



# Omaha Bar Association

# NEWSLETTER

Vol. XII No. 2

MAR 15 1990

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February, 1990

## WINTER FUN WITH THE OBA

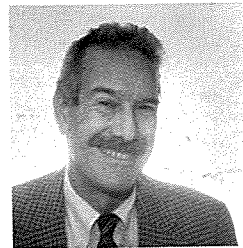


OBA Poster Boy Tom Jenkins and Family enjoy Skating Party

### ARNOLD J. STERN ACCEPTS APPOINTMENT ABA LAW PRACTICE MANAGEMENT SECTION

Arnold J. Stern has been selected to assume one or more of the 390 appointments made by the Law Practice Management Section Chair, Luther J. Avery of San Francisco. Stern's major appointment is Chair of the XY WRITE USER GROUP. Stern is President, Director and Shareholder in the Omaha office of Stern Swanson & Stickman, P.C.

Stern will hold this position for one year, leading the Section's efforts to implement projects in the field, monitor pertinent legal developments and propose development of Association



Arnold Stern

policy on relevant issues, as appropriate. The Section, with nearly 22,000 members, is devoted to training lawyers and law firm administrators to provide legal services more efficiently and at a lower cost to clients.

This appointment became effective at the conclusion of the 1989 ABA Annual Meeting, which convened this past August in Honolulu. The Association has 360,000 members, about half the lawyer population in the United States. It is organized into 29 sections and forum committees representing fields of legal interest. Law Practice Management is the sixth largest of those sections.

### Omaha Bar

### NEWSLETTER

Omaha Bar Association  
2133 California Street  
Omaha, Nebraska 68178

If address is wrong in any respect please correct directly on the label and return to the Omaha Bar Association, above address.

## CALENDAR

<b>Dec.</b> 4-15	District Court <b>JURY SESSION</b>
21 Thurs.	<b>Barristers</b> Christmas Party — Peony
23 Sat.	First Day of Hanukkah — Happy Hanukkah!
25 Mon.	Merry Christmas!
<b>Jan.</b> 1 Mon.	Happy New Year!
8-19	District Court <b>JURY SESSION</b>
18 Thurs.	<b>OBA Monthly Meeting</b> — Peony Luncheon 11:30 a.m. to 1:00 p.m. Speaker — Mayor P.J. Morgan
<b>Feb.</b> 4 Sun.	Fourth Annual OBA <b>Family Skating Party</b> Ak-Sar-Ben, 5:30-7:30 p.m. <b>John C. Burke</b> , Skatemaster
5-16	District Court <b>JURY SESSION</b>
15 Thurs.	<b>OBA Monthly Meeting</b> — Joint Meeting with <b>Pottawattamie</b> Bar Association — Peony
<b>Mar.</b> 5-16	District Court <b>JURY SESSION</b>
13 Tues.	Annual <b>Medical/Legal</b> Dinner — Peony
<b>Apr.</b> 2-13	District Court <b>JURY SESSION</b>
19 Thurs.	<b>Shrimp Peel</b> — Erin Court

### Lawyers on the Move...

Alan Thelen to Rickerson, Welch and Kruger...joining McGill, Parsonage & Lanphier are **David G. Wilwerding**, **Keith A. Green**, and **Ken M. Gatter**...now at Steier & Kreikemeier are **Terry J. Patton**, **J. Bryant Brooks**, **Nancy Lawler Dickhute** and **A. Michael Bianchi**...**Dwight Steiner** and **John Ryan** at Fraser, Stryker...a few of other new bar admittees are **Robert Azar** at Immanuel Medical Center...**George Babcock** opening his own office at 100 Jackson Place...**Ronda Blair** and **Karen Criss-Klosterman** at Coopers & Lybrand...**Julie Hershiser**, **Joseph Jordano**, and **Tim Graumann** with Fitzgerald, Schorr...**Scott Peterson** joined Joseph Byrne & Associates and **Aaron Weiner**, law clerk for Supreme Court Justice John T. Grant...**Donald L. Swanson** to Koley, Jessen, Daubman & Rupiper.

Please advise the Omaha Bar Association (342-3786) of any moves, additions, subtractions or promotions within your law firm.

Robert D. Kelly  
2133 California Street  
Creighton School of Law  
Omaha, NE 68178

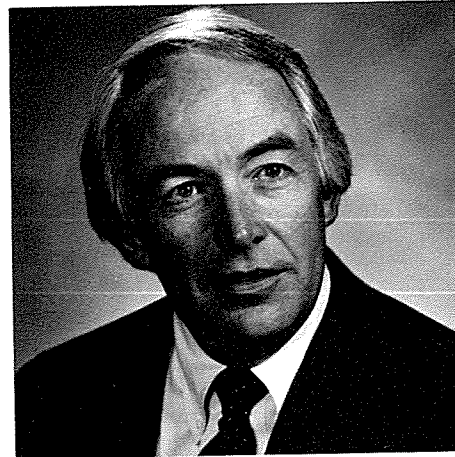
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## Message From The President

There is nothing quite like a printer's deadline and an unwritten column. Combine that with a self-diagnosed writer's block, and one has a new appreciation of Robert McMorris, Herb Caen and **Richard Shugrue**. Lawyers can talk about anything for however long or short a time period, but give them only so much of a printed page and a deadline and they are reduced to the level of a stressed-out fourth grader who has to write a 100 word essay. How many words do I have now?

The Omaha Bar has been busy. Efforts are ongoing in several committees to deal with the everyday nuts and bolts of your law practice. The **Medical-Legal committee** has contacted the Metropolitan Omaha Medical Association with some excellent ideas to improve inter-professional relationship. The **Courts committee** has met regularly with Judges in an effort to exchange ideas. The **Lawyer Referral Committee** has undertaken an ambitious project to implement some changes after careful consideration of similar programs. Your **committee on membership and attendance** may ask you to fill out a short questionnaire to help us determine whether luncheon meetings should be increased, programs changed and other areas addressed to match up what 1500 members want to see. There are other people hard at work on projects which include **moot court** programs, **speakers for Omaha schools, Law Day, Memorial Services** and the **Omaha Bar Field Day**, to mention a few.

But what does a president do besides delegate and get out of the way? You'd be surprised. The phone rings with a number of questions, ideas and comments. Even the media calls on occasion. To answer the criticism that I have been unavailable to the press and have not called a press conference since my inauguration, I must point out that I have ended up on the cutting room floor or in the red section of the re-write editor's pen on several occasions. Besides, some lawyers are so good at media exposure that they have ties that have been displayed more often on local t.v. and in the **Herald** than the smiling countenance of your Pres. (Maybe I should give my old dive buddy a call and get some media tips.) But until then, trust me, business is so good we might have to hire more members for next year.



Joseph K. Meusey

## FIELD DAY PLANS

The Omaha Bar Association will hold its Annual Field Day on **May 14, 1990**, at the Omaha Country Club, according to Chairman **Parker Shipley**. Events will include golf, tennis, trap shooting or bicycling, followed by a social hour and dinner.

Remember that only paid members of the Omaha Bar are eligible to attend Field Day activities. No guests can be admitted. If you have not already paid your current dues, please do so today.

Watch the **Newsletter** for schedules and further details.

## PROBATE COURT ADOPTS NEW PROCEDURE

By: Pam Car

Beginning in October of 1989, the Douglas County Probate Court adopted a new "rotation" system for assigning probate cases. Previously, the court was composed of **Judge Prohaska** and **Judge Schwartz**. **Judge Cooper** also handled some probate matters. Under the new system, three additional County Judges, **Judge Ashford**, **Judge Ferer**, and **Judge Vondrosek** also preside over probate cases.

The new procedure is as follows: When a new probate is opened or a case which has been previously opened is set for a hearing, it is assigned to one of the judges. Once it is assigned to that judge, attorneys deal with that judge through the entirety of the case.

