

The **BROWARD BARRISTER**

PUBLISHED BY THE BROWARD COUNTY BAR ASSOCIATION
Executive Office: 733 Northeast Third Avenue, 305/764-8040, Fort Lauderdale, Florida 33304
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FEBRUARY 1986

Volume 15

Number 2

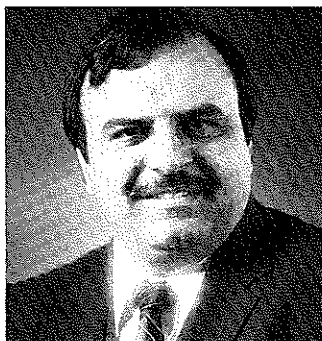
No General Meeting in February

Next Meeting March 6, 1986

Anacapi Inn and Restaurant (*see insert*)

Florida Bar Board of Governors Candidates

There are two candidates for a position on the Board of Governors of The Florida Bar. Resumes of the candidates, James Fox Miller and Terrence Russell, are printed for your information. Ballots will be mailed by The Florida Bar.



Terrence Russell

Terry is a candidate for The Florida Bar Board of Governors from the Seventeenth Circuit, Group 1. He is currently serving as Immediate Past President and as a member of the Executive Committee of the Broward County Bar Association.

Terry is the head of the Litigation Department of Ruden, Barnett, McClosky, Schuster & Russell in Fort Lauderdale. He is a resident of Coral Springs where he lives with his wife, Mary Kay, and their two children. He took his JD in 1968 from FSU and a BA from the University of Florida in 1966. Terry has served on numerous committees of the Broward Bar and The Florida Bar, and believes, as a result of his background as an active bar participant for the past ten years, that he is the most qualified candidate to serve on the Board of Governors.

Terry considers the issue of the availability and cost of legal malpractice insurance to be the greatest threat to the practice of law that has ever challenged The Florida Bar. He strongly favors the Bar's efforts to solve this dilemma as its first priority in the coming year.

He is opposed to the Bar's mandatory CLE program and to any effort by the Bar to impose mandatory pro-bono requirements. He does, however, strongly encourage voluntary participation in these programs and, in fact, is an active voluntary participant in both.

During his year as President of the Broward County Bar Association, and as a candidate for the Board, he has demonstrated a strong belief in the legal profession and takes great pride in being a lawyer. He does believe that the Bar sometimes becomes too defensive in its attitude toward the profession in the

(Continued on Page 4)



James Fox Miller

Law Firm

Miller and Schwartz, P.A.

Address

4040 Sheridan Street
Hollywood, Florida 33021

Professional Recognition

Martindale-Hubbell rating: AV
Board Certified, Marital and Family Law, The Florida Bar; The American Academy of Matrimonial Lawyers, Fellow; *The Best Lawyers in America*, Naifeh and Smith, 1983

Bar Affiliations

Florida Bar: Grievance Committee, Member, 1975-78, 1984-85, Chairman, 1985-present; Florida Family Law Section, Member, Executive Committee, 1979-present; Chairman, Legislative Committee, 1981-83; **Illinois Bar;** **Broward County Bar Association,** Executive Committee, 1979-80; Chairman, Family Law Section, 1981-82; **South Broward Bar Association,** President, 1976-77; Board, 1971-76; Chairman, Law Day, 1969-71; **American Bar Association,** Member Family Law Section; **The American Academy of Matrimonial Lawyers,** Florida Sub-Board of Examiners, 1985-present; Board of Managers, Florida, 1985-present; **B'nai Brith Justice Lodge,** 1981-present

(Continued on Page 4)

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

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Motion Calendars Suspended

<i>Judge</i>	<i>From</i>	<i>Through</i>
Patricia W. Cocalis	February 10	February 13
John T. Luzzo	March 10	March 14
Estella M. Moriarty	March 21 only (Domestic)	

**Schedule of Circuit Court
Civil Division and Criminal
Division Duty Judges**

The following assignments are for Circuit Court Civil Division Duty Judge:

<i>Week Commencing</i>	<i>Judge</i>
February 7	Louis Weissing
February 14	John G. Ferris
February 21	Robert C. Abel, Jr.
February 28	George A. Shahood
March 7	J. Cail Lee

The following assignments are for Circuit Court Criminal Division Duty Judge:

<i>Week Commencing</i>	<i>Judge</i>
February 7	Leroy H. Moe
February 14	Barry J. Stone
February 21	J. Leonard Fleet
February 28	Patti Englander Henning
March 7	Harry G. Hinckley, Jr.

