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# Legal Publications Catalog Contents

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A Word of Thanks

OSB Legal Publications appreciates the efforts of our volunteer authors and editors, whose generous contributions of time, talent, and expertise make each legal publication a valuable resource for Oregon lawyers.

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Administrative Law

Oregon Administrative Law

Oregon Administrative Law is an authoritative analysis of administrative law in Oregon, with a special focus on the particular interests of the private practitioner. Learn about: local government public hearing procedures; when an agency may issue a civil penalty; the circumstances in which an agency rule or order may be judicially reviewed; which alternative processes and forums are available for resolving disputes with agencies; the considerations when representing a client in a criminal enforcement proceeding; how administrative law judges are selected; and much more. Written and edited by experienced lawyers who practice before a wide range of administrative agencies in Oregon. Publication includes the 2016 Supplement.

- 2010 1 Vol with 2016 Supplement [408.KT] $265
- 2016 Supplement [408.16S] $70

Alternative Dispute Resolution

Arbitration and Mediation

This book explains the procedures available to compel—or avoid—arbitration and offers strategies for engaging in effective mediation. It also discusses the factors to consider in choosing to arbitrate or mediate, and in selecting the arbitrator or mediator for your case. The 2008 cumulative supplement includes a new chapter comparing the Oregon Uniform Arbitration Act and the Federal Arbitration Act, and analyzing which may apply in an Oregon Arbitration, and much more.

- 2008 cumulative supplement with forms on CD and extra binder [420.08KS] $72.50

Appellate Practice

Appeal and Review: The Basics

Based on reader feedback, Appeal and Review: The Basics is a major departure from the previous edition. This new edition covers the fundamental procedural and substantive areas with which every appellate practitioner—at every level of experience—must be familiar. Get answers to questions like these: What are the basic elements of a good brief? What special considerations should be taken into account when appealing criminal, juvenile, or workers’ compensation cases? What factors should be considered when selecting and evaluating issues to appeal? And much more.

- 2010 1 vol. with binder [415.KB] $198

Appeal and Review: Beyond the Basics

This second volume of the Appeal and Review series, written by appellate judges, longtime appellate lawyers, and Oregon’s Appellate Commissioner, contains those invaluable practice tips that will take your appellate advocacy to the next level.

- 2013 1 vol. [416.KB] $120

www.osbar.org
Business Law

Advising Oregon Businesses Series
Covering virtually every aspect of business law, this set is Oregon’s foremost resource on business law.

Advising Oregon Businesses
Volumes 1 and 2
Advising Oregon Businesses provides the tools you need to assist your business clients in choosing and organizing a business entity. This must-have resource is written and edited by Oregon’s foremost business law lawyers. Volumes 1 and 2 have been completely revised to include new topics, 2017 legislation, and one new chapter on where to incorporate.


Volumes 3 and 4
Volumes 3 and 4 provide extensive coverage of some of the finer, more advanced aspects of business law. Topics include: executive compensation matters, retirement plans, company policies, insurance, business acquisitions, tax considerations, antitrust, trademarks and copyrights, patent law, trade secrets, domain names, confidentiality agreements, competitive restrictions, and franchises. The 2009 supplement includes two revised chapters, new sections on the income tax treatment of deferred compensation under nonqualified deferred compensation plans (including a discussion of IRC §409A), statutory changes affecting company policies, such as increased restrictions on the use of noncompetition agreements, and other statutory changes from past legislative sessions.

- 2009 supplement [411.09S] $140

Volume 5
Most forms in volume 5 are replete with comments, citations to statutes and legal authorities, and alternative clauses to help you tailor the forms to your clients’ needs. All of the forms are organized within sections, including partnerships, LLCs, corporations and corporate matters, business acquisitions, and intellectual property. Log on to www.osbar.org for a full list of forms.

- 2010 1 vol. without binder [412.KB] $165
- 2010 1 vol. with binder [412.KT] $175

Contract Law

Contract Law in Oregon
From formation to execution, this book covers all of the intricacies of Oregon contract law, including: elements of a contract, remedies for breach, obstacles to contract formation, capacity, statute of frauds, parol evidence rule and integration, third-party beneficiaries, and contract defenses. The 2008 supplement includes information on: enforceability of arbitration clauses, admissibility of extrinsic evidence to establish ambiguity in a contract term, methodology for interpreting insurance policies, and much more.

