2015 ANNUAL REPORT

KANSAS LEGAL SERVICES
712 S. Kansas Ave., Ste. 200
Topeka, KS 66603

Marilyn Harp,
Executive Director
www.kansaslegalservices.org
Our ability to provide legal services to 17,000 low income persons in 2015 was made possible through the resources of many funders and individual donors. The Legal Services Corporation, the Office of Judicial Administration and the Department of Justice provided basic support. Local units of government, Area Agencies on Aging, and United Way agencies across the state allow us to meet local needs. Individual donors and support from the legal community provide a crucial backing as well. KLS offers consistently high quality services through funding support from 82 different sources.

We are pleased to provide expanded services to domestic violence, sexual assault, and other crime victims through enhanced funding from the Victims of Crime Act (VOCA). This funding allowed KLS to add three attorneys in late 2015. We are able to assist these crime victims in every Kansas county. More than 2,000 people will benefit from these services in 2016.

During 2015, KLS was awarded a grant to create a Low Income Taxpayer Clinic. Services are provided from the Kansas City office to Kansas taxpayers in controversy with the IRS. Leland Cox serves as the Director of this program. Our successes in 2015 were rewarded with a new three year grant beginning in 2016.

KLS serves as many people through our online forms as through direct legal services. These forms and a substantial amount of legal information are made available via our website, www.kansaslegalservices.org. During 2016, we are rewriting all content on our website to communicate more effectively with our users and to enhance support to our pro bono volunteers.

Marilyn Harp, Executive Director
Goals

Kansas Legal Services has progressively focused its efforts on special needs individuals, such as victims of domestic violence, the homeless, children in foster care, the elderly, farmers, those with disabling conditions, individuals seeking access to health care, those seeking mediation services, and persons who need basic life skills and employment training.

One mission of Kansas Legal Services is to provide equal access to justice for persons not able to pay for legal and other essential services. Kansas Legal Services is also a vehicle for keeping many low income people from falling permanently into the category of chronically poor. It serves as a conduit by which many low income people successfully get back on their feet and become self-sustaining.

Programs

Family Law

Through Access to Justice, Legal Services Corporation, United Way, Interest on Lawyers Trust Accounts (IOLTA), Victims of Crime Act, and other funding, KLS represents thousands of low income persons each year in domestic law matters. The demand for legal assistance in family law matters continues to far exceed the capacity of KLS to provide direct representation. Priority is placed on cases of spousal or child abuse and protection from abuse orders.

Access to Justice Funding (ATJ) has increased the number of family law clients KLS has been able to serve. Due in large part to ATJ funding, KLS assists many low income Kansans with domestic law matters.

The Guardian Ad Litem Support Center (GALSC) is a statewide program that provides technical assistance, advice, and other supportive services to guardians ad litem, those who represent children in court proceedings. KLS GALSC staff attorneys also provide direct advice and representation in child welfare cases.

The Foster Care Helpline is one program of the GALSC.

Victims of Crime Act Grants (VOCA) are administered by the Governor’s Grants Office to assist victims of domestic violence, sexual assault, and other crimes.
Public Benefits and Disability Law

The primary goal of KLS’ public benefits advocacy is to assist low income individuals in accessing state and federal public benefits programs. KLS has committed resources to ensuring that applicants get public benefits for which they are entitled.

The Children’s Social Security Advocacy Project seeks to obtain SSI for disabled children. The project is focused on children who are receiving services from the Department for Children and Families. Obtaining SSI cash and medical benefits for children often makes home placement possible.

Elder Law

KLS cooperates with the Kansas Department for Aging and Disability Services and the Area Agencies on Aging as an integral part of the state aging network. Older Americans Act funds are combined with Legal Services Corporation and other private funds to address this growing area of need.

Senior Citizen Law Project (SCLP) provides services in a wide range of civil legal issues to persons age 60 and older. Its objective is to target the more vulnerable elderly who are in the greatest social and economic need.

