



# MULTNOMAH LAWYER

MULTNOMAH BAR ASSOCIATION

1906

Lawyers associated for justice, service, professionalism, education and leadership for our members and our community. September 2010 Volume 56, Number 8



## SERVICE - How Can I Help?

By Michelle Druce, Wealthbridge Mortgage and MBA Vice President.

**W**e are all busy people. The thought of adding one more commitment to our day may seem impossible. As we read and listen to the news, we are bombarded by many needs within our community, our state, our nation and across the globe. Financial struggles, high unemployment,

natural and man-made disasters are just a few of the problems that many are facing. This is the time to step-up and volunteer.

There are countless reasons to volunteer, for example: to help someone, expand your personal perspective, to learn something new, meet new people, gain leadership skills, to keep busy, for fun, to demonstrate commitment to a cause/belief, to be an agent of change, improve the practice of law, or because of personal experience with a problem, illness or cause.

The MBA mission includes a commitment of service to our members and our community. Consider getting involved in one of the many service opportunities offered by the MBA and the YLS. Community Law Week activities, pro bono work, CLE presentations, the drop-out prevention program, mentor program and CourtCare are just a few opportunities. Can you make time to take an unemployed lawyer to lunch, encourage your firm to donate to The Campaign for Equal Justice, be a judge for the Classroom Law Project, get involved in Oregon Lawyers Against Hunger or spread the word that we need a new downtown courthouse? We all benefit from your service.

Most people find themselves in need at some point in their lives. Today you may be the person with the ability to help, but tomorrow you may be the recipient of someone else's volunteer service effort. Adding your effort to the work of others makes everyone's lives better.

The MBA Board is working with our Membership Committee and the YLS to offer more opportunities for one-time, limited duration and stepped volunteer opportunities. We recognize that you may not have time for a three-year committee assignment; however, you may be very interested in volunteering with a group organized to work for a day on a Habitat for Humanity project. If you have service ideas, please contact the MBA.

I am proud to serve on the MBA Board and I am deeply committed to providing service to the bar and service to our community. As Winston Churchill simply stated, "We make a living by what we get, but we make a life by what we give."

## 2011 MBA Professionalism Award Nominations sought

The MBA Professionalism Award is one of the highest regarded honors an attorney in our area can receive. Do you know a lawyer who is a pleasure to work with as both an ally and an adversary, who regularly goes well beyond minimum ethical and professionalism standards, who constantly mentors others and works to improve the quality of our practice as a whole? We strongly encourage you to nominate him or her for the 2011 MBA Professionalism Award. Any MBA practicing attorney member, except a member of the MBA Professionalism Committee or the MBA Board of Directors, is eligible to receive this award.

Past esteemed recipients include Raymond Conboy, Thomas H. Tongue, Randall B. Kester, Frank Noonan Jr., Donald W. McEwen, Don H. Marmaduke, Noreen K. Saltveit McGraw, Thomas E. Cooney, John D. Ryan, George H. Fraser, Barrie Herbold, Walter H. Sweek, Daniel E. O'Leary, Mark R. Wada, Sandra A. Hansberger, Robert C. Weaver, Walter H. Grebe, Susan M. Hammer, Carl R. Neil, Jeffrey M. Batchelor, Judy D. Snyder and Garry L. Kahn.

Former nominees may be and often are re-nominated. To propose an outstanding attorney for this year's award selection process, please complete and return the nomination form available at [www.mbabar.org](http://www.mbabar.org) or contact Kathy Maloney, Professionalism Committee staff liaison, [kathy@mbabar.org](mailto:kathy@mbabar.org) for more information.

## Group Health Plan

### Open Enrollment in September

September is Open Enrollment month for the MBA Group Health Insurance Plan. MBA members who are not on a plan may enroll. For detailed information, call Steve Doty of Northwest Employee Benefits at 503.284.1331.

## MULTnomah Bar Association Absolutely social

The Grape Escape  
Featuring Wine Tasting

Tuesday, October 19  
The University Club  
5-7 p.m.

RSVP via insert in this issue.

Drop in after work and catch up with friends and colleagues.

## MBA CLE

To register for a CLE, please see the inserts in this issue or go to [www.mbabar.org](http://www.mbabar.org).

## September

**Tuesday, September 21**  
**Meditations on Mediation: Inside the Mind of the Mediator**

Jeff Batchelor  
Susan Hammer

**Wednesday, September 29**  
**Strategies and Techniques for a Successful Arbitration**

David Markowitz

## October

**Tuesday, October 26**  
**E-Discovery in State Court**

Katherine Heekin  
Seth Row

**Wednesday, October 27**  
**Practice Tips for the Small Firm**

Dee Crocker  
Michael Heilbronner

**Thursday, October 28**  
**Expert Witnesses**

Matt Donohue  
Richard Vangelisti

## November

**Wednesday, November 3**  
**So, You're Not A Bankruptcy Specialist?**

Judge Elizabeth Perris

**Thursday, November 4**  
**Parallel Proceedings**

David Angeli  
Zachary Wright

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THE MULTNOMAH LAWYER

is published 11 times per year by the

Multnomah Bar Association,

620 SW Fifth Ave. Ste. 1220,

Portland, OR 97204

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Advertising is accepted;

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DEADLINE for copy: The 10th of the month\*

DEADLINE for ads: The 12th of the month\*

\*or the preceding Friday, if on a weekend.

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Copy and Classified Ads: Carol Hawkins

Display Ads: Ryan Mosier

Design: Cyrano Marketing Solutions

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- Voltaire



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## Member Resource Center

Welcome to the member resource center, where you will find information of importance to members and the legal community at large.

### courthouse watch

(This regular feature provides MBA members with current information about the efforts to provide citizens with safe and efficient access to justice.)

- The lead architect, construction experts and engineers on the 2002 HOK in-depth study of the Multnomah County downtown courthouse presented a second slide show and information. This time it was to the County's Courthouse Committee members so they would have a more complete understanding of the building. Commissioners Kafoury and Shiprack attended.

- MBA has set up and participated in numerous tours of the downtown courthouse with the county commissioners and staff, state legislators, MBA Courthouse Committee members and the *Daily Journal of Commerce*. If you have people to suggest that the MBA take on a tour, please contact Judy Edwards, MBA Executive Director at [judy@mbabar.org](mailto:judy@mbabar.org).
- East County Courthouse: Design schematics and cost estimates continue to be developed for a new court facility in Gresham.
- Sarah Crooks, MBA President, is serving on the county's committee studying possible finance strategies for a new courthouse.
- If you are interested in serving on the MBA Courthouse Committee, please contact Judy Edwards.

### Pro Bono Opportunities

The Senior Law Project began in 1978 and presently operates over 25 legal clinics per month. Volunteer lawyers meet with clients at senior center locations in Multnomah County for thirty-minute sessions on any civil legal issues. Eligible individuals may receive continuing pro bono services. Training includes initial instruction and a monthly Elder Law Discussion Group to provide additional support. For more information or to add your name to the list of volunteers, please contact Andrea Szabo at [andrea.szabo@lasoregon.org](mailto:andrea.szabo@lasoregon.org) or 503.224.4086. (Note: Individual PLF coverage required.)

## Deals and Discounts for MBA Members

### Downloadable CLE Seminars

Audio recordings of past MBA CLE seminars are now available for download and use on your personal computer or MP3 device. Simply purchase online and download the audio and written materials in minutes. MCLE-accredited content includes Child Abuse Reporting, Multnomah County Judges Trial Practices, and Ethics Update, among others. Visit the MBA's dedicated MCLE Web site at [www.oregonCLE.com](http://www.oregonCLE.com) for more details.

