

District of Alaska

Lawyer Representatives' Annual Report District of Alaska

From: LRCC Alaska District Chair Gregory S. Fisher

Re: 2008-09 District Report

Key Activities

The District of Alaska is in the process of planning for celebrations to commemorate its 50th Anniversary in February 2010. During the year, the District welcomed three new part-time Magistrate Judges, Leslie Longenbaugh (Juneau), Michael Thompson (Ketchikan), and Scott Oravec (Fairbanks). Lawyer representatives met quarterly with available district judges, magistrates, the Clerk of Court, the U.S. Attorney, and the Federal Defender to discuss matters of interest. Topics varied and included, among other subjects, efforts underway to commemorate the District of Alaska's 50th Anniversary, the opening of a new satellite office for the USAO in Juneau, publication criteria, and efforts to strengthen and improve communication channels between the Bench and Bar.

In August 2008, Judge Fisher, Judge Dorothy Nelson, and Judge Tashima heard oral argument on a number of appeals from the District of Alaska for the annual 9th Circuit Alaska Calendar. The panel also participated in a Bench/Bar CLE co-hosted by the Alaska Bar Association and the Alaska Chapter of the Federal Bar Association. In addition, Judge Nelson accepted an invitation to address a lunch meeting of the Alaska Chapter of the Federal Bar Association. Gregory Fisher, Ken Diemer, and Peter Partnow guided the Judges and law clerks on a hike after work one evening.

Also in August 2008, Chief Judge Kozinski visited the District on a brief trip. Lloyd Miller and his wife Heather Kendall-Miller hosted Judge Kozinski at a dinner.

In May 2009, the District meeting occurred in conjunction with the Alaska Bar Association convention. As part of convention activities, Magistrate Judge Deborah Smith coordinated a Criminal Law practice and procedure CLE that was co-sponsored by the District and the Alaska Chapter of the Federal Bar Association.

50th Anniversary

The District of Alaska is planning a number of events beginning in the range of January-February 2010 to commemorate the court's 50th Anniversary. Chief Judge Sedwick convened a committee of judges, lawyers, and other interested persons to help plan and coordinate these events. Committee co-chairs are Ida Romack and Leroy Barker. Mr. Barker is a distinguished lawyer with a long and respected career in Alaska. Other key members of the committee include Senior Judge Holland, Senior Judge Singleton, Court Librarian Cate Davidson, lawyer and historian Tim Lynch, and former

lawyer representative Donna Willard. Planned events include informational exhibits at local museums, publications addressing leading cases and figures, and other public relations ceremonies.

Federal Bar Association

The District's Judges and lawyer representatives are actively involved with the Alaska Chapter of the Federal Bar Association. The Chapter currently meets once a month. Each lunch meeting features a speaker or presentation addressing a topic of interest to the federal bar and bench for which MCLE credit is available. Speakers in the past year have included the District's Court Rules Attorney Tom Yerbich (who addressed the Chapter on Local Rules and FRCP amendments), Lloyd Miller and Heather Kendall Miller (who discussed Indian Law issues in connection with President Obama's administration), Pam Richter and Natalie Day (personnel from the Court Clerk's office who discussed common errors they see practitioners making), Chief Justice Dana Fabe of the Alaska Supreme Court, and Judges Sedwick, Beistline, Holland, and Burgess (who discussed federal practice and procedure issues). Upcoming or planned events include one or more of the Judges who will sit on the Alaska Calendar in early August 2009, Federal Defender Rich Curtner (who will address CJA panel issues), and Leroy Barker (Co-chair of the District's 50th Anniversary committee). The Chapter may host Judge Kleinfeld at a lunch in late September, and is also attempting to set up a videoconference presentation by Chief Judge Kozinski. Plans are underway to schedule a lunch meeting to address pro bono subjects (hopefully with Leonard Feldman, who is the District's pro bono appellate coordinator).

Lawyer Representatives

The current lawyer representatives for the District of Alaska are Gregory Fisher, Ruth Hamilton Heese, Sara Gray, and Frank Pfiffner. Gregory is completing his term which expires in September of this year. His replacement has not yet been named. Ruth's term expires in September 2010. Sara's and Frank's terms will expire in September 2011. In addition, Lloyd Miller is serving a term on the Circuit Conference Executive Committee. Gregory Fisher also serves as the President of the Alaska Chapter of the Federal Bar Association, Ruth Hamilton Heese is the Chapter Treasurer, and Lloyd Miller is an At-Large Member of the Chapter's Board.

District of Arizona

United States District Court for the District of Arizona, 2009 District Report

Lawyer Representatives:

Three-year Term Expires

Sean Brearcliffe	2009
Christina Cabanillas	2009
Andrew Jacobs (Co-Chair)	2009
John Masterson	2009
John Doran	2009
Dan Collins	2010
Maria Davila	2010
Ann Harwood (Co-Chair)	2010
Ed Laber	2010
Vince Lacsamana	2010
Rob Charles	2011
Geoffrey T. Cheshire	2011
Kelly J. Flood	2011
Geoffrey M.T. Sturr	2011
Madeline C. Wanslee	2011

Appellate Lawyer Representatives:

Bennett Cooper (Chair, Appellate Reps)	2012
Mark Caldwell	2010

District Conference

The 2009 Arizona District Conference was held in Tucson, Arizona on March 6, 2009 at the Westward Look Resort. Approximately 200 judges and lawyers attended this year's conference, making it the best attended ever. The venue in particular was well-received. The conference was sponsored by the Arizona Ninth Circuit Lawyer Representatives.

Our conference began with breakfast. Our breakfast speaker was United States Attorney, Diane J. Humetewa, who spoke on her perspectives as U.S. Attorney, and more specifically, concerning the different prosecutorial priorities of the prior and current administrations.

The general session consisted of two presentations. The first presentation was "The Supreme Court In The Time Of The Forty-Third President: 2001-2009," which focused on a variety of Supreme Court developments and the Bush Administration's positions in the Supreme Court, on matters such as terrorism, gun rights, and search and seizure. The panelists were: former Assistant Attorney General of the United States Ronald Tenpas, University of California-Davis Professor Vik Amar, University of Arizona Professor David Marcus, and Lawyer Representative Andrew Jacobs (moderator). The second general session presentation was "The Neurobiology of Addiction" by Dr. Leo Kadehjian.

Lunch included both a “State of the District” address by our Chief Judge, the Hon. John M. Roll, and a panel, “Questions from the Bar for the Bench” by Hon. Raner C. Collins, Hon. James A. Teilborg, Hon. David K. Duncan, Hon. Jennifer C. Guerin, and Lawyer Representative Ed Laber (moderator). The afternoon consisted of breakout sessions for Criminal, Civil and Bankruptcy practitioners. Civil law breakout topics and their presenters included: The Future of Chevron Deference (Prof. Vik Amar), Punitive Damages After Exxon (Robert Mandel, Esq.), and Perspectives on Jury Voir Dire (Hon. Neil V. Wake, and Hon. Frederick J. Martone). The Criminal law breakout session, Access to Justice in Arizona's Indian Country, was a lively and fascinating discussion among U.S. Attorney Diane J. Humetewa and head Federal Defender Jon M. Sands. Hot Topics in Criminal Law was presented by attorneys Leslie Bowman, John Boyle, Bruce Ferg, and Dan Kaplan. The Bankruptcy law breakout topics were Securitization Alphabet Soup: What Does It All Mean?, featuring our Chief Bankruptcy Judge, the Hon. Redfield T. Baum, the Hon. James M. Marlar, and attorneys Jeff Wagner, and Daniel Williams, and Whose Loan Is It Anyway? (Who Owns the Loan and What Rights Does That Confer?), led by the Hon. Eileen W. Hollowell, the Hon. Randolph J. Haines, and attorney Robert Shely. The high caliber and entertainment value of the Breakout Sessions were greatly appreciated by all in attendance.

The 2009 Arizona District Conference ended with an outdoor reception honoring our breakfast speaker, U.S. Attorney Humetewa. Chief Judge Roll presented U.S. Attorney Humetewa with a plaque and a gift of appreciation for her many years of service to our District.

Lawyer Representative Activities

Brown Bag Lunches With the Court

On April 29, 2009 (in Phoenix) and on May 18, 2009 (in Tucson), the District Court hosted “brown bag” lunches for lawyer representatives from Phoenix and Tucson to exchange ideas and discuss matters of interest to the court and practitioners. The judges and practitioners in attendance discussed a wide range of topics, including topics to be considered for presentation at the 2010 District Conference, an assessment of the 2009 District Conference, matters relating to local rules, recent developments in the law, administrative burdens upon the Court, and facilitating bench-bar dialogue.

Participation in Conferences

Arizona's Ninth Circuit Lawyer Representatives actively participated in a variety of conferences within the Ninth Circuit. Dan Collins helped prepare the program for the December 2008 gathering of Chief Bankruptcy Judges in Maui. Andrew Jacobs and Ann Harwood attended the Chief District Judges' conference in Newport Beach in February 25-26, 2009. Andrew Jacobs co-presented a panel on pro bono program management on November 15, 2008 to the Appellate Judges' Educational Institute, and co-presented a different panel on issues in pro bono program management both in Newport Beach to the Chief District Judges and again on May 7, 2009 to the Executive Board of the Magistrate Judges.

Pro Bono Program

The Lawyer Representatives continued their work on the program, founded in 2007, through which the District Court seeks counsel to appoint in particular pro se matters. The Lawyer Representatives presented information about the program to those assembled at the District Conference. The District Court added the program to its website. See <http://www.azd.uscourts.gov/>. Lawyer Representative Geoff Sturr joined the program as a co-coordinator. The other co-coordinator, Lawyer Representative Andrew Jacobs, met with the District Judges on May 4, 2009 concerning various issues relating to the program. Both Sturr and Jacobs worked to place many cases. The program has placed roughly thirty matters since early 2007, and is understood to be the subject of a short profile upcoming in The American Lawyer.

July 2009 Ninth Circuit Conference Arizona District Dinner

This year's District Dinner will be held at Stokes' Restaurant in Monterey on July 21.

Central District of California

To: Members of the Ninth Circuit Judicial Conference

From: Samantha C. Grant and Paula Pearlman, Co-Chairs, Central District of California Lawyer Representatives

Date: June 17, 2009

Re: District Report

This report is submitted on behalf of the Lawyer Representatives for the Central District of California (“Lawyer Representatives”) and relates to their activities and events in the past year. As discussed below, the Lawyer Representatives from this District were actively involved with the Courts and the community in a variety of ways. From the creation of new committees to foster alumni relations among former Lawyer Representatives to organizing a congressional outreach program designed to bridge the gap between the judicial and legislative branches, the Lawyer Representatives provided tremendous assistance to the Court. This year, Chief Judge Audrey B. Collins became the new Chief Judge, following the completion of Chief Judge Alicemarie H. Stotler’s term as Chief Judge.

A. Lawyer Representatives

Attached to this report are the names of the current Lawyer Representatives for the Central District of California and their respective terms of service.

B. District Activities

The Lawyer Representatives have been involved in a variety of activities with the District Court. Some examples follow:

The Annual Directory of Lawyer Representatives. The Lawyer Representatives published their annual directory of members, affectionately referred to as the “Look Book.” The Look Book provides a photograph and brief biography of each member. Now in its sixth consecutive year, the Look Book has proven to be a valuable resource to the Court and the Lawyer Representatives. The Look Book allows the Judges to become familiar with the Lawyer Representatives, their backgrounds, practices and hobbies, as well as introducing the various Lawyer

Representatives to each other. The Look Book is updated annually and distributed to all members of the Court and the Lawyer Representatives. The Judges have often expressed their appreciation for this unique and helpful publication.

Annual Chinatown Dinner. The Lawyer Representatives and the Central District Judges met again for a social evening in Chinatown. It was an opportunity for the Judges and Lawyer Representatives to meet informally to share concerns and interests regarding Court activities.

Congressional Outreach. The Lawyer Representatives organized a congressional outreach reception which afforded the Judges an opportunity to address a variety of issues, including ones affecting the judiciary, with the District's legislative representatives.

Court Committee Assistance. The Lawyer Representatives also participated in the attorney settlement panel selection committee. This committee worked with the Court and was able to provide valuable assistance in the day-to-day needs of the court. The attorney settlement panel selection committee aided the District in reviewing applications for attorney settlement officers.

The Lawyer Representatives also initiated a local rule regarding the admission of attorneys to the Central District who are admitted to the California bar as Registered Legal Services Attorneys (out of state attorneys practicing law in a non-profit legal services organization). Previously, these attorneys would be admitted on a pro hac vice basis for each case rather than admission to the Central District for all purposes. This was a collaboration between the California Access and Fairness Commission, Federal Courts Committee and the Central District Court's Local Rules Committee.

