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

6 OREGON STATE BAR, a public)
corporation,)
7) No. 9411-07879
Plaintiff,)
8) FINAL JUDGMENT--PERMANENT
v.) INJUNCTION
9)
DADS AGAINST DISCRIMINATION, an)
10 Oregon nonprofit corporation,)
and VICTOR SMITH, ROBERT KARLS,)
11 and CRAIG BENSON in their)
individual and corporate)
12 capacities,)
13 Defendants.)

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15 Based on the stipulation of the parties and the records
16 and files herein, and the court being fully advised in the
17 premises, the court makes the following

18 **FINDINGS:**

19 1. The Oregon State Bar is a public corporation and
20 instrumentality of the Judicial Department which was created and
21 exists by virtue of the laws of the State of Oregon, and is
22 authorized to carry out the provisions of Chapter 9 of the Oregon
23 Revised Statutes relating to the unlawful practice of law,
24 including maintaining a suit for injunctive relief.

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1 2. Defendant DADS Against Discrimination is a
2 nonprofit corporation, licensed and doing business in the State
3 of Oregon.

4 3. Defendant Victor Smith is the president of DADS
5 Against Discrimination. Defendant Craig Benson is an agent and
6 employee of DADS Against Discrimination and at all times was
7 acting within the course and scope of his agency or employment.

8 4. Defendants DADS Against Discrimination, Victor
9 Smith, and Craig Benson are not now and have never been active
10 members of the Oregon State Bar, nor are they admitted to
11 practice law before any court.

12 5. The interest and protection of the general public
13 require that legal advice, counsel, and services be rendered to
14 the public and individual members thereof by qualified persons,
15 learned in the law, who are duly admitted to practice as
16 attorneys-at-law after meeting high and exacting standards and
17 requirements as to their character, education, and knowledge of
18 the law, and who further are, after admission to the practice of
19 law, held and bound to continuously meet and exceed such
20 standards by the discipline and control of the plaintiff Bar
21 Association and of the Supreme Court of the State of Oregon.

22 6. The parties hereto have stipulated to the entry of
23 this injunction and agree that its terms and provisions
24 accurately reflect the law of this State and that the entry of
25 this injunction is in the best interests of the parties and of
26 general public.

1 7. This court has jurisdiction over the subject
2 matter of this suit and over the person of each defendant.

3 Based upon these findings, and good cause appearing, it
4 is hereby

5 **ORDERED, ADJUDGED, AND DECREED:**

6 1. The claims against defendant Robert Karls are
7 dismissed without prejudice, or costs or attorney fees to any
8 party. The remainder of this judgment does not apply to him.

9 2. Defendants DADS Against Discrimination, Victor
10 Smith, and Craig Benson, and each of them, are permanently and
11 forever enjoined from directly or indirectly, either individually
12 or through any business or subsidiary owned, operated, or
13 controlled by them, or in which they have any interest, or
14 through any agent or employee, or as an employee or agent of any
15 person or entity, in any way engaging in the practice of law in
16 violation of ORS 9.160 et seq including, but not limited to, the
17 following:

18 A. Rendering advice to third persons in domestic
19 relations or adoption matters where the advice involves
20 the application of legal principles to individual
21 circumstances;

22 B. Drafting or filing pleadings for third
23 persons;

24 C. Recommending any particular legal forms as
25 appropriate for use in individual circumstances in

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1 domestic relations, adoption matters, litigation, or
2 any other legal proceedings;

3 D. Selecting or completing legal forms which are
4 to be used in litigation or other legal proceedings by
5 third persons;

6 E. Setting court dates or obtaining orders to
7 show cause for third persons;

8 F. Completing legal forms for third persons or
9 assisting third persons to complete legal forms, other
10 than in the capacity as a scrivener;

11 G. Aiding third persons in drafting pleadings by
12 suggesting the proper form and content for such
13 pleadings;

14 H. Rendering legal advice to members of the
15 public during the course of any television or radio
16 show, or in any newspaper or periodical, or via any
17 computerized communication; and

18 I. Signing pleadings or affidavits, filing these
19 documents with the court or setting court dates on
20 behalf of third persons pursuant to powers of attorney
21 or any other grant of authority by these third persons.

