

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

Verified Correct Copy of Original 7/15/2012

STATE OF OREGON )  
Plaintiff )  
)  
)  
NAVARRO, RAMIRO JR )  
Defendant )

Docket Number: 11C40698/02

AFFIDAVIT OF PROBATION OFFICER

STATE OF OREGON,  
County of Marion

STATE OF OREGON  
Marion County Circuit Courts  
DEC 05 2012 ) ss.  
ENTERED

STATE OF OREGON  
Marion County Circuit Courts  
DEC 04 2012  
FILED

AFFIDAVIT OF PROBABLE CAUSE

I, the undersigned, being first duly sworn, depose and say:

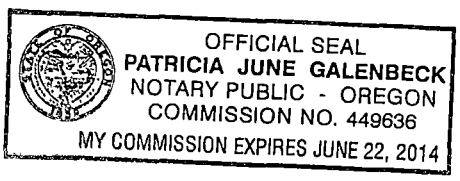
1. I, AUSTIN HERMAN, am a duly employed Parole and Probation Officer for Marion County Sheriff's Office and in that capacity I have been assigned to supervise the above named defendant's probation.
2. As part of my duties I have prepared a report consisting of 3 pages dated 11/30/12, concerning the defendant's activities while on probation. A copy of said report is attached hereto and fully incorporated herein.
3. The information as provided in the attached report is true and correct to my best knowledge and belief.

*Austin Herman*

AUSTIN HERMAN  
Parole and Probation Deputy for Marion County

SUBSCRIBED AND SWORN to before me this 3rd day of December, 20 12.

*Patricia June Galenbeck*  
Notary Public for Oregon  
My Commission Expires: 6-22-2014



SID#:18722073 Date of Birth:10/22/1989 Last Known Address: 1175 CLEARVIEW AVE. APT 14, KEIZER, OR 97303  
Sex:M Race:H Height: 5' 06" Weight:175lbs Hair:BLK Eyes: BRO  
Social Security #:540-31-0803 DL#: OR-8458612 State:

11C40698  
AFPC  
Affidavit - Probable Cause  
14078540



Hope, Courage & Determination



# MARION COUNTY SHERIFF'S OFFICE

4040 Aumsville Hwy SE, Salem OR, 97317  
Telephone (503)588-8492 / Fax (503)540-8010

STATE OF OREGON  
Marion County Circuit Courts  
DEC 04 2012  
FILED

## Violation Report

Submitted by: AUSTIN HERMAN

Date of Report: 11/30/2012

Phone: (503) 540-8043

### Identifying Data:

**NAME:** Navarro, Ramiro Jr  
**RESIDENCE:** 1175 CLEARVIEW AVE. APT 14, KEIZER, OR, 97303  
**AGE/DOB:** 023/ 10/22/1989  
**SID#:** 18722073  
**CASE TYPE:** FPO, FPR  
**CRIME(S):** SELL MARIJ, COERCION  
**SENTENCE(S):** 36m, 24m  
**COUNTY/DOCKET #:** MARI, MARI/ 11C40698/01, 11C40698/02  
**JUDGE:** OCHOA, OCHOA  
**EXPIRATION DATE(S):** 09/27/2015, 07/11/2013  
**CUSTODY UNITS:** 90  
**(REMAINING)**  
**CASELOAD #:** 8111

<b>DETAINER/CITATION:</b>	11/30/12	Marion County Jail
	<i>Date</i>	<i>Location</i>

### Alleged Violations:

#### **General Conditions:**

Fail to report

#### **Special Conditions:**

Victim contact

### Community Programming:

1. Last authorized county of residence: Marion
1. Treatment needs: Domestic Violence program
2. Prior sanctions used: None

### Substantiation:

On 10/11/12, Navarro reported as directed. At that time, he signed, acknowledged and was given a copy of a change contract directing him to not have any contact with his victim, Veronica Alicia Navarro, and to report for his next office visit on 11/8/12.

