

JUN 28 2007

MILLER NASH LLP

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3  
4 IN THE CIRCUIT COURT OF THE STATE OF OREGON  
5 FOR THE COUNTY OF MULTNOMAH

6 OREGON STATE BAR,  
7 Plaintiff,

8 v.

9 ROGER G. WEIDNER,  
10 Defendant.

Case No. 0612-12468

FINAL GENERAL JUDGMENT—  
INCLUDING PERMANENT INJUNCTION

11  
12 Based on the record herein, the court grants final general judgment as follows:

13 A. The counterclaims of defendant Roger G. Weidner ("Weidner") are  
14 dismissed with prejudice.

15 B. Plaintiff has judgment against Weidner on its complaint to enjoin the  
16 illegal practice of law.

17 After reviewing the evidence and submissions presented by the parties, it appears  
18 to the court that:

- 19 1. Defendant Weidner is a disbarred former member of the Oregon State Bar.  
20 2. Weidner has engaged in the illegal practice of law in violation of  
21 ORS 9.160. This includes preparing documents presented in evidence by OSB and giving legal  
22 advice to Alice David, Patricia Wishon, and John and Pat Crowder.  
23 3. Pursuant to ORS 9.166 this court must enjoin defendant Weidner from  
24 further violating ORS 9.160.  
25  
26

1  
2 4. Accordingly, Weidner is permanently enjoined from exercising  
3 professional judgment in applying legal principles to address another person's individualized  
4 needs through analysis, advice, or other assistance. This injunction includes the following  
5 conduct:

6 (a) Any personal contact with any persons in the nature of consultation,  
7 explanation, recommendation, or advice or other assistance in determining what forms,  
8 documents or other papers should be used in a legal matter;

9 (b) Meeting with any persons to discuss their individual facts and  
10 circumstances and the relationship of those facts to the individual's need for particular legal  
11 forms, legal services, or legal assistance;

12 (c) Advising any persons regarding their eligibility for or the advisability of  
13 legal remedies to address that person's particular legal matters;

14 (d) Advising any persons regarding procedural functions of the court system  
15 as it relates specifically to any person's particular legal matters, including advice regarding  
16 jurisdiction or venue;

17 (e) Assisting in selecting particular forms, documents, or pleadings for any  
18 persons to address their legal matters;

19 (f) Assisting in any way with the selection, preparation, or filling out or  
20 drafting of legal forms, or any parts of such forms, documents, or pleadings for any persons;

21 (g) Assisting, suggesting, or advising any persons how forms, documents, or  
22 pleadings should be used to address or to solve particular legal problems; and

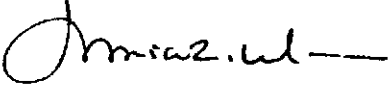
23 (h) Advising participants in court proceedings how they should present  
24 evidence, motions, arguments, offers of proof or other statements in the proceeding.

25 5. Nothing in this judgment precludes Weidner from working for someone  
26 authorized to practice law in Oregon so long as he is acting within the course of his duties and

1 under the direction and supervision of an individual authorized to practice law in Oregon and  
2 Oregon law continues to permit disbarred attorneys to perform such work.

3  
4 6. Plaintiff is entitled to costs, disbursements, and reasonable attorney fees to  
5 be determined through the procedures of ORCP 68.

6  
7 DATED this 26<sup>th</sup> day of June, 2007.

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10 \_\_\_\_\_  
11 Circuit Court Judge – Janice R. Wilson

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ORDER GRANTING PLAINTIFF'S  
MOTION FOR SUMMARY JUDGMENT

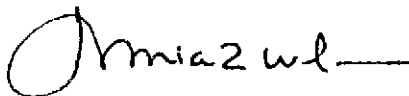
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12 This matter came before the court on June 22, 2007, for hearing on Plaintiff's  
13 Motion for Summary Judgment. The court heard argument on objections to the materials  
14 submitted in opposition to the motion and ruled on those objections as reflected in the record.

15 The court found that there were issues of material fact regarding whether  
16 defendant was engaging in the practice of law in regards to Miriam Krause.

17 The Court found that there were no issues of material fact regarding whether defendant  
18 was engaging in the practice of law in regards to Alice David, Patricia Wishon, and John and Pat  
19 Crowder. As a matter of law, defendant's acts were the unlawful practice of law.

20 Plaintiff's Motion for Summary Judgment is GRANTED.

21  
22 DATED this 26<sup>th</sup> day of June, 2007.

23  
24   
25 \_\_\_\_\_  
Circuit Court Judge - Janice R. Wilson