

# The SUMMATION

915 Main Street, Suite 108  
Evansville, IN 47708

## Inside this issue:

EBA News	2
EBF	3
CLE Offerings	4
Bar Updates	5
We Are The EBA	6
Calendar	7

February 2021

The Monthly Newsletter of the Evansville Bar Association

## PRESIDENT'S MESSAGE

By: Erin Bauer

### HERE'S TO UNITY...



I've always hated January. It means that the excitement of the holidays and vacation days of December are over. It's always so cold in January. And, nothing ever happens in January. Enter January, 2021. Wow. . . what a month. Since I have written last, we watched lunatics attack the Capitol Building, surpassed the 400,000<sup>th</sup> COVID death mark, and inaugurated the first female Vice President in American history. I have always tried to avoid the topic of politics as I write the Summation article (maybe sometimes to a fault), and I will continue to attempt to avoid advocating for any specific political view, but I will say that hopefully the remainder of 2021 brings us unity and a return to normalcy.

As I have watched the divisiveness, anger, and hatred tear apart our country recently, more than once I have thought that the entire country could take a lesson from the members of the Evansville Bar Association. I know that may sound silly and hokey, but think about it for a moment. For the most part, the members of the EBA have for years been able to strongly advocate their clients' positions while doing so respectfully. We have been able to go into a courtroom and rip apart each other's cases and oftentimes each other's witnesses but remain friends. After a heated argument or trial, have any of us bashed through the courthouse windows and swung from the rafters? No, we finished our trial and then went to the Peephole for a beer together. I know there are exceptions, and I know there have been some occasional grudges held, but, mostly, we are all good people with different views and positions who can articulate our positions without acting like fools. I will always be grateful to be part of such a respectable and reputable bar association.

As for what our respectable and reputable bar association is up to this month, our Board of Directors voted at our last meeting to postpone Law Day (which is typically scheduled for April) to the fall of 2021. The Board felt as though April would be too soon to host a large gathering, but we also did not want to cancel the big event for the second year in a row. We will be reaching out to our venue to reschedule. We will also celebrate the careers and retirements of Judge Tornatta and Judge D'Amour at our Law Day dinner so you will not want to miss the event this year. Since my term will have expired by the fall, there will be no reason for a roast. As soon as we have a firm date, we will circulate it so that you can mark your calendars.

We are continuing to offer CLEs on demand virtually. If you are a section chair, please meet with your sections and begin to plan a CLE for 2021. The EBA has always offered dozens of CLEs on diverse topics throughout each year, and we need the sections' continued participation in conducting these CLEs. Also, if you are not a section chair but would like to present at a CLE or simply have an idea or suggestion for a CLE, please contact Julie or any member of the CLE committee with your thoughts. We welcome new ideas!



EVANSVILLE BAR ASSOCIATION

## WE NEED YOU ON THE EBA BOARD OF DIRECTORS!

The mission of the Evansville Bar Association is to enhance the practice of law, cultivate professional excellence, promote high ethical standards and uphold the honor of the profession.

The primary role of the EBA's Board of Directors is to set policy, oversee finances and determine the viability of programs and projects. To do this, a member of the Board of Directors is expected to:

- Attend Board meetings regularly and miss a Board meeting only for a very compelling reason.
- Attend with regularity EBA and Evansville Bar Foundation activities and social functions and positively consider donation or financial requests in keeping with personal capabilities.
- Promote the involvement of members of their firms/companies/agencies in EBA activities and functions.
- Serve as a "Board Liaison" to at least one committee, section or program, providing leadership, direction and communication for and between the Board of Directors and the relevant group.
- Conscientiously review written material presented to them in their capacity as members of the Board of Directors.
- Be active in the affairs of the Evansville Bar Association and diligent in the performance of all duties during the term of office.

Submit a letter of interest to the EBA Nominating Committee at [julie@evvbar.org](mailto:julie@evvbar.org) by **March 1, 2021**. Please include your name, number of years in practice, number of years as an EBA Member, principal areas of practice, participation in EBA activities, committees, and sections.

