



FILED

10 JUL 29 PM 4:27

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

In the Matter of the Marriage of:

KAINE ANDREW HORMAN,

Petitioner,

and

TERRI LYNN MOULTON HORMAN,

Respondent.

Case No. 1006-66084

RESPONDENT'S RESPONSE TO
PETITIONER'S MOTION AND
ORDER TO SHOW CAUSE
REGARING SUIT MONEY

Respondent appears and for response and counter petition to Petitioner's Motion and Order to Show Cause Regarding Suit Money alleges as follows:

1.

Respondent denies that the relief requested in paragraphs 1 and 2 of the Order is appropriate.

2.

FIRST AFFIRMATIVE DEFENSE
(Failure to State Claim)

Petitioner's Motion and Order to Show Cause and the accompanying Affidavit of Laura Rackner do not set forth facts sufficient to state a claim for suit money for the following reasons: (1) the amount of money counsel states Respondent paid to attorney Stephen Houze is grossly inaccurate; (2) Respondent did not borrow money or utilize any marital funds to pay attorney Mr. Houze; (3) Respondent does not now and will not

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Page 1 - RESPONDENT'S RESPONSE TO PETITIONER'S MOTION AND ORDER TO
SHOW CAUSE REGARDING SUIT MONEY

K. PETER HORMAN, TERRA RESPONSE TO OSC RE SUIT MONEY.DOC
THE LAW FIRM OF PETER BUNCH, L.L.C.
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Portland, Oregon 97204
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1 in the future contend that any money paid to Mr. Houze is a marital liability Therefore,
2 the motion and order should be dismissed.

3.

4 **FIRST COUNTERCLAIM FOR RELIEF**

5 **(Attorney Fees and Costs)**

6 Petitioner should be required to pay respondent's attorney fees and costs in this
7 proceeding pursuant to ORS 107.455, ORS 20.105, and ORCP 17.

8 DATED on July 27, 2010.

9 THE LAW FIRM OF PETER BUNCH, LLC

10 

11 Peter Bunch, OSB No. 942210
12 Of Attorneys for Respondent
13 Trial Attorney: Peter Bunch

CERTIFICATE OF SERVICE

1 I certify that I served a copy of the foregoing RESPONDENT'S RESPONSE TO
2 PETITIONER'S MOTION AND ORDER TO SHOW CAUSE REGARDING SUIT MONEY
3 on the following attorneys on July 27, 2010, by hand delivery to following at the
4 address set forth below, and deposited in the U.S. Post Office in Portland, Oregon, with
5 postage prepaid.

6
7 Laura Rackner
8 Gearing Rackner Engel LLP
9 121 SW Morrison Street Suite 750
10 Portland, OR 97204-3117

11
12 Stephen A Houze
13 1211 SW 5th Ave #1240
14 Portland OR 97204

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Peter Bunch, OSB No. 942210