

# The BROWARD BARRISTER

FEBRUARY 1982

Volume 11

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 18, 1982

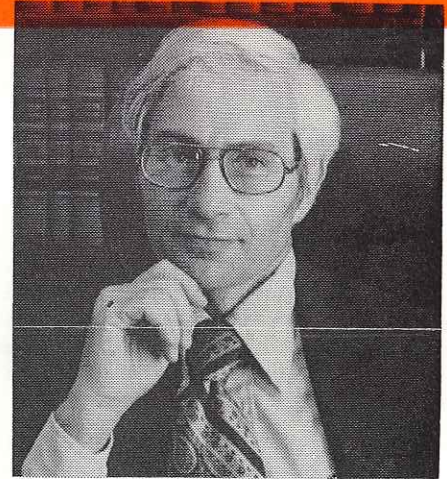
Stouffer's Anacapri Inn & Restaurant  
1901 North Federal Highway  
Fort Lauderdale, Florida

Cocktails: 6:30 P.M.      Dinner: 7:15 P.M.  
Price      \$11.00

Speaker: Arthur J. England  
Former Chief Justice Supreme Court of Florida

Topic: Pro-Bono in the '80s

The cocktail hour will be hosted by Barristers' Surety Corporation



ARTHUR ENGLAND

### NOMINATING COMMITTEE REPORT FOR OFFICERS AND EXECUTIVE COMMITTEE MEMBERS

The By-Laws governing the Broward County Bar Association provide for the election of Officers and Executive Committee members.

The Nominating Committee has met and submits the following nominations:

#### — OFFICERS —

President-Elect .....	Angeline G. Weir	Secretary-Treasurer .....	Terrence Russell
<b>Group 1 (North)</b>	<b>Group 2 (South)</b>	<b>Group 3 (Central)</b>	
John R. Gillespie, Jr.	J. David Bogenschutz	W. George Allen	
John Hume	Terry Ellen Fixel	Rex H. Conrad	
Daniel D. Peschio, Jr.	Joseph L. Schwartz	William C. Davell	
Peter A. Portley	James H. Walden	Joel L. Kirschbaum	
Martha Ann Snedeker	Jack F. Weins	Theodore P. Mavrick	
Donald A. Wich, Jr.		Kenneth R. Mikos	
		James O. Murphy, Jr.	
		Dale R. Sanders	
		Glenn N. Smith	
		Todd L. Smith	
		Roger H. Staley	
		Benjamin J. Weaver, Jr.	
		Teresa B. Widmer	

**Group 4 (West)**  
Charles M. Daniels  
Jesse S. Faerber  
Val L. Osinski  
Jeffrey P. Wasserman

If you have not been nominated and would like to be placed on the elective ballot, you must submit a petition with six (6) signatures of members of BCBA in good standing to the Broward County Bar Association office by March 15, 1982. You must also maintain an office in the geographical area for the indicated group. These areas are:

- Group 1: Commercial Boulevard to the Palm Beach County line.
- Group 2: State Road 84 to the Dade County line.
- Group 3: North of State Road 84 and South of Commercial Boulevard.
- Group 4: Route 441 to the western limits of Broward County.

There will be no vote for the office of the President; the office of President to be filled each year by the person who is elected President-Elect at the preceding year's election. HUGH T. MALONEY will become President of BCBA on June 1, 1982.

Election will be by written ballot to be mailed in April.

Members of the Nominating Committee are:

Russell E. Carlisle	Jesse S. Faerber	William S. Spencer
Harry G. Carratt	Michael J. McNerney	Dianne J. Weaver
Hugh T. Maloney		



**YOUNG LAWYERS SECTION OF  
THE BROWARD COUNTY BAR ASSOCIATION**

**LUNCHEON MEETING**

Thursday, February 25, 1982 - 12:00 Noon

THE GROUND ROUND  
1492 S.E. 17th St. Causeway  
Fort Lauderdale, Florida

Please mail this card along with your check in the amount of \$7.00 payable to YOUNG LAWYERS' SECTION to E. Steven Lauer, Post Office Box 9027, Fort Lauderdale, Florida 33310 for

\_\_\_\_\_ reservation(s) for \_\_\_\_\_

(Name)

Foundation are tax deductible.

