

The SUMMATION

March 2022

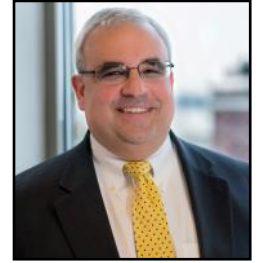
The Monthly Newsletter of the Evansville Bar Association

915 Main Street, Suite 108
Evansville, IN 47708

PRESIDENT'S MESSAGE

By: **Andy Ozele**

STRESS, BURNOUT AND JLAP



Lawyer burnout, mental and physical health, work/life balance and substance abuse are issues that face many people, including many members of our bar. I know that I wrote to you about lawyer burnout in the [August 2021 edition](#) of The Summation. Since that time, unfortunately, my perception is that mental health issues continue to be of concern for many of us. In particular, the American Bar Association points out that the pandemic left lawyer-moms feeling particularly burned out. <https://www.americanbar.org/groups/journal/articles/2021/how-pandemic-practice-left-lawyer-moms-facing-burnout/>.

Fortunately, there are places to turn for help. Locally, I know the Women in the Law Section seeks to provide support for issues such as these to its members. Of course, these issues can affect anyone, and we can all be better served by providing support to our colleagues that struggle with these issues. Ironically, although we are all pulled in many directions, getting more involved with your colleagues can help. We all face many of the same pressures, and are looking for similar solutions. I would encourage everyone to reconnect with their colleagues and sections.

Both locally and statewide, the Judges & Lawyers Assistance Program is also here to help. I will admit that when I hear "JLAP", the first thing that comes to my mind is their role in helping lawyers with substance abuse problems, and they do help in those situations. But substance abuse issues represent less than 25% of JLAP's calls. Over 60% of their calls are related to mental health and/or situational stressors. I would encourage everyone who struggles with any of these issues to at least take a look at what JLAP has to offer. Their website is at: <https://www.in.gov/courts/jlaphelps/>. They have materials in relation to mental health and wellness, coping with fall out of the pandemic, depression and more. You can also read about JLAP's obligation to preserve confidentiality and specifically take a look at Admission and Disciplinary Rule Section 9.

Although JLAP provides services in many areas, substance abuse remains a significant problem for lawyers. A recent study by a Yale law professor in the Journal of Empirical Studies that was featured by the ABA Journal concluded that lawyers' mental health generally is not worse than that of other professionals like doctors and dentists. That study appears here: https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3667322. Unfortunately, the study confirmed that problematic alcohol use among lawyers is higher than the general population. A caveat to the study is that it looked at pre-pandemic data. We know that lawyers were hit hard by the pandemic. If you are struggling, do please consider reaching out to JLAP or others. The Evansville Bar Association Lawyer Assistance Committee works closely with JLAP. That committee includes Michele Bryant, Becky Kasha, Chris Lenn, Teresa McKeethen, Toby Shaw, Judge Wayne Trockman, Keith Wallace, Magistrate Krista Weiberg, and Julie Moore Holtz. Please also consider re-engaging with your colleagues. By working together, we can improve the practice and life for all of us.

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(317) 833-0370

What JLAP can help with:

- Mindfulness resources
- Stress, anxiety, and depression
- Substance use and addiction
- Aging and cognitive decline
- Compassion fatigue and secondary trauma
- Caregiving, grief, and other situational stressors



WE NEED YOU ON THE EBA BOARD OF DIRECTORS!

The mission of the Evansville Bar Association is to enhance the practice of law, cultivate professional excellence, promote high ethical standards and uphold the honor of the profession.

The primary role of the EBA's Board of Directors is to set policy, oversee finances and determine the viability of programs and projects. To do this, a member of the Board of Directors is expected to:

- Attend Board meetings regularly and miss a Board meeting only for a very compelling reason.
- Attend with regularity EBA and Evansville Bar Foundation activities and social functions and positively consider donation or financial requests in keeping with personal capabilities.
- Promote the involvement of members of their firms/companies/agencies in EBA activities and functions.
- Serve as a "Board Liaison" to at least one committee, section or program, providing leadership, direction and communication for and between the Board of Directors and the relevant group.
- Conscientiously review written material presented to them in their capacity as members of the Board of Directors.
- Be active in the affairs of the Evansville Bar Association and diligent in the performance of all duties during the term of office.

