

Case Information

CR1201851 | State of Oregon VS. MICHAEL WAYNE MCELROY

Case Number	Court
CR1201851	Clackamas
File Date	Case Type
11/16/2012	Offense Felony
	Case Status
	Closed

Party

Plaintiff
State of Oregon

Active Attorneys ▾
Lead Attorney
CLACKAMAS COUNTY
DISTRICT ATTORNEY

Defendant
MCELROY, MICHAEL WAYNE

DOB
XX/XX/1978

Charge

Charges
MCELROY, MICHAEL WAYNE

	Description	Statute	Level	Date
1	Identity Theft	165.800	Felony Class C	11/15/2012
2	Possession of Forged Instrument in the First Degree	165.022	Felony Class C	11/15/2012
3	Forgery in the First Degree	165.013	Felony Class C	11/15/2012
4	Attempt to Commit a Class B Felony	161.405(2)(c)	Felony Class C	11/15/2012
5	Fleeing or Attempting to Elude a Police Officer	811.540(1)(b) (A)	Felony Class C	11/15/2012
6	Fleeing or Attempting to Elude a Police Officer	811.540(1)(b) (B)	Misdemeanor Class A	11/15/2012
7	Identity Theft	165.800	Felony Class C	11/13/2012
8	Forgery in the First Degree	165.013	Felony Class C	11/13/2012
9	Theft in the First Degree	164.055	Felony Class C	11/13/2012
10	Identity Theft	165.800	Felony Class C	11/13/2012
11	Forgery in the First Degree	165.013	Felony Class C	11/13/2012

Disposition Events

03/08/2013 Plea ▾

Judicial Officer
Unassigned, Judge

1	Identity Theft	Guilty
10	Identity Theft	Guilty
11	Forgery in the First Degree	Guilty
3	Forgery in the First Degree	Guilty
5	Fleeing or Attempting to Elude a Police Officer	Guilty
7	Identity Theft	Guilty
8	Forgery in the First Degree	Guilty

3/25, 10:00 AM

Details

03/22/2013 Disposition ▾

03/22/2013 Disposition ▾

Judicial Officer

Unassigned, Judge

2	Possession of Forged Instrument in the First Degree	Dismissed
4	Attempt to Commit a Class B Felony	Dismissed
6	Fleeing or Attempting to Elude a Police Officer	Dismissed
9	Theft in the First Degree	Dismissed

03/22/2013 Sentence ▾

1	Identity Theft	Sentence
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Converted Disposition

Restitution \$1967.64 Payee CLARKS LAWN & GARDEN Victim U



Converted Disposition

Guidelines: Severity 2 History E Oregon Dept of Corrections - Month(s): 24.00



03/22/2013 Sentence ▾

3	Forgery in the First Degree	Sentence
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Converted Disposition

Unitary Assessment \$60.00

Converted Disposition

Guidelines: Severity 2 History E Oregon Dept of Corrections - Month(s): 18.00



03/22/2013 Sentence ▾

5 Fleeing or Attempting to Elude a Police Officer Sentence

Converted Disposition

Unitary Assessment \$60.00

Converted Disposition

Guidelines: Severity 2 History E Departure: Dispositonal(UP) Oregon Dept of Cor



03/22/2013 Sentence ▾

7 Identity Theft Sentence

Converted Disposition

Unitary Assessment \$60.00

Converted Disposition

3/25, 10:00 AM

Details

Guidelines: Severity 2 History E Oregon Dept of Corrections - Month(s): 24.00

▶

03/22/2013 Sentence ▾

8 Forgery in the First Degree

Sentence

Converted Disposition

Unitary Assessment \$60.00

Converted Disposition

Guidelines: Severity 2 History E Oregon Dept of Corrections - Month(s): 18.00

▶

03/22/2013 Sentence ▾

10 Identity Theft

Sentence

Converted Disposition

Unitary Assessment \$60.00

Converted Disposition

Guidelines: Severity 2 History E Oregon Dept of Corrections - Month(s): 24.00

▶

03/22/2013 Sentence ▾

11	Forgery in the First Degree	Sentence
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Converted Disposition

Unitary Assessment \$60.00

Converted Disposition

Guidelines: Severity 2 History E Oregon Dept of Corrections - Month(s): 18.00



Events and Hearings

11/16/2012 Arraignment ▾

Hearing Time
03:00 PM

11/16/2012 Arraignment ▾

Judicial Officer	Comment
Norby, Susie L	Comment: ARR'D;STIN GUTBEZAH;BAIL \$100; Room: IC ; Judge: Susie L Norby; Clerk: LLM District Attorney: RUSSELL SWANSON AMOS Reporter: FTR Bailiff: LOREE BRAND Defendant: MICHAEL WAYNE MCELROY

