



MONTHLY NEWSLETTER

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President's Comments



**GREG CARWIE, PRESIDENT
MOBILE BAR ASSOCIATION**

As I'm writing this, I have recently returned from the **ALABAMA STATE BAR CONVENTION** at **THE GRAND HOTEL IN POINT CLEAR**. Of course, bicycling, kayaking, swimming, and sitting by the pool with a cold drink were enough reason to spend a few nights there, but the convention also offered good speakers who made interesting observations about our profession. I feel invigorated and inspired after I attend a convention, so I wanted to offer some of my observations.

One prominent theme of the convention was that the legal profession is rapidly changing and anyone who isn't keeping up with technology is falling behind. New Orleans attorney, **JUDY PERRY MARTINEZ**, the former Chair of the ABA Commission on the Future of Legal Services, had an interesting presentation on the future of legal services. She talked about innovation technology and the **ABA's Center for Innovation**. She said that 80% of our country is not having their legal needs met, and we need innovation in the legal profession and the justice system as a whole. **Online Dispute Resolution** is a new concept that will be available to clients on the internet in the near future. Users will be able to access resources for mediation to avoid more complex and costly legal proceedings. She also said that we need to stop training and teaching law students to be 19th or 20th Century lawyers, and start preparing them to be 21st Century attorneys.

One offering on the schedule that garnered a lot of buzz was related to scamming of lawyers. This is something of which we all need to be aware. Scammers have been able to hack into lawyer email accounts to order cashier's checks from their bank accounts. One lawyer said a client created a counterfeit firm check after he saw and photographed a firm check lying on the receptionist's desk. Bogus claims and settlements are also traps and can lead to ethical concerns about missing trust account funds.

PAM BUCY PIERSON, Research Professor at the University of Alabama School of Law, has conducted an excellent research project and presented her program "*Economics, Emotional Intelligence, and Finance*." She said traditionally lawyers were in demand, and today there are too many. She thinks this trend will reverse over the next ten to fifteen years when baby boomers retire so demographics favor those entering the legal profession today. There are 76 million baby boomers today compared to only 46 million Gen-Y-ers. This will result in 40 million Americans retiring over the next 10 – 20 years.

She also had some good insight into quality of life issues for lawyers. Her research study

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2017 OFFICERS

- PRESIDENT – J. GREGORY CARWIE
- PRESIDENT ELECT – JEAN M. POWERS
- VICE PRESIDENT – MARK A. NEWELL
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- EXECUTIVE DIRECTOR – BARBARA C. RHODES
- EDITOR – FERRELL S. ANDERS

PROGRAM

This month's program will be
Guest speaker: Danny Sheridan, Sports prognosticator
August 18, 2017, 11:45 a.m.
The Admiral Hotel, Mobile, Alabama

Browsing the Bar *With Barbara*

Congratulations to MBA member **SAM CROSBY** on receipt of the **J. ANTHONY “TONY” MCLAIN PROFESSIONAL AWARD** at the Alabama State Bar meeting on July 15. The purpose of the award is to honor the leadership of **TONY MCLAIN** and to encourage the emulation of his devotion to professionalism and service to the Alabama State Bar by recognizing outstanding, long-term and distinguished service in the advancement of professionalism by a living member of the Alabama State Bar.

Elsewhere in this publication is the complete CLE lineup for 2017-18. Be sure to check it out, there may be something that you really do not want to miss!

Also, just a reminder, we no longer make referrals from this office, everyone is referred to the **Alabama State Bar Referral Service, 1-800-392-5660**.



THINGS TO PONDER:

Why Our Great-Grandparents Had Such Fond Memories of Their Youth... (I'm surprised they remember anything!!)

