Justice In An Evolving California

California Judges Association
Retired & Mid-Year Joint Conference
March 10-13, 2016
Monterey Plaza Hotel
Conference Schedule:
CJER Education Course

Friday and Saturday, March 11 – 12, 2016
This year, CJA is partnering with CJER (Center for Judicial Education and Research) to present a course during the CJA Conference entitled Immigration Issues in Domestic Violence Cases. This course will take place beginning at 1:00 p.m. on Friday, March 11, 2016 and run through 4:30 p.m. Saturday, March 12, 2016. CJER registrants will be asked to provide answers to four questions which will be included on the registration form. Participants registered for only the CJER education course will not be required to pay the CJA Conference registration fee. Participants who register for the CJER education course and who also desire to attend the CJA Conference will be required to pay the CJA Conference registration fee. Please see the registration form for other important registration details regarding the CJER session.

The CJER Education Course is described as follows:

Immigration Issues in Domestic Violence Cases
California is home to over 10 million immigrants, comprising of almost 30% of the population. Immigrant residents represent more than 30% of the population in seven California counties: Santa Clara, San Francisco, Los Angeles, San Mateo, Imperial, Alamada, and Orange. And half of the children in California have at least one immigrant parent. (Data from Public Policy Institute of California, [http://www.ppic.org/main/publication_show.asp?i=258](http://www.ppic.org/main/publication_show.asp?i=258))

In light of this data, California judicial officers are seeing more cases where immigration issues increasingly impact their judicial decision making in criminal, family, and juvenile law matters. In this course faculty will discuss how immigration issues may be relevant to the adjudication of cases, including its impact on information presented to the court and safety issues where such cases also contain allegations of domestic violence. Topics include: basic immigration law relevant to the adjudication of domestic violence cases, immigration concerns of immigrant victims of domestic violence, myths about immigration status, consequences of criminal convictions and risk of deportation, issues relating to considerations of immigration status in a case, and a discussion of recent and pertinent California immigration legislation that may impact the courts.

» Hon. Dana Leigh Marks, Immigration Judge and President of the National Association of Immigration Judges
» Hon. Susan Breill, San Francisco Superior Court
» Angie Junck, Supervising Attorney, Immigrant Legal Resource Center

Thursday, March 10, 2016

11:00 a.m. – 5:15 p.m.  Registration Open

1:00 p.m. – 2:15 p.m.  Two Concurrent Sessions
1. #I Saw It On The Internet (MCLE 1.25/JBEC 1.25)
Join us for an interactive panel discussion on ideas and approaches to handling social media evidence and electronic evidence in a variety of court proceedings.

» Hon. Paul Singh Grewal, Federal Magistrate Judge, Northern District
» Hon. James M. Mize, Sacramento Superior Court
» Hon. Theodore C. Zayner, Santa Clara Superior Court
» Hon. Michael Groch, San Diego Superior Court

2:15 p.m. – 2:30 p.m.  Break

2:30 p.m. – 4:00 p.m.  Two Concurrent Sessions
Excited about Retirement? We should be. We’ve gained valuable skills and insights that can be enjoyable applied and appreciated in many arenas. Our speakers, Judges Burt Pines (Assigned Judges Panel), Lynn Duryee (private judging), Roger K. Warren (international & public service) and Attorney Michael E. Burke, (international service or consulting through the ABA or the UN) will address: Why I chose this path following service on the bench, what I like (and don’t like) about it, and tips for getting started.

» Hon. M. Lynn Duryee, Marin Superior Court (Ret.)
» Hon. Burt Pines, Los Angeles Superior Court (Ret.)
» Hon. Roger K. Warren, Sacramento Superior Court (Ret.)
» Michael E. Burke, Esq., Arnall Golden Gregory

3:45 p.m. – 4:00 p.m.  Break

4:00 p.m. – 5:15 p.m.  Two Concurrent Sessions
6. Facing and Avoiding an Election Challenge and An Open Discussion on Whether Trial Judges in California Should Face Contested Elections or Triggered Retention Elections
This election-experienced panel will discuss the timely topic of judicial elections and how to minimize a challenge during your judicial career. You will receive the latest statewide information on challenges during this election cycle and a wealth of information on what to do beyond your duties on the bench during the six years between elections. We will cover the role of CJAs JetPac in your election and familiarize you with CJAs Judicial Election Handbook. Learn about the strategies being employed by challengers in the most recent election cycles. We will also hold a forum on the future of the selection of trial judges in California. Should we move away from the contested judicial election model and consider alternative ways of selecting trial judges? Are triggered judicial retention elections (voters would have to file a petition with a certain number of signatures) a viable model?

