

APPENDIX OF FORMS

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

Division - _____

(court's address and phone number)

Case name: _____

Plaintiff Name _____

v. _____

1ST Defendant Name _____

CASE No. _____

**UTC R 2.100 REQUEST TO
SEGREGATE PROTECTED
PERSONAL INFORMATION FROM
CONCURRENTLY FILED DOCUMENT**

IMPORTANT NOTE TO PERSON COMPLETING THIS REQUEST: Except as specifically ordered by a court, this request and UTC R form 2.100.4b **cannot be used for contact information** (addresses, telephone numbers, employer identification, and similar information that can be used to contact someone, see *UTC R 2.100*). The type of information that can be protected by this form is limited to what is listed in UTC R 2.100.

To the court: Pursuant to UTC R 2.100, I request that the protected personal information in the form submitted with this request be segregated from information that the general public can see in the case noted above.

The protected personal information I request to be segregated is as follows:

A. The following is a <u>general</u> description of the protected personal information (<i>example description: "my Social Security number" or "parent's bank account number"</i>). <u>Do not include specific protected personal information here.</u>	B. The following is the legal authority by which I believe this information may be exempt from public inspection (<i>cite to statute, rule, case, etc.</i>). <i>Row numbers correspond to those in column A. Add rows in both columns as necessary.</i>
1.	1.
2.	2.
3.	3.
4.	4.

PERSON MAKING REQUEST MUST COMPLETE ALL THE FOLLOWING AS INDICATED:

1. *(Initial to confirm)* _____ The specific protected personal information described above is provided on the attached UTCR 2.100 segregated information sheet.
2. *(Initial to confirm)* _____ I have segregated the information described above from another document or form that I am submitting at the same time, *(describe document or form)* _____, to keep the protected information from being available to the general public. I appropriately noted in that other document the places where information has been provided in the attached information sheet rather than in that document. *(No fee is charged when information is segregated at time of submission.)*
3. I *(initial one)* _____ have OR _____ have not attached a self-addressed, stamped postcard with language required by UTCR 2.100 so that the court can inform me of its response to this request.
4. *(Initial to confirm)* _____ I understand that while the protected personal information may be withheld from the general public if this request is granted, it may still be available to some persons and government agencies as described in UTCR 2.100.
5. *(Initial to confirm)* _____ I have mailed or delivered copies of this request *(not including the attached UTCR Form 2.100.4b and its attachments)* to the persons required by UTCR 2.080.

I hereby declare that the above statement is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

Date _____
OSB# *(if applicable)* _____

Signature _____
Type or print name _____

For office use:

Request _____ granted OR _____ denied *(state reason)* _____
_____.

Date: _____

TRIAL COURT ADMINISTRATOR
By _____

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

Division - _____

(court's address and phone number)

Case name: _____

CASE No. _____

Plaintiff Name _____

v. _____

**UTCR 2.100 SEGREGATED
INFORMATION SHEET**

1ST Defendant Name _____

ATTENTION COURT STAFF: Except as your trial court administrator tells you otherwise, this sheet and its attachments are:

- to be maintained separately from the attached request, and
- NOT placed in any court file where they can be seen by the public, and
- NOT provided to any member of the public to see or copy.

PLEASE follow UTCR and Judicial Department instructions for protecting information on this form. Ask your trial court administrator if you have questions.

The requestor MUST complete all of the following information:

1. Requestor information:

Name:
Address:
Telephone number:
Other contact information:
Relationship to case:

2. Protected personal information that is segregated:

Row number used to identify on request	General description of the protected personal information (<i>same as on request</i>)	Relates to (<i>Person's name</i>)	The following is the specific Protected Personal Information to be segregated (<i>give the specific fact, e.g. Social Security number, that is being protected</i>). This can be a reference to an attachment. <u>Do not use for contact information</u> (<i>addresses, telephone numbers, employer identification, and similar information that can be used to contact someone</i>) unless specifically ordered by a court. The type of information that can be protected by this form is limited to what is listed in UTCR 2.100. Add rows as necessary.

3. There are attachments to this information sheet: ____ Yes ____ No
If so, how many pages _____

For Office use:

3. Confirming additional requirements completed:

- a. *(Initial to confirm)* _____ I have mailed or delivered copies of this request to the following persons required by UTCR 2.080 *(list names)*: _____.
- b. *(Initial to confirm)* _____ I understand that I will be responsible for any costs resulting from the court responding to this request except those costs for which I have obtained a waiver, and will advance money to cover those costs if requested by the court.

I hereby declare that the above statement is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

Date _____
OSB# *(if applicable)* _____

Signature _____
Type or print name _____

For Office use:

Request to inspect _____ granted OR _____ denied *(state reason)* _____
Related comments: _____

Date: _____

TRIAL COURT ADMINISTRATOR

By _____

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

Division - _____

(court's address and phone number)

Case name: _____

CASE No. _____

Plaintiff Name _____

v. _____

1ST Defendant Name _____

**UTCR 2.110 REQUEST TO REDACT
PROTECTED PERSONAL INFORMATION
FROM DOCUMENT EXISTING IN CASE FILE**

IMPORTANT NOTE TO PERSON COMPLETING THIS REQUEST: Except as specifically ordered by a court, this request and UTCR Form 2.100.4b **cannot be used for contact information** (addresses, telephone numbers, employer identification, and similar information that can be used to contact someone, see *UTCR 2.110*). The type of information that can be protected by this form is limited to what is listed in UTCR 2.100.

To the court: Pursuant to UTCR 2.110, I request that the protected personal information in the form attached to this request be redacted from a document in the case file for the case noted above that the general public can see.

The protected personal information I request to be segregated is as follows:

A. The following is a <u>general</u> description of the protected personal information (<i>example description: "my Social Security number" or "father's bank account number"</i>). <u>Do not include specific protected personal information here.</u>	B. The following is the legal authority by which I believe this information may be exempt from public inspection (<i>cite to statute, rule, case, etc.</i>). Row numbers correspond to those in column A. Add rows in both columns as necessary.
1.	1.
2.	2.
3.	3.
4.	4.

