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WCBA Newsletter

Washington County Bar Association

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September 2013, Page 1 of 8

Published monthly, September-June

Deadline: 20th of preceding month

President's Note

*Lawyers associated for
justice, service,
professionalism, education,
mentoring,
social interaction and
leadership for our members
and our community.*



This is our welcome back newsletter after our summer hiatus and my first President's Note as the incoming

President for 2013-14. We hope you all had a relaxing summer! Despite the fact that we took a break from the newsletter, our events continued throughout the summer.

Our June Wine Tasting at Oak Knoll Winery in June was a success. Greg Karpstein was presented with the Professionalism Award, in recognition of his outstanding service and contribution to the legal community in Washington County. Judge Michele Rini gave a great speech and presented Greg with his plaque. Greg honored us by joining the band for a song and showed off his horn tooting talents! We also presented outgoing President, Kathy Proctor with a plaque of appreciation for her dedication and hard

work, serving for two years as our WCBA President. She did an amazing job and will be missed, but will continue to serve on our Board of Directors.

In July, the court had their Staff Appreciation Picnic and we were able to attend and show our appreciation to court staff by providing dessert. The picnic was attended by most of the court house staff and the weather was perfect.

We also had a Young Lawyer event in August that was co-hosted by the Oregon Hispanic Bar Association. Thank you to OHBA President, Ramon Pagan, and board member Samuel Hernandez in coordinating that event with us. The social was well attended and we look forward to continuing to build our Young Lawyer section and to host networking events for young lawyers in our area. If you are a young lawyer in search of a mentor or would like to mentor a young lawyer, please contact us so we may provide you with information regarding the Oregon State Bar Mentorship Program.

We are excited to kick off our new CLE season this month and look forward to seeing you at our CLE's and dinners for the 2013-2014 year. A special thank you to President-Elect, Rebecca Guptill and Immediate Past President, Kathy Proctor for assisting me during my maternity leave over the next several months.

*Sincerely,
Amy Velázquez*

Upcoming Events/CLEs

September 11, Probate with Judge Rita Batz-Cobb
October 9, Washington County Sheriff
November 13, TBD
December 11, Winter Social
January 8, 2014, Updates from the Court & dinner
speaker State of the Court
February 12, TBD - Court of Appeals
March 12, Search and Seizure - Oregon Supreme Court
April 9, Family Law Bench-Bar & Staff Appreciation
May 14, TBD
June 11, End of Year Picnic



The WCBA uses email to promote its programs and services to members only and does not share its email list with third parties. If you would like to be removed from our email list, please reply to this message with the word "remove" in the subject line.

WCBA Contacts

President Amy Velázquez
President Elect Rebecca Guptill
Immediate Past President Kathy Proctor
Treasurer Arthur Saito
Secretary Rebecca Pihl-Mehring
Director Elizabeth Lemoine
Director Nicholas Heydenrych
Director Nicole Schneider
Director Matthew McKean
Director Simeon Rapoport

WCBA Administrative Assistant: Julie Viner,
wcba.association@frontier.com

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washingtoncountybarnews@gmail.com



Washington County Circuit Court
Staff Appreciation Picnic
...a good time was had by all!



Washington County Courthouse News

As of September, our newest Judge, Ricardo J. Menchaca will begin his judgeship in the Juvenile Department along with Retired Judge Nachtigal's staff who will now be his staff at Juvenile.

Judge Eric Butterfield and his staff will begin their rotation at the Law Enforcement Center (LEC).

Judge Rita Batz Cobb will continue as the Probate Judge, but will rotate off the family law docket and will share the P.V. docket with Judge Andrew Erwin as well as a criminal law rotation. Judge Erwin will continue part time in Probate.

Judge James Fun will now be doing Family Law half time and will take over Judge Cobb's family law cases.

Judge Donald Letourneau will continue doing Family Law half time, however, Family Law cases will assigned to Judge Letourneau and Judge Fun an alternating month basis.

Judge Thomas Kohl's new clerk is Charlene Wiseman and Susan Wilcox is now his J.A.

Judge Janelle Factora Wipper's new J.A. is Jenni Campbell; Jenni previously was Judge Wipper's clerk. Her new clerk is Rainbow Sessions.

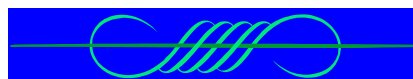
Congratulations to Judge Michele Rini for receiving the Chief Justice Juvenile Court Champion Award on August 12 from Thomas A. Balmer, Chief Justice of the Oregon Supreme Court. The award was given "In Recognition and Appreciation of Your Leadership in Raising the Profile and Priority of Child Abuse Cases in Oregon Court."



