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Broward County Bar Association BARRISTER

March 2007

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VOLUME 36, ISSUE 3

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Save the Date

Stephen R. Booher American Inn of Court
presents
Justices of the Florida Supreme Court

Peggy A. Quince & Raoul G. Cantero, III
Professionalism Seminar
Luncheon and Presentation

Renaissance Fort Lauderdale Hotel
Noon, Friday March 30, 2007 | CLE Credits (TBC)

\$55 per person; \$45 per person for lawyers
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For more information contact:
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Legal Excellence | Professionalism | Ethics

HOLD THESE DATES

**Friday,
March 9, 2007**

**FREE Intermediate Family Law
Continuing Education Seminar**
presented by
Broward Lawyers Care, Legal Aid of
Broward County,
Coast to Coast Legal Aid of South
Florida and the
Broward County Bar Association's
Family Law Section

Renaissance Fort Lauderdale Hotel on
the 17th Street Causeway.
8:45 a.m. and continues until 12:30p.m.
3 CLE credits + 1 Ethics credit.
Call 736-2429 for more information.

**Saturday,
March 24, 2007**

**T.J. Reddick Annual Scholarship
Banquet:**

The Pathway to Leadership,
at the
Signature Grand Hotel
6900 State Road 84, Davie, FL 33317
Cocktails 6:00 p.m. - 7:00 p.m.
Cost \$90 per person
Contact Deana Holiday
deanaholiday@cs.com

**Friday,
March 30, 2007**

Stephen R. Booher
American Inn of Court
LEADERSHIP IN THE LAW Justices of the
Florida Supreme Court
Peggy A. Quince & Raoul G. Cantero, III
See back page for details

2007 BCBA Election



President
Barbara K. Sunshine



President-Elect
Christopher M. "Chris" Neilson



Secretary Treasurer
Carlos M. Llorente

See pages 10-13 for Election Calendar and Candidate Statements.

Thursday, March 15, 2007

Broward County Bar Association's Retiring Judges Dinner Honoring



The Honorable
George A. Brescher



The Honorable
Miette K. Burnstein

Marriott Harbor Beach Resort and Spa
\$65 per person
5:30 -p.m. Reception • 6:30 p.m. Dinner and Entertainment
Sponsored Tables Available
Event Sponsors Call Christopher M. "Chris" Neilson, Event Chair (954) 920-4529
R.S.V.P. call BCBA at (954) 764-8040

Dale Ross was unanimously re-elected as Chief Judge for another two-year term in the 17th Judicial Circuit of Florida at a February 2nd General Judges Meeting. "It's a high honor and privilege to have the ability to serve the judges and the people of Florida in the capacity of Chief Judge. I appreciate the hardworking judges who have helped to make this possible," said Judge Ross.



PRESIDENT'S MESSAGE *by Victor P. DeBianchi, Jr.*

The year is speeding by and I think of a time when I was a child and a neighbor said to me that the older one becomes, the faster the time flies. I believe we all know how true this is. This entire year is going by so fast and I wish someone would invent a way to make time slow down just a little. Abraham Lincoln said that all an attorney had to give was of his time. This parallels with an article my sister, Yolanda James gave to me which recently she read in a magazine

that stated it takes 25 minutes to regain your focus after an office interruption. The typical office worker labors without interruption for only 11 minutes! Time is so limited and so valuable and as everyone knows it is far more valuable than money. We are always juggling our time and so we must learn to conserve it and use it to the best we can. One way to do so is to cut down on interruptions. Some of the main causes of interruptions are as follows:

1. Potential visitors coming to your office either to visit or to ask questions. If you have a door to your office (some of us may not) try a closed door work session. You can even post a "do not disturb" sign that specifies the times you cannot be interrupted except in extreme emergency. If you explain to the office personnel that this new procedure of yours is "nothing personal" and you apologize if it seems rude, but that it is because you really have to get some work done and to be productive, I think everyone will understand. If your work area does not have a door, then do not face the hallway because more people will be apt to get your attention. You could also wear a telephone headset because people will think you are on the phone and less likely to interrupt. However in many offices, like mine for instance, that sometimes doesn't seem to matter because we get disturbed, interrupted, questioned and spoken to even when we really are on the phone! If a visitor does come unscheduled and unannounced to your office you may stand up and remain standing for the duration of the conversation. Your body language will tell them they should not plan on staying long.

2. Telephone calls throughout the day. This has always been a source of stress for me. Many of us seem to lose our entire focus when we re-focus on the telephone call. You may let your receptionist or assistant know you will not be taking calls until told otherwise. If you answer your own phone, then simply let voice-mail take over until you are done with the job at hand. I think I invented voice mail because I had a policy as a young lawyer not to take any call unless I knew who I was going to speaking to. I just do not like to be caught off-guard. Cell phones are also another source of constant stress and interruption. You be talking on your office line and your cell-phone rings, you lose focus on your conversation to glance down to see who is calling you on the cell phone. In the middle of work we receive many cell-phone calls many of which are unnecessary or frivolous. Let the voice mail pick up and return calls according to your schedule. In past years it was acceptable to return a call within 24 hours or on the next business day. Nowadays with immediate gratification being the norm, many require an immediate return call. I like it better the way old way and still think it is appropriate. Remember not to speak on your cell phone at meetings or conferences that require your undivided attention because it is perceived as just plain rude.

3. E-mails throughout the day. Stress management experts suggest e-mailing just two or three times a day. Wow! That seems hard for some of us to do, myself for instance. I seem to be on the computer all day and like to return e-mails ASAP but maybe it may not be a bad idea to read and reply to e-mails at scheduled hours through the day. Instant messaging is another huge source of stress. You can be working on a pleading or brief or on an important e-mail of your own and that instant messenger zaps up "are you there? What's up? What are you doing?" What are you supposed to be doing, what are you paid to be doing, and that of course is to work. You do not have to reply by instant messenger but can send a separate e-mail later in the day and explain you could not immediately respond because you were working.

4. Whether in person, by phone or by e-mail, people are constantly asking us "do you have a minute?" If you do, then give your time freely. But if you do not, let the individual know politely that you are working on something very important and it requires your full attention and you will get back to them just as soon as you can. Of course you will have lost your focus just to let the individual know that but at least you can continue working. I have always instructed the office receptionists and my assistants that when I cannot take a call or see someone not tell that person, whether it is a client or a caller, that I am busy because it sounds insulting. We are all busy. And the

individual may think that I am too busy for him or her. Instead I have instructed the office staff to please let the caller know that I am in a conference or with a client or unavailable at this time but would get back to them very soon.

5. Multi-focusing is in itself an interruption. It is really hard to do a very good job on each of the tasks you are working on when you are doing many at the same time. When I was in Law School we had an old and very wise professor that told us one day people are going to pay you to think. So do not be afraid to spend time to think. It is the right thing to do. And the best way to think is just about one task at a time.

Enough said on that and now I would like to briefly report that in some recent news. A grateful thank you to Florida Supreme Court Chief Justice Fred Lewis and all who have agreed to participate in our Justice Teaching Program. An informative and educational seminar was given at the Bar Center in February. I have promised Chief Justice Lewis that the membership of the Broward County Bar Association will support all his efforts and will not disappoint him.

Chief Judge Dale Ross gave the annual State of the Circuit address at the Young Lawyers luncheon in late January. The Chief reported that the state of our Circuit is sound. A grateful thanks goes out to Judge Ross and all our Judiciary for their outstanding leadership. Our Bar Association is also sound. Our Officers, Directors, Committee Chairs and Liaisons and Bar Center staff are doing a great job. Our Bar Association has now reached well over 2800 members which is the greatest number of members ever. With your help I hope to have our membership reach 3000 before our President-Elect Barbara Sunshine is installed in June. The Chief also did an outstanding job presiding at the Judicial Robing Ceremony. It was a dignified and eloquent event and is as close to Broward County royalty as we get. The ceremony was preceded by our annual Judicial Luncheon and followed by the Judicial Reception. A special thank you to Court Administrator Carol Lee Ortman and her staff, the Broward Sheriff's Office and to BCBA Executive Director Art Goldberg and Assistant Executive Director Wilhelmina Mendoza and all who participated and attended this most outstanding ceremony. It was my honor as President to be a part of it. Congratulations once again to all our new Judges and may God Bless you.

Judge Grossman was our guest speaker at the Elder Law Section seminar at the Bar Center. He was joined by Christin Gallardo, the Probate and Guardianship Counsel and each were assisted in preparing the program by Alexandra Reiman, General Counsel. There were various speakers and the moderators were none other than the Co-Chairs of the Elder Law Section, Arlene Lakin and Robert Trinkler. A special thank you to Judge Grossman and his staff and to all who organized, spoke at and attended the standing room only event.

