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# RIVERSIDE LAWYER

MAGAZINE

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# MISSION STATEMENT

## Established in 1894

The Riverside County Bar Association, established in 1894 to foster social interaction between the bench and bar, is a professional organization that provides continuing education and offers an arena to resolve various problems that face the justice system and attorneys practicing in Riverside County.

## RCBA Mission Statement

The mission of the Riverside County Bar Association is to:

Serve its members, and indirectly their clients, by implementing programs that will enhance the professional capabilities and satisfaction of each of its members.

Serve its community by implementing programs that will provide opportunities for its members to contribute their unique talents to enhance the quality of life in the community.

Serve the legal system by implementing programs that will improve access to legal services and the judicial system, and will promote the fair and efficient administration of justice.

## Membership Benefits

Involvement in a variety of legal entities: Lawyer Referral Service (LRS), Public Service Law Corporation (PSLC), Tel-Law, Fee Arbitration, Client Relations, Dispute Resolution Service (DRS), Barristers, Leo A. Deegan Inn of Court, Inland Empire Chapter of the Federal Bar Association, Mock Trial, State Bar Conference of Delegates, and Bridging the Gap.

Membership meetings monthly (except July and August) with keynote speakers, and participation in the many committees and sections.

Eleven issues of *Riverside Lawyer* published each year to update you on State Bar matters, ABA issues, local court rules, open forum for communication and timely business matters.

Social gatherings throughout the year: Installation of RCBA and Barristers Officers dinner, Annual Joint Barristers and Riverside Legal Secretaries dinner, Law Day activities, Good Citizenship Award ceremony for Riverside County high schools, and other special activities.

Continuing Legal Education brown bag lunches and section workshops. RCBA is a certified provider for MCLE programs.

MBNA Platinum Plus MasterCard, and optional insurance programs.

Discounted personal disability income and business overhead protection for the attorney and long-term care coverage for the attorney and his or her family.

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*Submission of articles and photographs to Riverside Lawyer will be deemed to be authorization and license by the author to publish the material in Riverside Lawyer.*

*The material printed in Riverside Lawyer does not necessarily reflect the opinions of the RCBA, the editorial staff, the Publication Committee, or other columnists. Legal issues are not discussed for the purpose of answering specific questions. Independent research of all issues is strongly encouraged.*

# CALENDAR

## MAY

### 17 Family Law Section

RCBA Bldg., 3rd Floor – Noon  
MCLE

Law & Media Steering Committee  
RCBA – Noon

### 20 General Membership Meeting

“Drafting the Iraqi Constitution:  
My Experiences as an Attorney in  
Baghdad”

Speaker: Mark Johnson, Esq., Dep. Public  
Defender  
RCBA Bldg., 3rd Floor – Noon  
MCLE

### 25 EPPTL Section

RCBA Bldg., 3rd Floor – Noon  
MCLE

### 31 CLE Brown Bag

“Juvenile Court Dependency Kids”  
Speaker, Judge Becky Dugan  
RCBA Bldg., 3rd Floor – Noon  
MCLE

## JUNE

### 1 Bar Publications Committee

RCBA – Noon

### 6 CLE Committee

RCBA – Noon

### 7 RCBA/SBCBA Environmental Law Section

“Defense Aspects to Environmental  
Litigation”

Speakers: Steve Harmon, Esq. & Paul  
Grech, Esq.  
RCBA Bldg., 3rd Floor – Noon  
MCLE

### 9 Bar Admissions Ceremony

Historic Court House, Dept. 1 – 10:00  
a.m.

(continued on page 27)



## President's Message

by Michelle Ouellette

**O**ur theme in this month's *Riverside Lawyer* is "Tsunami Relief." Our hearts and our prayers go out to the hundreds of thousands of people who were killed or left homeless or who lost loved ones in this tragedy. I am very proud that Riverside has contributed approximately \$833,703.14 to facilitate the global relief effort. Yet this tragedy, coupled with Pope John Paul II's recent passing, makes me think of loss – personal loss, professional loss, financial loss, loss of faith and loss of hope. Life is never easy, and when we suffer personal loss, be it from the death of a loved one, serious illness, or divorce, or even when a child goes off to college, leaving us empty nesters, we are often at a loss to know how to react.

Professional loss is another matter altogether. As lawyers, we strive to be the best. Most of us have a Type A personality and we tend to be overachieving perfectionists. When we win a case or are otherwise successful, we often feel good – for maybe about 30 minutes, and then we move on to the next crisis. We are taught to think of the worst case scenario – to plan for every possible event that could go wrong. We do not want to be surprised, whether in front of a judge or a jury, whether by opposing counsel or even by our client. Yet when we lose a case, we flagellate ourselves for days or weeks or sometimes even months. We all have to lose sometime; no one always wins, despite what certain attorneys will tell their clients or their potential clients.

While traveling in the elevator up to my office last week, I mentioned to a colleague how my free time seemed to be dwindling significantly. Someone piped up from the back of the elevator, "Nobody twisted your arm and made you become a lawyer."

Of course this is true, but it made me think about all of the other life decisions that attorneys make. The decision to have children, to serve in our communities, to marry, to stay close to those we love, to trust our colleagues, and to value our clients as friends are all decisions that many of us make. Each one of these decisions sets us up for loss, as we expose ourselves professionally and emotionally. Yet each one of these decisions is also the basis for deep and meaningful relationships, for professional victories and personal triumphs. Always choosing the path of least resistance may spare us from loss, but it also shields us from the experiences that make life rich and worthwhile.

In fact, it is the losing that makes us grow as individuals. We don't often grow when we succeed, as there is no need, because what we are doing clearly works. But it is during the losses that we can grow as attorneys and human beings. Losing a case is, after all, just part of the job, but we also take it as hard as we would a personal loss – especially if the ramifications are particularly serious, rather than just unhappy clients. But we must not allow loss to deter or discourage us from the pursuit of great things. Great victories are achieved only through greater risk. To become complacent and always play it safe, thus not risking loss, does not lead to development and growth.

Still, sometimes we need help dealing with and managing loss in a positive manner. In recent years, the State Bar has developed programs to help attorneys manage stress. These programs are strictly confidential; they provide support to attorneys in their practice of law and they help them maintain their competence. In addition to those existing services, addressing stress, burnout and other personal issues, the Lawyer Assistance Program ("LAP") also offers individual counseling, referral assistance, consultations for rehabilitation, and private peer support groups. Most importantly, many of these programs will also work with family members, friends, colleagues and judges to provide a comprehensive service.

Short-term counseling is available at (800) 341-0572. There, a LAP consultant can answer your questions and address your concerns about any personal problem negatively impacting your work performance. The LAP consultant can also arrange for up to three free counseling sessions with a professional in your area who specializes in assisting attorneys. And for those of us experiencing career-related challenges, or who wish to talk to someone about making a career change, the LAP consultants can help.

And remember, your fellow members of the Riverside Bar are always there to help, to mourn a loss with you and to cheer a victory. We may even celebrate for longer than 30 minutes!

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*Michelle Ouellette, President of the Riverside County Bar Association, is a Partner and currently chair of the Natural Resources Practice Group of Best Best & Krieger LLP. Ms. Ouellette represents municipal, district and private clients in environmental issues arising under the California Environmental Quality Act ("CEQA"), the National Environmental Policy Act ("NEPA"), the state and federal Endangered Species Acts, and wetlands regulations.*





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## LETTER TO THE EDITOR

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RE: March 2005 issue of *Riverside Lawyer Magazine*  
“A Tale of Two Tribes” Article

Dear Editors:

I read the extensive interview noted above reported in article format in this month’s issue. Let me just say it is one of the finest pieces of journalism and inadvertent scholarship I’ve had the pleasure of absorbing in recent history. In an obviously untethered, free-wheeling format, Mr. Lantz was able to pose and follow through on a splendid mixture of questions. In the process, I was presented lessons in history, politics, legislation, and plain old current events on a subject matter that as a resident legal practitioner has remained somewhat of a mystery to me for many years.

It’s not often I walk away from article reading these days with that rewarding sense that causes one to mumble to themselves “so that’s how they did it” or the proverbial, “ha-hah.” It happens most only with biographical sketches these days — I’m reminded of the recent article on the life and passing of John Delorean that appeared in the *Los Angeles Times*.

I think Mr. Lantz’s interviews and reporting were even better and I thank you for the excellent work.