These are just some of the Lawyer Representative's accomplishments. As is apparent, the Lawyer Representatives were extremely active with the court and the community.

C. District Conference

The District Conference was held on April 17-19, 2009, at the Ojai Valley Inn & Spa. We are pleased to report that the conference was well attended. The venue and the program provided the Court and Lawyer Representatives an

opportunity to hear from diverse view points on a range of educational subjects. All of the conference participants were provided with extensive educational materials and a book published by the conference's Friday dinner speaker.

On the first night of the conference, after the Chief Judge welcomed the participants, the attendees mingled over dinner and then heard a talk from Cliff Sloan, author of "The Great Decision" a book about *Marbury vs. Madison*. Mr. Sloan gave his perspective on the historic Supreme Court case, which led to a provocative discussion with conference attendees.

The next day, the Judges and Lawyer Representatives met for breakfast and then heard presentations related to the State of the District from Chief District Judge Audrey B. Collins, Chief Magistrate Judge Stephen J. Hillman, and Bankruptcy Judge Sheri Bluebond. These presentations addressed the current state of the courts, including recent judicial appointment to the Courts.

These presentations were followed by the Conference's educational panels. The first panel addressed the causes of the economic crisis and the criminal, civil, and regulatory ramifications of the crisis. This panel, entitled "In the Era of Madoff, Bail Outs, Foreclosures and Recession," included informative panelists Michael Fitzpatrick, John Hueston, and Asuncion Hostin. Laurie Levenson moderated the discussion.

Afterwards, there was a report from Judge Howard Matz on the opening of a new program of the Central District, the *Pro Se* Clinic. Others shared how this important concept is expanding and reaching the needs of many self-represented individuals requiring counsel.

Then, Robert O'Brien moderated a panel with fascinating panelists Erwin Chermersinsky, Maria Echaveste, and Susan Estrich. This panel, entitled "Emerging Issues in the Obama Era," included a timely discussion of new laws, shifts in the types of cases the Court may be seeing, and potential judicial appointments.

On Saturday evening, Christopher Edley, Jr., Dean of Boalt Hall spoke on "Inside View of the Obama Administration."

All enjoyed the extensive material and found the conference extremely successful. Everyone raved about the conference over brunch on Sunday.

The Judges and Lawyer Representatives agreed that the conference was an enormous success and provided a unique opportunity for the Court and members of the bar to discuss social and legal concerns in a warm and relaxing environment. Plans are under way for next year's conference, with the new co-chairs using our most recent conference as their blueprint.

2008-2009 LAWYER REPRESENTATIVES
UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
June 17, 2009

NO.	LAWYER REP	ADDRESS	PHONE/FAX/E-MAIL	TERM
1.	Wylie A. Aitken	Aitken Aitken Cohn 3 MacArthur Place, Suite 800 Santa Ana, CA 92702	(714) 434-1424 (714) 434-3600 fax wylie@aitkenlaw.com	2011
2.	David M. Axelrad	Horvitz & Levy LLP 15760 Ventura Blvd., 18 th Floor Encino, CA 91436	(818) 995-0800 (818) 995-3157 fax daxelrad@horvitzlevy.com	2011
3.	James E. "Jeb" Brown	City of Riverside City Attorney's Office 3900 Main Street Riverside, CA 92522	(951) 826-5567 (951) 826-5540 fax jbrown@riversideca.gov	2010
4.	Richard J. Burdage, Jr.	Howrey LLP 550 South Hope Street, Suite 1100 Los Angeles, CA 90071	(213) 892-1990 (213) 892-2300 fax burdger@howrey.com	2010
5.	Mark Andrew Byrne	Byrne & Nixon LLP 800 West Sixth Street, Suite 430 Los Angeles, CA 90017	(213) 620-8003 (213) 620-8012 fax markbyrne@byrnenixon.com	2010
6.	Marc S. Cohen	Kaye Scholer LLP 1999 Avenue of the Stars, Suite 1700 Los Angeles, CA 90067	(310) 788-1223 (310) 229-1823 fax marccohen@kayescholer.com	2011

NO.	LAWYER REP	ADDRESS	PHONE/FAX/E-MAIL	TERM
7.	Daniel P. Collins	Munger, Tolles & Olson LLP 355 South Grand Avenue, 35 th Floor Los Angeles, CA 90071	(213) 683-9125 (213) 683-5125 fax daniel.collins@mtto.com	2011
8.	Heather E. Davis	Department of Water and Power Los Angeles City Attorney's Office 111 N. Hope St., Room 340 Los Angeles, CA 90012	(213) 367-4590 (213) 367-4588 heather.davis@ladwp.com	2009
9.	Richard A. Derevan	Snell & Wilmer L.L.P. 600 Anton Blvd., Suite 1400 Costa Mesa, CA 92626	(714) 427-7016 (714) 427-7799 fax rderevan@swlaw.com	2010
10.	Paul L. Gale	Ross, Dixon & Bell 5 Park Plaza, Suite 1200 Irvine, CA 92614	(949) 622-2704 (949) 622-2739 fax pgale@rdblaw.com	2009
11.	Heather Hersh Gilhooly	Liner Yankelevitz Sunshine & Regenstreif, LLP 1100 Glendon Avenue, 14 th Floor Los Angeles, CA 90024	(310) 500-3637 (310) 500-3501 fax hgilhooly@linerlaw.com	2009
12.	Jeffrey I. Golden	Weiland, Golden, Smiley, Wang Ekvall & Strok, LLP 650 Town Center Drive, Suite 950 Costa Mesa, CA 92626	(714) 966-1000 (714) 966-1002 fax jgolden@wglp.com	2010
13.	Todd E. Gordinier	Bingham McCutchen LLP 600 Anton Boulevard, 18 th Floor Costa Mesa, CA 92626-1924	(714) 830-0622 (714) 830-0717 fax todd.gordinier@bingham.com	2009
14.	Samantha C. Grant Co-Chair	Mitchell, Silberberg & Knupp LLP 11377 W. Olympic Boulevard Los Angeles, CA 90064	(310) 312-3283 (310) 231-8483 fax scg@mnsk.com	2009

NO.	LAWYER REP	ADDRESS	PHONE/FAX/E-MAIL	TERM
15.	Rex S. Heinke	Akin Gump Strauss Hauer & Feld LLP 2029 Century Park East, Suite 2400 Los Angeles, CA 90067	(310) 229-1030 (310) 229-1001 fax rheinke@akingump.com	2009
16.	Don A. Hernandez	2 North Lake Avenue, Suite 930 Pasadena, CA 91101	(626) 440-0022 (626) 628-1725 fax hernlaw@earthlink.net	2011
17.	Brian M. Hoffstadt	Jones Day 555 South Flower Street, 50 th Floor Los Angeles, CA 90071	(213) 243-2513 (213) 243-2539 fax bhoffstadt@jonesday.com	2011
18.	John W. Holcomb	Knobbe, Martens, Olson & Bear, LLP 3403 Tenth Street, Suite 700 Riverside, CA 92501	(951) 781-9231 (951) 781-4507 fax jholcomb@kmob.com	2011
19.	John C. Hueston	Irell & Manella LLP 840 Newport Center Drive, Suite 400 Newport Beach, CA 92660	(949) 760-5152 (949) 760-5200 fax jhueston@irell.com	2011
20.	Evan A. Jenness	Law Offices of Evan A. Jenness 2115 Main Street Santa Monica, CA 90405	(310) 399-3259 (310) 880-2068 mobile (310) 392-9029 fax evan@jennesslaw.com	2011
21.	Sean K. Kennedy	Federal Public Defender 321 East 2 nd Street Los Angeles, CA 90012-4202	(213) 894-5063 (213) 894-2854 (213) 894-0081 fax sean_kennedy@fd.org	OPEN
22.	Gary E. Klausner	Stutman, Treister & Glatt, PC 1901 Avenue of the Stars, 12th Floor Los Angeles, CA 90067	(310) 228-5735 (310) 228-5788 fax gklausner@stutman.com	2009

NO.	LAWYER REP	ADDRESS	PHONE/FAX/E-MAIL	TERM
23.	Jay L. Lichtman	Law Offices of Jay L. Lichtman 3550 Wilshire Blvd., Suite 2000 Los Angeles, CA 90010	(213) 386-3878 (213) 388-3444 fax jaylawla@aol.com	2009
24.	Judith Seeds Miller	Law Offices of David Neumeister 308 - 18 th Street Bakersfield, CA 93301	(661) 324-3100 (661) 324-2399 fax jseedsmiller@yahoo.com	2009
25.	Robert C. O'Brien	Arent Fox LLP 555 West Fifth Street, 48th Floor Los Angeles, CA 90013	(213) 629-7400 (213) 629-7401 fax obrien.robert@arentfox.com	2011
26.	Thomas P. O'Brien	United States Attorney 1200 U.S. Courthouse 312 North Spring Street Los Angeles, CA 90012	(213) 894-2406 (213) 894-2434 (213) 894-2535 fax (213) 894-0141 fax thomas.obrien@usdoj.gov	OPEN
27.	Anthony Pacheco	Proskauer Rose LLP 2049 Century Park East, Suite 3200 Los Angeles, CA 90067	(310) 557-2900 (310) 284-5647 direct (310) 557-2193 fax apacheco@proskauer.com	2010
28.	Paula D. Pearlman Co-Chair	Executive Director Disability Rights Legal Center 919 Albany Street Los Angeles, CA 90015	(213) 736-8362 (213) 380-3769 fax Paula.Pearlman@LLS.edu	2009
29.	Harnid R. Rafajoo	Pachulski Stang Ziehl & Jones LLP 10100 Santa Monica Blvd., 11th Floor Los Angeles, CA 90067	(310) 277-6910 (310) 201-0760 hrafajoo@pszjlaw.com	2009

NO.	LAWYER REP	ADDRESS	PHONE/FAX/E-MAIL	TERM
30.	Daniel S. Roberts	Best Best & Krieger LLP 5 Park Plaza, Suite 1500 Irvine, CA 92614	(909) 466-4919 (909) 944-1441 fax daniel.roberts@bbklaw.com	2010
31.	Ronald Rus	Rus, Miliband & Smith, APC 2211 Michelson Drive, 7 th Floor Irvine, CA 92612	(949) 752-7100 (949) 252-1514 fax rrus@rusmiliband.com	2010
32.	Jeffrey H. Rutherford	Crowell & Moring LLP 800 Wilshire Blvd, Suite 500 Los Angeles, CA 90017	(213) 622-4750 (213) 271-2796 direct (213) 622-2690 fax jrutherford@crowell.com	2009
33.	Dominique R. Shelton	Wildman, Harrold, Allen & Dixon LLP 9665 Wilshire Blvd., Suite 200 Beverly Hills, CA 90212	(310) 860-8705 (310) 860-3805 fax dshelton@wildman.com	2011
34.	Catherine J. Swysen	Sanger & Swysen 233 E. Carrillo Street, Suite C Santa Barbara, CA 93101	(805) 962-4887 (805) 963-7311 fax csswysen@sangerswysen.com	2010
35.	Michael C. Tu	Orrick, Herrington & Sutcliffe LLP 777 South Figueroa Street, Suite 3200 Los Angeles, CA 90017	(213) 612-2433 (213) 612-2499 fax mtu@orrick.com	2009
36.	Becky S. Walker	Manatt, Phelps & Phillips LLP 11355 West Olympic Blvd. Los Angeles, CA 90064	(310) 312-4130 (310) 312-4224 fax bswalker@manatt.com	2010

2008-2009 LAWYER REPRESENTATIVE ALTERNATES

NO.	LAWYER REP	ADDRESS	PHONE/FAX/E-MAIL	TERM
37.	Theresa A. Kristovich	Gordon Rees LLP 633 W. Fifth Street, Suite 4900 Los Angeles, CA 90071	(213) 576-5056 (213) 680-4470 fax tkristovich@gordonrees.com	2009
38.	Gary S. Lincenberg	Bird, Marella, Boxer, Wolpert, Nessim, Drooks & Lincenberg 1875 Century Park East, 23rd Floor Los Angeles, CA 90067	(310) 201-2100 (310) 201-2110 fax gsl@birdmarella.com	2009
39.	Alejandro N. Mayorkas	O'Melveny & Myers LLP 400 South Hope Street Los Angeles, CA 90071	(213) 430-6363 (213) 430-6407 amayorkas@omm.com	2009

