



**Lawyer Representatives Coordinating Committee (LRCC)  
Zoom Conference Call  
September 13, 2022**

**Minutes**

**Participants:** Misty Perry Isaacson, CAC, Chair, Roger Townsend, WAW, Chair Elect, Cynthia Jones, WAW, Vice Chair, Michelle Nesbett, AK, Amy Chang and Alexander W. Samuels, AZ, Robert S. Marticello, CAC, Brande Gustafson (and Gemma too) and Jerome Price, CAE, Kathleen Hartnett, CAN, Janet Cabral and Licia Vaughn, CAS, Cynthia Ecube, GU, Maile S. Miller, HI, Katie Ball (ID), Dominic Cossi, MT, Holly Parker and Lindsay Ager, (NV), Lydia Anderson Dana and Susan Wilk (OR), Brett Uhrich, WAE, Mohammed Ali Hamoudi (WAW), and Brian Goldman, Chair, Appellate Lawyer Representatives

**Staff:** Renée Lorda, Asst. Circuit Executive, Jeanette Hrnyak, Conference & Education Asst., and Pam O'Neill, Conference Planner

**Unable to attend:** Katie Benson, CAN

**I. Introductions and Welcome**

Misty Perry Isaacson (CAC), *Chair*

Misty Perry Isaacson called the first meeting of the 2022-2023 LRCC to order and requested people introduce themselves.

**II. Key Dates**

Misty Perry Isaacson (CAC), *Chair*

After the introductions, Misty discussed the Key Dates for 2022-2023 and focused on the upcoming Conference of Chief Bankruptcy Judges that will be taking place November 13-14, in Tucson at the El Conquistador Bankruptcy Lawyers in the District, Tucson at El Conquistador Hotel. November 13 is the travel date, and the evening will involve a group dinner with the Chief Bankruptcy Judges. The program

will be presented at 8:30 a.m. till 12:00 p.m. on November 14. Misty asked LRCC members to please send her names of any new bankruptcy lawyer representatives that could be included and invited. After the program ends, the Chiefs and the bankruptcy lawyer representatives will participate in a group lunch that will end at 1:30 PM.

<b>11/13/2022- (Travel Day)</b>  <b>11/14/2022 (Program ends at noon)</b>	<b>Conference of Chief Bankruptcy Judges and the Bankruptcy Lawyer Reps</b>  The program sessions will end at noon to be followed by a group lunch.	<b>El Conquistador,</b> 11/13/2022 Travel Day and Group Dinner at hotel. 11/14/2022 Program till noon Group lunch until 1:30 PM
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**III. Ninth Circuit Judicial Conference: Planning for 2023** Misty Perry Isaacson and  
Roger M. Townsend, *Chair-Elect*

**Conference Dates:** July 31-August 3, 2023

**Location:** Hyatt Regency Portland at the Convention Center, Portland, OR

Misty commented that the LRCC may be able to lean on the Portland representatives to provide referrals for restaurants and things to do.

She and Roger Townsend explained the purpose of three events, involving the LRCC, that will be happening in San Francisco at the end of September:

- **Thursday, September 29:** Dinner at John's Grill, 6 p.m., 63 Ellis Street (at Powell & Ellis). This will be a group dinner including the LRCC and the Conference Executive Committee. People will be able to meet each other in a relaxed atmosphere.
- **Friday, September 30:** 8:00 AM – 9:30 AM In person LRCC Meeting, Judges Dining Room, James R. Browning U.S. Courthouse, 95 7<sup>th</sup> Street, 2<sup>nd</sup> Floor, San Francisco
- 9:30 AM – 9:45 AM Formal photograph of the LRCC in the Great Hall, 3<sup>rd</sup> floor
- 10:00 AM – 12:30 PM: Joint Meeting of the LRCC and the Conference Executive Committee for a brainstorming session to come up with topics for the circuit conference. The main focus will be for education programs that are related to the law and the administration of justice in our courts.

Misty gave an overview of the results of the Conference evaluations. She reported that some attendees expressed a desire for some cross over bankruptcy programs that might be of interest such as the student loan program that was so well received at the 2019 circuit conference. She also encouraged people to present their ideas for suggested topics and if they know someone, let the committee know! Roger Townsend explained that was how FBI Director Christopher Wray came to the Conference because they had been high school classmates.

