



Boone County Bar Association NEWSLETTER

www.bocomobar.org

August 4, 2008

Volume 23, Number 8

CLE-credit program on jail overcrowding planned Aug. 13

A 1.2-hour CLE-credit panel discussion on "Coping with Jail Overcrowding" will be presented at the next regular BCBA meeting at lunchtime on Wednesday, Aug. 13.

Meal service will begin at 11:30 a.m. Aug. 13 in the County Room on the lower level of Boone Tavern, 811 E. Walnut St. The lunch price will be \$9, payable to the restaurant. A brief business meeting will precede the program.

RSVP. To reserve your spot

for this meeting, contact BCBA Secretary **Joy Ahern** at 445-8990 or jahern@harris-mccausland.com by 5 p.m. Tuesday, Aug. 12.

The program will be moderated by **Rusty Antel**, chair of the Boone County Judicial and Law Enforcement Task Force, and by Circuit Judge **Gary Oxenhandler**. Also on the panel will be Boone County Auditor June Pitchford and Jail Administrator Warren Brewer.

The discussion will include

criminal practice strategies which could help alleviate jail overcrowding.

Rusty said: "Many attorneys perceive jail overcrowding as a defense bar problem, but it is more pervasive. Overcrowding, and the resulting cost of housing inmates in facilities outside Boone County, cuts into funds otherwise available for health care, road maintenance and all

other aspects of the county budget.

"Perhaps more significant, jail overcrowding depletes funding for our alternative sentencing programs and other court programs.

"The Task Force and the court need your ideas on how to cope with this difficult problem and invite all BCBA members to attend and share their thoughts."

CEB hears courthouse addition report

The 13th Judicial Circuit Court En Banc was told at its June 26 meeting that progress on the Boone County Courthouse addition would permit the Prosecutor's Office to move to its new location on the top floor of the addition in late July.

Court Administrator Kathy Lloyd also told the court that the Juvenile Office was scheduled to move to temporary quarters on the third floor in late August.

A new configuration of Hearing Room 2 also was explained to the court. The plan is to move the judge's bench to the south end of the room, in front of the door to the judge's chambers for the Ceremonial Courtroom.

In other business, the court discussed funding problems for the Reintegration Court and DWI Court.

Because of lack of support from the state Drug Courts Coordinating Committee, the local court planned to stop making referrals to Reintegration Court effective July 1. Further appeals will be made for funding from state agencies.

No funding was received for the DWI Court, Judge **Christine Carpenter** reported. She said she may seek federal funding for the court.

The meeting minutes are available on a subpage of the News page on the BCBA web site.

Court hosts 90 Upward Bound students

Boone County Circuit Judge **Gary Oxenhandler** reports that on June 24, the court played host to 90 Upward Bound Students for a mock guilty plea session in the Ceremonial Courtroom.

Judge Oxenhandler presided with the assistance of several role players, **Richard Hicks** as prosecutor, **Steve Wyse** as defense attorney, and **Josh Oxenhandler** as defendant. Also assisting were court reporter Kristal Murphy and Marshal Fred Baer.

Josh pled to stealing by deceit – obtaining money by misrepresenting that he needed the funds to attend his father's funeral. The par-

ticipants then took questions from the students.

Upward Bound serves high school students from low-income families, high school students from families in which neither parent holds a bachelor's degree, and low-income, first-generation military veterans who are preparing to enter post-secondary education. The goal of Upward Bound is to increase the rate at which participants complete secondary education and enroll in and graduate from institutions of post-secondary education.

Judge Oxenhandler thanked the participants for their help with "this worthwhile program."

BCBA picnic volunteers needed

The BCBA Picnic Committee, headed by **Mark Langworthy**, is making plans for the Sept. 5 event to be held at Twin Lakes Park, the same location as last year.

Volunteers are needed to help with pickup of food and supplies, cooking and cleanup. If you can help, contact Mark at 884-3083 or langworthym@missouri.edu.

Bar members and their spouses, children and dates are invited to the free picnic. A social hour will begin about 5 p.m. Sept. 5, and dinner will be served about 6 p.m.

The election of 2008-09 officers will follow the meal. The Nominating Committee has nominated current BCBA Vice President **Mal Mayse** as 2008-09 President.

Charity golf event set Oct. 13

The BCBA Young Lawyers Committee will host its second annual charity golf tournament, "Chipping in for Charity," on Monday, Oct. 13 (a court holiday), at the Columbia Country Club. Net proceeds from the tournament will benefit Mid-Missouri Legal Services.

According to **Sander Sowers**, the tournament will be a four-person scramble format, open to both lawyers and non-lawyers. There will be a shotgun start at noon, with lunch and check-in beginning at 10:45 a.m.

The entry fee is \$100/person and \$400/team, which includes green fees, range privileges, cart, lunch, beverages (beer, soda, water), and dinner.