22 3. Defendants shall place conspicuously on all
23 business letterhead and display and announce on all media
24 broadcasts or advertisements the statement that they "are not
25 attorneys, and are not authorized to practice law."

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1 4. For 18 months from after such documents are or
2 were created or acquired, defendants are prohibited from
3 destroying, erasing, mutilating, concealing, altering, or
4 otherwise disposing of any documents, including videotapes and
5 recordings, relating to:

6 A. Files or media broadcasts wherein they have
7 rendered assistance or advice in domestic relations or
8 other legal matters.

9 B. The individual files relating to all persons
10 to whom Dads Against Discrimination or any of the
11 individual defendants have rendered assistance or
12 advice in domestic relations or other legal matters
13 including, but not limited to, client files, any and
14 all records of fees or donations paid by third persons
15 to Dads Against Discrimination, and any and all
16 documents containing the names and addresses of persons
17 to whom defendants have rendered assistance or advice
18 in domestic relations or other legal matters.

19 C. All reference books, document forms, training
20 or other manuals relating to defendants' business,
21 forms for pleadings, contracts, correspondence, and
22 interviews with persons advised or assisted by
23 defendants in domestic relations or legal matters.

24 D. All documents relating to Dads Television
25 Network or Victor Smith, including any assistance or
26 advice disseminated through television or radio

1 programs by any of the defendants or any organizations
2 with which they are connected.

3 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED:**

4 That defendants are not enjoined by this court from:

5 1. Acting as legal secretaries, paralegals, or other
6 employees of any licensed attorney.

7 2. Maintaining their status as a 501(c)(3)
8 corporation.

9 3. Lobbying or taking action with respect to
10 legislation concerning the rights of fathers involved in domestic
11 relations and custody disputes and contested adoption matters.

12 4. Maintaining an office for the purpose of
13 performing services that are not prohibited by this injunction.

14 5. Selling and otherwise distributing legal forms
15 with written instructions regarding the completion and use of
16 these forms, so long as the forms and instructions have been
17 reviewed and approved by a member of the Oregon State Bar in good
18 standing at intervals consistent with non-negligent performance
19 by that attorney.

20 6. Counseling and providing emotional support to
21 persons who are involved in domestic relations, custody or
22 adoption matters, to determine their needs, so long as that
23 counseling and support does not include rendering legal advice or
24 assistance.

25 7. Communicating the need for and referral to an
26 attorney or other professional, so long as the referral is not to

1 a specific attorney as part of any scheme in violation of the
2 Disciplinary Rules of the Oregon State Bar.

3 8. Distributing documents and schedules such as local
4 court rules, filing fees, times scheduled for ex parte and family
5 abuse matters, and telephone numbers of court clerks, if such
6 information is released by the court to the general public.
7 Defendants may direct third persons to specific telephone numbers
8 and court personnel.

9 9. Distributing information about the law and legal
10 proceedings so long as that information is not tailored to meet
11 the specific needs of a particular person or persons.

12 10. Providing legal research materials to clients or
13 advising and assisting clients regarding how to use such
14 materials, so long as such advice or assistance does not include
15 advice or suggestions as to how such materials relate to or
16 affect the individual circumstances of these persons.

17 11. Acting as scriveners.

18 12. Producing television and radio programs or
19 publishing Father's National Review relating to the activities of
20 DADS Against Discrimination or the experiences of persons
21 involved in domestic relations, custody or adoption matters, or
22 relating to any other subject matter, so long as these programs
23 or publications do not involve rendering legal advice by a person
24 who is not an active member of the Oregon State Bar.

25 13. Conducting any lawful business or activity that
26 does not include the practice of law.

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that

2 plaintiff shall notify defendants of any actions it believes to
3 be in violation of this injunction before commencing any court
4 proceedings against them. If defendants are in violation of this
5 injunction and are practicing law, they shall be considered in
6 contempt, and the Oregon State Bar shall be entitled to proceed
7 against them.

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1 No attorney fees or costs herein shall be awarded to
2 any party for services or costs leading to entry of this final
3 judgment--permanent injunction.

4 DATED this _____ day of MAY 0 2 1995, 1995.

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6 Anna J. Brown
Circuit Court Judge / *Ann*

7 IT IS SO STIPULATED:

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