

Boulder COUNTY

BAR ASSOCIATION

SIDE BAR: HEALTHCARE POST-DOBBS

Please join us on Thursday, March 9 at 4:00 pm for the BCBA Side Bar CLE presentation **Reproductive Healthcare Post-Dobbs**. The purpose of this program is to educate attorneys from diverse practice areas about the state of reproductive healthcare in the Boulder community and Colorado at-large post-Dobbs, and to facilitate a discussion about the outlook for the future. Following the program, we will hold a happy hour.

The program will be presented by Professor Jennifer Hendricks and Jack Teter. Professor Hendricks is a Professor of Law and Co-Director of the Juvenile and Family Law Program at University of Colorado Boulder. She wrote an article, *What Comes Next? There's fear the SCOTUS' potential abortion ruling could mean other restrictions in future*, for the Colorado Springs Indy (click here to read).

Jack Teter is Planned Parenthood Colorado's regional director for government affairs. He was interviewed for the FOX31 article *Colorado Planned Parenthood expects drastic influx of nonresident abortions* (click here to read).

\$15 to attend. [Please click here to register.](#)

2023
Justice
For All Ball
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PRESIDENT'S PAGE

CARRIE FRANK

"Here comes the sun, Here comes the sun, ... It's been a long, cold, lonely winter ... It feels like years since it's been here...Here comes the sun, Here comes the sun, and I say, It's alright." - The Beatles, *Here Comes the Sun*, 1969, Abbey Road album

Spring is just weeks away. Even though spring in Boulder often still has snow, the sun is out, the crocus are sprouting and longer days are on the horizon. Spring is always a time for growth, rebirth, and excitement. And that is true too at the Boulder County Bar Association.

April 1 is the JUSTICE FOR ALL BALL. That's no April Fool's joke! By way of background, a couple of years ago, the Board of the BCBA "merged" with the Board of the Boulder County Bar Foundation to allow for more efficient management of the Foundation. The JUSTICE FOR ALL BALL is the annual fundraising event to benefit the Boulder County Legal Services. The Legal Aid Foundation explains that disparity between the need for civil legal services and the availability of those services is widening. It is estimated that eighty percent of low income people have trouble securing representation in court for matters ranging from property/home foreclosures to family law to wage disputes to public benefits. The annual JUSTICE FOR ALL BALL donates all proceeds to Boulder County Legal Services to assist with their representation of families and individuals who otherwise could not afford an attorney. This year, the JUSTICE FOR ALL BALL will be held at The Boulder JCC on Saturday, April 1. If you would like to sponsor this event or if you have an item to donate for the silent auction, please contact Laura. For JFAB tickets (\$75 each during Early Bird Pricing, which ends March 24), please click here to purchase.



On Thursday March 9 at 4:00pm, the BCBA will be hosting a Side Bar on "Reproductive Healthcare Post-Dobbs." The U.S. Supreme Court ruling in *Dobbs v. Jackson Women's Health Organization* impacts everybody and is having long reaching effects into Colorado, even if the right to make abortion and healthcare decisions has remained stable in our home state. This informative program will educate attorneys in many different practice areas about the state of reproductive health care in Boulder and Colorado after the *Dobbs* decision and will look at what the future holds. The presenters will be Professor Jennifer Hendricks (find her CU faculty page here) and Jack Teter, Policy Director of Planned Parenthood of the Rocky Mountains. Please join us for this informative program and stay for a networking Happy Hour.

You may not know this, but the BCBA Board and officers work on a July to July calendar rather than the traditional annual calendar. I cannot believe that my tenure as President is more than halfway through! But that also means that we are in full swing to identify individuals who are interested in joining the Board and helping to move the BCBA forward into the future. Are you one of those people? Are you interested in a Board position? Having an impact in the activities and operations

PRESIDENT'S PAGE CONTINUED

of the BCBA? Would you like to run for a position but have questions? Feel free to reach out to me to discuss the board member role. The BCBA will be collecting applications for new board members during March and April so let us know if you'd like to be in the running. The new board members will begin at the annual meeting to be held on June 8, 2023 at The Studio Boulder.