- 2003 1 vol. with 2008 supplement [450.KT] $175
- 2008 supplement [450.08S] $75

Construction Law

Construction Law
Construction Law is the top resource for Oregon lawyers involved in commercial, design-build, residential, or state and local government construction projects. This book provides the information needed to successfully negotiate construction contracts or handle disputes, claims, liens, bonds, and federal procurements. Includes 2011 legislation regarding: the Private Prompt Pay Act; mailings for notices of defect; licensing exemptions for construction contractors; and definitions for residential structure and small commercial structure.

Criminal Law

The newly-revised three-volume Criminal Law book is essential for Oregon lawyers who practice criminal law. Topics covered in this comprehensive resource range from search and seizure to postconviction proceedings, plus a new chapter on victims' rights. Drawing on the wisdom of the experts in criminal law in Oregon, this book will save you time and resources.

- 2013 3 vols without binders [460.13B] $325
- 2013 3 vols with binders [460.KT] $375

Bankruptcy Law

This book discusses the relationship between the bankruptcy court and federal district court, alternatives to filing bankruptcy, how to commence a bankruptcy case, litigation tactics, rights and remedies of secured creditors, strategies for unsecured creditors, automatic stays, and plans for reorganization. The supplement incorporates new information on the Bankruptcy Abuse Prevention and Consumer Protection Act, which opened a new era in bankruptcy law and practice.


Consumer Law in Oregon

With Consumer Law in Oregon, you can easily protect your clients' financial interests and advise them about available rights and remedies. Anyone who has had trouble with unethical bill collectors, delinquent debtors, inaccurate credit reports, difficult consumers, or dishonest salespeople will value this book. It answers questions about mortgages, student loans, automobile warranties, health insurance contracts, and more.


Creditors’ Rights & Remedies

This book contains the latest developments in debtor-creditor law and a wealth of practice tips to make you an efficient and effective lawyer. The 2016 revision will completely update the prior revision and supplement, and also includes several revised chapters from Foreclosing Security Interests. It focuses on Oregon case law and statutes, and presents explanations of federal law where applicable.

- 2016 1 vol. without binder [455.16B] $255
- 2016 1 vol. with binder [455.KT] $275

Elder Law

A comprehensive guide to elder law in Oregon, Elder Law, 2017 Revision, is designed exclusively for the attorney whose practice includes elder law, estate planning, health law, family law, or litigation. Elder Law will examine key issues affecting elderly or disabled clients.

- 2016 1 vol. without binder [467.17B] $230
- 2016 1 vol. with binder [467.KT] $245
Environmental Law

Environmental Law, Vol. 1: Regulation and Permitting

Save time and money by beginning your research of environmental issues with this first of five volumes of our Environmental Law series. This resource will help you evaluate and understand the current law and administrative procedure relating to air quality, water quality, and waste handling. This volume includes:

- Updated EPA guidance on the Clean Water Act
- New DEQ procedures and guidance
- Updates to the classifications of solid waste
- Updated treatment and disposal standards for hazardous waste
- Oregon's state air toxics program
- And much more…

The 2013 volume replaces and updates parts of our Environmental and Natural Resources Law publication.

- 2013 1 vol. softbound [468.13B] $150

Estate Planning & Administration

Administering Oregon Estates

From initiating a probate proceeding to managing and distributing estate assets, Administering Oregon Estates will help you guide the personal representative through the process. Learn all the details involved in administrating an estate in a smooth and timely fashion, including notifying heirs, devisees, and other interested persons; managing estate assets; dealing with tax issues; preparing accountings; distributing estate assets; and closing the estate.

- 2012 1 vol. with binder [405.KT] $240
- 2012 1 vol. without binder [405.12B] $225

Administering Trusts in Oregon

Revision Coming Soon!

