



Boone County Bar Association NEWSLETTER

www.bocomobar.org

January 28, 2003

Volume 18, Number 2

Dues are due

Only 126 of 281 dues-paying members had paid 2003 BCBA dues by Jan. 22, 2003. Dues were payable Jan. 1, and those who have not paid by April 30 will be stricken from the rolls.

A bylaws change to increase annual dues from \$25 to \$40 will be voted on at the Feb. 12 BCBA meeting. In the meantime, the Executive Committee urges lawyers to voluntarily pay \$40, although \$25 will be accepted if paid before an increase is approved.

Dues are waived for sitting and retired judges and for members who have been licensed in Missouri for at least 50 years or who have reached the age of 75.

Dues payments and exemption requests should be sent to BCBA Treasurer Bob Buckley at P.O. Box 1097, Columbia, MO 65205-1097.

Courtroom technology is Feb. 12 meeting topic

Courtroom technology will be the topic of the next regular BCBA meeting on Wednesday, Feb. 12, 2003, at Boone Tavern, 811 E. Walnut St. CLE credit is expected to be granted for the meeting.

Lunch will be served beginning at 11:30 a.m., and the program will begin at noon.

RSVP: To reserve your spot for this program, contact BCBA Secretary **Scott Wilson** at 443-4500 or send email to him at

scott@hineslawfirm.com by 5 p.m. on Tuesday, Feb. 11.

The speakers will be Debbie Weaver of Courtroom Technologies Consultants and Jimmy LoMonaco of Conference Technologies.

Bylaws change to increase dues to \$40 per year set for vote

The Executive Committee has approved a Bylaws change for membership vote at the Feb. 12 BCBA meeting. The proposed change would amend Article 9, §1 to read as follows: "Effective February 12, 2003, the annual dues of the Association shall be \$40, payable January 1 each year. Members joining or rejoining after January 1 shall pay prorated dues of \$40 during the first quarter, \$30 during the second quarter, \$20 during the third quarter, and \$10 during the fourth quarter; provided,

however, that existing members who are renewing their memberships and who have not previously been stricken from the membership rolls shall pay the full \$40 dues no matter when their dues are paid."

Annual dues have been \$25 since 1996. Rising expenses for bar activities and programs are the reason for the proposed increase. On-going costs include special meetings three times a year, the *Newsletter*, the BCBA web site, and participation in community service activities

including the Bar-Schools Partnership. Among other things, the Executive Committee plans to increase the BCBA Scholarships given to local high school students if the dues proposal is approved.

Also, the Executive Committee recently approved a \$125/month payment to the *Newsletter* Editor and Webmaster, Steve Scott, in recognition of the six to 10 hours per month he spends on the *Newsletter*, web site and maintenance of the BCBA member database.

Court separates dockets, sets motion times for associate judges

Significant docket changes will be implemented by the Boone County Circuit Court effective Feb. 1, 2003, including scheduling motion dockets for associate circuit judges and changing criminal dockets in Divisions I and II. The changes will not affect Callaway County.

The revised Boone County docket schedule has been posted on the BCBA web site.

The criminal docket changes were designed to separate civil and criminal dockets as well as not-in-custody criminal cases from in-custody and Public Defender (PD) cases and are as follows:

First Monday: In the morning, Division I will continue to set the Boone County trial docket and conduct a criminal docket for not-in-custody cases. In the afternoon Division I will have a criminal docket for in-custody and PD cases, but will no longer have a civil docket. There will be no change in the Division II schedule.

Second Monday: Division I will not hold a civil docket but will conduct criminal dockets in the morning for not-in-custody cases and in the afternoon for in-custody and PD cases. Again, there will be no change in the Division II schedule.

Third Monday: There will be no change for Division I, but Division II will conduct a civil docket in the morning and hold a criminal docket in the afternoon for in-custody and not-in-custody cases. Division II previously had a criminal docket in the morning and a civil docket in the afternoon.

Fourth Monday: There will be no change for Division II, but Divi-

sion I will hold a civil docket in the morning and conduct a criminal docket in the afternoon for not-in-custody and in-custody cases. Division I previously had a criminal docket in the morning and a closed civil docket in the afternoon.

Also reflected in the new schedule effective Feb. 1 are motion hearing times for Divisions IV, V and X, but a special procedure will apply to scheduling motions on these dockets.

A lawyer who wants a motion setting in Divisions IV, V and X must contact Patty Alexander in the judges' office, phone 886-4054, fax 886-4070, or Patty.Alexander@osca.state.mo.us, to schedule the date. Settings will be granted based on available docket space, judges' conflicts, and time required to hear the motion. After a date has been set, the lawyer is responsible for giving notice to other parties.

Division IV (Judge Asel) will have motion dockets at 9 a.m. on the first and third Mondays. Division V (Judge Bryson) will conduct motion dockets at 9 a.m. on the second and fourth Fridays. Division X (Judge Kelly) will hold motion dockets at 3 p.m. on the first and third Mondays.

