

Rule 50

Jury Trial of Right

Rule 50 is merely a restatement of existing law. The Council on Court Procedures would repeal ORS 17.033 at the same time it adopted Rule 50. ORS 17.033 merely declares what Article I, §17, and Article VII (amended), §3 say, when read together.

Rule 50 takes the approach of Federal Rule 38 and simply refers the reader to a statutory or constitutional right. It does not deal with the procedure by which a party demands a jury trial.