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

In the Matter of the Marriage of)	
	)	Case No. 15DR01563
BRADLEY C. REESER,)	
	)	GENERAL
Petitioner;	)	JUDGMENT OF
	)	DISSOLUTION OF
and	)	MARRIAGE
)	
SARAH L. REESER,)	
)	
Respondent.)	

THIS MATTER comes before the Court on the 19th day of April, 2016. Petitioner appeared in person and by and through his attorney, Larry W. Stuber; Respondent did not appear. The Court, having called the case, and the Court after having received testimony of the Petitioner and argument of counsel, and the Court having reviewed the records and documents on file herein and being fully advised in the premises, makes the following findings:

1. Petitioner shall hereinafter be referred to as Husband and Respondent as Wife.
2. The case had previously been set for trial on January 12, 2016. Husband appeared on said date in person and by and through his attorney; Wife did not appear. The Court called the case and received testimony from Husband and

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1 argument of counsel. The Court reviewed the records and documents on file herein,
2 entered a prima facie ruling. Wife filed a motion to set aside the ruling of prima facie
3 on January 15, 2016. The Court held a hearing on February 8, 2016 on Wife's
4 motion. The Court granted Wife's motion to set aside and set a new trial date on
5 April 19, 2016. Wife was present and indicated that she knew of the trial date and
6 was available on the trial date. Prior to the commencement of the April 19, 2016 trial
7 date, the Court checked with staff and determined that they had received no phone
8 call, email or other form of communication from Wife indicating that she would be late
9 or was unavailable.
10

11 3. The Court received into evidence Husband's Exhibits 1 through 15.

12 4. There exist between Husband and Wife irreconcilable differences that
13 have caused the irremediable breakdown of their marriage.
14

15 5. The Court has jurisdiction over Husband and Wife.

16 6. Husband and Wife were married in Albany, Linn County, Oregon on
17 December 23, 2010.

18 7. Wife is not now pregnant.

19 8. There are no children born or adopted to this marriage.

20 9. Husband's address is [REDACTED] His date of birth
21 and social security number are confidential and such information is contained in the
22 UTCR 2.100 Segregated Family Law Confidential Information Form (CIF).
23

24 10. Wife's address is [REDACTED] Her date
25 of birth and social security number are confidential and such information is contained
26 in the UTCR 2.100 Segregated Family Law Confidential Information Form (CIF).

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2 -

GENERAL JUDGMENT OF DISSOLUTION OF MARRIAGE
Reeser and Reeser

AGENDA ITEM D
R1 Page 2 of 16
Attachment 5
Page 2 of 30

1 11. For a period of six (6) months immediately prior to the filing of the petition
2 for dissolution, Husband and Wife continuously have been, and now are, residents
3 and inhabitants of the state of Oregon.

4 12. No domestic relations suits or petitions for support pursuant to ORS
5 108.110 involving this marriage of Wife and Husband are pending in any other court
6 in the state of Oregon or any other state.

7 13. The parties have been separated since January 3, 2015.

8 14. This marriage should be dissolved and Husband and Wife should be
9 granted the relief hereinafter set forth.

10 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

11 1. **DISSOLUTION OF MARRIAGE.** The marriage of the parties is hereby
12 dissolved and this dissolution is finally effective on the date this decree is
13 signed by the judge.

14 1.1 Any provision in a party's will which is now in force and effect, which
15 benefits the now former spouse shall be deemed revoked in accordance
16 with the provisions of ORS 112.315. This revocation shall cause the will to
17 be interpreted as if the former spouse did not survive the testator.

18 1.2 Any provision in any trust created by or for the benefit of a party,
19 which is now in force and effect, which benefits the now former spouse
20 shall be deemed revoked and the trust shall be interpreted as if the former
21 spouse did not survive the decedent.

22 1.3 Any designation of the now former spouse as a beneficiary of any
23 benefit, including, but not limited to, retirement benefits, IRA accounts, life
24 insurance policies, annuities, or other assets where a party is able to
25 designate a beneficiary to receive the proceeds of that asset upon the
26 death of that party, which was in place on or before the date of this
judgment, shall be deemed to have been revoked. The benefit shall be
paid to the secondary or contingent beneficiary or, if no beneficiary is
named, then to the decedent's estate. The surviving former spouse shall
cooperate with the decedent's estate in assuring this directive is
completed, specifically including the affirmative responsibility to disclaim, in
writing, and within nine (9) months of the date of death to assure that the
surviving former spouse does not receive any benefit as a result of the

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decedent's failure to modify the beneficiary designation of the above-described assets.

2. **SPOUSAL SUPPORT.** No spousal support shall be paid to or by either party.

3. **REAL PROPERTY.** Wife is awarded the real property located at [REDACTED] more fully described as follows:

Beginning at a point on the Section subdivision line which is [REDACTED] feet North [REDACTED] West from the Southeast corner of the West Half of the Southeast Quarter of the Southwest Quarter of Section [REDACTED] Township [REDACTED] South, Range [REDACTED] East of the Willamette Meridian, in Linn County, Oregon; thence South [REDACTED] West [REDACTED] feet; thence North [REDACTED] West [REDACTED] feet more or less, to the Southerly right of way line of [REDACTED] thence Easterly [REDACTED] more or less, along said right of way line to the Northwest corner of a tract of land conveyed to Clarence T. Morgan and wife, by deed recorded in Microfilm Volume [REDACTED] Page [REDACTED] Deed Records for Linn County Oregon; then South [REDACTED] East [REDACTED] feet, more or less, to an iron rod on the North line of the Southeast Quarter of the Southwest Quarter of said Section [REDACTED] thence South [REDACTED] West [REDACTED] feet to the Northeast corner of the West Half of the Southeast Quarter of the Southwest Quarter of said Section [REDACTED] thence South [REDACTED] East [REDACTED] feet to the place of beginning.

subject to its current indebtedness, holding Husband harmless therefrom, and free and clear of any interest of the Husband. Wife is required, within six months of the date of this judgment, to refinance the real property removing Husband's name from the loan. If Wife is unable to do so refinance by that time, Wife must immediately list the property for sale and continuously list the property for sale until sold.

4. **VEHICLES.**

4.1 Husband shall receive the following vehicles, subject any encumbrances thereon, holding Wife harmless thereof, and free and clear of any interest of Wife:

4.1.1 2006 Honda TR 450r (ATV);

4.1.2 2007 Honda TRX 400 (ATV); and

4.1.3 1977 Yamaha YZ 80 Dirt Bike.

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4.2 Wife shall receive the following vehicles, subject to any encumbrances thereon, holding Wife harmless thereof, and free and clear of any interest of Husband:

4.2.1 2010 Polaris 500HQ (ATV);

4.2.2 2006 Yamaha 350 (ATV); and

4.2.3 23-ft V-nose Trail Blazer Trailer.

4.3 Wife shall receive the 2008 Dodge Ram, subject to any encumbrances thereon, holding Wife harmless thereof, and free and clear of any interest of Husband. Wife is required, within two months of the date of this judgment, to refinance said vehicle removing Husband's name from the loan. If Wife is unable to do so, the vehicle will be awarded to Husband, and Husband will be responsible for the debt.

