



PALM BEACH COUNTY BAR ASSOCIATION

BULLETIN

www.palmbeachbar.org

March 2006

North County Section seeks nominations for its 4th Annual Jurist of the Year Award



NCS Board members Donna Adams & Jerry Beer named Jurist of The Year Co-Chairs.

The North County Section is seeking nominations for its Annual Jurist of the Year Award. If you're a North County Section member please take a minute and send us a recommendation as to which local judge you feel deserves to be honored for his or her dedication to the Bench and our community. The letters will be reviewed and discussed by the section's Board of Directors and a winner will be selected based upon the following criteria: The judge should be one with an excellent reputation for sound judicial decisions and an unblemished record of integrity as a lawyer and judge; is generally recognized by Bar members as highly qualified; and is active in Bar related

activities. He or she should be respectful of the law and understanding of cases. Who is eligible? Any judge who currently presides over cases in Palm Beach County will be eligible to win the award.

Send your nomination to the Bar Office no later than Friday, April 14. Or, email your recommendation to lpoirier@palmbeachbar.org. The winner's name will be kept a secret and revealed during the section's annual end-of-the-year dinner on May 18 at Ruth's Chris Steak House in North Palm Beach. Previous winners of the Jurist of the Year Award are Judge Mary Lupo, Judge Roger Colton, and Judge Peter Blanc.

Election of PBCBA directors to be decided by mail ballot

Once again this year, the election for board of directors will take place using mail ballots. All members in good standing (members who are current on their dues) will receive a ballot in April. Complete voting instructions will be contained in the mailing. Please read the instructions carefully, as failing to return the ballot properly will void your vote. Winners will be announced via the Bar's website and eNewsletter.



There are three director seats available and the following five members are running:

Charles Bennardini
Wade Bowdem
Alan Crane
Michael Napoleone
Michelle Suskauer

Information about these candidates can be found on pages 6 and 7 of this issue of the Bulletin.

The new president-elect, with no opposition, will be **Meenu Sasser** of Gunster Yoakley in West Palm Beach. Meenu will be the Bar's president in fiscal year 2007-08.



The Palm Beach County and South Palm Beach County Bar Associations recently hosted a luncheon in January featuring Florida Bar President Alan Bookman as the guest speaker. Pictured above are: Magistrate Leonard Hanser, Judge Kenneth Stern, Alan Bookman, Jay White, and Michael Mopsick.

Inside...

President's Message	3	Technology	11
Historical Committee	4	North County Section News	12
Board of Directors Elections	6	New Members	14
Personal Injury Corner	9	Director's Comment	15
		Professionalism	16
		Bulletin Board	17

THE BULLETIN

THEODORE J. LEOPOLD
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PATIENCE A. BURNS, CAE
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The mission of the PBCBA is to foster professionalism, serve its members, and enhance public access to the legal system through education and service.

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
1601 Belvedere Road, #302E
West Palm Beach, FL 33406

Legal Aid Honors Pro Bono Project Volunteers

On January 11 the Legal Aid Society of Palm Beach County, Inc. honored its Pro Bono Project's Volunteer In-take Attorneys at a luncheon held at The Governor's Club. Those recognized were six (6) either retired or government attorneys who devote over ten (10) hours each month screening and interviewing clients for legal assistance through Legal Aid's Pro Bono Project. The volunteers honored have been involved in this important program for over five (5) years. They provide services to disadvantaged individuals facing bankruptcy, consumer fraud, landlord-tenant, mortgage foreclosure, child custody and support issues.



Photo: (L-R, Back Row): Richard Abedon (Retired Volunteer Attorney); Bob Bertisch (Legal Aid, Executive Director); Kimberly Rommel-Enright (Supervising Attorney for the Pro Bono Project); Richard Kleid (Retired Volunteer Attorney, Member of Palm Beach City Council); Abner Golieb (Retired Volunteer Attorney and Lawrence Moncrief (Retired Volunteer Attorney); (L-R, Front Row) Georgina Jimenez-Orosa (staff attorney for the Attorney General's Office); Donna Krusbe (staff attorney 4th District Court of Appeal) and Bonnie Silverstein (Legal Assistant of Legal Aid's Pro Bono Project)

ELECT

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FOR COUNTY COURT JUDGE PRIMARY • TUESDAY SEPTEMBER 5, 2006



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President's Message



"Pro Bono Work" – Why?

By Theodore J. Leopold, President

I just finished reading an article about attorneys who have helped rebuild lives in communities wrecked by Hurricane Katrina, persuaded the Supreme Court to ban the execution of juveniles, defended the rights of immigrants and asylum-seekers, and fought racial profiling in upstate New York.

These efforts evidence genuine commitment to assist those who otherwise could not afford to protect their rights. Reading about attorneys who have given up their precious time to help protect the rights of those that are truly in need always gives me a great sense of pride to be an attorney. We all can learn lessons in life. In fact, rarely should a day go by where we don't learn something new. Pro bono work can help accomplish that goal. It can give you a great insight into the real world. It can help you understand and appreciate how the law can affect real people with real problems and how we as attorneys, each in our way, can help foster understanding, appreciation and respect for the judicial system and our community.

I hope this year you will try and find some time to dedicate to pro bono work. By doing so you will be reminded why you wanted to become an attorney in the first place.

Board of Directors Meeting Attendance

	July Retreat	Aug	Sept.	Oct. No Meeting Due To Wilma	Nov.	Dec.	Jan.
Leopold	x	x	x			x	x
Farach	x	x	x		x	x	x
Poulton	x	x	x		x	x	x
Suskauer	x	x	x		x	x	
Murray	x	x	x		x	x	x
Whitfield	x	x	x		x	x	x
Schuler	x	x	x		x	x	x
Sasser	x	x	x		x	x	x
Fleck	Beer	x	x			Pineiro	
Bowden	Pressly		Pressly		x	x	Pressly
Marks	Isaacs	x	x		x		x

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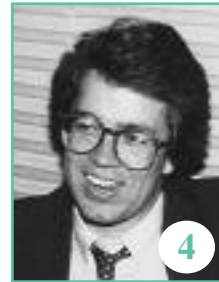
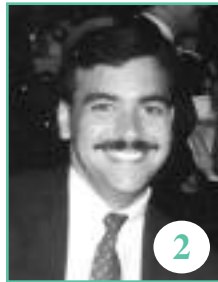
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Who are they?

In continuing with a project started by the Historical Committee, we will continue to run old photos of some of our members. Can you guess who they are?

Answers on page 17



Junior Bar Minutes

Minutes of the 163rd regular meeting of the Junior Bar Section of the Palm Beach County Bar Association which was held at the Town House at 12:15 P.M., Friday, September 4, 1964. There were 44 members and guests present.

The President recognized the presence of Judges White, Hewitt and McMillan. The Secretary rose to state that his wife had finally given him an heir (7' 12" worth). This was considered to be a dramatic answer to those persons who used to say that he was good for nothing.

Donald Reisch gave a short talk in his experience as Sergeant-at-Arms at the Republican National Convention, including one exciting anecdote concerning how he refused to let Hedda Hopper pass down as isle. The next speaker, Lake Lytal, spoke on his experience as a delegate to the Democratic National Convention in his usual non-partisan fashion.

There being no further business to come before the meeting, it was duly adjourned.

Respectfully submitted,

/s/Angus J. Campbell, Secretary

In Memoriam

Jack E. Orlsey
1953 - 2006



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- > Former Assistant General Counsel and Vice President to National & Regional Brokerage Firms (1992-2002)
- > Assistant Public Defender, 15th Judicial Circuit in and for Palm Beach County (1987-1992)
- > Series 7 Securities License (1997-2004)
- > JD – University of Miami School of Law (1987)
- > BSM – Tulane University School of Business (1984)

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Do You Need a Mentor?

The Palm Beach County Bar Association's Mentor Program is designed to provide members with a quick and simple way to obtain advice, ideas, suggestions, or general information from an attorney that is more experienced in a particular area of law. The mentors provide a ten-to-fifteen-minute telephone consultation with a fellow attorney, at no fee. Any member of the Palm Beach County Bar, whether newly admitted or an experienced practitioner, can use the program. Call the Bar office at 687-2800, if you need a Mentor.

The Cunningham Family

by Grier Pressly, Historical Committee Member

Brothers F. Malcolm Cunningham, Sr. and T.J. Cunningham, Sr. overcame a number of obstacles on their way to becoming the pioneers of black lawyers in Palm Beach County. Both Malcolm and T.J. were born in Plant City, but T.J. left home to attend a private co-ed boarding high school in Ocala because there was no affordable transportation available to take him to the nearest all black high school while Malcolm had gone to FAMCEE High School in Tallahassee. After attending Florida A&M University, the brothers were forced to leave the state to attend law school. Both obtained law degrees from Howard University. When T.J. graduated from law school, the "diplomacy privilege" was not available to graduates of out-of-state law schools so T.J. took and passed the Florida bar exam without the benefit of a bar exam review course because such courses were not available to blacks. Taking the bar exam at the Diplomat Hotel in Miami, T.J. was forced to leave the hotel during the lunch hour to find a restaurant that would serve African Americans.

