



ON-SITE AGENDA



JULY 16-18, 2014
SHOSHONE-BANNOCK HOTEL & EVENT CENTER
POCATELLO • FORT HALL

ISB Annual Meeting 2014 Schedule of Events

Wednesday, July 16th

- 8:30 a.m. - 3:00 p.m. **Idaho State Bar Board of Commissioners** (Snagg)
4:00 p.m. - 5:00 p.m. **Registration / Exhibition Hall** (Pre Function A & B)
6:00 p.m. - 7:00 p.m. **President's Reception** (Juniper Hills Country Club - Pocatello) *Sponsored by Idaho Trust Bank*
7:00 p.m. - 9:00 p.m. **Distinguished Lawyer Awards Dinner** (Juniper Hills Country Club - Pocatello) *Sponsored by ALPS*
9:00 p.m. - 11:00 p.m. **Annual Meeting Hospitality HQ** - Hosted food, drinks & music. Open to all! (Deka Gahni Deli) *Sponsored by Clio*

Thursday, July 17th

- 7:30 a.m. - 5:00 p.m. **Registration / Exhibition Hall** (Pre Function A & B)
7:30 a.m. - 8:30 a.m. **Continental Breakfast** (Pre Function C) *Sponsored by BizPrint*
7:30 a.m. - 8:15 a.m. **District Bar Association Officers Breakfast** (Snagg)
7:30 a.m. - 8:15 a.m. **Litigation Section Annual Meeting** (Tyhee)
7:30 a.m. - 8:15 a.m. **Taxation, Probate & Trust Law Section Meeting** (Deka Gahni Deli)
8:30 a.m. - 10:00 a.m. **Annual Meeting Plenary Session - .5 CLE credits** (Taghee A & B) *Sponsored by LawPay Credit Card Processing*
 - Welcome from Idaho State Bar President Robert Wetherell
 - State of the Court by Idaho Supreme Court Justice Jim Jones
 - Greeting from the Shoshone Bannock Tribal Chairman Nathan Small
 - Keynote Presenter Jeffrey Rosen

10:15 a.m. - 3:30 p.m. **Idaho Law Foundation Board of Directors Meeting** (Snagg)
10:15 a.m. - 11:45 a.m. **CLE - Client Counseling: Setting the Attorney Client Relationship Up for Success** (Racehorse A & B)
Sponsored by the Government & Public Sector Lawyers Section
10:15 a.m. - 11:45 a.m. **CLE - Criminal Case Law Updates: Idaho Appellate Decisions from the Past 365 Days** (Tendoy A & B)
Sponsored by the Appellate Practice Section
10:15 a.m. - 11:45 a.m. **CLE - Negotiating and Litigating Over Intellectual Property: What is This Stuff Really Worth and Can We Really Place a Value on It?** (Arimo & Pocatello) *Sponsored by the Intellectual Property Section*
Noon - 1:15 p.m. **ISB/ILF Service Awards Luncheon & ILF Annual Meeting** (Taghee A & B)
Co-Sponsored by Moreton & Co. and Attorney Pro
1:30 p.m. - 3:00 p.m. **CLE - Burden of Proof: Not Just a Catch Phrase** (Arimo & Pocatello) *Sponsored by the Idaho Volunteer Lawyers Program*
1:30 p.m. - 3:00 p.m. **CLE - Do We Have A Living Constitution, A Dead Constitution, or A Zombie Constitution?** (Tendoy A & B)
Sponsored by the University of Idaho College of Law
1:30 p.m. - 3:00 p.m. **CLE - Practical and Ethical Considerations on the Use of Cloud Computing** (Racehorse A & B)
Sponsored by the Idaho Law Foundation, Inc.
3:00 p.m. - 3:15 p.m. **Ice Cream Break/Community Service Project Drop** (Pre-Function C) *Sponsored by Racine Olson Nye Budge Bailey, Chtd.*
3:15 p.m. - 4:45 p.m. **CLE - Advancing Justice: Promoting Fair and Timely Case Resolution** (Tendoy A & B) *Sponsored by the Litigation Section*
3:15 p.m. - 4:45 p.m. **CLE - Merchant Accounts: Managing Clients' Funds Effectively and Ethically** (Arimo & Pocatello)
Sponsored by the Idaho Law Foundation, Inc.
3:15 p.m. - 4:45 p.m. **CLE - Simple is the New Black: Legal Writing's New Look and How to Make It Work For You** (Racehorse A & B)
Sponsored by Concordia University School of Law
5:30 p.m. - 6:30 p.m. **50/60/65 Years of Admission Reception** (Taghee A & B) *Sponsored by the Sixth District Bar Association*
6:30 p.m. - 8:00 p.m. **Family Law Section Award of Distinction Reception** (Rosewood Event Center, 1499 Bannock Hwy - Pocatello)
6:45 p.m. - 8:30 p.m. **Bingo Pizza Party** (Fort Hall Casino) *Sponsored by Fort Hall Casino*
7:30 p.m. - 9:00 p.m. **Taxation, Probate & Trust Law Section - Social** (Simisu Fusion Restaurant, 309 E. Center St., Pocatello, ID)
OR Golf, Mountain Bike Ride or Road Bike Ride (Call Eric Olsen at (208) 232-6101 or email elo@racinelaw.net)
9:00 p.m. - 11:00 p.m. **Annual Meeting Hospitality HQ** - Hosted food, drinks & music. Open to all! (Deka Gahni Deli) *Sponsored by Clio*

