October promises to be a busy month as we welcome new lawyers to our community, make fun of an older lawyer and honor two of our most distinguished judges.

I am sure we all remember the relief we felt upon finding out that we actually had not wasted three years of our lives and had passed the bar exam. This year’s fall admittees will soon begin appearing around town, and I hope that you will take the time to introduce yourself and welcome them to our profession. Also encourage them to get involved in the MCBA by joining our Young Lawyer’s section and by volunteering to accept pro bono assignments through the Bar Foundation’s Volunteer Lawyer Program.

On October 24th at Wynlakes Country Club, we will have our annual charity fundraiser. The format for this year’s event is a roast of one of our most distinguishable lawyers – Bobby Segall. We will also have live and silent auction items up for bid. As part of the event, we are giving everyone the opportunity (for only $25) to give Bobby an award, and we will be compiling those awards in the program for the evening. For those who have more to say, you can purchase the opportunity to roast Bobby by video, and we will come to your office to videotape your comments. Those videos will then be compiled and shown during the event.

The beneficiary of this year’s event is the Montgomery County Bar Foundation. The Bar Foundation is off to a great start with the Volunteer Lawyer Program, and the funds from the charity event will be used to hire an intake specialist so that more indigent clients can be served.

Tickets for the event are $50.00 and include a meal and drink tickets. Sponsorships are available at levels beginning at $250.00. I hope that you will plan on supporting this important event. Please contact Suzanne Duffey at the Bar office (suzanneduffey@mc-ala.org) if you would like to give Bobby an award or wish to make your comments by video. Ticket and sponsorship order forms are included in this month’s Docket and can be purchased at www.mcbar.org.

On October 9th, the MCBA will host a portrait unveiling ceremony in the jury assembly room at 3:00. Portraits of the late Judge Joseph Phelps and Judge Charles Price will be presented at that time. Afterwards, a reception will be held at the law offices of Haskell, Slaughter. All MCBA members are invited and encouraged to attend. I want to personally thank LaBarron Boone and Phil Butler for their hard work in raising the funds needed to commission the portraits.

I look forward to seeing you at this month’s events. David
VLP CORNER
BY MIKE MARTIN, EXECUTIVE DIRECTOR MCBF

October is the month we, as a bar, take time to celebrate the opportunities we have to provide pro bono publico service to our community by observing National Pro Bono Week, October 20-26. This year’s events are sure to provide something for everyone.

As noted elsewhere in this month’s Docket, the MCBA is holding its Distinguishable Lawyer Roast as this year’s charity event on Thursday, October 24 at Wynlakes. Of particular interest to MVLP is that we are the designated recipient for this year’s event and, thus, I want to encourage everyone to turn out for what should be an entertaining and rousing good time. Your support will enable us to continue to grow and expand our effort in Montgomery County.

Additionally, several other events are planned to coincide with Pro Bono Week including a clinic to be conducted at the Montgomery Salvation Army building on Maxwell Blvd. More details will be forthcoming as to the exact date and time, as well as telephone and email solicitation for your help in staffing this clinic. Also, Royal Dumas has planned a CLE session on a topic normally associated with our VLP service, and that information will be released in the very near future.

A special thanks goes out to those volunteers who helped staff the regular monthly advice and counsel clinic in September: Elliott Lipinsky, Jim Smith (Legal Services Alabama) and Brent Hargett (Sasser Sefton). The willingness to give of a couple hours each month to benefit those less fortunate is what makes these clinics possible and we thank these attorneys and invite you to join us from 3:00-5:30 p.m. on the first Tuesday of any month. Call the VLP office (265-0222) to volunteer.

Finally, the continued growth and support from the local Bar as well as our grant-making sources has enabled us to add an intake specialist/administrative assistant to our staff. This will allow us to conduct direct telephone and online intake interviews, to expand our service reach to more individuals across the county and to better serve both our clients and our volunteers. The ideal candidate will have some legal office experience and a strong desire to help low-income residents access the judicial system. I will be happy to email a complete job description to you and anyone you know who might be interested. Call the VLP office (265-0222) or email me at mikem36111@yahoo.com for more information.

