

# The BROWARD BARRISTER

NOVEMBER, 1976

Volume 5

Number 11

PUBLISHED BY THE BROWARD COUNTY BAR ASSOCIATION

Executive Offices, 733 Northeast Third Avenue, 305/764-8040, Fort Lauderdale, Florida 33304

## GENERAL MEETING THURSDAY, NOVEMBER 18, 1976 - 12:00 NOON

• Lunch: \$4.50 •

### WILLIAMSON'S RESTAURANT

1401 South Federal Highway, Fort Lauderdale, Florida

Program: "The Young Lawyers Role in Bar Activities"

by A. J. Barranco, Jr.

President-elect, Young Lawyers Section of The Florida Bar

This is a joint meeting of the Broward County Bar Association and the Young Lawyers Section of the Broward County Bar Association.

**PLEASE USE ENCLOSED CARD FOR RESERVATION.**

### BROWARD COUNTY TRIAL LAWYERS ASSOCIATION MEETING

Wednesday, December 3, 1976

5:00 p.m. Case Evaluation Committee

6:00 p.m. Workshop: Problem Solving Clinic.

(Bring your own cases and questions)

6:30 p.m. Cash Bar

7:00 p.m. Dinner — \$10.00

#### THE SHERATON HOTEL

303 N. Atlantic Blvd. (A1A)  
Fort Lauderdale, Fla.

Speaker: J. B. Spence

Topic: "Cross Examination of an Adverse Medical Witness"

RSVP before November 30, 1976

Please send reservation with check to:

Dale Sanders, Esquire  
1500 Landmark Building  
One Financial Plaza  
Fort Lauderdale, Florida 33394  
Phone: 764-4646

PLEASE MAKE CHECK PAYABLE TO:

**BROWARD COUNTY TRIAL LAWYERS ASSOCIATION**

### OPERATION: UPDATE/TRANSITION

Sponsors: BCBA, BCTLA and Nova Law School

Wednesday, November 17, 1976

4:30 P.M.

"Commercial Trial Practice":

Russell E. Carlisle

"Pitfalls in the Circuit Court":

Judge Otis Farrington

Room 250, Broward County Courthouse

December 15, 1976

"Appellate Rules": Larry Klein

"Civil Rules of Procedure":

O. Edgar Williams, Jr.

(\$1.00 printing donation requested)

### Continuing Legal Education Committee Report

The Committee on Continuing Legal Education will continue the "Operation: Update/Transition" programs and will present one-half day seminars in cooperation with the Sections. The following dates have been established for the Sections:

January 21, 1977 — Corporation, Business, and Banking Section

February 18, 1977 — Family Law Section

March 25, 1977 — Real Property, Probate and Trust Law Section

April 22, 1977 — Trial Lawyers Section

May 27, 1977 — Criminal Law Section

The seminars will be held at Nova University from 8:30 a.m. until 12:30 p.m. A registration fee of \$10.00 will be charged to members of BCBA. Law students may be admitted for \$5.00.

Outlines of each program will be submitted to The Florida Bar for credit in the Designation Plan. More information will be available by December.

### COURT DECISIONS

Golden Loaf Bakery, Inc., vs. Charles W. Rex Construction Co., reported in 334 So2nd 585 involved a Writ of Certiorari on alleged conflict between the Districts. The conflict from the Fourth District Court arose from the dissenting opinion. The Supreme Court discharged the Writ stating in an opinion by Justice England in which Justices Overton, Sundberg, and Hatchett concurred, expressly overruled

the previous case of Commerce National Bank vs. Safeco, 284 So2nd 205 in which conflict jurisdiction was allowed on a dissent, apparently on the theory that the dissenting opinion set forth the only facts upon which the majority reached its decision.

In any event, the Supreme Court stating that the dangers in that practice far overshadowed any value that might be derived from any given case in con-

tinuing the practice of allowing certiorari when the conflict is between a majority opinion and a dissent of the District, overruled.

There was a dissent by Justice Robetts joined by Justices Adkins and Body, finding a conflict between the case on appeal and other decisions of a different district.

— Henry Prominski

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

**OFFICERS**

Ray Ferrero, Jr. \_\_\_\_\_ *President*  
A. J. Thomas, Jr. \_\_\_\_\_ *President-Elect*  
Ronald P. Anselmo \_\_\_\_\_ *Secretary*  
Maurice O. Rhinehardt \_\_\_\_\_ *Treasurer*  
Norma Howard \_\_\_\_\_ *Executive Secretary*

**Professional Ethics Opinions**

**Advisory Opinion 74-41—Reconsideration**

Upon a request for reconsideration, a majority of the committee recedes from that part of the opinion stating that publication of the author's name (when writing legal articles) and identifying him as an attorney are improper. We do so for the reasons stated in opinion 75-16.