11/16/2012 Information ▾

Comment

Event Status: DSDI; Event Status Date: 11/26/2012;

11/16/2012 Arraignment - Count

11/19/2012 Affidavit - Eligibility - ACP

11/19/2012 Order - Appointing Counsel ▾

Judicial Officer Comment

Maurer, Steven L Court Action: Signed; Court Action Date: 11/19/2012; Judge: Steven L Maurer; Court Appointed: JOHN E GUTBEZAHL

11/19/2012 Notice - Advise Appeal Rights ▾

Comment

Comment: ACP;

11/20/2012 Case Notes ▾

Comment

Comment: address as on acp app;

11/21/2012 Hearing - Preliminary ▾

Hearing Time

01:30 PM

11/21/2012 Indictment ▾

Judicial Officer Comment

Rastetter, Thomas J Court Action: Signed; Court Action Date: 12/03/2012; Event Status: SUPR; Event Status Date: 12/03/2012; Judge: Thomas J Rastetter;

11/21/2012 Charge - Replaced

11/21/2012 Hearing - Preliminary ▾

Judicial Officer Comment

Miller, Eve L Comment: ARR'D;STIN KARABEKA;BAIL CONT DISMISS INFO/INDICT FILED; Room: IC ; Judge: Eve L Miller; Reporter: FTR Defendant: MICHAEL WAYNE MCELROY Clerk: LLM Bailiff: BONNIE POPIVCHAK District Attorney: BRYAN J BROCK

11/21/2012 Remove - Inactive Status

11/21/2012 Arraignment - Count

3/25, 10:00 AM

Details

11/26/2012 Certificate - Victim Notification ▾

Comment

Comment: franklin uyeda; Plaintiff: State of Oregon

12/03/2012 Appearance ▾

Hearing Time

03:00 PM

Comment

Comment: def to be arr'd on superceding indictment per DA;

12/03/2012 Arraignment ▾

Judicial Officer

Rastetter, Thomas J

Comment

Comment: Arr'd on Superceding Indictmnt filed in court; Room: IC ; Judge: Thomas J Rastetter; Reporter: FTR Clerk: AEM Defendant: MICHAEL WAYNE MCELROY Bailiff: MAIYA LAMAR District Attorney: CHRISTINE LANDERS Court Appointed: JOHN E GUTBEZAHL

12/03/2012 Indictment ▾

Comment

Comment: Superceding; adding language to counts 1&3; adding counts 7-11;

12/03/2012 Arraignment - Count

12/03/2012 Warrant - Served Warrant Not Returned ▾

Comment

Comment: via video;

12/03/2012 Remove - Inactive Status

12/06/2012 Warrant - Arrest ▾

Judicial Officer

Rastetter, Thomas J

Comment

Comment: superceding; Court Action: Signed; Court Action Date: 12/03/2012; Judge: Thomas J Rastetter;

12/14/2012 Return - Service Warrant ▾

Comment

Comment: issued 12/03/12 served 12/03/12;

12/28/2012 Hearing - Case Management ▾

Hearing Time

09:00 AM

3/25, 10:00 AM

Details

Comment

Comment: TL 01/11/13;

12/28/2012 Hearing - Case Management ▾

Judicial Officer	Comment
Herndon, Robert D	Comment: I/C; LOFT; Room: CMA ; Judge: Robert D Herndon; Defendant: MICHAEL WAYNE MCELROY Reporter: FTR Court Appointed: JOHN E GUTBEZAHL Clerk: DPJ Bailiff: ANNIE JHUN District Attorney: MELISSA JONES

