

FILED
OREGON JUDICIAL DEPT
WASHINGTON

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

STATE OF OREGON,

Plaintiff,

Case No. C091716CR (DA 09-2068)

vs.

JUDGMENT OF CONVICTION
AND SENTENCE

YONGSU MEADE,

Defendant

This matter came before Judge Suzanne M. Upton on September 21, 2009 for sentencing. The State of Oregon appeared by Jason Weber, Deputy District Attorney, and the defendant appeared in person, with court appointed counsel, Stephanie Pollan, the Court having determined the defendant to be indigent.

It appears to the Court that the defendant has been indicted, arraigned, has entered a not guilty plea, withdrawn that plea, and upon guilty plea(s), duly convicted of the crime(s) of Aggravated Theft in the First Degree (Class B Felony, crime seriousness 5, criminal history H) in Count 1, Aggravated Theft in the First Degree (Class B Felony, crime seriousness 6, criminal history F) in Count 5, Aggravated Theft in the First Degree (Class B Felony, crime seriousness 6, criminal history E) in Counts 12 and 15, Unregistered Security Sale (Class B Felony, crime seriousness 5, criminal history H) in Count 2, Unregistered Security Sale (Class B Felony, crime seriousness 6, criminal history F) in Count 6, and Unregistered Security Sale (Class B Felony, crime seriousness 6, criminal history E) in Counts 13 and 16.

It further appears to the Court that more than 48 hours have passed since plea entry, and there appears no good cause why sentence should not now be passed.

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1 As to Counts 1 and 2, the Court FINDS substantial and compelling reasons to impose an
2 upward dispositional departure from defendant's presumptive sentence (2 years probation) based
3 upon stipulation of the parties.

4 As to Counts 1 and 2, it is therefore CONSIDERED, ORDERED AND ADJUDGED by the
5 Court that defendant be committed to the legal and physical custody of the Corrections Department
6 of the State of Oregon for a period of 12 months in each Count, with Count 2 to be served
7 concurrent with Count 1.

8 As to Counts 5, 6, 12, 13, 15, and 16, it is further CONSIDERED, ORDERED AND
9 ADJUDGED by the Court, pursuant to ORS 137.717, that defendant be committed to the legal and
10 physical custody of the Corrections Department of the State of Oregon for a period of 19 months in
11 each of Counts 5, 12 and 15, 18 months in Count 6, and 12 months in each of Counts 13 and 16,
12 with Counts 5, 6, 13, and 16 to be served concurrent with Count 1; and pursuant to stipulation by
13 defendant, Count 12 to be served consecutive to Count 5, and Count 15 to be served consecutive to
14 Count 12 (with it being the Court's intent that the defendant serve a total of 57 months in prison in
15 this matter).

16 Pursuant to ORS 137.750 the defendant may be considered by the executing or releasing
17 authority for any form of temporary leave from custody, reduction in sentence, work release,
18 alternative incarceration program or program of conditional or supervised release authorized by law
19 for which the defendant is otherwise eligible at the time of sentencing.

20 It is further ORDERED that the term of post-prison supervision shall be for a period of two
21 (2) years in each count. Violation of post-prison supervision shall subject defendant to sanctions or
22 additional imprisonment.

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1 The Court recommends that any release/post-prison supervision of the defendant be subject
2 to the following special condition:

- 3 1. That the defendant have no direct or indirect contact with the victims, Christine Boyed,
4 Nina Han, Chong Suh, and Xiaodong Lia, without the prior written permission of the
5 supervising officer.

6 It is further ORDERED that, pursuant to the authority contained in ORS 166.280, the firearm
7 confiscated from defendant, to-wit: a .38 special Taurus pistol, serial number XA57203, be forfeited
8 for destruction by the Washington County Sheriff's Office. Further, the law enforcement agency shall
9 destroy said weapon within six (6) months of the conclusion of any appeal or post-conviction relief
10 proceeding in this matter, and shall provide the Court with a written return indicating the manner in
11 which the weapon was destroyed, the date and by whom it was done.

12 Further, it shall be the sentence of the Court that the defendant submit a blood or buccal
13 sample at his own expense, unless he lacks the ability to pay, to the Oregon State Police for the
14 purposes of establishing a DNA profile.

15 It is further ORDERED that Count(s) 3, 4, 7, 8, 9, 10, 11, 14, and 17 through 30 of the
16 accusatory instrument be DISMISSED.

17 It is further ORDERED that defendant is sentenced to pay to the Clerk of the Court any financial
18 obligations in the Money Award section which follows and in the manner specified (which section is
19 hereby made a part of this judgment). The Court further ORDERS that the financial obligations in the
20 Money Award section be referred to the Oregon Department of Revenue for collection.

21 MONEY AWARD

22 The State of Oregon is the creditor and the defendant, Yongsu Meade, is the debtor.

- 23 1. \$856.00 Unitary Assessment (\$107 in each of Counts 1, 2, 5, 6, 12, 13, 15, and
16).

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2. WAIVED Court Appointed Attorney Fees.

3. \$644,707.00 Victim Restitution. Pay to victims as follows:

Christine Boyed \$128,918.00

Nina Han \$202,341.00

Chong Suh \$103,400.00

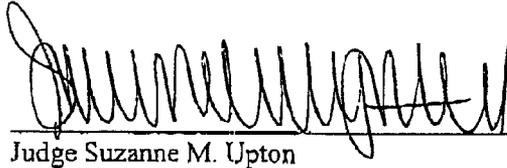
Xiaodong Li \$210,048.00

TOTAL MONEY AWARD: \$645,563.00

All financial obligations specified in the Money Award shall be made payable to the State of Oregon and shall be paid through the Clerk of the Court (150 North First Avenue, First Floor, Hillsboro, Oregon 97124) at a payment rate of \$1,600.00 per month while defendant is incarcerated, and then at a payment rate and schedule to be determined by defendant's supervising officer.

Payments shall be disbursed by the Clerk of the Court as set forth in ORS 137.295.

Dated this 9th day of Nov., 2009.



Judge Suzanne M. Upton

Court Reporter: FTR
cc: Stephanie Pollan 10/26/09
Control #: 81518248
(jlc)