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STATE OF NEW MEXICO
COUNTY OF DONA ANA
THIRD JUDICIAL DISTRICT

A

FILED

2005 MAR 24 PM 2

STATE OF NEW MEXICO,

DISTRICT COURT
DONA ANA COUNTY,
JOHN D. NEIL

Plaintiff,

vs.

SHAWN BOHANNON,

Defendant.

No. CR-2005

-468

Judge: **THIS CASE HAS BEEN ASSIGNED TO**

STEPHEN BARKFORTH

CHARGES: Child Abuse - Intentional (No Death or Great Bodily Harm) or in the alternative: Child Abuse - Negligently Cause (No Death or Great Bodily Harm), Contributing to the Delinquency of a Minor (2 counts), Criminal Sexual Penetration in the Fourth Degree (School Employee) (10 counts), Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee)(2 counts) and False Imprisonment

Jdg Cano-Garcia

GRAND JURY INDICTMENT

THE GRAND JURY CHARGES:

Count 1: **Child Abuse - Intentional (No Death or Great Bodily Harm)**, on or about September 9, 2003, in Dona Ana County, New Mexico, the above-named defendant did intentionally and without justification, cause [REDACTED] a child under the age of eighteen years, to be placed in a situation that may endanger her life or health, to wit: gave [REDACTED] energy pills, a third degree felony, contrary to §30-6-1(C), NMSA 1978.

OR IN THE ALTERNATIVE:

Child Abuse - Negligently Cause (No Death or Great Bodily Harm), on or about September 9, 2003, in Dona Ana County, New Mexico, the above-named defendant did negligently and without justification, cause [REDACTED] a child under the age of eighteen years, to be placed in a situation that may endanger her life or health, to wit: gave [REDACTED] and the defendant knew or should have known of the danger involved and acted with reckless disregard for the child's safety or health, a third degree felony, contrary to §30-6-1(C), NMSA 1978.

Count 2: **Contributing to the Delinquency of a Minor**, on or between May 1, 2002 and May 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of [REDACTED], who was under the age of eighteen years, a fourth degree felony, contrary to §30-6-3, NMSA 1978.

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Count 3: **Contributing to the Delinquency of a Minor**, on or between May 1, 2002 and May 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of ██████ ██████, who was under the age of eighteen years, a fourth degree felony, contrary to §30-6-3, NMSA 1978.

Count 4: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did cause ██████ ██████ to engage in sexual intercourse, and ██████ ██████ was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that ██████ ██████ was a student in the school and the defendant was at least eighteen years of age and at least four years older than ██████ ██████, a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 5: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did cause ██████ ██████ to engage in sexual intercourse, and ██████ ██████ was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that ██████ ██████ was a student in the school and the defendant was at least eighteen years of age and at least four years older than ██████ ██████, a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 6: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did cause ██████ ██████ to engage in sexual intercourse, and ██████ ██████ was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that ██████ ██████ was a student in the school and the defendant was at least eighteen years of age and at least four years older than ██████ ██████, a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 7: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did cause ██████ ██████ to engage in sexual intercourse, and ██████ ██████ was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that ██████ ██████ was a student in the school and the defendant was at least eighteen years of age and at least four years older than ██████ ██████, a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 8: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 9: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 10: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 11: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 12: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in cunnilingus, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED]

██████████ was a student in the school and the defendant was at least eighteen years of age and at least four years older than ██████████, a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 13: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did cause ██████████ to engage in the insertion, to any extent his finger into the vagina of ██████████, and ██████████ was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that ██████████ was a student in the school and the defendant was at least eighteen years of age and at least four years older than ██████████, a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 14: Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee), on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did touch or apply force to the intimate parts of ██████████, who was at least thirteen but less than eighteen years of age, to wit: her vagina and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that ██████████ was a student in the school and the defendant was at least eighteen years of age and at least four years older than ██████████, a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

Count 15: Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee), on or between November 1, 2003 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did intentionally caused ██████████ to touch the intimate parts of the defendant, to wit: his penis and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that ██████████ was a student in the school and the defendant was at least eighteen years of age and at least four years older than ██████████, a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

Count 16: False Imprisonment, on or between October 1, 2004 and October 31, 2004, in Dona Ana County, New Mexico, the above-named defendant did restrain or confine ██████████ against will and with the knowledge that he had no authority to do so, a fourth degree felony, contrary to §30-4-3, NMSA 1978.

The name of the witness upon whose testimony this Indictment is based is Investigator Robyn Gojkovich.

STATE OF NEW MEXICO

COUNTY OF DONA ANA

IN THE MAGISTRATE COURT

STATE OF NEW MEXICO

Vs.

SHAWN BOHANNON

Defendant(s)

DOB: 04/15/1979

JR-2005-201
Chap 2

ADDRESS: 39071 HWY 187 HATCH NEW MEXICO

STATEMENT OF FACTS IN SUPPORT OF A CRIMINAL COMPLAINT

AFFIANT BEING A FULL TIME, SALARIED, LAW ENFORCEMENT OFFICER WITH THE DONA ANA COUNTY SHERIFF'S DEPARTMENT CURRENTLY ASSIGNED TO THE CRIMINAL INVESTIGATIONS DIVISION STATES THE FOLLOWING:

A. AFFIANT LEARNED THE FOLLOWING FROM [REDACTED] AT 1014 S. MAIN ST. ON MARCH 17TH 2005

1. That she is eighteen years old her birthday is March 3rd 1987. That she is a student at Hatch High School and has been a student since her freshman year. That she plays every sport and has a grade point average of about 3.7. That she was a football manager for the Hatch High School Football team and would travel with the team on some occasions.
2. That she met Shawn Bohannon at a track meet her freshman year . That Shawn Bohannon was visiting from another town. That Shawn Bohannon moved to Hatch the summer of her sophomore year in 2003. That Shawn Bohannon and his family would have barbeques with her and her family.
3. That she was having a hard in dealing with the stress within her family life, so she began talking to Shawn Bohannon. That trusted Shawn Bohannon and looked at him as a father figure.
4. That Shawn Bohannon was very flirtatious with all the girls. That Shawn Bohannon would joke around with her about them messing around. That she told Shawn Bohannon on many occasions that she did not want to do anything sexual with him.
5. That she spent a lot of time with Shawn Bohannon in school. That Shawn Bohannon would call her approximately 2 times a day on her cell phone and she would call him on his cell phone about 3 times a day.
6. That there was rumors going around the school about her and Shawn Bohannon having Sex. That nothing was happening between Shawn Bohannon and her.
7. That in November 2003, she had just broke up with her boyfriend and she was having problems at home with her parents. That after school, but before football practice she and Shawn Bohannon were in a building next to the field house on Hatch High School property. The building has two classrooms, a bathroom and a closet. That they were in the closet talking. That Shawn Bohannon leaned over and kissed her on the lips. That she did not stop him and allowed him to kiss her. That this occurred in the same location on several different occasions. That then Shawn Bohannon and her began fooling around touching each other. That Shawn Bohannon would touch her on her breast and her vagina. That this occurred on the same location. That Shawn Bohannon would want her to have sex with him. That Shawn Bohannon didn't care what she wanted and only cared about what Shawn

Bohannon wanted. That Shawn Bohannon was very persistent about her having sex with him and Shawn Bohannon did make her feel pressured.

