STRONG RELATIONS
Partners share their secrets to lasting success

PLUS
A LASTING LEGACY: JUDGE WILLIAM B. ENRIGHT
CRAFT BEER FROM A LEGAL PERSPECTIVE
STEVEN H. KRUIS, ESQ.
MEDIATOR

• Full-time neutral since 2002
• Mediated more than 2,000 matters over the past 21 years
• Demonstrates a passion for settling disputes and makes the extra effort to lead the parties to settlement rather than impose it upon them
• Managing Partner of a leading San Diego based firm
• Consistently listed in Best Lawyers in America Practice Area: Mediation, and in Super Lawyers Practice Area: Alternative Dispute Resolution
• "AV" rating from Martindale-Hubbell

EXPERTISE

Real Property, Employment, Business/Partnership, Probate, Estate & Trusts, Personal Injury and Professional Liability

www.KruisMediation.com

For information and scheduling, please contact Genevieve Kenizwald at Gen@adrservices.org or (619) 233-1323

San Diego | Orange County | Los Angeles | Century City | San Francisco | Silicon Valley
For more than 65 years, and with over $5 billion recovered, CaseyGerry has brought a compassionate and united approach to personal injury and civil litigation in San Diego, offering a specialized set of talents and people for each and every case. From a recent $32 million settlement of a milestone robo-calling lawsuit to a key role in the national NFL brain injury litigation, our experience and tireless pursuit of justice has led to a history of success that truly sets us apart.

Call (800) 292-5865 to discuss referral or co-counsel arrangements.
Features

18-20
Strong Bonds
Three local partnerships — Wright & L’Estrange, Hargreaves & Taylor, and Fischbeck & Oberndorfer — reveal their secrets to running a lasting and successful law practice.

22
Top Ethical Cases in 2013
A look back at four legal cases that each raised different ethics issues.
By Edward McIntyre

24
Up to Code
One man’s quest to build his dream (and green) office on a historic city property.
By Josh Gruenberg

26
A Lasting Legacy
Judge William B. Enright is the last WWII veteran federal judge serving the Southern District of California.
By Hon. James Lorenz

30
Portrait of Perseverance
From Cuba to the U.S., Judge Roger T. Benitez has overcome many life hurdles on his path to justice.
By Chris Ngo

32
Higgs Fletcher & Mack Celebrates
Higgs Fletcher & Mack celebrate 76 years of legal practice and philanthropy by giving back.
By Susan Hack

34
Cause for Celebration
California Western School of Law turns 90 this year, and reflects on its history.
By Niels Schaumann

36
Brew Law
San Diego’s booming craft beer scene is tapping into a new area of legal practice.
By Candace Moon

38
The Case Against Comedy
Humor has its place — and it’s not in the courtroom.
By Ken Turek

Departments

6
Briefly
A local lawyer’s quest to put an end to the criminalization of homelessness.
By Emily Crowley

8
President’s Page
An SDCBA infographic gives insight into all the members who “belong.”
By Jon R. Williams

10
Deans
Why we need to work together to change legal education.
By Thomas Guernsey

12
Feedback
Question: What career would you have chosen if you had not become an attorney?
Compiled by Jeremy Evans

14
In-House Perspective
Q&A with W. Davis Smith, VP and Associate General Counsel, Sempra Energy; Senior VP and General Counsel for SDG&E and Southern California Gas Co.
By Alidad Vakili

16
For Your Information
Recommended advice and reads to strengthen your practice.
By Robert Lynn and Benita Ghura

39
Giving Back
SDVLP and the Law Library team up to provide a free family law clinic for low-income individuals.
By Benita Ghura

40
Travel

41
In Memoriam: George Andreos

42
Distinctions, Plates and Cartoon

44
Sustaining Members

45
Photo Gallery
Snapshots from recent events in the legal community.
AT JAMS, YOU FIND EXPERIENCE. KNOWLEDGE. FAIRNESS. SERVICE. AND AN UNSURPASSED PANEL OF NEUTRALS.

Hon. Thomas Ashworth III (Ret.)  Hon. Irma E. Gonzalez (Ret.)  Hon. J. Richard Haden (Ret.)  Hon. William J. Howatt, Jr. (Ret.)  Hon. Jeannie Lowe (Ret.)

Hon. Robert E. May (Ret.)  Hon. Kevin W. Midlam (Ret.)  Hon. Thomas R. Murphy (Ret.)  Hon. William C. Pate (Ret.)  John M. Seitzman, Esq.

JAMS San Diego Resolution Center
401 B Street  |  Suite 2100  |  San Diego, CA 92101
Resolving Disputes Worldwide  |  www.jamsadr.com
I

Defending
Human Dignity

In my second year of law school at Cal Western, I took a class called Wrongful Convictions with Justin Brooks. Our final project was to find a legal problem and solve it. While searching for a project, a friend interning with the Public Defender’s office mentioned that he was seeing a lot of citations issued for illegal lodging, almost entirely to the homeless. This struck me as fundamentally unfair. I decided that I would try to solve the problem of the criminalization of homelessness.

I started by reaching out to the people and organizations in San Diego working directly with the homeless. I spoke to the Homeless Outreach Team (HOT) of the San Diego Police Department. I spoke to Father Joe’s and the Public Defender’s office about Homeless Court. This led me to attorney Scott Dreher. Mr. Dreher successfully settled a class action lawsuit against the City of San Diego to limit the issuance of illegal lodging citations on Eighth Amendment grounds. The City settled because of the precedent set in Jones v. City of Los Angeles. Due to Mr. Dreher’s settlement, the City was no longer able to issue illegal lodging citations between 9 p.m. and 6:30 a.m. This was a huge victory for San Diego’s homeless who have no choice but to sleep outside.

Mr. Dreher introduced me to Girls Think Tank (GTT), a local homeless advocacy nonprofit. The organization was started by a group of young female attorneys whose mission was to inspire and empower the community to advance basic human dignity. I thought, this is the group for me.

I began attending GTT’s Basic Dignity Coalition meetings and listening to the issues on the streets from people living on the streets. One of GTT’s founders asked me if I would be interested in looking into the idea of a Homeless Bill of Rights. I agreed and began working on a committee, and later was asked to join the Board of Directors. In fall 2013 I became president of the Board. In this time, GTT has established a free weekly legal clinic for our low- and no-income neighbors, and is completing a Know Your Rights brochure to educate those living on the streets of their rights and resources. GTT has also successfully advocated for public restrooms, distributes survival supplies and operates a storage center where the homeless can store their belongings, allowing them to meet their basic needs without risking the loss of all personal possessions.

We haven’t yet ended the criminalization of homelessness, but I will continue working toward the advancement of basic dignity.

Emily Crowley (emilycrowleysd@gmail.com) is with the Crowley Law Group.
Monty A. McIntyre, Esq.

- Preparation
- Patience
- Perception
- Persuasion
- Persistence

- Creatively helps people obtain rapid, reasonable resolution of their disputes
- 2014 President: San Diego Chapter of the American Board of Trial Advocates
- Relentlessly pursues closure

Mediator • Arbitrator • Referee

Expertise
Business, Class Actions, Employment, Insurance
Personal Injury, Professional Liability and Real Property

www.MontyMcIntyre.com

For information and scheduling, please contact Genevieve Kenizwald at Gen@adrservices.org or (619) 233-1323
Attorneys practice in over 10 different areas of law.

Members attended 210 different law schools.

29% of members specialize in more than one area of practice.

420 members have been in practice over 40 years.

1,915 members have been in practice under 10 years.

4,585 members went to law school in California.

40+ YEARS

>10 YEARS

4,585 members went to law school in California.

Members attended 210 different law schools.

29% of members specialize in more than one area of practice.

420 members have been in practice over 40 years.

1,915 members have been in practice under 10 years.

4,585 members went to law school in California.
Over 800 members have participated in live webcast CLE programs.

Members that practice in firms with less than 5 attorneys:

- 41% have offices in downtown San Diego
- 59% have offices outside of downtown San Diego

SDCBA members speak over 20 different languages.

1,881 people are involved with the SDCBA via social media.

Hey!

Tell us more about you! Visit www.sdcba.org/onlinedirectory to add information to your Online Directory profile.

Add details about your:

- Law school
- Professional licenses
- Languages
- Website and social media pages
- Areas of practice, and more.

Did you know the directory is also accessible from the SDCBA smartphone app? Go to www.sdcba.org/smartphoneapp to learn more and to download the app to your iPhone or Android.
We Need to Work Together to Change Legal Education

Does California have too many requirements to pass the bar?

The State Bar of California’s Bar Task Force on Admission Regulation Reform published its Phase 1 Final Report. The Report contains significant and well-intentioned recommendations. One recommendation is that in order to become a member of the state bar, candidates must have pre-admission competency training. The applicant could receive the competency training in law school by taking 15 units of “practice-based, experiential” classes or engaging in a “Bar-approved externship, clerkship or apprenticeship …”

The ABA Task Force on the Future of Legal Education has also recently published its final report calling for greater attention to development of skills and competencies.

If adopted, these two proposals will have a significant impact on legal education. The idea that the bar is trying to increase the competency of those admitted to practice is laudable. The problem with the California proposal is that it is made in a vacuum. While the California Report would allow the requirement be met outside a law school setting, the law schools will have to provide this training. The students will demand it, and with more than 8,000 first-time bar takers each year, the bar does not have the infrastructure to provide the opportunities.

So, what is the problem? We need to think through the unintended consequences caused by piecemeal reform. The California Bar Exam, for example, currently tests subject areas that are typically covered in 17 different law school courses. Not surprisingly, the vast majority of law students take all of these subjects. In addition, the ABA requires a first-year and an advanced writing course. So we have a total of 19 courses, each averaging three credit hours for a total of 57 credits, that for practical purposes are required to take the bar exam. Add these proposed requirements (the 15 for skills and another, say three, for the pro bono requirement also recommended in California) and we have 75 credit hours of an 86-credit-hour legal education that are essentially required.

That leaves 11 credits, less than a semester of study, actually to accomplish everything else legal education critics ask us to do in law school, including cutting costs and engaging in more experimentation and innovation.

To change the way legal education works, it is counterproductive just to add more requirements without also questioning existing requirements. For example, the current California bar exam does an excellent job at testing legal reasoning; but implicit in these recommendations is the reality that it does not test other things that we know are important to being a successful lawyer. But, before we make the decision to impose more requirements, we should ask: Does it take 17 subjects to test legal reasoning? A comprehensive approach to reform might not just add a skills requirement, but have a corresponding reduction in the number of subjects on the bar exam. One good thing about the ABA Task Force Report is that it calls for just such a comprehensive approach, including questioning the number of subjects on the bar exam.

