

Fly By Messenger *December Edition 2014*

Tidbits that need to be shared before the next Messenger goes out. Deadlines to get an ad or notice in the next edition would be January 23 (odd numbered months). Cost for the ads or notices is \$25 and payable in advance. If you would like to place an ad or notice, please email me cvlasak@larimer.org with the information and mail your check to Cathy Vlasak, 415 South Howes 609N, Fort Collins, Colorado 80521. Make checks payable to Larimer County Bar Association.

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BENCH/BAR HAPPY HOUR

Hello members of the Bench and the Bar,

D'Vine Bistro is no longer an option for our happy hour as they are no longer in business. The happy hour for December will be at Ace Gilletts.

Ace Gilletts is located under the Armstrong Hotel in Old Town. You can enter through the Armstrong Hotel, 259 South College, Fort Collins, or look for the flight of stairs and sign near the front entrance to the Armstrong Hotel. They will be having their normal happy hour specials that run from 4pm until 6pm.

Our happy hour will take place Thursday, December 11th from 5pm until 6:30pm. If you would like to take advantage of the happy hour specials, please arrive and order prior to 6pm. Feel free to bring guests.

This is a temporary location. Watch for 2015 happy hour updates!

If you have any questions, feel free to email Rikke Liska at Rikke@proctercallahanlaw.com

Rikke M Liska
Procter and Callahan, LLC
155 E. Boardwalk Dr.
Suite 400
Fort Collins, CO 80525
(970) 266-9669 Phone
(970) 232-3101 Fax
Rikke@proctercallahanlaw.com

**ATTORNEY OFFICE FOR LEASE
(417 West Mountain Avenue, Fort Collins)**

We have two offices available for lease. We are looking for attorneys to join our legal building.

Minimum of one year lease required with lease options and long-term lease available as well.

Rents include the use of common area spaces, including conference room, break room, copy room, internet services and client parking.

Monthly rents and security deposits are negotiable.

Please call Bill Kneeland at (970) 493-6556 or (970) 217-5939.

LIGGETT & JOHNSON, P.C. NEW LOCATION



liggett & johnson, p.c.

419 Canyon Avenue, Suite 226 • Fort Collins, Colorado 80521
Office: (970) 482-9770 • Facsimile: (970) 482-0339

LIGGETT & JOHNSON, P.C. WILL BE RELOCATING DECEMBER 29-31, 2014

WE WILL RE-OPEN ON FRIDAY, JANUARY 2, 2015

NEW ADDRESS

419 CANYON AVENUE

SUITE 226

FORT COLLINS, CO 80521

OUR TELEPHONE NUMBER AND EMAIL ADDRESSES REMAIN THE SAME

Furnished Offices for Professionals:

Attorneys, Advocates, Paralegals, Litigation or Compliance Associates, Legal Interns, Legal Writers

Non-Lease Reservations for Available Offices: \$15.00 per hour

"Co-Operative" Lease \$432 per month

Virtual Tenants \$70.00 per month

Legal records require security for Confidential or Limited Access Projects. All Suites are secured by Code-Locks.

~Would a Receptionist Answering Business Calls Monday - Friday be an Asset to Your Business?

Call: 226-3845 to schedule an appointment for a tour of WindSong Office Suites



*WindSong Office Suites - 2nd Floor,
4025 Automation Way Bldg. F, Suite 3
Fort Collins, Co 80525
(970) 226-3845*



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Lease Terms: 3 month, 6 month, and 1 year

Leases include \$200 in additional value added services

Conference Room for 8-12 (Table seats 8 or theater style seating 12)

*** Conference Room Reservations \$25.00 per hour**

*** Discounted rates for 1/2 Day, 3/4 Day, & Full Day**

Xerox® Print Services (available):

*** Commercial Grade Print/Copy/Sort/Collate Capabilities**

*** Oversized Printing (14 x 17)**

Partnering Business Services (Optional):

