

THE LEGAL BRIEF

A Publication of the Thurston County Bar Association

Volume 36 Issue 3
May 2018

Inside this issue:

<i>President's Message/Board Members</i>	1,6
<i>View From the Bench</i>	2,6
<i>Classifieds/Ads/Misc Updates/Members Corner</i>	3,5,6,7,9,11,14
<i>Young Lawyer's Spotlight</i>	4
<i>Washington State Law Library Article</i>	8
<i>2018 Daniel Bigelow Award</i>	10
<i>TCVLS Update</i>	12
<i>In Re: Morgan Ziegler</i>	13
<i>Night at the Tacoma Rainiers Game</i>	14
<i>2018 Law Day Speech Contest</i>	15
<i>2018 Annual Meeting & Dinner</i>	16

TCBA Board of Directors

2018-2019

Officers:

Mark L. Wheeler, President
mwheeler@bgwp.net

Laura Murphy, President Elect
laura@lauramurphyllaw.com

Patrick O'Connor, Secretary
oconnop@co.thurston.wa.us

James Laukkonen, Treasurer
james.laukkonen@gmail.com

Trevor Zandell, Immediate Past President
tzandell@phillipsburgesslaw.com

Megan Card, Board Member
meganc@buddbaylaw.com

Terry Church, Board Member
terry@olyinjurylaw.com

Leonard K. Lucenko, Jr., Board Member
llucenko@olyllaw.com

Christopher John Coker, Board Member
cjcoker@ylclaw.com

William B. Pope, Board Member
wbpope_associates@yahoo.com

Heidi Radel Magaro, Board Member
HRM@lifetime.legal

Jackson Maynard, Board Member
Jackson.maynard@leg.wa.gov

President's Message By: Trevor Zandell

What an honor and a pleasure it has been to serve as president of your Thurston County Bar Association. The past year has been a successful one for TCBA because of all the great people who have contributed to its programs and activities. I would like to take the opportunity of this article to highlight some of the key individuals who, through their skill and dedication to our legal community, have made 2017-2018 such an incredible board year for TCBA, and tell you a little bit about what each of them helped our association accomplish.

Megan Card served as TCBA's immediate past president. She served on the CLE Committee, including producing an ethics CLE last fall. Megan secured a donation from TCBA to ensure the children adopted on National Adoption Day each had a teddy bear. She procured tumblers sporting TCBA's logo to give out as gifts to CLE speakers and others. Finally, Megan chaired the social events committee tasked with planning gatherings for our members.

Mark Wheeler served as TCBA's president-elect. One of the primary duties of the president-elect is to produce the monthly luncheons and CLE's, and Mark did a fantastic job with that. The diverse practice areas covered in the CLE's organized by Mark included: pro bono, employment law, disability law, legal writing, federal court practice, land use, and criminal law. Mark also produced a 3.5 hour CLE focusing on county administrative agencies. In addition, Mark served on the budget committee and bylaws committee.

Patrick O'Connor served as TCBA's secretary. He chaired the barbecue committee last summer. He is a member of the social events committee and assisted with planning the upcoming outing at the Tacoma Rainiers' game. Patrick was a member of the CLE committee and took the lead in producing a trial practice CLE last fall. Finally, he is participating in a committee focusing on improving TCBA's social media presence.

Laura Murphy served as TCBA's treasurer. She kept track of the organization's finances. She also served on the budget committee, barbecue committee, and CLE committee. Recently, Laura has been participating in our court's local rules committee as TCBA's representative.

TCBA Past President, Bill Pope, continued his distinguished service as a member of our board. Bill served yet another year as chair of the CLE committee, overseeing the offering of several topical and local courses.

Lenny Lucenko is another past president of TCBA who has continued his distinguished service to this organization as a board member. Lenny headed up our Adopt a Family program in the fall, as he has done for several years running. Lenny's great leadership of that program recently led to TCBA adopting more families than any other organization in this county.

A third past president who has continued his distinguished service as a TCBA board member is Terry Church. Terry acted as the official liaison between TCBA and Thurston County Volunteer Legal Services, in addition chairing the Pro Bono Section. He served on the CLE committee. Finally, Terry spearheaded the Law Day speech competition and personally visited high schools to recruit participants.

Board member, Chris Coker, took it upon himself to spotlight experienced practitioners in The Legal Brief. In addition, Chris served on the CLE committee and bylaws committee.

Jim Laukkonen, a member of our board, served as TCBA's representative to a committee organized by our court to consider courthouse security issues. Jim has also accepted a nomination to become board treasurer for the 2018-2019 term.

(continued on page 6)

A View From the Bench

By Judge Sam Meyer
Thurston County District Court



How many of you know how many criminal TRIALS have been held in the United States Supreme Court? Give yourself a gold star if you know the answer to that question is 1 (one!!). The story of the only criminal trial to be tried in the U.S. Supreme Court, *United States v. Shipp*, is told in the book Contempt of Court: The Turn-Of-The-Century Lynching That Launched 100 Years of Federalism by Mark Curriden and Leroy Phillips, Jr., *Faber & Faber (1999)*. It is a fascinating look into a truly ugly aspect of American history. The book tells a tragic story that resulted in an important U.S. Supreme Court case that is nowhere near as well known as it should be.

