



St. Joseph County Bar Association

ARTICLE III.

PURPOSE: The purpose of the Association shall be to advance the science of jurisprudence, promote the administration of justice, uphold the honor of the profession of law, to encourage cordial discouragement and interaction among members of the bar and between the bench and bar of St. Joseph County and of the state of Indiana, and to correlate the various activities of the Association in the interest of the legal profession and the public which it serves.

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January 2012

Newsletter



Happy New Year!!!



Thursday, February 23, 2012 WINTER BAR GATHERING

Sponsored by the St. Joseph County Bar Association
5:30 p.m. -- 7:30 p.m.
The LaSalle Grille, 115 West Colfax, South Bend
2nd Floor---Club LaSalle

\$30 per Member until Friday, February 17; \$40 per Member after 2/17/12
* Beer, Wine and Heavy Hors D'Oeuvres Included

Only Members in good standing will be admitted.

Register online at: www.sjcba.org



2012 SJCBA DUES

Dues notices have been sent by US Mail and by e-mail.
Annual dues for 2012 are due to SJCBA NO LATER than January 1, 2012.
Contact Amy McGuire at stjoebar@gmail.com with any questions.

NEW LOCAL RULES TAKE EFFECT

Please review the changes to the Local Rules at <http://www.in.gov/judiciary/stjoseph/docs/plr060311.pdf>.
The Family Law Committee will be meeting on January 26, 2012 at 3:00 p.m. to have a round table discussion on these changes. Location to be determined, contact Mark James at james@aaklaw.com or 574.288.1510 for more information.



Also, just a reminder that effective January 1, 2012, cell phones and PDA's are NOT PERMITTED in any St. Joseph County Courthouse, with limited exceptions. Any person violating the rules regarding photography, cameras, cell phones, PDA's or other electronic devices shall be subject to immediate confiscation of the device and may be fined up to \$1,500.00 for violating the prohibition against an audio or visual recording or for permitting noise from an electronic device to disrupt court while in session. The penalty shall be imposed at the discretion of the judicial officer in whose courtroom the violation occurred.

CIRCUIT COURT MAGISTRATE CHANGES

Elizabeth C. Hurley has been selected by St. Joseph Circuit Court Judge Michael G. Gotsch as Magistrate Judge for the St. Joseph Circuit Court. Hurley will assume the duties of Mag. Judge on January 2, 2012. For the past 10 years she was employed with the Prosecutor's Office, prior to that she was in private practice at the law office of Fred R. Hains. She is a graduate of the Notre Dame Law School, and Villanova University, cum laude. Hurley will replace the Honorable David T. Ready, who is retiring from the bench after more than 12 years of service as Magistrate Judge in the Mishawaka Division of the Circuit Court. Ready has been certified by the Supreme Court to serve as a Senior Judge. As Gotsch said, "[Ready's] retirement is well deserved, but he will be missed greatly." Mag. Ambler will relocate to Mishawaka, as Mag. Hurley begins her appointment in South Bend.



Calendar of Upcoming Events

JANUARY

- 2 SJCBA & Courthouse CLOSED**
- 16 Martin Luther King Jr. Day– SJCBA & Courthouse CLOSED**
- 16 Ask-A-Lawyer– Downtown St. Joseph County Public Library; Basement, 11:00 a.m.— 2:00 p.m.
- 19 “Wine Law”– Morris Bistro, 211 N. Michigan St., South Bend, 4:00 p.m.; (1 CLE)

FEBRUARY

- 11 Regional High School Mock Trial Competition
- 20 President’s Day– SJCBA & Courthouse CLOSED**
- 23 Winter Bar Gathering– LaSalle Grill, 115 W. Colfax, South Bend, 3:30 p.m.—7:30 p.m.

MARCH

- 7 CLE Luncheon, “Medicaid for the Practitioner” - Riverside Terrace, 11:00 a.m.—1:00 p.m.; (2 CLE)

Ask-A-Lawyer

In honor of Martin Luther King Jr. Day the Volunteer Lawyer Network and the St. Joseph County Bar Association is hosting an “Ask-A-Lawyer” Event on Monday, January 16, 2012, from 11:00 a.m.— 2:00 p.m. in the lower level of the downtown branch of the St. Joseph County Public Library. Volunteer attorneys are needed to participate in this event.

Please contact VLN at volunteerinc@att.net to participate.