Yours truly,

Gerald A. Spala

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*We encourage your comments and critiques. Send your letters to: Editor, Riverside County Bar Association, 4129 Main Street, Suite 100, Riverside, California 92501 or email to: [rcba@riversidecountybar.com](mailto:rcba@riversidecountybar.com).*

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# IN MEMORIAM: JAMES MEREDITH WORTZ

by William R. DeWolfe

*Jim Wortz was President of the RCBA in 1964*

On Sunday, March 20th, just three weeks after he celebrated his 95th birthday, a very good man peacefully left us.

His leaving was not sudden – for his progressive and almost total deafness, combined with the effects of his strokes, had severely limited what he could do.

But for those of us who were fortunate enough to call him friend, Jim Wortz left us with memories that his departure can never take away.

The capacity crowd that attended the celebration of his life at All Saints Episcopal Church in Riverside served as irrefutable evidence that he had many friends and admirers.

For myself, the process of becoming a friend of James Meredith Wortz was a gradual one that occurred in two chapters over the years that I knew him.

The first chapter started in the early 1960s, when I first came to know of Jim through his reputation as a fine lawyer, as an active volunteer in many organizations, and as a very respected member of the community.

I didn't get to meet him right away. To be sure, we were both graduates of Boalt Hall. But there was a bit of an age difference – for (like John Gabbert) Jim had graduated the year before I was born. Also, in the early '60s, Jim was the Senior Partner at Thompson & Colegate, and I was new to the practice and in a competing firm.

As our paths began to intersect, I had the chance to observe Jim as an efficient, highly skilled and principled

lawyer – who still took the time to serve his community in dozens of ways.

It was during the second chapter that I really got to know him. That chapter started in the '80s, when he married Peggy Fouke. (Peggy was already a good friend of the DeWolfes and of Ann's parents).

The Wortzes opened their home many times for community activities, including the annual Junior League ball. Along with Peggy, Jim was a most gracious host. He also always insisted on helping to set things up ahead of time and to dismantle after. It was typical of Jim to want to be helpful and busy.

We also had great times together at Marrakesh, at the Living Desert, at Idyllwild Arts, at Disneyland, hot air ballooning in the desert, cruising the Panama Canal and beyond, and eating out at the Victoria Club and other favorite restaurants. We celebrated birthdays and shared holidays each year.

Early on, I learned that, in addition to appreciating good food, Jim liked good bourbon – and knew how to avoid having to order a second drink by asking that the first be served “in a bucket.” But in all those years, I never saw him get tipsy.

Jim was a tireless and skilled handyman around the house – whether here in Riverside or at their condominium in Palm Desert. He loved to potchke and to keep busy.

During the decades after he settled in Riverside in the mid-40's and built his very successful practice, Jim gave back to the community in many ways. The list of his civic and professional activities is endless, and he almost always rose to the position of president

or chairman of each organization he joined.

While the Jim I knew was modest and a man of few words, he was always interested in what was going on in the world and in the lives of his friends.

As his hearing got worse and communication became more and more difficult, he would communicate eagerly in writing in the notebooks he started carrying for that purpose.

Jim also enjoyed the outdoors, and for years our families enjoyed Thanksgiving as a picnic – each year at a different location. For me, a special memory is of Jim driving their big motor home (the “Condor”) for those trips.

Yes, Jim loved to drive. In fact, until quite recently he scared all of us by stubbornly insisting on driving his own car (an Oldsmobile, of course) to the meetings of the Riverside Men's Breakfast Forum in Arlington, to the Citizens University Committee at UCR, and gosh knows where else.

To the end, Jim was a strong but warm man, and a loyal friend. I know how much he loved Peggy, their family and all his other friends – even as his physical ailments conspired to isolate him from the outside world.

Jim got frustrated, but he never never gave up – and as his family and friends all know, he continued to attend everything faithfully as long as he could.

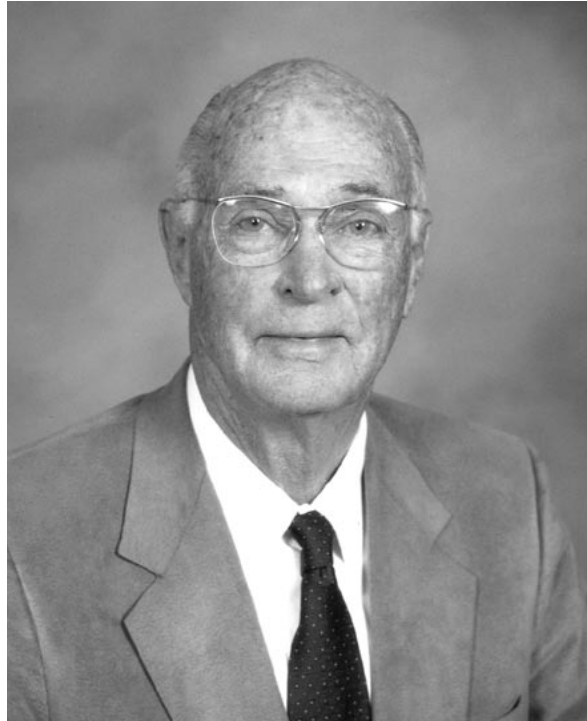
Riverside has lost a good man – a fine lawyer and true citizen of the old school. We'll really miss him.

*Bill DeWolfe is a Senior Partner in the Tax, Estate, Retirement Planning and Trust Administration Practice Group with Best Best & Krieger LLP, in the firm's Riverside office.*



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## In Memory of



**James M. Wortz**  
**March 1, 1910 - March 20, 2005**

James Meredith Wortz joined Thompson and Colegate in 1946 and became a partner in the firm in 1949. “Jim” was the consummate lawyer for his community. Besides being a leading estate planning and probate attorney, he was crucial in making Riverside a great place to live. He was a leader in no less than 25 community organizations, including the Riverside Community Hospital, Riverside General Hospital (County Regional), University of California, Riverside, and the Riverside-San Bernardino Girl Scouts Council. The City of Riverside selected Jim as Citizen of the Year in 1971 and he was honored by his fellow lawyers with the Krieger Meritorious Service Award in 1975. There is not enough room to list all of his many accomplishments and contributions.

Jim was a great friend, mentor and law partner. He will be remembered as a courteous and gracious man with a strong sense of honor. Your memory will live on in all the lives you have touched.

The Partners of Thompson & Colegate





# STATE MOCK TRIAL COMPETITION 2005

by Judge Joe Hernandez

The California State High School Mock Trial Competition is complete. Tamalpais High School (Marin County) defeated Redlands East Valley High School (San Bernardino County) in the finals. Riverside Polytechnic High School finished fourth out of 34 teams, with a 3-1 record. Because there was an uneven number of teams, the host county, Riverside, was able to get its number two team, Corona's Santiago High School, into the state competition. Santiago finished at 2-2. The competition was held at the Riverside County Hall of Justice and the Historic Courthouse on March 18-20, 2005.



CRF Mock Trial Coordinator Laura Wesley hands the envelope with the score sheets to Riverside Superior Court Judge Gary Tranbarger and Scoring Attorney John Wahlin of Best, Best, and Kreiger before Round 4 of the State Competition.

With 34 teams, volunteer judges, volunteer attorneys, etc., both the Marriott Hotel and the Mission Inn were almost completely full of mock trial people. The competition's main sponsor is the Constitutional Rights Foundation (CRF). They were very appreciative of the strong support provided by Riverside County. The Riverside County Bar Association (RCBA), the Superior Court, and the Riverside County Office of Education (RCOE) are among the primary groups that sponsor

the county mock trial competition and also help with the state competition. Many of the judge and attorney volunteers for the state competition were from Riverside.

Everything went very well. At the awards ceremony, the Presiding Judge of the Riverside Superior Court, Sharon Waters, presented the championship trophy. RCBA President Michelle Ouellette, RCOE Mock Trial Coordinator Tom Willman, Judicial Mock Trial Coordinator Judge Joe Hernandez, and Mock Trial Steering Committee Chair John Wahlin of Best Best & Krieger were presented with a Host's Hospitality Award.

This year's national competition will be held in North Carolina in May. Next year's state competition will be held in Oakland on March 31 and April 1 and 2, 2006.



