



Boone County Bar Association NEWSLETTER

www.bocomobar.org

September 29, 2003

Volume 18, Number 10

Fay, Asel to lead BCBA

Elton Fay was elected as President and Associate Circuit Judge Jodie Asel as Vice President for the 2003-2004 BCBA program year at the annual Jim Butcher Memorial Picnic on Sept. 12.

Other new officers elected were Steve Pratte as Secretary, Rachael Kennedy as Treasurer, and Leslie Clay and Tom Davis as at-large members of the Executive Committee.

Braving intermittent drizzle and light rain, about 85 BCBA members, spouses, dates and children attended the picnic at two large adjoining shelters at Bethel Park. A special guest was Joan Butcher, widow of Jim Butcher, who organized the picnic for many years before his death in 1986.

After the election, outgoing President Betty Wilson was

recognized with the presentation of a plaque reading: "In sincere appreciation to Betty K. Wilson for your outstanding leadership of the Boone County Bar Association as 2002-2003 President."

Betty later sent a thank-you note saying: "How thoughtful to surprise me with the tasteful plaque bearing such good wishes. I was so pleased to be part of the 'watch' over the Boone County Bar Association during the past year. I value my experience with each and all of you, and appreciate your contributions to 'making the difference' for our bar."

Thanks also go to Picnic Committee members Mark Langworthy, Ron Sweet, Bill (Wm. D.) Powell and Carlyle Foley for their outstanding work organizing the picnic.

BCBA President's notes

BCBA members have come through once again, contributing \$3,425 so our bar can host a hospitality reception on Oct. 1 for lawyers and judges attending the Missouri Bar Annual Meeting and Judicial Conference. Thanks to all who gave!

Each registrant for the meeting will receive a free drink ticket for the reception, which will be held from 4:30 to 6 p.m. Oct. 1 in the Atrium at the Holiday Inn Select Executive Center. The BCBA is also providing snacks for the reception.

All BCBA members (including those not registered for the Annual Meeting) are welcome and encouraged to attend the reception and greet the lawyers and judges from around the state who will be attending the first-ever Annual Meeting and Judicial Con-

ference to be held in Columbia. We want everyone to have a good time and look forward to returning to Columbia for future meetings.

On another subject, at our Oct. 8 meeting, we will have sign-up sheets for BCBA committees so members can volunteer for the committees they are interested in.

As I look forward to the coming year, I am pleased with the composition of our Executive Committee. For the first time in my memory, we have a corporate attorney, Leslie Clay, who can help reach out to a segment of the local bar that has not been very active in the BCBA. Leslie has already suggested some programs of interest to corporate and government lawyers as well as the general bar.

— Elton Fay

Hamilton to give 'State of Court' program on Oct. 8

Gene Hamilton, Presiding Judge of the Thirteenth Judicial Circuit, will give the annual "State of the Court" report at the Oct. 8 BCBA luncheon meeting at Boone Tavern, 811 E. Walnut St.

Lunch will be served beginning at noon. Checks for the \$9 lunch price should be payable to Boone Tavern, not the BCBA.

RSVP: To reserve your spot for this meeting, contact BCBA Secretary Steve Pratte at 442-0116 or scpratte@yahoo.com.

The "State of the Court" talk was traditionally presented in September, but has been moved to October because the picnic has been moved to September from August.

November meeting: Mark your calendar now for the Nov. 12 luncheon meeting. Plans are being made for a CLE-credit program. Details will be announced in the next *Newsletter*.

Holiday party: The BCBA Executive Committee is starting to plan for the holiday party in December. Stay tuned for details.

Defendants not prepared for costs

Despite the 13th Circuit's recent crackdown on collection of costs, fines and restitution in criminal cases, many defendants continue to appear for sentencing unprepared to make payment, says Asst. Court Administrator Kathy Lloyd.

The court is asking defense lawyers to make sure defendants are aware of the new requirements, including the \$25 time payment fee charged when payment in full is not made within 30 days of sentencing.

Legislation effective Aug. 28 increased the standard criminal case costs. Costs for A and B felonies now total \$321.50; C and D felonies, \$299.50; and SIS, \$178.50.

For misdemeanors, costs now total \$101.50; for conservation offenses, \$86.50; and for misdemeanor SIS, \$66.50.

Restitution, fines, recoupment fees and witness fees vary from case to case, and lawyers are encouraged to determine these amounts for their clients.

