



Federal Bar Association

Idaho Chapter

Sidebar

EXECUTIVE BOARD

Dana Herberholz, President

Susie Headlee, Executive Director

Wendy Olson, President Elect

Rafael Gonzalez, Vice President

Marcus Johnson, Secretary

Alyson Foster, Treasurer

Dan Williams, National Delegate

John Zarian, Immediate Past President

A MESSAGE FROM DANA HERBERHOLZ, CHAPTER PRESIDENT

MAY 2019



The Idaho Chapter of the FBA is off to a great start in 2019. I want to thank all of our Chapter's officers and committee members for their hard work in growing our membership and expanding our Chapter's offerings this year. Membership stands at 197, and it is very rewarding to see our Chapter grow. Below are just a few highlights of some of our recent events, as well as a preview of those that are upcoming.

Investiture and Reception for Judge Ryan Nelson. Our Chapter was pleased to assist in sponsoring the investiture for Judge Ryan Nelson on March 29 in Idaho Falls (photo top

right). Judge Nelson, a sixth-generation Idahoan and native of Idaho Falls, was confirmed to serve on the Ninth Circuit Court of Appeals in October 2018. Around 300 people attended the event. Special thanks to the judge's law clerk Ari Volpe for planning the investiture and to our Executive Director, Susie Headlee, for her assistance. On April 10, we also hosted a meet-and-greet with Judge Nelson at Beside Bardenay in Boise. I would like to thank Judge Nelson for making the trip to Boise, as well as our Chapter Secretary, Marcus Johnson, for coordinating the event.

15th Annual Tri-State Seminar, Sun Valley, Idaho, September 26-28, 2019. We are excited to host the Tri-State Seminar in Sun Valley on September 26-28, 2019. In this one-of-a-kind event, FBA chapters from Idaho, Wyoming, and Utah join for two days of outstanding CLE programming. The Tri-State Seminar features exceptional speakers and outstanding networking opportunities.



Planning is well underway, and we are expecting a record number of federal judges to participate. Please plan to join us in Sun Valley.

Creating a Third Judgeship in the District of Idaho. The District of Idaho remains in desperate need of a third Article III judge to assist with its growing caseload. Our Chapter continues to lobby our congressional delegation to create a third judgeship for our district. In March, our Chapter Treasurer, Alyson Foster, participated in the FBA's annual Capitol Hill Day event. Alyson met with key staff members of Idaho's senators and

representatives to discuss legislative efforts to create a third judgeship and to confirm the Chapter's ongoing support of those efforts. We will continue to work with the FBA's Government Relations team in Washington, D.C. on this effort. Many thanks to Alyson Foster and Amy Lombardo for their work in this very important area.

Brown-Bag CLE Programs. We plan to offer at least six Brown-Bag CLE programs throughout the state this year. These programs are free to Chapter members and lunch is provided. Please join us for our next Brown-Bag CLE on June 11, 2019 from 12:00 p.m. to 1:30 p.m. at the U.S. Bank Building in Boise. In *Mockingbirds and the Court System: My Journey for Justice*, Idaho Supreme Court Justice Gregory W. Moeller will discuss the role that *To Kill a Mockingbird* played in his life by inspiring him to pursue a career in law and to later take on a murder case with many similarities to the trial in the book.

Retirement Ceremony for the Hon. Edward J. Lodge. Please join members of the federal court for Judge Lodge's retirement ceremony on **July 2** from 3:00 p.m. to 5:00 p.m. at the James A. McClure Federal Building & U.S. Courthouse in Boise.

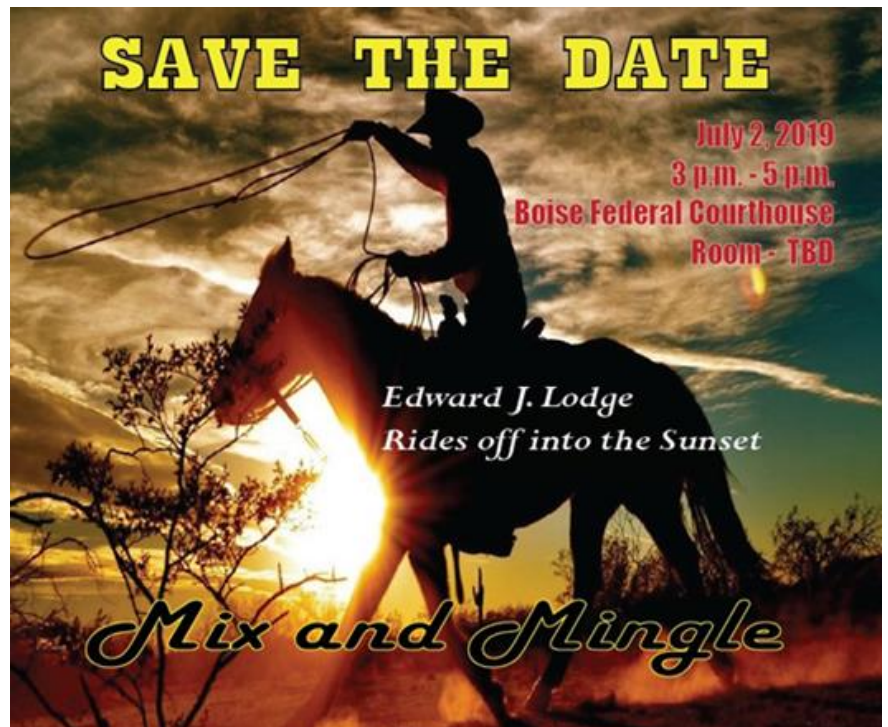
With more than 50 years of experience on the Bench, Judge Lodge is one of Idaho's longest serving judges. After serving nearly 23 years as a District and Administrative Judge for the third Judicial District of Idaho, Judge Lodge served the District of Idaho with distinction for over thirty years, having presided over some of the most high-profile cases in Idaho's history. Judge Lodge, currently on

