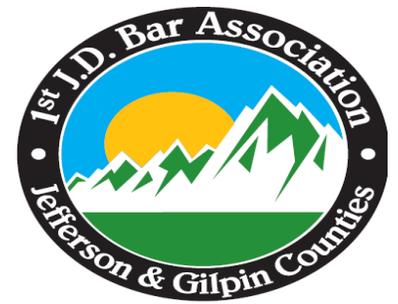


PROCLAMATION First Judicial District Bar Association

**APRIL
2025**



MISSION STATEMENT

The purposes of the Association shall be to enhance the practice of law within Gilpin and Jefferson County, to promote professionalism and the administration of justice, to encourage legal education, to uphold the honor and dignity of the bar, to cultivate cordial relations among the legal communities of the 1st Judicial District, to perpetuate the history of the profession and the memory of its members, to facilitate and improve the provision of legal services to the community, and to administer the budget for professional, social and community-oriented purposes.

2024-2025 1ST JD BAR ASSOCIATION BOARD OF TRUSTEES

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Law Firm Updates

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Member Spotlight—Magistrate Tims

Jeffco Courthouse News

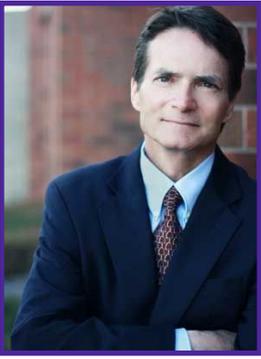
Upcoming Events

Golf Event

Judges & Awards Reception

Award Nominations Request

CLE-Unravel the Gavel April 23



ALAN HENDRIX

PRESIDENTS COLUMN

“People forget facts, but they remember stories.” Joseph Campbell.

I became aware of Joseph Campbell, when he was interviewed on public TV by Bill Moyers. If you are interested in spirituality, ritual and a wide view of comparative religion, he is your man.

The quote above has been preached over many years by great trial attorneys. I have at least half a bookshelf of books on ideas and trial tactics. An example is Jim Perdue’s *Winning with Stories*, which harkens back to a New York lawyer, Moe Levine.

Stories work in part because people are lazy. We all know about primacy and recency. Pretty basic. It took me a long time to understand why it is when you talk about a particular issue in the courtroom, you should always stand in the same place and then move to another place when you talk about another set of issues. Memory is based upon location. Belatedly, I came to understand this when I walk upstairs from the kitchen into the bedroom and then must go back to the kitchen to realize what I needed before I made the trip.

As adjunct faculty at the Denver University School of Business n/k/a as the Daniels College of Business, I would jokingly tell my business law students, I was going to immediately have them test out of Statistics, I spoke about the bell curve and standard deviations, and Marketing, with the four Ps of marketing, which have been added to, but then were price, place, product and promotion and Management with the XYZ theory of management. The X theory is people are lazy and you need to beat them with a stick to make them go. The Y theory is people are motivated and you can just stand back and watch them go. The Z theory is people are a combination of X and Y.

I am more of an X theorist. People are lazy, so we must tell stories and engage them heuristically (which none of us could get through the day without). Start them down a path so sunk costs, preconceived notions and no turning back carries the day.

That was the case on a national level with the Vietnam war and nation building in Iraq and Afghanistan. John Kerry said, *“how do you ask a man to be the last person to die for a mistake.”* You do it based upon sunk cost fallacy,

Continued on page 3

With clients criminally charged, I liken their case to a locomotive having left the station. Maybe it never should have left the station, but it takes strong effort to get the locomotive back into the station and get a dismissal.

People are lazy and their attention spans are becoming frightening short. Chickens remember the past and can anticipate the future. We know dogs can. Dogs will come to you if you are treating them but are not interested in coming to you if when you call them, you become frustrated and you finally get them, you do not treat them. It has been reported that goldfish have greater powers of concentration now than people.

No less authority than my 20-year-old son, a college sophomore at Boulder, says his generation cannot sit still long enough to watch a movie. He has seen many times in class, when students will have, not one but two videos on, at the same time on Tik-Tok. In. Class. I go to very few professional sports games, but when I do, I notice fans of all ages have their attention divided between the game and their handheld computers.

Some trial tactics discuss Easter eggs, facts the finder of fact, judge or jury will discover and having found it themselves will be more strongly convinced than if you pointed to the Easter egg. It is pretty clear that if somebody finds it on their own, they will be more persuaded, by ego, that they know the ultimate truth.

