

David N. Allen  
P.O. Box 1321  
Newport, OR 97365

August 2, 2011

Nancy Batchelder, City Recorder  
City of Yachats  
441 Hwy 101 N.  
P.O. Box 345  
Yachats, OR 97498

Dear Ms. Batchelder:

I was pleased to learn of the city's announcement for a municipal judge. Please accept this cover letter with enclosed resume, list of professional references, and release form in reply to the city's request for qualifications. My Oregon State Bar number is 870180.

Since the early 1990s, I've practiced law in various areas at the administrative, trial, and appellate court level, including contract law, real estate law, municipal law, and land use. This work has also included advising on public governance and other related subjects in both a state agency and local government context.

For example, as an assistant attorney general with the Oregon Department of Justice, I participated in contested case proceedings on behalf of state agencies in licensing and enforcement matters. And as legal counsel at the local government level, I participated in land use and other public hearings relating to code interpretation and enforcement.

From 2001 to 2004, I served as a city councilor for the City of Newport. Last November, I was elected to another term on the city council, which began in January. During that time, as well as now, I've served as the city's representative on the Oregon Coastal Zone Management Association, which is an association of counties, cities, port districts, and other local governments engaged in regional issues affecting coastal communities.

Since 2005, I've served in a public at-large position, as well as vice-chair, on the Oregon Ocean Policy Advisory Council (OPAC), which recommends state policy and direction on ocean and coastal issues to the governor, natural resource agencies, legislature and, at times, local governments.

As co-chair of the OPAC Territorial Sea Plan Working Group for the past several years, I've also worked closely with state and local government officials on multi-jurisdictional issues ranging from marine reserves and protected areas to developing criteria for siting renewable energy facilities in the state's territorial sea.

Thank you for your time and consideration.

Sincerely,

David N. Allen

**DAVID N. ALLEN**  
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## **PROFESSIONAL – LEGAL**

Macpherson, Gintner & Diaz, Newport, Oregon, October 1998 – June 2002; September 2006 – April 2011  
Attorney for law firm emphasizing municipal law, public utility law, business law, and business litigation. Represented clients in contract, real estate, and business matters, from trial through appeal. Represented public entities in municipal and other matters, including ordinance drafting and review, land use, code interpretation, personnel, public contracting, intergovernmental agreements, government ethics, open meetings, and public records.

Oregon Department of Justice, General Counsel Division, Salem, Oregon, October 2005 – September 2006  
Represented regulatory agencies in administrative proceedings, from drafting contested case notices through hearing and final orders. Provided advice on operations and other matters, including rulemaking, licensing, enforcement, government ethics, open meetings, and public records.

Law Office of David Allen, Newport, Oregon, June 2002 – October 2005  
General practice, including business law, personal injury, contract, and real estate matters.

Schneider & Hooton, Portland, Oregon, February 1996 – September 1998  
Attorney for law firm emphasizing workers' compensation, social security disability, personal injury, and other tort claims. Handled all phases of litigation, including pleadings, discovery, motions, trials, and appeals.

## **GOVERNMENT**

Newport City Council, 2001-2004; Jan. 2011-present  
Newport Budget Committee, Chair, 2008-2010  
Newport Urban Renewal Budget Committee, 2005-2010  
Newport Volunteer Fire Department, 1998-2005  
League of Oregon Cities, 2001-2004  
    Legal Advocacy Committee  
Oregon Cascades West Council of Governments, 2001-2004  
    Executive Committee  
    Budget/Finance Committee  
    Community and Economic Development Committee  
Oregon Coastal Zone Management Association, 2003-2004; Jan. 2011-present  
Oregon Ocean Policy Advisory Council, Vice-chair, 2005-present  
    Co-chair, OPAC Territorial Sea Plan Working Group  
Uniform Civil Jury Instructions Committee, Oregon State Bar, 2001-2003  
United States District Court, District of Oregon, admitted 1996  
United States Court of Appeals, Ninth Circuit, admitted 1996

## **EDUCATION**

Northwestern School of Law, Lewis & Clark College, Portland, Oregon  
J.D., Environmental and Natural Resources Law Certificate  
Honors: Legal Writing and Research

University of Puget Sound, Tacoma, Washington  
B.A., Biology

Portland Community College, Portland, Oregon  
A.A.S., Fire Protection Technology