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EVANSVILLE BAR ASSOCIATION

The SUMMATION

December 2016

The Monthly Newsletter of the Evansville Bar Association

401 SE 6th Street,

Suite 101

Evansville, IN 47713

812-463-3201

www.evbar.org

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PRESIDENT'S MESSAGE

By: Max Fiester

'Tis the Season to Reflect on the Work/Life Balance

It is Mid-November, and I told my wife I was thinking about my President's Message topic. "Ooh!" she exclaimed. "The holidays are here, how about the importance of work/life balance? Hint, hint!" I chuckled at her obvious agenda, but quickly decided it is an entirely appropriate topic for this issue of the Summation.

It seems the P.C. thing to say is "Work/life balance is very important." However, attorneys who make this proclamation are in the office well past 6 pm, in the office on the weekends, and sending emails at 10:30 p.m. This is not to say that attorneys who work these hours do not have a "work/life" balance, if such a term can even be defined, but rather suggests that the amount of time (and time of day) we devote to work is observed by our fellow attorneys, staff, and clients. The time you spend working, as well as the time you spend not working, sends an unspoken message to these people with whom you interact. This message could be received negatively ("Why is she emailing me on Sunday morning?") or positively (That's right. My lawyer works all hours of the day for me.) I have a specific recollection of one person who bragged to me about his wonderful attorney and the time he devised a brilliant legal strategy whilst seated on the toilet one evening...

This message is not intended to speak to what a "proper" work/life balance might be. It is intended to give you reason to pause and reflect about what you want your own balance to be. I was thinking last week about how wonderful Thanksgiving is going to be (I will be taking a particularly good bottle of Mumm Cuvee M Red, a festive sparkling wine, to the meal this year). Time with family and a chance to recharge seems so welcoming. Yet thoughts quickly turned to the items that need addressing and which could be completed if I spent some of that time working. This is the ubiquitous struggle we face this time of year. And the pull out of the office is not limited to friends or family.

I humbly suggest you decide now what time you would like to spend working over the holidays. Then, plan accordingly as best you can. Block off an afternoon or entire day on your calendar, so your staff knows not to schedule anything during that time. See what deadlines will fall around dates you would prefer not to work, and arrange to have them completed or request extensions well ahead of time. Or, arrange to be in the office at a certain time so as to relieve others. If you must have certain personnel present in the office during days when it is not closed, make your plans to be there known, so others can rest assured someone will be there. Finally, consider using Out of Office alerts on your email, so those who contact you will know you are out and when to expect a response.

While the holidays are full of joy for many, let us also be aware that the holidays can be a difficult time for many. Be gracious to those who may struggle emotionally this time of year, and take it easy on them if you get that email on December 24th at 2:00 p.m.

Whatever time you plan to devote to endeavors outside of work, we should all agree this should be quality time. Thumbing away at your smart phone when you're supposed to be making merry is not quality time. With a plan, you can make the most of every hour, day, or even week. It is with these thoughts and with glad tidings that I wish you all a safe, happy holiday season and a prosperous New Year!



EBA NEWS

- The EBA budget for 2017 was approved, which included a \$10 increase in dues for resident and non-resident attorney members. This is the first increase in 10 years. Dues for law students, paralegals and retired members will not increase.
- The EBA Board discussed possible tax incentives for employers that agree to help pay a portion of law school debts for employees. Suzanne Crouch has indicated an interest in the issue. The Board plans to reach out to legislators to pursue this matter further. Judge Kiely suggested reaching out to the ISBA to see if they would like to partner in this endeavor. The Board will reach out to ISBA Board members to discuss.