## State Mock Trial Champions

Year	First Place - School	County	Second Place - School	County
1982	Hollywood High School	Los Angeles	Del Mar High School	Santa Clara
1983	Desert High School	Kern	North Hollywood High School	Los Angeles
1984	Dos Pueblos High School	Santa Barbara	Morse High School	San Diego
1985	Clovis West High School	Fresno	Clayton High School	Contra Costa
1986	Central Union High School	Imperial	Apple Valley High School	San Bernardino
1987	Dos Pueblos High School	Santa Barbara	Marina High School	Orange
1988	Cypress High School	Orange	John Marshall High School	Los Angeles
1989	John Marshall High School	Los Angeles	Berkeley High School	Alameda
1990	Palo Alto High School	Santa Clara	Apple High School	San Bernardino
1991	Cypress High School	Orange	Polytechnic High School	Riverside
1992	Polytechnic High School	Riverside	John Marshall High School	Los Angeles
1993	Louisville High School	Los Angeles	Dos Pueblos High School	Santa Barbara
1994	Arlington High School	Riverside	Dos Pueblos High School	Santa Barbara
1995	Acalanes High School	Contra Costa	Norte Vista High School	Riverside
1996	Polytechnic High School	Riverside	Dos Pueblos High School	Santa Barbara
1997	Redlands High School	San Bernardino	Hillsdale High School	San Mateo
1998	Central Union High School	Imperial	Tamalpais High School	Marin
1999	Acalanes High School	Contra Costa	Rio Americano	Sacramento
2000	Stockdale High School	Kern	John W. North High School	Riverside
2001	Lincoln High School	Santa Clara	Stockdale High School	Kern
2002	Lincoln High School	Santa Clara	Hillsdale High School	San Mateo
2003	Polytechnic High School	Riverside	Piedmont High School	Alameda
2004	San Marcos High School	Santa Barabara	Hillsdale High School	San Mateo
2005	Tamalpais High School	Marin	E. Valley High School, Redlands	San Bernardino

# NOMINEES FOR RCBA BOARD OF DIRECTORS

The RCBA Nominating Committee has nominated the following members to run for the RCBA offices indicated, beginning September 1, 2005. (See below for their positions and biographies.) Watch your mail for ballots. Election results will be announced at the RCBA General Membership meeting on Friday, June 17.



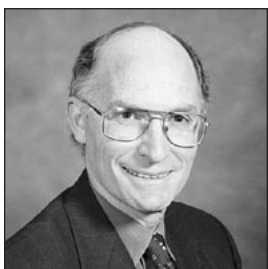
**Theresa Han Savage**, President-Elect 2004-2005, will automatically assume the office of President for September 1, 2005, to August 31, 2006.



**David T. Bristow**  
*President-Elect*

David Bristow is a senior attorney and shareholder with Reid & Hellyer in Riverside, where he specializes in business and commercial litigation. Mr. Bristow has been a member of the board for five years, and currently holds the position of Vice President. He is the Chair of the RCBA Judicial Liaison Committee, as well as the RCBA Public Bar Relations Committee, and is responsible for coordinating Law Day activities for the RCBA, including the presentation of the Association's Good Citizenship Award. He is also a member of the Riverside County Court Congestion Committee. In addition, he is on the boards of Riverside Hospice, the Riverside Municipal Museum, and the Riverside Art Museum, as well as the Steering Committee for the Riverside Chamber of Commerce Leadership Riverside program.

A native and resident of Riverside, Mr. Bristow is a 1993 graduate of McGeorge School of Law, and is an alumnus of California State University, San Bernardino.



**Daniel Hantman**  
*Vice President*

Daniel Hantman has been in the Riverside community since 1976. He came to Riverside to serve as the Senior Citizen

Attorney at the predecessor of Inland Counties Legal Services (ICLS). In 1984, Dan went into private practice.

Prior to coming to Riverside, he obtained his education from UCLA, UC Berkeley and the University of San Fernando Valley, College of Law. He spent almost eight years in Thailand, as a Peace Corps volunteer for two years and later supervising the establishment of English-language schools throughout that country. There he learned to speak Thai fluently.

Dan has been active in RCBA committees and sections since his days at ICLS. These include the Lawyer Referral Service, the Juvenile Law Section, the Estate Planning, Probate and Trust Section, the Continuing Legal Education Committee, and the Women's Law Section. He has sat as judge pro tem for the Riverside Small Claims Court and the Riverside County Juvenile Court. He was co-chair of the Mock Trial Blue Ribbon Committee and has been an attorney scorer for years. He has helped organize Bridging the Gap programs and Brown Bag MCLE seminars.

Dan also has been active in the Riverside Chamber of Commerce for many years. He has been President of the Downtown Division and is presently a Board Member of the Downtown Division and the Greater Riverside Chamber of Commerce (GRCC). He participated in the GRCC Leadership Riverside program and has been active in the UCR Citizens University Committee and numerous other community organizations.

Dan Hantman is currently on the RCBA Board as Chief Financial Officer.



**E. Aurora Hughes**  
*Chief Financial Officer*

Thank you for taking the time to read the candidate statements. This is our opportunity to tell you a little about ourselves.

It is my desire to continue to serve our membership in the capacity of Chief Financial Officer of the RCBA. I have had the honor of serving on the board, currently as the Secretary, and in the past as a Director-at-Large for three years.

My RCBA involvement has included serving on the Publications Committee (six years), the CLE Committee (five years) and as the Legislative Committee Chair (five years). As a member of the Board, I have served on the

# 2005-2006

Personnel Committee and have participated in various projects and programs as requested by the President.

I am deeply committed to serving our membership and ask for your support.



**Janet A. Nakada**  
*Secretary*

I, Janet A. Nakada, have been an active member of the Riverside County Bar Association since 1996. It has been a privilege to serve as a Director-at-Large for the RCBA for the past two years.

I am a founding partner at the Law Offices of Nakada & Silva. We are a general litigation firm in which my areas of practice include Family Law, Probate, and Personal Injury. I am currently sitting on the board of the Public Service Law Corporation and the Continuing Legal Education Committee, and I previously sat on the board of Inland Counties Legal Services.

As the current Chairperson of the Continuing Legal Education Committee, I am responsible for organizing the RCBA Brown Bag seminars, as well as Bridging the Gap. I feel that the legal community has grown in education and has strengthened because of the RCBA's legal and educational programs and activities. In addition, I am a member of the Public Bar Relations Committee and have been routinely involved in organizing and participating in Law Day at local malls, in which volunteer attorneys provide legal advice to the general public.

I have been a volunteer with the Public Service Law Corporation for the last four years and I am a prior recipient of the Wiley W. Manuel Award for Pro Bono Legal Services. I have also served as a volunteer attorney for the Latino Lawyers Association.

I look forward to having the opportunity to further enhance my organization and community. If I am elected, I believe that my professional experiences and background will enable me to be a positive asset to the RCBA as Secretary.



**Jay E. Orr**  
*Secretary*

It has been my privilege to serve a three-year term as Director-at-Large. As Director-at-Large, I helped organize the RCBA's 2nd Annual Charity Golf Tournament, participated in the RCBA's salary review and other personnel matters, and assisted in the general oversight of the RCBA.

I have 20 years of criminal and civil practice in the areas of White Collar Crime, Environmental and Consumer Law, Insurance Fraud, Real Estate Fraud, Employee Relations, and Family Law.

In 1990, I was recognized by the California Lawyer Magazine as one of the top prosecutors in California.

In 1999, Grover Trask appointed me as the Assistant District Attorney in charge of the Administrative Division. I oversee a budget of over \$60 million, as well as the Writs and Appeals unit, the Information Technology unit, Human Resources, and Staff Training.

During my career, I have served as a Judge Pro Tem in Ventura County; been appointed by the California State Insurance Commissioner to the Advisory Committee on Automobile and Economic Theft; and created and chaired Public Integrity Training for the California District Attorney's Association. I am also a member of the California District Attorney's Association and the National District Attorney's Association.

It would be a privilege to continue my service to the RCBA as your Secretary.



**Jacqueline Carey-Wilson**  
*Director-at-Large*

Jacqueline has practiced both criminal and civil law, and now specializes in appellate work. She was previously a research attorney at the Court of Appeal and is currently employed as a Deputy County Counsel. After graduating from California State University, Fullerton with a Political Science degree, Jackie was a field representative for Congressman George Brown in Colton. She then attended Southwestern University School of Law and was admitted to the bar in 1996.

