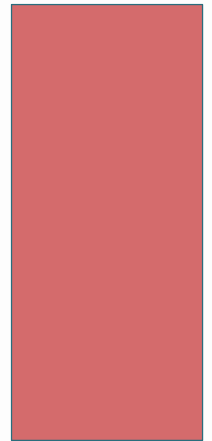


A GUIDE TO THE CRIMINAL “A” AND “B” DOCKETS



Clackamas County Circuit Court



THE TEMPORARY SENTENCING ORDER (TSO)

- At time of plea, the defense attorney shall submit a plea petition.
 - At time of sentencing, the defense attorney is required to submit a Temporary Sentencing Order.
- The attorney should fill out all conditions that are stipulated. Anything that is not agreed upon, should be left blank.
- A separate sheet must be filled out for each count.

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

STATE OF OREGON

CASE NO. _____

Plaintiff

v.

UCJ TEMPORARY SENTENCING ORDER
All Felony & Misdemeanor Counts
Sentencing Date _____

Defendant

Deputy District Attorney: _____ Bar No. _____ Defense Attorney: _____ Bar No. _____

Defendant Appearance: In Person In Custody In Person Out of Custody By Telephone By Video Waived

Representation Status: Court Appointed Privately Retained Found Indigent and Waived Attorney Waived Attorney (Pro Se)

The Court determines that the defendant is convicted of the below listed count(s). Def waives 48 hrs

Count: _____ Offense: _____ Date of Incident: _____

Is a Lesser Included Offense DA Elect Other: _____

Guilty based upon: Guilty Plea No Contest Plea Court Trial Jury Trial: Date of Guilty Finding _____

Statutory Requirements: HIV Blood Draw DNA Blood Draw/Buccal Sample Sex Offender Registration

SENTENCE GUIDELINES Crime Severity _____ Criminal History _____ Stipulated False Gridblock

Presumptive Sentence ORS 137.717 ORS 137.700 Special Factors: _____

Departure Sentence Dispositional Up Down Durational Up Down By Stipulation

Departure Reasons: _____ If probation revoked, sentence would be: _____

PROBATION Type: SUPERVISED BENCH Duration: _____ days / months / years

Defendant subject to all general conditions of probation in ORS 137.540

THE FOLLOWING SPECIAL CONDITIONS OF PROBATION ARE IMPOSED:

Packages: Substance Abuse Sex Abuse Financial Crimes Domestic Violence Other: _____

Community Service _____ Hrs By _____ Other Conditions: _____

Theft Talk _____ By _____

No Contact Victim _____

License Information: Suspend Revoke Type: Drivers Other _____ Duration: _____ days / months / years / lifetime

This conviction for a qualifying misdemeanor crime of domestic violence permanently prohibits you from possessing firearms and ammunition, effective immediately under ORS 166.250 & ORS 166.255. You could be charged with a new crime of Unlawful Possession of a Firearm if you knowingly violate these provisions. You must comply with the terms in the attached Surrender & Return document. You must surrender your firearms according to the instructions in that document within 24 hours and file the required Declaration and Proof of Transfer with the court and DA within 2 court business days.

CLACKAMAS COUNTY JAIL

INCARCERATION: Duration: _____ hours / days CTS No CTS EHD No EHD

Defendant MAY MAY NOT be considered by the supervisory authority for any form of alternative sanction authorized by ORS 423.478.

Exceptions: _____ ELIGIBLE NOT ELIGIBLE for earned time/good time credit.

DEPT OF CORRECTIONS

INCARCERATION: Duration: _____ months / years CTS No CTS

ELIGIBLE NOT ELIGIBLE for earned time/good time credit. ELIGIBLE NOT ELIGIBLE for Transitional Leave ORS 421.168

Defendant MAY MAY NOT be considered by the executing or releasing authority for any for of Reduction in Sentence, Conditional or Supervised Release Program, Temporary Leave from Custody, Work release per ORS 137.750.

Defendant MAY MAY NOT be considered for release on post-prison supervision under ORS 421.508(4) upon successful completion of an alternative incarceration program. **POST-PRISON SUPERVISION** Duration: _____ months / years

PPS Recommendations: _____ PPS Minus Time Served per ORS 144.103.

Remand Immediately Not Remanded / Time Served TSI on _____ by _____ am / pm See attached for blocks.