» Hon. Paul Singh Grewal, Federal Magistrate Judge, Northern District
» Hon. James M. Mize, Sacramento Superior Court
» Hon. Theodore C. Zayner, Santa Clara Superior Court
» Hon. Michael Groch, San Diego Superior Court

Conference Schedule:
Thursday, March 10, 2016

2:15 p.m. – 2:30 p.m.  Break

2:30 p.m. – 4:00 p.m.  Two Concurrent Sessions
3. Memories of My Father – Nuremberg (Re-Establishing the German Post-War Court System)
Another view of the profound impact of American jurisprudence in Nuremberg. Judith Hamilton Crockett shares her father’s experiences in fulfilling the assignment of restoring the judicial processes in the Allied occupied area of Germany.

» Judy Crockett

4. Arbitration: Nuts and Bolts (MCLE 1.25/JBEC 1.25)
Considering an Arbitration Practice? Explore tips for making a successful transition: Arbitration Today, Pros and Cons of Arbitration Practice; Opportunities with Arbitration Agencies, including AAA: Demand hot disciplines, Life in Arbitration, Hearings, Effective Written Decisions, Post Hearing Issues; Arbitration Law, Recent Legal Decisions, and Arbitration Clauses

» Hon. David C. Velasquez, Orange County Superior Court (Ret.), Private Mediator and Arbitrator
» Michael R. Powell, Vice President, American Arbitration Association

5. CJER Ethics QEI Session (MCLE 3.0/CJER QEI6/AJP/CJE 3.0)
All experienced judicial officers must take the three-hour Qualifying Ethics core course as part of their Qualifying Ethics training requirement. The course has a set curriculum that covers a wide range of judicial ethics issues. The current cycle (QEI6) is from January 1, 2016 through December 31, 2018. No on-site registration accepted. Space limited to 50 registrants.

6. Facing and Avoiding an Election Challenge and An Open Discussion on Whether Trial Judges in California Should Face Contested Elections or Triggered Retention Elections
This election-experienced panel will discuss the timely topic of judicial elections and how to minimize a challenge during your judicial career. You will receive the latest statewide information on challenges during this election cycle and a wealth of information on what to do beyond your duties on the bench during the six years between elections. We will cover the role of CJAs JetPac in your election and familiarize you with CJAs Judicial Election Handbook. Learn about the strategies being employed by challengers in the most recent election cycles. We will also hold a forum on the future of the selection of trial judges in California. Should we move away from the contested judicial election model and consider alternative ways of selecting trial judges? Are triggered judicial retention elections (voters would have to file a petition with a certain number of signatures) a viable model?

» Hon. Paul Singh Grewal, Federal Magistrate Judge, Northern District
» Hon. James M. Mize, Sacramento Superior Court
» Hon. Theodore C. Zayner, Santa Clara Superior Court
» Hon. Michael Groch, San Diego Superior Court

3:45 p.m. – 4:00 p.m.  Break

4:00 p.m. – 5:15 p.m.  General Session

» Hon. Paul Singh Grewal, Federal Magistrate Judge, Northern District
» Hon. James M. Mize, Sacramento Superior Court
» Hon. Theodore C. Zayner, Santa Clara Superior Court
» Hon. Michael Groch, San Diego Superior Court

» Hon. M. Lynn Duryee, Marin Superior Court (Ret.)
» Hon. Burt Pines, Los Angeles Superior Court (Ret.)
» Hon. Roger K. Warren, Sacramento Superior Court (Ret.)
» Michael E. Burke, Esq., Arnall Golden Gregory
The panelists will be discussing the trials and tribulations of "The New Americans" as the definition of that term is every-changing. What happens to these children once they enter the United States? Learn how state court juvenile judges and federal immigration judges handle Special Immigrant Juvenile Petitions an avenue by which unaccompanied minors may obtain legal status in the United States.

» Hon. Elizabeth Lee, San Mateo Superior Court, Moderator
» Hon. Susan Breall, San Francisco Superior Court
» Hon. Dana Leigh Marks, Immigration Judge and President of the National Association of Immigration Judges
» Rachel Prandini, Esq., Immigration Legal Resource Center, San Francisco
» Hon. Cynthia A. Ludvigsen, San Bernardino Superior Court

Lunch on own

1:00 p.m. – 2:15 p.m. 9. Plenary Session – Immigration Issues in State Court (MCLE 1.25/JBEC 1.25)
The panelists will be discussing the trials and tribulations of The New Americans as the definition of that term is every-changing. The views expressed by the speakers are their own. They are appearing in their own personal capacity and not as a representative of any other organization.
» Ruben Navarrette, Member of the USA Today Board of Contributors
» Professor Pratheepan Gulasekaram, Santa Clara University, School of Law
» Hon. Ashley Tabbadour, United States Immigration, Los Angeles Superior Court
» Hon. Socrates Peter Manoukian, Santa Clara Superior Court