I must also, regretfully, share news of the passing of Judge Kristy Martinez on February 21, 2023. Judge Martinez was appointed to the Boulder bench in 2018 by then-Governor Hickenlooper. She was retained during the recent general election to continue on the bench but unfortunately, was unable to fulfill that role. Judge Martinez began her legal career as a deputy

district attorney in Adams County and was also a law professor at CU teaching Post-Conviction Criminal Procedure and Wrongful Conviction. She was the director of the law school's Korey Wise Innocence Project. I did not have the pleasure of ever being before Judge Martinez in her courtroom, but the outpouring of comments about her speaks volumes about who she was as a person and as a judge. Reading the words written about Judge Martinez, people described her as a "mentor," a "fighter for justice" with a strong "moral compass," and that this "world is a sadder place without her." All of us at the BCBA share our deepest condolences to her family, friends and all who knew Judge Martinez.



Find a Lawyer 2023-24 Renewals

It is time to update our Find a Lawyer listings for 2023-24. This is the main resource we use to refer calls for attorneys, and is the primary search mode on the BCBA website. The cost for one section is \$90, and each additional section is \$35: once your updated listing is received, we will invoice you for your overall selection.

The deadline for completing the online form is Friday, April 28. Please **click here for the online form**. Thank you, and please [contact Kyle](#) with any further questions or concerns.

CALENDAR OF EVENTS

Wednesday, March 1 (rescheduled)

Bagels with the Bar - Longmont

8:30 - 10:00 AM @ Lyons Gaddis (515 Kimbark St, Suite 200)

Free for BCBA Members

Tuesday, March 7

BCBA Civil Litigation Section Lunch

12:00 - 1:00 PM @ BCBA Office (3269 28th St.)

\$20 to attend

Please [click here to attend](#)

[Click here to sponsor this event](#)

Wednesday, March 8

Bagels with the Bar - Real Estate

8:30 - 10:00 AM @ BCBA Office (3269 28th St.)

Free for BCBA Members

Thursday, March 9

Side Bar: Reproductive Healthcare Post-Dobbs

Presented Professor Jennifer Hendricks and Jack Teter

4:00 - 5:00 PM CLE | 5:00 - 6:00 PM Happy Hour @ BCBA Office (3269 28th St.)

\$15 to attend

Please [click here to attend](#)

[Click here to sponsor this event](#)

Wednesday, March 15

Bagels with the Bar - Employment

8:30 - 10:00 AM @ BCBA Office (3269 28th St.)

Free for BCBA Members

Wednesday, March 22

Bagels with the Bar - Family Law

8:30 - 10:00 AM @ BCBA Office (3269 28th St.)

Free for BCBA Members

Wednesday, March 29

Bagels with the Bar - Longmont

8:30 - 10:00 AM @ Lyons Gaddis (515 Kimbark St, Suite 200)

Free for BCBA Members

Saturday, April 1

Justice For All Ball

7:00 - 9:00 PM @ Boulder JCC (6007 Oreg Ave)

\$75 Early Bird Tickets (\$100 after March 24)

Please [click here to register](#)

Tuesday, April 18 (rescheduled)

COLAP: Mindfulness for Paralegals

Presented by Kerry McCarthy

12:00 - 1:00 PM @ BCBA Office (3269 28th St.)

\$15 to attend

Please [click here to attend](#)

[Please click here to sponsor](#)

WELCOME NEW BCBA MEMBERS

Katie R Schwalb

Blake S Gabriel

David J Gehr

George H Faulkner

Jaxon Higgins

Simon Hacker

Donna M Zubillaga

Sarah Walker

John H Skilton Verhoff

Jonh Rak Koh

Emily Protz

Kevin Peurrung

Jens Niederreiter

Maxwell M Mataraso

Haley Maher

Nicole Kone

Richard R Koltas

Victoria Kelly

Boulder County Bar Foundation - Our 21st Year Fundraising for Colorado Legal Services!



JUSTICE FOR ALL BALL

Saturday, April 1
7:00 pm to 10:00 pm
Boulder JCC (6007 Oreg Avenue)

[Click here to register](#)

\$75 Tickets During Early Bird Pricing (Ends March 24)

About JFAB

21 years ago, the Boulder County Bar Association started a fundraiser called Food Wine Jazz Art to benefit Colorado Legal Services. While this event was a great success, recent cuts to the federal budget made us realize four years ago that we needed to rebrand our event to draw a larger crowd and raise even more money for legal services.