One point of access is the Elder Law Hotline, a program that links KLS staff and private attorneys with clients to provide the broadest range possible of legal advice and information.

1-888-353-5337
Kansas Elder Law Hotline
CLIENT STORY ENDING ABUSE

A magistrate who was dealing with a mother and her small children in a child welfare case made a direct referral to Kansas Legal Services.

The mother and children suffered severe emotional and physical abuse from the husband/father, who was jailed on felony child abuse charges.

The mother was entitled to a court-appointed attorney in the child welfare case, but the court could not appoint an attorney in a divorce case.

With help from Kansas Legal Services, the divorce ended the abuse. The mother is more positive and her children now live in a home free of abuse.
In Spring 2015, KLS began a comprehensive legal needs assessment of low income Kansans.

The study included information collected from several resources:

- One questionnaire was designed for consumers, one for advocates - attorneys, judges, court personnel, and one for other professionals working with low income Kansans.

- An online questionnaire was promoted on the Kansas Legal Services website from early April to July 1, 2015.

KLS serves as many people through our online forms as through direct legal services. These forms and a substantial amount of legal information are made available via our website. The free legal forms page on the website is still the most popular page for users by far.

The KLS website had more than 36,000 visitors to the Free Legal Forms page to create documents in 2015, generating over 22,699 legal documents to use as self-represented litigants. Most documents were related to family law proceedings.

In Spring 2015, KLS began a comprehensive legal needs assessment of low income Kansans.

In the same time period, the number of sessions on the website viewed on desktop computers dropped by ten percent. This reflects a national trend, with low income people accessing the internet on phones. They don’t have internet service in their homes.

The legal needs assessment results showed that the low income population in Kansas is struggling with consumer problems and legal barriers to employment and housing.

A significant number of those completing the survey reported they had experienced domestic violence within the past year.

The needs illuminated by this assessment are basic survival issues that are the foundation in a hierarchy of needs. Court personnel rated exploitation and/or abuse of seniors as the top legal issues that KLS should be addressing. All of these legal problems and their underlying issues need to be met by an array of service providers.

The Legal Needs Assessment found most families stating they felt they were “struggling to get by” and that the majority of households believed they had two or more legal needs that were not being addressed. The resources available to KLS cannot stretch to meet these needs.


### LEGAL NEEDS STUDY 2015

**Veterans Clinic - David Kirk & William Schmidt work with veterans and their families in Kansas City**
In 2015, the Elizabeth Ferguson award was given to Ty R. Wheeler, Managing Attorney of the Emporia KLS office.

Elizabeth Ferguson was an outstanding client board member who was very involved in her local community. Upon her death, the KLS Board of Directors decided to honor her by recognizing a KLS staff member for "Providing substantial direct benefit to a client or the client community". The Elizabeth Ferguson Award has been presented by the Board of Directors annually beginning in 1987. Recipients have included many outstanding Kansas Legal Services staff members.

Ty Wheeler is not only a pillar of his community, but a pillar of the Kansas Legal Services community. He has an overwhelming passion for his low income clients, as seen in his zealous advocacy over his 23 year career at KLS. He has fought for clients in almost all areas of law including criminal, juvenile offender, domestic, Social Security, public benefits, estate planning, and Child in Need of Care.

Ty and KLS were instrumental in the establishment of the Lyon County Drug Court and the new Home Court program, which are keeping clients out of correctional facilities and teaching them and their families the skills to become more productive members of the community. He is also on the boards of several foundations and committees, and is currently participating in a fundraising campaign for SOS, the Emporia domestic violence shelter program. His coworkers rave about his dedication and “don't give up” attitude.

