



PALM BEACH COUNTY BAR ASSOCIATION

BULLETIN

www.palmbeachbar.org

January 2015



The Board of Directors
and Bar Staff
Wish You and
Your Family a
Happy New Year!



Mark your calendar for upcoming Membership Events

January 9:

"Screen on the Green" Family Event
Downtown West Palm Beach

February 2:

Joint Luncheon with Forum Club
with guest speaker U.S. Supreme Court Justice
Sonia Sotomayor

February 26:

Judicial Recognition Luncheon

March 27:

Bench Bar Conference

April 28:

Judicial Reception

May 1:

Law Day Luncheon with guest speaker Mark
Curriden, attorney and award-winning legal
journalist. Senior writer for the ABA Journal



The Collection of the Supreme Court
of the United States

Justice Sonia Sotomayor To Speak February 2

The PBCBA is honored to host U.S. Supreme Court Justice Sonia Sotomayor at a joint luncheon with the Forum Club of the Palm Beaches. Associate Justice Sotomayor was born in Bronx, New York, on June 25, 1954. She earned a B.A. in 1976 from Princeton University, graduating summa cum laude and receiving the university's highest academic honor. In 1979, she earned a J.D. from Yale Law School where she served as an editor of the Yale Law Journal. She served as Assistant District Attorney in the New York County District Attorney's Office from 1979–1984. She then litigated international commercial matters in New York City at Pavia & Harcourt, where she served as an associate and then partner from 1984–1992. In 1991, President George H.W. Bush nominated her to the U.S. District Court, Southern District of New York, and she served in that role from 1992–1998. She served as a judge on the United States Court of Appeals for the Second Circuit from 1998–2009. President Barack Obama nominated her as an Associate Justice of the Supreme Court on May 26, 2009, and she assumed this role August 8, 2009. Tickets purchased through the PBCBA for this event are available to members only by logging on to our website, www.palmbeachbar.org. **Only pre-paid reservations will be accepted and no walk-ins will be accommodated.**

Nominating petitions available for Board of Directors

The annual election of officers and directors for the Palm Beach County Bar will take place via online voting in April. Persons seeking to run for a position on the Board of Directors will need to obtain a nominating petition and must be a member in good standing of the Palm Beach County Bar Association. The nominating petition must be signed by no fewer than 20 members in good standing of the Association. Petitions for President-elect will be available on December 12 and are due back in the office by 5 p.m. on January 12. Petitions for director-at-large seats will be available on December 19 and are due back in the Bar office by 5 p.m. on January 20. Petitions may be obtained by calling the Bar office at 687-2800 or by sending an e-mail requesting it to pburns@palmbeachbar.org. For any of the positions, it is the candidate's responsibility to verify ahead of time through the Bar office that the members that sign their petitions are members in good standing, otherwise, the petition will be deemed invalid.

Inside...

President's Message	3
Alternative Dispute Resolution.....	4
Law Related Education Committee.....	5
YLS November Happy Hour.....	6
Probate Corner	7
Personal Injury Corner.....	8
Judicial Profile	9

Technology Corner	11
New Members.....	12
Bench Bar Conference	13
Diversity Corner	14
Real Property	15
North County Section News	17
National Adoption Day.....	19
Lawyers For Literacy.....	21
Bulletin Board.....	23

THE
BULLETIN
PALM BEACH COUNTY
BAR ASSOCIATION

THEODORE S. KYPREOS
President

www.palmbeachbar.org

PATIENCE A. BURNS, CAE
Executive Director

Officers:

Theodore S. Kypreos, President
James "Grier" Pressly III, President-elect

Directors:

Rosalyn Sia Baker-Barnes
Gregory P. Huber
Jessica Callow Mason
Robert Lee McElroy IV
Edward "Ned" Reagan
John R. Whittles
Julia Wyda
Dean Xenick

Jill G. Weiss, Immediate Past President
Lindsay K. Demmery, Young Lawyers Section President
Gregory M. Yaffa, North County Section President
Marc A. Kaufman, Ex Officio, South Palm Beach
County Bar President

Florida Bar Board of Governors Members:

Gary S. Lesser
Ronald P. Ponzoli
David C. Prather
Michelle R. Suskauer

Florida Bar Young Lawyers Division Members:

Luis Delgado
Miles A. McGrane IV
Matthew T. Ramenda

1507 Belvedere Road
West Palm Beach, FL 33406
PHONE (561) 687-2800
FAX (561) 687-9007
EMAIL info@palmbeachbar.org.

Advertising Information:

Shoshanah Spence • sspence@palmbeachbar.org

Views and conclusions expressed in articles and advertisements herein are those of the authors or advertisers and not necessarily those of the officers, directors, or staff of the Palm Beach County Bar Association. Further, the Palm Beach County Bar Association, its officers, directors, and staff do not endorse any product or service advertised. Copy deadline is the first of the month preceding publication.

The mission of the Palm Beach County Bar Association is to serve its members, foster professionalism and enhance the public's understanding and awareness of the legal system.

LETTERS TO THE EDITOR

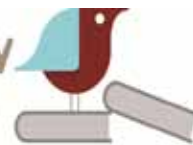
The Palm Beach County Bar Association Bulletin welcomes your comments on topics relating to the law, the legal profession, the Palm Beach County Bar Association or the Bar Bulletin. Letters must be signed, but names will be withheld upon request. The editor reserves right to condense.



Send letters to:
EDITOR Bar Bulletin
Palm Beach County Bar Association
1507 Belvedere Road
West Palm Beach, FL 33406



palm beach county
findalawyer.org



Need Client Referrals?

Start the year off right with referrals from

Palm Beach County Find A Lawyer!

This affordable website
marketing tool
connects clients
with local lawyers.



Cost:

\$150.00 a month

Join Today!

Contact lpoirier@palmbeachbar.org



Happy New Year... Now Let's Get a MOVE on!

by Theo Kypreos

Happy 2015! I hope each of you had an enjoyable and indulgent holiday season. Of course, we're all fully rested and ready for the new year. Now that we've digested our holiday feasts, depleted our bank accounts, completed our year-end travel, and joyfully ushered our children back to school, am I the only one hoping to take back my life in 2015? It's January...we're all energized and ready to map out some New Year's resolutions and rejuvenate some good habits. At the top of my list is exercising and getting healthier. Like many, a healthier-me is at the top of my resolution list every year, but often, my out-of-the-gate efforts last about a month until life gets in the way again. So, I've been thoughtfully evaluating how to improve my plan this year.

Now, for those of you (you know who you are) who are disciplined and dedicated enough to squeeze in Cross-Fit on your lunch break, train for a marathon after the kids sack out for the night, or just make time to go to the gym or exercise on a regular basis, I truly envy and applaud you. But, if you are like me and can rarely find an hour when you are not working, spending time with family or putting out life's fires, finding even 20 minutes to improve your health can be really challenging.

Ponder this... how did people stay fit and healthy before Cross Fit, Gold's Gym and Core Concept were on the scene? What kind of exercise did folks do 100 years ago to stay in shape? The answer is simple... very little. Before the 1900's, very few people exercised for general health because their daily activities provided enough activity. Fast forward 100 years to the invention of automobiles, televisions, computers, the internet and other technological advances. We are now smack dab in the middle of a physically stagnant society. Attorneys are no exception...in fact, we are especially sedentary. We often find ourselves working at our desks non-stop, day after day... we converse with clients and opposing counsel, respond to emails, draft pleadings and contracts, and attend to other legal tasks and responsibilities, all without lifting much more than a finger.

I think we all recognize and appreciate that we can improve our physical health by finding simple ways to be more active on a daily basis. So, how can attorneys be active in a profession that consists, almost entirely, of desk work? I think you all know me well enough by now to know that I am by no means advocating that every attorney in Palm Beach County invest in a top-of-the-line "standing" desk. Instead, I recently asked a friend of mine who is in the training and health profession for some practical ways that a busy attorney can stay active during the work week even when he or she truly has no extra time to hit the gym regularly. With his feedback and some research of my own, here are some ideas to consider implementing in 2015. Some of them may seem pretty obvious, but sometimes the most obvious solutions can be overlooked.

Walk to Lunch. We all have to eat. Do you typically eat at your desk or hop in a car to go grab a quick bite? Why not shake things up and walk to lunch? Even better, try walking

to lunch regularly. Now is a great time to start as our South Florida winter sun encourages us daily. I know that depending where your office is located in relation to good restaurant options, this may be easier said than done. But, if you are situated in a downtown area with lunch options that are easily walkable, take advantage of the situation. That doesn't mean, however, you earn Five Guys for every day you walk either!

Take the Stairs. Many of us need to take an elevator to get to our offices. But do we really need the elevator all the time? Try taking the stairs here and there, or more frequently. Now, if you're working on the 18th floor, please don't trek up the stairs every day (or, if you do, do your colleagues a favor and pack a clean set of clothes). Instead, try stepping off the elevator mid-stream and walk the rest of the way.

Don't Fight for that Parking Spot. We all do it (well, at least, I do). Whether it's the grocery store, the mall, or even the courthouse... we search for and not-so-patiently wait for that perfect parking spot closest to our destination. Why? We usually spend more time searching and waiting for that perfect spot than the time we would have spent parking further away and walking the longer distance. Just remember that the further away you park, the more you have to walk. Those extra steps can add up, and you might even save some time in the process.

Walk to the Courthouse. If your office is located within walking distance of a courthouse and weather permits, is there any reason you need to drive 8 blocks and find a parking spot when you can easily walk those 8 blocks? Maybe save driving days for when you have a trial or a complicated hearing, which requires you to lug a bunch of exhibits and other trial materials to court. For your run-of-the-mill UMC or special set hearing, give walking a try. It can get your heart rate going a bit and even provide that coveted "breath of fresh air" we all need from time to time, especially in these cooler months.

Take a Break. Sometimes just getting up from your desk and taking a quick walk around the office can redirect your day. Not only are you keeping active, but this, too, also helps with managing stress. The next time you receive an unwelcomed and disturbing email from opposing counsel that has you fuming, don't just sit and stew. Take a quick 5 or 10 minute walk and clear your head. This is also a good technique when you are in the middle of a prolonged drafting project. Rather than sit at your desk for 6 hours straight, take breaks here and there. Trust me, it will help your thought process and your health.

Go to Bar Activities. Did you really think I would write this article without a shameless plug for our upcoming Bar events? Self-serving reasons aside, attending the Bar's membership events is another way to stay active. Not only do these events provide a break from the daily grind, they force you to do some walking (especially if you don't fight for that perfect parking spot) while you network and interact with other colleagues. Please remember to mark your calendar and sign up for our upcoming events in 2015 like the "Screen on the Green" family event (Jan. 9), the membership luncheon with Supreme Court Justice Sonia Sotomayor (February 2), the Judicial Appreciation Luncheon (February 26), and our annual Bench Bar Conference (March 27), among others.

See you on the sidewalk in 2015!

Theo

tkypreos@jonesfoster.com

Alternative Dispute Resolution — Want to be effective?



by **Amber E. B. McMichael**

Whether you are the mediator, arbitrator, or attorney you will want to come to the ADR Committee's full day seminar on February 9, 2015 and the ADR breakout session of the Bench Bar Conference on March 27, 2015. The February 9th Seminar will have an attorney panel Q & A, providing tips to the ADR professional on how to be effective. The

ADR Seminar will also discuss the pitfalls and opportunities of Arbitration, as well as comparative techniques in Personal Injury, Commercial, Family, Construction, Workers Comp, and Probate/Trust/Guardianship. By attending the ADR breakout session of the Bench Bar Conference on March 27th, you will gain insight and tips on how to utilize alternative dispute resolution more effectively from ADR professionals and Judges. To register for both events please visit the Palm Beach County Bar web site at www.palmbeachbar.org.

Bench Bar Conference scheduled for March 27 at Convention Center

This year's Bench Bar Conference has been scheduled for **Friday, March 27** at the Palm Beach County Convention Center. The Bench Bar Conference is an opportunity for attorneys and judges to meet informally in a roundtable atmosphere to discuss issues of concern to both the Bench and Bar. Registration forms will be available online. Last year, over 1,000 people attended throughout the day and unfortunately, due to space limitations, many attorneys were turned away. Be sure to register early and look for new sessions for attorneys this year.

Sponsorship opportunities are available to assist in the underwriting of this year's conference in the following amounts:

- \$575 for law firms of 11 or more attorneys;
- \$375 for law firms with 3-10 attorneys;
- \$250 for law firms with 1-2 attorneys.

Checks should be made payable to the PBCBA and mailed to: Patience Burns, 1507 Belvedere Road, WPB, FL 33406.

Young Professional Friends of Legal Aid Host 10th Annual Brooks Brothers Event in the Gardens Mall to Benefit Advocacy Projects

On November 5, one hundred thirty-five young professional friends of the Legal Aid Society of Palm Beach County enjoyed fine wine, hors d'oeuvres and shopping at the Brooks Brothers store in the Gardens Mall. The event benefited Legal Aid's 17 Projects, which provide critically needed legal services to survivors of domestic abuse, sexual assault and stalking; abused and neglected children; vulnerable and exploited seniors; homeless families and victims of housing and employment discrimination.



Abby Beebe and Cindy Crawford



**FL Bar Board of Governors Members
David Prather and Ron Ponzoli**

Photos taken by Tracey Benson

In Memoriam



July 1949 – November 2014

Carl "Chuck" Mathison

**Past PBCBA President
1990-91**



Join us for dinner and
to watch the movie

Willy Wonka & The Chocolate Factory!

