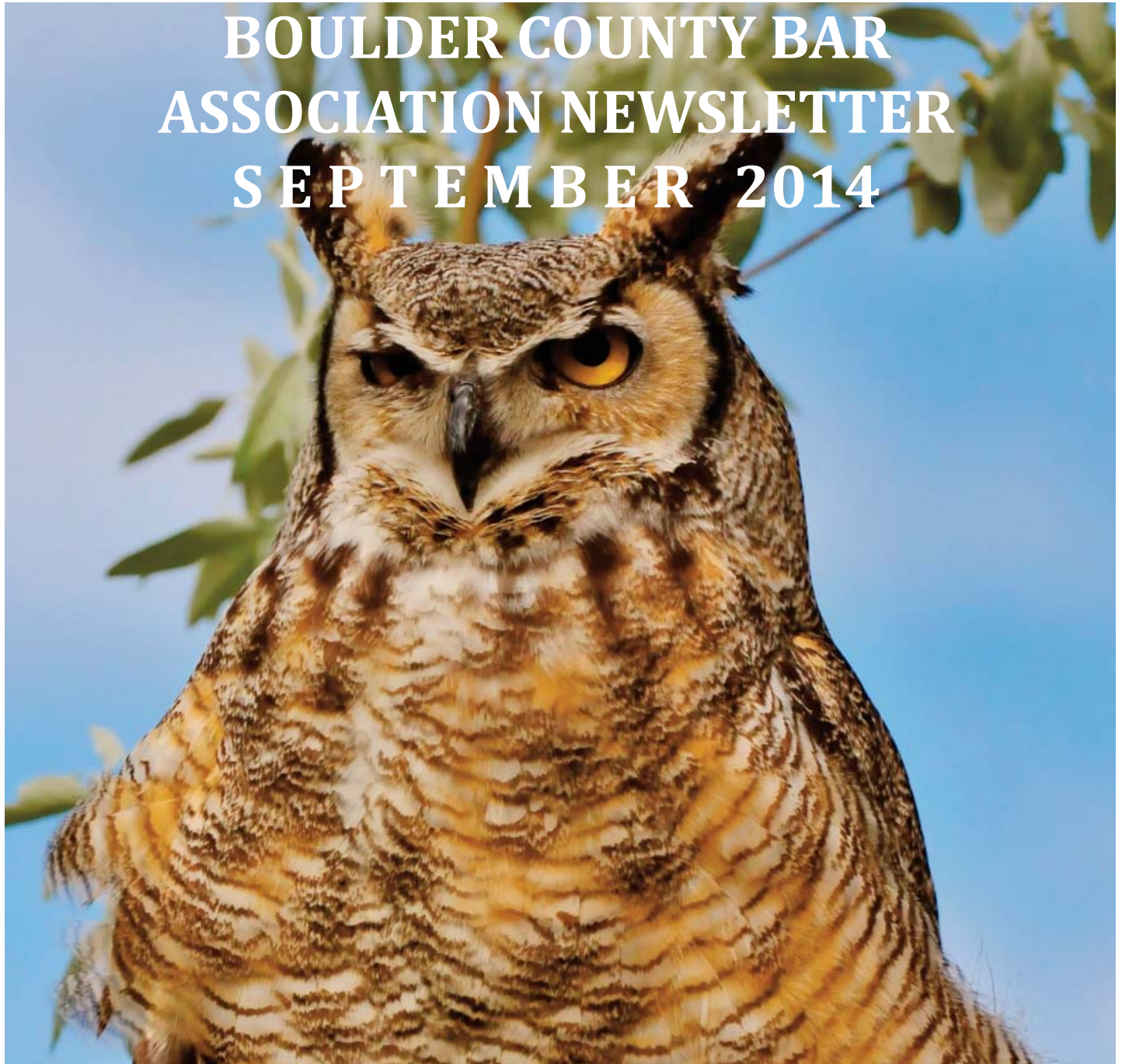


# BOULDER COUNTY BAR ASSOCIATION NEWSLETTER SEPTEMBER 2014



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# SEPTEMBER CALENDAR OF EVENTS

**Tuesday, September 2**  
**SOLO/SMALL FIRM**  
 Networking and Planning Lunch  
 Noon @ Walnut Brewery in Boulder

**Wednesday, September 3**  
 Boulder Interdisciplinary Committee  
 The Complexity of Cases Involving Same-Sex Parents – A Case Study  
 Presenters: Kim Willoughby, Esq. & Andrew Loizeaux, PhD  
 11:30 @ Millenium Harvest House  
 Register at Boulderidc.org

