

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR MULTNOMAH COUNTY  
MOTION FOR RELEASE OR SECURITY AMOUNT CHANGE

STATE OF OREGON vs. Toese, Tusitala J

Defendant: Toese, Tusitala J

SWIS Number: 805979

SID Number: 22492701

FBI Number: 8J7R9HJWN

Date of Birth: 5/25/1996 (21 yrs)

Gender: Male

Race: Asian

Booking Number: 1422413

Booking Date/Time: 12/9/2017 2:27 PM

Understands English: Yes

Primary Language: English

Interpreter Service:

Interpreter ID or Other:

Other Names: No AKA's per Defendant

Address: 11515 NE 49th St HH202  
Mailing Address  
Vancouver, WA98662

Address Verified: No

Phone: (360) 606-3430 - Primary - Can Text

Place of Birth:

Comments - No Comments

DCJ Recog Use Only



FILED

DEC 11 2017

Circuit Court  
Multnomah County, Oregon

## CHARGES:

| Custody Charges & Holds | ORS Code | Case Number(s) | Number of Counts | Security Amount |
|-------------------------|----------|----------------|------------------|-----------------|
| ASSAULT IV              | 163160   | 1422413        | 1                | \$2,500         |
| DISORDERLY COND 2       | 166025   | 1422413        | 1                | \$1,500         |
| HARASSMENT - B MISD     | 166065   | 1422413        | 1                | \$1,500         |
| FTA: DISORDERLY COND 2  | 166025   | 17CR55661      | 1                | \$1,234         |

Security Amount Enhanced: No

Total Bail: \$6,734

Enhancement Comments:

Co-Defendant(s): None Per Defendant

17CR281497

## CONVICTION HISTORY:

Known Conviction History Summary: 0 Felonies, 0 Misdemeanors, 0 PV's

Age at First Conviction: 0

Known Conviction History Detail: Per LEDS/eCourt, no conviction Hx or prior person arrests.

Known Behavior History: 2 FTA Criminal, 0 FTA Traffic (Per Statewide OJIN/eCourt/eSWIS Search)

PENDING CASES: None Per OJIN/eCourt

Comments - No Comments

**SUPERVISION STATUS:** None Per LEDS

PSC Score: 19

PSC Risk Level: Low

Comments - No Comments

**REFERENCES:** None Per Defendant**HOUSING:**

Current Living Situation: With Relatives - 1 Month

Current County of Residence: Clark

Number of Residences in Past 12 months: 2

Owns Residence: No

Time in Portland Metro Area: 3 Years and 0 Months

Transportation to Court: Friend/Relative

## Comments -

**Defendant (KP):** Per defendant, advised living with brother, Donovan Flippo, at new residence in Vancouver, WA along with owner of house and his wife. Reports living at new residence just a few weeks and did not recall specific address.

Reports staying previously at 11515 NE 49th, St. Vancouver, WA for two years with sister, her husband, and their children. Reports moving to Vancouver, WA in 2014. Per defendant will be able to have relative assist in returning to Court. Discussed barriers to attending Court.

**RELATIONSHIP:**

Relationship Status: Single

Duration of Current Relationship: 0 Years and 0 Months

Family in Area: Yes

Number of Children in the Home: 0

# Children You Provide Primary Care for: 0

Number of Others in the Home: 3

# Others You Provide Primary Care for: 0

Number of Dependents: 0

## Comments -

**Defendant (KP):** Per defendant, no children or relationship. Reports multiple family members in the area.

**ALCOHOL / DRUGS:**

Number of Alcohol Convictions: 0

Number of Drug Convictions: 0

Prior Alcohol/Drug Treatment: No

Program Name:

Current Alcohol/Drug Treatment: No

Program Name:

| Current Drug Type Used | Frequency | Under Influence |
|------------------------|-----------|-----------------|
| None Per Defendant     |           |                 |

