

Pro Bono Annual Report

2008



Helping those in our community who need it most.

Pro Bono Annual Report 2008

TABLE OF CONTENTS

| | |
|----|--|
| 4 | Message from the Pro Bono Counsel |
| 5 | Message from the Managing Partner |
| 6 | Advocacy for Youth |
| 8 | Domestic Violence and Other Family Law Matters |
| 10 | Justice for Guantanamo Detainees |
| 12 | Protecting the Rights of the Accused |
| 14 | Civil Rights |
| 16 | Non-Partisan Election Protection |
| 17 | Serving Military Veterans and Active Service Members |
| 18 | Representing Holocaust Survivors |
| 20 | Legal Advocacy to Prevent Homelessness |
| 22 | Community Economic Development |
| 24 | Working to Protect the Environment & Natural Resources |
| 25 | Relief for Victims of Natural Disaster |
| 26 | Representing Immigrants |
| 28 | Other Community Service Involvement |
| 30 | Pro Bono Leaders in the Firm |

Changing of the Guard: A Message from the Outgoing & Incoming Pro Bono Counsel



Leah E. Medway



Julia Parsons Clarke

Pro bono is an essential part of the culture at Perkins Coie. We have a strong tradition of public service and recognize our professional responsibility to share our legal expertise and resources to help those in our community who are most in need.

In 2008, our lawyers and other legal professionals dedicated more than 40,000 hours on pro bono legal matters. This amounted to an average of 56 pro bono hours per attorney, with 76% of the firm's lawyers engaging in pro bono work.

We reached our goal of meeting the Pro Bono Institute's Pro Bono Challenge with pro bono matters representing 3.1% of our total billable hours. Statistically speaking, our pro bono program has never been stronger. Even more importantly, however, we are proud to have been able to provide legal services to hundreds of individual clients and nonprofit organizations that otherwise would not have had access to the legal system. This report highlights some of our many pro bono projects in 2008.

As Leah Medway takes over the reins as the firm's new Pro Bono Counsel, we thank Julia Parsons Clarke for her service over the years. Julia was the firm's first dedicated pro bono counsel and has done an amazing job developing and growing Perkins Coie's pro bono program. We recognize that there is a great need for our services throughout the community. Leah looks forward to working with our community partners as we focus on the continued growth of our program and strive to fulfill that need.

Leah Medway *Julia Clarke*

A Message from the Managing Partner



Robert Giles

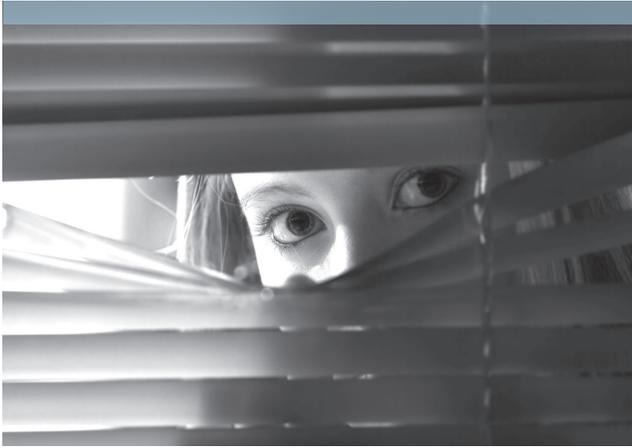
At Perkins Coie, we are extremely proud of our pro bono and community service efforts. Since the firm was first formed in the early 1900s, there has always been a culture of giving to those who need help the most. There is a consensus among our lawyers that everyone is entitled to legal representation. That belief is demonstrated through the many hours of pro bono service provided by our legal staff. The culture of giving back carries through to the firm's support staff as well, many of whom spend countless hours volunteering at numerous organizations, providing much-needed assistance in a wide range of areas.

We admire our colleagues who have made positive changes in people's lives through their pro bono efforts and community service. We invite you to learn more about some of their accomplishments in the following pages and hope that you too will find their stories inspiring.

A handwritten signature in black ink that reads "Bob Giles -". The signature is written in a cursive, flowing style.

Advocacy for Youth

Protecting the rights of vulnerable children has always been a focus of the firm's pro bono program. In 2008, lawyers throughout the firm provided direct representation to youth and advocated on their behalf in a variety of litigation forums. Our lawyers also provided pro bono counsel to a number of nonprofit organizations working to protect children's rights.



In May 2009, Perkins Coie received the 2009 Norm Maleng Advocates for Youth Award from the Center for Children and Youth Justice. The firm was selected to receive this honor because of the firm's pro bono and civic work on behalf of youth in Washington, including Kate Vaughan's efforts in developing and launching the Lawyers Fostering Independence program.



Kate Vaughan

CHILDREN AGING OUT OF FOSTER CARE

In 2008, Seattle attorney Kate Vaughan spent six months as a fellow with the Center for Children and Youth Justice (CCYJ) through the firm's Community Service Fellowship program. The Perkins Coie Community Service Fellowship allows selected associates to devote up to six months to work full time for a community organization on a significant public service project of interest to them. CCYJ is a nonprofit legal advocacy organization dedicated to reforming the state's juvenile justice and child welfare system to enhance the lives of children and youth. During her fellowship, Kate focused on the legal needs of a highly vulnerable population – youth aging out of foster care. Within three years of leaving foster care, one in five former foster children has experienced homelessness, one quarter do not have a high school diploma, half are unemployed and a third have been incarcerated.

Kate's work included the launch of a CCYJ program called Lawyers Fostering Independence (LFI), which pairs youth leaving foster care with pro bono counsel to help with landlord-tenant disputes, access to benefits, sealing juvenile criminal records, establishing parenting plans for those who are already parents themselves and other civil legal issues. LFI also runs a monthly legal clinic, which Kate has continued to run and staff with pro bono counsel, including volunteers from the firm's Seattle office. The legal services provided by LFI help the youth exiting foster care stabilize their housing, employment and income, and thus enable them to thrive as adults in our community.

The story of Feltima, a 19-year-old former foster youth who aged out of foster care at 18 with a baby of her own, is illustrative of the issues such youth face and the benefit provided by LFI. Feltima worked hard to secure stable housing and a job so she could raise her child, but threats from the father of her baby were turning her life upside down. LFI helped Feltima file a protection order and is now assisting with the filing of a parenting plan and permanent protection order that will keep her and her child safe so she can focus on her community college classes.

“ Within three years of leaving foster care, one in five former foster children has experienced homelessness... ”

YOUTH SENTENCED TO LIFE IN PRISON WITHOUT THE POSSIBILITY OF PAROLE

A longstanding issue of concern to many of our firm's lawyers is the practice of sentencing youth to life in prison without the possibility of parole. We have worked on a number of post-conviction petitions for relief for such inmates. In one case, a team of lawyers in Seattle and Los Angeles, collaborating with the National Center for Youth Law, have been working since 2007 on a habeas petition to obtain post conviction relief for a woman in California sentenced to serve the rest of her life in prison for a crime committed as a juvenile. Our client, who is now 31, has already spent almost half of her life in prison for a crime she committed just two months after her 16th birthday. She was raised in Riverside County, California by her abusive, drug-addicted mother. Beginning at the age of 4, our client was molested by several of her mother's friends and later gang-raped. At the age of 11, she met a 31-year-old man who molested her and began grooming her to become a prostitute. At age 13, she began working as a child prostitute for him and at age 16, she shot him. She was sentenced to life imprisonment without the possibility of parole despite her abusive background and a finding by the California Youth Authority that she was capable of rehabilitation in the juvenile system.

Perkins Coie lawyers Marc Boman, Melora Garrison, Ron McIntire and Kelly Moser, together with Pat Arthur of the National Center for Youth Law, and Michael Teter, a former Perkins Coie attorney, have been preparing to file a habeas petition on the client's behalf. The petition will largely be based on a relatively new California law that provides that victims of intimate partner battering have the right to present expert evidence on intimate partner battering and its effects in their defense.

ABUSED OR NEGLECTED CHILDREN

Attorneys in Boise, Chicago, Los Angeles and Seattle serve as guardians ad litem for children in family law cases and/or represent guardians ad litem in cases involving allegations of child abuse and neglect. In some cities, these cases are referred by local chapters of the Court Appointed Special Advocate (CASA) Program, a nonprofit organization that advocates for the best interests of abused and neglected children in legal proceedings. In other cities, these referrals come from local legal services organizations or pro bono programs.

In one such case, Boise attorney Eric Bjorkman represented J.D., a 6-year-old Native American girl, who had been abandoned by her parents at the age of 1, and sent to live with her maternal aunt in Boise, Idaho. During the years that J.D. was in her aunt's custody, the Idaho Department of Health and Welfare (DHW) received approximately 35 referrals to the home regarding allegations of mental health concerns, and sexual and physical abuse. J.D. and her three older cousins were placed into protective custody after social workers found that their aunt had locked them in her room during a depressive episode, unable to provide parenting to the children. At the time of J.D.'s removal, there was no working toilet in the house and members of the household were forced to use a wet vac to clean out the toilet after use. Feces and vomit stained the walls and floors.

