
The MESSENGER

Larimer County Bar Association

June 2009

PRESIDENT'S MESSAGE

Giving it, getting it.

The Colorado Bar Association has recently spent a good deal of time considering what it can do to help its membership weather what in media parlance is referred to as "these tough economic times." LCBA leadership has supported the CBA's efforts in this regard, but I got to thinking about what brings vitality to the practice of law, both in good times and bad. It occurs to me that, regardless of the economics of law, the ride is better when we take the time to give something of ourselves to others.

For those of us who have been around awhile, we tend to forget that we were once fresh-faced and uncertain. If we think back, we most certainly will conjure the people who helped us along the way by mentoring us. By working closely and positively with one person at a time, we can improve the profession and shine some light on the lives of others. I urge all of you who have experience to share it. You'll be surprised at the difference you can make in the life of someone else.

For those of us who are new to the profession, it's important to reach out to your colleagues and your community. Seek out your local Young Lawyers Division leadership. Attend Bar functions. Call on your mentors. Volunteer in your community. These opportunities not only enrich your social and professional experience, but they spread your varied talents to the far corners of our world.

For all of us, regardless of experience or age, the LCBA Pro Bono Program administered by Cindi Hendrix needs our continued active support. The intake sessions, classes and occasional volunteer representation combine to make our Pro Bono Program a model of service. Funding sources for this program are dependent on the interest earned on client funds in our COLTAF accounts. The return on these funds is down due to interest rate declines. Please make sure you give your time to our local Pro Bono program, even if it's only an hour or two here and there. The community will thank you, and the Association will thank you.

Please be sure to mark your calendars for September 11, 2009, this year's Fall Term Day. Enjoy your summer, and remember to shed a little light wherever and whenever you can.

Ian McCargar
LCBA President



PRO BONO Committing Yourself to Pro Bono Work

What prevents you from taking a pro bono case? Possibly fear. Fear that you are not covered by malpractice insurance. Fear that the engaged pro bono client will sue you or bring an ethical action. Fear that you won't devote the time it takes to do a good job. Fear that the pro bono client will take advantage of you and your time. Like most fears, these are IRRATIONAL.

Fear #1: No Malpractice Insurance. MYTH - the LCBA has insurance that covers you.

Fear #2: Disgruntled Pro Bono Client Sues You. MYTH - Who started that ugly rumor?

Fear #3: You Won't Invest the Time to do a Good Job. MYTH - If you're a good lawyer already, you will budget and manage your time appropriately.

Fear #4: The Needy Pro Bono Client. MYTH - The pro bono client will be as needy as you permit. Just as with other clients, this is your issue, not theirs.

Having dispelled these fears for you, without a visit to your therapist, you are now ready to call Cindi Hendrix and take your first pro bono case. The Larimer County Bar Association has approximately 450 members. This past year, 80 of you participated in the Pro Bono Program in some capacity¹; 40 of you actually took cases. That means approximately 18% of LCBA members are participating in the Pro Bono Program, and 9% are taking cases. This year the number of citizens below the poverty line is expected to double. Translation: we need twice as many participants in the LCBA Pro Bono Program.

In a year of economic downturn, we have seen demand for pro bono services increase. I encourage you to make this the year to act. Participate in some way in the Pro Bono Program. This July, the Executive Board will be presented with some new ideas for the Program that will hopefully make it user-friendly and encourage the greater LCBA membership to find their participation niche. Watch for these opportunities. And now that your fears have been dismissed, ACT!

Does your firm have a pro bono policy? Commitment by a firm to pro bono work is very important. Check out this site for a sample policy and get the ball rolling!
http://meetings.abanet.org/webupload/commupload/LL300501/otherlinks_files/Mo_del_pro_bono_policy.pdf

1. You can help by instructing the Domestic Assistance Class which is held every 2nd & 4th Monday at the Justice Center, assisting Cindi with intake clients on Wednesdays from Noon to 2 p.m. on the 4th floor of the Justice Center or in Loveland on Thursdays from 10 a.m. to Noon at the Loveland Community Health Center, or taking a pro bono case.

**Andrea Koppenhofer
Pro Bono Chair**



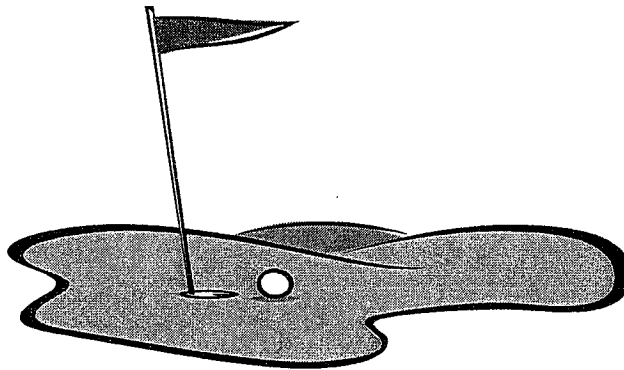


SAVE THE DATE - MARK YOUR CALENDARS
FALL TERM DAY
Friday, September 11, 2009

Watch for details in late July or early August 2009.