F. Malcolm Cunningham, Sr. became the second black lawyer in the history of Palm Beach County when he opened up his own practice on Rosemary Avenue in 1953. In the early 1950's, Rosemary Avenue was one of only a few blocks downtown where a black lawyer could hang his shingle. William Holland, who arrived in Palm Beach County a few months ahead of Malcolm, had opened up his practice one block away. At that time, black lawyers in Palm Beach County had to strike out on their own. The white law firms, public and private corporations, and even the local government, were simply not interested in hiring black lawyers. T.J. joined his older brother in practice in 1960, becoming the fourth black lawyer in Palm Beach County, and they formed the second black law firm in Florida, Cunningham & Cunningham (William Holland and I.C. Smith's firm was the first). The Cunningham brothers initially focused their law practice on the civil rights struggle. Just four years earlier,

William Holland, armed with the U.S. Supreme Court's Brown v. Board of Education decision, used his own son as the plaintiff in the federal lawsuit that ultimately desegregated the Palm Beach County School System. During the early years of formation, the Cunningham firm initiated and participated in civil rights suits attacking the issues of segregated county and state public facilities, the City of West Palm Beach golf course, and public schools and restaurants. The Palm Beach Post would write later that "whatever is 'open' about Palm Beach County politics, schools, housing and jobs is due in large part to F. Malcolm Cunningham, Sr.'s leadership." T.J. Cunningham recalls that there were only approximately 20 black lawyers in



F. Malcolm,
Cunningham, Sr.



T.J. Cunningham



F. Malcolm
Cunningham, Jr.

Florida in the early 1960s and they all had to do the civil rights work due to the fact that the white lawyers were not comfortable handling the civil rights litigation at that time.

In 1961, the four black lawyers in Palm Beach County – Malcolm and T.J. Cunningham, William Holland, and I.C. Smith – were not members of the Palm Beach County Bar Association because the Association bylaws specifically excluded black lawyers from membership. T.J. Cunningham wrote the Palm Beach County Bar Association board of directors requesting that they consider striking the exclusionary bylaw provision to allow for black members. Later that year the four

Continued on page 19

Sherry L. Hyman, Esquire

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Board of Directors Candidate Statements

There are currently five members running for three seats on the Board of Directors of the Palm Beach County Bar Association. Their candidate statements appear here. All members in good standing of the PBCBA will receive a mail ballot in April. Complete voting instructions will be contained in the mailing. Please read the instructions carefully, as failing to return the ballot properly will void your vote.



Charles J. Bennardini

Firm: Katzman Wasserman & Bennardini P.A.

Year admitted to practice: 1986

Law School: William & Mary

Year joined PBCBA: 1997

What do you feel you can contribute to the Association as a Board member:

I have significant experience serving professional bar activities. I have served in various capacities in bar associations over the past twenty years including, without limitation, President of the Pentagon Chapter of the Federal Bar Association in Washington DC, National Chairman of the Career Services Division of the Federal Bar Association and two years as President of the Palm Beach County Chapter of the Federal Bar Association. Attorney Carol Fulton and I brought the Palm Beach County Chapter of the Federal Bar Association back from a dormant status to a viable entity serving the Federal Bench and Bar in Palm Beach County. This experience, which included a close interaction with the Palm Beach County Bar in rejuvenating the FBA Chapter, provides me with a great deal of insight to serve on the Association Board.

I am an experienced litigator in Palm Beach County and am well known both to the bench and the bar. I realize the other attorneys running for this position also share the same respect from the bench and bar. Therefore, in addition to my experience as an attorney, I bring to the board over twenty years of experience as an officer in the United States Coast Guard including serving as a lawyer in the Coast Guard, as well as Commanding Officer and Executive Officer of various ships. These administration and management skills obtained in both military service and in my civilian capacity as a civil litigator will serve me well as a member of the Board.



C. Wade Bowden

Firm: Jones, Foster, Johnston & Stubbs, P.A.

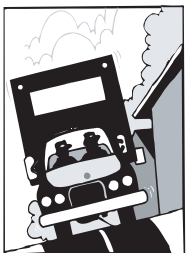
Year admitted to practice: 1996

Law School: Boston University School of Law

Year joined PBCBA: 1997

What do you feel you can contribute to the Association as a Board member:

I feel I can bring to the Palm Beach County Bar Association Board of Directors ("PBCBA BOD") unparalleled dedication and experience. I have served with the Young Lawyers Section ("YLS") Executive Board for the past eight years as a Board Member, Treasurer, Secretary and currently as its President. As YLS President, in addition, I currently serve on the PBCBA BOD, which has thoroughly prepared me for the post I now seek. I hope to continue my service to all members of the Palm Beach County Bar and ask for your vote to help me accomplish this goal.



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Board of Directors Candidate Statements



Alan R. Crane

Firm: Furr & Cohen, P.A.

Year admitted to practice: 1992

Law School: Nova Law Center

Year joined PBCBA: 1996

What do you feel you can contribute to the Association as a Board member:

I have practiced law in Palm Beach County since 1992. As an attorney with the firm of Furr & Cohen, P.A, I practice bankruptcy, family and real estate law. I currently serve as the Chairperson for the Bankruptcy Committee for the South County Bar Association. I am an emeritus member of the Craig S. Barnard American Inns of Court LIV. In May of 2000, I was presented with the Child Advocacy Award from the Legal Aid Society of Palm Beach County in recognition of my pro bono services and commitment to children's rights.

As a member of the Board of Directors, I will work diligently to promote the Palm Beach County Bar Association and help to expand the organization's services to its members and the community at large.



Michael J. Napoleone

Firm: Richman Greer Weil Brumbaugh Mirabito & Christensen, P.A.

Year admitted to practice: 1998

Year joined PBCBA: 1999

Law School: St. John's University School of Law

What do you feel you can contribute to the Association as a Board member:

Since 2000 I have been an active member of the Palm Beach County Bar Association and in particular with the Young Lawyers' Section where I have served on the Executive Board since 2001. I have been a member of numerous committees of the Young Lawyers' Section and have chaired the Adopt-a-School and Holidays In January programs, both of which strive to give back to the community and assist those less fortunate. I have also served as a member of many of the bar's committees including Judicial Relations, Circuit Civil Practice, and Appellate Practice. In addition to my involvement with our local bar, I am in my fourth year as an active member of the Florida Bar's Standing Committee on Professionalism and am heavily involved in implementing and promoting the Florida Bar's e-mentor program which pairs second and third year law students with qualified attorney mentors throughout the state. I am committed to enhancing the perception of lawyers in the community as well as promoting professionalism and collegiality among members of the bench and bar. As one of your directors, I will look to identify the shared values and goals of our membership and use that information to increase participation in the bar and improve professional satisfaction and competence. I look forward to the opportunity to serve you.



Michelle Suskauer

Firm: The Suskauer Law Firm, PA

Year admitted to practice: 1991

Law School: American University

Year joined PBCBA: 1992

What do you feel you can contribute to the Association as a Board member:

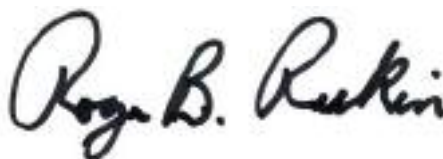
It has been an honor and a privilege to serve on this Board of Directors for the past two years. As a current Board Member, I have experienced the day to day workings of the Board, and have worked closely with the current President and President-elect. I have been a member of the Bar Association for over thirteen years and my past leadership experience has allowed me to have a real and positive effect on our profession and our community. I feel that I bring both energy and enthusiasm to the Board, and if re-elected, I will strive to continue to serve our community through the Bar Association.

A Testimonial for the Re-Election
of Scott G. Hawkins
to the Florida Bar Board of Governors:

As a practicing CPA in Palm Beach County for the past 29 years, former president of the East Coast Chapter of the Florida Institute of Certified Public Accountants, and as a former member of both the Palm Beach County Bar Grievance and Unauthorized Practice of Law Committees, I have worked with and observed many attorneys. Scott Hawkins clearly stands out among his peers and exemplifies the finest qualities to which members of the legal profession can aspire.

Mr. Hawkins' leadership abilities have been recognized at every level of the Bar's organization, including the Presidencies of the Young Lawyers' Section and the Palm Beach County Bar Association. He has continued this extraordinary service as your representative on the Board of Governors since 2004.

I write this unsolicited testimonial to urge the attorneys of Palm Beach County to return Scott Hawkins for another term on the Board of Governors. Our community and your profession will be well served with his continued leadership and wisdom.



Roger B. Rukin
MBA, CPA, Certified Fraud Examiner



Re-Elect

**Scott G.
Hawkins**

*The Florida Bar
Board of Governors
15th Circuit, Seat 3*



Failure To Prosecute – The Trap Is Removed

by Ted Babbitt

Fla.R.Civ.P. 1.420(e) Florida's dismissal for failure to prosecute rule is one of the harshest rules of its kind in the nation. In my opinion it has caused more unnecessary litigation and appellate review than any other rule in our state. Until recently it provided that if no record activity occurred within twelve months, absent a showing of good cause, a lawsuit would be dismissed. If the statute of limitations had run, the only recourse the plaintiff would have would be to sue the plaintiff's lawyer for legal malpractice.

When I left the Civil Rules Committee after serving for over twenty years, as my last official act, I asked the Committee to consider the abolition of the rule. I am sure my plea had little to do with it but recently the Supreme Court passed an amendment which takes the sting out of the rule.