Following her removal, J.D. was placed in a licensed Native American foster home. Her paternal aunt, who had custody of her 9-year-old sister, was later approved for foster care placement. In close conjunction with DHW, Eric assisted the guardian ad litem in navigating the requirements of the Indian Child Welfare Act to obtain the consent of the Oglala Sioux Tribe and J.D.'s parents to the termination of parental rights and adoption. J.D., now a friendly, articulate 8-year-old, lives happily with her sister and adoptive parents in a stable and secure environment.

Our Boise office received the 2008 Idaho State Bar Association's Fourth District Law Day 6.1 Challenge Award for the second consecutive year. The Boise attorneys were recognized for their pro bono and public service efforts, including representing abused, abandoned and neglected children in child protective proceedings.

Domestic Violence and Other Family Law Matters



HELP FOR VICTIMS OF DOMESTIC VIOLENCE

Perkins Coie is a proud participant in Legal Services of Northern Virginia's "Attorney-of-the-Day Domestic Violence Project," which provides pro bono trial counsel to victims of domestic violence and their families. Washington, D.C. attorney John Roche has tried numerous bench trials in the Fairfax County Virginia Juvenile and Domestic Relations District Court on behalf of petitioners seeking a protective order against an abusive spouse, partner or parent.

In one case, the firm was asked to represent a young mother and her four children, ranging in ages from 2 to 5, in their effort to obtain a protective order against an abusive spouse and father. The family had endured years of physical violence at the hands of their abuser, including multiple beatings and threats of murder. Finally, after one particularly violent episode in which the young mother was beaten with a telephone for daring to intervene while her eldest son was being abused, she filed an ex parte petition for protective order on behalf of herself and her children. On only five-days' notice, the firm took the case, interviewed witnesses, prepared evidence and was able to obtain a two-year protective order (the maximum under Virginia law) for the family after a successful bench trial.

Lawyers in our Portland office also serve as trial counsel to victims of domestic violence in cases referred through Legal Aid Services of Oregon. In some of these cases, our lawyers have worked in partnership with in-house lawyers at Intel Corporation. Sarah Crooks has personally handled numerous domestic violence cases, as well as recruited other Portland lawyers, such as Renee Starr and Stephanie Hines, to take on their own matters. In one case, Sarah represented an elderly, Spanish-speaking woman who had tried unsuccessfully to represent herself. The woman had been held hostage by her husband who subjected her to abuse and home imprisonment before she was finally able to escape. With the help of Sarah and an interpreter, the woman was able to uphold and continue a restraining order.

In March 2009, Portland attorney Sarah Crooks received the Portland Business Journal's Orchid Award for her civic and pro bono work.

The award is given to 25 outstanding executive women for their service as business leaders and their community involvement.



Sarah Crooks

In addition, dozens of our attorneys in offices throughout the firm assisted immigrant domestic violence survivors in obtaining legal status in the United States through the Violence Against Women Act (VAWA). In VAWA matters, we represent immigrants (almost always women) who are married to American citizens/permanent residents who have abused them emotionally and/or physically. Survivors can file petitions with the U.S. Department of Homeland Security to adjust their legal status to become a permanent resident without the involvement or knowledge of their abusers. This is important because all too often abusers threaten to turn their immigrant wives into the Department of Homeland Security if the wives report abuse to police. In 2008, a number of our VAWA clients became legal permanent residents of the United States and began the process of building a life free of abuse for themselves and their children.

RIGHT TO COUNSEL IN CERTAIN FAMILY LAW CASES

Anchorage attorneys Tom Daniel and Amy MacKenzie have been representing an indigent client in the case of *Office of Public Advocacy v. Alaska Court System, Randall Gordinier, and Siv Jonsson*. Alaska state law requires the state Office of Public Advocacy (OPA) to provide legal representation to “indigent parties in cases involving child custody in which the opposing party is represented by counsel provided by a public agency.” Our client was involved in a custody dispute with the father of her child who was represented by private counsel. The question at issue was whether an indigent parent whose opponent in a custody dispute is represented by private counsel is also entitled to court-appointed counsel.

“A number of our Violence Against Women Act clients became legal permanent residents of the United States and began the process of building a life free of abuse for themselves and their children.”

The trial court held that the Alaska Constitution required appointment of counsel because: (1) the Due Process Clause of the Alaska Constitution requires the appointment of counsel for an indigent parent involved in a custody case where the opposing party is represented by a private attorney; (2) the OPA statute, by treating indigent parents in child custody cases differently, depending on whether their opponent is represented by public or private counsel, violates the Equal Protection Clause of the Alaska Constitution; and (3) the trial court’s appointment of a guardian ad litem to represent the child’s best interests satisfied the statutory requirement of an “opposing party . . . represented by counsel provided by a public agency.” Hence, the statute itself required appointment of counsel in this case. Following oral argument and resolution of the underlying custody dispute, the state Supreme Court requested briefing on the issue of mootness. Tom and Amy submitted briefs arguing the case is not moot because there is still a live controversy over which state agency must pay for the cost of appointed counsel and, even if moot, it falls within the public interest exception to the mootness doctrine.



Justice for Guantanamo Detainees

Perkins Coie proudly supports its attorneys who fight for access to courts on behalf of those clients unable to fight for themselves. In particular, we have worked hard to defend the Rule of Law through our representation of detainees held at the military prison at Naval Station Guantanamo Bay, Cuba.



Hamdan Defense Team in Guantanamo Bay, Cuba

In one of our largest pro bono matters, a team of lawyers, led by Seattle attorneys Harry Schneider and Joe McMillan, dedicated more than 11,000 hours over the course of five years to the defense of Guantanamo Bay detainee Salim Ahmed Hamdan, a Yemeni national who was Osama Bin Laden's personal driver from 1996 until September 2001. The case involved litigation in our federal courts culminating in the 2006 U.S. Supreme Court decision in *Hamdan v. Rumsfeld*, which has been described as the single most important case on executive power in our nation's history, as well as the defense of Mr. Hamdan in an equally historic military trial before a jury of military officers in the summer of 2008. The *United States v. Hamdan* trial was the very first trial of any Guantanamo detainee and was the first trial by military commission conducted by the United States since World War II.

The firm's involvement began in 2004 when the Perkins Coie team, with particularly strong support from Seattle attorney Charles Sipos, along with Navy JAG lawyer Lt. Commander Charlie Swift (now retired) and Georgetown Professor Neal Katyal, filed a petition for writ of habeas corpus seeking relief against Secretary of Defense Rumsfeld and President Bush in U.S. District Court and challenging the manner in which the President planned to try Mr. Hamdan before a Military Commission. After the U.S. Supreme Court issued its 2006 ruling in that case, holding that the planned trial of Mr. Hamdan before a Military Commission was unconstitutional, the U.S. Congress passed the Military Commissions Act of 2006, and Mr. Hamdan was then required to stand trial on charges of conspiracy and material support for terrorism.

“*Hamdan v. Rumsfeld* has been described as the single most important case on executive power in our nation’s history...”

Harry and Joe participated as defense counsel at the military trial together with co-counsel U.S. Navy Lt. Commander Brian Mizer and retired Lt. Commander Swift and assisted by Seattle Legal Assistant Trish Marino. The trial took place over 30 days in a courtroom located in an abandoned control tower at Guantanamo. At the conclusion of the three-week trial, a jury of six military officers convicted Mr. Hamdan of material support, but acquitted him of the much more serious charge of conspiracy. Although the government prosecutors asked that the jury sentence Mr. Hamdan to imprisonment for life, after just 45 minutes of deliberation, the jury sentenced Mr. Hamdan to serve just four additional months of confinement. Mr. Hamdan was transported back to Yemen in November 2008 and released from custody in January 2009. Harry, Joe, and Lt. Commander Mizer visited him and his family in Yemen in April 2009.

The firm and the Hamdan defense team have received significant recognition for their pro bono efforts on this case, including:

- The Office of Military Commissions Pro Bono Award, presented by the U.S. Department of Defense Office of Military Commissions
- The 2008 President’s Award for Service, presented by the Federal Bar Association for the Western District of Washington
- The Thomas C. Wales Award for Passionate Citizenship, presented by the Wales Foundation
- The American Inns of Court 2009 Professionalism Award for the Ninth Circuit
- The 2007 Outstanding Lawyer of the Year Award, presented by the King County Bar Association
- The 2006 Japanese American Bar Association of Greater Los Angeles Public Service Award
- The 2006 *National Law Journal* Pro Bono Award

In another detainee case, Phoenix attorney Howard Cabot and Seattle attorney Hugh Handeyside represented Hassan Abdul Said, an Iraqi citizen who had been held at Guantanamo since 2002 and never charged. He was cleared for release in 2005, but remained in custody awaiting discharge. Howard and Hugh became involved in mid-2008 and immediately filed an appeal on their client’s behalf through a petition under the Detainee Treatment Act (DTA) seeking his release. After the U.S. Supreme Court’s decision in *Boumediene v. Bush* in June 2008, Howard and Hugh filed a petition for a writ of habeas corpus on Mr. Said’s behalf. On January 17, 2009, just four days before President Obama’s inauguration, Mr. Said was repatriated to Iraq.

