Storytelling: the anecdotal antidote
By Tom Galbraith
Special to Maricopa Lawyer

Storytelling, especially among lawyers, is a dying art. The reasons lie both in our general culture and the petri dish of lawyer education. Spinning yarns is no longer a popular entertainment. Those electronic marvels, television and the VCR, have reduced most of us to a passive audience. If Chaucer attempted the Canterbury Tales today, he would have to stop at the end of his prologue. Instead of entertaining one another with tales, his pilgrims (now a tour group) retire each evening to their motel rooms to watch HBO.

Lawyer education is worse. It mounts an active campaign to stomp out the storytelling instinct.

It was not always this way. When my maternal great grandfather rode the circuit from one small Texas town to another prosecuting crimes one day and defending the next, lawyers were trained through an apprentice system, called “reading the law.” In those days the young men who wanted to enter the legal mind, service to public beyond law

The lawyer did what?
Take heed from those who didn’t

By Brenda K. Warneka
Special to Maricopa Lawyer

Did you hear the one about the lawyer who refused to return a client’s nude photos to her and then sued her for attorney’s fees? What about the lawyer who “outed” his own client who was in the federal witness protection program? Or the lawyer who offered a frozen, dead rat as an exhibit at her deposition taken by a State Bar of Arizona disciplinary counsel?

If you think I’m telling lawyer jokes, think again. These were actual cases of attorneys whose unethical behavior was the subject of disciplinary action by the State Bar in cases that reached final resolution at the Arizona Supreme Court level in 2002. Many of the 2002 cases had to do with trust account violations, all the way from an attorney who was arrested for the theft of about $300,000 in client funds, which he admitted were gambled away (the attorney was disbared!) to the attorney with minor trust account violations that did not harm clients (the attorney was censured).

Transgressions meritting discipline in the family law area — an area in which the State Bar receives a disproportionate number of complaints each year — included a dispute with a client over a $1,200 non-refundable retainer, a failure to satisfy court-imposed sanctions for filing an improper motion to modify child support and $1,500 in sanctions for filing an improper motion to modify child support.

Newest justice lauded for ‘uncompromising’ legal mind, service to public beyond law

By Teena Booth
Maricopa Lawyer

Hundreds of supporters from bench and bar filed Armstrong Hall at Arizona State University’s College of Law on March 17 to witness the investiture of Andrew Hurwitz as the newest Arizona Supreme Court justice. Just before Chief Justice Charles E. Jones swore in Hurwitz, Gov. Janet Napolitano took the podium to explain her first judicial appointment to the state high court.

“Andy is one of the most formidable adversaries I’ve ever faced,” she said, “and one way to avoid having Andy as an adversary in the future is to give him a new day job.”

Napolitano’s remarks set the tone for an event in which high-profile speakers alternated praise for Hurwitz’s wide-ranging legal and political career with what ASU President Emeritus Dr. Lattie Coor called a “bit of bedeviling.”

ASU law Dean Patricia White opened the ceremony with a description of Hurwitz’ “masterful performance” last spring before the U.S. Supreme Court in Ring v. Arizona.

“He turned the discussion instantly into one of substance,” she said, and commanded the attention of the court like a “master teacher.”

Napolitano, who was on the losing side of that argument as Arizona’s attorney general, added her assessment of Hurwitz as “one of the best attorneys in Arizona history.” But it was more than his uncompromising legal mind that led her to choose him for the state’s highest court, she said.

“Andy has distinguished himself beyond the law as a public servant,” Napolitano said. For more than 25 years, “he has been leading Arizonans across the political spectrum...[with] wisdom and a sense of humor.”

Coor continued in the same vein with anecdotes about Hurwitz’s ability to bring opposing sides to agreement during his eight years as a member of the state Board Regents. “Magically, mystically... he would bring us to very important and high-quality decisions that served us well over time.”

Coor added he expects Hurwitz to have the — See Hurwitz on page 6

Arizona Supreme Court Chief Justice Charles E. Jones (right) swears in the state’s newest justice, Andrew Hurwitz, at Hurwitz’ investiture ceremony March 17 at the ASU College of Law.

Law Week
is April 26 to May 2.
See page 2 for more information.

Lawyer education is worse. It mounts an active campaign to stomp out the storytelling instinct. To the exclusion of nearly every- thing else, these institutions teach their young men who wanted to enter the legal mind, service to public beyond law

The emergence of law schools altered the scene. To the exclusion of nearly every- thing else, these institutions teach their young men who wanted to enter the legal mind, service to public beyond law

The lawyer did what?
Take heed from those who didn’t

By Brenda K. Warneka
Special to Maricopa Lawyer

Did you hear the one about the lawyer who refused to return a client’s nude photos to her and then sued her for attorney’s fees? What about the lawyer who “outed” his own client who was in the federal witness protection program? Or the lawyer who offered a frozen, dead rat as an exhibit at her deposition taken by a State Bar of Arizona disciplinary counsel?

If you think I’m telling lawyer jokes, think again. These were actual cases of attorneys whose unethical behavior was the subject of disciplinary action by the State Bar in cases that reached final resolution at the Arizona Supreme Court level in 2002. Many of the 2002 cases had to do with trust account violations, all the way from an attorney who was arrested for the theft of about $300,000 in client funds, which he admitted were gambled away (the attorney was disbared!) to the attorney with minor trust account violations that did not harm clients (the attorney was censured).

Transgressions meritting discipline in the family law area — an area in which the State Bar receives a disproportionate number of complaints each year — included a dispute with a client over a $1,200 non-refundable retainer, a failure to satisfy court-imposed sanctions for filing an improper motion to modify child support and the filing of a notice of appearance and a motion in a case while sus- pended from practice.

Some of the more noteworthy cases reported in 2002 follow— cases that cause one to ask incredulously, “The lawyer did what?” They’re no joke, so take heed.

A lawyer who represented an ex-wife, pro bono, in post-divorce proceedings was censured when, relying on information from his client, he filed a pleading asking that all post-decree orders be set aside based on allegations that two judicial officers and two attorneys — Maricopa County Superior Court Judge Mark Armstrong, Commissioner William D. Anderson; the child’s court-appointed guardian ad litem, attorney Dan Sant III; and the client’s previous attorney, Sheila Harmer — had paid off their home mort- gages as a result of payoffs in the case. The lawyer also alleged that — See Lawyer on page 4

Newest justice lauded for ‘uncompromising’ legal mind, service to public beyond law

By Teena Booth
Maricopa Lawyer

Hundreds of supporters from bench and bar filed Armstrong Hall at Arizona State University’s College of Law on March 17 to witness the investiture of Andrew Hurwitz as the newest Arizona Supreme Court justice. Just before Chief Justice Charles E. Jones swore in Hurwitz, Gov. Janet Napolitano took the podium to explain her first judicial appointment to the state high court.

“Andy is one of the most formidable adversaries I’ve ever faced,” she said, “and one way to avoid having Andy as an adversary in the future is to give him a new day job.”

Napolitano’s remarks set the tone for an event in which high-profile speakers alternated praise for Hurwitz’s wide-ranging legal and political career with what ASU President Emeritus Dr. Lattie Coor called a “bit of bedeviling.”

ASU law Dean Patricia White opened the ceremony with a description of Hurwitz’ “masterful performance” last spring before the U.S. Supreme Court in Ring v. Arizona.

“He turned the discussion instantly into one of substance,” she said, and commanded the attention of the court like a “master teacher.”

Napolitano, who was on the losing side of that argument as Arizona’s attorney general, added her assessment of Hurwitz as “one of the best attorneys in Arizona history.” But it was more than his uncompromising legal mind that led her to choose him for the state’s highest court, she said.

“Andy has distinguished himself beyond the law as a public servant,” Napolitano said. For more than 25 years, “he has been leading Arizonans across the political spectrum...[with] wisdom and a sense of humor.”

Coor continued in the same vein with anecdotes about Hurwitz’s ability to bring opposing sides to agreement during his eight years as a member of the state Board Regents. “Magically, mystically... he would bring us to very important and high-quality decisions that served us well over time.”

Coor added he expects Hurwitz to have the — See Hurwitz on page 6

Arizona Supreme Court Chief Justice Charles E. Jones (right) swears in the state’s newest justice, Andrew Hurwitz, at Hurwitz’ investiture ceremony March 17 at the ASU College of Law.
Even with lots going on, enjoy little things in life

Tom Harris
Paralegal Div. President

Volunteering in the community is a rewarding experience. Although many of us agree with this statement as a general proposition, we may never get around to testing that proposition on ourselves. We certainly would like to and, indeed, intend to volunteer our time to the community. Once our work schedule permits it and the right cause comes along and someone actually calls on us to help out. Law Week provides many volunteer opportunities. We certainly would like to and, as a general proposition, we may never get around to testing that proposition on ourselves. We certainly would like to and, indeed, intend to volunteer our time to the community. Once our work schedule permits it and the right cause comes along and someone actually calls on us to help out. Law Week provides many volunteer opportunities.

Law Week offers rewarding volunteer opportunities

Volunteering in the community is a rewarding experience. Although many of us agree with this statement as a general proposition, we may never get around to testing that proposition on ourselves. We certainly would like to and, indeed, intend to volunteer our time to the community. Once our work schedule permits it and the right cause comes along and someone actually calls on us to help out. Law Week provides many volunteer opportunities. We certainly would like to and, as a general proposition, we may never get around to testing that proposition on ourselves. We certainly would like to and, indeed, intend to volunteer our time to the community. Once our work schedule permits it and the right cause comes along and someone actually calls on us to help out. Law Week provides many volunteer opportunities.

Volunteers: People putting the pieces together

Better to light a single candle than to curse the darkness; volunteer.
— Brady Thompson

Maricopa Lawyer

Lori A. Higuera
MCBA/YLD President

Division has planned many activities to celebrate Law Week, including a student essay contest, a law fair, a continuing legal education seminar and mixer, and phone-a-lawyer. Lawyers can reach out to the public through the following volunteer opportunities without disrupting their work schedule:

- Student essays. We need volunteers to judge essays written by elementary school students based on a legal issue presented to them by the YLD. We need you to judge about 10 essays in early April.
- Community law fair at Metrocenter Mall. The fair will be held 11 a.m. to 2 p.m. Saturday, April 26. The public has an opportunity to consult with an attorney at no charge. Volunteers will talk with each person.