- **A bottle of Bayer's 'Heroin'.** Between 1890 and 1910 heroin was sold as a non-addictive substitute for morphine. It was also used to treat children suffering with very bad coughs.
- **Metcalf's Coca Wine** was one of a huge variety of wines with cocaine on the market. Everybody used to say that it would make you happy and it would also work as a medicinal treatment. Mariani wine (1875) was the most famous Coca wine of its time. Pope Leo XIII used to carry one bottle with him all the time. He awarded Angelo Mariani (the producer) with a Vatican gold medal.
- **Opium for Asthma.** Vapor-Ol Treatment No. 6, National Vaporizer Co. At 40% alcohol plus 3 grams of opium per tablet, it didn't cure you, but you didn't care!
- **Dragees Antiseptiques Cocaine Tablets (1900).** All stage actors, singers, teachers and preachers had to have them for a maximum performance. I worked great to 'smooth' the voice.
- **Cocaine Toothache Drops.** These drops were very popular for children in 1885. Not only did they relieve the pain, they made the children very happy!
- **Stickney and Poor's Paregoric for newborns.** I'm sure this would make them sleep well (not only the opium, but also 46% alcohol)!

It's no wonder they were called, **'The Good Old Days'!** From cradle to grave...*EVERYONE WAS STONED!*



President's Comments *Continued from Page 1*

collected survey data from 529 law students and lawyers and qualitative data from 106 in depth interviews with lawyers to look at the issue of stress hardiness in the legal profession. She said the lawyers who have aged the best are lawyers who have enjoyed their careers. She said aging well had more to do with happiness with one's day to day life than level of stress or income earned. She also said if you are not happy in your day to day practice, you should try to undertake some meaningful work and handle some volunteer lawyer cases. Many lawyers in her survey described the impact they had on an individual client as giving them a sense of purpose such as "I saved a young man from a felony conviction. He turned his life around. He graduated from college, became a small business owner, and has become a close friend." On the other side of the spectrum, some lawyers found no meaning in the practice of law. In fact, one lawyer said "*There aren't any meaningful aspects of practicing law to me. I picture myself as being able to have a "Shawshank Redemption" moment one day where I can shed this uniform of monotony and do something worthwhile.*" If you feel like Tim Robbins in **Shawshank**, you might want to find a new career or call Ariana Moore at VLP and sign up to do some volunteer work!

At the Grand Convocation, **ALABAMA ATTORNEY GENERAL STEVE MARSHALL** gave the keynote address and stressed that what we do and the way we act matters. Our personal interactions with the public are the measure by which we judged. Incoming **PRESIDENT AUGUSTA DOWD** reemphasized this. How we treat the lowest person on the corporate ladder, the cashier at Wal-Mart, or the server at the local restaurant is important. One lawyer's positive or negative behavior reflects on all of us. As your President, I am proud of how our Association ministers to the needs of our community. It is what defines us and reflects well upon us all.

MOBILE BAR ASSOCIATION WOMEN LAWYERS

By: DANIELLE MASHBURN-MYRICK

Thank you to **CUNNINGHAM BOUNDS** for hosting the 2017 Annual Meeting of the **MBAWL ADVISORY BOARD AND EXECUTIVE COMMITTEE** in July. **MBAWL** member and CB partner **LUCY TUFTS** graciously offered to provide lunch and space to allow the full leadership team to plan for upcoming events and group direction. We appreciate your hospitality!

The **MBAWL** does not have a monthly meeting in August. Our next luncheon will be held September 12, 2017. **BETH MARIETTA LYONS** will discuss *Women in Elected Office*. You are invited to come meet judicial candidate **BRANDY HAMBRIGHT** and learn about why she's running for a Mobile County Circuit Court judgeship. We will provide more details on the monthly luncheon closer to the event. Watch this space.

LAWYERS IN THE NEWS

By SANDY G. ROBINSON

GEORGE AND LINDSAY ZOGHBY announce the birth of a son on May 26 “**MICHAEL COULTER ZOGHBY**”. Michael and Lindsay are doing well. **MICHAEL** has two older sisters, **KOURY** and **HANNAH!**

A MESSAGE FROM DANNY SHERIDAN

Dear Fellow Bar Association member,

The **1ST & 10 CLUB** is a 501(C)3 charity. They hold five (5) monthly dinner meetings at the Mobile Marriott, which includes a nationally known speaker.

