CRAIG S. BARNARD AMERICAN INN OF COURT LIV

MISSION OF THE AMERICAN INNS OF COURT

The Mission of the American Inns of Court is to foster excellence in professionalism, ethics, civility, and legal skills for judges, attorneys, academicians, and students of the law in order to perfect the quality, availability and efficiency of justice in the United States.

Visit our Inn's website: http://www.innsofcourt.org/inns/barnardinn/

2014-2015

Georgia T. Newman, Esq., President

Meeting Dates:

September 16, 2014 October 21, 2014 November 18, 2014 January 20, 2015 February 17, 2015 March 24, 2015 April 21, 2015. This Handbook will introduce you to the AMERICAN INNS OF COURT and to the CRAIG S. BARNARD AMERICAN INN OF COURT LIV. Its purpose is to acquaint you with the history of the Inns of Court movement in the United States and in Florida and with the operation of the Craig S. Barnard American Inn of Court LIV.

Professional Creed

Whereas, the Rule of Law is essential to preserving and protecting the rights and liberties of a free people; and

Whereas, throughout history, lawyers and judges have preserved, protected and defended the Rule of Law in order to ensure justice for all; and

Whereas, preservation and promulgation of the highest standards of excellence in professionalism, ethics, civility, and legal skills are essential to achieving justice under the Rule of Law;

Now therefore, as a member of an American Inn of Court, I hereby adopt this professional creed with a pledge to honor its principles and practices:

- I will treat the practice of law as a learned profession and will uphold the standards of the profession with dignity, civility and courtesy.
- I will value my integrity above all. My word is my bond.
- I will develop my practice with dignity and will be mindful in my communications with the public that what is constitutionally permissible may not be professionally appropriate.
- I will serve as an officer of the court, encouraging respect for the law in all that I do and avoiding abuse or misuse of the law, its procedures, its participants and its processes.
- I will represent the interests of my client with vigor and will seek the most expeditious and least costly solutions to problems, resolving disputes through negotiation whenever possible.
- I will work continuously to attain the highest level of knowledge and skill in the areas of the law in which I practice.
- I will contribute time and resources to public service, charitable activities and pro bono work.
- I will work to make the legal system more accessible, responsive and effective.
- I will honor the requirements, the spirit and the intent of the applicable rules or codes of professional conduct for my jurisdiction, and will encourage others to do the same.

AMERICAN INNS OF COURT

The American Inns of Court is the fastest growing legal organization in the country. Today, there are nearly 350 American Inns of Court in all fifty states and the District of Columbia. Nearly 25,000 judges, lawyers, law professors and law students are currently members of the American Inns of Court, including 40 percent of all federal judges and over 1500 state judges.

American Inns of Court are patterned after the English Inns of Court, which began in 1292, when King Edward I directed his Chief Justice to satisfy a growing need for skilled advocates at the Royal Court at Westminster. The English Inns of Court grew in number and importance during the Middle Ages. They emphasized the value of learning the craft of lawyering from those already established in the profession. Their collegial environment fostered common goals and nurtured professional ideals and ethics.

In 1977, Chief Justice Warren E. Burger and other American lawyers and judges spent two weeks in England as part of an Anglo-American Exchange. They were particularly impressed by the collegial approach of the English Inns of Court and by the way the Inns passed on to new lawyers the decorum, civility and professional standards necessary for a properly functioning bar. Following his return, Chief Justice Burger authorized a pilot program that could be adapted to the realities of law practice in the United States.

Chief Justice Burger, former Solicitor General Rex Lee and Senior United States District Judge A. Sherman Christensen founded the first American Inn of Court in 1980. The Inn was affiliated with the J. Reuben Clark School of Law at Brigham Young University in Provo, Utah. The number of Inns increased slowly at first, but the growth of the movement began to accelerate in 1985 with the creation of the American Inns of Court Foundation.

The Chester Bedell American Inn of Court, Florida's first American Inn of Court, was founded in 1985 in Jacksonville, Florida. The Craig S. Barnard American Inn of Court LIV, Florida's fifth Inn, was formed in 1988. There are currently more than 30 Inns in the State of Florida.

American Inns of Court are designed to improve the skills, professionalism and legal ethics of the bench and bar. They help lawyers become more effective advocates with a keener ethical awareness by providing them the opportunity to learn side-by-side with the most experienced judges and lawyers in their community. The objectives of each Inn are as follows:

- 1. To establish a society of judges, lawyers, legal educators, law students and others to promote excellence in legal advocacy in accordance with the Professional Creed of the American Inns of Court;
- 2. To foster greater understanding and appreciation for the adversary system of dispute resolution in American law, with particular emphasis on ethics, civility, professionalism, and legal skills;

- 3. To provide significant education experiences that will improve and enhance the abilities of lawyers as counselors and advocates and of judges as adjudicators and judicial administrators;
- 4. To promote interaction and collegiality among all legal professionals in order to minimize misapprehensions, misconceptions and failures of communication that obstruct the effective practice of law;
- 5. To facilitate the development of law students, recent law school graduates and less experienced lawyers as skilled participants in the American court system;
- 6. To preserve and transmit ethical values from one generation of legal professionals to the next; and
- 7. To build upon the genius and strengths of the common law and the English Inns of Court and to renew and inspire joy and zest in legal advocacy as a service worthy of constant effort and learning.

The formation of an American Inn of Court based in West Palm Beach began in 1988 when a group consisting of then Fourth District Court of Appeal Judge Harry Lee Anstead (now a retired Justice of the Florida Supreme Court), 15th Judicial Circuit, Chief Judge Daniel T.K. Hurley (now a United States District Court Judge), Bruce Rogow (former Dean of Nova Southeastern University School of Law), and lawyers Sidney Stubbs, John Beranek, Ted Babbitt, and Kirk Friedland applied to the American Inns of Court Foundation for a charter to form the Inn. Federal District Court Judge Susan Black, a trustee of the National American Inns Of Court Foundation, and John DeVault of the Chester Bedell Inn of Court in Jacksonville, assisted the group. On June 10, 1988, the National Foundation awarded the Inn chapter number LIV. Supreme Court Justice Sandra Day O'Connor presented the charter at the annual American Inns of Court meeting in Washington, D.C., and invitations to membership were sent out to a cross section of the legal community, including a group of Nova Southeastern University Law students and four of their professors, which linked the law school to the Inn.

PUBLIC DEFENDER Craig S. Barnard, a charter member of the Inn, was nationally recognized for his work defending death row prisoners. After his untimely death at the age of 39, the Inn membership spontaneously and unanimously named the Inn in his honor. Thus, the West Palm Beach American Inn of Court LIV became known as the Craig S. Barnard American Inn of Court LIV the following year.

CRAIG S. BARNARD

The following is excerpted from <u>Among The Lowest of The Dead</u>, David Von Drehle, Ballentine Books 1995. The paragraphs have occasionally been rearranged.

Craig Barnard grew up in Portage, Michigan where his father was a conservative Republican accountant and his Uncle was a Republican State Representative. After high school he enrolled in a restaurant and hotel management course at Michigan State. Then the sixties caught up with Craig Barnard. The dutiful young Republican grew his hair long, fell in love with Bob Dylan's music, and began protesting the war. (On his birthday in 1970, four antiwar protesters were killed at Kent State; Barnard never celebrated his birthday again.)

He wanted to do something to change the system, so he switched majors...to prelaw. By then, Barnard's father had moved to southwestern Florida, where he built a retirement village. Craig followed him south, graduating from the University of Florida Law School in 1974.

Barnard joined the public defender's office in Palm Beach County...[and] ...was, very quickly, Jorandby's star assistant; naturally, Jorandby gave him authority over the region's death row cases. Barnard, with his studious bent and modest personality, was drawn to the detail-oriented, conceptual world of appeals. He never missed the hurly-burly of criminal trials.

