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4 IN THE CIRCUIT COURT OF THE STATE OF OREGON
5 FOR THE COUNTY OF DESCHUTES
6

7 STATE OF OREGON

Case No. 21CR38742

Plaintiff,

8 vs.

INDICTMENT

9 LOVEJOY, FLYNN DAVID
10 (11/19/2001)
11 W / M / 6'01 / 160 / BRO / BLU
12 SID#: 26082674 / Control #:

For Violation of ORS:
163.118 F/A
163.125 F/B
811.705 F/B
813.010 M/A
163.195 M/A
811.140 M/A

13 Defendant.

2021-00044134/DESCHUTES COUNTY SHERIFF'S OFFICE

14
15 The above-named defendant is accused by the Grand Jury in this indictment of the
16 offenses of: Manslaughter in the First Degree (Count 1), Manslaughter in the Second Degree
17 (Count 2), Failure to Perform Duties of a Driver to Injured Persons (Count 3), Driving Under the
18 Influence of Intoxicants (Count 4), Recklessly Endangering Another Person (Count 5), Reckless
19 Driving (Count 6); committed as follows:

18 COUNT 1: MANSLAUGHTER IN THE FIRST DEGREE - ORS 163.118: That the said
19 defendant, on or about August 10, 2021, in Deschutes County, Oregon, did unlawfully and
20 recklessly, under circumstances manifesting extreme indifference to the value of human life,
21 cause the death of Richard Allen Wolf, another human being.

20 The state further alleges that the above-described offense resulted from operation of a motor
21 vehicle, defendant was the driver of the motor vehicle, and defendant was driving under the
22 influence of intoxicants when he or she committed the offense. (Crime Seriousness 10).

22 COUNT 2: MANSLAUGHTER IN THE SECOND DEGREE - ORS 163.125: That the said
23 defendant, on or about August 10, 2021, in Deschutes County, Oregon, did unlawfully and
24 recklessly cause the death of Richard Allen Wolf, another human being.

24 The state further alleges that the above-described offense resulted from operation of a motor
25 vehicle, defendant was the driver of the motor vehicle, and defendant was driving under the
26 influence of intoxicants when he or she committed the offense. (Crime Seriousness Level 9)

1 COUNT 3: FAILURE TO PERFORM DUTIES OF A DRIVER TO INJURED PERSONS -

2 ORS 811.705: That the said defendant, on or about August 10, 2021, in Deschutes County,
3 Oregon, being the driver of a vehicle being operated on a highway or premises open to the
4 public, which was involved in an accident that resulted in the death of Richard Allen Wolf, did
5 unlawfully and knowingly fail to: immediately stop the vehicle at the scene of the accident or as
6 close thereto as possible and reasonably investigate what the driver's vehicle struck; and remain
7 at the scene of a collision until a police officer has arrived and is provided with the driver's name
8 and address, the name and address of the owner of the driver's vehicle, the registration number
9 of the motor vehicle, the name of the insurance carrier covering the motor vehicle, and the
10 insurance policy number of the insurance policy insuring the motor vehicle.

11 The state further alleges that the above-described offense resulted from operation of a motor
12 vehicle, defendant was the driver of the motor vehicle, and defendant was driving under the
13 influence of intoxicants when he or she committed the offense. (Crime Seriousness Level 8)

14 COUNT 4: DRIVING UNDER THE INFLUENCE OF INTOXICANTS - ORS 813.010: That
15 the said defendant, on or about August 10, 2021, in Deschutes County, Oregon, did unlawfully
16 drive a vehicle upon a highway or premises open to the public while under the influence of
17 intoxicating liquor.

18 The State further alleges the defendant operated a vehicle while the defendant had a .15 percent
19 or more by weight of alcohol in the blood of the defendant as shown by chemical analysis of the
20 breath or blood.

21 COUNT 5: RECKLESSLY ENDANGERING ANOTHER PERSON - ORS 163.195: That the
22 said defendant, on or about August 10, 2021, in Deschutes County, Oregon, did unlawfully and
23 recklessly create a substantial risk of serious physical injury to Richard Allen Wolf.

24 The State further alleges that the above crime was committed while the said defendant was
25 operating a motor vehicle.

26 COUNT 6: RECKLESS DRIVING - ORS 811.140: That the said defendant, on or about August
10, 2021, in Deschutes County, Oregon, did unlawfully and recklessly drive a vehicle upon a
highway or premises open to the public in a manner that endangered the safety of persons or
property.

The State further alleges the above listed offenses are of the same or similar character,
and/or are all based on the same act or transaction, and/or are all based on two or more acts
or transactions connected together or constituting parts of a common scheme or plan.

Contrary to the statutes, regulations and such cases made and provided and against the peace and
dignity of the State of Oregon.

1 Dated at Bend Oregon this 2 day of November, 2021.

2 Grand Jury proceedings are on the following dates: 11/02/2021

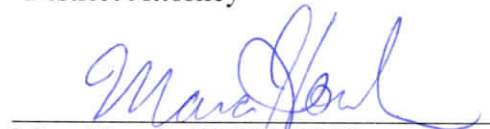
3 Witnesses subpoenaed and examined before the
4 Grand Jury and for the State of Oregon:

a true bill

5 Sergeant Shawn Heierman (DCSO), In Person
6 Deputy Zack Johnson (DCSO), By Video
7 Forensic Scientist Devin Mast (BEND), By
8 Video
9 Trooper April Ratliff (OSP), In Person
10 Liam Klatt (DCSO), In Person
11 Forensic Scientist Michael Jackson, By Report


Foreperson of the Grand Jury

John Hummel
District Attorney


Mara Houck, OSB#161939
Deputy District Attorney