

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

State of Oregon,)
Plaintiff,)

vs.)

Perry Anath Kanury,)
Defendant.)

Case No.: 083450

JUDGMENT

Case File Date: 08/18/2008
District Attorney File #: 08-2027

DEFENDANT

True Name: Perry Anath Kanury
Date of Birth: 06/04/85
Fingerprint Control No (FPN): 54842587

Sex: Male

HEARING

Proceeding Date: 03/20/2009

Judge: Sheryl M Bachart

Media No.: LNN032009

Court Reporter: Electronic - Tmf Reporter

Defendant appeared in person and was not in custody. The defendant was represented by Attorney(s) Bruce Lane Mccrum, OSB Number 88263.

Plaintiff appeared by and through Brian J Gardner, OSB Number 08009.

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: Aggravated Theft in the First Degree

Count number 1, Aggravated Theft in the First Degree, ORS 164.057, a Class B Felony, committed on or about 01/01/2007.

Conviction is based upon a plea of Guilty on 03/20/2009.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 1 is 5 and the Criminal History Classification (CHC) is I.

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1,3,4) State 4-1-11
9) Courts 4-1-14

BET/DF

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 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:

- 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.
- Refrain from knowingly associating with persons known by the defendant to be engaged in criminal activities.
- NOT OWN, POSSESS OR CONTROL any firearm.
- Report IMMEDIATELY UPON RELEASE to Lincoln County Community Corrections office located on West Olive Street in Newport, Oregon. Telephone number: (541) 265-8851.
- Abide by the rules and regulations of the Department of Corrections, including the general conditions of probation.
- Pay a supervision fee where the monthly amount is \$35.00. Per the provisions of law, this fee may be reduced or waived entirely by the community corrections program director in cases of financial hardship or when otherwise in the interest of the person's rehabilitation.
- 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.
- Submit blood or buccal sample and thumbprint pursuant to ORS 137.076.
- DEFENDANT MUST FORFEIT TO THE STATE ALL EVIDENCE SEIZED IN THIS CASE.
- DEFENDANT SHALL NOT OPERATE/OWN HIS OWN FISHING VESSEL.
- Defendant is prohibited from engaging in ANY commercial fishing activity out of Yaquina Bay during the term of probation. This prohibition is to make enforceable an order of no contact with any named vessel in the indictment, individually named victims, their equipment, gear and any premises their equipment and gear would likely be stored and/or used.

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
County Jail Asmt	\$54.00			\$54.00
Fine	\$1,000.00			\$1,000.00
LE Medical Asmt	\$5.00			\$5.00
SC Facility Asmt	\$7.00			\$7.00
Unitary Assessment	\$107.00			\$107.00
Total	\$1,173.00			\$1,173.00

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
Oregon Crabbers Protective Ass	N	\$5,000.00
Dan Skauge	N	\$6,000.00
David Riccio	N	\$800.00
Chad Hoefler	N	\$700.00
Richard Wood	N	\$1,200.00
Doug Morrison	N	\$1,200.00
Jay Hebert	N	\$400.00
Ted Gibson	N	\$200.00
Mike Pettis	N	\$200.00
Stuart Schuttpelz	N	\$100.00
Total		\$15,800.00

Restitution shall be dispersed by the court clerk so that victim(s) are satisfied in the sequence listed.

Count 3: Theft in the First Degree

Count number 3, Theft in the First Degree, ORS 164.055, a Class C Felony, committed on or about 05/01/2008. Conviction is based upon a plea of Guilty on 03/20/2009.

Sentencing Guidelines

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

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:

- Submit blood or buccal sample and thumbprint pursuant to ORS 137.076.
- THE CONDITIONS OF PROBATION ON COUNT 3 SHALL BE THE SAME AS THE CONDITIONS IMPOSED IN COUNT 1.

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
County Jail Asmt	\$54.00			\$54.00
Fine	\$500.00			\$500.00
LE Medical Asmt	\$5.00			\$5.00
SC Facility Asmt	\$7.00			\$7.00
Unitary Assessment	\$107.00			\$107.00
Total	\$673.00			\$673.00

Count 4: Theft in the First Degree

Count number 4, Theft in the First Degree, ORS 164.055, a Class C Felony, committed on or about 01/01/2007. Conviction is based upon a plea of Guilty on 03/20/2009.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 4 is 2 and the Criminal History Classification (CHC) is I.

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:

- Submit blood or buccal sample and thumbprint pursuant to ORS 137.076.
- THE CONDITIONS OF PROBATION ON COUNT 4 SHALL BE THE SAME AS THE CONDITIONS IMPOSED IN COUNT 1.

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
County Jail Asmt	\$54.00			\$54.00
Fine	\$500.00			\$500.00
LE Medical Asmt	\$5.00			\$5.00
SC Facility Asmt	\$7.00			\$7.00
Unitary Assessment	\$107.00			\$107.00
Total	\$673.00			\$673.00

Count 9: Theft in the Second Degree

Count number 9, Theft in the Second Degree, ORS 164.045, a Class A Misdemeanor, committed on or about 01/01/2007.

Conviction is based upon a plea of Guilty on 03/20/2009.

Suspended Imposition of Sentence

Imposition of sentence is suspended.

Probation

Defendant is placed on Bench Probation for a period of 60 month(s).

