

**WASHINGTON STATE**  
**BAR ASSOCIATION**

**Board of Governors Special Meeting**  
**Public Session Materials**

**June 25, 2018**

**By Phone: 1.866.577.9294 / 52810#**

**WASHINGTON STATE**  
**BAR ASSOCIATION**

**TO:** WSBA Board of Governors  
**FROM:** Margaret Shane  
**DATE:** June 20, 2018  
**RE:** March 19, 2018, Special Meeting Public Session Draft Minutes

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**ACTION:** Approve the March 19, 2018, Special Meeting Public Session draft Minutes.

Attached please find the March 19, 2018, Special Meeting Public Session draft Minutes, which were pulled from the Consent Calendar by Governor Kim Risenmay at the May 17-18, 2018, Public Session meeting, but have not yet been discussed or acted upon.

# WASHINGTON STATE BAR ASSOCIATION

## BOARD OF GOVERNORS SPECIAL MEETING

Public Session Minutes

Seattle, WA

March 19, 2018

Due to the resignation of President Furlong, President-elect Bill Pickett was sworn in as WSBA President by The Honorable Chris Lanese of the Thurston County Superior Court.

The Special Meeting Public Session of the Board of Governors of the Washington State Bar Association (WSBA) was called to order by President Bill Pickett on Monday, March 19, 2018, at 3:35 p.m., at the WSBA Conference Center, Seattle, Washington. Governors in attendance were:

Dan W. Bridges  
Daniel D. Clark  
James K. Doane  
Kim E. Hunter  
Jean Y. Kang (phone)  
Rajeev D. Majumdar  
Christina A. Meserve  
Athanasios P. Papailiou (phone)  
G. Kim Risenmay  
Alec Stephens (phone)  
Paul Swegle  
Judge Brian Tollefson (ret.)

Also in attendance were Immediate Past-President Bill Hyslop (phone), Executive Director Paula Littlewood, General Counsel Sean Davis, Chief Regulatory Counsel Jean McElroy, Chief Disciplinary Counsel Doug Ende, Director of Human Resources Frances Dujon-Reynolds, Chief Operations Officer Ann Holmes, Director of Advancement/Chief Development Officer Terra Nevitt, Chief Communications and Outreach Officer Sara Niegowski, and Executive Assistant Margaret Shane. Governors Hayes and Sciuchetti were not present for the meeting.

President Pickett reviewed the items to be discussed and advised that he would not entertain any motions during this meeting as nothing was on the agenda for “action.” Discussion ensued regarding the meeting agenda set by former President Furlong being different from the agenda submitted by the Governors requesting this special meeting. President Pickett reminded the Board that, according to the WSBA Bylaws, the President sets the agenda for all Board meetings and that he would be following President Furlong’s agenda, which had been posted on the website as notice to the members of what would be discussed at this meeting.

**DISCUSSION TO ESTABLISH A PROCESS FOR REVIEW OF AMENDMENTS TO THE WSBA BYLAWS**

President Pickett advised the Board that Governor Bridges had made a new proposed Process to the Board via email shortly before the meeting started. Governor Bridges distributed and reviewed his proposed Action Plan for Proposed Bylaw Amendments (Action Plan) and noted that he used former President Furlong’s proposed process as a template. Governor Risenmay asked that the following refinements and clarifications be included in the Action Plan: (1) that detailed Minutes, separate from the Majority and Minority Reports, be prepared for each Work Group meeting; (2) that a detailed record of voting be recorded in the Minutes for each meeting, including the specific motion made, the person making the motion, the person seconding the motion, and the yea or nay vote of each person voting by name; (3) that no action to remove the three new At-Large seats be undertaken unless and until a Washington Supreme Court (Court) Order removing the seats from the Board is entered; and (4) that the Majority Report and Minority Report of the Work Group explaining the reasons why the change is either appropriate or inappropriate be sent to the Court if the outcome of the process is to change the Bylaws and eliminate the three new At-Large positions. An additional suggestion was made to change the word “stayed” in the first sentence to “held in abeyance.”