Visit www.osbar.org/store/pub/pubcat.asp for anticipated release date

Guardianships, Conservatorships, and Transfers to Minors

2018 Revision Coming Soon!

Ethics

The Ethical Oregon Lawyer

Ethics is a piece of the puzzle for every legal practice and every case you handle. No matter what your practice area, you need to follow the disciplinary rules—for yourself and for your clients. But you often have questions about how to do that. The Ethical Oregon Lawyer is the best resource to help you fill in all the pieces of the puzzle and to answer these ethics questions and more:

- How are attorney fees governed?
- What constitutes competent representation?
- What limitations do lawyers face when advertising their services?
- What rights does an accused lawyer have in a disciplinary hearing?
- How do the Oregon RPCs affect a lawyer's duty of confidentiality?
- In which circumstances may a lawyer ethically withdraw from a case?
- And many more…

- 2015 1 vol. with binder [470.KT] $235
- 2015 1 vol. without binder [470.15B] $220

After three years of practicing law in Oregon, the Oregon State Bar's electronic BarBooks™ subscription has been the single best addition to my tool box of legal research resources. The ability to quickly search or browse the volumes allows a more comprehensive and efficient review of material compared to using the hard copy version, and the ability to copy and paste out of the electronic version is a nice luxury and big time saver.

— Kyle Schmid, Bend, OR
Oregon Formal Ethics Opinions

The new edition of the Oregon Formal Ethics Opinions replaces the 2005 revision and all supplements. It includes: Revised comments to all 2005 opinions with updated cross-references to The Ethical Oregon Lawyer, 2015 Revision, and other resources; new comments to all opinions issued in 2006 and later; one new opinion issued and twenty-six opinions that were revised by the Legal Ethics Committee in 2015; and nine opinions that were revised by the LEC in 2016.

The 2017 Supplement includes: Two new opinions issued and two opinions that were revised by the Legal Ethics Committee in 2016 and 2017; updated tables, revised and updated subject index, and updated opinions citator; and the most recent version of the Oregon Rules of Professional Conduct dated January 1, 2017.

- 2016 Revision w/2017 Supplement [475.KT] $185
- 2017 Supplement ONLY [475.17S] $25

Oregon Rules of Professional Conduct Annotated

This new offering from the Oregon State Bar Legal Publications Department is a companion to the Oregon Formal Ethics Opinions, and includes: Summaries of all cases involving violation of Oregon RPCs and corresponding DRs (where applicable); sanctions imposed in each case indicated in parentheses for quick reference; and cross-references to discussions of the Oregon RPCs in The Ethical Oregon Lawyer, 2015 Revision.

The 2017 Supplement includes: Full text of all Oregon RPCs that have been revised since release of the 2016 Edition; summaries of all 2016 Disciplinary Board Reporter cases and new Oregon Formal Ethics Opinions; sanctions imposed in each case indicated in parentheses for quick reference; and a new table of cases that includes rule violations and imposed sanctions, plus a DR-to-Oregon RPC conversion table.

- 2016 Edition w/2017 Supplement [476.KT] $185
- 2017 Supplement ONLY [476.17S] $55

Family & Juvenile Law

Family Law

Represent your clients with confidence with this complete Family Law, 2013 Revision! Family Law is the essential book for Oregon lawyers who deal with any aspect of family law practice. This three-volume revision includes 2012 Legislation and covers the basics - interspersed with practice tips, caveats, and queries---on spousal support, child support, child custody and parenting time, property division, family law procedures, and much more.

- 2013 3 vols. with binders [485.KT] $346

Juvenile Law: Dependency

Juvenile Law: Dependency

Represent your clients—both juveniles and parents—effectively with Juvenile Law: Dependency. Written by public defenders, state attorneys, private practitioners, and judges, Juvenile Law deals with issues relevant to dependency cases, child abuse reporting, hearings and motions, and adoption proceedings. It offers a thorough examination of the Juvenile Code as well as the code's case law interpretations, includes the latest legislative developments and cases, and is full of practice tips and forms. Order your copy today and have the creative solutions your clients need at your fingertips.

