



# OCBA 2013 BOARD OF DIRECTORS ELECTION

## CANDIDATES

### PRESIDENT-ELECT

#### Thomas H. Bienert, Jr.



Tom Bienert practices at Bienert, Miller & Katzman in San Clemente. Before founding the firm, Tom was the chief federal prosecutor in Orange County, an Associate Independent Counsel in Washington, D.C., and a litigator at Irell & Manella in Newport Beach. He has been recognized in many "Best Of" publications, and his trial victories include scores of criminal convictions as a federal prosecutor, jury acquittals as a criminal defense attorney, multimillion-dollar verdicts as plaintiff's counsel, and come-from-behind defense judgments in civil cases.

Having practiced in settings as diverse as a federal prosecutor's office, a solo practice, a several-hundred-lawyer firm, and the eight-lawyer firm he has built from the ground up, Tom has acquired practical, real-world insights into the challenges faced by lawyers at every level of the profession. He has served as an attorney delegate to the Ninth Circuit Judicial Conference and as a director of the Orange County Federal Bar Association and Orange County Constitutional Rights Foundation. He currently serves as the OCBA Treasurer and as a member of the Judiciary Committee, Executive Committee, Charitable Fund Board of Directors, and also serves on the Board of Directors.

As OCBA President-Elect, Tom will help members acquire practical tools to build their practices and provide a higher level of service to clients. He will work to expand attorney mentoring and legal education, and to establish new, user-friendly programs to pair up attorneys seeking particular expertise with attorneys offering that expertise. Tom will continue efforts to provide representation to the poor and to expand networking opportunities for lawyers that will foster camaraderie and mutual learning while aiding the community at large.

### TREASURER

#### Ashleigh E. Aitken



Ashleigh Aitken is Of Counsel at Aitken ♦ Aitken ♦ Cohn. Prior to joining the firm, Ms. Aitken was a federal prosecutor in the Santa Ana branch of the Office of the United States Attorney and a litigation associate at Morrison Foerster LLP.

Ashleigh has a long history of community service, both in and out of the Orange County legal community. Ashleigh is the current secretary of the OCBA, co-chairs the Mentoring Committee and co-chaired the Diversity and Equal Justice Committee for two years, and serves on the OCBA Charitable Fund golf and gala committees.

She is a past president of Orange County Women Lawyers, and chaired the organization's 35<sup>th</sup> Anniversary Dinner. She is Vice-President of the Celtic Bar, and former Vice-President and board member of the Hispanic Bar Association. She is the Chairwoman of Anaheim's non-profit-focused Community Services Board, and chairs her annual church fundraiser.

Ashleigh is a product of the great mentoring provided by the OCBA. She became involved as a young lawyer, and quickly rose to leadership positions. She wants to ensure that the OCBA remains on the cutting edge of today's legal environment.

Ashleigh is married to attorney Michael Penn, with whom she has two awesome daughters.

## SECRETARY (Elect 1)

### Todd G. Friedland



Todd Friedland co-founded Stephens Friedland LLP, currently an eight-lawyer business litigation boutique, in 2006. Previously, Todd practiced at the multi-national law firm of Pillsbury Winthrop Shaw Pittman and worked for many years in the corporate sector. Through Todd's broad-based experience and outreach activities he acquired a unique perspective. Therefore, he is able to understand and represent the views of OCBA members from diverse backgrounds and to formulate a vision for the OCBA that will benefit all members.

Todd believes the OCBA can elevate the profile of legal practice in Orange County. As OCBA Secretary, Todd will work to ensure that the business community, general public, California's legislators, and legal practitioners throughout the state understand that the Bench and Bar in Orange County are second to none. Todd will also promote programs that foster professionalism and ethical practice in the legal community. It is Todd's belief that we must preserve and expand Orange County's reputation as a place where great legal work is performed in a professional manner.

Todd is an elected member of the OCBA Board of Directors. He has served on the Facilities Task Force which oversaw the successful purchase of the OCBA's new headquarters. This move will save money and offer amenities to OCBA members. Todd is active on the Mentoring Committee, *Orange County Lawyer* Editorial Committee, and the Charitable Fund Annual Benefit Committee. As a Past-President and present board member of the Constitutional Rights Foundation of Orange County, Todd continues to champion its mission of civics education through Mock Trial, Peer Court and other programs. In addition, Todd has served in leadership for Adventure Guides (Dads & Daughters) and on golf tournament committees supporting charitable organizations (despite being a terrible golfer).