4.4 A party in possession of keys to a vehicle awarded to the other party shall immediately make delivery of those keys to the party awarded the vehicle. No copies of the keys shall be kept.

4.5 Each party shall immediately sign any bill of sale, title, or other conveyance document necessary to release that party's interest in a vehicle not awarded to the party. If requested to do so, the Director of the Oregon Department of Motor Vehicles shall reissue title to a vehicle in the name of the party awarded that vehicle under the terms of this agreement without any requirement that the other party sign off the title as an owner.

4.6 A party shall be solely and separately responsible for insuring any vehicle awarded to that party pursuant to the terms of this agreement, effective immediately. Any insurance carrier providing coverage for a vehicle shall take whatever action is required to carry out the terms of this agreement. Any insurance premium that has been prepaid for a specific vehicle is awarded to and shall be the property of the party awarded that vehicle in accordance with the terms of this agreement.

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5. **PERSONAL PROPERTY.**

5.1 Each party is awarded the personal property currently in their respective possessions, with the following exceptions:

5.1.1 Husband is awarded the personal property set forth in the Distribution of Assets & Liabilities, a copy of which is marked as "Exhibit 1" and incorporated by reference herein, that are currently in Wife's possession, including any of Husband's clothing and personal effects.

5.2 **Keys.** A party is awarded the keys that open or close property awarded to that party. This includes keys to real property, vehicles, lock boxes, computer systems, garage door openers, etc. The party having keys not belonging to property awarded to that party shall immediately deliver said keys to the other party, keeping no copies for himself or herself.

5.3 **Personal Records.** A party's personal papers are specifically awarded to that party. Each party shall use their best effort now and in the future to provide the other party with that party's personal papers and records. Those include, but are not limited to, birth certificates, passports, baptismal records, wills, military discharge papers, etc. Each party shall also cooperate with the other in providing financial documentation that may from time to time be necessary. For example, one party may at some point in the future need a copy of a previously filed tax return.

5.4 **DELIVERY OF PERSONAL PROPERTY.** Exchange of any personal property must be completed within 30 days of the date of this judgment. Husband is allowed to go to the home located at [REDACTED] [REDACTED] for the purposes of retrieving his personal property. Husband shall be allowed to go into the home, including the garage, to obtain those items set forth in 5.1.1 above, as well as his clothes and personal effects. Husband is allowed to bring people with him to help expedite this move. If Wife is unable to deliver to Husband any of the property awarded to him within 30 days from the date of this judgment, Husband shall receive a monetary supplemental judgment against Wife for the missing items to be valued at the price set forth in "Exhibit 1."

6. **LIABILITIES.** The liabilities and debts of the parties shall be paid as follows:

6.1 Each party shall pay the debts incurred by that party since their separation on January 3, 2015, and hold the other party harmless therefrom.

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6.2 Husband shall pay, defend, indemnify and hold Wife harmless from:

6.2.1 The debt due the credit line with the Oregon State Credit Union in his individual name.

6.3 Neither Wife nor Husband shall charge upon the credit of the other without specific permission to do so. All outstanding joint credit cards which are in the names of both parties shall be immediately returned to the issuing creditor with instructions to close the account.

6.4 If either party fails to pay any debt or liability as set forth herein, the other party shall have the right, but not the obligation, to make any payment due provided the nonpaying party is given 10 days prior notice of the party's plan to make payment. If payment is made, the party who failed to pay shall be responsible for reimbursing the amount paid to the party who did make the payment together with interest computed at the same rate charged by the creditor on the obligation to which payment was made. Interest shall accrue from the time payment is made until full reimbursement is made. The party who pays the other party's debt pursuant to this provision is hereby authorized to deduct the amount of money so paid from any payment then or thereafter due or owing the other party, including support. The obligation of party to pay, defend, indemnify and hold the other party harmless from the payment of any debt described in this judgment is a support obligation under 11 U.S.C. §523 (5), which is not dischargeable in bankruptcy to the other party.

7. **RETIREMENT/PENSION BENEFITS.**

7.1 Husband is awarded his Fidelity Roth IRA, free and clear of any interest of Wife.

7.2 Husband is awarded his [REDACTED] 401(k) Plan, free and clear of any interest of Wife.

8. **EQUALIZING JUDGMENT.** Husband is awarded an equalizing judgment against Wife in the sum of \$60,453.91. Said judgment shall run at nine percent (9%) per annum from the effective date of this judgment of dissolution until paid in full.

9. **NAME RESTORATION.** At Wife's option, Wife is restored her former name, SARAH LEA ELVA APRIL STARK.

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- 1 10. **ATTORNEYS FEES.** Each party shall pay their own attorney fees and
 2 court costs incurred in this proceeding.
- 3 11. **NECESSARY DOCUMENTS.** Each party shall, within 30 days of the date
 4 of this judgment, execute, acknowledge and deliver any and all documents
 5 and instruments necessary to complete the transfer of any property as
 6 ordered in this judgment of dissolution. This judgment shall operate to
 7 convey title to the party to whom such property is awarded should the other
 8 party fail to comply with this provision.

8 MONEY AWARD 1

- 9 1a. Judgment Creditor : Bradley C. Reeser
 10 1b. Address : 
- 11 2a. Judgment Creditor's Attorney : Larry W. Stuber
 12 2b. Address : 
- 13 2c. Telephone Number : 
- 14 3a. Judgment Debtor : Sarah L. Reeser
 15 3b. Address : 
- 16 c. Year of Birth : 
- 17 3d. Social Security No.(last 4 digits) : Unknown
 18 3e. State and last 4 digits of driver's
 license : OR, Unknown
- 19 4a. Judgment Debtor's Attorney : N/A
- 20 5. Persons or Entities Entitled to
 21 a Portion of Judgment : N/A
- 22 6. Judgment Amount : \$60,453.91. Said judgment shall run at
 23 nine percent (9%) per annum from the
 24 effective date of this judgment of
 dissolution until paid in full.
- 25 7. Prejudgment Interest : None
- 26 8. Attorneys Fees and Costs : None

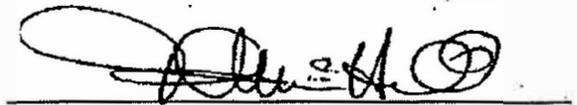
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- 9. Postjudgment Interest : Nine percent (9%) per annum simple interest on money award from the date money award is entered until paid.
- 10. Periodic Accrual : None.

