

# Oregon Rules of Civil Procedure Legislative Amendments 1979-2023

## ORCP 22

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Lewis & Clark Law School | Oregon Council on Court Procedures

## Rule 22 – Counterclaims, Cross-Claims, and Third-Party Claims

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§	Latest Amendment
A	Unamended
B	Unamended
C	Unamended
D	Or. Laws 1979 c.284 § 17
E	Unamended

### Or. Laws 1979 c.284 § 17

Amends to Rule 22(D)

- A. [Unamended]
- B. [Unamended]
- C. [Unamended]
- D. ~~Joinder of Persons in contract actions.~~ **Joinder of additional parties.**
  - 1. ~~As used in this section of this rule:~~ **Persons other than those made parties to the original action may be made parties to a counterclaim or cross-claim in accordance with the provisions of Rules 28 and 29.**
    - a. ~~“Maker” means the original party to the contract which is the subject of the action who is the predecessor in interest of the plaintiff under the contract; and~~
    - b. ~~“Contract” includes any instrument or document evidencing a debt.~~
  - 2. ~~The defendant may, in an action on a contract brought by an assignee of rights under that contract, join as a party to the action the maker of that contract if the defendant has a claim against the maker of the contract arising out of that contract.~~ [(3)] **A defendant may, in an action on a contract brought by an assignee of rights under that contract, join as parties to that action all or any persons liable for attorney fees under ORS 20.097. As used in this subsection "contract" includes any instrument or document evidencing a debt.**
  - 3. [(4)] **In any action against a party joined under this section of this rule, the party joined shall be treated as a defendant for purposes of service of summons and time to answer under Rule 7.**
- E. [Unamended]

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### H.B. 3131

Or. Laws 1979 c.284 § 17

#### House Introduction

5/11/79

#### A-Engrossed Bill

5/25/79 – Passed unamended in House

6/6/79 – Passed with amendments in Senate (per Justice Committee recommendation)

6/8/79 – House concurred with Senate amendments and repassed bill

#### Governor signed Enrolled Bill

6/26/79