

# The SUMMATION

915 Main Street, Suite 108  
Evansville, IN 47708

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April 2020

The Monthly Newsletter of the Evansville Bar Association

## PRESIDENT'S MESSAGE

By: **Sacha Armstrong**

## COMMUNITY SUPPORT

I never thought that I would be writing a Summation message during a global pandemic. But the unthinkable has happened. We are now operating in week two of massive government shutdowns. We are all trying to continue to operate the best way that we can under shelter in place orders, school and business closures, and the cancellation of all non-emergency civil and criminal trials, hearings and appearances. These are unprecedented times that seem to come straight out of a Hollywood movie. (Anyone seen *World War Z*?) We are all doing the best that we can right now for our families and our clients.



Usually, I talk about staying connected to our EBA community. This month the message must be to "Be the Fix," practice social distancing and stay 6 feet apart. In accordance with the Indiana Supreme Court Order-Vanderburgh County Courts, the EBA has canceled events including scheduled in-person CLEs through April 20 and Law Day, and closed its doors to the public. A link to the current local and state Orders can be found on the EBA website [[evvbar.org](http://evvbar.org)].

However, the EBA community continues to work hard to provide services for its members. Staff is working remotely with committees and members to provide information and CLE that are relevant to our clients and practices during the current health and economic crises. On March 30, the EBA offered a live CLE webinar on Co-Parenting with COVID: How to Handle a Crisis presented by Hon. Les Shively, Trisha Dudlo, Dentons Bingham Greenebaum, Kelly Lonnberg, Stoll Keenon Ogden, and moderated by Jillian Reed, Stoll Keenon Ogden. On March 31, Laura Scott, Farmer Scott Ozete Robinson & Schmitt presented What Employers (including Law Firms!) Need to Know About Families First Coronavirus Response Act. On April 2, Andy Ozete, Farmer Scott Robinson & Schmitt, and Bob Musgrave, Chapter 13 Trustee will present Bankruptcy in the Time of COVID. To register for this event, email Ashely Martin at [eba@evvbar.org](mailto:eba@evvbar.org). In the coming weeks, the EBA will continue to try to provide whatever resources you need to help your practice during this time. Please let us know what you need.

Many of us are understandably experiencing some degree of anxiety and stress as we navigate through information and experiences that are changing daily and sometimes hourly. There are resources available to help. The Judges and Lawyers Assistance Program (317-833-0370) is available between 8:30 a.m. and 4:30 p.m. with well-trained JLAP staff members ready to discuss stressors you may be facing, especially as life has changed so drastically. There are also JLAP support discussion groups available, including a new group designed for those feeling isolated as a result of the stay-at-home order, that connects every Wednesday at noon to share concerns and support. There is no need to register, commit, or come prepared. JLAP has more information on remote mental health, addiction, and well-being resources on its website, <https://www.in.gov/judiciary/ijlap/>.

We would love to hear from you and see how you are sheltering in place. Please share photos and messages via the EBA FaceBook page. [<https://www.facebook.com/evvbar/>]

For all of you whose family includes a healthcare worker, social worker, counselor, first responder, store employee, food delivery person, or anyone out there on the frontlines: We are thinking of you and thank you.



EVANSVILLE BAR ASSOCIATION

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.

As we continue to adapt in response to COVID-19, we want to share information on our ongoing actions that will help ensure that we continue to fulfill our mission.

We will continue to:

- Schedule and offer live continuing education courses online meeting platforms.
- Offer access to the online, on demand Continuing Legal Education platform on the EBA website 24 hours a day, 7 days a week at <https://evvbar.vocalmeet.com/home/>. And, add new course as they become available.
- Hold Section and Committee meetings as scheduled by telephone or online meeting platforms.
- Offer assistance to the public via the Lawyer Referral Service—online and via phone.

## VLP News

By: Judge Smith and Senior Judge Corcoran

As part of VLP's efforts in the greater Evansville area, we provide the Indiana Bar Foundation and the Courts with a report each year detailing the number of hours of pro bono services completed by our volunteers. While all volunteer hours are greatly appreciated, we want to take time to celebrate our most active volunteers who provided 50 or more hours of pro bono time in 2019. Please join us in thanking the following attorneys for their commitment to civil legal aid services and access to justice: **Timothy Born, Beverly Corn, Randall Craig, Garland Cravens, Steve Culley, Michael DiRienzo, Mark Foster, Kevin Gibson, Amanda Hall, Tim Hambidge, David Hatfield, Brian Johnson, Yvette Kirchoff, Jeffrey Kolb, Adam Maday, Joshua Mastison, David Roellgen, Garvin Senn, Katherine Rybak, Tracy Thread, Charles Traylor, Keith Wallace, and Scott Wylie.** As a thank you for their service, each of these attorneys will receive a 20% discount on most EBA and ICLEF CLE events in 2020. Consider taking a case today so you can join them on this list next year.