Congratulations to our 3 finalists for the MCBA Volunteer Lawyer of the Year Award:
Archie Grubb
Flynn Mozingo
Ashley Penhale

The winner will be announced at the MCBA Charity Event on October 24
The Montgomery County Bar Association presents its
9th Annual Charity Event
to benefit the
Montgomery County Bar Foundation's
Volunteer Lawyers Program

THE
DISTINGUISHABLE
LAWYER
ROAST

Now it's your turn! After years of reading the annual Distinguishable Lawyer list, you have the
opportunity this year to bestow an 'award' on the author of the list, Bobby Segall. Submit your
award (and even photos) online prior to the roast, and then come to the dinner, sit back, and be
entertained as Judge Truman Hobbs, Lee Copeland and others, toast and roast this year's honoree.

Thursday, October 24, 2013
Wynlakes Golf & Country Club
6:00p.m.– Reception & Silent Auction
7:00p.m.– Dinner & Roast

Tickets & sponsorships are on sale now!
$50 per person
(includes dinner & 2 drink tickets)

Please visit the MCBA website (www.mcbar.org), MCBA office, or
call 265-4793 to purchase your ticket and/or a sponsorship.
Checks should be made payable to MCBF.
MCBA 9th Annual Charity Event  
The Distinguishable Lawyer Roast  
to benefit the Montgomery County VLP  

Sponsorship/Ticket/Award Order Form

Company/Firm/Donor name

Address

City __________________________ State ___________ Zip __________________

Phone (___) _______ - _______ Ext. ____ E-mail ____________________________

**Sponsorships**

- Title Sponsor $12,000 - Sold Out
  (20 complimentary tickets)

- Gold Sponsor $4,000
  (12 complimentary tickets)

- Supporter $500
  (4 complimentary tickets)

- Presenting Sponsor $7,000
  (16 complimentary tickets)

- Silver Sponsor $2,000
  (10 complimentary tickets)

- Friend of VLP $250
  (2 complimentary tickets)

- Signature Sponsor $5,000
  (14 complimentary tickets)

- Bronze Sponsor $1,000
  (6 complimentary tickets)

- Donation/Other Amount: ______

**Tickets and Awards**

- _____ Ticket(s) for $50 each
  (Ticket includes dinner and 2 drink tickets.)

- Give _____ Award(s) for $25 each (Submission Deadline: October 14)
  Submit your payment for the number of awards you would like to give and then e-mail the award to SuzanneDuffey@mc-ala.org

- Present a Toast/Roast/Award via Video for $250 (Deadline: October 14)
  Submit your payment, start preparing what you would like to say/the award you would like to give, and Dot in the MCBA office will contact you to schedule a date and time to come to your office to videotape your comments.

**Payment Options**

- Credit Card payments can be made online at www.mcbar.org

- Sponsorship Checks should be made payable to: Montgomery County Bar Foundation

- Ticket and Award Checks should be made payable to: Montgomery County Bar Association

  Please mail all checks and this form to:
  Montgomery County Bar Association
  P.O. Box 72
  Montgomery, AL 36101
The Montgomery County Bar Association
Award for Service and Achievement

The MCBA Award for Service and Achievement annually recognizes a Montgomery Lawyer who has distinguished himself or herself through service to the bar and the community. The Award honors a lawyer who demonstrates the highest standard of professionalism and is respected by his or her peers for their outstanding legal ability.

Nominee: ________________________________

Nominating Attorney: ________________________________

Name Phone Number

Description of Nominee’s Qualifications for Award:

Deadline for Nominations: December 1, 2013
Award to be presented at the MCBA Annual Meeting in January 2014.

Mail Nominations to: Suzanne Duffey
c/o Montgomery County Bar Association
P.O Box 72
Montgomery, AL 36104
Montgomery County, Alabama Public Defender
Director of Public Defender’s Office

Pursuant to Ala. Code (1975) §15-12-4, the Montgomery County Indigent Defense Advisory Board is establishing a Public Defender’s Office for Alabama’s 15th Judicial Circuit. Our Board is seeking extraordinary candidates for the position of Director for our Public Defender’s Office. Our Director will be tasked with the responsibility of establishing a fully-staffed law office, while fulfilling the Constitutional obligation for high-quality legal representation for indigent citizens in Alabama’s second-largest county. As the Founding Director, you will be empowered to establish this office, hire its initial staff, and be its spokesperson. Our Public Defender’s Office launch is a major achievement. Our Founding Director will be granted substantial latitude to achieve its successful creation and operation.

