

Boulder COUNTY

BAR ASSOCIATION

PRESIDENT'S PAGE

JEFF ROSE

Our profession is faced with bigger undertakings now than I could ever have imagined when I started law school. Issues of systematic racism and inequality that have plagued our nation since its inception now are at the forefront of public perception. The independence of the judiciary is under attack from the highest offices, and the rule of law feels like more of an aspiration than a bedrock principle.

On top of this, the coronavirus pandemic rendered us without the ability to empanel juries and struggling to give meaning to some of our most basic constitutional rights. We're examining witnesses from the basement of our homes and executing wills via videoconference. Our local bar membership hasn't met in-person in nearly six months, and it seems like it will be at least another six months before we can think getting together again. Even then, what will it be like?

We – both as lawyers and as a local bar association – have an opportunity to make a difference, however slight, in helping to reduce inequality and systematic racism. We have an opportunity to provide some insight, even if just a little, on the necessity of a truly independent judiciary and the rule of law. We have an opportunity to evolve, personally, professionally, and systematically.

The Boulder County Bar Association is healthy and strong. Our executive leadership team – Laura and Kyle – have done an outstanding job transitioning our programming to remote, user-friendly platforms. Our board is talented, motivated, and eager. We're going to try to do something that moves the needle, even if just a little bit.

In
Memoriam
Sonny
Flowers
Page 3

IN THIS ISSUE

PRESIDENTS PAGE 1 - 2

IN MEMORIAM 3

CALENDAR OF EVENTS 4

VOLUNTEER ATTORNEYS NEEDED 5

BCBA VIRTUAL LEGAL CLINIC UPDATE 5

MEMBERS DURING COVID 6

PROFESSIONALISM & PRO BONO 7

CLASSIFIEDS 8



PRESIDENT'S PAGE CONTINUED

Throughout the next year, we're going to focus our efforts on addressing issues of institutional racism, inequality, and equal protection. We're going to continue to adapt our programming, networking, and membership services to online, socially distant, and pandemic-friendly means. There's no guidebook to these issues before us, and we're going to need your help along the way. If you have ideas, think there are things we can do better, see opportunities you think we're missing, notice we got wrong, or appreciate things we got right, please tell us.

As for me, I'm honored to serve as this year's bar association President. I'm cognizant of the wealth of talent, skill, and integrity that stood in this office before me. I can't promise that I'll do enough, that I'll get it right, or that I'll make a difference, but know that I'm going to do my damndest. If you see something that needs to be improved, please tell me. If you want to lend a hand, I'll take it.

And, to Sonny Flowers: Thank you. Thank you for being a part of our legal community. Thank you for sharing your experience, your wisdom, your passion, your guidance, and your humor. We can't imagine the BCBA without you.



Jeff Rose can be reached at jrose@lyonsgaddis.com

Our office, yours, or video?



Mediation • Arbitration • Facilitation

303-530-2137

mediatelaw.com

BOULDER • DENVER • STATEWIDE



GUNNING

CLYMER

McQUISTON

IN MEMORIAM – SONNY FLOWERS

The BCBA is mourning the passing of William Harold "Sonny" Flowers, Jr. Sonny served as President of both the Association and the Foundation. He was extremely active in our community and it is hard to imagine our organization without him.

We are working on plans for a virtual celebration of Sonny's life. Stay tuned for further updates.



Flowers, Jr., William Harold
Sonny
3/22/1946 - 7/29/2020

William Harold "Sonny" Flowers, Jr. won many battles as a litigator and civil rights activist. With the love of his life, his wife of 40 years, Pam, at his side, he lost his last battle to an evil and vicious foe: pancreatic cancer. Sonny had a ready and radiant smile for everyone. He was a treasured friend, teacher, mentor, guide, and "uncle" to literally hundreds of people, young and old, lawyer and non-lawyer alike. He grew up in Boulder on Goss street with his mother Ruth, who was his mentor and a pioneer in her own right. He spent a couple of years in the DA's office in Adams County

