



Boone County Bar Association NEWSLETTER

www.bocomobar.org

October 2012 – Published September 23, 2012

Volume 27, Number 10

Jim Butcher Memorial Picnic on October 5

The next scheduled event for Boone County Bar Association members is the annual Jim Butcher Memorial Picnic and Election of Officers the evening of Friday, October 5, 2012, at Twin Lakes Park, 2500 Chapel Hill Rd. Bear right after entering the park to go to the shelter area.

A social hour will begin at 5 p.m., followed by dinner at 6 p.m. The usual menu will be served, including pit-roasted beef ribeye, brats, hot dogs, side dishes, and beverages including beer, wine and soft drinks. The picnic is free of charge, RSVP's are not necessary and families are welcome.

The Picnic Committee Chair is **Mark Langworthy**. The rest of the committee is **Lori Green Hickerson, Christina Devine, and Sander Sowers**.

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 continues to attend the picnics and has been invited again.

Steve Scott Nominated as 2012-13 BCBA President

Current BCBA Vice President **Steve Scott** has been selected by the BCBA Nominating Committee as 2012-13 President. Other nominees for 2012-13 are **Russ Still** of Harlan, Harlan & Still, for Vice President, **Casey Berndt** of Markel & Lingo, for Secretary, and **Michael Foster** of Faber & Brand, for Treasurer. Nominees to serve as at-large members are **Amy Salladay** of Knight & Salladay, and **Erika Fadel**, with the University of Missouri Law School.

The 2012-13 officers plus current President **Marvin Tofle** and *Newsletter* Editor/Webmaster **Thad Taylor** will constitute the Executive Committee. Nominating committee members were **AmyMarkel**, Chair, Dean **Larry Dessem**, and **Karen Hajicek**.

YLC sets 'Chippin in for Charity' Golf Event for Monday, October 8

The Young Lawyers Committee has scheduled its sixth annual '*Chipping in for Charity*' golf tournament on Monday, October, 8, 2012 (Columbus Day - a court holiday). This year's tournament will be held at a new venue, The Club at Old Hawthorne, 6221 E. Hwy. WW. Net proceeds from the tournament will be donated to Mid-Missouri Legal Services Corporation.

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 \$125/person and \$500/team, which includes green fees, range privileges, cart, lunch, beverages (beer, soda, water), etc. Prizes will be awarded to winning teams and for various on-course games and contests. There will also be hole-in-one prizes.

The registration deadline for the tournament is Monday, September 24. The registration form is available through the website version of this *Newsletter* by clicking [here](#). Checks should be made payable to the "Boone County Bar Association" and mailed with the entry form to **Sander Sowers**, Lear Werts LLP, 2003 W. Broadway, Ste. 107 Columbia, MO 65203.

To make the tournament a success and raise as much money as possible, the YLC is seeking various sponsorships and prize donations for the tournament. Please contact Sander at 875-1991 or sowers@learwerts.com to donate and arrange sponsorships. Last year's golf tournament raised more than \$11,000 for charity.

Debate on the Missouri Court Plan to be held October 4

The Federalist Society is hosting a debate on the November ballot measure to reform the Missouri Court Plan at Hulston Hall, Thursday, October 4, between 5:30-6:30 p.m. **Skip Walther** will debate Carrie Severino, Chief Counsel for the Judicial Crisis Network, on the matter. The final twenty (20) minutes will be reserved for audience Q&A.

Attendance is free and RSVP's are not required. CLE Credit will be available, and light appetizers will be provided. Click [here](#) on the online version of this *Newsletter* to review the flyer for the program. For more information, call Daniel Hartman at 310-5194, or check the announcement on www.mobar.org.

2012-13 Committee Signups and Program Ideas Requested

BCBA President-Nominee **Steve Scott** is beginning to make plans for the coming year and asks you to complete and send to him the attached committee signup and program ideas form if you did not already do so at the September 12 bar meeting.

The Sign-Up Sheet and additional information can be found at <http://www.bocomobar.org/committees.htm>.

Donations Requested by October 5 for Fair and Impartial Courts

The BCBA is coordinating with Missourians for Fair and Impartial Courts campaign committee to educate Boone County voters and encourage them to vote against Amendment 3 on the November ballot. BCBA members are requested to help raise funds that will be needed for television and radio ads to both educate and inform the public and to combat the proposed constitutional amendment.