8. That three to four times Shawn Bohannon and her engaged in vaginal intercourse and this occurred in the closet. That the first time they engaged in vaginal intercourse Shawn Bohannon inserted his finger into her vagina. That Shawn Bohannon also performed oral sex on her.
9. That five other times Shawn Bohannon and her engaged in vaginal intercourse was in one of the classrooms.
10. That on one occasion Shawn Bohannon asked her to give him oral sex and she refused because she has only had one other sexual experience before Shawn Bohannon.
11. That the first of February 2004, she told Shawn Bohannon that she could not have sex with him anymore.
12. That after she broke things off with Shawn Bohannon he was still nice to her. That he would kiss her on the forehead and ask her how she was doing.
13. That in October 2004, on a Saturday she had a volleyball game. That she was in the gym and she was talk to Shawn Bohannon. That Shawn Bohannon wanted her to go into the visiting locker room. That she did go into the locker room with him and Shawn Bohannon was showing her the mess the football team made. That Shawn Bohannon attempted to kiss her and she told him no. That Shawn Bohannon grabbed and pulled her closer to him. That Shawn Bohannon grabbed her by the waist and was trying to pull down her pants. That she told him no and to stop. That Shawn Bohannon touched her breast over her clothing. Shawn Bohannon touched her vagina over her clothing. That she told Shawn Bohannon no and to stop. That Shawn Bohannon grabbed her hand and forced her to touch Shawn Bohannon's penis over his clothes. That she got mad and yelled at him to stop and she was finally able to walk away.

B. AFFIANT LEARNED THE FOLLOWING FROM SCHOOL RECORDS AT HATCH ADMINISTRATION BUILDING.

1. That Shawn Bohannon is a paid employee with Hatch School District. That Shawn Bohannon began his employment with Hatch School District in the summer of 2003.
2. That Shawn Bohannon works as an Athletic Director and a football coach for Hatch High School.


C. AFFIANT IS PETITIONING THE COURT FOR AN ARREST WARRANT OF SHAWN BOHANNON FOR CRIMINAL SEXUAL PENETRATION IN THE FOURTH DEGREE, CRIMINAL SEXUAL CONTACT IN THE FOURTH DEGREE AND FALSE IMPRISONMENT.

Subscribed and sworn before me

This 17th Day of March 2005.

1900 hrs


Magistrate Judge Clerk

Affiant 
Robyn Gofkovich 916
Criminal Investigator
Dona Ana County Sheriffs Dept.

Telephone Approved
By Amy Colorado

CR-05-468

Criminal Form 9-201

STATE OF NEW MEXICO

COUNTY OF DONA ANA

IN THE MAGISTRATE COURT

STATE OF NEW MEXICO

Vs.

SHAWN BOHANNON

Defendant(s)

DOB: 04/15/1970

20-2005-89
CRP
FEB 07 2005

ADDRESS: 39071 HWY 187 HATCH NEW MEXICO

STATEMENT OF FACTS IN SUPPORT OF A CRIMINAL COMPLAINT

AFFIANT BEING A FULL TIME, SALARIED, LAW ENFORCEMENT OFFICER WITH THE DONA ANA COUNTY SHERIFF'S DEPARTMENT CURRENTLY ASSIGNED TO THE CRIMINAL INVESTIGATIONS DIVISION STATES THE FOLLOWING:

A. AFFIANT LEARNED THE FOLLOWING FROM [REDACTED] AT HATCH VALLEY HIGH SCHOOL ON FEBRUARY 4TH 2005,

1. That she is seventeen years of age and is a student at Hatch Valley High School. That she plays sports for Hatch Valley High School. That her Father [REDACTED] is the Principal for Hatch Valley High School.
2. That when she was fifteen she was on the volleyball team. That Shawn Bohannon is the Athletic Director for Hatch Valley Schools. That in September 2003, she saw some pills in Shawn Bohannon's truck. That she noticed that they were energy pills. That she told Shawn Bohannon that she was very tired and asked Shawn Bohannon if she could take one of the pills. That Shawn Bohannon gave her one. That she felt fine.
3. That approximately a week later she had a volleyball game. That she was feeling tired. That she found Shawn Bohannon and she asked him if she could take another energy pill. That Shawn Bohannon gave her another pill.
4. That after she took the pill, she started feeling sick. That she started throwing up and she began shaking. That her body felt tingly and she could not feel her hands for about thirty minutes. That Jill Shannon and Shawn Bohannon took her to the nursed office. That Shawn Bohannon told her not to tell her Dad because he could get into a-lot of trouble. That when she was at the nurse's office her blood pressure was very high.