The reason for the establishment of the Broward Bar Foundation is to provide an entity to receive funds to accomplish special projects for the improvement of the administration of justice without the use of Association dues money. These projects have been handled informally in the past by the officers of the Association. Now we have a corporate entity, plus the assurance of tax deductibility, provided we continue to meet Internal Revenue guidelines.

The first project of the Foundation is the Criminal Division Judge's Luncheon Conferences. The Foundation has underwritten the cost of these conferences which have been held monthly since August. The Conferences were extended to provide a Civil Division Judge's Luncheon Conference starting in December. Individual lawyer and law firm contributions to the Foundation have covered the cost. Chief Judge Weissing has told me and others on several occasions that these conferences are most helpful in facilitating communication between the judges. The Broward Bar Foundation will be exploring other sources of funds and other projects. Suggested sources of funds include membership contributions, memorial gifts, special purpose contributions and grants from other organizations. Suggested projects include funding a pro bono project, new Bar Association building, scholarships and loans for law stu-

A list of Standing Committees has been included in the *Barrister*. If you wish to serve on any Committee, please send your preference to the Bar Association office. Committee work is of the utmost importance, and the Association's success is dependent upon the accomplishments of the committees.

Hugh T. Maloney will assume the Presidency on June 1, 1982, and he will begin Committee appointments in March to assure continuity of Committee work.

\* \* \* \* \*

**SEMINAR ON THE  
RECOVERY TAX ACT OF 1981**

December 15, 1981

The Florida Bar has approved this course under the Florida Designation Plan for credit in the areas and for the hours indicated below:

Corporation and Business Law	3 Hours
General Practice	3 Hours
Taxation	3 Hours
Wills, Estates and Estate Planning	3 Hours

The maximum total credit that one lawyer may obtain from this course is 3 Hours.

\* \* \* \* \*

ROSS, LOMBARD & BALLARD INSURANCE, INC	
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**LEGAL LUNACY**

Sampling of the law-related incidents mentioned in "Legal Lunacy" reveals a Chicago woman reported a large German Pinscher wrapped its teeth around her arm as she got out of her locked car. It then growled savagely and loosened the grip until she dropped her purse. The dog then grabbed the purse, in best muggers style, took off down the alley.

In Bemidji, Minnesota, Chad Engrebreton didn't see anything special about the car since he'd been driving for a year without an accident, but police weren't fooled. Even though Engrebreton successfully guided the family car through a 5-mile cruise around town before catching it, they said the four-foot-tall, 12-year-old boy was just too young.

There's also an incident involving stickup men in Louisville who watched while a Brink's guard took a bag from the A & P store, then pounced when the guard came out with a second bag. A poor choice, it seems. There was money in the first bag, doughnuts in the second.

But certain crooks in Lake Charles, Louisiana might view the doughnuts as a good haul. They thought they were getting away with the day's receipts from a fried chicken restaurant, but instead they grabbed a bag of chicken bones.

Courtesy —

Student Lawyer Magazine

\* \* \* \* \*

**LAW DAY COMMITTEE  
REPORT**

Plans for the observance of Law Day are underway and help is needed. If you wish to be a part of Law Day, please call George Allen (463-6681) or Norma Howard (764-8040).

Plans include:

- (1) A Prayer Breakfast
- (2) High School Programs
- (3) Concert in the Park
- (4) Programs in Condominiums
- (5) Naturalization Ceremonies

\* \* \* \* \*



# YOUNG LAWYERS SECTION NEWS

## PRESIDENT'S MESSAGE JOB FAIR 1982

The Florida Bar Young Lawyers Section is planning a rather significant event for the mid-year meeting of the Florida Bar on February 13, 1982 at the Tampa Marriott Hotel. During the hours of 9:00 a.m. to 5:00 p.m., the statewide YLS is holding its inaugural "Job Fair".

