

The **BROWARD** **BARRISTER**

PUBLISHED BY THE BROWARD COUNTY BAR ASSOCIATION

Executive Offices: 733 Northeast Third Avenue, 305/764-8040, Fort Lauderdale, Florida 33304

MARCH 1983

Volume 12

Number 3

FOOTBALL BRAWL IS RESCHEDULED

**Sunday, March 20, 1983
2:30 P.M. — Holiday Park**

The carnage that was to occur on February 13 in the Flag Football Game between Senior Lawyers/Judges and Young Lawyers Section was cancelled because of inclement weather and has been re-scheduled for March 20, 1983 at 2:30 P.M. at the football field fronting on East Sunrise Blvd. at Holiday Park on East Sunrise Blvd.

In spite of the fact that the decision to cancel the game was made by President Hugh T. Maloney and the undersigned Chairman, vociferous protests and unprintable remarks were made by various persons who showed up. Typical of the verbal abuse was by one appellate judge from the First District Court of Appeal who described Senior Lawyers/Judges who failed to show up as "poltroons." A Senior Lawyer found the entire incident disgusting because of the attendance of less than a full complement of Young Lawyers players. He said that the Young Lawyers' mamas didn't want their boys playing in the rain.

Because of the masterly diplomatic efforts of the President and the undersigned Chairman, a major brouhaha was averted. Contestant and rowdy spectators who were placated with assurance that the belligerents would be afforded yet another opportunity to have a go at it.

Therefore, efforts are underway with all deliberate speed to insure the conduct of the event on the field of honor after which there will be a picnic (Dutch) at Pavilion #1 that has been reserved for the occasion. Free beer will be generously provided.

As you can see, this affair has gotten somewhat out of balance.

Ted Mavrick,
Chairman of House Committee

PRESIDENT'S MESSAGE

There are approximately 2,600 lawyers in Broward County; 1,400, of which, are members of the Broward County Bar Association. Less than 200 have signed up for Broward Lawyers Care, our Pro Bono Program. Many attorneys state they do free work within their practice and, therefore, they don't feel they should subscribe to the Broward Lawyers Care Program. Almost every lawyer who has any practice ends up doing some free or low-fee work. This is not an excuse not to participate in the Broward Lawyers Care Program.

With 200 lawyers participating, it means that each of those lawyers will do an average of three or possibly four cases a year. If we had all members of the Bar signed up, it would mean a case approximately every two years. We will attempt to contact you and solicit your participation. Hopefully, you will participate.

In addition to the pro bono work that we are performing on behalf of Legal Aid., we have been solicited by Judge Spellman of the Federal District Court, Southern District, to provide, on a pro bono basis, representation for 51 (approximately) unrepresented Haitians located in Broward County. Their claim is for asylum.

We are attempting to make available a crash educational program in immigration law with the help of Nova Law School and other lawyers and agencies throughout the nation. Once the program is in place, we will disseminate further information and solicit your support in this regard.

It would be nice to report to Judge Spellman that the Broward Bar responded and all Haitians have representation.

The Broward Bar has given tentative approval to a building program. For several years, funds have been accumulated for this purpose. It is hoped that with the help of all law-

yers in the county, sufficient funds can be raised to erect a Bar Building in the Courthouse vicinity which will provide facilities for all lawyers that will be in keeping with our needs and be a matter of pride. As this plan is formulated, further information will be forthcoming.

Your support of these programs is earnestly solicited.

H. T. MALONEY
President

RESOLUTION OF THE EXECUTIVE COMMITTEE OF THE BROWARD COUNTY BAR ASSOCIATION

WHEREAS on December 14, 1982 the Long-Range Planning Committee of the Broward County Bar Association unanimously determined that better and expanded facilities for the Association should be the Association's first priority; and

Whereas said Committee further suggested that as a long-range goal, any building constructed or acquired by the Association should have a multipurpose use, including but not limited to administrative offices for the Broward County Bar Association, general meeting rooms, space to house Continuing Legal Education facilities, space for the local offices of The Florida Bar, space for the Legal Aid Society of Broward County, a lawyers' lounge and other related facilities; and

Whereas the Executive Committee of Broward County Bar Association is in concurrence with the recommendations of the Long-Range Planning Committee with respect to the long-term needs of the Association; and

Whereas the Executive Committee of the Broward County Bar Association believes that the Association should proceed to implement the recommendations of the Long-Range Planning Committee, be it therefor resolved as follows:

(Continued on Page 2)