### MBA Member Discounts

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#### Appaloosa Business Services

Member-only discounts on Web site design and hosting services. Paul Tichy 503.336.1388 [www.spottedhorse.com](http://www.spottedhorse.com)

### Bank of the Cascades

Generous array of benefits specifically designed for attorneys. Elise Bouneff 503.499.5931 [www.botc.com](http://www.botc.com)

### The Bar Plan Online Court Bonds

MBA members can purchase a court bond online with 24-hour turnaround time. Cathy Ahearn or Deborah Eller at 1.877.553.6376 [www.mba.onlinecourtbonds.com](http://www.mba.onlinecourtbonds.com)

### Legal Northwest Staffing Specialists

Special pricing for support staff hiring. Anneke Haslett 503.242.2514 [www.legalnw.com](http://www.legalnw.com)

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### Office Depot

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### Classified Advertising

In addition to publishing classified ads in the *Multnomah Lawyer*, the MBA now posts all classifieds at [www.mbabar.org](http://www.mbabar.org). To obtain a quote, email your ad text to Carol Hawkins at [carol@mbabar.org](mailto:carol@mbabar.org).

# CALENDAR

For a complete MBA calendar, please visit [www.mbabar.org](http://www.mbabar.org). To add your organization or firm's annual events to the MBA online calendar, contact Carol Hawkins, [carol@mbabar.org](mailto:carol@mbabar.org).

## September

- 6**  
Monday, Labor Day Holiday  
MBA office closed
- 7**  
Tuesday, MBA Board meeting
- 8**  
Wednesday, YLS Wine Tasting Social with OSCPA and Financial Planning Association  
See p. 10 for details.
- 10**  
Friday, October Multnomah Lawyer deadline
- 14**  
Tuesday, YLS Board meeting
- 21**  
Tuesday, Judge Learned Hand Luncheon  
Visit [www.oajconline.org](http://www.oajconline.org) for details.

**Tuesday, MBA CLE – Inside the Mind of the Mediator**  
See insert or visit [www.mbabar.org](http://www.mbabar.org) to register.

**22**  
Wednesday, MBF Board meeting

**25**  
Saturday, MBA Summer BBQ & Field Day at Overlook Park  
See p. 8 for details.

**28**  
MBF Social Celebrating Civic Education  
See Announcements on p. 4 and boxed ad on p. 16.

**29**  
Wednesday, MBA CLE Strategies & Techniques for Successful Arbitration  
See insert or register at [www.mbabar.org](http://www.mbabar.org).

Wednesday, Attorney/Law Student Speed Networking Social  
See Announcements on p. 4 for details.

## October

**5**  
Tuesday, MBA Board meeting

**7**  
Thursday, YLS Social with Queen's Bench  
See p. 7 for details.

**8**  
Friday, November Multnomah Lawyer deadline

**11**  
Monday, MBA Golf Championship at Portland Golf Club  
See insert to register.

**12**  
Tuesday, YLS Board meeting

**19**  
Tuesday, MBA Absolutely Social at University Club  
See p. 1 for details.

**26**  
Tuesday, MBA CLE E-Discovery in State Court  
See insert or register at [www.mbabar.org](http://www.mbabar.org).

**27**  
Wednesday, MBF Board meeting

Wednesday, MBA CLE Practice Tips for the Small Firm  
See insert or register at [www.mbabar.org](http://www.mbabar.org).

**28**  
Thursday, MBA CLE Expert Witnesses  
See insert or register at [www.mbabar.org](http://www.mbabar.org).

Thursday, Annual Pro Bono Fair at OHS  
See [www.mbabar.org](http://www.mbabar.org) for details.

## November

**2**  
Tuesday, MBA Board meeting

**3**  
Wednesday, MBA CLE – So, You're Not a Bankruptcy Specialist?  
See insert or register at [www.mbabar.org](http://www.mbabar.org).

**4**  
Thursday, MBA CLE Criminal Matters in Civil Cases  
See insert or register at [www.mbabar.org](http://www.mbabar.org).

**9**  
Tuesday, YLS Board meeting

Tuesday, MBA CLE – UCC Article 9  
See insert or register at [www.mbabar.org](http://www.mbabar.org).

**10**  
Wednesday, December Multnomah Lawyer deadline



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# Ethics Focus

By Mark J. Fucile, Fucile & Reising.

## Up in the Air: Cloud Computing and Confidentiality



Wikipedia defines “cloud computing” as “Internet-based computing, whereby shared resources, software and information are provided to computers and other[s] ... on-demand.” Commercial applications of cloud computing are many, but one emerging trend among law firms is Web-based file storage. In this setting, law firms store and access files (both electronically created documents and imaged copies that were originally in paper form) on remote servers managed by independent vendors. Some firms use electronic storage as back-up, some as a primary means of accessing documents and some do both. The economic driver is the potentially lower cost associated with electronic rather than paper storage. The technological driver is the ability to access files virtually anywhere.

While offering innovative solutions to file management, this application of “cloud computing” also presents new challenges to protecting client confidentiality. Off-site file storage, of course, is nothing new. Law firms have long used commercial vendors for off-site storage of paper files - typically closed files that have been archived. The confidentiality issues are nothing new either. In fact, the ABA has a series of ethics opinions dating back over 20 years on outsourced services generally and computer databases in particular (see, e.g., ABA Formal Ethics Op 95-398). Oregon, too, has dealt with outsourcing in the file management context (see, e.g., OSB Formal Ethics Op 2005-141). Still other states have addressed Web-based file storage and retrieval specifically, including Arizona (Ethics Op 09-04), New Jersey (Opinion 701), Nevada (Ethics Op 33) and North Carolina (2008 Formal Ethics Op 5).

Both the opinions addressing outsourcing generally and those examining Web-based file storage specifically weave together two concepts that are neatly captured in the heading to a key section of the comments to ABA Model Rule 1.6, the confidentiality rule: “Acting Competently to Preserve Confidentiality.” We have a general duty under RPC 1.1 of competent representation. We also have a general duty under RPC 5.3 to supervise non-lawyers who assist us. One element of these general duties is protecting client confidentiality. With electronic files, our duty

to “act competently to preserve confidentiality” applies to both storage and transmission.

### Storage

Comment 16 to ABA Model Rule 1.6, upon which Oregon’s corresponding rule is patterned, highlights our role in choosing a storage provider with security measures consistent with our own duty to protect confidentiality:

“A lawyer must act competently to safeguard information relating to the representation of a client against inadvertent or unauthorized disclosure by the lawyer or other persons who are participating in the representation of the client or who are subject to the lawyer’s supervision.”

The ethics opinions on outsourcing generally and those dealing with Web-based storage specifically discuss competence in this sense as the reasonable investigation, selection and monitoring of a storage provider to make sure that the provider understands the lawyer’s duty of confidentiality and has protections in place consistent with that duty. With paper file storage, the focus is typically on physical security. With electronic files, physical security at the data center is equally important. But, precisely because the information is in electronic form, protection from “unauthorized access” extends to reasonable electronic security measures as well. What is “reasonable” will vary with the circumstances, but includes the electronic equivalent of a secure “lock and key” to Web access.

### Transmission

Comment 17 to ABA Model Rule 1.6 addresses the need to maintain confidentiality when transmitting information and, in doing so, has particular application to electronic files:

“When transmitting a communication that includes information relating to the representation of a client, the lawyer must take reasonable precautions to prevent the information from coming into the hands of unintended recipients. This duty, however, does not require that the lawyer use special security measures if the method of communication affords a reasonable expectation of privacy. Special circumstances,

### MBA Web Site Now Searchable

In an effort to make content on the MBA Web site easier to find, there is now a search box in the menu list on the left side of each page of the site. Check it out!

