



## 2007 Calendar of Events

Please mark your calendar for these upcoming NCBA events. Locations to be announced via the newsletter and website ([www.nevadacountybar.com](http://www.nevadacountybar.com)) unless otherwise noted.

**NOV. 16**      **Family Court Services Seminar**  
Mental Illness in Child Custody Cases

**NOV. 22 & 23**    Thanksgiving Holiday

**NOV. 28**      Family Law Meeting with Judge  
Dowling Nevada City Courthouse

**DEC 5,6,& 7**    **Dependency Court Training**  
**20 Hrs MCLE - Sacramento**

**\*\* Date To Be Set Soon \*\***

Civil Litigation: Judge Anderson setting a date – to be included on the invitation list, contact Hilary Burget at 265-1380.

### MCLE compliance deadline

Members of MCLE compliance group 3 — last names N through Z — face a Feb. 1, 2008, deadline to complete 25 hours of continuing education courses.

## CONGRATULATIONS!

Welcome to our newest Judicial Officer. Candace Heidelberg was sworn in Friday, November 2, 2007 at 4:00 p.m.

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Department I: Judge Heidelberg  
Department II: Judge McManus  
Department III: Presiding Judge Dowling  
Department IV: Judge Tamietti  
Department V: Commissioner Thomsen  
Department VI: Judge Anderson effective October 22

The LPS and Mental Health Court calendars will move to Dept VI with Judge Anderson

Truckee Branch: Judge Holmer

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### Governor signs State Bar fee bill: dues unchanged

Gov. Schwarzenegger signed the State Bar attorney fee bill last month, leaving dues for the state's active attorneys at \$400, the same level as last year.

### **PRESIDENT'S REPORT:**

#### **Giving to the Community**

Thanks in part to the great turnout for our Law Day Dinner/Dance and Celebration of the Career of Judge Al Dover in September, the Nevada County Bar Association has accumulated some money. We now want to give away that money! The NCBA is now soliciting from its members grant requests. Our criteria for the grant requests are simple: the program for which money is requested must be law related and community based. The money proposed to be from the NCBA must not be the sole source of

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funding for the program and the requesting party must be a member of the NCBA. Requests must be for no more than \$4,000.

If you are interested making such a request on behalf of an organization, please send a one-page request to the Nevada County Bar Association, P.O. Box 1473, Nevada City, CA 95959. Please indicate with specificity how your organization would spend the money requested.

This is a great way for the Bar Association to make a positive impact on our community. Your membership and your involvement in the bar activities have put us in this position where we can make a difference. On behalf of the NCBA Officers, thank you.

Speaking of Judge Dover, he and his wife Lynne asked me to thank all the NCBA members for the gift of a night at Sorenson's Resort. They visited the resort earlier this fall as part of their celebration of their 26<sup>th</sup> wedding anniversary. It was a perfect time to see the fall colors of the quaking aspen of Hope Valley.

On behalf of all of the Nevada County Bar Association, welcome to the Nevada County Court Judge Candace Heidelberger. Judge Heidelberger's Investiture took place on an absolutely gorgeous fall Friday afternoon on the courthouse steps in Nevada City. The wonderful weather and celebration portend of great things for Nevada County.

With the Holiday Season approaching like a runaway train, the NCBA officers have elected to not present an MCLE Program this month of November. The next NCBA MCLE luncheon will take place on Wednesday, January 23, 2008 at the Stonehouse Restaurant in Nevada City. On that date, the ADR Section of the bar will present its program on Alternative Dispute Resolution. Rosemary Metrailler promises a full program with an interesting panel. Plan to get there early as the program will begin right at noon. More details on the program will be in the next newsletter.

Are you interested in presenting an MCLE course at the bar luncheon? Contact me and let me know what you would like to do. I can be reached at 530/272-9977 or at [sbaker@dbplaw.net](mailto:sbaker@dbplaw.net). Finally, a belated thank you to Ed Cotney for his assistance in putting together the September MCLE on DUI.

Have a great Thanksgiving.

Stephen Baker

President, NCBA

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## **STATE BAR NEWS:**

### **Bleich sworn in as bar president**

San Francisco attorney Jeff Bleich took the oath of office as the 83rd president of the State Bar from Chief Justice Ronald George at the Annual Meeting.

### **Bar board will tackle malpractice insurance disclosure again**

A sharply divided board of governors will again tackle the thorny issue of whether to require California lawyers to inform their clients if they do not carry malpractice insurance.