Friday, July 18th

- 7:15 a.m. - 8:00 a.m. **ILF Donor Appreciation Breakfast** (Snagg & Tyhee) *Sponsored by Eide Bailly, LLP*
7:30 a.m. - 1:30 p.m. **Registration / Exhibition Hall** (Pre Function A & B)
7:30 a.m. - 8:30 a.m. **Continental Breakfast** (Pre Function C) *Sponsored by the Seventh District Bar Association*
8:00 a.m. - 10:00 a.m. **CLE - A Fate Worse than Death: What Happens When a Lawyer Becomes Disabled or Dies Without a Plan**
(Arimo & Pocatello) *Sponsored by the Diversity Section*
8:00 a.m. - 10:00 a.m. **CLE - At the Intersection of the Indian Child Welfare Act and Idaho State Law** (Racehorse A & B)
Sponsored by the Family Law Section
8:00 a.m. - 10:00 a.m. **CLE - Employment and Labor Law Update** (Tendoy A & B) *Sponsored by the Employment & Labor Law Section*
10:15 a.m. - 11:45 a.m. **CLE - Lessons from the Masters** (Racehorse A & B) *Sponsored by the Idaho Law Foundation, Inc*
Noon - 1:15 p.m. **Social Networking BBQ/Passing of the President's Gavel** (Buffalo Meadows RV Park)
Sponsored by the University of Idaho College of Law
1:30 p.m. - 3:30 p.m. **CLE - Members of the Federal Judiciary: Eastern Idaho Roots to the United States' Courts** (Racehorse A & B)
Sponsored by the Idaho Law Foundation, Inc.
3:30 p.m. **Conclusion of the 2014 Idaho State Bar Annual Meeting**

ISB Annual Meeting 2014 CLE Information

Thursday

10:15 - 11:45 a.m.

Session #1

Client Counseling: Setting the Attorney Client Relationship Up for Success - Racehorse A & B - 1.5 CLE credits of which .5 is Ethics

This CLE will provide insights and advice on how to recognize and overcome biases, along with ideas for managing the expectations of clients. *Brian P. Kane (Office of the Attorney General)*

Criminal Case Law Updates: Idaho Appellate Decisions from the Past 365 Days - Tendoy A&B - 1.5 CLE credits (NAC)

Summaries, analyses and an in depth look into prominent criminal cases heard and decided by the Idaho appellate courts this past year. *Ken K. Jorgensen (Office of the Attorney General)*

Negotiating and Litigating Over Intellectual Property: What is This Stuff Really Worth and Can We Really Place a Value on It?

Arimo & Pocatello - 1.5 CLE credits

This program will provide practitioners with a basic framework for understanding the valuation and economic appraisal of intellectual property and other intangible assets in legal practices. *Rick S. Hoffman (Lone Peak Valuation Group); Cory D. Sinclair (Parsons Beble & Latimer); John N. Zarian (Parsons Beble & Latimer)*

1:30 - 3:00 p.m.

Session #2

Burden of Proof: Not Just a Catch Phrase - Arimo & Pocatello 1.5 CLE credits (NAC)

Learn basic techniques on how to defend debt collection cases in Idaho and how to get paid while helping the mass of Idahoans who don't know where to turn. *Ryan A. Ballard (Ballard Law, PLLC)*

Do We Have A Living Constitution, A Dead Constitution, or A Zombie Constitution? - Tendoy A & B - 1.5 CLE credits

This CLE examines the competing views on whether the U.S. Constitution is a "living document" or, to quote Justice Antonin Scalia, "dead, dead, dead." *Prof. Richard H. Seamon (University of Idaho College of Law)*

Practical and Ethical Considerations on the Use of Cloud Computing - Racehorse A&B - 1.5 CLE credits of which .5 is Ethics

Storing data to access on the "go" is convenient; however, precautionary steps need to be taken to ensure the information is secured and protected. *Bradlee R. Frazer (Hawley Troxell Ennis & Hawley, LLP); Terrance Paternoster (Hawley Troxell Ennis & Hawley, LLP)*

3:15 - 4:45 p.m.