**2008-2009 EX-OFFICIO LAWYER REPRESENTATIVES
 UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA**

NO.	LAWYER REP	ADDRESS	PHONE/FAAX/E-MAIL	TERM
1.	Melvin N. A. Avanzado	The Avanzado Law Firm 1880 Century Park East, Twelfth Floor Los Angeles, CA 90067	(310) 552-9300 (310) 388-5330 fax mel@avanzadolaw.com	2010
2.	Elena R. Baca	Paul, Hastings, Janofsky & Walker, LLP 515 South Flower Street, 25 th Floor Los Angeles, CA 90071	(213) 683-6306 (213) 627-0705 fax (213) 996-3306 fax elenabaca@paulhastings.com	2009
3.	David T. Bristow	Reid & Hellyer, APC 3880 Lemon Street, Fifth Floor P.O. Box 1300 Riverside, CA 92502-1300	(951) 682-1771 (951) 686-2415 fax dbristow@rhlaw.com	2010
4.	Tuneen E. Chisolm	Liner Yankelevitz Sunshine & Regenstreif LLP 1100 Glendon Avenue, 14 th Floor Los Angeles, CA 90024	(310) 500-3499 (310) 500-3501 fax tchisolm@linerlaw.com	2009
5.	Michael W. Fitzgerald	Corbin, Fitzgerald & Athey LLP 601 West Fifth Street, Suite 1150 Los Angeles, CA 90071	(213) 533-7032 (213) 612-0061 fax (213) 910-7851 mobile mwfitz@corbfitzlaw.com	2010
6.	Martha K. Gooding	Howrey, LLP 4 Park Plaza, Suite 1700 Irvine, CA 92614	(949) 759-3935 (949) 721-6910 fax goodingm@howrey.com	2009
7.	Andra Barmash Greene	Irell & Manella LLP	(949) 760-5230	2010

NO.	LAWYER REP	ADDRESS	PHONE/FAAX/E-MAIL	TERM
		840 Newport Center Drive, Suite 400 Newport Beach, CA 92660-6324	(949) 760-5200 fax agrecne@irell.com	
8.	Robbin L. Itkin	Steptoe & Johnson LLP 2121 Avenue of the Stars, Suite 2800 Los Angeles, CA 90067-5052	(310) 734-3200 (310) 734-3300 (310) 734-3272 direct (310) 734-3172 direct fax ritkin@steptoe.com	2009
9.	Kenly Kiya Kato	Law Offices of Kenly Kiya Kato 1901 Avenue of the Stars, Suite 200 Los Angeles, CA 90067	(310) 490-3962 (310) 285-3811 fax kkato@katolaw.net	2009
10.	Robin L. Lewis	Sheppard, Mullin, Richter & Hampton, LLP 1111 Chapala Street, 3 rd Floor Santa Barbara, CA 93101	(805) 879-1811 (805) 879-1873 fax rlewis@sheppardmullin.com	2010
11.	Thomas J. Nolan	Skadden, Arps, Slate, Meagher & Flom LLP 300 South Grand Avenue, Suite 3400 Los Angeles, CA 90071	(213) 687-5250 (213) 621-5250 fax thomas.nolan@skadden.com	2009
12.	Royal F. Oakes	Barger & Wolen 633 W. Fifth Street, 47 th Floor Los Angeles, CA 90071	(213) 680-2800 (213) 614-7399 fax roakes@bargerwolen.com	2009
13.	Joel R. Ohlgren	Sheppard, Mullin, Richter & Hampton LLP 1111 Chapala Street, 3 rd Floor Santa Barbara, CA 93101	(805) 879-1835 (805) 879-1874 fax johlgren@sheppardmullin.com	2010

NO.	LAWYER REP	ADDRESS	PHONE/FAAX/E-MAIL	TERM
14.	Robert Marshall Sanger	Sanger & Swysen 233 East Carrillo Street, Suite C Santa Barbara, CA 93101	(805) 962-4887 (805) 963-7311 fax rsanger@sangerswysen.com	2009
15.	John B. Sganga, Jr.	Knobbe, Martens, Olson & Bear, LLP 2040 Main Street, 14 th Floor Irvine, CA 92614	(949) 760-0404 (949) 760-9502 fax jsganga@knob.com	2009
16.	Jay M. Spillane	Fox & Spillane LLP 1880 Century Park East, Suite 1004 Los Angeles, CA 90067	(310) 229-9300 (310) 229-9380 fax jspillane@foxspillane.com	2010
17.	Richard M. Steingard	Sheppard, Mullin, Richter & Hampton LLP 333 S. Hope Street, 48 th Floor Los Angeles, CA 90071-1448	(213) 617-5416 (213) 620-1398 fax (213) 443-2908 direct fax rsteingard@sheppardmullin.com	2010
18.	Robert S. Stern	Morrison & Foerster 555 West Fifth Street, Suite 3500 Los Angeles, CA 90013	(213) 892-5484 (213) 892-5454 fax RStern@imfo.com	2010
19.	Shan K. Thever	Thever & Associates 865 South Figueroa Street, Suite 3200 Los Angeles, CA 90017	(213) 489-1513 (213) 489-7837 (213) 489-1331 fax shan@thever.com	2009
20.	Gail Migdal Title	Katten Muchin Rosenman LLP 2029 Century Park East, Suite 2600 Los Angeles, CA 90067	(310) 788-4727 (310) 712-8427 fax gail.title@kattenlaw.com	2010

NO.	LAWYER REP	ADDRESS	PHONE/FAAX/E-MAIL	TERM
21.	Gregory K. Wilkinson	Best Best & Krieger LLP 3750 University Avenue, Suite 400 P.O. Box 1028 Riverside, CA 92502	(951) 826-8270 (951) 686-3083 fax gregory.wilkinson@bbklaw.com	2009
22.	Dean A. Ziehl	Pachulski, Stang, Ziehl, & Jones LLP 10100 Santa Monica Blvd., 11 th Floor Los Angeles, CA 90067	(310) 277-6910 (310) 201-0760 fax dziehl@pszyjw.com	2010

**2008-2009 ADVISORY BOARD MEMBERS
UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NO.	LAWYER REP	ADDRESS	PHONE/FAAX/E-MAIL	TERM
1.	Steve Cochran	Katten Muchin Rosenman LLP 2029 Century Park East Suite 2600 Los Angeles, California 90067-3012	(310) 788-4455 (310) 712-8455 fax steve.cochran@kattenlaw.com	
2.	Eric M. George	Dreier Stein Kahan Browne Woods George 2121 Avenue of the Stars, 24th Floor Los Angeles, CA 90067	(310) 274-7100 (310) 275-5697 fax george@dskbwg.com eric@brownewoods.com	
3.	Harvey Saferstein	Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C. Century Plaza Towers 2029 Century Park East Suite 1370 Los Angeles, CA 90067	(310) 586-3203 (310) 586-3202 fax Hsaferstein@mintz.com	

**2008-2009 EX-OFFICIO ADVISOR BOARD MEMBERS
 UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA**

NO.	LAWYER REP	ADDRESS	PHONE/FAAX/E-MAIL	TERM
1.	M. John Carson	Foley & Lardner LLP 555 South Flower Street, Suite 3500 Los Angeles, CA 90071-2300	(213) 972-4578 (213) 486-0065 fax jcarson@foley.com	
2.	Thomas J. McDermott Jr.	McDermott & DeLateur, LLP 74-770 Highway 111, Suite 201 Indian Wells, CA 92210	(760) 346-8200 (760) 346-8255 fax tmcdermottjr@earthlink.net	

Eastern District of California

**EASTERN DISTRICT OF CALIFORNIA
LAWYER REPRESENTATIVE REPORT**

Submitted by Riley Walter and Melissa Jones

I. LIST OF LAWYER REPRESENTATIVES

TERM EXPIRING 2009:

Riley Walter (Co-Chair)
Walter & Wilhelm Law Group
Fresno

Lori J. Gualco
Law Offices of David E. Frank
Sacramento

Robin Taylor
Office of the United States Attorney
Sacramento

TERM EXPIRING 2010:

Ward Campbell
California Department of Justice
Sacramento

David A. Dixon
Dowling, Aaron & Keeler, Inc.
Bakersfield

Douglas L. Gordon
Miles, Sears & Eanni
Fresno

Melissa Ann Jones (Co-Chair)
Morrison & Foerster LLP
Sacramento

TERM EXPIRING 2011:

Darcie Houck
Fredericks, Peebles & Morgan LLP
Sacramento

Marc Levinson
Orrick, Herrington & Sutcliffe
Sacramento

II. EASTERN DISTRICT ACTIVITIES

The Lawyer Representatives from Sacramento, Fresno and Bakersfield participated in the Open Doors to Federal Courts program held in each of their cities. This is a national outreach program designed to bring together high school students, teachers, judges, lawyers, court staff and others in the justice system to enhance the students' knowledge of the court and expose students in an interactive way to the many varied career opportunities affiliated with the federal court system. The program received terrific support from the Judges and Court staff and nearly 1000 participated in the event at the three locations in the Eastern District. The program took place on February 10, 2009 in Sacramento and on February 13th in Fresno.

The co-chairs of the Lawyers Representatives also serve on the Eastern District Judicial Advisory Committee and on the Eastern District Conference Planning Committee.

III. EASTERN DISTRICT CONFERENCE

The annual conference for the Eastern District of California took place on November 14-16, 2008 at the Napa Marriott, Napa, California. There were approximately 150 attendees. The conference began with a reception on Friday evening in the Grand Ballroom, at the Napa Marriott Hotel. The program started Saturday morning with a State of the District Report presented by Chief District Judge Anthony W. Ishii, and a State of the Circuit Report presented by Circuit Judge Stephen Reinhardt. Reports also were provided by United States Attorney McGregor W. Scott, Federal Defender Daniel Broderick, and the presidents of the Federal Bar Associations for the Sacramento and San Joaquin Valley Chapters, Antonia Darling and Carl Rosemary McGuire, respectively.

The plenary session was entitled, "There Goes the Neighborhood: How Subprime Mortgages Wrecked the Housing Market and the Global Economy One Loan at a Time." It was presented by Ronald Greenspan of FTI Consulting, Inc.

After the plenary session, there were breakout sessions for civil, criminal and bankruptcy practice areas.

The topic of the civil program was "To Wed or Not to Wed: What is the Federal Question (The California Supreme Court's Decision on Same Sex Marriage)" with moderator Courtney G. Joslin of UC Davis School of Law and a panel consisting of Christopher E. Krueger, California Attorney General's Office, Kenneth Mennemeier of Mennemeier, Glassman & Stroud, LLP, Shannon Price Minter, National Center for Lesbian Rights and Teresa M. Stewart, City and County of San Francisco.

The criminal program, entitled "Preparing to Disarm: Mortgage Fraud and Applying Guideline Provisions and Case Law in Resolving Disputes on Loss," was presented by Kevin Baker a Special Agent with the FBI and Kevin Tate from the North Carolina Defender's Office.

The bankruptcy program was entitled, "Chapter 13: An Alternative to Forclosure" and was presented by Donna Parkinson, Parkinson Phinney, Tom Mouzes, Hauser & Mouzes and Hilton Ryder of McCormick Barstow, LLP..

Following the morning programs a luncheon was held. The luncheon speaker was Kathleen Sullivan of Quinn Emmanuel Urquhard Oliver & Hedges. Her presentation was entitled "Freeing the Grapes: Reflections on the Supreme Court's Wine District Shipping Decision."

Saturday evening, a dinner was held for conference attendees at Clos Pegase Winery, Calistoga. Attendees were treated to a special tour of the winery, which has a significant art collection, and dinner in a wine cave.

On Sunday morning there was a Bench Bar program entitled, "Hard Drives Playing Hide and Go Seek: What is Really on Your Computer After You Press Delete?" The speaker was Ovie Carroll from the Cybercrime Lab, Department of Justice Computer Crime & Intellectual Property Section.

The conference then adjourned for most attendees, but the bankruptcy and civil bar held a second breakout sessions on Sunday morning for both civil/criminal and bankruptcy practitioners.

The topic of the civil/criminal program was, "NEW: Informational Session and Roundtable Discussion" and was designed for the attendees to learn about the Eastern District's heavy caseload and discuss ways the Bar may be able to assist the court.

The topic of the bankruptcy program was, "Chapter 11 for Individuals & Defenses for Individual Guarantors" with a panel consisting of Scott Belden of Klein, DeNatale, Goldner, Cooper, Rosenleib & Kimball, LLP, Tom Willoughby of Feldstein Fitzgerald Willoughby & Pacuzzi, LLP and Jim Ganzer, Ganzer and Williams.

