SEPTEMBER SIDE BAR

Please join us for our September Side Bar presentation on Thursday, September 9, as we welcome Judge Bakke, Judge Mulvahill, Judge Malkinson, Judge Salomone, Judge Collins, and Judge Langer to the BCBA office to present the 20th Judicial District Update, focusing on the evolution of court procedures and operations as the Justice Center transitions from summer to fall.

This Side Bar will be capped at 22 in-person attendees. We ask that if you come in person, you are fully vaccinated and agree to wear a mask during the presentation. Following the presentation, a happy hour will be held on the front patio, with masks optional.

This presentation will be held in person at the BCBA Office from 4:00 - 5:00 pm, followed by a networking and social hour with appetizers, wine and beer included. If you are unable to attend in person, the recording will be available as a home study CLE offering by the following afternoon through the BCBA website.

Please click here to register

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As the child of a former public school teacher, September always means “back to school” season to me. Even more so than New Year’s, September feels like a time of new beginnings, new adventures, and new identities. It’s a chance to set goals for myself and get started on new plans.

This September feels a bit rougher than most. After a full school year of learning during Covid, students, teachers, and staff are having to prepare for a new round of safety precautions which we had hoped would no longer be necessary. We are not where we thought we would be at this time, and this new school year feels less full of promise than most.

Despite disappointments, there are still many new beginnings to celebrate. Board member Alison Gordon, our BCBA Executive Assistant Kyle Mares, and I were fortunate enough to attend a welcome lunch for the University of Colorado School of Law’s incoming 1L class. Marci Fulton, our CU ex-officio board member, invited us to meet the new students. Despite the pandemic, despite the alarming smoke from forest fires in the air, despite a somewhat dismal state of the outside world, these students are committed to spending the next three years of their lives engaged in rigorous studies and uncertain job searches, hoping that their work would lead to a better future. It is inspiring talking with these students and to see a world of possibilities through their eyes.

I want to take a moment to acknowledge the hard work and dedication of the staff and faculty at our Colorado law schools. I have had the opportunity to work with several students as an externship and internship supervisor, and I am always impressed by the skills and work ethics of these students and how smoothly their educational programs have been run. With many changes, including, but not limited to, the past year and a half, Colorado’s legal education system is working hard to adapt itself to a new legal profession and to prepare students for practicing law.

This fall, we are also fortunate to welcome a group of new lawyers in our midst. The law school class of 2021 graduated in the spring and took the bar exam this summer. This current group of soon-to-be-admitted attorneys faced a pandemic and a recession, but they succeeded. They will have to engage in a steep learning curve as they figure out how to practice law, but the resilience this generation of lawyers has developed will benefit the profession for many years to come. (If anyone is interested in engaging in mentorship, please consider signing up to participate in the Colorado Attorney Mentoring Program, aka CAMP.)

As I set my goals as BCBA President this September, I am focusing on the optimism of the new lawyers and law students I have had the honor to work with. While unexpected changes to the world around us may alter the plans we have made, I am confident that our resilience and creativity as an organization and as a profession will lead us towards continuing our good work.
CALENDAR OF EVENTS

Wednesday, September 1
Bagels with the Bar
8:00 - 10:00 AM @ BCBA Office (3269 28th St.)
Free for BCBA Members

Wednesday, September 8
Bagels with the Bar
8:00 - 10:00 AM @ BCBA Office (3269 28th St.)
Free for BCBA Members

Thursday, September 9
Side Bar CLE: 20th Judicial Operation Update
Presented by 20th JD Judges
4:00 - 6:00 PM CLE @ BCBA Office (3269 28th St.)
$25 CLE & Happy Hour | $15 New/Young Lawyer | $10 No CLE
Please click here for information

Wednesday, September 15
Bagels with the Bar
8:00 - 10:00 AM @ BCBA Office (3269 28th St.)
Free for BCBA Members

Wednesday, September 22
Bagels with the Bar
8:00 - 10:00 AM @ BCBA Office (3269 28th St.)
Free for BCBA Members

Wednesday, September 22
Family Law: Meet the New Judicial Officers &
Update on New Procedures
12:00 - 1:00 PM CLE @ Jury Assembly Room @
Boulder Justice Center (1777 6th St)
$25 CLE | $15 New/Young Lawyer | $10 No CLE
Please click here to register

Wednesday, September 29
Bagels with the Bar
8:00 - 10:00 AM @ BCBA Office (3269 28th St.)
Free for BCBA Members

Thursday, October 14
Side Bar CLE: Current Trends in Regulatory and
Court Reform to Increase Civil Access to
Justice
Presented by Justice Melissa Hart
4:00 - 6:00 PM CLE @ BCBA Office (3269 28th St.)
$25 CLE & Happy Hour | $15 New/Young Lawyer | $10 No CLE
Please click here to register

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Our team has a long-history of successfully representing those who have
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- 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
BCBA AUGUST EVENTS