## ACCESS TO JUSTICE

In these challenging times, VLP is working like most civil legal aid service agencies to provide as much help to low income Hoosiers as possible. Since our libraries, public buildings, and other access points are unavailable to low-income and pro se litigants, VLP is moving as much of its services as possible to our telephone platforms. Listed below are when low-income residents with legal questions can reach limited telephone help in April through VLP:

In place of VLP's weekly in-person clinics at the Vanderburgh County Law Library, our Talk to a Lawyer phone line will be operational during regular clinic times as noted below:

April 2, 9, 16, and 23 from 11:00am to 1:00pm

We will also answer phones during our regular Talk to a Lawyer times as noted below:

April 2 from 4:30 to 6:00pm

April 21 from 11:30am to 1:00pm

The telephone number is (812) 618-4845. We will update you in next month's Summation on any longer-term service plans depending upon the circumstances.

## HOW ARE YOU SPENDING YOUR STAY-AT-HOME TIME?



Becky Kasha and her husband, Dr. Ed Kasha, took lunch to the staff at St. Vincent Hospital ER, where their daughter works. As you can see, their daughter was pretty excited!

Keith Vonderahe and co-worker, Ozzy, began the day with a quick staff meeting.



### Bar Updates:

Please make the following changes to your contacts:

#### Michelle Cox

Deputy Attorney General  
Asset Recovery and Bankruptcy Section  
Office of Indiana Attorney General  
302 W. Washington Street—IGCS Fifth Floor  
Indianapolis, Indiana 46204  
(317) 233-3300  
[michelle.cox@atg.in.gov](mailto:michelle.cox@atg.in.gov)

#### Christen Christian

Director of Alternative Permanency Resolution  
Vanderburgh Superior Court—Juvenile Division  
Administration Building, Room 129  
Evansville, Indiana 47708  
(812) 435-7018  
[cchristian@vanderburghgov.org](mailto:cchristian@vanderburghgov.org)

*cheers to 40+ years*



**Indiana Legal Services**  
invites you to  
**Save-the-Date for a retirement**  
**Open House for**  
**Katherine Rybak**  
Friday, May 15, 2020  
4-6pm  
EBA Office

## A TRADITION CONTINUES

By: Raymond Dudlo

Continuing a tradition, Stoll Keenon Ogden filled all positions at one of last month's *Talk To a Lawyer* event. This time it was extra special, however, as the March 5th date was scheduled by our late partner, Fred Folz. Fred started the initiative several years ago and enjoyed getting our attorneys and staff together to help our community. *Talk To a Lawyer* is a monthly pro bono event where anyone can call and speak to an attorney on a variety of topics. The event furthered Fred's work of helping others. Whether it was serving on a variety of boards or being active with community involvement, Fred was always willing to help those in need. There is no wonder that he is remembered for his kind nature, warm sense of humor, and persistent selflessness.



At a time when helping others is essential, it is important to remember the numerous ways our profession can help our community. SKO is proud to support the many pro bono efforts the Evansville Bar Association provides. So consider volunteering for *Talk To a Lawyer* — or better yet, get your office to staff the event. *Talk To a Lawyer* lands on the first Thursday of every month from 4:30-6:00 p.m., and the third Tuesday of every month from 11:30 a.m.-1:00 p.m. Regardless of your expertise, everyone has something to add. SKO will be back next year, for our firm, our community, and for Fred.



**Ryan Parker,**  
President

It is amazing how much can change in the course of 30 days. As I am typing this, Governor Holcomb has just declared that all schools in the State of Indiana will remain closed until May 1. We are all getting familiar with the concept of trying to support our local businesses and restaurants through carryout service or other unfamiliar or rarely used mechanisms. Obviously, the school closures, as well as other interruptions will create hardships for many in our community. It truly does feel as if we went to sleep and have awakened in a very foreign place.