Craig Barnard did the work of at least three men. As the leader of the death penalty team in Palm Beach, he was chief strategist and often lead litigator on more than a dozen capital cases in his own jurisdiction. Beyond his jurisdiction, he consulted frequently with lawyers for other death row inmates. If there was any coordinated strategy for fighting executions in Florida, Barnard was the strategist. And as Jorandby's chief assistant, he supervised the daily office drudgery, from drafting budgets to purchasing supplies, from hiring new lawyers to counseling old ones, from the lowliest prostitution case to the most complicated murder trial.

As a result, Barnard worked constantly. At his desk by 6:30 or 7 A.M., he labored steadily until eight or nine at night - then lugged a pile of papers home with him. He was the first one into the office and the last one out. A lawyer, under pressure from a big case, might show up bright and early on a Saturday morning, fully expecting to be alone. But the aroma of Barnard's pipe would be wafting down the corridor. On Sundays, Barnard worked to the sound of the Miami Dolphins games on the radio.

But for all his intensity, Barnard was never brusque, much less arrogant. The greenest young attorneys, handling the smallest misdemeanors, felt welcome to poke their heads into his office for advice. Barnard would calmly stop his work, puff his pipe as he listened intently to the question, then patiently offer an answer. Or perhaps a lawyer across the state would call in a panic over an arcane death penalty issue. Barnard would quietly soothe the caller and steer through the problem - and if the question required some legal research, Barnard would drop what he was doing and pore over law books until he found the answer. Or a colleague would call from the public defender's office in another county, frantic at the prospect of preparing an annual budget. Barnard would take fifteen, twenty minutes, maybe half an hour - whatever time it took - to commiserate and offer advice.

Finding the lawyers to represent the flood of condemned men was like bailing out the *Titanic* with a teaspoon. The teaspoon had a name: Scharlette Holdman. Scharlette Holdman had a title: director of the Florida Clearinghouse on Criminal Justice.

Frequently, the emergencies came from Tallahassee, where friends of Scharlette Holdman kept Barnard apprised of her troubles. Her electricity had been shut off again. She was late with her rent. Life was always a crisis with Scharlette. Every time, Barnard would put his own work aside long enough to get Holdman straightened out. Often this involved sending a check drawn on his personal account.

He kept the more substantive facts of his personal life almost entirely to himself. His epilepsy, for instance. The disease had revealed itself only after Barnard was grown. With medication, the seizures were brought under control. (Barnard never had to surrender his precious driver's license.) Still, he lived with the knowledge that the day might come when he would black out and never awaken. Grand mal seizures can be fatal. So it was that Craig Barnard shared something very personal with his death row clients. Like them, he knew the sense of something powerful waiting to snuff you out.

Craig Barnard loved the law, and this love was his deep keel; it kept him on a steady course when he lost so many fights. His love kept him on track, and balanced, as people were melting down around him. The law, at its best, promised rationality in an irrational time, dispassion amid raging emotions, predictability in place of wanton chance.

Even many of his opponents recognized Barnard's devotion and admired him for it. At the attorney general's office, there was a lot of contempt for most of the lawyers who opposed the death penalty, but in general the prosecutors made an exception for Barnard because he stuck to the law. "Always on target, always compelling", said Carolyn Snurkowski, the rising star of Florida's capital prosecutors. One time the attorney general caught wind of two lawyers from the Miami public defender's office going outside their jurisdiction to aid a death row inmate and the prosecutors cracked down hard on the violation. But Barnard did the same thing all the time; he had a finger, at least, in nearly every Florida death case. Dick Burr, Barnard's assistant, had a capital appeal in North Carolina! The prosecutors let Barnard get away with such things because they respected him. As one explained, "We didn't feel the need to yank his chain."

Judges mostly appreciated him too, even as they complained about all the repetitive work he generated. Barnard was always cordial and well prepared; his demeanor was not fiery or confrontational. He argued cases lawyer to lawyer, as if the courtroom were a symposium where everyone had gathered to seek good answers to hard questions. And he was gentle with everyone, from chief judges to file clerks. Barnard felt so comfortable in the Florida Supreme Court that he often called it "my court", and folks in the white marble building on Duval Street liked him right back.

Barnard finished writing in time for the 1989 hiring season at the nation's law schools. God, how he loved it - picking plums from the ranks of fresh young lawyers, boring into them with his probing eyes, seeking a glimmer of the future. Administrative work could be a terrible drag; the budgets, the worksheets, the office squabbles. But this was wonderful. Despite a ferocious cold, he went to a job fair in New York.

His plane touched down back in West Palm Beach the evening of February 26. Exhausted, Barnard drove home from the airport in his sporty little Dodge. The fence outside his condominium was a jumbled heap, just as he had left it. But on his desk at work was a rough draft of the annual budget, and he expected a ruling any day that might put the next prisoner into the chair. Who had time to fix a fence?

He went inside, where he picked up the phone and dialed his father. Ronald Barnard was surprised to hear his son complaining of a cold. Craig was not a complainer. He listened as Craig said that he couldn't sleep, he had no appetite. "I thought I was gonna die on that plane," Craig said.

"Take a day off," his father counseled. "Stay home, eat some chicken soup."

Of course, Ronald Barnard knew that his son never took days off. They talked some more about this and that.

Later, Craig Barnard phoned his friend Susan Cary and his boss Dick Jorandby, and in both conversations he mentioned his cold and his exhaustion. Then he tried to get some sleep. As always, he was up before dawn, and when he rose he shut off the burglar alarm, collected the *Palm Beach Post* from the porch, stripped, and climbed into the shower.

By 9 A.M., everyone sensed something strange at the West Palm Beach public defender's office. Craig Barnard's office was empty, and there was no trace of his pipe smoke in the hallways. He was never that late. "Where's Craig?" people asked. Maybe his flight was canceled.

In Tallahassee, Scharlette Holdman was wondering the same thing. Where's Craig? She greeted every morning with a phone call to her counselor and friend, but when she called his house that morning, the phone just rang and rang. She called Barnard's office, and got no answer there either. Her next call was to Susan Cary. As they talked, it dawned on them that Craig had once said cold medicine, combined with his epilepsy treatment, made him sick. Then came a more chilling thought. Could he have skipped the treatment in favor of a good night's sleep?

Holdman dialed Dick Jorandby, who immediately dispatched an investigator to Barnard's house. The alarm was off, the paper was inside. The investigator heard the shower running. Craig Stewart Barnard, thirty-nine, was dead in the tub, having drowned after an epileptic seizure. The calm eye of the capital punishment storm, the rock and rabbi, Florida's dean of death penalty law, was gone.

Dick Jorandby left Craig's office just as it was, a shuttered shrine above the sparkling blue of the Intercoastal Waterway. Barnard's estate collected \$30,000 worth of forsaken vacation and unused sick days. Posthumous honors continued throughout the year: The old grand jury room of the Palm Beach courthouse was named in his honor, and the local Inns of Court chapter - a prestigious organization made up of judges and lawyers - became the Craig S. Barnard chapter. The annual award for distinguished service by Florida public defenders became the Craig Barnard Award. And so forth.

There might never be another figure like him - but he had developed so many other lawyers, each ready to fill a piece of void; he had spread the knowledge, so another was not needed. Death penalty defense in Florida was no longer a matter of Scharlette Holdman's charisma and Craig Barnard's brains. It had been institutionalized.

PERSONALITY TRAITS

- 1) Generous with his time and talents
 - 2) Loved the Law
 - 3) Humble and hardworking
 - 4) Never brusque or arrogant
- 5) Kind and courteous to both his superiors, subordinates and adversaries.



