

Boulder County Bar Association Newsletter

THE AVAILABILITY OF LEGAL SERVICES COMMITTEE: PAST AND PRESENT

CHRISTINA EBNER, ESQ.

Check out
our new
look!

The Availability of Legal Service Committee's (ALS Committee) mission has been to increase the legal resources and services available to low-income community members in Boulder County. The ALS Committee remains true to this focus by creating bridges between pro bono attorneys and the needs of the indigent community by sponsoring CLE programs that directly relate to the specific issues associated with the poor. The needs of the indigent community are vast and many times the issues have a ripple effect on other programs or needs and their families.

There is no doubt that Boulder County attorneys devote many hours a year to serve the needy. One only has to go to the yearly Pro Bono Award Luncheon to see the large number of attorneys attending and receiving awards.

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PAST AND PRESENT CONTINUED

Pro bono attorneys help clients with:

- Family law: domestic violence, divorce, custody, guardianship, etc.;
- Consumer/debt law: including bankruptcy, garnishment, collection, repossession, etc.;
- Housing law: including foreclosures, evictions, landlord/tenant issues, etc.;
- Issues for seniors: including living wills, medical durable powers of attorney; and,
- Problems with Social Security, Medicare, Medicaid, SSI, Old-Age Pension, and other government benefits.

There are many reasons for taking a pro bono case. The primary incentive, of course, is the deep satisfaction of helping a person who otherwise would not be able to afford a skilled attorney to advocate on his/her behalf. The attorney is the link to legal advice and representation that was previously unattainable to a person trapped by their financial status.

Furthermore, the pro bono attorney may receive CLE credits for taking an ALS Committee sponsored program, get well-deserved recognition and CLE credits at the yearly Pro Bono Award Luncheon, and receive CLE credits from the Colorado Bar Association for taking pro bono cases.

CLE programs:

Over the last 20 years the ALS Committee has sponsored numerous CLE programs to assistant pro bono attorneys with wide-ranging issues confronting their clients. For instance:

- Fraud Issues: Helping Victims Fight Back;
- Working with Mentally Ill Clients;
- Eviction Defense: Public and Subsidized Housing; Intersection of Family Law and Legal Services;
- Medicaid Eligibility and Appeals Update;
- What Every Lawyer Should Know About Earned Income Tax Credits;
- Public Benefits;
- Social Security and Divorce;
- Elder Abuse, Neglect and Financial Exploitation: Identifying the Problem and Addressing the Issues;
- What Every Lawyer Should Know about Medicaid;
- Unbundled Legal Services;
- Limited Scope Representation, plus many, many more.

The ALS Committee also sponsored Public Forums inviting Boulder County agencies serving low-income populations to come together and share information.



The Honorable
Harlan R. Bockman

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and Mediation
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The Honorable
James C. Klein

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- Construction Defect
- Employment
- Estates/Probate/Trusts



The Honorable
Frank N. Dubofsky

- Family Law
- Insurance
- Personal Injury/Torts
- Professional Liability



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PAST AND PRESENT CONTINUED

**There
is no doubt
that Boulder
County attorneys
devote many hours
a year to serve
the needy.**

CLE credits

Colorado Rule of Civil Procedure 260.8, "Direct Representation and Mentoring in Pro Bono Civil Legal Matters," allows attorneys to be awarded up to nine hours of CLE credit per three-year reporting period. The attorney will receive one (1) unit of general credit for every five (5) billable-equivalent hours of representation provided to the indigent client. *Id.*

The CLE credits can be earned for performing uncompensated pro bono legal representation on behalf of clients of limited means in a civil legal matter or mentoring another lawyer or law student providing such representation. CRCP 6.1

John Marshall Award

Each spring the ALS Committee has the honor to recommend an attorney to the Boulder County Bar Association to receive the John Marshall at the annual Pro Bono Luncheon. The recipient of this award must have demonstrated an unusually high level of dedication over the years serving the disadvantaged.

The pro bono attorneys in Boulder County are tireless individuals who represent their pro bono clients with the same dedication and diligence as they would a paying client. To this end, the ALS Committee will continue to support these attorneys to make sure they have the current and valuable information necessary to help their clients.

