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EVANSVILLE BAR ASSOCIATION

# The SUMMATION

September 2017

The Monthly Newsletter of the Evansville Bar Association

401 SE 6th Street,

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Evansville, IN 47713

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[www.evbar.org](http://www.evbar.org)

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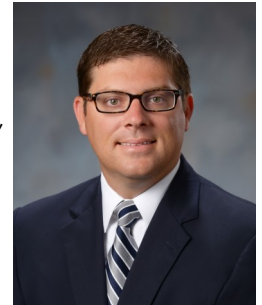
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## PRESIDENT'S MESSAGE

By: **Clay Havill**

### With Change Comes Opportunity

Our community has enjoyed the benefits of the Vanderburgh County Law Library since the early 1900's. Now known as the William H. Miller Law Library, it remains a critically important resource to our community and it is one of the last of its kind in the State of Indiana. The Law Library is funded in large part by the County Council through our Circuit Court and is operated by the Vanderburgh County Law Library Foundation with the support of the EBA.



For over 30 years, the Law Library functioned seamlessly thanks in unconditional terms to its gatekeeper Helen Reed. She so embodied the life and spirit of the Law Library that many were left wondering if it could continue in her absence. The Foundation met several times to discuss the Law Library's future. It circulated an online poll, held a public meeting, and spoke with numerous stakeholders during the last six months to determine the best path forward. (By the way, thanks to Yvette LaPlante who spent countless hours ensuring the library continued to function until we figured it out.)

The ultimate decision was quite simple after considering the feedback: the Law Library will continue providing the same services it historically provided, but there will be a renewed focus on coordinating pro bono services for the benefit of the public and legal community. The notion of a pro se coordinator is not new and the Indiana State Bar Association continues to review a proposal for counties to provide such services. With the Law Library's unexpected change, however, the Foundation is moving forward with this unique opportunity to chart its own path and develop this role.

To that end, Kathleen Weston, an Evansville native, was recently hired and will begin her dual role of law librarian and pro se coordinator at the beginning of September. She will continue to assist pro se litigants find research materials and resources and will also look to develop partnerships with organizations such as the Volunteer Lawyer Program and Legal Aid Society. We need to show support for her position and that we are committed to her endeavors on behalf of the EBA's mission. Please stop by over the next few weeks to introduce yourself and make her feel welcome.

Please also support the Foundation. The annual letter seeking a small contribution for your membership to the Law Library will be mailed in November. I urge all members to join, rejoin, or continue your membership as we move forward with this exciting transition and continue building on 100 plus years of work.

## EBA NEWS

- The Board voted to participate in the Annual Day of Service run by the ISBA. The EBA day of service will be September 15, 2017 and will be chaired by Joe Langerak.
- The Board has proposed by-law revisions, which can be viewed [Here](#). Any comments regarding the proposals should be submitted to [susan@evvbar.org](mailto:susan@evvbar.org) by September 15, 2017.

## VLP NEWS

By: Judge Smith and Magistrate Corcoran

Our local public radio station, WNIN, recently did a story on our nearly two decade old Talk to a Lawyer program. Since we began keeping records about fifteen years ago, we have documented an amazing 11,070 phone consultations done by EBA volunteers. With that look back, we thought this month would be a good time to update you on some of the new programs at VLP.

-- Talk to a Lawyer is now offered twice monthly, on the first Thursday of the month from 4:30 until 6:00 p.m. and on the third Tuesday of the month from 11:30 a.m. until 1:00 p.m. VLP always needs volunteers for TTAL, especially the new Tuesday edition. Contact Scott Wylie at [vlpwylie@sigecom.net](mailto:vlpwylie@sigecom.net) if you can volunteer.

-- Our new program for Habitat for Humanity homeowners provides education on estate and property issues and then provides help creating simple wills and powers of attorney.

-- VLP's expanded clinic offerings included a recent walk-in Talk to a Lawyer clinic in Daviess County. Four attorneys who grew up in Washington came home and provided 36 in-person consultations to residents from Daviess, Knox, and Martin Counties.

-- Be sure and visit VLP's new website at [www.vlpswin.org](http://www.vlpswin.org). We hope to add new functions to the site in the coming weeks to make it easier to accept cases and report hours.

## MEMBERS LUNCH

SEPTEMBER 20  
NOON

**TROPICANA**  
WALNUT ROOM A

Learn about new happenings at the EBA and help the EBF recognize and celebrate this year's grant recipients.