The amended rule can be found at 30 Fla. L. Weekly S848 (Fla. Dec. 15, 2005). The amended rule reads as follows: 1.420(e) Failure to Prosecute. In all actions in which it appears on the face of the record that no activity by filing of pleadings, order of court, or otherwise has occurred for a period of 1 year 10 months, and no order staying the action has been issued nor stipulation for stay approved by the court, any interested person, whether a party to the action or not, the court, or the clerk of the court may serve notice to all parties that no such activity has occurred. If no such record activity has occurred within the 10 months immediately preceding the service of such notice, and no record activity occurs within the 60 days immediately following the service of such notice, and if no stay was issued or approved prior to the expiration of such 60-day period, the action shall be dismissed by the court on its own motion or on the motion of any interested person, whether a party to the action or not, after reasonable notice to the parties, unless a stipulation staying the action is approved by the court or a stay order has been filed or a party shows good cause in writing at least 5 days before the hearing on the motion why the action should remain pending. Mere inaction for a period of less than 1 year shall not be sufficient cause for dismissal for failure to prosecute.

This amendment makes good sense. This "open ended" type of a failure to prosecute rule allows the plaintiff to prosecute the claim if the lack of activity was inadvertent. As I have argued for years, the existence of all of the appellate decisions on this subject is proof positive that the former rule was dismissing cases where the plaintiff wanted to go forward with the case. Why else would there be an objection and a subsequent appeal?

The problem with the old rule was that the Courts' conception of "record activity" did not include many acts that were legitimately calculated to move a case forward. For example, record activity has been found by our courts to not

include such things as notices of hearing, pleadings, orders, and notices related to withdrawal and substitution of counsel (Nesbitt v. Community Health of S. Dade, Inc., 566 So. 2d 1 (Fla. 3rd DCA 1989), offers of judgment and notices of depositions (Metro Dade County v. Hall, 784 So. 2d 1087 (Fla. 2001), actual depositions (Smith v. DeLoach, 556 So. 2d 786 (Fla. 2d DCA 1990) (two depositions that were taken during the year preceding the 1.420(e) motion and filed did not constitute record activity)), notices of trial (Brennan v. Ryter, 339 So. 2d 661 (Fla. 1st DCA 1976), cert den. 348 So. 2d 944), certain court orders and plaintiff's responses (Norflor Const. Corp. v City of Gainesville, 512 So. 2d 266 (Fla. 1st DCA 1987), rev. den. 520 So. 2d 585), case management conference orders (Moosun v. Orlando Regional Health Care, 760 So. 2d 193 (Fla. 5th DCA 2000), and plaintiffs' replies to defendants' answers (Buss Aluminum Products, Inc. v Crown Window Co., 651 So. 2d 694 (Fla. 2d DCA 1995)).

Nobody really knows why Florida ever adopted Fla.R.Civ.P. 1.420(e). There are no committee notes or explanations. The rule was preceded by a statute, Fla. Stat. §45.19 which was repealed by the Legislature. Florida alone has a rule this harsh a rule interpreted this harshly. Twenty-five other states, the District of Columbia and the Federal Courts have adopted a discretionary diligent prosecution rule which tracks Fed.R.Civ.P. 41(b). A discretionary rule allows the Judge to weigh the conflicting interests of the Court's need to manage its docket with the desire to dispose of cases on their merits rather than by technicality.

Those states that have a "dead end" diligent prosecution rule which, like Florida's, dismisses the case automatically without a showing of good cause have periods far greater than one year, some extending as far as five years. The few states, like Florida, that have a one year dead end rule uniformly interpret it much more liberally than Florida to allow discretion on the part of the trial judge. Florida's rule, on the other hand, had been interpreted by our Supreme Court to give the trial judge no discretion. Metro Dade County v. Hall, 784 So. 2d 1087, 1090 n. 4 (Fla. 2001). Since its adoption in 1967, the Courts of Florida have consistently tightened the definition of "record activity" resulting in more and more involuntary dismissals. The Supreme Court has defined record activity to mean that which is "designed to move the case forward toward a conclusion on the merits. Del Duca v. Anthony, 587 So. 2d 1306, 1309 (Fla. 1991). Record activity according to the Supreme Court constitutes an act "that is greater than a passive effort to keep the case pending; it must be an affirmative action calculated to move the suit to judgment." Fuster-Escalona v. Wisotsky, 781 So. 2d 1063, 1065 (Fla. 2000).

All of this seems inconsistent with the public policy of Florida that dismissal is an extraordinary penalty which Courts may resort to only in the most extreme of circumstances. In Kozel v. Ostendorf, 629 So. 2d 817 (Fla. 1993) the Supreme Court held that dismissal was not warranted when it was the lawyers, not their clients, who

Continued on page 17



DAVID C. PRATHER

The Florida Bar Board of Governors – Seat 3

Cast Your Ballot for Proven Leadership and Dedication

David Prather is a Board Certified Civil Trial Lawyer. He is a partner with the law firm of Lytal, Reiter, Clark, Fountain & Williams, LLP.

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- Florida Bar Board of Governors Young Lawyers Division (1996-2000)
- Palm Beach County Bar Association Executive Committee (1996-2000)
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List complete as of 2/6/2006. Contact David to offer your vote of support- (561)655-1990

HDTV: A Status Report

By Bard Rockenbach, Chairman, Technology Committee

At year-end I embarked on a research mission into the status of HDTV. As an aid to those of you looking to upgrade your television, the following is what I learned.

For televisions, the choices are still the same we've had for the past four years: Flat panel models are either Plasma or LCD, and projection televisions are either DLP, CRT or LCD. For an explanation of the differences between the television technologies, go to <http://www.audiodesign.net/products/video.html>. LCD is still more expensive than plasma but, then again, the technology is also better in some ways. A good side-by-side comparison can be found at <http://www.flattvpeople.com/tutorials/lcd-vs-plasma.asp>. The old fashioned CRT screen (non-projection model) that has worked well for decades, is fading away to extinction. Among projection models, DLP offers the best price and quality combination.

Although the different television technologies have stabilized, the resolution issue remains problematic. You can blame that on the fact that we are still in a transition phase between old-style standard television and high definition television. I have come to grips with the idea that whatever I buy today will not be the television I own when the transition is complete; it is simply taking too long. The public has not embraced new television sets as expected and, when they have, aren't taking the extra steps necessary to watch HD programming. According to a recent study (12/05), 26% of U.S. households have a television capable of viewing HD programming, or are planning to buy one in the next year. However, only about one-half of them actually watch HD programming.

A large percentage of users who have purchased HD televisions, but who don't subscribe to HD programming (28%), see such a big improvement in resolution with the new television, they don't feel HD programming is necessary. A bigger percentage (41%) haven't made the commitment because they either 1) see the "Broadcast in HDTV" at the beginning of a show and think they are already getting HD, or 2) they don't know that they need an additional decoder to view HD programming on an HD television. If you are one of those people then I will break the bad news to you; buying an "HDTV Ready" television doesn't get you HDTV, only the ability to display HD programming if you also 1) buy a HDTV tuner and, 2) subscribe to an HDTV programming service.

If you have decided to take the plunge and buy an HDTV, you still have to make a choice among the different resolutions; either High Definition (HDTV) or Enhanced Definition (EDTV). The line resolution is the second number of the standard 1920x1080, 1024x768 or 853x480 designation. The reference to 1080, or 768 (the number of lines of resolution) means the television is HD, while 480p means it is ED.

Standard Television (SDTV), which is what we watch now, is 480i. An explanation of the difference between "i" and "p" is below.

But before you start thinking that you need to buy an HDTV to watch an HDTV broadcast, I'll tell you another catch: either EDTV or HDTV will display an HDTV signal. The difference is how fine the resolution of the picture will be. The increase in resolution between the old-style CRT and an EDTV is enormous, while the difference between EDTV and HDTV is only about 20%. In other words, most of what you are paying for can be obtained with an EDTV, and spending 30-40% more to get 20% increase in picture may not be a good idea.

When deciding between a Plasma and LCD flat screen, the HDTV vs. EDTV question is of paramount monetary importance. A 42 inch Panasonic plasma television costs about \$2,300.00 for HDTV, and "only" \$1,700.00 for an EDTV model with nearly identical features. In general, the price difference will make EDTV \$800.00-\$1,200.00 cheaper than HDTV.

There is the additional consideration of programming. A great deal of the programming available now, and for the next few years, will look better on EDTV than on HDTV. That is because most broadcasting is still 480 lines of resolution. Until most of the programming is in 720p or 1080i, the benefits of an HDTV television are limited.

All that is really necessary to make your television picture dramatically better than it is now is to go from an interlaced screen to a progressive screen (look for the notation of 480i vs. 480p - "p" for progressive). "Interlaced" means that the television draws every other line on the first pass, and then goes back and draws the lines in between. It does this procedure 30 times a second. Interlacing produces jagged edges and "motion artifacts" that aren't easily visible on a small television. When viewed on a large screen, however, the jagged edges and artifacts created are quite unattractive.

An EDTV television displays those same 480 lines, but does so progressively, meaning all at once. EDTV (480p) gets rid of interlacing and dramatically improves the quality of the picture. An EDTV connected to a progressive scan DVD player will produce a picture so clear, that the difference between it and HDTV is imperceptible.

So far, every television I have purchased is EDTV; one Sharp LCD and one Sanyo Plasma. Most broadcasting is still 480, and the difference is negligible between an EDTV showing a 720p signal and an HDTV showing a 720p signal.

I hope this helps. Email me if you need a tour guide on your shopping adventure. bdr@flappellatlaw.com.

Holidays in January

For the 19th year, the Young Lawyers Section sponsored their Holidays in January program where toys are distributed to underprivileged children in Belle Glade and West Palm Beach.



Bryan Poulton, Wade Bowden and Grey Tesh load up a van full of toys for distribution at the Belle Glade site.