The story of the case is as follows: In the early evening of January 23, 1906 in Chattanooga Tennessee, a white woman named Nevada Taylor was raped. On January 26 an African American man named Ed Johnson was arrested and charged for the crime. On January 29, the trial judge met with the defense team that he had appointed (three white lawyers, two of which had no criminal experience) and informed them that the trial would commence shortly and no motions to continue the trial would be entertained. The trial began on February 6 and three days later Johnson was found guilty and sentenced to death. The date of execution was set for March 13. The trial lawyers decided against filing an appeal because they reasoned that filing an appeal would incite a lynch mob (crazy!!).

Following the trial, two black lawyers from Chattanooga, Noah Parden and Styles Hutchins appeared on behalf of Johnson and filed a motion for a new trial which, on Feb. 13, was denied. In denying the motion, the trial judge also berated them in an extremely racist manner. Parden and Hutchins then filed an appeal as well as an emergency stay of execution with the Tennessee Supreme Court both of which were unanimously denied on March 3. Parden and Hutchins then filed a habeas corpus petition in the U.S. District Court. On March 10, following an 8-hour evidentiary hearing, the petition was denied on jurisdictional grounds. The petition alleged numerous issues with the trial including dubious eyewitness testimony, insufficient time for the defense team to prepare as well as egregious juror misconduct (at one point a juror had to be restrained from leaving the jury box by his fellow jurors as he attempted to physically attack the defendant, Ed Johnson). The petition also alleged that trial counsel abandoned Ed Johnson by not filing an appeal. The federal judge did issue a 10 day stay of execution in order to give Parden and Hutchins the opportunity to appeal the decision to the U. S. Supreme Court.

On March 17, Parden met one-on-one with U.S. Supreme Court Justice John Marshall Harlan (can you imagine that happening today?) to plead his case on behalf of Ed Johnson and the following day in a single page ruling Justice Harlan allowed the petition to be heard by the full U.S. Supreme Court, thereby delaying Johnson's execution.

Justice Harlan's ruling infuriated many citizens of Chattanooga and on March 19 a mob formed and moved on the Chattanooga jail. When the mob arrived at the jail they found that the Sheriff had given all deputies (except for one 72 year old jail guard) the night off. Prior to the trial, Johnson had been held in Nashville for his own safety. Additionally all other prisoners had been moved off of the floor where Johnson was being held. Having been called and informed as to what was happening, the sheriff arrived at the jail but did not attempt to stop the mob. The prosecutor and the trial judge observed all of this from a second floor window across the street from jail and did nothing but watch.

The mob removed Johnson from the jail, took him to the county bridge that spanned the Tennessee River and hanged him. As his life was slipping away, he was shot numerous times. A stray bullet severed the rope and Johnson dropped to the wooden planks of the bridge. A deputy sheriff pinned a note to his lifeless, bullet ridden body which read: "To Justice Harlan. Come get your n***** now." A grand total of 55 days had passed from the date of the alleged crime to the lynching of Ed Johnson.

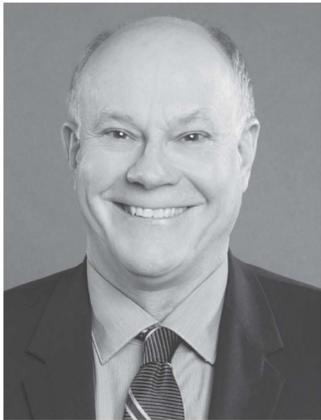
Needless to say, the Supreme Court was enraged. The Court initiated criminal contempt proceedings against the sheriff and various other members of the mob and the trial that followed remains the only criminal trial in the Court's history. There will be no spoilers here, in order to learn the outcome of the trial you will have to either read the book or the opinions (citations below).

The book and the case addressed a number of legal issues many of which remain relevant today including the role of the federal judiciary in state cases. Also does the Supreme Court have the power to both initiate proceedings and then act as fact finder in those proceedings?

The book also made me think of the continuing issue of confederate monuments. The sheriff (the named defendant in the Supreme Court case) who effectively abandoned the jail and allowed the lynch mob access to Ed Johnson was, several years later, given a full military funeral and buried in his confederate uniform. There is a statue erected in his honor that still stands in Chattanooga today. The prosecutor who watched the lynching from across the street and did nothing has, to this day, a portrait hanging in the Chattanooga courthouse. The trial judge who watched the lynching from across the street and did nothing was later elected to congress where he served for 18 years. His portrait also hangs in a courtroom in the Chattanooga courthouse to this day.

