

Family Law 2010

This information-rich seminar includes a look at:

- ◆ Obtaining electronic communications and getting them admitted
- ◆ Standards of review with the Honorable David V. Brewer
- ◆ Pro se opposing parties
- ◆ Family law judges' panel

Friday, February 26, 2010
9 a.m.–4 p.m.

DoubleTree Hotel
Portland, Oregon

4.25 General CLE credits and 1.5 Ethics credits



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DoubleTree Hotel
1000 NE Multnomah
Portland, Oregon

Having an actual conversation with someone these days can be challenging with so many forms of electronic communication available—email, text messages, blogging, and social networking, just to name a few. When your clients are using all of these different ways to “talk,” how can you be sure you have all of the relevant data for your case? The morning session of this seminar takes an in-depth look at electronic communications with both family law cases and your role as an attorney. Learn the importance of a computer examination, the data that can be obtained, how to choose a qualified examiner, and getting electronic data admitted into evidence. Hear an ethics expert explain how a lawyer’s electronic communications—everything from websites to Facebook, blogging, and tweeting—can violate legal ethics rules.

The afternoon sessions include a discussion on standards of review with the Honorable David Brewer, Oregon Court of Appeals; your ethical obligations when the opposing party is pro se; and “Everything a Family Law Judge Wants You to Know (But Hasn’t Told You).”

Register online at www.osbar.org, by using this form, or by calling the OSB CLE Service Center at (503) 431-6413, toll-free in Oregon at 1-800-452-8260, ext. 413. For a full listing of OSB CLE seminars, please visit www.osbarcle.org.

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- ◆ **Astoria**
Friday, April 30
Di Bartolomeo Law Office
1139 Exchange St.
- ◆ **Bend**
Friday, April 23
Miller Nash LLP
1567 S.W. Chandler Ave.
Suite 204
- ◆ **Coos Bay**
Friday, April 23
Daniel M. Hinrichs PC
590 Commercial Ave.
- ◆ **Eugene**
Friday, April 30
Gaydos Churnside & Balthrop PC
440 E. Broadway, Suite 300
- ◆ **Grants Pass**
Thursday, April 22
Josephine County Courthouse
Room 222
N.W. 6th and “C” Streets
- ◆ **Hood River**
Friday, April 23
Wyers Haskell Davies PC
216 Columbia
- ◆ **Klamath Falls**
Friday, April 23
Boivin Uerlings & Dilaconi PC
803 Main St., Suite 201
- ◆ **LaGrande**
Friday, April 23
Mautz Baum & O’Hanlon LLP
1902 Fourth St.
- ◆ **Medford**
Friday, April 30
Frohnmayr Deatherage
2592 E. Barnett Rd.
- ◆ **Newport**
Friday, April 30
Macpherson Gintner & Diaz
423 North Coast Highway
- ◆ **Pendleton**
Friday, April 30
Mautz Baum & O’Hanlon LLP
101 S.E. Byers Ave.
- ◆ **Redmond**
Friday, April 30
Bryant Emerson & Fitch
888 W. Evergreen
- ◆ **Roseburg**
Thursday, April 22
Douglas County Counsel’s Office
Law Library, Room 319
1036 S.E. Douglas
- ◆ **Salem**
Friday, April 23
The Vandermay Law Firm
2085 Commercial Street NE
- ◆ **Tigard**
Wednesday, May 5
Oregon State Bar Center
16037 S.W. Upper Boones Ferry Rd.
- ◆ **Vale**
Friday, April 23
Butler & Looney PC
292 Main St. S.

Family Law 2010—Friday, February 26, 2010

8:00 Registration

9:00 **Forensic Computer Examinations and Electronic Communications in Family Law Cases**

- ◆ When do you need this kind of information?
- ◆ Types of electronic communications: email, instant messaging, and more
- ◆ What to expect from a computer examination
- ◆ How to choose a qualified examiner

Peter J. Constantine, *Senior Examiner, Data Discovery, Beaverton*

10:15 Break

10:30 **Collecting and Using Electronic Evidence**

- ◆ Social media evidence: Facebook and beyond
- ◆ The Stored Communications Act: email pitfalls
- ◆ Authenticating electronic evidence for trial

Susan D. Pitchford, *Chernoff Vilhauer McClung & Stenzel LLP, Portland*

Seth H. Row, *Of Counsel, Parsons Farnell & Grein LLP, Portland*

11:15 **Legal Ethics and Electronic Communications**

- ◆ Social networking? Risks associated with using social media
 - ◇ Facebook, Twitter, etc.
 - ◇ Recent opinions and case studies
 - ◇ Social media dos and don'ts
- ◆ Electronic web-based communications
 - ◇ Blogging
 - ◇ Emailing from work
 - ◇ Websites
 - ◇ Inadvertent (and not so inadvertent) production of documents

David J. Elkanich, *Hinshaw & Culbertson LLP, Portland*

12:15 Lunch (On your own)

1:15 **Standards of Review**

The Honorable David V. Brewer, *Oregon Court of Appeals, Salem*

2:00 **Ethical Obligations That Extend to Unrepresented Opposing Parties**

- ◆ Truthfulness in statements to others (Rule 4.1)
- ◆ Dealing with unrepresented persons (Rule 4.3)
- ◆ Respect for the rights of third persons (Rule 4.4)

Mark Johnson, *Johnson & Lechman-Su PC, Portland*

2:30 Break

2:45 **Everything a Family Law Judge Wants You to Know (But Hasn't Told You)**

Moderator: Kimberly A. Quach, *Johnson & Lechman-Su PC, Portland*

The Honorable Ted E. Grove, *Columbia County Circuit Court, St. Helens*

The Honorable Donald R. Letourneau, *Washington County Circuit Court, Hillsboro*

The Honorable Susie L. Norby, *Clackamas County Circuit Court, Oregon City*

The Honorable Thomas M. Ryan, *Multnomah County Circuit Court, Portland*

4:00 Adjourn

Program Planners:

- ◆ **Kimberly A. Quach**, *Johnson & Lechman-Su PC, Portland*
- ◆ **Laura B. Rufolo**, *Johnson & Lechman-Su PC, Portland*

OSB CLE Seminars Attorney:

- ◆ **Karen D. Lee**, *klee@osbar.org, (503) 431-6382*

SEMINAR REGISTRATION

PORTLAND

- \$175 OSB Member—Early registration
(received before noon, Monday, 2/22/10)..... \$ _____
- \$195 OSB Member—Regular registration
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- \$205 Non-OSB Member \$ _____
- \$0 **2009–2010 Season Ticket** (Please register
by noon, Monday, 2/22/10, to guarantee a
seat and course materials. Season Ticket
registrations received after this time are
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 - Registrant is a judge
 - Registrant is a lawyer staff member for
the following judge

Judge (please print)

Signature of Judge (required)

TOTAL REGISTRATION FEES (FL10) (701) \$ _____
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(Please see video replay schedule on previous page.)

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Signature of Judge (required)

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Seminar products will be available approximately two weeks after the live program.

- \$195 Audio CDs and course materials
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 - \$325 DVDs and course materials (FL10.KDV) \$ _____
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TUITION ASSISTANCE: Tuition assistance is available on the basis of financial need. Fax a request stating your financial situation to 503-968-4456 no later than one week before the seminar.

DIETARY RESTRICTIONS OR SPECIAL ACCOMMODATIONS: Call 503-431-6351, or toll-free in Oregon, 1-800-452-8260, ext. 351.

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4. **MAIL with check:** Oregon State Bar, CLE Registration, P.O. Box 231935, Tigard, OR 97281-1935