

State of Oregon vs. Dennis Lee Sturgell Sr, Case No. 088082

Attachment 3

ILED

JAN 21 2009

Trial Court Administrator
Docketed By _____

In the Circuit Court of the State of Oregon for Clatsop County

State of Oregon,
Plaintiff,

vs.

Dennis Lee Sturgell Sr,
Defendant.

Case No.: 086082

JUDGMENT

Case File Date: 04/08/2008
District Attorney File #: 08-523

DEFENDANT

True Name: Dennis Lee Sturgell Sr Sex: Male
Date of Birth: 08/29/52
Fingerprint Control No (FPN): 00000000

HEARING

Proceeding Date: 01/28/2009

Judge: Cindee S Matyas

Court Reporter: Electronic FTR

Defendant did not appear. The defendant was represented by Attorney(s) Stephen L Roman, OSB Number 73257.

Plaintiff appeared by and through Beau V Peterson, OSB Number 06465.

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: Prohibitions Taking/Buying/Selling/Handling Food Fish

Count number 1, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, ORS 509.006, a Class A Misdemeanor reduced to a Class A Violation, DA Elect, committed on or about 07/01/2006.

Conviction is based upon a plea of Guilty on 01/28/2009.

Monetary Terms

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

Fees and Assessments: Payable to the Court.

DA/Def/Roman/ODFW/NOAA

State of Oregon vs. Dennis Lee Sturges Sr, Case No. 08002

Type	Amount	Modifier	Reduction	Actual Owed
Fine	\$9,926.00			\$9,926.00
Unitary Assessment	\$37.00			\$37.00
Total	\$9,963.00			\$9,963.00

Count 2: Prohibitions Taking/Buying/Selling/Handling Food Fish

Count number 2, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, ORS 509.006, a Class A Misdemeanor reduced to a Class A Violation, DA Elect, committed on or about 08/01/2006.

Conviction is based upon a plea of Guilty on 01/28/2009.

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	\$4,000.00			\$4,000.00
Unitary Assessment	\$37.00			\$37.00
Total	\$4,037.00			\$4,037.00

Compensatory Fine/Restitution:

A compensatory fine is ordered to be paid to the court and disbursed to the payee(s) named below.

Payee	Not To Exceed	Amount
Odfw	N	\$1,000.00
Total		\$1,000.00

COUNTS DISPOSED WITH NO CONVICTION

Count # 3, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

Count # 4, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

Count # 5, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

Count # 6, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

Count # 7, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

Count # 8, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

State of Oregon vs. Dennis Lee Sturgell Sr, Case No. 080082

MONEY AWARD

Judgment Creditor: State of Oregon

Judgment Debtor: Dennis Lee Sturgell Sr

Compensatory Fine

Payee	Amount
Odfw	\$1,000.00

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	Actual Owed
Compensatory Fine	\$1,000.00
Fine	\$13,928.00
Unitary Assessment	\$74.00
Total	\$15,000.00

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 made as follows:

Payment shall be made Monthly in minimum payments of \$1,000.00 beginning on 02/15/2009 and continuing until paid in full.

Payable to:

**Clatsop County Circuit Court
P.O. Box 835
Astoria, OR 97103**

Dated the 28 day of January, 2009

Signed: Cindee S Matyas
Cindee S Matyas



COURT ORDER FOR FISH AND WILDLIFE COMMISSION TO REVOKE LICENSE, TAG OR PERMIT

FILED
CLATSOP CIRCUIT COURT

2009 FEB -5 PM 3:37

COURT TYPE Please circle court type below

1. DISTRICT 2. CIRCUIT 3. JUSTICE 4. JUVENILE 5. MUNICIPAL

6. DISTRICT COURT (25.750-25.783 only) TRIAL COURT CLERK

Court Jurisdiction Clatsop County Docket No. _____

Charge Prohibitions Taking/Buying/Handling/Selling Food Fish BY _____

Citation No. 08-6082 Date of Conviction 1/28/09

Name of Defendant Dennis Lee Sturgell Sr. Birthdate 8/29/52

Address PO Box 45

City ASTORIA State OR Zip 97103

Pursuant to ORS 497.415, 497.435 or 25.750 - 25.783 I hereby order the Oregon Department of Fish and Wildlife to revoke defendant's license/tag number _____