The new system has been in effect now for about three months and appears to be working out successfully with few complaints from the attorneys or staff who are involved in the probate process.

## 1990 UPDATE ON COMMERCIAL LAW

By Barbara J. Gaskins

Creighton University School of Law will host a continuing legal education program on Friday, March 16, 1990. The program, "**1990 Update on Commercial Law**," will provide information to the general practitioner on commercial law developments. The program will address a variety of current issues. The highly qualified speakers will discuss, in detail, issues you are likely to face.

**Steven C. Turner**, of Baird, Holm, McEachen, Pedersen, Hamann & Strasheim, will begin the morning session with his annual review of court decisions involving the Uniform Commercial Code. This portion of the program receives the critical acclaim of those attending year after year. Also during the morning session, **Robert V. Ginn**, of Heron, Burchette, Ruckert & Rothwell, will review Nebraska legislative issues in the commercial area. **Randall J. Moody**, a lobbyist at the Nebraska legislature, will comment on behind-the-scenes activities when the legislature is in session. Finally in the morning, **David E. Gardels**, of Dixon & Dixon, P.C., will discuss first protected security interest opinions.

The afternoon session features **Professor Michaela M. White**, of McGeorge Law School. Her discussion will address the dramatic effect that the filing of a bankruptcy case has on state court cases and non-bankruptcy federal court cases. She will discuss the aspects of federal bankruptcy law of the greatest relevance to the general practitioner, such as the automatic stay, the nature and effects of a bankruptcy discharge, and the types of debts that may not be discharged in bankruptcy. She will present for discussion a series of realistic problems incorporating these concepts.

Nebraska Bankruptcy Judges **Timothy J. Mahoney** and **John C. Minahan, Jr.** will join Professor White at the end of the day to discuss the particular problems of this jurisdiction.

The program will begin with distribution of materials and late registration at 8:00 a.m. on **Friday, March 16, 1990**. The advance registration fee of \$75 includes all printed handout materials. Registration at the door will be \$85. The program will be held in the Gross Appellate Courtroom at Creighton University School of Law, 22nd and California Streets, Omaha, Nebraska.

For additional information call or write Barbara J. Gaskins, Assistant Dean, Creighton University School of Law, California at 24th Street, Omaha, Nebraska 68178; Telephone: (402) 280-3076.

## The Assistant U. S. Trustee for Nebraska

By George T. Babcock

Many attorneys may not be familiar with the U. S. Trustee. The U. S. Trustee is a relatively recent development in bankruptcy practice which grew from a pilot program initiated about twelve years ago. The program arose from a perception that bankruptcy judges were faced with an unavoidable conflict in their dual role as administrators and decision makers. Consequently, the U. S. Trustee Program was adopted nationwide and established as a separate division of the U. S. Department of Justice approximately two years ago.

The role of the U. S. Trustee is to administer the appointment and supervision of trustees in bankruptcy and to investigate any ancillary legal issues which may arise. In implementing the program, geographic regions were established to ease administration. Nebraska, along with Missouri and Arkansas, form Region 13.

Attorneys practicing bankruptcy law in Nebraska have likely had the pleasure of working with **Patricia M. Dugan**, the Assistant United States Trustee. Ms. Dugan, a native Omahan, took charge of the U. S. Trustee Program in the State of Nebraska in October of 1988. Ms. Dugan received an undergraduate degree and a law degree (1982) from Creighton University. Before reaching her current position, Ms. Dugan clerked for **Judge Ross** of the U. S. Court of Appeals from 1981 to 1984 and was an Associate with Erickson & Sederstrom from 1984 to 1988.

The role played by the Assistant U. S.



Patricia M. Dugan,  
Assistant U.S. Trustee

Trustee is considerable. The Nebraska office is located at 210 South 16th Street, Suite 450, Omaha, Nebraska 68102. Their phone number is **402-221-4300**. The Nebraska office employs seven people, including two staff attorneys and one certified public accountant. Presently, there are over 300 Chapter 11 cases under supervision in Nebraska.

In the role of administrator, the U. S. Trustee performs tasks such as assuring that trustees are properly bonded and making sure all records are properly kept in an effort to spot potential defalcations. Perhaps the least popular task of the U. S. Trustee is scrutinizing and reviewing bills for services submitted by attorneys and accountants. In addition, the U. S. Trustee makes recommendations to the U. S. Attorney whenever it detects bankruptcy fraud. Before instituting the Bankruptcy Trustee Program, there were approximately ten defalcations, including a large defalcation in Iowa. Fortunately, **Ms. Dugan** stated: "Our job in Nebraska is made easier by having a good bankruptcy bar and good bankruptcy judges."

## LAW DAY ACTIVITIES PLANNED

By: Kevin Naylor

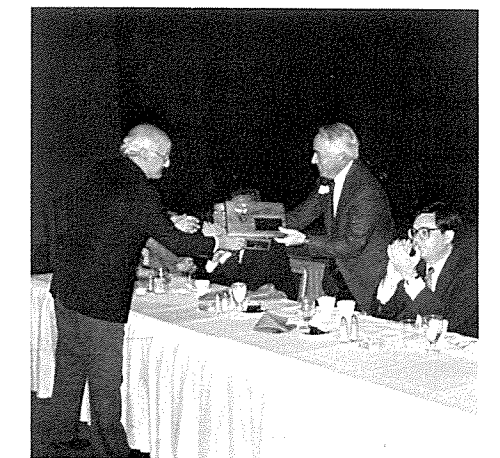
The Law Day Committee, under the able leadership of **Geri Clanton**, is busy preparing for Law Day 1990. This year's theme is "Generations of Justice". Several activities are being planned by the Omaha Bar Association, the Omaha Legal Secretaries' Association, the Nebraska Association of Legal Assistants and the Omaha Law League for May 1, 1990.

**Kathleen Smith** and **Kevin Hopp** are planning the traditional Law Day Luncheon. They expect to announce the luncheon speaker very soon. More details will be announced in April but mark your calendars now for this exciting event.

**Lorrie Dahl** and the Nebraska Association of Legal Assistants are coordinating the annual Law Day poster contest. This year, the contest will be open to students in the Millard and Omaha Public Schools. The winning poster will be displayed on an outdoor billboard and its artist will be honored at the Law Day Luncheon.

Two very popular Law Day events will continue this year. **Mike O'Brien** is coordinating the Mock Trial program. Area high school students participate as parties, jurors and witnesses in mock cases tried by members of the bar before Douglas County District Court judges. **Pat Donahue** is heading the Lawyers in the Schools program. Practicing lawyers visit local schools to discuss topics related to the Law Day theme.

A new activity planned for this year is the presentation of panels of lawyers to discuss topics of interest to organizations representing specific age groups. Anyone knowing of such a group should contact **Geri Clanton at 221-4300**.



Dick Croker receives past-president plaque from President Joe Meusey. Speaker for the October dinner meeting, John Lindsay is at right.

## A WORD TO THE WISE ABOUT DISABILITY INCOME INSURANCE

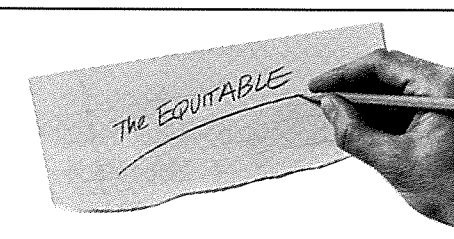
When you get Disability Income Insurance from The Equitable, you also get something more important - The Equitable.

Equitable Agents do more than provide basic Disability Income Insurance. They help protect your income by custom tailoring a disability plan to meet your specific needs.

Our Agents are just as good at building incomes as they are at protecting them. The Equitable's wide range of financial services can help you reach all your financial goals.

So call Bruce Kobza at (402) 397-2112, or send in this coupon for more information on how The Equitable can help you. It may be one of the wisest moves you make all year.

