

APPLICATION FOR GUARDIAN AD LITEM REGISTRY

Guardianship/Probate/Trust – Title 11

Mail or deliver the completed application, with all attachments, to:

Kitsap County Superior Court Administrator
614 Division Street, MS-24
Port Orchard, WA 98366

Name: John Michael Liebert
Business Name or Firm: Wall Liebert & Lund P.S.
Business Address: 1521 SE Piperberry Way, Suit 102
City and State: Port Orchard, WA Zip Code: 98366
Business Phone: (360) 876-1214 Fax: (360) 876-1216
Email Address: jml@wllps.com

- Non-Attorney Attorney WSBA or Washington State Certification No: 8060
- I am willing to serve as a Guardian ad Litem for Guardianships at public expense.
- I have no pending investigations or action against me involving felony allegations, professional certification or license suspension and/or revocation.
- I agree to advise the court immediately in the event of any complaint, investigation or action being commenced which could lead to professional discipline, or the suspension or revocation of my professional license, or to the filing of criminal charges for felony or crime involving allegations of theft, dishonesty or moral turpitude.
- I have read and agree to be bound by the Kitsap County Superior Court Guardian ad Litem Registry Code of Conduct.

Summary of my experiences as a GAL including years of experience and number of appointments.

Have been appointed as GAL on 10-20 (Title //) cases over the past 33 years.

Have been appointed as GAL in Personal Injury Minor Settlement cases 20-30 over the past 33 years.

Jury Trial on contested Guardianship case in Pierce County.

Number of times serving as a Guardian as Litem that I have been removed for failure to perform my duties as a Guardian ad Litem: NONE

I include the following with my application (please check all applicable boxes):

- Curriculum vitae, showing work and professional or personal experience in or related to the field that would assist in the performance and completion of Guardian ad Litem duties;
- Completed Washington State Patrol Conviction Criminal History;
- Signed release of information directed to all professional regulatory bodies which have licensed or supervised the applicant within the last ten years;
- N/A* Copies of any any professional complaints, investigations or disciplinary actions, lawsuits or professional liability claims filed, whether pending or completed, including a statement for each setting out the current status and any applicable response to said claims;
- N/A* Copies of any order for removal of the Guardian ad Litem prior to completion of the Guardian ad Litem's duties;
- N/A* Description of any claims or litigation that has been commenced, involving allegations of improper fee charges, charges of fraud, theft or other forms of dishonesty or professional malpractice or misconduct;
- Copy of fee schedule;

AND, EITHER

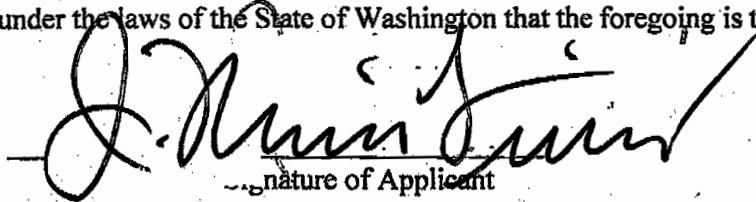
- Certificate of Qualification/Training for Guardian ad Litem seeking appointment under RCW Title 11,

OR

- I am currently on the Guardian ad Litem Registry and have included a certificate of updated training taken within the last year

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED: May 23rd, 2011



nature of Applicant

Port Orchard, WA 98366
City Where Signed

John Michael Liebert
Printed Name

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**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KITSAP**

In Re the Guardianship of:

No. 11-4-00348-4

**GUARDIAN AD LITEM'S
STATEMENT OF QUALIFICATIONS**

An Alleged Incapacitated Person.

RCW 11.88.090(3)

GUARDIAN AD LITEM STATEMENT OF QUALIFICATIONS

This statement is presented as required by RCW 11.88.090(3):

A. Requisite areas of background, knowledge, training, and experience are detailed below:

1. Level of formal education: BA, St. Martin's College, 1973; JD, Gonzaga University, 1977.

2. Training related to Guardian ad Litem duties: I have attended other CLEs put on by the Kitsap County Bar Association and/or Kitsap Legal Services on Guardianships over the years. I have been a practicing attorney in Kitsap County over 33 years. Most recent certification attendance was May 18, 2011 for a total of 6.5 hours.

