

**IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF JACKSON**

State of Oregon,	)	
Plaintiff	)	
	)	Case No.: 115135FE
vs.	)	
	)	<b>AMENDED JUDGMENT *</b>
	)	
CATHERINE AURAND WEED,	)	Case File Date: 10/27/2011
Defendant	)	District Attorney File #: 11-7236

**DEFENDANT**

True Name: CATHERINE AURAND WEED	Sex: Female
Date Of Birth: 06/15/1958	
Fingerprint Control No (FPN): JJAC211064148	

**HEARING**

Proceeding Date: 07/29/2014  
 Judge: Timothy Barnack  
 Court Reporter: Rockwell, J

Defendant appeared in person and was in custody. The court determined that the defendant was indigent for purposes of court-appointed counsel, and the court appointed counsel for the defendant. The defendant was represented by Attorney(s) LAURANCE W PARKER, OSB Number 882863. Plaintiff appeared by and through Attorney(s) JEREMY A MARKIEWICZ, OSB Number 053195.

**COUNT(S)**

It is adjudged that the defendant has been convicted on the following count(s):

**Count 6 : Aggravated Theft in the First Degree**

Count number 6 , Aggravated Theft in the First Degree, 164.057, Felony Class B, committed on or about 07/15/2009. Conviction is based upon a Guilty Plea on 05/16/2014.

**Sentencing Guidelines**

The Crime Severity Classification (CSC) on Count Number 6 is 5 and the Criminal History Classification (CHC) is I.

**Probation**

Defendant is sentenced to Supervised Probation for a period of 2 year(s) and shall be subject to the following conditions of Probation:

Defendant is subject to all general conditions of probation (ORS 137.540).

Furthermore, Defendant is subject to the following Special Conditions of Probation (ORS 137.540(2)): Defendant shall:

- Supervised Probation: Report immediately to Jackson County Community Justice, 1101 West Main, Medford, OR 97501 within 24 hours of your sentencing unless you are in custody. If in custody, report within 24 hours of your release from jail.
- Obey all laws.
- Comply with all conditions and procedures of accounting office regarding payment of fines, restitution and fees imposed. Abide by the financial conditions of probation document furnished to you by the court, probation officer or Department of Justice collection agent.

**Monetary Terms**

Defendant shall be required to pay the following amounts on this count:

**Compensatory Fine/Restitution:**

Restitution is ordered to be paid to the court and disbursed to the payee(s) named below.

Payee	Not To Exceed	Amount
Smith West Company		\$84,214.05
Oregon Smith Fund		\$215,070.00
<b>Total</b>		\$299,284.05

**Count 8 : Aggravated Theft in the First Degree**

Count number 8 , Aggravated Theft in the First Degree, 164.057, Felony Class B, committed on or about 11/19/2010. Conviction is based upon a Guilty Plea on 05/16/2014.

**Sentencing Guidelines**

The Crime Severity Classification (CSC) on Count Number 8 is 5 and the Criminal History Classification (CHC) is G.

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

**Sentence Instructions**

Defendant shall:

- Pay restitution in an amount to be determined as ordered and pursuant to ORS 137.106(b). Defense stipulates the State does not need to detail the nature and amount of economic damages at this time.
- restitution on all counts including dismissed counts

**Incarceration**

Defendant is sentenced to the custody of Oregon Dept of Corrections, for a period of 19 month(s). Defendant is to report to by 06/04/2014 at 9:00 AM. Defendant may receive credit for time served.

The Defendant may be considered by the executing or releasing authority for any form of Reduction in Sentence, Conditional or Supervised Release Program, Temporary Leave From Custody, Work Release authorized by law for which the Defendant is otherwise eligible at the time of sentencing. The Defendant may be considered for release on post-prison supervision under ORS 421.508(4) upon successful completion of an alternative incarceration program.

Defendant is recommended for the following program(s) and/or treatment(s) while incarcerated:

- The Money Judgment amounts are hereby made a part of this judgment and it is a recommendation that they be made a condition of post prison supervision.

### **Post-Prison Supervision**

The term of Post-Prison Supervision is 2 year(s). If the Defendant violates any of the conditions of post-prison supervision, the defendant shall be subject to sanctions including the possibility of additional imprisonment in accordance with the rules of the State Sentencing Guidelines Board.

### **Count 9 : Aggravated Identity Theft**

Count number 9 , Aggravated Identity Theft, 165.803, Felony Class B, committed on or about 11/19/2010. Conviction is based upon a Guilty Plea on 05/16/2014.

### **Sentencing Guidelines**

The Crime Severity Classification (CSC) on Count Number 9 is 5 and the Criminal History Classification (CHC) is F.

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

### **Incarceration**

Defendant is sentenced to the custody of Oregon Dept of Corrections, for a period of 19 month(s). Defendant is to report to by 06/04/2014 at 9:00 AM. Defendant may receive credit for time served.