Further discussion ensued regarding sending the Court a status update regarding the process the Board is undertaking in relation to the Order; whether the Order needs to be implemented immediately; that there is no deadline for implementation contained in the Order; that the Board needs to adopt a process and work through it; and that it appears some Governors are

trying to forestall electing the three new At-Large seats so that the proposed Bylaws amendments can be voted on without their input and votes.

Governor Risenmay raised a point of order that any action the Board takes at this meeting and at future meetings will be null and void until the three new At-Large seats created by the Supreme Court Order have been filled by electing qualified people to those positions and swearing them in so they can participate with the rest of the Governors in the Bylaws Amendment Process. General Counsel Davis was asked for his legal advice, and he replied that he could not give the Board legal advice in Public Session. The Board did not adjourn and go into Executive Session so it could receive General Counsel Davis' advice on this matter. Chief Regulatory Counsel McElroy emphasized that she was not giving legal advice, just describing procedure and timing of events. She then stated that the Bylaw amendments were adopted at the Board's September 2016 meeting contingent upon approval by the Court, and that the subsequent Order by the Court approved changing the size and makeup of the Board and implementation of those changes as described in the September 2016 Bylaw amendments.

Governor Majumdar moved that the Board adopt Governor Bridges' Action Plan as amended during discussions. President Pickett reminded the Board that, as stated at the beginning of the meeting, he would not entertain any motions. He explained that Governor Bridges distributed his proposed Action Plan to the Board shortly before the meeting, it had not been posted on the website with the rest of the meeting materials, and the membership had not seen it. He stated that in order to invite member engagement and to be transparent, the proposed Action Plan needs to be sent to the membership for feedback and comment.

Further discussion ensued that Governor Bridges' amended proposed Action Plan was not substantively different than the process proposed by former President Furlong; that non-Board members need to be added to the proposed Work Group; and that the Work Group needs to be comprised of specific named members for increased responsibility and accountability rather than membership simply being open to anyone who wants to show up at a particular meeting.

Concern was expressed that a vote would not be allowed on the proposed Action Plan at this meeting. President Pickett reiterated that the proposed Action Plan was late getting to the Governors and had not been included in the materials that were posted on the website, and emphasized his concern that the members have the right to know what the Board is doing. He emphasized that this is not just a matter of process, that clarification is needed from the Court, that the Court needs to be kept apprised of what the Board is doing in relation to the Order, and then adoption of the proposed Process can be undertaken. It was suggested that another Special Meeting be held to adopt the proposed Action Plan prior to the May 17-18, 2018, Board meeting.

#### **PROPOSED BYLAW AMENDMENTS**

President Pickett referred the Board to the proposed Bylaw amendments contained in the meeting materials. Discussion ensued regarding eliminating Executive Session except for personnel matters and lawsuit matters; the mechanics of getting a Special Meeting scheduled and materials posted on the website; whether the President has the authority to not accept motions; the importance of the Board continuing to act with transparency and engaging the members; the importance of working collaboratively together; and the need for another Special Meeting. Governor Majumdar suggested Saturday, April 7, 2018, and agreed to circulate the proposed date.

#### **ADJOURNMENT**

There being no further business in Public Session, the Special Meeting Public Session was adjourned at 5:20 p.m. on Monday, March 19, 2018.

Respectfully submitted,

Paula C. Littlewood  
WSBA Executive Director & Secretary

**WASHINGTON STATE**  
**BAR ASSOCIATION**

**TO:** WSBA Board of Governors  
**FROM:** Margaret Shane  
**DATE:** June 20, 2018  
**RE:** Election of 2018-2019 District 2 Governor

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**ACTION:** Elect **Carla Higginson** to the 2018-2019 District 2 Governor seat on the Board of Governors for the remainder of the current term, term to start immediately.

