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The 2013 WSBA Awards
Celebrate You!
by Stephanie Perry

A Puzzling Career Choice
A Profile of Art Chung
by Dan Lear

“The First Thing We Do, Let’s Kill All the Lawyers”
Did Shakespeare Really Mean This?
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See your name in lights (well, in ink, anyway) in NWLawyer! If you have an article of interest to Washington lawyers or have been meaning to write one, see page 4 for article submission guidelines. Need a topic? We have a list of subjects we’d like to cover. NWLawyer relies almost entirely on the generous contribution of articles from WSBA members and others.

Questions? Contact nwlawyer@wsba.org.
Game Changers

GAME CHANGERS ARE THOSE PEOPLE AND PRODUCTS THAT ERASE THE RULES AND REDRAW THEM. You know who and what they are: Bill Gates and Microsoft; Steve Jobs; iPhones and iPads; Google and Amazon. These same forces are also shaping our profession right now.

In our legal market, the rules are being erased and redrawn by those who are rethinking the profession: those who build apps, those who sell legal forms, those who settle cases online, and others.

Sadly, the bus carrying the future of legal services is leaving the station and we are not driving, and even worse, most of us aren’t even on board. As a result, we are no longer as competitive.

The Changing Profession

Some lawyers blame the loss of business on the economy and are waiting for the good times to return. Others complain we are under attack by unauthorized practitioners and that we need to build more protections, but most agree that practicing law today is getting harder.

And there are specific reasons practice is getting harder:

• Law school admissions are declining, tuitions are too high, and graduates are not as practice-ready as they need to be.
• Law has become a commodity with many of our services interchangeable and easily replaced with online legal services provided by non-lawyers and lawyers in other countries.

For all these reasons and more, lawyers are losing business. We are no longer competitive. This needs to change.

Being the Change

In our profession, we must be the moving force leading change. We must be the game changers, but it takes a new mindset. It means we have to redefine how we do business and how we practice law. It requires a new model and a new vision. Game changing happens when the playing field changes. We can’t simply add a few new rules, add a protection, and tweak our webpage. If we are in, truly in, then we must be “all in.” This means that we all must put on a new pair of sunglasses and see the same new landscape with the same focus through a new lens.

And, when we do, our future will be within our control. And when we do, we can drive this bus by grasping the wheel, putting it in drive, looking forward to the road ahead, and vowing to stop staring in the rearview mirror. And we will need a map to know where we are going:

1. We must retool solo and small-firm practitioners to be mobile, virtual, focused, systemized, corroborative, and project-based. Small practitioners need new skills, new tools, and new marketing strategies. They need improved support and increased access to CLEs and local and state bar services. General practitioners must rethink their practice strategy and reach out to embrace the tools they need to become competitive in the new economy.

2. We must lead the way to tear down barriers to accessing legal services and abandon outdated protectionist ways. Building walls won’t help. Building bridges will. Here are some steps we can take today:

   We must recognize that access to justice is no longer a noble professional ideal — it’s an economic model that we must embrace to avoid economic extinction and social irrelevance.

   We must embrace the Limited Licensed Legal Technician rule (LLLT). We will create the protections, rules, training, guidance, and discipline for LLLTs, so that together we can make the law accessible for those who have never been able to afford it and we can access a market that we never had before.
We, especially solo and small firms, must utilize unbundled legal services to bring the law into the lives of citizens who need it most while expanding legal services that will grow our own market.

3. For those who bill by the hour, we must begin bringing an end to our reliance on billable hours and shift to value-based billing and alternative fee arrangements. Clients need guarantees, not estimates.

4. We all must strive to resolve disputes by healing the parties in ways beyond mere financial remedies. We must heal by focusing on the future and reconciling relationships, listening, and fostering forgiveness. The human side of lawyering can never be substituted with web-based or “kiosk” legal services offered at big-box stores. The skills we offer as humans who solve complex problems that require face-to-face communication and real life experience, cannot be replaced by a kiosk or website. When we work from our hearts as creative problem solvers, we are not a commodity and we are not fungible:

We must be resolved to timely end disputes without the excessive costs of litigation and trial, without reliance upon today’s court system, and instead refocus upon collaborative law ideals, all methods of ADR, and other innovative and yet-to-be created methods of getting to “yes.”

5. We must promote lawyer health and job satisfaction. As a Bar, we must lead all lawyers to good health so the profession will be healthy. Let’s practice mindfulness, regular exercise, stress reduction, work-life balance — practice what is important to you.

6. We must work with our law schools to lower costs and to produce lawyers who are practice ready.

7. We must remove barriers to practice and openly recruit, welcome, and nurture traditionally under-represented groups within our profession so they can thrive and succeed as lawyers. Without diversity, we lose credibility and relevance in our society.

8. We must support our Washington State Bar Foundation and ensure that it has the resources to lead on these issues of justice, public service, and diversity. When you give to our profession, there is no better investment in our future.

Acting and Succeeding Together

Finally, as a unified bar post-referendum, this next piece is key: We must act together as a profession.

As a unified bar, we will:

• Reinvigorate the economic life of solo and small-firm practitioners so they can provide vital, necessary services to those in need at a sustainable and affordable rate;
• Ensure access to justice by driving all legal services from all types of providers deep into and through our communities; and
• Make our profession more competitive in this new age and in this new open market.

But here is the driver: We must succeed. Our democracy and the rule of law depend upon us. We are the stewards of this profession and its future is in our hands. So today, right now, we all have a bus to drive. Each of us must take the wheel in our own practices. Each of us must reach out to find the best way to retool before the economy dictates the terms. The WSBA will be there to offer services during this time. The new WSBA strategic plan has been built upon the foundation of this new legal landscape and is ready to bridge the transition. With this plan and our new tools, I believe that we will lead the path to change and be the game changers that will create a better and more secure future for our profession.

WSBA President Patrick A. Palace practices in Tacoma. He can be reached at patrick@palacelaw.com or 253-627-3883.
A Side of Sidebar

What’s happening online at NWSidebar, the blog for Washington’s legal community [nwsidebar.wsba.org]

Friday 5: Things To Do Now That You’ve Passed the Bar

727 candidates passed the July bar exam. Here are five next steps candidates should take while waiting for their bar card to arrive.

Case Law Changes to Mandatory Blood Tests

Check out what the court decided in State v. Gauthier — and the comments — to learn more about how it will affect your clients.

4 Pitfalls of Novice Soloing

Solo attorney Autumn T. Johnson offers words of caution for new solos on four potential pitfalls: overhead, billables, unrealistic expectations, and negative advice.

Every Dog Has Its Day . . . in Court

From seeing eye dogs to therapy dogs, man’s best friend can do more than fetch. In State v. Dye, the Washington Supreme Court looked at how facility dogs can be used to help witnesses testify.

Professional Misconduct: To Report or Not to Report

Lawyers are a self-regulating profession, but does that mean you’re required to report a fellow attorney’s misconduct? Learn more about what the rules in Washington and other jurisdictions say.

Bloggers Wanted!

Add your voice to NWSidebar! Whether you maintain your own legal blog or have never written a blog post, we welcome submissions from all members of the legal community.
On Sept. 26, luminaries in Washington’s legal community were honored at the WSBA Annual Awards Dinner. The theme was “Celebrate You” and individuals and organizations that exemplify excellence, professionalism, service, justice, courage, and leadership were acknowledged and celebrated. Seventeen individuals and one organization received awards for contributions and service to the practice of law in Washington.

Outgoing WSBA President Michele Radosevich welcomed nearly 400 attendees and expressed her appreciation for the privilege of serving as WSBA president. Past-president Steve Crossland and outgoing governors Philip Buri, Tracy Flood, Susan Machler, and Judy Massong were acknowledged and thanked for their service. Chief Justice Barbara Madsen presented a view of the state of the profession from the Supreme Court’s perspective. She then swore in new governors James Andrus, Phil Brady, Bradford Furlong, and Karen Denise Wilson, as well as President-elect Anthony Gipe and incoming President Patrick Palace.

Award honorees’ stories were told in short, insightful videos (links are provided in the text that follows) as Pres. Radosevich welcomed each award honoree to the stage and then read the award’s inscription summarizing why each recipient deserved this recognition.

We hope you will draw inspiration from reading the honorees’ stories here and viewing the WebXtra videos.

Pro Bono Award
Presented to a lawyer, non-lawyer, law firm, or bar association for outstanding cumulative efforts in providing pro bono services.

GLBT Legal Clinic
Created in 2009 in partnership with the King County Bar Association, the GLBT Legal Clinic recruits volunteer attorneys from a variety of areas of law and matches them with clients who need advice in those areas, including discrimination, family law, legal name and gender changes, immigration, and healthcare issues. Over 70 attorneys, law students, and community members volunteer their time to the clinic.

At on-site clinics, volunteer attorneys travel to local community organizations and provide free legal services to GLBT individuals who might not otherwise be able to access the clinic’s services. The GLBT Legal Clinic Committee also does community outreach to raise awareness of the clinic’s free legal services. To date,
the clinics have assisted over 400 members of the GLBT community.

In 2011, the GLBT Legal Clinic received an award from the Ingersoll Gender Center recognizing its work with the transgender community.

WebXtra: www.bit.ly/AwardProBono1

Pro Bono Award
Brian D. Buckley

Brian Buckley has dedicated his time to pro bono service throughout his career, including as cooperating counsel with Legal Voice, Northwest Justice Project, and Columbia Legal Services. Recently, he served as lead cooperating counsel representing Abeda Jafar, an indigent victim of domestic violence who was denied a fee waiver in Snohomish County Superior Court when she sought a parenting plan to protect her child and herself from abuse. Buckley argued before the Washington Supreme Court that the state and federal constitutions, state court rules, and the principles of the legal profession require the waiver of court fees for indigent citizens seeking legal redress for important rights. In May 2013, the Supreme Court agreed and unanimously ruled that Washington courts cannot impose filing fees or other charges on indigent litigants as a precondition to their right to seek judicial relief.

Buckley is a partner at Fenwick & West LLP, where his practice focuses on the defense and prosecution of high-stakes commercial litigation. He has served for over 11 years on the Board of Directors of Wellspring Family Services, a nonprofit organization that works to end family homelessness. He is also a member of United Way of King County’s Early Learning Impact Council and Community Building Committee.

WebXtra: www.bit.ly/AwardProBono2

Public Service Award
This award recognizes a WSBA member who exemplifies the WSBA’s culture of service: one who gives back in meaningful ways to others, to the community, or to the profession.

Karen W. Murray

Karen Murray has dedicated her legal career to public defense, first as a staff attorney at Associated Counsel for the Accused, King County Department of Public Defense (ACA), and currently as a supervisor in Seattle Municipal Court.

Murray is the chair of the ACA Community Engagement Committee, which participates in activities such as Operation Nightwatch, to feed the homeless, and the Food Lifeline Food Frenzy. A former King County Bar Association (KCBA) board member, she co-chairs the KCBA Martin Luther King Jr. Annual Luncheon Committee; serves as coach and mentor for high school students in the Future of the Law Institute; and works with groups such as the KCBA Public Policy Committee and Death Penalty Roundtable Forum. She is a member of the Washington State Minority and Justice Commission and served on the Washington State Supreme Court’s first Race and the Criminal Justice System roundtable.

A past-president of the Loren Miller Bar Association (LMBA), Murray is also involved with LMBA activities; she mentors summer externs, sponsors its Summer of Success program, is a member of its scholarship committee, and helped to establish the Annual Elder Law clinic to serve members of the African-American community.

WebXtra: www.bit.ly/AwardPublicService

Outstanding Judge Award
This award is presented for outstanding service to the bench and for special contribution to the legal profession at any level of the court.

Judge Sharon S. Armstrong

Judge Sharon Armstrong served on the King County Superior Court from 1985–2012. She was chief civil judge in 1996, chief asbestos judge from 2002–07, chief criminal judge from 2009–10, and judge pro tem for the Washington Court of Appeals. She served as co-chair of the Washington Pattern Jury Instruction Committee for 12 years, which drafts, reviews, and updates pattern jury instructions for civil and criminal trials. She also served for 17 years on the King County Superior Court’s Executive Committee, as well as many committees of the Superior Court Judges Association.

Prior to joining the bench, Judge Armstrong practiced at Garvey, Schubert & Barer. From 1974–79, she was a trial attorney for the Federal
Trade Commission, handling trade regulation litigation. She now works with JAMS, the largest private provider of mediation and arbitration services worldwide.

In June 2013, Judge Armstrong received the King County Bar Association’s William L. Dwyer Outstanding Jurist Award.

WebExtra: www.bit.ly/AwardJudgeArmstrong

Outstanding Judge Award
Judge Laura C. Inveen
Judge Laura Inveen has served with the King County Superior Court for 21 years, and for four years on the King County District Court. She was the chief judge of the King County Juvenile Department for five years, implementing one of the state’s first juvenile drug courts; she is a frequent speaker on juvenile justice issues.

Judge Inveen served as a board member and president of Washington Women Lawyers at both the King County and state level. During her year as president of the Superior Court Judges’ Association, she was instrumental in the restructuring of the judicial branch budget process and reaffirmed the association’s commitment to the Justice in Jeopardy Initiative. Judge Inveen has also served on the Board for Judicial Administration. She has been active on many superior court committees, as well as the King County Executive Committee, and chaired the King County Law, Safety, and Justice Committee. Judge Inveen also serves on the board of the Recovery Café and the Downtown Emergency Services Center.

WebExtra: www.bit.ly/AwardJudgeInveen

Norm Maleng Leadership Award
This award is given jointly by the WSBA and the Access to Justice Board, in honor of Norm Maleng’s legacy as an innovative and optimistic leader committed to justice and access to justice in both civil and criminal settings.

Judge T.W. “Chip” Small
Judge T.W. “Chip” Small pioneered the idea of a Diversity Justice Day for Youth (DJD4Y) in Chelan/Douglas counties, and has led the planning committee since 2009. The biannual event offers opportunities for middle and high school students to meet leaders in the legal community — judges, attorneys, interpreters, law enforcement officers, corrections officers, and juvenile probation officers — and learn about careers in the legal field. At the 2013 event, attended by over 250 students, Washington Supreme Court Justice Steven González was the keynote speaker, challenging Latina/o students to find constructive ways to overcome negative racial stereotypes.

Judge Small frequently mentors high school students through “job shadow” opportunities. A student will sit beside him on the bench during a half-day of cases, followed by a debriefing session and a discussion about the courts and the legal system. He was instrumental in founding the Chelan-Douglas County Volunteer Services nonprofit corporation, which coordinates the bar association’s contribution of hundreds of hours of pro bono services each year.

WebExtra: www.bit.ly/AwardMaleng

President’s Award
The President’s Award is given annually in recognition of special accomplishment or service to the WSBA during the term of the current president.

Caitlin Davis Carlson
Caitlin Davis Carlson received the President’s Award in recognition of her stewardship of resources for the Legal Foundation of Washington. During the past five years, as IOLTA funds have dwindled, she has worked to find grants, cy pres awards, and other funds to keep the program operational.

Since 2005, Davis Carlson has been the executive director of the Legal Foundation of Washington (LFW), a not-for-profit organization created at the direction of the Washington Supreme Court to administer the Interest on Lawyers’ Trust Accounts (IOLTA) program in Washington state. From 2003–05, Davis Carlson served as the LFW’s associate director, and from 1997–2003 as its grant manager.

Davis Carlson serves on the Limited License Legal Technician Board, the Seattle University School of Law Leadership for Justice Fellowship Selection Committee, and is a non-attorney member of the King County Bar Association Judicial Screening Committee. She is also a 2013 participant in the Washington Equal Justice Leadership Academy,
a training program aimed at creating a more diverse, skilled and effective community of equal justice leaders.

**Professionalism Award**

Awarded to a WSBA member who exemplifies the spirit of professionalism in the practice of law, as defined in the WSBA’s Creed of Professionalism.

**Phillip H. Ginsberg**


From 1998 to 2001, Ginsberg co-chaired the King County Bar Association’s Martin Luther King Jr. Luncheon Committee and organized its annual luncheon, which raised nearly $12,000 in 2013 for the King County Bar Foundation’s Minority Law Student Scholarship Fund. Ginsberg is a co-founder and charter member of the Seattle International District Rotary Club, which became the first rotary club in the world to admit women in 1986.

From 1970–76, Ginsberg was chief attorney and public defender for the King County Defender Association and is past-president of its board of directors. He is currently of counsel with the firm Hackett Beecher & Hart, where his practice focuses on representing lawyers and other professional service providers. Since 2009, he has been disciplinary counsel for the State of Washington Commission on Judicial Conduct.

**WebXtra: www.bit.ly/AwardProfessionalism**

**Lifetime Service Award**

This award is a special award given for a lifetime of service to the legal community and the public.

**Donald L. Madsen**

Madsen began his legal career at Associated Counsel for the Accused, King County Department of Public Defense (ACA) as a Rule 9 intern just two weeks after graduating from law school. Since then, he has been a staff attorney, supervising attorney in felonies, and managing director. He established and implemented a community outreach program for ACA attorneys and staff. Madsen has served as a mentor to hundreds of lawyers throughout his career, making a commitment to including more women and people of color in management roles at ACA.

When the Regional Justice Center opened in Kent in 1995, Madsen was a founding member of its Court Operations Committee. He was instrumental during the early years of the drug court, and still serves on the Mental Illness and Drug Dependency Oversight Committee, the Jail Capacity Advisory Group, and the Seattle Community Court Executive Committee.

Madsen has volunteered to prepare and serve meals at Operation Nightwatch and the Tacoma Rescue Mission, donated toiletries and food to homeless shelters, and volunteers with the Fircrest Kiwanis Club. He hosts exchange students through Rotary International and has volunteered with local schools.

**WebXtra: www.bit.ly/AwardLifetime**

**Angelo Petruss Award for Lawyers in Government Service**

Named in honor of Angelo R. Petruss, a senior assistant attorney general who passed away during his term of service on the WSBA Board of Governors, this award is given to a lawyer in government service who has made a significant contribution to the legal profession, the justice system, and the public.