Donations can be made with credit cards online at www.mofaircourts.com or by sending a check payable to MFICCC to Non-Partisan Court Plan Committee Chair **Milt Harper**, 401 Locust, Suite 401, Columbia, 65201. Time is important as deadline is October 5. The committee is requesting each lawyer to send \$300, or whatever you can to keep our courts impartial and non-partisan.

Also, if you approve having your name in a newspaper ad in the Tribune and Missourian on November 4 opposing the constitutional change, please email your consent to kyoung@lawmissouri.com.

Training Sessions Planned for Boone County Attorneys to Prepare for E-Filing

On October 22, 2012, court documents filed in Callaway County must be filed electronically. By coordinated effort between OSCA, the 13th Judicial Circuit Court, and the Boone and Callaway County Bars, a live e-filing training will be presented on Monday, October 1, 2012 from 5:30 p.m. – 7:30 p.m. at the Boone County Courthouse. The training is open to any attorney that practices in Callaway County and this is the only live, in-person training scheduled. Attorneys are invited to bring staff along if they wish. Approval of 2.0 hours of MoBar CLE credit is pending.

The panel of speakers include: Judy Groner, Callaway County Circuit Clerk; Cathy Zacharias, General Counsel for OSCA; Kathy Lloyd, 13th Circuit Court Administrator; Christy Blakemore, Boone County Circuit Clerk; and Steve Smith, 13th Circuit IT Guru.

Attendees are encouraged to familiarize themselves with the E-Filing basics prior to the October 1 training. Materials can be found on the state court website: <http://www.courts.mo.gov/page.jsp?id=55642>. The October 1 training will provide Callaway County-specific information that attorneys won't be able to get at other general E-Filing trainings. The October 1 training will provide information about specific changes in the Callaway County Clerk's office, what information/screens the Judges will see on the bench, how pleadings can/will be filed in Court, electronic signatures on pleadings, new access to confidential case information, implementation details, and other information specific to our local courtrooms. Participants may also ask questions of the panel.

The training will be held in the Jury Assembly Room, which is located on the 3rd floor of the courthouse. Participants are welcome to bring their own snacks/beverages. If you plan to attend, please RSVP by email at Patricia.Edelen@courts.mo.gov or by calling Pat at 886-4056. There is no charge to attend.

Attorney Registration Required for Callaway County E-Filing

Lawyers are required to register for e-Filing with Callaway County, and are encouraged to do so as soon as possible. Instructions can be found at <http://www.courts.mo.gov> or by phone at 888-541-4894. The Memorandum from Callaway County Circuit Clerk Judy O. Groner can be found [HERE](#).

BCBA Student Essay Contest being held on The Missouri Plan

The BCBA, through its PIE Committee is sponsoring a student essay contest related to the Missouri Nonpartisan Court Plan. The contest invites secondary students in the Columbia Public Schools social studies program (our Partner In Education) to learn about the Missouri Nonpartisan Court Plan and contribute their voices to the conversation about the Missouri Plan's future. There are two categories for entries:

Traditional Argumentative Essay - "Time for Preservation or Change? The Missouri Plan and Judicial Independence."

Nontraditional (Video, Speech, Song, Art) Informative "Essay" – "The MO Plan and What it Has Done for Missouri."

Entries are due on October 15. Winning entries will be chosen before November 4 and will be published on the BCBA website. See the attached [flier](#) for more info. If you would like to be an essay judge in either category, contact Sarah Read at sjr@readadr.com.

Further Information on Criminal Defense Appointments

At his annual State of the Court address, Judge Oxenhandler informed the BCBA there may be mandatory appointments of attorneys to represent criminal defendants due to a crisis at the Public Defender's Office in the ability to handle the large number of cases. There was some discussion of past consideration of mandatory appointments. **Steve Scott** provided the following announcement from the September 2010 issue of the BCBA *Newsletter*:

BCBA President Stan Clay has appointed an ad hoc committee to make recommendations for a local court rule regarding appointment of private counsel to represent indigent criminal defendants should the court find such appointments necessary in the event the local Public Defender's Office declines to accept additional cases.

Committee members are **Tom Schneider**, chair, **Stan Clay**, **Adam Dowling**, **C.J. Dykhouse**, **Travis Jacobs**, **Kevin O'Brien**, and **Jeff Parshall**.

