

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

State of Oregon,)
Plaintiff)
vs.) Case No.: 22CR59819
) JUDGMENT
)
John David Bonander,) Case File Date: 12/14/2022
Defendant)

DEFENDANT

True Name: John David Bonander Sex: Male
Date Of Birth: 10/02/1974 State Identification No (SID): 18349019OR
Fingerprint Control No (FPN): JTIL122007851

HEARING

Proceeding Date: 02/02/2024
Judge: Mari Garric Trevino

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) MATTHEW D LYON, OSB Number 053131. Plaintiff appeared by and through Attorney(s) Aubrey M Olson, OSB Number 181492. The court finds the defendant to be indigent for the purposes of appeal. 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 : Invasion of Personal Privacy in the First Degree

Count number 1, Invasion of Personal Privacy in the First Degree, 163.701, Felony Class C, committed on or about 09/22/2022. Conviction is based upon a No Contest Plea on 02/02/2024.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 1 is 6 and the Criminal History Classification (CHC) is I.

Probation

Defendant is sentenced to Supervised Probation for a period of 36 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:

- The Court finds that the Defendant does not have the ability to pay court appointed attorney's fees, security to be applied to financials, 15% administrative fee is waived, balance to be refunded to person who posted only.

Keep the Court advised of current mailing address, street address, and telephone number. Notify the Court in writing of any change in address or telephone number within 10 days of change.

Report, in person, to Tillamook County Community Corrections at 5995 Long Prairie Road, Tillamook OR 97141, 503-815-3331, no later than 4:00 p.m. on the next business day following sentencing or release from custody.

Obey all municipal, county, state and federal laws and ordinances.

Submit to the random search of person, vehicle, property or premises over which I have ownership, possession or control, upon the direction of any supervising probation officer.

Sign all documents necessary to permit any evaluator or treatment provider to release information to the Court, district attorney, supervising probation officer or other supervising authority.

Unless this order directs return of seized items, all seized items are forfeited to seizing agency, except iPad (Item E1) shall be returned to defendant or his designee if he/she takes possession of these items by April 1, 2024. These items are forfeited to the seizing agency if not picked up by date indicated.

Submit to a sex offender evaluation, at defendant's expense, as directed by the supervising officer and shall follow any treatment recommendations of the evaluator.

Enter into, satisfactorily participate in and successfully complete a sex offender treatment program approved by the Court and the community corrections department; shall comply with all written treatment rules and directives, including participation and completion of any aftercare or follow-up treatment, at the defendant's own expense. Defendant shall sign a waiver of confidentiality permitting the sex offender therapist to communicate with the supervising officer and the Court.

Submit to polygraph testing or any other physiological testing requires as part of any treatment of or supervision for a sex offense as required or directed by the sex offender therapist or supervising officer.

Have no minor females in defendant's residence unless accompanied by a parent/legal guardian without written permission of the supervising officer or the court.

Stipulate that if a probation violation is filed prior to probation's termination date that this filing tolls the probation's termination and subsequent probation violations filed during this tolled period can be used as a basis for revoking probation despite the passage of original date of expiration.

Stipulate to imposition of the General Conditions of Probation (ORS 137.540) including to abide by the directives of or to truthfully/completely answer the reasonable inquiry of the probation officer, and that violation may result in revocation. Further Defendant stipulates to the admissibility of statements made to the probation officer at any subsequent probation violation hearing or criminal proceeding.

May not possess any standalone surveillance cameras, wired or wireless, with the exception of a permanently mounted front door security camera, identified with signage. Recordings from camera may be accessed and searched at any time for compliance.

Defendant may attend all school functions that his child is attending and or participating in and parent teacher conferences regardless of any treatment rules.

The parties agree defendant shall not be required to register as a sex offender pursuant to ORS 163.701(3).

- Defendant is sentenced to jail equal to time served.

Statutory Provisions

Defendant is ordered to submit blood or buccal sample and thumbprint pursuant to ORS 137.076.

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
Attorney Fees	\$604.00			\$604.00
Total	\$604.00			\$604.00

Security to be applied to financials, 15% administrative fee is waived, balance to be refunded to person who posted only.

Count 2 : Invasion of Personal Privacy in the First Degree

Count number 2, Invasion of Personal Privacy in the First Degree, 163.701, Felony Class C, committed on or about 09/22/2022. Conviction is based upon a No Contest Plea on 02/02/2024.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 2 is 6 and the Criminal History Classification (CHC) is D.

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):

- Same as Optional Probation Criteria
- Stipulation of Parties

Probation

Defendant is sentenced to Supervised Probation for a period of 36 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:

- Defendant is sentenced to jail equal to time served.
- The Court finds that the Defendant does not have the ability to pay court appointed attorney's fees, security to be applied to financials, 15% administrative fee is waived, balance to be refunded to person who posted only.

Keep the Court advised of current mailing address, street address, and telephone number. Notify the Court in writing of any change in address or telephone number within 10 days of change.

Report, in person, to Tillamook County Community Corrections at 5995 Long Prairie Road, Tillamook OR 97141, 503-815-3331, no later than 4:00 p.m. on the next business day following sentencing or release from custody.

Obey all municipal, county, state and federal laws and ordinances.

Submit to the random search of person, vehicle, property or premises over which I have ownership, possession or control, upon the direction of any supervising probation officer.

Sign all documents necessary to permit any evaluator or treatment provider to release information to the Court, district attorney, supervising probation officer or other supervising authority.

Unless this order directs return of seized items, all seized items are forfeited to seizing agency, except iPad (Item E1) shall be returned to defendant or his designee if he/she takes possession of these items by April 1, 2024. These items are forfeited to the seizing agency if not picked up by date indicated.

Submit to a sex offender evaluation, at defendant's expense, as directed by the supervising officer and shall follow any treatment recommendations of the evaluator.