IT Assistance

QuickBooks® Pro Advisor for Bookkeeping

Business Relations Advisor

Vista Solutions

CC Business Solutions

Pro\$perity Personality Recognition



LOCATED IN COLLINDALE OFFICES AT THE FAIRWAY BUSINESS COMPLEX

LCBA CALENDAR OF EVENTS

DECEMBER 2014

- Thursday, December 11, 2014** **Bench/Bar Happy Hour**
5:00 – 6:30 p.m.
Ace Gilletts
Under the Armstrong Hotel
239 South College, Fort Collins, CO
- Wednesday, December 17, 2013** **Larimer County Women's Bar
Holiday Social**
4:30 p.m. to 6:30 p.m.
Ace Gillett's
239 S. College, in the basement of the
Armstrong Hotel
- Tuesday, December 30, 2014 LCBA CLE**
12:00 – 1:00 p.m.
Jury Room, Justice Center
An Independent Disciplinary Tribunal
Ensuring Public Protection and
Guaranteeing Due Process
- Friday, February 27, 2015 and
Saturday, February 28, 2015** **Northern Colorado Regional High
School Mock Trial competition**
Justice Center
201 LaPorte Avenue, Fort Collins, CO
Friday rounds at 1:00 p.m. and 4:00 p.m.
Saturday rounds 10:00 a.m. and 2:00 p.m.
- Friday, March 6, 2015** **Term Day (watch for details)**

JOB OPPORTUNITY

Labor & Employment Attorney, Cheyenne (Reference #60160111)

The Cheyenne office of Holland & Hart is seeking an associate with at least 2-4 years of solid experience to join its Labor & Employment group. Employment litigation experience is a plus. Holland & Hart is the largest law firm based in the Mountain West with more than 470 lawyers in 15 offices. It is also the only law firm based in the Mountain West ranked on The American Lawyer's list of the top 200 law firms in the United States.

Requirements: Successful candidates will have an energetic personality, interpersonal skills, and the ability to work in a team environment. Excellent legal research and writing skills are required. Preferred candidates will possess a strong academic background, practical law school experience (law review, law journal, moot court, or trial advocacy team), and/or judicial clerkship experience. Please apply directly online at <http://careers.hollandhart.com/viSelfApply/viRecruitSelfApply/ReDefault.aspx?FilterREID=2&FilterJobCategoryID=6> and be prepared to submit your resume, cover letter, and law school transcript to Sarah Earnest, Recruitment Coordinator at SEarnest@hollandhart.com. No phone calls or unsolicited resumes from search firms, please. Holland & Hart is an Equal Opportunity Employer.

MOCK TRIAL

February 27 and February 28

The Northern Colorado Regional High School Mock Trial competition will take place at the Larimer County Justice Center on February 27, 2015 (rounds at 1:00 p.m. and 4:00 p.m.) and February 28, 2015 (rounds at 10:00 a.m. and 2:00 p.m.). We need 3 attorney volunteers per trial to score the performances of the kids. We anticipate having 5-6 trials going for each round. If you are willing to volunteer for any of the above times we would really appreciate it. To volunteer, you can contact Linda Connors at 494-3540, Stacey Aurzada at Stacey.Aurzada@Greeleygov.com or Sunita Sharma at sunita@sunitasharmalaw.com

**LARIMER COUNTY BAR ASSOCIATION
CONTINUING LEGAL EDUCATION**



**AN INDEPENDENT DISCIPLINARY TRIBUNAL
ENSURING PUBLIC PROTECTION AND GUARANTEEING
DUE PROCESS.**

Judge William Lucero, the Presiding Disciplinary Judge, will provide an introduction to the Office of the Presiding Disciplinary Judge (PDJ), an overview of the disciplinary hearing system, and a discussion of other types of proceedings that come before the PDJ. There will also be an opportunity for a brief Q&A session with Judge Lucero.