Howard was also involved in another case with former Perkins Coie attorney Jim Nickovich in which they represented Noor Uthman Muhammaed, a Sudanese citizen who had also been held at Guantanamo since 2002. As of March 2008, when Howard and Jim were asked to represent him, Mr. Uthman had not been charged. As in the case of Mr. Said, a DTA appeal was promptly filed. Later, Howard and Jim joined in a previously filed habeas petition seeking Mr. Uthman’s release. In May 2008, the client was charged with the crimes of conspiracy and material aid of a terrorist organization under the Military Commissions Act. Perkins Coie was then asked by the Legal Defense Counsel of the Department of Defense to assist in representing him at the trial before a military commission at Guantanamo. In October 2008, the charges were dismissed without prejudice on procedural grounds, but in November 2008, Mr. Uthman was recharged with the same offenses. Howard represented him at his January arraignment. Mr. Uthman is currently awaiting trial, which is expected to occur later in 2009 if the charges are not dismissed again.



Sherilyn Peterson

- In recognition of her distinguished service to the criminal defense bar, Seattle attorney Sherilyn Peterson has been awarded the President's Award by the Washington Association of Criminal Defense Lawyers (WACDL). Sherilyn received the award in appreciation of her extraordinary pro bono work during the past year on the *Stenson v. Vail* case, which challenges the method of execution for capital crimes in the State of Washington. Sherilyn's receipt of the award marks the first time that the WACDL has presented this award to a civil litigator.
- Perkins Coie was among a select group of firms who received the 2008 National Legal Aid and Defender's Association Beacon of Justice Award in recognition of the firm's commitment to providing pro bono representation to people on death row.



Marc Boman

- Perkins Coie attorney Marc Boman was honored by the Washington Defender Association with the 2009 President's Award for his civic and pro bono work to improve the public defense system in Washington. Marc has worked on criminal justice issues for many years, including organizing and leading a Criminal Justice Summit in Washington state in which representatives of the private bar, judges, prosecutors, public defenders, the State Department of Corrections, academics, law enforcement personnel and others worked together to make proposals regarding improvements to the state's criminal justice system. The culmination of the work of the Criminal Justice Summit was the creation of the statement of participants, which has been used in legislative advocacy and for numerous other purposes.

Protecting the Rights of the Accused

DEATH ROW INMATES

In *Stenson v. Vail*, a team of Perkins Coie attorneys and staff led by Seattle attorneys Sherilyn Peterson and Diane Meyers are working together to assure that the method of execution in Washington state meets minimum constitutional standards. In September 2008, the team filed a civil action in Thurston County, Washington on behalf of death row inmate Darold Stenson. The action challenged Washington's method of execution. The team has since been involved in litigation in state and federal court, including both the Washington Supreme Court and the U.S. Supreme Court. In response to the filing of the case, the State of Washington has made significant changes to its lethal injection policy, attempting to bring it closer to constitutional standards. Nevertheless, constitutional issues remain. The trial was held in late May 2009, and although the trial court recently upheld the current policy, the case is expected to be appealed directly to the Washington Supreme Court, which has never considered the issues presented in *Stenson* or elaborated on the appropriate legal standard that applies under Washington's constitutional prohibition on "cruel" punishment.

The firm also has handled a number of post-conviction death penalty cases in the past and currently represents two clients on death row in Alabama, a state with no public defender system and where the system of capital punishment is riddled with fundamental constitutional problems.



CLEMENCY PETITIONS

Working in cooperation with the Cabrini Green Legal Aid Clinic, a number of lawyers in our Chicago office are representing individuals for whom executive clemency is their only option for clearing their criminal records. Typically these clients have criminal convictions in their past (often decades earlier), but have since made many positive life changes. Their criminal convictions weigh against their efforts to be productive members of society, particularly in finding stable housing and employment. Perkins Coie lawyers meet with the clients, prepare written clemency petitions and prepare their clients to meet with the Prisoner Review Board. In one such case, Chicago attorney Matthew Wernz worked with J.P., a 48-year-old aspiring bus driver who, at the age of 19, was found on the back porch of a home being burglarized by his cousin and acquaintances. Because he knew it was wrong to be there and be part of this event, J.P. pleaded guilty and was put on probation. Despite many years of efforts to get his life back on track and a positive work history, this conviction remains a major obstacle. In a rare occurrence, the state's attorney had no objection to the client's petition. He is hoping that the governor will grant him clemency and give him a second chance in life.

IMMIGRANT DEFENDANTS' BAIL RIGHTS

In November 2006, Arizona voters approved Proposition 100, amending the Arizona Constitution to require state courts to deny bail to any person charged with a broad range of felony offenses if the person has entered or remained in the United States illegally. The bail determination is made at initial appearance before the appointment of counsel. Working with the American Civil Liberties Union (ACLU), the Mexican American Legal Defense and Education Fund and others, Phoenix attorney Steven Monde challenged the constitutionality of Proposition 100 in a federal court action filed in April 2008 (*Valenzuela-Lopez v. Maricopa County*). The case was granted class action status in late 2008 and initial motions to dismiss brought by defendants in the case were denied at that time.

In May 2009, plaintiffs concluded a favorable settlement agreement with one of the defendants, Judge Barbara Mundell, who was sued in her administrative capacity as chief judge of the Maricopa County Superior Court.

As part of the implementation of Proposition 100, pretrial service officers, under Judge Mundell's supervision, questioned criminal defendants about their immigration status and nationality without Miranda warnings and outside the presence of counsel. In December 2008, Judge Mundell issued a directive instructing pretrial service officers to stop asking defendants questions about immigration status, alienage and national origin. The settlement, dismissing Judge Mundell, was made possible based on that change in policy. The remaining defendants include Maricopa County, Maricopa County Sheriff Joe Arpaio and Maricopa County Attorney Andrew Thomas.

The Arizona Attorneys for Criminal Justice (AACJ) President's Commendation was awarded to Phoenix attorney Steve Monde and former firm attorney Kevin Wein for their work on the AACJ Amicus Committee and efforts to overturn emergency changes that were made to the Arizona Rules of Criminal Procedure.



Steven Monde

PROTECTING FREEDOM OF SPEECH

In *State v. Johnson*, the Oregon Supreme Court reviewed a harassment conviction based on an Oregon statutory provision prohibiting verbal harassment for comments made during a "road rage" incident. Attorneys in our Portland office filed an amicus curiae brief on behalf of the ACLU of Oregon in support of the defendant, arguing that the verbal harassment provision violated the Oregon Constitution's guarantee of free expression. In a rare move, the Oregon Supreme Court granted the ACLU leave to present an oral argument. Portland attorney Nicholle Winters argued the case in front of the Oregon Supreme Court in January 2008. In August 2008, the court issued an opinion that closely tracked the arguments made by the ACLU and invalidated the verbal harassment provision as unconstitutional.

Civil Rights

CHALLENGING THE BAN ON GAY MARRIAGE

On January 15, 2009, a Perkins Coie team led by San Francisco attorneys Philip Leider and Joren Bass filed an amicus brief for Human Rights Watch and others urging the California Supreme Court to strike down Proposition 8. Proposition 8 was a ballot initiative passed by California voters last November designed to reverse the California Supreme Court's decision recognizing a constitutional right for same-sex couples to marry. The brief supported the petitioners' contentions that Proposition 8 was an improper "revision" of the California Constitution, rather than a legal "amendment" to the constitution, and that a proper amendment cannot withdraw fundamental rights from a discrete group. Philip and Joren were joined by many lawyers and staff in the San Francisco and Menlo Park offices. The team also advised the National Center for Lesbian Rights on strategy and helped coordinate numerous other amicus briefs. Unfortunately, in May 2009, the court issued an opinion upholding Proposition 8.

SUPPORTING FREEDOM OF RELIGION

Denver attorney Michael Sink has represented Robert Mackey in two recent cases. Mr. Mackey is the father of Donald Mackey who was one of 14 smokejumpers killed in 1994 while fighting the South Canyon Fire near Glenwood Springs, Colorado. Both cases relate to efforts by Mr. Mackey to protect a memorial he set up in the White River National Forest to mark the spots where the firefighters died. The memorial was in the form of small white crosses.

In the first matter, *American Atheists, Inc. v. Duncan*, Michael, along with Katherine MacPherson, Shane Swindle and Calvin TerBeek filed an amicus brief before the U.S. Court of Appeals for the 10th Circuit in support of the Utah Highway Patrol Association, which had received permission from the State of Utah to erect roadside crosses to state troopers who were killed in the line of duty. These roadside crosses were challenged under the Establishment Clause by American Atheists, Inc. Oral argument was heard in March 2009 and the court has not yet ruled on the case.



In the second matter, Michael is representing Mr. Mackey and the Utah Highway Patrol Association as amicus in an appeal of the U.S. Court of Appeals for the Ninth Circuit's decision in *Salazar v. Buono*, in which the court struck down the placement of a World War I memorial cross placed in the Mojave National Preserve under the Establishment Clause. The result in *Buono* is at odds with the result Michael and his team seek from the 10th Circuit in the *American Atheists* case. Perkins Coie filed a brief in support of the government with the U.S. Supreme Court and raised issues related to the appeal recently filed on behalf of Mr. Mackey and the Utah Highway Patrol Association in the 10th Circuit.

PRISONERS' CIVIL RIGHTS WORK

Attorneys in many of our offices regularly take referrals of pro bono cases from U.S. District Court pro bono programs and/or have been appointed by their local federal judges to represent clients pro bono in civil cases. Many of these cases involve prisoner civil rights claims.