*(continued on next page)*

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Jackie has been an active member of the RCBA since 1996. In 1997, she joined the Publications Committee as a writer and photographer for the *Riverside Lawyer*, and she is currently its editor. As editor, Jackie was instrumental in the establishment and design of the RCBA web page – [riversidecountybar.com](http://riversidecountybar.com). Jackie has participated as a scoring attorney for Mock Trial and is active in the Appellate Law Section. She is a member of the Federal Bar Association and has written for *The Federal Lawyer*. Jackie is active in the Greater Inland Empire Municipal Law Association (GIEMLA) and is co-chair of the Red Mass Steering Committee.

In January 2001, Jackie was voted in as a member of the board of directors of the Volunteer Center of Riverside County, and she is now its President. The Volunteer Center is a \$2 million nonprofit agency that provides services to seniors, youth, people in crisis, court-referred clients, and welfare-to-work clients. In July 2005, the Volunteer Center is going to launch its 211 line. People who seek information on social services will simply have to dial 211 to receive help from a person trained to provide information on hundreds of services in Riverside County.

Jackie and her husband, Douglas Wilson, have lived in Riverside for 16 years. They have three daughters, Katie, Julia, and Grace. Jackie and Doug are members of Saint Andrew's Newman Center, where they are Eucharist ministers and teach a baptismal class. They have also coached and managed their daughters in T-ball.

Jackie's purpose in running for the board is to further the RCBA's efforts to increase professionalism, courtesy, and dedication to community service among local attorneys.



**Daniel E. Katz**  
*Director-at-Large*

Daniel E. Katz is an attorney with the law firm of Reid & Hellyer in Riverside, California. Mr. Katz graduated from McGeorge School of Law with honors and has been with Reid & Hellyer since 1998. His practice areas include business litigation, real property litigation and appellate advocacy. Mr. Katz has been involved in litigating two cases that led to published opinions by the Court of Appeal – *Frangipani v. Boecker* (1998) 64 Cal.App.4th 860 and *Coltrain v. Shewalter* (1998) 66 Cal.App.4th 94.

Prior to becoming a lawyer, Mr. Katz worked with the International Model United Nations for five years while attending college and law school.

Mr. Katz has been a participating member of the Leo A. Deegan Inns of Court and has acted as the Riverside Attorney Softball Commissioner for the past three years.



**Harlan B. Kistler**  
*Director-at-Large*

Harlan B. Kistler is a native Riversider who attended Notre Dame High School. He was a student athlete in college, attending UCLA, ASU and the University of Iowa. He obtained his law degree from the University of Iowa College of Law.

He spent seven years as an associate attorney for Reid & Hellyer, practicing business litigation and personal injury. In 1996, he established his own law practice and has focused primarily on the practice of personal injury law.

Throughout the years, he has been involved in Barristers and the Leo A. Deegan Inns of Court, and he has assisted the Mock Trial program as a scoring attorney. He has contributed his time preparing family law documents for clients of the Public Service Law Corporation. Presently, Mr. Kistler is assisting the Riverside Superior Court as a mediator through the Dispute Resolution Service of the Riverside County Bar Association. He has served many years as an arbitrator for attorney-client fee disputes, lectured on "Marketing Your Law Practice" at Barristers, published articles in the *Riverside Lawyer* and participated in the Civil Litigation Committee.

Mr. Kistler is actively involved in the community as a volunteer head wrestling coach at Martin Luther King High School. He founded the OrangeCrest Crushers, which is a youth wrestling program in Riverside. Similarly, he has partnered with Singh Chevrolet to continue the Perfect Attendance Program for schools in Riverside. Mr. Kistler has also been involved in many community fundraisers and is a former Kiwanis member. Mr. Kistler has been married fourteen years to Lori and has two sons, Harlan II and Nolan.



**Irena Leigh Norton**  
*Director-at-Large*

Irena Leigh Norton is a partner in the firm Shulman Hodges & Bastian, LLP, anchoring the firm's established Riverside office, which opened in October 2003. Ms. Norton has a civil litigation practice, with an emphasis on complex business

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disputes and healthcare-related litigation. Ms. Norton grew up in Riverside, graduating from Notre Dame High School before attending the University of California, Irvine. She is a 1993 graduate of Georgetown University Law Center, and began her Riverside legal career as a civil litigator with what was then Thomas, Luebs & Mort. During her tenure, the firm changed names several times, eventually merging with Burke Williams & Sorensen, LLP in 1998. In 1999, Irena joined several colleagues to form the Riverside office of Akin Gump, where she remained until January 2005.

She has been an active member of the RCBA since beginning her practice in 1993. She is active in the community, currently serving on the Board of Directors for the Riverside County YWCA, and previously having served as Board Member and President of the Corona Historic Preservation Society and as Scholarship Chair on the St. Edward's School Board. She is a member of Soroptimist International of Corona. She is a devoted "soccer mom," involved with her children's spring and fall season soccer teams through AYSO. She balances her work obligations and community involvement with a busy family. She is married to Mitchell L. Norton, a lawyer in practice with San Bernardino County Counsel, and is also the mother of two boys – Samuel (9) and Benjamin (5) – and a daughter, Christina (6). The family resides in Corona.

**Laura C. Rosauer**  
*Director-at-Large*

Laura Rosauer is a native of Riverside County. She grew up in Corona, where she returned after graduating magna cum laude from California Western School of Law in San Diego. Ms. Rosauer joined the Riverside County District Attorney's Office in January 1998. She prosecuted cases from DUI's to domestic violence, robberies, and a homicide. Ms. Rosauer left the D.A.'s office in February 2004 to open her own family law practice in Riverside.

Ms. Rosauer is actively involved in the community: she coached Mock Trial for four years and regularly speaks to high school students about the law. In addition, Ms. Rosauer is a certified mediator and is the membership chairperson on the Board of Directors for the Leo A. Deegan Inns of Court.



# THE TSUNAMIS AND THEIR EFFECT

by *Yoginee Braslaw*

**A**s many may recall, the world's most powerful earthquake (9.0) in more than 40 years struck deep under the Indian Ocean, about 100 miles off the coast of Aceh, Indonesia, on Sunday, December 26, 2004, triggering massive tsunamis that obliterated cities, seaside communities and holiday resorts, killing tens of thousands of people in 11 countries. From Thailand to Somalia, more than 150,000 people died in the tsunamis.

The tsunami disaster has been particularly devastating for children, who faced the most danger from the rushing waves and are vulnerable to disease and child trafficking. The tsunamis left thousands of children in that region without parents or homes. The United Nations Children's Fund (UNICEF) estimates that children's deaths accounted for one-third of the death toll and counting. Many of those who survived lost parents, siblings and friends. More than 1 million children – dubbed the "Tsunami Generation" by UNICEF – were orphaned, displaced, injured or otherwise adversely affected by the disaster, according to the agency.

The ones who at first seemed lucky to have survived nature's fury have been seemingly exposed to a new suffering, as rumors of child trafficking and kidnapping circulate from the region. UNICEF representatives said the fears have been stoked by reports from relief agencies that criminal gang members in Aceh have been posing as aid workers or parents. Aceh, one of Indonesia's poorest provinces, has endured unbelievable hardships. Aceh was the worst hit by the tsunamis, and the incredible calamity came after the people had barely recovered from massive military operations that started in May 2003, aimed at crushing the 30-year insurgency in Aceh. And now, the tsunami aftermath carries with it the probability of child trafficking as numbers of internally displaced persons and orphans rise as a result of the national disaster.

In addition, a couple was arrested on charges of attempting to traffic in children in the city of Medan, which UNICEF said was "notorious" for the practice – "both for adoption and for the sex trade." Most of the transfer of the children is taking place not for international adoption but for local placement in Islamic orphanages within the country, similar to the situation that happened in East Timor in the past.

Furthermore, an email message received by a UNICEF worker in Malaysia offered 300 orphans for adoption, promising that "All paperwork will be taken care of." Another UNICEF official, Simon Ingram, said there are indications "traffickers are active" in the tsunami-stricken regions. Ruud Lubbers, the U.N. High Commissioner for Refugees, said it is unclear if trafficking is occurring on a large scale, but "we are trying to prevent it."

Recently, police arrested a 63-year-old Sri Lankan man on charges of trying to sell his two young granddaughters after their home was destroyed and their mother killed by the tsunami – a case that highlights the vulnerability of children in the wake of the disaster. The arrest of A.H. Somadasa at a relief camp in the southern village of Batapola was the first official case since the tsunami of child trafficking in Sri Lanka, which has a history of pedophiles and sex tourism.

