

From: [Rusty Smith](#)  
To: [JISS Exhibits](#)  
Cc: [rep.dwaynestark@oregonlegislature.gov](mailto:rep.dwaynestark@oregonlegislature.gov); [rep.hermanbaertschigar@oregonlegislature.gov](mailto:rep.hermanbaertschigar@oregonlegislature.gov); [Lily Morgan](#); [michelle.binker@gmail.com](mailto:michelle.binker@gmail.com)  
Subject: Re: EMERGENCY REQUEST TO VACATE EXECUTIVE ORDER 20-13 Date: 6/15/2020  
Date: Tuesday, June 23, 2020 2:54:01 PM

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Dear Special Committee,

Here is part 2 of 2 of my testimony for your 5 pm hearing on EO 20-13/EO-32 today.

Please give us a call or email to confirm receipt, if you can.

Respectfully,

Bill Herndon  
(541) 479-6119

On Mon, Jun 22, 2020 at 6:00 PM Rusty Smith <[upthecountry541@gmail.com](mailto:upthecountry541@gmail.com)> wrote:  
RE: EXECUTIVE ORDER 20-13 ACCOUNTABILITY, 4/1-7/1/2020 EVICTION MORATORIUM; Current Special Legislature Committee Mtg

Dear Committee Members (Committee of 14),

We just received notice this PM you are now in Special Session in Salem considering numerous issues, including possible extension of current Covig 19-driven Executive Order # 20-13. Attached please find copy of our 6/14/2020 letter to Governor Kate Brown, requesting immediate lifting of EO 20-13, & many Southern Oregon property owner's, manager's & landlord's reasons why we have asked that 20-13 be LIFTED..

In that we haven't heard back from Governor Brown or her staff to date, can you please call or email us as to the present status of this EO...?

Instead of helping tenants MOST IN NEED that have lost their jobs; have become underemployed; need child care assistance; or had other Covig 19 related financial emergencies; EO 20-13 has established carte blanche invitation to ANY tenant who wishes, to SIMPLY STOP PAYING rent. At the same time it has literally cut off the legs of housing providers, who have had their full set of tools taken away since 4/1/2020: 72 Hr notices; eviction filings (or the threat of same); as well as all contract late fees. For those of us who have recently considered building more badly needed housing units in Southern Oregon, why would we now do that...?

While a one month "grace period" of EO 20-14 in April to catch up on rent has separated the honest from the rest, the last two months (May & June) of EO 20-13 have become a haven for rental freeloaders. Despite this current diabolical landlord/tenant situation that many may not yet be aware of, we

hear you are considering extending this already almost 3 month moratorium?

If that is the case, we respectfully request you consider establishing explicit minimum TENANT RESPONSIBILITIES, as follows:

- 1) Copy of tenant job layoff, termination, or furlough, or other document showing loss of income
- 2) Written communication (mail or email) of need, what tenant is able to pay, & when
- 3) Income Verification [unemployment, child care/assistance, Stimulus payment(s), or other assistance checks]
- 4) Immediately re-establish 72 Hour Notices & eviction for those who don't/can't provide DOCUMENT(S) NEED
- 5) Immediately establish contract late fees, or a portion thereof (the best tool to encourage on-time rents)
- 6) Provide media update of BOTH Tenant requirements & penalties, as well as Landlord requirements & penalties, if either are violated

Thanking you in advance for your consideration of the above, I remain,

Sincerely ,

Bill Herndon  
Siskiyou Enterprises  
3520 Robertson Bridge  
Grants Pass, OR, 97526  
(541) 479-6119

----- Forwarded message -----

From: **Rusty Smith (via Google Docs)** <[upthecountry541@gmail.com](mailto:upthecountry541@gmail.com)>

