

Following keynote remarks by KUOW reporter John Ryan, a distinguished faculty will bring attendees up to date —

- on ethical issues in making and responding to public records requests and handling information received in response;
- on the Sunshine Committee's review of Public Records Act exemptions;
- on recent and pending court decisions;
- on a range of issues concerning possible penalties under the Public Records Act;
- on Public Records Act implications for electronic records management, retention, and production; and
- on the interplay between Public Records Act requests and civil discovery — and related pitfalls and opportunities;

and will provide even more practical advice and guidance through audience participation case studies.

The Administrative Law Section's annual meeting will be held on Thursday, September 17, 2009, immediately after the end of the CLE program.

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FINAL NOTICE



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WASHINGTON'S PUBLIC RECORDS ACT IN 2009:

What's New with Public Records



Thursday, September 17, 2009

**Greater Tacoma Convention
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1500 Broadway
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Washington's Public Records Act in 2009:
What's New with Public Records

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WASHINGTON'S PUBLIC RECORDS ACT IN 2009:

What's New with Public Records

MORNING

7:30 a.m.
Check-in • Walk-in Registration • Distribution of Coursebooks
• Coffee and Pastry Service

8:30 a.m.
Welcome and Introduction by Administrative Law Section Chair

John M. Gray — Attorney at Law, Olympia
Administrative Law Section CLE Committee Chair:
Richard Potter — Verizon, Everett

8:40 a.m.
Keynote Remarks

How trends in the journalism business are affecting our government-watchdog function.

John Ryan — KUOW, Seattle

9:00 a.m.
Ethics Issues

- Electronic Issues
 - Metadata
 - Discovery (e.g. later discovered documents)
- David J. Elkanich — Hinshaw & Culbertson LLP, Portland*

10:00 a.m.
Break

10:15 a.m.
Sunshine Committee & Legislative Update

- Creation, purpose, history, and membership of the committee
 - Status report on committee actions and future activities
 - Legislation proposed and adopted
 - Discussion of key issues considered
- Ramsey E. Ramerman — Foster Pepper PLLC, Seattle*
Roselyn Marcus — Office of Financial Management, Olympia
Rowland Thompson — Allied Daily Newspapers of Washington, Olympia
Greg Overstreet — Allied Law Group LLC, Olympia

11:00 a.m.
Review of Recent Washington Appellate Court Decisions

- Review of pertinent WA appellate court decisions issued since the last public records act CLE
 - Any significant pending cases
 - Federal and/or other states' decisions
- Matthew S. Kaser — City of Lakewood, Lakewood*

11:45 a.m.
Lunch on Your Own

AFTERNOON

1:00 p.m.
Attorneys Fees, Penalties, & Updates
James W. Beck — Gordon Thomas Honeywell, Tacoma

1:45 p.m.
Electronic Records

- Records retention requirements
 - Electronic records and the Public Records Act
 - Special considerations related to preservation and production
- Dean Little — BLANK Law + Technology, Seattle*
Suzanne L. Mager — Washington Department of Revenue, Tumwater
Lucy P. Isaki — Office of Financial Management, Olympia

2:45 p.m. Break

3:00 p.m.
Discovery and PRA Disclosure

- Interplay between Public Records Act requests and disclosures and discovery in litigation
- John D. Clark — Office of the Attorney General, Olympia*
Stephen M. Dotson — Department of Social and Health Services, Olympia
Judith Endejan — Graham & Dunn, Seattle
Kathryn Brook Gerhardt — City of Tacoma, Tacoma

3:45 p.m.
Agency/Requestor Panel

- Perspectives on the Public Records Act
- Thoughts about the Public Records Act and its future
- Case studies
- Discussion with the audience

Moderator:

Kristal Wiitala — Department of Social and Health Services, Olympia
Michele Earl Hubbard — Allied Law Group, Seattle
Timothy Lang — Office of the Attorney General, Corrections Division, Olympia
Jason Mercier — Center for Government Reform, Washington Policy Center, Olympia
Alice Bush — City of Lakewood, Lakewood
Harwood T. Edvalson — City of Bonney Lake, Bonney Lake

4:45 p.m.
Complete Evaluation Forms • Adjourn
Administrative Law Section Annual Meeting

Public Records Act Deskbook: Washington's Public Disclosure & Open Public Meetings Laws (2006)

This 2006 Deskbook from WSBA-CLE and the Administrative Law Section remains the definitive work on all aspects of Washington's Public Records Act. Go to www.wsba.org to order, and watch for supplement to the Deskbook in 2010.

SEMINAR REGISTRATION

First Name _____ M.I. _____ Last Name _____
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We encourage early registration. On-site registration is on a space-available basis. Coursebook included with price of tuition.

I wish to register for the following seminar:

Washington's Public Records Act in 2009: What's New with Public Records #09874TAC, 9/17/09, Tacoma • \$225 Tuition

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To register online, go to www.wsba.org/seminars and enter seminar # 09874TAC

If special accommodations are needed, please contact Heather Balch at 206-727-8258 or toll-free at 1-800-945-WSBA, email: heatherb@wsba.org

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Books available 10 business days after seminar.

*Effective July 1, 2008, sales tax for Washington residents is based on where the product is delivered. To calculate the correct sales tax based on the location to which your order will be shipped, go to the Department of Revenue's website at <http://dor.wa.gov> and select "I need to find a sales tax rate (GIS)" For example, the sales tax rate for products delivered within the City of Seattle is 9.5%. If you need additional assistance in finding or calculating the applicable sales tax rate, contact the WSBA Service Center at 1-800-945-WSBA. Out-of-state and federal government orders do not pay sales tax.

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