Ty has an unmatched passion for the people in his community, his clients and his co-workers. He gives so much to everyone else willingly and, this year, gets a little bit back.
Kansas Bar Association Recognizes Pro Bono Service

In 2015, the Kansas Bar Association recognized the following attorneys for service to Kansas Legal Services clients with a Pro Bono Certificate of Appreciation, which recognizes a lawyer for the delivery of direct legal services to the poor without charge:

Catherine Foulston (Wichita) has volunteered to help victims of domestic violence since 2012. During this time, she has volunteered over 40 hours of her time in court. Through those cases, she has assisted 47 women and their 53 children in getting the security and stability that comes from having a Protection from Abuse order.

Eric Hartenstein (solo practice, Wichita) is the first to help out when KLS needs an extra lawyer on deck. He likes helping with special projects. Eric joined KLS staff at the Drop In Center for Wichita's homeless population. This kind of work means handling whatever shows up, for an extremely appreciative clientele.

Joann Johnson (Martin and Wallentine) was recognized for her work with the KLS - Kansas City office. She came to the office on a regular schedule and provided advice to hundreds of low income persons.

Judge Keven O'Grady (Johnson County) was recognized for his work in developing the Help Center located in the Johnson County Courthouse. This facility makes available forms and computerized resources to over 400 people a month. In addition, attorneys are available to provide advice on a regular schedule.

Robert T. Stephan (Overland Park) was honored for his efforts to increase access to legal service for low and moderate income people.

Gabrielle Thompson (Thompson & Bailey, Manhattan) is a former KLS staff person who hasn't lost her willingness to help low income people, now on a volunteer basis. She continues to give back by providing services on a pro bono basis, keeping one case open at all times.

KLS Gives Thanks to Our Pro Bono Attorneys!

KLS recruited 106 private attorneys to provide advice to 235 clients in 2015.
KLS placed 142 cases with 56 private attorneys for representation in 2015.

These attorneys provided:
1,091 hours of legal services at no cost.
1,754 hours were contributed by 25 law student volunteers to advance the legal needs of KLS clients. Helping others and preparing new attorneys to continue to give back during their careers on a pro bono basis is a win - win for all.
A disabled veteran with a VA-Loan on her home fell behind on payments when she lost part-time work.

In the process of reaching out for help to save her home she fell victim to a scam and lost thousands of dollars to a third party who falsely assured her they would help her save her home.

The veteran was not aware that she had special rights as a VA-Loan holder. The loan’s servicer moved forward with foreclosure proceedings and was only weeks away from taking the veteran’s home when she contacted KLS.

After an attorney from KLS got involved in the foreclosure proceedings, the case was immediately placed on hold and the loan’s servicer was notified that it had violated federal laws and regulations because of the way it handled the legal matter.

After the attorney for the loan’s servicer was educated, an agreed modification was entered into that lowered the overall payment of the veteran, the loan was taken out of default, and the foreclosure proceeding was dismissed.

The veteran continues to reside in her home. The veteran no longer has the stress of possibly losing her home because she has an affordable, lower payment.
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*Includes education, employment, individual rights, Indian/Tribal law, wills, criminal/juvenile defense.
CASE DISTRIBUTION

*Includes education, employment, individual rights, Indian/Tribal law, wills, criminal/juvenile defense

CLIENT PROFILES 2015

Gender

- Female: 11,920
- Male: 5,159
- Transgender: 5

TOTAL: 17,084

AGE/ETHNICITY

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Our client was alienated from her children after a contested divorce, through which the father was granted residential placement of the minor children.

Later the father died unexpectedly in a car accident and the step-mother continued to alienate the children.

The step-mother filed an action to terminate the biological mother’s rights, so that she could cut her out of the children’s lives forever.

After extensive litigation the biological mother’s rights were preserved and she now has the opportunity to gradually rebuild a relationship with her children.

When a father faced the possibility of not being able to see his children because the mother made plans to move out of the State of Kansas, he sought legal help to preserve his rights.

