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More than 84 percent of low-income Oregonians with legal problems do not receive any kind of legal assistance, according to the commissioned study “Barriers to Justice.” Weaving personal tales of how Legal Aid has helped those lucky enough to access its resources with dire statistics for those not as fortunate, writer Janay Haas reports on why this is a major issue in Oregon.

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It Takes a Village

By Gary M. Stein

When Associate Editor Mike Austin and I met Judy Parker for lunch last month, it didn’t take long for us to understand that we had a lot in common with the chair of the Oregon State Bar’s new Editorial Advisory Committee.

“Three copy editors gathered around the table,” she said with a laugh as we reviewed the committee’s official charge over a meal of pasta and salad, “and no one noticed that they misspelled the name of the magazine?”

“Bulliten,” the document said, and all Austin and I could do was groan — well, that and quickly realize that Parker and her advisory committee are going to play a crucial role in helping us produce a really terrific magazine.

Like us, Parker is a “big language nerd”; she loves grammar, spelling and punctuation. But more than that, she loves the art of storytelling just as much as we do. A lawyer who specializes in representing winemakers, she also serves as assistant editor of the Real Estate and Land Use Digest (which publishes six times a year) and edits the Administrative Law Section newsletter.

Who better to chair the bar’s first Editorial Advisory Committee?

“I was interested in this committee because I honestly believe in the power of communications to create community,” Parker said. “The bonds we as the committee can identify will foster our mutual connections as lawyers and members of the bar.

“Whether it’s writing for the bar or by the bar,” she added between bites of Caesar salad, “I’m happy to be involved.”

The committee was approved earlier this year by the Board of Governors to provide guidance on editorial policies and content for the Bulletin. Its members, who met for the first time in late May, include Parker and lawyers Craig Crispin, Teresa Statler and Pete Meyers of Portland; Elizabeth Rosso of Lake Oswego; Carol DeHaven Skerjanec of Vale; and Sara Urch of Salem. Christine Moses, the director of communications for the Lake Oswego School District, will serve as a public member. Lawyer Julia Rice will represent the Board of Governors.

Together, we will work closely to ensure that the Bulletin’s content is topical, thought-provoking and of interest to significant segments of the bar. That’s what I’ve tried to do since becoming editor in March, of course, but as I’ve pointed out in this space before, I’m new to the bar world and not a lawyer. I know the right questions to ask, but not always who to approach for answers.

That’s where the advisory committee comes in. Before assigning stories, I will seek guidance and input from members. Are there stories we’re missing? Are we talking to the best sources? Are we making sure that everything we write is fair and accurate? At all times, are we moving the dialogue forward and taking our readers to a better place by providing context and acknowledging nuance?

Continued on next page …
That’s a big ask, to be sure, but the truth is that it really does take a village to produce a quality magazine. It requires writers, editors, designers and advertising salespeople, needless to say, but a really great publication also needs content that reflects its audience through the inclusion of diverse voices. The Editorial Advisory Committee will help us do that by making sure that we’re seeing the world through a variety of lenses.

Reminding us to spell the magazine’s name correctly? That will be a big plus, too.

Reach Editor Gary M. Stein at (503) 431-6391 or by email at gstein@osbar.org.

Advisory Committee Charge

Here is the Board of Governors’ charge to the new Editorial Advisory Committee:

General
Provide guidance on editorial policies and content for the bar Bulletin. Work closely with the editor to ensure the magazine’s content is topical, thought-provoking, aligned with the bar’s mission and of interest to significant segments of the bar.

Specific
1. Review and recommend editorial policies for approval by the Board of Governors.
2. Identify and develop topics for feature articles and columns of general interest to Oregon bar members and/or that support identified OSB priorities.
3. Recruit volunteer authors as needed; identify bar members and others as potential sources for feature articles assigned to contract writers.
4. Work with volunteer authors who have submitted articles that need revision before further consideration.
5. Advise on publication of sensitive material as requested by the editor or contributors.
6. Ensure that multiple and diverse perspectives are considered in planning and publishing all editorial content.
7. Solicit nominations for the annual OSB awards and any other state, local and national awards for lawyers who contribute to serving the legal needs of people in Oregon.
Numerous Claims Pending

I am writing in response to Linda J. Rudnick’s letter to the editor in the February/March issue of the Bulletin. Ms. Rudnick was referring to the Client Security Fund article written by General Counsel Amber Hollister and published in January’s Bulletin. That article reported that the CSF reimbursed clients of eight attorneys in 2018, with the biggest claim being $48,000.

Ms. Rudnick accurately pointed out that all of these cases involved men. But allow me to point out that as of Jan. 1, there were 26 claims pending against a former president of Oregon Women Lawyers, Lori E. Deveny, which totaled almost $1 million. In addition, there were 13 claims pending against Pamela Hediger that totaled more than $335,000.

It appears that women can deceive clients as easily as men can. But such behavior allegedly proved to be far more profitable for these two women than for the eight men.

Diane L. Gruber, West Linn

Every Lawyer’s Hero

Great article on Abraham Lincoln (“Incivility Meets Humility”) by Ron Spears in the February/March 2019 issue of the Bulletin.

I recall traveling by train from Chicago to Springfield for an eighth grade outing. Lincoln is every lawyer’s hero, and Ron did a masterful job teaching us about incivility meeting humility. Worth reading. Terrific.

Tom Elden, Palos Verdes Peninsula, Calif.

Balancing Interests

The Oath of Office for admission to the practice of law in Oregon, wittily discussed with the help of Miss Manners in the December 2018 issue of the Bulletin (“Northwest Nice”), provides that lawyers must pledge civility not only to the court, but also to opposing parties and counsel — and not only in court, but also out of court in all, not just some, written and oral communications.

This is a heavy order, and it does raise constitutional considerations. The First Amendment provides that Congress (and by case law, states) shall enact no law limiting freedom of expression. It provides for the assistance of counsel in criminal proceedings, for due process and for a jury trial in civil cases, which as we know can be almost as painful and destructive as criminal cases. So how can the oath be constitutional? Sometimes opposing parties are contemptible. Sometimes lawyers are contemptible too; after all, we are all human. Does this mean Clarence Darrow and F. Lee Bailey have to dumb down and be nice to everyone?

In a South Carolina case cited in the Bulletin article, In the Matter of Anonymous Member of the South Carolina Bar (709 S.E. 2d 633), the court sanctioned a lawyer for a private letter — a letter, not a pleading, in which the lawyer accused the opponent of bad parenting and raising bad children — by asserting that courts balance the interest in free speech against the interest of the courts in maintaining their own dignity. But casting aside the concept that this is self-serving for the courts, the interest in speech is absolute, when it exists, because a court or agency that can balance interests has the political power to shut down speech that bothers them. The Constitution intends to make it always possible to criticize government, not just when it doesn’t offend government.

There is more to this. Lawyers are a special breed. Lawyers defend their clients from courts whose duty is to enforce the law and in so doing take freedom or money or liberty from people. Lawyers have every right to speak with the full protection of the First Amendment and other freedom-of-speech clauses. I believe this is true outside of court, and probably in pleadings as well.

The matter of speech in the court is different and more complex, although all the same concerns apply. I leave this for someone else to think about.

Roger Ley, Portland

Restoring Sovereignty

I cannot thank writer Jennie Bricker enough for the momentous article “Defining ‘Indian’” in the May issue of the Bulletin.

I was fortunate and utterly appreciate in my career being hired by two Oregon Indigenous confederations: the Confederated Tribes of the Warm Springs Reservation of Oregon, where I was tribal prosecutor from 1982-83; and the Confederated Tribes of Siletz Indians of Oregon, where I was a tribal judge from 2000-11.

My learning curve for this work was directly 90 degrees straight up, and remains so. While at Warm Springs, my assistant prosecutor, Paul “Bucky” Minthorn (now deceased), and I had only one law resource: a publication from Australia regarding Aboriginal peoples. Very relevant!
During my time at Warm Springs, I learned of the Indian Termination Policy and laws passed by Congress under President Eisenhower. Our governor, Douglas McKay, was elected in 1948 but resigned in 1952 to become Ike’s Secretary of the Interior, with 100 percent authority over all things Indigenous. Secretary McKay enforced the Indian Termination Policy; Klamath Termination Act (1954); Western Oregon Indian Termination Act (1954); and Congressional Concurrent Resolution 108 and Public Law 280, all resulting in wiping out 100 tribes throughout the 48 states and breaking all treaties and trusts. Oregon was hit the hardest, losing 61 tribes and seven bands. Only Warm Springs survived due to its unique treaty.

McKay resigned the Interior job early in 1956, his mission apparently accomplished.

There are positives, though, with Oregon leaders who pushed for restoration. While I was working at Warm Springs, Gov. Vic Atiyeh would come for regular fishing trips. Atiyeh was committed to tribal restoration, creating as an Oregon senator the ongoing Legislative Commission on Indian Services. He always worked for total restoration. U.S. Sen. Mark Hatfield and Rep. Les AuCoin also pushed for restoration, including the Grande Ronde Restoration Act of 1983.

Of course, restoration efforts continue. Therefore, the Indian Law Section should consider a CLE and the Bulletin should consider an article covering this very relevant, ongoing part of Oregon law history.

George Stevenson, Portland

Submit Letters

The Bulletin welcomes letters. They should be limited to 250 words. Preference is given to letters responding to letters to the editor, articles or columns recently published in the Bulletin.

Letters must be original, signed and addressed to the Bulletin editor.

Letters may be edited for grammatical errors, style or length. Profane or obscene language is not accepted.

Send letters to: Editor, OSB Bulletin, P.O. Box 231935, Tigard, OR 97281. Or you may email them to editor@osbar.org.
Plaque on Capitol Grounds to Honor Dave Frohnmayer

Dave Frohnmayer, whose public service career included roles as Oregon’s attorney general and president of the University of Oregon, will be honored on Thursday, June 13, with the dedication of a memorial plaque at the east end of the state Capitol grounds in Salem.

Members of the Frohnmayer family are expected to attend the ceremony, which is scheduled to begin at 9:30 a.m. Speakers will include state Sen. Betsy Johnson and Attorney General Ellen Rosenblum. Former Deputy Attorney General Bill Gary will speak on behalf of the family; retired Oregon Supreme Court Justice Jack Landau will serve as emcee.

Frohnmayer, who died from prostate cancer on March 10, 2015, was a highly respected lawyer, legislator and administrator. He and his wife, Lynn, established the Fanconi Anemia Research Fund, which has raised millions of dollars for medical grants; the fund later established the David B. Frohnmayer Scientific Research Fund in Frohnmayer’s honor.

He was also a founding director of the National Marrow Donor Program and served as a member of the board of trustees of the Fred Hutchinson Cancer Research Center.

A 10-person committee and the Marion County Bar Association worked for more than three years to win approval for placement of the plaque honoring Frohn- mayer. It will sit under a bench on the State Street side of the grounds, close to the Capitol building; plaques honoring the Frohnmayers’ daughters and the Oregon Department of Justice are located nearby.

The June 13 dedication ceremony is open to the public; parking is limited, so attendees are advised to arrive early. For more information, contact Tom Elden at tomelden92@gmail.com.

19th Annual Race for Justice Scheduled for June 15

St. Andrew Legal Clinic’s 19th Annual Race for Justice will be held on June 15. Join members of the SALC team in hitting the streets of Northeast Portland for a family-friendly 5K run/walk. Participation supports the mission of St. Andrew Legal Clinic, which is to provide affordable legal services for low- to moderate-income families in crisis.

Registration for the race begins at Madeleine Parish, 3123 N.E. 24th Ave. in Portland, at 9 a.m., with a kids fun run starting at 9:30 a.m. and the 5K run/ walk starting at 10 a.m. Registration includes family entertainment and a pizza lunch after the run. For online registration and more information about St. Andrew Legal Clinic, visit www.tinyurl.com/2019RaceForJustice.

Family Day at the Hops for L&C Law Alumni Planned on June 22

Lewis & Clark Law alumni (and friends) are invited to a special evening at the Hillsboro Hops game on June 22, beginning at 6 p.m. Kick off the summer by watching the Hops take on Vancouver

Continued on next page …

By the Numbers

Well-Being Worries for Newer and Private Practice Lawyers

Lawyers with less than 10 years of practice and those working in private law firms experience the highest rates of problem drinking and depression and elevated levels of other difficulties, including social isolation, work addiction, suicide, sleep deprivation, job dissatisfaction and work-life conflicts.

That’s according to research included in The Path to Lawyer Well-Being: Practical Recommendations for Positive Change, a report by the National Task Force on Lawyer Well-Being. Among lawyers surveyed:

21-36% Qualified as problem drinkers (i.e., hazardous use, possible dependence)

28% Struggled with depression

19% Struggled with anxiety

23% Struggled with unhealthy stress

This fall, the Bulletin will devote an entire issue to the topic of lawyer well-being. If you need help now, reach out to the Oregon Attorney Assistance Program at (503) 226-1057 or (800) 321-6227, or visit www.oaap.org.
Quotable

“Her mentoring of the many women who worked for her and of other women making strides in professions dominated by men is legendary. She never forgot that lending a hand or being lent a hand, that giving someone an opportunity, could change one’s life.”

— Fritz Paulus, paying tribute to his mother, the late Oregon lawmaker and Secretary of State Norma Paulus, during a memorial service at Willamette University on April 27. Norma Paulus, a pioneering Oregon Republican and champion of vote-by-mail, died in February at age 85.

Source: Oregon Public Broadcasting (April 27, 2019)

30th Anniversary Celebration for OWLS, OWLSF on July 11

Oregon Women Lawyers and the Oregon Women Lawyers Foundation are hosting “Summer Soiree,” a celebration of 30 years of transforming the practice of law and ensuring justice and equality by advancing women and minorities in the legal profession. This event will be held on July 11 from 5-7 p.m. in the Park Square Atrium at 100 S.W. Market St. in Portland. For more details and registration information, visit www.oregonwomenlawyers.org.

from the private Hop Garden with the best views in the stadium. Tickets are $10, or four for $35, and include an all-you-can-eat burger and hot dog buffet with non-alcoholic beverages.

Gates at Ron Tonkin Field in Hillsboro open at 6 p.m., and the game starts at 7:05 p.m. Tickets can be purchased online at www.tinyurl.com/HillsboroHopsFamilyDay. Questions? Contact Suraya Barbee, director of alumni relations, at sbarbee@lclark.edu.

“The secret to happiness I can tell you . . . but please don’t ask me to explain the Rule Against Perpetuities.”
You are not alone when you find yourself in an ethics pickle. All members of the bar are subject to the Rules of Professional Conduct. All members also have instant access to ethics self-help by way of searchable pages on the bar's website, including the RPCs, Formal Ethics Opinions, Disciplinary Board Reporter, relevant BarBooks and the Bulletin Bar Counsel Archive.

In addition, all members can call the General Counsel's Ethics Helpline for guidance regarding their own prospective conduct. See OSB Bylaw 19.1, et al. The Ethics Helpline — (503) 431-6475 — is exceedingly popular, receiving approximately 5,000 ethics inquiries each year. Considering that high volume, this article aims to explain how members may best frame their question to maximize their Ethics Helpline benefit, understand the limits of the helpline and learn how to perform some basic ethical sleuthing prior to the call.

The Secret to Your Solution

By Nik Chourey

Prospective Ethics Guidance, Not Legal Advice

Responsive ethics guidance from the Ethics Helpline is limited to the prospective and hypothetical facts provided by members and focuses only on the ethics issues at play. See OSB Bylaw 19.101 et seq. Bar staff lawyers cannot comment on past conduct or another member's conduct, except to evaluate your risk and duty to report another member's conduct under RPC 8.3. See OSB Bylaw 19.102. Call your own private lawyer, not the bar, if you believe that you may have already violated a rule.

For example, bar staff would not be able to respond to this sample question: “How do I avoid ethical trouble after I have contacted a represented party to discuss a pending case?” Why? Because it seeks advice on the application of RPC 4.2 to completed conduct.

Rather than telling a member how to proceed in a particular situation, bar staff lawyers provide ethics guidance and first impressions to ethics questions and direct members to useful resources. For example, we may point you to a relevant OSB Formal Ethics Opinion, or to disciplinary case law that seems on point. Alternately, we may point you to practice materials included in BarBooks or on the OSB Professional Liability Fund's website.

For instance, staff often directs lawyers to the conflict waiver forms included in Chapter 20 of the BarBook The Ethical Oregon Lawyer and the conflict letter forms available on the PLF website.

Bar staff’s input will be limited to information about the application of the Oregon Rules of Professional Conduct. We cannot opine as to substantive law — issues of civil procedure, for example, or the application of the attorney-client privilege under the Oregon Evidence Code. For that reason, we could not respond to the sample question “Is an Oregon lawyer required to employ a court-certified interpreter for translation of pleadings to be filed in another country?” because it seeks an opinion on a matter of civil procedure.

It’s also important to remember that bar staff lawyers represent the bar. As a prerecorded message on the Ethics Helpline explains, we do not form an attorney-client relationship with members who call the Ethics Helpline. Because of this, present your prospective situation as a hypothetical and take care not to disclose information related to the representation of clients, as your communication with bar staff attorneys is not confidential. Further still, the bar is subject to public records law; if you send anything to bar staff in writing, it is subject to disclosure to any person upon request.

Finally, your decision to contact the Ethics Helpline alone does not protect you from exposure to the rules. Bar staff will guide you so that you may protect yourself, but reliance on a General Counsel's Office verbal opinion is not a defense to a complaint of misconduct. ORPC 8.6 provides that the disciplinary board and the Supreme Court may consider a lawyer's good-faith effort to comply with a written advisory ethics opinion of the bar as (1) evidence of the lawyer's good-faith effort to comply with the Oregon Rules of Professional Conduct and (2) a basis for mitigation of any sanction that may be imposed if the lawyer is found to be in violation of the rules. But as the Supreme Court has explained, “Just as favorable advice by the bar's general counsel does not provide a defense to disciplinary violations, such advice does
not stop the bar from charging violations with respect to conduct undertaken after obtaining the advice of the bar’s general counsel.” In re Brandt/Griffin, 331 Or 113, 132 (2000) (internal citation omitted).