**Maureen A. Hart**

Hart served as the Washington state solicitor general from 2005–13, advising the governor, the Washington Supreme Court, and the Legislature on complex and high-profile legal issues. Hart joined the Attorney General’s Office in 1978, and previously served as chief counsel to the State Auditor and Office of Financial Management. She also served as chief of two divisions and as the solicitor general in 1997. Hart has chaired the WSBA Rules of Professional Conduct Committee and the WSBA’s Litigation Section Executive Committee.

Hart argued *Seling v. Young* before the U.S. Supreme Court, successfully defending Washington’s sexually violent predator statute, and *Devenpeck v. Alford*, successfully defending government’s authority to arrest. In addition, Hart has
JAMS CONGRATULATES OUR THREE NEW, AWARD-WINNING WASHINGTON STATE PANELISTS.

HON. SHARON ARMSTRONG (RET.)
Recipient of the 2013 Washington State Bar Outstanding Judge Award and the 2013 KCBA William L. Dwyer Outstanding Jurist Award

Judge Armstrong tried a wide range of cases and was known for handling complex disputes during 27 years on the King County Superior Court. She also spent more than a decade as a trial attorney. Lauded as intelligent, incisive and well-prepared, she is an effective neutral in all types of disputes, including business/commercial, class action/mass tort, employment, environmental/natural resources, personal injury/torts, professional liability, real property and securities/financial markets matters.

HON. PAULA CASEY (RET.)
Recipient of the 2013 Willamette University Distinguished Alumni Award

Judge Casey has four decades of legal experience and gained a significant amount of ADR expertise during 30 years on the Thurston County Superior Court, where she served two terms as presiding judge of the Family and Juvenile Court. Judge Casey is known for her expertise in Unified Family Courts, and she has worked to help individuals achieve mutually agreeable, timely and less costly outcomes to their cases. Her ADR practice focuses on family law, estates/probate/trusts, guardianship and government matters.

HON. THOMAS MCPHEE (RET.)
Recipient of the Washington State Association for Justice 2013 Judge of the Year Award

Judge McPhee has more than 40 years of legal experience, including 22 years on the Thurston County Superior Court, where he personally conducted more than 300 settlement conferences and required ADR in all civil cases assigned to him. Before becoming a judge, he was a trial lawyer in private practice for 20 years. He serves as a mediator, arbitrator, special master and discovery referee in cases involving class action/mass tort, construction, employment, estates/trust, government/public agency, insurance and torts.
argued several significant cases in the state appellate courts, including *State ex. rel. Gallwey v. Grimm*, addressing the religion provisions of the Washington Constitution, and *Washington State Legislature v. Lowry*, a case considering the veto power of the governor.

[WebXtra: www.bit.ly/AwardPetruss]

**Outstanding Young Lawyer Award**

This award recognizes an attorney who has made significant contributions to the professional community, especially the community of young lawyers, within their initial years of practice.

Jacob R. Brennan

Jacob Brennan is being honored for his work in creating Washington's first annual veteran-oriented legal aid clinic and resource fair. Army One-Source contacted the Spokane County Young Lawyers Division (SYLD) for help in creating a referral network of local attorneys willing to accept military clients for non-military legal issues; the project then evolved into a free will clinic for veterans.

With help from SYLD members, Brennan created estate planning documents, built a website (www.wavetswillclinic.com), recruited volunteers to staff the clinic, and coordinated a training CLE for volunteer attorneys. The first clinic, held in 2012, served more than 85 veterans, and a second clinic is being planned.

Brennan is an associate at the Spokane law firm of Etter, McMahon, Lamberson, Clary & Oreskovich, P.C., where his practice focuses on civil litigation, medical malpractice defense, complex commercial litigation, and employment law. He serves on the WSBA’s Amicus Curiae Brief Committee, as president-elect of the Spokane County Bar Association Young Lawyer Division, and is on the American Bar Association Young Lawyers Division Affiliate Assistance Team. Brennan was honored as a 2012–13 Scholar of the American Bar Association Young Lawyers Division.

[WebXtra: www.bit.ly/AwardYoungLawyer]

**Excellence in Diversity Award**

This award is for a lawyer, law firm, or law-related group that has made a significant contribution to diversity in the legal profession.

Fé Lopez

Fé Lopez is the director of alumni relations and Annual Fund at Seattle University School of Law. A past-president of the Latina/o Bar Association of Washington (LBAW), she currently serves on the LBAW Foundation Scholarship Committee. Previously, as the director for student life at the Seattle University School of Law, she developed diversity initiatives such as the “Lawyering in a Diverse World” year-long training series. Lopez coordinates pipeline programs in Yakima and the Tri-Cities to educate Eastern Washington students from middle school through college about legal careers and opportunities. She co-created and co-chaired the Judicial Institute Pilot Program 2012.

Since 2008, Lopez has co-chaired the Schroeter Goldmark & Bender/LBAW Spanish-English Legal Clinic at El Centro de la Raza, which provides free legal advice to over 500 people each year. The clinic provides legal services, connects attorneys with the Latina/o community, and gives volunteers an opportunity to practice Spanish and work with interpreters.

[WebXtra: www.bit.ly/AwardDiversity]

**Courageous Award**

Presented to an individual who has displayed exceptional courage in the face of adversity, thus bringing credit to the legal profession.

Carl Maxey (posthumous)

Carl Maxey saw law as a way to prompt social change; he was one of Gonzaga University School of Law’s first African-American graduates and became its first African-American graduate to pass the Washington state bar exam. Over a 40-year career, Maxey became Eastern Washington’s most renowned lawyer on civil-rights, anti-war, and free-expression issues. In 1964, Maxey traveled to Mississippi to campaign against segregation and advance civil rights. His work led to recognition of the rights of black citizens to teach in public schools, to live in any neighborhood, to join social clubs, and to be served at local businesses. He defended the “Seattle 7,” a group of activists accused of conspiring to destroy public property and overthrow the government in protest of the Vietnam War.

Maxey ran in 1970 as the anti-war
candidate opposing Henry “Scoop” Jackson for U.S. senator. He was a co-founder of the Loren Miller Bar Association. In later years, Maxey received many honors and awards for his work, including the Charles A. Goldmark Distinguished Service Award, recognizing his dedication and unrelenting efforts on behalf of access to justice.

WebXtra: www.bit.ly/AwardCourageous

Award of Merit
This award is the WSBA’s highest honor and is given for a recent, singular achievement. It is awarded to individuals only — both lawyers and non-lawyers.

Adam J. Berger, Kristin M. Houser, Rebecca J. Roe, and William J. Rutzick

Adam Berger, Kristin Houser, Rebecca Roe and William Rutzick received the 2013 Award of Merit in recognition of their joint efforts contributing to the United States Supreme Court upholding the Affordable Care Act (ACA) in June 2012.

Former Washington attorney general Rob McKenna joined 12 other attorneys general in filing a lawsuit against the ACA. Then-Governor Christine Gregoire, along with 25 other governors, opposed the position of the attorneys general and supported implementation of the ACA. Roe, Berger, Houser, and Rutzick spent two years and hundreds of pro bono hours representing the governors pro bono in the litigation. They submitted eight briefs in six courts, including an amicus curiae brief to the United States Supreme Court, addressing the constitutionality of the individual mandate; the history of insurance reform in Washington; the human and economic costs of caring for the uninsured under the present system; the constitutionality of the ACA’s Medicaid expansion provisions; and whether the Florida district court’s decision ruling the ACA unconstitutional should result in a nationwide injunction of implementation of the ACA.

Since 1999, Adam Berger has been an attorney with Schroeter Goldmark & Bender, where his practice focuses on wrongful death or serious personal injury due to medical malpractice, employment class actions for wage and hour violations, and consumer class actions arising from deceptive advertising and unfair business practices. Berger was an attorney with the nonprofit law firm Earthjustice for more than eight years, representing clients in environmental lawsuits throughout the Pacific Northwest. Berger is a member of the American Association for Justice and the Washington State Association for Justice. Berger has volunteered as an attorney with the World Wildlife Fund in Vietnam and served for six years on the board of the Washington Environmental Council.

Kristin Houser has been a litigator with Schroeter Goldmark & Bender since 1983; her practice focuses on cases involving defective products and medical malpractice cases. She began her legal career working in legal services programs representing low-income residents of Oregon and Washington. In the 1980s, she successfully litigated several statewide class actions challenging cuts in disability benefits and food stamps. Houser is a member of the Washington State Association of Justice, the King County Mental Health Advisory Board, and the Martin Luther King Scholarship Committee of Mount Baker Community Center. She is a co-founder of the Legal Clinic at El Centro de la Raza and serves on the board of the University of Washington Neighborhood Clinics.

Rebecca Roe is a trial attorney with Schroeter Goldmark & Bender, where she has practiced since 1994, focusing on personal injury cases for victims of violent crime and sexual assault, employment law, sexual harassment, discrimination, and general personal injury. She served as a deputy in the King County Prosecuting Attorney’s Office in Seattle for 18 years, serving as the supervising attorney of the Special Assault Unit for most of that time. An active member of the legal community, Roe continues to do pro bono work for King County Sexual Assault Resource Center, NARAL, and Legal Voice (formerly Northwest Women’s Law Center). She is a board member and past-president of the Washington State Association of Justice, which named her its 2008 Trial Lawyer of the

Award of Merit Honorees Adam Berger, Kristin Houser, Rebecca Roe, and William Rutzick.
Year. Roe is also a past-president and active member of the National Crime Victim Bar Association.

William Rutzick is of counsel at Schroeter Goldmark & Bender, where he concentrates on asbestos, product liability, and employee rights lawsuits. He has over 30 years of experience representing clients exposed to asbestos fibers in the workplace. His expertise in this area of law is recognized by local and national legal and medical experts, and he has successfully appealed over 40 cases to the state Supreme Court and other courts, resulting in several landmark rulings. He currently serves on the Washington Pattern Jury Instruction Committee.

WebXtra: www.bit.ly/AwardMerit

Washington State Bar Foundation Sally P. Savage Leadership in Philanthropy Award
Presented to an individual for extraordinary efforts in philanthropy.

Sally P. Savage (posthumous)

Former Bar Foundation President Sally Savage passed away on July 11, 2013, after a fierce battle with cancer. Sally is dearly missed by the WSBA and its Foundation, legal professionals from across the state and beyond, and friends, family, and colleagues.

The Bar Foundation introduced the Washington State Bar Foundation Sally P. Savage Leadership in Philanthropy Award. Savage’s legacy was honored with the inaugural award in recognition of her spirit, determination, and values. Her expertise and vision helped establish a path for enduring support of a strong bar association that provides statewide leadership on matters of profound importance to the profession and the community. Her generosity and leadership continue to inspire all of us who recognize the transformative potential of philanthropy.

For nearly 30 years, Sally Savage served the legal community through her advocacy at Washington State University (WSU). She was senior assistant attorney general and chief legal counsel to WSU, served as vice president for university relations, and as vice president for advancement. Savage was a skilled advocate for WSU, trying cases that involved higher education issues, including a groundbreaking gender discrimination claim that she argued before the Washington Supreme Court.

After Savage retired from WSU, she accepted the role of president of the Washington State Bar Foundation. With years of experience in advancement and philanthropy at WSU, she personally and painstakingly engineered the Bar Foundation’s renaissance. Under her leadership, the Bar Foundation is actively growing its capacity to raise money to support the WSBA’s diversity and justice programs. NWL

WebXtra: www.bit.ly/AwardSallySavage

Stephanie Perry is the WSBA communications specialist/publications editor. She can be reached at stephaniep@wsba.org.
Facing page, top to bottom: Outgoing Governor Tracy Flood is thanked by Michele Radosevich; outgoing Governor Susan Machler with Michele Radosevich; incoming President Patrick Palace is sworn in by Chief Justice Barbara Madsen; incoming Governor Karen Denise Wilson recites the pledge. This page, clockwise from top: Videos are shown for each award honoree; Governors Bradford Furlong, Philip Brady, and James Andrus are sworn in; Chief Justice Madsen administers the president-elect oath of office to Anthony Gipe; Bill and Bevan Maxey accept the Courageous Award on behalf of their father, Carl Maxey, the gavel is passed to Patrick Palace with an embrace by Michele Radosevich; guests enjoy posing for the photo booth.

Photo Booth Fun! Awards Dinner guests were treated to a photo booth sponsored by Mercedes-Benz of Seattle. Guests posed with props and received souvenir copies. To see more: www.phototainment.zenfolio.com/wabar.
Announcing WSBA Connects and New Features for Casemaker

WSBA Connects is an expanded, statewide wellness benefit for members

The WSBA is expanding its Lawyers Assistance Program (LAP) statewide to reach lawyers needing help for issues related to mental health and addiction concerns, career management, family, caregiving, daily living, health and well-being, and more. WSBA Connects is being offered as a service to members on a voluntary, confidential basis.

WSBA LAP will continue to provide confidential and professional personal consultation, assessment, and referral services to its members. Through WSBA Connects, in partnership with Wellspring EAP, statewide access to support is now available whenever you are experiencing emotional or behavioral concerns that may be affecting your practice or the quality of your life. The following is a sampling of issues for which consultation, assessment, and referral can be provided:

- Addictions
- Alcohol/Drug Abuse
- Anger Control
- Anxiety
- Child Care Issues
- Communication
- Depression
- Divorce
- Eating Problems
- Elder Care Issues
- Financial Management
- Gambling
- Grief
- Internet Overuse
- Legal Problems
- Marital Problems
- Parenting Issues
- Retirement Planning
- Stress
- Theft/Fraud Resolution

Through LAP, WSBA also provides a statewide cohort of peer advisors to support lawyers coping with a broad array of issues ranging from addiction and mental health to practice management. All peer advisors receive regular training on a variety of topics such as listening skills and establishing a supportive connection. While they are not intended to be “therapists,” many peer advisors have counseling experience and all have practical experience as practicing lawyers.

Highlights of WSBA Connects
- Available for all WSBA members across the state.
- No cost to the member to use the service.
- Up to three face-to-face individual counseling sessions free of charge for any WSBA member per issue.
- Confidential 24/7 phone access to masters-level clinicians via a toll-free number.
- Customized web access to over 5,000 articles, tip sheets, interactive self-assessments, audio files, video library, live and on-demand webinars, and much more.
- Always confidential.

Since 1987, WSBA has provided a Lawyers Assistance Program promoting the health and well-being of members through a variety of confidential support services ranging from web-based educational materials on self-care topics, to individual and group counseling services for mental health and addiction concerns, to job search and career management services.

These services, available to all members of the Bar, are benefits that can create a positive impact on your personal well-being as well as your practice. For more information about the Lawyers Assistance Program and WSBA Connects, please visit www.wsba.org/connects or call toll-free 1-855-857-WSBA (9722).
Casemaker, a legal research tool offered by WSBA as a free benefit to members, was recently upgraded to include a free mobile app and cite checking, both for individual cases and for all citation within a given document. WSBA’s Casemaker services continue to offer the basic free legal research and CasemakerDigest.

At the center of this powerful new bundle are two new free services: Casecheck+ allows WSBA members to check cases for negative case citation history; and CiteCheck, a service that allows members to upload a brief or memo and have all of the citations in the entire document checked. Red and green thumb indicators show the status of a case, red X’s and green checks show the case status in CiteCheck. You can click the link and go directly to the case where the positive or negative treatment exists.

Both of these services allow WSBA members to quickly see whether there is any later case that negatively affects the case under consideration.

WSBA members continue to receive the CasemakerDigest service which provides you with summaries of state and federal appellate cases categorized by practice area.

- Available within 48 hours of the issuance of the opinion.
- Searchable by area of practice, opinion author, court, and keyword, and linked to the full text of the case in the Casemaker database.
- Can be delivered by RSS feed to your smartphone or your email inbox.

Casemaker Mobile App
Need to install the Casemaker Mobile App on a second device, but no longer have the Reference Code used to register? Simply access Casemaker on your PC or Mac and click the “Mobile Application” link under My Accounts on the Casemaker homepage to retrieve the Reference Code. Each reference code allows registration for up to three mobile devices. The mobile app is free to members.

Casemaker Videos
Casemaker has several demo videos available on the Casemaker website. Click “videos” on the top right of the Casemaker screen and select a video to view. Click on the “Help” tab beside it for the user guide. The videos and user guide are available day and night for those after-hours research help needs.

Find out more about the new Casemaker at www.wsba.org/Resources-and-Services/Casemaker-and-Legal-Research. For Casemaker research assistance, call toll-free 877-659-0801, Monday–Friday, 5 a.m. to 5 p.m., PST. You can also call the WSBA for research or login assistance at 800-945-9722. NWL
A PUZZLING CAREER CHOICE

Art Chung’s path into the legal profession was a traditional one: he was a political science major at Yale University and a graduate of NYU Law School. After graduation, he landed a job at the New York law firm of Simpson Thacher & Bartlett. However, after only 15 months on the job, Chung left law firm life to pursue a career as a writer.

Beginning with a five-week contract as a writer on Who Wants to Be a Millionaire, Chung stayed for the entire prime-time run and then for eight seasons in syndication with host Meredith Vieira. Having worked on a number of well-known trivia programs, Chung is now puzzle editor and puzzle guru for NPR’s trivia program Ask Me Another.

To shed some additional light on his non-traditional career path, Chung answered some questions about what he does, how he got where he is, and why he made some of the decisions that he did.

Tell us about your background and how you ended up in law school.

Art Chung: I’ve always been a writer. I wrote for the school papers in college and in law school. While in law school, I even did some freelance work for Time Out New York. Although I would never have anticipated ending up in a career with puzzles, I was looking through some old school work the other day and found a trivia game that I had written for the school paper back in the fifth grade. So I guess trivia has also been another theme though my life and career.

As far as going to law school, growing up, I also wanted to be a Supreme Court justice — at least, that’s what I thought when I was 10 years old. Graduating from college, I wasn’t sure what to do with myself, but law school was right there, and as a political science major, it seemed to make sense. Also, I was fortunate enough to get into NYU School of Law.

