



PROCLAMATION

First Judicial District Bar Association
JUNE 2011



PRESIDENT'S COLUMN

BRIAN JEFFREY

I have always been a voracious reader. To me it seems that reading habits are largely inherited. Mine certainly were. I have tried to pass the focus along to my kids and to my kids' kids. It seems to have taken.

I tend to gravitate toward non-fiction, and especially toward historical non-fiction. I have always been drawn to the charismatic individual who appears to have had an impact on his or her culture, or who seems to have overcome some daunting barrier to achieve. Some of these individuals are obvious:

Abraham Lincoln. The story of his humble rearing, and lack of formal education are almost cliché. He suffered many discouraging failures. In his law practice, he once was co-counsel in a patent case, brought onboard by more sophisticated litigators, to lend "local color" to the team. It was a complex case, taking months of Lincoln's time to prepare. When the venue was moved from Illinois to Ohio, his value to the litigation team became insignificant. Unfortunately, no one told Abe, who journeyed to Cincinnati for the lengthy trial only to be ignored throughout by his co-counsel: a humiliating experience for a proud if awkward man, eager to show his trial skills. The head of the litigation team was later to receive a cabinet position in Lincoln's team of rivals as described in Doris Goodwin's book of that name. The message was clear. Lincoln was able to put the nation's needs above his own sense that he was "rewarding" someone who had been needlessly hurtful to him.

Winston Churchill. Churchill has been the source of so many sarcastic, one line "put-downs" that we risk his memory being corrupted into a comedy act. Reading his biography helps us recall that, in the mid-1930's, when Europe was so disgusted with the concept of war, that peace "at any price" was seen as desirable, he stood alone in warning of the militarization of Germany. He was ridiculed for those warnings, being publicly denounced as a war monger who sought to scare small children. When the Nazi blitz struck, he might have been justified had he left the inept British government to stew in its own juices. Instead, he took the reins. As he assembled his government he gave responsibility to many of those

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2010-2011

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who had been his critics. A strong argument can be made that he gave Britain the backbone it needed to resist Hitler's onslaught. Without that backbone the second half of the 20th Century might have been painfully different for the entire world.

These are the lions of history. At critical times they displayed the capacity to disregard personal insult for the greater good of their people. That capacity has seen remarkable demonstrations in lesser known figures as well. I have recently read Empire of the Summer Moon by S.C. Gwynne. It chronicles the history of the Comanche Native American Indian tribe over the late 1800's when it was finally overwhelmed by the white settlers and their armies. In particular, it is the story of Quannah Parker, who was the Comanche's most powerful figure. Parker was born to a white mother who had been kidnapped as a child by Comanches. He rose to become a leader on the battlefield. When the days of battle ended, he led his people into life on reservations. What distinguished him from other vanquished Native Americans, was his capacity to compete in the white world, and his capacity to lobby effectively for the fair treatment of his people. So effective was he, that numerous influential white military and political leaders were honored to attend formal dinners at Parker's home—including General Nelson Miles and President Teddy Roosevelt. Rather than withdrawing in anger as his way of life was ground under the heel of westward expansion, Parker adapted and found new success among his tormentors—both personal, and for his people.

In a way, Quannah Parker was also one of history's towering figures, though his fame was not on the scale of Lincoln or Churchill. In Unbroken, Laura Hildebrand tells the story of Louis Zamperini. Zamperini was no leader. He was an athlete, a distance runner, whose experience in World War II was a spectacular odyssey. An airman, his bomber crashed in the Pacific, leaving Zamperini and a companion adrift for seven weeks without any supply of food or water. Following that ordeal, Zamperini was held in a Japanese prison camp where a sadistic camp officer used him as his personal whipping post for over two years. A fascinating story of the ability of humans to endure both the harshest conditions of nature and the cruelest treatment at the hands of captors, the culmination of Unbroken is Zamperini's post-war experience. Hailed as a hero, Zamperini was showered with gifts and attention following the war's end. Unable to let go of his obsession with punishing his wartime tormentor, Zamperini returned to Japan to search for the man—with revenge, or justice dominating every conscious thought. Zamperini drifted into alcoholism and depression for years, only overcoming those maladies when he found forgiveness and redemption years later. Once he did so, Zamperini found success as a family man, and in life.

Zamperini's is a sadder tale than those of Lincoln, Churchill or Parker, but there is a common thread. It is useful to consider, because—on a far less dramatic scale—that thread is relevant to us all. The ability to look beyond, to set aside, personal offense or insult, is often the starting point for success. I believe that to be true in professional and in personal life. As practicing attorneys, we inevitably bump heads with opposing counsel and opposing parties. Many times we have all felt chagrin over a sense that those persons display a lack of respect for our clients, or for us. There is a natural temptation to look for an opportunity to "settle the score". It's a temptation that clouds our vision and obscures opportunities that lie before us.