## Comments -

**Defendant (KP):** Per defendant, no prior/current AD Tx. No reported drug use. Reports open to going to AD evaluation.



**EMPLOYMENT / EDUCATION:****Current Income Source:** Job**Student:** No**Employer:** Construction**Highest Grade Completed:** 12**Monthly Income:** \$2,001 - \$3,000**School Name/City:** Tafuma HS American Samoa**Hours Employed per Week:** 30**Hours in School per Week:** 0**Have you ever been in Military?** No**If yes, what is your status?****Comments -**

**Defendant (KP):** Per defendant, works in construction with a friend, for last two weeks-monthly income: \$2,300. Previously: worked at Dirty Nightclub as alcohol monitor and Quantem Aviation as a cargo handler. No military experience, and is not currently a student; reports graduating high school in American Samoa.

**MENTAL HEALTH:****Diagnosis:** No**Diagnosis Name(s):****Diagnosis Source:****Taking Medication(s):** No**Medication(s):****Prior MH Treatment:** No**Program Name:****Current MH Treatment:** No**Program Name:****Comments -**

**Defendant (KP):** None per defendant.

**VICTIM RELATIONSHIP (Person to Person Crimes Only):** None Per Defendant**Comments -**

**Interviewer (KP):** DEFENDANT ADVISED TO NOT HAVE CONTACT WITH ALLEGED VICTIM.

**Defendant (KP):** Per defendant, reports alleged victim was representative of other side of protest, previously unacquainted.

**Officer (KP):** Per Officer Bonczijk, the alleged victim was an unknown party from protest, representative of those other side.

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## Does Primary Charge require a Judicial Review? No

If Yes, it is because of the following: [Check all that apply.]

- ☐ [A] Involves offenses of murder, aggravated murder or treason.
- ☐ [B] Involves offenses set out in ORS 137.700 and ORS 137.707.
- ☐ [C] Involves a violation of a Family Abuse Prevention Act restraining order under ORS 107.720, or any offense which involved domestic violence as defined in ORS 135.230, or Harassment, ORS 166.064, when it is stated objectively and in writing in the custody information provided by a law enforcement officer that the victim is a "family or household member" as defined in ORS 135.230.
- ☐ [D] Any offense which is included in the group of offenses defined as "Person Felonies" or "Person Class A misdemeanors," as defined in OAR 213-003-001 by the Oregon Criminal Justice Commission, and the release assistance officer verifies: (a) that the individual has any additional person felony or person Class A misdemeanor charge pending disposition in any court or for which the person is on probation, parole, post-prison supervision, or (b) is presently on any form of supervised pretrial release on any pending charge, or (c) is arrested and booked into jail on a bench warrant issued for revocation of a pretrial release agreement while on supervised pretrial release for any pending charge.
- ☐ [E] Any offense of Driving While Under the Influence of Intoxicants (DUI) ORS 813.010 if the person has, in this state or any other state, during the ten year period preceding the current DUI arrest, two prior convictions for DUI.
- ☐ [F] Any **firearm** offense under ORS 166.220, ORS 166.250, ORS 166.270, ORS 166.272.
- ☐ [G] Any convicted person serving a sentence of incarceration or a sanction imposed by the court or an agency.
- ☐ [H] Any offense of Failure to Register / Report as a Sex Offender ORS 181.599.
- ☐ [I] Any probable cause arrest under ORS 133.310 (6) if the no contact order in the underlying case is for any felony offense, any person misdemeanor, any misdemeanor charge of harassment or menacing, or punitive contempt proceeding for violating any abuse prevention act restraining order or for violating a stalking order.
- ☐ [J] Each of the following methamphetamine offenses: (a) Manufacture of methamphetamine under ORS 475.886, (b) Manufacture of methamphetamine within 1000 feet of a school under ORS 475.888, (c) Delivery of methamphetamine within 1000 feet of a school under ORS 475.892, (d) Delivery of methamphetamine under ORS 475.890, (e) Delivery of methamphetamine to a minor under ORS 475.906.
- ☐ [K] Burglary in the first degree, ORS 164.225, and the burglary was of a dwelling.
- ☒ None of the above