Ultimately, after reviewing the rules, relevant case law and other materials, each member must use his or her own professional judgment to decide how to move forward.

**Why Call the Ethics Helpline?**

With these limitations in mind, why would you call the Ethics Helpline? Because the practice of law is hard enough, independent of your constant consideration of your ethical duties.

A true ethical pickle is one in which you may face directly competing ethical duties, but you are not alone. The Ethics Helpline is intended to rapidly focus and direct you so you can decide on your best path forward.

The bar receives dozens of ethics inquiries on a typical day. Considering the many hats worn by attorneys in the General Counsel’s Office, you may need to leave a voicemail. We try to return all voice messages within 24 hours and emails within three business days.

When we connect with you, the effectiveness of the Ethics Helpline turns on how you frame your ethics question. To get the best response, take a moment to frame your ethical issue before you call the Ethics Helpline. Proper framing gives you the power to better understand the issues and make sure you do not overlook an important component of the problem.

First, attempt to identify the core RPC or RPCs at issue. You do not have to get it precisely right to get help, but your attempt to do so will allow staff to more quickly identify what analysis is relevant to your hypothetical and prospective facts. Jot down basic facts related to your problem and skim the table of contents of the RPCs to locate potentially implicated rules.

Also take a moment to ask yourself what is bothering you about the scenario presented. Often your own experience and judgment will help staff narrow in on the crux of the problem. Finally, if your question involves an analysis of substantive law, take time to research those issues separately so you can readily discuss how
you believe they may interact with the ethics issues at play. Once you have completed these steps, you are ready to call.

If staff believes you have overlooked an important rule, we will raise it with you and walk you through an RPC-rooted analysis based on available sources, including ethics opinions and decisions of the disciplinary board and the Oregon Supreme Court. Your initial framing may reduce a half-hour call to five minutes, enabling you to more quickly return to your law practice.

When you leave a message, include your name, bar number and contact information so that a staff attorney can return your call. If you will be out of the office for part of the remainder of the day, also include the best time to call you back.

You should also mention the rule you think is at issue and the basic context of your question. For instance, you could note that you have a question under RPC 1.7 related to a potential conflict that has arisen between two current clients. With this basic information at hand, bar staff attorneys will be able to pull together a list of resources prior to calling you back.

Other Options

If your question is factually complex or presents a novel question of law, you may be best served by requesting an informal written ethics opinion from general counsel. See ORPC 8.6. Requesting a written opinion provides general counsel with more clarity of the facts involved and provides an opportunity for staff to engage in additional research. Please note that obtaining a written informal ethics opinion will likely take a week or more, depending on the complexity of the issues at play.

If you are dealing with an ethics issue that impacts a large swath of the membership, you may elect to submit your question to the Legal Ethics Committee for a formal opinion. The committee is composed of volunteers and meets on a bimonthly basis. While the committee has discretion as to whether to draft an opinion on any question submitted, many of the most helpful ethics opinions have started with member inquiries.

Questions for the Legal Ethics Committee should be directed to the general counsel’s attention. We hope this
The bar's General Counsel’s Office is available to discuss prospective legal ethics questions related to a member’s own conduct. A staff attorney can help identify applicable ethics rules, point out relevant formal ethics opinions and other resources and share an initial reaction to callers’ ethics questions.

The assistance that bar staff provides is informal and nonbinding and is not confidential; no attorney-client relationship is established between callers and the lawyers employed by the Oregon State Bar. (Lawyers seeking confidential ethics advice about the propriety of their previous decisions or actions should consult a private attorney.)

Members with questions can call the ethics helpline at (503) 431-6475 to be connected to the first available bar staff attorney.

Nik Chourey is deputy general counsel for the Oregon State Bar. Reach him at nchourey@osbar.org.

Endnotes
1. See Bar Rule of Procedure 1.4(a) Jurisdiction and ORPC 8.5 Choice of Law.
2. Visit the OSB Ethics Home page at https://www.osbar.org/ethics/
3. GCO lawyers have the same obligation, under RPC 8.3(a), to report professional misconduct as all other lawyers.
4. For example, we cannot respond to this sample question: “I need you to call me back in 20 minutes to tell me whether I can take a client or not.”
5. RPC 1.6(b)(3) is inapplicable to Ethics Helpline calls because members do not receive confidential legal advice from the bar.
6. RPC 5.2 (a lawyer is bound by the RPCs “notwithstanding that the lawyer acted at the direction of another person.”)
7. This is all members’ starting point; indeed “every lawyer is charged with notice of the contents of the disciplinary rules.” in re Holman, 297 Or 36, fn 15 (1984).
Increasing Value in Your Writing Portfolio

Don’t Sell Short on Semicolons

By Suzanne E. Rowe

The market might be up, but stock in semicolons is way down. While writing curmudgeons still value them highly, most writers aren’t willing to invest in semicolons. Cautious writers tend to buy cheap commas instead, with minimal returns.

This prospectus aims to inform potential investors of the value semicolons can add to writing portfolios. It begins with a fundamental explanation of the costs, benefits and essential value of semicolons. Then it explores the use of semicolons in particular investment settings, especially in relationship to however and otherwise.

Costs

Semicolons come with two major costs: Few writers know how to use them correctly, and many readers are intimidated by them. Cautious writers tend to buy cheap commas instead, with minimal returns.

First, few writers have been taught to use semicolons, and faint-hearted investors are inclined to simply avoid them altogether. These investors put their money in traditional instruments, especially periods and commas. Certainly, every sentence written with a semicolon can be rewritten without a semicolon. But diversification of the portfolio is important to healthy investing and to sophisticated writing. Periods can lack the finesse of semicolons, and banking too heavily on commas can create confusion.

Second, even when writers know how to use semicolons, readers are often intimidated by them. Semicolons can seem pompous, especially when used excessively. The proper use of a semicolon or two, however, can make writing clearer, which all writers can appreciate.

Benefits

Semicolons can bring significant returns. Semicolons are strong. They are as powerful as periods, but subtler and more versatile. They can clarify complex sentences much better than commas can. Moreover, some sentence structures demand semicolons.

One big benefit is that a single semicolon can hold together two independent clauses (aka sentences). The semicolon subtly suggests a very close connection between the ideas in the two sentences; in contrast, a period would separate the two sentences, pushing the ideas apart. When it comes to combining sentences, a comma alone simply isn’t up to the task. Using a comma to join two independent clauses is worse than buying junk bonds a few days before retirement.

Let’s look at the performance of the semicolon. This first example shows a semicolon linking ideas together:

- The couple could not agree on an investment plan; working with a certified financial planner led them to common ground.

Replacing the semicolon with a period (and starting a new sentence with Working) results in a choppy feel. Replacing the semicolon with a comma is just plain wrong.

Another benefit is that a series of semicolons can bring order to a chaotic sentence of complex lists. Note that commas work perfectly well in simple lists: Maria bought annuities, stocks, bonds and tax-free instruments. But when the items in the list get longer and more complex, sometimes needing additional commas, the reader can be left feeling like a litigator who hates numbers staring at a spreadsheet.

- Pre-semicolon: When approaching retirement, Maria discussed with her financial advisor the advantages of annuities, appropriate mixtures of stocks, bonds and tax-free instruments. What?? If you line up each of the items in the list, Maria is weighing the advantages of three types of investment opportunities:
  - annuities;
  - appropriate mixtures of stocks, bonds and tax-free instruments; and
  - contributions to traditional IRAs, Roth IRAs and 403(b) plans.

Even with my beloved Oxford comma, the list would be confusing. Bank on a few semicolons to clarify her options:

- Post-semicolon: When approaching retirement, Maria discussed with her financial advisor the advantages of annuities, appropriate mixtures of stocks, bonds and tax-free instruments, and contributions to traditional IRAs, Roth IRAs and 403(b) plans.

What?? If you line up each of the items in the list, Maria is weighing the advantages of three types of investment opportunities:

- Pre-semicolon: When approaching retirement, Maria discussed with her financial advisor the advantages of annuities, appropriate mixtures of stocks, bonds and tax-free instruments. What?? If you line up each of the items in the list, Maria is weighing the advantages of three types of investment opportunities:
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- Post-semicolon: When approaching retirement, Maria discussed with her financial advisor the advantages of annuities, appropriate
mixtures of stocks, bonds and tax-free instruments; and contributions to traditional IRAs, Roth IRAs and 403(b) plans.

Commas, Instead

Portfolios containing primarily commas are for investment lightweights. Commas are cute, they’re handy and they’re easy to sprinkle around. They do pay dividends in some instances. Here are three:

- Commas are helpful to show where introductions end. Before going any further in our planning, let’s list our objectives.
- Commas can fence off interruptions. This list, I should warn you, might be long.
- As noted earlier, commas are effective at separating items in a simple list. Sabrina Ionescu has won the Wooden Award, the Wade Trophy, the Nancy Lieberman Award and the Pac-12 Player of the Year Award. She would have a lot more money to invest if she were the best male basketball player in the country. (Sorry, but I’m writing this in March and had to insert a little madness.)

To join two sentences, though, commas need conjunctions from the club of FANBOYS. That’s a mnemonic device for these seven conjunctions: for, and, nor, but, or, yet, so. In the following examples, two sentences are joined by a comma plus a conjunction.

- The couple could not agree on an investment plan, but working with a certified financial planner led them to common ground.
- The new attorney wanted flexibility in her future job choices, so she used each year-end bonus to pay off her student loans.

However, Etc.

This prospectus now turns to two particular instances in which a semicolon is required. Penny-pinching investors omit the semicolon at their peril.

To join two sentences with an adverb like however, moreover, instead, otherwise, therefore or thus, you need a semicolon before the adverb and a comma afterward.
Do not argue this point. I know that many writers and some publications now use a simple comma before the adverb. They are wrong. The following examples are right:

- The stock market rose 2 percent on Tuesday; however, the following day it fell by the same percentage.
- Tracy is an excellent financial advisor; moreover, she’s a nice person.
- His aunt tried to leave her affairs in order so that investments would pass immediately to beneficiaries; instead, lawyers and accountants spent years untangling the mess.
- We all hope to retire someday; therefore, we all need to think about financial planning.

Yes, you could divide each of those sentences into two. Just replace the semicolon with a period and convert the adverb to a capitalized word. (For clarity, I suggest retaining the comma following the adverb. In part, this comma might help you avoid writing sentence fragments that begin with adverbs.)

Note that past performance does not ensure future success. Just because you’ve gotten excellent returns with a semicolon joining two complete sentences with a however, don’t assume every however needs a semicolon preceding it and a comma following it. If you can take out the however and read one simple sentence, then you need only a comma before and after the however.

- They developed a savings plan, however, hoping they would be able to buy a house one day.

If the however introduces a subordinate clause, then a single comma will suffice:

- He could not save money, however much he tried.

The same rules apply to other adverbs on the list. Note that otherwise can be both an adverb and a pronoun. When it joins two sentences, it is preceded by a semicolon and followed by a comma.

- She had her money diverted from her paycheck directly into her savings account; otherwise, she would have spent it all on travel. (adverb)

In the following sentences, otherwise does not signal a need for a semicolon.

- I often see this error in office emails that are otherwise very nicely written. (adverb)
- The client demanded that he do otherwise, so he could not continue the negotiation. (pronoun)

Conclusion

I urge you to consider diversifying your punctuation portfolio. Ignoring semicolons is a poor investment strategy. You might as well shove your money under the mattress.

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Barriers to Justice

For Low-Income Oregonians, Civil Legal Needs Outpace Resources

By Janay Haas
As her former partner become violent and paranoid, Joan knew that she’d need to protect herself and her child. She obtained a restraining order against her ex. But he returned to her apartment to torment her and terrify her neighbors.

It wasn’t long before Joan’s landlord tried to evict her and her son using a 24-hour notice. Joan visited her Legal Aid office immediately. There, a lawyer intervened with the landlord. When the landlord understood that victims of domestic violence couldn’t be evicted because of the conduct of their abuser, he immediately stopped the case.

Joan and her 2-year-old were saved from homelessness, and Joan could concentrate on a safety plan for her family.

Joan was grateful. But she was also lucky. She was one of the relatively few low-income Oregonians who get the legal help they desperately need.

According to a recent statewide study that measured the civil legal needs of Oregonians in 2018, more than 84 percent of low-income people with legal problems do not get the benefit of legal help of any kind.

The study was commissioned by the Oregon Law Foundation, the Oregon State Bar, the Oregon Judicial Department, the Lawyers’ Campaign for Equal Justice, Legal Aid Services of Oregon and the Oregon Law Center, with the support of the Oregon Department of Justice. The work had two primary purposes: guiding legal services programs in focusing their scarce resources most effectively, and giving the larger justice community information about the gaps in access facing a fifth of Oregon’s population.

Portland State University conducted the research, which was summarized in a 16-page report called “Barriers to Justice.” The full study, including methodology, is available at https://olf.osbar.org/LNS.

The study examined both the most common and the most harmful legal issues experienced by low- and lower-income households. The most common problem areas it found: substandard and unaffordable housing; access to health care; debt, credit and consumer fraud; family violence and sexual abuse, along with related issues of divorce, custody and child support; discrimination in employment and housing; and government benefits.

The most harmful problems affected three populations in particular, the study found: survivors of domestic violence and sexual assault; immigrants; and elderly and disabled persons. The study also looked at problems unique to the state’s nine federally recognized Native American tribes, agricultural workers and other underrepresented populations, finding substantial evidence of systemic discrimination. (See “Race and Ethnicity,” Page 23.)

The bottom line, according to the survey: The need for legal aid significantly outpaces available resources. Among low-income households, 75 percent had experienced at least one legal problem in the preceding year, but a quarter of the families in the study reported eight legal issues in the past year — more than most middle-class families experience in a lifetime.

The average number of legal problems per household was more than five during that period, the survey found — evidence that threats to personal safety, unstable housing, debt and employment insecurity often mean that a single legal issue can cascade into more and more problems for many low-income Oregonians.

The experience of one family in rural Oregon demonstrates the domino effect that a legal problem can have.

Clara (not her real name) had been beaten and beaten down by her partner for more than 20 years. Seeing the effects of this abuse on her teenage children, she finally gathered the courage to leave her abuser. He reacted by sending her to the hospital with internal bleeding, a broken arm and permanent back and neck injuries. Luckily, frightened neighbors had called the police.

A local Legal Aid office helped Clara gain full custody of her teenage son and resolve more than $15,000 in misdirected medical bills. By showing that Clara had been contributing to mortgage payments on the family home, Legal Aid also helped her assume the mortgage that was in her partner’s name after he moved out and stopped paying.

Clara credits her Legal Aid lawyer for extracting her from this dangerous, decades-long relationship, as well as for helping her deal with her subsequent housing and financial problems.

“Barriers to Justice” looked at a variety of issues impacting low- and lower-income Oregonians and their access to legal help. Among them:

**Housing**

Between the 2010 census and 2019, Oregon’s population grew from 3.83 million to a projected 4.25 million. The state already had a shortage of affordable housing, documented in a previous civil legal needs study in 2000, but with more and more people moving in, rents have skyrocketed — and not only in the Portland metro area. In Grants Pass and Ashland, for example, the
The most recent study found that a third of all renters were spending more than half their incomes on housing.

According to the 2018 study, almost 10 percent of households experienced temporary homelessness in the past year. (The study did not capture how many families were long-term homeless.) Households in the most rural counties reported homelessness at three times the rate of that seen in urban areas.

But unaffordability was only one of the housing problems identified in the study. More than 18 percent of tenants wrestled with dangerous and unhealthful living conditions, while about 13 percent experienced threats of eviction and other retaliation — including violence — for exercising their rights.

But for some groups, the housing issues that surfaced were related to a much greater extent to the administrative law problems dwelling in their homes.

Domestic violence, sexual assault and related issues

Families affected by domestic and sexual violence were more than twice as likely as other families to have rental problems, the survey found. Compared to the general low-income population, survivors of domestic violence or sexual assault and their children were more than six times as likely to experience homelessness — and the impact was often staggering.

Trauma experienced by children affected their grades, their conduct and their ability to remain in school; so did repeated moves to different school districts. At the same time, an abused parent’s job or ability to attend school or training was three times as likely to be in jeopardy, the study found; people missed work because of threats or injuries, quit a job or school to move elsewhere or lost their access to transportation. Student loans sometimes entered into default, dashing credit scores.

For this group, the study found, time-consuming claims for unemployment benefits and Medicaid or other health care coverage loomed large. And obtaining domestic violence or stalking restraining orders was often only the beginning of an extended battle over custody and child support.

About 10 percent of those surveyed reported an incident of violence or assault in the preceding 12 months. But the rate among African Americans and single parents was greater than one in five.

Elders and people experiencing disability

The elderly and people experiencing disability were the most likely to be affected by administrative law problems related to Social Security, Medicare and Medicaid benefits, the study found, as well as issues with adult foster care, group homes, nursing facilities, etc. They were also the most likely to be targeted for fraud, exploitation and physical abuse.

The rates of legal problems for these groups were almost double among Native Americans and Pacific Islanders, the 2018 study concluded. But individuals with disabilities experienced increased discrimination in housing and public accommodations across all demographics; the Fair Housing Council of Oregon reported that about 45 percent of its discrimination complaints last year were related to disability problems.

Immigrants’ legal problems

Although the issues facing Oregon’s immigrant population were not among the most common facing lower-income communities in general, survey participants rated them as the most harmful.

Overall, households with a foreign-born member had a 50-80 percent chance of having an immigration-related problem of some kind, depending on their country of origin. More than a quarter of foreign-born households reported needing help to improve their immigration status — refugees, for example, “Dreamers” brought into the country as children.

