

# NEWSLETTER

## November – A Time to Give Thanks

Did you know that November is Pancreatic Cancer Awareness Month, COPD Awareness Month, Alzheimer’s Disease Awareness Month, American Diabetes Month, Lung Cancer Awareness Month, National Homeless Youth Awareness Month and Crohn’s & Ulcerative Colitis Awareness Month. It is obviously the month of Thanksgiving as well. Your Foothills Bar board members would like to encourage you to give thanks and lend a helping hand or ask for a helping hand if needed. If you know someone who is suffering from any of the above diseases or conditions, reach out and see what you can do to help. Give a ride to a doctor’s appointment, take a meal or offer to babysit their kids. If you yourself are suffering from any of these diseases, build a support network and don’t be afraid to ask for help. We currently have some members who are struggling with serious health issues or disease. Oftentimes in the midst of our busy lives we forget to stop and remember those who may need practical help or an encouraging word. Given the state of our economy, this is a difficult time for many people. For those facing serious health issues it is even more challenging. Take time this month to be thankful for your family and special people in your life. Also, give thanks if you have been blessed with good health. Lastly, give thanks for your practice and we hope our local bar association can be a blessing to you.

## Don’t Forget to Renew:

Just a reminder that July was time to join or renew your membership. Attached please find a list of current members. If you don’t see your name, we don’t have you on our list so please submit your membership application and \$55 check for dues if you have not done so already. The membership application ensures that we have your correct information including address, telephone and fax number and e-mail address for the website and directory. Your membership dues provide you with free MCLE and social events throughout the year. If you know of any potential new members, encourage them to JOIN! If you have membership questions, please call Stanley Bacinett at 697-4000 or email at [sjb@bacinettlaw.com](mailto:sjb@bacinettlaw.com).

## ADVERTISING & RATES

Business Card size:  
\$25.00 for one month  
\$125.00 for six months  
\$250.00 for one year

(Includes publication in annual attorney directory)  
Issue Sponsorship (one-half page ad):  
\$250.00 per issue  
(Checks must accompany ad request)

# Catch This

By Chuck Schmidt

The FBA Family Law section greatly appreciates Judge Alksne's informative presentation to our bar association and to the Family Law section. Details can be reviewed in Stan Bacinett's related article in this issue.

In attendance at this seminar were the East County Family Law judges Katherine Bacal, Evan Kirvin, and William Gentry, as well as Judge Margo Lewis.

Judge Katherine Bacal asked the attorneys in the audience to volunteer as pro tem settlement judges for the Wednesday morning mandatory settlement conferences. If you are qualified (see California Rule of Court

2.812) and interested, please contact judicial secretary Kelly Fabros at 619-456-4065 or e-mail her at Kelly.Fabros@SDCourt.CA.Gov. It is always good to give back to our community.

Remember, the Family Law section seminars are free to FBA members, who pay only \$55 for yearly dues. Plus, you get MCLE credits for the seminars. FBA members can attend the seminars presented by the civil, criminal, and estate and probate sections at no extra charge. A bargain compared to other bar associations. The Family Law

section seminars are on the third Tuesday of each month.

We are always looking for speakers so if you wish to volunteer or make suggestions please contact the Family Law section chairs.

Also, if you wish to become a chair or co-chair of the Family Law section there is an opening now. Hurry before it is filled. You can contact any board member or attend a board meeting. See the website at [www.foothillsbar.org](http://www.foothillsbar.org), which includes information for future seminars, the newsletter and the dues application.

Sports report: My 50 and over wood bat baseball team won the national championship for our division in Phoenix in early October. The week long tournament features teams from across the country and coincides with the Major League Baseball's World Series. Our championship game was held at the Tempe Diablo Stadium where the Los Angeles Angels of Anaheim play their spring training games. My law school professor advised his students to play hardball when we become attorneys. So I joined the San Diego Adult Baseball League (SDABL), and have been playing hardball ever since. By the way, this article is entitled 'Catch This' because I mainly play catcher.

Good practicing.  
Chuck Schmidt

## Calendar of Upcoming Events

### November 15, 2011

FBA Family Law Section Meeting  
12:00pm – 1:15pm  
At East County Court House – Dept. 7  
250 East Main Street  
El Cajon, CA 92020

Our speaker, Patrick L. McCrary, will be discussing handling a move away case.

Attorney McCrary is a long time Foothills Bar Association Member who has extensive experience in handling both Family Law Cases and Family Law Appeals.

### December 8, 2011

FBA Annual Toy Drive & Attorney Holiday Mixer  
4:50pm  
At Hooley's in Grossmont Center.

Please bring a new, unwrapped toy to Hooley's to benefit East County children. These toys will be distributed by the Salvation Army KROC center.

