



Boone County Bar Association NEWSLETTER

www.bocomobar.org

March 28, 2005

Volume 20, Number 4

Treasurer's Report by Amy Markel

Account balance as of 2/25/05	\$9,437.05
Receipts 2/25/05 - 3/22/05	
Dues	+1,080.00
Interest	+0.57
Disbursements 2/25/05 - 3/22/05	
Accent Press (Newsletter printing)	-79.04
Midwest Mailing Service (Newsletter mailing)	-92.88
Boone Tavern (Executive Committee meeting).....	-80.59
Guest speaker lunch.....	-9.00
Editor/Webmaster (January-March 2005)	-375.00
Account balance as of 3/22/05	\$9,881.11

Court makes changes to law library

The 13th Circuit Court En Banc approved changes to the court's law library at its March 15 meeting. Westlaw service will be maintained, but Westlaw access to AmJur and ALR will be discontinued. The print library in Callaway County will

be discontinued except for Missouri statutes.

The court also approved removal and sale of duplicate sets of VAMS (current through 2000) and Southwest Reporter Missouri cases (current through 865 S.W.2d). Lawyers interested in purchasing the sets should contact **Joy Rushing**.

In other business on March 15, the court dissolved the Mokane Municipal Court at the request of Mokane, which has eliminated its police department and municipal court, and ordered that when an individual is arrested on a *capias* warrant and then posts bond, the case will be set on the same schedule as "all other bond cases."

(Summary by **Joy Rushing**, Asst. Court Administrator)

94 still owe 2005 dues

Of 312 dues-paying BCBA members, 218 had paid 2005 dues of \$40 by March 22, leaving 94 unpaid, according to Treasurer **Amy Markel's** records.

Those who have not already paid should send their payments to Amy at 503 E. Nifong Blvd., PMB 279, Columbia, MO 65201. Members who have not paid by April 30 will be stricken from the rolls.

Grimes, 90, retells cautionary tale about new technology in law office

Long-time Columbia lawyer **Phil Grimes**, now retired, recently celebrated his 90th birthday. He was surprised with party March 8 at the office of his former partner, **Elton Fay**, and wrote:

"I was honored on my 90th birthday by a surprise party at Elton's office, with the help of his wife Nancy, which was attended by nine bar members (**Jim Ausmus, Wally Bley, Judge Larry Bryson, Judge Gene Hamilton, Darwin Hindman, Scott Orr, Judge Gary Oxenhandler, Mal Mayse and Herb Willbrand**) and other friends. It was a great event for an old fool, which I greatly enjoyed."

Talk at the party reminded Phil of a cautionary tale about the risks of early adoption of new technology in the law office:

"My friend A.B. Chance once told me about he and his father establishing the first telephone service in Centralia some 90 years ago and persuading a Mr. Bruton, a Centralia lawyer, to get a phone.

Bench-Bar Dinner RSVPs, money due by March 31

Reservations and payment for the annual Bench-Bar Dinner are due by 5 p.m. Thursday, March 31, and should be sent or delivered to BCBA Secretary **Linda Harris** at 25 N. 9th St., Columbia 65201. The cost is \$30 per person.

The dinner will be held on April 5 at the MU Reynolds Alumni Center. The event will begin with a cash bar at 5:30 p.m., followed by a buffet dinner at about 6:45 p.m. Tom Andes will play the piano during both the social hour and dinner.

Pasta, salmon and carved

ribeye will be available on the buffet, along with a variety of side dishes and desserts.

A new feature this year is wine service at each table, sponsored by local law firms. Information about the selected wines will be available so that each table can conduct informal wine-tasting as desired.

Questions about the event or reservations can be directed to **Linda Harris** at 449-3874 or lindah@tranquility.net, or to planning committee chair **Gretchen Rogers** at 443-3134 or grogers@owlaw.com.

From the BCBA President

Thanks to **Gretchen Rogers** and her committee of young lawyers who have done an outstanding job of planning the Bench-Bar Dinner on April 5. Other committee members are **Greta Bassett, Kristin Dickinson, Kim Force, Linda Harris and Emily Little**.

The committee made plans for the social hour, entertainment, buffet menu, and wine service. They are even coordinating reservations, making name tags,

and decorating the dinner tables.

It promises to be a very enjoyable evening, as well as a great opportunity to visit with Callaway County Bar members, Thirteenth Circuit judges, and other members of the Boone County Bar – especially those who have recently joined and those that you may not encounter in the course of your particular law practice. I hope to see you there!

– Jodie Capshaw Asel

Bruton, later a probate judge, was known to have a temper.

"Soon after getting his phone, Bruton had a court hearing scheduled in Columbia the next day and thought he could take care of it on the phone. He tried calling the clerk's office several times without getting a connection. Finally, the operator promised to call him as soon as a connection was established.

"Bruton waited for the callback until 9 a.m. the next day and finally decided he had to get on the train to Columbia and take care of the matter in person. When he got back about noon that day, the phone was ringing, and the operator announced that she had the clerk's office on the line. Enraged, Bruton jerked the phone off the wall, threw it in the corner, stomped on it, and called Chance to 'come and get the damn thing.'

