

The SUMMATION

915 Main Street, Suite 108
Evansville, IN 47708

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July 2021

The Monthly Newsletter of the Evansville Bar Association

PRESIDENT'S MESSAGE

By: **Andy Ozele**

WE ARE THE EBA

As I was getting ready to write my first Summation Article, I was sent the "We Are The EBA" Summation questionnaire. I hope that everyone, when asked to participate in that process, will consider taking the time to do so. As I filled in the questionnaire, I had to think about why it is important to be a member of the EBA. My mind went immediately not to fantastic CLE or the very important support that the Bar Association gives to a variety of pro bono projects, but rather to the collegiality of a very participatory bar association.



I am so grateful to practice in a city where members of the bar take the effort to come together to know each other outside of the courtroom or conference room. I'm convinced that this makes us much better advocates for our clients, while maintaining an air of civility that is unmatched. When I encounter the "gotcha" and sharp practices that seem prevalent in other parts of the country, I feel very lucky to practice in a community of lawyers where zealously representing the client does not mean that every case should include motions for sanctions.

So, I hope this year we all continue the process of getting to know each other better. If you are asked to participate in the interview process please play along and read the Summation for your colleague's answers. It is always interesting to see what people choose to answer.

The questionnaire also prompted me to think about why I chose to become a lawyer. I had several encounters with lawyers in high school or college that are memorable to this day. Perhaps the most formative was with Toby Shaw. He was very generous with his time. He described his life as a practicing attorney, including what actually filled his days. I don't think he either oversold the positives or tried to hide the negatives that come with being a lawyer. I still remember him talking about enjoying the challenges involved in "running titles" more than 30 years later.

I hope we all take the time to talk to youth who have questions about being lawyers. The more bright minds we can attract into the profession and keep practicing here in Evansville, the better off we all will be. We have a great community of lawyers. We need to keep growing it in terms of numbers and diversity.

I'm humbled to be serving as the President of the Bar Association this year. We have a dedicated staff and Board. Together, we all can keep collegiality of our Bar Association while striving to be inclusive and welcoming of new members. I look forward to the year.



LAWYERS LUNCH CLUB

IT'S BACK...and you should be part of it!

What is Lawyers Lunch Club?

Lawyers Lunch Club is an opportunity to meet members of the bar in other practice areas and firms. Lawyers who sign up for the lunch club are placed in a diverse group of 6-8 lawyers, who meet once a month for lunch, for three months. The group are autonomous—they pick their own meeting time, day and location based on their schedules. These lunches are a great way to forge relationships with other lawyers in a small group setting!

This session of Lawyers Lunch Club will run September-November.*

If you would like to join the fun, let us know at eba@evvbar.org or (812)463-3201 by August 6.

***Even if you have participated in the past, please re-sign up so we only include those who still want to participate.**

VLP News

By: Senior Judge Corcoran and Susan Vollmer

All bad things come to an end and so it appears with COVID-19. As we begin to see the light at the end of tunnel with vaccines, we are realizing that that light is not a train coming toward us any longer but hope for the end of this terrible pandemic. With this hope however comes some dark clouds. As of the writing of this message, the eviction moratorium that has protected many low-income Hoosiers from losing their housing was scheduled to end June 30th. Similar protections for homeowners facing foreclosure are also coming to an end. None of us knows exactly what will happen next but these renters and our local courts may be facing hundreds, if not thousands, of dormant ejectments and rent and damages hearings coming back to life. To help prepare Indiana lawyers to help in this challenge, the Indiana State Bar Association recently presented a CLE on eviction law and the end of the pandemic. It can be accessed on the State Bar's CLE portal free of charge.

Thank you as always for your volunteerism.

If you can this summer, please consider volunteering for Talk to a Lawyer, our Court Help Desk or Clinics, or taking a housing case for representation.

Contact our Director, Scott Wylie clpwylie@sigecom.net to get connected to pandemic-related opportunities.

In Memory Of...

Members of the Evansville Bar Association who have passed away are remembered by friends and colleagues with contributions to the John L. Sanders Memorial—Evansville Bar Foundation.

Thank you for your contributions in memory of...

The Honorable Tom Capshaw
The Honorable Allen Hamilton, Jr.
The Honorable Maurice O'Connor

Memorial Service

A memorial service for

The Honorable Tom Capshaw

will be held

Tuesday, July 13 at Noon

at the Old Courthouse—Shepard Courtroom

A memorial service is held to honor an Evansville Bar Association member who has died. This one of the most important and special events we hold as a Bar.



Heath Tuley
President

While another July is in our midst—albeit one that is on track for more normalcy than last year's—this marks the first of several messages that I will write as Evansville Bar Foundation President. I hope this message finds you and your families doing well. While it would seem that the continuing rally of "Donate, donate, donate!" would be a fitting topic as we continue to recover from the fallout of a global pandemic, I hope you will find some measure of relief in the fact that I am not asking you to donate to the EBF this month. In fact, due to the generosity of you and your peers, the EBF will be the one doing the donating. Beginning July 1 and lasting through July 31, the EBF will be accepting applications for grants. The EBF's Statement of Purpose is "Promoting Justice and Improving Lives Through the Law," and to that end, we hope that each of you encourage organizations you are associated with to apply. Generally, grant requests are awarded to encourage public understanding and awareness of the law, support improved delivery of legal services to the community, promote activities that enhance the performance of lawyers' professional qualifications and ethical responsibilities, and/or advance the administration of justice. Applications can be found online at <https://www.evvbar.org/foundation.aspx>.