Thomas Guernsey (guernsey@tjsl.edu) is Dean and President of Thomas Jefferson School of Law.
Thinking about buying or selling a home?

PUT AN ATTORNEY & MBA ON YOUR TEAM
NO TRANSACTION IS TOO CHALLENGING!

Sold over 400 San Diego area homes since 2004
Counseled over 2000 homeowners in financial distress since 2006

LK Realty Center for Conflict Resolution:
Gary Laturno, mediator and arbitrator, has been resolving civil disputes since 2001

In 2013, authored “Three Steps to Wealth & Financial Security – All That Glitters Isn’t Gold”; available at amazon.com/books

Laturno Kuick Realty
Vikki Kuick – Broker, Engineer & MBA
Gary Laturno, Esq. – Broker, Attorney, & Mediator

LANDKREALTY.COM - DRE # 01417773
BESTSHORTSALEINSD.COM GARYLATURNOMEDIATIONS.COM
Vikki@LandKRealty.com 619-741-9651 | Gary@LandKRealty.com 619-741-9652
QUESTION:
What career would you have chosen if you had not become an attorney?

“I came across the word ‘Winerist.’ Its definition: ‘An individual who enjoys wine, travel and unforgettable experiences.’ My first thought: This cleverly legitimizes my ‘passion’ for wine and travel, and I could get paid to take people to exotic wineries across the globe?! My second thought: I’ll drink to that!”
— Lorena Slomanson, Legal Aid Society of San Diego (lorenas@lassd.org)

“I would probably be in Supply Chain Management because I loved that course as an undergraduate. The strategy and problem solving is similar to what is required of an attorney. After the law, I hope to volunteer more of my time and maybe write a novel.”
— Christopher Heim, Solo Practitioner (christophera.heim@gmail.com)

“Had I not been a lawyer, I would have been a journalist. I love writing and investigation. Journalism, I think, would have also provided a way for me to pursue my passion for justice and equal rights.”
— Lilys McCoy, Thomas Jefferson School of Law (lmccoy@tjsl.edu)

“I have always had a childlike fascination with many facets of the weather. From the catastrophic complexities of super typhoons, rogue waves and El Niño, to the simple direction, speed and cause of the daily breeze, I’d love to study and understand (then consult or teach) how it all works.”
— Jason Evans, CaseyGerry (jevans@cglaw.com)

Compiled by Jeremy Evans (Jeremy@CSLlegal.com), Managing Attorney of CSLlegal.

Protecting the elderly throughout Southern California... one elder abuse/neglect case at a time.

Berman & Riedel, LLP, continues to accept referrals and co-counsel involvement from members of our legal community on complex elder abuse/neglect cases, nursing home cases and dependent adult abuse/neglect cases.

Over $25 million in elder abuse/neglect case settlements and verdicts in the past 5 years alone.*


*Many significant referral fees paid for cases involving claims of elder abuse/neglect cases against nursing homes, residential care facilities, in-home care companies, and other facilities that serve the elderly and dependent adults. All Referral Fees are paid consistent with the requirements of California Rule of Professional Conduct 2-200.
THE CORRECT WAY TO ACCEPT PAYMENTS!

Trust your credit card transactions to the only merchant account provider recommended by 39 state and 49 local bar associations!

- ✔ Separate earned and unearned fees
- ✔ 100% protection of your Trust or IOLTA account
- ✔ Complies with ABA & State Bar guidelines
- ✔ Safe, simple, and secure!

Reduce processing fees and avoid commingling funds through LawPay.

[Image of credit card processing devices]

 terminals

[Image of laptop and mobile phone]

LawPay

Secure web payments

Mobile Swiper

iPhone, iPad, Android

866.376.0950

LawPay.com/sdcba

Proud Member Benefit Provider

SAN DIEGO COUNTY BAR ASSOCIATION

AVAILABLE EXCLUSIVELY THROUGH

THE SAN DIEGO COUNTY BAR ASSOCIATION

AffiniPay is a registered ISO/MSP of BMO Harris Bank, N.A., Chicago, IL
Q&A: W. Davis Smith

Vice President and Associate General Counsel, Sempra Energy and Senior Vice President and General Counsel for San Diego Gas & Electric and Southern California Gas Co.

Thirty-two years ago, W. Davis (Dave) Smith, joined Southern California Gas Company (later to become SDG&E), and he has not looked back since. What immediately strikes you about Dave is his passion for what he does and the importance he places on teamwork. When asked about his job, he was quick to respond, “Every day I enjoy my job. I enjoy working with all the lawyers, the business people. Every day is fun.”

How did you find your way to your current position?
I started with Southern California Gas Company in Los Angeles and when the two companies merged, I moved down to San Diego in 1998. In 2002, I became General Counsel for SDG&E.

What is something that drives you?
I enjoy working with people and solving problems. I enjoy working as a team to define solutions to big problems.

What is one of the biggest challenges you deal with as in-house counsel?
Generally, the challenges I face are not too different than other officers or senior managers at a large company … it’s getting people to work together to find a path to make the company successful. It’s getting people to work as a team and getting them focused on the right things.

How do you define outside counsel’s role?
Outside counsel’s role is to be a provider of more in-depth legal analysis/expertise in areas in-house counsel may not be familiar with and/or doing what’s asked (e.g., drafting a contract).

What advice do you have for young lawyers who are interested in working in-house?
Unfortunately for law firms, the best way to move in-house is when you do legal work for a company, you establish relationships with the in-house attorneys and the business people. If you are doing good work and have good interpersonal skills, you have a big advantage when the company hires for in-house positions. Most of the time, our hires are from outside counsel we have worked with.

For the new in-house lawyer, there is only one client. Interpersonal skills are crucial, and developing trust is a critical goal that new attorneys need to focus on.

What practice areas do you typically find yourself engaged in on a regular basis?
Right now, regulatory and litigation are taking up most of my time.

Life Notes
Number of years in practice: 38
Grad School: California State University, Dominguez Hills (M.B.A.)
Law school: Loyola Law School, 1976
Favorite books: Tom Clancy books
Hobbies: Riding my Harley Davidson

Quick Facts
- SDG&E lit its first lamp on San Diego streets in 1881. Today, the full-service utility provides electricity and natural gas to 3.4 million consumers across 4,100 square miles from Orange County to the Mexican border.
- Employees: Sempra has approximately 17,000 employees; SDG&E has approximately 4,500 employees.
- Legal department: Sempra’s legal team (including SDG&E) includes 100 attorneys worldwide (70 in the U.S.).

Sempra Energy is a Fortune 500 energy services company headquartered in San Diego. SDG&E is a subsidiary of Sempra. Sempra provides energy services to more than 31 million customers worldwide through their wind, solar and natural gas operations, which generated revenue of approximately $10.5 billion during 2013.
A world of difference in business immigration

Immigration is not just one of many practice areas at Fragomen - it is our sole focus. We work with each client to understand their business and immigration priorities; monitor worldwide policy, regulations and trends; and draw on our collective experience to proactively counsel clients. See how your view of the world changes when you work with a law firm totally focused on immigration law.

Gary B. Perl, Partner
gperl@fragomen.com

Fragomen, Del Rey, Bernsen & Loewy, LLP
11238 El Camino Real
Suite 100
San Diego, CA 92130
Tel: +1 858 793 1600

www.fragomen.com
FOR YOUR INFORMATION

File This
Keeping tabs during an appeal
BY ROBERT LYNN

Unfortunately, there are times when files get lost. Starting an appeal and then finding the file has gone walkabout is very frustrating. The L.A. Central Division of the Superior Court lost one of mine and, after a month and a half, found it under a clerk’s desk in Santa Monica. It happened again in San Diego a couple years ago. The clerks are always genuinely anxious to help. But you must be persistent. Inquire every few days. Call the trial court clerk and ask for help. Meditate on someone finding it because someone almost always does.

Upon retention for an appeal, move quickly. Make sure that you correctly calculated the last day to file. Don’t wait for that day. A fender-bender at 4:30 p.m. on the way to the courthouse could cost your client his or her appeal. That chicken would come home to roost.

The code has a short deadline for submissions from the filing date of the notice of appeal. Review the record as quickly as possible for designation purposes. Locate the important documents and designate those. You can usually augment the record later, if required. After the record is produced, review every scrap of paper in the file or transcript, whether or not of obvious importance. You never know when you will discover a trial where the court has scrawled its comments in the margin. Such comments are sometimes manna from heaven for the appellant and always grist for the appellant mill.

Robert Lynn (rlynn@lynnlaw.sdcoxmail.com) is with the Law Offices of Robert Lynn.

On the Shelves
Pick up these recommended reads, both written by local attorneys.

BY BENITA GHURA

Criminal defense attorney Genaro Lara sheds light on the plight of the illegal immigrant who tries to make a better life for himself in the United States. His newly published book, An Illegal Alien’s Journey Into the United States, was inspired by his personal experiences as a public defender and private attorney representing hundreds of illegal immigrants. As a budding artist, Genaro shares his passion for painting in the book with some beautiful illustrations displaying key moments in the life of Moses Verzus, the main character.

Attorney/Broker Gary Laturno’s personal experiences with distressed homeowners led him to co-author a book with his wife, Vikki Kuick, titled Three Steps to Wealth & Financial Security: All That Glitters Isn’t Gold. Their book provides simple and easy steps to financial security and money management, and is an easy read in bullet-point format.

Benita Ghura (bghura@sdcpll.org) is a Reference Librarian with the San Diego Law Library.
His Resolve: Hands On, Knowledgeable and Effective

Your Resolution: Jim Chodzko

“Jim's experience in the building/design industry and his untiring persistence, led us all to a fair resolution in a large case.”

-Attorney, Construction Defect Case

Jim’s Featured Practice Areas:
• Business & Commercial Contracts
• Construction Defect
• Personal Injury
• Insurance

Dispute Resolution.
It’s what we do and we take it personally.

westcoastresolution.com (619) 238-7282
We formed Wright & L’Estrange in 1983 after practicing law together for 10 years at another firm. Superior Court Judge William R. Nevitt, Jr. joined us as an Associate and later became a partner. The new firm came into existence very quickly. In March 1983, we each decided to leave the old firm and to do so together. We departed in May of that year, subleasing space from Latham & Watkins.

