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2007 LICENSE AND DUES
· The 2007 License and Dues forms have been mailed.
· License and dues fees are due on or before Feb. 1, 2007.
· Members who have not received the form by the end of December should notify the State Bar, (505) 797-6092 or (505) 797-6035.
· For members' convenience, dues may also be paid online through secured e-commerce at www.nmbar.org.
· License and disciplinary fees are mandatory and must be paid to maintain license status.
· Without exception, fees are due regardless of whether members receive a form.
  Late fees may be assessed if payment is not postmarked by Feb. 1, 2007.

Special Insert:
State Bar of New Mexico
Staff Directory

www.nmbar.org
A Message from Virginia R. Dugan

Dear Members of the State Bar of New Mexico:

I recently concluded my term as the 110th president of your State Bar of New Mexico. It has been an honor and a privilege. I am grateful for those who came before me as president and most respectful of those who will follow. It has certainly been the most challenging and rewarding professional opportunity of my career.

I encourage all of us to continue to be active in the State Bar and the profession, and I leave this position knowing that the State Bar is in very capable hands. Your elected Commissioners on the Board of Bar Commissioners and an excellent State Bar staff are eager and well equipped to provide President Dennis E. Jontz and the rest of the officers with a productive and rewarding year.

As all presidents certainly do, I began my year with hopes and ideas for my term. In January 2006, the Board met in a facilitated retreat to set several goals for 2006 and beyond. I am pleased to report that several of the goals we outlined were met, including Casemaker, member outreach, enhanced CLE offerings, financial stability and public service. I’d like to share some of the highlights with you.

Financial Stability: Your State Bar is in excellent financial shape. We are lean and mean when it comes to spending members’ dues and it shows, both in our staffing and the excellent array of programs and services provided to members and the public. For 2007, we have an operating budget of just over $2 million, with approximately $1.4 million coming from dues and the balance from non-dues revenue. Our State Bar Center, having just surpassed its 10th year, has proved to be an excellent investment and member service. Our debt service is currently less than 20 percent of the market value of the building.

Casemaker: The BBC studied Casemaker for about two years and launched Casemaker in July 2006. Casemaker is an online legal research tool offered free to members of the State Bar. The State Bar covers the cost for the benefit, which is about $50,000 per year. As we approach five months of use, Casemaker is proving to be an excellent research product, with plans for additional enhancements. The State Bar staff has been offering Casemaker trainings throughout the state. If you would like to hold training in your area, at your firm or organization, please contact Veronica Cordova at (505) 797-6039 to arrange a time. We are most eager to demonstrate this exciting new benefit.

Member Outreach: The Board of Bar Commissioners met six times in 2006, with four of the meetings outside of Albuquerque. This was done to be more visible and accessible to members. We met in Cloudcroft, Tucumcari, Roswell and Taos and held the other two meetings at the State Bar Center in Albuquerque. The meetings held outside of Albuquerque included receptions and networking with local bar members.

CLE: With an eye toward member service and technology, the Center for Legal Education has been working to develop more online Web-based programs and is working toward pod-casting as a method for meeting the 12 hours of mandatory annual credits required by the Minimum Continuing Legal Education Committee of the Supreme Court.

Public Service: Public service continues to be one of the leading activities conducted by the State Bar. This past year, the Bar Foundation entered into an agreement to administer the Equal Access to Justice Campaign, which is the fundraising effort from the private bar for civil legal services. If you have not heard from Kate Mulqueen, the campaign director, you will soon. The foundation also houses the newly created position of the Access to Justice Statewide coordinator, Rosalie Fragoso, who is working to implement the work of the Supreme Court Access to Justice Commission. There are numerous public service opportunities available to you. I encourage you to take the time to learn all that is available to you by calling the State Bar or visiting www.nmbar.org. You will be amazed at the sheer volume of offerings we have.

In closing, I want to express my sincere appreciation for the kind words and notes I have received from so many of you on the recent passing of my husband, Dan Dugan. He was my life partner and best friend. I miss him terribly and am very grateful for the support and encouragement I have received.

Sincerely,

Virginia R. Dugan, Past President
State Bar of New Mexico
Courses Open to Lawyers for CLE Credit Spring 2007!

Mexican Criminal Law, Professors William MacPherson and Tim Cornish. Tuesday and Thursday, 6:00–7:15pm (January 11 to April 24, 2007). 35 General CLE credits.

The course is designed to assist the practitioner or future lawyer to be prepared to advise a client as to the basic nature of Mexican criminal procedure and the justice system, and to assist in the preparation of a defense, evaluate the advice and strategy of local Mexican counsel, assist clients in avoiding potential pitfalls when doing business in or living in Mexico, assist in selection of counsel and provide general advice in Mexican criminal matters.

For prosecutors the course offers an overview of institutional settings, who is who in the Mexican criminal justice system, how to secure cooperation in investigations and the basics of foreign prosecutions as versus extradition. We will also consider the available options in securing the return of U.S. Citizens charged with a crime, prisoner exchange and the like.

The following areas will be the principal focus of the course: Historical development of the two criminal systems and the major historical differences. Definitions of criminal conduct in Mexico and the USA. Concepts of guilt and innocence in Mexico with a comparison to the USA concept. Defenses in criminal prosecution in Mexico. Theories of punishment and sentencing in Mexico with a comparison to USA sentencing. An examination of the criminal process in Mexico with a comparison to the USA criminal process. The future impact of oral trials in Mexico. Extradition and the return of USA citizens accused of crimes. Article Four prosecutions in Mexico. The International Criminal Court.

To register, lawyers may contact Gloria Gomez: (505) 277-5265, gomez@law.unm.edu Members of the UNM Clinical Law Program, Access to Justice Network may take the course for the $5.00 per credit. Members may attend NOT FOR CLE and pay $5.00 per session. For information about the Access to Justice Network visit http://lawschool.unm.edu/clinic/resources/access/index.php or call Associate Dean Antoinette Sedillo Lopez: (505) 277-5265.

Non-members may take the course for $30.00 per CLE credit. Non-members may take the course NOT FOR CLE and pay $10.00 per session or $100.00 per unlimited sessions.

Fees are paid in advance and are not refundable.
**JANUARY 30TH VIDEO REPLAYS - STATE BAR CENTER**

**Pro Se Can You See**  
January 30 • 8 – 10 a.m.  
State Bar Center  
1.0 Ethics & 1.0 Professionalism CLE Credits  
$79

**Diversity: Why Bother?**  
January 30 • 10:30 a.m. – 12:30 p.m.  
State Bar Center  
1.0 Ethics & 1.0 Professionalism CLE Credits  
$79

**Negotiation Ethics: Winning Without Selling Your Soul with Marty Latz**  
January 30 • 1 – 4 p.m.  
State Bar Center  
3.0 Ethics CLE Credits  
$130

**2006 Employment and Labor Law Institute**  
January 30 • 9 a.m. – 3:30 p.m.  
State Bar Center  
6.0 General CLE Credits  
$189

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**FOUR WAYS TO REGISTER**

**PHONE:** (505) 797-6020, Monday - Friday, 9 a.m. - 4 p.m.  
**FAX:** (505) 797-6071, Open 24 hours  
**INTERNET:** www.nmbar.org, click CLE, then area of interest  
**MAIL:** CLE, PO Box 92860, Albuquerque, NM 87199

Name ___________________________________________  
NM Bar # _________________________________

Street _____________________________________________________ City/State/Zip __________________________________________

Phone ________________________________ Fax  ________________________________ E-mail __________________________________

Program Title ___________________________________________  
Program Date ___________________________________________

Program Location ___________________________________________  
Program Cost ___________________________________________

☐ Purchase Order (Must be attached to be registered)  
☐ Check enclosed $ ____________  
Make check payable to: CLE

☐ VISA  ☐ MC  ☐ American Express  ☐ Discover  
Credit Card # ________________________________ Exp. Date ______________

Authorized Signature _____________________________________________________________
Contributions and announcements to the Bar Bulletin are welcome but the right is reserved to select material to be published. Unless otherwise specified, publication of any announcement or statement is not deemed to be an endorsement by the State Bar of New Mexico of the views expressed therein, nor shall publication of any advertisement be considered an endorsement by the State Bar of the product or service involved. Editorial policy is available upon request.

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(Account) 797-6058; E-mail: ads@nmbar.org
Pressman – Brian Sanchez
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**• Professionalism Tip •**

With respect to other judges:
I will endeavor to work with other judges to foster a spirit of cooperation and collegiality.

