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Court clerk has not verified the figures in this writ. If you have questions regarding this writ, please contact your legal counsel, the issuing attorney or company. Debtor may contest this writ by filing a claim of exemption.

RECEIVED
AUG 23 2019
LINCOLN COUNTY SHERIFF'S OFFICE
NEWPORT, OR
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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

S.K.,

Plaintiff,

vs.

GREGORY ALAN KAY,

Defendant.

Case Number 16CV30617

WRIT OF EXECUTION

TO THE SHERIFF OF LINCOLN COUNTY:

On or about May 16, 2018, the Multnomah County Circuit Court awarded judgment in favor of plaintiff and judgment creditor S.K. and against defendant and judgment debtor Gregory Alan Kay. This judgment includes a money award in the principal amount of One Million Dollars (\$1,000,000.00) together with post judgment interest at the legal rate of Nine Percent (9%) per annum.

As of May 23, 2019, the total owing under the judgment is One Million Ninety One Thousand Seven Hundred Twenty Six Dollars and Three Cents (\$1,091,726.03). Simple interest continues to accrue on the principal balance of \$1,000,000.00 from May 16, 2018 at 9% per annum (the equivalent daily interest amount is \$246.57).

Now, therefore, in the name of the State of Oregon, you are hereby commanded to sell in the manner prescribed by law for the sale of real property (subject to redemption), all of the

1 interest Gregory Allan Kay has in the real property described in the attached Exhibit A to satisfy
2 the sum of \$1,091,726.03 due on May 23, 2019 plus simple interest after May 23, 2019 (accruing
3 on the principal balance of \$1,000,000.00 calculated from May 16, 2018 at the rate of 9% per
4 annum equivalent to a daily interest amount of \$246.57) until paid, and also the costs of and
5 upon this writ and make due return hereon within 60 days after you have received this writ.

6 The mailing address for judgment creditor is c/o Field Jerger LLP, 621 SW Morrison St.
7 #510, Portland, OR 97205.

8 The Real Property's physical address 5876 Salmon River Highway, Otis, Oregon 97368.
9 The court granted an order authorizing the sale of the Real Property, which was entered
10 On April 5, 2019 in the above captioned matter.

11 WITNESS my hand and seal of the court.



12 By: 8/15/19
13 

14 Clerk of the Court

15 Prepared by:

16 /s/ Joseph A. Field
17 Joseph A. Field, OSB #940710
18 Field Jerger LLP
19 621 SW Morrison St. #510
20 Portland, OR 97205
21 Tel: (503) 228-9115
22 Fax: (503) 225-0276
23 Email: joe@fieldjerger.com

24 Attorneys for Judgment Creditors
25
26

EXHIBIT "A"
Legal Description

Beginning at the Northeast corner of Section 35, Township 6 South, Range 10 West, of the Willamette Meridian, in the County of Lincoln and State of Oregon, the true point of beginning of the tract herein described as follows:

Thence West 1320 feet along the North line of Section 35; thence South 13° 48' West 183 feet; thence North 58° 15' West 239.25 feet to the Southeasterly boundary of the Salmon River State Highway No. 18; thence South 34° 34' West 316 feet along the said highway boundary to the most Northerly point of the tract conveyed by W.M. Dodson to Gilbert Kangiser and wife by deed recorded November 4, 1948 in Book 129, Page 355 of Deed Records for Lincoln County, Oregon; thence South 58° 45' East 292 feet; thence South 37° 40' West 650 feet to the Northeasterly line of the Putnam tract; thence South 54° 45' East 631.25 feet to the South line of the Northwest quarter of the Northeast quarter of Section 35; thence South 89° 52' East 1349 feet to the Southeast corner of the Northeast quarter of the Northeast quarter of Section 35; thence North 1342 feet along the East line of Section 35 to the true point of beginning.

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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

S.K.,

Plaintiff,

vs.

GREGORY ALAN KAY,

Defendant.

Case Number 16CV30617

ORDER AUTHORIZING THE
SALE OF REAL PROPERTY
ON EXECUTION

Judgment Creditor S.K. (the "Judgment Creditor") Motion for an Order Authorizing the Sale of Real Property on Execution (the "Motion") came before the court for hearing on January 2, 2019, the Hon. Jerry B. Hodson, presiding. Jonathan C. Smale appeared on behalf of the Judgment Creditor and Judgment Debtor Gregory Alan Kay appeared via telephone. Having reviewed the parties' written submissions and considered their oral argument, and being fully advised in the premise,

IT IS HEREBY ORDERD THAT:

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- 1) The Motion is granted, and the sheriff is authorized to levy and execute on
Gregory Alan Kay's real property legally described on the attached Exhibit A.
and commonly known as 5876 Salmon River Highway, Otis, Oregon 97368; and
2) Gregory Alan Kay is entitled to a homestead exemption exempting \$40,000 of
proceeds from any execution sale.

