

The SUMMATION

September 2022

The Monthly Newsletter of the Evansville Bar Association

915 Main Street, Suite 108
Evansville, IN 47708

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PRESIDENT'S MESSAGE

By: **Joe Langerak**

LADIES AND GENTLEMEN OF THE JURY



This week on Wednesday at 6:56 pm, I received a call on my cell phone. "We have a verdict," the bailiff said. As adrenaline started to flow, we gathered our client group and alerted the out of state attorneys that had been monitoring the trial remotely through the court live feed. We walked hurriedly from the Indianapolis Sheraton, where we had lived for nearly a week, to the Birch Bayh Federal Building and into the after-hours basement entrance. Chief Judge Pratt's Law Clerk was waiting for us so we moved through security with ease as we made our way to the Judge's third floor courtroom.

It was a commercial case where the jurors from all over central Indiana must have had difficulty staying focused on the contract provisions and written communications included in the hundreds of exhibits entered into evidence. Trial teams on both sides had worked years on the case, and aside from the traditional moving parts of trial like openings, closings, witnesses, and the like, there were also some more interesting trial events typically reserved for pretrial practice, like *voir diring* witnesses before testifying, motions to exclude, proffers, three Rule 50 motions, along with more bench conferences than I care to admit. But, it had all come down to this.

Judge Pratt took the bench, called things to order, and summoned the jury to the courtroom. The juror we suspected would be foreperson was carrying the folder. When asked, he announced the jury had a reached a verdict and handed the bailiff the special verdict form. I held my pen, and stared at my verdict form, ready to follow along. I sat stoic, trying to tell myself the outcome did not matter because we were likely appealing other issues in the case to the 7th Circuit anyway. But, it mattered. I invested a great deal of time and I had grown fond of my client's team. But more importantly, it really mattered for my client and it's business and the precedent this case could set. Then, Judge Pratt started to read.... However, that's for another day.



Come see for yourself. One of the most popular CLEs the EBA has ever put on was a jury trial simulation that has been replayed to the point the DVD is no longer salvageable so we are redoing this little cookie with some added nuggets of wisdom in it! The Federal Jury Trial Simulation (6 CLE), including live stream of jury deliberations, will be held at the Winfield K. Denton Federal Building in the Courtroom on Wednesday, September 28. Join us for the live

mock trial with **Judge Richard Young** presiding, **Jean Blanton**, **Mark Abell**, **Cliff Whitehead**, and **Olivia Robinson** trying the case. Doors open at 7:30am with the trial beginning at 8:00am. Light breakfast and lunch will be provided! We hope to see you there.

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

SHEPARD LECTURE SERIES
THE EVANSVILLE BAR ASSOCIATION AND FOUNDATION
PRESENT

No cost to attend; Open to the public.

**An Evening with the
Appellate Judges**

Tuesday, September 20, 2022
Old Courthouse
Randall T. Shepard Courtroom
Doors open at 5:00pm
Presentation at 5:30pm
Reception to follow



Hon. Melissa S. May

Hon. Elaine Brown

Sr. Judge
Randall T. Shepard

Hon. Leanna K.
Weissmann

VLP News

By: Senior Judge Corcoran and Susan Vollmer

As you may have heard, our courts continue to deal with a high number of landlord/tenant and utility collection matters due to the end of pandemic-relation rental assistance support. Thanks to all of our volunteers who have continued to assist area residents through our Talk to a Lawyer Hotline, our help desk at the Small Claims Court, and by serving at our weekly clinics at the Law Library. All of these efforts help reduce the burden on Indiana Legal Services and the Legal Aid Society by providing a place for individuals with simpler matters to get the help they need. VLP's number one need, however, remains those applicants who really need an attorney – especially in eviction matters. So, by taking a case, our staff and other volunteers can continue to devote time to other services like the Court's help desk. If you can take a case or would like to otherwise volunteer, please contact Scott Wylie at vlpwylie@sigecom.net or call him at (812) 402-6303.