**Wednesday, September 10**  
**CRIMINAL**  
 Handling Domestic Violence Cases  
 Presenter: Matt Connell  
 Noon @ Jury Assembly Room  
 \$25 CLE, \$15 New/Young Lawyer, Brown Bag Lunch  
 \*This CLE includes .2 ethics

**Wednesday, September 10**  
**SOLO/SMALL FIRM**  
 Monthly Happy Hour  
 5:00 @ Conor O'Neills  
 (1922 13th St)

**Thursday, September 11**  
 Boulder Free Legal Clinic  
 5:30 – 7:30 @ Sacred Heart of Jesus  
 (2312 14th St.

**Friday, September 12**  
**AVAILABILITY OF LEGAL SERVICES**  
 Monthly Round Table  
 Noon @ BCLS Office

**Tuesday, September 16**  
**ELDER**  
 The Due, the Undue, and the Ugly:  
 Influence Issues from Questioned  
 Conduct to Proximate Cause  
 Presenters: Spencer Crona and  
 Todd Kastetter  
 Noon @ Caplan & Earnest  
 \$25 CLE, \$15 New/Young Lawyer,  
 \$12 Lunch

**Wednesday, September 17**  
**FAMILY**  
 What Kind of Trust Does My Client (Or  
 Client's Spouse) Have and Is It Reachable by  
 His or Her Creditors or Divorcing Spouse?  
 Presenter: Shelly Merritt  
 Noon @ Justice Center  
 \$25 CLE, \$15 New/Young Lawyer,  
 Brown Bag Lunch

**Wednesday, September 17**  
 Louisville Lawyers Happy Hour  
 5 pm @ Louisville Rex (817 Main Street)  
 First drink and appetizers are "on the bar"

**Thursday, September 18**  
**REAL ESTATE**  
 Title Insurance Commitments  
 Nuts & Bolts  
 Presenter Ron Jung and Robyn Kube  
 Noon @ The Cork Lunch \$17  
 \$25 CLE

**Thursday, September 18**  
**PARALEGAL**  
 The Guardian ad Litem  
 Presenter: Marie Walton  
 Noon @ Bryan Cave  
 \$25 CLE, \$15 New/Young Lawyer,  
 \$12 Lunch  
 \*This CLE includes .2 ethics

**Thursday, September 18**  
**BANKRUPTCY**  
 Monthly Roundtable  
 Noon @ Agave

**Wednesday, September 24**  
**TAX, ESTATE PLANNING  
 AND PROBATE**  
 Presenter: John Warwick  
 Noon @ Bryan Cave  
 \$25 CLE, \$15 New/Young Lawyers,  
 \$12 Lunch

**Wednesday, September 24**  
**BUSINESS**  
 Crowdfunding Securities  
 Presenter: Andrew Schwartz  
 Noon @ Packard Dierking (2595 Canyon  
 Blvd, Suite 200)  
 \$25 CLE, \$15 New/Young Lawyer,  
 \$12 Lunch

**Friday, September 26**  
**IMMIGRATION**  
 Monthly Breakfast Roundtable  
 8:30 am @ Broadway Suites

**Mark your calendars for these special events!**

**BENCH BAR RETREAT Thursday, October 30th • 12:30 to 4:30 PM**  
**at CU law school and ANNUAL BCBA JUDGES DINNER**  
**immediately following at**  
**Wedgewood Event Center on Boulder Creek (was the Red Lion Inn)**  
**Thursday, December 11 5:30 - 8 PM**  
**LEGAL SPEED DATING WITH YOUR JUDGES**  
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# THE ACCESS TO JUSTICE PROBLEM AND WHAT CAN BE DONE ABOUT IT

By: Bruce Wiener, Michelle Crozier Haynes, and Jacqueline Neumann

It is no secret among lawyers and judges that there is an access to justice problem in Colorado and nationwide. Approximately three out of four litigants are unrepresented, or *pro se*, in civil and domestic relations cases where there is no constitutional right to counsel. The increasing cost of legal services coupled with the recent recession have made hiring a lawyer unaffordable not just for the poor but also for many moderate-income individuals. *Pro se* litigants are generally unfamiliar with court procedures and the complexities of the law and pose significant challenges to the efficient operation of the courts.

This article examines the access to justice problem here in Boulder County and Colorado, recent efforts in Colorado and in other states to address the problem, and what more can be done by lawyers to increase the availability of civil legal services to low- and moderate-income individuals.

