CLINICAL LAW PROGRAM

Annual Report to the Law School Community

Inside the Report:

CHILDREN AND YOUTH ADVOCACY
ENTREPRENEURIAL LAW
FEDERAL TAX
IMMIGRATION LAW
LEGISLATIVE ADVOCACY—CHILDREN & YOUTH
INNOCENCE PROJECT NORTHWEST
INTERNATIONAL HUMAN RIGHTS
MEDIATION
STREET LAW
TECHNOLOGY LAW AND PUBLIC POLICY
TOOLS FOR SOCIAL CHANGE: RACE AND JUSTICE
TRIBAL COURT PUBLIC DEFENSE
CHILDREN AND YOUTH ADVOCACY CLINIC

TYPES OF CASES AND COMMUNITY LAWYERING PROJECTS

CAYAC represents children and youth 21 years of age and younger in a variety of civil legal matters. Also undertaken are community lawyering projects, in which the students listen and learn from marginalized youth communities who are seeking to address particular issues.

This year, CAYAC provided direct representation in three main categories of cases: 1) youth seeking to secure extended foster care after their 18th birthday in the face of state departmental opposition; 2) youth seeking to establish the right to counsel in dependency proceedings; and 3) undocumented youth from Honduras, Guatemala and Mexico.

Nicholas Oakley, hired as a part-time lecturer to assist in case coverage and working with students on community projects, led the students in exploring how to best meet the legal needs of homeless youth. This project involved piloting efforts at the Orion Center in downtown Seattle, and meetings involving a variety of community partners. They included SYLAW (Street Youth Legal Advocacy of Washington) at both Seattle University and the University of Washington, the QLAW Foundation, and the Center for Children and Youth Justice.

CLINIC NUMBERS

Quarters Offered  Autumn and Winter; Advanced Clinic offered in Spring

Credits  12 for CAYAC (6/6 Autumn/Winter); 4 for Advanced Clinic (Spring)

Clinic Students  6 in CAYAC; 2 in Advanced Clinic

NOTABLE ACCOMPLISHMENTS

• Three Central American clients received the state dependency orders critical to their obtaining Special Immigrant Juvenile Status.

• A client from Mexico received counseling, after significant research and factual investigation, regarding the viability of applying for Deferred Action for Childhood Arrival. This client was also provided assistance in obtaining a state ID.

• Two clients on the verge of aging out of foster care received extended foster care benefits enabling them to remain in their placements while they finished their senior year of high school and prepared to enter college. The Department of Social and Health Services had opposed their receiving these benefits, and both cases were won on motions to revise a commissioner’s decision.

• CAYAC assisted Columbia Legal Services in the appeal on behalf of a client who we represented (see below) on a motion for appointment of counsel. This appeal resulted in the first decision requiring appointment of counsel for a child in foster care in the state of Washington.

• A CAYAC child client succeeded in entering into a dependency guardianship with her preferred caregivers, thereby avoiding being sent out of the country despite her U. S. citizenship.

• Community Project – YouthCare’s Orion Center was our primary partner in this endeavor. This project is ongoing and has been instrumental in the overhaul of SYLAW currently underway.

• CAYAC was awarded an Equal Justice Works Fellow, Alicia LeVezu, whose two-year project began in Autumn of 2014. Alicia’s focus is on advancing the right to counsel for foster youth in the state of Washington.

FACULTY UPDATE

Lisa Kelly

• Presented at the International Applied Legal Storytelling Conference on “Representing Youth: A Narrative Text in the Making.”

• Chaired the Planning Committee for the Northwest Clinical Law Conference held in October of 2013.
ENTREPRENEURIAL LAW CLINIC

TYPE OF WORK
The Entrepreneurial Law Clinic (ELC) is an innovative clinic serving entrepreneurs throughout the Pacific Northwest. The ELC teams law and business students with pro bono attorneys and business advisors. Together they provide critical early stage legal and business counseling to technology entrepreneurs, small business owners, social entrepreneurs, non-profits, and University of Washington and Institute for Translational Health Sciences faculty researchers. By providing such counseling, the ELC has become one of the cornerstones of the innovation ecosystem in the Pacific Northwest.

CLINIC NUMBERS
Quarters offered  Full Year (Autumn, Winter and Spring)
Credits  9 (three per quarter)
Students  16-22 (17 J.D., 1 M.B.A., and 4 LL.M. students) (22 Fall, 21 Winter Quarter, 16 Spring Quarter)

NOTABLE ACCOMPLISHMENTS
• Total ventures served: 33
• Microenterprises: 14; ranging from a small business providing online business consulting videos to a fashion design company merging high performance fabrics and couture design to a small business providing physical training, performance and conditioning aids for athletes and the general public to an apparel company promoting Latino culture.
• Technology Ventures: 7; ranging from an application for use in wearable computers allowing physicians to interface with electronic medical records to a startup company promoting the production of algae-based bio-fuel to an online marketplace connecting skilled undergraduate students to businesses (providing students with short, meaningful, paid projects).
• Nonprofit or Social Entrepreneurship Ventures: 12; ranging from a nonprofit teaching underprivileged youth the basics of computer-aided drafting design to a social venture working to increase food education in elementary schools to an outdoor summer education program for LGBTQ-identified youth to a community organization offering transitional housing for homeless families to volunteer plumbers bringing clean water to regions in need to a Native American tribe.

