
The MESSENGER

Larimer County Bar Association

August 2012

PRESIDENT'S MESSAGE

Why did we become lawyers? Each of us probably has a mix of different reasons for doing so. Some, like me, just did not know any better. But even for those of us who had little understanding of what it meant to be a lawyer, we probably had as one of our reasons the desire to be a member of a profession --- a profession that seemed to be important, prestigious and possibly lucrative.

After all, why have there been so many movies and TV shows about lawyers if this were not the case? Who would not want to be Atticus Finch, Perry Mason, Matlock or maybe even Arnie Becker? And, of course, lawyers have been historically significant in this country. From John Adams to Abraham Lincoln to Barack Obama, just to name a few. They have also dominated American politics with lawyers making up large percentages of Congress and state legislatures. The news media also reports incessantly about lawyers and their exploits, and lawyers and their trials are popular subjects in literature. All the while, however, there seems to have been a decline in the public's trust of lawyers.

Originally there were only the three "learned" professions: clergymen, physicians and lawyers. What made these occupations different from others was their access to special knowledge, education and training. They also formed associations and were guided, and eventually governed, by rules of ethics and other practice standards applied to the profession. For its part, the legal profession has unquestionably played a positive and critical role in the development and success of the United States---history clearly attests to this. If nothing else, lawyers were crucial in establishing the rule of law in this country, which has been essential to the United States' success. So why the decline in the public's trust?

No doubt there are many reasons for the decline. One reason might be that today's lawyers are being compared to the numerous other occupations that now qualify as professions. Two of these newer professions, nurses and pharmacists, recently topped Gallup's poll of America's most trusted professions with lawyers lagging far behind. Our original professional cohorts, the clergy and physicians, were also well ahead of lawyers in the poll.

Perhaps we can find comfort in the fact that there is an unavoidable aspect to the legal profession that is not often, if at all, present in these more trusted professions. This

being that lawyers are tasked with resolving conflict between people, whether as a judge, prosecutor or in representing a client, with the conflict often being resolved in favor of one person or group of persons over another. Clergy can, at times, be put in this position, but this is seldom if ever the case for nurses, pharmacists and physicians. This means that statistically judges, prosecutors and lawyers have many more opportunities to be mistrusted and disliked by people than most other professions. For the prosecutor and the lawyer it is those persons on the other side of the conflict and for the judge it is those persons on the losing side. Does this mean the public's mistrust of lawyers is simply due to the public's misunderstanding of our role in resolving conflict and that they need to understand we are just doing our job so don't take it personally? We are not being honest with ourselves if we answer "yes".

We all have war stories of bad conduct by bad lawyers and even bad conduct by good lawyers. Each of us can also probably give some example of when our own conduct as a lawyer was not the best. Like with so many of our personal problems as individuals, the solution more often than not starts with us rather than blaming others. The good news is that we have some leaders in Colorado who are beginning to address this problem and others affecting our profession.

Chief Justice Bender and Court of Appeals Judge Carparelli, together with the Colorado Bar Association, have recently stepped forward to address the state of legal professionalism in Colorado and to make improvement of it a priority. This May, Justice Bender and CBA President David Masters issued a proclamation declaring the month of October 2012 as Legal Professionalism Month in Colorado. Justice Bender has also established the Commission on Legal Professionalism to foster in the legal profession "a commitment to service, excellence, respect, ethics, and trustworthiness, as well as commitment to the preservation of the rule of law." The Commission, made up of practicing attorneys, law school deans and judges from across the state, has been divided into four working groups to address legal education, newly admitted attorneys, bench and bar cooperation and outreach to the community. Justice Bender discusses in detail his goals for the Commission and its working groups in his May 2012 Colorado Lawyer article.

One of Justice Bender's and the Commission's short-term goals is to have every local bar association host this October at least one event related to professionalism. The LCBA's Young Lawyers' Division and its Professionalism Committee are working together now to organize such an event. We hope soon to send the LCBA membership an announcement for the event, so please look for it.

Justice Bender and the Commission are also planning to use this year's swearing-in ceremony for newly-admitted lawyers as an opportunity to recognize Legal Professionalism Month on a statewide basis. The swearing-in ceremony will be held on October 29 at the Boettcher Concert Hall. Before the ceremony, there will be a free CLE ethics seminar presented by practicing attorneys and then a prominent speaker on the subject of professionalism. It is hoped that the attorneys attending the CLE seminar

will stay for the swearing-in ceremony to welcome the new lawyers. The CBA will be sending the membership more information about this event as it draws near.

In his Colorado Lawyer article, Justice Bender observes that our profession continues to be a positive force in society, but he nevertheless concludes that at times, in the face of economic and professional pressures, "we have lost our way." As my message here clearly reflects, I agree with Justice Bender. I am optimistic though because he and others are recognizing the problems our profession faces and they have decided to do something about them. I applaud their efforts and believe we each have a responsibility to do what we can to support them and to do our part.