Congratulations to the Young Lawyers Section for an outstanding "Holiday in January" Event at the Museum of Science and Discovery. My family and I and the Executive Committee were invited and attended and it was a great event to give many foster and disabled children in our community and their families and caregivers the opportunity for a nice day out at the Museum and to have some gifts from Santa. A very thin Santa may I add. Anne Ogden and Chris Connally and the entire Board of Directors and Governors did an outstanding job. On behalf of our membership and from my heart, I say thank-you.

I wish all us, my fellow sisters and brothers of the Bar and legal community, a continued year of health, happiness and success and hope that all of us can find a little extra time to get our work done and to spend some extra time doing the things we like to do. Remember to contact either Art Goldberg at the Bar Center or me personally if you are interested in serving as an attorney-mentor. Keep up the good work for our Bar Association and community!

A Word About Mentoring

BCBA President Victor P. DeBianchi, Jr. has announced that establishing a local Mentoring Program will be the focus of the remainder of his term. Anyone interested should contact Victor at 954.929.6666 or email him at vdebianchi@aol.com or email Art Goldberg at artg@browardbar.org



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CALENDAR OF EVENTS

Friday, March 2

Workers' Compensation Luncheon Seminar from 12:00 p.m.-4:30 p.m. at the Broward County Bar Association (Norma B. Howard Center) 1051 SE 3rd Avenue, Fort Lauderdale. \$75 for members/\$90 for non-members. 4 CLE applied for. RSVP to (954) 764-8040

Monday, March 5

Florida Bar Grievance Committee Meeting(17G) 2:00p.m. at the Broward County Bar Association 1051 SE 3rd Avenue, Fort Lauderdale

Tuesday, March 6

T.J. Reddick Board of Directors meeting at Weiss Serota Helfman Pastoriza Cole & Boniske, P.A., 200 East Broward Boulevard, Suite 1900

Wednesday, March 7

Free Lunch and Learn Seminar presented by Myles German, financial advisor from 12:00p.m.-1:00p.m. at the Broward County Bar Association(Norma B. Howard Center) 1051 SE 3rd Avenue, Fort Lauderdale Lunch to be provided. For information, please call Myles German. (561) 961-9311 or visit www.MylesGerman.com

Thursday, March 8

ADR Section Happy Hour. Michael's Kitchen, 5:000 p.m. - 7:00 p.m. 2000 Harrison Street, Hollywood, FL Contact Holly at (954) 523-3888

Friday, March 9

FREE Intermediate Family Law Continuing Education Seminar is presented by Broward Lawyers Care, Legal Aid of Broward County, Coast to Coast Legal Aid of South Florida and the Broward County Bar Association's Family Law Section will be held at the Renaissance Fort Lauderdale Hotel on the 17th Street Causeway. Complimentary continental breakfast will be served as attendees begin registering at 8:15 a.m. The seminar begins at 8:45 a.m. and continues until 12:30p.m. Attendees will receive 3 CLE credits + 1 Ethics credit. Call 736-2429 for more information

Tuesday, March 13

Association of South Florida Mediators and Arbitrators Luncheon meeting from 11:30a.m.-1:15p.m. at the Tower Club. Topic: "Family Law Update". Speaker: General Magistrate Barbara Beilly, 17th Judicial Circuit. Cost: \$22.00 Members, Non-Members: \$25.00 Students: \$19.00 To register: call Jane Goldberg (954) 764-8040 Ext. 202 or email: Jane@browardbar.org

Wednesday, March 14

Solo/Small Law Firm Networking Group Dinner Meeting at 6:00p.m. at the Wyndham Hotel, located at the Griffin Road exit at I-95. BCBA members pay \$35.00 when reserving in advance, with non-members paying \$40.00. For more information on upcoming lunch and dinner events, call Loring Spolter at (954) 728-3494

Friday, March 16

Young Lawyers Section is having a Happy Hour with the St. Thomas Alumni Association at Tarpon Bend in downtown Fort Lauderdale. The Happy Hour is FREE with drink specials and appetizers

Monday, April 2

Traffic Magistrate Luncheon from 12:00p.m.-2:00p.m. at the Broward County Bar Association (Norma B. Howard) 1051 SE 3rd Avenue, Fort Lauderdale

Monday, April 9

Florida Grievance Committee meeting(17G) at 2:00p.m. Broward County Bar Association 1051 SE 3rd Avenue, Fort Lauderdale

Wednesday, April 9

Free Lunch and Learn Seminar presented by Myles German, financial advisor from 12:00p.m.-1:00p.m. at the Broward County Bar Association(Norma B. Howard Center) 1051 SE 3rd Avenue, Fort Lauderdale Lunch to be provided. For information, please call Myles German. (561) 961-9311 or visit www.MylesGerman.com

Tuesday, April 17

Florida Grievance Committee meeting(17H) at 2:00p.m. Broward County Bar Association 1051 SE 3rd Avenue, Fort Lauderdale

Wednesday, March 20

Association of South Florida Mediators and Arbitrators Board Meeting 5:30p.m. at the Broward County Bar Association 1051 SE 3rd Avenue, Fort Lauderdale

Thursday, March 21

Association of South Florida Mediators and Arbitrators Roundtable Discussion, 12:45-2:00p.m., Broward County Courthouse, Room 411, 201 SE 6th Street, Fort Lauderdale Topic: "Ethical Dilemmas" Hostess: Georgia Thomas, Esq

Thursday, March 21

Class Action Litigation Seminar, by LexisNexis, 10-11am, at the Broward County Law Library, County Courthouse, North Wing, First Floor. Carries 1 CLE credit from the Florida Bar. Walk-ins welcome!

Thursday, March 22

Brenda DiIoia will be the guest speaker at the Young Lawyers luncheon noon at the Tower Club. Ms. DiIoia will provide the attorneys with insight into dealing with traffic court issues. YLS has applied for FREE CLE credit. RSVP to the BCBA at 954-764-8040. The cost to attend is \$20.00

Saturday, March 24

T.J. Reddick Annual Scholarship Banquet: The Pathway to Leadership, at the Signature Grand Hotel, Contact Deana Holiday at deanaholiday@cs.com

Monday, March 26, 12:00 p.m.

Real Property Section Luncheon, Norma B. Howard Bar Center, Topic: "Homestead, Portability, and Real Estate Taxes - What Does the Future Hold?" Speakers: Broward County Property Appraiser - Lori Parrish, and State Representative - Carl Linder Cost \$15. RSVP to BCBA at (954) 764-8040

Wednesday, March 28

Broward County Women Lawyers luncheon at the Tower Club from 12:00p.m.-1:00p.m. Topic TBD. For information: Call Priya Onore (954) 476-5355

Thursday, March 29

T.J. Reddick and Sidney Calloway, Esq., host the Law Office/Practice Management Seminar, 5:30p.m.-7:30p.m. at Shutts & Bowen LLP, 200 E. Broward, Suite 2100

Friday, March 30

Stephen R. Booher American Inn of Court LEADERSHIP IN THE LAW Justices of the Florida Supreme Court Peggy A. Quince & Raoul G. Cantero, III Professionalism Seminar, Luncheon and Presentation Renaissance Fort Lauderdale Hotel Noon, Friday March 30, 2007 | CLE Credits (TB \$55 per person; \$45 per person for lawyers practicing less than 5 years, governmental attorneys, educators, and members of the judiciary) For more information contact: Juliette E. Lippman, Esq. or Cindy Bedgood 200 E. Las Olas Blvd., Suite 1900 | Fort Lauderdale, FL 33301 Phone: 954.522.2200

Saturday, March 31

The annual Young Lawyers Bowl-A-Thon from 6:30p.m.-8:30p.m. See page 19 of this issue of the Barrister.

Wednesday, April 25

Broward County Women Lawyers Administrative Professional Luncheon at the Tower Club from 12:00p.m.-1:00p.m. For further information, please call Priya Onore (954) 476-5355

April 2007 Small/Solo Networking Luncheons

- April 11 Fort Lauderdale
- April 13 Hollywood
- April 18 Coral Springs
- April 23 Plantation
- April 20, Weston
- April 26 Lighthouse Point

See Page 4 of this issue of Barrister for luncheon dates, times and contact information.



ON GOOGLE WITH GOGGLES ON... DOES DEATH RAY WARM YOUR HEART?

by Art Goldberg

I imagine the announcement last month of the development of the non-lethal *death ray* by Raytheon touched a lot of people. The death ray, or ray gun, has been part of futuristic fiction culture for more than a century. H.G. Wells describes the Martian weapon in 1898 in *The War of Worlds* as "an invisible, inevitable sword of heat." Remember the 1952 thriller *The Day The Earth Stood Still?* A most frightening vision from my childhood was the ray percolating under the visor of space robot Gort. In the classic movie, the spaceman Klaatu warns humanity that pursuit of modern weaponry would bring disaster to us all.

