

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

State of Oregon,	)	
Plaintiff	)	
	)	Case No.: 17CR38446
vs.	)	
	)	JUDGMENT
	)	
Michael Schiermeyer,	)	Case File Date: 06/08/2017
Defendant	)	District Attorney File #: 17140086

DEFENDANT

True Name: Michael Schiermeyer	Sex: Male
Date Of Birth: 07/25/1967	State Identification No (SID): 12702091OR
Fingerprint Control No (FPN): JJOS117205071	

HEARING

Proceeding Date: 03/05/2018
Judge: Robert S Bain
Court Reporter: FTR Recording, Courtroom 4

Defendant appeared in person and was not in custody. The defendant was represented by Attorney(s) GARREN PEDEMONTE, OSB Number 094705. 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 10/18/2015 and 11/04/2015. Conviction is based upon a No Contest Plea on 03/05/2018.

Sentencing Guidelines

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

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 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:

- Consent to and cooperate with any plan deemed necessary by the Probation Officer or therapist to maintain and monitor offense-free behavior for the duration of probation.
- Submit to polygraph examination by a qualified examiner, at direction of Probation Officer to determine compliance to conditions of supervision; results are usable at revocation proceedings.
- Pay fines, fees, restitution, or other fees as ordered by the court.
- Report to Probation Officer within 24 hours after court or upon release.
- Not be employed in any program that receives medicaid or medicare funds for payment.
Cooperate in any other investigation if it is requested.
- Restitution shall be joint and several with Lynn Schiermeyer, Josephine County Circuit Court case no. 17CR37525.

Jail as a Condition of Probation

Defendant is confined to jail for 10 day(s). Defendant is to report to Supervisory Authority by 03/05/2018 at 4:00 PM. 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

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
Department of Human Services		\$1,603.25
Total		\$1,603.25

Count 5 : Theft in the First Degree - Theft by Deception

Count number 5, Theft in the First Degree - Theft by Deception, 164.055, Felony Class C, committed on or between 10/01/2015 and 03/15/2016.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 5 is 3 and the Criminal History Classification (CHC) is G.

Probation

Defendant is sentenced to Supervised Probation for a period of 24 month(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:

- Consent to and cooperate with any plan deemed necessary by the Probation Officer or therapist to maintain and monitor offense-free behavior for the duration of probation.
- Submit to polygraph examination by a qualified examiner, at direction of Probation Officer to determine compliance to conditions of supervision; results are usable at revocation proceedings.
- Pay fines, fees, restitution, or other fees as ordered by the court.
- Report to Probation Officer within 24 hours after court or upon release.
- Not be employed in any program that receives medicaid or medicare funds for payment. Cooperate in any other investigation if it is requested.

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

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

Count # 4, Making a False Claim for Health Care Payment 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: Michael Schiermeyer

Restitution

Payee	Amount
Department of Human Services	\$1,603.25

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	\$1,603.25
Fine - Felony	\$400.00
Total	\$2,003.25

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.

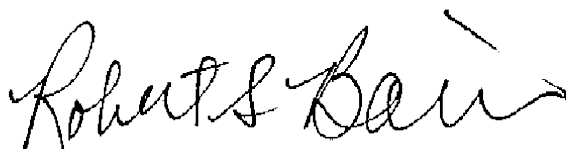
Payable to:

Josephine County Circuit Court
500 NW 6th Street Dept 17
Grants Pass, Oregon 97526
P: 541.476.2309
F: <http://courts.oregon.gov/Josephine>

Dated the _____ day of _____, 20____
Signed: 3/6/2018 02:33 PM

Signed: _____

Robert S Bain



Circuit Court Judge Robert S. Bain