**“Wine Law” 1 CLE
Thursday, January 19, 2012– 4:00 p.m.**

Morris Bistro, (located below the Morris Civic Auditorium) 211 N. Michigan St., South Bend
Presented by Bill Wilson
Bill Wilson will present information on Wine Laws as they relate to the consumer in a one hour CLE. The New Lawyer Committee and ISBA Young Lawyer section will be hosting a networking reception with sampling of wines, compliments of Tiedmann Wines. Hor d’oeuvres and a cash bar will be available. The cost for the CLE & reception is \$40.00 for SJCBA members and \$20.00 for ISBA YLS.
Registration forms are available at www.sjcba.org.

**EXECUTIVE ORDERS
from SJCBA Executive Director, Amy McGuire**

Happy New Year! We have enclosed a calendar of upcoming Bar Events and Courthouse closings for this year. Get these dates on your calendars now.

Let’s resolve in 2012 to attend more local bar events, complete our CLE requirements early, pay our dues NOW (if you haven’t already!). We would love to see you at the Winter Bar Gathering in February, the Baseball outing in June, and the Golf outing and Dinner in July. The Bar Association is also planning to offer at least one local CLE each month– please plan to join us at these and complete your CLE requirements easily, and over lunch in most cases. We hope to see you in 2012!

**BRINGING TECHNOLOGY INTO OUR COURTROOMS
Submitted by Judge David C. Chapleau; St. Joseph Superior Court**

In 2010, the St. Joseph Superior and Circuit Courts received a grant from the Indiana Supreme Court for improvement of our courtroom technology. Thanks to additional contributions from the St. Joseph County Bar Association and the Bar Foundation, we have been able to install audio/video systems in the seven jury courtrooms. Each jury courtroom has a high quality projector or a 60 inch plasma television. Images are projected to a 10 foot diagonal screen, either wall-mounted or on tripods. The new system allows large, clear images of pictures and videos to be projected to the public, the attorneys, the judge, and the jury. The Elmo document camera serves as a hub for images and other information which legal counsel can use to project information onto the display screens from a laptop computer or a SD card. In addition to displaying photo images, deposition videos can be projected through speakers installed in each courtroom. The Electrosonic sound mixer was purchased through a U.S. Department of Justice grant shared by the YMCA of St. Joseph County to facilitate the YWCA Courtwatch program. In addition, the newly-installed Polycom QDX video conference equipment allows an image of a witness to be projected into the courtroom from a remote location. With established connections at the St. Joseph County Jail, the Indiana Department of Corrections, and Indiana State Mental Hospitals, the system can be used for live closed circuit testimony under I.C. 35-37-4-6, and within the parameters of Administrative Rule 14 concerning the use of audio and visual telecommunications. Special thanks go to Bob Hennessey from the United States District Court Clerk’s Office under Clerk Steve Ludwig, the County’s in-house maintenance staff headed by John Embrickson, the computer department administered under County Auditor Pete Mullen, as well as staff members Scott Seniff.



AROUND THE BAR

Welcome new SJCBA Attorneys, **Fred B. Cory, Michelle DeBolt, Teresa M. Meyers, and Jonathan Watson.** Please make the following changes and additions to your address book. For detailed address and full contact information for these and all SJCBA members please refer to www.sjcba.org

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CLERK'S CORNER

By Terri Rethlake

Happy Holidays from everyone in the County Clerk's Office!

Reminder regarding the new legislation for **mortgage foreclosure** cases:
IC 32-30-10.5-8(d)- If a creditor files an action of foreclosure and the debtor's mailing address is an address that is different from the address of the mortgaged property, the debtor's address **MUST** be omitted from the summons. (IC 32-30-10.5-8(b)(2).) That address has been declared confidential under IC5-14-3-4(a)(13). As a result, Indiana's green paper rule applies to this summons. A separate document must be provided to the Clerk to send with the summons to the Sheriff for service. This document should state the address of the debtor where the Sheriff is to deliver the summons. It is up to the attorney filing the case to make sure the Clerk receives the proper paperwork. As a courtesy, the Clerk's Office will notify the attorney representing the plaintiff of this rule only once if the address to serve is not on green paper. Also please remind your clients that as of August 1, 2011 a \$25.00 late fee was instituted in the Traffic & Misdemeanor Court. If they do not pay their fines and costs by the due date the \$25.00 fee is automatically added.