Whereas a ray of blasted ions is a bastion of sci-fi, let's not forget the death ray ascribed to the ancient Greek, Archimedes, whom, in the Second Century B.C., at the battle of Syracuse, supposedly raised a large mirror to redirect the sun's rays, that, as the myth proclaims, set anchored Roman warships ablaze. Long considered scientifically impossible, MIT graduate students just last year successfully mirrored (*forgive the pun*) Archimedes' feat that razed the Roman fleet. If you want to view their recreation of Archimedes' Death Ray (*MIT used cheap mirrors from good ol' Home Depot*) type in MIT DEATH RAY via Google. You'll need *Goggles* to protect your eyes. (*Just kidding!*)

The determination of what is truth in regard to what is fiction - especially in the realm of scientific inventions that can leave the uninformed blind to reality - was never more entertaining than the very odd story of one British inventor, H. Grindell Mathews, who was described by the New York Times in July, 1924 as *The Man Who Added New Horror To War*.

In a *nutshell*, Mathews, aka *Dr. Death Ray*, was not considered to be some kook. He was renowned for developing new naval radio navigation systems. Yet in 1924, he claimed his new death ray could stop a small running engine, cold; he also claimed that in lab experiments, the ray had killed one sad mouse, and later, one rat, at very short range. How did it work? Mathews refused to say, claiming his competitors would beat him to the punch if he shed light on the source of the science. And there were competitors - including other British, American and German inventors - racing to be the first to 'come out' with a working, lethal beam. One Edwin R. Scott of San Francisco claimed that his own death ray could fell any airplane.

Mathews demanded cash upfront from the British Military to further develop his weapon; the brass wanted to see another live demonstration before forking over the cash. Mathews refused; in a pique, he unexpectedly flew to Paris to

try make a deal with the French. *Sait la vie!* The NYT reports that there was a dramatic mad dash - Mathews was unsuccessfully chased on his way to the airport - not by only by Brit agents asking him to reconsider, but also by a solicitor with an injunction from several claimants who declared that *they* owned 51% of the new death ray. It is unclear in the record if their claim was legit, though it does appear clear *that you can't sell an invisible death ray if you don't really own it.*

Mathews described his beam as a weapon of deterrence. "I firmly believe that it could be used to destroy an army or to stun it. Stunned by the electric beam, an enemy army could be easily captured and its use would speedily put an end to wars." (NYT, July 20, 1924) Despite the virtues - both futuristic and militaristic - of the attractive design, Mathews had his detractors. One brave volunteer from the British Air Ministry cast himself before the ray (*Was he a man or a mouse?*) and lived to tell the tale, demonstrating that the radiating beam was only potent against rodents in Britain.

As far as I can tell, Mathews never received funding to further his research, despite a newsreel starring the inventor at work, demonstrating the power of his ray. It even played at the Rialto in Manhattan. (NYT, Nov 23, 1924) Ironically, *Dr. Death Ray* made his name in Hollywood, and is remembered for his technical expertise in the conversion of silent movies to 'talkies'.

Raytheon's new non-lethal (deterrent?) ray supposedly works by penetrating the skin with non-damaging heat. Given what Raytheon has already unveiled, are we that far away from having a ray that can go deeper than the outer epidermis?

I certainly hope not. H.G. Wells said that the theme of *The War of Worlds* was anti-colonialism - the Martians represented the British conquering new lands. The theme of *The Day The Earth Stood Still* is but an allegory about man's un-ending pursuit of modern weapons. I still can't forget that most-terrifying scene, when the '7' Gort raises his visor on the screen. (*Dramatic music up*) Remember "*Klaatu, Barada, Nikto*"? When Gort hears the command, he lowers his visor; his ray is not unleashed to vaporize Manhattan; it no longer presents a menace to 1950's-era earthlings.

For the lack of a more precise translation of that famous little speech, I think it served the movie's theme as a mantra for peace - three words of disarming, intergalactic dialog. What it means is "*Put away your death ray.*" Dare we say to Raytheon today "*Klaatu, Barada, Nikto!*"



MESSAGE FROM BROWARD COUNTY BAR ASSOCIATION YOUNG LAWYERS' SECTION by Anne D. Ogden

March is a very exciting month for the YLS. We would like to welcome all of our new members to the YLS! On March 16, 2007, we are having a Happy Hour with the St. Thomas Alumni Association at Tarpon Bend in downtown Ft. Lauderdale. The Happy Hour is free with drink specials and appetizers.

On March 22, 2007, Brenda DiIoia will be speaking at our luncheon at noon at the Tower Club. Ms. DiIoia will provide us with insight into dealing with traffic court issues. We have also applied for free CLE credit for the lunch. We are hopeful that all of you will be able to attend. Please R.S.V.P. to the Broward County Bar Association for this event at 954.764.8040. The cost of attendance is \$25.00.

The annual Bowl-A-Thon is coming up on Saturday March 31, 2007 from 6:30 - 8:30 pm. As always, there will raffle prizes, food, trophies and lots of entertainment. Please see the flyer in this issue of the Barrister for more information concerning tickets and sponsorship opportunities or contact Bart Ostrzenski at Ostrzenski@oslawyers.com.

You will also note that the YLS Judicial Reception will take place on May 3, 2007. Please see the registration form in this issue of the Barrister or contact Scott Chitoff at scott.chitoff@brinkleymorgan.com.

We would also like to thank all of those who supported our fantastic Holiday In January program this year. We would like to thank all of the members of the BCBA who donated gifts and monetary contributions to this fabulous program. Judge Robert Diaz, Victor DeBianchi, Art Goldberg and Barbara Sunshine all showed up to lend a hand. We would also like to thank the Young Leaders Section of the United Way who lent their support to our cause.

We would also like to thank Chief Judge Dale Ross for speaking at our January lunch. This lunch was such a success we had to turn people away at the door! Last but not least, we would be remiss if we didn't thank the T.J. Reddick Bar Association for co-hosting our February luncheon in honor of Black History Month. We were so honored to have Representative Chris Smith speak to us.

We would also like to remind you that elections are approaching for the YLS Board of Directors. Elections will take place at our noon luncheon at the Tower Club on April 19, 2007. You must be a member of the Broward County Bar Association and under the age of 36 or practicing law for five year or less to qualify for office. If you have any questions about serving on the Board of Directors, you may feel free to contact me.

Remember, you never have to be young, or a lawyer to attend any of our events. As always, should you have any questions or concerns, please do not hesitate to contact me. Anne D. Ogden (954) 626.0000 ogden@bktriallaw.com

NEW 2007 BUSINESS IS AT YOUR FINGERTIPS

BY MARGARET GRISDELA

Your greatest opportunity for new business in 2007 is hidden in your existing accounts. New business obtained from current or past clients tends to be more profitable, due to a lower cost of acquisition and a higher likelihood of successful completion.

It is actually fairly simple to generate new revenue from current clients by following these five business development steps:

1. Take a client to lunch (off the clock). Invite a high-potential client to join you for a meal at a nice local restaurant. Demonstrate your interest in their business or personal challenges, competitive environment and 2007 plans. Listen carefully to determine how your legal expertise can help the client better achieve their goals.

2. Up-sell and cross-sell more services. Many clients may not understand the full range of legal services your firm offers. For example, family law attorneys may also educate clients on wills and estates. If you handle Intellectual Property matters, encourage clients to consider proactive trade secret protection available through your employment law practice.

3. Identify and protect "at risk" accounts. In any book of business, some accounts are in danger of leaving. You can identify

these accounts by a decrease in billing patterns or less frequent communication. Take action to prevent these clients from leaving and you will improve your profitability and retention rate.

4. Re-establish inactive accounts. It's natural that over time some clients drift away. Identify these accounts and contact them to see what happened. Invite former clients to start using your law firm again, or at least to refer others who might use your legal services.

5. Conduct a client satisfaction survey. Ask your clients what you do well and where you need improvement. While this sounds scary, your clients will appreciate your interest and provide some constructive suggestions for your consideration.

Here's another secret to successful marketing: not every client is a good client. Create an "ideal client profile" and do not accept cases that you know from experience are not right for your firm.

Margaret Grisdela is President of Legal Expert Connections, Inc., specializing in legal marketing and business development. She can be reached at MG@LegalExpertConnections.com.



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BROWARD COUNTY BAR ASSOCIATION INVITES YOU TO BENEFIT FROM PARTICIPATION IN THE SOLO / SMALL LAW FIRM NETWORKING GROUP 6:00 PM, WEDNESDAY MARCH 14th, 2007

* For Attorneys in Firms with Four or fewer Lawyers

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- Development of Referral Relationships

WHY WE'RE DIFFERENT:

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- Pre-meal Business Card Exchange Session
- Choice of Chicken, Fish or Vegetarian Dinners

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When reserving at least 48 hours in advance: \$35 for Broward County Bar Association members and \$40 for non-members. At door, \$5 more on a space available basis. Credit card and check payments accepted. For further information, contact Broward County Bar Association (954) 764-8040.

