

IN THE COURT OF APPEALS OF THE  
STATE OF OREGON

In the Matter of D. A. C.,  
a Youth.

STATE OF OREGON,  
*Respondent,*

*v.*

D. A. C.,  
*Appellant.*

Josephine County Circuit Court  
19JU02986; A172014

Pat Wolke, Judge.

Submitted April 9, 2021.

Erica Hayne Friedman filed the brief for appellant.

Ellen F. Rosenblum, Attorney General, Benjamin Gutman, Solicitor General, and Jonathan N. Schildt, Assistant Attorney General, filed the brief for respondent.

Before Armstrong, Presiding Judge, and Tookey, Judge, and Aoyagi, Judge.

PER CURIAM

Vacated and remanded.

**PER CURIAM**

Youth, who was adjudicated delinquent for conduct that, if committed by an adult, would constitute third-degree assault, appeals the juvenile court's judgment and order committing him to the Oregon Youth Authority (OYA) for a period not to exceed five years. Youth argues that the juvenile court erred by not including in its written findings describing why it is in youth's best interests to be placed in OYA custody. *See* ORS 419C.478(1) (in an order placing a youth offender in OYA custody, the juvenile court must "include written findings describing why it is in the best interests of the youth offender to be placed with the youth authority or the department"). The state concedes that the juvenile court erred. *See State v. J. R. C.*, 289 Or App 848, 850, 412 P3d 1201 (2018) (ORS 419C.478(1) mandates written findings, regardless whether a party requests them, and it is error for the court not to make written findings). We agree and accept the state's concession. We therefore vacate and remand "for the court to make such written findings as it deems appropriate to satisfy the statute's requirements." *Id.* We need not address youth's other assignment of error.

Vacated and remanded.