If you are interested in increasing the availability of legal services in Boulder County and promoting pro bono work, come to the Availability of Legal Services Committee meetings held every second Friday of the month, beginning September 9, 2016, at noon at Boulder County Legal Services, 315 South Boulder Road, Suite #205, Louisville.

ABOUT THE AUTHOR: Christina Ebner is in private practice in Longmont. She has 25 years' experience of serving the elderly, indigent and disabled in Social Security law and the public benefit programs (Medicaid, Old Age Pension, Aid to the Needy and Disabled, and Medicare. She can be contacted at 500 Coffman Street, Suite 101, Longmont, CO 80501. 303-544-2124.

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CALENDAR OF EVENTS

Tuesday, September 6

SOLO/SMALL FIRM

Networking Meeting and Introduction

Barrett Weisz & Julie Karavas

BCBA Conference Room

RSVP - laura@boulder-bar.org

Wednesday, September 7

CIVIL

Jury Selection on the Cutting Edge - The Cinemark Trial

Presenter: Carrie Frank

Noon @ Justice Center Jury Assembly Room

\$25 CLE, \$15 New/Young Lawyer

Register and pay online here

Friday, September 9

AVAILABILITY OF LEGAL SERVICES

Monthly Brown Bag Lunch

Noon @ Boulder County Legal Services

Wednesday, September 14

BUSINESS

Dead on Arrival: Avoiding Legal Mistakes That Can Kill Your Client's Start Up

Presenter: Jack Donenfeld

Noon @ BCBA Conference Room

\$25 CLE, \$15 New/Young Lawyer

Register and pay online here

Thursday, September 15

REAL ESTATE

CDARA Combat: A Review of Local Ordinances

Attacking the Construction Defect Reform Act

Presenter: Jean Arnold

Noon @ BCBA Conference Room

\$25 CLE, \$15 New/Young Lawyer

Register and pay online here

Thursday, September 15

BANKRUPTCY

Monthly Lunch and Roundtable

Noon @ Kathmandu (1964 28th St)

RSVP - Laura@boulder-bar.org

Tuesday, September 20

ELDER

Protective Proceedings Monitoring

Presenter: Krista Garcia

BCBA Conference Room

\$25 CLE, \$15 New/Young Lawyer

Register and pay online here

Tuesday, September 20

FAMILY

The Level II Coparenting Class: Education and Collaboration Verses Evaluation and Litigation

Presenter: Steve Gimpel

Dickens Tavern Longmont

\$25 CLE, \$15 New/Young Lawyer, \$13 Lunch

Register and pay online here

Wednesday, September 21

NATURAL RESOURCES/ENVIRONMENTAL

Open Space Educational Hike at Chautauqua

Presenter: Suzanne Michot

Ranger Cottage

\$12.50 per person - Limited to 12 attendees

RSVP - Laura@boulder-bar.org

Wednesday, September 28

TAX, ESTATE PLANNING AND PROBATE

Same Sex Marriage after the SCOTUS Ruling

Presenter: Erica Johnson

BCBA Conference Room

\$25 CLE, \$15 New/Young Lawyer

Register and pay online here

BOULDER IDC

Thursday, September 15

Professionalism in Family Law

Presenters: Angie Arkin and Jane Irvine

11:30 @ Dairy Arts Center

\$27 IDC Members, \$32 Non-Members, \$35 Walk in

2 General CLE and 1 Ethics

To RSVP, go to boulderidc.org

PRESIDENTS PAGE



What is the relevance of the bar association? How can I get more involved?

As I considered my vision for my Presidential year, these are the two questions I wanted to answer. As the practice of law changes, how can the Board of Directors ensure that the Boulder County Bar Association remains relevant to its members? Once I started thinking about it, the answer seemed clear to me. Those two introductory questions are connected. We learn how to be relevant through member engagement.

Throughout the year, we will be seeking volunteers for a multitude of projects, including:

- Updating our website to ensure easy navigation and relevant information.
- Inviting members to join the planning committee for Food Wine Jazz Art, our annual benefit supporting supports Legal Aid Foundation of Colorado.
- Inviting member to join our Social Committee, which plans special events and activities for members to enjoy together.
- Encouraging continued educational opportunities by making it easy for members to volunteer to present CLEs and draft articles.
- Ensuring short-term and micro-volunteer opportunities are available to our members who are too busy to commit to a long-term project.

