



# NOCALL *News*

Northern California Association of Law Libraries  
A Chapter of the American Association of Law Libraries

September - October 2010

Volume 31, Issue 1

## President's Message

After a summer of extreme weather on both ends of the mercury, fall is upon us normalizing the weather and our work lives. So begins my presidential journey and I couldn't be more proud of the organization I am heading. Looking back at what we have done in the last few months is amazing.

At AALL:

- Donna Williams chaired CONELL, chaired the ILUG meeting / program
- Coral Henning and Holly Lakatos presented "Developing Your Supervisory Skills: Motivating and Retaining Unionized, Tenured or Nonprofessional Employees"
- Mark Estes presented "Developing Leaders: Inside, Outside and Together."
- Ron Wheeler coordinated and moderated, "Hot Topic: Arizona's SB 1070: Necessary Protection from Illegal Immigration or a License to Discriminate?"
- Jacqueline Grossman and Kim Martin presented "60 IP Sites in 60 Minutes"
- Paula Lichtenberg was a panelist on "PLL-SIS Program: The Solo Librarian - Emergency Planning"
- Susan Nevelow Mart presented "FOIA Requests and Preservation: An Emerging Collection Development Model for the Virtual Library"
- Craig Griffith talked about "Terms and Connectors Searching on WestlawNext; the Best of Both Worlds"
- Hilary Hardcastle moderated the panel "Navigating Your Way to the Classroom: Law Librarians Teaching New Law School Classes"
- Michele Finerty presented on how NOCALL organizes a Sunshine Week Program in Sacramento at the Chapter Leadership Roundtable for GRC
- Leslie Forrester and Diane Rodriguez presented and moderated "Looking Up From the Bottom: Bankruptcy Law and Research"
- Susan Nevelow Mart presented "The Future of FOIA"

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But wait, NOCALL was up to even more at AALL than programming. Diane Rodriguez accepted the AALL Chapter Professional Development Award for our 2009 Spring Institute and became Chair of the Counsel of Chapter presidents; Ron Wheeler (new to our NOCALL ranks) joined the AALL executive board as did the very deserving Donna Williams (yep, NOCALL has infiltrated national); we let the general membership know that this is the “Age of Librarians” (NOCALL likes to have fun while we get the work done); and finally we hosted a nicely attended networking event (see picture). To add one more feather to our cap, NOCALL was distinguished in the chapter meetings for our GRC activities and taking a lead on the Law.gov project.

Now, you might be wondering with all that NOCALL was up to in Denver, “Aren’t we a regional organization?” Why, yes we are and we have been up to plenty locally as well. I have hosted two cocktail socials post-AALL, we have had two networking events: one to the Giants game, two tours to the Internet Archive (no worries we will consider more in the spring if you missed these), and assisted in the KQED pledge drive. On tap for the next few months we have our September business meeting on September 30 in Sacramento featuring a panel presentation on the future of the press. WestPac comes mid-October and NOCALL members are providing some content to the programming including an extra trip to wine country including a tour of a wine library and a tasting. I also worked with WestPac

to offer a local rate, so I hope you will consider attending. More information on their programming can be found at <http://www.aallnet.org/chapter/westpac/>. Julie Horst and our networking committee have arranged a trip to the Winchester Mystery House in honor of Halloween. Least we forget, Holly Riccio and her Spring Institute committee have begun work, dates and topic should be out in the next few months. Be sure to visit / fan our Facebook page to keep you on these events.

While we are already doing a lot, I would like us to keep up the good work and get more folks involved. A couple of goals I have laid out for the upcoming year are: to begin sending welcome packets to employers who post with us so that when those positions are filled, the new folks will know about NOCALL and encourage them to join if they are new to the area / profession; to explore moving our membership management to AALL thus making the position more portable; and to build on the community of our vibrant organization by reaching out to sister organizations here in the region and hopefully identifying opportunities to partner for the betterment of our organization and profession.

I know it is a tall order, but with all of you in my wings I know it can be done.

Go NOCALL!