Attached please find an application and letters of support for the 2018-2019 District 2 Governor candidate:

1. Carla Higginson

Enclosures



## HIGGINSON BEYER

A PROFESSIONAL SERVICES CORPORATION

**CARLA J. HIGGINSON**  
*Attorney & Counselor at Law*  
carla@higginsonbeyer.com

**GARRETT J. BEYER**  
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175 SECOND STREET NORTH  
FRIDAY HARBOR, WASHINGTON 98250

*Seattle office:*  
701 FIFTH AVENUE, SUITE 5500  
SEATTLE, WASHINGTON 98104

June 14, 2018

**REPLY TO: FRIDAY HARBOR OFFICE**

VIA EMAIL

Attn: Board of Governors  
WASHINGTON STATE BAR ASSN.  
1325 Fourth Ave., Suite 600  
Seattle, WA 98101

Re: District 2 vacancy

Dear Governors:

I hereby submit my application for your consideration in selecting a new governor for District 2 for the position being vacated by our president-elect, Rajeev Majumdar. I would like to be that next governor. I am an attorney in Friday Harbor and have been in a successful active practice since my admission to the bar in 1980. I also served as a municipal court judge for the Town of Friday Harbor from 1981-1989, a part-time court that handled misdemeanors and traffic infractions. At one time, I was the youngest judge in the state.

I was a solo practitioner in Friday Harbor for the first 30 years of my career. I chose Friday Harbor because my family was an original pioneer family in San Juan County (my great-great-grandfather was an American soldier in the "Pig War" and when that dispute was resolved in 1872, he married my great-great-grandmother who was a Tshimshian Indian from British Columbia and homesteaded on San Juan Island). I grew up living between my family farm in Friday Harbor and Seattle and was close to my grandparents, who were still alive at the time I graduated from law school. Even as a young attorney, I could see how hard attorneys must work to diligently represent their clients and how little free time they have. I wanted to be somewhere that I could continue to see my grandparents regularly, so I chose to hang out my shingle in Friday Harbor. I forged a successful solo practice and then formed a partnership with my law partner Garrett J. Beyer in 2010.

As a result of my practice path, I am in touch with the issues that face solo and small



practitioners, who form about 50% of the attorneys in our state, in serving the public and yet needing to run a successful business to be able to keep the doors open and make a decent living. I think this is a valuable perspective to bring to the Board.

Our firm's pro bono commitment is strong and forms approximately 15% of our practice time. This includes serving as the volunteer attorney for various local non-profits and providing consultations and assistance to low- and moderate-means individuals. I have served as the president of the non-profit that formerly operated the local alcohol and drug treatment facility. I served as the president of the San Juan County Bar Association for five terms and am currently its treasurer. Since in a small county the attorneys face each other over and over again, I learned at an early point in my practice to treat with courtesy and respect those with whom I of necessity disagree on behalf of clients.

When I was a younger attorney, the WSBA (to my observation) focus was on supporting the professional needs of its members. I believe that this is one of the organization's fundamental purposes: helping its members, the practicing attorneys in our state, serve the citizens and businesses of our state. I think the Board has recently taken some excellent steps to move back to this goal, including insuring that its actions are transparent to the legal professionals who are members of our organization and often busy with their work on behalf of their clients, the public. More could be done and I would like to be a part of that process.

I have spent my legal career representing people from all walks of life, assisting them with matters ranging from family law (which has often formed a large portion of my practice) and civil litigation on many different matters to consultations on business and estate planning, to land use and real estate. I have spoken at many CLE seminars over the years and was selected as one of the top ten presenters five different times. My last presentations which I co-presented with Dave Cullen in Olympia were on ethical issues for attorneys. I have served on many boards including the San Juan County Planning Commission and chairing numerous meetings where over 200 people at a time spoke regarding issues of concern to them in the County's proposed Comprehensive Plan for land use.