(continued on page 6)

Neutrals Like No Others



JAMS welcomes **Hon. Jeffrey Ramsdell (Ret.)**

Served on the King County Superior Court for more than two decades; handled cases ranging from class action lawsuits to an intra-family dispute involving the legacy of the late Jimi Hendrix

Respected for his patience, compassion and sincere desire to achieve a just result as well as his ability to be an effective and sympathetic listener

Available as a neutral in cases involving **business/commercial, real property, construction defect, employment, insurance, maritime, professional liability and personal injury/torts**

**jamsadr.com/
ramsdell**

Case Manager
Michelle Nemeth
206.292.0441 or
mnemeth@
jamsadr.com

JAMS Seattle Resolution Center
1420 Fifth Avenue | Suite 1650
Seattle, WA 98101



YOUNG LAWYER SPOTLIGHT

BY JEN DOEHNE, YL CHAIR

Katrina Otto, WSBA #53000



Originally from Southern California, Katrina landed in Olympia after joining Family Law firm Morris – Sockle, PLLC in 2017.

After graduating with a Bachelor's degree in psychology from Loyola Marymount University, Katrina received her Juris Doctor from Seattle University School of Law, where she volunteered connecting median income clients with attorneys to best suit their legal needs.

Pursuant to her passion for helping families through stressful periods of their lives, Katrina volunteered for the King County Bar Association Pro Bono services supporting unrepresented litigants through their sensitive divorce and custody procedures, and families striving for third-party custody of loved ones. She is a member of the WSBA, the TCBA Family Law and Young Lawyer sections; as well as the King County Family Law section.

If she's not working in her office, Katrina is most likely browsing through Target, baking, drinking coffee, or rooting for the Green Bay Packers.

Areas you practice: family law- divorce and child custody.

I became a lawyer because: I like logic, rules and helping people...this lets me experience all three! Plus I've always secretly wanted to wear a suit in my everyday life.

The best part of my job is: I learn something new every day. Whether from colleagues, judicial officers, or clients.

The most challenging part of my job is: Not taking things personally. My emotions help push me to advocate for my clients and it's easy to get carried away.

If I were not practicing law, I'd be: I have wanted to become an attorney since 6th grade. I honestly have no idea what else I would do.

If I could change one thing about the law, it would be: to stop changing, and give me a moment to catch up!

Trait I admire in other attorneys: integrity, and the ability to admit to a mistake.

I would give this advice to a first-year law student: Grades don't measure everything. Be confident in your ability to work effectively with a team, empathize with a client, or speak effectively in front of your peers and superiors. You will be measured by these new standards soon enough, so don't focus on this one academic level.

Technology is: a reality. If you work with it instead of fighting against it, it could benefit you.

What keeps me awake at night: How to best phrase certain oral arguments or my client's narrative in a declaration. When it comes to writing, there are always ways to improve.

My favorite vacation place: Neuschwanstein Castle in Germany. I may have grown up next to Disneyland, but nothing beats the real Sleeping Beauty Castle...or the food!

If you would like to be featured in the Young Lawyer Spotlight or know someone you would like your fellow lawyers to get to know, email Jennifer at jdoehne@bgwp.net.



Rick Hughes has been a partner in a 103 year old civil litigation firm, city council person, judge pro tem, tenured college faculty member, and in house General Counsel. His current clients include several public agencies, a statewide risk pool, non-profits, public utilities, and private business.



Arbitrator/Mediator

Employment law

Contracts

Public Utilities

Municipal

Call (360) 464-6533

www.richardhugheslaw.com

324 West Bay Dr. NW, Ste. 201, Olympia

Referrals gladly considered



Williams, Wyckoff & Ostrander, PLLC

We have spent over 30 years protecting injured workers in workers' compensation and public pension system disability cases.

Williams, Wyckoff & Ostrander, PLLC

2958 Limited Lane NW

P.O. Box 316

Olympia, Washington 98507

Phone: 360.528.4800

Email: wwow@wwolaw.net

Website: wwolaw.net

We provide free consultations to injured workers and we welcome your referrals. We also will associate on cases.



CARTER HICK, PLLC
Attorney at Law

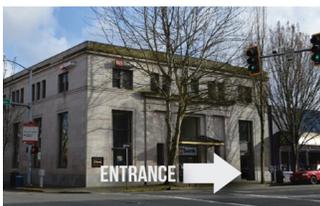
402 Capitol Way S., Suite 4
Olympia, Washington 98501

P: 360-943-7744

F: 360-943-5396

carter@carterhick.com

Practicing in the areas of **Personal Injury** and **Civil Rights**. We are happy to accept referrals and/or speak with you about your case.



www.carterhick.com



Worth Law Group is pleased to announce

Bridget N. McBryde
has joined our firm.

Bridget focuses her practice on state and local taxation, estate administration and planning, probate, trust administration, taxation, business succession planning, charitable giving and non-profits.

Bridget attended Arizona State University for her BS, Western Michigan University, for her JD and University of Denver, for her LL.M in taxation. Bridget joined WSBA in 1998 and State Bar of Arizona in 2000.

(continued from page 1)

President's Message By: Trevor Zandell

Heidi Raedel Magaro is completing her first year as a member of TCBA's board. She was a member of the social events and CLE committees and played a significant role in effectuating the ABLE Accounts CLE that was presented in the fall. Heidi helped revise TCBA's donation request form. Finally, she was kind enough to bring breakfast and beverages for our board retreat.

