



MULTNOMAH LAWYER

May 2017
Volume 63, Number 5



CourtCare's 14th Annual Fundraising Campaign Free Courthouse Childcare Program Exceeds \$1.1M in Fundraising and Receives National Recognition

by Holly Johnston
MBF CourtCare Campaign Committee Chair

CourtCare is celebrating its 16th year of providing a safe, fun and convenient environment for families to have access to no-cost childcare while parents tend to court matters. Over the last 15 years, CourtCare has proven to reduce the number of rescheduled court appointments, reduce the risk that children might witness conflicts among parties or harsh situations in the courthouse, or generally disrupt court business. Families that rely on CourtCare childcare services can more smoothly navigate the serious issues that bring them to the courthouse, which often include stressful situations like divorce proceedings, custody battles, eviction proceedings and criminal matters. On behalf of this wonderful program, the Multnomah Bar Foundation (MBF) asks our legal community to help financially support the annual fundraising campaign for CourtCare that begins on May 1.

CourtCare was founded on a fundamental inspiration to serve children and families in our community and improve access to justice for families by making free, drop-in childcare available at the downtown and more recently, the East County courthouses for parents with business at the courts. CourtCare serves children as young as six weeks and as old as 10 years. Since its inaugural year in 2001, the CourtCare program has made a difference to over 15,000 children who have been welcomed into a cheerful place where they are sheltered from adult issues in court. In addition to providing care during a time of need, CourtCare also makes referrals to families for basic needs, housing, food, clothing and diapers, as well as mental health services and legal aid.

The families who have used CourtCare tell a compelling story of compassion, gratitude and community. Many do not have or could not afford childcare options that would allow them to attend court without their children. Fortunately, CourtCare eases that dilemma at a time when stress levels are already running high. One parent commented, "You guys have been a blessing ... my kid just went wild and I thought we would have to leave, but then the clerk told me about your room." Another family reported, "We came down from the Seattle area, and didn't have any idea how we were going to get through this day, I can't tell you how glad we were to find out about your room, we had NO other place to leave the kids."

Through its dedicated volunteers and tireless service, CourtCare has earned a reputation as the happiest place in the courthouse! The program consistently receives glowing feedback about how much the children love coming to CourtCare: "You people are angels and life-savers ... My daughter couldn't wait to come back after lunch, she loves all the arts and play-doh! The other kids seemed so happy and busy and friendly, it's just a great place." Even children who are unaccustomed to being left in the care of others thrive: "I am just so glad that you are here in the courthouse and that my kids were happy to stay with you, they don't ever get left with anyone and I thought this wouldn't work out, but they loved the room and playing with the other kids. Thank you!" One parent even lamented, "This

Since its inaugural year in 2001, the CourtCare program has made a difference to over 15,000 children....

is a weird complaint, but I have a hard time getting my kid to leave here. Everywhere else, he screams when I leave, but here, he screams when I come back to get him!"

The MBF is proud to share that CourtCare was recently honored by the National Association for Court Management (NACM) as its exemplary local charitable cause at its mid-year conference held in Portland this spring. The NACM honored CourtCare because the CourtCare mission resonates with its membership mission of developing and improving leadership in the judicial system. The NACM made a generous donation and offered CourtCare a national audience. Humbling moments like this should make us all proud to be part of a bar that values giving back to our community.

And now for the ask! The CourtCare Campaign has an annual goal of raising \$100,000 from stakeholders in our Portland-area legal community - let's make 2017 the best fundraising year in CourtCare history! Please help us unite as a legal community behind giving to CourtCare. Each of us gives in different forms and for different reasons. We ask that you please give in your way to CourtCare to help support providing a safe, fun and caring environment for children and families engaged in the legal process in both the downtown and East County courthouses.

This year's fundraising campaign runs from May 1 to May 19. Every dollar helps. Donations are made to the MBF and are tax-deductible. To learn more about CourtCare or the campaign, please contact me at johnstonh@lanepowell.com or 503.778.2185. Also, please see the insert to make a donation by mail, or visit www.mbabar.org to make a donation online or to view a brief video about the CourtCare program.

Without the generous financial support from our legal community, CourtCare would not be possible. On behalf of the MBF Board, I thank you for your consideration and support of this amazing program.

...CourtCare has earned a reputation as the happiest place in the courthouse!

Multnomah Bar Association Annual Meeting, Dinner & Judges Reception

Tuesday, May 16
5-8 p.m.

Portland Marriott Downtown Waterfront
1401 SW Naito Parkway

*Celebrating the profession and
recognizing our colleagues*

Professionalism Award Recipient
Jane Paulson

MBA Diversity Award
Aruna A. Masih

MBA Awards of Merit
Heather W. Decker • Emilee S. Preble

YLS Award of Merit
Jason Pierson

YLS Rookie of the Year
Kevin T. Stokes

Pro Bono Awards
Amanda M. Bruen • Gwendolyn Griffith • Riley M. Makin

Register at www.mbabar.org.

Thank you sponsors of the MBA Annual Meeting

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mba|CLE

To register for a CLE, please see below or go to www.mbabar.org and log in as a member to register at the member rate.

MAY

5.2 Tuesday
How Jurors REALLY Think: A Live Focus Group Evaluates a Personal Injury Case
Jeffrey Boyd

5.3 Wednesday
Oregon Bond and Lien Law
Bill Figg

5.4 Thursday
What's it Worth? Developing, Evaluating and Critiquing Business Valuations for Litigation
Greg Gadawski
Darryl Dorell
Julie Vacura

5.23 Tuesday
Annual Probate Update
Judge Robert Herndon
Judge Katherine Tennyson
Judge Janelle Wipper
Sibylle Baer

5.30 Tuesday
Litigating in the Public Eye
Stephen English
Liz Fuller
Lisa Ludwig
Jeff Manning

5.31 Wednesday
Clackamas and Washington County Court Updates
Judge Robert Herndon
Judge Charlie Bailey

JUNE

6.1 Thursday
Early Dispute Resolutions for Business Lawyers
Shannon Armstrong
Nick Henderson

6.8 Thursday
Multnomah County Trial Practices Update
Judge Stephen Bushong
Judge Kathleen Dailey

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Multnomah Bar Association
620 SW 5th Ave Suite 1220
Portland, Oregon 97204
503.222.3275
Fax 503.243.1881
www.mbabar.org

MULTNOMAH BAR ASSOCIATION
620 SW FIFTH AVE., SUITE 1220
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DEADLINE for copy: The 10th of the month*
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*or the preceding Friday, if on a weekend.

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Editor: Guy Walden

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Legal Aid Needs Us Now More Than Ever

by Tom Sand, MBA President and Andrew Schpak, MBA President-Elect



Tom Sand

The Oregon legal community has a long tradition of contributing time and money to provide legal services for those in need. The challenge of providing access to justice just got tougher. Last month, we learned that the President's proposed budget eliminates funding for the Legal Services Corporation (LSC) beginning in 2018. This development could not come at a worse time: currently one in five Americans are eligible for legal aid, reflecting a 21 percent increase since 2007. Funding from the LSC represents just under 30 percent of legal aid's statewide \$15.5 million dollar budget. The predicament for legal aid in many other states is more severe; we are fortunate that here in Oregon, legal aid has a relatively diversified funding base from over 80 different sources of funding, which is aided in large part by the generous support of our legal community. That said, 30 percent is a substantial reduction. We ask that MBA members dig deeper and do what they can to support legal aid through giving to the Campaign for Equal Justice and to ensure that the voice of those in need is heard by our elected officials.

The right of all people to competent legal representation, regardless of their ability to pay for it, has been a core value of the MBA since it was founded over 100 years ago. Many of our members may not realize how central pro bono service commitment is to the MBA's mission. Minutes from the October 30, 1917 MBA Board meeting reveal the organization's initial steps in representing the interests of low-income individuals:

"Mr. A.R. Gephart, general secretary of the Public Welfare Bureau ... stated that much work was done for the poor and needy and that many cases came before them requiring the services of an attorney for which they were unable to pay. He requested that the Bar Association cooperate ... by appointing one or more attorneys who would assist without compensation. Upon motion ... the president was authorized to appoint a committee of three."

In 1935, Alfred Kelley, then President of the MBA, formed a committee to make recommendations about the organization and financing of a legal aid clinic. This committee and



Andrew Schpak

the Legal Aid Committee of the OSB initiated the first successful effort to establish a legal service program in Multnomah County, and in 1936 the first Legal Aid office opened in Portland. In 1980, the Young Lawyers Section of the MBA was formed with Mike Haglund as its founding president. The MBA YLS, with grants from the MBA and ABA, started the Volunteer Lawyers Project which is now housed at Legal Aid Services of Oregon. Today, the MBA bylaws specify that assisting low-income Oregonians is a primary focus of the organization.

History alone is a less compelling reason to support legal aid than the urgent need that currently exists. As Multnomah County grows, the need for legal services for those living in poverty will only continue to increase. Even without the proposed funding reduction, legal aid can only meet the needs of about 15 percent of those who meet the income qualifications. While we may be living in a politically-contentious time, legal aid has enjoyed a long history of strong, bipartisan support. Republicans, Democrats, businesses, and social service agencies in this state have united to rally around LASO as an essential service for a fair and effective justice system. When a large segment of our population loses access to our system of justice, we all pay an incalculable price.

Here are three simple things you can do to help:

- Say that you will stand up for your local Legal Aid office. You can help offset any future cuts by contributing to the Campaign for Equal Justice. <http://www.cejoregon.org/donate-pledge.shtml>
- Volunteer to take on a pro bono matter. There are ample opportunities in a wide variety of areas. The MBA maintains a list of opportunities in Multnomah County at <https://mbabar.org/AboutUs/ProBonoOpportunities.html>. For a list of opportunities in all of Oregon, visit <http://www.osbar.org/probono>.
- Make sure your IOLTA account is with a Leadership Bank working with the Oregon Law Foundation to support legal aid through above-market interest rates. If you are already with a Leadership Bank, please thank them for their commitment

Calendar

MAY

1 Monday
CourtCare Campaign begins
See insert

3 Wednesday
East County Social
RSVP to pamela@mbabar.org

4 Thursday
YOUTHFILM Screening
www.mbabar.org

6 Saturday
"Tell It to the Judge" and Legal Information Booth
www.mbabar.org

10 Wednesday
June Multnomah Lawyer deadline

11 Thursday
Solo and Small Firm Workshop: Lawyer as Employers
www.mbabar.org

15 Monday
Youth, Rights & Justice, The Justice Luncheon
www.youthrightsjustice.org

16 Tuesday
MBA Annual Meeting & Dinner
www.mbabar.org

18 Thursday
Tillicum Gathering
www.mbabar.org

19 Friday
MBA and YLS Committee Volunteer Forms due
www.mbabar.org

29 Monday
Memorial Day Holiday

JUNE

8 Thursday
Topgolf Social
See insert

9 Friday
July/August Multnomah Lawyer deadline

13 Tuesday
Solo and Small Firm Social

17 Saturday
YLS Summer Social at Thorns FC Match

SALC Race for Justice
www.salcraceforjustice.org

JULY

4 Tuesday
Independence Day Holiday

mba | EVENT

New Event!