I hope you will continue to visit the President's page to hear about our progress on all of these projects. More importantly, I hope that you will join me in turning these ideas into realities.



abigail.smith@coag.gov



@ms_smith



patentlyabsurd

A beginner's guide to

EVERYTHING YOU NEED TO KNOW

ABOUT THE BOULDER COUNTY BAR ASSOCIATION

The Boulder County Bar Association is home to approximately 1300 members, which are organized here by both type and Section. Each of the Sections focus on specific areas of substantive law. Each of the Sections is headed by co-chairs and have a member of the Board of Directors as a liaison. Please note that we rely on self-reporting for both categories, so these numbers represent an approximation.

MEMBERSHIP TYPES



SECTION MEMBERSHIP



The Board of Directors consists of 9 voting members. Of these 9 voting members, 3 are officers: President, President-elect and Secretary-Treasurer. The Board of Directors is tasked with managing the affairs of the Bar Association. Our Executive Director, Christine Hylbert and Executive Assistant, Laura Ruth, perform those managerial and administrative functions normally associated with that of executive director, office manager and chief administrative employee.

BCBA LEADERSHIP



YOUR NEW BCBA CONFERENCE ROOM

AVAILABLE TO BOOK

The BCBA is always looking for ways to serve our membership. One big project that has been in the works for some time is obtaining a designated CLE space and conference room for our members.

We are excited to introduce our new space. It is the perfect location for meetings and depositions. There are seats around the table for 12 with additional seating for up to 16. A



screen and projector are available for use.

As an incentive to generate interest in the room, we are waiving all rental fees until the month of January. We would like to have as

many members as possible take advantage of this great benefit.

Please contact Laura Ruth to reserve your space - laura@boulder-bar.org or call 303-440-4758.

KLEIN & FRANK



At Klein Frank, P.C., we're committed to the people we represent. It's our mission to help our clients overcome situations that sometimes seem impossible. Backed by more than 60 years of combined experience, we know that the best results aren't always the fastest ones - and we're willing to fight as long as it takes to help our clients in personal injury and wrongful death cases.



**WE ARE
GROWING & MOVING!**

Welcome to Gennevieve St. Leger
who joined us as an attorney.

Klein & Frank, P.C.
2505 Walnut Street, Suite 100, Boulder, CO 80302
iwantjustice.com 303.448.8884

PROFESSIONALISM ON CALL

September 5	Meghan Pound	303.443.8010
September 12	Tom Rodriguez	303.604.6030
September 19	Karl Kumli	303.447.1375
September 26	Tripp DeMuth	303.447.7775

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 dates have been set for the 2016 - 2017 Free Legal Clinics at the Sacred Heart of Jesus church (2312 14th Street) from 5:30 - 7:30 pm. Volunteers are always needed. Please contact Christine at christine@boulder-bar.org if you can help.

September 15
December 15

March 16
June 15

PRO BONO REFERRALS

Six cases were referred during the month of July. Thank you to the following attorneys:

Susan Bryant
Norm Aaronson CULADP
Wallace Grant
Sara Jones

PRO SE VOLUNTEERS

Chris Jeffers
Michael Morphew
Craig Small
Leonard Tanis

BCAP VOLUNTEERS

There were no requests for pro bono assistance for the Boulder County Aids Project in August.

PRO BONO CORNER

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



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LAWYER ANNOUNCEMENTS



Bridge to Justice is pleased to welcome Susan Vanderborgh to our organization as Staff Attorney. Susan will be assisting low- and moderate-income individuals in family law, consumer debt and other civil legal matters.



Law Offices of Randall M. Weiner, P.C.
Is Pleased to Welcome
Annmarie Cording, Esq.
As an Associate.

Ms. Cording's practice areas will include small business law, estate planning and probate, and real estate transactions. Matthew Osofsky, *of counsel*, will continue to assist the firm with litigation and transactional work in the firm's business and real estate practice.

The combined practice will continue representing individuals, small businesses, non-profits, and the public interest in environmental, natural resources, and personal injury litigation.

