

UTCR

*Highlighted text=topics for further discussion

- 1.010(4) These rules apply to attorneys{, **licensed paraprofessionals**} and to persons representing themselves.
- 1.050(1)(b) A court must incorporate into its SLR any local practice, procedure, form, or other requirement (“local practice”) with which the court expects or requires parties{,} [and] attorneys{, **and licensed paraprofessionals**} to comply. A court may not adopt SLR that duplicate or conflict with the constitutions, statutes, ORCP, UTCR, Chief Justice Orders, Supreme Court Orders, disciplinary rules for lawyers, judicial canons, or ORAP. A court may not adopt SLR that establish internal operating procedures of the court or trial court administrator that do not create requirements or have potential consequences for parties{,} [or] attorneys{ **or licensed paraprofessionals**}.
- 1.050(1)(3) When any local practice is not contained in a court’s SLR, the court may not enforce such local practice or impose any sanction therefore, unless the court has first afforded the party{,} [or] attorney{ **or licensed paraprofessional**} a reasonable opportunity to cure the violation by complying with the local practice.
- 1.090(2)(a) **SANCTIONS**
Assess against the noncompliant party{,} [or] attorney { **or licensed paraprofessional**} or both reasonable costs, expenses and attorney[s] { **or licensed paraprofessional**} fees incurred by a party, attorney{, **licensed paraprofessional**} or the court.
- 1.090(2)(b) Otherwise award reasonable costs, expenses and attorneys { **or licensed paraprofessional**} fees incurred by a party, attorney{, **licensed paraprofessional**} or the court.
- 1.110(5) “Party” means a litigant{,} [or] the litigant’s attorney{ **or licensed paraprofessional**}.
- 2.010(6)(a) The name of the party{,} [or] attorney { **or licensed paraprofessional**} signing any pleading or motion must be typed or printed immediately below the signature.
- 2.010(7) All documents must include the author’s court contact information under UTCR 1.110(1) and, if prepared by an attorney{ **or licensed paraprofessional**}, the name, email address, and the Bar number of the author and the trial attorney{ **or licensed paraprofessional**} assigned to try the case.
- 2.010(14) An attorney{, **licensed paraprofessional**} or self-represented party whose court contact information changes must immediately provide notice of that change to the trial court administrator and all other parties.

- 3.010(2) When appearing in court, all attorneys{ **licensed paraprofessionals** } and court officials must wear appropriate attire.
- 3.030 During trial, the litigants and litigants' attorneys{ **or licensed paraprofessionals** } must not address adult witnesses, jurors or opposing parties by their first names, and, except in *voir dire*, must not address jurors individually.
- 3.040 Attorneys { **and licensed paraprofessionals** } must advise their clients and witnesses of the formalities of the court and must encourage their cooperation.
- 3.070 Except as otherwise permitted by the court, during the trial of any case or the presentation of any matter to the court, no persons, including members of litigants' families, shall be permitted within the bar of the courtroom, other than clients, attorneys, { **licensed paraprofessionals** } court personnel and witnesses when called to the stand.
- 3.140(1) An application to resign, a notice of termination, or a notice of substitution made pursuant to ORS 9.380 must contain the court contact information under UTCR 1.110 of the party and of the new attorney{ **or licensed paraprofessional** } , if one is being substituted, and the date of any scheduled trial or hearing. It must be served on that party and the opposing party's attorney{ **or licensed paraprofessional** }. If no attorney{ **or licensed paraprofessional** } has appeared for the opposing party, the application must be served on the opposing party. A notice of withdrawal, termination, or substitution of attorney{ **or licensed paraprofessional** } must be promptly filed.
- 3.140(2) The attorney{ **or licensed paraprofessional** } who files the initial appearance for a party, or who personally appears for a party at arraignment on an offense, is deemed to be that party's attorney- { **or licensed paraprofessional-** } of-record, unless at that time the attorney{ **or licensed paraprofessional** } otherwise notifies the court and opposing party(ies) in open court or complies with subsection (1).
- 3.140(3) When an attorney{ **or licensed paraprofessional** } is employed or appointed to appear in an already pending case, the attorney{ **or licensed paraprofessional** } must immediately notify the court and the opposing party in writing or in open court. That attorney{ **or licensed paraprofessional** } shall be deemed to be the attorney- { **or licensed paraprofessional-** } of-record unless that attorney{ **or licensed paraprofessional** } otherwise notifies the court.
- 3.180 ELECTRONIC RECORDING AND WRITING ON COURTHOUSE PREMISES
- 3.180(6) The provisions of subsections 5(c) and (e) of this rule do not apply to attorneys{ **or licensed paraprofessionals** } or to agents of attorneys{ **or licensed paraprofessionals** } unless otherwise ordered by the court.
- 5.060 STIPULATED AND *EX PARTE* MATTERS

- 5.060(2) An *ex parte* default, a stipulated order, or a stipulated judgment that may be presented conventionally also may be personally presented to a judge by the attorney{ **or licensed paraprofessional** } or the attorney's { **or licensed paraprofessional's** } agent. Other types of *ex parte* matters personally presented to a judge must be presented by the attorney{ **or licensed paraprofessional** }.
- 6.030(2) A motion to postpone a trial must be signed by the attorney of record{ **or licensed paraprofessional of record** } and contain a certificate stating that [*counsel*]{ **the attorney or licensed paraprofessional** } has advised the client of the request and must set forth . . .
- 6.030(4)(c) The motion must be signed by the attorneys{ **or licensed paraprofessionals** } of record;
- 6.030(4)(d) The motion must contain a certificate stating that the attorneys{ **or licensed paraprofessionals** } have advised their clients of the stipulation and the clients agree to the postponement; and . . .

MEDIATION RULES?

13.100 AUTHORITY OF ARBITRATORS

- 13.100(9) Require a party, an attorney{ **or licensed paraprofessional** } advising each party, or **both**, to pay the reasonable expenses, including attorney{ **and licensed paraprofessional** } fees, caused by the failure of such party{₁} [*or*] attorney{₂} **licensed paraprofessional** } or **both**, to obey an order of the arbitrator.
- 13.100(10) RESTRICTIONS ON COMMUNICATION BETWEEN ARBITRATOR, PARTIES AND ATTORNEYS{ **OR LICENSED PARAPROFESSIONALS** }. Neither counsel{ **or licensed paraprofessional** } nor a party may communicate with the arbitrator.