CLASSIFIEDS

DOWNTOWN PORTLAND-1 OFFICE-CLASS A SPACE-RIVER VIEW

\$1,450/Monthly: Class A office space, 18th floor of Umpqua Bank Building, at One SW Columbia. One exterior office with panoramic view of mountains, riverfront and downtown. AV family law practice will share two conference rooms, receptionist services, and kitchen. Copier, fax, telephones and email provided at cost. Building amenities include conference rooms, private gym and bank in building. Approximate room size 10 x 15. Call Cecelia Connolly 503.224.7077.



LAW LIBRARY NEWS

Washington County
Law Library
111 NE Lincoln
Hillsboro OR 97124
Phone: 503.846.8880
Email:

lawlibrary@co.washington.or.us

Website: <http://www.co.washington.or.us/LawLibrary/>



Reckless Driving Diversion Program

In August, Judge Charles Bailey announced that the Washington County Circuit Court was starting a new program. For people who are eligible for DUII Diversion (incident date 9/1/13 or later) and have a tracking Reckless Driving charge, the Reckless Driving count can enter Reckless Driving Diversion at the same time as DUII Diversion. Pro Se defendants will also have this option at 9:00am setting for Advisor Counsel-DUII Diversion Entry before Judge Suzanne Upton.

The Reckless Driving count will be given a sentencing date 1 year from the date of entry at 3:00pm in 426J, the person may demonstrate his/her compliance with the conditions of the program by making a sworn statement of compliance in court under oath the day of sentencing, or by sworn affidavit. Affidavits must address each of the five conditions and must state that no matters are pending which would be violations of the conditions.

Here is a synopsis of the Reckless Driving conditions:

- 1-Defendant has successfully completed all conditions of diversion and the DUII charge has been dismissed,
- 2-Defendant has committed no traffic or other crimes,
- 3-Defendant has not driven without a valid license or insurance,
- 4-Defendant has fully compensated all known victims for any economic damages arising from this incident,
- 5-Paid all court ordered financial obligations including: Reckless Driving Diversion Fee—\$400

The Reckless Driving count will have its own Diversion agreement and order. Updated versions of the DUII and Reckless Drive Petition for entry of Plea, Waiver of Jury Trial and Order (Form 4) will be forthcoming.

See page 5 for more information.

Legislative and Law Library Funding Update

Please thank your County Commissioners and Oregon Legislators, and the Chief Justice of the Oregon Supreme Court, for supporting funding for your county law library!

We Find What You Can't, Part 1: Time = Money

If you've spent more than 15-20 minutes trying to find an unpublished case, an article in an out-of-print newsletter, an obscure report, an old statute, or one of those mystery "Federal Appendix" cases, give us a chance to save you time and money. Email or phone us with the citation or other case identifying information.

We Find What You Can't, Part 2: Cite Checking Rx

We can't offer a free or even a fee-based full research service, but we're happy to cite-check your citations in KeyCite and Shepard's. Email or call us with your citation or Shepard's request and we'll send you the report (s).

Do You Have an Outstanding Law Library IOU?

We have several attorneys with outstanding IOUs. These are for very, very small amounts of money, thus not worth the time to send invoices. But IOUs add up for us nickel and dime-ers (\$40+: enough for us to buy 4 copies of the new Oregon Small Claims Court book!). If mention of our little, yellow IOU slip triggers a small brain-storm for you, please call or email us to find out the amount you owe and pay off your debt the next time you visit. Small amounts can also be forgiven by donations to our Candy Jar. Receipts will be provided for all payments. Thank you!



**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF WASHINGTON**

STATE OF OREGON,)	CASE NO. _____
Plaintiff,)	
)	
Vs.)	
)	RECKLESS DRIVING DIVERSION
)	AGREEMENT AND ORDER/Money Judgment
Defendant)	

Defendant pleads guilty to count _____. Sentencing is set over to _____ at 3:00pm in 426J.

At the time of sentencing, defendant may withdraw his/her plea and the count will be dismissed if, during the intervening period, he/she has complied with the following conditions:

1. Defendant has successfully completed all conditions of DUII diversion and the DUII charge has been dismissed,
2. Defendant has committed no traffic or other crimes,
3. Defendant has not driven without a valid license or insurance,
4. Defendant has fully compensated all known victims for any economic damages arising from this incident,
5. Paid all court ordered financial obligations including Reckless Driving Diversion Fee and Restitution if applicable.