While there is no guarantee that these current and future efforts will improve the professionalism of Colorado's lawyers, if we do nothing it is pretty much guaranteed that there will be no improvement. We will instead experience, I believe, a further decline in the public's perception of lawyers. This will not only be bad for lawyers, but it will have a corrosive effect on this country's confidence in and adherence to the rule of law to everyone's detriment.

I look forward to seeing you at Fall Term Day on September 7. As always, there will be free coffee and donuts.

John Duval
2012-2013 LCBA President

* * * * *

NEW LAWYERS

If you are a new lawyer or know of a new lawyer, please remember to contact Roger Clark, at (970) 669-8668, **no later than August 31, 2012**, and provide him with your background information for your introduction at Term Day.

* * * * *

CHANGE OF ADDRESS

Effective September 1, 2012 the Office of Nicholas H. Ores, Attorney at Law, has moved to:

117 East Mountain Street, Suite 215, Fort Collins, Colorado 80524

[970-461-0754](tel:970-461-0754) ph.
nick@oreslaw.com e-mail

FALL TERM DAY
SEPTEMBER 7, 2012
Agenda

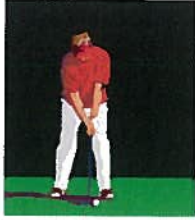
- 8:00 a.m. Coffee, juice, donuts and bagels at the Justice Center – Jury Assembly Room
- 9:00 a.m. Business Meeting – Jury Assembly Room
- 12:00 p.m. Golfing at Mariana Butte Golf Course, Loveland
- 12:30 p.m. Fall Term Day Bike Ride – Contact John Plock – 970-482-0212 x 4
- 6:00 p.m. Dinner at the Embassy Suites Hotel and Conference Center

* * * * *

Golf at Mariana Butte, 701 Clubhouse Drive, Loveland, Colorado. Scramble format. Tee times begin at 12:00 p.m. Tee times will be assigned by Steve Jouard (970-482-1977). Groups will be determined based upon expressed preference. Steve will contact you on or before September 6, 2012 with your tee time. Send your completed registration form with a check payable to the Larimer County Bar Association in the amount of \$63.00 per player to: Angi Dallin, 2038 Caribou, Suite 100, Fort Collins, CO 80525. Phone: 970-482-1977. Reservation deadline is August 31, 2012.

Bicycle Ride, Justice Center, 201 La Porte Avenue, Fort Collins, Colorado begins at 12:30 p.m. Contact John Plock (970) 482-0212 ext. 4 or jeplock@freymccargar.com See flyer below for more details. This year's ride will be a little different. We're going to Windsor! It's a longer ride this year, about 35 miles round trip, and we'll be riding at a faster pace than the last couple years. Because of our route, HELMETS ARE REQUIRED!!! No exceptions.

Dinner at the Embassy Suites Hotel & Conference Center, 4705 Clydesdale Parkway, Loveland, Colorado begins at 6:00 p.m. All LCBA members and their spouses/partners are invited. Dressy casual attire. Cost is \$20.00 per person. Send reservation form and check payable to Larimer County Bar Association to Lisa Ritter, 425 West Mulberry Street, Suite 112, Fort Collins, CO 80521; (970) 482-9770, by August 30, 2012. We hope to see you all there.



FALL TERM DAY

SEPTEMBER 7, 2012

Golf Tournament at Mariana Butte Golf Course



Tee times start at 12:00 p.m. The teams will consist of four players. The tournament format is a best-ball scramble. Prizes will be awarded. Steve Jouard (482-1977) will contact you on September 6th with your tee time.



The tournament will be played at Mariana Butte Golf Course, 701 Clubhouse Drive, Loveland, Colorado



Tee times are limited and cost is \$63.00 per player.



Registration for golf should be sent to:

**Angi Dallin, 2038 Caribou, Suite 100, Fort Collins, CO 80521
(970) 482-1977 Registration and payment must be received by August 31, 2012. (You can't wait to see what the weather is like).**



Enclosed is my Term Day Golf Reservation for September 7, 2012 at Mariana Butte Golf Course

Name(s): _____

Phone No(s): _____

Preferred 4-some _____

**Checks in the amount of \$63.00 per player made payable
To Larimer County Bar Association**

FALL TERM DAY 2012 BICYCLE RIDE

FRIDAY, SEPTEMBER 7, 2012

12:30 p.m. at the Justice Center

201 La Porte Avenue

Fort Collins, Colorado

It's that time of year again. This year's ride will be a little different. We're going to Windsor! Generally, we'll ride out east on Vine to Weld County Road 15, south to Colo. 14, east to Colo. 257, then south into Windsor to the restaurant for a few snacks and beers, and then ride back. It's a longer ride this year, about 35 miles round trip, and we'll be riding at a faster pace than the last couple years. Because of our route, **HELMETS ARE REQUIRED!!!** No exceptions.