MEMBERSHIP

The membership of the CRAIG S. BARNARD AMERICAN INN OF COURT LIV is divided into four classifications. "Masters" include lawyers with fifteen or more years of experience and federal, state and local judges, and law professors. "Barristers" include lawyers with five to up to fifteen years of experience. "Associates" include lawyers with up to five years of experience. "Pupils" include law students.

The Inn's members are drawn primarily from PALM BEACH COUNTY, with the exception of pupils, who are drawn from Nova Southeastern University Law Center in Broward County. Membership is open to all qualified persons, regardless of race, color, sex, age, religion, national origin, or handicap. Thus, the Craig S. Barnard American Inn of Court LIV reflects the rich diversity of the bench and bar and includes representatives of the plaintiffs' bar, defense counsel, solo practitioners, government lawyers, corporate counsel, law professors, persons working in large and small firms, and federal, state, and local trial and appellate judges. Efforts are made to ensure that no law firm or type of practice is disproportionately represented.

In addition to the active members, the Inn extends emeritus membership to Masters, Barristers, and Associates who have completed a minimum of five years of membership in good standing. Emeritus members may participate in the Inn's education and social programs at their own expense. Many emeritus members regularly attend Inn meetings. The Inn may also extend Amicus Memberships to those who wish to participate in monthly meetings as a "friend" of the Inn. Neither Emeritus members nor Amicus members are assigned to a pupilage group of the Inn

SELECTION OF MEMBERS

In the summer of each year, the Inn solicits applications from its existing members and any other persons interested in becoming members of the Inn. After the applications have been returned, the Inn's Executive Board and Board of Trustees review the applications. The Executive Board and Board of Trustees then extend the invitations to join the Inn.

The Inn also requests the Nova Law Center to recommend students who are in their second and third year of studies for membership in the Inn. The students, by their academic performance and participation in extracurricular activities, must demonstrate an active interest in the practice of law.

U.S. SUPREME COURT TRIP

The Inn has scheduled a ceremony at the United States Supreme Court on April 28, 2015, whereby a maximum of twelve of our members will be sworn in and admitted to practice before the Court. As information regarding this activity is available, announcements will be made. To be eligible for admission to the United States Supreme Court, you must be a member of the Florida Bar in good standing for at least three years and must pay a \$200 admission fee. For more information, please contact the Foundation Liaisons, Tara McIntosh or Dean Xenick at the following e-mail addresses: tmcintos@sa15.state.fl.us and dtx@bclclaw.com.

INN GOVERNANCE

Governance of the Craig S. Barnard American Inns of Court LIV is entrusted to the Executive Board and Board of Trustees. The Executive Board officers include: President, President-Elect/Counselor, Secretary/Reporter, Treasurer and Immediate Past President. The Board of Trustees consists of the Program Chair(s), the Membership Chair(s), the Mentor Program Chair(s), the Education Chair(s), the Law School Liaison, the Newsletter Chair(s), the Foundation Liaison(s), and at-large members. The President and President Elect/Counselor must be Masters or Barristers, and at least one of them should be a judge, although that is not required. The other officers and Board of Trustees members may be drawn from any membership category.

Besides their regular duties, members of the Executive Board and Board of Trustees also nominate the Inn's officers for the following year. Officers serve for a one-year term and are eligible for successive terms. The elected officers select the remaining members of the executive committee, who are presented to the membership at the last meeting of the program year. A list of the Inn's Executive Board and Board of Trustees for this year can be found on the first page of this handbook. Members are encouraged to contact any of the Inn's Executive Board and Board of Trustees members if they have questions or comments concerning the Inn.

ATTENDANCE POLICY

All active members are expected to attend and to actively participate in the Inn's meetings. **Two unexcused absences** during a program year will be deemed to be a resignation unless the Executive Board waives the provision for good cause. Persons who are unable to attend a particular meeting must inform the Secretary **prior to the meeting** of the reasons for their absence. Absences without advance notice are considered to be unexcused. Members who desire to be excused from a meeting must indicate their absence via the online RSVP process. If you have any problems with the online RSVP process, please contact Co-Secretaries Terrill Pyburn, Esq. at (954) 973-6797 or Mary Ellen Farrell, Esq. at (561) 650-8021 or at the following e-mail addresses: MFarrell@efjblaw.com or tpyburn@coconutcreek.net, terrillpyburn@yahoo.com. While excused absences are not grounds for automatic resignation, all absences, whether excused or unexcused, are considered during the application review process the following year.

GUEST POLICY

The Inn's programs are primarily for the members' benefit. However, members may invite guests from time to time. Members who wish to invite guests must inform the Secretary in advance of the meeting of their guests' names. They must also agree to be responsible for the cost of the guests' dinners. Members may pay for their guests prior to the meeting or at the time of the meeting. The cost of a dinner during the 2014-2015 year is \$40.00 per person. If payment for the guest is made by credit card, the processing fee will be passed through and added to the charge.

CONTINUING LEGAL EDUCATION CREDIT

The Inn has been certified as a CLE provider by the Florida Bar Continuing Legal Education Committee. Members may earn as many as six hours of CLE credit, including three hours of ethics and professionalism credit, by attending and participating in all six of the Inn's programs. Members and guests desiring to obtain CLE credit must post their hours online at FloridaBar.org at the conclusion of each program.

MEETINGS AND PROGRAMS

The program year begins in September with an introductory dinner. Thereafter, the Inn holds six meetings. All meetings are held at the Palm Beach County Courthouse in West Palm Beach. Each meeting begins with a cocktail reception from 5:30-6:00 p.m in the Courthouse dining room. At 6:00 p.m. a program occurs in one of the ceremonial courtrooms. After the program, the members return to the dining room for dinner. Meetings end at approximately 8:00 p.m.

The programs are the heart of the monthly meetings. They involve practical legal skills with an emphasis on ethics, civility and professionalism in lawyering. They generally involve a demonstration or presentation of principles, skills, techniques, and relationships involved in trial and appellate court proceedings and in activities preliminary to courtroom appearances. The programs also incorporate opportunities for participation, critique, and discussion.

PUPILAGE GROUPS AND MENTOR PROGRAM

The Inn's active members are divided into six pupilage groups of approximately 15-20 members. Each pupilage group includes Masters, Barristers, Associates and Pupils who generally would not otherwise encounter each other frequently in their daily work.

Four pupilage groups are named after an Old English Inn of Court -- Lincoln Inn, Gray's Inn, Inner Temple, and Middle Temple. The other two pupilage groups are named Magna Carta and Carbolic Smokeball.

The pupilage groups are encouraged to meet to promote camaraderie among the pupilage group members. Each pupilage group is led by one leader. Pupilage groups dine together at the same dinner table.

The pupilage groups provide Inn members an opportunity to become better acquainted with other lawyers practicing in Palm Beach County. The pupilage groups are the principal component of the Inn's mentoring activities. Their diverse membership is intended to build an intergenerational relationship that encourages frank and personal discussion of matters of practice, ethics, civility, and all other aspects of the practice of law. The most experienced members of the pupilage group are encouraged to pass on the best of the practice to the less experienced members. Accordingly Masters and Barristers as mentors may be teamed with Associates and Pupils respectively and are encouraged to provide their Associates and Pupils

with opportunities to observe them in court, in deposition, or in the office. At the back of this handbook is a listing of this year's membership in both alphabetical order and by practice group.

The pupilage groups can earn competition points through mentoring. Each member who participates in a mentoring session with a member of our Inn, whether in their pupilage group or another pupilage group will receive 20 points for a session lasting less than 30 minutes and 50 points for sessions lasting more than 30 minutes for their pupilage group. Example: If three Magna Carta members participate in a mentoring session with each other for less than 30 minutes, Magna Carta receives 60 points. If a Magna Carta member and two Lincoln Inn members participate in a mentoring session for more than 30 minutes, Magna Carta receives 50 points and Lincoln Inn receives 100 points. Mentoring sessions must be noted on the mentoring forms handed out at each meeting.

