

IN THE COURT OF APPEALS OF THE  
STATE OF OREGON

In the Matter of S. M. B.,  
a Person Alleged to have a Mental Illness.

STATE OF OREGON,

*Respondent,*

*v.*

S. M. B.,

*Appellant.*

Lincoln County Circuit Court  
17CC00131, 17CC00132;  
A164229 (Control), A164230

Thomas O. Branford, Judge.

Submitted August 4, 2017.

Alexander C. Cambier and Multnomah Defenders, Inc.,  
filed the brief for appellant.

Ellen F. Rosenblum, Attorney General, Benjamin  
Gutman, Solicitor General, and Robert M. Wilsey, Assistant  
Attorney General, filed the brief for respondent.

Before Armstrong, Presiding Judge, and Tookey, Judge,  
and Shorr, Judge.

PER CURIAM

Reversed.

**PER CURIAM**

Appellant seeks reversal of a judgment committing him for a period not to exceed 180 days. ORS 426.130. Appellant contends, among other things, that the state failed to prove by clear and convincing evidence that, because of a mental disorder, he is unable to provide for his basic needs, ORS 426.005(1)(f)(B). The state concedes that the evidence is legally insufficient to support appellant's involuntary commitment on that basis and that the judgment should be reversed. We agree, accept the state's concession, and reverse the judgment of commitment.

Reversed.