

Oregon Criminal Defense Lawyers Association



A bridge to justice since 1979

2010 – 2011 Membership Directory

Membership Benefits

Capital Defenders

The Capital Defenders sponsor death penalty seminars and serve as a forum for the exchange of information. You must be an OCDLA member to be a Capital Defender. Capital Defender dues help pay for the Oregon Capital Resource Center wiki, support CLE scholarships, maintain an expert witness database and the invaluable communication tool – the Capital Defenders listserve.

CLE Programs—The Latest in Law and Strategy

OCDLA's a leader in providing continuing legal education on criminal defense issues by offering a dozen seminars a year that give practical information about criminal and juvenile law, trial practice and forensic science.

Criminal Law Newsletter

This cross-indexed newsletter organizes and summarizes the most recent U.S. Supreme Court, Oregon Court of Appeals and Oregon Supreme Court decisions pertaining to criminal law. Subscribers receive 24 issues per year, with a cumulative, alphabetized year-end index of cases organized by subject. The annual subscription is only \$80.

Expert Witness Database

The Expert Witness database contains reference information about hundreds of experts and is updated annually.

Legislative Representation

OCDLA sponsors legislation, presents the defense perspective, opposes efforts to dilute constitutional rights, and publishes a biennial *Legislative Analysis of Criminal and Juvenile Laws*. All members receive a PDF version of the *Legislative Analysis*.

Listserve

An email listserve, known as the Pond, designed exclusively for members. Send an email to: info@ocdla.org to sign up.

Oregon Defense Attorney

All members receive the *Oregon Defense Attorney* newsletter. The newsletter features legal updates, practical tips and legal news from around the state. Published six times a year.

Public Defense Coordination

OCDLA works closely with the Office of Public Defense Services, indigent defense contractors and appointed counsel to promote a fair system of public defense.

Publications

OCDLA trial books and guides are the best anywhere:

- *Criminal Law Formbook*
- *DUII Trial Notebook*
- *Felony Sentencing in Oregon: Guidelines, Statutes, Cases*
- *Investigator's Manual*
- *Legislative Analysis*
- *Major Crimes & Defenses*
- *Mental Health & Criminal Defense*
- *Search and Seizure Manual*
- *Trial Notebook*
- *A Tortured History: The Story of Capital Punishment in Oregon*

Laminated Guides:

- *Blakely Sentencing Challenges*
- Constitution of Oregon—Criminal Justice Sections
- Expungement: Eligibility and Procedure
- Measure 57
- Preservation of Legal Issues
- Quick Guide to Oregon Evidence
- Sentencing Guidelines Grid

Website—www.ocdla.org

Download motions and memoranda from the Legal Document Library, sign up for seminars, download the CLE catalog, order publications and download the PDF version immediately, search the current roster of members or find helpful links to other websites relating to law and criminal defense.

2010/2011

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Oregon Criminal Defense Lawyers Association

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OCDLA Scholarship Donors

September 2, 2009, to September 28, 2010

Scholarship donors contribute toward a general scholarship fund which is used to defray the cost of seminars for those who would otherwise be unable to attend. OCDLA thanks the following donors:

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Life Members receive an elegantly framed certificate, special recognition in the Oregon Defense Attorney, and the knowledge that they have contributed to the stability of the Association. Dues for Life Membership are \$5000. OCDLA greatly appreciates the support of:

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Sustaining Members receive a special certificate and are recognized in the Oregon Defense Attorney. Sustaining Members contribute a \$350 membership fee yearly. OCDLA greatly appreciates the support of:

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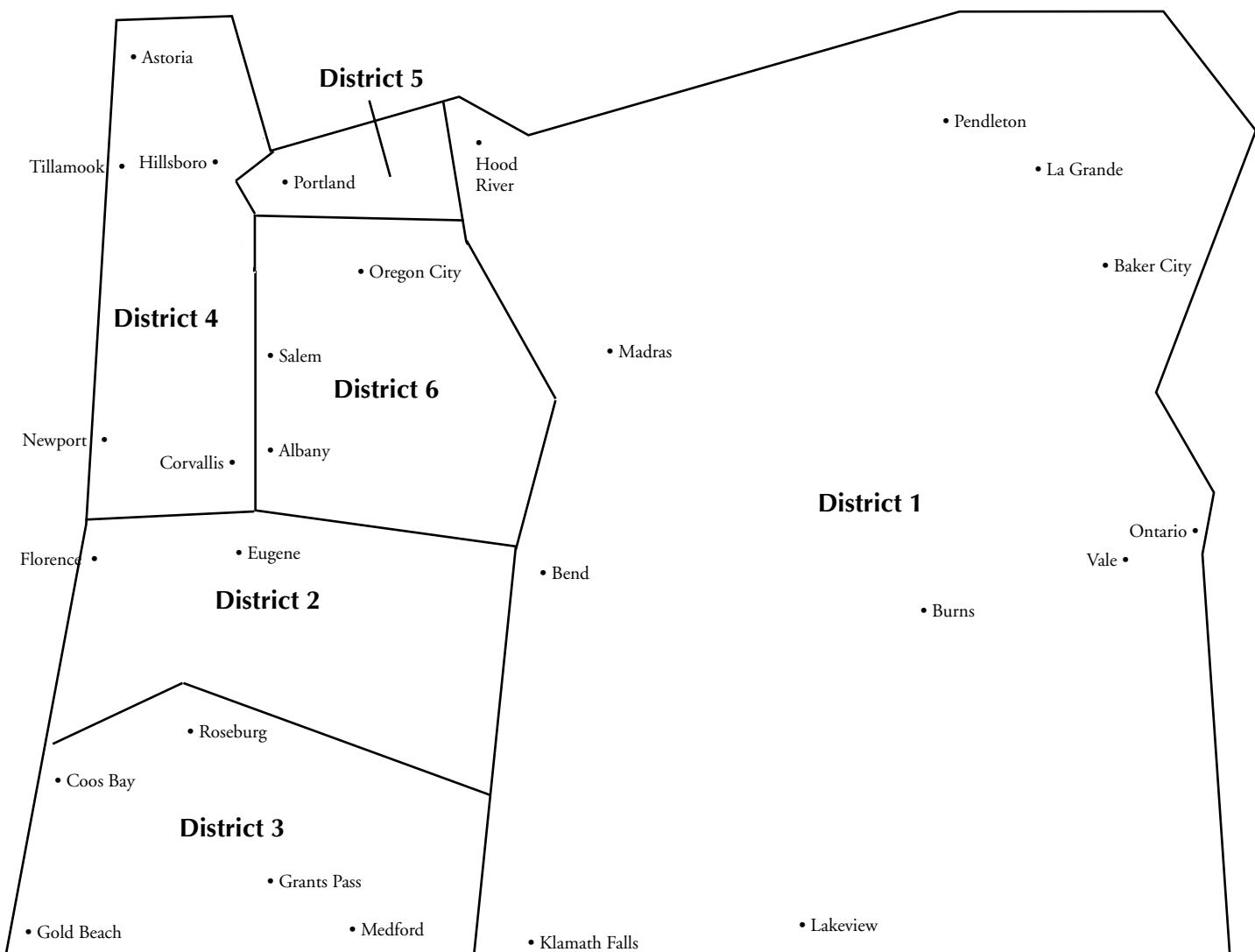
Multnomah

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OCDLA Staff



Tracye, John, Alene and Jennifer taking a quick break at the 2010 Annual Conference. Photo: Geoffrey Squier Silver.

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Association By-Laws

I. Name and Purpose

The name of this organization is the Oregon Criminal Defense Lawyers Association. The purpose of the Oregon Criminal Defense Lawyers Association will be to provide and to promote scholarship in the area of legal representation in criminal, juvenile, and mental commitment proceedings. Furthermore, the organization will promote public awareness as to the function and duties of the criminal defense practice in general, within the limitations imposed by law on non-profit organizations.

II. Membership

A. REGULAR MEMBERSHIP. Regular membership in the Association shall be open to 1) all attorneys in good standing with the Bar who are engaged in defense of criminal, juvenile or mental commitment cases and 2) faculty members of law schools.

B. SUSTAINING MEMBERSHIP. The title of Sustaining Member shall be conferred by the Board of Directors on a Regular Member who, in lieu of the payment of the established regular membership dues, pays the Association a sum to be set by the Board of Directors.

C. LIFE MEMBERSHIP. The title of Life Member shall be conferred by the Board of Directors on a Member who, in lieu of the payment of the established membership dues, pays a one-time payment to be set by the Board of Directors. That person shall not be required to pay annual membership dues. A Life Member who fails to meet the requirements for membership at any time shall be suspended from membership during the time of such ineligibility.

