

ASHLAND MUNICIPAL COURT

Court Date: MAY 17, 2016

RECOMMENDATIONS

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Judge: PAMELA TURNER  
Prosecutor: DOUG McGEARY  
MIP: 1 PCS:2

Clerk: VANESSA B.  
Bailiff: BUZZ M.

9:00 AM ARRAIGNMENTS

DEFENDANT NAME,	Docket #	APD Case #
Plea: GIVING FALSE INFO TO OFFICERS <b>ELEA</b>	16Fxxxxxx	16-xx
Plea: SCATTERING RUBBISH <b>ELEA</b>	16Vxxxxxx	16-xxx
Plea: DISORDERLY CONDUCT II <b>ELEA</b>	16Fxxxxxx	16-xxx
Plea: PERSISTENT FTA <b>ELEA</b>	16APVxxx	16-xxx

Enters plea of guilty to the charge of **Persistent FTA and DOC2 and City will dismiss remaining cases;**

- Serves 11 months probation with the standard conditions, **Expelled from ELEA 3 months and Mental and/or AE&T(x)** and no new probable cause arrests;
- Serves 180 days jail with 180 days suspended; and
- Pays a fine of \$1000 with \$1000 suspended, leaving a fine of \$Zero plus assessments and attorney's fees if appointed.

DEFENDANT NAME,	Docket #	APD Case #
Plea: FTA/PERSISTENT FTA SUMMONS-CITE	15APV000x	15-xxxx
Plea: FTA/PERSISTENT FTA SUMMONS-CITE	15APV000x	15-xxxx
Plea: CRIMINAL TRESPASS II	E00xxxxx	15-xxxx
Plea: CRIMINAL TRESPASS II	E00xxxxx	15-xxxx
Plea: CRIMINAL TRESPASS II	E00xxxxx	15-xxxx

Maintain Expulsion. Continue to PTC.

DEFENDANT NAME,	Docket #	APD Case #
Plea: THEFT III	15F00xxx	15-xxxx
Plea: THEFT III	15F00xxx	15-xxxx
Plea: THEFT III	15F00xxx	15-xxxx

Enters plea of guilty to the charge of **T 3° (x2) 15F00149 and 00170, and City will dismiss remainder;**

- Serves 11 months probation with the standard conditions, and no new probable cause arrests;
- Serves 60 (30 x 2) days jail with 40 days suspended (**20 days TWC**); and
- Pays a fine of \$1000 with \$1000 suspended, leaving a fine of \$Zero plus assessments and attorney's fees if appointed.

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DEFENDANT NAME,	Docket #	APD Case #
Plea: THEFT III	15F00xxx	15-xxxx

Enters plea of guilty to the charge of **Theft 3 dismiss remainder;**

- Serves 11 months probation with the standard conditions, and no new probable cause arrests;
- Serves 30 days jail with 30 days suspended;
- Serves 16 hours community service—PARKS and
- Pays a fine of \$1000 with \$1000 suspended, leaving a fine of \$Zero plus assessments and attorney's fees if appointed.

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DEFENDANT NAME,	Docket #	APD Case #
Plea: FTA/PERSISTENT FTA SUMMONS-CITE	16APV000x	16-xxxx
SC: THEFT III	E000xxxx	13-xxxx
SC: THEFT III	E000xxxx	13-xxxx
SC: CRIMINAL TRESPASS II	E00xxxxxxx	16-xxx
Plea: CRIMINAL TRESPASS II	E00xxxxxxx	16-xxx

Enters plea of guilty to the charge of **Persistent FTA and City will dismiss E0020577. Admit SC.;**

- Serves 11 months probation with the standard conditions, **Expelled 3 months from ELEA, trespassed for Taco Bell** and no new probable cause arrests;
- Serves 180 days jail with 180 days suspended; and
- Pays a fine of \$1000 with \$1000 suspended, leaving a fine of \$Zero plus assessments and attorney's fees if appointed.

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DEFENDANT NAME,	Docket #	APD Case #
Plea: FAILURE TO PERFORM DUTIES	E00xxxxxxx	16-xxx

4/26/16 – Def appeared; given a copy of DSA; Judge cont'd to 5/17/16 at 9:00 for decision;

Defendants enters plea of guilty to **FAILURE TO PERFORM DUTIES** and City offers a Deferred Sentence Agreement. Upon defendant's successful completion of the following terms of the agreement, the case will be dismissed.

- Consideration: \$400
- DSA fee: \$60
- State Fee \$45
- Jackson County Fee \$16
- City Surcharge: \$35
- Driver's course

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Judge: PAMELA TURNER  
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Clerk: VANESSA B.  
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<b>DEFENDANT NAME,</b> Plea: FALSE INFO	Docket # 15F00xxx	APD Case # 15-xxxx
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Enters plea of guilty to the charge of **False Info to Police Officer and City will dismiss Failure to Obey Traffic Control**

Device;

- Serves 11 months probation with the standard conditions, and no new probable cause arrests;
- Serves 350 days jail with 350 days suspended;
- Serves 24 hours community service—PARKS/GW/SOU; and
- Pays a fine of \$1000 with \$1000 suspended, leaving a fine of \$Zero plus assessments and attorney's fees if appointed.

