



Oregon Law Institute
of Lewis & Clark Law School

Dealing Successfully with State and Local Governments

As we enter the 21st century, the professional skill that clients today demand from their lawyers is expertise in dealing with government entities. Government regulates major business transactions, land use and development, employment relations, healthcare, the environment, banking and finance, taxation, and professional licensure, to name but a few. This CLE offers an opportunity to learn directly from lawyers who have focused their careers in representing government or in challenging governmental actions. They will share practical strategies critical to successfully representing clients before state and local governments, and shed light on those tactics that undermine effective advocacy.

**FRIDAY,
OCTOBER 26, 2007**

Oregon Convention Center
777 NE Martin Luther King Jr. Blvd.
Portland, Oregon

5.25 General and 1 Ethics MCLE Credits

SCHEDULE

- 8:15 a.m. LATE REGISTRATION AND DISTRIBUTION OF MATERIALS
- 8:40 WELCOME AND INTRODUCTION
– *Hon. Robert D. Durham*
- 8:45 - 10:00 **Dealing with State Government: Resolving Problems Without Litigation**
Working with state agency officers, administrators, and lawyers to seek resolution of your clients' problems at the highest level:
 - In the governor's office
 - At the university
 - Through the attorney general's office
– *Melinda W. Grier*
– *David C. Reese*
– *Peter Shepherd*
- 10:00 - 10:15 BREAK
- 10:15 - 11:15 **Dealing with Local Government: Resolving Problems Without Litigation**
Seeking resolution of your clients' problems at the municipal level:
 - At the city council, county commission, or regional government level
 - Through local administrators and program managers
 - With local governments' lawyers
– *Daniel B. Cooper*
– *Candace A. Haines*
– *Jerome Lidz*
- 11:15 - 12:00 **Surviving the Local Land Use Process: Politics, Procedure, and Presentation**
 - Rules of the road
 - Effective preparation
 - Dealing with staff
 - Dealing with neighborhood groups
 - Effective advocacy at the hearing
– *Jeffrey G. Condit*
- 12:00 - 1:00 LUNCH (optional lunch available at live program)
- 1:00 - 2:00 **Dealing with Government by Using All the Tools: Experience; Understanding Public Records; Legislative Advocacy**
 - Lobbying and lawyering—do court and capitol intersect? A primer on some basic rules of the road
 - New gift and expenditure limitations for public officials
 - Getting and keeping your clients' licenses
 - When all else fails: suing (and defending) governments
– *Bruce A. Bishop*
– *William F. Gary*
– *James K. Neill*

SCHEDULE (cont.)

2:00 - 2:45

The View from the Bench on Dealing with Government Through Litigation

- How Marion County gets all the big cases
- Why judicial review in circuit court feels better than agency review
- How do lawyers set up the complex case for expeditious review?
 - *Hon. Don A. Dickey*
 - *Hon. Mary Mertens James*
 - *Hon. Paul J. Lipscomb*

2:45 - 3:00

BREAK

3:00 - 4:00

Legal Ethics in Dealing with the Government

- Direct communications with officials of a represented agency: When is it allowed?
- When can government lawyers both advocate before and advise state agencies?
- Who is the client of the government's lawyer?
- Conflicts of interest in representing government agencies
- Soliciting judges and agency officials for public law firm employment, and vice versa
 - *Mark J. Fucile*
 - *Helen M. Hirschbiel*
 - *Arden J. Olson*

4:00

ADJOURN

Program Faculty

Bruce A. Bishop

*Harrang Long Gary
Rudnick P.C.*

Jeffrey G. Condit

*Program Co-Planner
Miller Nash LLP*

Daniel B. Cooper

Metro Attorney

Hon. Don A. Dickey

Marion County Circuit Court

Hon. Robert D. Durham

*Program Co-Planner
Oregon Supreme Court*

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*General Counsel,
University of Oregon*

Candace A. Haines

City Attorney, McMinnville

Helen M. Hierschbiel

*Oregon State Bar Office of
General Counsel*

Hon. Mary Mertens James

Marion County Circuit Court

Jerome Lidz

*Harrang Long Gary Rudnick P.C.,
Office of City Attorney for Eugene*

Hon. Paul J. Lipscomb

*Presiding Judge,
Marion County Circuit Court*

James E. Mountain, Jr.