Jackson Maynard is also completing his first year as a member of our board. Jackson led TCBA's Day of Caring Team that painted inside Drexel House. He procured food and beverages for the Superior Court bench-bar meeting last fall. Jackson has worked to update our website and email account and he is also participating in the social media committee. Finally, working for the Washington State Senate, Jackson has reached out on behalf of TCBA to attorneys employed by the State of Washington.

Just about anyone who has interacted with TCBA is familiar with our do-everything administrative assistant, Heather Ligtenberg. Heather does the vast majority of the day-to-day work of the association including making deposits and paying bills, updating the website, renting space for events, tracking membership rolls, sending notices, preparing and mailing The Legal Brief, and planning for events such as the holiday lunch and annual dinner. She also assists with board work including preparing the budget, maintaining our financial books and records, drafting meeting agendas, and keeping meeting minutes.

Mike DeWitt served as chair of TCBA's Family Law Section. In that role, Mike organized monthly section meetings. He arranged to have topical programs at the meetings, including inviting judicial officers, guardians ad litem, and representatives from the Division of Child Support and Dispute Resolution Center.

Ann Harrie chaired the Real Estate, Land Use and Environmental Law Section. Ann produced CLE's on topics of critical importance to section practitioners: the independent duty doctrine and water rights (Hirst decision).

Jen Doehne led the Young Lawyers Section. Jen held regular monthly section meetings. She facilitated new attorney swearings in and meet-and-greets. Jen masterfully organized a variety of social events for the section including: wine tasting, hiking, game night, trivia, mushroom foraging, an escape room, bowling, bingo and adult swim at Hand's On Children's Museum.

Larry Jefferson and Wayne Graham served as co-chairs of the Criminal Law Section. They revitalized the section, holding regular meetings. They worked collaboratively with section members and judges to institute significant procedural changes.

Last but certainly not least, Marie Docter has served as TCBA's liaison regarding the new courthouse issue. Marie has kept up with all the latest news about the new courthouse, attended numerous meetings, and routinely updated the board. If you did not know it before, hopefully now you can see that TCBA is a great organization because it is comprised of great people. On behalf of the association, I thank all of the individuals named in this article for their contributions this year.

(continued from page 2)

View from the Bench By: Judge Meyer

Ed Johnson's appellate attorneys, Noah Parden and Styles Hutchins, however never returned to Chattanooga having been told that to do so would subject them to the same fate as Ed Johnson. They risked their lives to pursue an appeal for Ed Johnson, a wrongly convicted man, and, according to the book, there is no mention of them anywhere in Chattanooga.

Throughout his entire ordeal Ed Johnson steadfastly maintained his innocence. A great deal of pressure from many quarters was put upon him to confess but he never budged. The last words attributed to Mr. Johnson were to the lynch mob as they gave him one final chance to confess: "God bless you all. I am an innocent man."

The book Contempt of Court: The Turn-Of-The-Century Lynching That Launched 100 Years of Federalism by Mark Curriden and Leroy Phillips, Jr. was published in 1999 by Faber and Faber Inc. and can be found on Amazon. The citations for the U.S. Supreme Court cases are United States v. Shipp, 203 U.S. 563 (1906) (which dealt with the jurisdictional issue) and United States v. Shipp, 214 U.S. 386 (1909) the result of the trial.

Advertising on the TCBA website

There is a dedicated Advertising page on the TCBA website, www.thurstoncountbar.com/

Legal job opportunities & volunteer announcements are **FREE!!**

Any other advertising will be posted at a cost of \$25 for 1 month & up to 175 words

If you are interested or have questions, please contact Heather at tcba.info@gmail.com



360.763.8008

kevin@olympicappeals.com

Olympic Appeals is proud to be your resource for representation or advice in civil, criminal, or family law appeals.

www.olympicappeals.com

OVER 160
YEARS OF
LOCAL
HISTORY



Please support **OHS&BHM** by becoming a member!

Online at www.OlympiaHistory.org

Name _____

Address _____

City, ST Zip _____

Phone _____

Email _____

Annual Membership: \$35 Individual / \$25 Student and Senior

\$50 Family / \$75 Pioneer / \$150 Third Century

Make Checks Payable to OHS&BHM

PO Box 1821 Olympia WA 98507

Dixie Cattell & Associates

Certified Court Reporters and Videoconferencing

Serving the I-5 Corridor from Bellingham to Vancouver, WA, Since 1982



State-of-the-art, high-definition videoconferencing for remote witnesses

- Depositions/Arbitrations/Interviews
- Online Scheduling
- Complimentary Conference Rooms
- Electronic PDF Transcripts
- Experienced Legal Videographers
- Hyperlinked Exhibits
- Online Transcripts Repository

Let us handle all your court reporting needs. We provide prompt, high-quality transcripts and friendly professional service.

Please call us to schedule your next deposition or videoconference.

360-352-2506

2102 Carriage Drive SW Building C
Olympia, WA 98512
dcattell@comcast.net
www.dca-reporters.com

News from the Law Library

Washington State Law Library's New Blog!