If you're interested, please call John Plock 970.482.0212 ext. 4, or send me an e-mail jeplock@freymccargar.com



**FALL TERM DAY
DINNER
SEPTEMBER 7, 2012**



Enclosed is my Dinner Reservation for September 7, 2012 at the Embassy Suites Hotel and Conference Center.

Name(s): _____

Address: _____

Phone No.: _____

Check(s) in the amount of \$20.00 per person made payable to Larimer County Bar Association

Number attending _____ x 20.00 = \$ _____ (amount enclosed)

Return To: Lisa Ritter, 425 West Mulberry Street, Suite 112, Fort Collins, Colorado 80521, (970) 482-9770. Deadline to register August 30, 2012.

OFFICE SPACE FOR RENT

Join an all lawyer professional office building
Clocktower Square
323 South College
On site parking
Two suites with shared conference room
1100 sq. ft. or 2300 sq. ft. or combine the two suites
for a total of 3400 sq. ft.

Call Tim Dow - 498-9900

HAGEN & MELUSKY ANNOUNCEMENT

Hagen & Melusky, Inc. is proud to make two very exciting announcements
1) As of August 1, 2012 Hagen & Melusky, Inc., will also be doing business
as Black Suit Law 2) our new and improved website can be viewed on or about
August 1, 2012 at BlackSuitLaw.com



OFFICE SPACE FOR RENT

The Nugent Law Firm, P.C. has offices for rent:
Carriage House
420 South Howes Street, Suite B-200
Fort Collins

Two offices with a conference room
Separate entrance
Parking on-site
Shared restrooms

Call Teresa Nugent at 232-9392

NEWS FROM THE COURTS

DISTRICT COURT MAGISTRATE ROTATION:

The District Court Magistrates will be rotating dockets effective September 1, 2012.

Courtroom 1B, Magistrate Berenato - All pre-decree domestic matters including case management and temporary orders as previously handled by Magistrate Jostad.

Parties and counsel should note that Magistrate Berenato will remain in Courtroom 1B and that Courtroom 1B will be the assigned courtroom on all pre-decree domestic cases (formerly Courtroom 2B).

Courtroom 2A, Magistrate Pannell - no change - D&N docket, child support enforcement, paternity and domestic contempt hearings.

Courtroom 2B, Magistrate Spangler - Post Decree domestic relations matters, emergency and forthwith domestic hearings, domestic protection orders as previously handled by Magistrate Berenato.

Courtroom 4B, Magistrate Jostad - Juvenile delinquency docket.

JUDICIAL CONFERENCE:

The Colorado Judicial Conference will be held on Monday, September 10, 2012 and Tuesday, September 11, 2012. No hearings will be scheduled for these days with the exception of arraignments and emergency matters.

Janelle J. Brunin
8th Judicial District
District Administrator
201 Laporte Avenue, Suite 100
Fort Collins, CO 80521-2761

COURTROOM 2B WILL NOT CONDUCT SETTING ON

THURSDAY	AUGUST 23, 2012
TUESDAY	SEPTEMBER 11, 2012
TUESDAY	SEPTEMBER 25, 2012
THURSDAY	SEPTEMBER 27, 2012
TUESDAY	OCTOBER 16, 2012
THURSDAY	OCTOBER 18, 2012

Larimer County Bar Association		
Calendar of Events and CLE		
Date and Time	Location	Event Details
August 15, 2012 10:30 p.m. and 1:30 p.m.		Veteran's Clinic please contact Steve Ray for additional information (970) 266-1210
August 29, 2012 12:00 p.m. to 1:00 p.m.	Larimer County Justice Center Jury Room	LCBA - CLE: by Doni Dolfinger, Reverse Mortgage Specialist from Universal Lending Corp presents Reverse Mortgages: What every attorney needs to know.
August 30, 2012 7:30 to 12:00	Embassy Suites Loveland	3rd Annual Real Estate Law Update - Contact Allyson Coan at 970-225-6700
September 7, 2012		Term Day
September 19, 2012	Larimer County Justice Center Jury Room	LCBA -CLE Judges Series: Chief Judge Schapanski, Gina Meyer, Managing Court Reporter, and Miriam Villegas-Negron, Managing Court Interpreter, present "How To Make A Record"
November 7, 2012 12:00 p.m. to 1:00 p.m.	Larimer County Justice Center Jury Room	LCBA -CLE Judges Series: Judge Odell presents "The Sentencing Hearing"
December 5, 2012		Ethics and Professionalism CLE
For additional information or to add an event please contact: Erin L. Connor Sutherland & Connor LLC erin@sutherland-connor.com (970) 224-9779		

LARIMER COUNTY BAR ASSOCIATION CONTINUING LEGAL EDUCATION



REVERSE MORTGAGES: WHAT EVERY ATTORNEY NEEDS TO KNOW

presented by

DONI DOLFINGER
REVERSE MORTGAGE SPECIALIST
UNIVERSAL LENDING CORPORATION

DATE: AUGUST 29, 2012

TIME: 12:00 to 1:00

PLACE: JURY ROOM, JUSTICE CENTER

FREE OF CHARGE AND NO RESERVATION REQUIRED

Applied for 1 credit hour of CLE.