**Meetings**

**January**

16 Solo and Small Firm Practitioners Section Board of Directors, 11:30 a.m., Section meeting at noon

17 Committee on Women and the Legal Profession, noon, Lewis and Roca, Jontz, Dawe LLP

18 Health Law Section Board of Directors, noon, State Bar Center

19 Family Law Section Board of Directors, 9 a.m., via teleconference

19 Indian Law Section Board of Directors, 9 a.m., State Bar Center

19 Trial Practice Section Board of Directors, noon, State Bar Center

20 Young Lawyers Division Board of Directors, 10 a.m., State Bar Center

**State Bar Workshops**

**January**

24 Consumer Debt/Bankruptcy Workshop
6:00 p.m., State Bar Center

25 Consumer Debt/Bankruptcy Workshop
5:30 p.m., Branigan Library, Las Cruces

**February**

22 Consumer Debt/Bankruptcy Workshop
5:30 p.m., Branigan Library, Las Cruces

28 Consumer Debt/Bankruptcy Workshop
6:00 p.m., State Bar Center

**March**

22 Consumer Debt/Bankruptcy Workshop
5:30 p.m., Branigan Library, Las Cruces

28 Consumer Debt/Bankruptcy Workshop
6:00 p.m., State Bar Center

For more information, call Marilyn Kelley, (505) 797-6048 or (800) 876-6227, or visit www.nmbar.org.

**Cover Artist:** Michael Ligon Dickson was born in the Texas Panhandle and received his degree in architecture at Texas Tech University. He is senior principal and director of design at SMPC Architects in Albuquerque. As an artist, he has exhibited his paintings in numerous galleries in both Texas and New Mexico. His work is currently showing at Weems Galleries in Albuquerque.
First Judicial District Court

Destruction of Exhibits
Pursuant to the Supreme Court ordered Judicial Records Retention and Disposition Schedules, the 1st Judicial District Court will destroy exhibits filed with the Court, in criminal, civil, children's court, domestic, incompetency/mental health, adoption and probate cases for years 1975 to 1989, includ ed but not limited to cases that have been consolidated. Cases on appeal are excluded. Counsel for parties are advised that exhibits can be retrieved through Jan. 26. Attorneys who may have cases with exhibits may verify exhibit information with the Special Services Division, (505) 827-4687, from 8 a.m. to 5 p.m., Monday through Friday. Plaintiff exhibits will be released to counsel of record for the plaintiff(s), and defendant(s) exhibits will be released to counsel of record for the defendant(s) by Order of the Court. All exhibits will be released in their entirety. Exhibits not claimed by the allotted time will be considered abandoned and will be destroyed by Order of the Court.

Fifth Judicial District Court

Court Nominee
The District Court Judicial Nominating Commission convened Jan. 8 in Carlsbad and completed its evaluation of the five applicants for the vacancy on the 5th Judicial District Court. The commission recommends the following applicant to Governor Bill Richardson:

James Richard Brown

U.S. District Court for the District of New Mexico

Replacement of the Initial Pretrial Report (IPTR)
At U.S. District Court, the Initial Pretrial Report in all civil cases is being replaced by a Joint Status Report and Provisional Discovery Plan (JSR). The Court will soon be ordering JSRs, rather than Initial Pretrial Reports, in all civil cases. For more information, including the JSR form, visit the Court’s Web site at www.nmcourt.gov.

STATE BAR NEWS

Attorney Support Group
The next Attorney Support Group meeting will be held at 5:30 p.m., Feb. 5, at the First United Methodist Church at Fourth and Lead SW, Albuquerque. The group meets regularly on the first Monday of the month. For more information, contact Bill Stratvert, (505) 242-6845.

Attorney Volunteers Needed

Resumé Party
The State Bar, Older Wiser Law Students (OWLS) and the UNM Student Bar Association invite experienced attorneys to network informally with students and provide resumé-building tips. Volunteers will meet with students on a one-to-one basis and may critique more than one resumé.
Participants will learn CLE to be pre-
general credit. The training is approved for 1.0 CLE

Training in Silver City

The State Bar of New Mexico will cele-
brate its 121st birthday at 4:30 p.m., Jan.
18, in the lobby of the State Bar Center.
The State Bar will be honoring the oldest
and youngest active members, as well as
the longest practicing male and female
lawyers.

The oldest practicing member is Thomas
P. Foy, Sr., 92, in private practice in Bayard,
N.M. Foy started practice when he was
first admitted to the State Bar in 1946.
His daughter, Sue Jollsten, is an attorney
in Albuquerque; his daughter, Celia Foy
Castillo, is a N.M. Court of Appeals judge
in Santa Fe; and his son Jim is in practice
in Silver City.

The youngest practicing attorney is
Amber Lee Cred, newly admitted to the
State Bar and on the staff of the Rodey
firm. She is the first in her family to practice
law but worked for Beall & Biehler for six
summers.

The longest practicing lawyer is Lynell
G. Skarda of Clovis, who began his law career
in 1941. Lynn Allan, the longest practicing
female, began practice in 1964.

Supreme Court justices, chief judges,
State Bar commissioners and the dean of the
UNM School of Law have been invited. All
members of the legal profession and their
guests are also invited to this celebration.
R.S.V.P. to (505) 797-6000.

Birthday Celebration

The State Bar of New Mexico will cele-
brate its 121st birthday at 4:30 p.m., Jan.
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guests are also invited to this celebration.
R.S.V.P. to (505) 797-6000.

Paralegal Division

Annual Meeting

Make plans now to attend the Parale-
gal Division’s Annual Meeting at 11:30
a.m., Jan. 20, at the State Bar Center in
Albuquerque. The meeting will be held in
conjunction with a CLE co-sponsored by
the State Bar and the Paralegal Division.
R.S.V.P. to Tricia Bain, (505) 988-5922 ext.
101, toll free (800) 950-5922 ext. 101 or
tricia.bain@tpl.org.

Watch for more information regarding the
Road and Access Law CLE to be pre-
pared after the annual meeting from 1:30
to 4:45 p.m.

Following the CLE, there will be a New
Year’s Celebration at Garðuno’s at Winrock
Mall (2100 Louisiana Blvd NE) including
appetizers provided by the division, no-host
bar and mingling from 5:30–6:30 p.m.,
dinner ($19.00 person, cash or check to
the Paralegal Division) and socializing from
6:30–8:30 p.m.

Free Workshop

Microsoft Office 2007—Changes and
Legal Implications, 5 to 6 p.m., Jan. 25,
State Bar Center: Participants will learn
about Microsoft Office 2007’s new features
and the changes that impact firms, their
users and their clients. Content will touch
on interface changes (also known as the “Office
Ribbon”) collaboration tools, built-in meta-
data control tools, changes to MS Outlook
and integration with MS Exchange server

Technology Committee

Guidelines

2007 Grant Application and
Pro Hac Vice Fund

The State Bar of New Mexico seeks grant
applications from non-profit organizations
that provide civil legal services to poor
New Mexicans within the scope of the state plan
delivery of civil legal services as design-
ated by Rule 24-106 NMRA. Pursuant
to the rule, the State Bar of New Mexico
collects a registration fee of $250 from non-

The workshop is limited to 11 attendees.
Paralegals, attorneys and support staff are
invited to attend. CLE credit will not be
provided.

OTHER BARS

Albuquerque Bar Association

Membership Luncheon

The Albuquerque Bar Association’s
membership luncheon will be held at noon,
Feb. 6, at the Albuquerque Petroleum Club.
Mayor Martin Chavez will present the
luncheon program on the State of the City.

The CLE (3.0 general CLE credits) will be
from 1:30 to 4:30 p.m. Family Law Up-
date will be presented by Gretchen Walther
of the Walther Family PA.

Lunch only: $20 members/$25 non-
members with reservations; $5 additional
at the door. Lunch and CLE: $80 mem-
ers/$105 non-members; $5 additional
at the door. CLE only: $60 members/$90
non-members.

Register for lunch by noon, Feb. 2. Reg-
ister online at www.abqbar.com; by e-mail
at abqbar@abqbar.com; by mail to ABA, 400
Gold SW, Suite 620, Albuquerque, NM
87102; by fax to (505) 842-0287; or call
(505) 842-1151 or (505) 243-2615.

American Bar Association

E. Smythe Gambrell
Professionalism Awards

Nominations are now being accepted
for the 17th Annual E. Smythe Gambrell
Professionalism Awards, recognizing pro-
jects that enhance professionalism among
lawyers. Bar associations, law schools, law
firms and other not-for-profit law-related
organizations are eligible for the awards.

In conjunction with the ABA effort to
better serve solo and small firm practitioners,
the Standing Committee on Professionalism
would like to remind potential applicants
that programs designed to provide guidance
to lawyers with practice management and
skills issues are eligible for Gambrell Awards.
These programs are particularly helpful to
the solo practitioners (and small firm law-
yers) who often find themselves the subject
of complaints to disciplinary agencies, but
who need practice assistance rather than
discipline. Such programs allow lawyers to
address the issues that have caused or may
cause contact with the agencies so that they

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Bar Bulletin
can better serve their clients and avoid the discipline process in the future.

The ABA Standing Committee on Professionalism, a component of the ABA Center for Professional Responsibility, will present up to three awards of $3,500 each during the 2007 ABA Annual Meeting in San Francisco, California. Award criteria include overall quality, replicability, likelihood of continuation, innovation, success, substantive strength in the area of professionalism, scope and other distinguishing features of the applicant programs.

The award is named for E. Smythe Gambrell, who served simultaneously as president of the ABA and the American Bar Foundation from 1955 to 1956. Gambrell founded the Legal Aid Society in Atlanta, where he practiced law from 1922 until his death in 1986.