Signed: 5/23/2016 11:09 AM



Circuit Court Judge, Thomas A. McHill

Prepared and submitted by:
LARRY W. STUBER, OSB #793910
Attorney for Petitioner
stuber@ringostuber.com

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Page

PROPOSED DISTRIBUTION OF ASSETS AND LIABILITIES

1	A ASSET / LIABILITY	C HUSBAND'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				H WIFE'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				M COURT'S DECISION	
		HUSBAND'S FMV	HUSBAND	WIFE	NOTES	WIFE'S FMV	HUSBAND	WIFE	NOTES	HUSBAND	WIFE
2	REAL PROPERTY & SECURED DEBT										
3											
4		\$ 243,857.00			Exh 2						
5	Mortgage	\$(131,154.00)			Exh 3 - 6/1/2015						
6	Unpaid Taxes										
7	Net	\$ 112,703.00		\$ 112,703.00							
8	Sub-Total		\$ 0.00	\$ 112,703.00			\$ 0.00	\$ 0.00		\$ 0.00	\$ 0.00
9											
10	VEHICLES, BOATS, ETC.										
11	2006 Mazda 3S	\$ 3,986.00			Exh 4 - KBB						
12	Debt				Totaled in deer						
13	Net	\$ 3,986.00		\$ 0.00	accident						
14											
15	2008 Dodge Ram	\$ 23,338.00			Exh 5 - KBB						
16	Debt	\$(20,377.00)			Exh 6 - 6/1/2015						
17	Net	\$ 2,961.00		\$ 2,961.00							
18											
19	2010 Polaris 500HQ - ATV	\$ 4,160.00			Exh 7 - KBB						
20	Debt	\$ 0.00									
21	Net	\$ 4,160.00		\$ 4,160.00							
22											
23	2007 Honda TR 4560 - ATV	\$ 2,950.00			Exh 8 - KBB						
24	Debt	\$ 0.00									
25	Net	\$ 2,950.00	\$ 2,950.00								
26											
27	2007 Honda TRX 400 - ATV	\$ 2,330.00			Exh 9 - KBB						
28	Debt	\$ 0.00									
29	Net	\$ 2,330.00	X		Premarital						
30											
31	2006 Yamaha 350 - ATV	\$ 1,865.00			Exh 10 - KBB						
32	Debt	\$ 0.00									
33	Net	\$ 1,865.00		\$ 1,865.00							
34											
35	1977 Yamaha YZ 80 Dirt Bike	\$ 150.00									
36	Debt	\$ 0.00									
37	Net	\$ 150.00	\$ 150.00								
38											
39	23 ft V-nose Trail Blazer trailer	\$ 4,500.00									

EXHIBIT 1
Page 1 of 1

Reeser Dissolution

Proposed Property Dist.
As of 5/9/16

Page 1 Printed: 5/9/16

PROPOSED DISTRIBUTION OF ASSETS AND LIABILITIES

	A		C	D	E	F		H	I	J	K		M	N
1	ASSET / LIABILITY	HUSBAND'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				WIFE'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				COURT'S DECISION				
2		HUSBAND'S FMV	HUSBAND	WIFE	NOTES	WIFE'S FMV	HUSBAND	WIFE	NOTES	HUSBAND	WIFE			
40	Debt	\$ 0.00												
41	Net	\$ 4,500.00		\$ 4,500.00										
42														
43	Sub-Total		\$ 3,100.00	\$ 13,486.00				\$ 0.00	\$ 0.00			\$ 0.00	\$ 0.00	
44														
45	RETIREMENT BENEFITS, PENSIONS, ETC.													
46	Fidelity Roth IRA	\$ 36,788.00				Exh 11								
47	Premarital Share	\$ (30,099.00)				premarital								
48	Marital Share	\$ 6,689.00												
49	Anticipated Taxes	\$ (1,739.14)				26%								
50	Net	\$ 4,949.86	\$ 4,949.86											
51														
52														
53	Steelworkers)	\$ 13,218.00				Exh 12								
54	Anticipated Taxes	\$ (3,436.68)				26%								
55	Net	\$ 9,781.32	\$ 9,781.32											
56														
57														
58	Sub-Total		\$ 14,731.18	\$ 0.00				\$ 0.00	\$ 0.00			\$ 0.00	\$ 0.00	
59														
60	BANK ACCOUNTS & CASH ACCOUNTS													
61	OSU FCU (account used only to make truck payment	\$ 0.00												
62														
63	Sub-Total		\$ 0.00	\$ 0.00				\$ 0.00	\$ 0.00			\$ 0.00	\$ 0.00	
64														
65	STOCKS, BONDS & OTHER LIQUID INVESTMENTS													
66														
67														
68	Sub-Total		\$ 0.00	\$ 0.00				\$ 0.00	\$ 0.00			\$ 0.00	\$ 0.00	
69														
70	BUSINESS INTERESTS													
71														
72														
73	Sub-Total		\$ 0.00	\$ 0.00				\$ 0.00	\$ 0.00			\$ 0.00	\$ 0.00	

EXHIBIT 1
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Reeser Dissolution

Proposed Property Dist.
As of 5/9/16

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PROPOSED DISTRIBUTION OF ASSETS AND LIABILITIES

1	A ASSET / LIABILITY	C D E F HUSBAND'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				H I J K WIFE'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				M N COURT'S DECISION	
		C HUSBAND'S FMV	D HUSBAND	E WIFE	F NOTES	H WIFES' FMV	I HUSBAND	J WIFE	K NOTES	M HUSBAND	N WIFE
74											
75	LIFE INSURANCE										
76											
77											
78	Sub-Total		\$ 0.00	\$ 0.00			\$ 0.00	\$ 0.00		\$ 0.00	\$ 0.00
79											
80	MISC. PERSONAL PROPERTY & OTHER ASSETS										
81	Stihl FS 550 Brush Cutter	\$ 500.00	\$ 500.00								
82	Stihl Backpack Sprayer	\$ 500.00	X								
83	Lots of Ridged Cordless Tools		X								
84	Craftsman Pancake Air Compressor		X								
85	Lots of Porter Cable Pneumatic Tools		X								
86	savage 30-06 Rifle		X								
87	Marlin 22 Rifle		X								
88	Mossburg 500 Shotgun		X								
89	Ruger 22 Hand Gun		X								
90	Winchester 30-30 Rifle	\$ 200.00	\$ 200.00								
91	5 snowboards, boots and bindings	\$ 0.00	X								
92	60" Samsung flat screen TV and sound bar	\$ 300.00	\$ 300.00								
93	Washer/Dryer	\$ 1,000.00	\$ 1,000.00	one each							
94	GE Stainless Steel Fridge	\$ 500.00	\$ 500.00								
95	Outdoor equipment, ie backpack full of survival stuff, knives and food	\$ 100.00	\$ 100.00								
96	Ammo cans full of ammo and cleaning equipment	\$ 100.00	\$ 100.00								
97	2 ordinal Nintendos and games	\$ 50.00	\$ 50.00								
98	H's motorcycle clothes, helmets and backpacks	\$ 200.00	\$ 200.00								
99	H's clothes, jackets, jerseys, etc.	\$ 0.00	X								
100	All satellite equipment under his name; he will have to return or have them moved to his new residence	\$ 0.00	X		Wife to return to Husband; Husband to return to company						
101	H's sister's couches stored in shop	\$ 0.00	X								
102	Paintball gun and equipment	\$ 0.00	X								

