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MONTANA THIRTEENTH JUDICIAL DISTRICT COURT, YELLOWSTONE COUNTY

STATE OF MONTANA,) Cause No. DC 06-0323
)
Plaintiff,) Judge Gregory R. Todd
)
vs.) **SENTENCING MEMORANDUM**
)
ANDREW SCOTT MCCORMACK,)
)
Defendant.)

Mr. McCormack, you pled guilty to the charge of Burglary. To aid me in sentencing, I review the pre-sentence investigation report. I read with interest the section containing Defendant's statement. To the question of "Give your recommendation as to what you think the Court should do in this case," you said "Like the Beatles say, 'Let It Be'".

While I will not explore the epistemological or ontological overtones of your response, or even the syntactic or symbolic keys of your allusion, I will say **Hey Jude, Do You Want to Know a Secret?** The greatest band in rock history spelled their name B-E-A-T-L-E-S.

I interpret the meaning of your response to suggest that there should be no consequences for your actions and I should just **Let It Be** so that you could live in **Strawberry Fields Forever**. Such reasoning is **Here, There and Everywhere**. It does not require a **Magical Mystery Tour** of interpretation to know **The Word** means leave it alone. I trust we can all **Come Together** on that meaning.

If I were to overlook your actions and **Let It Be**, I would ignore that **Day in the Life** on April 21, 2006. Evidently, earlier that night you said to yourself **I Feel Fine** while drinking

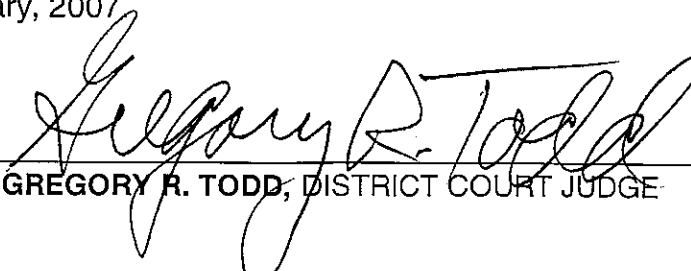
1 beer. Later, whether you wanted **Money** or were just trying to **Act Naturally**, you became
2 the **Fool on the Hill** on North 27th Street. As **Mr. Moonlight** at 1:30 a.m., you did not **Think**
3 **for Yourself** but just focused on **I, Me, Mine**.

4 Because you didn't ask for **Help**, **Wait** for **Something** else, or listen to your
5 conscience saying **Honey Don't**, the victim later that day was **Fixing a Hole** in the glass
6 door you broke. After you stole the 18 pack of Old Milwaukee you decided it was time to
7 **Run for Your Life** and **Carry That Weight**. But when the witness said **Baby It's You**, the
8 police responded **I'll Get You** and you had to admit that **You Really Got a Hold on Me**.
9 You were not able to **Get Back** home because of the **Chains** they put on you. Although
10 you hoped the police would say **I Don't Want to Spoil the Party** and **We Can Work It Out**,
11 you were in **Misery** when they said you were a **Bad Boy**. When the police took you to jail
12 you experienced **Something New** as they said **Hello Goodbye** and you became a
13 **Nowhere Man**.

14 Later when you thought about what you did, you may have said **I'll Cry Instead**.
15 Now you're saying **Let It Be** instead of **I'm a Loser**. As a result of your **Hard Day's Night**,
16 you are looking at a **Ticket to Ride** that **Long and Winding Road** to Deer Lodge.
17 Hopefully you can say both now and **When I'm 64** that **I Should Have Known Better**.

18 DATED this 26th day of February, 2007

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HON. GREGORY R. TODD, DISTRICT COURT JUDGE