This year's speakers (from August- December 6) are: **JOEY JONES** (August 21), **TOMMY TUBERVILLE**, University of Alabama Offensive Coordinator **BRIAN DABOLL**, **ESPN'S BOOGER MCFARLAND**, and the two bowl head coaches and some of their star players (December 6th meeting)

The cost of membership is only \$100, which includes a buffet dinner, a nationally known speaker and a cash bar. If a law firm buys 1-10 memberships, the firm can send any 1-10 members/guests to any weekly meeting. If you wish to join, please mail your \$100 check payable to the **1ST & 10 CLUB, INC.** to 1000 Hillcrest Road, Suite 115; Mobile, AL 36695. Call Sherrie at 635-0011 if you wish to charge your \$100 membership.

Danny Sheridan



ANNOUNCEMENTS

EXTREMELY NICE PROFESSIONAL OFFICE space for lease at 1325 Dauphin Street. Available space ranges from 650 to 1,530 square feet and is \$14 per square foot. Amenities include: 3-4 professional offices, 3-4 secretarial spaces, plentiful onsite parking, two conference rooms, men and women's restrooms, a kitchen, VOIP for phone and wifi internet, CAT5 wiring, and copy room with fully functional copier. Dauphin Street signage is also available. Call Mechele at 251-432-8120 or send email to mechele@satterwhitelaw.com

HAND ARENDALL LLC is pleased to announce firm member **J. BURRUSS "BUZZY" RIIS** was elected to a three-year term on the Executive Council for the **ASSOCIATION OF DEFENSE TRIAL ATTORNEYS (ADTA)** during the ADTA's 76th Annual Meeting in Nashville.

ALFORD BOLIN, LLC is pleased to announce that **CHRISTINA MAY BOLIN** has been elected the new Secretary/Treasurer for the **ALABAMA DEFENSE LAWYERS ASSOCIATION**.

ALFORD BOLIN, LLC has moved. The new address is: 1 Timber Way, Suite 101, Daphne, Alabama 36527. The phone, fax and email remain the same.

GREGORY A. RAMOS, Esquire has moved. The new mailing address is: Post Office Box 850125, Mobile, AL 36685.

DOWNTOWN OFFICE SPACE FOR LEASE: 205 N. Conception Street, in an historic home in the beautiful DeTonti Square neighborhood. Three private offices available, private parking, available conference room, waiting area, optional space for staff. Internet provided. A block from the Federal and Bankruptcy Courthouses. Perfect for a new Solo on a budget or an experienced practitioner desiring high end digs. Contact **HENRY BREWSTER** at 251-338-0630 or hbrewster@brewsterlaw.net

DOWNTOWN OFFICE SPACE AVAILABLE: 209 N. Joachim Street in historic DeTonti Square. Available: one large office, one smaller office. Within walking distance of federal courts. Amenities: Receptionist, VOIP telephone, internet, WIFI, email, fax machine, large color copier/scanner, onsite parking, lobby, conference room and kitchen. Contact **ASHTON SHEPHERD** (ashton@evanscrowe.com) or **EVANS CROWE** (crowe@evanscrowe.com) at 431 6011.

THE DELANO PALUGHI CHAPTER of the St. Thomas More Society will sponsor the Annual Red Mass Celebration on Friday, September 29, 2017, 12 o'clock noon at the Cathedral of the Immaculate Conception brief reception will be held following the Mass. Your support and attendance will be deeply appreciated. If you have any questions, please contact Greg McAtee at 251/661-9399.

ALABAMA BANK COUNSEL CONFERENCE August 2, 2017, Grand Hotel, Point Clear. 3.0 MCLE Hours Credit including 1.0 ethics. For more information email: lgarrett@alabamabankers.com or athomas@alabamabankers.com or 334/244-9456.

SAVLP

MIKE DEGEN, PROGRAM ASSISTANT

VOLUNTEER AT SAVLP'S MONTHLY LIMITED LEGAL ADVICE CLINICS IN MOBILE & BALDWIN COUNTIES

Volunteer attorneys are needed for SAVLP's monthly Limited Legal Advice Clinics in Mobile and Baldwin Counties. We advise on the following subject areas:

- Family Law
- Debts and Collections
- Contracts and Warranties
- Landlord-Tenant Issues
- Wills and Simple Estates
- Homeownership and Real Property Issues

If you are interested, please contact us at (251) 433-6693 to sign up for one or both of the dates below.

