



The Docket

SARASOTA COUNTY
BAR ASSOCIATION
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MEETING NOTICE

Trending Toward Diversity Through Economics

By **CHARLIE ANN SYPRETT, Esq.**
Chair, SCBA Diversity Committee

Su Byron boldly concluded in the January 2017 issue of 941/CEO that “Diversity is good for the bottom line.” And, the Sarasota County Bar Association Diversity Committee couldn’t agree more. Not only is there an abundance of data demonstrating that a diverse work force translates to more revenue; but, there is now convincing data demonstrating that the future Sarasota client base will become increasingly more diverse and that the next generation of lawyers believes in and expects workplace diversity.

Yet, diversity in our local Bar remains a challenge. Jamie Collins, a partner at Adams and Reese and the chair of its Diversity Committee lamented in the 941/CEO article
See DIVERSITY, Page 11

PRO BONO AWARDS

Michele Stephan honored for service



Florida Bar President William J. Schifino, Jr. presents SCBA member Michele Stephan with the Florida Bar President’s Pro Bono Service Award.

By **PAMELA FIELDS, ESQ.**
*Pro Bono Coordinator
Legal Aid of Manasota Inc.*

On behalf of Legal Aid of Manasota and all of the other legal aid agencies in the state of Florida, we thank all the attorneys who have donated time to provide pro bono service. We could not do it without you!

Each year we face a difficult choice — who to nominate for the Florida Bar President’s Pro Bono Service Award. This award is given to a recipient in each Circuit at a wonderful ceremony held in the Florida Supreme Court chambers in Tallahassee and attended by all of the Florida Supreme Court justices. This year’s award ceremony was held on January 19.

The Florida Bar President’s Pro Bono Service Award was established in 1981. Its purpose is twofold: “to further encourage lawyers to volunteer free legal services to the poor by recognizing those who make such
See PRO BONO, Page 9

E-DISCOVERY • PART 2

Getting into the nitty-gritty of E-discovery

By **ILYAS SAYEG, Esq.**
Maglio, Christopher, and Toale P.A.

Editor’s Note: In last month’s Docket, Part 1 of this three-part series introduced you to E-discovery by going through its history and evolution. Part 2 gets into the nitty-gritty, so buckle up!

As of 2012, Florida Rule 1.280 explicitly brings electronically stored information (ESI) within the scope of discovery. Further, Rule 1.350(b) provides important — though rarely followed — guidance on the procedures for requesting and producing ESI. For example, the rule allows the requesting party

to “specify the form or forms in which [ESI] is to be produced.” If no form is specified in the request, or if the responding party objects to the requested form, the rule requires the producing party to “state the form or forms it intends to use.” By default, the “producing party must produce the information in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.” “Reasonably usable” typically means that the producing party cannot degrade the quality or search functionality of ESI. If there is a specific objection (no boilerplate) based on burden, Rule 1.280 requires courts to weigh
See E-DISCOVERY, Page 13

SCBA NEWS

Put on some green and celebrate St. Patrick’s Day

While here in Sarasota it is green year-round, there is always one day a year when the Sarasota Bar is encouraged to wear green all over. That day is, of course, the annual Saint Patrick’s Day Social, hosted by the Young Lawyers Division. Again this year the social will be an informal gathering on Friday, March 17. We will be meeting at one of Sarasota’s biggest St. Patrick’s Day venues: the Shamrock Pub at 2257 Ringling Boulevard. All Bar members and guests are invited. A representative of the Young Lawyers Division will be present to the side of the Pub around 5 p.m. to officially monitor the festivities until 7 p.m. If you have trouble spotting your local YLD member, look for the only person who is wearing orange. If you have any questions regarding the event, please contact the SCBA office at scba@sarasotabar.com.





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Term limits — Florida judges under attack

Legislators upset with recent Supreme Court opinions and looking to advance their political initiatives are at it once again as they strike out against Supreme Court justices and DCA judges through term limit legislation. Recently, the House Civil Justice & Claims Subcommittee approved HJR 1. Many legal organizations have vigorously argued against the idea of term limits. Unfortunately, opponents of the legislation were dealt a stiff blow when the House panel approved the legislation supporting term limits. The legislation will now move on for legislative approval.

House Speaker Richard Corcoran, R-Land O' Lakes, has been the catalyst for HJR 1. If the proposal makes it through the Legislature, it will go before the voters as part of the 2018 ballot. Currently, there are no term limits for Supreme Court justices or DCA judges. Instead, Supreme Court justices and DCA judges are subject to mandatory retirement at the age of 70 and merit retention elections every six years. Under the proposed resolutions, appellate judges would be limited to no more than two appearances on the merit retention ballot. Depending on when they were appointed, this would limit them to 12 to 15 years of service on those courts.

Rep. Jennifer Sullivan, R-Mount Dora, is the sponsor of HJR 1 and believes our current system of justice does not hold judges accountable.

SCBA PRESIDENT'S COLUMN



E. Keith DuBose, Esq.
Matthews
Eastmoore

Despite judges having to go before the people under our current merit retention process, Corcoran, Sullivan and similar-minded legislators believe that there is no accountability for judges and that a better system is needed. Shame on them to think the people of this state are incapable of holding judges accountable under our current democratic process. Interestingly, Sullivan's rationale that our current system is not adequate for holding jurists accountable is based on the fact that no Supreme Court Justice or DCA Judge has ever lost a merit retention vote. Sullivan's rationale is completely absurd. The fact that Florida voters haven't yet exercised their power to unseat a Supreme Court Justice or DCA Judge doesn't mean the retention system is broken. Maybe it's more of a vote of confidence in the quality of our judges.

HJR 1 is just the newest attack on our third branch of government. The legislation is void of any real substance to support its need for implementation. Instead, many point to recent rulings on redistricting and the death penalty that did not favor majority legislative leaders like Corcoran. The House Leader and his supporters have made it a point to go after those judges who refused to support their plans for redistricting. Proposing this type of legislation, with no rational basis for its existence, only weakens the concept of an independent judiciary.

Opponents of the legislation,

We have to support our judicial branch of government and protect our Supreme Court justices and DCA judges from this unwarranted and baseless attack.

such as The Florida Bar Board of Governors, The Florida Bar, the Florida Justice Reform Institute, The Trial Lawyers, Young Lawyers Division, Appellate Practice and the Business Law sections of the Florida Bar, have all voiced disapproval of HJR 1. They argue that the legislation is just a way of lashing out against the judiciary for unfavorable rulings. Opponents believe that, in addition to being an unfair attack on our judiciary, term limits will deter younger lawyers from leaving private practice to serve on the bench, especially if faced with the proposition that they will likely have to go back into the workforce and once again start building a practice from the ground up.

In case you were wondering which states impose term limits on judges, you don't have to think for long. No other U.S. state has term limits for state court appellate judges. We have to take this opportunity to support our judicial branch of government and protect our Supreme Court justices and DCA judges from this unwarranted and baseless attack.

SCBA LEADERSHIP

Nominating Committee proposes 2017-2018 slate

By W.E. "CHIP" GAYLOR
Nominating Committee Chair

The SCBA Nominating Committee nominates the following members to serve as officers of the organization in the 2017-2018 year: **W.E. "Chip" Gaylor**, President; **Nancy Cason**, President-elect; **W. Andrew Clayton, Jr.**, Secretary/Treasurer. **E. Keith DuBose** will remain on the Board as Immediate Past President.