In one such case, Madison attorneys were appointed by the Western District of Wisconsin to represent R.T., a Wisconsin state inmate, in his civil rights action against a prison official at the New Lisbon Correctional Institution, a medium security prison located northwest of Madison. After three years of representation and a successful appeal to the U.S. Court of Appeals for the Seventh Circuit, R.T. finally got his day in court on September 15, 2008. His case centered on the two months he spent in segregation following a prison riot at New Lisbon. Although R.T. was not present at the riot and was cleared of any wrongdoing, he was still segregated from the general prison population and forced to share a cramped cell designed for one inmate where he slept in unsanitary conditions on the floor next to the cell's shower drain. In the end, the jury found our client, who has a seventh-grade education and is serving 23 years for party to the crime of first degree reckless homicide, to be more credible than the defendant and the parade of prison officials who testified on his behalf. After a two-day trial, the jury found that the defendant violated R.T.'s Eighth Amendment right to the minimal civilized measure of life's necessities and awarded him \$295,000 in punitive damages.

The Madison office has a long history of pro bono representation of prisoners in constitutional cases. In addition to directly representing a number of prisoner litigants, David Harth has chaired the Western District of Wisconsin Bar Association's Pro Bono Committee for the past 18 years.



David Harth



In 2008, the Phoenix office took on several prisoner civil rights pro bono referrals, including a Section 1983 First Amendment claim brought by an inmate against a jail guard. The case was referred to the firm after the defendant's motion for summary judgment had been denied. The Phoenix attorneys prepared the case for trial in about three months and conducted a three-day jury trial in district court.

Attorneys in the Seattle office also took a couple of these referrals in 2008. In one such case, Seattle attorneys represented S.R. in his civil rights suit against a corrections officer at the King County Correctional Facility. S.R. claimed that when he was incarcerated in the King County Correctional Facility, a corrections officer confined him to his cell and shut off the water to his sink and toilet for 36 hours. He alleged that he had no water to drink, bathe in or use to flush the toilet for that period and that, as a result of this treatment, he fainted and suffered a lasting back injury. S.R. initially represented himself in filing his Section 1983 claim for violation of his Eighth and 14th Amendment rights. He continued to represent himself when he prevailed on his motion for summary judgment as to liability. Perkins Coie then assumed pro bono representation of his case and conducted discovery as to damages. After conducting five depositions, requesting and responding to written discovery, procuring medical exams for our client, and mediating the case, we were able to reach a favorable settlement for a sum exceeding S.R.'s anticipated medical expenses.

Non-Partisan Election Protection

Lawyers throughout the firm provided pro bono legal assistance in support of nonpartisan voter protection work in 2008. Dozens of lawyers worked with the Lawyers Committee for Civil Rights Election Protection Project and various other election day election-protection projects.



In addition, a number of lawyers in Phoenix and Washington, D.C. continued their pro bono work on litigation matters in Arizona and New Mexico for Project Vote, a nonpartisan voter registration and voter education organization that also engages in litigation aimed at protecting the right to vote for vulnerable populations. Despite significant progress in the past 50 years, Americans from historically disadvantaged communities still encounter barriers when registering to vote and voting. In the past few years, even organizations working to increase participation among low-income and minority voters have encountered barriers as new state laws restrict their effectiveness. The Project Vote litigation in Arizona sought to obtain an injunction against the state's identification requirements at the polling place and for new voter registrations. The trial court denied the injunction and the case is currently on appeal. The Phoenix team who worked on the case was led by Rhonda Barnes and the Washington, D.C. team was led by Karl Sandstrom. We also represented the American Association of People With Disabilities in connection with our election protection efforts.

Perkins Coie attorneys also assisted the Seattle/King County Coalition on Homelessness (SKCCH) in protecting voting rights for the homeless in advance of the 2008 election. Will Rava, Breena Roos and Nick Manheim provided research and advice regarding the impact of voter registration requirements and absentee or mail-in ballots on King County's homeless population as part of SKCCH's voter registration and education efforts.

Serving Military Veterans and Active Service Members

There is a great need in this country to help military veterans and active service members in a variety of legal areas, particularly related to benefits issues. Few of the many thousands of military veterans who are denied benefits can afford to retain counsel. Many have meritorious claims, but are still denied benefits and must navigate complex legal appeals before the Board of Veterans Appeals, the Court of Appeals for Veterans Claims and the Federal Circuit. In 2008, Perkins Coie continued its tradition of pro bono work for such individuals, including the representation of active service members in disability ratings cases.



As part of its recently launched Lawyers Serving Warriors program, the National Veterans Legal Services Program (NVLSP) referred to Perkins Coie a matter involving a disabled Army soldier's formal appeal of his disability rating. The soldier, who served as a combat medic in Iraq during Operation Enduring Freedom, could no longer serve due to his disability. However, he had received an insufficient disability rating and would receive only a one-time lump sum severance payment upon discharge. Ryan Mrazik prepared the soldier's formal appeal to include newly documented medical evidence. Prior to the formal hearing, and based upon the newly documented medical evidence, Ryan obtained an informal reconsideration of the soldier's initial disability rating, entitling him to at least 18 months of enhanced disability benefits, including free health care services and monthly, salary-based disability payments. Ryan continues to work with the now-retired soldier as he goes through the Veterans Administration's (VA) disability rating process, searches for post-retirement employment and seeks to have his enhanced disability benefits made permanent.

In another case that was referred by the Veterans Consortium Pro Bono Program, Phoenix attorney Dan Bagatell represented U.S. Army veteran J.W. in his efforts to obtain a medical examination to determine whether his back disability relates to his Vietnam-era military service. J.W. joined the Army at the age of 17 and first injured his back during basic training. The injury worsened during his later service and worsened further in his post-Army career in construction. By 2002, J.W.'s pain had left him unable to work. The Department of Veterans Affairs repeatedly denied his claim for service-related disability and refused to afford him a medical examination on the causation of his disabling injuries. Perkins Coie took on the case pro bono when it headed to the Court of Appeals for Veterans Claims. Faced with a draft brief demonstrating the legal and factual errors by the Regional Office and Board of Veterans Appeals, the VA's lawyers conceded error and stipulated to a remand. Although the VA agreed only to a vacatur and remand for further consideration by the board, the stipulated order clearly laid out the law and required the board to provide clear and sufficient reasons before it may deny J.W. a medical exam. The board has not yet acted after the remand. In the meantime, a parallel claim for lower back injuries has also been proceeding through the VA. The firm has assisted J.W. in navigating the confusing VA bureaucracy for that claim as well.

Representing Holocaust Survivors

Attorneys in our Phoenix, Seattle and Denver offices took part in a program that provides legal assistance to Holocaust survivors by helping them apply for reparations from the German government.

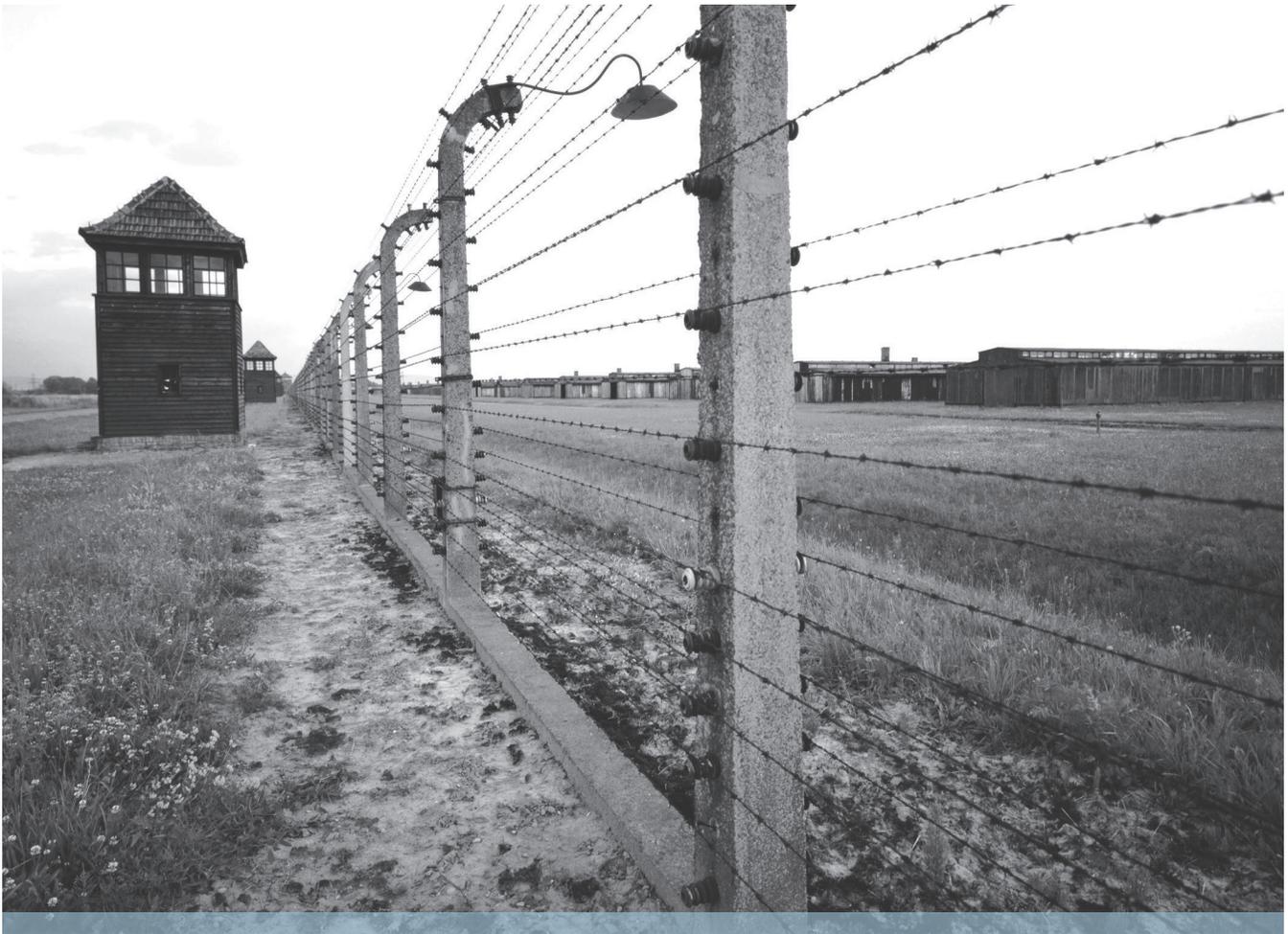
The German Ghetto Work Payment program was established in October 2007 to pay symbolic compensation to survivors who had performed “voluntary” work in German-controlled ghettos from 1939 to 1944. Survivors who performed such work are eligible for a one-time payment of €2,000 (currently about \$2,700). Bet Tzedek, a legal services organization in Los Angeles, launched a national pro bono effort to assist survivors with the application process. As part of the Bet Tzedek Holocaust Survivors Justice Network, thousands of attorneys, paralegals and other professionals worked nationwide in partnership with social services agencies to deliver pro bono legal services to survivors of the Holocaust. Perkins Coie had the opportunity to serve as a coordinating law firm for this project in both Phoenix and Seattle.