WHAT THE DIRECTOR MUST DO:

- Lead the Public Defender’s Office as its senior lawyer and chief executive.
- Have, or develop, an intimate understanding of Montgomery County’s criminal justice system -- along with its unique needs.
- Hire sufficient staff to provide indigent defense services for Montgomery County. This will include, but is not limited to: attorneys, paralegals, investigators, legal assistants, administrative, and other clerical staff. The Advisory Board views this undertaking as comparable to establishing a large law firm.
- Achieve our dual goals of higher-quality legal representation and greater efficiencies, relative to indigent defense expenses.
- Manage relations with the 12 Judges of the 15th Judicial Circuit, the Montgomery County District Attorney’s Office, the Montgomery County Bar, the Alabama State Bar, Montgomery County’s indigent defense programs (Montgomery County Bar Foundation and Legal Services of Alabama), and Montgomery County’s Alternative Sentencing Programs, etc..
- Launch new initiatives and strategies to promote the image of the Montgomery County Public Defender’s Office to citizens of Montgomery County and to the State of Alabama.
- Provide leadership in reforming, and in increasing our quality of, indigent defense in Alabama.
- Operate the Public Defender’s Office in conjunction with, and pursuant to, the oversight of our Local Indigent Defense Advisory Board and the Director of Indigent Defense Services for the State of Alabama.
IN ADDITION:

- The successful applicant must be prepared to serve the Public Defender’s defined term of three years, subject to renewal, and to the provisions of Ala.Code (1975) §15-12-41.

- The successful applicant must be a member in good standing with the Alabama Bar, or become so prior to taking office, and a member in good standing of every other bar of which the applicant is a member.

- The successful applicant must have a minimum of five years criminal practice experience, preferably with significant criminal trial experience. This experience must demonstrate an ability to provide, and to inspire, zealous high-quality representation for criminal defendants.

- The successful applicant must be able to effectively manage this office.

- The successful applicant must be, or become, a resident of Montgomery County prior to taking office.

- The successful applicant must be able to prove their capacity for competency, integrity, & leadership.

- Salary Range: $90,000.00 - $110,000.00

- As a State of Alabama Employee, benefits include:
  - Low-Cost Health/Dental Insurance (Single Coverage).
  - Optional Family Coverage (Health/Dental).
  - Accrue Thirteen Annual Leave Days per Year.
  - Accrue Thirteen Sick Days per Year.
  - Thirteen Paid Holidays per Year.
  - Retirement Plan.
  - Flexible Employee Benefit Plans.

Please read the Montgomery County Indigent Defense Advisory Board’s “Montgomery County Public Defender Application” & the qualifications for the position in the explanatory preface titled “Fifteenth Judicial Circuit Montgomery County Indigent Defense Advisory Board.” The application will be hosted on the website for Alabama’s 15th Judicial Circuit, (15jc.alacourt.gov), as well as various other websites. A copy can also be obtained from the Court Administrator of Alabama’s 15th Judicial Circuit, Mr. Rob Sachar, (334) 832-1357.

SAVE THE DATE! MCBA HOLIDAY GALA
December 12th, 6:30-9:30 @ Wynlakes Country Club—Bring toys for Toys for Tots.
You are cordially invited
to attend the
unveiling of the portraits of
The late Judge Joseph D. Phelps
and
Judge Charles N. Price
at
The Phelps-Price Judicial Building
251 S. Lawrence Street
Third Floor Jury Assembly Room
October 9, 2013
3:00 p.m.

Reception following at
Haskell, Slaughter, Young, and Gallion
Law Office
305 S. Lawrence St.
About a year ago, I was sitting in Suzanne Duffey’s office prior to a Board Meeting when she brought up the subject of creating a Women’s Section for the Montgomery County Bar Association. As we discussed the pros and cons of our female membership having its own section and the fact that other counties in Alabama have their own Women’s Section within their county bar associations it was decided that we would approach the MCBA President Mike Winter for his support which he graciously gave.

An initial social was held at Roux Restaurant to gauge the interest of the female membership of our Bar and the event was well received. We then created bylaws and on September 19, 2012 the Board of Directors of the MCBA voted on the bylaws with the general membership approving the creation of the section. Thus, the section became a reality.