01/02/2013 Waiver - 60 Day Rule ▾

Comment

Defendant: MICHAEL WAYNE MCELROY Court Appointed: JOHN E GUTBEZAHL

01/02/2013 Motion - Continuance ▾

Comment

Comment: Motion GRANTED w/waiver; Court Appointed: JOHN E GUTBEZAHL

01/02/2013 Declaration ▾

Comment

Court Appointed: JOHN E GUTBEZAHL

01/11/2013 Appearance ▾

Hearing Time

08:45 AM

Comment

Comment: app/rst/m/c granted w/waiver;

01/11/2013 Trial - Twelve Person Jury ▾

Hearing Time

09:00 AM

Cancel Reason

Set-Over Def

Comment

Event Status: Set-Over Def; Event Status Date: 01/07/2013;

01/11/2013 Appearance ▾

Judicial Officer	Comment
Herndon, Robert D	Comment: I/C; WAIVE SPEEDY TRIAL; Room: CTR5; Judge: Robert D Herndon; Clerk: KDR Reporter: FTR District Attorney: ALYCIA M HERRIOTT Bailiff: ANNIE JHUN Defendant: MICHAEL WAYNE MCELROY Court Appointed: JOHN E GUTBEZAHL

01/11/2013 Order - Continue ▾

Judicial Officer	Comment
Herndon, Robert D	Court Action: Signed; Court Action Date: 01/11/2013; Judge: Robert D Herndon;

03/08/2013 Hearing - Plea ▾

Hearing Time
09:00 AM

03/08/2013 Trial - Twelve Person Jury ▾

Hearing Time
09:00 AM

Cancel Reason
Set-Over Def

Comment
Event Status: Set-Over Def; Event Status Date: 03/07/2013;

03/08/2013 Hearing - Plea ▾

Judicial Officer	Comment
Weber, Katherine E	Room: CTR9; Judge: Katherine E Weber; Defendant: MICHAEL WAYNE MCELROY Clerk: SBB Reporter: FTR Bailiff: HOLLY WINTER Court Appointed: JOHN E GUTBEZAH

03/08/2013 Petition - Guilty Plea

03/08/2013 Notice - Advise Appeal Rights

03/08/2013 Plea - Guilty

03/22/2013 Hearing - Sentencing ▾

Hearing Time
10:30 AM

03/22/2013 Convicted

03/22/2013 Judgment - Dismissal Criminal

03/22/2013 Hearing - Sentencing ▾

Judicial Officer	Comment
Jones, Jeffrey S	Comment: i/c; Room: PLEA; Judge: Jeffrey S Jones; Clerk: AEM Defendant: MICHAEL WAYNE MCELROY Reporter: FTR District Attorney: ALYCIA M HERRIOTT Bailiff: ANDREW DANIES Court Appointed: JOHN E GUTBEZAH

3/25, 10:00 AM

Details

03/22/2013 Sentence

03/22/2013 Uniform Criminal Judgment ▾

Judicial Officer	Comment
Jones, Jeffrey S	Judge: Jeffrey S Jones;

03/22/2013 Closed

03/22/2013 Creates Judgment Lien ▾

Comment

03/29/2013 Disposition - Reported ▾

Comment

Defendant: MICHAEL WAYNE MCELROY

04/28/2013 Judgment - Payment Schedule Assessment ▾

Comment

03/24/2015 Request ▾

Comment

Comment: ftr rq complete,ctdt3/8/13 CIDC Gutbezahl;

08/29/2016 Notice - Delinquent

Financial

MCELROY, MICHAEL WAYNE

Total Financial Assessment \$2,907.14

Total Payments and Credits \$2,907.14

3/28/2013 Transaction Assessment \$1,967.64

3/28/2013 Transaction Assessment \$60.00

3/28/2013 Transaction Assessment \$510.00

3/28/2013 Transaction Assessment \$60.00

4/28/2013 Transaction Assessment \$200.00

3/12/2015 Counter Payment Receipt # 2057075 UNKNOWN (\$0.50)

