



Oregon Law Institute
of Lewis & Clark Law School

25th Annual Ethics CLE

Is Justice Accessible if Speech May Not Be Free and Courts May Be Closed?

9:00 – 12:00

3 Access to Justice Credits

“Zealous” or “Excessive”— Can a Lawyer’s Good Intentions Go Too Far?

1:00 – 4:00

3 Ethics Credits

Understanding Child Abuse and Your Reporting Obligations

4:05 – 5:05

1 Child Abuse Reporting Credit

FRIDAY, NOVEMBER 2, 2012

Oregon Convention Center
777 NE Martin Luther King Jr. Blvd.
Portland, Oregon

Is Justice Accessible if Speech May Not Be Free and Courts May Be Closed?

3 Access to Justice Credits

8:30 LATE REGISTRATION AND DISTRIBUTION OF MATERIALS

9:00–12:00 **Is Justice Accessible if Speech May Not Be Free and Courts May Be Closed?**

There will be a 15-minute break at 10:30.

- 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

Moderator: *Peter R. Jarvis*

– *Hon. John V. Acosta*

– *Hon. Paul J. De Muniz*

– *Robin Morris Collin*

– *Steven T. Wax*

12:00 ADJOURN

“Zealous” or “Excessive” — Can a Lawyer’s Good Intentions Go Too Far?

3 Ethics Credits

1:00–2:00 **Recent Developments Regarding Oregon’s Rules of Professional Conduct**

- Caselaw and stipulations
- Recent ethics opinions
- Emerging trends
 - *David J. Elkanich*
 - *Jeffrey D. Sapiro*

2:00–2:15 BREAK

2:15–4:00 **“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
- High-tech details: metadata, inadvertent disclosure, and related issues
- E-mail and communicating with represented parties
- Considering coupons: marketing for fun and profit in a high-tech world

Moderator: *Katherine Heekin*

– *David H. Angeli*

– *Blerina Kotori*

– *Albert A. Menashe*

SCHEDULE (cont.)

Understanding Child Abuse and Your Reporting Obligations

1 Child Abuse Reporting Credit

4:05–5:05 **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.

– Rob Bovett

— PROGRAM FACULTY —

Hon. John V. Acosta
United States District Court

David H. Angeli
Angeli Law Group LLC

Rob Bovett
*District Attorney for
Lincoln County*

Hon. Paul J. De Muniz
Oregon Supreme Court

David J. Elkanich
*Program Planner
Hinshaw & Culbertson LLP*

Katherine Heekin
The Heekin Law Firm

Peter R. Jarvis
Hinshaw & Culbertson LLP

Blerina Kotori
Tonkon Torp LLP

Albert A. Menashe
Gevurtz Menashe

Robin Morris Collin
*Willamette University
College of Law*

Jeffrey D. Sapiro
*Disciplinary Counsel,
Oregon State Bar*

Steven T. Wax
Federal Public Defender's Office

25th Annual Ethics CLE

Friday, November 2, 2012

**Oregon Convention Center
777 NE MLK Jr. Blvd.**

MCLE CREDIT

Is Justice Accessible if Speech May Not Be Free and Courts May Be Closed? will receive **3** Access to Justice credits, *"Zealous" or "Excessive"* – *Can a Lawyer's Good Intentions Go Too Far?* will receive **3** Ethics credits, and *Understanding Child Abuse and Your Reporting Obligations* will receive **1** CAR credit.

PROGRAM PRODUCTS

Even if you cannot attend, you can still get the program on CDs or DVDs. Use the order form in this brochure to order your set today! OLI Annual Passholders may purchase OLI program products at 50% off the full retail price.

CONFIRMATION:

Confirmation will be sent via e-mail.

CANCELLATION POLICY

Tuition minus a \$20 handling charge will be refunded if the cancellation request is written and received by Monday, October 29, 2012.

NEED ASSISTANCE

If you are a person with a disability, please let OLI know in time to make any necessary accommodations for you.

TUITION ASSISTANCE

A limited number of scholarships are available based on financial need. Contact OLI.

VIDEO REPLAYS

Please register at least one week prior to the replay date.

Bend – 11/16/12

Access to Justice – 8:30 a.m.

Ethics – 12:30 p.m.

Child Abuse Reporting – 3:30 p.m.

Bryant Lovlien & Jarvis

591 Mill View Way

Eugene – 11/9/12

Access to Justice – 8:30 a.m.

Ethics – 12:30 p.m.