We have held events such as “Dress for Success”; “Networking and Necklaces”; assisted with the Christmas Event for the children at the Family Justice Center, a St. Patrick’s Day social at the Irish Bred Pub; participated in the “Chocolate, Coffee, Counsel and Conversation event at Jones School of Law at Faulkner University; attended IMPACT: Celebrating Alabama Women’s event; assisted with the Bench and Bar Event as well as co-hosting the Coffee with the Judges; and culminating with the Family Barbecue in June.

Our sponsor for our events this year has been Bain and Associates, Court Reporting and Video. I would like to thank Sandy Bain for all of her support as well as our local Court Reporters, Greta Duckett, Jenny Cone, Lisa Green and Frances Looney for their support and attendance at the events.

Of the 222 female members of the MCBA we have at the time of this writing 45 are members of our organization. We have our own page on the MCBA website and as well as our own Facebook page.

I would like to thank the current officers, Laura Eubanks, our Vice President, who not only gave birth this year but also assisted in the creation of the organization, as well as Connie Murray, our Secretary Treasurer, who established our bank account and created our Facebook page. The other members of the Board; Ashley Penhale, Kelly McTear and LaShandra Warren have been instrumental in assisting with the events and making them a success. This organization would not have come as far as we have without the work of this entire team.

As we go forward into a new year we are assisting Felicia Long with the MCBA Charity Fundraiser and will be working to build our membership. We also hope to increase our mentoring program and to continue to serve the women of the MCBA.

Again, thank you everyone for all your support,

Roianne
YLS Cooks Up Fun
Allen Sheehan, YLS President

The Young Lawyers held our End of Summer Party on September 12th. Baker & Baker Court Reporting, Greenville Motor Company, and Alabama Appleseed sponsored the event. Due to their sponsorships, for no cost, young lawyers were treated to games, trivia, libations, and all-you-can eat shrimp, potatoes, corn, and sausage. That’s right, you read that correctly, no cover charge, no tickets, no time share sales pitch to sit through, just delicious decapod crustaceans (yeah, I googled that) and a lot of fun. If you were one of the twelve young lawyers who did not attend, I hope reruns of Will and Grace were worth it because you missed a great time. Over 65 people signed in at the event with a few others claiming they were “conscientious objectors,” refusing to sign in, making references to the “nanny state,” and insisting on discussing the conflict in Syria (yeah, I’m talking to you, Jesse Anderson). After a couple of shrimp, everyone settled down and had a wonderful evening, except for a handful of people with mild to moderate shellfish allergies who seemed to be uncomfortable.

Shown are scenes from the event which was held at the courtyards of the A&P Lofts and Pine Bar in Cloverdale.
Alabama’s Health Insurance Marketplace
Opens for Enrollment on October 1st

Public Service Notice from the Alabama Appleseed Center for Law & Justice, Inc. – Montgomery

To Alabama’s Lawyers, Law Firms, Paralegals and Law Firm Office Staff

Alabama’s Health Insurance Marketplace (hereinafter “the Marketplace”) will open for enrollment for individuals and small businesses on October 1, 2013. The Marketplace has been developed under the federal healthcare reform law passed in 2010 commonly referred to as “The Affordable Care Act” (hereinafter “ACA”). Having been upheld as constitutional by the U.S. Supreme Court in June 2012, the ACA is the law of the land and its implementation is beginning.

If you are an individual who currently does not have health insurance coverage, or a law firm with fewer than 25 employees, you should read this notice and begin taking steps to make sure that you and your family take out health insurance coverage by January 1, 2014 and that you, as a small business/law firm, know about the available tax credits for providing health insurance coverage to your employees. Those of you who already have or are provided health insurance coverage might also want to read this notice and acquaint yourself with the Marketplace for Alabama in case your health insurance is suddenly terminated for some unexpected reason.

Under the ACA individuals are required to have health insurance in place by January 1, 2014, or face penalties imposed at tax time in April. Individuals (and families) with incomes less than 400% of the federal poverty level will be eligible for financial assistance (called “subsidies”) to help them with the purchase of a health insurance policy. 400% of the federal poverty level for a family of four is $94,200. Because of this mandate, the Marketplace is an essential structure designed to assist individuals and small businesses to find and take out quality and affordable health insurance. Under the ACA small businesses, including law firms, with fewer than 25 employees are eligible for tax credits when they buy coverage for their employees through the small business part of the Marketplace known as the SHOP marketplace. The reporting and enforcement of employer mandates for large employers/large law firms (50 or more employees) have been postponed until 2015.