Reports of rape, kidnapping and trafficking in children already victimized by the Tsunami are considered credible by the U.S. State Department, according to department spokesman Adam Erel, who addressed the subject in a briefing on January 5, 2005. The United States is "horried that thousands of children orphaned by this disaster are vulnerable to exploitation by criminal elements who seek to profit from their misery," said Erel. He also said the United States is working to raise awareness about the trafficking risk at camps where displaced and homeless people are gathering throughout the region. U.S. representatives will distribute guidelines to officials and volunteers in the camps recommending enhanced security measures to help prevent abductions or abuse.

International organizations and nongovernmental organizations (NGOs) have warned about the risk to unprotected children in the current chaotic environment of the tsunami-affected region. UNICEF emphasized that child trafficking, sexual exploitation and extreme child labor are nothing new. But it warned that the breakdown of institutions in wake of the December 26 tsunamis left an opening for unscrupulous and criminal exploitation of the most vulnerable. UNICEF noted that the illicit trafficking of human beings is big business, not unlike trafficking in drugs or arms, with real money at stake and powerful interests involved. The United Nations estimates that trafficking in "human cargo" generates around \$7 billion per year.

# ON THE CHILDREN IN THAT REGION

UNICEF is concerned that child trafficking gangs – who are well-established in Indonesia – are whisking orphaned children into trafficking networks and selling them into forced labor or even sexual slavery in wealthier neighboring countries such as Malaysia and Singapore. “I’m sure it’s happening,” said Birgithe Lund-Henriksen, child protection chief in UNICEF’s Indonesia office. “It’s a perfect opportunity for these guys to move in.”

Such trafficking would vastly deepen the suffering of children already struck hard by the disaster: Indonesia estimates 35,000 Acehese children lost one or both parents. Aceh is not far from the port city of Medan and nearby island of Batam, which are well-known transit points for gangs shipping children and teenagers out of Indonesia.

Though most reports of child-trafficking have proven false, UNICEF and authorities in countries affected by the disaster are taking immediate steps to protect young victims from exploitation, abuse and criminal trafficking to prevent them from slipping between the cracks. “The good news is that most of the needed efforts are already underway,” said UNICEF Executive Director Carol Bellamy. “But we have to move fast,” she added. “Those who would prey upon children in this chaotic environment are already at work.”

UNICEF said there are five key steps essential to keeping vulnerable children safe from exploitation in the immediate term.

- Register all displaced children: UNICEF said that knowing which children are alone or possibly orphaned, and knowing exactly where they are, is the first critical step to protecting them.

In India, Sri Lanka, and Indonesia – the hardest hit of all the tsunami countries – registration is underway. In Aceh, ground zero of the human catastrophe, five child-friendly registration centers in the camps were open in early January, and 15 more were planned.

- Provide immediate safe care: Children identified as unaccompanied or lost must be placed in the temporary care of adults accountable for their welfare. In displacement camps, separate child-friendly care centers for unaccompanied children may be established. Alternatively, children may be placed in community-based children’s homes until their families can be located. Such options have already been identified in each of the countries affected, though more may be needed.

- Locate relatives: Registering children by name, address, community and birth date allows local and

national authorities – working with NGOs – to trace and reunite family members pulled apart in the disaster but who survived. It also enables authorities to find members of extended family – aunts and uncles, grandparents, or older siblings.

- Alert police and other authorities: UNICEF said it is essential to alert police, border patrols, teachers, health workers and others to the threat of child exploitation, and to enlist their support in protecting children. This process of public and institutional awareness is beginning to take place in the affected countries. In Sri Lanka, government and key partners, including UNICEF, have raised the issue in the media so that all Sri Lankans are aware of the need to look out for unaccompanied children. In Indonesia, police and port authorities have been put on special alert.

- Special national measures: Concerned about the prospect of child trafficking from the tsunami zone, Indonesia put a temporary moratorium on children under 16 from Aceh traveling outside the country without a parent. The government also put a temporary moratorium on the adoption of children from Aceh until all children can be properly identified and a process of family tracing completed. Children staying in orphanages are now also under the responsibility of government, and anyone who wishes to adopt the Acehese children have to get a permission letter from the Social Ministry. The government has also set up checkpoints at airports, ports and other places to monitor and stop separated children from being taken out of Northern Sumatra. Airport and harbor controls have been strengthened, police chiefs in the affected areas have been briefed and instructed on the methods used by traffickers and a special unit has been set up concerned with Aceh children.

It is important that the threat of child trafficking be addressed and that authorities in all tsunami-affected regions like Thailand, India, Sri Lanka, Burma and the Maldives be encouraged to make child protection a top priority and to take all necessary measures to guarantee the protection of orphaned or displaced children from trafficking and exploitation.

The international standard in a crisis is to keep children as close to their family members and community as possible, UNICEF noted. Staying with relatives in extended family units is generally a better solution than uprooting the child completely. “Family and community provide vigilance and protection for children,” asserted a

*(continued on page 25)*



by Richard Brent Reed

## DON'T LEAVE HOME WITHOUT IT

Next year's vacation to Jamaica, take a passport. After December 31, if you travel to Bermuda, Panama, or any Caribbean country in between, you won't be allowed back into this country without papers. If you return by air or by boat from Canada or Mexico after the end of next year, or return by land after 2007, have your passport on your person. These precautions are necessary, according to Secretary of State Condoleeza Rice, to "prevent people who are trying to come in and hurt us." In other words, we're tightening up the checkpoints to keep out terrorists.

If you are a terrorist, the new policy means that, if you're coming from Mexico, your driver's license will be good as identification for the next two and a half years. After that, you'll have to rent yourself a coyote and hot-foot it across the Arizona desert. Of course, right now, the desert crossing is problematic since a north-bound terrorist is likely to run into an armed civilian (a Minute Man), a news crew (a 60 Minutes man), or, possibly, even a border patrol agent. If the borders are tightened and stay that way, the passport requirement may, at least, force immigrating terrorists to choose between risking exposure at the checkpoint or dying from exposure in the desert.

On the other hand, if the borders become porous again, the checking of passports will hinder tourism, not terrorism.

## AUTO EROTICA

It was only a matter of time. Those annoying Escalades with their annoying DVD screens playing to empty seats in the back – they have become more than just flickering symbols of a perpetually bored society. Technology has transformed the passenger compartment into a cruising art house and the on-board entertainment center into a road hazard.

Drivers have taken to playing pornographic videos in their vehicles. The rear-facing video players are distracting enough when they're sporting nothing but a blue screen, but, when they are churning out a blue movie, the distraction becomes a danger. If Phil is playing an X-rated movie in his car, Fred, driving along behind him, is going to hug Phil's bumper for miles. Gives a whole new meaning to "tailgate party."

## ROLLING THE DICE

Are those her ribs through which the Sun  
Did peer, as through a grate?  
And is that Woman all her crew?  
Is that a DEATH? and are there two?  
Is DEATH that Woman's mate?

Her lips were red, her looks were free,  
Her locks were yellow as gold:  
Her skin was as white as leprosy,  
The Night-Mare LIFE-IN-DEATH was she,  
Who thicks man's blood with cold.

The naked hulk alongside came,  
And the twain were casting dice;  
"The game is done! I've won, I've won!"  
Quoth she, and whistles thrice.

– Samuel Taylor Coleridge:  
*Rime of the Ancient Mariner*

For 15 years, Terri Schiavo has been in what is called "a persistent vegetative state." In other words, Florida. In the spring of 2005, a civil court in that state ordered that neither food nor water be given to her. With those words, the court's authority not only exceeded that of any other civil court, but also the authority of any criminal court. Sustained deprivation of food and water inevitably results in organ failure and, ultimately, in death. In a criminal setting, such an order would be considered cruel and unusual. Lethal doses of morphine are administered by doctors and nurses every day to euthanize terminal patients in unbearable pain. But starving someone to death by court order: this is something new.

On March 18, 2005, two priests, with Michael Schiavo's permission, administered the last rites to his wife. Terri Schiavo is Roman Catholic and, therefore, is entitled to extreme unction – the last rites. These rites include giving the candidate the Eucharist: bread, symbolizing the body of Christ, and wine, symbolizing the blood of Christ. The transubstantiation of these elements is called by ecclesiastics a "mystery." Just three days earlier, ten-year-old Joshua Heldreth had been arrested for attempting to give Terri Schiavo a glass of water. How a civil court can issue an

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order that guarantees someone's death due to dehydration is yet another mystery.