PERSON MAKING REQUEST MUST COMPLETE ALL THE FOLLOWING AS INDICATED:

1. *(Initial to confirm)* _____. The specific protected personal information described above is provided on the attached UTCR 2.100 segregated information sheet.
2. The specific protected personal information is in the document in the case file that the following identifies:
 - a. Case file number where found: _____.
 - b. Description of document containing the information: _____.
 - c. Page number *(identification)* of the page(s) containing the information: _____.
 - d. A copy of the object page(s) showing specifically the information to be redacted is attached *(required)*:
___ Yes ___ No
3. I have attached the required fee of \$_____ per page for all of the _____ *(number of pages)* pages I have requested be redacted for a total amount of \$_____ *(total amount of check or money order attached)*.
___ Yes ___ No
4. I *(initial one)* _____ have OR _____ have not attached a self-addressed, stamped postcard with language required by UTCR 2.110 so that the court can inform me of its response to this request.
5. *(Initial to confirm)* _____. I understand that while the protected personal information may be withheld from the general public if this request is granted, it may still be available to some persons and government agencies for purposes described in UTCR 2.100.
6. *(Initial to confirm)* _____. I have mailed or delivered copies of this request *(not including the attached UTCR Form 2.100.4b and its attachments)* to the persons required by UTCR 2.080.

I hereby declare that the above statement, the attached information sheet, and any attachments to the information sheet are true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

Date _____
OSB# *(if applicable)* _____

Signature _____
Type or print name _____

For office use:

Segregation _____ granted OR _____ denied *(state reason)* _____

Date: _____

TRIAL COURT ADMINISTRATOR
By _____

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

STATE,)
)
v.) Case No. _____
) PROSECUTING ATTORNEY'S NOTIFICATION
) OF COMPLIANCE WITH CRIME VICTIMS'
) CONSTITUTIONAL RIGHTS
_____,)
Defendant)

The charging instrument ☐ does ☐ does not include the name or pseudonym of each victim known to the prosecuting attorney.

- ☐ The additional victim(s) name(s) or pseudonym(s) known to this prosecutor is listed on this form or on the attached "Supplemental Victim Information Page."
- ☐ The listing of all victims in this case would be impractical for the prosecuting attorney.

My file indicates that I or a person known to me made a reasonable effort to give the following victim(s) information about the rights granted to victims by Article I, sections 42(1)(a) to (f) and 43, of the Oregon Constitution.

Victim's Name: _____

- ☐ Victims' rights information: ☐ Received ☐ Not received ☐ Unconfirmed
- ☐ Requested to be informed in advance of the following critical stages of the proceeding:
 - ☐ All ☐ None ☐ Release Hearing(s) ☐ Plea ☐ Sentencing ☐ Other: _____.
- ☐ Did ☐ Did not request that the prosecuting attorney assert and enforce the victim's constitutional rights, and the prosecuting attorney:
 - ☐ did not agree to assert or enforce any rights.
 - ☐ agreed to assert and enforce the following rights: _____.
- ☐ The victim expressed intent to assert the victim's constitutional rights independently.
- ☐ The court suspended the victim's constitutional rights pursuant to Article I, section 42(5), of the Oregon Constitution.

Victim's Name: _____

- ☐ Victims' rights information: ☐ Received ☐ Not received ☐ Unconfirmed
- ☐ Requested to be informed in advance of the following critical stages of the proceeding:
 - ☐ All ☐ None ☐ Release Hearing(s) ☐ Plea ☐ Sentencing ☐ Other: _____.
- ☐ Did ☐ Did not request that the prosecuting attorney assert and enforce the victim's constitutional rights, and the prosecuting attorney:
 - ☐ did not agree to assert or enforce any rights.
 - ☐ agreed to assert and enforce the following rights: _____.
- ☐ The victim expressed intent to assert the victim's constitutional rights independently.
- ☐ The court suspended the victim's constitutional rights pursuant to Article I, section 42(5), of the Oregon Constitution.

Submitted this _____ day of _____, 20____.

Prosecuting Attorney

OSB No. _____

My file indicates that I or a person known to me made a reasonable effort to give the following victim(s) information about the rights granted to victims by Article I, sections 42(1)(a) to (f) and 43, of the Oregon Constitution.

Victim's Name: _____

- ☐ Victims' rights information: ☐ Received ☐ Not received ☐ Unconfirmed
- ☐ Requested to be informed in advance of the following critical stages of the proceeding:
 - ☐ All ☐ None ☐ Release Hearing(s) ☐ Plea ☐ Sentencing ☐ Other: _____
- ☐ Did ☐ Did not request that the prosecuting attorney assert and enforce the victim's constitutional rights, and the prosecuting attorney:
 - ☐ did not agree to assert or enforce any rights.
 - ☐ agreed to assert and enforce the following rights: _____
- ☐ The victim expressed intent to assert the victim's constitutional rights independently.
- ☐ The court suspended the victim's constitutional rights pursuant to Article I, section 42(5), of the Oregon Constitution.

Victim's Name: _____

- ☐ Victims' rights information: ☐ Received ☐ Not received ☐ Unconfirmed
- ☐ Requested to be informed in advance of the following critical stages of the proceeding:
 - ☐ All ☐ None ☐ Release Hearing(s) ☐ Plea ☐ Sentencing ☐ Other: _____
- ☐ Did ☐ Did not request that the prosecuting attorney assert and enforce the victim's constitutional rights, and the prosecuting attorney:
 - ☐ did not agree to assert or enforce any rights.
 - ☐ agreed to assert and enforce the following rights: _____
- ☐ The victim expressed intent to assert the victim's constitutional rights independently.
- ☐ The court suspended the victim's constitutional rights pursuant to Article I, section 42(5), of the Oregon Constitution.

Victim's Name: _____

- ☐ Victims' rights information: ☐ Received ☐ Not received ☐ Unconfirmed
- ☐ Requested to be informed in advance of the following critical stages of the proceeding:
 - ☐ All ☐ None ☐ Release Hearing(s) ☐ Plea ☐ Sentencing ☐ Other: _____
- ☐ Did ☐ Did not request that the prosecuting attorney assert and enforce the victim's constitutional rights, and the prosecuting attorney:
 - ☐ did not agree to assert or enforce any rights.
 - ☐ agreed to assert and enforce the following rights: _____
- ☐ The victim expressed intent to assert the victim's constitutional rights independently.
- ☐ The court suspended the victim's constitutional rights pursuant to Article I, section 42(5), of the Oregon Constitution.

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

In the Matter of:

) Case No. _____
)
)
) PROSECUTING ATTORNEY'S NOTIFICATION
) OF COMPLIANCE WITH CRIME VICTIMS'
) CONSTITUTIONAL RIGHTS
)

_____,
A Youth / Youth Offender.

The charging instrument ☐ does ☐ does not include the name or pseudonym of each victim known to the prosecuting attorney.

- ☐ The additional victim(s) name(s) or pseudonym(s) known to this prosecutor is listed on this form or on the attached "Supplemental Victim Information Page."
- ☐ The listing of all victims in this case would be impractical for the prosecuting attorney.

My file indicates that I or a person known to me made a reasonable effort to give the following victim(s) information about the rights granted to victims by Article I, sections 42(1)(a) to (f) and 43, of the Oregon Constitution.

