

RENEWAL APPLICATION FOR PIERCE COUNTY SUPERIOR COURT
TITLE 11 GUARDIAN AD LITEM REGISTRY

This application is for Guardians ad Litem currently serving on the Pierce County Superior Court Title 1.1 Guardian ad Litem Registry.

THIS IS PUBLIC INFORMATION

This is my **renewal** application to serve as a Guardian ad Litem in Pierce County, State of Washington as required under Title 11. I hereby certify under the penalty of perjury under the laws of the State of Washington that my renewal application is true and correct. Please **check each box** where contact information has changed since last year's application was submitted.

Date Signed: 02/09/09 Signature: Michael B. Smith

WSBA # and Year Admitted: 13747; 1983

Printed Name: Michael Brian Smith

[] Business Address: 1901 65th Avenue West, Ste. 200

[] City: Fircrest State: WA Zip Code: 98466

[] E-Mail Address: holly@cdsps.com

[] Business Telephone Number: (253) 565-3400 [] FAX: (253) 564-5356

Bilingual: No If so, in what language(s): _____

Please indicate the date, county and sponsor where you are enrolled for the one day mandatory training (only approved training qualifies): 04/24, 2009 King County
DATE COUNTY/SPONSOR

Please include the dates and sponsor of the initial two day training that you previously completed:

Training Sponsored by: (Name) King County Bar Association
(Address) 1200 Fifth Ave., Ste. 600, Seattle, WA 98101
(county) King County (Dates) May 16, 2008
(Phone) (206) 627-7004

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NOTE: **Only** this application may be utilized. Late applications shall **not** be accepted for any reason. All questions **must** be answered in the order in which they are given. Answers that only refer to a resume or vitae are **not** acceptable although a resume is required and you may attach supporting materials. Please return completed application, resume and any materials by **March 20, 2009 4:30 PM** to:

Pierce County Superior Court Administrator
Room 334, County City Building
930 Tacoma Ave South
Tacoma, WA 98402-2108

THIS PART OF THE APPLICATION IS PUBLIC INFORMATION

A. Please report the first year you served on the RCW 11.88 Guardian ad Litem Registry in **Pierce County**. Please list any years where there was a break in service.

B. Number of appointments you have received as a Guardian ad Litem and the county or counties of appointment during the last Registry year, 7/1/08 to 3/20/09:

8; Pierce County

C. Percentage of your total case load that RCW 11.88 Guardian ad Litem work represents overall:

Five percent (5%)

D. Criminal history, as defined in RCW 9.94A.030: A current and completed Washington State Patrol Conviction Criminal History Record must be received by the Court. If not attached, the expected date the Court will have the record: _____

E. Have you ever been accused of, found guilty of, or been a victim of either domestic violence or an anti-harassment action? Yes _____ No **x** If yes, please explain

F. Evidence of your knowledge, training, and experience, in the following areas, pursuant to RCW 11.88.090 (3) (b) (I). You must complete in full the information requested below, in the space provided, in addition to attaching a required resume or vitae. However, answers that only refer to a resume or vitae are not acceptable .

1) The number of times you have been removed for failure to perform duties as Guardian ad Litem. For each removal, give a brief explanation, with the county, case name, cause number, and attach all relevant documents from the court file along with a copy of the court order.

None

2) Please list all other trainings you have attended, the month/year attended and the materials covered in each training you attended.

I have completed/attended King County training in the Spring of each year since 1998. The one exception was my attendance at the Kitsap training on April 20, 2006.

I also certify the following:

G. I will successfully complete the Guardian ad Litem training required by the Pierce County Superior Court and under the laws of the State of Washington (only approved

training qualifies) under the laws of the State of Washington and immediately submit my Certificate of Attendance.

AGREE DISAGREE _____

H. My normal hourly rate is \$ 230.00. My hourly rate to serve as Guardian ad Litem in guardianships is \$ 200.00.

I. I am presently not serving, nor have I recently applied to serve, as a Judge or Commissioner pro tempore in Pierce County Superior Court. I understand that I am not permitted to serve in both capacities.

AGREE DISAGREE _____

J. I have no criminal history or license suspension or revocation

AGREE DISAGREE _____

K. I am not the subject of any pending investigation or action by a government agency, professional organization or one that would result in either a criminal conviction or a license revocation or suspension.