Spotlight on Equity and Access

The Office of Judicial Administration for Indiana offers a variety of resources and training on topics concerning diversity, equity and inclusion.

Learn more about these resources here:

<https://www.in.gov/courts/admin/diversity>

EBA
EVANSVILLE BAR ASSOCIATION

▶ ▶ ▶ ▶ Paralegal Section
**EVENING AT
ENTWINED**
303 Main Street

Thursday, September 8
Stop by anytime 5:00-7:00pm



Jimmy Gentry
President

The generous donations from individuals like you, your firms, and legal organizations when combined with successful investment allocation allowed the Evansville Bar Foundation ("EBF") to fund grant applications for the 2022 campaign year in the amount of **\$31,737.45**. The EBF received a total of eleven grant applications this year. Of those eleven, nine grant requests were fully funded with the tenth being funded at 89%. The eleventh applicant, which is a wonderful community partner, applied for funding for a program that did not fit squarely within the EBF's grant criteria. This near miss has prompted the EBF and its grants committee to review and consider the application criteria to determine if the EBF can better serve our community by being more inclusive in the grant requirements. Doing so will hopefully enable more community organizations to qualify for grant monies to fund programs that promote a public understanding and awareness of the law, support an improved delivery of legal services to the community as a whole, promote activities to enhance the performance of attorney professionalism and ethical responsibilities, or advance the administration of justice. Thus, for the 2023 campaign year, I hope a revised grant criterion will allow more community organizations to qualify for funding so the legal needs of our community as a whole can be better served. If you or an organization that you participate or are involved have any questions about the potentially revised criteria, please contact me to discuss. In the meantime, please consider donating to the EBF.

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: WESTLAW + PRACTICAL LAW

Since 2019, the law library has offered patrons access to Westlaw + Practical Law as its online legal resource. That means law library users not only have access to statutes and legislation but also access to secondary sources such as *Corpus Juris Secundum*, *American Jurisprudence (Am Jur)*, *Am Jur Proof of Facts*, and *Am Jur Trials* along with federal and state agency materials, directories, administrative code, and KeyCite.

Practical Law provides legal know-how written by experienced practitioners to give library patrons a better starting point, including practice notes, plain-language discussions of the law as it stands today, and checklists. Please remember that online services are only available in the law library, supplementing the extensive printed materials. There is no cost to search, though printouts will be charged at current photocopy rates.

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).

In September, Evansville Bar Foundation board members will present a check to each of the following organizations:

- ◆ **Big Brothers Big Sisters—Bigs with Badges program—\$5,000**
- ◆ **EBA Access to Justice—Trivia Night—\$1,000**
- ◆ **Holly's House—Advocacy and Education for Victims of Intimate Abuse—\$2,500**
- ◆ **Ivy Tech Foundation—Paralegal Professional of the Future program—\$5,000**
- ◆ **The Parenting Time Center—Giving Justice to Children by Reducing Parent Conflict—\$3,000**
- ◆ **Vanderburgh County CASA—\$2,000**
- ◆ **Vanderburgh Law Library Foundation—Pro Se Navigation Project—\$2,500**
- ◆ **VOICES—Viewpoint and Community Viewpoint—\$1,645.93**
- ◆ **Volunteer Lawyer Program—Talk to a Lawyer Hotline—\$3,591.52**
- ◆ **Youth Resources—Teen Court—\$5,500**

Hosted by the EBA Access to Justice Committee

Trivia
Night **LIVE!**

Thursday, October 13

The Ballroom at Sauced

Doors open @ 5:30pm

Trivia @ 6:00pm

*\$500 cash prize
for 1st place team*

Jeans of 8

\$30 per person at the door

\$25 per person in advance

**Call (812) 463-3201, email julie@evvbar.org or
online at <https://bit.ly/TriviaNightLive2022>**

All proceeds are split equally between Legal Aid Society of Evansville and Volunteer Lawyer Program!

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.

