

KING COUNTY BAR ASSOCIATION

1.00 Law & Legal Credit A/V Approval #1217579

Recorded on February 14th, 2022

Meeting Location	Date	Time	Topic
We are continuing 100% remote access meetings.	Monday, February 14, 2022	12:00 PM to 1:15 PM	Collaborating with Co-Counsel on Appeal

AGENDA

12:00 PM Introduction

12:10 PM Presentation: ‘Collaborating with Co-Counsel on Appeal’, by Justice Mary I. Yu, Washington State Supreme Court; Tom Ahearne, Foster Garvey; Leonard Feldman, Seattle University; Emma Grunberg, Washington State Attorney General’s Office; and Tera Heintz, Washington State Attorney General’s Office

Panelists with experience in private practice, the public sector, and the judiciary will discuss experiences, tips, and best practices for collaborating with co-counsel on appeal, whether in your own office, in another office, or when representing clients who share a common interest.

1:15 PM Adjourn

SPEAKER BIOGRAPHY

Justice Mary I. Yu, Washington State Supreme Court – Justice Mary I. Yu has been a Washington Supreme Court Justice since 2014. Before that she was an accomplished trial court judge presiding over a wide variety of civil and criminal cases in King County Superior Court (2000-2014), and was the Deputy Chief of staff (as well as a deputy prosecutor) in the King County Prosecutor’s Office (1993-2000). Justice Yu has an extensive record of service both on and off the bench, including (but not limited to) co-chairing the Supreme Court’s Minority and Justice Commission, chairing the Board for Judicial Administration’s Public Trust and Confidence Committee, teaching (and serving as Jurist in Residence) at the Seattle University Law School, co-chairing the Washington State Bar Association/University of Washington Law School Leadership Institute, member of the FareStart board (2009-2018) as well as the University of Washington Law School’s Gates Public Service Program advisory board (2014-2018), and judge for the Seattle Girls’ School Mock Trials competition the past 15 years.

Tom Ahearne, Foster Garvey – Tom Ahearne is a principal at Foster Garvey, where his practice has for over 30 years focused on constitutional law, insurance coverage, and election litigation in the trial and appellate courts—including the long running McCleary school funding saga, the series of bitter Rossi-Gregoire election lawsuits, the Top Two Primary litigation ultimately won in the U.S. Supreme Court, and numerous suits that struck down Eyman initiative measures as unconstitutional. Before joining what was then Foster Pepper & Riviera in 1986, Tom clerked two years for Chief Judge John Singleton of the U.S. District Court for the Southern District of Texas. Tom graduated from the University of Chicago Law School ('84 with honors), University of Notre Dame undergrad ('81 magna cum laude), and Princeton University preschool ('64 with crayons). Tom is on the Executive Board of the NAACP's Alaska/Oregon/Washington conference and was recently appointed the conference's Legal Redress chair. Most importantly (of course), Tom has been on the KCBA Appellate Section board for several years.

Leonard Feldman, Seattle University – Leonard Feldman is a Professor from Practice at Seattle University School of Law, where he currently teaches torts and federal courts, and Senior Counsel at Peterson Wampold Rosato Feldman Luna, where he assists on state and federal appeals. Leonard attended the University of Washington, where he graduated summa cum laude in Psychology, and Harvard Law School, where he was twice awarded the Sears Prize (given to the top two students on the basis of grades) and graduated magna cum laude in 1991. He then worked as a judicial law clerk for Ninth Circuit Judge Jerome Farris. Since completing his Ninth Circuit clerkship, Leonard has specialized in appellate practice before the Ninth Circuit and the Washington appellate courts. He also was counsel of record and argued in the United States Supreme Court in *City and County of San Francisco v. Sheehan*, Case No. 13-1412 (2015), and *County of Los Angeles v. Mendez*, Case No. 16-369 (2017). Leonard is a member of and was previously Chair of the King County Bar Association's Appellate Section, is a member of the Washington Appellate Lawyers Association, and is currently a District Coordinator for the Ninth Circuit Pro Bono Program and a member of the Ninth Circuit's mentor program. In 2006, Leonard received the Washington Bar Association's Pro Bono Award for his work in appeals that raise important civil rights issues. He is also a frequent writer and speaker on topics relating to appellate practice. Among other articles, he has co-authored three articles with Washington Court of Appeals Judge Stephen Dwyer regarding appellate brief writing, oral argument, and discretionary review.

Emma Grunberg, Washington State Attorney General's Office – Emma Grunberg joined the Washington State Attorney General's Office in 2020 as a Deputy Solicitor General. She previously worked in private practice at a Seattle law firm. Prior to that, she served for five years with the New York City Law Department's Appeals Division, representing the city and its agencies and officers in federal and state appellate courts. She was also a law clerk for Chief Justice Dana Fabe of the Alaska Supreme Court and Judge Stephen Higginson of the U.S. Court of Appeals for the Fifth Circuit. Emma graduated from the University of Washington in 2007 with a bachelor's degree in history and international studies, and from Yale Law School in 2011.

Tera Heintz, Washington State Attorney General's Office – Tera Heintz joined the Solicitor General's Division and the Attorney General's Office in 2018. As a Deputy Solicitor General, Tera advises the Secretary of State in election-related matters and the Redistricting Commission, helps manage the

AGO's U.S. Supreme Court practice, and handles a wide range of state and federal appeals. Before joining the AGO, Tera was a partner in the San Francisco Office of Morgan Lewis & Bockius, with a practice focused on complex commercial and class action litigation. Tera graduated magna cum laude from Willamette University in 1997 with a bachelor's degree in philosophy, and cum laude from Harvard Law School in 2003. Tera clerked for Judge Jan DuBois of the Eastern District of Pennsylvania in 2004.