*Program Co-Planner
Harrang Long Gary Rudnick P.C.*

James K. Neill

Davis Wright Tremaine LLP

Arden J. Olson

Harrang Long Gary Rudnick P.C.

David C. Reese

General Counsel to the Governor

Peter Shepherd

*Deputy Attorney General,
Oregon Department of Justice*

LIVE PRESENTATION

Portland – 10/26/07

Oregon Convention Center
777 NE MLK Jr. Blvd.

MCLE CREDIT

*Dealing Successfully with State and Local
Governments* will receive **5.25** General
and **1 Ethics** MCLE credits.

PROGRAM PRODUCTS

Even if you cannot attend, you can still get the program on audiotapes, videotapes, CDs or DVDs. Use the order form in this brochure to order your set today! OLI Annual Passholders may purchase OLI program products at 50% off the full retail price.

QUESTIONS?

Please call OLI at (503) 768-6580 in Portland or toll-free in Oregon at (800) 222-8213, e-mail us at oli@lclark.edu; or visit our Web site at www.lclark.edu/org/oli.

VIDEO REPLAYS

Please register at least one week prior to the replay date.

Bend – 11/9/07

Replay 8:30 a.m.
Bryant Lovlien & Jarvis
591 Mill View Way

Eugene – 11/2/07

Replay 8:30 a.m.
Harrang Long Gary & Rudnick, P.C.
360 East 10th Avenue, Ste. 300

Medford – 11/2/07

Replay 8:30 a.m.
Kellington, Krack, Richmond,
Blackhurst & Glatte, LLP
23 Newtown Street

Portland – 11/14/07

Replay 9:00 a.m.
Oregon Law Institute
Gus J. Solomon Courthouse,
620 S.W. Main St., Suite 706

Dealing Successfully with State and Local Governments

Friday, October 26, 2007

Name

OSB No. or Profession

Firm/Organization

Street Address

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Please "✓" appropriate box below:

 Live presentation
 Video replay. Location: _____ Date: _____
 Please register at least one week prior to the replay date.

TUITION *(Prices apply to live and video replays.)*

- \$169 "Early Bird" tuition *(received by October 22, 2007).*
- \$129 "Early Bird" tuition for new attorneys (admitted 2006–2007), paralegals, or secretaries *(received by October 22, 2007).*
- \$85 Legal aid attorneys *(received by October 22, 2007).*
- \$15 OLI Annual Pass holder (Annual Pass No. _____).
- \$20 Add to above tuition if registration received *after October 22, 2007.*

OPTIONAL LUNCH AT LIVE SEMINAR

- \$20 Add to above tuition
- Vegetarian Dietary restrictions: _____

PRODUCT ORDER

I am unable to attend. Please send me:

- \$189 Audiotapes and course book *or* \$189 Audio CDs and course book
- \$299 Videotapes and course book *or* \$299 DVDs and course book
- \$55 Course book only
- Deduct 50% from order if you are an OLI Annual Pass holder (Pass No. _____)
- \$7.00 Note: Add \$7.00 shipping & handling fee to above book and tape orders.**

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QUESTIONS? Call (503) 768-6580 or (800) 222-8213.
 Check out our website at www.lclark.edu/org/oli
 or email us at oli@lclark.edu.

CONFIRMATION: Confirmation will be sent via e-mail or fax one week before the program.
CANCELLATION POLICY: Tuition minus a \$20 handling charge will be refunded if the cancellation request is *written and received* by Monday, October 22, 2007.
NEED ASSISTANCE: If you are a person with a disability, please let OLI know in time to make any necessary accommodations for you.
TUITION ASSISTANCE: A limited number of scholarships are available based on financial need. Contact OLI.