



California LITIGATION

**Nuts and Bolts of
Videoconference
Dispute Resolution
in the Time of
COVID-19**

Page 47

**NAVIGATING THE NEW
SETTLED STATEMENT
PROCEDURES**

Page 24

**Threats, Extortion
and Legitimate
Advocacy**

Page 38



EDITOR'S FOREWORD

Sweet Successes — On or About 31 Flavors

By Benjamin G. Shatz



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My last EIC's foreword was written with the optimism of a dawning new age. What I had in mind was a futuristic Year 2020 — a vision of Buck Rogers. Instead, we got Daniel Dafoe, who authored both *A Journal of the Plague Year* and *Robinson Crusoe*. As I write right now, L.A. feels more like London 1665 — at least in my imagination. I don't really know because I'm marooned at home, not quite as beleaguered and lonely as a castaway, but feeling akin. The good news is that modern tech really has allowed most lawyers to continue to work from home. And we're getting this journal out, and on time, come hell or high water.

We've got a dozen awesome articles for you. As always, they include deep legal analysis, practical tips, some history and some forward thinking. I won't catalog them all for you this time. Explore them on your own, and be sure to send feedback to me. I will, however, draw one fun connection: Mike Berger, one of our authors in this issue, actually features prominently in the book reviewed by Dan Lawton about the Stringfellow Acid Pits saga. May we all have such meaningful legal work in our careers. Perhaps you already have some to

share? Now's a great time to submit an article to California Litigation.

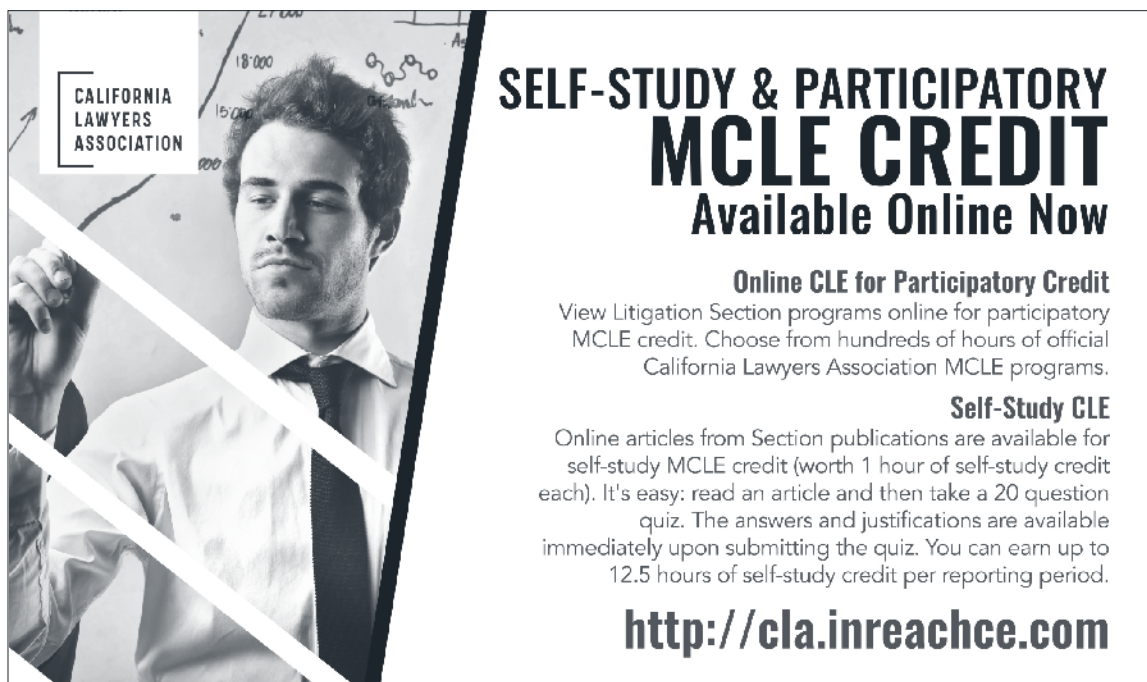
Rather than discuss this issue or "the virus," I want to use this space to call special attention to George Wailes, our Litigation Section Chair. George was doing a tremendous job of leading and invigorating our section before our medieval catastrophic pandemic. His stewardship has only gotten better.

At the last Executive Committee's long-term planning session — which, in late 2019 B.C. (that's Before COVID), feels like a prehistoric eon ago — he directed the group to consider what the Litigation Section could do for members, regardless of price or other practical concerns. The idea was to get creative juices flowing. But George has a secret: He loves ice cream. Thus, to kick things off, he explained that in a perfect world, it would be his desire to provide every Litigation Section member with a quality cone of creamy goodness. The Excom then proceeded to more weighty business. But George's idea did get me (and others) thinking: What flavors of ice cream would be appropriate for lawyers or litigators in particular? Here's what we came up with:

Litigation Crunch, Associate Grind, First Year Fudge, Toffee Bar Association, Jamoca Almond Justice, Licorice Law & Motion, Prelim Pineapple Injunction, Kahlúa Continuance, Lemon in Limine, Vanilla Voir Dire, Juicy Jury, Sticky Cross-Exam, Frosty Hostile Witness, Whipped Witness Waffle, Raspberry Rebuttal, Daiquiri Declaration, Icy Irrelevancy, Orange Objection, Red Velvet Verdict, Punitive Pineapple, Compensatory Kiwi, Appellate Swirl, Banana Briefing, Amaretto Amici, Fudgy Writ Ruling, Pineapple Preemption, Last Berry Standing, Res Fruiticatta, Melon Mootness, Ripe Cherry Ripeness, Sine-mon qua non, Pro Hac Peach, De Minimis Trifle, Tutti Frutti Pro Se, Peanuty Pro Per, Strawberry Solo, Witkin's Watermelon, Coconut Complaint, Sweet Sanctions, Mistrial Mocha Mint, Melony Mediation, Decadent Discovery, Res Chipisa, Peachy Impeachment, Peachy Perjury, Sundae Settlement, Salted Settlement, Calendaring Crumble, Malpractice Mango-tango, Salted Cara-mal-practice, Cant'elope Divorce, Emin-mint Domain, Grape Bodily Injury, Felonious Fudge, and *Brownie v. Board*.

Hope that was amusing. Lest you deem ice cream beneath great legal minds, consider that as a student, Chief Justice John Roberts frequented the Baskin-Robbins in Harvard Square, invariably ordering a sundae of chocolate chip ice cream topped with marshmallow. (Joan Biskupic, *The Chief: The Life and Turbulent Times of Chief Justice John Roberts* (2019); Benjamin Pomerance, *Center of Order: Chief Justice John Roberts and the Coming Struggle for a Respected Supreme Court* (2019) 83 Albany L.Rev. 449, 461, citing Michael Levenson, *Supreme Court Justices Reminisce About Their Harvard Days*, Boston Globe (Oct. 26, 2017).)

I hope that you and yours are well, remain well, and that our state, nation, and world rebound from our current crisis as quickly and successfully as possible. If you need a little sugary boost to help see you through these dark times, reach for the ice cream. But don't forget to exercise too. No one wants to gain "the COVID-19" (pounds).



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