• C4C Consults for UW faculty researchers: 5; on innovations for an online marketplace for 3D printable bio-medical products; a biotech startup working on a vaccine for breast cancer; the creation of human-based in vitro cardiotoxicity screening; an air filtration system aimed at reducing HVAC energy consumption; and a cost effective video feedback system used in tracheal intubation procedures.
• Community outreach projects: 6
  Including presentations to varied audiences at the Rainier Valley Community Development Fund (leases), the Financial Empowerment Network (corporate governance), and the Southwest Youth and Family Services in West Seattle (general corporate and intellectual property).
  Also fielded questions from 38 people during Financial Fitness Day, presented on patent issues to the University of Washington.
• Hours spent by ELC students, supervising attorneys and business mentors on ELC-related work: approximately 5,070.
• Discrete follow-up projects by ELC teams:
  – Research: Corporate governance issues; memos regarding post-trademark registration obligations
  – Drafting: Investment pitch and checklist, Action by Incorporator, Certificate of Incorporation, Bylaws and organizational and banking resolutions, Stock Purchase and Unit Purchase Agreements, LLC and advisory board agreements, Nondisclosure, and Founder and employee IP assignment agreements.
  – Forms: Indemnification, Regulation S certification form and accredited investor questionnaires.
  – Patent & trademark cases: Conducted numerous trademark searches, responded to final and non-final Office actions for patent applications, conducted Examiner interviews with the United States Patent & Trademark Office.
  – Legal Assistance: Provided legal assistance to the grand prize winner of the University of Washington Business Plan Competition.
NEW DEVELOPMENT
The ELC was chosen to be one of the inaugural pro bono projects of Amazon.com’s recently launched pro bono program.

FACULTY UPDATE
Jennifer Fan
FEDERAL TAX CLINIC

TYPES OF CASES
The Federal Tax Clinic represents individual clients in tax controversy proceedings before the Internal Revenue Service and in the federal courts.

CLINIC NUMBERS

Quarters offered
• Full Year (Autumn, Winter, Spring)

Credits
• 9 for J.D.s (3 per quarter)
• 6 for LL.M.s (2 per quarter)

Students in Clinic for 2013-14 school year
• 17 (6 J.D., 11 LL.M.)

Volunteers in 2013
• Students – 15
• Attorneys – 62
• Tax Preparers – 2
• Cases Handled by Volunteers – 117
• Total Number of Volunteer Hours – 1,322
• CLE courses conducted by Clinic for volunteers – 6

Clients in 2013
• Opened 174 Cases, Closed 152
• Controversy Cases worked – 421
• Cases Involving Tax Court – 63
• Total Decrease in Corrected Tax Liability – $2,966,579
• Amount of Dollars Refunded in Cash – $71,209
• Tax Returns Prepared by Clinic – 39

Non-Clients in 2013
• Consultations with non-clients – 229

NOTABLE ACCOMPLISHMENTS

• Won two cases in the United States Tax Court. In Roberts v. Commissioner, 141 T.C. No.19 (2013), the Tax Court found that the taxpayer’s ex-wife withdrew funds from his IRA without his consent. The Court held that even though the taxpayer was the owner of IRA, because he did not request, receive, or benefit from the IRA distributions, he was not a “payee” or “distributee” within the meaning of section 408(d)(1) of the Internal Revenue Code. In Bogart v. Commissioner, T.C. Memo. 2014-46, the Court held that the IRS abused its discretion in failing to address the equitable grounds raised by the taxpayers in their collection due process hearing.

• The UW Federal Tax Clinic received the largest grant award in the country.

• One of two clinics nationwide in a pilot program utilizing video conferencing with the IRS.

• Initiated Tax Court Clinic, where unrepresented taxpayers with Tax Court cases can access the tax clinic to negotiate on their behalf with IRS Counsel weeks before their Tax Court session, rather than the morning of Tax Court.

• Received a $2,000 gift from the WSBA Tax Section

• Continued Externship Program for Seattle University law students and increased enrollment to three students in summer of 2014.

• Nine current and former Tax Clinic students spent one week in February in Alaska preparing tax returns for Alaskan villagers. This tax preparation program is sponsored by the Alaska Business Development Corporation and the Graduate Program in Taxation at the UW School of Law. In 2014, 19 communities were served, 1,723 current year returns were prepared, an estimated $522,069 in tax preparation fees were saved, and $2,705,658 in tax refunds were generated.
STAFFING

**Scott Schumacher**

*Publication:*
- *Magnifying Deterrence by Prosecuting Professionals, 89 Indiana Law Journal 511 (2014).*

*Presentations:*
- Duties and Regulation, University of Washington Tax Symposium, Seattle, WA, October 4, 2013.

Member, Editorial Board for *LexisNexis’ Graduate Tax Series.*

Co-Chair, AALS Bellow Scholars Committee

Vice Chair, ABA Tax Section, Pro Bono and Low-Income Taxpayer Committee

Member, IRS Liaison Committee. Participate as one of three Tax Clinic directors in regular conference calls with IRS Chief Counsel, and other high-level IRS personnel on issues facing taxpayers and tax administration.

**John Clynch**

Taught CLEs throughout the year on Nuts and Bolts of Low-Income Taxpayer Issues.
IMMIGRATION LAW CLINIC

TYPE OF CASES
Students represent clients in cases involving:
Affirmative and defensive asylum requests where clients seeking asylum have
• suffered persecution in their home countries because of a protected ground and
• fear persecution if forced to return to their countries.
Waivers of deportation where clients
• face removal from the U.S. because of a criminal history and
• may seek a waiver based on the number of years they have been in the U.S. and other factors, such as strong family ties and hardship to family in the U.S.

CLINIC NUMBERS
Quarters offered  Winter and Spring
Credits  8 (4 credits per quarter)
Students  6
Independent Study students  1
Advanced Writing students  1
Number of cases  7 new clients, and 10 continuing clients from previous years

CLIENT COUNTRIES & LANGUAGES
New clients from  El Salvador, Guatemala, Somalia, and Syria
New clients spoke  English, Somali, and Spanish;
supporting witnesses spoke Arabic, English, Somali, and Spanish
Continuing clients from  El Salvador, Ethiopia, Guatemala, Mexico, and Somali
Continuing clients spoke  English and Spanish