Those numbers don’t surprise SOAR Immigration Legal Services Director Caroline van der Harten, who says there are about 120,000 undocumented residents in Oregon, half of them with children who are U.S. citizens. Approximately 80,000 foreign-born Oregon residents are eligible to be naturalized, she says.

“Unfortunately,” van der Harten notes, “the current political climate is making immigrants afraid to even apply for the immigration remedies for which they qualify.”
“At SOAR,” she adds, “we have been providing immigration-related legal services for more than 25 years, and we have never seen the level of fear, panic and anxiety as high as it is now.”

A corollary problem, she says, is that an environment of fear and panic has led to a surge in fraudulent “services” by people claiming to be notarios and other professionals who can help immigrants gain citizenship.

Victims not only pay for something they don’t get, van der Harten says; they also often wind up deported.

* * *

Zach had eight surgeries by his fifth birthday to deal with a debilitating medical condition. Social Security benefits helped offset some of the costs, but Natalie, Zach’s mom, still worked almost full time while also taking Zach to day-long treatments each week.

When Zach turned 3, he celebrated a milestone — he could take food orally. That’s when Social Security terminated his benefits, despite his doctors’ protests that he was still seriously ill.

Natalie tried to hire a lawyer to navigate the complicated government bureaucracy, but she couldn’t pay for help. Legal Aid stepped in and benefits were reinstated. Between juggling work, benefits, scrimping and saving, Natalie was able to relocate closer to a facility with more treatment options, giving Zach a better chance at an active life.

* * *

More than 807,000 Oregonians — about one in five — live near or below the federal poverty line. The American Bar Association standard for sufficient staffing is one Legal Aid lawyer for every 5,000 residents who qualify for services, but in Oregon, that number is closer to one Legal Aid lawyer per 7,000 low-income persons.

In 2018, the Oregon Law Center, Legal Aid Services of Oregon and the Center for Nonprofit Legal Services served about 28,500 clients with fewer than 100 full-time attorneys.

In addition to providing advice and representation to individuals, lawyers for one or more of those organizations wrote grant proposals, produced exhaustive reports for the federal Legal Services Corporation, helped draft legislation, wrote and updated many pages of self-help materials for people they could not represent, provided information sought by legislative committees, filed about a half-dozen class-action lawsuits, trained and mentored pro bono lawyers and collaborated with state agencies and nonprofit organizations statewide about problems affecting the safety, stability and health of low-income Oregonians.

“We also work to improve other community services for our clients, such as by providing training to law enforcement agencies and courts on providing trauma-informed and culturally competent services,” says Janice Morgan, executive director of Legal Aid Services of Oregon.

Morgan adds that poverty itself makes working with clients more difficult. Low-income people often have a limited understanding about what the justice system does, have limited access to a phone, lack transportation or access to public transportation, have limited access to a computer, lack child care and have limited English-language or literacy skills, she says. Many are traumatized after violence; some have untreated mental illness.

These and other symptoms of poverty make it difficult for clients to communicate with their lawyer or to assist with their cases — a problem that has been exacerbated by a widening gap between legal needs and legal resources.

According to the “Barriers to Justice” study, access to legal help has actually declined since the last study of legal needs among low-income Oregonians. In 2000, about 20 percent of the low-income population was able to access legal help of some kind, compared to 15 percent now. And the typical number of legal problems faced by households then was 3.5 annually, the study says, not five.

“The study findings are stark,” says Oregon Supreme Court Chief Justice Martha Walters. “Legal problems are widespread, and the impact they have on the lives of low-income individuals can be life-altering.”

Walters points out that although the general public has occasional legal problems, civil legal crises emerge more frequently for single parents, people of color, domestic violence and sexual assault survivors, people with disabilities and youth with juvenile records. With more than eight out of 10 legal needs going unmet in any way, she says, “the health, safety and resiliency of individuals, families and entire communities are affected.”

Trial court judges echo the chief justice’s concerns. Multnomah County Circuit Court Judge Nan Waller describes a litigant who couldn’t figure out how to serve process properly in a case; he returned to court several times for guidance.

“Trying to be helpful, I had my clerk print out a copy of Rule 7 for him,” Waller says. “He looked at it, looked back up at me and said, ‘I’m not sure what you expect of me. I have a third-grade education.’”

Debra Dority, a support unit attorney with the Oregon Law Center, works on updates to family law self-help materials for people who need direction in navigating the judicial system and forms for their cases.

Photo by Janay Haas
In another case, a woman asked the court to stop the auction of her foreclosed home, which was scheduled for the following day. She said she hadn’t responded to the foreclosure suit because she was overwhelmed by paperwork she couldn’t understand.

In Coos County, the Hon. Brett Pruess says, “My docket is full of unrepresented litigants. I often see their confusion and frustration.”

He can’t take sides, he says, and neither can court staff.

“We can discuss process, provide access to forms and information with the help of advocates and facilitators,” Pruess says. “While those services and efforts help, none take the place of trained attorneys using their skills and expertise for the benefit of a client in need.”

Lack of access to legal assistance has led to the widely held perception that the civil legal system is unfair. Three quarters of people who had obtained representation were satisfied with the way the system worked, the “Barriers to Justice” survey found, but those who were unable to get help felt the system was stacked against them.

“Even those with a strong chance of successfully resolving their issue will choose not to engage with the system,” the survey says.

**Addressing the Problem**

The Oregon Judicial Department, the Oregon State Bar, the Oregon Law Foundation, the Campaign for Equal Justice and the legal services programs themselves had already embarked on a number of initiatives in advance of “Barriers to Justice,” mostly in response to the results of the 2000 study.

For example, the judicial department and the family law section of the state bar finalized standardized forms for dissolution and custody cases. More family courts incorporated mediation in both custody and property disputes. And numerous family courts adopted a model for “courthouse facilitators” who would help self-represented litigants in filing their family law cases (in which about 80 percent of litigants do not have attorneys, according to the Oregon Judicial Department).

**Race and Ethnicity**

“Barriers to Justice” asked participants if they had experienced discrimination in the past 12 months, and although the experiences extended beyond race and ethnicity, racial and ethnic minorities reported significantly more discrimination than other groups.

Thirty percent of all survey respondents said they had experienced at least one form of discrimination, but those numbers jumped to 40 percent for Latinx individuals, 48 percent for Native Americans and 51 percent for African Americans.

In addition:

- **African Americans** were 2.3 times more likely to experience homelessness than other Oregonians, 2.1 times more likely to experience an education issue, 1.8 times more likely to experience a rental housing issue;
- **Native Americans** were 2.7 times more likely to experience a veteran status issue than non-Native Americans, 1.9 times more likely to experience an elderly or disability-related issue, 1.9 times more likely to experience homelessness and 1.5 times more likely to experience a health care issue;
- **Latinx** participants were 15 times more likely to experience immigration issues than non-Latinx Oregonians, 1.8 times more likely to experience homelessness, 1.7 times more likely to experience an education issue and 1.3 times more likely to experience rental housing issues; and
- **Asian Americans** were 2.6 times more likely to experience a homeownership issue than non-Asian Americans, 2.4 times more likely to experience a veterans issue and 2.1 times more likely to experience an immigration issue.

Farmworker households also reported a disproportionate number of legal problems: 66 percent experienced immigration issues, for example, while 48.6 percent reported health care or employment issues. “These findings,” the report says, “show an extremely vulnerable population that, for good reason, sees itself as isolated and separate from mainstream society.”
Domestic violence victim advocates and district attorney victim advocates worked more closely with Legal Aid programs to help domestic violence survivors deal with the court system successfully and safely. Both the judicial department and legal services offices provided access to onsite self-help centers to aid individuals who had to go it alone and needed direction and forms for their cases. In addition, they convinced the Legislature — with the help of Sen. Peter Courtney, Rep. Jennifer Williamson and then-Rep. Tobias Reed (who is now Oregon’s state treasurer) — to pass a cy pres bill, making it possible for funds unclaimed after litigation to be funneled to Legal Aid programs.

The Oregon Law Foundation sought out special interest rates for lawyer trust accounts in an effort to increase IOLTA funds; as a result, “Leadership Banks and Credit Unions” now pay a consistently higher interest rate on lawyer trust accounts. About half the lawyers in the state (and two-thirds of new lawyers) now have trust accounts at one of these financial institutions, says OLF Director Judith Baker.

The state bar, which had developed guidelines for voluntary pro bono work, made it mandatory for certified pro bono programs to report on behalf of volunteers. It also put more effort into encouraging lawyers to participate in its Modest Means Panel, a reduced-fee service for those who had limited incomes above the poverty guidelines used by Legal Aid programs. And it created a popular “Q & A” series of short videos on specific legal questions.

Collaborating with the Oregon Department of Human Services (DHS), the bar updated and simplified its handbook Legal Issues for Older Adults, offering it in several languages. It began to advertise the Lawyer Referral Service on Craigslist and other social media platforms. Legal services programs expanded online resources through www.oregonlawhelp.org, translating materials into languages other than English and Spanish.

DHS more broadly cross-referenced its self-help materials with those from the bar and the Oregon Judicial Department, and the Lawyers’ Campaign for Equal Justice expanded its fund-raising efforts; by 2018, contributions from lawyers had quadrupled from those made in 1990, the first year of the campaign.

But despite all of these innovations and enhancements to existing programs, the “Barriers to Justice” survey says, access still has fallen far short of the amount of help needed — “there are costs and consequences to administering a system of justice that denies large segments of the population the ability to assert and defend their core legal rights.”

“When someone needs an attorney and cannot obtain one, they are forced to navigate a complicated civil justice system on their own,” the report says. “The results are often detrimental to the people involved.”

Next Steps

“Every Oregonian deserves a justice system that is accessible and accountable,” Chief Justice Walters says. “We can and must do better.”

But how?

“The single best way to increase access to justice is to help us create more legal attorney positions,” the 2018 report
determined, adding that lawyers have the ability to make better funding possible.

“Needs have always been greater than the money” available, the OLF’s Baker points out. She urges lawyers with trust accounts at non-partner institutions to move their accounts to a Leadership Bank or Credit Union. If every lawyer did so, she says, they would almost double the OLF’s ability to allocate funds to poverty law programs.

Maya Crawford Peacock, the executive director of the Lawyers’ Campaign for Equal Justice, reports that about one in five Oregon lawyers contributed to her organization in 2018.

“The fact that nearly 20 percent of Oregon attorneys contribute to the CEJ makes us national leaders,” Peacock says. “This gives me both pride and confidence that we can continue to expand our movement.”

Some 300 private attorneys already volunteer their time to reach out to colleagues, the Legislature and Congress in support of Legal Aid, she points out.

“I am optimistic about the future of equal justice in Oregon,” Peacock says, “because I believe in Oregon lawyers.”

Gloria and her husband Sam, a military veteran, took out a mortgage on their modest home in Eastern Oregon for roof and window repairs. Then Sam passed away.

Gloria’s arthritis was so bad that she couldn’t work, and her Social Security and VA benefits weren’t enough to pay both the mortgage and the heating bill. She decided to pay for heat, got behind in her payments, and the bank began foreclosure proceedings.

Fearing homelessness, Gloria called Legal Aid, which gave her advice and support so she could seek a loan modification on her own. After many letters and phone calls, the bank granted her request — the day before the foreclosure sale. Today, she has an affordable mortgage, heat and a secure home.

“(Legal Aid was) very helpful, kind and understanding,” Gloria says. “I appreciated so much not being treated like some old senile grandmother who doesn’t know what she’s talking about. It made a difference.”

Opening Photo Montage: “Barriers to Justice,” a study measuring the civil legal needs of low-income Oregonians, found widespread evidence of problems throughout the state, most involving basic human needs. As the faces included here show, those needs cross all demographic lines.

Janay Haas is the author of “Using Small Claims Court in Oregon” and “Oregon’s Legal Guide for Grandparents.” A frequent contributor to the Bulletin, she also served as contributing editor of the OSB’s “Legal Issues for Older Adults.” Reach her at wordprefect@yahoo.com.
From Classroom to CAREER

Associateships, Internships, Fellowships Connect Students and Employers

By Melody Finnemore
Sarah Carlin Ames worked as a reporter for The Oregonian and as public affairs director for Portland Public Schools before earning her law degree and joining Garvey Schubert Barer. She went to Lewis & Clark Law School while working and raising her family, attending evening classes for four years.

During law school, Carlin Ames participated in three summer programs and a federal court externship to explore practice options.

“I had this idea from my previous career that I would like to help people solve problems before they got into large disputes,” she says, “so I thought maybe the transactional world might be a good fit for me.”

Carlin Ames was a summer associate at Garvey Schubert Barer in 2015 and says she appreciated knowing that the firm planned to hire her when she graduated the following year. During her first couple of years with the firm, she did a variety of work that included environmental law and the False Claims Act, as well as immigration law and volunteer asylum work.

“Some people go to law school and they know what drives them and what kind of law they want to practice,” she says. “For a lot of us, really being open to new experiences and, in the job market, who has openings for what kind of work is important.”

Carlin Ames says her work for The Oregonian also taught her that she is motivated by deadlines and that litigation, with a focus on employment and labor law, would meet that professional need.

“It’s one of the fields where you are most likely to blend litigation and more advice work for your clients, so you develop longer-term relationships with them,” she says. “That mixing of the two has been interesting to me, and employment lawyers always have interesting stories. Employees and employers continue to find creative ways to interact with each other, and it’s not always appropriate. It satisfies my need for a good story and interesting details and interesting people.”

Carlin Ames says her associateship with Garvey Schubert Barer provided her with practical experience and professional feedback that guided her in identifying her practice specialty. More importantly, she says, it helped her determine whether the firm was a good fit for her new career.

“It gives you a chance to meet the people you’re going to work with,” she says. “This is obviously not my first career, and it’s huge to know that when the chips are down, you’re going to like the people you work with.”

Creating a Pipeline

Oregon’s three law schools provide an array of events and programs to connect students with private firms, public agencies, nonprofit organizations and other potential employers. These include fall recruitment events in which employers conduct on-campus interviews to select their associates for the following summer.

The Northwest Public Service Career Fair, held annually for the past three decades, allows more than 50 nonprofit employers and government offices to meet more than 500 students at Lewis & Clark Law School and Seattle University School of Law.

Devra Hermosilla, assistant dean of career services for Lewis & Clark Law School, says that for the past two years, the school has also hosted a March event that introduces students to internships, externships and associateships. The spring event, which draws about 100 students, is meant to replicate the nationwide fall gathering and is designed for local small to mid-size firms.

“We don’t have a lot of large law firms in Portland and Oregon in general, so their hiring needs may not be as established or regular,” she says. “A lot of the externships aren’t set up as a hiring opportunity, but they do help a lot of the students gain experience and identify what they would like to do. We have a lot of public-service employers seeking interns and a lot of those do end up in jobs, ultimately.”

Hermosilla says the overarching goal is to find jobs for students and then help them be prepared to accept those positions.

“We are exploring an idea I’m excited about,” she says, “which is to mirror in the private-sector law firm setting what a lot of public-interest firms do, and that is to basically offer a fellowship for promising young attorneys.”
In addition, its Pro Bono Honors Program allows students to enhance their learning experience by participating in community-based legal service projects. Students have volunteered at legal aid offices, providing direct legal services to indigent individuals; at nonprofit advocacy groups such as domestic violence shelters, using their research and writing skills to help form policies and advocacy goals; and at local courts to mediate small claims disputes where the parties are not able to afford a lawyer.

The University of Oregon School of Law introduces its students to real-life work experience and summer associate positions through a required first-year course, Career Exploration and Professional Planning, which is taught by Rebecca Ivanoff, assistant dean for career planning and professional development.

“(During the course), students reflect on their strengths and interests and engage in skill-building practice, knowledge-building research and one-on-one coaching sessions with attorney-counselors to learn how to successfully identify and attain meaningful pre- and post-graduate employment,” Ivanoff says.

Additionally, students are made aware of summer associate positions by targeted email, optional counseling sessions, presentations, professor interactions and a weekly email digest highlighting career opportunities. The information is also shared through presentations and one-on-one counseling.

Such an arrangement would allow a firm to hire a new law school grad for one year without the promise of long-term employment, which would give the new attorney work experience and a network within a particular firm or practice area.

“If there are employers who are interested in that, we would love to hear from them,” Hermosilla says. “We know we have student interest in it, but we’d like to know if employers are interested as well.”

Willamette University College of Law encourages its students to participate in a range of programs, including externships in which students are partnered with attorneys working in various legal settings. These include externship placements with legislators, the governor’s office and the Legislative Counsel when the Oregon Legislature is in session.

Willamette’s Clinical Law Program asks second- and third-year law students to apply the doctrinal knowledge mastered in their fundamental coursework to the actual practice of law. Students enrolled in the program represent real clients in actual cases and transactions under the supervision of law faculty. The Clinical Law Program comprises four advanced legal education courses, including specialized clinics in business law, trusts and estates, child and family advocacy, and immigration. Clients are primarily nonprofits and low-income people.
Students are introduced to the Oregon State Bar’s Summer Stipend programs in multiple ways as well. The programs, which are designed to provide law students with workplace experience and professional connections while encouraging greater diversity and inclusion in the state’s legal sector, are highlighted during the Career Exploration and Professional Planning course and are part of mandatory one-on-one counseling sessions for first-year law students.

During the counseling sessions, advisors discuss and provide students with materials that highlight funding opportunities; the programs are also highlighted in Oregon Law’s weekly email digest sent to all students.

Oregon Law requires students to get experiential learning credits to graduate, and its clinic and externship program facilitate this requirement. Students can participate in existing externships and propose new externships. Students are also encouraged to pursue opportunities that do not fulfill graduation requirements by volunteering or interning. The career center is dedicated to supporting students, Ivanoff says, but ultimately it’s up to the students to create career opportunities.

