

# Oregon Law Institute of Lewis & Clark Law School

### SUMMER SALE

Don't wait—sale ends August 24, 2014!



Please contact OLI at 503-768-6580 or oli@lclark.edu, if you have any questions.

MCLE CREDITS: Credits apply to CD/book sets and DVD/book sets only. (G) General; (G or PS) General or Practical Skills; (E) Ethics; (AJ) Access to Justice; (CAR) Child Abuse Reporting.

RECIPROCITY: Titles noted with [R] qualify for credit necessary to fulfill the MCLE requirements for reciprocal admission to the Oregon State Bar.

### **ACCESS TO JUSTICE**

#### 2012 WORKERS' COMPENSATION UPDATE

The Pre-existing and Current Condition of Combined Conditions

• Appellate Update • Things a Workers' Compensation Lawyer Should Know About PI Cases • News from the Board

What's Age Got to Do with It? • Se Habla Espanol? Representing Non-English Speakers in Workers' Comp Cases • Penalties, Attorney Fees, Sanctions, and Costs.

September 28, 2012 MCLE: 5.5 G and 1 AJ

CDs/Book: \$199 per set \$159 per set DVDs/Book: \$299 per set \$249 per set Book only (93 pages): \$59 \$49

## IS JUSTICE ACCESSIBLE IF SPEECH MAY NOT BE FREE AND COURTS MAY BE CLOSED?

What is a "race card"? When can it be used? • Picking a lawyer because of gender, race, or political status: the client's view • Picking who works on a case for a potentially biased client: the lawyer's and law firm's view • Buying justice: do caseload or other concerns give the rich a better standard of care? What, if anything, can be done about it? • "Unbundling" as a tool for access to justice • Reforming courts: proposals to make courts more effective, efficient, and tolerant

November 2, 2012 MCLE: 3 AJ

CDs/Book: \$159 per set \$119 per set DVDs/Book: \$229 per set \$179 per set

#### REPRESENTING ELDER ABUSE VICTIMS

Financial Abuse of the Elderly • Office of Adult Abuse Prevention and Investigations • Representing Victims of Physical Abuse Arising in Facilities • Litigating an Elderly Persons and Persons with Disabilities Abuse Prevention Act ("EPPDAPA") Order • Fitting the Pieces Together.

April 12, 2013 MCLE: 6.5 G or AJ CDs/Book: \$199 per set \$159 per set DVDs/Book: \$299 per set \$249 per set Book only (194 pages): \$59 \$49



### ADMINISTRATIVE/GOVERNMENT

## [R] THE OREGON PUBLIC CONTRACTING CODE: An Overview and New Developments

The Oregon Public Contracting Code 2012: An Overview, Focusing on Traps for the Unwary • The Legend of QBS: Myths and Realities of Qualification Based Selection • Practical Compliance with Prevailing Wage Requirements on Public Works Contracts • Insurance Requirements for Public Construction in Contracts.

May 11, 2012 MCLE: 3.5 G CDs/Book: \$169 per set \$129 per set DVDs/Book: \$199 per set \$149 per set Book only (110 pages): \$49 \$39

### ALTERNATIVE DISPUTE RESOLUTION

#### MEDIATION TOOLS AND TECHNIQUES FOR LAWYERS

Is Mediation Overused? • What Works and What Doesn't in Successfully Mediating Personal Injury Cases • Mediating Business Litigation Cases • Negotiating Ethics : Representing Your Client and Understanding the Other Side • Judicial Settlement Conferences – What Do Judges Think? • "Practitioners' Follies" • Different Kinds of Minds: Some Facts and Figures about Autism, Asperger's, ADD/ADHD or PTSD • The Art of Effective Cross-Cultural Mediation: Representing Your Client and Understanding the Other Side.

