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# WCBA Newsletter

Washington County Bar Association

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February 2015, Page 1 of 4

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## President's Note

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

I have spent a good deal of time considering our Washington County Bench of late - or at least an inordinate amount of time given the subject itself. I had the privilege of attending the late (and Honorable) Judge Karl Freerksen, Jr.'s memorial service recently. I never, unfortunately, had the opportunity to appear before him in my practice, but did have the opportunity to meet him through the WCBA. The memorial service confirmed what I had suspected of Judge Freerksen - that he was well-liked and well-respected by the Washington County legal community. It also taught me many things about Judge Freerksen that I would otherwise have likely never known about him, such as his ballroom dancing prowess and his love of poetry writing.

As the legal community joined together with Judge Freerksen's friends, family, and the community at large to pay their respects and say good bye, it was telling of the judge's character and a testament to his dedication to promoting justice that so many colleagues were present - from fellow Judges (some who served alongside him, others who have taken the bench since his retirement) to fellow lawyers. It was also telling that at least one person that Judge Freerksen sentenced during his tenure on the bench was present to pay his respects and share how Judge Freerksen impacted his life for the better. He said he thanked Judge Freerksen in person once and that Judge Freerksen told him he hadn't been thanked like that before.

The current Washington County bench was present en masse, along with some of our recently

retired Judges, as well as United States District Court Judge Marco Hernandez. Retired Judge Gayle Nachtigal shared a humorous story of how she came to have a gavel on wheels and Judges Suzanne Upton and Keith Raines shared stories as well.

This past month also marked the transition from Judge Kirsten Thompson's tenure as Presiding Judge to now-Presiding Judge Charlie Bailey taking over the reins. It was fitting then that Judge Thompson was thanked for her service with the presentation of a beautiful Arabian horse statue, the same type of horse that she personally rides.

Presiding Judge Bailey presented his first State of the Court Address, outlining the current state of the Washington County Circuit Court and the upcoming changes in procedure and other details of which we all should be aware. A summary of that address is included in this newsletter.

So, as I continue to contemplate Washington County judges, both past and present, I take this opportunity say thank you posthumously to Judge Freerksen for his service, former Presiding Judge Thompson for her service, Presiding Judge Bailey for his willingness to serve in that capacity going forward, and all of our other current and former judges. Thank you all for your valuable service and hard work. Thanks also to our pro tem judges who work hard and volunteer their valuable time free of charge in order to fill the gap, in particular while we await an additional Judge position for the county.

Remember to save the date and plan to attend our February meeting when judges from the Oregon Court of Appeals will join us as our dinner guests following the Search & Seizure CLE presented by Dave Thompson from the Oregon Department of Justice. Also, I hope to see you all at our March meeting when the Oregon Supreme Court justices will join us as our dinner guests.

*Rebecca Guptill  
President  
Washington County Bar  
Association*

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## State of the Court

On January 14, Presiding Judge Charlie Bailey delivered his first State of the Court address to members of the Washington County Bar Association. Judge Bailey's address acknowledged his colleagues' efforts, announced upcoming court policy changes for 2015, and called the bar to action to help lobby for a 15<sup>th</sup> Washington County Circuit Court judge.

Judge Bailey opened his address by acknowledging the efforts of outgoing Presiding Judge Kirsten Thompson. Judge Bailey lauded Judge Thompson's work establishing a revised general order regarding the county jail's release policies and her leadership in creating both a civil bench-bar group and an umbrella bench-bar group. These reforms were realized during Judge Thompson's term and continue to benefit the community.

Judge Bailey also thanked Judge Thompson for her instrumental role in re-engineering the case docketing process. He noted that during her term as Presiding, Judge Thompson took the initiative to obtain a grant from the National Center for State Courts to conduct an efficiency study of the Washington County Circuit Court. As a token of the bench's appreciation for her hard work and leadership, Judge Bailey presented Judge Thompson a bronze statue of an Arabian horse.

The National Center's study showed that Washington County has the highest rate of criminal cases going to trial in the nation, with approximately 5-6% of cases proceeding to trial, compared to a national average of 1-3%. The court plans to implement the recommendations of that study starting in March of this year. At present, the proposed reforms to the case docketing system are still open to public comment.

Judge Bailey also praised the efforts of chief criminal law judge Rick Knapp for his role in creating a Washington County criminal court white paper. The white paper aims to standardize criminal procedures in Washington County by creating local policy guidelines for judges. For example, the white paper guidelines hold that courts should permit defendants to turn themselves in to start their sentences at a later date unless there are compelling reasons not to.

Judge Bailey then described what members of the bar can expect in 2015:

- The court has adopted a succession planning system so that the outgoing presiding Judge has a more active role in court leadership
- Judge Janelle Wipper will serve as presiding civil judge
- Judge Knapp will continue to serve as chief criminal law judge
- Judge Raines will continue to serve as chief family law judge
- Judge Thompson will serve on a split family law and criminal docket
- Judges will play a more active role in criminal pre-trial and case management conferences, e.g. by

keeping the parties on pace with discovery exchange, in order to better move criminal cases toward resolution

- The new criminal case docketing system goes into effect March 1st
- The Washington County government has agreed to build an additional courtroom in anticipation of a 15th judge

As part of his closing remarks Judge Bailey noted that the legislature is currently considering funding a 15<sup>th</sup> circuit court judge position for Washington County. He encouraged members of the bar to engage with their representatives to push this item forward.