Submit a letter of interest to the EBA Nominating Committee at julie@evvbar.org by **March 1, 2022**. Please include your name, number of years in practice, number of years as an EBA Member, principal areas of practice, participation in EBA activities, committees, and sections.

VLP News

By: Senior Judge Corcoran and Susan Vollmer

The Volunteer Lawyer Program serves clients in our area through a variety of staff and volunteer efforts all designed to maximize the availability of civil legal aid services. Most of these services are done in partnership with our friends at Indiana Legal Services or the Legal Aid Society of Evansville, often with pro bono volunteers. Through the operation of self-help clinics, such as our weekly clinics in Vanderburgh County, monthly clinics in Daviess, Pike, and Spencer Counties, or our annual participation in Homeless Connect, our staff does its best to come to members of the bar asking for full pro bono representation only in those matters that must have an attorney to ensure their case is completed correctly. As we return to more normal services after the oddities of the past two years, please consider accepting a referral when you see the case list this month. Thanks, as always.

***To volunteer for
a case awaiting
placement, contact
Scott Wylie at
vlpwylie@sigecom.net***



— Celebrate! — LAW DAY AND THE ANNUAL MEETING

FRIDAY, APRIL 22, 2022
5:15PM—COCKTAIL RECEPTION
6:00PM—PROGRAM
DINNER & ENTERTAINMENT

The Grand Ballroom at The DoubleTree
\$60 per person

RESPOND BY APRIL 12 BY CALLING (812) 463-3201 OR EMAIL AT EBA@EVVBAR.ORG



Heath Tuley
President

As some of you may know, the EBF is responsible for the oversight of the money donated for use by the Shepard Lecture Series. With our recently amended bylaws, the EBF's stewardship of these funds has been formalized, and adding to that legacy, Court of Appeals Senior Judge the Hon. Randall Shepard (formerly, Chief Justice) has made a generous donation to the Shepard Lecture Series. Thank you, Judge Shepard! The impact that such a gift can make cannot be understated. This will help the Shepard Lecture Series continue far into the future to help support continuing legal education and the discussion of law related topics both for practicing attorneys and for the public in general.

As previously mentioned, the EBF amended its bylaws recently to update and modernize them. It had been on our docket for some time as the last amendments were made in 2011. I want to extend special thanks to the Bylaw Committee for undertaking this project.

Lastly, despite the continuing pandemic, we raised an astounding \$20,110.00 from 89 separate donations in 2021 with an average donation of \$225.96. That is certainly the most that I have seen since joining the EBF several years ago, and I believe is the most in any single year ever. Thank you to everyone who helped make that possible!

To donate to the Foundation, mail a check to
915 Main Street, Suite 108, Evansville, 47708 or
go to <https://evvbar.org/foundation.aspx>
by clicking the DONATE button below.

Donate

LIBRARIAN'S CORNER: FAMILY LAW CLINIC, PRO SE CLINIC, AND HELP DESK

As you may remember, the law library hosts legal clinics operated by Pro Bono Indiana, Inc./Volunteer Lawyer Program of Southwestern Indiana. The Family Law Clinic meets on the first and third Thursday from 11:00 a.m. to 1:00 p.m. Participants must have an appointment in advance to attend the Family Law Clinic. The *Pro Se* Navigation Clinic meets on the second and fourth Thursday from 11:00 a.m. to 1:00 p.m. No appointment or referral is required to participate in this general clinic.

Since October 1, 2021, the William H. Miller Law Library has also provided space for a daily in-person help desk. Pro Bono attorneys staff this help desk from 8:00 to 9:00 a.m. each week day to assist self-represented litigants facing evictions, collection matters, support modifications, or other pandemic-related issues.

As always, I welcome your questions, comments, and suggestions. Please feel free to call me, Kathleen Weston, at (812) 435-5175 or send me an email (kweston@vanderburghgov.org).



Annual Campaign Donors*

Legacy of Leadership

Randall K. and Rebecca Craig Family Foundation, Inc.

