

APR 13 2011

Circuit Court For Lane County, Oregon
BY JR

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF LANE

ELEANOR S. DUMDI, an individual,
EDWARD M. ANDERSON, an individual,

Plaintiffs,

v.

ROB HANDY, an individual, PETER
SORENSEN, an individual, BILL FLEENOR,
an individual, and LANE COUNTY BOARD
OF COMMISSIONERS, a governing body of
Lane County Oregon,

Defendants.

Case No. 16-10-02760
Honorable Michael Gillespie

STIPULATED GENERAL JUDGMENT

THIS MATTER came on for trial on December 8, 9 and 10, 2010, and previously came before the Court on motions for summary judgment on October 15 and December 2, 2010. This Court issued its Findings of Fact and Conclusions of Law on January 14, 2011 (filed January 18, 2011). Based on the Court's findings and the parties' stipulation:

IT IS HEREBY ORDERED AND ADJUDGED that Plaintiffs Eleanor S. Dumdi and Edward M. Anderson are entitled to a general judgment against Defendants Rob Handy (also known as Robert Marc Handy), Peter Sorenson (also known as Charles Peter Sorenson) and Lane County Board of Commissioners, and judgment is hereby entered as follows:

1. Declaring that the Defendant Lane County Board of Commissioners violated public meetings laws as set forth in ORS 192.610 to 192.690 on or about December 8th and 9th, 2009 as provided in the Court's findings of fact and conclusions of law dated January 14th, 2011 and filed January 18th, 2011.

IT IS FURTHER HEREBY ORDERED AND ADJUDGED that Peter Sorenson and Rob Handy, individually, are hereby prohibited from violating ORS 192.610 - 192.690. This injunction shall remain in full force and effect until March 1, 2012.

STIPULATED GENERAL JUDGMENT - 1

GLEAVES SWEARINGEN POTTER & SCOTT LLP
PO Box 1147
Eugene, OR 97440
Office: (541) 686-8833 Fax: (541) 345-2034

IT IS FURTHER HEREBY ORDERED AND ADJUDGED that:

1. Plaintiffs are awarded a Money Judgment against the Lane County Board of Commissioners in the sum of \$350,000; and
2. Lane County is entitled to and is hereby awarded separate Money Judgments against Defendants Rob Handy and Peter Sorenson, individually, in the amount of \$20,000 each

IT IS FURTHER HEREBY ORDERED AND ADJUDGED that all claims for and against Defendant Bill Fleenor are dismissed with prejudice and without fees or costs.

IT IS FURTHER HEREBY ORDERED AND ADJUDGED that Plaintiffs' claim in paragraph 35 of the Second Amended Complaint, contained in Count 3 of the First Claim for Relief which requests a judgment invalidating FY 2009-2010 Supplemental Budget #2, is dismissed with prejudice based on the Court's ruling on Defendants' Motion for Partial Summary Judgment.

IT IS FURTHER ORDERED AND ADJUDGED that except as provided herein, no party is awarded its attorneys fees and costs and all remaining claims and counterclaims are dismissed with prejudice and without fees and costs.

MONEY AWARD NO. 1

1. Names and addresses of all Judgment Creditors:

Eleanor S. Dundi
29535 Dane Lane
Junction City, OR 97448

Edward M. Anderson
1054 Abbie Lane
Eugene, OR 97401

2. Name, address and phone number of the attorney or attorneys for Judgment Creditors are:

Frederick A. Batson
Gleaves Swearingen Potter &
Scott LLP
P. O. Box 1147
Eugene, OR 97440
(541) 686-8833

Nathan R. Rietmann
1270 Chemeketa Street NE
Salem, OR 97301
(503) 551-2740

3. Names and last known addresses of all Judgment Debtors:

Lane County
125 East 8th Avenue
Eugene, OR 97410

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STIPULATED GENERAL JUDGMENT - 2

GLEAVES SWEARINGEN POTTER & SCOTT LLP
PO Box 1147
Eugene, OR 97440
Office (541) 686-8833 Fax (541) 345-7034

4. Names of any attorney or attorneys for each Judgment Debtor are:

 Pierre L. Robert
 Lane County Office of Legal Counsel
 125 East 8th Avenue
 Eugene, OR 97401
 Attorneys for Defendants Lane County Board of Commissioners
5. The name of any governmental body or person, other than the Judgment Creditors' attorney, who is entitled to any portion of a payment made on the judgment is: None
6. Principal Amount of Judgment: \$350,000 in favor of Plaintiffs and against Defendant Lane County.
7. Prejudgment simple interest: None
 - a. Accrued through: Not applicable
 - b. Per diem thereafter until date judgment is entered: Not applicable.
8. Post judgment simple interest at the rate of 9% per annum on the total judgment which consists of Number 6 above from the date judgment is entered until fully paid.
9. Attorney fees: Included in Number 6 above.
10. Costs: Included in Number 6 above.