MOTION CALENDAR SUSPENDED

JUDGE	FROM	THROUGH
Robert Lance Andrews	3/1/83	3/11/83
Robert Lance Andrews	3/21/83	3/23/83
H. Mark Purdy	3/14/83	3/16/83
H. Mark Purdy	3/21/83	3/23/83
W. Herbert Moriarty	3/21/83	3/23/83
Paul M. Marko, III	3/21/83	3/24/83
Estelle May Moriarty	3/21/83	3/23/83
J. Cail Lee	4/11/83	5/13/83

DESIGNATION OF JUDICIAL OFFICERS FOR WEEKEND FIRST APPEARANCES

March 12, 13	Judge Mark A. Speiser
March 19, 20	Judge Barry J. Stone
March 26, 27	Judge George W. Tedder, Jr.
April 2, 3	Judge Robert W. Tyson, Jr.
April 9, 10	Judge Linda L. Vitale

ADMINISTRATIVE ORDER NO. 8.01.23

IN RE: COURT ORGANIZATION AND ASSIGNMENT OF CASES

In accordance with the authority vested in the Chief Judge by Rule 2.050 of the Florida Rules of Judicial Administration it is ORDERED that:

1. Effective as of Monday, February 21, 1983, the Honorable Robert C. Abel, Jr., Circuit Judge (Division CN), shall assume the General Civil Division caseload presided over by Judge Stephen R. Booher (Division CX).

2. All Uniform Motion Calendar hearings and non-jury trials noticed or ordered before Judge Booher from this date through Friday, February 18, 1983, shall be heard and determined by a judge of the County Court in and for Broward County, Florida assigned by the Administrative Judge of the County Court.

3. All hearings and trials (jury and non-jury noticed or ordered to be heard before Judge Booher on and after Monday, February 21, 1983, shall be heard and determined by Judge Abel, and they shall be rescheduled by counsel or parties before the Honorable Robert C. Abel, Jr. by contacting

been set for trial, counsel or parties per Resetting Trial to Judge Abel's office and shall supply sufficient copies and to all persons entitled to receive them entered.

diately effectuate such transfer of cases. s Administrative Order to be published ard Review and Business Record, the rative Order 1.04.1, and in the next r Association's "Barrister", which such nfer of cases from Division CX (Judge e Clerk may also provide such other di-counsel as the Clerk may determine in nces.

uderdale, Broward County, Florida, this

LOUIS WEISSING, Chief Judge

Broward County Bar Association
733 N.E. Third Avenue
Fort Lauderdale, Florida 33304
764 - 8040

OFFICERS

Hugh T. Maloney ... *President*
Angeline G. Weir .. *Pres.-Elect*
Terrence Russell ... *Sec.-Treas.*
Norma Howard *Exec. Dir.*
Martha Snedaker *Editor*

1. That the President of the Broward County Bar Association appoint a special permanent "Broward County Bar Association Building Committee".

2. That said Committee be composed of representative members of the Association and various other voluntary Bar organizations within Broward County, from all geographical areas of the County.

3. That this Resolution shall be the charge of said Committee and said Committee shall, subject to the approval of the Executive Committee, obtained from time to time, go forward with reasonable speed and dispatch to plan and carry out the acquisition of and funding for expanded and/or improved quarters to house the Broward County Bar Association and those related uses described in this Resolution.

Duly adopted by the Executive Committee of Broward County Bar Association at a regular meeting held 1983

BROWARD COUNTY WOMEN LAWYERS ASSOCIATION

Invites the entire Bar and friends to

THE GREAT DEBATE

RICHARD BIRNBAUM vs. BOB CURTIS

on a timely topic in family law

— Wednesday, March 23, 1983 —

MARRIOTT HOTEL — 1881 S.E. 17th St., Ft. Lauderdale, Fla.

Cash Bar — 5:30 P.M.

Dinner — 7:00 P.M.

Please mail this card with your check in the amount of \$17.50 payable to BCWLA to Sharon P. Miller, P.O. Box 9, Fort Lauderdale, Florida 33302 Tel. 463-3765

YOUNG LAWYERS SECTION NEWS

PRESIDENT'S MESSAGE

This month's column will cover a number of topics of interest to Section members. With only a couple of months left in the fiscal year, our program of activities is going strong.

Jerry Morris still needs additional support for the High School Education Project. One measure of our success in this project is that we are continuing to receive requests for speakers and mock trials this late into the school year. If you can spare a little time, please call Jerry at 525-0531.

Spring is just around the corner and with it will be coming our annual beach party. This is undoubtedly the top social event of the year. Best of all, there is no charge for the party. The Section will provide the food, music, liquid refreshment and a nice spot to party right on the beach. We are in the process of putting it all together right now. Details as to time and place will be forthcoming next month. Our beach party has always been synonymous with good times so plan on coming out.