Victim's Name: _____

- ☐ Victims' rights information: ☐ Received ☐ Not received ☐ Unconfirmed
- ☐ Requested to be informed in advance of the following critical stages of the proceeding:
 - ☐ All ☐ None ☐ Release Hearing(s) ☐ Plea ☐ Disposition ☐ Other: _____.
- ☐ Did ☐ Did not request that the prosecuting attorney assert and enforce the victim's constitutional rights, and the prosecuting attorney:
 - ☐ did not agree to assert or enforce any rights.
 - ☐ agreed to assert and enforce the following rights: _____.
- ☐ The victim expressed intent to assert the victim's constitutional rights independently.
- ☐ The court suspended the victim's constitutional rights pursuant to Article I, section 42(5), of the Oregon Constitution.

Victim's Name: _____

- ☐ Victims' rights information: ☐ Received ☐ Not received ☐ Unconfirmed
- ☐ Requested to be informed in advance of the following critical stages of the proceeding:
 - ☐ All ☐ None ☐ Release Hearing(s) ☐ Plea ☐ Disposition ☐ Other: _____.
- ☐ Did ☐ Did not request that the prosecuting attorney assert and enforce the victim's constitutional rights, and the prosecuting attorney:
 - ☐ did not agree to assert or enforce any rights.
 - ☐ agreed to assert and enforce the following rights: _____.
- ☐ The victim expressed intent to assert the victim's constitutional rights independently.
- ☐ The court suspended the victim's constitutional rights pursuant to Article I, section 42(5), of the Oregon Constitution.

Submitted this _____ day of _____, 20____.

Prosecuting Attorney

OSB No. _____

My file indicates that I or a person known to me made a reasonable effort to give the following victim(s) information about the rights granted to victims by Article I, sections 42(1)(a) to (f) and 43, of the Oregon Constitution.

Victim's Name: _____

- ☐ Victims' rights information: ☐ Received ☐ Not received ☐ Unconfirmed
- ☐ Requested to be informed in advance of the following critical stages of the proceeding:
 - ☐ All ☐ None ☐ Release Hearing(s) ☐ Plea ☐ Disposition ☐ Other: _____.
- ☐ Did ☐ Did not request that the prosecuting attorney assert and enforce the victim's constitutional rights, and the prosecuting attorney:
 - ☐ did not agree to assert or enforce any rights.
 - ☐ agreed to assert and enforce the following rights: _____.
- ☐ The victim expressed intent to assert the victim's constitutional rights independently.
- ☐ The court suspended the victim's constitutional rights pursuant to Article I, section 42(5), of the Oregon Constitution.

Victim's Name: _____

- ☐ Victims' rights information: ☐ Received ☐ Not received ☐ Unconfirmed
- ☐ Requested to be informed in advance of the following critical stages of the proceeding:
 - ☐ All ☐ None ☐ Release Hearing(s) ☐ Plea ☐ Disposition ☐ Other: _____.
- ☐ Did ☐ Did not request that the prosecuting attorney assert and enforce the victim's constitutional rights, and the prosecuting attorney:
 - ☐ did not agree to assert or enforce any rights.
 - ☐ agreed to assert and enforce the following rights: _____.
- ☐ The victim expressed intent to assert the victim's constitutional rights independently.
- ☐ The court suspended the victim's constitutional rights pursuant to Article I, section 42(5), of the Oregon Constitution.

Victim's Name: _____

- ☐ Victims' rights information: ☐ Received ☐ Not received ☐ Unconfirmed
- ☐ Requested to be informed in advance of the following critical stages of the proceeding:
 - ☐ All ☐ None ☐ Release Hearing(s) ☐ Plea ☐ Disposition ☐ Other: _____.
- ☐ Did ☐ Did not request that the prosecuting attorney assert and enforce the victim's constitutional rights, and the prosecuting attorney:
 - ☐ did not agree to assert or enforce any rights.
 - ☐ agreed to assert and enforce the following rights: _____.
- ☐ The victim expressed intent to assert the victim's constitutional rights independently.
- ☐ The court suspended the victim's constitutional rights pursuant to Article I, section 42(5), of the Oregon Constitution.

4. I believe this conduct violated the following right(s) granted by Article I, sections 42(1)(a) to (g) and 43, of the Oregon Constitution:

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

5. In accordance with the rights provided in Article I, sections 42 and 43, of the Oregon Constitution, I request the following remedy:

6. I hereby request that the court grant an appropriate remedy or schedule a hearing to determine whether the victim's right(s) was violated.

Submitted this _____ day of _____, 20____.

Victim, Prosecuting Attorney or Private Attorney
OSB No. _____

Note: You must file this claim with the court clerk's office.

Supplemental Form – Victim Contact Information

Case Name: _____

Case No. _____

Please list your residential address or an alternate contact address at which you would like to receive information from the court regarding court hearings and court decisions. Until your claim is resolved, you must provide updated contact information to 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 (Contact address may be used)

City

State

Zip Code

Telephone Number

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

THIS INFORMATION MUST BE KEPT UNDER SEAL BY THE COURT.

In the Matter of:

CLAIM OF VIOLATION OF CRIME
VICTIM'S RIGHT(S) UNDER ARTICLE
I, SECTION 42(1)(a) TO (g) OR 43, OF THE
OREGON CONSTITUTION

(For use in a **juvenile delinquency** case)

- ☐ A victim in the above-listed juvenile delinquency case.
- ☐ The district attorney acting at the request of a victim, _____, in the above-listed juvenile delinquency case.
- ☐ A private attorney representing a victim, _____, in the above-listed juvenile delinquency case.
- ☐ A person who wishes to be, but has not been, recognized as a victim, in the above-listed juvenile delinquency case.

3. The violation occurred on the _____ day of _____, 20____, when (describe events – attach a separate sheet if you need more space):

[illegible]

4. I believe this conduct violated the following right(s) granted by Article I, section 42(1)(a) to (g) and 43, of the Oregon Constitution:
- 5.
- ☐ 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 youth/youth offender is present, and to be heard at any detention hearings and disposition.
 - ☐ Upon request, to obtain information about the adjudication, disposition, imprisonment, criminal history, and future release from physical custody of the youth/youth offender.
 - ☐ To refuse an interview, deposition, or other discovery request by the youth/youth offender or other person acting on behalf of the youth/youth offender.
 - ☐ To receive prompt restitution from the adjudicated youth who caused the victim's loss or injury.
 - ☐ To have a copy of a transcript of any court proceeding held in open court, if one is otherwise prepared.
 - ☐ Upon request, to be consulted regarding plea negotiations involving any violent felony.
 - ☐ To be informed of the above-listed rights as soon as practicable.
 - ☐ To be reasonably protected from the youth/youth offender throughout the juvenile justice process.
 - ☐ To have decisions by the court regarding the preadjudication release of a youth/youth offender based upon the principle of reasonable protection of the victim and the public, as well as the likelihood that the youth/youth offender will appear for adjudication.
6. In accordance with the rights provided in Article I, sections 42 and 43, of the Oregon Constitution, I request the following remedy:
- _____
- _____
- _____
- _____
- _____
- _____
7. I hereby request that the court grant an appropriate remedy or schedule a hearing to determine whether the victim's right(s) was violated.