The deadline for entries is March 30. Entry forms, guidelines and information about previous award recipients are available online at www.abanet.org/cpr/gambrell.html. Questions regarding the awards should be directed to Kathleen Maher (312) 988-5307, e-mail: maherk@staff.abanet.org.

N.M. Defense Lawyers Association
2007 Board of Directors


UNM
School of Medicine Institute for Ethics
ELM Forum

The UNM School of Medicine Institute for Ethics will present an Ethics, Law and Medicine (ELM) Forum on Mental Health Decision Making from noon to 1:30 p.m., Jan. 19, at the Basic Medical Sciences Building Lecture Hall, room 203, which is located on the UNM North Campus near the Hospital.

Presentations and discussion are planned on the topic of the new N.M. Advanced Directives for Mental Health Care Treatment Decisions Act, the proposed “Kendra’s Law” as well as the N.M. Mental Health Code and how it is impacted by the new law and the proposed law/ordinance. This session is the first scheduled for 2007 in a series of monthly meetings on timely topics in Ethics, Law and Medicine. Past attendees have included patients, students (medical, legal, nursing, allied health), residents, faculty and staff, and professionals of lawyers and doctors.

For more information, call Melanie Foster, (505) 272-4635, Barbara Mathis, (505) 837-1900 or e-mail ethics@salud.unm.edu.

Health Care Ethics Program

UNM’s School of Medicine is continuing its interdisciplinary Health Care Ethics Certificate Program. Space is limited and will be filled on a first-come/first-served basis.

The first session focuses on basic ethical, legal and cultural issues in health care and begins Saturday Feb. 3, and will continue Tuesdays from 4:30–6:30 p.m.

The second session, which tackles more advanced topics, will begin Feb. 1, 2007 and be held from 4:30–6:30 p.m. every other Thursday. Tuition is $800 for each module. Call (505) 272-4635 for more information and to register.

This program is open to both professionals (lawyers, doctors, nurses, and social workers) as well as non-professionals and those in the community who are interested in learning more about today’s ethical issues.
Disciplinary Quarterly Report
Reporting Period: October 1, 2006 to December 31, 2006

By Disciplinary Counsel

Final Decisions

Michele Estrada, Albuquerque (Disciplinary No. 10-2004-484): New Mexico Supreme Court ordered the deferral of a one-year suspension in favor of supervised probation on September 28, 2006, for the following conduct: (a) failing to understand what was required by discovery rules and failing to verify the authenticity of a forged prescription, both demonstrating incompetence (Rule 16-101); (b) pursuing a meritorless defense and assisting a client in conduct that misled the court (Rule 16-102(D)) by failing to comply with discovery rules and failing to investigate the legitimacy of a prescription; (c) failing to respond to discovery requests (Rule 16-304); and (d) engaging in the aforementioned conduct which was prejudicial to the administration of justice and adversely reflected on the attorney’s fitness to practice law (Rule 16-804). See In re Estrada, 2006-NMSC-047, 140 N.M. 492, 143 P.3d 731 (2006). As a side note, the Court in the Estrada case reiterated the standards of review set forth in In re Bristol, 2006-NMSC-041, ¶¶ 16-18, 140 N.M. 317, __, 142 P.3d 905, 910 (2006): (a) as to findings of fact, the hearing panel “should defer to the hearing committee on matters of weight and credibility, viewing the evidence in the light most favorable to the hearing committee’s decision and resolving all conflicts and reasonable inferences in favor of the decision reached by the hearing committee,” and (b) as to conclusions of law, the hearing panel “is not bound by the hearing committee’s legal conclusions or recommendations for discipline and reviews such matters independently under a de novo standard of review.”

John D. Phillips (Disciplinary No. 07-2006-511): New Mexico Supreme Court granted petition for reciprocal disbarment and disbarred the attorney on October 3, 2006, for misappropriation of a retainer fee while practicing law in Colorado.

Charges Filed

Ruben Cortez, Lovingston (Disciplinary No. 09-2006-514): Allegations of failure to comply with a court order.

F. Douglas Moeller, Farmington (Disciplinary No. 07-2006-510): Allegations of engaging in conduct intended to disrupt, and which does in fact disrupt, a tribunal and failing to cooperate with an investigation by disciplinary counsel.

Petitions for Reinstatement Filed

Rosemary Traub (Disciplinary No. 10-2006-515): Petition filed on October 4, 2006; New Mexico Supreme Court remanded to Disciplinary Board for further action on October 10, 2006.

Raymond Van Arnam (Disciplinary No. 11-2006-516): Petition filed on October 17, 2006; New Mexico Supreme Court remanded to Disciplinary Board for further action on October 17, 2006.

Informal Admonitions

Total number of attorneys admonished 3

Attorneys were admonished for the following conduct: (1) failing to hold property of a third person separate from the attorney’s own property and failing to keep separate certain property in which both the attorney and a third person claimed interests until said claims were resolved; (2) failing to communicate with a client and charging an unreasonable fee; and (3) failing to correct an error made in a pleading filed on a client’s behalf and failing to communicate and cooperate with client and client’s new attorney regarding the error.

Letters of Caution

Total number of attorneys cautioned 9

Attorneys were cautioned for the following conduct: (1) potentially violating the rule involving a business transaction (loan) with a client and failing to communicate with a client; (2) drinking two beers during lunch with a client during a pending trial; (3) failing to appear at a pre-arbitration conference and at the arbitration itself; (4) failing to timely respond to a request for information from Disciplinary Counsel during an investigation of a disciplinary complaint; (5) expressing contempt toward a client in client correspondence, potentially implicating conflict of interest rules; (6) representing a client in a lawsuit while being a co-plaintiff in the same lawsuit; (7) failing to conduct proper research prior to filing pleadings; (8) failing to thoroughly investigate, or to request a continuance for the purpose of thoroughly investigating, prior to raising issues to the court; and (9) failing to establish a record-keeping system enabling the attorney to accurately determine the status of a client’s account.

### Complaints Received

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Total number of complaints received 101
Fact or Fiction?

Did President Benjamin Harrison Really Try to Fire New Mexico Territorial Judge A. A. Freeman?

By Mark Thompson

It had probably been courthouse scuttlebutt, but in 1948 a former New Mexico Supreme Court librarian gave it credence. He wrote in the January issue of the New Mexico Historical Review that President Harrison was deeply disturbed by the satire in Ellis v. Newbrough and that it “very nearly lost [Justice Freeman] his place on the court.” Forty years later a Doña Ana County historian wrote that because of his “ill-considered levity,” Justice Freeman “stood in some danger of losing his seat on the bench.” Unfortunately, neither scholar pointed us to any authority and so the question may be asked, “Was it true?”

Alfred Alexander Freeman was born in Tennessee on Feb. 7, 1838, and by 1859 had been admitted to the practice of law. He enjoyed a successful political career in Tennessee, elected several times to the state legislature and losing a close race as the Republican candidate for governor in 1872. He served as U.S. consul in Prague, Bohemia, and was appointed an assistant U.S. attorney general in 1877. With the inauguration of Grover Cleveland in 1885, he returned to private practice, staying in Washington. After Congress created a new associate justice position for New Mexico, President Harrison appointed him to the bench in October, 1890.

Justice Freeman was barely on the job when he was assigned the task of writing an opinion reversing a judgment involving the Shalam religious colony in Doña Ana County. A jury had awarded the plaintiff $1,500 in damages on his complaint that the “Faithist First Church of Ææ” had not lived up to its spiritual and theological representations. As shown by the opinions citing the case with approval, it was one of several late 19th Century/early 20th Century actions by disappointed “converts.” Anticipating the law of “church autonomy,” recently (2006) adopted in New Mexico in the employment context, the narrow holding by Justice Freeman, the other justices concurring in the result only, was that the complaint did not set out “a proper cause of action.” Citing no authority and loosely using equitable doctrine (in a case at law for damages), Justice Freeman decided to mock the religion of the parties. It would not be surprising if President Harrison, a lawyer and devout Presbyterian, considered the opinion inappropriate.

What is surprising is that if Justice Freeman “was criticized rather widely” as asserted by one historian, why is there a dearth of such criticism in contemporary, 19th Century, reporting? Another historian undertook a review of the treatment of the Shalam Colony by one newspaper, The Rio Grande Republican, and found no articles on the Supreme Court decision. I reviewed the microfilm of four other newspapers, including the Santa Fe New Mexican, from August 1891 through roughly mid-1892. Not only did I not find any report of President Harrison’s displeasure with Justice Freeman, I found no report on the opinion in Ellis v. Newbrough. The failure to find any contemporary accounts does not, of course, prove that there was no such account, but perhaps it does speak to the lack of notoriety about the opinion and its consequences for Justice Freeman.

Justice Freeman served his full four year term and by May of 1895 was practicing law in Eddy (Carlsbad after 1899) with his son-in-law, James Cameron. Although some historians believed he had first practiced in Socorro, the seat of his judicial district, Freeman chose Eddy County upon arriving in New Mexico, purchasing land from John A. Eddy in 1891. Freeman’s son Hugh, after studying law at Cumberland University in Tennessee, joined the firm in 1900. Louis O. Fullen, who studied law under Freeman while working as editor of the Argus, joined the firm in 1903.