“Students understand that their post-graduate employment success is directly related to the efforts they make in school,” she says. “They work hard to develop professional networks, dedicate themselves to developing practical skills and hone their interview skills.”

Easing the Transition

Jon Patterson was in law school at the University of Oregon and participating in Opportunities for Law in Oregon (OLIO), a program of the Oregon State Bar’s Diversity & Inclusion (D&I) Department, when he learned about a summer work experience that would help ease the transition from the classroom to his career life.

In 2012, during the summer following Patterson’s second year of law school, he participated in the D&I Department’s Public Honors Fellowship and clerked for U.S. Magistrate Judge John Acosta.

“I gained writing skills and I gained connections. Really, for me it was seeing that I have a place in the legal community, and people like Judge Acosta are looking out for students and have our best interests in mind,” Patterson says.

The Public Honors Fellowship supports students who work for a nonprofit or public employer. As part of the fellowship, students receive a stipend of $5,000 to support three months of work in what would otherwise be an unpaid position. Patterson says the money he earned made a huge difference.

“One of the things we hear is that people want to go to school to learn public-interest law but they don’t know how to pay for it,” he says.

Now a staff attorney for Compassion & Choices, Patterson is immediate past chair of the bar’s Diversity and Inclusion Advisory Committee. His work for the committee included reviewing fellowship and scholarship applicants, speaking to law students to make them aware of the programs and talking with attorneys to encourage support for the programs. Patterson says he volunteered to serve on the committee as a way to pay it forward.

“For a lot of us, this is our entrée into the legal community. It’s one thing to say we support students and it’s another thing to actually establish the programs and put the money behind the rhetoric,” he says.

Oregon Court of Appeals Judge Steven Powers was a Public Honors Fellow in the summer of 2000 after his second year of law school and says he was fortunate to work for Oregon Supreme Court Justice Susan Leeson, now retired.

“It was a great opportunity. It solidified my love of appellate practice and I gained experience with the court and the court process,” he says, adding that he was able to watch oral arguments, among other tasks. “It was my first exposure to a legal job.”

The Public Honors Fellowship is part of the Summer Stipend programs administered by the bar’s D&I Department. Stipend recipients also have the option to pursue summer employment under the programs’ Clerkship Stipend model, which can be applied to opportunities outside of public-interest law; it matches the employer’s wage to ensure students make $14 an hour, facilitating paid summer opportunities that would otherwise not be possible — for example, with small and solo firms.

The stipend programs also include a supplementary Justice Across Oregon award, which offers additional funding to law students who want to spend their summer working in rural areas.

Finding the Right Fit

Several Portland firms have summer associate programs, diversity fellowships and other initiatives that are also designed to promote equity and inclusion in the profession.

At Miller Nash Graham & Dunn, the diversity fellowships are open to first- and second-year law students who are paid for their time and receive a $10,000 stipend for law school. Sharae Gross, the firm’s director of professional development and Portland metro legal talent manager, says the associates and fellows work directly with partners and attorneys in various practice areas in both the Portland and Seattle offices.

Miller Nash also participates in the Multnomah Bar Fellows Program and hosts a student for 10 weeks to help them gain mentorship, financial support and hands-on legal training, Gross says.

Miller Nash initiated its diversity fellowship program more than a decade ago, and Gross was a summer associate in 2010. She says her associateship gave her access to hearings, depositions and client meetings.

“Both partners and associates took the time to make sure I was exposed to real-life legal work,” Gross says. “For me, one of the things it showed was the firm’s commitment to its people. We look at our summer associates as future owners of the firm, with the help of a Public Honors Fellowship from the Oregon State Bar’s Diversity & Inclusion Department. “For me,” he says, “it was seeing that I have a place in the legal community.”

Photo courtesy of Jon Patterson

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just like our associates. We invest in their training and their time with that in mind.”

Gross seems to have come full circle from working as a summer associate to now helping law students and new associates succeed in their careers.

“It’s my passion to help train and develop talent, and help our associates and our summer associates understand the critical part they play in the future of the firm,” she says. “I feel like I have found the place that I was looking for as I practice.”

Anna Sortun, immediate past chair of Tonkon Torp’s hiring committee and co-chair of its litigation department, says the firm offers similar summer associate and diversity fellowship programs with comparable compensation and training experiences. Its diversity fellowship program provides first-year students with a $10,000 scholarship and the opportunity to return to work at Tonkon Torp the summer after their second year.

“The law students are terrific. Most of them come in and get to work on all sorts of projects,” she says. “We try to involve them in real cases, and I think they appreciate being brought in to participate in real projects.”

Of the firm’s 82 lawyers, 30 were once summer associates. Of its 19 associates, 12 were summer associates. Tonkon Torp also offers an in-house associate training program called On Your Feet, and interns are invited to join the associates in practicing depositions and cross-examinations.

About 39 percent of the 105 attorneys in Schwabe Williamson & Wyatt’s Portland office were once summer associates, either as first- or second-year students, and the firm started its diversity fellowship program for first-year students in 2008.

“The reality is that there is value in diversity,” says Graciela Cowger, the firm’s chief executive officer. “Oftentimes, the pathways to a large firm like Schwabe are not as open as they could be or should be for students who come from different backgrounds. We’re trying to open up the breadth of the pool and do that in a very purposeful way.”

Michelle Baird-Johnson, Schwabe’s director of talent acquisition and integration, says the summer associate program is a favorite among the firm’s staff. Its partners host several
events, staff enjoy interacting with the students and the summer culminates with a rafting trip for everyone. “It’s a really fun time here at the firm,” she said during a mid-April interview. “We’re just starting to plan the summer program for this year, and I had a colleague tell me, ‘Oh, that’s my favorite time. Let me know how I can help out.’”

Juan Jasso, an associate with Schwabe’s corporate transactions department, was a diversity fellow at the firm as a first-year student and then returned the following summer to work as a summer associate.

“It taught me how big firms work and what the environments are like. I came from a very public-service-oriented background and I had this notion that big firms were profit-hungry corporate machines and weren’t doing the work I had been doing,” he says. “I went into it to see what it was like and was pleasantly surprised at what I found.”

Jasso, who joined Schwabe after his graduation in 2015, says his experiences with the firm during law school also taught him about practicing on a day-to-day basis, expectations for work and relationships, and how to manage time and work with partners and other associates.

“The thought is to give you real work that goes out to clients and real experience, and sort of throw you into the frying pan and see how you come out,” he says. “It’s a really valuable experience to get work that, at the end of the day, makes a difference to folks who are here practicing.”

Jen Wagner, hiring shareholder with Stoll Berne, also was a summer associate with her firm and says the experience was positive on several levels.

“The nice thing about being a summer associate is that both sides get to look at the other side and figure out if it’s a good match,” she says. “It’s certainly not the only path to going into practice. But for me, because I knew I wanted to be in litigation, it really helped me to get that hands-on, practical experience. And it made the transition easier because I knew everyone here.”

Melody Finnemore is a Portland-area freelance writer and frequent contributor to the Bulletin. She can be reached at precisionpdx@comcast.net.

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**PLF Board of Directors Positions**

The Professional Liability Fund is looking for two lawyers, each to serve a five-year term on the PLF Board of Directors beginning January 1, 2020. Directors attend approximately six board meetings per year, plus occasional committee meetings. Directors are also required to spend time reading board materials and participate in occasional telephone conferences between meetings. PLF policies prohibit Directors and their firms from prosecuting or defending claims against lawyers. The PLF Board recognizes that Bar members are diverse in perspective and background; we highly encourage individuals from a diverse background to apply.

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The expected arrival of a new child is usually enough to make any parent take stock of their life. That was certainly true for attorney Elliott Dale and his wife Jennifer, a CPA.

When the couple were expecting their first child — a girl they would name Madeline — Elliott Dale knew it was time to push his way through law school or possibly lose the opportunity and “never get it back,” he says.

But nothing the Dales had experienced could have prepared them for the arrival of their second child, Elizabeth, in 2011. Just days after Lizzie’s birth, doctors determined that she had Down syndrome, a genetic condition that cast a gray cloud over the family’s future.

“That was a bit of a curveball for us, a game-changer,” Dale says. “As parents, you have an unlimited sense of wonder about what your child can do in the world and who they can become. But when you have a kid who is different, and who has what society considers a deficit or disability, your vision for the future immediately darkens.

“When Lizzie came along,” he says, “it kind of rocked our world.”

Finding Support, Advice

Fast forward seven-plus years. The Dales have since added a third child to their family, a boy named Charlie; Lizzie attends the same grade school in Lake Oswego as both of her siblings; and their parents have become leading advocates not just for Lizzie but for all families experiencing the challenges of living with disabilities.

For the Dales, it’s all part of helping Lizzie enjoy a happy and healthy life to the fullest of her abilities and making sure there is a place for her in the community she chooses. It’s also about paying forward the help they received when they began their journey following Lizzie’s diagnosis.

“We had no experience and no close connections to families experiencing disability, so we were clueless about what to expect,” says Dale, a partner at Landye Bennett Blumstein in Portland, where he practices business law. “Right after Lizzie was born, we started connecting with parents and with organizations that make it a point to provide some outreach for families with a diagnosis that is different.

“Now we are getting into the layers of what being a parent of a kid experiencing disability looks like, which involves a whole set of issues mainstream society doesn’t often see or interact with,” he adds. “It’s this incredibly dense package of different things that parents have to navigate, unique to each child.”

Not long after Lizzie’s birth, the Dales connected with parents from Down Syndrome Network Oregon (DSNO), a Lake Oswego-based support group that provides comfort and acceptance to families, friends and individuals with Down syndrome. The organization also hosts an annual Buddy Walk in downtown Lake Oswego that typically draws hundreds of friends, families and supporters to Millennium Plaza Park. (This year’s event is scheduled for Sept. 22; visit dsno.org for details.)

Within the social gatherings and events of DSNO, they found not only support and advice from families who had been through many of the things they would experience as parents of a child experiencing disability, but also shining examples of families who had negotiated sometimes rocky waters to see their
children grow to be independent and contributing adult members of society.

Renee and Bruce Kerr, founding members of DSNO, were among the families that made a big impression on the Dales. The Kerrs’ experience raising a family with a son, Eli, who has Down syndrome gave the Dales hope for a bright future.

“We never would have become the people we are today had Eli not come into our lives,” Bruce Kerr says. “Initially, we cried ourselves to sleep because we thought our world was going to come to an end. Every parent that has a child with special needs, no matter what it is, goes through the same thing. What we found was that it opened us up to essentially let people into our lives in a way we never envisioned.”

For Dale, that meant a whole new way of looking at things, including his vision of himself.

“One of the biggest barriers that Lizzie would face is our thinking projected on her as her parents about what she could and could not learn and do, about what disability might mean for her,” Dale says. “Without self-examination of our prejudices, we would transmit the same limitations and low expectations on her that our society already does. That way of thinking you start to pick up on from parents who are further along this path. Parents in this community have to constantly re-evaluate their own thinking and seek out other resources.”

As DSNO founders and longtime board members looked for younger families to continue their work and transition off the board, Dale was encouraged to take on a leadership role within the organization. He joined the board in late 2018 and became its chair in March 2019.

“Elliott just has a calmness about him,” Kerr says. “One thing about attorneys is sometimes they feel like they need to be aggressive to protect us from everything, but Elliott can protect you without being overly aggressive. He can be really sensitive, and also very intuitive. He has exceptionally deep experience in the nonprofit world, especially the special needs world. It made him just the right person to pick.”

Improving Lizzie’s Schooling

A big piece of Dale’s nonprofit experience comes from his volunteer work. In addition to his new role with DSNO, he has served as a board member of FACT Oregon (factoregon.org) since 2015 and as its board chair since 2018. The nonprofit organization, which has a staff of 15, serves thousands of families experiencing disability throughout the state in their pursuit of a whole life. Since 2014, he has also served on the Oregon Department of Education’s advisory Individuals with Disabilities Education Act (IDEA) Dispute Resolution Committee.

It’s a natural extension of the Dales’ efforts to provide Lizzie with the best school experience possible, a concept that continues to evolve for students with a disability.

“Everybody has ideas of what your child is capable of when they have a physical or developmental disability, and that becomes most glaring when you enter the school system,” Dale says. “The prevailing research says the more you put kids experiencing disability along with other kids in a mainstream, inclusive educational environment, the faster they develop, the further along
they get. If they’ve been separated all throughout their schooling, then what are we setting them up for as adults?”

The Dales met with some resistance when they first expressed their desire to have Lizzie enrolled in kindergarten at their neighborhood school in Lake Oswego, the same one her older sister attended. But over time, it proved to be a learning experience not just for them and Lizzie, but also for teachers, administrators, classmates and fellow parents.

Lizzie’s education and development is better enhanced the more she’s included in regular classroom activities, her father says. Sometimes it’s necessary to provide her with individual attention outside of the classroom, but “every moment she’s being pulled out needs to be justified,” Dale says. “She is not in school to close a gap in her learning. She’s going to learn more just being in the classroom with her peers. We want to give Lizzie a chance to experience a normal classroom environment alongside her peers as much as she can.”

The positive effects of Lizzie’s inclusion in regular school activities have impacted her as well as her classmates. “We’ve had parents go out of their way to thank us because Lizzie is in the class and they see a tremendous benefit to having this exposure to Lizzie for their children,” Dale says. “Lizzie has friendships and play dates and people who want to be around her all times of the day.”

Everyone Can ‘Tri’

The Dales have learned to take the same approach to Lizzie’s experiences away from school. Lizzie participates in her school’s regular soccer team with her first-grade classmates and in ballet classes alongside her typical peers, and she has been in a community theater holiday show.

This summer, Lizzie will participate for the first time in FACT Oregon’s third annual All Ability Tri4Youth, a mini-triathlon in which athletes ages 8-26 compete alongside each other regardless of ability or disability. The course is set up as a 50-yard swim, a two-mile bike ride and a half-mile run.

“We remove the barriers by allowing modifications and accommodations,” says Roberta Dunn, FACT Oregon’s executive director. “We have athletes who are pulled across the pool, we have athletes who walk
the pool. We have an array of modified bikes and scooters for the bike course. And we’ve had people finish the run with mobility devices and power chairs along with their friends and peers and siblings.

“This event takes away barriers,” she says, “so people with or without disabilities can compete together.”

Dunn says she hopes Tri4Youth will become a destination event for families across the state. It’s grown from 100 participants in its first year to an expected 250 for the 2019 gathering, which is scheduled for Aug. 10 at the Tualatin Hills Athletic Center in Beaverton. (For details, go to factoregon.org.)

Dale, whose oldest daughter Maddi participated in the first two Tri4Youths, sees big things ahead as well.

“We’re looking to keep building on it,” he says. “What gets me excited is what it could look like as we capture the message that ‘There are no limits. You can do anything you want to do, and you can do it alongside the rest of us.’ Children experiencing disability do not often have the opportunity to experience athletics alongside their typical peers, but they want the opportunity to fit in and to be normal and included, not special or different. And their typical peers do not often get the opportunity to experience doing something together with someone who experiences disability in a safe, welcoming environment.”

The event’s mission fits the vision that the Dales have for all of their children, Lizzie included.

“I wouldn’t have it any other way,” Elliott Dale says. “I do feel blessed to be part of Lizzie’s life and to have this role as her parent. One of the challenges we face as a family is appreciating that we do have a unique path, but not letting that define who we are and what opportunities our other kids get to be themselves and awesome in their own right. That’s the true challenge, because it’s really easy to focus in on Lizzie and what she’s facing.

“We look forward to the day,” he adds, “when disability is not a thing but just part of everyday life, and most people see it that way.”

Phil Favorite is a Portland-area freelance writer. Reach him at philfavorite@gmail.com.
As the azaleas and redbuds bloom here in Georgia, my mind always starts to wander to the open road — the prospect of driving mile after mile, watching the terrain shift from pine forests to prairie to mountain glory to high, sage-filled desert and, finally, to the home range of Douglas firs and sword ferns.

Seventeen years ago, I packed up my blue Ford Probe with all of my belongings and trekked out west to complete my last year of law school at the University of Oregon. Driving with me was my then-fiancé, Tyson Harty, who was starting a Ph.D. program in zoology at Oregon State. The most memorable part of that voyage was wondering if my four-cylinder car loaded down with six years of college life would make it up the steep grades of I-70 west of Denver. (Fun fact: In the famous McDonald’s hot coffee litigation, the injury occurred in a Ford Probe partially because — wait for it — it didn’t have cup holders.)

A year ago, I was making much the same voyage, though now with my husband (yes, the same man) and four children, ages 1, 4, 6 and 8. For my husband and me, driving cross-country is part of our origin story and has become a tradition. He teaches high school engineering, and I teach business law at a public liberal arts university. Every other year, we take one month in the summer to travel the country — visiting scenic vistas, stopping at roadside curiosities and reconnecting as a family.

I am the driver. Mile after mile, I love the silence driving affords. (OK, so I have four children; silence is relative.) I enjoy the time to daydream and, as a business law professor, I always appreciate the opportunity to think about what I see along the way and how it could apply to the lessons I teach in class.

That was certainly true on this trip as we started our voyage north and west, stopping at botanical gardens and science museums in St. Louis and Springfield, Mo.

**Torts, Privacy and Contracts**

If my children were exposed to a noxious chemical at the botanical garden, I wondered, or my husband was shocked at the science museum, would they have a potential tort claim? These are the kind of hypotheticals I’m always thinking about and that I pose to my students. We discuss the duty of care that businesses owe to their customers and property owners owe to invitees to warn them of foreseeable risks and to keep the premises safe.

When we stayed at our first Airbnb of the trip in Abilene, Kan. (which is, by the way, the boyhood home of President Dwight Eisenhower), my thoughts turned to customer privacy and possible negligence and privacy claims. Everyone knows that a hotel is not likely to reveal your presence and room number (contra see *Erin Andrews v. Marriott* (2016)), but what about Airbnb owners?

