



DEPARTMENT OF JUSTICE

1162 Court Street NE
Justice Building
Salem, Oregon 97301-4096
Telephone: (503) 378-4400
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June 3, 2008

Thomas Bergin
Clatsop County Sheriff
355 Seventh St
Astoria, OR 97103

Joshua Marquis
Clatsop County District Attorney
749 Commercial St
Astoria, OR 97103

Dear Sheriff Bergin and District Attorney Marquis:

ORS 181.781 to 181.799 codify SB 111 (2007). You submitted for the Attorney General's consideration on May 27, 2008, a deadly force plan created by the Clatsop County Deadly Force Planning Authority. ORS 181.783 (10) provides in pertinent part:

No later than 30 days after receiving the plan, the Attorney General shall review the plan for compliance with the minimum requirements described in ORS 181.786. If the Attorney General determines that the plan complies with the minimum requirements, the Attorney General shall approve the plan.

The Attorney General is not empowered by law to substitute the Attorney General's judgment for that of the Planning Authority as to any element of the plan. Our review is limited to determining whether your plan complies with the minimum requirements described in ORS 181.786.

We have reviewed your submission. With one exception, the plan complies with the minimum requirements described in ORS 181.786. The plan as submitted did not have attached to it copies of the deadly force policies of each law enforcement agency in Clatsop County. This omission is easily cured. Simply send us copies of the plans and we will append them to the submitted plan. The Attorney General therefore approves of Clatsop County's deadly force plan, effective on the date that we receive copies of the policies. Thank you for completing this important plan.

Sincerely,

/s/ Peter D. Shepherd

PETER D. SHEPHERD
Deputy Attorney General

DM 302247
cc: Members, Planning Authority

