

839-002-0065

Response to Objections

[(1) The Division will respond in writing to any objections timely received under OAR 839-002-0060(2).

(2) If the objection made is the time and expense involved in copying the documents sought, the Division will provide a check to the person subpoenaed to pay for the estimated time and expense, calculated at the rates set out in OAR 839-030-0010. The Division may provide this check before or at the time the witness is subpoenaed to provide documents or other things.]

(1) The Division serving a subpoena will respond in writing within fourteen calendar days of receiving objections from a person receiving the subpoena that:

(a) Alleges grounds stated in OAR 839-002-0060(1); and

(b) Is timely received under the requirements of OAR 839-002-0060(2).

(2) In its response the Division will address the specific objections raised.

(3) The Division may at its discretion prior to or upon the fourteenth calendar day to respond, engage in communication with the person objecting to the subpoena to determine whether the Division's objective and the objecting person's concerns can be addressed without enforcing the subpoena as provided in OAR 839-002-0080.

Stat. Auth.: ORS 651.060, 658.220 & 659A.800

Stats. Implemented: ORS 279C, 651, 652, 653, 658 & 659A