The other associate judges and Family Court Commissioner already have motion dockets scheduled.

Motion dockets for associate judges resulted from a recommendation by the BCBA Practice, Procedure and Judiciary Committee. The committee had also recommended separating civil and criminal dockets, but the court was already planning to do that.

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The Boone County Bar Association Newsletter is published monthly, more or less, by the Boone County Bar Association, Inc. Annual dues are \$25 and may be sent to the Treasurer, **Bob Buckley**, P.O. Box 1097, Columbia, MO 65205-1097, phone 449-2613. Send items for publication to the Editor, **Steve Scott**, 201 Westwood Ave., Columbia, MO 65203-2871, phone 442-7268, fax 443-1676, email sscott@scottlawfirm.com. 2002-03 officers of the Association are: President, **Betty Wilson**, P.O. Box 977, 443-3134; Vice President, **Elton Fay**, 11 N. 5th St., 449-2969; Secretary, **Scott Wilson**, 901 E. Ash St., 443-4500; and Treasurer, **Bob Buckley**, address above. Executive Committee members are the officers and **Dan Atwill**, **Mariam Decker** and **Colly Durley**. The Association's web site is at www.bocomobar.org.

Around the bar . . .

Gene Hamilton was reelected as Presiding Judge of the 13th Judicial Circuit at the court's Jan. 3 en banc meeting. **Sara Miller** was reappointed as Family Court Commissioner at the court's December meeting for a four-year term beginning Jan. 1.

The BCBA Partners in Education Committee is seeking volunteers to serve as judges and evaluators for the high school mock trial competition on Feb. 1 and Feb. 22. Contact **Dan Dunham** at 449-5316 for information and to sign up.

About 60 BCBA members turned out for the Jan. 8 meeting to hear Missouri Bar President Dale Doerhoff talk about challenges facing the legal profession and Columbia's first-ever Missouri Bar Annual Meeting Oct. 1-3, 2003.

Marilyn Gaeth has withdrawn from Grimes, Fay & Gaeth but will retain her office space at 11 N. 5th St. for a practice limited to family law and general civil mediation. Her phone numbers are 268-7115 or 449-7319, and her fax is 443-2808.

Effective March 1 **Kimberly Shaw** and **Valerie Leftwich** will move their firm, **Shaw & Leftwich**, to new quarters at the Lexington, 2620-C Forum Blvd., Columbia 65203. Their phone and fax numbers will remain 443-5601 and 874-3796, respectively.

Matt Volkert is a new associate at **Van Matre & Harrison, P.C.** and a new BCBA member. A 1998 graduate of the University of Michigan Law School, he previously clerked at the Missouri Supreme Court and worked for a Chicago law firm. He will focus on business and real estate transactions.

And Matt's wife, **Nicole Volkert** is a new assistant prosecutor in Callaway County and also a new BCBA member. After graduating from the MU Law School in 1998, she worked several years as a city prosecutor in Chicago.

Amy M. O'Keefe, an assistant public defender in Boone County, is another new BCBA member. She graduated from the MU Law School in 2001 and previously worked as a public defender in Randolph County.

Also recently joining the BCBA was MU Law School Associate Professor **Steve Easton**.

Jail plans stricter searches of visitors

Bar members who visit prisoners at the Boone County jail will be affected by increased security measures to be applied to all jail visitors starting in mid to late February, according to Sheriff's Major Warren Brewer. Although details of the more stringent search policy are still being decided, the basics will include a search of each visitor using a hand-held metal detector, a visual search of briefcases, work bags, purses, etc., and a request that cell phones and other electronic devices be left in vehicles before entering the jail.

Brewer said the new policy results from increasing problems with contraband being given to prisoners by visitors.

Message from BCBA President Betty Wilson

When Dale Doerhoff, President of The Missouri Bar, spoke at our January meeting, he challenged us to participate in a "Dialogue on Justice." Lawyers are prominent among the guardians of civil rights. We can aid the dialogue by championing civil rights, which have full meaning only as they affect the daily lives of citizens. I urge all lawyers to appreciate their responsibility as guardians of civil rights—a responsibility which is not discharged in short, occasional episodes, but in the quiet and steady dedication of a lifetime.

Treasurer's Report by Bob Buckley

Account balance as of 12/23/02.....	\$3,763.62
Receipts 12/23/02 - 1/22/03	
Dues.....	+2,340.00
Interest.....	+0.38
Disbursements 12/23/02 - 1/22/02	
Accent Press (Newsletter printing)	-65.80
Midwest Mailing (Newsletter mailing).....	-72.89
Boone Tavern (Executive Committee)	-39.00
Boone Tavern (guest lunch)	-9.00
Creative Photo (composite for Courthouse)	-513.35
University Club (holiday party).....	-1,151.27
Newsletter Editor/Webmaster.....	-125.00
Account balance as of 1/22/02.....	\$4,127.69