The purpose of the Job Fair is to provide third year law students from Florida law schools with an opportunity to meet prospective employers from around the state at one location. In the initial program, students from the University of Florida, Florida State, Nova and Stetson are participating. Over 30 law firms are committed to sending representatives to talk with the students.

If you are interested in hiring a prospective graduate, you can contact the Placement Director at any of the law schools, or Debbie Ginn at the Florida Bar (904-222-5286).

Jesse S. Faerber, President  
Young Lawyers Section

## THE YOUNG LAWYERS SECTION LUNCHEON

The February Luncheon Meeting of the Young Lawyers Section of the Broward County Bar Association will be held on Thursday, February 25, 1982, at 12:00 Noon at:

THE GROUND ROUND  
1492 S.E. 17th Street Causeway  
Fort Lauderdale, Florida

The guest speaker will be Stuart Campbell of the Broward Workshop for the '80s. His topic will be "The Future of Broward County in the '80s".

Please phone in your reservations to Charlotte, secretary to Steve Lauer, at 565-0501 no later than February 23, 1982.

Cost of the luncheon is \$7.00. You may mail your check payable to YOUNG LAWYERS SECTION to E. Steven Lauer, Post Office Box 9027, Fort Lauderdale, Florida 33310, or bring it to the luncheon.

RESERVATIONS ARE A MUST!!

judges and motions for rehearing on such matters shall be brought before him or her.

5. Appointments for uncontested and ex-parte matters under this order shall be made with the secretary of Judge Abram in the South Regional Courthouse and the secretary of Judge Ford in the North Satellite Courthouse.

6. Hearings under this order shall be scheduled in the South Regional Courthouse on Tuesday afternoons, and in the North Satellite Courthouse on Friday afternoons.

7. The geographical limits of the area to be served by the Pompano Beach facility is that bounded on the north by the Broward-Palm Beach County line and on the south by Commercial Boulevard.

8. The geographical limits of the area to be served by the South Broward facility is that bounded on the north by Sheridan Street and on the south by the Dade-Broward line.

9. The requirement that all final hearings or trials be set only upon order of the court remains in effect, and the attorney presenting a motion or stipulation together with a proposed order setting a case for final hearing on trial shall request the Clerk to forward such documents and the case file to the appropriate County Court Judge for his consideration and entry.

DONE AND ORDERED at Fort Lauderdale, Florida, this 10th day of December, 1981.

LOUIS WEISSING,  
Chief Judge

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## Administrative Order

### No. 2.01.5

(As amended December 10, 1981)

## IN RE: Non-Courthouse Hearings In Uncontested and Ex Parte Matters

1. All uncontested Circuit Court Civil matters and ex parte matters, including final hearings and trials, may, subject to the limitations hereinafter contained, be heard at any Satellite or Regional Courthouse facility now or hereafter established and designated by Rule of Law.

2. Parties bringing uncontested matters on for hearing may notice them at any Satellite or Regional Courthouse facility provided that the offices of all opposing counsel are within the geographical limits of the area to be served by that particular facility, or if agreed to by all parties and the Court.

3. Notice requirements are the same as in all cases except that a party giving notice of hearing at any Satellite or Regional Courthouse facility shall specify the location of the hearing with particularity by giving location and address thereof.

4. The Honorable Morton L. Abram, Robert L. Andrews, George A. Brescher, J. Bart Budetti, Patti L. Englander, Harvey Ford, William Herring, Brian P. Kay, John T. Luzzo, Ross E. Mowry, Constance R. Nutaro, Dale Ross, Larry Seidlin, Steven Shutter, and Alfred Skaf, County Court Judges, are assigned to temporary duty in the Circuit Court to handle all matters which may come before, from this date until further Order of the Court having all the power order of the Court having all the power and jurisdiction of Circuit Judges of the Seventeenth Judicial Circuit. A copy of this order shall be placed in the court file of each case heard by each of said



## Probate Division Courts Committee Report

As a result of strong cooperation and assistance from Robert Lockwood, Clerk of the Circuit Court, a one hour seminar is being conducted each week by Jim April for the benefit of the middle and senior clerk of the Probate Court in an effort to assist them in rendering service to the Bar and the public.