Friday, January 9



Dinner: 6:30 p.m.

Movie: 8:00 p.m.

Place: The Lake Pavilion, 401 Clematis Street, WPB (across the street from E.R. Bradley's)

Registration discounted now through January 2: \$15.00 for adults; \$5.00 children



Prizes for Golden Tickets!

Don't Miss The Fun!

RSVP Today @

www.palmbeachbar.org

Law Related Education Committee Hosts Mock Trial Competition



**By Lanelle Meidan
of Ackerman, Link &
Sartory, P.A.**

On November 17, the Law Related Education Committee hosted the Palm Beach County Bar Association's 2014 High School Mock Trial Competition at the Palm Beach County Courthouse. This is the second year the Committee has hosted the event.

The Mock Trial Competition is a series of short, simulated jury trials contested by students enrolled in Palm Beach County high schools (grades 9-12). Four local high schools participated in the event: Inlet Grove, American Heritage, Palm Beach Lakes, and Royal Palm



Mock trial participants prepare to receive instructions at the start of the day

Beach. Each team was composed of four-to-eight students, with students playing the roles of lawyers and witnesses. Teams had to be prepared to present both the plaintiff's and the defendant's side.

Palm Beach County Bar Association members acted as presiding judges and scoring judges, who comprised each trial's mock "jury." "Judging the competition was a great experience," said Timothy Murphy of Personal Injury of Florida. "My partners and I all participated as judges and we were very impressed with the preparation and professionalism demonstrated by the students."

The event was sponsored by Hartley & Morton, Ozment Merrill, the Palm Beach County chapter of the Paralegal Association of Florida, and Personal Injury of Florida. "We are very proud of this event," said organizer Andrew Kwan, of Beasley Kramer & Galardi, P.A. "It is organized by lawyers, with lawyers providing the commentary and critiques to the students. We strive to provide a

challenging, authentic trial experience for the students."

This year, the case for trial involved alleged misuse of information posted on Facebook. Law Related Education Committee members Joseph Bilotta, of Vassallo Bilotta Friedman & Davis, and Sherri Collins, of the Palm Beach County Office of State Attorney, drafted the trial packet that framed the issues in the case. The packet included pleadings, witness statements, and relevant rules and case law.

Students competed in three rounds: two in the morning and one in the afternoon. Competition organizers matched up teams randomly for the competition rounds. At the end of the day, a team from American Heritage took first place, with Palm Beach Lakes finishing as runner-up. "This is an excellent introduction into lawyering in Palm Beach County," said Kwan. "The competition emphasizes civility, and it helps train the next generation on the importance of professionalism."

The Law Related Education Committee has additional events scheduled as well, including Benchmarks programs "Judge for Yourself" at the



Student from American Heritage presents opening argument to a panel of judges

West Boca Library and "Could You Pass this Test?" at the Wellington Library. In addition, Judge Rosemarie Scher and Judge Lisa Small are already set to give two separate Informed Voters Project presentations early next year.

Get involved with the Law Related Education Committee! Please contact Committee Chair Liz Herman of Rosenbaum Mollengarden PLLC at (561) 653-2900 or yherman@r-mlaw.com if you would like to become a presenter or if you can suggest any community groups that might be interested in a Benchmarks presentation.

With more than 25 years of experience, Robert Burns has helped high-net-worth individuals and families in Florida and across the country make more informed, less emotional investment decisions.

Burns Nearing Wealth Management Group



Robert Burns, CFP®, ChFC®

Senior Vice President – Wealth Management
Wealth Management Advisor
Portfolio Manager, PIA Program
561.775.8113

Merrill Lynch

3507 Kyoto Gardens Drive, Suite 400
Palm Beach Gardens, FL 33410
www.fa.ml.com/robert_burns1



Life's better when we're connected®

CFP® is a certification mark owned by the Certified Financial Planner Board of Standards, Inc., and is awarded to individuals who successfully complete CFP Board's initial and ongoing certification requirements. ChFC® is the property of The American College and may be used by individuals who have successfully completed the initial and ongoing certification requirements for this designation.

Merrill Lynch Wealth Management makes available products and services offered by Merrill Lynch, Pierce, Fenner & Smith Incorporated ("MLPF&S"), a registered broker-dealer and member SIPC, and other subsidiaries of Bank of America Corporation ("BoFA Corp.").

Investment products: **Are Not FDIC Insured** **Are Not Bank Guaranteed** **May Lose Value**

The Bull Symbol, Merrill Lynch Personal Investment Advisory, Merrill Lynch and Life's better when we're connected are trademarks of Bank of America Corporation. © 2014 Bank of America Corporation. All rights reserved. | ARQNGCWF | AD-10-14-0215.A | 470944PM-1014 | 10/2014

Young Lawyers November Happy Hour



Stephen Walker, Santo DiGangi and Bob Bertisch



Ann Breeden, Matt Ocksrider, Jack Rice, Leslie Metz and Dan Barsky



Jamie Gavigan, Jeremy Pigott and Kathleen Sorgini



Mike Kranz, Olivia Liggio and Robert Wight



Stephanie Cagnet and Judge-elect Jaimie Goodman

YLS January Happy Hour

Be sure to join members of the YLS and FAWL for their annual joint event scheduled this year for

**Thursday, January 15 from 5:30 – 7:00
at Brio's at City Place.**

Pre-registration is required and can be done on the Bar's website
palmbeachbar.org

MCCABE RABIN, P.A. ATTORNEYS AT LAW



Ryon McCabe

rmccabe@mccaberabin.com



Adam Rabin

arabin@mccaberabin.com



Dina Keever

dkeever@mccaberabin.com

Business Litigation & Disputes

Securities Arbitration

Whistleblower/Qui Tam Litigation

**Our team consists of former federal prosecutors
and board certified business litigators**

Referral fees paid consistent with Florida Bar rules

561-659-7878

Centurion Tower 1601 Forum Place, Suite 505, West Palm Beach, FL 33401

www.McCabeRabin.com



Elective Share Made Easy – Part I (Procedures & Time Periods)

by David M. Garten

This article is Part I of a five part series pertaining to Florida's elective share. The following procedures and time periods apply to an elective share:

Time of Election: An election to take the elective share must be filed on or before the earlier of the date that is 6 months after the date of service of a copy of the notice of administration, or the date that is 2 years after the date of the decedent's death §732.2135(1), F.S. However, you may petition the court for an extension of time for making an election. §732.2135(2), F.S. Bar Form No. P-4.0540. Bar Form No. P-4.0540.

Withdrawal of Election: An election may be withdrawn at any time within 8 months after the decedent's death and before the court's order of contribution. §732.2135(3), F.S.

Notice of Election: Upon receipt of an election, the personal representative must serve a notice of election within 20 days following service of the election together with a copy of the election on all interested persons in the manner provided for service of formal notice. Fla. Prob. R. 5.360(b)(3). Bar Form No. P-4.0545.

Objection to Election: Within 20 days after service of the notice of election, an interested person may serve an objection to the election. Fla. Prob. R. 5.360(b)(3)(B) and 5.360(b)(4).

Order Determining Entitlement to the Elective Share:
(a) If no objection to the election is timely served, the court must enter an order determining the spouse's entitlement to the elective share. (b) If an objection to the election is timely

served, the court must determine the surviving spouse's entitlement to the elective share after notice and hearing. Fla. Prob. R. 5.360(c). Bar Form No. P-4.0555.

Petition to Determine the Amount of the Elective Share: The personal representative must file and serve a petition to determine the amount of the elective share within 60 days after entry of the order determining entitlement to the elective share. If the personal representative does not file the petition to determine the amount of the elective share within 90 days from rendition of the order of entitlement, the electing spouse or the attorney-in-fact or the guardian of the property or personal representative of the electing spouse may file the petition specifying as particularly as is known the value of the elective share. Fla. Prob. R. 5.360(d)(1), 5.360(d)(2) and 5.360(d)(3). Bar Form No.'s P-4.0560 and P-4.0570.

Inventory of the Elective Estate: The inventory of the elective estate required by Fla. Prob. R. 5.340 must be served within 60 days after entry of the order determining entitlement to the elective share. Fla. Prob. R. 5.360(d)(2) and 5.340(g).

Objection to Amount of Elective Share: Within 20 days after service of the petition to determine the amount of the elective share, an interested person may serve an objection to the amount of or distribution of assets to satisfy the elective share. Fla. Prob. R. 5.360(d)(4).

Determination of Amount of Elective Share and Contribution: (a) If no objection is timely served to the petition to determine the amount of the elective share, the court must enter an order on the petition. (b) If an objection is timely served to the petition to determine the amount of the elective share, the court must determine the amount of the elective share and contribution after notice and hearing. Fla. Prob. R. 5.360(d)(5). Bar Form No.'s P-4.0565 and P-4.0575.



LEGAL AID SOCIETY
Palm Beach County

Upcoming Events ~ 2015
SAVE THE DATES



LEGAL AID SOCIETY
Palm Beach County

Friday, February 20th, 2015, 5:30 - 9 PM
4th Annual Pankauski Pour Wine Tasting Event
 Pre-Register: \$30 Door Donation: \$35
 Under the Stars on South Olive Avenue
 (Between Clematis & Datura)

Saturday, May 9th, 2015, 6 - 10 PM
"Cirque": Legal Aid's 27th Annual Pro Bono Recognition Evening & Auction
 Tickets: \$150
 Palm Beach County Convention Center

For more information or to RSVP for any of the above events,
please contact us at 561-822-9763.

Have a great time while helping Legal Aid continue to serve
the less fortunate families, children and individuals living in our county.

Judicial Luncheon Series

January 20, 12 noon – 1 pm

North County Courthouse, Courtroom #1

Speakers: Judges Laura Johnson,
Krista Marx, and John Phillips

Topics: **How to Get the Most Out of Your Courtroom Time and Your Judge**

- An overview of how each division/judge handles their cases
- how each division/judge handles their UMC
- how each division/judge handles their case management conference and/or trials
- tips for handling your case more smoothly

Pre-registration required (no walk-ins)
through the website www.palmbeachbar.org

MEDIATION CONFIDENTIAL:

What Mediators Want You & Your Clients To Know

Presented by our Solo & Small Firm Practitioners Committee

Wednesday, January 7, 2015

11:45 a.m. to 1:00 p.m.

Bar Office



CHOOSING THE RIGHT MEDIATOR presented by Michael Mopsick, Esq., Shapiro, Blasi, Wasserman & Gora, P.A.

- Learn how to customize your mediation.
- Choose wisely. Hiring the right mediator can help build your case. Find out what characteristics to look for in your mediator.
- Should you pick a mediator based on their practice area?
- Find out how to educate your mediator for the best chance of success.
- The role of civility in mediation.

PREPARING YOUR CLIENT FOR MEDIATION presented by Sandy Myers, Esq.

- What is the best way to prep your client for mediation?
- Who pays for mediation and when is payment due?
- Is it ok to include "professional attendees" to mediation, such as a CPA? If so, who pays for his or her time? What about clients who want to bring a friend for moral support?
- There are ethical concerns that can take place during and after a mediation. Do you know what they are?

THE UGLY TRUTH presented by Rodney Romano, Esq., Matrix Mediation

- How is your conduct during mediation? You may be surprised. Your perception of strength may actually indicate weakness.
- Should you agree to phone appearances? What is "full authority?"
- Learn the five most important steps to maximize the benefit and success of your mediation.

Sponsored by:

QUEST
WORKSPACES



ALEXANDER "SANDY" MYERS, ESQ.

SHAPIRO BLASI
&
WASSERMAN GORA, P.A.

Registration is just \$10.00 and includes 1.0 General CLE Credit from
The Florida Bar, plus Lunch.

Attorneys who are not PBCBA members are welcome to attend for \$20.00.

Add \$5.00 if registered after 5:00 p.m. on 1/5/15

RSVP!

**HOW TO
REGISTER**



BY CHECK
Return this
form



BY CREDIT CARD
For security purposes, you must register
online at www.palmbeachbar.org

Name: _____ Telephone # _____

Address: _____ Email _____

Solo Luncheon January 7, 2015



The Tort of Outrage in the Disposal of Human Remains

by Ted Babbitt

Winter Haven Hospital v Liles, 39 Fla. L. Weekly D2109 (Fla. 2nd DCA Oct. 8, 2014) was a case in which plaintiff's

decendent, a 49 year old woman, died in a hospital emergency room after being treated for shortness of breath. Her daughter sought a second autopsy after disagreeing with the findings of the hospital's pathologist who determined that her mother died of natural causes.

In inquiring about a second autopsy, the plaintiff discovered that her mother's internal organs had been incinerated as biohazardous waste along with common garbage and that the combined ashes had been sent to a landfill. Plaintiff brought suit against both the hospital and the pathologist who performed the autopsy based upon the tort of outrage.

Conflicting expert testimony was presented by the parties as to whether organs are ordinarily returned to survivors after the performance of an autopsy. All experts agreed, however, that mixing human remains with ordinary waste is improper.

The plaintiff testified as to her emotional distress in finding that her mother's organs had been incinerated contrary to her mother's desire not to be cremated. She also testified that her distress was aggravated by the knowledge that a portion of her mother's body had been mixed with waste and that the ashes had been disposed of along with garbage.

The jury found that the conduct of both the pathologist and hospital constituted "extreme and outrageous conduct (that) was a legal cause of severe emotional distress."

