

Enhance. Cultivate. Promote.



EVANSVILLE BAR ASSOCIATION

The SUMMATION

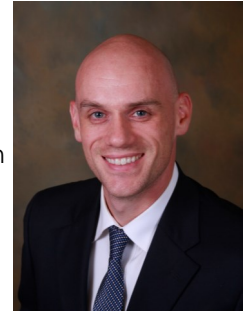
August 2016

The Monthly Newsletter of the Evansville Bar Association

PRESIDENT'S MESSAGE

By: **Max Fiester**

WHAT IS YOUR STRATEGY?



It is a question that is perhaps so basic that it is often overlooked or given only a passing thought. To others, it is a question to be avoided, because they may not have what they feel is a great answer. But it is an important question. What is your Strategy? Not for this negotiation, or that lawsuit, or even for a particular client. More broadly, what do you want to do as an attorney in southwestern Indiana?

Larger groups such as nonprofits, large companies, and even mid-size law firms often conduct an entire meeting to address this question. It is even given a fancy and ominous name: "Strategic Planning." If you're really into it, you can get into advanced acronyms, like "SWOT Analysis" (Strengths, Weaknesses, Opportunities, and Threats). But how often do you engage in considering your strategy on a smaller scale?

I will ~boldly~ suggest that you devote some time to thinking about this individually. I have observed several examples of change within the EBA in recent years. Firms have entered our market or expanded their numbers. Individuals have left firms to join others or strike out on their own. Millennials are becoming the prevailing Associate and young lawyer demographic, while I foresee the number of lawyers either retiring or scaling back increasing in the "wow-that was fast!" future.

Regardless of what you SWOT yourself with and what direction(s) you choose, the EBA has resources to help. The Lawyer's Lunch Club is guaranteed to pair you with someone who can offer advice based on their experience or their willingness to help you. Sections and Committees are there to give you resources specific to a practice area you may be thinking about entering or growing. CLE is offered at a discount to aid you in learning or developing your skills. Social opportunities abound that enable you to simply discuss your thoughts or concerns. Involvement in the EBA does not guarantee success, but I firmly believe it increases the chance that you will succeed. I have experienced success in my profession through the EBA in numerous ways and have observed the same with many others.

So if you are not involved, why not? They say the primary reason people do not give to a particular charity is that they were never asked. If that is your reason for not being more involved, please consider this an invitation. We do not want a bar association growing in numbers alone. We want a vibrant, excited, and energetic membership. I think we have momentum pushing us in that direction already, but we can handle more. We want to handle more. Your EBA Board of Directors just brought on several new members and our sections/committees have new leaders. This change gives us an opportunity to step back and revisit all the EBA has to offer, and fellow members, I can tell you we have much to offer. Will you accept my invitation?

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EBA NEWS

- It was reported that ISBA President Carol Adinamis will be the guest speaker at the September 21 EBA Members Luncheon. She will be discussing the Commercialization of the Legal Profession.
- The Board discussed sponsoring a scouting explorer program for high school age participants. There must be 4-6 volunteers that are willing to spearhead the program, before there will be a vote to move forward.
- The Board approved continuing the Veterans Day Celebration honoring our veterans and will be soliciting sponsorship funds from firms and attorneys for this event.
- Clay Havill reported that we still need a chair and vice-chair for the solo/small firm section, as well as co-chairs for the Law Day celebration. Those interested in serving should contact the EBA office.

VOLUNTEER LAWYER PROGRAM: GET YOUR PRO BONO ON...

Please help keep Talk to a Lawyer Running!

Talk To A Lawyer is one of the most long running, popular projects that VLP sponsors. In actuality, Talk To A Lawyer is co-sponsored by VLP and Evansville Bar Foundation. Throughout the last several years, the Evansville Bar Foundation has awarded grant money to VLP, to help defray the costs of the Talk To A Lawyer program. Recently, however, VLP learned that the cost of the telephones for the project will increase from \$71.08 a month to \$199.60 a month. This is due to the company providing the telephone service changing their platform and moving to a more high tech, programming. This is quite a leap in cost. The good news is that the company will donate the new phones for the service.

