

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

State of Oregon,)	
Plaintiff)	
)	Case No.: 13CR06145
vs.)	
)	JUDGMENT
)	
KEVIN LYLE HAWKINS,)	Case File Date: 08/26/2013
Defendant)	District Attorney File #: 067404

DEFENDANT

True Name: KEVIN LYLE HAWKINS	Sex: Male
Date Of Birth: 07/10/1980	State Identification No (SID): 12441851OR
Fingerprint Control No (FPN): JJAC213064740	
Alias(es): Kevin Kyle Hawkins, Ryan Webb	

HEARING

Proceeding Date: 09/24/2013
Judge: Lorenzo Mejia
Court Reporter: Moreno, S

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) ANDREW L VANDERGAW, OSB Number 881420. Plaintiff appeared by and through Attorney(s) BETH HECKERT, OSB Number 872472.

COUNT(S)

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

Count 1 : Assault in the Fourth Degree - Constituting Domestic Violence

Count number 1, Assault in the Fourth Degree - Constituting Domestic Violence, 163.160(2), Misdemeanor Class A, committed on or about 08/15/2013. Conviction is based upon a Guilty Plea on 09/24/2013.

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.
- Attend and participate with any counseling deemed appropriate by probation officer.
- Not have contact with victim without the written consent of probation officer.
- Abstain from the use of intoxicants; do not consume or possess alcohol or non-prescribed controlled substances
- Submit to polygraph examination by qualified examiner, at direction of probation officer to determine compliance to conditions of supervision; results are useable at revocation proceedings.

Jail as a Condition of Probation

Defendant is confined to jail for 30 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. Time spent to apply.

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
Fine - Criminal	\$100.00			\$100.00
Total	\$100.00			\$100.00

Count 4 : Assault in the Fourth Degree - Constituting Domestic Violence

Count number 4, Assault in the Fourth Degree - Constituting Domestic Violence, 163.160(3), Felony Class C, committed on or about 08/23/2013. Conviction is based upon a Guilty Plea on 09/24/2013.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 4 is 6 and the Criminal History Classification (CHC) is E.

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

- Stipulation of the parties.

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:

- 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.
- Pay restitution in an amount to be determined on all counts, including those dismissed, 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.
- Not have contact with victim without the written consent of probation officer.
- Enroll and complete Domestic Violence counseling
- Special Condition: Complete Alternatives to Domestic Violence class.
Special Condition: The court allows the defendant to contact in the courtroom for purposes of custody matters.
- Not have contact with victim, Kacey Vinsick, without prior permission from the court.
- Submit to polygraph examination by qualified examiner, at direction of probation officer to determine compliance to conditions of supervision; results are useable at revocation proceedings.

Pursuant to the sentencing guidelines grid, the Defendant is subject to 180 sanction units with 90 jail units.

Jail as a Condition of Probation

Defendant is confined to jail for 30 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. Time spent to apply.

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

COUNTS DISPOSED WITH NO CONVICTION

Count # 2, Harassment is Dismissed.

Count # 3, Criminal Mischief in the Second Degree is Dismissed.

Count # 5, Assault in the Fourth Degree is Dismissed.

Count # 6, Harassment 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: KEVIN LYLE HAWKINS

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
Fine - Criminal	\$300.00
Total	\$300.00

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: _____
Lorenzo Mejia