

THE
BAR ASSOCIATION OF MONTGOMERY COUNTY, MD
NEWSLETTER

Pride in Membership, Leadership in Justice

Volume 59, Issue 7

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January 2012

3 Current Update

5 A Balancing Act ...

6 Tech Talk

7 New Practitioners

8 Committees/Sections

Insert A Capital Campaign Contributors

Insert B Bar Foundation CLE Insert

Insert C Barristers' Bash

21 Pro Bono

22 Specialty Bar Associations

23 Rent/Lease Ads

24 Attorney Opportunity Ads

26 States Attorney Schedules

27 Judges Schedules

Back Cover Calendar

INSIDE THIS ISSUE

PRESIDENT'S MESSAGE

By Jack Quinn



RESOLUTIONS

Diets # 4, 5, 8, and 14 were pretty good but I still look like the Pillsbury Dough Boy. I have limited my sugar intake to 4-6 Hershey Miniatures on my ride home from work. Did I lose my temper during the course of the year, I think so.

Last year's New Years Resolutions, I guess, were less than a resounding success. I did isolate the number of beers I like to three, but unfortunately the rest I love. I have limited my Sports Center intake to two full run-throughs but these matters of progress are not all that great.

I have decided upon a different approach this year – I will not rely on me. I just can't be counted upon. I have decided to rely upon you dear readers or, rather, skimmers, my fellow members of the Bar, my fellow fraternal order of friendly raccoons¹, I mean lawyers.

Some suggested resolutions for us:

1. Be kind and generous to the youngest and least experienced among us. Yes, even those who may lecture or even threaten us a little. I have a deep recollection of being the outsider, the new kid on the fearsome block. I also have deep affection for the then icons of the profession who would cross the street to say hello. Jim and Bill Miller, Joe McCarthy, Art Feld, Nip Layne, Craig Rice, Ron
- (Continued on page 4)*

BAR ASSOCIATION OF MONTGOMERY COUNTY ELECTION NOTIFICATION FOR OFFICERS AND EXECUTIVE COMMITTEE

In compliance with Article VII of the Bar Association Constitution, the membership is hereby notified that a General Election for new Officers and Executive Committee will be conducted. Anyone interested in being considered, please write to Mimi L. Magyar, Chair, Nominations & Elections Committee, Bar Association of Montgomery County, Maryland, 27 West Jefferson St., Rockville, MD 20850-4200 by January 17, 2012.

Schedule

Jan. 17, 2012, 5:00p.m.	Committee Meeting
Jan. 31, 2012, 5:00p.m.	Committee Meeting
Feb. 7, 2012, 5:00p.m.	Committee Meeting
February, 2012	Slate printed in newsletter with invitation for petition
Mar. 15, 2012	Petition Deadline
Mar. 19, 2012	Ballots Emailed to Members
April 15, 2012, 2:00p.m.	Voting Deadline
May 18, 2012	Announcement of Results at the Annual Meeting

SAVE THE DATE

118th Annual Meeting & Law Day Celebration

Friday, May 18, 2012
8:00a.m.-2:30p.m.

BAR LUNCHEON SCHEDULE

~ **THERE IS NO BAR LUNCHEON SCHEDULED FOR JANUARY** ~

February 7, 2012 – The Honorable Ben C. Clyburn, Chief Judge of the District Courts of Maryland

March 6, 2012 – Glenn M. Grossman, Bar Counsel for Attorney Grievance Commission

April 3, 2012 – Douglas F. Gansler, Maryland Attorney General

Rockville United Methodist Church
112 West Montgomery Ave., Rockville, MD
12:15p.m. - 1:00p.m.

If you have a dietary restriction and require a special meal, please contact Cindy at Cindy@barmont.org at least 1 week prior to the luncheon. PLEASE NOTE ... We must receive your request in writing at least 1 week in advance of the luncheon so that we can accommodate you.

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Yesenia	CLE Seminars and Events Coordinator	(301) 340-2534
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The following staff listing is not for public information. It is for attorney use only.

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FOR LAWYERS WHO NEED HELP

If you are aware of attorneys who are having problems with alcohol, drugs, stress, emotional problems and related illnesses that interfere with their professional or personal lives, please call the Lawyer-to-Lawyer Committee. Committee members are available to assist lawyers find confidential effective programs to suit their needs.

All calls are strictly confidential.

Daniel W. Gaskill, Chair

Phone: (301) 279-7400

E-mail: dangaskill@verizon.net

FRIENDS OF BILL W. LAWYER MEETING

For time and location of the meetings, please call Lawyer-to-Lawyer Committee member, Dan Gaskill at (301) 279-7400.

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CURRENT UPDATE

2011 JUVENILE BENCH/BAR MEETINGS SCHEDULE

CINA (Courtroom #18/12:30 p.m.)

Wednesday, January 18
 Wednesday, March 21
 Wednesday, May 16
 Wednesday, July 18
 Wednesday, October 17

DELINQUENCY

(Courtroom #19/ 12:30 p.m.)

Wednesday, February 15
 Wednesday, April 18
 Wednesday, June 20
 Wednesday, September 19
 Wednesday, November 21

MCCC LAW LIBRARY – CHECK IT OUT! ... FAMILY LAW RESOURCES!

Red? Black? Mysteries of the Maryland Code

Researchers are often confused by the black volumes of the Maryland Code, numbered volumes 1 and 2, and wonder whether they are part of the Code. These volumes are in fact part of the Code,

which has been undergoing a 35-year revision.*

Obviously, this revision has taken much longer than originally planned. As the Hon. Alan M. Wilner states in his article, “Blame It All on Nero: Code Creation and Revision in Maryland,” then Speaker of the House of Delegates, Ben Cardin, once threatened to “spray-paint all the remaining black volumes red and declare the work complete.”

The original Code consisted solely of black volumes, organized by articles and numbered using Roman numerals. In 1886, after many revisions, the Maryland General Assembly appointed John Prentiss Poe as official Codifier. A useful innovation by Mr. Poe was a legislative history at the end of each code section.

Mr. Poe was succeeded by the Baltimore lawyer, George Bagby. His 1911 revision included, for the first time, annotations to the Code, i.e., citations to relevant Maryland, Supreme Court and other Federal cases.

After years of adding sections,

LEGAL ETHICS HOTLINE

Jackie Ngole301-762-0013
David Gavin301-279-2700

For a written confidential opinion, submit your written request, marked confidential, to Jeffrey M. Axelson, c/o Bar Association of Montgomery County, MD, 27 West Jefferson St., Rockville, MD 20850.

many of which were inconsistent with other statutes, in 1970, Governor Mandel created the Commission to Revise the Annotated Code. The Commission has created the code as we now know it – by topic and in red – and then arranged by Article, Title, Subtitle, and Section. As Mr. Wilner states in his article, the Commission had as its goal to rewrite the statutes, “in plain, narrative English, without all the legalese and convolutions that characterized all previous Codes.” Read the current Code to see whether they succeeded.

(Continued on page 5)

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PRESIDENT'S MESSAGE, cont'd

(Continued from page 1)

Willis, Paul McCormick, and Bill Cave, among numerous others did much to make me and other lonesome and lost young travelers feel special, feel welcome. I think we can all relate. I think we can all resolve to pass the favor on to others and feel good about ourselves.

2. Be a better and more compassionate and more able steward for our clients. Amazing profession – the most serious of personal and professional cases are brought to us for our handling. Yes, those of us who barely got out of high school, those of us who have limitations that prevented us from becoming doctors, those of us who may have even been a little irresponsible and in a little trouble now and then. I recall reacting to the stress where profound need and the serious limitations of ability intersect. I described to one of my mentors, Bill Abell (a fabulous lawyer and man) that my client was crazy. The ever sympathetic Bill responded that “of course he was, why else would he have hired you. See what you can do.” I think we should

always strive to get better – Not a good marketing strategy to rely solely on the insane.

3. Remember there is a profession to be honored and advanced. We are the living, breathing embodiment. Let's all resolve to approach each day, each case, each action and each moment in our lives with that in mind.

For myself, I'll try to follow the above resolutions – and to try the Cabbage Soup Diet road to sveltness.

¹ Maybe some of you, okay all of you are too young to remember the fraternal order that Ed Norton and Ralph Kramden were members of ----- See The Honeyymooners, T.V. series. Circa 1908 et seq.

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~

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CURRENT UPDATE

(Continued from page 3)

A list of the current Code volumes and superseded volumes can be found in the *Tables* volume of the Code and on the Maryland State Law Library website at <http://www.lawlib.state.md.us/researchtools/coderesearch.html>.

Whatever legal research mysteries you need solved, find the answer fast at the Montgomery County Circuit Court Law Library. Hours: M-F, 8:00 a.m.-5:30 p.m., 50 Maryland Avenue, Rockville MD 20850, 240-777-9120, lawlib@mcccourt.com.

**For a complete history of the Code, see Hon. Alan M. Wilner's fascinating article, "Blame It All on Nero: Code Creation and Revision in Maryland," (February 14, 1994), Archives of Maryland Online website, <http://aomol.net/megafile/msa/speccol/sc2900/sc2908/html/history.html>.*

Kate Martin, Circuit Court Law Librarian

If you are interested in placing an ad in the newsletter, please contact Cindy at 301-762-8376 or Cindy@barmont.org

A BALANCING ACT

This is the part of the newsletter that is here to help you de-stress and lead a more balanced life. Each month, our newsletter will give you a tip that you might implement.

This month's column has to do with setting limits to make sure you maintain a good quality of life. It begins with the question of what kind of quality of life do you want. For example, how many evenings do you want to work a week? How many weekends do you want to work a month? How sure do you want to be that you will be paid before you work on a case? How many times do you want to exercise, take a Yoga or meditation class a month?

Answering these questions and sticking to the answers can help you be more in control of your life in and outside the office and not be a victim of it.

Attorneys are powerful when it comes to advocating for others. This has to do with you advocating for yourself. Answering questions like these and others require us to pay attention to the quality of our own lives. In so doing, we won't turn around at the end of our careers and wonder what happened. Instead, we'll be conscious and make decisions about what happens.

Coaching not only confronts you with questions of quality of your life, it confronts you with questions of quality of your practice including what practice you want. If you're disciplined enough, you may not need it, but most of us need confrontation to get better at all aspects of our lives.

If you would like coaching on this area of your law practice, please consider contacting me to see how I can assist you.

Geoff Gilbert is a former practicing CPA at Ernst & Young and business attorney in Montgomery County. He now coaches Lawyers, CPA's and Executives to help them manage their practices better and teaches stress related courses at the University of Maryland in College Park. You can reach him through his website at www.executive-coach-for-lawyers.com.

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A very distinguished and highly respected member of our bar and my good friend, recently told me of a tale I think is worth passing on. The story I'll share ends with a happy result but only after much work and a very close call. Like most of us, this fine attorney spends his time practicing law and uses his PC every day for a myriad of both mundane and highly crucial functions. So, when recently he began to notice his office computer was occasionally doing strange things and showing background images he had never before seen, he took note. Unfortunately, that's about all he did, at first.

Soon enough, however, his PC was unusable for much of what was needed. For one thing, its speed slowed down dramatically and very soon there was no choice but to call for help. Who to call, was the question of course and happily our colleague made the right choice. There are a number of on-line computer service providers who can prove their weight in gold at times of impending

computer crash. Iyogi.com is one of the better subscription on-line PC tech providers and they rode to my friend's rescue. There are a number of such businesses and they work! These companies will attempt to walk you through the diagnostics necessary to evaluate the issues in your box and if they (or you, as in my friend's case) are unable to play your role by telephone, they can and will, quickly remote in to your PC and take over the job of repair and diagnosis.

In this particular near miss episode, a Trojan stealth program had been surreptitiously down loaded into the attorney's PC, likely through an innocent email. The evil program had begun to steal valuable data, eventually disabling the machine. By then the Trojan had clearly made itself known to the unfortunate lawyer who depended on it every day. Sure, my friend had a backup system running and in place and he had the name and previous experience with good, local, hands on IT folks but that meant valuable hours and likely days out of action while awaiting help.

Instead, he called the on-line provider who he wisely had subscribed with when he setup his new PC, a little over year ago.

Well, as the first year had passed and his virus protection software that was bundled with his PC had expired, the Trojan was able to sneak in to my friend's computer and the result was not pretty. Iyogi's techs were great. They remoted in, switched his box to command mode, quickly found and disabled the problem and then transferred my friend to the renewal office for AVAST virus software. They also, thankfully directed that he call his credit card issuer to check for bogus charges, as often such Trojan attacks are made to silently mine for credit card info and quickly use that info to steal from whoever they can!