Maricopa Lawyer is published monthly by the Maricopa County Bar Association (Yvonnie R. Hunter, president; Brenda Thomson, executive director).

Contributions of articles and letters to the editor are encouraged. All materials must be submitted by the 10th of the month to be considered for the next issue. All submissions may be edited for content, length and style. Errors will be corrected in a subsequent issue.

The MCBA does not necessarily endorse the views expressed by contributors and advertisers. The editorial policy is available upon request.

Advertising
Display advertising: Kirra Philpott
480-515-5719
480-515-5446 (fax)
marcopalawyersdisplayadvertising@mms.com

 Classified advertisements: MCBA
602-257-0000
602-257-0522 (fax)

Layout/Design/Production
Marty Marsh, Marlan Publishing Group
P.O. Box 3355, Idyllwild, CA 92415
909-659-3493 • 909-659-3514 (fax)
marty@marlanpublishing.com
Napolitano taps Chavez, Grant for trial openings

In her first two appointments to the Maricopa County Superior Court bench, Gov. Janet Napolitano selected a long-time court commissioner and public defender, both Democrats.

Harriett Chavez, 49, has served as a Superior Court commissioner since 1991 and previously served two years as a Phoenix Municipal Court judge. She was a prosecutor for 11 years with the cities of Mesa and Phoenix, the Maricopa County Attorney’s office and the Attorney General’s office.

Chavez received her law degree in 1978 from the University of Arizona.

Larry Grant, 52, is the chief deputy in the East Valley office of the Maricopa County Public Defender. He has been a public defender since 1989 and worked in the Maricopa County Attorney’s Office prior to that.

Grant, the first African-American appointed to the Maricopa County Superior Court bench since 1999, received his law degree in 1982 from the Detroit College of Law.

Chavez and Grant fill vacancies created by the retirement of Judge Alan Kamin and the resignation of Judge Robert Myers.

In addition to Chavez and Grant, the Maricopa County Commission on Trial Court Appointments also nominated Elizabeth P. Arriola, a court commissioner; Nancy R. Bodinet, a court hearing officer; James W. Evans, a partner with Holloway, Odegard, Sweeney & Evans; Peter B. Swann, a partner with Steptoe & Johnson; and Robert J. Weber, a sole practitioner.

The Arizona Commission on Appellate Court Appointments will interview 13 candidates for the vacancies on Court of Appeals, Division One, created by the retirements of judges E.G. Noyes Jr. and Edward C. Voss.

Noyes retired at the end of January, who retired effective March 31, has joined Gallagher & Kennedy, where he will practice general litigation with an emphasis on domestic relations and alternative dispute resolution.

The nominating commission met March 19 and decided to interview Louis A. Araneta, David B. Cole, Robert L. Ellman, Timothy R. Hyland, Diane M. Johnsen, Donna G. Kessler, Robert E. Miles, Patricia K. Norris, Donald M. Peters, Maurice Portley, Christina Urias, Eileen S. Willett and Marian M. Yim. A total of 18 lawyers and judges had applied.

The commission will take public comment at 8:30 a.m. and will begin the interviews at 9 a.m. on April 1. The meeting will take place at the Arizona State Courts Building, 1301 W. Washington St., Room 345, Phoenix.

MCBA launches list servs

The Maricopa County Bar Association last month began providing its sections and divisions with a new communications tool popularly known as a list serv.

“Many of our members have let us know they are ready to move from paper communications to more efficient electronic methods,” said Membership Director Sonya Brant. “With our new list serv system, members will have the option to electronically communicate with each other and with the MCBA.”

Each section and division will have its own platform for posting questions and sharing knowledge, Brant added. The Membership Department plans to roll out two new list servs each week until all sections and divisions are online.

“This new list serv system is part of a broad push toward Internet communications,” Brant said.

The department has added a new membership communications coordinator who will develop areas of the website specifically for each section. Each section’s list serv update will then be linked to more in-depth information on the section’s web page.

While in the process of developing these new section-specific web pages, the Membership Department welcomes input from members on informational links and items they would like included. If you are willing to share your expertise in the form of legal tips, case reviews or other news, contact Teena Booth, membership communications coordinator, at tbooth@mcbabar.org or 602-257-4200, ext. 105.

Looking for CLE? We’ve got it!

The Maricopa County Bar Association provides affordable, convenient and relevant continuing legal education seminars. April seminars are:

April 2: Building A Product Liability Case: What You Don’t Know Can Hurt You

April 4: Leaders of Litigation, Part 5: Direct & Cross Examination

April 9: 2003 Clean Air Act Update: Don’t Let the Brown Sky Make You Blue

April 11: Leaders of Litigation, Part 6: Closing Arguments

April 16: Recent Developments in Labor and Employment Law

April 17: Case Management: An Overview and Introduction to Timematters

April 23: What Your Creditor Client Can Do to Avoid Financial Disaster: Rights, Remedies & Liabilities Arising in the Days Before a Chapter 11 Bankruptcy Case

April 25: Identifying and Protecting Your Company’s Confidential Information

April 25: Lobbying the People: the Initiative and Referendum Process

April 29: Nuts and Bolts of Custody Issues (Part 1 of the 4-part Custody Issues brown-bag lunch series)

April 30: The Sale of Our Business, Inc.: Negotiating and Drafting General Terms, Protecting Intellectual Property & Handling Ethical Issues When Selling a Business

For all the specifics — time, place, price and information about the content — see Maricopa Lawyer’s calendar, page 11.

Naltrexone Treatment Removes The Cravings

Strong Medicine For Alcohol or Drug Dependency

Our program includes a powerful non habit forming prescription medication plus behavioral health counseling. We offer a flexible outpatient program that is confidential and highly successful.

For complete information, call Steve Leshner in Phoenix at 602•252-8888

4638 E. Shea Blvd., Ste B-190, Phoenix, AZ 85028
602-652-1200 • 866-652-1200
phoenixcenterforsubstanceabuse.com

Maybe It’s Time To Split.

When you refer your personal injury, medical malpractice or products liability cases to us, we become your no-overhead litigation department. And, as always, we will pay you a referral fee in compliance with E.R. 1.5.

With five Arizona Bar Certified Injury and Wrongful Death trial specialists, our AV rated law firm can help you win.

For complete information, call Steve Leshner in Phoenix at 602•252-8888
Lawyer... Continued from page 1

Pamela Wiens, an attorney associated with Saint, had paid off a federal tax lien. He did not conduct his own inquiry or investigation prior to filing the offending pleading, although he did call the State Bar to ask what his responsibility was as a result of coming into such information. (He was told he should bring it to the court’s attention.) When the lawyer learned that the mortgage was by Armstrong and Harmer resulted from ordinary and proper financing arrangements, he filed a supplemental pleading admitting this error. (Why the lawyer was representing the wife pro bono if he thought the husband was financially able to make hundreds of thousands of dollars in payoffs was not clear when we have the attorney’s fee statute, A R.S. § 25-324.) In re Tim D. Cober, Attorney No. 7022, SB-02-0045-D, 2002 Ariz. LEXIS 33 (3/5/02). The client subsequently filed a civil suit alleging civil rights violations arising out of the family law case against attorneys Saint and Wiens, but the attorneys were held to be immune from suit based on Saint’s court appointment. Widyk v. Wiens, 202 Ariz. 383, 45 P.3d 1232 (App. 2002).

A lawyer was censored and placed on probation for six months after he represented a husband and wife in a lawsuit related to renovations on their jointly-owned Paradise Valley home; leased the home from the husband, through the lawyer’s limited liability company while he was in Italy; and then filed a forcible detainer action against the wife, through the LLC’s lawyer, when she returned and refused to move. Opposing counsel warned the attorney of the conflict of interest, but was ignored. The lawsuit against the construction company and the eviction proceedings — the latter deemed frivolous because only the husband signed the lease — were in the court system simultaneously. In re Joseph A. Herbert, Attorney No. 12493, SB-02-0041-D, 2002 Ariz. LEXIS 37 (3/5/02).

A suspended lawyer was disbarred as a result of the way he ran his law practice. He signed retention agreements to represent clients at $50 per hour and then assigned the cases to contract attorneys to whom he paid $50 per hour. He told the contract attorneys to stop working as retainers ran out, and his staff threatened clients that no further services would be performed unless payment was made. He also did not return unearned retainers. The Disciplinary Commission found that the attorney had “unqualified and dangerous” persons managing and actively participating in his law firm, he failed to oversee and supervise both the non-lawyer staff and contract attorneys; and he knowingly allowed “unlawful drugs and other criminal activity to occur in his office.” In a concurring opinion, Disciplinary Commission member Peter J. Cahill characterized the attorney as a “menace” and called his law practice a “sham to lure clients into his clutches” who were then “often subjected to vicious, strong-arm tactics in a calculated scheme to extract more and more money from them.” In re Gary Peter Klaha, Attorney No. 2102, 2002 Ariz. LEXIS 71 (5/10/02).

A lawyer previously suspended from practicing law for two years was suspended again for six months after a client paid him $750 to file a bankruptcy case and received copies of the client’s bills and credit report, but never completed or filed the bankruptcy petition. A creditor garnished the client’s wages for $8,894. The attorney did not return the client’s money. The attorney did not file the petition, did not inform him of his practice’s new address and telephone number, did not tell him he had been suspended from practicing law, or return his original documents or his money. In re R. R. Ruiz, Jr., Attorney No. 5834, 2002 Ariz. LEXIS 88 (5/24/2002).

A lawyer was suspended from practice for one year as reciprocal discipline after he was disbarred by U.S. District Court Senior Judge Richard A. Borden. Billingsly from practicing law in the Arizona federal courts, a judgment affirmed by the Ninth Circuit Court of Appeals on which the U.S. Supreme Court denied certiorari. The attorney was said to have “made a career” of unethically suing the U.S. Department of Transportation, the Federal Aviation Administration and the National Transportation Safety Board on baseless claims. He had monetary sanctions imposed on him numerous times, totaling about $42,000, which he discharged in bankruptcy proceedings. Reciprocal disbarment was not imposed because reinstatement to practice is much more difficult in Arizona than in the federal courts, and there is no existing proportional case law that supports disbarment by the state for such conduct. In re Lawrence B. Smith, Attorney No. 968 SB-02-0063-D, 2002 Ariz. LEXIS 113 (7/9/02).