Freeman apparently continued to have the respect of the political and legal community. In 1900, Governor Otero included him on a “blue-ribbon” panel of 12 citizens sent to Washington to lobby against a bill which would have prevented the building of a dam on the Río Grande in New Mexico. In 1904, the lawyers in Roswell lobbied for his appointment to a new associate justice position created by Congress with an express provision that Roswell would be the headquarters of a, not necessarily the new, district. The New Mexico Supreme Court outsmarted them, however, by (1) creating the 6th District elsewhere, (2) taking Socorro County out of the 5th District and (3) establishing Judge Pope’s 5th District headquarters in Roswell.

In 1904 the law firm and the family suffered the tragic loss of Hugh Freeman as a result of an accident on his farm. In September 1907, Louis Fullen was appointed district attorney, and, although the D.A. was only a part time position in 1907, the firm dissolved at the end of the year and the practice passed to D. G. Grantham and J. M. Dye. A.A. Freeman and J.O. Cameron withdrew from the New Mexico Bar in early 1908 and the families moved to British Columbia to start a new life in the lumber industry.

Skepticism about the extent of President Harrison’s reaction to Ellis v. Newbrough may also be grounded in one’s view of law and politics. Congress, in creating the Territory of New Mexico, made a clear distinction regarding the president’s power to appoint persons to the executive and judicial branches of territorial government. Executive officers served for four years “unless sooner removed by the president,” whereas supreme court justices were appointed for four year terms, period. Of course, he could always “demand” a resignation, but Benjamin Harrison in late 1891 and the first ten months of 1892 was in a battle for his political life, in the end losing his rematch with Grover Cleveland. Did he really have the time or the inclination to play a “heavy hand” in a controversy over a minor indiscretion of an associate justice in the Territory of New Mexico?

continued on next page
continued from previous page

About the Author:
Mark Thompson, a former member of the New Mexico Bar, is an occasional contributor of history articles to the Bar Bulletin.

Endnotes
2 6 N.M. 191, 27 Pac. 490 (1891)
4 “Judge A.A. Freeman,” The Eddy Argus, February 14, 1891. See also, A.A. Freeman household, 1860 U.S. census, Haywood County, Tennessee, population schedule, District 5 township, Wellwood post office, page 430, dwelling 560, family 517; National Archives micropublication M653, roll 1254.
5 “Judge Freeman,” The Eddy Argus, November 1, 1890.
6 In addition to Priestley, note 3 supra, see K. D. Stoes, “The Land of Shalam,” 33 N.M. Hist. Rev. 1 & 103 (Jan. & April, 1958).
7 Celnik v. Congregation B’Nai Israel, 139 N.M. 252, 131 P.3d 102 (Ct. App. 2006).
11 “Eddy County Deeds,” Pecos Trails, Vol. VII, p. 32 (1987). I have not examined the document but this may have been the property on Peach Lane in La Huerta, now a part of the north side of Carlsbad, where the Freemans made their home. See also, Alfred A. Freeman household, 1900 U.S. census, Eddy County, New Mexico, population schedule, town of Eddy (Carlsbad), enumeration district [ED] 49, supervisor’s district [SD] 110, sheet 13A, dwelling 240, family 303; National Archives micropublication T623, roll 1000. See generally, “Pecos Valley Pioneers,” (Judge Alfred A. Freeman), Pecos Trails, Vol. II, p. 37 (1982).
12 “Conquering Death Summons Hugh Freeman,” The Carlsbad Argus, May 6, 1904.
13 “District Attorney Fullen; A Short Sketch of the Man Who Has Worked His Own Way From a Position of Obscurity to One of Prominence,” The Carlsbad Argus, September 13, 1907.
14 Gov. Otero appointments, May 16, 1900, Territorial Archives Microfilm ed. (1974), Roll 147. See also, Miguel Antonio Otero, My Nine Years as Governor of the Territory of New Mexico, 1897-1906 (U. of N.M. Press, Albuquerque: 1940), 28-34.
16 See note 12, supra. The Freeman’s elder son also suffered a tragic death. “By His Own Hand. Elmore Freeman, While Ill, Shoots Himself With Fatal Results,” The Carlsbad Argus, October 9, 1903. The fact that both Hugh and Elmore were buried from Grace Episcopal Church, and Beatrice was married there, may, or may not, tell us something about Judge Freeman’s personal religious interest.
18 See March 1908 listing of members, 13 N.M. p. vi (1908).
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## Writs of Certiorari

**As Updated by the Clerk of the New Mexico Supreme Court**

Kathleen Jo Gibson, Chief Clerk New Mexico Supreme Court  
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**Effective January 15, 2007**

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### Certiorari Granted but Not Yet Submitted to the Court:

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- **Certiorari Granted but not yet Submitted to the Court:** (Parties preparing briefs)
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**Certiorari Granted and Submitted to the Court**

(Submission = date of oral argument or briefs-only submission)

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**Certiorari Denied**

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**OPINIONS**

**AS UPDATED BY THE CLERK OF THE NEW MEXICO COURT OF APPEALS**  
Gina M. Maestas, Chief Clerk New Mexico Court of Appeals  
PO Box 2008 • Santa Fé, NM 87504-2008 • (505) 827-4925  
**EFFECTIVE JANUARY 5, 2007**

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Slip Opinions for Published Opinions may be read on the Court’s Web site:  
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From the New Mexico Supreme Court

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Ana Andzic-Tomlinson
University of NM
MSC05-3310
1 University of NM
Albuquerque, NM 87131-0001
(505) 277-3456
(505) 277-3462 (telecopier)
aandzictomlinson@salud.unm.edu

Frank A. Baca, Jr.
N.M. Gaming Control Board
4900 Alameda Blvd., NE
Albuquerque, NM 87113-1736
(505) 841-9715
(505) 841-9732 (telecopier)
franka.baca@state.nm.us

Catherine Ava Begaye
Office of the Public Defender
505 Central Ave., NW
Albuquerque, NM 87102
(505) 841-5100
(505) 841-5006 (telecopier)
catherine.begaye@state.nm.us

Daniel A. Bryant
Daniel A. Bryant, P.A.
PO Box 2300
Ruidoso, NM 88355-2300
(505) 258-2202
(505) 258-2206 (telecopier)
dan@bryantlaw.org

Frank N. Chavez
Rosner & Chavez, L.L.C.
619 North Alameda (88005)
PO Box 241
Las Cruces, NM 88004-0241
(505) 524-4399
(505) 525-9230 (telecopier)
fnc@roslaw.com

Craig J. Dorsay
Law Offices of Craig J. Dorsay
1 SW Columbia, Ste. 440
Portland, OR 97258
(503) 790-9060
(503) 790-9068 (telecopier)
craig@dorsayindianlaw.com

Susan K. Driver
Law Offices of Craig J. Dorsay
1 SW Columbia, Ste. 440
Portland, OR 97258
(503) 790-9060
(503) 790-9068 (telecopier)
suzy@dorsayindianlaw.com

Erica Ellis
N.M. Children, Youth & Families Dept.
732 E. Michigan
Hobs, NM 88240
(505) 397-3450
(505) 393-4238 (telecopier)
Erica.Ellis@state.nm.us

Ryan Flynn
6953 E. Osborn Rd., Unit D
Scottsdale, AZ 85251
Ryan_Flynn@azd.uscourts.gov

Donna J. Griffin
N.M. Department of Labor
401 Broadway, NE
PO Box 1928
Albuquerque, NM 87103-1928
(505) 841-8676
(505) 841-8633 (telecopier)
donna.griffin@state.nm.us

Barbara Anne Kazen
4 Laguna Lane
Santa Fe, NM 87508
(505) 470-6144
bkazen@comcast.net

Nicholas Lemon
Kennedy, III
N.M. Children, Youth & Families Dept.
221 W. Llano Estacado Blvd.
Clovis, NM 88101
(505) 763-0014
(505) 763-5211 (telecopier)

Candice Lee
formerly known as Candice Lee Hoellrich
Sommer, Udall, Hardwick, Ahern & Hyatt, L.L.P.
200 West Marcy St., Ste. 129
(87501)
PO Box 1984
Santa Fe, NM 87504-1984
(505) 982-4676
(505) 988-7029 (telecopier)
candicel@solmawfirm.com

Anthony Wade Long
Office of the District Attorney
520 Lomas Blvd., NW
Albuquerque, NM 87102
(505) 841-7046
(505) 841-7076 (telecopier)
along@da2nd.state.nm.us

Rodolfo Mata
Rodolfo Mata, P.C.
1112 Montana Ave.
El Paso, TX 79902
(915) 613-0780
(915) 351-4494 (telecopier)
rmata@rmatapc.com

Laurie Duncan Medley
Apollo Management, L.P.
9 W. 57th Street
New York, NY 10019
(212) 515-3484
(212) 515-3251 (telecopier)
lmedley@apollolp.com

William James Morgan
PO Box 51475
Albuquerque, NM 87181-1475
(505) 710-4992
williamjamesmorgan@gmail.com