The Nominating Committee

also nominates the following SCBA members to serve as directors-at-large for a three-year term: **Stacy Dillard-Spahn**, **Jason Gaskill**, and **Jonathan Whitney**. Current Directors **J. Allison Archbold**, **Hagen Brody**, **Jennifer L. Grosso**, **Mark A. Haskins**, **Dana B. Keane**, and **Daniel R. Strader** will continue to serve on the Board until the expiration of their staggered terms. The Young Lawyers Division will be represented by its new President, **Erin H. Christy**, and the South

The nominees will be elected at the May general membership meeting

County Division will be represented by its new President, **Daniel Policastro**.

Pursuant to Article III, Section 3 of the SCBA bylaws, any member wishing to contest a nominee for an open position must submit a petition for a contested election signed by 40 active members to the SCBA office no later than April 15. Absent any such contest, the above nominated shall be elected by voice acclamation of the members present at the May general membership meeting.

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Golden Anniversary: Bill Scovill

By **ROBERT YOUNG, Esq.**

Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A.

Harold William Scovill prefers to be called Bill Scovill. In my opinion, his preference for consonance matches his easy-going personality.

Mr. Scovill is a transactional lawyer who currently focuses on the preparation of wills and trusts. He graduated from University of Florida in April 1966; not surprisingly, he was classmates with another local golden anniversary attorney, Michael Furen.

He began his practice at the small firm of Glen Barry, which practiced real estate law, specifically closing the original sale of unimproved lots on Bird Key. Mr. Scovill remembers selling an unimproved lot on Bird Key for \$7,500.

In 1972, Mr. Barry was involved in an automobile accident and passed away, leaving the entire firm to be owned and operated by Mr. Scovill, who was only about 30 years old at the time. Mr. Scovill stated that at first, he was practicing doorstep law and taking any case that walked through his door. He remained primarily focused on real estate law, but began to look for a different

area to concentrate on, because real estate was beholden to the market. Real estate law also underwent a number of large regulation reforms

while he was practicing. He thought of that period as “an innocent time, though it may be that it was just a time that people were better at covering things up.” His last real estate closing was about 20 years ago.



Harold William
“Bill” Scovill

Mr. Scovill now focuses on what he calls the law and the family. As he says, if you ever doubt that God has a sense of humor, look at any family. There always exist one or more problems in any given family, and Mr. Scovill’s tip is to ask the mother of the household for the truth of the matter. Mr. Scovill’s practice is geared toward maintaining family finances in the family without creating feuds. It is not easy, but Mr. Scovill tells me that it is a lot of fun — far more fun for him than playing “bad golf.”

When asked about what

changes in the law stood out to him, Mr. Scovill pointed toward technology, both as a good and bad advancement. Advances in research technology have enabled a greater number of both judges and lawyers to be far more proficient in the practice of law. But while it is far easier now, for example, to correct mistakes with a word processor than having to rewrite a document using carbon copies, it has also increased the overall demand for instant answers and universally erased the patience to wait for good answers. Opposing counsel used to become irate with Mr. Scovill when two weeks had passed since they mailed a letter; now they become irate when 20 minutes have passed since they sent an email. The compacting of society has reduced the opportunity to communicate well in exchange for communicating quickly, especially with the judges, who have greater expertise but less time to work through cases. For Mr. Scovill, all the technology in the world cannot replicate or accelerate the art of practicing law: we are, and must remain, artisans who craft the law for our clients. Mr. Scovill is looking forward to crafting wills and trusts for his clients for many years to come.

PERSONAL DEVELOPMENT

What’s real? It’s whatever we focus our attention on

By **Marty Hurwitz**

Transitioneering

Have you ever asked yourself “Is this for real?”. If you are like most people, the answer is yes. Often in the work I do with people there is a common question. And the question is “What’s real?”. The answer is that reality is determined by the focus of one’s attention. Just as each rainbow is unique to the viewer, no two people ever gaze upon the same rainbow, an individual’s reality is unique to their specific focus. To borrow from physicist John Archibald Wheeler, “....Ours is a participating universe. Observer participation gives rise to information. What we measure, monitor,

Take a break from complaining. To do so, I recommend going on a “complaining fast.”

record and attend to is what colors our view of life. The quality of our attention and the nature of its recorded representations have become the informational infrastructure of our reality.” The power of where we chose to aim the beam of our focus is ours.

How often do you go home and share those aspects of your day that were bothersome and annoying? Basically complaining. You can better motivate yourself to engage in your work by directing attention to the positive aspects. At the end of your day, bring to mind and share those present benefits that do exist at your work. Share, think about and note in writing

specific positives about your day. It is important to focus on the positives of the day even — especially — during tough times. Focus on simple pleasures. Identify the aspects of work that help you feel good, fully engaged and that you are doing good, i.e. finding meaning outside of yourself. Complaining gives one reason to be unhappy. It keeps people stuck in a place they do not want to be. Take a break from complaining. To do so, I recommend going on a “complaining fast.” Try giving up any and all forms of complaining for one week. It is not that long. See how you feel at the end of the week. Happier, more energized, more productive and less stressed, I would bet.



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A holiday for wearing blue and going sober?

March is a special month. For one day, everyone feels “Irish.” As an Irish-Lithuanian-Dutch-Puerto Rican, my cultural heritage can be a bit muddled. However, with a surname as definitively Irish as “Butler,” the greener part of my family tree has never escaped me. In celebration of St. Patrick’s Day, I want to draw your attention to seven things you might not know about the holiday:

1. St. Patrick’s Day Parades are Protected Free Speech. In *New York County Bd. of Ancient Order of Hibernians v. Dinkins*, 814 F.Supp. 358 (S.D. N.Y. 1993), the Court held that a St. Patrick’s Day Parade sponsored by a private organization constitutes speech protected by the First Amendment guarantee of Freedom Speech. In so ruling, the Court noted that “[a] parade is, by its nature, a pristine form of speech. . . people gather together for the purpose of expressing their message.” *Id.* at 366.

2. St. Patrick’s Day Used to Be a Dry Holiday. St. Patrick’s Day started out as a strictly religious holiday. Consequently, in Ireland the nation’s pubs were closed in observation of the celebration of St. Patrick. However, in 1970, the holiday was converted to a national holiday, and now the Irish can enjoy their

Guinness while wearing green.

3. We Should Really Be Wearing Blue. St. Patrick’s Day could not be more closely associated with the color green. However, Saint Patrick’s color was “St. Patrick’s blue,” a light shade that is still Ireland’s official color of state. It was only as a result of the Irish independence movement of the 18th century that we came to associate the color green with Ireland.

4. DUIs Spike During St. Patrick’s Day. Unfortunately, it is predictable that a holiday that often centers around drinking creates a spike in the number of DUI arrests. In fact, St. Patrick’s Day is second only to New Year’s Eve for the number of arrests. In researching this article, I found a number of attorneys around the country who specifically advertise under such headlines as “St. Patrick’s Day Car Accident Lawyer.” Dubious marketing strategies aside, if you practice criminal law, this is a perfect time to educate your clients about DUIs and their rights, and the potential ramifications of a DUI. And of course, always drink responsibly and never drink and drive!