**Local High Schools Regional Qualifying Tournament
Saturday, February 11, 2012
VOLUNTEERS NEEDED!!**

The regional competition for the High School Mock Trial team will be held on Saturday, February 11 at the St. Joseph County Courthouse & the Federal Courthouse in South Bend. Volunteers wishing to serve as judges may sign up for 1, 2, or 3 rounds.

In this competition, teams from competing schools conduct mock trials with students assuming the roles of attorneys and witnesses. Each trial round takes approximately two hours to complete. Scoring of the competition is not based on the outcome of each trial, but rather is based on points which are awarded with respect to how well the students perform each aspect of the trial.

The first trial round will start at 9:30 a.m., the second at 1:00 p.m., and the third at 4:00 p.m. (EST).

If you have any interest in working as a judge for one or more of the three trial rounds on February 11, please contact Scott Keller at 574.288.1510 or via e-mail keller@aaklaw.com to volunteer or for additional information.

CHIEF JUSTICE SHEPARD TO RETIRE



Indiana Chief Justice Randall T. Shepard announced that he is stepping down from the bench in March 2012. Shepard, who joined the Indiana Supreme Court in 1985 and became chief justice in 1987, is the longest serving state court chief justice in the United States.

Shepard has authored nearly 900 opinions and 68 law review articles. He co-created the Indiana Conference for Legal Education Opportunity with Gov. Frank O'Bannon in 1997 to help minority and educationally and economically disadvantaged students succeed in law school. In 2007, Shepard was appointed by Gov. Mitch Daniels to co-chair the Indiana Commission on local Government Reform with former Gov. Joe Kernan. Their report on how to streamline government became known as the "Kernan-Shepard Report."

The Indiana Judicial Nominating Commission, which is chaired by Shepard, will begin interviewing candidates in February. The governor will select the next justice.

PARALEGAL STUDIES PROGRAM AT IUSB

The IUSB Paralegal Studies Program is seeking internship opportunities for its paralegal students. Realizing the need for real world experiences for students entering the paralegal profession, the Program seeks non-credit, short or long term, paid or unpaid internships. Please contact Paralegal Program Manager, Mike Mancini at 574.520.4415 or send a description of the internship to mmancini@iusb.edu.

CLASSIFIEDS

Established law firm in South Bend seeks an associate attorney with a minimum of 3-5 years of experience in general civil litigation. Applicant must be admitted to practice law in Indiana. Ideal candidate will have excellent written and oral communication skills. Competitive salary and benefits with opportunity for advancement. Please send resume and writing sample to: P.O. Box 4577; South Bend, IN 46634.

WELLS FARGO DATE OF DEATH BALANCE REQUESTS

Please be advised that Wells Fargo has changed the telephone number for date of death balance requests. The new number which attorneys should use is 1.540.563.7508.

**ICLEF CALENDAR
Video Replays in South Bend**

All dates marked ** are in need of a moderator.

(Note: You must be current on your SJCBA dues in order to have the privilege of moderating.)

All seminars begin at 9 a.m. unless otherwise noted.

January

- 1/24 Time Mastery for Lawyers (2 CLE, 4 NLS, 2 Ethics)**
- 1/26- - 9 a.m. Good Practice Guidance for Lawyers to Detect and Combat Money Laundering (3 CLE, 3 Ethics)**
- 1/26- - 1 p.m. Trust Account School (3 CLE, 3 Ethics)**
- 1/31 Recent Developments in Employment Law (6 CLE, 1 Ethics)**

February

- 2/9 Representing Indiana Nonprofit Organizations (6 CLE)**
- 2/17 Surprise: How to handle the Unexpected at Trial! (6 CLE, 2 Ethics)**
- 2/22 Annual Bankruptcy Institute (12 CLE, 1 Ethics) **-Day 1 of 2****
- 2/23 Annual Bankruptcy Institute (12 CLE, 1 Ethics) **-Day 2 of 2****



Please contact ICLEF at 317.637.9102 or www.ICLEF.org for more information or to register.

Checks should be made payable to ICLEF. All video replays are held in the Law Library in the basement of the St. Joseph County Courthouse and begin at 9:00 a.m. unless otherwise noted.

To volunteer to serve as a moderator for a video replay, contact Amy McGuire at 574.245.6753

or stjoebar@gmail.com.

RETURN SERVICE REQUESTED

St. Joseph County Bar Association
Law Library
101 S. Main Street
South Bend, IN 46601