Sure enough, the card issuer reported a bogus charge of about \$50, the thieves who do this normally only take small amounts as these are not as easily noticed by the card holder and are often overlooked. But \$50 times the many thousands of folks who fall prey to these criminals, well, it mounts up quickly! I'm talking about a multiple million dollar international criminal enterprise, make no mistake.

The take away: never let your computer virus protection software expire!

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NEW PRACTITIONER SECTION

NEW PRACTITIONER SECTION MEETING DATES

January 24, 2012* April 24, 2012
February 28, 2012 May 22, 2012
March 27, 2012

*Service Project at MANNA

All meetings will be held on the 4th Tuesday of each month at 5:30 p.m. in the CLE Classroom of the Bar Association building, 27 West Jefferson St., Rockville, MD, unless otherwise noted.

We hope you all have enjoyed the holiday season and are ready to kick off 2012 on the right note! 2011 was a good year for our section and we look forward to an equally successful and rewarding 2012. As always, we invite YOU to join us!

On **Tuesday, January 24th from 6:00 p.m. to 8:00 p.m.**, the **New Practitioner's Section** and the **Community Outreach Committee** will participate in a **community service project at MANNA** in Rockville, Maryland. We will be packing food boxes to be distributed at MANNA's local food centers during the month of January. All sections members interested in participating in this service project should RSVP to Chris Roberts by email at: croberts@draggalaw.com. This has proved to be a popular service project in past years and there are a limited number of volunteer spots left, so be sure to RSVP soon to ensure you will be able to participate!

Please be sure to attend our January program: "**Nuts and Bolts of Litigating DUI Cases**" on **Tuesday, January 31, 2012** from 5:30-6:30 p.m. in the main conference room of the Bar Building. Presenting the program will be **John C. Monahan, Esquire** of the Law of Office of John C.

Monahan, and **Lindsey Binstock, Esquire** and **Douglas Wink, Esquire** of the State's Attorney's Office. In his practice, Mr. Monahan regularly handles traffic cases involving DUI and related offenses in District and Circuit Court, also appearing for Administrative Hearings at the Motor Vehicle Administration. Since 1992, he has tried to verdict as sole counsel over 400 cases. Both Ms. Binstock and Mr. Wink began working as Assistant State's Attorneys in 2008 following judicial clerkships in the Montgomery County Circuit Court. Ms. Binstock and Mr. Wink prosecute a variety of criminal matters including DUI and related offenses. The program will include insight into both the prosecution and defense of DUI cases, as our presenters share their knowledge and experience from both sides of the aisle. Our presenters have a wealth of knowledge and experience on this topic, and we hope you will take advantage of this not-to-be-missed program.

CHAMBER CHAT

Our January Chamber Chat will take place on **Thursday, January 26, 2011, at 12:30 p.m.**, hosted by the **Honorable Nelson W. Rupp, Jr.** Judge Rupp has been on the Circuit Court bench since 1997 and has been the Presiding Judge of the Adult Drug Treatment Court since 2004. Prior to serving on the Circuit Court bench, Judge Rupp was a judge of the Montgomery County District Court for nearly four years. Judge Rupp has substantial experience presiding over and trying criminal matters as he practiced in several State's Attorney's Offices in the state and as an Assistant Public Defender. Bring your lunch, take advantage of this opportuni-

ty to get to know a member of our Circuit Court bench in an informal setting, and bring your questions for Judge Rupp about strategies for successful criminal practice. No R.S.V.P. is required, and **please note the Chamber Chat is open to all members of the Bar.** Judge Rupp's Chambers is located in the Circuit Court Building at 50 Maryland Avenue, ninth floor, Room 901. If you have any questions, please feel free to contact Aindra Conroy, Chamber Chat Committee Chair, at amc@eqkmrh.com.

MENTOR/MENTEE COMMITTEE

We encourage and invite experienced attorneys who have practiced seven years or more to sign up to be a Mentor. The time commitment is minimal (fall and spring social events and accompanying your Mentee to at least one Bar event), and your impact on your Mentee can last a lifetime.

We invite all attorneys in practice for seven years or less to take part in the BAMC Mentor-Mentee Program as a Mentee. Experienced attorneys of the Montgomery County Bar generously donate their time, energy, and wisdom to make this program work. Mentees learn about the general practice of law and gain other useful practical advice from their mentors. Mentors are paired with mentees for a term of 12 months.

For more information about the BAMC Mentor-Mentee program, or if you would like to participate in the program either as a mentor or mentee, please contact Jeremy Rachlin at jrachlin@pasternakfidis.com or Samantha Kravitz at skravitz@delaneymckinney.com.

*Chris Roberts, Co-Chair
Casey Weinberg, Co-Chair*



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COMMITTEES & SECTIONS

ALTERNATIVE DISPUTE RESOLUTION SECTION

January 11, 2012 April 11, 2012
February 2, 2012 May 9, 2012
March 14, 2012 June 13, 2012

All meetings will be held on the 2nd Wednesday of the month at 8:00 a.m. at the First Watch restaurant, located at 100 Gibbs Street, Unit D, Rockville, Maryland 20850 (right in Rockville Town Square).

The ADR Section will be meeting at 8 a.m. on **Wednesday, January 11**, at First Watch in Rockville Town Square. We will be discussing several upcoming presentations and the status of the proposed changes to Title 17 of the Maryland Rules. Please RSVP to Erik Johnson at erik@creativedisputeresolutions.com if you plan to attend.

In lieu of its regularly scheduled meeting in February, **the ADR Section will be joining the Collaborative Law Section on February 2, 2012**, for a presentation entitled: **“Where Do We Fit In? Mediators in the Collaborative Process in Civil and Family Matters.”**

Collaborative Practitioners are using the collaborative process in probate, employment discrimination, medical errors, business matters, family law matters and other disputes. Mediation skills are central to the success of the process. Members of all sections are welcome to join us for this presentation, which will focus on the role of mediators in the collaborative process. A role-play demonstration will give insight into how a mediator can assist as a neutral in a collaborative case. Presenters will include several collaborative practitioners and mediators, including the Hon. Ann Sundt (Ret.). The meeting will start at 5:30 p.m. and be held in the CLE classroom at bar headquarters in Rockville.

*Erik Johnson, Co-Chair
Judy Mustille, Co-Chair*

BUSINESS LAW SECTION

The BAMC Business Law Section will begin 2012 with our program **“Considerations in Corporate Opinion Practice”** on **Wednesday, January 18, 2012** at 6:00PM at Selzer

Gurvitch Rabin & Obecnay, Chtd. in Bethesda. This program will address opinion letter practice in transactions, including the issuance of opinions pursuant to Delaware General Corporate Law by Maryland attorneys. As always – thanks to our sponsors – a light dinner will be provided.

The following is a schedule of meeting dates for the BAMC Business Law Section for the winter and spring 2012 (including the topics, loosely stated):

Wednesday, January 18, 2012 “Considerations in Corporate Opinion Practice” @ Selzer Gurvitch Rabin & Obecnay, Chtd.

Wednesday, February 15, 2012 “A Survey IP Course for Every Business Practitioner” (location TBD)

Wednesday, March 21, 2012 “SBA Lending” @ Lerch, Early & Brewer Chtd.

Wednesday, April 25, 2012 “Maryland LLC Act Amendments” @ Linowes and Blocher, LLP (PLEASE NOTE that due to conflicts with other events, this program will take place on the fourth Wednesday of April at 6:00

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COMMITTEES & SECTIONS

p.m., rather than the typical third Wednesday.)

May 18, 2012 CLE (Law Day) “Lovers vs. Fighters: A Panel of Transactional Lawyers (the Lovers) and Litigators (the Fighters) Offers Various Perspectives on Common Contract Provisions.” @ Bethesda North Marriott Hotel & Conference Center. (Presented in conjunction with the Commercial Litigation and New Practitioners Sections).

All monthly section meetings will be held on the 3rd Wednesday of the month from 6:00 p.m. - 7:00 p.m. at a location to be determined, unless otherwise noted. Continuing Legal Education Seminars will be held on dates and times that may not be 6:00 p.m. on the 3rd Wednesday of the month.

If you have any questions or suggestions regarding the Section, please do not hesitate to contact either of us at any time.

*Marc Bergoffen, Co-Chair
Bob Gottschalk, Co-Chair*

CIRCUIT COURT BENCH BAR COMMITTEE MEETING DATES

January 4, 2012	April 4, 2012
February 1, 2012	May 2, 2012
March 7, 2012	June 6, 2012

All meetings are open and any members of the BAMC . All meetings will be held on the 1st Wednesday of the month at 8:00 a.m. in the Administrative Judge’s Conference Room on the 3rd floor of the Circuit Court building in Rockville.

*David Merkin, Co-Chair
Michael Taylor, Co-Chair*

COLLABORATIVE LAW SECTION

2011-2012 Section Meetings

January 5, 2012	March 1, 2012
February 2, 2012	April 5, 2012
	May 3, 2012

All meetings will be held at 5:30 p.m. in the CLE Classroom of the Bar Association building, unless otherwise noted.

Please join us on **January 5th** for our regular Section meeting. Program: **How to Talk to Your Clients About Choosing the Collaborative Process.** All meetings will be held on the first Thursday of each month at 5:30 in the CLE Classroom at the Bar Building.

A special thanks to Stephanie Fink, Andrea Hirsch, and Margie Hofberg for sharing their stories at this year’s IACP Forum at our December meeting. We would also like to thank Jeanne Koerber for the great food!

February 2nd’s Program will be jointly sponsored with the ADR Section—Where Do We Fit In? Mediators in the Collaborative Process in Civil and Family Matters:

Collaborative Practitioners are using the collaborative process in probate, employment discrimination, medical errors, business matters, family law matters and other disputes. Mediation skills are central to the success of the process. Join us for this presentation, which will focus on the role of mediators in the collaborative process. A role play demonstration will give insight into how a mediator can assist as a neutral in a collaborative case. Presenters will include The Honorable Judge Anne Sundt with others to be announced.

Save the date for our Spring CLE! On **May 3rd** from 5:30 – 8:30 Lisa Herrick, PhD, and Barbara Burr, Esquire, Burr Law Firm, will present **Delving Into The Heart of Conflict: A 3-Hour Advanced Training Seminar.** Successful conflict resolution depends on skillful communication and creative problem solving. In addition, knowing one’s own relationship to conflict can be essential to

(Continued on following page)



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COMMITTEES & SECTIONS

(Continued from preceding page)

becoming a productive and efficient peacemaker. This CLE will help participants identify their own conflict style, their typical reactions to conflict, and their favored approaches in addressing conflict. The expert faculty will offer participants the opportunity to then refine and advance their conflict resolution skills for work with clients who present particular challenges along the continuum between cooperation and high conflict. Attendees will learn how to engage in focused and constructive negotiations while working to overcome their own emotional roadblocks to reaching successful outcomes.

You need not be collaboratively trained to join or attend our meetings.

See you on January 5th!.

Suzy Eckstein, Co-Chair

Darcy Shoop, Co-Chair

COMMERCIAL LITIGATION SECTION

The January breakfast meeting of the Commercial Litigation Section will take

place on **Thursday, January 19 from 8:00-9:00 a.m.**, at the offices of Lerch, Early & Brewer, 3 Bethesda Metro Center, Suite 460, Bethesda. Please RSVP to Becky Madison at (301) 657-0726, or ramadison@lerchearly.com. More information as to speaker and topic will be published and circulated in the near future.

Brad McCullough, Co-Chair

Jeff Schwaber, Co-Chair

COMMUNITY OUTREACH COMMITTEE

Thank you to everyone who donated toys and gift cards to the clients at the Family Justice Center. Because of your generosity, we collected more than 50 toys and over \$800 in gift card donations—Wow! The donations will hopefully be a much needed relief to those families who receive the toys and gift cards during the holiday season. The Committee wishes a happy, safe, and healthy holiday season to everyone.

As a fresh start to the New Year,

please join the Community Outreach Committee and the New Practitioner Section from **6:00 p.m. to 8:00 p.m. on January 24, 2012** to assist in packaging food for the hungry through **MANNA**. Manna Food Center is a nonprofit organization in Montgomery County that strives to eradicate hunger throughout the county. If you plan to join, please contact Casey Florence at cflorance@steinsperling.com.