D. PROFESSIONAL NON-LAWYER MEMBERSHIP. Professional Non-lawyer membership shall be open to individuals who provide substantial contributions and services to the defense of criminal cases. Included in this membership category shall be investigators and legal assistants.

E. LAW STUDENT MEMBERSHIP. Law student membership shall be open to students enrolled in accredited law schools.

F. VOTING. Each Regular, Sustaining and attorney Life Member shall be entitled to one (1) vote at the Association's proceedings. Professional Non-lawyer Members and Student Members are not entitled to vote.

III. Board of Directors

A. ELIGIBILITY. Professional Non-lawyer or Student Members shall not be eligible to become elected members of the Board. Eligibility for election to the Board shall be extended to all other classes of membership.

B. NUMBER OF DIRECTORS. The Board shall consist of fourteen (14) Directors. Private attorney representation shall be by seven members, one elected from each of the six regions established by ORS 9.025(2), and one to be elected at large. "Private attorneys" are those members who are not employed by those organizations designated in 1 through 7 of section B. Private attorney Directors must maintain their principal business office in the district from which they are elected.

Public defender representation shall consist of one representative each from the following offices: 1) the Metropolitan Public Defender, 2) Public Defender Services of Lane County, Inc., 3) the State Public Defender, 4) the Federal Public Defender, 5) Multnomah Defenders, Inc., 6) Southwest Oregon Public Defender Services, Inc./Umpqua Valley Defender Services, Inc. to share a representative, and 7) Southern Oregon Public Defender, Inc.

C. TERM OF OFFICE. The members of the Board of Directors shall be elected at the Annual Meeting of the Association and hold office for a period of two years commencing with their election at said Annual Meeting.

D. ELECTION. Private attorney Directors shall be elected by a majority vote of eligible and voting, dues-paid members at the Annual Meeting. Public Defender Directors shall be elected or appointed by their constituents in any manner determined by Public Defender Offices.

In odd-numbered years, Directors from Region 3, 5, 6 will be elected and Directors from the State Public Defender, Public Defender Services of Lane County, Inc., the Metropolitan Public Defender and Southern Oregon Public Defender, Inc. will be chosen. In even-numbered years, Directors from Region 1, 2, 4 and one At-Large will be elected and Directors from the Multnomah Defenders, Southwest Oregon Public Defender Services, Inc./Umpqua Valley Defense Services, Inc., and the Federal Defender will be chosen.

E. LIMITATION OF SERVICE. In no event shall a Director hold that office for more than two (2) consecutive, complete two (2)-year terms.

F. ABSENCE. A Director shall not accept office unless that Director intends to attend all meetings. A Director with more than two unexcused absences per year may be removed by a majority vote of the Board of Directors.

G. VACANCY. The unexpired term of a Board member shall be filled by majority vote of the Board of Directors.

H. QUORUM. A quorum for a Board of Directors meeting shall be seven (7) members.

I. BOARD OFFICERS. At the Annual Meeting and whenever necessary, the Board of Directors shall choose one (1) of its Directors as the President of the Board of Directors, one (1) of its Directors as Vice President, and one (1) of its Directors as Secretary to serve until the next Annual Meeting. The President shall have no greater powers than any other Director except to serve as spokesperson for the Board of Directors and to have ministerial authority subject to Board review. The President of the Association shall serve as Chairperson of meetings of the Board of Directors.

The Vice President shall assist the President in the performance of the President's duties and shall also perform such other duties as may be prescribed by the Board of Directors. In the case of the absence of the President, the Vice President shall act as President. In the case of the death of the President or in the event of resignation or removal from office, the powers and duties of the President shall devolve upon the Vice President who shall conclude the term of office of the President in accordance with the provisions of these by-laws.

The Secretary shall attend and keep minutes of all meetings of the Association and shall have such other powers and perform such other duties as are incidental to the office of Secretary or as may be assigned from time to time by the Board of Directors or by the President.

J. POWERS AND DUTIES. The Board of Directors may appoint such officers, agents, and committees including an executive officer as it may deem necessary. All such appointments shall serve at the pleasure of the Board. The Board shall set and annually review any and all compensation, if any, of such appointments. The Board shall organize all meetings of the membership. The Board as a body shall meet on a regular basis but not less than five (5) times in any one year. Furthermore, the Board of Directors shall have broad powers to carry out the purposes of the Oregon Criminal Defense Lawyers Association and to implement these by-laws.