**TheEQUITABLE**  
Financial Companies  
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Please send me full details of Equitable's Disability Income Insurance program.

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_

State \_\_\_\_\_ State \_\_\_\_\_

Phone Number \_\_\_\_\_

Attn: B. Kobza

10040 Regency Circle  
Suite 260  
Omaha, NE 68114

## LETTERS TO THE EDITOR

Dear Friends:

I rise to a point of order.

Just how do we know that Astro is a male rather than a female? Or that Astro ever succeeded in attaining fatherhood? Even if Astro had romantic inclinations, it is unlikely that any self-respecting female dog would have anything to do with such a mongrel cur.

Very truly yours,  
**Robert D. Mullin**

Dear Editor:

Stop the presses! Print up new ballots. Astro has just invited me to be his (or her) running mate in the big poll. Because of my fondness for dogs, I have accepted this invitation.

Please show our slate as "Astro and Mullin" versus "Harris and Berkshire."

In view of this development, I hereby withdraw my name from your former contest.

Very truly yours,  
**Robert D. Mullin**

Dear Editor:

I have been working for Shelly for almost 13 years. Shelly is too old to train a new secretary, and I am too old to train a new boss. With those thoughts in mind, I am honored to vote him number 1 in **some** category.

Very truly yours,  
**Jackie Brock**  
Secretary to  
Sheldon J. Harris

Please rate the following from "1" to "4", with "1" being the best-looking and "4" being the ugliest:

- \_\_\_ Robert H. Berkshire
- 1 Sheldon J. Harris
- \_\_\_ Robert D. Mullin, Sr.
- \_\_\_ Astro the dog

Dear Editor:

I just started working here and I have been told I have to do this.

Very truly yours,  
**Tracy Sturzenegger**  
Legal Secretary



The real winner of any contest, PeCo Korinek, Mardee's pooch (editorial opinion)

Please rate the following from "1" to "4", with "1" being the best-looking and "4" being the ugliest:

- \_\_\_ Robert H. Berkshire
- 1 Sheldon J. Harris
- \_\_\_ Robert D. Mullin, Sr.
- \_\_\_ Astro the dog

Dear Editor:

"Oh no!, was that deadline yesterday?"

After several revisions and long, hard hours of overtime, Shelly and I finally came to a decision. Therefore, under the circumstances, I cast my vote for Shelly.

Very truly yours,  
**Sue Bylinski**  
Shelly's Overtime  
Secretary

P.S. If this vote reaches you past deadline, please consider this my Application for an Extension of Time.

Please rate the following from "1" to "4", with "1" being the best-looking and "4" being the ugliest:

- \_\_\_ Robert H. Berkshire
- 1 Sheldon J. Harris
- \_\_\_ Robert D. Mullin, Sr.
- \_\_\_ Astro the dog



Dear Editor:  
NO CONTEST!

I cast my vote for Sheldon Harris.

Very truly yours,  
**Shari Kellstrom**  
Receptionist For The Firm

Please rate the following from "1" to "4", with "1" being the best-looking and "4" being the ugliest:

- \_\_\_ Robert H. Berkshire
- 1 Sheldon J. Harris
- \_\_\_ Robert D. Mullin, Sr.
- \_\_\_ Astro the dog

Dear Editor:

I just received my Christmas bonus. Shelly Harris gets my vote.

Very truly yours,  
**Lori Forchtner**  
Secretary to  
James E. Harris  
by Order of James E. Harris

Please rate the following from "1" to "4", with "1" being the best-looking and "4" being the ugliest:

- \_\_\_ Robert H. Berkshire
- 1 Sheldon J. Harris
- \_\_\_ Robert D. Mullin, Sr.
- \_\_\_ Astro the dog

## Notes From OBA's Executive Director

Thanks to all who are sending in their bar dues so promptly. You will be glad to know this column will be shorter than usual so that I can keep getting those membership cards back to you pronto! Last year, our membership finished at 1461 which was 41 over 1988 and 323 over 1981, my first year with OBA. Let's keep growing... I always say it is the best bargain in town.

I would be remiss if I did not thank our most recent speakers. Believe me, they have each represented the bar well from reports back. They are: **David Eaton, Robert Cryne, and George Babcock.**

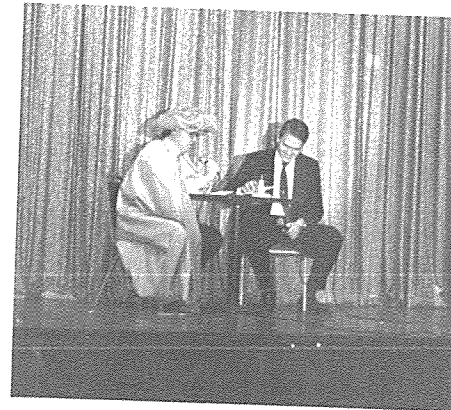
The following letter was received concerning our Speakers Bureau: "I certainly do appreciate your helpfulness with providing the seven attorneys this fall as guest panelists for our Positive Image program in the Omaha Public High Schools. All of them were just great with the students. You truly provide a wonderful service for our schools. It is amazing to see how many students are aspiring to become lawyers, and it is very beneficial for them to be able to ask lawyers questions about their own educational backgrounds..." This was received from Laraine Roberts with the Gifted and Talented education program of OPS. OBA provides her with speakers usually twice a year. (The seven attorneys were: **Howard Duncan, Patricia Dugan, John Irwin, Bridgett Brochtrup, Patrick Grewe and Jim Riha.**)

Thanks, also, to **Bob O'Connor, Jr.**, chairperson of the Medical/Legal committee who organized the seminar before the February meeting. His committee has also been very active updating the Attorney-Physician Teamwork and selecting the speaker for the Medical/Legal dinner on March 13. Outgoing Nebraska Attorney General, **Bob Spire**, will be the keynote speaker. The Omaha Bar Association certainly appreciates the extra hours of this committee.

The Ice Skating party organized by Skatemaster **John C. Burke** was held February 4th. All of us "youngsters"—about 200—that showed up had a great time and I haven't heard of any broken bones to date.

See you at the Medical/Legal dinner March 13th!... **Mardee**

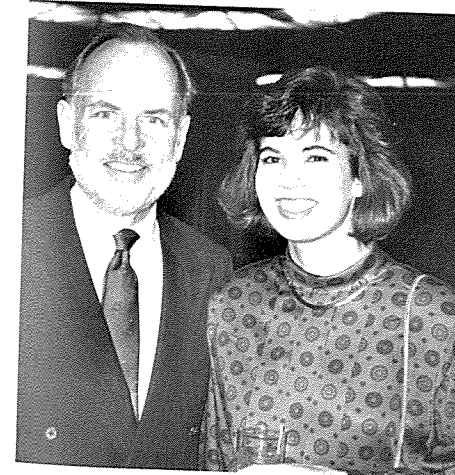
The OBA Newsletter is printed by **Telacomp** with the assistance of **Tracey Yopp**... Thanks!



K.C. Engdahl & John (Arnak) Lindsay



Really, Jim, the monologue wasn't that bad!



No, Judge McQuade, Santa did not bring you new boxing gloves.

## Barristers Christmas Party Tickles Local Bar

By: Alan Thelen

Chuckles, snickers and even full-blown belly laughs filled the Peony Park Ballroom December 21, at the annual Omaha Barristers Christmas party.

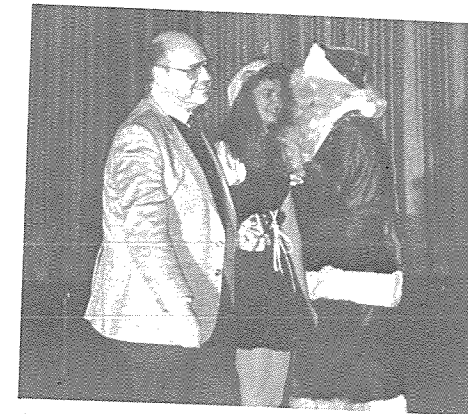
About 450 area lawyers and judges were treated to dinner, drinks and fine entertainment.