The 2018 Boulder County Justice For All Ball was the beginning of our new era. We kept the event geared toward the legal community, but expanded further to include partners, clients, and friends. We held the event on a weekend evening to accommodate those who find a weeknight event hard to attend and brought in members who have never attended a bar event. The event was a huge success.

This year, we're excited to return to the Boulder JCC. We will have music and dancing led by the Diamond Orchestra. Their fun, sophisticated and soulful ensemble keeps guests of all ages and tastes entertained at the top venues in Colorado and beyond. There will also be a silent auction with some fabulous opportunities. Hors d'oeuvres will be available along with delicious desserts. This year continues to bring new sponsorship opportunities if you are unable to attend but still want to contribute to a worthy cause. We are asking for Young Lawyer and Paralegal sponsorships to allow those that might not have the funds in their budget to purchase a ticket.

We look forward to seeing you at the Justice For All Ball!

Huge Thanks to Our 2023 JFAB Sponsors!

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Jung & Associates, P.C.

Peek Goldstone, LLC

SEEKING VOLUNTEER BOARD MEMBERS

The BCBA is looking for a few talented and motivated volunteer board members to lead and strengthen our association. This is an interesting time in our community, and now more than ever we need great leaders who have the creativity and dedication to lead us into uncharted waters. This gives you a great opportunity to have your voice heard and help with important decisions moving forward. The BCBA will have multiple board positions

available, as well as a Treasurer position. All terms will begin on July 1, 2023.

If you have any further questions, please contact Laura Ruth at laura@boulder-bar.org. We look forward to welcoming our new board members!

[Please click here to apply for board service.](#)

BCBA AWARD NOMINATIONS

The 2023 BCBA Annual Meeting will be held on Thursday, June 8. We will be awarding the Outstanding Young Lawyer award and the Sonny Flowers Award of Merit at the Annual Meeting, and seek nominees for both awards from our membership. If you have a candidate for either award, please send their name and

a brief description to [Laura](#). These awards are an important way to recognize deserving recipients in our legal community, and we look forward to considering each and every nomination received.

[Please click here to nominate a fellow member](#)

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MOCK TRIAL COMPETITION TEACHES YOUTH ABOUT THE LEGAL SYSTEM

JULIA MORGENTHAU

"I cross-examine my brother now!" said high school student Ellie Musfeldt laughing. We all can agree that questioning skills gained as an attorney are invaluable in our profession as well as in life outside the courtroom. What was apparent in speaking with Miss Musfeldt and many other high school students that participated in the mock trial competition in Boulder County was the enthusiasm the students had for learning about the legal system and the confidence they gained by public speaking in the courtroom. This unique program sponsored by the Colorado Bar Association is now in its 38th year and continues to encourage our youth to become engaged in the legal process.

Every year, hundreds of high school students spend months working on a detailed case problem which alternates between criminal and civil fact patterns. The students competed as teams by presenting their case as either the prosecution or defense in this year's criminal case with team members performing both as lawyers and as witnesses. Attorneys and members of the community volunteer to judge the competition at both the county and statewide level. The time and preparation that the students put into the competition is obvious to the scoring judges and the presentations of evidence are well thought out, articulate and entertaining to watch. "The Bar Association comes up with cases that are relevant and related to current events in the real world," said high school student Olaya Garcia-Grau when commenting on this year's case problem which was a criminal prosecution of a parent that



allegedly bribed a college for the admission of their child.

The mock trial program encourages high school aged students to become active participants in the legal system in a way that allows them to see some of the inner workings of how justice is served. Not every student that participates will go on to become a lawyer, but all of the students that participate gain valuable critical thinking and public speaking skills. Felix Feiger, a high school participant, described some benefits from participating in the program as follows: "A big skill that you can apply to the rest of your life is making a connection with people that you've never met before. It's about making a connection with the coach, the team, and the jury to get people to see ideas from your point of view and perspective." Eva Batlle, also a high school student, commented that the program "helps you think on your feet more." "It focused us to think of more creative ways to prosecute the case," said high school

MOCK TRIAL CONTINUED

student Keerthana Baleji. "It helps teach perseverance" said high school student Carter Squirrel. Coby Horowitz, a high school student, commented that the mock trial program teaches "how law works in general, how trials are done, the general structure."