Rentals also make me think about contracts and rescission rights. If we need to cancel, will they release me from my obligations? Airbnb has several gradations of cancellation policies — from flexible to strict. During this particular trip,
we originally intended to go through Salt Lake City and Durango on the way back from the West Coast, but fires caused us to reroute south through St. George, Utah, and Cortez, Colo. Thankfully, we were able to discharge our contract obligation through mutual agreement because of flexible to moderate policies on the part of our Airbnb bookings.

Vistas, Zoning and Pollutants

From Kansas, we headed west for a stay with friends in Denver and then north toward Yellowstone National Park. Scenic or terminal vistas are something I think about frequently during these long stretches. There is nothing natural about scenic vistas — or rather, what remains of them. What vistas do remain were preserved through the foresight of past individuals or governments. Take the front range of the Grand Tetons, for instance. What could have been strip malls in the foreground of Wyoming’s iconic mountain range is now pasture land and natural woods, thanks to John D. Rockefeller Jr.’s altruistic purchase of much of the lands and later donation of them to the U.S. government. (Here’s another fun fact: Rockefeller’s son, Laurance, for whom a preserve and visitor’s center in the park are named, attended Harvard Law for two
years and left when he decided he didn’t want to be a lawyer.)

Our time in the Tetons also involved a visit to a medical clinic with a sick child. This time, I was presented with a typical contract (payment transaction) and a possible third-party beneficiary contract, should I file the paperwork with my insurance carrier. In Jackson, Wyo., I was struck by the look and feel of the town — not a lucky happenstance but the work of some pretty decent zoning. Even the McDonald’s had an Old West look to it. This is another topic raised in class: zoning, and how it can make a place look a certain way, as in Sisters, Ore., and Helen, Ga. — or how a lack of zoning can make a place look like Anyplace, USA.

From the Grand Tetons, we headed up the west side of the range to visit friends in Missoula, Mont. On the way, we stopped to marvel at the largest toxic pond and Superfund site in the U.S.: the Berkeley Pit in Butte, Mont., home to a former copper mine and current acidic waters. A treatment plant is in construction in an effort to prevent polluted water from backflowing into the headwaters of the Clark Fork of the Columbia River. On a less dire note, we went to the farmers market while in Missoula and hiked and foraged for wild strawberries, ramps, mushrooms and huckleberries.

Reliving Memories

From there, we followed the very familiar trail to Portland, where my sister lives, with an obligatory stop at the Bonneville Dam fish ladder. The Columbia River and its many industrial sites brought thoughts of the Clean Water Act and the Comprehensive Environmental Response and Clean-up Liability Act. One of the projects I require of my students is to identify a Superfund site closest to their hometown and then list the contaminants identified there. Having interned at both the Western Environmental Law Center and OSPIRG while in law school, I was familiar with sites near the Columbia and along the Willamette, such as the Umatilla Army Depot, Reynolds Metals and Portland Harbor.

We spent several days in Portland with my sister and spent a day exploring Mount St. Helens before swinging through Corvallis, where my husband got his master’s and doctorate. We then headed south to our former home of Eugene, where we stayed with my old boss and workers’ compensation legend, Martin “Marty” J. McKeown. I completed my last year of law school studying mostly environmental law at the University of Oregon and then worked for Marty for two years. I still have wonderful memories of combing through medical records, deposing doctors, writing briefs and interacting with congenial fellow attorneys in the field.

Fire Fallout

From there, we traveled into northwestern California, visiting towering redwoods and the tide pools at Patrick’s Point State Park. The trip also took us through land that was later devastated by the Mendocino Complex Fire. The Camp Fire, located northeast of that location, ultimately resulted in 56 fatalities and a chain of events that would eventually...
result in a bankruptcy declaration by PG&E, civil lawsuits in negligence and potential criminal liability.

We got to Yosemite National Park just days before the Ferguson Fire destroyed more than 100,000 acres and caused near-zero visibility in the valley, resulting in park closures. We stayed in Wawona Campground near the Mariposa Grove of giant sequoias, and a camp neighbor later told me that her lodge lost power before being officially closed, no doubt resulting in numerous cancellations and significant losses for vendors. In the middle of our family road trip, I speculated about the potential consequential damages (anyone remember the delayed crankshaft of Hadley v. Baxendale? (1854)) we would have suffered had the fire impacted our stay. Yosemite, however, was spectacular.

Lake and Cliff Protections
The trip took us east to Mono Lake, the beleaguered salty body of water that lost more than half of its contents after Los Angeles diverted streams that fed it to serve the city’s growing population in the early part of the 20th century. Since a ruling issued by the California Supreme Court in National Audubon Society v. Superior Court (1983), the lake was afforded some protections through public trust doctrine and has increased its levels from an historic low in the 1980s.

After viewing the still-exposed columns of limestone along the lake’s shores, we took a very, very long drive (including a stretch on the Extraterrestrial Highway; sorry, no intergalactic laws encountered here) that eventually led us to St. George,
Utah. From red rock cliffs, we visited Zion National Park, where my children were alarmed about the possibility of flooding in the narrow canyons.

The next day, we headed past the Vermillion Cliffs National Monument in Arizona to the Glen Canyon Dam, with an amazing stop at Horseshoe Bend on the Colorado River. While there, I couldn’t help but strike up a conversation with a local, who shared some grizzly stories about people who either jumped or accidentally fell from the precipice overlooking the bend. He told me that when he was a child, you could drive right up to the edge and that the rails were only put there relatively recently. With the number of tourists in the area, I can only imagine the potential liability, but then that makes me think about contributory and comparative negligence, and shouldn’t these folks know that you probably should stay away from cliffs?

Land Use, Negligence and Binding Contracts

When I saw giant billboards and RV parks in the foreground of the majestic sandstone buttes in Monument Valley, I again thought about private ownership and land use. During a section on property law, we discuss zoning and restrictive covenants and how they can make or break the look and feel of a place. At times, we are in awe of this country’s natural beauty. But other times, we are saddened by how natural beauty is marred by human interference, whether by giant signs, clear-cuts, mining scars, junkyards or other eyesores. No, I tell my students, we can’t regulate the content on a sign, but we can regulate the place and manner in which it is located.

As we were exiting the area, we stopped to stand in the middle of the road to recreate a scene from the movie “Forrest Gump.” (“I’m pretty tired. I think I’ll go home now.”) If we would have been hit by a car, it’d be on us, right? But is Utah a contributory or comparative negligence state? And did the driver have the last clear chance to avoid the accident?

From there, we continued to head east into Cortez, Colo., where we stopped at a delightful coffee shop located in an airstream trailer. To my students, I would ask: What kind of property is this,
personal or real? Continuing east, we stayed briefly in Santa Fe, N.M., which is featured prominently when I discuss zoning regulations.

In a town in Oklahoma, we drove past what appeared to be a local or regional bank, and I noticed a large sculpture with the words “binding contract” on it. The sculpture depicted two cowboys shaking hands over a fence. I spend more than three weeks teaching contracts to undergraduate business majors, and I just couldn’t resist taking a picture of myself looking skeptical in front of the sculpture. Sure, you may be able to shake on it (barring the statute of frauds and UCC regulations for the sale of goods over $500), but I wouldn’t recommend it. Get that contract in writing, cowboys.

The final leg of our journey took us through Memphis, Tenn., Birmingham, Ala., and past the skyline of Atlanta, which lies just northwest of our hometown of Monticello, Ga. In keeping with our family motto, Semper Discens, the trip provided yet another opportunity for us to always be learning — and plenty of material for me to share my enthusiasm for learning with my students.

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Learning Lab Offers a Chance to Confront Systemic Bias

Breaking Down Barriers

By Christine R. Costantino

Earlier this year, I participated in a learning lab called “Full Diversity Partners,” presented by a company called White Men as Full Diversity Partners. It was an immersive, 3.5-day residential program that brought together people of color and white men and women to examine racism, sexism and privilege.

One goal of the lab was for participants to recognize how they consciously or unconsciously contribute to systemic racism, sexism and other prejudices that create advantages for white men and disadvantages for white women and people of color.

My particular group was made up of people of color as well as white men and women — people who work in academia and large corporations, and lawyers from mid-size and solo firms. It included a gay man and a lesbian. Among all of these folks was a group of four of us from the Oregon State Bar and Board of Governors.

I will admit that the length of the program had me a bit concerned. After all, I am an attorney who lives her life by the billable hour, and a person who really covets her personal space. Could I really share that much of myself and for so many days?

I initially agreed to participate as part of the Board of Governors’ commitment to improve diversity and inclusion on our board, as well as in our bar. I was also really curious to see how much I might learn. As a lesbian, I have experienced my share of being marginalized, discriminated against and, at times, persecuted just for who I love. I did not expect to learn as much as I did, and especially not about myself.

The idea of being treated differently just because I am a woman has never set well with me. As a gay woman, I have had men threaten to sexually assault me; I have had people try to drive me off the road, calling me names presumably because I had a rainbow sticker (indicating that I am proud and gay) on my car. I have been told I can’t tee off at certain golf courses until a certain time simply because I am a woman. (While my golf game may not be the best, I am certain it is similar — and better even — than some men’s.)

My earliest memory of this was not being able to play Little League baseball as a young girl. My brothers got to play, but because I was a girl, I was not allowed. I was really lucky to have a father who sponsored the team so that his daughter could play. That was a life lesson I learned at a young age, and I have always tried not to let my gender stop me from living the life I want to live.

Not everyone is this fortunate.

During the “Full Diversity Partners” lab, women of color shared their own distrust of white women and their experiences that this distrust is more widely held by women of color generally. I had naively thought that as women, we all share the same need to be treated equally, paid equally and have opportunities like men. But while other white women in the group were as surprised to learn about this as I was, it was concerning to hear that the women of color shared this same distrust.

The women of color in the group were patient in explaining how some white women can and do use their own privilege to oppress women of color. While I don’t believe I have done this, I realized that there are those white women who do — and have done so for a very long time. I was naïve to this reality. But by learning about this distrust, I am now aware of it and will hopefully be able to identify it when it crosses my path in the future.

The second really big takeaway for me was to acknowledge my own white privilege. The term “white privilege” can be uncomfortable for some, and it was a bit
for me. Just because I do not discriminate against others based upon the color of their skin, I cannot deny that my “whiteness” has protected me from certain discrimination, which people of color cannot escape.

While I am gay and a woman, I am a white woman. This sounds so simple, but if you are white, you have a privilege that people of color have never had. If you are white, you don’t worry about being racially profiled by the police, or having someone walk across the street as you approach them, or having a salesperson follow you around a store to make sure you aren’t going to steal something. These were all stories shared by people of color at the learning lab. And these incidents did not happen back in the ’60s; they are happening today.

The people of color in our session were courageous and shared these difficult experiences with the rest of us in the hope that we can help to change peoples’ perspectives about racial discrimination. After all, the responsibility for educating white people about the importance of diversity, equity and inclusion should not rest solely with people of color. We all have a responsibility to learn about these issues.

Most of all, what I learned from this experience is that all of us can benefit from participating in an honest and self-critical examination of our own privilege. Even this gay woman who thought she had a pretty good grasp on marginalized communities and the power of privilege learned something about herself and from others.

Christine R. Costantino is president of the Oregon State Bar. Reach her at ccostantino@osbar.org. For more information about White Men as Full Diversity Partners, visit www.wmfdp.com.
114 Applicants Pass Oregon Bar Exam

Fifty-eight percent of the 197 applicants who sat for the February 2019 Oregon Bar Exam received passing marks, according to official results released in late April. Of the 114 people who passed, 82 were taking the test for the first time; 32 were repeat applicants.

Successful exam applicants who completed all of the requirements for admission were invited to a special swearing-in ceremony on May 23; it was held in Smith Auditorium on the Willamette University campus in Salem.

The successful applicants are: Lindsey Ann Adegbite, Carlotta Onyinyechi Alverson, Joseph Benjamin Anderson, Lucas Alfredo Armenta, Kelsey Victoria Attisha, Angela Marie Avery, Nicole Maria Babnick, John Alexander Barr, Natalie Renee Barringer, Sarah Annemarie Barth, Meredith Dorothy Bateman, Leslie Fran Bennett, Ka’sha Edwina Bernard, Courtney Mariko Blackburn, David Xavier Bon, Matthew John Bonds, Kristen Carrie Bramble, Caroline Faith Brinster, Garry Brown, Jr., Nicole Marie Burke, Kelly Johanna Burns and James Charles Burton.

Also: Richard David Champion, Paul Elio Cirner, James Andrew Cleary, Sean Kevin Connor, Camila Cossio, Michael Dale Curtis, Lindsey Nicole Daniel, Nicholas Valerian Dolja, Anna Kristine Donaghy Nix, Sean Patrick Donegan, Emily Christine Dougherty, Stephen Vincent Elzie, George Thomas Emmons III, Courtney Elizabeth Engel, LeAnna Lynn Erickson, Navid Benjamin Eshaghian, Daniel Lee Evans, Jeslyn A. Everitt, Daniel Chung Fan, Jordan Robert Farnsworth, Jefferson Ray Forrest, David Michael Fox, Rena Elizabeth Fox, Robert Todd Frahm and Ryan Lynn Frei.

Also: Kelli Katherine Gano, Jonathan David Garman, Jonathan Joseph Gersten, Omeed Ghaffari, Austin Charles Grant, Scott Alan Halliday, Benjamin David Harris, Jacqueline Nicole Harvey, Justin Michael Heath, Tess Margaret Hellgren, Elyssa Rosetta Hines, Hayley Dawn Hollis, Melissa Lee Hopkins, David Martin


**PLF Board of Directors Seeking Two Lawyers**

The Professional Liability Fund is looking for two lawyers to serve five-year terms on the PLF Board of Directors that would begin on Jan. 1, 2020.

Directors attend approximately six board meetings per year, plus occasional committee meetings. Directors are also required to spend time reading board materials and participate in occasional telephone conferences between meetings. PLF policies prohibit directors and their firms from prosecuting or defending claims against lawyers.

The PLF Board recognizes that bar members are diverse in perspective and background and highly encourages individuals from diverse backgrounds to apply. Interested persons should send a brief resume by July 8 to Carol J. Bernick at carolb@osbplf.org or PO Box 231600, Tigard, OR 97281-1600.
Discipline

Note: More than 15,000 people are eligible to practice law in Oregon. Some of them share the same name or similar names. All discipline reports should be read carefully for names, addresses and bar numbers.

J.M. SANDLOW
OSB #830850
Golden, Colo.
6-month suspension

By order dated Nov. 7, 2018, the disciplinary board suspended inactive attorney J.M. Sandlow for six months in a reciprocal discipline matter predicated on a six-month suspension imposed by the Colorado Supreme Court, which stayed three of the months pending successful completion of a two-year term of probation.

The Colorado disciplinary proceeding arose from Sandlow’s guilty plea to assault arising out of a domestic violence incident as a part of a plea deal in which Sandlow received a deferred sentence, with all charges to be dropped and his record expunged pending successful completion of a diversion program.

In reciprocal discipline proceedings, an attorney’s conduct is analyzed under Oregon’s rules and statutes. There is a rebuttable presumption that the sanction imposed in Oregon shall be equivalent to any prior discipline, the absence of a disbarment, but was mitigated by the absence of any prior discipline, the absence of a dishonest or selfish motive, and full and free disclosure to the bar during its investigation and disciplinary proceeding.

NAME WITHHELD
Dismissal

Effective March 18, 2019, the disciplinary board accepted a stipulation for discipline and publically reprimanded Portland attorney Paul F. Sherman II for violating RPC 8.4(a)(4).

In 2016, while representing the petitioner in a domestic relations proceeding, Sherman e-filed a proposed supplemental judgment containing a certificate of readiness that inaccurately represented that the parties had stipulated to the judgment. The opposing party requested that Sherman vacate the judgment because it had been objected to before it was filed. Sherman refused. The opposing party then informed the court that the certificate of readiness was inaccurate, after which the court held a telephone conference and subsequently vacated the judgment.

Sherman admitted that, by submitting the proposed supplemental judgment with an inaccurate certificate of readiness and thereafter refusing to vacate the judgment upon being notified of respondent’s objections, his conduct necessitated further hearings and actions by the court, which constituted conduct prejudicial to the administration of justice in violation of RPC 8.4(a)(4).

Sherman’s conduct was aggravated by substantial experience in the practice of law, but was mitigated by the absence of any prior discipline, the absence of a dishonest or selfish motive, and full and free disclosure to the bar during its investigation and disciplinary proceeding.

KATHLEEN MERCER
OSB #013460
Eugene
30-day suspension

Effective April 11, 2019, the disciplinary board approved a stipulation for discipline suspending Eugene attorney Kathleen Mercer for 30 days for violation of RPC 3.3(a)(1) (failure to correct a false statement of law or fact previously made to a tribunal).

In response to defense counsel’s filings, Mercer filed a motion to amend her domestic relations petition, to which opposing counsel objected. While her motion was pending, Mercer and opposing counsel discussed the possibility of postponing trial to allow for additional discovery, on the condition that Mercer’s motion to amend was granted over counsel’s objection. No other agreement was reached.

Mercer then filed a supplemental declaration in support of her motion to amend, representing that opposing counsel had agreed to postpone the trial date and perform additional discovery. Mercer failed to explain that the agreements she referenced were expressly conditioned upon her motion to amend being granted over counsel’s objection. When opposing counsel thereafter sent Mercer an email, asking her to retract her supplemental declaration, Mercer refused.

Mercer’s failure to retract her supplemental declaration, or take any steps to correct or clarify its contents to the court, violated RPC 3.3(a)(1).

Mercer’s negligent and knowing conduct was aggravated by her substantial experience in the practice of law, but
mitigated by the absence of prior discipline, absence of a dishonest or selfish motive, and remorse.

