

STATE OF MAINE

CONDITIONS OF PROBATION

COURT: HANCOCK, (Superior) (District) (Unified)Docket No. HANCD-CR-22-241DEFENDANT Eliot Cutler D.O.B. 07-29-1946

SS Number Disclosure Required on Separate Form

You have been convicted of Possession of Sexually Explicit Materials (children under age 12) 4 Counts which (is-a) (are) Class C crime(s). You are placed on probation and committed to supervision by the Department of Corrections for the term of 6 (months) (years) subject to the conditions listed below.

THE CONDITIONS OF YOUR PROBATION ARE AS FOLLOWS: YOU SHALL

1. refrain from all criminal conduct and violation of federal, state and local criminal laws.
2. report to the probation officer immediately and thereafter as directed and within 48 hours of your release from jail.
3. answer all questions by your probation officer and permit the officer to visit you at your home or elsewhere.
4. obtain permission from your probation officer before changing your address or employment.
5. not leave the State of Maine without written permission of your probation officer.
6. maintain employment and devote yourself to an approved employment or education program.
7. not possess or use any unlawful drugs and not possess or use alcohol (excessively).
8. identify yourself as a probationer to any law enforcement officer if you are arrested, detained or questioned for any reason and notify your probation officer of that contact within 24 hours.
9. waive extradition back to the State of Maine from any other place.
10. not own, possess or use any firearm or dangerous weapon if you have ever been convicted of a crime in any jurisdiction with a potential penalty of one year or more or any crime involving domestic violence or the use of a firearm or dangerous weapon.
11. pay to the Department of Corrections a supervision fee of \$ 25.00 per month.
12. provide a DNA sample if convicted of applicable offense listed in 25 M.R.S. § 1574.
- ☐ 13. pay to the Department of Corrections an (electronic monitoring fee) (substance testing fee) of \$ _____.
- ☒ 14. not own, possess or use any firearm or dangerous weapons.
- ☐ 15. submit to random search and testing for (alcohol) (drugs) (firearms) (dangerous weapons) (obscene/sexually explicit material) (_____) at the direction of a probation or law enforcement officer.
- ☐ 16. complete (evaluation and) counseling and treatment as an (out-patient / in-patient) (at or a similar facility) as directed by your probation officer for (substance abuse) (sexual offender) (psychological) (certified batterer's intervention) (anger management) (medical) (_____) issues and sign any releases requested by your probation officer.
- ☐ 17. pay restitution in the [maximum] amount of \$ _____ through the (Department of Corrections) (Office of District Attorney) by _____ for the benefit of _____ (joint and several with _____) Installment payments of \$ _____ to be made (biweekly) (monthly).
- ☒ 18. pay all fines, fees, surcharges and assessments in full (and counsel fees as ordered) to the clerk of this court not later than June 1, 2023 (date), on a schedule set by the court or your probation officer.
- ☐ 19. not operate or attempt to operate any motor vehicle (including ATV, snowmobile, motorboat, powerboat or aircraft) (until properly licensed by the Secretary of State).
- ☐ 20. not associate with any other person who is on probation or parole without written permission of your probation officer.
- ☒ 21. have no contact with ☐ male ☐ female children under the age of _____ ☐ direct or ☐ indirect, or enter the residence, place of work, or educational location of _____ (and their family) except with the written permission of your probation officer and pursuant to a court order. See attached conditions
- ☐ 22. not be present in an establishment that serves liquor for on-premises consumption (after _____ AM / PM).
- ☐ 23. support your dependents and meet family responsibilities.
- ☒ 24. not view or possess any obscene/sexually explicit material or utilize access to the internet. except as authorized by conditions of probation
- ☐ 25. not have any possessory interest in any bank account except as authorized in writing by your probation officer.
- ☐ 26. appear for periodic judicial review as directed by the court or your probation officer.
- ☐ 27. participate in an electronic monitoring program.
- ☐ 28. perform _____ hours of public service work within _____ months as directed by your probation officer.
- ☒ 29. Other: Pay \$5,000.00 to Center for Missing and Exploited Children with proof to State
If you violate or fail to fulfill any of the above conditions you may be arrested, your probation may be revoked and you may be required to serve the rest of your sentence in jail or prison.

ORDERED: All conditions of probation are incorporated into the judgment and docket by reference. See attached conditions.Date: 5/4/23Justice / Judge [Signature]

I acknowledge receipt of these conditions and accept them as written.