From the outset, we had several advantages. We were similar personalities in terms of moral values, lifestyles, work habits and professional standards of practice. We were both interested in pursuing business litigation, and had valuable experiences, particularly in antitrust and securities fraud trials. Although we had never worked together on the same cases at the old firm, we knew each other’s abilities.

We also had similar personal commitments to the practice of law. We each came and went from the office at about the same time and worked 5.5 days a week. Fifty to 60-hour work weeks were normal. We started like everyone else does, not knowing what the future would hold or how bright it might be. Fortunately, some clients came with us and paid their bills promptly to help us succeed. Soon after the firm began, we found that the subject areas of our litigation practice became much broader than antitrust and securities. Clients retained us in cases involving breach of contract, breach of fiduciary duty, real estate fraud, bank fraud, will contests, employment disputes, unfair competition, trademark infringement, product liability, professional liability, land use and regulatory compliance, to name only some. We also began to be retained as local counsel by out-of-state firms litigating in California, a trend that continues today. Clients came to us in many different ways, often by referral from other lawyers.

Two other things may have contributed to our staying together for 30 years. We recognized that our real capital investment was not in desks or paintings, but in the people we hire. We have tried to select the best lawyers, clerks, paralegals, secretaries and receptionists available. All have made major contributions to the firm, and many stayed with us for years, providing continuity noticed by clients. We also adopted a compensation agreement driven by objective criteria rather than subjective estimates of one’s own self-worth, thus avoiding the kinds of arguments that can divide a firm.

As time passed, an important question for us was: How can we improve and fulfill our potential as lawyers? Our answer was to put the interests of clients first, do your best in every case and commit yourself to continuing education as a student, teacher or author. Among other things, you can actively participate on an Inn of Court team, attend (or better yet teach) a good CEB program, give a law school lecture, serve as an adjunct professor, write an article or co-author a legal treatise. If you do any of these things regularly, you will notice real changes in your ability as a lawyer.

Robert Wright (rwright@wl-lawsd.com) and John L’Estrange (jlestrange@wl-lawsd.com) are partners with Wright & L’Estrange.

“... put the interests of clients first, do your best in every case and commit yourself to continuing education as a student, teacher, or author.”
We founded Hargreaves & Taylor, a family law boutique firm, in 1996. Nancy was formerly chair of the Family Law Department at Schall, Boudreau & Gore, and Bill was practicing solo. The two speak here about what it takes to run a successful partnership.

**Bill:** I first met Nancy when she was studying for the bar exam. After being admitted to the bar and commencing a career with an insurance defense firm, she questioned her career choice and thought about returning to her former position as an insurance broker. I invited her to try family law, and the fit was perfect.

Nancy is the soul of our firm — the partner who takes care of details and who makes certain our staff remains happy. She is the perfect partner — always willing to compromise and always willing to allow me to “vent” before suggesting the more practical approach to problem solving.

We have a unique and very informal method of dealing with our own profit sharing, and simply eyeball various factors and decide upon a split on an annual basis — not set formula. The approach has worked for longer than many, if not most, of the marriages we see here in our office.

**Nancy:** Our partnership is like family — but we never have fights. From the beginning, Bill was the “older” and more experienced attorney, resulting in his taking the lead as “managing” partner. I was happy to have him in that role while I focused more on personnel, office environment and arranging social activities for the firm. Because we trust one another completely and openly share all information that affects our firm, we have not had any disputes over the years about the sharing of profits.

As we have matured, I have mellowed, choosing to not litigate, whereas Bill has developed an even greater love for litigation. This difference in our personalities has resulted in a very satisfying relationship that benefits our clients. It allows me to take a case from beginning to end, attempting to settle it, and if unsuccessful, turning it over to Bill to litigate.

We play good cop/bad cop. Bill has always allowed me to take on the role of the “nice” partner. Secretly, I think he likes the “bad cop” role he has taken on.

Ours is an unconventional union. A partnership is like a marriage. Choose wisely and go into business with someone you like and respect, as you will end up spending more time with them than you will with a spouse or significant other.

“We have a unique and very informal method of dealing with our own profit sharing... The approach has worked for longer than many, if not most, of the marriages we see here in our office.”

Bill Hargreaves (bill@htfamlaw.com) and Nancy Taylor (nancy@htfamlaw.com) are partners with Hargreaves & Taylor.
The beginning of our partnership was replete with signs that it was meant to be. I had been a solo practitioner in El Cajon for about seven years. Bill had been a partner in a small firm in Fletcher Hills for several years. During 1987, Bill was building an office building in La Mesa. Although we knew one another by reputation and through the Foothills Bar Association, we were not close friends.

Bill called me early that year to arrange to meet for a drink after work. We both showed up to the meeting in three-piece suits and pocket watches with gold fobs. We noted the coincidence. We discussed our practices and Bill’s desire to relocate to his new building in La Mesa, and to build a more upscale practice than he had. He wondered if I was interested, although overhead would be much higher than what I was used to on Park Avenue. I told him I was interested. As we left the bar, we noted with some amusement that we both drove identical red Toyota Celica convertibles!

After a relatively easy negotiation of terms and what our business model would look like, we formed Fischbeck & Oberndorfer, A Professional Corporation on December 3, 1987. Twenty-six years later, we are still going strong and see no reason to end a successful and satisfying business relationship. There are a number of reasons we have not only succeeded, but thrived over the years.

We both put a great deal of emphasis on quality of life, both in and out of our office. From the beginning we fully covered all of our full-time employees with health insurance. We give generously to and support local charities that have a positive impact on our community because it’s the right thing to do. Time with our families is a priority, so we have always encouraged one another to take as much time as we like each year for travel and family events. At the same time, we both have a very strong work ethic so that there has never been a reason to be concerned about revenue, meeting overhead or supporting our passions.

Bill and I have been very lucky to have the synergy that we found from the very beginning of our business and professional relationship. He manages the office facility. I manage the finances. He does real estate. I do business and estate work. He likes to camp and stand-in-water fishing. I don’t. I like to sit on a beach and read or SCUBA dive. He doesn’t. Having the right balance in work ethic and values, and just enough difference in interests, seems in retrospect to be the key to success, at least for our partnership. I’m glad I took the risk of higher overhead, a partner and a more upscale practice 26 years ago. It has been worth every minute.

Ron Oberndorfer (rho@lamesalaw.com) is a partner with Fischbeck & Oberndorfer.
“First Republic’s innovative loan program helped many of our partners fund their capital accounts.”

McGladrey—Assurance, Tax, Consulting
Thomas H. Ferreira, CPA
Regional Managing Partner, Northeast Region
During 2013, California courts decided a number of cases with ethics issues directly impacting our practice. Four cases address disqualification; malpractice representing an employee witness; malicious prosecution following a partner’s instructions; and missing the common-interest doctrine to preserve the attorney-client privilege.

Disqualification
What happens when a lawyer represents a client in “lemon law” cases and then sues that former client—in a “lemon law” case? Nothing. In Khani v. Ford Motor Company (2013) 215 Cal.App.4th 916, the court affirmed that California does not recognize “playbook” disqualification. Four years before filing this “lemon law” action, the plaintiff’s lawyer had represented Ford in some 150 cases, including “lemon law” cases; thus, he knew his former client’s internal structure and practices.

No substantial relationship existed, however, between the former and current representations just because all involved the same legal issues. Ford could not show that he had been exposed to information material to his current case—e.g. Ford’s current policies, practices or procedures that Ford used to evaluate lemon law cases, or that the same decision makers remained. The substantial relationship test requires “comparison not only of the legal issues involved in successive representations, but also of evidence bearing on the materiality of the information the attorney received during the earlier representation.” (215 Cal. App.4th at 921.) Khani follows Jessen v. Hartford Casualty Ins. Co. (2003) 111 Cal. App.4th 698, and Farris v. Fireman’s Fund Ins. Co. (2004) 119 Cal.App.4th 67.

“Jay v. Mahaffey underscores the need for firms to foster a culture in which younger lawyers can, with impunity, disagree when given questionable directions.”

Malpractice and Conflict of Interest
Are there risks representing an employee witness at a deposition? Yes. In a malpractice action, Yanez v. Plummer (2013) 221 Cal.App.4th 180, in-house counsel represented both the employer and, for a deposition only, an employee witness. The employee had prepared two written statements about an accident, the second inconsistent on a material point with the first. In-house counsel told the employee that he was the employee’s attorney for the deposition and, if the employee told the truth, his employment would be unaffected. In-house counsel failed, however, to discuss any conflict of interest representing the employer and employee; he failed to obtain informed written consent.

After the employee testified unfavorably to the employer, in-house counsel confronted him with the difference in the two statements; the employee admitted that the second was incorrect; in-house counsel gave him no opportunity to explain. The employer fired the employee for violating the company’s policy against dishonesty.

Failure to comply with Rule 3-310(C)’s informed written consent mandate to waive the conflict was sufficient evidence of malpractice and breach of fiduciary duty to prevent summary judgment, even though the lawyer was not involved in the termination. His highlighting the discrepancy in the two statements created a material issue of fact that he had contributed to the termination, breaching his duty to his client.

Convenience often suggests such joint representation, but the potential conflict requires that the employee and employer each give informed written consent. Sometimes an actual conflict may require separate counsel for the employee.

Malicious Prosecution
Is following a partner’s instructions a defense? Not quite. In a malicious prosecution action, Jay v. Mahaffey (2013) 218 Cal.App.4th 1522, an associate, asserting she was just following the lead attorney’s instructions, failed in her anti-SLAPP motion. She had signed some relevant pleadings and her name appeared...
on deposition notices served on the limited partners who had sued.

The court extended Cole v. Patricia A. Meyers & Associates, APC (2012) 206 Cal. App.4th 1095, in which standby trial counsel was held liable for malicious prosecution even though the underlying action was dismissed before trial counsel became meaningfully involved. The court acknowledged the “clear imbalance of power” between a younger associate and a partner, making it difficult for the younger lawyer to question a more experienced lawyer’s decisions. But “every attorney admitted to practice in this state has independent duties that are not reduced or eliminated because a superior has directed a certain course of action. (Bus. & Prof. Code § 6068.) Thus, the fact that she was following a superior’s instructions is not a valid defense to malicious prosecution.” (218 Cal.App.4th at 1546.)

This case underscores the need for firms to foster a culture in which younger lawyers can, with impunity, disagree when given questionable directions.