CHANGE OF ADDRESS

Daniel T. Michaels LLC is now located at:

110 East Oak Street, Suite 210, Fort Collins, Colorado 80524

The telephone number [\(970\) 484-5900](tel:9704845900) and E-Mail address dan@danmichaelsllc.com

remain the same.

FAMILY LAW REFERRALS ARE BEING ACCEPTED

Join The Byron White Inn of Court!

The American Inns of Court is a national organization comprised of judges, lawyers, and law students. It emphasizes ethics, civility, and professionalism in the legal profession. Our local chapter, The Byron White Inn of Court, serves Larimer County and Weld County. The Inn meets monthly in a private room at the Bent Fork Restaurant at Centerra. Social time starts about 6:30 p.m. Dinner starts at 7 p.m., followed by a one hour educational program on a legal topic of the members' choosing. You may attend one meeting as a guest for a dinner fee of \$25 before you decide whether to become a member. Annual membership dues range from \$215 to \$275, depending upon whether you are a judge or lawyer and the number of years you have been in practice. Limited scholarship funds may be available for two new members. Please mark your calendar with the 2012-13 meeting dates:

September 13, 2012
(topic: Civility Matters)
October 18, 2012
(interactive program related to
Legal Professionalism Month)
November 15, 2012
(topic: Ethics CLE)
January 17, 2013
February 21, 2013
March 28, 2013
April 18, 2013
May 16, 2013



For more information, contact Anne Haro Sipes at (970)493-2891 ext. 263 or asipes@colgalserv.org or Tracy Oldemeyer at toldemeyer@clinewilliams.com.

Larimer County Bar Association
Profit & Loss Budget Overview
 July 2012 through June 2013

	Jul '12 - Jun 13
Income	
4150 · Ethics Seminar	8,000.00
4160 · CLE Other Seminars	750.00
4200 · Dues Income	44,000.00
4210 · COLTAF - Pro Bono Grant	8,000.00
4300 · Fall Term Day Income	
4310 · Golf	2,000.00
4320 · Term Day Dinner	1,500.00
Total 4300 · Fall Term Day Income	3,500.00
4400 · Spring Term Day Income	
4410 · Spring Term Day Bowling	500.00
4420 · Spring Term Day Lunch	1,000.00
Total 4400 · Spring Term Day Income	1,500.00
4450 · Interest Income	350.00
4500 · Ads - Messenger	350.00
4600 · Mock Trial Income	1,000.00
4900 · Other Income	0.00
Total Income	67,450.00
Expense	
5050 · Donations	
5051 · Donations - Other	500.00
5100 · Senior Law Day Donation	1,000.00
5400 · Scholarship Donation	6,000.00
Total 5050 · Donations	7,500.00
5060 · Awards	250.00
5070 · Miscellaneous	1,000.00
5080 · Advertising Expense	0.00
5090 · Bench/Bar Luncheons	300.00
5150 · Mock Trial Regional Competition	
5151 · Regional Competition costs	1,000.00
5152 · Mock Trial Team Reimbursement	1,000.00
5150 · Mock Trial Regional Competition - Other	0.00
Total 5150 · Mock Trial Regional Competition	2,000.00
5160 · Law Day Expenses	700.00
5200 · Access to Justice	
5210 · Internet access courthouse	1,500.00
5220 · Courthouse printer supplies	200.00
5200 · Access to Justice - Other	3,000.00
Total 5200 · Access to Justice	4,700.00
5250 · Bank Service Charges	100.00
5300 · Office Supplies, Postage, Copies	200.00
5350 · Ethics Seminar Expense	2,500.00
5450 · CLE - Other Seminars	4,000.00
5500 · Messenger	0.00
5550 · Retreat Meeting	300.00
5560 · President's Dinner	0.00
5570 · Veterans Assistance Lunch	600.00
5600 · Gifts, Memoriams	350.00
5650 · Accounting Expense	500.00