VLP is asking for your financial help in offsetting this increased cost. Donations are tax deductible and under Ind. Rules of Professional Conduct 6.7, reportable when completing the annual attorney registration. Please send your donations to: Volunteer Lawyer Program, 915 Main Street, Suite 208, Evansville, IN 47708 and indicate "TTL" in the memo line. Thank you for your generous support of VLP and all the projects that are a part of pro bono in southwestern Indiana. The generosity of the legal community in southwestern Indiana is well known throughout the state. Thank you!

DO YOU OR SOMEONE YOU KNOW STRUGGLE WITH:

- Workplace Stress
- Family Issues
- Health Concerns
- Maintaining a Healthy Life Balance
- Substance Use Issues
- Burnout or Fatigue

If you answered "yes" to any of the above concerns then make a point to contact the JLAP office for details about our innovative lifestyle support group to explore healthier ways to combat everyday stressors and attain a more satisfying life balance. The group will meet the fourth Wednesday of each month at 6:00 PM.

This group provides a safe and confidential place for legal professionals to explore and discuss life barriers and solutions while providing support and facilitating personal growth. For more information and location please contact Loretta Oleksy for the JLAP office at 866-428-5527.

WANTED: ADDITIONAL VOLUNTEERS FOR PROTECTIVE ORDER PRO BONO PROJECT - by Molly Briles

Last year the Evansville Bar Association instituted a Protective Order Pro Bono Project. Please allow me to give a huge thank you to the following attorneys who agreed to volunteer their time to make the world a little safer for victims of domestic violence this year: **Allyson Breeden, Raymond Dudlo, Trisha Dudlo, Royal Gearhart, Kittle Jones, Joe Langerak, Carrie Harmon Miller, Mark Miller, Arin Norris, Kimberly Otilie, Keith Wallace.** We are in need of additional volunteers for the pro bono project. If you are interested in joining the project (which is simply an agreement to represent one pro bono client at a protective order hearing over the next calendar year), please contact me at (812) 424-7575 or mbriles@zsws.com. I am happy to provide additional information to any person who may be interested.



Employment Opportunities:

The United States Bankruptcy Court/Southern District of Indiana has an opening for a Case Administrator position in the Evansville office. The complete vacancy announcement with duties of the position, qualification requirements, salary and application procedures are available at the Courts website, www.insb.uscourts.gov. The U.S. Bankruptcy Court is an equal opportunity employer.

DCS Attorney wanted for Gibson/Pike County Salary: \$52,000 Apply online [here](#).

Associate Position: Solo family law practitioner seeks attorney with 3+ years of legal experience for associate position, or to share office space. All inquiries are strictly confidential. Send resume to evansvillelegalemployment@gmail.com.

Vanderburgh County Superior Court Reporter: The position requires, but is not limited to, typing/computer skills, preparing court minutes, documents and transcripts of hearings, thorough knowledge of legal practices and procedures, terminology and the law, and shorthand, while not essential, would be an advantage. The work is varied requiring a high degree of accuracy and attention to detail. **Interested persons should submit a current resume to:** Krista Weilberg, Court Administrator; Civic Center Complex - Courts Building; ROOM 114, 825 SYCAMORE STREET, EVANSVILLE, IN 47708 ; TELEPHONE 812-435-5469

Legal Assistant: Solo family law practitioner seeks experienced legal assistant. Pay commensurate with experience. All inquiries strictly confidential. Send resume to evansvillelegalemployment@gmail.com

Available for Temporary Legal Work: From home or in office temporary paralegal/legal assistant work. For resume contact Maggie Shively (631) 259-2075 or maggieshively@gmail.com

Committee/Section Meetings

- 08/02 **Family Law Section Meeting**, Noon - EBA Office
- 08/05 **EBF Grants Committee Meeting**, 8:00 am - EBF Office
- 08/10 **Probate, Elder law & Guardianship Section Meeting**, Noon - EBA Office
- 08/17 **Bench & Bar Committee Meeting**, Noon - EBA Office
- 08/22 **Diversity Committee Meeting**, 8:00 am - EBA Office
- 08/24 **CLE Committee Meeting**, 11:45 am - Lic's Deli

Bar Updates: Welcome paralegal members **Lauren Hawes**, **Morgan Rignall**, attorney members **Blair Gardner**, **Kimberly Nightingale** and student member **Joseph Harrison III**.