Recent budget cuts have delayed the concentrated efforts to obtain additional personnel for the Probate Clerk's Office and also to obtain thoroughly experienced paralegals for each of the Probate Judges who would function in a manner similar to the Dade County, "Ex-parte Clerks". The Committee intends to pursue this matter and eventually obtain a greater allocation of funds for the Probate Clerk's Office.

Because of shortage of funds and resulting shortage of personnel, it is necessary that the Probate Clerk's Office will be only open to the public and the Bar from 9:00 A.M. to 4:00 P.M. The new hours will involve no service at the counters or by telephone except between the stated hours. Pleadings that must be dropped off at the Clerk's Office after 4:00 P.M. can be dropped in a box in Room 259 of the Central Courthouse only. It is to be noted that pleadings received in the drop box will not be clocked or received at that time.

J. PETER FRIEDRICH, Chairman  
Probate Division Courts Committee

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## JUDGE FUTCH APPOINTED TO COMMISSION

Circuit Court Judge M. Daniel Futch, Jr. has been appointed as circuit court member to the Judicial Administrative Commission. Judge Futch will fill the vacancy created by the resignation of Judge C. Welborn Daniel.

Judge Futch was admitted to The Florida Bar in 1966 and is a former prosecutor in Broward County. He served as judge of the Broward County Court of Record from March 1970 until January 1973, at which time he became a judge of the circuit court, 17th Judicial Circuit. He is also immediate past-chairman of the Conference of Circuit Court Judges of Florida.

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## Judges Participation In The Pilot Program For The Uniform Motion Calendar

George W. Tedder, Jr.	Gene Fischer
J. Cail Lee	W. Herbert Moriarty
Barbara Bridge	** Barry Stone
Joseph E. Price, Jr.	Estella M. Moriarty
Linda Vitale	Mark Polen
Henry Latimer	

\*\*Uniform Motion Calendar Suspended  
week of March 8, 1982

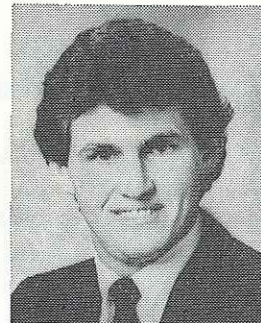
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## REALTOR/ATTORNEY SEMINAR

A Realtor/Attorney Seminar on "Realtor and the Law" will be presented Friday, March 12, 1982; 9:00 A.M.-Noon, in the auditorium of the Fort Lauderdale Area Board of Realtors, 1765 N.E. 26th Street, Fort Lauderdale.

Local real estate attorneys, Roger Staley and Thomas Dachelet, with the firm of Saunders, Curtis, Ginestra & Gore will present this "REALTOR AND THE LAW" Seminar to members of the Board of Realtors. This Seminar is held through the cooperation of the Education Committee of the Fort Lauderdale Area Board of Realtors and the Real Property Section of the Broward County Bar Association.

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Account Executive

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## WELCOME NEW MEMBERS

MICHAEL F. BEAL, a native of Napoleon, Ohio, received his undergraduate degree from Stetson University and his law degree from Stetson College of Law. He is associated with Berryhill, Avery, Williams & Scott in Fort Lauderdale.

BROWN HILL BOSWELL, a native of New Orleans, Louisiana, received his undergraduate degree from Auburn University and his law degree from University of North Carolina in Chapel Hill. He is associated with Fisher & Phillips in Fort Lauderdale.

DANIEL F. CARBONE, a native of Brooklyn, N.Y., received his undergraduate degree from Manhattan College and his law degree from Hamline University School of Law. He is associated with Neil LaHurd and R. T. Shankweiler in Fort Lauderdale.

MARC FINKELSTEIN, a native of Franklin Square, N.Y., received his undergraduate degree from the University of South Florida and his law degree from California Western School of Law. He is with the Public Defender's Office in the Broward County Courthouse.