DATE: DECEMBER 30, 2014

TIME: 12:00 to 1:00

PLACE: JURY ROOM, JUSTICE CENTER

FREE OF CHARGE AND NO RESERVATION REQUIRED

Approved for:

1 hour of GENERAL CLE CREDIT

1 hour of ETHICS CLE CREDIT

LARIMER COUNTY WOMEN'S BAR ASSOCIATION HOLIDAY SOCIAL

The Larimer County Women's Bar Association Holiday Social will be held on Wednesday, December 17 from 4:30 p.m. to 6:30 p.m. at Ace Gillett's (239 S. College, in the basement of the Armstrong Hotel). Please join us - no need to RSVP.

COURT NEWS

Mandatory E-Filing for criminal case types, CR, M,T and JD will go into effect for the 8th Judicial District in both Larimer and Jackson Counties on Tuesday, January 20, 2015. Additional information is available on the 8th Judicial District website under Special Announcement located at: http://www.courts.state.co.us/Courts/County/Index.cfm?County_ID=22 .

Janelle J. Brunin
8th Judicial District
District Administrator
201 Laporte Avenue, Suite 100
Fort Collins, CO 80521-2761
New Telephone Number* [970-494-3593](tel:9704943593)**
cell: [\(970\) 412-1118](tel:9704121118)
www.courts.state.co.us

District Court, Larimer County, State of Colorado
Court Address: 201 LaPorte Ave., Suite 100
Fort Collins, CO 80521-2761

Re Criminal E-Filing

▲ COURT USE ONLY ▲

Ctrm: 3A

ADMINISTRATIVE ORDER 2014-5

Effective January 20, 2015, all new District and County Court criminal cases shall be subject to mandatory electronic filing using the State's E-Filing system. This includes the following case types: CR, M, T, and JD.

In cases filed prior to January 20, 2015, all documents filed after that date, shall be filed electronically.

Documents shall be electronically filed and served in accordance with Colorado Rules of Criminal Procedure 49.5 (a copy of which is attached) and Chief Justice Directive 11-01 as currently in effect, and as subsequently amended.

Documents must clearly identify which attorney(s) signed the document.


All documents relating to a single pleading or other filing may be filed electronically as a separate document but as a single filing submission. For example: a motion shall be filed as the principal document while exhibits to the motion shall be filed as attachments within the same submission. Parties shall not upload documents into the E-Filing system in any manner that prevents the Court from copying/pasting text or employing enhanced search functionality within the document. All proposed orders shall be submitted in editable format and will be rejected by the Clerk's office if they are not. The submission of documents for an *in camera* review will continue to be done in paper format until further notice.

All judicial rulings, opinions, orders and other written communications from the Court shall be electronically filed.

Parties not represented by counsel may file documents in paper format. Court staff shall scan and upload documents into the E-Filing system. No additional fees shall be charged to *pro se* litigants for scanning and uploading.

The Clerk of the Court may accept paper filings from attorneys whose primary area of practice is outside the 8th Judicial District. After notice to an attorney that all future documents are to be e-filed, the Court will charge a fee of \$50.00 per document for the service of scanning and uploading a document filed in paper form, pursuant to Rue 49.5.

So Ordered in Fort Collins, Colorado this 26th day of November, 2014

A handwritten signature in black ink, appearing to read "Stephen J. Schapanski", written over a horizontal line.

Stephen J. Schapanski
Chief Judge
Colorado Eighth Judicial District

RULE CHANGE 2014(12)

**COLORADO RULES OF CRIMINAL PROCEDURE
(New) Rule 49.5 Electronic Filing and Service System**

RULE 49.5 ELECTRONIC FILING AND SERVICE SYSTEM

1. Types of Cases Applicable: E-Filing and E-Service may be used for certain cases filed in the courts of Colorado as the service becomes available. The availability of the E-System for criminal cases will be determined by the Colorado Supreme Court and announced through its web site <http://www.courts.state.co.us/supct/supct.htm> and through published directives to the clerks of the affected court systems.

