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PRESS RELEASE

For Immediate Release

Date: December 19, 2006
Re: Sentencing in Beauty School Shooting

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Modesto, California - Stanislaus County District Attorney Birgit Fladager announced that Mick Vito Rubalcava was sentenced yesterday to jail and felony probation in the shooting that occurred last August 4th, 2006 at the California Beauty School on 15th Street in Modesto. Victim Michelle Dalrymple was shot in the back and paralyzed as a result of that event.

In a December 18th, 2006 hearing before Stanislaus County Superior Court Judge Donald Shaver, Rubalcava was sentenced to nine months of local jail time and three years of felony probation. Judge Shaver heard from Ms. Dalrymple about how life had dramatically changed for her as a result of Rubalcava's actions. In sentencing Rubalcava to jail, Judge Shaver denied the prosecutions request he serve a full year in custody. Rubalcava was released on probation and given a future date to turn himself in and begin serving his jail time.

On October 30th, 2006 Rubalcava entered guilty pleas to all the charges in the criminal complaint filed against him and was referred to the probation department for a report prior to sentencing. That report documented for the court Rubalcava's lack of prior criminal history, his remorse for what had occurred, and the severity of the injuries to the victim. After reviewing that report, listening to the statements of the victim and her family as well as the recommendations of the probation department, prosecution and defense, Judge Shaver ordered Rubalcava serve 270 days in jail and gave him time to apply to the Sheriff's Alternative Work Program.

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