DAVID K. FRIEDMAN, a native of New York City, received his undergraduate degree from Emory University and his law degree from the University of Miami. He is associated with Tworoger, Sader & Ferrell in Fort Lauderdale.

MICHAEL RUDOLPH MACAIROG, a native of New Jersey, received his undergraduate degree from Florida Atlantic University and his law degree from Nova University College of Law. He is associated with Grevior & Prince in Fort Lauderdale.

MARIAN PEARLMAN NEASE, a native of New York City, received her undergraduate degree from Cornell University and her law degree from the University of Pennsylvania. She is associated with Holland & Knight in Fort Lauderdale.

DONALD EDWARD NODINE, a native of Charlottesville, Virginia, received his undergraduate degree from Brown University and his law degree from the University of Texas. He is associated with Holland & Knight in Fort Lauderdale.

STEVEN DENNIS RUBIN, a native of Newton, Mass., received his under-

graduate degree from Northwestern University and his law degree from the University of Illinois. He is associated with Shirley D. Weisman in Pompano Beach.

DENISE DIEHL ZELLER, a native of North Carolina, received her undergraduate degree from Vassar College and her law degree from Albany Law School. She is a sole practitioner in Fort Lauderdale.

JOHN SHIEKMAN, a native of Miami, Florida, received his undergraduate degree from University of Florida and his law degree from George Washington University. He is associated with Ruden, Barnett, McClosky, Schuster & Russell in Fort Lauderdale.

SEAN MOORE, a native of New York City, received his undergraduate degree from Florida State University and his law degree from Nova University College of Law. He is a sole practitioner in Fort Lauderdale.

H. JAMES STADELMAN, a native of Wellsville, N.Y., received his undergraduate and law degree from the University of Florida. He is a sole practitioner in Fort Lauderdale.

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Area Code \_\_\_\_\_ Number \_\_\_\_\_

**I am interested in the following limits:**

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\_\_\_ 4,000,000 \_\_\_ 5,000,000 If you need limits in excess of 5,000,000 write in amount desired. \_\_\_\_\_

**I am interested in the following deductibles:**

\_\_\_ \$500 \_\_\_ \$1,000 \_\_\_ \$2,500 \_\_\_ \$5,000 \_\_\_ \$10,000 \_\_\_ \$25,000 \_\_\_ \$50,000 \_\_\_ \$100,000

I am interested in SEC COVERAGE



## LAWYERS FOR THE ARTS

Efforts are being made to establish a special panel for "Lawyers for the Arts" within the Lawyer Referral Service. Special panel members would provide pro-bono legal services for artists who qualify for the program and who have legal problems related to the arts. If you are interested in participating in this program, please call Georgene Gore at 525-0531 or Norma Howard at 764-8040.

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## VACANCY ON BOARD OF GOVERNORS OF THE FLORIDA BAR

O. Edgar Williams, Jr. has announced that he will not seek re-election to the Board of Governors of The Florida Bar. His terms ends in June, 1982.

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Petitions may be filed with the Executive Director of The Florida Bar at the headquarters office on or before 5:00 P.M. February 15, 1982. Petitions must be signed by no less than five (5) active members of The Florida Bar in good standing. (See By-Laws, The Florida Bar Journal, September 1981, Page 52.)

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## SEVENTEENTH JUDICIAL COUNTY COURT VACANCY

This is to notify you that the Judicial Nominating Commission in and for the Seventeenth Judicial Circuit announces one County Court vacancy. All qualified members of The Florida Bar interested in making application may obtain application forms at the Office of the Court Administrator, Broward County Courthouse, Room 880, 201 Southeast Sixth Street, Fort Lauderdale, Florida 33301.

