

January
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Number 1

The official publication of the
Snohomish County Bar Association

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News

2020 SNOHOMISH COUNTY BAR ASSOCIATION

**ANNUAL GENERAL
MEETING**

Friday, January 31, 2020

11:30 a.m. to 1:30 p.m.

President's Award

Come make your vote count. The election of Officers will take place at the meeting along with general membership business, by-laws changes and lunch, \$20.00.

Spiced Chicken Wings, Terra Salad, Crispy Drunken Chicken,

Mongolian Scallion Beef, Thai Rice Noodle

Above selections are all gluten free selection

An all vegetarian request is available

Terracotta Red

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Everett WA 98201

**You must RSVP with the SCBA office
(425) 388-3056 with your menu selections**

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Announcements: SCBA members only. Contact Joyce Wood at (425) 388-3056 or joycew@snoabar.org.

Classifieds: Please contact Joyce Wood for rates and submission guidelines at (425) 388-3056 or at joycew@snoabar.org.

Submissions: Contact Joyce Wood at (425) 388-3056 or at joycew@snoabar.org.

Deadline: Copy must be received (not postmarked) by the 15th of each month for the subsequent issue. No cancellations will be accepted after the deadline. Please submit to the SCBA office at P.O. Box 5429, Everett, WA 98206, Microsoft Word Format (Mac or PC) by e-mail. WordPerfect users, save your files in either MS Word format or Rich Text format (RTF).

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SCBA CALENDAR OF EVENTS

January 2020

1st Courthouse Closed
 2nd Young Lawyers Section Meeting
 15th Deadline SCBA Newsletter
 16th SCBA Board of Trustees Meeting
 20th Courthouse Closed
 27th Family Law Section Meeting

February 2020

6th Young Lawyers Section Meeting
 15th Deadline SCBA Newsletter
 17th Courthouse Closed
 20th SCBA Board of Trustees Meeting
 24th Family Law Section Meeting

March 2020

5th Young Lawyers Section Meeting
 15th Deadline SCBA Newsletter
 16th Family Law Section Meeting
 19th SCBA Board of Trustees Meeting

April 2020

2nd Young Lawyers Section Meeting
 15th Deadline SCBA Newsletter
 16th SCBA Board of Trustees Meeting
 20th Family Law Section Meeting

May 2020

7th Young Lawyers Section Meeting
 15th Deadline SCBA Newsletter
 18th Family Law Section Meeting
 21st SCBA Board of Trustees Meeting
 25th Courthouse Closed

June 2020

4th Young Lawyers Section Meeting
 15th Deadline SCBA Newsletter
 16th Family Law Section Meeting
 18th SCBA Board of Trustees Meeting

SUPERIOR COURT ASSIGNMENTS

Presiding Judge: Judge Bruce I. Weiss
 Trial Calendar Call and Motions to Continue Trial Dept. 10

Juvenile Court: Judge Judge
 Judge Appel
 Commissioner Brudvik

Civil Motions: Judge Thompson Dec 30-Jan 3
 Judge Wilson Jan 6-17
 Judge Alexander Jan 21-24
 Judge Krese Jan 27-31

Criminal Hearings: Judge Larsen Jan 2-3
 Judge Kurtz Jan 6-8, 13-15, 23-24, 30-31
 Judge Dingley Jan 9-10, 16-17
 Judge Wilson Jan 21-22, 27-29

Criminal Motions: Judge Okrent Jan 2-3
 Judge Kurtz Jan 9-10, 16-17
 Judge Wilson Jan 23-24, 30-31

Ex Parte/Commissioner Civil Motions:¹ Commissioners Gaer & Harness

Family Law Calendars:¹ Commissioners Waggoner, Moriarty, Harness

Please note: All assignments are subject to change without notice and assignments may not change on the first day of the month.

FROM THE DESK OF THE
EXECUTIVE DIRECTOR
JOYCE WOOD

As I look back at almost 25 years I have seen many changes for this organization that have been overall positive for the members and again another new year is starting in just a couple of weeks with many more changes to come by the end of 2020!

When I first met with Greg Davies about the bar association job I could tell within the first fifteen minutes that this organization was a group of people that had made a huge commitment to their profession to help the local community. At that time there were just over 200 members and now we are at over 700 with a well developed active organization that many members have expressed to me that they are proud to be part of.

I was reminded this morning in the bar office by attorney Walter Peale that a very important member benefit to belonging to the bar association is the three C's, Cookies, Comfort and Coffee. Walter is currently in a three week trial, so he is surviving on cookies and coffee, and hopefully a little comfort available here in the office.

