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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 ALLEGE PUNITIVE
DAMAGES

On March 6, 2018, at 2:00 pm, plaintiff’s Motion for Leave to Amend Complaint to
Allege Punitive Damages came before the Court. Plaintiff was represented by her attorney
Kristin Olson. Defendant was represented by its attorneys Brad Hill 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 Allege Punitive Damages is
2 GRANTED. Plaintiff shall submit her proposed First Amended Complaint for filing with the
3 Court.

4 Signed: 4/11/2018 11:41 AM

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6 Circuit Court Judge Marilyn E. Litzenberger

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15 Approved by:

16 s/Brad Hill

17 Brad Hill, attorney for defendant
18 (electronically signed with permission)

19 4/9/18

20 Date

21 Submitted by:

22 Kristin L. Olson, OSB No. 031333

23 kolson@olsonbroksby.com

24 OLSON BROOKSBY PC

25 1020 SW Taylor Street, Ste. 400

26 Portland, Oregon 97205

(503) 740-7608

Attorneys for plaintiff

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

2 (a) I certify that on March 6, 2018, I served the foregoing PROPOSED ORDER
3 GRANTING PLAINTIFF'S MOTION FOR LEAVE TO AMEND COMPLAINT TO
4 ALLEGE PUNITIVE DAMAGES
5 on the following:

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

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

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

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

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

21 a. No objection has been served on me.

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

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

1. 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)

2. 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.

3. Other: _____ .”