Senior Status, will officially retire on July 3, 2019.

Upcoming Events:

- **Brown-Bag CLE.** *Mockingbirds and the Court System: My Journey for Justice*, Idaho Supreme Court Justice Gregory W. Moeller. Tuesday, **June 11, 2019**, 12:00 p.m. to 1:30 p.m., U.S. Bank Building, 101 Capitol Blvd., Room 202.
- **Chapter Meetings.** We held our last membership meeting on April 23, 2019. Chapter members are invited to join us for our next membership meeting on **July 9, 2019** at 4:00 p.m. at the offices of Parsons Behle & Latimer.

- **Chapter Elections.** Chapter Officers for 2019-2020 will be selected at our September 24 membership meeting. We are in the process of preparing a slate of candidates to serve on the Chapter Board next year. If you are interested in serving, please contact President-Elect Wendy Olson, or Susie Headlee.
- **Tri-State Seminar.** September 26-28, 2019, Sun Valley.



GOVERNMENT RELATIONS

*Article III
 Judicial
 Vacancies and
 Confirmations*
 by Bruce
 Moyer, Counsel
 for
 Government
 Relations; and
 W. West Allen,
 (below), Chair,
 Government
 Relations
 Committee



High numbers of district court vacancies are likely to decline over the coming months because of a historic change in the interpretation of the Senate’s rules adopted on April 3 on a largely 51-48 party-line vote. Senate Resolution 50, introduced by Sen. James Lankford (R-OK) and Sen. Roy Blunt (R-MO), reduces post-cloture debate time for nominees to the federal district courts, the Court of Federal Claims and certain sub-Cabinet executive nominees to two hours, rather than 30 hours under the prior practice. Senate Majority Leader Mitch McConnell (R-KY) sought the new interpretation of Senate Rule 22 to curtail prolonged debate on non-controversial nominees that has slowed the pace of confirmations and other Senate business. The Senate’s action will accelerate the path of hundreds of Trump judicial and executive branch nominees whose last step in Senate confirmation has been held adrift due to increased partisanship and delay.

Capitol Hill Day, held March 21, 2019, was a great success in the promotion of FBA’s advocacy agenda and its respect on Capitol Hill. Despite a windy and rainy day, seventy-four FBA registrants – an FBA record – enthusiastically participated in more than 200 meetings with Congressional offices in the nonpartisan promotion of FBA’s policy priorities. FBA advocates educated House and Senate lawmaker offices about:

- The urgency of additional judgeships in high-caseload districts and circuits
- The establishment of a specialty Article I immigration court, and
- Technical amendments to the Federal Bar Association’s Congressional charter

More information about these policy priorities, along with Capitol Hill Day photos and background materials, may be found at fedbar.org. Also, there’s a terrific video produced by Capitol Hill Day participant Jason Blanchard about his experience. Thanks to all who participated in this annual FBA advocacy event!

FEDERAL JUDICIAL VACANCIES as of April 9, 2019		
Jurisdiction	Vacancies	Nominees Pending
Supreme Court	0	0
Court of Appeals	8	5
District Courts	129	57
U.S. Court of Intern’l Trade	4	2
U.S. Court of Federal Claims	11	4
Totals	152	68

SENATE CONFIRMATIONS OF TRUMP ARTICLE III NOMINEES’ CONFIRMATIONS as of April 9, 2019	
Supreme Court	0
Courts of Appeal	8
District Courts	0
U.S. Court of International Trade	0
U.S. Court of Federal Claims	0
Total	8

- The Federal judiciary’s FY 2020 funding request
- The need for prompt action by the President and the Senate in filling high numbers of judicial vacancies, especially in the district courts