Terri Schiavo, like many people, had no living will or advanced directive to express what medical procedures she might or might not prefer. The result: confusion, legal battles among loved ones, media battles among special interest groups, state court decisions, appeals, federal court decisions, death threats against federal judges, and legislation by Congress. Ultimately, a court decided Terri Schiavo's fate. There is a lesson here for all of us: If you don't put your wishes in writing, you're rolling the dice.

## OVER MY DEAD BODY

Yet Michael the archangel,  
when, contending with the devil  
he disputed about the body of Moses,  
durst not bring against him  
a railing accusation...

– Jude, 1:9

By the time this article goes to press, Terri Schiavo will be beyond the jurisdiction of any earthly court – or will she? Terri's husband Michael wants to cremate her remains. Her parents want to bury her in Florida – after an autopsy to determine what put Terri in the hospital in the first place. So husband and family will continue to fight for control of Terri's body, even after she's gone.

Husband Michael may or may not pass for an angel, but he, as her husband, has custody of his wife's body. Even so, he has been accused of, among other things, lying about knowing Terri's wishes. The parents have been accused of fabricating stories about the vegetative Terri saying, "I want to live" from her hospital bed. The legacy of controversy left by Terri Schiavo will fuel the national dialogue for years to come. Not only can we, as a nation, not arrive at a consensus about when life begins, now we will argue over when life ends. These controversies will be debated in the courts and in the media long after Terri is gone, and, no doubt, the railing accusations will continue.

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*Richard Reed, a member of the Bar Publications Committee, is a sole practitioner in Riverside.*



# A SUCCESS STORY

by Rick Lantz

**O**n Friday evening, December 10, 2004, I drove from La Quinta in the Coachella Valley to the University of Redlands Chapel to observe the graduation exercises of ITT Technical Institute. I entered the chapel, a Corinthian columned, neo-Greek edifice, packed to capacity with men and women and boys and girls of all ages, predominantly Hispanic, but also including blacks and a smattering of whites. I was the only man in a suit and tie. I found a seat just as the graduating class of 2004, some 100 strong, marched into the chapel from a side door. At their entrance, they were bombarded with a rousing roar of shouts and cheers and claps and stomps. Such unrestrained tumult startled me. I had been to various graduation exercises where the pomp and circumstance were in keeping with the solemnity of the moment. Here the audience was saying, "Our gladiators have entered the arena, we're here for them, so let's rock and roll!" And from the gladiators rose, oh so proudly, grins and laughter, some with raised fists, a few "yos" and "right ons." Clearly they were caught up within the howling reception by family and friends, bearing witness to the success of their own.

I, too, was there to bear witness – witness to the graduation of Ray Allen Gibbs, a young man of 21 whom I had met three years ago when I was a CASA (Court Appointed Special Advocates) volunteer. His foster parent asked the juvenile court judge if I could become his mentor to help prepare him for the real world, which would be thrust upon him within six months, when he would be dismissed as a dependent of the Juvenile Court and left on his own. I agreed.

I met with Ray, an introverted, bespectacled young man. His social worker was on a four-month maternity leave, and Ray's case had not been transferred to another worker, leaving Ray without guidance or direction. As it turned out, the Department of Public Social Services didn't have a clue as to who Ray was or what his fast-approaching needs might be.

Ray never knew his father, who had died when Ray's mother was seven months pregnant – a mother who had severe mental problems, resulting in Ray being placed in the system at 12 and thereafter being transferred from one group home to another. Ray also had Asperger's syndrome, a handicap which made it hard for him to think, behave, talk, joke and make friends like other teenagers, and left him with a very short attention span.

Together we designed and implemented a transitional independent living plan which included having Ray accepted to ITT Technical Institute in its computer science curriculum (Ray is a computer whiz), securing an apartment, furniture, a telephone, an ID card from the DMV, a public transportation bus pass, and gift certificates from supermarkets,



*Rick Lantz and Ray Gibbs*

opening up a bank account, working on his money management and consumer skills, and improving his social skills.

Even after Ray was dismissed from the juvenile court system by "aging out," I would periodically touch bases with him, offering encouragement and a few dollars now and then.

The years went by, and then a miracle happened. I received in the mail from Ray the following: "We are pleased to announce the graduation exercises of ITT Technical Institute Friday evening, December 10th, 2004 at Redlands Memorial Chapel, Redlands, California." I was absolutely stunned. Then I reflected: Despite his many handicaps, Ray persevered. Despite his short attention span, he dug in and studied hard, and somehow, on a shoestring budget, he survived. He survived.

I immediately called Ray, who confirmed that, indeed, after three years of very arduous study, he would graduate with a degree in computer science, he had lined up a full-time job, and to add to his joy he had a girlfriend! I told him wild horses couldn't keep me away from his graduation.

And here I was, in the middle of an ecstatic, cheering, raucous crowd, desperately trying to locate Ray among all the black-cloaked, black-hatted graduates.

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There he was – in the first row looking my way! Our eyes met; we waved, then we directed our attention to the stage, where the ceremony was beginning. When the time came for him to receive his diploma, he marched to the center of the stage, looking serious as could be in his flowing robe and square hat, shook hands with the dean and took his diploma. Then he couldn't help it: A big grin spread across his face. I was with my wife, who silently handed me a Kleenex to wipe away the tears rolling down my face – tears from the heart.

Sitting to my left, a middle-aged lady, her round face beaming like a bright full moon, gushed, "That girl over there, over there, that's my daughter. She's married with two kids and a full-time job, but somehow she got through all these years of school." She didn't have to say it, but her whole being shouted, "I'm proud of her!" I later found out that practically all of the graduates held down jobs; many were married, some with children. Going through college under trying circumstances, and specifically in computer science, was difficult, but the Jimenezes, Rodriguezes, Washingtons, Chans and so many more did it, as did Ray Allen Gibbs, my shy, almost beaten-down boy, who became a man.

After the ceremonies were over, the graduates filed out, followed by their audience. We all met in the cool, sparkly night. Special flood lights were mounted to allow for picture-taking.

I looked for Ray, he looked for me, and we found each other. Three years ago, we were two strangers thrust together, me a resourceful CASA volunteer, he a rudderless dependent of the court, and now we fell into each other's arms. He whispered, "You did it Rick. If it wasn't for you, I'd be in the streets. Thank you. Thank you. Thank you." His grip tightened.

I said, "It was you, Ray. You made the difference, you struggled, you overcame. I am so incredibly proud of you." I wanted to say more, but I didn't dare. I feared that my tears would start again.

His friends rushed over to him, faces glowing, eyes shining, just like Ray's. They exchanged handshakes, pats on the back and "Way to gos."

Ray invited me to join them for dinner, but I knew my job was over, that it was time for me to leave and for him to celebrate with his friends.

We hugged one last time and I said, "If you ever need me, I'll be there."

Ray said, "I know."

As we drove home, a thought struck me. Kahlil Gibran in *The Prophet* said, "Yesterday is but today's memory and tomorrow is today's dream." Ray has a chance to dream.

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*Rick Lantz is the former President of CASA, a nonprofit organization of dedicated advocates and mentors for abused, neglected or abandoned children in the juvenile court system.*



# POPE JOHN PAUL II: LET THE WORLD SAY, "AMEN!"

by Deacon F. Michael Jelley

I count myself privileged to have lived at a time when great people have also lived, among them Karol Wojtyla. His whole life was a continuous great, "Amen!" He said, "Yes!" to God throughout his life, through his commitments to peace, to social justice, and to reconciliation with people of other faiths, and through his love and dedication to young people in whom he saw the future of the Church and of the world.

