

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

State of Oregon,
Plaintiff

VS.

Elizabeth Kosydar,
Defendant

Case No.: 16CR59728

JUDGMENT

Case File Date: 09/21/2016

District Attorney File #: 052783

DEFENDANT

True Name: Elizabeth Kosydar
Date Of Birth: 12/24/1953

Sex: Female

HEARING

Proceeding Date: 12/12/2016
Judge: Paulette E Sanders
Court Reporter: FTR Recording, Courtroom 305

Defendant appeared in person and was not in custody. The defendant was represented by Attorney(s) Jonathan H Cable, OSB Number 066401. Plaintiff appeared by and through Attorney(s) JODIE ANNE BURETA, OSB Number 032776. 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 07/15/2016 and 08/05/2016. Conviction is based upon a Guilty Plea on 12/12/2016.

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 36 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):

- VIOLATE NO LAW. The defendant is to report to the court IN WRITING every citation or arrest on any new crime or major traffic offense within 10 days after citation or arrest.
- Keep the Trial Court Administrator for this County advised of his/her current mailing and residential addresses, and throughout the probationary period.
- Make every reasonable effort to seek and maintain employment or schooling, or both, on a full-time basis. If you lose it, get another one right away.
- NOT OPERATE A MOTOR VEHICLE without first being properly licensed and insured.
- NOT OWN, POSSESS OR CONTROL any firearm, weapon or dangerous animals and shall not reside in a dwelling or ride in a vehicle in which the defendant knows a weapon, firearm, or dangerous animals are present.
- Refrain from knowingly associating with persons known by the defendant to be engaged in criminal activities.
- Pay supervision fees, fines, restitution or other fees ordered by the court.

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

- NOT USE OR POSSESS CONTROLLED SUBSTANCES, INCLUDING MARIJUANA unless prescribed by a state licensed medical practitioner, in which case said controlled substances must be consumed strictly according to the prescription.
- Abide by the rules and regulations of the Department of Corrections, including the general conditions of probation.
- Report TODAY to Lincoln County Community Corrections office located on West Olive Street in Newport, Oregon. Telephone number: (541) 265-8851.
- Perform 80 HOURS of community service. Community service shall be completed by 8/07/17 or appear in Courtroom 305 on that date at 11:00 AM. It is the responsibility of Defendant to provide proof of completion to the court by the scheduled date. Failure to complete community service or provide such proof by the scheduled date is a violation of probation. Community service work MUST be performed at a not for profit organization that serves the community.
- SUBMIT PERSON, RESIDENCE, VEHICLE AND PERSONAL PROPERTY TO SEARCH by defendant's probation officer or designee, providing there be reasonable grounds to believe that such search will disclose evidence of a violation of probation.
- Restitution in the amount of \$102.52 shall be paid in full to DHS / AR & Receipting Units; OFS RSTARS Receivables, PO Box 4325, Portland, OR 97208 - 9992
- The Defendant shall not be employed in any program or facility that receives medicaid money.
- After 18 months of SUPERVISED probation, if the Defendant is in strict compliance with all conditions of supervised probation, probation may be modified to allow BENCH probation and reduction of charge to misdemeanor.

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

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 Units		\$102.52
Total		\$102.52

COUNTS DISPOSED WITH NO CONVICTION

Count # 2, Identity Theft is Dismissed.

Count # 3, 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: Elizabeth Kosydar

Restitution

Payee	Amount
DHS / AR & Receipting Units	\$102.52

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	\$102.52
Fine - Felony	\$200.00
Total	\$302.52

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.

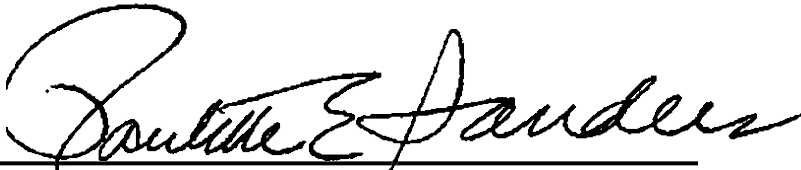
Payable to:

Lincoln County Circuit Court
225 W. Olive St.
Newport, Oregon 97365
P: 541-265-4236
F: <http://courts.oregon.gov/Lincoln>

Dated the _____ day of _____, 20____

Signed: 12/12/2016 02:55 PM

Signed: _____
Paulette E Sanders


Circuit Court Judge Paulette E. Sanders