3/19/2015 Transaction Assessment \$9.00

3/3/25, 10:00 AM

Details

3/19/2015	Counter Payment	Receipt # 2058583	UNKNOWN	(\$9.00)
7/21/2016	Phone Payment	Receipt # 2016-2386945	MCELROY, MICHAEL WAYNE	(\$10.00)
4/2/2021	Vacate Remaining Balance			\$200.00
5/3/2024	xRPGM - Restricted Program Payments	Receipt # 2024-299512	MCELROY, MICHAEL WAYNE	(\$2,887.64)

Case Information

C122025CR | State of Oregon VS. MICHAEL WAYNE MCELROY

Case Number	Court	
C122025CR	Washington	
File Date	Case Type	Case Status
09/07/2012	Offense Felony	Closed

Party

Plaintiff	Active Attorneys▼
State of Oregon	Lead Attorney
	Gerhard, John C, IV
Defendant	Active Attorneys▼
MCELROY, MICHAEL WAYNE	Lead Attorney
DOB	Johnson, Jennelle Jennifer
XX/XX/1978	Court Appointed

Charge

Charges
MCELROY, MICHAEL WAYNE

	Description	Statute	Level	Date
1	Identity Theft	165.800	Felony Class C	08/15/2012
2	Forgery in the First Degree	165.013	Felony Class C	08/15/2012
3	Theft in the First Degree	164.055	Felony Class C	08/15/2012
4	Theft in the First Degree	164.055	Felony Class C	08/02/2012

Disposition Events

04/24/2013 Plea ▾

Judicial Officer
Unassigned, Judge

1	Identity Theft	Guilty
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09/19/2012 Plea ▾

Judicial Officer
Unassigned, Judge

1	Identity Theft	Not Guilty
2	Forgery in the First Degree	Not Guilty
3	Theft in the First Degree	Not Guilty
4	Theft in the First Degree	Not Guilty

04/24/2013 Disposition ▾

Judicial Officer
Unassigned, Judge

1	Identity Theft	Convicted
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04/24/2013 Disposition ▾

Judicial Officer
Unassigned, Judge

2	Forgery in the First Degree	Dismissed
3	Theft in the First Degree	Dismissed
4	Theft in the First Degree	Dismissed

04/24/2013 Sentence ▾

1	Identity Theft	Sentence
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Converted Disposition

Restitution \$4500.00	Payee KASSAB JEWELERS Victim	Attorney Fees
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Converted Disposition

Guidelines: Severity 3 History E Statutory Rqmts: DNA Blood Draw Oregon Dept of Co

▶

Events and Hearings

09/07/2012 Arraignment ▾

Hearing Time
03:00 PM

09/07/2012 Arraignment ▾

Judicial Officer	Comment
Fun, James L	Comment: PRELIM 9-12-12 @ 4PM CAA RA; Room: LEC1; Judge: James L Fun; Reporter: GOLD FTR Defendant: MICHAEL WAYNE MCELROY District Attorney: CERT LAW STUDENT WASHINGTON

09/07/2012 Information ▾

Comment
Comment: COMPLAINANT'S; Event Status: RP ; Event Status Date: 09/14/2012;

09/07/2012 Arraignment - Count

09/07/2012 Remove - Inactive Status

09/07/2012 Order ▾

Judicial Officer	Comment
Fun, James L	Comment: FROM ARRAIGNMENT; Court Action: Signed; Court Action Date: 09/07/2012; Judge: James L Fun;

09/07/2012 Affidavit - Eligibility - ACP ▾

Comment

Event Status: Verified; Event Status Date: 09/12/2012;

09/10/2012 Agreement - Recognizance Release

09/12/2012 Hearing - Preliminary ▾

Hearing Time

04:00 PM

09/12/2012 Appearance ▾

Judicial Officer

Nachtigal, Gayle A

Comment

Comment: Prelim Waived Arr on 09/19/12 @8:15 AM LEC; Room: 440J; Judge: Gayle A Nachtigal; Defendant: MICHAEL WAYNE MCELROY District Attorney: JASON RING Court Appointed: JENNELLE JENNIFER JOHNSON Reporter: GOLD FTR

09/12/2012 Order - Appointing Counsel ▾

Judicial Officer

Fun, James L

Comment

Court Action: Signed; Court Action Date: 09/07/2012; Judge: James L Fun; Court Appointed: JENNELLE JENNIFER JOHNSON