Witness: [Signature]Probationer: [Signature]

CR-122, Rev. 08/16

White--Court Copy / Yellow--Probation Officer Copy / Pink--Probationer

STATE OF MAINE V. ELIOT CUTLER, HANCD-CR-2022- 241

Special Conditions of Probation, as follows:

A. Defendant shall not possess "sexually explicit materials" as defined by Title 17-A (see e.g. Section 258 (2)), whether originating or generated on or off the internet

B. Defendant shall not possess any "photographs" as defined by Title 17-A M.R.S. Sec. 281 (3), or any other image or video material depicting "sexually explicit materials" or "sexually explicit conduct" defined by 17-A M.R.S. -or which depict unclothed minor children whether or not engaged in obscene or sexually explicit conduct

C. Defendant shall not connect to the internet with any electronic or digital device of any kind or nature, including, but not limited to, computers, cellular phones, routers, servers, modems or other devices unless each such device is actively monitored by RANCTC (or substitute monitoring company approved by Probation & Parole for possession, dissemination, downloading, viewing and/or uploading of sexually explicit materials and/or sexually explicit conduct as defined by Title 17-A, or which in any way depicts - unclothed children under 18 years of age, with such monitoring costs paid for by Mr. Cutler, and proof of such monitoring provided to Probation & Parole; and further, RANCTC (or its approved substitute) shall generate and deliver monitoring reports to Probation & Parole upon demand, with costs of such reports satisfied by Mr. Cutler

D. Defendant shall disclose to Probation & Parole any passwords or keys used to access electronic devices in his possession, control or registered to him, and disclose to Probation & Parole any passwords or keys used to access the internet or any online accounts, routers, modems, wireless services and/or servers of any type or nature, with the exception that Mr. Cutler shall not have to disclose passwords to his medical files or personal financial accounts; except, however, such files shall be subject to random inspection by probation and parole upon demand for any materials prohibited under these probation conditions

E. Defendant shall be subject to random search & testing by Probation and Parole of any computer, cellular phones, servers or other electronic devices of any kind in Mr. Cutler's possession or control, or identified on any account owned or used by him, for the presence or history of obscene or sexually explicit materials or sexually explicit conduct as may be defined under Title 17-A, stored images or photographs (as defined by Title 17-A M.R.S. Sec. 281) of sexually explicit materials or sexually explicit conduct as may be defined under Title 17-A or any images or materials which could be construed to constitute sexual exploitation of a person

F. Defendant shall be subject to random searches and testing of any home, business, place or vehicle belonging to Mr. Cutler, for obscene or sexually explicit materials or images of sexually explicit conduct, regardless of the manner in which those images are stored, including, but not limited to, email accounts, email messages, text messages,

instant messaging, social media accounts, electronic devices, discs, thumb drives and/or other storage devices of any kind or nature

G. Defendant shall not maintain any encrypted files upon or within his computer or accounts without the express written authorization of Probation & Parole, with the exception that Defendant's medical records and personal financial records may be encrypted for security purposes so long as Defendant consents to random search and testing of such files by Probation and Parole for storage or presence of any images, photographs or other materials prohibited by these probation conditions.

H. Defendant shall not visit any internet websites known to depict persons engaged in sexual acts or sexually explicit conduct, or which depicts sexually explicit materials, obscene or sexually explicit conduct

I. Defendant shall immediately notify Probation & Parole if he inadvertently accesses sexually explicit materials or images of sexually explicit conduct during internet sessions

J. Defendant shall continue counseling as recommended by existing treatment providers (Dr. Tennes & Paradise Creek Recovery Center) to the satisfaction of Probation & Parole

K. Defendant shall sign all necessary releases for Probation & Parole to communicate with Dr. Tennes, Paradise Creek Recovery Center and all other mental health treatment providers giving services to Mr. Cutler

L. Defendant shall pay all fines, assessments, fees and donations associated with this agreement

M. Defendant shall Register under the Sexual Offender Registration and Notification Act, 34-A M.R.S. Sections 11271 – 11304, Sec. 11285 (7) & 11282 (1), as may be amended (lifetime registration)

N. Defendant shall have no contact with minor children EXCEPT minor child family members and other minors exclusively in the immediate presence of adult family members (*Example: If adult daughter is visiting Defendant and her minor children have minor child friends over for a visit so long as adults are supervising said minor children in Defendant's presence*).

Forfeiture: All of Defendant's computers, electronic devices and flash drives previously seized by law enforcement are forfeited by agreement.

Eliot Cuter

Probation Revocation proceedings

Proposed Conditions of release:

1. All conditions currently subject of probation in HANCCD-CR-2022-00241.
2. **Surrender his passport** to the probation officer.
3. **No access to or use of the internet.** Continued monitoring of his electronic devices (phones, computers, IPADS, and the like to ensure he does not access the internet.
4. Report complete inventory of any and all electronic devices, phones, computers, Ipads or other similar devices in his possession or control to his probation officer. *(This includes items in his residence purportedly used exclusively by his wife)*
5. Random searches of his residence, automobiles, cell phones and electronic devices, computers, emails, social media accounts, etc. for evidence of internet connectivity, for possession of any devices not reported to probation and/or for presence of sexually explicit materials.
6. To complete counselling and treatment **as directed by probation for Sexual Offender issues and sign all releases requested by probation.** *(This may also be what Sam Payson was referring to).*

+ ADD TO Probation

MSPTBAGL.48181

T7.MEHFSN000.MEMSP0729.*000003R2H0.