Signed: 4/5/2019 06:57 AM



Circuit Court Judge Jerry B. Hodson

Order submitted by:

/s/ Jonathan C. Smale

Joseph A. Field, OSB #940710

Email: joe@fieldjerger.com

Jonathan C. Smale, OSB #091518

Email: jonathan@fieldjerger.com

Field Jerger LLP

621 SW Morrison St. #510

Portland, OR 97205

Tel: (503) 228-9115

Fax: (503) 225-0276

Attorneys for Judgment Creditor

UTCR 5.100 CERTIFICATE OF READINESS

This proposed order or judgment is ready for judicial signature because:

1. Each party affected by this order or judgment has stipulated to the order or judgment, as shown by each party's signature on the document being submitted.
2. Each party affected by this order or judgment has approved the order or judgment, as shown by each party's signature on the document being submitted or by written confirmation of approval sent to me.
3. I have served a copy of this order or judgment on each party entitled to service and:
 - a. No objection has been served on me.
 - b. I received objections that I could not resolve with a party despite reasonable efforts to do so. I have filed a copy of the objections I received and indicated which objections remain unresolved.
 - c. After conferring about objections, [role and name of objecting party] agreed to independently file any remaining objection.
4. Service is not required pursuant to subsection (3) of this rule, or by statute, rule, or otherwise.
5. This is a proposed judgment that includes an award of punitive damages and notice has been served on the Director of the Crime Victims' Assistance Section as required by subsection (5) of this rule.
6. Other: _____.

Dated April 2, 2019.

/s/ Jonathan C. Smale
Jonathan C. Smale, OSB #09-1518
Field Jerger LLP
621 SW Morrison St. #1225
Portland, OR 97204
Tel. (503) 228-9115
Fax (503) 225-0276
Email: jonathan@fieldjerger.com

EXHIBIT "A"
Legal Description

Beginning at the Northeast corner of Section 35, Township 6 South, Range 10 West, of the Willamette Meridian, in the County of Lincoln and State of Oregon, the true point of beginning of the tract herein described as follows:

Thence West 1320 feet along the North line of Section 35; thence South 13° 48' West 183 feet; thence North 58° 15' West 239.25 feet to the Southeasterly boundary of the Salmon River State Highway No. 18; thence South 34° 34' West 316 feet along the said highway boundary to the most Northerly point of the tract conveyed by W.M. Dodson to Gilbert Kangiser and wife by deed recorded November 4, 1948 in Book 129, Page 355 of Deed Records for Lincoln County, Oregon; thence South 58° 45' East 292 feet; thence South 37° 40' West 650 feet to the Northeasterly line of the Putnam tract; thence South 54° 45' East 631.25 feet to the South line of the Northwest quarter of the Northeast quarter of Section 35; thence South 89° 52' East 1349 feet to the Southeast corner of the Northeast quarter of the Northeast quarter of Section 35; thence North 1342 feet along the East line of Section 35 to the true point of beginning.

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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

S.K.,)	
)	Case No.: 16CV30617
Plaintiff,)	
)	GENERAL JUDGMENT
v.)	(MONEY AWARD)
)	
GREGORY ALAN KAY,)	
)	
Defendant.)	

Based on the jury Verdict filed April 25, 2018, it is ADJUDGED:

**MONEY AWARD FOR PLAINTIFF S.K. FOR
COMPENSATORY DAMAGES**

Judgment Creditor	Susan Marie Kay 411 SW 2 nd Ave Suite 200 Portland OR 97204 DOB: 1/6/1990
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Judgment Creditor's Attorneys	Kafoury & McDougal 411 SW 2 nd Ave Suite 200 Portland OR 97204 Ph: (503) 224-2647 Fax: (503) 224-2673
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1 Judgment Debtor Gregory Alan Kay
2 SID 6441711
3 2605 State St
4 Salem OR 97310
5 SS No. 541-96-5935

6 Judgment Debtor's Attorney Pro Se

7 Amount of Judgment \$1,000,000

8 Interest on all monies owing in this judgment shall be 9% per annum,
9 simple interest, per ORS 82.010(2)(a), starting from the date of the entry of the
10 Judgment.

11 Dated: _____, 2018.

Signed: 5/15/2018 09:49 AM



Circuit Court Judge Jerry B. Hodson

14 JUDGMENT PREPARED BY:
15 Mark McDougal, OSB #890869
16 411 SW 2nd Ave, Ste 200
17 Portland OR 97204
18 (503) 224-2647
19 Attorneys for Plaintiff

1 IN THE CIRCUIT COURT OF THE STATE OF OREGON

2 FOR THE COUNTY OF MULTNOMAH

3 S.K.,)

4 Plaintiff,)

5 v.)