- 2007 1 vol. with binder [501.KT] $265

General Practice

Oregon Constitutional Law, 2013 Edition

Oregon was a pioneer of the movement to interpret state constitutions independently of the U.S. Constitution. Not only does the Oregon Constitution address many of the rights protected by the federal Constitution, but it also defines many of the powers that the federal Constitution reserved for the states. Oregon attorneys must be familiar with the Oregon Constitution and the appellate courts’ interpretations of it. This first edition of Oregon Constitutional Law is designed for exactly that purpose. It covers many of the rights protected by Article I, Oregon's Bill of Rights, as well as the initiative and referendum processes, financing of state government, taxation, and home rule. More importantly, it includes practical advice about how to litigate state constitutional issues. This book is an essential resource for every Oregon practitioner.

- 2013 1 vol. [581.13B] $150

Interpreting Oregon Law

Prepare yourself to argue for the proper interpretation of a statute, administrative rule, or constitutional provision on behalf of your client. Edited by Judge Jack Landau, an expert in statutory interpretation, this publication will guide you through the PGE statutory construction analysis as recently modified by Gaines so that you will be prepared to effectively argue your case at trial and on appeal.

- 2009 1 vol. softbound [496.09B] $68.75

Veterans, Military Servicemembers, and the Law

Rights of Veterans and Military Servicemembers is a new resource developed in conjunction with the Military and Veterans Law Section. It highlights the vast military presence in Oregon, highlighting the need for legal resources to support our veterans and military. It also provides information about legal rights and benefits that may alter how you practice when your client or opponent is a veteran or military servicemember.

- 1 vol., softbound [575.17B] $135
Joint Oregon & Washington Cannabis Codebook

Now that medical and recreational cannabis are legal in Oregon and Washington, the legislature and agencies in both states have been scrambling to create statutes and rules to address this rapidly evolving area of law. Get the Joint Oregon & Washington Cannabis Codebook and have the statutes and related administrative rules in this growing area of law at your fingertips.

- 2016 2 Vols, spiralbound [499.16B] $165

Rights of Foreign Nationals

This handy desk reference addresses issues affecting foreign nationals living in Oregon by addressing relevant statutes, rules, and cases on matters such as domestic relations, employment, personal injuries, criminal offenses, business law, and public benefits. Highlights include: how proper service is executed on parties living outside the United States, which Oregon crimes are considered aggravated felonies that would render a client deportable, how foreign nationals are protected under federal and Oregon housing laws, the types of public benefits that are available to noncitizens, how a client’s immigration status affects his or her right to relief under U.S. employment laws, how Oregon’s new DMV requirements affect noncitizens trying to obtain a driver license or ID card, and much more.

- 2010 1 vol. softbound [549.10B] $81

Insurance Law

Insurance Law: The Basics

This Basics edition combines, updates, and condenses the most-used chapters in our previous edition of Insurance, providing you with the latest case law and statutes. It also explains the fundamental issues in insurance cases, including interpreting policy language, overlapping insurance, and actions against insurers. Highlights include: general principles for interpreting an insurance policy and how those rules apply; how an insurance contract is formed and how it is breached, rescinded, or otherwise terminated; what an insured can do when the insurance company fails to perform its duties; covers breach of the duty to defend, to settle, and to indemnify; and much more.

- 2011 1 vol. with binder [497.KB] $135

Labor and Employment Law

Labor and Employment Law: Private Sector

A concise and informative guide to state and federal law governing the duties of employers and the rights of employees, this title offers a balanced perspective from both the employer's and employee's point of view. The 2011 revision includes two new chapters: one on enforcement of wage and hour laws, and one on the Worker Adjustment and Retraining Notification (WARN) Act, as well as completely revised and updated chapters. Topics include: analysis of the 2010 Oregon law that created employment protections for uniformed servicemembers in both the private and public sectors; updates to Oregon's employment discrimination statute; a review of the expanded employment and leave protections for families of servicemembers under the federal Family and Medical Leave Act; and much more.