In Phoenix, attorneys Ron Lowe and Craig Morgan took responsibility for the firm’s efforts coordinating the project city-wide.

The Holocaust Survivors Justice Network, of which Perkins Coie is a member, is a recipient of the 2009 American Bar Association Pro Bono Publico Award, the profession’s highest recognition for pro bono legal work.



Seattle attorney Andrew Bor traveled to Los Angeles, as did Craig, to participate in the Holocaust Reparation Project Legal Clinic. While there, Andrew interviewed and processed the application of a survivor. By utter coincidence, the client, as well as his wife who was being interviewed at the same time, were born and grew up in small villages in former Czechoslovakia within five miles of where Andrew’s father, also a Holocaust survivor, grew up. Their story was very similar to his father’s and made the endeavor very personal and poignant for both the clients and Andrew, who later introduced the program at a Seattle city-wide training session.



“ The client told me how she and her younger sister were marched single file from one concentration camp and ghetto to another, in the cold winter. They marched until they could not march anymore. And, when they could not march anymore, they kept marching because to stop meant you would be killed. For sustenance, they literally licked the snow from the back of the person in front of them. When the war ended, the woman and her sister made their way back to their home where, for the first time in years, they were reunited with their father (their mother and brother were murdered). The woman later moved to the United States, married, raised a family and told me about her grandchildren who have become successful lawyers and medical professionals. It was such a moving, amazing story. ”

– Phoenix attorney Craig Morgan

Legal Advocacy to Prevent Homelessness

Perkins Coie regularly works to help the homeless in individual matters and to work more systemically to end homelessness in our communities, including our efforts to create new housing.



With a default judgment entered against her and having already lost her housing, she felt helpless to remedy her situation. After speaking with the client and reviewing the documents filed in her case, her attorneys discovered that—contrary to the allegations in the wrongful detainer—M.R. had a record of payments for the time period in question. She also had a paper trail supporting her claims that her apartment manager had led her to believe that he would resolve the legal issues without a need for her to appear in court (which is what led to her original default judgment). Based on this evidence, Chip and Laura moved to set aside the default judgment. After a hearing at which both M.R. and the property manager testified, the motion was granted, giving M.R. the ability to apply for long-term housing. She now resides in a shared home in a quiet Seattle neighborhood.

ASSISTING TENANTS FACING EVICTION

In 2008, the number of low-income clients at risk of losing their homes increased dramatically and continues to be a huge problem. Lawyers in our Seattle office work with the Housing Justice Project, a pro bono project run by the King County Bar Association Community Legal Services program. This project provides a wide range of services to low-income tenants, including legal advice, assistance with negotiations and representation at eviction hearings and trials. We also assist tenants referred from other programs.

Seattle attorneys Chip Mulaney and Laura Ewbank helped one woman obtain stable long-term housing after an illegal eviction from public housing. M.R., who suffers from serious post-traumatic stress disorder related to past domestic violence, was evicted from her home after five years of residency in a low-income apartment complex due to an alleged failure to pay rent. When she was referred to Perkins Coie through the Compass Center's legal clinic, M.R. was living in a transitional shelter downtown and unable to apply for other housing because of the eviction on her record. Living in the tumultuous shelter was exacerbating her mental health issues.





“The number of low-income clients at risk of losing their homes increased dramatically and continues to be a huge problem...”

ADVISING THE HOMELESS AT SHELTER CLINICS

Attorneys throughout the firm counsel the homeless on legal issues through their participation in advice clinics. The Compass Center, a homeless shelter in downtown Seattle, is an example of one such clinic. Seattle attorney Lisa Schaures has taken a leadership role in helping to staff the clinic, recruiting Seattle attorneys and personally handling matters. Lisa's extraordinary efforts earned her the 2008 Perkins Coie Pro Bono Leadership Award and are highlighted in the Pro Bono Leaders in the Firm section of this report. The Compass Center is just one of the many community legal clinics where Perkins Coie lawyers regularly provide pro bono advice.

WORKING TO DEVELOP LOW-INCOME HOUSING

Real estate and land use, employment, business, tax and personal planning lawyers are providing advice to the University District Ecumenical Campus Coalition, an ambitious collection of religious congregations exploring whether they can leverage their combined real estate assets to build a new environmentally and economically sustainable shared facility that serves the congregations' needs while enhancing their services to the community, including the provision of low-income housing, a thrift store, a food bank and public space for educational and cultural activities. A team of Seattle attorneys led by Heidi Beck, Lorri Dunsmore and Laura Whitaker have provided pro bono assistance on the coalition's tax-exempt status, site planning and employment policies. They have also assisted with the development of a feasibility study and an ownership and governance structure to outline rights and responsibilities of member congregations in a commonly owned facility.

In 2008, we continued to represent local chapters of Habitat for Humanity International, which is dedicated to eliminating substandard housing and homelessness. In Portland, Perkins Coie represented Willamette West Habitat for Humanity in general corporate and real estate matters. Audrey Baker, Jessica Hamilton, Erick Haynie, Gwyn McAlpine and Ellen Sheedy worked on various issues including foreclosures, governance for homeowners' associations and other corporate matters.

Community Economic Development

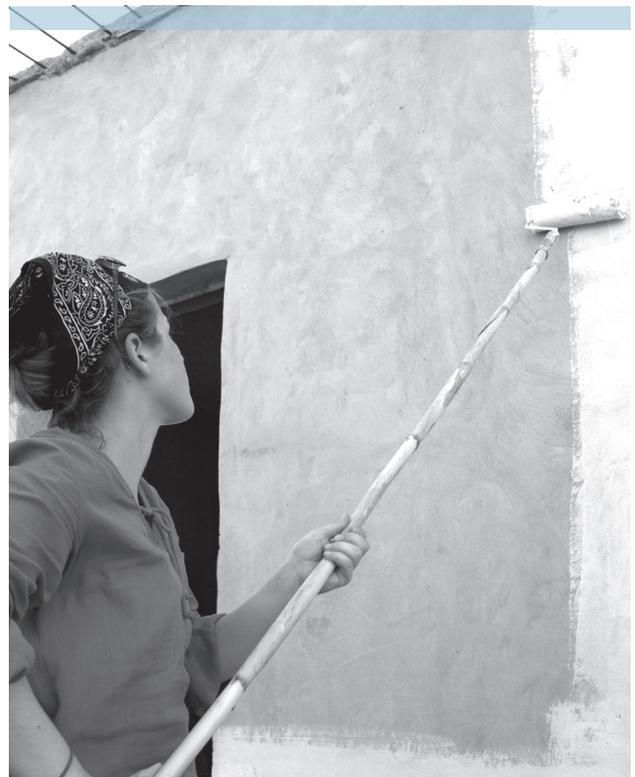


FACILITATING ENTREPRENEURSHIP

Business lawyers from across the firm have increasingly shown great interest in finding ways to help disadvantaged small business owners by providing legal advice to microlenders and providing business legal advice and transactional assistance to low-income business owners.

Lawyers in two of our offices have been working with ACCION New Mexico, a nonprofit microlender that provides small commercial loans to entrepreneurs, particularly in the minority community, who may not otherwise qualify for credit, while also providing these entrepreneurs with general business tutoring and management consulting. ACCION New Mexico contacted Perkins Coie when it began to explore the opportunity to expand its operations into Arizona and later Colorado. Attorneys in the Phoenix and Denver offices have assisted ACCION New Mexico in beginning operations in Arizona and Colorado, including reviewing loan documents to ensure compliance with state law and providing general corporate advice regarding licensing and other issues.