Todd is fortunate to be married to D'Ann who understands and supports his commitment to our legal community. They have three great kids (Ashlyn, Aubrey and Aidan) who think this election is "way cool," and that you should vote for their dad.

Please visit [www.toddfriedland.com](http://www.toddfriedland.com) to learn about Todd's vision for, and commitment to the OCBA, as well as his professional background and community involvement.

### Teresa A. McQueen



I want to be your choice for OCBA Secretary. As an active and serving member of the Orange County Bar Association, I have continually demonstrated my genuine passion to serve the legal community since the day I left Chapman Law School and joined the Orange County Bar Association ten years ago.

I have served as a Director at Large on the OCBA's Board of Directors for the past six years. My leadership abilities have time and again been endorsed by my colleagues as evidenced by my appointment or election to serve in key leadership positions as chair or co-chair of many important OCBA divisions, committees, and sections, including the Young Lawyers Division (2007), Resolutions Committee (2011), the Mentor on Demand program (2008-2011), Bridging the Gap Committee (2009-2012), Law Day Committee (2006-2007), and the Solo/Small Firm Section (2006). I also just completed my term as chair of the State Bar's Solo Small Firm Section. My commitment to serve is further demonstrated by an ongoing service to the OCBA in a wide range of volunteer positions, giving me an impressive breadth of experience in and knowledge of the OCBA. Please visit my website at [www.teresamcqueen.com](http://www.teresamcqueen.com) to find out more about my volunteer service.

I view the OCBA as a unique and important resource to serve its diverse membership. Not only does the OCBA provide high-quality, relevant educational opportunities often unmatched by private enterprise, it also provides a tremendous platform for its members to serve the Orange County non-attorney community. As a member of the OCBA executive committee, I will work to further develop and enhance educational opportunities for members, promote meaningful community service and pro bono opportunities, and remain, as always, responsive to membership priorities.

A former solo practitioner, I currently practice plaintiff's employment litigation at Pedersen Heck McQueen, APLC, a small firm in Irvine, where I am committed to diversity, workplace fairness, and protecting employee rights. I have twice been selected as a "Rising Star" by *Law & Politics* and the publishers of *Los Angeles Magazine*. I also write and lecture on various topics, including civility and professionalism, litigation practices, and employment law.

## **DIRECTORS – AT – LARGE (Elect 3)**

### **Mac W. Cabal**



Mac W. Cabal is an attorney with the law firm of Lanak & Hanna, P.C. His practice areas include construction litigation, commercial collections, and health care law. As an attorney, Mr. Cabal has successfully tried cases and recovered millions of dollars on behalf of sureties, contractors, suppliers, and health care providers.

Mr. Cabal is an Ivy League graduate, graduating from Cornell University with a degree in Business Management. Upon graduation, he worked as an Executive for two of the largest retail companies in the country managing a multi-million dollar denim business. After working as an Executive for several years, he attended Whittier Law School, graduating in the top 5% of his class and receiving a Full

Tuition Merit Scholarship and Stipend.

Mr. Cabal's desire to seek a position on the board stems from his active involvement as prior Chair of the Young Lawyers Division and current Co-Chair of the Mentor-on-Demand Committee. Mr. Cabal wishes to build and expand upon his bar association experiences with the goal of aiding and developing the organization to ensure future growth and continued success.

### **Terri K. Flynn**



I am a federal prosecutor in the Orange County Office of the United States Attorney. I am a supervisor in the office and primarily specialize in prosecuting narcotics, violent crimes, and gang offenses. I began as a federal prosecutor in San Diego and prior to that was an associate at Latham & Watkins in San Diego. I was raised in Irvine and moved back to Orange County in 2002. Throughout my career, I have successfully tried numerous jury trials and prosecuted countless federal cases. I have seen the impact of crime on victims and have worked to redress their harm. I have also worked in collaboration with the Santa Ana Gang Task Force and the Orange County District Attorney's Office to try to improve local communities through investigations that strive to make an immediate and tangible impact. I was named one of California's Top Women Litigators in 2007 and also received the United States Attorney

General's Award for Distinguished Service. I am an adjunct professor at Whittier Law School where I teach criminal law courses in the Summer Abroad Program in Nanjing, China. I am also a part-time faculty member at California State University, Fullerton where I teach several different courses in the Politics, Administration, and Justice Department. I regularly volunteer to speak and train at various events, whether they be law enforcement agencies or professional and service organizations.

