



# Boone County Bar Association NEWSLETTER

www.bocomobar.org

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## ***New bar composite photo being planned***

The BCBA Executive Committee is beginning to take steps toward preparation of a new composite photograph of bar members. The last composite was completed in July 2002.

Options for a new composite will be explored in the next few months. In the past, sittings were arranged both at the Courthouse and at the photographer's studio.

When a new composite is done, bar members will be able to purchase copies of the composite and their individual portraits. A large version of the new composite will be hung in the new Counsel Chambers at the Boone County Courthouse.

## **Six committees submit reports**

Six BCBA committees submitted reports on their activities in late March and early April. The reports are available in PDF format with the on-line version of this story.

Committees reporting were: Alternative Dispute Resolution, Civil Procedure, Criminal Law, Family Law, Legal Aid and Young Lawyers.

## ***24 removed from rolls for dues nonpayment***

Twenty-four former BCBA members were removed from the rolls because they did not pay dues by April 30. Reminder notices were mailed in early April to the 83 members who had not paid at that point.

Former members can be reinstated upon paying their \$50 dues for 2009. To do so, they should use the enrollment form on the home page at [www.bocomobar.org](http://www.bocomobar.org).

## **Ethics CLE credit for May 13 program**

“Common Misconceptions about Missouri Legal Ethics” will be the topic of a 1.2-hour ethics CLE credit program at the next regular BCBA meeting at lunchtime on Wednesday, May 13 at Boone Tavern, 811 E. Walnut St., Columbia.

As usual when CLE programs are presented, meal service will begin at 11:30 a.m. in the County Room on the lower level. The lunch price will be \$9, payable to Boone Tavern. A brief business meeting will precede the program.

**RSVP:** To reserve your spot for this meeting, contact BCBA Secretary **Zach Bickel** at 449-2613 or [zbickel@fpb-law.com](mailto:zbickel@fpb-law.com) by 5 p.m. Tuesday, May 12.

The speaker will be Missouri Legal Ethics Counsel Sara Rittman, whose office is in Jefferson City. For information about her office,

visit [www.mo-legal-ethics.org](http://www.mo-legal-ethics.org).

Sara says some misconceptions about Missouri legal ethics rules result from common misunderstandings that have evolved into myths, while others result from changes to the Rules of Professional Conduct that have caused formerly accurate understandings to become inaccurate.

One common misconception is that the Office of the Chief Disciplinary Counsel or the Legal Ethics Counsel require disclaimers on emails warning about the risk that unencrypted emails could be intercepted.

There is no rule requiring such a disclaimer. Rather, lawyers' ethical duty is to consult with their clients about the risk of interception of email before using unencrypted email to communicate with them.

## ***What's Your ADR IQ?***

*From the BCBA Alternative Dispute Resolution Committee*

Did you know that April was officially declared Mediation Month? Governor Nixon issued his proclamation honoring mediation and mediators on April 8, 2009.

In honor of mediation month our ADR Committee is offering a new ADR feature for our newsletter which will run through September. A “Test Your ADR IQ” quiz will follow this series of inserts, and those who fill it out will be eligible for a raffle prize. So read and take note!

Also, on March 31, the Supreme Court of Missouri issued an order creating a Commission on Alternative Dispute Resolution. Among other things, this commission will (1) consider the issues of confidentiality, privilege, the giving of legal advice and other ethical issues in connection

with alternative dispute resolution services; (2) assess the impact of the proliferation of arbitration clauses in many new areas of business; (3) consider the desirability of adopting the Uniform Mediation Act in Missouri; (4) assess the use and acceptance of alternative dispute resolution services since the adoption of Rule 17;

and (5) examine the use of alternative dispute resolution services with respect to foreclosure and other proceedings.

Two members of the Commission are from Columbia – **Bob Bailey** from the MU Law School and our ADR Committee chair, **Sarah Read**. See the related item in “Around the Bar...”

## **Mock trial team headed to national meet**

The Hickman High School Mock Trial team, coached by **Brad Lear**, took first place in the Missouri State High School Mock Trial tournament April 18-19 and is thus slated to represent Missouri at the National High School Mock Trial Tournament in Atlanta, Georgia in early May.

The BCBA sponsored the Hickman team's trip last year to Charlotte, North Carolina to participate in the American Mock Trial Invitational—which Hickman won.

With their upcoming trip to Atlanta, the Hickman team will have represented Missouri in the two premier national high school mock trial competitions. The team members are Hannah Wigger, Jessy Hwang, Katie Van Doren, Ashok Cutkosky, Jordan Occena, Helen Lin, and Aditihi Velore.