**Advisory Opinion 74-14**

A law firm employs or has a partner as a part time assistant state attorney. A member of the firm inquires as to whether it may represent a public body in a bond validation proceeding "wherein the state attorney is served with process for response on behalf of the public". The assistant state attorney in the

firm will take no part in the bond validation proceeding.

The inquiry must be answered in the negative. If one lawyer in a firm is disqualified because of a conflict of interest, all lawyers in the firm are likewise disqualified. DR 5-105 D expressly so provides, CF., opinion 65-72. — (Emphasis added).

Any questions involving any ethics opinion may be directed to the Broward County Bar Association of The Florida Bar.

Philip J. Montante, Chairman,  
Committee on Professional Ethics

★ ★ ★ ★ 1776 — 1976 ★ ★ ★ ★

**Nova Law School's Legal Writing Program**

By Cheryl R. Eisen\*

Last year we were fortunate in receiving overwhelming response to our request for volunteers to teach the writing portion of our Legal Research Course. Again this year our freshman class of approximately 180 students will be embarking on this course. Ideally, we should have one instructor for every ten students, a goal we more than reached last year.

If you have five hours per week (day or evening, your option) to give a class

of ten students to work with them on three written assignments devised by you (one office memorandum, two briefs) as well as one round of oral arguments, you're the lawyer we need. In return we will give you a special appointment as an adjunct faculty member, fond memories of eager students, and our sincere appreciation.

If you are an attorney who is concerned about the communication skills of up-and-coming attorneys, this is your chance to do something about it. You need no teaching experience, just lawyering experience, to qualify.

Interested? Please contact Professor Cheryl Eisen at Nova Law School, 3301 College Avenue, Fort Lauderdale, Fla., 33314, or phone 587-6660, extension 337.

\*Professor Eisen is an Assistant Professor at Nova Law School. She teaches Contracts and Legal Research and Writing.

★ ★ ★ ★ 1776 — 1976 ★ ★ ★ ★

**Nova's Law Students' Research Service**

The Law Students' Research Service at Nova University is pleased to announce that the Service will again commence operation after a well-received performance last year. For those of you who have not yet utilized our service, it will give you access to Nova's fine re-

**\*BETTER ABSTRACTS**

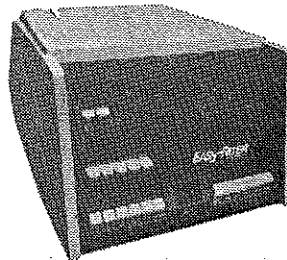
at  
**Broward County Title Company**

8 CONVENIENT OFFICES

- FORT LAUDERDALE
- DEERFIELD BEACH
- HOLLYWOOD
- PLANTATION
- POMPANO BEACH
- LAUDERDALE LAKES
- CORAL SPRINGS

Our 58th year of  
Preparing Better Abstracts

Let's Face... **FLEXIBILITY**



- ACCURACY**
- COMPATIBILITY**
- TOTAL COST**
- SIMPLICITY**

The New EASY-RITER automatic typing system makes a lot of \$ense !

Call EXECUTIVE SYSTEMS INC. 305-791-9440



**POINSETTIA PRESS INC.**  
325 S.W. First Avenue  
Fort Lauderdale  
463-0542

**There's a difference...**


Let John Petty,  
The Lawyers Co-operative Publishing Company  
representative in the Palm Beach area, show you  
exactly what this difference is.

\*\*\*\*\*

**John F. Petty**  
1734 Pinehurst Drive  
West Palm Beach, Florida 33407  
(305) 844-9092

\*\*\*\*\*

Florida Jur  
Florida Jur Forms  
Florida Evidence  
Trial Handbook for Florida Lawyers  
ALR-ALR Federal  
United States Code Service (USCS)



**United Federal.**

**UNITED FEDERAL SAVINGS  
& LOAN ASSOCIATION**

3600 North Federal Highway  
Fort Lauderdale/563-3371

search facilities while giving the students an opportunity to "learn while they earn."

The Law Students' Research Service is an organization of second and third year law students who have demonstrated competency in legal research and are available for assignments. The Service charges \$5.00 per hour, minimum two hours, for research, payment to be made upon receipt of the work product. The student researcher provides the law firm or individual attorney with a handwritten memorandum unless other instructions are confirmed with the student director, Freda Pflaum.

For more detailed information and research problem inquiry forms, please write or call:

Freda Pflaum, Director  
Law Students' Research Service  
Nova Law Center for the  
Study of Law  
3301 College Avenue  
Fort Lauderdale, Florida 33314  
(305) 587-6660, extension 310

★ ★ ★ ★ 1776 — 1976 ★ ★ ★ ★

### Broward County Trial Lawyers Approved For Credit

The Case Evaluation Committee Meetings and Problem-Solving Clinic, presented monthly by the Broward County Trial Lawyers Association, has been approved for credit under the Florida Designation Plan, for the year 1976.