09/14/2012 Information ▾

Comment

Comment: DA's Info; Court Action: Signed; Court Action Date: 09/13/2012; District Attorney: JOHN C GERHARD

09/14/2012 Order ▾

Judicial Officer

Nachtigal, Gayle A

Comment

Comment: PRELIM WAIVED BY DEF IN COURT; Court Action: Signed; Court Action Date: 09/12/2012; Judge: Gayle A Nachtigal;

09/19/2012 Arraignment ▾

Hearing Time

8:15 AM

Comment

Comment: ON DA'S INFO;

09/19/2012 Arraignment ▾

Judicial Officer

Fun, James L

Comment

Comment: PTC-10.15.12 @ 1:30pm; Room: LEC1; Judge: James L Fun; Reporter: GOLD FTR Defendant: MICHAEL WAYNE MCELROY Court Appointed: JENNELLE JENNIFER JOHNSON District Attorney: THOMAS J TINTERA

09/19/2012 Order ▾

Judicial Officer	Comment
Fun, James L	Comment: FROM ARRAIGNMENT; Court Action: Signed; Court Action Date: 09/19/2012; Judge: James L Fun;

09/19/2012 Plea - Not Guilty

09/26/2012 Notice ▾

Comment	
Comment: TO SEEK JURY FINDING OF SENTENCE ENHANCEMENT FACTORS; District Attorney: JOHN C GERHARD	

10/15/2012 Hearing - Pre-Trial Conference ▾

Hearing Time
01:30 PM

10/15/2012 Hearing - Pre Trial Conference ▾

Judicial Officer	Comment
Upton, Suzanne M.	Comment: CAD 12/7/12 TL 12/12/12 @9AM; Room: 303C; Judge: Suzanne M. Upton; Defendant: MICHAEL WAYNE MCELROY Reporter: GOLD FTR District Attorney: JOHN C GERHARD Court Appointed: JENNELLE JENNIFER JOHNSON

10/16/2012 Disposition ▾

Judicial Officer	Comment
Upton, Suzanne M.	Comment: FROM PTC, OFFER REJECTED; Court Action: Signed; Court Action Date: 10/15/2012; Judge: Suzanne M. Upton; Defendant: MICHAEL WAYNE MCELROY

10/22/2012 Certificate - Compliance ▾

Comment
Comment: W/ CRIME VICTIMS RIGHTS LAWS; District Attorney: JOHN C GERHARD

12/03/2012 Motion - Continuance ▾

Comment
Comment: W/AFFIDAVIT; Court Appointed: JENNELLE JENNIFER JOHNSON

12/04/2012 Order - Continue ▾

Judicial Officer	Comment
Thompson, Kirsten E	Court Action: Signed; Court Action Date: 12/04/2012; Judge: Kirsten E Thompson;

12/05/2012 Notice - Printed

3/25, 10:03 AM

Details

12/05/2012 Notice - Trial

12/07/2012 Call ▾

Hearing Time

09:02 AM

Cancel Reason

Set-Over Def

Comment

Event Status: Set-Over Def; Event Status Date: 12/05/2012;

12/12/2012 Trial - Twelve Person Jury ▾

Hearing Time

8:59 AM

Cancel Reason

Set-Over Def

Comment

Event Status: Set-Over Def; Event Status Date: 12/05/2012;

01/30/2013 Motion - Continuance ▾

Comment

Comment: W/AFFIDAVIT; Court Appointed: JENNELLE JENNIFER JOHNSON

01/31/2013 Notice - Printed

01/31/2013 Notice - Trial

01/31/2013 Order - Continue ▾

Judicial Officer

Knapp, Rick

Comment

Court Action: Signed; Court Action Date: 01/31/2013; Judge: **RICK KNAPP**;

02/01/2013 Call ▾

Hearing Time

09:02 AM

Cancel Reason

Set-Over Def

Comment

Event Status: Set-Over Def; Event Status Date: 01/31/2013;

02/06/2013 Trial - Twelve Person Jury ▾

Hearing Time

8:59 AM

3/25, 10:03 AM

Details

Cancel Reason

Set-Over Def

Comment

Event Status: Set-Over Def; Event Status Date: 01/31/2013;

