

The BROWARD BARRISTER

MAY, 1980

Volume 9

Number 5

PUBLISHED BY THE BROWARD COUNTY BAR ASSOCIATION
Executive Offices: 723 Northeast Third Avenue, 305/764-8040, Fort Lauderdale, Florida 33304

ANNUAL MEETING AND DINNER DANCE

Friday, May 30, 1980

Pier 66 — Suite 66
2301 S.E. 17th Street Causeway
Fort Lauderdale, Florida

Cocktails — 7:00 P.M.
Dinner — 8:00 P.M.
Price: \$20.00 / person
Dress: Semi Formal

SPOUSES / DATES INVITED

SPOUSES / DATES INVITED

★ ★ ★ Music: Dan Leslie ★ ★ ★

A G E N D A :

1. Budget
2. Presentation of Liberty Bell Awards
3. Installation of Officers
 - ★ Broward County Bar Association
 - ★ Young Lawyers Section
 - ★ Criminal Defense Lawyers Association

Please make reservations by May 28, 1980. Please use the enclosed card for reservations. Prepaid reservations will be appreciated.

YOUNG LAWYERS SECTION MEETING

Thursday, May 22, 1980

12:00 Noon

Gibby's Steak and Seafood Restaurant

2900 N.E. 12th Terrace
Fort Lauderdale, Florida

Luncheon

Members: \$5.00

Non-Members: \$6.00

Program: Annual Meeting honoring
The Broward County Judiciary.

Reservations and checks made payable to "Young Lawyers Section" — should be sent to —

Jesse S. Faerber
Post Office Box 11022
Fort Lauderdale, Florida 33339

★ ★ ★ ★ ★

SUMMER DRESS CODE

A majority of the Circuit and County Court Judges have indicated that, in view of the need for energy conservation and in consideration of the comfort of the public, they look with favor on the

Summer Dress Code as was authorized last year and has been implemented again this year by the County Administrator.

Accordingly, it shall be the policy of the courts from April 1 through October 15, 1980, that attorneys, the public, and employees attending court need not wear neckties, coats, or jackets. Their manner of dress, however, shall comport with acceptable casual business attire.

GEORGE W. TEDDER, JR.,
Chief Judge
17th Judicial Circuit of Florida

★ ★ ★ ★ ★

IN THE SUPREME COURT OF FLORIDA

WILLIAM H. KILBY,
Petitioner,

v.

CASE NO. FRE80002
THE FLORIDA BAR,
Respondent,

The Petitioner, William H. Kilby, has applied for re-instatement to The Florida Bar. Anyone who has information applicable to this petition for reinstatement, should contact Lance J. Thibideau, Assistant Staff Counsel, The Florida Bar,

as soon as possible. It is requested that any such information pursuant to the above be submitted in writing.

Mr. Kilby's resignation pursuant to Florida Bar Integration Rule, article XI, Rule 11.08, was accepted by the Supreme Court of Florida on March 10, 1977.

The facts leading to Mr. Kilby's resignation centered around Mr. Kilby's misuse of approximately \$9,300 in client's funds.

LANCE J. THIBIDEAU
Assistant Staff Counsel
The Florida Bar
315 S.E. 7th Street, Suite 302
Fort Lauderdale, Florida 33301

★ ★ ★ ★ ★

NOVA LAW CENTER IS ON THE MOVE

The Law School has moved from the Davie Campus to the Goodwin Law Building, located at 3100 S.W. 9th Avenue, only minutes from Downtown Fort Lauderdale and the Broward County Courthouse. We believe that the Law Center — an enclave of law books, scholars, and professional research assistants — offers members of the Bar

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

BROWARD COUNTY BAR ASSOCIATION

PROPOSED BUDGET

June 1, 1980 — May 31, 1981

OFFICERS

Maurice O. Rhinehardt *President*
 Harry G. Carratt *Pres.-Elect*
 James H. Walden *Sec.-Treas.*
 Norma Howard .. *Executive Director*

a complete legal research center, and we invite you to make use of our new facilities.

A courtroom designed for trials and appellate hearings is presently under construction. We anticipate that the Fourth District Court of Appeals will hear cases in this facility when it sits in Fort Lauderdale. The library has been expanded and plans are under way for an additional library tower to be constructed in the near future. New CLE Programs are being instituted involving semester courses in advanced tax, litigation skills, and other topics of interest to the practitioner.

We welcome your presence at the Law Center and look forward to seeing you at the new Goodwin Law Building.

If you want to know more about the Law Center facilities or to learn how we can be of service to you, please feel free to call the Dean's Office (522-2300), extension 102.

Dean Ovid C. Lewis

★ ★ ★ ★ ★

Code and Evidence Committee

Judge George A. Shahood has been appointed to the Code and Evidence Committee of The Florida Bar. The Chairman of the Committee is Davisson F. Dunlap of the law firm of Carlton, Fields, Ward, Emmanuel, Smith & Cutler, P.A. in Orlando.

