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

STATE OF OREGON,

Plaintiff,

v.

CLARK, RODD,
DOB: 1/14/1944

Defendant.

Case No.

INDICTMENT

The above-named defendant is accused by the Grand Jury of Crook County, State of Oregon, by this indictment of the crimes of:

COUNT 1 ORS 260.665 UNDUE INFLUENCE (Class C Felony)

COUNT 2 ORS 162.415 OFFICIAL MISCONDUCT IN THE FIRST DEGREE (Class A Misdemeanor)

committed as follows:

COUNT 1 The defendant, on or about August 31, 2005, in Crook County, Oregon, did unlawfully subject another person to undue influence with the intent to induce another person to refrain from being a candidate, contrary to the statutes in such cases made and provided and against the peace and dignity of the State of Oregon.

COUNT 2 As part of the same act or transaction and as part of a common scheme or plan as alleged in COUNT 1, the defendant, on or about August 31, 2005, in Crook County, Oregon,

1 being a public servant, did unlawfully and knowingly perform an act, which act constituted an
 2 unauthorized exercise in his official duties, with the intent to obtain a benefit, contrary to the
 3 statutes in such cases made and provided and against the peace and dignity of the State of
 4 Oregon.

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 6 Dated at Prineville, Oregon, in the county aforesaid, on May 11, 2007.

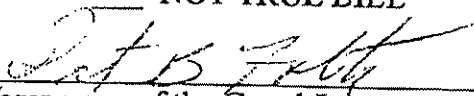
TRUE BILL

NOT TRUE BILL

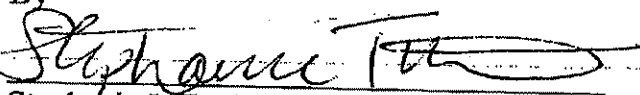
Witnesses

9 Examined Before the Grand Jury
 10 in person (unless noted)

- 10 Todd Gray
- 11 Frank Avey
- 12 Robert Capehart
- 12 James Chapman
- 13 David Dethman
- 13 Billy Elliott
- 14 Christopher Estes
- 14 Samuel Forney
- 15 Eugene Hensley
- 15 James Hensley
- 16 Alec Irwin
- 16 Travis Jurgens
- 17 Garry Leith
- 18 Tish Plasterer
- 18 Sue Ramey
- 19 Jerry Saltos
- 19 James Savage
- 20 Lori Toll
- 20 Troy Wiles
- 21 Bradley Wright
- 22 Russell Wright
- 22 Rodd Clark


 Foreperson of the Grand Jury

GARY WILLIAMS, OSB #84385
 District Attorney
 Crook County, Oregon

By

 Stephanie J. Tuttle, OSB #93446
 Assistant Attorney General

AFFIRMATIVE DECLARATION

The District Attorney hereby affirmatively declares for the record, as required by ORS 161.566, upon the date scheduled for the first appearance of the defendant, and before the court asks under ORS 135.020 how the defendant pleads to the charge(s), the State's intention that any misdemeanor charged herein proceed as a misdemeanor. STEPHANIE TUTTLE OSB 93446 //dla