MONEY AWARD NO. 2

1. Names and addresses of all Judgment Creditors:

 Lane County, Oregon
 125 East 8th Avenue
 Eugene, OR 97401
2. Name, address and phone number of the attorney or attorneys for Judgment Creditors are:

 Pierre L. Robert
 Lane County Office of Legal Counsel
 125 East 8th Avenue
 Eugene, OR 97401
 (541) 682-4442

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STIPULATED GENERAL JUDGMENT - 3

GILAVES SWITARINGLN POTTER & SCOTT LLP
 PO Box 1147
 Eugene, OR 97440
 Office (541) 686-8833 Fax (541) 345-2034

3. Names and last known addresses of all Judgment Debtors:

Rob Handy (aka Robert Marc Handy)
455-1/2 River Road
Eugene, OR 97404
Date of birth: XX/XX/57
Social Security No.: XXX-XX-__ or Taxpayer I.D. No. (unknown)
Driver's License No.: XXX1444 (Oregon)

4. Names of any attorney or attorneys for each Judgment Debtor are:

Jens Schmidt
Harrang, Long, Gary, Rudnick, P.C.
360 East 10th Avenue, Suite 300
Eugene, OR 97401-3273
Attorneys for Defendants Rob Handy

5. The name of any governmental body or person, other than the Judgment Creditors' attorney, who is entitled to any portion of a payment made on the judgment is: None

6. Principal Amount of Judgment: \$20,000 in favor of Defendant Lane County and against Defendant Rob Handy (Robert Marc Handy).

7. Prejudgment simple interest: None

a. Accrued through: Not applicable

b. Per diem thereafter until date judgment is entered: Not applicable.

8. Post judgment simple interest: None.

9. Attorney fees: Included in Number 6 above.

10. Costs: Included in Number 6 above.

MONEY AWARD NO. 3

1. Names and addresses of all Judgment Creditors:

Lane County, Oregon
125 East 8th Avenue
Eugene, OR 97401

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STIPULATED GENERAL JUDGMENT - 4

GLEAVES SWARINGIN POTTER & SCOTT LLP
PO Box 1147
Eugene, OR 97440
Office (541) 686-8833 Fax (541) 345-2034

2. Name, address and phone number of the attorney or attorneys for Judgment Creditors are:

Pierre L. Robert
Lane County Office of Legal Counsel
125 East 8th Avenue
Eugene, OR 97401
(541) 682-4442

3. Names and last known addresses of all Judgment Debtors:

Peter Sorenson (aka Charles Peter Sorenson)
2848 Friendly Street
Eugene, OR 97405
Date of birth: XX-XX-51
Social Security No.: XXX-XX- or Taxpayer I.D. No. (unknown)
Driver's License No. XXX3556 (Oregon)

4. Names of any attorney or attorneys for each Judgment Debtor are:

Jens Schmidt
Harrang, Long, Gary, Rudnick, P.C.
360 East 10th Avenue, Suite 300
Eugene, OR 97401-3273
Attorneys for Defendants Peter Sorenson

5. The name of any governmental body or person, other than the Judgment Creditors' attorney, who is entitled to any portion of a payment made on the judgment is: None

6. Principal Amount of Judgment: \$20,000 in favor of Defendant Lane County against Defendant Peter Sorenson (Charles Peter Sorenson).

7. Prejudgment simple interest: None

a. Accrued through: Not applicable

b. Per diem thereafter until date judgment is entered: Not applicable.

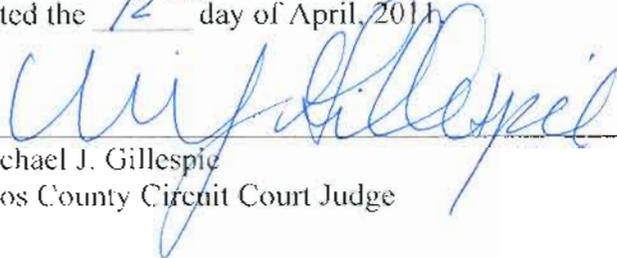
8. Post judgment simple interest: None.

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9. Attorney fees: Included in Number 6 above.

10. Costs: Included in Number 6 above.

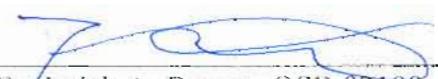
Dated the 12th day of April, 2011.


Michael J. Gillespie
Coos County Circuit Court Judge

IT IS SO STIPULATED:

GLEAVES SWEARINGEN POTTER &
SCOTT LLP

By:


Frederick A. Batson, OSB 82188
Of Attorneys for Plaintiffs

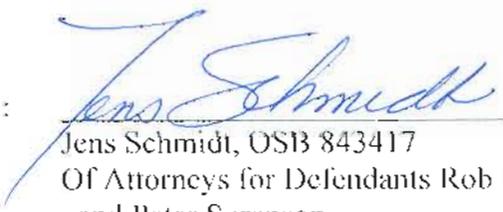
LANE COUNTY OFFICE OF LEGAL
COUNSEL

By:


Pierre L. Robert, OSB 921238
Of Attorneys for Lane County and
Bill Fleenor

HARRANG LONG GARY RUDNICK P.C.

By:


Jens Schmidt, OSB 843417
Of Attorneys for Defendants Rob Handy
and Peter Sorenson

STIPULATED GENERAL JUDGMENT - 6

GLEAVES SWEARINGEN POTTER & SCOTT LLP
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