(Continued on Page 3)

RECEIPTS:

Dues: BCBA (1350 x 50)	\$ 67,500.00
Sections	9,000.00
LRS (250 x 50)	12,500.00
CLE	—
Advertising	2,400.00
Interest	5,000.00
LRS Income	15,000.00
	\$111,400.00

EXPENSES:

Administrative	
Salaries & Payroll	\$ 56,933.00
Supplies	2,000.00
Postage	5,000.00
Dinners	2,000.00
Printing	4,000.00
Committees	1,500.00
Sections	4,500.00
Utilities	6,500.00
Expense Allowance	1,500.00
LRS Supplies	1,000.00
Dues	—
Equipment Rental & Service Contracts	2,500.00
Polls & Surveys	1,000.00
Robing Ceremonies	1,500.00
Pension — Employees	5,000.00
Insurance — Medical Employees	3,500.00
Audit	1,500.00
Awards & Plaques	500.00
Building	
Insurance	750.00
Mortgage Payments	3,648.00
Repairs & Improvements	1,000.00
Maintenance	1,000.00
Reserve	4,569.00
	\$111,400.00

Expenditure from Reserve Funds:

Insulation	\$ —	(Awaiting Estimate)
Window Treatment (Tinting)	600.00	
Mag Card	2,175.00	
1 Selectric Typewriter	1,100.00	
Cabinets	1,000.00	
Handbook	15,000.00	

"ANY QUESTIONS REGARDING THE BUDGET, PLEASE CONTACT JAMES H. WALDEN OR NORMA HOWARD"

For professionalism in legal advertising

broward review 463-1432
and Business Record
 official legal newspaper for the Seventeenth Judicial Circuit

377-3721 **miami review**
and Daily Record
 official legal newspaper for the Eleventh Judicial Circuit

Palm Beach Review 832-0386
and Business Record
 leading legal newspaper for the Fifteenth Judicial Circuit

(Continued from Page 2)

Part of the function of the Committee is to monitor the working of the Code, to make suggested changes, to evaluate the operation and to have a wide contact with both the bench and the bar to determine how the Code is working.

The Committee will meet in June, 1980 at The Florida Bar Convention. Your comments and suggestions are requested with respect to any problems that have arisen or that are anticipated. Any comments should be sent to—

Judge George A. Shahood
South Regional County Courthouse
3550 Hollywood Boulevard
Hollywood, Florida 33021

★ ★ ★ ★ ★

NOTICE

Effectively immediately, all hearings before General Masters, Linda L. Vitale and Steven G. Shutter, will be held in Room 520 of the Courthouse. The Masters' secretaries are still located in Room 482.

Most hearings before General Master, John G. Jordan, will be heard in Room 482. Court trustee matters for John G. Jordan will be heard in court rooms. Inquire at information desk for court room assignment.

★ ★ ★ ★ ★

WELCOME NEW MEMBERS

RENE' A. FOGLIA, a native of Amityville, N.Y., received her undergraduate degree from Florida Atlantic University and her law degree from Nova University Center for the Study of Law. She is associated with Edwards & Dubner, Sherman & Rayson in Fort Lauderdale.

SERIL L. GROSSFELD, a native of Kew Gardens, New York, received her undergraduate degree from

Queens College and her law degree from the University of Florida. She is associated with Lawyers Legal Services, Inc. in Hollywood.

CHARLES B. PEARLMAN, a native of Queens, N.Y., received his undergraduate degree from the University of Pennsylvania and his law degree from Brooklyn Law School. He practices alone in Fort Lauderdale.

LYNETTE JANA SIGARS, a native of Kansas City, Missouri, received her undergraduate degree from the University of Wisconsin-Madison & Milwaukee and her law degree from Cleveland-Marshall College of Law. She is associated with Atkinson, Golden, Bacen & Diner in Hollywood.

★ ★ ★ ★ ★

Say Regulation Major Issue Facing The Bar In 1980s

Will bar associations someday be overwhelmed by a crush of government regulation? Will they be left to govern lawyer activities in a reduced number of fields? Or will bar associations play a major role in determining how lawyers serve the public in the future?

Those were among the questions discussed at a January conference in Chicago on The Role of the Lawyer in the 1980s. It was sponsored by the American Bar Association Young Lawyers Division and General Practice Section. Although they could not agree on where future trends will lead, conference participants generally agreed that how the profession is regulated will affect many of the issues facing it in the 1980s including the delivery of legal services, defining unauthorized practice of law, maintaining high professional standards and improving lawyer education.