Lawyers in our Bellevue and Seattle offices have been providing advice and counsel to low-income business owners through the Washington Attorneys Assisting Community Organizations (WAACO) microenterprise clinics run in cooperation with Washington Community Alliance for Self-Help (Washington CASH). Washington CASH provides the business training, supportive community and capital to help enterprising individuals with limited financial resources gain self-sufficiency through small business ownership. The clinic was launched in October 2008 under the leadership of Seattle attorney Julia Clarke (former WAACO board member) and has been coordinated by Bellevue attorney Jason Kuzma (who is a current WAACO board member). Through this clinic, pro bono lawyers provide guidance to low-income individuals desiring to start their own businesses. The goal of these clinics is to help such budding entrepreneurs build self-esteem and self-reliance by spotting issues and giving advice while teaching them to solve their own problems.



With leadership from Brent Bullock, Portland attorneys have continued their active involvement with the Lewis & Clark Law School Small Business Clinic. Perkins Coie attorneys were joined by in-house lawyers at Intel Corporation in many of the clinics. In one matter, Candice Carr assisted client Leonard Barrett in his efforts to become a sole proprietor of a small landscaping business. Initially, Candice helped Mr. Barrett form his business as a limited liability company. Later, as the business started to gain momentum and attract more clients, she helped Mr. Barrett expand his workforce by drafting independent contractor agreements. Today, Barrett Ecological (formerly Gaiascapes), has merged sustainable living and landscaping to become a positive force in Portland's urban homes and commercial spaces. The company uses a process called permaculture to allow human habitats to coexist with the larger environment. The client list has expanded significantly and Mr. Barrett now teaches classes on landscaping in an urban setting and ecologically friendly methods of landscaping.

NONPROFIT REPRESENTATION

Perkins Coie lawyers and paralegals provided pro bono legal advice to hundreds of nonprofit clients in 2008. These clients include entities that provide social services to low-income communities, engage in community economic development, provide arts to the community, educate youth and work to protect the environment. Leveraging the firm's experience in a multitude of areas, our attorneys helped in the formation of nonprofit entities, provided general business advice, counseled on employment and tax issues, assisted with the disposition and purchase of real property and protected important intellectual property rights.

Menlo Park attorneys Brian Coleman and Kirupa Pushparaj worked with the founders of NextArts, a nonprofit organization that organizes and conducts concerts in diverse communities to raise funds for various charities. Brian and Kirupa advised the founders on their intellectual property rights and on preparing and prosecuting three patent applications for technology related to outdoor music concerts.

Brian and Kirupa also continue to explore potential licensing opportunities to help establish an independent revenue source for NextArts.

Bellevue attorney Darvin Davitian assisted the Central Area Motivation Program (CAMP) in the sale of its property in central Seattle to the City of Seattle. CAMP is a nonprofit organization dedicated to reducing the impact of poverty on families and individuals by providing services and promoting institutional community change through advocacy. Prior to the sale, the property was being used by CAMP to provide services to the community, such as the Emergency Feeding Program (EFP) to provide food to community members in need. The City of Seattle plans to use the property as a new fire station. The city agreed to acquire the property subject to EFP's lease, in order to allow the program to continue providing its services to the community. Perkins Coie's work involved reviewing the purchase agreement and closing documents, and assuring that CAMP took advantage of the real estate excise tax exemption available to parties that sell property to a governmental entity. Jerry Lutz and Philip Thompson have provided supervision and assistance on the matter as well as ongoing representation of CAMP.

*The California State Bar
awarded the Wiley M. Manual
Award to Menlo Park attorneys
Brian Coleman and Kirupa
Pushparaj for their work
representing NextArts and
the Community Organization
Representation Project.*



Brian Coleman



Kirupa Pushparaj

Working to Protect the Environment & Natural Resources

In 2008, as in past years, our lawyers took on various pro bono projects to protect our environment.



The Executive Council of the Coalition of National Park Service Retirees awarded Don Baur its 1872 Award for service to protect the National Park System.

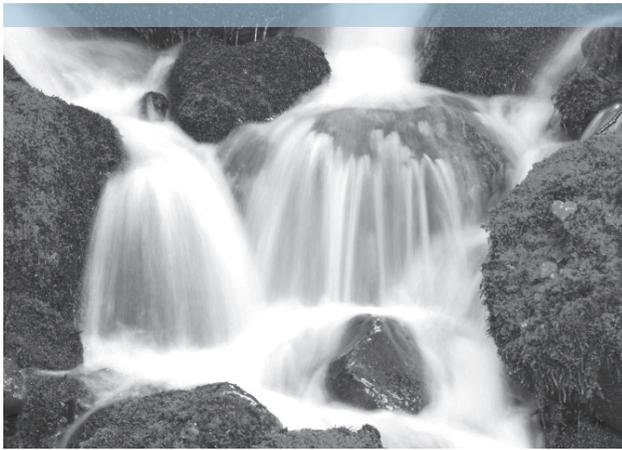


Don Baur

KEEPING CONCEALED WEAPONS OUT OF OUR NATIONAL PARKS AND REFUGES

Since 2007, Washington, D.C. attorney Don Baur has provided pro bono assistance to the Coalition of National Park Service Retirees (CNPSR) on several important issues. Most notably, Don gave assistance and guidance to CNPSR in its opposition to the Bush Administration's rulemaking to overturn 100 years of precedent and allow the carrying of concealed, loaded firearms in national parks. Don devoted considerable time recommending courses of action, drafting correspondence, and recommending, arranging and overseeing a survey and report of the potential impact of this rule on the resources (funded by a grant from the Turner Foundation), including threatened and endangered species, of the National Park System and the National Wildlife Refuge System. He also worked with counsel for the Brady Campaign and National Parks Conservation Association in successful litigation to obtain a preliminary injunction against the rule. As a result of a lobbying campaign by the National Rifle Association, a rider was added to the recently enacted Credit Card legislation that limits certain aspects of the court's decision. Legal work is continuing to define the relationship between that provision and the court's decision. Washington, D.C. attorneys William Cohen, Al Ferlo, Emily Merolli and paralegal Rebecca Brezenoff provided assistance in the challenge to the guns rule.

In addition to his work on the weapons issue, Don helped develop and submit the application for CNPSR's nonprofit status to the Internal Revenue Service. He also conducted a review of CNPSR's arrangement with Clemson University on the George B. and Helen C. Hartzog Institute for Parks.



ENVIRONMENTAL CLEAN UP AND CONSERVANCY IN OREGON

Portland attorneys represented the Salem Alliance Church, a community church based in Salem, Oregon, in its efforts to acquire and clean up contaminated land that is now being used by the church in its missions. Peggy Crane, on the environmental side, and Chris Criglow, on the real estate side, brought together their skill sets to help the church work through the Comprehensive Environmental Response, Compensation, and Liability Act and Oregon Superfund liability issues, as well as the logistics of the site clean up.

This complex transactional pro bono work has had a positive impact on the Salem community, both environmentally and socially.

Our Portland and Seattle attorneys have also represented the Deschutes River Conservancy, a nonprofit corporation whose mission is to restore streamflow and improve water quality in the Deschutes Basin. Since 2004, Portland attorney Lynne Paretchan has been representing this organization, assisting it with contracts and negotiations with multiple irrigation districts, state agencies and other nonprofit organizations for projects related to water rights transactions. Lynne has also obtained the assistance of Sarah Taylor and Lynne Graybeal in the Seattle office for trademark issues, and from Jeff Bock in the Portland office for various other issues in representing the Deschutes River Conservancy.

Relief for Victims of Natural Disaster

In December 2007 residents of Western Washington experienced some of the worst flooding in the state's history. Under a 2007 agreement with the Federal Emergency Management Agency (FEMA), in 2008 local ABA Young Lawyers Division volunteers have increased access and tools to help disaster victims seeking aid from FEMA.

Following the floods and a declaration of disaster by the federal government, the Washington State Bar Association, the Washington Young Lawyers Division (WYLD) and the Northwest Justice Project (NJP) teamed up to match volunteer lawyers with low-income flood victims. The WYLD and NJP worked with Jerry Lutz and Nichole Abbotts of Perkins Coie's Bellevue office to develop and present a free continuing legal education course to quickly train volunteer lawyers in federal laws and procedures addressing federal disaster relief. As a result, volunteer lawyers, including several from Perkins Coie, handled more than 100 cases with varying degrees of complexity for the victims of this disaster.



Representing Immigrants

Many of our lawyers provided pro bono counsel to low-income immigrants seeking political asylum in the United States and/or are involved in removal proceedings. We assisted clients with their removal proceedings in immigration court, at the Bureau of Immigration Appeals (BIA) and at the circuit court level. We had many successes in these cases in 2008.

A few examples are listed below.