Date	Location	Time
Thursday, August 10	Government Plaza, 4th floor	1:00 – 3:00 PM
Thursday, August 17	United Way of Baldwin Co., 700 N. Mackenzie St.	1:30 – 3:30 PM

SAVLP would like to thank the following attorneys for opening or closing cases in July:

Joseph P. H. Babington
Michael E. Ballard
John G. Baylor, Jr.
Paul T. Beckmann
Russell E. Bergstrom
Henry H. Brewster
Douglas L. Brown
Virginia G. Chouinard
James P. Coleman
Judson E. Crump
Edward A. Dean
Rebecca Ding-Lee
Gregory A. Eldridge
Barry A. Friedman
William J. Gamble, Jr.

Duane A. Graham
Jon A. Green
Frederick Helmsing, Jr.
Laura E. Holland
Herndon Inge III
Neil C. Johnston, Sr.
S. Gaillard Ladd
Gilbert B. Laden
R. Edwin. Lamberth
Ruth R. Lichtenfeld
Michael M. Linder, Jr.
Rose Metzger
S. C. Middlebrooks
Chadrick W. Milam
Pamela K. Millsaps
Robert H. Mudd, Jr.

Joseph M. Oaks
Mary E. Pilcher
Virginia B. Poynter
Gregory A. Ramos, Jr.
J. Burruss Riis
Vanessa Arnold Shoots
D. Trice Stabler
T. Jeff Stein
Renee E. Thiry
Jarrod J. White
Richard R. Williams
Ronnie L. Williams
Michael A. Wing
Patricia K. Wood
Thomas T. Zieman, Jr.

"The Volunteer Lawyers Program is a great program... I'm still amazed at the work that [my attorney] did for me. Thank you so much." – VLP client



SIGNIFICANT DECISIONS

BY DUANE GRAHAM

In a case of first impression, the Court of Civil Appeals in *Ex parte Edmondson*, No. 2160432 (Ala. Civ. App., May 5, 2017), held that a stay of the parties' divorce proceedings was unwarranted due to the husband's refusal to testify as to any extra-marital affairs occurring more than one year prior.

In another case of first impression, the Court of Civil Appeals in *Ex parte Gentry*, No. 2160300 (Ala. Civ. App., May 5, 2017), held that a stepgrandparent was not within the class of persons protected by the **GRANDPARENTS' VISITATION ACT**, Ala. Code § 30-3-4.2 and that a trial judge could not substitute his sense of the best interest of a child against the wishes of a fit parent in determining whether the child would suffer harm in not being allowed pendente lite visitation with a grandparent. The court also held that under Ala. Code § 6-6-227, which requires "service" on the attorney general of any constitutional challenge to the validity of an Alabama statute, mere mailing a copy of a pleading by first class mail was insufficient but rather such service had to be accomplished at a minimum through certified mail.

YOUNG LAWYERS

BY: TIMOTHY A. HEISTERHAGEN, PRESIDENT

The YOUNG LAWYERS are pleased to thank BANCORPSOUTH and GUARANTEE TITLE for a great July meeting at Royal Street Tavern. The meeting was fantastic and we appreciate BANCORPSOUTH and GUARANTEE TITLE'S support very much.

The July YOUNG LAWYERS meeting will be hosted by BRASWELL MURPHY LLC on August 17, 2017 at O'DALY'S IRISH PUB, which is located at 564 Dauphin Street. We look forward to seeing everyone on August 17. If you are not on the Young Lawyers e-mail list and would like to be, or if you have any questions, concerns, or comments, please e-mail me (tah@ajlaw.com), Vice President Kate Browning (kmb@rebpc.net), or Treasurer Weathers Bolt (wbolt@starneslaw.com).

FREE EXPUNGEMENT AND RESTORATION OF VOTING RIGHTS LEGAL CLINIC

The **VERNON CRAWFORD BAR ASSOCIATION** is calling on **VOLUNTEER LAWYERS!**

WHAT?