"But about five months later Bruton contacted Chance and wanted to try phone service again. Chance said he never laughed so hard."

The *Boone County Bar Association Newsletter* is published monthly, more or less, by the Boone County Bar Association, Inc. 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. Annual dues are \$40 and may be sent to the Treasurer, **Amy Markel**, 503 E. Nifong Blvd., PMB 279, Columbia, MO 65201, phone 443-2568. BCBA officers for 2004-05 are: President, Judge **Jodie Asel**, Boone County Courthouse, 886-4050; Vice President, **Pat Eng**, 903 E. Ash St., 874-4190; Secretary, **Linda Harris**, 25 N. 9th St., 442-0116; and Treasurer, **Amy Markel**, address above. Executive Committee members are the officers and **Elton Fay**, **Brian Hajicek**, **Mark Pfeiffer** and **Leslie Schneider**. The BCBA web site is at www.bocomobar.org.

Around the bar . . .

Smith Lewis, LLP has created a scholarship endowment at the MU Law School to honor firm partner **Ray Lewis**, a long-time BCBA member who died Jan. 31, 2004. The Ray Lewis Scholarship in Law and Medicine will benefit students who excel in courses dealing with litigation and medicine. Contributions may be made payable to The Law School Foundation-Ray Lewis Scholarship in Law and Medicine, and mailed to 205 Hulston Hall, Columbia, MO 65211.

After BCBA member **Tom Davis** died Dec. 28, 2004 of cancer, the Executive Committee authorized a \$100 contribution to a scholarship fund in Tom's memory. His parents recently sent a thank-you note: "Please accept our deepest thanks for your kind contribution to the Thomas S. Davis Scholarship Fund. It was kind of you to think of him. Thank you again. Denny and Barbara Davis."

Thanks are due to a number of local lawyers who helped with the Regional High School Mock Trial competition in February, says **Liz Magee**, who helped organize the event. West Junior High School coaches were **Brad Lear**, **Lori Green** and **Mark Langworthy**. Hickman High School coaches were **Greg Scott** and **Jeanean Thompson**. The Rock Bridge High School coach was **Peggy Whipple**. The Columbia Home School coach was **Mike Tripp**. Serving as judges and evaluators were: **Bob Aulgur**, **Steve Blower**, **Mary Browning**, **Merilee Crockett**, **Nathan Dulle**, **Dan Dunham**, **Bill Ellis**, **Bruce Farmer**, **Dave Gibbons**, **Lorna Horton**, **Julie Jones**, **Phebe LaMar**, **Emily Little**, **Melissa McAllister**, **Josh Oxenhandler**, **Betty Parrigin**, **Joy Rushing**, **Kimberly Shaw**, **Brian Sleeth**, **Richard Smreker**, **Garrett Taylor**, **Todd Werts** and **John Whiteside**. Also helping were law students Katie Lanuis, Mandy Miller and Jayne Woods. The top three teams who will represent our region at the state competition are Columbia Home School, Helias and Steelville.

Randall Johnston, **Jeffrey Kays** and **George S. Smith** have announced the formation effective April 1 of **Johnston, Kays & Smith, LLC**, 717 Cherry St., Columbia. They will practice in the

areas of family law, estate planning, criminal law, personal injury, workers' compensation, real estate, and construction law.

Recently joining the BCBA was **Julia S. Grus**, a new associate at **Oliver Walker Wilson, LLC**, 401 Locust St., Suite 406, P.O. Box 977, Columbia, phone 443-3134, fax 442-6323. She is a 2000 MU Law School graduate and previously worked as assistant general counsel for the Missouri Department of Economic Development. She focuses on workers' compensation, medical malpractice and general business litigation.

Also recently joining the BCBA were **David T. Smith**, 1001 E. Walnut St., Suite 100, Columbia, and **Helen Wade**, 1001 Cherry St., Suite 207, Columbia.

The next meeting of the BCBA Young Lawyers Committee will be held at Shiloh Bar and Grill at noon April 19. RSVPs should be made to **Brad Lear** at 875-1991 or lear@learandwerts.com. The group is also still gathering photos and information for a local young lawyers directory; contact Brad or **Amy Salladay** at 256-7205 or knightandsalladay@yahoo.com for information.

Patrick Guerriero, national president of the Log Cabin Republicans, will speak at the MU Law School, Room 112, at 5 p.m. April 4. The talk, free and open to the public, will discuss the "Fight for Red America: Convincing the Right. What is Right?" The Log Cabin Republicans advocate gay and lesbian rights, fairness, inclusion and tolerance in the Republican Party. Guerriero is a former mayor, state representative and candidate for lieutenant governor in Massachusetts. His talk is sponsored by the Law School's Alliance for Tolerance and Diversity.

At its March meeting, the BCBA Executive Committee voted to hold the annual picnic this year at Stephens Park on either Sept. 16 or 23. Final details will be announced later. The committee also voted to contribute \$100 to the all-night graduation party for Columbia's high school seniors.

Several personnel changes in the Boone County Circuit Clerk's office are reflected in the phone listings on the BCBA web site.