Staff at the Washington State Law Library have been working hard for the past several months to prepare for the launch of a [new blog on Medium.com](#). The blog, which replaces our previous quarterly newsletter, "The Starting Place," features new content weekly.

So far, we've [explored the changing landscape of legal research](#), [highlighted several titles in our collection](#), [had some fun delving into the topic of the law in pop culture](#), and [celebrated Law Day](#). To "follow" the blog and receive notifications when we post new articles, go to the [home page](#), click "Follow," and read through the step-by-step instructions.

Celebrating 60 Years of National Library Week

The Washington State Law Library joined academic, legal, public, school, and other libraries across the U.S. in celebrating National Library Week last month (April 8-14, 2018). The [American Library Association](#) (ALA) created National Library week in 1958 as a way to recognize libraries and library workers across the country, and promote the use of libraries.

ALA held a number of special celebrations throughout National Library Week, including National Library Workers Day, National Bookmobile Day, and Take Action for Libraries Day. ALA also released its annual "[State of America's Libraries Report](#)," which includes a list of the [top 10 most challenged books from 2017](#). The State Law Library displayed several National Library Week posters and handed out commemorative bookmarks to visitors.

Rare Photos of Harriet Tubman, John Willis Menard Preserved by Library of Congress

Last year the Library of Congress and the Smithsonian's National Museum of African American History and Culture jointly acquired a rare photo album that once belonged to Emily Howland, a Quaker educator and abolitionist. The photo album, which contains portraits of Harriet Tubman and John Willis Menard, the first African American elected to Congress, has since been preserved and digitized by the Library of Congress. All of the album's photos are now available on the [Library of Congress website](#).

For more information on the photo album and preservation process, check out the [Library of Congress blog on Medium.com](#).

New to HeinOnline

HeinOnline recently debuted access to a new prestatehood legal materials database. The database includes brief state histories from colonization to statehood, as well as more than 1,500 full-text documents. You can access this database or other materials on HeinOnline by visiting the Washington State Law Library, or contacting us at Library.Requests@courts.wa.gov with a research question.

Contributed by Washington State Law Library reference staff.

Swearing-In Ceremony

**On April 19, 2018 at 4:00 p.m.
at the Thurston County Courthouse,
the Honorable Judge Erik D. Price
presided over swearing in of new attorneys
in Thurston County who passed the bar exam.**

**Sworn in were (from the left):
Cameron Pestinger, Cheerful Catunao, Marissa
Bartolucci, Solomon Ryan, Cedric Adams.**

Congratulations to all!





CAPITOL PACIFIC REPORTING

*Local reporters,
competitive rates!*

Realtime Streaming Now Available!

Call us to schedule your next deposition with Realtime Streaming!

Stream to your device at the deposition setting or send remotely offsite.

With real time reporting, an attorney connected to the realtime court reporter can search the transcript, mark/highlight testimony and assign issue codes to the transcript for later review.

Call (800) 407-0148 or e-mail scheduling@capitolpacificreporting.com to schedule your next deposition:

Text "CAPITOLPACIFIC" to 22828 to join our mailing list!

**Western Washington's Choice
Since 1975**

www.capitolpacificreporting.com

Interested in getting more involved in the TCBA?

A great way get involved is to join the TCBA CLE or Bench/Bar Committees!

Please contact Heather at tcba.info@gmail.com for more information

Section/Committee Announcements...

Family Law Section

The Family Law Section meets at 12:10 p.m. on the 2nd Tuesday of each month at the Family and Juvenile Justice Center.

Mike DeWitt is the Chair of this section.

If you have any questions please contact Mike at (360) 705-9000 or mike@dewittlawpllc.com

Young Lawyer Section

The Young Lawyer Section holds regular Monthly Meetings the first Wednesday of every month.

Jennifer Doehne is the Chair of this section. Her email address is jdoehne@bgwp.net

Please visit the YL webpage at <http://thurstoncountybar.com/sections/young-lawyer-section/>

CONGRATULATIONS
to the
2018 Daniel Bigelow Award
Winner

Fred D. Gentry



The TCBA Board of Directors received many excellent nominations this year and after discussion at the April Board of Directors meeting selected Fred Gentry as the 2018 Daniel Bigelow Award recipient for his outstanding dedication to the law profession and community for 52 years. He was introduced at the 2018 TCBA Annual Meeting & Dinner on May 18, 2018 at Indian Summer Golf & Country Club in Olympia by Steve Bean, a longtime partner and friend.

Mr. Gentry began his legal career in Thurston County in 1966 when he took the position of deputy prosecuting attorney. In 1969, he joined attorney Steve Bean in private practice where he has practiced ever since. He was honored at the meeting for his 52 years of involvement in community service, his mentorship to other attorneys, his involvement in legal communities, sections, and other boards, his involvement in community service, and his impact on Thurston County as an attorney. He represents the legal profession at its best. He is ethical, honest, a “straight shooter” and has a wonderfully dry sense of humor.