2. E-Filing May be Mandated: With the permission of the Chief Justice, a chief judge may mandate E-Filing within a county or judicial district for specific case classes or types of cases. A judicial officer may mandate E-Filing and E-Service in that judicial officer's division for specific cases, for submitting documents to the court and serving documents on case parties. Where E-Filing is mandatory, the court may thereafter accept a document in paper form and the court shall scan the document and upload it to the E-Service Provider. After notice to an attorney that all future documents are to be E-Filed, the court may charge a fee of \$50 per document for the service of scanning and uploading a document filed in paper form. Where E-Filing and E-Service are mandatory, the Chief Judge or appropriate judicial officer may exclude pro se parties from mandatory E-Filing requirements.

3. Definitions:

(a) Document: A pleading, motion, writing or other paper filed or served under the E-System.

(b) E-Filing/Service System: The E-Filing/Service System ("E-System") approved by the Colorado Supreme Court for filing and service of documents via the Internet through the Court-authorized E-System provider.

(c) Electronic Filing: Electronic filing ("E-Filing") is the transmission of documents to the clerk of the court, and from the court, via the E-System.

(d) Electronic Service: Electronic service ("E-Service") is the transmission of documents to any party in a case via the E-System. Parties who have subscribed to the E-System have agreed to receive service of filings via the E-System, except when personal service is required.

(e) E-System Provider: The E-Service/E-Filing System Provider authorized by the Colorado Supreme Court.

(f) Signatures:

(I) Electronic Signature: An electronic sound, symbol, or process attached to or logically associated with an electronic record and executed or adopted by the person with the intent to sign the E-Filed or E-Served document.

(II) Scanned Signature: A graphic image of a handwritten signature.

4. To Whom Applicable:

(a) Attorneys licensed or certified to practice law in Colorado, or admitted pro hac vice under C.R.C.P. 205.3 or 205.5 may register to use the E-System. The E-System Provider will provide an attorney permitted to appear pursuant to C.R.C.P 205.3 or 205.5 with a special user account for purposes of e-filing and e-serving only in the case identified by a court order approving pro hac vice admission. In districts where E-Filing is mandated pursuant to Subsection 13 of this Rule 49.5, attorneys must register and use the E-System.

(b) Where the system and necessary equipment are in place to permit it, pro se parties and government entities and agencies may register to use the E-System.

5. E-Filing--Date and Time of Filing: Documents filed in cases on the E-System may be filed under Crim. P. 49 through an E-Filing. A document transmitted to the E-System Provider by 11:59 p.m. Colorado time shall be deemed to have been filed with the clerk of the court on that date.

6. E-Service /- When Required /- Date and Time of Service: Documents submitted to the court through E-Filing shall be served in accordance with Crim. P. 49 by E-Service to parties who have subscribed to the E-System. A document transmitted to the E-System Provider for service by 11:59 p.m. Colorado time shall be deemed to have been served on that date.

7. Filing Party to Maintain the Signed Copy--Paper Document Not to Be Filed--Duration of Maintaining of Document: A printed or printable copy of an E-Filed or E-Served document with original, electronic, or scanned signatures shall be maintained by the filing party and made available for inspection by other parties or the court upon request, but shall not be filed with the court. Documents shall be maintained in accordance with the Rules of Professional Conduct.

8. Documents Requiring E-Filed Signatures: For E-Filed and E-Served documents, signatures of attorneys, parties, witnesses, notaries and notary stamps may be affixed electronically or hand-written and scanned.

9. Documents under Seal: A motion for leave to file documents under seal may be E-Filed. Documents to be filed under seal pursuant to an order of the court, if filed electronically must be submitted separately from the Motion to Seal.

10. Transmitting of Orders, Notices and Other Court Entries: Courts shall distribute orders, notices, and other court entries using the E-System in cases where E-Filings were received from any party.

11. Form of E-Filed Documents: C.R.C.P. 10 shall apply to E-Filed documents.

12. Relief in the Event of Technical Difficulties:

(a) Upon satisfactory proof that E-Filing or E-Service of a document was not completed because of: (1) an error in the transmission of the document to the E-System Provider which was unknown to the sending party; (2) a failure of the E-System Provider to process the E-Filing when received, or (3) other technical problems experienced by the filer or E-System Provider, the court may enter an order permitting the document to be filed nunc pro tunc to the date it was first attempted to be sent electronically.

