

## For your information

The Oregon Liquor Control Commission has:

Amended  
 Adopted  
 Repealed

**OAR 845-003-0220**

Effective: October 1, 2014

**Note:** **Bold and underlined** = new text; *strikethrough and italics* = deleted text

### **845-003-0220** **Definitions**

The following definitions apply to these rules, ~~unless the context requires otherwise:~~

**(1) "Administrator" means the Executive Director of the Oregon Liquor Control Commission or his or her designee.**

~~(1)~~**(2)** "Charging Document" means any document issued by the Commission stating that any person or entity has violated the laws over which the Commission has jurisdiction; any document proposing to act upon an application for a permit, license, or certification, or upon an existing permit, license, or certification; or any document alleging a violation of a term or condition of a retail sales agent agreement.

~~(2)~~**(3)** "Commission" means the Oregon Liquor Control Commission and any employee thereof, but for purposes of these rules does not refer to the Commissioners.

~~(3)~~**(4)** "Commissioners" means a quorum of duly appointed Commissioners at a meeting called for the transaction of any business, the performance of any duty, or the exercise of any power of the Oregon Liquor Control Commission.

~~(4)~~ *"Discovery" means the prehearing process that allows a participant to gain access to relevant information and evidence in the possession, knowledge, or control of another participant or the Commission.*

~~(5)~~ "Good cause" means, ~~unless otherwise specifically stated, that a participant failed to perform a required act due to an excusable mistake or circumstance over which the participant had no control~~ **the factors set forth under OAR 137-003-0501(7). Good cause does not include** ~~The failure to perform a required act due to the press of business does not constitute good cause. Good cause does not include a lack of knowledge~~ **or ignorance** of the law, including **ignorance of** these rules.

(6) **"Non-Participant" means any person who is not a participant.**

~~(7)~~ "Participant" means ~~any party involved in a particular contested case proceeding or the Commission.~~ **the party, the party's attorney, the expert witnesses, the agency representative, one agency officer or agency employee, and any persons authorized by statute or administrative rule to attend the contested case hearing.**

~~(7)~~**(8)** "Party" means: **any person or entity named in the charging document or granted party status by statute or administrative rule.**

~~(a) Any person, entity, government agency or body upon whom a charging document has been served;~~

~~(b) Any person, entity, government agency or body that has been granted party or limited party status.~~

~~(8) "Summary of the Case" means a prehearing discovery document ordered by the hearing officer pursuant to OAR 845-003-0460.~~

Stat. Auth.: ORS 183.341(2), ~~ORS &~~ 471.730(5) & (6); ~~ORS 472.060(1) & (2)(d)~~  
Stats. Implemented: ORS 183.310 & ~~ORS~~ 183.341(2)

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