October 19, 2012 MCLE: 4.25 G *plus* 2 AJ *and* 1 E CDs/Book: \$199 per set \$159 per set DVDs/Book: \$299 per set \$249 per set Book only (81 pages): \$59 \$49

### APPELLATE LAW

## [R] Fresh Insight: A DAY WITH THE OREGON SUPREME COURT

Successful Appellate Court Practice: First Principles for Newer Advocates • All Business: Developments in the Law of Agency, Insurance, Employment, and Business Regulation • Finding Intent: Revisiting the Interpretation of Statutes, Rule, and Contracts • Current Trends in Professional Discipline: New Rules and Recent Decisions • Why Didn't I Think of That? Favorite Tips for Effective Litigation.

April 27, 2012 MCLE: 5.25 G and 1 E

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (84 pages): \$59 \$49

## **APPELLATE TIPS FOR LITIGATORS:** Planning Trials for Success on Appeal

Intake and Pretrial Issues • Trial and Post-Trial Issues • Deciding Whether and What to Appeal; Perfecting Your Appeal • What *Not* to Do in Presenting Your Case to the Court of Appeals •Review in the Oregon Supreme Court

October 26, 2012 MCLE: 6.5 G

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set

Book only (125 pages): \$59 \$49

### **BUSINESS/TAX LAW**

## Staying Competitive: LEGAL ISSUES IN RUNNING A BUSINESS ONLINE

Online Content and Social Media Risks: What You Need to Know • Brands Online: Trademarks and Domain Names • The New World of Social Media: Employment Law Risks Every Employer Should Know • Current Developments in Data Security and Privacy Law • E-Commerce: Selling Goods and Services Online • E-Discovery • State Taxation in the E-Commerce Age • Cloud Computing 101.

March 2, 2012 MCLE: 6.5 G

CDs/Book: \$199 per set \$159 per set DVDs/Book: \$299 per set \$249 per set Book only (132 pages): \$59 \$49

## DECONSTRUCTING THE CONSTRUCTION LITIGATION CASE

Contract Is King? Tort Trumps? Recent Key Decisions • Payment, Performance, and Delay: Practical Construction Law • Use and Abuse of the Complex Construction Case Program • Insurance Claims in Construction Cases • Teaching the Jury: How Best to Show What the Witness Has to Say • Trying the Construction Case.

March 9, 2012 MCLE: 6.75 G

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (112 pages): \$59 \$49

## STARTING AND BUILDING A SUCCESSFUL LAW PRACTICE

Creating a Business Plan and Start-Up Considerations • Staffing Options • When Managing Your Lawyer Trust Account, You're Handling Your Clients' Money • How Do I Get Clients? Client Selection and Solicitation • Communicating with Clients • Challenges in Starting Your Own Firm and How to Overcome Them.

May 18, 2012 MCLE: 4.5 G and 2 E

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (97 pages): \$59 \$49

#### 2012 INTELLECTUAL PROPERTY LAW UPDATE

Secrets About Trade Secrets • 2012 Trademark Law Update • Patent Law Developments in the Congress and the Courts • Copyright Law 2012 • Patents Licensing: Strategies and Considerations in View of the Changing Patent Law Landscape • What Happens to Intellectual Property in Bankruptcy Proceedings.

June 15, 2012 MCLE: 5.5 G

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (119 pages): \$59 \$49

## RECENT DEVELOPMENTS IN FEDERAL TAX VALUATION featuring Jack Bogdanski

Jack Bogdanski will discuss the more notable events of the past year in the fast-moving world of valuation of property for federal tax purposes. Topics will include areas of interest to income tax practitioners and estate and gift tax practitioners alike, among them:
• deductions and exclusions for conservation easements' • the Tax Court's tough stance on the charitable contribution substantiation rules • taxpayer victories on valuation of interests in family limited partnerships • the continued resurgence of defined value clauses • resolving the overlap of Sections 2703 and 2704(a) • valuation of lottery prizes • deductions for contributions of buildings to fire departments • partial special use valuation elections under Section 2032A; and • additional late developments.

December 14, 2012

MCLE: 2 G

Book only (48 pages): \$59 \$49

## REPRESENTING FAMILY AND CLOSELY HELD BUSINESSES

Employment Law Concerns for Small Businesses • Crowdfunding and the JOBS Act • Divorce and the Role of the Business Lawyer • Dealing with Distressed Customers and Suppliers: Bankruptcy Primer for the Non-Bankruptcy Lawyer • Tax Planning for Closely Held Businesses • Business Transition Planning for Owner of Family Held Businesses • Estate Planning for Owners of Closely Held Businesses.

