

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

STATE OF OREGON,

Plaintiff,

vs.

TERRY L ROWAN,

Defendant

Case No. 25CR32657

DIVERSION AGREEMENT
(COUNT 2 – RECKLESS DRIVING)

Pursuant to ORS 135.881 to ORS 135.091, the State of Oregon, acting by and through District Attorney Ryan Rodighiero, and Defendant, by and through attorney Nick Blanc, hereby agree that Defendant should be diverted from the criminal justice system for a period not to exceed 6 months under the following conditions:

1. The attorney for the State of Oregon represents that he has considered the factors listed in ORS 135.886 (2) and that it appears to the State of Oregon that diversion of the Defendant would be in the interests of justice and of the benefit to Defendant and the community;
2. Defendant shall waive the following rights for the charge Reckless Driving- Count 2 in 25CR32657;
 - a. The right to a speedy trial and trial by jury;
 - b. The right to present evidence on the defendant's behalf;
 - c. The right to confront and cross-examine witnesses against the defendant;
 - d. The right to contest evidence presented against the defendant, including the right to object to hearsay evidence; and
 - e. The right to appeal from a judgment of conviction resulting from an adjudication of guilt entered under subsection (2) of this section, unless the appeal is based on an allegation that the sentence exceeds

1 the maximum allowed by law or constitutes cruel and unusual
2 punishment.

- 3
- 4 3. Defendant, and his attorney, agree there is a sufficient factual basis to support a plea of
5 no contest to Reckless Driving;
- 6
- 7 4. Defendant pleads no contest to the charge of Reckless Driving and conviction for the
8 offense is hereby suspended for a period not to exceed 180 days with the following
9 conditions:
- 10
- 11 5. Defendant shall obey all laws, and remain a law-abiding citizen during this diversion,
12 meaning no new crimes;
- 13
- 14 6. Defendant shall not use/possess intoxicants or go into any bars, taverns, or
15 establishments where the primary source of business is the sale of alcohol,
16 except for valid law enforcement purposes;
- 17
- 18 7. Defendant shall complete sixty (60) hours of community service at a public or non-
19 profit location approved by the Gilliam/Wheeler County Community Corrections;
- 20
- 21 8. Defendant shall pay a \$100 diversion fee;
- 22
- 23 9. Defendant agrees to provide written proof to the Court and to the District Attorney's
24 office that he has completed everything that is required of him under this diversion
25 Agreement within 6 months after the Court enters an Order staying the criminal
26 proceedings herein;
- 27
- 28 10. The diversion period shall begin the day a Judge signs an Order staying this case
pursuant to the diversion agreement and shall continue for a period not to exceed 180
days;

11. Defendant acknowledges that he/she understands upon violation of a term or condition of the diversion agreement, the court may resume the criminal proceedings and may sentence the Defendant for the offenses in the accusatory instrument in accordance with the waiver of rights in the Diversion Agreement. The defendant may not contest the sufficiency of the evidence establishing the defendant's guilt of the offenses in the accusatory instrument;
12. Defendant acknowledges and the State agrees that if Defendant successfully complies with this diversion agreement, the court shall discharge the person and dismiss the proceedings against the person. Discharge and dismissal under this section is not a conviction for purposes of this section or for purposes of disqualifications or disabilities imposed by law upon conviction of a crime;
13. Defendant acknowledges that the State may revoke the diversion agreement after the period of time the diversion has expired for any violation that occurs during the time of the diversion agreement. However, the state may not revoke for violations that occur after the diversion period has expired;

IT IS SO AGREED:



Ryan Rodighiero
District Attorney

June 12, 2025

Date



Terry Rowan (Sep 11, 2025 09:17:43 PDT)
Terry L Rowan
Defendant

11/09/2025

Date



Nick Blanc
Defense Counsel

9/11/25

Date

DiveRSION AGREEMENT

Final Audit Report

2025-09-11

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Document e-signed by Terry Rowan (trowan65@gmail.com)

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Agreement completed.

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CERTIFICATE OF SERVICE

I hereby certify that the forgoing **DIVERSION AGREEMENT (COUNT 2 – RECKLESS DRIVING)** was served on the following parties:

Ryan R. Rodighiero
Gilliam County District Attorney
P.O. Box 636
Condon, OR 97823
ryan.rodighiero@gilliamcounty.gov
Attorney for Plaintiff

By:

☒ by mailing a full, true and correct copy thereof in a sealed, first-class, and postage prepaid envelope, addressed to the attorney shown above at the last-known office address of the attorney shown above via the United States Postal Service at Pendleton, Oregon on the date set forth below.

☒ by emailing a full, true and correct copy thereof in pdf format to the email address of the attorney shown above.

☐ by faxing a full, true and correct copy thereof to the fax number of the attorney shown above.

☐ by hand delivering a full, true and correct copy thereof to the address of the attorney shown above.

DATED this 11th day of September 2025.



Nick R. Blanc, OSB No. 150818
nblanc@blancfirm.com