What about your experience in law school and on into the practice of law?

AC: I was certainly interested in law school from an intellectual standpoint and I found it very enjoyable. Surprisingly, even though I had a writing background, I saw that I wasn’t interested in litigation. I didn’t like arguing both sides of an issue and then letting the courts decide. I was much more interested in exploring my side of the argument. Af-
I regularly use my legal writing skills to make sure that I write and think clearly. Also, you wind up getting into arguments that have a very legalistic flavor in trivia. It’s helped me to keep my thinking sharp — and also to win some of those trivia arguments.

How did you decide to leave the law?
AC: Simpson Thacher was a great firm and I had an excellent time, but I realized pretty quickly both that the practice of corporate law, and the traditional practice of law in general, really weren’t for me. There’s the old line that becoming a partner at a law firm is like winning a pie-eating contest and the prize is more pie. I looked into the future and thought, “I do not want to eat that much pie.” So I figured I would just cut my losses.

Around the same time that I concluded that I didn’t want to be a partner, I also realized that I wanted to be a writer. So the question was not if I was going to leave, but when. I was only at Simpson Thacher for 15 months so my transition probably seemed abrupt to some, but it wasn’t for me. I had already been planning to leave for three to six months.

Was leaving scary? I know many lawyers find that to be a difficult transition.
AC: Leaving was a bit intimidating. Of course I was concerned about paying off student loans and how I was going to make a go of being a writer. However, I felt good about my choice to leave because I knew the longer I stayed, the harder it would ultimately be to go. There’s sort of a “golden handcuffs” issue.

More generally, however, I think that lawyers are a particularly risk-averse lot. This is borne out partly in the fact that you went to law school: you worked hard to be able to have the privilege of doing the safer, more conservative, thing. But also in law school and practicing, you hear about all the horrible things that can happen. You’re always supposed to think about all the worst-case scenarios. I think that you’re sort of prevented from looking at the upside of things and taking chances.

So, as you prepared to leave, what were your plans and how did you land?
AC: I was definitely concerned as I prepared to exit the law firm. When I left Simpson Thacher, I took a pay cut of over 50 percent. I moved into a smaller apartment and budgeted in other ways to make sure that I had enough to live on for a while. I was nervous but optimistic that I could find something.

And you did find something.
Yes. Who Wants to Be a Millionaire? started in the summer of 1999 with Regis Philbin as the host. At some point they realized the show had larger potential, so they put out a call in New York for game show writers. To my advantage, there were no game show writers living in New York, and there hadn’t been a game show produced here in decades, so anyone could apply. I applied and I was fortunate enough to be one of the first writers hired on the prime-time show. The funny thing is that when I signed on they said that the contract was for only five weeks; I wound up working there off-and-on for almost 10 years, and it’s led to jobs on other shows, such as Cash Cab, The World Series of Pop Culture, and Stump the Schwab. Currently, I’m the puzzle editor and one of the on-air “puzzle gurus” on the National Public Radio show Ask Me Another.

To date, Who Wants to Be a Millionaire? is probably your most well-known credit. What did that show teach you?
AC: That lawyers like to be on television! We had so many contestants who were lawyers. I think that the reason is twofold: First, lawyers know a lot of trivia and, second, they want to show the world that they know a lot of trivia. And also, lawyers like to complain when they get knocked off the show.

Has your legal training helped you in your professional path and, if so, how?
AC: Absolutely. I regularly use my legal writing skills to make sure that I write and think clearly. Also, you wind up getting into arguments that have a very legalistic flavor in trivia. It’s helped me to keep my thinking sharp — and also to win some of those trivia arguments.

Any advice to lawyers who are interested in becoming writers or game show writers?
AC: If you’re an aspiring writer, I would say to just keep writing. Throughout my time at Yale and in law school, I spent a lot of time writing for the school paper. As I mentioned, when I was in law school, I also wrote for Time Out New York. By the time I was preparing to leave Simpson Thacher, I had a portfolio of written work that I could show to potential employers. Today, you may not even need to seek out opportunities for formal publication — you could just maintain a blog writing about your passion.

Second, take a chance. Lawyers can be too risk-averse. Your training and maybe even temperament make you inclined to see a downside in a lot of choices, but there’s never a perfect time to make the jump.

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THE FIRST THING WE DO

Let's Kill All the Lawyers

BY GARRETT OPPENHEIM

JUST ABOUT EVERYONE HAS HEARD THAT QUOTE AT ONE POINT OR ANOTHER, BUT I IMAGINE VERY FEW PEOPLE ARE AWARE OF ITS ORIGIN. Even though there is not a single word there you didn’t understand, the line was actually penned by none other than William Shakespeare for one of his earliest and lesser-known plays, Henry VI, Part II (Act IV, Scene II, line 73, to be exact). Part II because yes, even 400 years ago, sequels were big business and theatergoers of the Elizabethan era flocked to their English history plays the way we rush out to see the latest superhero movie today — that is to say, in droves.

Taken out of the context of the play (as it always is, because almost no one performs the Henry VI plays anymore), it is an incredibly provocative line of verse and one that has for centuries been used to denigrate the entire legal profession. So did the Bard have some ax to grind with lawyers? Were the lawyers in the Queen’s courts so awful that the general consensus was they should all be killed? Can I really draw such broad conclusions from one line in a play the man wrote when he was 27 years old?

The answers to these questions are: “no,” “probably not” (but this is not a historical research paper, so I can’t say for certain), and “apparently so,” because I just did.

But for a serious examination of what that line really means, we have to start by putting it back into context. The line comes from the mouth of Dick the Butcher, one of the play’s villains, a follower of the rebel leader and would-be usurper utopian king Jack Cade. As Cade expounds on how wonderful life will be in England once he has overthrown King Henry and taken his place on the throne (no more paying for food and booze because it’ll all be on Jack, and making it a felony to not drink to surfeit), Dick tosses this out as one of his own suggestions, one that the dastardly Cade readily accepts. Based on the fact that it’s a pair of villains attempting to overturn their world order who suggest killing all the lawyers, I think it’s fair to say Shakespeare was not himself endorsing this radical position!

In the accepted Shakespearean canon of 38 plays, there are a handful of trial sequences (King Henry V’s condemnation of the traitorous lords in Act II, Scene II of the play bearing his name, Leontes’ sham criminal trial against his wife Hermione for her imagined adultery in Act III, Scene II of The Winter’s Tale, and the mad Lear’s imagined arraignment of his two rebel daughters in King Lear, Act III, Scene VI spring to mind), but the most famous is certainly that in Act IV, Scene I of The Merchant of Venice, wherein the Jewish moneylender Shylock has his day in court to acquire the pound of Antonio’s flesh that he is owed for the latter’s failure to pay back a loan he defaulted on.

There is a very interesting discrepancy between the trials in Henry V and
The Winter’s Tale, on the one hand, and that in The Merchant of Venice on the other. In the first two, there are no lawyers present when the two kings condemn the defendants, while in the latter case, Antonio has legal assistance in the form of his friend Bassanio’s new wife, Portia (in the guise of a young man, because in Shakespeare’s time, it would of course have been preposterous for a woman to have been a lawyer), whose mastery of legal technicalities impresses even the presiding duke, who had feared all hope for his friend Antonio lost.

Perhaps it is indicative of Shakespeare’s true feelings about lawyers that while the lords of Henry V and Queen Hermione lose their respective trials without due process or proper respect for their rights, the help of a lawyer is instrumental to Antonio’s vindication and the utter ruin of his tormenter Shylock (we also must remember that while it looks like “The Tragedy of Shylock” to modern eyes, this play was a comedy in which he was the villain, such that 400 years ago, the audience would have felt immense joy upon the confiscation of his property and forced conversion to Christianity).

So while the sentiment to kill all lawyers is one that has probably been expressed on more than one occasion, its original author put it into the mouth of a villainous knave who wanted no part of ordered society and I believe Shakespeare would not have personally endorsed such a sentiment.

Taken out of the context of the play (as it always is because almost no one performs the Henry VI plays anymore), it is an incredibly provocative line of verse and one that has for centuries been used to denigrate the entire legal profession. So did the Bard have some ax to grind with lawyers?

### Do your clients hesitate to open mail from their Wealth Advisor?

"...we’re sorry, you no longer meet our minimum requirements."

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**Garrett Oppenheim**

Garrett Oppenheim is an attorney with passions for international human rights law, cinema, and hockey, especially his beloved Los Angeles Kings. He works at K&L Gates in Seattle and is also an author. He can be reached at garrettoppenheim@gmail.com.
CHARITY BEGINS AT HOME, AND SO MUST PRO BONO LEGAL WORK. So when it came time for my 95-year-old mother to do her federal tax return, I stepped up to the plate to do it on her behalf.

My own law practice requires the expertise of a seasoned CPA to sort out and apply the frequently changing rules and rulings, the special schedules for this type of loss and that type of revenue, the depreciation of whatever, and the myriad expenses of running a law firm business.

By contrast, my nonagenarian mother’s only income comes from Social Security and survivor’s benefits paid from my deceased father’s military and government service pensions, and she is mighty grateful for them. She has no savings to speak of and no investment income, owns no real estate, no stocks, and no bonds. She lives in a nursing home where medical expenses are paid by Medicare and Tricare, while her co-pay living expenses consume the better part of her retirement checks.

So how difficult could it be to prepare her tax return? A piece of cake, I thought. A slice of pie. A walk in the park. Any lawyer — even a non-tax attorney such as myself — could handle this with ease. What could possibly go wrong?

So I downloaded the forms and slogged through the 217-page, 2.7 MB PDF “Instruction Manual” for the 2012 1040 tax return. After much time, some serious eyestrain, lots of yellow highlighting, and sticky yellow flags and penciled arrows connecting this subsection with that subsection, some calculations and additions and subtractions and multiplications, and more additions and subtractions, and looking up this chart and that chart and cross-checking this with that, I reached, with some degree of lawyerly confidence, the correct amount of taxes my Medicare mother owed: a whopping $149.

“That’s good,” said my mother, who considers this a lot of money and, actuated by her Great Depression notions of good government, actually wants to pay taxes. Her contribution would help those who need help, she told me... and also help support armed drone attacks in Pakistan, NSA telecom surveillance, bank bailouts on Wall Street, and weapons shipments to Syria, I mused silently to myself.

So she signed the tax return, I prepared the check for her, and sent her money off to the Internal Revenue Service well before the due date of April 15.

Three weeks later, “The Service” (as the IRS calls itself) responded. The Service, it wrote in a letter that appeared to have popped out of an early computer-age dot-matrix printer, believed that my mother had more income than reported on the Form 1040, and that she owed another $484, payable within 14 days. She could 1) pay the additional money, 2) request an audit, subject to interest and late-payment penalties, or 3) call a...
So how difficult could it be to prepare her tax return? A piece of cake, I thought. A slice of pie. A walk in the park. Any lawyer — even a non-tax attorney such as myself — could handle this with ease. What could possibly go wrong?

toll-free number for more information.

More income than reported? What warranted this extra IRS scrutiny? Was my 95-year-old mother moonlighting selling drugs from her wheelchair at her nursing home? Was my totally apolitical mother organizing an AARP- Herbal Tea Party chapter that supported Social Security and free immigration? Was she running an Internet spoof and spam racket out of Nigeria?

I am a lawyer, I thought. I can sort this out.

So I opened Door No. 3 and called the IRS toll-free number.

I sat on hold for 40 minutes.

The on-hold “elevator music” was very cheerful and uplifting, a mellifluous mishmash of Richard Strauss, John Philip Sousa, and Mantovani’s 100 reverberating violins. I have noticed that there is usually a strong and inverse correlation between the angst you are likely to experience calling some omnipotent government agency or megateleentertainment corporation and the inspirational nature of their hold music. Psychologists must have a hand in this, like painting prison walls pink or hanging happy pictures on the walls of your periodontist’s office. I was genuinely soothed as I listened to the melody that repeated every 90 seconds (punctuated by occasional reminders that my call would be answered in the order received and that my inquiry was truly important to the IRS) until after the thirtieth or so repetition of the soupy song (now permanently etched into the gray matter of my cerebral cortex), I began to fidget with the handset and snap the points off my pencils.

But, at last, a friendly voice came on the line and asked me for my CAF number.

“My what?” I asked.

“Your CAF number. The Service assigns you a CAF number if you are representing a taxpayer other than yourself.”

“Well,” I said, “I don’t have a CAF number, so can you please give me one?”

“Never mind,” said the friendly voice. “Do you have authority to speak on your mother’s behalf?”

“I most certainly do,” I said. “It says right on her tax return that I, her son, was authorized to speak to the IRS for her.”

“Then what is your PIN number?” the friendly voice challenged me.

“My what?”

“Your PIN number. Do you see the PIN number on your mother’s tax return where she authorized you to be her representative?”

“I’m looking at a copy of her tax return right now,” I said. “There is no So how difficult could it be to prepare her tax return? A piece of cake, I thought. A slice of pie. A walk in the park. Any lawyer — even a non-tax attorney such as myself — could handle this with ease. What could possibly go wrong?
Family law is not an oxymoron.

Parentage of M.F., 168 Wn.2d 528 (2010).

contact Catherine Smith or Valerie Villacin
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above that line it says that if you are a family member of the taxpayer, then in the box for ‘title,’ instead of writing ‘lawyer’ or ‘guardian,’ or ‘accountant,’ you should fill in what your relationship is to the taxpayer.”

I protest: “I have four pairs of glasses, one for reading, one for the computer, one for ordinary walking-about, and prescription sunglasses. I don’t always see very teeny-tiny print.”

“I’m sorry, we can’t give you optometry advice. You’ll have to talk to your optician.”

“So I should have filled in ‘son’ as my title?”

“I’m sorry, we can’t give you legal advice, either. You’ll have to talk to a lawyer.”

“I am a lawyer! Can you just write in ‘son’ so we can get on with this?”

“I’m sorry, sir, but we cannot do that for you. You’ll have to fill in the form properly and resubmit it.”

Call over.

So I fill in “son” as my “title,” have my mother re-sign it and re-fax the official power of attorney to the IRS. I call the next day.

I am on hold for two hours. I put on the speaker phone and listen to the mellifluous loop of Strauss, Sousa, and Mantovani’s one hundred reverberating violins. Do they torment people like this at Guantanamo? I wondered. At last, I get a sympathetic voice who will talk to me.

“What is the problem?” the sympathetic voice asks.

I had almost forgotten! “Oh, yes, the problem is that the IRS says my 95-year-old mother has more income than she reported resulting in a tax deficiency of $484. I am trying to figure out where the extra income supposedly comes from.”

“One moment, please,” said the sympathetic voice. Which stretched into many moments, then minutes, then a half-hour. I communed with my old friends, Messrs. Strauss, Sousa, and Mantovani.

“Are you still there?”

“Yes, I am still here. I am now very weary, weary, weary.”

“Well, we have the answer . . . the Service, it seems . . . has determined that . . . your mother has . . . more income than she reported on her form 1040.”

“I got that,” I replied, “that’s what the letter says. The question is: How? Why? What additional income? Where does this income supposedly come from?”
“We don’t know, sir. All we know is that is what the Service has determined.”

For a moment, just a moment, time stood still. An historical newsreel scrolled across my mind’s eye: Argentine mothers banging pots and pans in Buenos Aires; Spanish Indignados in Madrid; Greeks striking in Athens; bankrupted Cypriots pulling their hair out; mutiny on the Potemkin; Turks protesting in Istanbul; Italians demonstrating in Rome; Joe Stack, Joe Hill, Toussaint Louverture, Wat Tyler, Thomas Müntzer; the Long March; storming the Bastille; the Jacquerie, Levellers, Diggers, and Occupiers; Pink Floyd—The Wall; Charlie Brown hanging his cartoon head in resignation. And then the moment passed.

Call over.

Duly humbled, I paid the extra money from my mother’s small bank account. It was probably owed, anyway, I reasoned. The Service was probably right. It was undoubtedly my own mistake and my 95-year-old nursing home mother certainly owed more than the combined income taxes paid by Verizon, General Electric, and Boeing.

Lawyers live by the rule of law and die by the law of rules.

Patience and frustration, divination, and incantation are the DNA of our profession. But I doff my hat to the tax druids who treat regularly with a code more mysterious than any novel Dan Brown could write and a process more inscrutable than most lawyers, let alone most laypeople, should have to experience.

Like Orpheus returned from Hell, I returned to the practice of law I know — my cubbyhole of ordinary knotty problems in contract law, business disputes, litigation, real estate, and real live people. And no more, not even for my 95-year-old mother, will I delve deep into the dark art of taxes. NWL
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One day while sitting at a “top 10” pub in Coeur d’Alene, I mentioned to a couple of my very close “lawyer friends” (really, they are even closer than that) and my wife that I was trying to serve the WSBA by being on the Editorial Advisory Committee (EAC) and had adopted the Top 10 list as my pet project. The two friends were Tara Jalali (now Tara Malek), a serving deputy prosecutor, and Luke Malek, a former deputy prosecutor — former because he was elected to the Idaho State Legislature and is now in private practice. My wife, Jane Kelley, is a professor at Washington State University. Therefore, I was without a doubt the weak link in the group. Tara suggested a “top 10” list of what every trial notebook needs, and we ran with it.

There is an old adage about jury trials, that is, a jury trial is really three trials: The one you plan, the one you have, and the one you remember. Keeping those three as close to the same as possible, combined with a favorable verdict, is the essence of good trial work. In the group at the pub that fateful night, the three of us that are lawyers are all trial lawyers, and all three of us have taken numerous cases to jury verdict. After another pint or two, we came up with the “Top 10 Things You Need in Your Trial Notebook.” Jane demanded inclusion after having pointed out that (one) she paid for the beer and (two) running an academic committee meeting has some of the same issues as a jury trial, the most significant being trying to get 12 people to agree with you and to pay attention to you while you do that.

Trial preparation can be daunting, especially if you only do one or two trials a year. Hopefully, this top-10 list helps to peel away some of the layers surrounding trial prep.

