



# Boone County Bar Association NEWSLETTER

www.bocomobar.org

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## 'State of the Court' Address Planned for November 13 Meeting

13th Circuit Presiding Judge **Jodie Asel** will deliver the 'State of the Court' address at the next regular BCBA meeting at lunchtime on Wednesday, November 13. Judge Asel will speak about current and anticipated court programs, the 13th Circuit budget, civil and criminal caseloads, and other topics of interest to the 13<sup>th</sup> Circuit. The program has been approved for 1.2 hours CLE credit.

Lunch will begin at 11:30 a.m. in the County Room at Bleu, 811 E. Walnut. The presentation will begin about noon. A brief business meeting will precede the program. Lunch will be \$10, with checks made out to Bleu.

**RSVP:** To reserve your spot for this meeting, contact BCBA Secretary **Marjorie Lewis** at 442-3181 or [mlewis@bwsplaw.com](mailto:mlewis@bwsplaw.com) by **Noon**, Tuesday, November 12. RSVP's are especially important for this meeting because members of the Callaway County Bar are specifically invited to join BCBA to hear Judge Asel's address, and management at Bleu want to prepare sufficient food and seating.

## BCBA Young Lawyer's Committee Charity Golf Tournament a Success

The 7th Annual Chipping in for Charity Golf Tournament held on October 14th at The Club at Old Hawthorne was a resounding success. The tournament raised over \$11,000.00 for Mid-Missouri Legal Services, which provides pro bono legal services for low income clients. Mid-Missouri Legal Services intends to use the money to expand its veteran's clinic. Since its inception, the Chipping in for Charity Golf Tournament has raised over \$59,000.00 for charity.

Congratulations to the Bush & Patchett, LLC team which won Championship Flight this year by shooting a scorching seventeen under par score of 55. Other winners were: A Flight - Atwill & Montgomery, LLC team; B Flight - Eric Wilson and Stephen Wilson team; C Flight - Travis Jacobs, **Steve Richey**, **Ed Orr**, and Jeff Mazur team; and, D Flight - Smith Lewis LLP team. Congratulations are also in order for a Lear Werts LLP team for winning the consolation prize for last place/highest score in the tournament for the fifth year in a row.

The Young Lawyers Committee, which organizes the event, would like to thank all of the generous sponsors, participants, and volunteers who helped make this year's tournament such a success. Please mark your calendars for next year's tournament which is scheduled for Monday, October 13 (Columbus Day) at The Club at Old Hawthorne.

## Attorney/Judges Needed November 7-8 for AGO Cup

The Attorney General is pleased to announce the schedule for the 2013 AGO Cup. Every year, the Attorney General hosts a mock trial competition between Missouri's four law schools, and each school sends two teams of their best and brightest trial advocates to vie for bragging rights and custody of the traveling trophy.

This year the competition will be held on November 7th and 8th in Jefferson City. We anticipate all rounds will be held at the Christopher S. Bond Federal Courthouse.

In order to provide the competitors with a realistic trial experience, we endeavor to have the rounds judged by active or retired judges and experienced trial lawyers. We also provide witnesses for the trial. The witness role can be an insightful and educational experience for attorneys and non-attorneys alike.

Our competition schedule is as follows:

**Round 1** Thursday, November 7, 10:30 a.m. to 2:30 p.m.

**Round 2** Thursday, November 7, 3:30 to 7:30 p.m.

**Round 3** Friday, November 8, 8:30 a.m. to 12:30 p.m.

**Round 4** Friday November 8, 1:30 to 5:30 p.m.

If you or an experienced trial lawyer you know is interested in judging one or more rounds, please reply to this email. If you or someone you know is interested in volunteering to be a witness, please email [Joanna.Trachtenberg@ago.mo.gov](mailto:Joanna.Trachtenberg@ago.mo.gov).

## BCBA Holiday Party to Benefit Food Bank set for December 11

The BCBA Holiday Party has been set for Wednesday, December 11, from 6-8 p.m. This is an enjoyable annual social gathering for members to mingle with other lawyers and judges and their spouses and dates.

