

NOT  
RECOMMENDED

IN THE COURT OF APPEAL OF NEW ZEALAND

6/11

CA 425/94

THE QUEEN

2058

v

DAVID DEAN RAWIRI

Coram: Richardson J  
Casey J  
McKay J

Judgment: (ex parte) 22 December 1994

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**JUDGMENT OF THE COURT DELIVERED BY RICHARDSON J**

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David Dean Rawiri appeals against a sentence of 3½ years' imprisonment imposed following a plea of guilty to a charge of aggravated robbery and a concurrent sentence of 1 years' imprisonment imposed in respect of the conversion of a motor vehicle.

Rawiri, aged 17, and another youth converted a truck in Whangarei as transport back to the Waikato. Before leaving for the Waikato the other youth uplifted a double barrel sawn-off shotgun. They were looking for a service station to rob and around 11 pm selected a petrol station in Hamilton. They covered their heads with clothing, the other youth carrying the gun, which was unloaded. He presented it at the female attendant. This appellant thrust the bag at her and told her

to put the money in it. They left with some \$356.00 in notes and coins. Some hours later they admitted their involvement to the Police and subsequently pleaded guilty.

Giving credit for cooperation and pleas of guilty as the judge did, the sentence imposed was unexceptionable, and the appeal, which suggests that a lesser sentence would be appropriate, must be dismissed.

A handwritten signature in black ink, appearing to read "A. W. [unclear] J.", located in the lower right quadrant of the page.