All communications between the mentor and mentee shall be kept strictly confidential, unless disclosure is required by federal or state statute, or the Florida Rules of Professional Conduct. Any detailed conversation between the mentor and mentee regarding a specific problem of a client may require the mentee to obtain consent from the client before the mentee makes any disclosure to the mentor. A mentee's failure to obtain this consent may violate the Florida Rules of Professional Conduct.

For the 2014-2015 year, the Mentoring Committee is planning two events for CSB Inn Members. First, for those members who have had little to no jury trial exposure, a **Jury Selection Seminar** is anticipated for November or December of 2014. Participants will have the opportunity to observe a live docket call (calendar call) in one of the Fifteenth Judicial Circuit's Circuit Civil divisions, followed by a live jury selection. To enhance the learning process, participants may be asked to review written materials such as divisional instructions, jury seating charts, or other factual information prior to the seminar.

Second, for those members who would like to learn more about appellate practice, the Committee is planning **Oral Argument at the Fourth District Court of Appeal** for the Spring of 2015. Participants will have the opportunity to sit in the courtroom of the Fourth DCA to observe an oral argument (OA) docket, which may consist of three (3) to four (4) cases, both civil and/or criminal. To enhance the learning process, participants may be asked to review, prior to the event, the appellate briefs for the cases on the OA docket. At the conclusion of the docket, it is hoped that participants will be permitted to briefly ask procedural questions of one or more of the Judges on the panel.

Advance registration will be required for both events. CLE credit will be applied for.

ANNUAL DUES

The annual dues for 2014-2015 for members of the Inn are as follows:

| Judges | \$285.00 | Associates | \$285.00 |
|------------|----------|-----------------|----------|
| Masters | \$375.00 | Govt. Attorneys | \$235.00 |
| Barristers | \$335.00 | Pupils | \$160.00 |

The funds provided by the dues defray the Inn's operating expenses, including the cost of the members' dinners at the monthly Inn meetings, and dues to the American Inns of Court Foundation. If payment for dues is made by credit card, the processing fee will be passed through and added to the charge. Please make checks payable to:

Craig S. Barnard American Inn of Court LIV c/o Robert C. Glass McCabe Rabin, P.A. 1601 Forum Place, Suite 505 West Palm Beach, FL 33401-8103 rglass@mccaberabin.com

BENEFITS FROM THE FOUNDATION

Members of the Craig S. Barnard American Inn of Court LIV receive benefits from the American Inns of Court Foundation. They receive a subscription to The Bencher, the Foundation's bimonthly newsletter, and a national membership directory as well as access to resources at InnsofCourt.org. Members of local Inns are also entitled to attend the annual Celebration of Excellence at the United States Supreme Court. Members may also participate in the annual trip to Washington, D.C. to be sworn in and admitted to practice in the United States Supreme Court. Members traveling to England may also obtain letters of introduction to one of the four English Inns of Court.

INFORMATION

For further information about your membership in the American Inns of Court Foundation, please contact the Foundation office at American Inns of Court Foundation, 225 Reinekers Lane, Suite 770, Alexandria, VA 22314, (703) 684-3590, (703) 684-3607 (fax) or www.innsofcourt.org.

2014-2015 PROGRAM: WHODUNNIT?

PROFESSIONALISM AND ETHICS DEMYSTIFIED

I. PROGRAMMING SUMMARY

In the increasingly competitive climate in which we all practice, the temptations to be less than civil, ethical and/or professional in order to attain an advantage are abundant. These issues are not limited to the "work day," but surround us, as a profession, in our everyday endeavors. We do not discard our "attorney clothes" at the end of a day. We represent our profession 24 hours a day, 7 days a week, and the Rules of Professionalism are always in effect whether we are negotiating a settlement for a client or negotiating a car purchase for ourselves.

Violations of the rules of professionalism have real consequences for lawyers in the State of Florida, which can lead to potential referral to the Florida Bar consumer assistance program. Recently, the Florida Supreme Court issued the opinion, *In re Code for Resolving Professionalism Complaints* 116

So. 3d 280 (Fla. 2013). This opinion represents a major departure from Florida's tradition of a more passive, academic approach to enhance and improve professionalism. The Florida Supreme Court concluded that further integrated, affirmative, practical and active measures are now needed.

As a first step, the Professionalism Commission has concluded and now proposes that we should not attempt to create an entirely new code of "professional" or "unprofessional" conduct nor should we, at this time, attempt to codify an entirely new "Code of Professionalism." We agree with this approach. The Professionalism Commission has proposed, and we adopt, the collection and integration of our current and already existing standards of behavior as already codified in: (1) the Oath of Admission to The Florida Bar; (2) The Florida Bar Creed of Professionalism; (3) The Florida Bar Ideals and Goals of Professionalism; (4) The Rules Regulating The Florida Bar; and (5) the decisions of the Florida Supreme Court into and as part of the Code for Resolving Professionalism Complaints we adopt today. This provides an integrated standard based on the standards previously adopted and already in existence for many years. These standards have been previously approved and are in use, but are not expressed and placed in one location as our standards of expected professional behavior.

The Professionalism Commission has also proposed that the mechanism for initiating, processing, and resolving professionalism complaints be the Attorney Consumer Assistance and Intake Program (ACAP) created by The Florida Bar. We agree and adopt this mechanism. ACAP has been previously created and already accepts, screens, mediates and attempts to resolve any complaints concerning professional behavior. This structure exists to receive and resolve any complaints before and in the place of the initiation of formal grievance proceedings.

In re Code for Resolving Professionalism Complaints, 116 So. 3d at 281.

The month of presentation for each pupilage group will be determined by random draw at the first group meeting as well.

The presentation should require more than reading a PowerPoint or use of video clips so as to be FUN and INTERACTIVE with the entire Inn!

Above all, substance and fostering discussion is critical in the presentations so that they will be awarded CLE credit by The Florida Bar.

Both substantive law and ethics should be covered. Additionally, creativity and interaction within the pupilage group and amongst the other members of the Inn is both encouraged and emphasized. That being said, please strive to keep your presentation tasteful.

Pupilage groups may use video clips but should use them judiciously so as not to prejudice the entirety of the presentation given its necessary emphasis on substance, creativity, and interaction. For courtroom technical assistance, please contact **Noel Chessman** in Court Administration at **561-355-4359**.

II. PROGRAMS

A. PRESENTATIONS

Each pupilage group will present a program that is relevant to ethics, professionalism and the practice of law. Each pupilage group should incorporate into their presentation local administrative Orders enacted by the 15th Judicial Circuit, Palm Beach County Bar Association Standards of Professional Conduct, the Florida Bar Standards of Professional Conduct and case law from within and without Florida. It is suggested that each pupilage group begin with case law that may assist in providing facts in drafting the script for your sketch. A good resource for Florida ethics case law is http://www.sunethics.com, which organizes ethics cases by subject matter. Another good source for ethics material is http://www.abajournal.com/topic/legal+ethics.

Above all else, the goal of this year's presentations is to foster discussion and it will be the most heavily weighted factor in judging the presentation. In order to facilitate this, the presentations should center on "issue spotting" for the audience as opposed to the question and multiple choice answer format. The presenting group should invite the audience to issue spot and allow each pupilage group to inquire of the characters or presenters to reach their conclusions. The pupilage group that identifies the most ethical issues correctly wins. The winning group gets to leave for dinner first!

The topic for each pupilage group will be selected by a random draw at the first group meeting. The presentations will be based upon different mystery "genres" as defined below. The presentations will focus on the topic drawn at random, with an emphasis on encouraging group discussion on the issues.

1. <u>Mystery movies</u>: (Thriller Style Mystery)

Format: The Actor's Studio, Interviewing the Actors about the Characters they play in the Film. Feel Free to use movie clips in your presentation. See http://www.lib.berkeley.edu/MRC/lawfilms.html for a list of films to use.