**Larimer County Bar Association
 Profit & Loss Budget Overview
 July 2012 through June 2013**

	Jul '12 - Jun 13
5800 · Pro Bono	
5810 · Pro Bono - Wages	23,500.00
5820 · Pro Bono - Malpractice Ins.	2,200.00
5830 · Pro Bono - Payroll Tax	2,100.00
5840 · Pro Bono - Payroll Services	360.00
5850 · Pro Bono - Cell Phone	450.00
5860 · Pro Bono - Brochures, Supplies	300.00
5870 · Pro Bono - Internet	180.00
5880 · Worker's Compensation Insurance	225.00
5890 · Pro Bono - Other	100.00
Total 5800 · Pro Bono	29,415.00
5900 · Fall Term Day Expenses	
5910 · Fall Term Day - Golf	2,500.00
5920 · Fall Term Day - Dinner	6,500.00
5990 · Fall Term Day Exp - other	250.00
Total 5900 · Fall Term Day Expenses	9,250.00
6000 · Spring Term Day Expenses	
6010 · Spring Term Day - Lunch	2,000.00
6020 · Spring Term Day - Bowling	1,000.00
6030 · Spring Term Day - other	500.00
Total 6000 · Spring Term Day Expenses	3,500.00
Total Expense	67,165.00
Net Income	285.00

* * * * *

MISCELLANEOUS MEETINGS AND UPDATES

There is an informal group of "trust and estate" lawyers we call the LCBA Trust & Estate Bar. It meets five times a year, from September through May, usually on the fourth Wednesday of the month. The meetings are from 7:30 to 8:30 a.m. at First National Bank downtown. If you are interested you can email Pete Bullard at pete@estate-planning-help.com

The Colorado Criminal Defense Bar (Larimer Chapter) meets monthly. Stephanie Hewitt is the contact person at (970) 416-7312 or email her at hewittlawoffice@aol.com She sends out notices by email so if you would like to be included contact her.

The Larimer County Young Lawyers meets the third Wednesday of every month. If you are interested in their group, contact Art Spicciati at (970) 817-3518 or email him at Spicciati.Law@gmail.com

The Larimer County Women's Bar meets quarterly over the noon hour. For more information contact Claire Kauffman at Claire@harrisfamilylaw.com

For those that do not know Larimer County Bar has a web page. Lisa Ritter keeps our webpage current. If there is something you would like to see on the page, please contact her at lritter@ftccolaw.com.

If you haven't checked out our webpage, you can find it at the Colorado Bar Association website at cobar.org through Inside the Bar, Local Bar Associations links.



OTIS, COAN & PETERS, LLC

Attorneys and Counselors at Law

is pleased to present

the third annual

Real Estate Law Update

Thursday, August 30, 2012

7:30 a.m. to 12:30 p.m.

Embassy Suites Hotel &

Conference Center

4705 Clydesdale Parkway

Loveland, Colorado

Available via **FREE Live**

Webinar for IBC Members



Northern Colorado's Real
Estate and Business Law Firm

Join
Otis, Coan & Peters, LLC
at our 3rd Annual
Real Estate Law Update
August 30, 2012

Topics to be covered include:

- **Natural Resources & Contracts** - A survey of natural resource issues involved in northern Colorado real estate transactions and proof that oil and water do mix (if you add northern Colorado dirt).
- **New Laws Real Estate Professionals Should Know About** - Learn about recent legislative changes and court decisions that affect real estate professionals, including new requirements for appraisers, contractors, notaries, and more. Hot topics and trends in property law will also be discussed.
- **Workouts, Short Sales and Related Tax Consequences** - Join us for a discussion of what constitutes a short sale and a work out, when it might be appropriate for a lender and/or borrower to consider pursuing one of these options, the mechanics of consummating these transactions, and related potential tax consequences.
- **Asset Preservation, Single Member-LLCs and the Alter Ego Doctrine** - Explores the pitfalls of the multiple entity organization and strategies for avoiding liability under the alter ego doctrine; learn what it really means to pierce the corporate veil; and take advantage of, or prepare for the recent trends in business litigation for reaching through entity walls to dip into deeper pockets

This event has been sponsored by:





Approved for 4 CLE / CRE Credits!

Continental Breakfast and Networking	7:30 a.m.
Welcome and Introduction	8:00 a.m.
Natural Resources & Contracts	8:05 a.m.
New Laws for Real Estate Professionals	8:55 a.m.
Networking Break	9:45 a.m.
Workouts, Short Sales and Tax Implications	10:15 a.m.
Asset Preservation & the Alter Ego Doctrine	11:05 a.m.
Closing Remarks	11:55 a.m.
Networking/Q&A with Presenters	12:00 p.m.

Who should attend?

Lawyers, Commercial Real Estate Brokers, Real Estate Developers, Commercial Lenders, Title Agents, and other Real Estate Professionals

Registration Information: Cost: \$25.00 per person

To register: Complete and return the Registration Form provided with this brochure no later than August 17, 2012.

Members of the Independent Bankers of Colorado may attend via live webinar free of charge.

Registration information and forms can be also be found online at www.nocolegal.com.

For questions or more details, contact Allyson Coan at 970-330-6700, 970-225-6700, or acoan@nocolegal.com.