We are excited to announce a new program for this spring. Specifically, the Community Outreach Committee, in collaboration with the New Practitioner Section, intends to coordinate a significant volunteer effort for the Montgomery County Spring Special Olympics. It is our hope that the Bar Association's participation with this organization will be a long lasting relationship, benefitting both the volunteers and participants for years to come. Please be on the look-out for information regarding the details of this event in an upcoming newsletter where we will outline orientation dates and specific volunteer opportunities. If you already know you are interested in

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COMMITTEES & SECTIONS

learning more about volunteering for this effort, please contact Heather Collier, hcollier@draggalaw.com, or Rhian McGrath, rmcgrath@lercheary.com.

The Community Outreach Committee continues to volunteer the second Friday of every month at Shepherd's Table. Shepherd's Table provides basic services to those in need and specifically provides a dinner meal from 6:00 p.m. to 7:30 p.m., seven nights a week. Please contact Dan Shaivitz at ds@eqkmrh.com if you are interested in volunteering.

If you have any thoughts or comments for the Committee, please contact Heather Collier at hcollier@draggalaw.com or Rhian McGrath at rmcgrath@lercheary.com.

*Heather Collier, Co-Chair
Rhian McGrath, Co-Chair*

CRIMINAL LAW SECTION

The Drug Recognition Exam: Fact or Fiction? Tested modality or junk science? Join us on **January 19, 2011** at 5:30 pm in the jury lounge (4th floor, circuit court building) at 50 Maryland Ave, in Rockville for an informative presentation as all sides of the issue are presented. Seasoned defense attorney John Kudel will teach you the in's and out's of how to help your client avoid a conviction for driving under the influence of drugs. The State's case will be presented by Assistant State's Attorney Roslyn Tang, who is a member of the District Court Prosecution Team and has experience in the successful prosecution of these cases. Officer Billy Morrison, the State's perennial expert on the DRE Exam will be there to teach attendees about the test, how it

works and why it's accurate. Officer Morrison heads the DRE training program for the Montgomery County Police Department. Please join us for what will be an informative and useful presentation for criminal law practitioners in Montgomery County.

*Carlotta Woodward, Co-Chair
Jessica Zarrella, Co-Chair*

DISTRICT COURT BENCH BAR COMMITTEE

January 5, 2012 March 1, 2012
February 2, 2012 April 5, 2012
May 3, 2012

All meetings will be held at 8:00 a.m. in the District Court building, 191 East Jefferson St., Rockville, MD, unless otherwise noted.

The District Court Bench Bar Committee had its November meeting on November 1st, 2011.

Judicial Staffing – The court has lost the services of two judges who have retired or resigned. Judge Crawford has retired and Judge Kim is no longer hearing cases. The vacancies will need to be filled by appointment of the governor and there is no indication as to when that will be accomplished. Therefore, there will be shortages on the bench and more visiting judges, if available.

More of the judges have been gaining experience and being rotated in hearing landlord/tenant cases, as well as municipal infraction cases, so that there will not be as much concentration with specific judges in those areas.

Court Closings – The court will be closed for the court holidays of Christmas and New Years on December 26, 2011

and January 2, 2012. In addition, the court will be closed for service reduction days on December 23, 2011 and December 30, 2011.

Criminal – Preliminary Inquiries in D.W.I. cases will be scheduled in courtroom 612 in Rockville. The cases scheduled will be posted on the electronic board on the first floor.

Civil Matters – Confusion has arisen for specially set cases. These will generally involve civil cases that are anticipated to take more than 3 hours. Attorneys in cases of this nature should file a motion to have the cases specially set. These cases will typically be large claim, rather than small claim cases. Small claim cases do not have the normal rules of evidence that would typically take more time. Also, automobile negligence cases with multiple parties, do not necessarily qualify for the specially set criteria. These cases can first be heard on liability, and then the damages can be adjudicated for the parties found to be liable.

The court is still trying to have trials go forward on the date originally scheduled. The court expects to have four judges available for civil trials in Rockville on Wednesdays, and four and a half judges in Silver Spring.

Mediation – There are new rules for mediation of civil cases in District Court. These rules do not apply to domestic violence cases or to peace orders.

Attorney's Fees – The court is constantly revealing the guidelines for attorney's fees. There are no standard guidelines, since each judge has their own feelings on how to handle awards of attorney's fees. At this time, attorneys are

(Continued on following page)

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COMMITTEES & SECTIONS

(Continued from preceding page)

advised to submit a detailed summary of the time involved, and the fees involved in the particular case, which the court will consider in the context the work involved and what other attorneys in similar cases are requesting.

Form Order – The form order that the court is using to deny judgment is under review and further changes are expected. The new version is not yet available or being used.

Richard D. London, Chair

EDUCATION LAW SECTION

2011-2012 Section Meetings

January 13, 2012 March 9, 2012
February 10, 2012 April 13, 2012
May 11, 2012

All meetings will be held at 12:15p.m. in the Conference Room of the Bar Association building, 27 West Jefferson St., Rockville, MD, unless otherwise noted.

Last month the Ed Law Section's

monthly meeting was led by Karen Smith who highlighted some of the significant resources available to special ed attorneys. The group also heard further of the resources available to attorneys representing families and students generally. Our December meeting welcomed Marja Plater, Esq., the newest member of the Education Law Section. Marja shared issues and heard discussion on her special education case in a neighboring county and brought a great discussion to the group on a number of timely and important legal concerns.

Finally, please mark your calendars for our **Spring CLE, March 6, 2012, 5:30 to 8:30: The ABC's of Special Education Law.**

If you have not done so already, please join the education law forum. You can access our forum through the Montgomery County Bar Website.

Pat Hoover, Co-Chair
Lynndolyn Mitchell, Co-Chair
Karen Smith, Co-Chair

ELDER LAW SECTION

2011-2012 Section Meetings

January 11, 2012 March 14, 2012
February 8, 2012 April 11, 2012
May 5, 2012

All meetings will be held at 8:00 a.m. in the Conference Room of the Bar Association building, 27 West Jefferson St., Rockville, MD, unless otherwise noted.

Leslie Fried, Senior Attorney at American Bar Association Commission on Law and Aging, will talk about **Continuing Care Retirement Communities** at the Elder Law Section meeting on **January 11, 2012.**

Morris Klein, Chair

EMPLOYMENT LAW SECTION

Upcoming Meetings

February 7, 2012 at 11:00 a.m.
March 6, 2012 at 11:00 a.m.
April 11, 2012 at Noon

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All meetings will be held in the Conference Room of the Bar Association building, 27 West Jefferson St., Rockville, MD.

Happy New Year, everyone! This year we are starting with a CLE on **January 31, 2012** at 5:30 on **Executive Compensation and Tax issues** with **Danny Katz, Pat Clancy, John Wilhelm** and **Chaya Kundra**. This CLE will address the many tax and employment law issues which may arise from an employment agreement. The speakers will touch on current hot topics related to executive employment compensation, including tax issues resulting in personal penalties and criminal liability, and potential liability for misclassification of "salaried" employees under the Fair Labor Standards Act exemptions. Please note this CLE will be held at Venable LLP, One Church Street, Fifth Floor, Rockville, MD 20850.

Please note some change in dates for our general meetings. On **February 7 at**

11:00, we will hold a meeting with **Diane Seltzer** on **social media as it affects our cases and practices**, location TBA. On March 6 at 11:00, Patricia Payne will discuss the litigating at employment arbitration hearings. On **April 11** at 12:00, we will meet with representatives from the EEOC, the Maryland Commission on Human Rights, and the Montgomery County Commission on Human Rights. Please calendar **May 18** at 10:00 for our Law Day on motions in limine with the **Honorable Charles Day, Angela Hart-Edwards, and Charles Chester**.

*Laurel Anchors, Co-Chair
Gwenn D'Souza, Co-Chair*

ESTATE & TRUST LAW SECTION

2011-2012 Section Meetings

January 23, 2012 March 19, 2012
February 13, 2012 April 16, 2012

All meetings will be held at 11:45 a.m. at the offices of Shulman, Rogers,

Gandal, Pordy & Ecker, P.A., located at 12505 Park Potomac Ave., 6th Floor, Potomac, MD.

Jay Eisenberg, Chair

FAMILY LAW SECTION

First and foremost, we express our sincere gratitude to Delaney McKinney for hosting the holiday party again this year, which was well attended. The food and beverages were excellent. Thank you Delaney McKinney for your generosity for sponsoring this annual event!!

Update your calendar with the 2011-2012 Section Meetings. Unless otherwise noted, all Section meetings will be held at 5:30 p.m. on the third Wednesday of the month:

January 18, 2012 March 21, 2012
February 15, 2012

Please make your calendars for our upcoming CLE, the **Annual Family Law Update** is on **April 25, 2012** at 5:00 p.m. (location TBD). This program provides a distinctive analysis and commentary on recent family law cases decided by our appellate courts in the last 12 months. The lecture is an invaluable tool for the intelligent and sophisticated family law practitioner. In addition, you will receive a copy of **Jeffrey Greenblatt's** Family Law Update Book – an indispensable guide to recent case law developments. Everyone whose practice touches on family law will benefit from the practice tips and pointers offered by the top family litigators in Montgomery County. If you would benefit from learning about the

(Continued on page 16)

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Emergency Relief: When Do You Need It and How Do You Get It

Date: TBA

Time: TBA

Speaker: TBA

Location: TBA

This program will review and discuss the procedures and practice for obtaining emergency relief in the state and federal courts. The program will include the procedures and best practices for TROs, preliminary injunctions, and other forms of emergency and preliminary relief, along with the rules and law governing such practice in both state court and federal court. This program should be attended by everyone whose practice touches on, or can be affected by, these forms of relief, including civil litigators, employment lawyers, and business lawyers.

*J. Bradford McCullough & Jeffrey M. Schwaber
Commercial Litigation Section Co-Chairs*

The Drug Recognition Exam: Fact or Fiction?

Thursday, January 19, 2012

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

Speaker: John Kudel, Esquire of Kudel, McGann & Del Pino, LLC

Location: Circuit Court for Montgomery County, 50 Maryland Avenue,
Jury Lounge, Rockville, MD 20850

Tested modality or junk science? Join us in the jury lounge (4th floor, Circuit Court building) at 50 Maryland Ave, in Rockville for an informative presentation as all sides of the issue are presented. Seasoned defense attorney John Kudel will teach you the in's and out's of how to help your client avoid a conviction for driving under the influence of drugs. The State's case will be presented by Assistant State's Attorney Roslyn Tang, who is a member of the District Court Prosecution Team and has experience in the successful prosecution of these cases. Officer Billy Morrison, the State's perennial expert on the DRE Exam will be there to teach attendees about the test, how it works and why it's accurate. Officer Morrison heads the DRE training program for the Montgomery County Police Department. Please join us for what will be an informative and useful presentation for criminal law practitioners in Montgomery County.

Carlotta Woodward & Jessica Zarrella - Criminal Law Section Co-Chairs

Selected Tax Issues in Employment Agreements

Tuesday, January 31, 2012

5:30 p.m. to 8:30 p.m.

Speakers: Pat Clancy, Esquire of Venable LLP
Daniel Katz, Esquire of the Law Office of Gary M. Gilbert and Associates
Chaya Kundra, Esquire of Kundra & Associates, P.C.
John Wilhelm, Esquire of Venable LLP

Location: Venable LLP, One Church Street, 5th Floor, Rockville, MD 20850

This CLE will address the many tax and employment law issues which may arise from an employment agreement. The speakers will touch on current hot topics related to executive employment compensation, including tax issues resulting in personal penalties and criminal liability, and potential liability for misclassification of "salaried" employees under the Fair Labor Standards Act exemptions.

*Laurel Anchors & Gwen D'Souza - Employment Law Section Co-Chairs
Chaya Kundra - Tax Law Section Chair*

The ABC's of Education Law

Tuesday, March 6, 2012

5:30 p.m. to 8:30 p.m.

Speakers: TBA

Location: TBA

- A-** Advocating for your Regular and Special Education client
- B-** Benefiting students and families using Independent Evaluations
- C-** Contesting and successfully deflecting zero tolerance expulsion/suspension policy

Hear from experts on education law to enhance your practice, obtain useful information for other areas of practice including juvenile, criminal and family law. This CLE will cover multiple practice tips that will expand your practice and keep your practice up to speed!