These mysteries include tough, resourceful, but essentially ordinary heroes who are pitted against villains determined to destroy them, their country, or the stability of the free world. Part of the allure of thrillers comes from not only what their stories are about, but also how they are told. High stakes, non-stop action, plot twists that both surprise and excite, settings that are both vibrant and exotic, and an intense pace that never lets up until the adrenalin packed climax. Examples of authors include: David Morrell, Michael Crichton, Michael Marshall, Chris Kuzneski, Don Helin. There are Military Thrillers, Science Thrillers, Environmental Thrillers, Medical Thrillers and more. Some of the authors listed above have written books in several of these thriller sub-categories. For example, David Morrell and Michael Crichton.

Ethical Issues: Candor to the Court. Criminal cases: disclosure of exculpatory evidence. Civil discovery, not trial by ambush. Handling and presentation of evidence: witnesses and exhibits, No Golden Rule and evidence at trial. Professionalism: relations with opposing counsel and witnesses; proper Disclosing of information.

b. Legal Resources:

See Briarwood Capital v. Lennar Corp., 125 So. 3d 291 (Fla. 3d DCA 2013). Lack of candor toward tribunal thrusts "dagger into the heart of the rule of law."

See Herman v. Intracoastal Cardiology Center, 121 So. 3d 583 (Fla. 4th DCA 2013). On rehearing, Fourth DCA affirms trial court's dismissal of case for fraud on the court. The husband also kept a diary, which was not disclosed to the defense in discovery. The defense later learned of the diary from the husband's daughter, apparently after the two had a falling out. The defense moved to compel production of the diary. The diary contradicted the husband's testimony in key respects.

See Merkle v. Guardianship of Jacoby, 912 So. 2d 593 (Fla. 2d DCA 2005). Lawyer sanctioned for failing to inform appellate court that matter on appeal had been settled.

2. *CLUE!* (Cozy Style Mystery)

Format: Game Show Based Upon the Board Game Clue:

See: http://boardgames.about.com/od/clue/a/Rules-of-Clue.htm

These mysteries are very light. Dilys Winn has the best description in her book Murder Ink "...a small village setting, a hero[ine] with faintly aristocratic family connections, a plethora of red herrings, and a tendency to commit homicide with sterling silver letter openers and poisons imported from Paraguay." The queens of the cozy mystery are Agatha Christie and Dorothy Sayers. Other examples of Cozy mystery authors include: Laura Levine, Ellery Adams, Lorna Barrett, Monica Ferris, Joyce and Jim Lavene.

- a. Ethics Issues: Client is going to commit a crime; function of attorney; attorney client privilege; attorney's obligations when client commits perjury. Client disappears; obligation of the attorney to opposing Counsel and Tribunal.
- **b.** Legal Resources: In re Hood, 727 F.3d 1360 (11th Cir. 8/29/2013). Eleventh Circuit concludes that law firm did not ghostwrite bankruptcy documents in violation of the Rules of Professional Conduct.

Criminal defendant's lawyer did not provide ineffective assistance of counsel by refusing to call witness who would testify falsely. Convicted Criminal Defendant filed a motion for postconviction relief under Fla.R.Crim.P. 3.850, alleging that his trial counsel provided ineffective assistance by failing to call a certain witness. The postconviction court denied relief. Defendant appealed. The First DCA affirmed. "At the post-conviction hearing, the appellant's trial counsel testified that he had interviewed the witness before trial and had determined that she intended to offer false testimony in order to help the appellant. Trial counsel testified that he was ethically prohibited from offering false testimony to the court. See Florida Rule of Professional Conduct 4-3.3(a)(4). Trial counsel also testified that he was

advised by the witness's own attorney that the witness would not be allowed to take the stand and perjure herself." The appellate court concluded: "Trial counsel's decision not to call the witness was proper. The witness was effectively unavailable for trial based on trial counsel's reasonable belief that she would present perjured testimony. See *Nelson v. State*, 73 So.3d 77, 88 (Fla. 2011) (stating that the unavailability of a witness will preclude a defendant from establishing deficient performance or prejudice)." *Kilpatrick v. State*, 2014 WL 482104, -- So.3d -- (Fla. 1st DCA, No. 1D14-0723, 8/12/2104).

3. <u>Mystery Dinner Theater</u>: (Themed Style Mysteries) –

Format: A Play and Musical Comedy. Characters Discuss Their Lawyers and Their Impressions Based Upon Advertising and Behavior. (Think Downton Abbey characters gathering before dinner.) Pupilage Group should present the impressions of the non-lawyers, and the effect of the behavior of lawyers and judges on the public.

See http://www.youtube.com/watch?v=XjQYO1FEigs Better yet, go see one!

These mostly fit into the cozy category. They include everything from knitting/needlework mysteries, to wine country mysteries, scrapbooking mysteries, culinary mysteries, dog mysteries, cat mysteries, coffee mysteries, tea mysteries ... there is a themed mystery for almost every hobby/interest. Examples of authors include: Joanna Campbell Slan, Ellen Crosby, Maggie Sefton, Sandra Balzo, Joanne Fluke, Susan Conant.

a. Ethics Issues: The Ethics of advertising and how past results may be advertised; disqualification of Counsel; Judicial Quandaries.

b. Legal Resources:

See Rule 4-7.13(Deceptive and Inherently Misleading Advertisements).

See Young v. Achenbauch, 2014 WL 1239965 No. SC12-988; 2014 WL 1239965 -- So.3d -- (Fla. March 27, 2014). Reversing the Third DCA, the Supreme Court applies "hot potato rule" in ordering disqualification of lawyers for violating conflict of interest rules - even though lawyers were not "direct counsel" for some affiants who urged disqualification. [Added 4/7/14]. See discussion under "Conflicts of Interest" section.

See Judicial Ethics Advisory Opinion 2014-07. Judge may model in fashion show where proceeds primarily benefit free childcare facility located in courthouse. Judge is a member of a regional association for women lawyers. The association is putting on its annual "spring cocktail party and fashion show." Judge has been asked to model fashions in the show. The proceeds of the event will primarily benefit a free childcare facility located in the courthouse but also will be used to help fund the association's law school scholarships. Judge asked the Supreme Court's Judicial Ethics Advisory Committee if it would be ethically permissible for her to participate.

See Judicial Ethics Advisory Opinion 2014-03. Newly-appointed judge may continue to "disk jockey" show on commercial radio station, per Judicial Ethics Advisory Committee. Judge was recently appointed to the bench. Prior to that appointment, for many years Judge hosted a show playing "classic hits" on a commercial radio station. Judge "acted essentially as a disk jockey – introducing songs, giving the weather, and dispensing music trivia about the songs/artists played."

4. <u>Sherlock Homes Presents: Death of an Attorney or their Career (Locked Room Style Mystery)</u>

Format: An Evidence and Case Review by Sherlock Holmes. This Presentation Should Focus on the Consequences of Unethical and Unprofessional Behavior. There is a "body" in a locked room and the audience needs to deduce how it got there. The ethics violations discussed should be less than obvious or appear innocuous in nature.

In these mysteries the crime is committed under apparently impossible circumstances. The crime typically involves a crime scene that no intruder could have entered or left. The kings of the Locked Room mystery are Edward D. Hoch and John Dickson Carr. Carr also wrote mysteries under the names of Carter Dickson, Carr Dickson and Roger Fairbairn. Carr's book, The Hollow Man, was voted the best locked room mystery novel of all time by 17 authors and reviewers. Carr chose Gaston Leroux's book, The Mystery of the Yellow Room, as the best. Many authors have written one Locked Room mystery ... Edgar Allan Poe, Agatha Christie, Margery Allingham, Sir Arthur Conan Doyle to name a few. But Carr and Hoch specialized and wrote almost exclusively this type of mystery.