Not only is he an amazing attorney, in his personal life he is an avid outdoorsman who has climbed many mountains, has scuba dived in virtually every ocean in the world, is a rock climber, petroglyph hunter, motorcycle rider, skier, and fly fisherman. He has found an effective way to both work and play hard, and provides an excellent example that life is not just about the billable hour.

TCBA 2017 Annual Report

Balance 1-1-2017		\$15,744.32
Income:		
	Membership	\$15,933.89
	CLEs & Lunches	\$15,582.21
	Events	\$6,743.21
	Advertising	\$3,850.00
	Donations	\$3,171.00
	Accounts Receivable	<u>\$1,050.00</u>
Total Income:		\$46,330.31
Expenses:		
	Events	\$8,307.33
	CLE & Lunches	\$8,660.49
	Operations	\$6,032.15
	Payroll & Exp.	\$11,987.38
	Awards/Donations	<u>\$8,195.42</u>
Total Expenses:		\$43,182.77
Balance 12-31-2017		\$18,891.86

Benefits to Establishing a Link from the TCBA Website to your own Website:

- ♦ The TCBA website is accessible through the major search engines, so potential clients looking for an attorney in Thurston County can easily find you.
- ♦ You can provide potential clients with information about you and your practice in an inexpensive, efficient and professional manner.
- ♦ The website is linked from the WSBA website so attorneys from outside of Thurston County can easily find attorneys here for various cases.
- ♦ It's FREE, courtesy of TCBA as a benefit for being a TCBA member.

If you would like to include your weblink on the TCBA website, please let Heather Ligtenberg know at tcba.info@gmail.com

TCBA & Other Upcoming Events

Bench/Bar Meeting: There will be a Bench/Bar meeting on Thursday, June 7, 2018 at the Thurston County Courthouse, Building 2, Courtroom 102 from 12:00 p.m.—1:15 p.m. The TCBA will be providing lunch.

A Night of Baseball! Bring your family and join the TCBA on Thursday, August 16, 2018 at 7:05 p.m. at Cheney Stadium for a night of baseball. See page 14 for more information.

Save the Date for the next TCBA Member Luncheon and CLE: The next TCBA Member Luncheon and CLE is on Friday, September 21, 2018 at 11:30 a.m. at Hotel RL. The topic is TBA.

September 2018 Issue of the Legal Brief: The deadline to submit articles and advertisements for the September 2018 Legal Brief is August 21, 2018. Please email them to Heather Ligtenberg at tcba.info@gmail.com.

Save the Date: The Annual Holiday Lunch will be on December 14, 2018 at the Olympia Country & Golf Club.

Please refer to the “News & Events” section of our website for a full list of upcoming events:
www.thurstoncountybar.com

ADVERTISING IN THE LEGAL BRIEF

If you would like to advertise in the LEGAL BRIEF, please contact Heather Ligtenberg at tcba.info@gmail.com

- The cost for advertising is \$240 for a full page, \$120 for 1/2 page, \$55 for 1/4 page and \$27.50 for 1/8 page.
 - All advertisements are subject to approval of the Legal Brief’s Editorial Board.
 - The LEGAL BRIEF is published bi-monthly (January, March, May, September and November).
 - Visit thurstoncountybar.com for more information on specs and to view past editions of the Legal Brief

CHURCH RIETZKE JOHNSON PLLC

is pleased to announce that

BRYAN JOHNSON

has become a named partner with the firm.

Bryan joined Church Rietzke in 2013. Now in his 7th year of practicing law, Bryan is an experienced personal injury advocate, and accepts cases from settlement through litigation.

202 Central St. NE, Suite 200
Olympia, WA 98506

(360) 867-9233
(360) 867-9234 FAX

WWW.OLYINJURYLAW.COM

CRJ CHURCH
RIETZKE
JOHNSON PLLC
Personal Injury Attorneys

WE KNOW WHAT IT TAKES TO BUILD



REAL ESTATE IS AT THE CENTER OF ALL THAT WE DO.

We’ve tripled in size since our inception and offer more than a century of combined legal experience. Our attorneys provide high-quality, timely, and personalized legal advice on all matters related to real estate transactions and development.

SERVING THE SOUTH SOUND
AND SOUTHWEST WASHINGTON

WWW.PHILLIPSBURGESSLAW.COM

Thurston County Volunteer Legal Services

PO Box 405 Olympia, WA 98507
360-705-8194
www.tcvls.org



TCVLS Fundraising Breakfast

On Tuesday, May 1 TCVLS hosted its annual Fundraising Breakfast. The TCVLS Board of Directors and Staff are grateful to live in a community that is so committed to legal justice for low income families and individuals. As of press time, we hadn't completed processing donations but believe gross revenues likely approach \$37,000.

We want to thank our Breakfast sponsors:

Diamond \$2,500

Law Offices of Harold Carr, P.S.

