

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

In the Matter of: *or* State of Oregon
Plaintiff
v.

Defendant or Youth/Adjudicated Youth

Case No: _____

CLAIM OF VIOLATION OF CRIME VICTIM'S CONSTITUTIONAL RIGHTS

1. I, (full name) _____, am
 A victim in this case
 I ask that my contact information (provided on a separate form) be sealed and not made part of the public record in this case
 A person who wishes to be, but has not been, recognized as a victim, in this case

 The district attorney acting at the request of a victim in this case
(victim's name) _____
 I have included service information with this claim form

 A private attorney representing a victim in this case
(victim's name) _____
 I have included service information with this claim form

2. The following violation occurred on (date MM/DD/YYYY) _____
Describe violation: _____

2. The following violation occurred on (date MM/DD/YYYY) _____

Describe violation: _____

Additional page attached

3. I believe this conduct violated the victim's rights granted by Article I, sections 42(1)(a) to (g) and 43, of the Oregon Constitution. Specifically the right to:

- be present at and upon specific request, to be informed in advance of any critical stage of the proceedings held in open court when the defendant/youth is present, and to be heard at the pretrial release hearing/detention hearing and the sentencing/disposition
- obtain information about the conviction/adjudication, sentence/disposition, imprisonment, criminal history, and future release from physical custody of the defendant/youth upon request
- refuse an interview, deposition, or other discovery request by the defendant/youth or other person acting on behalf of the defendant/youth
- receive prompt restitution from the convicted defendant/adjudicated youth who caused the victim loss or injury
- have a copy of a transcript of any court proceeding held in open court, if one is otherwise prepared
- be consulted regarding plea negotiations involving any violent felony upon request
- be informed of the above-listed rights as soon as practicable
- be reasonably protected from the defendant/youth throughout the criminal justice process
- have decisions by the court regarding the pretrial release of the defendant/youth based upon the principle of reasonable protection of the victim and the public, as well as the likelihood that the defendant will appear for trial/adjudication

4. I ask the court to order:

I ask that the court grant an appropriate remedy or schedule a hearing to determine whether the victim's rights were violated

I hereby declare that the above statements are true to the best of my knowledge and belief. I understand they are made for use as evidence in court and I am subject to penalty for perjury.

Date

Signature

OSB# *(attorneys only)*

Name (printed)

Address

City, State, ZIP

Phone

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Plaintiff

v.

Defendant or Youth/Youth Offender

Case No: _____

**CLAIM OF VIOLATION OF
CRIME VICTIM'S
CONSTITUTIONAL
RIGHTS**
*Victim's Contact Information
Confidential*

File with the court clerk's office

List your residential address or an alternate contact address where you would like to receive information from the court about court hearings and court decisions. Notify the court if your contact information changes. If you fail to keep the court informed, the court may dismiss your claim.

Name

Street Address or PO Box

City

State

Zip Code

Phone

Note: You must provide this page to the court and the prosecuting attorney. You do not need to provide this page to the defendant/youth.

THIS INFORMATION MUST BE KEPT UNDER SEAL BY THE COURT