Have you ever wanted to be a fly on the wall during a jury deliberation?
Ever wish you could improve your trial techniques? *Here's your chance for both!*

Federal Jury Trial Simulation

Including live stream jury deliberations
6 CLE

Wednesday, September 28

8:00am-5:00pm

Federal Courtroom, Winfield K. Denton Federal Building

Light breakfast and lunch provided

EBA Member \$200

Non-member \$240

Join us for this live mock trial with
Judge Richard Young presiding and
Jean Blanton, Mark Abell, Cliff Whitehead,
and *Olivia Robinson* trying the case.

Registration deadline Friday, September 23; LIMITED SEATING

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

SAVVY SOCIAL SECURITY PLANNING: SS CLAIMING STRATEGIES

1 CLE

WEDNESDAY, OCTOBER 12

NOON

EBA OFFICE

MATTHEW KELLY, LIFETIME FINANCIAL GROWTH

Member \$30

Non-member \$50

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



Family Law

Update 2022

6 CLE/1 CME



Friday
October 28
Time
8:25am

To register:

- call (812) 463-3201
- email ashley@evvbar.org
- go to evvbar.org

Light breakfast
and lunch will be
provided

Section Member \$170
EBA Member \$200
Non-member \$320

An Immigration Series:

Don't Get Lost In Translation

Tuesday, October 11

Working with Non-English Speaking Clients
and Court Interpreters

Laura Tomes, Language Access Coordinator,
Vanderburgh Superior Court

Wednesday, October 19

I Want To Immigrate to Evansville. HELP!
What To Do When You Get The Call*

Wednesday, November 16

What the Family Law Practitioner Should Know
About Immigration and Representing Non-Citizens
in Family Court*

Wednesday, December 21

What the Employment Law Practitioner Should Know
About Immigration and Representing
Employers of Non-Citizens*

*David Guarrettaz, Ziemer Stayman Weitzel & Shoulders

All courses will be held at the
EBA Office at Noon

EBA Member \$30/course
Non-Member \$50/course

TO REGISTER

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

33rd Annual EBA Estate & Business Planning Institute

Friday, November 4, 2022

Check in begins at 8:00am

*DoubleTree in Downtown Evansville
or Live Webcast!**

All speakers will present live at the DoubleTree

EBA Member \$295
Non-Member \$345

To register, call (812) 463-3201 or
email Ashley@evvbar.org.

*Please indicate at time of registration.

ANNUAL HOT TOPICS

3 CLE (PENDING)

Always fast; always fun!

FRIDAY, DECEMBER 9

8:30AM (Check-in begins at 8:00AM)

Light Breakfast
EBA Office

EBA Members \$100
Non-Members \$150

TO REGISTER

Call (812) 463-3201 or email
Ashley@evvbar.org.

WE ARE THE EBA



Jamie Dameron, Farmer Scott Ozete Robinson & Schmitt

18 years of practice focused on assisting businesses of all types and sizes with environmental laws. **Why did you become an attorney?** Prior to becoming an attorney, I worked as environmental consulting geologist with business clients and often teamed with experienced counsel. The interesting work of those attorneys and their encouragement, along with support from my spouse, inspired me to consider law school.

What are your hobbies? We travel to explore natural areas such as public lands and national parks, often in the Southwest. I also spend time at our favorite places closer to home including Scales Lake, Wesselman Woods, O'Bannon Woods, Brown County, and the Hoosier National Forest. I enjoy reading biographies of women leaders, historical fiction and non-fiction focused on cultural relationships with nature.

What's the best piece of advice you've ever been given? Pause before you speak.

What always makes you laugh? Our welcome-to-the-teen-years children continue to teach me about parenting and this involves much laughing at myself and laughing with them.

What celebrity would you like most to meet for a cup of coffee? New Zealand's Prime Minister Jacinda Arden.

If you could only eat one meal for the rest of your life, what would it be? Dad's Easter ham, fried green tomatoes, any Indiana sweet corn from south of I-70, roasted Hatch green chile on a hamburger, Texas style brisket (preferably smoked by spouse or from Louie Mueller's), Midwest garden tomatoes and Grandma's pickles that we had at the dinner table over winter. That meal for the rest of my life would probably mean a shortened life. For a healthy option I'd probably select Three Sisters Stew (corn, beans, squash) which provides complete protein and is especially good with hatch chile.