The Community Outreach Committee is hosting its 2nd Community Fair to assist members of our community with completing forms necessary to restore their voting rights and/or expunge their records for Alabama offenses only.

WHEN?

On September 30, 2017, training will be provided to all volunteer attorneys from 9:00am – 11:00am.

There is no cost to attend the training, plus you may be eligible for up to 2.0 CLE credits.

Lunch will be provided.

The Community Fair will be open to the public from 12:00pm – 2:30pm.

WHERE?

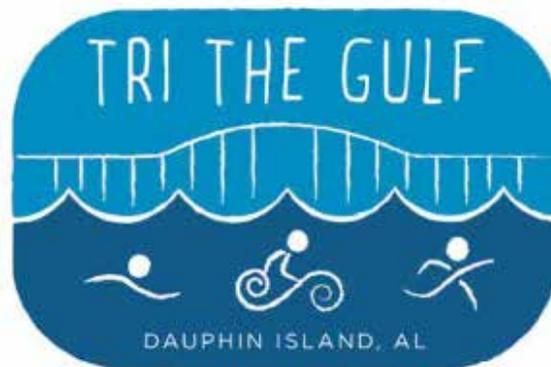
LEFLORE MAGNET HIGH SCHOOL

More details will follow. If you are interested in serving as a volunteer attorney, please contact our

COMMITTEE CHAIR, SUNTREASE WILLIAMS-MAYNARD

vzcoutreach@gmail.com

by September 15, 2017.



A MESSAGE FROM GREG CARWIE:

TRI THE GULF sponsored by the **MOBILE BAR FOUNDATION** is fast approaching. October 21, 2017 is the date.

Sponsor opportunities are still available! We need sponsors in the \$5,000 and \$2,500 categories. We also have \$1,000, \$500, and \$250 sponsorship levels available.

RACE DAY LAWYER PARTICIPATION IS NEEDED TO ASSIST WITH -

RACE REGISTRANTS:

Sign up to be a Triathlete or Be A Team Member and run, swim or cycle one leg of the event with your team members!

RACE DAY VOLUNTEERS:

Assist with Registration, Hand out Water, Cheer Triathletes Along and assist along the course, etc.



PLEASE GIVE

Name: _____

Address: _____

Phone: _____ E-mail: _____

I want to make a donation to the Mobile Bar Foundation.

In honor/memory of: _____

Acknowledgment to: Name _____

Address _____

I want to become a member of the Mobile Bar Foundation.

Check enclosed

Bill my credit card \$_____ Visa/Master Card/Amex #_____

Life Member (\$5000, can be paid in up to 5 annual installments)

Sustaining Member (\$100 or more annually)

Regular Member (\$50 - \$99 annually)

or if member of MBA practicing 5 years or less \$25 - \$99)

I would like information on including the Foundation in my estate planning.

Signature _____ Exp. _____

Mail to: Mobile Bar Foundation, P.O. Drawer 2005, Mobile, AL 36652

MOBILE BAR FOUNDATION

A DONATION HAS BEEN MADE TO THE MOBILE BAR FOUNDATION

**IN MEMORY OF
STOVA F. MCFADDEN**

**By: BILL & SANDY ROBINSON
VIVIAN G. JOHNSTON, III**

**AND IN MEMORY OF
ROBERT J. MULLICAN**

By: BILL & SANDY ROBINSON

Calendar of Events

Thursday, August 10
MBA EXECUTIVE COMMITTEE MEETING,
12 o'clock noon,
Athelstan Club

Friday, August 18
MBA MONTHLY LUNCHEON MEETING,
11:45 a.m.,
The Admiral Hotel

Monday, August 21
**MBA WORKER'S COMP SECTION
LUNCHEON MEETING/CLE,**
Athelstan Club

Thursday, August 24
MBA GRIEVANCE COMMITTEE MEETING,
12 o'clock noon,
Athelstan Club