Some of the YLS volunteers from the West Palm Beach site included Nicole Scimone, Elisha Roy, Mike Dixon, Josh White, Lee McElroy and Debbie Igdaoff

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President-Elect and Director Positions Available for the North County Section

The North County Section is seeking nominations for 5 director positions (two-year term) and president-elect for its 2006/2007 fiscal year. If you would like to become more active within our Bar, we hope that you will consider serving on the North County Section's Board of Directors. The Board typically meets on the second Tuesday of every month to plan various networking events for its 600 members; as well as CLE luncheons, and community service programs.

To apply for a director position or president-elect, you must submit a completed nomination petition to the Bar Office no later than 5:00 p.m. on Thursday, April 6. The petitions will be available through the Bar Office beginning on March 6.

The winners will be announced on May 18, 2006.

Current Board members include President, William Fleck; President-Elect, Andrew Pineiro; Secretary, Adam Doner; Treasurer, Ned Reagan; Immediate Past President, Scott Kramer; Directors Joseph Ward, Marina Petillo, Jerry Beer, Jeff D'Amore, Laura Starr, Ryon McCabe, Debra Jenks, and Bard Rockenbach. Past Presidents serving on the Board are Michael Slavin, Scott Zappolo, Donna Adams, Colleen Nelson, Stan Klett and Mitch Beers.



Lawyer lends his special talent to help others

Most of you who know Todd Stewart know him as a hard working, dedicated trial attorney, specializing in personal injury and bad faith. But, did you know he plays African wooden drums?

Music has been his passion since he was a small boy.

He said he's always loved music and uses it as an outlet from the daily stress of the legal profession. Several months ago, Stewart and some of his musician friends held two hurricane relief concerts: one in Fort Lauderdale where they raised \$6,000 for hurricane victims and another in Port Canaveral where they raised nearly \$2,000. Additionally, at his recent birthday party, he requested friends bring donations to hurricane victims in lieu of gifts and raised another \$1,000. Thanks Todd for making a difference in our community.

We would like to highlight more of our members who have hidden talents or unusual hobbies in future issues of the Bar Bulletin. If you know an attorney who is doing something out of the ordinary and deserves recognition, let us know about him or her by calling Lynne at the Bar Office at 561/687-2800.

Pictures from the North County Section's Dinner at the River House

To keep up with the growth in north county, Judge Nancy Perez and Judge Richard Oftedal have joined Judge Colbath at the North County Courthouse. Un Cha Kim, from the Clerk's Office, told our members at our recent dinner that they will now be able to expand services in probate and family court.



Donna Adams, Dick Schuler, and Un Cha Kim



Julianne Frank, Adam Gumson and Judge Jeffrey Winikoff



Marc Dobin, Debra Jenks and Bard Rockenbach



Michelle Suskauer, Judge Art Wroble and Kara Rockenbach



Fred Cunningham, Scott Hawkins, Scott Wortman and Andrew Pineiro



Jon Newman, Rosemarie Guerini, Judge Roger Colton and Carina Leeson



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Welcome New Members!

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

NICOLE R. AVALLONE – Michigan; University of Miami Law School, 2002; Associate in Lerach Coughlin Stoia et al, in Boca Raton.

ROBERT P. BARON – Brooklyn, NY; St. John's Law School, 1961; Sole Practitioner in West Palm Beach.

KATIE R. BENDER – Oklahoma City, OK; University of Oklahoma, 2005; Associate in Kamen & Orlovsky, P.A., in West Palm Beach.

KRISTI L. BERGMANN – Clearwater, FL; Stetson University College of Law, 2002; Associated with Florida Fourth District Court of Appeal.

CHANDLER BLACK – Syracuse, NY; University of Miami Law School, 2000; Associate in Coel & Warren, P.L. in Boca Raton.

RICHARD J. BRENER – Newark, NJ; Boalt School of Law, 1988; Associate in Ackerman Link & Sartory, PA, in West Palm Beach.

NATALIE Z. BRUZZESE – St. John's University School of Law, 1999; Sole Practitioner in Boynton Beach.

MARISA N. DEMATO – New York, NY; University of Baltimore, 2004; Associate in Lerach Coughlin Stoia et al, in Boca Raton.

ANSLEY ELLMYER – Atlanta, GA; Georgia State University, 1998; Associated with Brooks Ricca, Jr. & Associates, P.A. in West Palm Beach.

BENJAMIN M. GOTTLIEB – Fall River, MA; Harvard Law School, 1961; Associated with Tim A. Shane, P.A. in Boca Raton.

SONIA HILL – Bronx, NY; Duke University, 1990; Associated with Palm Beach County School District.

DARCY JACOBBE – Lancaster, CA; Southwestern University School of Law, 1994; Sole Practitioner in Wellington.

ANDREA L. JOHNSON – Jupiter, FL; Nova Southeastern University, 2001; Associated with Brandt & Gufford in Stuart.

KIMBERLY H. NOVOTNY – Oak Park, IL; De Paul University, 1998; Partner in Bell, Boyd & Lloyd, LLC in Chicago.

DRAKE OZMENT – Waco, TX; Nova University, 1988; Sole Practitioner in West Palm Beach.

LINDA L. ROBERTS – West Palm Beach, FL; University of Florida, 1991; Associate with Mierzwa & Associates in West Palm Beach.

JENNIFER Y. ROSENBLUM – Gainesville, FL; University of Florida, 2003; Associated with the Law Firm of Charles D. Jamieson in West Palm Beach.

SUSHIL K. RUDRANATH – New York City, NY; University of Florida, 2001; Associated with The Chartered Law Firm of Aubin Wade Robinson in Royal Palm Beach.

JEFFREY WASSERMAN – Hartford, CT., University of Miami, 1972; Partner with Shapiro Blasi Wasserman & Gora, P.A. in Boca Raton.



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Independence of the Judiciary and the Bar

by Manuel Farach

The first thing we'll do, let's kill all the lawyers.

W. Shakespeare, *Henry VI*, Part II, Act IV, Scene ii, Lines 83 - 84

This is perhaps the most mis-understood quotation from Shakespeare's work. Lawyers know the statement was made by Dick the Butcher while planning the overthrow of the English government. The phrase was uttered not because Dick had a bad day in court, but because Dick saw lawyers as an impediment to his destruction of law and order. Knowing the context in which Dick's statement was made casts the quotation in a completely different light than common understanding.

Most of the people who mis-quote Shakespeare are probably likewise unaware of the need for three co-equal branches of government. A recent poll commissioned by The Florida Bar found that only fifty-nine percent of Florida residents correctly knew the three branches of government. Many responders thought the three branches were "local, state and federal" or "Republican, Democrat and Independent." We may chuckle, but this lack of knowledge is ominous and leads

me to suspect that the next round of attacks will be directed at lawyers themselves. A lack of knowledge of our role in society clearly makes lawyers a target.

One of my first acts as President-Elect has been to form a new committee: Independence of the Judiciary. The committee's goals will include responding to unwarranted attacks on the Judiciary (the Bar has had a program for several years that responds to these attacks), but will also include the next level: educating the public. I will instruct the committee that educating the public as to the role played by the judiciary and lawyers in a free and democratic society will be one of their primary tasks. Members of the Bar need to play a role as well; they need to educate the public every opportunity they have that lawyers are part of the third branch of government and the linchpin of a free society. We can repel these attacks, and the only things we need to do so are truth and knowledge.



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Disqualification of Trial Judges

By: Dana E. Foster, Esq.

Can disqualification of a trial judge can be waived? The answer is a resounding yes and the practice point is this: when a judge announces during a preceding that he or she has an ethical disclosure to make, the attorney should ask for a recess to discuss the issue with the client. Going forward after such a disclosure deprives the client of an informed decision and exposes a lawyer to a complaint by the client.

Florida Rule of Judicial Administration 2.160 provides, in relevant part, that:

A motion to disqualify shall be filed within a reasonable time not to exceed 10 days after discovery of the facts constituting the grounds for the motion and shall be promptly presented to the court for an immediate ruling.

Rule 2.160(e). While the Rule appears to set a firm ten-day time frame within which to seek disqualification, the case law indicates that disqualification may, in some circumstances, be waived as untimely even when sought within ten days.

For example, in *Cousins Restaurant Associates, L.P. v. TGI Friday's Inc.*, 789 So.2d 457 (Fla. 4th DCA 2001), at the beginning of the hearing on plaintiff's motion to amend its already twice amended complaint, the judge made a disclosure about a friendly relationship with the father of the opposing party's lawyer and asked whether it caused plaintiff a problem. *Id.* at 458. Plaintiff's counsel immediately responded that it was not a problem if the trial judge was not influenced by it – something many of us would say – and the trial judge replied that he would have no problem. *Id.* Because of counsel's response, the court proceeded to hold a hearing that lasted an hour and at the end of the hearing announced a decision to deny the motion. *Id.* Two days after this ruling – presumably because of the client's wishes – petitioner filed a motion to disqualify the trial judge, which he denied. *Id.* The attorney appealed arguing that, having made the disclosure, the judge could not deny disqualification. *Id.* The Fourth District Court of Appeals affirmed holding that disqualification was not required because plaintiff waived any protest against the trial judge. The court held:

When the judge made the disclosure, he all but invited plaintiff to object if there was any doubt in plaintiff's mind about the judge's impartiality. Counsel did not request additional time to confer with his client, and his response was unequivocal that there was no problem. We cannot escape the belief that if counsel had voiced an objection to the judge continuing to participate he would have immediately recused himself. As it happened, however, plaintiff's response led the judge to stay with the case and spend an hour of his finite hearing time deciding the issue... We therefore decline to address the merits issue and instead hold that counsel's waiver ends the matter.