IV. Meetings

A. TIME AND PLACE. The Association shall hold an Annual Meeting of all its members at a time and place as may be fixed by the Board of Directors and may hold such other meetings of all members when necessary.

B. QUORUM. Except for amendments to by-laws, those members who are eligible to vote and are present at any meeting of the Association shall constitute a quorum for the transaction of business at said meeting.

V. Membership Assessments

Individual membership assessments shall be set by the Board of Directors.

VI. Dissolution of Assets

In the event this Association shall dissolve, its assets shall be liquidated and distributed to charitable organizations.

VII. Amendments

Any amendment to the by-laws shall be made by a simple majority vote of all eligible and voting dues-paid Life, Sustaining and Regular Members. Only eligible, paid Life, Sustaining and Regular Members may vote for an amendment, and each member shall have only one vote. Each eligible member shall receive prior notice in writing of each proposed amendment and shall be given the opportunity to vote.

Original by-laws enacted July, 1978. By-laws amended September 22, 1978, October 27, 1979, March 21, 1980, October 16, 1980, September 18, 1981, March 16, 1984, March 28, 1986, May 8, 1987, May 13, 1988, May 1, 1989, April 9, 1996, March 5, 1997, and July 3, 2001.

Robert S. Raschio, President

John R. Potter, Executive Director

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Martha Spinhirne, (503) 225-9100

Ingrid Swenson, (503) 378-3349

John Tyner, (503) 648-5591

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**OCDLA Legislative Representative,
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Shawn Wiley, (503) 378-2330
Bear Wilner-Nugent, (503) 351-2327
Cate Wollam, (503) 226-3083
Gig Wyatt, (503) 378-7744

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Matt Rubenstein, (503) 245-1153

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Rankin Johnson, (503) 274-4394

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Brook Reinhard, (541) 957-5344

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Eric Johansen, (503) 378-5818

Tahra Sinks, (503) 363-5588

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Defense

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OCDLA-PAC

(This political action committee is separate from OCDLA)

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VOLUNTEER

OCDLA committees are always in need of interested members to get involved. If you would like to serve on a committee, contact Executive Director John Potter, (541) 686-8716, President Rob Raschio at (541) 296-9601, or the chair of the committee(s) you are interested in.

Boards, Work Groups and Task Forces with OCDLA Representation

Association of Oregon Counties Mental Health Task Force

Alexander Bassos, Metropolitan Public Defenders, Portland

Attorney General's Task Force on Implementation of Victims' Rights (under SB 233)

John Connors, Metropolitan Public Defenders, Portland

Attorney General Vienna Convention on Consular Affairs Workgroup

Steve Krasik, Salem

Bench Probation Subcommittee, Oregon Interstate Compact Office

John Connors, Metropolitan Public Defenders, Portland

Corrections Forecasting Advisory Committee

Greg Hazarabedian, Public Defense Services of Lane County, Eugene

Disability Rights Oregon Board

Alexander Bassos, Metropolitan Public Defenders, Portland

Governor's Re-entry Council

Ross Shepard, Eugene

Multnomah Bar Association Diversity Committee

John Connors, Metropolitan Public Defenders, Portland (Chair)

Multnomah Bar Association Mentor Program

John Connors, Metropolitan Public Defenders, Portland

Multnomah County Domestic Violence Fatality Review Committee

John Connors, Metropolitan Public Defenders, Portland

OHSU Institutional Review Board

Alexander Bassos, Metropolitan Public Defenders, Portland

Oregon Coalition to Abolish the Death Penalty

Jenny Cooke, Oregon City

Oregon Community Corrections Commission

Alexander Bassos, Metropolitan Public Defenders, Portland

Oregon Criminal Justice Commission

Greg Hazarabedian, Public Defense Services of Lane County, Eugene

Oregon Health Department Institutional Review Board

Alexander Bassos, Metropolitan Public Defenders, Portland

Oregon Medical Examiners Advisory Committee

Dan Koenig, Eugene

Oregon State Hospital Replacement Project Stakeholders Committee

Alexander Bassos, Metropolitan Public Defenders, Portland

Contact: Laura Segrest, Department of Human Services, 503.947.5531

Oregonians for Alternatives to the Death Penalty

John Connors, Metropolitan Public Defenders, Portland

OSB Criminal Law Section Executive Committee

Greg Scholl, Metropolitan Public Defenders – Washington Co., Hillsboro

OSB Loan Repayment Assistance Program Committee

John Connors, Metropolitan Public Defenders, Portland

OSB State Lawyers Assistance Committee (SLAC)

