

1 The Court accepted Defendant's guilty plea to **Illegal Possession of Controlled Substance**
2 as charged in Counts I and II of the First Amended Information, after finding that (1) Defendant's
3 decision to plead guilty is freely, knowingly, voluntarily and intelligently made; (2) she had the
4 advice of a competent counsel with whom she said she is satisfied; (3) she understood the
5 consequences of her plea; and, (4) there is a factual basis for the plea. Accordingly,

6 **ADJUDICATION OF GUILT**

7 **IT IS HEREBY ADJUDGED AND DECREED** that Defendant **HUANG, ZHAO JU**, is
8 **GUILTY** of **Illegal Possession of Controlled Substance**, in violation of 6 CMC § 2142(a) as
9 charged in Counts I and II of the First Amended Information filed on October 31, 2005.

10 **IMPOSITION OF SENTENCE**

11 The sentencing of an individual convicted of a crime is perhaps one of the most important
12 functions in the criminal justice system. It is my responsibility to perform such task. In doing so,
13 I must consider the protection of the public, the rights of victims and the gravity of the crime, and
14 its consequences. The Court must also consider the background and record of the defendant and
15 give serious consideration to the goals of sentencing and assure the ends of justice.

16 The Court acknowledges the Legislature's mandate that illegal drugs have no place in our
17 society and those who violate CNMI laws regarding controlled substances should be dealt with
18 harshly. Defendant in this case is a foreign national or alien, present in the CNMI by way of a
19 privilege granted to her by employment. The CNMI does not welcome those from foreign countries
20 who are allowed the privilege of entering the CNMI and then violate our laws.

21 The Court finds that the Defendant was originally charged with two (2) counts of
22 **Trafficking of Controlled Substance**, to wit, crystal methamphetamine, in violation of 6 CMC
23 § 2141(a)(1), made punishable by 6 CMC §§ 2141(b)(1), in the original Information filed on April
24 29, 2005. Defendant is a 33-year-old female from China and has decided to accept the
25 Government's offer by pleading guilty to two (2) counts of **Possession of a Controlled Substance**
26 as set forth in the First Amended Information filed on October 31, 2005.

27 After considering the facts of this case, the recommendation of counsel, the agreement
28 between the parties, and statements of counsel, the Court hereby sentences Defendant as follows:

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1. Defendant is **REMANDED** to serve five (5) years in jail, on each Count, to run concurrent. Defendant, pursuant to the statute, will not be eligible for parole.
2. Defendant shall immediately be deported upon completion of service of the five (5) years sentence.
3. In view of Defendant's indigency and confinement, and for good cause, the Court will waive the fine in this matter.

The bond posted in this case, if any, is hereby exonerated.

SO ORDERED this 3rd day of November 2005.

/s/
DAVID A. WISEMAN, Associate Judge

Any inconsistency between this written Order and the oral pronouncement of sentence in open court will be resolved in favor of this written Order. Therefore, Counsel must move the Court for a correction of any discrepancies within **fifteen (15)** days from the date of the entry of this Order, or it shall be deemed waived.