B. AFFIANT LEARNED THE FOLLOWING FROM [REDACTED] AT HATCH VALLEY HIGH SCHOOL ON FEBRUARY 3RD 2005,

1. That he is the Principal for Hatch Valley High School. That his daughter [REDACTED] goes to Hatch Valley High School.
2. That Shawn Bohannon is the Athletic Director for Hatch and a football coach for Hatch Valley High School.
3. That on Tuesday September 9th 2003, Shawn Bohannon called his office to ask if [REDACTED] was all right. That he told Shawn Bohannon that he did not know

- and Shawn Bohannon told him that [REDACTED] had been sick in basketball practice.
4. That Jill Shannon the athletic trainer took [REDACTED] to the nurse's office at the new high school. That when [REDACTED] was at the nurse's office she began shaking, which resembled epileptic type seizure. That this occurred for approximately 30 minutes.
 5. That at approximately 5:00pm Shawn Bohannon went to his residence and gave him a empty bottle. That Shawn Bohannon told him that he gave this to his daughter [REDACTED]. That the empty bottle was called "RIPPED FUEL" which is a thermagenic designed to reduce body fat. It is known in the bodybuilding circle as "NATURAL SPEED".
 6. That on September 10th 2003, he took [REDACTED] to Dr. Umberto Garcia for a complete Physical.
 7. That he went to Billy Henson, the Superintendent for the Hatch Valley School District, and demanded that something happen to Shawn Bohannon for giving his daughter pills without his permission. That Billy Henson told him that everybody needs to get along and they need to keep the incident quite. Billy Henson advised him that he would take care of Shawn Bohannon. That Billy Henson ran things under the "good old boy system" that he felt that if he went over Billy Henson, that he would lose his job.
 8. That in the fall of 2003 [REDACTED] began self-mutilation to manage the stress and anxiety from this incident. That Dorene Bohannon, a counselor at Hatch Valley High School and Shawn Bohannon's wife, is aware of [REDACTED] cutting herself, but failed to notify him as her parent.
 9. On January 27th 2004, he becomes aware of the cuts on [REDACTED] wrist.

C. AFFIANT LEARNED THE FOLLOWING FROM CATOLINA RODRIGUEZ A VOLLEYBALL COACH AT HATCH VALLEY HIGH SCHOOL ON FEBRUARY 3RD 2005,

1. That she is employed as a school employee at Hatch Valley High School and is the Volleyball coach.
2. In September 2003, [REDACTED] was on her volleyball team. That one day [REDACTED] began pinching herself and then she began shaking uncontrollably. That she found out that Shawn Bohannon gave her a pill before the incident. That she called for Jill Shannon and Shawn Bohannon to assist her with [REDACTED].


D. AFFIANT LEARNED THE FOLLOWING FROM JILL SHANNON AT ZIA MIDDLE SCHOOL ON FEBRUARY 3RD 2005,

1. That in September 2003, she was advised that student was hurt. That she to the Old High School and found [REDACTED] shaking. That Shawn Bohannon told her that [REDACTED] was with him at lunch and he gave her diet pills. That they took [REDACTED] to the Main High School building to the nurse's office.
2. That Shawn Bohannon gave her Mr. Zuniga's cell phone number and Shawn Bohannon told her to call Mr. Zuniga and tell him that [REDACTED] took diet pills. Shawn Bohannon then told her not to tell Mr. Zuniga that he gave her the pills.
3. That Shawn Bohannon then came to her again and told her not to call Mr. Zuniga, that he would take care of it himself.

**E. AFFIANT IS PETITIONING THE COURT FOR AN ARREST WARRANT OF
SHAWN BOHANNON FOR CONTRIBUTING TO DELINQUENCY OF MINOR,
CHILD ABUSE-INTENTIONAL (NO DEATH OR GREAT BODILY HARM**

Subscribed and sworn before me
This 7th Day of Feb 2005.

S. Chapman
Magistrate Judge/Clerk

Affiant  516
Robyn Gojkovich 916
Criminal Investigator
Dona Ana County Sheriffs Dept.

Amy Orlando
Telephonically Approved

FILED IN OPEN COURT

Date 5.30.06

Time 9:02 am

~~SILVIA CANO-GARCIA~~

STATE OF NEW MEXICO
COUNTY OF DONA ANA
THIRD JUDICIAL DISTRICT

STATE OF NEW MEXICO,

Plaintiff,

vs.

SHAWN BOHANNON,

Defendant.

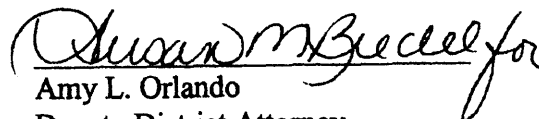
No. D-307-CR-200500468

Judge Stephen Bridgforth

NOLLE PROSEQUI

COMES NOW the State of New Mexico, by and through its Deputy District Attorney, Amy L. Orlando, enters a nolle prosequi in the above-numbered and styled cause, on the grounds that the Defendant will admit all charges in the Superseding Criminal Information filed in Cause Number D-307-CR-200500683.

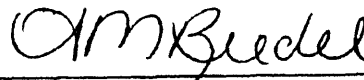
Respectfully submitted,



Amy L. Orlando
Deputy District Attorney
District Attorney's Office
201 W. Picacho, Suite B
Las Cruces, N.M. 88005
(505) 524-6370

CERTIFICATE OF DELIVERY

I hereby certify that I mailed/delivered a true and correct copy of the foregoing pleading to defense attorney, Gary Mitchell, on this 30th day of May, 2006.



Amy L. Orlando
Deputy District Attorney

jen 2005-0319

6/11K

STATE OF NEW MEXICO
COUNTY OF DONA ANA
THIRD JUDICIAL DISTRICT

FILED

2005 MAY 19 AM 11:40

DISTRICT COURT
DONA ANA COUNTY, NM
COUNTY CLERK

STATE OF NEW MEXICO,
Plaintiff,

vs.

SHAWN BOHANNON,
Defendant.

No. CR-2005 683

Judge:
THIS CASE HAS BEEN ASSIGNED TO

~~EXHAUSTED~~
CHARGES: Criminal Sexual Penetration in the Fourth Degree (School Employee)(19 counts)
and Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee)(10 counts)

GRAND JURY INDICTMENT

John Roberts
John Cano-Garcia

THE GRAND JURY CHARGES:

Count 1: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between September 1, 2002 and September 30, 2002, in Dona Ana County, New Mexico, the above-named defendant did cause [redacted] to engage in sexual intercourse, and [redacted] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [redacted] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [redacted], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 2: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between September 1, 2002 and October 31, 2002, in Dona Ana County, New Mexico, the above-named defendant did cause [redacted] to engage in sexual intercourse, and [redacted] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [redacted] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [redacted], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 3: **Criminal Sexual Penetration in the Fourth Degree (School Employee)**, on or between October 1, 2002 and October 31, 2002, in Dona Ana County, New Mexico, the above-named defendant did cause [redacted] to engage in sexual intercourse, and [redacted] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [redacted] was a student in the school and the defendant was at least eighteen years of age and at least

four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 4: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between November 1, 2002 and November 30, 2002, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 5: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between December 1, 2002 and December 31, 2002, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 6: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between January 1, 2003 and January 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 7: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between February 1, 2003 and February 28, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 8: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between March 1, 2003 and March 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a