APRIL SOLO / SMALL LAW FIRM NETWORKING LUNCHEES

<p>Hollywood The Ark 6355 Stirling Rd. Friday, April 13, 2007 at 12:00 PM RSVP by phoning Stephen Ziegler, Esq. (954) 761-1605</p>	<p>Fort Lauderdale Bimini Boat Yard New Time 1555 SE 17th Street Wednesday, April 11, 2007 at 12:00 PM RSVP by phoning Beth Lindie, Esq. (954) 764-5400</p>
<p>Plantation Olive Garden 807 S. University Drive (Fountains Plaza) Monday, April 23, 2007 at 12:00 PM RSVP by phoning John Rizvi, Esq. (954) 452-0033</p>	<p>Coral Springs Olive Garden 1555 N. University Drive Wednesday, April 18, 2007 at 12:00 PM RSVP by phoning Evan Ostfeld, Esq. (954) 227-7529</p>
<p>Weston Max's Grille 2210 Weston Road Friday, April 20, 2007 at 12:00 PM RSVP by phoning Evan Baron, Esq. (954) 385-9160</p>	<p>Lighthouse Point Fifth Avenue Grill 4650 N. Federal Highway Thursday, April 26, 2007 at 12:00 RSVP by phoning Jesse Lieberman, Esq. (954) 596-9944</p>



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RECENT DEVELOPMENTS IN THE LAW

by Nancy Little Hoffmann

1. Civil Procedure/Denial of Continuance

Fisher v. Perez,

32 Fla. L. Weekly D267 (Fla. 3rd DCA January 24, 2007).

A new trial was ordered in a car accident case because plaintiffs successfully objected to a mid-trial continuance after the defendant's only expert witness had a medical emergency. The Third District held that even though the technical requirements of rule 1.460 could not be met, the motion was legally sufficient. It was proper to make the motion orally because of the sudden nature of the emergency occurred during trial; under the circumstances supporting affidavits were not required; and the failure to subpoena the expert was not a failure to use due diligence, since the heavily medicated witness would have been unable to testify in any event. The court observed that although a trial judge ordinarily has great discretion in ruling on matters during the course of a trial, such rulings will be reversed unless they comport with fairness and due process, which was not the case here. The concurring opinions pointed out that plaintiff's counsel also intentionally misled the jury regarding the reason the witness was not present at trial, and that a mistrial should have been granted on that basis.

2. Civil Procedure/Failure to Plead Statute

Copeland v. Albertson's, Inc.,

32 Fla. L. Weekly D322 (Fla. 2nd DCA January 26, 2007).

After entering defendant's store, brandishing a knife and robbing a clerk, the plaintiff was caught by Albertson's employees and allegedly beaten before the police arrived. After his conviction, plaintiff sued the store and its employees, all of whom obtained a summary judgment. The pro se plaintiff appealed and obtained a reversal because although defendants argued section 776.085 as a bar, they failed to plead it or mention it in their motion for summary judgment; moreover, summary judgment could not be sustained on any of the other grounds argued.

3. Consumer Law

State of Florida, Office of the Attorney General v. Commerce

Commercial Leasing, LLC,

32 Fla. L. Weekly D327 (Fla. 1st DCA January 26, 2007).

The trial court dismissed with prejudice the Attorney General's Florida Deceptive and Unfair Trade Practices Act complaint alleging that leasing companies engaged in a "Ponzi scheme." The trial court found that the defendants were bank subsidiaries and thus exempt from the Act. Reversing, the First District held that not all bank subsidiaries and lease financiers are necessarily exempt from the Act; that the trial court impermissibly went beyond the allegations of the complaint to support its ruling; and that the court's analysis ignored the complaint's allegations of deceptive and unfair trade practices.

4. Covenant Not to Compete/Interference with Contract

Whitby v. Infinity Radio, Inc.,

32 Fla. L. Weekly D276 (Fla. 4th DCA January 24, 2007).

Radio Station WEAT, the former employer of a Palm Beach County radio personality (Jennifer Ross), obtained a multi-million dollar compensatory damage verdict against Ross and her subsequent employer, WRMF, for allegedly breaching a non-competition agreement and intentionally interfering with that agreement. In addition, the jury awarded 13.2 million in punitive damages against WRMF. The Fourth District reversed because the trial court, among other errors, ruled the non-compete provision enforceable based on the law of the case in an earlier appeal, which had not decided that issue; granted summary judgment as to the enforceability of the provision without allowing presentation of evidence; allowed evidence of damages that was speculative and conjectural; and improperly quadrupled the amount of compensatory damages awarded by the jury by entering a judgment assessing the same amount severally against Ross and WRMF's three corporate entities.

5. Criminal Law/Jury Instruction

Slattery v. State,

32 Fla. L. Weekly D305 (Fla. 5th DCA January 26, 2007).

The defendant in an aggravated battery case claimed self-defense and objected to a jury instruction on the "forcible felony" exception to his self-defense claim. Although his objection was impermissibly vague, the Fifth District concluded that giving the instruction was fundamental error. It certified to the supreme court the question of whether fundamental error occurs when an erroneous jury instruction relates only to an affirmative defense and not to an essential element of the crime.

6. Real Property/Riparian Rights

Brannon v. Boldt,

32 Fla. L. Weekly D228 (Fla. 2nd DCA January 24, 2007).

In an en banc opinion, the Second District certified to the supreme court what it described as a very narrow, but significant issue: "What rights do the residents in a neighborhood receive, as dominant estate holders under an implied easement created by a denotation on a plat map of an 'easement for ingress and egress' to a body of water, when the servient estate is part of a residential lot on which there exists an occupied family dwelling?" The Second District concluded that the lot owners had the right to build a dock at the water's edge of the easement, and to cross their neighbor's property without delay to reach the public waters in order to launch a small boat; however, they did not have the right to remain within the easement "for extended periods to view the water, fireworks, or the sunset."

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Art Goldberg • Executive Director
Broward County Bar Association • 1051 Southeast Third Avenue • Fort Lauderdale, Florida 33316
and must be received no later than MARCH 31, 2007

This form is available for download at the BCBA website at www.browardbar.org

Criteria for Nomination:

1. Current or former "active" and contributing member of the BCBA.
2. Exhibition of the highest degree of professionalism in accordance with BCBA Standards of Professional Conduct and the Florida Rules of Professional Conduct.
3. Demonstrated respect for the law and preservation of decorum and integrity of the legal system.
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5. Additional general characteristics:
 - A role model for the legal community;
 - Integrity;
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 - Decorum and demeanor;
 - Credibility;
 - Courtesy to counsel, the court, and the parties;
 - Preparedness.

Additional Information About Nominee

1. Practice area and years of practice:

2. Organization affiliates:

3. Bar Activities:

4. Community Activities:

5. Unique Accomplishments in the Practice of Law:

6. Detailed Description / Explanation of How and Why Nominee Rises Above Others in Exhibiting Professionalism in His/Her Practice of Law, Including Specific Examples of Conduct (Please attach a separate sheet if the space below is insufficient):

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Lawyers in the LIMELIGHT

Maria Elena Abate will be participating in a panel discussion at the Florida Bar Seminar "Do You Hear Me Now- Child Hearsay Considerations.

Bruce A. Blitman of Fort Lauderdale was appointed to the Education Advisory Board by the Cooper City Commission.

Children First, a statewide, non-profit organization that fights for the legal rights of at-risk children, has announced the election of **Skip Campbell** to its Board of Directors. Campbell is a shareholder with Krupnick Campbell Malone Buser Slama Hancock Liberman.

The Florida Bar Grand Opera honored **Robert B. Judd**, an attorney with the law firm of Gunster, Yoakley, at the recent Diva Impresario Awards gala sponsored by the Opera Society.

Loring N. Spolter spoke on pregnancy discrimination, the Family & Medical leave Act, and the Pregnancy Act a "Gender, Sexuality and the Law" symposium hosted by the St. Thomas University School of Law's Florida Association for Women Lawyers chapter.

Representing the 17th Judicial Circuit on the Young Lawyers' Division Board of Governors, the following BCBA members were re-elected without opposition for two year terms: **Scott Chitoff, of Brinkley, Morgan, Solomon, Tatum, Stanley, Lunny & Crosby, LLP; Zelzia Jordan, of Coast to Coast Legal Aid of South Florida; and, Adam Rabinowitz, of Broad & Cassel.**

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We have completed the first round of proofs on all data pertaining to member information that will be included in the BCBA 2007 Pictorial Directory.

If you have already sent corrections and emailed your photo to the BCBA, we are in the process of updating your corrections; a second proof will be mailed to you for final approval.

If you have not sent in corrections nor selected your free listing(s) of three practice areas you want included in the Directory, please fax back the data form that we mailed to you.

