

SCBA NEWS

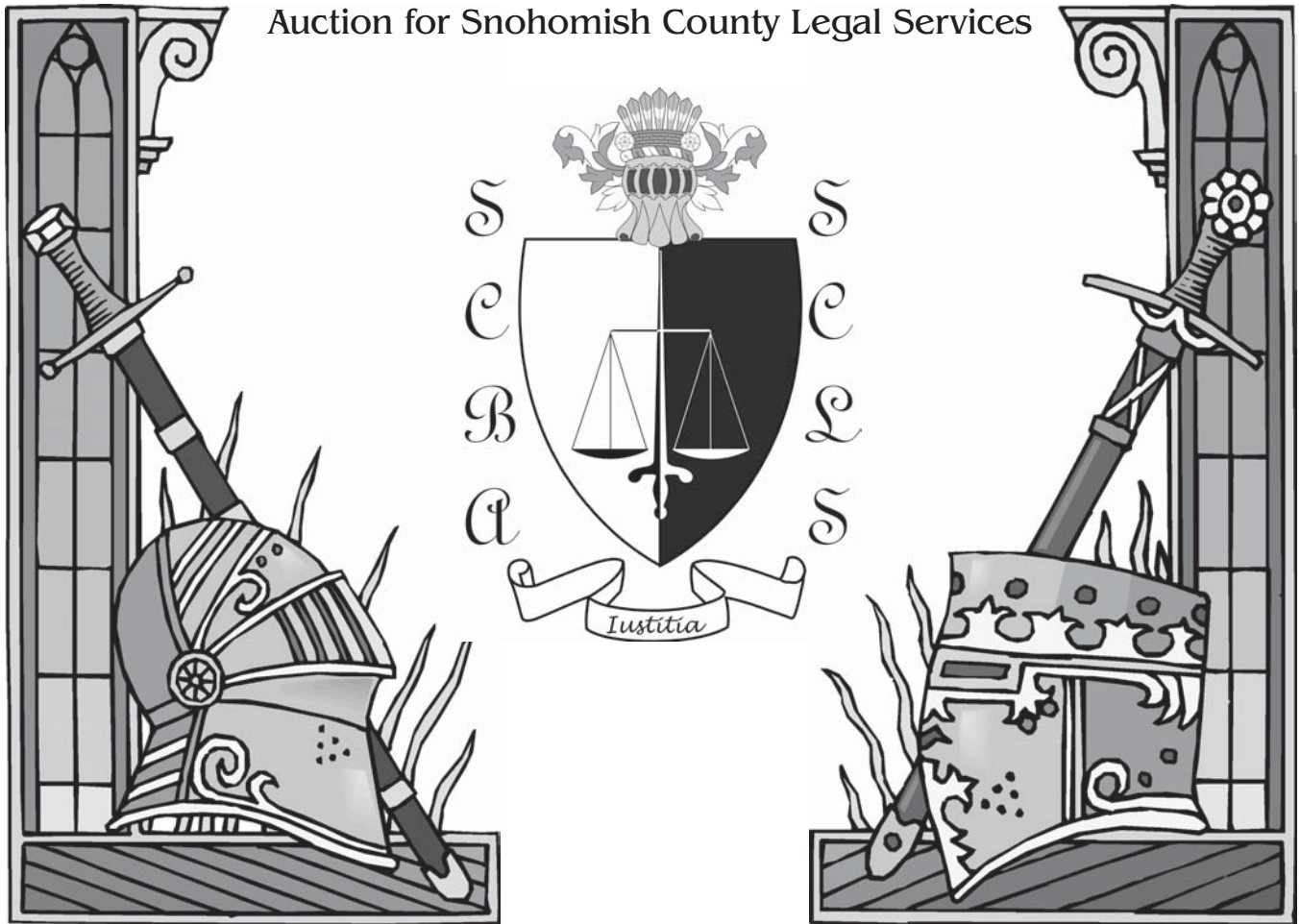
The Official Publication of the Snohomish County Bar Association -

March 2003

A Knight For Justice

March 22, 2003

Auction for Snohomish County Legal Services



SCBA NEWS

Published by the
**Snohomish County
Bar Association**

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Everett, WA 98206

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Send changes of address to:
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P.O. Box 5429, Everett, WA 98206

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Announcements: *SCBA members only.* Contact Joyce Wood at (425) 388-3056 or joycew@snoabar.org.

Classifieds: Please contact Joyce Wood for rates and submission guidelines at (425) 388-3056 or joycew@snoabar.org.