The Defendant may be considered by the executing or releasing authority for any form of Reduction in Sentence, Conditional or Supervised Release Program, Temporary Leave From Custody, Work Release authorized by law for which the Defendant is otherwise eligible at the time of sentencing. The Defendant may be considered for release on post-prison supervision under ORS 421.508(4) upon successful completion of an alternative incarceration program.

For the reasons stated on the record, this sentence shall be consecutive to the sentence(s) on the following cases: 11 months consecutive with Ct 8 and 8 months concurrent with Ct 8

### **Post-Prison Supervision**

The term of Post-Prison Supervision is 2 year(s). If the Defendant violates any of the conditions of post-prison supervision, the defendant shall be subject to sanctions including the possibility of additional imprisonment in accordance with the rules of the State Sentencing Guidelines Board.

### **Count 16 : Aggravated Theft in the First Degree**

Count number 16 , Aggravated Theft in the First Degree, 164.057, Felony Class B, committed on or about 10/14/2009. Conviction is based upon a Guilty Plea on 05/16/2014.

### **Sentencing Guidelines**

The Crime Severity Classification (CSC) on Count Number 16 is 5 and the Criminal History Classification (CHC) is F.

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

### **Incarceration**

Defendant is sentenced to the custody of Oregon Dept of Corrections, for a period of 19 month(s). Defendant is to report to by 06/04/2014 at 9:00 AM. Defendant may receive credit for time served.

The Defendant may be considered by the executing or releasing authority for any form of Reduction in Sentence, Conditional or Supervised Release Program, Temporary Leave From Custody, Work Release authorized by law for which the Defendant is otherwise eligible at the time of sentencing. The Defendant may be considered for release on post-prison supervision under ORS 421.508(4) upon successful completion of an alternative incarceration program.

This sentence shall be concurrent with the following cases ct 8,9.

### **Post-Prison Supervision**

The term of Post-Prison Supervision is 2 year(s). If the Defendant violates any of the conditions of post-prison supervision, the defendant shall be subject to sanctions including the possibility of additional imprisonment in accordance with the rules of the State Sentencing Guidelines Board.

### **Count 17 : Aggravated Theft in the First Degree**

Count number 17 , Aggravated Theft in the First Degree, 164.057, Felony Class B, committed on or about 04/20/2010. Conviction is based upon a Guilty Plea on 05/16/2014.

### **Sentencing Guidelines**

The Crime Severity Classification (CSC) on Count Number 17 is 5 and the Criminal History Classification (CHC) is F.

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

### **Incarceration**

Defendant is sentenced to the custody of Oregon Dept of Corrections, for a period of 19 month(s). Defendant is to report to by 06/04/2014 at 9:00 AM. Defendant may receive credit for time served.

The Defendant may be considered by the executing or releasing authority for any form of Reduction in Sentence, Conditional or Supervised Release Program, Temporary Leave From Custody, Work Release authorized by law for which the Defendant is otherwise eligible at the time of sentencing. The Defendant may be considered for release on post-prison supervision under ORS 421.508(4) upon successful completion of an alternative incarceration program.

This sentence shall be concurrent with the following cases Ct 8,9,16.

### **Post-Prison Supervision**

The term of Post-Prison Supervision is 2 year(s). If the Defendant violates any of the conditions of post-prison supervision, the defendant shall be subject to sanctions including the possibility of additional imprisonment in accordance with the rules of the State Sentencing Guidelines Board.

### **Count 18 : Aggravated Theft in the First Degree**

Count number 18 , Aggravated Theft in the First Degree, 164.057, Felony Class B, committed on or about 10/01/2010. Conviction is based upon a Guilty Plea on 05/16/2014.

### **Sentencing Guidelines**

The Crime Severity Classification (CSC) on Count Number 18 is 5 and the Criminal History Classification (CHC) is F.

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

### **Incarceration**

Defendant is sentenced to the custody of Oregon Dept of Corrections, for a period of 19 month(s). Defendant is to report to by 06/04/2014 at 9:00 AM. Defendant may receive credit for time served.

The Defendant may be considered by the executing or releasing authority for any form of Reduction in Sentence, Conditional or Supervised Release Program, Temporary Leave From Custody, Work Release authorized by law for which the Defendant is otherwise eligible at the time of sentencing. The Defendant may be considered for release on post-prison supervision under ORS 421.508(4) upon successful completion of an alternative incarceration program.

This sentence shall be concurrent with the following cases ct 8,9,16,17,.

### **Post-Prison Supervision**

The term of Post-Prison Supervision is 2 year(s). If the Defendant violates any of the conditions of post-prison supervision, the defendant shall be subject to sanctions including the possibility of additional imprisonment in accordance with the rules of the State Sentencing Guidelines Board.

### **Count 19 : Aggravated Theft in the First Degree**

Count number 19 , Aggravated Theft in the First Degree, 164.057, Felony Class B, committed on or about 04/06/2011. Conviction is based upon a Guilty Plea on 05/16/2014.

### **Sentencing Guidelines**

The Crime Severity Classification (CSC) on Count Number 19 is 5 and the Criminal History Classification (CHC) is F.