The 2009 Eastern District Conference will be held at the Hyatt Regency Monterey Resort & Spa, Monterey, California, on November 6-8, 2009. The 2010 Eastern District Conference will be held at the Ritz Carlton, Truckee, California on November 5-7, 2010.

Northern District of California

**NORTHERN DISTRICT OF CALIFORNIA
2008-2009 LAWYER REPRESENTATIVE REPORT**

Submitted by Sarah Flanagan and Haywood Gilliam, Co-Chairs

I. District Conference

The Northern District of California held its annual conference at the Vintage Estate in Yountville, California from April 17 to 19, 2009. Over 170 judges and practitioners attended. Chief District Judge Vaughn Walker welcomed the attendees, and Circuit Judge Consuelo Maria Callahan offered greetings from the Ninth Circuit. The Court recognized Richard Wiekling, Clerk of Court and Interim Chief Pretrial Services Officer, and Ruben Deang, coordinator of the District's Criminal Justice Act Panel, for distinguished service to the District.

The conference theme was "The Lincoln Bicentennial: Reflections on American Justice." A diverse group of panelists, ranging from prominent Lincoln scholars to federal jurists and practitioners, examined American justice in a number of areas touched by President Lincoln's legacy. District Judge (and Lincoln aficionado) William Alsup moderated the opening panel, a discussion of President Lincoln's life and times featuring historian Julie Fenster, author of "The Case of Abraham Lincoln: A Story of Adultery, Murder and the Making of a Great President," and Professor Sean Wilentz of Princeton University. Other panels discussed the conspiracy trial of the Lincoln assassins, the voter initiative process in California, the U.S. Supreme Court's most recent term, and the potential influence of Lincoln's "Team of Rivals" philosophy on the Obama Administration's approach to governing. There were also breakout sessions addressing intellectual property, criminal practice, bankruptcy and ADR issues. The conference ended with a lively panel entitled "Advocacy Style: It Worked For Lincoln, Would it Work Today?" The panel, moderated by Magistrate Judge Richard Seeborg, featured insights regarding effective and ineffective advocacy from District Judges Charles Breyer and Susan Illston, with Ms. Fenster providing historical context about President Lincoln's pre-political career as an attorney.

II. Lawyer Representative Reception

In December 2008, we held a reception at the Attorney Lounge in the Federal Building in San Francisco to welcome our six incoming lawyer representatives and thank the outgoing lawyer representatives for their service. The reception was well attended by our District, Magistrate and Bankruptcy Judges and lawyer representatives.

Southern District of California

2009 LAWYER REPRESENTATIVE COMMITTEE ANNUAL REPORT

SOUTHERN DISTRICT OF CALIFORNIA

Highlights of the Year

During 2008-2009, the Southern District of California welcomed Judge Michael M. Anello as its newest District Judge. Judge Anello was sworn in on October 10, 2008. This appointment resulted in the Southern District having its full compliment of sitting District Court judges for the first time in many years.

As a result of the downturn in the economy, bankruptcy filings increased dramatically, as did civil lawsuits regarding foreclosure proceedings filed by consumers in District Court.

The Southern District looks forward to the commencement of construction for the new San Diego United States Courthouse Annex, once appropriated funds are received by the General Services Administration.

The Lawyer Representatives presented timely and entertaining educational programs for the 2009 Southern District Conference in Newport Beach.

The "Open Doors to Federal Courts" program brought local high school students inside seven Southern District courtrooms to participate in a live mock trial on the sensitive balance between free speech and a defendants' right to a fair trial.

Milestones

The District Court celebrated the swearing in of Michael M. Anello on October 10, 2008. Judge Anello was nominated by the President on April 30 and confirmed by the Senate on September 29, 2008. Before his appointment, Judge Anello served the community as a San Diego County Superior Court trial judge, in the San Diego City Attorney's office and in private practice.

District Judge M. James Lorenz will assume senior status in October of this year.

Magistrate Judge Leo Papas announced he will retire on July 31, 2009, after eighteen years of service to the Southern District.

Bankruptcy Judge James W. Meyers also announced he will retire from the Bankruptcy Court in early 2010, after 30 years of service.

Lawyer Representatives

The Southern District has benefited from the active participation of 22 lawyer representatives this year. The representatives, and their years of service, are as follows:

Southern District of California Lawyer Representatives 2008-2009

Representative	Status
Margaret M. Mann <u>Co-Chair</u>	Third Year
John B. Scherling <u>Co-Chair</u>	Second Year
Randy S. Grossman	First Year
Alan Mansfield	First Year
Radmila Fulton	First Year
Steven Swinton	First Year
Meryl Maneker	First Year

David Blair-Loy	First Year – Alternate
Randall Kay	First Year – Alternate
Anne Perry	First Year - Alternate
David H. Bartick	Second Year
Monty McIntyre	Second Year
Andrea Kimball	Second Year
Charles V. Berwanger	Third Year
Nancee S. Schwartz	Third Year
Shirli Fabbri Weiss	Third Year
Mark C. Mazzarella	Third Year
William Grauer	Third Year
Patrick K. O'Toole	Third Year
Keith Rutman	Third Year
Steven Hubachek	First Year / Appellate Representative
David Schlesinger	First Year / Appellate Representative

District Conference: Balboa Bay Club

On May 1, 2009, the Court held its annual District Conference at the Balboa Bay Club in Newport Beach, California. United States Attorney Karen Hewitt and Federal Defender Executive Director Reuben Cahn began the morning with the "State of the District" criminal update report.

The Conference then presented a panel discussion on "Judicial Influence: Its Scope And Management," featuring Superior Court Judge Herbert Hoffman as moderator, with panelists Chief Judge Irma Gonzalez, Mark Mazzarella, Monty McIntyre and Pat O'Toole. Issues pertaining to jury questionnaires and providing the jurors a positive experience with their service were explored.

The next program presented world class experts advising on "Border Violence - Mutual Problems, Trans-National Solutions?" The panel included Alan Bersin, newly appointed by President Obama as Border Czar; Dr. David Shirk, Director of the Trans-Border Institute at USD; and Remedios Gomez, Mexico's Consul General. The program identified several ways that both Mexico and the United States are collaborating to reduce border violence.

"The Financial Crisis and Its Impact on the San Diego Federal Courts" was the next panel; discussing the economic, social and administration of justice issues facing the Southern District of California federal courts as a result of the Stimulus Plan, the President's Homeowner Affordability Plan and the pending bankruptcy legislation. The panel included Leonard P. Baron (a recognized expert in housing economic activity and teacher at SDSU), George Chamberlin (San Diego Daily Transcript editor and KNBC News/Channel 39 broadcaster - "Money Matters"), Alan Mansfield, Radmila Fulton, Bill Grauer, and Margaret Mann.

The program "Lawyers, Judges and Technology -- Who's In Charge?" presented by Judge Brewster, Judge McCurine, Monty McIntyre and Randy Kay, with John Scherling as moderator, explored the implications of advances in technology on the personal and professional lives of lawyers and judges.

Open Doors to Federal Courts Program

On March 26, 2009, the federal court community hosted a program entitled "Balancing the Scales: Freedom of Speech and the Right to a Fair Trial." The District Court hosted nearly 400 students from nine San Diego County high schools in seven courtrooms. Students were given an overview of the role of judges, juries, attorneys, and court staff in the federal court system. Numerous attorneys from the San Diego legal community participated, including lawyers from the Office of the United States Attorney, Federal Defenders of San Diego, Inc., and the San Diego Chapter of the Federal Bar Association.

Respectfully submitted,

Margaret M. Mann
Co-Chair Lawyer Representative

District of Guam

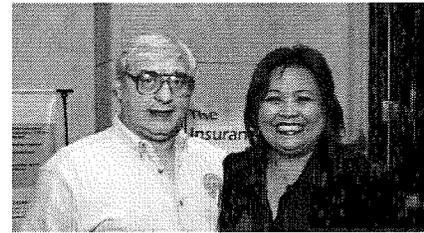
**DISTRICT COURT OF GUAM
LAWYER REPRESENTATIVE REPORT
2008-2009 Term**

**Joaquin C. Arriola, Jr., Esq.
Ninth Circuit Lawyer Representative**

The Lawyer Representative for the District Court of Guam submits this report highlighting events, programs and progress of the District for 2008-2009.

CHIEF JUDGE KOZINSKI VISITS TERRITORIES FOR DISTRICT CONFERENCE

The District of Guam held its Annual District conference with a capacity crowd at the Guam Hilton Resort & Spa over two days in October 2008. Chief Judge Alex Kozinski, together with 9th Circuit Executive Officer Cathy Catterson visited Guam and Saipan, District of the Northern Mariana Islands for the jointly programmed conferences.



Chief Judge Kozinski made a joint presentation with Supreme Court of Guam Justice F. Philip Carbullido on *The Dos and Don'ts of Oral Advocacy*. Their frank, practical and candid remarks on oral advocacy were well received. Also appearing and presenting at the conference were the Honorable Richard P. Guy, Retired Chief Justice for the Supreme Court of Washington. Justice Guy presented the latest updates in his *United States Supreme Court Review*. The Honorable Cruz Reynoso, Retired Justice for the Supreme Court of California spoke to the audience regarding *Ethical Issues Facing Lawyers in the Federal Courts*.



Professor Jill J. Ramsfield from the University of Hawaii, Richardson School of Law, presented an extended course entitled *The Lawyer as a Writer: Getting it Right and Getting it Done*. Ms. Heather Williams, an Assistant Federal Public Defender from the District of Arizona, was invited to present by the Federal Public Defender of Guam, and gave a unique audio-visual presentation entitled *Behind the*

Headlines. This presentation gave the facts and circumstances behind landmark cases, including *Miranda v. Arizona*. She also provided office management education to legal staff in her presentation *Law Office Management and Ethics for Secretaries, Investigators, and Paralegals*.

In a special ceremony, Retired Chief Judge Cristobal C. Duenas was honored for his significant contributions to the development of law on Guam. Judge Duenas, the first Chamorro federal judge and the first Chief Judge of the District Court of Guam, gave 22 years of dedicated service to the court before retiring in 1991. During the ceremony, his colleagues, including Chief Judge Kozinski, Chief Judge Tydingco-Gatewood, Chief Justice Robert J. Torres, as well as former staff members and law clerks, gave some insight into a jurist who serves as such an outstanding example for generations of lawyers.



The conference closed with a panel discussing the timely subject on the rights of employment and re-employment of those serving our country in the armed services. Presenters include U.S. Attorney Leonardo Rapadas, with Assistants Mikel Schwab and Jessica Cruz, Assistant Federal Public Defender Richard Arens, and Colonel Dave Riano, Staff Judge Advocate. The audience extended the presentation with a number of questions affecting the practice of law as it relates to the many armed services members on the island.

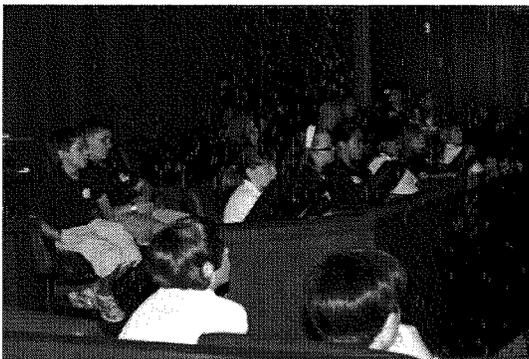
Chief Judge Frances M. Tydingco-Gatewood remarked, "Our Federal Court was pleased to have such distinguished guests and scholars present the latest in legal education to members of our bench and bar. We were fortunate to have Chief Judge Alex Kozinski visit the islands, as part of our nation's largest Circuit Court of Appeals. The level and degree of legal education being provided was outstanding. Coordinating with my colleague from the NMI District Court, Chief Judge Alex Munson, we were able to bring out such noted speakers to give updates our lawyers on the latest issues and resolutions facing lawyers and the courts today."

DISTRICT COURT LAW WEEK 2009

Having garnered the prestigious American Bar Association Law Day Outstanding Activity Award in 2008, the Guam Bar Association, the Judiciary of Guam, joined this year by the District Court of Guam, sponsored a week-long series of events for Law Week 2009. The activities kicked off with the "Race Judicata" 5K Run/Walk, then ended with a Law Fair at the Micronesia Mall, which allowed the public to gain valuable information from government agencies, service providers and judicial community partners.