## Legal Aid

The Legal Services Corporation (LSC) establishes the framework by which the indigent receive free civil legal services. LSC funds 134 independent nonprofit legal aid programs with more than 800 offices, including Colorado Legal Services, which has fourteen offices throughout Colorado.<sup>1</sup> LSC-funded programs help people who live in households with annual incomes at or below 125% of the federal poverty guidelines – in 2013, \$14,363 for an individual, \$29,438 for a family of four – in cases involving family law, housing and foreclosure, public benefits, and other civil legal issues.<sup>2</sup>

The demand for free civil legal services far outstrips the resources available, forcing LSC to turn away more than half of all eligible applicants seeking assistance.<sup>3</sup> As a result, legal aid providers must decline certain types of cases even if a prospective client qual-

ifies based on income. For example, Boulder County Legal Services (BCLS) does not assist in post-decree domestic relations matters, such as parenting time disputes and modifications of child support and maintenance.

## Access to Justice in Boulder County and Colorado

The number of *pro se* litigants in Colorado has increased dramatically in the last few years. Two-thirds of all domestic relations cases filed in Colorado in fiscal year 2013 had no attorney on the case, representing a 57% increase from 2001.<sup>9</sup> Of the 69,435 parties involved in these cases, 76% did not have representation.<sup>5</sup> 59% of the parties in county civil cases filed in Colorado in fiscal year 2013 did not have representation, but this figure is significantly higher – 98% – when limited to the responding party, which includes debtors, tenants, and other parties who generally have limited means.<sup>6</sup>

The percentage of *pro se* litigants filing in Boulder County is slightly lower than the state average, but the data

suggests a justice gap: 63% of domestic relations cases filed in the 20th Judicial District (JD) in fiscal year 2013 had no attorney on the case (70% of the parties involved did not have representation), and 58% of the parties in county civil cases filed in the 20th JD did not have representation.<sup>7</sup>

Interestingly, Colorado fares well compared to other states in several indices measuring the resources available to litigants who are *pro se*, disabled, and non-English speaking, but ranks in the bottom seven states in terms of the number of civil legal aid attorneys as a percentage of the total population.<sup>8</sup>

## Bridging the Justice Gap

Various measures have been taken in response to the growing number of *pro se* litigants in Colorado and nationwide, including: providing self-help resources at courthouses; rule changes designed to encourage pro bono attorney participation through “unbundled” legal services, or limited

(continued on page 5)



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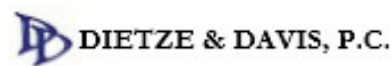
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## LAWYERS ANNOUNCEMENTS



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**Announces that she has accepted  
the Position as Executive Director for  
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serving GlenwoodSprings/Aspen,Colorado.**

**Kim would like to thank the Boulder  
County Bar and all those who  
have helped her throughout the years.  
Although she is looking forward to her  
new challenges, Kim will miss the friends  
she has made as a member of the  
Boulder County Bar Association.**

**Kim's New Address is:  
Alpine Legal Services  
P.O.Box 1890 Glenwood Springs, CO 81602  
(970)945--8858  
kim@alpinelegalservices.org**

## ACCESS TO JUSTICE *(continued from page 5)*

representation; lawyers increasingly utilizing reduced fee (“low bono”) and sliding scale fee arrangements; and the use of law students and other non-lawyers to provide legal services in limited circumstances.

### *Technology and Legal Information*

All fifty states have online sources of legal information to help individuals in civil legal cases.<sup>9</sup> In Colorado, courts have published many judicial forms online for use by *pro se* litigants.<sup>10</sup> In addition, each trial court in Colorado has a *pro se* litigant coordinator, family court facilitator, and other staff available to provide general information to *pro se* litigants. However, court staff are not permitted to provide legal advice.<sup>11</sup>

### *Pro Bono Assistance and Limited Scope Representation*

*Pro bono* assistance from the private bar has long been and remains a key part of providing civil legal services to the poor. The Boulder County Bar Association (BCBA) is known for its spirit of volunteerism in this regard, with attorneys providing a total value of \$1,079,000 in *pro bono* hours through BCLS in 2013.<sup>12</sup>

C.R.C.P. 11(b), C.R.C.P. 311(b), and Colo. RPC 1.2(c) authorize an attorney to enter a limited appearance on behalf of a client. In 2011, the Colorado Supreme Court amended C.R.C.P. 121, Section 1-1 to clarify the process by which an attorney provides notice of a limited appearance and notice of completion at the conclusion of the proceeding without leave of the court.<sup>13</sup> The rule change was designed to encourage more attorneys to provide assistance in *pro bono* and *pro se* matters.<sup>14</sup> However, limited representation is not appropriate in all cases and remains impermissible in federal court.<sup>15</sup>

