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

YVONNE JOHNPOLL,  
Plaintiff,  
v.  
BRIX TAVERN, LLC  
Defendant.

Case No. 17CV33824

ORDER GRANTING PLAINTIFF'S  
MOTION FOR LEAVE TO AMEND  
COMPLAINT TO ADD MARK BYRUM  
AS A DEFENDANT

On July 23, 2018, at 1:15 pm, plaintiff's Motion for Leave to Amend Complaint to Add Party (Mark Byrum) came before the Court. Plaintiff was represented by her attorney Kristin Olson. Defendant was represented by its attorneys Arthur Duncan and Sarah Pettey.

After considering the motion, oral argument, and briefing of the parties, and being fully informed, it is hereby FOUND, CONCLUDED AND ORDERED:

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1 Plaintiff's Motion for Leave to Amend the Complaint to Add Mark Byrum as a  
2 Defendant is GRANTED. Plaintiff shall submit her Second Amended Complaint for filing  
3 with the Court.

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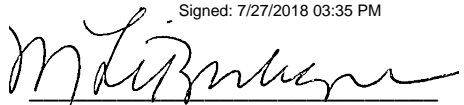
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Signed: 7/27/2018 03:35 PM  
  
Circuit Court Judge Marilyn E. Litzenberger

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15 Approved by:

16 s/Arthur Duncan

17 Arthur Duncan, attorney for defendant  
18 OSB No. 170166  
(electronically signed with permission)

19 7/24/18

20 Date

21 Submitted by:

22 Kristin L. Olson, OSB No. 031333  
23 kolson@olsonbroksby.com  
24 OLSON BROOKSBY PC  
1020 SW Taylor Street, Ste. 400  
25 Portland, Oregon 97205  
(503) 740-7608  
26 Attorneys for plaintiff

1 **CERTIFICATE OF COMPLIANCE WITH UTCR 5.100(2)**

2 (a) I certify that on July 24, 2018, I served the foregoing ORDER GRANTING  
3 PLAINTIFF'S MOTION FOR LEAVE TO AMEND COMPLAINT TO ADD MARK  
4 BYRUM AS A DEFENDANT  
5 on the following:

6 Art Duncan  
7 Wiles Law Group  
8 510 SW Fifth Avenue, Sixth  
9 Floor  
10 Portland, OR 97204  
11 *Via US mail and email*  
12 Attorneys for Brix Tavern

13 (b) This proposed order or judgment is ready for judicial signature because:

14 1.  Each party affected by this order or judgment has stipulated to the order or judgment, as  
15 shown by each party's signature on the document being submitted.

16 2.  **Each party affected by this order or judgment has approved the order or**  
17 **judgment, as shown by each party's signature on the document being submitted or by**  
18 **written confirmation of approval sent to me.**

19 3.  I have served a copy of this order or judgment on each party entitled to service and:

20 a.  No objection has been served on me.

21 b.  I received objections that I could not resolve with a party despite reasonable efforts to  
22 do so. I have filed a copy of the objections I received and indicated which objections remain  
23 unresolved.

24 c.  After conferring about objections, [role and name of objecting party] agreed to  
25 independently file any remaining objection.

26 4.  Service is not required pursuant to subsection (3) of this rule, or by statute, rule, or  
otherwise. UTCR 8/1/16 5.5 (including out-of-cycle amendment of 5.100)

5.  This is a proposed judgment that includes an award of punitive damages and notice has  
been served on the Director of the Crime Victims' Assistance Section as required by  
subsection (5) of this rule.

6.  Other: \_\_\_\_\_.”