PRIVILEGE REVOKED:

___ 1. HUNTING ___ 2. ANGLING ___ 3. BOTH HUNTING AND FISHING ___ 7. SHELLFISH

NUMBER OF MONTHS SUSPENDED: _____ MONTHS
(MINIMUM OF 24 MONTHS FOR FIRST OFFENSE)

- The above license and/or tag has been taken by the court pursuant to subsection (3) of ORS 497.415 and is attached hereto.
- The Oregon State Police acting for the court pursuant to subsection (3) of ORS 497.415 are directed to take up the above license and/or tag and forward it to the Oregon Department of Fish and Wildlife.

- Type of Suspension: ___ 1. ORS 497.415 All charges other than hunting closed season. Suspend from date of order.
- ___ 2. ORS 497.435 Charged with hunting closed season. Suspend from date of Conviction
- ___ 3. ORS 25.750 Has not entered into a payment agreement or is not in compliance with payment agreement entered into with Department of Justice, Support Enforcement Division. Suspend until reinstated.

Suspend from ___/___/___ until ___/___/___ Concurrent ___ Consecutive

RESTITUTION:

- A. A restitution/compensatory fine of \$ 1000⁰⁰ has been ordered by the court. (Attach restitution documentation to this form.)
- B. ___ NONE

Dated at ASTORIA OR, this 28 day of JAN, 2 009.

[Signature]
Judge's Signature

ODFW ONLY
COUNTY
CODE _____

Send one copy to ODFW, 3406 Cherry Avenue, Salem, OR 97303

State of Oregon vs. Dennis Lee Sturgell Sr, Coza No. 086082

RECEIVED FILED

JAN 23 2009

Trial Court Administrator
Docketed By _____

In the Circuit Court of the State of Oregon for Clatsop County

State of Oregon,
Plaintiff,

vs.

Dennis Lee Sturgell Sr,
Defendant.

Case No.: 086082

JUDGMENT

Case File Date: 04/08/2008
District Attorney File #: 08-523

DEFENDANT

True Name: Dennis Lee Sturgell Sr Sex: Male
Date of Birth: 08/29/52
Fingerprint Control No (FPN): 00000000

HEARING

Proceeding Date: 01/28/2009

Judge: Cindee S Matyas

Court Reporter: Electronic FTR

Defendant did not appear. The defendant was represented by Attorney(s) Stephen L Roman, OSB Number 73257.

Plaintiff appeared by and through Beau V Peterson, OSB Number 06465.

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Conviction is based upon a plea of Guilty on 01/28/2009.

Monetary Terms

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

Fees and Assessments: Payable to the Court.

✓/ ✓
Page 1 of 3
Document Type: Judgment

DA/Def/Roman/ODFW/NOAA

State of Oregon vs. Darrin Lee Sturgell Sr, Case No. 080082

Type	Amount	Modifier	Reduction	Actual Owed
Fine	\$9,926.00			\$9,926.00
Unitary Assessment	\$37.00			\$37.00
Total	\$9,963.00			\$9,963.00

Count 2: Prohibitions Taking/Buying/Selling/Handling Food Fish

Count number 2, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, ORS 509.006, a Class A Misdemeanor reduced to a Class A Violation, DA Elect, committed on or about 08/01/2006.

Conviction is based upon a plea of Guilty on 01/28/2009.

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	\$4,000.00			\$4,000.00
Unitary Assessment	\$37.00			\$37.00
Total	\$4,037.00			\$4,037.00

Compensatory Fine/Restitution:

A compensatory fine is ordered to be paid to the court and disbursed to the payee(s) named below.

Payee	Not To Exceed	Amount
Odfw	N	\$1,000.00
Total		\$1,000.00

COUNTS DISPOSED WITH NO CONVICTION

Count # 3, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

Count # 4, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

Count # 5, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

Count # 6, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

Count # 7, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

Count # 8, Violation of General Prohibitions Regarding the Taking, Possessing, Buying, Selling or Handling of Food Fish, is Judgment Dismissal Criminal.