The elements of the tort of outrage as set forth at D2112 constitute:

- (1) The wrongdoer's conduct was intentional or reckless, that is, he intended his behavior when he knew or should have known that emotional distress would likely result;
- (2) the conduct was outrageous, that is, as to go beyond all bounds of decency, and to be regarded as odious and utterly intolerable in a civilized community;
- (3) the conduct caused emotion[al] distress; and
- (4) the emotional distress was severe.

Meeting the standard for outrage under Florida law is difficult at best. The Court cited with authority Florida cases holding:

Gallooly v. Rodriguez, 970 So. 2d 470, 471 (Fla. 2d DCA 2007) (second alteration in the original) (citing *LaGrande v Emmanuel*, 889 So. 2d 991, 994-95 (Fla. 3d DCA 2004). "Conduct claimed to cause severe emotional distress must be 'so outrageous in character, and so extreme in degree, as to go beyond all possible bounds of decency.'" *Matsumoto v. Am. Burial & Cremation Servs., Inc.*, 949 So. 2d 1054, 1056 (Fla. 2nd DCA 2006) (quoting *Ponton v. Scarfone*, 468 So. 2d 1009, 1011 (Fla. 2d DCA 1985)). "[T]he conduct must be evaluated on an objective basis to determine

whether it is 'atrocious and utterly intolerable in a civilized community.'

The Court concluded that sufficient evidence did not exist to support the tort of outrage against the pathologist since he had never spoken to the decedent's family, knew nothing of their desire to avoid cremation, and that there was an absence of any evidence of any intention to inflict emotional distress on the decedent's survivors.

Because the trial court improperly instructed the jury on cremation, the appellate court reversed the verdict against the hospital as well but found that based upon the lack of consent to incinerate the organs, the improper disposal of human remains together with trash, and the testimony of severe emotional distress that sufficient evidence existed for retrial on the tort of outrage against the hospital. At 2113, the Court concluded:

"it [is] within the province of the jury to find that the facts, and the proper inferences from the facts, establish that [crematorium's] conduct was extreme and outrageous"; see also *Williams v. City of Minneola*, 575 So. 2d 683, 691 (Fla. 5th DCA 1991) (recognizing that "our society... shows a particular solicitude for the emotional vulnerability of survivors regarding improper behavior toward" their dead loved one and that in such cases, "behavior toward" their dead loved one and that in such cases, "behavior which in other circumstances might be merely insulting, frivolous, or careless becomes indecent, outrageous and intolerable").

The independent tort of outrage is a difficult one to establish as a matter of law. This case relaxes that standard as it relates to the disposal of human remains.

NOTE: BECAUSE A NUMBER OF PEOPLE HAVE REQUESTED COPIES OF PAST ARTICLES, A COMPILATION OF THESE ARTICLES IS NOW AVAILABLE TO MEMBERS OF THE PALM BEACH COUNTY BAR ASSOCIATION, FREE OF CHARGE, BY CALLING (561) 684-2500.

Board Meeting Attendance

	JUL	AUG	SEP	OCT	NOV
Barnes	x	x	x	Phone	Phone
Demmery	x	x	x	x	x
Huber	x	x	x	x	x
Kypreos	x	x	x	x	x
Mason	x	x	x	x	x
McElroy	x	x	x	Phone	Phone
Pressly	x	x		x	x
Reagan	x	x	x	x	x
Weiss	x	x	x	x	x
Whittles	x	x	x	x	x
Wyda	x	x	x	x	x
Xenick	x	x	x	x	x
Yaffa	x			x	x

Judicial Profile — Judge Samantha Schosberg Feuer



by **Roger W. Feicht**

Judge Schosberg Feuer grew up in Miami-Dade, the only child of two working parents - her father served in the U.S. Army and her mother was a school teacher. From a very young age, she developed a strong sense of fairness and a passion for pleading her case to her parents, who often responded to her arguments with the predictive phrase: “save it for the courtroom, Samantha.”

She went away for college to study International Relations at Tufts University in Massachusetts. While at Tufts, she was a member of the Tufts track and cross-country teams. While preparing for a cross-country meet, she broke her femur, but the titanium rod that is still in her leg has not prevented her from remaining an avid runner. She has finished several half marathons and continues to train for more. Thanks to her childhood in Miami and a college semester studying abroad in Madrid, Spain, she is fluent in Spanish.

In addition to her passion for running, Judge Schosberg Feuer loves to travel and read. Her daughter, Sophia, is 7 and sings, plays the violin and repeatedly reminds Samantha of herself as a child. Her son, Jack, is four years old, is as tenacious as his mother and enjoys playing soccer and tennis.

Judge Schosberg Feuer worked on Capitol Hill for a U.S. Senator before enrolling at University of Florida’s Levin College of Law. After graduation from UF, she served as Assistant State Attorney and then Special Prosecutor in the Career Criminal / Robbery Division in the 11th Judicial Circuit in Miami. As a prosecutor, she successfully prosecuted and tried a variety of misdemeanor and felony cases. It was at the State Attorney’s Office that she met her husband, Leonard, who now has his own firm as a criminal defense attorney in West Palm Beach.

After working for almost a year in private practice doing labor and employment law, Judge Schosberg Feuer, missed the courtroom and returned to her role as prosecutor as Assistant State Attorney for the 15th Judicial Circuit, in Palm Beach County. Judge Schosberg Feuer was then recruited by the Florida Attorney General’s Office, where she worked in the Consumer Protection Division, first as Assistant Attorney General and then as Chief of the South Florida Bureau. While working for the AG’s office, she handled complex consumer protection, mortgage fraud and RICO cases and trained Assistant Attorney Generals from other areas of the country. She then returned to private practice with Akerman LLP in West Palm Beach and for the last year, Judge Schosberg Feuer has handled complex insurance fraud cases.

In addition to her work as a lawyer, she is very active in her community. She was the Co-Founder of the Women’s Foundation of Palm Beach County, was the President of the Palm Beach Florida Association for Women Lawyers (FAWL) and served on the Board of the Palm Beach Chapter of the Leukemia and Lymphoma Society. She is also dedicated to mentoring younger lawyers and leaders. Judge Schosberg Feuer started the

Mentoring Committee of the local chapter of FAWL and the Women’s Foundation’s - Girl’s Leadership Institute program.

Thanks to her parents imparting in her a strong sense of right and wrong, and a passion for public service, Judge Schosberg Feuer has always wanted to serve as a judge. She seized that opportunity last year and ran for the seat vacated by the retirement of

Judge Lucy Chernow Brown. Her valuable experience as a civil litigator in private practice and at the Attorney General’s Office, combined with her experience as a criminal prosecutor, has helped prepare Judge Schosberg Feuer for the variety of cases she will preside over as a circuit court judge. She has a zeal for serving her community and ensuring that everyone’s voice is heard by a fair and impartial judiciary - from the *pro se* litigant to the giant international corporation. As a judge, she will hold herself and lawyers in her courtroom to the “Four P’s” –Punctual, Polite, Professional, and Prepared.

Roger W. Feicht practices Employment Law and Commercial Litigation with Gunster, Yoakley & Stewart, P.A. out of Gunster’s West Palm Beach office. He can be reached at RFeicht@gunster.com.



*The Divorce Lawyers of Nugent Zborowski & Bruce are proud to introduce **StayMarriedFlorida.com**, a complementary resource helping couples have (and keep) wonderful relationships while living happy, healthy & enjoyable lives in South Florida.*



StayMarriedFlorida.com

Developed By:

Christopher R. Bruce

Supported By:

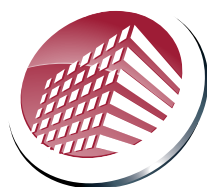
NUGENT ZBOROWSKI & BRUCE

Marital & Family Law Attorneys

NugentLawFirm.com (561) 844-1200

Chris@StayMarriedFlorida.com

Office: North Palm Beach



MORGAN & MORGAN BUSINESS TRIAL GROUP

— Contingency-Fee Litigation —



The Contingency-Fee Business Litigation Attorneys

Morgan & Morgan's Business Trial Group is a team of trial attorneys focused solely on **contingency-fee business litigation**. We accept attorney referrals and pay **referral fees** in all business litigation practice areas.

Practice Areas:

- Contract Litigation
- Construction Litigation
- Employment Litigation
- Intellectual Property
- Partnership Disputes
- Professional Liability
- Real Estate Litigation
- Securities Litigation
- Trust & Estate Disputes

Let's Start a Profitable Referral Relationship

Contact us today to discuss your client's case
561.227.5858 or **WPB@ForThePeople.com**

www.ForThePeople.com/BTG

Offices: Ft. Lauderdale | Ft. Myers | Jacksonville | Naples | Orlando | Sarasota | St. Petersburg | Tallahassee | Tampa | West Palm Beach



Can Your Client Legally Fly A Drone?

by Christopher B. Hopkins

Any reference to a “drone” likely conjures images of air strikes in distant places like Afghanistan or Yemen. But commercial and recreational drones are airborne in Florida. On July 4th, a man flew a drone over the West Palm Beach intracoastal to shoot video from inside the fireworks display. The City of Boynton Beach recently made headlines by simply declining to ban drone flights in city parks. And, in October, Lilly Pulitzer posted an Instagram drone video shot above the Brazilian Court in Palm Beach. Drones may be here but clear regulations for commercial or recreational use remain a distant spot on the horizon -- especially after a confusing court order in *Federal Aviation Administration v. Pirker*, which involved commercial video taken overhead at the University of Virginia. Can your client legally fly a drone?

Also known as unmanned aircraft systems (UAS), drones have far-reaching commercial applications: farmers in Belle Glade can survey or spray crops; realtors in Boca Raton can truly “show” a property; and Palm Beach resorts and golf courses can entice tourists with spectacular flyover video. Drones are also fun to fly. Broadly speaking, both a radio controlled plane or a small helicopter with four blades (known as a quadcopter) are drones. They can be controlled via line-of-sight flying or, better still, through a first person perspective transmitted from an onboard camera to goggles worn by the user. These UAS can lift off, hover, and even automatically return “home” using GPS if they stray out of range. While a combat UAS may cost millions of dollars and fly for more than three days straight, a commercially-available DJI Phantom 2 equipped with a GoPro Hero camera costs less than \$1,500 and can be delivered to a home or business by Amazon in two days. Less expensive models run a few hundred dollars, fly for about 15 minutes, and can be operated by a controller or an iPad. As drone prices plummet, their popularity soars.

To get a sense of the commercial application of drone video, search for “Team Black Sheep” on YouTube to view their stunning aerial videos of New York, San Francisco, and even landing on the prone Costa Cordia cruise ship in Italy. Then do a search for “Black Sheep UVA” to see the video taken from a 4 lb. glider which launched *FAA v. Pirker*.

In October 2011, Raphael Pirker flew his drone as part of a commercial video shoot for a hospital near U.Va. Because he allegedly flew recklessly and carelessly, the FAA fined him \$10,000. He fought back and, in March 2014, won a surprising order of dismissal on the grounds that the FAA lacked “regulatory authority over model aircraft.”

In *Pirker*, the NTSB administrative law judge found that the FAA had a long history of not regulating “model aircraft” and thus the Administration could not rely upon recent policy

statements about small drones as if they were fully-vetted regulations. Back in the 1980’s, the FAA issued voluntary guidelines to “modelers” who flew radio controlled devices; those guidelines, according to Pirker, “distinguished and excluded model aircraft from...[regular] aircraft.” In the mid-2000’s, the FAA issued internal guidance and policy regarding small drones but stated that any exemption for “modelers” did not apply to commercial use. The Pirker court, however, found that the FAA had not undertaken “valid legislative rulemaking” and thus Pirker could not be subject to a civil fine based on mere guidance or policy.

Pirker, however, is misunderstood by many commentators and, apparently, ignored by some drone pilots. First, the events which led to Pirker predate the FAA Modernization and Reform Act of 2012. On one hand, the now-in-effect Act prevents the FAA from promulgating “any rule or regulation regarding model aircraft” but, on the other hand, the Act narrowly defines “model” use and pointedly holds that commercial use of drones is controlled (and largely prohibited) by the FAA. While *Pirker* references the Act, the order was not rendered pursuant to the Act. Thus, a *Pirker* defense would not necessarily protect against current FAA enforcement.

Second, the FAA maintains that *Pirker* is stayed pending appeal and reinforced its limited view of the “modeler” exemption in its June 2014 Interpretation of the Special Rule for Model Aircraft. This means that the FAA continues to issue cease-and-desist letters to drone pilots. Third, under current law, even if a “modeler” is flying a drone, the use of first person goggles is not permitted -- which cripples the newest advances in drone technology. Fourth, the FAA asserts that any “flights that are in furtherance of a business or incidental to a person’s business would not be a hobby or recreational flight.” Thus, per the FAA, it appears that test-flying by drone manufacturers; demonstrations by drone sellers; lessons by drone enthusiasts; or any drone flight which is “incidental” to a business could invite a cease-and-desist letter. As of August 2014, there were at least three suits which challenge the FAA’s Interpretation. Despite its restrictive stance, the FAA is tasked with fully integrating drones into the national airspace by late 2015.

Clients who use drone video or otherwise rely upon drones should be clear on the current state of the law before proceeding with commercial drone flights. Even recreational users need to be aware of the current restrictions (e.g., under 400 ft; more than 5 miles away from an airport without permission; and no use of enhanced vision goggles) before publishing GoPro video to the internet which might invite federal scrutiny.

Christopher B. Hopkins is a partner with Akerman LLP. No need for a low altitude flyby, just send an email to christopher.hopkins@akerman.com.

Welcome New Members!

The following represents each new member's name, law school, and date of admission to The Florida Bar and law firm association.