VOLUNTEER LAWYER PROGRAM

Get Your Pro Bono On.... By Judge Greg Smith and Magistrate Sheila Corcoran

Seems like only yesterday we were welcoming in 2016 and 2017 is just around the corner. Time surely does fly. I hear that our VLP office is busy getting cases closed and reminding attorneys to send in their pro bono hours. It's not too late to do pro bono or send in your hours. The key is to have them sent in by December 21st. Something we hope to see in 2017 is an app that would allow volunteers to turn in their hours straight from their smart device. Sound too good to be true? Maria Bulkley came up with the idea and now she and Beverly are trying to figure out how to make it a reality. If anyone out there has any guidance or, more importantly, technical knowledge on how to make this happen, please let Maria or Bev know.

As for now, remember to check out the sign up form for Talk to a Lawyer 2017. Help is needed and much appreciated.

If you see **Beverly Corn**, be sure to congratulate her on receiving the **Randall T. Shepard Award for Excellence in Pro Bono Service**. We are very proud of all of her hard work and dedication!

To close 2016, we want to thank all the volunteers out there, who make justice accessible to the individuals who cannot afford to hire an attorney. Your generosity is never forgotten and is always appreciated. Thank you and keep up the good work.

Remembering Susan Helfrich



Susan Helfrich was the conscience of the Evansville Bar Association. She inspired us and led us to appreciate the value of an inclusive bar and of fulfilling our duty to help those in need. She was a blessing to all of us. - Hon. Carl Heldt

They say behind every good man there is a better woman and that couldn't have been more true when it came to Susan Helfrich. Bar Presidents, Mayors, State Legislators, and other leaders all benefited from her strategic thinking and indomitable spirit – many owing their positions to her work. She could also toss a beer back with the best of them. A dear friend. - Scott Wylie

Susan transformed the EBA from a mere professional association to being a force for change in our community. I will forever remember her sitting at her desk in the EBA office in the Court Building working hard for our association. If there is ever an EBA Hall of Fame-Susan should be a first ballot inductee. Thank you Susan-you will be missed, but not forgotten. - Marco DeLucio

I was at the EBA office with another past president (PP). This PP made a derogatory comment about people who live "alternative lifestyles." Susan, throwing all respect for attorneys and past presidents to the wind, dressed this PP down in a most unceremonious manner. To this day, that PP still tells me "you know, Susan changed my views on gay and lesbian lifestyles that day". Susan had a very strong sense of social justice and she was never afraid to express it. She was also an agent for change on social issues such as this and especially those related to women. - Hon. Wayne Trockman

One of Susan's favorite sayings was "Lawyers should do what only lawyers can do"....meaning we serve the community best by doing pro bono work, as opposed to giving money or doing other kinds of non-profit work. Her other favorite saying was "If you don't have something nice to say, come sit by me." - Becky Kasha

Susan had the uncanny ability to herd cats, and she did so without us ever knowing we were being herded. Also, but for Susan's relationship with Evelyn we would have no John L. Sanders/Evansville Bar Foundation - Reed Schmitt



For photos of what EBA members have been doing check pg 6

WHO'S DOING WHAT?

Congratulations **Mark Foster** of Foster, O'Daniel, Hambidge & Lynch, who has been selected for inclusion in the "Best Lawyers in America" in the area of DUI/DWI Defense and has been selected to the 2017 Super Lawyers list.

Congratulations **Beverly Corn** who has been awarded the Randall T. Shepard Award for Excellence in Pro Bono

Congratulations to **Kahn, Dees, Donovan & Kahn** for being recognized as one of 2017 "Best Law Firms" and the following attorneys: **Jon Goldman, Mike Schopmeyer, Jeffrey Helfrich, Jeffrey Ahlers, Kent Brasseale, Mark Samila, Ted Barron, Shannon Frank** and **Jake Fulcher** for being selected for inclusion in "Best Lawyers 2017."

Bar Updates: Welcome new attorney members **Neil Woods** and **Greg L. Gager** to the Evansville Bar Association.