None of us will face issues of the magnitude of Lincoln, Churchill or Parker. None will endure the hardships and cruelty that faced Zamperini. Yet, in microcosmic form, the benefits of their wise responses to insult or adversity are present for us as well. Look beyond the moment. Focus on the opportunity of the future rather than the offenses of the past. I have not always followed the suggestions I make here. When I didn't, the satisfaction I found was short lived. No doubt opportunities were lost. When I have followed them, I have made some long lasting and beneficial working relationships (and even one or two friendships). I encourage you to try to improve on my inconsistent performance.

I wish you all the best.

Family Law Attorney

Here's the story of a man named Brady who is filing for dissolution from his wife. Each party needs a Family Law attorney, to help them through this strife. So send your resume, cover letter and some references to the email referenced below. Be sure you have 2-4 years experience, or you will get a big fat no.

***Sense of humor required in a busy, fast paced firm in Lakewood. Salary requirements are appreciated. 1970's Trivia knowledge optional. Come join our BUNCH!
Send to tharper960@gmail.com

LOOKING FOR A CLASSIER LOCATION FOR YOUR PRACTICE?

The 1st JD's best office suite has a prime office available, with or without space for a staff person. We offer high visibility, easy highway access, a full time receptionist, conference rooms, broadband, digital copier, great views, coffee shop, exercise room and plenty of parking. Contact Evan Lipstein at 303.232.5151 or evan@lipsteinlaw.com.

BANKRUPTCY

our *Only* business. **39** Years since 1972

If a debtor excludes canceled debt from income because it is discharged in bankruptcy, the debtor must use the excluded amount to reduce certain "tax attributes."

Tax attributes include the basis of certain assets, losses or credits such as net operating losses, capital losses, minimum tax credits, passive activity loss and credit carryovers, and foreign tax credits.



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APPLICATIONS CURRENTLY BEING ACCEPTED FOR 2011-2012 CLASS



Applications are currently being accepted for the 2011-2012 Leadership Jefferson County (LJC) class. The application deadline is June 26, 2011. Applications and brochures are available online at www.westchamber.org/lead-jlc/.

Leadership Jefferson County (LJC) is a program designed to develop the leadership potential of adults within Jefferson County. The program identifies people who are emerging leaders and gives them a broader perspective on civic leadership and community issues through direct interaction with community leaders and institutions. The program focuses a different aspect of the community during full day, monthly sessions (September through June), including state and regional government, economics, health, education, arts, justice business and human services.

Leadership Jefferson County is a program of the West Chamber Foundation. The cost of the program is \$850 per participant (need based scholarships may be available). Applicants must live or work in Jefferson County.

For information please call The West Chamber Serving Jefferson County at 303-233-5555 or visit the website at www.westchamber.org.

**THANK YOU TO THOSE OF YOU WHO HAVE TAKEN
THE TIME TO SEND NOMINATIONS.**

**FOR THOSE OF YOU WHO MIGHT BE CONSIDERING
SENDING A NOMINATION, PLEASE TAKE A FEW
MINUTES TO NOMINATE A QUALIFIED MEMBER OF
THE BENCH OR BAR FOR ONE OF THE 2011
AWARDS**

George Holley Young Lawyer Award – This is given to an attorney under the age of 37 or in practice for less than 5 years who is a member of the First J.D. Bar and is deserving of recognition for her or his activities with the Bar, the community and in the practice of law. The recipient should be someone who reflects a strong commitment to the legal profession and to community service.

Linda T. Palmieri Award For Outstanding Service to Children – This is given in recognition of an individual's demonstration of a superior degree of professionalism and commitment to children, and who has worked actively to advance the welfare of children. The individual need not be an attorney, but shall have made significant contribution to the children of the First Judicial District, and the legal system as a whole.

Liberty Bell Award – This award is given to a non-lawyer who has furthered the interaction of the community and the legal system and provided an uncommon contribution to the system or government as a whole.

Award of Merit – Awarded to the attorney member of the First Judicial District Bar Association who primarily practices in this District, and has provided distinguished service to the Bar and the community deserving of our Association's highest recognition.

Lisa Harness Memorial Award- This person demonstrates a superior degree of professionalism, knowledge and dedication to the position of a Clerk of the Court and has worked in the judicial system for a least one year. Persons who have consistently demonstrated their commitment to going above and beyond to assure that the judicial system and the public are served with an exceptional degree of service are appropriate nominees.