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

<i>Date</i>	<i>Judge</i>
February 1, 2	J. Cail Lee
February 8, 9	John T. Luzzo
February 15, 16	John A. Miller
February 22, 23	Leroy H. Moe

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**2nd Annual
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The Second Annual Law Day Basketball Game between the Miami Dolphins and the Broward County Bar is tentatively scheduled for May 3, 1986. All Broward attorneys interested in participating should contact Jim Camp at 462-1431.

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1986-1987**

Work on committee appointments will begin very soon. A list of standing committees is provided, and you are asked to designate your first, second and third preference for committee assignment. Please designate with numbers (1, 2 and 3). A designation of preference is a commitment that you will take the necessary time to attend meetings and fully participate in committee work if appointed to that committee.

COMMITTEES

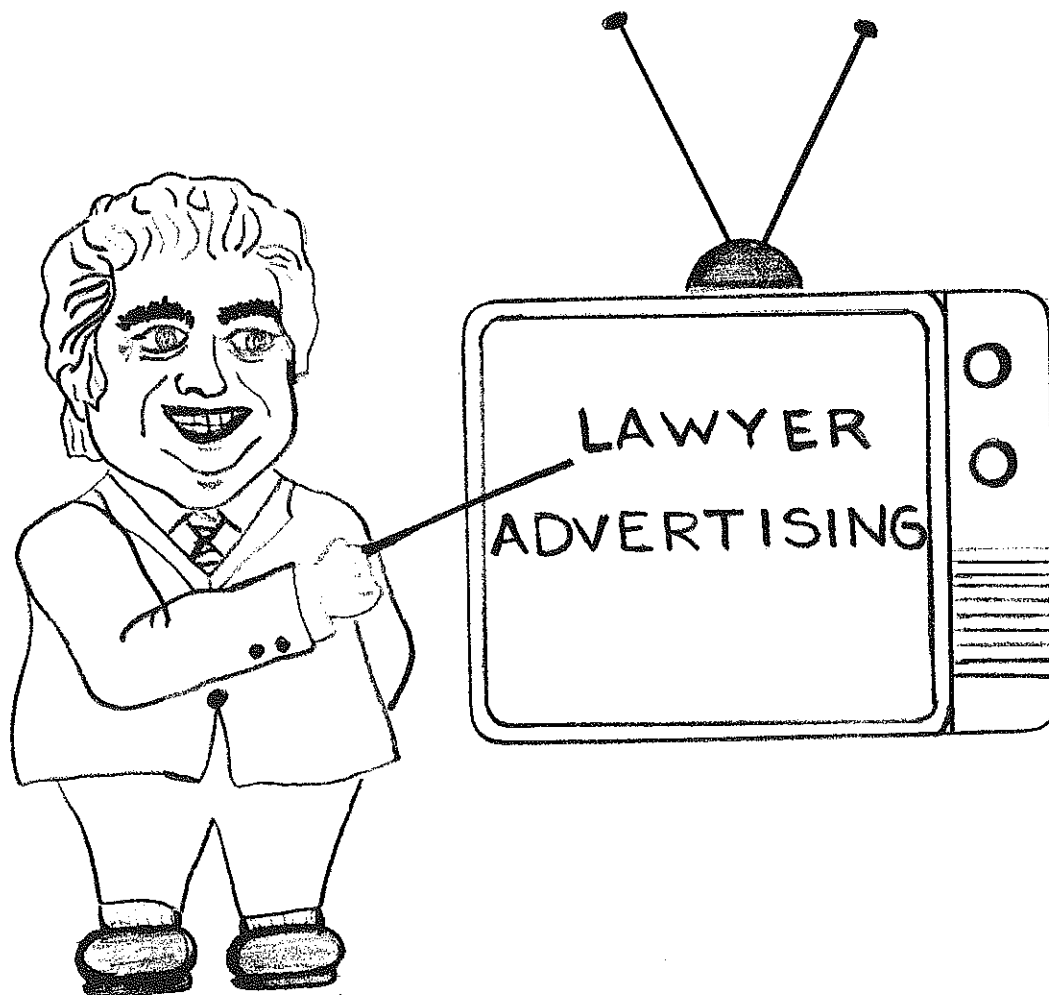
- _____ HOUSE COMMITTEE
- _____ FINANCE COMMITTEE
- _____ JUDICIAL SELECTION AND TENURE COMMITTEE
- _____ COURTS COMMITTEE
- _____ LAW LIBRARY COMMITTEE
- _____ LEGAL AID COMMITTEE
- _____ LAWYER REFERRAL COMMITTEE
- _____ CONTINUING LEGAL EDUCATION COMMITTEE
- _____ LEGAL ETHICS COMMITTEE
- _____ LEGISLATIVE COMMITTEE
- _____ COMMITTEE ON MEMORIALS AND RESOLUTIONS
- _____ PUBLIC RELATIONS COMMITTEE
- _____ LAW DAY COMMITTEE
- _____ COMMITTEE ON THE ECONOMICS OF LAW PRACTICE
- _____ PUBLICATIONS COMMITTEE
- _____ FEE ARBITRATION COMMITTEE