JUSTIN M. KEPPINGER
OSB #104246
Beaverton
Form B resignation
Effective April 18, 2019, the Oregon Supreme Court accepted the Form B resignation of Beaverton attorney Justin Keppinger. At the time of his resignation, a formal proceeding and disciplinary investigation were pending.

The formal proceeding involved three separate client matters and alleged violations that included RPC 1.3 (neglect) and RPC 1.4(a) and (b) (duties to fully and adequately communicate with clients). The formal complaint also alleged that Keppinger made multiple misrepresentations to his clients, third parties and the bar, and that he fabricated documents to bolster his misrepresentations, in violation of RPC 8.1(a)(1) (knowingly making false statement of material fact to a disciplinary authority) and RPC 8.4(a)(3) (conduct involving fraud, dishonesty, deceit or misrepresentation). The matter under investigation addressed rule violations similar to those in the formal proceeding.

The resignation noted that Keppinger’s files have been or will be placed in the custody of attorney Merrill Schneider.

SCOTT P. BOWMAN
OSB #032174
Portland
12-month suspension
Effective April 18, 2019, the Oregon Supreme Court accepted a 12-month suspension for discipline pasty lawyer Scott Bowman for 12 months for violations of RPC 8.1(c)(3)&(4) and 8.4(a)(2).

Bowman was arrested in May 2017 and convicted in August 2018 of Felony Driving Under the Influence of Intoxicants. In September 2018, Bowman pleaded guilty to recklessly endangering another person and criminal mischief in the second degree, both Class A misdemeanors that were also based on the May 2017 incident.

After Bowman’s May 2017 arrest and the filing of criminal charges, he was referred to the State Lawyers Assistance Committee (SLAC) in June 2017. Bowman signed a monitoring agreement with SLAC, but he failed to cooperate with SLAC and abide by his monitoring agreement in various ways, such as failing to contact his monitor and failing to enroll in an outpatient program for alcohol abuse.

Bowman admitted that, based on his conduct and subsequent criminal convictions, he had committed criminal acts that reflected adversely on his honesty, trustworthiness or fitness as a lawyer, in violation of RPC 8.4(a)(2). Bowman further admitted that he failed to participate in interviews with SLAC or SLAC’s designee and failed to participate in and comply with a remedial program established by SLAC or its designee, in violation of RPC 8.1(c)(3) and (4).

Bowman’s conduct was aggravated by a history of prior discipline, a pattern of misconduct and substantial experience in the practice of law. Bowman’s conduct was mitigated by his full and free disclosure to the bar during its investigation and disciplinary proceeding, the imposition of other penalties or sanctions imposed in his criminal proceeding, and remorse.

THERESA M. WADE
OSB #993880
Salem
60-day suspension, 30 days stayed, 1-year probation

Effective May 1, 2019, the disciplinary board approved a stipulation for discipline suspending Salem lawyer Theresa M. Wade for 60 days for violations of RPC 1.7(a)(1) (current client — direct adversity); RPC 1.7(a)(2) (current client — significant risk of materially limiting the representation); and RPC 8.4(a)(4) (conduct prejudicial to the administration of justice). All but 30 days of the suspension is stayed, pending Wade’s successful completion of a 1-year term of probation focused on practice management.

Wade represented various family members in different capacities and the closely held family corporation in business transactions and a protected-person proceeding over a period of years. In one instance, Wade drafted a buy-sell agreement on behalf of the buyer while continuing to represent a different client who was later a seller. Once the buyer defaulted on the note contemplated in the buy-sell agreement, Wade had a conflict of interest in continuing to represent both clients.

In another matter, Wade — in representing a trustee — submitted a motion and supporting affidavit seeking authority to sell stock, erroneously asserting that the trust document had been approved by the court. In addition, Wade filed a series of accountings over a period of years that failed to disclose deficiencies in payments on the note in the narrative portion of each accounting; she also failed, prior to filing the 19th accounting, to disclose that the trust document had not been approved by the court. This conduct caused the court to expend time and resources to review documents, filings and representations to determine what had happened and to decide what corrective actions to take.

Wade’s conduct was aggravated by the fact that there were multiple offenses and her experience in the practice of law, but mitigated by her absence of a prior disciplinary record, the absence of a dishonest motive and her cooperative attitude toward the disciplinary proceedings.

SEAN MICHAEL HANDLERY
OSB #140158
Roseburg
Disbarment
Effective May 2, 2019, the disciplinary board disbarred former Roseburg attorney Sean Michael Handlery for violations of RPC 1.1 (lack of competence); RPC 1.3 (neglect); RPC 3.3(a)(1) (failure to correct a false statement made to a tribunal); RPC 3.4(b) (counsel a witness to testify falsely); RPC 8.1(a)(2) (failure to respond to a disciplinary authority); and RPC 8.4(a)(2) (criminal conduct reflecting adversely on fitness to practice law) as a result of his conduct in four separate matters.

In the first matter, Handlery was indicted for a dozen counts each of rape, sex abuse and sodomy of an underage victim.

In the second matter, having failed to prepare for his client’s domestic relations restraining order hearing, Handlery was presented with evidence he was not prepared to refute and instructed his client to lie about the timing of the alleged assault.

In the third matter, despite the client’s multiple requests that Handlery find out about the amount of a cost bill
the client had agreed to pay as part of a settlement, Handlery failed to notify the client when the cost bill was sent to him by opposing counsel. When the client (unaware of the amount) did not pay the costs, opposing counsel filed an affidavit of noncompliance. Without first checking his own records, Handlery objected to the affidavit of noncompliance and moved to set aside the judgment, accusing opposing counsel of committing fraud by swearing that he had provided Handlery with the amount of costs. On the eve of a hearing on his objection, Handlery discovered the opposing counsel’s email transmitting the cost bill. Instead of correcting his prior false statements, Handlery told his client that he would not open the email so that no one would know he had received it. He further told his client that they should tell the court that Handlery had never received the information from opposing counsel.

In the final matter, Handlery agreed to represent a client in an employment claim notwithstanding his lack of competence in the area, and he thereafter failed to educate himself on what was needed to pursue the case. Handlery took no proper action on the client’s behalf before the statute of limitations expired.

In disbarring Handlery, the trial panel found that Handlery acted knowingly and intentionally with respect to his criminal conduct, his neglect of legal matters and when he told his clients to lie. Handlery’s conduct was aggravated by a dishonest or selfish motive, a pattern of misconduct, multiple offenses, a vulnerable victim and his indifference to making restitution.
CLE Seminars

Advanced Estate Planning
Friday, June 14, 2019, 8:30 a.m.–4:45 p.m. at the Multnomah Athletic Club
CLE credits: 5.75 general and 1 ethics

Experienced estate planning lawyers will find a wealth of information relevant to their clients. Receive an overview of the Uniform Principal and Income Act, including trustee’s rights and planning for IRA distributions to a trustee. Examine the benefits and risks of economic opportunity zones and their use in estate planning. Delve into issues related to removing occupants from estate property. Learn how to identify, create, and change grantor trusts and explore creative opportunities for charitable giving. An hour of legal ethics will cover actual complaints and some of the more interesting circumstances involved in ethics complaints.

Cosponsored by the Estate Planning and Administration Section

Investigating Sexual Harassment and Other Misconduct
Presented by Michael Johnson, Clear Law Institute
Thursday, June 27, 2019, 9 a.m.–4 p.m. at OSB Center
CLE credits: 5.5 general

When investigating a case of sexual harassment or other alleged misconduct that is based upon one person’s word against another’s, are you using scientifically validated methods to interview witnesses, assess their credibility, and reach a defensible conclusion? Over the past 15 years scientists have found that much of the conventional wisdom on how to effectively interview witnesses and determine truthfulness is wrong. Spend an engaging and informative day with former U.S. Department of Justice attorney Michael Johnson and explore how to apply scientifically validated methods to your investigations.

Barriers to Justice

Learn about barriers to justice through these OSB CLE on-demand seminars. Watch from the convenience of your computer or mobile device for 60 days from the date of purchase. Register at www.osbar.org/seminars

Breaking Through Bias and Barriers: Exploring Access to Justice in the Legal Profession
3 access to justice or gen. credits

The ABCs of Oregon Legal Services: Accessibility, Barriers, and Challenges
3 access to justice or gen. credits

The Science of Implicit Bias
2.75 access to justice or gen. credits with .5 ethics credit

The State of the Union: Masterpiece Cakeshop and Other LGBT Law Developments
5.75 access to justice or gen. credits

Legal Publications

2019 Production Line-up:

- Juvenile Law: Delinquency, with companion codebook
- Construction Law, plus related codebook
- Automobile Law Compilation
- ADR in Oregon
- Insurance Law
- Advising Oregon Businesses, Volume 5

View the full pubs catalog at www.osbar.org/publications or contact the order desk for help: (503) 431-6413.
Among Ourselves

Laura Salerno Owens, an attorney and shareholder with Markowitz Herbold, has been recognized as one of the top businesswomen in Portland by the Portland Business Journal, which honored her with a Women of Influence Award. Salerno Owens was one of 25 women featured in the April 12 issue of the magazine; she and the other recipients were chosen from hundreds of nominations for making a difference in their communities, blazing a trail for other women and leaving a mark on the Pacific Northwest. Salerno Owens is a trial lawyer with broad experience representing employers and executives in single and class actions lawsuits.

The National Board of Trial Advocacy (NBTA) has announced that Tom D’Amore of D’Amore Law Group has successfully achieved board certification as a Truck Accident Law Advocate. This certification is in addition to his status for many years as a Board Certified Civil Trial Advocate. D’Amore has illustrated his commitment to bettering the legal profession, the NBTA says, by successfully completing a rigorous application process and test that provides consumers of legal services with an objective measure by which to choose qualified and experienced legal counsel.

Miller Nash Graham & Dunn partner Jeffrey Beaver has been honored with the Frohmayer Award for Public Service from the University of Oregon Law School Alumni Association. Beaver (Class of 1985) has demonstrated a commitment to public service through his work and leadership with the American Bar Association, by providing advocacy training and assistance to Sudanese lawyers representing victims of the Darfur conflict, through his service on the board of Friends of the Children-Seattle, and by his international work with Lawyers Without Borders, including using his firm sabbatical to provide pro bono services and extensive legal expertise around issues of human trafficking and wildlife crime in the United Republic of Tanzania.

Lauren J. Russell, a litigator with Dunn Carney, has been selected as the Multnomah Bar Association’s 2019 Michael E. Haglund Pro Bono Award recipient in recognition of her exceptional pro bono service as a young lawyer. Russell is a member of Dunn Carney’s litigation group and the personal and professional litigation team. Her law practice focuses on employment-related matters, both plaintiff and defense, and commercial litigation.

Traci Ray, executive director of Barran Liebman, is the 2019-20 president of the Oregon Women Lawyers Foundation Board. The foundation is focused on supporting women and minorities in accessing and participating in the justice system. It also funds four grants: Vernellia R. Randall Bar Exam Grant; Armonica Law Student Grant; Justice Betty Roberts Leadership Conference Grant; and Janis Hardman Medical Support Grant.

Elizabeth Christy Law Firm has announced two additions to the firm. Mindy Stannard brings many years of family law experience to the firm and plans to continue her substantial Oregon practice out of the Pearl District location; she is actively involved in the Multnomah and Washington County bar associations and serves as a pro tem judge in Washington County. Jennifer Peckham is a highly experienced family law attorney, having handled hundreds of cases since 2009. She is currently serving as secretary to the board for the Washington County Bar Association and was appointed to serve on the advisory board for Washington County Conciliation Services and the Washington County Bench Bar Committee.

Jordan A. Carter has been named executive vice president for Kidder Matthews. He joined the commercial real estate firm in 2006; his practice has focused on brokering multifamily and investment sale transactions.

Stahancyk, Kent and Hook has named three additional shareholders: Anna Friedhoff in Portland; Frederick Schroeder in Bend; and Kyle Pyro in Bend. Stahancyk, Kent and Hook focuses on complex family law and estate planning.
Landye Bennett Blumstein recently welcomed two new partners to the firm’s Portland office. **George Dingeldein** is in the firm’s real estate and business law practices. With an extensive knowledge of the real estate and construction industries, Dingeldein helps clients during acquisitions, leasing, financing, contracts and joint ventures, among other real estate matters. **Elliott P. Dale** helps businesses and individuals make informed business decisions and position themselves for success. Dale also has an MBA and experience in business management and organizational leadership.

Ringer Bender has announced that **Mark Strandberg** has been promoted to partner. Strandberg’s practice is focused on environmental and natural resource law. He represents private and municipal clients in compliance and litigation matters related to the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), the Clean Water Act and many other federal and state environmental laws. He also serves on the executive committee of the Oregon State Bar Environmental & Natural Resources Section.

**Al Larsen** has retired as general counsel and head of congressional affairs for the Office of Inspector General at the U.S. Environmental Protection Agency. He has joined the Environmental Law Institute as a visiting scholar, where he is initiating the international environmental integrity project. He also has become senior advisor to Ipsun Solar, based in Washington, D.C.

**Jordan Ramis** has welcomed **Matthew L. Kahl** to the firm’s business law practice.
in the Lake Oswego office. Kahl assists clients in real estate, creditors’ rights, land use and municipal law. His experience includes negotiating purchase and sale agreements, resolving title issues, representing creditors in bankruptcy filings and advising clients on consumer finance, real estate and debt collection issues. Originally from south Florida, Kahl is the current president of the Out-of-State Division of the Florida Bar. He also is a member of the Oregon State Bar’s Real Estate and Land Use Section.

Michael Gelardi has formed Gelardi Law, a new firm focused on agribusiness, land use and natural resources law. Gelardi has 10 years of experience advising agricultural businesses and managing land and water development projects throughout Oregon and Washington. He previously spent eight years with Davis Wright Tremaine and two years with Hershner Hunter.

Colin Andries has joined Black Helterline as an of counsel attorney. Andries is a seasoned trial attorney with experience as lead attorney on multiple jury trials. His practice areas include civil litigation, landlord-tenant law, collections, real estate and land use. Andries is a member of the Oregon State Bar Board of Governors.
Jay Richard Chock of Portland passed away on Jan. 25, 2019, at the age of 63 after a long and arduous battle with cancer.

He was born Feb. 24, 1955, in York, Pa., the third child of Robert and Ione Chock. After attending Pennsylvania State University, Chock chose to forgo working in the family manufacturing business and instead pursued a career in photography. In 1978, he was a finalist and award winner at the Kodak International Photography Contest.

Soon after, however, Chock decided to change career paths and attend law school at Lewis & Clark College. While in Oregon, he became an avid hunter and fisherman and spent much of his next 35-plus years exploring the outdoors. The Deschutes River in and around Maupin was a particular favorite of his.

As an attorney, Chock repeatedly was recognized as an Oregon Super Lawyer and was selected for inclusion in Best Lawyers in America. He also was invited to join the highly selective Litigation Counsel of America trial honorary society in 2009, and in 2017 he was conferred the rank of Advocate by the American Board of Trial Advocates.

A lifelong sports fan, Chock was passionate in his support of many teams, including the Orioles, Colts, Trail Blazers and Timbers.

Chock is survived by his wife, Laura; two sons; three siblings; and many aunts, cousins, nieces and nephews.

Sara D. Snyder, whose sharp wit, loyalty and empathy for others brightened the lives of many, died peacefully on April 20, 2019. She was 45.

As a teenager in Louisiana, Snyder attended the New Orleans Center for Creative Arts and pursued an interest in theater. Her love of storytelling took her to Canal Place Cinema, an art house at the edge of the French Quarter, where she worked and developed lifelong friends.

Recently, Snyder called that period of her life “among the most fun,” recalling how she and friends sat around daydreaming.

She would later graduate from the University of Kansas, where she had a jazz radio program, and enroll in the KU School of Law.

An interest in environmental law drew Snyder to Oregon, where in 2003 she graduated from Lewis & Clark Law School. After a period as a prosecutor, she devoted her legal career to criminal defense, working for Metropolitan Public Defender in Hillsboro and Portland before going into private practice.

She attended Trial Lawyers College in Wyoming and later switched her focus to capital defense. In a 2018 trial in Marion County, Snyder helped a 24-year-old man facing an aggravated murder charge avoid a true life sentence.

Snyder served on the board of the Oregon Criminal Defense Lawyers Association from 2016-18. She took great pride in her work, which shared themes with the theater. Defending vulnerable clients allowed Snyder to use people’s personal stories to promote understanding, compassion and justice. With characteristic grace, she said that made her feel lucky.

Just weeks after learning she had Stage 4 colon cancer, she wrote in 2015 that the profession made her feel like she was “positively impacting the lives of those so much less fortunate than I.”

She is survived by her husband, Paul Aubry, of Portland; her father, Chip Snyder, of New Orleans; a brother, David (Robin) Snyder, of Houston; and nephew Douglas Snyder. She was preceded in death by her mother, Jann Snyder.

Additional Notices

The following are additional death notices received in recent months, listing the member’s name, age, city and date of death reported to the bar.

Charles J. Wiseman III
76, Hillsboro, April 21, 2019

Roderick D. Peters
58, Oregon City, April 28, 2019

Oregon lawyers supporting civil legal aid programs statewide.

The Lawyers’ Campaign for Equal Justice
www.cej-oregon.org
Lindsay Hart is delighted to welcome our newest associate attorneys!

Christa Torralba
corralba@lindsayhart.com

Christa’s specialty is helping clients through the litigation process. Her practice focuses on Health Law, Healthcare Licensing & Board Matters, Corporate/Business Law & Defending Professionals. Christa graduated with a J.D. at Tulane Law School.

Matthew Miller
miller@lindsayhart.com

Matthew practices civil and commercial litigation, both trial and appellate. He specializes in commercial litigation, civil litigation and Professional defense. Matthew graduated from University of Arkansas school of law in 2007. He is licensed to practice in Oregon, Washington, New York, and Arkansas.