EXHIBIT 1
Page 3 of 6

Reeser Dissolution

Proposed Property Dist.
As of 5/9/16

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PROPOSED DISTRIBUTION OF ASSETS AND LIABILITIES

	A ASSET / LIABILITY	C HUSBAND'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				H WIFE'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				M COURT'S DECISION	
1		D HUSBAND'S FMV	E HUSBAND	F WIFE	G NOTES	H WIFES' FMV	I HUSBAND	J WIFE	K NOTES	L HUSBAND	N WIFE
2											
103	Ridge Wet/Dry vacuum	\$ 0.00	X								
104	Kitchen Aid refrigerator	\$ 100.00		\$ 100.00							
105	16 cubic ft. freezer	\$ 30.00		\$ 30.00							
106	4ft x 16ft intex pool	\$ 50.00		\$ 50.00							
107	Sthil Farm Boss chain saw	\$ 250.00		\$ 250.00							
108	Sthil Kombi with the weed whacker, tree trimmer and extension, brush cutter attachments.	\$ 250.00		\$ 250.00							
109	Craftsmen 18.5 horse riding lawn mower	\$ 200.00		\$ 200.00							
110	Sun Beach tanning bed	\$ 200.00		\$ 200.00							
111	42" Samsung flat screen TV.	\$ 100.00		\$ 100.00							
112	Wood frame Queen sized bed with memory foam mattress	\$ 200.00		\$ 200.00							
113	Matching pine bedroom set that includes hutch, dresser W/ mirror, and night stands.	\$ 200.00		\$ 200.00							
114	Couch and love seat with auto man.	\$ 50.00		\$ 50.00							
115	HP computer	\$ 25.00		\$ 25.00							
116	E machines computer	\$ 20.00		\$ 20.00							
117	Dell laptop	\$ 200.00		\$ 200.00							
118	Either one of the Electrolux washer or dryer. I want one.	\$ 1,000.00		\$ 1,000.00							
119	2 elliptical workout machines	\$ 150.00		\$ 150.00							
120	Shooting bench	\$ 25.00		\$ 25.00							
121	Ruger 22 cal rifle	\$ 100.00		\$ 100.00							
122	Taurus 357 revolver	\$ 300.00		\$ 300.00							
123	Ruger 38 cal revolver	\$ 400.00		\$ 400.00							
124	Savage 243 hunting rifle	\$ 200.00		\$ 200.00							
125	3 tier Glass entertainment center	\$ 50.00		\$ 50.00							
126	Pine dinning room set	\$ 50.00		\$ 50.00							
127	Oak hutch	\$ 100.00		\$ 100.00							
128	Technics stereo receiver	\$ 50.00		\$ 50.00							
129	2 Technics turn tables	\$ 20.00		\$ 20.00							
130	Pioneer surround sound	\$ 20.00		\$ 20.00							
131	Probably 300 vinyl records worth considerable money.	\$ 500.00		\$ 500.00							
132	2 sets of home speaker equipment	\$ 20.00		\$ 20.00							
133	Kenwood Stereo receiver	\$ 10.00		\$ 10.00							

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Reesar Dissolution

Proposed Property Dist.
As of 5/9/16

Page 4 Printed: 5/9/16

PROPOSED DISTRIBUTION OF ASSETS AND LIABILITIES

1	A ASSET / LIABILITY	C HUSBAND'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				H WIFE'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				M COURT'S DECISION	
		D HUSBAND'S FMV	E HUSBAND	F WIFE	G NOTES	H WIFE'S FMV	I HUSBAND	J WIFE	K NOTES	L HUSBAND	N WIFE
134	Bench mount wire wheel/grinder	\$ 20.00		\$ 20.00							
135	2 other older tv's	\$ 20.00		\$ 20.00							
136	2 Microwaves	\$ 20.00		\$ 20.00							
137	Vita Mix Blender	\$ 300.00		\$ 300.00							
138	George Foreman grill	\$ 10.00		\$ 10.00							
139	Several sets of dishes and Silver wear.	\$ 30.00		\$ 30.00							
140	2 vacuums'	\$ 50.00		\$ 50.00							
141	Craftsman pancake air compressor	\$ 30.00		\$ 30.00							
142	1 set of Ridged cordless tools which includes 2 drills, flashlight, Circular Saw, reciprocating saw.	\$ 100.00		\$ 100.00							
143	Craftsman Full size router	\$ 20.00		\$ 20.00							
144	Dewalt Jig saw	\$ 10.00		\$ 10.00							
145	Dremel tool set	\$ 20.00		\$ 20.00							
146	Porter Cable set of at least 3 different pneumatic nail guns and staple gun	\$ 100.00		\$ 100.00							
147	computer desk	\$ 20.00		\$ 20.00							
148	Benches full of herbicides, insecticides, oils, cleaners.	\$ 100.00		\$ 100.00							
149	At least 3, hundred foot roles of 4' fencing	\$ 100.00		\$ 100.00							
150	2 large coolers	\$ 20.00		\$ 20.00							
151	Several small coolers	\$ 10.00		\$ 10.00							
152	4 high end camping cots	\$ 100.00		\$ 100.00							
153	sleeping bags	\$ 10.00		\$ 10.00							
154	Camp stove	\$ 10.00		\$ 10.00							
155	2 propane lanterns	\$ 10.00		\$ 10.00							
156	1 LED battery powered lantern	\$ 5.00		\$ 5.00							
157	At least 5 sets of hoses	\$ 25.00		\$ 25.00							
158	2 different carwash extending scrubbers	\$ 10.00		\$ 10.00							
159	2 dart boards and darts	\$ 10.00		\$ 10.00							
160	Portable Air conditioner	\$ 100.00		\$ 100.00							
161	The ammo that goes with her firearms	\$ 25.00		\$ 25.00							
162											
163											
164	Sub-Total		\$ 2,950.00	\$ 5,500.00			\$ 0.00	\$ 0.00		\$ 0.00	\$ 0.00

EXHIBIT 1
Page 5 of 6

Reeser Dissolution

Proposed Property Dist.
As of 5/9/16

Page 5 Printed: 5/9/16

PROPOSED DISTRIBUTION OF ASSETS AND LIABILITIES

1	A ASSET / LIABILITY	C HUSBAND'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				H WIFE'S VALUES & PROPOSED DISTRIBUTION OF NET FMV				M COURT'S DECISION	
		2 HUSBAND'S FMV	D HUSBAND	E WIFE	F NOTES	H WIFES' FMV	I HUSBAND	J WIFE	K NOTES	M HUSBAND	N WIFE
166	(UNSECURED DEBTS)										
167	Line of Credit - Wife took out	\$ (5,000.00)	\$ (5,000.00)		Exh 13						
168	Line of Credit (atty Fees)	\$ (5,000.00)	\$ (5,000.00)		Exh 13						
169											
170											
171	Sub-Total		\$ (10,000.00)	\$ 0.00			\$ 0.00	\$ 0.00		\$ 0.00	\$ 0.00
172											
173	TOTALS		\$ 10,781.18	\$ 131,689.00			\$ 0.00	\$ 0.00		\$ 0.00	\$ 0.00
174	EQUALIZING JUDGMENT		\$ 60,453.91	\$ (60,453.91)			\$ 0.00	\$ 0.00		\$ 0.00	\$ 0.00
175	TOTAL NET PROPERTY		\$ 71,235.09	\$ 71,235.09			\$ 0.00	\$ 0.00		\$ 0.00	\$ 0.00

EXHIBIT 1
Page 6 of 6

Reaser Dissolution

Proposed Property Dist.
As of 5/9/16

Page 6 Printed: 5/9/16

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

In the Matter of the Marriage of	)	No. 15DR01563
BRADLEY C. REESER,)	
)	
Petitioner,	)	CERTIFICATE OF COMPLIANCE
and)	
	)	UTCR 5.100
SARAH L. REESER,)	
)	
Respondent.)	