I am at ease with and enjoy the deliberative process of a board and the dialogue and discussion that occurs when issues are being thoroughly considered. Board meetings are not court hearings, and a different approach must be taken than the one we engage in as opponents in case. I am aware that we will not always agree, but we should always consider each other's comments with courtesy and respect. When this occurs, disagreement can lead to discussion that then leads to a well-considered outcome on any given issue. This benefits our members.

Board of Governors  
WSBA  
June 14, 2018  
Page 3

Finally, in living memory there has never been a WSBA Governor from San Juan County, and I would be able to bring the perspectives of an under-represented community of dedicated lawyers that have a lot of insight to contribute. I respectfully request appointment to the Board of Governors for the unexpired term of the governor for District 2. My resume is attached.

Very truly yours,

HIGGINSON BEYER

A handwritten signature in black ink that reads "Carla J. Higginson" with a long horizontal flourish extending to the right.

Carla J. Higginson  
Attorney & Counselor at Law  
CJH/tbm  
Encl.

S:\BAR ASSN\WSBA MATTERS\letter to BOG 06-14-2018.wpd

## ABBREVIATED CURRICULUM VITAE

**CARLA J. HIGGINSON**  
175 Second Street North  
Friday Harbor, Washington 98250  
Telephone: (360) 378-2185  
Facsimile: (360) 378-3935  
Email: [carla@higginsonbeyer.com](mailto:carla@higginsonbeyer.com)

### *Education*

Western Washington University: B.A. 1976, *cum laude*; Outstanding Senior in Speech Communications; Minors in Biology and Music Performance

University of Washington School of Law: Juris Doctor, 1979

### *Professional Experience*

#### Current employment:

Managing partner and attorney, Higginson Beyer, P.S, Friday Harbor: 1980-present; general practice with a significant portion of my practice devoted to family law and civil litigation; other practice areas include, or have formerly included, elder law, estate planning, business formation and other transactional work, land use, real estate, & criminal defense - felonies & misdemeanors (first 30 years of my practice)

#### Judicial positions:

Municipal Court Judge, Friday Harbor: 1981-1989  
District and Superior Court Judge Pro Tem on occasion over the years

#### Guardian ad litem/attorney for child positions:

San Juan County Superior Court cases (appointed by the court and retained privately)

#### Colleges & University positions:

Board of Trustees, Bastyr University, Seattle: 1982 - 1984  
Adjunct Professor, Skagit Valley College, two terms

Administrative agency position:

San Juan County Planning Commission: 1994-1999, including two terms as chair

Non-profit organizations and volunteer work:

Friday Harbor High School mock trial coordinator and judge, 2002-present

Officer & director, San Juan Recovery (substance abuse and mental health treatment facility) Friday Harbor: 1981-1990 & 1999-2008

Founder & president, San Juan Pilots Association, Friday Harbor: 1987-1992, and volunteer attorney, 1987-present

Incorporating attorney & volunteer attorney, Animal Protection Society, Friday Harbor: 1982-2006

Incorporating attorney & volunteer attorney, Hospice of San Juan, Friday Harbor: 1985-present

Volunteer attorney, San Juan Historical Society, 2000-present

Volunteer attorney, Friday Harbor Presbyterian Church, 2010-present

Professional speaking engagements:

Frequent speaker over the first 35 years of my practice at Continuing Legal Education seminars sponsored by the Washington State Bar Association on a variety of topics including ethics

Frequent speaker over the past 38 years to numerous community organizations on a variety of topics

**Current Professional Memberships**

Washington State Bar Association, admitted to practice 1980; member, Family Law Section and Real Property, Probate & Trust Section

Federal District Court, Western District of Washington, admitted to practice 1980

United States Supreme Court, admitted to practice 1987

San Juan County Bar Association, 1980-present, including five terms as president

Washington Association of Criminal Defense Lawyers

**From:** weissinger@rockisland.com [mailto:weissinger@rockisland.com]

**Sent:** Thursday, June 14, 2018 3:50 PM

**To:** Bar Leaders

**Cc:** 'Carla Higginson'

**Subject:** Letter of support for candidacy of Carla Higginson for appointment to the Board of Governors

Dear Governors:

I write to support the application by Carla Higginson to fill Rajeev Majumdar's unexpired term as the Governor for District 2. Carla is intelligent, hardworking, and, as importantly, cares deeply about the WSBA and the impact of its policies on our District's members.

