

Utah Bar Journal

Volume 13 No. 5
May 2000



In my practice,
I look for
dependability.

Westlaw
delivers.



“I hate surprises, whether I’m paying bills from an online research provider or facing a tough opponent in court.

“That’s why I depend on Westlaw®. Look, when you’re a small firm, you have to run your practice like a business – with one eye on overhead all the time.

“I do mostly P.I., some work comp, and a little of whatever comes through the door. So I had my West Group rep set me up with a flexible, cost-effective WestlawPRO™ package that exactly matches my practice. I pay exactly the same thing every month. No surprises, no technical glitches and no bumps in

the firm’s financial road. Cases, practice materials, even forms – they all tie together. I can navigate my way through about any issue. And when I get to the other end, I’m always confident that I got it right.

“Find it fast, get it right, don’t pay too much. To me, that kind of peace of mind is worth plenty. Westlaw delivers.”

For a personal introduction to Westlaw, contact your local West Group rep, phone 1-800-762-5272, fax 1-800-291-9378, or e-mail at utah@westgroup.com

When you call, please provide OFFER NUMBER 094281.

Westlaw®

INFORMATION ON YOUR TERMS™

Table of Contents

The President's Message: Civility and Professionalism by Charles R. Brown	6
The Future of Legal Systems, The Legal Profession and the Rule of Law: A Paradigm for a Season of Change by David Nuffer	9
The Defense Expert's Guide to Juvenile Court (SYO and Certification) by Katherine Bernards-Goodman	18
Utah's Section 529 College Savings Plan by Dale C. Hatch	24
Lawyers Helping Lawyers by Mike Bulson	30
State Bar News	39
CLE Calendar	48
Classified Ads	50

VISION OF THE BAR: *To lead society in the creation of a justice system that is understood, valued, respected and accessible to all.*

MISSION OF THE BAR: *To represent lawyers in the State of Utah and to serve the public and the legal profession by promoting justice, professional excellence, civility, ethics, respect for and understanding of the law.*

COVER: Indian Paintbrush, Arches National Park, by first time contributor, Jeannine C. Dameworth, CLA, member of the Legal Assistant Division of the Utah Bar, ICON Health & Fitness, Inc.

The *Utah Bar Journal* is published monthly by the Utah State Bar. One copy of each issue is furnished to members as part of their Bar dues. Subscription price to others, \$50.00; single copies, \$5.00. For information on advertising rates and space reservation, call or write the Utah State Bar offices.

Statements or opinions expressed by contributors are not necessarily those of the Utah State Bar, and publication of advertisements is not to be considered an endorsement of the product or service advertised.

Copyright © 2000 by the Utah State Bar. All rights reserved.

Letters Submission Guidelines:

1. Letters shall be typewritten, double spaced, signed by the author and shall not exceed 300 words in length.
2. No one person shall have more than one letter to the editor published every six months.
3. All letters submitted for publication shall be addressed to Editor, *Utah Bar Journal* and shall be delivered to the office of the Utah State Bar at least six weeks prior to publication.
4. Letters shall be published in the order in which they are received for each publication period, except that priority shall be given to the publication of letters which reflect contrasting or opposing viewpoints on the same subject.
5. No letter shall be published which (a) contains defamatory or obscene material, (b) violates the Rules of Professional Conduct, or (c) otherwise may subject the Utah State Bar, the Board of Bar Commissioners or any employee of the Utah State Bar to civil or criminal liability.
6. No letter shall be published which advocates or opposes a particular candidacy for a political or judicial office or which contains a solicitation or advertisement for a commercial or business purpose.
7. Except as otherwise expressly set forth herein, the acceptance for publication of letters to the Editor shall be made without regard to the identity of the author. Letters accepted for publication shall not be edited or condensed by the Utah State Bar, other than as may be necessary to meet these guidelines.
8. The Editor, or his or her designee, shall promptly notify the author of each letter if and when a letter is rejected.

Cover Art

Members of the Utah State Bar or members of the Legal Assistants Division of the Utah State Bar who are interested in having their photographs of Utah scenes published on the cover of the *Utah Bar Journal* should contact Randall L. Romrell, Esq., Regence BlueCross BlueShield of Utah, 2890 East Cottonwood Parkway, Mail Stop 70, Salt Lake City, Utah 84121, (801) 333-5691. Send a print, transparency, or slide of each scene you want to be considered, along with a description of where the photograph was taken. If you would like your photograph returned, enclose a self-addressed, stamped envelope.

Interested in writing an article for the *Bar Journal*?

The Editor of the *Utah Bar Journal* wants to hear about the topics and issues readers think should be covered in the magazine.

If you have an article idea or would be interested in writing on a particular topic, contact the Editor at 532-1234 or write *Utah Bar Journal*, 645 South 200 East, Salt Lake City, Utah 84111.

The Utah Bar Journal

Published by The Utah State Bar

645 South 200 East • Salt Lake City, Utah 84111
Telephone (801) 531-9077 • www.utahbar.org

Bar Journal Editorial Board

Editor
William D. Holyoak
Managing Editor
Todd Zagorec
Art/Design Editor
Randall L. Romrell

Utah Law Developments
Editor
J. Craig Smith
Judicial Advisor
Judge Gregory K. Orme

Bar Journal Committee Members

Brett J. DelPorto
Cameron S. Denning
Andrea J. Garland
Mark J. Gregersen
H. Craig Hall
David Hartvigsen

Victoria Kidman
Carolyn Nichols
Lorena P. Rizzo
Betsy L. Ross
Cherie P. Shanteau
Daniel M. Torrence

Young Lawyer
Representatives
David R. McKinney
Catherine E. Roberts
Victoria Bushnell

Legal Assistant
Representatives
Mary H. Black
Tamara Cole

Bar Commission Liaison
Denise Dragoo

Bar Staff Liaison
Christine Critchley

