



Oregon Law Institute
of Lewis & Clark Law School

26th Annual Ethics CLE

Addressing Discrimination, Harassment, and Intimidation in Legal Proceedings

9:00 – 12:00

3 Access to Justice Credits

Legal Ethics' Greatest Hits (and Misses) of 2012–2013

1:00 – 4:00

3 Ethics Credits

Child Abuse Reporting: Legal Obligations and Professional Ethics

4:05 – 5:05

1 Child Abuse Reporting Credit

Friday, November 8, 2013

**Ambridge Event Center
1333 NE Martin Luther King Jr. Blvd.
Portland, Oregon**

SCHEDULE

Addressing Discrimination, Harassment, and Intimidation in Legal Proceedings

3 Access to Justice Credits

8:30 CHECK-IN AND CONTINENTAL BREAKFAST

9:00–12:00 **Addressing Discrimination, Harassment, and Intimidation in Legal Proceedings**

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

- Background discussion regarding proposed Oregon Rule of Professional Conduct 8.4(a)(7) and (c)
- Are the current RPCs adequate to address discriminatory, harassing, and intimidating lawyer conduct and, if so, how?

Moderator: **Robert G. Burt**

– **Helen M. Hierschbiel**

– **Bonnie Richardson**

12:00 ADJOURN

Legal Ethics' Greatest Hits (and Misses) of 2012–2013

3 Ethics Credits

1:00–2:45 **Legal Ethics' Greatest Hits (and Misses) of 2012–2013**

- A review of recent Oregon ethics opinions and disciplinary decisions on issues including but not limited to:
 - Social networking as a discovery tool, marketing tool, and disciplinary risk for lawyers, jurors, and judges
 - Miscoding of personal expenses and misuse of Westlaw as grounds for discipline
 - Negligence versus incompetence as a basis for discipline
 - State of mind issues in disciplinary proceedings
 - Oregon's proposed changes to the lawyer marketing rules: too far or not far enough?
 - Are things changing or are they remaining the same? Meet the new Disciplinary Counsel and Director of Regulatory Services to discuss:
 - Increased use of alternatives to discipline and greater distinctions between minor and major offenses
 - Disciplinary recidivists and what to do about them
 - How the Bar and lawyers in private and public practice can streamline the disciplinary process
 - Updated disciplinary approaches to interstate and international practices
 - When and why the Rules of Professional Conduct should be broadly or narrowly construed
 - Speak now... Open Q&A with the Disciplinary Counsel
- **John S. Gleason**
– **Peter R. Jarvis**

(Continues...)

SCHEDULE (cont.)

Legal Ethics' Greatest Hits (continued)

2:45–3:00 BREAK

3:00–4:00 **The Case for Civility/Professionalism as a Winning Strategy**

- The tactical benefits of civility/professionalism in litigation
- The tactical benefits of civility/professionalism in business matters
- Why “fighting fire with fire” is almost never the wisest approach
- Dealing with rude, intemperate, and arrogant opponents and clients
 - *Peter R. Jarvis*
 - *Peter H. Koehler, Jr.*
 - *Hon. Nan G. Waller*

4:00 ADJOURN

Child Abuse Reporting: Legal Obligations and Professional Ethics 1 Child Abuse Reporting Credit

4:05–5:05 **Child Abuse Reporting:
Legal Obligations and Professional Ethics**

- Statistics of child abuse in Oregon
- Social overview and lifetime impacts of child abuse
- Application of the reporting law
- Purpose of the child abuse reporting law
- The duty to report
- Consequences of failure to report
- Who must report
- Information needed in the report
- Mechanics of the Department of Human Services response: what happens when a report is made
 - *John F. Casalino*

5:05 ADJOURN

LIVE WEBCAST REGISTRATION

This program will be broadcast LIVE over the internet on Friday, November 8, 2013, 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.”

— PROGRAM FACULTY —

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Robert G. Burt PC

John F. Casalino

*Senior Deputy District Attorney
Multnomah County DA's Office*

John S. Gleason

*OSB Disciplinary Counsel and
Director of Regulatory Services*

Helen M. Hierschbiel

General Counsel, Oregon State Bar

Peter R. Jarvis

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Hon. Nan G. Waller

*Presiding Judge
Multnomah County Circuit Court*

LIVE PRESENTATION

Portland – Nov. 8, 2013

Ambridge Event Center
1333 NE MLK Jr. Blvd.

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REGISTRATION / ORDER FORM

26th Annual Ethics CLE

Friday, November 8, 2013

Name

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TUITION

Registration includes electronic course materials. Print materials are available for an additional \$15.00.
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INDIVIDUAL SESSIONS:

- Addressing Discrimination*
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 Legal Ethics' Greatest Hits
 \$139 Early registration (received by November 4, 2013)
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 \$15 OLI Annual Passholder (OLI Pass No. _____) and Oregon judges and their lawyer staff (received by November 4, 2013)
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