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- Allied Daily Newspaper of Washington
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- Association of Washington Cities
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- Foster Pepper PLLC
- Garvey Schubert Barer
- Johnston George LLP
- Kahrs Law Firm PS
- Port of Seattle
- Seattle Police Department
- Summit Law Group PLLC

**Who Should Attend:**

*Public and private attorneys who litigate cases involving public agencies; public officials responsible for conducting meetings and managing public records*

*Fourth Annual Seminar on*

# Public Records & Open Meetings

Recent developments in the ever-evolving Washington open government law

*Live webcast and replays available!*

**March 31, 2017**

**Seattle, Washington**

Washington State Convention Center

**Credits:** 7.00 WA CLE (call about others)

**Quick when/where:** 8:30 a.m., 800 Convention Place

**Public Records & Open Meetings Seminar**

March 31, 2017 | Seattle, Washington  
Washington State Convention Center

**Yes! Please register me:**

**Name:** \_\_\_\_\_

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For which state(s)? \_\_\_\_\_

**Register my colleague:**

**Name:** \_\_\_\_\_

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**If you cannot attend in person, check boxes to order:**

- Live Homestudy Webcast       Homestudy Replay  
 Course Materials



**8:00 Registrations Opens**

**8:30 Introduction & Overview**  
**Judith A. Endejan, Esq., *Program Co-Chair***  
 Garvey Schubert Barer ~ Seattle, WA  
**P. Stephen DiJulio, Esq., *Program Co-Chair***  
 Foster Pepper PLLC ~ Seattle, WA

**8:45 Case Law Update: The Flavors of the Past Two Years before Appellate Courts**  
 Inmate use of PRA litigation is becoming more common: Approaches and best practices for pursuing and responding to inmate PRA litigation  
**Michael C. Kahrs, Esq.**  
 Kahrs Law Firm PS ~ Seattle, WA  
 Use of personal devices by public servants: What agency practices should be adopted? How best to retrieve public communications on private devices? Is privacy sacrificed or is it just convenience?  
**Jessica L. Goldman, Esq.**  
 Summit Law Group PLLC ~ Seattle, WA  
 The devil is in the details: Recent procedural developments that may make or break your case  
**Michele Earl-Hubbard, Esq.**  
 Allied Law Group ~ Seattle, WA

**10:15 Break**

**10:30 Privacy and First Amendment Protections**  
 Does privacy exist anymore? How do you balance privacy concerns with the First Amendment?  
**Eric M. Stahl, Esq.**  
 Davis Wright Tremaine LLP ~ Seattle, WA  
**Mary Perry, Esq., *Director of Transparency and Privacy***  
 Seattle Police Department ~ Seattle, WA

**11:15 Legislative Update**  
 What happened in 2016? What is likely to happen in 2017? Will the Sunshine Committee recommendations succeed?  
**Candice Bock, Esq., *Government Relations Advocate***  
 Association of Washington Cities ~ Olympia, WA  
**Rowland Thompson, *Executive Director***  
 Allied Daily Newspaper of Washington ~ Olympia, WA  
 A detailed look at efforts to repair Washington's Anti-SLAPP statute after Davis v. Cox  
**Ambika Kumar Doran, Esq.**  
 Davis Wright Tremaine LLP ~ Seattle, WA

**12:15 Lunch (on your own)**

**1:30 Dealing with Burdensome Requests: Lamentations of Agencies and Requesters about PRA Fulfillment**  
 Update on the auditor's report on burdens to agencies; information age issues from BOTS to copying costs; practical tips  
**Jessica Leiser, Esq., *Assistant City Attorney***  
 City of Auburn ~ Auburn, WA

**2:00 Requests Involving Trade Secrets and the Business Realities when Dealing with Government**  
 The dangers of private/public interactions: What rights are implicated on both sides? How best can trade secret holders satisfy regulator needs for data?  
**Judith A. Endejan, Esq., *Program Co-Chair***  
**Traci M. Goodwin, Esq., *Senior Port Counsel***  
 Port of Seattle ~ Seattle, WA

**3:00 Telford Issues: When is a Private Agency the Functional Equivalent of a Public Agency under PRA?**  
 Update on the Woodland Park Zoo case  
**Adrian Urquhart Winder, Esq.**  
 Foster Pepper PLLC ~ Seattle, WA

