

FILED
OREGON JUDICIAL DEPARTMENT
WASHINGTON COUNTY
2016 FEB 25 PM 4:24

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF WASHINGTON

GARY YOUNG and TIMOTHY G. GAUTHIER,
Trustees who comprise the OREGON AND
SOUTHWEST WASHINGTON NECA-IBEW
ELECTRICAL WORKERS AUDIT
COMMITTEE,

Plaintiffs,

vs.

SUNDOWN ELECTRIC COMPANY, an Idaho
Corporation,

Defendant.

No. C155322CV

**ORDER FOR JUDGMENT DEBTOR
EXAMINATION**

TO: Gene Nelson, Registered Agent for Defendant

YOU ARE HEREBY ORDERED to appear in person before the above entitled Court
in the Civil Filing Counter (located on the first floor of the Judge Services Building) of the
Washington County Circuit Courthouse, 150 N. First Avenue, Hillsboro, Oregon **on the**
16th day of March, 2016 at the hour of **2:00 p.m.** to answer questions under
oath regarding property or interest in property that Defendant may have.

IT IS FURTHER ORDERED that Defendant then and there produce the following
documents of Defendant:

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COPY

1 1. All financial books and records which have been maintained by the
2 Defendant within the last twenty-four (24) months, including income tax returns, payroll
3 records, checkbooks, bank statements, books of account, cash journals and ledgers.

4 2. A copy of the most recent inventory of Defendant's assets taken.

5 3. A list of the Defendant's accounts receivable and other debts owing to it by
6 name and address of creditor and amount.

7 4. A list of Defendant's interests in land and buildings, cash and all other
8 property.
9

10 5. A list of the names and addresses of other judgment creditors, secured
11 creditors, or unsecured creditors and the amount claimed by each, and it is further

12 ORDERED that Defendant be, and hereby is, restrained from selling, transferring,
13 or in any manner disposing of its property liable to executing this proceeding except as
14 may be required in the day to day ordinary course of business.

15 DATED this 25 day of Feb, 2016.

16
17 */s/ Danella Factora Wipper*

18
19 _____
CIRCUIT COURT JUDGE

20 SUBMITTED BY:

21 Linda J. Larkin, OSB #792954
22 Of Counsel, Bennett, Hartman, Morris & Kaplan, LLP
23 Attorney for Plaintiffs
24 503-227-4600
25
26

1 CERTIFICATE OF SERVICE

2 I hereby certify that I served the foregoing proposed form of **ORDER FOR**
3 **JUDGMENT DEBTOR EXAMINATION** on:

4 Rebecca Boyette
5 Schwabe, Williamson & Wyatt
6 1211 SW 5th Avenue, Suite 1900
7 Portland, OR 97204
8 Attorney for Defendant

9 Gene Nelson, President
10 Sundown Electric Company
11 PO Box 0129
12 Forest Grove, OR 97116
13 Defendant

14 by the following indicated method or methods:

- 15 ☒ by mailing a copy thereof in a sealed, first-class postage-paid envelope,
16 addressed to the party(ies) listed above, and deposited with the United
17 States Postal Service at Portland, Oregon, on the date set forth below.
- 18 ☐ by hand delivering a copy thereof to the party(ies) listed above, on the date
19 set forth below.
- 20 ☐ by sending via overnight courier a copy thereof in a sealed, postage-paid
21 envelope, addressed to the party(ies) listed above, on the date set forth
22 below.
- 23 ☐ by faxing a copy thereof to the party(ies) at the fax number(s) shown above,
24 on the date set forth below.

25 Dated this 27 day of February, 2016.

26 
Linda J. Larkin, OSB No. 792954
larkinl@bennettthartman.com
Attorney for Plaintiffs
Phone: (503) 227-4600

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This proposed order or judgment is ready for judicial signature because:

2. ___ Each opposing party affected by this order or judgment has approved the order or judgment, as shown by signature on the document being submitted or by written confirmation of approval sent to me.

a. ☒ No objection has been served on me.

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

4. The relief sought is against an opposing party who has been found in default.

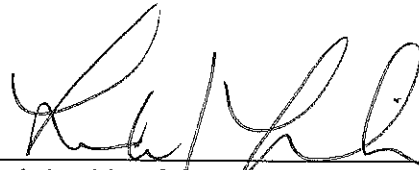
5. An order of default is being requested with this proposed judgment.

6. ___ Service is not required pursuant to subsection (3) of this rule, or by statute, rule, or otherwise.

/// /// ///

1 7. ___ This is a proposed judgment that includes an award of punitive damages and
2 notice has been served on the Director of the Crime Victims' Assistance Section as
3 required by subsection (4) of this rule.

4 Dated this 3rd day of February, 2016.

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8 Linda J. Larkin, OSB No. 792954
9 larkinl@bennettthartman.com
10 Attorney for Petitioner
11 Phone: (503) 227-4600
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