## **LEGISLATIVE POLICIES AND PROCEDURES FOR SECTIONS AND COMMITTEES**

### **SB 353 Signed by the Governor September 11, 2007 Allowing Courts to Issue Pet Restraining Orders**

On September 11, 2007 the Governor signed into law SB 353 amending Family Code §6320 to provide that a Court, upon a showing a good cause, may grant exclusive care of any animal to a party, and may further restrain the other party from taking, attacking or harming the animal. The legislation was introduced by Senator Kuehl.

### **Probate Conservatorship Cases**

Recommendations for Handling Probate Conservatorship Cases . The council at its October 26 meeting approved the final report of its Probate Conservatorship Task Force, which was created to suggest reforms and improvements to the overall system of conservatorship administration. The report details 85 recommendations that address the appointment of counsel for all conservatees, fraud detection, background checks, minimum visitation, conservatee advocate programs, care plans, training and education, conservator oversight, and more. The task force posted its draft recommendations for comment this spring and received and considered more than 200 comments that helped shape its final report.

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## **Section Notes**

### **Criminal Law Section:**

The criminal defense group is meeting on **2nd TUESDAY of the month** at 5:30 p.m. at the Stonehouse Restaurant (If you would like to receive the group's e-mail notices, call Anita at 265-8508). The meetings are kept to about one hour max, so as many as possible can attend. There are kudos each month for individual successes, and contributions to criminal defense - if you have a nomination, tell Steve or Anita at 265-8508. - Steve Munkelt

### **Family Law Section:**

Monthly Seminars presented by local experts in the issues of Family Law are offered now through June 2008. Come & learn while receiving MCLE.

### **CIVIL LITIGATORS:**

Judge Anderson will be scheduling a Roundtable re: procedure and policies. If you want to be on the invitation list: (530) 265-1380

### **ADR Section:**

January 23, 2008 at the Stonehouse Restaurant in Nevada City. On that date, the ADR Section of the bar will present its program on Alternative Dispute Resolution. Rosemary Metrailler promises a full program with an interesting panel. Contact Rosemary Metrailler : [rmetrailler@metrailler.com](mailto:rmetrailler@metrailler.com)

### **Gold Country Estate Planning Council:**

The GOLD COUNTRY ESTATE PLANNING COUNCIL meets monthly at 11:45 am-1:15 pm, every first Wednesday. The luncheon meetings are held at the Trolley Junction Café (at the Northern Queen Inn) in Nevada City. All are welcome! Please call Terry Brown at 273-1323 to RSVP - Or check out the website: [www.estateplanningcouncil.net](http://www.estateplanningcouncil.net)

### **Lawyer Referral Service:**

LRS is in need of Bankruptcy attorneys! Have your clients pre-screened & sign up for the panel.

### **Governor signs bills to help increase IOLTA, legal services funds**

Two measures will boost legal aid services in California by allowing for higher interest lawyer trust accounts and giving lawyers an opportunity to donate to the new Justice Gap Fund on the State Bar's 2008 fee statement.

## **Courthouse Notes**

### **Law Library Report:**

If you have thoughts or concerns about the Law Library, contact Trustees Mike Colantuono (432-7359, [mcolantuono@cllaw.us](mailto:mcolantuono@cllaw.us)); Rob Shulman (265-1510, [rob.shulman@co.nevada.ca.us](mailto:rob.shulman@co.nevada.ca.us)); or David Alkire (265-6667; [alkirelaw@myway.com](mailto:alkirelaw@myway.com)).- Mike Colantuono

INTERESTED IS SERVING ON THE LIBRARY BOARD?  
Contact Rob Schulman at 265-1319

**Thank you to all who joined us at the  
November 2, 2007  
Investiture of  
Hon. Candace S. Heidelberger**

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**New local rules of court are issued & available.  
New Rules take effect January 1, 2008.**

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### **Nevada County Bar Association:**

#### **Treasurer's Report:**

It has been a healthy year for NCBA. Our balance stands at \$12,542.00. It looks like we made about \$6.3k this year on events. We had about 22k come in and spent about 16k. This includes a pay out of \$1420 in donations.

See the President's Message and help us keep the Coffers low by requesting donations for legal organizations.

To keep our local recourses up-to-date and electronic, there is a commitment from the local Bar to maintain a level of contribution to the local Nevada County Law Library.

#### **Save the Date:**

Annual Bar / Bench Dinner February 21, 2008 at the Stonehouse Restaurant in Nevada City.  
Election of Officers and Award of Grants

**Judicial Council News :**

The 2008 Judicial Council forms and accompanying Publisher's List are now available for download at <http://www2.courtinfo.ca.gov/formspub/>.

**Please keep in mind that these forms are not effective until 01/01/2008.**

New and updated forms that become effective Jan 1 are now available online. Forms include those supporting guardianships and conservatorships, juvenile law, estates, adoption actions, and more. A complete list of forms is contained on the Publisher's List.