In my legal career and personal life, I have dedicated my life to public service and try each and every day to make a difference in this community. I would like to increase my involvement in the community and the OCBA by joining the Board. I believe that my background as a prosecutor and public sector employee brings a diversity of opinion to the Board and that I would be able to reach out to other public sector employees to expand the reach of the OCBA. The OCBA provides valuable services to our community, and I would be honored to be able to assist and expand these services as a member of the OCBA Board of Directors.

## Steven G. Hittelman

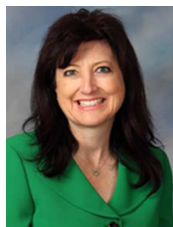


Steven G. Hittelman is running as an incumbent for an At Large position on the OCBA Board of Directors. In addition to the Board of Directors, he is currently the co-Chair of the Bridging the Gap Committee, and serves on the OCBA Blue Ribbon Panel on Administration of Justice Committee and the OCBA Charitable Fund Fall Fundraiser Committee. Steven is a Founding Fellow of the OCBA Charitable Fund Society of Fellows, and is also a founding member of the Orange County Jewish Bar Association (an affiliate OCBA association) and the Orange County Chapter of the Association of Certified Family Law Specialists. He served on the Executive Committee for the Orange County Bar Association's Family Law Section, and is the incoming Treasurer for the South Orange County Bar Association.

A former Deputy District Attorney, Steven has a long-standing relationship with the Orange County legal community. His volunteer services include mentoring attorneys at the Public Law Center, Legal Aid Society and Anaheim Justice Center. Steven is also involved with programs through Orange County's Domestic Violence Prevention resources, such as Laura's House and Human Options. A teacher before starting his career as an attorney, he still takes the time to educate fellow attorneys through MCLE presentations sponsored by the OCBA, the State Bar of California and the Association of Family and Conciliation Courts.

As the Managing Partner of his firm, The Hittelman Law Group, Steven is aware of the challenges that the practice of law presents at both the State and the local level. Throughout his career, Steven has been committed to access to justice as well as to raising the level of practice in Orange County. His goals as a member of the OCBA Board of Directors is to provide top-tier legal education to its members and to the community the OCBA serves; to support mentoring programs for young lawyers; to implement new programs and services to its Sections and Affiliate Bar Associations; and to bring recognition to the outstanding legal work done by the attorneys that make up the Orange County Bar Association. Thank you for your vote.

## Deirdre M. Kelly



Deirdre Kelly is a commercial and real estate litigator, and is currently Director of the Externship Program and an Assistant Professor at Whittier Law School in Costa Mesa. Deirdre graduated from Loyola Law School in 1989, and from USC in 1986. After law school, Deirdre was an associate with Jones Day, and following the S&L crisis she spent several years as Vice President and Legal Counsel at American Savings Bank, American Real Estate Group and New West Federal Savings & Loan Association, serving as the youngest member of an in-house legal team that successfully resolved a multitude of challenging issues. Deirdre then took that invaluable experience with her to Kindel & Anderson, and later to Paul Hastings, where she represented clients in a wide range of litigation matters.

Deirdre brings energy and creativity to all of her endeavors, and works hard to build connections and consensus among diverse interests. She especially enjoys mentoring younger attorneys, bringing perspective from her own broad-based experience and her relationships throughout the community. Deirdre is an active OCBA member, and has served on three OCBA committees, including the Pro Bono committee and the recently-established Mommy Esq. Deirdre has been a board member of the Orange County Women Lawyers Association for the past three years, and is also a member of the Association of Business Trial Lawyers, the William Gray Legion Lex Inn of Court, and the Celtic Bar Association.

On the OCBA Board, Deirdre will seek to bring together the many constituent parts of our Orange County legal community, from the bench, from the bar, and from academia, with a view to improving the strength of our communications and of our relationships, and ultimately the excellence of our practices and of our service to the community at large. She would especially focus her efforts to expand attorney mentoring and legal education, and to help recruit and mentor law students and newly admitted attorneys, who are the future of the profession. And she is a proud and strong supporter of OCBA's efforts to reach out to women and to all attorneys who are parents of young children.