An attorney was suspended for one year for being retained by a husband and wife to handle an amicable divorce, estimated to take 90 to 120 days. He failed to keep in contact with them, and the case went on the inactive calendar. A year and a half later, the clients found out the attorney had been suspended two months before they retained him. A really surprising aspect of this case is that the charges brought against the attorney by the State Bar did not include the conflict of interest that existed by representing both sides in the case. In re James O. Kieler, Attorney No. 10653, SB-01-0189-D, 2002 Ariz. LEXIS 27 (2/26/02).

A lawyer was suspended from the practice of law for one year for multiple counts arising out of a failure to comply with mandatory continuing legal education requirements, including preparing a petition for review for a client, while suspended. The attorney testified that she purposely did not comply with the State Bar’s compulsory legal education requirements because she believed that it was “functioning illegally, wrongfully, and against the spirit and intent of the power it had been granted by the Supreme Court of Arizona.” During her deposition, the attorney handed bar counsel a paper bag indicating it was a hearing exhibit. Bar counsel opened the bag to find a frozen, dead rat. The attorney said the dead rat was meant to demonstrate that she was “smelling rat” in connection with her suspension for failing to meet continuing legal education requirements. In re Naida B. Axford, Bar No. 6292 SB-01-0115-D, 2002 Ariz. LEXIS 189 (10/31/02). A lawyer was suspended for one year for providing his client, who was diagnosed as seriously mentally ill and drug addicted, with thousands of dollars while she was on probation for possession of a narcotic drug for sale (a class 1 felony), subject to random drug testing and facing a prison sentence if she failed the drug testing. The money came from the client’s parents for representing her in her criminal case. The State Bar admitted that it could not prove by clear and convincing evidence additional, very serious allegations against the attorney having to do with this particular client. The attorney also mishandled trust funds. In re Edward P. Bolding, Bar No. 2532, SB-02-0154-D, 2002 Ariz. LEXIS 224 (12/5/02).

A lawyer was disbarred for, among other things, revealing the identity and whereabouts of his client who was in the federal witness protection program. He knew the client’s identity was confidential. He had been previously disciplined, and required to seek treatment, for sexual misconduct, which involved exploitation, extortion and meeting vulnerable clients in his home. He had failed to return nude photos of a client, despite repeated requests to do so, and he offered to show them to bar counsel. He sued the same client for attorney fees. The Disciplinary Commission found that the attorney did not provide the client with the state for such conduct. In re William M. Piatt IV, Attorney No. 3836, SB-02-0107-D, 2002 Ariz. LEXIS 192 (10/31/02).

Is it any wonder there are so many bad lawyers, some bad lawyers? Maybe there are just too many “bad” lawyers.

Brenda K. Warnacha practices family law with the Law Offices of Cox Warnacha Redman in Scottsdale.

Are you missing nursing home neglect & abuse cases?

Nursing home residents are neglected and abused more often than we think. Poor outcomes in the care of the elderly may be a signal of neglect or abuse. However, the investigation and analysis of liability are complex and labor intensive.

In order to maximize recovery, an attorney must possess a working knowledge of federal and state regulations governing nursing homes, as well as an understanding of industry practice (both clinical and fiscal).

Representing nursing home residents and their families in cases of neglect and abuse can have a positive impact on the quality of care given to all residents of nursing homes.

Our Nursing Home Litigation Division is available for association with referring counsel. We promptly pay referral fees in compliance with E.R. 1.5.

For additional information call or write:

Martin J. Solomon
Solomon, Relihan & Blake, P.C.
1951 W. Camelback Road, Suite 110
Phoenix, Arizona 85015
(602) 242-2000

Never A Set-up Fee. Never An Administrative Fee.

Unlike most other mediation, arbitration and settlement conference services, we never charge a set-up or administrative fee. You pay only for the time actually spent on your case by one of our expert facilitators, and these very reasonable costs typically are shared by both parties.

4 April 2003
Maricopa Lawyer

Maricopa Lawyer

NURSINGHOME

ARE YOU MISSING

1951 W. Camelback Road, Suite 110
Phoenix, Arizona 85015
(602) 242-2000

NURSING HOME NEGLECT & ABUSE CASES?

Modern, Customer-Focused Mediation Services

3605 North Seventh Avenue
Suite One
Phoenix, Arizona 85013-3638

602-285-5558
FAX 602-289-5962

** Maricopa Lawyer is a proud member of the South Mountain Partnership

** Maricopa Lawyer is a proud member of the South Mountain Partnership
Visioneer does it again
Getting ready for remote filing

I had a really bad technology day last month. Among other disasters, the sheet feeder on my Visioneer One Touch 8650 jammed and I could not get it unstuck. I was in the midst of an important document-scanning project and I had to finish that weekend. My trusty Hewlett Packard LaserJet 3/30 would not run with Windows XP and I was in a bind. I rushed to the store and, in a moment of haste, purchased a Lexmark X125, a combination scanner, color printer, color copier and fax that had received mediocre reviews as a multi-purpose machine but great reviews for its scanning function. It was cheap ($149) and I thought it would get me through the day until I could get my 8650 repaired.

I was wrong. The Lexmark reviews turned out to be a tad or more overstated. The company’s online support was stupid or worse. The print quality was poor, the fax would not send more than one page and the sheet feeder would not take multiple pages. It went back to the store and fast. I recommend that you do not buy the Lexmark X125 multi-function machine.

I was out of options. I emailed the folks at Visioneer with my tale of woe and on Monday morning, I had a response offering to replace my trusty 8650 with the new Visioneer 9450 PDF I was excited to review a scanner because the Adobe Portable Document Format (PDF) is becoming the standard for electronic document distribution worldwide because it is a universal file format that preserves all the fonts, formatting, graphics and color of any source document, regardless of the application and platform used to create it. Adobe PDF files are compact and can be shared, viewed, navigated and printed exactly as intended by anyone with the free Acrobat Reader software noted above.

PaperPort 8.0 automatically builds graphical links to a broad variety of applications. It will search your computer to see which of the linkable applications you have and then create an icon at the bottom of the page that allows you to drag and drop your document into the appropriate category. PaperPort runs over your network so it is easy to file your documents and images in the same way you would organize your paper documents.

One of the most useful pieces of software is called FormTyper, which automatically converts a scanned form into an electronic form that can be filled out on screen. Once filled out, it can be printed, faxed or even attached to an email by simply dragging the filled-out form down to the bar across where your various applications are stored.

I have documents that I need to file every year. I fill them out and then file them in PaperPort. Each year I change the date and other information and then print them out, up to date and in professional appearance. PaperPort allows you to prepare exhibits and other annotated files for display in the courtroom. It has remarkable reduction capabilities and other tools that all lawyers should have. It is as well as electronic documents, at low cost. All of the students in my law office and courtroom classes do not care about Adobe Acrobat 5.0, the old standby 8650 One Touch Scanner can still be bought over the Internet for around $160. It is a bit slower and lacks many features of the newer product, but it still remains a very powerful imaging tool for small jobs.

ScanSoft PaperPort Deluxe 8.0 is the easiest and best way to know of to visually manage and store images, as well as electronic documents, at low cost. All of the students in my law office and courtroom classes use and learn PaperPort and you should as well. PaperPort includes its Simple Search tool, which is a scanned anti-electronic documents in the background. You can search those files by content, title, key-word or even annotations. Unlike some other software solutions for document management, PaperPort shows where the word you search for appears in the document. Visioneer 9450 PDF is not is a high-speed system for turning thousands of pages into electronic documents. If you are going to trial with fewer than 100 exhibits, it will certainly do the trick.

Don’t Play Around When It Comes To Immigration Law

HirsonWexlerPerl is a full service immigration law firm dedicated to your immigration legal needs. Our firm represents employers, corporations and individuals and handles all immigration cases, including intra-company transfers, H-1B professionals, investors and family related petitions. We can help you and your clients work through the extensive red tape surrounding immigration cases.

- LABOR CERTIFICATIONS
- CONVULSIVE PROCESSING
- EMPLOYER SANCTIONS (I-9)
- FAMILY RELATED PETITIONS
- OUTBOUND VISA CAPABILITY
- DESIGN CORPORATE IMMIGRATION POLICIES
- TEMPORARY WORK VISAS
- INTRA COMPANY TRANSFERS
- PROFESSIONALS & INVESTORS
- FREE TRADE AGREEMENT ( NAFTA)
- EMERITIS & SPORTS PROFESSIONALS
- BLUE/WHITE COLLAR EMPLOYEE IMMIGRATION ASSISTANCE

HirsonWexlerPerl
ATTORNEYS AT LAW
602-266-4700
fax: 602-265-8108
email: hirson-az@hirson.com
www.hirson.com
Also in Newport Beach, Los Angeles and San Diego, CA • Las Vegas, NV • New York, NY • Wilton, CT • Toronto, Canada

April 2003
same impact in his new position.

“He will bring his intelligent, thoughtful set of principles to bear on complex issues and construct well-reasoned outcomes.”

Roxana Bacon, past president of the State Bar of Arizona, and Larry Hammond of Osborn Maledon also took turns in offering their admiration along with some ribbing about Hurwitz’ choice in clothes and his hoarding of his softball team’s trophies, among other things.

Hurwitz then stood to acknowledge and thank friends, family and supporters.

“Together it is possible for lawyers to do good at the same time they do well,” he said. He continued by describing his experience as an attorney arguing before the state’s Supreme Court.

“Arizona can be sure that this court plays no favorites,” he added. “Arizona can be sure that this court will be fair.”

After Hurwitz took his seat on the bench along with his fellow justices, Jones welcomed him to the court.

“I’ve seen Andy Hurwitz in action many times and he is the best,” Jones said. “He has a unique and rare talent in expressing ideas without wasting a word.”

“I believe he will add greatly to the value and substance of the court for many years to come.”

Hurwitz, 35, has spent all of his time in private law practice — since 1974 — with the firm now known as Osborn Maledon. In the early 1980s, he spent several years as Gov. Bruce Babbitt’s chief of staff and then several months in the same position in 1988 on Gov. Rose Mofford’s transition team. He also has frequently taught at the ASU law college, and took a sabbatical from Osborn Maledon to teach full time during the 1994-95 school year. He actually began work on the court in early March.
Paralegal Division at the ready to help develop profession

By Clarisse S. Pendleton
Special to Maricopa Lawyer

In June 1981, I returned to full-time work after a 10-year absence. My children, then 7 and 9, were feeling a bit insecure in allowing me to spread my wings in the job market.