—  —
Law Offices of Randall M. Weiner, P.C.
Phone: [303-440-3321](tel:303-440-3321)
E-mail: rmw@randallweiner.com
Website: www.randallweiner.com
3100 Arapahoe, Suite 202, Boulder CO 80503

RICH AND RUTH IRVIN HAVE MADE IT OFFICIAL!

As of September 1, 2016, we are fully and finally retired.

We bid adieu to the practice of law.

It has been a pleasure and privilege to be part of the legal community, providing needed legal services to the public.

Now, we're on to the next chapter.

LAWYER ANNOUNCEMENTS CONTINUED

HutchinsonBlackandCookLLC

Attorneys at Law

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Congratulates

Kimberly M. Hult
Medical Malpractice Law-Plaintiffs

Baine Kerr
Medical Malpractice Law-Plaintiffs

Christopher W. Ford
Personal Injury Litigation-Plaintiffs

Glen F. Gordon
Personal Injury Litigation-Plaintiffs

Robert A. Schuetze
Personal Injury Litigation-Plaintiffs
and Railroad Law

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Corporate Law; M & A

Maureen E. Eldredge
Corporate Law

William D. Meyer
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Brad Peterson
Construction Law

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NOTICE SOMETHING DIFFERENT?

We've updated the format and style of our newsletter. Our new program gives more online functionality, such as being able to register for programs directly from the page. It is also easier to read and skim through pages.

We would love your feedback! What is working? What can be improved? Are there more features you would like to see? Please send your comments to laura@boulder-bar.org.

VOLUNTEER TO PROTECT THE VOTE

Protect the Vote is seeking Election Watchers, Election Hotline Workers, and other volunteers to serve in key roles across the state. Training and support to volunteers will be provided. Looking for attorneys willing to work shifts during early voting (October 24 to November 7) and on Election Day (November 8). Help is also needed before early voting begins and in the days following the election. If interested please contact Lenore Fox at Lenore@lenorefox.com or call her at 303-443-2757

COURT ANNOUNCEMENTS

The Colorado Judicial Institute Announces the 2016 Judicial Excellence Award Recipients

Denver, July 13, 2016 - The Colorado Judicial Institute (CJI) is pleased to announce the 2016 Judicial Excellence Award recipients. The honorees, selected for their outstanding service, will be recognized at CJI's 14th Annual Judicial Excellence for Colorado Dinner Tuesday, October 18, 2016, at the Denver Marriott City Center.

Judicial Excellence Award Recipients:

Chief Judge Michael O'Hara, 14th Judicial District

County Court Presiding Judge John Marcucci—
Denver County

Magistrate Carolyn McLean—20th Judicial District

Reserve Your Seats:

Seats are \$200 per person or \$110 per person for judges, judicial department employees and young professionals (practicing less than five years). Visit CJI's web site at www.ColoradoJudicialInstitute.org

to purchase tickets. Contact Cynthia at 303-766-7501 or Cynthia@ColoradoJudicialInstitute.org with questions.

Sponsorship Opportunities Available:

For more information contact Cynthia Ophaug-Johansen at 303-766-7501 or

Cynthia@ColoradoJudicialInstitute.org. Proceeds from this event will benefit the CJI Judicial Education Fund and the programs of the Colorado Judicial Institute.

About the Judicial Excellence Awards

The Judicial Excellence Awards formally recognize judicial excellence in Colorado and the annual event raises money in support of CJI's Judicial Education Fund and the programs of CJI. The fund was established in response to cuts to state financial support for continuing education of judges and court personnel. Since 2003, CJI has awarded approximately \$400,000 to judicial education in Colorado. CJI's Judicial Education Fund is one of the few privately funded resources available to Colorado's judiciary.

About the Colorado Judicial Institute

The Colorado Judicial Institute (<http://www.coloradojudicialinstitute.org>) hosts the prestigious annual Judicial Excellence for Colorado Dinner. CJI is a non-profit, founded in 1979, whose mission it is to preserve and enhance the fairness, impartiality and excellence of Colorado's Courts, to further public understanding of the Colorado judicial system, and to ensure that the courts meet the needs of the people.