To be considered for Committee Appointments it is *necessary* that this form be returned by March 1, 1986. Please complete and return to: Broward County Bar Association, 735 N.E. Third Avenue, Fort Lauderdale, Florida 33304.

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Reservations are necessary. Please return the enclosed Registration Form by March 4, 1986. Reservations made and not cancelled by March 4, 1986, must be paid if guarantee is not met and the Bar is charged for dinners.

Young Lawyers Section President's Message

With the football season finally over, several of our Young Lawyers are putting together a basketball league which will be playing at the local YMCA. For further details contact Tim Healy or Jim Camp. Jim is also working on the annual Law Week basketball game pitting Broward County lawyers against members of the Miami Dolphins team. That should be quite an event, assuming, of course, the Dolphins have recovered from their recent Orange Bowl humiliation by the New England Patriots.

As many of you know, the BCBA has opened up membership to senior law students so that they can begin to become active in the Bar Association, in particular the Young Lawyers Section, prior to their admission to the bar. To accommodate students and encourage participation, the Young Lawyers Section Executive Committee has decided to give law students a discount and charge them only \$5 to attend our monthly luncheons. Please pass this information along to law clerks in your offices and other senior law students and urge them to join the BCBA and take advantage of this opportunity to take part in our activities.

Our annual election meeting will be held on Thursday, April 17, 1986. Nominations for President-Elect, Secretary-Treasurer and Executive Committee positions will be made from the floor. I urge all of you to consider running for the Executive Committee so we can reap the benefits of your talents and resources. Please encourage your friends to mark their calendars and attend this important meeting.

Finally, we extend our sincere congratulations to Judge Bobby W. Gunther, who was recently appointed to the Fourth District Court of Appeal by Governor Bob Graham. We all wish Judge Gunther continued success in her new position on the appellate bench.

D. David Keller

Nominating Committee Report

The Nominating Committee of the Broward County Bar Association has met and submits the following:

President-Elect William S. Spencer
Secretary-Treasurer W. George Allen

Group 1 (North) (3)

Fred C. Bamman, III
Barry P. Billington
Thomas N. Murphy, Jr.
Peter A. Portley
David D. Welch
Donald A. Wich, Jr.

Group 2 (South) (3)

Victor P. DeBianchi, Jr.
Andrew DeGraffenreidt, III
Nicholas J. DeTardo
Jesse H. Diner
Marlyne "Marzi" Kaplan
Linda Raspolich Pratt
Jeffrey P. Wasserman

Group 3 (Central) (5)

Ronald P. Anselmo
Walter G. Campbell, Jr.
Linda A. Conahan
Rex H. Conrad
G. Ware Cornell, Jr.
John R. Gillespie, Jr.
Michael J. Mc Nerney
Dale R. Sanders
Alicia Zachman

Group 4 (West) (2)

Michael K. Davis
Jesse S. Faerber
Monroe D. Kiar
Paul J. McDonough
Thomas R. Tatum

Roger H. Staley, President-Elect, will become President on June 1, 1986.