After successful litigation with help from a KLS attorney, the father was granted residential placement of the minor children.
In 2015, Kansas Legal Services provided life changing services to:

1,310 Victims of domestic violence obtained a Final Protection from Abuse order, through the representation of a KLS advocate and funded by a variety of sources, including the Victims Of Crime Act (VOCA)

160 Adults received steady monthly income from Social Security or SSI disability benefits, with total back awards to our clients of $1.3 million, and $136,406 in new monthly benefits

3,376 Kansans completed Divorce Petitions through the Free Legal Forms on the KLS website, a part of 29 sets of forms available

4,065 Veterans or their families, including 876 service members deployed since 9/11, sought legal advice or representation. 54% of the Post 9/11 deployed families live at or below 125% of poverty

294 Cases were mediated, involving employment, insurance or family issues

65 Clients served in the medical legal partnership clinics of Kansas Legal Services, including the Children’s Mercy Hospital Clinic and the Medical Legal Partnership in Southwest Kansas

75 Kansas families got a fresh financial start from a bankruptcy filed by KLS offices

229 Families met their child’s special needs, due to successful Children’s Social Security or SSI benefit claims, funded by the Kansas Department for Children and Families

1,091 Hours of legal services provided at no cost to 377 clients from private attorneys, through KLS pro bono program or the retainer program

927 Parents received child support orders benefiting 1,615 children in divorce and paternity cases filed by KLS staff

139,790 Unique visitors viewed the resources on the website at www.kansaslegalservices.org

1,754 Hours were contributed by 25 law school volunteers and interns to advance the legal needs of KLS clients, preparing them to continue to give back during their careers on a pro bono basis. 284 clients were helped

11,423 Clients received timely legal advice as they faced family law, housing, consumer related or other crises in their lives

36,148 Applicants for KLS service, including 25,442 handled by Central Intake

1,222 Self-represented persons had questions answered by the Live Help feature on the KLS website

6,200 Applicants completed an online application to make an initial request for services
**What is Mediation?**

Mediation is a voluntary process in which a trained mediator facilitates communication and negotiation between parties in dispute. The goal of mediation is to help create greater understanding between parties, and attempt to reach an agreement that settles the dispute in a mutually satisfactory manner.

Mediations are conducted at a neutral location and in an informal and non-threatening environment. During the process, all participants have the opportunity to share their thoughts and feelings regarding the matter in dispute. With the mediator, all individuals collectively create an agenda, identify the issue in dispute, define each individual’s interests and create an agreement.

*Mediation is non-judgmental.*

Mediators do not act as advocates, render any opinion or decide how the dispute should be resolved. The mediator does not assess fault or take sides.

*Participants control the outcome.*

Individuals involved in mediation create their own agreement. The mediator’s role is to help develop a realistic, workable solution that takes everyone’s thoughts and feelings into consideration.

*Mediation is confidential.*

Kansas law (with some exceptions) makes mediations confidential. All notes made by mediators are destroyed after an agreement is reached or mediation is otherwise concluded.

*Mediation can resolve issues quickly.*

Mediation can resolve disputes quickly, as opposed to the months or years it may take in traditional legal proceedings.

*Mediation can preserve relationships.*

Mediation can help build a positive framework for future interactions between individuals. Mediation also models problem solving, listening, and negotiation skills that can benefit participants long-term.

*Mediation gets results.*

Depending on the type of dispute, between 40 and 80 percent of disputes taken to mediation result in agreement.

**How do people access mediation services?** KLS provides mediation in a wide variety of cases including employment, insurance, housing and public accommodations discrimination matters, special education, and domestic matters such as custody and visitation. Kansans received free mediation assistance from KLS, which receives referrals from local district courts, the Kansas Human Rights Commission, the Kansas State Department of Education, and others. KLS also offers fee-based mediation on a sliding scale.
The KLS mediation program has eight approved mediators providing civil rights, employment, domestic, truancy, permanency, offender-victim, juvenile, insurance, and other mediation services throughout the state. Mediation services complement the work of KLS by providing a non-adversarial dispute resolution method for appropriate cases.