Platinum \$1,000

Cascadia Law Group
Pope, Houser & Barnes
Tephra Law, PLLC

Silver \$500

Connolly Tacon and Meserve
Freimund Jackson Tardif, PLLC
Fuller & Fuller (in memory of Herb Fuller)
Halpern Olivares, PLLC
Morris-Sockle, PLLC
J. Patrick Quinn LLM, PS
Law Lyman Daniel Kamerrer & Bogdanovich, PS

Bronze \$300

Brian Budsberg
Cullen Palmer Law Office
Larry Hoffman at Hoffman Law Firm
Law Office of Allen Miller

Naegeli Deposition and Trial
Putnam Lieb Potvin
Rodgers Kee Card & Strophy, P.S.
Law Office of Laurel Smith, P.S.
Harriet Strasberg, Attorney at Law
Strickler Law Office, LLC
Judge Rick Strophy, Retired
Judge Thomas and Margaret McPhee, retired
Law Office of Eitan Kassel Yanich, PLLC



Special thanks to Justice Sheryl McCloud
and Retired Superior Court
Judge Tom McPhee!

SAVE THESE CLE DATES:

May 23 QDROs

June CLEs (specific days to be announced):

- Child Support 101
- Working with Domestic Violence Survivors

**THANKS TO THE THURSTON COUNTY BAR
ASSOCIATION FOR SUPPORTING TCVLS!**

“In Re: Morgan Ziegler”

1. **Name and year admitted to Bar:** Morgan Ziegler, 1997
2. **Areas you practice in:** Bankruptcy, Personal Injury
3. **I became a lawyer because . . .** My mom was a lawyer, she studied through the apprentice program; So I got to listen to all the bar tapes as she was studying and after that I was always interested in becoming a lawyer.
4. **The hardest part of being a lawyer is . . .** Dealing with unreasonable people or unreasonable expectations.
5. **I would give this advice to a first-year law student:** Do your work and get your stuff done but don't make it so serious that you lose perspective on other things around you.
6. **Traits I admire in other attorneys:** Civility, trustworthiness, working together when appropriate, not everything has be adversarial.
7. **If I were not practicing law, I would be . . .** Hopefully something sports related, maybe with journalism.
8. **What automobile best represents you and why?** Maybe an Audi, it's German, sort of relaxed, laid back and generally reliable.
9. **What is the first thing you will do when you retire?** Travel
10. **If you could time travel, would you go to the past or the future? Why?** The future, I think it would be more interesting than the past.
11. **What words of wisdom would you pass on to your childhood self?** Be more adventurous, take more chances.
12. **What words of wisdom would you give to a young lawyer new to the profession?** Pay attention to your peers and learn from more experienced practitioners. And listen to your paralegals, they usually know a lot.

Brief synopsis of you, your personal life, your work life, and any special awards or activities.

I moved to Olympia in 1986 (from Arcata California) and I graduated from Capital High School in 1988. I graduated from the University of Washington in 1992. I graduated from Seattle University School of Law in 1997, where I met my wife Jennifer. My first job out of law school was as a public defender in Tacoma.

Jennifer and I have one son, Jordan, he is a Freshman at Capital High School, he runs cross country, plays baseball, and participates in debate.

Contact information:

Morgan G. Ziegler
 Morgan61@bankruptcyolympia.com
 360-943-6200

ATTENTION MEMBERS

If you have **not** provided the TCBA with an email address you may be missing out on important notifications for CLE's and social events. The Legal Brief is the only thing to be printed and mailed in an effort for the TCBA to work towards going green. Please contact tcba.info@gmail.com if you have any questions. Also, please remember to notify us when you change your email address or change addresses. We want to make sure you do not miss anything.

A Night at the Ball Park!

**Bring your family & join the fun with the TCBA
for a night of baseball at Cheney Stadium on
Thursday, August 16, 2018 at 7:05 p.m.**

Tickets are \$56 per adult or child

Ticket price includes:

- Ticket for entry
- All inclusive BBQ Buffet and Beverage package including beer, wine, soda, and water
- Private picnic style deck space
- Group video board announcement

To Purchase tickets:

Go to
www.thurstoncountybar.com
or
mail a check to
TCBA, PO Box 1653,
Olympia, WA 98507

Buy your ticket soon. Limited to the first 50 people.
For Information, please contact Heather at tcba.info@gmail.com

MEMBER'S CORNER

This is the "Member's Corner" section.

You can make announcements regarding retirement, new hires, births, marriage, in memoriam notices, etc. This section will be free to members of the TCBA, and is different than our current ad section.

If you have any announcements, please send them to Heather at tcba.info@gmail.com.