Joe Nacchio's lawyer in the Quest securities fraud case (2005-2007) in Colorado federal court was Herbert Stern, who had been a federal judge in New Jersey. Mr. Nacchio was convicted and sentenced to 6 years. Counselor Stern had co-written a trial tactic treatise where he preached the power of Easter eggs. Personally, I do not have the courage to try that method because of my concern that the Easter egg will be ignored or broken, or because a strawman has directed a path taken by a red herring.

ⁱ Joseph Campbell's most famous work is the six-part interview series, "Joseph Campbell and the Power of Myth," with journalist Bill Moyers, which explored the role of mythology in both past and contemporary life.

ⁱⁱ In the legal community, Moe Levine is a mix of pioneer, celebrity, genius, and hero. Moe Levine was arguably the greatest civil lawyer of his time and was revolutionary in his lectures on advocacy techniques. Levine was also a founding member of the Inner Circle of Advocates in 1972, shortly before his death.

ⁱⁱⁱ https://en.wikipedia.org/wiki/Joseph_Nacchio

LAW FIRM UPDATES

Radeff & Hart, P.C., is excited to welcome Mark D. Chapleau to the firm as *Of Counsel*, where he will continue to represent clients in domestic relations, including appeals, mediation, arbitration and PC/DM work.

Mark was admitted to the Illinois bar in 1989, and the Colorado bar and Federal District Court in 1996. He attended the University of DePaul (B.A. Music 1983); Northwestern School of Law, Chicago (J.D.1989). He is an active member of the Denver and Colorado Bar Associations, the Colorado Trial Lawyers Associations, and the Family Law section of the CBA. Mark is also a regular presenter at the Family Law Institute, using humor to address professionalism and ethics.



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Office space available for sublease/office sharing in Denver West

Up to 5 individual offices (furnished, if desired) available as a group or separately. Conference room, library, and kitchen use included. Rental rate negotiable. Contact Scott or Dennis at Holley, Albertson & Polk, (303) 233-7838.

GENESEE LAW OFFICE SPACE FOR LEASE

One opening in a space with four attorneys

*602 Park Point Drive #240,
Golden, CO 80401.*

Large office furnished or unfurnished with full windows and a west view of front range. 15 minute drive to Jeffco. 25 minute drive to Denver District. Phone and Internet provided. \$800 monthly.

This office is right next-door to the Chart House. Great happy hour.

Contact Deborah at 303-273-2923

MEMBER SPOTLIGHT MAGISTRATE MARIANNE TIMS

Magistrate Marianne Tims

I started out life in the state of Ohio
Eleven years later, home was Colorado
Hung with the cowboys in an effort to be cool
1984 grad from Evergreen High School

Off to Durango, attend Fort Lewis College
Had a lot of fun while I was gaining knowledge
'92 was a year that was somewhat harried
Graduated law school and got myself married

Served as a Guardian ad litem in juvie
My next stop, Assistant County Attorney
Served the 18th, followed by a move to the 1st
Took the bench in '04, this year's my 21st

Nearly thirty-three years of marriage at this rate
But let me be clear, I would not turn down George Strait
Those of you who know me, my daughter is all grown
Her laundry at my house, but she has her own home?

I love to travel, cruises and anywhere hot
Turks and Caicos, hopefully my next future spot!
But in the meantime, there is a lot to be done
Serving families and children, each and every one

*Magistrate Tims was honored in 2014 by the
Colorado Judicial Institute as Magistrate of the Year.

Ghost Writer Chris Radeff.



Magistrate Tims and family



JEFFCO COURTHOUSE NEWS

May 1st – Law Day ~ Held in the atrium of the courthouse 9AM – 3PM

Attorneys will be available in the atrium for the public to stop by and have a 15-minute one on one. We will have Traffic/Criminal, Civil, Family Law, and Probate attorneys. Anyone interested in volunteering please email 01self-help@judicial.state.co.us

May 5th – May 9th Public Service Recognition Week

Please take time to share a few kind words of gratitude with court staff or other public service workers during this week.