I often joked, “I came out of my kitchen.” It was so much more than that. I spent considerable time in college finding a career I could manage well with my family responsibilities and, more importantly, be challenged by.

As a senior paralegal in the Motorola Law Department, I am pleased to report that paralegals are central to the legal practice at Motorola. Supervised by senior counsel, paralegals work as project managers, allowing attorneys to leverage their skills across the vast breadth and depth of responsibilities synonymous with in-house representation. A paralegal is assigned to every new litigation matter that comes into the office. Given the workload, paralegals can be much more efficient and get quicker results if day-to-day questions are first presented to the assigned Motorola paralegal. Motorola paralegals also attend strategy discussions, allowing for continuity that enables the attorneys to give more attention to larger events of each case and to better coordinate the entire legal portfolio.

This is an exciting time for paralegals. The American Bar Association is considering a draft definition of the practice of law. The Arizona Supreme Court recently adopted definitions of the unauthorized practice of law and the practice of law, and mandated certification for document preparers. Attorneys, paralegals, legal assistant managers and paralegal educators frequently discuss topics such as mandatory paralegal certification. Our current hot debate is over the title “paralegal” versus “legal assistant.” Often in the topic mix is the use of paralegals, paralegal professionalism and ethics, continuing paralegal education and how much, as well as networking.

This year, the Paralegal Division will continue to support paralegal CLE at its quarterly meetings as well as provide CLE seminars. We have plans for a Paralegal Advanced Certification Exam seminar. We sponsored another Paralegal Career Day on March 8 and will sponsor the Arizona Paralegal Conference on Sept. 19. We continue to

Harris...

Continued from page 2

Volunteers are not paid — not because they are worthless, but because they are priceless. — Unknown

Speak with Evert or Sybil Taylor Ayrich, recently honored by National Association of Professional Paralegals for her efforts on behalf of the paralegal profession, or the lawyers and staff at Quares & Brady Streich Lang, who received three honors at this year’s VLP luncheon. Better yet, speak with VLP Director Pat Gerrich, who depends so much on volunteers, or Brenda Thomson, director of the Maricopa County Bar Association, which depends on volunteers in leadership and other roles. They can tell you what volunteering is about and what volunteers mean to them.

Volunteers are not paid — not because they are worthless, but because they are priceless. — Unknown

Volunteerism can be an exciting, growing, enjoyable experience. It is truly gratifying to serve a cause, practice one’s ideals, work with people, solve problems, see ben-

Third Paralegal Career Day a success

By Amy S. Davis
Special to Maricopa Lawyer

The Maricopa County Bar Association’s Paralegal Division hosted its third Paralegal Career Day on March 8 at Phoenix College. The event attracted about 80 people interested in the paralegal profession, including students from various paralegal programs, recent graduates and practicing paralegals.

The event provided information on the benefits of getting involved in paralegal associations, such as networking and professional growth. It also provided information on career development, including resume and interviewing tips and techniques, and the importance of organizational skills for the practicing paralegal. Finally, important information on the topic of paralegal certification was provided for both the Certified Legal Assistant examination and the Paralegal Advanced Competency Examination.

Robert H. McGirvan, an attorney, and his paralegal, Linda Dominguez, of Lewis and Roca, discussed the dynamics of the attorney and paralegal working together from the inception of a case to its conclusion. Their discussion was thorough and enlightening.

The overall consensus from all those attending was that the event was well organized, professional, interesting and informative, making it another success.

The Paralegal Division wishes to thank Phoenix College for the facility; Jennings, Strouss & Salmon and Lewis and Roca for their generous donations that paid for catering; and Quick and Confidential for copying event materials. Their support contributed to the event’s success and the continued success of the Paralegal Division.

For those who were unable to attend this worthwhile event, the materials are still available through the MCBA Paralegal Division. Contact Sharon Frye at sfrye@mcbabar.org or 602-257-4200, ext. 136.

► Clarisse S. Pendleton is president-elect of the MCBA Paralegal Division.

Involved Citizen

By Amy S. Davis
Special to Maricopa Lawyer

The event also included presentations on the hot debate is over the title “paralegal” versus “mandatory paralegal certification.” As good citizens in the Maricopa County community, we also support the William K. Eaton School as well as various MCBA outreach programs.

The key to developing great paralegals is mentoring and challenge. If this is what you want in order to go forward in your career, please come and join us. For more information, contact Sharon Frye, the MCBA’s Paralegal Division director, or me. Contact and other information is available on the Paralegal Division website, www.maricopa paralegals.org.

► Clarisse S. Pendleton is president-elect of the MCBA Paralegal Division.
storytelling... continued from page 1

outcomes under competing legal theories. In the process, they develop a habitual disregard for what is legally irrelevant. Law classes discuss whether the story's merits properly per- fected without considering the plight of the family whose sole means of transportation has just been repossessed. Classroom debates about compensation for pain and suffering are con- ducted without any appreciation of how such loss impacts either. Law faculties are staffed with keen-witted professors who excel at abstract thinking and constructing tight, logical arguments. In this way, the virtues that the law school community emulates subtly undermine a basic definition of human intelligence. In the most extreme cases, students leave law school with an ingrained belief that the natural order is real law reflected in classes ranking or selection for law reviews.

When the law grad emerges into actual practice, she will find that the apprentice sys- tem is still around, but the opportunities it provides for talking to real people such as judges are few and farther between. Young clients will not pay to have extra lawyers in the courtroom, and the staggering salaries young associates command and their increased propensity for lateral movement discourage the employers from giving these novice jury learning expe- rience at the expense of billable hours. Through mediation, more cases settle. In the monstroses cases, there is less client concern about the number of lawyers in the court- room, but in most of them, younger lawyers are put to work on discrete issues, and are rarely in the courtroom as the pageant unfolds. And so it can happen that bright young litigators become partners in major firms without ever having once beheld a live human being in the jury box, much less hav- ing pled a client's case to a panel of his peers. Holding themselves out as All Stars, yet paid to assist lawyers in overcom- ings the isolation imposed on them by the ever more efficient and systematized work style of the large firm, many young lawyers make the mistake of not telling their story. They are not trying to tell the story's strong features and the emotional outcome under competing legal theories. In the next class I gave an example of a law school education. It provides a completely different way of looking at a case (storytellers do not say “paradigm”) that can restore much of the value that the dissecting legal mind cuts away.

My storytelling class met for four hours each Saturday morning for one semester. Our group was comprised of people of diverse ages, ethnicity, occupations and income lev- els. There were students, housewives, men, and an above average number of people who, at one stage of their lives, had worked in the field of education. I was the only lawyer.

The course materials had instructed each of us to find our own client and opposing witnesses. I was convinced that the bene- fits of storytelling go well beyond assisting lawyers in overcom- ings the isolation imposed on them by the ever more efficient and systematized work style of the large firm, many young lawyers make the mistake of not telling their story. They are not trying to tell the story's strong features and the emotional outcome under competing legal theories. In the next class I gave an example of a law school education. It provides a completely different way of looking at a case (storytellers do not say “paradigm”) that can restore much of the value that the dissecting legal mind cuts away.

My storytelling class met for four hours each Saturday morning for one semester. Our group was comprised of people of diverse ages, ethnicity, occupations and income lev- els. There were students, housewives, men, and an above average number of people who, at one stage of their lives, had worked in the field of education. I was the only lawyer.

The course materials had instructed each of us to find our own client and opposing witnesses. I was convinced that the benefits of storytelling go well beyond assisting lawyers in overcoming the isolation imposed on them by the ever more efficient and systematized work style of the large firm, many young lawyers make the mistake of not telling their story. They are not trying to tell the story's strong features and the emotional outcome under competing legal theories. In the next class I gave an example of a law school education. It provides a completely different way of looking at a case (storytellers do not say “paradigm”) that can restore much of the value that the dissecting legal mind cuts away.

My storytelling class met for four hours each Saturday morning for one semester. Our group was comprised of people of diverse ages, ethnicity, occupations and income lev- els. There were students, housewives, men, and an above average number of people who, at one stage of their lives, had worked in the field of education. I was the only lawyer.

The course materials had instructed each of us to find our own client and opposing witnesses. I was convinced that the benefits of storytelling go well beyond assisting lawyers in overcoming the isolation imposed on them by the ever more efficient and systematized work style of the large firm, many young lawyers make the mistake of not telling their story. They are not trying to tell the story's strong features and the emotional outcome under competing legal theories. In the next class I gave an example of a law school education. It provides a completely different way of looking at a case (storytellers do not say “paradigm”) that can restore much of the value that the dissecting legal mind cuts away.

My storytelling class met for four hours each Saturday morning for one semester. Our group was comprised of people of diverse ages, ethnicity, occupations and income lev- els. There were students, housewives, men, and an above average number of people who, at one stage of their lives, had worked in the field of education. I was the only lawyer.

The course materials had instructed each of us to find our own client and opposing witnesses. I was convinced that the benefits of storytelling go well beyond assisting lawyers in overcoming the isolation imposed on them by the ever more efficient and systematized work style of the large firm, many young lawyers make the mistake of not telling their story. They are not trying to tell the story's strong features and the emotional outcome under competing legal theories. In the next class I gave an example of a law school education. It provides a completely different way of looking at a case (storytellers do not say “paradigm”) that can restore much of the value that the dissecting legal mind cuts away.

My storytelling class met for four hours each Saturday morning for one semester. Our group was comprised of people of diverse ages, ethnicity, occupations and income lev- els. There were students, housewives, men, and an above average number of people who, at one stage of their lives, had worked in the field of education. I was the only lawyer.

The course materials had instructed each of us to find our own client and opposing witnesses. I was convinced that the benefits of storytelling go well beyond assisting lawyers in overcoming the isolation imposed on them by the ever more efficient and systematized work style of the large firm, many young lawyers make the mistake of not telling their story. They are not trying to tell the story's strong features and the emotional outcome under competing legal theories. In the next class I gave an example of a law school education. It provides a completely different way of looking at a case (storytellers do not say “paradigm”) that can restore much of the value that the dissecting legal mind cuts away.

My storytelling class met for four hours each Saturday morning for one semester. Our group was comprised of people of diverse ages, ethnicity, occupations and income lev- els. There were students, housewives, men, and an above average number of people who, at one stage of their lives, had worked in the field of education. I was the only lawyer.

