

The **BROWARD BARRISTER**

PUBLISHED BY THE BROWARD COUNTY BAR ASSOCIATION
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MARCH 1985

Volume 14

Number 3

General Meeting Wednesday, March 20, 1985

Gibby's Steak & Seafood Restaurant
2900 N.E. 12th Terrace
Fort Lauderdale, Florida

12:00 Noon
Lunch \$11.00

Speaker

*Eugene E. Cryer, Vice President & Editor
News & Sun-Sentinel Company*

Topic

*The First Amendment and How the Media Perceives
the Legal Profession*



Reservations are necessary. Please return the enclosed reservation form by March 18, 1985. Reservations made and not cancelled in time must be paid if guarantee is not met and the Bar is charged for lunches.

Eugene E. Cryer

Eugene E. Cryer is Vice President and Editor of the News and Sun-Sentinel Company.

He received his B.S. in Journalism from Southern Illinois University in Carbondale, Illinois. He has an excellent background having worked in many capacities such as reporter-photographer, sports editor, city editor, managing editor and executive editor.

Mr. Cryer is a past president of the Illinois Associated Press Editors Association. He is a member of the American Society of Newspaper Editors, Associated Press Managing Editors Association and the Florida Society of Newspaper Editors. He is married and has four children.

"As I See It"

It's In Your Own Interest

Comments in support of this column which have been directed to me by so many of you have been greatly appreciated. Over the past few months we have had the opportunity to carefully, and often critically, review some of the areas of our practice, various professional organizations including The Florida Bar, the operation of the Clerk's office, and the media's treatment of our profession.

Perhaps now it is time to become a little introspective. I began my term as President of this organization on a theme of pride. Pride in being a lawyer and all for which being a lawyer stands. The source of that pride has its roots in the history of our profession. Lawyers are prominently listed among this Nation's greatest leaders.

We now have about 2,000 members in The Broward County Bar Association. All together, there are about 3,400 attorneys in Broward County. Having approximately two out of every three lawyers as members in a voluntary bar

organization isn't bad. There is a difference, however, between members and active participants. Frankly, in my experience during the past year, I number the active participants in the affairs of The Broward County Bar Association at no more than 200, including members of the Judiciary. That isn't good. It might be average, it might be normal, but it just isn't good.

In this day where we are facing so many challenges from so many different directions, i.e., to the very foundations of our profession, we need more active participants. A voluntary bar organization

(Continued on Page 8)

In Memoriam

John R. Gillespie
1/15/24 — 12/25/84

John E. Morris, Jr.
6/30/20 — 1/25/85

Please make _____ (No.)
 reservations for the General
 Meeting of the Broward County
 Bar Association on Wednesday,
 March 20, 1985, at Gibby's
 Restaurant, 2900 N.E. 12th
 Street, Fort Lauderdale, Fl.

Postage

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Through
 19 only
 March 28

**Designation of Judicial
 Officers For Weekend First
 Appearance Proceedings**

Judge
 March 9, 10 Frank A. Orlando
 March 16, 17 Mark E. Polen
 March 23, 24 Joseph E. Price
 March 30, 31 H. Mark Purdy
 April 6, 7 James M. Reasbeck

YOUNG LAWYERS SECTION LUNCHEON MEETING
 Thursday, March 28, 1985 - 12:00 Noon

CAFE DE GENEVE
 1519 South Andrews Avenue
 Fort Lauderdale, Florida

GUEST SPEAKER: DR. GEORGE J. CRANE, M.D.
 President, Florida Physicians United
 Governor's Task Force on Malpractice Legis.
 "Medical Malpractice"

Please mail this card along with your check in
 the amount of \$7.50 payable to YOUNG LAWYERS'
 SECTION to Betty Anne Beavers, 8751 West Broward
 Boulevard, Suite 307, Plantation, FL 33324 for:
 _____ Reservation(s) for _____
 (Name)

, Jr.
 Moe
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 Fleet
 ning
 y, Jr.

**The Duties and
 Responsibilities of
 a Guardian**

Chief Judge John G. Ferris of the 17th
 Judicial Circuit announces that the video
 jointly prepared by Broward Circuit
 Court and by Broward County Bar Asso-
 ciation entitled "The Duties and
 Responsibilities of a Guardian" will be
 broadcast on Monday evening, March
 11, 1985, at 7:00 P.M. on Selkirk Cable
 Television's Channel 25. This is the same
 video which is shown to all newly ap-
 pointed guardians at 11:00 A.M. each
 Wednesday in Room 411, Broward
 County Courthouse.