An earlier informal gathering of local bar members resulted in a consensus that any system for appointments to represent criminal defendants should have understandable and fair guidelines and that the pool from which appointments are made should include all lawyers, not just criminal defense specialists. However, some lawyers have asserted that such appointments are unconstitutional.

13th Circuit Presiding Judge **Gary Oxenhandler** has indicated he is staying in touch with the Public Defender's Office to keep abreast of developments and that the court will welcome the bar's input on appointments of counsel for criminal defendants.

There was no further news after this. It is Steve's sense that the Public Defender crisis temporarily abated after that, at least in Boone County, and the committee did not move forward.

ABA Mediation Week October 14-20

The BCBA is co-sponsoring two events together with the Association of Missouri Mediators and The Center for Study Of Dispute Resolution at the law school for ABA Mediation Week (October 14-20). The Theme for Mediation week this year is "The Many Faces of Mediation: Resolving Personal, Commercial, Government and Community Disputes".

The first event is a reception on Friday, October 19, in celebration of mediation, the rule of law, and civil political discourse from 5:30 to 7 at the law school. There is no charge and we hope to see many of you there.

The other event we are co-sponsoring, from 3:15 to 5:15 p.m. is a free in-service for teacher and others: "Using and Teaching Listening and Other Dialogue Skills." This will be co-taught by Sarah Read and Paul Ladehoff, Director of the LL.M. in Dispute Resolution Program and Campus Mediation Services at the law school. If you (or a teacher you know) are interested in attending this in-service and would like more information, please contact Sarah at sjr@readadr.com.

Around the bar . . .

UPCOMING EVENTS

Thursday, September 27, 5:30 p.m.: The MU Law School is presenting "With Liberty and Justice for Some: The Two-Tiered U.S. Justice System" by Glenn Greenwald, in Hulston Hall, Room 7. A book-signing will begin at 5:30 and the Keynote Talk and Panel Discussion will begin at 6 p.m. This Civil Liberties event is FREE and open to the public and BCBA. The Flyer for this event can be found [here](#).

Tuesday, October 16, at 5 p.m.: Young Lawyers Committee meeting at Harpo's, 29 S. 10th. For more information contact **Sander Sowers** at 875-1991 or sowers@learwerts.com.

Thursday, October 4, at 11:45 a.m.: The Criminal Law Committee will meet on 10/4/12 at 11:45 at Room 38. The guest speaker will be Lori Zuroweste, District Administrator of Probation and Parole. She will discuss what criminal law attorneys need to know about earned compliance credits, mental health 120s, and other new legislation. The program has been approved for 1.2 hours of CLE credit. Contact chair **Jennifer Bukowsky** at j@lawbuk.com or 443-2288 for more information.

Tuesday, October 16, 11:30 a.m. – 1 p.m.: Free lunch-and-learn presented by **Rachael F. Kennedy** and Merilee Crockett: "Don't sneak around in 'my space': How accessing another's electronic account could land your client in jail". The program will take place at the Boone County Courthouse jury assembly room, and is of particular applicability to family law and criminal law attorneys. Fact patterns, statutes, and case law will be addressed. Ethics CLE credit pending. Bring your own lunch.

NEW MEMBERS

Katie Doll, Schriemann, Rackers, Francka & Blunt, LLC, 931 Wildwood Drive, Ste. 201, Jefferson City, 65109, Phone 573-634-7580, Fax 573-635-6034, email kmd@srfblaw.com, website www.srfblaw.com. Katie graduated from Mizzou Law School in 2011. Prior to law school, she worked four years as a legal assistant at The Cohan Law Firm in St. Louis, and she clerked for **Wally Bley** in law school. Her primary area of practice is insurance defense litigation.

Danielle J. McAfee, McAfee Law Firm, LLC, P.O. Box 7774, Columbia, 65205-7774, Phone: 340-3717, email jdm@mcafeefirm.com, website www.mcafeefirm.com. Danielle graduated from Mizzou Law School in 2010. Prior to recently opening her own firm, Danielle served as a Victim Advocate for the 13th Judicial Circuit's Juvenile Division and as a solo practitioner. Her firm is a general civil practice with an emphasis in juvenile and family law, landlord/tenant disputes and estate planning. She also has completed Guardian ad Litem training.