5. The First St. Patrick’s Day Parade Was in Boston. That’s right! The very first St. Patrick’s Day parade took place in 1737 in Boston,

not in Ireland. Perhaps it is not surprising when considering that Boston continues to boast the highest percentage of its residents with Irish ancestry, and still hosts one of the largest parades.

6. St. Patrick’s Day Office Parties Can Be Costly to Employers. Holiday office parties post a number of risks for employers. The most common scenarios involve intoxicated employees. Whether it is a traffic accident, or a drunken brawl at the party itself, employers have been dragged in as defendants for failing to monitor the alcohol consumption of staff. Other common lawsuits involve office workers who get a little too touchy when drinking, leading to sexual harassment lawsuits.

7. Americans Love to Spend Money on St. Patrick’s Day. According to the National Retail Federation, consumers in the U.S. spent \$4.4 billion on St. Patrick’s Day in 2016. On average, over half of Americans will celebrate St. Patrick’s Day, with the average amount spent per partier around \$35.

This year, the YLD will be gathering at the Shamrock Pub starting at 5:30 on St. Patrick’s Day. We invite all SCBA members to join us while wearing green (or St. Patrick’s blue) attire!

YLD PRESIDENT’S COLUMN



Jesse R. Butler, Esq.
Dickinson & Gibbons, P.A.

YLD LEADERSHIP

Slate presented for YLD Board

By **ERIN H. CHRISTY**
YLD President-Elect

The Nominating Committee presents the following slate of officers and directors to serve on the YLD Board for 2017-2018: **Erin H. Christy**, President; **Erin A. Itts**, President-Elect; **Brian Goodrich**, Secretary; **Sara Castro**, Treasurer; and **Jesse R. Butler**, Immediate Past President.

New directors slated include **Austin Eason**, **Patrick McArdle**, and **Daniel Tullidge**. Returning to the board are **Jennifer Burns**, **Rachel Didier** and **Robert Young**. Representing the South County Division will be **Fletcher Rush**.

Thank you to all those who expressed an interest in serving. I look forward to a great year.

The slate proposed by the Nominating Committee shall be elected by voice acclamation of the members present at the Annual Meeting, or for any contested position, by the majority of those present at said Meeting.

Thank you to all those who expressed an interest in serving. I look forward to a great year.

MEMBERSHIP

Welcome, new members!

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

■ **Michelle Ace-Carroll**: Thomas M. Cooley; 2016; *Attorney at Law*

■ **Deanna M. Cipriano**: Stetson; *Student Member, Class of 2019*

■ **Karl Daniel**: Thomas M. Cooley; *Student Member, Class of 2017*

■ **Eric C. Fleming**: Stetson; 2008; *The Law Offices of Eric C. Fleming, P.A.*

■ **Alex L. Gurley**: University of Florida; 2016; *Ulrich, Scarlett, Wickman & Dean*

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In garnishing tax refunds, timing is everything

By **SCOTT D. FOELLER, Esq.**
Hodges, Avrutis & Foeller

It's that time of year again — the holidays are behind us and people are settling back in at work. Invariably, as people get back to work, the focus, to some degree, starts to shift to those blasted income taxes.

Each year, I get phone calls and emails from my colleagues around the area, as well as from some clients, outlining a fairly common scenario. They have been successful in suing someone who owed them money and have this judgment hanging out there that has not been satisfied. They know that the debtor is working and out there just living his or her life without paying the judgment. So, is it possible to garnish Mr. Debtor's tax refund?

Like most any decent lawyer, my



Scott D. Foeller, Esq.
Hodges, Avrutis & Foeller

first response is “well, it depends.” The first part of the analysis would be to determine if your debtor is even entitled to a tax refund. Some judgments may be large enough that it would be worth the cost and expense to subpoena the documents and hire your own accountant to review them in order to ascertain if there is a likelihood of a tax refund being available. Most judgment balances are not that sizeable, but the creditors may be willing to roll the dice and spend the money on the assumption there is a refund coming. I remember reading years ago about some creative debtors who had intentionally set their Federal Withholding very high simply as a means to reduce their disposable income and use the withholding taxes as a means of saving money and avoiding creditors. They would then imme-

diately purchase exempt assets like annuities with the tax refunds as part of their efforts to avoid paying creditors.

So if you decide you want to garnish a tax refund, don't waste your time trying to capture it at the Treasury. While a tax refund is maintained at the Treasury prior to disbursement, sovereign immunity renders it untouchable.

Also, when looking at a tax refund, most people recognize that those dollars started out as wages. As such, when analyzing this question most attorneys start to examine the judgment debtor to see if the person is head of family or possibly qualifies for some other exemption from a wage garnishment. *In re Lancaster*, 161 B.R.

See **GARNISHING**, Page 11

PRO BONO

Continued from Page 1

public service commitments; and to communicate to the public some sense of the substantial volunteer services provided by Florida lawyers to those who cannot afford legal fees.”

This year, the person chosen for this award certainly personifies pro bono service to the poor. **Michele Stephan** has, for many years, spent countless hours assisting clients of Legal Aid of Manasota and has also worked tirelessly at Resurrection House, assisting homeless clients who use its services. Over the years, Michele has donated well in excess of 800 hours of pro bono service. The significant monetary value of this work is overshadowed by the impact she has made on so many people's lives.

The following is a synopsis of the nomination submitted on behalf of Michele:

Michele has been an outstanding advocate for Legal Aid of Manasota. She has assisted us in numerous ways, including handling legal matters for our clients and teaching our divorce clinic. What stands out most is Michele's dedication to serving the homeless at our local day shelter, Resurrection House.

Michele has been single-handedly



Award recipients are pictured with Florida Supreme Court Justices and Florida Bar President William J. Schifino, Jr. at the Annual Pro Bono Service Awards Ceremony on January 19, 2017, in Tallahassee, Fla.

running a weekly clinic at Resurrection House for the past five years, assisting homeless individuals with a wide variety of legal issues. The following is just a small sampling of her success stories:

She helped a man with stage 4 lung cancer obtain his driver's license.

She helped a father defend a termination of parental rights so that he could establish a relationship with his child.

She helped a woman recover uninsured motorist benefits after involvement in a hit and run. The client underwent a total knee replacement, and Michele directed her to vocational rehab. The client

Michele has been single-handedly running a weekly clinic at Resurrection House for the past five years

now lives in low-income housing and makes jewelry for a living.

Another client was a woman living in a decrepit motel room despite the fact that she had inherited some money. Michele helped establish a guardianship. The client is now living in an assisted living facility and she is being well taken care of with a secure home and three meals per day.

These are just a few examples of the life-changing work Michele has been responsible for. She does not shy away from difficult situations, but rather embraces the challenge. Michele is a shining example of the difference one attorney can make when willing to give time and share expertise.

FOR A FRESH START



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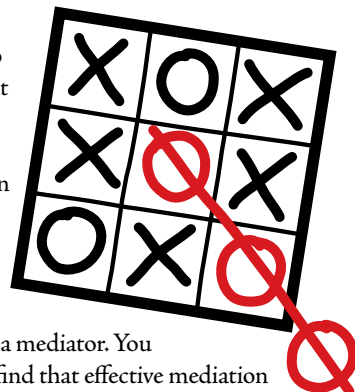
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The Docket



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The Docket encourages submissions of interest to SCBA members. Contact the SCBA office via e-mail (scba@sarasotabar.com) or phone (861-8180) for further information. The Docket is published 10 months a year. Deadline is the first Friday of the month preceding the month of publication.

