

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

State of Oregon,)	
Plaintiff)	
)	Case No.: 125816FE
vs.)	
)	JUDGMENT
)	
BOBBY SHANE CHARLTON,)	Case File Date: 11/05/2012
Defendant)	District Attorney File #: 12-7749

DEFENDANT

True Name: BOBBY SHANE CHARLTON	Sex: Male
Date Of Birth: 11/30/1975	State Identification No (SID): 11102064OR
Fingerprint Control No (FPN): JJAC212081247	

HEARING

Proceeding Date: 08/19/2013
Judge: Lorenzo Mejia
Court Reporter: Wells, M

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) CHRISTINE KANTAS HERBERT, OSB Number 000530. Plaintiff appeared by and through Attorney(s) KAREN S LOOMIS, OSB Number 914540.

COUNT(S)

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

Count 1 : Attempt to Commit a Class A Felony - Assault in the First Degree

Count number 1 , Attempt to Commit a Class A Felony - Assault in the First Degree, 161.405(2)(b), Felony Class B, committed on or about 11/03/2012. Conviction is based upon a No Contest Plea on 08/19/2013.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 1 is 7 and the Criminal History Classification (CHC) is A.

Sentence Instructions

Defendant shall:

- 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.

Incarceration

Defendant is sentenced to the custody of Oregon Dept of Corrections, for a period of 36 month(s). Defendant is remanded to the custody of the Jackson Sheriff for transportation to the Oregon Dept of Corrections for service of this sentence. Defendant may receive credit for time served. 6 MONTHS OF THE 36 MONTHS IMPOSED IS TO BE CONSECUTIVE TO 12-0716-FE WITH THE REMAINING 30 MONTHS TO BE CONCURRENT.

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.

Post-Prison Supervision

The term of Post-Prison Supervision is 3 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. The court recommends as a condition of post-prison supervision:

- MONEY JUDGMENT

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
KERI LYNN ELLIS		\$200.00
K & B AUTO		\$1,436.25
FARMERS INSURANCE		\$3,809.18
Total		\$5,445.43

Count 2 : Attempt to Commit a Class A Felony - Assault in the First Degree

Count number 2 , Attempt to Commit a Class A Felony - Assault in the First Degree, 161.405(2)(b), Felony Class B, committed on or about 11/03/2012. Conviction is based upon a No Contest Plea on 08/19/2013.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 2 is 7 and the Criminal History Classification (CHC) is A.

Incarceration

Defendant is sentenced to the custody of Oregon Dept of Corrections, for a period of 36 month(s). Defendant is remanded to the custody of the Jackson Sheriff for transportation to the Oregon Dept of Corrections for service of this sentence. 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.

Post-Prison Supervision

The term of Post-Prison Supervision is 3 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 6 : Fleeing or Attempting to Elude a Police Officer

Count number 6 , Fleeing or Attempting to Elude a Police Officer, 811.540(1)(b)(A), Felony Class C, committed on or about 11/03/2012. Conviction is based upon a Guilty Plea on 08/19/2013.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 6 is 2 and the Criminal History Classification (CHC) is A.

The court finds substantial and compelling reason for a Upward Dispositional Departure, as stated on the record. This departure is pursuant to the following aggravating or mitigating factor(s):

- STIPULATION OF PARTIES

License Suspension / Revocation

Defendant's Drivers License is Revoked for 1 year(s).

Incarceration

Defendant is sentenced to the custody of County Jail, for a period of 6 month(s). Defendant is remanded to the custody of the Jackson County Sheriff for transportation to the Supervisory Authority for service of this sentence. Defendant may receive credit for time served.

The Defendant may be considered by the supervisory authority for any form of alternative sanction authorized by ORS 423.478, and the Defendant shall pay any required per diem fees.

Post-Prison Supervision

The term of Post-Prison Supervision is 1 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 8 : Resisting Arrest

Count number 8 , Resisting Arrest, 162.315, Misdemeanor Class A, committed on or about 11/03/2012. Conviction is based upon a Guilty Plea on 08/19/2013.

Incarceration

Defendant is sentenced to the custody of County Jail, for a period of 1 year(s). Defendant is remanded to the custody of the Jackson County Sheriff for transportation to the Supervisory Authority for service of this sentence. Defendant may receive credit for time served.

The Defendant may be considered by the supervisory authority for any form of alternative sanction authorized by ORS 423.478, and the Defendant shall pay any required per diem fees.

COUNTS DISPOSED WITH NO CONVICTION

Count # 3 , Assaulting a Public Safety Officer is Dismissed.

Count # 4 , Unauthorized Use of a Vehicle is Dismissed.

Count # 5 , Possession of a Stolen Vehicle is Dismissed.

Count # 7 , Fleeing or Attempting to Elude a Police Officer is Dismissed.

Count # 9 , Failure to Perform Duties of Driver, Property Damage is Dismissed.

Count # 10 , Recklessly Endangering Another Person is Dismissed.

Count # 11 , Reckless Driving is Dismissed.

Count # 12 , Criminal Mischief in the Second 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: BOBBY SHANE CHARLTON

Restitution

Payee	Amount
FARMERS INSURANCE	\$3,809.18
K & B AUTO	\$1,436.25
KERI LYNN ELLIS	\$200.00

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:

Type	Amount Owed
Restitution	\$5,445.43
Total	\$5,445.43

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: _____
Lorenzo Mejia