Other members have expressed to me the value of the different benefits provided by this office is outstanding. Top of the list that seems to be the most important is the access to facilities to be able to edit and file documents "on the fly" at the courthouse in the bar association offices, thus avoiding rescheduled hearings thereby saving valuable time and money and ensuring happy clients and attorneys.

There is one big change all members should be aware of; I have been told that by February 1st, the bar association's offices will be temporarily relocated to the third floor of the courthouse. The new offices will be located to the west just past Department 8, in the two currently known as conference rooms. I am hopeful we will still be able to provide the same level of service that our members need and value during this period of change.

New officers for the Snohomish County Bar Association Board of Trustees will take their places effective on Friday, January 31, 2020 at our Annual General Membership Lunch meeting. I welcome my 25th direct supervisor, President-Elect Cory Rein, who I believe will continue to explore ways to improve

and expand benefits this association provides to its members. Many of you may not know that this is the second time that Cory Rein has volunteered his time to serve on the SCBA board of trustees.

I look forward to changes and challenges coming in the year ahead, and engaging with all members to hear how the association and staff can best serve you.
∞.

**2020 YMCA REGIONAL MOCK TRIAL
COMPETITION –
CALL FOR ATTORNEY VOLUNTEERS**

We welcome your help and support for youth in our community by volunteering for the 2020 YMCA sponsored Regional Mock Trial Competition.

Who do we need? We need dozens of attorneys to serve as jurors/raters for one or more trials.

When do we need help? We need volunteers for Friday night, **February 21st** & all day Saturday, **February 22nd**. The final schedule will not be set until the end of January, but we currently expect four trials at 5pm on Friday night, and 12 on Saturday (four trials starting at 8:30am, 11:30am, and 2:30pm). Volunteers are asked to arrive 30 minutes before their assigned rounds & are welcome and encouraged to sign up for more than one trial.

How does it work? A panel of three attorneys observes each trial. Each trial lasts approximately two hours. At the conclusion of each trial, each attorney rater completes a score sheet and provides helpful feedback to the students. Additional training is provided on the day of the event.

Where will the trials be held? The trials will be held at the Denney Juvenile Justice Center.

How do I sign up? Please contact Judge Janice E. Ellis or Law Clerk Victoria Banks. You can reach them at 425-388-3039; victoria.banks@snoco.org; Janice.ellis@snoco.org.

Thank you, in advance, for helping support students and positive citizenship in our community,

Janice E. Ellis
Snohomish County Superior Court Judge



THE LAWYER'S
ROAD REVIEW
BY PETE PATTERSON

Call Sign CHAOS

My partner Tom Cooper loaned me the autobiography of James Mattis, late serving the country as Secretary of Defense. Recall he resigned, then was fired, in that order, upon the announcement President Trump was going to remove our forces from Syria about this time last year. So he went back to retirement and wrote a book about his life and not a “tell all” book about his time in the Trump Administration.

The book can be said to start with him in jail in Ellensburg, partying a bit too much while underage. He had been attending Central Washington State College in 1968, but then decides upon the US Marines as a career. By the end of it he had served in multiple campaigns in the Middle East, was commander of US forces for NATO and later the General in charge of Central Command, which essentially means the Middle East, before being tapped to become the initial Secretary of Defense in the Trump administration. Quite a resume.

Several dimensions about the man come through. The first is he never stopped learning his trade; war. His reading list is long. While confronted with any battlespace he will consider the past military events in all of history, dating back to the Greeks and Romans; this does not impair his US Marine mantra of adapt and improvise as the situation matures.

His call sign, CHAOS, is an acronym his long-time trusted operations officer John Toolan gave him following our liberation of Kuwait in 1991: “Colonel Have Another Outstanding Solution?” hence CHAOS. He had many too often difficult situations. Frankly, I thought a better term for him would be ICEWATER, as that appeared to be what flowed in his veins as events in the book unfold.

The second dimension of Jim Mattis is a well-developed dislike for the civilian leadership and occasionally his military superiors. Mattis stresses that while war is an ugly business, ethics require that to the extent possible civilian deaths should be avoided, and refers to those he has opposed in the field who have shot at him from behind women and children, “cowards”.

At some point in the early years of our time in Iraq he was sent as the commander of the US 1st Marine

Expeditionary Force to take the city of Fallujah in Anbar Province following the horrific execution of four American contractors and the gruesome display of their bodies, ostensibly by Sunni resistors, many of whom who later became known as Al Qaeda in Iraq. They were led by a man called Zarqawi.

During the assault it became apparent that not all the civilian population had heeded the warnings we gave to leave town and the opponents had chosen a mosque as their headquarters. The story of assaulting a mosque along with civilian occupants were flashed around the globe by Al-Jazeera. The claims of civilian deaths were overstated, according to Mattis. He quotes Churchill as saying, “A lie travels half way around the world before the truth can put on its trousers.”

