

Vol. 31 No. 10

# SCBA NEWS

The Official Publication of the Snohomish County Bar Association - November 2003



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- apply by 11/14/03 -

## SCBA NEWS

Published by the  
**Snohomish County  
Bar Association**

P.O. Box 5429  
Everett, WA 98206

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SCBA News is published monthly by the Snohomish County Bar Association, P.O. Box 5429, Everett, WA 98206.

**Send changes of address to:**  
Snohomish County Bar Association  
P.O. Box 5429, Everett, WA 98206

## Advertising and Submissions

**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.

**Submissions:** Contact Joyce Wood at (425) 388-3056 or joycew@snoabar.org.

**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).*

## Advertising and Submissions

**SCBA Office:** (425) 388-3056 / e-mail: joycew@snoabar.org.

**SCBA Fax:** (425) 388-3978.

**Web site:** www.snoabar.org.

**Lawyer Referral Service:** (425) 388-3018.

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*Director*

## SCBA Members Calendar of Events

### November 2003

- 15th** Deadline SCBA Newsletter
- 15th** Deadline for nomination of SCBA Trustees
- 16th** SCBA Board of Trustees Meeting
- 18th** Young Lawyers Section Meeting
- 20th** Family Law Section Meeting
- 21st** CLE Everett Transit Ctr. Family Law Tool Box
- 25th** Auction Committee Meeting

### December 2003

- 5th** Getting What You Want From The Commissioner
- 9th** Young Lawyers Section Meeting
- 15th** Deadline SCBA Newsletter
- 15th** Family Law Section Meeting
- 18th** SCBA Board of Trustees Meeting
- 18th** Ballots due for election of SCBA Trustees
- 30th** Auction Committee Meeting

### January 2004

- 13th** Young Lawyers Section Meeting
- 15th** Deadline SCBA Newsletter
- 15th** SCBA Board of Trustees Meeting
- Family Law Section Meeting
- 27th** Auction Committee Meeting
- 30th** CLE Everett Transit Ctr. Honorable Applewick
- 30th** SCBA ANNUAL GENERAL MEMBERSHIP MEETING

### February 2004

- 10th** Young Lawyers Section Meeting
- 16th** Deadline SCBA Newsletter
- 19th** SCBA Board of Trustees Meeting
- Family Law Section Meeting
- 24th** CLE Time-For-Trial
- 25th** Auction Committee Meeting

### March 2004

- 6th** SCBA AUCTION
- 9th** Young Lawyers Section Meeting
- 15th** Deadline SCBA Newsletter
- 15th** Family Law Section Meeting
- 26th** CLE Crimes Against Children
- 30th** Auction Committee Meeting

### April 2004

- 13th** Young Lawyers Section Meeting
- 15th** Deadline SCBA Newsletter
- 19th** Family Law Section Meeting
- 23rd** SCBA CLE
- 27th** 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 Knight and Cowsert;  
..... Commissioner Stewart<sup>1</sup>
- Civil Motions:** ..... Judge Wynne: November 3 - November 14  
..... Judge Castleberry: November 17 - November 28
- Criminal Hearings:** ..... Judge Castleberry: November 3 - November 14  
..... Judge Wynne: November 17 - November 28
- Criminal Dept. Judges:**<sup>2</sup> ..... Judges Thibodeau, Castleberry, Wynne, Farris, Krese, French, Bowden and Fair
- Civil Dept. Judges:**<sup>2</sup> ..... Judges Thorpe, Allendoerfer, McKeeman and Hulbert
- Ex Parte/Commissioner Civil Motions:**<sup>1</sup> ..... Commissioner Brudvik
- Family Law Calendars:**<sup>1</sup> ..... Commissioners Bedle and Waggoner

**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.



**A NOTE FROM THE  
SCBA NEWS  
EDITOR,  
HALLEY (HAL) HUPP**

## **CHANGES**

About seven or eight years ago the SCBA Newsletter was going through some hard-times. Glenn Kadish suggested that I try my hand at it and I have had the pleasure of editing & publishing this periodical since that time.

The wonderful contributions by our writers and editorial staff have developed the SCBA News into one of the better local bar association newsletters. We now have over 600 people that receive it each month, and many of those actually miss the publication when it comes late -- we know this because you call -- and thank you for those calls.