Sponsored by:



## 2017 SENIOR LAWYER SOCIAL

SEPTEMBER 26 - 4:00 PM

EBA OFFICE

JOIN YOUR FELLOW LEGACY  
LAWYERS FOR A TIME OF  
CELEBRATION, REMINISCING, AND  
STORY TELLING

To RSVP call 812-463-3201,  
email [eba@evvbar.org](mailto:eba@evvbar.org) or  
click [here](#) to register online.





## WHO'S DOING WHAT?

Congratulations to **Patrick Shoulders** on receiving the "Excellence in Continuing Legal Education" award from the Indiana Continuing Legal Education Forum and for being named a Senior Fellow of the Litigation Counsel of America.

12 KDDK attorneys – **Jeff Ahlers, Ted Barron, Kent "KAB" Brasseale, Maria Bulkley, Allison Comstock, Shannon Frank, Jake Fulcher, Jon Goldman, Jeff Helfrich, Mark Samila, Mike Schopmeyer, and Brian Williams** were selected to be in the 2018 edition of *The Best Lawyers in America*. Congratulations!

Congratulations to **Bruce Smith**, for being named a 2018 Lawyer of the Year in the 2018 edition of *The Best Lawyers in America*.

The **Sheriff's Command Post** on HWY 41 has closed and relocated. The new building is located at the same complex as the Jail, Headquarters and Community Corrections. The new building is called the "Sheriff's Operations Center."

New address is 3500 N. Harlan Ave. Evansville, IN 47711

**E-Filing Update: From Judge Lloyd** With the advent of electronic filing in Vanderburgh County, attorneys need to be aware of the changes Indiana Trial Rule 86(M) creates to e-filing a document with the Court that contains confidential information. To find the full reminder about E-filing confidentiality and sample forms click [Here](#).

**Employment Opportunity:** The Judicial Conference of the United States has authorized the appointment of a **full-time United States Magistrate Judge** for the Southern District of Indiana at Indianapolis, Indiana. Find more information [here](#).

### Committee & Section Meetings

- 09/05 **Solo/Small Firm Section Meeting**, 5:00pm - Doc's Bar & Grill
- 09/06 **Editorial Board Meeting**, 11:30 am - EBA Office
- 09/12 **Paralegal Section Meeting**, Noon - Old National Bank Blue & Gold Room
- 09/27 **CLE Committee Meeting**, 11:45 am - Lic's Deli
- 09/27 **Women Attorneys Section Book Club**, 5:00 pm - The Dapper Pig

**Bar Updates:** Welcome new EBA members **Tonya Hosford, Anna Finnerty, Haley Fowler, Lindsay Whitehead & Ross Yates**.

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

The merger between Bamberger, Foreman, Oswald & Hahn, LLP and Stoll Keenon Ogden PLLC became effective on August 1, 2017. The firm will operate as **Stoll Keenon Ogden PLLC** and will be located at One Main Street, Suite 201, Evansville, IN 47708-1473, phone number 812.425.1591.

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#### Julie Fox

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### CLASSIFIEDS

- Busy local collections practice for sale. Perfect for a small firm or solo practitioner. Please contact [evvlawyers@gmail.com](mailto:evvlawyers@gmail.com) for additional information.
- 42" x 63" Cherry wood conference table with glass top available. In quality condition, looking to give to an individual or organization. Contact [jrager@woodslawyers.com](mailto:jrager@woodslawyers.com) for more information.



**Allyson Breedon,**  
President



**T**hanks to the generosity of Evelyn Sanders and our donors, the EBF is able to award \$21,000 this grant cycle to local not-for-profits that contribute to the EBF's purpose of "promoting justice and improving lives through the law." Those awards will be handed out at the EBA member's lunch on September 20 at Tropicana. Please join us at the luncheon to celebrate these deserving organizations.

### LAW LIBRARY NEWS

The Law Library Foundation is pleased to announce that Kathleen Weston has been hired as the new law librarian/pro se coordinator. Kathleen will begin her employment on September 5, 2017.

She will continue to assist pro se litigants find research materials and resources and will also look to develop partnerships with organizations such as the Volunteer Lawyer Program and Legal Aid Society.

### E-FILING UPDATE: THE DUST IS STILL SETTLING

2 CLE

THURSDAY, OCTOBER 26 - 2:00 PM

VANDEBURGH SUPERIOR COURT-MISDEMEANOR COURTROOM

JUDGES, COURT STAFF AND CLERK STAFF WILL BE LEADING A DISCUSSION OF WHAT IS WORKING, WHAT IS NOT AND HOW TO IMPROVE THE PROCESS.

