

# The BROWARD BARRISTER

FEBRUARY, 1975

Volume 4

Number 2

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

## GENERAL MEETING

THURSDAY, FEBRUARY 20, 1975

— 6:30 P.M. —

### THE SHERATON HOTEL

Pavillion Room  
303 North Atlantic Boulevard  
Fort Lauderdale, Florida

—: Dinner: \$10.00 —:

★ Speaker: ★

SAM DANIELS

Sam Daniels is a native of Michigan and a graduate of Columbia University. He was a law clerk for Justice Hugo Black. He has been Assistant Professor of Law at Miami University, Chairman of the Ethics Committee for the Dade County Bar Association and is presently Vice-Chairman of the Professional Ethics Committee of The Florida Bar. He has fine qualifications and will speak on "Legal Ethics."

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## YOUNG LAWYERS SECTION MEETING

THURSDAY, FEBRUARY 27, 1975

12:00 Noon

### THE PLAYERS CLUB

1299 E. Oakland Park Boulevard  
Fort Lauderdale, Florida

— Lunch: \$3.75 —

Program: "Special Equities In  
Domestic Relations"

by Frank O'Connor

Please send reservations with check to:

Mr. Ed Sciarretta  
3081 E. Commercial Boulevard  
Fort Lauderdale, Florida 33308

(Make Checks Payable to Young Lawyers Section)

## BROWARD COUNTY TRIAL LAWYERS ASSOCIATION MEETING

WEDNESDAY, MARCH 5, 1975

5:00 p.m. Case Evaluation Committee  
and Trial Clinic — (Bring your  
cases and questions)

6:30 p.m. Cash Bar

7:00 p.m. Dinner — \$10.00

### THE SHERATON HOTEL

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## Operation Update/Transition

Wednesday, Feb. 19, 1975—4:30 p.m.  
Broward County Courthouse

Operation: Update/Transition sponsored by the Broward County Bar and Trial Lawyers Association will present its first program Wednesday, February 19, in Room 250, Broward County Courthouse, at 4:30 o'clock p.m. The initial series of trial-oriented "bread and butter" type programs will be:

February 19

A. Client relations in trial practice, legal ethics. A discussion of the most frequent complaints clients express about lawyers.

Speaker: Paul B. Anton, Esquire

B. Mal-practice prevention.

Speaker: Clifford B. Selwood, Jr., Esquire

March 19

A. Civil practice, rules and pitfalls in the Circuit Court.

Speaker: The Hon. Otis Farrington, Circuit Judge

B. Courtroom decorum.

Speaker: The Hon. Jose A. Gonzalez, Jr., Circuit Judge

April 16

A. Civil Practice, rules and pitfalls in the County Court.

B. Dissolution of marriage.

(Note: The Evidence lecture has been postponed until after the 1975 session of the Florida Legislature.)

Presentations will each have one hour allotted with time included for questions from the floor. Lecture outlines and/or trial practice forms will be handed out.

Lawyers and Judges are requested to indicate their intention to attend the February 19th program by returning the attached card.

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## FLORIDA BAR CENTER EXPANSION

The Board of Governors of The Flor-

ida Bar has approved a \$1.5 million expansion of the present Florida Bar Center located in Tallahassee. The Board of Governors has resolved that it would be preferable for the addition to be paid for by volunteer contributions from the members of The Bar rather than increasing the annual dues. The program is structured to accept \$500 pledges from individual members of The Bar payable over a period not to exceed five years.

The present facilities of the headquarter's office are not adequate to accommodate present programs for the membership nor to administer the additional programs for the membership of the future. Since the Bar Center was built in 1965, the membership has almost doubled to a present membership of 17,500. It is projected that by 1990 the membership will be 48,000.

It is obvious that the services supplied by The Bar will have to be expanded to meet this ever-increasing membership of The Bar. The work of the headquarter's

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733 N.E. Third Avenue  
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George A. Patterson .... *President-Elect*  
Ray Ferrero, Jr. .... *Secretary*  
Lawrence J. Meyer ..... *Treasurer*  
Nicholas J. DeTardo ..... *Past President*  
Norma Howard ..... *Executive Secretary*

office of The Florida Bar can best be understood by a review of some of the programs of The Bar which are accommodated through the headquarter's office which include the following:

1. Continuing Legal Education
2. Discipline and Ethics Programs
3. Publications
4. Public Affairs
5. Prevention of Unauthorized Practice of Law
6. Records
7. Coordination of Sections and Committees

The Florida Bar has long been recognized as a leader among State Bar Associations. To maintain this position of prestige and respect, The Florida Bar must continue to offer its members active programs design to provide knowledge, skills and information.

The Florida Bar is not a club or association of a select few. It is an organization dedicated to providing service to every Florida lawyer, and success is coincidentally based upon participation by every Florida lawyer. Through individual contributions, the membership of The Florida Bar can participate in improving a lasting monument to their profession. The Florida Bar Center is a public symbol of prestige of the legal profession in our state, a reminder of the needs of a democratic society for a profession dedicated to the maintenance

**\*BETTER ABSTRACTS**

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of the democratic processes and the guardianship of the ideals and principles of justice.

