

CITY OF PORTLAND

Office of City Auditor LaVonne Griffin-Valade

Hearings Office

1900 SW 4th Avenue, Room 3100
Portland, OR 97201

phone: (503) 823-7307 - fax: (503) 823-4347

web: www.portlandoregon.gov/auditor/hearings



HEARINGS OFFICER'S ORDER

APPEAL OF PIPER

CASE NO. 3120032

[Police Bureau Case No. 12-4906]

HEARINGS OFFICER: Mr. Gregory J. Frank

FINDINGS OF FACT AND CONCLUSIONS OF LAW:

The Hearings Officer received the appeal of a Notice of Exclusion or Warning From City of Portland Park ("Exclusion") from Director Park (a City of Portland Park) by Piper on January 24, 2012, for an Exclusion issued on January 8, 2012. Along with the appeal form and supporting documentation from Piper (Exhibits 1 through 1c), the City's Complaint Signer submitted a Special Report (Exhibit 2). In Exhibit 2, the Complaint Signer stated that the Exclusion was not supportable due to incomplete information on the Exclusion. The Complaint Signer wrote, "ADDITIONALLY THE EXCLUSION WILL NOT BE VALID BASED ON THE INFORMATION PROVIDED IN IT." The Hearings Officer interprets this to mean that the City is rescinding the Exclusion. With the Exclusion no longer in effect, the appeal by Piper is moot.

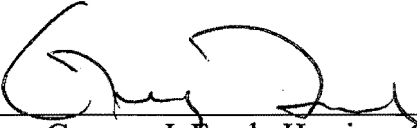
Exhibits 1, 1a, 1b, 1c and 2 are admitted into the record of this case.

ORDER AND DETERMINATION:

1. The Exclusion issued to Piper on January 8, 2012, is void and shall have no force and effect.
2. This order has been mailed to the parties on January 25, 2012.
3. This order may be appealed to a court of competent jurisdiction pursuant to ORS 34.010 et seq.

Dated: January 25, 2012

GJF:rs



Gregory J. Frank, Hearings Officer

Enclosure

Exhibit #	Description	Submitted by	Disposition
1	Appeal form page 1a	Complaint Signer's Office,	Received
1a	1/11/12 letter from Piper	Complaint Signer's Office,	Received
1b	Director Park Boundaries	Complaint Signer's Office,	Received
1c	Notice of Exclusion or Warning From City of Portland Park	Complaint Signer's Office,	Received
2	Special Report	Complaint Signer's Office,	Received