Robert Retherford
120 East Chaco St.
Aztec, NM 87410
(505) 334-5750
(505) 334-5752 (telecopier)
rthfrfd@hotmail.com

Lisa M. Richard
5800 Menaual Blvd., NE,
Ste. B-335
Albuquerque, NM 87112
(505) 242-4500
(505) 296-3289 (telecopier)
lnrrnjd@swcp.com

Samuel I. Roybal
PO Box 386
Albuquerque, NM 87103-0386
(505) 250-3589
samroybal@aol.com

Dorothy C. Sanchez
1019 Second St., NW
Albuquerque, NM 87102
(505) 242-2572
(505) 244-0532 (telecopier)

Lisa Y. Schatz-Vance
12120 Phoenix, NE
Albuquerque, NM 87112
(505) 264-3938
lyschatz@yahoo.com

Michael C. Smith
3 Enebro Way
Santa Fe, NM 87508
(505) 466-2172
mcsmithlaw@yahoo.com

Karen L. Solomon
c/o Melvyn Baron
Maney & Gordon, P.A.
1717 Louisiana Blvd., NE,
Ste. 116
Albuquerque, NM 87110
(505) 266-8739
(505) 265-3396 (telecopier)
k.solomon@manegordon.com

Darren Blaine Tallman
Guebert, Bruckner & Bootes, P.C.
6723 Academy Rd., NE
PO Box 93880
Albuquerque, NM 87109-3880
(505) 823-2300
(505) 823-9600 (telecopier)
darrentallman@hotmai.com

Christina A. Tatum
Office of the District Attorney
417 Gidding, Ste. 200
Clovis, NM 88101
(505) 769-2246
(505) 769-3198 (telecopier)
cataturn@da.state.nm.us


2007 New Mexico Supreme Court
1060 SW Santa Fe Drive, Suite 300
Albuquerque, NM 87102-3118
Telephone: (505) 242-4500
Fax: (505) 242-2572
www.nmsupremecourts.org
Clerk’s Certificates

Alan Wagman
N.M. Children, Youth & Families Dept.
PO Box 1467
Silver City, NM 88062-1467
(505) 538-2945
(505) 388-5498 (telecopier)
alan.wagman@state.nm.us

Victoria Lynn Williams
Williams Law Firm
201 Third St., NW, Ste. 1650-C
Albuquerque, NM 87102
(505) 243-1621
(505) 242-2361 (telecopier)
vlwlaw@juno.com

Clerk’s Certificate
of Name, address,
and/or telephone
Changes for agencies

The following attorneys and agency can be found at the address below:

Office of the District Attorney
417 Gidding, Ste. 200
Clovis, NM 88101
(505) 769-2246
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Fred Travis Van Soelen
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(520) 623-5186

Mary E. McDonald
PO Box 29927
Santa Fe, NM 87592-9927

Leonard L. Pickering
2111 54th St.
Lubbock, TX 79412

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c/o ConocoPhillips Singapore
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Houston, TX 77210-4569

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Tulsa, OK 74136-8221
(918) 492-3306

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Salt Lake City, UT 84108-2946
(801) 466-6267

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Woodland Park, CO 80863
(719) 686-0870

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Austin, TX 78701-1801
(512) 476-9103 Ext. 214

Jeremy Lavene
Office of the Lancaster County Attorney
575 South 10th Street
Lincoln, NE 68508

Bruce Lowenhardt
2262 Los Misioneros
Las Cruces, NM 88011-7007
(505) 524-3006

John F. Mares
170 Buck Rd.
Lansing, NY 14882
(607) 533-7793

Kara C. Martin
18th Judicial District Court
4000 Justice Way, Ste. 2009
Castle Rock, CO 80109

Patsy D. Reinard
500 Harold Dr.
Socorro, NM 87801

John A. Stanley
1271 Town Center Dr.
Las Vegas, NV 89144

John H. Tull, Jr.
9 Cayuse Pl.
Santa Fe, NM 87508

Thad H. Turk
4804 College Heights Dr., NW
Albuquerque, NM 87120

Peter C. Vitale
105 W. Adams, Ste. 1925
Chicago, IL 60603

Dana Erica Wallack
Sacramento Child Advocates, Inc.
3050 Fite Circle, Ste. 100
Sacramento, CA 95827

Jennifer L. Weed
190 N, Independence Mall West, Ste. 500
Sixth and Race Street
Philadelphia, PA 19106

Robert J. Werner
204 Delgado St.
Santa Fe, NM 87501-2728
(505) 982-0778

Bar Bulletin - January 15, 2007 - Volume 46, No. 3  19
The Executive Office is responsible for all administrative responsibilities related to management, policies and mission of the State Bar, New Mexico State Bar Foundation, in addition to administrative responsibilities related to the Board of Bar Commissioners, the Client Protection Commission, and the Commission on Professionalism.

Joe Conte
Executive Director
Joe Conte became executive director of the State Bar of New Mexico and New Mexico Bar Foundation in July 2003. He has overall responsibility for the day-to-day operations of the two organizations, including administration, membership and communications, public and legal services and the Center for Legal Education. Joe is responsible to and reports to the 22-member Board of Bar Commissioners.

Kris Becker
Assistant Director
Board and Meeting Administration
Kris Becker handles the administration for the Board of Bar Commissioners and Commission on Professionalism. She works with and serves on several committees of the Board and updates and maintains the State Bar bylaws and policies. Kris also coordinates the State Bar’s annual meeting, the annual service awards, the Leadership Training Institute and other special events.

Madonna Vandeventer
Director of Administration
As the director of Administration Madonna Vandeventer manages the dues collection process, changes in membership status, fee waiver requests, data input for new members, and human resources and benefits for the State Bar staff. She supervises the accounting staff, systems staff, print shop production staff, the facility operations manager and the receptionist. Madonna assists the auditors with the preparation of the budget and the financial audits and works directly with the Finance Committee on the financial well being of the State Bar.

Veronica Cordova
Assistant Director of Administration
Veronica Cordova designs, develops and troubleshoots the State Bar Web site. She schedules all printing and mailing services and oversees computer systems with staff that conduct data entry, generate reports, troubleshoot, etc. Veronica designs and distributes ENews. As the project manager for Casemaker, she conducts training and provides technical support.
Chris Baum  
**Systems Manager**

Chris Baum maintains on-site computers, software and databases. He performs systems analysis and provides database information to outside entities and data extracts to meet their exact mailing, e-mailing and directory needs. He studies the equipment and software available to operate the State Bar infrastructure for document preparation, accounting, electrical communications, Web casting, membership information, wireless access and training. Chris is a member of the Technology Committee, which sponsors training on how to make technology work well in the office, how to deal with electronic forms of evidence or potential evidence, and how to use technology in the courtroom.

Gwenn Bolling  
**Accounting Manager**

Gwenn Bolling generates monthly financial statements for the State Bar (client protection, pro hac vice, committees, sections, divisions and internal departments), the Bar Foundation (general, Center for Legal Education, State Bar Center, Public Legal Services Department, and Access to Justice), the Disciplinary Board, the Minimum Continuing Legal Education Board, the Specialization Board and the Paralegal Division. She also processes payroll, daily deposits, payables and receivables for all entities listed above.

Jeanette Gutierrez  
**Director of First Impressions**

As the receptionist at the State Bar, Jeanette Gutierrez answers the phones, directs calls and assists people who come into the Bar Center. She produces and mails duplicate and new admittee State Bar cards and assists with walk-in orders for the Bench & Bar Directory. She logs incoming checks into the deposits logs and logs all out-going checks for tracking. She inputs Timeslips for administration directors and completes special assignments as requested.

Chris Knowles  
**Mail Handler**

Chris Knowles handles all incoming and outgoing daily mail. He performs the addressing and mailing of the *Bar Bulletin* and other mailings and monitors the paper supply levels in the building. He performs address changes in the SBNM membership database, helps out with some of the systems work when needed and assists with various tasks that need to be performed at the State Bar Center.

Richard Montoya  
**Print Shop Assistant**

Richard Montoya retired from the State Bar in 1998 after 17 years of service. He continues to work in a part-time capacity one day a week to assist in the production of the weekly *Bar Bulletin*, helping in the print shop with the collating/binding of the Bulletin.

Tonya Noonan Herring, Esq.  
**Client Attorney Assistance Program (CAAP) Manager and Client Protection Administrator**

Tonya Herring manages the Client Attorney Assistance Program, which assists clients and their attorneys in resolving complaints, such as communication issues and fee disputes, before they become a serious barrier to an effective attorney-client relationship or a potential disciplinary problem. Also under the CAAP umbrella are the Fee Arbitration Program, the Peer Assistance Program and complaints relating to the unauthorized practice of law. Tonya is also the administrator for the newly formed Client Protection Fund Commission, which reimburses clients for losses caused by the dishonest conduct of N.M. lawyers.
J.R. Ross  
**Facility Manager**  
J.R. Ross works with approved contractors to preserve the structural integrity and coordinate upgrades for the Bar Center. He is responsible for booking all room rentals with State Bar members and outside vendors. He processes daily cost sheets associated with room rentals and all invoices for facility expenses and utilities.