## Kyhm Penfil



My name is Kyhm Penfil, and I am running for a position on the OCBA Board of Directors. I would appreciate your vote.

I have been a member of OCBA, and an active participant in the local legal community, since I started practicing law in Orange County in 1996. Some of the OCBA programs I value most are:

- Section-sponsored MCLE
- OCBA Mentoring Program
- Community Outreach Projects and the OCBA Charitable Fund

I would be thrilled and honored to serve on the OCBA Board so that I could help with these and other initiatives.

I have been Campus Counsel at UC Irvine for over seven years and have twice served as the Chair of the OCBA Corporate Counsel section. Before I left private practice, I was an associate and a partner at Irell & Manella LLP.

If you would like to talk about our legal community, the OCBA or anything else, please feel free to contact me.

Kyhm Penfil | Campus Counsel | Office of Campus Counsel | University of California, Irvine  
[kpenfil@uci.edu](mailto:kpenfil@uci.edu) | (949) 824-2880 | [www.uci.edu/campus\\_counsel](http://www.uci.edu/campus_counsel)

### Endorsed by:

Peter Afrasiabi, One LLP  
Doug Brannan, Senior Deputy District Attorney  
Ed Connor, Connor, Fletcher & Williams LLP  
Erin Clary Giglia, Montage Legal Group  
Martha Gooding, Jones Day  
Richard Goodman, Stradling Yocca Carlson & Rauth, P.C.  
Andra Barmash Greene, Irell & Manella LLP  
Matt Hodel, Hodel Briggs Winter LLP  
Kahana Raskin & Kassinov LLP

Karla Kraft, Hodel Briggs Winter LLP  
Paul S. Meyer, Law Offices of Paul S. Meyer  
Mark Peterson, O'Melveny & Myers LLP  
Wendy Peterson, Knobbe Martens Olson & Bear LLP  
Jonathan Pink, Bryan Cave LLP  
Kiran Sharma, Bank of America  
Jaime Shean, Assayag Mauss  
Mark Shean, Orrick, Herrington & Sutcliffe LLP  
M.C. Sungaila, Snell & Wilmer L.L.P.

## Javier Rivera-Carbone



I ask for your vote for OCBA Board of Directors. I am committed to the Orange County legal community and to the OCBA.

I have been active in the OCBA as long as I have been practicing law in California. I have served on the OCBA's Diversity and Equal Justice and Bridging the Gap committees. I also have been a Director of the Hispanic Bar Association of Orange County—an OCBA affiliate—since 2007. Now, I would like the opportunity to serve on the Board of Directors to pursue the OCBA's vision of "... inclusivity, charity, and relevancy by and for our members."

I am an employment law attorney who has represented both plaintiffs and employers. I also represent employers in union avoidance matters and NLRB elections. Representing both employers and employees has given me a global perspective that I will bring to the Board. Prior to establishing my own firm, I was Of Counsel for a leading labor and employment law firm and I was Partner in the labor and employment department of the largest Hispanic-owned law firm in the world. Prior to moving to O.C., I practiced law in my native Puerto Rico. My background and experience gives me a unique voice and coalition building skills to make a valuable contribution to the Board.

I will work to increase the participation of the affiliate bars within the OCBA and promote transparency of Board actions. The OCBA plays a critical role in mentoring and developing a diverse bar in Orange County. In spite of major progress, there are challenges that require us to continue strengthening the OCBA as a model of inclusion among local bar associations.

For more information, and a list of endorsements, please visit [www.riveracarbhone.com/OCBA](http://www.riveracarbhone.com/OCBA).



## Daniel S. Robinson



Daniel Robinson is a partner at Robinson Calcagnie Robinson Shapiro Davis, Inc. based in Newport Beach, CA. Dan received his B.A. from Williams College and his J.D. from Loyola Law School in Los Angeles, CA. After law school, Dan served as an Assistant District Attorney in the New York County District Attorney's Office. Dan later became an associate in the Newport Beach office of O'Melveny & Myers LLP. Dan was awarded the 2011 OCTLA Young Gun Award and was selected in 2012 as one of the "Top 40 Lawyers Under 40" by the National Trial Lawyers Association.