Attorneys who have viewed the film
 have commented favorably on it and it is
 suggested that this public showing would
 be an excellent opportunity for all at-
 torneys to see it and enhance their
 knowledge of guardianship.

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**Broward County Bar Association
Family Law Section
Seminar**

***March 28, 1985
5:00 P.M. — 6:30 P.M.***

**Riverside Hotel
620 East Las Olas Boulevard
Fort Lauderdale, Florida**

Topic

**Statutory Changes In Alimony and Support Paid Through
The Support Enforcement Division**

Panel Members

Members of the Support Enforcement Division

Moderator

Paul Sawyer of the Support Enforcement Division

***Wine and cheese will be served from 5:00 P.M. until 5:30 P.M.
The program will begin at 5:30 P.M. and end at 6:30 P.M.***

Registration Fee

Members of Family Law Section, BCBA	\$ 5.00
Non-Members of Family Law Section	\$10.00

DETACH HERE

Registration Form

Please register me for the Family Law Section Seminar on March 28, 1985.
My check for \$_____ is enclosed.

Name _____

Address _____

Please make checks payable to Broward County Bar Association and mail to:
**Broward County Bar Association
735 N.E. Third Avenue
Fort Lauderdale, Florida 33304**

Young Lawyers Section President's Message

The Young Lawyers Section Second Annual Judicial Reception was held on February 7, 1985, at the Harbor Beach Marriott. The reception was a tremendous success with over 300 people and 45 judges in attendance.

I would like to personally thank Melanie May and her committee for a job well done. Thanks also go out to all the financial contributors and to all of you who came out to show your support for our judiciary.

Judges Downey and Walden from the Fourth District Court of Appeal and Judges Lee and Marko from our 17th Judicial Circuit were added to the ranks of those judges having 15 or more years on the bench.

Please watch the *Barrister* for other upcoming Young Lawyer activities. Our Annual Softball Tournament and Beach Party will be on tap for April and May. Also, please be sure and attend our monthly luncheon meetings which are held on the fourth Thursday of each month.

I would again encourage all of you to attend the State YLS Convention to be held in Tampa on March 14-17. It is not too late to sign up, but you should do so immediately due to limited hotel room availability. Please make every effort to go and show your support for our Rick Woulfe, the Convention Chairman.

Lastly, I would like to take a moment of personal privilege and thank all of you who expressed your sympathies to me and other members of our firm for the loss of our friend and partner, John E. Morris, Jr.

Romney C. Rogers

Young Lawyers Section Luncheon

The March luncheon of the Young Lawyers Section of The Broward County Bar Association will be held on Thursday, March 28, 1985, at 12:00 Noon at:

Cafe de Geneve
1519 South Andrews Avenue
Fort Lauderdale, Florida

The guest speaker will be George J. Crane, M.D., President, Florida Physicians United Governor's Task Force on Malpractice Legislation.

Please make your reservations by mailing your check in the amount of \$7.50 payable to **Young Lawyers Section** to: Betty Anne Beavers, 8751 West Broward Boulevard, Suite 307, Plantation, Florida 33324, no later than Monday, March 25, 1985.

Young Lawyers Section Law Day Essay Contest

The Broward County Bar Association Young Lawyers Section is sponsoring its Second Annual Law Day Essay Contest for all tenth, eleventh and twelfth grade students in any high school in Broward County. The judges will be Dr. William J. Leary, Superintendent of Schools, Gene Cryer, Editor, *Fort Lauderdale News/Sun-Sentinel*, and Robert C. Abel, Jr., Circuit Court Judge.

All entries must be received by 5:30 P.M. April 18, 1985. The essays are limited to three typewritten pages, double-spaced, on the subject of Law Day generally, and this year's theme: "Liberty and Justice for All." A separate cover sheet must be submitted identifying the name, address, telephone number, grade and school of the student.

Prizes include \$200 cash for First Place, \$100 cash for Second Place and \$50 cash for Third Place, as well as certificates for participation. The winners will be honored at the Young Lawyers Section Luncheon May 23, 1985.

All essays are to be delivered to, or for further information contact: Gerald M. Morris, Esquire, at Saunders, Curtis, Ginestra & Gore, P.O. Drawer 4078, Fort Lauderdale, Florida 33338, telephone 525-0531.