Where this is getting at is the fact that the December 2003 issue will be the last issue that I edit and publish. The SCBA News takes a good 8 - 12 hours of my time each month, which after seven or eight years now has to be dedicated to family and other pursuits.

I will also be stepping down as a Trustee this year after six years of being on the board. It has been a pleasure working with everyone over the years and I look forward to seeing the future evolution of the board and the SCBA.

I do plan to continue participating in the SCBA. I will continue to be the webmaster of the website at <http://www.snobar.org> and Joyce has reminded me that I will continue to publish the auction pamphlet for the SCBA Auction. Now that I'll have a little more time on my hands I also hope to write an occasional article for the SCBA News.

That leads me to make some requests.

This year has been the leanest in article submissions since the SCBA News changed its format. I would ask that the bench and the bar continue to submit articles -- you make the SCBA News the success that it has been.

We also are looking for a new SCBA editor and/or publisher. The two roles can be mutually exclusive. The editor position must be held by an attorney, who has the time to seek out articles and advertising. The publisher position requires an individual, who knows how to use Adobe PageMaker, Adobe Photoshop, MS Word, and who has a good familiarity with desktop publishing. If you are interested in a single position, or a combined role (the later would be preferred), please contact Joyce Wood at (425) 388-3056. We are still developing what this/these roles may look like, so your input could help greatly in developing the position(s).

Dave Kurtz, Linda Passey, and I are stepping down from the board of trustees. With three vacancies your services are now greatly needed. The SCBA is in a time of growth and change, so join now and have a say in its future.

Finally, I would like to thank everyone who has contributed to the SCBA News over the years, it has been a pleasure working with you.

A special thanks goes out to Joyce, who was and is as crucial to the SCBA News' success as she is to the rest of our organizations success.

And I would like to thank Dave Kurtz. Dave as President contributed a well thought out and well written article each month. That always made my job easier and the SCBA News better -- and I thank him greatly for that.

I'll see you all at the SCBA functions and in the court rooms. I look forward to reading a newsletter full of new writers and articles in January.

Thanks again.




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,  
Civil Rights/Liberties; and  
International Law.

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 Copy-write,  
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 [www.snobar.org](http://www.snobar.org) or by visiting the SCBA office. If you have any questions please give Joyce Wood a call at the SCBA office (425) 388-3056.


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**Need CLE credits? Join WWL for a full day CLE in Everett.**

Employment Law Issues for the General Practitioner

Presented by the Washington Women Lawyers of Snohomish County

**December 18, 2003  
Everett Transit Station  
8:30 a.m. to 5:00 p.m.**

6.5 CLE credits pending, including 1 ethics credit

Topics will include wage and hour issues, EEOC, Worker s Compensation, sexual harassment, FMLA, termination and discrimination issues and more!

Only \$150 for WWL members  
\$175 for non-members registered before December 1, 2003  
\$200 for non-members registered after November 30, 2003

Snacks and refreshments included.  
**R.S.V.P. with Sarah Hurst at (425) 252-5161**

## **Criminal Defense and Military Justice**

I invite, appreciate, and thank you for your referrals in  
all criminal and military matters.

**Michael J. Andrews**

Former Special Assistant U.S. Attorney  
and Judge Advocate General

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### Family Law Section Meetings!

A lot of people showed up and there was great conversation and energy at the Family Law Section Meeting on October 20, 2003 on the Residential Relocation Act. The consensus was to have a noon CLE and meeting each month (3<sup>rd</sup> Monday), even if there is another local CLE going on that month. They are all at the Kinard Room, 4<sup>th</sup> Floor, Snohomish County Courthouse. Here's the line-up for the immediate future:

