

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

State of Oregon,	)	
Plaintiff	)	
	)	Case No.: 16CR55953
vs.	)	
	)	AMENDED JUDGMENT *
	)	
Cynthia Fine,	)	Case File Date: 09/06/2016
Defendant	)	

DEFENDANT

True Name: Cynthia Fine	Sex: Female
Date Of Birth: 02/02/1979	State Identification No (SID): 22021903OR
Fingerprint Control No (FPN): JKLA116184940	

HEARING

Proceeding Date: 03/06/2017
Judge: Dan Bunch
Court Reporter: NJH, .

Defendant appeared in person and was not 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 . Plaintiff appeared by and through Attorney(s) ELIZABETH ANN BALLARD, OSB Number 025050. Defendant knowingly waived two day waiting period before sentencing.

COUNT(S)

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

Count 1 : Making a False Claim for Health Care Payment

Count number 1, Making a False Claim for Health Care Payment, 165.692, Felony Class C, committed on or between 01/20/2016 and 02/02/2016. Conviction is based upon a No Contest Plea on 03/06/2017.

Sentencing Guidelines

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

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 municipal, county state and federal laws and follow all rules, regulations and requests of the supervisory authority.
- Report immediately following sentencing to Klamath County Community Corrections located at 3203 Vandenberg Road, Klamath Falls OR 97603.
- Submit to polygraph examination(s) by a qualified polygraph examiner at the direction of the court or probation officer at defendant's expense. The results shall be admissible in probation revocation proceedings. The exam(s) shall cover compliance with the conditions of probation.
- Not associate with any person known to be on parole or felony probation or anyone who has been on felony probation within one year from the date of sentencing without approval from the court or probation officer.
- Stipulate to destruction of forfeiture of any seized property.
- Immediately inform the court of any change of address.
- Submit to the Structured Sanctions program established by the probation department under the plan approved by the court.
- In lieu of the fine imposed, perform additional community service work at the discretion and direction of the probation officer.
- Defendant will be allowed low payments towards Restitution.

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 to report to by 03/14/2017. Alternatives allowed. 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.

Statutory Provisions

Defendant is ordered to submit blood or buccal sample and thumbprint pursuant to ORS 137.076.

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	\$250.00			\$250.00
Total	\$250.00			\$250.00

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
Dept of Human Services		\$5,091.80
Total		\$5,091.80

Joint and Several Restitution ordered in the amount of \$5,091.80 with Case No. 16CR55948, to Victim Department of Human Services.

Count 2 : Theft in the First Degree

Count number 2, Theft in the First Degree, 164.055, Felony Class C, committed on or between 02/03/2016 and 02/19/2016. Conviction is based upon a No Contest Plea on 03/06/2017.

Discharge

Count# 2 is discharged.

Count 3 : Making a False Claim for Health Care Payment

Count number 3, Making a False Claim for Health Care Payment, 165.692, Felony Class C, committed on or between 02/16/2016 and 03/02/2016. Conviction is based upon a No Contest Plea on 03/06/2017.

Discharge

Count# 3 is discharged.

COUNTS DISPOSED WITH NO CONVICTION

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 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 INCLUDING RESTITUTION

Judgment Creditor: State of Oregon
Judgment Debtor: Cynthia Fine

Restitution

Payee	Amount
Dept of Human Services	\$5,091.80

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	\$5,091.80
Attorney Fees	\$250.00
Total	\$5,341.80

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:

Klamath County Circuit Court
316 Main St
Klamath Falls, Oregon 97601
P: 541-883-5503
F: <http://courts.oregon.gov/klamath>

Dated the _____ day of _____, 20____

Signed: 3/23/2017 09:31 AM

Signed:

Dan Bunch

Circuit Court Judge Dan Bunch