March 1, 2013 MCLE: 6.25 G

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (194 pages): \$59 \$49

#### BUSINESS/TAX LAW (Continued)

#### INTERNET LAW DEVELOPMENTS

Trademark and Domain Name Developments • Data Security • Taxation of Internet Commerce: What You Need to Know • Social Media: Implications for Business • Current Developments Regarding Privacy on the Internet • Recent Internet Law Cases: 10 Cases You Need to Know About.

June 7, 2013 MCLE: 4.25 G CDs/Book: <del>\$179 per set</del> \$139 per set DVDs/Book: <del>\$239 per set</del> \$189 per set

Book only (147 pages): \$59 \$49

CHILD ABUSE REPORTING

## 24th Annual Ethics CLE: DRUG ABUSE TRENDS AND POLICIES: Mandatory Child Abuse Reporting

This presentation will cover the basics of the Oregon child abuse and neglect reporting law for mandatory reporters, which includes all lawyers. It will also focus on an area of child abuse and neglect that drives most child dependency cases, namely parental substance abuse. Drug abuse trends, both Oregon and nationally, will be explored, as well as a very brief overview of substance abuse brain science and effective modes of treatment.

November 4, 2011 MCLE: 1 CAR

CDs/Book: \$35 per set \$30 per set

### 25th Annual Ethics CLE: UNDERSTANDING CHILD ABUSE AND YOUR REPORTING OBLIGATIONS

This presentation will cover the basics of the Oregon child abuse and neglect reporting law for mandatory reporters, which includes all lawyers. It will also address an area of child abuse and neglect that drives most child dependency cases, namely parental substance abuse. This will be a practical discussion designed to inform the judgments lawyers are required to make, and the steps they are required to take, to fulfill their duty to assist in protecting children from abuse.

November 2, 2012 MCLE: 1 CAR

CDs/Book: \$35 per set \$30 per set

### **COMMERCIAL LAW**

## DECONSTRUCTING THE CONSTRUCTION LITIGATION CASE

Contract Is King? Tort Trumps? Recent Key Decisions • Payment, Performance, and Delay: Practical Construction Law • Use and Abuse of the Complex Construction Case Program • Insurance Claims in Construction Cases • Teaching the Jury: How Best to Show What the Witness Has to Say • Trying the Construction Case.

March 9, 2012 MCLE: 6.75 G

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (112 pages): \$59 \$49

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#### **CONSUMER PROTECTION INTERSECTIONS:**

A Day with the Consumer Financial Protection Bureau, the Federal Trade Commission's Bureau of Consumer Protection, and Oregon State Consumer Lawyers

Overview of the Consumer Financial Protection Bureau and FTC's Bureau of Consumer Protection, and Federal Resources for Consumer Advocates • Mortgage Markets: The CFPB Mortgage Rulemakings; FTC Crackdown on Mortgage Relief Scams and Misleading Mortgage Advertising; Oregon Mortgage Lending Law and Regulation • Targeted Consumer Protection: CFPB, FTC, and Oregon Work on Behalf of Seniors, Immigrants, Servicemembers, and Low-Income Consumers • Law Enforcement Highlights: CFPB, FTC, and Oregon DOJ Recent Actions to Protect Consumers • Fair Debt Collection: CFPB Supervision of Debt Collection Activities; FTC Enforcement Actions Against Deceptive, Abusive, and Phantom Debt Collectors; Debt Collection in Oregon.

Friday, October 11, 2013

MCLE: 5.75 G

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (226 pages): \$59 \$49

### EMPLOYMENT LAW

#### [R] 2012 ANNUAL EMPLOYMENT LAW UPDATE

Case Law and Legislative Update • Recent Wage and Hour Cases • Veterans' and Reservists' Employment and Reemployment Rights • Social Media at Work—Don't Blink—The Law Is a Constantly Moving Target • Arbitration Agreement "Smack Down"-Class Action Waivers Take a Bruising • Contact with Represented and Unrepresented Persons: Current Employees, Former Employees and Investigations • Changes in Employee Benefits.