Members of the Barristers performed skits and songs lampooning local lawyers, judges and other various celebrities.

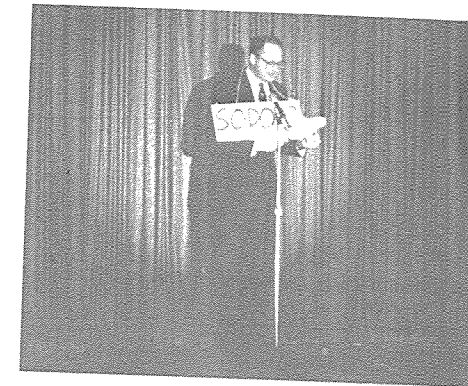
This year's show met with good reviews, said Barristers president, **Jim Riha.**

"A lot of the comments made were very favorable," Riha said. "A couple of the judges said that the quality of the show was as good or better than past shows."

**Riha** attributed much of the show's success to the slide show, which was a new addition this year. Among the more humorous items featured in the slide show were samples of effective lawyer advertising, and demonstrations of the poverty gap between local associate attorneys and partners.



Another belly laugh for Judge Gitnick!



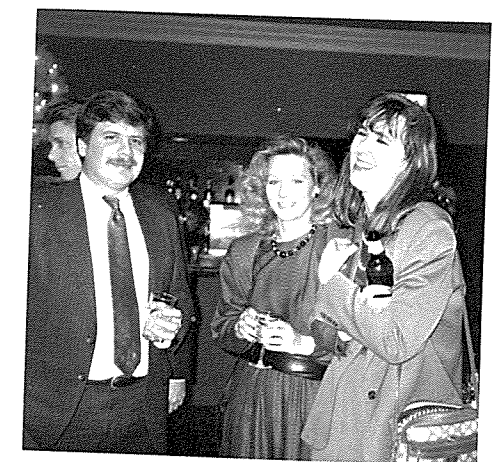
Doug Johnson's golden vocal chords wows the crowd.



Great job, Barristers



Judge C. Thomas White "high-fives" Santa



# JURY VERDICTS

**Editor's Note:** Every effort is made to insure accuracy. However, if you note an error in your case, please drop a note to the OBA office.

## Douglas County District Court— November & December, 1989

Compiled by Michael F. Gutowski & Mary Lee Skaff

### 851-677 Warren G. Jones and Daphne V. Jones v. Ervin H. Goeden

Judge: Theodore L. Carlson  
Attorneys: E. Dean Hascall/Dennis C. Magnuson  
Case: Pl., Slip & Fall on staircase  
Specials: Amount not alleged in Petition  
Verdict: For Defendant

### 861-560 Glenn W. Ashby, Jr. v. First Data Resources, Inc., et al

Judge: Paul J. Hickman  
Attorneys: Steven Lefler/H. Daniel Smith & Mark A. Weber

Case: Pl.  
Specials: \$73,922.92  
Verdict: For Plaintiff, \$375,000.00  
Remarks: Plaintiff was installing electric door on premises of Defendant and had to stand on conveyer belt to install door mechanism. Plaintiff had placed sign on conveyer belt warning that it should not be used. Unknown employee of Defendant sent box on conveyer causing Plaintiff to fall.

### 866-762 William L. Rumbold v. Clarence L. Williams and Terry Carlisle

Judge: Theodore L. Carlson  
Attorneys: Michael G. Helms/John J. Respeliers

Case: Pl., Auto Accident  
Specials: Amount not alleged in Petition.  
Verdict: For Plaintiff, \$570,750.00  
Remarks: Defendant had offered to confess judgment for \$285,000.00 prior to trial.

### 867-669 Bart Petrini v. Physicians Mutual

Judge: Lawrence J. Corrigan  
Attorneys: Richard B. Maher & Michael W. Mansek

/Ronald F. Krause  
Case: Pl., Slip & Fall  
Specials: \$32,493.38  
Verdict: For Plaintiff, \$22,500.00

### 869-249 JoAnne Jones v. James M. Davis, et al

Judge: Donald M. Hamilton  
Attorneys: Steven M. Watson/Jerry Katskee

Case: Pl., Auto Accident  
Specials: \$8,961.50  
Verdict: For Plaintiff, \$9,000.00

### 869-251 Matthew Jones v. James M. Davis, et al

Judge: Donald J. Hamilton  
Attorneys: Steven M. Watson/Jerry Katskee

Case: Pl., Auto Accident  
Specials: \$659.05 (Medical expenses for minor child)  
Verdict: For Plaintiff, \$659.05

### 871-470 John Chudy v. Marilyn Murzda

Judge: John E. Clark  
Attorneys: Frederick S. Cassman/William B. Woodruff

Case: Slander  
Specials: Amount not alleged in Petition.  
Verdict: For Plaintiff, \$50,000.00

Remarks: Plaintiff alleged that his business of selling and training horses was ruined by Defendant's statements that Plaintiff was dealing drugs.

### 872-036 Gary Meyer v. Nashua Corporation

Judge: Robert V. Burkhard  
Attorneys: Thomas F. Dowd/Soren S. Jensen  
Case: Employment Contract  
Specials: Amount not alleged in Petition.  
Verdict: For Defendant

### 872-745 Elizabeth R. Rigatuso v. Dennis D. Lowe

Judge: Stephen A. Davis  
Attorneys: William E. Gast/Robert D. Mullin, Jr.  
Case: Pl., Auto Accident  
Specials: Amount not alleged in Petition.  
Verdict: For Defendant

### 873-791 Schoular Grain Co. v. James Killips

Judge: James M. Murphy

Attorneys: Sandra L. Maass/Patrick L. Tripp

Case: Contract for sale of grain

Specials: \$22,590.75

Verdict: For Plaintiff, \$3,269.11

Remarks: Contract had been partially performed and time for delivery of balance of grain allegedly extended by oral modification of contract. Issue at trial was determination of time when breach had occurred and thus market value of undelivered grain.

### 874-065 Jon C. Moore v. Georgetowne Limited Partnership

Judge: James A. Buckley  
Attorneys: Robert D. Mullin/J. Joseph McQuillian

Case: Pl., Slip & Fall  
Specials: \$10,000.00  
Verdict: For Plaintiff, \$30,013.00

### 874-065 Valerie S. Moore v. Georgetowne Limited Partnership

Judge: James A. Buckley  
Attorneys: Robert D. Mullin/J. Joseph McQuillian

Case: Loss of Consortium  
Specials: Amount not alleged in Petition.  
Verdict: For Plaintiff, \$1,000.00

### 875-513 Elizabeth Courtwright v. Motel 6 Inc.

Judge: Lawrence J. Corrigan  
Attorneys: Warren C. Schrempf & Terrence J. Salerno/ Joe P. Cashen & Thomas D. Wulff

Case: Loss of Consortium  
Specials: Amount not alleged in Petition.  
Verdict: For Plaintiff, \$5,000.00

Remarks: Plaintiff's husband injured in robbery of motel. Direct verdict that motel liable for husband's injuries.

### Sarpy County District Court— July through December, 1989

Compiled by Mary Lee Skaff

### 8864-819 Mike Hogan Development Co., Owners, Thomas Gleisinger, Tenant, and Metropolitan Life Insurance Co. v. Omaha Public Power District

Judge: George Thompson  
Attorneys: John H. Cotton & David D. Ernst/Stephen G. Olson

Case: Appeal of condemnation award  
Specials: Appraisers' award had been \$32,786.00  
Verdict: For Plaintiff, \$54,500.00

### 8965-016 Millard Lumber Inc. v. State of Nebraska, Department of Roads

Judge: Ronald E. Regan  
Attorneys: Stephen J. Olson/Gary R. Welch & K. Osi Onyekwuluje

Case: Appeal of condemnation award  
Specials: Appraisers' award had been \$150,000.00  
Verdict: For Plaintiff, \$100,000.00

### 8965-224 Joyce A. Lambert v. Daniel A. Nichols

Judge: Ronald E. Regan  
Attorneys: Joseph B. Reedy/James W. Knowles, Jr.