*Nicholas Heydenrych*  
*President-Elect*  
*Washington County Bar Association*

## Mock Trial Competition

The annual Washington County Regional High School Mock Trial competition will again be held at the Washington County Courthouse on Saturday, February 28. We are seeking attorney judges from the bar for both presiding and non-presiding judge positions. Three rounds of competition are scheduled: Round 1 (approximately 8-10:30am); Round 2 (approximately 10:30am-1pm) and Round 3 (approximately 1:30-4pm). If you are willing and able to assist these amazing high school competitors, please go to [www.classroomlaw.org](http://www.classroomlaw.org) (select the Hillsboro location) and sign up or contact Elizabeth Lemoine, [elizabethl@mlgattorneys.com](mailto:elizabethl@mlgattorneys.com). Please remember to provide information regarding which rounds you are willing and available to judge. We appreciate all volunteers!

## WCBA Upcoming Events

Wednesday, February 11, 2015  
Search & Seizure CLE

Dinner Guests: *Oregon Court of Appeals Judges*

Wednesday, March 11, 2015  
CLE TBA

Dinner Guests: *Oregon Supreme Court Justices*

Wednesday, April 8, 2015  
CLE TBA

Staff Appreciation Dinner

Wednesday, May 13, 2015  
Annual Business Meeting with Board Elections

Wednesday, June 10, 2015  
Summer Social

## LAW LIBRARY NEWS

### Washington County Law Library

111 NE Lincoln  
Hillsboro OR 97124  
Phone: 503.846.8880  
Fax: 503.846.3515

Email: [laura\\_orr@co.washington.or.us](mailto:laura_orr@co.washington.or.us)  
Email: [lawlibrary@co.washington.or.us](mailto:lawlibrary@co.washington.or.us)  
Website: <http://www.co.washington.or.us/LawLibrary/>  
Oregon Legal Research website & blog:  
<http://www.oregonlegalresearch.com/>

#### New Books:

We now have the *2014 Oregon Attorney Fee Codebook* (vol. 1) and *Oregon Attorney Fee Compilation* (vol. 2). You can read about them, and other OSB legal publications, at the OSB Legal Pubs blog: <http://legalpubs.osbar.org/>.

#### Technology News:

- Our "photocopiers" now allow you to scan and email documents in addition to making paper copies.
- Wireless Service: We have changed our wireless Internet access password. Stop by the reception desk for the new password or, if you use the Law Library after hours, look for the new log on instructions next to the sign-in sheet.
- Comcast and MCLE Woes: Our LibraryWorld online catalog checkout notification system does not seem to like Comcast, or maybe it's vice versa. If you have Comcast and cannot configure your email to receive your LibraryWorld checkout email message, let us know before you return your CLEs. We can send you a separate email message listing the items you have checked out; this should satisfy your OSB MCLE Proof of Library Checkout requirement.

#### Legal Research Tip:

Welcome to Tax Season: We continue to subscribe to the BNA (now Bloomberg-BNA) Tax Management Portfolios (TMP) - and we file new pages almost immediately after receipt. The print format is preferred by our researchers so we haven't migrated to online service, yet. And you can check out individual volumes, which you can't do with the online version, unless you have lots and lots and lots of money for that personal or Big Law subscription service.



## Classified advertising rates

\$20 for the first 50 or fewer words, and \$.50 per word thereafter. Classified ads must be prepaid.

To obtain a quote, send the proposed text to:  
[washingtoncountybarnews@gmail.com](mailto:washingtoncountybarnews@gmail.com).

#### Display advertising rates

Business card size (2" x 3.5")	\$30
1/4 page	\$50
1/2 page	\$90

Please submit your ad in JPEG format to:  
[washingtoncountybarnews@gmail.com](mailto:washingtoncountybarnews@gmail.com).

To pay for your ad, visit

<http://www.wcbabar.org/newsletter-advertising.asp>

## Stahancyk, Kent & Hook

The firm has recently promoted WCBA Treasurer **Arthur K. Saito** to shareholder.



## WCBA Contacts

President Rebecca Guptill  
President Elect Nicholas Heydenrych  
Immediate Past President & Secretary Amy Velázquez  
Treasurer Arthur Saito  
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**THE WCBA FEBRUARY CLE & DINNER MEETING**  
WEDNESDAY February 11th

*Search & Seizure Update*

**PRESENTED BY:**

Dave Thompson from the Oregon Department of Justice  
AND, The Court of Appeals will join us for dinner  
Date: Wednesday February 11, 2015

Time: CLE- 5:15pm; Cocktails & Dinner - 6:30pm

Place: The Old Spaghetti Factory, 18925 NW Tanasbourne Drive, Hillsboro

CLE Credit (Pending approval): 1 General MCLE Credit

**PLEASE NOTE:**

- To pre-register, please check the appropriate box below and email, fax, or send via regular mail with the name of the attendee.
- Payment will be taken at the door unless you would like to pre-pay on our website via PayPal.
- Dinner selections will be made on arrival.

**PRE-REGISTER:**

WEBSITE: [www.wcbabar.org](http://www.wcbabar.org)

EMAIL: [wcba.association@frontier.com](mailto:wcba.association@frontier.com)

NEW FAX NUMBER 971.256.0631

MAIL: P.O. Box 912, Hillsboro OR 97123

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**NAME:** \_\_\_\_\_

- Dinner + CLE = \$30 (member)
  - Dinner + CLE = \$40 (non-member)
  - Dinner only = \$15 (member and non-member)
  - CLE only = \$15 (member)
  - CLE only = \$25 (non-member)
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