

Verified Correct Copy of Original 2/4/2025

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

STATE OF OREGON,

Plaintiff,

v.

THEMBA HASAAN KELLEY,  
DOB: 02/11/1969  
SID: 20329191  
FBI: 760945EA1

also known as  
THEMBA H KELLEY

DOB: 02/11/1969

also known as  
THEMBA HASAAN KELLEY  
DOB: 02/11/1969

Defendant.

Court Nbr: 16CR46168

DA Case: 051-0886315

Crime Report:

Portland Police Bureau: 42 16-238929

Portland Police Bureau: 42 16-239235

**JUDGMENT OF DISMISSAL AS TO  
COUNT 3 OF THE REINDICTMENT  
(08/16/2016)**

FILED MULTNOMAH CO CIRCUIT CT  
25 FEB 4 PM 3:00

On the application of ANTHONY H DUNDON, Deputy District Attorney, this matter came before the court for a judgment dismissing Count 3 of the within reindictment as to the defendant, and

It appearing to the court that in light of additional evidence, the State believes Count 3 of the reindictment can no longer be proven beyond a reasonable doubt and the State so moves to dismiss Count 3. In late June 2024 defendant's agent contacted the named victim of Count 3 of this matter and obtained an affidavit signed by the named victim. The affidavit was electronically filed in the court register July 19, 2024. That affidavit described additional details regarding the status of consciousness of the named victim at the time of the events alleged in Count 3. The State recently obtained and reviewed a follow up interview by law enforcement of the named victim in Count 3 wherein the named victim confirmed that she was awake at the time of the events alleged in Count 3. Accordingly, Count 3 should be dismissed, and that the ends of justice will be best served by the dismissal of the within matter, and being fully advised in the premises,



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IT IS ADJUDGED that Count 3 of the reindictment herein against the above-named defendant, charging defendant with the charge of Attempted Sex Abuse I, be and the same is hereby dismissed.

  
Multnomah County Circuit Court Judge

2-4-25  
Date

SUBMITTED BY:

ANTHONY H DUNDON  
Multnomah County District Attorney Office  
1200 SW 1st Avenue, Suite 5200  
Portland, OR 97204

OSB# 143116

JUDGMENT OF DISMISSAL

Brian Decker  
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OSB# 165548