Ethical Issues: Attorney Trust accounting, Ethical Billing.

See Baratta v. Costa-Martinez, 2014 WL 2118228, 3D14-206, -- So. 3d-- (Fla. 3d DCA May 21, 2014).

See Florida Ethics Opinion 12-4, concerning title insurers' audits of lawyers' trust accounts under Florida law, becomes final. [Added 3/14/14].

See Florida Bar v. Johnson, Nos. SC11-1136, SC11-1578, SC11-2343; 38 Fla.L.Weekly S626; 2013 WL 4734568; -- So.3d --, (Fla. September 4, 2013).

See Florida Bar v. Rousso, 117 So. 3d 756 (Fla. 2013).

See Florida Bar v. Hines, 39 So. 3d 1196 (Fla. 2010).

5. <u>Murder at the Courthouse: The Actions of Attorneys Are "Killing" The Judges</u>. (Police Procedural style mystery)

Format: The Audience is the Palm Beach County Professionalism Committee reviewing the conduct of lawyers in the court room. This should center not only on pure ethical issues, but also undesirable or unprofessional behavior. The audience should question the attorneys in the presentation and play "detective" after the skit to identify unethical and undesirable behavior.

Unlike the cozy mystery where the "detective" is almost always an amateur, the detective in a police procedural style mystery is usually a police officer or private detective. Great detail is given to the methods of solving the mystery. Examples of authors who write Police Procedurals include: Ed McBain, P. D. James, Tony Hillerman, Joseph Wambaugh, John Lamb, Chris Grabenstein, Craig Johnson.

Ethics Issues: Ethics of Attorney Blogging; 1st Amendment Rights of Lawyers and Judges versus Professionalism and Ethical Duties; Judicial Conduct;

Discuss Abuses of Alcohol or Drugs and The Effect On Not Only Clients' Interests But Attorney's Livelihood; Ethical Challenges Of Obtaining "Help" – Discuss Available Avenues Through The Community Or Through Local/State Bar Organizations.

See Judicial Ethics Advisory Opinion 2014-03. An inquiring judge asked the Florida Supreme Court's Judicial Ethics Advisory Committee several questions relating to an invitation that the judge (and other elected officials) received from a local church that was having a "God and Country Day" focusing on "the U.S. Constitution, the laws of the state and country, and its foundation in Judeo-Christian values."

Supreme Court increased lawyer's suspension to 2 years for unprofessional conduct toward judges and opposing counsel. -- *Florida Bar v. Norkin*, --So.3d --, 38 Fla.L.Weekly S786 (Fla., No. SC11-1356, 10/31/2013), 2013 WL 5878901.

Comins v. Vanvoorhis, 135 So. 3d 545 (Fla. 5th DCA 2014); Internet blog maintained by university student to comment on issues of public concern, and allegedly defamatory blog posts regarding incident in which landowner's friend shot two dogs on landowner's property, constituted "other medium" within meaning of statute entitling media defendants to pre-suit notice of libel action, and thus blogger was entitled to pre-suit notice in defamation and libel action brought by the landowner's friend; blog was public medium, the purpose of which was the free dissemination of news or analytical comment on matters of public concern. West's F.S.A. § 770.01.

A "Blawg" Might Be Just What You Need 26 No. 3 Trial Advoc. Q. 8 Trial Advocate Quarterly Summer, 2007 Editorial. "a brief update on the fate of the attorney who made the now-infamous comment that U.S. Bankruptcy Judge Laurel Myerson Isicoff was "a few French fries short of a Happy Meal" during a hearing in Miami. (He has to take an online course in professionalism from The Florida Bar.)"

See Real Lawyers Have Blogs: Ethics & Blogging Law http://kevin.lexblog.com/legal-marketing/ethics-blogging-law/

The lie is over – We do recover A network of recovering attorneys and judges carries the message to fellow members of their profession that recovery is possible. http://fla-lap.org/literature/1299-bar-journal/the-lie-is-over-we-do-recover/

Impaired Attorneys and the Disciplinary System: "It has been estimated by Florida Lawyers Assistance, Inc. that roughly 15 percent of Florida Bar members will develop a problem with alcohol or drugs at some time during their careers. That translates to almost 10,000 lawyers at risk of developing an addictive illness." http://www.floridabar.org/divcom/jn/jnjournal01.nsf/Author/900280A74D1ED69585256 ADB005D62AE

6. <u>Spy/Espionage: What If James Bond Was a Client?</u> Feel Free to Draw Upon James Bond Films for Clips (A subset of thriller) –

Format: Job Performance review of .007 involving M, Q, and "L" (for legal Department).

Examples of authors include: Erskine Childres, Robert Ludlum, John le Carré, Len Deighton, Jack Higgins, Ken Follett

a. Ethics Issues: Client Confidentiality; Protection of Clients Interests; When to withdraw when client interests puts attorney in "danger?" What if the amount of civil and criminal mayhem the client creates is too much for the lawyer to bear?

b. Legal Resoures:

See Robertson v. State 2014 WL 3360330, -- So.3d -- (Fla., No. SC13-443, 7/10/2014) Lawyer represented a defendant who was convicted of murder. Defendant wanted to argue in favor of imposition of a death sentence. Lawyer moved to withdraw, citing Rule of Professional Conduct 4-1.2(a) (lawyer must abide by client's decisions regarding objective of representation). Lawyer argued that withdrawal was necessary to avoid a violation of his ethical duty to his client, Defendant. The Supreme Court denied Lawyer's motion to withdraw.

See Public Defender, Eleventh Judicial Circuit of Florida v. State, 115 So. 3d 261 (Fla. May 23, 2013) Per he Florida Supreme Court, trial courts may consider "excessive caseload conflict" issue in deciding motions to withdraw on systemic rather than case-by-case basis.

See Bowin v. Molyneaux, 100 So. 3d 1197 (Fla. 5th DCA 2012): Fifth DCA indicates that lawyer's motion to withdraw should be granted where attorney-client relationship has become "adversarial."

See Golden Gate Homes, LC v. Levey, 59 So. 3d 275 (Fla. 3d DCA 2011). Law firm may be liable in legal malpractice action for harm to former client occurring after firm withdrew from representation--

See Benenati v. Chase Home Finance, LLC, 70 So. 3d 600 (Fla. 5th DCA 2011). Fifth DCA denies motion to withdraw from appellate proceeding on ground of "irreconcilable differences"

http://www.007james.com/characters/

James Bond, Inc.: Private Contractors and Covert Action Volume 101 - Issue 5 Georgetown Law Journal http://georgetownlawjournal.org/files/2013/07/Windsor.pdf

James Bond: 50 Years of Legal Issues http://www.mlaw.co.uk/blog/james-bond-50-years-of-legal-issues4

B. CLE OUTLINE

Each pupilage group will be responsible for preparing a CLE presentation outline in the standard Florida Bar format. The CLE outline must be submitted to the Programming Chairs (Tim O'Neill at tpo@fcohenlaw.com; Donna Eng at deng@cfjblaw.com; Dan Madden at dmadden@wlclaw.com) NO LATER THAN NOON ON THE MONDAY BEFORE THE PRESENTATION.

A sample format is included at the end of this handout for reference. Each segment of the presentation must include citation to authority. CLE materials should be professional in appearance as each pupilage group will be presenting a CLE of sufficient caliber to receive credit from The Florida Bar. Each Inn must ensure that their program meets the American Inns of Court mission "to foster excellence in professionalism, ethics, civility and legal skills."