less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 9: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between April 1, 2003 and April 30, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 10: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between May 1, 2003 and May 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 11: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between June 1, 2003 and June 30, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 12: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between July 1, 2003 and July 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 13: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between August 1, 2003 and August 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least

four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 14: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between September 1, 2003 and September 30, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 15: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between October 1, 2003 and October 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 16: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between November 1, 2003 and November 30, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 17: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between December 1, 2003 and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in sexual intercourse, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 18: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between September 1, 2002 and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in cunnilingus, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was

a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 19: Criminal Sexual Penetration in the Fourth Degree (School Employee), on or between September 1, 2002 and December 13, 2003, in Dona Ana County, New Mexico, the above-named defendant did cause [REDACTED] to engage in cunnilingus, and [REDACTED] was at least thirteen but less than eighteen years of age and was not the spouse of the defendant, and the defendant was a person who was a licensed school employee, and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-11(A)&(F), NMSA 1978.

Count 20: Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee), on or between September 1, 2002 and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did touch or apply force to the intimate parts of [REDACTED], who was at least thirteen but less than eighteen years of age, to wit: touched the breast and buttocks of [REDACTED], and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

Count 21: Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee), on or between September 1, 2002 and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did touch or apply force to the intimate parts of [REDACTED], who was at least thirteen but less than eighteen years of age, to wit: touched the breast and buttocks of [REDACTED], and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

Count 22: Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee), on or between September 1, 2002 and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did touch or apply force to the intimate parts of [REDACTED], who was at least thirteen but less than eighteen years of age, to wit: touched the breast and buttocks of [REDACTED], and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

Count 23: **Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee)**, on or between September 1, 2002 and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did touch or apply force to the intimate parts of [REDACTED], who was at least thirteen but less than eighteen years of age, to wit: touched the breast and buttocks of [REDACTED] and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

Count 24: **Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee)**, on or between September 1, 2002 and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did touch or apply force to the intimate parts of [REDACTED], who was at least thirteen but less than eighteen years of age, to wit: touched the breast and buttocks of [REDACTED] and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

Count 25: **Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee)**, on or between September 1, 2002 and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did touch or apply force to the intimate parts of [REDACTED], who was at least thirteen but less than eighteen years of age, to wit: touched the breast and buttocks of [REDACTED] and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

Count 26: **Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee)**, on or between September 1, 2002 and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did touch or apply force to the intimate parts of [REDACTED], who was at least thirteen but less than eighteen years of age, to wit: touched the breast and buttocks of [REDACTED] and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

Count 27: **Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee)**, on or between September 1, 2002 and December 31, 2003, in Dona Ana County, New Mexico, the above-

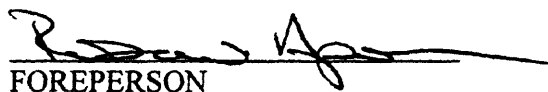
named defendant did touch or apply force to the intimate parts of [REDACTED], who was at least thirteen but less than eighteen years of age, to wit: touched the breast and buttocks of [REDACTED] and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

Count 28: Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee), on or between September 1, 2002 and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did touch or apply force to the intimate parts of [REDACTED], who was at least thirteen but less than eighteen years of age, to wit: touched the breast and buttocks of [REDACTED] and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

Count 29: Criminal Sexual Contact of a Minor in the Fourth Degree (School Employee), on or between September 1, 2002 and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did touch or apply force to the intimate parts of [REDACTED], who was at least thirteen but less than eighteen years of age, to wit: touched the breast and buttocks of [REDACTED] and the defendant was a person who was a licensed school employee, an unlicensed school employee, a school contract employee, a school health service provider or a school volunteer and the defendant learned that [REDACTED] was a student in the school and the defendant was at least eighteen years of age and at least four years older than [REDACTED], a fourth degree felony, contrary to §30-9-13(B), NMSA 1978.

The name of the witness upon whose testimony this Indictment is based is Investigator Robyn Gojkovich.

I hereby certify that the foregoing instrument is a True Bill.


FOREPERSON

DATE: 5-19-05

ORDER

Defendant's Bond is set at \$ 50,000

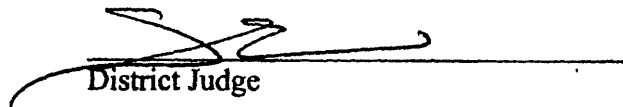
- Secured: bail bond or property bond executed on Rule 9-304
- Secured: cash at _____% of a bond to be posted with the Court
- Unsecured Bail
- Personal Recognizance

- With special conditions as follows:
 - No contact with the victim(s) or any potential witness(es)
 - Maintain weekly contact with defense counsel
 - Not to leave Dona Ana County, NM without prior written approval of the Court
 - No possession of firearms or other dangerous weapons
 - No possession or consumption of alcohol
 - Not to enter into any establishments whose primary purpose is the sale of alcohol or enter into any bar
 - Not to violate any federal, state or local laws
 - Notify the Court and defense counsel of any change in address or telephone number within 24 hours of such change
 - No use or possession of a controlled substance without a valid prescription from a physician
 - No association with any person who illegally uses, possesses or distributes controlled substances
 - No association with any known gang members
 - Execute a waiver of extradition
 - No contact with any children under the age of 18 years
 - Not to drive any motor vehicles
 - Not to be employed in any position which requires the handling of money or financial transactions.
 - _____

Issue summons

If appropriate bond has not been posted, an arrest warrant shall be issued.

IT IS FURTHER ORDERED that if appropriate bond has been posted with Magistrate Court, it is to be transferred to District Court.


District Judge

BOND INFORMATION FORM

Defendant's Name:	SHAWN BOHANNON	Employment:	Unemployed
Address:	Hwy 187, #1415, Hatch, NM 87937 or P.O. Box 8, Hatch, NM 87937		
Other Address:			
Community Ties:	Wife		
Criminal History:	The defendant is currently facing charges of Criminal Sexual Penetration, Child Abuse and Contributing to the delinquency of a minor.		