The burden is on defendant to prove compliance with the conditions set forth above. This includes an obligation to disclose any police contact from which a criminal citation or other criminal charge resulted. **If charges that would constitute a violation of condition (2) above are pending at the time of the sentencing date, the court may further set over the sentencing pending resolution of the new charges.**

Defendant may demonstrate his/her compliance with these conditions by making a sworn statement of compliance either in court under oath, or by sworn affidavit. **Affidavits must address each of the five conditions and must state that no matters are pending which would be violations of the conditions.**

Additional Conditions:

If defendant has not complied with the conditions of this agreement, the conviction will be entered and the court will proceed to open sentencing.

Award Creditor: STATE OF OREGON MONEY AWARD Award Debtor: DEFENDANT

Reckless Driving Diversion fee/fine: \$_____ Restitution \$_____ TBD within 90 days

All monies are due prior to **sentencing date**.

Date

Circuit Court Judge

The WCBA MAY CLE & DINNER MEETING

Wednesday, September 11
2013 Annual Probate Review

This CLE will feature information on updated procedures, law, and the mechanics of probate practice. Our guest speaker will be the Honorable Rita Batz-Cobb.

CLE at 5:15pm, cocktails at 6pm, dinner at 6:30pm

The Old Spaghetti Factory, 18925 NW Tanasbourne Dr.
Hillsboro OR 97124

Please send your pre-registration form to:

Julie Viner
PO Box 912
Hillsboro OR 97123

Phone: 503.648.0300; fax number 503.693.9304; or via email to wcba.association@frontier.com.

Please register no later than September 9th so that we will be able to guarantee space. You can now also pay online on our website, wcbabar.org, using our PayPal account.

DINNER COST \$15 (PLEASE CHOOSE AN ITEM)

Dinner Reservation

Name: _____

_____ Potpourri Spaghetti Sampler (Mizithra Cheese, Meat, Clam & Tomato Sauces)

_____ Spaghetti with Meat Sauce

_____ Spaghetti with Marinara

_____ Spaghetti with Mizithra Cheese

_____ Fettuccini Alfredo

_____ Baked Chicken with Steamed Broccoli

(Gluten free & Whole Wheat Pasta Available upon Request)

CLE Reservation

Name: _____

_____ Yes, I will attend the CLE, Number of attendees _____

(\$15 for members, \$25 for non-members)

THE WCBA FAMILY LAW BENCH BAR COMMITTEE PRESENTS ITS 2013 ANNUAL MEETING

**This meeting is open to all Family Law Attorneys who practice
in Washington County.**

Please join us for lunch on Monday, September 23, from 12-1:15pm at the Venetian Theater & Bistro (see below) to hear reports and to learn about what we are doing to improve family law practice in Washington County. Also, Presiding Judge Kirsten Thompson will introduce the new family law Judge James Lee Fun Jr.
Bring your ideas, questions and concerns.

**The Venetian Theater & Bistro
253 E Main St
Hillsboro OR 97123**

**Please send your pre-registration form and payment to
Laura L. Schantz, Attorney at Law, Attention: Julie Viner
3000 NW Stucki Pl Ste 230, Hillsboro OR 97124.
(Phone 503.466.9626)**

**by Thursday, 9/19 so space can be guaranteed
Lunch Reservation (includes pizza, salad bar, brownie ad drinks**

Name: _____

Number of attendees _____ x \$15 = _____

(Please make checks payable to Laura L. Schantz)

WASHINGTON COUNTY BAR ASSOCIATION 2014 DUES

The WCBA is a local association of lawyers serving Washington County practitioners. It provides a forum for the exchange of ideas and for local bar members to voice their views on matters of importance to their everyday practice. Consider the benefits of low-cost membership:

You will receive the *WCBA Newsletter*, which keeps you informed (and sometimes entertained) on updated information from Washington County judges, various bar committees, monthly CLE Programs, social dinners and activities, the law library, etc. The newsletter is also an excellent and inexpensive place for advertising and classifieds.

- Discount on monthly CLE programs and materials.
- Discount on monthly dinner meetings with speakers or opportunities to express your views and become informed directly from local practitioners.
- Events and committees for relaxation, networking and socializing with your colleagues.
- Leadership opportunities and community service.

Membership Dues: \$75 per year (September 2013 to August 2014)

(Note: new members have this fee waived for the first year!)

Payable to: **Washington County Bar Association**

PO Box 912

Hillsboro OR 97124

Phone: 503.648.0300, Fax:503.693.9304

*You can also pay by credit card with our PayPal account

by visiting our website at www.wcbabar.org

Name: _____ OSB #: _____

Firm: _____

Address: _____

Phone/Fax/Email: _____

One application per attorney, please.

Please return this form* with your payment to the above address and indicate:

_____ New Member Referred by: _____

Renewing Member: _____