There is no need to print hard copies of the outline for the other pupilage groups, although you may do so if you feel it will benefit the presentation. The outline plus any additional materials used in the pupilage group's presentation will be uploaded to the website for the Inn (http://www.innsofcourt.org/inns/barnardinn) following each presentation. You should also print two copies of the outline and give them to the Education Chairs (Betty Resch and Jennifer Miller Morse) immediately after the presentation (in other words, at dinner) and e-mail all electronic presentation materials to the Web Administrators David Steinfeld at dave@davidsteinfeld.com and David J. Zelner at dzelner@mchaleslavin.com. Failure to timely submit a complete and satisfactory CLE outline will result in the pupilage group incurring a 250 point scoring penalty.

In addition each pupilage group will be responsible for preparing an American Inns of Court Program Submission Form, which will be provided to each group leader, and submitting to the Programming Co-Chairs no later than one week after the program. Failure to timely submit the Program Submission Form will result in the pupilage group incurring a 100 point scoring penalty.

C. RESOURCES

Each pupilage group may use any variety of materials and resources in creating its presentation. Each group is encouraged to employ materials on the American Inns of Court Website for reference and even as the basis for a presentation, although each group should keep in mind the goal of creativity and the need to make presentations relevant to Florida. To access these materials visit http://www.innsofcourt.org and login. Click on "Store" in the right column. Enter search appropriate to your presentation topic. A list of program materials, the majority of which are free, will appear for download.

III. POINTS

The pupilage group with the highest total of points will be awarded the **Inny Cup**. A chart updating the points awarded will be posted to the website after each presentation. Points will be given to each group for its presentation, attendance, guests, mentoring and community involvement as follows:

| PRESENTATION | After each presentation, the other pupilage groups will score the presentation on a scale of 0 (low) to 320 (high), and those scores will be included in the total number of points the pupilage group earns toward the Inny Cup during the year. The scoring pupilages shall award points in the following four categories: Substance (100 points) – substance of the presentation in presenting an accurate and practical understanding of Florida law regarding key ethical and professional issues Discussion (120 points) – inclusion of other pupilage groups and members in presentation (include as many members of each pupilage group as possible) Fostering a discussion with the audience about the questions presented in the presentation. Creativity (50 points) – creativity of the presentation Professionalism (50 points) – inclusion of all pupilage members in presentation (if some worked behind the scenes, please announce this information as part of the presentation) and quality/taste of presentation |
|--------------------------|---|
| ATTENDANCE | 20 points for each member in 2015 |
| GUESTS | 25 points for each paying guest |
| MENTORING | 50 points for a mentoring session. |
| COMMUNITY INVOLVEMENT | 50 points for each event actively attended |

IV. CONTACT INFORMATION

If you have any questions regarding the programming or the rules, please contact:

Tim O'Neill Donna Eng Dan Madden

 $\underline{tpo@fcohenlaw.com} \qquad \underline{deng@cfjblaw.com} \qquad \underline{dmadden@wlclaw.com}$

561-844-3600 561-308-1966 561-615-9606

(CLE SUBMISSION FORM)

THE CRAIG S. BARNARD CHAPTER OF THE AMERICAN INNS OF COURT LIV AND [PUPILAGE NAME] PRESENT

[PROGRAM TITLE]

[DATE]

OVERVIEW

[Include a brief synopsis of 150 words or less regarding the intended focus of the presentation]

DESCRIPTION

6:05 p.m. to 6:15 p.m.

Opening Remarks/Introduction

[TIME to TIME]

[Repeat for Each Segment/Sub-Topic of Presentation]

6:55 p.m. to 7:00 p.m.

Conclusion/Adjournment

For sample outline see

http://www.floridabar.org/FBWEB/CLEReg.nsf/zLocations2/TVMR-85TKJE?OpenDocument

Team: Carbolic Smokeball Team: Gray's Inn

Leader: William Abel Leader: Aaron Clemens

Members: S. Shakira Ali Members: Edrick E. Barnes

Christopher Russell Bruce Matthew I. Bernstein Ryan Andrew Fogg Misty Chaves

Holly Galinskie Mary Ellen Farrell
Christopher Haddad Ettie Feistmann
Rachael Lea Rogazinski Robert C. Glass
Hyman David Klein

Amy Shayne Levenberg

Joshua Levine

Alyssa B. Lunin

Tara McIntosh

Michael W. McLeod

Monique L'Italien
Lisa Lullove
Madhavi Menon
Laura Lee Mall
Shaun Marker

Terrill C. Pyburn Jennifer Miller-Morse
Terry Ellen Resk Hon. Robert Gregory
Jessica Bober Rosenthal Ashlee Richman.

Jessica Bober Rosenthal Ashlee Richman.

Hon. Lisa S. Small Emily Ross-Booker

Kenneth Spillias Janice Rustin

Brian Patrick Sullivan Samantha Schosberg Feuer

Ashley Wilson David J. Zelner

Matthew Hinds (Student)

Akash Shah (Student)

Team: <u>Lincoln Inn</u> Team: <u>Magna Carta</u>

Leader: Jason Rigoli Leader: Bradley Gies,

Members: Rachel Belcher Members: Jeff M. Brown

James A. BurnhamWilliam CavanaughRina ClemensSara CoenNatasha CoyleEllen L. CohenGuillermo FloresGregory R. CohenJeffrey FromknechtEdmund Gonzaloz

Jeffrey Fromknecht Edmund Gonzalez Daniel Eric Funk. Mark A. Greenberg Jeanette Hallak Jeffrey Hickman Daniel P. Hyndman Jennifer J. Kramer Mindy Levinson Grace Mackey. Elizabeth Mabry Karla C. Martinez Joshua Houss Marks Krista Mavfield Leslie Arsenault Metz Lawrence J. Miller John J. Parnofiello Andrew A. Ostrow

Hon. Nancy Perez

David Neal Stern

Jorja M. Williams

Deirdre J. Ziegenfuss

Betty C. Resch,
Stephanie Serafin
Hon. Karen Miller
John J. Wilke,

Nicole Johnson (Student) Wendy Hope Zoberman
Ashley Jalileyan (student)

Team: <u>Inner Temple</u>

Leader: Helene Hvizd

Members: Tami L. Augen Rhodes.

Theodore A. Deckert Jennifer Lynn Fulton Wellington Craig Lawson

William Lewis
Lanelle Meidan
John D. O'Neill
Sarah Primrose
Daria Pustilnik
Stephen T. Radford
Eric Reichenberger
Kristi Bergemann Rothell
Hon. Meenu Sasser
Hon. John Kastrenakes

David Steinfeld

Jennifer Van der Burgh

Sanda Renee Brooks Wallace

Dean Xenick

Grace Burgh (student)

Team: <u>Middle Temple</u>

Leader: Kristen Stone

Members: June Adams

Patricia Alexander

Brett Barner

Hon. August Bonavita

Sean Fahey
Kristen Flynn
Sean Ingram
Gabrielle Jackson
Sue-Ellen Kenny
Alexander Kranz,
Adam J. Langino
Daniel Lieberman
Jean Marie Middleton
Elio Raul Novoa, Jr.
Edward V. Ricci
Rodney G. Romano
Bryan J. Yarnall
Scott W. Zappolo

Richard Nelson (student)

Unassigned Members:

Georgia Newman (President)
Timothy Powers O'Neill (Program
Committee)
Donna L. Eng (Program Committee)
Daniel P. Madden (Program
Committee)

Jani Maurer (Emeritus)
Michelle Azar (Emeritus)
Hon. Jack Cox (Emeritus)
Michelle Eichelman (Emeritus)
Hon. Spencer Levine (Emeritus)

PRACTICE AREAS:

Appellate Bankruptcy Civil

Litigation/Commercial/Business

Litigation Class Actions Criminal Defense Dependency Entertainment Law

Elder Law

Ethics/Disciplinary
Foreclosure/Mortgage
Government (In-House)
Government/Land Use

Litigation
Guardianship
Immigration
In-House Counsel
Insurance Claims
Insurance Defense
Intellectual Property

