

**Oregon Rules of Civil Procedure
Legislative Amendments 1979-2023**

ORCP 52

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Rule 52 – Postponement of Cases

§	Latest Amendment
A	Unamended
B	Or. Laws 2003 c.194 § 10

Or. Laws 2003 c.194 § 10

Amends Rule 52(B)

- A. [Unamended]
- B. **Absence of evidence.** If a motion is made for postponement on the grounds of absence of evidence, the court may require the moving party to submit an affidavit **or a declaration** stating the evidence which the moving party expects to obtain. If the adverse party admits that such evidence would be given and that it be considered as actually given at trial, or offered and overruled as improper, the trial shall not be postponed. However, the court may postpone the trial if, after the adverse party makes the admission described in this section, the moving party can show that such affidavit **or declaration** does not constitute an adequate substitute for the absent evidence. The court, when it allows the motion, may impose such conditions or terms upon the moving party as may be just.

H.B. 2064 [Passed Unamended]

Or. Laws 2003 c.194 § 10