1. Jury spreadsheet
The process is called *voir dire*, which is French, not English, and therefore very little is understood about it other than it sounds chic (also a French word). Apparently there are no words in English that truly describe *voir dire*, so the action of picking a jury must be left to the Napoleonic Code and its vernacular. Not only is the term in a foreign language, but the English vernacular is wrong as well. Take “picking the jury” — we don’t get to pick the members of our jury, we get to pick who are not the members of our jury, thereby making the organizational aspects of the process even more important. We keep track of who said what, i.e., who answered our questions in such a way that we don’t want them to have the opportunity to answer the “guilty or not guilty” or the “liable or not liable” question. Culling out who we do not want is more than indispensable, it is necessary for a successful trial. Trial lawyers need to have a system of evaluating and keeping track of the prospective jurors, so when it comes time to disqualify them, you get rid of who you want to, and not get rid of someone you wanted to keep.

2. Voir dire questions
Keeping track of potential jurors is one thing, but if you don’t ask the right questions, then you don’t know who to send packing with a “thanks for serving your civic duty” from the judge. A quick web search on most any legal topic can get you some questions, and that can be a start. Nevertheless, the ideal questions certainly need to be tweaked to your specific fact pattern.

3. Supplies
At every trial we need yellow pads, pens, whiteboard markers, etc., but there will also be some items that are specific to each trial: things that might be considered supplies because they are exhibits, but won’t be admitted into evidence. For example, at a DUI trial the defense attorney may need a Hot Wheels car and cardboard road to make the officer show exactly how the defendant was “swerving.” A soft-tissue rear-end type injury has to have the plastic spine on the big chrome hook.
4. Tech checklist
Most judges and juries expect at least some technology: of course, some more than others. Here is where you must customize the checklist for each courtroom. Some have Internet, whereas at others you will need your “air card.” Some courtrooms have large-screen TVs that you can wire into, while in others you will need to bring your own projector and screen. For those of us who practice in different courthouses, a quick phone call to the court when putting the checklist in order is necessary. The courthouse staff wants things to go smoothly and tend to be very helpful.
However, it can’t stop there; you (not your staff!) must do a dry run on all technology 24 hours before you need it. For example, if you are going to show a video on the Thursday of a week-long trial, it means you will need to stay after on Wednesday and go through the technological steps just as if the 12 folks were sitting in their chairs in the box.

5. Protein and mints
Trial is intense — all your senses are in overdrive for much of the time. Everything is “cranked up a notch.” You burn calories, your mouth dries out, you need to whisper to your client. All this equates to: have a “snack pack” with you at the table. Carbs make you sleepy. Sugars make you spike. You need protein and liquids, and of course, the mints.

6. Subpoenas
A “tab” in the notebook with copies of all the subpoenas is needed. Not a big showy tab, just where you can go to find who was told to be there, and be able to show the Court if necessary.

7. Exhibit list
Sure, your exhibits have their own binder, but you need a list in the trial notebook with a spreadsheet similar to the one for your jury selection tab. You may not always use every exhibit you bring to trial, but you need to be sure that you actually use some of them. Further, sometimes the flow of the trial doesn’t go the way you planned, and exhibits aren’t always admitted in the order you think they will be. You must have a place to keep track of where your numbers or letters are the same as the clerk’s.

8. Exhibits
An 8” x 10” photo version of your exhibits should also be in the trial notebook. First, it gives you a spare for the proverbial “just in case.” Second, it gives you an organized place that is not off to the side, or behind the witness stand, or wherever the four-foot-tall plastic spine ended up.

9. Bulleted elements
A one-page, large-font bulleted list of the elements (prosecutors point out all of them, including “in the State of Washington”) is necessary. It is not a bad idea to put in some notes to yourself regarding all of the elements. Further, it’s not a bad idea to put down in sub-bullets (on a different page, of course) about how you are going to prove each element.

10. Witness list
Somewhere near the subpoenas, but on its own, you can keep the witness lists. You can have two lists, “theirs” and “ours.” Alternatively, you can have one list with delineations. Either way, it is helpful to just have a simple list of names with who the jury is going to be listening to.

The key to good trial preparation is organization. I hope these top 10 items will make the trial you plan, the one you have, and the one you remember be equally successful.
A New Ethics Regime
The Committee on Professional Ethics

by Mario Cava

When the WSBA Board of Governors sunsetting the Rules of Professional Conduct (RPC) Committee, it enlisted a team of experienced ethics attorneys to reevaluate how the WSBA delivers services traditionally offered by the RPC Committee and to conceive of a new way to provide these services. This research culminated in a proposal to the Board of Governors, both in terms of who will offer these services and what services will be offered. The sunset of the RPC Committee has ushered in a new ethics regime: the Committee on Professional Ethics (CPE).

The CPE evolved from the extensive work performed by the RPC Committee Review Work Group (Work Group), which was formed during the winding down of the RPC Committee. The Work Group included former Governor Marc Silverman as well as Stephanie L. Bloomfield, Karen E. Boxx, David M. Byers, J. Donald Curran, Mark J. Fucile, Arthur J. Lachman, and Thomas A. Waite. All members of the Work Group have served on the former RPC Committee and four have chaired the RPC Committee. Governor Gerald J. Moberg served as Board liaison to the group.

Originally, the RPC Committee offered two kinds of opinions, which were then submitted to the Board for approval: “Informal Opinions” and more extensive “Formal Opinions.” The RPC Committee, with approval of the Board, eliminated these distinctions and instead provided only the more extensive advisory opinions on ethics questions presented by WSBA members. These advisory opinions took the form of memoranda or letters to the inquiring attorneys. Typically, the advisory opinions involved more narrow questions presented by the lawyers or occasionally addressed issues that impacted the membership at large. Over time, advisory opinions took on a greater depth and scope, and they are still published on the WSBA website as a resource for lawyers. Meanwhile, practicing lawyers increasingly avail themselves of the Ethics Line for everyday ethics questions.

The WSBA Board of Governors and executive director observed how the RPC Committee provided this advisory service. The Work Group’s work examined this role carefully when developing its recommendations to the Board. It surveyed analogous ethics advisory groups throughout the United States and proposed that the CPE’s work build upon its predecessors’ practices and refocus the group’s efforts. To address this task, the Work Group divided into two subcommittees, including 1) a Membership Criteria Subcommittee to assess the qualifications that a CPE member should possess; and 2) an Operating Procedures Subcommittee to determine the method by which advisory opinions should be generated, in addition to proposed rule changes or other work performed by the CPE.

The Work Group proposed a smaller, leaner advisory group comprised of only nine members, including the chair. The CPE includes lawyers with their fingers on the pulse of current ethics issues, which occupy the profession going forward. Its members also serve slightly longer terms: A proposed change in the Rules of Procedure allows them to serve three-year terms, and they may also serve a second term for another three years. In the past, only licensed members of the WSBA were allowed to serve on committees. An amendment to the Bylaws now enables law school faculty to serve on the CPE, even if they are not currently licensed to practice law in the State of Washington.

While the former RPC Committee’s agenda was driven largely by inquiries from WSBA members, the CPE has broader discretion to set its own agenda. The CPE reviews requests for advisory opinions statewide and renders targeted decisions about the needs of the WSBA that require an extensive review. This approach reflects a significant departure from tradition because the CPE may draft an advisory opinion even without receiving an ethical inquiry. While lawyers may still submit written queries, the CPE maintains the discretion to answer, or not to answer, them in the context of more far-reaching analyses to better serve its mission. The CPE explores issues it deems best to receive analytical treatment, and takes the lead in assessing and proposing amendments and comments to the RPCs.

The CPE adopts a comprehensive view and pulls together the salient issues that cannot be drawn just from questions submitted for their review or the more immediate questions presented to Ethics Line, which remains intact. The primary means of providing prompt ethics guidance to members is still robust and well-used by attorneys in diverse practice areas.
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The Ethics Line continues to answer everyday questions from lawyers facing ethics dilemmas, and attorneys who respond to the Ethics Line continue to seek guidance from the advisory opinions. Members call the Ethics Line from all over the state with a variety of questions, some of which can be answered quickly, but others require deeper study and a longer-term view of the impact on lawyers through the state in different practice areas. Professional Responsibility Counsel may identify trending ethics topics that merit a more extensive review by the CPE and bring issues to the CPE not previously addressed in an advisory opinion. If appropriate, the CPE may exercise its discretion to answer this need.

Ultimately, the Board designed the CPE to offer WSBA members deeply studied, scholarly ethics advisory opinions in areas of great importance on pressing topics of the day. For example, more recent RPC Committee advisory opinions have addressed topics such as the ethics of cloud computing, metadata, and other cutting-edge issues. The CPE will confront similar topics as they arise in greater depth. CPE members may also draw on the expertise of the greater WSBA membership or experts in other disciplines when drafting advisory opinions on areas that require specialized training or technical knowledge.

The Board of Governors appointed the following members to the CPE: Thomas R. Andrews, Mark J. Fucile, Anne I. Seidel, Natalie M. Cain, Colbin Folawn, Kevin H. Michels, Peter R. Jarvis, Sumeer Singla, and Henry (Ted) E. Stiles. Susan J. Shulenberger, and Noah Weil were selected as CPE Alternates.

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For a variety of reasons, law firm client files are being subpoenaed by third parties more often than in years past. The rare occasions when files were subpoenaed in the past usually involved will contests or tax matters. That’s still true, but the areas in which files are subpoenaed have expanded to include business disputes involving current and former law firm clients and a broader range of government investigating agencies. Sometimes the firm is still doing work for the client involved, but often it is not. In this column, we’ll look at both the ethical duties and practical solutions available to a law firm when confronted with a third-party subpoena seeking the firm’s file relating to work performed for a current or former client. Although our focus will be on subpoenas for file materials, the same general considerations apply to associated testimony.

Ethical Duties

Under RPC 1.6(a), lawyers have a strict duty of confidentiality covering “information relating to the representation of a client[.]” Comment 19 to RPC 1.6 emphasizes the broad sweep of this phrase:

The phrase “information relating to the representation” should be interpreted broadly. The “information” protected by this Rule includes, but is not necessarily limited to, confidences and secrets. “Confidence” refers to information protected by the attorney-client privilege under applicable law, and “secret” refers to other information gained in the professional relationship that the client has requested be held inviolate or the disclosure of which would be embarrassing or would be likely to be detrimental to the client.

Our duty of confidentiality continues beyond the end of an attorney-client relationship. In fact, both the Washington and U.S. supreme courts have held that the attorney-client privilege survives even the death of a client in, respectively, Martin v. Shaen, 22 Wn.2d 505, 511, 156 P.2d 681 (1945), and Swidler & Berlin v. United States, 524 U.S. 399, 403-11, 118 S.Ct. 2081, 141 L. Ed.2d 379 (1998). The U.S. Supreme Court in Upjohn v. United States, 449 U.S. 383, 397-402, 101 S.Ct. 677, 66 L. Ed.2d 584 (1981), also found that work product — particularly an attorney’s mental impressions — is accorded very broad protection in the face of a third-party subpoena and transcends the particular matter for which the work product was generated. WSBA Advisory Opinion 175, originally issued in 1982 and updated in 2009, reaches the same conclusion on the broader duty of confidentiality under RPC 1.6 that embraces both the attorney-client privilege and work product.

The duty of confidentiality is not simply an obligation to “remain silent.” Rather, it also includes an affirmative duty to protect client confidentiality, or, as the leading ABA formal ethics opinion on file subpoenas (94-385) puts it (at 2), a lawyer should not be a “passive bystander to attempts . . . to examine her files or records.” In the context of file subpoenas, Comment 13 to RPC 1.6 counsels that a lawyer has a duty (absent the client’s consent to release the information, which, if given, should be confirmed in writing) to “assert on behalf of the client all nonfrivolous claims that the information sought is protected against disclosure by the attorney-client privilege or other applicable law.” If a trial court orders production notwithstanding the lawyer’s good faith assertion of privilege, then RPC 1.6(b)(6) generally allows the lawyer to comply unless, after consulting with the client, the client directs the lawyer to appeal (and an appeal would not be frivolous).
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Because Washington’s federal district courts use the Washington RPCs as their professional rules (under, respectively, LCR 83.3(a)(2) in the Western District and LR 83.3(a) in the Eastern District), the Washington RPCs govern the ethical component of file subpoenas in either state or federal court.

**Practical Solutions**

In many situations, it may be possible to negotiate with the third party who issued the subpoena to narrow its scope so the law firm can comply short of a court order. For example, it may be possible to produce information that has become “public” since a representation was concluded while preserving information that remains confidential. Any solution should be discussed thoroughly with the client and the client’s approval should be documented in writing.

If the client affected (current or former) declines to consent (or can’t, such as a deceased client) and a resolution can’t be negotiated with the party who issued the subpoena, however, then CR 45(c) and FRCP 45(c) provide avenues for seeking court intervention. CR 45(c) and its federal counterpart both permit an informal written objection to a document subpoena (which then requires the issuing party to file a motion to compel if the issuer wishes to pursue the documents notwithstanding the objection) and a more formal motion to quash. *Eugster v. City of Spokane*, 121 Wn. App. 799, 91 P.3d 117 (2004), discusses the state rule and S.E.C. v. CMKM Diamonds, Inc., 656 F.3d 829 (9th Cir. 2011), summarizes the federal rule. If the court is not able to resolve the application of privilege on the basis of a log or other description in the briefing, both Washington law (see, e.g., *VersusLaw, Inc. v. Stoel Rives LLP*, 127 Wn. App. 309, 111 P.3d 866 (2005), rev. denied, 156 Wn.2d 1008, 132 P.3d 147 (2006), and federal procedure (see, e.g., *Grasmueck v. Ogden Murphy Wallace, P.L.L.C.*, 213 F.R.D. 567, 569 (W.D. Wash. 2003)), permit in camera review (without the in camera review itself constituting a waiver of privilege).

As noted, a lawyer or firm is generally allowed to reveal otherwise confidential information in response to a court order. If the client directs an appeal and an appeal would not be frivolous, then Comment 13 to RPC 1.6 again counsels that an appeal should be pursued. The most practical appellate avenues are discretionary review in state court (see *Dana v. Piper*, 173 Wn. App. 761, 295 P.3d 305 (2013)) and mandamus in federal court (see *Mohawk Industries, Inc. v. Carpenter*, 558 U.S. 100, 130 S.Ct. 599, 175 L.3d2d 458 (2009)). Both remedies are granted sparingly by the appellate courts. As a practical matter, therefore, a trial court’s decision on the scope of discovery allowed on a file subpoena will usually be the last word.

With either a negotiated or litigated resolution, it is common for the lawyer or law firm subpoenaed to work with the client’s current counsel in the matter that generated the subpoena. The ultimate responsibility for protecting the confidentiality of the information sought, however, remains with the firm whose file is subject to the subpoena.

On a final note for lawyers seeking files in other jurisdictions or advising...
out-of-state counsel in Washington matters, Washington’s version of RPC 1.6(b)(6) differs in a principal respect from its ABA Model Rule counterpart. Washington only allows disclosure in response to a court order while many other jurisdictions allow production in response either to a court order or “other law.” When Washington’s RPCs last underwent major amendment in 2006, the Supreme Court opted not to include the “other law” exception. As Comment 24 to RPC 1.6 explains, the Supreme Court found that in light of the central role confidentiality plays in our duties as lawyers, decisions in this regard should be made by courts: “Limiting the exception to compliance with a court order protects the client’s interest in maintaining confidentiality while insuring that any determination about the legal necessity of revealing confidential information will be made by a court.” This approach has the practical benefit to lawyers of taking discretion out of the range of options and leaving it with either the client or the courts. In either event, lawyers will not usually be “second-guessed” later — as long as they have fully advised their clients who granted consent and appropriately briefed the issues if the matter is litigated.

Summing Up

A file subpoena almost always puts a law firm in a very uncomfortable position. Most lawyers have a visceral understanding of the duty of confidentiality and are keenly aware of our responsibility for meeting that duty. At the same time, both the RPCs and the accompanying procedural rules offer clear guidance in how to handle those times we may find ourselves in the cross-fire of a file subpoena.

Mark Fucile, of Fucile & Reising LLP, handles professional responsibility, regulatory, and attorney-client privilege matters and law-firm-related litigation for lawyers, law firms, and legal departments throughout the Northwest. He can be reached at 503-224-4895 and mark@frllp.com.
WSBA Board of Governors Meeting
Sept. 26–27, 2013
Seattle

BY MICHAEL HEATHERLY

At its regular meeting on Sept. 26 and 27, 2013, in Seattle, the WSBA Board of Governors approved the fiscal year 2014 budget and extended the current $325 active-member license fee through fiscal year 2015. The Board also voted to maintain a moratorium on staff travel to Arizona and approved a set of strategic goals for 2013–15.

Budget and License Fee
The Board voted to approve the 2014 budget as recommended by the Budget and Audit Committee at the July board meeting. The budget projects $14,562,325 in general fund revenue and $16,562,814 in expenses. The resulting projected net loss of $2,000,489 will require spending into the association’s reserves. Spending into reserves has been anticipated by the staff and Board following the 2012 member referendum to reduce license fees. Reserves are expected to hold out through fiscal year 2015, after which they will be perilously low unless further spending cuts, a fee increase, or both are enacted. Meanwhile, the Board voted to maintain the active-member fee at the post-referendum level of $325 for fiscal year 2015. They had previously voted to maintain the $325 fee for 2014. Compared with the fiscal 2013 budget, the 2014 budget projects $575,204 less in revenue and $968,726 more in total expenses.

Nappi reported that the program has 42 active hearing officers but likely will require more in the near future. Conducting more frequent mediations, as provided for by new amendments to the rules for Enforcement of Lawyer Conduct, will increase the demand for hearing officers…

Cover certain costs of the Washington Leadership Institute plus a contribution of up to $80,000 more to match cash donations to the Institute raised by the University of Washington School of Law in 2014. The Institute, which develops leadership skills of a group of promising early career bar members each year, was established by WSBA but is now administered by the law school. At the September meeting, the Board voted to consider an additional WLI contribution in fiscal 2015, but rejected a proposal to guarantee the $80,000 for 2014 rather than make it contingent on the law school’s securing like amounts from other donors.