On 10/30/12, I received a call from Veronica. She reported that she and Navarro had contact at a birthday party on 10/24/12. She reported that Navarro was at the party when she arrived. She reported that she sat at the

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opposite end of the event with her boyfriend. She reported that Navarro kept walking by and nudging her boyfriend and that at one point, he took their son from her arms and took his jacket off, then would not return it; telling her to get a new one. She told me that he also told her that she could get a new car too, which she stated she found odd and was worried that Navarro was intending to take her car. She reported that she had been trying to sort of hide the car by not parking it where she normally would, but that this morning, it was missing. She believed that he had taken it and had called the police to report it stolen.

On 11/1/12, I got another call from Veronica. She reported that Navarro's mom had warned her to keep their son close to her.

On 11/2/12, Veronica's car was found in the possession of Everett Newton with numerous stolen items. He was charged with several crimes. During the search, Keizer Police located Navarro's Department of Corrections identification card from September of 2012. Veronica stated that the only way it would have ended up in the car was if he had been in the car. She reported that she had not given him permission to be in the car at any time.

On 11/8/12, I got a call from Navarro's mom stating that he had to work and would not be able to make it to his scheduled appointment on this day. I let her know that it was Navarro's responsibility to contact me, not hers and that he needed to get a hold of me ASAP to reschedule the office visit.

On 11/9/12 at approximately 7:00PM, I got a voice mail from Navarro about working harvesting Christmas trees and working 12 hour days.

On 11/16/12, I got another call from a young sounding female about Navarro working.

On 11/20/12, I left a voice mail for Navarro stating that he needed to call me and come see me during business hours or a warrant would be issued for his arrest.

On 11/28/12, I got a call from Navarro. He told me that he got laid off from work last Friday and wanted to schedule an office visit. I directed him to report on 11/30/12.

On 11/30/12, Navarro reported as directed. At that time, I discussed why he had not reported. He told me that he was working and thought that I would understand. I asked him about the last day he worked and he told me on Thursday 11/22. I asked him why he waited until 11/28 to contact me and he did not have a reason. I asked him about the contact with Veronica. He reported that he was at a birthday party for his cousin at Chucky Cheese's and Veronica came in with her boyfriend and their son. I asked him why he didn't leave. He reported that he was there first and shouldn't of had to leave and that she was asked to leave, but did not. He reported that he did not interact with her, but acknowledged that they were both there for the duration of the party. He also reported that he interacted with their son when she was not supervising him, but didn't have contact with her or her boyfriend. He did not seem to understand why he had to do something, since he was there first. Navarro was taken into custody and transported to the Marion County Jail without incident. A detainer was filed for the probation violation for failing to report and victim contact and a notice of rights was conducted at the jail for his PPS case.


NOTE: On his PPS case, Navarro admitted to being in violation by having victim contact and failing to report. He waived his right to a Morrissey. He acknowledged the directive to report within 24 hour of his release and accepted a 15-day jail sanction.


**Recommendation(s):**

There are some things, which I documented, that cause me to be concerned for the victim's safety and also that of their son. As a result, it is respectfully recommended that a hearing take place to show cause why Navarro's probation should not be revoked. If found in violation, it is respectfully recommended that he receive a 15-day jail sentence and continue on supervision.

- No Action
- Continue Community Supervision
- Show Cause/Schedule Hearing
- Show Cause/Issue Warrant
- Other: 15 days jail

*Respectfully submitted*

  
 \_\_\_\_\_  
 AUSTIN HERMAN  
 Parole & Probation Deputy

  
 \_\_\_\_\_  
 Jay Bergmann  
 Supervisor

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**Court Use Only**

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**IT IS ORDERED:**

<input type="checkbox"/> No Action	<input type="checkbox"/> As Requested	<input type="checkbox"/> Investigate Further
<input type="checkbox"/> Warrant Issued	<input type="checkbox"/> Citation Issued	<input type="checkbox"/> Order to Show Cause Issued

Other:

Dated this \_\_\_\_\_ Day of \_\_\_\_\_, 20\_\_\_\_. Signed: \_\_\_\_\_  
Judge

Verified Correct Copy of Original 4/2/20