Patrick Hoover, Lynndolyn Mitchell & Karen Smith - Education Law Section Co-Chairs

Local Tort Government Claims Act

Tuesday, March 13, 2012

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

Speaker: Patricia Via, Esq., Chief, Division of Insurance Defense Litigation
Office of the County Attorney for Montgomery County, Maryland

Location: Montgomery County Circuit Court, Courtroom 1, 50 Maryland Avenue, Rockville, MD 20850

Ms. Patricia Via, Chief of the Division of Insurance Defense Litigation from the Office of County Attorney for Montgomery County, Maryland will be discussing the Local Tort Government Claims Act. This program is designed for personal injury practitioners of all levels of experience regardless of whether you are just starting out or looking for a refresher. Ms. Via will be discussing both procedural requirements and substantive developments in litigating LTGCA cases.

*Paul Chung & Andre Forte
Personal Injury Section Co-Chairs*

Estate Planning Strategies Using Life Insurance

Tuesday, April 3, 2012

5:30 p.m. to 8:30 p.m.

Speaker: David Wexler of Greenberg, Wexler and Eig, LLC

**Location: Shulman, Rogers, Gandal, Pordy & Ecker, P.A.
12505 Park Potomac Avenue, 6th Floor
Potomac, MD 20854**

On the surface life insurance products seem simple. They are some of the most deceptively complicated financial instruments in use today. David Wexler, a principal with Greenberg, Wexler and Eig, has over 35 years of experience planning with these products. David will guide us through the life insurance product spectrum and highlight the critical contractual provisions and nuances that every estate planning professional needs to know. In addition, David will then instruct us how life insurance is used across various estate planning strategies – some simple and some complex, yet all important for estate planners to be knowledgeable about. This is a unique opportunity to learn from a real expert who has lectured on this topic extensively to many groups around the country.

Jay M. Eisenberg - Estates & Trusts Law Section Chair

Family Law Update

Wednesday, April 25, 2012

5:00 p.m. to 8:00 p.m.

Speaker: Jeffrey Greenblatt, Esquire of the Law Offices of Jeffrey N. Greenblatt

**Location: Montgomery County Circuit Court
50 Maryland Avenue, Courtroom 1
Rockville, MD 20850**

This program provides a distinctive analysis and commentary on recent family law cases decided by our appellate courts in the last 12 months. The lecture is an invaluable tool for the intelligent and sophisticated family law practitioner. In addition, you will receive a copy of Jeff Greenblatt's Family Law Update Book – an indispensable guide to recent case law developments. Everyone whose practice touches on family law will benefit from the practice tips and pointers offered by the top family litigators in Montgomery County. If you would benefit from learning about the changes that have occurred in family law, or how to take advantage of recent family law decisions, this is a don't miss seminar!

*Julie Christopher, Erin Kopelman & Samantha Kravitz
Family Law Section Co-Chairs*

Delving Into The Heart of Conflict: A 3-Hour Advanced Training Seminar

Thursday, May 3, 2012

5:30 pm to 8:30 pm

Speakers: Barbara Burr, Esquire of The Burr Law Firm LLC & Lisa Herrick, PhD.

Location: TBA

Successful conflict resolution depends on skillful communication and creative problem solving. In addition, knowing one's own relationship to conflict can be essential to becoming a productive and efficient peacemaker. This seminar will help participants identify their own conflict style, their typical reactions to conflict, and their favored approaches in addressing conflict. The expert faculty will offer participants the opportunity to then refine and advance their conflict resolution skills for work with clients who present particular challenges along the continuum between cooperation and high conflict. Attendees will learn how to engage in focused and constructive negotiations while working to overcome their own emotional roadblocks to reaching successful outcomes.

Suzy Eckstein & Darcy Shoop - Collaborative Law Section Co Chairs

SPRING 2012 CLE SEMINAR REGISTRATION FORM

New Practitioner \$35.00 Member \$65.00 Non-Member \$120.00 (unless otherwise noted)

Emergency Relief: When Do You Need It and How Do You Get It?

Date & Time: TBA

The Drug Recognition Exam: Fact or Fiction?

Thursday, January 19, 2012
5:30 p.m.-7:30 p.m.

*This seminar will be held at the
Montgomery County Circuit Court,
50 Maryland Avenue, Jury Lounge
Rockville, MD 20850*

Selected Tax Issues in Employment Agreements

Tuesday, January 31, 2012
5:30 p.m.-8:30 p.m.

*This seminar will be held at Venable LLP,
One Church Street, 5th Floor, Rockville, MD 20850*

The ABC's of Education Law

Tuesday, March 6, 2012
5:30 p.m. to 8:30 p.m.

Local Tort Government Claims Act

Tuesday, March 13, 2012
5:00 p.m.-7:30 p.m.

*This seminar will be held at the
Montgomery County Circuit Court, Courtroom 1,
50 Maryland Avenue, Rockville, MD 20850*

Estate Planning Strategies Using Life Insurance

Tuesday, April 3, 2012
5:30 p.m.-8:30 p.m.

*This seminar will be held at
12505 Park Potomac Avenue, 6th Floor
Potomac, MD 20854*

Family Law Update

Wednesday, April 25, 2012
5:00 p.m.-8:00 p.m.

*This seminar will be held at the
Montgomery County Circuit Court, Courtroom 1,
50 Maryland Avenue, Rockville, MD 20850*

Delving Into the Heart of Conflict: A 3-Hour Advanced Training Seminar

Thursday, May 3, 2012
5:30 p.m.-8:30 p.m.

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Exp. Date: _____ CVV Code: _____

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Cancellation Policy:

If you are unable to attend a seminar, please contact our office at least 24 hours prior to the scheduled CLE seminar. No refunds will be made if cancellation is less than 24 hours prior to the seminar.

Registration

You may register online by visiting our website at www.montbar.org and using the calendar, to access each seminar individually by date. You may also register by mail. Simply send in this registration form along with the registration fee. You may also download a form at our web page by selecting the CLE tab and then CLE Mail-In Registration Form.

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Attention: Heather Collier

If paying by credit card, please fax this form to Heather Collier at (301) 340-0725

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April 28, 2012

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COMMITTEES & SECTIONS

(Continued from page 13)

changes that have occurred in family law, or how to take advantage of recent family law decisions, this is a don't miss seminar!

Don't miss the Family Law Section **Happy Hour** with the Immigration Section on **February 21, 2011** from **5:30-8:30 p.m.** at La Tasca.

Please Save the Date for **Law Day** on **May 18, 2012**.

Don't forget to participate in this year's **Family Law Section Pro Bono Initiative**. We are asking every member of the Family Law Section to volunteer for a minimum of two (2) hours between now and Law Day 2012 at the Family Law Self Help Center or at a Montgomery County Bar Foundation Pro Bono Program clinic. **Our goal is to provide at least 200 hours of pro bono services over the next year to these deserving programs.**

Pro Bono Volunteer Option 1: Family Law Self Help Center

Attorneys may volunteer at the Family Law Self Help Center to provide legal advice to *pro se* litigants. The Self Help Center is located in Room 224 on the 2nd floor of the Montgomery County Circuit Court and is open from 8:30 a.m. until 4:30 p.m. No advance planning is necessary; volunteers may come at any time.

Pro Bono Volunteer Option 2: Pro Bono Clinics

For those of you who find it difficult to miss work during the day, there is an evening option. You can volunteer at any of the below **clinics run by the Montgomery County Bar Foundation**

Pro Bono Program. To volunteer at a clinic, you must sign up in advance with Clarice at 301-762-5831 or Clarice@mcbfprobono.org.

- TESS Community Service Center, 8513 Piney Branch Road, Silver Spring, MD 20901
1st & 3rd Wednesday of each month
Volunteers should arrive between 6:00-6:30 p.m.
- East County Regional Services Center, 3300 Briggs Chaney Road, Silver Spring, MD 20904
1st & 2nd Thursday of each month
Volunteers should arrive between 5:30-6:00 p.m.
- Charles W. Gilchrist Center for Cultural Diversity, 11701 Georgia Avenue, 1st Floor, Wheaton, MD 20902
2nd & 4th Wednesday of each month
Volunteers should arrive between 5:30-6:00 p.m.
- Charles W. Gilchrist Center for Cultural Diversity, 12900 Middlebrook Rd., Germantown, MD 20874
2nd & 4th Tuesday of each month
Volunteers should arrive between 6:00-6:30 p.m.

Our goal of 200 hours volunteered between the Family Law Self Help Center and the Pro Bono Program clinics is attainable with your support, and of course, some friendly competition. Awards will be given at Law Day to the individual and to the firm who volunteer the most hours. In order to keep track of the hours, **please make sure to sign the Family Law Section Pro Bono Initiative Log upon your arrival and departure.** If you forget to sign in,

please contact Jillian Morris at jmorris@clarkandglass.com.

As of November 30, 2011 we have **142 hours** towards our pro bono initiative. We greatly appreciate the following volunteers who donated their time: Kate Bunker, M.K. Canarte, Joe Gaffigan, Lonnie Greenblatt, Morriah Horani, Harvey A. Jacobs, Alisha Jacobsen, Priya Konings, Maura Lynch, Mimi Magyar, Jody Malmstrom, Kate McDonough, Leana Movessian, Elizabeth Pugliese, Florian Tabaku, Elizabeth Weisberg. We also want to thank Clarice Ewing and Jillian Morris who are helping organize the initiative.

Check your e-mail for Family Law Section updates and reminders regarding the Fall 2011 Program and CLE schedule, and don't forget to **register for the new Bar Association E-mail Forum at <http://www.montbar.org/forum.cfm>**. To have forum posts delivered directly to your e-mail, login to the Forum, click on Preferences, and select "All" next to the Forum topics.

*Julie Christopher, Co-Chair
Erin Kopelman, Co-Chair
Samantha Kravitz, Co-Chair*

IMMIGRATION LAW SECTION

MEETING DATES

January 10, 2012

February 21, 2012 – Happy Hour

March, 13, 2012

Tuesday, February 21, 2012, 6-7:30PM
– Immigration & Family Law Section
Happy Hour – La Tasca Restaurant
Lounge Area

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COMMITTEES & SECTIONS

We are pleased to announce that the Immigration & Family Law Sections will be having a Joint Mixer at the La Tasca Restaurant on February 21, 2012 from 6:00 p.m. to 7:30p.m. La Tasca Restaurant will donate a percentage of revenues from the event and the entire day to the Montgomery County Bar Associations' Pro Bono Program. Mention the Bar Association Pro Bono fund raiser to your La Tasca server any-time that day and a portion of your bill will be donated. Please come out and meet our friends in the family law section and help benefit our Bar Association's Pro Bono Program. We look forward to seeing you February 21, 2012 from 6:00 p.m. to 7:30 p.m. at La Tasca.

Matthew Glinsmann, Chair

JUVENILE LAW SECTION MEETING DATES

January 11, 2012 March 14, 2012
February 8, 2012 April 11, 2012
May 9, 2012

All meetings will be held on the 2nd

Wednesday of the month in Courtroom #20 of the District Court building from 12:30p.m. to 1:30p.m.

Dan Gaskill, Chair

LAW FIRM MANAGEMENT SECTION MEETING DATES

January 19, 2012 March 15, 2012
February 16, 2012 April 19, 2012
May 17, 2012

All meetings will be held at 8:00 a.m. at the offices of Hostetter Strent LLC, located at 7201 Wisconsin Ave., Suite 675, Bethesda, MD.

Amy Strent, Chair

LAWYER TO LAWYER COMMITTEE MEETING DATES

January 12, 2012 March 8, 2012
February 9, 2012 April 12, 2012
May 10, 2012

All meetings will be held at 5:00PM on the 2nd Thursday of the month in the CLE Classroom of the Bar Association

building, 27 West Jefferson St., Rockville, MD, unless otherwise noted.

Dan Gaskill, Chair

LEGAL ETHICS COMMITTEE

2011-2012 Committee Meetings
January 4, 2012 March 7, 2012
February 1, 2012 April 4, 2012
May 2, 2012

All meetings will be held at 4:30 p.m. at the offices of Axelson, Williamowsky, Bender & Fishman, 401 North Washington St., Suite 550, Rockville, MD.

Jeff Axelson, Co-Chair
Sam Shapiro, Co-Chair

PERSONAL INJURY LITIGATION SECTION

The November meeting which featured a presentation on using the Internet to maintain and grow your practice was well attended. Thanks to Thomson Reuters for the great presentation and meal.

(Continued on following page)

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COMMITTEES & SECTIONS

(Continued from preceding page)

We hope everyone had a nice Holiday season and would like to wish you all a Happy New Year. The next meeting will be held on **January 27, 2012**. At that presentation, Gore Brothers will be giving a presentation: "Everything you always wanted to know about Depositions and Trial Presentations but were afraid to ask!" The presentation will include everything from scheduling of deposition to the latest technology with videoconferencing, video streaming, trial preparations, GB Mobile App and other technological advances for use at depositions and trial.