WSBA Travel Policy
The Board rejected a proposal to lift a moratorium on staff travel to Arizona and gave the WSBA executive director discretion on whether to allow staff travel to other states based on the states’ immigration-related laws and policies. The action was in follow-up to a 2010 Board decision to impose the moratorium on travel to Arizona after that state imposed highly restrictive immigration-control measures; despite the moratorium, the executive director has authority to permit such travel if it relates to a core function of the Bar. As some of those measures have been overturned by the courts, the Board considered a proposal to lift the moratorium while also giving the WSBA executive director discretion to decide whether to allow travel to Arizona or other states, taking into account their immigration laws and policies.

In debate at the September meeting, Board members pointed out that some Arizona state officials are defiant of the court decisions overturning some of the most restrictive parts of the statute. Accordingly, it would be inappropriate to remove the moratorium, they argued. Ultimately, the Board approved a compromise in which the Arizona mor-
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Legal Foundation of Washington
The Board heard the annual report from the Legal Foundation of Washington and LAW Fund, which conduct the annual Campaign for Equal Justice fundraising effort. In the past year, the fund raised approximately $1.5 million, which will be used to help provide access to the civil justice system for Washington residents who cannot afford the full cost of legal representation. The foundation presented a plaque to outgoing WSBA President Michele Radosevich acknowledging the 100 percent participation in the Campaign by the WSBA’s Board of Governors members.

Washington State Bar Foundation
The Board conducted the annual meeting of the Washington State Bar Foundation, the WSBA’s fundraising entity. The Foundation has approved a grant of $275,136 to the WSBA for fiscal 2014, a significant increase from the $110,000 grant in 2013, the first it had made. The Foundation supports WSBA programs that “promote diversity within the legal profession and enhance the public’s access to, and understanding of, the justice system.” The Board also approved a 15-member Board of Trustees to guide the Foundation for the coming year.

Diversity Matters
The Board completed the merger of two former committees into a new unified entity to be known as the WSBA Diversity Committee. The new committee was formed by a previously approved merger of the Committee for Diversity and the Board of Governors Diversity Committee, which had similar goals and somewhat overlapping duties. Members of the new committee will include both Board members and WSBA at-large members.

Committee on Committees
The Board approved a set of recommendations submitted by the Committee on Committees, which reviews the work of all the other committees of the Board and recommends changes as necessary. Among the new recommendations adopted by the Board are a change of the committee’s name to the Committee on WSBA Mission Performance and Review; a process in which the Board annually affirms or revises its assignment to each committee; continuing support of the Council on Public Defense; refocusing of the Practice of Law Board to outreach and education of consumers, lawyers, and perpetrators regarding unauthorized practice of law; review of the Continuing Legal Education Committee’s work in the coming year in light of the CLE program’s transition to a new model for planning its programming; review of the Court Rules Committee to provide occasional ad hoc rules review; and instructing the Law Clerk Board to consider potentially more cost-effective ways to achieve the program’s goals, perhaps including a needs-based fee structure.
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Congratulations to the 727 candidates who passed the bar exam administered in July 2013. Of the 857 candidates who took the exam, 84.8 percent passed.

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<td>Behar, Samuel ben, Cameron, MT</td>
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<tr>
<td>Belle, Jessica Marie, Seattle</td>
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<td>Belvill, Sara Christine, Puyallup</td>
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<td>Benfield, Morgan, Seattle</td>
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<td>Bercier, Caroline, Seattle</td>
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<td>Berg, Peter James, Yokota</td>
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<td>Berman Lovell, Elizabeth Marie, Seattle</td>
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<td>Bernard, Laurah Christine, Bothell</td>
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<td>Bertram, Jennifer Bailey, Seattle</td>
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<td>Biesheuvel, Michael Lee, Seattle</td>
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<td>Billick, Timothy John, Seattle</td>
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<td>Bingham, James Nathan, Seattle</td>
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<td>Black Horse, Bree Renee, Seattle</td>
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<td>Blair, Nicole Antoinette, Oak Harbor</td>
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<td>Bleek, Ryan, Roslindale, MA</td>
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<td>Blum, Bryce Clifford, Seattle</td>
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<td>Boelens, Rosemary Dolores Kent</td>
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<td>Boling, James Douglas, Seattle</td>
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<td>Bormann, Kalin George, Tacoma</td>
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<td>Bowen, Kingston David, Seattle</td>
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<td>Boyle, Scott Gardner, Kennewick</td>
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<td>Boyer, Bjorn E., Springfield, OR</td>
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<td>Boyer, James Marcus, Sunnyvale, CA</td>
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<td>Brady, Mark V., Tacoma</td>
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<td>Brandon, Lindsay Scott, Seattle</td>
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<td>Brecher, Aaron Paul, Gig Harbor</td>
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<td>Brocato, Charles James, Spokane</td>
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<td>Brothers, Chanele Nine, Redmond</td>
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<td>Brown, Michael, Seattle</td>
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<td>Burnham, Jesse Lee, Bonney Lake</td>
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<td>Burns, Aubony Gail, Seattle</td>
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<td>Bushyhead, Joseph James, Salt Lake City, UT</td>
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<td>Cadousteau, Brian Terri, Seattle</td>
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<td>Cai, Charlie, Bellevue</td>
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<td>Campbell, Timothy Hall, Seattle</td>
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<td>Carlson, Bradly Adam, Lubbock, TX</td>
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<td>Carlson, Christian August, Dunwoody, GA</td>
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<td>Carlson, Sonja, Seattle</td>
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<td>Carlson, Susanna, Chevy Chase, MD</td>
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<td>Carpenetti, Lia, Anchorage, AK</td>
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<td>Carroll, Charles Joseph, Seattle</td>
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<td>Carsley, Nicole Cassie, Seattle</td>
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<td>Casey, Christopher Marshall, Port Angeles</td>
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<td>Castle, Ryan Christopher, Seattle</td>
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<td>Chambers, Adam Joseph, Liberty Lake</td>
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<td>Chiam, Arthur, Seattle</td>
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<td>Christensen, Richard Vronick, Lakeboy</td>
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<td>Close, Andrea Maurine, Spokane</td>
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<td>Cole, Isabel Anne Munat, Federal Way</td>
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<td>Connell, Erik, Seattle</td>
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<td>Constantino-Wallace, Rachel Elizabeth, Bow</td>
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<td>Conte, Alison Elyse, Sommornish</td>
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<td>Cooley, Christopher Ryan, Puyallup</td>
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<td>Cooney, Tamarae Alianini, Wendel, Spokane</td>
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<td>Copenhagen, Elliot Charles, Seattle</td>
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<td>Corey-Boulet, Warren Joseph, Topeka</td>
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<td>Cox, Sarah, Kirkland</td>
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<td>Coyle, Briana Maria, Sunny, UT</td>
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<td>Craig, Skyler Lee, Seattle</td>
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<td>Curry, Stephanie Ruth, Seattle</td>
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<td>D'Abreau, Christopher Ryan, Seattle</td>
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<td>Davis, Alicia, Portland, OR</td>
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<td>Davis, Bryson Elliot, Portland, OR</td>
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<td>Davis, Jason Arlan, Seattle</td>
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<td>De La Cruz, Alexis Marie, Seattle</td>
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<td>Deal, Anna Devin, Brighton, MA</td>
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<td>Dean, Timothy Franklin-Johnson, Tukwila</td>
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<td>Deane, Shawna Marie, Bellevue</td>
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<td>Dec, Paul Robert, Spokane</td>
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<td>Dunham, Aaron Decker, Spokane Valley</td>
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<td>Everett, Samantha, Bainbridge Island</td>
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<td>Fabbish, Patrick Luke, North Bend</td>
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<td>Fagnano, Nicholas J., Akron</td>
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<td>Fan, Xiaoou, Topeka, KS</td>
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<td>Fandrich, Elise Marie, Seattle</td>
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<td>Farmer, Jeffrey, Boulder, CO</td>
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<td>Faulkner, Jennelle Nicole, Seattle</td>
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</tbody>
</table>
2013 Summer Bar Exam Pass List

Fay, John Brownfield, Seattle
Fergus, Kathleen Xenia, Seattle
Ferrasci-O’Malley, Brian, Seattle
Fielding, Taylor Smart, Usk
Findley, Elizabeth Anne, Spokane
Fisher, Brian James, Seattle
Planagan, Andrea Marie, Penderton, OR
Planagan, Esther Christine, Yelm
Flatt, Danielle, Seattle
Flor, Leonardo James, Seattle
Foster, Molly Lynne, Seattle
Fournier, Abigail Elizabeth, Cheyenne, WY
Francis, Thomas Paul, Bellevue
Frances, Robert, Lake Oswego, OR
Fraser, Kathryn Margaret, Edmonds
Friend, Timothy Jared, Bothell
Fukawa, Michele Kazuko, Deer Park
Fuller, Caitlin Rose, Spokane
Fulton, Hayley Suzanne, Seattle

Greg, Brandon Jennings, Chicago, IL
Gregoire, Michelle Christine, Seattle
Griffith, Elizabeth Robin, Albany, NY
Griffith, Kiran Hashmi, Seattle
Griffith, Leslie Ann, Washington, DC
Grohman, Kathleen, Seattle
Grozs, Samuel David, Seattle
Grundy-Dietzway, Marlena Danette, University Place
Grussell, Sarah Elizabeth, Oak Harbor
Guichetue, Lauren Catherine, Seattle
Guidry, Kevin, Seattle
Guildner, Emily Grace Stark, Everett
Gunder, Crystal Renea, Bonney Lake
Gundersen, William Paul Erick, Enumclaw
Gussow, Charles Emanuel, Seattle
Guthrie, Donald Gamble, Seattle

Haagen, James, Redmond
Haywood, Sarah Margaret Koh, Seattle
Heintz, Matthew Russell, Spokane
Heitzinger, Brad Keith, South St. Paul, MN
Helford, Benjamin Keith, Flagstaff AZ
Hemmasi, Renee Miriam, Spokane
Hennessey, Graham, Seattle
Hensley, Max Bamberger, Ann Arbor, MI
Hibbard, Christa Marie, Farmington, NY
Hicks, Aubrie, Kirkland
Hicks, Austin, Alexandria, VA
Hilgenberg, Scott, Portland, OR
Hill, Ian Michael, Redmond
Hill, Timothy John Robert, Medina
Hilliard, Mark Joseph, San Francisco, CA
Hinton, Jacob Daniel, Sequim
Hips, Joshua Charles, Philadelphia, PA
Hoedl, Emily Anne, North Bend

Hoefehler, Helen Powers, Oakland, CA
Hoegemeyer, Dustin Robert, Marysville
Hogberg, Jill N, Spokane Valley
Holce, Nicholas Alan, Walla Walla
Holgate, Kellen Jacob, Yakima
Holland, John Edward, Seattle
Holman, Kevin Lee, Rancho Cucamonga, CA
Holsman, Erika Lindsay, Seattle
Hong, Joelle P, Katy, TX
Hong, Kenneth, Seattle
Horan, Anne, Bellingham
Hruska, Lauren Rebecca, Seattle
Hu, Xiaozhou, Richmond, BC
Huson, Thomas Edward, Lynnwood
Hunsberger, Vanessa Robinson, Seattle
Hurn, Sara Marie Fairburn, Nine Mile Falls
Hurt, Alexander, Edmonds
Hussain, Zainab, Seattle

Iversen, Nissa Ann, Seattle
Iwanski, John Milton, Bellevue

J
Jacobs, Elizabeth Rene, Yelm
Jacobs, Gavriel Gershon, Bellevue
Jacobs, Jesse Blake, Seattle
Jaquis, John, Auburn
Jay, Eric David, Seattle
Jelling, Mark Allan, Lake Stevens
Jenkins, Gordon McLeod, Winston-Salem, NC
Jennud, Tor, Seattle
Johal, Surajdeep Singh, Seattle
Johnson, Alana, Bradbury, CA
Johnson, Bruce Lee, Woodinville
Johnson, Jason, Rathdrum, ID
Johnson, Wynnie Huang, Issaquah
Jones, Bradley, Seattle
Jones, Christopher, Henderson, NV
Jones, Ethan, Yakima
Jones, Katherine E, Seattle
Joseph, Steven Howard, Jamaica Plain, MA
Jumana, Octavian Bogdan, Bothell

K
Kajca, Nick, Redmond
Kalas, Joanne, Seattle
Kantonen, Mia Anja, Seattle
Kardong, Catherine, Spokane
Karp, Sarah Lynn, Spokane
Kato, Clifford Hiroshi, Seattle
Kearl, Jane G, Irvine, CA
Kearl, Stephanie Ann, Issaquah
Kearney, Michael David, Portland, OR
Keays, Peter Vincent, South Royalton, VT
Keddie, Jeffrey, Longview
Keefe, Patrick Seamus, Seattle
Kehe, Charles, Ancoracites
Kelley, Jeremy James, Washington, DC
Kelly, Emily Rose, Kirkland
Kelly, Kendra Lea, Ferndale
Kelly, Sarah Anne, Renton
Kennedy, Scott Patrick, Seattle
Kepler, Chase, Eugene, OR
Kerber, Eve Rae, Seattle
Kerr, Tyler Davis, Tacoma
Khong, Kevin, Seattle
Kidniz, Anastasia, Seattle
Kim, Andrea Rae, Sommamish
Kim, Jie Woo, Seattle
King, Amanda Michelle, Seattle
King, Shannon, Waipahu, HI
Kinney, Austin James, Olympia
Kjoseth, Justin, Tacoma
Klempel, Alexis R, Lewiston, ID
Kline, Kathleen Ann, Seattle
Konecky, SaeRom, Spokane
Koperski, Lisa Diane, Seattle
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Krueger, Jason David, Fife
Kummerewe, Carly Ann, Woodinville
Kurtz, David A, Vancouver
Kuykendall, Jacob Michael, Seattle
Kyle, Marie, Snohomish

L
Lacy, Brendan, Hinsdale, IL
LaDuca, Kimberly White, Seattle
Lam, Christal Seen-Yan, Spokane
Lamley, Erin Christine, Seattle
Lanternman, Christopher Kirk, Redmond
Lara, Jacob Andrew, Spokane
Larson, Brittany Colette, Spokane
Larson, Luke David, Conway
Larson, Tiffany Ann, Puyallup
Lawrence, Jacqueline Shim, Syracuse, NY
Lawrenson, Mollie Elizabeth, Bellevue
Lawson, Rachelle Lorrane, Spokane
Lee, Angie, Everett
Lee, Daniel Kim Chung, Seattle
Lee, Kang Woo, Seattle
Lee, Kelsey Anne, Seattle
Lee, Ruth Sarah, Medina
Lee, Seung Joo, Seattle
Lee, Vanessa, Seattle
Leidel, Jordan Maureen, Seattle
LeMaster, Laura Song Mi Reed, Kent
Lenz, Jacob Gregory, Stanwood
Leonard, Ashley, Spokane
2013 Summer Bar Exam Pass List

Leonard, Elizabeth Anne, Seattle
Leonard, Samuel Robert, Seattle
Lerman, Gordon, Gig Harbor
Leslie, Nicholas Keith, Council Bluffs, IA
LeValley, Dylan M., Seattle
Levin, Inna, Redmond
Lewis, Honea Lee, Wenatchee
Lewis, Jessica Anne, Spokane
Lewis, Stephen M., Orange, CA
Li, Yiheng, Mercer Island
Lieb, Jeremy C, Seattle
Lin, Chini, Bellevue
Lin, Jefferson, Seattle
Linde, Gregory M., Champaign, IL
Link, Matthew Klosowski, Seattle
Lipinski, Rachael, Stanwood
Lippek, Sarah, Seattle
Long, Jessica Todd, Seattle
Lubin, Seth Noah, Redmond
Ludwick, Kathryn Louise, Kirkland
Lukk, Mikk Olaf, Seattle
Lundberg, John Craig, Seattle
Lundin, Christina, Hayden, ID
Lutes, James David, Portland, OR

M
Maack, Anthony Gilles, Seattle
MacDonald, Alexander Joseph, Seattle
MacIntyre, Brett Thomas, Seattle
Mack, David, Seattle
Maclean, Sarah Rieko, Seattle
MacRae, Margaret, Portland, OR
Maddox, Morgan Noel, Oxford, AL
Magney, Jennifer Renee, Mecosta
Mahjoubian, Kirk Michael, Seattle
Malah, Brittany Marie, Port Orchard
Malah, Travis Allen, Port Orchard
Malcolm, Danielle, Seattle
Malik, Imran, Seattle
Manza, Maria Bernadette, Seattle
March, Alexander Hilton, Seattle
Markworth, Kathryn Elizabeth, Yokohama
Marce!, Matthew Steven, Bellevue
Marie, Sara, Seattle
Marin, Karen Andrade, Seattle
Markette, Alison Leigh, Seattle
Martinez, Anthony Paul, Spokane
Martinez, Jessica Maria, Sammamish
Mason, Phillip Meurig, Seattle
Mason, Zachary Andrew, Cambridge, MA
Mast, Camilla Rose, Port Orchard
Masters, Amanda Victoria, Seattle
Matson, Erica Lindsey, Ann Arbor, MI
Maxwell, Robert, Seattle
Mazzeo, Andrew Peterson, Ponte Vedra Beach, FL
McAllister, Tyler Todd, Seattle
McCabe, Jonathan Michael, Seattle
McCali, Haley, East Lansing, MI
McCarrey, Kristin, Seattle
McCarthy, Sarah Grace
O’Farrell, Longley
McCollam, Preston Uriah, Richland
McDonagh, John Patrick, Spokane
McDonald, Hannah Steinweg, Olympia
McDonald, Michael Joseph, Renton
McGrane, Caitlin Rae, Colville
McHugh, Colin Francis, Deer Park
McKay, Thomas William, Seattle
McLean, Amanda Grant, Seattle
McManus, Daniel, Phoenix, PA
McReynolds, Emily
Christine, Seattle
Meissner, Patricia, Seattle
Melnick, Benjamin Paul, Spokane
Melvin, Kerra Jeanene, Mercer Island
Mentzer, Morgan, Seattle
Meyer, Aaron Craig, Redmond
Meyer, Kurt, Spokane
Mieling, Colin, Seattle
Miernowski, Konrad Arthur, Seattle
Mignella, Megan Tighe, Seattle