State of Oregon vs. Dennis Lee Sturgell Sr. Case No. 080082

MONEY AWARD

Judgment Creditor: State of Oregon

Judgment Debtor: Dennis Lee Sturgell Sr

Compensatory Fine

Payee	Amount
Odfw.	\$1,000.00

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	Actual Owed
Compensatory Fine	\$1,000.00
Fine	\$13,928.00
Unitary Assessment	\$74.00
Total	\$15,000.00

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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 made as follows:

Payment shall be made Monthly in minimum payments of \$1,000.00 beginning on 02/15/2009 and continuing until paid in full.

Payable to:

Clatsop County Circuit Court
P.O. Box 835
Astoria, OR 97103

Dated the 28 day of January, 2009

Signed: Cindee S Matyas
Cindee S Matyas



COURT ORDER FOR FISH AND WILDLIFE COMMISSION TO REVOKE LICENSE, TAG OR PERMIT

FILED
CLATSOP CIRCUIT COURT

2009 FEB -5 PM 3:37

COURT TYPE: Please circle court type below

1. DISTRICT 2. CIRCUIT 3. JUSTICE 4. JUVENILE 5. MUNICIPAL

6. DISTRICT COURT (25.750-25.783 only) 7. JURY TRIAL (25.750-25.783 only) 8. DISTRICT COURT (25.750-25.783 only) 9. DISTRICT COURT (25.750-25.783 only)

Court Jurisdiction Clatsop County Docket No. _____

Charge Prohibitions Taking/Buying/Handling/Selling Food Fish BY _____

Citation No. 08-16082 Date of Conviction 1/28/09

Name of Defendant Dennis Lee Sturgell Sr. Birthdate 8/29/52

Address PO Box 45

City ASTORIA State OR Zip 97103

Pursuant to ORS 497.415, 497.435 or 25.750 - 25.783 I hereby order the Oregon Department of Fish and Wildlife to revoke defendant's license/tag number _____

PRIVILEGE REVOKED:

1. HUNTING 2. ANGLING 3. BOTH HUNTING AND FISHING 7. SHELLFISH

NUMBER OF MONTHS SUSPENDED: _____ MONTHS
(MINIMUM OF 24 MONTHS FOR FIRST OFFENSE)

- The above license and/or tag has been taken by the court pursuant to subsection (3) of ORS 497.415 and is attached hereto.
- The Oregon State Police acting for the court pursuant to subsection (3) of ORS 497.415 are directed to take up the above license and/or tag and forward it to the Oregon Department of Fish and Wildlife.

Type of Suspension: 1. ORS 497.415 All charges other than hunting closed season. Suspend from date of order.

2. ORS 497.435 Charged with hunting closed season. Suspend from date of Conviction

3. ORS 25.750 Has not entered into a payment agreement or is not in compliance with payment agreement entered into with Department of Justice, Support Enforcement Division. Suspend until reinstated.

Suspend from ___/___/___ until ___/___/___ Concurrent ___ Consecutive

RESTITUTION:

- A. A restitution/compensatory fine of \$ 1000.00 has been ordered by the court. (Attach restitution documentation to this form.)
- B. NONE

Dated at ASTORIA OR, this 28 day of JAN, 2009.

[Signature]
Judge's Signature

ODFW ONLY
COUNTY
CODE _____

Send one copy to ODFW, 3406 Cherry Avenue, Salem, OR 97303

Print Key Output

5722SS1 V5R4M0 060210

SCA

03/10/09 15:43:12

Display Device : SGI0005

User : DOJUSER60

D60 3/10/09 3:43 PM

Display Remote Case Tillamook County Courts Status Closed INAC

Case#..... 076109 Oregon State Of/Sturgell Dennis Lee
Offense Misdemeanor - Exceed Number of Crab Pot - A/MIS*

ROLE	PLAINTIFF	ATTORNEY
1 Plaintiff	Oregon State Of	Stevens Joel W

ROLE	DEFENDANT	
1 Defendant.....	Sturgell Dennis Lee	Birth Dt.. 8/29/52
Sex.....	Male	Hght/Wght. 509 205
Drivers License.....	1459772 OR	Hair..... Brown
Phone#.....		Eyes..... Brown
Control#.....	76761484	Race..... Caucasian
Address.....		
	PO BOX 45	
	HAMMOND	OR 97121
Booking#.....	067481	Arrest Dt. 5/14/07
3 Prv Rtnd.....	Tuthill John	Bar#..... 76365

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Print Key Output

5722SS1 V5R4M0 060210

SCA

03/10/09 15:44:45

Display Device : SGI0005
User : DOJUSER60

Display Remote Case Tillamook County Courts D60 3/10/09 3:44 PM
Case#..... 076109 Oregon State Of/Sturgell Dennis Lee Status Closed INAC
Offense Misdemeanor - Exceed Number of Crab Pot - A/MIS*

Incident Date..... 1/25/07
Date Charged/Issued. Citation#.
Current Plea..... 10/01/07 Plea Entry of Not Gui Security..
Disposition..... 2/06/09 Judgment Dismissal CriPlate#....