Carla and I have talked and exchanged detailed emails over the years about various proposed amendments to the WSBA Bylaws and related policies, and her opinions have been thoughtful, well-considered and soundly based. She will be an asset to the Board, to the members of her District, and to the members state-wide. In addition, it would be nice to have a Governor from San Juan County – to my knowledge, there hasn't ever been one before from here. I urge you to appoint her to the Board.

Respectfully submitted,

William J. Weissinger  
WSBA #19332

222 Grand Avenue, Suite A  
Bellingham, WA 98225  
360.685.4221  
www.Lustick.com



Jeffrey A. Lustick, Esq.  
Mark A. Kaiman, Esq.  
Adrian M. Madrone, Esq.

15 June 2018

Washington State Bar Association  
Board of Governors  
1325 Fourth Ave. Suite 600  
Seattle WA 98101  
**VIA EMAIL ONLY**

*Re: application by Carla Higginson for District 2 position*

Dear Board of Governors:

I have known Carla Higginson for approximately 18 years. I met her when I was a brand new deputy prosecutor in San Juan County, and she was already an established member of the local bar. Over the years, Carla and I have been respectful adversaries on a number of cases, and we have also worked together and collaborated on cases. Her professionalism and legal acumen are both beyond reproach. I still look to Carla for advice and counsel whenever I run into a difficult issue, and she never hesitates to provide it. I am grateful for her mentorship and friendship.

Carla has been a leader in the San Juan County legal community for as long as I have known her. She is a past president of the local bar association, and served multiple terms. She has been out front on many issues that affect the local bar, and is always willing to give her time and energy to support local attorneys. In my opinion, she will make an excellent addition to the WSBA Board of Governors, and all Washington attorneys will benefit from her leadership and commitment. Our profession faces many challenges, and all of us will be well served by Carla's insight and experience. I heartily endorse her application to succeed Mr. Rajeev Majumdar as our District 2 Governor.

Very Respectfully,

A handwritten signature in black ink, appearing to read "Mark A. Kaiman".

Mark A. Kaiman

## LAW OFFICES OF J.W. CHESSELL

John W. Chessell  
Attorney at Law

Post Office Box 133  
Friday Harbor  
San Juan Island, Washington 98250

WASHINGTON STATE BAR NO. 19370

SERIOUS FELONIES & OTHER CRIMINAL OFFENSES -- SECURITIES & CONSUMER VIOLATIONS -- REAL ESTATE & LOAN IRREGULARITIES  
WHITE-COLLAR VIOLATIONS & POLITICAL MISFEASANCE -- PROBATE • TRUST • CONSERVATORSHIP • GUARDIANSHIP • END-OF-LIFE

CALIFORNIA STATE BAR NO. 53294

Telephone: 360-317-5951

FORMER CAREER PROSECUTOR

jwchessell@rockisland.com

June 15, 2018

Board of Governors  
Washington State Bar Association  
1325 Fourth Avenue, Suite 600  
Seattle, Washington 98101

Via Email: [barleaders@wsba.org](mailto:barleaders@wsba.org)

RE: Application of Carla Higginson to fill vacancy, Board of Governors, District 2

Dear Board of Governors:

I have been a practicing attorney for forty-six years; I've been in private practice and was in government service as a mainstream criminal prosecutor for 27 years; I retired at the end of 1999. I was previously admitted to the Washington State Bar in 1990 and moved to San Juan Island in 2004. I've been active on state bar association boards and committees both in California and Washington, and also for the California District Attorneys Association and the San Juan County Bar Association. I was chairman of the CDAA statewide Misdemeanor Committee for 3 years; also while a prosecutor I was the sole criminal prosecutor member of the California State Bar Adm. of Justice Committee for 4 years, an important civil – rather than criminal – committee. I've known and litigated both with and against hundreds of lawyers, and have known and appeared before scores of judges. As a prosecutor I visited law schools interviewing potential prosecutorial candidates; I also spent many years organizing seminars and teaching fellow attorneys, both in California and Washington. I've been a Washington lawyer for 28 years; I was a member of the Washington MCLE Board of Directors for 3 years, and while I've been president of the San Juan Co. Bar Assn for the past 5 years, this letter expresses my own personal views and is not on behalf of the SJCBA.