Submitted this _____ day of _____, 20____.

Victim, Prosecuting Attorney or Private Attorney
OSB No. _____

Note: You must file this claim with the court clerk's office.

Supplemental Form - Victim Contact Information

Case Name: _____

Case No. _____

Please list your residential address or an alternate contact address at which you would like to receive information from the court regarding court hearings and court decisions. Until your claim is resolved, you must provide updated contact information to 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 (Contact address may be used)

City

State

Zip Code

Telephone Number

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

THIS INFORMATION MUST BE KEPT UNDER SEAL BY THE COURT.

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

_____)	
_____)	
_____ Plaintiff,	)	CIVIL CASE NO. _____
)	
v.	)	STATEMENT FOR ATTORNEY
	)	FEEES, COSTS, AND DISBURSEMENTS
_____	)	FOR (PLAINTIFF/DEFENDANT)
_____)	
_____ Defendant.)	

The undersigned attorney offers the following facts in support of an award of reasonable and necessary attorney fees, costs, and disbursements:

1. Plaintiff/Defendant is entitled to recover attorney fees, costs, and disbursements pursuant to the following facts, statute or rule:

2. Legal Fees including the number of hours and services provided in this matter by each attorney, clerk, and legal assistant and the hourly rates for each are set forth in detail in Exhibit 1. The total sum of these fees is \$ _____. Exhibit 1 is summarized as follows:

<u>Name</u>	<u>Position</u>	<u>Hourly Rate</u>	<u>Number of Hours</u>	<u>Fees</u>
-------------	-----------------	--------------------	----------------------------	-------------

3. The specific factors supporting an award and the amount of legal fees pursuant to ORS 20.075 or other statute or rule are set forth in Exhibit 2.

4. Litigation expenses billable directly to the client that are not overhead expenses already reflected in the hourly rate for legal services are set forth in detail in Exhibit 3. The total sum of these costs and disbursements is \$_____.

5. Costs and disbursements supported by ORCP 68 A(2) or other statute or rule, including the prevailing party fee, are set forth in detail in Exhibit 4. The total sum of these costs and disbursements is \$_____.

6. In anticipation of efforts that will be spent in postjudgment proceedings, plaintiff/defendant seeks the additional sum of \$_____ as explained more fully in Exhibit 5.

7. In summary, plaintiff/defendant is entitled to an award of reasonable and necessary attorney fees in the sum of \$_____, litigation expenses in the sum of \$_____, costs and disbursements in the sum of \$_____, and postjudgment work in the sum of \$_____.

I hereby declare that the above statement, including the information contained in the exhibits to this statement, is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

Date _____

Signature _____

OSB# (if applicable) _____

Type or print name _____

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

Case name:

Plaintiff,

v.

Defendant.

)
)
)
)
)
)
)
)
)
)
)

Case No. _____

UNIFORM NOTICE OF ENTRY OF
VERDICT/JUDGMENT INCLUDING AN
AWARD OF PUNITIVE DAMAGES

Written notification hereby is given to the Department of Justice, Crime Victims' Assistance Section,
1162 Court St NE., Salem, Oregon 97301, that a [check appropriate box]

☐ verdict that includes an award of punitive damages

☐ judgment based on a verdict that includes an award of punitive damages

was entered in favor of _____, plaintiff/defendant/other [circle appropriate
designation] in the above-captioned matter, on _____ [insert date]. This notice is
given pursuant to ORS 31.735(3) and UTCR 5.120.

Date _____

Signature _____

OSB# (if applicable) _____

Type or print name _____

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

_____)	
Plaintiff,	)	No. _____
)	
v.	)	DECLARATION, MOTION, AND ORDER
	)	FOR COMMISSION TO TAKE
_____	)	FOREIGN DEPOSITION
Defendant.)	

I, _____, attorney for _____, state it is necessary in the above-entitled case to take the depositions of the following people in the state or country of _____:

I hereby declare that the above statement is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

Date _____
OSB# (if applicable) _____

Signature _____
Type or print name _____

Pursuant to ORCP 38 and based on the above declaration, _____ moves this court for an order issuing a commission for depositions to be taken in the state or country of _____, and that the commission be effective for _____ day(s) from the date of signing by the clerk.

Signature

Name of Attorney Typed or Printed OSB No.

IT IS ORDERED that the requested commission be issued and that the commission shall be effective for _____ day(s) from the date of signing by the clerk.

Signed this _____ day of _____, _____.

Signature

Judge's Name Typed or Printed

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

_____)	
Plaintiff,	)	No. _____
)	
v.	)	COMMISSION TO TAKE FOREIGN
	)	DEPOSITION
_____)	
Defendant.)	

TO ANY PERSON AUTHORIZED TO ADMINISTER OATHS IN _____:

Pursuant to ORCP, by order of the above-titled court made on application of _____
in the above-captioned case, you are hereby appointed, commissioned, and authorized to take the depositions of
the following named people in the state or country of _____.

You are authorized to administer an oath to the above witnesses and to take their depositions on oral
examination. You are further authorized and directed to cause the examinations of these witnesses to be
recorded and to certify that the witnesses were duly sworn and that the deposition transcripts are a true record of
the witnesses' testimony. This commission expires _____ day(s) from the date of signing.

Signed this _____ day of _____, _____.

TRIAL COURT ADMINISTRATOR

by _____

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

_____)	Case No: _____
)	
)	
_____)	
v.)	
_____)	
Plaintiff)	
)	DECLARATION AND REQUEST FOR ISSUANCE OF A SUBPOENA PURSUANT TO ORCP 38 C
)	
_____)	
Defendant)	

Attach the following:

- **foreign subpoena**
- **original and two copies of a fully completed subpoena that complies with the requirements of the Oregon Rules of Civil Procedure (ORCP), including ORCP 55**

I, (name) _____, am a ☐ party ☐ attorney of record in the underlying foreign case. I request the court clerk to issue the completed subpoena that is attached to this declaration.

The foreign subpoena that is attached to this declaration was issued by a court of record of a state as "state" is defined in ORCP 38 C(1)(b).