### *“Low Bono” Assistance*

In recent years, lawyers have increasingly utilized “low bono” and sliding scale fee arrangements to make their services more affordable for modest

means clients. In Boulder County, some lawyers (including the authors) have taken a unique approach to assist clients who cannot afford the services of a market-rate attorney by charging significantly discounted rates and providing a range of legal services tailored to the financial and legal needs of the client under the auspices of a nonprofit organization. Other nonprofit organizations around the country are addressing the justice gap in different ways, including establishing a referral network for private attorneys charging reduced rates and by funding fellowships for recent law school graduates interested in pursuing public interest careers. In Boulder County, the BCBA maintains a list of reduced-rate legal service providers and refers clients to participating lawyers.

### *Other Proposals*

Various courts and legal commentators

have proposed allowing law students and other non-lawyers to provide legal services in limited circumstances.<sup>17</sup> The two law schools in Colorado now require or encourage their students to complete a certain number of *pro bono* hours prior to graduation.<sup>18</sup> With proper training and supervision, non-lawyers have the potential to help *pro se* litigants in simple legal matters.<sup>19</sup> However, it is well documented that parties represented by a lawyer in civil and domestic relations proceedings achieve more favorable outcomes in court than those without a lawyer.<sup>20</sup>

### **Conclusion**

The rise in *pro se* litigants in Boulder County and Colorado is consistent with national trends and significantly impacts the ability of many low- and moderate-income individuals to access the

*continued on the next page*

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legal system, affecting where they live, work, and how much time they spend with their children. Efforts by the courts to increase self-help resources for pro se litigants are a good start, but significant gaps remain in the delivery of civil legal services. New models are emerging to provide “low bono” or reduced-rate civil legal services to clients who cannot afford a market-rate attorney but do not qualify for free legal aid because of income, matter type, or a conflict of interest.

The recent rule change in Colorado facilitating limited representation provides an opportunity for lawyers to assist clients of modest means for a specific proceeding or discrete legal task. Boulder lawyers can help bridge the justice gap by offering *pro bono* or “low bono” services and, when appropriate, by unbundling and consulting in their areas of expertise.

**Bruce Wiener and Michelle Crozier Haynes are the co-founders and Executive Director and Staff Attorney, respectively, of Bridge to Justice, a 501(c)(3) nonprofit organization assisting low- and moderate-income Coloradans in civil and domestic relations matters—[www.boulderbridgetojustice.org](http://www.boulderbridgetojustice.org). Michelle is also the Co-Chair of the BCBA Availability of Legal Services Section. Jacqueline Neumann interned with Bridge to Justice this past summer and is entering her third year at Whittier Law School in California.**

1. *Fact Sheet on the Legal Services Corporation*, LEGAL SERVS. CORP., <http://www.lsc.gov/about/what-is-lsc> (last visited Aug. 6, 2014); CLS Offices, COLORADOLEGALSERVICES.ORG.

2. *Fact Sheet on the Legal Services Corporation*, *supra* note 1.

3. Rhonda McMillion, *ABA Steps Up Calls for Increased Legal Service Corp. Funding*, ABA JOURNAL (May 1, 2014, 2:20 AM), [http://www.abajournal.com/magazine/article/aba\\_steps\\_up\\_calls\\_for\\_increased\\_legal\\_service\\_corp\\_funding/](http://www.abajournal.com/magazine/article/aba_steps_up_calls_for_increased_legal_service_corp_funding/).

4. Office of the State Court Administrator, Court Services Division (Dec. 2013), *Cases and Parties without Attorney Representation in Civil Cases FY 2013*. Information provided by Jessica Zender (jessica.zender@judicial.state.courts.us); see also Ric N. Morgan, *The Virtual Pro Se Clinic Concept*, 43 COLO. LAW. 5 (2014), available at [http://www.cobar.org/tcl/tcl\\_articles.cfm?articleid=8527](http://www.cobar.org/tcl/tcl_articles.cfm?articleid=8527).

5. Office of the State Court Administrator, *supra* note 4.

6. *Id.*

7. *Id.*

8. Nat'l Ctr. for Access to Justice, *Composite Index, JUSTICE INDEX*, [www.justiceindex.org/findings/](http://www.justiceindex.org/findings/) (last visited Aug. 11, 2014).

9. Lonnie A. Powers, *As Demand Rises, Civil Legal Aid Innovates to Expand Access to Resources*, HUFFINGTON POST (July 11, 2014, 12:13 PM), [http://www.huffingtonpost.com/lonnie-a-powers/as-demand-rises-civil-leg\\_b\\_5534207.html](http://www.huffingtonpost.com/lonnie-a-powers/as-demand-rises-civil-leg_b_5534207.html).