Enter into, satisfactorily participate in and successfully complete a sex offender treatment program approved by the Court and the community corrections department; shall comply with all written treatment rules and directives, including participation and completion of any aftercare or follow-up treatment, at the defendant's own expense. Defendant shall sign a waiver of confidentiality permitting the sex offender therapist to communicate with the supervising officer and the Court.

Submit to polygraph testing or any other physiological testing requires as part of any treatment of or supervision for a sex offense as required or directed by the sex offender therapist or supervising officer.

Have no minor females in defendant's residence unless accompanied by a parent/legal guardian without written permission of the supervising officer or the court.

Stipulate that if a probation violation is filed prior to probation's termination date that this filing tolls the probation's termination and subsequent probation violations filed during this tolled period can be used as a basis for revoking probation despite the passage of original date of expiration.

Stipulate to imposition of the General Conditions of Probation (ORS 137.540) including to abide by the directives of or to truthfully/completely answer the reasonable inquiry of the probation officer, and that violation may result in revocation. Further Defendant stipulates to the admissibility of statements made to the probation officer at any subsequent probation violation hearing or criminal proceeding.

May not possess any standalone surveillance cameras, wired or wireless, with the exception of a permanently mounted front door security camera, identified with signage. Recordings from camera may be accessed and searched at any time for compliance.

Defendant may attend all school functions that his child is attending and or participating in and parent teacher conferences regardless of any treatment rules.

The parties agree defendant shall not be required to register as a sex offender pursuant to ORS 163.701(3).

Statutory Provisions

Defendant is ordered to submit blood or buccal sample and thumbprint pursuant to ORS 137.076.

Count 3 : Invasion of Personal Privacy in the First Degree

Count number 3, Invasion of Personal Privacy in the First Degree, 163.701, Felony Class C, committed on or about 09/22/2022. Conviction is based upon a No Contest Plea on 02/02/2024.

Sentencing Guidelines

The Crime Severity Classification (CSC) on Count Number 3 is 6 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):

- Same as Optional Probation Criteria
- Stipulation of Parties

Probation

Defendant is sentenced to Supervised Probation for a period of 36 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:

- Defendant is sentenced to jail equal to time served.
- The Court finds that the Defendant does not have the ability to pay court appointed attorney's fees, security to be applied to financials, 15% administrative fee is waived, balance to be refunded to person who posted only.

Keep the Court advised of current mailing address, street address, and telephone number. Notify the Court in writing of any change in address or telephone number within 10 days of change.

Report, in person, to Tillamook County Community Corrections at 5995 Long Prairie Road, Tillamook OR 97141, 503-815-3331, no later than 4:00 p.m. on the next business day following sentencing or release from custody.

Obey all municipal, county, state and federal laws and ordinances.

Submit to the random search of person, vehicle, property or premises over which I have ownership, possession or control, upon the direction of any supervising probation officer.

Sign all documents necessary to permit any evaluator or treatment provider to release information to the Court, district attorney, supervising probation officer or other supervising authority.

Unless this order directs return of seized items, all seized items are forfeited to seizing agency, except iPad (Item E1) shall be returned to defendant or his designee if he/she takes possession of these items by April 1, 2024. These items are forfeited to the seizing agency if not picked up by date indicated.

Submit to a sex offender evaluation, at defendant's expense, as directed by the supervising officer and shall follow any treatment recommendations of the evaluator.

Enter into, satisfactorily participate in and successfully complete a sex offender treatment program approved by the Court and the community corrections department; shall comply with all written treatment rules and directives, including participation and completion of any aftercare or follow-up treatment, at the defendant's own expense. Defendant shall sign a waiver of confidentiality permitting the sex offender therapist to communicate with the supervising officer and the Court.

Submit to polygraph testing or any other physiological testing requires as part of any treatment of or supervision for a sex offense as required or directed by the sex offender therapist or supervising officer.

Have no minor females in defendant's residence unless accompanied by a parent/legal guardian without written permission of the supervising officer or the court.

Stipulate that if a probation violation is filed prior to probation's termination date that this filing tolls the probation's termination and subsequent probation violations filed during this tolled period can be used as a basis for revoking probation despite the passage of original date of expiration.

Stipulate to imposition of the General Conditions of Probation (ORS 137.540) including to abide by the directives of or to truthfully/completely answer the reasonable inquiry of the probation officer, and that violation may result in revocation. Further Defendant stipulates to the admissibility of statements made to the probation officer at any subsequent probation violation hearing or criminal proceeding.

May not possess any standalone surveillance cameras, wired or wireless, with the exception of a permanently mounted front door security camera, identified with signage. Recordings from camera may be accessed and searched at any time for compliance.

Defendant may attend all school functions that his child is attending and or participating in and parent teacher conferences regardless of any treatment rules.

The parties agree defendant shall not be required to register as a sex offender pursuant to ORS 163.701(3).

Statutory Provisions

Defendant is ordered to submit blood or buccal sample and thumbprint pursuant to ORS 137.076.

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

Judgment Creditor: State of Oregon
Judgment Debtor: John David Bonander

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
Attorney Fees	\$604.00
Total	\$604.00

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

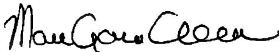
Payment of the fines, fees, assessments, and/or attorney's fees noted in this and any subsequent Money Award shall be scheduled by the clerk of the court pursuant to ORS 161.675.

Payable to:

Tillamook County Circuit Court
201 Laurel Avenue
Tillamook, Oregon 97141
P: 503.842.2596
F: <http://courts.oregon.gov/tillamook>

Dated the _____ day of _____, 20_____

2/2/2024 2:15:55 PM



Signed:

Circuit Court Judge Mari Garric Trevino

Mari Garric Trevino