TXT

***** Maine State Database Results - CONDITION OF RELEASE *****

BID/

QRQ408

DKT/HANCDCR202600037

NAM/

CUTLER, ELIOT RAPHAEL

DOB/

19460729

SEX/

M

RAC/

W

HGT/

600

WGT/

230

EYE/

BLU

HAI/

GRY

SOC/005444315

ADR/523 NASKEAG ROAD, BROOKLIN, ME

ARI/ME0050000

ATN/580097B 580097B

CTN/001 002

SCS/9632 9632

CTI/ME005045J CAD/2026-03-12 at: 1330

BAI/SC - Entered on: 2026-01-14 by ME0050004 - Owned by ORI/ME005045J

BCS(1)/Must not commit any criminal act or violate any pending
protection

from abuse order

BCS(2)/Must immediately advise the court of jurisdiction of any change
in

address or telephone number

BCS(3)/Must waive extradition to the State of Maine from any other State of

the United States, from the District of Columbia, from any territory

of the United States, and from any other jurisdiction whatsoever, for

prosecution on the charge(s) for which the defendant was admitted to

bail

BCS(4)/(SPECIFY)

B01/AS A CONDITION OF MY RELEASE, I SHALL COMPLY WITH ANY CONDITIONS SET

FORTH ON THE CONDITIONS OF RELEASE FORM

===== Maine State Database Results - END OF RECORD =====

IN HFSN NBR 2949 AT 02/11/2026 10:01:55

OUT MSPTBAGL 1 AT 02/11/2026 10:01:55 MRI 48181

MSPTBAGL.48371

T7.MEHFSN000.MEMSP0729.*000003R2H2.

TXT

***** Maine State Database Results - CONDITION OF RELEASE *****

BID/

QRQ409

DKT/HANCD202200241

NAM/

CUTLER,ELIOT RAPHAEL

DOB/

19460729

SEX/

M

RAC/

W

HGT/

600

WGT/

230

EYE/

BLU

HAI/

GRY

SOC/005444315

ADR/523 NASKEAG ROAD, BROOKLIN, ME

ARI/MEMSPOA00

ATN/433304B 433304B 433304B 433304B

CTN/001 002 003 004

SCS/12545 12545 12545 12545

CTI/ME005045J CAD/2026-02-20 at: 0830

BAI/SC - Entered on: 2026-01-14 by ME0050004 - Owned by ORI/ME005045J

BCS(1)/Must not commit any criminal act or violate any pending protection
from abuse order

BCS(2)/Must immediately advise the court of jurisdiction of any change in
address or telephone number

BCS(3)/Must waive extradition to the State of Maine from any other State of

the United States, from the District of Columbia, from any territory
of the United States, and from any other jurisdiction whatsoever, for
prosecution on the charge(s) for which the defendant was admitted to
bail

BCS(4)/(SPECIFY)

BO1/AS A CONDITION OF MY RELEASE, I SHALL COMPLY WITH ANY CONDITIONS SET
FORTH ON THE CONDITIONS OF RELEASE FORM

===== Maine State Database Results - END OF RECORD =====

IN HFSN NBR 2960 AT 02/11/2026 10:02:45

OUT MSPTBAGL 2 AT 02/11/2026 10:02:45 MRI 48371

MSPTBAGL.48506

T7.MEHFSN000.MEMSP0729.*000003R2H6.

TXT

***** Maine State Database Results - CONDITION OF RELEASE *****

BID/

QSS272

DKT/HANCDRCR202200241

NAM/

CUTLER,ELIOT

DOB/

19460729

SEX/

M

RAC/

W

HGT/

600

WGT/

225

EYE/

BLU

HAI/

GRY

SOC/005444315

ADR/523 NASKEAG ROAD, BROOKLIN, ME

ARI/MEMSP0A00

ATN/433304B 433304B 433304B 433304B

CTN/001 002 003 004

SCS/12545 12545 12545 12545

CTI/ME005045J CAD/2026-01-26 at: 0830

BAI/SC - Entered on: 2025-12-16 by ME005045J - Owned by ORI/ME005045J

BCS(1)/Must not commit any criminal act or violate any pending protection
from abuse order

BCS(2)/Must immediately advise the court of jurisdiction of any change in
address or telephone number

BCS(3)/Must waive extradition to the State of Maine from any other State of the United States, from the District of Columbia, from any territory of the United States, and from any other jurisdiction whatsoever, for prosecution on the charge(s) for which the defendant was admitted to bail

BCS(4)/(SPECIFY)

BO1/comply with all conditions of probation. surrender passport to ppo. report complete inventory of any and all electronic devices, phones, computers, ipads or other similar devices in his possession or control to his ppo. this includes items in his residence purportedly used exclusively by his wife.

BCS(5)/(SPECIFY)

BO1/random searches of his residence, automobiles, cell phones and electronic devices, computers, emails, social media accounts, etc. for evidence of internet connectivity, for possession of any devices not reported to ppo and/or for presence of sexually explicit materials.

BCS(6)/(SPECIFY)

BO1/to complete counseling and treatment as directed by ppo for sexual offender issues and sign all releases requested by ppo.

===== Maine State Database Results - END OF RECORD =====

IN HFSN NBR 2971 AT 02/11/2026 10:03:11

OUT MSPTBAGL 3 AT 02/11/2026 10:03:11 MRI 48506