Id. at 458-59. Importantly and uncomfortably for counsel, the court also noted that if the attorney's client was unhappy with his lawyer's decision, "the remedy is to take it up with him." *Id.*

The lesson to be learned is this: if a judge ever discloses a basis for disqualification, respectfully request time to discuss the disqualification issue with your client and obtain the client's informed consent. Our judges will understand that to proceed in any other manner puts the attorney at risk of a legitimate complaint by the client. That being said, one should rarely ask a judge to step down. Disqualification is not a legitimate trial tactic. The question of whether a judge can sit on a case rests within the good conscience of the judge – something parties should rarely question.

Dana E. Foster is an associate with the law firm of Ackerman, Link & Sartory, P.A.



Do you love to read?

The Lawyers for Literacy Committee invites you to participate in its annual "Read Across Palm Beach County" event. On the morning of Thursday, March 16, local attorneys and judges will be reading to school aged children throughout our area. If you can spare an hour of your time, please call Cindy Spall at 650-0563.



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Failure to Prosecute

from page 9

were truly at fault and when the imposition of less severe penalties could accomplish the same objective. There the Supreme Court set forth guidelines which limit the circumstances under which dismissal is appropriate. At Page 818 in Kozel, supra, the Court held:

"This Court is vitally concerned with the swift administration of justice at both the trial and appellate levels. In the interest of an efficient judicial system and in the interest of clients, it is essential that attorneys adhere to filing deadlines and other procedural requirements. However, a fine, public reprimand, or contempt order may often be the appropriate sanction to impose on an attorney in those situations where the attorney, and not the client, is responsible for the error."

See also Torrey v. Leesburg Regional Medical Center, 769 So. 2d 1040, 1042 (Fla. 2000) (with few exceptions, Florida courts do not dismiss actions on account of a simple mistake by a lawyer or litigant so long as there is no prejudice to the opposing party); Commonwealth Federal Savings and Loan Ass'n. v. Tubero, 569 So. 2d 1271, 1273 (Fla. 1990) (dismissal for failure to comply with discovery order permissible only if violation was willful); North Shore Hospital, Inc. v. Barber, 143 So. 2d 849, 852 (Fla. 1962) (default is to be set aside in cases of excusable neglect; all doubt is to be resolved in favor of adjudication on the merits).

Florida now joins Delaware, Mississippi, California, Michigan, New Hampshire, Oregon and Washington in having a savings period in its diligent prosecution rule. Prior to the amendment of this rule, there existed a vicious trap that has resulted in tremendous injustice. The Supreme Court has finally done away with that trap.

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.

Photo Answers:

From Page 4

1. Judge Roger Colton
2. Joe Ianno
3. Leo Plascencia
4. Mike Walsh
5. Adams Weaver

John Pankauski

West Palm Beach

M E D I A T I O N

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P.O. Box 24680

West Palm Beach, FL 33416-4680

EOE

Volunteer for Law Week and Receive Pro Bono Hours!

Mock Trials in the Schools – May 1 – 5

Attorneys are needed to oversee Mock Trials at local elementary, middle and high schools.

Contact Person: Sherry Ingram, Paralegal
Phone Number: 561/355-2575

Speakers Bureau – May 1 – 5

Volunteer and serve on our Speakers Bureau by talking to local community groups about your practice of law.

Contact Person: Sherry Ingram, Paralegal
Phone Number: 561/355-2575

“Ask-a-Lawyer” - Wednesday, May 3, 10:00 a.m. to 4:00 p.m.

Attorneys are needed to answer general legal questions from the public during our “Ask A Lawyer” booth at the Palm Beach Mall. Shifts will be arranged in two-hour increments.

Contact person: Matthew Thibault
Phone Number: 832-5900

Attorney/Judge softball tournament & picnic

The annual softball tournament between the judges and attorneys will be held on the morning of Saturday, April 29 at John Prince Park in Lake Worth

Contact person for the Judges: Sara Alijewicz
Phone Number: 833-5787

Contact person for the Attorneys: Sara Alijewicz
Phone Number: 833-5787

Dial-a-Lawyer – May 1 – 2 – 3, 10:00 a.m. to 4:00 p.m.

Attorneys are needed to answer general legal questions by telephone. The phones will be set up at the Bar Office in two-hour shifts.

Contact: Sara Alijewicz
Phone Number: 833-5787

Law Day Luncheon – Friday, May 5, 11:45 a.m. to 1:00 p.m. Cohen Pavilion at the Kravis Center, WPB

Mark your calendar to attend our annual Law Day Luncheon. Speaker TBA

Law Suit Day Clothing Drive

Donate your gently used clothes to our Law Suit Day Clothing Drive. Donations, both men's and ladies, can be dropped off at the Bar Office, Monday through Friday, from 9:00 a.m. to 5:00 p.m., April 24 through May 4. The clothes will be donated to The Lord's Place and The Public Defender's Boutique.

Contact: Lynne Poirier
Phone Number: 561/687-2800



**The 18th Annual Pro Bono Recognition Evening
Benefitting the Legal Aid Society and
Sun-Sentinel Children's Fund
Saturday, May 13, 2006
at the Kravis Center's Cohen Pavilion**

**Save the date and join us for the
18th Annual Pro Bono Recognition Evening
Don't miss Legal Aid's Pre-Event Parties!**

- | | |
|------------|--|
| March 11th | Cocktails @ 6 ~ South County Gift Gathering Gala
Hosted by Robin Bresky, Esq. and Dr. Kenneth Bresky |
| April 1st | Cocktails and Dinner Party on the Mariner III
A festive evening cruise on a 1926 completely restored luxury yacht.
Hosted by Shelley Garcia and Mariano Garcia, Esq. |
| April 8th | 'Extreme' House Party and Gift Gathering Gala
Featuring extreme video of Michael McAuliffe's mountain climbing
expedition on Aconcagua!
Hosted by Robin Rosenberg, Esq. and Michael McAuliffe, Esq. |

Visit www.legalaidpbc.org to download the invitation.
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lawyers would become the first black members of the County Bar Association.

Malcolm Cunningham parlayed his law practice into a successful political career. While he unsuccessfully ran for the City Council of Riviera Beach in 1956, he emerged victorious in the 1962 campaign, becoming the first black elected public official in Florida and in the South since Reconstruction. He was re-elected in 1964 and 1966, inspiring other African Americans locally, and throughout the South, to throw their hats into the ring of elective politics. He ran for the Florida House of Representatives in 1968. He became the first African American to serve as City Attorney for Riviera Beach.

The Cunningham brothers were champions of black entrepreneurial spirit and of their fellow black citizens in the county. They helped organize a small loan company to assist black-owned businesses and became founders of First Prudential Bank (later known as Palm Beach Lakes Bank and South Coast Bank) which was the first black commercial state bank in Florida. Malcolm Cunningham, Sr. passed away in 1978, leaving a lasting legacy. A Riviera Beach park is named in his honor as is the F. Malcolm Cunningham, Sr. Bar Association which has as its mission the support of African American attorneys and social and political progress.

As Palm Beach County has grown, so has the Cunningham family of lawyers. Malcolm Sr.'s son, F. Malcolm Cunningham, Jr. would later join his uncle T.J. in partnership at Cunningham & Cunningham. F. Malcolm Cunningham, Jr. has his own successful practice today. Malcolm, Sr.'s career also inspired his daughter, Mallorye Cunningham, to become a lawyer. She has served with the Palm Beach County Public Defender's office for many years. Two of T.J. Cunningham's children have become lawyers as well, practicing in the county that their father and uncle opened to black lawyers. Kim Cunningham practices with the Walton, Lantoff firm and T.J. (Jimmy) Cunningham, Jr. has recently opened up his own practice. T.J. Cunningham's niece, Latricia Cunningham-Donley, practices law in Miami

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*Invite you and a guest for an evening
of wine and hors d'oeuvres
to benefit Legal Aid's Children's Advocacy Projects*

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BROOKS BROTHERS ~ THE GARDENS OF THE PALM BEACHES
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Host committee: Edrick Barnes, Hampton Beebe, Flynn Bertisch, Jeffrey Devore,
Mariano Garcia, David Gaspari, John Howe, Hampton Keen, Scott Murray,
Grier Pressly, David Prather, Cater Randolph, Heath Randolph, Scott Suskauer,
Matthew Triggs

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the Legal Aid Society's Children's Advocacy Projects. Please join us.

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 - Disciplinary Procedures Committee
 - Special Committee on Florida Constitutional Amendment Process
 - Special Committee on Judicial Independence
- President, Palm Beach County Bar Association (2000-2001)
- President & Board Member, PBC Bar Assoc., Young Lawyers Sec. (1988-1995)
- Director, Palm Beach County Bar Association (1995-2002)
- Chair, PBC Bar Association Revitalization Committee (1999-2000)
- Center for Family Services "Shooting for the Stars" Award (legal) 1995
- Florida Bar Association's Young Lawyers Section, "Most Productive Young Lawyer" 1995
- Florida Bar Board Certified Business Litigation Lawyer
- President, Children's Place and Connor's Nursery (1989-1992)

Scott's Steering Committee urges you to vote in March:

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David E. Bowers
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C. Brooks Ricca, Jr.
Gerald F. Richman

Kara Berard Rockenbach
Raymond Royce
Siobhan Helene Shea
D. Culver Smith
Sidney A. Stubbs
Paul A. Turk, Jr.
Robert W. Wilkins

We endorse the Re-Election of Scott Hawkins:

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Jack Aiello
Laurie B. Aiello
Linda Albritton
Peter J. Aldrich
Bruce Alexander
Larry B. Alexander
Ben Alexander
Mary April
Alan Armour
Jennifer G. Ashton
David Atkinson
Dan Bachi
Thomas J. Baird
Bernard Baker
Hardee Bass
David G. Bates
Andrew J. Baumann
Ted Beacham
Kenneth Beall
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Donald Beutenmuller Jr.
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Howard Bregman
William R.H. Broome
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Cathleen T. Burk
Barbara J. Burns
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PARALEGAL; Boca firm, Probate & Trust administration, experience necessary, fax resume to 561-392-5533.