(b) Upon satisfactory proof that an E-Served document was not received by or unavailable to a party served, the court may enter an order extending the time for responding to that document.

13. Form of Electronic Documents

(a) **Electronic document format, size and density:** Electronic document format, size, and density shall be as specified by Chief Justice Directive # 11-01.

(b) **Multiple Documents:** Multiple documents (including proposed orders) may be filed in a single electronic filing transaction. Each document (including proposed orders) in that filing must bear a separate document title.

(c) **Proposed Orders:** Proposed orders shall be E-Filed in editable format. Proposed orders that are E-Filed in a non-editable format shall be rejected by the Court Clerk's office and must be resubmitted.

14. Document Security Level. Documents filed in a criminal case will not be electronically available to persons other than the parties until reviewed and provided by the clerk of court or his or her designee.

15. Protective Orders. Nothing in these rules shall prohibit a court from ordering the limitation or prohibition of a nonparty's remote electronic access to a document filed with the court.

COMMITTEE COMMENT

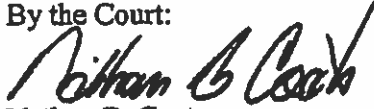
The Court authorized service provider for the program is the Integrated Colorado Courts E-Filing System (www.jbits.courts.state.co.us/icces).

"Editable Format" is one which is subject to modification by the court using standard means, such as Word or WordPerfect format.

C.R.C.P. 77 provides that courts are always open for business. This rule is intended to comport with that rule.

Adopted by the Court, En Banc, September 24, 2014 effective immediately.

By the Court:



Nathan B. Coats
Justice

The logo for ICCES (Integrated Colorado Courts E-filing System) features the acronym "ICCES" in a bold, white, sans-serif font. To the right of the text is a circular seal with a red border and a central emblem.

Information about criminal e-filing

Integrated Colorado Courts E-filing System

Criminal e-filing will begin in the 8th Judicial District (Larimer and Jackson counties) on **Tuesday, January 20th, 2015**.

Commonly Asked Questions

Q: *How do I register for an account?*

A: If you are part of the district attorney's office or the public defender's office, your account will be created by a local administrator in your office with the help of the ICCES support team. If you register for an account on your own, it will not be connected to your office.

Private attorneys who do not already have an account should go to <https://www.jbits.courts.state.co.us/icces> and click the *Create Account* link to register for an ICCES account.

Q: *When will training be available?*

A: If you are part of the district attorney's office or the public defender's office, training sessions will be communicated through your office administration.

Private attorneys may register for available training at: <http://www.courts.state.co.us/iccestraining>. Click on the register for training button to find the available training sessions.

Q: *Will e-filing be mandatory in criminal cases?*

A: Each court location will determine if/when criminal e-filing will be mandatory. The 8th Judicial District will make it mandatory as of January 20th, 2015.

Q: *Where can I learn more about criminal e-filing?*

A: The Colorado Judicial Branch's website contains more information, including e-filing and e-service fees, e-filing rules, directives and the rollout schedule for the rest of the state. You can view this information at: <http://www.courts.state.co.us/icces>. Alternatively, you may also navigate to the Judicial Branch homepage and click on *Information for Attorneys* and then the blue ICCES logo.