Case: Pl., Negligence  
Specials: \$9,524.00  
Verdict: For Defendant  
Remarks: Plaintiff injured trying a bicycle at a garage sale. Alleged Defendant should have maintained brakes and given warning.

### U.S. District Court (Omaha)— November & December, 1989

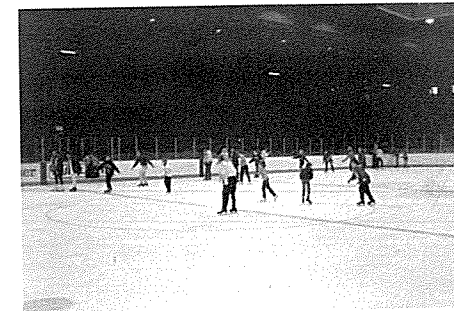
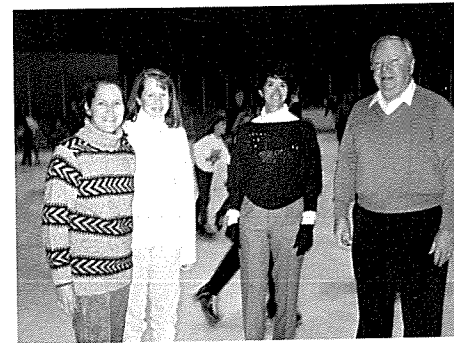
Compiled by Nancy A. Svoboda

### 87-0-353 Georgianna Fray v. The Omaha World-Herald Company, et al

Judge: William G. Cambridge  
Attorneys: Michael B. Kraville/Soren S. Jensen & J. Russell Derr

Case: Employment discrimination (Title 7 & Civil Rights Act of 1866)

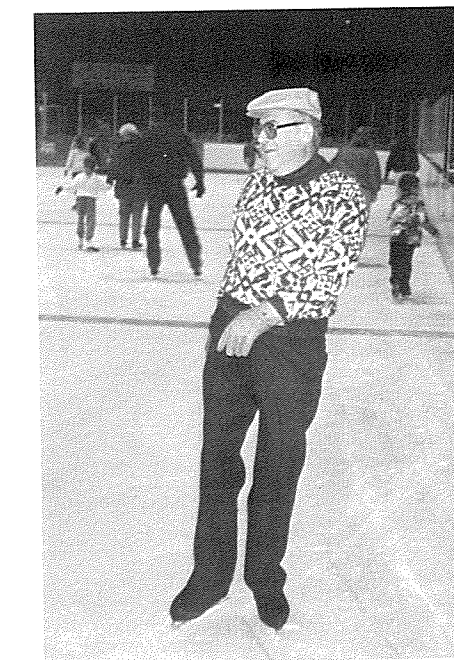
Specials: Amount not alleged in Petition.  
Verdict: For Plaintiff, \$5,000 for emotional distress; \$100,000.00 punitive damages; under 42 U.S.C. §1983; \$31,907.00 back wages



## AKSARBEN SKATING PARTY

By MaryLee Skaff

Over two hundred members and guests skimmed the ice at Aksarben on Sunday, February 4th at the annual OBA skating party. While many young beginners soon began to circle the rink independently, members and parents were pleased to find their feet had remembered what to do. As they unlaced their skates, located shoes for their aching feet, and looked forward to dinner and a good night's sleep with more than routine enthusiasm, the skaters generally agreed to put this event on next year's family calendar.



## JANUARY OMAHA BAR ASSOCIATION MEETING

By: Mark Quandahl

Mayor P. J. Morgan was the special guest speaker at the January luncheon meeting of the Omaha Bar Association meeting held January 18, 1990 at Peony Park.

"There is much you can do as Mayor, with the help of the community," said Morgan as he began his speech entitled "A Look Back and A Look Ahead". Morgan first recognized members of his staff, including long time City Attorney **Herb Fille**. "Herb is working for everyone in an equal manner," said Morgan "he's greatly appreciated." Morgan also was quick to give credit to his Chief of Staff, **Paul Welday**. "He's certainly one of our team players and he's helped us achieve our goals," said Morgan.

Morgan said he has spent literally hundreds of hours going over the City budget since taking office on May 9, 1989. "It looks easy from the outside" said Morgan, "but believe me, it isn't". Morgan said that as a general rule, he was pleased with the current City budget. "We're working on it every day and we're doing everything we can to make it better," said Morgan. "However, it takes all of us working together".

Morgan cited as his greatest disappointment so far was the City Council's decision on scattered site housing. "More important than the bricks and mortar aspect is the sense of hopelessness that surrounds the scattered site housing projects...I don't want to see another shooting at Logan Fontenelle. I want a change", said Morgan. After his speech, Morgan took questions from the crowd. **Paul Crouse** asked the Mayor's thoughts on the proposed convention center for the City of Omaha. The Mayor said that he has put together a standing group of individuals to determine the City's need for a convention center. "We're working towards addressing the demand, while keeping in mind the costs — how we're going to pay for it", said Morgan. Morgan cited the Phoenix convention center as an example of a poorly planned convention center. We need to be careful not to burden the taxpayers, **Morgan** said. I hope we can move forward with the convention center, and by April 1st, we should know the direction we're going.



Treasurer Steve Lundholm welcomes Mayor Morgan

## DOUGLAS COUNTY LAW LIBRARY NOTES

NEBRASKA SUPREME COURT SLIP OPINIONS are received in the library each Monday following the Friday issue date, at least a week ahead of the advance sheets. We are happy to provide this new service for your convenience.

UNICAMERAL SERVICES include computerized access to daily legislative action, bill status, amendments, bill tracking, daily agenda, hearing schedules, etc.

CURRENT USC, A NEW ONLINE SERVICE, provides the full text of the United States Code

updated as each new public law is signed by the President. CURRENT USC is a continually amended version of the Code.

U.S. SUPREME COURT OPINIONS are available online the day they are issued. An index to current opinions and a case table of all recent opinions with parallel citations are available at the library desk.

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Call 444-7174 for online research services.

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## LEGISLATION IMPACTING THE OMAHA BAR

By Chris Abboud,

The Nebraska legislature considers many subjects during the session. Over 400 bills have been introduced during the second session of the legislature. These are added to more than 300 carryover bills from the first session of the 91st legislature. This is the sixty day session of the legislature, providing ample opportunities for you to take part in the legislative process.

You are welcome to give testimony at committee hearings. You are also encouraged to meet with your state senator and to discuss your views with him during the three stages of consideration: General File, Select File, and Final Reading. There is also an opportunity to inform the governor of your views after the bill is submitted to her for signature.

A number of bills introduced this session are of particular interest to attorneys. I have listed them below.

