

**EXHIBIT E-2**  
**MITIGATING FACTORS**  
**ORS 144.120, 144.785, OAR 255-35-013-016**

- A.** Evidence that misconduct by victim contributed to the criminal episode. (7/1/88 to present)  
\_\_\_\_\_
- B.** Sustained effort to make restitution or reparation. (7/1/88 to present)  
\_\_\_\_\_
- C.** Degree of property loss, personal injury or threatened personal injury substantially less than characteristic for the crime. (1985 to present)  
\_\_\_\_\_
- D.** Evidence of withdrawal, or lack of sustained criminal intent. (7/1/88 to present)  
\_\_\_\_\_
- E.** Evidence of reduced responsibility or lack of mental capacity (e.g., mental retardation and/or severe mental/emotional disorder which is insufficient to constitute a defense but is indicative of reduced culpability.) (7/1/88 to present)  
\_\_\_\_\_
- F.** Successful period of community supervision, at least 18 months immediately preceding commission of crime. (7/1/88 to present)  
\_\_\_\_\_
- G.** Successful completion of treatment program and abstinence from substance abuse for 1 year during the 3 years immediately preceding commission of crime. (amended 11/1/89)  
\_\_\_\_\_
- H.** Criminal history less extensive or serious than reflected by History/Risk Score. (7/1/88 to present)  
\_\_\_\_\_
- I.** Probation violation is technical in nature and not indicative of ongoing criminal pattern. (7/1/88 to present)  
\_\_\_\_\_
- J.** The crimes were part of a "crime spree" and that the spree is not indicative of a persistent criminal orientation. (7/1/88 to present)  
\_\_\_\_\_

\_\_\_K. Special effort on the part of the perpetrator to minimize the harm or risk. (1985-6/30/88, 11/1/89)

\_\_\_\_\_

\_\_\_L. Other. \_\_\_\_\_  
(11/1/89)

Inmate: \_\_\_\_\_

Inst: \_\_\_\_\_