

IN THE SUPREME COURT OF THE STATE OF OREGON

CHARLES ANDRE BAILEY,  
Plaintiff-Appellant,

v.

DENNIS BLEY,  
Defendant-Respondent

Court of Appeals  
A181336

S070379

**ORDER OF DISMISSAL AND DISMISSING MOTION TO WAIVE FEES**

It appears that appellant is seeking to obtain this court's review of the order of the Appellate Commissioner dated July 31, 2023. It further appears that appellant did not seek reconsideration of the order of the Appellate Commissioner under ORAP 7.55(4)(a). A decision of the Appellate Commissioner is not subject to a petition for review to the Supreme Court. ORAP 7.55(4)(c). Appellant's petition for review is dismissed.

Appellant's motion to waive the filing fee is dismissed as moot on the ground that no filing fee is required to file a petition for review.

*Chp*

CHRISTOPHER L. GARRETT  
PRESIDING JUSTICE, SUPREME COURT  
8/16/2023 2:41 PM

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**DESIGNATION OF PREVAILING PARTY AND AWARD OF COSTS**

Prevailing party: None

No costs allowed

c: Matteo James Leggett  
Jay W Beattie  
Charles Andre Bailey

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**ORDER OF DISMISSAL AND DISMISSING MOTION TO WAIVE FEES**

REPLIES SHOULD BE DIRECTED TO: State Court Administrator, Records Section,  
Supreme Court Building, 1163 State Street, Salem, OR 97301-2563

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*Appendix*

*C*

IN THE COURT OF APPEALS OF THE STATE OF OREGON

CHARLES ANDRE BAILEY,  
Plaintiff-Appellant,

v.

DENNIS BLEY,  
Defendant-Respondent.

Multnomah County Circuit Court No. 22CV24526

Court of Appeals No. A181338

**ORDER OF DISMISSAL**

Respondent moves to dismiss this appeal on the ground that, despite having been given the notice required by ORAP 7.40, appellant has, nonetheless, failed to file an undertaking as required by ORS 19.300. Appellant has not filed a response to the motion to dismiss. See ORAP 7.40(3). The motion to dismiss is well taken and, accordingly, is granted.

Appeal dismissed.



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THERESA M. KIDD  
APPELLATE COMMISSIONER  
7/31/2023 11:43 AM

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**DESIGNATION OF PREVAILING PARTY AND AWARD OF COSTS**

Prevailing party: Respondent

Costs: Allowed, payable by: Appellant

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c: Charles Andre Bailey  
Matteo James Leggett  
Jay W Beattie

e:

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**ORDER OF DISMISSAL**

REPLIES SHOULD BE DIRECTED TO: State Court Administrator, Records Section,  
Supreme Court Building, 1163 State Street, Salem, OR 97301-2553

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# OREGON JUDICIAL DEPARTMEI

Register / Sign In 

## Financial

Bailey, Charles Andre

Total Financial Assessment	\$331.00
Total Payments and Credits	\$331.00
7/26/2022 Transaction Assessment	\$281.00
7/26/2022 Waiver	(\$281.00)
8/23/2022 Transaction Assessment	\$50.00
5/5/2023 Waiver	(\$50.00)

Bley, Dennis

Total Financial Assessment	\$392.00
Total Payments and Credits	\$392.00
9/23/2022 Transaction Assessment	
9/23/2022 xWeb Accessed eFile	Receipt # 2022-62

Appendix

B

DENNIS BLEY.

Defendant.

DEFENDANT  
DENNIS BLEY  
MOTION TO DISMISS

1. Dr. Dennis Bley, being of lawful age, hereby declare and state as follows:

1. I make this declaration based on my personal knowledge.
2. I work as an internist and provide care to patients at Broadway Medical Clinic in Portland, Oregon.
3. Plaintiff Charles Andre Bailey is not a patient of Broadway Medical Clinic. However, he was not my patient and I never saw him in clinic for any of his medical visits.

I HEREBY DECLARE THAT THE ABOVE STATEMENTS ARE TRUE TO THE BEST OF MY KNOWLEDGE AND INFORMATION, AND THAT I UNDERSTAND THIS DECLARATION IS MADE UPON SORRY FAIR DENCE IN COURT AND IS SUBJECT TO SAVITY FOR PERJURY.

Dated this 21 day of September, 1987

DENNIS BLEY, M.D.

**Additional material  
from this filing is  
available in the  
Clerk's Office.**