and then entered private practice with Penfield Tate II, former Mayor of Boulder. He practiced primarily in Boulder, with a stint at Denver's prestigious Holland & Hart. He finished his distinguished legal career at Hurth, Sisk, and Blakemore. He was preceded in death by his mother, father and three siblings, Frances, Thurmond and Knight. His remaining siblings are Gretchen (Texas), Stephanie, Alfred, Lonnie, and Daphne (all of Arkansas). There are numerous nieces and nephews, both by blood and just as a result of who he was; you know who you are, and he loved you all! He was a member of too many groups and associations to mention. Among them were the Sam Cary, the Boulder, the Colorado, and the National Bar Associations, the Colorado and American Trial Lawyer's Associations, the American Board of Trial Advocates, and the Boulder Community Hospital Board. In each of these he was recognized for his leadership abilities and served as an officer or President. He followed in the footsteps of his father, William Harold Flowers, a national legal and civil rights icon and one of the early Presidents of the National Bar Association. Sonny graduated from CU and CU Law in 1975. He was a dedicated Forever Buff and a C Club member. He rarely missed basketball (men's and women's), football, or women's volleyball games in the past 50 years. He is scheduled to receive a Distinguished Service award from the CU Law School Alumni Association in September. In lieu of flowers, etc., Pam and Sonny would like you, if you are so inclined, to direct donations to the Penfield Tate II Scholarship Fund through the CU Foundation at their website in the name of Sonny Flowers. No memorial service is planned. In his last days, Sonny was so gratified to receive the hundreds of well wishes sent his way. He loved you all! Peace be with you.

[CLICK HERE TO DONATE TO THE PENFIELD TATE II SCHOLARSHIP FUND](#)

CALENDAR OF EVENTS

Thursday, August 27

Virtual CLE: On Child Hearsay

Presented by Judge Salomone

12:00 - 1:00 PM CLE @ BCBA Zoom Virtual Meeting Room

\$25 CLE | \$15 New/Young Lawyer | \$10 No CLE

[Please click here to register](#)

Thursday, September 10

Virtual Side Bar CLE: The Color of Policing: How Criminal Procedural Law Enshrines Bias

Presented by Aya Gruber, Professor of Law, University of Colorado

4:00 - 5:00 PM CLE @ BCBA Zoom Virtual Meeting Room

\$25 CLE | \$15 New/Young Lawyer | \$10 No CLE

[Please click here to register](#)

WELCOME NEW BCBA MEMBERS

Delphine L Janey

Francesca Ramos

Nicole Fullmer

Britton F Davis

Neil E Piller

Jillian Lloyd

Lauren Kuhn

Brian R Hanson

Matthew D Clark

Brian D Lefort



**David
Driscoll**

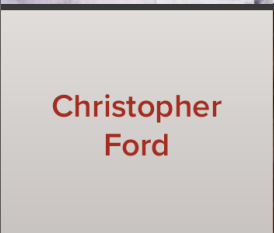


**Kimberly
Hult**

HutchinsonBlackandCookLLC

Attorneys at Law

921 Walnut, Suite 200
Boulder, Colorado



**Christopher
Ford**



**Glen
Gordon**



PERSONAL INJURY & WRONGFUL DEATH

Our team has a long-history of successfully representing those who have been severely impacted by someone else's negligence.

- An average of more than 25 years' experience
- Impressive history of verdicts and settlements
- Highly experienced litigators
- Recognized by *Super Lawyers* and *Best Lawyers*

CALL OUR OFFICE AT 303-442-6514 TO TELL US MORE ABOUT YOUR SITUATION

VOLUNTEER ATTORNEYS NEEDED

JOEL HAYES

Bridge to Justice (B2J) advises and represents low to moderate-income Boulder residents in civil matters related to access to food and health care benefits, under a grant from the City of Boulder's Health Equity Fund. We have focused on underserved clients, including people served by homeless shelters, food pantries, and public or senior housing. We can sometimes advise clients on other civil matters, however, we are unable to advise them regarding municipal or criminal matters, such as harassment, trespass, assault, probation and sex offense registry issues.

These clients are often homeless and lack access to phones or the internet. They may have disabilities or recent trauma, and may have lost their identification, social security and other id cards. They may also be missing legal correspondence, including notices of hearing or a court decision. They may only be able to call or email from a shelter, often after they are allowed into the facility in the evening, or before they have to leave in the morning.

B2J now seeks experienced volunteer attorneys to provide homeless and indigent clients *pro bono* advice regarding municipal and criminal matters. Callers may only have access to telephones after about 6PM, so flexibility is desired, as is access to the Colorado Courts E-Filing system. Professional liability coverage is required, as we cannot provide it. If you are still interested please contact Joel R. Hayes Jr., at Bridge to Justice, 720 923 1370 or joel@boulderbridgetojustice.org.

BCBA VIRTUAL FREE LEGAL CLINIC UPDATE

KYLE MARES

In response to the coronavirus pandemic closing the venues used for the monthly free Boulder County legal clinics, the Boulder County Bar Association began a Virtual Free Legal Clinic in April 2020. The BCBA anticipates the virtual legal clinic will remain active and in place at least through the end of the year, replacing the monthly in-person clinics which are postponed indefinitely.

To date, 97 people seeking legal assistance have been provided with virtual consultations. User response has been largely positive and appreciative, and very few technological problems have been reported.

