

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

In The Matter Of Finding Good)
Cause To Set Arraignments)
For Individuals Who Are Arrested) ORDER
But Released From Custody)
Beyond 36 Hours From)
The Time Of Arrest)

THE COURT FINDS that ORS 135.010 requires the court to arraign defendants within 36 hours, excluding holidays, Saturdays, and Sundays, when the defendant is arrested and held in custody.

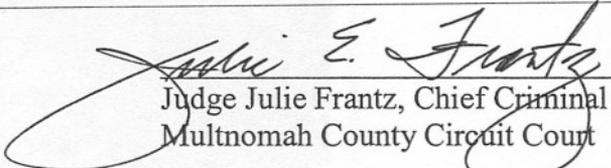
THE COURT FURTHER FINDS that in July 2009, the Multnomah County Sheriff's Office implemented a new open booking procedure under which law enforcement officers book all defendants into custody, rather than providing defendants with citations in lieu of arrest and requiring defendants to appear for a future court appearance date as authorized by ORS 133.070.

THE COURT FURTHER FINDS that the open booking procedure produced a shift in the scheduling of arraignments, as all defendants booked into custody were given a Monday afternoon or Tuesday morning arraignment date that met the 36 hour requirement set forth in ORS 135.010.

THE COURT FURTHER FINDS that on holiday weekends, the number of individuals who must be scheduled for arraignment exceeds the capacity of the arraignment courtroom dockets, necessitating that some arraignments be scheduled for the Wednesday following the holiday. This situation constitutes good cause to allow the arraignment of those defendants who are booked, but released from custody, beyond 36 hours from the time of arrest.

THE COURT THEREFORE ORDERS that the arraignment for those defendants who are released from custody be scheduled as soon as practicable, and not more than 96 hours from the time of arrest.

DATED this 31st day of August, 2010.



Judge Julie Frantz, Chief Criminal Judge
Multnomah County Circuit Court