Topgolf Social

Thursday, June 8
Topgolf
5505 NW Huffman St., Hillsboro
5-8 p.m.

Join us for a fun, new event for people of all golfing abilities!

Enjoy friendly, competitive golf games, fun and socializing. Bring your clients, colleagues, family and friends. Topgolf provides a unique networking and social opportunity. You'll play in climate-controlled bays in teams of up to six. See Sam Rayburn's article on page 9 for more information about Topgolf.

We'll be joined by members from the Oregon Bankers Association and Oregon Society of CPAs.

Registration includes games, hosted appetizers and a cash bar. \$75 for MBA members and non-lawyers, \$95 after June 1 and for non-MBA members.

Bay sponsorship opportunities are available and include complimentary tickets.

Proceeds from MBA golf events benefit the Volunteer Lawyers Project.

To register or sponsor, see the insert in this issue or contact Pamela Hubbs (503.222.3275, pamela@mbabar.org).

to justice. The MBA currently has an affinity partnership with Bank of the Cascades. The full list of leadership banks can be found here: <http://www.oregonlawfoundation.org>

As residents of Oregon, we often like to say that things are different here. As lawyers, we have reason to be proud of the sense of community that exists in our local legal profession. Supporting legal

aid is a fundamental responsibility that all Oregon attorneys must share if we are going to maintain the unique culture we have here in the years to come. Please join with us to help guarantee the promise that all citizens are entitled to equal justice under law.



The MBA will apply for 2 hours of general OSB MCLE credits unless otherwise noted; 2 Washington credits may be obtained independently. Registrants who miss the seminar may request the written materials. Substitutions are welcome. Registration fees are non-refundable.

Unless otherwise noted, all classes are held at the World Trade Center, 26 SW Salmon, Portland.

How Jurors REALLY Think: A Live Focus Group Evaluates a Personal Injury Case

Tuesday, May 2, 2017 - 3-5 p.m.
World Trade Center, Mezzanine

Members \$75/Non-Members \$120

This class will be a live demonstration of a focus group in a car wreck personal injury case.

Jeffrey Boyd, President of Boyd Trial Consulting, and a member of Nelson Boyd, PLLC, will present the evidence, arguments, and law to a group of “real” people – non-lawyers who could be jurors someday. The goal is to get the jurors’ feedback on the many aspects of the case, so that the lawyers in attendance can see and hear how real people think about the issues in a typical case. The jurors will be presented with the facts and law of a typical car crash personal injury case. Hear and see how real people process and talk about the facts and the law.

Throughout the course of his career, Jeff has tried over 100 civil jury trials and has served as a trial consultant for over 19 years in hundreds of cases, including many throughout Oregon.

For more information: Contact Cynthia Newton, Thomas Coon Newton & Frost at 503.228.5222. For registration questions, contact the MBA at 503.222.3275.

Bond and Lien Law in Oregon

Wednesday, May 3, 2017 - 3-5 p.m.
World Trade Center, Mezzanine

Members \$60/Non-Members \$95

Join us for a primer on Oregon bond and lien law, with a brief comparison of Oregon to Washington. **William Fig**, Sussman Shank, is presenting this class intended for attorneys who practice in the areas of construction and real estate.

For more information: Contact Kristen Hilton, Sussman Shank at 503.243.1654. For registration questions, contact the MBA at 503.222.3275.

Annual Probate Update

Tuesday, May 23, 2017 - 3-5 p.m.
World Trade Center, Auditorium

Members \$60/Non-Members \$95

The MBA presents the 2017 Annual Probate Update, featuring **Judge Janelle Wipper**, Washington County; **Judge Robert Herndon**, Clackamas County; **Judge Katherine Tennyson**, Multnomah County; and **Sibylle Baer**, Cartwright Baer Johansson PC. Ms. Baer will provide an update of recent case law and legislation. The judges and staff will discuss current practices and procedures in the metro area. This CLE is a must for all probate practitioners and/or their staff.

For more information: Contact Mindy Stannard, McKean Smith at 503.567.7967. For registration questions, contact the MBA at 503.222.3275.

Litigating in the Public Eye

Tuesday, May 30, 2017 - 3-5 p.m.
World Trade Center, Mezzanine

Members \$60/Non-Members \$95

Welcome to the new world of instant news...worthy or not. When our cases end up attracting media attention (whether we want them to or not), attorneys need to know how to deal with media and public relations issues. Join attorneys **Stephen English**, Perkins Coie and **Lisa Ludwig**, Ludwig Runstein LLC, public relations professional **Liz Fuller** of Gard Communications, and Oregonian reporter **Jeff Manning** to discuss responding to public attention in ways that protect and advance our clients’ interests.

For more information: Contact Kevin Sali, Kevin Sali LLC at 503.329.3598. For registration questions, contact the MBA at 503.222.3275.

Clackamas and Washington County Court Updates

Wednesday, May 31, 2017 - 3-5 p.m.
World Trade Center, Mezzanine

Members \$60/Non-Members \$95

The MBA CLE Committee presents a two-hour CLE focusing on Clackamas and Washington County court updates. This CLE is designed for all attorneys and will provide information and forms for navigating the Clackamas and Washington County Courts.

Our panel includes Clackamas County **Presiding Judge Robert Herndon** and Washington County **Presiding Judge Charlie Bailey**. This CLE will assist the practitioner in adjusting to court procedures outside of Multnomah County, including court organization, filing and serving documents, general calendaring, routine motion practice and scheduling and obtaining court assistance with trial and pleading issues.

The CLE will also provide attendees with updates to both Washington and Clackamas County court practices. Printed materials and online resources will be available to provide further assistance to attorneys who may practice in either or both of these counties.

For more information: Contact Terry Wright, Willamette College of Law at 503.375.5431. For registration questions, contact the MBA at 503.222.3275.

Early Dispute Resolution for Business Lawyers

Thursday, June 1, 2017 - 3-5 p.m.
World Trade Center, Mezzanine

Members \$60/Non-Members \$95

Learn strategies to effectively and efficiently resolve business disputes before costly litigation is the only choice. **Shannon Armstrong**, shareholder at Markowitz Herbold, and **Nicholas Henderson**, partner at Motschenbacher & Blattner LLP, will discuss how to conduct an early dispute assessment, how to prepare and respond effectively to demand letters, negotiation techniques, pre-litigation strategies, recognizing when to involve a litigator, and how to work effectively with litigation counsel.

For more information: Contact Jovanna Patrick, Hollander Lebenbaum & Gannicott at 503.222.2408. For registration questions, contact the MBA at 503.222.3275.

Multnomah County Trial Practices Update

Thursday, June 8, 2017 - 3-5 p.m.

World Trade Center, Mezzanine

Members \$60/Non-Members \$95

This year’s program will feature presentations by Multnomah County Chief Civil Court **Judge Stephen Bushong** and Multnomah County Circuit Court **Judge Kathleen Dailey**. Topics will include motion practice, jury selection, briefing, jury instructions, making and arguing objections, managing witnesses and exhibits, handling presentation media and other procedural and practical issues faced by trial lawyers. Judges Bushong and Dailey will also identify and discuss approaches for avoiding significant trial practice mistakes that Multnomah County judges frequently encounter.

The program is designed for attorneys at all levels of experience, and practitioners are strongly encouraged to take advantage of this excellent opportunity to ask questions. Please join us for this informative discussion.

For more information: Contact Karen Thompson, Attorney at Law at 971.340.0963. For registration questions, contact the MBA at 503.222.3275.

Visual Presentations in the Courtroom: How to Use the Simplicity of an iPad to Transform How You Try Cases

Tuesday, June 13, 2017 - 3-5 p.m.

World Trade Center, Flags Room

Members \$60/Non-Members \$95

The iPad has revolutionized the practice of law for those attorneys willing to discover its vast potential, not only for use in trial but also for improving productivity in the office, at home, and on the road. This two-hour presentation will show how the following four key apps can be used in the courtroom:

- Keynote, the ideal app for opening statements and closing arguments
- TrialPad, an extremely easy-to-use app for presenting exhibits to a jury
- DocumentPad, a handy app that allows simultaneous word searches of multiple records
- TranscriptPad, an extremely useful app that allows you to create “issue codes” for depositions or “daily transcripts,” and to do simultaneous word searches of multiple transcripts

The simplicity of the iPad and of these apps now make it possible for any attorney to organize and present information in an electronic format, with no additional costs or payments to outside vendors. In addition, this presentation will explore the emerging science of visual communications.

This two-hour presentation will be led by attorney **Kelly L. Andersen**, of Medford, who speaks on this topic regularly. Mr. Andersen has been practicing law in Oregon since 1979. In 2014 the Oregon Trial Lawyers Association named Mr. Andersen its Distinguished Trial Lawyer of the Year.

For more information: Call Kyle Dukelow, Law Office of Kyle B. Dukelow at 503.288.1992. For registration questions, contact the MBA at 503.222.3275.

To register for these classes, see page 4.

Managing Electronic Discovery: Legal Developments and Practical Tips

Thursday, June 15, 2017 - 3-5 p.m.
World Trade Center, Flags Room
Members \$60/Non-Members \$95

Litigation attorney **Ian Christy** of Miller Nash Graham & Dunn LLP will discuss recent developments in the law of electronic discovery, including the impact of the December 2015 amendments to the Federal Rules of Civil Procedure. The program will also cover:

- Strategic considerations and practical tips for managing various stages of e-discovery in complex civil litigation - from preservation to production to discovery motions.
- Perspectives regarding the benefits of using an e-discovery vendor to assist with the e-discovery process.

The class is a must-attend for individuals interested in learning more about this rapidly evolving area of litigation. Ian is a litigation attorney and a specialist in e-discovery. He regularly works on complex e-discovery issues in a wide range of federal and state civil litigation and government investigation matters, helping to provide clients with practical and cost-effective e-discovery solutions.

For more information: Contact Cody Elliott, Miller Nash Graham & Dunn at 503.205.2465. For registration questions, contact the MBA at 503.222.3275.

Mandatory Training to Become a Multnomah County Arbitrator

Friday, June 30, 2017 - 3-5 p.m.
World Trade Center, Mezzanine
Members \$60/Non-Members \$95

Basic training to qualify for Multnomah County Arbitration Panel. Participation meets one of the requirements for inclusion on the Multnomah County list of approved court appointed arbitrators.

This program will feature Multnomah County Circuit Court **Judge David Rees** and a panel of experienced arbitrators who will explain and discuss the statutes, rules, case law and ethical issues governing court-annexed arbitration in Multnomah County. Using typical fact patterns as an example, the program will provide step-by-step advice on scheduling arbitration hearings and dealing with postponements, resolving pre-hearing evidentiary and discovery disputes, handling summary award and other pre-hearing motions, conducting arbitration hearings, dealing with attorney fees and costs and preparing and filing arbitration awards.