The course materials had instructed each of us to find our own client and opposing witnesses. I was convinced that the benefits of storytelling go well beyond assisting lawyers in overcoming the isolation imposed on them by the ever more efficient and systematized work style of the large firm, many young lawyers make the mistake of not telling their story. They are not trying to tell the story's strong features and the emotional outcome under competing legal theories. In the next class I gave an example of a law school education. It provides a completely different way of looking at a case (storytellers do not say “paradigm”) that can restore much of the value that the dissecting legal mind cuts away.

My storytelling class met for four hours each Saturday morning for one semester. Our group was comprised of people of diverse ages, ethnicity, occupations and income lev- els. There were students, housewives, men, and an above average number of people who, at one stage of their lives, had worked in the field of education. I was the only lawyer.
about amassing billable hours or purchasing a luxury SUV is one you will tell. In attempting to sharpen your professional skills, you may risk examining values and even adding balance to your life.

Storytelling by its nature is a goof-off activity. Nothing is at stake. You might as well loosen up, and when you do, you will be surprised how readily the easy words will flow. I once attended a workshop called “Theater Techniques for Lawyers” in which the instructor told all the participants to begin simultaneously reciting an opening statement from a recent case; and then, without warning, instructed them to change midstream to telling how they met their spouse, boyfriend or girlfriend. The difference was striking and immediate. The speakers’ postures, voices and gestures changed instantly. As though by the flick of a switch, a small room full of stiff speakers became relaxed, individualistic and animated.

Like a mantra, speakers at trial practice workshops repeat that every lawyer must find a style that fits her personality and most of the listeners dutifully jot this down in their notes, and then consciously strain to attain this elusive, vaunted goal. If you tell stories about things that matter to you, the start may be a little awkward, but your own voice will come tumbling out. Storytelling is a release. If you set your imagination free, your voice will follow.

Most lawyers have trained themselves to believe learning to mix persuasive stories with their arguments is too obscure. The 1961 film, *Cleopatra,* is about a love story, but for a different reason. A good storyteller knows that the evidence will show your client is not the defendant, but for a different reason. A good storyteller knows that the evidence will show your client is not the defendant, but for a different reason. A good storyteller knows that the evidence will show your client is not the defendant, but for a different reason. A good storyteller knows that the evidence will show your client is not the defendant, but for a different reason.

This case is about breast cancer. In it, the 1961 film, *Cleopatra,* is about a love story, but for a different reason. A good storyteller knows that the evidence will show your client is not the defendant, but for a different reason. A good storyteller knows that the evidence will show your client is not the defendant, but for a different reason. A good storyteller knows that the evidence will show your client is not the defendant, but for a different reason. A good storyteller knows that the evidence will show your client is not the defendant, but for a different reason. A good storyteller knows that the evidence will show your client is not the defendant, but for a different reason. A good storyteller knows that the evidence will show your client is not the defendant, but for a different reason. A good storyteller knows that the evidence will show your client is not the defendant, but for a different reason.
Storytelling...

Continued from page 9

phrases. “When E.F Hutton speaks, it takes the Fifth,” was an ad slogan I adapted years ago when a Hutton broker invoked his privilege against self-incrimination. It is the effort the lawyer makes to tell the story of the case so that it is easier to follow. The story becomes the narrative of the case. The storyconstructor, who is also the lawyer, is not a professional storyteller. The story of the case is not necessarily a story that the lawyer wants to tell the jury. The story is something that the lawyer wants to tell the jury.

The client has a story to tell, and he will feel better about his lawyer and himself if he knows that the lawyer has understood and presented his story in human terms, as well as on legal grounds.

On reflection, I am of the opinion that those of us who lived with more restraint have a chance to duplicate a few of John Flynn’s lesser feats if we will make it a habit to look at the other side’s case from the perspective of a storyteller. Any storyteller who has made up characters knows that sometimes the characters take on a life of their own. When this happens, the lawyer will have to think of new ideas to keep the characters alive. The lawyer must make sure that the characters are not just sticking out behind in the story. This is the direct examination. Then a courtier lifts the veil. The client tells someone else’s story. To do this job properly, a lawyer needs to learn to listen carefully and to ask questions. The client’s story is not the only story. It has no practical value. Bellow’s story is to please the lawyer and to help his case at the expense of his client’s story. The client’s story is not a story of others. It is the client’s story. The client has a story to tell, and he will feel better about his lawyer and himself if he knows that the lawyer has understood and presented his story in human terms, as well as on legal grounds.
APRIL

April 2
- Building A Product Liability Case: When You Don’t Know Can Hurt You. 1 p.m. to 4:30 p.m., ASUD
- Learn how to construct a product liability case (from both sides), including current developments in Arizona law affecting design and defects. Topics will include investigation, claims/defenses, damages, discovery and Restatement 3rd Torts.
- Cost: Member attorneys, $75; member paralegals and public attorneys, $55; member self-study $75; non-member attorney, $105; non-member paralegals and public attorneys, $75; non-member self-study $105; same-day registration, $15 additional. CLE: 3 hours

April 3
- Family Law Section, 5:15 p.m., University Club

April 4
- Minority Bar Convention, San Marcos Sheraton Resort

April 5
- Paralegal Division Executive Committee, noon, conference call
- Maricopa Lawyer editorial board, 5 p.m.

April 8
- VLP Advisory Committee, noon, Scottsdale Bar Association lunch meeting, noon, Scottsdale Athletic Club, 8225 E. Indian Bend Rd., Scottsdale, Speaker: To be announced
- Cost: $15 with advance payment (send checks payable to Scottsdale Bar Association to P.O. Box 2087, Scottsdale, 85252-2087). $18 at the door.
- Information/reservations: Jill Miller, 480-481-3047

April 9
- Executive Committee, 7:15 a.m.
- Environmental Law Section, noon

April 10
- 2003 Clean Air Act Update: Don’t Let the April 9
- April 8
- April 5
- April 3
- April 2
- April 1
- April 1
- April 1
- April 3
- April 5
- April 8
- April 9
- April 10
- April 11
- April 12
- April 13
- April 14
- April 15
- April 16
- April 17
- April 18
- April 19
- April 20
- April 21
- April 22
- April 23
- April 24
- April 25
- April 26
- April 27
- April 28
- April 29
- April 30

S M T W T F S
1 2 3 4 5
6 7 8 9 10 11 12
13 14 15 16 17 18 19
20 21 22 23 24 25 26
27 28 29 30

This calendar includes all CLE seminars presented by MCBA as well as MCBA meetings, luncheons and events of other voluntary bar associations and law-related organizations. The divisions, sections and committees listed here are those of the MCBA, unless noted otherwise. Everything takes place at the MCBA office, 303 E. Palm Lane, Phoenix, unless noted otherwise. Other frequent venues include the University Club, 39 E. Monte Vista, Phoenix; Arizona State University Downtown (ASUD), 502 E. Monroe, Phoenix, and the Arizona Club, 38th floor, Bank One Building, 201 N. Central, Phoenix. For information about MCBA events or to register for any of the MCBA seminars, contact the MCBA at 602-257-4400 or visit www.maricopabar.org.

Cost: Member attorneys, $75; member paralegals and public attorneys, $55; member self-study $75; non-member attorney, $105; non-member paralegals and public attorneys, $75; non-member self-study $105; same-day registration, $15 additional. CLE: 3 hours

April 10
- West Valley Bar Association luncheon, noon, conference room at Glen Harbor, the Glendale municipal airport, 6801 N. Glen Harbor Blvd.
- Program: “Ethical Considerations in Representations of Multiple Entities.” Speaker: Kenneth W. Reeves III, Northern Trust Bank.
- Cost: free this month.
- Reservations/meal orders (required): 602-788-6768 or dlaway@lawmaricopa.org.

April 11
- Leaders of Litigation, Part 6: Closing Arguments, 1:30 p.m. to 5:00 p.m., ASUD
- The final part of a six-part series. An updated version of the popular 1996 series, “Legends of Litigation.” Leading litigators Leroy W. Hofmann and Roxey Bonner will present. Maricopa County Superior Court Judge Rebecca A. Albrecht will share their knowledge, insight and experience about direct and cross-examination.
- Cost: Member attorneys, $75; member paralegals and public attorneys, $55; member self-study $75; non-member attorney, $105; non-member paralegals and public attorneys, $75; non-member self-study $105; same-day registration, $15 additional. CLE: 3 hours

April 14
- YLD board, noon
- Paralegal Division board, 3:30 p.m.

April 15
- Estate Planning & Probate Section Executive Committee, 7:30 a.m.
- Bankruptcy Law Section, 5 p.m.

April 16
- Litigation Section, 7:30 a.m.
- Bench Bar Committee, 12:15 p.m., fourth floor conference room, Central Court Building, Phoenix

April 17
- Recent Developments in Labor and Employment Law, 1 p.m. to 4:30 p.m., ASUD
- Learn about recent developments in labor and employment law, including sexual harassment, workplace violence, discrimination, wage and hour issues, Internet use and privacy and NLRA developments for union and non-union workplaces.
- Cost: Member attorneys, $75; member paralegals and public attorneys, $55; member self-study $75; non-member attorney, $105; non-member paralegals and public attorneys, $75; non-member self-study $105; same-day registration, $15 additional. CLE: 3 hours

April 18
- Sole Practitioners Section, 11:30 a.m.
- Public Lawyers Division board, noon
- Membership Communications Committee, noon
- Phoenix chapter of the Federal Bar Association luncheon, noon, Arizona Club.
- Speaker: Chief Arizona U.S. District Court Judge Stephen M. McNamee.
- Program: “State of the District.” Reservations (required) by April 15. Information/reservations: Diana Celeste, 602-916-5118 or dceleste@fltw.com.

April 19
- Case Management: An Overview and Introduction to Electronic Timers, 1 p.m. to 4:30 p.m., ASUD
- This program is for anyone interested in learning how to use Timematters software to manage their caseload or for those who already use Timematters and are looking for an in-depth review of the product. Topics include document assembly; built-in document management system; PDA and remote office synchronization; group scheduling; conflict-of-interest checks; email integration; and billable time capture and linking to billing systems.
- Cost: Member attorneys, $75; member paralegals and public attorneys, $55; member self-study $75; non-member attorney, $105; non-member paralegals and public attorneys, $75; non-member self-study $105; same-day registration, $15 additional. CLE: 3 hours

April 24
- Technology Section, 7:30 a.m.
- Los Abogados, noon, Matador Restaurant, First St. and Chestnut, Phoenix. Speaker: To be announced.