Prizes will be awarded to winning teams as well as for achievements such as longest

drive, closest to the pin, and longest putt. There will also be hole-in-one prizes.

The registration deadline for the tournament is Friday, Sept. 12. The registration form is available as part of the online version of this article on the BCBA web site. Checks should be payable to the Boone County Bar Association and mailed with the entry form to **Chris Schappe**, Abbott, Schappe & Francis, LLC, 19 East Walnut Street, Columbia, MO 65203.

The YLC also is seeking sponsorships for the tournament. Hole sponsorships are \$100/hole. For more information on sponsorship opportunities, contact **Gretchen Yancey** at 443-2828 or gyancey@edorr.com.

Last year's golf tournament raised more than \$4,000.

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The Boone County Bar Association Newsletter is published monthly 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, **Christina McCartney**, 2101 Corona Rd., Suite 201, Columbia, MO 65203. 2007-08 BCBA officers are: President, **Jeff Parshall**, 3210 Bluff Creek Dr., 65201, 449-2613; Vice President, **Mallory Mayse**, 28 N. 8th St., Suite 411, 65201, 875-1988; Secretary, **Joy Ahern**, 2101 Corona Rd., Suite 203, 65203, 445-8990; and Treasurer, **Christina McCartney**, address above. Executive Committee members are the officers and **Bruce Beckett**, **Randall Johnston** and **Tom Schneider**. The BCBA web site is at www.bocomobar.org.

Around the bar

Applications are due by 5 p.m. Aug. 18 for a City of Columbia public defender position. Applicants must be Missouri-licensed attorneys. Resumés should be submitted to the Municipal Court Clerk, 600 E. Broadway. For more information, contact the clerk's office at 874-7232.

The Young Lawyers Committee will meet for lunch at 11:45 a.m. Tuesday, Aug. 19 at Bangkok Gardens, 811 Cherry St. For information contact **Sander Sowers** at 256-8989 or sander.sowers@sdelawfirm.com.

C.J. Dykhouse was appointed Boone County Counselor, effective Aug. 1. His new county address is 601 E. Walnut St., Suite 207, Columbia 65201, phone 886-4414.

Cavanaugh Noce recently was hired as an Assistant City Counselor for the City of Columbia, P.O. Box 6015, Columbia 65205, phone 874-7223.

Richard Wade recently left Ford, Parshall & Baker, LLC to relocate with his wife Allison to Pennsylvania so she can complete her surgical training. He has enrolled in the LLM in Trial Advocacy program at Temple University School of Law, where he will also be a teaching fellow. He can be contacted at 573-424-8420 or richswade@aol.com.

Recently joining the BCBA was **Jeff Erickson**, a new associate at Dianna Long's Mid-Missouri Bankruptcy Center, 29 S. Ninth St.,

Suite 211, Columbia 65201, phone 442-8123, fax 442-8127. He will focus on Chapter 7 bankruptcy cases.

More information has been received about **Aaron W. Smith**, 1001 E. Walnut St., Suite 200, Columbia 65201, who was announced as a new member in the last *Newsletter*. He is a 2002 graduate of the Rutgers University Law School. After working in insurance defense in St. Louis for one year, he went to Joplin and handled plaintiffs' tort and medical malpractice cases. He plans to continue this focus in Columbia.

Recent updates to the BCBA web site include revised Local Rule 67.1.1 and an updated list of phone numbers and personnel in the Boone County Circuit Clerk's office.

Also new on the CLE page of the web site are the materials from **Sarah Read**'s July 9 BCBA program, "Recognizing and Representing the Difficult Client." About 50 members attended the July 9 meeting.

CenturyTel email problem solved

A solution has been found for BCBA members who have centurytel.net email addresses and have not been receiving BCBA group email messages recently.

The problem results from the fact that the centurytel.net email server now identifies messages sent by group email programs as potential spam and routes such messages to a "spam" or "bulk mail" folder, bypassing the recipients' inboxes.

To resolve the problem, go to <http://centurytel.myway.com> and click the "Check E-Mail"

link at the upper left to enter the web-based email program. On the next screen, enter the appropriate email user name and password.

Then review the "spam" and/or "bulk mail" folders and locate a BCBA group email message from **Steve Scott**. Mark this message as "not spam." This should result in future messages going directly to the inbox.

Consult with CenturyTel support personnel if difficulty is encountered in this process.

Treasurer's Report by Christina McCartney	
Account balance as of 6/27/08.....	\$8,613.40
Receipts 6/28/08 - 8/1/08	
Dues.....	+60.00
Interest.....	+1.44
Disbursements 6/28/08 - 8/1/08	
Accent Press (newsletter)	-90.27
Midwest Mailing (newsletter)	-113.80
Secretary of State (annual corporate registration)	-10.00
Account balance as of 8/1/08.....	\$8,460.77