You will be receiving in the mail your campaign pledge card together with additional information regarding the expansion program. I personally urge each and every one of you to immediately sign your pledge card and return it in the stamped, self-addressed envelope to The Florida Bar Center. If you should have any questions regarding the expansion program or the pledge procedure, please feel free to call me and I will be happy to discuss the matter with you.

Drake M. Batchelder  
*Chairman*  
Fund Raising Committee for the  
Seventeenth Judicial Circuit

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**NOVA UNIVERSITY  
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**Services Available to  
Members of the County Bar**

Special efforts have been made at Nova University to change the traditional pattern of law school libraries which often fail to provide lawyers with practice tools in addition to academic materials.

The Nova collection is being organized to obtain the best use of the legal material available and create a library that will serve not only our faculty and students, but also the practicing attorney.

At present the number of volumes in the library is over 30,000. The acquisition of the material was planned to exceed the requirements of the American Bar Association standards. The library contains basic research resources such as legal encyclopedias, restatements, citators, loose-leaf services and over one hundred periodical titles.

Special sections include publications concerned with Federal law, with sepa-

rate arrangement for a Tax collection and Administrative Agencies reports; Case law for the fifty states and statutory compilations for twenty-two states and a Florida section containing the Florida statutes (official and annotated editions) also the House and Senate Journals, the latest summaries and digests of legislation, Administrative Code, Florida cases, digest and encyclopedias, Slip decisions of the Florida Supreme Court and the United States Fifth Circuit Court of Appeals, and a number of texts, treatises, and form books dealing with Florida Law.

As an added service to the area lawyers, we are exploring the possibilities of establishing a Union Catalog of law libraries in the Broward-Dade area. This will locate at each library a complete index to the holdings of all the libraries in this area which will facilitate inter-library loans.

At present the library is housed at the first floor of the Parker Building offering limited facilities to patrons, but the building of expanded quarters has already started with plans to have them ready for next September.

Visitors are welcome to register at the Nova Law Library and to offer sugges-

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tions for additional services that will help us create in this county a functional research center of superior quality.

Lucrecia H. Granda  
Law Librarian

PROFESSOR LUCRECIA H. GRANDA, holds degrees from the Institute Sancti-Spiritus and the University of Havana in Cuba, and from the University of Miami and the University of Michigan. She practiced law in Havana. After being Foreign Law Reference Librarian at the University of Michigan Law Library and Head Cataloger and Acquisitions Librarian at Wayne State University Law Library, she comes to Nova from her most recent position as Head Cataloger at Florida International University. She expects to complete a University of Florida Law degree in the Special program offered to Cuban lawyers and take the Bar exam in the Summer of '75.

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### SCHEDULE OF NON-COURTHOUSE HEARINGS — CIRCUIT COURT

Date	Pompano	Hollywood
Feb. 11	Judge Hare	Judge Seay
Feb. 18	Judge Minnet	Judge Ferris
Feb. 18	Judge Minnet	Judge Booher
Feb. 25	Judge Nance	Judge Booher
Mar. 4	Judge Minnet	Judge Farrington

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### Third Annual Convention Young Lawyers Section March 6, 7, 8

The Third Annual Convention of the Young Lawyers' Section will be held this year on March 6th, 7th, and 8th in the palatial environs of the Sheraton Towers Hotel, Orlando, Florida. The nationally known speakers who will participate in this year's three-day meeting and the innovative programs scheduled will make this convention one of the outstanding opportunities of the year for attorneys to combine a vacation with

continuing legal education. Highlights of the convention include:

*Senator Sam Ervin:* In one of his first major public appearances since retirement from the United States Senate, Senator Ervin will address the Annual Banquet after the cocktail-combo party on Friday evening. "Country Sam" promises to offer a stimulating evening of politics and North Carolina charm.

*General Practice Seminar:* Sponsored once again by the General Practice Section of The Florida Bar, this will be a fast, hard-hitting session dealing with creditor's rights, foreclosure, bankruptcy, mechanics' liens, and other areas of law related to the current economic situation. The emphasis will be on mechanics as opposed to theory, with hints on legal shortcuts and courses of action when time is at a premium. Friday morning.

*Transactional Analysis Seminar:* Dr. Richard Rank, noted psychologist and nationally acclaimed lecturer, will relate the science of interpersonal relations to the practice of law with emphasis on such areas as body language, how to tell if witnesses are lying, how to empathize with clients, etc. The seminar is designed for audience participation. Saturday morning.