HELPING POLITICAL ASYLEES

Chicago attorneys Debra Bernard and Brandy McMillion successfully persuaded an Immigration Court judge to grant E.K. political asylum in July 2008. E.K. was persecuted by a violent anti-Christian Mungiki sect in her native country of Kenya for her Christian religious beliefs and for being a Kikuyu woman who had not been subjected to female genital mutilation. Debra and Brandy had to demonstrate not only that their client had been persecuted and would continue to be if she was forced to return to Kenya, but also that the Kenyan government could not stop the persecution. E.K.'s story was one of horrific abuse, including repeated beatings, rapes and the murder of her nieces, before she was able to flee to the United States. With help from a local university professor expert witness, Debra and Brandy successfully provided credible factual background of the Mungiki sect's activities in Kenya and showed the correlation between certain political events and the rise of that sect with the resulting persecution of E.K. E.K. has since married and made a life for herself in the United States.

In another case, Bellevue attorney Donna Barnett won political asylum for a client who fled Albania because of the persecution he suffered due to his sexual orientation. Albanian police beat client A.B. with the butt of a gun and urinated on him in a public park because they thought he was homosexual. Eventually, our client was forced to quit school because of repeated beatings and threats from fellow classmates and his teachers' refusal to protect him. A.B. escaped Albania and made his way to the United States to live with family. However, he feared his family's reaction if they learned of his sexual orientation and therefore delayed seeking political asylum.



Our client eventually sought political asylum based on the persecution he suffered in Albania. The government argued that the application was time barred because it wasn't filed within a year of his initial entry to the United States. Donna successfully argued that A.B.'s trip to Canada and subsequent return to the United States constituted a separate entry; therefore, his application was not time barred. The immigration judge granted our client's application and the government waived its right to appeal. A.B. now has the opportunity to build his life in the United States free of persecution.

BOARD OF IMMIGRATION APPEALS PROJECT

In May 2008, the Ninth Circuit reversed the BIA and ruled that Perkins Coie indigent pro bono client, J.S., was entitled to withholding from removal and relief under the Convention Against Torture. The client had been beaten nearly to death by the El Salvadorean police after reporting to police headquarters that the local police were involved in drug trafficking and had murdered the client's cousin. The Ninth Circuit held that "the record compels the conclusion that upon return to El Salvador it is more likely than not that he will be tortured or killed by the police." Unfortunately, the win came too late for the client as he had been deported back to El Salvador in 2004.

The Catholic Legal Immigration Network, Inc. (CLINIC) referred the case to Perkins Coie. Steve Abrams, a former Perkins attorney in Denver, wrote the Ninth Circuit opening brief and Julia Markley in Portland handled the reply brief and appellate motion practice. The case then went back before the immigration judge, who wanted to find J.S. and bring him back to the United States. Julia consulted with attorneys from CLINIC, the Post-Deportation Human Rights Project and the Florida Immigrant Advocacy Center. With the help of a private investigator, the client was located in El Salvador and returned to the United States in April 2009, at which time the immigration judge granted the client withholding from removal and relief under the Convention Against Torture. The Department of Homeland Security conducted its post-order review process and Julia, David Bledsoe and Polly Hampton worked for the client's release. In May 2009, J.S. was released from Immigration and Customs Enforcement custody and granted the right to remain in the United States and to work here.

In May 2009 the firm received the 2009 Pro Bono Award from Catholic Legal Immigration Network, Inc. for outstanding pro bono work and advocacy on behalf of immigrants. In particular, the award was given in recognition of the firm's pro bono work on behalf of detained indigent immigrants in their appeals to the Bureau of Immigration Appeals.

IMMIGRANT YOUTH

Each year, more than 8,000 immigrant children arrive in this country without an accompanying adult. These children are alone and vulnerable. Many come to the United States after suffering persecution in their home country and/or are survivors of domestic violence. Perkins Coie has been working with the Volunteer Advocates for Immigrant Justice (VAIJ) project, a pro bono initiative of the ABA Commission on Immigration and Microsoft Corporation, to help provide counsel to some of these children.

In one of these cases, Seattle attorney Penny Fields and Chicago attorney Brett Miller represented E.S., a 13-year-old boy from Guatemala who fled to the United States to escape from his abusive father. In Guatemala, E.S. was forced to work from a very young age and would be beaten if he did not earn enough money to satisfy his father. To end the beatings, he resorted to life on the streets where no one cared for him and he was subjected to many dangers, including harassment by gangs. Alone at 11, E.S. endured a dangerous trip to the United States, where he hoped to find a safer life and a good job that would allow him to send money home to his mother. E.S. is well on his way to obtaining Special Immigrant Juvenile (SIJ) status. SIJ paperwork has been filed on his behalf, he has been declared a dependent of the State of Washington and the necessary interview with the Department of Homeland Security has been conducted. A decision is expected shortly. Meanwhile, Brett and Penny have filed an application for asylum with the immigration court and have subsequently moved to have this adjudication made instead by U.S. Citizenship and Immigration Services under recent amendments affecting jurisdiction for children's asylum cases. E.S. remains in long-term foster care where he is experiencing a nurturing home life for the first time. He has learned English, is doing well in school and enjoys playing soccer.

We are also proud to be one of the founding sponsors of the new nationwide Kids in Need of Defense (KIND) initiative. KIND was launched in October 2008 by Microsoft and actress Angelina Jolie. Its mission is to find counsel for all children involved in immigration proceedings in the United States. We look forward to working with KIND in 2009.

Other Community Service Involvement

Perkins Coie has an extensive community service program that supports and promotes community service activities for attorneys and staff. The program is overseen and managed by the firm's Community Service Committee. Through the Perkins Coie Foundation, the firm makes charitable contributions to selected nonprofit organizations, encourages all personnel to contribute to the United Way and sponsors major fundraising events, such as organized walks/runs/bowl-a-thons. In addition, the firm supports attorneys and staff participating in these events.



Volunteer Jaci McNally, organizes books for The Chicago Lighthouse.

Hundreds of our lawyers and professional staff also give back to the community by serving on nonprofit boards, holding leadership positions in bar associations and other law-related organizations, volunteering at moot court and mock trial exercises, mentoring youth and volunteering at their churches or local senior centers.

The month of June is the firmwide “community service month.” Each office participates in a local hands-on community service project during that month. Three of the organizations we supported in 2008 include The Chicago Lighthouse (Braille library), Mountains to Sound Greenway (trail maintenance) and United Way (Day of Caring).

THE CHICAGO LIGHTHOUSE

On June 30, 2008, the Chicago office helped organize and file Braille and large-print text books at The Chicago Lighthouse, an organization that provides many services to sight-impaired and blind children and adults. The organization supplies Braille and large-print books to every public and private student in Illinois with a visual disability. For example, if a teacher is teaching “To Kill a Mockingbird,” Lighthouse will send the Braille or large-print version of that novel to a sight-impaired child in that class. The librarian was in desperate need for volunteers to organize and file these books, so it was the perfect opportunity for employees to help out a fantastic organization that truly needed the assistance.



MOUNTAINS TO SOUND GREENWAY

On June 2, 2008, volunteers from the Bellevue office participated in National Trails Day by performing trail maintenance, specifically turnpike and revegetation work on the Pretzel Tree Trail, part of the Mountains to Sound Greenway. Maintenance work was needed to cut back overgrown brush, clear ditches of debris and do other tasks to keep Squak Mountain's trails safe and durable. Perkins Coie volunteers, along with Greenway crew members, were responsible for the rehabilitation of the majority of Washington State Parks' 12-mile trail network.



Perkins Coie volunteers, along with Greenway crew members.

UNITED WAY DAY OF CARING

Teams of volunteers from our Seattle and Bellevue offices took part in the United Way Day of Caring on September 12, 2008 to work on projects benefiting children in our community. One group of volunteers teamed up with a nonprofit partner, Page Ahead, and spent the day at Van Asselt Elementary reading with at-risk children. Others went to the Boyer Children's Clinic, which serves children with cerebral palsy and other developmental delays, to help prepare materials for educational programs and spend time in the classrooms with children, educators and families.



Volunteers help the United Way.

Pro Bono Leaders in the Firm

Perkins Coie established the Perkins Coie Pro Bono Leadership Award in 2001 to recognize a firm lawyer or lawyers each year for demonstrating outstanding leadership and commitment in providing pro bono services. Award recipients are chosen by the firmwide Pro Bono Committee. The work for which award recipients are honored reflects the strength and breadth of the firm's pro bono program.

In February 2009, Lisa Schaures was recognized as the King County Bar Association's (KCBA) volunteer of the month for her work for the KCBA's Legal Services for the Homeless project.



Lisa Schaures

The award winners are not only recognized internally, but also given the opportunity to direct a \$1,000 charitable contribution to the legal services organization of their choice. Seattle Business attorney Lisa Schaures was the recipient of the 2008 Perkins Coie Pro Bono Leadership Award. Lisa was selected because of her extraordinary work leading the firm's monthly legal clinic at the Compass Center, a homeless shelter in downtown Seattle. The firm first began providing legal services to homeless clients at the Compass Center in 1996. Lisa stepped in to run the clinic in 2007 and within a year, legal support at the clinic was more robust than ever. In 2008, Lisa involved more than 15 other lawyers in her work for the homeless. The lawyers provided advice and counsel, and in some cases direct representation, to dozens of homeless clients in administrative and litigation matters. In addition to her work with the Compass Center clinic, Lisa also provides pro bono advice to many nonprofit organizations and serves as a resource for any firm attorneys handling 501(c)(3) issues.