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Deadline: Copy must be received (not postmarked) by the 15th of each month for the issue following. No cancellations will be accepted after the deadline. Please submit hard copy to the SCBA office at P.O. Box 5429, Everett, WA 98206, as well as, a copy in ASCII text of Microsoft Word format (Mac or PC) by e-mail or on a 3 1/2 inch disk (or by e-mail to joycew@snoabar.org). *WordPerfect users, save your files in either MS Word format or Rich Text Format (RTF).*

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SCBA Members Calendar of Events

March 2003

17th Deadline SCBA Newsletter
22nd SCBA ANNUAL AUCTION
24th Family Law Section Meeting
27th SCBA Board of Trustees Meeting

April 2003

4th CLE in Kinard Room
18th Deadline SCBA Newsletter
17th SCBA Board of Trustees Meeting
21st Family Law Section Meeting

May 2003

2nd CLE Estate & Tax Kinard Room
15th Deadline SCBA Newsletter
15th SCBA Board of Trustees Meeting
19th Family Law Section Meeting
27th Auction Committee meeting

June 2003

6th CLE Kinard Room
16th Deadline SCBA Newsletter
19th SCBA Board of Trustees Meeting
23rd Family Law Section Meeting
24th Auction Committee Meeting

July 2003

11th CLE Kinard Room
15th Deadline SCBA Newsletter
17th SCBA Board of Trustees Meeting
21st Family Law Section Meeting
29th Auction Committee Meeting

August 2003

15th Deadline SCBA Newsletter
 NO SCBA Board of Trustees Meeting
21st Family Law Section Meeting
26th Auction Committee Meeting

Superior Court Assignments:

Presiding Judge: Judge Joseph Thibodeau

Trial Calendar Call and Motions to Continue Trial: Judge Thibodeau, Dept. 10

Juvenile Court: Judges Allendoerfer and Cowser;
 Commissioner Waggoner¹

Civil Motions: Judge Hulbert: March 3 - March 7
 Judge Thorpe: March 10 - March 14
 Judge Wynne: March 17 - March 21
 Judge Fair: March 24 - March 31

Criminal Hearings: Judge Thorpe: March 3 - March 7
 Judge Fair: March 10 - March 21
 Judge Bowden: March 24 - March 31

Criminal Dept. Judges:² Judges Knight, Thibodeau, Thorpe, McKeeman, Castleberry, Wynne, Hulbert, and Fair

Civil Dept. Judges:² Judges Farris, Krese, French and Bowden

Ex Parte/Commissioner Civil Motions:¹ Commissioner Bedle

Family Law Calendars:¹ Commissioners Stewart and Brudvik

Please note: All assignments are subject to change without notice and assignments may not change on the first day of the month.

- 1 Court Commissioner assignments are for six months duration and change in early January and July.
- 2 At the discretion of the Presiding Judge, criminal cases may be assigned to Civil Department Judges and civil cases may be assigned to Criminal Department Judges.



**FROM THE DESK OF
THE PRESIDENT,
RITA LOVE**

Change is good.

Out with the old and in with the new. A new broom sweeps clean. Changing of the guard. Your Bar Association has new officers!

Change is only good if you are of the type that will adapt, adopt, or adjust. For those of you that have read the fascinating book, "Who Moved My Cheese," you can understand what I mean. This book is a phenomenon! It has been required reading for corporate people across America. It takes all of about one hour to read. I guaranty that you will find yourself in the pages. This slim volume examines how different people react differently to change.

No, this is not a book review. It is a frank discussion about where your Bar Association goes from here. Our membership is growing. As a growing organization, we have changing needs. Change should be progressive and rewarding. The only way that we, as Bar Association officers, can insure positive transitions is to have close integration with the membership. That integration is key to planning Bar Association activities, such as continuing legal education, Ex Parté evenings, luncheons, and other benefits.

Many years ago, I worked as a social worker for the Red Cross. My main task was to write grant proposals to further enhance our program by obtaining funds. These funds were used to fulfill the needs of our clients. I considered it an important part of my work to maintain a small caseload. By continuing to keep close contact with the clients, I was able to target many needs. We began a literacy segment, a job preparation segment, a counseling segment, and other programming that enhanced our ability to serve

our client population.

It is this concept that I will strive to impart as I begin my presidency of your Bar Association. I want to maintain close communication with those of you who wish to make suggestions, to tell me what needs to be addressed, what needs to be on the agenda, and what benefits you would like to see here in Snohomish County.

Change is good. It keeps us on our toes. It can enhance our lives if we learn to make change a welcome tool to expand our horizons. Call me. Tell me about your thoughts on the needs of your Snohomish County Bar Association. My number is (425) 771-6955.