M
Mill, Amy Statham, Bothell
Miller, Kenneth James, Seattle
Miller, Robert Edward, Renton
Miller, Dashiel Thomas, Kennewick
Milican, Rebecca Lynn, Chicago, IL
Milliman-Jarvis, Dashiel, Washington, D.C.
Misocky, Ashley Elizabeth, Seattle
Mitchell, Kyle Scott, Everson
Mizuha, Nicole Lei, Spokane
Mjaavetvedt, Anne Elizabeth, Seattle
Mohandessi, Shamir, Seattle
Montesia, Erik Trowbridge, Renton
Morgan-Riess, Christopher Keenan, Washington, D.C.
Morarity, Shane Michael, Seattle
Morrill, Raychelle, Airway Heights
Mott, Kyle David, East Wenatchee
Mundt, Lindsey Erin, Seattle
Murphy, Andrew Garcia, Seattle
Mustin, Elizabeth Lippman, Seattle
Murschler, Daniel Warren, Seattle

N
Naud, Kevin James, Port Orchard
Nealson, Adam Scott, Issaquah
Nelson, Eric Bruce, Spokane Valley
Nelson, Laura Suzanne, Spokane
Nelson, Nicholas Alexander, West Newton, MA
Nelson-Pittie, Suzanne, Bellevue
Nguyen, Johnny, Seattle
Nguyen, Linda Lemy, Seattle
Nielsen, Jeffrey Grant, Tacoma
Nelson, Kathryn, Seattle
Niesen, Samantha Hilliard, Spokane
Nikolayev, Irina, Seattle
Noakes, Angela Jeanette, Seattle

O
Oates, Michael Terence, Federal Way
O’Brien, Caitlin Elizabeth, Spokane Valley
O’Donnell, Kieran Delaney, Portland, OR
O’Leary, Erin Meredith, Bellevue
Olson, Brant Michael, Shoreline
Olson, Christine Marie, Sultan
Osland, Niko A., Federal Way
O’Neill, Maryna Michelle, Coquitlam, BC
Ophardt, Daniel, Pasco
Orchard, Aaron Paul, Puyallup
Or, Deric John, Kennewick
Ortigue, Sara Emilia, Spokane
Osten, Edward Thomas, Seattle
Quimet, Andrew Michael, Coeur D’Alene, ID
Ourada, Nicole Marie, Spokane
Owens, Olga Katarzyna, Mountlake Terrace

P
Page, Jeremy Richard, Spokane
Page, Samuel Joseph, Spokane
Palmer, Alyson L., Renton
Pang, Brandon Lloyd, Kennewick
Paradis, Kelly, Seattle
Pardon, Cameron Steven, Bellevue
Parks, Adrienne, Redmond
Parmley, Ann Abesamis, Wollo Wollo
Paxton, Matthew Todd, Seattle
Paxton-Philippin, Rachel Lyn Weber, Seattle
Pazhouh, Rosa, Seattle
Pearsall, Drew Edward, Seattle
Peretti, Conner Gene, Seattle
Pennington, John Jacob, Seattle
Peterson, Alanna, Seattle
Peterson, Shawn J., Seattle
Petroni, Christopher Mark, Portland, OR
Phillips, Aaron Douglas, Redmond
Phillips, Blythe Elisabeth, Renton
Pierce, Travis Matthew, Spokane Valley
Pilgrim, Jessica Alice, Mead
Pitts-Wright, Audryana Shamel, Seattle
Platter, Branden Eugene, Edgewood
Plunkett, Sean Bryan, Seattle
Pollard, Amanda Rebecca, Charlottesville, VA
Premack, Benjamin Stier, State College, PA
Prest, Emily Anne, Omaha, NE
Preston, Sean Gregory, Colville
Price, Chelsea, Moses Lake
Privatt, Jared Steven, Port Orchard
Proffitt, Amanda Nadine, Seattle
Pruet, Brian Jordan, Vancouver
Puffpaff, Brad, Edmonds
Purugganan, Ryan Lang, Seattle

Q
Quinn, Corey Joseph, Spokane
Quinones, Alexis, Seattle

R
Ramirez, Elisa Imelda, Loon Lake
Ramirez, Linda Maria, Seattle
Ramsey, Hollis-Anthony Williams, Lynnwood
Randall, Jacob Thomas, West Linn, OR
Randall, Jamie Shannon, Ewing, Seattle
Rao, Archana, Minneapolis, MN
Raybold, Therma, Evangeline, Spokane
Rayborn, Jared Russell, Salem, OR
Ream, Brian Joseph, Spokane
Reams, Jared Michael, Minneapolis, MN
Reed, Rebecca Lyn, Bellevue
Reeve, Timothy Kendall, Richland
Reich, Alexander Moses, Issaquah
Reichley, Erika Lee
Shattuck, Seattle
Reynolds, Timothy James, Seattle
Rich, Katherine Honor, Kent
Richard, Kyle, Seattle
Rickman, Valerie Kay, Seattle
Riecan, Cameron Taylor, University Place
Riedel, Amy Whiting, Seattle
2013 Summer Bar Exam Pass List

Rieke, Shannon Leigh, Seattle
Rivera-Nieves, Victor, Ellensburg
Roach, Eamonn Patrick, Sullivan, Pasco
Robert, Patricia Ann, South Burlington, VT
Roberts, Hillary, Yarrow Point
Robertson, Renata, Seattle
Rodriguez, Jacinta Lorena, Pasco
Rogan, Stephanie Lynne, Mercer Island
Rogers, Daniel Andrew, Liberty Lake
Rogers, Ian David, Seattle
Rogers, Lindsay Christine, Seattle
Rondon Ichikawa, Diego Alonso, Seattle
Rood, Drake Azariah, Seattle
Rouse, Nathan, Seattle
Rowe, Brian, Seattle
Rudensky, Yuri, Alexandria, VA
Russell, Bryan William, Lynnwood
Russell, Miles Felton, Seattle
Rutke, Ryan Miles, Seattle
Ryan, Galen Leo Alfred, Woodinville
S
Safren, Michael, Seattle
Safstrom, Michael William, Spokane
Saimons, Rachel Brittany, Seattle
Saint Germain, Katherine L., Seattle
Salter, Cory Donald, Seattle
Sandberg, Thomas, Stoughton, CA
Sandoval, Adam Andrew, Marysville
Sarkisyan, Grigory, Spokane
Savage, David Martin, Seattle
Saxino, Angelissa, Domenica, Kirkland
Scarcella, Jessica Lynn, Tacoma
Schaper, Jennifer Anne, Silver Spring, MD
Scheurer, Derek Anthony, Excelsior, MN
Schlanbusch, Crystal Lynn, Ruston
Schremp, Carl David, Seattle
Schromen-Wawrin, Lindsay, Port Angeles
Schulkin, Jay, Seattle
Schwarz, William Chandra, Bakersfield, CA
Schwendeman, Marta Lynn, Seattle
Scoggin, Mark Allen, Saipan, MP
Scott, Holly, Seattle
Searing, Katherine Jane, Issaquah
Selken, Benjamin Charles, Portland, OR
Sennari, Taymoure Bayegan, Salt Lake City, UT
Sennett, Stephen Edward, Spokane
Shaddox, Samuel Hap, Seattle
Shahan, Mina, Seattle
Sharky, Christopher Michael, Snoqualmie
Shea, Michelle Hope, Everett
Shellhorse, Stacy Elizabeth, Bellevue
Sherwood, Ashley Jane, Bothell
Shickich, Daniel Francis, Seattle
Shin, Sophia Lee, Seattle
Shiraishi, Mia Reiko, Seattle
Siegel, Bryn Patrice, Long Beach, CA
Siler, Ross Colin, Seattle
Simmons, Julia Ellen, Newport Beach, CA
Simpson, Mica Dawn, Sandy, UT
Siska, Sean-Paul Emilliano Conley, Seattle
Skiles, Courtney Marie, Seattle
Skinner-Thompson, Jonathan, Seattle
Skinner-Thompson, Scott Gordon, Seattle
Skondin, Kathryn Joan, Lynnwood
Smalls, Celia Makaeda, Great Falls, MT
Smith, Jason Anstruther, Blaine
Smith, Laurel Karrny, Vancouver
Smith, Nicholas, Spokane
Smith, Shannon Colleen, Spanaway
Smith, Walter, Seattle
Smith, William Nesbitt, Richmond, VA
Smolinsky, Ryan Allen, Spokane
Snipe, Zachary N., Bellevue
So, Michelle Fae Chong, Seattle
Solis, David Manuel, Minneapolis, MN
Somers, Nathaniel Hedberg, Mercer Island
Speidel, Luke S., Seattle
Sprenger, Brett Michael, Richland
Stamper, Matthew G., Bellevue
Stanley, Tobin, Seattle
Stanley, Rebecca, Issaquah
Starr, Brian Herschel, Seattle
Stepan, Vasily Yuriyevich, Spanaway
Stewart, Jessica Leigh, Shoreline
Stogsdill, Leanne, Long Beach, CA
Stonard, Kirk Thomas, Bellevue
Strand-Polyak, Adam Tobin, Seattle
Stratton, Clifton Jairus, Seattle
Strauss, Samuel Joseph, Seattle
Stucki, Kyle Allen, Los Angeles, NV
Sturdivant, Adam Hans, Puyallup
Sullivan, Mallory, Seattle
Sullivan, Sean Patrick, New Orleans, LA
Sullivan-Brown, Cynthia, Renton
Sundin, Ashley, Lake Forest Park
Sung, Cassidy, Seattle
Swenson, Craig Allen, Seattle
Symington, Adam Mac Kenzie, Spokane
T
Tafel, Michelle Suzanne, Fircrest
Taheri, Dana Jon, Houston, TX
Tan, Randolph, Seattle
Tanu, Trisha, Seattle
Taylor, Archita Abhay, Bothell
Teets, Benjamin Stone, Chey Chose, MD
Teutschler, Kristin Deanne, Seattle
Thompson, Gabrielle Elizabeth, Salem, OR
Thomson, Mary Christina, Seattle
Tonnes-Pridy, Lori, Everett
Traylor, Sarah Jeanne, Eugene, OR
Trivett, Mark Alexander, Seattle
Tsegga, Abel Mekonnen, Lynnwood
Tufts, Amanda Elaine, Spokane
Turczanski, Laura Anne, Burien
Turner, Holden Douglas, Minneapolis, MN
Turner, Kyle Matthew, Seattle
Tuttle, Eric Preston, Edmonds
Tymczyzyn, John M., Washington, D.C.
Tyson, Mark, Seattle
U
Uddin, Nafees, Renton
Upal, Rajkum, Kent
Upton, Liberty Brooke, Gainesville, FL
V
Valladao, Daniel Anthony, Mercer Island
VanDeroef, Kenneth Larkin, Seattle
Varela, Teresita del Carmen, Spokane
Varni, Charles Richard, Seattle
Vassilek, Charles Patrick, Bainbridge Island
Vaughn, Tara Baxley, Seattle
Velazquez, Maria Dolores, Watertown
Vergo, Cora Jean, Spokane Valley
Vidargas, Nicholas Walter, Seattle
Voelker, Andrew, Seattle
Vogele, Anabel, Seattle
Wacker, Douglas Scott, Kirkland
W
Walkowiaik, Erin Aspen, Idaho Falls, ID
Wallace, Aila Rose, Norwood, ID
Walvekar, Sanjay, Seattle
Warbis, Ryan Joseph, Marysville
Ward, Evan, Malden, MA
Warren, Kristina Kimberley, Redmond
Waters, Michael David, Chewelah
Watson, Elliot Charles, Seattle
Wechler, Terry J., Bellingham
Weigel, Yari David, Seattle
Weinzierl, Robert William, Everett
Weitmann, Deserea Abed-Rabbo, Seattle
Wells, Thomas Charles, Clyde Hill
Wendell, James Harlan, Seattle
Whaley, Hunt Meyer, Spokane
White, Micah Preston, Lynnwood
White, Patrice Schuette, Poulsbo
Williams, Adam Nathaniel, Seattle
Williamson, Alyssa Anne, Graham
Willmore, Kiel Rigby, Ephrata
Wilson, Ashley Kate Burns, Seattle
Wilson, Elliott Suzanne, Seattle
Wilson-McNerney, Julie Ann, Tucson, AZ
Winkes, Augustus E., Seattle
Winningham, Samuel Derman, Seattle
Wisethart, Lorena Michelle, Portland, OR
Wolf, Peggy Sue, Seattle
Woo, Andy, Rockville, MD
Worley, David Edward, Seattle
Worley, Sean McKenna, Yakima
Wright, Harold Kellen, Lynnwood

X
Yeaton, Adam Nathaniel, Redmond
Yeh, Emily Chao-Pei, Sammamish
Yip, John Thaddeus, Bellevue
Yoke, Ryan Marshall, Seattle
Yolland, Kristen Leah, Avondale, AZ
York, Benjamin Fisher, Seattle
York, Devon Rae, Bellevue
Young, Ransom Hatch, University Place

Z
Zanetti, John Maxim, Portland, OR
Zanzig, Laura, Seattle
Zavala, Daniel, Seattle
Zhao, Feng Charlie, Mercer Island
Zheng, Juan, Seattle
Zimmerman, Frieda Kay, Spokane
Zimmerman, Stephanie Ann, Wenatchee
Zinke, Elizabeth, Spokane
Zydek, Bailey Elizabeth, Sumner
Disciplinary Notices

These notices of imposition of disciplinary sanctions and actions are published pursuant to Rule 3.5(d) of the Washington Supreme Court Rules for Enforcement of Lawyer Conduct. Links to relevant documents can be found by viewing the online version of NWLawyer at http://nwlawyer.wsba.org or by looking up the respondent in the lawyer directory on the WSBA website (www.wsba.org) and then scrolling down to “Discipline History.” As some WSBA members share the same or similar names, please read all disciplinary notices carefully for names, cities, and bar numbers.

Disbarred

Belinda Armijo (WSBA No. 32362, admitted 2002), of Tacoma, was disbarred, effective 9/10/2013, by order of the Washington Supreme Court. The lawyer’s conduct violated the following Rules of Professional Conduct: 1.3 (Diligence), 1.4 (Communication), 1.5 (Fees), 1.15A (Safeguarding Property), 1.15B (Required Trust Account Records), 8.1 (Bar Admission and Disciplinary Matters), 8.4 (Misconduct). Erica Temple represented the Bar Association. Stephen Christopher Smith represented Respondent. Barbara Ann Peterson was the hearing officer. The online version of NWLawyer contains links to the following documents: Disciplinary Board Order Approving Stipulation; Stipulation to Disbarment; and Washington Supreme Court Order.

Disbarred

Thomas R. Kamb (WSBA No. 16944, admitted 1987), of Mount Vernon, was disbarred, effective 7/18/2013, by order of the Washington Supreme Court. The lawyer’s conduct violated the following Rules of Professional Conduct: 1.3 (Diligence), 3.3 (Candor Toward the Tribunal), 8.4 (Misconduct). Craig Bray and Leslie Ching Allen represented the Bar Association. Brett Andrews Purtzer represented Respondent. Donald William Carter was the hearing officer. The online version of NWLawyer contains links to the following documents: Hearing Officer’s Decision; Disciplinary Board Recommendation; and Washington Supreme Court Order.

Disbarred

Thomas F. McGrath Jr. (WSBA No. 1313, admitted 1970), of Bellevue, was disbarred, effective 8/22/2013, by order of the Washington Supreme Court. The lawyer’s conduct violated the following Rules of Professional Conduct: 1.15A (Safeguarding Property), 1.15B (Required Trust Account Records), 3.3 (Candor Toward the Tribunal), 3.5 (Impartiality and Decorum of the Tribunal), 4.1 (Truthfulness in Statements to Others), 8.4 (Misconduct).

Disbarred

Rosaura Del Carmen Rodriguez (WSBA No. 34334, admitted 2003), of Seattle, was disbarred, effective 7/18/2013, by order of the Washington Supreme Court. The lawyer’s conduct violated the following Rules of Professional Conduct: 1.3 (Diligence), 1.4 (Communication), 3.3 (Candor Toward the Tribunal), 8.4 (Misconduct). Joanne S. Abelson and Kevin Bank represented the Bar Association. Leland G. Ripley represented Respondent. Kimberly Ann Boyce was the hearing officer. The online version of NWLawyer contains links to the following documents: Hearing Officer’s Decision; Disciplinary Board Recommendation; and Washington Supreme Court Order.

Disbarred

Douglas Allen Saar (WSBA No. 28221, admitted 1998), of Oak Harbor, was disbarred, effective 9/10/2013, by order of the Washington Supreme Court. The lawyer’s conduct violated the following Rules of Professional Conduct: 8.4 (Misconduct). Francesca D’Angelo represented the Bar Association. Douglas Allen Saar represented himself. The online version of NWLawyer contains links to the following documents: Hearing Officer’s Decision; Disciplinary Board Recommendation; and Washington Supreme Court Order.

Resigned in Lieu of Disbarment


Suspended

Michael Joslin Davis (WSBA No. 25846, admitted 1996) of Tacoma, was suspended for four months, effective 9/10/2013, by order of the Washington Supreme Court. The lawyer’s conduct violated the following Rules of Professional Conduct: 1.15A (Safeguarding Property), 1.15B (Required Trust Account Records), 8.4 (Misconduct). Randy Beitel represented the Bar Association. Michael Joslin Davis represented himself. Malcolm L. Edwards was the hearing officer. The online version of NWLawyer contains links to the following documents: Stipulation to Suspension; Order Approving Stipulation; and Washington Supreme Court Order.