PREVIOUS ACTION IN THIS CASE:

<input checked="" type="checkbox"/>	Complaint Filed in Magistrate Court	<input checked="" type="checkbox"/>	Defendant Not Arrested
<input type="checkbox"/>	Defendant Arrested & Remains in Custody	<input type="checkbox"/>	Defendant Arrested & Posted Bond
<input type="checkbox"/>	Arrest Warrant Issued by Magistrate Court - Defendant Remains At Large		

Magistrate Bond Amount:

<input type="checkbox"/>	Cash Only	<input type="checkbox"/>	Secured	<input type="checkbox"/>	Unsecured	<input type="checkbox"/>	10% to Court	<input type="checkbox"/>	Personal Recognizance
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The defendant is a:	<input type="checkbox"/>	Flight Risk	<input checked="" type="checkbox"/>	Danger to the Community	Reason:	This is the third victim of this defendant. He has posted \$100,000.00 in his other case so the State is asking for an unsecured bond in this case with additional conditions of release.
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Bond Recommended By The State:	\$50,000.00	<input type="checkbox"/>	District Court Arrest Warrant Requested						
<input type="checkbox"/>	Cash Only	<input checked="" type="checkbox"/>	Secured	<input type="checkbox"/>	Unsecured	<input type="checkbox"/>	10% to Court	<input type="checkbox"/>	Personal Recognizance

WITH THE FOLLOWING SPECIAL CONDITIONS:

<input checked="" type="checkbox"/>	No contact with the victim(s) or any potential witnesses; maintain weekly contact with defense counsel; not leave Dona Ana County, NM without prior written approval of the Court; not possess firearms or other dangerous weapons; not possess or consume alcohol or enter any establishments whose primary purpose is the sale of alcoholic beverages or be in any bar; not violate any federal, state or local laws; notify the Court and defense counsel of any change of address or phone number with 24 hours of such change; no use or possession of controlled substances without a prescription from a physician; not to associate with any person who illegally uses, possesses or distributes controlled substances; no association with any known gang members.
<input checked="" type="checkbox"/>	No contact with children under 18 years of age.
<input checked="" type="checkbox"/>	Waiver of extradition if the defendant lives, travels or works outside the State of New Mexico.
<input type="checkbox"/>	Not to drive any motor vehicles
<input checked="" type="checkbox"/>	Other: The defendant SHALL NOT GO INTO ANY SCHOOL AREA FOR ANY PURPOSE. THE DEFENDANT SHALL NOT ATTEND ANY SCHOOL FUNCTIONS OR SCHOOL ACTIVITIES.

FILED IN OPEN COURT

Date 5.30.06

Time 9:02 am

SILVIA CANO-GARCIA

STATE OF NEW MEXICO
COUNTY OF DONA ANA
THIRD JUDICIAL DISTRICT

STATE OF NEW MEXICO,

Plaintiff,

vs.

SHAWN BOHANNON,

Defendant.

No. D-307-CR-200500683

Judge: Stephen Bridgforth

CHARGES: Child Abuse - Negligently Cause (No Death or Great Bodily Harm) and Contributing to the Delinquency of a Minor (14 cts.)

SUPERCEDING CRIMINAL INFORMATION

The District Attorney of Dona Ana County, State of New Mexico, states that on or about the dates listed below, the above-named Defendant did commit the crimes of:

Count 1: Child Abuse - Negligently Cause (No Death or Great Bodily Harm), on or about September 9, 2003, in Dona Ana County, New Mexico, the above-named defendant did negligently and without justification, cause [REDACTED], a child under the age of eighteen years, to be placed in a situation that may endanger her life or health, to wit: gave [REDACTED] ephedrine, and the defendant knew or should have known of the danger involved and acted with reckless disregard for the child's safety or health, a third degree felony, contrary to Section 30-6-1(D), NMSA 1978.

Count 2: Contributing to the Delinquency of a Minor, on or between September 1, 2002, and September 30, 2002, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of [REDACTED], who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 3: Contributing to the Delinquency of a Minor, on or between October 1, 2002, and October 31, 2002, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of [REDACTED], who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 4: Contributing to the Delinquency of a Minor, on or between November 1, 2002, and November 30, 2002, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the

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delinquency of ██████████, who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 5: Contributing to the Delinquency of a Minor, on or between December 1, 2002, and December 31, 2002, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of ██████████, who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 6: Contributing to the Delinquency of a Minor, on or between January 1, 2003, and January 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of ██████████, who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 7: Contributing to the Delinquency of a Minor, on or between February 1, 2003, and February 28, 2003, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of ██████████, who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 8: Contributing to the Delinquency of a Minor, on or between March 1, 2003, and March 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of ██████████, who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 9: Contributing to the Delinquency of a Minor, on or between September 1, 2003, and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of ██████████, who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 10: Contributing to the Delinquency of a Minor, on or between September 1, 2003, and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of ██████████, who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 11: Contributing to the Delinquency of a Minor, on or between September 1, 2003, and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency

of [REDACTED], who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

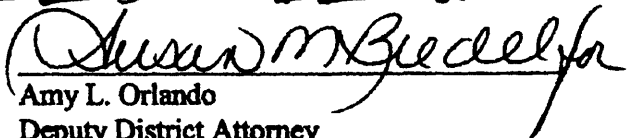
Count 12: Contributing to the Delinquency of a Minor, on or between September 1, 2003, and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of [REDACTED], who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 13: Contributing to the Delinquency of a Minor, on or between September 1, 2003, and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of [REDACTED], who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 14: Contributing to the Delinquency of a Minor, on or between September 1, 2003, and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of [REDACTED], who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

Count 15: Contributing to the Delinquency of a Minor, on or between September 1, 2003, and December 31, 2003, in Dona Ana County, New Mexico, the above-named defendant did commit an act or omit the performance of a duty, which caused or tended to cause or encourage the delinquency of [REDACTED], who was under the age of eighteen years, a fourth degree felony, contrary to Section 30-6-3, NMSA 1978.

The names of the witnesses upon whose testimony this Information is based are as follows:
Investigator Robyn Gojkovich, [REDACTED], [REDACTED], [REDACTED] and [REDACTED].


Amy L. Orlando
Deputy District Attorney
845 N. Motel Blvd., 2nd Floor, Suite D
Las Cruces, NM 88007
505-524-6370

STATE OF NEW MEXICO
COUNTY OF DONA ANA
THIRD JUDICIAL DISTRICT

FILED

2006 MAY 30 AM 9: 53

STATE OF NEW MEXICO,

DISTRICT COURT
DONA ANA COUNTY, NM
NATALIE SANCHEZ - 5

v.

SHAWN BOHANNON,
DOB: 01/15/1970
SSN: ██████████

D-307-CR-200500683
Judge Silvia E. Cano-Garcia

GUILTY PLEA PROCEEDING

The defendant personally appearing before me, I have ascertained the following facts, noting each by initialing it.