Brian Sanchez  
**Pressman**  
Brian Sanchez has worked at the State Bar as a pressman for 10 years. He prints all in-house State Bar publications, including the *Bar Bulletin*, CLE inserts, handbooks and pamphlets, and newsletters/information from State Bar divisions, sections and committees, as well as from other entities like the Hispanic Bar Association and the New Mexico Criminal Defense Lawyers Association.

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**Center for Legal Education/Professional Development**

The Center for Legal Education (CLE) is a non-profit, self-supporting entity, operated as an entrepreneurial enterprise to successfully compete in the CLE marketplace.

Rob Koonce  
**Director, Center for Legal Education and Professional Development**  
Rob Koonce is responsible for operations management, marketing/advertising, strategic planning and budgeting for the department. He also coordinates all CLE programming activities, to include live seminars, Webcasts, teleseminars, satellite broadcasts, annual institutes and conferences as well as archived self-study formats.

Mary I. Patrick  
**Program Coordinator**  
Mary Patrick coordinates seminars, providing written materials and ensuring that all audio/visual equipment is ready for presentation. She files credits with Minimum Continuing Legal Education, maintains CLE’s Web site, registers attendees and can be contacted for all general questions regarding the Center for Legal Education.

Laura Ferguson  
**Program Assistant**  
Laura assists in the set up of seminars and video replays. She mails self-study orders, registers attendees, sells publications and can be contacted for general questions regarding the Center for Legal Education.
Membership and Communications

Services provided by the Membership and Communications Department include assistance to sections, committees, and divisions; writing, editing and design of State Bar publications; administration of Alliance Program agreements for discounts on products and services provided by third party vendors; and management of State Bar membership programs.

Christine Morganti
Director of Membership and Communications

In addition to overseeing the department staff and budget, Christine Morganti provides advice and assistance to State Bar section, committee, division and law student members, offering guidance on State Bar policies and bylaws and the utilization of State Bar resources to accomplish their goals. She also facilitates communication among members. Chris is responsible for oversight and marketing of in-house programs such as the Bill Kitts Mentor Program and the Alliance Program. She works with staff to finalize the Bar Bulletin and the Bench & Bar Directory.

Tony Horvat
Membership Coordinator

Tony Horvat serves the State Bar membership and public by providing information and acting as chief administrator for sections, committees and divisions of the State Bar. He maintains the Web site and database for these groups; coordinates their meetings, elections and appointments; disseminates financial statements; processes reimbursements; updates bylaws; maintains physical files; and transmits non-CLE based communications via e-blast. Tony also is the point of contact for the State Bar Lending Library, the Law Student Membership Program, the Bill Kitts Mentor Program, and the State Bar Alliance Program.

Julie Schwartz
Graphic Design Specialist

Julie Schwartz has worked at the State Bar for two and a half years. She contributes to the layout of the Bar Bulletin and the Bench and Bar Directory. She designs advertisements, newsletters, brochures and flyers, among other things, for the State Bar and other law-related entities.

Dorma Seago
Editor

Dorma Seago edits the weekly Bar Bulletin, the quarterly New Mexico Lawyer and the annual Bench and Bar Directory. She receives material from numerous internal and external sources and prepares the submissions for publication. She works directly with the Compilation Commission and the N.M. Supreme Court to obtain court documents for publication. She writes, edits, conducts interviews and takes photographs. Dorma provides staff support to the Board of Editors, the Public Legal Education Committee and the Historical Committee.

Marcia C. Ulibarri
Account Executive

Marcia Ulibarri is the first point of contact to discuss advertising and marketing in the Bar Bulletin (including inserts), the New Mexico Lawyer, the Bench & Bar Directory and the SBNM Web site (Attorney/Firm pages, Products and Services Directory and banner ads). She answers inquiries regarding space availability, costs, design, ad copy submission, status of ad placements and billing questions regarding ads placed in any of the above-mentioned products.
The Public and Legal Services Department (PLSD) of the State Bar of New Mexico and the New Mexico State Bar Foundation provides programs, activities and opportunities for both members of the bar and the public. The department works to further the mission of the State Bar in the areas of access to justice and public service, promoting respect of the law and the legal system and assisting members with their professional obligations under the Rules of Professional Conduct and the Creed of Professionalism. There are five main components that make up the department:

- Access to Justice / Pro Bono Project
- Bridge to Justice Legal Assistance Programs
- Equal Access to Justice Campaign (EAJ)
- Lawyer Referral for the Elderly Program (LREP)
- PLSD Support Services and Centralized Intake

Richard B. Spinello, Esq.
Director of Public and Legal Services and State Bar General Counsel

Richard Spinello has overall management responsibility for the Public and Legal Services Department and the legal service programs of the State Bar of New Mexico and New Mexico State Bar Foundation. These programs include the Access to Justice Pro Bono Project, Bridge to Justice Legal Assistance Programs, Equal Access to Justice Campaign, Lawyer Referral for the Elderly Program and PLSD support services and centralized intake.

Mary Ann Baker-Randall, Esq.
LREP Managing Staff Attorney

Mary Ann Baker-Randall is the overall manager of the Lawyer Referral for the Elderly Program (LREP). She speaks with clients on the legal helpline for N.M. residents age 55 or older, schedules and conducts workshops and meets with clients for free 30-minute consultations at senior centers statewide, schedules and presents at other conferences relevant to senior citizens, prepares grant compliance reports and participates in seeking program funding, updates topic-specific legal information brochures and coordinates with other legal and social service providers.

Chris Joseph
Assistant Director Public and Legal Services

Chris Joseph is the assistant director of the Public and Legal Services Department (PLSD), overseeing the Bridge to Justice Legal Assistance Programs, which include the intake for the department, helpline/brief services, 30-minute referral consultations, provider referrals, Consumer Debt/Bankruptcy Workshops, education projects and the call-ins (KOB/Lawline 4 and YLD). Chris also provides assistance to the PLSD director in developing and implementing law-related education programs, clinics, workshops, call-ins and other activities which provide legal assistance, advice and information to the public.

Lizeth Cera-Cruz
Lawyer Referral for the Elderly Program Administrative Assistant

Lizeth Cera-Cruz coordinates statewide attorney referrals, helps organize workshops and provides administrative support for the Lawyer Referral for the Elderly Program. Lizeth organizes the Young Lawyers Division call-in and immigration workshops/call-in. She translates for Spanish-speaking callers and provides backup support for intake staff.
Harold Daum
LREP Volunteer
Harold Daum started as an LREP volunteer more than 18 years ago. He donates many hours each week to LREP where he assists with quality control and statistics, following-up with each attorney who accepted an LREP case referral. He collects case status information and tracks the amount of time that attorneys have donated to LREP clients. Information about the attorney’s pro bono contribution is included in the attorney’s State Bar record.

Rosalie Fragoso, Esq.
Legal Services Coordinator for Access to Justice
Rosalie Fragoso is responsible for implementing the Ten Step Plan for Improving Access to Justice. She works with judges, civil legal services providers and private bars to create access to justice committees within each judicial district. She assists these committees in formulating plans to provide New Mexico’s poor population with greater access to the legal system.

Jorge A. Jimenez
Administrative Clerk
Jorge A. Jimenez organizes attorney volunteers and attends the monthly KOB call-in sessions where he determines the appropriate program for the caller (Lawyer Referral for the Elderly, Client Attorney Assistance program, General Referral Program or the Legal Helpline). He establishes files in iMIS databases, provides clerical assistance to attorneys and paralegals within the department, processes and distributes mail, assists with the front desk and provides translating assistance.

J. Gayolyn Johnson, Esq.
LREP Staff Attorney
J. Gayolyn Johnson conducts legal workshops and clinics at senior centers around the state. She provides legal advice and information on the LREP hotline, works with Chris Baum to address iMIS issues peculiar to LREP and designs and prints publicity posters for workshops and clinics.

Marilyn Kelley
Paralegal
Marilyn Kelley refers callers to attorneys under the 30-minute Referral Consultation Program. She provides brief services to callers to the Bridge to Justice Helpline or refers them to an attorney. Marilyn also assists with provider referrals to private attorneys, organizes and advertises Consumer Debt/Bankruptcy workshops, assists with CAAP programs and provides support for the Access to Justice coordinator.

Kate Mulqueen, Ph.D.
EAJ Campaign Director
Kate Mulqueen works with the New Mexico State Bar Foundation, the EAJ board of directors and other volunteers from around the state to increase resources for organizations that provide civil legal assistance to low income people in New Mexico. She develops and implements an annual fundraising plan to strength and build EAJ’s giving program, solicits gifts from individual attorneys, law firms and other law-related entities; recruits and coordinates volunteers; and is the financial administrator of the EAJ program.

Susan E. Page, Esq.
LREP Staff Attorney
Susan Page is the staff attorney for the Lawyer Referral for the Elderly Program. She is available to answer questions via the legal helpline for New Mexico residents age 55 and older. Susan presents workshops and meets with clients at senior centers throughout New Mexico.

