

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

State of Oregon,	)	
Plaintiff	)	
	)	Case No.: 16CR09225
vs.	)	
	)	JUDGMENT
	)	
LETICIA DOMINGUEZ,	)	Case File Date: 02/17/2016
Defendant	)	District Attorney File #: 005278204

DEFENDANT

True Name: LETICIA DOMINGUEZ	Sex: Female
Date Of Birth: 10/24/1965	State Identification No (SID): 06523111OR

HEARING

Proceeding Date: 07/25/2016
Judge: Michael C. Wetzel
Court Reporter: FTR, Courtroom 3

Defendant appeared in person and was not in custody. The defendant was represented by Attorney(s) ROBERT L SEPP, OSB Number 020932. Plaintiff appeared by and through Attorney(s) MELISSA M CHUREAU, OSB Number 022726.

COUNT(S)

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

Count 9 : Making a False Claim for Health Care Payment

Count number 9, Making a False Claim for Health Care Payment, 165.692, Felony Class C, committed on or between 10/16/2013 and 03/31/2014. Conviction is based upon a Guilty Plea on 05/23/2016.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 9 is 9 and the Criminal History Classification (CHC) is I.

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):

- By stipulation

Probation

Defendant is sentenced to Supervised Probation for a period of 60 month(s) and shall be subject to the following conditions of Probation:

Defendant is subject to the following general conditions of probation (ORS 137.540):

- Defendant is subject to all general conditions of probation. (ORS 137.540)
- Obey all laws, court orders, and conditions of probation including HOPE Court conditions if ordered.
- Pay all fines, fees, costs, assessments and restitution set forth in the Money Judgment section of this order.
- Keep the court advised of current mailing address at all times.
- Report to collections clerk, Clackamas County Courthouse, 807 Main Street, Room 104 to set up a payment plan immediately following court or w/in 24 hours of release.
- 1. Defendant stipulates that probation is, "Strict Compliance," such that defendant agrees if a willful probation violation is found, defendant agrees that probation is revoked and a 36 month prison sentence will be imposed.
- 2. \$2,000.00 per month in restitution payments to begin 120 days after defendant is released from custody.
- 3. No employment providing health or other dependent care or any in-home services.
- 4. No application for benefits that defendant is not entitled to.
- 5. Stipulate that each count plead to is a separate criminal incident, and can be sentenced consecutively per Miller/Bucholtz and ORS 137.123.
- 6. Stipulate that the counts plead to do not merge.
- 7. Stipulate to restitution in an amount of \$114,987.06.

Monetary Terms

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

Compensatory Fine/Restitution:

Restitution is ordered to be paid to the court and disbursed to the payee(s) named below.

Payee	Not To Exceed	Amount
DHS/AR & Receipting Unit		\$114,987.06
Total		\$114,987.06

Count 10 : Aggravated Theft in the First Degree - Theft by Deception

Count number 10, Aggravated Theft in the First Degree - Theft by Deception, 164.057, Felony Class B, committed on or between 02/19/2014 and 07/30/2014. Conviction is based upon a Guilty Plea on 05/23/2016.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 10 is 5 and the Criminal History Classification (CHC) is G.

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

- By Stipulation

Probation

Defendant is sentenced to Supervised Probation for a period of 60 month(s) and shall be subject to the following conditions of Probation:

Defendant is subject to the following general conditions of probation (ORS 137.540):

- Defendant is subject to all general conditions of probation. (ORS 137.540)
- Obey all laws, court orders, and conditions of probation including HOPE Court conditions if ordered.
- Pay all fines, fees, costs, assessments and restitution set forth in the Money Judgment section of this order.
- Keep the court advised of current mailing address at all times.
- Report to collections clerk, Clackamas County Courthouse, 807 Main Street, Room 104 to set up a payment plan immediately following court or w/in 24 hours of release.
- Report to Clackamas County Corrections, 1024 Main Street, Oregon City immediately following court or w/in 24 hours of release.
- 1. Defendant stipulates that probation is, "Strict Compliance," such that defendant agrees if a willful probation violation is found, defendant agrees that probation is revoked and a 36 month prison sentence will be imposed.
- 2. \$2,000.00 per month in restitution payments to begin 120 days after defendant is released from custody.
- 3. No employment providing health or other dependent care or any in-home services.
- 4. No application for benefits that defendant is not entitled to.
- 5. Stipulate that each count plead to is a separate criminal incident, and can be sentenced consecutively per Miller/Bucholtz and ORS 137.123.
- 6. Stipulate that the counts plead to do not merge.
- 7. Stipulate to restitution in an amount of \$114,987.06.

Count 11 : Making a False Claim for Health Care Payment

Count number 11, Making a False Claim for Health Care Payment, 165.692, Felony Class C, committed on or between 06/15/2014 and 10/01/2014. Conviction is based upon a Guilty Plea on 05/23/2016.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 11 is 6 and the Criminal History Classification (CHC) is F.