## VLP News

By: Senior Judge Corcoran and Susan Vollmer

The pandemic has challenged how all providers of legal services, including the Courts, have delivered services during the past year. Video hearings, telephone appearances, and virtual notaries have become more of the normal than the exception. All of these new technologies and processes have had unique impacts on low income Hoosiers – many of whom face limited access to high-speed internet, smart phones with no data plans, or phones that are paid for by the minute. Our volunteers are also limited by the need to socially distance and keep themselves and their families safe. Because of this specific impact of the pandemic, your willingness to accept a pro bono referral has become even more important. By taking a case, our staff and other volunteers can devote more of their time to other pandemic services like the Court's Help Desk, our Court-based clinics, and Talk to a Lawyer. If you can take a case or would like to otherwise volunteer, please contact Scott Wylie at [vlpwylie@sigeom.net](mailto:vlpwylie@sigeom.net).

UNIVERSITY OF  
SOUTHERN INDIANA®

# LAW DAY FEBRUARY 10

10 am | Indiana Court of Appeals Oral Argument

2 pm | Careers in Law Moderated Panel

6 pm | Keynote Conversation with Alex Whiting

Register at [www.usi.edu/law-day](http://www.usi.edu/law-day)  
to attend these virtual events!

# LRS

## DID YOU KNOW...

...the EBA has a Lawyer Referral Service?

Let us refer potential clients to you! On average we receive 125 calls per month.

For more information on how to become a member of the LRS, contact Ashley at [Ashley@evvbar.org](mailto:Ashley@evvbar.org) or (812) 463-3201.



**Daniel Robinson, Jr.,**  
President

**D**on't look now, but we are already into February 2021!

Before long, the days will be getting longer and warmer, the trees and flowers will be blooming, and Spring will be upon us again.

With the change in season, there will also be an opportunity to add new directors to the Evansville Bar Foundation. One of the most rewarding experiences of my legal career has been the opportunity to serve as a director and now President of the Evansville Bar Foundation. Not only have I been able to connect with other fantastic professionals, I have witnessed firsthand the generosity of our legal community and the valuable work being done by local organizations.

If you are interested in serving as a director of the Evansville Bar Foundation, or have any questions concerning the commitment required, please do not hesitate to reach out to Julie or me. Generally speaking, the Foundation meets every month or every other month. All meetings are held over lunch. The Foundation has three committees: Grants, Finance, and Development. Each member serves on a single committee, and outside of regular board meetings, committees typically meet on average once or twice per year.

Again, please consider volunteering to serve. It is truly a rewarding experience.

To donate to the Foundation, go to <https://evvbar.org/foundation.aspx> or click the **DONATE** button below.

**Donate**

## LIBRARIAN'S CORNER: WELCOME (BACK!) CLINIC INTERN

Please welcome back our clinic intern, Nicole Edelen. She will once again be working with me in the law library and with Scott Wylie at the Volunteer Lawyer Program of Southwestern Indiana for the spring 2021 semester. In May, Nicole will be graduating from the University of Southern Indiana with a Bachelor of Science in Business Administration and a Minor in Gender Studies.

During the time Nicole is with us, she will have the opportunity to observe the Thursday clinics and listen in to the Talk to a Lawyer sessions along with assisting in the law library.

Next time you're in the Courthouse, stop by the law library and introduce yourself. Nicole would enjoy meeting you and learning about the work you do each day.

As always, I welcome your questions, comments, and suggestions. Please feel free to call me, Kathleen Weston, at (812) 435-5175 or send me an email ([kweston@vanderburghgov.org](mailto:kweston@vanderburghgov.org)).



## Annual Campaign Donors\*

### Legacy of Leadership

Randall K. and Rebecca L. Craig Family Foundation, Inc.

### Senior Partner

Steve Hoar  
Terry Noffsinger

### Lead Counsel

Foster, O'Daniel, Hambidge & Lynch  
Gary and Paula Gerling Foundation  
Robert John & Associates  
David Robinson  
Garvin Senn  
Tuley Law Office  
Brian and Barbara Williams

### Court Counsel

Jim Casey  
Marc Fine  
Jimmy Gentry  
Curt Hamilton  
Michael Land

Ole Olsen  
Carrie Roelle  
Steve Thomas  
Brent Weil

### Attorney of Record

Steve Barber  
Todd Barsumian  
Erin Bauer  
Diane Bender  
Tim Born  
Mag. Molly Briles  
John Broadhead  
Laurie Bumb  
Bill Bussing  
Bob Carithers  
Tanisha Carothers  
Will Cartwright  
Dan Carwile  
Thomas Clowers  
Allison Comstock  
Hon. Richard D'Amour  
Glenn Deig  
Michael DiRienzo  
Max Fiester  
Nicholas Gartner  
Kevin Gibson