At this uncertain time, I urge each member of the Evansville Bar Association to continue exercising compassion and generosity to those members of our community who are struggling. Not much is clear at this time, but one thing I believe to be irrefutable is the fact that the organizations like those supported by the Evansville Bar Foundation will be needed more than ever once our lives begin to revert back to normality... and revert back to normality, they will. It will take time and be a bit painful, but our society has experienced and withstood worse. For those of our members who have the ability and resources, please consider supporting those around you who will need some help. Tip that extra amount; buy that gift certificate; and donate to the charity who will need resources more than ever. That's what we do and that is how we will meet and defeat this challenge.

Please consider supporting your Foundation by making a donation today <https://www.evbar.org/foundation.aspx>. All donations are tax deductible and reportable under Revised Rule 6.7(a)(3) of Professional Conduct!

**Donate**

## LIBRARIAN'S CORNER: LAW LIBRARY AND COVID-19

Although the courthouse has been closed to the public, the Law Library is open for its regular business hours! You will find me working in the library three days a week and working from home two days a week. I will be delighted to assist with your legal research as we follow the "stay at home" order to help reduce the spread of COVID-19. You can reach me by phone or email. The following services remain available to patrons during this time:

- ◆ Copies of cases and other materials in the Law Library collection
- ◆ Online access to Westlaw Patron Access (please contact the law librarian for a username and password)

Requests for materials may be placed by e-mail or telephone/voicemail. Hard copy requests will be filled on the days I'm at the law library. All requests for materials will be filled electronically.

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 at [kweston@vanderburghcounty.in.gov](mailto:kweston@vanderburghcounty.in.gov).



**VANDERBURGH  
LAW LIBRARY  
FOUNDATION**

Thank you to those who have contributed to the William H. Miller Law Library in response to the Law Library Foundation's annual appeal for 2020.\*\*

### PATRONS

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Kahn Dees Donovan & Kahn  
LaPlante, LLP  
Lockyear Law  
Olsen & White  
Robert John & Associates, PC  
Sheets, Charles & Charles  
Stone & Stratman, LLP  
Terrell Baugh Salmon & Born  
Tuley Law Office  
Van Haften & Farrar  
Ziemer Stayman Weitzel & Shoulders

\* deceased

\*\* Campaign donations received through March 19, 2020

**You can find an up-to-date listing of CLE on the EBA website at [evvbar.org](http://evvbar.org)**  
**Walk-ins additional \$5; Printed materials provided by request for \$5/credit hour**

## **BANKRUPTCY IN THE TIME OF COVID-19** **1 GENERAL CLE (DISTANCE EDUCATION CREDIT)**

BOB MUSGRAVE, TRUSTEE  
 ANDY OZETE, FARMER SCOTT OZETE ROBINSON & SCHMITT

THURSDAY, APRIL 2  
 NOON  
 VIA ZOOM

Member \$30  
 Non-member \$50

To register email Ashley at [eba@evvbar.org](mailto:eba@evvbar.org).  
 Once registered, Zoom login information will be emailed to you. Materials will be sent via email prior to the beginning of the course.



EVANSVILLE BAR ASSOCIATION

**EBA web-based,  
 on demand CLE  
 is available 24/7!**

The Evansville Bar Association now offers web based, on demand CLE programming to fulfill your CLE requirements! You can now view a distance education course from anywhere for ONLY \$55 per credit hour for members! (\$75 per credit hour for non-members.)

- Watch from anywhere—the office, home or on-the-go!
- Easy registration
- Topics for many practice areas with local speakers
- 20 courses available
- EBA office will report your CLE credit

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

## **CLE** FAQ **Indiana CLE Requirements**

### **What are Indiana's Continuing Legal Education (CLE) requirements?**

Attorneys and judges are required to complete no less than six (6) hours of approved CLE each year and at least thirty-six (36) hours of approved CLE per three-year educational period. Also, attorneys and judges are required to take at least three (3) hours of ethics credit anytime within the three-year educational period.

### **Can non-legal subject matter (NLS) courses receive credit?**

Yes. NLS courses are courses that are not substantively legal, but enhance your competence in your individual practice. An attorney may report a maximum of twelve (12) hours of NLS credit per three-year cycle. An attorney may report any or all of the twelve (12) allowable NLS hours in a single course or a given year.