Please make the following additions and changes to your address book:

Morgan Rignall

Chapter 13 Trustee Office
PO Box 972
Evansville, IN 47706
812-424-3029
mmr@trustee13.com

Spencer Tanner

Jackson Kelly
221 NW 5th St
Evansville, IN 47708
812-422-9444
Spencer.tanner@jacksonkelly.com

Lauren Hawes

Volunteer Lawyer Program
915 Main St, Suite 208
Evansville, IN 47708
812-402-6303
receptionist@evvlo.com

Kimberly Nightingale

Department of Child Services
100 E Sycamore
Evansville, IN 47713
812-459-6986
Kimberly.nightingale@dcs.in.gov

William Harbison

Seiller Waterman LLC
Meidinger Tower, 22nd Floor
462 S. Fourth St.
Louisville, KY 40202
502-371-3515
harbison@derbycitylaw.com

Blair Gardner

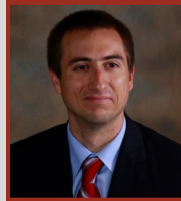
Jackson Kelly
221 NW 5th St
Evansville, IN 47708
812-422-9444
bgardner@jacksonkelly.com

WE ARE PLANNING A SPECIAL CELEBRATION TO HONOR OUR VETERANS. IF YOU ARE A VETERAN AND DO NOT SEE YOUR NAME LISTED HERE, PLEASE SEND YOUR SERVICE INFORMATION TO EBA@EVVBAR.ORG AND INCLUDE A PICTURE IF POSSIBLE.

Sacha L. Armstrong, Donald Baier, James Belcher, Sydney Berger, Thomas Bernhardt, Paul Black, R. Thomas Bodkin, Dennis Brinkmeyer, Neil Chapman, Rod Clutter, Michael Cork, Ben Cubbage, Sarah B. Dauer, Arthur R. Donovan, Kathy Feldmeier, Sean Georges, Rhett Gonterman, David Gray, Joseph Harrison, Sr., Henry Hudson, Victor Ippoliti, Brian Jeffries, David Jones, J. Robert Kinkle, Alan Kissinger, John Kreighbaum, R. Steven Krohn, David Lamont, R. Stephen LaPlante, Chris Lee, Russell G. Lloyd, Sr., Thomas O. Magan, Peggy McCormick, P. Michael Mitchell, Terry Noffsinger, Robert D. Norton, C.E. Oswald, Brandon S. Renner, Robert Rock, David Sanders, Toby Shaw, Toby Shaw II, Willard C. Shrode, Phil Siegel, Jim Son, Robert Stayman, Thomas H. Terrell, Wayne Turpin, Jacob Weis, and Fred White



Javier Lugo,
President



As many of you know, the Evansville Bar Foundation was formed in 1999 because of the generous donation of John L. Sanders. The EBF awards grants to organizations that "promote justice and improve lives through the law." More particularly, the EBF distributes grants to organizations with the following goals in mind:

- Encouraging and supporting programs designed to promote a public understanding and awareness of the law.
- Supporting an improved delivery of legal services to the community as a whole, as well as the indigent and our most vulnerable citizens.
- Promoting activities to enhance the performance of the practicing lawyers' professional qualifications and ethical responsibilities.
- Advancing and promoting the administrations of justice.

If there is an organization or program that you believe falls in line with the above-mentioned goals of the EBF, then I'd ask you to consider contacting the EBF to see whether that cause could be eligible for the EBF's grant funding. As attorneys, it is our responsibility to advocate for a cause. John L. Sanders advocated for the belief that law can be used as a force of good for all. Now, the ball is in our Court. What's your cause?

2016 CONTRIBUTORS

Thank you to those that have contributed to the
John L. Sanders Memorial - Evansville Bar Foundation in 2016.

Still Plenty of time to add your name to the list!