3. Number of Prior Appointments/Experience:

- Appointed GAL in Title 11 cases an estimated 19 times since 1978;
- Appointed GAL in minor settlement cases an estimated 30 times since 1978;

- Represented petitioners in Title 11 guardianship cases over the past 30 years, as recently as 2009;
- Most appointments have been in Kitsap County and one case in Mason County approximately 7 years ago;
- Appeared in a jury trial in Pierce County on a contested guardianship case approximately 9 years ago.

4. Criminal History (as defined in RCW 9.94A.030): None. Refer to WSP Watch Information included as part of my application materials.

5. Knowledge or Experience in Needs of:

(a) Impaired Elderly – My appointments in Title 11 cases normally dealt with interviewing and advising alleged AIPs, writing a GAL Report for the Court and being available to testify in Court re my report/recommendation. I performed these services before there was a GAL Registry in Kitsap County. During 2010 and 2011 after being appointed to the GAL Registry, I had occasion to be appointed as GAL on four matters and as appointed attorney for an AIP on one case. One of these cases involved an investigation of financial exploitation of a vulnerable adult.

(b) Persons with Physical Disabilities – I was appointed as GAL on a case within the last two years in which the AIP suffered significant mental and physical disabilities. I was required to read numerous reports and discuss the AIP's situation with his physician and counselors. The AIP was a plaintiff in a lawsuit involving a caregiver at the Frances Haddon Morgan Center. I made a recommendation regarding a monetary settlement in that case. I have also assisted a former personal injury client with a significant head injury in obtaining a settlement of her claim and referring her to an attorney in Seattle with expertise in establishing a tax-sheltered trust. I am still contacted by this individual periodically when she has difficulty understanding SSA disability questionnaires.

(c) Persons with Mental Illness – Refer to (b) above. I am also occasionally contacted by individuals wishing to sell structured settlements. I question these individuals closely to make sure they are not being manipulated by others in order to confirm in my own mind that there is a reasonable justification for wanting to sell part of their entitlements early. I have on a number of occasions refused to make a recommendation favorable to the sale when I believed that the amount being offered in exchange was not sufficient or the reasons for the transfer did not appear justified.

(d) Other Incapacitated Persons – Most of my other appointments have been in minor settlement situations. Most of my concern in these cases is preservation of the corpus until the minor reaches majority. This has on occasion involved very conservative investment options such as zero coupon bonds or GET Washington college investments as well as blocked savings

1 or CD accounts. I always recommend bonds at one and one-half the amount of the liquid funds to
2 which the guardian has access. I believe it would be malpractice not to ensure that a bond is in
place in situations in which the guardian has access to liquid funds.

3 6. Familiarity and Experience Dealing with Legal Procedures Involving
4 Guardianships and with Provisions of Chapters 11.88 and 11.92: I am required to read all or
5 portions of these statutes in every guardianship and minor settlement case in which I am
6 involved. I believe I am adequately familiar with these statutes and procedures. I was a speaker
7 at the recent CLE I attended in May, 2011, which familiarized me with updated statutes
pertaining to GALs, especially in the area of vulnerable adults. I believe that my bankruptcy and
contract law background gives me practical experience in approaching each situation involving
elderly persons with caution to ensure no fraudulent activity is present.

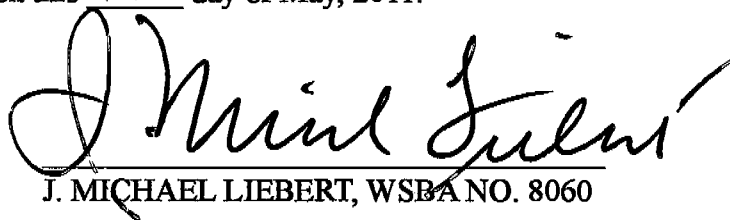
8 B. I have been removed as a Guardian ad Litem:

9 Yes
10 No

11 C. I have successfully completed the model Guardian ad Litem training program of this
12 County on May 13-14, 2010 at the King County Bar Association in Seattle, Washington which
13 accounted for 11.25 general and 1.25 ethics CLE credits. I renewed my certification by
14 attending the CLE on May 18, 2011 put on by Kitsap Legal Services. A copy of my Certificate is
included as part of my application materials.