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<b>DEFENDANT NAME,</b> Plea: CRIMINAL TRESPASS II	Docket # E00xxxx6	APD Case # 16-xxx
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Defendant pleads guilty to Crim Trespass 2, treat as violation. Trespassed from area of incident.  
Standard fine

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<b>DEFENDANT NAME,</b> Plea: CRIMINAL TRESPASS I	Docket # 16F000xx	APD Case # 16-xxx
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Enters plea of guilty to the charge of **CT1;**

- Serves 11 months probation with the standard conditions, **trespassed from SOU campus and dorms** and no new probable cause arrests;
- Serves 365 days jail with 355 days suspended (**10 days TWC**); and
- Pays a fine of \$1000 with \$1000 suspended, leaving a fine of \$Zero plus assessments and attorney's fees if appointed.

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<b>DEFENDANT NAME,</b> Plea: THEFT III	Docket # E00xxxx	APD Case # 16-xxx
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Enters plea of guilty to the charge of **Theft 3;**

- Serves 11 months probation with the standard conditions, **Trespassed from area of incident and no new probable cause arrests;**
- Serves 30 days jail with 20 days suspended (**10 days TWC**); and
- Pays a fine of \$1000 with \$1000 suspended, leaving a fine of \$Zero plus assessments and attorney's fees if appointed.

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<b>DEFENDANT NAME,</b> Plea: MARIJUANA USE IN PUBLIC Plea: CRIMINAL TRESPASS II	<b>ELEA</b> E00xxxxxx	Docket # 16V000xx 15-xxxx
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From 3/29/16: Defendant pleads guilty to Crim Trespass 2°, treat as violation. Trespassed from area of incident.  
Standard fine.

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Prosecutor: DOUG McGEARY

Bailiff: BUZZ M.

DEFENDANT NAME,

Docket #

APD Case #

Plea: CRIMINAL TRESPASS II

E00xxxx

16-xxxx

From 3/29/16: Defendant pleads guilty to Crim Trespass 2°, treat as violation. Trespassed from area of incident. Standard fine

DEFENDANT NAME,

Docket #

APD Case #

Plea: THEFT II

15F00xxx

15-xxxx

Enters plea of guilty to the charge of **Theft 2;**

- Serves 11 months probation with the standard conditions, and no new probable cause arrests;
- Serves 360 days jail with 340 days suspended (**20 days TWC**); and
- Pays a fine of **\$1000** with **\$1000** suspended, leaving a fine of **\$Zero** plus assessments and attorney's fees if appointed.

DEFENDANT NAME,

Docket #

APD Case #

SC: CRIMINAL TRESPASS II

E00xxxx

14-xxx

If in compliance, then Dismiss. If not, then continue probation, plus;

- **8** hours community service-- **PARKs**.

Complete w/n 2 weeks.

IN THE MUNICIPAL COURT OF THE CITY OF ASHLAND  
COUNTY OF JACKSON, STATE OF OREGON

STATE OF OREGON  
City of Ashland,

Plaintiff

v.

DOB: \_\_\_\_\_  
Defendant.

Case/Citation No. \_\_\_\_\_

APD# \_\_\_\_\_

**JUDGMENT AND SENTENCING ORDER**

Prosecutor: DOUG MCGEARY

Defense Attorney: \_\_\_\_\_

The above-named Defendant came before the court on this date and entered a plea pursuant to **EXHIBIT A: PLEA PETITION** on the reverse side of this page or was convicted of the following charge:  
CHARGE: \_\_\_\_\_

The following associated charge(s) are \_\_\_\_\_  DISMISSED  REDUCED TO VIOLATION(s):  
Charge(s) \_\_\_\_\_ Case No (s) \_\_\_\_\_

**IT IS HEREBY ORDERED that the sentence of the Court be as follows:**

- Probation:** 11 months with Court with full imposition of sentence suspended, except:  
Defendant is subject to conditions set forth in **EXHIBIT B: PROBATION** on the reverse side of this page.
- Probation shall automatically extend for an additional 11 months to allow payments to continue as long as all other conditions of probation have been met.
- Probation will terminate upon completion of payment in full & all other conditions of probation.
- Talent Work Center** \_\_\_\_\_ Days, with \_\_\_\_\_ Days Suspended. Days to serve:  
**Report on** \_\_\_\_\_ **Between Noon & 3pm**  
 Concurrent/Consecutively to: \_\_\_\_\_
- Community Service:** \_\_\_\_\_ hours of community service, due: \_\_\_\_\_ at \_\_\_\_\_  
*(see instructions on community service form for important detailed information).*
- Other sentence** *(See reverse side of page for additional requirements)* \_\_\_\_\_