- **LRCC Conference call on Tuesday, September 27, 4:00PM PDT**

Misty explained that typically, the Conference Chair and Program Chair have an advance conference call with the LRCC. This year, District Judge Michael Simon (OR) is the Conference Chair and Program Chair is Bankruptcy Judge Madeleine Wanslee (AZ). Renée will send the agenda prior to the meeting. She also will provide participants with an overview of the previous 10 years of programs and speakers.

#### **IV. Brainstorming Session:** Discussion about the types of programs you would like to see at the next circuit conference. Group Discussion

Misty asked about program format: are 75-minute programs too much? She asked for thoughts on the length and timing of programs. Some reacted by saying that the panelists should speak more to each other. Others commented that interaction with the judges was lacking and there did not seem to be enough time to discuss the program content.

- **Suggestion:** present a general session followed by a breakout session about the topic and create the opportunity for smaller group discussions.
- **Suggestion:** more programs/discussion about criminal matters. Looking at criminal defendants, drug addiction and examining alternatives to incarceration. Explore CASA and similar divergent programs that different districts are implementing. Michelle Nesbitt expressed strong support for looking at drug diversion issues.

Roger Townsend reflected on the 2017 Ninth Circuit Judicial Conference that featured a program that discussed diversion programs and had a former CASA client who became a lawyer as one of the panelists. Roger explained that it would be very important to have a panel that truly presents both sides of an issue in order to have a well-rounded panel. Misty reported that Robbie Marticello sent an

interesting email about cryptocurrency which could fall into a cross-over bankruptcy program.

- Mo Hamoudi suggested organizing a program with former prisoners to talk about their experiences of being in the system. Misty agreed this would be very interesting and she encouraged participants to think of some topics that would involve a “story telling” program.
- Susan Wilk loves the idea of doing a session about pretrial incarceration. She brought up District Judge Richard Jones’ Dream Court in Seattle. Susan explained that the District of Oregon recently started a diversion court for people charged with certain categories of offenses. As a topic, hearing about how these programs go could inspire other judges.
- Misty wondered about the possibility of having a panel involving Judge Richard Jones, who has the Dream Court in Seattle, a criminal attorney, and a person who has gone through the system.
- Maile Miller speculated about the timing of Daubert motions. She said that she has no idea how often these are used and is dismayed by the different standards districts have. All the districts do it differently. Maybe this could be a breakout session?
- Lydia Anderson Dana thinks a program intersecting with criminal, forfeiture laws, and bankruptcy could be an interesting crossover topic.
- Lindsay Ager: Qui tam litigation that affects government and criminal defense attorneys, and involves restitution.
- Licia Vaughn wondered about having a breakout session discussing technology for those who have to appear in court.

Renée Lorda explained that Bench Bar programs involving discussion groups for the appellate, bankruptcy, criminal, and civil practitioners will return. She expressed concern that those programs developed into general session style programs instead of the usual program discussions between the bench and bar. She added that the Appellate Lawyer Representatives were the only group that had a substantive bench/bar discussion.

#### **V. Next Meeting (9/27) and Adjournment**

Before adjourning, Misty explained that there are two weeks to think more about topics. She encouraged participants to send her a summary concept for a panel.

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Misty thanked everyone for their involvement and excellent ideas. There will be a lot to do in addition to planning the program.

The LRCC always produces a Look Book of the circuit's lawyer representatives. Someone usually heads up the project and pulls together the information with the help of LRCC members. The Look Book is rolled out at the next circuit conference. It is a good networking tool and is available virtually on the Conference app. Another major project involves the networking reception for lawyers that is held the Sunday night before the Conference begins. For the past few Conferences, Misty has been responsible for pulling the reception together and soliciting contributions circuit wide law firms. Volunteers to pull that together will be needed.

The meeting was adjourned at 5:00 PM PDT. The next meeting will be with the Conference Chair District Judge Michael Simon and Program Chair Bankruptcy Judge Madeleine Wanslee. We look forward to seeing you then!