

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

State of Oregon,	)	
Plaintiff	)	
	)	Case No.: 17CR20172
vs.	)	
	)	JUDGMENT
	)	
Reina Vancill,	)	Case File Date: 03/29/2017
Defendant	)	

DEFENDANT

True Name: Reina Vancill
Date Of Birth: 10/02/1989

HEARING

Proceeding Date: 09/27/2017
Media No.: 404-SCB
Judge William Marshall

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 Attorney(s) ERIK C SWALLOW, OSB Number 031476. Plaintiff appeared by and through Attorney(s) MELISSA M CHUREAU, OSB Number 022726.

COUNT(S)

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

Count 9 : Making a False Claim for Health Care Payment

Count number 9, Making a False Claim for Health Care Payment, 165.692, Felony Class C, committed on or between 04/15/2015 and 07/15/2015. Conviction is based upon a Guilty Plea on 09/12/2017.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 9 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 ordered to pay a supervision fee.

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:

- No employment providing helath or other dependent care of any in-home services whether by private pay or payment directly or indirectly with Medicaid or Medicare funds, or acting as any person's Power of Attorney or representative except as her daughters' Power of Attorney until daughters turn twenty-one.
- Not apply for benefits for which Defendant is not entitled.

Count 11 : Making a False Claim for Health Care Payment

Count number 11, Making a False Claim for Health Care Payment, 165.692, Felony Class C, committed on or between 07/15/2015 and 09/30/2015. Conviction is based upon a Guilty Plea on 09/12/2017.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 11 is 6 and the Criminal History Classification (CHC) is G.

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 ordered to pay a supervision fee.

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:

- No employment providing helath or other dependent care of any in-home services whether by private pay or payment directly or indirectly with Medicaid or Medicare funds, or acting as any person's Power of Attorney or representative except as her daughters' Power of Attorney until daughters turn

twenty-one.

- Not apply for benefits for which Defendant is not entitled.

Count 12 : Aggravated Theft in the First Degree

Count number 12, Aggravated Theft in the First Degree, 164.057, Felony Class B, committed on or between 07/15/2015 and 10/31/2015. Conviction is based upon a Guilty Plea on 09/12/2017.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 12 is 8 and the Criminal History Classification (CHC) is B.

The court finds substantial and compelling reason for a Downward Dispositional Departure, as stated on the record. This departure is pursuant to the following aggravating or mitigating factor(s):

- Stipulation of Parties

The court finds substantial and compelling reason for an Upward Durational Departure, as stated on the record. This departure is pursuant to the following aggravating or mitigating factor(s):

- Stipulation of Parties

Probation

Defendant is sentenced to Supervised Probation for a period of 5 year(s) and shall be subject to the following conditions of Probation: Defendant is ordered to pay a supervision fee.

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:

- Complete 90 day(s) of work crew at the direction of the supervising probation officer.
- No employment providing helath or other dependent care of any in-home services whether by private pay or payment directly or indirectly with Medicaid or Medicare funds, or acting as any person's Power of Attorney or representative except as her daughters' Power of Attorney until daughters turn twenty-one.
Not apply for benefits for which Defendant is not entitled.
- Defendant agrees if probation is violated, and probation is revoked, that she will serve 36 months' DOC time, with AIP if eligible. The COURT reserves all sanctioning authority.

- Complete evaluation, recommended treatment and pay the costs for the following treatment program within one year at the direction of your probation officer: gambling addiction.
- Complete evaluation, recommended treatment and pay the costs for the following treatment program within one year at the direction of your probation officer: domestic violence.

Jail as a Condition of Probation

Defendant is confined to jail for 90 day(s). Defendant is remanded to the custody of the Douglas 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.

Monetary Terms

Defendant shall be required to pay the following amounts on this count:

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		\$89,000.00
Total		\$89,000.00

Count 13 : Making a False Claim for Health Care Payment

Count number 13, Making a False Claim for Health Care Payment, 165.692, Felony Class C, committed on or between 10/15/2015 and 01/15/2016. Conviction is based upon a Guilty Plea on 09/12/2017.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 13 is 6 and the Criminal History Classification (CHC) is F.

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 ordered to pay a supervision fee.

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:

- No employment providing helath or other dependent care of any in-home services whether by private pay or payment directly or indirectly with Medicaid or Medicare funds, or acting as any person's Power of Attorney or representative except as her daughters' Power of Attorney until daughters turn twenty-one.
- Not apply for benefits for which Defendant is not entitled.

Count 14 : Theft in the First Degree

Count number 14, Theft in the First Degree, 164.055, Felony Class C, committed on or between 10/15/2015 and 01/31/2016. Conviction is based upon a Guilty Plea on 09/12/2017.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 14 is 4 and the Criminal History Classification (CHC) is E.

This sentence is pursuant to the following special factors:

- Sentence per ORS 137.717

The court finds substantial and compelling reason for a Downward Dispositional Departure, as stated on the record. This departure is pursuant to the following aggravating or mitigating factor(s):

- Stipulation of Parties

Probation

Defendant is sentenced to Supervised Probation for a period of 2 year(s) and shall be subject to the following conditions of Probation: Defendant is ordered to pay a supervision fee.

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:

- No employment providing helath or other dependent care of any in-home services whether by private pay or payment directly or indirectly with Medicaid or Medicare funds, or acting as any person's Power of Attorney or representative except as her daughters' Power of Attorney until daughters turn twenty-one.

- Not apply for benefits for which Defendant is not entitled.

COUNTS DISPOSED WITH NO CONVICTION

Count # 1, Making a False Claim for Health Care Payment is Dismissed.

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

Count # 15, Making a False Claim for Health Care Payment is Dismissed.

Count # 16, Aggravated Theft in the First Degree is Dismissed.

Count # 17, Making a False Claim for Health Care Payment is Dismissed.

Count # 18, Aggravated Theft in the First Degree is Dismissed.

Count # 19, Making a False Claim for Health Care Payment is Dismissed.

Count # 20, Aggravated Theft in the First Degree is Dismissed.

Count # 21, Making a False Claim for Health Care Payment is Dismissed.

Count # 22, Aggravated 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: Reina Vancill

Restitution

Payee	Amount
DHS/AR & Receipting Units	\$89,000.00

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	\$89,000.00
Total	\$89,000.00

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:

Douglas County Circuit Court
1036 SE Douglas Avenue
Roseburg, Oregon 97470
P: 541.957.2471
F: <http://courts.oregon.gov/Douglas>

Dated the _____ day of _____, 20____
Signed: 9/28/2017 01:31 PM

Signed: _____

William Marshall, Circuit Court Judge