The District Court opened its doors to the public during an Open House, and hosted the Gifted and Talented Education students from William McCool Middle School, who participated in a viewing and discussion of the "Children at Risk" legal education video, as well as an exercise from the *Play by the Rules* criminal justice education program. The public was invited to view the championship St. Thomas Aquinas School Mock Trial team during a Mock Trial Demonstration in the fourth floor courtroom. District Court of Guam employees were a visible presence during many of these events, from hosting water stations during the 5K race to presenting information during Open House and the Law Fair.



On May 1, 2009, the District Court held a special Law Day Naturalization Ceremony, welcoming 55 new citizens to our nation. Keynote speaker Rear Admiral William D. French, Commander, U.S. Naval Forces Marianas, shared his thoughts on the importance of freedom. The new citizens also heard from President Abraham Lincoln, through award-winning portrayer Mr. James Conine, who described Lincoln's important legacy of equality for all. Of special note was the inaugural Citizenship Outreach Program, which allowed the newly naturalized citizens to register to vote, apply for a U.S.

Passport or Social Security card immediately after the naturalization ceremony. Representatives from the Guam Election Commission, Guam Passport Office and Social Security Administration Office were present to provide assistance to the new citizens.

TECHNOLOGY PROJECTS

The Court's Information Technology department consolidated with the U.S. Probation Office's IT group to form one unit that serves both the needs of the Court, and the Probation/Pretrial Services Office. This new service group also serves the Probation Office in the Northern Marianas Islands.

The Court also updated its website with the help of a local web designer. The new site is based upon an open source content management system and makes the Court more accessible to the bar and public.



DRUG OFFENDER RE-ENTRY PROGRAM

The first Pacific Islands District Court Drug Offender Re-Entry Program was implemented during a hearing on August 21, 2008. Ten participants were selected to undergo intensive treatment and supervision, with a team of treatment providers, U.S. Probation Officers, and attorneys from the Federal Public Defender and the U.S. Attorney's Office. Monthly hearings are conducted to ensure the court maintains the high level of monitoring that is the hallmark of this type of program.

2009 DISTRICT COURT CONFERENCE

Planning is underway for the 2009 District Court of Guam Conference. The District Courts of Guam and the Commonwealth of the Northern Mariana Islands continue to share resources to coordinate their conferences for a weekend in December, 2009.

2009 NINTH CIRCUIT JUDICIAL CONFERENCE

The 2009 Ninth Circuit Judicial Conference will be held in July in Monterey, California. Chief Judge Frances Tydingco-Gatewood, Magistrate Judge Joaquin V.E. Manibusan, Jr., Clerk of Court Jeanne G. Quinata, Chief U.S. Probation Officer Rossanna Villagomez-Aguon, U.S. Attorney Leonardo M. Rapadas, U.S. Federal Public Defender John T. Gorman, will represent the District of Guam and attend the conference.

District of Hawaii

Memorandum



Subject	Date
District Report	June 22, 2009

To Members of the 9th Circuit
Judicial Conference

From Larry Butrick,
Chair, District of
Hawaii Lawyer
Representatives

This report is submitted on behalf of the Lawyer Representatives for the District of Hawaii: Larry Butrick, Nick Dreher, Patricia Napier, Jeff Sia and Lynne Toyofuku.

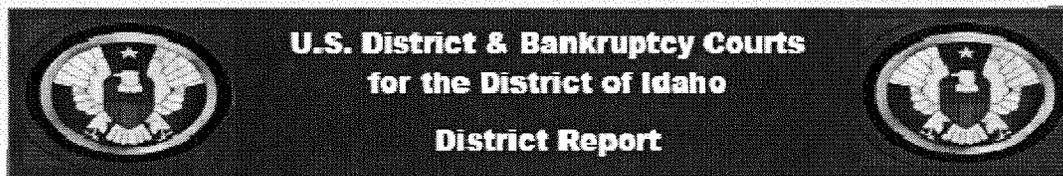
ANNUAL DISTRICT CONFERENCE

United States Chief Judge Helen Gillmor played a leading role in conference planning. In addition, Hawaii's Lawyer Representatives provided significant input and assistance in planning and presenting the District Conference.

The 2009 Annual District Conference was held on April 10, 2009 and featured Professor Henry Greely, JD, a leading expert on the legal, ethical and social issues surrounding health laws and biosciences.

Professor Greely led thought provoking discussions on law and neuroscience. The use of functional magnetic resonance imaging in pain assessment and lie detection was explored as well as the use of CT, MRI, SPECT and PET scans in determining criminal responsibility.

District of Idaho



Lawyer Representatives Our District has three Lawyer Representatives to the Ninth Circuit Conference: Barry McHugh, Steven B. Andersen and Alan Stephens. Former Idaho Lawyer Representative Debora Kristensen, is Vice Chair of the LRCC and in that role serves on the Ninth Circuit Judicial Conference Executive Committee. Larry Westberg was recently appointed as the Ninth Circuit Appellate Lawyer Representative for the District of Idaho.

Annual District Conference Program The District of Idaho has a longstanding and well regarded annual District Conference program. United States Magistrate Larry Boyle plays a leading role in conference planning and all District, Bankruptcy and Magistrate Judges and their staffs give generously of their time and talent in planning and presenting the conference each year. In addition, Idaho's Lawyer Representatives provide significant input and assist in planning and presenting the District Conference. The 2008 Annual District Conference / Federal Practice Program was presented at the Boise Centre on the Grove on Friday, November 7. The year's theme, "Celebrating our Constitution," was masterfully captured in the opening presentation by Ninth Circuit Court of Appeals Judge Stephen S. Trott. Also appearing was Loyola Law School Professor and Director of the Center for Ethical Advocacy, Laurie Levenson, whose presentation included a U.S. Supreme Court review. In addition, noted defense counsel, David Z. Nevin, spoke on the Rule of Law while Tim Hopkins enlightened everyone on evaluating nominees to the Federal Courts. An esteemed panel of legal minds discussed what "Judicial Independence" really means, while a Federal Judicial Panel addressed the "hot topics" in the Idaho courts. Chief U.S. Magistrate Judge Candy Wagahoff Dale shared her thoughts about insights gained while "lawyering," as well as perspectives concerning her new role on the Bench as a jurist.

Selection of Two New United States Magistrate Judges The year 2008 was a milestone year for the District of Idaho with the appointment of the first woman to the federal bench in the history of the District of Idaho. In late March 2008, Candy Wagahoff Dale assumed her duties as a U.S. Magistrate Judge, succeeding retiring U.S. Magistrate Judge Mikel H. Williams. In the Fall of 2008, Ronald E. Bush was appointed as U.S. Magistrate Judge to replace U.S. Magistrate Judge Larry M. Boyle. However, the District of Idaho will not lose the services nor the combined 46 years of judicial experience of Judges Boyle and Williams, since both will continue to actively serve in a Recalled status.

Pilot Drug Court Program (START) - A pilot Drug Court Re-Entry Program known as START (Success Through Assisted Recovery and Treatment), began in September 2008. The Program is aimed at assisting selected participants in the Probation & Pretrial Service's Supervised Release Program. Individuals who successfully complete this program could have the term of their supervision reduced by as much as a year. Magistrate Judge Mikel H. Williams has spearheaded the collective efforts to start this program. The Program's name captures the idea that its graduates will have a fresh start in life, while recognizing that, although the Court re-entry team is there to assist in their recovery with treatment and supervision, ultimately, it is their responsibility if they want to succeed. This Pilot Program began in Boise but is being implemented at divisional locations.

Community Outreach Grant Program The District of Idaho maintains an active community outreach grant program funded through attorney admission funds. The purpose of this program is to inure to the benefit of members of the bench and bar and the Federal Court in the administration of justice. Funding is available to any interested organization, association or group which seeks to meet the purpose of the outreach grants. Recipients for 2009 included: the 4-H Youth Government; the Idaho Pro Bono Commission and the 6th District Citizen's Law Academy. In addition, a small sum was given to the Ninth Judicial Circuit Historical Society in Pasadena, California.

Coeur d'Alene Federal Courthouse In January 2009, the Court moved into its' new Courthouse in Coeur d'Alene. The three-story structure, located in a forest-like setting off Highway 95, contains two full-size courtrooms and judges' chambers, a Grand Jury Room, Clerk's Office, and office for use by the U.S. Trustees, and ancillary space. It also houses Probation & Pretrial Services, the U.S. Marshals Service, and the U.S. Attorney's Office. The innovative use of curved hallways, the extensive amount of glass that captures both the natural light and warmth of the sun, automated solar window shades and variety of creative art pieces, including the 3-dimensional "We the People" excerpt from the Constitution, state-of-the-art automation, and video presentation systems, all combine to make this a truly unique example of modern courthouse architecture. The Idaho Legal History Society and the Margaret W. Reed Foundation were major contributors to a fund utilized for art work. The Art Committee, chaired by Lawyer Representative Barry McHugh, donated time and talent to select and install the art work for this new facility.

Federal and State Bar Joint Efforts Continuing with its long-standing close relationship with the State Judiciary and Idaho State Bar, the United States District Court for the District of Idaho continues to conduct twice yearly swearing-in ceremonies for newly admitted members of the Bar. In addition, the Annual State District Judge Training Program, held in January 2009, focused on Electronic Filing and the use of Technology to manage cases. The State and Federal Courts continue to work collaboratively on training and certifying Court Interpreters.

Annual CJA Conference On August 8 & 9 the Annual CJA Conference & Confabulation was held at the Boise Grove Hotel, jointly sponsored by the U.S. District Court and Federal Defenders Services of Idaho. The first day's theme was "Changing your Vantage Point" and included presentations on: The Ethical Dilemma of Ethics; How to Blow away the Government's Case with a little Razzle Dazzle; Lights, Camera, Action!; What Happened in Norfolk?; effectively Litigating Issues; News from the Ninth; and a Panel discussion, which included Chief District Judge B. Lynn Winmill, entitled, Putting on your Client - Does it Sink or Save the Case. The theme of the FDSI's Capital Habeas Unit's Annual Death Penalty Conference, held on the second day, was "Winning Information" and included a variety of topics covered by a distinguished faculty which included: a Supreme Court update; a Team approach to Litigation and Mitigation; Mental Retardation; Eye Witness Identifications; and DNA for the Criminal Defense Practitioner.

Idaho Chapter, Federal Bar Association The District of Idaho has been instrumental in the formation and continued guidance of the Idaho Chapter of the Federal Bar Association. The Association has gained a national recognition and won a prestigious award for their outstanding Newsletter publication. The Idaho Chapter of the Federal Bar Association sponsored a series of Brown-Bag CLE Seminars at various federal courthouses throughout the state, on a wide variety of topics, including an ECF Best Practices program on the new District 3.1.1 version and a presentation on "Environmental Issues in the West."

I-CARE - The acronym I-CARE, which stands for Idaho Credit Abuse Resistance Education, is a local educational initiative spearheaded by Chief Bankruptcy Judge Terry L. Myers, which seeks to promote the wise and responsible use of credit by targeting and educating high school and college age individuals. The local program is an outgrowth of a nationwide effort begun by a Bankruptcy Judge in the Western District of New York.

The I-Care website allows volunteer presenters to access and utilize a vast array of existing resources and also makes it possible for schools, organizations and groups to submit presentation requests online. The website offers a series of helpful tips for the target audience on establishing credit, what to watch out for in obtaining a credit card, managing credit card debt, and monitoring credit reports.

Idaho Legal History Society The Idaho Legal History Society continues to play active role in the recognition and preservation of legal and judicial events throughout the illustrious history of this state. The creation of a very comprehensive and informative website over the past few years has been well received. The combined November/December 2008 issue of the *Advocate*, the Idaho State Bar Association's monthly member publication, was sponsored by the ILHS. During the past year, a list was compiled of about thirty oral interviews to be conducted throughout the year to preserve the history of lawyers and the legal community in Idaho. The Idaho Legal History Society also deserves to be commended for its efforts in promoting the Idaho Lincoln Bicentennial Exhibit, which contained some materials from the National Archives.

ADR and Prisoner Programs - In October 2008, the District of Idaho once again provided ADR Training for the Panel of Federal Court Authorized Mediators, who now number about sixty. The District Local Rules regarding ADR are currently in the process of being revised.

One of the new projects in the District of Idaho is a Pre-Answer Mediation Program that targets prisoner pro se cases. Under this pilot project, a mediator works directly with the Correctional Facility to assist in the settlement of prisoner complaints before the defendants are required to file an answer.

District of Montana

2009 Ninth Circuit Judicial Conference

2009 Montana District Report

Montana is in the planning stages of the 2nd Judicial Institute. As discussed last year the Institute is designed to provide secondary school teachers information concerning the justice system. Last year's Institute was held in February in Missoula. This year's is tentatively scheduled for the end of September in Billings. We hope to build on the success of last year's program and equip Montana's teachers with the information and resources needed to educate the next generation of students about the justice system and the importance of the rule of law.