Come on down to South County!

Greetings from South County! We are all enjoying our beautiful Florida winter, complete with snowbirds, traffic, long waits at favorite restaurants and all of those other wonderful things that go with a southwest Florida winter. Things are moving along nicely in South County. We continue to work on the new full-service Courthouse at the R.L. Anderson complex. Also, we continue to work with Judges Don T. Hall and Kimberly Bonner to institute a full, reinvigorated Circuit/Civil Division in South County. Hopefully everyone is following the Administrative Order and filing all cases with a South County genesis in South County.

In February, we held our ever-popular and highly entertaining wine social at the Venice Wine and Coffee Company in downtown Venice. It was a wonderful event with free food and wine thanks to our generous sponsor Englewood Bank and Trust. Our next event

SOUTH COUNTY PRESIDENT'S COLUMN



Stephen K. Boone, Esq.
*Boone, Boone,
Boone &
Koda, P.A.*

(which may have already happened by the time you read this) is the popular Sporting Clays Event at the Sarasota Gun Club, off Knight's Trail Road in Nokomis. Again, this event is made possible at a very reasonable price thanks to our sponsors Sabal Palm Bank and the Community Foundation of Sarasota County. This is a fantastic event that includes a delicious barbecue lunch before shooting a course of 50 clay targets that meanders through the woods. It is a great time as long as you don't shoot someone or you don't get shot yourself!

In April, we have an end-of-the-year event at the Beach Road Wine Bar & Bistro in Englewood. The date is April 18 and it is an after-work happy hour event on the water. If you haven't been to Englewood in a while, I would urge you to come down, explore, enjoy and socialize with us South County folks.

That is all for now — got to get back to work and fight that traffic!

2017-2018 SCD board and officer slate offered

By **STEPHEN K. BOONE, Esq.**
Nominating Committee Chair

The South County Division Nominating Committee nominates the following members to serve as officers of the organization in the 2017-2018 year: **Daniel Policastro**, President; **Susan Hines**, President-elect; **Bryan Kessler**, Treasurer; **Anthony Mowry**, Secretary; and **Stephen K. Boone**, Immediate Past-president. **Catherine Gemma** and **Brady Sharrer** will continue as directors through 2018. The following members are nominated to serve as directors for two-year terms: **James Keim** and **Robert Harrison**.

The slate proposed by the nominating committee will be elected by voice acclamation of the members present at the annual meeting of the Sarasota County Bar Association, or for any contested position, by the majority of those present at such meeting. To those interested in serving on the Board, two directors' terms will expire at the end of next year and we will be looking to fill the position of Secretary then, as well.

A strategic planning meeting will be held over the summer, and the board will be reaching out to members of the Division to work on various committees and projects. We look forward to your participation.

GARNISHING

Continued from Page 9

308(Bankr.S.D. Fla 1993) addresses that issue. The debtor filed bankruptcy and asserted that the tax refund should be exempt under Florida Statute § 222.11 because the tax refund could be traced directly to wages. The bankruptcy court didn't buy it. They ruled that the debtor's wages, once withheld and paid to the Internal Revenue Service, were no longer identifiable as wages. The Court also distinguished that the refund, while held by the Treasury Department, was not synonymous with monies being held in a bank account and, thus, the exemption statutes did not apply. The refund is, therefore, not exempt property of the debtor.

Accordingly, it would seem that the tax refund is attachable once it has been disbursed from the Treasury and is considered property of the judgment debtor. As the old saying goes, "timing is everything."

I frequently suggest, if time permits, to conduct a deposition of the judgment debtor and look through prior taxes to see if the debtor typically does get a refund. In

**A tax refund
is not wages,
and thus is
not exempt
property of
the judgment
debtor**

the deposition, I normally do not ask them if they are getting a refund, as that is a pretty clear indicator where my line of thought is going. I have found that people are usually creatures of habit and they will usually do their taxes about the same time every year. If you see a tax refund hitting the debtor's checking account from prior years, that will give you a rough idea of when to make a run for it. I will usually have my writs issued and sent to the process servers well in advance, along with clear and specific instructions on when and where I want it served, in order to maximize the probability of capturing the money.

When you get the answer in from the bank, be mindful of whether the account is joint or if there is someone else's money in that account. As long as you can differentiate the dollars in that account that belong to your judgment debtor, you should be all set. Naturally, your judgment debtor will probably file a Claim of Exemption, but the case above, together with several others along the same line, clearly establish that a tax refund is not wages, and thus is not exempt property of the judgment debtor.

Save the Date

APRIL 18, 2017

Happy Hour Social
Beach Road Wine Bar & Bistro
Englewood
5:30 p.m. – 7:30 p.m.

MAY 16, 2017

SCD Membership Luncheon
Venetian River Club
12:00 – 1:00 p.m.

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*Rules regulating the Florida Bar permit a 25% referral fee without any involvement of the referral attorney other than making the introduction to the client. Any additional fees require court approval and involvement of the referring attorney in the handling of the personal injury matter.

E-DISCOVERY

Continued from Page 1

the burden against the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Practice Tip: *A similar, though not identical, analysis exists under Federal Rule 26(b)(1). Because of a lack of state jurisprudence, you may need to cite to federal e-discovery jurisprudence in your briefings.*

Based on the needs of your case, you and the opposing counsel will need to devise a discovery plan that is both effective and efficient. It is critical that counsel discuss very early in the litigation what type of information each party possesses and will seek. Once the parties come to terms on the scope of discovery in the case, you will have a better idea what types of ESI, including metadata, need to be preserved and produced.

Practice Tip: *Depending on the complexity of the case, you may need a targeted and tiered discovery plan in order to get acquainted with the facts. Rule 1.200 and 1.201 allow either party to trigger a court conference on these issues, if needed.*

Why is Metadata Important?

Metadata is not a Greek philosopher. Nor is it a villain from "Transformers." It is discoverable ESI. As e-discovery expert Craig Ball puts it, "Metadata sheds light on the origins, context, authenticity, reliability and distribution of electronic evidence, as well as provides clues to human behavior. It's the electronic equivalent of DNA, ballistics and fingerprint evidence, with a comparable power to exonerate and incriminate."

Metadata is background information mostly generated by systems and software as you use it. For example, open a recent Microsoft Word file; from the "File" menu, select "Properties." You'll see a whole host of information about the document such as who created it, who last edited it, when it was created, when it was last edited, its file path, etc.

There are two main types of metadata: "application" metadata and "system" metadata. "Application" metadata is information gathered by the software you use. This information travels with the



Ilyas Sayeg, Esq.
Maglio, Christopher, and Toale P.A.

document from system to system. Microsoft Outlook, for example, tracks more than 180 different fields of metadata.

Practice tip: If you've ever "undone" an edit in Word, you've benefited from application metadata that keeps track of your edits. Producing this metadata could allow the opposing party to view the edits and previous versions of a document. Consider this for your privilege review.