If you need a new data form mailed to you, please email Art Goldberg to request one at artg@browardbar.org. You can also email your digital photo.

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The event will benefit Legal Aid's Children's Advocacy Project. The Children's Advocacy Project was created to meet the needs of children and their families in Broward County. It includes The Education Legal Rights Project (for children with disabilities), The Dependency Law Project (for children in foster care who are victims of abuse, neglect or abandonment) and the Team-Child Project (for children at risk of entering or already in the juvenile justice system)

and the Kinship Project (for caregivers who are relatives of the children they are nurturing.)

A number of larger law firms were major sponsors last year, but far too few attorneys and smaller law firms chose to sponsor this worthwhile event. So right now, (yes, I mean right now), take out your checkbook, each and every one of you, and make a check out to Legal Aid Service of Broward County, Inc. Please mail it to Kathy Thomsen, Director of Development, 491 N. State Road 7, Plantation, Florida 33317.

The challenge is for \$100 per attorney, but to learn more about the benefits of becoming a more generous sponsor of this event, please contact Katherine Birnbaum at 954-468-7356 or Juliette Lippman at 954-522-2200, co-chairs of this event.

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At press time, these are the individuals who have made contributions this current fiscal year to our Mortgage Reduction program that was created to help BCBA pay down the \$117,000 mortgage on the Norma B. Howard Bar Center. Each individual received a blue and gold BCBA lapel pin.

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 cell: (561) 718-7044
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 Bryan Zenchyk
 cell: (561) 676-0342



2007 Election Calendar

Ballots Will be Mailed
APRIL 1

Ballots to be Returned
APRIL 15

Results Released
MAY 15

- Northeast - One available seat to filled in the 2007 Election.
- Northwest - One available seat to filled in the 2007 Election.
- Southeast - One available seat to filled in the 2007 Election.
- West - Two available seats to filled in the 2007 Election.
- Central - Four available seats to filled in the 2007 Election.

2007 Candidates by Geographical Area

Term of Office: July 01, 2007 – June 30, 2009

NORTHEAST: North of the centerline of Commercial Blvd. and East of the centerline of State Road 7 (441)



STUART N. HOUSE
Law Firm: Giunta & House, P.A.
Area of Practice: Family Law
Law School: University of South Carolina
Year Admitted to The Florida Bar: 1991

I have practiced family law in Broward County since 1992, and have been a member of the Broward County Bar Association since 1993. Over the years I have been active with the Family Law Section of the Florida Bar, having previously served on the Rules Committee and the Attorney Fee Committee. I am Vice-President of the North Broward Bar Association, presently serve on the Board of Directors of the Broward County Bar Association, representing the Northeast area, and act as Family Law Section Liaison to the Board of Directors.

As a practicing attorney and participant in many bar related activities, I have over the years had the occasion meet many high quality members of our profession, and consider my colleagues on the Board of Directors, and the Executive Director, to be some of the finest people I have ever met; thus, as honored as I am to presently serve on the Board, I am even more excited and enthused about the opportunities going forward, if elected, to continue to work with these outstanding dedicated professionals for the betterment of our legal community.

A number of challenges lie ahead, including dealing with promoting participation of other attorneys in the Broward County Bar Association, assisting in ongoing efforts to implement within the 17th Circuit an e-filing system similar to that used within the federal court system, and most importantly, promoting efforts to secure appropriations for the

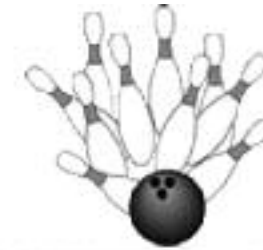
construction of a new courthouse complex, whether by voter referendum, or direct appeal to the Broward County Commission. If elected, I welcome the opportunity to continue to effectively work with my colleagues in addressing these and other issues in a manner designed to promote the best interests of the members of the local bar. Thank you for your consideration.



JULIE F. KLAHR
Law Firm: Goren, Cherof, Doody & Ezrol, P.A.
Area of Practice: Municipal, Pension and School
Law School: Mercer Univ. Walter F. George School of Law
Year Admitted to The Florida Bar: 1991

I am seeking the opportunity to serve another term on the Broward Bar's Board of Directors as a representative of the Northeast Area. I am proud of the achievements the Bar has been able to realize in the past during my prior tenures on the Board and would like to continue to participate on your behalf in the exciting projects anticipated for the near future.

Thank you for the opportunity you have afforded me to serve you in the past and for taking the time to consider my candidacy for the Board of Directors of the Broward County Bar Association. I respectfully request your support in order to be able to continue to serve you by receiving your vote.



BROWARD COUNTY BAR ASSOCIATION YOUNG LAWYERS' SECTION

PRESENTS

THE 5th ANNUAL

BOWL-A-THON

SATURDAY, MARCH 31, 2007

6:30 – 8:30 PM

Manor Lanes 1517 N.E. 26th Street Wilton Manors, Florida 33305 (954) 566-7457
 From 95: Exit Oakland Park East, Right on N.E. 16th, 4 blocks on Right
 From Federal: West on N.E. 26th Street (South of Oakland Park) 4 blocks on Right

Raffle Food Music Prizes

INDIVIDUAL PARTICIPANT → \$25.00

includes 2 hours of bowling, shoes, food, & soda!

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❖ PLATINUM LEVEL 4 Free Teams of 4 Individuals	\$800.00	❖ GOLD LEVEL 3 Free Teams of 4 Individuals	\$600.00
❖ SILVER LEVEL 2 Free Teams of 4 Individuals	\$400.00	❖ BRONZE LEVEL 1 Free Team of 4 Individuals	\$200.00
❖ LANE SPONSOR	\$100.00	❖ RAFFLE PRIZE SPONSOR (e.g., gift certificates, services)	

PLAYER	ADDRESS	PHONE	E-MAIL
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2. _____	_____	_____	_____
3. _____	_____	_____	_____
4. _____	_____	_____	_____

Please send entry form and check payable to: "Broward County Bar-YLS"
 Mail to: Bart Ostrzenski at 1500 W. Cypress Creek Road, Suite 305, Fort Lauderdale, FL 33309
 For any questions please contact Bart Ostrzenski at (954) 229-2468 or via e-mail
 Gregory Haile: ghaile@wsh-law.com Bart Ostrzenski: ostrzenski@oslawyers.com Anne Ogden: ogden@bkttriallaw.com

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NORTHEAST



ROBBY H. BIRNBAUM

Law Firm: Greenspoon Marder, P.A.
Area of Practice: Credit Counseling, Debt Settlement
Law School: University of Wisconsin
Year Admitted to The Florida Bar: 1999

Members, I am proud to offer my name for consideration as a member of the Broward County Bar Association's Board of Directors. I am a shareholder at the law firm Greenspoon Marder, P.A., in Fort Lauderdale, and have been with the firm since I started my legal career in 1999. Prior to that, I clerked at the same firm, and graduated from the University of Wisconsin Law School. I am married, and have a 16 month old son.

Since moving to Florida and beginning my career, I have dedicated my time and skills to improving my community and upholding the highest standards of professionalism in my workplace. I believe deeply in the ethical practice of law, delivering the highest level of client service, and pursuing each clients' interests as if they were my own. If elected, I intend to bring these values to the Board, and insist that the Board focus on improving and attending to the needs of each of us. Mainly, I envision a proactive Bar Association that reaches out to area law firms and lawyers, and encourages each to participate in improving our legal community. I intend to push for more member-involvement in programs that encourage better and more delivery of legal services to those in need, programs that will deliver more usable services for each membership dollar- such as, providers of better discounted member-benefit programs, and group insurance, payroll and other workplace discounts for cellular phone service, health-club memberships, and other area retailers; and improve the quality of our common areas, such as the courthouse law library, and free wi-fi access for members in the County Courthouse.

Having started in litigation, and now finding myself involved in regulatory and corporate compliance matters for a diverse group of clients, I have an understanding from "both sides" of the practice fields as to how important a fair and efficient judiciary is to our business and individual clients. I remember many times when, as a new attorney, I would stay up late into the evening preparing for my motion-calendar hearing the next morning. Only to arrive at the Courthouse to find that through some unintentional administrative error, my matter did not make the motion calendar, or the judicial staff could not locate the file. If you elect me, I will do my best to fix these issues. I will push for a better file tracking system for the courthouse, and a more responsive, better funded clerk's office. I will also encourage the Association to host more events that actively encourage members to interact with the local judiciary and their staffs. I think that when each side better understands the other's workloads, deadlines and pressures, there will be more respect, courtesy, and an eventual acknowledgment that we are all working toward the same purpose- to deliver fair, efficient justice. My goal is to improve dialogue and understanding of workloads and needs between courthouse personnel and member attorneys.