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EXPERIENCED. Boose Casey Ciklin, et al. law firm in d/t WPB seeks qualified paralegal with 5+ years experience in land use/zoning. Real estate background a plus. Excellent benefit package. Salary commensurate with experience level. Fax resume to Karen Allen at 561-820-0389 or call 832-5900.

RECEPTIONIST wanted full-time for small law firm. Must have computer and typing skills. Fax resume to 561-863-6456.

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PROBATE PARALEGAL-

EXPERIENCED. Boose Case Ciklin, et al. law firm in d/t WPB seeks qualified paralegal with strong guardianship experience. Excellent benefit package. Salary commensurate with experience level. Fax resume to Karen Allen at 561-820-0389 or call 832-5900.

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MARK R. HANSON: All admiralty and maritime matters, including personal injury actions, boating accidents, cruise line injuries and insurance claims. 240 Tenth Street, West Palm Beach, FL 33401, (561) 833-7828 Mhanson@PalmBeachInjuryLawyer.com

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CHRISTOPHER HOPKINS: Appellate counsel for appeals in state and federal courts. Mr. Hopkins focuses on state appeals, particularly personal injury and malpractice. Cole, Scott & Kissane, P.A., 1645 Palm Beach Lakes Blvd., 2nd Floor, WPB, FL 33401; Email: Hopkins@csklegal.com.

THOMAS R. BAKER, III: Establishment and maintenance of guardianships for property of minors as a result of personal injury settlements, including approval of settlements. 270 South Central Blvd., Suite 203, Jupiter, FL 33458; (561) 744-0802.

RICHARD D. NADEL: Bankruptcy. Twenty years experience in the Southern and Middle District. Florida Bar designated 1996. Address: 3300 PGA Blvd., Ste. 970, Palm Beach Gardens, FL 33410, Telephone: (561) 622-9353 Email: nadelgrp@bellsouth.net.

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Circuit Court Report CIVIL DIVISIONS • December 2005

DIVISION	JURY TRIALS	NON-JURY TRIALS	MOTIONS	CASES PENDING
A	05/06	05/06	02/06	1204
B	08/06	05/06	02/06	1507
D	12/06	07/06	02/06	1601
E	05/06	03/06	03/06	1441
F	02/06	02/06	04/06	1203
G	01/07	01/07	02/06	1029
H	08/06	08/06	02/06	1335
I	04/06	04/06	02/06	1245
J	06/06	05/06	03/06	1405
N	07/06	05/06	04/06	1347
O	07/06	05/06	03/06	1501

All Civil Division Judges schedule their own Jury and Non-Jury Trials.
Pending cases as of 01/04/06



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HEARSAY



The Supreme Court of Florida has appointed attorney **Julie H. Littky-Rubin** to serve a two-year term on its Standard Civil Jury Instructions Committee. Ms. Littky-

Rubin is Florida Bar Board Certified in Appellate Practice and is the head of appellate practice at the West Palm Beach plaintiff's personal injury law firm of Lytal, Reiter, Clark, Fountain & Williams, LLP.



Schwarzberg Spector Duke Schulz & Rogers is pleased to announce that **Samantha Schosberg Feuer** has joined the firm. Ms. Feuer has extensive litigation experience, having previously served

as a prosecutor for the Miami-Dade County State Attorney's office Labor and Employment Law, Commercial Litigation and White Collar Criminal Defense.

Fowler White Boggs Banker is pleased to announce that **John Clough** and **Mitchell A. Cohen** have been selected to participate

in the 2006 Class of Leadership West Palm Beach. Mr. Clough is an associate in the firm's Commercial Litigation Practice Group and Mr. Cohen is a shareholder in the firm's Health Care Practice Group.



Betty L. Dunkum, of Trial Practices in West Palm Beach, received the American Bar Association Section of Litigation's Outstanding Newsletter Editor award for her work on The Woman Advocate

Newsletter during the 2004-2005 term. She has been appointed co-chair of the ABA Woman Advocate Subcommittee on Balancing Work and Home for the 2005-2006 term.

Sally Still, member of Christine D. Hanley & Associates, P.A., was recently appointed to serve as a member of Thompson's Editorial Advisory Board. Still is Florida Bar Certified in Labor & Employment Law. Christine D. Hanley & Associates, founded in 1993, is a West Palm Beach-based law firm limiting its practice to employment and labor law and litigation representing employers exclusively.



Patricia Lebow, managing partner of the West Palm Beach office for Broad and Cassel and a long time resident of the Town of Palm Beach, received the Sun-

Sentinel's distinguished Excalibur Award for Palm Beach County last Thursday. The awards, which honor outstanding business leadership and community contribution, were presented during a ceremony at the Boca Raton Resort and Club.



Jaclyn D. Goldstein has joined the Boca Raton office of Hodgson Russ LLP as an associate in its Business Litigation Practice Group. Ms. Goldstein formerly served

as the law clerk to the Honorable Paul G. Hyman, Jr., United States Bankruptcy Court, Southern District of Florida.

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CALENDAR

March 2006

Wednesday, March 1, 12 noon
**North County Section
 Board Meeting**
 Law Offices of Michael Slavin

Thursday, March 2, 12 noon
**Special Needs of
 Children Committee**
 Chair Joe Ackerman's Office

Thursday, March 2, 12:00 noon
**Solo Practitioner's
 Luncheon Seminar**
 Bar Association Office

Friday, March 3, 8:00 - 12:45
**PBCBA Family Law
 Live Seminar**
 Bar Association Office

Friday, March 3, 12 noon
Judicial Luncheon Series
 Judicial Dining Room
 Featuring: Judge Jonathan
 Gerber, Timothy McCarthy &
 Diana Lewis
 Topic: "Effective Motion Practice"

Thursday, March 9, 6:00 p.m.
**Federal Bar/
 YLS Cocktail Reception**
 The Colony Hotel, Palm Beach

Friday, March 10, 8:30 a.m.
ADR Committee Meeting
 Bar Association Office

Tuesday, March 14, 12 noon
**YLS Executive
 Committee Meeting**
 Bar Association Office

Thursday, March 16, 12 noon
**Health Law CLE
 Committee Meeting**
 Bar Association Office

Friday, March 17, 8:30 - 12 noon
PBCBA ADR Live Seminar
 Bar Association Office

Tuesday, March 21, 5:30 p.m.
Inns of Court Meeting
 Palm Beach County Courthouse

Wednesday, March 22, 12 noon
FAWL Membership Meeting
 The Presidential Country Club
 Contact Elisha Roy
 (561) 832-5500

Wednesday, March 22, 5:00 p.m.
Legal Aid Board Meeting
 Bar Association Office

Thursday, March 23, 5:00 p.m.
Board of Directors Meeting
 Bar Association Office

Thursday, March 23, 6:00 p.m.
PBCTL Membership Meeting
 Contact Susan Maynor (561)
 999-9490

Friday, March 24, 11:30 - 1:00
**PBCBA Personal Injury
 Live Seminar/Luncheon**
 Bar Association Office

Friday, March 24, 4:00 - 6:00
**Construction Law Committee
 Seminar/Happy Hour**
 Bar Association Office

Thursday, March 30, 5:30 p.m.
**North County Section Joint
 Happy Hour with
 Martin County Bar**
 Square Grouper in Jupiter

Friday, March 31, 9:00 - 4:00
**PBCBA Juvenile Law
 Live Seminar**
 Bar Association Office

*Happy
 St. Patrick's Day*



PALM BEACH COUNTY BAR ASSOCIATION

BULLETIN

1601 Belvedere Road, Suite 302 East, West Palm Beach, FL 33406

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

**THE FEDERAL BAR ASSOCIATION
PALM BEACH COUNTY CHAPTER
AND
THE YOUNG LAWYERS SECTION OF
THE PALM BEACH COUNTY
BAR ASSOCIATION**

Present the

FEDERAL JUDICIAL RECEPTION

Thursday, March 9, 2006

6 p.m. to 8 p.m.

The Colony Hotel, Palm Beach

Cost: \$20 - Federal Bar Association Members and

P.B.C.B.A. Young Lawyers Section Members

\$25 - Non-Members and walk-ins

THE RECEPTION IS SPONSORED BY:

AKERMAN SENTERFITT

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BERMAN DEVALERIO PEASE TABACCO BURT & PUCILLO

CYPRESS CAPITAL GROUP

LAW OFFICE OF JOHN C. DOTERRER

HOLLAND & KNIGHT LLP

MELLON BANK

PAGE MRACHEK FITZGERALD & ROSE P.A.

SQUIRE, SANDERS & DEMPSEY LLP

VIANALE & VIANALE LLP

Checks should be made payable to the ***Federal Bar Association Palm Beach County Chapter*** and sent to *Devon Coughlan, Esq., Elk, Bankier, Christu & Bakst LLP, 4800 N. Federal Highway, Suite 200 E., Boca Raton, FL 33431.*

To **RSVP or BECOME A SPONSOR** please contact Debi Mackey (561) 838-4100 or via email at dmackey@alslaw.com

The Palm Beach County Bar Association's Alternative Dispute Resolution Committee Presents:

"Arbitration Clauses"

Friday, March 17, 2006 9:00 a.m. – 12:00 p.m.