Having seen the students present their evidence in the Boulder County courthouse this year and their enthusiastic high-fives to each other afterward, it was clear how much these students have come together as teams in this non-sporting event. "It is about team work and helping each other," said

high school student Annabelle Eisner. Kate McCall, also a high school student, echoed her sentiment by stating that "working together with your team" was one of her favorite parts of the program. If you have the opportunity to volunteer in any way to promote this program, I whole-heartedly encourage you to do so. To see the legal process being tackled by teenagers is an invigorating experience. The courtroom decorum of these youth and their ability to handle objections coming on many (perhaps some non-objectional) questions is inspiring.

Julia Morgenthau, Esq., is an attorney with Ruebel & Quillen, LLC. She can be contacted at julia@rq-law.com or at 888.989.1777.

2023 MOCK TRIAL OBSERVATIONS

I want to say this year the competition seemed stronger than ever with truly wonderful teamsmanship and performances! This extracurricular in my opinion is important - beyond the law- engaging in moot court teaches all these kids so many lessons- among these the kids learn how to critically read and think about the problem, they learn quick thinking /processing/ and response skills, public speaking, difficult legal/evidence theories, professionalism, teamwork, and the ability to interact with people across the "aisle" which is more important today than ever! I am truly impressed by the commitment of the students, the coaches, and the judges. This is a great experience! - Shana R. Beggan

I was lucky to be a scoring judge when Hopper and Robin teams were presenting their cases. They were so polished and really did an outstanding job, so their victory is well deserved. - Ainagul K. Holland



REMEMBERING JUDGE MARTINEZ

Judge Kristy Martinez, 53, of Lafayette, Colorado passed away peacefully the morning of February 21, 2023 from cancer.

Kristy was born in October 1969 to Sally Wear and Ralph Clayton Sieg in Washington, where she grew up. Kristy later moved to Colorado to attend the University of Denver. She received a B.A. in Human Communication from the University of Denver in 1995.

While working full time, Kristy attended law school at night until she earned her Juris Doctorate from the University of Denver Sturm College of Law in 1999. This began what Kristy described as a love affair with the profession within which she would spend the rest of her life. Kristy embodied what some might see as an old-fashioned conception of what it means to be a lawyer—she believed it was a noble calling, answered by people in pursuit of high ideals of fairness and justice.

Kristy was one of the rare Colorado attorneys who answered that calling on both sides of the criminal justice system. She began her career as a Deputy District Attorney in Adams County. In 2002, Kristy established a criminal defense practice representing indigent clients at trial, on appeal, and during post-conviction review. She represented clients from difficult circumstances, including those experiencing mental illness, homelessness, lack of education, substance abuse, domestic violence, and terminal illness. Kristy had a particular talent for forging strong connections with people, no matter their background. This talent, combined with her dogged pursuit of fairness, hardworking approach to cases, and passion for the law earned her a reputation as an exceptional trial and post-conviction attorney.

While in private practice, Kristy and her then-husband Esteban Martinez welcomed their daughter—Isabella “Bella” Martinez—into their life. Kristy cherished her role as a mother and her time



with Bella. Kristy was extremely proud of Bella's accomplishments, but was even more proud of who her daughter is. She firmly believed raising Bella was the most important thing she ever did. Kristy survived her first cancer diagnosis in 2003. From that experience, Kristy developed an acute sense that each day was a gift and sought to make the most of the time she had left.

Beginning in September 2015, Kristy served as the Director of the Korey Wise Innocence Project. The Korey Wise Innocence Project provides free investigative and legal services to people serving time in Colorado prisons for crimes they did not commit. Kristy built and led a team of student volunteers to screen requests and correspond with incarcerated persons and their families seeking exoneration.