Dawn M. Alba: Nova Southeastern University, 2014; West Palm Beach

Eftihios Evan G. Andronis: University of Miami, 2014; Jupiter.

Julie Kay Araskog: Notre Dame, 2013; Solo Practitioner, Palm Beach.

Andrew John Batog: Barry University, 2009; Legal Aid Society of Palm Beach County.

Anthony K. Bostwick: Thomas M. Cooley Law School, 2014; Associate in Falk Law Group, Lake Worth.

Philip G. Burke: Florida A&M University, 2014; Tequesta.

Matthew R. Chiapperini: St. Thomas University, 2014; Associate in Reifkind, Thompson, & Rudzinski, P.L., Lake Worth.

Eric Scott Dwoskin: University of Michigan, 2012; Associate in Schwarzberg & Associates, P.L., West Palm Beach.

Germaine Z. English: Florida A&M University, 2012; City of Lake Worth.

Lauri J. Goldstein: Thomas M. Cooley Law School, 1990; Partner in Goldstein, Schmitt & Cambron, P.L., Stuart.

Scott A. Grauman: Thomas M. Cooley Law School, 2009; Solo Practitioner, Great Neck, NY.

Derek Marshall Jorgensen: Florida Coastal School of Law, 2014; Associate in Scott, Harris, Bryan, Barra & Jorgensen, P.A., Palm Beach Gardens.

Cameron T. Kirby: University of Virginia, 2014; Fourth District Court of Appeals, West Palm Beach.

Michael W. Kranz: University of Florida, 2014; Associate in Mrachek, Fitzgerald, Rose, Konopka & Dow, West Palm Beach.

Jerry C. Leakey: Florida A&M University, 2012; Lake Worth.

Christopher Richard Machado: Florida International University, 2014; Miami

Ryan D. McCarty: Rutgers University, 2011; Solo Practitioner, Palm Beach Gardens.

Katherine E. Miller: Nova Southeastern University, 2011; Associate in Rudolph & Associates, LLP, West Palm Beach.

Devika M. Moonasar: Nova Southeastern University, 2014; Palm Beach Gardens.

Sophie E. Morgan: Boston College, 2014; Associate in Leslie Robert Evans Associates, P.A., Palm Beach.

Leaha Norvell: Thomas M. Cooley Law School, 2014; Associate in Allen Falk, P.A., Lake Worth.

Jonathan B. Nunn: Nova Southeastern University, 2013; Associate in Clarfield, Okon, Salomone & Pincus, P.L., West Palm Beach.

Lansing R. Palmer: Boston University, 1971; Partner in Akerman, LLP, West Palm Beach.

Nicole McNamara Quattrocchi: Southern Methodist University, 2008; Associate in Dave K. Roy, P.A., West Palm Beach.

Andrew L. Remington: Law Student Membership, Palm Beach Gardens.

Jenna G. Rubin: Harvard University, 2010; Associate in Gutter Chaves Josepher Rubin Forman Fleisher, Boca Raton.

David A. Schnobrick: Law Student Membership, Ft. Lauderdale.

Kathleen Sorgini: University of Florida, 2014; Associate in Sorgini & Sorgini, Lake Worth.

Luis Antonio Sosa: Barry University, 2014; Associate in Rosenthal, Levy, Simon and Ryles, Port St. Lucie.

Victor Tobin: University of Miami, 1974; Partner in Tobin & Tobin, PA, Parkland.

Cathleen Denise Ward: St Thomas University, 2014; Associate in Ward Damon, West Palm Beach.

Jennifer L. Ware: University of Florida, 2014; Associate in Aldo Beltrano, P.A., Jupiter.

Stephanie L. Wyman: Barry University, 2012; West Palm Beach.

Michael R. Zangara: University of Miami, 2011; Associate in David J. Halberg, P.A., West Palm Beach.



SALNICK, FUCHS & BERTISCH, P.A.

State & Federal Criminal Defense

The Law Offices of Salnick, Fuchs & Bertisch, P.A. is pleased to announce that **Gregory Salnick**, former Assistant State Attorney for the 15th Judicial Circuit, has joined the firm. Mr. Salnick, an experienced trial lawyer, will practice State and Federal criminal defense in all courts throughout the State of Florida. Mr. Salnick will continue the firm's mission of providing aggressive, dignified and discreet representation to those accused of a criminal offense.

One Clearlake Centre, 250 South Australian Avenue, Suite 1203, West Palm Beach, FL 33401, (561) 471-1000

Awards to be presented at Bench Bar Conference – Nominations Requested

Two awards will be presented at the March 27, 2014 Conference: the 4th Annual **Judge Edward Rodgers Diversity Award** and the 16th Annual **Sidney A. Stubbs Professionalism Award**. Members are encouraged to nominate a member or organization for either of these prestigious awards.

Criteria for the **Professionalism Award** are individual members of the Palm Beach County Bar Association. The Professionalism Award recognizes an attorney that has demonstrated or promoted outstanding professionalism in Palm Beach County, as defined by exemplary ethical conduct, character and integrity, respect for the legal system and all of its participants, commitment to maintaining the highest levels of professional competence, courtesy and civility, and commitment to serving clients, the community and

the public good. **The deadline to submit nominations will be February 3.**

Criteria for the **Diversity Award** requires that the recipient should be a person (must be a PBCBA member) or organization who:

1. Demonstrates a consistent pattern of (either the individual or organization)'s commitment to the recruitment, retention and promotion of individuals of underrepresented populations;
2. Cultivates and promotes diversity and gender initiatives that establish and foster a more inclusive and equitable work environment;
3. Promotes and facilitates education, community outreach and social engagement with and between people of varying ethnic or religious backgrounds, gender, socioeconomic status, sexual orientation, and/or physical and mental capabilities so that persons of diverse

background can enter and prosper in the legal field;

4. Exhibits visionary and insightful leadership to confront and resolve inequities through strategic decision-making, allocation of resources, and establishment of priorities;
5. Outlines defined goals, actions steps and accomplishments toward achieving a work environment that recognizes, promotes and encourages a diverse workforce at all levels throughout an organization;
6. Implements and carries out best practices that support diversity and inclusion goals.

The deadline to submit nominations will be February 3.

Applications for either of these awards can be found on the Bar's home page at palmbeachbar.org.



Fighting for the Injured since 1985
**Rosenthal, Levy,
Simon & Ryles**
ATTORNEYS AT LAW



DO YOU HAVE CLIENTS WITH
BANKRUPTCY QUESTIONS?
TRUST THEM TO

BRIAN K. MCMAHON

WITH OVER 25 YEARS EXPERIENCE
YOU CAN BE ASSURED YOUR CLIENTS WILL
BE WELL REPRESENTED.

1401 Forum Way, Sixth Floor
West Palm Beach, FL 33401
561.478.2500



www.RosenthalLevy.com
info@RosenthalLevy.com

Personal Injury | Workers' Compensation | Bankruptcy
Social Security Disability | Veterans Affairs Benefits



The Eleventh Annual Kozyak Minority Mentoring Picnic

by Julia Wyda, CDI Committee Co-Chair

The Eleventh Annual Kozyak Minority Mentoring Picnic was held in Miami on Saturday, November 1, 2014. The weather was exceptional – blue skies, cool breezes, and a bright sun that was no challenge for the white sunglasses Veritext gave attendees and the straw hats Sabadell provided.

From noon to 4:00 p.m., lawyers and law students played volleyball on two separate courts, while Asian dragons danced around the masses. There was more free food than our stomachs could possibly handle. In the name of research for this article, I tackled the roasted corn, stir-fry, hotdogs, hamburgers, chili, kettle corn and ice cream. All were delicious. There were also ribs, paella, gyros, roasted pork, chicken quesadillas and a mound of desserts. I'm sure equally delicious.

The picnic has grown each year, with now over 3,000 judges, lawyers and law students attending from all over



Nadine White-Boyd, Jeanmarie Middleton, Grace Murillo, Nicole Hessen and Kelly Hyman

Florida. Amid the endless tents of firms, bar associations, and litigation support companies, the Palm Beach County Bar Association's tent was full of action. Our tent included

members of the PBCBA's Committee for Diversity and Inclusion (CDI), the Hispanic Bar Association, the Malcolm Cunningham Bar Association, and the Palm Beach County Chapter of FAWL. While we encouraged law students to join our organizations and apply for the CDI summer internship program, we also enjoyed catching up with judges and attorneys happy to see that our organizations had traveled so far to be part of the picnic.

What is undeniable at the picnic is a sense of continued growth and importance. With the unnecessary, and what some of us consider entirely arbitrary, increase in law schools in our state, there are now far too many law students looking for far too few jobs. This is a growing reality our profession continues to face. The picnic is a stark reminder of it. It is also a reminder of the many graduates who are now practicing law on their own. The countless badges worn by recently admitted lawyers seeking mentors at the picnic reflects the important responsibility we all have in reaching out to mentor these new lawyers. I know I'm not alone in my recent struggles with unprofessionalism in the courts of our county and surrounding counties. If the picnic provides a venue for true mentoring to begin, it is worth every bit of the hard work John Kozyak has put into the picnic since its inception.

I left the picnic feeling extremely grateful for the mentors I've had in the past eight years, but also very eager to write this article to encourage all of the fantastic lawyers in our county to reach out to recently admitted attorneys and provide the mentorship they may be lacking in hopes that we can address the professionalism issues that are plaguing our profession. I hope more members of the Palm Beach County Bar Association will attend next year's picnic and become a mentor. The free food awaits you...

Of all the banks in South Florida, only one has the distinction of being called "The Lawyers' Bank."

For over 30 years, we have concentrated on providing law firms, their partners, associates, staff and clients with an uncommon level of attention and service. Which is why so many law firms in South Florida count on **Sabadell United Bank**. Whether it's business or personal banking, or private banking, our goal is to make a **measurable difference** in all relationships through exceptional service, and constant focus on delivering **measurable results** to our clients.

For more information, please call
Bud Osborne, Executive Vice President,
or Donn Londeree, Vice President at (561) 750-0075

Sabadell
United Bank



MEMBER
FDIC

www.sabadellunited.com

©2010 Sabadell United Bank



Don't forget to use the PBCBA's Diversity Placement Database when seeking to hire attorneys for your firm.
Go to the Bar's website and click on the diversity tab.



by **Manuel Farach**

Lehmann v. Coconut Bayou Ass'n, – So.3d –, 2014 WL 5461970 (Fla. 2d DCA 2014).

A valid deed recorded after a “wild deed” is not, pursuant to the exception at Florida Statute §712.03(4), extinguished by the Record Marketable Title Act.

Citibank, N.A. v. Konigsberg, – So.3d –, 2014 WL 5461972 (Fla. 2d DCA 2014).

A notice filed by lead counsel during the sixty-day grace period merely stating that all counsel were “to forward further pleadings, motions, correspondence and other papers to the lead counsel” is sufficient “record activity” to avoid dismissal under Florida Rule of Civil Procedure 1.420 (e).

Smith v. Bruster, – So.3d –, 2014 WL 5462468 (Fla. 1st DCA 2014).

An action for return of real property procured by fraud is governed by the four year statute of limitations of Fla. Stat. § 95.11(3)(j), but the statute of limitations does not begin to run until the victim knew or should have known of the fraud.

REWJB Dairy Plant Associates v. Bombardier Capital, Inc., – So.3d –, 2014 WL 5462520 (Fla. 3d DCA 2014).

A new trial on both liability and damages is required if the plaintiff seeks additur under Florida Statute § 768.74(4) and the jury verdict makes it impossible for the reviewing court to determine on which claims and defenses the jury made its determination.

Sweetapple, Broeker & Varkas, P.L. v. Simmon, – So.3d –, 2014 WL 5462531 (Fla. 3d DCA 2014).

Funds and financial information are not privileged in the hands of a client, and do not become privileged by depositing the funds into an attorney’s trust account.

U.S. Nutraceuticals, LLC v. Cyanotech Corp., – F.3d –, 2014 WL 5471913 (11th Cir. 2014).

Arbitrability is issue for judicial determination unless parties clearly and unmistakably provide otherwise. Under the rules of the American Arbitration Association, parties agree the arbitrator decides whether the arbitration clause applies to the claims.

Holt v. Calchas, LLC, – So.3d –, 2014 WL 5614374 (Fla. 4th DCA 2014).

A witness must be sufficiently familiar with the procedures at the company where a business record was prepared that she can meet the foundation requirements of the Business Records Exception to the Hearsay Rule; it is not necessary to call the person who prepared the document to testify to admit the document under the Rule.

Pennington v. Ocwen Loan Servicing, LLC, – So.3d –, 2014 WL 5740990 (Fla. 1st DCA 2014).

The assignment of a mortgage does not necessarily assign or transfer the note.

Cook v. Fernandina Seafood Co., – So.3d –, 2014 WL 5769097 (Fla. 1st DCA 2014).

A court should dismiss a premature appeal (as opposed to relinquishing jurisdiction to obtain a final order or judgment) when an indeterminate amount of trial work remains.

Katline Realty Corp. v. Avedon, – So.3d –, 2014 WL 5654292 (Fla. 3d DCA 2014).

A party cannot contract away violations of the Home Ownership Equity Protection Act’s protections against high interest loans.

Hussey v. Collier County, – So.3d –, 2014 WL 5900018 (Fla. 2d DCA 2014).

The Bert Harris Act, Florida Statute § 70.001, only compensates for “as applied” claims of inordinate government regulation and contains a one year tolling provision so that the claim does not ripen until the exhaustion of administrative remedies. Inverse condemnation claims, on the other hand, do not have the same tolling provision and may be barred by the statute of limitations before the Bert Harris claims ripen.