Lead Counsel

Foster, O'Daniel,
Hambidge
& Lynch LLP

Todd I Glass

Steve Hoar

P. Michael Mitchell

Brian and Barbara
Williams

Court Counsel

James Casey

Charles Hewins

Michael Land

Krista Lockyear

Terry Noffsinger

Hon. Leslie Shively

Dirck Stahl

Bob Zoss

Attorney of Record

Sacha Armstrong

Steve Barber

Erin Bauer

Diane Bender

Attorney of Record (cont)

D. Timothy Born

Allyson Breedon

John Brinson

Thomas Bryan

Michele Bryant

Wilfred Charles Bus-
sing III

Allison Comstock

Hon. Richard G.
D'Amour

Dennis Dewey

Marc Fine

Jimmy Gentry

Kevin Gibson

Benjamin Haddox Jr.

David Hatfield

Kelly Jackson

Katherine J Rybak

G. Michael
Schopmeyer

David Shaw

Philip Siegel

John A. Thomason

Dan Tuley

Heath Tuley

John Whinrey

Joseph Michael
Woods

Sarah Woods &
Javier Lugo

Scott Wylie

New Attorney (0-3 Years)

Lindsay Charles

Steven Charles

Ryan Hatfield

Brandon Powell

Erin Schmitt

Patrick Thomas

Paralegal

Barbara VanZant

SAVE THE DATE!

09/13 – Randall T. Shepard Lecture
Series

09/21 – Fall Membership Lunch

10/20 – Trivia Night



10/27 – The **Lawyerist**

11/18 - 27th Annual Estate & Business
Planning Institute

12/02 – Annual **Hot Topics**

Volunteer Opportunities

Boy Scouts Seek Volunteers for Law Career Immersive Exploration Post

Evansville Boy Scouts are looking for volunteers to lead students in an immersive learning evening program about the profession of law.

EBA Law Day

Are you the host or hostess with the mostest? The Evansville Bar Association is looking for Co-Chairs for the April Law Day Celebration. This is a wonderful opportunity to plan the EBA's most popular event!

If you are interested in either of these opportunities please contact Susan at susan@evvbar.org or 812-463-3201

The Future is Here: Ethical and Practical Considerations for Your Law Practice Today and Tomorrow - 3 CLE/1 Ethics/1 NLS

October 27, Innovation Pointe 318 Main St

11:30 am Lunch with Sam Glover, 1:00 pm CLE Begins

EBA Members - \$80 includes seminar & lunch, \$65 excluding lunch

Non-members - \$125 includes seminar & lunch, \$110 excluding lunch



Thanks to our sponsors:

Law Firm of Doug Briody

KIGHTLINGER | GRAY LLP
ATTORNEYS AT LAW



David Harris

Register online [here](#), call (812) 463-3201, or email eba@evvbar.org

Mandatory Pro Bono Rules Southern District - 1 CLE

Wednesday, September 07

9:00 am

Federal Courthouse Room 301



Speaker: Chief Judge Young

\$30 EBA Members

\$50 Non-members

Additional \$5 for walk ins

Register online [here](#), call (812) 463-3201, or email eba@evvbar.org

Natalie Choate on Retirement Benefits 4 CLE

Monday, September 12

8:30 am - Griffin Conference Center at USI

Natalie will be speaking on the Topics of:

- Case Studies in Estate Planning for Retirement Benefits: Practical Ideas for Real Life Situations
- Charitable Giving with Retirement Benefits
- Death and Taxes: The Inherited Retirement Plan
- Planning for Retirement Benefits: Recent Developments and Current Trends



Presented By:



Evansville Estate and Financial Planning Council

Cost for EBA or EEFPC members is \$125

\$195 for Non-members

Register online [here](#), call (812) 463-3201, or email eba@evvbar.org



Randall T. Shepard Lecture Series

“Access to Justice and the Pro Bono Rules”

1 Ethics CLE

Introductory Remarks by **Hon. Randall T. Shepard**; Special Guest Speaker: **Jon Laramore**, Executive Director of Indiana Legal Services



September 13, 2016 - 5:30 pm - Randall T. Shepard Courtroom, Old Courthouse

CLE will be followed by a meet and greet reception. Cost is \$50.