Using a slate of volunteer attorneys, people sending in their legal issues have been promptly contacted with free legal advice. Thanks to technology like Zoom and Google Voice, even those with limited capabilities can still benefit from interactions similar to the face-to-face meetings offered at the once-monthly legal clinics held in Boulder, Lafayette, and Longmont. Nearly 50 individuals seeking legal help have already been assisted.

Access to legal resources is difficult in the best of times for those unable to afford their own lawyer. It was determined that transitioning temporarily to a virtual legal clinic would offer those in desperate need of legal help a valuable tool even while sheltering in their homes. Thanks to organizational outreach and an article in The Daily Camera, the residents of Boulder County are aware of this important legal resource that is available to them thanks to the assistance of the Boulder Bar membership. Please email Kyle if you would like to participate.

BCBA MEMBERS DURING THE PANDEMIC

BCLS Story- Brett Landis, Managing Attorney

BCLS modified our services to remotely serve our clients starting March 16, 2020. I was able to transition to working from home very quickly, using telephone and Zoom to connect with clients, while our Secretary Kate Weinstein worked alone in the office, handling phone intakes for applicants. Our new pro bono coordinator Kellie Cuevas (who had only started in December) managed to adapt to a hybrid work model and transform our dissolution and APR clinic into a virtual format. We were proud to continue our law student internships remotely, as well as, host an undergraduate intern this summer. I have spent more time at meetings on TEAMS, Zoom, Google Hangouts, Webx, and any other conferencing app in existence.

I've been trying to get updates on community services and policies, as well as, working with some of our City and County workers to address the challenges facing our community during this time. I have seen how dire this situation is for our low-income community members. Domestic violence has increased in frequency and severity, and my clients with behavioral health challenges are seeing their symptoms exacerbated. However, if there is a silver lining in all of this, I am seeing how our community has come together and responded on multiple levels. We're all in this together, and here in Boulder County, we're responding together.



White Gold in the Pandemic

by Melody Fuller

Conscious Family - John C. Hoelle, Attorney and Mediator

We mediate and litigate family law matters, exclusively. While many existing clients paused their legal separation or divorce process as of mid-March—especially those cooperative mediation clients who typically have not yet filed a Petition, and therefore have no deadlines—we did have a trickle of divorce cases throughout the Stay at Home period. I mediated three in-person sessions for one couple to get them divorced, and never saw their faces since we all were masked. But mostly the pandemic pushed us to offer online mediation services, and we are now happily and easily able to service divorce and prenup clients statewide, and beyond.

A time-limited offer that helped bring in business during the Stay at Home period was a free session for couples who needed help to make informal arrangements during a time when physical separation was impossible. This felt good to offer something to the many couples who experienced difficult circumstances at home during the pandemic. As a reward, June saw our highest intake numbers of the year, surpassing even the normal seasonal high of January-March. We are pleased to be expanding our team, and we are now 4 attorney/mediators, 2 paralegals, and 2 administrative personnel.

PROFESSIONALISM ON CALL

August 3	Anton Dworak	303.776.9900
August 10	Steve Clymer	303.530.2137
August 17	Mike Rafik	303.444.9292
August 24	Gwyn Whalen	303.443.8010
August 31	Lee Strickler	303.443.6690

The Professionalism Committee assists lawyers, clients, and other members of the community with questions or complaints about behavior by lawyers that fails to meet generally accepted standards of professionalism and courtesy, or that is contrary to the BCBA Principles of Professionalism.

The Professionalism Committee does not address allegations of criminal or ethical violations by lawyers, as regulated by the Colorado Rules of Professional Conduct, and any such violations should be addressed to the Office of Attorney Regulation Counsel.

BOULDER COUNTY FREE LEGAL CLINIC

The Boulder County Free Legal Clinics have been replaced with our Virtual Legal Clinic until further notice.

THANKS TO OUR VOLUNTEERS

The BCBA Virtual Legal Clinic remains ongoing and has served over 30 people to date. Thank you to the attorneys who serve as volunteers:

Dan Droege	Amy Stengel	Beth Kelley
Jennifer Huston	Laura Herndon	Dipak Patel
Sherri Murgallis	Maki Iatridis	Lindsey Killion
Craig Small	K.C. Cunilio	Karen Burns
Scott Hamerslough	Fern O'Brien	Susan Spaulding
Starla Doyal	George Farmer	Chris Lane
Jeff Skovron	TJ Willard	Connie Eyester
Lila Sol	David Harrison	Beth Montague
Georgiana Scott	Ann England	Kurt Hofgard

PRO BONO REFERRALS

Five cases were referred in the month of April and May. Thank you to the following attorneys:

Howard Bernstein
Lila Sol
Heather Kurland
Don Alspaugh
Bruce Wiener

PRO SE VOLUNTEERS

The Pro Se Clinic was cancelled due to COVID-19, so no volunteers were utilized this month.

