



**COURT OF MAGISTRATES (MALTA)  
AS A COURT OF CRIMINAL JUDICATURE**

**MAGISTRATE DR.  
AUDREY DEMICOLI**

Sitting of the 14 th February, 2009

Number 142/2009

**Police  
Inspector Trevor Micallef  
vs  
Lorenzo Lunati  
Olivo Joere**

The Court;

Having seen the accused Lorenzo Lunati of 19 years, son of Giuseppe and Denise nee' Tormene, born on the 18<sup>th</sup> May 1989 in Italy, residing at 'Guimar', Triq il-Makna Tas-Seear, Msida and holder of Italian identity card number AN 5671752 and Olivo Joere of 20 years old, son of Renato and Giovanna nee' De Cotiis, born on the 8<sup>th</sup> November, 1988, Italy, residing at 'Guimar', Triq il-Makna tas-Serrar, Msida and holder of Italian identity card number AN 1131013 were arraigned before her and charged with having :

In these islands on the 14<sup>th</sup> February, 2009 at about one forty five in the morning (01:45a.m.) in St. Julians:-

Committed theft of Euros 250 in cash, two mobile phones one make LG and the other Samsung, and other documents which theft is aggravated by 'amount' (more than Euro 233 but less than Euro 2333.00), 'time' and to the detriment of Kelly Louise Gear and an American Express card to the detriment of M. Turner.

Having seen that on the 14<sup>th</sup> of February, 2009 (*a folio 7,8*) the accused answered that they had no objection that their case is heard by summary proceedings and decided by this Court as a Court of Criminal Judicature.

Having heard the accused plead guilty to the charge brought against them, notwithstanding the fact that the Court warned them of the consequences of their guilty plea after having afforded them sufficient time within which to withdraw their guilty plea.

Having heard the admission of the accused to the charge brought against them the Court has no alternative but to find the accused guilty of the said charge.

With regards to punishment the Court took into consideration the young age of the accused, the fact that they have a clean criminal record, the fact that they pleaded guilty at an early stage of the proceedings, the fact that the stolen goods were returned and the fact that they fully co-operated with the police during the investigations.

The Court after having seen sections 261 and 267 of Chapter 9 of the Laws of Malta finds both the accused guilty of the charge brought against them and in terms of section 22 of Chapter 446 of the Laws of Malta conditionally discharges them subject to the condition that they do not commit another offence within one year (1) from today.

Informal Copy of Judgement

In terms of section 401(3) of Chapter 9 of the Laws of Malta, the Court orders that a copy of this judgement together with the acts of these proceedings are sent to the Attorney General within the time limit stipulated by Law.

**< Final Judgement >**

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