Lunch will be provided. *Please RSVP by January 27, 2012, to Andre Forte at aforte@wfortelaw.com or Paul Chung at pchung@shulmanrogers.com, so Gore can have an accurate head count.*

We look forward to seeing you all there.

*Paul Chung, Co-Chair
Andre Forte, Co-Chair*

REAL ESTATE LAW SECTION

January 10, 2012 March 13, 2012
February 14, 2012 April 10, 2012
May 18, 2012 – Annual Meeting Law Day

All meetings will be held on the 2nd Tuesday of each month at 8:00 a.m. in the 6th Floor Conference Room at the offices of Shulman, Rogers, Gandal, Pordy & Ecker, P.A.

*Matt D. Alegi, Co-Chair
Alexis Peters, Co-Chair*

SOCIAL COMMITTEE

Time is running out to get your Barrister's Bash Tickets at the reduced price! After January 15, 2012, prices go up to \$60/pp.

The **Barrister's Bash** will be held at the Hilton on Rockville Pike on **Saturday, April 28, 2012 from 7:30pm-12:00am**. Tickets are \$55/pp until January 15, 2012. Look for our Ad in the newsletter, which includes the reservation form. Don't miss out on the party of the year! Dance the night away with music by "Reunions" and a special performance by the "Appealables" and other special guests.

*Monica Harms, Co-Chair
Lili Khozeimeh, Co-Chair*

STRATEGIC PLANNING COMMITTEE

The Strategic Planning Committee completed its 2010-2011 efforts by creating a Matrix of Operational Priorities for that year; assigning responsibilities, and monitoring activities and results. Under the leadership of the Bar Association President, Trish Weaver, and Bar Foundation President, Joe Fitzpatrick, most of the strategic goals were realized, or progressing towards a positive realization. The Committee completed its 2010-2011 activities by preparing a Matrix of Operational Priorities for 2011-2012. Under the leadership of our new Association President, Jack Quinn, and Trish as Foundation President, we will continue our efforts by updating our new priorities and monitoring the continuing pursuit of our strategic goals on a regular basis.

2011-2012 Section Meetings

January 18, 2012 May 16, 2012
March 21, 2012

All meetings will be on the 3rd Wednesday of alternating months at 5:30 p.m. at the offices of Shulman, Rogers, Gandal, Pordy & Ecker, P.A., 12505 Park Potomac Ave., 6th Floor, Potomac, MD.

David Pordy, Chair

TAXATION LAW SECTION

Dear Fellow Tax Aficionados,

The New Year is upon us and hopefully you all said goodbye to a glorious 2011 and are enjoying every moment of 2012. Our government of course has kept us busy and wondering as to the new changes they have in store to balance our budget and keep the revenue filling our coffers.

Things to watch out for:

Second Attempt to Pass Payroll Tax Cut Fails: The bill (Sen. 1944) has not been extended as of the writing of this document. Stay tuned.

Revenue Officers Have Issues with Delays in Taxpayer Compliance: Remember the legislation/IRM changes that allowed for more taxpayer rights in the 1990s? Well, the Treasury Inspector General for Tax Administration (TIGTA) wonders if they may sometimes hinder collection action via IRS levy as it relates to Small Business/Self-Employed Division. Text of the report, *Revenue Officers Took Appropriate Levy Actions but Face Challenges and Delays Bringing Taxpayers Into Compliance* (2012-30-007), is available at <http://www.treasury.gov/tigta/auditreports/2012reports/201230007fr.pdf>.

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Our company looks forward to assisting your clients with their real estate settlement transactions. Whether it be a SBA 504 loan closing, a bank workout or a residential refinance transaction, we will provide the professional title and escrow services that professionals demand for their clients.



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Rockville, MD 20850
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COMMITTEES & SECTIONS

Audit Techniques Guide for Cash-Intensive Businesses Updated: Not only is it updated, it specifically includes the taxicab industry. The Audit Techniques Guide (ATG) focuses on developing examiners for specific market segments through examination techniques, common/unique industry issues, industry terminology, business practices, etc. The updated ATG is for cash-intensive industries as a whole.

IRS Failure to Properly Assert Priority Unsecured Claim Is IRS' Loss: In *Re J.H. Investment Services, Inc.*, CA-11 (Dec. 9, 2011). Because the IRS failed to follow proper procedure, the Bankruptcy Court found that distributing funds to the IRS would deprive the debtor's other creditors of due process as they never had notice nor an opportunity to object to the IRS's unsecured priority claim. The IRS submitted a secured claim, the balance of which was an unsecured deficiency claim. To the IRS' detriment, it failed to note the unsecured claim on its proof of claim form.

Whistleblowers Can Remain Anony-

mous: In *Whistleblower 14106-10W v. Commissioner*, the U.S. Tax Court says for the first time that a whistleblower is a confidential informant and can remain anonymous in court proceedings prosecuting a whistleblower claim. This helps the whistleblower and is a step toward the IRS setting up additional procedures for handling such cases.

Contract Protecting Against Market Decline Not Insurance for Taxes: In IRS national offices technical advice memorandum, a contract that "insures" against market decline is not a contract of insurance for federal income tax purposes. In TAM 201149021, contracts designed to protect against the risk that a property owner will receive less than its projected income from the protected asset at the end of a lease, "... this type of risk is more akin to an investment risk than to an insurance risk."

PLR Examines Parent's Plan to Divide Three Business Lines: IRS examined a transaction proposed by the parent corporation of a consolidated return group to separate its three lines of business.

Among its other business purposes, the split was to reduce operational inefficiencies. In PLR 201149012 the IRS holds that a series of transactions contemplated by the plan would qualify as Section 368(a)(1)(D) reorganizations. This included the ultimate distributions of new corporations' stock to the parent company's shareholders.

New Mileage Rates. Beginning on Jan. 1, 2012, the standard mileage rates for the use of a car (also vans, pickups or panel trucks) will be:

- 55.5 cents per mile for business miles driven
- 23 cents per mile driven for medical or moving purposes
- 14 cents per mile driven in service of charitable organizations

For Dual Citizens, FBAR Relief. On Dec. 7 the IRS identifies how U.S. and dual citizens wanting to comply with U.S. FBAR requirements will not be subject to penalties in cases where they have failed to file. From a new fact sheet (FS-2011-13), "[i]n addition, no FBAR penalty applies in the case of a violation that IRS determines was due to reasonable cause," with the document providing detailed explanations of FBAR filing requirements and the circumstances in which penalties will and will not be imposed. See, <http://www.irs.gov/newsroom/article/0,,id=250788,00.html>.

Thank you all for your support and participation in our section events. Kindly remember that our monthly meetings start at 5:30 p.m. and are held in the County Bar Office at 27 West Jefferson Street, Rockville, MD. Please be sure to join us –
January 11 – After the FBAR; Speaker: Paul Marcotte, Esq.

January 31 – CLE – Selected Tax Issues In Employment Agreements

February 1 – IRS Installment Agreements

March 7 – Negotiating Maryland Tax Liabilities

March/April – CLE – Trusts in Tax/Family Law

April 4 – Bankruptcy and Taxes

If you have an interest in participating or want to speak at our monthly meeting please contact me at 301.424.7585 or via email at ckundra@kundraataxlaw.com.

*Chaya Kundra, Chair
(Continued on following page)*

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COMMITTEES & SECTIONS

(Continued from preceding page)

WORKERS COMPENSATION LAW SECTION MEETINGS

January 12, 2012 March 8, 2012
February 9, 2012 April 12, 2012
May 10, 2012

All meetings will be held at 5:00 p.m. at the offices of Meiselman, Salzer,

Inman and Kaminow, P.C., located at 611 Rockville Pike, Suite 225, Rockville, MD.

The Workers Compensation Section will hold its January Meeting on **January 12, 2012** at 5:00 p.m. at the offices of Meiselman, Salzer, Inman & Kaminow, 611 Rockville Pike (Sandy Spring Bank building), Suite 225,

Rockville, MD 20852. We are pleased to welcome Chris Freas and Patricia Marshall, senior workers compensation adjusters with Erie Insurance Group. Mr. Freas and Ms. Marshall will bring their years of experience in handling workers compensation claims and discuss issues they see in the presentation and negotiation of claims, provide tips for making your claim smooth and efficient (including how to keep your adjuster happy), and take your questions.

Please RSVP to Jeff at jstickle@wfortelaw.com or Will at will.inman@msilaw.com so we know how many to expect.

As always, please email or call Jeff (301-791-6924) or Will (301-315-9400) with any questions.

*Will Inman, Co-Chair
Jeff Stickle, Co-Chair*

YOUTH COURTHOUSE PROJECT COMMITTEE

2011-2012 Committee Meetings

January 4, 2012 March 7, 2012
February 1, 2012 April 4, 2012
May 2, 2012

All meetings will be held at 12:15p.m. in the Conference Room of the Bar Association building, 27 West Jefferson St., Rockville, MD, unless otherwise noted.

*Holly Reed, Co-Chair
Patty Via, Co-Chair*

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PRO BONO UPDATE... *by Clarice Ewing, Program Coordinator*

Legal Advice Clinics. We are scheduling volunteer attorneys to staff the legal advice clinics in 2012. Please consider offering just one evening to assist at a clinic. We operate eight legal clinics a month that require volunteer attorney support. We will work with you to find a date and location that works for you.

The legal advice clinics are held twice each month in four different locations (see box below) to assist low-income residents of Montgomery County in obtaining immediate legal advice in civil matters. Eligible clients present their legal problems to an attorney for immediate advice, consultation, and/or referrals. Each clinic is staffed with two supervising attorneys. In addition, five volunteer attorneys are needed at each location. We strive to have attorneys from a variety of practice areas available to meet the client legal needs. Recently barred attorneys are welcome at the clinics. By volunteering at a clinic you have the opportunity to network with other attorneys and clients. Many attorneys find this volunteer experience very rewarding and return often to assist clients. All volunteer attorneys must be scheduled into the clinics.

Family Law Section Pro Bono Initiative. The Pro Bono Program welcomes all attorneys that want to participate in the Family Law Section Pro Bono Initiative to any one of the legal advice evening clinics. The Family Law Section is asking each member to volunteer for a minimum of two hours at the Family Law Self Help Center during business hours or at a Pro Bono Program evening legal advice clinic before Law Day 2012. If volunteering in the evening works with your schedule, please contact us and we will find a place and date for you to vol-

unteer at a clinic. All attorneys must be scheduled into a clinic. Remember to sign the volunteer log at each clinic when you arrive and leave. We will report your volunteer hours to the Family Law Section.

Case Referrals. The Pro Bono Program is in need of volunteer attorneys to accept case referrals. We especially need family law and bankruptcy attorneys to join our panel. Recently barred attorneys are welcome. We would be glad to discuss with you training opportunities that are available.

The Pro Bono Program office staff answers calls from potential clients in need of legal help. The client intake line is open from 9 AM to 4:30 PM Monday through Thursday. Callers that have a type of case that we handle and meet all eligibility requirements have their case opened and referred to an attorney for client representation. Callers most often request assistance with a divorce, separation agreement or custody issue. We also refer adoption and guardianship cases as well as simple name changes. Other cases referred by the program include limited debt collection defense, private landlord tenant, wills and power of attorney, limited immigration and limited employment issues. We do not accept modifications, contempt, emergency or post judgment matters.

Judicare Project. The Pro Bono Program participates in the Judicare Project for contested custody and complex family law cases funded by the Maryland Legal Services Corporation. Attorneys can seek reimbursement of \$80 per hour with a limit of 20 hours per case. The Pro Bono Program requires that for each Judicare case referred that a pro bono case is referred at the same time to the attorney.

Fundraiser to benefit the Pro Bono Program. The Immigration and Family Law Sections will host a joint **happy hour** at the La Tasca Restaurant Lounge Area on **Tuesday, February 21st** from 6 – 7:30 PM to benefit the Pro Bono Program. Check out the details under the Immigration Section of this newsletter (see pages 16-17). Thank you in advance for your support of the Pro Bono Program.

Contact to Volunteer and for Questions. Please contact Clarice at 301.762.5831 or clarice@mcbfprobono.org to add your name to a clinic schedule or to join the Pro Bono Program panel for case referrals.

Thank You Volunteer Attorneys! The following attorneys provided legal services for the Pro Bono Program during November 2011. On behalf of the Board of Directors of the Bar Foundation, we thank these attorneys for their time, dedication and service.