Attorneys, attending these programs, obtain one and one-half hours' credit in

the designated areas of Personal Injury and Wrongful Death, Registered General Practice, or Trial Practice.

The credit approval is for that portion of the meeting which occurs prior to dinner. Members of the Broward County Trial Lawyers Association are in the process of submitting the after-dinner portion of each program for approval, with the exception of the presentation of July 7. The after-dinner portion of the July 7 program has already been approved for one and one-half hours' credit in the designated areas listed above and Workmen's Compensation.

The approval for credit of these meetings means that your Broward County Trial Lawyers Association is providing more than twice the number of hours required to maintain designated areas of practice in Personal Injury and Wrongful Death, Registered General Practice, and Trial Practice.

The meetings are held at the Sheraton Hotel on the first Wednesday of each month, commencing at 5:00 o'clock p.m.

★ ★ ★ ★ 1776—1976 ★ ★ ★ ★

### National Association of Legal Secretaries (International) Announces 1977 Legal Education Seminars In Indianapolis, Indiana, And New Orleans, Louisiana

In line with its policy of encouraging continuing legal education, two nationwide seminars are scheduled by the National Association of Legal Secretaries (International) for 1977. The first seminar is scheduled for Saturday, March

19, in Indianapolis, Ind., at the Marriott Hotel. Early arrivals will have the opportunity to tour points of interest in the city.

The second seminar is to be held in New Orleans, La., on Saturday, April 2, at the Monteleone Hotel. An added feature of this seminar on Friday, April 1, will be a Leadership Conference for all members of NALS. This will provide the chapter members with an opportunity to exchange ideas, discuss various topics, and learn many new leadership techniques. NALS President Thelma H. Bam-bauer, PLS, Tucson, Arizona, will moderate the conference.

These seminars are being sponsored by the 23,000 member National Association of Legal Secretaries, which has its headquarters in Tulsa, Okla. Ms. Kay Aoki, NALS Continuing Legal Education Chairman of Salt Lake City, Utah, is chairman for the seminars.

It is contemplated that topics covered will include Legal Research, Law Office Management and Economics, and Probate. Additional details on registration information and fees may be obtained from NALS Headquarters, 3005 East Skelly Drive, Suite 120, Tulsa, Oklahoma 74105.

★ ★ ★ ★ 1776—1976 ★ ★ ★ ★

### GOLF AND TENNIS OUTING

The annual golf and tennis tournament was held on October 29, 1976. The golf tournament was held at Rolling Hills Country Club under the direction of Drake Batchelder. The winners were:

#### Individuals:

- First Place Low Gross — John C. Kersten  
Second Place Low Gross — C. Randall Morecroft  
First Place — Low Net — James R. Holmes

THE FLORIDA BAR INSURANCE PLANS  
ROSS, LOMBARD & BALLARD INSURANCE, INC.

920 N. FEDERAL HIGHWAY  
FORT LAUDERDALE, FLORIDA 33304  
TELEPHONE 763-7800

POE & ASSOCIATES, INC., ADMINISTRATORS

For Experienced  
Trust Services  
In South Broward:

FIRST NATIONAL  
BANK  
OF HOLLYWOOD

H. C. Satchell—President  
L. E. Mitchell—V.P. & T. O.

For investments in Real Estate  
contact a real Professional

#### Edward O'Cleary

Realtor-Mortgage Broker-Stock Broker  
(also a non-practicing member of  
the Florida Bar)

Royal Crest Realty Corp.  
Suite 805 Gibraltar Tower  
2929 E. Commercial Boulevard  
Fort Lauderdale, Florida 33308  
Phone 776-1101/943-3239 (home)

Specializing in acreage, commercial  
and industrial property.

Will service non-exclusive listings.

### Elegant Custom Designed Office Space WORLD EXECUTIVE BUILDING

3500 North State Road Seven  
Fort Lauderdale, Florida 33309

- Centrally located
- Easy access to Interstate 95 & Sunshine Turnpike
- Custom designed office space to fit your needs
- 70 to 8000 sq. ft. available
- Carpeting
- Paneling
- Full services provided
- Ample parking
- Rental terms

... and much more.