The Common-Interest Doctrine

Jumping the gun can waive privileges. In Citizens for Ceres v. Superior Court (2013) 217 Cal.App.4th 889, challengers to a development the city had approved were entitled to discover all preapproval communications between the developer’s lawyers and the city’s attorneys. The court rejected the argument that, because the city and the developer recognized from the outset that the project would likely be challenged in litigation, the communications were protected by the common-interest doctrine, preserving the attorney-client and work product privileges.

To prevent waiver, the common-interest doctrine requires (1) a common interest to obtain legal advice about the same matter; and (2) communications specifically to advance the shared interest in obtaining legal advice on that common matter. At the preapproval stage, the city and the developer had no shared interest in creating a legally defensible environmental impact report; the city had no commitment to the project until after completion of that review process. Hence, the developer’s and city’s lawyers waived attorney-client and work product privileges for all preapproval communications.

**Edward McIntyre (emcintyre@swsslaw.com)** is a partner with Solomon Ward Seidenwurm & Smith, and Chair of the SDCBA’s Legal Ethics Committee.
In 1998 I purchased a two-story 1902 Colonial Revival property in Bankers Hill, for my office. But when I decided to add more space, I couldn’t because it is a City of San Diego Historic Landmark.

I then considered two options: renting downtown office space or buying and rehabbing a building. Neither panned out, and by 2007 I began to consider designing a second building alongside the Nason House.

While I cherished my historic-house-turned-office-building, there were limitations that I could overcome by building a new energy- and space-efficient building, and I would go the extra mile to target the building to be Net Zero Energy (NZE)—meaning it produces as much energy as it uses over the course of a year.

As exciting as it was to begin a new ground-up building like this, the project had substantial hurdles to clear.

In the mid-city zoning regulations, there is a parking exemption for a lot less than 7,000 square feet to encourage development of in-fill lots. While this site is actually slightly more at 7,500 square feet, an exemption was made because the existing historic house takes up more than half of the lot; therefore, if the lot were subdivided to be two parcels, the new structure would be on a site much smaller than the exemption threshold.

The minimum parking requirement made the small site work efficiently and contributed to the green quotient as more plant material and permeable surfaces were possible.

The next challenge was the extensive reviews by the Historic Resources Board (HRB) at Development Services and the required full historic report prepared by Historic Resource Attorney Scott Moomjiam for both the Nason House and two cottages located where the new building was to be sited. The cottages, built 25 years later than the Nason House, were found to be not of historic significance, but it was a long process to be able to remove them. Wanting them gone, but not wanting to demolish them, I tried to donate the small structures, each about 600 square feet, but couldn’t find any takers. In the end, they were torn down with as many materials and fixtures recycled. Also, the HRB wanted to be assured that the design of the new building would be conscious of being in the background of the Nason House by respecting roof and cornice lines, setbacks and using similar scale and texture wood clapboard.

The final issue delaying the building permit—and therefore construction—was that the office buildings are not permitted uses because of the planes landing overhead; the decibel level exceeds the allowed threshold. While this seems an anomaly because the Nason House has been an office building on this site since 1977, it took more than a year, extra work by the architects and acoustical engineers, and the hiring of airport land use attorney Jerry Livingston, to file an Aviation Easement and to be consistent with the Airport Land Use Compatibility Plan (ALUCP).

It’s early 2014. The 3,900-square-foot project is nearing completion after several months of construction. The clean-line contemporary building is starting to unfold and reveal the structure. The east wall is two stories of cast-in-place concrete for sound mitigation against approaching air traffic, and structural stability for the west facade, which is mostly glass (triple-paned for sound attenuation) and wood. This facade will sport sliding glass doors for natural ventilation and overscaled exterior blinds with wood accents that are photo-sensor-controlled to shade and filter light during the extreme sun hours.

By filtering light before it enters the building, heat gain is minimized, and therefore energy use low, in addition to the benefit of controlling usable daylight to replace electric lighting loads. After all the headaches, I am excited about my new building with its sustainable building features like photovoltaic panels, highly efficient mechanical equipment, natural daylight, healthy recycled and renewable building materials, and did I mention the fish? Adjoining the 60-foot west wall, there is a 3-foot-deep by 3-foot-wide lily pond for koi, which also helps to keep the building cool and provides a tranquil setting in which to take lunch breaks.

Josh Gruenberg (josh@gruenberglaw.com) is with the Law Offices of Joshua D. Gruenberg.
WHAT WOULD YOU RATHER DO WHEN YOU’RE MANAGING YOUR PRACTICE?

SEARCH OR FIND?
Firm Central™ is the only practice management tool that instantly analyzes all of your content to find any document in seconds.

LEAVE OR LINK?
Firm Central is the only practice management tool that links you directly to legal research.

ASSUME OR KNOW?
Firm Central is the only practice management tool that verifies citations on every document.

Firm Central is the practice management tool for the way you practice.
To find out more, talk with your Thomson Reuters representative or visit firmcentral.com.
The Greatest Generation, described by journalist Tom Brokaw, is the generation “who grew up in the United States during the deprivation of the ‘Great Depression’ and then went to fight in World War II.” He pointed out that these men and women fought not for fame or recognition, but because it was the “right thing to do.” Judge William B. Enright is a member of that Greatest Generation. He is the last living member of the veteran judges on the United States District Court for the Southern District of California. He follows Judge Schwartz, who served at the Normandy landings; Judge Nielsen, a decorated fighter pilot; and Judge Turrentine, who was a Naval intelligence officer on a Cruiser involved in one of the greatest battles of WWII. Judge Rhoades was training as an aviator when the war ended.

Enright volunteered to join the Navy in 1943, at the age of 17 and upon graduating high school in Queens. It was a dark time in history. There was no assurance that Germany, Japan and the Axis powers could be defeated. World War II was the indelible event that changed many young men and women, including the young Bill Enright. He was forced to handle stress, learn discipline and exercise leadership at a young age.

As the years pass, memory dims, other wars intervene and the history of those who served in World War II is all but forgotten. However, history should take note of those on our Court who put their lives on the line. The experience of war molded their character. Their military experience is part of who they are. As in most wars, few know of a veteran’s experience until their senior years when they are persuaded to tell their story. That is the case with the last WWII veteran on this Court, Judge Enright. Enlisting as a teenager, his scholarship qualified him for the V-12 program that upon successful completion would earn him a Commission as an Ensign. He attended Dartmouth College for officer training, including Midshipmen’s School. He was commissioned in March 1945 and assigned duty on the Escort Carrier Marcus Island CVE 77.

This small carrier had become famous in the annals of naval history as part of the battles of Leyte Gulf and Samar. Task force Taffy 3 included a number of smaller naval ships that were not contemplated nor prepared to take on a Japanese Battleship task force when it showed up by surprise. There was no one else to help, which is what Taffy 3

Hon. William Enright with a photograph of him on his return to U.S. in 1946.
March/April 2014 SAN DIEGO LAWYER

did. Some experts claim their action saved the landings of American troops in the Philippines from the Japanese sinking the landing force. The Marcus Island survived this and other battles including Kamikaze attacks.

Ensign Enright was assigned to this storied vessel on his first fleet assignment. He was qualified as an Officer on Service Division Staff, Division Officer and Watch Stander. He had attended Advanced Line Officer School. Although the Marcus Island saw no further actual enemy attacks during his assignment, the concern turned to preparing for the possible invasion of Japan. It was contemplated it would take a million troops to capture the mainland; there would be horrendous losses. As a result, the world met Japan’s surrender on August 15, 1945, with incredible relief. Ensign Enright was transferred to the USS Alcor AD 34, a destroyer tender, and spent his last duties in the occupation of Japan. He received recognition for service in the American Area, Asiatic-Pacific Area, World War II Victory Medal and Navy Occupation Medal with Asian Clasp.

The destruction and human misery observed in a theater of war and its aftermath in Japan resulted in a maturity gained in his teenage years that prepared him for the future, forsaking the foolishness of youth. On release from the Navy in 1946, Enright returned to Dartmouth, majored in philosophy, and graduated in 1947. Although he considered veterinary medicine, he graduated from Loyola School of Law in 1950 as a member of the National Honor Society.

Enright's distinctive, powerful voice and his eloquent words. He had an incisive mind. Importantly, jurors, law enforcement officers, opponents and judges respected and trusted him. The dynamic trial lawyer Joseph Ball in Los Angeles was his mentor. To this day, Enright quotes Ball’s creed that "A reputation is priceless; it cannot be bought, but it can be sold real cheaply." Like Ball, Enright brought civility, enthusiasm, idealism and dignity to the practice of criminal law.

When a Federal Judgeship opened in San Diego, Enright was an obvious candidate. But he was a Democrat and the President a Republican; in most cases this fact would preclude appointment. However, Enright was so highly regarded, President Nixon appointed him as a District Court Judge in 1972. The appointment turned out to be just another chapter of excellence in his stellar career. Like the young Navy cadet from Queens, Judge Enright undertook his new responsibilities with the same dedication and values learned in the time of peril. He served on at least 17 Federal Judicial Committees including the Judicial Panel on Multi-District Litigation. His integrity, skills and demeanor resulted in his becoming one of the most respected, knowledgeable and capable trial judges this District has ever produced.

When a Federal Judgeship opened in San Diego, Enright was an obvious candidate. But he was a Democrat and the President a Republican; in most cases this fact would preclude appointment. However, Enright was so highly regarded, President Nixon appointed him as a District Court Judge in 1972. The appointment turned out to be just another chapter of excellence in his stellar career. Like the young Navy cadet from Queens, Judge Enright undertook his new responsibilities with the same dedication and values learned in the time of peril. He served on at least 17 Federal Judicial Committees including the Judicial Panel on Multi-District Litigation. His integrity, skills and demeanor resulted in his becoming one of the most respected, knowledgeable and capable trial judges this District has ever produced.

Judge Enright took senior status in 1990, but he carried an active caseload of criminal and civil cases until 2000 when he took an inactive status after 28 years on the federal bench. He continues to be an invaluable resource as a mentor and sage to other judges.

The respect that Judge Enright has earned is demonstrated by his awards: Fellow in the American College of Trial Litigators and a 2013 speaker at the American Inns of Court’sプログラミング."
Lawyers; Diplomate in the American Board of Trial Advocates; the American Inns of Court’s Professionalism Award for the Ninth Circuit; the San Diego Defense Lawyers’ Award for Extraordinary Service to the Legal Profession; and the San Diego County Bar Association’s Award of Honor as well as its Jurist of the Year Award. Judge Enright has left a legacy of excellence that others strive to emulate.