Shannon Burchard





**MUSINGS FROM MARK**

**Mark Mackler**  
**California Department of Justice**  
**San Francisco**

**WITH HUMBLE APOLOGIES TO OUR SCALL COLLEAGUE BOB RYAN...**

I'd like to share what is only my *second* rant since *Musings* began way back in the Dark Ages. (Please cue the North Korean POW Camp Torture Music.)

Question: Can *you* identify the source of the following quotation? "Stop Running America's Largest Law Firm. It's hard to believe, but California state government employs twice as many lawyers as the largest law firm in the nation. This does not include all the outside lawyers who are hired for even more legal work. The roughly 3,400-strong lawyer force inside state government contributes to the bureaucratic malaise that hangs over state government and prevents efficiencies from taking hold. I will take active steps to reduce the number of lawyers on the state payroll as part of my flexible hiring freeze."

Because all *Musings* readers are above-average librarians, I'm certain that you have correctly attributed the quotation to page 25 of Meg Whitman's magnum opus "Meg 2010: Building a New California."

In addition to getting the numbers and ratios wrong, Meg has not done much thinking about what it means to be a lawyer for the Attorney General. We have too many AG lawyers who spend their time contributing to California's bureaucratic malaise? Gee, does Meg know that California has more than 38 million residents? Our large population, coupled with our enormous social problems and constantly- changing economic patterns (after all, we *had* been the world's sixth or seventh largest economy) lead to inevitable regulatory conflict, criminal activity and lawsuits. It doesn't take a genius to figure that out.

Let's explore a few examples of how the AG's lawyers contribute to our State's bureaucratic malaise:

- Prosecuting nursing home operators for elder abuse and Medi-Cal fraud;
- Representing California in all criminal appeals;

- Entering into a multi-million settlement with Countrywide Mortgage;
- Regulating greenhouse gases;
- Investigating the evidence-tampering at the SFPD's crime lab;
- Recovering millions of dollars in unpaid wages for construction workers;
- Investigating Moody's and Standard & Poor's and Fitch for their role in the mortgage-backed securities fiasco.

And what about the outrageous salaries that the AG attorneys slurp up from the public trough? Quick, Meg, what's the starting salary for an entry-level Deputy Attorney General fresh out of law school? \$160,000? \$140,000? Yes, Meg, you're right. The salary *is* outrageous. It's an astonishing \$56,088.

Finally, let me conclude this rant by telling you about three of the greedy, self-important attorneys who work with me here in the San Francisco office. The names have been changed to protect the innocent.

Kukla clerked for Justice John Paul Stevens in 2004-2005. Instead of going into academics or highly-paid BigLaw, Kukla is with the AG's office because "it feels like the right thing to do."

Fran came from Pillsbury. She could have made partner at Pillsbury. Instead, she came to the AG's office because "it's fun." Last week, she argued *two* cases before the California Supreme Court.

Ollie is a refugee from Gibson, Dunn. He left Gibson because he was spending much more time in the office than at home with his family.

You're right, Meg. It's quite clear that these three AG attorneys are just the tip of the iceberg of what's wrong with the State of California.

Meg, I am crabby and my blood pressure is rising. Please stop your pathetic State attorney-bashing. Otherwise, you might wake up one day to find Bob Ryan blasting North Korean POW Camp Torture Music on the doorstep of your tony Atherton home.



**PROFESSIONAL READING IN REVIEW**

By Elisabeth McKechnie and Susan Llano  
U.C. Davis Law Library

**“In Court? Be Careful What You Post!”** by Oscar Michelen, *Courtroom Strategy Blog*. Available at <http://www.courtroomstrategy.com/2010/09/in-court-be-careful-what-you-post/>

A Suffolk County NY Judge, in *Romano v. Steelcase, Inc.*, allowed a defendant in a personal injury lawsuit to obtain access to the Facebook profile of the plaintiff suing them, including files that had been deleted, finding that participants in social networking sites have no expectation of privacy. This opens up the potential for discovery in a variety of cases and can have an effect in both civil and criminal matters.