It has come to my attention that Ms. Carla Higginson of Friday Harbor, Washington has applied to fill the vacancy on the Board of Governors created by the election of District 2 representative Rajeev Majumdar to the position of President-Elect. I have known Ms. Higginson for more than 14 years and highly recommend her to represent District 2 on the Board.

Ms. Higginson can only be described as a hard-working attorney who has devoted herself to her practice, to her clients, and to her community. She can usually be found in her office well after 6:00 PM most evenings, and I usually notice her car parked at her office on weekends when I drive in to town. I know that she and her law partner devote a significant part of their time as volunteer attorneys for some of the local non-profit organizations. She was the president of the San Juan Co. Bar Assn. for five years; having done a lot of committee work as explained above, I have always been impressed with her ability to chair a meeting efficiently and productively. She has also repeatedly volunteered with our local bar association's monthly "Family Law Seminar" program, at which one of the local family law attorneys meets with family law litigants who are representing themselves and tries to help them understand the issues, the necessary paperwork, and what may be expected of them in court. As there are only nine practicing family law attorneys in San Juan County and some choose not to participate in the program, the remaining volunteers have been called repeatedly and Ms. Higginson has been a dedicated participant.

I also know that she was the local municipal court judge, when that position existed in Friday Harbor, and though young, was respected by the community. Having been SJCBA president for 5 years, she recently volunteered to serve as the association's treasurer. As our association has only two elected officers, this also means that she "subs" for me when I'm unavailable.

In 2008, San Juan County received its first full-time Superior Court judgeship. The local bar association began the process of reviewing and rating the candidates. Ms. Higginson, association president at the time, began to organize the process. She gathered evaluation forms and materials not only from Washington State, but also from several other states and used them all to create an evaluation form to suit the needs of San Juan County. She held the meetings, administered the effort, and selected a CPA firm to evaluate and tabulate the results. The process was completed on time and submitted in an organized manner to then Gov. Christine Gregoire's office for their review.

In late December 2017, our newly appointed Superior Court judge decided that the local rules of court could stand a review, and asked the SJCBA make suggestions. I asked for volunteers and several attorneys quickly stepped-up, including Ms. Higginson. As noted above, my experience and knowledge are largely in the criminal arena and the review of the local court rules dealt mostly with civil procedure. Fortunately for me, Ms. Higginson's natural skills and abilities as a hard worker and organizer came to the fore, and she quickly moved into the position of de facto "chair" of the ad hoc working committee. The work was completed in the time allotted, reviewed by the members of the SJCBA as a whole, and submitted by the date the judge had requested.

In addition to her legal work, Ms. Higginson has also been involved with community activities, using her legal knowledge and skills for the benefit of the community. Here are a few of the things I know in which she has been involved; and in my opinion there are undoubtedly more:

She volunteers each year to organize and administer the Friday Harbor High School Mock Trial competition;

She recently volunteered to sit as the "judge" in the Friday Harbor High DUI education program;