BCBA BOARD MEMBER ALISON GORDON SPEAKING WITH INCOMING LAW STUDENTS AT THE CU LAW ORIENTATION

BCBA BOARD PRESIDENT BRETT LANDIS & BOARD MEMBER ALISON GORDON AT CU LAW EVENT AT RAYBACK COLLECTIVE

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Ross Pulkabek  Lidiana Rios  Melissa Sullivan  Bradley Unkeless  Robert Wagner  Daniel Wartell  Zachary Warzel

PERSONAL INJURY. WORKERS’ COMPENSATION. BUSINESS LITIGATION. INSURANCE DISPUTES.
BCBA AUGUST EVENTS

BCBA SOFTBALL POSTSEASON HAPPY HOUR

BCBA AUGUST HAPPY HOUR

GROWTH.

Colorado’s most innovative family law firm is excited to announce further expansion of our Strategic Litigation, Mediation, and Collaborative Law services.

Michelle Brinner
Patricia A. Riley
Michael C. Helland

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BCBA AUGUST EVENTS

BCBA SUMMER SOFTBALL GREEN TEAM—TRUTH BADER WINSBURG IS DEFEATED 17–6 IN THEIR FINAL PLAYOFF GAME FINISHING THEIR SEASON 3–11

BCBA SUMMER SOFTBALL BLUE TEAM—BAD NEWS BARRISTERS IS DEFEATED 12–9 IN THEIR FINAL PLAYOFF GAME FINISHING THEIR SEASON 0–14
UPDATE ON THE 2021 LEGISLATIVE SESSION

ANDREW WHITE, CBA DIRECTOR OF LEGISLATIVE RELATIONS

Andrew White presented the May BCBA Side Bar: 2021 Legislative Update, and noted at the time that some priority bills would be signed into law after that CLE program took place. With permission, we are presenting an excerpt from his full article in the August/September Colorado Lawyer (click here for the full article PDF) to cover the final work of the 2021 legislative session.

HB 21-1031: Continuing Jurisdiction of the Trial Court During Family Law Appeals

In January 2020, the Colorado Supreme Court issued a decision holding that trial courts were not authorized by statute to exercise continuing jurisdiction to modify parenting orders during the pendency of appeals in In re the Parental Responsibilities of W.C. Before W.C., Colorado attorneys and judges generally understood that family courts had continuing jurisdiction to issue modification orders in four areas when an appeal is pending: parenting time, decision-making responsibility, child support, and maintenance.

CBA family law practitioners drafted and recommended HB 21-1031 to revest this continuing jurisdiction with the trial court. The governor signed the bill into law on May 7.

SB 21-162: Colorado Uniform Trust Code Part 5

In 2018, the legislature adopted in SB 18-180 the most recent update to the Colorado Uniform Trust Code, except for part 5, which was left out because trust and estate practitioners and other stakeholders did not reach consensus regarding creditor access to trust assets. Following two years of stakeholder meetings and committee work, CBA members reached agreement and drafted SB 21-162 for consideration by the legislature.

The governor signed the bill into law on May 21, updating this final section of the Colorado Uniform Trust Code.

SB 21-171: Uniform Fiduciary Income and Principal Act

In 2019, the Uniform Law Commission adopted the Uniform Fiduciary Income and Principal Act (UFIPA), an update to the Uniform Principal and Income Act (UPIA), which the legislature enacted in 2000 in HB 00-1326. As compared to UIPA, UFIPA updates and modernizes the law to reflect modern trust accounting practices that place greater emphasis on flexibility, notably the trend toward total return investment strategies.

CBA trust and estate practitioners spent several years adapting UFIPA to Colorado statutes and proposed SB 21-171, which differs from the Uniform Act to the extent the bill preserves existing aspects of the law to avoid adversely affecting trust instruments that were based on prior versions of UPIA.

The governor signed the bill into law on May 17.

While the 2020 legislative session was unprecedented and extraordinary, the 2021 legislative session ably followed suit. Every legislative meeting CBA members attended was by video or telephone, and most of the 53 times that CBA members testified before legislative committees they did so remotely via video. Despite these unique circumstances and the limitations of remote participation, CBA members rose to the challenge and achieved unanimous adoption of each of our priority bills. And undeterred by a peculiar 2021 legislative session, CBA members are already at work crafting our 2022 legislative agenda.

Andrew White is the CBA director of legislative relations. Readers are encouraged to contact him to receive periodic email updates during the legislative session or any time they would like more information about bills or other legislative matters that may relate to or affect the legal profession and the practice of law—(303) 824-5309, awhite@cobar.org.
It is with deepest sorrow that we announce the Passing of
Michael Clement Morphew on 22 August 2021

16 October 1947
22 August 2021

Michael Clement Morphew

Please join us in celebrating Michael’s life
9 September 2021 at 1100 at Unity Church in Boulder

Michael is survived by his loving wife Carol, his children Scott (Michelle) and Emily Jackson (Jon), stepchildren Sarah Mauser (Mike) and Crystal Newman (Shaun) eight grandchildren, and sisters Diana Ladd, Stephanie Shobe, and Kerry Loetscher.