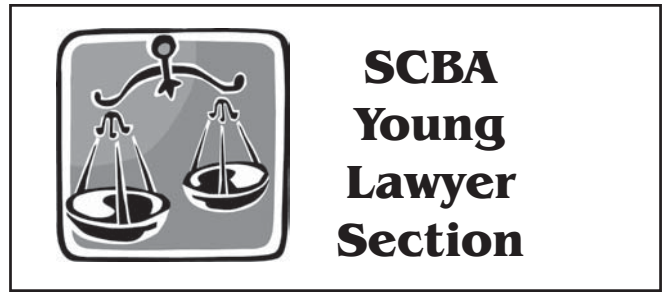
- November 17, 2003: Meretricious Relationships
- December 20, 2003: Attorney Fees in Family Law
- January 2003 Child Support Adjustment/Modification
- February 2003: Special Considerations in Representing the High Income/Wealthy Client

Topics we are likely to cover in the coming year include:

- Divorce for the Elderly
- Special Considerations in Representing the Lower Income Client
- Immigration Issues in Divorce
- Settlement Practice - Collaborative Lawyering
- Third Party Custody Practice

Please contact me with any specific questions on these topics to provide to the selected speakers, input on topics you want to see in the future, volunteer to be a speaker.

Lee Tinney, [lee@leetinneylaw.com](mailto:lee@leetinneylaw.com); (425) 339.3319, Chair, Family Law Section.



### Young Lawyer Section Meeting!

A group of attorneys that have practiced law here in Snohomish County for less than five years had a meeting on October 14, 2003 at 6:00 pm to plan the forming of The Snohomish County Young Lawyers Section.

There are regular monthly scheduled meetings on the second Tuesday of every month. By-laws were discussed and a draft will be presented to the SCBA Board of Trustees at the November 20, 2003 at the regular Trustee's meeting by liaison Joyce Wood the Executive Director.

This group of attorneys is purposing the change in the by-laws of the SCBA to be amended to allow and recognize this section formally at the general membership meeting on January 30, 2003 at the Everett Transit Station.

There will be a summary of each monthly meeting and or reports from the Snohomish County Young Lawyers Section published in every SCBA News.

# 2004 SNOHOMISH COUNTY BAR ASSOCIATION ANNUAL MEETING

Come make your vote count. The election of Officers will take place at the meeting along with general membership business and lunch. Also on the agenda will be major by-laws changes, there is available to all members a copy of the proposed by-laws in the SCBA office and or we can send you a copy via your choice of delivery.

Also, back by popular demand:

Award for "Attorney of the Year" will be presented at this annual meeting.

Please make you nomination known to the SCBA office.

Come join the action!

Friday, January 30, 2004

Noon to 1:30 p.m.

Everett Transit Station  
3201 Smith St

R.S.V.P. with the SCBA office (425) 388-3056

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**NOTICE FROM THE  
SCBA EXECUTIVE  
DIRECTOR, JOYCE  
WOOD**

**It is time for you to become a  
SCBA TRUSTEE!**



In the month of NOVEMBER we put out the call to serve the SCBA as a Trustee on the Board of Directors. We have four positions up for election and THREE of them are OPEN positions. If you are interested please contact Joyce Wood at the SCBA office by November 14, 2003. I know that there are some of you that see things you would like to have changed or made better. Now is your chance. We will need a photo and a 300 word biography, both of which will be placed in the SCBA News with the ballot.

**Swearing in Ceremony**

Remember when you were sworn in as a new attorney? Did the Presiding Courtroom appear huge when you walked in? How about the mixture of excitement and anxiety when your name was announced and you stood in front of the assembled Superior Court bench? Have you forgotten your oath to "abstain from offensive personalities?" Well it's time again to welcome the rookies. The Fall Swearing-in is set for Thursday, November 13, 2003 and 4 p.m. in Courtroom 201. The Board of Trustees will be present, and we encourage participation from all our members. As in tradition, a reception hosted by the SCBA and the Snohomish County Law Library will follow the Swearing-in ceremony.

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**SCBA CLE**

**“Family Law Tool Box”**

**November 21<sup>st</sup>, 2003**

**Featuring:**

**\*Attorney Richard Okrent**

Dependency in Today Courts

**\*Guardian ad litem Bridget Lewellen**

What is the Role of the GAL?