April 25
- Identifying and Protecting Your Company’s Confidential Information
- Corporate Counsel Division lunch CLE: 11:45 a.m. to 1 p.m., University Club.
- Speaker: Sean Garrison. Lewis & Roca CLE: 1 hour

April 26
- The Sale of Our Business, Inc.
- Negotiating and Drafting General Terms, Protecting Intellectual Property & Handling Ethical Issues When Selling a Business, 12:30 p.m. to 3:40 p.m., ASUD
- This seminar will benefit the general business practitioner representing clients who are selling small to mid-size businesses. Topics will include the issues a lawyer faces during the structure of the transaction, the major issues that arise in drafting and negotiating a purchase and sale agreement, protecting the business through non-competition agreements and intellectual property issues.
- Cost: Member attorneys, $75; member paralegals and public attorneys, $55; member self-study $75; non-member attorney, $105; non-member paralegals and public attorneys, $75; non-member self-study $105; same-day registration, $15 additional. CLE: 3 hours

April 27
- What Your Creditor Client Can Do to Avoid Financial Disaster: Rights, Remedies & Liabilities Arising in the Days Before a Chapter 11 Bankruptcy Case, 8 a.m. to 4:30 p.m., ASUD

April 28
- Lobbying the People: The Initiative and Referendum Process, 12:30 p.m. to 3:40 p.m., ASUD
- Corporations impacted by governmental action or inaction at the state, county or municipal level may propose legislation by initiative or by referring legislative actions to voters. This program will provide the legal knowledge needed to avoid legal pitfalls in the legislative process.
- Cost: Member attorneys, $50; member paralegals and public attorneys, $55; member self-study $50; non-member attorney, $70; non-member paralegals and public attorneys, $50; non-member self-study $70; same-day registration, $15 additional. CLE: 2 hours

April 29
- Nuts and Bolts of Consumer Issues Part I of 4-Part Consumer Issues brown-bag lunch series, 12:30 p.m. to 2:30 p.m., ASUD
- This four-part series will cover a wide range of important consumer issues, issues we face for all of the rest of us.
- Future sessions: Intellectual Property (May 6); Interstate Consumer Issues (May 13); and Grandparents Rights (May 20).
- Cost per session: Member attorneys, $50; member paralegals and public attorneys, $35; member self-study $50; non-member attorney, $70; non-member paralegals and public attorneys, $50; non-member self-study $70; same-day registration, $15 additional. CLE per session: 2 hours

April 30
- Arizona Women Lawyers Association lunch meeting, noon, Arizona Club.
- Speaker and program to be announced. Program begins at 12:30 p.m.

APRIL 2003
Local lawyer volunteers for 9/11 victims

By Ronald W. Collett
Special to Maricopa Lawyer

Maricopa County may be a long way from Manhattan, but one local attorney is volunteering his legal skills to help victims of the Sept. 11, 2001, terrorist attacks. Mark O’Connor, of Herzog and O’Connor in Scottsdale, epitomizes the proposition that the law means more than just making a living.

After the terrorist attacks, the Association of Trial Lawyers of America created Trial Lawyers Care, or TLC for short, a non-profit organization providing free legal representation for victims of the tragedy who file claims with the Federal Victim Compensation Fund. The fund is part of the “Airline Bailout Bill” Congress amended shortly after Sept. 11. Eligible claimants must be either court-appointed personal representatives of deceased victims or survivors physically injured in the attacks.

Attorneys volunteering to participate in TLC must have been licensed to practice law for a minimum of five years, be a member in good standing with the licensing authority in the state of practice and have tried or settled any combination of at least 15 personal injury, death or other significant cases. More importantly, TLC requires volunteers to agree that neither the volunteer nor the volunteer’s law firm will solicit or accept any fee on any personal injury case against any person or any entity causing such personal injury or wrongful death or insurance companies insuring against such injury or death.

Many attorneys, mostly in the greater New York area, have volunteered to participate in TLC. Despite the distance from New York, O’Connor — a certified injury and wrongful death specialist — is representing eight separate victims/families before the fund in New York. All of his time is donated and although his firm pays his expenses, it is a distinction without a difference.

Lest you believe that TLC volunteers need only show up for a hearing in New York, you overlook the peculiarities of dealing with the federal government and this particular fund. Volunteer attorneys receive a handbook including the fund’s rules, claims forms, checklists for claims and a database of volunteer experts who may be necessary in presenting claims. There are client interviews, case preparation and, in keeping with the spirit of the federal government, paper work, paper work, paper work.

Fortunately, the law is about more than making a living. It’s about helping others when the need arises. O’Connor is one of those attorneys who cares enough to do so.

> Ronald W. Collett practices with Jones, Shelton & Hochuli.

Asian bar installs leaders

The Arizona Asian American Bar Association held its seventh annual installation banquet March 6 at the Sampan Restaurant in the Chinese Cultural Center. The banquet, the group’s major fundraising event, raises funds for scholarships for Arizona State University and University of Arizona law students as well as to support its other community outreach programs.

Highlights of this year’s event included a keynote speech by Gov. Janet Napolitano, the Arizona law students as well as to support its other community outreach programs. The banquet, the group’s major fundraising event, raises funds for scholarships for Arizona State University and University of Arizona law students as well as to support its other community outreach programs.

Eligible claimants must be either court-appointed personal representatives of deceased victims or survivors physically injured in the attacks.

Attorneys volunteering to participate in TLC must have been licensed to practice law for a minimum of five years, be a member in good standing with the licensing authority in the state of practice and have tried or settled any combination of at least 15 personal injury, death or other significant cases. More importantly, TLC requires volunteers to agree that neither the volunteer nor the volunteer’s law firm will solicit or accept any fee on any personal injury case against any person or any entity causing such personal injury or wrongful death or insurance companies insuring against such injury or death.

Many attorneys, mostly in the greater New York area, have volunteered to participate in TLC. Despite the distance from New York, O’Connor — a certified injury and wrongful death specialist — is representing eight separate victims/families before the fund in New York. All of his time is donated and although his firm pays his expenses, it is a distinction without a difference.

Lest you believe that TLC volunteers need only show up for a hearing in New York, you overlook the peculiarities of dealing with the federal government and this particular fund. Volunteer attorneys receive a handbook including the fund’s rules, claims forms, checklists for claims and a database of volunteer experts who may be necessary in presenting claims. There are client interviews, case preparation and, in keeping with the spirit of the federal government, paper work, paper work, paper work.

Fortunately, the law is about more than making a living. It’s about helping others when the need arises. O’Connor is one of those attorneys who cares enough to do so.

> Ronald W. Collett practices with Jones, Shelton & Hochuli.

The American College of Trust and Estate Counsel elected Robert J. Rosepink, Rosepink & Estes, as president-elect at its annual meeting in Puerto Rico.

Lydia A. Jones, a partner with Jennings, Strouss & Salmon, has been named to the advisory board of the Center for the Study of Law, Science and Technology at the ASU College of Law. Jones chairs Jennings, Strouss & Salmon’s Internet law practice section.

Bruce E. Meyerson has been named chair of the American Bar Association’s Section of Dispute Resolution. In addition to his full-time practice in ADR, Meyerson teaches the subject at the ASU College of Law and has been a visiting professor at the Pepperdine University Institute for Dispute Resolution. He has resolved successfully more than 1,500 cases involving disputes of up to $1.5 billion through mediation, and is one of a small number of neutral parties selected by the Equal Employment Opportunity Commission to mediate EEOC charges in Arizona.

ASU law Professor Ira Mark Ellman was to be invested last month as a Willard H. Pedrick Distinguished Research Scholar.

Kathy Steckman, Squires, Sanders & Dempsey, has received the Phoenix Legal Support Association’s 2002 Mentor Award.
Pro bono ADR program helps indigent clients

Funded by county, state bar foundation grants

By Marc Kalish
Special to Maricopa Lawyer

The Maricopa County Bar Foundation recently awarded Community Legal Services $2,000 to help fund a program to provide alternative dispute resolution services at no charge to those who qualify financially for legal aid.

The Arizona Community Foundation awarded an additional $3,000, which will be used to pay for a toll-free telephone number, postage, office supplies and a part-time administrator.

Although CLS serves five Arizona counties, the pro bono mediation program is so far only available in Maricopa and Yavapai counties. As of Jan. 31, 53 disputes have been referred to the program. Thirteen have been mediated. Nine settled as a result of the mediation in the program, four by mediation in another program and four as a result of the program administrator providing telephone conciliation.

The pro bono ADR program first was proposed as a project for the State Bar ADR Section. A committee of ADR section members (Joan Tobin, Jeremy Butler, Levon Kasarjian, Ernie Modlewski and me) developed the model as a result of the program's function. The emphasis would be on mediation, but the target population was divided into two groups: those who were directly represented by CLS or attorneys volunteering through the Volunteer Lawyers Program, and those who qualified financially for legal aid but could not be directly represented, either because their dispute fell outside the limitations on the types of cases CLS and VLP can handle or because those agencies lacked the resources (that is, had no available attorneys) to accept the representation.

For cases in which direct representation is provided, the assigned attorney is responsible for deciding if and when the case is appropriate for mediation and to obtain the consent of the other party to participate.

The process for identifying disputes amenable to mediation for those people who were not directly represented was a bit more difficult to establish.

The early model for identifying appropriate disputes involved having the CLS attorneys who screen requests for representation identify matters for which representation was declined that would be appropriate. To that end, Tobin trained CLS attorneys on how to identify cases that would be appropriate. However, that model quickly proved to be ineffective, primarily because CLS instituted a phone bank for client inquiries that increased the number of requests for representation to about 2,000 per week, which was well beyond the capability of the already overworked CLS staff attorneys to screen for mediation.

With the help of what is now the Maricopa County Bar Association's Paralegal Division, the model was changed to elicit the help of paralegal interns to screen matters rejected for direct representation. The new model is being expanded to include ASU law students involved in the Lodestar Mediation Clinic. The interns and students will review the intake forms generated by the phone-bank operators and identify cases that appear appropriate for mediation. They then contact the party who called CLS to explain the mediation process and the program. If that person agrees to submit the dispute to mediation, a one-page form is submitted to the administrator, who, in turn, identifies the paralegal who is available to mediate during the Lodestar Mediation Clinic. The interns and students will review the intake forms generated by the phone-bank operators and identify cases that appear appropriate for mediation. They then contact the party who called CLS to explain the mediation process and the program. If that person agrees to submit the dispute to mediation, a one-page form is submitted to the administrator, who, in turn, identifies the paralegal who is available to mediate during the Lodestar Mediation Clinic. The interns and students will review the intake forms generated by the phone-bank operators and identify cases that appear appropriate for mediation. They then contact the party who called CLS to explain the mediation process and the program. If that person agrees to submit the dispute to mediation, a one-page form is submitted to the administrator, who, in turn, identifies the paralegal who is available to mediate during the Lodestar Mediation Clinic.