Call Now 484-2400

Second Place — Low Net — Glenn R. Roderman

**Teams**

First Place — Low Gross — Donald W. Eakin, John C. Kersten

First Place — Low Net — Davis W. Duke, Jr., Eugene L. Heinrich

The tennis tournament was held at the Marina Bay Club with Thomas Lehrer coordinating the games. The Winners were:

**Winners — First Flight**

Thomas Lehrer, Al Schreiber

**Runners Up — First Flight**

Michael McNerney, Philip Morgan

**Winners — Second Flight**

Neil Karadbil, Carl W. Taylor

**Runner Up — Second Flight**

Russel Hayson, Thomas Clark

**WELCOME, NEW MEMBERS**

RICHARD ABRAMOWITZ, a native of Bronx, N.Y., received his undergraduate degree from C. W. Post College and his law degree from Hofstra University School of Law. He practices alone in Lauderdale Lakes, Florida.

ALFRED P. DENOWITZ, a native of Hartford, Conn., received his undergraduate degree from Boston University and his law degree from University of Connecticut. He practice alone in Plantation, Florida.

LEONARD FEINER, a native of Brooklyn, N.Y., received his undergraduate degree from City University of New York and his law degree from St. John's University School of Law. He is associated with Marvin Quittner, Attorney at Law, P.A., in Plantation, Fla.

RONALD S. GURALNICK, a native of Philadelphia, Pa., received his undergraduate and law degrees from the University of Miami. He practices in Dania, Florida with his partner Mr. Arnold R. Gellman, P.A.

CHARLES H. RUBENSTEIN, a native of Philadelphia, Pa., received his undergraduate degree and law degree from the University of Miami. He is associated with Grossbard and Saunders in Hollywood, Fla.

ARTHUR W. SCHLENKERT, a native of Norfolk, Va., received his undergraduate degree from Northwestern University and his law degree from Loyola University. He is associated with Marvin Quittner, Attorney at Law, P.A., in Plantation.

EDWARD K. VINCEK, a native of Chicago, Ill., received his undergraduate degree from the University of Chicago and his law degree from Kent State College of Law. He is Secretary and General Counsel for STP Corporation in Fort Lauderdale.

EDWARD F. ZWICK, a native of Kingston, N.Y., received his undergraduate degree from the University of Pennsylvania and his law degree from Albany Law School. He practices alone in Hollywood, Florida.

★ ★ ★ ★ 1776—1976 ★ ★ ★ ★

**IS IT POSSIBLE?**

The following statistics were submitted in a Report of the Committee on Criminal Courts of Record dated December 17, 1948, and signed by Lamar Warren:

Year	Criminal Affidavits	
	Civil Cases Docketed	Filed
1943	57	663
1944	65	561
1945	83	643
1946	146	1029
1947	200	1181
1948	224	887

The population of Broward County was approximately 65,000.

The annual salary of Judges of Criminal Courts of Record in counties having a population of 50,000 - 175,000 was \$4,200. In counties having a population of not less than 70,000, the compensation of the county solicitor was \$4,200.

(The above statistics were in a report of the named committee and recorded in the minutes of the meeting of Broward County Bar Association on December 17, 1948.)

★ ★ ★ ★ 1776—1976 ★ ★ ★ ★

Please Mention THE BARRISTER

When Using Its Advertisers



**LEGAL RESEARCH ASSOCIATES INC.**

**"A Professional Legal Research Service For Attorneys Exclusively"**

Wouldn't it be nice to hire a silent partner . . . .

- ★ To find out the law & give you an answer to your legal problems & questions,
- ★ To Prepare your case law, . . . . and pay him only a fraction of what it would cost you to do it? Do as many lawyers do . . . turn to Legal Research Associates. Relax! Leave the research to us. We'll meet your deadline for you. Call or write for brochure or information.

P. O. BOX 7415  
FORT LAUDERDALE, FLORIDA 33304  
Phone (305) 561-0320  
— 24 HOURS —

- ★ Court Activities - daily
  - ★ Business news - daily
  - ★ Real estate - daily
  - ★ Banking news - daily
- for professionalism in legal advertising

**Broward Review**

463-1432

official legal newspaper for the Seventeenth Judicial Circuit

**SPECIALISTS IN TAX SHELTERED INVESTMENTS**

**GORDON W. BECKMAN**

Executive Manager  
Member, Broward County Bar Association

"We are pleased to make recommendations relative to reducing your client's income taxes."

**Kelly and Morey, Inc.**

American National Bank Building  
1415 East Sunrise Boulevard  
Fort Lauderdale 763-6400



**LAUDERDALE ABSTRACT and TITLE COMPANY**

T. M. Gregg, President

Title Insurance/Abstracts/Escrow

**Home Office**

1941 W. Oakland Park Blvd.  
Fort Lauderdale, Fla. 33311

**Pompano Beach Division**

2651 E. Atlantic Blvd.  
Pompano Beach, Fla. 33062

**Hollywood Division**

4539 Hollywood Blvd.  
Hollywood, Fla. 33021

For All (305) 735-4600 Offices