Enjoy the hosted appetizers & hosted bar with your donation of a new, unwrapped toy.

### January 9th

"Hard to Get" seminar  
La Mesa Community Center.

# November Civil Litigation Roundtable

In lieu of a formal program, the Civil Litigation Section will have a roundtable meeting at noon on Wednesday, November 9, 2011 at B.J.'s Restaurant at Grossmont Center in La Mesa. Come and discuss issues or pending cases of mutual interest or concern to the general civil litigation practitioner in East County. Please send Mark Raftery or Cheryl Stengel an email at [mraftery@epsten.com](mailto:mraftery@epsten.com) or [CS@debtbsd.com](mailto:CS@debtbsd.com) to let us know if you can attend.

## November 2011

### Schedule of Temporary Judges

San Diego Superior Court  
East County Division

<b>November 1</b> Tim McDermott, Esq.	<b>November 16</b> Bryan D. Sampson, Esq.
<b>November 2</b> James J. Mietzel, Esq.	<b>November 17</b> Judi Sanzo, Esq.
<b>November 3</b> James P. Miller, Jr., Esq.	Susan Yeck
<b>November 4</b> Jeffery A. Morris, Esq.	<b>November 18</b> Khodadad D. Sharif, Esq.
<b>November 8</b> Barry Pasternack, Esq.	<b>November 22</b> Niles Sharif, Esq.
<b>November 9</b> Anne K. Perry, Esq.	<b>November 23</b> DARK
<b>November 10</b> David A. Pomeranz, Esq.	<b>November 24</b> Thanksgiving Holiday
<b>November 11</b> Veteran's Day	<b>November 25</b> Thanksgiving Holiday
<b>November 15</b> Paula Rosenstein, Esq.	<b>November 29</b> Stephen M. Spinella, Esq.
	<b>November 30</b> Cynthia L. Stratton, Esq.

## December 2011

### Schedule of Temporary Judges

San Diego Superior Court  
East County Division

<b>December 1</b> Catherine Tancredi, Esq.	<b>December 16</b> Dan Bacal, Esq.
<b>December 2</b> Wayne Templin, Esq.	<b>December 20</b> Thomas Buchenau, Esq.
<b>December 6</b> Victor M. Torres, Esq.	Wells Lyman??
<b>December 7</b> Susan A. Yeck, Esq.	<b>December 21</b> Edward Castro, Esq.
Judi Sanzo	<b>December 22</b> Andrew Cook, Esq.
<b>December 8</b> Connie Zimmerman, Esq.	<b>December 23</b> DARK
<b>December 9</b> Mark M. Abumeri, Esq.	<b>December 27</b> Kathleen Corrigan, Esq.
<b>December 13</b> Michael R. Adkins, Esq.	<b>December 28</b> Danna J. Cotman, Esq.
<b>December 14</b> Robert C. Anderson, Esq.	<b>December 29</b> Stewart M. Cowan, Esq.
<b>December 15</b> Elizabeth Aronson, Esq.	<b>December 30</b> DARK

HR SCHLAKÉ REAL ESTATE SERVICES INC.

## Randall Schlake

Certified Appraiser Real Estate Broker

22 years experience

Certified residential

Expert witness: Fraud & Bankruptcy

Email: [rschlake@cox.net](mailto:rschlake@cox.net)

Ph/Fax: 619.461.4203

Cell: 619.405.8224

Website: [www.hrsbroker.com](http://www.hrsbroker.com)

## OPPORTUNITY TO SERVE YOUR LOCAL BAR ASSOCIATION

The Foothills Bar Association is looking for members to serve in several capacities for the upcoming 2012 year. The FBA is looking for Board Members, Section Leaders, and general members to assist our 50th Anniversary Committee. Our organization will enter its 50th year of service in 2012, so we welcome your participation as we plan for our 50th anniversary celebration! The Foothills Bar seeks to be a resource to our members and to foster a close working relationship between the bench and the bar in East County. Our General Meeting this year will be just prior to the Foothills Bar Association Mixer and Toy Drive at 4:50 p.m. at the Grossmont Center Hooleys on Thursday, December 8, 2011. If you are interested in serving your east county bar association, then please contact Stanley J. Bacinett at 619-667-4000 or [sjb@bacinettlaw.com](mailto:sjb@bacinettlaw.com) or join us at our General Meeting on Thursday, December 8, 2011, at 4:50 p.m.

