

In the Matter of Out-of-Cycle  
Amendment of UTCR 9.410 and  
Form 9.410.1

) CHIEF JUSTICE ORDER  
) No. 11-072  
)  
) ORDER OF OUT-OF-CYCLE AMENDMENT OF  
) UTCR 9.410 and FORM 9.410.1

I HEREBY ORDER, pursuant to ORS 1.002 and UTCR 1.020, that:

1. Good cause has been shown and the effective date, requirements, and time limits established by UTCR 1.020(2), (3), and (4) are waived in order to make changes to the UTCR consistent with Oregon Laws 2011, chapter 229 (2011 House Bill 2683), which is applicable to confidential information in protective proceedings and became effective June 2, 2011.
2. UTCR 9.410 and Form 9.410.1, as shown in Attachment A to this order, are amended effective immediately. For the convenience of the reader, deleted wording is shown in *[brackets and italics]* and new wording is shown in **{braces, underline, and bold}**. When this rule and form, as amended, are posted and published as part of the UTCR, these highlights will not be shown.
3. Pursuant to UTCR 1.020(5), the UTCR changes implemented by this order shall be posted for public comment as soon as is practicable and shall be placed on the agenda of the next UTCR Committee meeting.

This order takes effect immediately.

Dated this 23<sup>RD</sup> day of November, 2011.



Paul J. De Muniz  
Chief Justice



5. The Visitor appointed by the court is prohibited from redisclosure of the information. At the conclusion of the proceeding, the Visitor must return all copies of the information received or made by the Visitor to the clerk of the court. Nothing in this order shall be construed to prevent the Visitor from discussing the contents of the information with the Petitioner, Respondent, Objector, and any nominated or appointed fiduciary.
6. In the event that a Petitioner, Respondent, Objector, and any nominated or appointed fiduciary does not have an attorney, that party may come to the courthouse prior to the date of the hearing to review the confidential information. The information shall not be duplicated in any manner by the party.
7. At the time of hearing, the unrepresented Petitioner, Respondent, Objector, and any nominated or appointed fiduciary may have a copy of the information in the courtroom for purposes of the hearing.
8. The unrepresented party must return the copy of the information to the clerk of the court at the conclusion of the proceeding.
9. The unrepresented party shall not remove any copy of the information from the courtroom without prior permission of the court.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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Circuit Court Judge