Child Abuse Reporting – 3:30 p.m.

Harrang Long Gary & Rudnick PC

360 East 10th Avenue, Ste. 300

Portland – 11/28/12

Access to Justice – 8:30 a.m.

Ethics – 12:30 p.m.

Child Abuse Reporting – 3:30 p.m.

Oregon Law Institute

Gus J. Solomon Courthouse

620 SW Main Street, Ste. 706

QUESTIONS?

**Call (503) 768-6580
or (800) 222-8213.**

**Check out our website at
www.lclark.edu/org/oli
or e-mail us at
oli@lclark.edu.**

LIVE WEBCAST REGISTRATION

This program will be broadcast LIVE over the internet on Friday, November 2, 2012, starting 9:00 a.m. Pacific Time. You may access this event from anywhere with an established internet connection. The webcast will include video and audio of the speakers and seminar handout materials — all on your computer! To register for the live webcast, please click [here](#) or go to our website at <http://go.lclark.edu/oli> and click on "Webcasts."

Have you purchased your 2012–2013 OLI Annual Pass?

Start the first of any month, from September 1, 2012 through January 1, 2013, and your OLI Pass is good for the next 365 days. For information about the OLI Annual Pass, visit our website at <http://go.lclark.edu/oli>.

25th Annual Ethics CLE

Friday, November 2, 2012

Name _____ OSB No. or Profession _____

Firm/Organization _____

Street Address _____ City/State/Zip _____

Phone _____ E-Mail _____

Please "✓" appropriate box below:

☐ Live presentation☐ Video replay. Location: _____ Date: _____

Please register at least one week prior to the replay date.

TUITION *Prices apply to live and video replays.***ALL THREE SESSIONS:**

- ☐ **\$189** Early registration (*received by October 29, 2012*)
- ☐ **\$95** Legal aid attorneys (*received by October 29, 2012*)
- ☐ **\$25** OLI Annual Passholder (OLI Pass No. _____) and Oregon judges and their lawyer staff (*received by October 29, 2012*)
- ☐ **\$20** Add to above tuition if registration received after October 29, 2012

INDIVIDUAL SESSIONS:

- ☐ *Is Justice Accessible?*
- ☐ **\$139** Early registration (*received by October 29, 2012*)
- ☐ **\$15** OLI Annual Passholder (OLI Pass No. _____) and Oregon judges and their lawyer staff (*received by October 29, 2012*)
- ☐ *"Zealous" or "Excessive"*
- ☐ **\$139** Early registration (*received by October 29, 2012*)
- ☐ **\$15** OLI Annual Passholder (OLI Pass No. _____) and Oregon judges and their lawyer staff (*received by October 29, 2012*)
- ☐ *Child Abuse Reporting*
- ☐ **\$35** Early registration (*received by October 29, 2012*)
- ☐ **\$15** OLI Annual Passholder (OLI Pass No. _____) and Oregon judges and their lawyer staff (*received by October 29, 2012*)
- ☐ **\$20** Add to above tuition if registration received after October 29, 2012

COURSE MATERIALS *Included with registration. Please select one:*

- ☐ Electronic course book (*a link to a PDF of the materials will be emailed no later than 48 hours prior to the seminar date*)
- ☐ Print version

PRODUCT ORDER *I am unable to attend. Please send me:***All Three Sessions:**

- ☐ **\$219** Audio CDs and print course book
- ☐ **\$319** DVDs and print course book

Is Justice Accessible?

- ☐ **\$149** Audio CDs and print course book
- ☐ **\$189** DVDs and print course book

"Zealous" or "Excessive"

- ☐ **\$149** Audio CDs and print course book
- ☐ **\$189** DVDs and print course book

Child Abuse Reporting

- ☐ **\$35** Audio CDs and print course book

- ☐ Deduct 50% from product order if you are an OLI Passholder (OLI Pass No. _____)
- ☐ **\$7.00** *Note: Add \$7.00 shipping & handling fee to above product orders.*

ENCLOSED IS \$_____ BY:

- ☐ Check payable to Oregon Law Institute (OLI)
- ☐ Credit Card: Acct. # _____
- ☐ VISA ☐ MasterCard ☐ Discover ☐ AmEx

Exp. Date: _____ Signature: _____

Return this form with payment to:

OLI Registrar
620 SW Main Street, Ste. 706
Portland, OR 97205-3037

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(oli@clark.edu) this registration
form to OLI, including credit
card information.