Effective October 3, 2016, mandatory criminal e-filing in all criminal (CR), juvenile delinquency (JD), misdemeanor (M), traffic (T) and traffic infraction (R) cases will begin. All counsel will be required to e-file all pleadings including exhibits and proposed orders for these cases. Administrative Order 03-106 will be updated to include information regarding criminal e-filing. Training is available for counsel and staff through webinar trainings which can be accessed on the courts website at www.courts.state.co.us and then clicking on ICCES on the home page.

In addition to the webinar training, there will be an overview training of criminal e-filing on September 8, 2016 from noon to 1:30pm in the Jury assembly Room at the Boulder Justice Center which will include how to reach the site, login, general navigation, and quick filing and alerts. This training is open to all counsel and staff and you are encouraged to attend if you have never utilized ICCES for e-filing. Court staff will be attending the training to be available for questions.

If you have any questions, please contact Debra Crosser, Clerk of Court at 303-441-3766 or Mari Cano, Criminal Supervisor at 303-441-4760.

CLASSIFIED ADS

TSCERTIFIED SIGNING AGENT/MOBILE NOTARY AND CONTRACT PARALEGAL SERVICES. Litigation specialist, Civil Litigation. ADC/CJA. Roz Lynn Dorf, M.A. 303.494.6935

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ASSISTANT: Part-time executive legal assistant required for Boulder-based ADR practitioner. Qualities: Personable, organized, tech-savvy, detail oriented. Duties: Telephone and email workflow, scheduling/coordinating calendars, managing physical files and electronic documents and contacts. Quickbooks invoicing and CRM

experience helpful. Starting 20 hours/week. Responsibilities and hours projected to grow over time. Please provide resume/references via email to admin@mediatelaw.com

OFFICE SHARING OPPORTUNITY AVAILABLE OCTOBER 1. Two offices plus secretarial station, copier, supplies, conference rooms, receptionist, other amenities. Stellar views, terrific location, plenty of off street parking. Easy access from anywhere. Contact gail@oshlaw.com for details.

JESSIE GOLDFARB IS OFFERING A LIMITED NUMBER OF FREE 50-MINUTE COACHING SESSIONS, ON ANY SUBJECT, TO MEMBERS OF THE BOULDER COUNTY BAR ASSOCIATION. Jessie practices conscious divorce law in Boulder, and has a masters degree in Spiritual Psychology. Her specialty is providing people with tools to immediately see their circumstances as opportunities to live more joyfully. Sessions are via phone or Skype. Jessie can be reached at 303-842-4750.

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Lynn David Bird



James C. Brennan



Coulter M. Bump



Richard E. Bump



Alyssa C. Burghardt



Martin C. Edgar



Elizabeth Finckh



Elizabeth R. Friel



Christian Griffin



Brad J. Hendrick



Wedorthe Jerni



Gregory S. Lindquist



Meghan E. Pound



Michael Schoenhar



Linda L. Skorkus



Kathleen M. Smith



Gregory J. Smith



Douglas A. Steyers



Stuart Stuller



Jennifer A. Sullivan



Matthew Ulrich



John Vaughan



Teri J. Weinman



Wynne Whelan

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COMMERCIAL ADVERTISING INFORMATION IS AVAILABLE BY CONTACTING laura@boulder-bar.org

OR THE BAR'S WEBSITE
www.boulder-bar.org

The advertisement for LawPay is set against a background image of a wooden gavel resting on a credit card. The LawPay logo, a green stylized 'L' inside a circle, is on the left. The text 'LAWPAY' is in a large, serif font, with 'CREDIT CARD PROCESSING' in a smaller, sans-serif font below it. The main message 'PAYMENT PROCESSING, EXCLUSIVELY FOR ATTORNEYS.' is in a bold, sans-serif font. In the bottom right corner, it says 'BOULDER COUNTY BAR ASSOCIATION Proud Member Benefit Provider'. A green banner at the bottom contains the text '1.95% per transaction | No swipe required | No equipment needed'. Below the banner, the website 'www.lawpay.com/bcba' and the phone number '866.376.0950' are listed. At the very bottom, in small print, it says 'AffiniPay is a registered ISO/MSP of BMO Harris Bank, N.A., Chicago, IL.'

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