Empire Beauty Salon v. Commercial Loan Solutions IV, LLC, – So.3d –, 2014 WL 5877947 (Fla. 5th DCA 2014).

Service of process on corporation’s officers or employees is not valid if there has not been compliance with Florida Statute § 48.091 regarding attempts to first serve the corporation’s registered agent during the statutorily required times.

Beach Community Bank v. City of Freeport, – So.3d –, 2014 WL 5856331 (Fla. 2014).

Ensuring that a real estate developer posts adequate security for infrastructure installation is a policy level decision of a governmental agency, and agency is entitled to sovereign immunity from claims agency was negligent for failure to ensure compliance.

Citrus County Hosp. Bd. v. Citrus Memorial Health Foundation, Inc. – So.3d –, 2014 WL 5856370 (Fla. 2014).

The Contracts Clause of the Florida Constitution, Article 1, § 10, applies to and protects the contracts of not-for-profit corporations.

Sample v. Wells Fargo Bank, N.A., – So.3d –, 2014 WL 5834512 (Fla. 4th DCA 2014).

An affidavit in support of a motion for summary judgment cannot establish the parties were mutually mistaken as to the legal description attached to a mortgage as one person cannot attest as to another’s knowledge.

American Business USA Corp. v. Department of Revenue, – So.3d –, 2014 WL 5834619 (Fla. 4th DCA 2014).

Florida’s tax on the internet sale of products ordered by out-of-state customers for out-of-state delivery violates the Commerce Clause of the United States Constitution.

Taxi USA of Palm Beach, LLC v. City of Boca Raton, Florida, – So.3d –, 2014 WL 5834856 (Fla. 4th DCA 2014).

A reviewing governmental board is not limited to “strict appeal” (no further introduction of evidence) on first-tier certiorari review from agency action.

N302DP, LLC v. Chardan Aero Corp., – So.3d –, 2014 WL 5836181 (Fla. 3d DCA 2014).

A lease agreement, whether of real or personal property, may create, defeat or amend the right to damages either party may have.

Elect *Santo DiGangi*

**Young Lawyers Division Board of Governors -
Seat 3, Fifteenth Judicial Circuit**

CLC
CRITTON | LUTTIER | COLEMAN
LLP



**VOTING PERIOD IS
MARCH 1 TO 23**

THE FLORIDA BAR

- Young Lawyers Division
- Judicial Nominating Procedures Committee

PALM BEACH COUNTY BAR ASSOCIATION

- Professionalism Committee
- Judicial Relations Committee
- Young Lawyers Section, Board Member
 - Pro Bono Committee, Chair
 - Happy Hour Committee, Chair
 - St. Baldrick's 2014, Team Captain: YLS All-Stars
 - Habitat for Humanity Project
 - School Supply Drive
 - Holiday Party for Kids
 - Café Joshua

ACCOMPLISHMENTS

- Craig S. Barnard Inns of Court
- Young Lawyers Section Board Member of the Month (September 2014)
- MADD – Prosecution Recognition of Excellence (2012)

MEMBERSHIPS

- Florida Association for Women Lawyers (FAWL)
- Kiwanis Club of West Palm Beach, Board of Directors
 - Scholarship Committee
- SunFest
 - Risk Management Committee, Vice Chair
- Dreyfoos School of the Arts – Alumnus

EDUCATION

- University of Florida Levin College of Law, J.D.
- University of Florida, B.A.



State Attorney Dave Aronberg and Stan Klett



Stephen Zaloom and Nicholas Johnson



Bill Wallshein, Marina Petillo
and John Carroll



Ken Johnson, Judge Amy Smith and Bill Price



NCS President Greg Yaffa and
David Glatthorn

North County Section Networking Mixer

Thursday, January 22, 2015

5:30 p.m. to 7:00 p.m.

Rocco's Tacos

5090 PGA Blvd.
Palm Beach Gardens

Cost: \$10.00 for NCS members;

Judges are complimentary
(register before 5:00 p.m. on 1/19/15
to avoid a \$5.00 late fee)

Non-section members are welcome for
\$25.00

RSVP online at
www.palmbeachbar.org

Sponsored by Alpine Jaguar,
Ricoh Legal, Sabadell United Bank
and Bob Greenberg,
CLTC Insurance Services

We make
e-recording
simple.

simplifile.com | 800.460.5657

simplifile[®]



Congratulations to the Stuart-based law firm **Goldstein, Schmitt & Cambron PL**, which recently won a \$15.2 million jury award, before deduction for attorneys' fees and expenses, on behalf of the widow and son of a 29-year-old Navy veteran killed in a June 2011 crash with a semi-trailer truck in Orlando.

The award was the second-largest ever in Florida in a motorcycle case.

An Orlando jury held for the plaintiff, finding that the truck driver was 93 percent liable for the accident and that the trucker's employer, Jacksonville-based Landstar Ranger Trucking, was negligent in failing to adequately supervise the driver.



Lead counsel Thomas P. Schmitt, a partner in Goldstein, Schmitt & Cambron, said the key to the case was proving the driver had been on the road in excess of the Federal Motor Carrier Safety Administration hours of driving limits.

Attorney Lauri J. Goldstein, the law firm's founding partner, said evidence showed how Landstar Ranger failed to maintain adequate recordkeeping by utilizing paper logs, known in the industry as "comic books," instead of electronic logs that most other large trucking companies used.

For more information on the case or about Goldstein, Schmitt & Cambron PL, go to www.femaleinjurylawyer.com/ or call (772) 222-2222.

Most cases result in a lower recovery. It should not be assumed that your case will have as beneficial a result.

**1330 S. FEDERAL HWY.
STUART, FLORIDA 34994
PHONE: 772-222-2222
FAX: 772-286-9893**



ADVERTISEMENT

Upcoming CLE Seminars

Your CLE Committee Chairs have been very busy at work planning live CLE seminars for our membership for this year. For more information about these seminars, please visit the Bar's website: palmbeachbar.org and click on the calendar icon at the bottom of the page. Also, don't forget, most of these seminars are also held live via webinar if you are not able to leave your office to attend in person.

January 16, 2015:
Real Estate Seminar

January 21:
Business Litigation
Luncheon Seminar

January 26:
Technology Luncheon Seminar

January 30:
Workers' Compensation
Seminar

February 5:
Technology Luncheon Seminar

February 9:
ADR Seminar

February 11:
Personal Injury
Lunch & Learn Seminar

February 18:
Employment Law Webinar

February 24:
Business Litigation
Luncheon Seminar

March 11:
Technology Luncheon Seminar

March 24:
Business Litigation
Luncheon Seminar

April 9:
Employment Law Webinar

April 15:
Business Litigation
Luncheon Seminar

April 16:
Elder Law Annual Dinner
Seminar

April 17:
Bankruptcy Law Seminar

April 22:
Securities Law Seminar

April 29:
Technology Luncheon Seminar

May 8:
Family Law Seminar

May 11:
Employment Law Webinar

May 15:
Estate & Probate Seminar

May 19:
Business Litigation
Luncheon Seminar

May 21:
Personal Injury
Lunch & Learn Seminar

May 29:
Real Estate Seminar

June 5:
Community Association
Law Seminar

June 12:
Employment Law
Seminar & Reception

June 19:
Business Litigation
Luncheon Seminar

Supporting the Best Day of the Year at the Courthouse - National Adoption Day



Members of our Lawyers for Literacy Committee show their support for National Adoption Day by hosting its second annual book and bear drive. Thank you to all of our members who donated books, bears and money.



Chubby Damsel donated five boxes of brand new books from the West Palm Beach Kiwanis Club.



Georgina Jimenez-Orosa and Melynda Melear deliver a car full of gifts from the Office of the Attorney General.

Support our Advertisers.
Mention that you saw their ad
in the *Bulletin*!



Welcomes

Eunice Baros, Esq. and Timothy McCarthy, Esq.
to our Full Service Firm of Mediators & Arbitrators.

Eunice Baros, Esq.*

Eunice Baros is a former Florida Assistant Attorney General (Consumer Fraud Unit), Senior Counsel at Holland & Knight LLP, and former Assistant Public Defender in the 15th Judicial Circuit. She is currently an elected director of the North County Section of the Palm Beach County Bar Association and an Emeritus Member of the Craig S. Barnard Inns of Court.



Timothy McCarthy, Esq.

With 17 years of experience as a Circuit Judge preceded by 27 years as a trial lawyer, He was a board certified civil trial and business litigation lawyer and is available for mediations and arbitrations of all civil matters including construction, personal injury & business litigation.



**Florida Supreme Court Certified Circuit Civil*

ARC Mediation accommodates clients throughout Florida,
from Miami-Dade through the Treasure Coast and beyond.

561-712-4717 • www.arcmediation.com

Lawyers for Literacy Committee invites you to attend an open house at Learning Ally

Learning Ally is a recording studio on Florida Atlantic University's Boca Raton campus dedicated to digitally recording textbooks and literature for K-12, college and graduate students. These recordings are for those who cannot read print due to blindness, visual impairment, dyslexia or other learning disabilities. They rely on volunteer readers to help them with their mission.

On **Thursday February 26 from 6:00 p.m. to 8:00 p.m.** Learning Ally will open its doors to lawyers, paralegals and their families who want to learn more about their organization.

There will be a tour of the facility and light refreshments. If you want to try your hand and voice at recording, there will be volunteers available to lead you through the process. For the last few years, the Lawyers for Literacy Committee has had a wonderful time learning and experiencing how important this studio is to the community. This year we are inviting you! Space is limited so please RSVP to Judith Migdal-Mack at jmigdalmack@legalaidsbpc.org or telephone Angie at (561) 655-8944 ext. 275

Connect with us!



[www.facebook.com/pages/
Palm-Beach-County-Bar-Association](http://www.facebook.com/pages/Palm-Beach-County-Bar-Association)



www.twitter.com/PBCBarPrez



[www.linkedin.com/company/
palm-beach-county-bar-association](http://www.linkedin.com/company/palm-beach-county-bar-association)



[www.youtube.com/
PalmBeachCtyBarAssn](http://www.youtube.com/PalmBeachCtyBarAssn)



Reading on tape... Member Ralph Mabie did it. You can too!

Earlier this year, I responded to a request from our Lawyers for Literacy Committee to attend a demonstration at Learning Ally, an organization which creates audio books for people without sight or with sight impairments. It made me think about what a gift it truly is to be able to pick up a textbook or a novel and just read it. It made me think about what a loss it would be not to have that freedom. Learning Ally gives that gift back and it's really easy to help. I became a volunteer. I go to the recording studio

on the FAU campus in Boca Raton, put on the headphones, and read. That simple. There is a little training that goes into it, not much though.

As volunteers we don't meet the clients for whom we are doing this, but we know that they are there. I find it very rewarding and intend to keep at it for a long time. Join me!

Ralph Mabie

Vernis & Bowling of Palm Beach, P.A.



McLAUGHLIN & STERN, LLP

is pleased to announce that

Cynthia J. Dienstag

*has joined the firm as a Partner
in our West Palm Beach, Florida office:*

CityPlace Office Tower
525 Okeechobee Boulevard, Suite 1530
West Palm Beach, Florida 33401
561-659-4020

Ms. Dienstag has focused her practice on marital and family law since 1989 and expanded her specialization to include domestic partnership matters.

McLaughlin & Stern, LLP is a full service law firm providing a diverse range of legal services to individuals and businesses.



McLaughlin & Stern, LLP

was established in 1898 and has offices in:

New York, New York * Milbrook, New York * Great Neck, New York * Naples, Florida * Miami, Florida

www.mclaughlinstern.com



INSURANCE COMPANIES DON'T RESPECT YOU.

If you are a non-Personal Injury attorney trying to handle a Personal Injury case, the insurance company you are up against knows you don't practice PI. They will not make a fair offer on the case.

Refer the case to us for a 25% referral fee - Personal Injury is all we do.

AUTO ACCIDENTS · PREMISES ACCIDENTS · MEDICAL MALPRACTICE · NURSING
HOME ABUSE · WRONGFUL DEATH · HEART ATTACKS IN PUBLIC PLACES



1-800-GOLD-LAW · 800GOLDLAW.COM
1800 S. AUSTRALIAN AVE, SUITE 400, WEST PALM BEACH, FL 33409

If you would like to establish a referral relationship, contact our Marketing Director, Tom Copeland, at (561) 697-4440 or TCopeland@800GOLDLAW.com to schedule a lunch with Mr. Goldenfarb - *our treat!*

*** Ad Rates ***

CLASSIFIED ADVERTISING RATES:
TO PLACE AN AD: 1) Please fax all ads to 561/687-9007. 2) Upon receipt you will be notified of cost. 3) Send payment by the 25th of the month. 4) Cost: 50 words or less \$50, 50-75 words \$65, up to 75 words with a box \$75. 5) Members receive 1 free classified ad per year (excluding professional announcements). Ads will only be re-run by re-faxing ad to 561/687-9007. Web-site advertising is also available for a cost of \$75 for a three week run. Payment must be received prior to publication and renewable only upon receipt of next payment.

The Palm Beach County Bar Association, its officers, directors, and staff do not endorse any product or service advertised. The PBCBA is committed to equal employment opportunity and does not accept employment ads which imply a preference based on race, color, sex, religion, national origin, disability, familial status, sexual orientation, age, marital status and gender identity or expression.

PROFESSIONAL ANNOUNCEMENTS:

The following announce their availability for referral, assistance and consultation.