If you have not been nominated and would like to be placed on the elective ballot, you must submit a petition with six signatures of members of the Broward County Bar Association in good standing to the Broward Bar Association office by 5:00 P.M. on March 15, 1986.

Election will be by written ballot. Ballots will be mailed after March 15, 1986.

Young Lawyers Section Basketball League

The Young Lawyers Section of the Broward County Bar Association is in the process of organizing a basketball league. All those interested in participating should contact Tim Healy at 764-7676 or Jim Camp at 462-1431.

Broward County Trial Lawyers Association

The new officers for the Broward County Trial Lawyers Association for the 1986 year are as follows:

President David D. Welch
President-Elect David H. Krathen
Vice President Donald A. Wich, Jr.
Secretary Robert J. McFann
Treasurer Jeffrey M. Fenster

The Broward County Bar Association

*cordially invites you to attend
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Terrence Russell (Continued from Page 1)

face of unwarranted criticism both by the media and by isolated members of the public.

Having worked closely with several influential members of the Florida Legislature, including two who are members of his own firm, Terry believes he can work effectively with respect to such issues as the continued governance of the practice of law by the Florida Supreme Court, the so called "medical malpractice crisis," and the continuing threat to impose sales taxes on legal fees. For the past two years, Terry has acted as one of The Florida Bar's Legislative Key Contact persons in dealing with these specific concerns and others as a part of the Bar's annual legislative programs.

Some of Terry's activities as an attorney, active Bar participant, and as a community and civic leader are listed below.

Broward County Bar Association	President 1984-85; member since 1970; Executive Committee 1979-85; Secretary-Treasurer 1982-83; President-Elect 1983-84; Chairman-Special Committee on Legal Malpractice, Insurance 1977; Judicial Selection & Tenure Committee 1978 (Chairman 1979-80); Bar-Bench Liaison Committee 1979-80; Legislative Committee 1983 & 1985; Special Committee for the Needs of Children 1984-85-86; Guardian Ad Litem Advisory Board 1985; Broward Bar Appointee, Board of Directors, Legal Aid Services of Broward County; Broward Bar Foundation
Florida Bar Service	Legislative Key Contact 1983; Special Committee for Representation of Death Sentenced Inmates 1984; Bar Appointee, 17th Circuit Judicial Nominating Commission 1982 (Vice Chairman 1983, 1984; Chairman 1985-86); Bar Appointee, Supreme Court Restructure Commission 1985
Florida Bar	Admitted 1969; Board Certified Civil Trial Lawyer 1982; Designated Appellee Specialist 1979; Litigation Section 1970
Professional Employment School Activities	Law Clerk to United States District Judge W.O. Mehrtens 1969 University of Fla. Legislative Counsel 1965; University of Fla. Budget & Finance Committee 1966; Member Delta Theta Phi, F.S.U. 1966-68; Gold Key Honorary Leadership Fraternity F.S.U. 1968; Chief, Student Government Judicial Branch 1968; Selected to appear in <i>Who's Who Among Students in American Universities & Colleges</i> 1968 edition; Assistant Editor, <i>Florida Public Defender's Trial Manual</i> 1968; Member American Judicature Society 1968
Legal Organizations	American Bar Association, 1970 (Section on Litigation, Section on Legal Education); Broward County Trial Lawyers Association 1970; Academy of Florida Trial Lawyers 1970; College of Diplomates 1983; Association of Trial Lawyers of America 1970; Florida Association for Women Lawyers 1984; Florida Council of Bar Association Presidents 1984-85; North Broward Bar Association 1985
Admitted and Practicing	Florida Supreme Court; United States Supreme Court; United States Court of Appeals, 5th & 11th Circuits; United States District Courts, Southern District & Middle Districts of Florida (Trial Bars); United States Tax Court
Community & Civic Activities	17th Circuit Judicial Nominating Commission 1982-86; Supreme Court Appellate Restructure Commission 1985; Federal Magistrates Merit