STAFF CERTIFICATES OF APPRECIATION

The Pro Bono Committee also recognized staff members for their extraordinary work in support of the firm's pro bono efforts in 2008. These individuals were selected for recognition based on nominations submitted by lawyers and staff at the firm. The Pro Bono Committee thanks the following individuals for their extra efforts on behalf of our pro bono clients: Tanya Blume, Becky Brezenoff, Judy Casey, Annabel Defty, Barbara Ditchey, Deanna Elsasser, Jane Frissell, Heidi Kmoch, Chris Knowlden, Rene Kuhlman, Trish Marino, Bethany Ming, Tabitha Moe, Andrea Montclair, Deanna Nylund, Gina Nyberg, Alana Shirk, Bea Stam and Marie van Olffen.

We know that many other members of our staff also provided valuable support on behalf of our pro bono clients. We thank all of you for your dedication and support.

Contributors with 50 or more Pro Bono Hours

The Pro Bono Committee would like to thank the following Perkins Coie lawyers and paralegals who provided 50 or more hours of pro bono services to our clients in 2008:

Nichole L. Abbotts
Colin P. Ahler
James A. Ahlers
Mamta Ahluwalia
Karin Scherner Aldama
Shylah R. Alfonso
Alvaro M. Alvarez
Kate E. Andrias
Dan L. Bagatell
Audrey A. Baker
Matthew T. Baker
Eric G. Barber
Rhonda L. Barnes
Donna L. Barnett
Daniel C. Barr
Brent W. Barton
James E. Barton II
Kristin A. Baughman
Donald C. Baur
Sara Baynard-Cooke
Amanda J. Beane
Heidi A. Beck
Debra R. Bernard
Stacey S. Bernstein
Eric R. Bjorkman
David A. Bledsoe
Marc A. Boman
Deena B. Bothello
Tyler R. Bowen
Rebecca L. Brezenoff
Kathleen J. Buckley
Brentley M. Bullock
David J. Burman
Howard Ross Cabot
Ralph A. Caliendo
Demetrius E. Carney
Candice N. Carr
Mimi H. Chiang
Ryan T. Chieffo
Theodore Chung
Julia Parsons Clarke
Patrick M. Collins
Richard Coyle
Peggy L. Crane
Bruce Michael Cross
Joseph P. Cutler
Norton L. Cutler
Thomas M. Daniel
Darvin R. Davitian

Chad T. Diamond
Lindsay E. Dickston
Barbara A. Ditchey
Stephanie E. Dunn
Lorri Anne Dunsmore
Jordan T. Ellel
Kristie L. Ellison
Rebecca S. Engrav
Laura Ewbank
Travis Exstrom
Farschad Farzan
Jan Feldman
Stephen Feldman
Penny Fields
Brian Flock
Timothy J. Franks
Jane Frissell
Javier F. Garcia
Melora M. Garrison
Elizabeth Dietrich Gaukroger
Eric N. Gellert
Nicholas P. Gellert
Amelia M. Gerlicher
Ryan D. Glant
Melody K. Glazer
Jeffrey S. Goodfried
Andrew L. Greene
Jessica T. Hamilton
Hugh E. Handeyside
Erick J. Haynie
Edwardeen W. Hilts
Andrea S. Homier
Jason S. Howell
Amy E. Hughes
Scott H. Husbands
Patricia S. Innes
Shaina J. Jensen
Karen Samuels Jones
John S. Kaplan
Reginald S. Koehler
Lissa R. Koop
Elizabeth J. Kruschek
Jade R. Lambert
Zachary A. Lange
David M. LaSpaluto
Elizabeth Y. Lee
Philip A. Leider
James N. Leik
Tracy S. Lemke

Michael T. Liburdi
Ashley A. Locke
Ronald E. Lowe
R. Gerard Lutz
Amy J. MacKenzie
Charles V. Maloney
Elisabeth Manheim
Nicholas A. Manheim
Patricia Marino
Guy R. Martin
Elana Sabovic Matt
Yvonne M. Mattson
Gwyneth E. McAlpine
Tracy Michele McCarthy
Elizabeth L. McDougall
Joesph M. McMillan
Brandy R. McMillion
Emily K. Merolli
Eric Merrifield
Diane M. Meyers
Brett Miller
Steven J. Monde
Justin L. Moon
Craig A. Morgan
Michelle M. Morris
Kelly F. Moser
Ryan T. Mrazik
Charles Mulaney
Terence O. Murphy
Ann M. Nagele
Peter B. Neumer
James A. Nickovich
Gina Nyberg
Katherine E. Page
Douglas R. Pahl
Bradley J. Palmer
Lynne M. Paretchan
Brendan J. Peters
P. Derek Petersen
Sherilyn Peterson
Stephen A. Porter
V. Paige Pratter
Tawn T. Pritchette
Kirupa Pushparaj
Banurekha Ramachandran
William C. Rava
Jacob C. Robertson
Kiyomi R. Robinson
John K. Roche

Joseph A. Romberg
Breena M. Roos
Melanie G. Rubocki
Christine M. Salmi
Karl J. Sandstrom
Lisa E. Schaures
Steven J. Schindler
Alana R. Shirk
Randall L. Schmitz
Harry H. Schneider
Renee M. Schreiber-O'Shea
Rebecca K. Setlow
Ellen S. Sheedy
Craig H. Shrontz
Harmony A. Simmons
Vincent A. Singh
Michael A. Sink
Charles C. Sipos
Tammy N. Sittnick
Lauren Sliger
Carol A. Smoots
Benjamin Soffer
Laura M. Solis
William B. Stafford
Beatrice E. Stam
Renee E. Starr
Beth M. Strosky
Sarah J. Taylor
Michael J. Teter
Nidhi J. Thakar
Joanna Monk Thies
Philip A. Thompson
Hugo E. Torres
Margret Warrick Truax
S. Kate Vaughan
Jack A. Vincent
Eric E. Walker
Vickie L. Wallen
Kevin B. Wein
Meredith F. Weisshaar
Aaron S. Welling
Matthew Wernz
Megan E. Wesley
James F. Williams
Christopher B. Wilson
Kristine R. Wilson
Chian Wu
Jason J. Yoo
D. Michael Young

2009 Perkins Coie Pro Bono Committee Members

ANCHORAGE

*Amy J. Mackenzie**

BOISE

*Eric R. Bjorkman**

Staff Support: Vicki R. Peterson

CHICAGO

*C. (Vince) Vincent Maloney, Chair**

Patrick M. Collins

Nathan F. Fahrer

Nadia A. Kiyani

Bates McIntyre Larson

Brandy R. McMillion

Brett Miller

Matthew Wernz

Staff Support: Theresa L. Daniel

DENVER

*Norton Cutler, Chair**

Douglas L. Sawyer

Michael A. Sink

Joanna M. Thies

Staff Support: Laurie G. Guthals

LOS ANGELES

*Katherine M. Dugdale, Chair**

Melora Garrison

John E. Peterson

Staff Support: Ellie Smiley

MADISON

*Timothy W. Burns, Chair**

Jeff L. Bowen

Sarah C. Walkenhorst

PHOENIX

*Philip R. Higdon, Chair**

Rhonda Barnes

James E. Barton II

Michael Liburdi

Craig A. Morgan

Jill L. Ripke

Staff Support: Deborah Uren

PORTLAND

*Erick J. Haynie, Chair**

Gina K. Hagedorn

Stephen J. Higgs

Gwyneth E. McAlpine

Nicholle Y. Winters

Staff Support: Dina S. Glassman

SAN FRANCISCO/MENLO PARK

Joren S. Bass, Chair (San Francisco)*

Farschad Farzan (San Francisco)

Diane T. Gorczyca (San Francisco)

Philip A. Leider (San Francisco)

Veronica K. McGregor (San Francisco)

Kirupa Pushparaj (Menlo Park)

Staff Support: Brianne E. O'Leary

SEATTLE/BELLEVUE

*Leah E. Medway (Seattle),
Firmwide Pro Bono Counsel**

*David J. Burman (Seattle),
Firmwide Pro Bono Committee Chair**

Nicholas P. Gellert, Chair (Seattle)*

Donna L. Barnett (Bellevue)

Brian J. Eiting (Seattle)

Andrew L. Greene (Seattle)

Hugh Handyside (Seattle)

R. Gerard Lutz (Bellevue)

Bruce G. MacIntyre (Seattle)

Ann M. Nagele (Seattle)

William C. Rava (Seattle)

Lisa E. Schaures (Seattle)

Steven Schindler (Seattle)

S. Kate Vaughan (Seattle)

Staff Support: Jessica L. Manning

WASHINGTON, D.C.

*Donald C. Baur, Chair**

Leota Bates

Jena A. MacLean

John K. Roche

Hartmann Young

Staff Support: Bethany G. Ming

**Denotes members of the firmwide
pro bono committee.*

CONTACT: Leah Medway, *Pro Bono Counsel*

E-MAIL: LMedway@perkinscoie.com

ANCHORAGE · BEIJING · BELLEVUE · BOISE · CHICAGO · DENVER
LOS ANGELES · MADISON · MENLO PARK · PHOENIX · PORTLAND
SAN FRANCISCO · SEATTLE · SHANGHAI · WASHINGTON, D.C.

Perkins Coie LLP www.perkinscoie.com

August 2009