Pro Bono / Judicare Case Referrals

Alonso, Jaime	Oladapo, Jumoke F.
Chappell, Julianne W.	Pali Fisher, Kristen
Chen, Irene H.	Parsi, Shireen H.
Fawcett, Kathleen A.	Pierre, Marylin
Fontonella, Andrew	Radice, Alejandro
Gaffigan, Joseph*	Rudert, Jamie
Hammel, Andre T.	Scott, Regina*
Jacobsen, Alisha	Tello, Ann Elizabeth
Kahn, Joshua	Tilley, Camille E.
Koh, Debra*	Toney-Thomas, Andrea
Kurnot, Stacy*	Ucheomumu, Andrew*
Kurth, Paul	Vine, Gabriel
McFarlane, Camilla I.	Walsh, Howard J.
Movsessian, Leanna	Whitfield, Lynette*

East County Service Center

Biggs, LMDD	Pugliese, Elizabeth
Gaffigan, Joseph	Thomas, Ryan
Jacobsen, Alisha	Washington, Juan+
Montero, R. Manuel+	

Gilchrist Center – Germantown

Bloom, Jon+	Lynch, Maura
Broner, Annette	Malmstrom, Jody
Canarte, MaryKay+	Movsessian, LeAnn
Greenblatt, Lonnie	Tabaku, Florian
Lawrence, Kary	Wagman, Robert

Gilchrist Center – Wheaton

Bunker, Kate	Pasti, David
Marks, Jay+	Rudert, Jamie
McDonough, Kate	Vega, David+
McDonald, Patricia	

TESS Community Center

Auerbach, Ken	Marks, Jay+
Golden, Roger	Smith, William
Konings, Priya	Vega, David+
Lemov, Michael	Washington, Juan+

* = *accepted more than 1 case*
+ = *Supervising Attorney*

EVENING CLINICS

1st and 3rd Wednesday of each month
(6:00 PM to 8:30 PM)
Tel: (301) 565-7675
TESS Community Service Center
8513 Piney Branch Road
Silver Spring, Maryland 20901

2nd and 4th Tuesday of each month
(6:00 PM - 8:30 PM)
Tel: (240) 777-6940
Charles Gilchrist Center for Cultural Diversity - **Upcounty Germantown**
12900 Middlebrook Road
Germantown, MD 20874

2nd and 4th Wednesday of each month
(5:30 PM to 8:30 PM)
Tel: (240) 777-4940
Charles W. Gilchrist Center for Cultural Diversity
11701 Georgia Avenue, 1st Floor
Wheaton, Maryland 20902

1st and 2nd Thursday of each month
(5:30 PM - 8:30 PM)
Tel: (240) 777-8400
EAST County Regional Services Center
3300 Briggs Chaney Road
Silver Spring, MD 20904

SPECIALTY BAR ASSOCIATIONS

J. FRANKLYN BOURNE BAR ASSOCIATION, INC., MONTGOMERY COUNTY COMMITTEE

On December 1, 2011, the officers of the J. Franklyn Bourne Bar Association were sworn in at the United States District Court for the District of Maryland. The Honorable Alexander Williams, Jr., a co-founder of Bourne, the first president of Bourne, and the first African American federal judge from Maryland, officiated the ceremony.

Following the administration of the oath, Joel A. Braithwaite, who works in the District of Columbia, was installed as president. Marilyn Pierre, an attorney in private practice in Rockville, was installed as vice-president. ShaRon Kelsey, an attorney in private practice in Largo, was installed as treasurer. Rashid Mahdi, an attorney with the State's Attorney for Prince George's County, was installed as recording secretary. Mahasin El-Amin, an attorney with the Legal Aid

Bureau, was installed as corresponding secretary. Gerald A. Collins, an attorney with the Office of the Attorney General for Maryland in Baltimore, was installed as executive board member. Joseph Wright, an attorney with the State Attorney's Office for Prince George's County, was installed as an executive officer. John Walker-Turner, an attorney in private practice in Greenbelt, was installed as the immediate past president.

Notable guests at the swearing in ceremony included Michelle D. Hotten, the first African American female Maryland Appellate court judge, Charles B. Day, the first African American federal Magistrate judge in the Maryland federal court, Southern Division, and Michael D. Lyles from the Prince George's County Office of Human Rights.

The next J. FRANKLYN BOURNE BAR ASSOCIATION, INC., Montgomery County Committee meeting will be held on **Saturday, January 7, 2012**, from 9:30 a.m. to 11:30 at 27 West Jefferson Street, Rockville, Maryland

20850. The Committee usually meets on the first Saturday of the month. If you cannot attend the January meeting, please join us on Saturday, February 4, 2012. For more information, contact our committee chair, Holly Reed, Esq. at (301) 587-9480 or hreedlaw@msn.com.

Please join us on **Tuesday, February 28, 2012** at the United States District Court for the District of Maryland in Greenbelt for a presentation on voter protection. More details to follow in next month's newsletter.

MONTGOMERY COUNTY WOMEN'S BAR ASSOCIATION

Take out your new 2012 calendar and mark the date of **February 28** for a **Happy Hour** at Matchbox on Rockville Pike. The Women's Bar will be co-sponsoring this event along with other specialty bars including the J. Franklyn Bourne Bar Association, Simon E. Sobeloff Jewish Law Society, the Hispanic Bar Association, the LGBT Bar Association, and the Asian-Pacific Bar Association.

The next Executive Committee meeting will be held in January 2012.

Best Wishes for the New Year.

Barbara R. Graham, President

LOOKING FOR A LOCAL LAW FIRM FOR YOUR VIRGINIA CRIMINAL & TRAFFIC CASES?

Jonathan R. Oates is an attorney with Jezic, Krum & Moyse, LLC, based in Montgomery County.

Mr. Oates regularly practices criminal law in all Northern Virginia counties, including *Fairfax, Arlington, Alexandria, Prince William, and Loudoun*

Call Jon with your Virginia referral/questions:

in Virginia at (703) 763-7708

or in Maryland at (240) 292-7200

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118th Annual Meeting & Law Day Celebration

**Friday, May 18, 2012 ~
8:00a.m.-2:30p.m.**

Bethesda North Marriott Hotel
& Conference Center

Details Coming Next Month

FAMILY LAWYERS & FAMILY MEDIATORS

Join a new listserv

DSGfamily@googlegroups.com

... to create a free and uncensored platform to discuss legal and mediation issues, ask for and give advice, and explore ways to enhance our professional and personal lives.

Email David Goldberg at:
marylandmediator@gmail.com
and request an invitation to join.

WHAT'S NEW ...

LEGAL ANNOUNCEMENTS

Glasser and Glasser, P.L.C. announces that **Jennifer L. Anthony** has joined the firm as an Associate Attorney. Jennifer received her B.A. from the University of Maryland in 1994. She earned her J.D. from Howard University School of Law in 2001, where she received the CALI award for excellence in Contracts and Legal Writing. She was admitted to practice in Maryland in 2001 and the District of Columbia in 2010. Prior to joining the firm, Jennifer worked as a Civil Litigator for two Maryland law firms representing banks, hospitals and local business in collection matters. At Glasser and Glasser, P.L.C., Jennifer will continue to focus her practice on Creditors' Rights and Collections. We are also pleased to announce that Michele S. Cumberland was elected President of The Virginia Creditors' Bar Association. The Virginia Creditors' Bar Association, founded in 1990, promotes the professional interests of attorneys engaged in debt collection and promotes the highest standards and mutual understanding among those involved in various aspects of transactions involving debt collection. Michele received her B.A. from the College of William and Mary in 1990 and her J.D. from Dickinson School of Law (now part of Pennsylvania State University) in 1996. Her areas of legal expertise are in Collections, Foreclosure and Commercial Litigation.

Andrew Kawel is pleased to announce the opening of **Kawel PLLC**. The firm's practice areas include Maryland appeals, collaborative practice, family law, and commercial litigation. Kawel PLLC is located on Capitol Hill, and represents

clients throughout the DC Metropolitan Area. Andrew Kawel can be reached at 202.695.3529 or www.kawellaw.com.

Lerch, Early & Brewer is pleased to announce the addition of **Jeffrey M. Sherman** and **John E. Tsikerdanos** as attorneys in the firm's Creditors' Rights and Bankruptcy practice. Jeff Sherman is a principal at Lerch Early who will chair the Creditor's Rights & Bankruptcy practice group. Jeff has represented creditors and debtors throughout the nation for more than 30 years. He received his Bachelor of Arts magna cum laude from City University of New York, Queens College and his Juris Doctor from The George Washington University Law School. Prior to joining Lerch Early, he was a principal at Jackson & Campbell in Washington, DC. Jeff is admitted to practice in the District of Columbia, Virginia, New Jersey and many courts across the United States. John Tsikerdanos is an associate at the firm. John helps debtors and creditors with all matters regarding the bankruptcy courts in Maryland and the District of Columbia. John received his Bachelor of Science, cum laude, from West Virginia University and his Juris Doctor from West Virginia University College of Law. Prior to joining Lerch Early he was an associate at Jackson & Campbell.

RENT/LEASE

MERGER OR AFFILIATION – Law firm with personal injury, family law, corporations and estates practice seeks merger, space sharing, affiliation or association with another firm in Montgomery County. If interested, call 301-652-5353.

BETHESDA – 2 large bright windowed offices. Excellent location convenient to Metro. Amenities including spacious conference room, reception area, kitchen (with microwave, refrigerator and dishwasher) and copier available. Parking available in building. Public parking available across street. Please call 301-652-5353.

BETHESDA – Two windowed offices available in downtown Bethesda law office: Reception, conference rooms, copier, etc., with suite of attorneys; definite referral opportunities; parking in building and next to large public parking garage, 1 block from Metro, workstations also available. Perfect for sole practitioner. Virtual office arrangements also available. Please contact Peggy at 301-961-6464 x3322 if interested.


FREDERICK – 2 offices available for rent. 1 exterior office (12'x10') with window. 1 interior office (10'x8') without window. Shared office suite with small law firm in commercial building within walking distance to the courthouse. Access to conference room. Ideal for professional with assistant or individual use. Located at 7 North Market Street, Suite 301, Frederick (next to BB&T Bank on the corner of North Market & West Patrick Streets). For more information, contact Eugene Souder at 301-442-4780.

GAITHERSBURG – Individual offices and/or 2 office suite – Copier, fax, voicemail, conference room, DSL and road signage available. Desirable location on Route 355. \$750-\$1,500/month. Call 301-987-2002 or email allenlawfirm@aol.com.

GAITHERSBURG – Windowed office available in first class building on Rt. 355, near Shady Grove Road. Includes internet, phone, fax, copier, kitchen, and 2 conference rooms. Available furnished. Plenty of parking. Only a 5 minute drive to courthouses. Overflow work available. Call 301-670-6333.

ROCKVILLE – Complete Office Suite for rent to sole practitioner or small firm. Three private offices, secretarial/reception area, storage room, and restroom. Lovely second floor view of Route 355 and the Metro trains. Jackson Place Office Condominium in front of Montgomery College. Lots of parking

(Continued on following page)



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(Continued from preceding page)

and easy access. Alan Zipp, CPA-Attorney, 301-340-0084.

ROCKVILLE – Downtown – Townhouse style two story office building (2400 SF) for lease. Close to courthouse and Metro. Fully equipped and furnished for law office or similar use. 7 offices, 2 conference rooms, reception area, copier room, 2 bathrooms. Free off-street parking. All rooms have windows and ample file cabinets. Available as entire building or 1st floor only or individual 2nd floor offices. Contact Cheryl Hepfer at 240-507-1752.

ROCKVILLE – One or two nice size windowed offices (18' x 15' & 15' x 14') in townhouse office with small law firm. Use of reception area, conference room, kitchenette, library, fax, copier. Short walk to courts and Metro. Free parking. Call 301-545-6100.

ROCKVILLE – Office in attorney suite on Montgomery Ave., right next to the courthouses. 2 blocks from Metro. Building exterior is professional and attractive. Ideal for solo practitioner or satellite office. Includes use of conference room, reception area and internet. Opportunity to share secretary/office assistant or to bring your own. Monthly parking available in the building at a very reasonable price. Contact bsolnik@solnikwalsh.com 301-294-8900.

ROCKVILLE – One part-time or satellite office in a beautiful penthouse suite in premium office building with outdoor terrace. One block from Circuit Court. Adjacent to the Rockville Metro Station. Full use of conference room, reception, copier and kitchen, and other amenities for a reasonable cost. Call Stanley at 301-340-3003.

