



# Boone County Bar Association NEWSLETTER

www.bocomobar.org

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## Courthouse office moves planned

Some offices on the south first floor of the Boone County Courthouse are tentatively scheduled to move Sept. 18-19, and the Prosecuting Attorney's move to permanent quarters on the new fourth floor of the Courthouse Annex is being planned for late September, according to the most recent construction update by Court Administrator Kathy Lloyd.

The prosecutor's move is contingent upon work being completed to make at least one elevator operational to the fourth floor by late September.

A large excavation along the southeast wall of the annex was done to reinforce the foundation and investigate the cause of leaks into the Juvenile Office area. Foundation reinforcement will begin this week on the west wing of the annex.

Also this week replacement of fire sprinkler heads will begin on the ground floor and continue to other floors. The sprinkler systems will be turned off during this work, and everyone is urged to be extra vigilant for signs of smoke or fire.

## Predisposition home detention assessments now available

The 13<sup>th</sup> Circuit Court en Banc has approved a process for criminal defense attorneys to obtain assessments for home detention before court disposition of cases, according to BCBA Criminal Law Committee member **Rusty Antel**.

The process requires submitting a "Predisposition Home Detention Application" form to Court Services. A copy of the form in PDF format accompanies the online version of this article.

Court Services will talk with

## Picnic set Sept. 5 at Twin Lakes

Bar members and their spouses, children and dates are invited to the annual Jim Butcher Memorial Picnic and Annual Meeting on Friday, Sept. 5 at Twin Lakes Park. There will be no charge to those attending. RSVPs are not required.

A social hour will begin about 5 p.m. Dinner will be served about 6 p.m., with election of 2007-08 officers following.

**Mal Mayse**, currently Vice President, has been nominated

as 2008-09 President. Other nominees are: Vice President, **Stay Clay**; Secretary, **Zach Bickel**; Treasurer, **Kristen Dickinson**; and at-large Executive Committee members, **Emily Little** and **Tom Schneider**.

**B. Daniel Simon** chaired the Nominating Committee this year. Other members were **Linda Harris** and **Rod Stevens**.

Twin Lakes Park is located at 2500 Chapel Hill Rd. Bear right

after entering the park to go to the shelter area.

The traditional menu will be served—barbecued ribeye rolls, brats, hot dogs, catered side dishes, and soft drinks and beer.

Many thanks to the Picnic Committee, headed by **Mark Langworthy**, which will begin cooking and other preparations in the early afternoon and will welcome anyone willing to help. Contact Mark at 884-3083 or [langworthym@missouri.edu](mailto:langworthym@missouri.edu) to volunteer.

The picnic is named in honor of the late **Jim Butcher**, who organized the event for many years before his death in 1986. His widow Joan has been invited.

### From BCBA President Jeff Parshall

This is my final message as President, and I want to thank all the members of the Boone County Bar Association who have helped make this a vibrant association this past year.

Thanks to all the officers, Executive Committee members, committee chairs and members, and all the others who have assisted with various projects. I especially want to thank **Steve Scott**, who really keeps the local bar together.

Please continue to support our bar by volunteering on committees and service projects. Assist our incoming President, **Mal Mayse**, as you have assisted me.

Through good works, we can together maintain a positive image to the public at large at a time when confidence in the legal profession is low. Demonstrate civility to each other, the courts and the public in all forums. Maintain the highest ethical standards and strive to be a credit to the profession.

Thank you for allowing me to serve as your President.

## Service fee up \$10

The sheriff's statutory fee for serving papers in civil and Family Court cases, as well as garnishments, will increase by \$10 effective Aug. 28. Thus, the fee per person served will increase from \$20 to \$30.

The increase results from legislation passed by the 2008 General Assembly.

applicants and provide a report to the judge before disposition. The report will tell the judge if the applicant qualifies and whether home detention is recommended.

The procedure is intended to reduce uncertainty as to whether home detention will be approved and allow lawyers' clients to meet Court Services requirements to obtain home detention.

If Court Services does not recommend home detention, the process will allow defense law-

yers time to adjust agreements (if any) with the prosecutor to take into account that home detention likely will be denied.

Rusty said that seven to 14 days lead time before scheduled disposition is generally sufficient to start the process by submitting the application to Court Services by fax, mail or delivery.

He suggests that lawyers have their clients deliver the form to Court Services in person, which often results in a Court Services officer being able to talk with

applicants immediately and get the report done more quickly.

"Home detention is one of our most valuable alternative programs," Rusty said. "Court Services has plenty of capacity available. At times, home detention has been under-utilized. This process should assist with making home detention more available when it is a reasonable alternative."

Questions about the process may be directed to Rusty at 442-2454 or [rantel@wasf-law.com](mailto:rantel@wasf-law.com), or Court Services at 886-4180.

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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](mailto: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](http://www.bocomobar.org).

## Sign up to play in or sponsor Young Lawyers' charity golf event

BCBA members are reminded to register for and support the BCBA Young Lawyers Committee's 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 op-

portunities, contact **Gretchen Yancey** at 443-2828 or [gyancey@edorr.com](mailto:gyancey@edorr.com).

Last year's golf tournament raised more than \$4,000 for Phoenix House and the court-appointed special advocates program.

## Around the Bar . . .

The Boone County Regional Sewer District is soliciting proposals from experienced lawyers or law firms to provide general legal services on a retainer basis. Those wishing to be considered should send a proposal outlining experience, expertise and proposed fee structure to Tom Ratermann, General Manager, Boone County Regional Sewer District, 1314 N. Seventh St., Columbia, MO 65201, no later than Oct. 1. A "scope of services" is available by contacting Lesley Oswald at [loswald@bersd.com](mailto:loswald@bersd.com).

The Young Lawyers Committee will meet for happy hour at 5 p.m. Tuesday, Sept. 16 at Room 38, formerly Otto's, at 28 N. 8th St. For more information, contact **Sander Sowers** at 256-8989 or [sander.sowers@sdelawfirm.com](mailto:sander.sowers@sdelawfirm.com).

Members of the Women's Lawyers Association of Mid-Missouri are asked to reserve the date for the group's Fall event on the evening of Sept. 30. Details will be mailed to members in the near future. Questions may be addressed to **Phebe LaMar** at 443-3141 or [lamar@smithlewis.com](mailto:lamar@smithlewis.com).

Approximately 45 members attended the regular BCBA meeting on Aug. 13 to hear a CLE-credit panel discussion on "Coping with Jail Overcrowding." Panelists were **Rusty Antel**, Circuit Judge **Gary Oxenhandler**, Boone County Auditor June Pitchford, and Boone County Jail Chief Warren Brewer.

<b>Treasurer's Report by Christina McCartney</b>	
Account balance as of 8/1/08.....	\$8,460.77
<b>Receipts 8/1/08 - 8/22/08</b>	
Interest.....	+1.45
<b>Disbursements 8/1/08 - 8/22/08</b>	
Accent Press (newsletter) .....	-90.94
Midwest Mailing (newsletter) .....	-118.80
Campus Jewelers (plaque).....	-80.76
Boone Tavern (speaker and unpaid lunches).....	-43.00
Hickman Mock Trial Team expenses.....	-1,908.00
Account balance as of 8/2/08.....	\$6,220.72