

Prof. Trachtenberg to present CLE on Legal Ethics and the Coronavirus on May 13



In lieu of the regular May meeting, the BCBA will be offering an Ethics CLE via videoconference on Wednesday, May 13 from noon – 1 p.m. The BCBA will sponsor this virtual CLE, and the presentation will be free to all BCBA members. The session will be presented by MU School of Law professor Ben Trachtenberg.

Prof. Trachtenberg’s talk will cover ethical issues raised by the Coronavirus pandemic, including duties that lawyers have if they become ill, the duties of “diligence” and “competence” during an emergency, client communications during social distancing, and the perils and promise of remote work.

Professor Trachtenberg joined the University of Missouri School of Law faculty in 2010. He is a graduate of Yale University and received his J.D. from Columbia Law School. Prior to joining the MU Law faculty, Prof. Trachtenberg clerked at the United States Court of Appeals for the Second Circuit and was a litigator at Covington & Burling LLP assigned to white collar investigations and civil securities cases. While in practice, Professor Trachtenberg also handled pro bono representations in housing and employment law matters. He currently teaches Criminal Procedure, Evidence, Professional Responsibility, and Trial Practice.

Approval of 1.2 hours of Ethics CLE credit has been requested from the Missouri Bar. The virtual CLE will be hosted on the Zoom platform. To ensure capacity, **please RSVP by 5:00 p.m. on Tuesday, May 12** by emailing BCBA Vice President **Gretchen Yancey** at Gretchen.Y@carsoncoil.com.

The CLE will be in group call/screen sharing format, so if you call in to participate, please make sure to use the mute feature to minimize background noise during the presentation. Questions for Prof. Trachtenberg during the presentation can be asked through the chat function.

13th Circuit to host three CLEs on May 8

The Associate Circuit Judges and Commissioners of the 13th Circuit are hosting 3 CLEs on Friday, May 8. These CLEs will be on Zoom and will focus on how to appear for court over Zoom. One will be with judges from Boone County, one will be with judges from Callaway County, both focusing on criminal and civil dockets; and a third will focus on Family Law in both Boone and Callaway counties. The court is applying for CLE credit. Below is a schedule of these three programs:

Friday, May 8
Boone Judges – 10-10:50 a.m. (1 CLE)
Callaway Judges – 11-11:50 a.m. (1 CLE)
Family Law Judges and Commissioner – 12-12:30 p.m. (.6 CLE)

Attorneys are welcome to RSVP for any or all of the programs. There is no cost to register or attend. Each CLE will be limited to 20 participants. If more attorneys want to sign up, then additional time slots will be made likely later in the day on the 8th.

Examples of issues to be discussed:

- How will I know my case will be heard on Zoom versus in person?
- Breakout rooms (to discuss something privately with your client if they're in custody)
- How to handle witnesses and submit evidence.
- Best practices for using Zoom, including
 - Using headphones and a microphone to avoid echo.
 - Wearing appropriate attire.
 - Muting your line when your case is being addressed.
 - What to do if you need to leave for a minute.
 - How and when to use the "chat" option.
 - Expectations for your clients.

To RSVP, please email mary.epping@courts.mo.gov, indicating which Zoom CLE(s) you would like to attend, and any additional questions you want answered. The Zoom invite to the CLE will be sent out to those who RSVP on Thursday, May 7.

Practicing Law in the Age of COVID-19, part II

By way of continuing coverage for the historical record, April of 2020 presented ongoing challenges to Boone County lawyers as they continued to work through practicing law during a pandemic. Several orders from various authorities were issued impacting all BCBA members. A summary follows:

On April 3, 2020, **Mary Epping** provided updated information on the use of Zoom videoconferencing with the Boone and Callaway County jails for appearances and attorney-conferences.

On April 6, 2020, Governor Parson issued an executive order authorizing notarial acts to be performed remotely.

On April 13, 2020, Mary Epping provided an updated order regarding Court procedural changes in response to COVID-19 consolidating and extending the Court's prior orders.

On April 17, 2020, the Supreme Court of Missouri issued another supplemental order extending the suspension of most in-person proceedings until May 15, 2020.

On April 23, 2020, Stephanie Browning, Director of Public Health and Human Services for the City of Columbia issued revised orders affecting all areas of Boone County. These orders extended the stay-at-home period through May 3, 2020 but lessened the restrictions on retail nonessential businesses.

As things continue to evolve, the BCBA will continue to send near-contemporaneous email updates as new information impacting the practice of law in Boone County becomes available. The above orders, and those issued previously during the Covid-19 pandemic are available at boonecountybar.org.

Retired Judge Gary Oxenhandler joins in memorandum supporting absentee voting



Former Chief Justice of the Supreme Court of Missouri Michael Wolff has penned a memorandum of law regarding absentee voting based on the “confinement due to illness” clause in Mo. Rev. Stat. § 115.277. Former Boone County Circuit Judge **Gary Oxenhandler** has joined several other attorneys and retired judges from around the state in signing this memo and asked that it be shared with the Bar. A copy is posted on the BCBA website on the News tab with this story.

Around the bar . . .

Transitions

There are no transitions to report this month.

New Members



Rogers, Ehrhardt, Weber & Howard is pleased to announce that **Kayla Jackson-Williams** has joined the firm as an Associate Attorney. Kayla is a 2016 University of Missouri Law graduate, and previously served as a Public Defender here in Boone County. Kayla’s contact information is 302 Campusview Drive, Suite 204, Columbia, MO 65201; (573) 442-0131; kjacksonwilliams@rogersehrhardt.com.

April 2020 Treasurer’s Report by Daniel G. Beckett

Account balance of as of March 31, 2020	\$15,308.33
Receipts 3/31/20 to 4/30/20	
Bar Luncheon (prior month)	\$15.00
Bar Dues	\$787.50
Total Receipts	\$802.50
Expenses 3/31/20 to 4/30/20	
Total Expenses	\$0.00
Account Balance as of April 30, 2020	\$16,110.83

The Boone County Bar Association Newsletter is published monthly by the Boone County Bar Association, Inc. Send items for publication to the Editor/Webmaster, Lear Werts LLP, 103 Ripley Street, Columbia, MO 65201, telephone 573-875-1991, fax 573-279-0024, email bcbanews@learwerts.com. Annual dues are \$50 and may be sent to the Treasurer, **Dan Beckett**, BCBA, 705 E. Walnut, Columbia, MO 65201. 2020 BCBA officers are: President, **Randall Johnston**, 2800 Forum Blvd, Suite 3B, Columbia, MO 65203-5468, phone 573-442-8879; Vice President; **Gretchen Yancey**, Carson & Coil, P.C., 200 N. 9th St., Ste. A, Columbia, MO 65205-0584, phone 573-636-2177; Secretary, **Kirsten Dunham**, Mid-Missouri Legal Services, 1201 W. Broadway, Columbia, MO 65203, phone 573-442-0116; and Treasurer, **Dan Beckett**, address above. Executive Committee members are the officers and **Jill Jackson**, **Jeff Basinger**, and **Katie McMurtrey**. The BCBA website is at www.bocomobar.org.