



## 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.

- SEPT 3** Court Holiday
- SEPT 5** Gold Country Estate Planning Council  
11:45 at Trolley Junction Restaurant
- SEPT 13** Family Law Luncheon Meeting  
Courthouse, Mediation Room
- SEPT 26** NCBA MCLE luncheon at the  
Stonehouse in Nevada City. We  
anticipate a one-hour program on  
substance abuse.

*The following memo and attachments were sent to District 1 Bar Association Presidents by The Hon. John Dutton, District 1 Representative to the State Bar Board of Governors, and PCBA member.*

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## Law Day Dinner September 20, 2007 Celebrating & Dancing at The Foundry!

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**Did you mark your calendar for Thursday, September 20th Law Day Celebration at the Miners' Foundry?**

We will recognize student essay contest winners with three scholarships from the Bar Association,

*and*

We will be honoring the Honorable Al Dover, who officially retired from the Nevada County Bench in February. Invitations for the dinner dance are out – RSVP Soon!

**A proposed rule will require that you disclose whether or not you carry malpractice insurance to clients and to the State Bar, which includes posting on their Web site for viewing by the general public.**

If you or your members wish to comment on this issue, now is the time, as the proposal is scheduled to come before the Board of Governors, probably on September 28 or 29, 2007, during the Annual Meeting in Anaheim.

### ***President's Message***

**The NCBA Law Day Dinner/Dance: September 20 at the Miners' Foundry**

When Abraham Lincoln was a young lawyer in Springfield, Illinois, he met Mary Todd, the woman who would become his wife, at a dance. Looking down on the diminutive Mary, Mr. Lincoln, the man who would eventually write the Gettysburg

Address, said, "I want to dance with you in the worst way." Mary Todd later told a cousin, "He did."

We lawyers have been dancing before judges in the courtroom, at least in the figurative sense (and occasionally "in the worst way") for as long as there have been courtrooms. However, on Thursday, September 20, 2007, you will have the opportunity to dance before judges in the literal sense. The Nevada County Bar Association Law Day Dinner/Dance takes place at the Miner's Foundry, beginning at 5 p.m. You should have received your formal invitation (and subsequent price clarification!) by now. If you have not yet done so, send in your RSVP. The price is \$50 per person for bar members and \$60 per person for non-bar members. Space is limited.

We will be celebrating the winners of the Nevada County Bar Association Essay Contest and honoring recently retired Nevada County Judge Al Dover. Several judges and a justice from our Third District Court of Appeal will be speaking, concluding, of course, with Judge Dover. Dancing to a live band, Sabroso, will then follow. Come celebrate Law Day and Judge Dover on September 20. Here is your chance to really dance before the judge!

Do you need a Substance Abuse Unit for your MCLE? On Wednesday, September 26, the NCBA will present DUI: Arrest, Court Proceedings and Rehabilitation. Attorney Greg Klein, the Honorable Julie McManus and Warren Daniels will present a one hour program which will cover the entire DUI experience: arrest, DMV administrative issues, court proceedings, recovery and rehabilitation. The presentation will take place, as usual, at the Stonehouse Restaurant, beginning promptly at noon. Please RSVP Judy Ford with your lunch selection at [jlford@yahoo.com](mailto:jlford@yahoo.com), or call her at 265-0154 by Friday, September 21.

See you at the Law Day Dinner and at the Substance Abuse NCBA MCLE luncheon.

Stephen C. Baker

## **Online CLE from the State Bar**

The State Bar offers a catalog of online MCLE courses, containing over 550 individual seminars totaling more than 650 hours of online CLE with 125 individual seminars in the areas of Ethics, Elimination of Bias and Detection / Prevention of Substance Abuse. These include 450 seminars done by California attorneys for California Attorneys. The catalog can be found at [www.calbar.legalspan.com](http://www.calbar.legalspan.com). You can save 10% with the purchase of 10 or more units of online CLE from the State Bar of California Catalog. For more information, contact the state bar at [calbar@legalspan.com](mailto:calbar@legalspan.com) or (877) 880-1335.

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Do you have an issue or concern regarding our local legal community? The Nevada County Bar Association is your organization and this group can act as a clearinghouse, or discussion group on timely topics of interest.

Recently, attorneys have aired concerns about fairness in pro per litigation; the value of judicial independence; the need to have a positive presence in community, perhaps picking an annual charitable event to rally around.

Rather than "vent", use this organization to find other like-minded individuals and act. Just hit "reply" on this e-mail and let me know what issue you are energized around. I'll do my best to connect you with other folks who are expressing interest in the same topic. This isn't as formal as 'committee work' but it certainly is 'community building'.

## 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:

**FAMILY LAW LUNCHEON MEETING, SEPT 13, 2007**

This is the new topic for the Family Law Luncheon Bar Meeting which will be held in the mediation room of Department 3 on September 13.

Judge Dowling and Commissioner Thomsen are available & willing to speak at the Family Law Bar meeting on 9/13/07 for 12:00 p.m. to 1:30 p.m. Judge Dowling will need to excuse himself a little early due to 300 Dependency staffing at 1:00 p.m.

The following topics are on the agenda for discussion:

1. Status of Family Law and Support Court:  
Update on any matters related to Family Law Attorneys.
2. Comments on the "New" Local Rules.

I expect the former topic by Ruth McGough will be moved into October.

**I would ask those who plan to attend to R.S.V. P. to my office (477-2440) so that we have some idea as to how many will be attending.** If we have a large number we may attempt to schedule the meeting in one of the courtrooms.