Judge's
Initial

- SN 1. That the defendant understands the charges set forth in the information.
- SE 2. That the defendant understands the range of possible sentence for the offenses charged, from a suspended sentence to a maximum of:

✕ Count 1: **Child Abuse - Negligently Cause (No Death or Great Bodily Harm)**, a third degree felony with a maximum penalty of three (3) years and a fine of \$5,000, followed by two (2) years parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.

✕ Count 2: **Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.

✓ Count 3: **Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.

✓ Count 4: **Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.

✓ Count 5: **Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.

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- ✓ **Count 6: Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.
- ✓ **Count 7: Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.
- ✓ **Count 8: Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.
- ✓ **Count 9: Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.
- ✓ **Count 10: Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.
- ✓ **Count 11: Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.
- ✓ **Count 12: Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.
- ✓ **Count 13: Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.
- ✓ **Count 14: Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.
- ✓ **Count 15: Contributing to the Delinquency of a Minor**, a fourth degree felony with a maximum penalty of eighteen (18) months and a fine of \$5,000, followed by one (1) year parole. The Court must also impose a \$5.00 Domestic Violence Treatment Fee.

- ✓ The defendant shall provide a sample of biological material sufficient for DNA Testing and pay a \$100.00 fee to the New Mexico Department of Corrections for the combined DNA Index System (CODIS), pursuant to §29-16-1, et seq., NMSA 1978.
- ✓ Any basic sentence may be altered up to one third for aggravating and mitigating circumstances.
- ✓ Any basic sentence shall be enhanced pursuant to §31-18-17, NMSA 1978 as an habitual criminal offender, if the defendant has any undisclosed prior felony convictions.

SM 3. That the defendant understands the following constitutional rights which the defendant gives up by pleading guilty:

SM (a) the right to trial by jury, if any;

SM (b) the right to the assistance of an attorney at trial, and to an appointed attorney, to be furnished free of charge, if the defendant cannot afford one;

SM (c) the right to confront the witnesses against him and to cross-examine them as to the truthfulness of their testimony;

SM (d) the right to present evidence on his own behalf, and to have the state compel witnesses of his choosing to appear and testify;

SM (e) the right to remain silent and to be presumed innocent until proven guilty beyond a reasonable doubt.

SM 4. That the defendant wishes to give up the constitutional rights of which the defendant has been advised.

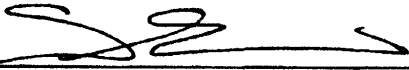
SM 5. That there exists a basis in fact for believing the defendant is guilty of the offenses charged and that an independent record for such factual basis has been made.

NONE 6. That the defendant and the prosecutor have entered into a plea agreement and that the defendant understands and consents to its terms. (Indicate "NONE" if a plea agreement has not been signed.)

SM 7. That the plea is voluntary and not the result of force, threats or promises other than a plea agreement.

- Sh 8. That under the circumstances, it is reasonable that the defendant plead guilty.
- Sh 9. That the defendant understands that a conviction may have an effect upon his immigration or naturalization status. TX W Citize

On the basis of these findings, I conclude that the defendant knowingly, voluntarily and intelligently pleads guilty to the above charges and accept such plea. A copy of this affidavit shall be made a part of the record in the above-styled case.




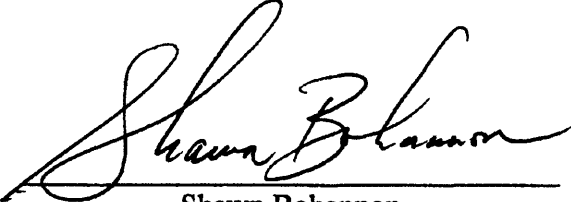
Silvia E. Cano-Garcia
District Judge

30 May 2006

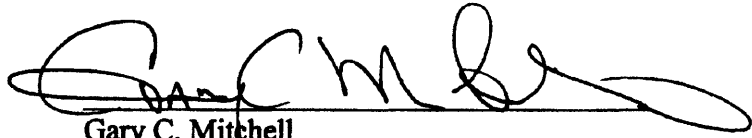
Date

CERTIFICATE BY DEFENDANT

I certify that the judge personally advised me of the matters noted above, that I understand the constitutional rights that I am giving up by pleading and that I desire to plead guilty to the charges stated.

<p>RIGHT THUMB PRINT:</p> 	<p>SIGNATURE:</p>  _____ Shawn Bohannon
--	--

I have conferred with my client with reference to the execution of this certificate and I have explained to my client its contents in detail.



Gary C. Mitchell
Defense Counsel

STATE OF NEW MEXICO
COUNTY OF DONA ANA
THIRD JUDICIAL DISTRICT

FILED
2006 JUL -6 PM 4:38

STATE OF NEW MEXICO,

Plaintiff,

vs.

SHAWN BOHANNON,

Defendant.

CLERK OF COURT
DONA ANA COUNTY NM
ALBUQUERQUE - 5

No. D-307-CR-200500683
Judge Silvia E. Cano-Garcia

AMENDED JUDGMENT AND ORDER SUSPENDING SENTENCE

THIS MATTER came before the Court for sentencing on May 30, 2006. The State of New Mexico was represented by Susan M. Riedel, Chief Deputy District Attorney. The Defendant was present and represented by counsel, Gary C. Mitchell.

The Defendant was convicted on May 30, 2006, pursuant to a guilty plea accepted and recorded by the Court, of the offenses of Child Abuse - Negligently Cause (No Death or Great Bodily Harm), a third degree felony, contrary to §30-06-01(D), NMSA 1978, occurring on or about September 9, 2003, as charged in Count 1 of the Superceding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between September 1, 2002, and September 30, 2002, as charged in Count 2 of the Superceding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between October 1, 2002, and October 31, 2002, as charged in Count 3 of the Superceding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between November 1, 2002, and November 30, 2002, as charged in Count 4 of the Grand Jury

Ⓢ 7/10K

Indictment; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between December 1, 2002, and December 31, 2002, as charged in Count 5 of the Superseding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between January 1, 2003, and January 31, 2003, as charged in Count 6 of the Superseding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between February 1, 2003, and February 28, 2003, as charged in Count 7 of the Superseding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between March 1, 2003, and March 31, 2003, as charged in Count 8 of the Superseding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between September 1, 2003, and December 31, 2003, as charged in Count 9 of the Superseding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between September 1, 2003, and December 31, 2003, as charged in Count 10 of the Superseding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between September 1, 2003, and December 31, 2003, as charged in Count 11 of the Superseding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between September 1, 2003, and December 31, 2003, as charged in Count 12 of the Superseding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between

September 1, 2003, and December 31, 2003, as charged in Count 13 of the Superceding Criminal Information; Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between September 1, 2003, and December 31, 2003, as charged in Count 14 of the Superceding Criminal Information and Contributing to the Delinquency of a Minor, a fourth degree felony, contrary to §30-06-03, NMSA 1978, occurring on or between September 1, 2003, and December 31, 2003, as charged in Count 15 of the Superceding Criminal Information.