The format will be a mixer with heavy hors d'oeuvres. There will be a host bar providing soft drinks, beer and wine. Mixed drinks will be available for purchase.

The party will be at the Columbia Country Club, 2210 Country Club Drive. Spouses and dates are invited and welcome. Heavy hors d'oeuvres, beer and wine will be provided. More information forthcoming, as further arrangements are made. The cost is \$25 per person, or \$20 per person with about \$5 worth of non-perishable food items to donate.\

## Guardian ad Litem Training November 11

The 13th Judicial Circuit is hosting a CLE on Monday, November 11, with registration beginning at 8:00 a.m. and the program beginning at 8:25 a.m., at the Boone County Courthouse, 3rd Floor Jury Assembly Area. Veteran's Day will be observed on November 11. The CLE has been approved for 3 MCLE hours and satisfies the requirement for GAL standards approved by the Court En Banc. The cost is \$15 and includes breakfast, coffee, soda and snacks.

A link to GAL Training Agenda and Registration Form can be found here. The deadline to RSVP is November 8. If you have questions, contact Alison Houston at 886-4200 or [Alison.houston@courts.mo.gov](mailto:Alison.houston@courts.mo.gov).

## Attorneys and Law Students Needed January 17-18 for Mock Trial Tournament

Columbia College and the University of Missouri Columbia are hosting an Undergraduate Mock Trial Invitational Tournament competition at the University of Missouri Columbia on Friday January 17 and Saturday January 18, 2014. The tournament hosts need attorneys and law students to serve as judges for this four-round tournament, which serves as a forum for teams to practice their skills for the regional tournament held in Kansas City in February. Judges will score a printed ballot with established criteria and rule on evidentiary objections governed by an evidence code similar to the Federal Rules of Evidence.

This year's case is a civil wrongful death case involving a death during a scuba diving expedition. Judges are needed for any and all rounds, which are as follows:

**Round 1** – Friday, January 17 - 1:30 p.m. – 4:30 p.m.

**Round 2** – Friday, January 17 - 7:00 p.m. – 10:00 p.m.

**Round 3** – Saturday, January 18 - 9:00a.m. – 12:00 p.m.

**Round 4** – Saturday, January 18 - 1:30 p.m. – 4:30 p.m.

Food and ample non-alcoholic beverages will be provided for judges. Those interested in judging can contact Professor Barry Langford at [brlangford@ccis.edu](mailto:brlangford@ccis.edu). Information about intercollegiate Mock trial can be obtained at <http://www.collegemocktrial.org/>. Thank you in advance for your assistance with this competition!

## Volunteer Opportunities Provided Through BCBA PIE and ADR Committees

Attorneys are needed to assist in the three Mock Trial Programs that take place here in Boone County. These programs, from whence come our future lawyers, cannot exist without volunteer lawyers to be evaluators and judges. Contact **Norm Lampton** at [norm@normlamptonlaw.com](mailto:norm@normlamptonlaw.com) or **Sarah Read** at [sjr@readadr.com](mailto:sjr@readadr.com) for more information or to announce your availability.

The three programs are:

- 1) Missouri High School Mock Trial Competition- high school students actually try a civil or criminal case under mock conditions. The competition will take place on a Friday and Saturday at the Law School- February 21-22.
- 2) Missouri College Mock Trial Competition- college students try a civil or criminal case under Mock conditions. Dates tba.
- 3) Law School Board of Advocates. Law students advocating in cases of all types. CLE credit and food provided! Current dates as follows: Negotiation (October 1-3); Client Counseling (October 28-30); Mediation (January 25-26); 1L Moot Court (April 14-16, 21).

## BCBA Upcoming CLE Programs Announced

Mark Your Calendars! BCBA Vice President **Jennifer Bukowsky** has lined up the following programs so far for the upcoming fiscal year: February 12, 2014- State Auditor Tom Schweich; June 11, 2014- Missouri Supreme Court Chief Justice Mary Russell. Additional programs will be announced as they are lined up.