*In lieu of flowers the family requests you donate to the ALS Foundation*

WELCOME NEW BCBA MEMBERS

Kealoha M Minton
Chloe Sovinee-Dyroff
Amanda Cranston
Nick Crockett
Jimenez Grace
Jessica Wagner
Catherine Fink
Suzanne M Brackley
Forest D Kitzis
Sam McCarthy
Sarah C Judkins
Colton Jones

Kimberly M Pryor
Thom M Ward
Julie Payne
Derek Maitland
Joli Lofstedt
Mark Hamilton
Daniel P Kapsak
Deborah L Taussig
Deanna R Waldron
Rydge Ruth
Galen Peterson
Cameron Abatti
PROFESSIONALISM ON CALL

September 6  Mike Rafik  303.444.9292
September 13 Gwyn Whalen  303.443.8010
September 20 Lee Strickler  303.443.6690
September 27 Mark Langston  303.440.9684

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 Droge  Amy Stengel  Beth Kelley
Jennifer Huston  Laura Herndon  Dipak Patel
Sherri Murgallis  Maki Iatridis  Lindsey Killion
Craig Small  K. C. Cunilio  Karen Burns
Scott Hammerslough  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

Three cases were referred in the month of July. Thank you to the following attorneys:

Bruce Wiener
Jeff Skovron
Shirin Chahal

PRO SE VOLUNTEERS

There were four Pro Se Clinics held, thanks to the help of the following attorneys:

Kathleen Franco
Josh Anderson
Shana Beggin
Jennifer Huston
Peter Fabish

PRO BONO CORNER

Interested in a Pro Bono case? Please call Kellie at 303-449-2197. CLE credits available for pro bono service.
Assurance Investigations and Process Service.
Professional Full Service Investigations Firm, serving the entire front range of Colorado. We specialize in Criminal Defense, Process Serving. Interviews, Surveillance, Background Checks and more. For more information about our services visit us at assuranceinvestigations.net or reach us at services@assuranceinvestigations.net.

Fortis Law Partners' corporate team is eagerly looking for a corporate associate with 1-6 years of experience to focus on M&A, corporate and other business law matters. Please review the website or contact Liz Hartsel or Andrew Comer for details.

Upscale, Class A office suite of ~4,215 SF available at 1470 Walnut Street, steps away from the Pearl Street Mall, the RTD Transit Station, the Post Office, and Chase Bank. The suite has large glass windows, 8 private offices, 3 paralegal stations, conference room, reception area, kitchen, and copy room. Abundant file storage on-site with file storage room and built-in wall file cabinets. Building features private bathrooms and on-site shower rooms. Could be combined with adjacent suite for a total of ~7,812 SF. Contact Suzanne Zens, 303-444-1885, ext. 106.

As a paralegal at The Germany Law Firm, you will contribute to and bring the expertise needed to solve complex legal challenges, serve our clients' legal needs, and provide our clients with support and peace of mind through their major life changes involving estate administration, estate planning, guardianships, conservatorships, trusts, wills, advanced directives, and other probate matters. Please click here for a further description of the position, and for application instructions. Please email the requested information to Rachel@coelderlaw.net

Seeking attorney in Health Care Defense and Professional Liability. Gordon Rees Scully Mansukhani, a national law firm, has immediate need for an attorney in its Denver office to join its Health Care and Professional Liability Defense team. The ideal candidate will possess three years or more of experience in litigation. Experience in health care defense and professional liability defense is preferred. Click here for more information. Colorado Bar licensure is required. For consideration, please email your resume and writing sample to taustin@grsm.com.

Seeking attorney in Professional Liability, Commercial Litigation & Insurance Bad Faith.
Gordon Rees Scully Mansukhani, a national law firm, has immediate needs for attorneys in its Denver office. The ideal candidates will possess 3 years or more of experience in professional liability, commercial litigation, or first party bad faith/coverage. Candidates should have experience with litigation involving insurance agents/brokers, insurance companies, financial professionals, attorneys, businesses, and business owners. Click here for more information. Colorado Bar licensure is required. For consideration, please email your resume and writing sample to taustin@grsm.com.

Seeking legal secretary/paralegal. Part-time 20 hrs/wk. $20-$27/hr. Good typing skills a must including typing from dictation as well as ability to take instruction and work independently. Practice areas are estate planning, business (including entity formation, purchases and sales), real estate, and probate. Some experience a plus. Salary growth based on experience and ability. Contact gail@oshlaw.com with resume.

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We are updating group participation in BCBA Law Section Groups, and will use your choices to add or remove groups to your BCBA membership profile. Section membership is free, so please join as many sections as you like. We regularly send targeted e-blasts about CLE programs and other news to specific groups, and this will assist us in keeping you up-to-date on group activities.

Please click here to update your BCBA Group Preferences
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.

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