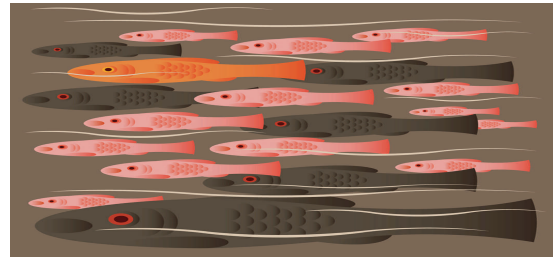
**Nominations or questions should be directed to
Vicki Malara at 303-279-5568 or
vicki_malara@comcast.net**

Fifth Annual First JD Bar Association Fishing Expedition

Evan Lipstein and Magistrate John Livingston announce the fifth annual First JD Bar Association fishing trip. For 2011, the trip will be on Saturday, July 23, again at the Mount Massive Lakes Trout Club near Leadville.

The Club has 23 lakes full of large trout, and nobody with a pulse gets skunked. The bad news is that the guest fee of \$60 per person will need to be paid in advance. Burgers and brews will be provided by Hizzoner and participants are encouraged to bring some foie gras, chips or other side dishes. It may be necessary to limit participation, although this hasn't been an issue in the past.

Interested? Contact Evan by email:
evan@lipsteinlaw.com.



SAVE THE DATE

1st judicial District Bar
Association
Annual Judges and Awards
Banquet

Saturday
September 17, 2011

**If you would like to
sponsor the coffee
service in the lounge ,
please email to
vicki_malara@comcast.net.**



First Judicial District Pro Bono Recognition Ceremony

**By Amanda Milner
On Behalf of the 1st Judicial District Access
to Justice Committee**

On June 3, 2011, the Colorado Bar Association, in collaboration with the First Judicial District Bar Association and the First Judicial District Access to Justice Committee celebrated the pro bono legal services that are occurring in the First Judicial District. Judge Tammy Greene cited the many activities already taking place throughout the district and, along with the Access to Justice Committee, supported both the new and continued involvement of attorneys in such pro bono legal services.

At this event, 12 law firms and 16 individual attorneys were recognized at the ceremony for their commitment to pro bono legal services. With more than 60 attorneys and community members in attendance, and with the help of Supreme Court Chief Justice Bender, Justice Hobbs, and Justice Eid, these attorneys and law firms received awards in honor of their commendable efforts to complete 50 hours of pro bono legal services in 2010 in the First Judicial District.

The First Judicial District Access to Justice Committee was honored to take part in acknowledging the work of these attorneys and law firms, and encourages other attorneys to take part in these efforts by making a commitment to providing pro bono legal services. The First Judicial District Access to Justice Committee hopes the pro bono recognition ceremony inspired community members and attorneys alike to nominate those deserving of this prestigious recognition for the 2011 calendar year.



Justice Bender, Justice Hobbs, Brian Jeffrey, Judge R. Brooke Jackson



Justice Bender, Justice Eid, Justice Hobbs, Kerry Simpson



Judge Greene at podium



Justice Bender, Justice Eid, Justice Hobbs, Brian Jeffrey, Judge R. Brooke Jackson, Judge Greene

**SEE A LIST OF ATTORNEYS
RECOGNIZED AT THE CEREMONY
ON PAGE 6**

Pro Bono
**Recognition
Ceremony**



The Colorado Supreme Court celebrates these firms for their ongoing pro bono commitment to and achievement of the annual RPC 6.1 goal of 50 hours per Colorado licensed attorney in legal services, primarily for the indigent and/or organizations that serve the indigent.

- Benezra & Culver, LLC
- Branaugh Law Offices, P.C.*
- Brant, Stevens & Graf, LLC *
- Dodson and Associates, P.C.*
- Franks Law Firm, LLC*
- Georgine M. Kryda, Ph.D., Esq., LLC*
- Grossman and Grossman P.C.
- Law Offices of Peggy J. Hoyt-Hoch*
- Michele R. Couch, P.C.*
- Pickard & Associates, P.C.*
- The Law Office of Janette K. Lawler, LLC*
- The Ebisch Law Firm*

****In addition to pledging their commitment for 2011, these firms also achieved the goal for 2010.***

The 1st JD Bar Association and the 1st JD Access to Justice Committee honor the following for their commitment to *pro bono*:

- Richard Arnold
- Scott Baroway
- Michele R. Couch
- Kimberly J. Franks
- Catherine Hansen-Stamp
- Ron Jackson
- Gary P. Johnson
- Cathy Klein
- Georgine M. Kryda
- Michele Leo
- Robyn E. McDonald
- Caroline McKinnon
- Daniel E. Muse
- Michael Petruzzi
- David A. Weinstein
- Rene W. Wright

Attorneys who can provide discounted services

The 1st JD Bar Association Legal Services Availability Committee and 1st JD Access to Justice Committee are encouraging attorneys to provide discounted fees to Jefferson County and Gilpin parties unable to hire attorneys in today's economy. We understand that while they may want to provide pro bono services where they can, attorneys still need to keep the lights on. We hope to help bridge that gap in a way that best fits attorneys as well as those parties in need of legal services, but who fail to qualify for legal aid.