The civilian leadership of the United States is repelled by how ugly it appears, so Mattis is told to travel to a meeting with his superiors.

Along the way he survives a firefight with the enemy, enters the tent for the meeting showing signs of having been in a battle where he is then instructed to cease what appears to be a wining campaign. Angry, he confronts his superiors with a quote from Napoleon, “ If you are going to take Vienna, F***** take Vienna!”. Ultimately, he follows orders, of course. The withdrawal of the Marines at that point in 2004 has lasting consequences of local loss of faith in the Americans and the civil war between factions.

Later that summer Mattis is asked to attend a meeting with Zarqawi’s partner in control of Fallujah, a man named Janabi, to try to come to terms. All recognized this was a trap, but Mattis went anyway with only two Marines and an interpreter. Well, he also took his rifle, and had air support swarming overhead and a battalion ready to engage if a fight broke out.

Mattis tells his three companions, “If a fight breaks out, I’ll kill Janabi. You keep firing and empty your magazines until the others break in”. Entering the room, he passes by about 40 other armed sheiks and sits next to Janabi, his carbine in his lap. At some point in the frank conversation he takes the gun off safety with an audible “click”. Janabi had tried to blow up Mattis the preceding month. His conduct was not out of proportion.

The men stared each other down. Janabi blinked. The meeting ended without resolution or further conflict. With the sounds of helicopter blades above the meeting space, the message however was clear: The Marines were coming back to Fallujah.

Following the meeting he developed a now famous

continued on page 7

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from page 5

command: “Be polite, be professional – and have a plan to kill everyone you meet.”

The Second battle of Fallujah, which occurred later in 2004, was much worse than the first due to the time afforded the enemy to resupply and fortify according to Mattis. I recall one of the US Marine casualties from that conflict appearing in my office on crutches and bearing scars on his face. He had been evacuated to the United States and allowed leave to heal.

Upon arrival he found his wife had taken up residence with a civilian man in Eastern Washington, taking their daughter with them. This entire scene is hard to reconcile; the purity of manhood on the battlefield juxtaposed by the often complex yet disappointing events of civilian life. The resulting parenting plan was built around when he would be on leave. I can still see him slowly leaving my office on crutches, a casualty of war and modern life in America.

All in all we get the sense there is for Mattis a purity of human kind in the form of the average US Marine, particularly when in battle. It is only as one is removed from the mission, further and further

away from the actual danger, does a creeping sort of corruption occur.

In many ways the directives emanating from Washington, DC to Mattis which were designed to address political dimensions look a lot like what happened during the Johnson administration for the men in Vietnam, precisely what the generations of Marines before General Mattis had been instructed to avoid by making sure the policy makers in Washington understood the nature of the war in which they were engage. This book is a testament to Mattis’s effort to follow that instruction, but his pleas fell on deaf ears.

The administration of Bush the Lesser does not appear entirely competent in this work, but the Obama/Biden team seems completely detached from the realities on the field of battle in Afghanistan and Iraq, preferring to make policy based on the fictions held by the American electorate. While he goes out of his way to say he would not criticize a sitting US President, he clearly differs on a “go it alone” policy, declaring he has never been on a crowded battlefield, noting nations standing alone have historically failed, those with allies thrive.

In the end, we are fortunate to find that James Mattis served our country, and not another. ☹

Snohomish County WWL presents

YWCA’s Working Wardrobe Program

January 9, 2020

What is it?

The YWCA Working Wardrobe is a unique clothing bank offering free, business appropriate attire to homeless or low-income women in need of clothing for interviews or new jobs.

How does it work?

Drop off your unwanted clothing and accessories with WWL. They accept office-appropriate, reasonably fashionable clothes, accessories (hand bags, scarves, umbrellas) and shoes, and have a specific need for large sizes.

Drop Off:

Join us January 9th from 5-7 at Sullivan Law Group, 2932 Hoyt Avenue in Everett for our drop-off party! **Wine and appetizers will be served.**

If you miss the party, you can drop items January 2-10 during business hours with the following WWL members:

Melissa Sullivan
Sullivan Law Group
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New and young attorneys with an interest in estate planning work will be matched with experienced estate planning attorneys to interview clients and draft wills, advanced directives, and power of attorney documents for those aged 60 or older residing in HUD housing or living at 200% of the federal poverty level in the Snohomish County area.

When: Saturday, February 8, 2020

9:00–12:30 p.m.: Orientation and Clinics (each attorney will see approximately 3 clients)

Where: Snohomish County Legal Services, Everett, WA

To volunteer or for more information, please contact Kari Petrasek at kari@petraseklaw.com.