Hon. Carl Heldt  
John Kreighbaum  
David Lamont  
Hon. Mary Margaret Lloyd  
Thomas Massey  
Kristin McLaughlin  
Greg Meyer  
Mike Mitchell  
Hon. Robert Pigman  
G. Michael Schopmeyer  
Toby Shaw  
Sheets, Charles & Charles  
Hon. Randall Shepard  
Charles Spaetti  
Rich Steeman  
Shawn and Kathryn Sullivan  
Gary Taylor  
Vanstone & Kornblum, Kathryn  
Kornblum  
Keith Wallace  
Scott Wylie

### New Attorney (0-3 Years)

Jackson Ford  
Robert Lamey  
Nicholas Loehr  
Kendall Ziliak

### Paralegal

Lauren Hawes

### Friends of the Foundation

Julie Moore Holtz  
Kathleen Weston



You can find an up-to-date listing of CLE on the EBA website at [evvbar.org](http://evvbar.org)

Registration and pre-payment required; Registrations received two hours or less prior to start of course will be charged an additional \$5; Registrations received less than 24 hours prior to start of course cannot be guaranteed.

Printed materials provided by request for \$5/credit hour up to \$25.

## SOCIAL MEDIA IN THE WORKPLACE

1 GENERAL DISTANCE EDUCATION CLE

WEDNESDAY, MARCH 3—NOON  
VIDEO CONFERENCE

MAGISTRATE CELIA PAULI  
OLIVIA ROBINSON, KAHN, DEES, DONOVAN & KAHN

Have you been tasked with writing employee social media policies for your firm or for a clients' business? This course will present an overview of social media platforms, a guide on the creation and implementation of social policies, as well as laws and other policy issues implicated by social media policies, including the National Labor Relations Act, privacy issues, and confidential/trade secret information.

Employment Law Section Member \$25  
Member \$30; Non-member \$50

To register call (812) 463-3201, email [ashley@evvbar.org](mailto:ashley@evvbar.org) or click [here](#) to register online.



### we're all in this together

*friends in the legal community: you are the helpers, but please remember to ask for help for yourself in these trying times*  
JLAP remains open for business remotely, so you can still call us during business hours and talk with one of our staff or schedule an appointment via secure video

as always, our services are free and confidential  
we are providing the following peer support groups via Zoom

connection: every wednesday at noon  
addiction issues: 1st wednesday at 6pm

3rd tuesday at 6pm

caregiver support: 2nd thursday at noon  
mental health/wellness: 3rd wednesday at 6pm

join us for jlap gentle yoga every thursday at 5pm



for more information  
call 317-833-0370 or  
visit [courts.in.gov/ijlap](http://courts.in.gov/ijlap)



## CLE COURSES AVAILABLE ON DEMAND!

20 courses to choose from including  
general and ethics courses.

Member \$55/hour; Non-member \$75/hour.

Go to the EBA website at [evvbar.org](http://evvbar.org) and  
click the **CLE** button!

*The CLE Commission will not approve online CLE credit if you previously received credit for the same live course. It is your responsibility to monitor your credits.*



Lifetime Financial  
Growth is pleased to  
offer a **10%**  
**Permanent Discount**

on Attorney Specific Income Protection to  
all EBA Members.

To learn more about this offer, contact Julie  
Weyer at (812) 550-8702 or  
[julie\\_weyer@lifetimefinancialgrowth.com](mailto:julie_weyer@lifetimefinancialgrowth.com)



Do you have an idea for  
a CLE course? Is there  
a topic you would like  
to learn about and/or  
speak about?

If so, contact  
Julie Moore Holtz at the  
EBA Office at  
(812) 463-3201 or  
[Julie@evvbar.org](mailto:Julie@evvbar.org).

# WHO'S DOING WHAT?

## CONGRATULATIONS...



Ziemer, Stayman, Weitzel & Shoulders, LLP announced the promotion of L. Katherine "Katie" Boren to partner.

Lauren Dimmitt, partner at Dinsmore & Shohl, has joined the board of the Defense Trial Counsel of Indiana.



Chris Lee, partner at Dinsmore & Shohl, has been named secretary of the Defense Trial Counsel of Indiana.

Roman Ricker has been appointed as a Magistrate Judge of Gibson County where he will serve in both Superior and Circuit Courts beginning July 1, 2021.