Young Lawyers Section Judicial Reception

February 7, 1985, was not just another ordinary Thursday. It marked a success story for the Second Annual Broward County Young Lawyers Section Judicial Reception. What made the reception such a success? It's hard to find a starting place.

The reception was held in honor of all State and Federal Judges serving Broward County. Fortunately, most of the judges were honored in person as the attendance level approached the invitation list. Special recognition was given to judges with fifteen years or more of service. This year four judges were added to the list. Broward County can proudly boast of the fine service of the following judges:

Stephen R. Booher
Otis Farrington
Arthur J. Franza
Jose A. Gonzalez, Jr.
William Clayton Johnson
J. Cail Lee
John A. Miller
Frank A. Orlando
Russell E. Seay, Jr.
Robert W. Tyson, Jr.
Lamar Warren
Louis Weissing
James C. Downey
John G. Ferris

M. Daniel Futch, Jr.
Raymond J. Hare
Stanton S. Kaplan
Paul M. Marko, III
W. Herbert Moriarty
James M. Reasbeck
George W. Tedder, Jr.
James H. Walden
Sidney M. Weaver

The new Harbor Beach Marriott served as the location for the gala event. A lavish spread of hors d'oeuvres was served, ranging from Cantonese Egg Rolls to sauteed shrimp scampi. A touch of elegance was added by the music of a harpist.

The Broward County Young Lawyers Section sponsored and hosted the reception. "But for" the generous contributions of many local firms, it could not have been such a success. Contributors were acknowledged by billboard at the entrance to the reception. They included:

Justice Contributors

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Sheldon J. Schlesinger

(Continued on Page 4)

The Florida Bar and P.R. Firm to Conduct Communications Audit

Insight into how the public perceives Florida's legal profession, why those beliefs are held, and what The Florida Bar can do to better serve the consumer will be among the objectives of a communications audit approved by The Florida Bar Board of Governors at its January 10-12 meeting in Clearwater. The audit will be conducted by the Tampa office of the public relations firm of Hill and Knowlton, according to a news release from The Florida Bar headquarters.

"Florida's legal profession has some first-rate goals, but the question is 'Are our goals and accomplishments communicated effectively to the public?'" Public Relations Committee Chairman, Rutledge R. Liles, of Jacksonville, told the Board. "We want to improve the public's perception of justice."

The concept of an outside audit of the Bar's public relations and communications activities was a major recommendation contained in the 1984 report of the Long Range Planning Committee. The Public Relations Committee has been studying the audit process since last summer, and asked nearly 25 Florida public relations firms to submit audit proposals in December.

The firm will survey the Bar (membership), the public at large and interview legislators as well as the media and other groups. Many of the interviews will be in depth to ascertain not only what attitudes are, but also the basis for such beliefs. Where people get information about the legal system will also be investigated. The audit should be completed in about 16 weeks.

The audit should provide guidance on public attitudes on the Bar's role in lawyer regulation, ethics, advertising, referral services, pro bono, attorney service alternatives, law-related education, legislative activities and accessibility of the justice system.

GINA M. HARRIS, Ph.D.

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Judicial Reception (Continued from Page 3)

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Thank you!

A special "thank you" should also be extended to the committee responsible for the planning and organization. The committee included: Christine Lee, Karen Kantner, D. David Keller, Bob Martin, Melanie May, Paul May, Jin Sawran, Martin Alexander and Mike Greene.

If you missed this event, keep your eyes on next year's calendar. For those of you who attended, we look forward to seeing you again next year.

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Dissolution of Marriage Support Enforcement Division

I am sure that by this time most all of you are aware of the changes in Chapter 61 as they pertain to payment of support and/or alimony through the Court Depository, which in this case falls under the responsibilities of the Support Enforcement Division. The changes became effective on January 1, 1985, and are found primarily in Chapter 84-110 of the 1984 Florida Session Laws as it amends Florida Statutes 61.08, 61.12, 61.13 and 61.181.

The amendments primarily deal with the change in the payment of alimony and support wherein it is required that they be paid through the Court Depository (Support Enforcement Division) unless agreed otherwise between the parties. This will become an automatic feature in all divorce final judgments entered after January 1, 1985, and amendments on pre-1985 final judgments can further require that alimony and support payments be paid through the Court Depository.

In addition, there are provisions for automatic payroll deductions based upon the failure of the parent who is responsible for paying support to provide the payments as called for under the terms and provisions of the final judgment.

What the Florida Legislature did not do, however, was to establish the procedures under which the provisions of the Legislative enactments may be carried out. It became the responsibility of each Court Depository to establish these procedures.