OTIS, COAN & PETERS, LLC

Northern Colorado's Real Estate and Business Law Firm



G. Brent Coan, Esq.

Mr. Coan's practice is focused on real estate and business matters including lending issues as well as energy and mineral development.



Jennifer Lynn Peters, Esq.

Ms. Peters focuses on complex real estate, probate, and business litigation, including appeals, and oil and gas litigation.



Brett Payton, Esq.

Mr. Payton's practice emphasizes all areas of real estate law, business law litigation, and probate litigation with an emphasis on insurance issues.



Shannon D. Lyons, Esq.

Mr. Lyons' practice emphasizes all aspects of complex business and real estate litigation.



Michael C. Payne, Esq.

Mr. Payne handles real estate and business litigation and transaction matters, with a focus on creditor's rights.



Kay Collins, Esq.

Ms. Collins practices intellectual property law, and specifically trademarks, copyrights, trade secrets, unfair competition and internet law.



Michelle Jacobsen, Esq.

Ms. Jacobsen's practice focuses on business law and banking with an emphasis on employment law.



Fred L. Otis, Esq.

Mr. Otis has been practicing real estate law in Northern Colorado, with a focus on transactions, since 1976.



Peter Scott, Esq.

Mr. Scott's practice focuses on estate planning, business succession planning, and advising individuals and business entities on complex tax matters.



Daniel W. Jones, Esq.

Mr. Jones focuses on business transactions, including oil and gas rights and development.



Charles M. Shoop, Esq.

Mr. Shoop's practice focuses on real estate and business litigation, including appeals.



Sara K. Stieben, Esq.

Ms. Stieben focuses on all areas of real estate, business, probate litigation and bankruptcy.



Jenna Seigel, Esq.

Ms. Seigel's practice focuses on business and real estate transactions.



Gina Robinson, Esq.

Ms. Robinson's practice focuses on all areas of real estate and business litigation with an emphasis on insurance and landlord-tenant issues.



Michelle AmRhein, Esq.

Ms. AmRhein's practice focuses on estate planning, business succession planning, and advising individuals and business entities on complex tax matters.

Denver:

The Chancery Building
1120 Lincoln Street,
Suite 1511
Denver, CO 80203
Telephone: 303-861-8888

Greeley:

The Doyle Building
1812 56th Avenue
Greeley, CO 80634
Telephone: 970-330-6700
Facsimile: 970-330-2969

Fort Collins:

103 W. Mountain Ave.
Suite 200
Fort Collins, CO 80524
Telephone: 970-225-6700
Facsimile: 970-232-9927



Find us on the web at:

www.nocollegal.com



OTIS, COAN & PETERS, LLC

Attorneys and Counselors at Law

2012 Real Estate Law Update Registration Form

To register for the 2012 Real Estate Law Update, please complete this form and email to acoan@nocolegal.com or print it out and mail it to:

**Otis, Coan & Peters, LLC
103 W. Mountain Avenue, Suite 200
Fort Collins, CO 80524**

*Deadline to register is August 17, 2012.

I will be attending in person.

I will be attending via webinar.

Name

E-mail

Title / Company

Attorney Reg. No.
(if applicable)

Broker License No.
(if applicable)

Street Address

City

State

Zip Code

Telephone

Facsimile

Payment

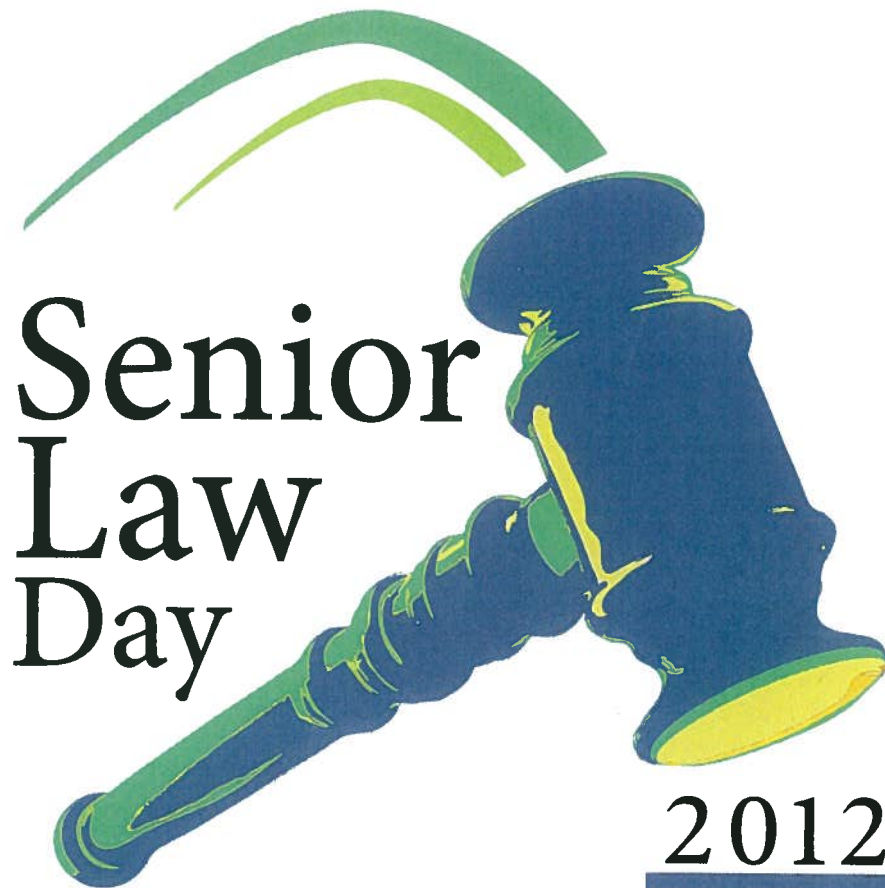
My payment of \$25.00 is enclosed.

