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

JAMES L. POSEY, an individual,
Petitioner,

v.

ROBERT L. TAYLOR, City Attorney for the
City of Portland

MARY HULL CABALLERO, City Auditor
for the City of Portland,
Respondents.

Case No. 22CV23563

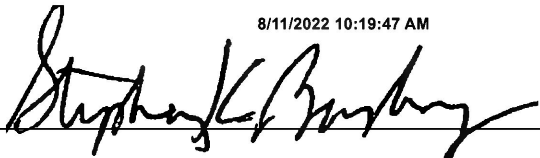
ORDER - DISMISSAL ON RULE 21 MOTION

NOT SUBJECT TO MANDATORY
ARBITRATION

HONORABLE STEPHEN K. BUSHONG

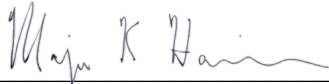
Respondents' Motion to Dismiss pursuant to ORCP 21 came on for hearing on August 2, 2022, before the Honorable Stephen K. Bushong. Petitioner appeared in person, *pro se*. Respondents appeared through their attorney, Maja K. Haium, Senior Deputy City Attorney for the City of Portland. The Court having considered respondents' Motion to Dismiss petitioner's Petition to Review Ballot Title and the record herein, and being fully advised,

IT IS HEREBY ORDERED that respondents' Motion to Dismiss petitioner's Petition to Review Ballot Title is granted.

8/11/2022 10:19:47 AM

Circuit Court Judge Stephen K. Bushong

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Presented by:



Maja K. Haium, OSB #101042
Senior Deputy City Attorney
Email: maja.haium@portlandoregon.gov
Fax: (503) 823-3089

1 **CERTIFICATE OF COMPLIANCE WITH UTCR 5.100**

2 I hereby certify that I served the foregoing ORDER - DISMISSAL ON RULE 21
3 MOTION on:

4 James L. Posey
5 117 NE Stanton Street
6 Portland, OR 97212
7 *Pro Se Petitioner*

8 This proposed order or judgment is ready for judicial signature because:

- 9 1. Each opposing party affected by this order or judgment has stipulated to the order or
10 judgment, as shown by each opposing party's signature on the document being submitted.
- 11 2. Each opposing party affected by this order or judgment has approved the order or judgment,
12 as shown by signature on the document being submitted or by written confirmation of
13 approval sent to me or by an accompanying stipulation by opposing counsel that no
14 objection exists as to the judgment or order.
- 15 3. I have served a copy of this order or judgment on all parties entitled to service and:
16 a. No objection has been served on me.
17 b. I received objections that I could not resolve with the opposing party despite reasonable
18 efforts to do so. I have filed a copy of the objections I received and indicated which
19 objections remain unresolved.
20 c. After conferring about objections, James Posey, agreed to independently file any
21 remaining objections.
- 22 4. The relief sought is against an opposing party who has been found in default.
- 23 5. An order of default is being requested with this proposed judgment.
- 24 6. Service is not required pursuant to UTCR 5.100(3), or by statute, rule, or otherwise.
- 25 7. This is a proposed judgment that includes an award of punitive damages and notice has been
26 served on the Director of the Crime Victims' Assistance Section as required by UTCR
5.100(4).


1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I served the foregoing ORDER - DISMISSAL ON RULE 21
3 MOTION on the following parties by the method indicated:

4 James L. Posey
5 117 NE Stanton Street
6 Portland, OR 97212
posej@comcast.net
Pro Se Petitioner

- 7 **Electronic service** - UTCR 21.100 (1)(a)
8 **Mail** in a sealed envelope, with postage paid, and deposited with the U.S. Postal Service.
9 **Hand delivery**
10 **Email.**

11 Dated: August 2, 2022

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15 _____
16 Maja K. Haium, OSB #101042
17 Senior Deputy City Attorney
18 Email: maja.haium@portlandoregon.gov
19 Fax: (503) 823-3089
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