### ADR Section:

Contact Rosemary Metrailler at:  
[rmetrailler@metrailler.com](mailto:rmetrailler@metrailler.com)

### Gold Country Estate Planning Council:

The Gold Country Estate Planning Council will meet again on Wed Sept 5 at 11:45 at Trolley Junction Restaurant.

This meeting will be members introducing themselves to the group, and outlining the coming year's programs. All are welcome! Please call Terry Brown at 273-1323 to RSVP. Or check out the website: [www.estateplanningcouncil.net](http://www.estateplanningcouncil.net).  
<<http://www.estateplanningcouncil.net>.

### Lawyer Referral Service:

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

LRS is open for business and our hours of operation at our new location are Mon-Thursday from 9-12. Messages are checked daily.

### NEVADA COUNTY NEWS

Nevada County Codes are all online. They are not providing printed copies any longer.

See: [mynevadacounty.com](http://mynevadacounty.com)

### Courthouse Notes

#### Comings & Goings:

**Tara MacLennan** is now a court staff member in Truckee. She was our GC Services representative.

And a belated welcome to our clerk **Janet Corriea** who started in January !

Governor Schwarzenegger has appointed Terry A. Bork, Gregory A. Dohi, Marguerite D. Downing, Elizabeth R. Feffer, Lesley C. Green, Elaine Lu, Georgina Torres Rizk, Elia Weinbach, and Melissa N. Widdifield to the Superior Court of Los Angeles County; Robert A. Burlison and Efren N. Inglesia to the Superior Court of Monterey County; Mark Boessenecker to the Superior Court of Napa County; Carol D. Codrington and Dale R. Wells to the Superior Court of Riverside County; Molly A. Bigelow to the Superior Court of Shasta County; Jennifer Conn Shirk to the Superior Court of Tulare County; and Douglas W. Daily and Bruce A. Young to the Superior Court of Ventura County.

## **Judicial Council News**

Justice O'Leary Receives Access to Justice Award.

The Judicial Council, California Judges Association, and State Bar recognized Justice Kathleen E. O'Leary with the 2007 Benjamin Aranda III Access to Justice Award.

The award honors an appellate justice or trial judge whose activities demonstrate a long-term commitment to improving access to justice. Among many other activities, Justice O'Leary serves as chair of the council's Task Force on Self-Represented Litigants and the Court Interpreters Advisory Panel.

### **Legislative Update:**

Governor Signs Budget for 2007-2008 Fiscal Year

Following the resolution on August 21 of a lengthy legislative stalemate, Governor Schwarzenegger signed the \$145 billion State Budget Act of 2007 on Friday, August 24. While most of the judicial branch budget remains intact, the Governor reduced \$17.38 million in funding for the implementation of the Omnibus Conservatorship and Guardianship Reform Act of 2006, and also cut \$2.98 million related to new judgeships. Both of these reductions are for 2007-2008 only and do not affect ongoing funding. An upcoming memo from Administrative Director of the Courts William Vickrey will provide an overview of the budget for FY 2007-08.

## ***Law Library Report***

The Law Library Board of Trustees met on August 8<sup>th</sup>. Major topics for that meeting were a review of Library finances and services for the past fiscal year and a review of the budget for the coming fiscal year.

The finances of the Library have stabilized. We started the fiscal year on July 1<sup>st</sup> with \$27,069.74 on hand and increased this by July 30<sup>th</sup> to \$30,978.92 (because our major expenses are incurred in the fall with subscription bills). Among the subscription costs were \$1,230.08 to maintain the Cal.Jur. series (pocket parts and replacement volumes). While we have decided to maintain this series – at the request of a number of our more experienced attorney customers – given that these materials are also available on line, we are keeping an eye on the expense. If you have an opinion about the relative merits of Cal.Jur.'s place in our subscription budget, let any of the Directors know.

At the request of a customer, we have added the Placer County Bar Association Newsletter to our collection. That is also available to members of the PCBA on their website at [www.placerbar.org](http://www.placerbar.org).

We approved our annual report to the Board of Supervisors. Although this is required by the statute under which we operate, it is also a helpful opportunity to remind the Board, and the public we serve, of the financial situation of, and services provided by, the Library. Last year's annual report is on the NCBA website's home page ([www.nevadacountybar.com](http://www.nevadacountybar.com)) and we hope to have the current report on that page soon.

The Board also discussed the MOU we entered into last year with the NCBA regarding inter-library loan materials. The Board unanimously agreed to continue to extend to NCBA members the privilege of using materials borrowed from other law libraries outside our own library in exchange for the NCBA's agreement to solicit annual donations to the library with NCBA's dues bills. Lay library customers will be required to use inter-library loan materials only in the library to protect the library from fines and replacement costs for books that are not timely returned.

The Board next meets in October, and our agenda will include finances, continued efforts to reduce insurance costs, and other matters.

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

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

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

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#### **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)

## **NCBA CONTACT INFORMATION**

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### **OFFICERS**

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**Helen Cavanaugh Stauts** - Vice President  
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**Judy Ford** - Secretary  
265-0154, jlfordlaw@yahoo.com

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

### **SECTION & COMMITTEE CHAIRS**

**Rosemary Matrailer** - ADR Section Chair  
265-3026 , rmatrailer@matrailer.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.  
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**Kipp Wordell** - MCLE Chair  
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**Nevada County Bar Association  
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## **Nevada County Bar Association**

**RSVP NOW!  
September 20  
Law Day Dinner Honoring  
Retired Judge Al Dover**

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