One of Judge Enright’s most significant legacies to the bench and bar is reflected in his role with the American Inns of Court to foster excellence in professionalism, ethics, civility and legal skills. In the 1980s, the AIC struggled to transplant to the U.S. the principles of this distinguished British legal organization made famous by London’s Old Bailey. Judge Enright was largely responsible for forming the first Inn in Southern California, named after Judge Louis Welsh. For many years Enright served as president. He was a force in expanding Inns to other parts of the nation. In 1991, the Enright Inn was created in his honor. Two other awards carry his name: California Inns of Court’s “William B. Enright Award for Professionalism” and the American Inns of Court’s “William B. Enright Ethics and Civility Award.” Judge Enright’s dedication to the AIC movement continues to this day. “The Inns help young lawyers learn from more experienced attorneys by maintaining and advancing strong professional standards. It’s a satisfying accomplishment to have played a role in advancing this worthy cause,” Enright says.

Since high school, Enright has recorded quotes that have special meaning reflecting life’s nuances. When he took Senior Status, he had the collection bound in leather for his wife, three children and eight grandchildren. His book includes a version of a quotation of William James that informs his life’s goals and aspirations: “The great use of life is to spend it for something which will outlast it.” Simple words that describe Judge Enright’s rich, influential and inspiring career.

Hon. James Lorenz is a Senior Judge on the U.S. District Court.

Karen Hughes, Judge Enright’s law clerk, assisted with this article.

“THE GREAT USE OF LIFE IS TO SPEND IT FOR SOMETHING WHICH WILL OUTLAST IT.”
—WILLIAM JAMES

THINKING OF BRINGING ON A LAW CLERK OR HIRING A NEW LAWYER?

Our exceptional students and graduates are available to interview for law clerk and attorney positions throughout the year. Contact us to participate in our effective, no-cost recruiting programs to help you find qualified candidates to meet your hiring needs. Visit our Career Services Office online: www.cwsl.edu/career.

Please contact Courtney Miklusak, Esq. at (619) 515-1557 or cmiklusak@cwsl.edu
800.977.6110
Addiction assessment and treatment since 1985

- Drug and alcohol assessment, fast turn-around
- Experience with court-mandated individuals
- Outpatient, residential and sober living options
- Legal documentation and progress reports provided

www.practicalrecovery.com

---

Hon. Charles R. Hayes (Ret.)
Judge of the San Diego Superior Court

*Discovery Referee • Mediator • Arbitrator*

FAIR - OBJECTIVE - EXPERIENCED

24 years as a Superior Court Judge, 15 years presiding over civil trials.

Judge Hayes is “very pragmatic and a problem solver.”

He “has a nose for getting at the crux of an issue. He understands very well the dynamics of lawyer-to-lawyer interactions.”

He “has gone over and above what is required of a mediator in following up with the parties to see that these things get resolved.”

- Daily Journal Judicial Profile, August 17, 2012

---

**Areas of Expertise**

- Business/Commercial
- Class Actions
- Professional Negligence
- Real Estate
- Insurance Bad Faith
- Employment
- Personal Injury/Wrongful Death
- Construction

---

**San Diego • Los Angeles • Orange • Riverside**

For information and scheduling contact Genevieve Kenicwald
(619) 233-1323 Fax (619) 233-1324

225 Broadway, Suite 1400
San Diego, California 92101
gen@adrservices.org
Triumphing through the humid Havana air, a then-8-year-old Roger T. Benitez tirelessly whitewashed the windows of his father’s furniture store. U.S. District Court Judge Roger Benitez’s father had worked for an electronics company. His father was also an adjunct accounting Professor at the University of Havana, before venturing into the business of high-end furniture. Judge Benitez’s mother was a homemaker and well-educated career student who studied medicine, dentistry and eventually obtained a Ph.D. in pedagogy.

In the 1950s, Havana was a bustling city with high-end hotels, casinos and stores. Judge Benitez recalls the El Encanto store, which was a five-story building that might have rivaled Macy’s of New York at the time. Judge Benitez’s family furniture store provided the first line of color televisions in Cuba, as well as high fidelity and stereo sound systems for many of the affluent Cuban households. He reflects fondly how he and his brother played cowboys and Indians as children in the family store. In his days studying at the university, his father had served on a committee that helped draft the latest Cuban Constitution. For pessimists and idealists alike, Cuba was a country on the rise.

“Every revolution evaporates and leaves behind only the slime of a new bureaucracy.” —Franz Kafka

From the ephemeral rise of Fulgencio Batista, to the seemingly eternal reign of Fidel Castro, Cuba has seen its glimmering hopes of democracy come and vanish with each new leader. Judge Benitez remembers his father as an idealist who cautiously cheered on Fidel Castro’s rise, in hopes that Castro would finally free the Cuban people. In contrast, Judge Benitez’s mother was pessimistic. These polarizing viewpoints caused friction in the family. When Castro declared himself a socialist, seized control of the new government and nationalized all private property, including the furniture store, Judge Benitez’s father’s dreams were shattered. The strain on the family was too much and his parents separated.

Judge Benitez recalls walks along the Malecon, and the beautiful clear-water beaches of Varadero and Santa Maria. He sadly recalls watching from their high-rise flat as the El Encanto store burnt to the ground just a few days before the Bay of Pigs invasion.

In July 1961, with his 13-year-old brother by his side and a pillow in his arms, a then-10-year-old Judge Benitez said goodbye to his mother, possibly for the last time, as he boarded a Pan American Airlines Constellation bound for Miami. With help from the CIA and the Roman Catholic Archdiocese, Judge Benitez, his brother and nearly 14,000 other Cuban children were sent to the United States in Operation Peter Pan in search of a better future.

Upon his arrival in Miami, Judge Benitez and his brother took refuge with his uncle, aunt and cousin in a small studio in South Miami. Judge Benitez fondly recalls how the Jewish community of South Miami welcomed his Catholic family with open arms.

A couple of years later, Judge Benitez’s mother was able to flee Cuba and arrive in the United States to care for her two young boys. Even though his mother was highly educated, her credentials were not recognized in the United States.

Undaunted, his mother did her very best to support her boys by working at various clothing factories, including the Janzen sportswear factory, sewing collars and pockets on shirts and dresses. She was paid on a piece-rate basis — her income depending on just how many collars and pockets she was able to sew during the previous week. However, as his mother realized that her job did not produce enough
For information on how you can take advantage of this special home financing program from BBVA Compass, give us a call today.

Shannon Brady  
Vice President / Mortgage Banking  
NMLS# 595211

Direct: 858-866-6868  
Email: shannon.brady@bbvacompass.com  
Website: www.bbvacompass.com/mortgages/sbrady

All loans subject to approval, including credit approval. Eligible properties must be located in Alabama, Arizona, California, Colorado, Central Florida, North Florida, New Mexico or Texas where BBVA Compass has a market presence. BBVA Compass is a trade name of Compass Bank, Member FDIC.

“In life there are risks. Some risks are worth taking. Some are just plain dumb.” —Judge Roger T. Benitez.
One of the founders of Higgs Fletcher & Mack (HF&M), DeWitt Higgs, used to say, “First to the court, second to the client and the rest will take care of itself.” Dutch (as he was fondly called) truly believed that being an attorney was a duty; and for that reason, he and his fellow founding partners — Ferdinand Fletcher and Pitts Mack — established business practices rooted in service, philanthropy and employee growth and development. Seventy-five years later, with more than 70 attorneys and 23 practice groups, these are still key principles that the firm lives by today.

A lot has changed in San Diego since 1939. Opening its doors in the Bank of America Building at Sixth and Broadway, the City has seen its population grow from less than 300,000 to more than 3.1 million. In 1942, the firm’s partners became a major part of history when they volunteered for service in World War II along with 16.1 million other service members. Returning after serving with the Armed Forces, Dutch and his firm provided services to a variety of clients, for instance, defending property owners against the federal government in Kearny Mesa, Camp Gillespie, El Cajon and Coronado, and negotiating a deal by which Rohr Industries moved to Chula Vista as the aviation industry gave way to the aerospace industry. Dutch also served as the City Attorney for Chula Vista for five years during the 1940s (before and after his service during WWII), and the firm served as special counsel to the cities of Chula Vista, Coronado, Del Mar and Imperial Beach.

Such auspicious beginnings for HF&M set the stage for the firm’s involvement in the local community’s growth and its history. There are many pivotal moments in HF&M’s history that have helped define the firm and its dedication to San Diego: from Ferd’s assisting in the 1962 development of the Salk Institute for Biological Studies; to Dutch’s co-chairing Proposition 1 (that brought Northern California water to Southern California); to the establishment of the 2010 Diversity Scholarship that has provided more than $50,000 in scholarships to law students; to being one of the first law firms in San Diego to sign the San Diego County Bar Association Diversity Pledge.

To mark HF&M’s existence for three-quarters of a century, the firm wanted to have a celebration that is meaningful, that represents its values and culture, and that gives back to the community it has grown in tandem with throughout the years. For that reason, the firm took on a very audacious goal in 2014: to provide — collectively through its 150 employees — 7,500 hours of service to the community. With the “7,500 Hour Volunteer Challenge,” the firm has organized opportunities for staff to volunteer throughout the year while also providing financial contributions to support programs and initiatives.

Serving San Diego in both a legal and a philanthropic capacity has been the core of HF&M’s existence since it was founded in 1939, and the firm remains committed to continuing that service for the next 75 years and beyond.
CRIMINAL DEFENSE SPECIALIST
CALIFORNIA BOARD OF LEGAL SPECIALIZATION
FORMER POLICE OFFICER/INVESTIGATOR

JAMES N. DICKS

DEFENDING SAN DIEGANS FROM
CRIMINAL AND DUI PROSECUTION
FOR OVER 25 YEARS

WWW.JIMDICKS.COM
760-630-2000

FEATURED PANELIST:
Hon. Linda Quinn (Ret.)

Judicate West is proud to offer the services of several experienced and talented neutrals, including:

Andrew Albert, Esq.
Hon. Victor Bianchini (Ret.)
Jonathan Brenner, Esq.
Hon. Steven Denton (Ret.)
Hon. Vincent DiFiglia (Ret.)
Hon. John J. Hargrove (Ret.)
Craig Higgins, Esq.
Hon. Herbert Hoffman (Ret.)
Robert Kaplan, Esq.
Hon. James Milliken (Ret.)
Hon. David Moon, Jr. (Ret.)
Hon. Leo Papas (Ret.)
Gregory Post, Esq.
Thomas Sharkey, Esq.
Hon. Alice Sullivan (Ret.)
Maureen Summers, Esq.