While serving as the Director of the Innocence Project, Kristy taught both Post-Conviction Criminal Procedure and Wrongful Conviction at the University of Colorado School of Law. As a

REMEMBERING JUDGE MARTINEZ CONTINUED

professor, Kristy instilled in students a deep commitment to fairness, fair process, and the Constitution of the United States of America. She inspired a generation of lawyers to view their role as attorneys as an awesome responsibility, while inspiring the very best growth in them. When she wasn't investigating wrongful convictions or teaching, Kristy could often be found mentoring students from all walks of life. She shaped the lives and careers of innumerable students. Her passion and enthusiasm left a longstanding mark on the law school and many of its graduates.

In 2019, then-Governor John Hickenlooper appointed Kristy to serve as a County Court Judge in the 20th Judicial District. Judge Martinez served the Boulder community with the same diligence she brought to her advocacy. She brought to the

bench a sense that the law is made up of the human beings that walk into the courtroom. She prioritized treating every person appearing in her court with dignity. She strove to make the proceedings accessible to every defendant and pro se litigant. She inspired jurors with a sense of their critical role in the democratic process. She continued to mentor both lawyers and court personnel. Judge Martinez was a truly exemplary judicial officer.

Those who knew Kristy described her as energetic. She brought intensity to her professional responsibilities, but also magic to every single day—whether it was running through sprinklers or buying the biggest pumpkin she could find. She was a talented marksman with a bow and arrow, and she loved horses and hiking. She could hustle a deal better than anyone. She was a fierce and loyal friend, daughter, colleague, judicial officer, and above all, mother. She gave her very best to those around her and brought out the very best in them. She left an indelible mark on the profession, the Boulder community, and the lives of everyone she knew.

Kristy is survived by her mother (Sally Wear), her daughter (Bella Martinez), Bella's father (Esteban Martinez), and her brothers (Russell Sieg and Dale Sieg).

A celebration of life will be held in the jury assembly room of the Boulder County Justice Center, 1777 6th St, Boulder, CO on Friday, March 10th at 3:30 p.m. In lieu of flowers, the family requests donations be made to the Humane Society of Boulder Valley or an organization of your choice.



BCBA KNOWLEDGE HUB IS NOW LIVE

BCBA Knowledge Hub

Our library of free downloadable content and resources includes white papers, guides, ebooks, reports, case studies, industry analysis, and much more, provided by experts and vendors within the legal industry. By downloading the content, you may be contacted by the provider. For more information on posting content in the Knowledge Hub, please [click here](#).



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The BCBA Knowledge Hub is now live on our website, and will be consistently updated with articles, helpful links, and images on a regular basis. We intend to integrate materials from each member section, and provide helpful cross-links across sections. If you have any suggestions about materials or resources you would like to see featured on the Hub, please email us.

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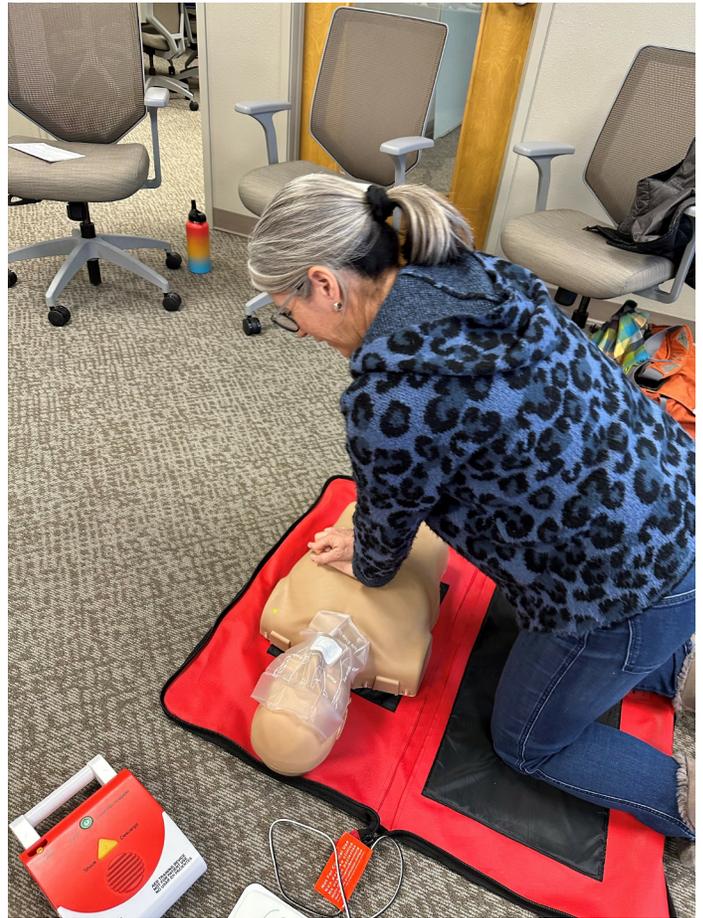
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BCBA FEBRUARY PHOTOS