AGREE DISAGREE _____

L. I have read and understand the applicability to me and agree to be bound and governed by the Pierce County Superior Court Administrative Policy #3 for the Title 11 Guardian ad Litem Registry.

AGREE DISAGREE _____

M. I have read, signed, returned and understand the applicability to me of the Pierce County Superior Court Administrative Policy #4 Title 11 Guardian ad Litem. Code of Conduct and agree to be bound and governed by the Code of Conduct.

AGREE DISAGREE _____

N. I have completed in full, signed and attached the confidential supplement to this renewal application.

AGREE DISAGREE _____

If you disagree for any above (G-N) please explain in full:

I certify that I have thoroughly studied the provisions and requirements of Title 11 and believe I am fully qualified to be appointed as Guardian Ad Litem for Guardianships in Pierce County, Washington.

Michael B. Smith

02/09/2009

Signature

Date of signing

Michael Brian Smith

Fircrest, WA

Print Name

Place of signing

Please continue to next page.

POLICY 4

**PIERCE COUNTY SUPERIOR COURT
RCW 11.88 GUARDIAN AD LITEM
CODE OF CONDUCT**

All Guardian ad Litem's shall fully comply with this Code of Conduct and the requirements of Superior Court GALR, effective 11/01:

1. The appointed Guardian ad Litem shall decline the appointment if they are not qualified, competent, or able to complete the matter in a timely manner.
2. The Guardian ad Litem shall maintain the ethical principles of their own profession in addition to compliance with this Code of Conduct.
3. The Guardian ad Litem shall promptly advise the court of any grounds for disqualification or unavailability to serve.
4. The Guardian ad Litem shall avoid self-dealing or association from which the Guardian ad Litem might directly or indirectly benefit, other than from compensation as a Guardian ad Litem.
5. The Guardian ad Litem shall not guarantee or create the impression that any portion of the investigation will remain confidential, and shall inform all witnesses that the information gathered by the Guardian ad Litem must be reported to the court.
6. All records, including contemporaneously maintained time and expense records, of the Guardian ad Litem shall promptly be made available to the parties and their attorneys for review upon request, without formal discovery request(s) being made. Copies of the records may be made by the parties and their attorneys under circumstances that assure that the file remains complete, organized and intact.
7. Once admitted to the RCW 11.88 Registry, all Guardian ad Litem's shall fully comply with all continuing education requirements established under Pierce County Local Rules and GALR, as amended.
8. The Guardian ad Litem shall report to D.S.H.S. and the court, any adult abuse as defined in RCW 74.34.020(2).

The undersigned acknowledges receipt of the foregoing, has read the same and GALR, and agrees to be governed by all.

02/09/2009
Date

Muelan Brin Snies
Signature

CURRICULUM VITAE
MICHAEL BRIAN SMITH

1980 Graduate Marquette University BS in business

1983 Graduate University of Puget Sound
School of Law JD

1983 Admitted to practice in the State of Washington
Member of Washington State Bar Association, Tacoma-
Pierce County Bar Association and Washington State
Association of Municipal Attorneys

1983-1998 Attorney: Comfort & Smith,. Tacoma, WA

Primary Areas of Practice: Real Estate, Guardianship, Probate, Guardian ad Litem
work,
Business, Civil Litigation and Municipal work for the City
of Fircrest.

1998-Present Attorney: Comfort, Davies & Smith, P.S. Fircrest, WA

Primary areas of practice continue to be in Real Estate, Guardianship, Probate, Guardian
ad Litem work, Business, Civil Litigation and Municipal work for the City of Fircrest.

Community Involvement: Tacoma-Pierce County YMCA Board Member
Catholic Community Services Advisory Board Member
St. Charles Booster Club Treasurer
CYO Basketball Coach
Metro Parks Baseball Coach
St. Charles Borromeo Parish Council
Bellarmine Prep Capital Campaign Cabinet

Certificate of Completion

King County Bar Association

Michael Smith

**2009 Washington State
RCW 11.88.090 *Guardianship*
Guardian ad Litem Training**

Re-Certification, April 24, 2009

April 24, 2009: 5.50 General & 1.00 Ethics for a Total of 6.50 CLE Credits Approved (approval# 227 029)

5.75 Certified Professional Guardian Credits Approved for April 24, 2009 (4.75 General & 1.00 Ethics)



Roxanne Mennes, Education Director, King County Bar Association