District of Nevada

2009 DISTRICT OF NEVADA LAWYER REPRESENTATIVE REPORT

Prepared and Submitted by Co-Chairs
John F. Murtha, Esq. and Nancy Koppe, Esq.

Lawyer Representatives:

The Lawyer Representatives for the District of Nevada are:

John F. Murtha (2009)
Co-Chairperson
Woodburn and Wedge
6100 Neil Road, Ste. 500
Reno, Nevada 89511

Nancy J. Koppe (2010)
Co-Chairperson
United States Attorney's Office
333 Las Vegas Blvd. So., Ste. 5000
Las Vegas, Nevada 89101

Fred "Pete" Gibson, III (2010)
Lionel Sawyer & Collins
300 South Fourth Street
Las Vegas, Nevada 89101

Gloria J. Sturman (2010)
Wilson, Elser, Moskowitz,
Edelman & Dicker
415 South Sixth St., Ste. 300
Las Vegas, Nevada 89101

Robert J. Gower (2011)
Clark County District Attorney's Office
500 South Grand Central Parkway
Civil Division, Ste. 5075
Las Vegas, Nevada 89106

Beau Sterling (2011)
228 South Fourth Street
Las Vegas, Nevada 89101

Paul J. Georgeson (2011)
McDonald Carano & Wilson
100 West Liberty Street, 10th Floor
Reno, Nevada 89501

Mr. Murtha and Ms. Koppe serve as the District of Nevada's representatives on the Ninth Circuit Lawyer Representative Coordinating Committee.

Additionally, Mr. Tom Beatty (601 East Bridger Avenue, Las Vegas, Nevada 89101) serves on the Ninth Circuit Advisory Board.

A. Bench/Bar Relationships and Activities:

There is a strong, collegial and active relationship between the members of the Federal Bench and the Lawyer Representatives.

The Lawyer Representatives meet with all of the District Judges, the Magistrate Judges and the Bankruptcy Judges on a quarterly basis. The Lawyer Representatives are encouraged to bring any matters to the Judges' attention

that might foster better communication between the Federal Bench and the Bar, improve an already very good relationship between the Federal Bench and the Bar, improve the administration of justice at the Federal level, provide for more efficient administration of justice and any other matters that may be of concern to the Lawyer Representatives and members of the Bar. The Judges are genuinely interested in the Lawyer Representatives' comments and concerns and are always willing to take action to address any concerns that may be presented.

The Lawyer Representatives also meet regularly (typically quarterly, but sometimes on a more frequent basis) as part of the Attorney Admissions Fund Advisory Committee. The Committee is chaired by the Honorable Robert A. McQuaid, Jr. Pursuant to the District's Seventh Amended Special Order No. 59 (Section VII), the Fund must be used for purposes which benefit the members of the Bench and Bar of the Court in the administration of justice and no expenditure shall be made for the benefit of the members of the Bench to the exclusion of the members of the Bar. Applications for expenditures from the fund are numerous and are always given serious consideration by the members of the Committee. As with the quarterly meetings with the Judges, the Lawyer Representatives' input on all of the applications for expenditures is actively sought.

The Lawyer Representative Co-Chairs are also invited to attend semi-annual meetings of the Nevada State-Federal Judicial Council. The Council includes, among other representatives, members of the Federal Judiciary, the Chief Justice of the Nevada Supreme Court or his representative, members of the Nevada State and Municipal Judiciaries, representatives of the various County District Attorneys' Offices, the President of the Nevada State Bar and the Lawyer Representative Co-Chairs for the District. Co-Chair Nancy Koppe attended the Council meeting held on November 7, 2008, in Las Vegas, Nevada, and Co-Chair John F. Murtha attended the meeting held on May 1, 2009, in Reno, Nevada. The Council discusses issues of common interest to both the State and Federal Judiciaries and strives to resolve matters of concern to all of the constituencies represented in the Council. Additionally, the Council addresses issues that are expected to affect the administration of justice in the State of Nevada at both the Federal and State levels. The primary issue presented at the meeting on May 1, 2009, was the present mortgage foreclosure crises, its impacts upon the Courts and possible legislative responses to the crisis that will impact both the Federal and State Judiciaries in Nevada.

B. Educational Activities:

1. 2009 District Conference. The principal and most time consuming educational activity for the Lawyer Representatives this year (as in all years) was the annual Nevada District Conference. All Lawyer Representatives together with members of the Bench, the United States Attorney for Nevada and the

Federal Public Defender join in planning the annual District Conference. This year the members of the 2009 District Conference Planning Committee were:

- Magistrate Judge George W. Foley, Jr., Chairperson
- Chief District Judge Roger L. Hunt
- District Judge Brian E. Sandoval
- Chief Bankruptcy Judge Mike K. Nakagawa
- Magistrate Judge Robert A. McQuaid, Jr.
- Gregory A. Brower, United States Attorney
- Franny A. Forsman, Federal Public Defender
- John F. Murtha, Lawyer Representative
- Nancy J. Koppe, Lawyer Representative
- Fred "Pete" D. Gibson, III, Lawyer Representative
- Gloria J. Sturman, Lawyer Representative
- Paul J. Georgeson, Lawyer Representative
- Robert J. Gower, Lawyer Representative
- Beau Sterling, Lawyer Representative

This year's Conference, titled *The Courts and the Legal Profession of Tomorrow: Challenges and Opportunities*, was held in Las Vegas, Nevada, on April 16, 2009. The Conference drew a record 200 (+) registrants.

The Conference focused on challenges facing the legal profession today and challenges it may face in the future. General session topics included "The 21st Century Attorney: The Practice of Law in a Global Economy," "Prime, Subprime and Crime: Critical Times in the Mortgage Crisis" and "The Coming Health Care Quagmire: A Prima Facie Case." Following a luncheon which most of the registrants attended, the Conference participants attended breakout sessions focusing on issues of interest for civil, criminal or bankruptcy practitioners. The Conference concluded with an open forum discussion with the members of the Federal Bench who attended the Conference, which included most of the members of the Nevada Federal Bench. Questions had been submitted anonymously by the Conference participants and were presented to the members of the Bench for their impromptu responses. The open forum discussion with the Bench is always a much anticipated part of the Conference and this year was no exception. The Conference participants greatly appreciated the responses from all of the Judges who responded to the questions. More questions were submitted than could be answered in the allotted one hour and fifteen minutes for the open forum.

Special thanks need to be extended to the following members of the Nevada Federal Bench who helped plan and/or actively participated in making presentations at the Conference:

- Chief District Judge Roger L. Hunt
- District Judge Kent J. Dawson
- District Judge Brian E. Sandoval
- Magistrate Judge George W. Foley, Jr.
- Magistrate Judge Lawrence R. Leavitt
- Magistrate Judge Peggy A. Leen
- Magistrate Judge Robert A. McQuaid, Jr.
- Chief Bankruptcy Judge Mike K. Nakagawa
- Bankruptcy Judge Bruce A. Markell
- Bankruptcy Judge Linda B. Riegler
- Bankruptcy Judge Gregg W. Zive

Additionally, Lance S. Wilson, District Court Executive, and his very capable staff were extremely helpful in planning the many details necessary for a successful conference.

2. 2008 Ninth Circuit Chief Bankruptcy Judges' Conference. In December 2008, Co-Chair John F. Murtha travelled to Honolulu, Hawaii to participate in the LRCC Educational Program for the 2008 Ninth Circuit Chief Bankruptcy Judges' Conference. Mr. Murtha co-presented a program with Dan Collins, Esq., a Lawyer Representative for the District of Arizona, on the then recent Ninth Circuit Bankruptcy Appellate Panel opinion in *Clear Channel Outdoor, Inc. v. Knupfer*, 391 BR 25 (9th Cir. BAP, 2008). Messrs. Murtha and Collins lead an interactive discussion of the *Clear Channel* case focusing on its holdings regarding sales of property pursuant to Bankruptcy Code section 363, the limited protections provided by sub-section 363 (m) and the impact of the opinion on sales in chapter 11 cases.

3. 2009 Ninth Circuit Chief District Judges' Conference. In February 2009, Co-Chair Nancy Koppe moderated a panel presentation for the Chief District Judges' Conference in Newport Beach, California. The presentation was entitled *Child Exploitation: The Facts Behind the Cases*, and the panel was comprised of Ms. Koppe, an Assistant United States Attorney and the Project Safe Childhood Coordinator for the District of Nevada; Dean Gits, an Assistant Federal Public Defender for the Central District of California; and Kenneth Lanning, a former Federal Bureau of Investigation Special Agent in the Behavioral Sciences Unit, who now works as a consultant in the area of crimes against children.

The panel presented and discussed topics regarding the exploitation of children. The panel discussed the stereotypical child exploitation offender, as well as the relationship between child pornography defendants and hands-on molestation crimes. The panel further discussed the impact of child exploitation cases on the Court, the victims and the defendant.

C. Miscellaneous.

In recent years Nevada's Lawyer Representatives have attempted to prepare articles for publication in the *Nevada Lawyer*, the official publication of the State Bar of Nevada, on a bi-monthly basis. This effort has fallen short of its goal this year with only one article being published in the May 2009 edition. The article, co-authored by Lawyer Representatives Gloria Sturman, Esq. and Beau Sterling, Esq., was titled *Electronic Filing in the Ninth Circuit Court of Appeals*. Extra efforts will be made in 2009-2010 to get this program back on track for publication of an article every other month.

Finally, Co-Chair Nancy Koppe has coordinated the District Dinner for the Districts of Hawaii, Nevada, Guam and the Northern Mariana Islands to be held in conjunction with this year's Ninth Circuit Judicial Conference to be held in Monterey, California.

District of Oregon

2008 – 2009 Lawyer Representative Report
District of Oregon

I. Lawyer Representatives

Terms Ending January 1, 2010

Joel DeVore
Luvaas Cobb
777 High Street, Suite 300
Eugene, OR 97401
(541) 484-9292
(541) 343-1206 (fax)
Email: devore@luvaascobb.com

Richard J. Vangelisti (Co-Chair)
Vangelisti Kocher LLP
9755 SW Barnes Rd, Suite 450
Portland, OR 97225
(503) 445-2101
(503) 445-2120 (fax)
Email: richard@vangelisti.com

Kelly Alexandre Zusman
US Attorney's Office
1000 SW 3rd Ave, Suite 600
Portland, OR 97204
(503) 727-1009
(503) 727-1117 (fax)
Email: kelly.zusman@usdoj.gov

Terms Ending January 1, 2011

Suzanne Bradley Chantli (Co-Chair)
Chantli & Middleton
245 East 4th Ave
Eugene, OR 97401
(541) 683-2506
(541) 683-3149 (fax)
Email: schantli@chantliaw.com

Clarence M. Belnavis
Fisher & Phillips LLP
111 SW 5th Ave., Suite 1250
Portland, OR 97204
(503) 242-4262
(503) 242-4263 (fax)
Email: cbelnavis@laborlawyers.com

Bryan W. Gruetter
Law Offices of Bryan W. Gruetter
The Scanlon Building
300 SW Columbia, Suite 203
Bend, OR 97702
(541) 585-1140
(541) 585-1142 (fax)
Email: gruetterlaw@yahoo.com

Terms Ending January 1, 2012

Thomas M. Christ
Cosgrove Vergeer Kester LLP
805 SW Broadway, 8th Floor
Portland, OR 97205
(503) 323-9000
(503) 323-9019
Email: tchrist@ck-law.com

Lynn Hampton
Confederated Tribe of Umatilla
Office of Child Support Enforcement
P.O. Box 638
Pendleton, OR 97801
(541) 966-2925
(541) 966-2929
Email: lynnhampton@ctuir.com

II. 2008-2009 Report of District Activities

• **A. Better Practices for Better Communities Conference**

- Lawyer Representatives assisted with the District's "Better Practices for Better Communities Conference," which occurred on April 2 and 3, 2009, in Portland, Oregon. This conference was formally sponsored by the District of Oregon and the United States Probation Office. The purpose of the program was to train professionals in the District of Oregon on evidence-based practices, review model programs, and mobilize community resources to facilitate the creation of a "one-stop" reentry facility for State, Federal, public, and private reentry services. The Reentry conference was held at the Mallory Avenue Community Enrichment Center, a 22,000 square foot facility located in North Portland, hosted by Pastor Frederick Woods. The guests speakers included Pastor Woods, Dr. Faye Taxman, Dr. Wilson Compton (NIH), Douglas Burris (Probation Chief, Eastern District of Missouri), Dr. Dan Close, Melissa Aubin (PhD, JD, current U.S. Supreme Court Fellow), Chief Judge Ann Aiken, Hon. Leo Sorokin (District of Mass.), Hon. Brooke C. Wells (District of Utah), Karin Immergut (US Attorney, Oregon) Michael Shrunck (District Attorney, Multnomah County), County Commissioner Chair Ted Wheeler, Oregon Attorney General John Kroger, Richard Crawford (Probation Chief, District of Hawaii), Senator Margaret Carter (Co-Chair Ways and Means); Senator Vicki Walker; Representative Floyd Prozanski (Chair, House Judiciary); Representative Chip Shields, along with a panel of graduates and success stories that left everyone inspired.
- The Best Practices for Better Communities Conference was designed to bring people from various agencies together to explore ways to reduce recidivism, improve public safety and facilitate successful offender reentry into society. Through the use of guest speakers and an open forum, participants discussed and shared experiences of what works and what doesn't as well as building relationships with people from other agencies to collaborate in improving Oregon's Reentry Programs
- Across the country nearly 650,000 people are released from state and federal prisons every year, and even more reenter communities from local jails. Typically more than 50 percent of those released from incarceration will be in some form of legal trouble within 3 years. Evidence has shown that evidence-based practices and effective reentry programs can greatly reduce current rates of recidivism. Using sound practices can help rebuild broken lives and reduce jail and prison populations while improving public safety and reducing overall costs.