Small Claims Court for Those Who Don't Do Collections- 1 CLE

Tuesday, August 23

*Additional \$5 for walk-ins

Noon - EBA Office

Speaker: David Shaw

Cost is \$30 for EBA Members and \$50 for Non-members

Register online at www.evvbar.org

email eba@evvbar.org or call 812-463-3201

Appearing in Misdemeanor Court for Those Who Don't Practice Criminal Law- 1 CLE

Tuesday, August 30

*Additional \$5 for walk-ins

Noon - EBA Office

Speakers: Mark Foster & Charles Spaetti

Cost is \$30 for EBA Members and \$50 for Non-members

Register online at www.evvbar.org

email eba@evvbar.org or call 812-463-3201

Dealing With Bankruptcy Notices for Those Who Don't Practice Bankruptcy - 1 CLE

Wednesday, September 7

*Additional \$5 for walk-ins

Noon - EBA Office

Speaker: Yvette LaPlante

Cost is \$30 for EBA Members and \$50 for Non-members

Register online at www.evvbar.org

email eba@evvbar.org or call 812-463-3201

EBA Commercial Law & ISBA Bankruptcy and Creditor's Rights Sections Present: Major Developments in Chapter 12 Bankruptcy - 1.5 CLE

Thursday, September 15

*Additional \$5 for walk-ins

3:00 pm - EBA Office

Speakers: **Andy Ozete, James Schrier & Joe Black**

Cost is \$35 for EBA Commercial Law/ ISBA Bankruptcy & Creditors' Rights Section Members. \$45 EBA/ISBA Members. \$75 non-members

Register online at www.evvbar.org ; email eba@evvbar.org or call 812-463-3201

Recent Employment Law Changes of Interest to the Non-employment Lawyer - 1 CLE

Thursday, September 22

Noon - EBA Office

*Additional \$5 for walk-ins

Speaker: Cory Kuhlenschmidt

Cost is \$30 for EBA Members and \$50 for Non-members

Register online at www.evvbar.org

email eba@evvbar.org or call 812-463-3201

Understanding Where Assets Go When Someone Dies (and How to Get Them There) - A Primer For Non-Probate Attorneys - 1 CLE

Tuesday, September 27

*Additional \$5 for walk-ins

Noon - EBA Office

Speakers: Beau Dial & David Harris

Cost is \$30 for EBA Members and \$50 for Non-members

Register online at www.evvbar.org

email eba@evvbar.org or call 812-463-3201

AUGUST CALENDAR

- 08/02 **Family Law Section Meeting**, Noon - EBA Office
- 08/04 **Talk to a Lawyer**, 4:30 pm - EBA Office
- 08/05 **EBF Grants Committee Meeting**, 8:00 am - EBF Office
- 08/10 **Probate, Elder Law & Guardianship Section Meeting**, Noon - EBA Office
- 08/11 **Morning Mixer**, 7:30ish am - Donut Bank Lincoln & Hwy 41
- 08/11 **EBA Board of Directors Meeting**, 11:30 am - EBA Office
- 08/11 **Young Lawyers Section Happy Hour**, 5:00 pm - Peephole
- 08/17 **Bench & Bar Committee Meeting**, Noon - EBA Office
- 08/18 **EBF Board of Directors Meeting**, Noon - EBF
- 08/22 **Diversity Committee Meeting**, 8:00 am - EBA Office
- 08/23 **Small Claims Court for Those Who Don't Do Collections 1 CLE**, Noon - EBA Office
- 08/24 **CLE Committee Meeting**, 11:45 am - Lic's Deli
- 08/30 **Appearing in Misdemeanor Court for Those Who Don't Practice Criminal Law**, Noon - EBA Office

EBA SOFTBALL SCHEDULE

All games held at Deaconess Sports Park

08/04 - 8:35 pm, **Field 8** vs. Keystone Sluggers

08/11 - 8:35 pm, **Field 4** vs. eLuxury Supply

08/18 - 7:25 pm, **Field 3** vs. Dave's Dudes

UPCOMING ICLEF VIDEO REPLAYS

For reservations, pricing, or to verify credits or content for the ICLEF video replays, please contact ICLEF at (317) 637-9102 or visit www.iclef.org.

- 08/29 **Annual DUI Defense Update**
10/27 **Critical Issues Relating to Equal Employment Opportunity**