04/10/2013 Notice ▾

Comment

Comment: OF DEMAND FOR SPEEDY TRIAL; Defendant: MICHAEL WAYNE MCELROY

04/12/2013 Call ▾

Hearing Time

09:02 AM

04/17/2013 Trial - Twelve Person Jury ▾

Hearing Time

8:59 AM

Cancel Reason

Set-Over Def

Comment

Event Status: Set-Over Def; Event Status Date: 04/12/2013;

04/17/2013 Hearing - Change Plea ▾

Hearing Time

09:01 AM

Comment

Comment: CHG PLEA DOT;

04/17/2013 Hearing - Change of Plea ▾

Judicial Officer

Thompson, Kirsten E

Comment

Comment: RESET STIPULATED; COP SET FOR 4/24/13 AT 1:30 P.M. DEFT TO REMAIN IN WASHINGTON COUNTY JAIL, IN-CUSTODY ON THIS CASE, PENDING NEW DATES.; Room: 202C; Judge: Kirsten E Thompson; District Attorney: JOHN C GERHARD Court Appointed: JENNELLE JENNIFER JOHNSON Defendant: MICHAEL WAYNE MCELROY Reporter: GOLD FTR

04/24/2013 Hearing - Change Plea ▾

Hearing Time

01:30 PM

04/24/2013 Convicted

04/24/2013 Dismissed

04/24/2013 Hearing - Plea/Sentence ▾

3/3/25, 10:03 AM

Details

Judicial Officer	Comment
Thompson, Kirsten E	Room: 202C; Judge: Kirsten E Thompson; Court Appointed: JENNELLE JENNIFER JOHNSON Defendant: MICHAEL WAYNE MCELROY Reporter: GOLD FTR District Attorney: JOHN C GERHARD

04/24/2013 Plea - Guilty

04/29/2013 Order ▾

Judicial Officer	Comment
Thompson, Kirsten E	Comment: FROM COP R/S, STIPULATED DEF TO REMAIN IN CUSTODY; Court Action: Signed; Court Action Date: 04/17/2013; Judge: Kirsten E Thompson;

04/29/2013 Petition - Guilty Plea ▾

Judicial Officer	Comment
Thompson, Kirsten E	Comment: W/ NORA; Court Action: Signed; Court Action Date: 04/24/2013; Judge: Kirsten E Thompson; Defendant: MICHAEL WAYNE MCELROY

06/17/2013 Submitted ▾

Comment	
Comment: JUDGMENT OF CONVICTION AND SENTENCE/KET SGN'D 06/27/2013;	

07/01/2013 Judgment - Sentence ▾

Judicial Officer	Comment
Thompson, Kirsten E	Court Action: Signed; Court Action Date: 06/27/2013; Judge: Kirsten E Thompson;

07/01/2013 Sentence

07/01/2013 Creates Judgment Lien ▾

Comment	
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07/09/2013 Closed

07/11/2013 Disposition - Reported ▾

Comment	
Defendant: MICHAEL WAYNE MCELROY	

08/13/2013 Judgment - Payment Schedule Assessment ▾

Comment	
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01/06/2015 Motion ▾

Comment	
Comment: Motion to Amend Sentencing Judgment w/affidavit; Defendant: MICHAEL WAYNE MCELROY	

01/06/2015 Affidavit ▾

Comment

Comment: Affidavit of Indigence; Defendant: MICHAEL WAYNE MCELROY

01/09/2015 Order ▾

Judicial Officer

Thompson, Kirsten E

Comment

Comment: TO AMEND SENTENCING JUDGMENT; Court Action: Denied; Court Action Date: 01/08/2015; Judge: Kirsten E Thompson;

Financial

MCELROY, MICHAEL WAYNE

Total Financial Assessment	\$5,310.00	
Total Payments and Credits	\$0.00	
7/9/2013	Transaction Assessment	\$4,500.00
7/9/2013	Transaction Assessment	\$610.00
7/9/2013	Transaction Assessment	\$60.00
7/9/2013	Transaction Assessment	\$140.00
8/13/2013	Transaction Assessment	\$200.00
11/12/2021	CJO Reduction	\$200.00