### MBF Social Celebrating Civic Education

**Tuesday, September 28**  
You are invited to attend the Multnomah Bar Foundation Social hosted by Miller Nash, 5-6:30 p.m. See insert to RSVP.

### September is Open Enrollment Month for the MBA Health Plan

Those not currently enrolled in the MBA Health Plan can sign up in September. While the MBA plan is not immune from the continued rise in premiums nationally, MBA premium increases are below the national average and the plan remains competitive for many MBA members. You may review a summary of current rates on the MBA Web site, or call Northwest Employee Benefits at 503.284.1331 with questions.

### Attorney/Law Student Speed Networking Social

**Wednesday, September 29 5:30-6:30 p.m., Lewis & Clark Law School**  
Enjoy hosted appetizers and beverages while helping law students develop their networking skills! All interested attorneys are invited to participate.

however, may warrant special precautions. Factors to be considered in determining the reasonableness of the lawyer’s expectation of confidentiality include the sensitivity of the information and the extent to which the privacy of the communication is protected by law or by a confidentiality agreement.”

One of the principal advantages of electronic storage is that files are readily accessible via the Web. That, in turn, puts a premium on ensuring that the means chosen for access is secure. Federal law prohibiting the unauthorized interception of (see, e.g., Electronic Communications Privacy Act) or the unauthorized intrusion into (see, e.g., Stored Communications Act) electronically transmitted data provides a baseline “reasonable expectation of privacy.” Again depending on the circumstances, however, encryption or other special data security measures may be warranted.

Please RSVP by September 22 to the Law School Career Services Office (lscs@lclark.edu or 503.768.6608). Indicate your name, employer and primary area of practice. Questions? Contact Ellen Jones, ekjones@lclark.edu or 503.768.6886.

### Federal Court Invites Public Comment: District of Oregon - Steven T. Wax

The US Court of Appeals for the Ninth Circuit is conducting an evaluation of the performance of the Federal Public Defender (FPD) for the District of Oregon, Steven T. Wax. The court conducts these evaluations in order to determine if the incumbent FPD should be appointed to an additional four year term without a competitive recruitment. Any persons having knowledge of the performance of Mr. Wax and/or his respective staff are invited to submit comments. Anonymous responses will not be accepted. However, the identity of all respondents will be kept confidential except to those with a need to know. All comments must be received no later than Thursday, September 30, in order to be considered. Comments may be submitted online at <http://tinyurl.com/fpd-wax>.

### Family Law Group Meetings

The Multnomah County Family Law Group meets September 27 in the first floor conference room of the US Bancorp Tower; Kathy Root will speak about international family law issues. October 25, Hon. Maureen H. McKnight will address the group and on November 29, Linda Scher will be our guest. Details to follow via email.

### Summing Up

It often makes sense to outsource the logistical functions of law practice. It is equally important to remember, however, that we cannot “outsource” our responsibility for protecting client confidentiality.

If you would like to receive emails from the group, contact David Bean at dib@wysekadish.com. Volunteer speakers and suggestions for future meeting topics are always welcome.

### Oregon Asian Pacific Bar Association (OAPABA) Elects Board of Directors

OAPABA’s officers are David Wang (President), Elisa Dozono (President-Elect), Emily Yip (Secretary) and Kevin Kono (Treasurer). OAPABA’s regional, at-large and law student Board members are Kevin Hashizume, Simon Whang, Kimberly Sugawa-Fujinaga, Jessica Asai, Beth Bagley, Connie Kong, Corinne Celko, Toan Nguyen and Rebecca Guiao.

### MBA Noon Time Rides

Gather at SW Yamhill and Broadway between noon and 12:10 p.m. on Mondays and Thursdays. Contact Ray Thomas at 503.228.5222 with questions, or meet at the start.

### Take a Matter that Matters

Sign the MBA 2010 Pro Bono Pledge at [www.mbabar.org/probono.htm](http://www.mbabar.org/probono.htm) and commit to taking at least one pro bono case this year.

### Classroom Law Project

CLP is looking for court tour guides. Contact them at 503.224.4424 for more information.

# ANNOUNCEMENTS

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# Mentor of the Year

The 2010 MBA Mentor Program concluded in July with a year-end party and recognition of two mentors of the year. Mentees were asked to nominate mentors for the award, and two were selected this year: Chris Kitchel and Matt Levin.

Sarah Bow nominated her mentor, **Chris Kitchel**, for the award for the following reasons: "Her proactiveness: She contacted me even before the kick-off party. We had already met and had lunch. We were off to a great start. Throughout the program, she continued to check in with me and to hear how my job search was going. Even when I became employed in Pendleton she remained available and approachable.

"Her stick-to-itiveness and compassion: After the first meeting we set up a plan to meet monthly. She spent a month in Sunriver with her husband. During that time, she gave me numbers that I could reach her at and when I needed to call her, she made time for me. For example, I had an unemployment insurance hearing with Legal



*Chris Kitchel with her 2008 mentee, Eva Marcotrigiano*

Aid Services. Chris talked at length with me about the procedure, sometimes the most frightening part for a new attorney. She then went over the law with me to ensure I had the answers to the ALJ's questions. With her help, the case was successful for my client.

"Chris has been a great mentor to me throughout the program. She is an inspiring, impressive woman who I greatly respect. I look forward to her being my mentor for years to come."

**Matt Levin** served as Justin Aida's mentor. Here is an excerpt from Justin's nomination. "Matt has been an invaluable mentor, confidant and teacher to me

during this process and is now one of my good friends. Besides keeping me well-fed during the mentoring program, he has provided me with counsel regarding legal strategy, tactics and negotiations. Above all, Matt has taught me how to build, maintain, foster and create great relationships. I have talked with Matt's clients, peers, staff and even opposing counsel and they have nothing but rave reviews for Matt. He has a tremendous ability to build relationships of trust with people and never betrays that trust once established. He has taught me the value of trust, integrity and relationships and to tirelessly work to maintain that trust with friends, family, clients and those who I work with in the legal community."



*Justin Aida with his mentor, Matt Levin*

If you would like to be added to the mentor pool, please contact Kathy Maloney at the MBA at 503.222.3275 or [kathy@mbabar.org](mailto:kathy@mbabar.org).

**Thank you to all 2010 mentors**  
Amy Alpern • Albert Bannon  
• David Bean • John Belknap •

*Continued on page 11*

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## MBA Committees

Each year, MBA members serve on committees designed to address member needs and general issues affecting the profession. If you have any ideas or concerns to share about a particular area, please contact the chair, MBA President Sarah Crooks, or the MBA staff at [mba@mbabar.org](mailto:mba@mbabar.org).

**Continuing Legal Education**  
Chair: **Chris Kayser**, Larkins Vacura, 503.222.4424



Plans, conducts and evaluates approximately 30 CLE seminars a year geared toward attorneys in practice 10 years or more. The curriculum reflects areas in which MBA members practice.

MBA members and negotiates the annual health plan renewal.

**Judicial Screening**  
Chair: **Cedric Brown**, Attorney at Law, 503.231.4669

Confidentially screens judicial and pro tem candidates in accordance with the MBA's process.



**Membership**



Chair: **Colin Andries**, Andries Law Offices, 503.206.6002  
Recommends recruitment and retention

efforts to ensure that the MBA's membership reflects the diversity of the legal profession in the Portland area. Plans social events, including WinterSmash, which benefits Multnomah CourtCare.