Bar Association Offices 1601 Belvedere Road, #302E, WPB, FL



Program Schedule

- 8:30 – 8:50 **Late Registration/Check In**
- 8:50 – 9:00 **Welcome & Opening Remarks** - *W. Jay Hunston, Jr., Esq., Committee Chair*
- 9:00 – 11:00 **"Arbitration Clauses"** - *Albert J. Orosa, Vice-President, American Arbitration Association*
- 11:00 – 12:00 **Lunch**

This course has been granted **2.0 CLER hours** from The Florida Bar
The cost of the seminar, which includes lunch, is \$50 for PBCBA members/legal assistants;
\$90 for non-PBCBA members/legal assistants if registered by 3/10/06;
add \$25 to registration fee after that date

If a phone reservation is made and we do not receive payment and you do not attend, you will be charged \$25. 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.

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to 561/687-9007



ON-LINE at
www.palmbeachbar.org

Name: _____ Telephone #: _____

Address: _____ Email Address: _____

Credit Card #: _____ Visa: _____ AMEX: _____ Mastercard: _____

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Amount to Charge: \$ _____ Signature: _____

___ I will not be able to attend the seminar but would like to order the CD (allow 2 weeks for delivery) (3/17/06 ADR) Cost is the same as listed above.

Palm Beach County Bar Association, 1601 Belvedere Road, Suite 302E, West Palm Beach, FL 33406. Telephone: (561) 687-2800

The Palm Beach County Bar Association's PI Wrongful Death CLE Committee Presents:

"Neuro-Imaging For The P.I. Practitioner" Decoding & Mastering MRI Terminology & Pathology of The Spine and Brain



Friday, March 24, 2006 12:00 p.m. – 1:00 p.m.

Bar Association Offices 1601 Belvedere Road, #302E, WPB, FL

This Program is open to all Attorneys and Paralegals, Plaintiff and Defense, who handle Personal Injury matters.

Program Schedule

- | | |
|-------------------------|---|
| 11:30 a.m. – 11:55 a.m. | Late Registration/Check In |
| 11:55 a.m. – 12:00 p.m. | Welcome & Opening Remarks - Jason J. Guari, Esq.,
Murray & Guari Trial Attorneys PL, Committee Chair |
| 12:00 p.m. – 1:00 p.m. | "Neuro-Imaging For The P.I. Practitioner" - Decoding & Mastering MRI Terminology & Pathology of The Spine and Brain -
Mircea Morariu, M.D., of Florida Neurologic Center, P.A.
•Board Certified Neurologist
•Fellowship Trained in MRI & CT
•Voluntary Assistant Professor of Neurology
at the University of Miami School of Medicine |

This course has been granted **1.0 CLER hour**
including .50 Health Law Certification credit from The Florida Bar.

The cost of the seminar, **which includes lunch**, is \$30 for PBCBA members/legal assistants;
\$70 for non-PBCBA members/legal assistants if registered by 3/17/06;
add \$25 to registration fee after that date.

If a phone reservation is made and we do not receive payment and you do not attend, you will be charged \$25. 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.

HOW TO REGISTER		MAIL the completed form w/check		FAX the completed form to 561/687-9007		ON-LINE at www.palmbeachbar.org
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Name: _____ Telephone #: _____

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Amount to Charge: \$ _____ Signature: _____

____ I will not be able to attend the seminar but would like to order the CD (allow 2 weeks for delivery) (3/24/06 PI Wrongful Death) Cost is the same as listed above.

Palm Beach County Bar Association, 1601 Belvedere Road, Suite 302E, West Palm Beach, FL 33406. Telephone: (561) 687-2800

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

"Florida's Construction Industry Licensing Laws"



Friday, March 24, 2006 4:30 p.m. – 6:30 p.m.

Bar Association Offices 1601 Belvedere Road, #302E, WPB, FL

Program Schedule

- 4:15p.m. – 4:30p.m. **Late Registration/Check In**
- 4:30p.m. – 4:40p.m. **Welcome & Opening Remarks** - *David J. Valdini, Esq., Committee Chair*
- 4:40p.m. - 5:25p.m. **Florida's Construction Industry Licensing Laws and How They Are Applied** - *Paul J. Del Vecchio, Member of the Construction Industry Licensing Board and Florida State Licensed General Contractor*
- 5:25p.m. - 5:40p.m. **Case Law Updates** - *David J. Valdini, Esq., Valdini & Palmer, P. A*
- 5:40p.m. – 6:30p.m. **Happy Hour**

This course is expected to receive **1.0 CLER** from The Florida Bar.
The cost of the seminar is \$20 for PBCBA members/legal assistants;\$40 for non-PBCBA members/legal assistants if registered by 3/17/06; add \$25 to registration fee after that date.

If a phone reservation is made and we do not receive payment and you do not attend, you will be charged \$25. 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.

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Amount to Charge: \$ _____ Signature: _____

___ I will not be able to attend the seminar but would like to order the CD (allow 2 weeks for delivery) (3/24/06 Constr.) Cost is the same as listed above.

Palm Beach County Bar Association, 1601 Belvedere Road, Suite 302E, West Palm Beach, FL 33406. Telephone: (561) 687-2800

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

"Juvenile Law: Introduction To Dependency Law and Practice"



Friday, March 31, 2006 9:00 a.m. – 4:00 p.m.

Bar Association Offices 1601 Belvedere Road, #302E, WPB, FL

Program Schedule

- 8:30a.m. – 9:00a.m. **Late Registration/Check In**
- 9:00a.m. – 10:00a.m. **Welcome & Introduction to Juvenile Court: Who's On First?** - Michelle Migdal and Judith Migdal-Mack, Esqs., Migdal & Migdal, P.A.
- 10:00a.m. - 10:25a.m. **What is a Judicial Review?** - Karen Martin, Esq.
- 10:25a.m. - 10:30a.m. **BREAK**
- 10:30a.m. - 11:00a.m. **The Joy of Mediation** - Diane Duvall, Esq., and Dani Hoefling, Dependency Mediator
- 11:00a.m. - 11:50a.m. **From Shelter to the Supreme Court and Back Again** - Frank Kriedler, Esq.
- 11:50a.m. - 1:00p.m. **Lunch on Your Own**
- 1:00p.m. - 2:00p.m. **The Role of the Ad Litem-Guardians and Attorneys** - Penny Martin, Esq. and John Walsh, Esq.
- 2:00p.m. - 2:50p.m. **Motion Practice and Pleadings in Dependency Court** - Brian McDonnell, Esq.
- 2:50p.m. - 3:00p.m. **BREAK**
- 3:00p.m. - 4:00p.m. **Both Sides of TPR - The Termination of Parental Rights Process, Procedures and Law** - Moria Rozenson, Esq., Pickett, Marshall & Glassman, P.A.

This course is expected to receive **6.0 CLER** from The Florida Bar.
The cost of the seminar is \$120 for PBCBA members/legal assistants;
\$160 for non-PBCBA members/legal assistants if registered by 3/24/06;
add \$25 to registration fee after that date.

If a phone reservation is made and we do not receive payment and you do not attend, you will be charged \$25. 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.

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Amount to Charge: \$ _____ Signature: _____

____ I will not be able to attend the seminar but would like to order the CD (allow 2 weeks for delivery) (3/31/06 Juvenile.) Cost is the same as listed above.

Palm Beach County Bar Association, 1601 Belvedere Road, Suite 302E, West Palm Beach, FL 33406. Telephone: (561) 687-2800

The Palm Beach County Bar Association's Elder Law Affairs Committee presents:

Inside Information Direct from the Bench

Guest Speakers: Honorable Karen L. Martin and
Honorable Jeffrey J. Colbath

Thursday, April 6, 2006 6:00pm - 8:30pm
The Colony Hotel, Palm Beach
155 Hammon Avenue

Sponsored by:

Law Offices of Craig Goldenfarb, P.A.

Program Schedule

- 6:00 - 6:30pm Registration and Cash Bar
- 6:30 - 8:15pm Dinner and Presentation:
- State of the Court in the Probate and Guardianship Division in Main Courthouse - *Honorable Karen L. Martin*
 - Probate proceedings at the North County Courthouse in Palm Beach Gardens - *Honorable Jeffrey J. Colbath*

This course is expected to receive **2.0 CLER hours** from The Florida Bar.
The cost of the seminar is \$50 for PBCBA members/legal assistants;
\$90 for non-PBCBA members/legal assistants if registered by 3/31/06;
add \$25 to registration fee after that date.



If a phone reservation is made and we do not receive payment and you do not attend, you will be charged \$25. 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.

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ON-LINE at
www.palmbeachbar.org

Please indicate your main course selection: Chicken _____ Mahi Mahi _____

Name: _____ **Telephone:** _____

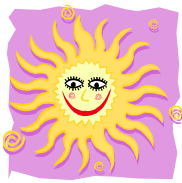
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Credit Card #: _____ **Visa** ___ **Amex** ___ **MC** ___ **Exp:** _____ **Amount \$** _____

___ I will not be able to attend the seminar but would like to order the CD Rom. (cost same as listed above/please allow two weeks for delivery) (Elder Law 4/6/06)

Palm Beach County Bar Assn., 1601 Belvedere Rd. #302E, West Palm Beach, FL 33406. (561) 687-2800



3rd Annual Friday Morning Happy Hour

Sponsored by the Quality of Life/Stress Management Committee

“Stress Management & Professionalism: Tips for Every Lawyer” Friday, April 7, 2006

8:30am - 11:45 a.m.