Conviction placed on DMV record  **Driver's License Suspension per DMV**

**MONEY JUDGMENT**

Judgment Creditor: **THE CITY OF ASHLAND**

Judgment Debtor: The Defendant

**DEFENDANT IS ORDERED TO PAY THE FOLLOWING:**

	IMPOSED	SUSPENDED	
<input type="checkbox"/> Fine	\$ _____	\$ _____	\$ _____
<input type="checkbox"/> State Fee	\$ _____	\$ _____	\$ _____
<input type="checkbox"/> County Fee	\$ _____	\$ _____	\$ _____
<input type="checkbox"/> City Surcharge	\$ <b>35.00</b>	\$ _____	\$ <b>35.00</b>
<input type="checkbox"/> Bench Probation	\$ <b>100.00</b>	\$ _____	\$ <b>100.00</b>
<input type="checkbox"/> Reimburse Attorney Fees	\$ _____	\$ _____	\$ _____
<input type="checkbox"/> Other:	\$ _____	\$ _____	\$ _____
<input type="checkbox"/> Restitution (per attached Restitution order)	\$ _____	\$ _____	\$ _____

**TOTAL MONETARY OBLIGATION** (only for CASE(S) AS LISTED ABOVE) ..... \$ \_\_\_\_\_

I UNDERSTAND IMPOSED MONETARY JUDGMENTS ARE DUE ON THE DAY OF SENTENCING. I CANNOT PAY THE FULL AMOUNT NOW WITHOUT SUBSTANTIAL HARDSHIP TO MY DEPENDENT FAMILY OR MYSELF. I AM ASKING TO BE CONSIDERED FOR A DELAY IN COLLECTION PROCEEDINGS. \_\_\_\_\_ (initials)

TO SET UP PAYMENTS TAKE ATTACHED PAYMENT PLAN TO THE COURT COUNTER.

IT IS HEREBY FURTHER ORDERED that security posted, if any, be applied to the above money judgment.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Honorable Pamela B. Turner  
Ashland Municipal Court Judge

DOCKET #: \_\_\_\_\_

EXHIBIT A: PLEA PETITION

I \_\_\_\_\_, Defendant, plead  Guilty  No contest to the charge(s) of:

\_\_\_\_\_ alleged to have been committed on or about \_\_\_\_\_. The maximum penalty for this crime is \_\_\_\_\_ in jail and/or a fine up to \$\_\_\_\_\_.

I have been informed that by entering this plea, I am giving up:

1. My legal status of being innocent until proven guilty beyond a reasonable doubt which includes:
2. My right to a trial by jury;
3. My right to having an attorney present to represent me at such trial. If I cannot afford an attorney, one will be appointed to represent me at public expense;
4. My right to confront and cross-examine witnesses;
5. My right to remain silent. If I choose not to testify, that fact may not be commented upon or used against me during the trial;
6. My right to appeal to a higher court except on the basis that the sentence imposed is cruel and unusual.

I have also been informed:

1. No recommendation, prediction or agreement by or between attorneys or with me is binding on the court.
2. If I am currently on probation or diversion in another Court, that what I do in this Court may adversely affect me in the other Court.
3. If I am not a citizen of the United States, conviction of a crime may result in deportation, denial of admission to the United States, or denial of naturalization.

No threats or promises have been made to me by anyone to force or induce me to enter this plea except as may have been stated in any plea offer or stated in open court. I understand that I am not required to enter into this Agreement or enter a plea, but I knowingly, intelligently and voluntarily choose to do so. I further acknowledge that this plea petition was reviewed by me, my attorney, if any, and by the Court.

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Date

\_\_\_\_\_  
Defendant Attorney

\_\_\_\_\_  
Date

EXHIBIT B: PROBATION

DEFENDANT'S FAILURE TO COMPLY WITH ANY OF THE CONDITIONS OF PROBATION MARKED BELOW IS CAUSE FOR HIS OR HER ARREST AND ADDITIONAL PENALTIES INCLUDING DRIVER'S LICENSE SUSPENSION, FINES AND JAIL, AS WELL AS REFERRAL TO A COLLECTIONS AGENCY WITH A 25% COLLECTION FEE.

Upon my plea and conviction, my probation with the court consists of the following:

**OBLIGATIONS, PROHIBITIONS, TERMS AND CONDITIONS OF PROBATION**

- Defendant shall obey all laws, municipal, county, state and federal.
- Defendant shall keep the Court advised of defendant's current mailing and residence address and phone number, as well as current employment address and telephone number.
- Defendant shall personally appear in Municipal Court when ordered to do so by the Court and shall otherwise comply with all orders and processes of the Court.
- Defendant to pay all amounts set forth in this Agreement, including specifically all restitution, assessments, fines, and all fees and charges ordered by the Court.
- Defendant shall not use or possess controlled substances, except pursuant to valid prescription.
- Defendant shall perform \_\_\_\_\_ hours of community service.
- \_\_\_\_\_  Drug/Alcohol Package  Other \_\_\_\_\_
- Defendant shall have no contact with the victim, or victim's address either directly or indirectly unless otherwise authorized by the court.
- Defendant shall submit to fingerprinting **TODAY**.
- Defendant shall strictly comply with the following additional Special Conditions of Probation reasonably related to crime of conviction/needs of probationer/ protection of the public: \_\_\_\_\_