10. *Forms and Instructions by Category*, COLO. JUD. BRANCH, <http://www.courts.state.co.us/Forms/Index.cfm> (last visited Aug. 6, 2014).

11. See CJD 13-01.

12. E-mail from Erika Martinez, Pro Bono Coordinator, Boulder Cnty. Legal Servs., to author; Michelle Crozier Haynes (Aug. 4, 2014, 2:17 PM MST) (on file with author).

13. C.R.C.P. 121, § 1-1(5) states that: In accordance with C.R.C.P. 11(b) and C.R.C.P. Rule 311(b), an attorney may undertake to provide limited representation to a *pro se* party involved in a court proceeding. Upon the request and with the consent of a *pro se* party, an attorney may make a limited appearance for the *pro se* party in one or more specified proceedings, if the attorney files and serves with the court and the other parties and attorneys (if any) a notice of the limited appearance prior to or simultaneous with the proceeding(s) for which the attorney appears. At the conclusion of such proceeding(s), the attorney's appearance terminates without the necessity of leave of court, upon the attorney filing a notice of completion of limited appearance. Service on an attorney who makes a limited appearance for a party shall be valid only in connection with the specific proceeding(s) for which the attorney appears.

14. Adam J. Espinosa & Daniel M. Taubman, *Limited Scope Representation Under the Proposed Amendment to C.R.C.P. 121, § 1-1*, 40 COLO. LAW. 89 (2011), available at [http://www.cobar.org/tcl/tcl\\_articles.cfm?articleid=7300](http://www.cobar.org/tcl/tcl_articles.cfm?articleid=7300).

15. See *Johnson v. Bd. Of Cnty. Comm'rs for the Cnty. of Fremont*, 868 F.Supp. 1226, 1232 (D.Colo. 1994) (Senior District Judge John Kane putting attorneys on notice that engaging in ghostwriting in federal court may subject the attorney to contempt of court).

16. See, e.g., Access Justice, available at <http://accessjustice.net/>; Civic Legal Corps, available at <http://www.civiclegalcorps.org/>; Open Legal Services, available at <http://openlegalservices.org/>.

17. See, e.g., Leslie C. Levin, *The Monopoly Myth and Other Tales About the Superiority of Lawyers*, 82 FORDHAM L. REV. 2611, 2629-33 (2014), [http://fordhamlawreview.org/assets/pdfs/Vol\\_82/No\\_6/Levin\\_May.pdf](http://fordhamlawreview.org/assets/pdfs/Vol_82/No_6/Levin_May.pdf) (discussing the history and effectiveness of non-lawyer legal service providers, including a proposal by the Washington State Supreme Court to permit non-lawyer limited license legal technicians to advise clients in certain family law matters); Justicem, *ABA Takes Step Toward Adopting 50 Hour Aspirational Goal for Pro Bono Services by Law Students*, Nat'l Cent. for Access to Justice Blog (Mar. 18, 2014), <http://ncforaj.org/2014/03/18/aba-takes-step-toward-adopting-50-hour-aspirational-goal-for-pro-bono-service-by-law-students/> (discussing recent efforts by the ABA to adopt a 50-hour aspirational goal for *pro bono* service by law students).

18. See Public Service Pledge, University of Colorado Law School, <http://www.colorado.edu/law/academics/pledge>; About DU Law, University of Denver Sturm College of Law, <http://www.law.du.edu/index.php/about>.

19. See Levin, *supra* note 17, at 2617-21.

20. See, e.g., Austin Sarat, *Alternatives in Dispute Processing: Litigation in a Small Claims Court*, 10 LAW & SOC'Y REV. 339, 367-68 (1976); John Montague Steadman & Richard S. Rosenstein, *"Small Claims" Consumer Plaintiffs in the Philadelphia Municipal Court: An Empirical Study*, 121 U. PA. L. REV. 1309, 1333 (1973); Bruce D. Sales et al., *Is Self-Representation a Reasonable Alternative to Attorney Representation in Divorce Cases?*, 37 ST. LOUIS U. L.J. 553 (1993).

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## VOX POPULI



We are going to randomly chose a BCBA member to be highlighted each month. So don't be surprised if we call on you. We will only ask you to answer 5 questions about yourself and then you will be famous. This month is Monica Haenselman.

Name and area of practice:  
Family Court Facilitator, Boulder District Court.

Where did you graduate from law school and undergrad: Law School: Georgetown University Law Center/Undergrad: University of Colorado.