Hannah Dill, Stoll Keenon Ogden

Six years of practice (11 months with the Bamberger Firm, the balance with Stoll Keenon Ogden PLLC) in Estate Planning and Administration.

Why did you become an attorney? In undergrad, I was on the fence between pursuing law school and business school. I ultimately choose law school and was attracted to the idea of using the law as a tool to help prevent problems.

What is the most valuable asset the EBA has to offer? Why? The most valuable asset of the EBA has to offer is the camaraderie between its members. As a young attorney who moved to Evansville without knowing anyone, the opportunity to meet attorneys across all areas of practice on a personal level was invaluable to the development of my practice.

What always makes you laugh? Seinfeld, I cannot tell you how many times I have watched the series, but it always makes me laugh.

What was your first job? Washing dishes and cleaning the club house at the golf-club in my neighborhood. At 14 this job helped be develop a hard work ethic and a sense of pride in a job well done, plus it came with free golf.

How many pairs for shoes do you own? Too many to recall from memory, if I had to estimate, somewhere between 80 and 100.

If you could only eat one meal for the rest of your life, what would it be? Without a doubt, pizza.

What's your favorite item in your office and why? A ceramic robin given to me from my brother shortly after my grandfather, Jigsy, passed at age 94. Jigsy always had a ceramic robin on the end table next to his chair. The robin given to me by my brother is by the same local artist who crafted the one owned by Jigsy.

If you could brush up on a skill or work on a new one, what would it be? I am always trying to improve my golf game.



Joe Langerak, Stoll Keenon Ogden

17 years, Commercial disputes and outside in-house counsel services.

Why did you become an attorney? I wanted a career where I could impact someone or something, and found law fascinating.

Why is it important to be a member of the EBA? EBA membership fosters fellowship among lawyers, furthers the requirement to stay abreast on legal developments, and provides opportunity to enhance our profession on a local level.

What is the most valuable asset the EBA has to offer? Why? Engagement with members.

What are three (3) fun or interesting facts about you that people may not know? All three of my boys are color blind, I lose much of my vision temporarily a few times a year due to ocular migraines, and I was on MTV's Total Request Live.

What's the best piece of advice you've ever been given? Be kind, no crinkles .

What always makes you laugh? Charlie Day.

What was your first job? Grocery bagger.

Tell me a bit about your immediate family. My Julia and I have four kids and it's a circus.

How many pairs for shoes do you own? I love Air Max 90s and have over 10 pairs in rotation.

If you could only eat one meal for the rest of your life, what would it be? John's of Bleecker Street pizza.

If you could live anywhere, where would that be? Leelanua Peninsula area of Michigan.

What's your favorite item in your office and why? My couch. Naps.

When you're not working, what are you most likely to be doing? Worrying about work.

WE ARE THE EBA



Kelly Lonnberg, Stoll Keenon Ogden

34 years, mediation and family law

Why did you become an attorney? Psychology and Political Science degrees did not require physics to graduate, and my first major (Computer Science) did. It was not a well thought out plan.

Why is it important to be a member of the EBA? Investing time to get to know your fellow lawyers makes the practice of law more collegial, and more fun.

What are three (3) fun or interesting facts about you that people may not know? I listen to geography, history and science podcasts. My family regularly talks in cat voices. I sing loudly in the car when I'm by myself (to music, not podcasts).

What are your hobbies? Watching movies, travel, hiking National Parks, thinking about taking painting

lessons again.

What's the best piece of advice you've ever been given? It takes 10 years to really "get good" as a lawyer. I was about 5 years in at the time and thought that was crazy, but now I think it's probably right.

What always makes you laugh? 30 Rock, my husband (maybe not always, but usually)

What was your first job? Receptionist at a shoe repair shop in a Woodfield Mall in the Chicago Suburbs.

