

MOTION FOR RELIEF FROM JUDGEMENT OR ORDER:
as authorized under ORCP Rule 71 B,
& as composed & submitted by Jeremiah Bitz
(with a bit of help from his friends and family).

This "Motion for Relief from Judgment or Order" is recognizably lawful pursuant to ORCP 71, B and C. There-in, Justification for granting this motion are listed as: "Mistakes; Inadvertence; Excusable Neglect; Newly Discovered Evidence; ... Fraud, Misrepresentation, or other Misconduct of an Adverse Party". All of these listed reasons are applicable in this case. ORCP Rule 71 is specifically designed to provide relief "upon such terms as are just". It is only in this light of dedication to the cause of "Justice" that these Rules of Civil Procedure gain any of their legitimacy.

"Incompetent Legal Defense" is another Justification for the setting aside of this Judgement.

The specific factual/situational reasons why this requested relief under ORCP Rule 71 should be granted are:

1: Clackamas County Sheriff Deputy Green made statements during my trial which amounted to "Perjury"; and which there-under were also "Erroneous", "Misleading", and "Confusing to the Jury". These statements were un-justifiably "Damaging" to my Defense. I and others involved in this case have become convinced that Deputy Green Intentionally engaged in "Misrepresentation" of the situational-facts of this case before the trial jury. At minimum, Deputy Green's actions were a "Mistake".

More specifically: The worst and most obvious Lie which Deputy Green told, was in court testimony under oath, where he stated as follows: "... Mr. Bitz didn't tell me anything about a bruise...". Green was trying to make the jury believe that I had been refusing to explain how & when Lucy's Bruises had appeared on her. As shown on pages 118 – 120 of the above-mentioned transcript, in every one of Deputy Green's interviews with myself, I fully explained that the bruises were older bruises. Additionally, and on pages 77 – 79 of that same transcript, Lucy's mom Sarah also explained that those bruises on Lucy were older bruises. When Deputy Green said, in court, that "... Mr Bitz didn't tell me anything about a bruise ...", Green then Lied to Further the Prosecutions Case against me.

2: The "Indictment" against me for the charge of Assault I was "Insufficient", as is recognizable in the "Oregon Criminal Code", "Sufficiency of Indictment" "132.510-132.560".

3: The "Indictment" against me was "Unconstitutionally Amended" when the prosecution accused me of having "Knowingly" committed the offense of "Assault". The Prosecution Lawlessly Substituted the word "Knowingly"; for the word "Intentionally", as was used in the original and true "Indictment" against me, as issued by the Grand Jury. By Lawlessly Changing the Wording of the Indictment against me in this manner, the prosecution "Lowered the Standard" for gaining their conviction against me, and thus increased their chances of gaining that conviction from the Trial Jury. The Grand Jury only authorized the Prosecution to proceed against me under the Higher Standard of accusing me of having "Intentionally" committed this crime. I sincerely believe that the Prosecution could Not have proven to the Trial Jury that I "Intentionally" Committed this Crime, as the original indictment against me so authorized.

Proper Notice of this "Amendment" to the "Indictment" from the Grand Jury was not provided to our Defense. The court did Not properly Order that this "Amendment" to the Indictment be issued;

Relief From Judgement Manual

Judd E. Hollander



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Prisoners' Self-Help Litigation Manual John Boston, Daniel E Manville, 2010-08-30 Prisoners Self Help Litigation Manual in its much anticipated fourth edition is an indispensable guide for prisoners and prisoner advocates seeking to understand the rights guaranteed to prisoners by law and how to protect those rights Clear comprehensive practical advice provides prisoners with everything they need to know on conditions of confinement civil liberties in prison procedural due process the legal system how to litigate conducting effective legal research and writing legal documents Written by two legal and penitentiary experts with intimate knowledge of prisoner s rights and legal aid work authors John Boston and Daniel E Manville strategically focus on federal constitutional law providing prisoners and those wishing to assist them with the most important information concerning legal rights Over the past decade prison law and conditions have changed significantly This new edition is updated to include the most relevant prisoners rights topics and approaches to litigation Updates include all aspects of prison life as well as material on legal research legal writing types of legal remedies and how to effectively use those remedies Certainly the most authoritative well organized and relevant prisoner s rights manual available the eagerly awaited fourth edition should be purchased by everyone interested in civil rights for the incarcerated

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Montgomery's Manual Charles Carroll Montgomery, 1942 *National Labor Relations Board Casehandling Manual* United States. National Labor Relations Board, 2003 **Manual for Courts-Martial, United States** United States, 1969

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Practice Manual of the State of New York, 1925 Manual for Courts-martial United States. Department of Defense, 1969 *The JAG Journal*, 1969 *Manual of Federal Practice* Richard A. Givens, 1998 This is a classic guide to federal litigation The manual offers extensive current coverage of substantive procedural law Citations to thousands of cases rules statutes give quick access to the latest laws governing federal civil practice The publication is updated semi annually

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Sen, 1990 Part of a major report on world hunger instigated by the World Institute for Development Economics Research this volume deals with possible solutions to the problem of regular outbreaks of famine in various parts of the world *Davis's Comprehensive Manual of Laboratory and Diagnostic Tests with Nursing Implications* Anne Van Leeuwen, Mickey Bladh, 2023-04-04 The information nurses need when where and how they need it Nursing focused and easy to read this full color manual delivers all the information you need to understand how tests work interpret their results and provide quality

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