Kahn, Dees, Donovan & Kahn, LLP announced the promotion of Patrick C. Thomas to partner in the firm.

## IN CASE YOU MISSED IT...

EBA President Erin Bauer penned the *Statewide Scoop* in the December issue of *Res Gestae* highlighting the Evansville Bar Association. Click the link below and go to Pages 26 & 27!

[https://issuu.com/res\\_gestae/docs/2110\\_isba20\\_21\\_decembermagazineissuelayout\\_v5\\_1](https://issuu.com/res_gestae/docs/2110_isba20_21_decembermagazineissuelayout_v5_1)

## We want to know WHO'S DOING WHAT!

Email us news, updates and photos of personal or professional achievements about you, your firm or other EBA Members to [julie@evvbar.org](mailto:julie@evvbar.org) by the 20<sup>th</sup> of each month to be included in the next Summation.

NOTE: Due to space constraints not all submissions will be included.



### Bar Updates:

Please make the following changes to your contacts:

#### Kelly Jackson In-House Counsel Deaconess

600 Mary Street  
Evansville, Indiana 47747  
(812) 450-8307  
[kelly.jackson@deaconess.com](mailto:kelly.jackson@deaconess.com)

#### Krista Lockyear Member Stoll Keenon Ogden

One Main Street, Suite 201  
Evansville, Indiana 47708  
(812) 759-3820  
[Krista.Lockyear@skofirm.com](mailto:Krista.Lockyear@skofirm.com)

#### Wooden McLaughlin is now... Dinsmore & Shohl, LLP



Michele Bryant	<a href="mailto:michele.bryant@dinsmore.com">michele.bryant@dinsmore.com</a>
Lauren Dimmitt	<a href="mailto:lauren.dimmitt@dinsmore.com">lauren.dimmitt@dinsmore.com</a>
Greg Freyberger	<a href="mailto:greg.freyberger@dinsmore.com">greg.freyberger@dinsmore.com</a>
Chris Lee	<a href="mailto:christopher.lee@dinsmore.com">christopher.lee@dinsmore.com</a>
Julie Mooney, Paralegal	<a href="mailto:julie.mooney@dinsmore.com">julie.mooney@dinsmore.com</a>
Ross Rudolph	<a href="mailto:ross.rudolph@dinsmore.com">ross.rudolph@dinsmore.com</a>
Crystal Wildeman	<a href="mailto:crystal.wildeman@dinsmore.com">crystal.wildeman@dinsmore.com</a>

## EMPLOYMENT OPPORTUNITIES

To apply and for more information go to [evvbar.org](http://evvbar.org) and click the MEMBERS tab.

**Atlas World Group**, a diversified family of moving companies headquartered in Evansville, Indiana, is seeking a Corporate Counsel or Senior Corporate Counsel to join our Legal team. The role will provide legal counsel to U.S. and foreign-based business units in the context of the strategic and tactical objectives of the enterprise, balancing the need for practical business solutions with legal requirements. Issues will be wide-ranging, with an emphasis on contracts, litigation management, employment law, and regulatory compliance. Benefits include a competitive base pay, medical/vision/dental/life insurance, 401K retirement plan, vacation and holiday pay, wellness program, on-site medical clinic, on-site fitness center, and training opportunities.

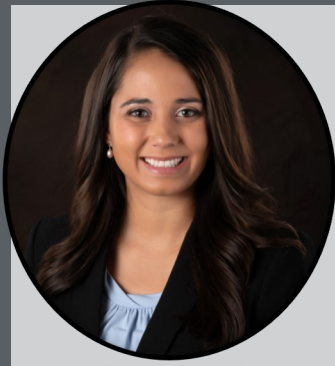
**Gerling Law Offices**, a plaintiffs personal injury firm that has been in business over 50 years, seeks associate attorneys with litigation experience to grow our team at our Evansville and Owensboro offices. Applicants should be self-starters, licensed to practice in Indiana, Illinois and/or Kentucky, and have the ability to manage a heavy case load. A competitive salary, bonus opportunities, and a comprehensive benefits package is being offered for the right candidates. For a complete job description, visit [gerlinglaw.com/who-we-are/careers](http://gerlinglaw.com/who-we-are/careers).