**Professionalism**  
Chair: **Hon. Stephen Bushong**, Multnomah County Circuit Court, 503.988.3546  
Manages activities that promote professionalism in the legal community and assists with the nomination and selection process for the professionalism award.



## Please Join Us for the YLS Business Law Seminar Series

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**CourtCare Committee**  
Chair: **Hwa Go**, Harrang Long et al, 503.242.0000

This committee's primary goal is to run the annual CourtCare Fundraising Campaign, to be held in the spring of each year.



**Court Liaison**  
Chair: **Eric Dahlin**, Davis Wright Tremaine, 503.778.5293



Serves as the MBA's interface with the court and fosters dialogue between the MBA membership, the local judiciary, the court administrator and with other local area courts.

**Equality**  
Chair: **John Connors**, Metro Public Defender Inc., 503.225.9100

Promotes equality in the profession and identifies ways in which the MBA can promote diversity in the practice of law through outreach to minorities.



**Golf**  
Co-Chairs: **Dylan Cernitz and Kelly Evans**, Gevurtz



Menashe, 503.227.1515  
Plans, publicizes and conducts golf tournaments between April and September, including the MBA Members' Championship Tournament, which benefits the Volunteer Lawyers Project at LASO.

**Group Health Insurance**  
Chair: **Bruce Thompson**, Law Office of Bruce Thompson, 503.226.6491  
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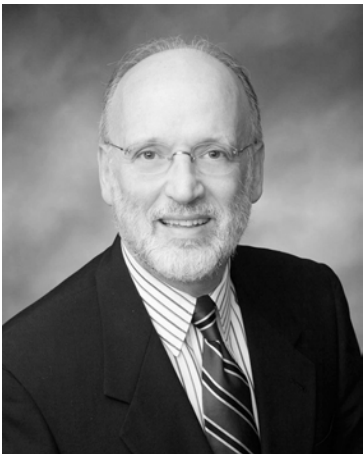
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# AROUND THE BAR



Jim Zehren

**JIM ZEHREN**

Jim Zehren has joined Cogan Owens Cogan, LLC. As a senior policy analyst, Zehren will focus on public policy development, public-private-nonprofit partnering and collaboration, public finance and governance, urban and regional planning, and civic engagement for existing and new clients, primarily in the Pacific Northwest.



Jason Wright



Rebecca Gross

**LANDYE BENNETT BLUMSTEIN**

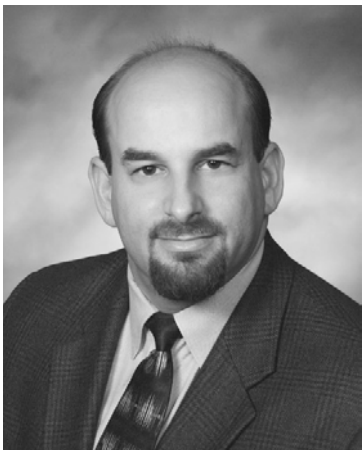
The firm expanded its litigation practice group with the addition of two attorneys, **Jason Wright** as partner and **Rebecca Gross** as associate.

Wright's practice concentrates in general commercial and complex litigation issues, including insurance coverage, business torts and contract disputes, construction defect claims, professional malpractice claims, labor and employment litigation and counseling, and railroad accident and injury claims.

Gross' practice focuses on complex business litigation matters, particularly involving business torts and contract disputes, securities, real estate, and labor and employment issues in addition to other civil litigation matters such as personal injury claims.



David Aman



Steven Wilker

**TONKON TORP**

David Aman was named to lead the firm's intellectual property group. Aman represents plaintiffs and defendants in cases of patent, copyright and trademark infringement, trade secret misappropriation and other business disputes. He also advises clients on antitrust issues arising out of licensing and enforcement of intellectual property rights.

Steven Wilker, a partner, recently joined the board of Metropolitan Family Service, a local social service nonprofit assisting children, families and older adults in the Portland area for sixty years. He has practiced since 1992. Steven counsels clients in complex commercial litigation, intellectual property, media communications, real estate, and finance issues. He represents clients in local, regional and national matters.

**STAHANCYK, KENT & HOOK**

**Deanna L. Rusch** has been promoted to lead attorney in the firm's Vancouver branch.



Dean Aldrich

**ALDRICH LAW OFFICE**  
**Dean Aldrich** was appointed to the Milne Construction Company Board of Directors.

The firm has celebrated its 10<sup>th</sup> anniversary and has added **Christopher C. Grady** and **Molly Allison**.



Christopher C. Grady



Molly Allison



Donald L. Krahmer Jr.



William Crow

**SCHWABE WILLIAMSON & WYATT**

**Donald L. Krahmer Jr.**, a firm shareholder, recently joined the board of directors of Regence BlueCross BlueShield of Oregon.

Krahmer currently serves as co-chair of the firm's technology and business practice.

**William Crow** has joined the panel of United States Arbitration & Mediation of Oregon, through which he will offer his services as an arbitrator and mediator while continuing his practice.

**PERKINS COIE**

**Julia Markley** has received the annual firm-wide Perkins Coie Pro Bono Leadership Award, which is given to a lawyer who has demonstrated outstanding



Julia Markley

leadership and commitment in the provision of pro bono services to our clients during the year. Markley was selected as a recipient of this award because of her extraordinary commitment to pro bono work, including her work to bring back to the US an El Salvadorian national after the Ninth Circuit ruled that he had been wrongfully deported.

In that case, Markley represented JMB, an El Salvadorian national, who entered the United States without papers after being beaten nearly to death by the local police officers he had reported for murder and drug trafficking. The Immigration Court ruled that JMB was entitled to stay in the United States, but the Board of Immigration Appeals reversed. Markley successfully persuaded the Ninth Circuit that JMB was entitled to withholding of removal and withholding under the Convention Against Torture. Unfortunately, JMB had already been deported to El Salvador in 2003, and the file contained no

home contact information. With the help of International Social Service, which acted with the utmost secrecy given that the local police were out to assault or kill JMB, Markley traced JMB to his barrio in Santa Ana, El Salvador. The Department of Homeland Security was forced to bring back to the US a person whom it had wrongfully deported, which is an extremely rare occurrence. JMB is now living in California with relatives.

**MARKOWITZ HERBOLD GLADE & MEHLHAF**

**Matt Donohue**, a shareholder with the firm, has been named to the Board of Directors of Elevate Oregon, a non-profit organization working to increase high school graduation rates of at-risk youth and encourage them to pursue post-secondary education. Donohue resolves complex business disputes for some of the firm's most significant clients. His experience includes contract disputes, antitrust matters, fraud and business torts and corporate and partnership litigation.

*The Around the Bar column reports on MBA members' moves, transitions, promotions and other honors within the profession. The deadline is the 10th of the month preceding publication or the previous Friday if that date falls on a weekend. All items 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 carol@mbabar.org.*

The YLS Membership Committee and Queen's Bench, the Portland chapter of Oregon Women Lawyers (OWLS), are co-sponsoring a Drop-In Social at On Deck Sports Bar & Grill in the Pearl District, on Thursday, October 7, beginning at 5:30 p.m. Come mingle with your friends and colleagues after work on one of the largest outdoor decks in Portland.

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# Tips from the Bench

By Judge Maureen McKnight, Multnomah County Circuit Court.

