

IN THE COURT OF APPEALS OF THE
STATE OF OREGON

In the Matter of R. C.,
a Person Alleged to have Mental Illness.

STATE OF OREGON,
Respondent,

v.

R. C.,
Appellant.

Multnomah County Circuit Court
17CC04562; A165702

Benjamin S. Johnston, Judge pro tempore.

Submitted April 6, 2018.

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

Ellen F. Rosenblum, Attorney General, Benjamin
Gutman, Solicitor General, and Jona J. Maukonen, Assistant
Attorney General, filed the brief for respondent.

Before Lagesen, Presiding Judge, and DeVore, Judge,
and James, Judge.

PER CURIAM

Reversed.

PER CURIAM

Appellant seeks reversal of a judgment committing her to the custody of the Mental Health Division for a period not to exceed 180 days pursuant to ORS 426.130. Appellant argues that the trial court plainly erred by failing to advise her of the information required by ORS 426.100(1). *See State v. L. D. M.*, 289 Or App 768, 769, 408 P3d 272 (2018) (explaining that “the court’s failure to advise appellant of her rights under ORS 426.100(1) constitutes plain error and requires reversal”). The state concedes that, under our case law, the trial court plainly erred in that regard and that the error warrants reversal. We agree, accept the state’s concession, and, for the reasons referenced in *L. D. M.*, exercise our discretion to correct the error.

Reversed.