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Michael J. Andrews

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and Judge Advocate General

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VICE PRESIDENT'S VIEW

2003 CLE'S

There has been much discussion concerning the past CLE's. The responses have been overwhelmingly positive. Many thanks to current President Rita Love for her efforts to maintain a high quality of CLE's.

This year, we have tentatively scheduled CLE's on April 4, May 2, June 6, September 12, October 3, November 7, November 21, and December 5, 2003. The topics on which we are decided are as follows:

Tax Implications in Dissolutions: Rick Corbin has graciously consented to teach this CLE;

Small Law Office Management: Pete Roberts and his team from the WSBA will be presenting;

Family Law Toolbox: the format for this is still up in the air, but will most likely consist of 1/2 hour sections for a period of 3.5 hours. There will be a section, taught by Bridget Llewellyn on the role of the GAL in title 26 family law cases;

Drug & Alcohol Evaluation issues: as yet, there is no presenter for this CLE;

Estate Planning: On May 2, Kent Millikan and Jeff Cappeloto will be presenting;

Ethics in Litigation; On June 6, Mitchell Cogdill and Lee Ripley will be presenting;

On-Line Filing: as yet, there is no presenter for this CLE;

Mental Health and Its Impact on the Legal System: There are several presenters for this CLE and it will most likely be one of our 1/2 day CLEs;

Ethics in General: as yet, there is no specific topic and no teacher for this. We will probably have this in November and/or December 5, 2003. As usual, it will most likely be one of our 1/2 day CLEs.

If anyone has any suggestions for topics they would like to see presented, please feel free to call Ruth Westbrook at (425) 774-2800 or Joyce Wood at (425) 388-3056.

Auction Time Is Coming A Knight For Justice Mark This Date



March 22, 2003

Howard Johnson Plaza Hotel
Everett

Invitations will be mailed out in January
2003

We need your ideas for auction items and also your donations for auction items Call Joyce Wood at the SCBA office with your ideas.

(425) 388-3056

Snohomish County Law Library



View from the Director's Chair

By Lettice Parker

Gone But Not Forgotten

Many of you already know that Lora Bennett's last day was Friday February 14th. She has taken a position with the King County Public Library System at the Shoreline branch library. Rumor also has it that she may also be working as a substitute school librarian. We wish her well in her new position.

I do hope to fill the position, I just cannot say when. As with nearly everything in the library these days, it comes down to money.

So temporarily I am working alone.

Generosity

A great big thanks goes out to Marsh, Mundorf, Pratt & Sullivan for donating (yet again) a fax machine to the law library. This one comes with a *paid* service contract for 2003. The fax is greatly appreciated and will be put to good use (e.g.: faxing out those attorney account invoices).

The Law Library Board of Trustees approved the charge of the annual fee for attorneys. The fee is set at \$36 a year for any local or State Bar attorney. The fee will be on the next invoice going out to all attorneys with existing billing accounts. I realize that this may dishearten some of you. However, I would like to thank all of the attorneys (last count 275 active accounts) who promptly paid their bills at the end of 2002. By the end of August 2002 the law library only had \$10,353 in copier revenue against expected revenue of \$17,613. I did not expect our copier dollars for the year to reach much more than

\$12,000. As you can see from the actual figures the law library fell short of 2001 dollars by slightly less than \$2400. There were less than two dozen outstanding accounts by the end of 2002. I think you all deserve a round of applause for that!

Rainmakers

This has nothing to do with making rain. For those of you familiar with the jazzy language of large corporations or law firms you know that rainmaking is about money. It's about how to make it, or to attract the people, to make the connections, with those who can make it for you.

Alas! The county law libraries have no rainmakers, but they do have feisty law librarians who do not easily give up. So the Washington County Law Libraries have once again found sponsors for their bill HB 1792 (AN ACT Relating to county law library funding; and amending RCW 27.24.070). It was read for the first time on 2/10/03 and referred to the Committee on Judiciary. This bill would allow county law libraries with the approval of their local government upon a showing of need to impose a surcharge on civil filing fees to fund the county law library. If you are concerned about adequate funding for the law library then I urge you to take a look at HB 1792. This bill is scheduled for a public hearing before the House Judiciary Committee on 2/20/03. By the time you read this article it will be too late to appear before the Committee, but it is not too late to share your comments on this bill with Committee member and local elected officials.

There are supposed to be other "fee bills" out there, increasing civil filing fees in the superior and district courts and the county law library portion of those fees. I do not have bill numbers for them although I have been diligently scouring the Legislative Meeting Schedule and Legislative website. If anyone else has information on the fee bills, I would appreciate hearing about them.