What's your favorite family tradition? New Year's Day movie marathon. It started with watching all three Lord of the Rings movies, extended versions. We burnt out a DVD player in the middle and had to take a break to buy a new one. We have moved on to other compilations, always with a theme (Cohen Brothers movies, gangster movies). At some point I know the kids will move on and it will just be and Tom, watching 6-10 hours of movies. That sounds a little sad, doesn't it?

How many pairs for shoes do you own? My children would tell you 200, but I feel sure it is less than 100. Maybe not a lot less.



Jennifer Nance, Paralegal, Farmer Scott Ozete Robinson & Schmitt

I have been a paralegal with FSO from its foundation in April 2017. Before that I was a paralegal with Bamberger, Foreman, Oswald & Hahn, LLP for 27 years working primarily in the practice areas of banking, corporate, and related litigation. I worked in one other Evansville firm for 5 years prior to that.

Why did you become a paralegal? A female attorney came to my high school for career day and gave a presentation on the practice of law. I asked if there were any other fields in the legal profession and she told me about an "up and coming" new profession called paralegal. Besides, I wanted to be like Della Street.

What are three (3) fun or interesting facts about you that people may not know? A friend and I

choreographed the dance routine for the pom-pom squad my senior year in high school; I cut hair for family members; I have never travelled abroad.

What was your first job? Baby-sitting (of course) then when I was old enough (and for only one summer) I worked for a local grain company de-tasseling corn. After that summer I couldn't eat corn for years.

What is your favorite movie? Too many to pick a favorite but I do love Marvel & DC superhero movies.

What celebrity would you like most to meet for a cup of coffee? Anyone who stars as a superhero in the aforesaid Marvel or DC movies (couldn't resist) □

If you could only eat one meal for the rest of your life, what would it be? My mom's pot roast. Great comfort food and since she has passed on no one in the family can quite get it right.

If you were to describe yourself by a music genre, what would you be and why? Not just one genre – some old school R&B (think Motown) and toss in new country. Great stories to tell.



Laura Scott, Farmer Scott Ozete Robinson & Schmitt

27 years, Business and Banking

Why did you become an attorney? I originally wanted to get my law degree and work for the Legislative Services Agency. The idea of crafting legislation sounded so exciting! Then I got to law school and found that there were lots of other options.

Why is it important to be a member of the EBA? The ability to connect with other local attorneys, judges and paralegals. One of the reasons that I enjoy the practice of law so much is the collegiality of our local bar.

What are three (3) fun or interesting facts about you that people may not know? 1) Susan Vollmer and I met when we were 12 years old, dancing in a pre-professional ballet company. 2) My brother is a screenwriter who once wrote an episode of a Hallmark Channel mystery show where the lawyer was the murderer. (C'mon, man!) 3) I have been to Disney World more than 40 times!

What song would you sing at Karaoke? At my house – Part of Your World (The Little Mermaid). In public – Hit Me With Your Best Shot.

What was your first job? Ballet teacher for pre-schoolers.

Tell me a bit about your immediate family. I'm married to Marc. He's a stay at home Dad, freelance videographer and volunteer for Arc of Evansville's Really Big Show. I have 2 sons – Zack, a Senior Theatre Major at Millikin University and Parker, a Freshman at Signature School.

What's your favorite family tradition? Having a ridiculous party just for our family complete with themed hors d'ouvres, party gifts and contests to celebrate various TV events (Academy Awards, Shark Week, TV premieres)

What's your favorite item in your office? Copies of the books that my father has written or illustrated. I am in awe of his talents!

If you could brush up on a skill or work on a new one, what would it be? Tap Dancing!

EBA
Board of Directors

WHO'S DOING WHAT?

CONGRATULATIONS TO...

...**Lindsay Charles** who has been recognized as one of the Junior League of Evansville 2022 Top 20 Women in Business.



In August, EBA Paralegal Section members collected and donated school supplies to be delivered to a low-income/priority school within EVSC. Pictured above with the haul of school supplies are Caze School Principal Joe Schlosser with section Chair **Kelsey Stroud** and co-chair **Jessica Sisk**. Thank you to everyone that donated!