Main Areas of Expertise
Business/Commercial
Environmental
Real Property
Employment
Family Law
Personal Injury

www.judicatewest.com
Downtown Los Angeles | Long Beach | San Francisco | Santa Ana | West Los Angeles

For scheduling, call Mark Kaufman at (619) 814-1966
Celebration

BY NIELS SCHAUMANN

Celebrating its 90th anniversary in 2014, California Western School of Law — San Diego’s oldest law school — has witnessed sweeping changes in legal education and law practice.

From our roots as a part-time bar preparation program at San Diego High School in the 1920s, what we then called Balboa Law College grew into Balboa University — helping GIs returning from World War II build new careers — and later into California Western University, perched on a Point Loma cliff-side from 1962 to 1973. Under the leadership of longtime dean Robert K. Castetter, we moved to our present location in downtown San Diego in 1973 and became an independently run law school in 1975, which we remain to this day.

Our main law school building at 350 Cedar Street has its own storied history. Opened as an Elks Lodge in 1929, the building later housed the state Department of Motor Vehicles, the San Diego Scottish Rite, several Masonic lodges and a performing arts space, before we moved in. Law students, including San Diego attorney and California Western trustee Roy M. Bell ’74, personally hauled books from the law library at Rohr Hall to the basement on Cedar Street.

Over the past nine decades, we have consistently adapted our program of legal education to reflect the changing needs of our profession. We were among the first in the nation to launch an intensive clinic program — which now includes a full-trimester internship program placing students in law offices around the world — as well as more than a dozen clinical and experiential programs led by full-time faculty and members of the local legal community. Today we are among the few schools that guarantee a clinical experience for every student who wants one. More than three-quarters of our students participate in these experiences.

We launched one of the nation’s first international law journals in the 1970s — contributing to a greater understanding of the rule of law abroad — and were among the first schools in the country to launch required skills courses and to offer a post-graduate incubator program for solo practitioners.

We are currently partnering with San Diego legal practitioners to more closely align our curriculum with the skills required of new attorneys in specific practice areas. Working backward from the core competencies identified by local attorneys, our faculty and administrators are developing pathways to practice in areas — including health law and civil litigation — that include appropriate course recommendations, clinical programs and opportunities to build a professional network while in law school.

As we celebrate our 90-year history, we remain focused on preparing lawyers for the future; lawyers who will confront legal questions we haven’t even thought of yet. The skills these future lawyers develop in law school through simulated client meetings, oral advocacy competitions, scholarly writing and pro bono work help reduce the cost of training new lawyers and better serve the needs of the public.

That’s something worth celebrating.

Niels Schaumann is President and Dean of California Western School of Law.
Specialized Real Estate Guidance for Seniors

Seniors Real Estate Specialist® (SRES) Ron Greenwald offers compassionate guidance to seniors and their families throughout the process of selling a home.

From coordinating with skilled contractors to providing referrals to legal experts, Ron simplifies real estate transactions. A Certified Probate Real Estate Specialist (CPRES), Ron is also uniquely sensitive to the needs of families selling a home after losing a loved one.

To learn more, call Ron at (858) 776-5863, or visit www.ronsandiegorealestate.com.
San Diego’s newest moniker, the “Napa of Beer,” is a grand testament to the booming craft beer industry in the county. And it is a reputation well-earned. The craft beer industry has created hundreds of beers and jobs for the San Diego economy, and is slowly but surely beginning to pervade the legal scene as well. I went to law school to pursue intellectual property law but I also worked as a bartender for a craft beer establishment called Hamilton’s for several years. I knew countless craft brewers, but strangely did not know any lawyers who were dedicated to working with them. So I started my practice as a craft beer attorney, with the goal of taking on brewery and brewpub clients only. The trend seems to be catching on as several firms have begun setting aside practice areas for craft beer law, and the industry is thriving for it.
In many ways, being a craft brewery attorney is like being general counsel at any other small business or startup. Many of the clients that walk through the door need basic business advice about employment law, business formation, contracts, brand protection and property law. Intellectual property, an important asset for any company, also plays a large role. Copyright and trademark law are standard practice in the beer attorney’s day— from the usual, website content and logos, all the way to the increasingly creative labels going on our favorite bottles of suds. Trade secret law also comes into play occasionally, though by no means as frequently.

The more beer-centric aspects in a brewery attorney’s day include the maze of licensing involved in getting a beer on the market. Post-Prohibition America has made alcohol law one of the few systems in the states that is more bottom-up than top-down. The production and sale of all alcoholic beverages are controlled by federal legislation, then individual states, then by the counties within each state and finally by local jurisdictions, with the smallest applicable jurisdiction holding the trump card. To further complicate matters, exceptions have been carved out for individual industries within the overarching realm of booze. Most notable are the many exceptions wine lobbyists have attained (inapplicable to beer or hard liquor) in a continued, and admittedly earlier, effort to open up the restrictions that plague alcohol law. The beer industry has begun a similar process, however, and its success, combined with California’s relatively lenient stance on alcohol law to begin with, has been an integral part of the recent beer renaissance in San Diego.

And quite a renaissance it has been. Brewing in San Diego was big business prior to Prohibition, and even after its repeal local San Diego breweries produced about 25 percent of California’s brews before being pushed out by national conglomerates like Anheuser-Busch, Coors and Miller in the 1950s. In 1987, the federal government and the golden state passed key legislation that legalized home brewing and enabled the culture that started San Diego back down the hoppy path of commercial beer production. The success of Stone, Ballast Point, Coronado Brewing, Karl Strauss, Alesmith, Pizza Port and Oggi’s marked the beginning of an era here in San Diego. America’s Finest City currently boasts more than 60 breweries in the county, and is one of the top-tier regions for quality craft brews due to its continued dedication to the homebrew tradition that focuses on experimentation.

While San Diego is perhaps best known for its hop-heavy West Coast-style IPAs, options abound whether you prefer creamy Viennas, bold reds, fruity hefeweizens, coffee stouts, bright pale ales, heady barleywines or sour lambics. You name it, and San Diego is bound to have it brewing somewhere. Further, local breweries have been earning accolades on both a national and international level, winning awards at beer festivals across the globe. And beer festivals are becoming more prevalent locally as well, and are a great place for beer novices to start; they feature a lot of bang for your buck with 1-ounce sample options of hundreds of beers. (The law behind beer festivals is a whole other area for the aspiring beer attorney to master with special rules and regulations on top of those already referenced.)

For an extensive list of breweries in the area, check out the San Diego Brewer’s Guild (sandiegobrewersguild.org); new names are popping up constantly. So go forth, find your favorite, tell a friend, find his/her favorite, but for goodness sake, cheers!

**Candace Moon** (candace@craftbeerattorney.com) is with The Craft Beer Attorney APC.

**Stacy Hostetter,** a 3L at University of San Diego Law School, assisted with this article.
The Case Against Comedy

Humor has its place — and it’s not in the courtroom

BY KEN TUREK

Law and humor collided recently when defense attorney Don West told a knock-knock joke to begin his opening statement in the trial of George Zimmerman. (“Knock knock. Who’s there? George Zimmerman. George Zimmerman who? Congratulations, you’re on the jury.”) The joke went nowhere and West was almost universally panned: “Inappropriate. Astounding. Unprofessional in such a serious setting.” Yes, the joke turned out to be on Mr. West. Or did it? If you watch the joke on YouTube, you see an immediate shift in the courtroom. West becomes somewhat foolish-looking, embarrassed and ... well, human. We have all failed in front of others and West did there, but in that uncomfortable moment he became less lawyer and more person. There are many reasons the jury came out the way they did in that controversial trial. But Don West later explained that after the prosecutor’s dramatic opening, he wanted to move the atmosphere toward his side. Maybe through his initial faltering he did.

The problem with mixing law and humor is they reside in two different worlds. Law is rigid, serious and conformist. In law school we learn to analyze, synthesize and compartmentalize. Our creative, fun-loving right brain withers while our analytic, pessimistic left brain swells as if on steroids. We are trained to tear ideas and, yes, people down. Not exactly a recipe for yucking it up.

On the other hand, comedians go on stage to be funny, to make us feel good. The most successful comedians don’t rely on tearing down but rather elevating the listener through shared experience and smooth self-deprecation.

So what guidelines can we lawyers follow when these two worlds intersect?

First, if you are in court and want to be funny, don’t do it. Humor requires a safety-certified professional, which we are not. Put the joke down and step back please. Not only can we have a messy explosion but remember the tort of comedy malpractice is always lurking around the corner.

Second, the judge is always the funniest person in the courtroom. Always.

Third, natural self-deprecation is OK in court but forced self-deprecation alienates.

Finally, ridicule is useful in argument against ideas but almost never against persons. Follow the rule of most successful comedians: make fun of things or yourself but slam others only when the audience thinks they truly deserve it.

By the way, if you do get a case involving comedy malpractice and you need an expert whose comedy routinely falls below the standard of care, give me a call.

Ken Turek (kturek@elthlaw.com) is an attorney who has won several stand-up comedy competitions.
GIVING BACK

SDVLP and the Law Library team up to provide a free family law clinic for low-income individuals

Did you know that 74 percent of all family law cases in San Diego are self-litigated? This puts a huge burden on the limited resources of the judiciary and court personnel. What can be done? Well, one solution created by the San Diego Volunteer Lawyer Program (SDVLP) and the San Diego Law Library is to offer a family law clinic.

The clinic operates every Wednesday from 3:30–5:45 p.m. at the Law Library’s downtown location, and represents low-income individuals in all areas of family law such as dissolution of marriage, restraining orders, adoptions and paternity cases, to name a few. The clinic is only able to accept clients if there are enough volunteer attorneys willing to represent the clients on a pro bono basis. To date, approximately 45 individuals have received help from the clinic’s 13 volunteer attorneys.

The clinic is a great way for new attorneys to gain practical, real-life experience in a supportive environment. For experienced attorneys, the clinic is a rewarding experience to give back to the community and mentor new attorneys. In addition, attorney volunteers earn credit towards a California State Bar Wiley W. Manuel Certificate for Pro Bono Services.

