

**FILED: January 30, 2013**

IN THE COURT OF APPEALS OF THE STATE OF OREGON

In the Matter of M. A. M.,  
Alleged to be a Mentally Ill Person.

STATE OF OREGON,  
Respondent,

v.

M. A. M.,  
Appellant.

Multnomah County Circuit Court  
120768136

A152283

Connie L. Isgro, Judge pro tempore.

Submitted on December 07, 2012.

Garrett A. Richardson and Multnomah Defenders, Inc., filed the brief for appellant.

Ellen F. Rosenblum, Attorney General, Anna M. Joyce, Solicitor General, and Carson L. Whitehead, Assistant Attorney General, filed the brief for respondent.

Before Armstrong, Presiding Judge, and Duncan, Judge, and Brewer, Judge pro tempore.

PER CURIAM

Reversed.

1                   PER CURIAM

2                   Appellant seeks reversal of a judgment committing him as a mentally ill  
3 person for a period not to exceed 180 days. ORS 426.130. He contends that the state  
4 failed to prove, by clear and convincing evidence, that, because of a mental disorder, he  
5 is a danger to himself. ORS 426.005(1)(e)(A). He also raises an unpreserved claim of  
6 error that the trial court failed to advise him of the possible results of the commitment  
7 hearing. The state concedes that the evidence is legally insufficient to support the  
8 involuntary commitment and that the judgment should be reversed. We agree, accept the  
9 state's concession, and reverse on that basis. Accordingly, we do not address appellant's  
10 other assignment of error.

11                   Reversed.