It would be appreciated if the original application and nine (9) copies were completed and returned no later than the deadline which is:

Friday, February 19, 1982, at 4:00 P.M.  
at the following address:

Chairman, Judicial Nominating  
Commission  
c/o Court Administrator's Office  
Broward County Courthouse, Rm. 880  
201 Southeast Sixth Street  
Fort Lauderdale, Florida 33301



## 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

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and Business Record

leading legal newspaper for the Fifteenth Judicial Circuit

**BROWARD COUNTY BAR ASSOCIATION**

**PROBATE AND TRUST LAW SECTION SEMINAR —  
"ESTATE PLANNING ASPECTS OF THE ECONOMIC RECOVERY TAX ACT OF 1981"**

**Friday, March 26, 1982**

**8:30 A. M. — 1:00 P.M.**

**CITY COMMISSION ROOM — FORT LAUDERDALE, FLORIDA  
100 North Andrews Avenue, Fort Lauderdale**

**PROGRAM:**

8:30 A.M. — 9:00 A.M. . . . . . Late Registration

**TOPICS:**

1. Overview of Estate and Gift Tax Revisions under ERTA . . . . . Rohan Kelley
2. Estate Liquidity under ERTA . . . . . Frank T. Pillotte
3. Lifetime Transfers under ERTA . . . . . Bernard A. Jackvony
4. Marital Deduction Planning under ERTA . . . . . James I. Ridley

**REGISTRATION FEE:**

Members of Broward County Bar Association . . . . .	\$25.00
Law Students . . . . .	10.00
Non-Members of Broward County Bar Association . . . . .	45.00
Members of Probate and Trust Law Section . . . . .	15.00

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**REGISTRATION FORM**

Please register me for the Probate and Trust Law Section Seminar on Friday, March 26, 1982. My check for \_\_\_\_\_ is enclosed.

Name: \_\_\_\_\_

Address \_\_\_\_\_

Please mail your check payable to "Broward County Bar Association" to—

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



BROWARD COUNTY BAR ASSOCIATION

COMMITTEE PREFERENCE

1982 — 1983

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, 1982. Please complete and return to: Broward County Bar Association, 735 N.E. Third Avenue, Fort Lauderdale, Florida 33304.

Name \_\_\_\_\_ Phone \_\_\_\_\_

Address \_\_\_\_\_  
\_\_\_\_\_



## CALENDAR OF EVENTS

Date	Group	Event	Time & Place	Reservation
2/3/82	Broward County Trial Lawyers Assn.	Monthly Meeting (Judges Night)	Stouffer's Anacapi Inn & Restaurant 1901 N. Federal Highway Fort Lauderdale 5:30 P.M. Case Evaluation 7:00 P.M. Dinner	David D. Welch 943-2020
Feb. 2-8-15- 22/82	Broward County Legal Secretaries Assn.	Legal Education Seminar Series	Broward County Courthouse Room 250 Fort Lauderdale 7:00 P.M. — 10:00 P.M.	Sharon Bauer 561-8805
2/9/82	North Broward Bar Association	Monthly Meeting	Flaming Pit Restaurant 1150 N. Federal Highway Pompano Beach — 12:00 Noon —	Donald A. Wich, Jr. 941-4920
2/12/82	Broward County Christian Lawyers Association	Monthly Meeting	Williamson Restaurant 1401 S. Federal Highway Fort Lauderdale — 12:00 Noon —	W. Lawrence Larche 764-7777
2/18/82	BCBA	General Meeting (Cocktail Hour hosted by Barristers' Surety Corporation)	Stouffer's Anacapi Inn & Restaurant 1901 N. Federal Highway Fort Lauderdale — 6:30 P.M. —	BCBA 764-8040
2/25/82	YLS	Monthly Luncheon Meeting	The Ground Round 1492 S.E. 17th Street Causeway Fort Lauderdale — 12:00 Noon —	Charlotte — 565-0501
3/3/82	Broward County Trial Lawyers Assn.	Monthly Meeting	Stouffer's Anacapi Inn & Restaurant 1901 N. Federal Highway Fort Lauderdale 5:30 P.M. Case Evaluation 7:00 P.M. Dinner	David D. Welch 943-2020
3/26/82	Probate & Trust Law Section of BCBA	Seminar on the Economic Recovery Tax Act	Fort Lauderdale City Commission Room 100 North Andrews Avenue Fort Lauderdale 8:30 A.M. — 1:00 P.M.	BCBA 764-8040

Broward County Bar Association  
733 N.E. Third Avenue  
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