## Web site / New CIF Rule

On July 27, the web pages for the Family Court in Multnomah County were posted online. Designed both for attorneys and self-represented litigants, the pages include forms, FAQs, referrals for finding legal help and various links and brochures. The link is <http://courts.oregon.gov/Multnomah>. Under the "Quick Links" box on the right side of the page, click on "Family Court." Materials about the new Confidential Information Form (CIF) rule effective September 1 are available on the "Rules and Procedure" page.



on this short timeframe. SLR 8.015(4) makes clear that a case expected to need at least six hours of court time will be given a special set, i.e., assigned to a particular judge for all pretrial matters and given a trial date on that judge's own docket. Requests for special sets are made to Chief Family Court Judge Nan G. Waller or a judge handling scheduling matters at ex parte time or trial assignment.

## Retained Cases

Reminder: Once a judge has retained a case, all matters will be scheduled through that judge's judicial assistant. Practitioners should check in with the retaining judge's staff for any matter on the case before contacting another judge. The way to tell in OJIN if a family law case has been retained by a particular judge is to examine the case name on the top of the entry. If there is an asterisk (\*) before the slash in the case name [Smith Mary Ann\* / Jones John David], the case is retained. Scroll down to entry #2 in the "Events" screen, and the name of the retaining judge will be listed after the words "Assigned Trial Judge."

## Ex Parte and Proposed Order SLRs

Six months ago, significant rule changes were made in the local rules about (1) certifying notice was given of intent to appear at ex parte time and (2) submission of motions not scheduled for hearing. Attorneys are encouraged to familiarize themselves with these rules.

## Custody and Parenting Time Evaluations

Due to a very high volume of mediation referrals, the Family Court Services Department is experiencing delays in assigning and completing custody and parenting time evaluations. Orders for evaluations may not be assigned for up to three months after the department receives the order. Because at least 90 days are needed to complete an evaluation once it is assigned, finished evaluations will not be available for up to six months from the date the order is signed.

To expedite assignment to a counselor, practitioners will want to make certain that the parties have paid the evaluation fee and either completed mediation or submitted to the family services office a copy of an order waiving mediation. Given the hardship these significant delays impose, Family Court Services Department Director Janice Garceau will consult on request with attorneys who have specific concerns about a family during the waiting period.

## Special Sets

The Family Court judges want to remind attorneys of the availability of special sets for lengthy matters. Half-day matters on the trial assignment docket are regularly finding judges with availability the next day, but judges are very rarely able to accommodate cases requiring a full day (six hours) or more



## Speedy Justice for Civil Cases in Multnomah County

Presiding Judge Jean Kerr Maurer recently announced that Multnomah County Circuit Court is offering an expedited track for civil jury trials, effective immediately. Multnomah County Circuit Court is one of the pilot courts in Oregon implementing the new program.

On May 6, 2010, Oregon Supreme Court Chief Justice Paul J. DeMuniz signed an order implementing the expedited civil jury trial program in selected Oregon Circuit Courts. See *UTCR 5.150*. The goal is to provide speedy and economical disposition of civil cases and to increase the use of jury trials to decide civil disputes.

Chief Justice DeMuniz has acknowledged that "the volume of civil jury trials is greatly reduced in recent years. The reasons for this decline include the cost of litigation, delay in getting to trial and the uncertainty of a trial date. In some cases, persons with meritorious claims or defenses have found it difficult to proceed to trial because of the expense. The expedited civil jury trial program aims to provide a speedy trial to the parties with less expense." The right to a jury trial in civil cases is protected by the federal and state constitutions. According to the Chief Justice, "Jury trials in civil cases establish community values and provide guideposts for settlement. Civil jury trials in Oregon (and nationally) are

disappearing. This is a cause for grave concern if the right to a jury trial is to remain meaningful. That right is in danger of becoming a hollow promise."

Judge Maurer said that Multnomah County Circuit Court has taken a leading role in addressing this concern. A committee of local judges studied the problem and issued a report with several recommendations, including offering an expedited and streamlined track to jury trial in civil cases.

The program is very simple. Judge Maurer has approved the following procedures for cases filed in Multnomah County:

1. Parties who wish to opt-in to the program simply fill out UTCR 5.150-1a and file their uncontested "Motion for Designation as an Expedited Summary Jury Trial" in the same manner they would any other uncontested motion. Upon filing, the motion will be directed to the Presiding Judge, who will assign the case to a pre-designated panel of experienced civil trial judges. For the first year of the program Judges Janice Wilson, Henry Kantor, Marilyn Litzenberger, Adrienne Nelson and Judith Matarazzo will be handling these cases.
2. One judge will actively monitor the case, make all pretrial rulings and make sure that trial occurs within four months. The assigned judge will hold an initial case management

conference with trial counsel no later than 10 days after the Presiding Court designates the case appropriate for the expedited summary jury trial program. A firm trial date, within the next 4 months, will be set at the conference.

3. During the initial case management conference, the court will also discuss the parties' discovery plan. If the parties have not agreed to a discovery plan, the court will establish the scope, nature and timing of discovery.
4. To insure cases are ready for trial on their scheduled trial date, the judge assigned to the case will conduct a pretrial conference at least 14 days prior to trial. During that conference, the court and counsel will discuss stipulations regarding the conduct of the trial, including admissions of exhibits and the manner of submission of expert testimony. The court may also rule on in limine motions and review proposed jury instructions.

A copy of the state-wide rules governing the program are available on the Oregon Judicial Department website, [http://courts.oregon.gov/OJD/docs/programs/utcr/CJO\\_10-025.pdf](http://courts.oregon.gov/OJD/docs/programs/utcr/CJO_10-025.pdf). Information and documents specific to Multnomah County are available on the Multnomah County Circuit Court website, Multnomah County Circuit Court Civil Page. For more information, see the MBA Web site.

## End of Summer BBQ and Field Day September 25

The Multnomah Bar Association invites attorneys and their families to attend an End of Summer BBQ and Field Day sponsored by Barran Liebman, Gevurtz Menashe and Harrang Long Gary Rudnick, **Saturday, September 25th, at 2:00 at Overlook Park (NE Fremont St. and Interstate Ave.). Attendees are welcome to join the MBA for an afternoon of barbecue, games and camaraderie to celebrate the end of Summer and beginning of Fall. The MBA, courtesy of Barran Liebman, Gevurtz Menashe and Harrang Long Gary Rudnick, will provide the grill, main courses, supplies and games. Attendees are asked to bring a side or dessert to share and their own beverages (beer and wine is permitted at the park). There is no cost, but space is limited, so if you plan on attending please RSVP to Kathy Maloney at [kathy@mbabar.org](mailto:kathy@mbabar.org) or 503.222.3275.**



The other partner is you

## Did You Know? The Multnomah Bar Foundation...

❖ was founded in 2005 as part of the MBA's Century of Service celebration and MBA members' desire to give back to the community. It is a 501(c)(3) organization dedicated to promoting civic education and community understanding of our legal system. The MBF has established two dedicated funds: the MBA 100<sup>th</sup> Anniversary Community Gift Fund and Multnomah CourtCare.

❖ awarded 22 grants from the MBA 100<sup>th</sup> Anniversary Community Gift Fund, totaling more than \$137,000 to local nonprofits whose civic and

law-related programs support the mission of the MBF. Some recipients include The Bus Project, Classroom Law Project, Elders in Action, League of Women Voters, MetroEast Community Media and YLS YOUthFILM Project.

❖ supports the annual operation of Multnomah CourtCare, which provides free childcare to families who have business at the courthouse and cannot afford childcare. A project of the MBA, run by Volunteers of America Oregon and supported mainly by private donations, Multnomah CourtCare serves 80 to 100 children and their families each month.