6 GREGORY ALAN KAY)

7 Defendant.)

) Case No.: 16CV30617

) CERTIFICATE OF COMPLIANCE WITH
) UTCR 5.100

8
9 **CERTIFICATE OF COMPLIANCE WITH UTCR 5.100**

10 *This submission is ready for judicial signature because:*

11 1. Each opposing party affected by this order or judgment has stipulated to
12 the order or judgment, as shown by each opposing party's signature on the
13 document being submitted.

14 2. Each opposing party affected by this order or judgment has approved the
15 order or judgment, as shown by signature on the document being submitted or
16 by written confirmation or approval sent to me.

17 3. I have served a copy of this order or judgment (see attached Return of
18 Service) on all parties entitled to service and:

- 19 a. No objection has been served on me.
- 20 b. I received objections that I could not resolve with the opposing part
21 despite reasonable efforts to do so. I have filed a copy of the
22 objections I received and indicated which objections remain
23 unresolved.
- c. After conferring about objections (opposing party) agreed to
independently file any remaining objection.

1 4. The relief sought is against an opposing party who has been found in
2 default.

3 5. An order of default is being requested with this proposed judgment.

4 6. Service is not required pursuant to subsection (3) of this rule, or by
5 statute, rule or otherwise.

6 7. This is a proposed judgment that includes an award of punitive damages
7 and notice has been served on the Director of the Crime Victims Assistance
8 Section as required by subsection (4) of this rule.

9 DATED this 8th day of May, 2018.

10 Respectfully submitted,

11
12 /s/ Mark McDougal

13 _____
14 Jason Kafoury, OSB #091200
15 Gregory Kafoury, OSB #741663
16 Mark McDougal, OSB #890869
17 Adam Kiel, OSB # 091231
18 jkafoury@kafourymcdougal.com
19 kafoury@kafourymcdougal.com
20 mcdougal@kafourymcdougal.com
21 kiel@kafourymcdougal.com
22 Attorneys for Plaintiff
23

RETURN OF SERVICE

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF MULTNOMAH**

Case Number: 16CV30617

Plaintiff:
S.K.

Service Documents:
COVER LETTER DATED 04/25/2018;
UNSIGNED GENERAL JUDGMENT
(MONEY AWARD)

vs.

Defendant:
GREGORY ALAN KAY

For: Kafoury McDougal

Received these papers on the ^{1ST}26th day of ^{May}April, 2018 at ^{8:00}9:48 am to be served on GREGORY ALAN KAY
SID# 6441711 AT THE OREGON STATE PENITENTIARY, 2605 STATE ST, SALEM, OR 97310. I,
Cpl. Charles Parker, do hereby affirm that on the 1 day of May, 2018 at
9:03 A.m., executed service by delivering a true copy of the COVER LETTER DATED 04/25/2018;
UNSIGNED GENERAL JUDGMENT (MONEY AWARD) in accordance with state statutes in the manner
marked below:

INDIVIDUAL SERVICE: Served the within-named person.

SUBSTITUTE SERVICE: By serving _____ as
_____.

POSTED SERVICE: After attempting service on ___/___ at ___ and on ___/___ at ___ to a
conspicuous place on the property described herein.

OTHER SERVICE: As described in the Comments below by serving
_____ as _____.

CERTIFICATE OF MAILING: Sub service mailing was completed on _____ via
first class mail with a true copy of the aforementioned documents and a copy of this affidavit.

NON SERVICE: For the reason detailed in the Comments below:

COMMENTS: _____



RETURN OF SERVICE For 16CV30617

I declare under penalty of perjury that I am a resident of the State of service. I am a competent person 18 years of age or older and not a party to or attorney in this proceeding and am authorized to serve the process described herein. I certify that the person, firm, or corporation served is the identical one named in this action. I am not a party to nor an officer, director, or employee of, nor attorney for any party, corporate or otherwise.

Cpt. Charles Parker

PROCESS SERVER # DD55T 36290
Appointed in accordance with State Statutes

Our Job Serial Number: 2018002165
Ref: S.K. vs. Gregory Alan Kay

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I served the foregoing GENERAL JUDGMENT and
3 CERTIFICATE OF COMPLIANCE WITH UTCR 5.100, on the defendant(s) on the
4 date indicated below by the following method:

- 5 mailing with postage prepaid
6 hand delivery
7 Electronic mail transmission

8 to said person(s) a true copy thereof, addressed to said persons at their last
9 known address(es) and facsimile number(s) as follows:

10 SID 6441711
11 Gregory Alan Kay
12 2605 State St
13 Salem OR 97310

14 Dated: May 8, 2018.

15 /s/ Mark McDougal

16 Natalie McDougal, OSB #042501
17 nmcdougal@kafourymcdougal.com
18 Gregory Kafoury, OSB #741663
19 Kafoury@kafourymcdougal.com
20 Mark McDougal, OSB #890869
21 mcdougal@kafourymcdougal.com
22 Jason Kafoury, OSB #091200
23 jkafoury@kafourymcdougal.com

Attorneys for Plaintiff