**PLEASE SUBMIT QUESTIONS IN ADVANCE TO [EBA@EVVBAR.ORG](mailto:EBA@EVVBAR.ORG) BY OCTOBER 19.**

EBA Attorney Members \$60; EBA Paralegals \$50

Legal Support staff (of EBA Members) \$50; Non-members \$100

To register for CLE call 812-463-3201, email [eba@evvbar.org](mailto:eba@evvbar.org) or click [here](#) to register online.

### NEW ATTORNEY WELCOME CELEBRATION

THURSDAY, OCTOBER 12

5:00 PM



SPONSORED BY EBA'S ACCESS TO JUSTICE COMMITTEE

**\$500 CASH PRIZE FOR 1ST PLACE TEAM**

**OCT 19**

# TRIVIA NIGHT

**TEAMS OF 8**

\$30 PER PERSON AT THE DOOR

\$25 PER PERSON IN ADVANCE

REGISTER ONLINE AT

[HTTPS://GOO.GL/FORMS/IY983CTCAJFZXPT2](https://goo.gl/forms/IY983CTCAJFZXPT2)

**SAUCED BALLROOM**

**\*FORMERLY KIRBY'S**

**6:00 pm Doors Open**



# APPLIED PROFESSIONALISM

FOR THE NEW ATTORNEY

Thursday, September 28

8:30 am-4:00 pm

Tropicana Conference Center  
Walnut Room A

**6 CLE/6 Applied  
Professionalism/ 6 New Lawyer  
Credits/6 Ethics**

Presented by the  
Young Lawyers  
Section

Free for EBA Members,  
0-3 Years in Practice

\$100 for non-EBA Members  
0-3 Years Practice

## ETHICS POTPOURRI- 3 ETHICS

SEPTEMBER 28--8:30 AM-NOON

TROPICANA CONFERENCE CENTER

WALNUT ROOM A

### SPEAKERS:

CHARLIE BERGER, EDWARD JOHNSON & SCOTT WYLIE

\$100 FOR EBA-MEMBERS

\$150 FOR NON-MEMBERS

Randall T. Shepard Lecture Series 2017:

## IS THE DEATH PENALTY DEAD IN AMERICA?

Tuesday, September 19

5:30 pm - Old National Bank, 4th Floor auditorium

FREE TO ATTEND

GUEST SPEAKER  
LARRY MACKEY



Larry served as a federal prosecutor in the **U.S. v. Timothy McVeigh** case and will be discussing the current status of the death penalty and relevant cases of interest.

## CHAPTER 13 BUSINESS CASE

1 CLE

TUESDAY, SEPTEMBER 05 - NOON

EBA OFFICE

Business & Commercial Law Section Members  
\$25

EBA Members \$30

Non-members \$50

To register for CLE call 812-463-3201, email [eba@evvbar.org](mailto:eba@evvbar.org) or click [here](#) to register online.

## BANKRUPTCY CASE LAW UPDATE

1 CLE

TUESDAY, SEPTEMBER 12- NOON

EBA OFFICE

Business & Commercial Section Members \$ 25

EBA Members \$30

Non-members \$50

To register for CLE call 812-463-3201, email [eba@evvbar.org](mailto:eba@evvbar.org) or click [here](#) to register online.

## THE E-DISCOVERY ICEBERG: HOW TO AVOID GETTING SUNK - 1 CLE

FRIDAY, SEPTEMBER 15 - NOON - EBA OFFICE

- Preparing Your Client for E-Discovery – Data Maps, Record Retention Policies and Litigation Response Plans
- Litigation is Reasonably Anticipated – Data Preservation and Litigation Holds
- Do You Need Help – Budgets, Review Platforms, Co-Counsel, Consultants and Contract Reviewers
- Proportionality – Communicating with Your Client, Opposing Counsel and the Court
- Review and Production – Coding, Work Flows and Format
- Evidence – Authentication

\$30 for EBA Members; \$50 for Non-members; To register for CLE call 812-463-3201, email [eba@evvbar.org](mailto:eba@evvbar.org) or click [here](#) to register online.