- **Access to Justice (ATJ) Mediations** are funded by the Office of Judicial Administration under the direction of the Kansas Supreme Court. ATJ funding enables access to KLS offices for mediation services at no cost to participants who qualify. Most ATJ mediations involve post-divorce custody and parenting time issues.

- **Human Rights Mediations** offer voluntary mediation to individuals involved in employment, housing, and public accommodation discrimination claims filed with the Kansas Human Rights Commission.

- **For Fee Mediations** are offered to parties in domestic matters when neither party is ATJ-eligible on a sliding fee basis, and is available to parties in some civil matters at a reasonable hourly rate.

"All parties acted professionally and the Mediator was first class." (quote from an employer attorney regarding a mediated KHRC claim)

"Thank you for making a potentially difficult process so productive and respectful." (quote from an employer’s human resources person regarding a mediated KHRC claim)

A 68 year old woman who had immigrated to the U.S. as a young adult and who still cared for an elderly parent while attempting to cope with her own health issues, but was still able to work, had lost her job of nine years. She and her former employer came to mediation and were able to work through some issues and misunderstandings and agree to return to employment subject to passing a standard medical evaluation.

Contact Randy Hershey, Director of Mediation, at 785-232-5348
DONORS WE THANK YOU!
We can’t do what we do without YOU.

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Ken Strobel
Kyler G. Knobbe
Morgan Wright
Woods Family Trust

Emporia
Jay W. Vander Veld
John Atherton
John O. Sanderson

Hays
Clinkscales Elder
Law Practice PA
Law Office of John D. Gatz
Philip Stover

Hutchinson
Brad Dillon

Kansas City
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James R. Shelstar
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Jeanne Gorman Rau
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Clark, Mize & Linville, Chdt.

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H. Philip Elwood
Henson, Hutton, Mudrick & Gragson, LLP
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James Concannon
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John R. Wine, Jr.
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Molly Wood
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& Suzanne Valdez

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Marcia Wood
Mark A. Vining
Mark G. Ayesh
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Newton and Forsyth
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Stacia G. Boden
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Stephanie Scheck
Steven D. Mank
Theodore Ice
Tripplett, Woolf & Garretson
William H. Hensley

Those who helped through:
Amazon Smile Foundation
Dillons
Global Impact
Greater Horizons
IOLTA
The Benevolty
Community Impact Fund

And others who chose anonymous donations
A single mother had lost her job and was unable to pay her rent in a Section 42 Low Income Housing Project.

The landlord threatened her with eviction and refused to modify (lower) the rent, as required by Federal Regulation, so that it was affordable.

The mother came to KLS for protection so that she and her child would not end up homeless.

After a trial in district court where the landlord sought eviction, the court ordered the landlord to comply with State and Federal law and the eviction was denied.
## FUNDING AND STAFF FIGURES

### Year ended December 31, 2015

With Comparative Totals 2012-2014

<table>
<thead>
<tr>
<th>Source of Funds</th>
<th>2015</th>
<th>2014</th>
<th>2013</th>
<th>2012</th>
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<tbody>
<tr>
<td>Legal Services Corporation</td>
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<td>IOLTA &amp; Bar Sponsored</td>
<td>516,257</td>
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<td>659,197</td>
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<td>Area Agencies on Aging</td>
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<td>Mediation Contracts &amp; Fees</td>
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<td>United Way</td>
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<td>236,394</td>
<td>214,432</td>
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<td>Foundation Grants</td>
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<td>Cy Pres Awards</td>
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<td>Medical-Legal Partnerships</td>
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<td>85,964</td>
<td>190,598</td>
<td>296,832</td>
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<td>Other Miscellaneous</td>
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<td>223,111</td>
<td>263,098</td>
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<td>Low Income Taxpayer Clinic</td>
<td>36,726</td>
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<tr>
<td><strong>Total Revenues</strong></td>
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<td>$6,586,989</td>
<td>$7,372,847</td>
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## STAFF TOTALS