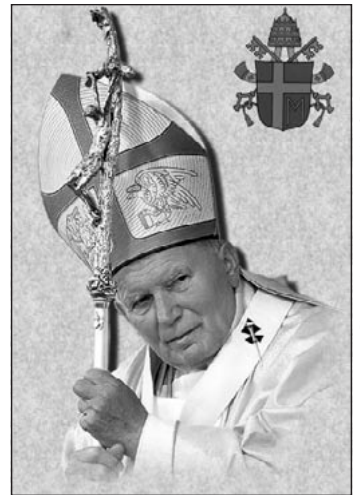
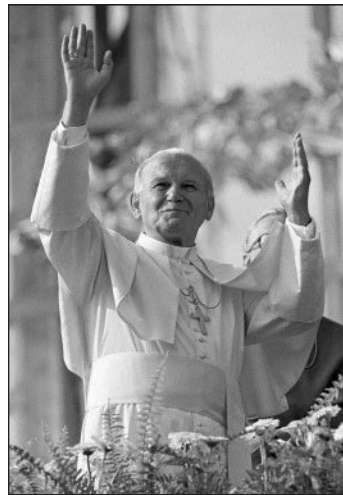
In 1978, I was struggling with my own faith identity and I watched with interest as a new Pope was elected. I believe he was the first to take a dual name, John Paul. Then just a month later he died and Karol Cardinal Wojtyla was elected Pope. I was deeply moved by his decision to take the name Pope John Paul II. What more meaningful way to continue the vision of his predecessor than to take his name? This was a turning point for me that culminated in my conversion to Catholicism in 1987 and later, in 1999, my ordination as a permanent deacon.

Pope John Paul II began as he finished, serving God by reaching out in every way he could. His papacy was marked by his total recognition of the other. Statistically, his papacy has been amazing. He traveled greater distances and to more countries than all other popes combined. He made more than 100 trips to over 120 countries, traveling three-quarters of a million miles, kissing the ground when he arrived at each destination and gathering crowds of enormous size wherever he went.

His support of Lech Walesa and the Solidarity movement was a key to the fall of Communism in Poland. Somehow, he convinced an entire nation of workers that nonviolence would succeed, and he was right.

His outreach to Jews, Muslims, the Eastern Rite Churches, and many Christian denominations has brought about real reconciliation and healing for injuries suffered, sometimes centuries ago. On his pilgrimage to Jerusalem in 2000, he sought reconciliation with Jews, and who could forget watching him place a prayer in the Wailing Wall at the Temple in Jerusalem, begging forgiveness for the Church's support of the Nazis during World War II?

Yet it is in the stories of individuals that his real impact shines through. At an interfaith memorial service for the Pope at Our Lady of the Rosary Cathedral in San Bernardino, Rev. Elwood Hall of the Lutheran Church of



Photographs used with permission of the San Bernardino Diocese

Our Savior noted the harmony brought about by Pope John Paul between Lutherans and Roman Catholics concerning salvation through faith, rather than through works. And he said, "It's like a family feud that's gone on for more than 500 years. It feels good together with family again!"

In many ways the life of this great man was marked by great suffering. His support for the sanctity of marriage and for life from conception to natural death and his positions against such matters as contraception, a married priesthood and the ordination of women gained many dissenting voices. And yet he was unwavering in his beliefs and did not count popular opinion as one of his measures of right or wrong. He was truly a moral giant for a world that often seems to have lost its moral compass.

Some 25 years ago, Pope John Paul II instituted the first World Youth Day gathering. Since then, hundreds of thousands of Roman Catholic young people gather in a different country each year to celebrate their faith and to meet with the pope. This year, the 20th such gathering will be in Cologne, Germany, where, in August, young people will celebrate his life and dedicate themselves to continuing his vision of leadership.

Through his own physical suffering, he gave us all the highest example of how to bear with dignity whatever life brings you. In May 1981, he was shot by Mehmet Ali A. ca. While still in critical condition, he forgave his would-be assassin. In 1983, he visited this man, who had wanted him dead, in prison, to personally forgive and to reconcile with him.



These last few years saw the symptoms of Parkinson's disease become more and more apparent. Yet he continued to travel, to hold audiences, to celebrate every major feast publicly, and to fulfill his role as pope completely. As the illness took away more and more of his mobility and health, he still placed the needs of his flock above his personal suffering. He celebrated mass in the hospital with the nurses and medical staff. He appeared at the hospital window to offer his blessing to those who stood vigil.

Through all his trials, he somehow maintained a delightful sense of humor. In 2004, a newly ordained bishop met him for the first time and began weeping. The Holy Father looked puzzled, and the young bishop said, "Holy

Father I'm so sad because this is probably the last time I will see you alive." With a tiny smile on his face, Pope John Paul asked, "Why? Are you sick?"

Perhaps the most poignant scene of all came at the window of his apartment after he returned from his final trip to the hospital. With a tracheotomy tube to aid his breathing and a feeding tube because he could no longer swallow, he insisted on being dressed in his robes so he could appear in public. As he struggled to speak, he pounded the arm of his chair in frustration because he could not say out loud the words of blessing for the faithful gathered in St Peter's Square. Determined to his last

*(continued on page 25)*



## Installation of the Riverside County Law Alliance Executive Board

The RCLA's Installation Luncheon Chair, Katie Smith, has scheduled the installation of the Executive Board of Officers for Wednesday, May 25, 2005, from 11:30 a.m. to 2:00 p.m. at Creola's Restaurant in Riverside. The slate of officers for 2005-2006 is:

President – Janice Boyd  
1st Vice President – Cindy Heiting  
2nd Vice President – Deya Bakke  
3rd Vice President – Christine Cahraman  
Treasurer – Jane McCarthy  
Recording Secretary – Carolyn Badger  
Corresponding Secretary – Virginia Field  
Auditor – Claudia Inskeep

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## Riverside County Law Alliance Celebrates Its 50th Anniversary

The RCLA's 50th Celebration Committee, under the leadership of Chairwoman Deya Bakke, has already begun to prepare for this special event. Her committee includes RCLA 2004-05 President Kirsten Atkinson, Carolyn Badger, Louise Biddle, Jean Blankenship, President-Elect Janice Boyd, Christine Cahraman, Ann DeWolfe, Merla Gaut, Mary Ann Reyes, Vicki Stream, Terre Thomas, Mal Wilkinson, and Cathy Zimmer. Special recognition of the group's charter members will be highlighted.

The organization, formerly known as Lawyers' Wives of Riverside County, has supported friendship among the families of lawyers and cooperation with the Riverside County Bar Association and the State Bar of California, along with the presentation of programs of interest to the community. One of the group's most notable activities is the Court Tour Program for elementary school students in the city of Riverside. The program is in its 34th year.

The anniversary celebration will be on Saturday, September 24, 2005, in the Monterey Room at the Mission Inn in Riverside. The schedule of events is as follows:

Cocktails – 6:00 p.m.  
Dinner – 7:00 p.m.  
Presentation/program – 8:00 p.m.-12:00 midnight  
Musical entertainment & dancing  
(Black tie optional)

We encourage all former, present and prospective members to join in the celebration of this momentous occasion by contacting Mrs. C. Robert Bakke, Anniversary Celebration Chair, at (951) 781-8422. We want to honor the past, celebrate the present and seek inspiration for the future.

If you have any questions about any of the events or about the RCLA, please contact Vicki Stream, RCLA Publicity Chair, phone (951) 780-4323 or fax (951) 776-0434.







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**The Tsunamis** *(continued from page 15)*

UNICEF representative. "With so many families torn apart, and so many communities completely destroyed, we have to pull together other kinds of protections for these youngsters. All people will have a role to play in looking out for the best interests of this tsunami generation."

In the long run, it would be more appropriate for the healing of affected children and families if surviving families in the tsunami region could be assisted to take in their relatives' children, rather than placing the children in institutions or other homes. These societies are generally based on the extended family system, so it is quite common for relatives to take charge of the children who have lost their parents. As of now, many of the children who have lost their parents are staying with their brothers, sisters and other relatives.

One of UNICEF's priorities for children affected by the tsunamis is to help them cope with their trauma by getting them back to school as soon as possible, returning a sense of normality to their lives. Sport and play are recognized as effective trauma therapy for children displaced by war and natural disaster and a sport-in-a-box kit provides equipment for 40 children to participate in team sports and games. Save the Children and UNICEF are working to create safe areas for children in camps and to give children the opportunity to express themselves through drama, art and games.

Fortunately, the tragedy in the Tsunami region has inspired many people, including numerous children, to give generously to help alleviate the suffering of the survivors of the tsunami. Among many acts of human kindness, in Cambodia, many anti-child-trafficking and partner organizations came together to donate several thousand dollars to the relief efforts. Some of the donations came from Cambodian children, some of them child workers in the garbage dump site. As the region moves forward with reconstruction and recovery, efforts are also under way to maintain donations and relief, establish long-term strategies and develop early-warning systems so another disaster may be avoided.