Continuing Legal Education

Friday, August 11, 2017
"FUNDAMENTALS OF MENTORING"
The Admiral Hotel, Mobile, AL
8:00 am – 5:00 pm (lunch on your own)
8.0 MCLE hours credits (Including 1.0 Ethics credit)

Friday, August 25, 2017
"ANNUAL FAMILY LAW STARS ACROSS THE BAY"
The Admiral Hotel, Mobile, AL
8:00 am – 5:00 pm
8.0 MCLE hours credits (Including 1.0 Ethics credit)

Friday, October 13, 2017
"CLE BY THE HOUR"
The Admiral Hotel, Mobile, AL
8:00 am – 5:00 pm
8.0 MCLE hours credits (Including 1.0 Ethics credit)

Friday, October 20, 2017
**"SOUTH ALABAMA VOLUNTEER
LAWYERS PROGRAM SEMINAR"**
The Admiral Hotel, Mobile, AL
1:30 – 4:45 pm
3.0 MCLE hours credits (Including 1.0 Ethics credit)
Pre-registration fee: FREE to SAVLP members,
fee if you sign up to be a SAVLP member.
\$75 For MBA members, \$100 non-MBA members

Tuesday, October 24, 2017
"ANNUAL NEW LAWYER ORIENTATION"
Regions Bank Conference Room, Mobile, AL
10:30 am – 4:30 pm
5.0 MCLE hours credits
Registration Fee: Free To New Lawyers.

Friday, October 27, 2017
**"MENTORING SECTION CLE
TOPIC TBA"**
Exchange 202,
(202 Government st.)
Mobile Alabama
11:00 am - 1:00 pm
2.0 MCLE hours credits
Registration fee includes lunch.
Must be pre-registered to attend. Space is limited.
Free to all attorneys licensed 8 years or less.
\$50 To all attorneys licensed 8 years or more.

Friday, November 10, 2017
"JUVENILE PRACTICE"
The Admiral Hotel, Mobile, AL
1:30 – 4:45 pm
3.0 MCLE Hours Credits
Pre-Registration Fee: \$75 Mobile Bar Association Members,
\$100 Non-MBA Members, Add \$25 for same day registration

Friday, November 17, 2017
"CRIMINAL LAW UPDATE"
The Admiral Hotel, Mobile, AL
1:30 – 4:45 pm
3.0 MCLE hours credits, (including 1.0 Ethics credit)
Pre-Registration Fee: \$75 Mobile Bar Association Members,
\$100 Non-MBA Members
Add \$25 for same day registration

Friday, December 1-3, 2017
"ANNUAL BENCH AND BAR CONFERENCE"
Marriott's Grand Hotel, Point Clear, AL
Women Lawyers Conclave
1.0 Hr MCLE credit
10:00 – 11:00 am

Young Lawyers/Judges Luncheon Mixer
1.0 Hr MCLE credit
11:00 am – 12:30 pm

Bench And Bar Conference
5.0 Hrs MCLE credits (Including 1.0 Ethics credit)
1:00 – 6:00 pm
Cocktail party to follow.
Watch email for more details.

Friday, December 15, 2017
"SOLO SMALL FIRM SEMINAR"
The Admiral Hotel, Mobile, AL
1:30 – 4:45 pm
3.0 MCLE hours credits, (Including 1.0 Ethics credit)
Pre-Registration Fee: \$75 Mobile Bar Association Members,
\$100 Non-MBA Members
Add \$25 for same day registration

Friday, January 19, 2018
"ANNUAL CIVIL LAW UPDATE"
The Admiral Hotel, Mobile, AL
1:30 – 4:45 pm
3.0 MCLE Hours Credits (including 1.0 Ethics Credit)
Pre-Registration Fee: \$75 Mobile Bar Association Members,
\$100 Non-MBA Members
Add \$25 for same day registration.

Friday, March 16, 2018
"JUDGES PANEL"
The Admiral Hotel, Mobile, AL
1:30 – 4:45 pm
3.0 MCLE hours credits
(Including 1.0 Ethics credit)
Pre-Registration Fee: \$75 Mobile Bar Association Members,
\$100 Non-MBA Members
Add \$25 for same day registration