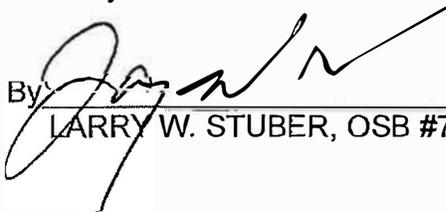
Pursuant to UTCR 5.100,

I, LARRY W. STUBER, do hereby certify as follows:

1. I served the proposed Respondent Sarah L. Reeser not less than seven (7) days prior to submission to the court, pursuant to UTCR 5.100(1)(c)
2. This proposed order or judgment is ready for judicial signature because no objection has been served on me.

DATED: May 16, 2016.

RINGO, STUBER, ENSOR & HADLOCK, P.C.
Attorneys for Petitioner

By: 
LARRY W. STUBER, OSB #783910

Verified Correct Copy of Original 1/15/2015

TO PETITIONER AND RESPONDENT:

NOTICE OF "Exceptional Circumstances HEARING:
The Court has scheduled an "exceptional circumstances"
hearing about the temporary custody of your child/ren, on:

Date: _____ Time: _____

Courtroom: _____

(To Be Completed by Court Staff Only)

FILED
STATE OF OREGON
JAN 15 2015

2015 JAN 15 AM 9:44

COURT ADMINISTRATION
BY _____

IN THE CIRCUIT COURT OF THE STATE OF OREGON
COUNTY OF LINN

Sarah Lea Elva Reese See CIF)
Petitioner (your full name) (date of birth))

Case No. 15PO00315

v.)
Bradley Charles Reese See CIF)
Respondent (date of birth))
(full name of person to be restrained)

**RESTRAINING ORDER
TO PREVENT ABUSE**
(Family Abuse Prevention Act)

NOTICE TO RESPONDENT:

- You must obey all of the provisions of this Restraining Order, even if the Petitioner contacts you or gives you permission to contact him/her.
- Violation of this Restraining Order may result in your arrest and in civil and/or criminal penalties. This order is enforceable throughout Oregon and in every other state. Review this order carefully.
- See the attached "NOTICE TO RESPONDENT/REQUEST FOR HEARING" for more information about your rights to a hearing.

The Court, having reviewed the Petition, and having heard testimony, makes the following findings:

1. Petitioner and Respondent are **RELATED** as follows:

Judge's Initials

1. CRS

- A. Petitioner and Respondent are spouses/ registered domestic partners, or former spouses/former registered domestic partners.
- B. Petitioner and Respondent are adults related by blood, marriage or adoption.
- C. Petitioner and Respondent have been cohabiting (living together in a sexually intimate relationship) since _____ (date), or cohabited from _____ (date) to _____ (date).
- D. Petitioner and Respondent have been involved in a sexually intimate relationship within the last two years.
- E. Petitioner and Respondent are the unmarried parents of a child/ren.
- F. Petitioner is a minor and has been involved in a sexually intimate relationship with Respondent who is 18 years of age or older.

2.

Respondent has **ABUSED** Petitioner as defined by ORS 107.705; the abuse occurred **WITHIN THE LAST 180 DAYS** as provided in ORS 107.710; Respondent represents a **CREDIBLE THREAT** to the physical safety of Petitioner or Petitioner's child/ren; and the Petitioner is in **IMMINENT DANGER OF FURTHER ABUSE**.

2. CRS

RETRAINING ORDER TO PREVENT ABUSE – Page 1 of 8
(FAPA 12/11)

16PO00316
ORRO
Order - Restraining
1888835



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No joint children

Judge's Initials

- 3. This order involves minor CHILDREN.
 - A. Oregon has **JURISDICTION** over the issues of the child/ren custody and parenting time under ORS 109.701 to 109.834 on the following grounds: 3A. _____
 - 1. Oregon is the child/ren's home state OR No other state has home state jurisdiction OR All courts with jurisdiction on home state or significant connections grounds declined jurisdiction OR is the child/ren's home state but it has declined jurisdiction AND the children's parents or a person acting as a parent has significant connections with Oregon and substantial evidence is available here concerning the children's care, protection, and personal relationships. ORS 109.741 (1)(a)(b) and (c).
 - 2. Oregon was the home state within six months before this proceeding was commenced and the child/ren are absent from the state but a parent or person acting as a parent continues to live in Oregon. ORS 109.741(1)(a)
 - 3. Emergency grounds exist for the exercise of temporary jurisdiction because the child/ren are present in this state and have been abandoned or it is necessary to protect the child/ren because the child/ren, or a sibling or parent of the child/ren is subjected to or threatened with mistreatment or abuse. ORS 109.751
 - B. Existence of other orders concerning the minor children involved: 3B. _____
 - PRIOR ORDER EXISTS ELSEWHERE:** A previous child/ren custody, parenting time, guardianship or juvenile dependency determination has been made in _____ (State/Tribe/Country).
 - CUSTODY/PARENTING TIME MATTER PENDING:** A child/ren custody, parenting time, guardianship, or juvenile dependency proceeding has been commenced in _____ (State/Tribe/Country).
 - NO PRIOR ORDER EXISTS AND NONE IS PENDING:** No child/ren custody, parenting time, guardianship or juvenile dependency determination has been issued or proceeding commenced in another state, tribe or country having jurisdiction under ORS 109.701-109.834. The custody and parenting time provisions in this Order shall become a final determination for purposes of the Uniform Child/ren Custody Jurisdiction and Enforcement Act if Oregon becomes the home state of the child/ren.
 - C. **INTERSTATE JUDICIAL COMMUNICATION** is needed because: 3C. _____
 - A custody/parenting time/child/ren placement matter is CURRENTLY PENDING in another state/tribe/country, or
 - Oregon is exercising Temporary Emergency Jurisdiction under the UCCJEA in this protective order and ANOTHER STATE/TRIBE/COUNTRY HAS ALREADY ISSUED a custody/parenting time/child/ren placement order.
 - D. **EXCEPTIONAL CIRCUMSTANCES** exist that affect the custody of the child/ren. 3D. _____
- 4. **EMERGENCY MONETARY ASSISTANCE:** The Court finds that emergency monetary assistance is necessary to provide for the safety and welfare of the Petitioner and/or one or more child/ren in the custody of the Petitioner. 4. _____

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IT IS HEREBY ORDERED THAT:

Judge's Initials

Petitioner's Request (check all that apply):

1. Respondent is restrained (prohibited) from intimidating, molesting, interfering with or menacing Petitioner, or attempting to intimidate, molest, interfere with or menace Petitioner directly or through third parties. 1. CRB

2. Respondent is restrained (prohibited) from intimidating, molesting, interfering with or menacing, or attempting to intimidate, molest, interfere, or menace, the minor child/ren in Petitioner's custody directly or through third parties. 2.

3. Except as otherwise set out in this Order, Respondent is restrained (prohibited) from entering or attempting to enter, or remaining in, the area within 150 feet or 200 feet of the building and land at the following locations: (include names/addresses unless withheld for safety reasons) 3.