As all baseball fans know, spring training is once again underway. To commemorate the occasion, our Section will be holding a "SPRING TRAINING WEEKEND" of its own. The ball will be a little bigger and a lot softer, and the players a bit older and a tad slower that what you might see at Yankee Stadium, but no matter. Our softball tournament will make up in fun and excitement (and beer and chicken) what we may lack in speed and talent. Tim Beavers will have full details in a month or so.

Finally, our April 28th luncheon will be devoted in part to our annual election of officers and the Executive Committee of the Young Lawyers Section. This Section has an outstanding tradition of community involvement and camaraderie among its members, two of the primary reasons for its existence. We need to sustain this in the future. To do so will require the involvement of Section members with fresh ideas and the willingness to commit the time and effort to turn those ideas into programs and projects of interest to the Section. If you fit the bill, please take this opportunity to throw your hat in the ring. You won't regret it.

Robert J. McFann
President — YLS

THE YOUNG LAWYERS SECTION LUNCHEON

The March Meeting of the Young Lawyers Section of the Broward County Bar Association will be held on Thursday, March 24, 1983, at 12:00 Noon at:

STOUFFER'S ANACAPRI
1901 North Federal Highway
Fort Lauderdale, Florida

County Commissioner Scott Cowan will be our Guest Speaker.

PLEASE MAKE YOUR RESERVATION by mailing your check in the amount of \$7.00, payable to: "YOUNG LAWYERS SECTION" to: Romney C. Rogers, 800 E. Broward Boulevard, Suite 700, Fort Lauderdale, FL 33301, or telephone 462-1431 (ask for Elsie), no later than Tuesday, March 22, 1983.

— BCBA ———— BCBA —

NOMINATIONS SOUGHT FOR YOUNG LAWYERS SECTION AWARDS

Two Awards, one for Outstanding Jurist and the other for Most Productive Young Lawyer will be presented by The Florida Bar Young Lawyers Section according to the Awards Chairman, Tonya L. Baccus. Both Awards will be presented at The Florida Bar Convention at Disney World in June, 1983, and all Florida Bar members are invited to make nominations for each Award.

The criteria which will be considered in selection of the outstanding Jurist is as follows:

1. Excellent reputation for sound judicial decisions;
2. Unblemished record of integrity as a lawyer and judge;
3. Generally recognized by Bar members as highly qualified;
4. Active in Bar related activities opened to the judiciary;
5. Demonstration of concern for and willingness to assist young lawyers, and demonstration of respect for their ability.

The criteria which will be considered in determination of the Most Productive Young Lawyer is as follows:

1. Person who is not a member of the YLS Board of Governors;
2. Person who has worked most diligently in The Florida Bar administrative year in the Bar activities;

3. Person who has an excellent reputation for legal abilities and integrity.

Both of these Awards will be decided by the YLS Board and all nominations must be received no later than April 1, 1983.

Nominations for both Awards should be sent to: Tonya L. Baccus, 1926 South Patrick Drive, Indian Harbour Beach, FL 32937.

— BCBA ———— BCBA —

NOTICE OF YOUNG LAWYERS SECTION ELECTIONS

Elections for the year 1983-1984 for the Executive Committee of Young Lawyers Section, Broward County Bar Association, will be held on Thursday, April 28, 1983, at our regularly scheduled luncheon meeting. Nominations will be taken from the floor for the office of President, President-Elect, Secretary / Treasurer and members of the Executive Committee. Please plan to attend.

— BCBA ———— BCBA —

HELP ! ! !

The Young Lawyers Section is continuing its High School Education Project which arranges to have lawyers speak or present simulated trials to local high school students. The response has been overwhelming. To date, over sixty (60) lawyers and three (3) judges have enrolled in this program, and almost two-thirds of the thirty-five schools solicited have responded. So far, forty-three (43) people have or are scheduled to lecture or participate in simulated trials.

Perhaps it is a sign of the times, but the demand for speakers on the subjects of criminal and family law have exhausted the list of volunteers in these areas. More volunteers are needed. If you are available, please contact Jerry Morris. For those who have previously signed up in less popular and more exotic areas of the law, please remember that while many are called, few are chosen to appear at first hour classes starting at 7:00 A. M.. Count your blessings.

We gratefully acknowledge all of you who have donated your time to this project and who are responsible for making it a success.

JERRY MORRIS
(525-0531)

JUDGE FERRIS ELECTED CHIEF JUDGE

Judge John Ferris has been elected to serve as Chief Judge of the Seventeenth Judicial Circuit. He will assume the office on July 1, 1983.