- LB 835** Change provisions for liability of parents, guardians, and legal custodians.
- LB 838** Change provisions for claims against decedents estates.
- LB 839** Right of the Terminally Ill Act.
- LB 846** Provide for suspending drivers licenses for committing drug related offenses.
- LB 878** Require publication of votes by the judicial nominating commission.
- LB 880** Increase the number of district court judges.
- LB 882** Limit parental liability for property destruction caused by children.
- LB 883** Permit landlords to dispose of property abandoned by tenants.
- LB 885** Authorize jurors to be reimbursed for child care services.
- LB 886** Provide Attorney General with sole responsibility for prosecuting crimes against children.
- LB 889** Prohibit certain activities relating to abortions and abortion referral counseling services.
- LB 921** Change provisions relating to judicial nominating commissions.
- LB 927** Change penalties provision for violating drug laws.
- LB 928** Nebraska Street Terrorism Enforcement and Prevention Act.
- LB 942** Create the Court of Appeals.
- LB 951** Provide for the imposition of intermittent sentences.
- LB 967** Charitable Solicitation Registration.
- LB 976** Change penalties for violating drug laws.
- LB 977** Change penalties for possessing marijuana.
- LB 1003** Authorize the Supreme Court to award costs in certain criminal prosecutions.
- LB 1018** Prohibit discharge of firearms at occupied buildings and vehicles.
- LB 1024** Prohibit abortion for the purpose of gender preference.
- LB 1035** Provide for judicial review of school board decisions.
- LB 1038** Require landlords to attach numbers or letters to rental units.
- LB 1042** Change provisions for taking criminal depositions.
- LB 1054** Change provisions regarding state regulation of abortions.
- LB 1062** Authorize drug or alcohol testing of applicants for employment.
- LB 1091** Prohibit delivery of certain controlled substances to minors.
- LB 1095** Change provisions relating to grandparent visitation.
- LB 1113** Prohibit certain discriminatory actions relating to housing.
- LB 1114** Change the percentage of alcohol necessary to be considered under the influence.
- LB 1116** Authorize a court to award income tax exemptions in divorce cases.
- LB 1127** Eliminate statute of limitations for filing product liability actions.
- LB 1137** Disposition of the Personal Property Landlord Tenant Act.
- LB 1151** Change Provisions of the Low-Level Radioactive Waste Disposal Act.
- LB 1152** Change provisions regarding the validity of wills.

- LB 1163** Prohibit court reporters from soliciting additional business.
- LB 1166** Self-Service Storage Act.
- LB 1174** Change provisions for interest deposited in eminent domain cases.
- LB 1194** Change provisions for hearings for persons acquitted on insanity grounds.
- LB 1203** Establish a presumption of death or disability of law enforcement personnel.
- LB 1204** Change liability provisions under Political Subdivisions Tort Claims Act.
- LB 1205** Require drug and alcohol testing of certain criminal offenders.
- LB 1209** Change provisions for the private practice of law by public defenders.
- LB 1212** Provide for intensive supervision probation programs.
- LB 1227** Provide for the offense for flag desecration.
- LB 1242** Provide for assessing expenses for alcohol and drug testing.
- LR 237CA** Proposed constitutional amendment to provide for legislative confirmation of judges.
- LR 245** Petition Congress to propose a U.S. Constitutional Amendment relative to flag desecration.

The session is scheduled to adjourn on April 9, 1990. If you would like to become involved in the legislative process, contact your state senator. Information on the status of a particular bill can be obtained by calling the Legislative Hotline number: **1-800-742-7456** or the office of the Clerk of the Legislature: **1-471-2271**.

**ALCOHOL HOTLINE NUMBER  
(402) 449-1892. Confidential!**

### FOUND

Pocket Knife at the Ice Skating Party—For Information call Mardee at the OBA office 342-3786.

## ROBERT ARMSTRONG at the OBA

By Mary Lee Skaff

Robert Armstrong, guest speaker at the November meeting of the OBA, recounted some of the innovative projects undertaken by the Omaha Housing Authority during his tenure as Executive Director. Cox Cable had reported having difficulty collecting cable fees; the OHA agreed to undertake the collection in return for reduced fees, which included a collection fee used to fund the first scholarship ever sponsored by a public housing authority.

The OHA has been trying to encourage students to improve school attendance and achievement, and now has about 90 children with grade averages of 3.0 or better. **The Omaha Housing Authority** is the only housing authority to sponsor a football team; good school attendance is a prerequisite to play on the team. It has instituted a "Shadow Program" which permits students to follow employees around to see what they do and how they operate. This program costs nothing and provides the students with valuable exposure.

The OHA has 8,200 voters in public housing accommodations, and now has 22 voting registration locations. Residents of the larger facilities make sure the elderly have rides to the polls on voting dates. The Omaha Housing Authority sponsors an annual clean-up day; since instituting its voter awareness programs, they have received support from many candidates on clean-up days.

Mr. Armstrong mentioned that he had tried to get attention for the drug problem in Omaha in October of 1986; he spoke on this issue on Omaha TV in February of 1987. It took some time before local political candidates and the general public got on board on this issue. He noted that the arrest of any resident had the result of labeling all who lived in a facility; even the perception of crime is an obstacle to economic development.

Not all OHA housing is in housing projects; some of the housing is in various neighborhoods around the city. This scatter-site housing frequently meets with initial resistance from residents. Mr. Armstrong noted that the tenants for these locations are carefully chosen and that there is no evidence of neighborhood deterioration.

Mr. Armstrong presented a realistic but optimistic and positive program. It is easy to see why his leadership in this area has captured national attention.

## UNL COLLEGE OF LAW COMPLETES EMPLOYMENT SURVEY OF 1989 GRADUATES

By Bonnie Kimble,  
College of Law Career Services Office  
University of Nebraska

One hundred twenty-four (124) of the 139 members of the **UNL College of Law class** of 1989 responded to an employment survey completed in early January, 1990, for the College of Law Career Services Office and the National Association for Law Placement. Statistics gathered from the survey show that 93% of 1989 graduates responding to the survey were employed. This rate is slightly higher than employment levels for the last 6 College of Law graduating classes which have shown an average employment rate of 90%. Statistics for the graduating class of 1988 showed a 92% employment rate.

The largest category of employment was private practice with 54% of the respondents reporting employment in that area. The largest group, 20%, was employed by very small firms (2-10 attorneys). Small firms (11-25 attorneys) and very large firms (100+ attorneys) employed 12% and 9% respectively. Other categories listed were:

Business — 13%  
Government (including Judicial Clerkships) — 22%  
Public Interest — 3%  
Academic — 1%

As in past years, the largest concentration of graduates, 27% of those employed, reported their employment location as Lincoln. Omaha was listed as the employment location for 13 graduates, 11% of those employed. The most startling change in employment location came in the "Other Nebraska" category. In 1988, 8 persons, 9% of employed graduates, listed an employment location in Nebraska, but outside of Lincoln or Omaha. For the 1989

graduates, 21 persons, 18% of those employed, were in Nebraska communities other than Lincoln and Omaha.

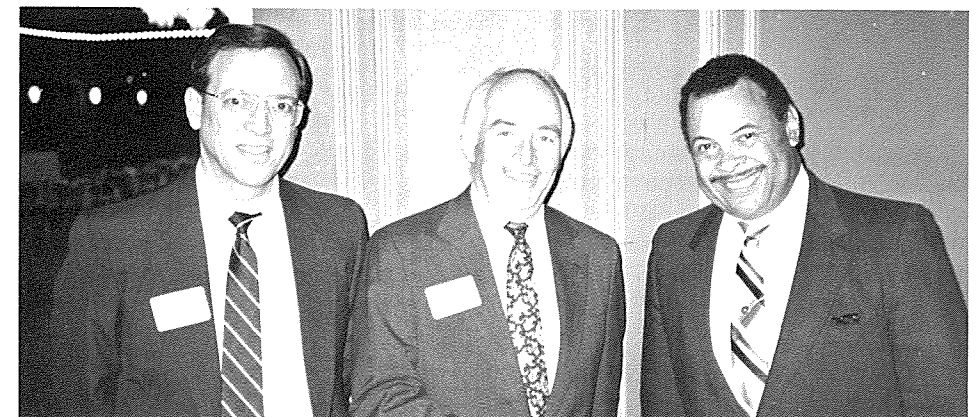
The most popular out-of-state destination for 1989 graduates was California. A strong economy and continued population growth make California, particularly southern California, a "hot" market for legal employment. Graduates reported employment in 7 different California cities.