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New Attorney (0-3 Years)

Jordan Buechler

Law Student

Heather Migdon

Paralegal

Jeana Goebel

Lauren Hawes

Michelle Motta

Friends of the Foundation

Julie Moore Holtz

Kathleen Weston

* 2022 Campaign donations received November 1, 2021-February 28, 2022

You can find an up-to-date listing of CLE on the EBA website at evvbar.org

Registration and pre-payment are required by phone at (812) 463-3201, email at Ashley@evvbar.org or online at evvbar.org.

Registrations received less than 24 hours prior to the start of the course cannot be guaranteed. Registrations received two hours prior to start of course will be charged an additional \$5.

Credit will not be reported to the Indiana Supreme Court Commission on Continuing Legal Education (CLE Commission) until payment for the course has been received in full.

THE VIEW FROM THE OTHER SIDE: PRACTICAL DRAFTING ADVICE FROM AN ESTATE ATTORNEY TURNED TRUST OFFICER

1 CLE

WEDNESDAY, MARCH 2
NOON
EBA OFFICE OR VIDEO CONFERENCE*

DAVID HARRIS, FIFTH THIRD BANK

PEG Section Member \$25
Member \$30
Non-member \$50

To register call (812) 463-3201, email ashley@evvbar.org or go to evvbar.org to register online.

*Please indicate at time of registration.

BANKRUPTCY AND DIVORCE: WHAT EVERY FAMILY LAW PRACTITIONER SHOULD KNOW

1 CLE

TUESDAY, MARCH 15
NOON
EBA OFFICE OR VIDEO CONFERENCE*

KEVIN KINKADE, KINKADE & ASSOCIATES

Family Law Section Member \$25
Member \$30
Non-member \$50

To register call (812) 463-3201, email ashley@evvbar.org or go to evvbar.org to register online.

*Please indicate at time of registration.



EBA REPLAYS MARCH

Monday, March 7

12:00pm—How To Write Ethically (1 CLE/1 Ethics)

1:30-3:30pm—The Write Stuff: Tips On Writing Letters, Briefs, Digital Pleadings and Proposed Orders (2 CLE/1 Ethics)

Monday, March 14

9:00am—The Intersection of Legal Services and Legal Justice Issues (1 CLE/1 Ethics)

10:30am—Your Client Is Mentally Ill...Now What? (1 CLE)

12:00pm—Saving Your Ass(ets): Common Asset Protection Errors and Medicaid Application Mistakes (1 CLE)

Monday, March 21

12:00pm—Family Law: Mediating In High Conflict Cases (1 CLE/1 CME)

1:30pm—Consumer Bankruptcy Series: Lawyer, No Lawyer (1 CLE)

3:00pm—The Ethics of Dual Representation (1 CLE/1 Ethics)

Monday, March 28

9:00am—1031 Exchanges: Legal and Practical Considerations (1 CLE)

10:30am—Your Law Practice and Social Media: The How To (1 CLE)

12:00pm—The Lawyer Well-Being Movement: Is There Really Such A Thing? (1 CLE/1 Ethics)

EBA Office of Video Conference*

All courses are one hour, unless noted.

EBA Member \$30/hr or Non-member \$50/hr,

[REGISTER HERE](#)

*Please indicate at time of registration.

The Diversity Committee
and Women In Law Section
present...



Solutions for Gender Inequality

Keynote Speaker:

The Honorable Justice Steven David

Friday, May 6, 2022

City View at Sterling Square

12:00-4:30pm

Doors open at 11:30am—Lunch served at Noon

3 CLE/3 Ethics

Member \$110

Non-member \$170

To register call (812) 463-3201, email ashley@evvbar.org or go to evvbar.org to register online.

WHO'S DOING WHAT?



Congratulations to **Jillian Reed** who was elected Partner at Stoll Keenon Ogden at a recent meeting of the partners.

Seth Zirkle of Kahn, Dees, Donovan & Kahn has been appointed to the Indiana Advisory Committee of the United States Commission on Civil Rights.



We want to know WHO'S DOING WHAT!

Email news, updates and photos of professional achievements about you, your firm or other EBA Members to julie@evvbar.org by the 20th of each month to be included in the next Summation.

NOTE: Due to space constraints not all submissions will be included.

EMPLOYMENT OPPORTUNITIES

For more information, go to evvbar.org, click the **MEMBERS** tab.

Department of Child Services (DCS) is seeking attorneys for our multi-attorney Knox County Office; apply and see how DCS is growing and changing!