What to do you think is the best benefit(s) of your membership in the Boulder County Bar?  
Knowing that I can send unrepresented litigants to the Boulder County Bar Association to be referred to an attorney who can provide them with legal advice on a low-pay or slow-pay basis is a wonderful thing. There are so many people in Boulder County who desperately need legal advice but cannot afford to retain an attorney or pay the full fee. It is an honor

to be a part of this community of dedicated attorneys who are committed to providing much needed services for individuals in need of assistance.

What do you do when you are not practicing law:  
With my two oldest children away at college I can focus all of my parenting energy on my youngest child, a high school sophomore, and boy does he appreciate all of the attention! When I am not driving my son crazy, I spend as much time as possible in our beautiful mountains, hiking in the summer and skiing in the winter.

Name one thing about yourself that not many people know: I am a second generation Boulder High School graduate and a dedicated CU Buffs Basketball fan – my plan is to be in the stands this year as the Buffs advance in the NCAA tournament.

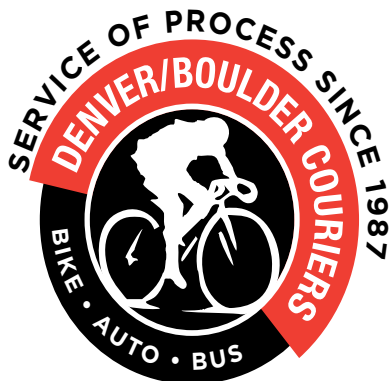


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## PRESIDENT'S PAGE

By Star Waring



### When Does “Zealous Representation” of a Client Violate Standards of Professionalism?

*A lawyer should be courteous and civil in all professional dealings with other persons. Lawyers should act in a civil manner regardless of the ill feelings that their clients may have toward others. Lawyers can disagree without being disagreeable. Effective and zealous representation does not require antagonistic or acrimonious behavior.” Florida Bar v. Norkin, 132 So.3d 77, 90, 91 (Fla, 2013).*

The Chief Justice of the Colorado Supreme Court, the President of the Colorado Bar Association and the Deans of the law schools at the University of Denver and the University of Colorado have proclaimed October, 2014 as Professionalism Month in Colorado, continuing a tradition that began many years ago. In anticipation of Professionalism Month, it is timely to think about how we, as Boulder County lawyers, can strive to improve the manner in which we interact with each other and with the judges while at the same time fulfilling our professional duty to zealously represent our clients. (Colorado Rules of Professional Conduct, Preamble: A Lawyer’s Responsibilities, (2) “As advocate, a lawyer zealously asserts the

client’s position under the rules of the adversary system . . .”)

We all have encountered rude and uncivil behavior by attorneys in our practices. A large percentage of unprofessional conduct seems to arise in the context of depositions, court hearings and settlement negotiations. Unfortunately, based upon my review of current blogs and articles and discussions with other lawyers, there appears to be an unprecedented spike in such behavior in recent years. I asked several well-known Boulder County attorneys to provide examples of unprofessional behaviors they have encountered. Here is a sample of the responses:

“I once was in a case where the opposing lawyer would time the filing of his pleadings so that my response was due the day after Thanksgiving or Christmas, or when he knew I was on vacation.”

“In one of my cases, the opposing attorney used an outdated phone conference number that was listed in the notice I filed for a court telephone conference. He was unable to participate in the con-

ference so he called my office and screamed at my staff which was upsetting to them.”



“I had a case, before electronic filings, where opposing counsel pulled the court’s file from the clerk’s office, and inserted a pleading into it that he had not previously filed, and then argued that he had previously provided it to me and to the court.”

“I was involved in a case where the attorney on the other side told me unequivocally that both of his clients had agreed to a settlement. Based upon that representation I vacated two hearings. It turned out that only one of the two parties had agreed to the settlement and the other party refused to settle.”

“As a young prosecutor, I had a defense attorney say to a jury in opening: ‘Please don’t hold it against my client that I am not as smooth and polished as the prosecutor during this trial.’ I’ve never forgotten it, and couldn’t object to what I viewed then as a blatant appeal for sympathy. The

*(continued on page 8)*

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## PRESIDENT'S PAGE *(continued from page 8)*

judge didn't caution him, and he got a compromise verdict. I thought that if I objected and the judge sustained it, I would have just confirmed what he had said."

"I had an opposing attorney who was the complainant of a crime, defended the accused defendant of the same crime, and was my star witness in the case against his client. Despite admonitions from the court and me, he just didn't see the big deal in his multiple conflicting roles. This might be so outrageous to be unbelievable, but it is quite true!"

