

Notice to Parties Regarding Briefs

The specifications for a petition for review are set out at OAR 661-010-0030(2). The specifications for a petition for review also apply to respondents' briefs. OAR 661-010-0035(2). LUBA's rules require that both the text and footnotes in briefs be produced in 14-point font. OAR 661-010-0030(2)(d). LUBA's rules require that the briefs are double spaced, except for quotations and footnotes. OAR 661-010-0030(2)(e). A significant number of briefs that are being filed at LUBA fail to comply with the 14-point font and double spacing requirements.

In the event of the filing of a nonconforming brief, LUBA's rules allow it to require (1) a conforming brief to be filed within three days of notification by the Board, or (2) to refuse to consider a brief that does not substantially conform to the requirements of the rules. OAR 661-010-0030(3).

Effective immediately, LUBA will no longer accept briefs that contain text or footnotes with less than 14 point font or contain less than double spacing in the main text. The offending party will be notified and given three days to correct the nonconformity.