IN MEMORIAM

Robert J. Davis
Died January 23, 1983

J. B. Patterson
Died January 29, 1983

ANNOUNCEMENT

The Management Plan for Court Reporters for the United States District Court for the Southern District is available for review at the office of Broward County Bar Association, 735 N.E. Third Avenue, Fort Lauderdale, Florida 33309.

For professionalism In legal advertising

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leading legal newspaper for
the Fifteenth Judicial Circuit



POINSETTIA PRESS
325 S.W. First Avenue
Fort Lauderdale
463-0542

SUPREME COURT CERTIFIES JUDICIAL POSITION

The Florida Supreme Court by an Order entered February 17, 1983 certified two additional County Judges for Broward County. In addition, the Court Requested the Legislature provide funds for three retired judges to be assigned to Broward County to attempt to reduce the backlog of cases in the Circuit Court.

As of December 31, 1982 the case backlog in the 17th Circuit stood at 50,582 cases. The State Court Administrator's projections show that filings in Circuit Court will exceed dispositions by more than 10,000 per year for each of the next three years. The projected backlog is 83,829 cases by December 31, 1985. An independent study of the Broward Judicial Complex by Swimmer, Cole, Martinez Curtis, a California consulting firm retained by the Broward County Commission confirmed these figures. It also confirmed the need for additional judges requested by Chief Judge Louis Weissing.

In further recognizing the problem of undisposed cases the Court ordered State Court Administrator Donald Conn to conduct a study in the Seventeenth Judicial Circuit to verify conditions and determine the cause and possible solution for the backlog problem. This study will be conducted in 1983.

Your association needs input as to the causes and solutions for the backlog problem. Please address your suggestions to H.T. Maloney, President, Broward County Bar Association, 735 N.E. Third Avenue, Fort Lauderdale, Florida 33304.

— BCBA ———— BCBA —

LAWYER'S MARKETPLACE OFFICE FOR RENT

PRESTIGIOUS LOCATION, Landmark Bank Building. Low rent includes telephone, library-conference room, furniture, copier, reception.
— 764-6160 —

Special Motion Calendar For For Temporary Pretrial Relief In Dissolution Cases

Effective March 25, 1983, and each Friday thereafter, the undersigned Judge will hear applications for Temporary pretrial relief in domestic matters from *ONE to TWO P.M. on FRIDAYS*. The following provisions apply:

1. Financial affidavits are required.
2. Cases are limited to 10 minutes.
3. Counsel *shall not* make appointments with Judge's Judicial Assistant, but shall notice the opposing party in accordance with applicable statutes and Rules of Procedure.
4. A copy of the Notice of Hearing, Motion and Financial Affidavit shall be in the hands of the Judge's Assistant (not just the Clerk) *four (4) days in advance of the hearing*. This requirement may be relaxed if adequate notice is given to the opposing party and if the moving party hand-carries the file to the courtroom.
5. Contempt and Post Trial matters will not be heard on this calendar and may be referred to the General Master.
6. Effective March 18, 1983, no motions for pretrial relief will be referred to the General Master.

/s/ ESTELLA MAY MORIARTY
Circuit Judge

— BCBA ———— BCBA —

READ, READ, READ

A word of advice . . . all contracts must be read thoroughly.

For example, some corporations are using contracts *similar* in appearance to the form contract adapted by The Florida Bar and the Florida Association of Realtors. There is nothing improper in the forms, but there are extraordinary provisions and should be studied carefully.

ROSS, LOMBARD & BALLARD INSURANCE, INC.

101 N.E. THIRD STREET
P.O. BOX 14156
FORT LAUDERDALE, FLORIDA 33302
TELEPHONE 763-7800

WELCOME NEW MEMBERS

E. SCOTT ALLSWORTH, a native of Fort Lauderdale, Florida, received his undergraduate degree from Florida State University and his law degree from Nova Law Center. He is associated with Allsworth, Doumar, Padula, Cazal & Curtis in Fort Lauderdale.

JOHN P. DUDA, a native of San Antonio, Texas, received his undergraduate degree from Florida Southern College and his law degree from University of Florida. He is associated with Ellis, Spencer, Butler and Kisslan in Hollywood.

STUART NEIL HOPEN, a native of Philadelphia, Pennsylvania, received his undergraduate degree from Princeton University and his law degree from University of Florida. He is associated with South Broward Hospital District in Hollywood.

KATHRYN KAMI, a native of Cleveland, Ohio, received her undergraduate degree from Miami University (Ohio) and her law degree from Nova University. She is a sole practitioner in Deerfield.