*Florida Bar v. Norkin*, supra, is one notable example of extremely unprofessional behavior by an attorney. In *Norkin*, the court highlighted the respondent's outrageous behavior in court proceedings as a factor in its decision to apply sanctions:

We now turn to Respondent Norkin's behavior. Despite repeated warnings from judges, Norkin continued to engage in rude and antagonistic behavior. He disrupted court proceedings to such an extent that it was impossible for Judge Dresnick and Judge Manno Schurr to conduct hearings. The transcripts of those hearings are clear on these points. However, before this Court, Norkin is adamant in claiming that his behavior was never disrespectful to the judges. He posits that his conduct might have been 'annoy-

ing' or 'irritating' to the judges, but he asserts that his conduct is acceptable. We strongly disagree. Norkin's conduct toward the judges violated Bar rules . . . and he engaged in extremely unprofessional behavior.

The Florida court also found that Norkin behaved in an unprofessional manner towards opposing counsel on a number of occasions. The referee found that Norkin's letters, e-mails, and public insults disparaged and humiliated the opposing attorney. Further, the referee found that Norkin's conduct in shouting at opposing counsel in chambers and courthouse hallways, while others were present, were efforts to disparage and humiliate him. The Court agreed and found Norkin guilty of violating the rule which prohibited conduct prejudicial to the administration of justice.

Accordingly, the court rejected the referee's recommended suspension of 90 days and instead imposed a two year suspension as well as a public reprimand and an eighteen month probation following his reinstatement to the bar. Norkin was also required to undergo a mental evaluation and participate in any recommended counseling. Finally, he was ordered to reimburse approximately \$8000 of costs incurred by the Florida Bar.

We can't force other attorneys to behave professionally when they are not inclined to do so but we can control how

we react to that type of behavior. It is particularly important to avoid responding to unprofessional behavior in the same unprofessional manner. One should resist any temptation to engage in the "tit for tat" model. Unless the behavior is an a substantial ethical violation which must be reported "to the appropriate professional authority" under Rule 8.3 of the Colorado Rules of Professional Conduct, the best approach in many cases is to take the high road and try to ignore it.

### Gregory Peck as Atticus Finch

At the end of the day, we should try to be the most honest, ethical, reasonable and diligent lawyers we can be. If we are successful, we will have earned the respect of our colleagues. When you think about the great lawyers in American history such as



*(continued on page 10)*

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## PRESIDENT'S PAGE

*(continued from page 10)*

Clarence Darrow, Abraham Lincoln, Oliver Wendell Holmes, Louis Brandeis and Thurgood Marshall, you will note that they were not rude or unethical or hot-heads. Although a fictional character, Atticus Finch in "To Kill A Mockingbird" by Harper Lee, may best represent the perfect lawyer. His defining characteristic was integrity. He was humble, honest and willing to support unpopular causes because it was the right thing to do. If we would all strive to be more like him, the reputation of the legal profession and our enjoyment of our profession and our colleagues would no doubt be vastly improved.

There are plenty of resources available to help lawyers understand and comply with approved standards of professional behavior. For over twenty years, the Boulder County Bar Association has sponsored the Professionalism Committee, consisting of thirteen local lawyers and two judges. The attorneys on the Committee take turns being on call each week to respond to complaints and questions about unprofessional conduct by attorneys. The Professionalism Committee also adopted a comprehensive list of Principles of Professionalism to promote civil and professional behavior among lawyers. I encourage you review the BCBA website which provides the schedule and contact information for members of the Professionalism Committee. The website also includes the full version of the Principles of Professionalism, including sections on "Courtesy and Civility," "Agreements, Transactions and Stipulations," "Scheduling," "Disclosure and Discovery," "Conduct during Depositions," and "Motions and Conduct in Court."

In recognition of Professionalism Month, BCBA will present a special program on the topic as part of the Bench-Bar Retreat at CU Law School on Thursday, October 30, 2014. The Retreat will be followed by the Annual Judge's Dinner at the Wedgewood Events Center (the former Red Lion Inn). I hope to see you all at both events. Mark your calendars now and look for more details in the BCBA E-Brief.

### ASK-A LAWYER PROGRAM AT 2014 BOULDER COUNTY SENIOR LAW DAY WAS BIG SUCCESS

On August 9th, more than 500 participants gathered at Boulder's Calvary Bible Church for Boulder County's annual Senior Law Day to attend multiple programs and seminars of interest to the county's growing senior community. The event began with registration at 8:00 am and a line had already begun to form by 7:30 am. The keynote speaker was Colorado Chief Justice Nancy Rice, who spoke about the impact of seniors on the changing legal landscape in Colorado.