The next step in this evolving program is to elicit the help of volunteer lawyers who, while unable to accept clients for full representation through the VLP, would be willing to provide limited representation for program participants during the mediation. Lawyers in Maricopa County willing to do so should contact VLP Director Pat Gerrich at 602-254-4714. Training on mediation advocacy, including issues peculiar to representing low-income people in mediations, will be provided to those who volunteer.

The program uses both lawyer and non-lawyer mediators who have volunteered to provide pro bono services. Mediators must receive training about the program and special problems that may arise in conducting mediations for indigents. Volunteer mediators who do not meet the program's minimum experience requirements can obtain that experience by serving as a co-mediator with highly experienced mentor mediators. For family law disputes, mediators also must have specialized training in that area of practice. A select few also are qualified to conduct mediations involving claims of domestic violence. Some mediators are bilingual, and several of the mediations have involved non-English-speaking parties.

The next step in this evolving program is to elicit the help of volunteer lawyers who, while unable to accept clients for full representation through the VLP, would be willing to provide limited representation for program participants during the mediation. Lawyers in Maricopa County willing to do so should contact VLP Director Pat Gerrich at 602-254-4714. Training on mediation advocacy, including issues peculiar to representing low-income people in mediations, will be provided to those who volunteer.

The program uses both lawyer and non-lawyer mediators who have volunteered to provide pro bono services. Mediators must receive training about the program and special problems that may arise in conducting mediations for indigents. Volunteer mediators who do not meet the program's minimum experience requirements can obtain that experience by serving as a co-mediator with highly experienced mentor mediators. For family law disputes, mediators also must have specialized training in that area of practice. A select few also are qualified to conduct mediations involving claims of domestic violence. Some mediators are bilingual, and several of the mediations have involved non-English-speaking parties.

The next step in this evolving program is to elicit the help of volunteer lawyers who, while unable to accept clients for full representation through the VLP, would be willing to provide limited representation for program participants during the mediation. Lawyers in Maricopa County willing to do so should contact VLP Director Pat Gerrich at 602-254-4714. Training on mediation advocacy, including issues peculiar to representing low-income people in mediations, will be provided to those who volunteer.

The ABA Dispute Resolution Section recently formed a pro bono committee, which I chair, and adopted a resolution encouraging the development of pro bono ADR programs in all jurisdictions. I hope that CLS's pro bono mediation program will be a template for similar programs around the country and will provide access to an important resource that is currently unavailable to a large segment of our society.

BAR DISCIPLINE DEFENSE

Bar Complaints  Disability Proceedings  Reinstatements  Ethics Consultation

Ralph Adams
10 years State Bar experience:
State Bar of Arizona, Former Senior Bar Counsel  Utah State Bar, Former Senior Staff Counsel

Initial consultation:  No charge  At your office
602-799-1353  radamslaw@msn.com

“Are we a generation company that has developed highly complex business needs.
American Express Tax and Business Services has the combination of services to meet those needs.”

– Murray Goodman & Adam Goodman
Goodman Office Furnishings 62 Office Furniture Market

• Tax & Accounting  • Business Planning & Consulting  • Litigation Support  • Business Valuation  • Estate Planning  • Facilitation  • Pension Services  • Not-For-Profit Support  • Healthcare Practice Management

ATTOREY & MEDIATORS

IRVING HYMSON  DAVID B. GOLDSTEIN
MARILEE MILLER CLARKE  EDDIE A. PANTILLAT
LOREN MOLEVER

with the firm of
HYMSON & GOLDSTEIN, P.C.

are available for mediation & arbitration of your clients' matters.

Contact us at:
14646 N. Kierland Blvd., Suite 255
Scottsdale, AZ  85254
phone (480) 991-9077
www.legalcounselors.com

American Express Tax & Business Services is a wholly owned subsidiary of American Express, a publicly owned company. American Express employs CPAs but is not a licensed CPA firm.
Law firms help enhance students legal writing skills

By Cynthia R. Estrella

Sixteen Valley law firms have taken steps to enhance the education of Arizona State University minority law students by participating in a writing program that includes weekly classes taught by attorneys and scholarships.

The program is sponsored by the Maricopa County Bar Association’s Task Force to Promote the Recruitment and Retention of Women and Minority Lawyers, the State Bar of Arizona’s Committee on Minorities and Women in the Law, and the ASU law college. After months of planning and recruiting law firms, the Minority Writing Program is in full swing this spring semester with six students.

The program complements the legal writing program offered at the law school by providing second-year law school students opportunities to hone their writing skills with private law firms. Interested students submitted applications to the program, and participating law firms then interviewed and selected candidates.

The students work 10 to 20 hours each week at a designated firm for 12 weeks. Attorney mentors assign and supervise writing projects and provide feedback. Each student also attends attorney-taught classes held once a week on topics such as legal research and writing, practical tips for practicing law and strategies for success in private law firms.

In recognition of the students’ hard work in the program, participating law firms have established scholarships for the students’ ongoing legal education, which total $5,000. The law firms that are sponsoring and have donated scholarship money are Bowman & Brooke, DeConcini McDonald Wright & Lacy, Lewis and Roca, Osborn Maledon and Qualls & Brady Streich Lang.

A dozen additional law firms provide attorneys to teach weekly classes: Mariscal Weeks McKneely & Friedlander, Sacks Tierney, Snell & Wilmer, Jennings Strouss & Salmon, Fennemore Craig, Lewis and Roca, Brown & Bain, Jones Skelton & Hochuli, Stempie & Johnson, Squire Sanders & Dempsey, Bryan Cave and Stinson Morrison Hecker.

The MCBA, the State Bar and the ASU College of Law thank these firms for their valuable and generous contributions, which are certain to reap rewards for both the students involved and our legal community.

If you have any questions or you would like to participate in the Minority Writing Program next spring, contact Jo Ellen McGee to learn more.

BEGAM, LEWIS, MARKS & WOLFE
A Professional Association of Lawyers

is pleased to announce that

SCOTT A. SAHLMAN
has become a member of the firm.

Mr. Sahlman will continue to concentrate his practice on significant matters in tort litigation on behalf of plaintiffs, with particular emphasis on medical negligence. The firm, founded in 1957, will continue its practice in plaintiffs’ personal injury, wrongful death, medical negligence, aviation, railroad, trucking, and product liability litigation.

To place a classified ad, call the MCBA, 602-257-4200

THE LEGAL PLACEMENT FIRM

5151 North 16th Street
Suite 234
Phoenix, Arizona 85016
602.279.5662
don.279.6215
legaljobs@mortongrp.com
www.mortongrp.com
CLASSIFIEDS

POSITIONS

AV-RATED COMPLEX PRODUCTS LIABILITY FIRM WITH INTERNATIONAL PRACTICE seeks associate or recent law school grad with 0-3 years experience. This position has a heavy emphasis on writing and analyzing complex asbestos, 6670 W. Cactus Road, Suite A-105, Glendale, AZ 85304; fax 623-878-9153; attn: Lori.

AV-RATED MID-SIZE PHOENIX LAW FIRM SEEKING ATTORNEYS WITH 2-4 YEARS EXPERIENCE. In general civil litigation including liability defense, construction, bankruptcy, corporate, partnership, transactional and general business or commercial litigation. All inquiries will be held in strict confidence. The firm offers a competitive salary and benefits with a professional working environment. Send resume and salary requirements to: Jorge Franco, Jennings, Haug & Cunningham, LLP, 2800 N. Central Ave., Suite 1800, Phoenix, Arizona 85016.

EXPERIENCED FAMILY LAW, IMMIGRATION & BUSINESS ATTORNEYS. Community oriented, non-smoking work environment. Mead & Associates, 6670 W. Cactus Road, Suite A-105, Glendale, AZ 85304; fax 623-878-9153; attn: Mead@qick.com.

EXPERIENCED LEGAL SECRETARY. Primary duties in domestic relations, background in immigration and business law plus. Community oriented non-smoking work environment. Mead & Associates, 6670 W. Cactus Road, Suite A-105, Glendale, AZ 85304; fax 623-878-9153; attn: Mead@qick.com.

PHOENIX COLLEGE A MEMBER OF THE MARICOPA COMMUNITY COLLEGES will be accepting applications for a one-year, only faculty position in the Department of Legal Studies for the 2003-2004 academic year. Applications will be accepted from 04/01/03 through 5:00 p.m. on 04/30/03. For more information visit www.distr.mari- copa.edu/hrweb or call 480-731-8469. Fax: 480-731-8599.

REACH THOUSANDS OF MARICOPA COUNTY ATTORNEYS Are you moving? Adding attorneys? Changing your firm’s name? Let 20,000 people know about it at a fraction of direct mail costs by taking advantage of our special attorney rates! Camera-ready ad copy deadline is the 10th of each month preceding the month of publication. For more information, to reserve your space or inquire about additional ad sizes or for camera-ready ad copy services, please call: Kirra at 480-515-5719

GROWING PHOENIX LAW FIRM IS LOOKING FOR A LAWYER WITH 2-5 YEARS CIVIL OR COMMERCIAL LITIGATION EXPERIENCE licensed to practice in Arizona. Must have strong communication and writing skills. Compensation commensurate with credentials and experience; employee benefits include group insurance and 401(k). Please provide resume, phone number and fax number in confidence to: Administrator, Santini, Poli & Ball, PLC, 2999 N. 44th Street, Suite 500, Phoenix, AZ 85018, e-mail: burcom@rplawyers.com fax: 602-640-4117.

EXPERIENCED LITIGATOR. Tiffany & Bosco, PA, a 22-attorney AV rated law firm, seeks a self-assured attorney with five or more years trial experience to work with a 25-year attorney in litigating securities fraud and other business disputes. Experience in securities or other business litigation helpful but not necessary. What counts most is strong advocacy, organization and writing skills; the rest can be learned. If interested, please fax or e-mail resume in confidence to Rich Himmelrick (602-255-0103; rhimmel@tblaw.com).