The completed subpoena that is attached to this declaration complies with the requirements of the ORCP, including ORCP 55.

The completed subpoena that is attached to this declaration contains the names, addresses, email addresses, and telephone numbers of all attorneys of record and self-represented parties in the foreign case.

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

Dated _____

Signature

Print Name

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

_____)	
Plaintiff,	)	No. _____
)	
v.	)	PETITION AND ORDER TO REGISTER
	)	FOREIGN DEPOSITION INSTRUMENT
_____	)	AND ISSUE SUBPOENAS
Defendant.)	

Petitioner certifies that:

The attached mandate, writ, commission, or letter rogatory was issued by _____ Court of the State or Country of _____ on the _____ day of _____, _____, in case no. _____, requiring testimony of a witness within the State of Oregon and the authority granted by the document is in full effect.

Therefore, petitioner requests that:

The mandate, writ, commission, or letter rogatory be approved by the court for filing so witnesses may be compelled by subpoena to appear and testify in the same manner and by the same process and proceeding as may be employed for the purpose of taking testimony in proceedings pending in this state.

Signed this _____ day of _____, _____.

Signature

Name of Attorney Typed or Printed OSB No. _____

Petition granted. It is ordered that this petition and the attached mandate, writ, commission, or letter rogatory be filed, and upon filing, subpoena may be issued and served.

Signed this _____ day of _____, _____.

Judge's Signature

Judge's Name Typed or Printed

[Attach to Summons per ORS 107.093(5)]

**NOTICE OF STATUTORY RESTRAINING ORDER
PREVENTING THE DISSIPATION OF ASSETS
IN DOMESTIC RELATIONS ACTIONS**

**REVIEW THIS NOTICE CAREFULLY. BOTH PARTIES MUST OBEY EACH
PROVISION OF THIS ORDER TO AVOID VIOLATING THE LAW.
YOU HAVE THE RIGHT TO A HEARING. SEE INFORMATION BELOW.**

TO THE PETITIONER AND RESPONDENT:

Under ORS 107.093 and UTCR 8.080, Petitioner and Respondent must not:

Insurance Policies

(1) Cancel, modify, terminate, or allow to lapse for nonpayment of premiums, any policy of health insurance, homeowner or renter insurance, or automobile insurance that one party maintains to provide coverage for the other party or a minor child of the parties, or any life insurance policy that names either of the parties or a minor child of the parties as a beneficiary.

Insurance Beneficiaries

(2) Change beneficiaries or covered parties under any policy of health insurance, homeowner or renter insurance, or automobile insurance that one party maintains to provide coverage for the other party or a minor child of the parties, or any life insurance policy.

Property

(3) Transfer, encumber (*i.e., mortgage, lien, borrow against*), conceal, or dispose of property in which the other party has an interest, in any manner, without written consent of the other party or an order of the court, except in the usual course of business or for necessities of life.

Expenses

(4) Make extraordinary expenditures without providing written notice and an accounting of the extraordinary expenditures to the other party.

EXCEPTIONS:

Paragraphs (3) and (4) do not apply to payment by either party of:

- a. Attorney fees in this action
- b. Real estate and income taxes
- c. Mental health therapy expenses for either party or a minor child of the parties
- d. Expenses necessary to provide for the safety and welfare of a party or a minor child of the parties

EFFECTIVE DATE:

The above provisions are in effect immediately upon service of the *Petition* and *Summons* on the respondent. They remain in effect until a final judgment is issued, until the petition is dismissed, or until further order of the court.

RIGHT TO REQUEST A HEARING

Either Petitioner or Respondent may request a hearing to modify or terminate one or more terms of this restraining order by filing with the court the *Request for Hearing re: Statutory Restraining Order* form specified in Form 8.080.3 in the UTCR Appendix of Forms.

[Attach to Summons per ORS 109.103(5)]

**NOTICE OF STATUTORY RESTRAINING ORDER
PREVENTING THE DISSIPATION OF ASSETS
IN DOMESTIC RELATIONS ACTIONS BETWEEN UNMARRIED PARENTS**

**REVIEW THIS NOTICE CAREFULLY. BOTH PARTIES MUST OBEY EACH
PROVISION OF THIS ORDER TO AVOID VIOLATING THE LAW.
YOU HAVE THE RIGHT TO A HEARING. SEE INFORMATION BELOW.**

TO THE PETITIONER AND RESPONDENT:

Under ORS 109.103(5) and UTCR 8.080, neither Petitioner nor Respondent may:

Insurance Policies

(1) Cancel, modify, terminate, or allow to lapse for nonpayment of premiums, any policy of health insurance that one party maintains to provide coverage for the other party or a minor child of the parties, or any life insurance policy that names either of the parties or a minor child of the parties as a beneficiary.

Insurance Beneficiaries

(2) Change beneficiaries or covered parties under any policy of health insurance that one party maintains to provide coverage for a minor child of the parties, or any life insurance policy.

EFFECTIVE DATE:

The above provisions are in effect immediately upon service of the *Petition* and *Summons* on the respondent. They remain in effect until a final judgment is issued, until the petition is dismissed, or until further order of the court.

RIGHT TO REQUEST A HEARING

Either Petitioner or Respondent may request a hearing to modify or revoke one or more terms of this restraining order by filing with the court the *Request for Hearing re: Statutory Restraining Order* form specified in Form 8.080.3 in the UTCR Appendix of Forms.

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

_____	)	Case No: _____
)	
Petitioner	)	REQUEST FOR HEARING RE:
and	)	STATUTORY RESTRAINING
	)	ORDER
)	<input type="checkbox"/> Marriage
)	<input type="checkbox"/> Registered Domestic
Respondent	)	Partnership (RDP)
_____)	<input type="checkbox"/> Unmarried Parents

I, ☐ Petitioner ☐ Respondent, request a hearing to terminate or modify the following terms of the Statutory Restraining Order (*explain*):

- a. Paragraph 1 ☐ Terminate (*or*) ☐ Modify : _____

- b. Paragraph 2 ☐ Terminate (*or*) ☐ Modify : _____

- c. Paragraph 3 ☐ Terminate (*or*) ☐ Modify : _____

- d. Paragraph 4 ☐ Terminate (*or*) ☐ Modify : _____

☐ Additional pages attached, titled "Termination or Modification requests, continued"

I ☐ will ☐ will not be represented by a lawyer at the hearing.