SCOTT SUSKAUER: "AV" rated, Board Certified Criminal Trial Lawyer. Over 20 years of experience. All criminal matters in State and Federal Court including felonies, misdemeanors, DUI, juvenile and traffic matters, 1601 Forum Place, Ste. 1200, WPB, FL 33401; (561) 687-7866. www.suskauerlaw.com.

GREGORY TENDRICH, Esq.: "AV Preeminent" rated, FINRA Arbitrator and Mediator, Certified County Court Mediator and former Series 7 licensed VP & Asst. General Counsel to national and regional stock brokerage firms. All securities & investment related matters involving the recovery of losses due to stock broker fraud, misrepresentation, churning and unsuitable recommendations, in addition to representation of advisors in SEC, FINRA, regulatory enforcement, contract and employment matters. (561) 417-8777 or visit www.yourstocklawyer.com.

GREY TESH: "Law is not black or white, it's Grey." Passionate, caring, truthful, prepared. Soul (sic) practitioner. Criminal Defense (Board Certified in Criminal Trial) and Personal Injury. Over 100 jury & non-jury trials to verdict. Federal & State | 515 N. Flagler Drive | greytesh.com (561) 686-6886.

OFFICE SPACE

PRIME PALM BEACH GARDENS

PGA CORRIDOR: Space available. Beautifully decorated and finished; One to Four turn-key offices with clerical assistant space, kitchen, file storage, conference room, copier, internet. Walk to Gardens Mall or Intracoastal; Great cross referral possibilities with growing firm; term negotiable. Call Julianne Frank (561) 626-4700.

SHARED PROFESSIONAL

OFFICES: Class A newly renovated office suite available to share with established life insurance firm. Off of Glades just west of I-95. Offering one to three window offices (one corner) and one administrative workstation. Includes use of reception area, conference room, phone system, copier/fax, internet, utilities and kitchen. Friendly environment. Available January. For more information call (561) 807-8544 and leave message.

NEAR DOWNTOWN WPB: 312 – 11th Street (between Dixie and Olive). Space for 1 attorney and secretary, DSL internet access, conference room - \$1,300/month. Available and negotiable Westlaw, facsimile, copier/scanner, phone system. Call Lonniell Olds (561) 832-6814.

BOCA RATON LAW FIRM: Class A building sublease of one or more fully furnished windowed offices. 3 office suite also for rent. Small kitchen and conference room use available. Secretarial cubicle use may be included. Rent negotiable. Must install own telephone line and internet. Please call (561) 999-9925.

LAW FIRM SUBLEASE: Prime location and Class A space located in City Centre office complex at PGA Blvd and US1 in Palm Beach Gardens. Attractive and very well maintained. Rental includes: Two Conference Rooms, Reception/Sitting Area, Executive Assistant, Message, Mail and Package Handling, Full Kitchen and Restroom, Parking, Telephone and Wifi. Very Professional Atmosphere. Available January 2015. Please call Robin Braden to schedule a visit. 561-626-1011.

HEARSAY



Grey Tesh is pleased to announce his new office is in the Darth Vader building. 515 N. Flagler Dr. (Cue the Star War theme music...

spoken in Darth Vader voice)

"Luke... I am your father... go see Grey Tesh for your criminal or injury case. The force is strong with this one. May the force be with you and remember that Law is not black or white, it's Grey."

The Law Office of Glen J. Torcivia and Associates, P.A., is pleased to announce the formation of **Torcivia, Donlon, Goddeau & Ansay, P.A.** and that **Lara Donlon & Christy L. Goddeau** have become shareholders in the firm and that Carolyn S. Ansay, former General Counsel for South Florida Water Management District has joined the firm as a shareholder.



Gunster is pleased to announce **Christopher P. Benvenuto**, an attorney in the firm's West Palm Beach office, has been named to the Board of Trustees for the

Palm Beach area chapter of the Leukemia & Lymphoma Society.



Ward Damon has added **Cathleen Ward** as its newest associate. Ward focuses her practice on a range of business matters, including mergers and acquisitions, and commercial loan transactions.



The Palm Beach County Bar Association's Real Estate CLE Committee presents:



"Real Estate Lessons for the Real World"

Friday, January 16, 2015 - 8:00am - 12:00pm
Bar Association Offices



Program Schedule

- 8:00am - 8:30am **Late Registration / Check In / Breakfast**
- 8:30am - 8:35am **Welcome and Opening Remarks** - *Sandra R. B. Wallace, Esq., Wallace Law, P.A., Real Estate CLE Committee Chairperson*
- 8:35am - 9:25am **Commercial Leases - Major negotiating points and ethical considerations** - *Gregory R. Cohen, Esq., Cohen, Norris, Wolmer, Ray, Telepman & Cohen, Board Certified Real Estate Attorney*
- 9:25am - 10:15am **Not Your Ordinary Judgments and Liens** - *Deborah Boyd, Esq., Fidelity National Title Group, Board Certified Real Estate Attorney*
- 10:15am - 11:05am **Alternative Dispute Resolution - Considerations for the Real Estate Practitioner** - *W. Jay Hunston, Jr., Esq., W. Jay Hunston, Jr., P.A., Certified Circuit Civil, Appellate and Family Mediator*
- 11:05am - 12:00pm **The Consumer Finance Protection Bureau and practical tips for your practice** - *Richard Davis, Greenstein & Associates*

SPONSORED BY:



 CHICAGO TITLE

 Commonwealth

 Fidelity National Title

This course has been granted **4.0 CLER including 1.0 Ethics /** Certification credits include **3.0 Business Litigation** and **4.0 Real Estate** from The Florida Bar. Early registration cost for the seminar is \$115 for PBCBA members/paralegals, \$155 for non-PBCBA members/paralegals if registered by 1/9/15; Add \$15 to registration fee after that date.

All refund requests must be made no later than 48 hours prior to the date of the seminar.

____ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

PAYMENT OPTIONS:



If paying by credit card, please go to our secure website to register: www.palmbeachbar.org



If you can't leave your office, you can attend this via live webinar by registering here <http://www.palmbeachbarcle.org/>. PLEASE NOTE: If you register for the webinar, you cannot attend the live version.



If paying by check, please send payment, along with this form, to the Bar office.



Materials will now be emailed to all registrants prior to the seminar

Name: _____

Telephone: _____

Address: _____

City/Zip _____

Email Address: _____

____ I will not be able to attend the seminar but would like to order the CD (allow 4 weeks for delivery) (1/16/15R/E) Cost is the same as listed above, in addition to \$10 for shipping and handling.

Palm Beach County Bar Association, 1507 Belvedere Road, West Palm Beach, FL 33406. Telephone: (561) 687-2800



The Business Litigation CLE Committee of the Palm Beach County Bar Association presents:

"What is an e-Neutral and How Can One Benefit You In e-Discovery"

Tuesday, January 21, 2015 - 11:30am - 1:00pm

Bar Offices - 1507 Belvedere Road, WPB 33406

Program Schedule

- 11:30am - 11:55am **Lunch / Check In / Late Registration**
- 11:55am - 12:00pm **Welcome - Opening Remarks** - *David Steinfeld, Esq., Law Office of David Steinfeld, P.L., Board Certified Business Litigation Attorney, Business Litigation CLE Committee Chairperson*
- 12:00pm - 1:00pm **Don't Go It Alone: Navigate E-Discovery Issues with the Help of an E-Neutral** - *Allison O. Skinner, Esq., American College of e-Neutrals*

The American College of e-Neutrals (www.acesin.com) provides the world's only directory of qualified and experienced discovery neutrals for a digital age. In this program you will learn:

- *What is an e-Neutral*
- *What type of e-Neutral you need for your case*
- *When do you use an e-Neutral*
- *What are the benefits of using an e-Neutral*
- *Where do you find an e-Neutral right for your case*
- *How do you become an e-Neutral*
- *How courts are using e-Neutrals to promote judicial economy*
- *What is eMediation and how it can help your case*

Come learn how an e-Neutral promotes effective and efficient case management in cases with electronic discovery. The presenter, Allison Skinner, Esq., is the co-founder of the American College of e-Neutrals, an adjunct professor of e-discovery, a prolific writer and speaker on this topic and pioneer of using ADR for discovery disputes, coining the terms "eMediation," "Mediated eDiscovery Plan" and "e-Neutral."

Lunch Sponsored By:



This course has been granted 1.0 CLER from The Florida Bar.

Early registration cost for the seminar, which includes lunch, is **\$25** for PBCBA member attorneys/paralegals; **\$65** for non-PBCBA member attorneys/paralegals if registered by 1/14/15; add \$15 late fee after that date.

All refund requests must be made in writing and made no later than 48 hours prior to the date of the seminar.

"This course may be eligible for up to 1.0 CME hours. Mediators are required to self report those hours applicable to their areas of certification at the time of their renewal. For more info on the CME requirement, visit, www.flcourts.org, select Alternative Dispute Resolution/Mediation."

___ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

PAYMENT OPTIONS:



If paying by credit card, please go to our secure website to register: www.palmbeachbar.org



If you can't leave your office, you can attend this via live webinar by registering here <http://www.palmbeachbar.org/>. PLEASE NOTE: If you register for the webinar, you cannot attend the live version.



If paying by check, please send payment, along with this form, to the Bar office.



Materials will now be emailed to all registrants prior to the seminar

Name: _____

Telephone: _____

Address: _____

City/Zip: _____

Email Address: _____

___ I will not be able to attend the seminar but would like to order the CD (allow 4 weeks for delivery) (Business Litigation CLE Seminar 1/21/15) Cost is the same as listed above, **in addition to \$10 for shipping and handling.** PAYMENT BY **CHECK ONLY, WITH THIS FORM.**

Palm Beach County Bar Association, 1507 Belvedere Road, West Palm Beach, FL 33406

The Palm Beach County Bar Association's Technology Practice Committee Presents:



"UPDATE"

ESI Discovery for the Technically Challenged

Monday, January 26, 2015 - 11:45a.m. – 1:05p.m.

**Bar Association Offices
1507 Belvedere Road, WPB, FL**

Program Schedule

- 11:45 a.m. - 12:00 p.m. **Late Registration / Check In / Lunch**
- 12:00 p.m. - 12:05 p.m. **Welcome & Opening Remarks** - *Edwin M. Walker, III, Esq., Walker Law Firm, P.A. Committee Chair*
- 12:05 p.m. - 12:15 p.m. **Intro to ESI: What is meant by ESI, types of ESI, etc.** - *Andrew S. Kwan, Esq., Beasley Kramer & Galardi, P.A.*
- 12:15 p.m. - 12:35 p.m. **Basic ESI Law: Federal Rules of Civil Procedure, relevance/ discoverability case law, process for obtaining ESI from opposing party and nonparty** - *Andrew S. Kwan, Esq., Beasley Kramer & Galardi, P.A.*
- 12:35 p.m. - 12:50 p.m. **Cost-Shifting Law: Zubulake factors and other cost-shifting analyses** - *Andrew S. Kwan, Esq., Beasley Kramer & Galardi, P.A.*
- 12:50 p.m. - 1:05 p.m. **Persuading the Court: Tips for negotiations with opposing counsel and drafting motions to compel/for protective order** - *Andrew S. Kwan, Esq., Beasley Kramer & Galardi, P.A.*

SPONSORED BY:



This course has been granted **1.0 CLER** from The Florida Bar.

The **early registration** cost of the seminar is **\$25.00 (includes lunch)** for PBCBA members/paralegals; **\$65.00** for non-PBCBA members/paralegals if registered by **1/20/15**; add \$10 to registration fee after that date.

All refund requests must be made no later than 48 hours prior to the date of the seminar.

___ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

Credit card registration payment not accepted by Fax to comply with PCI regulations.

PAYMENT OPTIONS:



If paying by credit card, please go to our secure website to register: www.palmbeachbar.org



Materials will now be emailed to all registrants prior to the seminar



If you can't leave your office, you can attend this via live webinar by registering here <http://www.palmbeachbar.org/>. **PLEASE NOTE: If you register for the webinar, you cannot attend the live version.**



If paying by check, please send payment, along with this form, to the Bar office.

Name: _____

Telephone: _____

Address: _____

City/Zip _____

Email Address: _____

___ I will not be able to attend the seminar but would like to order the CD (allow 4 weeks for delivery) (1/26/15 Technology.) Cost is the same as listed above, in addition to \$10 for shipping and handling. **PAYMENT BY CHECK ONLY, WITH THIS FORM..**

Palm Beach County Bar Association, 1507 Belvedere Road, West Palm Beach, FL 33406. Telephone: (561) 687-2800



"The Ever-Changing Landscape of Workers' Compensation: New Rules, New Judges ... and New Court Precedents?"

Friday, January 30, 2015

11:15am - 6:00pm

Marriott Hotel, West Palm Beach (Okeechobee Blvd.)