Consecutive to: _____ Concurrent with: _____

Judgment of Dismissal on counts/Cases: _____ **Judgment of Acquittal on counts:** _____

MONEY AWARD Fine \$ _____ Suspended \$ _____ Waive all fines, fees, and assessments

Intoxication Conviction Fee (ORS 813.030) \$255; Bench Probation Fee \$100 Atty Fees \$ _____ Waived

Comp Fine: \$ _____ Victim: _____ Restitution: See restitution schedule TBD J/S with case no. _____

Leave Restitution Open 90 Days. *NOTE: If a fine is imposed the statutory assessments and fees applicable to each conviction shall be imposed by the Clerk of the Court.*

PAYMENT TERMS: Report to collections clerk, Clackamas County Courthouse, 807 Main Street 104 to set up a payment plan immediately following court or w/in 24hours of release from custody. _____

Dated: _____ Judge (Signature) _____ Name of Judge (printed) _____

* I have reviewed the contents of the TSO and it appears consistent with sentence announced by the court: DDA: _____ Defense Attorney: _____

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

STATE OF OREGON

CASE NO. _____

Plaintiff

v.

UCJ TEMPORARY SENTENCING ORDER

Supplemental Page

Defendant

The Court determines that the defendant is convicted of the below listed count(s).

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Is a Lesser Included Offense DA Elect Other: _____

Guilty based upon: Guilty Plea No Contest Plea Court Trial Jury Trial: Date of Guilty Finding _____

Statutory Requirements: HIV Blood Draw DNA Blood Draw/Buccal Sample Sex Offender Registration

SENTENCE GUIDELINES Crime Severity _____ Criminal History _____ Stipulated False Gridblock

Presumptive Sentence ORS 137.717 ORS 137.700 Special Factors: _____

Departure Sentence Dispositional Up Down Durational Up Down By Stipulation

Departure Reasons: _____ If probation revoked, sentence would be: _____

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Defendant subject to all general conditions of probation in ORS 137.540

THE FOLLOWING SPECIAL CONDITIONS OF PROBATION ARE IMPOSED:

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Community Service _____ Hrs By _____ Other Conditions: _____

Theft Talk _____ By _____

No Contact Victim _____

License Information: Suspend Revoke Type: Drivers Other _____ Duration: _____ days / months / years / lifetime

This conviction for a qualifying misdemeanor crime of domestic violence permanently prohibits you from possessing firearms and ammunition, effective immediately under ORS 166.250 & ORS 166.255. You could be charged with a new crime of Unlawful Possession of a Firearm if you knowingly violate these provisions. You must comply with the terms in the attached Surrender & Return document. You must surrender your firearms according to the instructions in that document within 24 hours and file the required Declaration and Proof of Transfer with the court and DA within 2 court business days.

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Comp Fine: \$ _____ Victim: _____ Restitution: See restitution schedule TBD J/S with case no. _____

Leave Restitution Open 90 Days. *NOTE: If a fine is imposed the statutory assessments and fees applicable to each conviction shall be imposed by the Clerk of the Court.*

PAYMENT TERMS: Report to collections clerk, Clackamas County Courthouse, 807 Main Street 104 to set up a payment plan immediately following court or w/in 24hours of release from custody. _____

Dated: _____ Judge (Signature) _____ Name of Judge (printed) _____

* I have reviewed the contents of the TSO and it appears consistent with sentence announced by the court: DDA: _____ Defense Attorney: _____

INFORMATION, GUIDELINES AND TIPS

FOR THE CRIMINAL "A" AND "B" DOCKET

UNIFORM CRIMINAL JUDGMENT (UCJ): The UCJ will no longer be created live during court. The judge will sign the temporary sentencing order court and copies will be distributed. A UCJ will be done w/in 24-48 hours.

DOCKET START TIMES: The dockets will start at 8:30 a.m. / 10:00 a.m. Please appear 15 minutes before these times and check in with the Deputy District Attorney. Once you know how you will be moving forward with the case, please check in with the courtroom clerk/Bailiff.

ATTORNEY COURTROOM ASSIGNMENT: All of your matters will be assigned to one courtroom. Calendaring for A and B Docket will be based on the last name of the attorney (not the client).

Plan to remain in the courtroom until all of your cases have been completed.

CRIMINAL SHORT HEARING DOCKET: The 1:30 pm Criminal Complex Docket has now been replaced with the Criminal Short Hearing Docket. Tuesdays / Thursdays will be reserved for contested PV hearings and contested diversion revocation hearings. Mon / Wed / Friday will be used for out of custody modifications of release and out of custody lift no contact order hearings.

