:

If on community placement at time of current offense, add 1 point + 1 =

Total the last column to get the Offender Score
 (Round down to the nearest whole number)

9

STANDARD RANGE CALCULATION*

<i>Att Res Burg</i>	IV	9	2.25	TO	6.75
CURRENT OFFENSE BEING SCORED	SERIOUSNESS LEVEL	OFFENDER SCORE	LOW STANDARD SENTENCE RANGE		HIGH

* Multiply the range by 75% if the current offense is an attempt, conspiracy or solicitation.
 * If the court orders a deadly weapon enhancement, use the applicable enhancement sheets on pages III-16 or III-17 to calculate the enhanced sentence.

STATE'S SENTENCE RECOMMENDATION
(FELONIES COMMITTED ON OR AFTER 7/1/2000; SENTENCE OF ONE YEAR OR LESS)

Date of Crime: S-30-01

Date: 7-9-02

Defendant: Kirichenko, Vladimir

Cause No.: 02-1-01490-5 SEA/KNT

The State recommends that the defendant be sentenced to a term of total confinement in the King County Jail as follows:

~~3~~ months/days on Count I _____ months/days on Count _____
_____ months/days on Count _____ _____ months/days on Count _____

with credit for time served as provided under RCW 9.94A.120. Work release is recommended if eligible. Terms to be served concurrently/consecutively with each other. Terms to be served concurrently/consecutively with: _____

Terms to be consecutive to any other term(s) not specifically referred to in this form.

ALTERNATIVE CONVERSION (RCW 9.94A.380): _____ days of total confinement should be converted to:
_____ days of partial confinement, to be served subject to the rules and regulations of the King County Jail;
_____ days/hours of community service (maximum of 30 days conversion from confinement, violent offenses not eligible, RCW 9.94A.380) under the supervision of the Department of Corrections to be completed as follows:
 on a schedule established by the community corrections officer; other: _____

REASONS FOR NOT RECOMMENDING ALTERNATIVE SENTENCE: The reasons for not recommending an alternative sentence are as follows: criminal history, failure to appear history, violent offense - not eligible, other Nature of crime

EXCEPTIONAL SENTENCE: This is an exceptional sentence, and the substantial and compelling reasons for departing from the presumptive sentence range are set forth on the attached form.

COMMUNITY CUSTODY: Pursuant to RCW 9.94A.383, the defendant should complete 12 months of community custody as defined in RCW 9.94A.120. The State recommends the following additional conditions as defined by RCW 9.94A.120: _____

OFF-LIMITS ORDER: The defendant is a "known drug trafficker" (RCW 10.66.010(3)) and should be precluded from entering areas described the attachment to this document (RCW 10.66.020(5)).

NO CONTACT: For the maximum term, defendant shall have no contact with: Angel Tim, 12297
Marine View Dr. SW, Burien

MONETARY PAYMENTS: Defendant make the following monetary payments under the supervision of the Department of Corrections for up to 10 years pursuant to RCW 9.94A.120(12) and RCW 9.94A.145.

- Restitution as set forth in the "Plea Agreement" page and (Appendix C.
- Court costs; mandatory \$500 Victim Penalty Assessment, recoupment of cost for appointed counsel.
- King County Local Drug Fund \$ _____; \$100 lab fee RCW 43.43.690.
- Fine of \$ _____; \$1,000, fine for VUCSA; \$2,000, fine for subsequent VUCSA.
- Costs of incarceration in K.C. Jail at \$50 per day. RCW 9.94A.145(2).
- Emergency response, \$ _____ RCW 38.52.430; Extradition costs of \$ _____, Other _____

MANDATORY CONDITIONS: HIV blood (RCW 70.24.340) for any sex offense, prostitution related offense, or drug offense associated with needle use. DNA testing (RCW 43.43.754) for any sex offense or violent offense as defined in RCW 9.94A.030. Revocation of right to possess a FIREARM. (RCW 9.41.040). DRIVER'S LICENSE REVOCATION (RCW 46.20.285; RCW 69.50.420).

REGISTRATION: ALL persons convicted of sex offenses are required to register pursuant to RCW 9A.44.130.

Craig Peter
Deputy Prosecuting Attorney

STATE OF WASHINGTON } ss.
County of King

I, BARBARA MINER, Clerk of the Superior Court
of the State of Washington, for the County of King, do hereby certify
that I have compared the foregoing copy with the original instrument as
the same appears on file and of record in my office, and that the same
is a true and perfect transcript of said original and of the whole thereof.
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the
Seal of said Superior Court at my office at Seattle this _____
day of NOV 21 2008 20 _____

BARBARA MINER, Superior Court Clerk
By AM
Deputy Clerk