Dan's current litigation practice includes mass tort cases, privacy cases, class actions, and matters of general business litigation. He currently serves as the National Co-Chair of the American Association of Justice (AAJ) YAZ/Yasmin/Ocella Litigation Group. Dan currently serves in leadership roles in several coordinated proceedings, including PEC, *In re Contaminated Heparin Litigation*, MDL No. 1953; PSC *In re Actos Product Liability Cases*, JCCP No. 4696; PSC, *In re Fosamax/Alendronate Sodium Drug Cases*, JCCP No. 4644; Lead Counsel, *In Blue Cross of California Website Security Cases*, JCCP No. 4647; and co-lead counsel, *In re St. Joseph Health System Medical Information Cases*, JCCP No. 4716. Dan's other positions in the Orange County legal community include the following: Orange County representative to the CAOC Board of Directors; OCBF Board Member; 2012 OCBF Associate Board co-founder; OCBA Golf Committee; PLC Annual Dinner Committee; PLC Young Professionals Group; OCBF Higher Education Mentoring Program subcommittee; and Orange County Celtic Bar Association member.

Dan was born and raised in Orange County. He grew up in Irvine and Laguna Niguel and currently resides in Newport Beach with his wife and daughter. Since moving back to Orange County from New York City in 2006, Dan has been a proud member of the OCBA. If elected, Dan hopes to work on strengthening the association's fundraising initiatives, developing more activities that bring together the Orange County bench and bar, and increasing the association's role in local charities that aid in the development and education of Orange County youth.

## Edward A. Schlatter



I practice law with Knobbe Martens, where I specialize in strategic representation and counseling of clients before U.S. and international patent and trademark offices, in licensing and in contentious patent and trademark matters. Throughout my years of practice, I have been privileged to be an active member of the Orange County Bar Association (OCBA) and to come to know many of its members.

I am currently the Co-Chair of the OCBA Administration of Justice Committee, working with the Committee to formulate recommended positions of the OCBA with respect to proposed California Rules of Court, Standards of Judicial Administration and California civil and criminal jury instructions.

For many years, I have also been an active participant in the OCBA Legislative Resolutions Committee, which proposes, vets and debates legislation at the Conference of California Bar Associations (CCBA), which the CCBA then seeks to have enacted into law.

My work as Chair of the OCBA Legislative Resolutions Committee led me to become a member of the CCBA Board of Directors and to eventually become CCBA Board Chair in 2008 (I remain a Director). I am also currently a member of the Board of Directors of the Orange County Bar Foundation and a member of the Board of Trustees for SchoolPower (the Laguna Beach Educational Foundation).

I appreciate the opportunity my service with bar associations has provided me to improve both the law and the administration of justice, benefiting both lawyers and the community at large. Many years of board membership have also taught me to work together with members of varying perspectives, to develop a strategic plan and to harness the diverse skills of the members of the organization to achieve a common goal.

I would be honored to continue serving the OCBA by becoming a member of the OCBA Board of Directors. If elected, I would focus on identifying the needs and serving the interests of all members of the OCBA.

## **Cherrie I. Tsai**



Cherrie I. Tsai is the Assistant General Counsel and Secretary of Kaiser Aluminum Corporation. She specializes in corporate and securities law. Cherrie received her Juris Doctorate degree from Loyola Law School, Los Angeles, and her Bachelor of Arts degree in Criminology, Law and Society from the University of California, Irvine. She has been a member of the board of directors of the Orange County Bar Association ("OCBA") since January 2010 and served as the Chair of Community Outreach of the Young Lawyers Division of the OCBA from January 2005 to December 2006. Cherrie is a former President of the Orange County Asian American Bar Association ("OCAABA") and served on the board of directors of OCAABA from April 2006 to May 2010. She is a current member of the OCBA and OCAABA and a member of the Corporate Counsel and Business and Corporate sections of the OCBA.

Having practiced both at law firms and in-house, Cherrie provides a unique perspective on the challenges and opportunities of the legal community. As a board member, Cherrie will continue to foster strong relationships between the in-house community and outside law firms and to promote and facilitate in-house counsel's involvement in the OCBA. Cherrie currently serves on the Mentoring Committee of the OCBA and believes in the value and importance of mentoring, educating and developing attorneys for our community. Cherrie is also a member of the Audit Committee of the OCBA.

While serving as a board member of the OCBA, Cherrie was involved in developing and updating the strategic plan of the OCBA, and, in doing so, obtained a deeper understanding of the goals and challenges of the association. Cherrie is honored to serve on the OCBA board and would like the chance to continue to serve the OCBA, its members and the community it serves as a board member.