

IN THE COURT OF APPEALS  
OF THE STATE OF OREGON

OLIVIA CHERNAIK, a minor and  
resident of Lane County, Oregon;  
LISA CHERNAIK, guardian of  
Olivia Chernaik; KELSEY  
CASCADIA ROSE JULIANA, a  
minor and resident of Lane County,  
Oregon; and CATHY JULIANA, a  
guardian of Kelsey Juliana,

Plaintiffs-Appellants,

v.

KATE BROWN, in her official  
capacity as Governor of the State of  
Oregon; and the STATE OF  
OREGON,

Defendants-Respondents.

LANE COUNTY CIRCUIT  
COURT NO. 16-11-09273

CA NO. \_\_\_\_\_

NOTICE OF APPEAL

1.

Plaintiffs-Appellants hereby give notice of appeal from the General Judgment entered in this case on June 23, 2015, by Judge Karsten H. Rasmussen, in the Lane County Circuit Court.

2.

The parties to this appeal are:

Plaintiffs-Appellant

Olivia Chernaik  
Lisa Chernaik  
Kelsey Cascadia Rose Juliana  
Cathy Juliana

Defendants-Respondents

Kate Brown  
State of Oregon

3.

The names, bar numbers, addresses, and telephone numbers of the parties' attorneys are:

Representing Plaintiffs-Appellants:

William H. Sherlock, OSB #903816  
HUTCHINSON, COX, COONS,  
ORR & SHERLOCK, P.C.  
940 Willamette Street, Suite 400  
Eugene, OR 97401  
(541) 686-9160  
[lsherlock@eugene-law.com](mailto:lsherlock@eugene-law.com)

Christopher Winter, OSB # 984355  
CRAG LAW CENTER  
917 SW Oak Street, Suite 417  
Portland, OR 97205  
(503) 525-2725  
[chris@crag.org](mailto:chris@crag.org)

Representing Defendants-Respondents:

Renee Stineman  
Special Litigation Unit  
DEPARTMENT OF JUSTICE  
1515 SW Fifth Ave., Suite 410  
Portland, OR 97201  
971-673-1880  
[renee.stineman@doj.state.or.us](mailto:renee.stineman@doj.state.or.us)

4.

Appellants designate the record in its entirety, including the trial court file, all exhibits, and the record of oral proceedings.

5.

This appeal is timely and otherwise properly before the Court of Appeals because it is being filed and served within 30 days of entry of the General Judgment in the register.

6.

Appellants hereby request copies at Appellants' expense of the audio record designated in paragraph 4 of this Notice of Appeal. Copies are to be served on the parties to the appeal listed in paragraph 3 of this Notice of Appeal.

7.

Attached to this Notice of Appeal is a copy of the General Judgment being appealed, photocopied from the original in the trial court file.

8.

I certify that I served a true copy of this Notice of Appeal on the 7th day of July, 2015, by mailing the Notice of Appeal in an envelope addressed to:

Renee Stineman  
Special Litigation Unit  
DEPARTMENT OF JUSTICE  
1515 SW Fifth Ave., Suite 410  
Portland, OR 97201

Attorney for Respondents

Trial Court Administrator  
Lane County Circuit Court  
125 E. 8<sup>th</sup> Avenue  
Eugene, OR 97401

Transcript Coordinator

Lane County Courts  
Lane County Courthouse  
125 E. 8<sup>th</sup> Avenue  
Eugene, OR 97401

by United States Postal Service first class mail.

9.

### CERTIFICATE OF FILING

I certify that on July 7, 2015, I filed this **Notice of Appeal** with the Appellate Court Administrator via the ECF filing system.

DATED this 7th day of July, 2015.

HUTCHINSON, COX, COONS,  
ORR & SHERLOCK, P.C.

By: S/ William H. Sherlock  
William H. Sherlock, OSB #903816  
940 Willamette Street, Suite 400  
Eugene, OR 97401  
Telephone: (541) 686-9160  
Of Attorneys for Plaintiffs-Appellants

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

OLIVIA CHERNAIK, a minor and resident of Lane County, Oregon; LISA CHERNAIK, guardian of Olivia Chernaik; KELSEY CASCADIA ROSE JULIANA, a minor and resident of Lane County, Oregon, and CATHY JULIANA, guardian of Kelsey Juliana,

Plaintiffs,

v.

KATE BROWN, in her official capacity as Governor of the State of Oregon; and the STATE OF OREGON,

Defendants.

Case No. 161109273

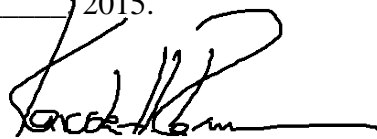
GENERAL JUDGMENT

On May 11, 2015, this Court issued an Opinion and Order, incorporated herein by reference, GRANTING defendants' motion for summary judgment and DENYING plaintiffs' motion for partial summary judgment. As a result, this action is DISMISSED WITH PREJUDICE, without award of costs.

IT IS SO ORDERED AND ADJUDGED.

Signed: 6/23/2015 10:02 AM

DATED this \_\_\_\_ day of \_\_\_\_\_, 2015.



HONORABLE KARSTEN H. RASMUSSEN  
Presiding Circuit Court Judge

Submitted by: Renee Stineman  
Rachel Weisshaar  
Assistant Attorneys General  
Of Attorneys for Defendants

**CERTIFICATE OF SERVICE**

I certify that on May 26, 2015, I served the foregoing GENERAL JUDGMENT upon the parties hereto by the method indicated below, and addressed to the following:

Christopher G. Winter  
Crag Law Center  
917 SW Oak Street, Suite 417  
Portland, OR 97205  
Of Attorneys for Plaintiffs

HAND DELIVERY  
 MAIL DELIVERY  
 OVERNIGHT MAIL  
 TELECOPY (FAX) 503-296-5454  
 E-MAIL chris@crag.org

William Sherlock  
Hutchinson, Cox, Coons, Orr & Sherlock PC  
940 Willamette Street, Suite 400  
PO Box 10886  
Eugene, OR 97440  
Of Attorneys for Plaintiffs

HAND DELIVERY  
 MAIL DELIVERY  
 OVERNIGHT MAIL  
 TELECOPY (FAX) 541-343-8693  
 E-MAIL lsherlock@eugenelaw.com

John R. Mellgren  
Western Environmental Law Center  
1216 Lincoln Street  
Eugene, OR 97401  
Of Attorneys for Plaintiffs

HAND DELIVERY  
 MAIL DELIVERY  
 OVERNIGHT MAIL  
 TELECOPY (FAX) 503-296-5454  
 E-MAIL mellgren@westernlaw.org

s/ Rachel A. Weisshaar  
RENEE STINEMAN #994610  
SARAH WESTON #085083  
RACHEL A. WEISSHAAR #124964  
Assistant Attorneys General  
Trial Attorneys  
Tel (971) 673-1880/ Fax (971) 673-5000  
Renee.Stineman@doj.state.or.us  
Sarah.Weston@doj.state.or.us  
Rachel.Weisshaar@doj.state.or.us  
Of Attorneys for Defendants