**“New policy on tapes release”** by Lyle Denniston, *Scotus Blog*, September 28, 2010. Available at [http://www.scotusblog.com/2010/09/new-policy-on-tapes-release/?utm\\_source=feedburner&utm\\_medium=email&utm\\_campaign=Feed%3A+scotusblog%2FpFXs+%28SCOTUSblog%29](http://www.scotusblog.com/2010/09/new-policy-on-tapes-release/?utm_source=feedburner&utm_medium=email&utm_campaign=Feed%3A+scotusblog%2FpFXs+%28SCOTUSblog%29)

The Supreme Court will start releasing, at the end of each argument week, all of the audiotapes of the cases heard during that week. This will provide much earlier access than the previous policy allowed. Instructions for download are provided by a Supreme Court press release found at <http://sblog.s3.amazonaws.com/wp-content/uploads/2010/09/audiotape-release-9-28-10.pdf>

**“When is a Library Like a Prison?”** by Mark Giangrande, *Law Librarian Blog*, Available at [http://lawprofessors.typepad.com/law\\_librarian\\_blog/2010/09/when-is-a-library-like-a-prison.html](http://lawprofessors.typepad.com/law_librarian_blog/2010/09/when-is-a-library-like-a-prison.html) citing **“Anger as a Private Company Takes Over Libraries,”** *New York Times, Private Equity*, September 27, 2010. Available at <http://dealbook.blogs.nytimes.com/2010/09/27/anger-as-a-private-company-takes-over-libraries/>

The outsourcing trend has finally hit public libraries. A city not suffering from financial trouble, Santa Clarita, California, has opted to outsource the management of its public library system. A company known as L.S.S.I., known for fixing broken libraries is promising to save \$1 million by cutting costs.

This does not give the unionized librarians much confidence for the future because the changeover will mean the likelihood of being hired as non-union private sector workers by L.S.S.I. with commensurate changes in their salaries.

**“On the Virtues of Good Typography: Butterick’s Typography for Lawyers is the first guide aimed specifically at lawyers (and legal writing profs and law students!)”** by Joe Hodnicki, *Law Librarian Blog*, September 30, 2010. Available at [http://lawprofessors.typepad.com/law\\_librarian\\_blog/2010/09/on-the-virtues-of-good-typography-buttericks-typography-for-lawyers-is-the-first-guide-aimed-specifi.html](http://lawprofessors.typepad.com/law_librarian_blog/2010/09/on-the-virtues-of-good-typography-buttericks-typography-for-lawyers-is-the-first-guide-aimed-specifi.html)

Matthew Butterick, typographer turned attorney has turned his popular website <http://www.typographyforlawyers.com/> into a book. The book’s subtitle “Essential tools for polished and persuasive documents” explains its usefulness to attorneys and law students alike. Read an interview with the author at AIGA <http://www.aiga.org/content.cfm/typographer-at-law-an-interview-with-matthew-butterick>

**“Law Schools: A Special Report.”** *National Law Journal*, September 6, 2010, pp.11-22. Available at [http://www.law.com/jsp/nlj/PubArticleNLJ.jsp?id=1202471551121&LAW\\_SCHOOL\\_REPORT](http://www.law.com/jsp/nlj/PubArticleNLJ.jsp?id=1202471551121&LAW_SCHOOL_REPORT)

This report profiles the legal scholars that pioneered law blogging: Douglas Berman, Paul Caron, Christine Hurt, Brian Leiter and Eugene Volokh. The second half of the report is an article by Patrick Brayer, “Opposition to Clinics Tests Attorney-Client Privilege.” He writes about law school clinics and their problems with client confidentiality since law students may not have the traditional protection of attorney-client privilege.

**“A Truly Bookless Library”** by Steve Kolowich, *Inside Higher Education*, September 17, 2010. Available at <http://www.insidehighered.com/news/2010/09/17/libraries>

This article profiles the new Applied Engineering and Technology Library at University of Texas at San Antonio that claims to be the first library that is strictly electronic; there is no on-site print collection. Ample study spaces dominate the first floor of the building and librarians will have

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offices for consultations. The dean of libraries at San Antonio claims that “As a shared space for discovery, socializing and studying, the library is still very much relevant and in demand.” This is why they invested in new library space rather than embedding librarians in offices throughout campus.