## BIG CHANGES ON THE WAY TO FAMILY LAW ATTORNEYS IN 2012

The Honorable Lorna Alksne spoke at the Foothills Bar Association Family Law Section on Tuesday, October 18, 2011. It was great to hear from Judge Alksne as she explained the big changes on the way to Family Law during 2012. Judge Alksne has worked hard on the changes coming statewide that will be incorporated into the Family Code, California Rules of Court, and the Judicial Council Forms for 2012. Since the timeline of these changes was still in flux at the time of the seminar, this will be a very important year to attend the Family Law Winter Seminar on Saturday, December 3, 2011 (check the San Diego Bar Association website). We will find out the impact of all the new rules of court, local rules, new forms, and new judicial assignments at the December 3, 2011, seminar.

Judge Alksne explained that the San Diego Superior Court – Family Law Local Rules will be drastically reduced. Many of the San Diego Superior Court Local Rules will be incorporated into California Rules of Court. The plan is to standardize the practice from County to County. Some of the important things that we will not have in 2012 are as follows:

- No Order to Show Cause Hearings
- No Case Management Conferences
- No Settlement Conferences without a MSC Statement or Brief
- Nothing to be filed with Family Court Services
- No Family Court Services
- No Companion Motions

**BIG CHANGES ON THE WAY TO FAMILY LAW ATTORNEYS IN 2012 cont.**

Some **new** things to look forward to in 2012:

- Family Court Services will get a new name
- OSCs will be Requests for Orders
- CMCs will be a Case Resolution Conference
- Attorney Fee requests must comply with California Rules of Court
- 50-80 new or changed Judicial Council Forms
- Page Limits will be enforced per rule.
- Counsel/Pro Per subject to sanctions for failure to have a Settlement Conference Statement/Brief
- 14+ year olds will be testifying in Family Court. The testimony must be on the record and there is no waiver of the Judge to speak with the child ex parte (even if all parties and counsel agree).
- DCSS/Paternity Cases (Department 45 Cases) will be expanded to include all case numbers (not just the DF Cases) where DCSS is enforcing child support.
- Clerks will be encouraged to reject Substitutions of Attorney and Notices of Withdrawal when outstanding orders are not filed.

Finally, electronic filing for Family Law appears to be tabled for 2012 and will be reviewed again next year. The Superior Court of San Diego County has substantial cuts to make to its budget for 2012. It is anticipated that the fees for the Superior Court will increase. It is anticipated that the hours the clerk's offices are open to the public will be reduced. It is anticipated that staffing will continue to be reduced.

Since the timeline of these changes was still in flux when Judge Alksne spoke to the well attended seminar, you should expect these changes, the judicial assignments, and further plans to reduce services to satisfy the budget to be discussed at the Family Law Winter Seminar on Saturday, December 3, 2011. Cheers!



**Family Pro Tem**

November 2011

Date	Cases	Temporary Judge
Nov 2, 2011		Tom Marshall
		Judy Marolt
		Daniel Martin
Nov 9, 2011		Dan Grunbaum
		David Wilkinson
		William Benjamin
Nov 16, 2011		Garrison Klueck
		Michelle Brown
		Gary Glauser
Nov 23, 2011		DARK
Nov 30, 2011		Alan Clements HENDRICKSON, ED83661
		Tara Grabarczck
		David Pomeranz

**Family Pro Tem**

December 2011

Date	Cases	Temporary Judge
Dec 7, 2011	2	Sheryl Graf
		David Pomeranz
		Charles Schmidt
Dec 14, 2011	1	Sandra Mayberry
		Gary Glauser
Dec 21, 2011		Tara Grabarczck
		Daniel Martin
		Garrison Klueck
Dec 28, 2011		DARK



# 2011 FBA OFFICERS, DIRECTORS, SECTION CHAIRS & COMMITTEES

## OFFICERS

President	Stanley Bacinett	sjb@bacinettlaw.com	619-667-4000
Vice-President	Carolyn R. Brock	carolyn@crbrocklaw.com	619-741-0233
Treasurer	Leah Boucek	lboucek@davidjeremiah.org	619-270-7546
Secretary	Heather Milligan	hmilligan@mclex.com	619-440-4444

## DIRECTORS

Jennifer Hughes	jlhughesesq@gmail.com	619-840-7797
Keith Jones	kjones9001@gmail.com	619-462-6220
Heather Milligan	hmilligan@mclex.com	619-440-4444
Nancy Ewin	nancy@nkewinlaw.com	619-698-1788
Mark R. Raftery	mraftery@epsten.com	858-527-0111
Charles J. Schmidt	cjsesq@cox.net	619-466-2876
Kim Marie Staron	kstaron@lawinsandiego.com	619-574-8000
Cheryl L. Stengel	cs@debtbsd.com	619-233-1727

## REPRESENTATIVES

Sheryl S. Graf, SDCBA	619-440-5716
Judy M. Marolt, Lawyers Club	619-442-1857

## SECTION CHAIRS/MEMBERS

CRIMINAL LAW:

CIVIL LITIGATION: Cheryl Stengel, Mark R. Raftery

ESTATE PLANNING: Nancy Kaupp Ewin, Carolyn R. Brock

FAMILY LAW: Leah Boucek

## COMMITTEES

ADVERTISING	Chair: Nancy Kaupp Ewin
ANNUAL DINNER	Chair: Leah Boucek, Cheryl L. Stengel
BENCH/BAR LIAISON	Chair: Leah Boucek
GOLF TOURNAMENT	Chair: Kim Marie Staron, Carolyn R. Brock, Charles Schmidt
LAW DAY	Chair: Carolyn R. Brock
HARD-TO-GET CREDITS SEMINAR	Chair: Heather Milligan and Jennifer Hughes
MCLE	Chair: Leah Boucek
MEMBERSHIP	Chair: Stanley Bacinett
PUBLICATION/NEWSLETTER	Mikael Ritter



## SUBMISSIONS

Your submissions are welcome! Send articles, letters, flyers, and other non-advertising submissions to Leah Boucek at [lboucek@davidejeremiah.org](mailto:lboucek@davidejeremiah.org).

## ADDRESS CHANGES

Send change of address or telephone number to Stanley Bacinett at 619-667-4000

---

### **Foothills Bar Association**

P.O. Box 1077  
El Cajon, CA 92022

Addressee Name  
4321 First Street  
Anytown, State 54321



Renewed or New for 2011-2012

1. Sherry Adler
2. Chris J. Allred
3. Albert Austin
4. Stanley J. Bacinett
5. Richard Bain
6. Cynthia D. Baker
7. Margaret Bearden
8. Clarence Bender
9. Charles Borgerding
10. Leah Boucek
11. Robert G. Bowers
12. Hilary I. Boyer
13. Edward Brien
14. Carolyn R. Brock
15. Allen C. Brown
16. Thomas M. Buchenau
17. William L. Burnell
18. Jerry L. Carmody
19. Marquez Carrasquillo
20. Edward Castro
21. Honorable Alan B. Clements (retired)
22. Debra J. Collicott
23. Honorable James G. Conway, Jr.
24. Marlin Corbitt

25. Bruce W. Cozart
26. Lauri Croce
27. George L. De la Flor
28. Ronald J. Detzler
29. James J. Dobbin
30. Patricia Elkerton
31. Jon H. Epsten
32. Nancy Kaupp Ewin
33. William L. Fischbeck
34. Tamara Fogg
35. Joseph Fox
36. Miranda Franks
37. Richard G. Freed
38. Michael Freeland
39. Julia M. Garwood
40. Gary S. Glauser
41. Sheryl S. Graf
42. Daniel Grindle
43. Daniel Grunbaum
44. Patricia Gwinn
45. Gail Hahn
46. Kaye E. Hambleton
47. Myron D. Has-Ellison
48. Bernadette Hilgeman
49. Jeannette Holm
50. Kenneth C. Hoyt

51. Jennifer Hughes
52. John C. Jarobe
53. Stanwood C. Johnson
54. Virginia S. Johnson
55. Keith A. Jones
56. Barbara Silver Katz
57. Michelle Keeyes
58. Larry D. Kincaid
59. Carolyn M. Kirner
60. Judith Klein
61. Garrison Klueck
62. Joel M. Kriger
63. David K. Kroll
64. Daniel P. Larkin
65. Legal Choices
66. Randall Leavitt
67. Nicholas A. Leto, Jr.
68. Richard J. Lewis
69. Russell D. Lockwood
70. S. Michael Love
71. Thomas D. Luneau
72. Judy M. Marolt
73. Lournna Marquez-Carrasquillo
74. Sandra Mayberry
75. John McCabe
76. Patrick McCrary

77. James Miller
78. Janice L. Miller
79. Heather L. Milligan
80. Kathy Mills
81. Gerald S. Mulder
82. Ron H. Oberndorfer
83. Leon A. Opolski
84. Julia H. Perkins
85. Richard Peterson
86. **Vito J. Petitti**
87. Mark R. Raftery
88. Russell K. Robinson
89. Dale E. Rose
90. Susan J. Sanders - Young
91. Wesley H. Schermann
92. HR Schlake Real Estate Services, Inc.
93. Mark L. Schlissel, MFT
94. Charles J. Schmidt
95. Wilson Adam Schooley
96. Bradley A. Schuber
97. Mary T. Sessom
98. Anthony C. Starks
99. Kim Marie Staron
100. Cheryl L. Stengel
101. Michael B. Taggart
102. Catherine Tancredi

- 103. Howard Thomas
- 104. Thorsnes Litigation Services
- 105. Cassandra Thorson
- 106. Robert Wiggins
- 107. Kate Yavenditti
- 108. Connie Zimmerman