Judiciary

Labor/Employment Landlord/Tenant Marital and Family Law Maritime/Admiralty

Mediation/Alternative Dispute

Resolution Non-Profit Personal Injury Police Misconduct Privacy Regulations

Probate

Pupils/Students Real Property Securities

Social Security Disability

Tax Law
Tort/Insurance
Transaction Law
Wills/Trusts and Estates
Transactions/Litigation
Trial Support

Appellate

Christopher R. Bruce Donna L. Eng MaryEllen Farrell Myra J. Fried Daniel P. Hyndman Helen C. Hvizd Sue-Ellen Kenny Jennifer J. Kramer Alyssa B. Lunin Emily Ross-Booker Kristi Bergemann Rothell Jennifer van der Burgh

Bankruptcy

Michelle A. Eichelman Monique L'Italien Alexander J. Kranz Sarah Primrose Jason S. Rigoli David Neal Stern

Civil

Litigation/Commercial/Busine

ss Litigation
Michelle L. Azar
Edrick E. Barnes
Rachel Belcher
Matthew Bernstein
Jeff Brown

James A. Burnham Misty Taylor Chaves Aaron Michael Clemens

Sara Coen Santo DiGangi Donna L. Eng Sean Fahey Ryan Andrew Fogg

Samantha S. Feuer Holly Galinskie Robert Glass Jeanette Hallak Helene C. Hvizd Jennifer J. Kramer Adam John Langino Amy Shayne Levenberg

Mindy Levinson
William Lewis
Monique L'Italien
Elizabeth K. Mabry
Grace Mackey
Dan Madden
Shaun Marker
Joshua Houss Marks
Lanelle K. Meidan
Madhavi Menon
Jean Marie Middleton
Lawrence J. Miller
Jennifer Miller-Morse

Elio Raul Novoa, Jr.
Timothy P. O'Neill
Andrew A. Ostrow
John J Parnofiello
Daria Pustnik
Stephen T. Radford
Terry Ellen Resk
Ashlee Richman
Jason S. Rigoli
Jessica Bober Rosenthal
Kenneth G. Spillias
David Steinfeld

Kenneth G. Spillia David Steinfeld David Neal Stern Brian P. Sullivan John J. Wilke Dean Xenick Bryan J. Yarnell Scott Zappolo

Class Actions

Wendy Zoberman

Criminal Defense

S. Shakira Ali

Rachel Belcher
Jeff Brown
Aaron Michael Clemens
Guillermo Flores, Jr.
Christopher A. Haddad
Daniel P. Hyndman
Wellington Craig Lawson
Emily Ross-Booker

Dependency

Kristen Flynn Daniel Lieberman Betty Resch Ashley O. Wilson

Elder Law

Joshua F. Levine

Ethics/Disciplinary

June Adams
Megan Cross Rogers

Foreclosure/Mortgage

Michelle L. Azar Aaron Michael Clemens Rachel Rogozinski Hyman

Government (In-House)

S. Shakira Ali
Ellen L. Cohen
Ettie Feistmann
Daniel Eric Funk
Gabrielle Jackson
Daniel Lieberman
Tara McIntosh
Leslie Arsenault Metz
Daria Pustilnik
Terrill Pyburn
Emily Ross-Booker
Deirdre Ziegenfuss

Government/Land Use

Janice Rustin

Guardianship

Michelle A. Eichelman Jani E. Maurer

Immigration

William Cavanaugh Sara Coen Guillermo Flores, Jr

In-House Counsel

June Adams Jeanette Hallak Bradley Gies

Insurance Claims

Edrick E. Barnes Natasha Coyle Shaun Marker Kristi Bergemann Rothell

Insurance Defense

Misty Taylor Chaves Rina Clemens Holly Gallinskie Lisa Lullove Shaun Marker Krista Mayfield Eric Reichenberger Kristi Bermann Rothell

Intellectual Property

Sean Ingram Elizabeth K. Mabry David J. Zelner

Judiciary

Hon. August Bonavita – County Court Judge
Hon. Jack S. Cox – Circuit Judge
Hon. John S. Kastrenakes –
Circuit Judge
Hon. Spencer D. Levine – 4th
DCA Judge
Hon. Karen Miller – Circuit Judge
Hon. Robert G. Panse – Circuit Judge
Hon. Nancy Perez – County
Court Judge

Hon. Meenu Sasser – Circuit Judge

Hon. Lisa S. Small – Circuit Judge

Labor/Employment

Laura L. Mall Karla C. Martinez Jean Marie Middleton Ashlee Richman

Patricia Alexander

Marital and Family Law

Tami L. Augen
Rachel Belcher
Christopher R. Bruce
Michelle A. Eichelman
Sean Fahey
Edmund Gonzalez
Sue-Ellen Kenny
Georgia T. Newman
Betty Resch
Jason S. Rigoli
Kristen L. Stone

Maritime/Admiralty

Michael W. McLeod

Mediation/Alternative Dispute Resolution

Theodore A. Deckert Betty Resch Rodney G. Romano

Non-Profit

Jeffrey Fromknecht

Personal Injury

Jeff Brown
Aaron Michal Clemens
Santo DiGangi
Jeffrey Hickman
Adam John Langino
Wellington Craig Lawson
Krista Mayfield
Eric Reichenberger
Edward V. Ricci
Janice Rustin
Brian P. Sullivan

Police Misconduct

Wellington Craig Lawson

Privacy Regulations

June Adams

Probate

Brett C. Barner Gregory R. Cohen Michelle A. Eichelman Jennifer Lynn Fulton Jani E. Maurer Lawrence J. Miller John D. O'Neill Betty Resch Jason S. Rigoli Jorja M. Williams

Pupils/Students

Ashley Jalilyen Richard Nelson Alexandra Brady

Real Property

Michelle L. Azar Gregory R. Cohen David Klein John D. O'Neill Timothy P. O'Neill Betty Resch Jason S. Rigoli Sandra R.B. Wallace Jorja M. Williams

Securities

William Lewis
Wendy Zoberman

Social Security Disability

Aaron Michael Clemens Alexandra J. Kranz

Tax Law

Jeffrey Fromknecht Jani E. Maurer Jorja M. Williams

Tort/Insurance

William T. Abel Mark Greenberg

Transactional Law

Bradley Gies Elizabeth K. Mabry

Wills/Trusts and Estates Transactions/Litigation

Michelle A. Eichelman David Klein Jani E. Maurer John D. O'Neill Betty Resch

Trial Support

Kristi Bergemann Rothell

| Last Name | First Name/MI | Firm/Court/Office | Address | City | State | Zip | Phone # | Email address | Yrs. in Practice |
|--------------|----------------|---|---------------------------------------|--------------------|-------|-------|-------------------------|---|---------------------|
| Abel | William T. | McLaughlin & Stern LLC | 525 Okeechobee Blvd., Ste. 1530 | West Palm Beach | FL | 33401 | 561-659-4020 x. 3022 | wabel@mclaughlinstern.com | 17 |
| Adams | June | ADT Security Services | 797 Andrews Ave. | Delray Beach | FL | 33483 | 561-702-5355 | juneadams@adt.com | 26 |
| Alexander | Patricia | The Law Offices of Patricia Alexander, P.A. | 3839 NW Boca Raton Blvd., Ste. 100 | Boca Raton | FL | 33431 | 561-395-1510 | pa@palexanderlaw.com | 19 |
| Ali | S. Shakira | Office of the Public Defender,Fifteenth Judicial Circuit | 421 3rd St. | West Palm Beach | FL | 33409 | 561-355-7523 | Sali@pd15.org | 3 |
| Augen Rhodes | Tami L. | The Law Offices of Tami L. Augen, P.A. | 2247 Palm Beach Lakes Blvd., Ste. 202 | West Palm Beach | FL | 33409 | 561-932-1700 | tami@tamiaugenlaw.com | 16 |
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