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*Yoginee Braslaw is a research attorney at the Court of Appeal in Riverside and a member of the Bar Publications Committee.*



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**Pope John Paul II** *(continued from page 21)*

breath to serve God by serving his people, in his blessing he gave a wonderful example of his love and concern for the other.

On the morning of Pope John Paul's death, Bishop Gerald R. Barnes, Bishop of the Diocese of San Bernardino, ordained Fr. Kevin, a young priest, in the basilica at Notre Dame University. After the laying on of hands, and as people were coming forward to receive communion, an aide told the bishop that Pope John Paul was dead. What more opportune way for the torch of priesthood to be passed on?

And so from Pope John Paul II, in his own words to the young people at World Youth Day in Rome in 2003, "Totus tuus ego sum! I am all yours!" Let the people say, "Amen!"

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*Deacon F. Michael Jelley is Vice Chancellor of the Diocese of San Bernardino. He coordinates the diocesan response to sexual abuse in the Church, the creation of safe environments in all church facilities, and the outreach to parents and children to prevent child abuse in families, parishes, schools, and society. He is the Deacon at Our Lady of the Rosary Cathedral, where he leads adult formation classes, administers the sacraments of baptism and marriage, and presides at funerals. He is a third-year law student at California Southern Law School in Riverside.*



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# IN MEMORIAM: HONORABLE RONALD E. HEUMANN

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*Remembrance by the  
Honorable Rodney Walker,  
Judge, Riverside Superior Court*

A very good man left us recently and unexpectedly. Judge Ronald E. Heumann was a beloved husband, father, grandfather, friend and colleague.

I have been asked to provide a few words of remembrance. I chose these by Henry Scott Holland, Canon of St. Paul's Cathedral, part of a sermon he gave in 1910:

"Death is nothing at all. It does not count. I have only slipped away into the next room. Nothing has happened. Everything remains exactly as it was. I am I, and you are you, and the old life that we lived so fondly together is untouched, unchanged. Whatever we were to each other, that we are still. Call me by the old familiar name. Speak of me in the easy way which you always used. Put no difference into your tone. Wear no forced air of solemnity or sorrow. Laugh as we always laughed at the little jokes that we enjoyed together. Play, smile, think of me, pray for me. Let my name be ever the household word that it always was. Let it be spoken without an effort, without the ghost of a shadow upon it. Life means all that it ever meant. It is the same as it ever was. There is absolute and unbroken continuity. What is this death but a negligible accident? Why should I be out of mind because I am out of sight? I am but waiting for you, for an interval, somewhere very near, just round the corner. All is well."



Ronald E. Heumann

*Remembrance by Juliet Grossman,  
an attorney who lives in Temecula*

Judge Ronald Heumann had a long and distinguished career, first as an attorney in private practice, then as a judge, and he will be remembered as an honorable, dignified, compassionate man who weighed every case seriously and always tried to do the right

thing. When I first met him (as a 25-year-old rookie public defender), he made an imposing first impression because of his towering height, but he quickly set everyone in the courtroom at ease with his quick humor and friendly demeanor. Even at his busiest, he was never too preoccupied to share a new joke (especially self-deprecating humor; he was always very humble) or chat about life. He loved to reminisce about Los Angeles history, or talk about carpentry, old cars, his beloved family, and the San Diego Zoo and Wild Animal Park. I remember seeing him hiking around Condor Ridge at the Wild Animal Park the day they unveiled it. He trekked up the hills with his grandchildren, taking delight in them, the sunny day, the condors, and the beauty of nature.

In the courtroom, Judge Heumann always tried to take a methodical, fair approach, and sought to be even-handed and just. He never took lightly the decisions he was called upon to make, from the smallest misdemeanor to the most serious felony. The Riverside bench was privileged to have counted Judge Heumann as a member, and he will be missed.



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**Calendar** (continued from page 2)

**10 DRS Board**  
RCBA – Noon

**14 PSLC Board**  
RCBA – Noon

**15 LRS Committee**  
RCBA – Noon

**17 Joint RCBA/SBCBA General  
Membership Meeting**  
“A View from the Top: Perspectives  
from the U.S. Court of Appeals Ninth  
Circuit”  
Speakers: Judge Stephen R. Reinhardt  
and Judge Alex Kozinski  
Mission Inn, Music Room – Noon  
MCLE

Judge Paul Dickerson Swearing-In  
Ceremony  
Historic Court House, Dept. 1 – 4:00  
p.m.

**20 RCBA Board**  
RCBA – 5:00 p.m.

**21 Family Law Section**  
RCBA Bldg., 3rd Floor – Noon  
MCLE

**22 EPPTL Section**  
RCBA Bldg., 3rd Floor – Noon  
MCLE



## CLASSIFIED ADS

### For Sale – Professional Building

Riverside tri-level professional building with private offices and reception area on the main floor. Conference room, eating area, storage space. Good parking. Within walking distance to the Court House. Call for appointment: Realty Executives – Agents Michelle Larsen (951) 897-5790 or Jerry Rachman (951) 779-8444.

### For Sale – Office Furniture

Complete set of office furniture. Perfect for attorney's office. Desk, credenza, bookcase, secretary workstation, reception chairs, desk chairs, and much more! Price negotiable. Call (951) 788-2024. Must see!

### Associate Attorney – Temecula

Entry level attorney to consult on Trademark availability and possible confusion issues; prepare registrations and related motions/appeals; participate in Intellectual Property dispute resolution; research Chinese IP regulations/local procedures to consult U.S. clients on foreign registrations, and to consult Chinese clients on U.S. IP law; prepare legal briefs, memos, affidavits and daily correspondence in both English and Chinese languages; assist in IP litigation. Requires JD degree and CA bar admission and U.S. Dist. Court of Southern CA. Full time. Resume to: Stephen Anderson, Esq. at Anderson & Assoc., 27349 Jefferson Avenue, Suite 211, Temecula, CA 92590. No Call/EOE.

### 1 Attorney Needed

AV-rated Riverside law firm seeks one attorney with 1-3 years experience in bankruptcy, business and commercial litigation. Salary is commensurate with experience. Send resumes to: Thompson & Colegate LLP, Attn: GTM, P. O. Box 1299, Riverside, CA 92502.

### Office Space Available

Approximately 1460 sq. ft. of office space in a one story law office building near the Fairmount Park area in Riverside. Space consists of 4 contiguous offices 16 x 14 feet plus adjoining secretarial area. Building has ample parking. Lease price and terms are negotiable and would be full service. Contact Mr. Matheson or Kathy Hedges at (951) 684-2520.

### Office for Rent – Full Service

Inns of Court Law Building, 3877 Twelfth Street, Riverside, CA 92501. One block from Court House. Call Lorena at (951) 788-1747.

### Conference Rooms Available

Conference rooms, small offices and the third floor meeting room at the RCBA building are available for rent on a half-day or full-day basis. Please call for pricing information, and reserve rooms in advance by contacting Charlotte at the RCBA, (951) 682-1015 or charlotte@riversidecountybar.com.

## MEMBERSHIP

The following persons have applied for membership in the Riverside County Bar Association. If there are no objections, they will become members effective May 30, 2005.

#### **Bonnie Jo Collins –**

Riverside Physician Network, Riverside

#### **Martha R. DahDah –**

Sole Practitioner, Riverside

#### **Lana Dallas –**

Donner Fernandez & Lauby LLP, Riverside

#### **Ronald Freeman (S) –**

Law Student, Riverside

#### **Howard Friedman (A) –**

Friedman & Brounstein LLP, San Bernardino

#### **Szu-Pei Lu –**

Graves & King LLP, Riverside

#### **Elizabeth A. Moreno –**

Sole Practitioner, Los Angeles

#### **Shawn Olson –**

Law Offices of Matthew C. Mullhofer, Santa Ana

#### **Salvador M. Salazar –**

Best Best & Krieger LLP, Riverside

#### **Alina Sorkin –**

Kinkle Rodiger & Spriggs, Riverside

#### **Brian G. Thorne –**

The Partners, Riverside

#### **Barry C. Vaughan –**

Kasdan Simonds Riley & Vaughan LLP, Irvine

Renewal:

#### **Richard K. Isles –**

Sole Practitioner, Riverside

(A) – Designates Affiliate Members