Ruthina Sanchez
Administrative Assistant
Ruthina Sanchez is an administrative. Her primary duty is to answer the intake phone, determine the appropriate program for the caller, and refer the caller as needed. Ruthina also provides clerical assistance to the department, and is in charge of maintaining supply inventory, processing check requests and assisting with LREP workshop preparation.
## Bar Staff and Program Services Directory

5121 Masthead NE, Albuquerque NM 87109 • PO Box 92860, Albuquerque NM 87199-2860  
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### STAFF LISTINGS

#### Executive Office

Joe Conte, Executive Director ................................. jconte@nmbar.org / 797-6099  
Kris Becker, Assistant Director, Boards and Meetings  
Richard B. Spinello, Esq., General Counsel ............... rspinello@nmbar.org / 797-6050

#### Administration

Madonna Vandeventer, Director of Administration  
Veronica Cordova, Assistant Director of Administration  
Jeanette Gutierrez, Director of First Impressions/Receptionist 

#### Accounting

Gwenn Bolling, Accounting Manager ....................... gbolling@nmbar.org / 797-6036

#### Facility

JR Ross, Facility Manager ................................. roomrental@nmbar.org / 797-6040

#### Production

Christopher Knowles, Mail Handler .......................... cknowles@nmbar.org / 797-6062

#### Systems

Chris Baum, Systems Manager .............................. cbaum@nmbar.org / 797-6042

#### Center for Legal Education

Rob Koonce, Director ......................................... rkoonce@nmbar.org / 797-6060

#### Client-Attorney Assistance Program (CAAP) and Client Protection Fund

Tonya Noonan Herring, Esq. ................................. therring@nmbar.org / 797-6068

#### Membership and Communications

Christine Morganti, Director ................................. cmorganti@nmbar.org / 797-6028

#### Public and Legal Services

Richard B. Spinello, Esq., Director .......................... rspinello@nmbar.org / 797-6050

#### Access to Justice/Pro Bono

Rosalie Fragoso, Esq. .......................................... rfragoso@nmbar.org / 797-6077

#### Bridge to Justice Legal Assistance Programs

Christine Joseph, Assistant Director ........................... cjoseph@nmbar.org / 797-6054

#### Equal Access to Justice Campaign

Kate Mulqueen, Ph.D ............................................ kmulqueen@nmbar.org / 797-6064

#### Lawyer Referral for the Elderly (LREP)

Mary Ann R. Baker-Randall, Esq., Managing Attorney  
J. Gayolyn Johnson, Esq., Staff Attorney .............. gjohnson@nmbar.org / 797-6005

#### PLSD Support Services

Marilyn Kelley, Paralegal .................................. mkelley@nmbar.org / 797-6048

### PROGRAMS AND SERVICES

#### Access to Justice/Pro Bono

797-6077

#### Accounts Payable/Receiveable

797-6036

#### Address Changes

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#### Bar Bulletin

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Editor/Announcements notices@nmbar.org / 797-6030
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Information ........................................ 797-6000 / www.nmbar.org
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Lawyers Assistance Hotline .... 800-860-4914 / 228-1948
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The State Bar of New Mexico
2006-2007
Bench & Bar Directory

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Note Submission Deadlines
All advertising must be submitted by e-mail or fax by 5 p.m. Wednesday, two weeks prior to publication (Bulletin publishes every Monday). Advertising will be accepted for publication in the Bar Bulletin in accordance with standards and ad rates set by the editor and subject to the availability of space. No guarantees can be given as to advertising publication dates or placement although every effort will be made to comply with publication request. The editor reserves the right to review and edit classified ads, to request that an ad be revised prior to publication or to reject any ad. Cancellations must be received by 10 a.m. on Thursday, two weeks prior to publication. For more advertising information, contact: Marcia C. Ulibarri at 505.797.6058 or e-mail ad to ads@nmbar.org or fax 505.797.6075.
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Positions

Attorney - New Mexico
Walsh, Anderson, Brown, Schulze & Aldridge, P.C., a Texas based law firm is seeking a litigation attorney for our Albuquerque, New Mexico Office. Candidates should possess 3-5 years of litigation experience. A pre-legal career in Education, Governmental representation experience and additional licensing in Texas is also a plus. Both State and Federal Court experience required. Candidates should possess a valid New Mexico Law License. Please send resume, with writing samples to jobs@WABSA.COM or via fax to 512.467.9318 attn: Managing Director. No phone calls please. To apply online, email resume to jobs@wabsa.com.

Assistant District Attorney
The Fifth Judicial District Attorney’s office has immediate positions open to new as well as experienced attorneys. Salary will be based upon experience and the District Attorney Personnel and Compensation Plan with starting salary range of an Assistant District Attorney ($38,384.00 to $53,312.00) dependent upon experience. Please send resume to Floyd D. “Terry” Haake, District Attorney, 102 N. Canal Suite 200, Carlsbad, NM 88220 or e-mail to thaake@da.state.nm.us.

Assistant Trial Attorney - Cibola County
The Thirteenth Judicial District Attorney’s Office is accepting applications for an experienced attorney to fill the position of Assistant Trial Attorney in the Cibola County Office, Grants, NM. This position requires a felony caseload and at times some misdemeanor prosecutions. Salary will be based upon experience and the District Attorney Personnel and Compensation Plan. Please send resumes to Carmen Gonzales, HR Coordinator, 333 Rio Rancho Blvd. Suite 303, Rio Rancho, New Mexico 87124. Deadline for submission of resumes: Immediately opening until filled.

New Mexico Legal Aid
Staff Attorneys Openings
New Mexico Legal Aid (NMLA) has Staff Attorney openings throughout the State. NMLA is currently seeking attorneys to provide advice, brief service, and representation for domestic relations clients focusing on domestic violence to low income persons. In addition to family law, handling cases in other areas of general poverty law including housing, public benefits, and consumer; utilizing a computerized case management system; participating in community education and outreach to domestic violence victims and provider. Qualifications: Dedication and commitment to serving the needs of the poor living in poverty, excellent research, writing and interviewing skills. Proficiency in Spanish is a plus. New Mexico Bar license is preferred, but will consider recent law school graduate who will take the next NM State bar exam. NMLA offers a generous benefits package and which includes health benefits, annual, sick and personal leave, etc. We have 11 offices throughout the State and provide on-going training in-house, thru the State Bar, and other training facilities, both in-State and nationally. Send letter of intent, resume, two references and writing sample to: Gloria Molinar, New Mexico Legal Aid, 300 North Downtown Mall, Las Cruces, NM 88001, or email: gloriain@nmlegalaid.org. Salary: DOE. NMLA is an EEO/AA Employer. Deadline: when filled.

Attorney - Commercial Real Estate
Sutin, Thayer & Browne seeks a commercial real estate/lending attorney with at least two years experience to join our Albuquerque office for an immediate opening. Applicants must be licensed in New Mexico. All replies will be kept confidential. Please send a letter of interest, resume, writing sample and transcript to Recruiting Coordinator, Sutin, Thayer & Browne, P.O. Box 1945, Albuquerque, NM 87103 or email to dsh@sutinfirm.com or fax to 505-888-6565.

Executive Director
New Mexico Legal Aid (NMLA) seeks a respected, experienced, innovative and dynamic leader who is passionate about and has a demonstrated commitment to advocate on behalf of low-income people. The new Executive Director must be an experienced attorney knowledgeable in public interest law, federal and state government administration and operations, and have an understanding of the organization and operations of non-profit corporations. NMLA, an equal opportunity employer, is a high quality, non-profit legal services organization that serves the entire state, with offices in Albuquerque, Las Cruces, Santa Fe, Gallup, Roswell, Taos, Silver City, Las Vegas, Mescalero, and Santa Ana, as well as a Migrant unit located in our Las Cruces office. Both our Santa Ana and Mescalero offices serve the Native American population of New Mexico. Our Migrant component serves the State migrant population in the southern part of New Mexico. NMLA has been committed to serving all of New Mexico for over 32 years (as separate programs and since becoming one statewide program in 2003). NMLA is the largest legal services field program in New Mexico, with a unionized staff of over 40 employees and serving almost 5,000 clients per year. Candidates must have at least 10 years legal experience and admittance to or eligibility for admittance to practice in New Mexico. Candidates must also have demonstrated successful experience in grant development, management and fundraising, and be skilled in personnel and financial management, program planning, development and administration. Preference will be given to candidates with at least 3 years of legal services management experience or comparable experience with another legal advocacy organization. Combination is competitive and based on experience. Excellent benefits. Applications should include a cover letter expressing in detail why the candidate is interested in the position of Executive Director of NMLA as well as what the candidate believes he/she can contribute to the future of the organization and its client community, a resume, and names and contact information for three references. Applications, including an e-mail address, should be received by January 19, 2007 and sent to: Gloria A. Molinar, NMLA Search Committee, New Mexico Legal Aid, 300 N Downtown Mall, Las Cruces, NM 88001. Applications by e-mail should be sent to gloriain@nmlegalaid.org.