"System" metadata, on the other hand, is information gathered about the document by the computer's own file management system. Typical system metadata fields include "DateCreated," "Author," "Title," "ContentType," "DateCreated," "FilePath," and so on. Windows tracks 284 different types of metadata, depending on the type of file.

Practice Tip: *Cell phone photographs and text messages may carry system metadata indicating the time and GPS location where the photograph was taken or message was sent.*

What does the "form" of ESI mean?

Rule 1.350 refers extensively to the "form" of ESI. The form refers to the file type provided by the producing party to the requesting party.

Practice Tip: Most discovery plans typically call for a combination of different types of production forms depending on the type of documents and the needs of the case.

The format in which a document was either created or used is called "native" form. For example, Outlook e-mails exist natively in a ".pst" form; Microsoft Word in a ".doc" form; and Adobe PDF in, you guessed it, ".pdf." So, if your client created a document in Word and you produce it as a ".doc" type file, that means you provided that document in "native" form.

Practice Tip: *Native is generally the preferred format for discovery because it is typically a quicker, cheaper, and more efficient format for sharing ESI.*

Native production is not without challenges. Preservation and production of native files will allow any individual accessing the document — including attorneys — to unwittingly alter the document and/or the embedded metadata. Special precautions should be negotiated to ensure the preservation of the information as it existed in the producing party's

possession.

Practice Tip: *Different types of metadata are stored on magnetic media (hard drives) and optical media (CDs). Producing ESI on optical media that your client keeps on magnetic media may corrupt important metadata.*

Practice Tip: *Adobe has a simple tool to redact documents. Consider using PDF form for files that need redactions.*

Certain situations may call for "non-native" e-discovery. For example, the ESI at issue may be engineering plans on a proprietary viewing/editing software. The other party would need access to the same proprietary software in order to view the file, natively. This may be expensive and inefficient. You may wish to convert the plans from their proprietary form to a readily usable form such as PDF or a JPEG (used for color photos). If concerned about the effect of the conversion on quality or search functionality, you may want to consider an agreement to convert to a software similar to your proprietary software, but more easily or affordably available to the opposing counsel.

One of the most hotly contested debates in e-discovery jurisprudence, especially for large cases, is between "native" production and "imaged" production. "Imaged" production means that the native file is processed and divided into two types of files. The first is a non-electronically-searchable image of each page of the native file. The second is a searchable text file with only the text from the native document. For example, a 50-page PDF presentation in "imaged" form will result in 50 unsearchable image files and one very long searchable but unformatted text file. The receiving party will need special software to link the text file with its corresponding image files. Generally, this method is clumsy and expensive to produce and to review. Proponents typically prefer this format to avoid the risks of accidental corruption of native data. Despite the inefficient search functionality, some courts have found that this format of production is still "reasonably usable."

In Part 3, we will discuss the newly amended Florida rules regarding Competence and CLEs, how you can further learn about e-discovery, and how you can get involved in the evolution of its jurisprudence.

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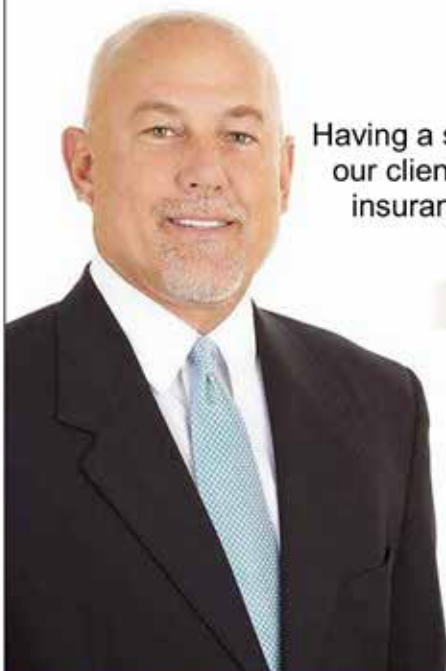
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Meet the new judge serving DeSoto County

By **ROBERT YOUNG, Esq.**
Icard, Merrill, Cullis, Timm, Furen & Ginsburg, P.A.

I recently had the opportunity to drive out to the third member of the Twelfth Judicial Circuit, DeSoto County. The DeSoto County Courthouse is in the heart of the historic district of Arcadia, and for good reason. Built around 1912, it seems to symbolize the motto of DeSoto County: Prosperity, Tranquility, and Progress. It is a beautiful brick building with a Roman column façade that is framed by a live oak decorated with the ever-present Spanish moss. I would strongly encourage anyone driving out east during the week to stop by and visit in order to see in the vintage interior. Everything, from the tiled floors to the little iron signs pointing you to the sole courtroom, showcases the charm of early twentieth century Florida.

The reason for my visit to this charming courthouse was to interview **Judge Danielle L. Brewer.** Judge Brewer was appointed by Governor Scott in November of last year and invested in January. She is a fifth-generation Arcadian on both sides of her family. Judge Brewer, of course, was also born and raised in Arcadia. Her grandfather, Judge James Parker, was both the county and circuit court judge for DeSoto County over his 40-year career. Judge Parker now acts as the senior judge for DeSoto County. Brewer fills the vacancy created by the appointment of Judge Don T. Hall to the circuit court. Judge Hall and Judge Kimberly Bonner are the two circuit court judges for both DeSoto and South Sarasota County. For those who are not aware, Judges Hall and Bonner now equally divide their time between the DeSoto courthouse and the Venice courthouse on a rotating schedule such that neither judge is ever in the same courthouse at the same time. Between the two of them, both courthouses are now able to offer greater services to constituents.

I asked Judge Brewer about her appointment and, more importantly, where she believes the practice of law in DeSoto County is and where



Judge Danielle L. Brewer.

it is headed. Judge Brewer stated that it was a great honor not only to be appointed, but to serve in her hometown where her grandfather also served. She is looking forward to putting in the hard work needed to do the best job possible for her community. Judge Brewer has a background in both civil litigation and commercial real estate transactions. She understands private practice and believes an approach focused on efficiency will serve her well on the bench. Judge Brewer stated that the majority of local attorneys are well-versed in criminal law with far fewer attorneys focused on civil practice. This is not surprising given the fact that most of civil practice generally depends on parties with substantial assets in order to pursue litigation. As a result, Judge Brewer stated that the biggest improvements for DeSoto County in the near future will have to focus on pretrial court services, such as enhancing Drug Court, as well as the expansion of court services for pro se litigants.

In a small legal community like DeSoto County, Judge Brewer believes civility and professionalism are the keys to an efficient legal system. She stated that once a case arrives in court, most parties are usually upset with one another, and it is up to the attorneys to maintain decorum. Judge Brewer is looking to carry on the tradition of judicial excellence in her family and in her community, and I believe she has the determination and dedication to succeed.

Historic Courthouse included in attorney fast pass program

A review of the security process at the Historic Courthouse was conducted, and working with the Sheriff's Office, a decision was made to mirror the Silvertooth building's attorney "fast pass" security program as much as possible. In 2010, Court Administration worked with the Sheriff to implement a system whereby dual Florida Bar and Sarasota County Bar members in good standing could obtain a Judicial Center Identification Document (JCID) photo ID card. By completing an application and paying a \$25 fee (there is no fee for Sarasota County Bar members age 62 and over, and the fee for Florida Bar members who are not members of the local bar is \$35), upon presentation at the Silvertooth building security desk, the bearer is allowed to move through security lines more quickly.