For more information: Contact John Ostrander of Elliott, Ostrander & Preston at 503.224.7656. For registration questions, contact the MBA at 503.222.3275.

Strategies for Effective and Efficient Legal Writing

Tuesday, September 12, 2017 - 12-1 p.m.
World Trade Center, Sky Bridge Room
Members \$30/Non-Members \$50

This program will help you improve your legal writing, and maybe even enjoy the writing process a little more, by designing your own writing checklists to streamline the writing and quality-control process. The program will teach you how to use checklists to enable you to put recurring issues on "autopilot," saving time and brain power for the heavy lifting of research and analysis. It will also teach you how to communicate more effectively with judges, colleagues, and clients through the regular use of checklists. Whether you are a new lawyer, an experienced practitioner, or a legal administrator, this class will help you consistently deliver a work product that satisfies your professional audience. **Lora Keenan** is a legal writing consultant, coach, and trainer. She worked for the Oregon appellate courts as a lawyer for more than 20 years, including drafting and editing appellate court decisions. She has also worked for the Oregon Department of Justice as Public Records Counsel.

For more information: Contact Jovanna Patrick, Hollander Lebenbaum et al at 503.222.2408. For registration questions, contact the MBA at 503.222.3275.

CLE BOGO

The MBA is pleased to announce its buy-one-get-one CLE policy for participants in the MBA and OSB mentor programs.

OSB and MBA mentors: When you register for an MBA CLE, you can register your mentee to attend with you for free.

Contact Shannon West at shannon@mbabar.org or 503.222.3275 to add your mentee to the registration list.

Photocopy, complete and mail or fax the registration form with payment to the MBA to reserve your space. Self-study materials from past CLE classes may be downloaded at www.mbabar.org.

CLE Registration Form

NAME	ACCOUNT NUMBER
FIRM	EXPIRATION DATE AND SECURITY CODE
ADDRESS	SIGNATURE
CITY STATE ZIP	BILLING ADDRESS FOR CARD (if different)
PHONE	
OSB#	

- Member Status:**
- MBA Member
- Non-Member

- Payment Options:**
- Check VISA MasterCard
- American Express

Registration forms with payment must be received in the MBA office by 3 p.m. the day before the seminar. Registration forms may be mailed or faxed to the address or number below. Accommodations available for persons with disabilities; please call in advance for arrangements.

Photocopy registration and mail or fax with payment to:
Multnomah Bar Association
620 SW Fifth Ave., Suite 1220 ■ Portland, OR 97204
503.222.3275 ■ Fax to: 503.243.1881

Register online and order or download MBA self-study materials at www.mbabar.org.
Reduced fees for unemployed members are available and are assessed on a case-by-case basis. For details, call the MBA at 503.222.3275.

Seminar Selection:

Please select the seminar(s) you wish to attend. Written materials for each class are included with registration. Pre-registration with payment is required to reserve a space; at-the-door registrations are accepted if space is available.

- 5/2 How Jurors REALLY Think: A Live Focus Group Evaluates a Personal Injury Case**
 Class Registration (\$75 Members/\$120 Non)\$ _____
 CD-ROM & Written Materials (\$75 Members/\$120 Non) ..\$ _____
- 5/3 Bond and Lien Law in Oregon**
 Class Registration (\$60 Members/\$95 Non)\$ _____
 CD-ROM & Written Materials (\$60 Members/\$95 Non) ..\$ _____
- 5/23 Annual Probate Update**
 Class Registration (\$60 Members/\$95 Non)\$ _____
 CD-ROM & Written Materials (\$60 Members/\$95 Non) ..\$ _____
- 5/30 Litigating in the Public Eye**
 Class Registration (\$60 Members/\$95 Non)\$ _____
 CD-ROM & Written Materials (\$60 Members/\$95 Non) ..\$ _____
- 5/31 Clackamas and Washington County Court Updates**
 Class Registration (\$60 Members/\$95 Non)\$ _____
 CD-ROM & Written Materials (\$60 Members/\$95 Non) ..\$ _____
- 6/1 Early Dispute Resolution for Business Lawyers**
 Class Registration (\$60 Members/\$95 Non)\$ _____
 CD-ROM & Written Materials (\$60 Members/\$95 Non) ..\$ _____
- 6/8 Multnomah County Trial Practices Update**
 Class Registration (\$60 Members/\$95 Non)\$ _____
 CD-ROM & Written Materials (\$60 Members/\$95 Non) ..\$ _____
- 6/13 Visual Presentations in the Courtroom**
 Class Registration (\$60 Members/\$95 Non)\$ _____
 CD-ROM & Written Materials (\$60 Members/\$95 Non) ..\$ _____
- 6/15 Managing Electronic Discovery: Legal Developments and Practical Tips**
 Class Registration (\$60 Members/\$95 Non)\$ _____
 CD-ROM & Written Materials (\$60 Members/\$95 Non) ..\$ _____
- 6/30 Mandatory Training to Become a Multnomah County Arbitrator**
 Class Registration (\$60 Members/\$95 Non)\$ _____
 CD-ROM & Written Materials (\$60 Members/\$95 Non) ..\$ _____
- 9/12 Strategies for Effective and Efficient Legal Writing**
 Class Registration (\$30 Members/\$50 Non)\$ _____
 CD-ROM & Written Materials (\$30 Members/\$50 Non) ..\$ _____
- Total due**\$ _____

Announcement

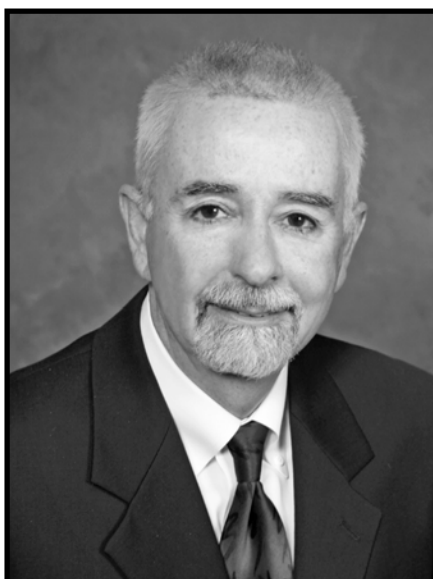
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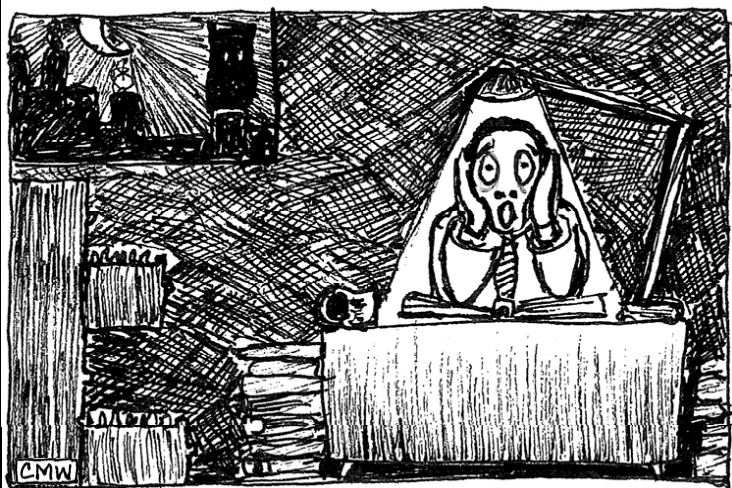


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mba | ANNOUNCEMENTS

PLF Board Positions

The Board of Directors (BOD) of the Professional Liability Fund is looking for one lawyer member and one public member, each to serve a five-year term on the PLF Board of Directors beginning January 1, 2018. Directors attend approximately six one- to two-day board meetings per year, plus various committee meetings. Directors are also required to spend time reading board materials and participating in occasional telephone conferences between meetings. PLF policies prohibit directors and their firms from prosecuting or defending claims against lawyers. The BOD recognizes that the bar members are diverse in perspective and background, and we highly encourage individuals from a diverse background to apply.

Interested persons should send a brief resume by July 7 to Carol Bernick, CarolB@osbplf.org.

Free CLE Webcast for MBA Members

The video webcast of the seminar "Representing Incapacitated Clients" is available in the Members Center at www.mbabar.org. The webcast is approved for one hour of ethics and one hour of general OSB MCLE credit.

MBA members receive access to a rotating selection of six different CLE seminars each year - a \$360 value.

Commitment to Professionalism

The MBA professionalism statement is available for MBA members to order and display in their offices. The statement is printed on quality 11x14" parchment paper and is suitable for framing. Reconfirm your commitment to professionalism; order your free professionalism statement at <http://www.mbabar.org/assets/documents/profcertorder.pdf>.

Noon Time Rides

Short fast rides with hills. Meet at SW corner of Pioneer Courthouse Square (Yamhill & Broadway) between noon and 12:10 p.m., Monday and Thursday. Contact: Ray Thomas 503.228.5222 with questions, or meet at start.

Free Event Publicity

The MBA website includes a unique feature: the ability for law-related organizations and nonprofits to add their social events to the MBA online calendar.

The MBA offers other organizations the ability to access our online calendar in order to provide **one** site where all law-related events can be listed to help prevent conflicts.

Please consider adding your social events to the MBA online calendar at the following link: <http://mbabar.org/Calendar/SubmitAnEvent.html>. Or, you may contact the MBA at mba@mbabar.org to add your item to the calendar.



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Ethics Focus

Spring Cleaning Revisited: Electronic File Retention and Destruction

by Mark J. Fucile
Fucile & Reising LLP



The notion of a lawyer's "file" has changed markedly over the past decade. "Redweld" folders and "bankers" boxes have increasingly given way to records that are solely (or at least mostly) electronic. Regardless of the medium used for files, however, questions regarding file retention and destruction once we have completed a matter for a client remain as real for electronic files as their paper counterparts. The OSB recently revisited this topic in the electronic file context so we will, too. In this column, we'll look at three primary areas of electronic file management: (1) how can we store closed files? (2) how long do we have to keep them? and (3) how do we eventually destroy them?

"Redweld" folders and "bankers" boxes have increasingly given way to records that are... electronic.

Storing Closed Files

RPC 1.15-1(a) and case law (see, e.g., *In re Spencer*, 335 Or 71, 58 P3d 228 (2002)), remind us that we have a continuing duty to safeguard original documents that clients have entrusted to us that have legal significance in and of themselves - such as original wills or contracts. Therefore, in closing a matter, it is usually wise to return any such originals to the client concerned.

In Oregon, "files" have long been construed (principally by OSB Formal Opinion 2005-125, now superseded by 2017-192) to include both their paper and electronic components. Last year, the OSB in Formal

Opinion 2016-191 concluded that lawyers may generally use electronic media or systems to store closed files as long as the media or system chosen has the same security to protect client confidentiality that applies to current files. In the same vein, Opinion 2016-191 reasoned that unless prohibited by an engagement agreement or the equivalent, lawyers could also convert paper files to electronic records for long-term storage. An earlier OSB ethics opinion, 2011-188, generally approved use of cloud-based file storage - again as long as storage and retrieval were sufficiently secure to meet our duty to make "reasonable efforts" in the vernacular of RPC 1.6(c) to protect client confidentiality. Opinion 2011-188 also counsels that lawyers need to continue to evaluate a third-party storage provider's security measures over time in light of changes in the technological "state of the art." All of the OSB opinions are available at www.osbar.org.

