

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

THE STATE OF OREGON,

Plaintiff,

v.

Toese, Tusitala John,

Dob: 05/25/96,

Defendant.

Case No. 17CR81497

DA No. 2342462-1

MOTION, AFFIDAVIT AND ORDER  
FOR JUDICIAL SUPERVISION  
SHOW CAUSE HEARING

19 JAN 16 PM 4:28  
\* FILED

**AFFIDAVIT AND MOTION**

I, Kristin Redd, Judicial Assistant, do hereby swear/affirm that I have examined the Court record of the proceedings in the above-captioned case and that said records show the above-named defendant appeared before Judge Katharine von Ter Stegge on February 13, 2018 for sentencing. I further certify that said defendant had knowledge of the said sentence imposed and the terms thereof. The Court has received information indicating said defendant has allegedly not complied with all or part of the said sentence in the following particulars, to wit: (1) Failure to complete 40 hours of Alternative Community Service within six months (August 13, 2018.)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of this Court this day January 15, 2019.



*Kristin Redd*  
Kristin Redd, Judicial Assistant

SUBSCRIBED AND SWORN to before me this day January 15, 2019.

*Shelby Smith*  
Shelby Smith, Judicial Clerk

IT IS HEREBY ORDERED, based on the motion and affidavit herein, that the defendant be and is hereby required to appear on **February 6, 2019 at 1:15 p.m. in Courtroom 526**, Multnomah County Courthouse, so that a hearing may be held to show cause why probation should not be revoked.

DATED January 15, 2019

*Katharine von Ter Stegge*  
Katharine von Ter Stegge  
Multnomah County Circuit Judge

**MOTION, AFFIDAVIT AND ORDER FOR JUDICIAL SUPERVISION SHOW CAUSE HEARING**

**Distribution:** Original - Court      Copies - Judge, Defendant, District Attorney

Motion, Affidavit and Order for Judicial Supervision Show Cause Hearing.dotx (06/08)



CIRCUIT COURT OF THE STATE OF OREGON

KATHARINE VON TER STEGGE  
JUDGE

FOURTH JUDICIAL DISTRICT  
MULTNOMAH COUNTY COURTHOUSE  
1021 S.W. FOURTH AVENUE  
PORTLAND, OR 97204-1123

Phone (503) 988-3045  
FAX (503) 276-0950  
Katharine.vonTerStegge@jud.state.or.us

January 15, 2019

Mr. Tusitala Toese  
17006 N.E. 72<sup>nd</sup>  
Vancouver, WA 98682

Re: State of Oregon vs. Toese, Tusitala  
Case No. 17CR81497

Dear Mr. Toese:

You are currently on bench probation until February 13, 2019 to Judge Katharine von Ter Stegge. The Court has received information that you have allegedly failed to comply with the conditions of your probations as follows:

1. *Failure to complete 40 hours of Alternative Community Service within six months (August 13, 2018.)*

Enclosed is a Motion, Affidavit and Order for a Judicial Supervision Show Cause Hearing based upon the allegations of failure to comply with the conditions of your probation in the above referenced case. A Hearing has been set to Show Cause why your probation should not be revoked. The hearing has been scheduled for **Wednesday, February 6, 2019 at 1:15 p.m. before the Honorable Katharine von Ter Stegge in Courtroom 526 of the Multnomah County Courthouse, 1021 S.W. Fourth Avenue, Courtroom 526, Portland, Oregon 97204.** Please be aware of the following:

1. You are **required** to appear at this hearing;
2. If you wish to have an attorney and cannot afford counsel, you must **immediately** report to Room 361 of the Justice Center located at 1120 S.W. Third Avenue, Portland, Oregon 97204.

Mr. Tusitala Toese  
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If you wait until the hearing date to obtain counsel, the court may take you into custody and appoint counsel. The court may keep you in custody until a new date can be set.

If you wish to waive your right to an attorney, you may do so before the Court at the time of the hearing.

3. **If you fail to appear, the court may issue a warrant for your arrest.** Failure to appear is a violation of your probation, and can be separately charged and indicted by the District Attorney's Office if they so choose.

If you have any questions, please feel free to contact our office at (503) 988-3045, Monday through Friday between 8:00 a.m. and 12:00 noon and 1:00 p.m. to 5:00 p.m.

Sincerely,



Kristin Redd  
Judicial Assistant to  
Honorable Katharine von Ter Stegge

Enclosure

cc: Court  
District Attorney's Office