Program Schedule

11:15a.m. - 11:30a.m.	Late Registration / Check In / Welcome & Opening Remark - Kurt A. Wyland, Esq., Wyland & Tadros, LLP, Chair of the Workers' Compensation Committee
11:30a.m. - 12:15p.m.	Traumatic Head Injuries and Use of DTI Scans - Andrew Walker, M.D.
12:15p.m. - 12:45p.m.	LUNCH
12:45p.m. - 1:30p.m.	Election of Remedies and Third Party Liens - Kenneth B. Schwartz, Esq., Scott J. Sternberg & Associates, P.A.; Daniel M. Bachi, Esq., Sellars, Marion & Bachi, P.A., Board Certified Civil Trial Attorney; Kenneth E. Ehrlich, Esq., Hicks Motto & Ehrlich; Philip G. Thompson, Esq., Thompson & Thomas, P.A.
1:30p.m. - 2:15p.m.	Hot Topics and Hot Cases - Scott J. Sternberg, Esq., Sternberg & Associates, P.A.; Steven E. Foor, Esq., Wyland & Tadros, LLP
2:15p.m. - 3:00p.m.	Treatment of Knee Injuries - Richard Weiner, M.D.
3:00p.m. - 3:15p.m.	BREAK
3:15p.m. - 4:00p.m.	What Not to Do When Litigating a Workers' Compensation Case - Audience Participation
4:00p.m. - 4:45p.m.	Q & A Session/Perspectives from the Bench - With Presentations By Palm Beach, St. Lucie, Miami-Dade and Broward County Judges of Compensation Claims. Moderated by Rand Hoch, Esq., The Law & Mediation Offices of Rand Hoch, P.A.
4:45p.m. - 6:00p.m.	Cocktail Reception and Presentation of the Kennie Edwards Award

Sponsored By: Esquire Solutions; Evidence Investigations, Inc.; Horizon Legal Solutions; Prose Court Reporting; David R. Rigell & Associates, P.A.; Gordon & Doner, P.A.; Law Offices of Franks, Koenig & Neuwelt; Miller, Kagan, Rodriguez & Silver; Steinger, Iscoe & Greene; Waterman and Wolfe, P.A.; and Wyland & Tadros, LLP

PAYMENT OPTIONS:



If paying by credit card, please go to our secure website to register: www.palmbeachbar.org



Materials will now be emailed to all registrants prior to the seminar



If you can't leave your office, you can attend this via live webinar by registering here <http://www.palmbeachbarcle.org/>. PLEASE NOTE: If you register for the webinar, you cannot attend the live version.



If paying by check, please send payment, along with this form, to the Bar office.

Name: _____

Telephone: _____

Address: _____

City/Zip _____

Email Address: _____

This course has been granted **5.5 CLER / 4.0 Worker's Comp.** Certification credits from The Florida Bar. The cost of the seminar, lunch included, is **\$125.00 PBCBA Attorneys/Paralegals; \$165.00 Non-PBCBA Attorneys/Paralegals** if registered by 1/23/15; add **\$15** late fee after that date.

All refund requests must be made in writing no later than 48 hours prior to the date of the seminar.

____ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

Gavel tossing, snide talking, rule breaking and other unwelcome lawyer antics

A CLE presented by the North County Section



Friday, February 6, 11:45 a.m. to 1:00 p.m.

Palm Beach Gardens Marriott • 4000 RCA Blvd., Palm Beach Gardens

Our judicial panel:

Paul G. Hyman
Chief Judge,
U.S. Bankruptcy
Court



Meenu Sasser
Palm Beach
County Circuit
Court Judge



Laura Johnson
Palm Beach
County Court
Judge



Poor attorney decorum and unprofessional conduct is undesirable in and out of the courtroom. Sometimes even judges stray from the bounds of what is appropriate.

Whether due to inexperience, ignorance of the rules and procedures, or just downright rudeness, the issue has been talked about but not often addressed.

We'll review the problem and explore solutions together with our panel of experienced jurists. The panel will be joined by a local Professionalism Committee member, offering insights into recent complaints from the public, counsel and judges.

Talking points include:

- Judges' recommendations to control unacceptable behavior in and out of court.
- A close examination of sanctions – are they being utilized enough? Effectively?
- How can we persuade judges to enter impactful orders which bring results, rather than empty threats?
- How do we educate the trouble makers on the fringe?
- What is the Grievance Committee doing about complaints? What impact is there? Ron Ponzoli from The Florida Bar's Board of Governors and Michael Napoleone from The Florida Bar's Grievance Committee "G" join us to answer questions.

A lively comment, question and answer period is encouraged, welcomed – and expected.



Seating is limited, so don't miss out on this event.

Registration is just \$20.00 for NCS members, and \$30.00 for non-members. The fee includes lunch and 1.0 General & 1.0 Ethics credit from The Florida Bar. Add \$5.00 for registrations after 5 p.m. on Feb. 3, 2015.

Sponsored by



HOW TO REGISTER



BY CHECK
Return this form



BY CREDIT CARD
For security purposes, you must register online at www.palmbeachbar.org

Name: _____

Phone: _____

Address: _____

E-mail: _____



"ADR - Making it Work!"

Monday, February 9, 2015 - 8:00a.m. - 4:30p.m.
Bar Association Offices, 1507 Belvedere Rd., WPB 33406

Program Schedule

8:00a.m. - 8:30a.m.	Late Registration/Check In
8:30a.m. - 8:40a.m.	Welcome & Opening Remarks - <i>Amber E. B. McMichael, Esq., Clarfield, Okon, Salomone & Pincus, P.L., Certified Circuit Civil, and Family Mediator, Committee Chair</i>
8:40a.m. - 9:30a.m.	Domestic Violence - <i>Eunice I. Baros, Esq., Certified Circuit Civil Mediator</i>
9:30a.m. - 10:20a.m.	Cultural Diversity - <i>Najah N. Adams, Esq., Adams & Griggs, P.A.</i>
10:20a.m. - 10:30a.m.	BREAK
10:30a.m. - 11:20a.m.	Trench Warfare - Arbitration Pitfalls and Opportunities - <i>Rodney G. Romano, Esq., Matrix Mediation, LLC, Certified Circuit Civil Mediator</i>
11:20a.m. - 12:10p.m.	Panel of Attorneys Q&A - Panel Moderated by <i>Amber E. B. McMichael, Esq., Clarfield, Okon, Salomone & Pincus, PL</i> Panel: <i>Adam T. Rabin, Esq., McCabe Rabin, P.A., Certified Business Litigation and Business Law Attorney; Scott G. Hawkins, Esq., Jones, Foster, Johnston & Stubbs, P.A.; Certified Business Litigation and Business Law Attorney; Jill G. Weiss, Esq., Dimond Kaplan & Rothstein P.A.</i>
LUNCH SPONSORED BY: MATRIX MEDIATION, LLC	
12:10p.m. - 1:00p.m.	LUNCH
1:00p.m. - 1:50p.m.	Case Law/Ethics Update - <i>W. Jay Hunston, Jr., Esq., W. Jay Hunston, Jr., P.A., Certified Circuit Civil and Family Mediator, Board Certified Civil Trial Lawyer Emeritus</i>
1:50p.m. - 4:30p.m. (includes break at 2:40p.m. - 2:50p.m.)	Comparative Techniques for Various Practice Areas: Personal Injury - <i>Louis L. Williams, Esq., Matrix Mediation, LLC, Certified Circuit Civil Mediator</i> Commercial - <i>Theodore A. Deckert, Esq., Matrix Mediation, LLC, Certified Circuit Civil and Family Mediator</i> Family - <i>Victoria S. Calebrese, Esq., Victoria Calebrese, P.A., Certified Marital and Family Law Attorney, and Certified Family Mediator,</i> Construction - <i>William J. Cea, Esq., Becker & Poliakoff P.A., Certified Circuit Civil Mediator, Board Certified Construction Law Attorney</i> Workers Comp - <i>Michael H. Imber, Esq., Office of the Judges of Compensation Claims, State Mediator</i> Probate/Trust/Guardianship - <i>Michael D. Mopsick, Esq., Shapiro, Blasi, Wasserman & Gora, P.A., Certified Circuit Civil Mediator</i>

This course has been granted **8.0 CLER** including **1.0 Ethics credits**/Certification credits include **6.0 Civil Trial** from the Florida Bar.

Early registration cost is **\$200** for PBCBA members/paralegals; **\$240** for non-PBCBA members/paralegals if registered by 2/2/15; add \$25 late fee after that date. **All refund requests must be made no later than 48 hours prior to the date of the seminar.**

"This course is eligible for up to 8.0 CME hours; Diversity and Domestic Violence credits are pending. Mediators are required to self report those hours applicable to their areas of certification at the time of their renewal. For more info on the CME requirement, visit, www.flcourts.org, select Alternative Dispute Resolution/Mediation."

___ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

PAYMENT OPTIONS:



If paying by credit card, please go to our secure website to register: www.palmbeachbar.org



If you can't leave your office, you can attend this via live webinar by registering here <http://www.palmbeachbarcle.org/>. **PLEASE NOTE: If you register for the webinar, you cannot attend the live version.**



If paying by check, please send payment, along with this form, to the Bar office.



Materials will now be emailed to all registrants prior to the seminar

Name: _____

Telephone: _____

Address: _____

City/Zip: _____

Email Address: _____

___ I will not be able to attend the seminar but would like to order the CD (allow 4 weeks for delivery) (2/09/15 ADR) Cost is the same as listed above, in addition to \$10 for shipping and handling. **PAYMENT BY CHECK ONLY, WITH THIS FORM.**



**"THE LITIGATOR'S GUIDE TO USING DAUBERT
Experts: How to keep yours in and theirs out"**

Wednesday, February 11, 2015, 11:30 a.m. - 1:00 p.m.
North end of cafeteria, Main Courthouse, WPB

Program Schedule

11:30 a.m. - 11:45 a.m. **Lunch / Late Registration and Check In**

11:45 a.m. - 1:00 p.m.

Moderator:

Poorad Razavi, Esq., Clark, Fountain, LaVista, Prather, Keen & Littky-Rubin

Panelists:

*Judge John Kastrenakes, Judge William Matthewman, Judge Meenu Sasser
Julie Littky-Rubin, Esq., Board Certified Appellate Attorney, Clark, Fountain, LaVista, Prather, Keen & Littky-Rubin
Benjamin Bedard, Esq., Board Certified Civil Trial Attorney, Roberts, Reynolds, Bedard & Tuzzio, P.A.*

The Nuts and Bolts of *Daubert*; How to qualify and disqualify an expert; Non-exclusive factors to consider for Reliability Testing and Application; *Daubert* in practice; Do's & Don'ts of Daubert Hearing; *Daubert* in Florida.

LUNCH SPONSORED BY:



This course has been granted **2.0 CLER** from The Florida Bar

Certification credits: 1.5 Civil Trial; 1.5 Criminal Appellate Law; 1.5 Criminal Trial Law

Early Registration cost is **\$30** for PBCBA members/paralegals; **\$50** for non-PBCBA members/paralegals if registered by **2/4/15**.

Add \$15 late fee to registration fee after that date.

All refund requests must be made no later than 48 hours prior to the date of the seminar.

____ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

PAYMENT OPTIONS:



If paying by credit card, please go to our secure website to register: www.palmbeachbar.org



If you can't leave your office, you can attend this via live webinar by registering here <http://www.palmbeachbarcle.org/>. **PLEASE NOTE: If you register for the webinar, you cannot attend the live version.**



If paying by check, please send payment, along with this form, to the Bar office.



Materials will now be emailed to all registrants prior to the seminar

Name: _____

Telephone: _____

Address: _____

City/Zip _____

Email Address: _____

Credit card registration payment not accepted by Fax to comply with PCI regulations.

Palm Beach County Bar Association, 1507 Belvedere Road, West Palm Beach, FL 33406

Solo and Small Firm Practitioners Committee presents its
Second Annual CLE & Networking Mixer

STARTING YOUR OWN PRACTICE? NEED TO STREAMLINE YOUR SMALL FIRM? DON'T MISS THIS!

Thursday, February 12, 2015

3:00 p.m. to 5:00 p.m.

Abacoa Golf Club, 105 Barbados Drive, Jupiter



Join us for our second annual CLE mixer including an open discussion on what has and what has not worked in starting your business. Hear from colleagues who have streamlined their practice and can give you helpful hints. We'll talk about purchasing office supplies, latest computer and technology, malpractice and liability insurance. You'll meet vendors with products and services to enhance your practice.

GROW YOUR SOLO PRACTICE!



Exchange ideas, meet new colleagues, win door prizes!

This event was almost sold out last year. Space is limited. RSVP today.

Visit Vendor Tables for
Information & Prizes!


ALPINE JAGUAR

Bob Greenberg, CLTC
Insurance Services

Can They See You



LAN Infotech
YOUR TECHNOLOGY IS OUR BUSINESS

QUEST
WORKSPACES

Your early registration fee is just \$20.00 and includes CLE Credit from The Florida Bar; an opportunity to meet new colleagues; *plus* cocktails and hors d'oeuvres. Attorneys who are not PBCBA members are welcome for \$30.00.

Add \$5.00 if registered after 5:00 p.m. on 2/10/15

**HOW TO
REGISTER**



BY CHECK
Return this
form



BY CREDIT CARD
For security purposes, you must register
online at www.palmbeachbar.org

Name: _____ Telephone # _____

Address: _____ Email _____



The Palm Beach County Bar Association's Employment Law Committee Presents:

BROWN BAG LUNCH SERIES

February 18, 2015 - 11:55 a.m. - 1:15 p.m.

Bar Association Offices

1507 Belvedere Rd., West Palm Beach, FL 33406

"National Labor Relations Board's 2014 Hot Topics"

Can an employer terminate an employee for a social media post about work? Can an employer enforce a policy prohibiting employees from discussing pay? This topic of the Brown Bag Lunch Series will examine regulations employers need to know, and protections to employees, when it comes to the National Labor Relations Act.