NOTABLE ACCOMPLISHMENTS
• The clinic focused on the cases of individuals detained at the NW Detention Center in Tacoma (approximately 90% of detainees in Tacoma are without legal representation).
• In two separate cases, Clinic students secured asylum for their clients on the strength of their pre-hearing submissions alone; their clients did not have to endure a lengthy adversarial hearing. This is very unusual in this area of legal practice.
• One of the cases in which Clinic students prevailed on their documentary submission involved a young woman from Somalia clearly eligible for asylum on account of the horrific past harm she had suffered in her country. However, this client had spent an extended period of time in a third country after fleeing Somalia and before entering the U.S. This is significant because if the Immigration Judge were to have ruled that she had firmly resettled in the third country, she would have been ineligible for U. S. asylum, despite the horrendous abuses she had already endured. At the beginning of this client’s hearing, the Judge discussed the resettlement issue, which tracked nearly word for word the students’ analysis of the evidence presented in their prehearing memo. When it became clear the Judge planned to grant the case, the government attorney conceded that he had no objection to a grant. Our client was released that same afternoon, after nearly six months in detention,
INNOCENCE PROJECT NORTHWEST

TYPES OF CASES

Innocence Project Northwest (IPNW), the only resource of its kind in Washington State, was founded in 1997 to free innocent prisoners, remedy causes of wrongful conviction, and offer law students an outstanding education. Since its formation, IPNW has exonerated 13 people who collectively served nearly 100 years for crimes they did not commit.

IPNW Clinic: The IPNW Clinic provides free legal assistance to prisoners wrongly convicted of felony crimes in Washington State who have a claim of actual innocence that can be proved through DNA testing or other newly-discovered evidence. To be considered for assistance, applicants must have completed the direct appeals process, be unable to afford counsel, have at least three years of prison time remaining to be served, and have no involvement in the crime. Students in the IPNW Clinic receive hands-on experience interviewing and counseling clients, developing facts, drafting motions and briefs, negotiating and presenting appellate arguments. They develop skills in interviewing, fact-investigation, negotiation, trial preparation and legal ethics, as well as collaboration and problem-solving.

IPNW Legislative Advocacy Clinic: IPNW LAC works for legislative and public policy reform on innocence issues through partnerships with forensic scientists, law enforcement, prosecutors, defense attorneys and judges. Students learn about the state legislative process, how to build a legislative agenda and work with coalitions, bill drafting, oral advocacy, and ethics. Students advocate in the state legislature for the interests of Washington’s wrongly convicted by developing and moving legislation as well as responding to proposed legislation.

CLINIC NUMBERS

Quarters Offered  
**Full year (Autumn, Winter, Spring)**

IPNW Clinic Students  
12 Autumn 12 Winter; 12 Spring

Advanced Clinic  
3 Autumn 1 Winter; 1 Spring

IPNW Legislative Advocacy Clinic Students  
6 Autumn; 6 Winter; 6 Spring

FACULTY AND STAFF

Jackie McMurtrie, Professor of Law, Director
Anna Tolin, Lecturer, Deputy Director
Lara Zarowsky, Lecturer, Policy Director
Peter Moreno, Part-time Lecturer, Supervising Attorney
Fernanda Torres, Staff Attorney
Laura Fox, Paralegal
Katie Seward, Administrative Assistant

NOTABLE ACCOMPLISHMENTS

- In 2013, the United States witnessed a record year of exonerations, including five exonerations by IPNW:
  - Tyler Gassman, Robert Larson and Paul Statler were exonerated when their 2009 convictions for robbery, assault and drive-by shooting were dismissed. The State moved to dismiss the charges against Robert Larson on June 3, 2013, and charges against Tyler Gassman and Paul Statler were dismissed with prejudice on July 23, 2013. The dismissals came seven months after their convictions were vacated when IPNW presented evidence calling into question the reliability of the State’s informant. Staff Attorney Fernanda Torres led the dedicated post-conviction team, including law students Allison Sherrill (’12) and Michael Sprangers (’12); attorneys Allen D. Clark of Baetz/Lamka/Clark LLP and Matthew J. Zuchetto (’02) of The Scott Law Group; and investigators Ted Pulver and Tim Provost. When the State threatened re-trial, Chris Bugbee and Mark Vovos, two experienced criminal defense attorneys, came on board.
  - Brandon Olebar was exonerated on December 20, 2013, after spending 10 years in prison. He was freed after IPNW persuaded the King County Prosecutor to re-examine his robbery and burglary convictions, which were based solely on eyewitness testimony. Two law students, Nikki Carsley (’13) and Kathleen Kline (’13), tracked down and interviewed three of the actual assailants, who signed sworn statements admitting their involvement and confirming Olebar was not present during the attack. IPNW Staff Attorney Fernanda Torres presented the new evidence to Mark Larson, the chief criminal deputy prosecutor to King County Prosecuting Attorney Dan Satterberg (’85). Over the next several months, Torres and
Larson reviewed the case in light of the new evidence developed by IPNW and conducted independent interviews of new witnesses. When Satterberg’s office moved to vacate the conviction and dismissed the charges, Olebar was released into the arms of his wife, Mely.

- IPNW received over half a million dollars of funding from the Bureau of Justice Assistance (BJA) and the National Institute of Justice (NIJ)
- IPNW was selected as one of Seattle Magazine’s “Most Influential People of 2013.” The magazine noted that IPNW has been “quietly influential for years” in its work to overturn wrongful convictions, and highlighted its 2013 success in a long-term effort to secure a law to compensate the wrongly convicted.
- The Seattle Times lauded IPNW as “an extraordinary asset for Washington, and the rule of law in our democracy.”

### FACULTY AND STAFF UPDATE

#### Director Jackie McMurtrie
- Published:
- Recipient of WA-ACLU William O. Douglas Award, a lifetime achievement award honoring outstanding, consistent and sustained contributions to the cause of civil liberties.
- Served as Chair of the Washington State Bar Association Council on Public Defense.
- Served on the Innocence Network Board of Directors and co-chaired its Committee on Amicus Policies.

#### Deputy Director Anna Tolin
- Co-Principal Investigator, NIJ Post-Conviction “Bloodsworth” DNA Testing Assistance Program (funded from 10/01/2013 to 9/30/2015).