Certificate of Mailing

I certify that on (*date*): _____ I placed a true and complete copy of this request in the United States mail to ☐ Petitioner ☐ Respondent at (*address*): _____

Date

Signature

Print Name

UTCR 8.100 FORM TO REQUEST WAIVER OF FEE (ORS 106.120) WHEN MARRIAGE HANDLED BY A COURT

A. WHEN TO USE THIS FORM. There is an additional statutory fee under ORS 106.120 for people who want to get married by a judge of a circuit court, an appeals court, or the tax court if the marriage:

- would take place during normal working hours, excluding holidays,
- would take place in a court facility or county clerk's office; or,
- would involve more than a minimal amount of court or clerk staff time or other resources.

If you want to get married but think you shouldn't pay the fee, this form is how you ask a circuit court judge to waive that fee. A judge can waive the fee if you ask and the judge believes there is good reason why you shouldn't have to pay the fee.

B. HOW TO USE THIS FORM: The following are the three (3) steps necessary to use this form:

1. STEP 1. You must fill in information asked for in part "C" of this form and read, fill in, and sign part "D" of this form as required.
2. STEP 2. You must take the completed form to an Oregon Circuit Court judge and ask the judge to approve your request. That judge you go to MUST be a judge of the circuit court serving the county where the wedding will be performed. You cannot ask more than one judge every 30 days.
3. STEP 3. **IF** the circuit judge grants your request to waive the fee, the judge will sign the form below and so indicate on the form. Then the judge will give you a copy of the form. Within 30 days after the judge has signed the form showing the judge granted your request, you can get married without paying the fee by giving the judge who marries you the copy of the form you were given by the judge who granted your request. If you are asked to pay the fee by a county clerk when you get a marriage license, you can show them a copy of the form and will not have to pay the fee under ORS 106.120.

C. INFORMATION TO COMPLETE (STEP 1):

<p>1. Information about 1st person wanting to marry (print or type):</p> <p>a. Name and Residence:</p> <table border="0"><tr><td>First</td><td>Middle</td><td>Last</td></tr><tr><td colspan="3">Street</td></tr><tr><td>City</td><td>State</td><td>Zip Code</td></tr></table> <p>b.</p> <table border="0"><tr><td>Gender</td><td>Age</td></tr><tr><td>Birth Date:</td><td>Month Day Year</td></tr></table>	First	Middle	Last	Street			City	State	Zip Code	Gender	Age	Birth Date:	Month Day Year	<p>2. Information about 2nd person wanting to marry (print or type):</p> <p>a. Name and Residence:</p> <table border="0"><tr><td>First</td><td>Middle</td><td>Last</td></tr><tr><td colspan="3">Street</td></tr><tr><td>City</td><td>State</td><td>Zip Code</td></tr></table> <p>b.</p> <table border="0"><tr><td>Gender</td><td>Age</td></tr><tr><td>Birth Date:</td><td>Month Day Year</td></tr></table>	First	Middle	Last	Street			City	State	Zip Code	Gender	Age	Birth Date:	Month Day Year	<p>3. Information about court where marriage will be/has been arranged:</p> <p>Court Name _____</p> <p>County where court is _____</p> <p>City where court is _____</p> <p>State, Zip Code for Court _____</p> <p>Judge who will perform ceremony (if known) _____</p>
First	Middle	Last																										
Street																												
City	State	Zip Code																										
Gender	Age																											
Birth Date:	Month Day Year																											
First	Middle	Last																										
Street																												
City	State	Zip Code																										
Gender	Age																											
Birth Date:	Month Day Year																											

D. (STEP 2) We are the people shown in boxes C1 and C2 and say the following to the court:

1. We would like to get married, but believe that we should not have to pay the fee under ORS 106.120 for the following reason (state reason): _____
2. Within the past thirty (30) days, neither of us have requested another judge to waive this fee.
3. I hereby declare that the above statement is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

Date _____ Signature (person in box 1 above) _____

Date _____ Signature (person in box 2 above) _____

FOR COURT STAMP ON ORDER

COURT ORDER

As a Judge of the Circuit Court, _____ County, State of Oregon, I order that this request to waive the fee under ORS 106.120 be: ☐ granted **OR** ☐ denied.

Date: _____ Judge's Signature: _____

Print or type judge's name: _____

NOTE: This waiver is only valid for 30 days after the judge signs.

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

_____ PETITIONER,	)	Case No: _____
)	
	)	DOMESTIC RELATIONS TRIAL PROCESS
	)	SELECTION and WAIVER FOR INFORMAL
	)	DOMESTIC RELATIONS TRIAL
)	
_____ RESPONDENT.)	

The parties to a domestic relations case must choose how they want the trial to be conducted.
There are two options:

- (1) A traditional trial, which means that both parties are allowed to call witnesses and to cross-examine the witnesses appearing on behalf of the other party and the Rules of Evidence will apply;

OR

- (2) An Informal Domestic Relations Trial under UTCR 8.120 which will restrict the ability of both parties to present witnesses and the rules of evidence will not apply.

An Informal Domestic Relations Trial will be held if both parties elect to proceed under UTCR 8.120. If either party chooses a traditional trial then the case will be set for a traditional trial.

TRADITIONAL TRIAL

_____ I elect to proceed to trial under the traditional rules for trial.

Dated this _____ day of _____, 20_____.

Signature

Printed Name

INFORMAL DOMESTIC RELATIONS TRIAL

_____ I elect to proceed to trial under UTCR 8.120 for Informal Domestic Relations Trials.

I agree to waive the normal question and answer manner of trial and I agree the court may ask me questions about the case.

I agree to waive the rules of evidence in this Informal Domestic Relations Trial.

Therefore:

- The other party can submit any document or other evidence he or she wishes into the record.
- The other party can tell the court anything he or she feels is relevant.

I understand the following:

- My participation in this Informal Domestic Relations Trial process is strictly voluntary, and that no one can force me to agree to this process.
- The court will determine what weight will be given to documents, physical evidence, and testimony that is entered as evidence during the Informal Domestic Relations Trial process.

I am confident I understand the Informal Domestic Relations Trial process.

I have not been threatened or promised anything for agreeing to this Informal Domestic Relations Trial process.

Dated this _____ day of _____, 20____.

Signature

Printed Name

[NOTE: This form illustrates the accounting format required by UTCR 9.160. Each accounting must also comply with all other applicable statutes and court rules. An accounting filed in the court need not include check boxes, instructions in the form shown in bracketed italics, and portions of the form inapplicable to the individual accounting.]

IN THE CIRCUIT COURT OF THE STATE OF OREGON

For the County of _____

[Probate Department]

In the Matter of the *[Mark one]*

☐ Conservatorship ☐ Estate of

_____,

☐ Protected Person ☐ Deceased

) Case no. _____

)

) *[TITLE] ACCOUNTING*

) *[The title must distinguish the accounting*

) *from all prior accountings by annual*

) *accounting number, time period, or*

) *"FINAL".]*

The ☐ conservator ☐ personal representative ("the Fiduciary") presents this *[Title]* _____ Accounting, covering the period from _____, 20__ through _____, 20__ ("the accounting period").