❖ has earmarked \$50,000 for a new signature project – a video series on democracy issues – that will be made available to schools statewide, aired on cable access TV and featured on YouTube and the MBA and ProtectOregonCourts Web sites. The MBF, MetroEast Community Media, The Bus Project, City Club, League of Women Voters Portland and Urban League of Portland are collaborating on content development and MetroEast will produce the series.

❖ embarked on a campaign to raise \$100,000 this year to continue the good work of increasing civic education and community engagement.



## Judge Anna Brown, U.S. District Court

By Eric Dahlin, Davis Wright Tremaine and Court Liaison Committee Chair.

“Have you discussed this issue with opposing counsel? No? Well, after you do, I’ll be happy to hear from you.” Anyone who has tried a case in front of U.S. District Court **Judge Anna J. Brown** has likely heard these words from her. These words reflect one of her core judicial philosophies: that it is essential for the parties to have meaningful communication at every stage of the proceedings.

Judge Brown has been a trial judge since 1992, first as a state court judge in Multnomah County, and then, since 1999, as a federal judge. In her 18 years on the bench, Judge Brown’s view of her role has expanded from a primary focus on correct legal rulings to the broader goal of being helpful to litigants in solving the myriad problems, large and small, in their cases. But, before a judge can try to be helpful to litigants, Judge Brown believes their attorneys’ first need is to understand each other better.

In her experience, parties and lawyers who think they know the other side’s position, but still

take the time for meaningful discussions, often realize there was much more to learn – both about the substantive issues and personal dynamics. This, in turn, helps to narrow the issues and focus the parties on what is most important in the case. Judge Brown firmly believes the best way to facilitate this focus is for lawyers to talk with each other, and to do so often, preferably in person; so, she regularly requires all parties first to have meaningful conferral on any issues on which they ask for her assistance or a ruling.

Although she is a strong supporter of technology and the many advantages it has brought to the practice of law, she fears these benefits have come at the expense of losing the personal contact with our colleagues which is one of the great joys of our profession. So, she urges attorneys to make an extra effort, at least occasionally, to have in-person contact with opposing counsel outside of the typical deposition or court appearance contexts that already require it.

Instead of firing off emails or leaving voicemail messages that opposing counsel may regard as terse or brusque, Judge Brown suggests you invite counsel to talk with you over coffee about the case. In addition to finding out more about the issues and what other factors may be driving the case, you may discover you actually enjoy spending time with your intelligent and interesting opponent.

Judge Brown feels truly blessed and honored to serve as a judge, and she realizes her office carries the “great responsibility” to “do the right thing for the right reasons in the right way.” Because she believes every case, regardless of the amount or issues at stake, is the most important case for the parties and any ruling she makes may significantly impact them, and perhaps others, she works extremely hard to reach that goal in each case. She also expects counsel to share the hard work needed to ensure the law is correctly understood and applied, the facts are fairly evaluated and

any underlying non-legal issues between the parties are addressed appropriately.

She welcomes counsel to communicate meaningfully with her as well – not just about the basic legal positions and the bare facts, but also to give her a flavor of the underlying personal dynamics that may be driving the litigation. And, in keeping with this philosophy, Judge Brown encourages lawyers who think a judge has “missed something,” and, therefore, may be reaching a conclusion erroneously, to communicate this concern to the judge in a respectful manner so the judge has a timely opportunity to correct the perceived mistake. Even when she rules against a party, it is very important to Judge Brown that the reason for the ruling is understood and that the lawyer and the client are satisfied that they had a full and fair hearing. So, don’t be surprised if, before she decides an issue, she asks you: “Counsel, have I missed something?”



Judge Anna Brown

Those lawyers who have had the pleasure of an in-depth conversation with Judge Brown know that, even though she can be a no-nonsense taskmaster when on the bench, the moment she is off the record she truly enjoys the interaction she is able to have with counsel. Judge Brown is warm and engaging with a wonderful sense of humor. Next time you get a chance, you might want to take a few minutes to chat with her. You will both probably greatly enjoy it.

## Katherine H. O’Neil - A Legacy of Advocacy for Women

By Judy A.C. Edwards, MBA Executive Director.

We continue our new profile series of some of our local legal icons, featuring **Katherine O’Neil** in this second profile. She’s practiced law in Oregon since 1977 and many of you know her for her visionary work promoting women in the legal profession.

Some of Katherine’s most enjoyable years were making a real difference in women lawyers’ lives. In 1987, the MBA established its new Committee on Women in the Profession and she was

After serving for 11 years as leader of Oregon’s delegation to the ABA’s House of Delegates and as a member of the ABA Commission on Women in the Profession, Katherine has just finished a term on the ABA Board of Governors and was recently named chair of the ABA Commission on Mental and Physical Disability Law, which she considers “a step in addressing the next area of discrimination in the profession.” Even with all these activities, she practices law with her husband, Toby Graff, in Portland.

were not welcome at Harvard Law School ... Part of our grade was class participation, and many professors never called on a woman. There was one criminal law professor who only called on women during discussions of rape cases. I could go on and on.” One of her classmates, Judith Richards Hope wrote about those difficult years in “Pinstripes and Pearls.”

Discouraged, Katherine left Harvard after finishing her first year, but a little over a decade later, after her family no longer needed her full time, she returned to law school at Lewis & Clark College, where her experience was much more positive. She began practicing law in the late 70s, first with Bullivant Wright (now Bullivant Houser Bailey), and later at Schwabe and at Wood Tatum, where, as second chair, she represented a ship owner involved in a massive fire off Kalama, Washington, before the legendary Hon. Gus Solomon. She cites the trial of this case before Judge Solomon as one of her most interesting experiences as a lawyer. But in those early years of her career, Katherine found that “women lawyers were still treated differently.”

“At least we could get jobs as lawyers, not just secretaries as was the case with Sandra Day O’Connor when she tried to enter the profession, but we were definitely regarded as second-class lawyers. To give one example, in the days when I began practicing, it was not uncommon for a judge to call a woman lawyer by her first name, while always using ‘Mr.’ with opposing counsel. It disadvantaged women and their clients and

suggested that women were only playing at the law while a male lawyer was to be taken seriously.”

Her most enjoyable part of practicing law was hard for her to choose, but she favored “the intellectual challenge of developing constructs based on existing law” in her appellate work. “That was a lot of fun. But then, so was helping individuals who find themselves in a difficult situation and helping them walk through the legal system with dignity, just helping regular clients.”

I asked her about work life balance and any advice she would give a new lawyer. “I’m really concerned about lawyers working so hard these days, that they’re burning themselves out with all the obligations of life. When you practice law you’re going to have to work five and a half or six days per week. That’s really the way it is to have a practice to support yourself and serve your clients, but you don’t have to do that if you’re careful with your money. People who are working more than 50 hours per week need to look at what they’re doing; evaluate what the financial return



is for the hours they are putting in. If you don’t take care of your health and sanity, you will burn out. Take an inventory of how you’re spending your time and the financial value of the hours you’re putting into work, and about the restorative value of volunteer work.”

For enjoyment outside the practice of law, Katherine and her husband, Toby, have traveled on five of the seven continents. They love it, plus sea kayaking and white water rafting. In describing her recent trip to Burma, she said, “it’s still in the 30s and 40s with more ox carts than autos, more bicycles than ox carts; people living in small villages still farming in the 18<sup>th</sup> century with Brahma bulls.” They found Ecuador especially fascinating.

Please join me in applauding Katherine for her vision, perseverance and generous donation of her time and energy over the years. I just wonder what our next benefits will be from her efforts, intellectual curiosity and interest in helping others. She can be reached at her office at One SW Columbia, Suite 440, Portland OR 97258.