1:00 p.m. – 2:15 p.m. 10. CJER Immigration Issues in Domestic Violence Cases Course Continued

2:15 p.m. – 2:30 p.m. Break

3:45 p.m. – 4:00 p.m. Break

4:00 p.m. – 5:15 p.m. Three Concurrent Sessions

14. Family Law TOP TEN (more or less)!! (MCLE 1.25/JBEC 1.25)
With apologies to David Letterman, this high-energy session will identify and analyze the 10 most significant family law decisions of the past year. Whether you are an experienced family law judge or are assigned such cases occasionally, you must take this opportunity to update your family law operating system.
» Hon. James M. Mize, Sacramento Superior Court

15. Financial Aspects of Retiring – Part II
During this session, the panel will discuss 3 Hypothetical situations in solving the retirement income security dilemma. Information from Session 1 will be applied to answer the questions of: 1) Which retirement settlement option should I choose when retiring from JRS? 2) How do I coordinate Social Security benefits with my other retirement assets to maximize benefits? 3) When do I apply for Medicare benefits? 4) How do I coordinate my assets to provide for a secure retirement; and how can I provide for a legacy for my heirs if I would like to do so? And, where can I go for help with these issues after the conference?
» Hon. Lynn O’Malley Taylor, Moderator
» Howard Barta, CLU, David White & Associates
» Jim Niehaus, President, California Public Pension Advisors
» Robert Pepper, Social Security Administration
» David Lucas, ChFC, David White & Associates

16. CJER Immigration Issues in Domestic Violence Cases Course Continued

6:00 p.m. – 7:30 p.m. Welcome Reception
7:30 a.m. – 8:45 a.m.  Latino Judges Association Meeting
7:30 a.m. – 8:00 a.m.  JetPAC Board Meeting
8:00 a.m. – 4:30 p.m.  Registration Open
Exhibits and Silent Auction Open
8:00 a.m. – 9:00 a.m.  Continental Breakfast
8:00 a.m. – 9:00 a.m.  The Bench Editorial Board Meeting
8:00 a.m. – 9:00 a.m.  Civil Law Update (MCLE 1.25/JBEC 1.25)
» Hon. Rebecca A. Wiseman, 5th District Appellate Court (Ret.)
» Hon. Arthur Gilbert, 2nd District Appellate Court
18. CJER Immigration Issues in Domestic Violence Cases Course Continued
10:15 a.m. – 10:30 a.m.  Break
10:30 a.m. – 11:45 a.m.  Three Concurrent Sessions
19. Why You Need a DUI Court and How to Get Started
Multiple DUI offenders account for more than 1/4 of DUI offenses in California, and are responsible for almost 60% of driver involved fatal or injury alcohol/drug crashes. DUI Courts reduce DUI recidivism, car crashes, and return substantial savings to tax payers. This course will demonstrate how DUI courts work and will provide practical information to help you and your colleagues get started.
» Hon. Richard A. Viaviano, San Joaquin Superior Court
» Hon. Gary L. Paden, Tulare Superior Court
» Hon. Sam Lavorato Jr., Monterey Superior Court
20. Immigration Consequences and Post-Conviction Relief
This course will review the post-conviction relief available for non-citizens facing removal from the United States due to a criminal conviction. The session will cover a statutory motion to vacate a judgment of conviction pursuant to Penal Code section 1016.5, a motion to withdraw a plea under section 1018, petition for writ of habeas corpus, writ of error corum nobis, and other non-statutory motions for relief. The session will also cover the effect of recently enacted AB 1343, which codifies the holding in Padilla v. Kentucky (2010) 559 U.S. 356.
» Hon. James Dabney, Los Angeles Superior Court
21. CJER Immigration Issues in Domestic Violence Cases Course Continued
12:00 noon – 1:30 p.m.  Luncheon
CJA President, Judge Eric C. Taylor (Los Angeles) will say a few words during the luncheon.
1:45 p.m. – 3:00 p.m.  Three Concurrent Sessions
22. Criminal Law Update and Prop 47 (MCLE 1.25/JBEC 1.25)
» Hon. Norman Epstein, 2nd District Appellate Court
» Hon. Kyle Brodie, Santa Barbara Superior Court
23. Cultural Bias -- A Theatrical Exploration (MCLE 1.25 Elimination of Bias Credit)
Tradition or Travesty? Racial Stereotyping and the American Indian Mascot Issue: Featuring Cherokee actress DeLanna Studi and bookended by facilitated discussion, Kick is a one-woman play exploring the American Indian mascot issue. The play centers around Grace Greene, one of the few Native American students at Newman High School. When Grace decides to take a stand against her school’s brave mascot, she learns that sometimes sports are far more than just fun and games. Focusing on a current legal issue,
Conference Schedule:
Sunday, March 13, 2016