**\*Attorney Rick Corbin**

Tax Issues in Family Law

**\*Commissioner Arden Bedle**

Updates on Family Law Issues

**Where: Everett Transit Center, 3201 Smith Street**

**When: Registration and continental breakfast: 8:30am**

**CLE: 8:30am -12:30 pm**

**Continental Breakfast & Lunch are included.**

**Price: \$125.00 for members-\$150.00 for non-members.**

**Credits: 4 credits approved: 2.0 Ethics, 2.0 General**

**RSVP with the SCBA office**

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## **SOCIAL SECURITY DISABILITY SUPPLEMENTAL SECURITY INCOME (SSI)**

We help individuals obtain DISABILITY and/or SSI, when illness or injury prevents performance of full-time employment. We welcome and invite your referrals in the area of Social Security Disability/SSI if this describes your Worker's Compensation/L&I, Personal Injury or otherwise injured or ill clients.

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- SERVING AS JUDGE PRO TEMPORE IN DISTRICT COURTS

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mdmagee@lawyer.com**

### **ELIZABETH A. MICHELSON**

**Attorney at Law**

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For scheduling, contact Helga Watson at (425) 742-4545 or at helgaw@millcreeklaw.com.

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Washington does not recognize certification of specialties in the practice of law. The certificate, award or recognition is not a requirement to practice law in the State of Washington

# IRS

## Controversies and Collections

Larry Blue is accepting referrals of individual and business taxpayers involving:

- ¥ Offers-in-Compromise
- ¥ Taxes and Bankruptcy
- ¥ Delinquent Tax Returns
- ¥ IRS Collection Due Process Hearings
- ¥ Penalty Abatements
- ¥ Innocent and Injured Spouse Claims
- ¥ Taxpayer Advocate Cases
- ¥ United States Tax Court

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lblue@msn.com

**Bridget Llewellyn Guardian Ad Litem** is pleased to announce the opening of her new Supervised Visitation Facility at 3416 Broadway, Everett.

As of September 1st 03 Bridget and her two assistants Judy and Ron will be offering flexible hours at a reasonable rate in a child friendly, safe environment designed to enrich and foster the parent child relationship.

Recognizing that Supervised Visitations are, by their very nature, a sometimes unnatural and uncomfortable experience for both parent and children, Bridget has been very particular in choosing her Visitation Supervisors.

Bridget, Judy and Ron bring with them one hundred and nine (109) combined years of raising and or working with children in various arenas.

We welcome your questions and look forward to providing a safe and comfortable experience for your clients.

Please call Bridget at (425) 339 2382

## SUPPORT SITUATION WANTED

Five years of law office experience (three corporate, two IP); 10+ years of experience in writing, editing, data-collection interviewing. B.A., paralegal certificate. Key 80 wpm.

Have been supervisor, so have thorough understanding of what "low maintenance employee" means from your perspective:

- Know all about confidentiality, showing up on time, meeting deadlines.
- Have own social life and Internet access, so don't need to pursue either on your nickel.
- Get haircuts on Saturdays, teeth cleaned at 7:00 a.m.

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ergonaut@earthlink.net or call  
(425) 303-8279.

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Ground floor location with two private offices (or one private office and one conference room, roomy reception area, kitchen, bathroom and A/C.

Possible conference room share with upstairs CPA firm.

Contact: Peter W. Bennett at 400 Dayton, Suite A, Edmonds, WA, telephone: (425) 776-0139

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## SCBA CLE

December 5, 2003

# “Getting What You Want From the Commissioner and Then Some”

Snohomish County Attorney Cynthia Bailey

Snohomish County Attorney David Kastle

Snohomish County Pro Tem Commissioner Geoff Gibbs

Snohomish County Domestic Violence Facilitator Julie Sweeney

- All topics covered are with direct input from all current sitting Snohomish County Commissioners
- Presenting persuasive oral & written arguments
- Avoiding the procedural pitfalls
- Motion Practices
- DV case law, Practice & Procedures

Bring your questions about what you can and can't do!

Now is the time to ask –  
before it's too late and time in court is wasted!

**Where:** Everett Transit Center, 3201 Smith St,  
Everett, WA

**When:** 9:00 am to 12:30 pm, Continental Breakfast &  
Lunch

**Price:** \$125.00 members, \$150.00 non-members

**Credits:** 3.5 approved: 2 general, 1.5 ethics

RSVP with the SCBA office at (425) 388-3056.



# **The SCBA Membership Needs You to be a SCBA Trustee**

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