## FAMILY LAW CASE UPDATE

1 CLE

THURSDAY, OCTOBER 05 - NOON - EBA OFFICE

Speakers: Ray Dudlo, Mallory Deckard

Family Law Section Members \$ 25; EBA Members \$30; Non-members \$50

To register for CLE call 812-463-3201, email [eba@evvbar.org](mailto:eba@evvbar.org) or click [here](#) to register online.

## THIRD PARTY CUSTODY: HOW TO DO IT? WHEN TO DO IT? WILL IT MAKE A CHINS CASE GO AWAY?

1 CLE

MONDAY, OCTOBER 16 - NOON - EBA OFFICE

Speakers: Erin Berger, Julie Fox, Carrie Miller

Family Law Section Members \$ 25; EBA Members \$30; Non-members \$50

To register for CLE call 812-463-3201, email [eba@evvbar.org](mailto:eba@evvbar.org) or click [here](#) to register online.

## WHY CIVILITY MATTERS

1 CLE

TUESDAY, OCTOBER 03 - NOON

EBA OFFICE

\$30 for EBA Members

\$50 for Non-members

To register for CLE call 812-463-3201, email [eba@evvbar.org](mailto:eba@evvbar.org) or click [here](#) to register online.

## ADVANCED APPLICATIONS & POTENTIAL PITFALLS OF ESTATE & INSURANCE PLANNING TECHNIQUES

1 CLE

TUESDAY, OCTOBER 10 - NOON

EBA OFFICE

Probate, Elder Law & Guardianship Section Members \$ 25

EBA Members \$30

Non-members \$50

To register for CLE call 812-463-3201, email [eba@evvbar.org](mailto:eba@evvbar.org) or click [here](#) to register online.

## EXPUNGEMENT UPDATE

1 CLE

FRIDAY, OCTOBER 27- NOON - EBA OFFICE

Speakers: Hon. Les Shively, Shaunda Lynch, Katherine Rybak.

EBA Members \$30; Non-members \$50

To register for CLE call 812-463-3201, email [eba@evvbar.org](mailto:eba@evvbar.org) or click [here](#) to register online.

# SEPTEMBER CALENDAR

- 09/05 **Chapter 13 Business Case 1 CLE**, Noon - EBA Office
- 09/05 **Solo/Small Firm Section Meeting**, 5:00pm - Doc's Bar & Grill 1305 Stringtown Road
- 09/06 **Editorial Board Meeting**, 11:30 am - EBA Office
- 09/07 **Talk to a Lawyer**, 4:30 pm - EBA Office
- 09/12 **Bankruptcy Case Law Update 1 CLE**, Noon - EBA Office
- 09/12 **Paralegal Section Meeting**, Noon - Old National Bank Blue & Gold Room
- 09/14 **EBA Morning Mixer**, 7:30 am - Donut Bank HWY 41 & Lincoln Ave
- 09/14 **It's One. Two....Hours of CLE and the Old Ballgame 2 CLE** Bus Leaves from EBA Office at 8:30am
- 09/15 **The E-Discovery Iceberg: How to Avoid Getting Sunk 1 CLE**, Noon - EBA Office
- 09/19 **Talk to a Lawyer**, 11:30 am - EBA Office
- 09/19 **"Is the Death Penalty Dead in America?"**-Shepard Lecture Series, 5:30 pm - Old National Bank 4th Floor
- 09/20 **EBA Members Lunch**, Noon - Tropicana Conference Center Walnut Room A
- 09/21 **EBA Board of Directors Meeting**, 11:45 am - EBA Office
- 09/26 **Senior Lawyer Social**, 4:00 pm - EBA Office
- 09/27 **CLE Committee Meeting**, 11:45 am - Lic's Deli
- 09/27 **Women Attorneys Section Book Club**, 5:00 pm - The Dapper Pig
- 09/28 **Ethics Potpourri 3 Ethics CLE** 8:30 am - Tropicana Conference Center Walnut Room A
- 09/28 **Applied Professionalism for the New Attorney 6 CLE/6 Applied Professionalism/6 Ethics/6 New Lawyer**  
8:30 am - Tropicana Conference Center Walnut Room A
- 09/28 **Young Lawyer Section Happy Hour**, 4:00 pm - RiRa Irish Pub

## ICLEF VIDEO REPLAYS

For reservations, pricing, or to verify credits or content for the ICLEF video replays, please contact ICLEF at 317.637.9102

- 09/18 E-filing in Indiana: Proficient Paperless Practice
- 09/25 CME for Family Mediators
- 10/23 Civil CME Update