#### Policy Director Lara Zarowsky

#### Staff Attorney Fernanda Torres
- Lead counsel in the 2013 exonerations of Brandon Olebar and Paul Statler.
- Co-Principal Investigator, BJA Wrongful Conviction Review Program (funded from 10/01/2013 to 9/30/2015).
- Served on the Board of Governors of The Washington Association of Criminal Defense Lawyers.
- Launched Freedom Fridays, where volunteer attorneys, after receiving training on wrongful conviction and post-conviction practice, review IPNW case files. Oversaw the work of over 1500 hours of pro bono assistance.

#### Part-time Lecturer Peter Moreno
- Published:
- Served on the Innocence Network Committee on Amicus Policies.
SELECTED MEDIA PROFILES FEATURING IPNW CLIENTS, STUDENTS AND STAFF

• King County Bar Bulletin, Guardian of the Innocent.
• The Washington Times, Bills seek moratorium on destroying DNA evidence, IPNW cited.
• Seattle Times, Editorial: Honoring the pursuit of justice for a wrongfully convicted man.
• Indian County, Wrongfully Imprisoned man adjusts to freedom.
• Seattle Times, Brandon Olebar Exonerated Thanks to IPNW Law Students.
• KOMO News, Clark County borrows $10 million to pay wrongly convicted men.
• Spokesman-Review, Men labor to adjust after jail sentences overturned.
INTERNATIONAL HUMAN RIGHTS CLINIC

TYPES OF CASES
The International Human Rights Clinic was inaugurated in Winter Quarter, with a focus on business involvement with human rights violations. Under the supervision of two faculty members and in partnership with select nongovernmental organizations, students worked in teams of 2-3 on projects designed to prevent corporate violations of human rights in global supply chains, in impacted communities, and in areas with natural resources. Clinic projects focused on skills such as: developing draft legislation and advocacy strategies for legislative campaigns; drafting amicus briefs; assisting with research, evidence collection and advising companies on how to create and implement human rights policies in their global operations.

CLINIC NUMBERS
Quarters offered Winter, Spring
Credits 6 for J.D.s and LL.M.s (3 per quarter),
Students in Clinic for 2013-14 school year 10 (7 J.D., 3 LL.M.)
Clients/Partners in 2013-14 International Corporate Accountability Roundtable/ Earth Rights International; Coalition Against Slavery and Trafficking; The Environmental Defender Law Center; BSR (Business for Social Responsibility).

NOTABLE ACCOMPLISHMENTS
• Researched Washington state law and probed possible legislative initiatives to assist our clients, International Corporate Accountability Roundtable (ICAR) and Earth Rights International (ERI), in their national legal reform efforts. ICAR and ERI are spearheading a law school consortium exploring stated-based alternatives to obstacle-laden litigation in U.S. federal courts under the Alien Tort Statute. The clinic’s team reviewed assault and battery, abuse, wrongful death and trafficking statutes under which victims might seek remedies in state court. They suggested creative use of Washington’s Criminal Profiteering Act (designed to combat organized crime) as a vehicle for obtaining judgments against corporate offenders for human rights violations.

• Researched the viability of amending the California Transparency in Supply Chains Act for further disclosure requirements aimed at rooting out human trafficking and labor abuses by manufacturers of apparel, toys and other products. Our client, the Coalition Against Slavery and Trafficking (CAST), had identified the “supply chains” and “procurement” issues as ripe for state legislative reform. The clinic team canvassed a number of local measures enacted in California and other state-level initiatives as possible models for reform. They then examined some modest and bolder amendments to existing California law, and adaptation of an extensive Presidential Executive Order on procurement (the process whereby companies bid on government contracts for goods or services), human trafficking being also rampant in the procurement supply chain. Their work included conferring with legislative analysts and the UW Women’s Center Anti-Trafficking Task Force.

• Drafted a comprehensive model court brief for our client, The Environmental Defender Law Center (EDLC), for use by affiliated attorneys in various national courts in cases claiming damages to the environment and to indigenous communities by extractive industries. The team pored through a host of documents in English and Spanish and prepared a memorandum of law that could serve as portions of a brief in chief or amicus curiae brief on issues such as: harms from large-scale mining; various national regulatory schemes; United Nations, European Union and national jurisprudence; and applicable human rights and environmental norms and standards.

• Designed and analyzed various documents for our client, BSR, who advises companies on how to develop and implement strategies that ensure respect for human rights protocols (such as the UN Guiding Principles for Business and Human Rights) and to contribute to business success. The team members worked on discrete assignments, such as in-house training and interactive learning materials for employees on company human rights practices. The team also prepared materials to aid indigenous community leaders in understanding the principles of “Free, Prior and Informed Consent,” to foster recognition of local rights, land, resources and development, and provide tools of local empowerment and self-determination.
STAFFING

UW Law Foundation Professor of Law Anita Ramasastry
Visiting Senior Lecturer Stephen Rosenbaum:

Guest Lecturer: *Revisiting the Efficacy of Regional Human Rights Mechanisms: A Look at Europe and the Americas*, Faculty of Law, Istanbul Universitesi & Raul Wallenberg Institute for Human Rights, March 2014 (Istanbul, Turkey)

Presenter: *Beyond the Fakultas' Four Walls: Linking Legal Education, Practice and the Legal Profession*, Universitas Airlangga Faculty of Law, Southeast Asia Legal Education: Preparing Lawyers for Tomorrow’s Society and Profession, October 2013 (Surabaya, Indonesia) Published at: 23 Pac. Rim L. & Pol’y J. 395 (2014)

Workshop Co-Leader: *La Clinique Juridique: Clinical Legal Instruction*, Université de Caen Basse-Normandie, Faculty of Law, Centre de Recherche sur les Droits Fondamentaux et les Evolutions du Droit & Global Network for Public Interest Law (PILNet), March 2014 (Caen, France)

Co-Convener (with Sharan Brown and Beth Rivin): Paul Steven Miller Memorial Symposium: Exploring the Intersections of International Human Rights and Disability, UW Law; Disability Studies; Henry M. Jackson Foundation; UW Center on Human Development & Disability; Gender, Women & Sexuality Studies; Department of Global Health; Law, Society & Justice; Center for Global Studies; Disability Rights Washington et al., January 2014