II. 2008-2009 Report of District Activities (continued)

- The U.S. District Court and the U.S. Probation Office, District of Oregon, have already adopted the use of Evidence-based Practices in several areas and plan to expand their use over the coming months. The District of Oregon Reentry Court is a court-involved, evidence-based program in which voluntary participants under federal supervision commit to individualized plans emphasizing sobriety, employment, and constructive problem solving. The program encourages participants to develop a high and sustained level of satisfaction with a productive and prosocial lifestyle and thereby desist from crime and substance abuse. Participants engage in monthly team meetings, with each other and the reentry court team (composed of a district court judge, assistant U.S. attorney, assistant federal public defender, probation officer, and treatment services personnel), who issue rewards and sanctions matched to each participant's level of progress. The reentry court team encourages participants to access an array of services designed to meet particular reentry needs. (For more information about the District of Oregon's program go to our web page and download [The District of Oregon Reentry Court: Evaluation, Policy Recommendations, and Replication Strategies.](#) (www.ord.uscourts.gov)

• B. District of Oregon Conference

- The District of Oregon held a District Conference in Eugene, Oregon on November 29 and 30, 2007. The title of the Conference was "The Only Easy Day Was Yesterday: The Challenges of Legal Communication in the 21st Century." The Conference brought together numerous federal and state court judges, a healthy dose of lawyers from a broad range of practices, community business members, and representative of our Federal congressional officials. The first day featured panels on oral and written communication in court with a wine and cheese social with Oregon's own David Gremmel of Rouge Creamery. The second day featured speakers and panels on a wide range of topics including diversity, training on how to change the law, digital media and storytelling, serving business clients, and cross boarder cultural challenges. The program was privileged to have national speakers including Judge Berle Schiller of the Eastern District of Pennsylvania and Professor Ana Maria Merico of the James E. Rogers College of Law at University of Arizona.

III. Current Projects and Efforts to Improve Administration of Justice in The District of Oregon

- **A. District Conference in Fall 2009**
 - Oregon's Lawyer Representatives are currently working with one another and the District of Oregon's new Chief Judge Ann Aiken on the District Conference to occur in Fall 2009. We are exploring a two-day conference covering a wide range of topics. The possibilities include:
 - **Business Client Perspective on Efficient Case Resolution and Litigation Costs;**
 - **Innovative Success Stories – Attorneys Creative Solutions and Ordinary Lawyers Achieving Extraordinary Results;**
 - **Attorney Networking;**
 - **Climate Change and Sustainability;**
 - **Water Law;**
 - **Bankruptcy and Foreclosure; Economic Outlook;**
 - **Ordinary Lawyers Achieving Extraordinary Results;**
 - **Evidence Based Sentencing – Taking Back our Community;**
 - **Legislative Updates;**
 - **Changing Careers and Professional/Personal Balance;**
 - **When Practice Makes Permanent: A Guide to Undoing, Unlearning, and Deconstructing the Things that Used to be Important; and**
 - **Professionalism in Practice.**
- We look forward to using our time in Monterey to determine the theme of our upcoming conference.
- We expect to invite a national speaker to the District Conference. As with our last District Conference, we hope to work with numerous organizations in Oregon to plan and sponsor the conference, including: Ninth Circuit Lawyer Representatives, Oregon Women Lawyers, Oregon Chapter of the Federal Bar Association, Lane County Bar Association, Oregon State Bar Leadership College, and the Oregon State Bar Federal Practice & Procedure Committee. Consistent with prior attendance, we expect a diverse attendance of judges and lawyers from all areas of the state and those from many practice areas.

III. Current Projects and Efforts to Improve Administration of Justice in The District of Oregon (continued)

- **B. Communications Between Lawyers and Judges of District of Oregon**
- Prior to the tenure of Chief Judge Aiken (which began in February 1, 2009), the District of Oregon (through an invitation by then Chief Judge Ancer Haggerty) formally welcomed the Oregon Lawyer Representatives to the Judges' Monday lunch meetings on a periodic basis and that practice will continue during her tenure. Since her assumption of the duties of the Chief Judge, communication is frequent with Chief Judge Aiken through e-mail and conference calls with the Co-chairs of the Oregon Lawyer Representatives on a range of issues relating to bench/bar relations. The Oregon Lawyer Representatives (an extraordinarily diverse group by design) communicate with one another through e-mail and periodic conference calls. The Lawyer Representatives and the lawyers at large in Oregon have a strong relationship with the bench. These relationships in Oregon are thriving because (1) relative small size of the bar; (2) the bar associations in Oregon are active and vibrant; and (3) Oregon's ongoing commitment to professionalism. These strong relationships foster a free flow of information relating to the efficient administration of justice in the District of Oregon.
- **C. Annual Report**
- The Lawyer Representatives are discussing creating some type of "annual report" to the District of Oregon. The primary purpose of the report is to carry forward information learned at the Ninth Circuit conference and transmit feedback gathered from the federal practitioners on the ways to improve the administration of justice in the District of Oregon. The report may contain formal recommendations and a mechanism for ensuring decisions by the Court on those recommendations. Ideally, the report will be a medium to ensure a rich and continual dialogue between the Court and the Lawyer Representatives who represent the lawyers at large.

Oregon Chapter of The Federal Bar Association

- **Annual Dinner of the Oregon Chapter of the FBA**

- The Annual Judges Appreciation Dinner of the Oregon Chapter of the Federal Bar Association was held May 28, 2009, at the Mark O. Hatfield United States Courthouse located in Portland, Oregon. A social hour was held on the 16th floor terrace overlooking the Willamette River, and dinner was served on the main floor of the Courthouse. As part of the evening the US District Court Historical Society honored the public service and unveiled portraits of six of Oregon's magistrate judges which are on display in the 16th floor lobby of the Courthouse. The portraits are of: The Honorable Donald Ashmanskas (Portland), The Honorable Stephen Bloom (Pendleton), The Honorable John Cooney (Medford), the Honorable William Dale (Portland), the Honorable John Jelders (Portland), and The Honorable George Juba (Portland). Oregon has a strong tradition of integrating its magistrates and Article III Judges, and our magistrates are full and essential participants in Oregon's Federal bench. Following dinner the *Judge Ancer L. Haggerty High School Civil Rights Essay Contest* winners were introduced (Jennifer Nguyen, Peter Landgren, and Harish Vemuri) , and the *Judge James M. Burns Federal Practice Awards* were presented this year to Karin Immergut (United States Attorney) and Richard Vangelisti (Vangelisti Kocher). The evening was a remarkable gathering of over 350 members of the bar and bench, which was closed by Chief Judge Aiken reminding us to celebrate our privilege of practicing in our professions and living in the State of Oregon.

Eastern District of Washington

**2009-2010 District Report
Eastern District of Washington
Federal Bar Association and LRCC**

I. The Eastern District of Washington

The Eastern District of Washington includes twenty of the thirty-nine counties in the state and, in general, encompasses all of Washington east of the Cascade Mountains. The Eastern District covers 62.6% of the geographic area of Washington,¹ but includes only 22% of its population. The U.S. District Court for the Eastern District of Washington maintains courtrooms in Spokane, Yakima and Richland.

The Eastern District of Washington currently has three full time Article III Judges (Chief Judge Robert H. Whaley, Judge Edward F. Shea, and Judge Lonny R. Suko), three Senior Judges (Hon. Justin L. Quackenbush, Hon. Wm. Fremming Nielsen, and Hon. Fred Van Sickle), and two Magistrate Judges (Hon. Cynthia Imbrogno and Hon. James P. Hutton).

The U.S. Bankruptcy Court for the Eastern District of Washington maintains courtrooms in Spokane and Yakima. The District currently has three full time Bankruptcy Judges (Chief Judge Frank L. Kurtz, Judge Patricia C. Williams and Judge John A. Rossmeissl).

II. FBA Officers, Lawyer Representatives and Trustees

Officers

Name/Office	Address	Phone/Fax	E-mail
President Jane Parry Ewers Turner Stoeve & Gagliardi	421 W. Riverside Ave. Spokane, WA 99201	509.326.1552	jpewers@tsglaw.net

¹ See "Jurisdiction of the Court" located at the website for the U.S. District Court for the Eastern District of Washington: www.waed.uscourts.gov/courtinfo/index.html.

<p>Vice President</p> <p>Joseph H. Harrington U.S. Attorney's Office</p>	<p>P.O. Box 1494 Spokane, WA 99210</p>	<p>509.353.2767 509.353.2766</p>	<p>Joseph.harrington@USDOJ.gov</p>
<p>Treasurer</p> <p>John Ray Nelson Foster Pepper PLLC</p>	<p>422 W. Riverside Ave. Suite 1310 Spokane, WA 99201</p>	<p>509.777.1604 509-777-1616</p>	<p>nelsj@foster.com</p>
<p>Secretary</p> <p>Kevin D. O'Rourke Southwell O'Rourke, PS</p>	<p>421 W. Riverside Ave. Suite 960 Spokane, WA 99201</p>	<p>509.624.0159 509.624.9231</p>	<p>kevin@southwellorourke.com</p>

III. Lawyer Representatives for the Eastern District of Washington and LRCC Membership.

The District has five Lawyer Representatives. Each serves a three-year term which normally begins in October. Typically, the District Judges ask the Federal Bar Association to notify the Court of any impending vacancy and to request that attorneys submit letters of interest in being appointed as a Lawyer Representative. Depending upon the number of applicants, the Board of Trustees of the Federal Bar Association either will submit all the letters of application to the Court or may narrow the list to a manageable size for consideration by the Court. Diversity among the Lawyer Representatives is encouraged. Traditionally, the Eastern District's Lawyer Representative in his/her third year will serve as the District's LRCC official representative.

IV. Lawyer Representative Relationship to the Federal Bar Association.

There are multiple models of organization and interrelationships between Lawyer Representatives and their respective Bar Associations throughout the Districts in the Ninth Circuit. In the Eastern District of Washington, the leadership of the Federal Bar Association is comprised of Officers, who serve one year terms but typically progress through the Secretary to President positions, Trustees who serve two-

year terms, and the Lawyer Representatives who serve three-year terms. All have equal voting rights. A Trustee or Officer may also serve as a Lawyer Representative.

Essentially, there is no difference in status or leadership responsibility between a Trustee of the Federal Bar Association and one of the District's Lawyer Representatives *within* the District. Each has common responsibilities and voting status on the Board. *Outside* the District, the Lawyer Representatives also participate in the annual Ninth Circuit Judicial Conference and LRCC activities.

V. Relationship with the Court.

The Lawyer Representatives and the Federal Bar Association have an excellent working relationship with the Court. The Court is not hesitant to ask for comments or participation on issues where that is deemed helpful. Likewise, the Court is very respectful of and encourages the independence of the Bar.

Historically, the District Court Judges and the Lawyer Representatives from the Eastern District of Washington have held a meeting together at each Conference. Those discussions have always been open and candid. Likewise, during the year, the Chief Judge and the senior LRCC Representatives have met periodically in order to keep each other informed of the Federal Bar's activities and topics of interest. This year, the Court and the Bar have decided to hold the annual district meeting in conjunction with the Federal Bar Association's annual conference and CLE in Spokane on September 25, 2009, at Spokane's historic Davenport Hotel.

