

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

State of Oregon,)	
Plaintiff)	
)	Case No.: 13CR02580
vs.)	
)	JUDGMENT
)	
Raymond Edward McKernan,)	Case File Date: 05/03/2013
Defendant)	District Attorney File #: 12-2792

DEFENDANT

True Name: Raymond Edward McKernan	Sex: Male
Date Of Birth: 03/09/1956	State Identification No (SID): 04186276OR
Fingerprint Control No (FPN): JJAC213031483	

HEARING

Proceeding Date: 10/30/2013
Judge: J Adam Peterson
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) ROBERT L ABEL, OSB Number 700011. Plaintiff appeared by and through Attorney(s) TERRY J SMITH-NORTON, OSB Number 913225.

COUNT(S)

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

Count 1 : Attempt to Commit a Class B Felony - Sexual Abuse in the First Degree

Count number 1, Attempt to Commit a Class B Felony - Sexual Abuse in the First Degree, 161.405(2)(c), Felony Class C by Reduced - DA Elected, committed on or about 09/01/2006. Conviction is based upon a Guilty Plea on 10/30/2013.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 1 is 6 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.
- 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.

Incarceration

Defendant is sentenced to the custody of Oregon Dept of Corrections, for a period of 30 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, temporary leave from custody, work release, or program of conditional or supervised release authorized by law for which the Defendant is otherwise eligible at the time of sentencing. The Defendant may not 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 5 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:

- Pursuant to ORS 144.103, the length of post prison supervision shall equal the maximum statutory indeterminate sentence for the charge, minus any time incarcerated.

Money Judgment

Statutory Provisions

Defendant is ordered to submit blood or buccal sample and thumbprint pursuant to ORS 137.076. Defendant is ordered to submit to testing for HIV and other communicable diseases pursuant to ORS 135.139. Defendant is ordered to register as a sex offender pursuant to Oregon Revised Statutes.

Monetary Terms

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

Fees and Assessments: Payable to the Court.

Type	Amount	Modifier	Reduction	Actual Owed
Attorney Fees	\$375.00			\$375.00
Fine - Criminal	\$200.00			\$200.00
Indigent Contribution Fee	\$375.00			\$375.00

Total	\$950.00		\$950.00
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Count 2 : Attempt to Commit a Class B Felony - Sexual Abuse in the First Degree

Count number 2, Attempt to Commit a Class B Felony - Sexual Abuse in the First Degree, 161.405(2)(c), Felony Class C, committed on or about 09/01/2006. Conviction is based upon a Guilty Plea on 10/30/2013.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 2 is 6 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 30 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, temporary leave from custody, work release, or program of conditional or supervised release authorized by law for which the Defendant is otherwise eligible at the time of sentencing. The Defendant may not 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 sentence(s) imposed herein on Count(s) 1.

Post-Prison Supervision

The term of Post-Prison Supervision is 5 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:

- Pursuant to ORS 144.103, the length of post prison supervision shall equal the maximum statutory indeterminate sentence for the charge, minus any time incarcerated.

Money Judgment

Statutory Provisions

Defendant is ordered to submit blood or buccal sample and thumbprint pursuant to ORS 137.076. Defendant is ordered to submit to testing for HIV and other communicable diseases pursuant to ORS 135.139. Defendant is ordered to register as a sex offender pursuant to Oregon Revised Statutes.

Monetary Terms

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

Fees and Assessments: Payable to the Court.

Type	Amount	Modifier	Reduction	Actual Owed
Fine - Criminal	\$200.00			\$200.00
Total	\$200.00			\$200.00

Count 3 : Attempt to Commit a Class B Felony - Sexual Abuse in the First Degree

Count number 3, Attempt to Commit a Class B Felony - Sexual Abuse in the First Degree, 161.405(2)(c), Felony Class C, committed on or about 09/01/2006. Conviction is based upon a Guilty Plea on 10/30/2013.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 3 is 6 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 30 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. 10 MONTHS OF THE 30 MONTH SENTENCE SHALL BE CONSECUTIVE TO COUNT 2. THE REMAINING 20 MONTHS SHALL BE CONCURRENT.

The Defendant may be considered by the executing or releasing authority for any form of reduction in sentence, temporary leave from custody, work release, or program of conditional or supervised release authorized by law for which the Defendant is otherwise eligible at the time of sentencing. The Defendant may not 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 5 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:

- Pursuant to ORS 144.103, the length of post prison supervision shall equal the maximum statutory indeterminate sentence for the charge, minus any time incarcerated.

Money Judgment

Statutory Provisions

Defendant is ordered to submit blood or buccal sample and thumbprint pursuant to ORS 137.076. Defendant is ordered to submit to testing for HIV and other communicable diseases pursuant to ORS 135.139. Defendant is ordered to register as a sex offender pursuant to Oregon Revised Statutes.

Monetary Terms

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

Fees and Assessments: Payable to the Court.

Type	Amount	Modifier	Reduction	Actual Owed
Fine - Criminal	\$200.00			\$200.00
Total	\$200.00			\$200.00

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

Judgment Creditor: State of Oregon

Judgment Debtor: Raymond Edward McKernan

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
Attorney Fees	\$375.00
Fine - Criminal	\$600.00
Indigent Contribution Fee	\$375.00

Total

\$1,350.00

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: _____
J Adam Peterson