- a. Petitioner's current or future residence.
- b. Petitioner's current or future business or place of employment
- c. Petitioner's current or future school.
- d. Other locations:

4. Respondent shall not knowingly be or stay within 150 feet or 200 feet (other distance) of Petitioner unless otherwise ordered by the Court as follows: 4. CRB

Nothing in this restraining order prevents Respondent from appearing at or participating in a court (or administrative) hearing or other related legal process as a party or witness in a case involving the Petitioner. At these times, Respondent must stay at least 8 feet away from the Petitioner and follow any additional protective terms ordered in that case. Further, nothing in this order prevents Respondent from serving or providing documents related to a court (or administrative) case to the Petitioner in a manner permitted by law. However, Respondent may not personally deliver legally-related documents to the Petitioner.

5. Except as otherwise set out in this Order, Respondent is restrained (prohibited) from: 5. CRB

- a. Contacting, or attempting to contact, Petitioner in person directly or through third parties.
- b. Contacting, or attempting to contact, Petitioner by mail or e-mail, or any other electronic transmission, except for mailing court-ordered emergency monetary assistance, checks or money orders directly or through third parties.
- c. Contacting, or attempting to contact, Petitioner by telephone, including cell phone or text messaging directly or through third parties.
- d. Exceptions to the restraint from third party contact is as follows (list purpose/s and person/s):

Judge's Initials

- 6. Respondent is restrained (prohibited) from entering, attempting to enter, or remaining at: 6.
 - a. The child/ren's current or future day care provider, or removing them from daycare.
 - b. The child/ren's current or future school, or removing them from the school.

7. Respondent shall move from and not return to the residence located at: In Linn Co
 [Redacted] 7. CRB except with a peace officer to remove essential personal effects of the Respondent, and if the Respondent is the custodial parent, essential personal effects of Respondent's child/ren, including, but not limited to: clothing, toiletries, diapers, medications, social security cards, birth certificates, identification and tools of the trade.

8. A peace officer shall accompany the Petitioner to the parties' residence to remove 8. essential personal effects of Petitioner, and if the Petitioner is the custodial parent, essential personal effects of the Petitioner's child/ren, including, but not limited to: clothing, toiletries, diapers, medications, social security cards, birth certificates, identification and tools of the trade.

9. Emergency Monetary Assistance: The Respondent is ordered to pay Petitioner 9. CRB \$1000 as Emergency Monetary Assistance by the 45th day after Respondent is served with this Restraining Order by check or money order. Payment is to be made by mail to the following address: _____
 Use Safe Contact Address

10. Firearms. Respondent shall not purchase or possess any firearms or ammunition. 10. CRB
 [OJIN Event Code: FQOR]

Other orders regarding firearms (for court use only): ##
Respondent has threatened Petitioner with a Firearm

FIREARMS NOTIFICATION

If the firearms prohibition in Paragraph 10 is initiated by the judge, it IS unlawful under OREGON state law for you to possess or purchase a FIREARM, including a rifle, pistol, or revolver, and AMMUNITION.

You should consult an attorney if you have questions about this. [OJIN EVENT CODE: NOGR]

11. Other Relief: _____ 11.

CHILD CUSTODY

Judge's Initials

12. TEMPORARY CUSTODY of the following child/ren is ordered as subject to the parenting time terms set forth in Paragraphs 17 and 18 below.

12. _____

Additional page attached labeled, "Paragraph 12 continued."

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Party to Have Custody (Petitioner or Respondent)	Child/ren's Name	Date of Birth	Age
		See CIF	

13. A peace officer of the county or city where the child/ren are located shall assist in **13.** _____ recovering the custody of the parties' child/ren that was awarded to Petitioner. The peace officer is authorized to use any reasonable force to that end, including forcible entry into the following specific premises (list the address(es) where the child/ren are most likely to be found and why): _____

14. (For court use only) Effect of Prior Custody Order (ORS 107.722) **14.** _____
A CUSTODY ORDER ALREADY EXISTS in Case # _____ filed in _____ County, Oregon, or _____ (another state/tribe).

14A. **NO new custody order is made** because the terms in the existing order or judgment shall continue to apply.

14B. The child/ren custody provisions in paragraph 12 of this Restraining Order are necessary to protect the safety and welfare of the child/ren or Petitioner but they **CONFLICT** with the custody provisions in the already existing order or judgment. Therefore, the child/ren custody provisions in this Restraining Order shall remain in effect only until this Restraining Order expires or is cancelled, until a new order is issued in the other case, or until _____ (date), whichever occurs first.

15. Exceptional Circumstances Hearing: The Court has found that exceptional circumstances **15.** _____ affecting custody exist, so **NO** custody order is entered at this time about the parties' child/ren. **Both parties shall instead appear at a hearing as indicated in the box on the upper center of page 1 of this Restraining Order.** This hearing will be the respondent's only chance to contest this order. The purpose of the hearing will be to consider the temporary custody of the parties' child/ren and other issues that may be contested by the Respondent. At the hearing, the court may cancel or change this Order.

16. Until the Exceptional Circumstances Hearing, the residence of the child/ren and the **16.** _____ parental contact with the child/ren shall be as follows: _____

PARENTING TIME

Judge's Initials

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17. The parent not awarded temporary custody shall have parenting time with the minor child/ren listed in paragraph 12 beginning on _____ as follows: 17. _____

a. NO PARENTING TIME because (explain why Respondent should not have parenting time): 17a. _____

b. SUPERVISED PARENTING TIME: 17b. _____

3 hours or _____ hours per week supervised by _____, as follows: _____

c. PARENTING TIME as follows (day/s of week, place, times) or as attached: 17c. _____

AND/OR

Every weekend from _____ (day) _____ a.m./p.m. until _____ (day) to _____ a.m./p.m.

FIRST AND THIRD or SECOND AND FOURTH weekends from _____ (day) _____ a.m./p.m. until _____ (day) to _____ a.m./p.m.

Once per week on _____ (day) _____ a.m./p.m. until _____ (day) to _____ a.m./p.m.

d. The parent without temporary custody will pick up and return the child/ren at: 17d. _____

Petitioner's Respondent's residence. Petitioner Respondent may remain at the curb (or driveway if no curb), for a maximum of 5 minutes or _____ minutes, for the sole purpose of picking up and/or returning the child/ren. Other location: _____

18. (For court use only) Effect of Prior Parenting Time Order (ORS 107.722) 18. _____

A PARENTING TIME ORDER ALREADY EXISTS in Case # _____ filed in _____ County, Oregon, or _____ (Another State/Tribe)

NO new parenting time order is made because the terms in the existing order or judgment shall continue to apply.

The parenting time provisions in this Restraining Order are necessary to protect the safety and welfare of the child/ren or Petitioner but they CONFLICT with the custody provisions in the already existing order or judgment. Therefore, the parenting time provisions in this Restraining Order shall remain in effect only until this Restraining Order expires or is cancelled, until a new order is issued in the other case, or until _____ (date), whichever occurs first.

Verified Correct Copy of Original 1/15/2015...

Judge's Initials

19. No further service is necessary because Respondent appeared in person before the court.

19. _____

IT IS FURTHER ORDERED that the SECURITY AMOUNT for violation of any provision of this Order is \$5,000 unless otherwise specified here: Other Amount: \$ _____

The above provisions of this Restraining Order are in effect for a period of one (1) year from the date of the Judge's signature (unless renewed before it expires) or until the Order is dismissed, modified, or replaced, whichever occurs first.