Other popular out-of-state destinations were Missouri, Colorado, Arizona, and New Mexico. Altogether, 1989 graduates reported employment in 21 different states and one foreign country, but a strong majority, 56.5%, chose to stay in Nebraska.

The excellent placement statistics for the class of 1989 are a result of many factors, the most important being the diligence, hard work and overall quality of College of Law graduates. The growing reputation of the College of Law throughout the country has opened markets in other states to students and graduates, and College of Law alumni are encouraging their firms to recruit College of Law students and graduates. There is every reason to believe that opportunities for College of Law graduates will continue to expand in the 1990s.

### Remember Medical / Legal Dinner

Date: Tuesday, March 13, 1990  
Time: Cocktails 5:30 — Dinner 6:45  
Place: Peony Park Ballroom  
Speaker: ATTORNEY GENERAL,  
**Robert M. Spire**  
Cost: \$17.00



Past President Terry Macnamara & President Joe Meusey welcome OHA Executive Director Bob Armstrong



The winning Burke High Team with Attorney-Coach Tom Lauritsen

## MOCK TRIAL PROJECT

By Glenda Pierce

The Omaha Bar Association Public Service Committee coordinated the 1989 Nebraska Mock Trial Project in Douglas County. The project is a statewide law-related education project in which teams of high school students act as attorneys and witnesses in a mock trial setting.

The Public Service Committee helped participating schools find attorneys to coach the teams and found attorneys and judges to serve as performance and presiding judges in the mock trials.

This year 20 teams from local high schools participated in the Douglas County competition. Schools represented were Brownell-Talbot (2 teams), Burke (11 teams), Millard South (1 team), North (4 teams), Ralston (1 team), and Westside (1 team). A total of 29 trials were held between November 7 and November 28, 1989, when the final trial was held.

Douglas County was a region by itself this year, thus the final trial was the regional championship round. Burke High School Team No. 7, coached by **Tom Lauritsen**, was the winner of the regional championship round and advanced to the state championship held in Omaha on December 15 and 16, 1989.

The Burke High School team members and attorneys and teacher coaches were guests of the Omaha Bar Association at the February 15, 1990 meeting and were presented with a plaque from the Omaha Bar Association.

A special thanks to the many attorneys and judges who volunteered their time to serve as attorney coaches, presiding judges and performance judges at the mock trials:

### Attorney Coaches:

Allen Daubman (Westside)  
Jack A. Dike (North)  
Richard A. Drews (Burke)  
William T. Ginsburg (Burke)  
James T. Gleason (Burke)  
Earl G. Greene III (Brownell-Talbot)  
Paul Halbur (Burke)  
Gordon R. Hauptman (Burke)  
Charles J. Headley (North)

### Presiding Judges:

The Honorable W. Mark Ashford  
James E. Bachman  
Kirk S. Blecha  
Stephen M. Bruckner  
The Honorable Michael P. Cavel  
Steven D. Davidson  
The Honorable Stephen A. Davis  
Daniel G. Dolan  
Sandra L. Dougherty  
Patricia M. Dugan  
Betty L. Egan  
The Honorable Lyn V. Ferer  
Michael Fortune

### Performance Judges:

Michael W. Amdor  
Jeff Anderson  
Elizabeth S. Borchers  
Anne Breitkreutz  
Charles M. Bressman  
Robert T. Cannella  
David A. Castello  
J. Michael Coffey  
Michael F. Coyle  
Thomas H. Dahlk  
Tracy DeWald  
Robert V. Dwyer, Jr.  
Kathryn A. Ekeler  
Kent C. Engdahl  
Kathy Ford  
Donald G. Furlow  
Michael D. Gooch  
Joseph W. Grant  
Tim Grauman  
Mary Heise  
Marcena M. Hendrix  
Julie Hershiser  
David G. Hicks  
William R. Johnson  
Myron J. Kaplan  
Mike Kennedy  
Moira Kennedy  
Lisa S. Kessner  
Carol C. Knoepfler

Martin J. Kushner (Burke)  
Thomas C. Lauritsen (Burke)  
Verne Moore, Jr. (Westside)  
Nancy Peters (Burke)  
Mark Petersen (Millard South)  
William E. Pfeiffer (Burke)  
William J. Riley (Ralston)  
Robert J. Sivick (North)  
Charles L. Titus (Burke)  
Patrick G. Vipond (Burke)  
Raymond E. Walden (Burke)  
Thomas R. Wolff (Burke)

Gerald L. Friedrichsen  
Thomas A. Gleason  
Terry K. Gutierrez  
Melinda G. Hess  
David S. Houghton  
The Honorable Richard M. Jones  
The Honorable Thomas V. McQuade  
Deborah D. McLarney  
Anne B. O'Brien  
J. Scott Paul  
John S. Slowiaczek  
The Honorable Steven M. Swartz  
William A. Tinstman  
Christopher J. Tjaden  
John W. Wilke

Christopher R. Knust  
Lawrence E. Krittenbrink  
Pete Langdon  
Mary G. Likes  
Amy L. Longo  
Sandra L. Maass  
Annette E. Mason  
Jim McCabe  
Gary B. Randall  
Geri Rome  
Michael F. Scahill  
Mark R. Scherer  
David Schmidt  
Scott Searle  
Kathleen C. Smith  
Dwight Steiner  
Scott Sweir  
Kurt F. Tjaden  
Janine Uchino  
Josephine V. Wandel  
Robert Yates

Also, a special thanks to Judge **Steven Swartz** and **Sheryl Connolly** in the Douglas

County Court for all their assistance and for letting us use the County Courts for the mock trials, to **Father Paul** and **Creighton University School of Law** for letting us use courtrooms at Creighton for mock trials, and to **Pam Bloch**, **Mary Kay Frank**, **Pat Grewe**, **Melinda Hess**, **Lisa Kessner** and **Randy Stevenson** for finding volunteers to judge the mock trials.

## NEBRASKA MOCK TRIAL CHAMPIONSHIP

By: Glenda Pierce

The state championship rounds of the 1989 Nebraska Mock trial Project were held in the County, District and Federal Courts in Omaha on December 15 and 16, 1989. This was the first year that the state championship rounds were held in Omaha. Teams from high schools all over the state competed in the two-day competition. The teams were: Bellevue East, Burke, Genoa, Gering, Loup County, Neligh-Oakdale, Oxford, and York. The final trial was held on Saturday afternoon in **Judge Strom's** court between Gering High School and Neligh-Oakdale. Gering won the competition and will have the option of representing Nebraska at the national competition to be held in May in Portland, Oregon.

Many Omaha judges and attorneys helped to make Omaha's first hosting of the state championship a success. A special thanks goes out to the following:

### Presiding Judges:

Michael W. Amdor  
The Honorable William G. Cambridge  
The Honorable Theodore L. Carlson  
Patrick J. Cullen

### Performance Judges:

Dana C. Bradford, III  
John C. Brownrigg  
James B. Cavanaugh  
William H. Coates  
Thomas H. Dahlk  
Sandra L. Dougherty  
Steven D. Davidson  
Keith I. Frederick

The Honorable Steven A. Davis  
Douglas D. Grieser  
David S. Houghton  
The Honorable Richard G. Kopf  
Richard E. Shugrue, Ph.D.  
The Honorable Lyle E. Strom

Terry K. Gutierrez  
Denise A. Hill  
Craig L. Kelley  
Robert J. Kmiecik  
Lindsey Miller Lerman  
Amy L. Longo  
James L. Quinlan  
John S. Slowiaczek  
Barbara C. Lohr Van Sant

A big thank you goes out to the following people who filled in upon very short notice for presiding or performance judges who were unable to serve: **Tom Dahlk**, **Steve Davidson**, **Judge Davis**, **Terry Gutierrez**, **Doc Shugrue**, **Dave Houghton** and **John Slowiaczek**.