Although registered fast pass users are subject to the same security standards as the public — they are not exempt from any of the statutes, orders or rules restricting prohibited items from courthouse facilities — the fast pass is useful during peak traffic, and any other times as the Sheriff may direct.

Starting in January of this year, the fast pass was extended to include the Sarasota County Historic Courthouse, and entry into the Clerk's Office. Although there are rarely long waits to pass through Historic Courthouse security, showing your JCID card will save you time: Bags, briefcases and laptops will still go through the security screener, but you will no longer be asked to remove your belt, or empty your pockets.

I hope that accommodating JCID users will be an added benefit, and of value to attorneys who visit this office. Details of the issuance of JDIC cards are available in Administrative Order 2010-16.2, on the 12th Judicial Circuit's website.

CLERK'S CORNER



Karen E. Rushing
Clerk of Court and County Comptroller

Are you missing Bar events?

The Bar is sending notices of all its functions and important events via email. Please be sure to read the SCBA Weekly News & Events email that is sent out every Wednesday. You can also print the event flyers directly from The Docket (following page 18), or under the Events tab on the SCBA website at www.sarasotabar.com.

FAMILY LAW

INTERIM CHAIR: **Dana B. Keane, Esq.**,
Keane & Keane

Sidebar With Judges, Magistrates

Please join the Family Law Section on Thursday, March 23, for a “sidebar” with the family law judges and magistrates. The agenda will include the possible implementation of a case-management program in the North County Family Law Division, and the judges will be seeking input from the section. The judges and magistrates will also discuss any other issues in the division, and there will be an opportunity for feedback and questions from the section.

Confirmed to speak are: **Judges Donna Berlin** and **Stephen Walker**, and Magistrates **Rebecca Hunt** and **Laura Hale**.

The luncheon will be held from noon to 1 p.m. in Courtroom 3A of the Judge Lynn N. Silvertooth Judicial Center.

BUSINESS LAW

CHAIR: **Przemyslaw L. Dominko, Esq.**, *Hutton & Dominko, PLLC*

Going Solar: Legal Considerations

As the cost of customer-sited solar power-generation plummets, more and more commercial and industrial electric customers are turning to solar power to cut energy costs. After federal income tax credits and accelerated depreciation, which

together equal just under 60 percent of the total amount invested in solar equipment, the equipment typically pays for itself in energy savings within a relatively short time.

The Business Law Section is pleased to welcome attorney **Chris Delp** of Shumaker, Loop & Kendrick, LLP, for a discussion on advising Florida businesses on the legal considerations of going solar. The presentation will be held at the SCBA's Business Section luncheon on Wednesday, April 5, at The Francis. Topics include recent legislative developments; compliance with utility regulation; finance; construction law relative to solar installations; and tax credit monetization.

Time will be reserved for a Q&A session.

Sponsored by the Community Foundation of Sarasota County

REAL PROPERTY

CHAIR: **Cynthia A. Riddell, Esq.**,
Riddell Law Group

Ethics for Real Estate Attorneys

Speaker: **Barbara P. Burke, Ph.D., Esq.**, Legal education Specialist — Southeast Region, First American Title

Date: March 21

Time: 11:45 a.m. (registration); lunch and program, noon to 1 p.m.

Location: Sarasota Yacht Club, 1100 John Ringling Blvd., Sarasota
The Ethics for Florida Real Estate

Registration
flyers may be
found following
Page 17.

Attorneys program covers four of the most common areas of ethical questions and violations that attorneys encounter. Applicable Florida Bar Rules and Ethics Opinions, along with statutes and cases, are discussed. Last, the American Bar Association's Committee on Ethics 2020's conclusions and concerns are reviewed as a guide to what ethical problems might be faced in the future.

The Florida Bar has approved the Ethics for Florida Real Estate Attorneys course for 1 hour of ethics credit, in addition to 1 hour of real estate certification credit.

ESTATE PLANNING & PROBATE

CHAIR: **Babette B. Bach, Esq.**, *Bach & Jacobs, P.A.*

ELDER LAW

CHAIR: **Jeanne M. Bennett, Esq.**,
O'Brien and Bennett, P.A.

Representing the Client Under Disability

The Estate Planning & Probate and Elder Law Sections invite you to join them for “Representing the Client Under Disability in Elder Law, Public Benefits & Estate Planning” on Wednesday, March 22. Attorney **Twyla Sketchley** will be presenting.

The meeting will be held at noon at Michael's on East. We gratefully acknowledge the Community Foundation of Sarasota County as our exclusive sponsor.

**ESTATE PLANNING AND PROBATE MEETING**

Lauren Hughey and Betsy Pennewill from the Community Foundation of Sarasota

**FAMILY LAW MEETING**

Judge Donna Padar Berlin, Dana Keane and speaker Nancy Drwal

■ Bach & Jacobs, P.A. is proud to announce that **Kent J. Anderson, Esq.**, has joined the firm, Of Counsel. Kent is board certified in wills, trusts and estates by The Florida Bar. Kent will join Babette B. Bach (board certified in elder law), Fred C. Jacobs (board certified in tax law), and Sean Michael Byrne, Esq. (probate, trust and guardianship litigation). Our offices are at 240 S. Pineapple Ave, #700, Sarasota, FL 34236, (941) 906-1231, www.bachjacobs.com

■ **Mark A. Sessums**, principal partner, attended the Florida Bar Civil Trial Certification Review Course in Tampa in January. Sessums is board certified in civil trial law by the Florida Bar Board of Legal Specialization. Sessums is the only Florida lawyer statewide who has certification in civil trial law, marital and family law and from the National Board of Trial Advocacy. Sessums was also a guest speaker at the Florida Bar Family Law Section Certification Review Course. The topic of his speech was Practice and Procedure. This is the ninth year that Sessums has been invited to present at the Florida Bar event.

In Memoriam



Randy L.
Merritt
1958-2017

■ To celebrate its 25th anniversary, Sarasota law firm **Matthews Eastmoore** is dedicating 2017 to performing 25 Acts of Kindness in the local community. As of the end of February, the team has completed four acts: holding a food drive for All Faiths Food Bank, making a donation of tool belts and tents to Brotherhood of Men Mentor Group, painting the girls locker room at Girls Inc., and volunteering at the United Way Suncoast Obstacle Course Race. Visit www.matthewseastmoore.com/blog to follow their progress.

■ The Sarasota law firm of **Syprett, Meshad, Resnick, Lieb, Dumbaugh, Jones, Krotec & Westheimer, P.A.**, was a sponsor of the first annual Cat Depot Golf Classic, held February 6 at The Founders Club in Sarasota. The four-person scramble was a sell-out, attracting 97 golfers and raising over \$18,000 to help sick, injured, abandoned, and homeless kittens and cats in the greater Sarasota community.

■ **E. John Wagner, II**, a shareholder with Williams Parker, recently presented at the American Bar Association Section of Taxation's

Midyear Meeting in Orlando, Florida. He participated in two panel discussions focusing on corporate tax planning and tax-deferred transactions.

