

Law Office of Roger T. Dunaway, PLLC  
321 High School Rd. NE STE D3 PMB 612  
Bainbridge Island, WA 98110-2648

Roger T. Dunaway  
Direct Dial: 206-719-4396  
E-Mail: [roger@rtdlaw.com](mailto:roger@rtdlaw.com)

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Oregon Senate  
Judiciary Committee  
900 Court Street NE  
Salem, OR 97301

Re: Oregon HB 2536-A Engrossed

Dear Committee Members:

I previously submitted a letter to the Committee setting forth my my opposition to HB 2536-A Engrossed. The purpose of this letter is to provide you with some real life cases where Oregon payees have been helped under the current Oregon Structured Settlement Statute (the "Oregon Act"). A brief synopsis of such cases is set forth below:

1. Laura:

Married, 43 year old payee with 2 children. Annuity created when Laura was in motor vehicle accident in 1987. Laura had 3 years of college. Sold 1 lump sum to use funds to make a down payment on a house. Shopped around for best offer. Laura was a stay-at-home mother. Husband was a bike mechanic at local bike shop. Laura had pre-qualification letter from lender and realtor ready to assist with home purchase. Laura had an attorney represent her at the hearing as we had a very difficult judge.

2. Eric:

Divorced, 47 year old payee with 3 children. Self-employed carpenter and had Associates degree in Computer Technology. Annuity created due to abuse as a child when he was 10 years old. Shopped around for best offer. Sold some of his monthly payments to use funds to buy a bank repossessed home outright and pay legal fees for custody fight with ex-wife for the two youngest children (twins).

3. Stephen:

Divorced, 28 year old payee with 2 children. Stephen had lost his job and was looking for work. Stephen had 2 years of college. Annuity was created due to Stephen being hit by vehicle when he was 4 ½ years old. Shopped around for best offer. Sold series of monthly payments. Funds were used to pay debts which accrued when Stephen was out of work.

4. Adrian:

Single, 37 year old payee with 1 child who lived with payee. High school graduate that had about 20 years experience as a carpenter. Adrian was laid off due to lack of work by his employer. Shopped around for best offer. Sold ½ of a series of monthly payments to cover debts and expenses while looking for other carpentry work.

5. Anthony:

Married, 46 year old payee with 1 child. Anthony had his Bachelor's degree from Linfield College. Wife was a stay-at-home mother. Anthony had full-time job. Annuity created due to motor vehicle accident in 1993. Selling 1 lump sum. Shopped around for best offer. Funds used to buy investment real estate outright (i.e.; agricultural land leased out for farming).

6. Greg & Alicia:

Married couple, both 37 years old with 2 children. Greg owned landscape business and Alicia worked in dental office. Annuity created due to medical malpractice case in 2007 involving Alicia. Sold series of monthly payments. Shopped around for best offer. Funds used to pay off all debts (i.e.; credit cards and medical bills). Family had lots of past medical debt from Alicia's injury. Greg's business was slow due to the economy so family wanted to be debt free due to reduced income.

7. Patricia:

Married, 45 year old payee with 1 child. Patricia had BSEE degree in Electrical Engineering and worked part-time. Husband was a MD (Emergency Room Physician). Annuity created due to accident in 1986 when Patricia was a passenger on a motorcycle. Selling a series of monthly guaranteed payments and monthly life contingent payments. Did not shop around. Funds used to make various home repairs on older home which was family's primary residence (i.e.; replace roof, replace flooring, dry rot damage, etc...). Family had very good income, but did not want to take out any loans as family had lots of ongoing debt service from multiple investment properties. Patricia spoke with her financial advisor about the transfer.

8. William:

Single, 27 year old payee with no children. High school graduate. Annuity created due to injuries sustained by his mother many years ago. William was the founder and director of a 501(3) (c) entity which provided experiential education (i.e.; earth exploration classes) to local children in the community. William's entity worked with the local school district to provide after school programs. Sold 1 lump sum. Shopped around for best offer. Funds used to expand school programs and cover William's expenses while entity grew

and received more donations. William believed strongly in his "mission in life" as he called it. William had a CPA advise him on transfer.

9. Michael:

Married, 29 year old payee with 2 children. Michael had some college. Wife was stay-at-home mother due to daughter's health problems. Annuity created due to death of William's mother in 1984. Selling 1 lump sum. Shopped around for best offer. Funds used to pay medical debts due to daughter's health problems. Daughter was diagnosed with "in-utero stroke" which resulted in Cerebral Palsy. Many medical bills were in collections and family was constantly being threatened by lawsuits. Family would be completely debt free after transfer.

10. David:

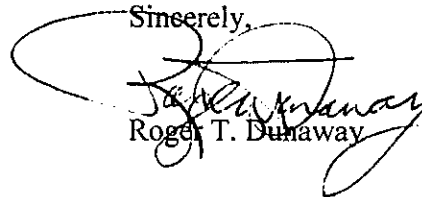
Married, 47 year old payee with 2 children. High school graduate. Annuity created when David was hit by vehicle while riding his motorcycle in 1988. David was a painter. Wife was a stay-at-home mother. Selling monthly life contingent payments many years down the road. Shopped around for best offer. Funds used to pay off debt (i.e.; auto loan, unpaid rent, etc.) which accrued when David was off work for a few months due to the economy.

NASP has not been provided with real life cases (by payee name and county) which the proponents of HB 2536-A Engrossed believe are indicative of why the current Oregon Act needs to be changed. I or Ms. Wies could then respond to those cases if given such information. NASP member companies and counsel try to weed out bad cases on the front end to avoid the time and expense associated with matters that will most likely be denied.

The current Oregon Act should not be changed based on mere speculation and hearsay.

Thank you very much for your time.

Sincerely,



Roger T. Dunaway