1.

Bonding and Asset Restrictions. *[Mark (a) or (b).]*

(a) ☐ No bond is required because _____. *[If the bond was waived by court order, so state and show date of the order. If the bond is waived by statute or rule, so state and identify the statute or rule.]*

(b) ☐ The current amount of the total bond, including riders, is \$_____.

[Complete the following information for interim (annual) accounts only.]

Value of the assets on last date of this accounting period \$_____

Plus: estimated income for next accounting period \$_____

Total assets and income \$_____

Less: value of restricted assets and income \$_____

(Orders restricting assets or income are dated _____)

Unrestricted assets and income requiring bond or new restrictions \$_____

(c) The Fiduciary requests the following changes in the amount of the existing bond or in restrictions on assets or income. *[Check all that apply.]*

- ☐ None.
- ☐ Reduce the bond to \$_____.
- ☐ Increase the bond to \$_____.
- ☐ Restrict the following assets: _____.
- ☐ Remove the restrictions from the following assets: _____.

(d) *[If appropriate, explain the Fiduciary's request for the bond and restrictions.]*

2.

Asset Schedule. The following *[or Exhibit 1 hereto]* is a complete and accurate statement of all assets owned by the estate or conservatorship at any time during the accounting period and the Fiduciary's estimate of the value of each asset: *[If preferred, attach an exhibit using the following format.]*

Description of Asset*	Beginning Value	Value of Later-Acquired Asset	Value at Disposition	Current (Ending) Value
TOTALS				

* *[For assets restricted by court order, include the date and title of the order. For any asset acquired or disposed of during the accounting period, include the date of acquisition or disposal. For a depository (an account into which funds are received or from which funds are disbursed) include the separate paragraph or exhibit with the statement of receipts and disbursements.]*

3.

Receipts and disbursements. The following [or Exhibits ____ to ____ hereto] are complete and accurate schedules of funds received in and disbursed from each depository account of the estate or conservatorship during the accounting period. [If preferred, attach exhibits using the following format.]

(a) [State name of depository and account number.]

Date	Source of Receipt	Explanation	Amount
	OPENING BALANCE		
TOTAL RECEIPTS			
TOTAL RECEIPTS PLUS (+) OPENING BALANCE			

Date	Check #	Payee	Explanation	Amount
TOTAL DISBURSEMENTS				
ENDING BALANCE (Total Receipts, Plus (+) Opening Balance, Minus (-) Total Disbursements)				
TOTAL DISBURSEMENTS PLUS (+) ENDING BALANCE				

[Reconcile any difference between the accounting ending balance for the depository account and the ending balance shown on any ending depository statement filed with this accounting.]

(b) [Add a separate subparagraph or exhibit for each additional depository account.]

4.

Vouchers and Depository Statements. [Vouchers are documents evidencing each disbursement and showing the name of the payee, date, and amount. Depository statements are statements from banks, brokerage firms, insurance companies, and similar entities with which estate assets are deposited showing the balance in the depository account at the beginning and end of the accounting period. If vouchers and depository statements are filed with the account, skip to (c). Otherwise mark (a) or (b).]

- (a) ☐ The filing of vouchers and depository statements was waived [Mark one.]
- ☐ By court order herein dated _____.
- ☐ By the following statute or court rule: _____.

- (b) ☐ The Fiduciary requests that the Court waive the requirement of filing vouchers and depository statements for this accounting. The vouchers and depository statements are located at the following address: _____. The vouchers and depository statements will be available for examination by interested persons at that location until one year after the approval of the final accounting herein.
- (c) ☐ The Fiduciary requests that vouchers and depository statements filed with this accounting be returned. A self-addressed envelope with adequate postage for return of the documents is attached to the vouchers.

5.

Narrative Description of Changes during the Accounting Period. During the accounting period the following changes in the assets or financial circumstances occurred: *[Describe all changes not clearly disclosed in the Asset Schedule, including, without limitation, corrections to previously declared values, omitted assets, the closing of an account, the sale or purchase of an asset, a significant change in living expenses, or a stock split.]*

(a) *[Use as many subparagraphs as necessary to separately describe each change.]*

(b)

6.

Fiduciary Disclosures. *[Disclose and explain every transaction if the transaction was any of the following: (a) A gift. (b) A transaction with a person or entity with whom the Fiduciary has a relationship which could compromise or otherwise affect decisions made by the Fiduciary. The disclosure shall include, but is not limited to, payment for goods, services, rent, reimbursement of expenses, and any other like transactions. (c) A payment for goods or services provided by a person not engaged in an established business of providing similar goods or services to the general public. (d) A payment for goods or services at a rate higher than that ordinarily charged to the general public.]*

(a) *[Use as many subparagraphs as necessary to separately describe each transaction.]*

(b)

7.

Fees. *[Insert any information regarding requests for Fiduciary or attorney fees and costs.]*

8.

Notice. *[Insert any required information addressing the Fiduciary's notice requirements.]*

Other Matters. *[Add as many additional paragraphs as may be needed to justify requests for court orders included in the prayer of the accounting and to comply with requirements applicable to the particular accounting, such as the representations concerning tax filings required by ORS 116.083(3)(a) in a final account for a decedent's estate. If necessary, add an appropriate indication of relief requested to the title of the accounting. It is the responsibility of the Fiduciary and the attorney for the Fiduciary to identify and comply with all requirements imposed by statute, rule, or court order.]*

WHEREFORE the Fiduciary prays for an order:

1. Approving this accounting. *[If applicable. Generally annual accounts in decedent's estates will not be approved by the Court until the final account is approved.]*
2. Setting the amount of the bond at \$_____. *[Include this provision only if a change of the bond amount is requested in Paragraph 1.]*
3. Changing the asset restrictions as follows: _____. *[Include this provision only if a change of the asset restrictions is requested in Paragraph 1.]*
4. Directing the payment of \$_____ as reasonable Fiduciary's fee and \$_____ as reasonable attorney fees incurred by the Fiduciary. *[If applicable.]*
5. *[Set forth any additional relief requested.]*

I hereby declare that the above statement is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

Dated _____, 20____

[Print name of Fiduciary signing above]

[Mark one:] ☐ Conservator ☐ Personal representative

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

In the matter of the ☐ Guardianship ☐ Estate)
of:) Case No. _____
)
)
) **DEPOSITORY CERTIFICATION OF**
) **FUNDS ON DEPOSIT**
)
☐ A Protected Person ☐ Deceased)

I hereby certify that the following funds were on deposit in the name of this conservatorship/
estate as of _____ (date):