The 19th Judicial District Bench-Bar Committee
and
The Weld County Bar Association, Inc.
proudly present

The 11th Annual Nuts & Bolts CLE

Friday, December 12, 2014

Clarion Hotel & Conference Center
701 8th Street
Greeley, CO 80631

**9.0 CLE Credits
4.4 Ethics
Approved!**



Seminar Schedule

- 7:30 am *Registration Opens / Continental Breakfast*
- 8:20 am *Welcome and Introduction*
-Magistrate Mark Gonzales, Weld County Courts
- 8:30 am *State of the Courts (an update on the 19th Judicial District)*
-The Honorable Todd L. Taylor, District Court Judge
- 8:45 am *Treatment Court and What it Means for You*
-The Honorable Michele Meyer, District Court Judge
- 9:00 am *Oil and Gas Issues in the Probate World*
-Lee J. Morehead, Esq., Otis, Bedingfield & Peters, LLC
- 9:30 am *Oil and Gas Development*
-Crystal J. McDonough, Esq., Pathfinder Law Offices, LLC
- 10:00 am *Networking Break*
- 10:15 am *Brain Science and Related Ethical Considerations for Lawyers*
-Dr. Sarah Watamura, PhD., Associate Professor of Psychology & Director of Stresses, Early Experiences, and Development (SEED) Center
- 12:15 pm *Lunch and Round Table Discussions*
- 1:00 pm *What You Should Have Learned in Law School*
-Lisa D. Weibel, Esq., Law Office of Lisa D. Weibel and Myles S. Johnson, Otis, Bedingfield & Peters, LLC
- 1:50 pm *Criminal Law for Non-Criminal Lawyers*
-Christopher G. Collins, Esq., Collins Liu & Associates, LLC
- 2:20 pm *Family Law for Non-Family Lawyers*
-Krea Sledge, Esq., Sledge Law, LLC
- 2:50 pm *Civil Law for Non-Civil Lawyers*
-Jennifer Lynn Peters, Esq., Otis, Bedingfield & Peters, LLC
- 3:20 pm *Networking Break*
- 3:30 pm *Ethics in Mediation and the Enigma that is the MOU*
-The Honorable James S. Miller, JAMS and Collie E. Norman, Esq., JAMS
- 4:20 pm *A View from the Bench (What You Need to Know to Win Your Case)*
-The Honorable Elizabeth Strobel, District Court Judge and The Honorable Todd L. Taylor, District Court Judge

Registration

To register:

Complete the included registration form and
mail with payment in the form of check
payable to WCBA to:

Pam Thompson
Otis, Bedingfield & Peters, LLC
1812 56th Avenue
Greeley, CO 80634.

Traveling to Greeley? Reserve a room!
Contact the Clarion Hotel & Conference Center at
970-353-8444 or visit www.clariongreeley.com.

*Reserve your spot now!
Space fills up fast!*



Registration Fees

Attorneys licensed less than one year	FREE*
Member of Weld County Bar Association	
licensed less than 3 years	\$50.00
licensed 3+ years	\$75.00
Member of Larimer County Bar Association	\$100.00
Member of Colorado Bar Association	\$125.00
Paralegal	\$50.00
All others	\$175.00
 Late Registration Fee	
-for registrations after November 30, 2014 please add	\$50.00
 Hard Copy of Materials	\$25.00
Electronic Materials	FREE

**Questions? Need more information? Contact Jennifer Lynn Peters
at jpeters@nocoattorneys.com or 970-330-6700.**

*Limited to the first 50 who register. If you are not among the first 50 to register, you will be contacted and offered the chance to register at a discounted rate of \$50.00.



Registration Form

11th Annual Nuts & Bolts CLE

December 12, 2014

Name: _____

Firm/Organization: _____

Address: _____

Telephone: _____ - _____ - _____

Email: _____

Bar No. _____

Year Admitted: _____

My registration fee of \$_____ is enclosed.

Attorney Licensed Less than 1 Year	FREE
Member of Weld County Bar Association Licensed than 3 Years	\$50.00
Member of Weld County Bar Association Licensed 3+ Years	\$75.00
Member of Larimer County Bar Association	\$100.00
Member of Colorado Bar Association	\$125.00
Paralegal/Legal Assistant	\$50.00
All Others	\$175.00

I want materials in hard copy format and my additional \$25.00 fee is enclosed.

Registration Deadline is November 21, 2014.



Mail this Registration Form with your payment to:

Pam Thompson
Otis, Bedingfield & Peters, LLC
1812 56th Avenue
Greeley, CO 80634