7:00 a.m. – 12:00 noon  Registration & Exhibits Open
7:00 a.m. – 8:00 a.m.  Continental Breakfast
8:00 a.m. – 9:00 a.m.  General Session
  28. Legislative Update
  Overview of current issues within the legislature affecting CJA and the Judiciary.
    » Mike Belote, Esq., California Advocates, Inc.

9:15 a.m. – 10:30 a.m.  General Session
  29. Everything A Trial Judge Needs To Know When Bankruptcy Filings (In Any Chapter) Occur In A Civil Case (MCLE 1.25/JBEC 1.25)
    » Daniel A. Higson, Esq.
    » Jennifer E. Niemann, Esq., Felderstein Fitzgerald Willoughby & Pasuzzi LLP

10:30 a.m. – 10:45 a.m.  Break
10:45 a.m.–12:00 noon  General Session
  30. The Joads Go To Court: A True-Life Historical Melodrama With Implications for Today
Governors revolt against Obama's Syrian refugee plan. (Politico.com) More than half the nations Governors say Syrian refugees not welcome (CNN.com) Really? Can they do that? Well, there is nothing new under the sun. So in this presentation, the California Supreme Court Historical Society explores what history tells us about these headlines. In the 1930s California enacted an anti-Okie law which criminalized bringing indigent persons into the state. The conviction of a Marysville resident, Fred Edwards, reached the United States Supreme Court. Hear about the consequences of Edwards v. California -- including ones not contemplated by Mr. Edwards, the prosecutor or even by the Supreme Court. And become the most knowledgeable person in your court about one of the hot issues of the day.
    » John Caragozian, Sunkist Growers/Secretary, California Supreme Court Historical Society

12:00 noon  Conference Ends

Planning Committee Rosters

Retired Judges Committee
Judge Tam Nomoto Schumann, Orange Superior Court (Ret), Chair
Judge Victor Bianchini, San Diego Superior Court (Ret), Liaison
Judge George Eskin, Santa Barbara Superior Court (Ret), Liaison
Judge David Long, Ventura Superior Court (Ret), Liaison
Referee Althea Baker, Los Angeles Superior Court (Ret)
Commissioner Douglas Carnahan, Los Angeles Superior Court (Ret)
Judge Lynn Duryee, Marin Superior Court (Ret)
Judge John Herlihy, Santa Clara Superior Court (Ret)
Judge James Jackman, Orange Superior Court (Ret)
Commissioner Jewell Jones, Los Angeles Superior Court (Ret)
Judge Lynn Taylor, Marin Superior Court (Ret)
Judge Brian Van Camp, Sacramento Superior Court (Ret)
Judge Luis Vargas, San Diego Superior Court (Ret)

Mid Year Planning Committee
Judge Socrates Manoukian, Santa Clara Superior Court, Chair
Judge Stanley Eller, Mono Superior Court, Liaison
Commissioner Robert Broughton, Contra Costa Superior Court (Ret)
Judge Ricardo Cordova, Stanislaus Superior Court
Judge James Dabney, Los Angeles Superior Court
Judge Jacqueline Duong, Santa Clara Superior Court
Judge Barry Goode, Contra Costa Superior Court
Judge Teresa Guerrero-Daley, Santa Clara Superior Court
Judge John Herlihy, Santa Clara Superior Court (Ret)
Judge Elizabeth Lee, San Mateo Superior Court
Judge Lori Pegg, Santa Clara Superior Court
Judge James Rigali, Santa Barbara Superior Court
Judge Michael Villalobos, Los Angeles Superior Court
Judge Lydia Villarreal, Monterey Superior Court
Judge Erica Yew, Santa Clara Superior Court
Judge Carrie Zepeda, Santa Clara Superior Court

Staff
Stanley Bissey, Executive Director and CEO
Jennifer Blevins, CAMS, Meeting Planner
The California Judges Foundation (CJF) is sponsoring the 8th ANNUAL SILENT AUCTION during the 2016 CJA Midyear/Retired Conference. We hope you will join us in continuing to support the programs and goals of CJF by donating items to the SILENT AUCTION.