We have been in touch with the Support Enforcement Division which has provided certain guidelines with reference to assisting its office in the carrying out and enforcement of the final judgments when entered. It would behoove us all to become familiar with all of the guidelines which are being established by the Support Enforcement Division as it will ultimately assist our clients in making certain that they receive the support and alimony which the Court has awarded.

As a brief introduction to certain of the guidelines, the following is a list of those items which must be included in the final judgment so as to assist the Support Enforcement Division:

1. Children's names and dates of birth.
2. The statement of any arrearages accrued under a temporary order.
3. The amount of child support ordered (allocated or unallocated).
4. The amount of alimony ordered (ending date, if applicable).
5. First charge date.
6. Payment frequency.

7. Statement ordering the Respondent to make all payments of support and/or alimony by money order, certified check, or cashier's check payable to Support Enforcement Division and mail payments to P.O. Box 14248, Fort Lauderdale, FL 33302. The Respondent's name and case number must be shown on the face of the check or money order.
8. A statement that this case is subject to the mandatory income deduction provision of Florida Statutes 61.

The above is just a sampling of the requirements necessary to make certain that the provisions of Florida Statutes 61 as they pertain to support and/or alimony payments are carried out by the Support Enforcement Division.

In light of the many changes, it appeared to be a most opportune time to schedule a one hour seminar to be given by members of the Support Enforcement Division to better educate members of the bar as to the procedures which will be utilized by this agency. We are delighted that we have been able to schedule such a meeting for the Riverside Hotel, March 28, 1985, commencing at 5:30 P.M. with wine and cheese being available commencing at 5:00 P.M. You will find a reservation card enclosed in this issue of the *Barrister* and because seating will be limited, the reservations will be taken on a first come first serve basis.

In the event you are unable to attend the meeting, I would strongly recommend you contact the Support Enforcement Division and make arrangements to pick up the hand outs they have available.

Remember, it is up to us to ensure that the alimony and support awarded is at least in a posture where it can be collected.

Jeffrey P. Wasserman
Chairman, Family Law Section

Administrative Order No. 2.14.3

IN RE:

ENDORSEMENT OF BAR NUMBER
BY ATTORNEYS ON ALL
PLEADINGS

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

ORDERED effective March 1, 1985, and in all matters before all courts of the Seventeenth Judicial Circuit, all pleadings and other papers of a party represented by an attorney in Circuit or County Court shall be signed by at least one attorney of record in his or her individual name whose address, telephone number (including area code) and **bar card number** shall be stated, and who shall be duly licensed to practice law in Florida.

This order shall be published in the *Broward Review* once a week for four weeks.

DONE and ORDERED at Fort Lauderdale, Florida, this 11th day of February, 1985.

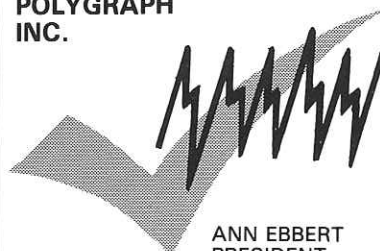
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United States District Court

The United States District Court for the Southern District of Florida is in the process of reviewing the composition of its Criminal Justice Act appointment panel.

The compensation rates have been increased, effective October 12, 1984, to double the previous rates allowed:

<i>Hourly Rate</i>	
In-court hours	\$60
Out-of-court hours	\$40
<i>Case Compensation Limits</i>	
Appeals	\$2,000
Felony	\$2,000
Misdemeanor	\$ 800
Other	\$ 500

In extended or complex cases, the presiding judicial officer may certify that payment in excess of the case maximum is necessary to provide fair compensation. This payment must be approved by the Chief Judge of the circuit.

If you are interested in serving on the panel for representation of defendants under the Plan approved in accordance with the Criminal Justice Act of 1984, applications may be obtained from the United States District Court, 301 North Miami Avenue, Miami, Florida 33128-7788.

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New Members

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Richard A. Coren	Dennis E. Lyles
Steven A. Geller	David B. Mankuta
Harold A. Greene	Frances F. Marchetti
Celeste Gruenstein	Frazier Marks
Robert R. Julian	C. Parke Masterson, Jr.
Randall L. Leshin	M. Douglas O. McNeill
Norman S. Levin	Stuart R. Michelson
Michael H. Levison	Pamela Marie Middlebrooks
Sara C. Lindsey	Edward F. Miles

Kenneth W. Moffet
Christine Margaret Moreno
Susan P. Motley
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Anthony M. Nardotti
Linda Ferroli Nelson
Robbin Newman
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Broward County Bar Association Family Law Section Seminar

March 28, 1985
5:00 P.M. — 6:30 P.M.