TRANSITIONS

Janet Bezler and **Lori Green Hickerson** announce the opening of BEZLER & GREEN law offices, effective October 1, 2012, located at 1207 W. Broadway, Ste. B, Columbia, MO 65203. Their telephone number will be 573-443-6003, fax number 800-618-4324. Please watch for updated website, email, and other information from Janet and Lori.

Veronica Manahan has moved the Manahan Law Firm, LLC to 804 Locust Street, Columbia, 65201, phone 449-5316, fax 875-3100, email veronicamanahan@gmail.com.

Sara Watson has left the Public Defender's Office and opened Watson Law LLC. Her address is 3610 Buttonwood Drive, Ste. 200, Columbia, 65201, phone 886-8956, email info@watsonlawmo.com.

Rogers, Ehrhardt, Weber and Howard, LLC is pleased to announce that Clayton Thompson has joined the firm as an associate attorney. Clayton is a Boone County native, graduate of RBHS, and attended Mizzou for both his undergrad and JD degrees. He graduated from the University of Missouri School of Law in 2012 Magna Cum Laude, was an editor for the Missouri Law Review and was recently inducted as a member of the Order of the Coif. During law school he interned for the Honorable William Ray Price, Jr. of the Missouri Supreme Court. Clayton's practice areas will be personal injury and insurance defense, business and employment law, wills and trusts, and criminal law.

OTHER NEWS

Long-time BCBA member **Bill Thompson** of Ashland has been appointed as Clerk of the Missouri Supreme Court.

Susan Ford Robertson was recently appointed by Kansas City Mayor Sly James to the Board of Directors of the newly created Streetcar Authority, which will oversee the \$100 million project that will bring streetcars to downtown Kansas City.

The Boone County Local Court Rules have been updated effective August 6, 2012, and can be found in Word and PDF formats at <http://www.bocomobar.org/rules.htm>.

At the August 8 meeting, the 13th Circuit Court En Bank approved an update to Local Court Rule 9.6 – Electronic Devices. The rule has been amended to allow attorneys, Probation and Parole Officers, and law enforcement to use electronic devices in the courtroom with certain restrictions. The rule can be read with changes on the website at http://www.bocomobar.org/pending_rules.htm, and will take effect October 8, after allowing 60 days for members of the Bar to offer comments.

Long-time BCBA member Earl Seitz passed away on September 22. His children invite all who knew Earl and his family to a celebration of Earl's life on Wednesday, **September 26, 2012 at 5 p.m.** at Shiloh Bar & Grill.

About 100 members and guests attended the regular BCBA meeting on September 12 to hear 13th Circuit Presiding Judge **Gary Oxenhandler** deliver his State of the Court address.

Treasurer's Report by Julia Grus

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| Account balance as of 8/30/12 | \$5,633.51 |
| Receipts 8/30/12 to 9/22/12 | |
| Bar Dues | \$75.00 |
| Interest | 0.08 |
| Total Receipts | \$75.08 |
| Expenses 8/30/12 to 9/22/12 | |
| Old Hawthorne (Golf Tournament deposit) | \$500.00 |
| Scholarship | \$1,000.00 |
| Total Expenses | \$1,500.00 |
| Account Balance as of 9/22/12 | \$4,208.59 |

The Boone County Bar Association Newsletter is published monthly by the Boone County Bar Association, Inc. Send items for publication to the Editor/Webmaster, **Thad Taylor**, 1121 Business 70 East, Ste. B, Columbia, 65201, phone 445-4755, fax 877-864-5576, email thad@midwestelderlaw.com. Annual dues are \$50 and may be sent to the Treasurer, **Julia Grus**, 401 Locust St. Suite 406, Columbia, 65205, phone 443-3134. 2011-12 BCBA officers are: President, **Marvin Tofle**, 1805 Cliff Dr., 65201, phone 228-9768; Vice President, **Steve Scott**, 201 Westwood Ave., 65203-2871, phone 442-7268; Secretary, **Gretchen Yancey**, P.O. Box 584, 65205-0584, phone 541-4061; and Treasurer, **Julia Grus**, address above. Executive Committee members are the officers and **Thomas Schneider, Glen Ehrhardt, and Scott Wilson**. The BCBA web site is at <http://www.bocomobar.org/>.