IN-CUSTODY PROBATION VIOLATION (PV) HEARINGS: In-custody PV hearings will be scheduled within 5-7 days of arraignment and, if stipulated, will be resolved at the first setting. A probation officer will not be present at the first setting . If you wish to discuss the case with the probation officer, you will need to contact them by email or telephone. CIDC Attorney appointments will be automatically made and the defense attorney will be notified by email of their appointment within 24 hours of arraignment. If the PV hearing is contested, it will be reset to the following week on Tuesday or Thursday at 1:30 p.m. If you know in advance of the first hearing that this will be a contested hearing, call the Criminal Unit to reschedule the initial appearance to a contested appearance docket (Tuesday or Thursday at 1:30 p.m.).

TRIAL AND HEARINGS CALENDARED AT THE SAME TIME: If an attorney will be appearing in a trial and the attorney has additional hearing(s) set in other cases, the attorney will need to reset the hearing(s) to a different date. The trial needs to be ready to begin as close to 9:00 a.m. as possible.

ADD ON CASES: If the defendant has other cases and you want them to track together, you must notify the criminal unit by 11:00 am the day prior to the hearing in order for the case to make the docket.

MATTERS THAT WILL CONTINUE TO BE DONE ON PAPER: Certain matters will continue to be done on paper, as follows:

- Contempt of Court
- Diversion
- Probation Violation
- Support Enforcement

QUESTIONS? CONTACT A CRIMINAL CLERK: The criminal clerks can be reached at **503-655-8643 x 1** or by email at CLA-Criminal@ojd.state.or.us.

PROBATION PACKAGES

IF THE PROBATION INCLUDES A CLACKAMAS COUNTY PROBATION PACKAGE, THE FOLLOWING CONDITIONS WILL APPLY.

Substance Abuse Package

- Obey all laws, court orders, and conditions of probation.
- Pay all fines, fees, costs, assessments and restitution set forth in the Money Judgment section of this order.
- Keep the court advised of current mailing address at all times.
- Obtain a substance abuse evaluation as directed by the probation officer and follow through with any treatment recommendations, including inpatient treatment and comply with all follow-up treatment. Defendant shall be responsible for the evaluation fee and successfully complete and pay for any treatment recommendation by the evaluator.
- Not use or possess alcoholic beverages (includes "near beer"), intoxicants, inhalants or controlled substances (with the exception of a controlled substance used for a physician-approved purpose such as approved use of medical marijuana) and shall notify the probation officer of any prescription or approval given by a medical provider, including approval to use medical marijuana through the Oregon Medical Marijuana Program.
- Not enter or frequent any establishment whose primary income is derived from the sale of alcohol beverages and shall not frequent places where narcotics are used, sold, or kept.
- Not possess any narcotics paraphernalia, including smoking devices, and shall not associate with any person known to use, sell or possess illegal drugs or narcotics.
- Submit to monitored testing at the direction of the probation officer at defendant's expense.
- Take Antabuse if medically able and if directed by the probation officer.
- Not drive without license and insurance and shall be subject to the requirements of the Guardian Interlock System per DMV policies for a hardship license.
- If the crime of conviction is a DUII, attend a DUII Victim's Panel within 60 days of this judgment.
- Attend recovery support meetings at the direction of the probation officer.
- Submit defendant's person, residence, vehicle or property, including computers, to search by the probation officer at any time without benefit of a search warrant when the probation officer has reasonable grounds to believe that such a search will reveal evidence of a violation of this probation.
- Report as required and abide by the direction of the supervising officer.
- Report to collections clerk, Clackamas County Courthouse, 807 Main Street, Room 104 to set up a payment plan immediately following court or w/in 24 hours of release.
- Report to Clackamas County Corrections, 1024 Main Street, Oregon City immediately following court or w/in 24 hours of release.

Domestic Violence Package

- Obey all laws, court orders, and conditions of probation.
- Pay all fines, fees, costs, assessments and restitution set forth in the Money Judgment section of this order.
- Keep the court advised of current mailing address at all times.
- Have no direct, indirect or third party contact with: _____ unless authorized in writing by the probation officer.
- Enter and complete an approved batterer's intervention program as directed by the probation officer. Maintain the same batterer's intervention provider unless specifically authorized in writing by the probation officer.
- Consent to the sharing of information between public and private agencies, agents and persons who are deemed essential in assessing and monitoring contact and participation in the batterer's intervention program.
- Consent to, and cooperate with, any plan deemed necessary by probation officer and/or batterer's intervention provider to maintain and monitor offense-free behavior for the duration of probation. Be financially responsible for all reasonable counseling costs incurred by the victim(s).
- Consent to and cooperate with polygraphic examinations when deemed necessary by batterer's intervention provider and/or probation officer. Be financially responsible for polygraphic examinations.
- Enter and complete an approved parenting class as directed by the probation officer.
- Consent to review of telephone records when deemed necessary by the probation officer.
- Disclose nature of conviction to any domestic partner.
- No possession of firearms or ammo. Surrender and transfer possession of all firearms and ammo pursuant to ORS.
- Submit defendant's person, residence, vehicle or property, including computers, to search by the probation officer at any time without benefit of a search warrant when the probation officer has reasonable grounds to believe that such a search will reveal evidence of a violation of this probation. Report as required and abide by the direction of the supervising officer.
- Report to collections clerk, Clackamas County Courthouse, 807 Main Street, Room 104 to set up a payment plan immediately following court or w/in 24 hours of release.
- Report to Clackamas County Corrections, 1024 Main Street, Oregon City immediately following court or w/in 24 hours of release.