15 I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE
16 OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

17 Signed at Port Orchard, Washington this 19th day of May, 2011.

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J. MICHAEL LIEBERT, WSBA NO. 8060

19 Email: jml@wltps.com

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SUPERIOR COURT OF WASHINGTON FOR KITSAP COUNTY

IN RE THE GUARDIANSHIP OF

An Alleged Incapacitated Person.

NO. _____

**GUARDIAN AD LITEM'S
FEE SCHEDULE**

GUARDIAN AD LITEM FEE SCHEDULE

I am an attorney, in practice in the area of Title 11 Guardianships and minor settlements from and after 1978. I have been an attorney in practice for 32 years.

My usual hourly rate varies between \$180.00 and \$240.00 per hour.

I have reduced my fees in the past on a sliding scale, depending upon the situation and circumstances facing my client.

I am willing to reduce my fee to \$50.00 per hour in county paid Guardian Ad Litem cases.

Professional Complaints.

There have been no professional complaints, investigations, or disciplinary actions, lawsuits or professional liability claims taken against me, and I have not been removed as Guardian Ad Litem in any case.

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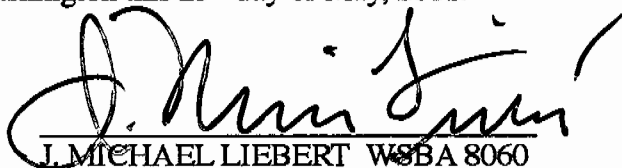
Claims/litigation.

There have been no claims nor litigation commenced involving allegations of improper fee charges, charges of fraud, theft or other forms of dishonesty or professional malpractice or misconduct against me.

Conflict of interest:

[Explanation changes with every case in which I am or may be appointed. I am familiar with the RPCs concerning this topic. For example, I am required to advise both sides in situations where I am acting as an escrow agent on a sale of business where I do not represent either side, or in situations where I may have had prior dealings with one side and need the authorization of the other party in order to be able to close the sales transaction.]

Signed at Port Orchard, Washington this 23rd day of May, 2011.



J. MICHAEL LIEBERT WSBA 8060

EMAIL: jml@wllps.com

Certificate of Completion



This certifies that

J. Michael Liebert

attended the

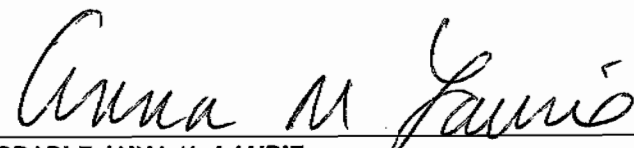
**Kitsap County Superior Court
RCW Title 11 Guardian ad Litem Update Training**

on May 18, 2011



*Certified by the Superior Court of Kitsap County as the statutorily required
RCW 11.88.090 Guardianship GAL Registry Update Training*

WSBA CLE Credits: Application Pending
Professional Guardian Board: 6.5 Credits


HONORABLE ANNA M. LAURIE
Kitsap County Superior Court Assistant Presiding Judge



Web Search No Record Found Report

**Washington State Patrol
Identification and Criminal History Section
P.O. Box 42633
Olympia, Washington 98504-2633
Telephone (360) 534-2000**

**THE FOLLOWING WEB SEARCH NO MATCH FOUND REPORT
IS FURNISHED FOR OFFICIAL USE ONLY**

**This report was generated from a transaction run on 05/23/2011 at 09:36
Conviction Criminal History RCW 10.97.050(1)**

**Pursuant to the purpose of inquiry, NO RECORD was found in the Washington State
Criminal History Repository based on the descriptors provided:**

LIEBERT, JOHN MICHAEL

**This may mean that the person you searched for has no criminal conviction record
OR that your search criteria did not match the spelling of the person's name or date
of birth.**

**Positive identification or non-identification in the Washington State Patrol's
database, can only be determined by fingerprint comparison.**