TERM DAY GOLF TOURNAMENT
Friday, September 11, 2009



Olde Course at Loveland, 2115 W. 29th Street, Loveland Colorado, with tee times starting at 11:30 a.m. We have times for 40 golfers. The cost to play will be \$65.00 which will include lunch, cart and greens fees, as well as post tournament prizes. The format will be a four person scramble.

To register, please send a check made payable to LCBA to Steve Jouard, Jouard & Pickering PC 2038 Caribou Drive, Suite 100, Fort Collins, Colorado 80525, or call (970) 482-1977 or email steve@jouardpickering.com if you have questions. **Deadline to register is September 4, 2009.**



INVITATION

Friends, colleagues and attorneys are cordially invited to join

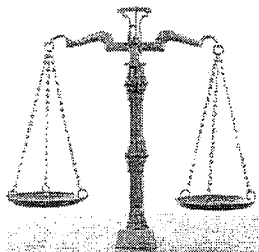
JAMES H. HIATT
Chief Judge

As he celebrates his retirement
After 25 years of service

When: July 31, 2009
Time: 4:00 p.m.
Where: Larimer County Justice Center, Civic Center Plaza



The LARIMER COUNTY BAR ASSOCIATION
SPONSORED CLE
PRESENTS
ELDER LAW UPDATE



When: Thursday, August 6, 2009
1:00 pm to 3:00 pm - Presentation
4:00 pm to 5:00 pm - Cocktail Hour

Where: Fort Collins Hilton - Salon 4
425 West Prospect
Fort Collins, Colorado

Cost: At the unbelievable low cost of \$30.00

3 CLE credits applied for

To sign up make check payable to: LCBA

Send to:

Jouard & Pickering, P.C.
Attention: Shelly Torimaru
2038 Caribou, Suite 100
Fort Collins, Colorado 80525

Deadline to sign up is July 30, 2009

Attorney: _____

Address: _____

Telephone: _____

Email address: _____

**EIGHTH JUDICIAL NEWS
Tidbits from the Clerks' Office**

**LEGISLATIVE UPDATE
June 2009**

The filing fees for county court civil and for domestic relations cases go up as of July 1. See information below. The new fee chart is now available on the Colorado Courts Website at www.courts.state.co.us.

SB08-206 Facilities Building Fund

Effective Date: 07-01-09

This bill was passed last year but had items in it that went into effect this year.

Filing fees for all county civil cases are increasing.

New filing fee: \$87.00

New response fee: \$82.00

The fee chart (JDF 1) reflects the changes. It is posted on the judicial website. All county court instructions will be updated to reflect the new fees.

SB09-241

Effective Date: 07-01-09

DNA Crime Prevention & Exoneration of the Innocent Act (Katie's Law)

New surcharge of \$2.50

New Code: GTSC - Genetic Testing Surcharge

This surcharge shall be assessed on all CR, M, T & R cases resulting in a conviction or deferred judgment and sentence.

SB 09-68

Effective Date: 07-01-09

Concerning Fund to Support Domestic Abuse Services

Domestic Filing fees will increase by \$10.00

New Code: DAFV is established with \$5.00 to be allocated to the Domestic Abuse Program Fund and \$5.00 to the Family Violence Justice fund.

Petition for Dissolution or Legal Separation -\$230

Petition for Allocation of Parental Responsibilities - \$222

Response: \$116

Motion to modify - still \$105

See fee chart for additional fees

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JUSTICE CENTER BLOOD DRIVE

Sign up Today to make the Justice Center Blood Drive Successful!

Date: Friday, July 17, 2009

Time: 8 am to 3 pm

Location: Jury Assembly, 2nd Floor of the Larimer County Justice Center.

To help with planning and scheduling please stop by the JURY office on the 2nd floor of the Justice Center to sign up for a time. Walk-ins are welcome - please try to come on half hour

slots. Be sure to eat before donating and bring a picture ID with you! Free Juice, Pretzels and Cookies!

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A MESSAGE FROM JUDGE HIATT

As most of you know I am retiring July 31st. I have seen a lot of changes over the 25 years since I began, first as a Magistrate and then as a District Judge. One thing that hasn't changed is the high level of professionalism, ethical standards, and competence of the members of the Larimer County Bar. I want to take this opportunity to acknowledge that, and express my respect and appreciation to all of you. At times I've disagreed with some of you over specific cases or legal issues, but it remains true that one reason this job has been so rewarding has been the quality of the lawyers. Thank you all for that.

The bench and bar will face more changes in the future, driven by population growth, economic issues, and other factors. I know as our community continues to evolve the members of the Larimer County Bar will preserve the professionalism and other positive qualities that make our community so fine.

Dana and I will continue to reside in Fort Collins, and we're sure we'll see many of you, in various settings, in the months and years ahead.