How Long?

There is no uniform standard for the length we need to store closed files. In fact, file retention is not addressed directly in the Rules of Professional Conduct beyond client originals discussed

The PLF generally recommends retaining most files for at least 10 years.

earlier under RPC 1.15-1(a). Rather, the length involved will usually turn instead on risk management considerations.

The OSB Professional Liability Fund (PLF) has a very useful set of guidelines available at www.osbplf.org. The PLF generally recommends retaining most files for at least 10 years. That corresponds to the 10-year statute of ultimate repose for legal malpractice claims under ORS 12.115(1) (see, e.g., *Davis v. Somers*, 140 Or App 567, 915 P2d 1047 (1996)), and, in most circumstances, provides a practical measure for the outer boundaries of the continuing relevance of the material in the file concerned. The PLF guidelines, however, are very careful to note and give practical examples of files that should be kept for longer periods - such as those relating to minors. The PLF guidelines should also be viewed through the prism of a firm's particular practice focus - with an estate planning firm likely having more files triggering exceptions to the 10-year general norm than an insurance defense firm.

File Destruction

Under RPC 1.9(c), our duty of confidentiality continues beyond the end of an attorney-client relationship and, under OSB Formal Opinion 2005-23, extends even beyond the death of a client. Therefore, we need to take care in choosing the methods to dispose of files when the appropriate time comes. This generally means that we should shred paper files and do the equivalent with electronic files. The PLF file management

Firms are permitted to use outside services to handle file destruction....

guidelines discussed earlier also note that lawyers should verify that no client original documents (covered by RPC 1.15-1(a)) remain before destroying a file and recommend that firms maintain a log of files destroyed reflecting the matters involved and the destruction date.

Assuming that a lawyer returned originals at the conclusion of a matter and the client was copied on documents as the matter involved progressed, what a firm is essentially destroying later is the firm's copy of the client's file. Nonetheless, it can be prudent to advise the client in either an engagement or closing letter about the firm's file retention and destruction policies.

Firms are permitted to use outside services to handle file destruction provided the service selected understands the firm's confidentiality obligations. OSB Formal Opinion 2005-141 puts it this way (at 3): "As long as Law Firm makes reasonable efforts to ensure that the recycling company's conduct is compatible with Law Firm's obligation to protect client information, the proposed contract is permissible. Reasonable efforts include, at least, instructing the recycling company about Law Firm's duties pursuant to Oregon RPC 1.6 and obtaining its agreement to treat all materials appropriately."

Summing Up

Although technology has changed the form of lawyers' files, both the ethical duties and the risk management considerations developed when paper was the medium of choice remain equally applicable to newer electronic file storage.



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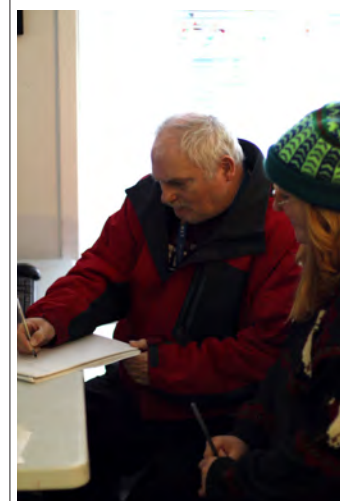
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COMMITTEE VOLUNTEERS NEEDED

The MBA and YLS committees are seeking new volunteers for terms beginning Fall 2017. For more information and to sign up, see the insert in this issue or visit www.mbabar.org.



"I am a member of the MBA because it has given me the opportunity to form lasting relationships with lawyers and give back to the profession with a modest investment of time."
- Amber Hollister, MBA Board



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Around the Bar



David Foraker

over 10 years of experience in Oregon criminal law. Most recently, Kirkwood worked as an administrative law judge and a pro tem judge, ruling on DMV hearings and DUI cases. Prior to becoming a judge, Kirkwood was a criminal defense attorney who advocated on behalf of thousands of clients charged with crimes ranging from DUI to more serious personal felonies. The Reynolds Defense Firm, located in Portland, specializes exclusively in representing good people facing DUI charges.



Sanford Landress

Miller Nash Graham & Dunn LLP

The firm welcomes **David Foraker** and **Sanford Landress** to its Portland office. Foraker and Landress join as partners focusing their practice on complex bankruptcy, debtor/creditor rights, business reorganization and transactional matters and commercial litigation. Both Foraker and Landress were previously with the firm Greene & Markley PC and bring with them close to 60 years' combined experience.



Anthony Kuchulis

Barran Liebman

Barran Liebman is proud to announce that **Anthony Kuchulis** has been selected as the 2017-18 American Heart Association's Men Go Red Co-Chair of the Portland Chapter, which supports the Go Red for Women campaign and seeks to raise funds and awareness to combat women's heart disease issues.



Erin Kirkwood

Reynolds Defense Firm

The Reynolds Defense Firm is pleased to announce that **Erin Kirkwood** has joined our legal team as our newest associate attorney. Kirkwood brings

The Around the Bar column reports on MBA members' moves, transitions, promotions and other honors within the profession. The submission deadline is the 10th of the month preceding publication or the prior Friday if that date falls on a weekend. All submissions are edited to fit column format and the information is used on a space-available basis in the order in which it was received. Submissions may be emailed to mba@mbabar.org.

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Welcome Austin Batalden



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MBA Golf: The Intersection of Business and Pleasure

by Samuel Rayburn
VLP Golf Committee Chair



Whether you are a lawyer, accountant, banker, entrepreneur, or executive, a core component of success in business is building and maintaining strong relationships. However, building genuine relationships is hard. It requires connecting with people on a personal level and often times stepping out of our comfort zones. While we all build relationships in different ways, I find that most of us stick to the same “networking” forums: breakfast meetings, lunch meetings, happy hour meetings, coffee meetings, etc. As you can see, lots of sit-down meetings.

To break up the meeting monotony, try GOLF! Golf can be an extremely effective relationship-building tool and a pleasantly surprising break from the more formal sit-down meeting. Golf allows you and your connection(s) to meet and interact in a less formal setting where you can escape the confines of your office or a restaurant and enjoy the outdoors. This setting tends to promote a level of conversation beyond business and current professional events. Regardless of whether you choose to play 18 holes, nine holes, or just hit the driving range, when

people are on the golf course or at the driving range, they are much more likely to open up on a personal level, which is the cornerstone of genuine relationships.

Now that you are convinced and ready to start your golf networking journey, you may be asking where to begin. Look no further than the MBA VLP (named for the Volunteer Lawyers Project) Golf Committee. As many of you are aware, the VLP Golf Committee has a long history of hosting successful golf events that support the VLP. In the last five years, MBA golf events have raised over \$72,000 for the VLP through sponsorship and your participation. This is an accomplishment we are all very proud of and look forward to continuing this year.

Historically, the VLP Golf Committee has hosted upwards of five golf events annually throughout the Portland metro area, aimed primarily at attorneys who enjoy escaping the office for an afternoon of golf. This year, the committee is narrowing its focus, while hoping to broaden its reach. In 2017, the committee is hosting two events: (1) **the First Annual Topgolf Social**; and (2) **the MBA Golf Championship to Benefit the Volunteer Lawyers Project**.

As evidenced by the name, the Topgolf Social is a new event for the MBA and one that we hope will continue well into the future. Topgolf provides a unique networking/social opportunity for MBA members and guests *regardless of your golfing ability*. What is Topgolf you ask? Their website sums it up best by

saying, Topgolf “features fun and competitive golf games for all ages, climate-controlled playing ‘bays’ similar to a bowling lane, an impressive food and drink menu ... HDTVs to watch the big game and a music selection that will make every visit feel like a party.” At Topgolf, the focus is on creating a fun, social environment *for people of all golfing abilities*.

The First Annual Topgolf Social will be held on Thursday, June 8 at 5 p.m. The MBA is hosting the event with the participation of the Oregon Bankers Association and Oregon Society of CPAs. Bay sponsorship opportunities are limited but still available.

As always, the 2017 MBA golf season will conclude with the MBA Golf Championship. Keeping with tradition, the championship provides MBA members and guests the opportunity to play on one of Oregon’s most exclusive private courses. This year, we are excited to announce that the championship will be heading back to the Oregon Golf Club in West Linn. The Oregon Golf Club last hosted this event in 2014, where the Klarquist Sparkman team of Steve Joncus, Mike Jones, Ray Klitzke and Derek Toddy took first place in the firm division, and the team of Phil Bunting, Steve Maurer, Tom Purcell and Dan Rowan took first place in the open division. Who will take home the 2017 trophy? Join us on Monday, October 9 and find out!

Please check out our flyer in this month’s newsletter to sponsor or register, or contact me (503.906.2246) or Pamela Hubbs (503.222.3275, pamela@mbabar.org) if you have questions.

Thank you in advance for supporting the Volunteer Lawyers Project!

MBA Solo and Small Firm Social on June 13

by Dana Sullivan
Solo and Small Firm Committee



MBA members who are solo practitioners or members of small firms are invited to come socialize with colleagues on Tuesday, June 13 from 5 - 6:30 p.m. at the Red Star Club Room. FindLaw is generously sponsoring the event

These periodic social events provide an opportunity for those of us in small firms to network and they also provide an opportunity for the MBA to hear from members how we can better serve your needs on an ongoing basis.

When the MBA instituted the Solo and Small Firm Committee two years ago, the aim was to provide opportunities for solo and small firm practitioners to exchange views about the challenges and benefits of small firm practice, learn from peers about how they’ve attained success in running a small business and develop a referral network. One way that the planning committee

has sought to achieve these aims is by organizing monthly workshops focused on topics relevant to all solo and small firm practitioners. The topics of these workshops have included the pros and cons of certain case management systems, how to develop a business plan, preparing an effective engagement letter and avoiding legal pitfalls when hiring and managing staff. The workshops are intended to be practical and interactive and provide members with a good opportunity to ask questions or offer suggestions.

In addition to the monthly workshops, we have scheduled periodic social events. The planning committee’s hope is that, given the opportunity to meet one another informally, members will develop relationships with colleagues in other practice areas to whom they can refer cases or within their own practice area whom they can call with questions.

We also want to brainstorm with members about what topics we should consider covering in future workshops. *Please come with suggestions. If you do, your drink is on us.* Those who submit a suggestion at check-in for the event will receive a ticket for a free drink. The event is free. RSVP to Kathy Modie at kathy@mbabar.org.

Heather W. Decker and Emilee S. Preble MBA Merit Award Recipients

Criteria for Selection
Recipients have an enduring commitment to the MBA’s mission of promoting justice through service, education or leadership to the MBA.

The MBA is pleased to present its 2017 Merit Awards to **Heather W. Decker** and **Emilee S. Preble**.