Defendant is subject to the following Conditions of Probation:

Defendant shall:

- THE CONDITIONS OF PROBATION ON COUNT 9 SHALL BE THE SAME AS THE CONDITIONS IMPOSED IN COUNT 1.

Jail as a Condition of Probation

Be confined to the jail for 120 day(s). Defendant may receive credit for time served. For substantial and compelling reasons set forth on the record, defendant shall be denied any reduction in sentence, work release or temporary leave from custody provided for in ORS 137.750 and ORS 137.752. The defendant may not be considered by the supervisory authority for any form of alternative sanction authorized by ORS 423.478, and defendant shall pay any required per diem fees.

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
County Jail Asmt	\$54.00			\$54.00
Fine	\$500.00			\$500.00
LE Medical Asmt	\$5.00			\$5.00
SC Facility Asmt	\$7.00			\$7.00
Unitary Assessment	\$67.00			\$67.00
Total	\$633.00			\$633.00

COUNTS DISPOSED WITH NO CONVICTION

- Count # 2, Criminal Mischief in the First Degree, is Judgment Dismissal Criminal.
- Count # 5, Theft in the First Degree, is Judgment Dismissal Criminal.
- Count # 6, Theft in the First Degree, is Judgment Dismissal Criminal.
- Count # 7, Theft in the Second Degree, is Judgment Dismissal Criminal.
- Count # 8, Theft in the Second Degree, is Judgment Dismissal Criminal.
- Count # 10, Theft in the Second Degree, is Judgment Dismissal Criminal.

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: Perry Anath Kanury

Restitution

Payee	Amount
Oregon Crabbers Protective Ass	\$5,000.00
Dan Skauge	\$6,000.00
David Riccio	\$800.00
Chad Hoefer	\$700.00
Richard Wood	\$1,200.00
Doug Morrison	\$1,200.00
Jay Hebert	\$400.00

Payee	Amount
Ted Gibson	\$200.00
Mike Pettis	\$200.00
Stuart Schuttpelz	\$100.00

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
Restitution	\$15,800.00
County Jail Asmt	\$216.00
Fine	\$2,500.00
LE Medical Asmt	\$20.00
SC Facility Asmt	\$28.00
Unitary Assessment	\$388.00
Total	\$18,952.00

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 \$100.00 beginning on 09/01/2009 and continuing until paid in full.

Payable to:

Office of Trial Court Administrator
 225 W Olive St., Room 202, PO Box 100
 Newport, OR 97365

Dated the 2nd day of April, 2009

Signed: Sheryl M Bachart
 Sheryl M Bachart

PC/EC: DA DEF ATTY
 JAIL LCCC CJC
 W/C C/S DMV

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

State of Oregon,
Plaintiff,

vs.

Perry A Kanury,
Defendant.

)
)
) Case No.: 084231

)
) **JUDGMENT**

)
) Case File Date: 10/06/2008
) District Attorney File #: 08-2499

DEFENDANT

True Name: Perry A Kanury
Date of Birth: 06/04/85
Fingerprint Control No (FPN): 54849213

Sex: Male

ENTERED

2009 APR -3 AM 8:11

HEARING

Proceeding Date: 03/20/2009

Judge: Sheryl M Bachart

Media No.: LNN032009

Court Reporter: Electronic - Tmf Reporter

Defendant appeared in person and was not in custody. The defendant was represented by Attorney(s) Bruce Lane Mccrum, OSB Number 88263.

Plaintiff appeared by and through Brian J Gardner, OSB Number 08009.

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: Waste Of Food Fish

Count number 1, Waste Of Food Fish, ORS 509112, a Class A Misdemeanor, committed on or about 08/18/2008.

Conviction is based upon a plea of Guilty on 03/20/2009.

Suspended Imposition of Sentence

Imposition of sentence is suspended.

CSW 4-1-14

DF

Probation

Defendant is placed on Bench Probation for a period of 60 month(s).

Defendant is subject to the following Conditions of Probation:

Defendant shall:

- 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.
- Refrain from knowingly associating with persons known by the defendant to be engaged in criminal activities.
- NOT OWN, POSSESS OR CONTROL any firearm.

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
County Jail Asmt	\$54.00			\$54.00
Fine	\$1,000.00			\$1,000.00
LE Medical Asmt	\$5.00			\$5.00
SC Facility Asmt	\$7.00			\$7.00
Unitary Assessment	\$67.00			\$67.00
Total	\$1,133.00			\$1,133.00

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
Odf&w	N	\$2,549.80
Total		\$2,549.80

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: Perry A Kanury

Restitution

Payee	Amount
Odf&w	\$2,549.80

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
Restitution	\$2,549.80
County Jail Asmt	\$54.00
Fine	\$1,000.00
LE Medical Asmt	\$5.00
SC Facility Asmt	\$7.00
Unitary Assessment	\$67.00
Total	\$3,682.80

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 \$50.00 beginning on 09/01/2009 and continuing until paid in full.

Payable to:

Office of Trial Court Administrator
225 W Olive St., Room 202, PO Box 100
Newport, OR 97365

Dated the 2nd day of April, 2009

Signed: Sheryl M Bachart
Sheryl M Bachart

PC/EC: DA DEF ATTY
 JAIL LCCC CJC
 W/C C/S DMV