Sex Offender Package

- Obey all laws, court orders, and conditions of probation.
- Pay all fines, fees, costs, assessments and restitution set forth in the Money Judgment section of this order.
- Keep the court advised of current mailing address at all times.
- Have no contact with any female or male under the age of 18, unless authorized by probation officer.
- Consent to and cooperate with polygraph examinations when deemed necessary by the therapist and/or probation officer.
- Consent to and cooperate with penile plethysmographic assessments when deemed necessary by therapist and/or probation officer.
- Be financially responsible for all counseling costs incurred by the victim(s).
- Consent to the sharing of assessment and treatment information between public and private agencies, agents and persons who are deemed essential in assessing, monitoring and mediating treatment for sexual deviancy problems.
- Not possess or use at any time any type of pornography including, but not limited to written, telephonic, computer-based pictures, video tapes, DVD or audio tapes, or frequent establishments associated with the sex industry.
- Enter and complete a sex offender treatment program as directed by probation officer.
- Consent to and cooperate with, any plan deemed necessary by probation officer and/or therapists to maintain and monitor offense-free behavior for the duration of probation.
- Not be involved in any organizations which would place the defendant in direct contact with children, i.e., Boy Scouts, Girl Scouts, 4-H, Big Brother or Big Sister programs, Sunday School teaching, etc
- Not frequent places that exist primarily for the enjoyment of children, i.e., circuses, amusement parks, zoos, etc.
- If required to report as a sex offender under ORS 163A., 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 blood testing for DNA purposes - and HIV testing with release of information to victim(s).
- Submit defendant's person, residence, vehicle or property, including computers, to search by the probation officer at any time without benefit of a search warrant when the probation officer has reasonable grounds to believe that such a search will reveal evidence of a violation of this probation. Report as required and abide by the direction of the supervising officer.
- Report to collections clerk, Clackamas County Courthouse, 807 Main Street, Room 104 to set up a payment plan immediately following court or w/in 24 hours of release.
- Report to Clackamas County Corrections, 1024 Main Street, Oregon City immediately following court or w/in 24 hours of release.

Financial Crimes Package

- Obey all laws, court orders, and conditions of probation.
- Pay all fines, fees, costs, assessments and restitution set forth in the Money Judgment section of this order.
- Keep the court advised of current mailing address at all times.
- Advise current and any future employer, including temporary agencies, of this probation and the nature of the crime. Probation officer may discuss details of the crime of conviction with employer. Provide probation officer with employment information and allow communication between employer and probation officer for purposes of monitoring compliance with probation conditions.
- Do not accept any employment which includes the handling of money, i.e., cash, checks, credit cards, or bank cards, accounts payable, without the permission of probation officer and making full disclosure to employer.
- Do not change employment or job duties without prior permission of probation officer and report any changes of supervisor to probation officer immediately.
- Permit probation officer to visit place of employment.
- Provide complete personal financial records, i.e., tax records, household income and expenses, bank statement, etc. to probation officer upon request.
- Prior to engaging in any financial transaction over \$200, obtain permission from probation officer.
- Polygraphic examination at own expense upon request of parole/probation officer pertaining to employment and financial matters only.
- Submit defendant's person, residence, vehicle or property, including computers, to search by the probation officer at any time without benefit of a search warrant when the probation officer has reasonable grounds to believe that such a search will reveal evidence of a violation of this probation.
- Report as required and abide by the direction of the supervising officer.
- Report to collections clerk, Clackamas County Courthouse, 807 Main Street, Room 104 to set up a payment plan immediately following court or w/in 24 hours of release.
- Report to Clackamas County Corrections, 1024 Main Street, Oregon City immediately following court or w/in 24 hours of release.