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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 \$50 and may be sent to the Treasurer, **Kristen Dickinson**, 1203 W. Broadway, Columbia, MO 65203-2125, 256-7205. 2008-09 BCBA officers are: President, **Mallory Mayse**, 28 N. 8th St., Suite 411, 65201, 875-1988; Vice President, **Stan Clay**, 28 N. 8th St., Suite 517, 65201, 442-1646; Secretary, **Zach Bickel**, 3210 Bluff Creek Dr., 65201, 449-2613; and Treasurer, **Kristen Dickinson**, address above. Executive Committee members are the officers and **Jeff Parshall, Emily Little** and **Tom Schneider**. The BCBA web site is at [www.bocomobar.org](http://www.bocomobar.org).

## Around the bar . . .

Mid-Missouri Legal Services Corp. is seeking a half-time attorney to provide advice and brief services in its Columbia office. Experience in family law, landlord/tenant, consumer, public benefits and Social Security law is preferred. Applicants should email a letter of interest, resume and references to [lutton@mmls.org](mailto:lutton@mmls.org) by Monday, May 11.

The Elwood L. Thomas Inn of Court will continue to accept applications for Barrister Members (6-10 years experience) until May 14. The application form is posted in PDF format on the News page of the BCBA web site.

The BCBA Young Lawyers Committee will meet for happy hour at 5 p.m. Tuesday, May 19, on the patio at Shiloh, 402 E. Broadway, weather permitting. For information contact **Sander Sowers** at 256-8989 or [sander.sowers@sdelawfirm.com](mailto:sander.sowers@sdelawfirm.com).

On April 23 BCBA member **Max Lewis** received the top individual award for volunteerism at the eighth annual HERO Awards, sponsored by the Voluntary Action Center and the *Columbia Daily Tribune*. He sits on the boards of five area service agencies and not-for-profits, coaches Adapted Gymnastics for people with special needs, and does substantial *pro bono* legal work for family law clients.

BCBA members **Bob Bailey** and **Sarah Reed** have been appointed by the Missouri Supreme Court to a 12-member Commission on Dispute Resolution Services in Domestic Relations Cases. After review, the commission will report to the court on recommendations for improving the use of ADR in domestic cases.

<b>Treasurer's Report by Kristen Dickinson</b>	
Account balance as of 3/27/09 .....	<b>\$13910.19</b>
<b>Receipts 3/27/09 -5/1/09</b>	
Interest .....	+0.59
Dues .....	+2262.50
<b>Disbursements 3/27/09 - 5/1/09</b>	
Accent Press (newsletter) .....	-82.43
Midwest Mailing (newsletter).....	-104.99
Executive Committee lunch meeting.....	-68.57
USPS (stamps).....	-33.60
<b>Account balance as of 5/1/09.....</b>	<b>\$15883.27</b>

**Michael Byrne** left the Public Defender's office April 1 and is now in private practice at 607 West Blvd. S., Columbia 65203, phone 202-246-7995.

**Brian Baehr** and his associate **Justin Coke** recently moved the Baehr Law Firm, P.C. to 2511 Broadway Bluff Dr., Columbia 65201. The firm's phone and fax numbers remain 499-1310 and 499-1315, respectively.

Former MU Law School Assistant Dean **Tamra Wilson Setser** is now Vice President for Human Resource Compliance and Mediation Services at FBD Consulting, Inc. of Overland Park, KS, phone 913-319-8866. Her husband Henry Setser is now general counsel at the University of Central Missouri, Warrensburg, phone 660-543-4730. They are currently living in both Warrensburg and Columbia.

**David Brown** recently left Lathrop & Gage's Jefferson City office and opened the Brown Law Office LC at 1714 Brandeis Ct., Suite A, Columbia 65203, phone 777-1188, fax 800-906-6199.

Recent new BCBA members are:  
 \* **Chris Pieper**, Legislative Liaison for the Missouri Revenue Department, 301 W. High St., P.O. Box 311, Jefferson City 65105, phone 573-751-1390, fax 573-751-7150. He received his J.D. *cum laude* in 2005 from the MU Law School. During law school, he served as an extern law clerk to the Hon. Ronnie L. White of the Missouri Supreme Court, and after law school clerked for the Hon. John R. Gibson, Senior Circuit Judge for the U.S. Court of Appeals for the Eighth Circuit in Kansas City. In 2006, Chris entered private practice with Thompson Coburn LLP in St. Louis in the firm's Environmental, Toxic Tort and Railroad Litigation practice areas. In January he accepted his current job. Originally from O'Fallon, Missouri, he resides in Columbia with his wife Lara, who is Chief Operations Officer for The MacXprts Network.

\* **Helene Fehlig Tatum**, Law Offices of Fehlig and Fehlig Tatum, 215 West Parkway Dr., Columbia 65203, phone 999-4266.

Criminal Law Committee Chair **Kay Evans** reminds bar members that they are welcome to attend the committee's regular meetings at 11:45 a.m. the third Thursday of each month at the Pasta Factory. For information, contact Kay at 442-1660 or [kevans@hewnlaw.com](mailto:kevans@hewnlaw.com).