Heather Decker

Heather Decker started on the Membership Task Force in 2014 and continued on when it morphed into the Membership Committee in 2015. As current chair, she re-organized the charge, creating three subcommittees to make their work more effective and efficient. She was also instrumental in making this year’s membership telethon a reality. Heather has a long history with the MBA. She served as chair of the YLS Service to the Public Committee from

2003-04 and chaired the MBA Equality Committee from 2011-13. She received a YLS Award of Merit in 2003.



Emilee Preble

Emilee Preble has participated on the MBA Equality & Diversity Committee since 2014 and presently serves as chair. Last year she took the lead in creating a Fellows Program for the MBA. She researched a similar program in King County, Washington, and modeled the MBA program after it. She has been working hard to get sponsors for the program with the goal of launching the pilot program this summer.

The MBA is very fortunate to have so many enthusiastic and valuable volunteers. These two volunteers richly deserve their MBA Merit Awards. Congratulations.

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Tips From the Bench

by Judge Katherine Tennyson
Multnomah County Circuit Court



So much of what happens in the probate of estates and administration of guardianships and conservatorships is routine, uncontested and requires virtually the same steps in every proceeding. Such ease of practice can encourage complacency. It is easy to skip an occasional review of statutes or case law to ensure the most up to date knowledge of an issue. Sometimes, it is a matter of keeping up with statutory changes where none have happened in, well, literally decades. Sometimes, it is undertaking a procedure around for what feels like the beginning of time, but is poorly understood. In recent months, three of these areas are the most problematic for lawyers in Multnomah County.

“I AM LEAVING [house address] to [name] aka POLLO. DON’T ARGUE WITH ME. SEE THAT IT HAPPENS. THE FULL LOT, HOUSE, ETC. DEED IN HIS NAME, IN HIS HANDS”

In 2015, the Oregon Legislature accepted a recommendation from the Oregon Law Commission’s Probate Code Workgroup which resulted in ORS 112.238. This statutory change is designed to relax some of the formalities generally required for the valid execution of testamentary documents. In essence, it is supposed to ensure that ordinary people do not revoke their entire estate plan by doing what ordinary people do. That is, changing things when their circumstances change by taking a pencil or a pen to a formally executed will or codicil and editing the document by writing over it. Instead, through compliance with the statute, these “harmless errors” would be overlooked in favor of implementation of clear intent of the descendant. The trouble that arises from this statute is illustrated by the statement in bold, above, submitted together

with a series of other notations on a little steno notebook, as “codicils” to the decedent’s properly executed will. Prior to submitting a writing that lacks the typical signatures and attestation clause or a will purportedly “revised” by the decedent, a careful practitioner should take some time to review ORS 112.238 along with legislative history for the statute. It will save time and consternation if the appropriate documents are filed the first time around.

ORS 125.098 Requires an Attorney Fee Request That Addresses Applicable Factors

In protective proceedings (guardianships/conservatorships) a court is required by ORS 125.098 to consider the factors enumerated by that statute in awarding attorney fees. This change occurred in 2015. While many lawyers have caught on to the change, there are still a substantial number of fee petitions that do not comply with the statute. It is important to remember that there is no exemption to this requirement for minimal fee requests. There is also no exemption for cases in existence prior to the effective date of the statute. At this point, lawyers would be well served to review their starting forms for attorney fee petitions in protective proceedings and simply revise the forms to comply with the statute. That way, a guide will prompt the lawyer to fill in the required information and the court will not have to reject the request for failure to comply with the statute.

Disclaimers Do Not Do What You Think They Do

It is not possible to disclaim property in favor of a designated person or entity. If a disclaimer is executed, property passes as if the signee died and therefore essentially lineal descendants (or beneficiaries) acquire the right to the property. As a result, those who use this tool to attempt to transfer a property to someone other than descendants of the person executing the disclaimer find themselves talking to the Professional Liability Fund more times than not. The solutions are complex and can be costly. This statement is especially true because most of the time, the lineal descendants are minors creating another layer of legal work and representation. Before a disclaimer is utilized, understand the consequences and choose wisely.



News from the Courthouse

by Amity Girt
Court Liaison Committee

Presiding Judge’s Report and Courthouse Update - Barbara Marcille, Trial Court Administrator

Commitment to Fairness and Equity

The courthouse now displays a Pledge of Fairness to show the court’s commitment to access to justice. As a way to provide more tools for dealing with the difficult situations that court staff and judges are often presented with, the Multnomah Circuit Court Training Committee has arranged an upcoming training series on trauma-informed practices and the intersection of fear, trauma and aggression, presented by Dr. Alisha Moreland-Capua, a psychiatrist and professor at OHSU. These trainings will occur at multiple times and in multiple court locations through June 23. The court is planning an additional training on the topic of equity later this year.

The New Courthouse

Construction continues to progress. The court’s homepage has a link to a webcam at the construction site that shows work occurring in real time.

Presiding Judge Nan Waller and Barb Marcille continue to make the rounds with legislators to answer questions about the critical funding pieces requiring legislative approval this session for the new central courthouse. In general, the project has been well-received. Legislators have indicated that they are aware of the importance of funding the capital construction as well as the technology and equipment, and are supportive.

Barb Marcille highlighted the public service kiosks that will be designed to meet current and future technology needs, such as providing options for completing forms, filing documents, researching case information, and making electronic payments. These kiosks will allow many parties to complete their business in the court without needing

to wait in line to speak with a court clerk. Barb also described the digital displays that will help litigants and attorneys navigate the building and show the daily dockets and other information that will better assist people. This technology, in addition to the technology in courtrooms such as monitors for evidence presentation and video conferencing, will help the court to operate more effectively and efficiently in the new facility.

Other News

ICE activity at the courthouse continues, and the court has not received any new updates on policy directives for enforcement. The court remains committed to the goal of having courthouses declared sensitive locations under the Homeland Security Policy so that the fear of ICE is not a deterrent to appearances in court or an impediment to access to justice.

Judge Merri Souther Wyatt retired at the end of March and the court welcomes Xiomara Torres Mattson as the newest appointment to the bench. Xiomara Torres Mattson was sworn in on April 28.

New MBA Board Directors and Officers

New directors for the three-year terms which begin June 1:



Valerie Colas is a deputy defender at the Office of Public Defense Services. She represents parents in juvenile dependency cases before the Oregon appellate courts. Valerie currently serves on the Equality & Diversity Committee. Her service with the MBA also includes the YLS Board where she served one term as secretary and one term as treasurer, chairing the YOUTHFILM Project Committee and as a member of the YLS Membership Committee.



Adina Matasar is principal attorney at Matasar Law PC. Her practice areas include malpractice defense and prevention, medical ethics, and professional license defense at the board level. Adina is fluent in Romanian and German and often represents foreign businesses and nationals. Adina is a member of Oregon Women Lawyers, Oregon Minority Lawyers Association, and has served on the MBA Solo & Small Firm, Equality & Diversity and Professionalism committees.



Emilee Preble joined the OSB Professional Liability Fund (PLF) in 2011 as the Administrator of the Excess Program and a Staff Attorney. In addition to her work with the Excess Program, she also coordinates CLE events for the Loss Prevention Department, answers general PLF coverage questions, and coordinates many technology-related projects for the PLF. Emilee currently serves as the chair of the MBA Equality & Diversity Committee.

Krista Shipsey has a solo criminal defense practice. She currently serves as chair of the MBA Judicial Screening Committee. Krista begins

Continued on page 11

Jane Paulson Receives MBA Professionalism Award

Jane Paulson, a trial attorney with Paulson Coletti Trial Attorneys PC will receive the 2017 MBA Professionalism Award on May 16 at the MBA Annual Meeting and Dinner.

The MBA Professionalism Award, the organization's highest honor, recognizes candidates who do not simply meet but exemplify the standards set forth in the MBA Professionalism Statement:

Professionalism goes beyond the observance of the legal profession's ethical rules and serves the best interests of clients and the public in general; it fosters respect and trust among lawyers and between lawyers and the public, promotes the efficient resolution of disputes, and makes the practice of law more enjoyable and satisfying.

Jane's nomination for the Professionalism Award was supported by numerous attorneys and judges. Here are a few of the things her nominators and supporters said about her:

- "At every court appearance, Ms. Paulson conducted herself in a highly professional manner and, when appropriate, with good humor. In the wrongful death trial - a difficult trial by any measure - Ms. Paulson never wavered from her commitment to professionalism."
- "I have always found that with Jane, her clients' interests come first. She is always well prepared and presents the needs and rights of her clients forcefully but with grace and always with a

willingness to listen to others' points of view."

- "Occasional professional disagreements are inescapable in the legal work we have chosen to do. But, how different combatants handle these 'clashes' defines their professionalism. This is where Jane is unique and exceptional in her level of professionalism. She will compromise, and she will stand her ground, but will always maintain a professional demeanor of calmness, and respect for others."
- "I have watched Jane in court, in a deposition, teaching other lawyers, and working collaboratively with others. She is always honest, thoughtful and passionate. Jane lives her life based on a set of principles, and those principles dictate her professionalism but also causes those of us around her to be better people and thus better lawyers."

Jane has been practicing law for over 25 years. She is a past president of OTLA, is an Associate with the American Board of Trial Advocates, and a member of the American College of Trial Lawyers. In 2015, Jane became the first woman president of the Oregon Chapter of American Board of Trial Advocates and was the recipient of the Oregon Women Lawyers Justice Betty Roberts Award, which recognizes an individual who has made an outstanding contribution to promoting women in the legal profession and in the community.

She is a passionate advocate of giving back to her community and believes in spending as much time with her family as possible. She was on the local Habitat for Humanity Portland/Metro East Board for years and now she works with and is a board member with the PSU Hatfield School of Government's Center for Women's Leadership. In



Jane Paulson

addition, she is currently on the board of the Campaign for Equal Justice. In short, Jane embodies the ideals of professionalism.

Congratulations to Jane Paulson, a most worthy recipient of the 2017 MBA Professionalism Award.

MBA Board Directors

Continued from page 10



Krista Shipsey

serving a full three-year term on the MBA Board of Directors this year, after filling a vacant position for the remainder of the term ending May 30.

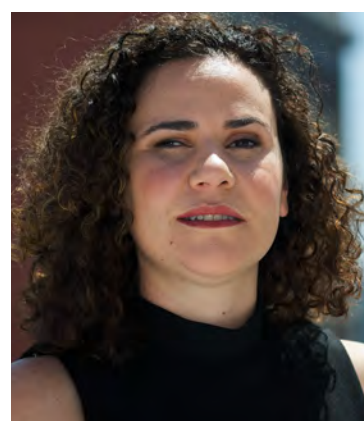
The Officers for the 2017-2018 year are:



Andrew M. Schpak, Co-Managing Partner of Barran Liebman LLP, will serve as the MBA President. On the year ahead, Andrew said: "I started volunteering for the MBA as a first year associate, and feel extremely honored to serve as President this year. The MBA plays an important role in building connections among local lawyers and providing continuing education and professional development programs at affordable prices. This year, we will continue our efforts in support of the development of the new courthouse and create new opportunities for our members to volunteer and help address the homelessness problem facing our community."