Kaiti Ferguson
kferguson@lindsayhart.com

Kaiti’s expertise ranges from civil litigation to transactional law. Her practice focuses on Civil Litigation, Corporate/Business Law & Professional Defense. Kaiti graduated with a J.D. at Lewis & Clark Law School.
AFFORDABLE PRIVATE OFFICES IN SHARED SUITE – Mature financial planning practice looking for estate planning attorney to share space and handle referrals. Separate entrance and locked door separates two internal offices from the rest of the suite. Located on first floor of Oregon State Bar Center. Three bright spaces available, includes access to reception area and kitchen, utilities, cleaning service. Contact Tony at (503) 245-5352 x103 for details and rates.

DOWNTOWN VANCOUVER CLASS A TYPE SPACE – at 1610 C Street. 1 or 2 large offices and secretarial space available in collegial legal office. Access to conference room, kitchen, work area and copy/scanner. Very reasonable rates. Contact Karen at (360) 750-0673 or Juliet at (360) 693-1630.

EXTERIOR OFFICE 12’ 13’ 7 AT TORY SUITE IN 6th + Main building (used to be called Congress Center), available now. Includes reception, conference room, kitchen and access to high-volume copier. Building workout facility with shower. $875/mo, assistant space $100/mo. Contact Christine, (503) 242-1122, ctracey@nwlawfirm.com.

FURNISHED OFFICES IN THE HEART OF PORTLAND – One or two large furnished offices in a three office suite available for lease. Large windows overlook Broadway one block from Pioneer Square. Reception area desk also available. WiFi included. $700 per office or $1300 for both. Contact Steve at (503) 294-1106.

HILLSBORO DOWNTOWN OFFICE SPACE one block to courthouse, free reserved parking. Single private offices on month to month or longer. $325 per month. Larger suites also available. New Comcast high speed internet available! Call Jay Veil (503) 924-5772, or email jayveil@aol.com.

KRUSE WAY – Lake Oswego, Class A building, 4248 Galewood Street, Lake Oswego, OR 97035. Privately owned. Partner-sized, windowed offices. Receptionist, Phones, High Speed Internet, Conference Rooms available or included. Free parking. Office lease prices range from $600 to $1400 per month. Phone number or ported numbers available. Call for information. John (503) 675-4343.

NE PORTLAND CONVENIENT LOCATION – Large offices with reception services, phones, internet, copier, supplies, conference rooms and more included. Additional opportunities available as owner transitions to retirement. Price negotiable depending upon arrangement. (503) 256-0780.

OFFICE SPACE AVAILABLE IN EU GENE, NEWPORT AND ROSEBURG – Share professional and furnished office space with an established Eugene firm. Available immediately. Go to www.armstrongbankruptcy.com or call (541) 683-6652 for more information.

PANORAMA BUILDING 5,000 SQUARE FEET OF GROUND FLOOR OFFICE SPACE 4504 SW CORBETT Convenient to Downtown. Panoramic River and River and Mountain Views. Space includes reception area, offices, conference rooms, cubicle areas and other amenities. Janitorial and basic utilities provided. Off and on street parking. All-inclusive lease $28 per square foot annually. Contact: (503) 866-7521.

TWO LAW OFFICES AVAILABLE DOWNTOWN at the Honeymoon House, 1318 SW 12th Avenue, Portland. Professionally remodeled Victorian House. Easy street parking for clients, 10 minute walk to the courthouse, and easy freeway access. Amenities include law library, large conference room, access to copier and fax. One office is $600 per month and a smaller office is $425 per month. Both offices come with a free tenant parking place ($205/month value) with a minimum 30 month lease. Contact Allan at (503) 781-7887 or Eric at (503) 224-1212.

TWO OFFICE SHARES IN DOW NTOWN PORTLAND 1 MONTH FREE WITH A 12 MO LEASE – One is 14x12 for $1,200 per month and the other is 15x10 for $1,025 per month. 10th floor office in Cascade Building. 2 blocks from Pioneer Square and MAX Transit hub. Alder Street Parking Garage across street. Rent includes reception, telephone/internet, office conference room, floor, utilities, cleaning service. Let’s talk in confidence. Can accommodate two or 2 large offices and secretarial space or call (541) 683-6652 for more information.

POSITIONS AVAILABLE

It is the policy of the Bulletin to only list opportunities for employment that are consistent with Oregon Bylaw 10.

A LATERAL MOVE IS A DIFFICULT decision, so let us find you the perfect fit. Since 2000, Stayer Legal Search has been connecting lawyers with great opportunities in all sizes of law firms and companies. Our current searches cover nearly all practice areas. Let’s talk in confidence. Candice Wilson Stayer, Stayer Legal Search LLC cvstayer@stayerlegalsearch.com (503) 968-0901.
DISTINGUISHED BUSINESS LAW FIRM is expanding and seeking lateral transfer attorneys. Gealeas Swearingen is a trusted business law firm for almost 100 years, is seeking lawyers for our firm’s Business and Transactions, Litigation, and Estate Planning practices. Our firm takes great pride in providing clients with high quality legal guidance and our people with a rewarding work environment. Candidates must have strong academic credentials and meaningful professional experience. Please send cover letter, resume, and writing sample to Claudia Horner, Gealeas Swearingen, 975 Oak St, Suite 800, Eugene, Oregon or email to horner@gealeaslaw.com. All inquiries will remain confidential.

ENVIRONMENTAL LAW & LITIGATION ASSOCIATE – Ring Bender LLP, an environmental, natural resources and litigation law firm, is seeking a mid-level associate to join our Portland office. Our firm has offices in Oregon, California, and Pennsylvania. The firm’s clients include private business as well as municipalities. Our ideal candidate will have two to five years of experience in environmental regulatory compliance counseling and litigation in the Pacific Northwest and California, at both the state and federal levels. The candidate should beenterprising and have a strong desire to become a leader in the field of environmental law. Our associates are given meaningful, hands-on legal work at every stage of their careers and will work directly with the partners and in teams. Candidates must possess a competitive personality. This is an excellent opportunity to work with a hands-on team. International intellectual property counsel. We are looking for someone who has hands-on experience and will be well under deadline, creative thinker, and excellent legal writer, conduct legal research and draft complaints, motions, and briefs. Experience arguing motions in court and trial experience are desired. Our firm offers rewarding work on behalf of individuals that have been catastrophically injured. A commitment to plaintiff’s work is essential. We are seeking a candidate with at least one to five years of experience, with preference given to candidates with excellent credentials and experience in plaintiff’s personal injury, defense, or commercial litigation. Must be admitted to the Oregon State Bar upon hire and preferably admitted to the Washington State Bar as well. Salary: DOE. Qualified candidates, please send your resume, a writing sample, and the position you are interested in to: shannon@damorelaw.com.

INTELLECTUAL PROPERTY PRACTITIONER - DASCENZO Intellectual Property Law, P.C. is seeking an experienced intellectual property prosecution attorney or patent agent to join our team of practitioners. DIPL specializes in U.S. and international patent and trademark searching, prosecution, licensing, and strategic advice, and its clients range from startups to industry-leading multinational corporations. Ideal candidate is an excellent writer and analytical skills, strong academic backgrounds and work experience, and an established client base. Candidates also should have at least four years of patent-related IP experience, a can-do attitude, and a desire to work collaboratively as part of a close-knit team of IP attorneys and professionals. Experience in real estate and land use law is not required but will be considered a plus. Competitive salary and benefits package. Qualified applicants are invited to submit a cover letter, resume, transcript, and writing sample to Sarah Goodling Russell (Firm Administrator) at goodling@ringbenderlaw.com.

FIRM SEeks EXPERIENCED OF Counsel ATTORNEY to work in Eugene office with business attorney with over 20 years of experience in commercial litigation, business transaction, real estate and estate planning. Office, phones, staff, etc. provided. Attorney must have a strong work ethic, clientele and billings of 60 hours or more per month. Compensation is based upon percentage of gross receipts received by firm for professional services rendered by attorney. Please send cover letter and resume to eugenebusinessattorney@gmail.com.

FULL-TIME PERSONAL/injury AT- Torney POSITION AVAILABLE – D’Amore Law Group is seeking a full-time personal injury attorney to join our personal injury litigation firm. D’Amore Law Group is a collegial, AV Preeminent rated personal injury firm practicing in Oregon, Washington, and California for the past 28 years. Our attorneys represent plaintiffs in complex personal injury litigation, including motor vehicle, trucking, nursing home, sexual assault, medical negligence, product liability, aviation, and insurance bad faith litigation. Candidate must be an excellent legal writer, conduct legal research and draft complaints, motions, and briefs. Experience arguing motions in court and trial experience are desired. Our firm offers rewarding work on behalf of individuals that have been catastrophically injured. A commitment to plaintiff’s work is essential. We are seeking a candidate with at least one to five years of experience, with preference given to candidates with excellent credentials and experience in plaintiff’s personal injury, defense, or commercial litigation. Must be admitted to the Oregon State Bar upon hire and preferably admitted to the Washington State Bar as well. Salary: DOE. Qualified candidates, please send your resume, a writing sample, and the position you are interested in to: shannon@damorelaw.com.

ESTABLISHED CENTRAL OREGON LAW FIRM is seeking a private law firm associate attorney to join our team. Ideal qualifications include at least 2-3 years of experience in family law, a competitive spirit, strong work ethic, and superior oral and written skills. Salary and benefits will depend on experience and qualifications. Please submit a cover letter, resume, references, and writing sample to resume@redmondlawyers.com.

ESTATE PLANNING & ELDER LAW ATTORNEY – The Law Offices of Nay & Friedenberg LLC is recruiting for an attorney with five or more years of experience in Estate/Elder law experience. We are looking for someone who possesses a strong work ethic, has fantastic interpersonal skills, is organized and takes initiative. You should be proficient at drafting complex estate plans and be a current member of the Oregon State Bar. This is a career partner track position. If you share our passion for touching lives and making a real difference, want to work with a team that values everyone’s contributions, and are willing to commit to a challenging work week, we want to talk. Compensation is above market and we offer great benefits. Please email your cover letter and vita to estatetorneybdx@gmail.com. Nocalls, please. All submissions are strictly confidential.

EXPERIENCEd CRIMINAL DEFENSE ATTORNEYS, PORTLAND & HILLSBORO – Metropolitan Public Defender is seeking experienced attorneys with at least one to five years of criminal defense experience. Please send cover letter and resume via email to kconstan@mpdlaw.com.

EXPERIENCEd DEATH PENALTy ART- TORY, PORTLAND – Metropolitan Public Defender is seeking an experienced full time capital case qualified attorney to join its capital team. This group handles Oregon death penalty cases from MPD offices in Portland and Eugene. Responsibilities include a competitive salary, excellent benefits, a healthy team environment, and a manageable caseload. Please send cover letter and resume via email to kconstan@mpdlaw.com.

FULL-TIME PERSONAL INJURY AT- TORNEY POSITION AVAILABLE – D’Amore Law Group is seeking a full-time personal injury attorney to join our personal injury litigation firm. D’Amore Law Group is a collegial, AV Preeminent rated personal injury firm practicing in Oregon, Washington, and California for the past 28 years. Our attorneys represent plaintiffs in complex personal injury litigation, including motor vehicle, trucking, nursing home, sexual assault, medical negligence, product liability, aviation, and insurance bad faith litigation. Candidate must be an excellent legal writer, conduct legal research and draft complaints, motions, and briefs. Experience arguing motions in court and trial experience are desired. Our firm offers rewarding work on behalf of individuals that have been catastrophically injured. A commitment to plaintiff’s work is essential. We are seeking a candidate with at least one to five years of experience, with preference given to candidates with excellent credentials and experience in plaintiff’s personal injury, defense, or commercial litigation. Must be admitted to the Oregon State Bar upon hire and preferably admitted to the Washington State Bar as well. Salary: DOE. Qualified candidates, please send your resume, a writing sample, and the position you are interested in to: shannon@damorelaw.com.

EXPERIENCEd CRIMINAL DEFENSE ATTORNEYS, PORTLAND & HILLSBORO – Metropolitan Public Defender is seeking experienced attorneys with at least one to five years of criminal defense experience. Please send cover letter and resume via email to kconstan@mpdlaw.com.
a strong commitment to providing excellent services to our financial institu-
tion, business, and land use clients, while enjoying a balanced life in the Pacific Northwest. We are looking for a transactional attorney with at least five (5) years of experience drafting corporate and business documents to primarily support our finance law practice. An attorney with experience drafting loan documents, particularly a plus, but we are willing to mentor someone with significant transactional experience. We strongly value congeniality and teamwork among all our employees, and strive to think "outside the box" in our business model. We have been a majority women-owned firm since we opened our doors in June, 2012, and support diversity in our hiring discus-
sions. Interested applicants should send their resume and cover letter to charles@tomasilegal.com.

LINCOLN DEFENDERS & JUVENILE ADVOCATES, the indigent defense consortium for Lincoln County, is cur-
rently accepting applications from attorneys interested in providing con-
tact indigent defense services for Lincoln County. We are seeking an at-
torney for a full time misdemeanor and felony case load. Applicants should have at least three years of criminal law experience. Please submit resume and cover letter to Lincoln Defenders and Juvenile Advocates, PO Box 1070, Newport, Oregon or you can email the same to groco@pioneer.net.

LITIGATION ASSOCIATE – Bend’s oldest law firm is seeking an associate attorney with a minimum of 3-5 years of experience in Litigation. Qualified candidates must have strong organiza-
tional skills, as well as the ability to work independently and as a team member. The ideal candidate will be a self-starter, have strong academic credentials, and outstanding writing and interpersonal skills. We offer com-
petitive salary and benefits, and the opportunity to work on challenging projects in a collegial work environment. To apply, please submit cover letter, resume, and transcript with class rank to Laura Toftdahl, Bryant, Lovlien & Jarvis, 591 SW Millview Way, Bend, OR 97702 or laura@bljlawyers.com.

MID-SIZE LAW FIRM OLSENDAINES looking to hire personal injury associ-
ate for a growing firm and challenging practice. 2 – 5 years experience in plaintiff personal injury work required. Headquartered in Salem with 10 of-
cfices throughout Oregon. Inquiries will remain confidential. Competitive sal-
ary and excellent growth opportunity available. Mulling motivation, drive and work ethic. Contact Marissa (503) 362-9393 or mscofield@olsendaines.com.

THE BENTON COUNTY LEGAL DEFENSE CONSORTIUM, Inc. of Corvallis, Oregon, is seeking to add member(s) to its consortium. Exper-
ience with major felony defense (e.g., felony assault, sex crimes, murder) is preferred but not required. BLDC is assigned to represent indigent clients in criminal, juvenile and dependency matters. Attorneys are independent contractors and are expected to main-
tain an office in Benton County. Please send a letter of interest and resume, along with the Public Defense Cer-
ificate of Attorney Qualifications to: Mike Finn Administrator 230 SW 6th Street, Suite 1 Corvallis, OR 97333. You may also email the required docu-
ments to bcldmail@gmail.com.

VIAL FOTHERINGHAM LLP is seek-
ing experienced attorneys to support 
real estate, land use and estate planning, probate attorneys in our Oregon office. Candidates should have at least 4 years of experience in these practice areas. Looking for Oregon licensure, Washington helpful as well. Preferred candidates will have a thorough understanding of federal and state laws and regulations, have excellent writing and analytical skills, and an eye for detail. Please send resume and writing sample to cj@vf-law.com.

WILLAMETTE VALLEY LAW FIRM with offices in Corvallis and Albany looking to hire associate with 3-5 years meaningful experience as a personal injury and/or family law attorney. Competitive salary commensurate with qualifications and experience. Please send cover letter, resume, and writing sample to Evashevski Elliott PC at P.O. Box 781, Corvallis, OR 97339. All inqui-
ries will remain confidential.

PRACTICES FOR SALE

ESTABLISHED SEATTLE REAL ESTATE & ESTATE PLANNING PRACTICE that has a 
stellar reputation and average gross revenues over $1.6 Million the last three years! The Practice was estab-
lished in 2006, has a great reputation in the legal community, and has five (5) total employees, including the owner. Contact info@privatepracticetransitions.com or call (253) 509-9224.

GROWING PIERCE COUNTY PERSONAL INJURY PRACTICE that was established in 1975, has a great reputa-
tion in the community, and has over 90 active clients as of January 2019. The gross revenues in 2018 totaled over $415,000. The owner would like to sell the Practice as a turn-key op-
eration. The practice/case breakdown by revenue is 99% Personal Injury and 1% Other. Contact info@privatepracticetransitions.com or call (253) 509-9224.

PROFITABLE PACIFIC NORTHWEST INTELLECTUAL PROPERTY Practice that operates locally, nationally and internationally. The Practice is mo-
 bile and amenable to working out of a home office, with a flexible month-
to-month office lease available for as-
signment to new ownership, if desired. This Practice is thriving with owner’s discretionary earnings over $250,000, each of the last three (3) years! Contact info@privatepracticetransitions.com or call (253) 509-9224.

PROFITABLE SNOHOMISH COUNTY PERSONAL INJURY & BANKRUPTCY Practice that has been in business for more than 27 years. The practice/ case breakdown by revenue is ap-
proximately 60% Personal Injury, 35% Bankruptcy, and 5% Other. Contact info@privatepracticetransitions.com or call (253) 509-9224.

REGIONAL AND INTERNATIONAL BUSINESS LAW PRACTICE with a
stellar reputation and average gross revenues over $500,000 the last three years! Contact info@privatepracticetransitions.com or call (253) 509-9224.

ESTABLISHED SEATTLE ESTATE PLANNING PRACTICE that has a prac-
tice/case breakdown by revenue of approxi-
mately 45% Estate & Trust Planning, 40% Personal Injury, and 15% Other (Collateral Matters, Estate Tax Preparation, Real Property Issues, etc). The Practice is located in the heart of downtown Seattle, has averaged gross revenues of over $286,000 the last three years (2016-
2018), and is poised for growth un-
der new ownership. Contact info@ 
privatepracticetransitions.com or call (253) 509-9224.

