

AFFIDAVIT OF ELIGIBILITY

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STATE OF OREGON)
) ss.
County of _____)

Case No. _____

I, _____, being first duly sworn on oath, depose and say:

I am employed as _____.

My monthly take-home pay is \$_____.

I have additional monthly income of \$_____ from the following source(s):

_____.

I have \$_____ in checking and savings or in an inmate trust account.

I own \$_____ equity in my house (state value after deducting amount owed).

I own \$_____ equity in my car (state value after deducting amount owed).

I own the following additional property: _____
_____ with a total value of \$_____.

I support _____ children.

Income of other persons living in the household: \$_____.

PLAINTIFF

SUBSCRIBED AND SWORN to before me this _____ day of _____, 20_____.

Notary Public for Oregon
My Commission Expires: _____

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF _____

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_____,)
Plaintiff,)
vs.)
_____,)
Defendant(s).)

Case No. _____

**MOTION FOR APPOINTMENT
OF COUNSEL AND ORDER**

_____, moves this Court for appointment of counsel
in the above-captioned matter, and makes the following representations of fact:

- 1. An affidavit of eligibility is attached.
- 2. I believe I am entitled to the relief of redress sought, and if able, would retain counsel to protect my interests.
- 3. The interest of justice would be best served if an attorney were appointed to assure my right to due process or other rights guaranteed by state and federal law or constitutions.

I certify the foregoing is true and correct.

Dated this _____ day of _____, 20__.

PLAINTIFF

ORDER

IT IS SO ORDERED this _____ day of _____, 20__.

CIRCUIT COURT JUDGE

1 IN THE CIRCUIT COURT OF THE STATE OF OREGON

2 FOR THE COUNTY OF _____

3 _____,)
4 Plaintiff,)
5 vs.)
6 _____,)
7 Defendant(s).)

Case No. _____

**PETITION FOR WRIT OF
HABEAS CORPUS**

Article I §23 Oregon Constitution
ORS 34.310, et seq.

9
10 1.

11 Plaintiff is _____ who is detained and restrained of
12 liberty at the _____ located in _____, Oregon, by
13 virtue of a judgment of conviction rendered in the matter of the State of Oregon vs. _____
14 _____, _____ County, Case Number _____.

15
16 2.

17 Defendant is _____, Superintendent of _____,
18 represented in this proceeding by and through Ellen Rosenblum, Attorney General for the State of
19 Oregon, or his designated assistant.

20
21 3.

22 Plaintiff alleges Defendant retains a true copy of his/her judgment of conviction within the
23 Department of Corrections' business records and aforesaid document was unavailable to annex
24 hereto at the time of the filing of this petition.

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26 4.

27 The legality of the imprisonment, incarceration, or restraint has not been adjudicated upon PAGE

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5.

The detention, imprisonment or restraint on Plaintiff was and is illegal and the illegality thereof includes the following particulars:

Ground one: _____

Facts: _____

Ground two: _____

Facts: _____

Ground three: _____

Facts: _____

6.

Plaintiff has no other plain, speedy or adequate remedy at law. Appeal is not an adequate or available remedy at law because _____
_____.

7.

The imprisonment, detention or restraint on Plaintiff is illegal and requires immediate court intervention to prevent further deprivation of constitutional and other legal rights.

WHEREFORE, Plaintiff asks this Court for a Writ of Habeas Corpus issued under seal of this Court directing Defendant to appear with Plaintiff at a time and place specified by the Court to be dealt with according to law.

(Signature)

(Print Name)

SID # _____

(address)

Subscribed and sworn to before me on this _____ day of _____, 20__
in _____ County of the State of Oregon.

Notary Public for Oregon
My Commission Expires: _____