- 2011 2 vols. with 1 binder (for existing set) [505.KB] $205

Labor and Employment Law: Public Sector

This completely revised edition illustrates the current state of the law regarding public sector labor matters and selected aspects of public employment. Highlights include: a new chapter on military leave, detailed legislative history of the Public Employee Collective Bargaining Act, and a new section analyzing disclosure of information or records regarding law enforcement and public safety employees. This book conveniently compiles the rules and laws governing Oregon's public sector employees and employers in two handy volumes.

- 2011 2 vols. with 1 binder [510.KB] $195

Oregon Attorney Fee Codebook and Oregon Attorney Fee Compilation, 2014 Editions

The two volume Oregon Attorney Fee Codebook and Oregon Attorney Fee Compilation are a must have for every Oregon Attorney. The statutes and rules included in the Codebook will address when attorney fees are recoverable as an element of damages, when government entities are authorized to incur them, and what procedures must be followed when they at state in a legal matter. The Compilation will include excerpts addressing attorney fees from these OSB Legal Publications: Appearance and Review: Beyond the Basics (2014), Consumer Law in Oregon (2013), Family Law (2013), Criminal Law (2013), Oregon Constitutional Law (2013), Environmental Law vol. 1: Regulation and Permitting (2013), Torts (2012), Oregon Civil Pleading and Practice (2012), Administering Oregon Estates (2012), Labor and Employment: Private Sector (2011), and Labor and Employment: Public Sector (2011).

- 2014 2 vols., softbound [584.KT] $110
Real Property

**Land Use**

Now completely revised, *Land Use* explains how the statewide planning goals and land use regulations may restrict your clients’ uses of their property, how to work with local governments, and what to do if your client’s case leads to litigation. Topics include: in-depth analysis of Ballot Measures 37 and 49; RLUIPA and FHA’s effect on land use planning in Oregon; discussion of proposed 2010 amendments to LUBA rules of procedure; constitutional issues in annexations; review of tax incentives, exemptions, and credits related to land use; and citizen involvement in the land use planning process.

- **2010 2 vols. with 2 binders** [515.KT] $365
- **2010 2 vols. with 1 binder** (for expansion) [515.KB] $350

**Oregon Real Estate Deskbook 2015 Edition**

This complete reorganization of the five current real estate series books, combining chapters that covered the same topics from different angles. In addition, the Oregon Real Estate Deskbook includes updated chapters from *Foreclosing Security Interests* and eleven new chapters. A must for all real estate attorneys.

The new five-volume book can be purchased as a complete set or as individual volumes. The comprehensive tables and index, included with the complete set, can be included with the purchase of any one individual volume.

The Oregon Real Estate Codebook, which contains the primary Oregon Revised Statutes related to real estate, is also available as an add-on to the Oregon Real Estate Deskbook and can be inserted into the same binders as the tables and index.

Oregon Real Estate Deskbook –

- Complete set, including Vols. 1–5 and Tables and Index [590.KT] $1,420
- Complete set, including Vols. 1-5, Tables and Index, and Codebook [590.KTC] ($1,485)
- Volume 1 [591.KT] $295
- Volume 1 w/ Tables and Index [591.KTX] $340
- Volume 2 [592.KT] $275

Torts

Completely revised, the *Torts* 2-volume set will help you plead—or defend—your case, from black-letter law and case citations to analysis and commentary from Oregon’s foremost tort law experts. Topics include: intentional torts, sexual misconduct, defamation and invasion of privacy, negligence, malpractice, products liability, toxic torts, liquor liability, commercial torts, wrongful death, claims against governmental bodies, statutory torts, statutes of limitations and repose, vicarious liability, joint tortfeasors, and indemnity and contribution. Will include 2012 legislation.

- **2012 2 vols. without binders** [550.12B] $265

Trial Practice and Litigation

**Damages**

2016 Revision

From compensatory damages to punitive damages to nonmonetary remedies, the award of damages is what brings your client to the civil courtroom. *Damages* is you essential resource to determine the types of damages awards and remedies that may be available to your clients.

Visit our online bookstore at http://www.osbar.org/store/pub/pubcat.asp for a complete list of books available for purchase and books currently available to preorder.