ABA President Leonard Janofsky of Los Angeles told conference attendees: "It may not be much longer before we lawyers are stripped of our coveted

right of self-regulation and become governed by legislatures. It is clear that we must continue to change the way in which we work to reflect the times. The legal system today cries out for simpler procedures, faster methods and lower costs. We must heed those cries and reform the system or someone else will do it for us."

According to Janofsky, "There is an increasingly important role for bar associations during this period of change. We will need bar associations to keep us aware of the advancements in the law and to help prepare us for the changes still to come. Yet we must resist the temptation to become trade associations concerned only with protecting our own."

However, some participants suggested that bars should consider taking a narrower view. Robert McKay of New York City, director of the Program on Justice, Society and the Individual of the Aspen Institute for Humanistic Studies in Princeton, New Jersey, said bars must determine whether they are working primarily in the interest of the public, clients or lawyers. During a small discussion group at the conference, a speaker maintained that lawyers should recognize that they are only one cog in the legal system. He said, "We should stand up and say we're lawyers, and work more in our interests and those of our clients. Let's not try to be America. We're not."

Conference participants generally agreed that the profession's efforts to improve legal service delivery are a key to how the profession is to be regulated. ABA President-Elect William Reece Smith Jr. of Tampa, Florida, observed that a growing demand for legal services has contributed to a greater scrutiny of the legal profession. Others observed that court decisions have chipped away at the concept of self-regulation in the name of improving public access to legal services.

But while agreeing on the threat of



United Federal.

UNITED FEDERAL SAVINGS
& LOAN ASSOCIATION

3600 North Federal Highway
Fort Lauderdale/563-3371



POINSETTIA PRESS

325 S.W. First Avenue
Fort Lauderdale

463-0542



HAROLD MARCUS

your local representative for
MATTHEW BENDER & CO.

11800 N.W. 14th Street
Pembroke Lakes, Fla. 33026

432 - 2200

outside regulation, conference participants did not agree on how the legal profession should respond. Some suggested bars should allow trends toward more law-related work by nonlawyers to run their course. Summarizing the view of his discussion group, John Deacon of Jonesboro, Arkansas, past president of the Arkansas Bar Association, suggested that instead of fighting unauthorized practice of law, lawyers should accept the entrance of nonlawyers into the field if clients are satisfied with the services. Lawyers should seek new ways of serving clients and "let the law profession become more limited, more specialized," he said.

But others agreed with Smith's view that the legal profession should strive to retain self-regulation. They said bars should accept such new delivery mechanisms as prepaid legal insurance and legal clinics while initiating improved public access to lawyers through methods such as lawyer referral, specialization

and advertising. Smith also suggested that more public participation in areas such as lawyer discipline and judicial selection might help offset trends toward outside regulation. But he maintained that "complete deregulation of the legal profession will not and should not occur."

Florida Supreme Court Justice Arthur England Jr. predicted that present trends could lead to lawyers working in a small number of areas such as setting policy through class actions, helping courts pass on the constitutionality of statutes and resolving contract disputes. The result, England speculated, could be that "the small number of practitioners available or needed for these matters can operate under the direct supervision of the courts before which they practice, as when our country was formed, without the elaborate trappings of a compulsory, organized bar association."

Citing the important role of state and

local bar associations in addressing legal issues, some conference participants called on bars to conduct local and regional meetings aimed at identifying the problems facing the profession in the next decade and developing possible responses.

McKay called on the legal profession to adjust its tendency toward gradual change because nonlawyers have issued demands for stronger, more direct changes. To prevent losing control, McKay said, the profession must avoid being "dragged kicking and screaming" into the future.

— James Rodgers

Reprinted with permission from BAR LEADER, March-April 1980. BAR Leader is published for Bar Association Officials by The American Bar Association.

Have You Moved?

There have been many moves of offices in the past two months. If you have *not* notified the following of your correct address and telephone number PLEASE DO SO NOW.

Broward County Bar Association
The Florida Bar
American Bar Association
Clerk of The Circuit Court

ROSS, LOMBARD & BALLARD INSURANCE, INC.	101 N.E. THIRD STREET P.O. BOX 14156 FORT LAUDERDALE, FLORIDA 33302 TELEPHONE 763-7800
---	---

Lawyers Professional Liability Insurance Company,

the Endorsed Carrier for malpractice insurance for The Florida Bar

We offer you the following:

1. Facilities available for limits up to \$20,000,000 in coverage and more if required
2. Multiple attorney discounts
3. Optional deductibles up to \$100,000 which lowers your cost
4. ALL OF THE FOLLOWING:
 - a) S.E.C. coverage
 - b) Title Agents Errors & Omissions
 - c) Prior Acts
 - d) Tail Coverage
 - e) No Gaps

We have a successful risk management program plus an open book policy with The Florida Bar

 **Lawyers Professional Liability Insurance Company**
P.O. Box 10400, St. Petersburg, 33733

Call Toll Free 1-800-282-8949 or collect 813-894-7111