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

STATE OF OREGON,)
)
 Plaintiff,)
)
 vs.)
)
 KYLA R MAZHARY-CLARK,)
)
 Defendant.)

**SUPERSEDING
INDICTMENT**

Case No. 23CR46313
FPC No.
DA ID No. 23-1085

The Grand Jury of Linn County, State of Oregon, accuses the defendant of:

- Count 1: PERJURY**
(C Felony; ORS 162.065; FSG = 6)
- Count 2: PERJURY**
(C Felony; ORS 162.065; FSG = 6)
- Count 3: PERJURY**
(C Felony; ORS 162.065; FSG = 6)
- Count 4: PERJURY**
(C Felony; ORS 162.065; FSG = 6)
- Count 5: PERJURY**
(C Felony; ORS 162.065; FSG = 6)
- Count 6: PERJURY**
(C Felony; ORS 162.065; FSG = 6)
- Count 7: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE**
(C Felony; ORS 163.245; FSG = 4)
- Count 8: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE**
(C Felony; ORS 163.245; FSG = 4)
- Count 9: PERJURY**
(C Felony; ORS 162.065; FSG = 6)

1 **Count 10: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE**
(C Felony; ORS 163.245; FSG = 4)

2 **Count 11: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE**
3 (C Felony; ORS 163.245; FSG = 4)

4 **Count 12: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE**
5 (C Felony; ORS 163.245; FSG = 4)

6 **Count 13: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE**
7 (C Felony; ORS 163.245; FSG = 4)

8 committed as follows:

9 **COUNT 1: PERJURY**

10 The defendant, on or between February 14, 2019 and November 30, 2023, in Linn
11 County, Oregon, having been placed under oath, by a person with authority to administer
the oath, did unlawfully and knowingly make a false sworn statement in regard to a
material issue, knowing it to be false; (defendant's statement in Petition for Psychological
Parent Custody in 19DR03123 that minor children resided with defendant between
November 2018 and present).

12 **COUNT 2: PERJURY**

13 The defendant, on or between February 14, 2019 and November 30, 2023, in Linn
14 County, Oregon, having been placed under oath, by a person with authority to administer
the oath, did unlawfully and knowingly make a false sworn statement in regard to a
material issue, knowing it to be false; (defendant's statement in Petition for Psychological
Parent Custody in 19DR03123 that defendant is the caregiver of the minor children).

15 **COUNT 3: PERJURY**

16 The defendant, on or between February 14, 2019 and November 30, 2023, in Linn
17 County, Oregon, having been placed under oath, by a person with authority to administer
the oath, did unlawfully and knowingly make a false sworn statement in regard to a
material issue, knowing it to be false; (defendant's statement in Petition for Psychological
Parent Custody in 19DR03123 that Oregon is the home state of the minor children and/or
18 the minor children and the defendant has resided in Oregon continuously for at least 6
19 months preceding the filing of this action).

20 **COUNT 4: PERJURY**

21 The defendant, on or between February 14, 2019 and November 30, 2023, in Linn
22 County, Oregon, having been placed under oath, by a person with authority to administer
the oath, did unlawfully and knowingly make a false sworn statement in regard to a
material issue, knowing it to be false; (defendant's statement in Petition for Psychological
Parent Custody in 19DR03123 that defendant is the minor children's aunt).

23 **COUNT 5: PERJURY**

1 The defendant, on or between August 9, 2019 and November 30, 2023, in Linn County,
2 Oregon, having been placed under oath, by a person with authority to administer the
3 oath, did unlawfully and knowingly make a false sworn statement in regard to a material
4 issue, knowing it to be false; (defendant's statement in Declaration of Petitioner in support
5 of her Motion for Entry of Judgment of Without a Hearing in 19DR03123 that the children
6 were previously put in foster care in Illinois).

COUNT 6: PERJURY

5 The defendant, on or about June 25, 2021, in Linn County, Oregon, did unlawfully and
6 knowingly make a false unsworn declaration in regard to a material issue, knowing it to be
7 false; (defendant's statement in Declaration of Petitioner in support of Petitioner's
8 Objection to Respondent Jamie Clark's Motion to Vacate Order of Default in 19DR03123
9 that the children have been residing at defendant's home with Respondent Jamie Clark's
10 knowledge and consent for over a year and a half).

COUNT 7: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE

9 The defendant, on or about June 25, 2021, in Linn County, Oregon, knowing that she had
10 had no legal right to do so, did unlawfully and knowingly keep Sadie and/or Sage Clark
11 from Jamie Crompton, their lawful custodian, with the intent to hold them permanently or
12 for a protracted period of time;

COUNT 8: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE

12 The defendant, on or about October 14, 2021, in Linn County, Oregon, knowing that she
13 had had no legal right to do so, did unlawfully and knowingly take, entice or keep Sadie
14 and Sage Clark from Jamie Crompton, their lawful custodian, with the intent to hold them
15 permanently or for a protracted period of time;

COUNT 9: PERJURY

15 The defendant, on or about February 14, 2022, in Linn County, Oregon, did unlawfully
16 and knowingly make a false unsworn declaration in regard to a material issue, knowing it
17 to be false; (defendant's statement in Declaration of Petitioner in support of Petitioner's
18 Objection to Motion to Set Aside General Judgment of Psychological Parent Custody in
19 19DR03123 that defendant did not know where Jamie Clark had moved to)

COUNT 10: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE

18 The defendant, on or about February 17, 2022, in Linn County, Oregon, knowing that she
19 had had no legal right to do so, did unlawfully and knowingly keep Sadie and/or Sage
20 Clark from Jamie Crompton, their lawful custodian, with the intent to hold them
21 permanently or for a protracted period of time;

COUNT 11: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE

21 The defendant, on or about May 23, 2022, in Linn County, Oregon, knowing that she had
22 had no legal right to do so, did unlawfully and knowingly keep Sadie and/or Sage Clark
23 from Jamie Crompton, their lawful custodian, with the intent to hold them permanently or
for a protracted period of time;

1 **COUNT 12: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE**

2 The defendant, on or about January 26, 2023, in Linn County, Oregon, knowing that she
3 had had no legal right to do so, did unlawfully and knowingly keep Sadie and/or Sage
Clark from Jamie Crompton, their lawful custodian, with the intent to hold them
permanently or for a protracted period of time;

4 **COUNT 13: CUSTODIAL INTERFERENCE IN THE SECOND DEGREE**

5 The defendant, on or about November 6, 2023, in Linn County, Oregon, knowing that she
6 had had no legal right to do so, did unlawfully and knowingly keep Sadie and/or Sage
Clark from Jamie Crompton, their lawful custodian, with the intent to hold them
permanently or for a protracted period of time;

7 **JOINDER:**

8 The State further alleges that, as to all counts contained within this instrument, the crimes
9 were (1) of the same or similar character, (2) based on the same act or transaction, or (3)
based on two or more acts or transactions connected together or constituting parts of a
common scheme or plan.

10 contrary to the statutes and against the peace and dignity of the State of Oregon.

11 Witnesses examined and appeared in person unless
otherwise indicated before the Grand Jury:

12 JAMIE CROMPTON
13 Certified copy of Linn County 19DR03123 case file

14 Yes ✓ A TRUE BILL
Kathleen Hess
Foreperson of the Grand Jury
Jenna Wallace
Jenna Wallace
Deputy District Attorney
OSB No.: 154134

15
16 Date: December 7, 2023

17 Trial attorney for the State: Jenna Wallace, OSB No. 154134