**Facilities Update**

Three More Facilities Transfer to the State  
The latest three facility transfers to be completed as of Nov 1: the Chico Courthouse (Butte County), Wiley W. Manuel Courthouse (Alameda County), and the Jury Assembly Building (Santa Barbara County).

**MCLE Opportunities:**

**DEC 5,6,& 7    Dependency Court Training  
20 Hrs MCLE - Sacramento**

Through University of San Diego & Children's Advocacy Institute.

***Conference Opportunity:***

The State Bar of California and Legal Aid Association of California are pleased to announce that the next Pathways to Justice Conference will be held at the Marriott Downtown Los Angeles, June 5 - 7, 2008!

Please note that this will be the main statewide conference for self-help in 2008. If

there is a particular topic that you would like to see covered at the conference, please let your voice be heard by submitting a proposal.

***"Dear Legal Services Colleagues,  
Self-Help Providers and Friends:***

*The State Bar of California and Legal Aid Association of California are pleased to announce that the next Pathways to Justice Conference will be held at the Marriott Downtown Los Angeles, June 5 - 7, 2008!*

*The Pathways to Justice Planning Group invites the legal services community to submit training proposals for the 2008 Pathways to Justice Conference. New presenters are encouraged to apply! Also, please share this email with your staff, colleagues, board members, legal services partners, and others. "*

*You can download the Request for Training Proposal (RFP) forms here:*  
<http://www.calegaladvocates.org/link.cfm?8724>

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**One More Reason to  
Maintain NCBA  
Membership**

**Unconfirmed Rumor is that  
Alpine Publishing may **not** be doing a  
directory .**

**Keep Your Number on our  
Web Page for easy  
Reference and Referral**

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Attorney with inactive license seeks employment in Nevada County area as Paralegal or ??? Anxious to relocate to Grass Valley in near future. Fifteen years experience in management within real estate development industry. For resume please e-mail [louiseoates@aol.com](mailto:louiseoates@aol.com).

**Lawyer Referral Service**  
Address is 120 North Auburn, GV.  
(530) 272-5962

**Veterans Stand Down  
19-20 Oct 2007  
Grass Valley Veteran's Building**

Thank You to Richard Frishman for his volunteer hours and expertise!

**THE OTHER BAR**

Free confidential assistance to lawyers, judges, paralegals and law students with substance abuse problems. Weekly Other Bar 12-step Meetings are held in many areas, and others are being established. For times and locations, or to start a meeting in your area, contact the number or website below: Provider of Certified MCLE Instructors  
Confidential Hotline: (800) 222-0767 [www.otherbar.org](http://www.otherbar.org)

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**Now is the time!**

Place your ad in The Gold Country Telephone Directory Get the most exposure, in the only locally owned "Yellow pages" **Gold Country Telephone Directory.**

The most complete, local directory with the largest distribution in Nevada County .

To schedule an appointment call Michele Woods 559-8348 When your neighbors need your help, be available and show that YOU are the Attorney they are looking for.

You are the solution!

**NCBA CONTACT INFORMATION**

**OFFICERS**

**Stephen C. Baker** - President  
272-9977, sbaker@dbplaw.net

**Helen Cavanaugh Stauts** - Vice President  
470-2596, hstauts@nevadacountycourts.com

**Judy Ford** - Secretary  
265-0154, jlfordlaw@yahoo.com

**Debra Sitzberger** -Treasurer  
274-1321, debbisitzberger@sbcglobal.net

**SECTION &  
COMMITTEE CHAIRS**

**Rosemary Metrailler** - ADR Section Chair  
Rosemary Metrailler: [rmetrailler@metrailler.com](mailto:rmetrailler@metrailler.com)

**Steve Munkelt** - Criminal Law Section Chair  
265-8508, smunk@gv.net

**Chuck Eckerman** - Family Law Section Chair  
477-2440, eckerlaw@sbcglobal.net

**Andy Harris** - Fee Arbitration Program Admin.  
823-9736, aharris@asilaw.org

**Kipp Wordell** - MCLE Chair  
470-0900, kippcharlton@sbcglobal.net

**NCBA**  
**P.O. Box 1473**  
**Nevada City, CA 95959-1473**  
[www.nevadacountybar.com](http://www.nevadacountybar.com)

**Nevada County Bar Association  
Post Office Box 1473  
Nevada City, CA 95959-1473**

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## **Nevada County Bar Association**

**SAVE THE DATE!**

**Bench / Bar Dinner  
February 21, 2008  
The Stonehouse Restaurant.**

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