■ **Gail E. Farb** and **Kimberly Page Walker**, attorneys with Williams Parker, presented at the Sarasota-Manatee Human Resources Association's 2017 Annual Legal Update, held January 20. Ms. Farb and Ms. Walker presented "New Year, New Government, New Challenges in Labor and Employment Law," focusing on the latest federal, state, and local labor and employment legal developments to help employers prevent or defend against employee lawsuits.

■ Loftus Law and Leslie Wulfsohn Loftus, Esq., are pleased to announce that **Lindsay Turner, Esq.**, has joined the firm as an associate. Lindsay is a cum laude graduate of both the University of Florida and the Stetson University College of Law, where she was an editor on the Stetson Law Review. Lindsay passed The Florida Bar in October 2013 and worked as a staff attorney for the Sixth Judicial Circuit Court before joining the firm.

CLASSIFIED ADS

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Lyons, Beaudry & Harrison, P.A., an AV-rated Sarasota firm with an emphasis on estate planning, trust and estate administration and litigation, seeks an attorney experienced in elder law and guardianship matters. Litigation experience preferred. Please reply in confidence to: craig@lyonsbeaudryharrison.com.

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MISCELLANEOUS

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MEETING NOTICE

DIVERSITY

Continued from Page 1
that "Law is a hard industry to diversify."

The SCBA Diversity Committee, and its like-minded partner, the Sarasota Chapter of the Florida Association of Women Lawyers, are hosting a seminar to address this critical subject.

"**Trending Toward Diversity Through Economics**" will be held on March 28, 2017, from 11:30 a.m. to 2 p.m. at Sarasota Yacht Club.

We have assembled a group of compelling speakers. The President of the Florida Bar, **William Schifino, Jr.**, has agreed to join us to provide his update of the Bar and its recommendations for retaining minority attorneys and staff.

Andy Corty, Publisher of Florida Trend Magazine, will share his economic and demographic forecasts for our State and our community and will explore the

economic benefits of diversity in business and in our community. Both men will join a panel discussion that will include **Brittany Maxey, Esq.**, Chair of the Florida Bar's Statewide Diversity and Inclusion Committee, and **Carol Ann Kalish, Esq.**, Vice President and Chief Legal Counsel for the Sarasota Memorial Healthcare System, a leader in diversity in the work place. The panel will be moderated by **Chief Judge Charles E. Williams**.

The program has been approved for 2 General CLE credits by the Florida Bar. Proceeds from the luncheon will be shared equally between the Diversity Committee and Sarasota FAWL, and shall be used to promote diversity and inclusiveness in or local Bar, our schools and in our community. Register today at www.sarasotabar.com or return the enclosed registration flyer to the SCBA office.

We urge you to attend. You can't afford not to.



**SARASOTA COUNTY
BAR ASSOCIATION
DIVERSITY COMMITTEE**

*Promoting diversity and inclusiveness in our legal
community, our schools, and throughout Sarasota*



TRENDING TOWARD DIVERSITY THROUGH ECONOMICS

A Public Symposium Featuring

Andy Corty, Publisher of Florida Trend Magazine

William J. Schifino, Jr., President of the Florida Bar

Carol Ann Kalish, Esq., Chief Legal Officer of Sarasota Memorial Hospital

Brittany Maxey, Chair, Florida Bar Committee on Diversity and Inclusion

**Two (2) CLE credits have been approved by The Florida Bar*

MARCH 28, 2017

11:30: REGISTRATION

12:00: LUNCH & PROGRAM

SARASOTA YACHT CLUB

We gratefully acknowledge our sponsors

**PRESENTING
SPONSORS:**



BAND GATES & DRAMIS
ATTORNEYS



MCINTYRE THANASIDES



Supported by the Diversity & Inclusion Committee of the Manatee County Bar Association

Trending Toward Diversity Through Economics

Tuesday, March 28, 2017

\$60 for members of the Florida Bar • \$75 for non-members • \$100 Patron Ticket

Name: _____ Check No: _____

Email: _____ Check Amt: _____

Please indicate if you require a vegetarian meal _____

If paying by credit card, please go to our secure website to register: www.sarasotabar.com

Deadline for reservations is Tuesday, March 21, 2017 • Mail with payment to: SCBA, PO Box 507, Sarasota FL 34230

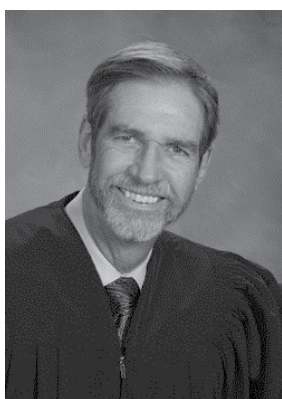
"No Shows" and reservations canceled within 48 hours of event will be invoiced.

_____ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

Retirement Party

PLEASE JOIN US TO CELEBRATE THE DISTINGUISHED
CAREER & ACCOMPLISHMENTS OF

JUDGE ANDREW D. OWENS, JR.



Wednesday, April 5, 2017
Michael's On East

Cocktail Reception: 5:30 p.m.
Dinner & Program: 6:30 p.m.

Master of Ceremonies:

Chief Judge Charles Williams

Guest Speakers:

James Buzbee, Esq.

Cary Gaylord, Esq.

Cost: \$65.00 per person (includes buffet dinner)

Name(s): _____

Email: _____

Phone Number: _____

Mail with payment to: SCBA, P.O. Box 507, Sarasota, FL 34230
or visit www.sarasotabar.com to pay by credit card

Deadline for reservations is Wednesday, March 29, 2017

"No Shows" and reservations cancelled within 48 hours of event will be invoiced.

Please check here ☐ if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

THE REAL PROPERTY SECTION

presents

“Ethics for Florida Real Estate Attorneys”

Tuesday, March 21, 2017

12 noon to 1:00 p.m.

Sarasota Yacht Club

Presented By:

Barbara P. Burke, PH.D., Esq.

Legal Education Specialist-Southeast Region, First American Title

The Ethics for Florida Real Estate Attorneys program covers four of the most common areas of ethical questions and violations that Florida real estate attorneys encounter. Applicable Florida Bar Rules and Ethics Opinions, along with statutes and cases, are discussed. Last, the American Bar Association’s Committee on Ethics 2020’s conclusions and concerns are reviewed as a guide to what ethical problems might be faced in the future.

The Florida Bar has approved the “Ethics for Florida Real Estate Attorneys” course for 1 hour of ethics credit, in addition to 1 hour of real estate certification credit.

We gratefully acknowledge the
support of our sponsor



First American Title

Real Property Section

Tuesday, March 21, 2017

\$30.00 per attendee

Name: _____ Email: _____

Check Amount: _____ Check No: _____

Please indicate if you require a vegetarian selection

If paying by credit card, please go to our secure website to register:
www.sarasotabar.com

Deadline for reservations is Tuesday, March 14, 2017

Mail with payment to: SCBA, PO Box 507, Sarasota FL 34230

“No Shows” and reservations canceled within 48 hours of event will be invoiced.

Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.



Joint Meeting of the
Estate Planning & Probate Section
and
The Elder Law Section

*“Representing the Client Under Disability in
Elder law, Public Benefits & Estate Planning”*



March 22, 2017
12 Noon
Michael's on East

Presented By:

Twyla Sketchley
The Sketchley Law Firm, P.A.

*We gratefully acknowledge the
support of our Sponsor*



CLE has been applied for.