**Kahn, Dees, Donovan & Kahn, LLP**, a regional, full-service law firm located in Evansville, Indiana with 30 attorneys, seeks to hire a litigation associate attorney with 2 to 5 years of private practice experience in litigation. Applicants should have a strong academic background, excellent research and writing skills, strong analytical and communication skills, and experience drafting pleadings, motions and briefs. Deposition and trial experience is a plus. A license to practice law in Indiana is required, and a license to practice in Illinois and/or Kentucky is a plus.

**Manion Stigger, LLP**, a construction law boutique firm, is seeking a 3L or recent graduate for an entry level attorney position. The firm represents industrial, infrastructure, commercial, and other national and regional construction contractors in all facets of their business, from contract planning and formation through litigation and arbitration. Candidates with a construction, engineering, finance, or accounting background are preferred as well as candidates with construction litigation experience.

**The Law Offices of Steven K. Deig, LLC** is seeking a trial attorney primarily in the area of domestic relations. The position has a very reasonable hourly work requirement. The firm offers a pleasant work environment where collaboration among the attorneys is welcomed. This is a salaried position with additional incentives available including 401(k) plan, health insurance, paid time off and other benefits.

# WE ARE THE EBA



## **Lucero Tennis Kieffer, Associate Attorney, Jackson Kelly**

1 year in practice; primary areas of practice are labor and employment law and business law  
**Why you became an attorney?** It seemed like a good idea when I was shoveling manure one summer on my family's dairy farm. I also have always enjoyed helping people solve their problems and enjoy hearing/seeing both sides of an argument.

**What are your hobbies?** Fishing, kayaking, hiking (anything outdoors)

**How would your friends describe you?** Animal lover (our two cats were in our wedding photos) and pizza connoisseur

**What always makes you laugh?** The TV series "I Love Lucy."

**What song would you sing at Karaoke night?** Dust on the Bottle by David Lee Murphy.

**What was your first job?** My first job was on my family dairy farm. My job consisted of feeding and caring for the newborn calves.

**How many pairs for shoes do you own?** According to my husband, too many.

**What is your favorite movie?** Mona Lisa Smile

**When you're not working, what are you most likely to be doing?** Spending time with our cats, Ricky and Fred, and binge watching Peaky Blinders with my Husband.



## **Cassee Vivian, Associate, Jackson Kelly**

2+ years; primary areas of practice include trusts and estates matters and corporate transactional work

**Why did you become an attorney?** I became an attorney because I enjoy helping others, and I wanted to use my skills in a fulfilling career. I also enjoy reading and writing, so that helps.

**What are your hobbies?** I enjoy going to concerts, hunting, and gardening.

**What's your favorite item in your office and why?** My favorite item in my office is a picture of my family's farm in Kentucky.

**If you could not work for 1 year, what would you do?** I would spend the winter portion of that year on a beach with a drink in hand, and the summer portion of that year on my family's farm.

**What is your favorite movie?** My all-time favorite movie is The Town.

**Tell me a bit about your immediate family.** My mom and dad both live in Tiline, Kentucky. My dad is the principal at Reidland Middle School, and my mom works as a project manager for a subcontractor to the Department of Energy. My brother works as an industrial engineer in Louisville, Kentucky.

**If you could only eat one meal for the rest of your life, what would it be?** A combination of chicken, cheese, and rice from virtually any Mexican restaurant, including a side of chips and salsa (of course).

**What was your first job?** I worked as a student assistant for Michigan State's freshman orientation program (a 2 day gig in the summer where the students would get a feel for campus and then spend 1 night in the dorms). I was tasked with checking the students in and then directing the parents one way and the students another. Lots of tears.

**What is something on your bucket list you've completed? What do you still want to do?** I am not a big bucket list gal, but I will say that I have always wanted to visit Montana.



## **Seth Zirkle, Member, Jackson Kelly**

In practice since 2009; real estate and general business matters

**Why did you become an attorney?** While in high school, a real interest in government/politics and history developed, which continues to this day, coupled with a desire to work with others to problem solve. And the (initial) decision to teach theology did not pan out.

**What are your hobbies?** Reading books on history and theology.

**What's the best piece of advice you've ever been given?** "Never be 'that guy' who doesn't know what he doesn't know."

**What always makes you laugh?** I know its kitschy, but "America's Funniest Videos."

**What was your first job?** Unloading siding trucks and sweeping the warehouse floor for the family business, Benthall Bros., Inc. (over multiple summers due to a distinct failure to thrive at this particular job).

