

Clackamas County Circuit Court

2017 Draft Supplementary Local Rules (SLR's)

Explanatory Comments Regarding Changes to the 2016 Supplementary Local Rules (SLR's)

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New SLR's

SLR #	Description of Change
7.044	<p><b>APPEARANCE BY TELEPHONE</b></p> <p>This SLR identifies what must be included in a motion for telephone appearance. In addition, it identifies who is responsible for cost of the appearance by telephone, and what the result of failure to be reached by telephone may be.</p>
8.017	<p><b>PARTICIPATION IN APPROPRIATE DISPUTE RESOLUTION</b></p> <p>This SLR notifies parties of requirements to participate in appropriate dispute resolution in domestic relations cases, sets up exemptions to this rule, as well as limitations on issues or claims that are subject to the mediation requirement, and how to request a waiver of this requirement.</p>
8.046	<p><b>COMPLIANCE WITH DISPUTE RESOLUTION REQUIREMENTS</b></p> <p>This SLR notifies parties of the requirement to file a notice with the court when parties to a domestic relations case have attended mediation or completed other dispute resolution process as required in SLR 8.017.</p>

Amended SLR's

SLR #	Description of Change
2.016	<p><b>DESIGNATION OF KNOWN PARTIES BY FICTITIOUS NAMES</b></p> <p>File and Serve does not allow a pleading to be filed with a fictitious name. We are adding this filing to 2.501, but wanted to notify filers in this section as well that the petition must be filed conventionally.</p>
2.501(1)(k) and (f)	<p><b>STIPULATED OR EX PARTE MATTERS FOR WHICH THE DOCUMENTS MUST BE PRESENTED CONVENTIONALLY AND MAY NOT BE ELECTRONICALLY FILED</b></p> <p>This amendment clarifies that Orders to Show Cause for Temporary Relief (<i>Pendente Lite</i>) may be electronically filed; however, if the filer is seeking immediate temporary orders pending the hearing, it must be filed conventionally.</p> <p>We added the requirement to file Petition to Designate Known Party by Fictitious Name conventionally.</p>

Amended SLR's, continued

SLR #	Description of Change
4.021	<p><b>CASE MANAGEMENT APPEARANCE</b></p> <p>The title of the hearing was changed from “Manager” to “Management”.</p> <p>The Court currently sets status conference hearings on the Case Management Calendar for Ballot Measure 11 offenses and homicide cases when they are not already specially assigned to an individual judge. In (2), we notify parties of the requirement on these cases.</p>
5.105(2)	<p><b>JUDGMENT IN CIVIL ACTION THAT INCLUDES MONEY AWARD</b></p> <p>This amendment clarifies what action the court may take if a judgment in a civil action that includes a money award but does not include all of the required information.</p>
6.012(8)	<p><b>CONFERENCES IN CIVIL PROCEEDINGS</b></p> <p>This amendment increases the amount of time parties have after a settlement is reached to submit a judgment or order, from twenty-eight (28) days to sixty (60) days.</p>
6.083	<p><b>STIPULATION TO EXHIBITS</b></p> <p>The title of this SLR was amended to add “Pretrial Disclosure and” to better describe the SLR.</p>
7.015(1), (2) and (3)	<p><b>CRIMINAL TRIALS</b></p> <p>In (1), we removed information about notices, as notices are no longer given to in custody defendants and their counsel.</p> <p>In (2), the time for the pre-plea conference (Case Management Hearing) was increased from thirty-five (35) days to forty-five (45) days. In addition, “Manager” was replaced with “Management” as the title of the hearing.</p> <p>In (3), now the parties receive notice of scheduled motion hearing dates was updated.</p>
7.025	<p><b>CIVIL TRIALS, MOTIONS AND SHOW CAUSE HEARINGS</b></p> <p>How parties receive notice of civil motion oral argument hearing dates was updated.</p>

**Amended SLR's, continued**

SLR #	Description of Change
7.061(1), (2) and (3)	<p><b>NOTICE TO THE COURT FOR SPECIAL ACCOMODATION UNDER THE AMERICANS WITH DISABILITIES ACT (ADA)</b></p> <p>In (1), we added that for good cause shown the court may waive the four (4) judicial day advance notice requirement.</p> <p>In (2), we added information about where the Request for ADA Accommodation form may be found.</p> <p>In (3), we added the TCA Office fax to the list of ways that a person may submit their request.</p>
18.005(1)	<p><b>FORCIBLE ENTRY AND DETAINER (FED)/LANDLORD TENANT: PAYMENT OF ADDITIONAL FILING FEES FOR TRIAL DEMAND</b></p> <p>This amendment makes clearer how a defendant may file a response and pay filing fees when making a demand for trial.</p>

**Deleted SLR's**

SLR #	Description of Change
5.055	<p><b>STAMPED, SELF-ADDRESSED CONFIRMATION CARDS REQUIRED</b></p> <p>Since the start of eFiling at our court, there has not been a need for confirmation cards. Most documents are filed electronically, and a filer who has access to OECl can look up the status of their filing electronically. Additionally, the court sends an electronic notice to attorneys or parties (if they electronically filed) when an order or judgment has been signed.</p>
<b>Chapter 24</b>	<p>Chief Justice Balmer has signed CJO 16-031, which repeals SLR Chapter 24 in all judicial districts, effective August 1, 2016. In light of statewide implementation of Oregon eCourt Program, the 2016 UTCR (effective August 1, 2016) has been amended to include provisions equivalent to those contained in SLR Chapter 24. The changes to the UTCR render SLR Chapter 24 redundant.</p>