Insurance plans in the Marketplace will be offered by private insurance companies, and these insurance plans, called Qualified Health Insurance Plans, are required to cover a core set of ten (10) essential health benefits, which include emergency room services, hospitalization, maternity and new born care, prescription drugs, and lab tests. By going on-line to the Marketplace, individuals will be able to see their health insurance coverage options and compare plans so that they can find a health plan that meets their needs and fits their budget.

Under the ACA there are new protections for individuals and their families with respect to the health insurance policies they purchase. For example, health insurance companies cannot set in their policies annual or lifetime maximum coverage caps; cannot deny an individual coverage or charge more due to a pre-existing health condition; cannot cancel an individual’s health insurance policy if they become ill or have an accident; and cannot charge women and men different premiums.

Everyone who currently does not have health insurance coverage should go to the following website to learn about the health insurance marketplace for Alabama and sign up for email or text updates about the Marketplace. The website is www.healthcare.gov and a 24/7 consumer assistance call center where one can get answers to any questions about the Marketplace is 1/800/318-2596. The call center number for small businesses/small law firms is 1/800/706-7893(currently open 9:00 AM to 5:00 PM).

When open enrollment begins on the Marketplace on October 1, 2013, individuals should go to the Marketplace website www.healthcare.gov, compare the available options, and apply for health insurance coverage. Enrollment on-line takes place though a single application, and if application is made by December 15, 2013, coverage will be effective by the deadline date of January 1, 2014.
MCBA MEMBER NEWS

Welcome our new members:
- Mallory Combest—Morrow, Romine, & Pearson, P.C.
- Virgil C. Ford—Law Offices of Virgil Cornelius Ford

Bradley Arant Boult Cummings LLP is pleased to announce that several of their Montgomery attorneys have been honored recently. Five of the firm’s attorneys were named to the 2014 edition of the Best Lawyers in America: Philip Butler (Bet-the-Company Litigation, Commercial Litigation); Wendell Cauley (Administrative/Regulatory Law, Energy Law, Tax Law); W. Stanley Gregory (Public Finance Law, Tax Law); William C. McGowin (Personal Injury Litigation-Defendants); and Charles Stewart (Bet-the-Company Litigation, Commercial Litigation).

Additionally, four of Bradley Arant’s Montgomery attorneys were named in the Alabama Super Lawyers Magazine for 2013: Philip Butler (Business Litigation); William McGowin (General Litigation); George Parker (General Litigation); and Charles Stewart (Business Litigation). Only 5 percent of all attorneys in Alabama are named as Super Lawyers each year.

Also, Philip Butler was named a “Lawyer of the Year” for Montgomery by Best Lawyers for Bet-the-Company Litigation. Only one attorney per practice area is recognized as the “Lawyer of the Year” for a designated metropolitan area.

If you or your firm’s members are recognized for awards and inclusion in Best Lawyers and/or Alabama Super Lawyers, please email the information to dotrobinson@mc-ala.org.

CLE OPPORTUNITIES FOR MCBA MEMBERS

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<th>Date</th>
<th>Time</th>
<th>Topic/speaker</th>
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<tbody>
<tr>
<td>Oct. 24</td>
<td>11:00-12:00</td>
<td>The Impact of the The Affordable Care Act on Small Businesses and Taxes/ Steve Barranco</td>
<td>1 hr.</td>
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You are encouraged to bring your office managers and benefits coordinators to this CLE.

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<tbody>
<tr>
<td>Nov. 8</td>
<td>10:30-12:00</td>
<td>Bankruptcy 101/ Michael Fritz</td>
<td>1.5 hr.</td>
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This is a refresher course for those who are rusty in the area of bankruptcy. Volunteer Lawyers are encouraged to attend and get refreshed. This is a big need in the VLP Clinics and with referrals from the Bar Foundation.

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<tr>
<td>Dec. 20</td>
<td>11:00-12:00</td>
<td>The Ethics of Client Communications through Non-Secured E-mail Accounts/ Royal Dumas</td>
<td>1.0 hr</td>
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The above programs will be in the Jury Assembly Room, Main Courthouse, 3rd floor.

All of the above courses have been approved for CLE credit by the Mandatory Legal Education Commission of Alabama for the stated number of hours credit.