

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

State of Oregon,)	
Plaintiff)	
)	Case No.: 13CR06133
vs.)	
)	JUDGMENT
)	
JORDAN CHARLES KLIEBENSTEIN,)	Case File Date: 08/26/2013
Defendant)	District Attorney File #: 067371

DEFENDANT

True Name: JORDAN CHARLES KLIEBENSTEIN	Sex: Male
Date Of Birth: 02/08/1984	State Identification No (SID): 13887474OR
Fingerprint Control No (FPN): JJAC213065078	

HEARING

Proceeding Date: 10/07/2013
Judge: Raymond B White
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) JOHN A HAMILTON, OSB Number 111077. Plaintiff appeared by and through Attorney(s) DAVID GARRET HOPPE, OSB Number 951371.

COUNT(S)

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

Count 1 : Assaulting a Public Safety Officer

Count number 1, Assaulting a Public Safety Officer, 163.208, Felony Class C, committed on or about 08/23/2013. Conviction is based upon a Guilty Plea on 10/07/2013.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 1 is 6 and the Criminal History Classification (CHC) is D.

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):

- Degree of harm or Loss Significantly Less Than Typical

Probation

Defendant is sentenced to Supervised Probation for a period of 3 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.
- 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.
- Not have contact with users of controlled substances.
- Abstain from use or possession of controlled substances.
- Refrain from knowingly associating with persons who use or possess controlled substances, or from frequenting places where such substances are kept or sold.
- Obey all laws.
- Submit to random blood, breath and urine testing at the direction of probation officer to determine compliance with conditions of supervision; results are useable at revocation proceedings.
- Submit to search by probation officer of person or premises pursuant to ORS 137.540(i).
- Enter and successfully complete alcohol/drug treatment as deemed appropriate by probation officer. Report to Jackson County Community Justice, 1101 West Main, Medford, OR 97501.
- Submit to random breath and urine testing if lawfully requested by a police officer.
- 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.
- Pay restitution on all count(s), including those dismissed.

Jail as a Condition of Probation

Defendant is confined to jail for 35 day(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.

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	\$275.00			\$275.00

Type	Amount	Modifier	Reduction	Actual Owed
Fine - Criminal	\$200.00			\$200.00
Total	\$475.00			\$475.00

Count 3 : Resisting Arrest

Count number 3, Resisting Arrest, 162.315, Misdemeanor Class A, committed on or about 08/23/2013. Conviction is based upon a Guilty Plea on 10/07/2013.

Probation

Defendant is sentenced to Bench Probation for a period of 12 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.
- 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.
- Not have contact with victim without prior permission from the court.
- NO CONTACT WITH ANGELO'S PIZZA.

Jail as a Condition of Probation

Defendant is confined to jail for 35 day(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.

Count 4 : Assault in the Fourth Degree

Count number 4, Assault in the Fourth Degree, 163.160(2), Misdemeanor Class A, committed on or about 08/23/2013. Conviction is based upon a Guilty Plea on 10/07/2013.

Probation

Defendant is sentenced to Bench Probation for a period of 12 month(s) and shall be subject to the following conditions of Probation:

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

Jail as a Condition of Probation

Defendant is confined to jail for 35 day(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 # 2, Assault in the Fourth Degree is Dismissed.

Count # 5, Harassment is Dismissed.

Count # 6, Disorderly Conduct 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

Judgment Creditor: State of Oregon

Judgment Debtor: JORDAN CHARLES KLIEBENSTEIN

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	\$275.00
Fine - Criminal	\$200.00
Total	\$475.00

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: _____
Raymond B White