My payment of \$25.00 will be mailed separately.

I will be attending by webinar and I am a member of IBC.
(no registration fee required)

*Payments will need to be mailed to OCP to confirm your registration.

Elder Care Network's 8th Annual



Saturday, August 11
8:30 am - 2:45 pm

Lory Student Center at Colorado State University

Plan

Learn

Ask

OUR PLATINUM SPONSORS





Senior Law Day 2012

Saturday, August 11

8:30 am - 2:45 pm

Lory Student Center at Colorado State University

Larimer County's Senior Law Day is an annual event presented by the Elder Care Network to assist seniors and their families with legal matters related to aging and planning. Attend educational workshops while socializing with other families who are facing similar challenges. Meet legal and healthcare professionals in our community and receive valuable reference materials. Don't miss this great opportunity to plan, learn and ask questions!

SCHEDULE

morning

- 8:00 Registration begins | breakfast refreshments are served in the Ballroom | visit vendor booths
- 8:30 Introduction and announcements
- 9:00 1st session (Breakout room, see schedule)
- 10:15 2nd session (Breakout room, see schedule)
- 11:15 Lunch BEGINS in Ballroom, sponsored by CSU

afternoon

- 12:30 3rd session (Breakout room, see schedule)
- 1:45 4th session (Breakout room, see schedule)
- 2:45 Conclusion of program. **Please pick up your 2012 Senior Law Day Handbook before leaving.**

FREE PARKING on the north and south side of the Lory Student Center. **FREE SHUTTLE** service available from parking lot. All events take place on the second floor of Lory Student Center.

MORNING SESSIONS

please select TWO

Advanced Directives

This session will review the various types of advanced directives including living wills, medical powers of attorney CPR Directives, and DNR Orders, and will address how these documents differ. We will also discuss the new Colorado Medical Orders for Scope of Treatment (MOST) form. Finally, we will look at how other forms such as Five Wishes may be incorporated into your planning. *Presenter: Erin Connor, Sutherland & Connor, LLC*

Estate Planning Overview: Why Plan?

This class provides an overview of the estate planning process and the documents we all should consider. What is probate and is it something that you should try to avoid in Colorado? What is the difference between probate asset and a non-probate asset? You will also learn about common mistakes in estate planning, and what you can do to be sure your plan is carried out according to your wishes. *Presenter: Kristine L. Callahan, Procter and Callahan, LLC*

Medicaid Long-Term Care Benefits

Medical, income, and resource (asset) requirements for Medicaid Long-Term Care benefits either in home/ community based services or long term care facilities will be discussed. Special rules for married couples, including the spousal income and resource protections and allowances will also be explained. The session will also cover how gifting (transfers of resources without fair consideration) affects eligibility and aspects of Medicaid estate recovery. *Presenter: J. Elaine Procter, Procter and Callahan, LLC*

Power Against Fraud: Fighting Back Against Identity Theft

Identity theft is an epidemic sweeping this country. Ten percent of the American population will become victims next year. This session will empower you to fight back against identity theft, and will explain common crimes committed against seniors and fraud. We will discuss common "Red Flags" of scams and practices followed by government agencies and businesses to assist you in recognizing scams. *Presenter: Cary Johnson, Director--Crime Prevention, 1st District Attorney's Office*

Veterans Benefits and Long-term Care Planning

Benefits available to Veterans generally, and the VA Aid and Attendance Special Pension benefit as part of planning for long term care needs for a qualifying veteran or a widow(er) of a veteran, will be discussed. Also addressed is how Medicaid and the Aid and Attendance special pension benefit can be used together to pay for the soaring costs of long-term care. This informative program is a must for any veteran or family member of a veteran! *Presenter: C. Jan Lord, The Law Office of C. Jan Lord, LLC*

What happens if I Die without a Will (and who will search my home)?