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

Neil Woods

Woods & Woods, LLP
208 NW Fourth Street
Evansville, IN 47708
812.426.7200

nwoods@woodslawyers.com

Committee/Section Meetings

- 12/06 **Family Law Section Meeting**, Noon - EBA Office
- 12/07 **Women Attorneys Section Holiday Party**, 5:00pm - 7:00pm - Reitz Home Carriage House

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EBA MEMBERS LUNCH

NEW MEMBERS WELCOME AND
HONORS TO 50 YEAR PRACTITIONERS
Wednesday, January 11 - Noon
Tropicana Hotel - Las Vegas Room

Mark your calendars for **January 11, 2017** for the traditional welcome to and introduction of new EBA Members and recognition and honors to our 50 year practitioners.

Cost of lunch is free for new attorneys admitted in 2016 and those in practice 50+ years, \$15 for all others.

You can RSVP online at www.evvbar.org or contact Jeana Walker at jeana@evvbar.org or 463-3201.

Generously Underwritten by:



Brian Beck, Local Representative



Javier Lugo,
President



I can't believe that 2016 is quickly coming to a close. Where did all of the time go?! Well, if you haven't had an opportunity to make a contribution to the Evansville Bar Foundation this year, please take a moment to consider making one before the ball drops and 2017 begins. And why is your donation so important to the EBF you may ask?

As most of you have heard me say many, many times before, the EBF is "our" Foundation. Through providing grants, the EBF is "our" way of helping to sustain organizations that provide legal assistance to our most vulnerable and needy. By contributing to the EBF, we are fulfilling part of "our" oath that we took when we were admitted to the Indiana Bar. That portion states: "I will never reject, from any consideration personal to myself, the cause of the defenseless, the oppressed or those who cannot afford adequate legal assistance."

So, on behalf of the EBF, I'd ask you to please keep the EBF in mind when considering your charitable giving for the year.

LAW LIBRARY NEWS DECEMBER 2016

Did you know that Evansville has one of only two county law libraries in our state? The Vanderburgh Law Library Foundation is a not-for-profit corporation that has been invaluable in keeping our high-quality legal research facility open to serve the courts, the bar, and the general public. The Law Library Foundation was founded in 1982 under the leadership of the late Vanderburgh Circuit Court Judge William H. Miller. Its dedicated board of directors is constantly searching for new ways to enhance library services. Watch for a letter in early December from current Law Library Foundation President Yvette LaPlante, which highlights the many valuable benefits which the Law Library Foundation offers to members. Please respond generously to this opportunity to support the Law Library's work! Your tax-deductible 2017 membership contribution will benefit both your practice and our community as a whole.

For more information, please call 812-435-5175 or send email to evvlaw@evansville.net

Donations In Memory of Susan Helfrich

The John L. Sanders Memorial - Evansville Bar Foundation was named as one of the charities Susan wished to receive donations in her name at her passing.

There is no better way to honor the memory of **Susan Helfrich** than a donation in her memory to this Foundation that she so proudly helped create.

As first EBF President and Incorporator, Reed Schmitt, stated, "But for Susan's relationship with Evelyn Sanders we would have no John L. Sanders/Evansville Bar Foundation"

2016 CONTRIBUTORS

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

There is still time to add your name to the list before the end of the year!

Lead Counsel

Foster, O'Daniel,
Hambidge
& Lynch LLP

Todd I Glass

Steve Hoar

P. Michael
Mitchell

Stephen Thomas
Brian and Barbara
Williams

Court Counsel

James Casey

Charles Hewins

Michael Land

Krista Lockyear

Terry Noffsinger

Lori Sherman

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 Breeden

John Brinson

Thomas Bryan

Michele Bryant

Wilfred Charles
Bussing III

Allison Comstock

Hon. Richard G.
D'Amour

Dennis Dewey

Marc Fine

Jimmy Gentry

Kevin Gibson

Benjamin Haddox
Jr.

David Hatfield

Kelly Jackson

Yvette LaPlante

Ryan Parker

Daniel R.
Robinson, Jr.