Attorney
Rapidly growing downtown law firm seeks full-time attorney to handle Civil and Family Law. We are looking for a dedicated, loyal, ambitious attorney with a good work ethic. Excellent communication skills, flexibility and teamwork is a must. Salary DOE. Excellent benefits. E-mail cover letter, resume, and references to josh@carpenterlawnm.com. All inquiries will be held in the strictest confidence.
Litigator
If you have the good qualities identified in other ads on this page, have 3-6 years experience, are not afraid to have much fun while you earn a fair wage and work hard alongside other folks who have similar aspirations, stop what you are doing right now and send a letter of interest along with all the reasons why you should hire you to Dixon, Scholl & Bailey, P.A., c/o Jerry Dixon, P.O. Box 26746, Albuquerque, NM 87125-6746.

Insurance Defense Attorney
Government Employees Insurance Company (GEICO) seeks an attorney with substantial civil litigation experience in the personal injury area, preferably insurance defense. Applicants must have New Mexico bar membership. The successful candidate will manage a one attorney/one support staff office, which will defend GEICO insureds in third party cases and GEICO in first party cases in the Albuquerque, NM area. The office will also handle subrogation cases for GEICO. Email resume with salary requirements to Richard Dwyer at RDwyer@Geico.com or fax to (858)-513-87198, fax to 998-2685, apply in person at the United States Attorney's Office in Albuquerque, NM 87103-1888 or e-mail to hr@rodey.com.

In-House Attorney
New Mexico Educators Federal Credit Union is seeking an in-house attorney to represent/advise Credit Union in the areas of lending, collections, repossession/foreclosures, real estate and related legal transactions. Will specialize in these areas. May practice broadly in other areas of law. Position reports to Vice President of Lending. Bachelor's degree required. Passed NM Bar Exam. For complete requirements, see “Job Opportunities” at our website, www.nmefcu.org. Please mail your cover letter, resume and salary history to: "In-House Attorney", Human Resources Department, PO Box 8530, Albuquerque, NM 87198, fax to 998-2685, apply in person at 4100 Pan American Frwy NE, Bldg. C, or e-mail to humanresources@nmefcu.org. EOE.

Contract Attorney
Come be a part of the National Enrichment Facility that is being built in Lea County. We are seeking a contract attorney to assist our Legal Counsel. We are seeking a commercial attorney skilled in contracts with at least two years experience in NM contract law. Applicant must be licensed in New Mexico and a graduate of an accredited law school. Must have excellent interpersonal skills and be capable of communicating with local as well as international contacts. Travel up to 20%. Excellent benefits. Salary DOE. Please send resumes to Susan L. Collins, SPHR, Human Resources Director, Louisiana Energy Services, 200 W. Broadway, Hobbs, NM 88240 or email to scollins@nefnnm.com. EOE.

Attorney
White, Koch, Kelly & McCarthy, P.A. seeks one or two attorneys with an established practice to join the firm “of counsel” and share low overhead, excellent partners, staff and location. The firm also seeks an associate with 3-5 years experience, strong writing skills and litigation experience. Send resume to ajwolf@wkkm.com.

Associate
Volk Poulos & Coates, LLP, with offices in El Paso, Austin and Las Cruces, seeks an associate (full or part-time) with good work ethic to support the firm’s New Mexico plaintiffs’ medical malpractice, wrongful death and personal injury docket. Experience preferred. Applicant must possess strong research and writing skills, as a significant portion of workload will be devoted to pleadings, motions and brief writing as well as arguing motions. Salary commensurate with experience. Please send resume and letter of interest to Victor F. Poulos, 5915 Silver Springs Dr., Bldg. 1, El Paso, TX 79912 or fax to (915) 760-5252. All submissions and interviews will be held in the strictest of confidence.

In-House Attorney
New Mexico Educators Federal Credit Union is seeking an in-house attorney to represent/advise Credit Union in the areas of lending, collections, repossession/foreclosures, real estate and related legal transactions. Will specialize in these areas. May practice broadly in other areas of law. Position reports to Vice President of Lending. Bachelor’s degree required. Passed NM Bar Exam. For complete requirements, see “Job Opportunities” at our website, www.nmefcu.org. Please mail your cover letter, resume and salary history to: “In-House Attorney”, Human Resources Department, PO Box 8530, Albuquerque, NM 87198, fax to 998-2685, apply in person at 4100 Pan American Frwy NE, Bldg. C, or e-mail to humanresources@nmefcu.org. EOE.

Legal Assistant
Rodey Law Firm seeks experienced legal scy/support to assist attorneys in real estate/business practice. Ideal candidate needs to have exceptional organizational ability, be attentive to detail, flexible, and committed to superior client service. Must have commitment to consistent excellent quality of work. Position requires superior computer skills, particularly in MS Word/Outlook. Minimum 5 yrs experience in law firm setting, including support of transactional practice. Firm offers excellent benefit package, competitive salary and great work environment. Forward resume to: HR Manager, Rodey Law Firm, P.O. Box 1888, Alb. 87103-1888 or e-mail to hr@rodey.com.

Personal Injury / Medical Practice Paralegal
Personal Injury or Medical Practice paralegal with minimum of 10 years experience. Must be computer savvy and have trial participation experience. If you don’t have these qualifications, don’t apply. Send resume to Revo Law Firm, 10400 Academy NE, Ste. 200, ABQ, NM 87111.

Experienced Santa Fe Paralegal
Small collegial Santa Fe firm needs a bright, energetic, mature, meticulous and experienced (5+ years) Paralegal. Very substantial client contact. Excellent writing, communication and organizational skills required. Computer intensive, informal non-smoking office. Paralegal Certificate desirable. Recent law firm experience required. Our firm offers a fun small office workplace. Competitive Compensation Pkg. $45,000 (salary plus monthly bonus), 100% paid Medical/Hosp; parking; paid holidays + sick and personal leave. All responses are confidential. Resume with cover letter please to P.O. Box 4817, Santa Fe, NM 87502-4817.

Legals Assistant
Rodey Law Firm seeks experienced legal scy/support to assist attorneys in real estate/business practice. Ideal candidate needs to have exceptional organizational ability, be attentive to detail, flexible, and committed to superior client service. Must have commitment to consistent excellent quality of work. Position requires superior computer skills, particularly in MS Word/Outlook. Minimum 5 yrs experience in law firm setting, including support of transactional practice. Firm offers excellent benefit package, competitive salary and great work environment. Forward resume to: HR Manager, Rodey Law Firm, P.O. Box 1888, Alb. 87103-1888 or e-mail to hr@rodey.com.

Legal Assistant Position
 Experienced legal assistant needed for year-to-year contract position (continuation of position is contingent on availability of funding) with the United States Attorney's Office in Albuquerque, New Mexico. Must be professional, self-motivated and capable of working as a team member. Minimum of three years legal experience desired. Must have excellent WordPerfect skills. Applicants must indicate their typing speed/error rate on their resumes. Applicants must be able to type 40 words per minute with 3 or fewer errors, and must submit a statement certifying that they type this speed or higher. Failure to list typing speed/error rate might preclude an applicant’s employment consideration. Background investigation will be conducted to include drug test, criminal history and credit check. Salary - $31,601 or $35,116 per annum. Send resume with references to U.S. Attorney’s Office, Attn: Human Resources, P.O. Box 607, Albuquerque, NM 87103. No telephone calls please.
Paralegal
Experienced Family Law Paralegal (min. 2 years), full-time with fun, fast paced, downtown law firm. Must be organized, self motivated, and work independently. Spanish Speaker, a plus. Salary DOE and 401(K). Send resume with cover letter, salary requirements, and references to: 505-244-8731 or E-mail to maryl@newmexlaw.com.

Legal Nurse Consultant
The Rodey Law Firm is recruiting a Legal Nurse Consultant to assist attorneys in the review of medical records/documents and in the identification of medical-legal issues. Candidate must have a B.S.in Nursing, an extensive background of clinical experience (6-10 year minimum) and must possess a thorough understanding of medical issues and trends related to the total litigation process. Previous legal/risk management experience helpful. Will work directly with attorneys from the intake of the case through the trial process. Requires flexibility and ability to manage multiple deadlines. Need to be a self starter, willing to take initiative and work as member of case team. Firm offers congenial work environment, competitive compensation and excellent benefit package. Please forward resume to hr@rodey.com or mail to Manager of Human Resources, Rodey Law Firm, P.O. Box 1888, Albuquerque, NM 87103-1888. EOE.

Legal Support
High Desert Legal Staffing seeks legal secretaries and paralegals with strong computer skills for both temporary and permanent positions with leading firms in Albuquerque and Santa Fe. E-mail: LBrown@highdesertstaffing.com; fax (505) 881-9089; or call (505) 881-3449 for immediate interview.

Legal Assistant
Experienced Legal Assistant needed for busy Santa Fe Personal Injury Firm. Candidate must be self-motivated and well organized. Excellent writing, communication and word processing/computer skills are a must. Submit resumes by fax to 505-986-9176.

Loss Will
Searching a will for Diane Alvino, believed completed in summer of 1993 or subsequently. Contact Annie Coogan at 505.982.5929. Diane Alvino died April 2006, Santa Fe.

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