

House Bill 2685

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Judiciary for Oregon State Bar Family Law Section)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Allows relationship of attorney and client to be terminated after entry of judgment or other final determination in action or proceeding by filing of notice of termination.

A BILL FOR AN ACT

1
2 Relating to attorney-client relationship; amending ORS 9.380 and 9.390.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 9.380 is amended to read:

5 9.380. **(1)** The attorney in an action[, *suit*] or proceeding may be changed, or the relationship
6 of attorney and client terminated, as follows:

7 [(1)] **(a)** Before judgment or final determination, upon the consent of the attorney filed with the
8 clerk or entered in the appropriate record of the court; or

9 [(2)] **(b)** At any time, upon the order of the court [*or judge thereof*], based on the application of
10 the client or the attorney, for good and sufficient cause.

11 **(2) The relationship of attorney and client may be terminated after the entry of a judg-**
12 **ment or other final determination in an action or proceeding by the filing of a notice of**
13 **termination of the relationship in the action or proceeding. The notice must be signed by the**
14 **attorney and must state that all services required of the attorney under the agreement be-**
15 **tween the attorney and the client have been provided.**

16 **SECTION 2.** ORS 9.390 is amended to read:

17 9.390. When an attorney is changed, **or the relationship of attorney and client is terminated,**
18 as provided in ORS 9.380, written notice of the change [*and of the substitution of a new attorney, or*
19 *of the appearance of the party in person,*] **or termination** shall be given to the adverse party. Until
20 [*then*] **the notice is given**, the adverse party is bound to recognize the former attorney.
21

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.