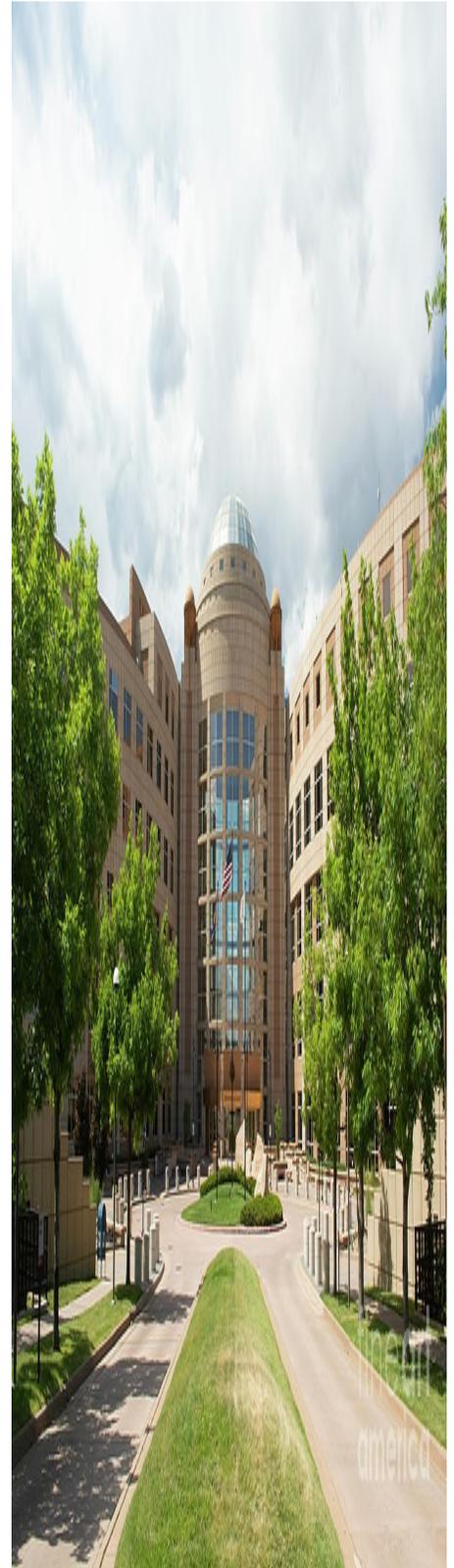
Magistrate De Boyes will be leaving the bench 5/27/25

The job announcement is posted at <https://www.coloradojudicial.gov/careers> (.8 FTE Magistrate) (If interested in both positions, you **must** apply to both positions)

Magistrate Schaefer will be retiring 8/31/25

This recruitment should be posted by 4/18/25 for anyone interested at <https://www.coloradojudicial.gov/careers> (1.0 FTE Magistrate) (If interested in both positions, you **must** apply to both positions)

Magistrate Kollar will be taking over the Problem-Solving Court Docket 9/1/25



UPCOMING EVENTS



JUDGES AND AWARDS RECEPTION

We are looking forward to another great Judges and Awards Reception on Saturday, October 11 at Red Rocks Country Club. Please help us assure that we have nominees for all awards.

Celebrate those special people we see make a difference

MAKE A NOMINATION

Description, qualifications and nominating form for each award at the link below.

<https://1stjd.org/awards/#!event-lis>

AWARD OF MERIT

FREDERICK J. MYERS PROFESSIONALISM AWARD

LINDA T. PALMIERI AWARD FOR OUTSTANDING SERVICE TO CHILDREN

LISA HARNESS MEMORIAL AWARD

GEORGE HOLLEY YOUNG LAWYER AWARD

CLAUDIA D. MILLER LIBERTY BELL AWARD

**UNRAVEL THE GAVEL: 1st JD Chat Series
with Members of the Bench**

**Featuring a Panel Discussion with
The Honorable
Christopher B. Rhamey,
Meegan A. Miloud,
Diego G. Hunt**

**Wednesday, April 23, 2025 at noon, Virtual Only
Discussing How to Best Prepare for Day 1 of Trial:**

- Pretrial Filings (Motions in Limine & Trial Briefs) and Pretrial Conferences
- Judicial Practices and Tips for Submitting Jury Instructions
- Trial Day 1 Logistics and Effective Voir Dire
- ETHICS: Discussion of Rules Governing Attorney Conduct related to **conferral (Local Rule 121 1-15(8) and RPC 3.3 & 8.4)**

Presented by the First Judicial District Bar Association
Submitted for 1 CLE Credit, including Ethics
1st JD Bar Association members FREE
Non-members \$10

You must register to attend. Link for virtual attendance will be sent prior to the event.

<https://1stjd.org/events/#!event/2025/4/23/unravel-the-gavel-1st-jd-chat-series-with-members-of-the-bench-featuring-a-panel-discussion-with-honorable-christopher-rhamey-meegan-miloud-diego-g-hunt>