.....
Estate Planning & Probate/Elder Law Luncheon

Wednesday, March 22, 2017
\$30.00 for Members
\$40.00 for non SCBA members

Please indicate if you require a vegetarian meal _____

Name: _____ Check No. _____

Email: _____ Amt. Of Check: _____

If paying by credit card, please go to our secure website to register: www.sarasotabar.com

Deadline for reservations: Wednesday, March 15, 2017

Mail with payment to SCBA, P.O. Box 507, Sarasota FL 34230

"No Shows" and reservations canceled within 48 hours of event will be invoiced

____ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

The SCBA Young Lawyers Division is pleased to host its
Fifth Annual All-Bar Spring
Training Outing

Tampa Bay Rays vs. Baltimore Orioles

Wednesday, March 22, 2017

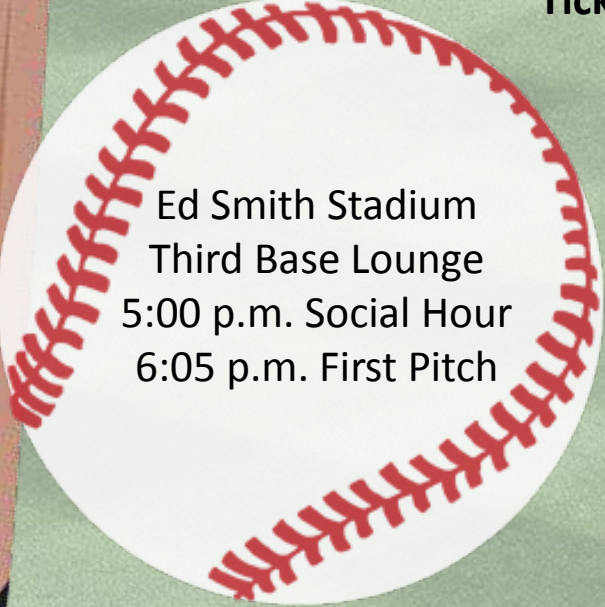
Tickets: \$45 per person

Reservation Deadline:

Wednesday, March 8, 2017

Only 100 tickets are available!

Price Includes Admission to
the Game and Ballpark
Buffet



Ed Smith Stadium
Third Base Lounge
5:00 p.m. Social Hour
6:05 p.m. First Pitch

Please call the SCBA office to make
arrangements for pickup at (941)
861-8180

Tickets MUST be picked up at
the SCBA Office between
March 14th and March 21st



We gratefully acknowledge our
sponsors for this event:

**VINCENT M. LUCENTE
& ASSOCIATES, INC.**
Court Reporters

RAYMOND JAMES®



FERGESON SKIPPER
ATTORNEYS AT LAW

Name(s): _____

Number of Tickets: _____

Email: _____

Check Amount: _____

Mail with payment to: SCBA, P.O. Box 507, Sarasota, Florida 34230
Or pay online at www.sarasotabar.com

FAMILY LAW SECTION

“Sidebar”

With the Family Law Judges and Magistrates

Thursday, March 23, 2017

12 noon to 1:00 p.m.

Judge Lynn N. Silvertooth Judicial Center

Courtroom 3A

Confirmed to speak are:

Judge Donna Berlin

Judge Stephen Walker

Magistrate Rebecca Hunt

Magistrate Laura Hale

The agenda will include the possible implementation of a case management program in the North County Family Law Division and the Judges will be seeking input from the Section. The Judges and Magistrates will also discuss any other issues in the division and there will be an opportunity for feedback and questions from the Section.

CLE has been applied for.

Family Law “Sidebar”

Thursday, March 23, 2017

\$18.00 per person

Name: _____

Check No: _____

Email: _____

Check Amt: _____

Boxed Lunch Selection:

____ Chicken Salad

____ Turkey

____ Veggie

To pay by credit card, please visit www.sarasotabar.com

Deadline for reservations: Wednesday, March 16, 2017

Mail with payment to: SCBA, P.O. Box 507, Sarasota FL, 34230

“No Shows” and reservations canceled within 48 hours of event will be invoiced.

____ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.



MANATEE COUNTY **ATTORNEY'S OFFICE**

LOCAL GOVERNMENT LAW SEMINAR

Moderated by: Mitchell O. Palmer, County Attorney

<u>Date:</u>	Monday, May 1, 2017
<u>Time:</u>	8:30 a.m. to 12:30 p.m.
<u>NEW Location:</u>	Bradenton Area Convention Center Longboat Key Room One Haben Boulevard Palmetto, FL 34221
<u>Cost:</u>	FREE, presented as a public service.

Make plans to attend the 6th Annual Manatee County Attorney's Office Local Government Law Seminar. The seminar is designed to be a basic course to educate elected and appointed officials, staff and counsel concerning the legal duties and obligations faced by them and their respective agencies. Constitutional officers, elected and appointed county, municipal, and special district officials, staff, and legal counsel are encouraged to attend. Attendance at the seminar will satisfy the requirements for training for certain public officials as required by Florida Statute 112.3142.

Topics:

1. Government in the Sunshine Law
2. Public Records Law
3. Ethics in Land Use Law
4. Ethics for Public Officers, Appointed Officials and Public Employees

Accreditation: The Florida Bar
4.0 Credits/General and 2.0 Credits/Ethics

Please RSVP to Patricia Nolan at 941-745-3750 or patricia.nolan@mymanatee.org prior to April 24, 2017.

Written materials will be available to download on, and after April 24, 2017. Please go to www.mymanatee.org/countyatorney and click on the CAO Events tab.

BACH & JACOBS, P.A.

is proud to announce that

Kent J. Anderson, Esq.

has joined the firm, Of Counsel.

*Kent is Board Certified in Wills, Trusts
and Estates by the Florida Bar*

Bach & Jacobs, P.A.

Babette B. Bach, Board Certified in Elder Law by the Florida Bar

Fred C. Jacobs, Board Certified in Tax Law by the Florida Bar

Sean Michael Byrne, Esq.

*Estate Planning, Elder Law, Probate
and Trust Administration & Litigation*

240 S. Pineapple Ave, #700

Sarasota, FL 34236

(t) 941-906-1231

(f) 941-954-1185

www.bachjacobs.com



Teen Court of Sarasota, Inc. presents
Making HERstory
Wednesday, March 29, 2017



Keynote Speaker:

Nora Demleitner

Roy L. Steinheimer Jr. Professor of Law & Former Dean,
Washington and Lee University School of Law
Former Dean, Hofstra University School of Law

Hyatt Regency

1000 Blvd. of the Arts
Sarasota, FL 34236

...

5:30pm

Cocktail Reception

6:30pm

*Speaker &
Panel Discussion*

...

\$75 Ticket

(includes cocktail reception)

\$25 Student Ticket

(presentation only)

...

Tickets available online at
sarasotateencourt.org

Panelists:



Christine Robinson

Executive Director, The Argus Foundation



Tonya Willis Pitts

Attorney, McIntyre Thanasides



Erin Christy

Attorney, Williams Parker



Moderator:

Joey Panek

Senior Producer, ABC7 Sucoast View

Thank you to our wonderful Sponsors!

Bentley & Bruning, P.A.
A Commercial Litigation Law Firm

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Nora Patterson