We are looking for attorneys willing to offer services in a variety of areas (domestic, landlord/tenant, bankruptcy, collection, other general matters), and who will either offer a discounted hourly fee, a discounted flat fee or who will otherwise consider a person's financial situation. We are looking for attorneys or firms willing to offer whatever time they can (unbundled services, an hour or two of consultation, or entire cases).

A list will be compiled, then provided to the 1st JD public, by way of the self-help desk, in the courts and other venues. Being on the list does not obligate an attorney to take a particular case, only that they are available to discuss possible options with regard to any party who contacts them. To those of you who have already offered your name and particular services, we thank you!

For attorneys who wish to provide discounted services to Jefferson and Gilpin County citizens, or for more information, please provide your relevant contact information to Robyn McDonald, 1st JD Access to Justice Committee Member, at robym@mmqadr.com or contact her at 720-242-8887.

Is the Attorney Lounge meeting your needs?

LET US KNOW

Email to vicki_malara@comcast.net or call 303-279-5568 and leave a message.

Thanks for your input

First Judicial District Bar Association

Golf Tournament

All Levels welcome!

Friday, August 5, 2011

7:15 a.m. – shotgun start

Fox Hollow Golf Course

13410 W. Morrison Road | Lakewood, Colorado 80228 | (303) 986-7888

\$100 per golfer includes: range balls, green fees, cart, lunch and *Free Beer!*

To Sign Up or ask Questions, Contact Yosy Janson at 303-238-8832 xt. 837 or email yosy.janson@vargojanson.com.

Sign up sheets will be available soon on the First JD Bar Association's website (www.1stjd.org under the "News" link) and will appear in future issues of the Proclamation.

COUNSELORS FOR CRITTERS TENTH PET ADOPTION EVENT

By Diana Richett

163 homeless animals find their fur-ever home!

While it rained most of the week, Saturday May 21, 2011 turned out to be a purr-fect day in every way for the Tenth Counselors for Critters Pet Adoption Event sponsored by the 1st Judicial District Bar Association and PETCO. A beautiful sunny day welcomed over thirty (30) rescue groups with an entourage of cats, kittens, dogs, puppies and small exotic mammals.

Not only have these pet adoption events, started in October 2006, now surpassed 1000 homeless animals adopted, but our Tenth Event posted a record high of 163 pet adoptions. The following animal rescues and organizations participated in the event:

Retriever Rescue of Colorado	Golden Retriever Freedom Rescue	Front Range German Shepard Rescue
Rocky Mountain Cocker Spaniel Rescue	New Hope Cattle Dog Rescue	Friends of Charlie's Place
Humane Society of the South Platte Valley	Safe Harbor Lab Rescue	Labs and Other Large Angels (L.O.L.A.'s) Rescue
Foothills Animal Shelter	Hope for Animals Clear Creek Rescue	Animal rescue of the Rockies in Breckenridge
Chihuahua and Small Dog Rescue	Italian Greyhound Club of America	Colorado Shih Tzu, Maltese, and Lhasa Apso Rescue
Mid America Boston Terrier Rescue	Nikeno's Second Chance	Friends of Retired Greyhounds
Boulder Valley Humane Society	Doggy Dog World Rescue	Applewood Small Animal Rescue
Rocky Mountain Lab Rescue	Colorado Canine Rescue	Sweet Canine Rescue
Colorado Aussie Rescue	Polaris Siberian Husky Rescue	Zuma's Horse Rescue
Colorado Pug Rescue	Intermountain Humane Society	Angels with Paws Cat Adoption and Rescue
Wishcuit	MaxFund	Big Dogs Huge Paws

Many thanks to the following organizations that helped sponsor the event and volunteers who helped out:

Tim and Nicole Lane Jeanne Judge Jennifer Melton Diana Richett & Simon Barry Finck

A very special thanks to Elaine Marler and PETCO, Blue Buffalo, Natural Balance Pet Food and Nutro who provided the food (animal and people). Clear Channel Communications (97.3 KBCO), Channel 7's Dog Blog, KYGO, and KLOVE who promoted this event.

If you missed this event, no worries! The Eleventh Counselors for Critters Pet Adoption event is scheduled for October 2011. If you can't wait that long to add a furry member to your family, please consider adopting from one of the many shelters and rescue organizations in your community.



Simon—of Diana & Simon & admirer



Jennifer Melton, Tim & Nicole Lane



Staff & volunteers at Foothills Animal Shelter