Are you interested in the future of county law libraries? Are you curious about what your county law library might look like in the future? Will you

be walking into a place that still has books or will it be an electronic legal research facility – with no books? If this is something you have thought about, even as it relates to the future of libraries in general you might also want to look HB 1371 (AN ACT Relating to law libraries; and adding a new section to chapter 27.24 RCW).

Not Quite There Yet

Well, even though I signed up for all of those reporters and other titles available through Westlaw it's a good thing the books are still here. As with many technological advances and innovations – it all sounds so good when the words are rolling off the tongue. But you always manage to forget that no matter what it is, it's not something you can take out of the box, plug in (or snap in batteries) and you are good to go.

As I type Westlaw is still not up and running. There have been a few glitches with software and IP addresses. I cannot say that I quite understand it, but I am throwing as many tantrums as I can to get this going. Perhaps by the time this article is in print Westlaw will be running just fine.

Finally Just the Facts Ma'am:

Disbursements:

Receipts	Budget	Actual
Salaries:	\$77,124	\$75,629
Benefits	21,187	21,848
Dept. Retirement Svcs	0	9,606
Publications	113,967	168,325
Library Insurance	2,667	2,667
Office Supplies	350	818
Copier Paper/Toner	977	1,188
Copier Lease	7,740	8,016
Public Official Bond	175	175
WA St. L&I	480	560
WA ST. Dept Revenue	1,825	1,762
Phones	2,196	2,196
Mail	50	276
Internet + e-mail (2 PCs)	480	320
DIS Charges	3,443	77
Prof. Memberships	151	157
State Audit	2,000	0
Foundation	600	0
<u>Newspapers</u>	<u>225</u>	<u>0</u>
	\$235,637	\$293,767
Deficit		(53,510)

2002 Law Library Budget

Receipts	Budget	Actual
Superior Ct	\$121,384	\$129,155
District Ct	57,445	57,644
Copier	17,613	15,234
Other	546	1,224
County Appropriation	34,000	34,000
<u>SCBA Donation</u>	<u>3,000</u>	<u>3,000</u>
	\$233,988	\$240,257



**NOTICE FROM THE
SNOHOMISH COUNTY
SUPERIOR COURT**

Snohomish County Superior Court Emergency Local Rule Change – February 14, 2003 – effective immediately. (This is a resubmittal of a previous emergency rule change. This emergency rule will be effective for 90 days at which time it will resubmitted to the AOC.)

SCLCR 7 (b)(2)(I)(1) Time of Hearing – additions are underlined

1. Times, days, and locations of various motions shall be as set forth in an administrative order of the court. All Family Law/Domestic Motions shall be noted for hearing on a Court Commissioner’s calendar. However, motions for summary judgment and motions to revise the ruling of a court commissioner shall be noted on the Judge’s Civil Motion calendar **and motions for pre-assignment, motions regarding trial settings, motions regarding the timeliness of the demand for jury**, and motions for trial continuance shall be noted before the Presiding Judge. The following are to be noted on the Court Commissioner Civil Calendar: Defaults, Discovery Motions & enforcement thereof, Supplemental Proceedings, Unlawful Detainer or Eviction, Probate, Guardianship & Receiver actions, Motions to Amend Pleadings and Petitions for Restoration of the Right to Possess Firearms. All other civil motions shall be noted on the Civil Motions Calendar.



**REQUEST FROM THE
SNOHOMISH COUNTY
SUPERIOR COURT**

Snohomish County Superior Court is soliciting requests for additions or revisions to the Snohomish County Local Court Rules.

Please submit requests to:

Dick Carlson – Court Administrator
Snohomish County Superior Court
3000 Rockefeller, MS 502
Everett, WA 98201
425-388-3421
dick.carlson@co.snohomish.wa.us

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Auction Time is Coming



"A KNIGHT FOR JUSTICE"

March 22, 2003

Howard Johnson Plaza Hotel
Everett

4:30 Silent Auction
6:30 Dinner and Awards
7:00 Live Auction

This year's Judge of the Year is the



Honorable Kathryn Trumbull

Invitations have been mailed out
We need your donations for auction items. Call Joyce Wood
at the SCBA office with your ideas.

(425) 388-3056



Housing Justice Project

Update

As mentioned in a previous SCBA News' article, attorneys at Snohomish County Legal Services, Northwest Justice Project and Columbia Legal Services, along with private bar attorneys are very interested in starting a Housing Justice Project at the Snohomish County Courthouse in Everett.