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### **INTRODUCING A NEW COLUMN: TECH TALK**

**Ellen Platt and David Holt**  
**Heafey Law Library, Santa Clara University**

Have you just discovered a cool new widget, a review that compares software or widgets, or a forum that focuses on new technology or innovations? If you have, we hope you will contribute your find to the new column!

Here’s what we hope to do (as we steal a page from the format of the successful ‘What are You Reading?’ column):

- Tell us about your discovery in a few paragraphs: what does it do? how does it work? how are you using it? where did you find it? where can other people find it? what makes it cool?

- Don’t be shy about sharing. Maybe your find isn’t brand new to the world, but if you just discovered it there are likely other folks who didn’t know about it either!

- Please send word of your finds to: Ellen Platt (eplatt@scu.edu) or David Holt (dholt@scu.edu)

- We will also post to the list and call for contributions as the deadline for the next NOCALL Newsletter approaches.

### **DISTINGUISHED LECTURESHIP AWARD**

AALL has established a new award that recognizes one AALL member for his or her expertise and unique perspectives in law librarianship. The person chosen for this award will give a lecture at the 2011 Annual Meeting on a topic of his or her choice and will receive a \$500 honorarium.

Criteria for selection are:

- The nominee must be a member in good standing of the Association who has made a substantial contribution to its work.
- The nominee must have been active for a sufficient number of years to have acquired a broad perspective on law librarianship and must possess the qualities required to articulate his or her experiences and ideas.
- The nominee will be selected for speaking style, preeminence in the subject area, and willingness to commit significant time and energy to prepare for the lecture.

The full description of the award and the nomination form are posted at [http://www.aallnet.org/about/award\\_distinguished.asp#criteria](http://www.aallnet.org/about/award_distinguished.asp#criteria)

The deadline for nominations is November 1, 2010.

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### **9TH CIRCUIT COURT OF APPEALS TOUR**

**Tuesday, October 26th at 4:30-5:30 p.m.**

Cocktails at Mr. Smith’s across the street afterwards. <http://www.yelp.com/biz/mr-smiths-san-francisco>

Please RSVP to Julie\_Horst@LB9.uscourts.gov by 3pm on Friday, October 22nd. Include the name shown on your government ID. ID is required to get into this building.



## NOCALL BUSINESS MEETING MINUTES

Thursday, May 20th, 2010

12:00 p.m. to 1:30 p.m.

One Market Restaurant

1 Market Street

San Francisco, CA 94105

Diane Rodriguez, President, called the meeting to order at 1:07 p.m.

Thanks were given to West for sponsoring the meeting. Craig Griffith from West made opening remarks.

### OLD BUSINESS

#### Approval of Minutes

We approved the January 28th, 2010 Business Meeting Minutes.

### NEW BUSINESS

#### Treasurer's Report

Mark Estes presented the treasurer's report and noted that the Association is in good financial shape but that membership dues are down. The other item of note was that the 30th anniversary party was over budget but that this was expected. Any questions concerning the Treasurer's report should be directed to Mark.

#### Induction of Officers

The officers for the coming year were announced and inducted.

**President** - Shannon Burchard

**Vice President/President Elect** - Holly Riccio

**Secretary** - Tibisay A. Boggio-Turner

**Treasurer** - Claudia Cook

**Member at Large** - Sharon Borbon

**Member at Large** - Chuck Marcus

#### Presentation of Professional Achievement Award

Mary Staats presented the NOCALL Professional Achievement Award to Schelle Simcox. Her work on legal research initiatives for students and associates was noted as was her role as one of the pioneers of using social media to teach legal research.

### Highlights from the Committee Clusters

Committee chairs and members gave a review of the committee's activities over the previous year.

#### *Archives Committee:*

Erika Wayne will be taking over as Chair of the Committee. The Archives Task Force, Mary Hood and Prano Amjadi, are still working on assessing the Archive's processes and procedures.

#### *Government Relations Committee:*

Greg Fite shared that the two Sunshine Week programs were a success. The program featured state and local government officials discussing what is being done to improve access to government documents.

The committee continues to work campaigns such as FOIA reform, defending library budgets, and seeking improved standards for the California Code of Regulations both in print and online.

#### *AALL Liaison:*

Donna Williams reported that the AALL Vice President, Joyce Janto, had a wonderful time at the Spring Institute and was complementary about her time in the Bay Area with NOCALL.