Account # (last 4 digits)	Type of Account	Balance	Maturity

***I hereby declare that the above statement is true to the best of my knowledge and belief,
and that I understand that it is made for use as evidence in court and subject to penalty
for perjury.***

DATE SIGNED: _____

Signature

Print Name and Title

Name of Financial Institution

Address and Telephone Number

***Note: This document must be signed by an officer or person authorized to certify the
accounts at the institution.***

II. CAPACITY

- A. Discuss any inability of the Respondent or impairments of the Respondent which might impact their ability to provide for their needs with respect to physical health:

- B. Discuss any inability of the Respondent or impairments of the Respondent which might impact their ability to provide for their needs with respect to food/clothing concerns:

- C. Discuss any inability of the Respondent or impairments of the Respondent which might impact their ability to provide for their needs with respect to shelter:

- D. Please comment if the investigation has determined that the Respondent is unable to resist fraud or undue influence:

- E. Are these findings as indicated in "A" and "B" above part of an overall pattern of inability? If YES, please describe:
- | | Yes | No |
|--|--------------------------|--------------------------|
| | <input type="checkbox"/> | <input type="checkbox"/> |

III. EVALUATION OF RESIDENCE, HEALTH CARE, AND SOCIAL SERVICES RECEIVED IN PAST YEAR

- A. In what type of residence does Respondent live and how long has he / she lived there? Describe:

- B. Is the Respondent able to live at this residence while under guardianship? ☐ ☐

- C. As per the petitioner, what health and social services or alternatives to guardianship have been provided to the Respondent during the year preceding the filing of the petition (if known)?

IV. FINDINGS AND RECOMMENDATIONS**Yes No**

- A. Are the facts stated in the petition substantially correct? ☐ ☐
- B. Have alternatives to guardianship/conservatorship been considered? E.g.,
Advance Directive for Health Care, Revocable Trust, Family Assistance, and/or
a Durable Power of Attorney? If YES, please describe:

- C. Is the Respondent so impaired that he/she is unable to make reasoned
decisions about his/her safety? ☐ ☐
- D. Is the appointment of a fiduciary necessary? ☐ ☐
- E. Is it appropriate to limit the scope of the fiduciary's
appointment? If YES, for what limited purpose(s) is a ☐ Not
fiduciary necessary? Applicable ☐ ☐

- F. Is the nominated fiduciary(ies)
1. Qualified to serve? ☐ ☐
2. Suitable to serve? ☐ ☐
3. Willing to serve? ☐ ☐

If NO, please describe:

- G. Is there is an objection to the petition from parties other than the
Respondent? If yes, please describe the issues? ☐ ☐

- H. If you have identified anyone else you believe is more appropriate for appointment as
guardian and/or conservator, please provide the name and reasons for the conclusion:

- I. If the Respondent does not wish to be represented, is counsel
recommended to protect Respondent's interests or to help resolve issues in
the case? ☐ ☐

If YES, please describe:

- J. Should there be any limitations to the scope or duration imposed on the proposed fiduciary(ies)? If YES, please describe:
- Yes** **No**
☐ ☐

- K. Additional comments that might assist the court and all persons interested in this matter:

V. All of the people interviewed by the visitor while compiling this report are listed below:

Name	Address & Phone	Relationship	Date Interviewed

I hereby declare that the above statement is true to the best of my knowledge and belief and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

Court Visitor Name

Signature of Court Visitor

Date

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

In the matter of the Guardianship of:	)	Case No _____
)	
_____ ,	)	ORDER REGARDING CONFIDENTIAL
Respondent.	)	INFORMATION DISCLOSED BY
	)	DEPARTMENT OF HUMAN SERVICES OR
	)	THE OREGON HEALTH AUTHORITY

This matter came before the court on the Petition for Appointment of _____ as Fiduciary for _____. Confidential information from the Department of Human Services or the Oregon Health Authority, hereinafter referred to as "the information", has been submitted in accordance with ORS 125.012.

IT IS HEREBY ORDERED

1. The attorney of record for a Respondent, Petitioner, Objector, and any nominated or appointed fiduciary shall upon request be provided a copy of the information from the clerk of the court.
2. Counsel is prohibited from any redisclosure of the information, subject to the following exceptions: If the attorney of record reasonably believes there is a necessity to redisclose the information to an expert in order to address the issues in this proceeding, or upon specific order of the court prior to any other redisclosure.
3. At the conclusion of the proceedings, an attorney of record must return all copies of the information received or made by the attorney to the clerk of the court. The court will rely on the attorney representation as an Officer of the Court that all copies received or made are returned.
4. Nothing in this order shall be construed to prevent the discussion of the contents of the information by counsel with the Petitioner, Respondent, Objector, and any nominated or appointed fiduciary.
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 self-represented 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 self-represented party must return the copy of the information to the clerk of the court at the conclusion of the proceeding.
9. The self-represented party shall not remove any copy of the information from the courtroom without prior permission of the court.

Dated this _____ day of _____, 20____.

Circuit Court Judge

Page 1 - Form 10.010.a – PETITION FOR JUDICIAL REVIEW OF ORDER OF DMV – UTCR 10.010
(Revised 8-1-09)
TCG-5-F1

- ___ (c) The petitioner refused to test under ORS 813.100 or took the test and the test disclosed that the level of alcohol in the petitioner's blood was sufficient to constitute being under the influence of intoxicating liquor under ORS 813.300.
- ___ (d) The petitioner had been informed under ORS 813.100 of the rights and consequences as described under ORS 813.100.
- ___ (e) The petitioner was given written notice required under ORS 813.100.
- ___ (f) If the petitioner submitted to the test, the person administering the test was qualified to administer the test under ORS 813.160.
- ___ (g) If the petitioner submitted to the test, the methods, procedures and equipment used in the test complied with requirements under ORS 813.160.
- ___ (h) Other: _____

Dated this _____ day of _____, 20__.

Set out name, OSB number (attorneys only),
address and telephone number

☐ Petitioner

☐ Attorney for Petitioner

(Please check one of the above)

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing Petition for Judicial Review on:

Hearings Case Management Manager
Oregon Department of Transportation/Driver and Motor Vehicle Services Division
1905 Lana Avenue NE
Salem, Oregon 97314

and,

Department of Justice – General Counsel – Implied Consent
1162 Court Street
Salem, Oregon 97301

by mailing by registered or certified mail to those persons a true and correct copy thereof, certified by me as such, placed in a sealed envelope addressed to them at the addresses set forth, and deposited in the United States Post Office at _____, Oregon, on _____ (date) with the postage prepaid.

☐ Petitioner

☐ Attorney for Petitioner

(Please check one of the above)