Bar Offices

1601 Belvedere Rd., Suite 302E, West Palm Beach

Program Schedule

- 8:30: Registration/Check In/Breakfast
- 8:45: Welcome and Opening Remarks **Denise M. Nieman, Esq.**
Quality of Life/Stress Management Committee Chair
- 8:50 - 10:30 Liars and Tyrants and Boors: Oh, Why?” Part Three—NEW INFORMATION!
In part 3 of this interactive seminar series, we explore two fact patterns that give rise to a host of ethical and professionalism questions and problems. We will look at a sample advertisement to discuss advertising rules. Participants are urged to offer insights, anecdotes and other information to help keep the session moving forward. We will examine these fact patterns in terms of The Rules Regulating The Florida Bar as well as state and local rules of professionalism.
Jeffrey A. Albinson, Esq., Raincross Insurance Inc. and Martin L. “Guy” Haines, III, Esq.
- 10:30—10:40: Break
- 10:40-11:00: Feeling Stressed? Easy fitness tips you can do while sitting at your desk
- 11:00—11:30: Relax: Acupuncture
Marcelle & Padgett Miller, Acupuncture Physicians

To reduce your stress, we’re lowering the price of this seminar to \$50 for all PBCBA members!

The cost will be \$100 for non-PBCBA members.

This course is expected to be approved for 3.0 CLER & 1.5 Ethics hours from The Florida Bar.

Registration must be received by April 3 for the \$50 fee; registrations received after that date should add \$25. 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.

To register please complete the credit card information below or send a check in the appropriate amount to the PBCBA 1601 Belvedere Rd, #302E, W.P.B., FL 33406 with the following information. You may also register at our web site www.palmbeachbar.org

Name: _____ Telephone: _____ Email: _____

Address: _____ City/Zip _____

Name on Credit Card: _____ Signature: _____

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Amount \$ _____ Expiration Date: _____

___ I will not be able to attend the seminar but would like to order a CD Rom. (cost same as listed above) (please allow two weeks for delivery) 4/7/06 Quality of Life Seminar (561) 687-2800

Join the North County Section for Lunch & CLE Credit!

Wednesday, April 19, 2006

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

Abacoa Golf Club

105 Barbados Drive, Jupiter



Guest Speaker:

Rafael Roca, Chairperson
Judicial Nominating Commission

- Relevant Constitutional & Statutory Provisions
- Uniform Rules
- JNC Process – from start to finish
- Ethical Responsibilities
- Interview Process
- Deliberations/Voting
- Nominations

The cost is just \$25.00 for NCS Members; \$35 for non-members. This luncheon is expected to receive 1.0 CLER hours, plus .5 Ethics from TFB.

To RSVP, please return the bottom portion of this and mail it with a check payable to the North County Section to The Palm Beach County Bar Association,
1601 Belvedere Road, Suite 302E, West Palm Beach, FL 33406.
Or, register on line at www.palmbeachbar.org.

Reservations are required and must be made no later than 4/14. No refunds will be made after that date.
Space is limited and will be given on a first come first served basis.

Name: _____

Address: _____

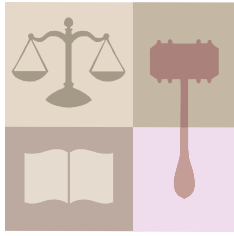
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Please charge \$_____ to my ___ VISA ___ MC ___ AmEx Ex. Date: _____

Credit Card#: _____ Signature: _____

Name as it appears on the card: _____ 4/19/06 NCS CLE

The Professionalism Committee of the Palm Beach County Bar Association presents the:



15th Annual Professional Seminar

Friday, April 28, 2006

11:30 a.m. - 2:15 p.m.

Crowne Plaza Hotel, West Palm Beach


Program Schedule

11:00am - 11:30am	Late Registration/Check In
11:30am - 11:45am	Opening Remarks by <i>Committee Chair, Paul R. Golis, Esquire - Paul R. Golis, P.A.</i>
11:45am - 12:15pm	Lunch Served and Presentation of the 8th Annual Professionalism Awards: Individual, Firm and Judge
12:15pm - 1:00pm	<u>The South Florida Legal Community: Past and Present Perspectives From Female and Minority Attorneys - Have Things Really Changed?</u> Panelists: <i>County Civil Judge Donald W. Hafele, Panel Moderator</i> <i>Circuit Court Judge Edward Rodgers (Retired)</i> <i>Edrick E. Barnes, Esquire - Liggio, Benrubi & Williams, P.A.</i> <i>Marion M. Cromwell, Esquire</i> <i>Meenu T. Sasser, Esquire - Gunster, Yoakley & Stewart, P.A.</i> <i>Alberto J. Matta, Esquire - Alberto J. Matta, P.A.</i> <i>Orlando Gonzalez, Esquire - Cameron, Davis & Gonzalez, P.A</i>
1:00pm - 1:30pm	<u>An Appearance at the Professionalism Council - What Happens?</u> - A presentation of a hypothetical case by Al LaSorte, Jr., Esquire - Shutts & Bowen, LLP and Scott G. Hawkins, Esquire - Jones, Foster, Johnston & Stubbs, P.A.
1:30pm - 2:15pm	<u>Exploring Professionalism Through Film</u> - A variety of film clips will be used to generate discussion about the meaning of professionalism and its value in enhancing both job satisfaction and public trust and confidence in the Court system - Circuit Civil Judge Peter D. Blanc

This course is expected to receive 2.0 CLER hours including 2.0 Ethics credit hours from The Florida Bar. The cost of the seminar is \$80 for PBCBA members/legal assistants, \$120 for non-PBCBA members/legal assistants if registered by 4/21/06; Add \$25 to registration fee after that date.

If a phone reservation is made and we do not receive payment and you do not attend, you will be charged \$25. 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.

HOW TO REGISTER	 MAIL the completed form w/check	 FAX the completed form to 561/687-9007	 ON-LINE at www.palmbeachbar.org
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Name: _____ **Telephone:** _____

Address: _____ **Email Address:** _____

Name on Credit Card: _____ **Signature:** _____

Credit Card #: _____ **Visa** ☐ **Amex** ☐ **MC** ☐ **Exp. Date:** _____ **Amount \$** _____

☐ I will not be able to attend the seminar but would like to order the CD (cost same as listed above/please allow two weeks for delivery) (Professionalism Seminar 4/28/06)

Palm Beach County Bar Association, 1601 Belvedere Rd. #302E, West Palm Beach, FL 33406



The Estate and Probate Continuing Legal Education Committee presents

The 23rd Annual Estate and Probate Seminar

Tuesday, May 9, 2006

8:00 a.m.- 4:45 p.m.

Marriott Hotel, 1001 Okeechobee Blvd., West Palm Beach

Sponsored by: Bernstein Investment Research and Management & LexisNexis

Program Schedule

8:00am - 8:25am	Late Registration and Check In
8:25am - 8:30am	Welcome & Opening Remarks - Brian O'Connell, Esq., Boose Casey Ciklin Lubitz Martens McBane & O'Connell, Committee Chair
8:30am - 10:00am	Case Law Update – J.B. Murray, Esq., Steel Hector & Davis LLP
10:00am - 10:10am	Break
10:10am - 11:00am	Mechanic's Corner - Kelley on Office Practice and Executing Documents - Rohan Kelley, Esq.
11:00am - 11:40am	Multi-state Estate Planning – Amy B. Beller, Esq., Kaye Scholer, LLP
11:40am - 12:00pm	Judicial Update - Judges to be announced
12:00pm - 1:00pm	Lunch sponsored by Bernstein Investment Research and Management & LexisNexis
1:00pm - 1:25pm	Legislative Update - Speaker to be announced
1:25pm - 2:05pm	Tax Law Update – David F. Click, Esq.
2:05pm - 2:35pm	Discovery Concerning Federal Estate Tax Returns – Peter Forman, Esq., Tescher Gutter Chaves Josepher et al., along with William E. Boyes, Esq., Boyes & Farina, P.A., in a point/counterpoint format.
2:35pm - 3:15pm	Probate Potpourri (Accounting Preparation Tips, Discussion Regarding Administration of Life Estates, and Principal & Income Issues Under the New Act) – Abraham M. Mora, Esq., Kaye Scholer, LLP
3:15pm - 3:25pm	Break
3:25pm - 4:15pm	The New Florida Trust Code - Speaker to be announced
4:15pm - 4:45pm	Nuts and Bolts Presentation – William E. Boyes, Esq., Boyes & Farina, P.A., John M. Severson, Esq., Burns & Severson, P.A., and Richard J. Barron, Esq., Richard J. Barron, P.A.

This course is expected to receive 8.0 CLER credits from The Florida Bar The cost of the seminar, which includes lunch, is \$180 for PBCBA members/legal assistants; \$220 for non-PBCBA members/legal assistants if registered by May 2, 2006; add \$25 to registration fee after that date.

If a phone reservation is made and we do not receive payment and you do not attend, you will be charged \$25. 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.

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Address _____

Email Address: _____

Credit Card #: _____ Visa _____ AMEX _____ MasterCard

Name on the Card: _____ Exp: _____

Amount to Charge: _____ Signature _____

_____ I will not be able to attend the seminar but would like to order the CD (allow 2 weeks for delivery) (Estate and Probate 5/9/06) Cost is the same as listed above.

Palm Beach County Bar Association, 1601 Belvedere Road, Suite 302E, West Palm Beach, FL 33406. Telephone: (561) 687-2800