

From: [OFFICE RECEPTIONIST, CLERK](#)
To: [Tracy, Mary](#)
Cc: [Linford, Tera](#)
Subject: FW: Please vote no on mandatory legal malpractice insurance
Date: Monday, August 10, 2020 12:31:49 PM

-----Original Message-----

From: Nancy Rodriguez [<mailto:nancy@mooreslawyer.com>]
Sent: Monday, August 10, 2020 11:51 AM
To: OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>
Subject: Re: Please vote no on mandatory legal malpractice insurance

Sorry, I failed to include my contact info.

Nancy Rodriguez
Member of WA State Bar
Moore's Law Legal Services
Nancy@mooreslawyer.com
<https://smex-ctp.trendmicro.com:443/wis/clicktime/v1/query?url=Www.mooreslawlegalservices.com&umid=82220983-2a7c-4e53-9042-6027c3b732fa&auth=307af4a8b3e2584c3e2a57c41227f86cfbf88d45-3414ae33c39ef8dc4f688d3bcde34a153268f5e3>

> On Aug 10, 2020, at 11:46 AM, Nancy Rodriguez <nancy@mooreslawyer.com> wrote:

>

> Dear Justices of the Supreme Court: Please do not require WA lawyers to obtain mandatory malpractice insurance.

>

> Requiring insurance would impose an undue financial burden on lawyers who wish to (1) offer low cost alternative legal services to businesses, and (2) part time attorneys catering to sophisticated business clients.

>

> I am a small business owner (solo practice) in Seattle and provide a mix of business and legal services to corporations and small business owners. I mostly support in house counsel when they need to contract a short term legal/business specialist to help with legal operations or contracts relating to tech, entertainment, or privacy law, — particularly when they have periodic overflow work.

>

> I love this work, but it is not full time, and the income is not steady. My rates mirror the cost of an in house employee, not the rates of an outside law firm.

>

> By providing innovative alternative legal services that give WA companies more choice in the legal services they have available to them, I am helping the WA Bar modernize. (1) I show other experienced attorneys that there are creative uses of their skills beyond just providing legal advice in the same old ways. (2) I spend a lot of time modeling contract data and process workflows so I can train attorneys to look at their output in the context of digital transformation.

>

> Having been an attorney since 1994, I have a lot of experience in my areas of expertise, and fully understand potential malpractice risks in my practice arena. My potential liability risks are too low to warrant me buying expensive mandatory malpractice insurance as an option. I am not a risk to the public.

>

> As a solo practitioner, and the primary income generator for my family, I already struggle with the high costs of health insurance. Adding expensive malpractice insurance payments to my costs will make my life harder for no reason - this will not decrease risks for my clients. It just adds another burden on offering creative legal services.

>

> The mandatory malpractice rule in OR is the ONLY reason why I pay less in fees to the Oregon State Bar as an inactive member, rather than paying full active member rates. Useless legal malpractice insurance is a disincentive to people like me who are modernizing the way we attorneys work. It's a tax that benefits insurance companies, not the public or the private sector.

>

> Thank you for your consideration.

>

> Regards,

> Nancy