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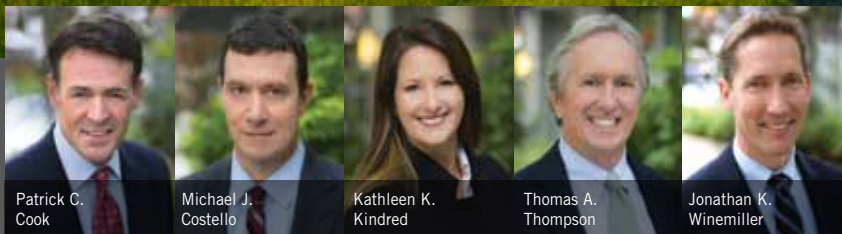
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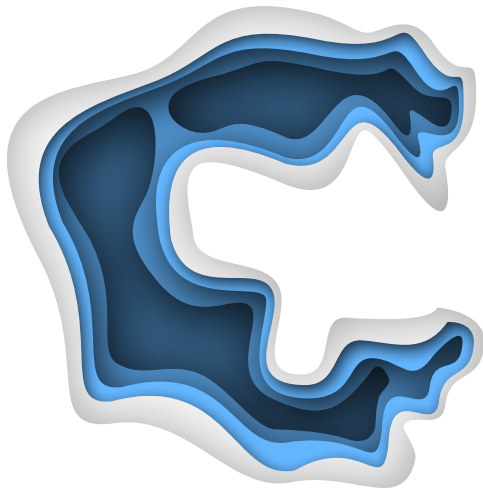
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Former Special Assistant U.S. Attorney
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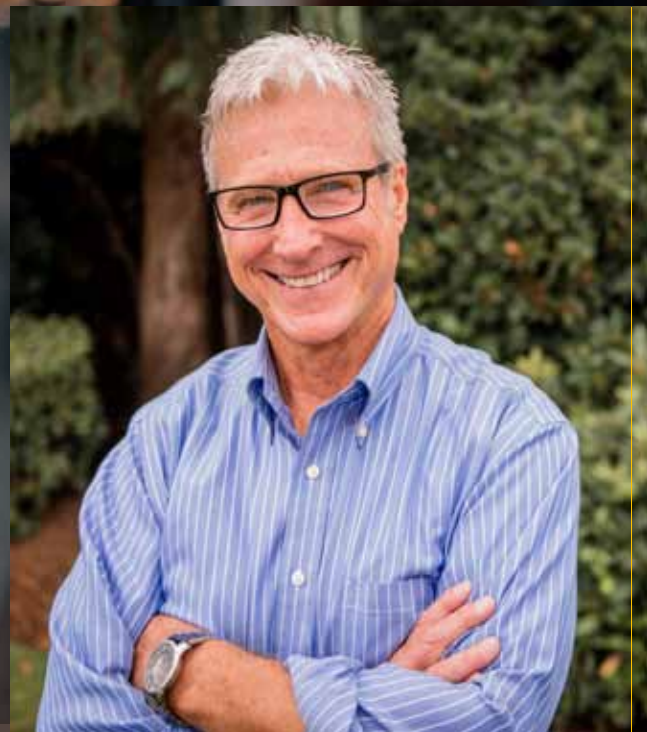
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The firm congratulates retiring partner, Robert Luke, on his 40+ years of practice. Robert's son, Jonathan Luke, takes over as shareholder along with Kimberlee Walker Olsen. Together they welcome new associate Crystal L. Fry. Crystal joined the firm six months ago following her successful career as prosecutor for cities throughout Snohomish County.

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Reach Brian at Brian@portgardnerlaw.com

Port Gardner Law Group is pleased to announce that Brian Parker has joined us as an associate attorney. Brian hails from Clark County, where he practiced for over a decade in the areas of family law, criminal law, probate, and civil litigation, and received multiple kudos for his work as a Title 26 guardian ad litem. A judge once called Brian's office to say a GAL report Brian had written was one of the best he had seen. Brian is now on the Snohomish County GAL registry and he welcomes your referrals.

Port Gardner Law Group 2918 Colby Avenue, Suite 201, Everett, WA 98201

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Reach Julie at Julie@portgardnerlaw.com

Julie is back from her brief Colorado sojourn, bringing her particular expertise in high asset cases, relocation cases, and custody disputes to King, Snohomish, Skagit and Whatcom County cases. With over 26 years of family law experience, she is adept at complex problem solving and strives to settle her cases without the need for trial. However, she approaches all of her cases with an eye for detail and thoughtful advocacy should trial ultimately be necessary.

We are delighted to welcome her and her family back to the Pacific Northwest, and are pleased that she brings her no-nonsense and practical mindset to the partnership with Cynthia First and Darren DeFrance.

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DUES ARE DUE

DECEMBER 31, 2019

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