Also a special thanks to Judge Strom and his staff for making all the arrangements for us to use the federal courts on Saturday.

# Committee Corner

## LAWYER REFERRAL HELPS ATTORNEYS GENERATE \$107,010 IN ATTORNEY FEES

By: Elizabeth Burnes

The Lawyer Referral Service of the Omaha Bar Association has served the Omaha community for over twenty-five years. The Lawyer Referral Service is staffed by executive director, **Donna Findell**. Ms. Findell receives calls from the public and refers them to lawyers for assistance. Cases are referred to attorneys on a rotation basis. The Lawyer Referral Committee, chaired by **Chuck Kluger**, oversees the activities of the Lawyer Referral Service.

The Lawyer Referral Service is beginning its membership drive on April 1, 1990. Currently the Lawyer Referral Service has 212 attorneys which it refers cases to. However, the Lawyer Referral Service hopes to increase its membership to 350 attorneys.

To join the Lawyer Referral Service, an attorney must be a member of the **Omaha Bar Association**. The annual membership fee for joining Lawyer Referral is \$60.00. In addition to paying the \$60.00 annual fee and being an OBA member, the attorney must provide the referred client with a one-half hour consultation for a \$20.00 fee.

The \$60.00 membership fee is a very small investment compared to the fees one can generate by being a member of the Lawyer Referral Service. Within the last year, an attorney collected a **\$21,000.00** fee from a client referred by the Lawyer Referral Service.

The **Omaha Bar Association** started the Lawyer Referral Service to help people find competent legal assistance. According to Lawyer Referral Service chairman, **Chuck Kluger**, serving the community is still the principal purpose of Lawyer Referral. The Lawyer Referral Service not only fulfills a public need, but presents real opportunities for attorneys to develop new clientele.

The number of appointments set by the Lawyer Referral Service demonstrates that the service is fulfilling the community's needs. Since April, 1989, the Lawyer Referral Service has set 1,318 appointments. As a result, attorneys have collected over \$107,000.00 in attorneys fees.

**Ms. Findell** indicates that more attorneys are needed in the Lawyer Referral



Charles R. H. Kluger

Service to handle civil and criminal federal cases, labor law cases, (immigration & Civil Rights cases), and lemon law cases.

In April each OBA member will receive a Lawyer Referral Service Enrollment card. Please consider joining this valuable public service and increasing your clientele. Also, encourage your non-OBA members to join our organization and become part of the Lawyer Referral Service.

If you would like further information regarding the Lawyer Referral Service, please call **Ms. Findell at 342-2005**.

### ACKNOWLEDGEMENT

Thanks to the OBA for the camera that allows the Newsletter flexibility of photographers. Photos for this Newsletter were taken by Steve Bruckner, Mardee Korinek, J. Terry Macnamara, Dennis Moran, Glenda Pierce and Dwight Steiner with captions by Steve Bruckner.

### Omaha Bar Newsletter

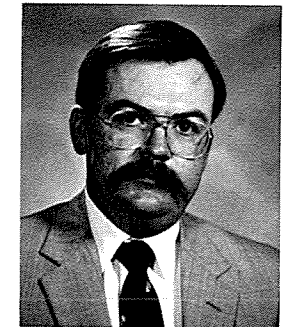
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Nancy Svoboda  
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Contributors:  
Carol Gendler  
Barbara J. Gaskins  
Bonnie Kimble

Kevin E. Naylor  
Robert O'Connor, Jr.  
Glenda Pierce



Robert E. O'Connor

## MEDICAL LEGAL COMMITTEE NEWS

By: Robert O'Connor, Jr.

The Medical Legal Committee of the Omaha Bar Association has undertaken several projects this year. The first project was a mini-seminar conducted on February 15, 1990 at 4:00 P.M. This seminar took place immediately before the monthly OBA dinner at Peony. The subject matter of the seminar was "Care and Feeding of Doctors and Trial Practice". It was a "How To" with regard to reports, depositions, and direct examinations. The seminar leaders were **Charles Gotch**, **William Lamson**, and **E. Terry Sibbersen**.

The Attorney-Physician Teamwork booklet was prepared several years ago by the Medical-Legal Committee in conjunction with the Medical Society. Unfortunately, we have been remiss in making sure that this booklet has been distributed to all recent graduates. Luckily, we have "found" four extra cases of the booklet. It is available for all who desire it. If you would like a copy, please contact **Mardee Korinek** and she will get one out to you. The booklet was available and discussed at the seminar.

The committee is also in the process of revising the Attorney-Physician Teamwork booklet in light of the recent changes in the Nebraska Jury Instructions, as well as attempting to apply the recent decisions concerning expert testimony and trial practice. Hopefully, a draft will be ready before Spring.

Our last and most ambitious project is conducting a seminar for the doctors to teach them what we, as lawyers, are looking for in records requests, medical reports, and depositions. We hope to begin on-site mini-seminars for the doctors soon.

**Robert M. Spire** is the speaker for the Medical-Legal dinner on Tuesday, March 13th. His topic will be of interest to everyone and is entitled "WHY DOCTORS ARE TOO SMART TO BE LAWYERS...AND VICE VERSA."

## LAWYERS ON THE MOVE

Three new attorneys added to Gaines, Mullen—**James D. Gotschall**, **James D. Buser** and **Robert F. Rossiter, Sr.**... joining Anderson, Berkshire are **William H. Hadley** and **Brad White**... **Thomas E. Whitmore** and **James Fenlon** forming new law firm... **John Naylor** from Kansas City to Dixon & Dixon... **Karen Stander** and **Thomas Stine** now at Steier & Kreikemier... **Tim Kelso** from City Attorney's office to Harris, Feldman & Stump... **Jerry Rauterkus** formerly of Erickson & Sederstrom moved to Denver... **Paul Prentiss** has moved to Timmermeier, Gross & Burns as is **Steven Howard**... **Terry Maher** now a partner with Abrahams, Kaslow as is **Mary Swick** with Baird, Holm... announcing retirement after 17 years with Creighton's Law Library are **Robert** and **Elizabeth Kelly**... **Dean Sitzmann** elected to Board of Directors at Steier & Kreikemeier... **Joseph W. McNamara, Jr.** named President-elect of the Nebraska Land Title Association... **Christopher Knust** new partner at Lieben, Dahlk... **Pam Bloch** married to **Mike Coyle** now at home with newborn... **Paul Ziemba** at Jacobson Helgoth Consultants... **Tom McCusker** is now at Mutual... **Cynthia L. Sanders** and **Jerry M. Slusky** have joined Kutak, Rock & Campbell.

Please advise the Omaha Bar Association (342-3786) of any moves, additions, subtractions or promotions within your law firm.

Are your OBA Dues paid??  
Membership committee hard at work—Chairperson Denise Hill with committee members Mary Jewell, Karen Shuler, Susan Norris, Jim Schneider and Mark Novotny. (l to r)

## Omaha Bar NEWSLETTER

Omaha Bar Association  
2133 California Street  
Omaha, Nebraska 68178

If address is wrong in any respect please correct directly on the label and return to the Omaha Bar Association, abc address.

## CALENDAR

**Mar.**  
5-16

District Court **JURY SESSION**

13 Tues.

Annual **Medical/Legal** Dinner—Peony  
Cocktails 5:30 Dinner **6:45**  
Speaker: **Robert M. Spire**

**Apr.**  
2-13

District Court **JURY SESSION**

19 Thurs.

**Shrimp Peel**—Erin Court

30-May 11

District Court **JURY SESSION**

**May**  
1 Tues.

**LAW DAY** "Generations of Justice"  
Luncheon—Peony Park

14 Mon.

**FIELD DAY** (Note change of date!)  
Omaha Country Club

Note: The joint meeting planned for February with the Pottawattamie Bar Association was postponed due to the illness of Ken Sacks. It will be rescheduled at a later date.



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