<table>
<thead>
<tr>
<th>Full-time equivalent employees</th>
<th>2015</th>
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<th>2013</th>
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<tbody>
<tr>
<td></td>
<td>91</td>
<td>93</td>
<td>109</td>
<td>117</td>
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## EXPENSES

### Year ended December 31, 2015
### With Comparative Totals 2012-2014

<table>
<thead>
<tr>
<th></th>
<th>2015</th>
<th>2014</th>
<th>2013</th>
<th>2012</th>
</tr>
</thead>
<tbody>
<tr>
<td>Employee Benefits and Payroll Taxes</td>
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<td>1,123,579</td>
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<td>Rent, Parking, Utilities and Maintenance</td>
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<td>570,113</td>
<td>599,653</td>
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<td>Equipment Rental and Maintenance</td>
<td>51,310</td>
<td>63,233</td>
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<td>Office Supplies, Printing and Postage</td>
<td>118,066</td>
<td>128,994</td>
<td>132,956</td>
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<td>Telephone</td>
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<td>120,290</td>
<td>117,001</td>
<td>88,468</td>
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<td>Travel</td>
<td>63,517</td>
<td>70,091</td>
<td>72,269</td>
<td>100,220</td>
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<tr>
<td>Training</td>
<td>36,190</td>
<td>52,412</td>
<td>59,846</td>
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<td>Library Upkeep</td>
<td>28,130</td>
<td>44,901</td>
<td>45,874</td>
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<td>Insurance</td>
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<td>38,670</td>
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<td>Litigation Expenses</td>
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<tr>
<td>Audit, Consulting and Contract Services</td>
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<td>131,556</td>
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<tr>
<td>Private Attorney Retainers</td>
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<td>Kansas Bar Foundation Subgrant</td>
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<td>Depreciation</td>
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<td>59,788</td>
<td>52,783</td>
<td>33,701</td>
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<tr>
<td>Other</td>
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<td>77,634</td>
<td>88,675</td>
<td>83,163</td>
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<tr>
<td><strong>Total Expenses</strong></td>
<td><strong>$6,349,513</strong></td>
<td><strong>$6,998,051</strong></td>
<td><strong>$7,156,947</strong></td>
<td><strong>$7,783,600</strong></td>
</tr>
</tbody>
</table>
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Attorney – Washburn University School of Law

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Wayne White
Representative Selected by Staff

Marilyn Woodard
Client Representative - Wichita Service Area
<table>
<thead>
<tr>
<th><strong>KANSAS LEGAL SERVICES CONTACT INFORMATION</strong></th>
</tr>
</thead>
</table>
| **ADMINISTRATIVE OFFICE**
712 S. Kansas Ave., Suite 200
Topeka, KS 66603
785-233-2068 telephone
785-354-8311 fax
Executive Director: Marilyn Harp |
| **Hutchinson**
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Hutchinson, KS 67501
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Managing Attorney: Candace Bridges |
| **Salina**
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Salina, KS 67401
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785-825-2250 fax
Managing Attorney: Candace Bridges |
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Director: Randy Hershey |
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| **Seneca**
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Seneca, KS 66538
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Managing Attorney: Paul Shipp |
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Dodge City, KS 67801
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Managing Attorney: Paul Shipp |
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Project Director: Eric Rosenblad |
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Hays, KS 67601
785-625-4514 telephone
785-623-4262 fax
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**PHOTO CREDITS:** Cover photo courtesy of Mark Schoneweis. Inside photos courtesy of Marie Landry, Topeka KLS attorney.
The Crisis Center referred an older woman who was in an extremely abusive relationship.

She was a stay-at-home mother who earned no income. This resulted in her having few, if any, job skills. Her only potential avenue for support when she retires was her husband’s military retirement.

With the help of a KLS attorney, temporary restraining orders were obtained to protect the abused wife and the husband was ordered to pay spousal support.

At the conclusion of the case the abused spouse was awarded half of her husband’s military retirement and medical benefits.