Selection Panel 1985; Board of Governors, Nova University Law School 1979; Board of Governors, Nova University at Coral Springs 1980-84; Board of Directors, Nova University Clinic 1976-82; Board of Directors, Legal Aid Services of Broward County 1985-88; President-Elect, Florida State University Law School Alumni Association 1984; President's Club, F.S.U.; Gold Key of Nova University; Board of Directors, Broward Bar Foundation 1982; Broward Lawyers Care Advisory Board 1985

Guest Lecturer CLE programs and seminars at University of Miami, Fla. Bar Real Property Section, Broward County Bar Association, Young Lawyers Section & Broward County Trial Lawyers Association and various trade organizations

Publications Assistant Editor, *Florida Public Defenders Trial Manual* 1968; Assistant Editor, Commercial Litigation, *Journal of the Academy of Florida Trial Lawyers* 1978-79; *Private Cable Magazine* Vol. 1 #4 1983, Challenging Local Franchising Powers

James Fox Miller (Continued from Page 1)

Lectures Faculty and Workshop Leader, Matrimonial Trial Advocacy Course (CLE), 1986; University of Miami, School of Law, Visiting Lecturer, 1985; Young Lawyers, Bridge the Gap, 1985; Broward County Bar, Bench-Bar Workshop, 1985; The American Academy of Matrimonial Lawyers, Annual Meeting (Panel), 1985; Nova University School of Law, Guest Lecturer, 1983 and 1984; University of Florida, College of Law, Visiting Lecturer in Domestic Relations, 1984 and 1985; Hampton Seminars, Lecturer, 1984; Florida Academy of Trial Lawyers, Lecturer, 1983; Florida Young Lawyers, Annual Bar Convention, 1982; Florida Bar, Shared Parental Responsibility, 1982; Dissolution in the 80's, 1980; Numerous lectures for Broward County Bar Associations, including Young Lawyers and Women Lawyers; civic groups, including NOW, Rotary and Parents Without Partners; many television and radio appearances on subjects including child custody, alimony and palimony

Publications "Negotiating Marital Settlement Agreements," Hampton Seminars, 1984; "Pitfalls of Divorce Practice," Florida Academy of Trial Lawyers, 1983; "When It's Time to Cut the Cake," CLE, 1982; "Bifurcation of Dissolution of Marriage Actions," 55 *Florida Bar Journal*, November and December, 1981; "Alimony," CLE, 1980; Various articles for Broward County Bar Association

Civic United Way Board, 1984-present; Temple Beth El, President, 1976-78, Board Member, 1970-present; Jewish Family Service of Broward County, President, 1974-76; Board Member, 1970-76; Jewish Federation of South Broward, Board, 1974-78, Chairman, Chaplaincy, 1979; Camp KaDeeMah, Vice President, 1972-73, Board, 1969-72

Personal: Northwestern University, J.D., 1965; Ohio State University, B.S., 1962 (Pacesetter—first in class); University of Michigan, 1957-60; Married, Barbara Miller, 1961-present; Children, Beth (23), Charles (19), Steven (16)

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As Of January 17, 1986

Submitted by the Court Administrator's Office

DIVISION	SETTING TIME		MOTIONS (30 minutes or less) excluding motion calendar
	JURY TRIALS (5 days or less)	NON-JURY TRIALS (2 days or less)	
	months	months	weeks
Circuit Court Judges			
James M. Reasbeck	9	5	4
Paul M. Marko III	4	3	4-5
J. Cail Lee	8	6	6
Gene Fischer	7	1	2
W. Herbert Moriarty	5	2	3-4
Barbara Bridge	2	2	4
Joseph E. Price, Jr.	8	3	11
George Shahood	4	2	7-8
Eugene S. Garrett	2	2-3	4
Mel Grossman	7	7	10
Robert C. Abel, Jr.	4	2	15
Estella M. Moriarty	5	2	4
Linda Vitale	3-4	1	1
John T. Luzzo	7	5	9
Robert L. Andrews	3	4	10
Robert C. Scott	3	1	4

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Ray Ferrero, Jr.
Candidate for President-Elect
The Florida Bar

Dear Fellow Lawyers:

For over 25 years, I have devoted substantial time and effort to Bar activities on the local, state and national level. As the president of several of these organizations, I have dealt with the increasing attacks on lawyers and our profession.