All attorneys who volunteer for the clinic may attend a free one-hour training session held prior to each clinic. The trainings cover a variety of topics in family law basics, such as child custody and visitation, child and spousal support, and domestic violence restraining orders. The training sessions occur every Wednesday from 2–3 p.m. at the Law Library.

In addition to the training sessions, new attorneys receive guidance and mentoring from experienced attorneys. Initially, the new attorney pairs up with an experienced attorney during the client interview until the new attorney becomes more comfortable with the interview process. As the new attorney gains experience, the option to represent clients directly from intake to judgment, including court appearances, is available. A SDVLP supervising attorney is always available to answer questions, even for direct representation cases.

To learn more or to sign up for the clinic, contact Kris Jacobs at kjacobs@sdvlp.org. To learn more about the programs available at the San Diego Law Library, contact Benita Ghura at bghura@sdcpll.org.

Benita Ghura (bghura@sdcpll.org) is a Reference Librarian at the San Diego Law Library.
Travel

Dan and Solveig Deuprey during their lake crossing of the Andes from Argentina to Chile.

U.S. Magistrate Judge Louisa Porter (Ret.) in the Virgin Islands. (Photo by David Brennan)

Richard Leuthold skiing at High Rustler in Alta, Utah. (Photo by Bev Papas)

SAVE THE DATE!

SAN DIEGO COUNTY BAR ASSOCIATION GOLF TOURNAMENT

THURSDAY, JULY 24
12:30 P.M. SHOTGUN
RANCHO BERNARDO INN GOLF COURSE

For sponsorship opportunities, contact Alison Phillips at aphillips@sdcba.org or (619) 321-4135.

DIRECTORY OF EXPERTS AND CONSULTANTS

Eyewitness Expert Testimony

Eyewitness Expert Testimony: 45 years of forensic psychology experience with pretrial consultations and frequent court testimony regarding factors known to influence the validity of eyewitness report. Pretrial consultation can include choosing foils for live lineups and selecting jurors. Trial testimony includes charts to explain the results of scientific research demonstrating factors known to influence eyewitness identification accuracy. Thomas R. MacSpeiden, Ph.D., (619) 294-4044, fax: (619) 295-4113, e-mail: macspeidenphd@nethere.com

FOR INFORMATION ABOUT ADVERTISING, CONTACT THE SDCBA AT 619-231-0781.

ADVERTISEMENT
We first met somewhere around 1989-90, when I was editing the old Bar magazine, DICTA, and George was on the Bar Board. He may have been the Board liaison to the magazine — I really don’t recall the substance or the why of the meeting, other than it was at the Hob Nob and I still vividly recall his warm and welcoming presence when I approached his table.

He became SDCBA President in 1991, following the presidency of Virginia Nelson. When he took the reins from Nelson at the December 1990 bar dinner, he waived his opening remarks in favor of getting on with the then-traditional Annual Bar Dinner show. Back then, and onward to the demise of DICTA, Bar presidents had a “President’s Page” each month. George’s pages were always about service and helping others, with topics ranging from assisting military dependents (heightened by the bombing of Baghdad), highlighting pro bono opportunities for lawyers, promoting the justice system with a Bar-produced video geared toward middle-schoolers and quelling the ongoing frustrations with the relatively new “fast track” system. Oh, and he endured with silent grace the annual DICTA “April Fool’s Issue” (in 1991, it was the “Vegetarian Edition”). (We also ran out of room for the regular President’s Page, but I suspect he was grateful for that.)

In the middle of his presidency, the Bar moved to its new digs — the former University Club on Seventh Avenue, following years of fundraising by a committee chaired by Nelson. This was one of the highlights he noted in his final President’s Page. “I have been proud to serve as president during a period that brought many changes and presented many challenges … I will continue to be active in this great association, and look forward to returning to the full-time practice of law.”

And in fact, he did. For the record, George received his undergraduate degree from the University of Illinois, served in the U.S. Marine Corps, and obtained his Juris Doctorate from California Western School of Law in 1965. In 1962, while a student at Cal Western, he met his wife Bev, and they married in 1965. They have four children and seven grandchildren. In addition to his SDCBA activities, he was also President of the San Diego Trial Lawyers Association (1981), and recognized by that group as the 1982 “Outstanding Trial Lawyer,” and later inducted into their Hall of Fame in 2006. He was a longtime and active member of the Community Church of Poway, and he and his wife, Bev, founded PASS (Parent Advocates Seeking Solutions), a support group for parents with late-teen and adult children with developmental disabilities. He was a steady presence at the PASS meetings and activities — a warm and welcoming presence there, as well.

He will be greatly missed.

George Brewster, Jr. (george.brewster@sdcounty.ca.gov) is Chief Deputy with the Office of County Counsel.
Distinctions

♦ Candace Carroll, of counsel with Sullivan Hill Lewin Rez & Engel, and Gil Cabrera, founder of The Cabrera Firm, were appointed to the San Diego Convention Center Corporation’s board of directors.

♦ Ary Chang, Foley & Lardner senior counsel, and Ruthleen Uy, Sughrue Mion partner, were recently installed as Co-Presidents of the Pan Asian Lawyers of San Diego.

♦ San Diego Superior Court Judge Susan Huguenor retired on March 12 after serving more than 28 years on the bench.

♦ San Diego Superior Court Judge Allan Preckel retired on March 8 after serving 25 years on the bench.

Plates with Personality

Steven McDonald
The McDonald Law Firm, LC
(formerly with Luce, Forward and Latham & Watkins)

Education: University of Southern California and University of Michigan Law School
Vehicle: 2012 Toyota Prius
License plate: LJLAWYR (La Jolla Lawyer)
How long have you had it? Since 2008.
Why this one? I opened my own firm in La Jolla in 2008.
Other names you considered? ENVLAW (Environmental Law), SUPERLAW (Superfund Lawyer)
Do people know what it means? Most, outside of La Jolla, guess it means “Long John” lawyer.
Other plates? My wife (Courtney Coyle) has 1CEQA (Won CEQA) and CRMLAW (Cultural Resources Management Law).

The Internal Revenue Code is absurdly complex or, as we lawyers say, a goldmine.
SAN DIEGO COUNTY
BAR FOUNDATION

Distinguished Lawyer
Memorial Fund

We would like to celebrate the distinguished lives and careers of our honorees and thank the generous donors who have remembered them.

HON. RUDI M. BREWSTER — 1932 - 2012

C. HUGH FRIEDMAN — 1931 - 2013

ROBERT GERBER — 1962 - 2013

JAMES KRAUSE — 1950 - 2012

HARVEY R. LEVINE — 1945 - 2013

All of the Distinguished Lawyers inducted since inception have been remembered by:
Rachael Cano, Tracy D. Friedman, David Froman, Alreen Haeggquist, Hon. Haller, Rose Jacobson, Jay Jeffcoat, Gary Laturno, Kristi & Dick Pfister, Beatrice Snider, and Todd Stevens

Remembrances have been made for:
- Tom Adler remembered by Louise DeCarl Adler
- George P. Andreos remembered by the San Diego County Bar Association
- Hon. Howard J. Bechefsky remembered by Allen Gruber
- Daniel T. Broderick III remembered by Norma Sawn
- Alec Cory remembered by Robert G. Russell
- C. Michael Cowett remembered by Paula deSousa
- Sterling Hutchisons remembered by Nancy L. Stagg
- Edgar A Luce Jr. remembered by George S. Howard Jr.
- William Bert Ritchey remembered by Diane Ritchey-Andrews
- Marcelle “Marcie” Mihaila remembered by Nancy L. Stagg

This list reflects contributions as of March 24, 2014.

To see a list of all Distinguished Lawyer Memorial Honorees from 1989 - 2012, please visit our website at www.sdcbf.org.

401 West A Street, Suite 1100 • San Diego, CA 92101 • 619-231-7015
The San Diego County Bar Association’s 100 PERCENT CLUB is a special category of membership that indicates an outstanding commitment to the work done through SDCBA programs and services in the legal profession and the community. The following firms (five or more lawyers) are members of the 100 PERCENT CLUB for 2014, having 100 percent of their lawyers as members of the SDCBA.