The Defendant is hereby found and adjudged guilty and convicted of these crimes.

IT IS THE JUDGMENT AND SENTENCE OF THE COURT that the Defendant be committed to the custody of the New Mexico Corrections Department where the Defendant shall serve:

Count 1: **Child Abuse - Negligently Cause (No Death or Great Bodily Harm)**, a term of three (3) years, followed by two (2) years parole. The Court finds that due to the nature of this offense and the resulting harm this crime is a serious violent offense pursuant to §33-2-34, NMSA 1978. Therefore, the Defendant's meritorious deductions shall not exceed a maximum of four (4) days per month of time served.

Count 2: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 3: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 4: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 5: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 6: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 7: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 8: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 9: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 10: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 11: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 12: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 13: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 14: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

Count 15: **Contributing to the Delinquency of a Minor**, a term of eighteen (18) months, followed by one (1) year parole.

The sentences imposed above shall be served consecutively.

Therefore, the Court sentences the Defendant to a total of twenty-four (24) years to be followed by two (2) on parole.

IT IS ORDERED that the Defendant's sentence shall be suspended and the Defendant shall be placed on supervised probation for a period of five (5) years under the supervision of the Probation and Parole Division of the New Mexico Corrections Department.

The Defendant shall receive pre-sentence confinement credit from February 4, 2005, the date of the Defendant's arrest, through February 5, 2005, the date of the Defendant's release on bond, for a total of two (2) days.

IT IS FURTHER ORDERED that, as a condition of probation, the Defendant shall comply with the standard conditions of probation and the following special conditions as directed by the Probation and Parole Division of the New Mexico Corrections Department:

1. The Defendant shall not consume or possess alcoholic beverages.
2. The Defendant shall not enter or frequent establishments where the primary purpose is the sale of alcohol.
3. The Defendant shall not use or possess any controlled substance except as may be prescribed to the Defendant by a licensed physician.

4. The Defendant shall not possess any weapons.
5. The Defendant shall maintain full time employment or full time enrollment in school or a combination thereof.
6. The Defendant shall not violate any local, state or federal laws.
7. The Defendant shall comply with any other reasonable condition specified by the Probation and Parole Division of the New Mexico Corrections Department.
8. The Defendant shall submit to random urinalysis or breath tests or both.
9. The Defendant shall perform one hundred (100) hours of community service per year for a total of five hundred (500) hours. The Court recommends the Defendant perform a minimum of ten (10) hours of community service per month.
10. The Defendant shall participate in and complete an alcohol, substance abuse screening program, or other evaluation as ordered by Probation and Parole Division of the New Mexico Corrections Department and, if necessary, successfully complete alcohol, substance abuse or any other counseling.
11. The Defendant's probation may be transferred if the Interstate Compact permits. Probation costs shall be the minimum amount required by the receiving State. If the Interstate Compact does not permit the Defendant's probation to be transferred, the Defendant shall pay \$25.00 per month probation costs to the Probation and Parole Division of the New Mexico Corrections Department.
12. The Defendant shall obtain a travel permit prior to leaving Dona Ana County.
13. The Defendant shall have no contact with children under the age of 18 (with the exception of his natural children).

14. The Defendant shall have no contact, direct or indirect with ~~_____~~, ~~_____~~, ~~_____~~ and ~~_____~~ and their families.

15. The Defendant shall not associate with anyone identified as a member of any gang.

16. The Defendant shall not associate with anyone identified as a known drug user or drug dealer.

17. The Defendant shall surrender his Level 2 Special Education K-12 New Mexico Educators License to the New Mexico Public Education Department within five (5) days and will never seek to have it reinstated.

18. The Defendant will not coach anyone under the age of 18 in any athletic event or in preparation of any athletic event, officially or unofficially.

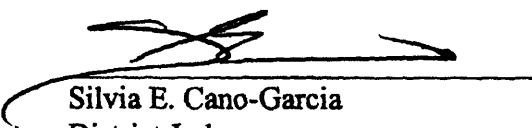
19. **The Defendant shall not attend any public functions or events in Hatch, New Mexico, or any public functions or events involving Hatch participants outside of Hatch.**

IT IS FURTHER ORDERED that, as to Counts 1 through 15, the Defendant shall pay a \$5.00 Domestic Violence Treatment Fee, for a total of \$75.00, to the Probation and Parole Division of the New Mexico Corrections Department.

IT IS FURTHER ORDERED that the Defendant shall provide a sample of biological material sufficient for DNA testing and shall pay a fee of \$100.00 for the combined DNA Index System (CODIS) to the Probation and Parole Division of the New Mexico Corrections Department, pursuant to the DNA Identification Act, §29-16-1, et. seq., NMSA 1978.


The Defendant is advised by the Court of Defendant's right to appeal the judgment and order of this Court. If the Defendant is unable to pay the costs of an appeal, the Defendant has a right to

proceed with an appeal at the State's expense and at no cost to Defendant. Further, if any appeal is to be taken, it must be filed within thirty (30) days of the date of the filing of this Judgment and Sentence.


Silvia E. Cano-Garcia
District Judge

Name: Shawn Bohannon
Address: Hwy 187, #1415, Hatch, NM 87937 or P.O. Box 878, Hatch, NM 87937
DOB: 01/15/1970
POB: ~~Wallington TX~~
SSN:
Height: 6'02
Weight: 230
Color of Eyes: Blue
Color of Hair: Brown
FBI No.: Unknown
Marks/Tattoos: Unknown
Aliases: Unknown
Booking Slip No.: 0500004232
State Tracking No.: 07000054508

SUBMITTED & APPROVED BY:


Susan M. Riedel
Chief Deputy District Attorney

APPROVED BY:

Telephonically Approved
Gary C. Mitchell
Defense Counsel
6-2-06 @ 3:36 pm

STATE OF NEW MEXICO
COUNTY OF DONA ANA
THIRD JUDICIAL DISTRICT COURT

FILED
03 JUN 26 PM 4:26

STATE OF NEW MEXICO,

Plaintiff,

vs.

