

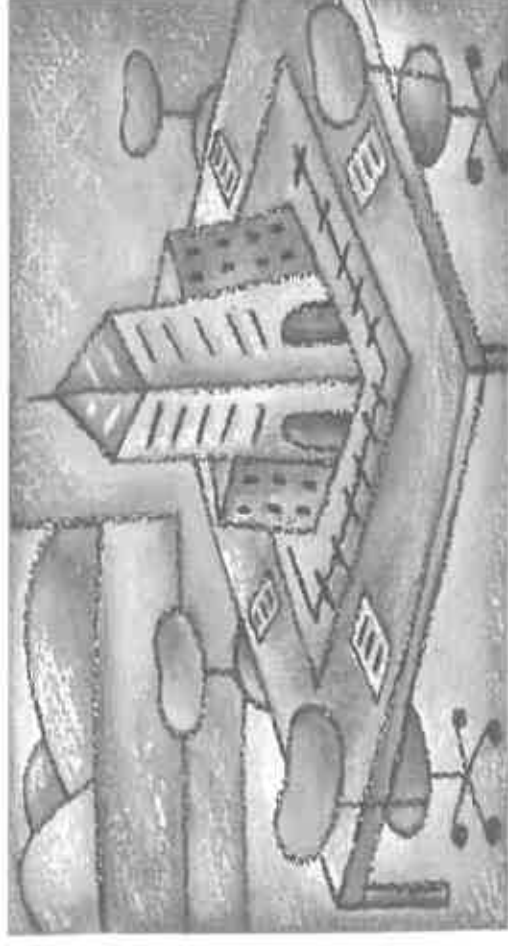
Legal Framework in Washington

RCW 7.77 Uniform Collaborative Law Act

- **Participation Agreement Requirements**
 - *Signed writing*
 - *Statement of Intention*
 - *Describe nature and scope of matter*
 - *Identify the collaborative lawyers*
 - *Confirmation by attorney of representation*
- **Beginning & Terminating Process**
- **Status Reports to Court**
- **Disqualification of collaborative attorney and firm**
- **Disclosure of information / Confidentiality**
- **Screening**

How Does Collaborative Practice Work?

- **Sign Participation Agreement**
- **Develop interests, concerns and goals**
- **Address immediate concerns**
- **Gather necessary information**
- **Brainstorm possible solutions**
- **Select mutually acceptable solutions**



How Does Collaborative Practice Work?

Participation Agreement

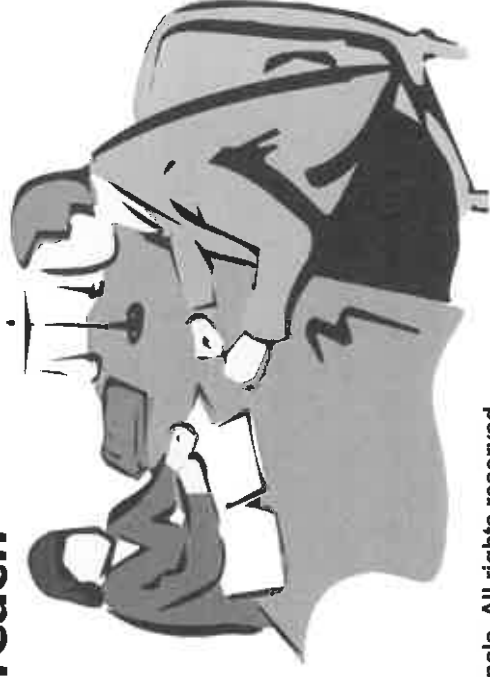
- **Setting the ground rules and expectations**
- **Defining and limiting the engagement of the lawyers**
- **Explaining the expectations about confidentiality, voluntary disclosure and “opting out” of the adversarial court system while in the collaborative process**



Attorney's Role in the Collaborative Process

To Advocate Collaboratively

- **Represent the individual clients, while maintaining goals of the collaborative process**
- **Educate and counsel clients about legal issues and settlement options**
- **Work collaboratively with the other lawyer**
- **Help clients articulate interests and reach agreements that meet their needs**
- **Prepare legal documents and settlement agreement**



Collaborative Practice "Paradigm Shift"

From

Adversarial

Past

Facts

Blame

Win/Lose

To

Cooperative

Future

Relationships

Impact

Win/Win—

Restructuring

Relationships



DISPUTE RESOLUTION ALTERNATIVES

- **Collaborative Law / Practice**
- **Pro Se**
- **Mediation**
- **Arbitration**
- **Litigation**