Session #3

Advancing Justice: Promoting Fair and Timely Case Resolution Tendoy A & B 1.5 CLE credits (NAC)

Idaho was the first U.S. state court to adopt statewide time standards. Modified time standards have been reviewed and adopted by the Idaho Supreme Court on a pilot basis. These efforts include the development of caseload management plans and a review of court rules to identify opportunities to reduce unnecessary delay. The session will provide an in-depth update. *Hon. R. Barry Wood (Idaho Supreme Court); Hon. Stephen S. Dunn (Sixth Judicial District Court); Hon. Gregory W. Moeller (Seventh Judicial District Court)*

Merchant Accounts: Managing Clients' Funds Effectively and Ethically - Arimo & Pocatello - 1.5 CLE credits of which .25 is Ethics

A leading industry expert who has presented to numerous state bars and to the American Bar Association will provide an overview of best practices surrounding merchant accounts and the role merchant accounts play with IOLTA. Subtopics in the presentation will include: costs to avoid, rates to watch, PCI compliance standards to follow and the Model Rules of Professional Conduct to consider. *Janelle Benefield (AffiniPay)*

(Session #3 continued in next column ►)

(Session #3 Continued)

Simple is the New Black: Legal Writing's New Look and How to Make It Work For You - Racehorse A & B - 1.5 CLE credits

Today's courts (and clients) look for simple, effective writing. This CLE focuses on specific tips and techniques to make your writing clearer, more concise and, ultimately, more effective. *Shasta Kilminster-Hadley (Office of the Attorney General/Concordia University School of Law)*

Friday

8:00 - 10:00 a.m.

Session #4

A Fate Worse than Death: What Happens When a Lawyer Becomes Disabled or Dies Without a Plan - Arimo & Pocatello 2.0 CLE credits of which .5 is Ethics

This program addresses the needs of dealing with death and disability within your law practice from an ethical and malpractice perspective and discusses best practices surrounding pre-planning. *Mark Bassingthwaighe (Attorney Liability Protection Society, Inc.); William V. McCann (Attorney at Law); Susan Olson (Hawley Troxell Ennis and Hawley, LLP); Moderator: Linda L.B. Pall (Attorney at Law)*

At the Intersection of the Indian Child Welfare Act and Idaho State Law - Racehorse A & B - 2.0 CLE credits, (NAC)

The interplay with ICWA and state law. When is tribal jurisdiction permissible? When is it mandatory? Under what circumstances will the tribe exercise its jurisdiction? These and other questions answered by: *Julie S. Kane (Nez Perce Tribe); Denise L. Rosen (Office of Attorney General); Brandelle G. Whitworth (Shoshone-Bannock Tribes)*

Employment and Labor Law Update - Tendoy A & B 2.0 CLE credits

Review of recent developments in employment and labor law at the federal and state levels. *Kara L. Heikkila (Hawley Troxell Ennis & Hawley, LLP); Kimberly Evans Ross (Moffatt, Thomas, Barrett, Rock & Fields, Chtd.); Brad J. Williams (Moffatt, Thomas, Barrett, Rock & Fields, Chtd.); Colleen D. Zahn (Office of the Attorney General)*

10:15 - 11:45 a.m.

Session #5

Lessons from the Masters - Racehorse A & B 1.5 CLE credits of which .5 is Ethics, (NAC)

Representing 130 years of commitment to legal excellence, this distinguished group of Idaho lawyers will showcase their careers and provide aspects of best practices, tips for younger practitioners and stories that will be shared for years to come. *Dwight E. Baker (Baker & Harris); Tom McCabe (Westberg McCabe & Collins, Chtd.); William A. Parsons (Parsons, Smith, Stone, Loveland & Shirley LLP)*

1:30 - 3:30 p.m.

Session #6

Members of the Federal Judiciary: Eastern Idaho Roots to the United States' Courts - Racehorse A & B 2.0 CLE credits of which .5 is Ethics, (NAC)

This session will provide a venue for practitioners to learn about the most current developments facing the federal court system in Idaho and to hear federal judges discuss matters of importance to them that affect members of the bar. *Hon. N. Randy Smith (U.S. Ninth Circuit Court of Appeals); Hon. B. Lynn Winmill (U.S. District Court, District of Idaho); Hon. Larry M. Boyle (U.S. District Court, District of Idaho); Hon. Ron E. Bush (U.S. District Court, District of Idaho); Hon. Jim D. Pappas (U.S. Bankruptcy Court, District of Idaho); Moderator: Don L. Burnett (University of Idaho College of Law)*

NAC - Requirement meets IBCR 402(f) for new active or house counsel ISB members

ISB Annual Meeting 2014 Official Corporate Partners



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We hope to see you at the
2015 Annual Meeting

July 22-24, 2015
Sun Valley Resort - Sun Valley, ID