2019 Idaho Chapter, FBA Members

Welcome new Chapter Members

Andrew Alder, Samuel Johnson, and Jennifer Nelson

Alyson Acheson	Gary Cooper	Jaclyn Gans
Greg Adams	Marisa Crecelius	Patrick Geile
Andrew Alder	David James Cummings	Jack Gjording
Tyler Anderson	Christopher Cuneo	Amber Goeden
Maria Andrade	Hon. Candy W. Dale	Rafael Gonzalez
Sam Angell	James Dale	John Goodell
Kendra Ankrum, Student Member	Hon. Kira Dale	Wendy Gordon, Student Member
C. Tom Arkoosh	Bart M. Davis	Alexandra Grande
Sarah Arnett	Jennifer Dempsey	Daniel Green
Darrel R. Aubrey, Student Chapter	Edward W. Dindinger	Richard "Dick" Greener
William F. Bacon	Teague Donahey	Kevin Griffiths
James Ball	William Dryden	Brit Groom
Katie Ball	Keely Duke	Rebecca Gullett
Sara Berry	Yvonne Dunbar	F.J. Hahn, III
Erika Birch	Wendy Earle	Keegan Hahn, Student Member
Walter H. Bithell	Dylan Eaton	Blake Hall
Kacie Bitzenburg, Student Member	Michael Elia	Brady Hall
Katherine Bolton	Hailee Elledge, Student Member	Rich Hall
Brook Bond	Jamie Ellsworth	Nicole Hancock
Joseph Borton	Ford Elsaesser	Christina Hardesty
Garrett Brown, Student Member	John Epperson, Student Member	Syrena Hargrove
Grant Burgoyne	Ritchie Eppink	Maria Hart
John Burke	Peter Erbland	Dillon Haws, Student Member
Robert Burns	Thomas Everson, Student Member	Joel Hazel
Hon. Ronald E. Bush	Joshua Evett	Susie Headlee, Honorary Member
DeAnne Casperson	Robert Faucher	Richard Hearn
Bruce Castleton	Spencer Felton, Student Member	Kara Heikkila
Colt Catlin	Deborah Ferguson	Dana Herberholz
Craig Christensen	Olivia Nicole Ford, Student Member	Noah Hillen
Matthew Christensen	Alyson Foster	Alexandra Hodson
Merlyn Clark	Trudy Hanson Fouser	Ernest Hoidal
Kyle Cole	William Fuhrman	Kate Horwitz
Aspen Compton, Student Member	Jennifer Fuhs, Student Member	Regina Hovet

Loren Ipsen	Michael W. Moore	Cathy Silak
Emily James, Student Member	Allan Moriarty, Student Member	J. Walter Sinclair
Bryce Jensen	Tishra Murray, Student Member	Colleen Smith
Andrew J. Johnson, Student Member	Jennifer A. Nelson	Hon. N. Randy Smith
Marcus Johnson	Hon. Terry L. Myers	Scott Smith
Samuel W. Johnson, Student Member	Hon. Ryan D. Nelson	William Lloyd Smith
Hon. Jim Jones (ret.)	Bryan Nickels	Slade Sokol
Julie Kane	Sonyalee Nutsch	Newal Squyres
Stephen Kenyon, Clerk of Court	Hon. David C. Nye	Craig Stacey
Ron Kerl	Phillip Oberrecht	Sarah St. John, Student Member
Gwen King, Student Member	John Oborn	Benjamin Stein
Steve Kraft	Wendy Olson	Jon Stenquist
Debora Kristensen Grasham	Hon. Jim D. Pappas	Erik Stidham
Maureen Laflin	Eric Pedersen, Student Member	Jordan Stott
Reed Larsen	James Piotrowski	Danielle Strollo, Student Member
Edward Lawson	Jason Prince	Jennifer Tengono, Student Member
Tamsen Leachman	Larry Prince	Stephen R. Thomas
Tristan Leavitt	Sanja Prutina	Christopher Thompson, Student Member
Courtney Lennberg, Student Member	Lee Radford	Aubrey Thorne, Student Member
April Linscott	Andrew Rawlings	Greg Tollefson
Jeremy Litster	Morgan Reese, Student Member	Dawn E. Trivolis, Student Member
Hon. Edward J. Lodge	Kayleen Richter, Student Member	Amanda Ulrich
David Lombardi	David Risley	Matthew Walters
Amy Lombardo	Kyle Rozanski, Student Member	Linda Wells
Laird Lucas	S. Richard Rubin	Larry Westberg
Erika Malmen	James Ruchti	Robert White
Lauren C. Markuson, Student Member	Jason Joe Rudd	Brandelle Whitworth
Tara Martens Miller	John Runft	Bradley Williams
James Martin	Christine Salmi	Daniel Williams
Jason Mau	Lindsey A. Sanders, Student Member	Max Williams, Student Member
Hailey McClung, Student Member	Kevin Scanlan	Hon. Mikel H. Williams
Kelly McConnell	Alan Schroeder	Jeffrey Wilson
Michael McIntyre	Benjamin Schwartzman	Hon. B. Lynn Winmill
Christine Meeuwesen	Stephanie Michelle Scull, Student Member	Brian Wonderlich
Hon. Joseph M. Meier	Sydney Sears, Student Member	John N. Zarian
Whitney Mestelle, Student Member	Alex Semanko	
Serena Minasian, Student Member	Norman Semanko	