I am a candidate for president-elect of The Florida Bar because I believe I can provide the most effective leadership in dealing with these attacks and insuring that you will be vigorously represented on the issues which affect our practice.

Special interest groups, the legislature, the media and the public frequently

launch tirades against our profession that have the potential to undermine and change the practice of law as we know it. Sometimes they need and deserve clear explanations through amicable channels of communication. Other times, they need and deserve forceful opposition.

I am tired of those who try to make us feel the need to apologize for being lawyers. The public must be shown, in a direct and forthright manner, how its best interests coincide with ours.

With respect to issues that are presently being raised by either the legislature or special interest groups, I strongly oppose the imposition of a sales tax on legal fees and any transfer of the regulation of lawyers from the Supreme Court. I will continue my work to assure the availability of reasonably priced professional liability insurance and resist the further erosion of the practice of law.

I believe in a strong, active Bar which does not place unnecessary burdens on the practicing lawyer. The Florida Bar should provide those services and functions to its members and the public that cannot be provided individually or through volunteer bar associations.

I am committed to devoting the time and effort needed to accomplish these goals.

Thank you for your support.
Sincerely,
Ray Ferrero, Jr.

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CLE Seminar

The Broward County Bar Association and Broward Lawyers Care, in conjunction with the Broward County Women Lawyers Association, are sponsoring a CLE accredited seminar entitled "Spouse Abuse and the Law" on March 27, 1986, from 9:00 A.M. to 1:00 P.M. It will include lunch and will be at the Marriott Fort Lauderdale Hotel and Marina on 17th Street. Guest speakers will include the Honorable Estella Moriarty, the Honorable Mark Polen, General Master Mary Rudd Robinson,

and two noted Broward County attorneys, William Zimmerman and Karen Kugell. They will discuss the newly revised Spouse Abuse and Restraining Order Statutes, and a live model hearing for injunctive relief will be presented. The training and lunch are free if you are currently a member of Broward Lawyers Care or would like to sign up. If you are not a member, the price for the seminar alone is \$15.00, lunch without the training is \$12.50, and both the training and the lunch \$20.00. For more information, please call Broward Lawyers Care at 764-2606.

Recruiting Bulletin

The Anniston Army Depot, Anniston, Alabama, is accepting applications for the position of Attorney-Advisor (General), GS-905-12, \$31,619 per annum.

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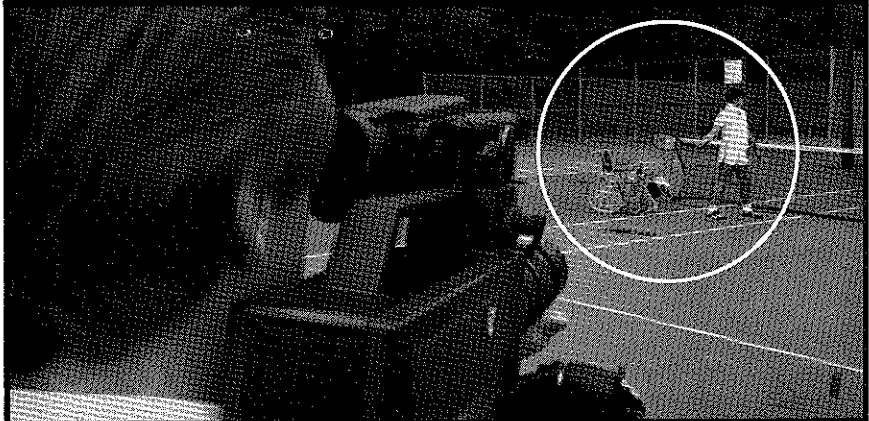
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Jacksonville, FL 32207