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

- By stipulation

Probation

Defendant is sentenced to Supervised Probation for a period of 60 month(s) and shall be subject to the following conditions of Probation:

Defendant is subject to the following general conditions of probation (ORS 137.540):

- Defendant is subject to all general conditions of probation. (ORS 137.540)
- Obey all laws, court orders, and conditions of probation including HOPE Court conditions if ordered.
- Pay all fines, fees, costs, assessments and restitution set forth in the Money Judgment section of this order.
- Keep the court advised of current mailing address at all times.
- Report to collections clerk, Clackamas County Courthouse, 807 Main Street, Room 104 to set up a payment plan immediately following court or w/in 24 hours of release.
- Report to Clackamas County Corrections, 1024 Main Street, Oregon City immediately following court or w/in 24 hours of release.
- 1. Defendant stipulates that probation is, "Strict Compliance," such that defendant agrees if a willful probation violation is found, defendant agrees that probation is revoked and a 36 month prison sentence will be imposed.
- 2. \$2,000.00 per month in restitution payments to begin 120 days after defendant is released from custody.
- 3. No employment providing health or other dependent care or any in-home services.
- 4. No application for benefits that defendant is not entitled to.
- 5. Stipulate that each count plead to is a separate criminal incident, and can be sentenced consecutively per Miller/Bucholtz and ORS 137.123.
- 6. Stipulate that the counts plead to do not merge.
- 7. Stipulate to restitution in an amount of \$114,987.06.

Count 12 : Theft in the First Degree - Theft by Deception

Count number 12, Theft in the First Degree - Theft by Deception, 164.055, Felony Class C, committed on or between 06/19/2014 and 11/30/2014. Conviction is based upon a Guilty Plea on 05/23/2016.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 12 is 4 and the Criminal History Classification (CHC) is F.

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):

- By stipulation

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

- By stipulation

Probation

Defendant is sentenced to Supervised Probation for a period of 60 month(s) and shall be subject to the following conditions of Probation:

Defendant is subject to the following general conditions of probation (ORS 137.540):

- Defendant is subject to all general conditions of probation. (ORS 137.540)
- Obey all laws, court orders, and conditions of probation including HOPE Court conditions if ordered.
- Pay all fines, fees, costs, assessments and restitution set forth in the Money Judgment section of this order.
- Keep the court advised of current mailing address at all times.
- Report to collections clerk, Clackamas County Courthouse, 807 Main Street, Room 104 to set up a payment plan immediately following court or w/in 24 hours of release.
- Report to Clackamas County Corrections, 1024 Main Street, Oregon City immediately following court or w/in 24 hours of release.
- 1. Defendant stipulates that probation is, "Strict Compliance," such that defendant agrees if a willful

probation violation is found, defendant agrees that probation is revoked and a 36 month prison sentence will be imposed.

2. \$2,000.00 per month in restitution payments to begin 120 days after defendant is released from custody.

3. No employment providing health or other dependent care or any in-home services.

4. No application for benefits that defendant is not entitled to.

5. Stipulate that each count plead to is a separate criminal incident, and can be sentenced consecutively per Miller/Bucholtz and ORS 137.123.

6. Stipulate that the counts plead to do not merge.

7. Stipulate to restitution in an amount of \$114,987.06.

Jail as a Condition of Probation

Defendant is confined to jail for 90 day(s). Defendant is to report to Supervisory Authority by 08/08/2016 at 5:00 PM. No EHD/RMOMS/AIP. Eligible for good time/earned time credit. Eligible for work release as the ONLY alternative sanction after first serving 30 days in custody. Defendant may receive credit for time served.

The Defendant may not 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 # 1, Making a False Claim for Health Care Payment is Dismissed.

Count # 2, Theft in the First Degree is Dismissed.

Count # 3, Making a False Claim for Health Care Payment is Dismissed.

Count # 4, Theft in the First Degree is Dismissed.

Count # 5, Making a False Claim for Health Care Payment is Dismissed.

Count # 6, Theft in the First Degree is Dismissed.

Count # 7, Making a False Claim for Health Care Payment is Dismissed.

Count # 8, Theft in the First Degree is Dismissed.

Count # 13, Making a False Claim for Health Care Payment is Dismissed.

Count # 14, Aggravated Theft in the First Degree is Dismissed.

Count # 15, Making a False Claim for Health Care Payment is Dismissed.

Count # 16, Aggravated Theft in the First Degree is Dismissed.

Count # 17, Making a False Claim for Health Care Payment is Dismissed.

Count # 18, Aggravated Theft in the First 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 INCLUDING RESTITUTION

Judgment Creditor: State of Oregon

Judgment Debtor: LETICIA DOMINGUEZ

Restitution

Payee	Amount
DHS/AR & Receipting Unit	\$114,987.06

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
Restitution	\$114,987.06
Total	\$114,987.06

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:

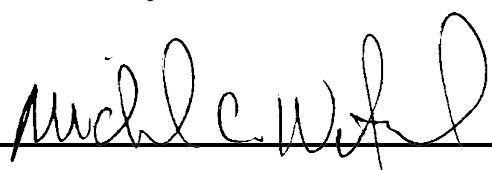
Clackamas County Circuit Court
807 Main St
Oregon City, Oregon 97045
P: 503.655.8447
F: <http://courts.oregon.gov/Clackamas>

Dated the _____ day of _____, 20_____

Signed: 7/26/2016 08:18 AM

Signed: _____

Michael C. Wetzel


Circuit Court Judge Michael C. Wetzel