Date: Sun, Jun 14, 2020 at 7:11 PM

Subject: EMERGENCY REQUEST TO VACATE EXECUTIVE ORDER 20-13 Date: 6/15/2020

To: <[upthecountry541@gmail.com](mailto:upthecountry541@gmail.com)>

Cc: <[nik.blosser@oregon.gov](mailto:nik.blosser@oregon.gov)>, <[rep.dwaynestark@oregonlegislature.gov](mailto:rep.dwaynestark@oregonlegislature.gov)>, <[rep.hermanbaertschigar@oregonlegislature.gov](mailto:rep.hermanbaertschigar@oregonlegislature.gov)>, <[lillymorgan@josephinecounty.gov](mailto:lillymorgan@josephinecounty.gov)>, <[pam@221propertyservices.com](mailto:pam@221propertyservices.com)>, <[jesse@221propertyservices.com](mailto:jesse@221propertyservices.com)>, <[karen@221propertyservices.com](mailto:karen@221propertyservices.com)>, <[herndonkayla@gmail.com](mailto:herndonkayla@gmail.com)>, <[lillymorgan@josephinecounty.gov](mailto:lillymorgan@josephinecounty.gov)>, <[bill@billmeyer.net](mailto:bill@billmeyer.net)>, <[mfuruichi@kobi5.com](mailto:mfuruichi@kobi5.com)>, <[goldwinger11@yahoo.com](mailto:goldwinger11@yahoo.com)>, <[michelle.binker@gmail.com](mailto:michelle.binker@gmail.com)>

[upthecountry541@gmail.com](mailto:upthecountry541@gmail.com) has attached the following document:



## EMERGENCY REQUEST TO VACATE EXECUTIVE ORDER 20-13 Date: 6/15/2020



URGENT REQUEST TO SUSPEND EXECUTIVE ORDER 20-13 & ESTABLISH TENANT - TO - OWNER COMMUNICATIONS

*Snapshot of the item below:*

Governor Kate Brown  
6/14/2020  
920 Court St NW  
Order 20-13 (4/1 - 7/1/2020), due  
Salem, or, 97301  
Coronavirus-related job losses  
(503) 378-4582

Date:  
  
Executive  
  
to Oregon

RE: EMERGENCY REQUEST: 1) TO ALLOW OWNERS TO COLLECT RENT & issue 72 Hour Notices; & 2) TO ESTABLISH SPECIFIC TENANT COMMUNICATION GUIDELINES

Dear Governor Brown,

The purpose of this request is to ask for: (1) the IMMEDIATE lifting of EO 20-13. Some owners have felt it was reasonable to give tenants an extra month to catch up on rent for April, 2020. This 3 month "grace period" has instead turned into a ballooning non-payment crisis for owners.

Example: Instead of helping Josephine County tenants that have been most affected by Covig-19 job losses, EO 20-13 has now turned historically on-time, as well as late-pay, tenants into NO-PAYS.

Why should they pay their rent! Or even part of it, now that they don't have to...? That is, if they aren't thinking about a blown out credit rating, or who will rent to them next time...?

What makes these NO-PAYS even more onerous is the fact that most individuals & families have received their \$2400 IRS Stimulus checks (\$1200 to husband, 1200 to wife, etc), as well as generous per-child payments. In addition, certain tenants are now making more per week or month on unemployment, than when they were working! So, again, why should they go back to work?

(2) IMMEDIATELY ESTABLISH, the following specific TENANT GUIDELINES, for owners:

A) Written communication (by 1st class mail &/or email) of what tenants are able to pay, & when.

B) Copy of tenant job termination or furlough notice (not just

an "...oh, I was laid off statement").

C) Income verification (unemployment, child assistance, stimulus, or other assistance check(s).

D) Allow immediate 72 hr Notices & eviction for those who milkers or are not needy, as above.

E) Immediately re-establish late fees (the most effective tool to encourage on-time rents).

F) Media update of above tenant requirements (not just owner requirements).

While termination of Oregon evictions by property owners, managers & landlords for 3 months was widely publicized in the media in early April, 2020, it has been a best-kept secret about the TENANT RESPONSIBILITY portion of EO 20-13, & remains so even today.

Our hours are 11 am - 8 pm. Please give us a call @ your earliest convenience to discuss the above.

Respectfully,

Bill Herndon  
Siskiyou Enterprises  
Grants Pass, Oregon  
(541) 479-76119

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