Riverside Hotel
620 East Las Olas Boulevard
Fort Lauderdale, Florida

Topic

Statutory Changes In Alimony and Support Paid Through
The Support Enforcement Division

Panel Members

Members of the Support Enforcement Division

Moderator

Paul Sawyer of the Support Enforcement Division

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Registration Fee

Members of Family Law Section, BCBA	\$ 5.00
Non-Members of Family Law Section	\$10.00

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Registration Form

Please register me for the Family Law Section Seminar on March 28, 1985.
My check for \$ _____ is enclosed.

Name _____

Address _____

Please make checks payable to Broward County Bar Association and mail to:
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735 N.E. Third Avenue
Fort Lauderdale, Florida 33304

**Legislative Dinner
February 21, 1985**

Left: Richard McFarlain, Judge Patricia Cocalis and Judge Robert C. Scott. Far Left: James Harold Thompson, Mary Kay and Terrence Russell. Below: Judge Harry G. Hinckley, Jr., and Richard McFarlain.



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CALENDAR OF EVENTS

Date	Group & Event	Time & Place	Reservations
3/8/85	Broward Christian Lawyers Association Monthly Meeting	Cafe de Geneve, 1519 S. Andrews Ave. Ft. Lauderdale, 12:00 Noon	Ronald Houchins 486-1777
3/12/85	North Broward Bar Association Monthly Meeting	Flaming Pit Restaurant, 1150 N. Federal Hwy., Pompano Beach, 12:00 Noon	William E. Stockman 941-4920
3/20/85	Broward County Bar Association General Meeting	Gibby's Restaurant, 2900 N.E. 12th Terrace Fort Lauderdale, 12:00 Noon	BCBA 764-8040
3/20/85	B'nai B'rith Justice Unit	Marriott Hotel Sea Horse Room 1881 S.E. 17th Street, Fort Lauderdale 7:00 P.M., \$18.00, Speaker Dianne Weaver	Marilyn Liroff P.O. Box 14663 Ft. Lauderdale, FL 33302
3/28/85	Young Lawyers Section Monthly Meeting	Cafe de Geneve, 1519 S. Andrews Ave. Fort Lauderdale, 12:00 Noon, \$7.50	Betty Anne Beavers 473-1500
3/28/85	Family Law Section Seminar (reservations necessary)	Riverside Hotel, 620 E. Las Olas Blvd. Fort Lauderdale, 5:00—6:30 P.M.	BCBA 764-8040
4/3/85	Broward County Trial Lawyers Assn. Monthly Meeting	Riverside Hotel, 620 E. Las Olas Blvd. Fort Lauderdale, Case Evaluation 5:30 P.M. Dinner 7:00 P.M. Speaker Michael Davidson, M.D.	Theresa 764-4646
4/23/85	Federal Bar Association Broward County Chapter Bench and Bar Trial Practice Seminar	Pier 66 Crystal Ballroom, 2301 S.E. 17th St. Causeway, Fort Lauderdale 9:00 A.M.—1:00 P.M.	Mark the date. Forms will be mailed.

"As I See It"

(Continued from Page 1)

such as our doesn't exist just to serve the community but to serve our own special interests as well. There is nothing wrong with special interests as long as they are legitimate and ours are legitimate. We need to assist the Courts in improving the administration of justice. We need to protect the public from the unauthorized practice of law. We also need to set rules and guidelines to protect our own integrity and the integrity of our profession as a whole. Most of all, we need to remain self-regulated.

In order to accomplish the goals of a voluntary bar organization, there simply must be active participation by a large number of attorneys. The opportunities to assist The Broward County Bar Association, not only by attending our general meetings and the meetings of our Young Lawyers Section and our CLE programs, but also by getting directly involved in the policy-making structure of The Broward Bar, is available to any of you who wish to participate. Please seriously consider it. It's in your own interest.

Terrence Russell
President

Lawyers Marketplace

Sachs & Weiss, P.A., has ceased operation as a professional association. Peter S. Sachs shall continue to practice law with Spencer M. Sax under the firm name of Sachs & Sax, P.A., 1499 West Palmetto Park Road, Suite 402, Boca Raton, Florida 33432, telephone (305) 368-6644, 428-6585.

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