Annual Meeting of the Washington State Bar Association; Preface

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ANNUAL MEETING OF THE
WASHINGTON STATE BAR ASSOCIATION

PREFACE

The Annual Meeting of the Washington State Bar Association was convened in Tacoma on September 7 through 9, 1961. The Association of Superior Court Judges and State Judicial Council also convened for their meeting at the same time.

We are setting forth herein the program held in conjunction with the annual meeting. The legal institutes were prepared and conducted by the State Bar Association’s Committee on Continuing Legal Education, Pinckney M. Rohrback, Chairman.

The proceedings which immediately follow the program are only those of the annual business meeting of the State Bar Association.

PINCKNEY M. ROHRBACK, Editor
Washington State Bar Journal

PROGRAM

ANNUAL MEETING
of the
WASHINGTON STATE BAR ASSOCIATION
Winthrop Hotel Tacoma, Washington

Wednesday, September 6, 1961

A.M.
9:00 Meeting of the Board of Governors

P.M.
1:00 Registration

Thursday, September 7, 1961

A.M.
7:30 Breakfast—Washington State Association of City Attorneys
8:30 Registration
10:00 Legal Institute: Legal Ethics—Problems Most Frequently Faced by the Practitioner
Chairman: Ralph M. Rogers, Tacoma
Speakers:
1. Herbert M. Hamblen, Spokane
   Conflicts of Interest Applicable to Attorneys in Public Employment
2. Fred C. Palmer, Yakima
   Representing Fiduciaries and Agents
3. Joseph H. Gordon, Tacoma
   Advertising—Direct or Indirect

NOON
12:00 Luncheon
Speaker:
Rear Admiral William C. Mott,
Judge Advocate General of the United States Navy

P.M.
2:00 Legal Institute
Tort Claims Against the State
Chairman: John J. O'Connell, Olympia
1. John J. O'Connell, Olympia, Attorney General
   Historical Development and General Nature
2. John C. O'Rourke, Assistant Attorney General
   Jurisdiction and Venue
3. Delbert W. Johnson, Assistant Attorney General
   Exempted and Assumed Liability—Governmental Acts
4. Edward E. Level, Assistant Attorney General
   Coordination with Other Laws Relating to Claims
5. Herbert H. Fuller, Chief Asst. Attorney General
   Processing the Claims and Processing the Judgments

2:00 Legal Institute
Money Talk—Panel on Financing for Business Clients
Chairman: Robert F. Buck, Seattle
Speakers:
1. R. E. Daniel, President
   Pacific Northwest Company, Seattle
2. John F. Henry, Vice President
   Pacific National Bank of Seattle, Seattle
3. C. R. Kelleran, Vice President
   White & Bollard, Inc., Seattle
4. E. D. Peterson, Acting Regional Director
   Seattle Regional Office
   U. S. Small Business Administration, Seattle

6:00 No-host Cocktail Party and Dinner Dance—Top of the Ocean
     Friday, September 8, 1961

BREAKFASTS
A.M.
8:00 Phi Alpha Delta
8:00 Delta Theta Phi
8:00 Phi Delta Phi
10:00 Legal Institute
The How, When and Whys of Arbitration
Chairman: Cornelius J. Peck, Seattle
Speakers:
1. J. Tyler Hull, Seattle
   The Washington Arbitration Statute
2. Fred H. Johnson, Regional Manager
   American Arbitration Association, Los Angeles
   American Arbitration Association Services and Procedures
3. Charles Horowitz, Seattle
   Observations on Commercial Arbitration
10:00 Legal Institute
Restrants of Trade and Unfair Competition Under the New Consumer Protection Act
Chairman: Luvern V. Rieke, Seattle
Speakers:
1. DeWitt Williams, Seattle
   Substantive Provisions of Anti-trust Character
2. Smithmoore P. Myers, Spokane
   Control of Unfair Competitive Practices
3. Richard S. Sprague, Seattle
   Problems of Investigation, Evidence and Procedure
4. Alvin J. Ziontz, Seattle
   Enforcement, Exemptions and Informal Proceedings

Noon
12:00 Bench and Bar Luncheon
Speaker:
Hon. Robert C. Finley, Chief Justice

P.M.
2:00 Annual Meeting
Parliamentarian: John A. Petrich, Tacoma
Call to Order: Justin C. Maloney, President Washington State Bar Association
Invocation: Reverend J. V. Linden, S.J., Spokane
Address of Welcome: Ben Hanson, Mayor of the City of Tacoma
Address of Welcome: Arthur R. Paulsen, President Tacoma-Pierce County Bar Association
Response to Address of Welcome: DeWitt Williams, Member Board of Governors, Seattle
President of Superior Court Judges Association: Honorable Orris L. Hamilton, Prosser
Report of President of the Washington State Bar Association: Justin C. Maloney, Spokane
Committee Reports:
   Law Day: Elizabeth Evans, Seattle
   Insurance Committee: Jack M. Whitmore, Seattle
   Liaison between West Coast Bar Association and Internal Revenue Service:
      Frank L. Mechem, Seattle
   Committee on Real Property, Probate and Trusts: Harvey W. Clark, Spokane
   Washington State Bar Foundation Fund: Philip D. Macbride, Seattle
   Clients Indemnity Fund: Donald E. Spickard, Seattle
   Legislative Committee: Theodore P. Cummings, Seattle
   Corporation Law: Roger Henselman, Tacoma
   Report of American Bar Association Delegate: Joseph Gordon, Tacoma
   In Memoriam: Elias Wright, Seattle
   Report of Resolutions Committee: Clarence J. Coleman, Everett, Chairman