Marshal Spector, Gevurtz Menashe et al, has been elected Treasurer. Regarding his service on the MBA Board, Marshal said: "I view my service on the MBA Board as I do in my family law practice, as a father and a husband. We strive to engage in thoughtful, respectful and productive discussion and deliberation, leading to action to serve our members, the legal community and the greater public. With professionalism, accountability and service as our guides, we support the administration of and access to justice, we promote and explore increasing diversity and inclusion and we provide attorneys in our community with opportunities to engage, serve and network."



Rima Ghandour, Ghandour Law LLC, will serve as Secretary. Rima said, "My involvement with the board stems from two deep beliefs I have: The critical need for increased diversity and inclusion in the legal profession and access to justice. The MBA board has had and continues to have robust discussions and targeted actions to work toward

Aruna Masih Receives MBA Diversity Award

by Maya Crawford
MBA Equality & Diversity Committee

Aruna Masih is the first recipient of the MBA Diversity Award. This award is presented to an individual lawyer, legal employer or other legal organization for their commitment to fostering and promoting diversity and inclusion in the legal profession. The MBA created this award to spotlight the efforts of people and organizations in our community who are steadfast advocates for increasing diversity. Aruna is just such a person. She is a champion of inclusionary practices within her law firm and on the bar association boards on which she serves. She has dedicated herself professionally and personally to improving our legal system.

Aruna was born in New York but was raised in India, where her parents were medical missionaries. They taught her about the importance of serving others and committing to working toward equality for all people. These values have informed her choices, leading to her law school and a career advancing civil rights, fair wages, and safe working conditions for all workers. These values also led Aruna to become a leader within Oregon Women Lawyers (OWLS) and the Oregon Minority Lawyers Association (OMLA). She volunteers her time with these organizations because she believes that the

bar and law firms should afford attorneys of color and women equal opportunities for professional advancement.

In nominating her for this award, Gregory Hartman, one of Aruna's law partners, expounded on the fact that her advocacy takes place in several forums. Aruna is a conscientious mentor of new lawyers both within and outside of their firm. She provides valuable legal and practical guidance and helps others build confidence. Many of Aruna's cases address workplace disputes that include issues of implicit bias, harassment, and discrimination. Mr. Hartman stated that she: "addresses those issues directly, with the goal of protecting her clients' rights and ultimately creating a discrimination-free workplace." Within their firm, Aruna has provided in-house training and education on cultural biases and has advocated for workplace policies that align with the firm's commitment to social justice.

Judge Adrienne Nelson, Multnomah County Circuit Court, spoke of Aruna's work with OMLA and OWLS, specifically her dedication to raising money to provide racial and ethnic minorities and women scholarships. Judge Nelson stated that, "over the years, I have watched Aruna develop relationships between



Aruna Masih

diverse members of the bar and to connect us so that everyone has the opportunity to participate equally and fully in our profession." Judge Youlee Yim You, US Magistrate Judge, highlighted Aruna's work with the OWLS Intersectionality Network, a committee created to focus on OWLS' dual mission of supporting the advancement of both minorities and women in the bar. Aruna has dedicated countless hours to getting this committee up and running. She stated that what stands out about Aruna, "is that she has been particularly well suited to bringing all of the specialty bars and diverse groups of people together. She is one of the most diplomatic, thoughtful, measured, and caring individuals I have ever met. Thus, Aruna is not only passionately committed to diversity but able to effectively carry out its mission."

The Multnomah Bar Association is very proud to have Aruna Masih as a member. We commend Aruna for her dedication to increasing diversity and inclusion, and thank her for all of her efforts.

these two goals. Service on the board allows me to be part of the discussion."

Also continuing on the board are: **Tom Sand**, Miller Nash Graham & Dunn LLP, who will remain on the board as Past President; **Lane Borg**, Metro Public Defender Inc.; **Steve Larson**, Stoll Berne PC;

Lissa Kaufman, Lissa Kaufman Law; **Sarah Radcliffe**, Disability Rights Oregon; **Ulanda Watkins**, GEICO Staff Counsel Office; and **Elizabeth Welch**, Attorney at Law. New to the board this year is MBA Young Lawyers Section President **Mary Tollefson**, Jensen & Leiberan PC.

mba | Young Lawyers Section

What is the YLS?

An inclusive section of the bar, which includes any MBA member in practice less than six years or under the age of 36. The YLS provides leadership, networking, professional development and service opportunities. And we have fun!

Kevin Stokes Recipient of the YLS Rookie of the Year Award

by Brad Krupicka
YLS Board

The MBA YLS is proud to present Kevin Stokes with the MBA YLS Rookie of the Year Award for his involvement with the YLS, and the energy, dedication, and effort he has contributed during his first year of membership in the organization. For most new attorneys, either a clerkship or an attorney position is about all they can handle right out of the gate. But for Kevin Stokes (Michigan State, '15), the intensity of starting a multifaceted clerkship is just one aspect of his contributions to the legal field and the community as a whole.



Kevin Stokes

Originally from the Midwest, Kevin attended the University of Findlay and Michigan State University College of Law before deciding to move to the Pacific Northwest. After passing the Oregon bar, Kevin started his clerkship with the Hon. Henry Breithaupt on the Oregon Tax Court. In addition to researching and drafting Oregon Tax Court decisions, Kevin bailiffs for civil summary judgment motions for various counties with Judge Breithaupt. Despite the clerkship and the long drive to and from Salem each day, Kevin has continuously contributed his time and efforts to the MBA YLS and other groups.

Kevin joined the MBA YLS and volunteers with the Service to Public Committee (STP). He has been a rock star on the committee, working on many STP Committee projects. Kevin organized and attended the YLS Community Service Day at Forest Park, where volunteers helped clean the park and removed invasive species by pulling ivy.

Kevin has also worked to help STP with Community Law Week, securing the Hollywood Theatre for the YOUthFILM Project screening on May 4 at 6:30 p.m. Kevin has been central to the planning for YOUthFILM, where he helped revise the application forms for distribution to the schools, assisted with promotion and outreach, and worked on the fundraising for the event. Additionally, Kevin went above and beyond and co-drafted a grant application to the ABA to continue funding YOUthFILM in the future.

In addition to MBA YLS service, Kevin volunteers to increase public awareness and support for Our House of Portland, an organization that provides healthcare, housing, and other vital services to low-income people living with HIV. Kevin spends what must be little to no free time enjoying hiking, rock climbing, attending symphony and ballet performances, and training for his first ultramarathon this June at Bryce Canyon National Park in Utah.

Justice Trivia Recap

by Anaiah Palmer
YLS Membership Committee Chair

On March 30 the MBA YLS co-hosted the annual Trivia Night fundraiser for the Campaign for Equal Justice (CEJ) at Kell's Irish Pub in downtown Portland. The event drew 70 people, fielding 14 trivia teams, for a fun-filled evening of food, drink, and trivia. Tyler Volm, MBA YLS President was the Celebrity Trivia Jockey for the night. The trivia contest prize went to a team made up of

young attorneys from Sussman Shank, but the real winner was the CEJ itself. The event raised over \$1,900 in donations and, just as importantly, exposed the attending young attorneys and law students to the CEJ's mission and started them on a path of what will hopefully be continuing support of the organization throughout their careers.

Jason Pierson Recipient of the YLS Award of Merit

by Evan Lenneberg
YLS Board

You may have read about Jason Pierson's work with the YLS Wills for Heroes program in the December 2016 issue of *Multnomah Lawyer*, in which he was featured in the Member Spotlight column. In 2017, Jason's hard work is being recognized with the YLS Award of Merit.

Jason first got involved with the YLS in 2013 by joining the YLS Board as a 3L Law School Representative. He began working with the YLS Pro Bono Committee in 2014, and took on a large role with the YLS's Wills for Heroes program. Wills for Heroes is a national program that provides complimentary wills for first responders (including police, fire, and paramedics, among others). Although it is a national program, the local providers (like the YLS) are more or less left to their own devices to implement and deliver a product to the first responders the local program serves. Consequently, even after

the program was implemented, the delivery was cumbersome, inefficient, and time consuming. YLS volunteers struggled through each clinic, learning and re-learning the process, which resulted in longer wait times and ultimately fewer wills drafted. The root of the problem was high turnover among volunteers and a lack of institutional knowledge with the software and specifics of the program.

Jason recognized this issue and took it upon himself to remedy the problem. Jason selflessly attended Wills for Heroes event after event, learning the software inside and out. As each clinic passed, Jason's dedication decreased the time required to draft each will and increased the session's total output. The heroes were happier, and the product improved. Moreover, the continuity of Jason's involvement allowed the program to build on itself as opposed to starting anew each session. Jason passed his expertise



Jason Pierson

along to other volunteers, which has played a starring role in making the YLS Wills for Heroes an efficient and important service for first responders.

In addition to the countless heroes that have benefitted from Jason's work, Jason's participation with the YLS and Wills for Heroes has also helped him. Not only has Jason gained valuable experience, but he has made fantastic contacts throughout the Portland legal community. Jason currently practices family law at Landerholm Law and, when he has time away from work and Wills for Heroes, enjoys gardening, hiking, and exploring new restaurants in the Portland area.

YLS Community Service Day Tree Planting

by Kimberly Fisher
YLS Service to the Public Committee



From left to right: Kelci Paiva, Steven Mastanduno, Christine Kim, and James Fisher, among other volunteers



Christine Kim, McKinley, James Fisher, and Steven Mastanduno

On April 8, the YLS and other MBA volunteers joined the Friends of Trees at Tualatin Community Park to help plant trees, shrubs, and plants and celebrate Arbor Day. The MBA members, along with many other volunteers, including Mayor Lou Ogden, helped to plant a new pollinator-friendly garden on the north end of Tualatin Community Park. This planting is part of the Tree For All campaign which has planted over three million native plants in the Tualatin River Watershed in the past decade. Special thanks to MBA members Steven Mastanduno, Christine Kim, Kelci Paiva, and James Fisher for their time and commitment in volunteering for the event and making a difference in the community!



Kimberly Fisher's daughter, McKinley, holding a worm

YLS Community Service Day at the Oregon Humane Society

by Andrew Narus
YLS Service to the Public Committee



On March 25, the YLS Service to the Public Committee organized volunteers to visit the Oregon Humane Society (OHS) and spend time playing with shelter dogs and cats. OHS is a private, nonprofit animal shelter and the third oldest humane society in the nation. Each year, it rescues, heals, and secures adoption for more than

11,000 pets. The volunteers were Christine Kim, Emily Johnson, Anna Lasher, Vanessa Triplett, Aaron Crockett, and Andrew Narus. By all accounts, the volunteers and pets had a doggone good time. Anyone interested in volunteering with or contributing to OHS can find more information at www.oregonhumane.org.