VI. Admission to Practice in Federal Court.

When a lawyer is sworn in to practice in the U.S. District Court for the Eastern District of Washington, the Court provides the new admittee with a congratulatory letter from the President of the Federal Bar Association. This letter encourages the new admittee to join the Association. Similarly, the Spokane County Bar Association's Young Lawyers' Division regularly sponsors an orientation program for new admittees at the time they are sworn in to practice before the Courts of the State of Washington. A representative from the Federal Bar Association is always invited to speak at that session about admission to practice in the Eastern District as well as membership in the Federal Bar Association.

VII. Membership in the Federal Bar Association.

The Federal Bar Association for the Eastern District of Washington is a voluntary bar association. Its Mission Statement is:

The Federal Bar Association seeks to enhance bench and bar communications, provide specialized educational programs for federal practitioners and to serve as a liaison with the public.

The Federal Bar Association strives to make membership relevant and beneficial for all of its members. Dues are set at a mere \$40 per year – which price includes admission to the annual conference and CLE -- to make membership easy and affordable. The volunteer leadership of the Association through its Officers, Trustees and Lawyer Representatives has been able to provide meaningful services to the members even with this nominal membership fee. Membership over the past several years has ranged between 350 and 400 attorneys.

VIII. Eastern District Conference and Federal Bar Association CLE.

The major annual event sponsored by the Court and the Federal Bar Association is the annual Eastern District Conference and Federal Bar Association CLE. This Conference is typically held in Spokane, Washington in the Fall. The 2009 event is scheduled for September 25th at the Davenport Hotel. The Fall seems to be the best time to hold the Conference because summer vacations are over and many members are looking for ways to complete their Washington State Bar Association mandatory CLE requirements.

The Bar and the Court typically collaborate in developing the Conference Agenda. The Chief Judge will usually provide a brief review of the State of the District, followed by a CLE on a topic of interest to federal practitioners. Past conferences have included national caliber speakers on trial advocacy such as Professor Thomas A. Mauet and James McElhaney. This year's program will feature "Guantanamo Bay – A Discussion of Constitutional Issues" by Michael J. Berrigan, Principal Deputy Chief Defense Counsel for the Office of Military Commissions. Mr. Berrigan will present a discussion regarding the constitutional issues attendant to his experience defending Guantanamo Bay detainees.

IX. Annual Federal Bar Reception.

For the past five years, the Federal Bar Association has also sponsored an informal hosted reception for the Court, presenters at the District Conference and CLE and its members. This reception is held immediately following the District Conference and provides the members of the Bench and the Bar the opportunity to visit and network informally. This interaction contributes to the development of civility and professionalism within the District.

X. Federal Bar Association Website: www.fedbar.com

The Federal Bar Association for the Eastern District of Washington maintains its website at www.fedbar.com. Members and the public can access important information about the Court and background information on our Judges, membership information, newsletters and seminar materials, links to helpful legal and court websites, and other useful information.

The Association maintains its membership roster through its website using the "background" access to the site. As a result, with the annual change in leadership of the Federal Bar Association, this "easy to use, easy to access" information has enabled the Association to maintain continuity and communication with its members from year to year. In this way, we are able to send a "mass e-mail" to all of our members, generate newsletters which are then both posted on the website and e-mailed to members in .html format, and list important upcoming events, dates and information.

XI. Communicating to the Federal Practitioner using ECF.

As previously discussed, our Federal Bar Association utilizes its website and its web-based database to communicate with its members. Likewise, the Court has been very accommodating in publishing the Federal Bar Association newsletters and notices to all practitioners admitted in the Eastern District using the ECF system.

XII. Newsletters and Notices.

The Federal Bar Association attempts to periodically publish its newsletter entitled "The Federalist" using articles of interest written by its members. As with many associations, the Officers, Trustees and Lawyer Representatives are often called upon to generate the articles. Ideally, the newsletter is published three to four times per year. The newsletter is also the vehicle utilized to invite membership renewal and payment of the annual dues to the Association.

As newsletters are generated, the Association has also paid to publish its notices and newsletters in "hard copy" in the monthly Calendar Call, which is published by the Spokane County Bar Association. Copies of the Federal Bar Association's newsletters are also distributed by e-mail through the Chelan-Douglas County, Yakima County, Benton-Franklin County and Walla Walla County Bar Associations.

XIII. Lawyer Representative and LRCC Activities.

In addition to the Lawyer Representatives' active participation in the leadership of our Federal Bar Association, they also participate in the Ninth Circuit Judicial Conferences and are available to assist with special projects as requested by the Court.

Traditionally, the Lawyer Representatives entering their third year of service serve as the District's representatives on the LRCC. For the 2008-2009 time frame, the District has had two LRCC representatives participating in Conference planning activities: John Ray Nelson has participated in the Lawyer Representative Conference Committee and the Chief District Judge's Annual Meeting, and Nancy Isserlis participated in developing and presenting at the program for the Bankruptcy Judges' Annual Meeting.

XIV. Conclusion.

The Federal Bar Association and the Eastern District's Lawyer Representatives are always looking for ways to provide services and information to the Court and to the federal practitioners in our District. The information set forth above is a synopsis of our organization and our activities for the 2008-2009 year. We hope the information provided here is helpful to other Districts and we look forward to learning more how we can best serve our Courts and other lawyers.

Respectfully submitted,

John Ray Nelson
Foster Pepper, PLLC
Lawyer Representative and LRCC Member
for the Eastern District of Washington

Western District of Washington

NINTH CIRCUIT JUDICIAL CONFERENCE

Lawyer Representative District Report Western District of Washington June 2009

Lawyer Representatives for the Western District of Washington:

2007-2009

David Bukey, Co-Chair
Bukey Law Office
1501 4th Ave., #2150
Seattle, WA 98101
(206) 382-1787

Steven Koh
Perkins Coie LLP
1201 3rd Ave., #4800
Seattle, WA 98101
(206) 359-8000

Paula Olson
Law Office of Paula
T Olson.
524 Tacoma Ave S
Tacoma, WA 98402
(253) 627-1747

2008-2010

Tracy Morris, Co-Chair
P.O. Box 31434
Seattle, WA 98103
(206) 992-7594

Brett Purtzer
Law Office of Monte
E. Hester, Inc., P.S.
1008 S. Yakima Ave.,
#302
Tacoma, WA 98405
(253) 272-2157

Harry H. Schneider
Perkins Coie
1201 3rd Ave., #4800
Seattle, WA 98101
(206) 359-8508

2009-2011

Stuart R. Dunwoody
Davis Wright Tremaine LLP
1201 3rd Ave., #2200
Seattle, WA 98101
(206) 757-8034

Kelly L. Harris
US Attorney's Office
Western District of Washington
700 Stewart Street, #5220
Seattle, WA 98101
(206) 553-7970

Jane E. Pearson
Foster Pepper PLLC
1111 3rd Ave, #3400
Seattle, WA 98101
(206) 447-4705

Appellate Lawyer Representative for the Western District of Washington:

2009-2011

Helen E. Brunner
US Attorney's Office
Western District of Washington
700 Stewart Street, #5220
Seattle, WA 98101
(206) 553-5172

At-Large Representative to the LRCC

Law Offices of Judith H. Ramseyer PLLC
2025 First Ave., #1130
Seattle, WA 98121
(206) 728-6872
(Term expires 2011)

Lawyer Representatives to the Advisory Board to the Ninth Circuit Judicial Council:

Merrilee MacLean
Karr Tuttle Campbell
1201 3rd Ave., #2900
Seattle, WA 98101
(206) 223-1313
(Term expires 2009)

Todd True
Earth Justice
705 Second Ave., #203
Seattle, WA 98104
(206) 343-7340
(Term expires 2010)

I. 2009 Annual District Meeting for Judges and Lawyers – May 1, 2009

At the sold out 2009 Western District of Washington Annual Meeting and CLE on May 1, 2009, attendees were treated to three stunning panel presentations on some of the timeliest issues facing federal practitioners. The Western District's Ninth Circuit Lawyer Representatives brought together panels of experts from varied backgrounds in academia, private practice, the corporate world, government, and the judiciary to discuss the umbrella topic of "Brave New World?" as it relates to (1) the current financial crisis, (2) the shrinking world and international law principles that apply to it, and (3) changes in privacy law brought about by technological revolutions and changing priorities in the world of privacy. A brochure advertising the event, created by Perkins Coie, is attached.

Financial Panel

In the opening program, Chief Judge Overstreet moderated what she called a "grim" discussion of the current financial crisis, noting that "we know things are bad when the Bankruptcy Judges are in the lead on panel presentations." Dr. William Rule, Senior Economist from the Bankruptcy Judges' Division of the Administrative Office of the United States Courts presented an insightful analysis of the events leading up to the current crisis. He also speculated about the future, illustrated by numerous graphs typically pointing in a downward direction. Assistant United States Attorney Carl Blackstone gave a frank overview of the Department of Justice's enforcement role and outlined anticipated changes, especially with respect to the direction in which his office is headed. Civil litigator Parker C. Folse III rounded out the panel with an overview of the challenges and opportunities that the financial collapse presents for civil litigants.

International Panel

A panel in international law was brilliantly moderated by Professor Helen Stacy of Stanford Law School, who moderated a similar panel at the Ninth Circuit Judicial

Conference last summer. The first speaker was J. H. Jerry Hzu, a leader of Davis Wright Tremaine's China practice. Mr. Zhu, the first Mainland Chinese-American to become a partner of a major American law firm, described the growth and evolution of that practice over the past twenty-five years. Seattle criminal defense attorney Irwin Schwartz outlined the procedures available to the government under the Mutual Legal Assistance Treaties and the challenges they pose for defense counsel. Renowned Seattle class action attorney Steve Berman outlined the evolving law for tort practitioners under the Alien Tort Claims Act, and Microsoft's Lydia Tamez described the unique challenges immigration laws pose for businesses with international practices. Professor Stacy concluded by masterfully weaving the threads of the discussion together.

Privacy Panel

Nationally recognized privacy expert, Assistant United States Attorney Peter Winn, brought together a terrific group of experts to discuss cutting-edge privacy issues currently facing practitioners. Mark Howitson, Deputy General Counsel of Facebook, explained the issues faced by social networking sites, and described how this arena is changing almost daily. Perkins Coie partner Al Gidari handled the ethics portion of the presentation, exploring the risks and challenges facing practitioners, especially when dealing with the Internet. Loyola University School of Law Professor Aaron Caplan wrapped up the session by examining civil liberties challenges associated with the changing law on privacy. Mr. Winn tied together this discussion with his perspectives on the historical underpinnings of and changing expectations relating to privacy in our society.

II. Report on the State of the Courts

Following the CLE, reports on the state of the courts were provided by the Ninth Circuit Court of Appeals' newest member, Judge N. Randy Smith, and from our own Chief District Judge Robert Lasnik, and Chief Bankruptcy Judge Karen Overstreet.

III. Swearing-In Ceremony, Reception, and Dinner

At the conclusion of the District Meeting, and following a tradition that began a few years ago, a public ceremony was held to swear-in lawyers newly admitted to the Western District of Washington. Lawyers and Judges attending the District Meeting and those newly admitted to the District adjourned to a hosted reception in the lobby of the Courthouse. Following the reception, the Lawyer Representatives hosted dinner at a local restaurant for the Judges and panel participants.

IV. Donations and Partnerships

In an effort to work more closely with the Federal Bar Association in this District, the Lawyer Representatives partnered with the FBA on two projects. The first project was a youth education program which focused on basic criminal law issues. The sponsors provided pizza, gift certificates, and a fun-filled game of "Legal Jeopardy". The second project, which will be completed in late June, is supporting the FBA Nakamura Art

Committee. The Committee, chaired by Tracy Morris, has been charged with adorning the newly renovated Ninth Circuit Courthouse in Seattle (the Nakamura Courthouse) with art. Historical photographs from local and newspaper archives have been chosen for both public and private display.

V. Chief Judges and Magistrate Judges Meetings

The Co-Chairs of the Lawyer Representatives participated in both the annual Chief District Court Judges meeting (Newport Beach) and the Magistrate Judges Executive Board meeting (San Francisco). Dave Bukey was involved in planning a fascinating program regarding technology in the courts. Tracy Morris also planned and presented a program addressing pro bono challenges, specifically how to balance access to justice with efficient administration of the courts. Tracy, along with fellow speaker and Ninth Circuit Chair Andrew Jacobs (D. of Arizona), presented the same program to the Chief Magistrate Judges several months later.