

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

State of Oregon,	)	
Plaintiff	)	
	)	Case No.: 15CF032
vs.	)	
	)	JUDGMENT
	)	
JUSTIN CARL HOEFT,	)	Case File Date: 04/03/2015
Defendant	)	

DEFENDANT

True Name: JUSTIN CARL HOEFT	Sex: Male
Date Of Birth: 12/27/1984	State Identification No (SID): 17225895OR
Fingerprint Control No (FPN): CHEP115001754	

HEARING

Proceeding Date: 04/13/2017
Judge: Jon Lieuallen
Court Reporter: Recording Morrow, FTR

Defendant appeared in person and was not in custody. The defendant was represented by Attorney(s) ROBERT G KLAHN, OSB Number 800683. 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, Misdemeanor Class A by Reduced - to A Misdemeanor, committed on or about 06/01/2010. Conviction is based upon a Guilty Plea on 12/31/2015.

Incarceration -- Suspended Execution

Defendant is sentenced to the custody of County Jail for a period of 180 day(s); however, the execution of 175 day(s) of this incarceration is hereby suspended and defendant is sentenced to probation. If defendant violates any of the following terms or conditions of probation, the court may execute this suspended sentence.

Probation

Defendant is sentenced to Bench Probation for a period of 2 year(s) and shall be subject to the following conditions of Probation:

Furthermore, Defendant is subject to the following Special Conditions of Probation (ORS 137.540(2)): Defendant shall:

- Start all required actions of probation, including payment of fines and fees, and complete any required evaluations and enrollment no later than 30 days after sentencing or release from custody, whichever is later. Defendant is responsible for paying all evaluation and treatment costs. File written proof each evaluation/enrollment is complete within 2 weeks and proof any other action is complete with the Court by the due date indicated for that action, or if no date specified, within the first half of the probation period. Make sure all reports include your case number(s).
- Pay supervision fees, fines, restitution or other fees ordered by the court.
- Obey all laws, municipal, county, state and federal.
- Keep the Court, supervising officers, and treatment providers advised of current physical and mailing address(es) and telephone number(s). Notify the Court in writing, listing each case you have, immediately upon any change in address or phone number.
- Comply with all Court orders.
- Sign necessary release of information form(s) including Health Information Portability and Accountability Act (HIPAA) materials to permit any screener, evaluator or treatment provider to release information to the referring screener/evaluator, the Court, District Attorney, and Community Corrections in order to monitor your compliance with ordered treatment of diagnosed issues.
- Forfeit property seized (including wildlife, money and weapons unless otherwise stated herein) to the State of Oregon for destruction or other lawful disposition.
- Defendant not to participate in Medicare during term of bench probation.

Jail as a Condition of Probation

Defendant is confined to jail for 5 day(s). Defendant is to report to Umatilla County Jail by 04/20/2017 at 5:00 PM. Defendant may receive credit for time served. Defendant is allowed to serve custody time on weekends completing remaining two days on 5/12/17.

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
Bench Probation Fee	\$100.00			\$100.00
Total	\$100.00			\$100.00

Compensatory Fine/Restitution:

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

Payee	Amount
Department of Human Services Joint and Several Liability with: Robert John McEwen Case#: 15CF029	\$7,624.64
Total	\$7,624.64

COUNTS DISPOSED WITH NO CONVICTION

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

Count # 10, Theft in the First Degree is Dismissed.

Count # 11, Making a False Claim for Health Care Payment is Dismissed.

Count # 12, Theft in the First Degree is Dismissed.

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

Count # 14, 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: JUSTIN CARL HOEFT

Restitution

Payee	Amount
Department of Human Services Joint and Several Liability with: Robert John McEwen Case#: 15CF029	\$7,624.64

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 Joint and Several	\$7,624.64
Bench Probation Fee	\$100.00
Total	\$7,724.64

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:

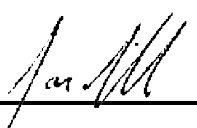
Morrow County Circuit Court
100 S Court St.
Heppner, Oregon 97836
P: 541.676.5264
F: <http://courts.oregon.gov/Morrow>

Dated the _____ day of _____, 20____

Signed: 4/13/2017 10:34 AM

Signed: _____

Jon Lieuallen


Jon S. Lieuallen, Circuit Court Judge