**All the best,
James H. Hiatt, Chief Judge**

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**COLORADO JUDICIAL DEPARTMENT
EIGHTH JUDICIAL DISTRICT
June 15, 2009
35059
JOB ANNOUNCEMENT
DISTRICT/COUNT COURT MAGISTRATE**

Applications are being accepted for a half time (0.50) Magistrate position in the Eighth Judicial District. The work will entail handling such court matters as are consistent with the Colorado Rules for Magistrates, as well as any other duties assigned by the Chief Judge of the Eighth Judicial District. The primary duties will be divided between serving as a County Court Magistrate handling the Small Claims docket and as a District Court Magistrate involved with civil matters entailing case management and handling discovery disputes. The Small Claims docket includes holding court one Wednesday evening and one Saturday each month.

Location: Larimer County Justice Center, 201 La Porte Ave, Fort Collins

Minimum Qualifications: Requires an attorney at law licensed to practice in the State of Colorado and at least five years of experience as a practicing attorney. Canon 8 of the Colorado Code of Judicial Conduct is applicable to this position.

Salary: \$4,585 per month. State employee benefits will be available.

Application Process:

Submit required Colorado Judicial Employment Application Form, letter of interest and resume to:

Scott Courtney, Judicial Administration
201 La Porte Ave., Suite 100
Fort Collins, Colorado 80521-2761.
970-498-6260

Employment application is available at
<http://www.courts.state.co.us/chs/hr/employment/jobann/jobannpage.htm>
or in the Judicial Administration Office located on the second floor of the Larimer County Justice Center.

A complete job description is available at
<http://www.courts.state.co.us/jobs/jobdata.cfm?jobid=105> or call 970-498-6260.

Application Deadline: Postmarked by no later than July 1, 2009.



**SECOND ANNOUNCEMENT, JOINT GOLF EVENT, SEPTEMBER 25, 2009
(Note contact person has changed for Larimer County members)**

Larimer County Bar Association golfers, our friends in Weld County and Adams/Broomfield County have scheduled a golf event for Friday, September 25, 2009, to take place at the Greeley Country Club. This event promises to be a great occasion to mingle with our colleagues from neighboring Associations, and take in a great game of golf at a classic venue. Only the first twelve golfers from the LCBA will be accepted, the field being limited. The format for the event has yet to be determined.

For details and registration information for the LCBA, please contact Dan Dean, at (970) 221-5600 or ddean@dean-reidllc.com

This is the second of a few notices you will receive, but please mark your calendars and contact Dan if you're interested.



**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

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The Larimer Women's Bar Association meets the first Wednesday of the month. The meetings are at noon. For more information, please contact L.Joy Griebenow of Conley Rose, P.C. at (970) 232-3093 or email her at lgriebenow@conleyrose.com

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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.

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The Larimer County Young Lawyers meets the third Wednesday of every month. If you are interested in their group, contact Jennifer Stewart at (970) 482-7777 or email her at jennifer.stewart@hshh.com for more details.

The Larimer County Practice Manual has been updated and is now available for the cost of \$55 for members/\$65 for non-members. If you would like one, please contact William Cooney at (970) 494-9911 or email him at colawyer@comcast.net.

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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@lswpc.com.

If you haven't checked out our webpage, you can find it at the Colorado Bar Association website at [cobar.org](http://www.cobar.org) through Inside the Bar, Local Bar Associations links or <http://www.cobar.org/page.cfm/ID/20149/>.



**ATTORNEY SEEKING CONTRACT
OR PERMANENT POSITION**

Licensed attorney seeking contract or permanent position. Experienced in estate planning/administration; tax; real estate and HOA; research and appellate brief writing; business and non-profit incorporations; municipal and utility; contractual and transactional; litigation and collections, etc.

**Carol Johnson in Loveland,
970-669-1138;
carol-530@comcast.net**

OFFICE SPACE

Large office space immediately available for office sharing in a brand new building located in Loveland near the Budweiser Event Center. Office share would include a large office with wonderful views of the Rocky Mountains, full time receptionist, beautiful conference room, copy and fax machine, supplies and available part time assistant negotiable. Perfect for attorneys/professionals. Stop by and see the office space available.

Contact either Troy Ukasick or Amy at (970) 663-3336, for a tour.

Young Lawyers Division of the Larimer County Bar Association

BROWNBAG CLE:

Wednesday, July 8, 2009 at 12:00 p.m.

**Larimer County Justice Center—
JURY ASSEMBLY ROOM**

- The Young Lawyers Division of the Larimer County Bar Association is pleased to announce a Brownbag CLE entitled **A Meditation on Mediation: Who, What, When, Where, How and Why.**
- This program will provide an overview of the mediation process in Larimer County offered through the Office of Dispute Resolution and Larimer Mediation. Specifically, the program will discuss the types of cases they are involved with, the mechanics of scheduling a mediation, the mediators' philosophies of dispute resolution, the roles of the parties, and will provide suggestions for drafting settlement agreements following mediations.
- This CLE will be led by Julie Kunce Field and Holly Panetta of the Office of Dispute Resolution and Larimer Mediation.

1 GENERAL CLE CREDIT

Brought to you by the Larimer County Bar Association Young Lawyers.
Please contact John Wells at 482-4011 with any questions.

Larimer County Bar Association
Executive Committee 2009 - 2010

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by the President or EC**

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2009 - 2010

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Cindi Hendrix (paralegal/coordinator)

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