June 1, 2012

MCLE: 5.25 G and 1 E

CDs/Book:<del>\$209 per set</del> \$169 per set DVDs/Book: \$309 per set \$259 per set

Book only (165 pages): \$59 \$49

#### [R] 2013 ANNUAL EMPLOYMENT LAW UPDATE

Case Law Update • What to Expect from the 2013 Oregon Legislative Session • Too Technical to Remember? Recent Leave Law Changes Demystified • Workplace Violence • Agency Overview, Administrative Process, and Legislative Updates • Everything You May Want to Know About Lawyer Investigations But Have Been Too Busy to Ask • What You Need to Know About Health Care Reform.

May 31, 2013

MCLE: 4.75 G and 1 E

CDs/Book:<del>\$209 per set</del> \$169 per set DVDs/Book: \$309 per set \$259 per set

#### Book only (214 pages): \$59 \$49

#### ESTATE PLANNING/PROBATE/ELDER LAW

#### [R] ABCs OF DECEDENTS' ESTATE ADMINISTRATION

Essential Technology in a Probate Practice • Alternatives to Probate • Initiating Probate • Inventory, Collection, and Management of Assets • Title Problems • Creditor's Claims • Closing and Distribution of Assets • View from the Probate Bench • Administering a Revocable Trust Post Mortem • Taxing Thoughts About Non-Taxable Estates.

March 16, 2012 MCLE: 6.75 G or PS

CDs/Book: \$199 per set \$159 per set DVDs/Book: \$299 per set \$249 per set Book only (292 pages): \$59 \$49

#### REPRESENTING ELDER ABUSE VICTIMS

Financial Abuse of the Elderly • Office of Adult Abuse Prevention and Investigations • Representing Victims of Physical Abuse Arising in Facilities • Litigating an Elderly Persons and Persons with Disabilities Abuse Prevention Act ("EPPDAPA") Order • Fitting the Pieces Together.

April 12, 2013 MCLE: 6.5 G or AJ

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (194 pages): \$59 \$49

#### ABCs OF DECEDENTS' ESTATE ADMINISTRATION

Utilizing Paralegals Ethically • Alternatives to Probate • Initiating Probate • Inventory, Collection, and Management of Assets • Title Problems • Probate and Creditors' Claims • Closing and Distribution of Assets • View from the Probate Bench • Administering a Revocable Trust Post Mortem • Taxing Thoughts About Non-Taxable Estates.

March 15, 2013

MCLE: 6.25 G or PS and .5 E CDs/Book:<del>\$209 per set</del> \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (263 pages): \$59 \$49



### **ETHICS**

#### 24th Annual Ethics CLE: ONLINE ETHICS: Wiring Your Practice Without Getting Shocked

Recent Developments Regarding Oregon's Rules of Professional Conduct • Recent Case Law • Recent Ethics Opinions • Emerging Issues. • Online Ethics: Wiring Your Practice Without Getting Shocked: • Ethical Limits on the Use of Social Networking and the Web as Marketing Tools and as Tools of Discovery • Virtual/on-Line Lawyering: Competent Representation, Privilege, and Unbundling • Identifying and Producing, Preserving, or Destroying the "Client File" in an Electronic World • Ethical Options upon Receipt of Arguably Purloined Emails or Other Documents • Cloud Computing and Outsourcing Questions.

November 4, 2011

MCLE: 3 E

CDs/Book: \$149 per set \$119 per set DVDs/Book: \$189 per set \$139 per set

#### 25th Annual Ethics CLE: "ZEALOUS" OR "EXCESSIVE" - CAN A LAWYER'S GOOD INTENTIONS GO TOO FAR?

Recent Developments Regarding Oregon's Rules of Professional Conduct • Caselaw and Stipulations • Recent Ethics Opinions • Emerging Trends • "Zealous" or "Excessive" - Can a Lawyer's Good Intentions Go Too Far? • Puffing and Negotiating: Is There a Line and How Do We Draw It? • Virtual Lawyering and its Critics Trends • High-Tech Details: Metadata, Inadvertent Disclosure, and Related Issues Trends • E-mail and Communicating with Represented Parties Trends • Considering Coupons: Marketing for Fun and Profit in a High-Tech World.