## Boone County E Filing to Begin February 3, 2014

E Filing will begin in Boone County on February 3, 2013. On that date, all attorneys will be required to file documents with the court electronically.

Attorneys who have not already done so are encouraged to go online and sign up for e Filing and to review information available from the judiciary's website (<http://www.courts.mo.gov/page.jsp?id=46542>) **Steve Scott**, the Boone County Bar member of the e Filing Implementation Committee, is coordinating several e Filing trainings for attorneys and staff. The first training will be held January 9, 2013, with Cathy Zacharias from OSCA (Office of State Courts Administrator). The time and location will be announced soon. Additional trainings will be held in January and the Boone County Bar will be alerted to specific dates, times and location as that information becomes available. The Boone County Courthouse staff is working hard to prepare for e Filing and held several kick-off events the week of Oct. 27, including staff training and other courthouse wide activities. The types of cases in which e Filing will be required is described in the attached document.

Attorneys should note that on January 1, 2014, judges in Boone County will begin utilizing e Bench and the clerk will no longer be creating any paper files. Several judges have picked dates in November to hold a "practice" e Bench docket. This will allow the judge and clerk to get some real life e Bench court experience.

The division and days scheduled so far include: November 6, Commissioner Miller, 9:00 a.m. docket November 18, Judge Sterner, 9:00 a.m. docket November 20, Judge Bryson, Criminal a.m. docket November 21, Judge Schneider, 9:00 a.m. docket November 21, Judge Crane, 9:00 a.m. Small Claims docket November 22, Judge Bryson, Civil and Traffic docket November 27, Judge Bradley, Criminal a.m. docket. The bar will be notified of additional dockets as they are scheduled.

The court appreciates the work of all members of the e Filing Implementation Committee and courthouse staff in making this transition. As the Bar representative of that committee, please email Steve Scott with questions or concerns that should be addressed by the committee.

## BCBA Members Invited to Sign-Up for 2013-14 Committees

Much of the work of the BCBA is performed by its committees. The BCBA committees provide a great opportunity for members to work with each other in their areas of interest and contribute to the growth of, and benefits offered by, the BCBA. The month of November is enrollment month for BCBA committees.

The current standing committees for the BCBA, with a list of last year's members, can be found on the website at <http://bocomobar.org/committees.htm>. The 2013-14 Committee Signup Form also can be found on the page. If you would like to participate on a committee, print off and complete the Committee Signup Form, and forward it to BCBA President **Russ Still**, at [rstill@harlan-still.com](mailto:rstill@harlan-still.com).

## Around the bar . . .

### UPCOMING EVENTS

**Thursday, November 14, 4:30 p.m.:** Mizzou Law School is showing in Hulston Hall a special movie screening of *The Hornet's Nest*, by Peabody and Emmy Award-Winning journalist Mike Boetcher and his son, Carlos Boetcher, who were embedded with U.S. forces fighting on the front lines in Afghanistan. A Q&A session with the filmmakers and a reception will follow the screening. Admission is free, but a ticket is required. To secure a ticket in advance, contact Robin Nichols at 882-6381 or [nicholsrkn@missouri.edu](mailto:nicholsrkn@missouri.edu). More information is available on the web at this link: <http://law.missouri.edu/faculty/symposium/hornets/>.

**Tuesday, November 19, 5:00 p.m.:** The Young Lawyers Committee will meet at Booche's, 110 S. 9<sup>th</sup> St. For more information contact **Sander Sowers** at 875-1991 or [sowers@learwerts.com](mailto:sowers@learwerts.com).

**Wednesday, December 4, 6 p.m.:** The Women Lawyers' Association of Mid-Missouri invites current and prospective WLAMM members to their Holiday Party at Elena Vega's home, 2815 North Oakland Gravel Road, Columbia. Elena's house is known as the Guitar Mansion and is a Late Victorian Italianate home built in 1859. Her home was added to the National Register of Historic Places in 1993. Members may pay their \$25 dues and we will be collecting donations for a Boone County and Cole County charity. Suggested donation is \$25 to be split between the two charities. Questions? Contact **Tamara Kopp** at [tamara.kopp@insurance.mo.gov](mailto:tamara.kopp@insurance.mo.gov).