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

### **Incarceration**

Defendant is sentenced to the custody of Oregon Dept of Corrections, for a period of 19 month(s). Defendant is to report to by 06/04/2014 at 9:00 AM. Defendant may receive credit for time served.

The Defendant may be considered by the executing or releasing authority for any form of Reduction in Sentence, Conditional or Supervised Release Program, Temporary Leave From Custody, Work Release authorized by law for which the Defendant is otherwise eligible at the time of sentencing. The Defendant may be considered for release on post-prison supervision under ORS 421.508(4) upon successful completion of an alternative incarceration program.

This sentence shall be concurrent with the following cases ct 6,8,9,16,17,18,.

### **Post-Prison Supervision**

The term of Post-Prison Supervision is 2 year(s). If the Defendant violates any of the conditions of post-prison supervision, the defendant shall be subject to sanctions including the possibility of additional imprisonment in accordance with the rules of the State Sentencing Guidelines Board.

### **Count 20 : Aggravated Identity Theft**

Count number 20 , Aggravated Identity Theft, 165.803, Felony Class B, committed on or about 04/06/2011. Conviction is based upon a Guilty Plea on 05/16/2014.

### **Sentencing Guidelines**

The Crime Severity Classification (CSC) on Count Number 20 is 5 and the Criminal History Classification (CHC) is F.

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

**Incarceration**

Defendant is sentenced to the custody of Oregon Dept of Corrections, for a period of 19 month(s). Defendant is to report to by 06/04/2014 at 9:00 AM. Defendant may receive credit for time served.

The Defendant may be considered by the executing or releasing authority for any form of Reduction in Sentence, Conditional or Supervised Release Program, Temporary Leave From Custody, Work Release authorized by law for which the Defendant is otherwise eligible at the time of sentencing. The Defendant may be considered for release on post-prison supervision under ORS 421.508(4) upon successful completion of an alternative incarceration program.

This sentence shall be concurrent with the following cases ct 8,9,15,16,17,18,19.

**Post-Prison Supervision**

The term of Post-Prison Supervision is 2 year(s). If the Defendant violates any of the conditions of post-prison supervision, the defendant shall be subject to sanctions including the possibility of additional imprisonment in accordance with the rules of the State Sentencing Guidelines Board.

**COUNTS DISPOSED WITH NO CONVICTION**

Count # 1 , Aggravated Theft in the First Degree is Dismissed.

Count # 2 , Aggravated Theft in the First Degree is Dismissed.

Count # 3 , Aggravated Theft in the First Degree is Dismissed.

Count # 4 , Aggravated Theft in the First Degree is Dismissed.

Count # 5 , Aggravated Theft in the First Degree is Dismissed.

Count # 7 , Theft in the First Degree is Dismissed.

Count # 10 , Aggravated Theft in the First Degree is Dismissed.

Count # 11 , Aggravated Theft in the First Degree is Dismissed.

Count # 12 , Theft in the First Degree is Dismissed.

Count # 13 , Aggravated Theft in the First Degree is Dismissed.

Count # 14 , Aggravated Theft in the First Degree is Dismissed.

Count # 15 , Aggravated Theft in the First Degree is Dismissed.

If convicted of a felony or a crime involving domestic violence, you may lose the right to buy, sell, transport, receive, or possess a firearm, ammunition, or other weapons in both personal and professional endeavors pursuant to ORS 166.250, ORS 166.291, ORS 166.300, and/or 18 USC 922(g).

**MONEY AWARD INCLUDING RESTITUTION**

**Judgment Creditor: State of Oregon**

**Judgment Debtor: CATHERINE AURAND WEED**

**Restitution**

<b>Payee</b>	<b>Amount</b>
Oregon Smith Fund	\$215,070.00
Smith West Company	\$84,214.05

Payees are to be paid as ordered under Monetary Terms.

Defendant is ordered to pay the following monetary totals, including restitution or compensatory fine amounts stated above, which are listed in the Money Award portion of this document:

<b>Type</b>	<b>Amount Owed</b>
Restitution	\$299,284.05
<b>Total</b>	<b>\$299,284.05</b>

The court may increase the total amount owed by adding collection fees and other assessments. These fees and assessments may be added without further notice to the defendant and without further court order.

Subject to amendment of a judgment under ORS 137.107, money required to be paid as a condition of probation remains payable after revocation of probation only if the amount is included in the money award portion of the judgment document, even if the amount is referred to in other parts of the judgment document.

Any financial obligation(s) for conviction(s) of a violation, which is included in the Money Award, creates a judgment lien.

## Payment Schedule

Payment of the fines, fees, assessments, and/or attorney's fees noted in this and any subsequent Money Award shall be scheduled by the clerk of the court pursuant to ORS 161.675.

Payable to:

**Jackson County Circuit Court**  
**100 S. Oakdale Ave**  
**Medford, Oregon 97501**  
**P: 541-776-7171**  
**F: <http://courts.oregon.gov/jackson>**

Dated the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

Signed: \_\_\_\_\_  
Timothy Barnack