

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

State of Oregon,	)	
Plaintiff	)	
	)	Case No.: 13CR05357
vs.	)	
	)	<b>JUDGMENT</b>
	)	
Luis Mauricio Davila,	)	Case File Date: 08/01/2013
Defendant	)	District Attorney File #: 065512

**DEFENDANT**

True Name: Luis Mauricio Davila	Sex: Male
Date Of Birth: 11/10/1991	State Identification No (SID): 19918234OR

**HEARING**

Proceeding Date: 08/27/2013  
Judge: Patricia Crain  
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) DAVID ORF, OSB Number 780709. Plaintiff appeared by and through Attorney(s) MANDI L GOULD, OSB Number 040449.

**COUNT(S)**

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

**Count 1 : Theft in the First Degree**

Count number 1, Theft in the First Degree, 164.055, Felony Class C, committed on or about 05/31/2013. Conviction is based upon a Guilty Plea on 08/27/2013.

**Sentencing Guidelines**

The Crime Severity Classification (CSC) on Count Number 1 is 3 and the Criminal History Classification (CHC) is I.

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

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

- Same as Optional Probation Criteria

### **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:

- 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.
- 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.
- If selected, the defendant will comply with all requirements of treatment courts.
- 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.

### **Count 2 : Theft in the First Degree**

Count number 2, Theft in the First Degree, 164.055, Felony Class C, committed on or about 05/31/2013. Conviction is based upon a Guilty Plea on 08/27/2013.

### **Sentencing Guidelines**

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

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

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

- Same as Optional Probation Criteria

### **Probation**

Defendant is sentenced to Supervised Probation for a period of 18 month(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:

- Obey all laws.
- 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.
- 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.
- If selected, the defendant will comply with all requirements of treatment courts.

### **Count 3 : Identity Theft**

Count number 3, Identity Theft, 165.800, Felony Class C, committed on or about 05/31/2013. Conviction is based upon a Guilty Plea on 08/27/2013.

### **Sentencing Guidelines**

The Crime Severity Classification (CSC) on Count Number 3 is 2 and the Criminal History Classification (CHC) is I.

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

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

- Same as Optional Probation Criteria

### **Probation**

Defendant is sentenced to Supervised Probation for a period of 18 month(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:

- Obey all laws.
- 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.
- 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.
- If selected, the defendant will comply with all requirements of treatment courts.

#### **Count 4 : Identity Theft**

Count number 4, Identity Theft, 165.800, Felony Class C, committed on or about 05/31/2013. Conviction is based upon a Guilty Plea on 08/27/2013.

#### **Sentencing Guidelines**

The Crime Severity Classification (CSC) on Count Number 4 is 2 and the Criminal History Classification (CHC) is I.

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

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

- Same as Optional Probation Criteria

#### **Probation**

Defendant is sentenced to Violation Probation for a period of 18 month(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.
- If selected, the defendant will comply with all requirements of treatment courts.
- 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.
- 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.

#### **COUNTS DISPOSED WITH NO CONVICTION**

Count # 5, Identity Theft is Dismissed.

Count # 6, Identity Theft is Dismissed.

Count # 7, Identity Theft 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).

**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: \_\_\_\_\_  
Patricia Crain