**Tell me a bit about your immediate family.** My wife, Scarlett, and I were married in 2008 and have two daughters: Amalia, 5, and Agatha, 17 months. We are expecting our third daughter, Agnes, in March. I should not forget the dogs: Pugsley, Cheverly, and Paganini.

**What's your favorite item in your office and why?** My pig collection, currently at 30-plus pieces. Each piggy tells a story, none of which involves a frying pan.

**What is one thing you will never do again?** Travel internationally with a small child, although the possibility of springing free from COVID restrictions may make me rethink this.



# FEBRUARY 2021 CALENDAR

- 02/01 **EBA Access to Justice Subcommittee Meeting—Legal Observer CLE Training**—Noon, Video Conference\*
- 02/02 **EBA Family Law Section Meeting**—Noon, Video Conference\*
- 02/03 **EBA Probate, Elder Law and Guardianship Section Meeting**—Noon, Video Conference\*
- 02/04 **EBA Section Chair and Vice Chair Meeting**—Noon, Video Conference\*
- Talk to a Lawyer**—4:30-6:00pm, EBA Office
- 02/11 **Evansville Bar Association Board of Directors Meeting**—Noon, Video Conference
- 02/15 **EBA Access to Justice Full Committee Meeting**—Noon, Video Conference\*
- 02/16 **Talk to a Lawyer**—11:30am-1:00pm, EBA Office
- 02/17 **EBA Young Lawyer Section Lunch & Learn**—Noon, Video Conference\*
- 02/18 **Evansville Bar Foundation Board of Directors Meeting**—Noon, Video Conference
- 02/24 **EBA Committees Racial Equality, Equity and Justice Initiatives Strategic Plan Status Update Meeting**—11:00am, Video Conference\*
- EBA CLE Committee Meeting**—Noon, Video Conference\*
- 02/25 **EBA Women In Law Section Meeting**—Noon, Video Conference\*

\* Log in information is sent in the calendar invite for each meeting. If you would like to participate, contact Julie Moore Holtz at [julie@evvbar.org](mailto:julie@evvbar.org).

## SAVE-THE-DATE

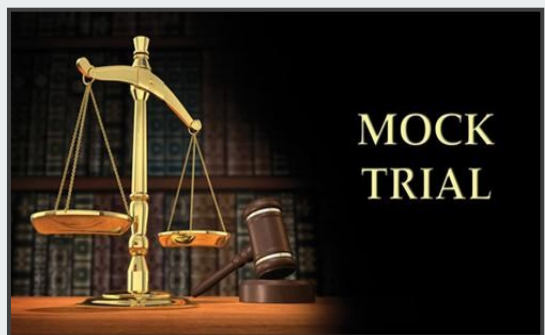
**New Lawyer Bootcamp**—March 31, 1:30pm; Location—TBD

**National Mock Trial Championship to be held virtually from Evansville**—May 13-15

**Applied Professionalism Course for New Attorneys**—Thursday, September 23 beginning at 8:30am; Location—TBD

**32nd Annual EBA Estate & Business Planning Institute**—November 5 beginning at 8:30am; The DoubleTree in Downtown

**EBA Law Day Celebration**—Fall 2021



## Regional Mock Trial VOLUNTEERS NEEDED\*

Saturday, February 13, 2021

In 2021, the Young Lawyers Section and Evansville Bar Association are once again teaming up with the Indiana Bar Foundation to host the Evansville Regional Mock Trial Competition **VIRTUALLY** on **Saturday, February 13, 2021**.

In order to host the competition, we must secure volunteers to serve as presiding judges (one per court room) and scoring judges (three per court room). **Ideally our local judges and magistrates will serve as presiding judges with lawyers and other volunteers serving as scoring judges. For more information or to volunteer on February 13 as a Mock Trial judge, please [REGISTER HERE—https://form.jotform.com/203246269659970](https://form.jotform.com/203246269659970) prior to February 5.**

Please contact Kristen Koewler ([kkoewler@etfcu.org](mailto:kkoewler@etfcu.org)) if you have any questions about the competition.

**\*To be eligible to judge the 2021 National Mock Trial Championship to be held virtually from Evansville on May 13-15, you are required to judge a regional or state competition. REGISTER TO JUDGE THE EVANSVILLE REGIONAL AND FULFILL THAT REQUIREMENT!**