ROCKVILLE – One windowed office and secretarial space available in suite in One Church Street building. Right next to Metro. Underground parking available. Walk to Rockville courthouses and new Town Center. Use of telephone, copier and telecopier. Conference room available. Please call Sandy at 301-251-0202.

ROCKVILLE – One windowed office for rent in townhouse next to jury parking lot. Use of 2 conference rooms, library, kitchen and client waiting areas. Free parking. Digital copier/Internet use available. A block to Circuit Court. Call 301-251-1600.

ROCKVILLE – One windowed office on second floor of two-level office building that has a reception area, conference room, kitchen, copier, FAX machine and free parking. Walking distance to Circuit/District Courts and Metro. Reasonable rent. Contact Benjamin A. Klopman at 301-424-0677.

ROCKVILLE – 7th Floor office with view on Route 355 with ample free parking, walking to Court and Metro, receptionist, conference room, kitchen, and available secretarial area. Call Kathy at 301-762-7200.

ROCKVILLE – Small windowed office available for rent in a shared office suite. Located at 50 West Montgomery Ave. Five minute walk to Circuit/District court and walking distance to Metro. Free parking for clients and staff, access to conference room; file storage, full kitchen, receptionist included in price. Please contact James Gary at 301-294-2334.

SILVER SPRING – DOWNTOWN – Several Law Offices Available – Windowed fully furnished 12' x 12' law offices for rent. Located in a 3,000 sq. ft fully renovated law suite office. All amenities including use of full kitchen, spacious conference room, fax and copier. Wired for high-speed internet and phone. Referrals among attorneys are common. Professionally, friendly and relaxed environment. Ample parking in the area. One block from the District courthouse. Metro accessible. Email: smcooper@stevencooperlaw.com or call 301-587-9170 for appointment.

ATTORNEY OPPORTUNITIES

MERGER OR AFFILIATION – Law firm with personal injury, family law, corporations and estates practice seeks merger, space sharing, affiliation or association with another firm in Montgomery County. If interested, call 301-652-5353.

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WHAT'S NEW ...

ASSOCIATE – LITIGATION – Small Rockville law firm seeks litigation associate to assist with personal injury and workers' compensation matters. Requirements: 1-3 years of actual trial experience with the ability to immediately handle jury and bench trials; MD bar; the ability to handle a large caseload and still provide excellent client service. Pluses: VA and/or DC bar; prior experience with Needles Case Management system; transferable client base. This is a full time position. Please fax your resume, cover letter, and salary requirements to 301-340-0130.

ASSOCIATE – West & Feinberg, P.C., an established Bethesda law firm, is looking to hire one or two associates to join its corporate, tax and estate planning practices. The ideal candidate will have excellent academic credentials and 2-4 years of experience in estate planning, corporate law, and/or tax law. For additional information about the firm, visit www.westfeinberg.com. To apply, forward a resume to hiringpartner@wflaw.com.

ATTORNEY – REAL ESTATE – Well established AV rated Rockville law firm has an exciting opportunity for an attorney with experience in commercial real estate transactions to include HOA, condominium, title and transaction work. Business transaction experience is a plus, which would include entity formations, shareholder agreements and other commercial documents. Candidate must seek to contribute and make a difference. Firm has existing and varied commercial, business, real estate, estate planning, estate administration and litigation practices, and offers camaraderie and an opportunity for personal and professional development. Candidate must be committed to business development and actively involved in the community to promote own and firm practice areas. Excellent client communication skills, ability to work as a team player, attention to detail and sound judgment are all qualities important to our Firm. See our Firm website: www.mcmillanmetro.com. Respond in confidence to: clarue@mcmillanmetro.com.

NEW MEMBERS

Joshua N. Burton, 950 25th Street, NW, 803N, Washington, DC 20037; tel.: 202-494-2321; email: joshjoshburton@aol.com

Robert C. Liotta, 1666 Connecticut Ave., NW, Suite 250, Washington, DC 20009; tel.: 202-797-7700; fax: 202-797-2354; email: rcl@ldelaw.com

John J. Hathway, 1025 Connecticut Ave., N.W., Suite 400, Washington, DC 20036-5405; tel.: 202-659-6766; fax:

202-331-0573; email: jhathway@wtpplaw.com

Stacey B. Jones, 9767 Brassie Way, Montgomery Village, MD 20886; tel.: 301-740-9806; email: sbjones@caa.columbia.edu

Ashleigh J. F. Lynn, 910 M Street, NW, #312, Washington, DC 20001; tel.: 410-822-3935; fax: 410-822-7364; email: ajlynn07@gmail.com

ADVERTISERS INDEX

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www.cfes.com	
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www.circle-treatment.com	
Richard Edelman	9
www.economic-analysis.com	
Jennifer Fairfax LLC	13
www.jenniferfairfax.com	
Family Mediation Services, Inc.	22
Felinton Elder Law & Estate & Estate Planning Centers	5
Gelman, Rosenberg & Freedman	23
www.grfcpa.com	
David Harrison, Inc.	24
www.marylandappraiser.com	
Harvest Title & Escrow	18
Insight Treatment Center	8, 19
Jeziel, Krum & Moyse, LLC	22
www.jeziefirm.com	
Michael L. Kabik, Esquire	24
www.srgpe.com/immigration.html	
Keller Williams Team Realty	4
www.LiveListingsOnline.com	
www.MarylandHomesByRobin.com	
MarylandBail.com	20
www.MarylandBail.com	
McAdoo, Gordon & Associates, P.C.	13
www.mcadoolaw.com	
The McCammon Group	3
www.McCammonGroup.com	
Metro Counseling Services, Inc.	20
www.metrocounselingservices.com	
Metropolitan Process Services	6
www.metroprocess24.com	
Montgomery County Sentinel	6
www.thesentinel.com	
Alan J. Nuta, Esquire	12
www.SSBenefitsLawyer.com	
Oxley & Goldburn Insurance	8
www.oxleygoldburn.com	
Passport Title Services, LLC	10
www.passporttitle.com	
Planet Depos	12
www.planetdepos.com	
Prudential Associates	17
www.usainvestigators.com	
Pushkin & Pushkin	20
Real Estate Mortgage Network	9
http://markbaron.remn.com/Default.aspx	
Rossmann - Hurt - Hoffman, Inc.	5
www.rhhinsurance.com	
Schlesinger Company	20
Source Office Suites	5
Supervised Visitation & Investigations, LLC	16
www.supervisedvisitation.biz	
Target Investigations	11
www.target-investigations.com	
Alan S. Zipp, Esquire	9

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STATE'S ATTORNEY'S ASSIGNMENTS

~ Updates to these schedules can be found in the Court Schedules section of the Bar Association website ~

STATE'S ATTORNEY OFFICE FOR MONTGOMERY COUNTY
DISTRICT COURT SCHEDULE: JANUARY 2012

	MONDAY 2	TUESDAY 3	WEDNESDAY 4	THURSDAY 5	FRIDAY 6
Adjudicatory Crim - Duty Cases	HOLIDAY	???	Tomazic	Testu	Testu
Duty Courtroom/am	HOLIDAY	Tomazic	PT's	Earle-Hill	Kaplan
Duty Courtroom/pm	HOLIDAY	Tomazic	???	Earle-Hill	Kaplan
Emergencies	???	???	???	Kaplan	???
Court Coverage	???	???	???	Tomazic	Earle-Hill
Drug Court/Traffic	???	Testu/Kaplan/ Nunley	Testu/Kaplan/ Nunley	Tomazic	Nunley
Other	???	Tomazic	Tomazic	Tomazic	Tomazic
Not Available	???	???	???	???	???
MONDAY 9	MONDAY 10	WEDNESDAY 11	THURSDAY 12	FRIDAY 13	
Adjudicatory Crim - Duty Cases	Kaplan	Nunley	Kaplan	Nunley	Nunley
Duty Courtroom/am	Tomazic	Nunley	PT's	Earle-Hill	Testu
Duty Courtroom/pm	Tomazic	Nunley	Tomazic	Earle-Hill	Testu
Emergencies	Nunley	Testu	???	???	???
Court Coverage	???	???	???	Earle-Hill	Kaplan
Drug Court/Traffic	???	Tomazic	Tomazic	Nunley	Kaplan
Other	???	Tomazic	Tomazic	Tomazic	Tomazic
Not Available	???	???	???	???	???
MONDAY 16	TUESDAY 17	WEDNESDAY 18	THURSDAY 19	FRIDAY 20	
Adjudicatory Crim - Duty Cases	HOLIDAY	Testu	Nunley	Kaplan	Kaplan
Duty Courtroom/am	HOLIDAY	Kaplan	PT's	Earle-Hill	Testu
Duty Courtroom/pm	HOLIDAY	Kaplan	Nunley	Earle-Hill	Testu
Emergencies	???	???	???	Tomazic	Tomazic
Court Coverage	???	???	???	Earle-Hill	Earle-Hill
Drug Court/Traffic	???	Tomazic	Tomazic	Testu	Tomazic
Other	???	Tomazic	Tomazic	Testu	Tomazic
Not Available	???	???	???	???	???
MONDAY 23	TUESDAY 24	WEDNESDAY 25	THURSDAY 26	FRIDAY 27	
Adjudicatory Crim - Duty Cases	Kaplan	Testu	Kaplan	Nunley	Tomazic
Duty Courtroom/am	Nunley	Tomazic	PT's	Earle-Hill	Kaplan
Duty Courtroom/pm	Nunley	Tomazic	Testu	Earle-Hill	Kaplan
Emergencies	???	???	???	Tomazic	???
Court Coverage	???	???	???	Earle-Hill	???
Drug Court/Traffic	???	Kaplan	Tomazic	Testu	Nunley
Other	???	Tomazic	Tomazic	Tomazic	???
Not Available	???	???	???	???	???
MONDAY 30	TUESDAY 31	WEDNESDAY	THURSDAY	FRIDAY	
Adjudicatory Crim - Duty Cases	Tomazic	Testu	Testu	Earle-Hill	Earle-Hill
Duty Courtroom/am	Testu	Nunley	Nunley	Tomazic	Tomazic
Duty Courtroom/pm	Testu	Nunley	Testu	Tomazic	Tomazic
Emergencies	???	???	???	???	???
Court Coverage	???	???	???	???	???
Drug Court/Traffic	???	???	???	???	???
Other	???	???	???	???	???
Not Available	???	???	???	???	???

DATE	MONDAY 2	TUESDAY 3	WED 4	THURSDAY 5	FRIDAY 6
C-411 A.L.M.Z		Turnbull/Sanford		Michael/Inderfurth	Haynos/Hagan
C-412		Barnes		Costello	Barnes
T-413	Court Closed for New Year's Day	Inderfurth		Larson	Zucker
T-SS-301		Costello		Andrews	Garrett
T-SS-302		Michael		Turnbull	Turnbull
C-401 A.L.M.Z		Garrett		Sanford	Michael
C-402 A.L.M.Z		Larson/Ballard		Garrett/Ballard	Inderfurth/Andrews
8:30 Dkt		*****		Haynos/Hagan	*****
WEEK 2	9	10	11	12	13
C-411 A.L.M.Z	Inderfurth/Sanford	Larson/Barnes	Wink	Michael/Andrews	Haynos/Hagan
C-412	Barnes	Costello		Sanford	Zucker
T-413	Larson	Michael		Inderfurth	Michael
T-413	Costello	Turnbull		Costello	Larson
T-SS-301	Andrews	Inderfurth		Larson	Sanford
T-SS-302	Garrett	Andrews		Barnes	Costello
C-401 A.L.M.Z	Ballard/Turnbull	Garrett/Ballard		Garrett/Turnbull	Ballard/Hardy
C-402 A.L.M.Z	*****	*****		Haynos/Hagan	*****
8:30 Dkt	Tang	Binstock	Wink	*****	Tang
WEEK 3	16	17	18	19	20
C-411 A.L.M.Z	Andrews/Michael	Costello		Ballard/Garrett	Haynos/Hagan
C-412	Costello	Ballard		Larson	Costello
T-413	Martin Luther King	Turnbull		Hardy	Zucker
T-413	King	Barnes		Hardy	Andrews
T-SS-301		Garrett		Sanford	Michael
T-SS-302		Garrett		Inderfurth	Barnes
C-401 A.L.M.Z	Sanford/Larson	Sanford/Larson		Barnes/Turnbull	Hardy/Inderfurth
C-402 A.L.M.Z	*****	*****		*****	*****
8:30 Dkt	Tang	Binstock	Wink	*****	Binstock
WEEK 4	23	24	25	26	27
C-411 A.L.M.Z	Hardy/Barnes	Garrett/Turnbull		Michael/Costello	Haynos/Hagan
C-412	Inderfurth	Sanford		Andrews	Zucker
T-413	Michael	Ballard		Ballard	Sanford
T-413	Ballard	Larson		Garrett	Costello
T-SS-301	Garrett	Inderfurth		Turnbull	Andrews
T-SS-302	Sanford	Hardy		Barnes	Turnbull
C-401 A.L.M.Z	Costello/Larson	Michael/Barnes		Inderfurth/Larson	Ballard/Hardy
C-402 A.L.M.Z	*****	*****		Haynos/Hagan	*****
8:30 Dkt	Tang	Binstock	Wink	*****	Wink
WEEK 5	30	31	February 1	2	3
C-411 A.L.M.Z	Hardy/Inderfurth	Larson/Michael		Sanford/Barnes	Haynos/Hagan
C-412	Garrett	Turnbull		Andrews	Hardy
T-413	Turnbull	Andrews		Michael	Zucker
T-413	Costello	Garrett		Inderfurth	Barnes
T-SS-301	Larson	Hardy		Larson	Sanford
T-SS-302	Ballard	Barnes		Ballard	Costello
C-401 A.L.M.Z	Andrews/Michael	Sanford/Inderfurth		Garrett/Costello	Ballard/Turnbull
C-402 A.L.M.Z	*****	*****		Haynos/Hagan	*****
8:30 Dkt	Tang	Binstock	Wink	*****	Tang