<table>
<thead>
<tr>
<th>Firm Name</th>
<th>Partner/Attorney Names</th>
</tr>
</thead>
<tbody>
<tr>
<td>Andrews Lagasse Branch &amp; Bell LLP</td>
<td>Kirby &amp; McGuinn APC</td>
</tr>
<tr>
<td>Atkinson, Andelson, Loya, Raud &amp; Romo</td>
<td>Kirby Noonan Lance &amp; Hoge LLP</td>
</tr>
<tr>
<td>Austin, Brownwood, Cannon &amp; Santa Cruz</td>
<td>Klinedinst PC</td>
</tr>
<tr>
<td>Balaster Potocki &amp; Holmes</td>
<td>Koneske Akiyama &amp; Brust</td>
</tr>
<tr>
<td>Basie &amp; Fritz</td>
<td>Krause Kallayan Benik &amp; Slavens LLP</td>
</tr>
<tr>
<td>Belsky &amp; Associates</td>
<td>Law Offices of Beatrice L. Snider, APC</td>
</tr>
<tr>
<td>Bender &amp; Grizzi</td>
<td>Legal Aid Society of San Diego, Inc.</td>
</tr>
<tr>
<td>Bernstein Litowitz Berger &amp; Grossman LLP</td>
<td>Lincoln Gustafson &amp; Cercos LLP</td>
</tr>
<tr>
<td>Best Best &amp; Krieger, LLP</td>
<td>Littler Mendelson PC</td>
</tr>
<tr>
<td>BioMed Realty Trust, Inc.</td>
<td>Lopez &amp; Wilmert LLP</td>
</tr>
<tr>
<td>Blackmar, Prinzip &amp; Schmelter APC</td>
<td>Lorber, Greenfield &amp; Polito, LLP</td>
</tr>
<tr>
<td>Blanchard Krasner &amp; French</td>
<td>Marks, Finch, Thornton &amp; Baird, LLP</td>
</tr>
<tr>
<td>Bonnie R. Moss &amp; Associates</td>
<td>McKenna Long &amp; Aldridge LLP</td>
</tr>
<tr>
<td>Brierton, Jones &amp; Jones, LLP</td>
<td>Miller, Monson, Peshel, Polacek &amp; Hoshaw</td>
</tr>
<tr>
<td>Brown Law Group</td>
<td>Moore, Schultman &amp; Moore, APC</td>
</tr>
<tr>
<td>Buchman Ingersoll &amp; Rooney PC</td>
<td>Music, Peeler &amp; Garrett LLP</td>
</tr>
<tr>
<td>Butterfield Schechter &amp; Van Cleeve LLP</td>
<td>Neil, Dymott, Frank, McFall &amp; Trexler APLC</td>
</tr>
<tr>
<td>Butz Dunn &amp; DeSantis APC</td>
<td>Olivas &amp; Associates, ALC</td>
</tr>
<tr>
<td>Casey Gerry Schenk Francaville Blatt &amp; Penfield, LLP</td>
<td>Paul, Plevin, Sullivan &amp; Connaughton LLP</td>
</tr>
<tr>
<td>Caufield &amp; James LLP</td>
<td>Pettit Kohn Inglessis &amp; Luz PC</td>
</tr>
<tr>
<td>Chapin Fitzgerald LLP</td>
<td>Pope, Berger &amp; Williams, LLP</td>
</tr>
<tr>
<td>Christensen &amp; Spath LLP</td>
<td>Prevotolos Lewin &amp; Hezel, ALC</td>
</tr>
<tr>
<td>Circuit McKellog Kinney &amp; Ross, LLP</td>
<td>Procopio, Cory, Hargreaves &amp; Savitch LLP</td>
</tr>
<tr>
<td>Cohefan Khoury &amp; Singer</td>
<td>Pyle Sims Duncan &amp; Stevenson APC</td>
</tr>
<tr>
<td>D’Egidio Licari &amp; Townsend LLP</td>
<td>RJS Law</td>
</tr>
<tr>
<td>Dietz, Gilmor &amp; Chazen</td>
<td>Hosner, Barry &amp; Babbitt, LLP</td>
</tr>
<tr>
<td>District Attorney’s Office</td>
<td>Howe Allen Mullen LLP</td>
</tr>
<tr>
<td>Dostart Clapp &amp; Coverey, LLP</td>
<td>Sandler, Lasry, Laube, Byer &amp; Valdez LLP</td>
</tr>
<tr>
<td>Duckor Spradling Metzger &amp; Wynne</td>
<td>Schwartz Sementjian Ballard &amp; Cauley LLP</td>
</tr>
<tr>
<td>Elderman, Lincoln, Turek &amp; Heath, LLP</td>
<td>Seltzer Caplan McMahon Vitkin</td>
</tr>
<tr>
<td>English &amp; Groven APC</td>
<td>Sheppard, Mullin, Richter &amp; Hampton LLP</td>
</tr>
<tr>
<td>Epstein Grinnell &amp; Howell, APC</td>
<td>Siegel, Moreno &amp; Stettler, APC</td>
</tr>
<tr>
<td>Farmer Case &amp; Fedor</td>
<td>Simpson Delmore Greene LLP</td>
</tr>
<tr>
<td>Fischer &amp; Van Thiel, LLP</td>
<td>Smith, Steiner, Vanderpool &amp; Wax, APC</td>
</tr>
<tr>
<td>Fox Johnls Lazar Pekin &amp; Wexler</td>
<td>Solomon, Grindle, Silverman &amp; Wintringer, APC</td>
</tr>
<tr>
<td>Fragomen, Del Rey, Bernsen &amp; Loewy, LLP</td>
<td>Solomon Minton Cardinal Doyle &amp; Smith LLP</td>
</tr>
<tr>
<td>Fredrickson, Mazeliak &amp; Grant, LLP</td>
<td>Solomon Ward Seidenwurm &amp; Smith, LLP</td>
</tr>
<tr>
<td>Garcia, Hernandez, Sawhney &amp; Bermudez LLP</td>
<td>Stelo Rives LLP</td>
</tr>
<tr>
<td>Galitze Dillon &amp; Ballance LLP</td>
<td>Stutz Artiano Shinoff &amp; Holtz</td>
</tr>
<tr>
<td>Gomez Trial Attorneys</td>
<td>Sullivan Hill Lewin Rzaz &amp; Engel</td>
</tr>
<tr>
<td>Goodwin Brown Gross &amp; Lovelace LLP</td>
<td>Summers &amp; Shives, APC</td>
</tr>
<tr>
<td>Graham-Kolis APC</td>
<td>The Eclipse Group LLP</td>
</tr>
<tr>
<td>Grant &amp; Zeko APC</td>
<td>Thorsnes Bartolotta McGuire</td>
</tr>
<tr>
<td>Green Bryant &amp; French, LLP</td>
<td>Walsh McKean Furcullo LLP</td>
</tr>
<tr>
<td>Grimm, Vranjes &amp; Greer, LLP</td>
<td>Ward &amp; Hagen LLP</td>
</tr>
<tr>
<td>Henderson, Caverly, Pum &amp; Charney LLP</td>
<td>White, Oliver &amp; Anderson, APC</td>
</tr>
<tr>
<td>Hiden, Rott &amp; Oertle, LLP</td>
<td>Wilson Elser Moskowitz Edelman &amp; Dicker LLP</td>
</tr>
<tr>
<td>Higgs Fletcher &amp; Mack LLP</td>
<td>Wilson Turner Kosmo LLP</td>
</tr>
<tr>
<td>Hooper, Lundy &amp; Bookman, PC</td>
<td>Winet Patrick Gayer Creighton &amp; Hanes</td>
</tr>
<tr>
<td>Horton, Oberreicht, Kirkpatrick &amp; Martha, APC</td>
<td>Wingert Grebing Bruhaker &amp; Juskie LLP</td>
</tr>
<tr>
<td>Hughes &amp; Pizzuto</td>
<td>Wright &amp; E’Strange</td>
</tr>
<tr>
<td>Judkins, Giatt &amp; Hulme LLP</td>
<td>Yelman &amp; Associates</td>
</tr>
<tr>
<td>Keynes, Waite &amp; Stevens APC</td>
<td>Zeidler Haeggquist &amp; Eck, LLP</td>
</tr>
</tbody>
</table>

Sustaining Members

The San Diego County Bar Association gratefully acknowledges its Sustaining Members.

**PATRON**
Marc D. Adelman
Ezekiel E. Cortez
William O. Dougherty
James P. Frantz
Natalie Zalina Galashy
Allen D. Haynie
Van E. Haynie
Rhonda J. Holmes
Richard A. Huver
Gerald S. Mulder
David B. Norris
Hon. Leo S. Papas (Ret.)
J. Michael Reed
Todd F. Stevens
Thomas J. Warwick Jr.
Andrew H. Wilensky

**BENEFACOR MEMBERS**
Doc Anthony Anderson III
Jedd E. Bogage
Alexander Isaac Dychter
Douglas A. Glass
Alvin M. Gomez
Ajay K. Gupta
Randall E. Kay
Ronald Naves
Edward F. O’Conner
Carl Sheeler
John Sorensen

**FRIEND MEMBERS**
Steven Barnes
Hon. Victor E. Bianchi (ret.)
Edward V. Brennan
Linda Cianciolo
David B. Dugan
Susan K. Fox
William C. George
Kenneth J. Gosselin
Kenneth N. Greenfield
Ronald Greenwald
J. William Hinchy
Philip P. Lindsey
Marguerite C. Lorenz
Antonio Maldonado
Hon. William H. McAdam, Jr. (Ret.)
Robert McGinnis
Peggy S. Onstott
Anthony J. Passante Jr.
Anne Perry
Kristi E. Pfiste
Justin Reckers
Kimberly A. Stewart
Stuart H. Swett
Vicor Manuel Torres
San Diego’s legal community welcomed its newest judges and commissioners, and bid farewell to those who retired off the bench at the SDCBA’s Annual Judicial Reception on March 19. The event was sponsored by Encore Capital Group, Thomson Reuters Westlaw, Jones McClure Publishing and GEICO.

Members of the legal community gathered on March 10 at the groundbreaking ceremony for the San Diego Superior Court’s new Central Courthouse.

PHOTO GALLERY

**HIGH SCHOOL MOCK TRIAL**
PHOTOS BY STEVEN SILVA
On February 20, 25 and 27 and March 1, students from 26 different San Diego high schools competed in the San Diego County High School Mock Trial Competition. The competition is presented by the SDCBA, the San Diego Superior Court and the United States District Court.
PHOTO GALLERY

ACC-SD BLACK & WHITE BALL
PHOTOS BY JERRY ROBERTS PHOTOGRAPHY
The Association of Corporate Counsel – San Diego gathered for its annual Black & White Ball on March 8 at the Manchester Grand Hyatt.

VOICES FOR CHILDREN JUDGES LUNCHEON
PHOTOS BY TIM HARDY
Voices for Children held its annual Judges’ Luncheon on February 3 at the University Club Symphony Towers.

PALSd ANNUAL DINNER
PHOTOS BY BARRY CARLTON
Pan Asian Lawyers of San Diego and Filipino American Lawyers of San Diego hosted their annual dinner on January 30 at the Hard Rock Hotel.
Whether you practice in a firm with one attorney or 100 attorneys, your firm can benefit from big savings. Put the power of your SDCBA membership to work for you and check out the exclusive SDCBA member savings offered through our member benefit partners.

www.sdcba.org/benefits
Endorsed Protection designed for SDCBA members

Don’t just protect your law practice — strengthen it with a complete insurance plan from the only professional liability program endorsed by San Diego County Bar Association— available exclusively through Ahern Insurance Brokerage.

Singular Focus.
AHERN’s team comprises over 200 years of specialized expertise and outstanding service and support. Through our partnership with XL Group, we deliver top-quality protection backed by the solid financial strength of a global insurance leader.

Unmatched Coverage.
Our comprehensive professional liability coverage includes:
• Exclusive Premium Discount for SDCBA members
• $50,000 Additional Defense Expenses
• Free Retirement and Disability ERP options (subject to policy conditions)
• Free risk management support services
• Insured input on Defense Counsel selection

Unlimited Possibilities.
Drive your business capabilities with an insurance protection package built just for the legal profession:
SDCBA-endorsed AHERN Professional Liability Insurance.

Power Your Practice
Available exclusively through
AHERN INSURANCE BROKERAGE
1-800-282-9786
WWW.AHERNINSURANCE.COM

Coverage provided by
XL Group Insurance

XL Group is the global brand used by XL Group plc’s insurance subsidiaries. Coverages underwritten by the following
XL Group plc insurance companies: Greenwich Insurance Company and Indian Harbor Insurance Company.
Ahern License 60C04825