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Attorney Position. Mertes Law is a small firm located in Longmont, Colorado, specializing in complex civil and criminal litigation, including the representation of respondent students in Title IX sexual misconduct. The ideal candidate for this position would be someone with litigation experience and an interest in being trained to advise and litigate Title IX matters. Please find full job details here. Starting salary range: \$90K-\$120K with opportunities for increased compensation for a solid performer. Health and dental benefits. Please submit a resume, cover letter, and a legal writing sample to karen@merteslaw.com

OFFICE SPACE AVAILABLE AT THE BCBA

The BCBA has a unique opportunity for individual attorneys or even a small firm with one new permanent office. This is a great way to instantly grow your network and have access to all the bar association has to offer. The office is approximately 250 square feet with full access to the conference rooms, patio, kitchen, and full open workspace. Utilities, internet and phone are all included along with use of copier. Parking is free, and our location is incredibly convenient to both Boulder and Longmont. We are offering a lease rate of \$800 per month with the first month free! Please click [here](#) for photos, and contact Kyle or Laura for more information.



PROFESSIONALISM ON CALL

February 27	Mike Rafik	303.444.9292
March 6	Gwyn Whalen	303.443.8010
March 13	Lee Strickler	303.443.6690
March 20	TBD	
March 27	Meghan Pound	303.443.8010

The Professionalism Committee assists lawyers, clients, and other members of the community with questions or complaints about behavior by lawyers that fails to meet generally accepted standards of professionalism and courtesy, or that is contrary to the BCBA Principles of Professionalism.

The Professionalism Committee does not address allegations of criminal or ethical violations by lawyers, as regulated by the Colorado Rules of Professional Conduct, and any such violations should be addressed to the Office of Attorney Regulation Counsel.

BOULDER COUNTY FREE LEGAL CLINIC

The Boulder County Free Legal Clinics have been replaced with our Virtual Legal Clinic until further notice.

THANKS TO OUR VOLUNTEERS

The BCBA Virtual Legal Clinic remains ongoing and has served over 30 people to date. Thank you to the attorneys who serve as volunteers:

Dan Droege	Amy Stengel	Beth Kelley
Jennifer Huston	Laura Herndon	Dipak Patel
Sherry Murgallis	Maki Iatridis	Lindsey Killion
Craig Small	K.C. Cunilio	Karen Burns
Scott Hamerslough	Fern O'Brien	Susan Spaulding
Starla Doyal	George Farmer	Chris Lane
Jeff Skovron	TJ Willard	Connie Eyester
Lila Sol	David Harrison	Beth Montague
Georgiana Scott	Ann England	Kurt Hofgard

PRO BONO REFERRALS

Two cases were referred in the month of February. Thank you to the following attorneys:

Laura Kinde
Donna Zubillaga
Jennifer Walker

PRO SE VOLUNTEERS

There were multiple Pro Se Clinics held in the month of February, thanks to the help of the following attorneys:

Kathleen Franco
Patricia Riley
Shana Beggan

PRO BONO CORNER

Interested in a Pro Bono case? Please call Kellie at 303-449-2197. CLE credits available for pro bono service.

Boulder COUNTY BAR ASSOCIATION

THE BCBA NEWSLETTER IS A MONTHLY ELECTRONIC PUBLICATION BY THE BOULDER COUNTY BAR ASSOCIATION. ARTICLES BY GUEST LAWYERS MAY NOT BE REPRODUCED WITHOUT PERMISSION FROM THE BOULDER COUNTY BAR ASSOCIATION OR THE AUTHORS.

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