## NEW MEMBERS

**James Ballard**, 708 Python Ct., Columbia, 65202, phone 417-844-6118, email [jmbfk6@mail.umkc.edu](mailto:jmbfk6@mail.umkc.edu). James is a 2013 University of Missouri-Kansas City School of Law graduate. He is interested in practicing estate planning and elder law. James and his wife, Erica, were married in May 2013, and recently moved to Columbia. Erica is a resident at the University Hospital where she's training to become an Ophthalmologist. James and Erica both enjoy walking the numerous trails in Columbia with their dog, Franklin, and going to the Ragtag Theater to watch independent films.

**Britt, Mihaela**, University of Missouri, International Center, N52 Memorial Union, Columbia, MO 65211, Phone 882-7099, Fax 882-3223, email [brittm@missouri.edu](mailto:brittm@missouri.edu).

**Jill Elsbury**, 401 Locust Street, Suite 401, Columbia, MO 65201, Phone 442-1660, Fax 874-8961, email [jelsbury@lawmissouri.com](mailto:jelsbury@lawmissouri.com). Jill Elsbury is a Boone County native from Centralia, Missouri. She received her bachelor's degree from the University of Missouri in Columbia where she majored in Business Administration. She also obtained her Juris Doctorate from the University of Missouri School of Law in Columbia, Missouri. There, she participated in the Mediation Clinic which allowed her to assist mediators in settling third-party claims before trial. During law school, Jill was also Rule 13 certified and interned at the Boone County Public Defender where she assisted in a highly publicized murder trial. Shortly thereafter she began an internship with Harper, Evans, Wade & Netemeyer. During her internship, Jill assisted Mr. Netemeyer with a six day jury trial in a wrongful death medical malpractice case. Upon graduation from law school, Jill accepted an associate position with Harper, Evans, Wade & Netemeyer and now focuses her practice in the areas of personal injury and criminal defense.

**Edward Kolkebeck**, 4904 Melissa Dr., Columbia, MO 65202, phone 708-845-0762, email [ekolkebeck@gmail.com](mailto:ekolkebeck@gmail.com). Edward graduated from St. Louis University Law School in May 2013. During law school, Edward worked for Mothers Against Drunk Driving, clerked at the 22nd Judicial Circuit Court of Missouri for Judge Lisa Van Amburg, interned at the National Labor Relations Board, and was a Rule 13 student at SLU's Legal Clinic. He currently is doing some pro bono work for Mid-Missouri Legal Services. He looks forward to his involvement with the Boone County Bar Association.

**Scott Snipkie**, Lawrence W. Ferguson & Associates, 903 Old Hwy 63N, Ste. C, Columbia, MO 65201, phone 817-2053, fax 874-5640, email [smsnipkie@socket.net](mailto:smsnipkie@socket.net), website [www.fergusonlawfirm.org](http://www.fergusonlawfirm.org).

**Andrew W. Withington**, Lawrence W. Ferguson & Associates, 903 Old Hwy 63N, Ste. C, Columbia, MO 65201, phone 817-2053, fax 874-5640, email [awithington@socket.net](mailto:awithington@socket.net), website [www.fergusonlawfirm.org](http://www.fergusonlawfirm.org).

## TRANSITIONS

**Earl Kraus** has been named the Missouri Deputy State Courts Administrator. His new contact information is OSCA, 2112 Industrial Drive, P.O. Box 104480, Jefferson City, MO 65110, phone 573-526-8887, email [earl.kraus@courts.mo.gov](mailto:earl.kraus@courts.mo.gov).

**Lori Hickerson** has moved to Texas. Her new contact information is phone 573-489-6003, email [loriLhickerson@aol.com](mailto:loriLhickerson@aol.com).