Co-Presenter: “Those Women Whose Defiance You Have Cause to Fear”: Contextual Factors Affecting the Teaching, Learning and Advocacy About Issues of Domestic Abuse in Non-Western Settings, Global Alliance for Justice Education (GAJE) Conference, Jindal Global University Law School, December 2013 (Delhi, India)

Instructor: *Lawyering Skills and Alternative Dispute Resolution*, Academic Legal English Winter Workshop for Law/Shari’a Faculty and Students, February 2014 (Mazer-e Sharif, Afghanistan)

Panelist: Universal Perspectives on Holocaust Remembrance, UW Center for Human Rights, Law, Societies and Justice, and William H. Gates Public Service Law Program, April 2014


Presenter: *Dignifying Madness: Revisiting Involuntary Commitment for People with Mental Health Disabilities*, UW Comparative Law & Society Studies Workshop, February 2014

Co-Editor (with Mutaz Qafisheh): *Global Legal Education Approaches: Special Reference to the Middle East* (Cambridge Scholars Publishing, forthcoming 2014)

Co-Author (with Mary Pat Treuthart): *Engendering a Clinic: Lessons Learned from a Domestic Violence Clinical Course in Qatar*, 2013 Int’l Rev. L. 1


LEGISLATIVE ADVOCACY CLINIC—CHILDREN & YOUTH

**TYPES OF CASES**
Legislative Advocacy Clinic students are trained in legislative and public policy advocacy. They learn about the legislative process, drafting, commentary, advocating, building a legislative agenda, working with coalitions, and ethics. Students work with non-profit organizations lobbying in the state legislature as well as responding to proposed legislation.

**CLINIC NUMBERS**
- **Quarters offered**: Full Year (Autumn, Winter and Spring)
- **Credits**: 12 (distributed 4-5-3)
- **Students**: 4 to 7

**NOTABLE ACCOMPLISHMENTS**
In 2014, clinic students successfully advocated for passage of the state’s first bill related to the educational outcomes of the state’s 30,000 homeless students.
- Clinic students drafted the bill.
- They promoted passage of the bill, titled “The Homeless Children Education Act” (SB 6074), in the Washington State Legislature.
- It passed the Senate unanimously and the House by a margin of 90-6.
- The bill was signed into law by Governor Jay Inslee and became effective in June.
- The Act requires better notification of education rights to homeless students and their families, improved training for teachers and school staff on homelessness, and more comprehensive collection and analysis of data related to these students.
- The goal is that improved data collection will help schools, community organizations, and policy leaders target effective solutions to help homeless students succeed in school. Clinic students and legislative champions believe that improved training will help teachers and staff bring homeless students out of the shadows and provide them with the stability and support that will help them graduate.

**SIX YEARS OF SUCCESS**
The clinic has successfully advocated for passage of its bills in four of the past six years. Efforts in the remaining two years also succeeded by eventually becoming law or a court rule.

**FACULTY**

**Casey Trupin, Clinic Supervising Attorney**
Casey Trupin is the Coordinating Attorney for the Children and Youth Project at Columbia Legal Services, where he has focused on helping low income, poor, and foster children and homeless youth. This journey began when he was a student at University of Washington Law School. He helped found the Street Youth Legal Advocates of Washington (SYLAW) program, a volunteer organization based at the law school that advocates for homeless and at-risk youth through education and legal representation. Following graduation, Casey continued to expand the SYLAW program, serving hundreds of clients. Casey has received numerous awards for his work, including the American Bar Association’s 2011 Child Advocacy Award and the Law School’s Recent Graduate Award in 2008.

**Hon. Bobbe Bridge (ret.), Clinic Supervising Attorney**
After graduating UW Law School in 1976, Justice Bobbe J. Bridge (ret.), was the first female partner at the Seattle law firm of Garvey Schubert and Barer, specializing in the fields of administrative law, litigation, government relations, and domestic relations. From 1989 to 1999 Justice Bridge joined the bench as a Judge for King County Superior Court. Prior to her retirement, she also served for nine years on the Washington State Supreme Court. Justice Bridge is the founding president and CEO of the Center for Children and Youth Justice, a nonprofit organization established in 2006 by her and her husband Jon. Justice Bridge is a tireless and active community volunteer. Recognized statewide and nationally, she has received dozens of awards and honors for service to the judiciary and the community. Justice Bridge has been particularly active in efforts to improve the administration of justice for children and families.
MEDIATION CLINIC

TYPE OF WORK
The Mediation Clinic gives law students the opportunity to help parties resolve their disputes without entering into litigation or arbitration. As aspiring attorneys, the students who participate in the Clinic learn to empower parties—from individuals to multi-million dollar corporations—to take control of their own settlements and problem resolution. Considering that around 97% percent of cases in the U.S. legal system never go to trial, the tools provided by the Mediation Clinic experience are crucial to the future endeavors of law students who will likely be involved in negotiations and mediations throughout their careers.

CLINIC NUMBERS
Quarters Offered Two (Autumn-Winter)
Credits 8 (4 per quarter)
Students 7 JD’s, 2 LLM’s
Cases 51 referrals, 25 mediations, 18 settlements, 72% settlement rate

REFERRAL SOURCES
Community
The Mediation Clinic received case referrals from several community sources, including:
• UW Student Legal Services
• University of Washington undergraduate professors
• 211 Information and Referral
• King County Bar Association Neighborhood Legal Clinics, prior clientele, and
• King County Superior Court.

Student Clinic staff members are generally responsible for convening these cases for mediation, when appropriate. This year, 30 cases were referred to the Mediation Clinic for potential mediation through community referrals.

U.S. Equal Employment Opportunity Commission (EEOC)
The EEOC is a major referral source of cases for mediation. These cases provide valuable mediation experience for Clinic students even when they do not reach the mediation stage, as the issues involved are often complex, and students engage in negotiations on the phone prior to the mediation. Many skills come to bear in the process of bringing parties to the mediation table. In EEOC cases, students regularly face the challenge of mediating between an unrepresented party and corporate counsel. This year, 7 cases were referred to the Mediation Clinic for potential mediation through the EEOC.

