

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

State of Oregon,	)	
Plaintiff	)	
	)	Case No.: 15CR00978
vs.	)	
	)	JUDGMENT
	)	
JASON WILLIAM HOFMANN,	)	Case File Date: 01/07/2015
Defendant	)	District Attorney File #: 14-9696

DEFENDANT

True Name: JASON WILLIAM HOFMANN Sex: Male
Date Of Birth: 03/29/1972

HEARING

Proceeding Date: 01/03/2017
Judge: Thomas M Hart
Court Reporter: Recording, JAVS

Defendant appeared in person and was not in custody. The defendant was represented by Attorney(s) LAWRENCE MATASAR, OSB Number 742092. Plaintiff appeared by and through Attorney(s) KURT W MILLER, OSB Number 084210.

COUNT(S)

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

Count 1 : Tampering with Drug Records

Count number 1, Tampering with Drug Records, 167.212, Felony Class C, committed on or about 08/02/2014. Conviction is based upon a No Contest Plea on 12/07/2016.

Sentencing Guidelines

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

Probation

Defendant is sentenced to Supervised Probation for a period of 18 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):

- Pay supervision fees, fines, restitution or other fees ordered by the court.
- Not use or possess controlled substances except pursuant to a medical prescription.
- Submit to testing for controlled substance or alcohol use if the probationer has a history of substance abuse or if there is a reasonable suspicion that the probationer has illegally used controlled substances.
- Participate in a substance abuse evaluation as directed by the supervising officer and follow the recommendations of the evaluator if there are reasonable grounds to believe there is a history of substance abuse.
- Remain in the State of Oregon until written permission to leave is granted by the Department of Corrections or a county community corrections agency.
- If physically able, find and maintain gainful full-time employment, approved schooling, or a full-time combination of both. Any waiver of this requirement must be based on a finding by the court stating the reasons for the waiver.
- Change neither employment nor residence without prior permission from the Department of Corrections or a county community corrections agency.
- Permit the parole and probation officer to visit the probationer or the probationer's work site or residence and to conduct a walk-through of the common areas and of the rooms in the residence occupied by or under the control of the probationer.
- Consent to the search of person, vehicle or premises upon the request of a representative of the supervising officer if the supervising officer has reasonable grounds to believe that evidence of a violation will be found, and submit to fingerprinting or photographing, or both, when requested by the Department of Corrections or a county community corrections agency for supervision purposes.
- Obey all laws, municipal, county, state and federal.
- Promptly and truthfully answer all reasonable inquiries by the Department of Corrections or a county community corrections agency.
- Not possess weapons, firearms or dangerous animals.
- If recommended by the supervising officer (SO), successfully complete a sex offender treatment program approved by the SO and submit to polygraph examinations at the direction of the SO if the probationer: (A) Is under supervision for a sex offense under ORS 163.305 to 163.467; (B) Was previously convicted of a sex offense under ORS 163.305 to 163.467; or (C) Was previously convicted in another jurisdiction of an offense that would constitute a sex offense under ORS 163.305 to 163.467 if committed in this state.
- Participate in a mental health evaluation as directed by the supervising officer and follow the recommendation of the evaluator.
- Report as required and abide by the direction of the supervising officer.
- If required to report as a sex offender under ORS 163A.010 or 163A.015, report with the Department of State Police, a city police department, a county sheriff's office or the supervising agency: (A) When supervision begins; (B) Within 10 days of a change in residence; (C) Once each year within 10 days of the probationer's date of birth; (D) Within 10 days of the first day the person works at, carries on a vocation at or attends an institution of higher education; and (E) Within 10 days of a change in

work, vocation or attendance status at an institution of higher education.

- Submit to a risk and needs assessment as directed by the supervising officer

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

- It is hereby further ordered and adjudged that the clerk apply payment upon this money award as provided by law and apply any bail or security on deposit herein toward this money award and, to the extent permitted by law, disburse them first to compensatory fines, then to restitution, Crime Victim Assessment, fines, assessments, fees and then to other costs adjudged herein.
- Report immediately to Marion County Sheriff's Office, Parole & Probation Division at 4040 Aumsville Hwy. SE, Salem, Oregon.
- Participate in a substance abuse evaluation. Enter and successfully complete any course of treatment, including after and follow-up care determined to be necessary and as designated by the Evaluator or the Probation Officer.
- Do not have contact with anyone who use or possess controlled substances illegally, or from going to places where such substances are kept or sold.
- Do not use or possess alcohol, intoxicants, inhalants or controlled substances.
- Do not enter into bars, taverns or liquor stores.
- Do not participate in the Oregon Medical Marijuana Program.
- Do not possess or utilize surveillance cameras or radio scanners without the written permission of the Probation Officer.
- Submit to polygraph examination, at defendant's own expense, by a qualified polygraph examiner designated by the Court or Probation Officer under terms and conditions set by the Probation Officer.
- Abide by curfew, day reporting, geographic restrictions, and electronic monitoring at Probation Officer's/Court's direction.
- Obey all municipal, county, state and federal laws.
- Do not operate a vehicle without a valid license and insurance.
- Defendant agrees to immediate surrender of nursing license and to never reapply.
- Marion County District Attorney agrees not to file additional charges related to SMO 14-227270.
- Department of Justice agrees not to file charges related to ALP 15- 19720, LCP 15-000664, and CVP 15-C004468.
- This is a stipulated sentence.
- Report to Marion County Correctional Facility for fingerprints and photographs. Following processing at the Marion County Correctional Facility the defendant is ordered to be held in custody.
- Defendant may apply for misdemeanor treatment upon successful completion of probation.

Jail as a Condition of Probation

Defendant is confined to jail for 30 day(s). Defendant is remanded to the custody of the Marion County Sheriff for transportation to the Supervisory Authority for service of this sentence. 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
Fine - Felony	\$200.00			\$200.00
Total	\$200.00			\$200.00

Count 2 : Tampering with Drug Records

Count number 2, Tampering with Drug Records, 167.212, Felony Class C, committed on or about 08/05/2014. Conviction is based upon a No Contest Plea on 12/07/2016.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 2 is 1 and the Criminal History Classification (CHC) is G.

Probation

Defendant is sentenced to Supervised Probation for a period of 18 month(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:

- Comply with conditions in Count 1.

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
Fine - Felony	\$200.00			\$200.00
Total	\$200.00			\$200.00

COUNTS DISPOSED WITH NO CONVICTION

Count # 3, Tampering with Drug Records is Dismissed.

Count # 4, Tampering with Drug Records is Dismissed.

Count # 5, Tampering with Drug Records is Dismissed.

Count # 6, Tampering with Drug Records is Dismissed.

Count # 7, Tampering with Drug Records is Dismissed.

Count # 8, Tampering with Drug Records is Dismissed.

Count # 9, Tampering with Drug Records is Dismissed.

Count # 10, Tampering with Drug Records is Dismissed.

Count # 11, Tampering with Drug Records is Dismissed.

Count # 12, Tampering with Drug Records 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: JASON WILLIAM HOFMANN

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 - Felony	\$400.00
Total	\$400.00

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:

Marion County Circuit Court
100 High St. NE
Salem, Oregon 97301
P: 503.588.5105
F: <http://courts.oregon.gov/Marion>

Signed: 1/3/2017 01:43 PM

Dated the _____ day of _____ 20____

Signed: _____
Thomas M. Hart

Circuit Court Judge Thomas M. Hart