The event included the Ask a Lawyer Program (AAL) which provided participants with a 15 minute one-on-one session with a Boulder County Attorney. The AAL program was fully booked by 9:00 am – there were 60 appointments scheduled with ten volunteer attorneys.

An overwhelming majority of those who met with an attorney said they received valuable information and participants were uniformly impressed with the number of volunteer lawyers next year! Special thanks go to our amazing, indefatigable volunteer attorneys including Jodi Martin, Sharon Svendsen, Kris Simms, Jessica Catlin, Dan Kap-sak, William Meyer, Pete Rogers, Brooke Brestel, Kristin Dittus and Joe Hartwig.

**Thank you to those law firms who were event sponsors  
for the 2014 Senior Law Day**  
**Caplan and Earnest LLC, Dietze & Davis, P.C., O'Brien Law P.C.**  
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**Kingsbery, Johnson & Love, LLP, Michael Bailey Law Office,**  
**Stover & Spitz LLC, Vincent Romeo & Rodriguez LLC,**  
**Allgood Legal and Fiduciary Services, and**  
**Colorado Mediation Center**

## PRO BONO PAGE

### Pro Bono Referrals

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

Don Alspaugh  
Steven Barnett  
Evan Branigan  
Christina Ebner  
Keith Edwards  
Connie Eyster  
Rodney Felzien  
Conrad Lattes  
Elizabeth Meyer  
Karen Radakovich  
Gina Weinberger  
Bruce Wiener

### Pro Se Program Volunteers

Josh Anderson  
Mary Louise Edwards  
Shawn Ettingoff  
John Hoelle  
Lauren Ivison  
Matt James  
Anne Pignatiello  
Craig Small  
Michelle Stoll

### BCAP Volunteers

Thank you to the following attorneys who accepted pro bono referrals for the Boulder County AIDS Project in July  
Paul Bierbaum  
Chris Jeffers

### Pro Bono Corner Interested in a Pro Bono case?

Please call Erika at  
303-449-2197. CLE credits  
available for  
pro bono service.

**Don't forget the  
FREE BOULDER LEGAL CLINIC  
September 11  
5:30 - 7:30 PM**

Sacred Heart of Jesus Church  
Pine Street in Boulder  
Thanks to the volunteers who have  
signed up for the September  
clinic. We will need more  
volunteers on Dec. 4 and  
Mar 5, 2015 and June 4, 2015.

### PROFESSIONALISM ON-CALL LIST

September 8	Steve Meyrich	303.4408238
September 15	Helen Stone	303.442.0802
September 22	Curt Rautenstrauss	303.666.8576
September 29	Lee Strickler	303.443.6690

**Coal Creek Open Space Flood Restoration  
SATURDAY - October 11, 2014 (8:30am-4pm)**

**Enjoy a crisp autumn day outdoors in Lafayette  
healing the land from 2013 flood damage.**

**Volunteer space is limited, so sign up today!**

**For information or to sign up, contact:  
Gabriella Stockmayer - [gstockmayer@dietzedavis.com](mailto:gstockmayer@dietzedavis.com)**



## CLASSIFIED ADS

**Boulder Family Law Attorney seeking a temporary (4-6 months) family law paralegal/legal secretary.** Litigation experience required. Send resume and salary requirements to [cathy@catherinedukebenjamin.com](mailto:cathy@catherinedukebenjamin.com)."

Weld County Government, Greeley, CO  
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Apply online at  
[www.weldgov.com](http://www.weldgov.com)

**Mobile Notary and Contract Paralegal Services.** Civil litigation ADC/CJA. Real estate transaction. Roz Lynn Dorf, M.A. 303.494.6935.

**LEGAL RESEARCH - experienced local attorney seeks legal research, possible overflow contract work.** Resume and writing samples available upon request. Rates negotiable. Contact Erik S. Burns at 720-560-9685 or [eriks-burns@gmail.com](mailto:eriks-burns@gmail.com).

**Large windowed office, opening to a deck facing the Justice Center at the Canyon Professional Building.** Full services include receptionist, fax, parking, storage area, conference room and other amenities. **Gross rent \$825/month. 303-444-1700.**

**Two Sunny centrally located offices in Longmont available immediately.** One office is 250 Ft./\$500/mo. The second office is 168 Ft./\$400/mo and has a private entrance. Both offices have use of common waiting room and kitchen. Free off-street parking on bus routes, and handicap accessible. Rent includes utilities but not phone and internet. If interested, call 303.544.2124.



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