Alexander Bassos, Metropolitan Public Defenders, Portland

Pacific University Mental Health Ethics Forum Planning Committee

Alexander Bassos, Metropolitan Public Defenders, Portland

Parole Board Advisory Workgroup

Steve Krasik, Salem

Portland Police Bureau Crisis Intervention Training Oversight Committee

Alexander Bassos, Metropolitan Public Defenders, Portland

Restitution Work Group

Steve Krasik, Salem

UTCR Committee

Guy Greco, Newport

If you or someone you know is participating on a committee, please tell us! Contact OCDLA at 541.686.8716 or info@ocdla.org with the name of the committee and OCDLA member participating. Thank you.

Amicus Curiae Committee Guidelines

(adopted 9/16/95)

The following procedure and guidelines have been established for OCDLA Amicus Curiae Committee requests and assistance:

I. Procedure

- A. A written request for *amicus curiae* assistance should be made by letter or fax to the committee chair. The request should include (1) a concise statement of the case, including its procedural background, the legal issues involved, the reasons why the case has broad importance, and the reasons for OCDLA intervention; and (2) supporting documentation—such as appellate briefs, court opinions, and the petition for review—to enable the committee to fully analyze the request. See generally ORAP 9.07. Requesting counsel may wish to initially phone any committee member to discuss the case and the appropriate contents to be included in the request.
- B. The request will be photocopied and mailed to committee members for their prompt review. If the committee decides that *amicus* intervention is appropriate, the chair will consult with the OCDLA President to determine whether the case raises a controversial issue requiring a full review and decision by the Board of Directors.
- C. After a final decision is reached, the requesting counsel will be notified of the decision.
- D. The requesting attorney and the committee shall work together to locate an OCDLA member with substantial appellate experience who is willing to serve as the *amicus* author. The *amicus* attorney shall consult with the committee chair before completing the *amicus* brief. The *amicus* attorney shall file copies of the *amicus* application, *amicus* brief, and the court's decision with the OCDLA office.

II. Guidelines

- A. The committee will consider the following factors in deciding whether to enter as *amicus curiae* in a proceeding:
 1. The importance of the case to OCDLA goals.
 2. Whether the case will advance OCDLA's special values including:
 - a. A strong and independent defense bar.
 - b. The right of effective assistance of counsel for accused persons.
 - c. The defense of accused persons subjected to public prejudice.
 3. The extent of OCDLA membership support for the positions to be advocated.
 4. The complexity of the case.
 5. Whether the claimed error is preserved.
 6. The anticipated quality of direct advocacy by the requesting attorney.
 7. Whether the case will have precedential value.
 8. Other relevant factors set forth in ORAP 9.07.
- B. Absent unusual circumstances, OCDLA will defer appearing as *amicus curiae* until a case reaches the Oregon Supreme Court or the United States Court of Appeals for the Ninth Circuit.

For more information, contact
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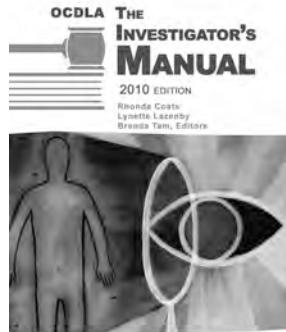
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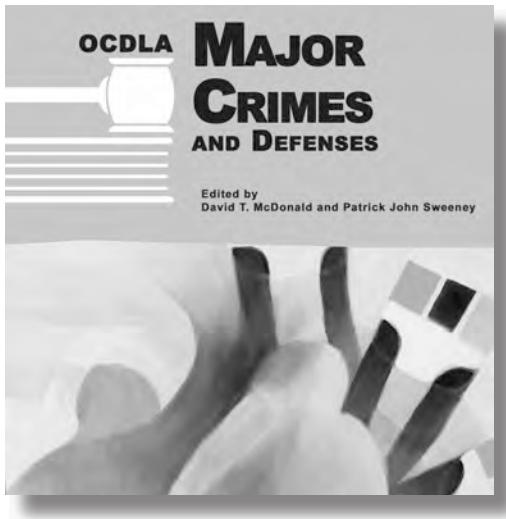