Suspended

Marja M. Starczewski (WSBA No. 26111, admitted 1996) of Wenatchee, was suspended for 24 months, effective 7/18/2013, by order of the Washington Supreme Court. The lawyer’s conduct violated the following Rules of Professional Conduct: 1.3 (Diligence), 1.4 (Communication), 3.2 (Expediting Litigation), 8.4 (Misconduct). Craig Bray, Francesca D’Angelo and Special Disciplinary Counsel John Graffe represented the Bar Association. Marja M. Starczewski represented herself. David A. Thorner was the hearing officer. The online version of NWLawyer contains links to the following documents: Hearing Officer’s Decision; Disciplinary Board Recommendation; and Washington Supreme Court Order.

Suspended

Andre Stratman Wooten (WSBA No. 6677, admitted 1976) of Honolulu, Hawai’i, was suspended for 90 days, effective 3/15/2013, by order of the Washington Supreme Court imposing reciprocal discipline in accordance with an order of the Supreme Court of the State of Hawai’i. For more information, see http://www.odchawaii.com/uploads/Order_of_Suspension_Ander_S_Wooten_021513.pdf. Joanne S. Abelson represented the Bar Association. Andre Stratman Wooten represented himself. The online version of NWLawyer contains a link to the following document: The Washington
Supreme Court Order.

Reprimanded

Joseph Cox Finley (WSBA No. 927, admitted 1974), of Kirkland, was reprimanded, effective 7/29/2013, by order of the Chief Hearing Officer. The lawyer’s conduct violated the following Rules of Professional Conduct: 1.15A (Safeguarding Property). Erica Temple represented the Bar Association. Anne I. Seidel represented Respondent. The online version of NWLawyer contains links to the following documents: Stipulation to Reprimand; Order on Stipulation to Reprimand; and Reprimand.

Reprimanded

Stephen D. Petersen (WSBA No. 32270, admitted 2002) of Rainier, Oregon, was reprimanded, effective 7/23/2013, by order of the Washington Supreme Court imposing reciprocal discipline in accordance with an order of the Supreme Court of the State of Oregon. For more information, see http://www.osbar.org/publications/bulletin/12oct/baractions.html. Joanne S. Abelson represented the Bar Association. Stephen D. Petersen represented himself. The online version of NWLawyer contains a link to the following document: The Washington Supreme Court Order.

Admonished

Michael John Gainer (WSBA No. 20219, admitted 1990) of Spokane, was ordered to receive an admonition, effective 10/14/2013, by a Review Committee of the Disciplinary Board. The lawyer’s conduct violated the following Rules of Professional Conduct: 1.4 (Communication), 1.15A (Safeguarding Property). Nataliea Skvir represented the Bar Association. Michael John Gainer represented himself. The online version of NWLawyer contains a link to the following document: Review Committee Order and Admonition.

Opportunity for Service

Washington State Court Interpreter Commission

Application deadline: Dec. 31, 2013

The Washington State Court Interpreter Commission is seeking letters of interest from individuals interested in serving on the Commission. Generally, an appointment to the Commission is for a three-year term. Members of the Commission are expected to attend meetings on a regular basis. Members are reimbursed for travel and commission-related expenses. If you would like to volunteer your time and expertise to help develop policies for the Language Access Program; address issues, complaints, and/or requests regarding access to interpreter services in the courts; provide ongoing opportunities for training and resources to judicial officers and court staff regarding interpreting; and assure that qualified interpreters are available to facilitate access to justice for limited English proficient court users, submit a résumé and a letter explaining your interest and experience to: Shirley Bondon, AOC Staff to the Commission, Washington State Court Language Access Program, c/o Administrative Office of the Courts, PO Box 41170, Olympia, WA 98504-1170. Submitting a letter of interest does not guarantee appointment; appointments occur on an as-needed basis.

S25 MCLE Comity Certificate Fee Information

There is a $25 fee for ordering or submitting MCLE comity certificates. Ordering comity certificates can be done online or via mail. See wsba.org/mcle for more information.

2014 Licensing and MCLE Information

Complete your license renewal and MCLE certification online – it’s easy. Your license renewal packet was mailed in mid-October; online licensing and MCLE certification are available. License renewal and payment must be completed by Feb. 3, 2014. Payment plan option available. If you are experiencing financial challenges, you may contact us about our license fee payment plan option available to all active and inactive members. Payment plans are for three months beginning Dec. 1 and all fees must still be paid in full by Feb. 3, 2014. A one-time hardship exemption is available for qualified active attorney members. Visit wsba.org/licensing to learn more.

Join or renew your section membership.

The section membership year is Oct. 1, 2013, through Sept. 30, 2014. Join or renew sections now to receive the full benefit of section membership.

Certify MCLE compliance. If you are due to reportCLE credits and certify MCLE compliance for 2011–2013 (Group 1), you would have received your Mandatory Continuing Legal Education Certification (C2) form in the license renewal packet. All credits must be completed by Dec. 31, 2013, and certification (C2 form) must be completed online, postmarked or delivered to the WSBA by Feb. 3, 2014. Visit wsba.org/MCLE to learn more. Dates to remember:

Dec. 31, 2013: Group 1 (2011–13) members must complete required MCLE credits.
Feb. 3, 2014: License renewal, payment, and Group 1 MCLE C2 certification must be completed online, postmarked, or delivered to WSBA.

Judicial Member Licensing

Judicial members are required to complete annual license renewal forms and pay a $50 license fee to maintain eligibility to transfer to another membership class when their judicial service ends. Judicial Member License Renewal forms will be mailed in mid-October and online licensing will be available at that time. If you have not received your form by the end of October, please log in to mywsba.org to complete your renewal. Please note that you are required to inform the WSBA within 10 days of your retirement or your ineligibility for judicial membership (and you must apply to change to another membership class or to resign). Visit wsba.org/licensing to learn more.

Search WSBA Advisory Opinions Online

WSBA advisory opinions are available online at www.wsba.org/advisory opinions. You can search opinions by number, year issued, ethical rule, subject matter, or keyword. Advisory opinions
Save the Date: Goldmark Award Luncheon, Feb. 21, 2014
The Legal Foundation of Washington will present the 2014 Charles A. Goldmark Distinguished Service Award to Washington Supreme Court Justice Steven Gonzalez and Seattle University School of Law Professor Robert Chang at the 28th Annual Goldmark Award Luncheon. The luncheon will be held Feb. 21, 2014, at the Sheraton Seattle Hotel from noon to 1:30 p.m. The nomination of Justice Gonzalez and Professor Chang for their leadership roles on the Race & the Criminal Justice System Task Force emphasized the effort to mobilize the community to initiate change concerning racial disparity in the justice system. Visit www.legalfoundation.org for more information.

“Foundations of American Democracy” Civics Pamphlet
The WSBA offers a pamphlet for the public called “Foundations of American Democracy” that describes the basics of American government: the rule of law, the separation of powers, checks and balances, and a fair and impartial judiciary. It also includes a short quiz and a list of useful websites. Lawyers and judges are encouraged to bring the pamphlet with them when they speak to students or the public in schools, courtrooms, and the community. Teachers may also request the pamphlet for classroom use. The WSBA can provide a reasonable number of copies at no charge, or the pamphlet may be downloaded from the WSBA website at www.wsba.org. Requests for copies should be directed to Pam Inglesby at pami@wsba.org.

Individual Consultation
The WSBA Lawyers Assistance Program provides individual consultation services for those struggling with depression, work stress, addiction, and life transition, among other topics. The initial consultation appointment costs $20, and any additional sessions are on a sliding scale based on your financial situation. Consultations are an opportunity for assessment of the problems you may be facing, identifying useful tools you may utilize to address these issues, and referral resources to find the right resources for you. Our licensed counselors can offer up to six consultation sessions. We also provide consultations with job seekers and can offer informational and referral resources on a range of topics. Contact 206-727-8268, 800-945-9722, ext. 8268, lap@wsba.org, or go to www.wsba.org/lap.

Facing an Ethical Dilemma?
Members facing ethical dilemmas can talk with WSBA professional responsibility counsel for informal guidance on analyzing a situation involving their own prospective ethical conduct under the RPCs. All calls are confidential. Any advice given is intended for the education of the inquirer and does not represent an official position of the WSBA. Every effort is made to return calls within two business days. Call the Ethics Line at 206-727-8284 or 800-945-9722, ext. 8284.

LOMAP Lending Library
The WSBA Law Office Management Assistance Program (LOMAP) Lending Library is a service to WSBA members. We offer the short-term loan of books on the business management aspects of your law office. How does it work? You can view available titles at www.wsba.org/resources-and-services/lomap/lending-library. Books may be borrowed by any WSBA member for up to two weeks. LOMAP requires your WSBA ID and a valid Visa or MasterCard number to guarantee the book’s return to the program. If you
live outside of the Seattle area, books can be mailed to you; you will be responsible for return postage. For walk-in members, we recommend calling first to check availability of requested titles. To arrange for a book loan or to check availability, contact Peter Roberts at peter@wsba.org.

Seeking Peer Advisors
Would you like to provide support to another lawyer in your community addressing topics such as mental health and self-care, alcoholism and addiction, or guidance in one’s practice? Lawyers are often uniquely able to be resources to one another in these areas. The WSBA Lawyer Assistance Program (LAP) is launching a new initiative to reconstitute its peer advisor network. The goal is to build a robust network throughout the state. Skills trainings are being developed and planned. To participate or learn more, see http://bit.ly/104fpwN, contact lap@wsba.org, or 206-727-8268 or 800-945-9722, ext. 8268.

Weekly Job Search Group
The Weekly Job Search group provides strategy and support to unemployed attorneys. The group runs for eight weeks and is limited to eight attorneys. We provide the comprehensive WSBA job search guide “Getting There: Your Guide to Career Success,” which can also be found online at www.tinyurl.com/7xheb8b. If you would like to participate or to schedule a career consultation, contact Dan Crystal at danc@wsba.org, 206-727-8267, or 800-945-9722, ext. 8267.

Solo/Small Firm Support Group
The WSBA Lawyers Assistance Program is now offering a new group service, the Solo/Small Firm Support Group. This is a weekly drop-in group for attorneys wanting to address the major challenges facing professionals in solo or small-firm settings. It takes place on Thursdays from noon to 1 p.m. in the WSBA Lawyers Assistance Program offices on the 11th floor of 1325 Fourth Ave., Seattle. For questions or more information, contact Heidi Seligman at 206-727-8269, 800-945-9722, ext. 8269, or heidis@wsba.org.

Mindful Lawyers Group
A growing number of legal professionals across the nation are applying mindfulness-based skills and training to lawyering. The Washington Contemplative Lawyers group meets on Mondays at the WSBA Lawyers Assistance Program office from noon to 1 p.m. For more information, contact Sevila Rhoads at srhoads@gsblaw.com or go to http://wacontemplativelaw.blogspot.com.

Help for Judges
Judicial Assistance Services (JAS) was created in 2004 by a committee of Washington state judges exploring how to get judicial officers confidential help and intervention when they need it. Because of their unique positions and responsibilities, judges often find themselves with limited avenues for help. JAS is modeled after and affiliated with WSBA’s Lawyers Assistance Program, and offers help from trained peer counselors at no cost and referral to confidential professional help. Telephone or in-person sessions are available on a sliding-scale basis. For more information, call the JAS program coordinator at 206-727-8268 or 800-945-9722, ext. 8268.

Casemaker Online Research
Casemaker is a powerful online research library provided free to WSBA members that can be accessed from the WSBA website at www.wsba.org/resources-and-services/casemaker-and-legal-research. As a WSBA member, you already receive free access to Casemaker and Casemaker Digest. Now, you also receive CaseCheck+, which just like Shepard’s and KeyCite, tells you instantly whether your case is good law. You also receive CiteCheck, which checks all citations in an uploaded brief or other document. You can find information about these services on the Casemaker website, or call 877-659-0801 and a Casemaker representative can talk with you about the benefits of switching to their premium product. For help using Casemaker, call the WSBA Service Center at 800-945-WSBA or 206-443-WSBA.

Learn More about Case-Management Software
The WSBA Law Office Management Assistance Program (LOMAP) maintains a computer for members to review software tools designed to maximize office efficiency. LOMAP staff is available to provide materials, answer questions, and make recommendations. To make an appointment, contact Peter Roberts at peter@wsba.org.

Upcoming WSBA Board of Governors Meetings
Nov. 8–9, Seattle; Jan. 23, 2014, Olympia
With the exception of the executive session, Board of Governors meetings are open, and all WSBA members are welcome to attend. RSVPs are appreciated but not required. Contact Pamela Wuest at 206-239-2125, 800-945-9722, ext. 2125, or pamelaw@wsba.org. The complete Board of Governors meeting schedule is available on the WSBA website at www.wsba.org/bog.

Usury Rate
The average coupon equivalent yield from the first auction of 26-week treasury bills in October 2013 was 0.061 percent. Therefore, the maximum allowable usury rate for November is 12 percent.
**The American Academy of Matrimonial Lawyers**  
*Washington Chapter*

is pleased to announce our new fellow:

**Sabrina A. Layman, Everett**

**AAML Washington Chapter Fellows:**

Sherri M. Anderson  
Wolfgang R. Anderson  
Lawrence R. Brewe  
Kenneth E. Brewe  
Michael W. Bugn  
Marc T. Christianson  
Linda Kelley Ebberson  
H. Michael Finesilver  
Janet A. George  
Thomas G. Hamerlinck  
David P. Hazel  
Scott J. Horenstein  
William L. Kinzel  
Peter S. Lineberger  
Howard H. Marshack  
Christina A. Meserve  
Elizabeth A. Michelson  
Gail B. Nunn  
Stella L. Pitts  
Lisa A. Sharpe  
James D. Shipman  
Edward R. Skone  
David B. Starks  
J. Mark Weiss  
Gordon W. Wilcox

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**Smith Alling, P.S.**

is pleased to announce that

**Morgan K. Edrington**

has joined the firm as an associate.

Ms. Edrington earned her J.D. from Seattle University School of Law in May 2013, graduating *Magna Cum Laude*. While in law school, Ms. Edrington completed a judicial externship for the Hon. Ronald B. Leighton, U.S. District Court for the Western District of Washington, and served as a law clerk for the Washington State Attorney General’s Office. Ms. Edrington obtained a Bachelor’s of Business Administration from Gonzaga University in 2009, and a Master’s of Accountancy from Gonzaga University’s Graduate School of Business in 2010. Ms. Edrington looks forward to working with Smith Alling, P.S. in each of the firm’s diverse practice areas.

**Smith Alling, P.S.**  
1102 Broadway Plaza, Suite 403  
Tacoma, WA 98402  
253-627-1091  
[www.smithalling.com](http://www.smithalling.com)

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**Stella L. Pitts & Associates PLLC**

announces the relocation of its Seattle Office to

**719 Second Avenue, Suite 500**  
**Seattle, WA 98104**

Tel: 206-447-7745 • Fax: 206-447-7746  
Email: Reception@slpitts.com

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**Seattle Office**  
Stella L. Pitts & Associates, PLLC  
719 Second Avenue, Suite 500  
Seattle, WA 98104

**Santa Monica Office**  
S L Pitts & Associates, LLP  
2500 Broadway, Suite F-125  
Santa Monica, CA 90404

[www.stellapittslaw.com](http://www.stellapittslaw.com)
Stetson University College of Law

is pleased to announce that

Julianne Kocer

of

Law Offices of Julianne Kocer, P.S.

has earned an LL.M. in Elder Law, with honors, from Stetson University College of Law.

Julianne Kocer is the first attorney in Washington State to attain this distinguished degree. She practices in the areas of Elder Law, Life Care Planning, Disability Programs, and Veteran Benefits in the greater Seattle area. Julianne is an active member of the Washington State Bar Association and is also licensed to practice law in Minnesota. Julianne was named a “Rising Star” in Washington Law and Politics for six consecutive years in the December/January 2004, 2005, 2006, 2007, 2008, and 2009 editions of the “Super Lawyers” of Washington State.

Stetson University College of Law is Florida’s first law school and has prepared lawyers and leaders since 1900. Stetson Law offers LL.M. programs in Elder Law, Advocacy, and International Law, as well as a J.D./M.B.A., J.D./M.P.H., J.D./M.I.E.L, and J.D./Grado. Stetson Law is ranked #1 in trial advocacy and #5 in legal writing by U.S. News & World Report. Stetson is home to Centers for Excellence in Advocacy, Elder Law, Higher Education Law and Policy, and International Law. Stetson is also home to Institutes for Biodiversity Law and Policy, Caribbean Law and Policy, Veterans Law, and the Advancement of Legal Communication.

Please visit www.stetson.edu/law to learn more about Stetson’s programs.

Please visit www.KocerLaw.com for more information about Julianne Kocer and her services.
PREG O’DONNELL & GILLET PLLC

A trial attorneys defense firm in the Pacific Northwest led by

Mark F. O’Donnell • Eric P. Gillett (WA/AK)
Bennett J. Hansen (WA/OR) • Lori K. O’Tool Jeff W. Daly
(WA/OR) • Emma Gillespie
Alex S. Wylie (OR) • John K. Butler

is pleased to announce the addition of

Rodney Fonda
University of Michigan Law School, 1975 and formerly with Cozen O’Connor
to our Seattle office in an Of Counsel status practicing Maritime/Transportation Law

and

Lara Hruska
Seattle University School of Law, 2013
as an associate in our Seattle office practicing School Law

They join our talented team of lawyers:

David Antal • Justin Bolster • David Chawes
Debra Dickerson • Mary Eklund • William Fitzharris
Amber Gundlach • Gregory Latendresse
Curtis Leonard • Jennifer Loyn • David Poore
Earl Sutherland • Christine Tavares • Andrew Tingkang
Britt Tinghum • Mark Wilkerson

Portland Office Associates:
Gregory P. Fry • Brad Knupicka • Abby Michels
Anna S. Raman

Christoffersen Law PS
is pleased to announce that

Stephanie Thorpe
has joined the firm as an associate.

