IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF MULTNOMAH

JEANYNE JAMES, ROBIN COLBERT, JANE DREVO, SAM DREVO, BROOKE EDGE AND BILL EDGE, SR., LORI FOWLER, IRIS HAMPTON, JAMES HOLLAND, RACHELLE MCMASTER, KRISTINA MONTOYA, NORTHWEST RIVER GUIDES, LLC, SHARIENE STOCKTON AND KEVIN STOCKTON, VICTOR PALFREYMAN, PALFREYMAN FAMILY TRUST, and DUANCE BRUNN, individual and on behalf of all others similarly situated, Plaintiffs, v. PACIFICORP, an Oregon Corporation; and PACIFIC POWER, an Oregon registered electric utility and assumed business name of PACIFICORP, Defendants.	Case No. 20CV33885 ORDER GRANTING, IN PART, DEFENDANTS' AMENDED MOTION TO STAY CMO NO. 11 DAMAGES TRIALS

The matter before the court is Defendants' Amended Motion To Stay CMO No. 11 Damages Trials, dated April 23, 2026. On May 22, 2026, the court held a hearing. Attorney Nicholas Rosinia appeared on behalf of plaintiffs. Attorney Brad Daniels appeared on behalf of defendants. The court considered the pleadings, case management order no. 11, briefs, declarations, exhibits, and arguments submitted to the court. For the reasons stated on the record, Defendants' Amended Motion to Stay CMO No. 11 Damages Trials is GRANTED, in part, as specified below.

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IT IS HEREBY ORDERED:

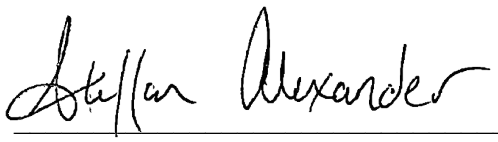
1. The Court orders that to (1) protect the rights of all parties, (2) ensure the efficient and just administration of the case, and (3) facilitate meaningful ongoing mediation conferences between the parties; the following pre-trial tasks are not subject to a continuing stay: (i) CMO 11 ¶ 3(a)-(c): Plaintiffs' Short Form Complaint, Defendants' Short-Form Answer, and Amended Pleadings; (ii) CMO 11 ¶ 4(a) –(e), (m), (n): Damages Only Discovery Process – Disclosure of Witnesses, Document Discovery, Deficiencies in Document Production, Plaintiff Depositions, Perpetuation Depositions, Discovery Disputes, Offset of Economic Damages Information and related Motions, Economic Damages Stipulations; and (iii) CMO 11 ¶¶ 6-9: Jurisdiction and Dispute Resolution Procedure, Conferral, Sealing, and Mandatory Post-Trial Global Mediation. The foregoing discovery-damages pre-trial tasks will resume **on August 10, 2026** consistent with the modified CMO 11 trial schedule attached as Exhibit B to the Rosinia Declaration, with the trial slates, trial dates, and associated discovery deadlines modified, consistent with Exhibit B as modified for the foregoing starting date.
2. Defendants' motion to continue the stay of all upcoming scheduled damages trials and associated trial deadlines under Case Management Order No. 11 ¶ 5 is GRANTED, in part, subject to the specific exceptions in paragraph one above, until (1) the issuance of an appellate judgment following the denial of Plaintiff's petition for review in the Oregon Supreme Court, (2) the issuance of an appellate judgment following a decision on the merits of the Oregon Supreme Court affirming the decision by the Oregon Court of Appeals, or (3) at least fourteen (14) days following a decision on the merits by the Oregon Supreme Court reversing the Oregon Court of Appeals, at which point, upon

request by either party, the Court will schedule a case management conference to allow the parties an opportunity to submit further briefing regarding whether and to what extent, if any, an extension of the stay is appropriate. The Court further sets a status conference on **Friday, August 7, 2026 at 8:45 a.m.** regarding the status of plaintiff's petition and any impact that may have on modifications to the stay, with a quarterly status conference scheduled thereafter. With one status conference thereafter on the first Friday of every quarter-year period at 8:30 a.m.

3. Plaintiffs' request to set a 2027 liability trial for the four Labor Day Fires is DEFERRED, for the reasons argued by defendants. The court further orders that the foregoing scheduling matter may be reconsidered at the quarterly status conferences, within the context of the status of Plaintiffs' petition.
4. Plaintiffs' request to set the trial for the *Deerlane Loop* Plaintiffs in the consolidated *Dietrich* (case no 22CV29187) matter is GRANTED. Trial is scheduled for six weeks beginning on September 27, 2027 – November 5, 2027 including pre-trial motions, jury selection, trial, and deliberations. The court further orders that the foregoing matter is set for a case management conference on **Thursday June 2, 2026 at 8:30 a.m.** and directs the parties to continue conferrals on a schedule for motions, briefing, and discovery.
5. Plaintiffs' request to enter limited judgments and accrual of post-judgment interest under ORS 82.010(2) for damages trials that have already been completed and reached a verdict is GRANTED, effective immediately, along with any related orders on defendants' motions to offset economic damages and motions for entry of limited judgment. This ruling does not include Plaintiffs' pending Motion for Entry of Limited Judgment for

Damages Trial 22 and the related motion to strike, motions for mistrial, and motions for directed verdict, which will be scheduled for separate hearings.

6. The Court also grants defendants' request to waive (or suspend imposition) of PacifiCorp's supersedeas undertakings (*i.e.*, bonding requirements) for any newly entered limited judgment, until further order of the court. The court further orders that the foregoing matter may be reconsidered at the quarterly status conferences, within the context of the status of Plaintiffs' petition.



Circuit Court Judge Steffan Alexander
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