Riley Makin Recipient of the Senior Law Project Volunteer of the Year Award

by Jill Mallery
Legal Aid Services of Oregon

This year's Senior Law Project Volunteer of the Year recipient is a dedicated attorney who strives to provide his clients effective and personalized counsel. Riley Makin enjoys working with his clients and it shows through the praise he receives from them. One senior client wrote, "Riley was very helpful with assisting me with my will. He was very patient and took the time to answer all my questions. He was absolutely great!" This award is given annually to someone who volunteers for Legal Aid Services of Oregon's (LASO) Senior Law Project (SLP), which consists of 25 monthly legal clinics held at nine senior center locations in Multnomah County.

Riley was born and raised on a cattle ranch in Joseph County. He grew up working hard as a rancher and wildland firefighter. Riley explains that growing up in a rural community instilled a strong sense of dedication to those around him. Riley graduated from Willamette University College of Law in 2012. He maintains a solo legal practice with offices in Southeast Portland and Joseph. His practice focuses on estate planning and administration, business and real estate.

Riley has shown himself to be a committed pro bono attorney volunteer. He has dedicated an incredible amount of time and energy to helping seniors through SLP. Riley began volunteering for SLP in 2014. Since that time, Riley has represented over 215 low-income clients and dedicated more than 235 hours to pro bono case work. He volunteers monthly at multiple community centers, including Friendly House and



Riley Makin

North Senior Services. He is always quick to sign up for additional volunteer shifts and willing to take direct referrals from LASO.

Riley strongly believes in doing pro bono work and says there are both personal and professional benefits to volunteering. "I volunteer because it gets me out of the office, meeting new people. Hopefully I help most of them in some way." It is very apparent Riley is making a real difference in the lives of his clients and the community as a whole. A senior client shared her thoughts about Riley, "I found him to be informed, understanding and patient. With every appointment he was prompt and prepared to answer all my questions with warmth and understanding. I am so grateful to have met Riley he was just what I needed when I was feeling overwhelmed. My problem was solved thanks to Riley Makin [sic]."

Riley is a strong advocate for assisting vulnerable populations. "I think that there is a true benefit to the community by

Continued on page 16

Gwen Griffith Recipient of the Pro Bono Award of Merit

by Heather Kemper
Legal Aid Services of Oregon

Gwen Griffith, a tax attorney at Tonkon Torp, is the recipient of the 2017 Pro Bono Award of Merit. Griffith exemplifies the definition of the Pro Bono Award of Merit, presented annually to a lawyer who has set an example for our legal community through his or her dedication to providing pro bono services to clients who would otherwise be unable to afford them.

Griffith, with her former colleague at Tonkon Torp, Vicki Ballou, launched the CLiF project in 2011. CLiF stands for Changing Lives Forever and provides pro bono legal services to individuals adjudicated as juveniles for sexual offenses and are now subject to state-mandated lifetime registration as sexual offenders. The CLiF project helps these individuals seek relief from registration in juvenile court. The CLiF project partners with Youth Rights & Justice, a Portland nonprofit public interest law firm that assists the CLiF project in screening appropriate clients seeking relief from mandatory registration, and matches them with attorney volunteers.

Oregon is one of only a handful of states in the country which requires lifetime registry for juvenile sex offenders. According to Griffith, if there were one thing that she wished more people knew about sex offender registration for juveniles, it's that all of the research shows that keeping juvenile offenders on a sex offender registry doesn't increase public safety.

Youth, Rights & Justice Executive Director Mark McKechnie praises Griffith for her work. "Not only did Gwen Griffith decide to tackle this extreme form of injustice in our state, but she has built an impressive coalition of support from her firm and with attorneys throughout

the community. So far, the CLiF Project has a 100 percent success rate with every petition they have filed and taken to hearing. Judges frequently comment on how deserving petitioners are of relief and how happy they are to grant it. It is only because of the CLiF project that these petitioners and their cases ever get back in front of a judge."

One of Griffith's major goals is to ensure that project volunteers, known as "CLiF dwellers," are supported as they begin navigating this unfamiliar area of law. In addition to personally mentoring new attorneys, Griffith holds monthly meetings with guest speakers, including juvenile court judges, prosecutors, experienced criminal defense lawyers, and psychologists. Griffith and the CLiF project have also created a database of forms and resources available to project volunteers. According to Griffith, the most enjoyable part of sharing the CLiF project with other attorneys is that "most attorneys become lawyers to help people. But many issues that present as 'legal' problems are actually intractable problems of poverty, class or race, and therefore it's hard to make a big difference using legal skills. Certainly our CLiF clients face those kinds of challenges, but in our program a successful case results in the CLiF client suddenly having access to jobs, housing, and education - as well as closure on a very difficult time of their lives and the lives of their families."

Under Griffith's guidance, more than 25 attorneys within Tonkon Torp in addition to more than a dozen OSB attorneys have assisted with the CLiF project. Griffith and Tonkon Torp colleague Jon Stride are currently working to expand the CLiF project to assist eligible individuals



Gwen Griffith

in navigating the court system on their own behalves.

One CLiF client expressed his gratefulness for the project and the benefits he had received. "I have lived in fear for much of my adult life. The requirement to Register as a Sex Offender denied me the opportunity to put foolish behavior behind me and move on from my mistakes as many others do. The CLiF Project helped me navigate the court system and remove the label, fear and embarrassment that accompanied it. As a father, a husband, and an active business partner in my community, the fear of past no longer resides in the back of my mind. The CLiF Project's dedication to youth rights allows those of us who made mistakes as children to remove the finality of those decisions and give us hope for the future. I feel I was reborn this past year with the label of 'sex offender' removed from my name. Words can't express the gratitude I feel towards the CLiF Project program and the value they add to Oregon's children and families."

Darcy Norville, Managing Partner at Tonkon Torp, summarizes Gwen's contributions best: "By founding the CLiF project, Gwen is truly changing lives forever. She takes clients who do not get much sympathy or understanding from the public and helps them reclaim their lives. And, she is recruiting and mentoring other pro bono lawyers to help her do this."


CLiF is actively recruiting volunteer attorneys throughout the state. For more information about the program and how to get involved contact Gwen Griffith at clifproject@tonkon.com.

In Commemoration of the 50th Anniversary of *In re Gault*

The Justice Luncheon

"A Look at Neuroscience, the Juvenile Brain, and the Law"
With Dr. Emily Murphy, PhD, JD

Monday, May 15
Hilton Portland



Lunch \$75
Noon - 1:30pm

Continuing Education Workshop \$49
2 CLE/CEU Credits Applied For
2:00 - 4:00pm

Lunch and Workshop \$99

Tickets at youthrightsjustice.org

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We're proud to welcome Lisa T. Hunt as Of Counsel to The Corson & Johnson Law Firm. A former clerk for two Oregon Supreme Court justices, Lisa is known for her aggressive pursuit of the proper outcome for litigation clients who have suffered a personal, economic, or business injury. While continuing her own appellate practice, she will further ensure that the trial court record for our clients will withstand scrutiny on appeal.

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The Corner Office PROFESSIONALISM

In 2011, the OSB and the Oregon Supreme Court launched the New Lawyer Mentoring Program (NLMP) for all incoming bar members. As reflected on the bar's website: "The NLMP offers new bar members one-on-one guidance on elements of a highly competent practice, while promoting the professionalism, civility and collegiality that make Oregon among the best places in the country to practice law."

I graduated from law school many years prior to this mandatory program. I remember graduating from law school, getting my first "real job" and being scared, stressed out, and wanting to quit every day. The partners at my firm provided no guidance and the other associates were just as clueless and miserable as I was. During this time, I got a mentor through the local bar association that led to one lunch date with an attorney who had no interest in mentoring a young attorney who did not practice the same area of law that he did. I was at a loss.

After working one year at my first real job, I decided to look for new employment. I was hired relatively quickly and was so happy to be at a new firm practicing a new area of law (that I had absolutely no experience in). I had no idea at the time how lucky I was to land this job. In the months and years that followed I received the greatest gift a young associate can receive from a senior partner - a mentor. I learned so much observing her highly-professional interactions with clients, opposing counsel and the bench. Her straightforward, no game playing, no ridiculous position-taking approach to the practice of law were an inspiration. The best part is I still rely upon her for advice and ask questions that usually start with "I'm pretty sure there is a case that says..."

One of the greatest privileges of being a member of the bar is being able to mold the next generation of lawyers. If you have 10+ years of practice, consider signing up to be a mentor or asking a new associate out for lunch. Model

professionalism in all of your interactions with opposing counsel and the bench, and phone the attorneys who post questions on the listserv. Younger attorneys: be sure to take advantage of the mandatory mentorship program, don't be afraid to call an attorney you admire for advice, and consider signing up to be a member of the MBA YLS and participate in bar-related activities to become better acquainted with other members of our profession.

The Corner Office is a recurring feature of the Multnomah Lawyer and is intended to promote the discussion of professionalism taking place among lawyers in our community and elsewhere. While The Corner Office cannot promise to answer every question submitted, its intent is to respond to questions that raise interesting professionalism concerns and issues. Please send your questions to mba@mbabar.org and indicate that you would like The Corner Office to answer your question. Questions may be submitted anonymously.

Is Your Phone Experience Losing You Business?

Chances are you spend a fair amount of time, effort, and money working to earn new clients. But if you're not also focusing on customer service, you're likely missing out on potential business - and maybe even damaging your reputation. While potential clients might browse your website or scroll through online reviews before reaching out, their first human-to-human interaction with your practice is likely a phone call (that is, if they reach a live person and not your voicemail). Here are three reasons customer service is critical over the phone:

Rise above the rest

There is no shortage of attorneys these days, but that doesn't make the task of choosing one any less daunting for a potential client. Many new clients will make a list of several attorneys, call each one, and retain the first firm where they reach a live, helpful person. If you

make the list, you're in luck - if you answer the phone (preferably with a smile). The experience you create could be the differentiator that sets you apart from the competition, or the weakness that holds you back.

Reassure

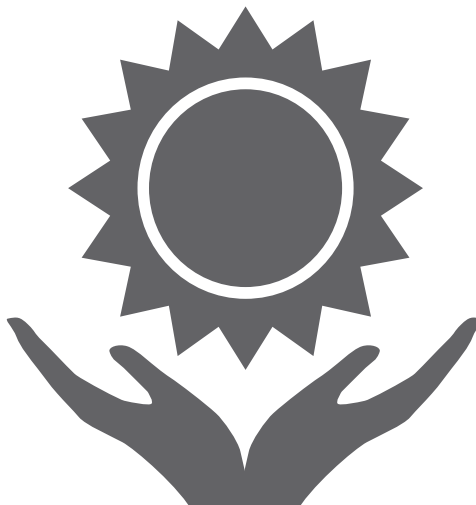
When a potential client calls, it's usually for unhappy reasons: an arrest, a divorce, bankruptcy. By greeting potential clients with a warm, friendly voice, you build instant rapport - soothing stress and making them feel there's a light at the end of the tunnel.

Earn trust

When potential clients reach a helpful person who lends a listening ear, they feel at ease - and when that helpful person gets the intake process going, your potential client is much more likely to stop shopping around and retain your services. You don't need to answer all of a new client's questions

during the first phone call in order to build a relationship. Gathering a few details and having a friendly, brief exchange is often enough to begin building trust.