## OTHER NEWS

BCBA Member **Bill Swift** was awarded the 2013 Defender of Distinction Award by the Missouri Bar, after 23 years of work as a Missouri Public Defender specializing in capital post-conviction cases. Bill argues appeals on behalf of clients already convicted of a capital offense and sentenced to death. If you see Bill, be sure to pass on your Congratulations!

Barchet Law Office is moving and will have premier office space for rent beginning December 1, 2013. Located at 302 Campusview Dr. Suite 201, in a very nice, fully leased professional building. Up to 3 private offices, fantastic reception area, kitchen, storage and access to multiple conference rooms. The space can be rented fully furnished, if desired. Call 573-441-9000 or email [legal@barchetlaw.com](mailto:legal@barchetlaw.com) for more information.

**Rachael F. Kennedy**, president of the Missouri Association of Family and Conciliation Courts (MO-AFCC), announces that AFCC's biannual AFCC Regional Training Conference will be held in Kansas City, Missouri this year: "There's No Place Like Two Homes: The Complexities of Separation, Divorce and Co-parenting" at Westin Kansas City at Crown Center, Kansas City, Missouri, November 7-9, 2013. For more information, go to <http://www.afccnet.org/Portals/0/Conferences/Kansas%20City%20Flyer.pdf>.

The Boone County Associate Court's current list of conflicts to the regular docket schedule has been updated effective November 1, and can be found on the website at <http://www.bocomobar.org/docket.htm>.

About 82 members and guests attended the October 9 meeting and CLE program "*1L Black Letter Law: A review of the high points from Contracts, Civil Procedure, Property, and Constitutional Law*" at the next regular meeting, lunchtime at Bleu, on Wednesday, October 9. The program will be presented by Professors Thom Lambert, **Larry Dessem**, Dennis Crouch, and Josh Hawley.

## TREASURER'S REPORT BY CLARK JONES

<b>Account balance of as September 30, 2013</b>		<b>\$5,905.32</b>
<b>Receipts 10/1/13 to 10/31/13</b>		
10/13	Bar Dues Received	\$1,312.50
10/17	Bar Dues Received	\$45.00
<b>Total Receipts</b>		<b>\$1,357.50</b>
<b>Expenses 10/1/13 to 10/31/13</b>		
10/16	Bleu Restaurant	\$80.00
10/16	<b>Thad Taylor</b> , 3 <sup>rd</sup> Quarter Stipend for <i>Newsletter</i> Editor/Web Administrator services	\$750.00
10/16	HyVee [Picnic Expense]	\$725.14
10/16	Buckingham Smokehouse	\$250.00
10/16	University of Missouri Meat Sales	\$881.11
<b>Total Expenses</b>		<b>\$2,686.25</b>
<b>Account Balance as of October 31, 2013</b>		<b>\$4,576.57</b>

The Boone County Bar Association Newsletter is published monthly by the Boone County Bar Association, Inc. Beginning August 1, 2011, send items for publication to the Editor/Webmaster, **Thad Taylor**, 1121 Bus. 70 E, Ste. 2B, Columbia, MO 65201, phone 445-4755, fax 445-4756, email [thad@midwestelderlaw.com](mailto:thad@midwestelderlaw.com). Annual dues are \$50 and may be sent to the Treasurer, **Clark Jones**, 11 N. Seventh St., Columbia, MO 65201-4423, phone 449-2451. 2012-13 BCBA officers are: President, **Russ Still**, 515 Cherry St., Ste. 300, P.O. Box 933, Columbia, MO 65205-0933, phone 874-2402; Vice President, **Jennifer Bukowsky**, 810 E. Walnut, Columbia, MO 65201-4863; Secretary, **Marjorie Lewis**, 601 E. Broadway, Ste. 203, P.O. Box 1304, Columbia, MO 65205-1304, phone 442-3181; and Treasurer, **Clark Jones**, address above. Executive Committee members are the officers and **Steve Scott**, **Josh Oxenhandler** and **Wally Bley**. The BCBA web site is at [www.bocomobar.org](http://www.bocomobar.org).