

Herbert G. Grey, OSB #81025
Jill Odell, OSB # 973581
4800 SW Griffith Drive, Suite 320
Beaverton, OR 97005-8716
Telephone: 503.641.4908
Facsimile : 503.641.8757
Email : hgrey.law1@verizon.net
Email : jillodell@verizon.net

Jonathan A. Clark, OSB # 02274
960 Liberty Street SE, Suite 250
Salem, OR 97302
Telephone: 503.581.1229
Facsimile : 503.365.0374
Email : jonathan@jaclawoffice.com

Of Attorneys for Plaintiffs

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

GREGG SCHUMACHER and LINDA
SCHUMACHER, individually and as
husband and wife, and GREGG
SCHUMACHER FURS LLC dba
SCHUMACHER FURS & OUTERWEAR,

Plaintiffs

v.

CITY OF PORTLAND, a municipal
corporation; IN DEFENSE OF ANIMALS,
a foreign nonprofit corporation; ANIMAL
LIBERATION FRONT, an unincorporated
association; PEOPLE FOR THE ETHICAL
TREATMENT OF ANIMALS, INC., a
foreign nonprofit corporation; MATT
ROSSELL; KEVIN MEIRAS aka "Bluejay";
CONNIE DURKEE; ALEX LILLI; JOHN
DOES 1-10; and JANE DOES 1-10

Defendants.

No. CV 07-601-MO

**PLAINTIFFS' MOTION
FOR RECONSIDERATION
OF JUDGMENT OF DISMISSAL
AS TO PEOPLE FOR THE
ETHICAL TREATMENT OF
ANIMALS, IN DEFENSE OF
ANIMALS, MATT ROSSELL,
AND CONNIE DURKEE**

FRCP 60

Oral Argument Requested

LR 7.1 CERTIFICATION

The undersigned counsel of record for plaintiffs hereby certifies he has made a good faith effort to confer with defense counsel concerning the substance of this motion, and the parties have been unable to agree.

MOTION

Pursuant to FRCP 60, plaintiffs Gregg Schumacher, Linda Schumacher, and Gregg Schumacher Furs LLC, dba Schumacher Furs & Outerwear, respectfully move the Court to reconsider its Rule 54(b) judgment of dismissal, dated July 6, 2007, as to defendants People for the Ethical Treatment of Animals, In Defense of Animals, Matt Rossell, and Connie Durkee based upon the manifest injustice of requiring plaintiffs to establish a probability of prevailing by presenting substantial evidence prior to discovery, denying plaintiffs their constitutional right to a jury trial, and an erroneous finding that defendants satisfied their burden of proof under ORS 31.150.

Plaintiffs are filing this motion within a reasonable amount of time after the Court issued the judgment of dismissal. This motion is based on the accompanying Memorandum in Support, and on the records, files, and pleadings in this case.

DATED this 3~~rd~~ day of August, 2007.



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