It is with regret that we notify our fellow members of the Thurston County Bar that long time member Herbert H. Fuller passed away on March 2, 2018. Herb met his future wife, Carol, in contracts class at the UW Law School. They married in 1953 and both passed the bar in 1954. Herb served in the U.S. Army JAG corps in Germany in the mid-1950's and came back to briefly practice in Seattle before joining the Attorney General's office. During the early 1960's he twice represented the State of Washington before the US Supreme Court and became the Chief Deputy Attorney General. Herb and Carol moved their young family to Europe in 1963, where Herb worked for the Department of Defense in Germany. After moving back to the U.S. in 1968, Herb joined the Thurston County Prosecutor's Office where he served as a deputy prosecutor for several years. Thereafter, Herb represented the Washington Public Employees Association. Labor law was a particular interest of Herb's and he continued to represent public employee unions throughout his career. In 1972 Herb and Carol founded the law firm of Fuller and Fuller where they practiced together until Carol went on the superior court bench. Herb directed Carol's successful campaign for judge and was always her biggest cheerleader. Herb is survived by his wife, Judge Carol Fuller (ret.) and three children, Jay, Marya, and Nina. Herb's children, together with Jay's wife, Leonor, continue to practice at Fuller & Fuller, the firm founded by Herb and Carol. We will miss our senior partner, mentor, husband, and father. The Fullers

2018 Law Day Speech Contest

The TCBA held the preliminary round of the TCBA Law Day Speech Scholarship Contest for high school students on April 12, 2018, at the main campus of the Thurston County Courthouse. The topic involved addressing the balance between the First Amendment and so-called hate speech.

We had an excellent turnout of 18 students from five different Thurston County High Schools. The top two finishers from each of two courtrooms were selected to move on to the finals at the Law Day Luncheon at the West Olympia Rotary Club on May 1, 2018. Congratulations to the following finalists: Kameko Lashlee-Gaul, Lindsay Lucenko, Amy Poehner, and Zoe Wiley.

The TCBA was honored to have Thurston County Superior Court Judge Mary Sue Wilson and Superior Court Judge John Skinder participate on our two panels of judges at the preliminary round. TCBA Board Members Megan Card, Heidi Magaro, Patrick O'Connor and Terry Church rounded out the two panels.

At the Law Day Luncheon on May 1st the judges included Trevor Zandell and two members of the West Olympia Rotary Club who selected the placement of the top four finishers. The four finalists did an amazing job presenting their speeches. After intense deliberation by the judges, Fourth Place was awarded to Zoe Wiley, a Junior at Olympia High School. Third Place was awarded to Amy Poehner, a Junior at Capital High School. Second Place was awarded to Kameko Lashlee-Gaul, a Junior at Olympia High School. The winner (drum roll please!) of the 2018 Law Day Speech Contest was Lindsay Lucenko, a Sophomore at Olympia High School. The TCBA presented scholarship money to each Finalist (\$800 for first place, \$600 for second place, \$400 for third place, and \$200 for second place) and the Rotary provided each of the Finalists with a nice commemorative plaque.

The West Olympia Rotary Club and the TCBA have teamed up on this great Law Day event for many years.



Pictured from left to right: TCBA Member & West Olympia Rotary Member Stephen Henderson, TCBA President Trevor Zandell, Law Day participants Lindsay Lucenko, Kameko Lashlee-Gaul, Amy Poehner, Zoe Wiley, and West Olympia Rotary President Paul Simmons.

If any members would like to participate in this awesome event next year, please let Terry Church, TCBA Board Member & Law Day Chair, know of your interest. He can be reached at terry@olyinjurylaw.com or feel free to email Heather at tcba.info@gmail.com

2018 Annual Meeting & Dinner

Friday, May 18, 2018 was an eventful evening for the TCBA at Indian Summer Golf & Country Club. The evening started with delicious appetizers and music by pianist, Scott Cossu. During the business meeting there was a new Executive team accepted for the Board of Directors, proposed By-law amendments were accepted, and a Financial Review was provided.



After a delicious dinner, it was time to start the presentations. TCBA President, Trevor Zandell, first recognized the active TCBA and Honorary Members with the WSBA for 50+ years in attendance; with 60 years, Retired Thurston County Superior Court Judge, the Honorable Robert Doran, with 53 years, Stephen Bean, and with 52 years, Fred Gentry. Trevor then recognized the Judicial Officers and Elected Officials in attendance; Retired Thurston County Superior Court Judge, the Honorable Robert Doran, Retired Thurston County Superior Court Judge, the Honorable Thomas McPhee, Thurston County Superior Court Judge, the Honorable Christine Schaller, Thurston County Superior Court Judge, the Honorable Carol Murphy, Thurston County Superior Court Judge, the Honorable Jim Dixon, Thurston county Superior Court Judge, the Honorable Christopher Lanese, Thurston County District Court Judge, the Honorable Sam Meyer, Thurston County Superior Court Commissioner Nathan Kortokrax, and Thurston County Prosecutor Jon Tunheim. Trevor then recognized the Past TCBA Board Members by having all past Board members stand. Chris Coker then shared the names of the 2018 TCBA Golf Tournament Award Winners.



Next it was time to reveal who won the 2018 Daniel Bigelow Award...Steve Bean came to the lectern and announced that Fred D. Gentry was the winner of the award this year! Congratulations to Fred Gentry!

Then it was time to say THANK YOU to Trevor for his term as TCBA President. Trevor led the TCBA over the last year and will now step into the role of Immediate Past President. He received his plaque for his service and gave a speech about the past year as President before introducing the incoming TCBA President, Mark Wheeler. Mark then took the lectern and shared his background, his journey to becoming an attorney and the upcoming year as President. Mark has been the President-Elect over the last year and did an outstanding job organizing the lunch time CLEs.

