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3 **IN THE CIRCUIT COURT FOR THE STATE OF OREGON**

4 **IN THE COUNTY OF JOSEPHINE**

5 Case No. 24CV49697

6 CASEY MARIE HOUTSINGER, an
individual,

7 Plaintiff,

8 v.

9 US SUPPORT LLC, a Nevada limited
liability company, and JASON WATSON, an
individual;

10 Defendants.

**ORDER REGARDING DEFENDANTS US
SUPPORT LLC AND JASON WATSON'S
ANTI-SLAPP SPECIAL MOTION TO
STRIKE FIRST AMENDED
COMPLAINT UNDER ORS 31.150 AND
MOTION TO DISMISS FOR LACK OF
PERSONAL JURISDICTION**

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12 THIS MATTER coming before the Court on Defendants' Anti-SLAPP Special Motion to
13 Strike Plaintiff Casey Marie Houtsinger's First Amended Complaint (the "Anti-SLAPP
14 Motion") and Motion to Dismiss for Lack of Personal Jurisdiction, and the Court having
15 reviewed the papers and pleadings on file in connection with same, and having heard oral
16 argument on June 6, 2025:

17 THE COURT FINDS that it has personal jurisdiction over Defendants based upon
18 Oregon's long-arm statute, ORCP 4L, for the reasons stated in Plaintiff's response to the Motion
19 to Dismiss for Lack of Personal Jurisdiction that Defendants' conduct meets the "minimum
20 contacts" requirements under case law.

21 THE COURT FURTHER FINDS that Defendants are not immune under Section 230 of
22 the Communications Decency Act, 47 U.S.C. § 230 ("Section 230") because Plaintiff's claim is
23 not based upon the posting of content provided by third parties, but rather on Defendants'
24 alleged conduct in not removing Plaintiff's booking photo in violation of Oregon law.

25 THE COURT FURTHER FINDS that Defendants have met their burden of showing that
26 Plaintiff's claim arises out of conduct protected under ORS 31.150(2)(c)-(d). Specifically, the
27 posting and continued posting of Plaintiff's booking photo on the <arre.st> website is covered by

1 the statute because arrest photos are documents posted on a public forum in connection with a
2 matter of public interest and is conduct in furtherance of free speech. ORS 31.150(3) does not
3 apply here and does not preclude the Anti-SLAPP Motion.

4 THE COURT FURTHER FINDS that Plaintiff has not met her burden of establishing a
5 probability that she will prevail on her claim by presenting substantial evidence to support a
6 prima facie case. It is undisputed that at no time did Plaintiff provide Defendants with
7 "documentation of a disposition described in subparagraph (A)," and so ORS 133.875(2) does
8 not apply here. Liability can thus only potentially be based upon ORS 133.875(1). This statute
9 requires a "publish-for-pay publication" to remove and destroy a booking photo if the person
10 requests such removal and destruction and pays a fee not to exceed \$50, and removal must occur
11 within 30 days of the request.

12 THE COURT FURTHER FINDS that the only "request" Plaintiff purportedly made to
13 remove her booking photo during the time when both ORS 133.875 was in effect and <arrest>
14 was a "publish-for-pay publication" subject to the law is found in Exhibit 3 to the Anti-SLAPP
15 Motion, a letter from attorney Tucker Rossetto dated November 11, 2022, but mailed on
16 November 26, 2022, to Defendants requesting removal.

17 THE COURT FURTHER FINDS that the November 2022 letter did not tender payment
18 to Defendants for the undisputed fee of \$49.80 that Defendants charged for booking photo
19 removal at that time. Defendants thus did not violate ORS 133.875(1) because they were
20 permitted to condition removal of a booking photo on a payment that did not exceed \$50.

21 THE COURT FURTHER FINDS that even if Plaintiff did tender the fee, by the time
22 Plaintiff actually made the request for destruction and removal to Defendants on November 26,
23 2022, it is undisputed that <arrest> was no longer a "publish-for-pay publication," as it had
24 stopped being one on November 22, 2022.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing document was electronically filed on this 19th day of September, 2025, and served via the Circuit Court for the State of Oregon electronic filing system.

/s/ Eric Fournier
ERIC FOURNIER

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CERTIFICATE OF READINESS

16 Pursuant to UTCR 5.100, the proposed order attached herewith is ready for judicial
17 signature because opposing counsel has been provided a copy of the order, and having reviewed
18 as much, has approved the order by written confirmation.
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25 Dated: September 19, 2025.

Respectfully Submitted,

26 /s/ Eric Fournier

Eric Fournier, OSB 192051

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/s/ Eric Fournier
ERIC FOURNIER