

TRACY POOL REEVE, OSB #89112
Senior Deputy City Attorney
treeve@ci.portland.or.us
Office of City Attorney
1221 SW Fourth Avenue, Room 430
Portland, OR 97204
Telephone: (503) 823-4047
Facsimile: (503) 823-3089
Of Attorneys for Defendant City of Portland

**UNITED STATES DISTRICT COURT
DISTRICT OF OREGON**

BRIAN P. CARR,

Civil No. 08-398-HA

PLAINTIFF,

v.

AFFIDAVIT OF TRACY POOL REEVE

State of Oregon, through **Hardy Myers** in his official capacity as Attorney General of the State of Oregon and the **City of Portland** through **Linda Meng** in her official capacity as City Attorney for the City of Portland,

(In Support of Defendant City of Portland's Rule 12 Motion to Dismiss)

DEFENDANTS.

STATE OF OREGON)
) ss.
County of Multnomah)

I, Tracy Pool Reeve, being first duly sworn, do depose and say:

1. I am the attorney assigned to represent defendant City of Portland in the above-entitled matter. I make this affidavit in support of defendant City's Motion to Dismiss.
2. Attached hereto as Exhibit 1 is a true and accurate copy of the Order on

Defendants' Motions for Summary Judgment (Carr v. Reed, et al., USDC Western District of Washington at Tacoma, Case No. C07-5260-RJB, dated November 5, 2007).

3. Attached hereto as Exhibit 2 is a true and accurate copy of a Temporary Order for Protection and Notice of Hearing dated October 27, 2004 (Hunting v. Carr, Case No. 04-2-08824-4).

4. Attached hereto as Exhibit 3 is a true and accurate copy of an Order for Protection dated October 27, 2004 (Hunting v. Carr, Case No. 04-2-08824-4).

5. Attached hereto as Exhibit 4 is a true and accurate copy of the Designation of Prevailing Party and Award of Costs (State of Oregon v. Carr, issued by the Court of Appeals of the State of Oregon, Case No. A123012, dated November 7, 2007).

6. Attached hereto as Exhibit 5 is a true and accurate copy of the Order Denying Review (State of Oregon v. Carr, issued by the Supreme Court of the State of Oregon, Case No. S055534, dated March 5, 3008).

7. Attached hereto as Exhibit 6 is a true and accurate copy of the Mandate (Carr v. Hunting, issued by the Court of Appeals of the State of Washington, Case No. 04-2-08824-4, dated February 12, 2007).

8. Attached hereto as Exhibit 7 is a true and accurate copy of Plaintiff's Complaint filed in the United States District Court Western District of Washington on May 23, 2007 (Carr v. Sam Reed, et al. Case No. 07-05260-RJB).

/s/ Tracy Pool Reeve
TRACY POOL REEVE

SUBSCRIBED AND SWORN TO before me this 3rd day of June, 2008, by
Tracy Pool Reeve.

/s/ Lisa G. Miller
Notary Public For Oregon
My commission expires: April 10, 2011
Commission No. 415340