Winning new clients is much easier if they feel heard, cared for, and validated when they make their first phone call - and voicemail doesn't cut it. If your phone experience could use a little love, a virtual receptionist service is a sound investment. Portland's own Ruby Receptionists serves thousands of solo and small firm attorneys nationwide by answering live, collecting intake, creating connections that bring in business, and much more - giving you the freedom to focus without worrying when your next big client might call. If you're interested in seeing the impact Ruby can make on your customer service and your bottom line, **Multnomah Bar Association members receive a lifetime 5 percent discount on Ruby's monthly plans and free voicemail boxes. Learn more at www.callruby.com/mba.**



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Pro Bono Volunteers

Thanks to the following lawyers and law students who recently donated their pro bono services via the Volunteer Lawyers Project, the Senior Law Project, law firm clinics, the Oregon Law Center, the Nonprofit Project, St. Andrew Legal Clinic, Catholic Charities Immigration Legal Services, Lewis & Clark's Small Business Legal Clinic, Children's Representation Project, and Changing Lives Forever Project. To learn more about pro bono opportunities in Multnomah County, go to www.mbabar.org and click on "About Us" and "Pro Bono."

Alexzander Adams • Jacqueline Alarcon • Matthew Arbaugh • Sibylle Baer • Brittany Berkey • Kimberly Brown • Amanda Bruen • Brett Carson • Emily Cohen • Sarah Crooks • Tiffany Davidson • Kenneth Davis • Micah Davis • Jenny Eadie • Chris Edwardsen • Ben Evans • Jon Fritzler • Zachary

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Classifieds

Positions

Estate Planning Attorney

Buckley Law PC is adding to our business and estate planning team and looking for an estate planning attorney, preferably with an LL.M. This person will be part of a team providing business and estate planning legal services to our clients, typically mid to high net worth individuals, their businesses, and other holdings. We are looking to add an LL.M. to our team, to manage complex plans.

The ideal candidate will have:

- 6 or more years of estate planning experience, may include trust administration, estate planning, business planning, probates
- Experience with estate planning with assets over \$10M
- Strong understanding of tax and how it relates to business and estate planning
- An ability to prioritize multiple, concurrent matters and activities
- An ability to work well with different management styles
- Desire to learn and continuously improve skills and abilities
- Willingness to take on tough assignments and be resourceful
- Attentiveness to detail, be thorough in work activities, yet process information quickly
- Partial or full book of business in business and estate planning or tax

To apply for immediate consideration, please send a resume to resumes@buckley-law.com with a cover letter (in email body is OK).

Buckley Law PC is a Pacific Northwest law firm located in Lake Oswego dedicated to helping our clients achieve success in their personal and professional

lives. We provide a full range of transactional and litigation services while delivering an exceptional client experience.

Since the early 1980s, Buckley Law has provided a broad range of specialized services in business and commercial law, employment and labor law, real estate and land use, civil litigation, intellectual property, taxation, family and elder law, and estate planning, probate and trust administration.

If this position is not the right one for you and you are interested in Buckley Law, please send your resume with a cover letter, indicating the type of position in which you are interested. We will gladly keep your information for upcoming openings.

Trust & Estates Paralegal

Garvey Schubert Barer, a national law firm, is seeking a paralegal to join its trust & estate litigation practice in the Portland office.

The successful candidate will have the following qualifications:

- Knowledge of estate planning, probate and non-probate proceedings, trust administration, irrevocable life insurance trusts, guardianships, estate and gift taxes required. Must be able to effectively oversee trust administration and asset distribution.
- Knowledge of federal and state court practices, specifically Oregon and California and specifically probate court practice.
- Experience in multiple areas of estate planning and probate (federal and state tax, fiduciary and personal tax, gift tax, etc.) is desirable.
- Proficiency with Microsoft Word and Excel. Familiarity with Microsoft Access and Project is a plus.
- Experience with Summation required. Ability to work independently under the direction of attorneys in the management of both small and large litigation cases.

- Knowledge/familiarity of IRS procedures and regulations.
- Experience in interviewing witnesses and coordinating trial witnesses and exhibits in both minor and major trials commensurate with at least 3+ years in the field of law. Basic knowledge of legal research techniques and use of internet with traditional and online research skills.
- Bachelor's degree or ABA paralegal certification preferred.

Three years of paralegal experience in probate, trust administration, trust and estate litigation preferred. GSB values diversity and is an equal opportunity employer. All qualified applicants will receive consideration for employment without regard to race, color, religion, sex, age, national origin, citizenship, veteran status, marital status, sexual orientation, gender identity or expression, physical or mental disability, political ideology, familial relationships, or status in any other legally protected group.

Interested candidates who meet the qualifications should email their resume and cover letter to CareersPDX@gsblaw.com. Principals only. If you need assistance with the application process, contact Carey Jones, 503.228.3939.

Trust Administration and Estate Planning Paralegal

Garvey Schubert Barer, a national law firm is seeking a paralegal to join its trust administration and estate planning practice in the Portland office.

The successful candidate will have the following qualifications:

- 4+ years trust and estates experience
- Knowledge of probate and non-probate proceedings, trust administration, irrevocable life insurance trusts, guardianships, basic estate planning and estate and gift taxes required. Must be able to oversee trust administration and asset distribution and have

primary contact with personal representatives and trustees on administration issues.

- Experience in return preparation and basic understanding of fiduciary income tax (federal and state tax, fiduciary and personal tax, gift tax, etc.)
- Proficiency with Microsoft Word and Excel. Familiarity with 706 preparation software is a plus
- Organized and detail-orientated
- Self-starter and capable of handling client's needs and concerns
- Excellent oral and written communication skills
- Excellent proof-reading ability
- Strong traditional and online research skills
- Bachelor's degree preferred or ABA paralegal certification

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Seeking Experienced Attorney

General practice downtown firm seeks experienced (5+ years) attorney with portable book of business ambitious for further growth. Superior analytical and verbal skills, competitive spirit, commitment to deadlines and strong work ethic with an entrepreneurial spirit are essential. Send cover letter, resume, references and writing sample to Heather at admin@huntpc.com.

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1515 SW 5th Avenue, offices 100-115 sq. ft. each priced \$600-\$700 (with view). Includes access to conference room, kitchen, and reception services. Copier and postage meter use provided at cost. Contact Deanne 503.222.9966.

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Riley Makin


Continued from page 13

allowing some of its most vulnerable members (older, financially disadvantaged Oregonians) access to an attorney. Beyond the financial burden, having an attorney available at a location that is both accessible and familiar to clients rids major barriers that might otherwise prevent them from seeking counsel."

He believes that every attorney should volunteer, whether you are a new attorney starting out or an experienced attorney. "For new solos you get immediate opportunities to start practicing and gaining experience." As a seasoned attorney, "you can use

your knowledge and experience to really make a difference in people's lives who need it the most, often with a few hours of work."


Riley encourages attorneys to volunteer, "you will gain insight into what issues seniors are facing today, develop long lasting relationships with your clients and supporting volunteers." Through his volunteer work, Riley has learned new areas of law and developed real friendships with other volunteers. Riley says he has never had a moment of regret about the time he has spent volunteering for SLP, "it's become a part of my practice which would not feel as complete if I was not participating in SLP." On behalf of the hundreds of clients Riley has helped, we thank him for his time and dedication to SLP.



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Amanda Bruen Recipient of the Michael E. Haglund Pro Bono Award

by Erin White
Legal Aid Services of Oregon

Amanda Bruen is the 2017 recipient of the Michael E. Haglund Pro Bono Award. This award goes to a young lawyer who, in the tradition of Mike Haglund, founder of the Volunteer Lawyer Project (VLP), has displayed a special commitment to pro bono services via a VLP or MBA YLS project in the previous year. In 2014, Amanda suffered a medical issue that temporarily disrupted her life. At first, the experience made her feel angry and powerless. "Things did not change until I came to accept that I couldn't get my old life back, but that I could still have a purpose. I conducted some research online for volunteer opportunities for attorneys with my skill set, and found the Legal Aid Services of Oregon (LASO) Domestic Violence Project." The Domestic Violence Project (DVP) matches pro bono attorneys with survivors of domestic violence for representation in contested restraining order hearings.

Amanda began volunteering with the DVP shortly after being admitted to practice in Oregon and took her first case in March

2016. Since then, Amanda has accepted 28 cases and donated over 250 hours of service.

Although Amanda is a new Oregon attorney, she has been a dedicated pro bono volunteer for years. In October 2011, Amanda received the OSB Pro Bono Challenge Award, Law Student Category. She also received the Community and Public Service Awards (500+ hours) in 2012, 2013, and 2014 from Lewis & Clark Law School Public Interest Law Project. In law school, Amanda represented petitioners in contested restraining order cases as a certified law student through the Lewis & Clark Legal Clinic. She also gained trial experience through the Lewis & Clark Law School Mock Trial program where she was awarded first place, Best Trial Team and third place, Best Oral Advocate.

Jill Mallery, LASO Portland Regional Office Pro Bono Coordinator, says, "Amanda came to LASO eager to learn and make a difference. She is a dedicated volunteer and committed to advocating for low income survivors of domestic violence. Her commitment to help others is



Amanda Bruen

shown through her high volume of case work."

Through DVP, Amanda is able to be in court, her true love and calling since she participated in the mock trial program, "but more importantly, I was able to start making a real difference in people's lives from day one." Amanda recognizes that without attorneys, survivors of domestic violence struggle to even attend their hearings, and if they do, to present their stories in a way that meets the statutory requirements. "There are people who I truly believe would not have had their restraining orders upheld if I had not been able to help them present their cases. I can also say that, even when a 'win' is unlikely under the facts and statute, there are people who just need someone to listen to them, be there for them, and fight for them, regardless of the outcome, and I am proud to have been able to be that person as well."

The Solo & Small Firm Committee presents

LAWYER AS EMPLOYER: KEY LEGAL OBLIGATIONS AND COMMON PITFALLS TO AVOID

Thursday, May 11
12-1:30 p.m.

Red Star Club Room, 503 SW Alder, Portland

Learn about common pitfalls that small firms and solo practitioners face when they bring staff or attorneys on to help. Ask burning questions based upon situations that you've encountered in your practice. **Iaysha Smith**, solo practitioner, and **Alex Trauman** of Motschenbacher & Blattner, both of whom advise small business and represent both employees and employers in employment disputes, will lead the discussion, and members are encouraged to share challenges that they've experienced when taking on the role of employer.

Lunch is provided. The MBA will apply for one hour of general CLE credit.

Cost: \$20 members/\$60 non-members.

Amanda embodies the spirit of the Mike Haglund award through her outstanding dedication to pro bono service with the DVP clinic and advocating for domestic violence survivors. Says Amanda, "I am

so honored to have been able to volunteer with the Domestic Violence Project over the past 13 months, and I am so grateful for the fact that it has allowed me to find something I had very much lost before then: perspective."



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