November 2, 2012

MCLE: 3 E

CDs/Book: \$149 per set \$119 per set DVDs/Book: \$189 per set \$139 per set

### **FAMILY LAW**

#### 25th ANNUAL FAMILY LAW SEMINAR

Oregon Child Support Program 2011–2012 Child Support Guidelines Review • Paternity, Presumptions and Assumptions • Elder Law Issues in Domestic Relations • Ethical Pitfalls of Social Media and Evidentiary Issues • Family Courts After the Budget Cuts: What's Left and What's New • When Family Law and Criminal Law Issues Coincide • Relocation.

September 21, 2012 MCLE: 5 G and 1 E

CDs/Book: \$199 per set \$159 per set DVDs/Book: \$299 per set \$249 per set Book only (154 pages): \$59 \$49

#### 24th ANNUAL FAMILY LAW SEMINAR

Appellate Review of Domestic Relations • The Wheres, Whys, and Hows, in Dealing with Retirement Benefits • How to Collect a Judgment • Tips for Presenting Evidence • Family Law Practice: There's an App for That! • 2011 Family Law Litigation • Oregon eCourt Program • How Budget Cuts are Affecting Our Courts and the Practice of Family Law.

September 23, 2011 MCLE: 6.25 G

CDs/Book: \$199 per set \$159 per set DVDs/Book: \$299 per set \$249 per set Book only (158 pages): \$59 \$49

### TRIAL PRACTICE

## TRIAL TECHNIQUES, SKILLS, AND STRATEGIES featuring David B. Markowitz

Recommended Practices for Civil Jury Trials • The Perfect Question • Jury Selection • Opening Statement • Direct Examination • Preparing Your Client for Trial • Courtroom Technology • Cross Examination • Cross Examination of Experts • Closing Argument.

December 9, 2011 MCLE: 6.5 G or PS

CDs/Book: \$199 per set \$159 per set DVDs/Book: \$329 per set \$279 per set Book only (100 pages): \$59 \$49

#### LITIGATING AUTO ACCIDENT CASES

Discovery in Auto Injury Cases • Bio-Mechanics of Accidents and Injuries • Experts—Effective Strategies for Preference, Preparation, and Presentation at Trial • Dealing with Third-Party Claims to Your Recovery • Mediating and Settling Auto Injury Cases: Dos and Don'ts • Trying Your Case: What Works and What Doesn't.

April 13, 2012 MCLE: 6.5 G *or* PS

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (173 pages): \$59 \$49

#### [R] PRETRIAL LITIGATION SKILLS 101

Matters Preliminary to Suit • Complaints • Filing and Service of Process in Oregon Circuit Court Matters • Answers, Affirmative Defenses, and Counterclaims and Cross Claims • Rule 21 Motions • Replies and Amending Pleadings • Settlement Evaluation During Litigation and Rule 54E Offers of Judgment • Overview of Formal Discovery Practice in Oregon Courts • Third Party Discovery • Resolving Discovery Disagreements • Dispositive Motions.

May 4, 2012 MCLE: 6.5 G *or* PS

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per sett Book only (172 pages): \$59 \$49

#### **EVIDENCE FROM THE JUDGES**

Witnesses Commenting on the Credibility of Other Witnesses

• Objecting at Trial • Perserving Evidentiary Error • Character
Evidence • Evidence Rules Outside the Code and Evidentiary
Issues Outside of Trial • Opinion Evidence from Experts: Recent
Developments • Appellate Update.

