

1 **TIME**

2 **RULE 10**

3 **A Computation.** In computing any period of time prescribed or allowed by these rules,  
4 by the local rules of any court, or by order of court[,] the day of the act, event, or default from  
5 which the designated period of time begins to run shall not be included. The last day of the  
6 period so computed shall be included, unless it is a Saturday or a legal holiday, including  
7 Sunday, in which event the period runs until the end of the next day [which] **that** is not a  
8 Saturday or a legal holiday. If the period so computed relates to serving a public officer or filing  
9 a document at a public office, and if the last day falls on a day when that particular office is  
10 closed before the end of or for all of the normal work day, the last day shall be excluded in  
11 computing the period of time within which service is to be made or the document is to be filed,  
12 in which event the period runs until the close of office hours on the next day the office is open  
13 for business. When the period of time prescribed or allowed (without regard to section C of  
14 this rule) is less than 7 days, intermediate Saturdays and legal holidays, including Sundays, shall  
15 be excluded in the computation. As used in this rule, "legal holiday" means legal holiday as  
16 defined in ORS 187.010 and 187.020. This section does not apply to any time limitation  
17 governed by ORS 174.120.

18 **B Unaffected by expiration of term.** The period of time provided for the doing of any  
19 act or the taking of any proceeding is not affected or limited by the continued existence or  
20 expiration of a term of court. The continued existence or expiration of a term of court in no  
21 way affects the power of a court to do any act or take any proceeding in any civil action which  
22 is pending before it.

23 **C Additional time after service by mail, electronic mail, or facsimile communication**  
24 **technology.** Except for service of summons, whenever a party has the right or is required to do  
25 some act or **to** take some proceedings within a prescribed period after the service of a notice  
26 or other [paper] **document** upon such party and the notice or [paper] **document** is served by

1 | mail, **electronic mail, or facsimile communication technology**, 3 days shall be added to the  
2 | prescribed period.

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24 Except for service of summons, whenever a party has the right or is required to do some act or  
25 **to** take some proceedings within a prescribed period after the service of a notice or other  
26 [*paper*] **document** upon such party and the notice or [*paper*] **document** is served by mail,

1 **electronic mail, or facsimile communication**, 3 days shall be added to the prescribed period.

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24 service of summons, whenever a party has the right or is required to do some act or **to** take  
25 some proceedings within a prescribed period after the service of a notice or other [*paper*]  
26 **document** upon such party and the notice or [*paper*] **document** is served by mail, **e-mail, or**

1 **facsimile communication**, 3 days shall be added to the prescribed period.

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23 **C Additional time after service by mail, e-mail, or facsimile communication.** Except for  
24 service of summons, whenever a party has the right **to** or is required to do some act or **to** take  
25 some [*proceedings*] **proceeding** within a prescribed period after the service of a notice or other  
26 [*paper*] **document** upon [*such*] **that** party and the notice or [*paper*] **document** is served by mail,

1 **e-mail, or facsimile communication**, 3 days shall be added to the prescribed period.

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1 **document** is served by mail, e-mail, facsimile communication, or electronic service, 3 days  
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