- **2016 2 vols. with binders** [465.KT] $345
- **2016 2 vols. without binders** [465.16B] $305

**Federal Civil Litigation in Oregon**

Specifically designed for attorneys practicing in the federal district court in Oregon, this book includes detailed discussions of the Federal Rules of Civil Procedure in conjunction with the local rules for Oregon and relevant case law. Highlights include: new chapters on preservation, discovery, and presentation of electronic evidence, and e-filing, FRCP amendments taking effect in December 2009, effect of the Class Action Fairness Act of 2005 on federal jurisdiction over class actions, and discussion of recent Ninth Circuit cases on general and specific jurisdiction. This revision also includes over 2,500 cases.

- **2009 2 vols.** [487.KT] $94.50
Oregon Civil Litigation Manual
The foundation that you need for effective civil trial procedure and practice in Oregon’s state courts, the 2004 revision provides the critical information you need on numerous facets of civil litigation, from practice tips and court rules to case investigation, pleadings and parties, summons, discovery, trial motions, judgments, attorney fees, and collection of judgments. The 2009 supplement includes various aspects of the Oregon eCourt program, as well as e-filing, analysis of the judgment statute updates made during recent legislative sessions, postverdict review of punitive damages awards, an updated list of Oregon attorney fee provisions, and much more.

- 2009 supplement [430.09KS] $57.50

Oregon Civil Pleading and Practice
This sixth edition compiles relevant court cases on procedural developments and is a comprehensive guide to pleading and practice in Oregon state courts. It is a must-have for any attorney who handles civil cases. Highlights include: new chapter on e-discovery, rules for pleading a claim for attorney fees, new material addressing the amendments to ORCP 69 governing default, types of evidence admissible at summary judgment, and a new chapter on expedited civil jury trials. This two-volume set covers all the basics for your litigation practice, from jurisdiction to depositions, to posttrial matters.

- 2012 2 vols without binders (with forms on CD) [435.KB] $255
- 2012 2 vols with binders and forms on CD [435.KT] $285

Oregon Trial Objections
Provides novice and seasoned litigators alike with a handy quick-reference tool, to be ready to state the proper objection to any questionable evidence at trial and to respond to objections raised by opposing counsel. Arranged in alphabetical order of objections, each possible objection in this new publication provides you with: the proper form of objection; the possible responses to an objection; an explanation of the objection and responses; a cross-reference to OREGON EVIDENCE, by Laird C. Kirkpatrick, for further research; the full text of the relevant Oregon Evidence Rule(s); and space for notes related to your current case or new case law.

- 2009 1 vol. spiral bound [521.09B] $63

Uniform Civil and Criminal Jury Instructions
These instructions are used by most judges in Oregon courts and by counsel throughout the state. Books and forms on CD are updated annually.

Civil Volume
The Uniform Civil Jury Instructions Committee focused on reviewing and updating landlord-tenant jury instructions that were last reviewed and published in 2005. Included in this 2016 supplement are 12 revised instructions that have been reviewed and updated to reflect the current statutory language and to include any new case law affecting these instructions. The committee also withdrew one instruction addressing the right to terminate a rental agreement as the contents are sufficiently addressed in other instructions.

- Civil Jury Instructions: 2016 supplement with forms on CD [555.16S] $35

Workers’ Compensation
This book provides you with the information that you need regarding the compensability of on-the-job injuries. Highlights include: statutory changes taking effect July 2009, the Oregon Safe Employment Act, under which circumstances attorney fees are awarded in workers’ compensation cases, how a claim is processed, helpful tips for conducting an interview with an injured worker, and much more.

- 2008 2 vols. [570.KT] $67.50

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SUBTOTAL: ................................................. $________

SHIPPING & HANDLING: ......................  $________

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**Order Form**

Name

Firm Name

Street Address

City

State

Zip

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*Items are subject to availability and are filled on a first-come, first-served basis. Prices are subject to change without notice.*

**SUBTOTAL: ................................................. $________**

Subtract 15% if you are buying 7 or more titles.

**Subtract 15% if you are buying 7 or more titles. ....................................................$________**

**SUBTOTAL: ................................................. $________**

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4. PHONE: Call the OSB Service Desk at 503-431-6413 or 800-452-8260, ext. 413.

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