CALENDAR OF EVENTS

Date	Group & Event	Time & Place	Reservations
2/11/86	North Broward Bar Assn. Monthly Meeting	Flaming Pit Restaurant, 1150 N. Federal Hwy. Pompano Beach, 12:00 Noon	John L. Korthals 943-2020
2/14/86	Christian Lawyers Assn. Monthly Meeting	Holiday Inn, State Road 84 (just west of I-95) Ft. Lauderdale, 12:00 Noon	Ronald Houchins 752-8100
2/20/86	Young Lawyers Section Luncheon Meeting	Riverside Hotel, 620 E. Las Olas Blvd. Ft. Lauderdale, 12:00 Noon, \$9.00	Gerald M. Morris 525-0531
2/27/86	South Broward Bar Assn. Monthly Meeting	Hemingway Restaurant, 219 N. 21st Ave. Hollywood, Roast of Judge Mel Grossman Cocktails 6:30 P.M., Dinner 7:30 P.M.	Marci 920-7014
3/1/86	McQuade Medical Seminar, jointly sponsored by Dade Assn. of Legal Assistants, Inc., Florida Legal Assistants, Inc. Region IV and Campbell University School of Law, "Understanding and Analyzing Medical Records"	Omni International Hotel 1601 Biscayne Blvd., Miami 8:30 A.M.-4:00 P.M. Members of DALA and FLA, Inc. \$65.00 Non-members \$75.00	DALA/FLA, INC. Rev. IV: Elaine Jerguson, Treas. 20611 N.W. 15th Ave. Miami, FL 33169
3/4/86	Robing Ceremonies of Circuit Judges Robert B. Carney III and John T. Luzzo 17th Judicial Circuit	Broward County Library Auditorium 1000 S. Andrews Ave., Ft. Lauderdale 4:00 P.M.	

Notice of Judicial Vacancies Fourth District Court of Appeal

The Fourth District Court of Appeal Judicial Nominating Commission is accepting applications to fill a vacancy in said court. All applications must be received by 5:00 P.M. Tuesday, February 18, 1986, at Suite 700, 150 East Palmetto Park Road, Boca Raton, Florida 33432. Application forms are available at the above address or by calling 392-8900.

17th Judicial Circuit

You are hereby notified of the existence of a vacancy on the Broward County Court and of the existence of a vacancy on the Circuit Court of the 17th Judicial Circuit.

The Governor of the State of Florida has directed that nominations be made to fill these vacancies, by the 17th Judicial Circuit Nominating Commission, at the earliest practical time. All qualified persons who are interested in applying to fill these vacancies may do so by obtaining the necessary application forms from the

office of the Broward County Court Administrator. Completed applications must be returned to that office no later than 5:00 P.M. on February 14, 1986. In order to be considered for either position, an applicant must have been a member of The Florida Bar for five years, in good standing.

Applicants may submit a single application for both positions if they desire. Applicants should designate whether they are applying for the Circuit Court position, or the County Court position, or both, with their application.

Name Change

A recommendation has been made to the Executive Committee of the Broward County Bar Association to change the name of the association to "The Broward Bar." The Executive Committee would like to know how the members feel about a name change. Your comments should be directed to Patrick L. Bailey, President; Roger H. Staley, President-Elect; or Norma Howard, at 735 N.E. 3rd Avenue, Fort Lauderdale, Florida 33304.

Arbitrators

The following is a list of arbitrators pursuant to the requirements of the Comprehensive Medical Malpractice Reform Act of 1985, Section 768:

Plaintiffs' Arbitrators

Leonard Robbins
Sheldon J. Schlesinger
Wilton L. Strickland
William D. Thompson
Dianne J. Weaver

Defendants' Arbitrators

Leonard M. Bernard, Jr.
George E. Bunnell
Rex H. Conrad
John S. Neely, Jr.
Dennis M. O'Hara

Neutral Arbitrators

George A. Brescher
Linwood Cabot
Russell E. Carlisle
Linda C. Chambliss
Edward C. Curtis
Henry Latimer
Theodore R. Mavrick

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

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