I promise to encourage input from all members, and be available as often as necessary to discuss member concerns. I am a member of the Broward County, Palm Beach County, Florida, Wisconsin and American Bar Associations. As an active member of the Broward County professional community, I was selected as a finalist for the 2006 Up & Comers Award by the South Florida Business Journal. I have also spoken extensively at United States Organizations of Bankruptcy Alternatives (USOBA) meetings on the subject of regulatory compliance. I am devoted to the legal profession, this Bar Association, our legal community and my family. I respectfully ask for your vote.

NORTHWEST:

North of the centerline of Commercial Blvd. and West of the centerline of State Road 7 (441)



JORGE E. HURTADO, ESQ.

Law Firm: Law Offices of Jorge E. Hurtado, P.A.
Area of Practice: Criminal, Family, Family Mediation, Commercial, State and Federal Courts
Law School: University of Miami School of Law
Year Admitted to The Florida Bar: 1990

It will be with great pleasure and distinction to be able to serve in BCBA's Northwest Section in its 2007-2009 term. I have been a resident of Parkland for the past twelve years and my office is located in Coral Springs. I have resided in Broward County since 1980. Broward County is one of the most exciting and interesting counties in our great, sunny Florida where I have enjoyed practicing in its state and federal courts during the past 16 years after.

In Broward, I have met many fine and wonderful colleagues who are duly dedicated to their professional calling and who do persevere to exemplify competence and integrity in the professional services they provide to their community. Such group of legal professionals is a valuable legal resource readily available in our county to serve any individual, business or cause in need of competent legal representation.

As a member of the board, I want to continue to promote such professional ideal and will continue to encourage many other colleagues to join in and participate in our organization and its many events geared to promoting great jurisprudence throughout our state. Please vote and return ballot before April 15, 2007.

NORTHWEST



MICHAEL R. ROMM

Law Firm: General Counsel - Imedia Holdings, Inc.
Area of Practice: Corporate Compliance, Human Resources and tech/internet law
Law School: Nova Law School
Year Admitted to The Florida Bar: 1989

My past and present work with a variety of Bar Associations demonstrates my commitment for working hard to improve the professional lives of fellow lawyers in Broward County. I am currently serving as Chairperson of the Clerk Bar Committee for the BCBA where we have worked very hard to initiate legislative action to repeal the re-open fee. I am also a current member of the Bench-Bar Committee, an Arbitrator, Past-President of the North Broward Bar Association, and Past-Chairman of Grievance Committee 17G. In the Florida Bar, I currently serve on the Construction Law Committee, and previously served on LOMAS. In my local community, I serve on the Board of my homeowner's association and have also served on the Board of Advisors to BankAtlantic.

Currently, I am General Counsel for Imedia Holdings, Inc., a nationwide internet advertising company. As a 1989 graduate of Nova Law School, I have been practicing law for 18 years, including many years as a sole practitioner and five years as partner with Bamman, Giunta, House & Romm, P.A.

My primary goal if elected is to stimulate more membership and help bring about a greater network of professionalism within our legal community. One of the greatest threats to our profession, in my opinion, is the deterioration of professionalism amongst members of the Bar, which only serves to disillusion new and upcoming lawyers while adversely affecting the enjoyment of experienced ones. With the initiation of new attorneys, coupled with strategic use of mentorship and educational programs, our association should thrive in enhancing our individual experiences as well as our profession as a whole.

SOUTHEAST:

South of the centerline of State Road 84 and East of the centerline of State Road 7 (441)



ANDREW C. DEMOS

Law Firm: Glazer & Associates, P.A.
Area of Practice: Condominium and Homeowner's Association Law
Law School: St. Thomas University, School of Law
Year Admitted to The Florida Bar: 1999

Born and raised in South Florida, I come from a line of dedicated attorneys including myself, Charles Demos (over 50 years), Angelo Demos (over 50 years) and Stephanie Demos.

As a candidate for the Board of Directors for the Southeast Division, I will seek to boost membership and participation in events for the Broward County Bar Association through increased awareness of benefits and networking opportunities for attorneys.

As the managing attorney of a four attorney law firm in Hallandale Beach Florida, I strive to enhance the legal profession while diligently pursuing the interests of my clients. My office concentrates its representation regarding Condominium and Homeowner's Associations. My caseload primarily consists of construction-related issues that arise in associations such as contract drafting, dispute resolution and litigation, and litigation of association and unit owner-related matters.

I appeared as a legal advisor on television channels on WSVN Channel 7, That's Just Wrong, WPEC Channel 12 and WPBF Channel 25, and in The Daily Business Review, Condo Conversion Blues, August 15, 2005 and Legal Void When Recently Built Apartments are Converted, then Sold, May 9, 2006; I co-authored Private Construction Bonds, Survey of the Law, International Association of Defense Counsel, 2001, Part II and 2002 Part I.

In addition to membership with The Florida Bar, Southern, Middle and Northern District Courts, 11th Circuit Court of Appeals, and the U.S. Supreme Court, I am presently a member of The Florida Bar, Grievance Committee, 11th Judicial Circuit, and the Professionalism Committee for the Broward County Bar Association.

I am a Visiting Appellate Advocacy Judge for St. Thomas University School of Law, serve as Director of Florida International University, Real Estate Alumni Affinity Counsel, Vice-President of the Hellenic Bar Association and volunteer for Habitat for Humanity.

I will ensure that I produce positive results for the Broward County Bar Association. Your vote is appreciated!

SOUTHEAST



EDWARD F. HOLODAK

Law Firm: Edward F. Holodak, P.A.
Area of Practice: Commercial and Civil Litigation, Association Law and Personal Injury
Law School: University of Florida
Year Admitted to The Florida Bar: 1995

I have been a sole practitioner in Hollywood since 1999 with my areas of practice being Commercial and Civil Litigation, Association Law, and Personal Injury. I have been a member of the Broward County Bar Association since being sworn in as an attorney and have served on the Board for the past two terms.

In addition to my law degree from the University of Florida, I have a Masters in International Business from Nova Southeastern University. I am married with two small children and am active in various community and sporting organizations. I look forward to continuing to serve the members of the Association by my participation on the Board.



MICHELE A. CAVALLARO

Law Firm: Michele A. Cavallaro, P.A.
Area of Practice: Real Estate Litigation/Real Estate, General Civil Litigation, Contracts/Transactional, Employment, Mediation/Arbitration
Law School: Tulane University School of Law
Year Admitted to The Florida Bar: 1991

I have been a solo practitioner for the past five years in Broward County. I have been in private practice since 1998. Before entering private practice, I had the privilege of serving as an Assistant State Attorney in Broward for approximately six years. I am also admitted to practice law in Louisiana and the United States District Court for the Southern District of Florida.

I am a member of the Florida Bar Small Claims Rules Committee, the Broward Clerk/Bar Committee, the Dania Beach Chamber of Commerce, the National Resources Defense Counsel, Habitat for Humanity, and the Humane Society. I am also involved as a volunteer for the Florida Bar's Justice Teaching Initiative in one of our local schools.

Expanding our membership base and facilitating involvement in Bar activities are important goals. I believe that the easier and less time-consuming it is to participate, the more involved people will be, especially given the time constraints that face most lawyers. As an example of easy involvement, I believe that the Broward Bar can play a pivotal role in educating the public and our colleagues about the urgent need for a new courthouse, which will affect and benefit our legal community greatly. I would welcome the opportunity to serve you.

WEST:

West of the centerline of State Road 7 (441), north to the centerline of Commercial Blvd. and south to the centerline of State Road 84



ROSHAWN J. BANKS

Law Firm: The All Law Center, P.A.
Area of Practice: Criminal Defense/Real Estate
Law School: University of Florida
Year Admitted to The Florida Bar: 1998

I have always been a person who believed in the greater good. I am better and you are better because we included each other and worked hard at it together. In Broward County, there are a myriad of different types of attorneys and just as varied are the people these attorneys serve. The

Broward County Bar Association attempts to cater to the needs of all these people through its various programs; lawyer referral, CLE credits, charitable events, and even the output of The Barrister. While it can be difficult to reach the needs of all, we can try as much and as hard as possible to be more inclusive.

I plan to bring the Broward County Bar Association to a wider variety of people. I am able to do this as I am an example of a person of diverse interests. I am an adjunct professor at Nova Southeastern University, Shepard Broad Law School. I am on the executive boards of Legal Aid, T.J. Reddick Bar Association, and the ACLU. I am a licensed realtor and in the midst of planning Law Week with the Jewish Federation of Broward County. Working between the legal community and community at large, it is my expectation that all our lives will be enhanced. So, remember Roshawn Banks for the Broward County Bar Association Executive Board.