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**Scoring Tool****Response**

|  |         |
|--|---------|
| 1. Is the current offense a drug offense (MCS, DCS, PCS, including attempts) or is it an offense charged under ORS Chapter 166 or 181? | Yes = 1 |
| 2. Does the defendant have one or more charge(s) pending in court at the time of arrest?   | Yes = 1 |
| 3. Does the defendant have one or more warrants outstanding in another locality for charges unrelated to the current arrest?           | No = 0  |
| 4. Does the defendant have one or more misdemeanor or felony convictions?  | No = 0  |
| 5. Does the defendant have two or more failure to appear events?   | Yes = 2 |
| 6. Has the defendant had three or more address changes in the past 12 months?  | No = 0  |
| 7. Is the defendant employed, in school, or otherwise engaged as a primary caregiver for a child for LESS THAN 20 hours per week?      | No = 0  |
| 8. Does the defendant have a history of drug abuse?  | No = 0  |

**Total Score:** 4**RELEASE DECISION:****Release Assessment Score:** 4 (Score of 6 or more requires a Judicial Review)**Does Primary Charge require a Judicial Review?** No**Administrative Hold:** No **Reason:****Release Decision:** Release to PRS**Override:** No **Requires Judicial Review:** No**Override Reason Comments:****Security Amount Enhanced:** No**SUMMARY****Identified Risk Factors:** Charge nature, FTAs, pending case**Interviewer (KP):** Per LEDS/eCourt, no conviction Hx or prior person arrests. No supervision/Low PSC, pending case.

Defendant was unable to provide reference information for verification.

Per defendant, advised living with brother, Donovan Flippo, at new residence in Vancouver, WA along with owner of house and his wife. Reports living at new residence just a few weeks and did not recall specific address. Reports staying previously at 11515 NE 49th, St. Vancouver, WA for two years with sister, her husband, and their children. No other residences reported. Per defendant, will be able to have relative assist in returning to Court. Discussed barriers to attending Court. Per defendant, no children or relationship. Reports multiple family members in the area. Per defendant, no prior/current AD/MH Tx or concerns. Reports open to going to AD evaluation.

Per defendant, works in construction with a friend, for last two weeks-monthly income: \$2,300. Previously: worked at Dirty Nightclub as alcohol monitor and Quantem Aviation as a cargo handler.

Per Officer Bonczijk, the alleged victim was an unknown party from protest, representative of those other side. Per defendant, reports alleged victim was representative of other side of protest, previously unacquainted. DEFENDANT ADVISED TO NOT HAVE CONTACT WITH ALLEGED VICTIM. R/S 4: RELEASE TO PRS.

**Defendant Signature on File****Interviewer Initials:** KP**Interviewer Court #:** 92056**No Contact Order Issued to Defendant:** No

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR MULTNOMAH COUNTY  
MOTION FOR RELEASE OR SECURITY AMOUNT CHANGE

**SIGNATURE PAGE**

DEFENDANT: Toese, Tusitala

SWIS: 805979 BOOKING #: 1422413 SID: 2249 2701

I the undersigned, being duly sworn, say the information on the Motion for Release or Security Amount Change is true. I understand that the information will be used to decide if I should be released or have my security amount reduced. I understand that if I don't tell the truth I can be charged with perjury or false swearing and, if convicted, I can be imprisoned. I further understand that community contacts will be made to verify this information. I authorize the Court to make these contacts to verify this information.

Defendants Signature: \_\_\_\_\_

Date

12 / 09 / 2017

SUBSCRIBED AND SWORN before me this 9<sup>th</sup> day of December, 2017

[Signature]  
Release Assistance Officer

[Signature]  
Reviewed by

KP  
Recog Officer Initials

92056  
Recog Officer Court #