Best Lawyers

Have you or been recognized in the 2023 edition of Best Lawyers?

Please let us know at julie@evvbar.org

Memorial Service

A memorial service for

Michael Keating

will be held

Friday, September 23 at Noon
at the Old Courthouse
Randall T. Shepard Courtroom

A memorial service is held to honor an Evansville Bar Association member who has died. This is said to be one of the most important and special events we hold as a Bar.



Bar Updates:

Welcome new members **Aaron Allen**, **Alex Beeman**, **Max Happe**, **Buddy Lobermann**, and **Eric Tempel**. Please make the following additions and updates to your contacts:

Melissa Alexander Woods & Woods

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(812) 426-7200
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Aaron Allen ZSWS

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Brent Weil, Retired

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bweil@k-glaw.com

Kightlinger & Gray
915 Main Street, Suite 409
Evansville, Indiana 47708
William Hussmann
Susan Longest, Paralegal

O: (812) 474-4400
F: (812) 474-4414

whussmann@k-glaw.com
slongest@k-glaw.com

OFFICE SPACE
Available!

Interested in leasing furnished office space across from the Civic Center and Federal Building?

Contact Alex Scates
at scateslaw1@gmail.com or (618) 499-0584
about the former Cox Law Office building at
108 NW MLK Blvd, Evansville, IN, 47708.



SEPTEMBER 2022 CALENDAR

- 09/01 **Talk to a Lawyer**—4:30-6:00pm, EBA Office
- 09/05 **Labor Day**—EBA Office Closed
- 09/06 **EBA Family Law Section Meeting** —Noon, EBA Office
- 09/08 **EBA Board of Directors and Section/Committee Chair Meeting**—11:00am-1:00pm, Old National Bank Auditorium; lunch provided
- EBA Paralegal Section Social**—5:00-7:00pm, Entwined on Main
- 09/20 **Talk to a Lawyer**—11:30am-1:00pm, EBA Office
- Shepard Lecture Series: An Evening with the Appellate Judges**—Doors open at 5:00pm, presentation begins at 5:30pm, Old Courthouse—Randall T. Shepard Courtroom; Reception to follow; OPEN TO THE PUBLIC
- 09/21 **EBA Employment Law Section Meeting**—Noon, EBA Office
- 09/22 **EBA Women In Law Section Meeting**—Noon, EBA Office
- 09/23 **Memorial Service for Michael Keating**—Noon, Old Courthouse—Randall T. Shepard Courtroom
- 09/28 **CLE—Federal Jury Trial Simulation (6 CLE)** - Check-in 7:30-8:00am, Judge Young to begin promptly at 8:00am, Federal Building, Courtroom; Adjourn 5:00pm—[REGISTER](#)

SAVE-THE-DATE

- Trivia Night LIVE!**—Thursday, October 13, Doors open at 5:30pm with trivia at 6:00pm; The Ballroom at Sauced
- 33rd Annual EBA Estate & Business Planning Institute**—Friday, November 4, 8:30am-4:00pm; DoubleTree
- New Lawyer Welcome hosted by EBA Young Lawyer Section**—Thursday, November 10, 5:00-7:00pm; location TBD

Medical Consultant

Doctor with 40 years of experience in cardiology and internal medicine available to assist attorneys with the medical aspects of their case. I have worked with lawyers and Administrative Law judges for 20 plus years in medical record analysis and case preparation.

I can provide advice and evaluation of the medical record for claims, injuries, treatments, prognosis and future care needs. I can also educate you and your team to understand the medical issues and terms presented.

I do not offer depositions nor court testimony.

Ralph Millsaps MD FACC
Bytheriver5@outlook.com
812-483-8785

Roots

HAIR + ESTHETICS

2023 West Franklin Street



MAGGIE COUCH

Cosmetologist

- Cut
- Styling
- Color
- Updos
- Blonding
- Wax

Contact Maggie
at Roots 812-773-3006
instagram @hair.by.maggis