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**FOR PUBLICATION**

**IN THE SUPERIOR COURT  
OF THE  
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS**

COMMONWEALTH OF THE NORTHERN )  
MARIANA ISLANDS, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
ISSAC WILLIAM RENGIL, )  
 )  
Defendant. )  
\_\_\_\_\_ )

CRIMINAL CASE NO. 03-0106(C)

**ORDER REJECTING  
PLEA AGREEMENT**

**THIS MATTER** came on for a Change of Plea hearing on November 26<sup>th</sup>, 2003 at 10:00 a.m. in Courtroom 223A. The Government was represented by Assistant Attorney General, Grant D. Sanders. The Defendant appeared and was represented by Reynaldo O. Yana, Esq.

The proposed plea agreement submitted by the parties, provided that the defendant would plead guilty to Sexual Abuse of a Minor in the Second Degree, and as part of the proposed sentence Defendant would receive a one year sentence with credit for time served.

In view of the Legislature’s strong expression of their sentiment regarding sexual assault and sexual abuse of a minor, the court finds the term of incarceration in the proposed sentence unacceptable.

In the legislative findings of Public Law No. 12-2 it was stated in part, as follows:

The revision would correct the deficiencies in the current code, by providing different levels of crime, such as sexual abuse of a minor in the first degree, sexual abuse of a minor in the second degree, and so forth. Each of the new crimes proscribes different conduct, **and provides more severe penalties for conduct which is more harmful and offensive to public safety** (Emphasis Added).

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**The legislature also finds that the code sections dealing with sex crimes do not provide penalties which are severe enough to ensure the protection of the community or to adequately deter persons from engaging in the prohibited conduct (Emphasis Added).**

Pursuant to Public Law No. 12-2, the crime of Sexual Abuse of a Minor in the Second Degree carries a maximum sentence of ten years imprisonment and a \$10,000.00 fine.

In view of the said Legislative findings and the statutory sentence provided for, this court would be remiss in it's duties, without significant mitigating circumstances, to accept the proposed plea agreement proposing only a one year term of incarceration.

**SO ORDERED** this 3rd day of December 2003.

/s/ \_\_\_\_\_  
DAVID A. WISEMAN, Associate Judge