Small Claims Court
Small Claims Court serves as another significant referral source. The Clinic continued its collaborative relationship with the Dispute Resolution Center of King County and the King County District Court to offer this opportunity to our students. This year, 15 cases were referred to the Mediation Clinic for potential mediation through the King County District Court.

NOTABLE ACCOMPLISHMENTS
• Students and faculty spent an estimated 274 hours mediating cases, including 216 on cases that settled.
• Disputing parties reached 18 agreements without any other person or agency making the decision for them.
• Even in cases that did not result in a settlement, the parties who mediated left with a better understanding of the conflict, the other side’s perspective, and options for next steps.
• Many people who contact the clinic simply need to talk to someone about their dispute. Often the person, having talked through the issue, no longer feels that he or she needs to take any action.
• The mediation clinic makes referrals to other agencies when appropriate.

TESTIMONIALS
Through the Mediation Clinic, I developed what every lawyer
should have: skills for effectively resolving conflict. I practiced my ability to identify interests, evaluate options, and facilitate a successful negotiation. And while learning, I had the chance to help people! There’s nothing like the feeling of knowing you helped someone not only feel heard, but also to reach a satisfactory resolution. Mediation will be valuable in both my professional and personal life, and I’m so glad I had the opportunity to be in the Mediation Clinic this year.

Caitlin Park, Class of 2014

The Mediation Clinic is the most fun I have had in law school. Period. Theory quickly becomes practice and practice quickly becomes an adrenaline ride. You are given the opportunity to make a difference in the lives and interpersonal connections of people in our community by facilitating a constructive dialogue that is far too often absent in modern society. I would highly recommend the Mediation Clinic to all UW Law students.

Patrick Malloy, Class of 2015
STREET LAW CLINIC

TYPE OF WORK
The Street Law Clinic offers law students the opportunity to educate young people about our legal system and democratic form of government. Clinic student teams are placed in Seattle School District high school classrooms for one semester, where they teach twice weekly. The goals of the clinic are to:

• Provide law students with an opportunity to apply and refine lawyering skills, including communicating with a large audience, organizing their thoughts, directing the flow of ideas, answering wide-ranging questions, and articulating legal arguments.

• Develop an appreciation for the multi-faceted role and responsibilities of the lawyer in the community.

• Sensitize law students to sources and resolutions of community legal problems, particularly for youth.

• Practice time management and planning, through lesson planning, and classroom management; and to prepare for the Washington State Bar exam.

In Winter-Spring 2014, law students taught in the following Seattle high schools: Ballard (three classes), Chief Sealth (two classes), Rainier Beach (one class), and Roosevelt (two classes). This was in a total of 8 classrooms, involving approximately 240 high school students.

CLINIC NUMBERS

Quarters Two quarters (Winter-Spring)

Credits 8 (4 each quarter)

Students 14

NOTABLE ACCOMPLISHMENTS

• Students from four Seattle high schools conducted seven mock trials at UW Law in William H. Gates Hall during the weeks of May 12th and 19th, 2014.

• Twelve lawyers from the community served as volunteer trial judges and attorney evaluators for our mock trials. We owe a special debt of gratitude to the Snohomish County Public Defender’s office, whose attorneys are our most faithful volunteers!

• Street Law students write Model Lesson Plans, the best of which are posted on the UWLS Clinics website. The Model Lesson Plans pages are among the most popular of our clinic webpages, and teachers and law students from across the U.S. have commented on the usefulness of this resource. To see the page, go to: http://www.law.washington.edu/Clinics/Streetlaw/lessons.aspx
TECHNOLOGY LAW AND PUBLIC POLICY CLINIC

TYPE OF WORK
In 2013-14, at the request of government entities, Technology Law and Public Policy Clinic (Tech-Law Clinic) students produced two final reports and two preliminary studies. The topics researched were:

- Best practices and current state and local regulation of law enforcement’s use of drones;
- The role of government regulation in testing and permitting the use of autonomous (driverless) vehicles on public roads;
- Three dimensional (3D) printers, their impact on the law of intellectual property and the role government could play in regulating this revolutionary new technology;
- A survey and comparison of ride sharing laws enacted in four American cities.

Clinic students examined existing laws, met with stakeholders, provided legal research and generated legislative proposals. Students testified in support of two bills introduced in the Washington State Legislature.

In 2014-15 students will study Bitcoin, Internet voting, patent trolls and areas of privacy law, then produce legislative proposals and/or policy white papers.

CLINIC NUMBERS
Quarters Offered  Full year (Autumn, Winter, Spring)
Students  10-12

NOTABLE ACCOMPLISHMENTS
- Examined city and state laws on law enforcement use of unmanned aerial vehicles (“drones”). Recommended best practices to the Washington State Legislature.
- Conducted an extensive investigation of driverless car technology and developed policy proposals designed to accelerate their introduction into the public sphere.
- Critiqued the Federal Aviation Administration’s Unmanned Aircraft Systems Integration Roadmap.
- Discussed current and future capacities of 3D printers with members of the UW’s Mechanical Engineering department and drafted a white paper on 3D printing technology and intellectual property laws.
- Authored short pieces on the reasons an “all fiber” network (Gigabit Squared) failed in Seattle.
- Explored First Amendment considerations and their impact on the posting of “revenge porn.”
- Researched the Westport Homeowner’s Association’s legal right to regulate private use of drones by salespersons taking pictures for marketing the complex.
- Produced a matrix comparing laws on ride sharing services from California, New York, Colorado and Washington State, then identified and recommended best practices for the City of Seattle.
- Explored possible modifications to Washington Court Rules 33 and 41 to accommodate electronic discovery.
- Testified before the Washington State Legislature several times on privacy rights and high technology.
- Met with numerous state and local officials to discuss current technology issues, including Frank Chopp (Speaker of the Washington State House of Representatives), Ron Sims (former King County Executive), Sharon Nelson (former chairperson, Washington State Utilities and Transportation Commission), and Washington State legislators Roger Freeman, Roger Goodman, Cindy Ryu, Ross Hunter, Zach Hudgins and John McCoy.
- Met with students from UW Law Professor Tom Cobb’s advanced writing class to compare notes and exchange ideas on regulating ride sharing services.
- Engaged in an “information swap” with engineering students from Embry-Riddle Aeronautical University. Clinic students discussed “drone policy” and Embry students covered technical challenges.
- Testified successfully before the Uniform Law Commission on the need for a “driverless vehicles” law.
- Met with Professor Jonathan Lazar of Towson State University on web sites and their compliance with the Americans with Disabilities Act.
- Met with Washington State Code Reviser Kyle Thiessen, and discussed basic legislative drafting rules.
- Met with Brian Rowe, chair, Washington State Bar Association Technology Subcommittee of the Access to Justice Committee concerning the need to update court rules on electronic discovery.
• Met with Olivia Robertson, Congressman Jim McDermott’s chief of staff, on federal legislation and high technology.
• Met with Doug Klunder, staff attorney for the American Civil Liberties Union on the topic of privacy rights.