CERTIFICATE OF COMPLIANCE WITH FULL FAITH AND CREDIT PROVISIONS OF VIOLENCE AGAINST WOMEN ACT (This is not a Brady Certificate)

This Restraining Order meets all full faith and credit requirements of the Violence Against Women Act, 18 U.S.C. 2265. This Court has jurisdiction over the parties and the subject matter. The Respondent is being afforded notice and timely opportunity to be heard as provided by the law of this jurisdiction. This Order is valid and entitled to enforcement in this and all other jurisdictions.

IT IS HEREBY ORDERED that:

The Petition for Restraining Order to Prevent Abuse is GRANTED as set forth above.

The Petition for Restraining Order is DENIED because:

- The Petitioner did not establish a claim for relief.
- The Petitioner did not appear at the time set for the ex parte hearing on his/her petition.
- Other:

DATED: 1-15-2015

[Signature] JUDGE (Signature)

Carol R. Bispham Print or Type Name of Judge

Certificate of Document Preparation. You are required to truthfully complete this certificate regarding the document you are filing with the Court. Check all boxes and complete all blanks that apply:

- I selected this document for myself and I completed it without paid assistance.
- I paid or will pay money to _____ for assistance in preparing this form.

Submitted by:

Print Name, Petitioner Attorney for Petitioner OSB No. (if applicable)

Address or Contact Address City, State, Zip Telephone or Contact Telephone Number Use Safe Contact Address Use Safe Contact Number

Verified Correct Copy of Original 1/15/2015

CONTESTING A FAMILY ABUSE PREVENTION ACT (FAPA) RESTRAINING ORDER

INSTRUCTIONS

Procedures vary from court to court. Check with your local court for filing instructions.

IMPORTANT NOTE

INFORMATION THAT MUST BE KEPT CONFIDENTIAL

You must keep certain information ("confidential personal information") out of any papers you file or submit to the court and, instead, provide that information in a Confidential Information Form (CIF). "Confidential Personal Information" includes social security number; date of birth; former legal names, driver license numbers; and employer's name, address, and telephone number. It also applies to information regarding a party or a party's child. On the pleading or document where that confidential personal information would otherwise appear, you must note that the information has been separately provided under UTCRC 2.130.

Relevant Rules and Forms

UTCRC 2.130 – Family Law Confidential Information Forms

UTCRC Form 2.130.1 – Family Law Confidential Information Form

UTCRC Form 2.130.2 – Notice of Filing Confidential Information Form

WHAT IF I DISAGREE WITH SOME OR ALL OF THE RESTRAINING ORDER?

The judge granted the restraining order based on input from the other side (the Petitioner). If you disagree with information given to the judge, or you disagree with all or part of the order, you have a right to give the judge your input.

HOW DO I OBJECT TO THE RESTRAINING ORDER?

If you want a judge to consider whether the restraining order should remain in effect, or change some of the things in the restraining order, you must fill out the form called "Request for Hearing." The "Request for Hearing" form is part of the court paper that says "Notice to Respondent/Request for Hearing" on the top, right hand side of the page. You should have received a copy of this form when you were served with the restraining order. If you did not receive one, you may download the Request for Hearing form from the state website, <http://courts.oregon.gov/sites/OJD/OSCA/cpsd/courtimprovement/familylaw/index.page>, or contact the court that issued the order.

You have 30 days after you are served with the restraining order to ask the Judge to dismiss or change the order, by filing a "Request for Hearing." **The Request for Hearing must be filed with the court within 30 days from the date you were served.** If you request a hearing and the judge continues the Restraining Order, federal law may prohibit you from possessing or purchasing any firearm or ammunition (including hunting rifles).

11/15/2015
Verified Correct Copy of Original
If it has been more than 30 days since the date you were served, the only type of hearing you may request is to make changes to custody and/or parenting time, your removal from the home, your restrictions from other premises, or contact by you in-person, by telephone, or otherwise. Either party may request this type of hearing. You may request such a hearing by asking the clerk at the courthouse for the forms needed to "modify" a restraining order. The judge may schedule a hearing to decide whether or not to change the order. The judge may decide not to change the order even if both sides agree that they want the same changes.

WHAT HAPPENS IF I DO NOT OBJECT?

If you do not ask for a contested hearing within the first 30 days after you receive the court papers, the Restraining Order will continue for one year from the date the judge signed it. It can also be renewed for one year at a time after that.

WHEN WILL THE CONTESTED HEARING BE HELD?

If the court has already ordered a hearing about custody of your children (sometimes called an "exceptional circumstance hearing"): If the court has found that there are "exceptional circumstances" regarding custody of the child/ren, the court will schedule a hearing to be held within 14 days. The box on the top of page 1 of the restraining order and "Notice to Respondent/Request for Hearing" will give you information about the date and place for that hearing. At the hearing, you will be asked to provide information about your children.

If the court has NOT ordered a hearing but you would like to request one: If the order grants custody and you ask the judge to make a change relating to child custody, the court must hold the hearing within 5 business days of your request. If you are not asking the judge to change child custody, the court must hold the hearing within 21 days of your request. If the hearing is scheduled more than a few days away, the court will send you notice of the time and date of the hearing in the mail. If there is not enough time to mail you a notice, the court may contact you by telephone. **Be sure the court always has your current contact addresses and contact phone numbers so you get notice of any hearing.** You also can call the court to check to see if a hearing has been set.

If you do not go to the hearing, you will lose your chance to ask the judge to dismiss or change the Restraining Order. If you cannot go to the hearing due to an emergency, call the court clerk right away. It may be helpful to have an attorney represent you at the hearing, but it is not required.

WHAT WILL HAPPEN AT THE HEARING I REQUEST?

The purpose of the hearing is to decide whether or not the restraining order will remain in effect, and if it does remain in effect, if the order will stay the same or change in some way.

If you would like more information about what to expect at the hearing, go to <http://courts.oregon.gov/sites/OJD/OSCA/cpsd/courtimprovement/familylaw/index.page> and look for the "Domestic Violence Information" link on the left side. From there, click on "Information for Respondents."

DO I NEED A LAWYER?

If you have questions about how the law works or what it means, you may need to talk to a lawyer. You are not required to have a lawyer to contest the restraining order, but you can have a lawyer represent or help you if you wish. If you need help finding a lawyer, you may call the Oregon State Bar's Lawyer Referral Service at 503.684.3763 or 800.452.7636. If you believe you cannot afford a lawyer, ask court staff if your area has a legal services (legal aid) program that might help you.

WHAT IF I NEED AN ACCOMMODATION OR AN INTERPRETER?

If you have a disability and need an accommodation, or you are unable to speak English and need a foreign language interpreter, you must tell the court as soon as possible, but at least four days before your hearing. Tell the clerk that you have a disability and what type of assistance you need or prefer, or which language you speak. If the clerk says there will be a "5 day hearing," be sure to indicate this on your "Request for Hearing" form that you will need an interpreter or accommodations the same day you file your "Request for Hearing" form.