SUCCESSFUL KING COUNTY INSURANCE DEFENSE PRACTICE that is located in the heart of Seattle and has 2018 gross revenues over $1,800,000. The Practice was estab-
lished in 2006, has a great reputation in the legal community, and has five (5) total employees, including the owner. Contact info@privatepracticetransitions.com or call (253) 509-9224.

THINKING ABOUT BUYING OR SELLING A PRACTICE? If you are, we can help you! Guaranteed. Private 
Practice Transitions, Inc. is the preemi-
nent provider of specialized brokerage services in the Northwest, catered spe-
cifically to the owners of professional services businesses – like you! We have countless buyers and sellers wait-
for the right opportunity. Take control of your tomorrow by calling us today at (253) 509-9224 or checkout our website at www.privatepracticetransitions.com.

THREATENING SEATTLE BASED IMMIGRATION LAW PRACTICE that is truly turn-key and ready for new own-
ership. The Practice brought in over $615,000 in gross receipts in 2017. Don’t miss this opportunity to learn from one of the state’s best immigra-
tion lawyers. Contact info@privatepracticetransitions.com or call (253) 509-9224.

THREATENING STEVENS COUNTY PERSONAL INJURY & FAMILY LAW PRACTICE that has been in business for over 27 years.  The practice/ case breakdown by revenue is approxi-
mately 48% Personal Injury, 43% Family Law, and 9% Other (Estate Planning, Probate, General Litigation, etc.). The Practice employs five (5) people: one (1) owner/attorney, three (3) legal assistants, and one (1) office administrator. Contact info@privatepracticetransitions.com or call (253) 509-9224.

THREATENING VIRTUAL APPELLATE LAW PRACTICE that has experienced 55% annual growth over the last three years (2016-2018). In 2018, the firm’s gross revenues were over $915,000! The Practice was estab-
lished in 2009, has a strong client base, and brought in over $855,000 in gross revenue in 2018. The practice/case breakdown by revenue is approxi-
mately 48% Personal Injury, 35% Bankruptcy, and 17% Other. Contact info@privatepracticetransitions.com or call (253) 509-9224.

THREATENING SEATTLE BASED PERSONAL INJURY & FAMILY LAW PRACTICE that has been in business for over 27 years. The practice/ case breakdown by revenue is approxi-
mately 50% Personal Injury, 35% Bankruptcy, 8% Real Estate, 7% Corporate Litigation, 1% Plaintiff Per-
sonal Injury, 15% Commercial & Cor-
porate Litigation, 10% Plaintiff Personal Injury, 15% Commercial & Corpora-
tive Litigation, 10% Plaintiff Personal Injury, 15% Commercial & Corpora-
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tive Litigation, 10% Plaintiff Personal Injury, 15% Commercial & Corpora-

THRIVING & WELL-ROUNDED PIERCE COUNTY LAW PRACTICE that has been in business for over 20 years. The Practice is absolutely thriving with average gross rev-
ues over $1.6 Million the last three years. The practice/case breakdown is 30% Trusts, Estates & Probate, 15% Business Formation, 15% Plaintiff Per-
sonal Injury, 15% Commercial & Corpora-
tive Litigation, 10% Estate Planning, Probate, General Litigation, etc. The Practice brings in over $400,000 in gross revenue annually.

140 OFFICE LOCATIONS THROUGHOUT THE PACIFIC NORTHWEST.

150+ MEMBERS OF THE PROFESSION.

500+ MEMBERS OF THE PROFESSION.

150+ MEMBERS OF THE PROFESSION.

150+ MEMBERS OF THE PROFESSION.
Municipal, and 10% Other. Contact info@privatepracticetransitions.com or call (253) 509-9224.

**VERY ESTABLISHED SUBURBAN SW PORTLAND ESTATE PLANNING**, probate and small business practice in a highly desirable location with option to purchase building. Buildings for rent with rent revenue from other attorneys. Gross revenues are over $400K with more potential. Owner is available for transition and mentorship. Send responses to the Oregon State Bar, Attn: Blind Ad W-32, P.O. Box 231935, Tigard, OR 97281 or email: blindad@osbar.org with the blind ad number in the subject line.

**RECREATIONAL RENTALS**

KIHEI, MAUI, HAWAII – Large ocean-view 1BR-2BA condo, LR sofa/sofa sleeper, two pools/spas, tennis, across from beach. Attorney discounts. mjs@batter wynne.com (503) 291-1423; Video: https://www.youtube.com/watch?v=tExCuMzFLE_ - Pictures: sansamidr idaho@gmail.com.

KONA, HAWAII – Lovely oceanfront 1BR condo. Large MBR, vaulted ceilings, great view. Tennis, oceanside pool and spa, walk to town (503) 780-3139. For photos, email: nanevin@aol.com.

OCEANSIDE – Beach house on cliff side overlooking ocean and Netarts Bay. 3 bedrooms and 3 baths, 4 decks, fireplace, spa tub, washer/dryer, and fully equipped kitchen. $175 per night, $1000 weekly rate plus $125 cleaning fee (541) 965-2396. www.slingshotlegal.com.

CONTRACT PARALEGAL – Tammy Noon/S&T Support, LLC – Paralegal services on an as-needed basis. Background in estate planning, probate/trust administration, business law and civil litigation. Will work remotely or on-site within the Williams Valley. Contact Tammy Noon, (503) 623-2779, tammy@stsupportllc.com or www.stsupportllc.com for listing of services.

DIVORCE/ESTATE PLANNING APPRAISALS – Appraisal Valet can expertly manage your next residential appraisal assignment. We order, review and deliver hundreds of appraisals monthly throughout the Pacific Northwest allowing you to benefit from the excellent rapport we have established with the most qualified/experienced appraisers. Email admin@appraisalvalet.net or call (503) 828-9441 for a free quote.

EXPERT WEATHER TESTIMONY – Weather & climate data research and analysis 25+ years meteorological expertise – AMS Certified – extensive weather database – specializing in ice, snow, wind & atmospheric lighting. Meteorologist Scott Dorval. (208) 690-9464 sdorval88@gmail.com


IS YOUR WEB SITE ADA ACCESSIBLE? – Are your documents and forms deemed accessible? Does your firm and you have a plan to make sure you are ADA accessible? Contact Miles Access Skills Training LLC for your accessibility evaluation today. www.blindmast.com. Refer to OSB-AA1 and get 20% off your evaluation.

INVESTIGATION – Northwest Investigations & Consulting is a full service investigation firm specializing in: Trial Preparation, Locates, Interviews, Asset & Background Checks. Mike Greene of Rosenthal, Greene & Devlin PC, states “Their positive results & professionalism really shows” contact Steve (503) 710-4414, email: nwinvestigation@comcast.net web: nwinvestigation.com.

LEGAL ETHICS DEFENSE ETHICS ADVICE & OPINIONS – Christopher R. Hardman – Providing defense services against Bar disciplinary proceedings; legal ethics advice, consultations, and opinion letters. Mr. Hardman is a former Assistant Disciplinary Counsel of the Oregon State Bar Office of Disciplinary Counsel, and a former Bar prosecutor. He is a speaker and moderator at Ethics Continuing Legal Education Seminars sponsored by the Bar, New Lawyers Division and others. He may be contacted at his office: Christopher R. Hardman, (503) 916-1787, or Fax (503) 916-1789. 25NW 23rd Pl Ste 6, PMB 497, Portland, OR 97210.

LEGAL NURSE CONSULTANT – Offering Board Certified Legal Nurse Consultants with the LNCC certification from the American Association of Legal Nurse Consultants—the gold standard in LNC credentialing. The ONLY certification recognized by the American Board of Nursing Specialties. Offering the following services: review files for standards of care and any deviations that may have occurred, provide chronologies/summaries, demonstrative evidence, translate and interpret medical records and witness location services. Average length of experience in nursing for our consultants is 20 years and includes experience in clinical areas such as: Corrections Healthcare, Critical Care, Telemetry, Long-Term Care, Workers’ Compensation as well as many other specialty areas! Willamette Nurse Consultant Group, (971) 777-2768 info@willamettenurseconsultantgroup.com www.willamettenurseconsultantgroup.com.

RESEARCH, MEMOS, BRIEFS, and appeals from a 25-year trial lawyer in Arizona and in Oregon. $60 hr. Roger Perry@live.com. (520) 332-0132. For more information, see www.rogerperry.com.

STRESS, anxiety, depression psychotherapy and counseling; career counseling; confidential assistance improving strained relationships, clarifying career considerations, responding constructively to occupational, family, and individual emotional developments, transitions, etc. Standish McCleary III, J.D., Ph.D., Lic. psychologist (16 yrs. atty); (503) 228-0688.

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**POSITIONS AVAILABLE** $30 for the first 20 words, 50 cents each additional word.

**SERVICES** $40 for the first 20 words, 50 cents each additional word.

**ALL OTHER ADS** $40 for the first 20 words, 50 cents each additional word. Oregon State Bar members receive a $10 discount on these ads.

**COLOR** Color may be added to any ad for an additional $20.

**BLIND ADS** Add $15 to the cost of the ad for this service.

**BLIND AD REPLIES** To protect the confidentiality of an anonymous advertiser as well as the reader, we offer the following service: If there is a firm you do not wish to respond to, list that firm (or firms) on a note along with your response to the blind ad. If the anonymous advertiser is a firm you have listed, your response will be recycled. Send both to blindad@osbar.org with the blind ad number in the subject line. Or, mail in a 9 x 12 inch envelope to Oregon State Bar, Attn: Blind Ad [fill in the blank], P.O. Box 231935, Tigard, OR 97281.

**SUBMIT TO** Email: advertising@osbar.org; fax: (503) 596-6811; mail: P.O. Box 231935, Tigard OR 97281; Attn: Advertising. For questions, contact Spencer Glantz at advertising@osbar.org, (503) 431-6356 (800) 452-8260 ext. 356.

**DEADLINES** The first business day of each month for the following month’s issue.

**SUPPORT STAFF POSITIONS**

VIAL FOTHERINGHAM LLP is seeking an experienced paralegal to support busy real estate, land use and estate planning, probate attorneys in our Oregon office. Candidates should have at least 4 years of experience supporting attorneys in these practice areas. Preferred candidates will be well-versed in litigation processes in state and federal courts, is a team-player and support, and will have an eye for detail. Pay depends on experience, and we offer generous benefits. Please send resume and writing sample to cdf@vf-law.com.
ACCOUNTANTS

Cogeneity Group, PC
Jay Sickler, CPA, CFF, ABV, ASA
935 NW Everett St, Portland, OR 97209
PH 503-467-7900 x1 FX 503-243-2802
jsickler@cogeneitygroup.com
www.cogeneitygroup.com

Financial forensics | Business valuation. Answers to complex financial questions. We are accurate, credible, and ethical. Our professional team is comprised of all CPAs, passionate about what we do, which translates into serving our clients with the very best we can offer. Jay Sickler has 29 years of full-time financial forensics experience. He has testified in more than 130 cases as an expert witness, more than many other experts combined. Our reputation is built on being skilled in communicating our findings persuasively and with integrity. We get the job done right, on time, and backed up by expert testimony.

Holmes & Company, LLP
William N. Holmes, CPA, CFE
7128 SW Gonzaga St, Ste 100
Portland, OR 97223
PH 503-270-5400 FX 503-270-5401
wnholmes@pdxcpas.com
www.pdxcpas.com

Fraud and Forensic Accounting | Economic Damages | Business Valuation | Commercial Litigation | Accounting and Tax Malpractice | White Collar Financial Crime | Expert Testimony | Full Service Public Accountants | Plaintiff and Defense. Mr. Holmes has approximately 25 years of experience in matters ranging from complex litigation, bankruptcy, class action, construction, contract disputes, embezzlement, employment, financial statements audits, intellectual property, personal injury, professional liability and malpractice, securities fraud, shareholder rights and tax issues.

ACCOUNTANTS, CONT.

Litigation Support

Morones Analytics, LLC
Serena Morones
625 SW Broadway, Ste 200, Portland, OR 97205
PH 503-223-5168 CELL 503-906-1579
serena@moronesanalytics.com
www.moronesanalytics.com

Damage analysis, forensic accounting, fraud investigation, data analytics, intellectual property damages, lost wages, wrongful death and business valuation.

APPRAISERS

Residential Appraisal

Bernhardt Appraisal
Nathan Bernhardt
5319 SW Westgate Dr #219
Portland, OR 97221
PH 503-349-3765
nathan@bernhardtswistrust.com
portlandresidentialappraisal.com

Appraiser with 25 years experience specializing in divorce appraisal, probate appraisal, estate appraisal, and bankruptcy appraisal. We are exclusively a private, non-lending appraisal company, so we can focus on our professional clients (Attorneys, CPA’s, Realtors, and Property Managers) needs. Our corporate partner, Bernhardt SwissTrust Real Estate, also offers free Comparative Market Analysis’ as well as a full suite of realty services that can be helpful during the legal process. Call us today to find out more!

BUSINESS VALUATIONS

BV Advisors, LLC
Lee Foster
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Portland, OR 97204
PH 503-445-3376 FX 503-227-7924
lfoster@bvadvisors.com
www.bvadvisors.com

Valuation of debt and equity securities, intellectual property and other intangible assets for private and public companies (ESOPs, 409A, transfer pricing, fairness opinions, corporate/marital dissolutions, etc.), forensic and economic damages analysis (lost profits/wages, personal injury, professional liability and malpractice, securities fraud, shareholder rights and tax issues.

BUSINESS VALUATIONS, CONT.

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Financial forensics | Business valuation. Answers to complex financial questions. We are accurate, credible, and ethical. Our professional team is comprised of all CPAs, passionate about what we do, which translates into serving our clients with the very best we can offer. Jay Sickler has 29 years of full-time financial forensics experience. He has testified in more than 130 cases as an expert witness, more than many other experts combined. Our reputation is built on being skilled in communicating our findings persuasively and with integrity. We get the job done right, on time, and backed up by expert testimony.

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Blake J. Runckel
PO Box 82908
Portland, OR 97282
PH 503-235-7777 FX 503-235-3624
brunckel@corpval.com
www.corpval.com

“Corporate Valuations, Inc. is a national business valuation and financial advisory firm founded in 1983. We offer a broad range of valuation services, including corporate valuation, gift, estate, and income tax valuation, buy-sell agreement valuation, financial reporting valuation, ESOP and ERISA valuation services, and litigation and expert testimony consulting. In addition, Corporate Valuations assists with transaction-related needs, including M&A advisory, fairness opinions, and strategic alternatives assessment. We have provided thousands of valuation opinions for corporations of all sizes in a variety of industries. To paint an accurate picture, the valuation of a business or its underlying assets calls for a combination of science and experience. The business valuation consultants at Corporate Valuations offer practical insight into the strategic, operational and financial affairs of the business–so you can understand the real value--regardless of industry. Our valuation opinions are well-reasoned and thoroughly documented, providing critical support for any potential engagement. Our work has been reviewed and accepted by the major agencies of the federal government charged with regulating business transactions, as well as the largest accounting and law firms in the nation in connection with engagements involving their clients.”

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Fraud and Forensic Accounting | Economic Damages | Business Valuation | Commercial Litigation | Accounting and Tax Malpractice | White Collar Financial Crime | Expert Testimony | Full Service Public Accountants | Plaintiff and Defense. Mr. Holmes has approximately 25 years of experience in matters ranging from complex litigation, bankruptcy, class action, construction, contract disputes, embezzlement, employment, financial statements audits, intellectual property, personal injury, professional liability and malpractice, securities fraud, shareholder rights and tax issues.

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Attorneys’ Marketplace

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Laura Markee
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laura@markeevaluations.com
www.markeevaluations.com

Morones Analytics, LLC
Serena Morones
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PH 503-223-5168 CELL 503-906-1579
FX 503-223-5179
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A Peek into the Past

Two of them sat as chief justice of the Oregon Supreme Court, and three others served as justices. Several were members of the prestigious American College of Trial Lawyers, and most were combat veterans of World War II. “In sum,” says U.S. District Court Judge Robert E. Jones, who was a state Supreme Court justice when he took this photo in 1987, “these all-stars qualify as members of Oregon’s Great Legal Generation.” The attorneys, many of them founding partners at what are now some of the state’s most renowned firms, gathered every year at the University Club in downtown Portland to celebrate St. Patrick’s Day. “These trial and appellate lawyers had many cases against each other,” Judge Jones tells the Bulletin. “They were outstanding professional advocates who could turn around from court and together play golf or a card game of pitch.”

How many can you identify?

They are (clockwise from top left): Walter Cosgrave of Cosgrave, Kester; Curt Cutsforth of Miller, Nash, Wiener; Jim Griswold of Green, Richardson and Griswold; Randy Kester of Cosgrave, Kester and an Oregon Supreme Court justice; Tom Tongue of Hicks, Davis, Tongue & Dale and an Oregon Supreme Court justice; Arno Denecke of Mautz, Southern, Spaulding, Denecke & Kinsey and chief justice of the Oregon Supreme Court from 1976-1982; John Schwabe of Schwabe, Williamson & Wyatt; Norm Wiener of Miller, Nash, Yerke, Wiener & Hagar; Edwin Peterson of Tooze, Powers, Kerr, McEwan & Peterson and chief justice of the Oregon Supreme Court from 1983-1991; Steve King, a sole practitioner; Cleve Corey of Stoel Rives; Cliff Olsen, Judge Jones’ law partner at Anderson, Franklin, Jones, Olsen & Bennett; Burl Green of Green, Richardson and Griswold; Wayne Williamson of Schwabe, Williamson & Wyatt; Bill Crow of Schwabe, Williamson & Wyatt; and Wayne Hilliard of Lane, Powell, Spears & Lubesky.
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