Free mediation program offered on Oct. 3

Boone County lawyers are invited to a free CLE-credit program on attorney advocacy in mediation from 3 to 5 p.m. Friday, Oct. 3 in Room 332 at the MU Law School.

A recently produced video, "Mediation Madness: Advocacy Behaviors in Mediation," underwritten by the ABA Section on Dispute Resolution, will premier as part of the program.

The program is sponsored by the Law School, the Missouri

Bar ADR Committee, and the Association of Missouri Mediators. It is designed as a "bridge" event between the Missouri Bar Annual Meeting which ends Oct. 3 and the Missouri Bar ADR Committee meeting on Oct. 4 at the Columbia Ramada Inn.

For more information, contact Stephen Stark, co-chair of the MoBar ADR Committee, at 573-893-8860 or sjjstark@msn.com.

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Around the Bar . . .

Former University of Missouri General Counsel **Robert L. Ross** died Sept. 7 at age 78. He will be most remembered by local lawyers for his outstanding civil procedure, evidence and trial practice courses at the MU Law School, where he taught for 11 years before spending the next 14 years as general counsel. He was a 1949 graduate of the MU Law School and practiced in Albany, MO for 20 years before returning to the school as a professor.

For the next year BCBA member **Lynn Malley** will be teaching dispute resolution as a Visiting Fellow on the Faculty of Law at the University of Bel-

grade in Serbia. She plans to share her experiences when she returns.

BCBA member **Josh Oxenhandler** and his handball partner Richard Lynch, also from Columbia, won the U.S. National Handball Three-Wall Championship in the Men's Contender Division in a tournament in Maumee, OH Aug. 28-Sept. 1. They are now officially Men's Open Division players and restricted to playing in the money division at most tournaments.

Susan Jane Decker, a recent new BCBA member, has opened Central Missouri Family Law LLC, P.O. Box 10155,

Columbia 65205, phone 875-1777, fax 443-5789. She focuses on family law, bankruptcy and estate planning. A 1985 graduate of the MU Law School, she has worked for state agencies, Mid-Missouri Legal Services, and the Missouri State Public Defender System. From 1989 to 1997 she practiced in Hilo, HI, where she served as an assistant prosecutor and also had a solo civil practice.

Another recent new BCBA member is **Jason Shackelford**, P.O. Box 142, Centralia 65240, phone 682-2501, fax 682-1906. He is a graduate of Regent University Law School, Virginia Beach, VA, and previously worked in a law firm in Spring-

field, MO. His focus is civil litigation and criminal defense.

BCBA member **Nicole Volkert** recently moved from the Callaway County Prosecutor's Office to become an assistant prosecutor in Boone County. After graduating from the MU Law School in 1998, she worked several years as a city prosecutor in Chicago before returning to Missouri.

Dave Knight and **Bill (Wm. D.) Powell** are offering for sale a house at W. Broadway and Clinton which they say would be an ideal location for a lawyer to reside and operate a home-based law office. Anyone interested should contact Dave at 256-7205 or Bill at 874-1122.

MU Law School has 150 new students

After having larger classes for several years, the MU Law School has downsized its first year class back to 150, reports Dean **Larry Dessem**.

Women constitute 46% of this year's new students, 85% are Missouri residents, and 11% are minorities. The new students' average undergraduate grade point average is 3.45, while their average LSAT scores place them in the top 27% of

students nationally.

Just over one-third of the new students have undergraduate degrees from MU, while 13 are from Truman State and six each are from Southwest Missouri State University and St. Louis University.

While many of the new students came directly from undergraduate studies, the class also includes an M.D., a dentist, and a former airline pilot.

Final Treasurer's Report by Bob Buckley

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| Account balance as of 8/28/03..... | \$3,902.32 |
| Receipts 8/28/03 - 9/23/03 | |
| Interest..... | +0.30 |
| Picnic receipts..... | +361.00 |
| MoBar Annual Meeting hospitality contributions | +1,600.00 |
| Disbursements 8/28/03 - 9/23/03 | |
| Accent Press (Newsletter printing) | -65.04 |
| Midwest Mailing (Newsletter mailing)..... | -71.41 |
| Picnic expenses paid to date | -27.60 |
| Campus Jewelers (plaque)..... | -79.52 |
| Account balance as of 9/23/03..... | \$5,620.05 |