OFFICE SPACE

CENTRAL CORRIDOR LAW OFFICE AVAILABLE in Class “A” building. Professional atmosphere, one or two offices with secretarial bays. Amenities include: shared receptionist, two conference rooms, library, phone system, digital copier, fax, postage meter. Ask about the Virtual Office Package. Kevin @ Sun Legal Suites Package @ 602-239-8772 or 602-821-1920.

OFFICE SPACE FOR RENT. Share space with two or other attorneys $750/month space for secretary, if needed 111 West Monroe, Suite 718, Phoenix, Call 602-257-5585 for appointment.

OFFICE SPACE TO SUBLET. Looking for an spacious office with a mountain view? Estate planning law firm in Scottsdale wishes to sub-lease to an attorney who can appreciate a small, friendly office with a convenient location. One large office, two smaller offices and secretarial space available along with use of a conference room and file space. The office is located off the 101 on Via De Ventura between Hayden and Pima Roads. For more information, call Mary Kay or Carmen at 480-922-4684.

NORTH GLENDALE LAW OFFICE SPACE. Carrels, conference rooms, kitchen, phone, fax, copier, internet access. Call Lou, 623-412-2508.

PENTHOUSE EXECUTIVE OFFICE. Very large Penthouse office with incredible views and balcony. Sublet from small plan- tiffs’ firm. Secretarial, paralegal stations and computer. One large office (17 x 12), two smaller offices (12 x 9) available in beautiful law suite. All amenities. Staff space available. Call Michele at 480-348-9999.

SHARED OFFICE SPACE... POTTENTIAL “OF COUNSEL” Relationship with interna- tional law firm. Beautiful law suite. Small firm practicing primarily in the areas of international transactions throughout the globe, with an emphasis upon international real estate investments, resort properties and time-sharing condominiums. Offices in Mexico and other countries for 25 years and Bali, Indonesia office opened in 1996. Seeking “Of Counsel” in various areas of support to our international law practice. Also separate suite sublease for 2 attorneys. Call 602-263-9111.

SMALL SANTFE BUILDING HAS 1500 sq ft LEASE FOR $513. E. Thomas Road. Amenities include private entrance, utilities & maintenance. Contact Martin Katz 602-241-9221.

TEMP/E/MESA 1/4 BLOCK EAST OF 101 and GUADALUPE Central location to courts. Newly design spacious attorney’s office with adjoining secretarial area. Conference rooms; Law library; Covered parking; High speed internet service included in rent; Professional camaraderie. Call 480-820-1421.

ARTHUR THOMAS AT 7TH AVENUE, PHOENIX, EXECUTIVE LAW SUITES. No move in cost and free rent incentives. Completely remodeled from $195 to $550 per month, receptionist, 6 conference rooms, state-of-the-art telephones, fax and copiers, library, covered parking, employees lounge and more. Call (602) 277-4441, ext. 242.

NEED MEETING SPACE? Look no further... the Maricopa County Bar Association has conveniently located and inexpensive conference rooms available.

MCBA Member rates
Half-Day: $25.00
Full-Day: $50.00
To make a reservation please call:
MCBA Reception 602-257-4200

SERVICES


MICHAEL L. KIRK — CONSTRUCTION SERVICES, INC. Construction investigation Expert services, inspections, cost of repair. When a home inspector just isn’t enough! Has someone been taken advantage of? Construction defects? What was incomplete? Do you have water or mold problems? If answer is yes, then you need our services “Special program for qualified seniors” Licensed ROC 106235 ** Bonded & Insured MICHAELKIRKTHIDOX.COM 6-02-843-8888, M-602-541-6945, F-602-547-2397.

ARIZONA DIAMONDBACKS BASEBALL Eight Arizona Diamondbacks tickets - four behind home plate plus four at first base - for selected games. Call Bruce Heurin 520-325-4200.

FOR SALE

“ASPEN/SNOWMASS VACATION HOME. 5/6 br, ski out/in, hike, fish, bike in cool Rocky Mtn summer. Reasonable rates. mike.ford@dcranch.com.”

FURNISHED TOWNHOUSE FOR RENT Beautifully furnished and newly remodeled townhouse; 2 bedrooms; 11/2 baths; patio, close to 77th and Missouri; $1200 plus utilities. Ideal for relocating attorney. Non-smoking only. 602-279-9646.

SOUTH MISSION BEACH - 3BD 2BA CONDO. OCEAN VIEW, ALL AMENITIES. ALEX. 619-702-6076.

To place a classified ad and reach hundreds of Maricopa County lawyers, call the MCBA, 602-257-4200.
Volunteer helps every week of the year

By Patricia Gerrich
Special to Maricopa Lawyer

Some attorneys accept a pro bono case from the Volunteer Lawyers Program once a year and make a significant difference for a low-income family who otherwise would not have access to civil justice.

Other attorneys volunteer once a month at a clinic at VLP or Community Legal Services and help a number of clients who need advice about their legal rights or remedies. But for volunteering to help low-income families every week for six years, Stephanie Lee Tang was chosen for recognition as VLP's Volunteer Attorney of the Month.

Tang contacted VLP in 1997 to volunteer. She offered to assist “for a few months” at Community Legal Services in an area of law that was different from her usual areas of practice, advising clients with landlord-tenant issues. Once she started working with CLS housing attorneys and represented a number of families, she quickly realized just how important it is to help people avoid homelessness. She sees that some landlords take advantage of low-income tenants who cannot afford to hire attorneys and don’t know how to protect their rights.

Tang volunteers every week at the CLS office in Mesa and even has her own phone extension there. She finds her pro bono service rewarding because many people want to learn how to help themselves and improve their lives. Her goal is to arm clients with information and advice to help them stabilize their living conditions. She gives advice to help people avoid being evicted and becoming homeless. She also helps many people get repairs. Others get their security deposit returned or resolve other issues with their landlords.

Tang also provides information about their rights as tenants to help empower them to avoid legal problems in the future. Lisa Moore Melton, managing attorney of CLS’ East Valley office, urged VLP to recognize Tang because “she has been such a dedicated and consistent volunteer and has helped so many people in the past six years.”

Stephanie’s clients are so grateful because she does legal research for them, keeps in contact with them, and follows through to give additional advice or connect them with a CLS housing attorney if they need representation,” said Juliana Gradillas of the CLS staff.

As a law student at the University of Arizona, Tang was a member of the student chapter of the Christian Legal Society. She cites that organization’s theme verse from Isaiah 1:17 as a summary of her personal commitment to assist those who cannot afford legal services: “Learn to do good; seek justice; Reprove the ruthless; Defend the orphan; Plead for the widow.”

Tang credits her employer with being very supportive of her regular pro bono service. She is a transactional attorney with McFletcher Corp., a research and consulting firm.

Tang encourages other attorneys to get involved in pro bono service.

“I believe they will find it more gratifying than they expect,” she said. “I am very happy when I can help a family avoid homelessness and stabilize their lives.”

➤ Patricia Gerrich is VLP director. For more information about pro bono opportunities through VLP, contact her at 602-254-4714.

MCBA’S INTERNATIONAL LAW SECTION PRESENTS:

DO NO HARM:
A CIVIL LAWYER’S NUTS AND BOLTS OF IMMIGRATION

MAY 16, 2003
ASU DOWNTOWN AT THE MERCADO
1:00—4:30 PM

SPEAKERS:

STEPHEN L. FICKETT
INTERIM DIRECTOR, PHOENIX DISTRICT, BCIS, FORMERLY INS
AL GALLMANN
ASSISTANT DIRECTOR/ADJUDICATIONS, BCIS, FORMERLY INS
MARIANNE GONKO
FRIENDLY HOUSE
JOANNE TRIFIOLO STARK
SACKS TIERNEY

SHOSHANA B. TANCER, PROGRAM CHAIR
TANCER LAW FIRM PLC

CALL GEOFF CUMMINGS AT 602-257-4200 EXT. 107 FOR INFORMATION OR TO REGISTER.

REAL ESTATE MANAGEMENT YOU NEED, WITH THE ATTENTION YOU DESERVE!

SERVICES INCLUDE:

➤ Diligent & agressive monthly rent collection.
➤ Prompt handling of maintenance requests.
➤ Careful focus on financial services.
➤ Up-to-date rental market information.
➤ Fast turn-around between occupants.
➤ Targeted pursuit of owner qualified applicants.
➤ Execution of sound lease agreements.

Tancer Law Firm PLC
15 years trial and appellate practice
111 S. Third St.
Phoenix, Arizona 85004
(602) 942-8822 Fax (602) 942-2477

STICHT MEDIATION SERVICES

John R. Sticht
Superior Court Judge, (Ret.),

is available to serve as a private mediator, arbitrator, or referee/umpire in all areas of civil litigation

18 years Superior Court
15 years trial and appellate practice

(602) 942-8822 Fax (602) 942-2477
428 E. Thunderbird #332, Phoenix AZ 85022

THE HOMELESS LEGAL ASSISTANCE PROJECT

The Homeless Legal Assistance Project will honor outstanding attorney volunteers and law students for providing exceptional pro bono legal services to the Valley’s homeless at an April 2 awards ceremony.

HLAP, a student-run organization that operates in conjunction with a board of directors of practicing attorneys, judges and Arizona State University law faculty members, was founded in 1989 to provide accessible legal services to the homeless.

With more than 100 student and 75 attorney volunteers, the organization provides free legal services to residents of five homeless shelters: Central Arizona Shelter Services, East Valley Men’s Center, United Methodist Outreach Ministries, La Mesita and Homebase Youth Services.

The awards ceremony will be held 6 p.m. to 7:30 p.m. at Heritage Square, Seventh Street and Monroe, Phoenix. Arizona Supreme Court Justice Rebecca White Berch will give remarks.

Awards for outstanding volunteer work will be presented to the following attorneys:

➤ Most Shelter Visits for a New Attorney Volunteer: Corey Babington
➤ Outstanding Representation: Andy Defusco
➤ Outstanding Representation: Jennifer Stewart
➤ Most Overall Shelter Visits: Shirley Baun
➤ Most Overall Shelter Visits: Edward Kinney

Awards for outstanding volunteer work will be presented to law students Michael Schon, Hannah Auckland, Jesse Cooke, Marsha Gregory, Suzanne Rollier, Nikola Schmupp and TJ Sireipe.

For more information, contact Wana Reyes at 602-257-5214.