SHAWN A. BOHANNON,

Defendant.

Cause No. CR-2005-683

**MOTION TO REVIEW CONDITIONS OF PROBATION NOW IMPOSED BY THE
DEPARTMENT OF CORRECTIONS PROBATION & PAROLE DEPARTMENT**

COMES NOW, the Defendant, SHAWN A. BOHANNON, by and through his attorney, GARY C. MITCHELL, and moves the Court to consider terms of probation heretofore entered and to order the Department of Corrections Probation and Parole Department to forthwith cease requiring the Defendant to enroll in and successfully complete and be monitored in accordance with their Sexual Offender Program, and as grounds therefore, states:

1. The Defendant entered a plea and was sentenced in accordance with the Amended Judgment & Order Suspended Sentence, a true and correct copy of which is attached hereto.
2. The parties, in negotiations, at sentencing, and as reflected in the Judgment & Sentence, because there is no mention made of it, deliberately entered a plea so that Mr. Bohannon would not have to be treated as a sex offender nor have to register as a sex offender.

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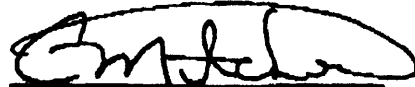
3. The Department of Corrections Probation and Parole has decided, without an order of the Court, nor with any direct statutory authority, to order that anyone charged, although not convicted of a sexual offense, be put in their sexual offender program.
4. Initially, Mr. Bohannon was placed on regular probation, but after the Department of Corrections Adult Probation and Parole Department adopted these rules, which were not based upon conviction but based upon initial charges, he was ordered into the sex offender probation plan.
5. Mr. Bohannon has been ordered into more strident supervision, that is, the sexual offender supervision of the Adult Probation and Parole Department. He has had to attend sex offender classes and has been attending those classes for a period of months, and recently, was ordered placed on a GPS monitor, which is traumatically and drastically interfering with his work, to the point that his employer has threatened to terminate his employment.
6. Mr. Bohannon was never convicted of a sex offense and the parties deliberately made certain that he was not convicted of a sex offense when this plea and sentencing was entered into and ordered.
7. The probation now imposed by the Department of Corrections Probation and Parole is for a crime for which Mr. Bohannon was never convicted.
8. Mr. Bohannon has been a model probationer and has not violated his probation and has completed approximately two (2) years of probation.
9. Counsel for the Department of Corrections Adult Probation and Parole has indicated to the undersigned attorney that if he doesn't wish for his client

to be in that program, he must seek an order from the District Court setting that forth and deliberately and directly informing the Department of Corrections Adult Probation and Parole Department to cease the sexual offender probation, the GPS monitoring, and the sex offender classes.

10. An immediate hearing is requested on this matter.

WHEREFORE, the Defendant, SHAWN A. BOHANNON, by and through his attorney, GARY C. MITCHELL, respectfully moves the Court to enter an order directing the Department of Corrections Adult Probation and Parole to cease and desist immediately from having Mr. Bohannon in any sex offender treatment program, having him on a GPS monitoring, and having him undergo sex offender probation.

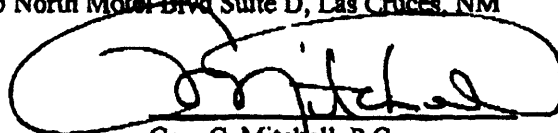
Respectfully submitted,



GARY C. MITCHELL, P.C.
P.O. Box 2460
Ruidoso, New Mexico 88355
(575) 257-3070
ATTORNEYS FOR DEFENDANT

Certificate of Service

I hereby certify that a true and correct copy of the foregoing document was faxed to Susan M. Riedel, Chief Deputy District Attorney, 845 North Motel Blvd Suite D, Las Cruces, NM 88007, this 26th day of June, 2008.



Gary C. Mitchell, P.C.

FILED

STATE OF NEW MEXICO
COUNTY OF DONA ANA
THIRD JUDICIAL DISTRICT COURT

2008 AUG -6 AM 8:34

DISTRICT COURT
DONA ANA COUNTY, NM
NADINE SANCHEZ - 7

STATE OF NEW MEXICO,

Plaintiff,

vs.

SHAWN A. BOHANNON,

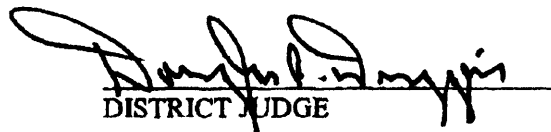
Cause No. CR-2005-683

Defendant.

**ORDER DIRECTING THE DEPARTMENT OF CORRECTIONS ADULT PROBATION
AND PAROLE DEPARTMENT TO CEASE AND DESIST IMMEDIATELY FROM
PLACING DEFENDANT IN THEIR SEX OFFENDER PROBATIONARY PROGRAM**

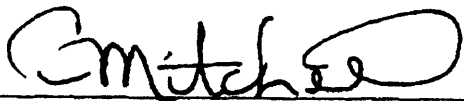
THIS MATTER, having come before the Court upon the Defendant's Motion, the Court having examined said Motion and having reviewed the Amended Judgment and Order Suspending Sentence and the file in this matter, and being otherwise fully advised in the premises, **FINDS** that said Motion is well taken and should be granted.

IT IS THEREFORE ORDERED that the Department of Corrections Adult Probation and Parole Department cease and desist immediately from placing and having the Defendant Shawn A. Bohannon in any sex offender treatment program; cease and desist immediately from having him attend sex offender classes; cease and desist immediately from having him on a GPS monitor, and cease and desist immediately from having him undergo sex offender probation.

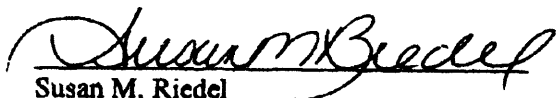

DISTRICT JUDGE

8/13/08

APPROVED BY:



GARY C. MITCHELL, P.C.
Attorney for Defendant
P.O. Box 2460
Ruidoso, New Mexico 88355
(575) 257-3070



Susan M. Riedel
Chief Deputy District Attorney
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Las Cruces, NM 88005
(575) 524-6370
(575) 524-6379