Gonterman & Meyer Law is growing. We are seeking an experienced full or part-time legal assistant or paralegal with knowledge in Estates, Medicaid, or Creditors' Rights.

Gonterman & Meyer Law is growing. We are seeking a lawyer with 1 or 2 years of general legal experience.

Kahn, Dees, Donovan & Kahn, LLP, a regional, full-service law firm located in Evansville, Indiana with 30 attorneys, seeks to hire an associate attorney with 0 to 3 years of private practice experience in employment law and/or litigation.

The Law Offices of Steven K. Deig, LLC is seeking a trial attorney primarily in the area of domestic relations.

The Law Offices of Steven K. Deig LLC is seeking a qualified applicant to fill the position of Legal Assistant.

The Vanderburgh County Public Defender Agency in Evansville, Indiana has an immediate opening for a full-time attorney to handle cases referred to the office by the Vanderburgh Circuit and Superior Courts.



Bar Updates:

Welcome attorney member Jon Schaefer. Please make the following additions and updates to your contacts:

Nathan Bishop Rhoads & Rhoads

115 E. Second Street, Suite 100
Owensboro, Kentucky 42302
(270) 683-4600
nathan@rhoadsandrhoads.com

Meagan Brien, VP-Gen. Counsel United Companies

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(812) 485-3502
Meagan.Brien@unitedevv.com

Jon Schaefer Vanderburgh Co. PD Agency

1 NW MLK Jr. Blvd., Room 202
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jschaefer@vanderburghgov.org

Seth Zirkle, Partner Kahn Dees Donovan & Kahn

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(812) 423-3183
szirkle@kddk.com



Fox & Lutz

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Evansville, Indiana 47713
(812) 253-0259



Julianne Fox
Matthew Lutz

jf@foxandlutz.com
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EBA Members qualify for a permanent 10% discount

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WE ARE THE EBA



David Jones, Jones • Wallace, Founding Partner

45 years in practice in civil litigation and government

Why did you become a lawyer? To make a difference.

What is the most valuable asset the EBA has to Offer? Why? The culture of its members fosters collegiality.

What are three (3) fun or interesting facts about you that people may not know? I was at Woodstock. I resigned my commission at merchant Marine Academy to enlist as a private in the Marine Corps and volunteer for Vietnam. I attended Lincoln University, Pennsylvania from 1968-70-one of the oldest black colleges. As attorney for the Health Department during the pandemic my nickname was "John Wick."

What are your hobbies? Bass fishing, baseball, military history, college basketball.

What always makes you laugh? My wife, Lauren with our puppy

What song would you sing at Karaoke night? Marine Corps Hymn

What celebrity would you like most to meet for a cup of coffee? Clint Eastwood

What's your favorite item in your office and why? The pistol my Great Uncle Gus Carr carried in the calvary chasing Pancho Villa in Mexico.

If you could share a meal with four individuals, living or dead, who would they be? Gen. James Mattis, Tommy Lee Jones, Winston Churchill, and Mick Jagger.

What is something on your bucket list you've completed? Venice, Italy; Go back to Venice.

Who inspires you? My Grandfather.

If you could not work for 1 year, what would you do? Fish top bass lakes in U.S.



Jon. A Schaefer, Vanderburgh County Public Defender Agency

12 years in criminal defense

Why did you become an attorney? The line to be an engineer was too long.

Why is it important to be a member of the EBA? Because there is so much history and tradition steeped in the law. It is important to be part of a group that can pass it down to younger attorneys in the hopes that they carry it on too.

What is the most valuable asset the EBA has to offer? The practice of law is isolating sometimes. Being a member of a group that can get together for softball, trivia night, etc. and not have to talk law is a welcome respite.

What's the best piece of advice you've ever been given? Protect your reputation at all cost.

How would your friends describe you? Loyal, soft-spoken, hates loud noises (unless it is music)

What always makes you laugh? Dark, dry humor.

What song would you sing at Karaoke night? Rose Tattoo by the Dropkick Murphys.

What was your first job? Dishwasher at Haub's Steakhouse.

What is your favorite movie? Jaws.

If you could only eat one meal for the rest of your life, what would it be? Lobster.

If you could live anywhere, where would that be? Nantucket.

What is one thing you will never do again? Eat pecans.