Program Schedule

11:55 am - 12:00 pm **Welcome** - *Lindsey B. Wagner, Esq., Cathleen Scott & Associates, P.A.,
Employment and Labor Law CLE Committee Chair*

Moderator - *Cathleen Scott, Esq., Cathleen Scott & Associates, P.A.,
Board Certified Labor and Employment Law Attorney*

12:00 pm - 1:00pm **Presenter:** *Marinelly Maldonado, Esq., Field Attorney, National Labor
Relations Board, Region 12 Miami Resident Office*

**** Please e-mail your questions to: lwagner@csapalaw.com ****

This course has been granted 1.0 CLER / 1.0 Labor and Employment Law Certification credits from the Florida Bar.

Early registration cost for the seminar, which includes lunch, is **\$25** for PBCBA member attorneys/paralegals;
\$65 for non-PBCBA member attorneys/paralegals if registered by 2/11/15; add \$15 late fee after that date.

All refund requests must be made in writing and made no later than 48 hours prior to the date of the seminar.

___ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

PAYMENT OPTIONS:



If paying by credit card, please go to our secure website to register: www.palmbeachbar.org



Materials will now be emailed to all registrants prior to the seminar



If you can't leave your office, you can attend this via live webinar by registering here <http://www.palmbeachbarcle.org/>. PLEASE NOTE: If you register for the webinar, you cannot attend the live version.



If paying by check, please send payment, along with this form, to the Bar office.

Name: _____

Telephone: _____

Address: _____

City/Zip _____

Email Address: _____

___ I will not be able to attend the seminar but would like to order the CD (allow 4 weeks for delivery)
(Employment Law CLE Seminar 2/18/15) Cost is the same as listed above, **in addition to \$10 for shipping and handling.** PAYMENT BY **CHECK ONLY**, WITH THIS FORM.

Palm Beach County Bar Association, 1507 Belvedere Road, West Palm Beach, FL 33406

The Business Litigation CLE Committee of the Palm Beach County Bar Association
presents:



"Taking Effective Depositions"

Tuesday, February 24, 2015 - 11:30am - 1:00p.m.

Bar Offices - 1507 Belvedere Road, WPB

Program Schedule

- 11:30am - 11:55am **Lunch / Check In / Late Registration**
- 11:55am - 12:00pm **Welcome - Opening Remarks** - *David Steinfeld, Esq.,
Law Office of David Steinfeld, P.L., Board Certified Business
Litigation Attorney, Business Litigation CLE Committee Chairperson*
- 12:00pm - 1:00pm Speaker: *Steven H. Meyer, Esq., Board Certified in Business and
Civil Litigation*

Understanding Your Goals: Defining What You Want to Achieve; "The Rules of the Road" for Your Case; Deposing the Corporate Representative; Deposing an Expert Witness

Preparation: Background on the Witness; The Applicable Law for Your Case

Effective Techniques: Open Ended Versus Leading Questions; Locking Down the Witness; Advantages of Videotaping the Deposition; Eliminating Complexity, Confusion and Ambiguity

Handling Objections

Jim Lucas
President

Lunch Provided by:



mail: 2475 Mercer Ave., Ste 201, West Palm Beach, FL 33401
office: 561-655-0678 cell: 561-436-5259
email: Jim@legalgraphicworks.com



This course has been granted 1.0 CLER / 1.0 Bus. Litigation Certification credits from The Florida Bar.
Early registration cost for the seminar, which includes lunch, is **\$25** for PBCBA member attorneys/paralegals;
\$65 for non-PBCBA member attorneys/paralegals if registered by 2/17/15; add \$15 late fee after that date.
All refund requests must be made in writing and made no later than 48 hours prior to the date of the seminar.

___ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

PAYMENT OPTIONS:



If paying by credit card, please go to our secure website to register: www.palmbeachbar.org



If you can't leave your office, you can attend this via live webinar by registering here <http://www.palmbeachbar.org/>. **PLEASE NOTE: If you register for the webinar, you cannot attend the live version.**



If paying by check, please send payment, along with this form, to the Bar office.



Materials will now be emailed to all registrants prior to the seminar

Name: _____

Telephone: _____

Address: _____

City/Zip _____

Email Address: _____

___ I will not be able to attend the seminar but would like to order the CD (allow 4 weeks for delivery) (Business Litigation CLE Seminar 2/17/15. Cost is the same as listed above, **in addition to \$10 for shipping and handling.** PAYMENT BY **CHECK ONLY, WITH THIS FORM.**

Palm Beach County Bar Association, 1507 Belvedere Road, West Palm Beach, FL 33406



The Palm Beach County Bar Association's Employment Law Committee Presents:

BROWN BAG LUNCH SERIES

Thursday, April 9, 2015 - 11:55 a.m. - 1:15 p.m.

Bar Association Offices

1507 Belvedere Rd., West Palm Beach, FL 33406

"Public Employee Showcase"

Program Schedule

- 11:55 am - 12:00 pm **Welcome and Moderator -** *Ashlee Richman, Esq.*
Jones, Foster, Johnston & Stubbs
- 12:00 pm - 1:00pm **Public Employee Relations Commission (PERC) and Public Records:**
- PERC presentation: *Steve Meck, Esq. and Gregg Morton, Esq.*
- Public Record Laws and Updates: *Ashlee Richman, Esq.*

**** Please e-mail your questions to Chairperson Lindsey Brooke Wagner:**
lwagner@csapalaw.com **

This course has been granted 1.0 CLER / 1.0 Labor and Employment Law Certification credits from the Florida Bar. Early registration cost for the seminar, which includes lunch, is \$25 for PBCBA member attorneys/paralegals; \$65 for non-PBCBA member attorneys/paralegals if registered by 4/2/15; add \$15 late fee after that date. All refund requests must be made in writing and made no later than 48 hours prior to the date of the seminar.

___ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

___ I will not be able to attend the seminar but would like to order the CD (allow 4 weeks for delivery) (Employment Law CLE Seminar 4/2/15) Cost is the same as listed above, **in addition to \$10 for shipping and handling**. PAYMENT BY **CHECK** ONLY, WITH THIS FORM.

Palm Beach County Bar Association, 1507 Belvedere Road, West Palm Beach, FL 33406

PAYMENT OPTIONS:



If paying by credit card, please go to our secure website to register: www.palmbeachbar.org



Materials will now be emailed to all registrants prior to the seminar



If you can't leave your office, you can attend this via live webinar by registering here <http://www.palmbeachbarcle.org/>. PLEASE NOTE: If you register for the webinar, you cannot attend the live version.



If paying by check, please send payment, along with this form, to the Bar office.

Name: _____

Telephone: _____

Address: _____

City/Zip _____

Email Address: _____



PALM BEACH COUNTY BAR ASSOCIATION

BULLETIN

1507 Belvedere Road, West Palm Beach, FL 33406

PRESORT STD
US POSTAGE
PAID
WEST PALM BCH FL
PERMIT NO. 66

PAST PRESIDENTS...

M.D. CARMICHAEL*
RICHARD P. ROBBINS*
L.R. BAKER*
HARRY A. JOHNSTON*
GEORGE W. COLEMAN*
H.C. FISHER****
MARSHALL B. WOOD*
E. HARRIS DREW***
B.F. PATY*
JOSEPH S. WHITE*
HENRY P. LILIENTHAL*
MANLEY P. CALDWELL*
WILBUR E. COOK*
W. MURRAY HAMNER*
RICHARD PRESCOTT*
RUSSELL MORROW*
CULVER SMITH*
RAYMOND ALLEY*
C.Y. BYRD*
WILLARD UTLEY*
C.H. ERNEST*
PAUL W. POTTER*

WAREING T. MILLER*
CHARLES B. FULTON*****
J. LEO CHAPMAN*
ELWYN L. MIDDLETON*
H. ELMO ROBINSON*
J. STOCKTON BRYAN, JR.
HAROLD G. MAASS*
ROBERT F. CROMWELL*
CHARLES H. WARWICK III*
PHILLIP D. ANDERSON*
FREDERICK C. PRIOR
JAMES C. DOWNEY*
WILLIAM A. FOSTER
ALAN F. BRACKETT*
ROBERT D. TYLANDER*
ROBERT MCK FOSTER*
JOHN M. FARRELL*
H. LAURENCE COOPER, JR.*
JOHN R. DAY*
JOHN L. BURNS*
HARRY JOHNSTON II
GAVIN LETTS*
JAMES S. ROBINSON*

CHARLES H. DAMSEL, JR.
EDWARD LEWIS
RAYMOND ROYCE
PETER VAN ANDEL
LARRY KLEIN
THEODORE BABBITT
JOHN FLANIGAN
SIDNEY A. STUBBS, JR.
JOSEPH J. REITER**
JOHN B. McCracken*
DAVID L. ROTH
D. CULVER SMITH III
TIMOTHY W. GASKILL
ARTHUR G. WROBLE
GUY C. HILL
PATRICK J. CASEY
JAMES G. PRESSLY, JR.
PATRICK C. MASSA
STEVEN A. STINSON
CARL M. MATHISON, JR.*
ROBERT V. ROMANI*
MICHAEL P. WALSH
JULIEANN RICO

MICHAEL A. VISCOMI
CAROL McLEAN BREWER
JERALD S. BEER
JOHN G. WHITE III**
MICHAEL T. KRANZ
EDWARD DOWNEY
SCOTT G. HAWKINS**
AMY L. SMITH
GREGORY W. COLEMAN**
LISA S. SMALL
STANLEY D. KLETT, JR.
THEODORE J. LEOPOLD
MANUEL FARACH
MEENU T. SASSER
RICHARD D. SCHULER
MICHELLE SUSKAUER
MICHAEL J. NAPOLEONE
JOHN M. HOWE
ADAM T. RABIN
JILL G. WEISS

* DECEASED
** FLORIDA BAR PRESIDENT
*** DECEASED, FLORIDA BAR PRESIDENT, SUPREME COURT JUSTICE
**** DECEASED, FLORIDA BAR PRESIDENT
***** DECEASED, FLORIDA BAR PRESIDENT, FEDERAL COURT JUDGE

CALENDAR January 2015

Tuesday, January 6, 12 – 1pm

NCS Board Meeting

Duffy's North Palm Beach

Tuesday, January 7, 11:45 - 1pm

**Solo Luncheon: What Mediators
Want You & Your Clients to Know**
PBCBA Office

Thursday, January 8, 12 - 1 p.m.

Transaction Law Committee Meeting
PBCBA Office

Friday, January 9, 2015,

8:30am - 9:30am

ADR Committee Meeting
PBCBA Office

Friday, January 9, 6:30pm – 8pm

**Dinner and Family-Friendly
Movie Night**
The Lake Pavillion, Downtown WPB

Tuesday, January 13, 10 - 11:30am

New Attorney Breakfast
PBCBA office

Tuesday, January 13, 12 – 1pm

**Young Lawyers Section
Board Meeting**
PBCBA office

Wednesday, January 14, 12 – 1pm

PBC FAWL Board Meeting
PBCBA office

Thursday, January 15, 12 – 1pm

Bench Bar Conference
Committee Meeting
PBCBA office

Thursday, January 15, 12 – 1pm

SPBC FAWL
Membership Luncheon
Location: TBA

Thursday, January 15, 5:30 – 7pm

Young Lawyers Section/FAWL
Happy Hour
Brio Tuscan Grille, City Place

Friday, January 16, 8 – 12pm

CLE Seminar: Real Estate
Lessons for the Real World
PBCBA office

Friday, January 16, 12 – 1pm

Federal Bar Association Luncheon
Cohen Pavilion at the Kravis Center

Friday, January 16, 12 – 1pm

F. Malcolm Cunningham, Sr. Bar
Association General Meeting
Main Courthouse (Law Library)

Friday, January 16, 4 – 5pm

Investiture Ceremony for Judge
Jessica Ticktin
PBC Courthouse Courtroom 11H

Tuesday, January 20, 11:30 – 1pm

Judicial Luncheon
North County Courthouse

Tuesday, January 20, 5:30 – 7:30pm

The Craig S. Barnard American
Inn of Court
Main Courthouse (north end of
cafeteria)

Wednesday, January 21, 11:30 – 1pm

**Business Litigation CLE Seminar/
luncheon**
What is an e-Neutral and

How One Can Benefit You In
e-Discovery
PBCBA office

Wednesday, January 21, 11:45 – 1pm

Luncheon: SPCBA & So. County
Chapter of FAWL
Guest Speaker: FL Bar President
Greg Coleman
Morton's Boca Raton

Wednesday, January 21, 5 – 5:30pm

PBCBA Board of
Director's Meeting
PBCBA office

Thursday, January 22 – Saturday,

January 24

Florida Bar Winter Meeting
Hilton Inn, Walt Disney World Resort

Thursday, January 22, 5:30 – 7pm

North County Section
Networking Mixer
Rocco's Tacos, Palm Beach Gardens

Monday, January 26, 11:45 – 1

Technology CLE Luncheon/Seminar
"UPDATE" ESI Discover for the
Technically Challenged
PBCBA office

Tuesday, January 27, 12 – 1pm

Law Related Education Meeting
Location: TBA

Wednesday, January 28 –

Friday, January 30

Florida Bar Board of
Governors Meeting
Tallahassee

Wednesday, January 28, 12 – 1pm

PBACDL Judicial Meet & Greet
Main Courthouse:
Judicial Conference Room

Thursday, January 29, 3 – 5pm

Solo & Small Firm Luncheon Meeting
Abacoa Country Club

Friday, January 30, 11 – 5pm

Workers' Comp CLE Seminar
The Ever-Changing Landscape of
Worker's Compensation:
New Rules, New Judges... and
New Courthouse Precedents?
West Palm Beach Marriott Hotel

Friday, January 30, 4 – 5pm

Investiture Ceremony for
Judge Jaimie Goodman
PBC Courthouse – Courtroom 11H