OWLS first three presidents (L to R): Kathryn Ricciardelli (3rd), Katherine O’Neil (1st) and Agnes Sowle (2nd)

appointed chair by MBA’s first woman president, Susan Hammer. “...there were finally enough women lawyers here in Oregon to band together to fight for equal opportunity.” Katherine led the founding of Oregon Women Lawyers (OWLS) in 1988-89, served as its first president and later, was instrumental in establishing the OWLS Foundation. In 2009 OWLS celebrated its 20<sup>th</sup> anniversary and now enjoys a strong membership of 1,480.

I was curious to know what made her interested in studying law in 1961 because I remembered that most “girls” back then went into teaching or home economics if they went to college. She had an “aunt and uncle who were attorneys and I knew it was a way to make a living and a way of getting out of being a secretary the rest of my life.” When Katherine began her law studies after graduating from Stanford University Phi Beta Kappa, summa cum laude, she was “appalled to find that women



Katherine O’Neil greets Sandra Day O’Connor in 1997



# Sixth Successful Year of the Imprint Program

By Jeanne Sinnott, Miller Nash and YLS Service to the Public Committee chair.

This spring, 110 local attorneys and students became pen pals through the Imprint Program, which the YLS Service to the Public Committee has coordinated with the Park Rose School District for the past six years. Over the course of a semester, each student-attorney pair discussed and shared thoughts about a book through letters. The participants then met face-to-face at a school party.

Attorney volunteers find Imprint to be a rewarding experience for a number of reasons, including the opportunity to connect with high school students and provide them with a positive role model. Many attorney volunteers maintain mentoring relationships with their students after the program has concluded.

For the students, Imprint provides a fun and exciting opportunity to meet individuals who can provide insight into life as a new lawyer. According to Nerissa Ediza, one of the teachers involved with the program, “The impact that the volunteers make on our students lasts beyond just the few months of letter writing. This is an experience that kids talk about

for years afterwards.” According to Ms. Ediza, “for some students, the program provides the only adult relationship they will have outside of school and family.”

Imprint will begin its seventh year this winter. If you are interested in volunteering, please contact Kathy Maloney at [kathy@mbabar.org](mailto:kathy@mbabar.org).

#### Thank you to the 2010 volunteers

Adam Adkin, Chris Allnatt, Jean Back, Tanith Balaban, Kathryn Ball, Albert Bannon, Andrea Barton, Jennifer Becker, John Belknap, Ashley Berman, Meghan Bishop, Tamila Bishop, Kimberly Boswell, Katherine Caldwell, Stephanie Carter, Mary Chandler, Shauna Curphey, Katherine de la Forest, Lainie Decker, Megan Decker, Lindsay Dickston, Katie Eichner, Cody Elliott, Matthew Ellis, Sandra Faber, Christiane Fife, William Fisher, Jenny Franks, Benjamin Furth, Alan Galloway, Jennifer Gilmore, William Glasson, Tanya Green, Amanda Guile, Cindy Hahn, Damien Hall, Michael Hallas, Jeffrey Hern, Aaron Hessel, Brandon Hignite, Corrinne Hill, Adam Hollar, Holli Houston, Adelia Hwang, Andrea Johnson, Trevor Johnson, Kathryn Kammer, Nicholas

Kampars, Lauren Kemp, Shawn Kolitch, Megan Kronsteiner, Manasi Kumar, Anil Kuruvilla, April Kusters, Jillian LaCroix, Matthew Lauritsen, Stephanie Lind, Rebecca Lindemann, Crystal Lindquist, Morgan Long, Emma Lor, Will Macke, Heather Martin, Richard McBreen, Erin McCool, Jamie McNeill, Nicholas Merrill, James Miner, Christine Moore, Erin Morris, Keil Mueller, Siobhan Murphy, Erica Naito-Campbell, Raife Neuman, Suzannah Newman, Bernadette Nunley, Omar Nur, Jesse Ormond, Stacy Owen, Jesse Pearson, Jamie Pfeiffer, Emily Potts, Blake Robinson, Erin Robinson, Rachel Robinson, Craig Russillo, Kasia Rutledge, Laura Salerno, Rebecca Schermerhorn, Jennifer Schoof, Steven Seal, Anne Senters, Nolan Shutler, Jeanne Sinnott, K. Vathana Sivanesan, Kathryn Smith, Jay Smith-Hill, Brian Sniffen, Nicholas Stack, Pamela Stendahl, Joelle Tavan, Avalyn Taylor, Nichole Tennyson, Amy Vandenbroucke, Stephanie Wallick, Rebecca Werner, Alexander Williamson, Jennifer Woodhouse, Ashley Yorra, and Devon Zastrow Newman.

# A Bigger Boat – Perspectives on Work-Life Balance

By Amy M. Hoven, Kennedy, Watts, Arellano, & Ricks, LLP and YLS Futures Committee Chair.

The YLS Futures Committee recently sat down with a few lawyers to discuss the challenges of maintaining a work-life balance. The group was diverse, from relatively new practitioners to some with over 30 years experience, married, single and divorced, with one child to five. They shared a variety of experiences and perspectives on balance, but had one common trait, in addition to being lawyers; they were men.

Male attorneys face different, yet significant, challenges than females within the legal profession when it comes to work-life balance. Evan S. Reynolds, of counsel with Perkins Coie, explained that work-life balance is very important from a hiring standpoint. In order to recruit and retain talent, a firm needs to be flexible with its lawyers, both male and female. Nevertheless, Reynolds agreed that the profession requires some personal sacrifices.

Many of the participants admitted that they work at least one day on weekends and lamented when asked about their hobbies. Reynolds still gets a little daily exercise, but looks forward to having more time for hobbies as his kids grow older. Josh L. Ross, with Stoll Berne, no longer does long-distance bike rides because

the training would demand too much of his schedule. Instead, Ross bikes to work and tows his kids in the bike trailer. Indeed, most working parents experience a decline in their personal time with small children, regardless of whether they are lawyers.

Ronald A. Johnston, of Johnston, Root and Liebhenguth, is a pioneer in work-life balance. A 34-year veteran of the legal profession, he chaired the OSB's Committee on Combining Family and Career, which is now known as the Quality of Life Committee. Johnston, whose wife was a complex litigation paralegal when they started a family, shared his efforts to try and balance their busy careers with two children. He spoke about waking up at five in the morning to work from home before delivering children at daycare and arriving at the office by mid-morning. He and his wife juggled their obligations, including billable hours, alongside a desire that their children spend minimal time with care providers.

Johnston also creatively adapted to the practice. As a family law attorney, he made himself available outside of regular business hours when his working clients would typically be more available. He also offered to have meetings at his home so his clients could bring their children to play with

his while he prepared the clients for testimony. Johnston found that being a good father made him a better lawyer and he encourages practicing fathers to seize every opportunity to spend time with their children, even if it means reading to them from the latest edition of the Bulletin. An avid fisherman, his best tip for balancing a hobby with career and family: “buy a bigger boat” so the whole family can go fishing.

To read the full article, please visit the Futures Committee's website at [www.mbabar.org/YLSFuturesCommittee.htm](http://www.mbabar.org/YLSFuturesCommittee.htm).



## YLS Committees

YLS members serve on committees designed to address member needs and general issues affecting the profession. In this issue, we have included a synopsis of each committee's charge for the year and contact information for the current committee chair. If you have any ideas or concerns to share about a particular area, please contact the chair, YLS President Kim Griffith, or the MBA staff at [mba@mbabar.org](mailto:mba@mbabar.org).