Funds raised from this event will be used to continue support of educational programs and projects of the California Judges Foundation, including distribution of and updates to the “California Judicial Conduct Handbook” by David Rothman, as well as the “Ethics Guide for New Judges: Before You Take the Oath of Office,” distribution of the Judicial Ethics Committee’s “Judicial Ethics Update” and formal opinions. Your donations also help to support the “Impartiality of the Judiciary” PowerPoint presentation, as well as numerous Court outreach and public information efforts throughout the State.

Your donation is tax-deductible as a charitable donation to the extent permitted by law. Think outside the box and let your imagination create your own special donation – please use the attached Silent Auction Donation form on the back of this magazine. If you have any questions, please do not hesitate to contact CJA/CJF Executive Director Stan Bissey, at sbissey@caljudges.org or auction chair, Judge Allan Hardcastle at ahardcas@sonomacourt.org.

DONOR INFORMATION
Name of Donor/Contact: ____________________________________________
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Type of Donation (Please check one):
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Form of Donation (Please check one):
☐ Tangible Item ☐ Gift Certificate
Donation Delivery (Please check one):
☐ Attached ☐ To be delivered at conference on Thursday, March 10
Description of Donation: Please describe in detail the donation (e.g., unusual aspects, rarity, color, size, type of event), and attach a picture or brochure of the item if appropriate:

Please specify any conditions or restrictions of the donation (e.g., number of persons, time of year, excluded dates, expiration dates, geographical limitations, etc.):

Value of Donation: ______________

Please return this form to the California Judges Foundation, 2520 Venture Oaks Way, Suite 150, Sacramento, CA 95833
(Telephone: 916-239-4068 or Toll Free: 1-866-432-1252; Fax: 916-924-7323)
Registration Fee
Retired Members (First 70 Registered) ...................... FREE
Members Full Registration  ................. $375
Guests ........................................ $145
Non Members, Full Registration....... $495
CJER Course Only (limited to 30)...... FREE
Single Day Registration ......... $225 per day

Cost
The full registration fee includes the program, materials, breaks, Friday reception, Saturday luncheon, and Sunday continental breakfast. The Guest fee of $145, accompanying a full registration, includes the reception and guest programs. An additional fee of $50 per registrant will be charged for all registrations received after February 29, 2016 and on-site.

CJER Course Info
Registration is complimentary; however, participants must register in advance and must also complete the following information below and return it to CJA.

Class size is limited to the first 30 participants who return this form.

Participants registered for only the CJER education course will not be required to pay the CJA Conference registration fee.

Participants who register for the CJER education course and who also desire to attend the CJA Conference will be required to pay the CJA Conference registration fees (see separate form).

Meals and events outside the CJER event, such as the Friday evening reception and Sunday meals, will not be covered and participants will need to separately register for those events.

CJER will reimburse for participants for one night of lodging expenses up to the allowable government rate ($125) for thirty (30) participants. Anything over the allowable government rate will be the individual responsibility of each participant judge. Participants must complete the appropriate CJER form for reimbursement post-conference.

Cancellation
Full refund up to February 29, 2016. $125 cancellation fee, February 29-March 1. No refunds available after March 8. Cancel requests must be made in writing to the CJA office via mail or to the CJA Conference office by fax 916.924.7323 or e-mail to stephanie@caladmanagement.com.

All registration fees received after February 29 or on-site will incur a $50 late fee.

No registration fees will be refunded after March 8, 2016.

Questions?
California Judges Association
2520 Venture Oaks Way, Suite 150, Sacramento CA 95833
Phone: (866) 432-1252 Fax: (916) 924-7323
www.caljudges.org

Hotel Information
The Monterey Plaza Hotel
400 Cannery Row Monterey, CA 93940
(800) 334-3999 (831) 646-1700
www.montereyplazahotel.com

The Monterey Plaza Hotel & Spas central location on Cannery Row makes it easy to enjoy the areas many attractions and activities including the world-renowned Monterey Bay Aquarium just three blocks away.

CJA group rates: Inland View $202, Partial Ocean View $262, Harbor View $325, Harbor View with Balcony $375 are available for paid registrants for the conference if reservations are made by February 17, 2016. Rates do not include a $20/night resort fee, taxes, and state/ local fees. Please book your accommodations soon, as the Monterey Plaza will be sold out.

Only paid registrants can make hotel reservations. The hotel reservation link will be provided with your e-mailed registration confirmation. If you are unable to make reservations on-line, please contact the CJA office 866.432.1252. Hotel reservations made by participants who have not paid or without going through the hotel reservation link will be canceled.

If you have already made a hotel reservation before you received the link, please contact Jennifer Blevins at the CJA Office (jennifer@camgmt.com).