_ Verified Correct Copy of Original 1/15/2015

TO PETITIONER AND RESPONDENT:

NOTICE OF EXCEPTIONAL CIRCUMSTANCES HEARING:
 The court has scheduled an exceptional circumstances hearing about the temporary custody of your child/ren, on:

Date: _____ Time: _____ Courtroom: _____

See below for information about the "Exceptional Circumstances" hearing.

IN THE CIRCUIT COURT OF THE STATE OF OREGON
 COUNTY OF LINN

_____) Petitioner (your full name)	See CIF) (date of birth)	Case No. 15P000315
v. )	)	NOTICE TO RESPONDENT/ REQUEST FOR HEARING (Family Abuse Prevention Act)
_____) Respondent	See CIF) (date of birth)	
(full name of person to be restrained))	

THIS FORM MUST BE ATTACHED TO ALL COPIES OF THE RESTRAINING ORDER

TO RESPONDENT: A RESTRAINING ORDER HAS BEEN ISSUED BY THE COURT WHICH AFFECTS YOUR RIGHTS. THIS ORDER IS NOW IN EFFECT. You have the right to contest this Restraining Order as set out in the paragraph(s) checked below.

- An "Exceptional Circumstance" Hearing Has Been Scheduled. *(This means that the box on the top of this page, "Notice of "Exceptional Circumstances" Hearing," has been filled out.)*

The court has determined that there are exceptional circumstances affecting your child/ren and has ordered a hearing to be held on the issue of temporary custody. If you wish to be heard on the issue of temporary custody, you must appear at the date and time stated in the box above. If you disagree with any of the OTHER TERMS of the Restraining Order, you must also appear at the time and place specified above. This will be your only chance to do so. If you do not go to the hearing, the Restraining Order may be upheld (continued) and all matters decided against you. If you want an earlier hearing date than the date specified above, you must complete the request for hearing form below and mail or deliver it to the address on Page 2.

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An "Exceptional Circumstances" Hearing Has NOT Been Scheduled. (This means that the box on the top of page 1 is BLANK.) If you want to contest (object to) the terms of this order, including the award of temporary custody to Petitioner, you must complete the attached "REQUEST FOR HEARING" form (on Pages 3 and 4) and mail or deliver it to the address on the bottom of this page.

A REQUEST FOR HEARING must be made within 30 days after you receive the order. You must include your address and telephone number with your request for a hearing. The hearing will be held within 21 days, or within 5 days if you are contesting a temporary custody provision (not parenting time). At the hearing, a judge will decide whether the order should be canceled, changed, or continued. **If you do not go to the hearing, the restraining order may be upheld (continued) and all matters decided against you.**

If no hearing date has been set already and you do not request a hearing within 30 days after you receive this Restraining Order, this restraining order will continue in effect as issued.

Enforceability of the Restraining Order

The Restraining Order you have received is in effect and remains in effect until the court modifies or dismisses it or until it expires. The order may also be renewed upon a finding that a person in the Petitioner's situation would reasonably fear further acts of abuse by you if the order is not renewed. If you are arrested for violating this order, the security amount (bail) is \$5,000, unless a different amount is ordered by the court.

This Restraining Order, or any Order continuing or changing this Order, is enforceable in every county in Oregon. It is also enforceable in all 50 states, the District of Columbia, tribal lands and territories of the United States.

Violation of the Restraining Order

Violation of any part of this restraining order, or any order continuing or changing this order, constitutes contempt of court, punishable by a fine of up to \$500 or one percent of your annual gross income, whichever is greater, or a jail term of up to six months, or both. Other consequences may also be imposed for contempt.

Federal Restrictions

FIREARMS PROHIBITIONS MAY APPLY TO YOU!

As a result of this Order, or any Order continuing or changing this Order, it may be unlawful for you to possess or purchase a firearm, including, a rifle, pistol, or revolver, or ammunition pursuant to federal law under 18 U.S.C. § 922(g), as well as state and local law. If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult an attorney.

You may also be subject to further restrictions and prohibited from:

- Traveling across state lines or tribal land lines with the intent to violate this Order and then violating this Order.
- Causing the Petitioner to cross state lines or tribal land lines for the purpose of violating the order
- Possessing, receiving, shipping or transporting any firearm or firearm ammunition.

Other Laws May Also Apply To You

Whether or not a Restraining Order is in effect, federal law may prohibit you from:

- Traveling across state lines or tribal land lines with the intent to injure the Petitioner and then intentionally committing a crime of violence causing bodily injury to the Petitioner.
- Causing the Petitioner to travel across state lines or tribal land lines if your intent is to cause bodily injury to the Petitioner or if the travel results in your causing bodily injury to the Petitioner.

**IF YOU COMPLETE THE REQUEST FOR HEARING FORM, YOU MUST MAIL OR DELIVER IT TO
Linn County Circuit Court; PO Box 1749, 300 SW 4th Street; Albany, OR 97321**

Verified Correct Copy of Original 1/15/2015

REQUEST FOR HEARING
(To Be Completed By Respondent Only)

IN THE CIRCUIT COURT OF THE STATE OF OREGON
COUNTY OF LINN

_____) Petitioner) (full name of person who asked for restraining order))	See CIF) (date of birth))	Case No. _____) 15P000315)
v. )	)	REQUEST FOR HEARING) (Family Abuse Prevention Act))
_____) Respondent) (full name of person to be restrained))	See CIF) (date of birth)))

I am the Respondent in the above-referenced action and I request the following:

Select Paragraph 1 OR 2 below.

1. **NO HEARING DATE HAS BEEN SET, and I am requesting a hearing to contest (object to) all or a part of the order as follows (mark one or more):**

_____ The order restraining me from contacting, threatening or attempting to contact the Petitioner.

_____ The order granting temporary child/ren custody to the Petitioner.

_____ The terms of the parenting time order.

_____ Other: _____

2. **THE COURT HAS ORDERED AN "EXCEPTIONAL CIRCUMSTANCES" HEARING, but I am requesting an earlier hearing date to be held within 5 days after the date I file this request with the court, which is earlier than the date of the hearing already scheduled by the court which is _____ (date).**

I will also be contesting (objecting to) all or a part of the order as follows (mark one or more):

_____ The order restraining me from contacting, threatening or attempting to contact the Petitioner.

_____ The order granting temporary child/ren custody to the Petitioner.

_____ The terms of the parenting time order.

_____ Other: _____

Verified Correct Copy of Original 1/15/2015

will will not be represented by an attorney at the hearing. The name and Bar Number of the attorney (if known) are: _____

I will need _____ language interpretation services at the hearing.

I will need American's with Disabilities Act accommodations at the hearing. Please describe _____

Notice of the time and place of the hearing can be mailed to me at the address below.

Respondent's Signature

Certificate of Document Preparation. You are required to truthfully complete this certificate regarding the document you are filing with the court. Check all boxes and complete all blanks that apply below:

- I selected this document for myself and I completed it without paid assistance.
- I paid or will pay money to _____ for assistance in preparing this form.

Submitted by:

Print Name, Respondent Attorney for Respondent OSB No. (if applicable)

_____ Contact Address <small>Use a Safe Contact address</small>	_____ City, State, Zip	_____ Contact Telephone Number <small>Use a Safe Contact number</small>
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