

*The Clark County Bar Association Presents a CLE on January 24, 2014*

## **The Implications of Legalizing Marijuana - All you Need to know**

*Presented by:*

*Hon. Richard Melnick, Dr. Jennifer Souders & Police Sergeant Tim Wilson*

*And attorneys Eric Hoffman, Andrew Wheeler, & Jeff Ott,*

**January 24, 2014 - Noon to 4:30pm at the Red Lion at the Quay**

⇒ Lunch Provided ⇐

3.0 General Credits and 1 Ethics Credit (4 Total Credits) – **Oregon Credits Pending**

CCBA members: \$140.00

Non-members: \$180.00

Non-attorneys: \$70.00

**To register: call the CCBA, (360) 695-5975, OR email: [CLE@ccbawashington.org](mailto:CLE@ccbawashington.org), OR FAX this flyer to (360) 737-6891 with your BAR NUMBER \_\_\_\_\_, NAME \_\_\_\_\_ PHONE # \_\_\_\_\_, and EMAIL \_\_\_\_\_.**

Payment can be mailed to 500 W. 8<sup>th</sup> Street, Ste 65, Vancouver, WA 98660 or via credit card over the phone

## **The Implications of Legalizing Marijuana - All You Need to Know**

### **Hour 1:**

- **Dr. Souders** will be discussing some of the issues and concerns that were present in the development of Washington's efforts to legalize marijuana usage. She will address some of the science and rationale behind the per se laws. Why 5ng and what is the effect of this quantity of active marijuana upon the body? What is the meaning and effect of the other metabolites which will be present in a properly conducted blood test? How should toxicological results be interpreted regarding medical marijuana users and what might be different about the effects of marijuana on medical versus recreational users? Dr. Souders is a talented and highly-skilled expert scientific and medical courtroom witness and medical doctor having worked with some of the best criminal defense attorneys in WA. Having presented at both local and national seminars and conferences, her presentation will be of interest to both prosecution and defense attorneys and to everyone who is curious about this legislation.

### **Hour 2:**

- Join trained Drug Recognition Expert (DRE) Battle Ground Police **Sergeant Tim Wilson** while he demonstrates and comments upon the proper testing procedures for the Washington State Standardized DRE evaluations. (He will not be accepting questions.)
- Vancouver DUI defense attorney **Andrew Wheeler** will be addressing some of the major changes that I-502 brought into the world of DUI defense.

### **Hour 3:**

- What are some of the effects of the new Recreational Marijuana Law in light of the Federal Government's classification of marijuana as a controlled substance? How does the interaction of federal preemption and supremacy affect this state law? **Jeff Ott** will examine the federal government's powers of legislation over the states in regards to marijuana laws and how it has responded through coercive action and AG enforcement.

### **Hour 4:**

#### **Ethics Panel Discussion: Hon. Richard Melnick, Eric Hoffman & Jeff Ott**

- What exposure do we have as practitioners when helping our client navigate the legal gray area that is marijuana law? The focus of the panel will concern the ethical and legal implications of representing a client interested in, or currently, distributing marijuana. What is required to meet zealous and competent representation and the distinctions between advising and assisting?



**Dr. Jennifer Souders** is an Anesthesiologist practicing Interventional Pain Medicine in Mountlake Terrace, WA. She is board certified in anesthesiology, a licensed MD in Washington, and was a Clinical Associate Professor in the Department of Anesthesiology and Pain Medicine at the UW School of Medicine with over 20 years on the faculty. Dr. Souders completed residency training in Anesthesiology and completed a joint fellowship in Anesthesiology and Pulmonary and Critical Care Medicine.

Her areas of research expertise include the physiology of the lungs, the exchange of materials between the lungs and the blood, the physiology of air in the vasculature, and the risks of adverse perioperative outcomes. Some areas of clinical interest are pain management, thoracic and cardiovascular anesthesiology, pharmacology & toxicology, substance abuse and addiction.

She is President of Souders Independent Medical Consultations, PLLC and consults on medical and scientific issues, including medical aspects of civil and criminal legal cases.

**Eric Hoffman** is located in Vancouver, WA, practicing estate planning, family law, misdemeanor defense, and advising small businesses. He has worked in Public Defender's offices in Lassen County, California and Clallam County, Washington and has had private offices in Anaheim and Seattle. After graduating from the United States Merchant Marine Academy, he earned an unlimited tonnage master's license. He has formed and run several small businesses and earned an MBA and an MS in Financial Planning. Admitted in Washington and California, he volunteers at the CCVLP and serves on the CCBA CLE Committee. He is qualified to answer that age-old question: Which bar exam is more difficult, California or New York? (Yes, he passed both.)



**Andrew Wheeler** is a founding partner of Wheeler, Montgomery, Sleight & Boyd, and focuses his practice on DUI defense. He has lectured on topics including the role of criminal defense attorneys and effective DUI defense, and has handled hundreds of DUI cases in Clark County. A lifetime resident of Clark County, Andrew is a graduate of the University of Idaho College of Law. His interest in DUI defense began in law school as an intern for the Clark County Prosecuting Attorney's Office. Later, as an associate for Anderson & Associates, he narrowed his criminal law practice to focus almost exclusively on DUI defense. He actively participates with the Clark County Bar Association and recently served as a member of its executive board.

**Jeff Ott** is a sole practitioner in Vancouver, WA. He focuses on family law and criminal defense and is experienced with complicated business arbitration and development. Having focused his undergraduate work on anthropology and chemistry and having travelled extensively, he has excellent skills in working with and understanding the often complicated dynamics that occur within families and business partnerships.

He is a graduate of the University of Oregon School of Law and taught courses in medical law and ethics and business law and ethics as an adjunct professor at Pioneer Pacific College.



**Superior Court Judge Rich Melnick** has served the public for over 30 years as a judge and a prosecutor. Judge Melnick received a B.A. from Northwestern University and his J.D. from Lewis and Clark Law School.