Kathleen Weston, Law Librarian and Pro Se Coordinator

4.5 years at the William H. Miller Law Library

Why did you decide the Law Librarian position was for you? The position of law librarian and pro se coordinator seemed like a great opportunity for me to work once again with lawyers and library patrons in areas where I am passionate: access to justice, books, and research.

What are your hobbies? Reading, riding my bicycle, and walking.

What's the best piece of advice you've ever been given? Virginia Woolf wrote, "A self that goes on changing is a self that goes on living."

What always makes you laugh? My little black kitten when she found an open paper bag!

What is your favorite movie? It Happened One Night.

If you could live anywhere, where would that be? If money is no object, I would live in London, England.

What's your favorite item in your office and why? The coffee mug holding my pens; it reminds me of my second home town.

What is one thing you will never do again? Read Ulysses by James Joyce!

If you could brush up on a skill or work on a new one, what would it be? Playing the piano.

If you were to describe yourself by a music genre, what would you be and why? Classical – it's the only music I really know and it's been a part of my life for as long as I can remember.

What is something on your bucket list you've completed? What do you still want to do? I spent seven days exploring the city of Rome, Italy in November 2021. I hope to travel to Florence, Italy someday and do the same.

Who inspires you? Jane Austen's novels continue to inspire me. They have taught me about friendship, love, and what really matters.

MARCH 2022 CALENDAR

- 03/01 **EBA Board of Directors Nominations Due**
EBA Family Law Section Meeting—Noon, EBA Office or Video Conference
- 03/02 **CLE—The View from the Other Side: Practical Drafting Advice from an Estate Planning Attorney Turned Trust Office** (1 CLE) - Noon, EBA Office or Video Conference—REGISTER
- 03/03 **EBA Employment Law Section Meeting**—Noon, EBA Office or Video Conference
Talk to a Lawyer—4:30-6:00pm, EBA Office
- 03/07 **EBA Initiatives Taskforce Meeting**—11:00am, EBA Office or Video Conference
EBA CLE Committee Meeting—Noon, EBA Office or Video Conference
- 03/08 **EBA Paralegal Section Meeting**—Noon, EBA Office or Video Conference
- 03/10 **EBA Board of Directors Meeting**—11:45am lunch with meeting at Noon, EBA Office or Video Conference
- 03/15 **Talk To A Lawyer**—11:30am-1:00pm, EBA Office
CLE—Bankruptcy and Divorce: What Every Family Law Practitioner Should Know (1 CLE) - Noon, EBA Office or Video Conference—REGISTER
- 03/17 **EBF Young Lawyer Section March Madness**—5:00pm, Myriad Brewing Co. Downtown
- 03/23 **EBA CLE Committee Meeting**—Noon, EBA Office or Video Conference
- 03/24 **EBA Women In Law Section Meeting**—Noon, EBA Office or Video Conference
- 03/31 **EBA Young Lawyer Lunch & Learn** - Lunch served at 11:45am, L&L at Noon, EBA Office

SAVE-THE-DATE

Unraveling Parity: Solutions for Gender Inequality with guest speaker Justice Steven David of the Indiana Supreme Court (3 CLE/3 Ethics) - Friday, May 6, Doors open at 11:30am, Lunch at Noon, City View by Sterling Square—[REGISTER](#)—Sponsorships available! Contact Julie@evvbar.org for more information.

Trivia Night—Thursday, October 13, Doors open at 5:30pm with trivia at 6:00pm



ZIEMER STAYMAN
WEITZEL SHOULDERS LLP

ATTORNEYS AT LAW



Allyson Breeden

Ziemer Stayman Weitzel & Shoulders LLP proudly announces that Allyson Breeden is joining Jim Casey on the ZSWS mediation team.

Allyson is a registered domestic relations mediator. She has considerable experience in contested family law matters including child custody, child support, division of assets, guardianships, and adoptions in Vanderburgh County and surrounding counties. She looks forward to assisting families and individuals to solve complicated family matters. Jim serves as a registered mediator in civil litigation matters pending in State and Federal courts throughout Southwestern Indiana in cases involving personal injury, contract disputes, tort claims, employment discrimination/non-compete litigation, construction disputes, eminent domain, medical malpractice, family law and other disputes.



Jim Casey