November 30, 2012 MCLE: 6 G or PS

CDs/Book: \$209 per set \$159 per set DVDs/Book: \$309 per set \$249 per set Book only (91 pages): \$59 \$49

## DEPOSITION TECHNIQUES -- STRATEGIES • TACTICS • TECHNIQUES featuring David B. Markowitz

Deposition Goals • How to Ask Questions • What to Ask – Important Questioning Techniques • Dealing with the Lying Witness • Dealing with the Witness Who Claims to Know Too Little • Getting it All – Deposition Thoroughness

When to Stop Asking Questions • Defending Depositions.
 December 7, 2012

MCLE: 6 G or PS

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$329 per set \$279 per set

## TRYING A MEDICAL NEGLIGENCE CASE: Tips from the Masters

What Plaintiff and Defense Lawyers Must Know Before Accepting a Medical Negligence Case • Essential Pre-Trial Issues • Discovery in Medical Negligence Cases • Preserving Error • Going To Trial vs. Alternative Dispute Resolution • Trial Strategies: Essential Elements of a Medical Negligence Case • New Developments: How Has Medical Negligence Litigation Evolved?

December 14, 2012 MCLE: 6.75 G

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (164 pages): \$59 \$49

### TRIAL PRACTICE (Continued)

#### LITIGATING AUTO ACCIDENT CASES

Discovery in Auto Injury Cases • Accident Reconstructionist Can Help—and Hurt Your Case • Experts: Effective Strategies for Preference, Preparation, and Presentation at Trial • PIP Repayment Strategies • Mediating and Settling Auto Injury Cases: Dos and Don'ts • Trying Your Case —What Works and What Doesn't.

Friday, April 19, 2013 MCLE: 6.5 G *or* PS

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (126 pages): \$59 \$49

## MASTERING THE ART OF PERSUADING TRIAL JUDGES featuring David B. Markowitz

How to Win at Oral Argument • Elements of Trial Judge Persuasion

Why the Same Words May Have Different Persuasive Impact
Developing Credibility • Courageous Arguments • Winning the

Right Way.

May 3, 2013 MCLE: 3.5 G or PS

CDs/Book: \$179 per set \$139 per set DVDs/Book: \$239 per set \$189 per set

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### WORKERS' COMPENSATION

#### [R] 2011 WORKERS' COMPENSATION UPDATE

Tiebreaking Cases at the Board—A Personal Perspective • Time Loss, Return to Work, and Vocational Benefits: The Latest Scoop • Appellate Case Summary • Are Rules Made to be Broken? or Bent? or Changed? An Interactive Look at WCB's Administrative Rule and Some Proposals for Change • Legends of the Fall • Determining the Value of a Claim • Legislative Update • Head Cases: Concussion Claims and Psychological Distress Claims.

September 30, 2011

CDs/Book: \$199 per set \$159 per set DVDs/Book: \$299 per set \$249 per set Book only (103 pages): \$59 \$49

MCLE: 6 G

#### 2012 WORKERS' COMPENSATION UPDATE

The Pre-existing and Current Condition of Combined Conditions • Appellate Update • Things a Workers' Compensation Lawyer Should Know About PI Cases • News from the Board • What's Age Got to Do with It? • Se Habla Espanol? Representing Non-English Speakers in Workers' Comp Cases • Penalties, Attorney Fees, Sanctions, and

September 28, 2012 MCLE: 5.25 G *and* .75 AJ

CDs/Book: \$209 per set \$169 per set DVDs/Book: \$309 per set \$259 per set Book only (93 pages): \$59 \$49





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### REFUND POLICY

All requests for refunds on OLI publications must be made within 30 days of purchase. Returned publications must be undamaged and in saleable condition. Requests must be submitted in writing. A \$20 service fee will be charged on all returned items. All CD and DVD sales are nonrefundable. Defective CD or DVDs may be exchanged for the same item. All items are subject to availability and are filled on a first-come, first-served basis. Prices are subject to change without notice.

**FOR MORE INFORMATION:** Please call OLI at (503) 768-6580 in Portland or toll-free in Oregon at (800) 222-8213 or e-mail us at oli@lclark.edu. Check out our web page at http://go.lclark.edu/oli and follow us on Twitter: @Oregon CLE