### YLS Professional Development and Education Committee

Co-Chairs: **Sean Currie**, Greene & Markley, 503.295.2668 and **Traci Ray**, Barran Liebman, 503.276.2115



This committee organizes all CLE seminars presented by the YLS, as well as non-CLE career development presentations; recent topics included Secrets of Superstar Attorneys and Beyond the JD: New Opportunities for Lawyers.



### YLS Membership Committee

Chair: **Michael Miller**, Mitchell Lang & Smith, 503.221.1011  
The Membership Committee assists in the recruitment and involvement of YLS members by coordinating a variety of social activities designed to increase professional and personal interaction. It also publishes the *New Admittee Survival Guide*.



### YLS Pro Bono Committee

Chair: **Jennifer Woodhouse**, Legal Aid Services of Oregon, 503.224.4086  
The Pro Bono Committee coordinates the Nonprofit Project, Attorneys for Youth and encourages involvement in pro bono service. It publishes and distributes *Domestic Violence: A Guide to Your Rights* and *Youth Faces the Law: A Juvenile Rights Handbook*. It also helps organize the annual Pro Bono Fair.



### YLS Service to the Public Committee

Chair: **Jeanne Sinnott**, Miller Nash, 503.205.2418  
The committee gives lawyers opportunities to become involved in the community. Projects include Community Law Week, Community Service Days, Dropout Prevention video presentations at local schools, volunteer hearings officers for Multnomah County Animal Services and the Imprint Program, which pairs attorneys with middle school students.



### YLS YOUTHFILM Project Committee

Chair: **Valerie Colas**, Oregon Law Center, 503.490.4457  
The committee organizes the YOUTHFILM Project video contest for students on various democracy-related topics, culminating in an awards ceremony and public screening.



### YLS Futures Committee

Chair: **Amy Hoven**, Kennedy Watts Arellano et al, 503.228.6191  
This committee works to identify and study issues surrounding the “Generation Gap.” The committee writes articles, organizes events, and plans to develop model policies in order to help the local practice of law evolve smoothly and efficiently.



### YLS Wine Tasting Social Wednesday, September 8

The YLS, Financial Planning Association and Oregon Society of Certified Public Accountants are hosting a wine tasting event at Blackbird Wine Shop House (NE Fremont & 44th) on September 8 from 5:30-7:30 pm. Please join fellow young lawyers, CPAs and financial planners for this casual opportunity to network and socialize. The registration fee of \$15 includes wine tasting and a sampling of fine cheeses and breads. RSVP to Kathy Maloney at [kathy@mbabar.org](mailto:kathy@mbabar.org) with payment information. You may send a check to Multnomah Bar Association Unit 33, PO Box 4900, Portland, OR 97208-4900. Reservations are limited to 28 guests per group. Advanced paid reservations are required. Deadline for reservations is September 1.



## Golf Results

### Riverside Golf and Country Club, June 14

First place team - Kelly Evans, Mark Foat, Craig Rogers, Kathy Root  
 First net - Rod Lewis  
 First gross - David Zarosinski

### MBA Family & Friends, McMenamins Edgefield, July 15

The Family & Friends golf outing brought men, women and children - experienced golfers, beginners and non-golfers alike - out for an afternoon of sunshine, fun and pitch and putt golf, followed by food, drink and prizes galore. Proceeds from the putting contest went to the Volunteer Lawyers Project (VLP) at LASO. The Golf Committee wishes to thank Fun Judges Hon. Keith Meisenheimer and Golf Committee co-chairs Dylan Cernitz and Kelly Evans; co-sponsor Oregon Women Lawyers Foundation; and everyone who donated prizes for helping to make this event a success!

Photos at [www.mbabar.org/committee-golf.htm](http://www.mbabar.org/committee-golf.htm).  
 First place team - Matt Levin, Jim Miner, Will Jones & Aruna Masih  
 Putting contest - Don Coughlin, Kathy Root  
 First place - Richard Maughan, Kathy Root  
 KP - Jan Kitchel, Kathy Root  
 Most Colorful Attire - Tyler Volm, Erica Glaser, Zoe Coughlin Glaser, Andrew Sandmire  
 Most Creative Swing - Jim Miner, Marisa Martin, Jonas Kott



### 13th Annual MBA Golf Championship to Benefit Legal Aid Monday, October 11 Portland Golf Club

12:30 p.m. shotgun Dinner, awards, hole-in-one & tee prizes, door prizes & trophies!

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\$225 by September 27;  
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See insert or visit [www.mbabar.org](http://www.mbabar.org) to sign up

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*Continued from page 5*

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Thank you to the following lawyers and law students, who donated their pro bono services in July via the Volunteer Lawyers Project, the Senior Law Project, Community Development Law Center, 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 Attorneys for Youth. To learn more about pro bono opportunities in Multnomah County, check out the Pro Bono Opportunities in Oregon handbook, available at [www.mbabar.org/docs/ProBonoGuide.pdf](http://www.mbabar.org/docs/ProBonoGuide.pdf).

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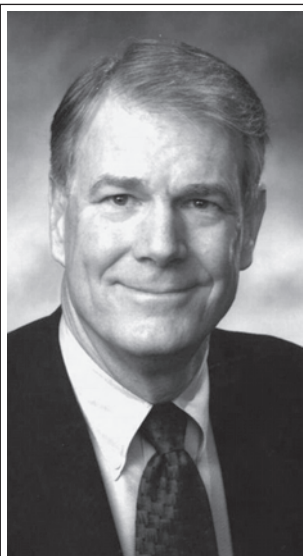
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**Back in the Saddle Again**



Photo credit: Andrea Neuberger  
Photo taken at Neahkahnie OR, July 5, 2010

With appreciation and gratitude to my wonderful staff (Lynne, Janine, Melissa, and Phil), members of the judiciary, my colleagues in the bar, and their staffs for their constant support and cooperation during my convalescence from colon cancer surgery on October 17, 2009 and my recently completed chemotherapy. Thanks to you, my feet never touched the ground.

The test results show no signs of cancer. As my wonderful oncologist told me, "there is no cure for colon cancer, but you will be alive when medicine finds one."

I plan to return to work full time in September and resume trying cases in the fall.

Best regards,  
**Robert**

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By Pamela B. Hubbs, Office and Foundation Administrator.

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For the past five years, the Multnomah Bar Foundation has been dedicated to increasing the public's understanding of the justice system, increasing civic awareness and promoting public participation. To continue this important work, the MBF has embarked on a campaign to raise \$100,000 this year.

Donations will be used to fund civic education grants to local nonprofit programs that match the MBF mission, and for the

development of a new civic education video series that will reach a broad spectrum of citizens.

According to the National Alliance for Civic Education, "Statistics and everyday experience show that people who know a great deal about government, politics, and public affairs also tend to vote and to join organizations, while those with low levels of knowledge do not participate."

The MBF is appealing to you to join the effort to increase civic awareness and engagement in our community and donate now to help the MBF reach its goal

of \$100,000. Gifts are fully tax deductible and may be made *In Memoriam* to remember someone special, *In Honor* of a special person or occasion, or through a planned giving program.

**Special recognition will be given for gifts of \$500 or more; gifts of \$100 or more will be listed on the MBA Web site and in the *Multnomah Lawyer*.**

To make a donation, view the donor benefits or learn more about the MBF, visit [www.mbar.org/foundation.htm](http://www.mbar.org/foundation.htm) or contact Pamela Hubbs at 503.222.3275.



Please join us to celebrate your foundation and its work on behalf of civic education at the Multnomah Bar Foundation Social Celebrating Civic Education, Tuesday, September 28, 5-6:30 p.m. at Miller Nash LLP, Portland. See the insert in this issue for more information and to RSVP.



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