6:00 Reception—Courtesy Tacoma-Pierce County Bar Association
7:00 Annual Bench and Bar Banquet

Saturday, September 9, 1961

Breakfasts
A.M.
7:30 University of Washington Alumni
7:30 Gonzaga University Alumni
7:30 Stanford Alumni
7:30 Yale Law School Alumni
10:00 Legal Institute
Landowners' and Occupiers' Liability
Chairman: Howard P. Pruzan, Seattle
Speakers:
1. Howard P. Pruzan, Seattle
   Business Premises
2. Robert C. Wells, Seattle
   Private Premises
3. Riner Deglow, Spokane  
   *Public Premises*

4. Dwight A. Halstead, Prosser  
   *A Broad Look at Possible Defenses*

10:00 Legal Institute  
**GIFTS TO MINORS AND RELATED TAX PROBLEMS**  
Chairman: David E. Ellison, Seattle  
Speakers:  
1. G. Keith Grim, Seattle  
   *Federal and State Tax Consequences*  
2. Donald G. Simpson, Vancouver  
   *Direct Gifts to Minors*  
3. Eldon H. Reiley, Spokane  
   *The Uniform Gift to Minors Act*  
4. David E. Ellison, Seattle  
   *Gifts to Minors in Trust*

**JUNIOR BAR COMMITTEE PROGRAM**  
*Saturday Afternoon, September 9, 1961*

P.M.  
12:15 Luncheon  
Speaker: Kenneth J. Burns, Jr., Chicago, Illinois  
   *Chairman of the Junior Bar Conference of the American Bar Association*  
   Title of Address: *The Role of the Young Lawyer in the Organized Bar*

1:30 Business Session  
2:00 Seminar  
**BASIC REAL ESTATE PRACTICE AND PROCEDURE**  
Chairman: Robert F. Brachtenbach, Selah  
(a) Earnest Money Agreements—Hugh R. McGough, Seattle  
   *Real Estate Brokers' Commissions*  
   *Parties*  
   *Legal Descriptions*  
   *Encumbrances*  
   *Withdrawal*  
   *Performance*  
(b) Real Estate Contracts—Donald H. Bond, Sunnyside  
   *Terms*  
   *Collection*  
   *Forfeitures*  
(c) Closing Procedure—Robert F. Brachtenbach, Selah  
   *Escrows*  
   *Title Insurance*  
   *Signatures and Notarization*  
   *Proration of taxes, fire insurance and reserves*  
   *Compensating revenue, and excise taxes*  
   *Recording*  
(d) Practical Suggestions and Check List—E. M. Murray, Tacoma  
6:00 No-host Cocktail Party, Top of the Ocean  
7:00 No-host Smorgasbord Dinner Dance, Top of the Ocean

**ANNUAL BUSINESS MEETING**

The Annual Business Meeting was convened by the president of the Association, Justin C. Maloney, at two o’clock, p.m., on September 8, 1961.

The Honorable Ben Hanson, Mayor of the City of Tacoma, and Arthur R. Paulsen, President of the Pierce County Bar Association,
were introduced and extended a warm welcome to the members. De-
Witt Williams, member of the Board of Governors, responded.

The Honorable Orris L. Hamilton, President of the Superior Court
Judges Association, addressed the members and described some of the
recent work of the Association of Superior Court Judges.

REPORT OF THE BOARD OF GOVERNORS

AND

ADDRESS OF THE PRESIDENT

Justin C. Maloney

In 1933, the Legislature established the Washington State Bar As-
association. We are met at the 29th Annual Convention Meeting since
the establishment of our Association. The State Bar is governed by the
Board of Governors, which is charged by law with the executive func-
tions of the State Bar, and the enforcement of the provisions of the
State Bar Act. We have seven Congressional Districts in the State of
Washington and the seven members of the Board of Governors listed
in the order of Congressional Districts are: DeWitt Williams, First;
Howard C. Graham, Second; Dale McMullen, Third; James I. Leavy,
Fourth; Charles F. Scanlan, Fifth; Carl H. Skoog, Sixth; and George
H. Bovingдон, Seventh.

The Board during the past year has met on the average of once a
month in general meeting, with such special meetings interspersed as
needed or emergency dictated. I am happy to report to you a sincere
dedication and devotion to duty and responsibility on the part of each
member of the Board and of the Executive Secretary and of the Coun-
sel for the Association. Many local Bar Associations have seen fit to
write to the Board requesting that one of the meetings be held in their
city. These invitations are most welcome and are accepted with pleas-
ure when the business and commitments of the Association and the
Board permit. May I suggest to you that such invitations be encour-
ged, for the reason that it brings the work of the Association closer
to the members, tends to enliven their interest, quicken their appreci-
ation, binds us together more closely and provides the base for profes-
sional cordiality, confidence and friendliness.

During the past year, God, in His infinite wisdom, has called from
among us two Past Presidents of this Association: Hilton Gardner,
who served as such from 1959 to 1960; and F. A. Kern, who served as
such from 1953 to 1954. Their contributions to this Association and