This session, led by the Deputy Public Administrator for Larimer County, will explore intestacy, or the process of administering an estate for an individual who dies without a will. The role of the public administrator will be discussed along with the differences between traditional "probate" and intestacy. This session will explain the statutory process for distributing the assets of those who die without a Will. You will also learn about how estates are managed when there is no family member available or willing to serve. *Presenter: Joseph Findley, Kaufman & Findley, PC*

AFTERNOON SESSIONS

please select TWO

A Conversation about Trusts and Trustees

This workshop will focus on revocable and irrevocable trusts and circumstances under which you may or may not need a trust in your estate plan. Also discussed will be how to choose an appropriate trustee and the duties of the trustee.

Presenter: Eric A. Peterson, Peterson, Rosenberg PLLC

Conflict Resolution for Elder Adults and Families

Senior adults and their families face complex issues involving family members' roles, as well as finances, health care, and end of life decisions. Conflict resolution can lead to effective decision making, but some conflict resolution styles and strategies lead to better results than others. Attend this class, taught by Faith Betz and the Conflict Resolution Players, to improve your conflict resolution skills.

Presenters: Faith Betz, Law Office of Faith Betz, and The Conflict Resolution Players

Financial and Medical Powers of Attorney

Learn about the benefits and pitfalls of medical and financial powers of attorney (POAs) - what they are, when to use them, and qualities of a good agent. The presentation will also cover the importance of POAs in the estate planning process, as well as planning for the possibility of incapacity. Attendees will receive valuable information about the importance of the prudent use of POAs. *Presenter: Misty Bordeaux, Bordeaux and Boyes, LLC*

Got Dirt? Basic Real Estate Law Every Senior Should Know

This session will provide an overview of real estate issues that may be encountered by seniors. Topics include reverse mortgages, beneficiary deeds, quit claim deeds, life estates, and continuing care communities. The ramifications of each, as well as when their use may be warranted, will be discussed. *Presenters: Jennifer Peters, Otis, Coan & Peters, LLC and Brett Payton, Otis, Coan & Peters, LLC*

Guardianships and Conservatorships: When You Need the Courts

The Court process of obtaining Guardianship and/or Conservatorship will be explained in this session in those instances when advance planning either was not done, or is not adequate. Participants will learn what to expect from the Courts and the roles and responsibilities of Guardians and Conservators. *Presenter: Amy Rosenberg, Peterson, Rosenberg, PLLC*

Probate Administration: What to Do when Someone Dies

This presentation will cover what probate is (and isn't); when probate is necessary (and when it isn't); the roles of the personal representative and attorney; and how to keep things running smoothly. This session will explain what a "small estate" is and the process for wrapping up a small estate. *Presenter: Denise Bretting, Denise A. Bretting, PC*

REGISTRATION

Please fill out this form and mail with check payable to **ELDER CARE NETWORK**, P.O. Box 272687, Fort Collins, CO 80527-2687. A \$10 contribution per person is suggested. Your contribution helps to support the community outreach programs provided by the Elder Care Network of Northern Colorado. Registration is **REQUIRED**, even if no payment is included.

- Yes, I want to attend. I'm enclosing a contribution.
- Yes, I want to attend, but I cannot pay a contribution this year.

Name(s): Person #1: _____ Person #2: _____

Street Address: _____

City, State & Zip: _____

Phone Number: _____ Cell: _____ E-mail: _____

Number of attendees: _____

Dietary preference: None Vegetarian Gluten Free

We are unable to accommodate all dietary restrictions. If you have other specific dietary requirements, please plan to bring what you need for the day.

CHOOSE SESSIONS

OUR GOLD SPONSORS

Larimer County Bar Association.
 Aspen Club/PVHS Foundation
 Brookdale Senior Living
 Collinwood Assisted Living & Memory Care
 Halcyon Hospice & Palliative Care
 The Hillcrest of Loveland
 Home Instead Senior Care
 House Call Physicians
 K & D Estate Services
 Northern Colorado Rehabilitation Hospital
 Rigden Farm Senior Living
 Right at Home
 The Loveland Reporter Herald

PERSON #1

morning sessions (Please select 2 per person.)

- Advanced Directives
- Estate Planning Overview
- Medicaid Long-Term Care Benefits
- Power Against Fraud: Fighting Back Against Identity Theft
- Veterans Benefits and Long-Term Care Planning
- What Happens if I Die without a Will?

#2

afternoon sessions (Please select 2 per person.)

- A Conversation about Trusts and Trustees
- Conflict resolution for Elder Adults and Families
- Financial and Medical Powers of Attorney
- Got Dirt? Basic Real Estate Law Every Senior Should Know
- Guardianships and Conservatorships: When you need the Courts
- Probate Administration: What to do When Someone Dies



QUESTIONS?

Call 970-495-3442 or visit www.eldercarenet.org



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