

IN THE SUPREME COURT OF THE STATE OF OREGON

State of Oregon,
Plaintiff-Adverse Party,

v.

Columbus Dinkey Gene Hayles,
Defendant-Relator.

Lane County Circuit Court
24CR59872

S071695

ORDER ALLOWING PETITION FOR WRIT OF MANDAMUS

Upon consideration by the court.

Relator was charged with driving on a suspended license and conditionally released. While released, relator was arrested and charged with another count of driving on a suspended license. Based on that fact, the trial court ordered that relator be held in custody under ORS 135.240(4)(f)(A). The order remanding relator to custody was entered on December 31, 2024, by Judge Rigmaiden, following a hearing conducted by Judge Vogt. Relator petitioned this court for a writ of mandamus, arguing that ORS 135.240(4)(f)(A) applies only to defendants charged with a "violent felony" and that he was not charged with a violent felony. The state filed a response, agreeing with relator's interpretation and conceding that the trial court erred in ordering relator's detention under ORS 135.240(4)(f)(A).

The court appreciates the parties' briefing and the state's candor. Having considered the issue, the court agrees that ORS 135.240(4)(f)(A) applies only to defendants charged with violent felonies and that that statute does not apply in relator's case. Accordingly, this court allows the petition for writ of mandamus and directs the State Court Administrator to issue a peremptory writ of mandamus directing the trial court to vacate the December 31, 2024, order remanding relator to the custody of the Lane County Sheriff under ORS 135.240(4)(f)(A).



Meagan A Flynn
Chief Justice
02/06/2025

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Appellate Court Administrator, Appellate Court Records Section

1163 State Street, Salem, Oregon 97301-2563

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c: Daniel Adam Rayfield
Benjamin Gutman
Kirsten M Naito
Erica Herb
Caitlin Plummer
Hon. Debra K. Vogt
Hon. Clara L. Rigmaiden

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