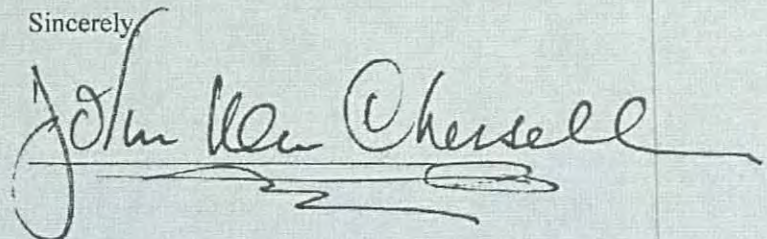
In the fall of each year she takes it upon herself to organize an informal, yet annual, "CLE festival;" she locates and vets video CLEs from the WSBA MCLE library, then volunteers her office conference room as the viewing location, and handles the paperwork and collection and payment of fees on behalf of the attending attorneys, also making sure they receive their CLE credit;

She is quick to volunteer her conference room for SJCBA meetings of our regular venue is unavailable;

In reading my letter over, it may appear that Ms. Higginson is too busy to be an effective Board of Governor's representative. Let me recall an old adage I first heard as a teenager: "If you want a job done well, give it to a busy person."

I urge you to appoint this busy and extremely effective person to the Board of Governors as the new representative for District 2.

Sincerely,

A handwritten signature in black ink that reads "John W. Chessel". The signature is written in a cursive style with a long horizontal flourish at the end.

JWC:cc

cc: file, Carla Higginson



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MIMI M. WAGNER  
ALSO MEMBER OF COLORADO BAR  
MIMI@SANJUANLAW.COM

June 15, 2018

Via email to: [barleaders@wsba.org](mailto:barleaders@wsba.org)  
Washington State Bar Association  
Attn: Board of Governors  
1325 Fourth Avenue, Suite 600  
Seattle, WA 98101

Re: Carla Higginson – District 2

Dear Board of Governors:

I am writing to support the application of Carla Higginson as our District 2 governor to fill the seat to be vacated by Rajeev Majumdar, our Bar President-elect. I believe Carla will be a hard-working governor who supports Bar transparency, will listen to the input of practicing attorneys, and will be sensitive to diverse interests.

I have practiced law in San Juan County since 2005, having graduated from law school in 2000 followed by a one-year clerkship and then practicing law at a mid-sized firm in Denver, Colorado. I worked in San Juan County with attorney Bill Weissinger between 2005 and 2015 until his retirement, and now have a solo practice. About 50% of the practicing attorneys in Washington State are in solo practice, as Ms. Higginson has been for many years, and she understands the unique pressures and demands of a solo practitioner.

I have discussed Bar issues with Ms. Higginson over the years, and have found her to be engaged and committed to addressing Bar issues. For example, several years ago there was a proposal under consideration to rather drastically (and negatively, in my opinion) change the Admission Rules (APRs) as to mandatory continuing legal education credits. I discussed these proposals with Ms. Higginson, and even though she was busy running a solo practice, she still found time to prepare an articulate letter with worthy input about the proposals. I have also discussed many of the recent Bar issues with Ms. Higginson, and she is up to speed, concerned about the direction the Bar then seemed to be heading, and energetic about change.

Ms. Higginson has a solid institutional memory of our San Juan Island bar and our unique issues, having practiced on this island for nearly 40 years. I understand that our county has *never* had

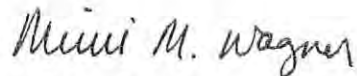
one of its attorneys serving on the Board of Governors, and I hope that will change with Ms. Higginson's appointment!

Ms. Higginson has served as our local Bar president for five terms, is currently our local Bar treasurer, and has volunteered as coordinator and "judge" for 15 years in our local public high school mock trial competition. She recently took the laboring oar in working on a small committee of local attorneys to revise our local court rules. She exhibits leadership skills throughout these activities.

Ms. Higginson and I don't often have cases against each other, but when we do, I have found her to be civil and courteous. She can "agree to disagree." She has opinions, as we all do, yet she also listens to others without interrupting. If appointed, I expect she will be a hard-working and collegial member of the Board.

In summary, I support Ms. Higginson's candidacy, and I hope you select her as our District 2 Governor. Please let me know if you have any questions about this.

Very truly yours,

A handwritten signature in cursive script that reads "Mimi M. Wagner".

Mimi M. Wagner