WEST



JORDANA L. GOLDSTEIN

Law Firm: Ferencik Libanoff Brandt Bustamante & Williams, P.A.
Area of Practice: Construction Litigation
Law School: University of Miami
Year Admitted to The Florida Bar: 1994

It would be my sincere honor to continue to serve on the Board of Directors of the Broward County Bar Association during the 2007-2009 term. For the past several years, I have been an active member of the Board, including serving as Co-Chair of the Social Committee, as Chair of the Building Committee and as Corresponding Secretary. Some of the more notable events I was responsible for organizing include the luncheon for the Honorable George Greer (presiding judge in the Terri Schiavo case) and the first ever Broward Bar Tailgate Party at Dave and Busters in Hollywood. I was also involved in the planning of the Bar's 50th Birthday Party and Annual Holiday Party. If elected, I look forward to coordinating similar events on behalf of the Bar in the future.

CENTRAL:

East of the centerline of State Road 7 (441), north to the centerline of Commercial Blvd. and south to the centerline of State Road 84



BRIAN K. HOLE

Law Firm: Holland & Knight LLP
Area of Practice: Litigation
Law School: Nova Southeastern University
Year Admitted to The Florida Bar: 1994

I am a graduate of the Nova Southeastern University's Shephard Broad School of Law and Washington University. I have served on the Bench and Bar Committee and the Clerk and Bar Committee of the Broward County Bar Association. I practice in the area of real property litigation and commercial litigation. I am a longtime resident of Broward County and my office is located in Ft. Lauderdale. I am devoted and dedicated to enhancing the legal profession.

ALLISON BETHEL

Office of the Attorney General
Year Admitted to The Florida Bar: 1985

Dear Friends and Colleagues:

I am running for reelection to Board of the Broward County Bar Association, representing the Central District. I ask for your support and vote so I may continue working to improve our community:



Albert Schweitzer noted that "the only ones among you who will be really happy are those who have sought and found how to serve". I have served on the Board for the past year and have enjoyed it tremendously. I believe in "giving back" and it gives me great satisfaction to work on issues affecting our community:

By way of background, I received my undergraduate degree from Northwestern University (Go Bears!) and my law degree from the University of Florida (Go Gators!). While in law school, I received the University's Best Oral Advocate Award, Best Brief Award, Outstanding Member Award, Presidential Recognition Award and was inducted into the Order of Barristers.

I have practiced in Broward for eighteen years - 5 years with Becker & Poliakoff, P.A. and the past 10 years with Attorney General's Fort Lauderdale Office. When I joined the Attorney General's Office in 1996, I was senior trial counsel in the eminent domain division. Since 2000, I have served as the Director of Civil Rights for the Attorney General's Office. In that capacity, I have litigated precedent setting cases, written and successfully lobbied for historic changes to Florida's Civil Rights Act and designed and implement numerous education and outreach programs. I am AV rated. This broad range of legal experience allows me to bring a unique and useful perspective to the Board.

I enjoy being a lawyer and have been active in bar associations all of my professional life, serving as president of a statewide bar association (1997-1998), an officer and director of voluntary bars in West Palm Beach, Broward, and Dade counties (1984-1996) and past Chair of the Florida Bar's Equal Opportunities in the Profession Section (2001). I am on the Board of Legal Aid of Broward County and Coast to Coast Legal Aid of South Florida. I am also a member of the Board of Governors for the Florida Bar. These years of local and statewide service have given me a good understanding of the issues facing our profession and community:

Personally, I am divorced and the proud mother of a delightful nine year old boy named Adam. I know, first hand, the tremendous joys and challenges of being a working parent in today's busy world. Right now, my spare time is spent with Adam, taking care of the house, etc. One day though, I will have hobbies again!

Please vote me for the Board. Thanks.

MEMORIAL RESOLUTION of the BROWARD COUNTY BAR ASSOCIATION

WHEREAS, our friend and Brother at the Bar, **RICHARD ALLEN BARNETT**, passed away November 27, 2006 and will be sorely missed by all who knew or had occasion to encounter him during his twenty-eight years of practice in Broward County; and

WHEREAS, RICK was born December 26, 1949 in Akron, Ohio and thereafter attended and graduated Magna Cum Laude from Pennsylvania's Wharton School of Finance and Commerce in 1971; and

WHEREAS, RICK attended and obtained his Juris Doctor degree from Harvard Law School in 1975 and after several years of clerking for a Federal Judge in San Diego, California, became an associate in 1978 with the Law Firm of Krupnick Campbell, et al., in Fort Lauderdale; and

WHEREAS, RICK founded his own law firm in Hollywood in 1981 and became a member of the Broward County Bar Association serving on the Appellate Practice Committee and ultimately as a member of the Board of Directors; and

WHEREAS, RICK expanded his service to the Bar by serving on the Executive Committee of the Broward Federal Bar Association, The Florida Bar Association's Grievance and Appellate Rules Committees, a Charter Member of the Appellate Practice and Procedural Committee, a Member of the American Board of Trial Advocates, on the Board of Governors of the Broward County Trial Lawyers Association, Chairman of the Amicus Curiae Committee of Academy of Florida Trial Lawyers and Chairman of its Appellate Practice Section, and the Academy of Trial Lawyers Board of Directors; and

WHEREAS, RICK also gave of his time and talents to the Hollywood and South Florida community where he lived by co-founding the Liberia Economic and Social Development Corporation in 1978, which provides not only low income housing but also health, education and vocational services to the residents of the Liberia Section of Hollywood; and

WHEREAS, RICK was a member of or participated in various service or charitable organizations, such as the Rotary Club of Hollywood, the Florida Initiative for Suicide Prevention, the Beacon Program, the Keystone Drug Rehabilitation Center and the City of Refuge, among others; and

WHEREAS, RICK's dedication to his chosen profession and service to his community was tempered by his love of life, strong commitment to his Jewish heritage, his deep devotion to friends and family, and the enjoyment and excitement of traveling to new places and meeting new people; and

WHEREAS, RICK is survived by his mother, Beverly, his wife, Nadine and her children, Tasha Nunziato, Max Potican, and granddaughters, Lea and Niki Nunziato, brothers Bruce and Brian, niece, Jennifer Dunphy, and nephews, Alex and Ben; and

WHEREAS, The Broward County Bar Association wishes to memorialize **RICK** and express our appreciation for his dedication and service to our Association and the legal community and extend to **RICK's** family our sympathy for their loss,

NOW THEREFORE, The Broward County Bar Association does hereby pause to memorialize and reflect upon the life of **RICK BARNETT** and be it Resolved that this Memorial Resolution shall become a part of the permanent records of the Association with copies hereof being provided to **RICK's** mother, Beverly, and his wife, Nadine.

UNANIMOUSLY ADOPTED, in Fort Lauderdale, Broward County, Florida, this 13th day of February, 2007.

BROWARD COUNTY BAR ASSOCIATION

VICTOR P. DEBIANCHI, JR.
President



YOUNG LAWYERS SECTION JUDICIAL RECEPTION

(**Complimentary for all Members of the Judiciary)

DATE: Thursday, May 3, 2007
TIME: 5:30 - 7:30 p.m.
LOCATION: New River Center Rotunda
 200 East Las Olas Boulevard
 (Sun-Sentinel Building --
 S.W. corner of Las Olas & 3rd Ave.)

LEVELS OF SPONSORSHIP:

SUPREME CONTRIBUTOR.....\$1,000.00 (8 tickets)
 JUSTICE CONTRIBUTOR.....\$500.00 (4 tickets)
 BARRISTER CONTRIBUTOR.....\$300.00 (2 tickets)
 SOLICITOR CONTRIBUTOR.....\$150.00 (1 ticket)

All sponsors will also receive:

- Name displayed on signage at event.
- Recognition in the BCBA monthly newsletter, the *Broward Barrister*

Individual tickets for reception are \$35.00 for members of the BCBA and \$45.00 for non-members. Entrance tickets include complimentary hors d'oeuvres, cocktails and desserts.

Please make checks payable to "Young Lawyers Section-BCBA" and mail to:

Scott P. Chitoff, Esq.
 Brinkley, Morgan, Solomon, Tatum, Stanley, Lunny & Crosby, LLP
 200 East Las Olas Boulevard, Suite 1900
 Fort Lauderdale, FL 33301
scott.chitoff@brinkley.morgan.com

Kindly R.S.V.P. via phone to BCBA at (954) 764-8040
 (Credit Cards accepted via phone)

CENTRAL



JAMES A. COBB, JR.

Florida Attorney General Office of Statewide Prosecution
Area of Practice: Criminal Law
Law School: University of Toledo School of Law
Year Admitted to The Florida Bar: 1989

I am an A-V rated, Board Certified (Criminal Law) prosecuting attorney of eighteen (18) years experience. I am Co-Chair of the Broward Bar Professionalism Committee, Chairman of the Peer Review Council and member of the Stephen Boher American Inn of Court.

I am deeply committed to the task of improving the level of professionalism among all the legal practitioners in Broward County. I would encourage the Broward Bar to teach and promote professionalism at every opportunity; I am firmly convinced that organizations like the Broward Bar can significantly raise the level of professional practice in our County to the benefit of all attorneys, the judiciary, and clients.