Count..... 3
3 TIL 63500555 Unlawful Use Com Crab Pot A/MIS
Status..... Convicted Date..... 2/06/09
Incident Date..... 1/31/07
Date Charged/Issued. Citation#.
Current Plea..... 2/06/09 Plea Entry of Guilty Security..
Disposition..... 2/06/09 Convicted Plate#....
1 Sentence Date..... 2/06/09
Status..... Date..... +

Print Key Output

5722SS1 V5R4M0 060210

SCA

03/10/09 15:45:34

Display Device : SGI0005
User : DOJUSER60

D60 3/10/09 3:45 PM

Display Remote Case Tillamook County Courts Status Closed INAC
Case#..... 076109 Oregon State Of/Sturgell Dennis Lee
Offense Misdemeanor - Exceed Number of Crab Pot - A/MIS*

Jail..... 30 day(s)
Condition..... Non-Probation Conditions
Restitution..... \$41,200.00
Payee Odfw Victim
Credit for Time Served
Sentence Conditions..35B Return Property Seize 3/01/09
35A Forfeit Property

Count..... 4
4 TIL 63500555 Unlawful Use Com Crab Pot A/MIS
Status..... Convicted Date..... 2/06/09
Incident Date..... 1/23/07
Date Charged/Issued. Citation#.
Current Plea..... 2/06/09 Plea Entry of Guilty Security..
Disposition..... 2/06/09 Convicted Plate#....

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Print Key Output

5722SS1 V5R4M0 060210

SCA

03/10/09 15:46:32

Display Device : SGI0005
User : DOJUSER60

Display Remote Case Tillamook County Courts D60 3/10/09 3:46 PM
Status Closed INAC
Case#..... 076109 Oregon State Of/Sturgell Dennis Lee
Offense Misdemeanor - Exceed Number of Crab Pot - A/MIS*

2 Sentence Date..... 2/06/09
Status..... Date.....
Jail..... 30 day(s)
Condition..... Non-Probation Conditions
Credit for Time Served
Sentence Conditions..35B Return Property Seize 3/01/09
35A Forfeit Property

Count..... 5
5 TIL 63500555 Unlawful Use Com Crab Pot A/MIS
Status..... Judgment Dismissal Criminal Date..... 2/06/09
Incident Date..... 1/23/07
Date Charged/Issued. Citation#.
Current Plea..... 10/01/07 Plea Entry of Not Gui Security..
Disposition..... 2/06/09 Judgment Dismissal CriPlate#....

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5722SS1 V5R4M0 060210

SCA

03/10/09 15:42:34

Display Device : SGI0005
User : DOJUSER60

D60 3/10/09 3:42 PM

Display Remote Case Tillamook County Courts Status Closed INAC
Case#..... 076109 Oregon State Of/Sturgell Dennis Lee
Offense Misdemeanor - Exceed Number of Crab Pot - A/MIS*

Case Filed Date..... 4/10/07 Starting Instrument.. Complaint
1st Appearance Date. 5/14/07 Origin..... Original filing
Ready For Trial..... Originating Agency... Tillamook Co District
First Setting Date.. 5/27/08 Originating Agency#..
Trial Scheduled Date Previous Court.....
Trial Start Date.... Previous Court Case#.
Length of Trial..... Previous Decision....
Disposition Date.... 2/06/09 Master Case Number...
Final Order Date.... 2/06/09 Relation to Master...
Reinstated Date..... Termination Stage....
Termination Type.....

Citation in Lieu#... Judgment Type..... Creates Judgment Lien
District Attorney... Judgment Status..... Unsatisfied
Booking#..... 067481 Judgment Volume/Page.

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