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

WHAT'S COMING UP

Register on-line at www.evvbar.org, email eba@evvbar.org or call Jeana at 812-463-3201

Topics	HOT TOPICS	3 CLE/.5 Ethics	SPEAKERS
Civil Law Update	 "Always Fast and Fun"	8:00 am - Noon, December 02	<i>Seminar Chair</i> , Hon. R. Jeff Tornatta
Family Law Update			Hon. Leslie Shively
Criminal Law Update	First Security Bank Conference Center		Laurie Bumb
DWI Update	21 SE Third Street - Lower Level		Drew Pittman
Ethical Problems with Endorsements & Reviews on Social Media	COST \$100 for EBA Members \$150 for non-EBA Members		Patrick Duff Lane Siesky
E-filing in Vanderburgh County			Timothy VanCleave

EBA VIDEO REPLAYS

- 12/01 **How to Fire Your Client...and What About Your Retaining Lien-1 CLE/1 Ethics**, 9:00 am
- 12/01 **Managing Stress to Avoid Burnout-1 CLE/1 Ethics**, Noon
- 12/05 **Electronic Pitfalls: Metadata 101 and Privacy and Privilege in the Workplace-1 CLE**, 9:00 am
- 12/05 **The Current Climate Regarding Police Use of Force-1 CLE**, 10:00 am
- 12/05 **Business Law Skills: Intro to Legal Issues in Startup Financing-1 CLE**, Noon
- 12/12 **Beyond Conflicts: Ethics for Litigators-1 CLE**, 9:00 am
- 12/12 **Tips and Advice on Appellate E-Filing and Practice in Indiana-1 CLE**, Noon
- 12/13 **10 Takeaways for Understanding Insurance Coverage-1 CLE**, 9:00 am
- 12/13 **When What's Yours Becomes Theirs: How Condemnation Actions Affect Your Client-1 CLE**, 10:00 am
- 12/14 **Everything You Always Wanted to Know About Mediation-3 CLE/3 CME**, 9:00 am
- 12/15 **Special Considerations When Dealing with Military or Veteran Clients-2 CLE**, 9:00 am
- 12/15 **Basic Accounting for Lawyers-1 CLE**, Noon
- 12/16 **Brush Up on Basics Series-5 CLE**, 9:00 am (Originally presented as 5 separate 1 hour CLEs 8/23, 8/30, 9/7, 9/22 and 9/27. If you attended the live, you cannot get CLE credit for the video replay.)
- 12/19 **Appellate Skills Seminar-7 CLE/1.5 Ethics**, 8:30 am
- 12/20 **Hot Topics in Tax, Estate Planning and Family Law-1 CLE**, 9:00 am
- 12/20 **Kids Incarcerated: An Overview of Juvenile Justice-1 CLE**, 10:00 am
- 12/21 **Ethics & Wellness: The Practice Well Done-2 CLE/2 Ethics**, Noon

AROUND THE BAR



Steve Hoar after speaking with St. John the Baptist Catholic School 7th grade class about the fall election.



37th annual reunion of IU Law School alumnae



Women's Section assembling domestic abuse survivor kits for the Albion Fellows Bacon Center and the YWCA



2016 Veteran's Day Celebration



Kathryn Kornblum and Ray Dudlo with one of the trainers from the Domestic Abuse Workshop

Does Free Speech Still Exist in the Profession?

**Ethical Implications of New ABA Model Rule 8.4
Both In and Out of the Courtroom (or Law Office) -
1 Ethic CLE**

Wednesday, December 07 - Noon - EBA Office,
Speakers: Magistrate Corcoran, Ross Rudolph and
Sacha Armstrong