**3:30 Break**

**3:45 Open Public Meetings**  
 Behind closed doors: The scope of a public body's ability to use executive sessions  
**Katherine A. George, Esq.**  
 Johnston George LLP ~ Seattle, WA  
 First Amendment issues for limited public forums: Common problems and approaches for resolving other common problems  
**Brett C. Vinson, Esq., *City Attorney***  
 City of Sumner ~ Sumner, WA

**5:00 Creative Thinking on New Procedures for Resolving Disputes**  
 Alternates to resolving PRA disputes, short of court: What approaches are being tried and how are they working?  
**Ramsey E. Ramerman, Esq., *Assistant City Attorney***  
 City of Everett ~ Everett, WA

**5:30 Evaluations and Adjourn**



About the Seminar

LAW SEMINARS INTERNATIONAL

What previous attendees have said:

"Very informative & good speakers"

"All excellent!"

"Thank you! Great, informative, & helpful!"

"Thank you! Our agency is already better and so is a sister agency thanks to your input."

For statutes with such prosaic names, the Washington Public Records Act (PRA) and Open Public Meetings Act (OPMA) certainly gin up some non-prosaic issues, ranging from police body cams to treatment of zoo elephants.

A lot has happened since the 2015 LSI Open Government seminar. Washington's appellate courts have made significant new law in areas such as use of private devices for public business; eye-popping penalties against agencies; new statute of limitations triggers; disclosure of Level 1 sex offenders' names and the nature of a zoological society meeting. The relatively new Anti-SLAPP statute was stricken as unconstitutional, but may be fixed by the Legislature. Citizens have made "bot" requests or have demanded "all" agency records, driving some public agencies to push for new limits on how to deal with unreasonable requesters.

Can an alternate way to resolve disputes be developed? Lots of legislation has been and will be proposed, even though, not much gets passed. Come and get caught up on judicial and legislative developments that can impact any practitioner who advises, litigates or legislates about the OPMA and PRA!

~ Program Co-Chairs: P. Stephen DiJulio, Esq. of Foster Pepper PLLC and Judith A. Endejan, Esq. of Garvey Schubert Barer



**P. Stephen DiJulio**, *Program Co-Chair*, is a member of Foster Pepper PLLC. He focuses on state and local government litigation including constitutional law and open government issues. Previously, he was an Assistant Seattle City Attorney and Kent City Attorney. He wrote a chapter in the new *WSBA Public Records Act Deskbook on Attorney Client Privilege and other Discovery Exemptions*.

**Judith A. Endejan**, *Program Co-Chair*, is an owner at Garvey Schubert Barer. She focuses on media, communications and First Amendment law. She is a founding and current board member of the Washington Coalition for Open Government and wrote two chapters for the *WSBA Public Records Act Deskbook*.

**Candice Bock** serves as Government Relations Advocate for the Association of Washington Cities. She lobbies primarily in the areas of law and justice, personnel, and public records.

**Ambika Kumar Doran** is a partner at Davis Wright Tremaine LLP and Co-Chair of the Media Law Practice. She focuses on media, Internet, and intellectual property law. She counsels and represents clients on defamation, privacy, commercial speech, public records, courtroom access, other First Amendment issues, copyright, trademark, and Section 230 immunity.

**Michele Earl-Hubbard** is the principal of Allied Law Group. She practices in open government laws, media law, appellate law and general litigation. She is a board member for the Washington Coalition for Open Government.

**Katherine A. George**, founder, Johnston George LLP, represents citizens and groups in matters concerning the public's right to an open government. She focuses on appeals and the Public Records Act / Freedom of Information Act. As a journalist she received the National Press Club's Freedom of the Press Award.

**Jessica L. Goldman**, Summit Law Group PLLC, has been repeatedly recognized by her peers as a top First Amendment lawyer. Her First Amendment practice includes commercial speech, privacy, access, prior restraint, reporters' shield laws, public records, and newsgathering torts.

**Traci M. Goodwin** is Senior Port Counsel for the Port of Seattle. She has extensive experience with municipal, public records, land use, and corporate compliance law. This includes working with contractors on major capital projects.

**Michael C. Kahrs** of Kahrs Law Firm PS, has a solo practice focusing primarily on prison, civil rights, public records, and post-conviction law.

**Jessica Leiser** serves as Assistant City Attorney for the City of Auburn. She focuses on public records responses. Previously, she was Deputy County Attorney for Coconino County in Arizona.