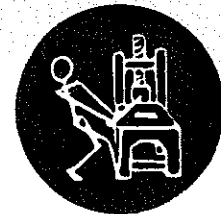
*The Economics of Law Seminar:* A dollar and sense approach for sole practitioners to those with medium-sized firms. This should have been taught in law school — but wasn't. Learn short cuts around that school of hard knocks, real life, under the auspices of the Honorable Samuel S. Smith and his panel of experts. Saturday mid-morning.

*Court Room Errors — The Judges' View:* The Honorable Parker Lee McDonald, Presiding Chairman of the Florida Conference of Circuit Judges, and his panel of six judges drawn from throughout the state, will candidly discuss those actions and ar-

guments destined to bring an adverse ruling. This will not be a back-patting session. In highlighting the most frequent mistakes made by young lawyers in trying lawsuits, only the names will be changed to protect the guilty. Court room courtesy and demeanor, common evidentiary problems and tactical errors are a few of the focal points of this seminar. Learn what the judges in your circuit find offensive and why. Saturday afternoon.

*Resolutions:* In the past years at this session, the Young Lawyers' Section has voted on such controversial issues as the legalization of marijuana (vote in favor) and the passage of the Equal Rights Amendment (vote opposed). The debate is half the show. If you have a resolution to be considered, submit it in writing in advance to Drake M. Batchelder, One Financial Plaza, Suite 2410, Ft. Lauderdale, Florida.

*Meanwhile for Families and Dates:* Guests of each lawyer are invited to all scheduled events. However, for those who prefer Central Florida sunshine, a Tennis Clinic will be held on Saturday under the instruction of tennis pros imported for the day from



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area colleges and universities. The Clinic will be divided into beginner, intermediate and advanced groups on a sign-up basis. In addition, local transportation is available to nearby tourist attractions, including Walt Disney World.

Watch for convention and hotel reservation applications in the Florida Bar Journal and the Young Lawyer's News Letter as well as by direct mailings. For more information, write Debbie Ginn at the Florida Bar headquarters in Tallahassee. *Make your reservations now!*

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## CORRECTION

An article entitled "Wither Punitive Damages?" was published in the December, 1974, and January, 1975 BAR-RISTER. Credit was given to James D. Camp, Jr. This was incorrect . . . the author is William Hussey.

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## Young Lawyers Section News

At the most recent meeting of the Board of Governors of the Young Lawyers Section of The Florida Bar Association, held in Jacksonville, the Board moved forward on its plans for the Third Annual Young Lawyers Section Convention to be held March 6, 7 and 8 in Orlando, Florida. The first convention held in 1973 was in Orlando and last year's convention was at the Tampa Airport Hotel, both having been attended by over 350 Young Lawyers. This year's convention intends to feature a General Practice Seminar again, as was done at last year's convention and which met with great success. The keynote speaker of the convention has not yet been named, but the information and reservation forms will be mailed to all Young Lawyers in the immediate future.

The Young Lawyers Section Board

has approached the Senior Board on several occasions in an effort to amend the rule requiring an attorney to have five years practice before appointment to an Ethics Committee. To date the Senior Board has rejected the proposal and at our recent meeting the YLS Board agreed to again approach the Senior Board with a proposal to reduce the number of years of required practice to two.

The Young Lawyers Section has recently instituted a procedure whereby it may submit *Amicus Curiae* Briefs, under certain strict conditions, to the Supreme Court and argue the Briefs in certain cases of particular interest to The Florida Bar and to the public in general. The Young Lawyers Section of the Broward County Bar Association could initiate the procedure for the submission of an *Amicus Curiae* Brief through its members on the Board who are:

Seat 1—W. Michael Brinkley  
305-566-7511

Seat 2—Drake M. Batchelder  
305-764-2410

Seat 3—George R. Moraitis  
305-563-4163

The Board passed a Resolution urging The Florida Bar to periodically publish statistics of specific time delays existing from time to time in all our appellate courts in the following areas:

1. Time between filing and Final Briefs.
2. Time between filing of Final Briefs and submission of Oral Argument.
3. Time between conclusion of Oral Argument and date of Final Order and Opinion.

The Honorable Marshall Cassedy, Executive Director of The Florida Bar Association, presented a program on Merit Selection and Retention of Judges. The YLS Board is presently making an effort to personally contact each member of the Senate and House of Repre-

sentatives to urge passage of a Bill to be presented to the 1975 Legislature providing for Merit Selection and Retention, and anyone interested in obtaining a copy of that Bill may contact any of the three Board Members from the Seventeenth Judicial Circuit (named above).

W. Michael Brinkley

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## Civil Process Service

The Circuit and County Courts Committees have been asked to review and make recommendations regarding the service of civil process by the sheriff's office. A questionnaire has been enclosed. Please complete and return immediately. Your comments and suggestions will be welcomed. You may use the back of the card or attach additional information. It is hoped that this study will result in improving the services provided to attorneys and the public. *Return card by February 15, 1975.*

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## FILING FEES

From time to time some of you file cases in Civil Law Departments of other counties. As a matter of expediency and to avoid delay in the processing of cases the following applies:

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