NOTABLE FACULTY ACCOMPLISHMENTS

William Covington
• Wrote a published editorial calling for adoption of state law regulating the use drones by police departments.
• Moderated panel discussion on privacy law sponsored by the ACLU. Panelists included Brad Smith, general counsel for Microsoft Corporation, and Suzan DelBene, United States Congressperson.
TOOLS FOR SOCIAL CHANGE: RACE AND JUSTICE CLINIC

TYPES OF CASES
The Tools for Social Change: Race and Justice Clinic is an innovative problem solving clinic that works to disrupt the systemic overrepresentation of youth of color in school discipline, and in the juvenile and adult criminal justice systems, by empowering youth and their support networks through direct representation and community education. Listening to youth who have been impacted by these systems, and giving them a voice are key values of the clinic. Students learn to advocate in multiple venues, including juvenile court, school discipline hearings and in communities.

CLINIC NUMBERS
Quarters offered  Full Year (Autumn, Winter and Spring)
Credits  12
Students  11 students – 9 J.D. and 2 LL.M.

NOTABLE ACCOMPLISHMENTS
Clinic students developed a project for reaching out to youth and community members to inform them about students’ rights in schools and advocate for youth facing suspension or expulsion, or seeking readmission to school. Clinic students created a Facebook page and a training curriculum used to conduct eight community workshops on school discipline for students, advocates and other community members at schools, community organizations and the King County Youth Detention Center.

Representing Youth at Both Ends of the System
- Juveniles Facing Life Sentences. Clinic students represented client facing a virtual life sentence for an offense committed when he was just 16 years old – where no injuries resulted. The case is one of the first in Washington to address the application of the U.S. Supreme Court’s landmark decisions in Graham v. Florida and Miller v. Alabama that prohibit mandatory life without parole sentences for juveniles. Students prepared a sentencing memorandum challenging the constitutionality of Washington’s adult sentencing scheme as applied to juveniles and worked with co-counsel and an expert to advocate for a sentence that considered the client’s individual circumstances and age.

Giving Youth a Voice: Clinics Partnering with Youth, Lawyers and the Washington Supreme Court
- The Washington Defender Association Webinar for Public Defenders, “Youth Perspectives on Representation”. After conducting focus groups with incarcerated youth, Race and Justice Clinic students were eager to address and to help voice youth’s concerns regarding their legal representation. Clinic students worked with incarcerated youth at Green Hill School to prepare a live webinar for public defenders across Washington State. They went to Green Hill School and facilitated a panel of four young inmates participating by telephone and broadcast by the Washington Defender Association to over 35 public defenders who represent youth. With assistance from the law students, the young inmates provided tips to attorneys for effective client communication – with the hope that their experiences might help attorneys improve outcomes for adolescent clients who face challenges in understanding the complex juvenile and adult criminal justice systems.
- The Minority and Justice Commission Washington State Supreme Court Symposium “Looking to the Future: Adolescent Brain Development and the Juvenile Justice System.” Clinic students paired with young people who had been impacted by the juvenile justice system to help them tell their stories to the Washington State Supreme Court, other judges and policymakers.

Community Based Research: Policing in Schools.
In an effort to understand the complexities of how school policing may contribute to increased juvenile justice involvement for youth of color, clinic students worked with a local school district to develop and implement a student survey to understand how police operate in schools. By using empirical methods to understand youth perceptions, students began a process to develop an advocacy strategy to improve policies on law enforcement activities in schools.
FACULTY UPDATE

Kim Ambrose

• Presentations on Juvenile Justice, Clinical Methodology and Legal Storytelling at conferences in Chicago, IL, Tempe, AZ, New York, NY and Surabaya, Indonesia and London, UK and a national on-line CLE

• Member, Advisory Committee, King County Department of Public Defense

• AALS Section on Clinical Legal Education, Planning Committee, 2015 Clinical Conference
TRIBAL COURT PUBLIC DEFENSE CLINIC

TYPES OF CASES
Students in the Tribal Court Public Defense Clinic represent clients charged with criminal offenses by the Tulalip Tribes. Clinic faculty and staff attorneys also defend clients charged with criminal offenses in the Quinault, Skokomish, Port Gamble S’Klallam, and Squaxin Island tribal courts. Staff attorneys represent parents in child welfare proceedings in Muckleshoot Tribal Court, and children in child welfare proceedings in Quinault Tribal Court.

CLINIC NUMBERS
- Quarters offered: 3 (Autumn, Winter, Spring)
- Credits: 12
- Students: 20
- Summer Interns: 3
- Cases: 190
- Average # of charges: 2 per case

NOTABLE STUDENT ACCOMPLISHMENTS
- Analyzed and investigated cases, interviewed clients, completed legal research, wrote pre-trial and trial memoranda, represented clients in court hearings, and prepared for additional hearings and trials in criminal cases ranging from thefts and DUls to assaults, drug offenses, and sexual offenses.
- Successfully negotiated three declinations of federal prosecution in favor of resolution in tribal court.
- Argued multiple contested motions and prepared a number of cases for trial that later resolved short of trial.
- Investigated a wide range of cases and obtained a number of dismissal and reductions of charges.
- 15 - 20 individual client jail visits per month.