### **Can distance education courses receive credit?**

Yes. Distance education courses are CLE courses that do not require a student to be in the same location as the instructor and do not require an attendant to be at the learning site to monitor your attendance. No more than eighteen (18) hours of CLE in the three-year educational period requirement shall be filled through interactive distance education.

## **Breakfast with the Judge**

**Hon. Andrea McCord**  
**US Bankruptcy Court**  
**Southern District of Indiana**

**1 CLE**

Wednesday, May 20

EBA Office

Registration and Light Breakfast - 7:30am

CLE Presentation - 8:00am

Commercial Law Section \$30

Member \$35

Non-member \$55

To register call

(812) 463-3201

or email [eba@evvbar.org](mailto:eba@evvbar.org).



# APRIL 2020 CALENDAR

|       |  |
|-------|--|
| 04/02 | <b>CLE—Bankruptcy in the Time of COVID-19</b> (1 CLE/DE) - Noon, via Zoom— <a href="#">REGISTER</a><br><b>Talk to a Lawyer</b> —4:30-6:00pm, EBA Office  |
| 04/03 | <b>POSTPONED: CLE—Keeping the Peace: Best Practices to Mitigate Hostilities in High Conflict Custody Cases</b> (2 CLE)                                   |
| 04/04 | <b>CANCELLED: Young Lawyers Service Project—Clean Evansville with the Mayors Office and Keep Evansville Beautiful</b>                                    |
| 04/07 | <b>EBA Editorial Board Meeting</b> —Noon, via Zoom   |
| 04/09 | <b>CANCELLED: EBA Morning Mixer</b><br><b>Evansville Bar Association Board of Directors Meeting</b> —Noon, via Zoom                                      |
| 04/10 | <b>EBA OFFICE CLOSED:</b> Good Friday  |
| 04/16 | <b>Evansville Bar Foundation Board of Directors Meeting</b> —Noon, via Zoom<br><b>POSTPONED: Women in the Law: A Look Back</b> (1 NLS available)         |
| 04/17 | <b>CANCELLED: Law Day Celebration</b><br><b>POSTPONED: Annual Meeting</b>  |
| 04/21 | <b>Talk To A Lawyer</b> —11:30am-1:00pm, EBA Office  |
| 04/22 | <b>EBA CLE Committee Meeting</b> —Noon, via Zoom   |
| 04/23 | <b>EBA Women In Law Section Meeting</b> —Noon, via Zoom  |
| 04/24 | <b>CANCELLED: Volunteer Opportunity at St. Vincent Day Care Center</b>   |
| 04/29 | <b>EBA Member Lunch—Support Awards and VLP Award</b> —Doors open at 11:30am, Program and lunch at Noon, Tropicana Walnut Rooms— <a href="#">REGISTER</a> |

## SAVE-THE-DATE

|   |  |
|---|--|
| <b>National Mock Trial Championship</b>                     | Cancelled  |
| <b>Off the Record with the Bench &amp; Bar</b>              | Monday, May 18—Noon, Federal Building; limited seating— <a href="#">REGISTER</a> |
| <b>Trivia Night 2020</b>                                    | Thursday, October 15—Doors open at 6:00pm, Trivia at 6:30pm; Sauced Ballroom     |
| <b>31st Annual Estate &amp; Business Planning Institute</b> | Friday, November 6—8:30am, DoubleTree Downtown Evansville                        |
| <b>Bench &amp; Bar Conference</b>                           | December 10—8:30am, DoubleTree Downtown Evansville                               |

### ICLEF VIDEO REPLAYS @ EBA

Due to the COVID-19 pandemic, ICLEF replays at the BA office have been cancelled.

#### DAILY QUARANTINE QUESTIONS:

1. What am I GRATEFUL for today?
2. Who am I CHECKING IN ON or CONNECTING WITH today?
3. What expectations of "normal" am I LETTING GO OF today?
4. How am I GETTING OUTSIDE today?
5. How am I MOVING MY BODY today?
6. What BEAUTY am I either creating, cultivating, or inviting in today?

## OFF THE RECORD

with the **Bench & Bar**

Monday, May 18  
Noon to 1:00pm  
Federal Building

Thank you to Judge Richard Young and Magistrate Matthew Brookman for hosting this session. No agenda, no CLE, no speeches, just open conversation with judges and lawyers.

Bring your own lunch and beverage.  
RSVP IS REQUIRED as seating is limited.

Call (812) 463-3201 or email at [eba@evvbar.org](mailto:eba@evvbar.org).