PRO BONO CORNER

Interested in a Pro Bono case? Please call Kellie at 303-449-2197. CLE credits available for pro bono service.



CLASSIFIED ADS

OFFICE SPACE FOR SUB-LEASE IN LANDMARK SPRUCE STREET MANSION. Perfect for attorneys, therapists, CPA's, IT or other interested professionals. Centrally located on 11th and Spruce in downtown Boulder. Access to large conference room, kitchen, waiting area, two bathrooms, parking pass, outdoor patio. \$1,300 per month. Contact Bruce at (720) 307-4956 or by email bruce@boulderbridgetojustice.org.

LAW BUILDING FOR SALE. 745 Walnut. First time on the market for over 40 years. Two blocks from Justice Center. One block from many amenities, including Spruce Confections, Lolita's, Nick & Willy's Pizza, St. Julien Hotel, etc. Please contact Tom, Julie or Jeanne at (303) 817-8650, (303) 494-7700 or (303) 859-3526.

OFFICE SPACE FOR LEASE IN PROFESSIONAL SHARED SUITE. Perfect for attorneys, CPA's, IT or other interested professionals. Great location on 30th Street next to the 29th Street mall. Two conference rooms, kitchen, waiting area and free parking. \$625 per month. Contact Scott at (720) 415-0322 or by email scotth@scotthlaw.com if you are interested.

BEAUTIFUL OFFICE SPACE FOR LEASE. Two room office with kitchenette, reception area, deck, and amazing views. Conveniently located next to Boulder Creek and CU across from Folsom Field with dedicated parking spots. 799 sq. ft. Monthly rent: \$1950. Contact BTZHChris@gmail.com. 303.449.0428.

PARALEGAL - REAL ESTATE. Position Overview: Under the direction of Real Estate lawyers, this position will assist attorneys in rendering legal services in the area of commercial real estate and acquisitions, real estate finance, leasing, and real estate development. [Please click here to apply.](#)

TRANSACTIONAL POSITION AVAILABLE. Stinson LLP seeks a highly motivated transactional attorney with 3-5 years of experience for our Denver office. Excellent academic credentials, strong writing, analytical, organizational, research and communication skills required. Cover letter, resume, transcript and writing sample required. Apply on-line at <https://bit.ly/2qMWGzA>. For more information, visit www.stinson.com or contact Eleanor McCall at recruiting@stinson.com.

OFFICE SPACE FOR LEASE. Boulder: 2400 Broadway. Beautiful brand-new downtown office spaces in building owned by on-site immigrant rights attorney. Construction to be complete February 2020. Conference room, kitchen, shower, bike storage, basement storage and parking available. Walk to Pearl, Sanitas, Ideal Market. \$1100-\$1500. Brandt Milstein - brandt@milsteinlawoffice.com

Keating Wagner Polidori Free

TRIAL ADVOCATES. PLAINTIFF FOCUSED.

1290 Broadway, Suite 600 Denver, CO 80203 | (303) 534-0401 | keatingwagner.com



Randy Barnhart



Laurence Free



Aaron Goldhamer



Christina Habas



Melissa Hailey



Michael Keating



Deirdre Ostrowski



Ross Pulkabek



Lidiana Rios



Melissa Sullivan



Bradley Unkeless



Robert Wagner



Daniel Wartell



Zachary Warzel

PERSONAL INJURY. WORKERS' COMPENSATION. BUSINESS LITIGATION. INSURANCE DISPUTES.

Boulder^{COUNTY} BAR ASSOCIATION

THE BCBA NEWSLETTER IS A MONTHLY ELECTRONIC PUBLICATION BY THE BOULDER COUNTY BAR ASSOCIATION. ARTICLES BY GUEST LAWYERS MAY NOT BE REPRODUCED WITHOUT PERMISSION FROM THE BOULDER COUNTY BAR ASSOCIATION OR THE AUTHORS.

COMMERCIAL ADVERTISING INFORMATION IS AVAILABLE BY CONTACTING
laura@boulder-bar.org
OR THE BAR'S WEBSITE
www.boulder-bar.org



LAWPAY
CREDIT CARD PROCESSING

PAYMENT PROCESSING,
EXCLUSIVELY
FOR ATTORNEYS.

BOULDER COUNTY BAR ASSOCIATION
Proud Member Benefit Provider

1.95% per transaction | No swipe required | No equipment needed

www.lawpay.com/bcba | 866.376.0950

AffiniPay is a registered ISO/MSP of BMO Harris Bank, N.A., Chicago, IL