DEBORAH POORE FITZGERALD

Law Firm: Walton Lantaff Schroeder & Carson LLP
Area of Practice: Civil Litigation; Professional Malpractice Defense
Law School: University of Kentucky
Year Admitted to The Florida Bar: 1979

I have had the pleasure of serving on the BCBA Board of Directors for four terms, 1997-2001 and 2002-2006. I currently serve on the Library Committee and the Bar's Audit Committee. I am active in the Broward County Chapter of the Federal Bar Association (Director; Past President), American Board of Trial Advocates (ABOTA) (Treasurer), and the Florida Defense Lawyers Association. I am also a member of the United States District Court's Mediation Selection Committee. I am committed to the continued vitality of the BCBA and its relevance to all its members.

I have had the pleasure of serving on the BCBA Board of Directors for four terms, 1997-2001 and 2002-2006. I currently serve on the Library Committee and the Bar's Audit Committee. I am active in the Broward County Chapter of the Federal Bar Association (Director; Past President), American Board of Trial Advocates (ABOTA) (Treasurer), and the Florida Defense Lawyers Association. I am also a member of the United States District Court's Mediation Selection Committee. I am committed to the continued vitality of the BCBA and its relevance to all its members.



JASON E. SLATKIN

Law Firm: Slatkin & Reynold, P.A.
Area of Practice: Bankruptcy
Law School: University of Florida
Year Admitted to The Florida Bar: 1994

For nearly two years, I have been proud to serve alongside my fellow Board members of the Broward County Bar Association. They are some of the finest and most committed members of our legal community and together I believe we have continued in the footsteps of our predecessors, implemented new ideas to better our Bar Association, and have great plans for the future. During my tenure, the Board has expanded the lawyer referral service, been actively involved in the efforts to expand and improve our courthouse facilities and access to such, supported the growth and development of a wide variety of practice area discussion groups, and has continued to assist numerous deserving charities both in time and money.

In order to continue such, continuity is crucial. Therefore, I need the support of the members at large so that, upon re-election, I, along with the other members of the Board, can continue our efforts. In doing so, my focus will again be on professionalism, as there is a continuing need to preserve and foster such among all members of the Broward County Bar Association, both young and old. Therefore, I thank you for your support.



TODD R. McPHARLIN

Law Firm: Kelley Uustal PLC
Area of Practice: Civil trial practice involving wrongful death, personal injury and products liability
Law School: J.D., Cum Laude, Nova Southeastern University, B.S., Criminology, Auburn University
Year Admitted to The Florida Bar: 1997

My ties to Broward County go back to 1970, growing up in Plantation and attending St. Thomas Aquinas H.S. After graduating from Nova Southeastern University Law School, I began my legal career at the Broward County Public Defender's Office as an Assistant Public Defender. After leaving the Public Defender's Office, I have since spent my career representing individuals representing individuals in personal injury, wrongful death and products liability cases, in both state and federal court.

After spending nearly my whole life, and my entire legal career, here in Broward County I'm now raising my own family here. I believe the law and the legal community can make a real difference in people's lives - and it all starts locally. The Broward County Bar Association can do great things for our community. The organization can provide information, education, assistance, and direction to our citizens, and help protect people's rights. We also serve as a resource for this County's lawyers. I am an officer and board member of the Broward County Trial Lawyers' Association. If elected I will work to strengthen the Broward County Bar Association, increase its membership through my extensive ties to the trial bar, represent the diverse interests of the lawyers in Broward County and provide access to the resources and information that this organization has to offer.



JOHN G. JORDAN

Law Firm: John G. Jordan P. A.
Area of Practice: Family Law, Mediation, Probate, Real Property
Law School: University of Miami
Year Admitted to The Florida Bar: 1973

I had the pleasure of serving on the Broward County Bar Board of Directors for several years. I had been an assistant Public Defender, a General Magistrate and I am presently in private practice. I am certified as a Family Law and Civil Circuit mediator. I served as the Chairperson of a Florida Bar Grievance Committee. I was the Chairperson of the Board of Directors of Legal Aid Service of Broward County and Coast to Coast Legal Aid of South Florida, Inc., in 2004. I had been the Chairperson of the Board of Adjustments of the City of Ft. Lauderdale. I plan to expand the mentor program for young lawyers and to continue to improve member benefits for the Broward County attorney members.



ANGEL PETTI ROSENBERG, ESQ.

Law Firm: Hall & Rosenberg, P.L.
Area of Practice: Local Government Law
Law School: Nova Southeastern University
Year Admitted to The Florida Bar: 1997

I joined the Broward County Bar Association in 1997 at the recommendation of my former mentor, Lynn Fitch Cooney. I later began to serve on the Board of Directors for its Young Lawyers Section (YLS). My tenure on the YLS Board as a Director lasted from 2000 through 2004. I next served as YLS President-Elect in 2005, and then as YLS President in 2006.

On the YLS Board, I served as Chair of their Charity Golf Tournament for two years and served as its co-Chair for four years. I also chaired and coordinated the YLS Softball Tournament for six years.

During this time I served the "Big" BCBA Bar as well. I have been the Chairman of the Broward County Bar Association Law Day Committee since 1999 and continue to hold this position. I am especially proud of the successful growth of the Bar's Law Day Luncheon during my tenure.

I would like to serve as a Director of the Broward County Bar Association as a way of contributing something back to the legal community. My personal goal is to increase membership overall, especially among young lawyers.



Marlins Game & Ethics Seminar (2 Hours)

Florida Marlins vs. New York Mets

The Florida Bar, Dade County Bar Association, Broward County Bar Association, CABA, FACDL - Miami Chapter and The Florida Marlins invite you to an evening of **Ethics and Baseball!!** Attendees will receive 2 hours of "ETHICS" credits **Featuring Tony Boggs - Director, Legal Division - Lawyer Regulation of The Florida Bar** **This year's seminar will focus on "How To Avoid A Bar Complaint"**

Marlins vs. Mets,
 Thursday, April 19, 2007
Seminar: 4:30 pm
 Conference room to be announced [Gate E]
Check-in begins at 3:30 pm
 In the Gate E lobby.
First Pitch: 7:05 pm

MVP Package ONLY \$100 includes Founders Club ticket, located in first 7 rows of infield and includes in-seat wait service, \$20 in food vouchers, Marlins baseball hat & parking

Order 20+ tickets and have your firm's name recognized on our jumbotron!!!

To register, please contact Charles Sano at (305) 626-7276, or csano@flamarlins.com
 Merrick L. "Rick" Gross, President DCBA

Photo Gallery – 2007 Judicial Robing Ceremony



The Honorable Dale C. Cohen
17th Judicial Circuit Court

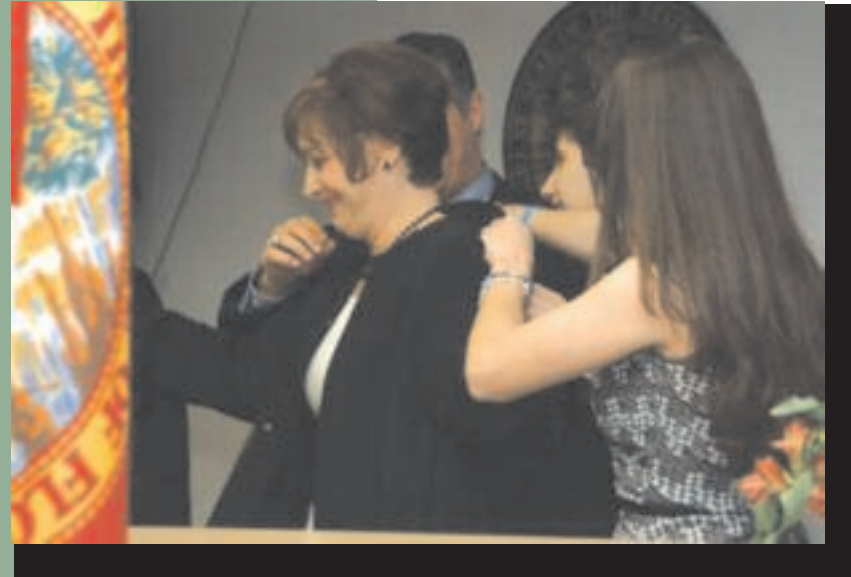


The Honorable Julio E. Gonzalez, Jr.
Broward County Court



The Honorable Jill K. Levy
Broward County Court

The Honorable Marina Garcia-Wood
17th Judicial Circuit Court



The Honorable Alan R. Marks
Broward County Court



The Honorable Charles I. Kaplan
17th Judicial Circuit Court



The Honorable Michele Towbin Singer
17th Judicial Circuit Court



The Honorable Terri-Ann Miller
Broward County Court



The Honorable Arlene Joy Simon
Broward County Court