**Mary Perry** serves as Director of Transparency and Privacy for the Seattle Police Department. She oversees public disclosure and direct the department's efforts to proactively provide data and information to the public. Previously, she was a Senior Deputy Prosecuting Attorney in the Civil Division of the King County Prosecuting Attorney's Office.

**Ramsey Ramerman**, City Attorney of Everett, focuses on PRA education and reform. He is founding president of the Washington Assoc. of Public Records Officers and is the local government representative on the State Sunshine Committee reviewing exemptions to the PRA.

**Eric M. Stahl** is a partner at Davis Wright Tremaine LLP. He represents news, entertainment, and communications companies in intellectual property, commercial and First Amendment matters. He litigates public records disputes and is co-editor-in-chief of the second edition of the *WSBA Public Records Act Deskbook*.

**Rowland Thompson** is Executive Director of Allied Daily Newspaper of Washington, a role he has held since 1990. Previously, he was a staffer with the Washington State House and then the Senate working for the Democratic Caucuses.

**Brett C. Vinson** is the City Attorney at Sumner. He represents the City in both civil and criminal issues, which means he just has some great stories to tell. Prior to working for Sumner, he worked for the Cities of Puyallup, Bremerton, and Kent.

**Adrian Urquhart Winder** is a member of Foster Pepper PLLC. She represents public and private clients in complex litigation and class actions at both the trial and appellate court levels, as well as matters involving municipal governance, the Public Records Act and the Open Public Meetings Act.



## Registration & Other Seminar Information

### To Register:

Call us at: 206-567-4490

Fax the registration form to us at: 206-567-5058

Email us at: registrar@lawseminars.com

Online: www.lawseminars.com

Mail the registration form on the front page.

Walk-ins are welcome, subject to space availability.

Registration is complete when we receive payment or agree to later payment.

**Tuition:** Regular tuition for in person or webcast attendance for this program is \$695 with a group rate of \$520 each for two or more registrants from the same firm. For government employees, we offer a special rate of \$465. For students, people in their job for less than a year, and public interest NGO's, our rate is \$347.50. All rates include admission to all seminar sessions, food and beverages at breaks, and all course materials. Materials will be available for download and review a few days before the seminar. Make checks payable to Law Seminars International. Financial aid is available to those who qualify. Contact our office for more information.

### Substitution & Cancellation:

You may substitute another person at any time. We will refund tuition, less a \$50 cancellation fee, if we receive your cancellation by 5:00 p.m. on Friday, March 24, 2017. After that time, we will credit your tuition toward attendance at another program or the purchase of a webcast or audio replay.

**Seminar Location:** The seminar will be held at the Washington State Convention Center at 800 Convention Place in Seattle, WA 98101.

### Continuing Education Credits:

Live credits: This program qualifies for 7.00 WA CLE credits. Upon request, we will apply for, or help you apply for, CLE credits in other states and other types of credits.

### Time Shift Your Content:

Webcast and audio replays, with course materials, are available for \$695. The course materials alone are available for \$100. Replays will be available within two weeks after the seminar or from the date we receive payment.

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March 31, 2017  
 Seattle, Washington

Washington State Convention Center  
 800 Convention Place  
 (206) 694-5000

Our Co-Chairs:



**P. Stephen DiJulio, Esq.**  
 Foster Pepper PLLC



**Judith A. Endejan, Esq.**  
 Garvey Schubert Barer

**General Webcast Info**

- High quality audio & video
- View slide decks like you were in the room
- Works on any platform, any device

**Live Webcasts**

- Participate from anywhere
- Includes the ability to ask questions
- Qualifies for live credits in most states

**Video Replays**

- Allow you to time-shift your content
- The streaming version has navigation tools and search capabilities that allow you to quickly find the portions most important to you
- The Vodcast option allows you to make effective use of in-flight plane time

**Audio Podcasts**

- Perfect for making more effective use of the time you spend commuting

## Law Seminars International News:

**Related Seminars & Webcast Replays:**

Public Records Act	June 2016	Walnut Creek, CA
Transportation & CEQA	November 2016	Los Angeles, CA
Defend Trade Secrets Act	November 2016	Seattle, WA
Growth Management Act	November 2016	Seattle, WA
SEPA & NEPA	January 2017	Seattle, WA
Public Records Act	June 7, 2017	San Francisco, CA

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