NOTABLE CLINIC ACCOMPLISHMENTS
- Primary Public Defender for the Tulalip, Squaxin Island, Port Gamble S’Klallam, and Skokomish Tribes.
- Represented parents in child welfare matters in Muckleshoot Tribal Court.
- Clinic faculty and staff attorneys represented clients year round, assisted by summer interns.
- Faculty participated in Tulalip Law and Justice Committee and subcommittees, performed justice system outreach and collaborated with stakeholders.
- Two Afghan and one Indonesian Scholar enrolled in UW’s Asian Law LLM program:
  - Participated as students in full year (three quarter) Tribal Court Public Defense Clinic.
  - Participated in the Clinical Law Tutorial co-taught by Molly Cohan.
  - Participated in the spring trip to the Acoma, Hopi, and Navajo Nations.

NOTABLE FACULTY ACCOMPLISHMENTS
Ron J. Whitener, Clinic Director through April 2014
- Appointed to Attorney General Eric Holder’s Advisory Committee on American Indian and Alaska Native Children’s Exposure to Violence.
- Resigned as Clinic Director to take the position as Associate Judge of the Tulalip Tribal Court, where he presides over Youth in Need of Care Cases, General Civil Litigation, and Special Jurisdiction criminal cases under the Violence Against Women Act.
- Created and serves as President of the Board for the Center of Indigenous Research and Justice, a non-profit corporation affiliated with the University of Washington Law School, to provide public defense services to low-income tribal members in tribal courts, provide training to tribal court practitioners and staff, and conduct research focused on the intersection of health disparities and justice system involvement.
Molly M. Cohan, Co-Director – May 2014

- Presented on “Ethics and Practice in Tribal Court Public Defense” and “TLOA and VAWA Compliant Court Systems” – Mid Year Conference, The Affiliated Tribes of Northwest Indians, Kalispell, Idaho.
- Presented at the 26th Annual University of Washington Indian Law Symposium as a panelist on “Legal Ethics of Technology: Social Media.”
- Presented on “A Brief History of the Relationship of Racial Disparity in Fact and Law in Capital Punishment in Washington State” at the University of Washington Law School.
- Participated as Bureau of Indian Affairs and Department of Justice trainer in two Tribal Court Advocacy Trainings in Albuquerque, New Mexico and Reno, Nevada.
- Taught related sessions on “Criminal Law” and “Pluralistic Court Systems” in the Summer Transnational Institute at the UW Law School.
- With Asian Law Center, co-taught Comparative Law Tutorial in Clinical Law for Afghan and Indonesian Scholars. Tutorial focused on legal education, clinical teaching, and development of international clinical and other training programs to be implemented overseas.
- Planned and led eighth annual weeklong trip to study pluralistic justice systems and alternative dispute resolution procedures of Acoma, Hopi, and Navajo Nations. Attendees Clinic students, one Indonesian Scholar and two Afghan Scholars:
  - Observed court proceedings and met with all players in the Acoma justice system prior to visiting the Acoma Cultural Center and touring the ancient Pueblo.
  - Observed court proceedings and met with Prosecutor, Public Defender, court staff, and Associate Judge and Chief Judge of the Hopi Tribal Court.
  - Met with manager of Navajo Peacemaking Program and Director of the Office of the Navajo Public Defender, and observed proceedings in Navajo District Court in Window Rock, Arizona.
  - Spent a day exploring Canyon de Chelly and learning about the relationship between Navajo history, culture, and law in the company of a traditional Canyon resident.

Brenda Williams, Co-Director – May 2014

- Presented at the 26th Annual University of Washington Indian Law Symposium, as a panelist on “Legal Ethics and Technology: Social Media.”
- Presented at the 25th Annual WSBA Indian Law Seminar, as a panelist on the “New Violence Against Women Act (VAWA) Indian Provisions.”
- Successfully litigated the issue that specific notice is an element of tribal due process in the context of the Tribal Law and Order Act (TLOA) prosecutions in Tulalip Tribal Court.
- Litigated complex jurisdictional issues related to TLOA and the implementation of the Violence Against Women Act of 2013.
- Supervised the preparation of 4 jury trials, spending a significant amount of time editing draft opening and closing arguments, cross examination, and many hours in pre-trial motions.
- Supervised one student team in a substantive motion/oral argument. The student team worked for nearly two months to prepare the motion and argument.
- Supervised several major crime cases assigned to student teams, where the federal government had concurrent jurisdiction.
- Represented one tribal member pro bono in the Tulalip Tribal Court Youth in Need of Care proceedings. The allegations included negligent homicide, and required briefing, meeting with the client in the Federal Detention Center, and attending court hearings on behalf of the client.
- Researched the history of tribal habeas corpus proceedings following the implementation of the Indian Civil Rights Act of 1968, as amended in 2010 by the Law and Order Act, and the Violence Against Women Act in 2013. The working title for this draft paper is “Indian Writs of Habeas Corpus: Strengthening Tribal Courts through Tribal Habeas Procedures.”
- Served on the Dean’s Advisory Committee on Diversity. Developed and moderated 5 separate small group discussions from fall through spring quarter entitled “Race and the Law: Sessions for Students.”
- Served on the UW Law Admissions Committee.
Mary Rodriguez – Staff Attorney
• Presented on the topic of criminal law to fifty Heritage High School Students visiting the Tulalip Tribal Court.
• Returned to Port Gamble S’Klallam as the primary public defender.

Stacey Lara, Staff Attorney
• Developed and presented a five-hour CLE training on representing Youth In Need of Care at Muckleshoot Tribal Court for fifteen pro bono volunteers.
• Developed pro bono representation program to identify and utilize pro bono attorneys for conflict counsel resources for parents at Muckleshoot Tribal Court.
• Served on the Board of Directors for Legal Counsel for Youth and Children.