



# CITY OF PORTLAND

Office of City Auditor LaVonne Griffin-Valade

## Hearings Office

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## HEARINGS OFFICER'S SECOND ORDER

APPEAL OF BRIDGET TARITA HARTWELL

CASE NO. 1120143

DESCRIPTION OF VEHICLE: Saturn SW1 (WA AHR8635)

DATES OF HEARINGS: August 9, 2012 and August 16, 2012

HEARINGS OFFICER: Ms. Kimberly M. Graves

On August 22, 2012, the Hearings Officer received a typewritten document titled "Motion For Continuance" from Ms. Hartwell regarding her vehicle which was towed on August 5, 2012. The Hearings Office labeled the "Motion" as Exhibit 20, and the Hearings Officer enters Exhibit 20 into the evidentiary record for this case.

The hearing in this matter was originally scheduled for August 9, 2012 ("First Hearing"). Ms. Hartwell appeared at the First Hearing and requested that the matter be continued until a later date. The hearing was continued until August 16, 2012 ("Second Hearing") at the request of Ms. Hartwell. Ms. Hartwell did not appear at the Second Hearing on August 16, 2012. On August 16, 2012, the Hearings Officer reviewed the documents in the file and entered them into the evidentiary record. The Hearings Officer entered a decision in the matter and found the tow of Ms. Hartwell's vehicle on August 5, 2012 to be valid. A copy of the Hearings Officer's decision was mailed to Ms. Hartwell on August 16, 2012.

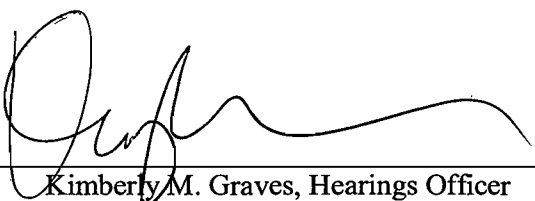
Ms. Hartwell's Motion to Continue the matter is not timely, as the hearing has already occurred and a decision has been issued. The Hearings Officer denies Ms. Hartwell's motion.

### Order:

Ms. Hartwell's motion is denied, and the Order dated August 16, 2012 remains effective.

This Second Order may be appealed to a court of competent jurisdiction pursuant to ORS 34.010 et seq.

Dated: August 16, 2012  
KMG:c1/c2



Kimberly M. Graves, Hearings Officer

Enclosure

Bureau: Police  
Tow Number: 12083

Exhibit #	Description	Submitted by	Disposition
1	Tow Hearing Request Form	Hartwell, Bridget Tarita	Received
2	Tow Desk printout	Hearings Office	Received
3	Hearing Notice	Hearings Office	Received
4	Notice of Rights and Procedures	Hearings Office	Received
5	Towed Vehicle Record	Police Records	Received
6	Custody Report	Police Records	Received
7	Special Report	Police Records	Received
8	Complaints	Police Records	Received
9	Notice of Tow	Police Records	Received
10	DMV Implied Consent Combined Report	Police Records	Received
11	Intoxilyzer 8000 Operator's Checklist	Police Records	Received
12	Breath Test Report	Police Records	Received
13	Field Sobriety Test Report	Police Records	Received
14	DUII Interview Report	Police Records	Received
15	Oregon Drug Influence Evaluation	Police Records	Received
15a	Drug Influence Evaluation Narrative	Police Records	Received
16	Property/Evidence Receipt	Police Records	Received
17	8/9/12 Letter	Hartwell, Bridget Tarita	Received
18	Notice of Hearing	Hearings Office	Received
19	Subpoena Issued By Hearings Officer	Hearings Office	Received
20	Motion for Continuance	Hartwell, Bridget Tarita	Received