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

Register online at www.evvbar.org; email

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

Successful Mediation Strategies from Successful Mediators- 3 CLE/3 CME

Friday, December 09

9:00 am - EBA Office

Speakers: Bill Hussmann and Terry Maurer

\$90 for EBA Members and \$150 for Non-members

Register online at www.evvbar.org; email

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

DECEMBER CALENDAR

- 12/01 **Video Replay: How to Fire Your Client...and What About Your Retaining Lien-1 CLE/1 Ethics**, 9:00 am - EBA Office
- 12/01 **Video Replay: Managing Stress to Avoid Burnout-1 CLE/1 Ethics**, Noon - EBA Office
- 12/01 **Talk to a Lawyer**, 4:30 pm - EBA Office
- 12/02 **Annual Hot Topics 3 CLE/.5 Ethics**, 8:30 am - First Security Bank, Lower Level Conf. Center
- 12/05 **Video Replay: Electronic Piffalls: Metadata 101 and Privacy and Privilege in the Workplace-1 CLE**, 9:00 am - EBA Office
- 12/05 **Video Replay: The Current Climate Regarding Police Use of Force-1 CLE**, 10:00 am - EBA Office
- 12/05 **Video Replay: Business Law Skills: Intro to Legal Issues in Startup Financing-1 CLE**, Noon - EBA Office
- 12/06 **Family Law Section Meeting**, Noon - EBA Office
- 12/07 **"Ethical Implications of New ABA Model Rule 8.4 Both In and Out of the Courtroom (or Law Office)"**, 1 CLE/1 Ethics, Noon - EBA Office
- 12/07 **Women Attorneys Section Holiday Party**, 5:00 pm to 7:00pm - Reitz Home Carriage House
- 12/08 **Morning Mixer**, 7:30 am - Donut Bank Lincoln and Hwy 41
- 12/09 **"Successful Mediation Strategies from Successful Mediators"**, 3 CLE/3 CME, 9:00 am - EBA Office
- 12/12 **Video Replay: Beyond Conflicts: Ethics for Litigators-1 CLE**, 9:00 am - EBA Office
- 12/12 **Video Replay: Tips and Advice on Appellate E-Filing and Practice in Indiana-1 CLE**, Noon - EBA Office
- 12/13 **Video Replay: 10 Takeaways for Understanding Insurance Coverage-1 CLE**, 9:00 am - EBA Office
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- 12/20 **Video Replay: Kids Incarcerated: An Overview of Juvenile Justice-1 CLE**, 10:00 am - EBA Office
- 12/21 **Video Replay: Ethics & Wellness: The Practice Well Done-2 CLE/2 Ethics**, Noon - EBA Office
- 12/23 - 01/02 Happy Holidays - The EBA Office will be closed.

TALK TO A LAWYER - 2017

Co-sponsored by the Volunteer Lawyer Program of Southwestern Indiana, Inc.
and the Evansville Bar Foundation

"Life's most persistent and urgent question is what are you doing for others." Dr. Martin Luther King Jr.

Talk to A Lawyer takes place the first Thursday of every month (with a couple exceptions). Participating lawyers are asked to donate two and a half hours to answer general questions posed by the general public about legal issues. The call-in site is located at the Evansville Bar Association, 401 SE 6th Street, Suite 101, Evansville, Indiana. Please let us know that you will volunteer!

2 Paralegal volunteers are needed every month, too!

Name and Attorney I.D. No.: _____

Address: _____

Phone: _____ E-mail: _____

_____ January 5, 2017, 4:30 to 7:00 p.m.

_____ August 3, 2017, 4:30 to 7:00 p.m.

_____ February 2, 2017, 4:30 to 7:00 p.m.

_____ September 7, 2017, 4:30 to 7:00 p.m.

_____ March 2, 2017, 4:30 to 7:00 p.m.

_____ October 5, 2017, 4:30 to 7:00 p.m.

_____ April 6, 2017, 4:30 to 7:00 p.m.

_____ November 2, 2017, 4:30 to 7:00 p.m.

_____ May 4, 2017, 4:30 to 7:00 p.m.

_____ December 7, 2017, 4:30 to 7:00 p.m.

_____ June 1, 2017, 4:30 to 7:00 p.m.

_____ July 6, 2017, 4:30 to 7:00 p.m.

Please return complete form to VLP, 915 Main Street, Suite 208 Evansville, Indiana, fax to (812) 402-6304 or email to vlpcorn@sigecom.net, as soon as possible.

THANK YOU