THOMAS O. KATZ, a native of Killen, Texas, received his undergraduate degree from University of Pennsylvania and his law degree from Georgetown University Law School. He is associated with Ruden, Barnett, McCloskey, Schuster & Russell in Fort Lauderdale.

ROBERT A. KRAMER, a native of New York, New York, received his undergraduate degree from Queens College and his law degree from George Washington University. He is associated with Ruden, Barnett, McClosky, Schuster & Russell in Fort Lauderdale.

DAVID W. LANGLEY, a native of Natick, Massachusetts, received his undergraduate degree from Florida Atlantic University and his law degree from Nova Law Center. He is associated with Fertig & Curtis in Fort Lauderdale.

AUGUST F. LaROCCO, a native of New York, New York, received his undergraduate and law degrees from University of Miami. He is associated with Fertig & Curtis in Fort Lauderdale.

DONNA MAGGERT POOLE, a native of Albany, Georgia, received her undergraduate and law degrees

from Florida State University. She is associated with Allsworth, Doumar, Padula, Cazal & Curtis in Fort Lauderdale.

MARK HAL SCHREIBER, a native of Brooklyn, New York, received his undergraduate degree from Brooklyn College and his law degree from University of Miami. He is associated with Saunders, Curtis, Gines-tra & Gore in Fort Lauderdale.

DONALD C. WORKS, a native of Coral Gables, Florida, received his undergraduate degree from Auburn University and his law degree from University of Miami. He is associated with English, McCaughan & O'Bryan in Fort Lauderdale.


— BCBA ————— BCBA —

**HAVE
YOU
MOVED?**

There have been many moves of offices in the past two months. If you have *not notified* the following of your correct address and telephone number **PLEASE DO SO NOW.**


Broward County Bar Association
The Florida Bar
American Bar Association
Clerk of The Circuit Court

COURIER SERVICE
CALL
HARRIET at 276-8416
Broward and Palm Beach
Counties
Locally Owned



HAROLD MARCUS
your local representative for
MATTHEW BENDER & CO.
11800 N.W. 14th Street
Pembroke Lakes, Fla. 33026
432 - 2200

**ARE YOU HANDLING AN
ESTATE ACCOUNT?**
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17 Offices through out Broward and Palm Beach Counties.
Telephone 537-5337 for more information.



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416 Clematis — P.O. Box 3725
655-1080 - West Palm Beach - 33402

CALENDAR OF EVENTS

Date	Group	Event	Time & Place	Reservations
3/8/83	North Broward Bar Assn.	Monthly Meeting	Flaming Pit Restaurant 1150 N. Federal Highway Pompano Beach — 12:00 Noon —	John Hume 771-9864
3/9/83	BCBA	General Meeting	Marina Bay (Seabreeze Room) 2175 State Road 84 Fort Lauderdale; Price \$15.00	BCBA 764-8040 Cocktails: 7:00 P.M. Dinner: 8:00 P.M.
3/11/83	Broward County Christian Lawyers Assn.	Monthly Meeting	Cafe de Geneve 1519 S. Andrews Avenue Fort Lauderdale — 12:00 Noon — \$5.75	W. Lawrence Larche 764-7777
3/18/83	Federal Bar Assn. Broward County Chapter	Seminar presented by Federal Judges (CLE Accredited)	Bahia Mar Hotel 801 Seabreeze Blvd. Fort Lauderdale 9:00 A.M.—1:15 P.M.	William Scherer 462-5500
3/20/83	BCBA Senior Lawyers vs. YLS Football League	Flag Football Game	Holiday Park Fort Lauderdale — 2:30 P.M. —	Dale Geisler 462-1431
3/23/83	Broward County Women Lawyers Assn.	"The Great Debate" Richard Birnbaum vs. Bob Curtis	Marriott Hotel 1881 S.E. 17th Street Fort Lauderdale; Price \$17.50	Cocktails: 5:30 P.M. Dinner: 7:00 P.M. Sharon Miller 463-3765
3/24-26 /83	Real Property Section of The Florida Bar	Fourth Annual Convention	Orlando Marriott Inn Orlando, Florida	Judy Florence The Florida Bar 904/222-5286
3/24/83	Young Lawyers Section	Luncheon Meeting	Stouffer's Anacapri 1901 N. Federal Highway Fort Lauderdale — 12:00 Noon —	Elsie 462-1431

Broward County Bar Association
733 N.E. Third Avenue
Fort Lauderdale, Florida 33304

BULK RATE
U. S. POSTAGE
PAID
FT. LAUDERDALE, FL
PERMIT NO. 2998