Stephanie has seven years of immigration law experience. She will focus on employment and marriage-based U.S. visas, permanent residency, and waivers.

Christoffersen Law PS
1001 Fourth Avenue, Suite 4400
Seattle, WA 98154
Tel: 206-389-1792
Email: info@pnwimmigration.com

Floyd, Pflueger & Ringer, P.S.
is pleased to announce that

Nabeena C. Banerjee
has joined the firm as an associate.

Floyd, Pflueger & Ringer’s diverse litigation team emphasizes defense of complex civil litigation matters, including medical malpractice and professional liability, retail and premises liability, construction claims (defect and injury), fire and catastrophic events response, employment law, and transportation.

200 W. Thomas Street, Suite 500
Seattle, WA 98119-4296
Tel: 206-441-4455 • Fax: 206-441-8484
www.floyd-ringer.com
Hall Zanzig Claflin McEachern PLLC

Trial Lawyers

is pleased to announce that

Colin M. George

has joined our firm.

Mr. George is a 2008 graduate of the New York University School of Law. Following law school, Mr. George was an associate with Kirkland & Ellis LLP in New York. He then served as a law clerk for the Hon. John C. Coughenour, United States District Judge for the Western District of Washington. Mr. George joins the firm from the Federal Defenders of Eastern Washington and Idaho.

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Trial Lawyers

Harlowe & Falk LLP

is pleased to welcome

Kalin G. Bornemann

who has joined the firm as an associate.

Originally from northern Wisconsin, Kalin graduated from the University of Wisconsin–Stevens Point, and Gonzaga University School of Law magna cum laude. Kalin’s practice focuses primarily on business transactions and corporate law, employment law, real estate law, trusts & estates law, and bank operations & regulatory compliance.

and

Mehrdad Ghassemieh

who has joined the firm as a partner.

Mehrdad’s practice focuses on business law, tax, and estate planning. His practice includes international tax consulting and compliance support. Prior to Harlowe & Falk, Mehrdad practiced in the international tax department of KPMG LLP, where he served as tax adviser to multiple international companies, including large partnerships, corporations and Fortune 500 entities. Mehrdad obtained an LL.M. in tax from the University of Washington School of Law.

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### CLE Calendar

CLE seminars are subject to change. Please check with providers to verify information. To announce a seminar, send information to clecalendar@wsba.org. Information must be received by the first day of the month for placement in the following month's calendar.

#### Antitrust and Consumer Protection

**30th Annual Antitrust Seminar**

Nov. 8 – Seattle and webcast. CLE credits pending. By the Antitrust, Consumer Protection and Unfair Business Practice Section and WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

#### Business Law

**Annual Corporate Counsel Institute**

Nov. 15 – Seattle and webcast. CLE credits pending. By the Corporate Counsel Section and WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

#### Creditor/Debtor

**Annual Collection of Judgments**

Dec. 12 – Seattle and webcast. CLE credits pending. Presented in partnership by WSBA and the Creditor Debtor Rights Section; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

#### Elder Law

**Master Class Series: Elder Law**

Nov. 22 – Seattle. CLE credits pending. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

#### Environmental and Land Use

**Mediation in Land Use and Environmental Cases**

Nov. 4 – Seattle and webcast. CLE credits pending. By the Alternate Dispute Resolution Section and WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

**Law of Adjoining Properties — Live Moderated Video Replay**

Nov. 19 – Friday Harbor. 6.5 CLE credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

#### Ethics

**Ethical Dilemmas for the Practicing Attorney**

Nov. 13 – Seattle and webcast. 4 CLE ethics credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

**Legal Lunchbox Series: Ethics and Social Media**

Nov. 26 – Webcast. 1.5 CLE ethics credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

**How to Avoid and Handle Fee Disputes**


**When the Limelight Comes to You: Ethical Issues in Dealing With The Media (half day)**

Dec. 6 – Seattle and webcast. 2.75 ethics credits. By WSJ Legal Educational Seminars; 206-464-1011; www.washingtonjustice.org.

**Annual Law of Lawyering – Day One**


**Annual Law of Lawyering – Day Two**

Dec. 20 – Seattle and webcast. CLE credits pending. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

#### Estate Planning

**Annual Probate and Trust Seminar**

Dec. 6 – Seattle and webcast. CLE credits pending. Presented in partnership by WSBA and the RPPT Section; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

#### Family Law

**Annual Family Law Section Seminar**


#### General

**Estate Planning**

**Law of Adjoining Properties – Live Moderated Video Replay**

Nov. 19 – Friday Harbor. 6.5 CLE credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

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**Legal Lunchbox Series: Ethics and Social Media**

Nov. 26 – Webcast. 1.5 CLE ethics credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

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**Annual Law of Lawyering – Day One**


**Annual Law of Lawyering – Day Two**

Dec. 20 – Seattle and webcast. CLE credits pending. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

#### Labor And Employment Law

**13th Annual Labor and Employment Law Conference**

Nov. 22 – Seattle and webcast. CLE credits pending. By the Labor and Employment Law Section and WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

#### Law Office Management

**Law Office Management Road Show**

Nov. 14 – Spokane. 6.5 CLE credits, including 2 ethics. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.
30th Annual Antitrust Seminar
Nov. 8 — Seattle and webcast. CLE credits pending. By the Antitrust, Consumer Protection and Unfair Business Practice Section and WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Ethical Dilemmas for the Practicing Attorney
Nov. 13 — Seattle and webcast. 4 CLE ethics credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Annual Corporate Counsel Institute
Nov. 15 — Seattle and webcast. CLE credits pending. By the Corporate Counsel Section and WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

13th Annual Labor and Employment Law Conference
Nov. 22 — Seattle and webcast. CLE credits pending. By the Labor and Employment Law Section and WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Legal Lunchbox Series: Ethics and Social Media
Nov. 26 — Webcast. 1.5 CLE ethics credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Taxation

Taxation Section Seminar
Dec. 17 — Seattle and webcast. CLE credits pending. Presented in partnership by WSBA and the Taxation Section; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Personal Injury Law (New Lawyering Education)
Dec. 3 — Seattle and webcast. CLE credits pending. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Annual Fall Real Estate Conference
Dec. 4 — Seattle and webcast. CLE credits pending. Presented in partnership by WSBA and the RPPT Section; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Annual Probate and Trust Seminar
Dec. 6 — Seattle and webcast. CLE credits pending. Presented in partnership by WSBA and the RPPT Section; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

When the Limelight Comes to You: Ethical Issues in Dealing With The Media (half day)
Dec. 6 — Seattle and webcast. 2.75 ethics credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

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Personal Injury Law (New Lawyering Education)
Dec. 3 — Seattle and webcast. CLE credits pending. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Deposition Techniques, Strategies, Tactics & Skills
Dec. 16 — Seattle and webcast. 6 CLE credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Maritime Law

Current Issues in Maritime Law
Nov. 7 — Seattle and webcast. 7.5 CLE credits. By the Federal Bar Association of the Western District of WA Admiralty Committee and WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Real Property

Annual Fall Real Estate Conference
Dec. 4 — Seattle and webcast. CLE credits pending. Presented in partnership by WSBA and the RPPT Section; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Taxation

Taxation Section Seminar
Dec. 17 — Seattle and webcast. CLE credits pending. Presented in partnership by WSBA and the Taxation Section; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Personal Injury Law (New Lawyering Education)
Dec. 3 — Seattle and webcast. CLE credits pending. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

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Webcasts

Mediation in Land Use and Environmental Cases
Nov. 4 — Seattle and webcast. CLE credits pending. By the Alternate Dispute Resolution Section and WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Current Issues in Maritime Law
Nov. 7 — Seattle and webcast. 7.5 CLE credits. By the Federal Bar Association of the Western District of WA Admiralty Committee and WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

How to Avoid and Handle Fee Disputes
Dec. 6 — Seattle and webcast. 3 ethics credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Annual Family Law Section Seminar

Deposition Techniques, Strategies, Tactics & Skills
Dec. 16 — Seattle and webcast. 6 CLE credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Annual Collection of Judgments
Dec. 12 — Seattle and webcast. CLE credits pending. Presented in partnership by WSBA and the Creditor Debtor Rights Section; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Deposition Techniques, Strategies, Tactics & Skills
Dec. 16 — Seattle and webcast. 6 CLE credits. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Annual Law of Lawyering — Day Two
Dec. 20 — Seattle and webcast. CLE credits pending. By WSBA; 800-945-WSBA or 206-443-WSBA; www.wsbacle.org.

Best of CLE – Day One

Best of CLE – Day Two
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City of Seattle v. Menotti,
409 F.3d 1113 (9th Cir. 2005)
State v. Letourneau,
100 Wn. App. 424 (2000)
Fordyce v. Seattle,
55 F.3d 436 (9th Cir. 1995)
LIMIT v. Maleng,
874 F. Supp. 1138 (W.D. Wash. 1994)

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MEDIATION

Mac Archibald
Mac has been a trial lawyer in Seattle for over 40 years. He has tried a wide range of cases including maritime, personal injury, construction, products liability, consumer protection, insurance coverage, and antitrust law.

Mac has over 20 years of experience mediating cases in Washington, Oregon, and Alaska. He has mediated over 1,500 cases in the areas of maritime, personal injury, construction, wrongful death, employment, and commercial litigation.

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DEADLINE: Text must be emailed to classifieds@wsba.org by the first day of each month for the issue following, e.g. Jan. 1 for the February issue. A credit card payment form will then be provided to you via email. If you wish to mail a check to WSBA, you must also email your text, and your checks must be received (not postmarked) by the first day of the month previous to the publication issue. Mail checks to: WSBA NWLawyer Classifieds, 1325 Fourth Ave., Ste. 600, Seattle, WA 98101-2539. No cancellations after the deadline.

GUIDELINES: State and federal law allow minimum, but prohibit maximum, qualifying experience. No ranges (e.g., “5–10 years”). Ads may be edited for spelling, grammar, and consistency of formatting. If you have questions, email classifieds@wsba.org.

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Teru Olsen
Associate
Ryan, Swanson & Cleveland, PLLC
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Beyond the Bar No.

I became a lawyer because I enjoy a challenge, whether it is building a practice, briefing an interesting point of law, or counseling a client through a difficult time. I have been told that the practice of law is not rocket science. I agree, but there are only a few professions that present the array of challenges that being a lawyer does.

My greatest talent as a lawyer is my ability to communicate with, relate to, and empathize with clients. I largely attribute this to my participation in team sports. Being part of a team developed my ability to communicate with and relate to others.

In my practice, I need to work on keeping pace with changes in technology. I see other lawyers using tablets to store, categorize, and quickly retrieve documents in meetings and depositions, and I find myself thinking that I need to do that, too.

The legal practice has surprised me by the professionalism and courtesies exchanged between lawyers. The picture I had, and I think the picture painted by the media, is that opposing lawyers have nothing but contempt, distaste, and distrust for each other. However, at least in my practice area, most lawyers are reasonably accommodating, cooperative, and respectful.

The best advice I have for new lawyers is the same advice that was given to me as a first-year associate. I was sitting in a partner’s office having just completed a project, and he said something to the effect of, “Don’t worry about trying to get the project done as quickly as possible. The most important thing is to produce a quality work product and do a good job for the client.”

The most rewarding part of my job is achieving a favorable decision or result for a client. But even prior to final resolution of a case, I find it rewarding that people turn to me with their problems. The relationships built with clients, which evolve out of helping them through a difficult time in their life, are what keep me coming to work each day.

I wish that more lawyers would participate in their local bar associations, volunteer at legal clinics, serve on nonprofit boards, and strive to meet RPC 6.1’s aspirational goal of 50 hours of pro bono service each year. We have a great Bar Association with wonderful lawyers, many of whom volunteer their time. However, I think we can do better.

I want to try writing and illustrating a children’s book. Not on a commercial level, but there are a number of new nieces and nephews coming into the family and I think it would be really special to be able to create a unique story just for them.

Friends would call me “Dangerous Dave,” even though I am not at all dangerous.

I would like to learn how to responsibly handle, carry, and discharge a firearm. We don’t have any firearms in the family and I am not sure that I want any, so a little education is in order to develop a better familiarity with them.

Aside from my career, I am most proud of the time that I have spent volunteering as a neighborhood legal clinic attorney, as a board member and treasurer for Kent Youth and Family Services, and as a trustee of the King County Bar Association.

This makes me roll my eyes: When lawyers roll their eyes in court in response to a statement made by opposing counsel or, worse yet, to a ruling from the bench.

My worst habit is not regularly deleting items from my email inbox.

My best habit is taking opportunities that are presented to me. The downside is that I have a hard time saying “no.” But, as they say in basketball, you miss 100 percent of the shots you don’t take. I view opportunities in life the same way.

I am thankful that my wife was insistent that I join a family-oriented firm right out of law school, without the high billable hour requirements of a “downtown” firm. It allowed me to focus on the quality of my work, building a practice, and developing my professional reputation. I would say that it has worked out well for both the firm and for me. I now have a family and profitable practice of my own, without sacrificing one for the other.

My name is J. David Huhs and I am a principal at Curran Law Firm, P.S., in Kent, where I have worked since passing the bar in 2006. My practice generally involves real estate law, civil litigation, and bankruptcy with a specific focus on the representation of condominium and homeowner’s associations. Email me at jduhs@curranfirm.com.

J. David Huhs
WSBA No. 37990

as a neighborhood legal clinic attorney, as a board member and treasurer for Kent Youth and Family Services, and as a trustee of the King County Bar Association.

This makes me roll my eyes: When lawyers roll their eyes in court in response to a statement made by opposing counsel or, worse yet, to a ruling from the bench.

My worst habit is not regularly deleting items from my email inbox.

My best habit is taking opportunities that are presented to me. The downside is that I have a hard time saying “no.” But, as they say in basketball, you miss 100 percent of the shots you don’t take. I view opportunities in life the same way.

I am thankful that my wife was insistent that I join a family-oriented firm right out of law school, without the high billable hour requirements of a “downtown” firm. It allowed me to focus on the quality of my work, building a practice, and developing my professional reputation. I would say that it has worked out well for both the firm and for me. I now have a family and profitable practice of my own, without sacrificing one for the other.

My name is J. David Huhs and I am a principal at Curran Law Firm, P.S., in Kent, where I have worked since passing the bar in 2006. My practice generally involves real estate law, civil litigation, and bankruptcy with a specific focus on the representation of condominium and homeowner’s associations. Email me at jduhs@curranfirm.com.

J. David Huhs
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as a neighborhood legal clinic attorney, as a board member and treasurer for Kent Youth and Family Services, and as a trustee of the King County Bar Association.
I have been editing Bar News/NWLLawyer and writing Bar Beat for six years now and I am sometimes asked how I manage to come up with a column for every issue. I thought it might be of interest to give you an inside look at my creative process.

I do my best literary work in the evenings, so I generally begin with a 5:30 p.m. massage (Swedish, 60 minutes — 90 if it’s been a bad week). My skin still redolent of mint-coconut oil, I repair to my home office, where I lay out a platter of local organic apple slices, Carr’s Whole Wheat Crackers, and a smidge of Abbaye de Belloc (or beluga caviar, if it’s been a bad week). I pour a glass of Walla Walla Cabernet (or a shot of Aberlour, if it’s been a bad week) to place on the side table as an enticement for later (along with a Cohiba, if it’s been a bad week). I then usually light two or three beeswax candles and a stick of Sai Bab Nag Champa (regardless of what kind of week it has been).

Next, I give my desktop Zen garden a stir with the miniature rake and assume a lotus position in the middle of the floor to align my chakras, achieve feng shui, etc. Thus fortified, I boot up my laptop, dial in some Béla Fleck or Mark O’Connor on Spotify, and pop in my earbuds. At this point, I scroll through the headlines in the “Law” queue of my Google News homepage and then scan Twitter, on which I follow several lawyer/journalists. After 20 minutes of browsing the latest law-related topics, I remember that I virtually never write about law in this column and, permitting, I will stroll onto my deck and marvel at the majesty of the surrounding Douglas firs, gaze at the constellations, and stub my toe on the brick I use to hold the door open.

My psychic batteries recharged, I return to my laptop and search the Internet anew for inspiration. My commitment to Bar Beat’s being attuned to the human side of the legal profession leads me to peruse websites emphasizing the human side of, uh, humanity — such as “TMZ,” “Us Weekly,” “The Onion,” and “I Can Has Cheezburger” — rather than the dry, academic fact-based sources on which so much of legal writing depends. This is also a good time to review my Facebook newsfeed to see what my friends’ dinners looked like and what clothes they’re putting on their pets.

If the creative juices are not yet sufficiently flowing, I will often try meditation. By focusing all my attention on my breathing and the repetition of my mantra (“the rule against perpetu-"tions”), it usually takes me no more than 10 minutes to fall asleep on the floor, only to be awakened at 3 a.m. by my cat, Kitty Bob, running over me to catch a moth, or the “ding” of an incoming email from Banana Republic, where I bought something once, alerting me that all women’s wool sweaters are on sale.

In a fog of half-sleep, it will occur to me how agile and ingenious a cat has to be to catch a moth, and what an elegant use of brain power that is as compared to, for example, typing out an email about how all women’s wool sweaters are on sale at Banana Republic. And there it is: this month’s column idea.

The cats, they never fail me. All that remains is another three or four hours of obsessive writing and rewriting, including as much as three minutes of “research” (checking Google to see if anyone has ever measured cat brain power in computer terms, which of course someone has). By 8 a.m., I have sent my column off to the managing editor. Then, three or four days later, I rewrite the whole thing and resubmit it five minutes before it has to go to the printers.

In summary, the whole thing is a lot easier than it looks.

No Writer’s Block Here

Michael Heatherly
NWLLawyer Editor

Michael Heatherly practices in Bellingham. He can be reached at 360-312-5156 and nlawyer@wsba.org. Read more of his work at nwsidebar.wsba.org.
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