WE NEED VOLUNTEERS

The Family Law Self Help Center is in need of volunteer attorneys to help self represented litigants in family law matters with legal information and/or legal advice. If you have a desire to serve self represented litigants you can help in one of two ways:

1. **Impromptu Volunteering:** If you happen to be at the Courthouse between 12:00 pm and 2:00 pm and have a little time to spare, stop by and see one, or maybe two, clients. We almost always have clients waiting during lunch hours, and could use your assistance.

2. **Scheduled Volunteering:** If you have more time to spare or prefer a more structured arrangement, please contact our Bar liaison: Judi Bluefeld, (301) 279-7817, twoesq@hotmail.com, or stop by and consult with the Center staff. In that way, we can let you know when the Center will be shorthanded, and can most use your valuable assistance.

Time that you volunteer at the Family Law Self Help Center can be counted as Pro Bono hours to the Court of Appeals.

JUDGES SCHEDULES

~ Updates to these schedules can be found in the Court Schedules section of the Bar Association website ~

District Court Judges' Schedule - January 2012

DATE	RV411	RV412	RV413	RV414	RV512	RV513/ Bonds	SS401	SS402	SS301	SS302	HR303	
Monday Tuesday Wednesday Thursday Friday	2 3 4 5 6	HOLIDAY Evergam Evergam Johnson Creighton	HOLIDAY Hamilton Conroy Wolfe Mitchell	HOLIDAY VJ Johnson Evergam Hamilton	HOLIDAY Creighton VJ VJ VJ	HOLIDAY Simmons Wolfe Mitchell Evergam	HOLIDAY Mitchell Simmons Hamilton Simmons Wolfe	HOLIDAY Johnson Hamilton Simmons Sarsfield Conroy	HOLIDAY Johnson Sarsfield Creighton Conroy	HOLIDAY Sarsfield Mitchell VJ VJ	HOLIDAY Conroy Creighton Sarsfield Johnson	HOLIDAY CLOSED VJ CLOSED Simmons
Monday Tuesday Wednesday Thursday Friday	9 10 11 12 13	Wolfe Evergam Mitchell Simmons Creighton	Hamilton Johnson Wolfe Conroy Wolfe	Simmons VJ Evergam VJ VJ	VJ Hamilton Hamilton Hamilton Hamilton	Conroy CLOSED VJ Creighton Hamilton	Evergam Conroy Johnson Sarsfield Simmons	Johnson Creighton Johnson Sarsfield Johnson	Creighton Wolfe Sarsfield Evergam Johnson	VJ Sarsfield Sarsfield Johnson VJ	Sarsfield Creighton Conroy VJ Evergam	CLOSED CLOSED Simmons CLOSED Conroy
Monday Tuesday Wednesday Thursday Friday	16 17 18 19 20	HOLIDAY Conroy Evergam Simmons Creighton	HOLIDAY Johnson Conroy Sarsfield Mitchell	HOLIDAY VJ VJ VJ VJ	HOLIDAY VJ VJ Johnson Simmons	HOLIDAY CLOSED Wolfe Creighton Sarsfield*	HOLIDAY Hamilton Creighton Conroy Wolfe	HOLIDAY Evergam Johnson Wolfe Evergam	HOLIDAY Wolfe Simmons Evergam Johnson	HOLIDAY Sarsfield Hamilton VJ Hamilton	HOLIDAY Simmons VJ Hamilton VJ	HOLIDAY CLOSED Sarsfield CLOSED Conroy
Monday Tuesday Wednesday Thursday Friday	23 24 25 26 27	Evergam Conroy Simmons Conroy Johnson	Wolfe Hamilton Wolfe Hamilton Wolfe	Sarsfield Evergam Conroy VJ Sarsfield	VJ Creighton Evergam VJ VJ	Mitchell CLOSED VJ Johnson CLOSED	Simmons Sarsfield Creighton Wolfe Mitchell	Hamilton Wolfe Mitchell Evergam Conroy	Creighton Johnson Sarsfield Sarsfield Hamilton	Conroy Mitchell VJ Creighton VJ	Johnson Simmons Johnson Mitchell Creighton	CLOSED CLOSED Hamilton CLOSED Evergam*
Monday Tuesday	30 31	Hamilton Wolfe	Wolfe Sarsfield	Evergam Conroy	VJ VJ	Creighton CLOSED	Johnson Creighton	Sarsfield Johnson	Conroy Mitchell	Mitchell Evergam	VJ Hamilton	Evergam CLOSED
Date Prepared: Nov. 4, 2011 Date Revised: Nov. 30, 2011 * = Special Set New Year's Holiday - 2 Martin Luther King Jr. Day - 16 Judges' Meeting-18			RV514 5 Conroy 9 Mitchell* 10-Mitchell* 12 Wolfe 19 Creighton			SS402 9-Meters 23-Speed 30-Red Lights						

Schedule updates are available on our website when we receive them
<http://www.montbar.org/BarAssociation.aspx> ... Click on the Court Schedules link

Circuit Court

Judges Schedule - 2012

	2012	Criminal	Civil	Duty	Motions	Family	FamDuty	General	CINA	Delinq	JuvDuty
January											
1/2/2012	2nd- 8th wk 940	Rubin PT Burrell CM	Rupp (Craven) Scrivener Jordan Quirk	Callahan	Salant	Algeo Callahan (Thompson) McCally Dugan Savage Mason (Craven)	Johnson	McCormick Greenberg Bernard	Boynton McCally	McGann	Quirk Boynton
1/9/2012	9th-15th wk 941	Rubin CM Burrell PT	(Craven) Scrivener Jordan Johnson Quirk	Savage	Rupp	Salant Callahan (Thompson) McCally Dugan Mason (Craven)	Algeo	McCormick Greenberg Bernard	McGann Callahan 13 Bernard	Quirk Boynton	Boynton McGann 13 Boynton
1/16/2012	16th-22nd wk 942	McCormick PT Greenberg CM	Rupp (Craven) Scrivener Jordan Johnson Quirk	Rubin	Mason	Algeo Salant Callahan (Thompson) McCally Savage (Craven) McCally	Dugan	Bernard Burrell	Quirk McCally	Boynton McGann	McGann Boynton 20 McGann
1/23/2012	23rd-29th wk 943	McCormick CM Greenberg PT	Rupp (Craven) Scrivener Jordan Johnson Quirk	Burrell	Jordan	Algeo Salant Callahan (Thompson) McCally Dugan Savage Mason (Craven)	McCally Savage	Bernard Rubin	Boynton Callahan	McGann Boynton	Quirk McGann Scrivener 23-26 Salant 27
1/30/2012	30th- 5th wk 944	McCormick PT Greenberg CM Johnson CM	Rupp (Craven) Jordan Johnson Quirk Scrivener	Bernard	Scrivener Savage Mason ROW	Algeo Salant (Thompson) McCally Dugan Savage Mason (Craven)	Callahan	Rubin Burrell Greenberg	McGann McCally Burrell 2&3	Quirk McGann	Boynton

*Family Duty; CM=Criminal Motions; PT=Criminal PreTrial Jury Demand/Appeal Docket

Periodicals
 Postage
PAID
 at
 Rockville, MD

CR Bar Office Conference Room
C/S See Committee/Section Pages for Location

CLR CLE Classroom
CLE CLE Seminar—Call (301) 340-2534 to Register

JANUARY

- 2 ~ **HOLIDAY – BAR OFFICES CLOSED ~**
- 4 8:00a.m. C/S Circuit Court Bench Bar Committee
- 12:15p.m. CR Youth Courthouse Project Committee
- 4:30p.m. C/S Legal Ethics Committee Meeting
- 5 8:00a.m. C/S District Court Bench Bar Committee
- 5:30p.m. C/S Collaborative Law Section Meeting
- 9 5:00p.m. CR Executive Committee Meeting
- 10 8:00a.m. C/S Real Estate Law Section Meeting
- 6:00p.m. CR Immigration Law Section Meeting
- 11 8:00a.m. C/S ADR Section Meeting
- 8:00a.m. CR Elder Law Section Meeting
- 12:30p.m. C/S Juvenile Law Section Meeting
- 5:00p.m. CR Foundation Board of Directors
- 5:30p.m. CLR Taxation Law Section Meeting
- 12 5:00p.m. C/S Lawyer to Lawyer Committee Meeting
- 5:00p.m. CR Workers Compensation Law Section
- 13 12:15p.m. CR Education Law Section Meeting
- 16 ~ **HOLIDAY – BAR OFFICES CLOSED ~**
- 17 5:30p.m. CR Nominations & Elections Committee
- 18 5:30p.m. CLR Family Law Section Meeting
- 5:30p.m. C/S Strategic Planning Committee Meeting
- 6:00p.m. C/S Business Law Section Meeting
- 19 8:00a.m. C/S Commercial Litigation Section
- 8:00a.m. C/S Law Firm Management Section Mtg.
- 5:00p.m. CLE CLE Seminar – Criminal Law
- 23 11:45a.m. C/S Estate & Trust Law Section Meeting
- 24 5:30p.m. C/S Community Outreach Committee/
New Practitioner Section @ MANNA
- 26 12:30p.m. C/S Circuit Court Chamber Chat
- 27 Noon CR Personal Injury Litigation Section
- 31 5:30p.m. C/S New Practitioner Section Meeting
- 5:30p.m. CR Nominations & Elections Committee

FEBRUARY

- 1 8:00a.m. C/S Circuit Court Bench Bar Committee
- 12:15p.m. CR Youth Courthouse Project Committee
- 4:30p.m. C/S Legal Ethics Committee Meeting
- 5:30p.m. CLR Taxation Law Section Meeting
- 2 8:00a.m. C/S District Court Bench Bar Committee
- 5:30p.m. C/S ADR Section / Collaborative Law
Section Meeting
- 7 11:00a.m. CR Employment Law Section Meeting
- 12:15p.m. C/S Bar Luncheon
- 5:00p.m. CR Nominations & Elections Committee
- 8 8:00a.m. CR Elder Law Section Meeting
- 12:30p.m. C/S Juvenile Law Section Meeting
- 9 5:00p.m. C/S Lawyer to Lawyer Committee Meeting
- 5:00p.m. CR Workers Compensation Law Section
- 10 12:15p.m. CR Education Law Section Meeting
- 13 11:45a.m. C/S Estate & Trust Law Section Meeting
- 5:00p.m. CR Executive Committee Meeting
- 14 8:00a.m. C/S Real Estate Law Section Meeting
- 15 5:30p.m. CLR Family Law Section Meeting
- 6:00p.m. C/S Business Law Section Meeting
- 16 8:00a.m. C/S Law Firm Management Section Mtg.
- 20 ~ **HOLIDAY – BAR OFFICES CLOSED ~**
- 21 5:00p.m. CR Criminal Law Section Meeting
- 6:00p.m. CR Immigration Law Section /
Family Law Section Happy Hour
- 31 5:30p.m. CR New Practitioner Section Meeting

CALENDAR