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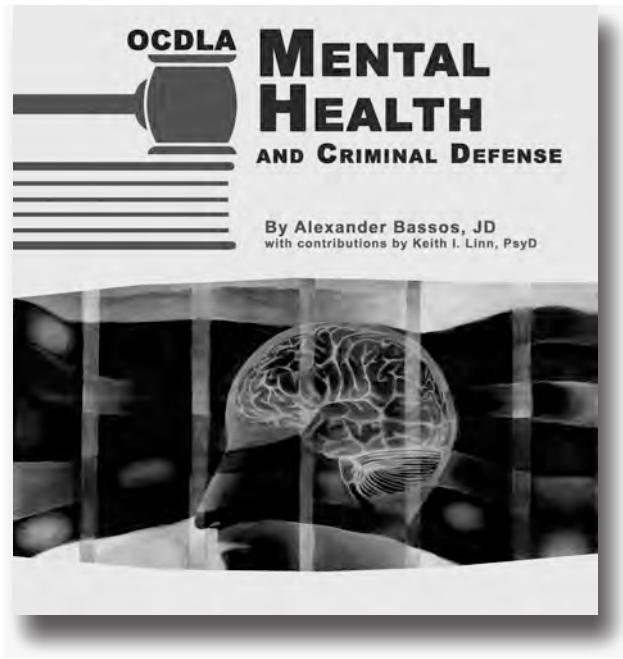
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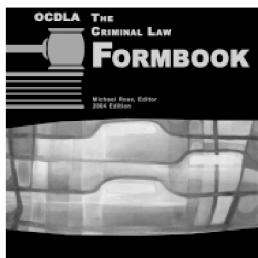
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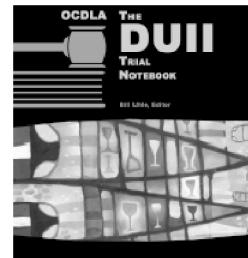
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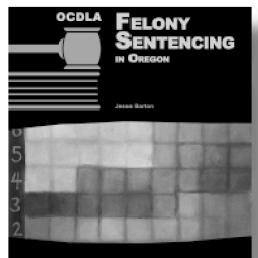
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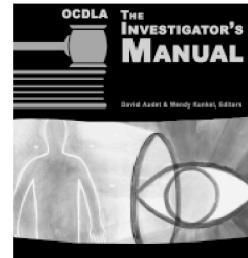
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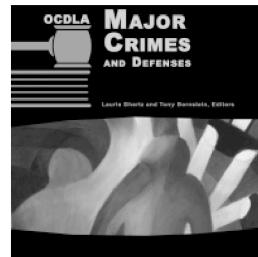
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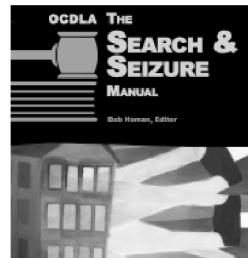
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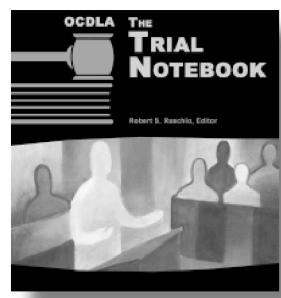
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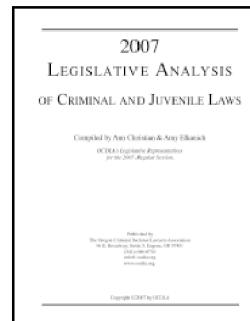
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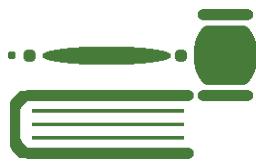
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2011

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Feb 13–18	Spanish Language, Law & Diversity La Paz, Baja, Mexico		
Mar 4–5	Forensics and Attacking Scientific Evidence Valley River Inn, Eugene		
Apr 15–16	Juvenile Law Seminar Hallmark Resort, Newport	July 22	Nancy Bergeson Ardent Advocacy Lecture Series, Portland
Apr 29–30	Investigation & Trial Preparation Seminar Hallmark Resort, Newport	Sept 16–18	Summer Seminar Agate Beach Inn, Newport
June 16–18	Annual Conference Seventh Mountain Resort, Bend	Oct 17–18	Juvenile Law Training Academy Valley River Inn, Eugene
		Oct 20–21	Public Defense Management Pendleton
		Oct 21–22	Death Penalty Defense Pendleton
		Nov 6–10	Sunny Climate Seminar Location TBA
		Dec 2–3	Winter Conference Benson Hotel, Portland

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