#### *Spring Institute Committee:*

Shannon Burchard, announced that the Spring Institute was a success and that several programs will be submitted for possible inclusion in the AALL Annual Conference program in Philadelphia. She also commented on the funding for the 30th anniversary celebration. She explained that the celebration was possible because the membership had previously voted to increase annual dues in order to fund the celebration of Association landmarks.

#### *Education Committee:*

The Fall Workshop, "Marketing Uses of Social Media in the Law Library", was well attended and well received. The committee will sponsor a wine law program at the AALL Western Pacific Chapter meeting in the place of a NOCALL Fall Workshop.

#### *Placement Committee:*

Mary Staats spoke briefly about the difficulty many librarians have had in finding work during this recession. The committee has made every effort to reach out to placement agencies and job seekers alike. Mary reported that the number of positions posted have fallen between fifty and sixty percent since 2007-2008. She has started post-

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ing an e-mail to the NOCALL Listserv on Friday featuring jobs around the country. This new service has been well received.

*Membership Committee:*

Ramona Martinez announced that NOCALL currently has 354 members and that the directory will be out six weeks earlier than in previous years.

*Academic Relations Committee:*

The committee is still working with San Jose State University to add content about law librarianship to their website. Amy Wright is the mentoring contact for the committee and she receives 10-15 inquires every year from students interested in law librarianship.

*Public Access Committee:*

Crissy Brown finished her work on a color brochure featuring recommended legal resources for public libraries. She plans to distribute them at the end of May or beginning of June. Copies were available for viewing at the meeting.

*Community Service Committee:*

Holly Riccio shared that the committee successfully: collected donations for Room to Read during the 2010 Spring Institute, did a children's book drive during National Library week, and were planning to gather a group of volunteers for a KQED pledge drive. Holly expressed gratitude for the participation at these events and would appreciate any ideas the membership has regarding future volunteer opportunities.

*Grants Committee:*

The committee awarded grants for the Spring Institute and was able give support to five members to attend the AALL Annual Conference. The committee continues to promote the availability of funds for members to attend both NOCALL educational events as well as events sponsored by other associations. The Grants Committee is expecting the number of applicants for these funds to double in the coming year.

## **AALL Honors**

Diane Rodriguez announced several recent honors:

- NOCALL 2009 Spring Institute awarded the AALL Chapter Professional Development Award.
- Donna Williams was appointed to the AALL Executive Board.
- Diane Rodriguez was appointed to Chair the AALL Council of Chapter Presidents.

## **Review of Events**

- **WestPac**  
Diane Rodriguez announced the details of the WestPac meeting. The AALL Western Pacific Chapter meeting will be at the Hotel Nikko in San Francisco from October 15th-16th 2010. Janet Fischer of Golden Gate University is the local planning Chair. Anyone interested in becoming involved in the event should contact her.
- **California Joint Institute**  
Shannon Burchard shared the procedure for deciding on and planning a Joint Institute. She is currently head of a committee investigating the feasibility of such an event next year. She let the membership know that a survey will be circulated to ascertain the level of interest in a Joint Institute and also the membership's willingness to travel to likely host cities.
- **Crossover Meeting**  
The meeting will be scheduled by Shannon Burchard sometime in June. Members were asked to consider joining a committee.

## **Awards and Recognition**

As outgoing president, Diane Rodriguez was thanked for her service and presented with a plaque and a gift.

Shannon Burchard, President, adjourned the meeting at 1:44 p.m.

Respectfully submitted,

Tibisay A. Boggio-Turner  
NOCALL Secretary



## MEMBERSHIP NEWS

The names of members who have joined NOCALL since publication of the 2008-2009/2009-2010 NOCALL Directory and since the last newsletter are listed below as well as changes and corrections for continuing members. Any corrections changes or additions to the Directory should be sent to:

**Ramona Martinez**  
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Renewals received to date have been processed and I will start massaging the data to produce the new directory. Thanks to all who renewed and thereby supported NOCALL this year!

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### New Members

Refugio Acker-Ramirez  
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**Continuing Members**  
**\*\*Changes are noted in bold.**

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