The Housing Justice Project (HJP) would provide "day of" hearing legal advice and/or representation for *pro se* tenants attending hearings regarding unlawful detainer actions.

The ad hoc Advisory Board of the Housing Justice Project met on Tuesday February 4, 2003 to plan the next steps for this exciting new project for eligible Snohomish County residents.

Our plan is to begin a pilot project in mid-March. Attorneys from Snohomish County Legal Services, Northwest Justice Project, and Columbia Legal Services will staff the HJP on Tuesday and Wednesday mornings to get a "feel" for how things will work and adjust accordingly as we iron out the kinks. We will locate the HJP at one of the tables outside Room C-104 on the first floor of the Snohomish County Courthouse.

We hope to advertise our presence with a sandwich board sign at the entrance to the courthouse. We are also hoping that the civil motions commissioner will announce the availability of HJP attorneys at the commencement of the calendar and allow time for *pro se* litigants in unlawful detainer actions to meet with the HJP attorneys prior to their cases being heard.

The HJP Advisory Board members encourage Snohomish County attorneys to sign up and volunteer at the HJP when it gets underway in earnest, every

Tuesday and Wednesday, beginning in April of this year. The commitment of limited representation for the morning of the Hearing (3 hours) is not overly onerous but still incredibly valuable to the low-income clients who need the representation. We hope to staff the HJP on a regular basis, with a legal services attorney, a volunteer attorney, and a para-legal intern.

If you would like to volunteer at the HJP or have questions about the project, please contact Ishbel Dickens at Snohomish County Legal Services, by telephone at: (425) 258-9283 or by email at: ishbeld@snocolegal.com

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The Lawyer Referral Service of the Snohomish County Bar Association would like you to become a member of the LRS. We need input and representation from many areas. For example we do not have any attorneys in Snohomish County that practice law in the following areas: Workman's Comp Federal, Mental Health, Special Education, Non-profit charities, and Civil Rights/Liberties.

We only have one or two attorneys in the Snohomish County area that practice law in the following areas: Consumer Protection, Tenant, Workman's Comp, Employment, SSI, Internet, Patent and Copyright, DSHS, Military, Securities. and Tribal.

We receive on the average of 70 calls a day from clients requesting legal assistance. If you would like to increase your practice in a specific area, LRS is a great way to do that. In an effort to better serve all clients we need you as a member. You can obtain an application for the LRS at <http://www.snohar.org> or by visiting the SCBA office.

If you have any questions please give Joyce Wood a call at the SCBA office at (425) 388-3056.

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MARK YOUR CALENDARS

Snohomish County Bar Association Fundraiser for Snohomish County Legal Services



What: **The SCBA Dinner Auction**
Where: **The Howard Johnson Hotel**
When: **March 22, 2003, 4:30 p.m.**

What are You Going to Donate?

Do you know someone we should be contacting? Do you have something to donate? Let us know, and give us some ideas of wild and crazy things that will go for big bucks.

We are Accepting Donations Now!

Fill out the form below and mail it to
SCBA, P.O. Box 5429, Everett, WA 98201 or drop it off at the SCBA office located in the
Snohomish County Courthouse, 2nd Floor, Room C206.
You can also call Joyce Wood at (425) 388-3056.

Name: _____

Address: _____

Telephone: _____

Item Description:

Restrictions (# of occupants, no pets, no smoking, etc.):

Length of time donated, if applicable:

Dates Available, if applicable:

Minimum bid required? If so, how much? _____

Fair Market Value Tax deductible: _____

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email: kent@qhcpa.com
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Lawyers for Access to Justice

Yes! I want to donate to the 2003 SCBA to support access to justice in Snohomish County through Snohomish County Legal Services.

By my Signature below, I authorize the Snohomish County Bar Association to bill my account the sum of \$50.00, as a tax-deductible contribution. I understand that my name will be included with other attorneys who have made the same commitment.

Name: _____ Bar # _____

Signature: _____



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Litigation Position Available Snohomish County Prosecuting Attorney Civil Division

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(425) 397-0970
Or Email kaa@wilsonsecoy.com





WANTED AND NEEDED BY THE AUCTION COMMITTEE

If any of you out there have any Aqua-Sox stuff that you could donate, we could really use it. Currently, we have some tickets, but would like to have Aqua-Sox souvenirs (mugs, blankets, shirts, key chains, posters, anything) to match up for a package deal. Contact Joyce Wood at the SCBA Office (425) 388-3056.

Also, we still need the donation of gift baskets for the silent auction. Currently, we only have 35% of the baskets we need to be successful.

Thank you.

**Snohomish County Bar Association
P.O. Box 5429
Everett, WA 98206**