I would also like to recognize the people who have offered not just their treasure, but also their time and talent in furtherance of the EBF's mission. As the newest EBF President, I would like to introduce the EBF's 2021-2022 officers: Jimmy Gentry, Vice President; Carrie Roelle, Treasurer; and Barbara Williams, Secretary. The 2021-2022 At-Large Members are Tanisha Carothers, Laura Scott, David Harris, Brent Weil, Carrie Lynn, Bob Carithers, Mag. Molly Briles, and Seth Zirkle as EBA Representative. I would like to thank those members who have completed their term on the EBF Board—specifically Dan Robinson, Immediate Past President of the EBF, Thomas Clowers, and Greg Freyberger. We appreciate your service to the board and your commitment to the ideals that the EBF seeks to promote.

The John L Sanders Memorial
**EVANSVILLE BAR
FOUNDATION**
is now
accepting grant
applications

JULY 1-JULY 31

Please forward the information to organizations that align with the Grant Policy of the EBF.

More information can be found on the EBA website at evvbar.org under the **FOUNDATION** tab.

LIBRARIAN'S CORNER: LAW LIBRARY FOUNDATION BOARD OF MEMBERS AND OFFICERS

Thank you for your support of the William H. Miller Law Library and the Vanderburgh Law Library Foundation. At the annual meeting of the Vanderburgh Law Library Foundation, the following board members and officers were elected:

Board Membership for the 2021-2022 Term:

| | |
|-------------------------|----------------------------|
| Charles Berger | Berger & Berger, LLP |
| Magistrate Molly Briles | Vanderburgh Superior Court |
| Hon. Sheila Corcoran | Vanderburgh Superior Court |
| Mallory Deckard | Deckard Law, LLC |
| Steven Hoar | Kahn Dees Donovan & Kahn |
| David Jones | Jones Wallace, LLC |
| Hon. Thomas Massey | Vanderburgh Superior Court |
| Yvette LaPlante | LaPlante, LLP |
| Scott Stratman | Stone & Stratman, LLP |

VLP Board Member Representative

Superior Court Representative

Officers

| | |
|------------------|---------------------------|
| Hon. Carl Heldt | Vanderburgh Circuit Court |
| Kevin Gibson | Legal Aid Society |
| Kathryn Kornblum | Vanstone & Kornblum |
| Craig Emig | Jones.Wallace, LLC |

President, Circuit Court Representative

Vice-President

Secretary

Treasurer and EBA Board Member Representative

Congratulations to the board members and officers that will serve the Vanderburgh Law Library Foundation in the coming year. 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).

You can find an up-to-date listing of CLE on the EBA website at evvbar.org

Registration and pre-payment are required by phone at (812) 463-3201, email at Ashley@evvbar.org or online at evvbar.org.

Registrations received less than 24 hours prior to the start of the course cannot be guaranteed. Registrations received two hours prior to start of course will be charged an additional \$5.

Credit will not be reported to the Indiana Supreme Court Commission on Continuing Legal Education (CLE Commission) until payment for the course has been received in full.

MEDICAID AGED AND DISABLED WAIVER: WHAT EVERY ATTORNEY NEEDS TO KNOW

1 GENERAL (PENDING)

WEDNESDAY, AUGUST 4
NOON
EBA OFFICE OR VIDEO CONFERENCE*

MICHAEL HALLING AND JILL HALL, SWIRCA & MORE

PEG Section Member \$25

Member \$30

Non-member \$50

To register call (812) 463-3201 or email
Ashley@evvbar.org.

*Please indicate at time of registration.

THE INTERSECTION OF LEGAL SERVICES AND SOCIAL JUSTICE ISSUES

1 GENERAL (PENDING)

TUESDAY, AUGUST 10
NOON
EBA OFFICE OR VIDEO CONFERENCE*

SCOTT WYLIE, PRO BONO INDIANA

Paralegal Section Member \$25

Member \$30

Non-member \$50

To register call (812) 463-3201 or email
Ashley@evvbar.org.

*Please indicate at time of registration.



VS.



2021: FOR IT'S ONE, TWO...HOURS OF CLE AT THE
OLD BALLGAME

2 CLE/1 ETHICS

THURSDAY, SEPTEMBER 9

BUS WILL DEPART THE EBA OFFICE AT 8AM; GAME TIME IS 12:15PM

EBA Member \$175*

Non-member \$250*

To register for this event call (812) 463-3201 or email
Ashley@evvbar.org.

* Pre-payment required on or before August 26; Non-refundable.

THE WRITE STUFF

*Tips On Writing Letters, Briefs, Digital Pleadings
and Proposed Orders.*

2 General/1 Ethics (Pending)

Thursday, October 7

Noon-2:00PM

Lunch will be served at 11:30AM

EBA Office

Judge Elaine Brown, Indiana Court of Appeals

Judge Melissa S. May, Indiana Court of Appeals

Judge Leanne K. Weissmann, Indiana Court of Appeals

Yvette LaPlante, LaPlante LLP

Member \$70

Non-member \$110

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

WHO'S DOING WHAT?



Shaunda Lynch has been elected to serve as a member of the Indiana Public Defender Council Board of Directors through June 2023. Congratulations, Shaunda.



Congratulations to **Teresa McKeethen** who has accepted a position as Treatment Court Participant Attorney Advocate. She will work with the Vanderburgh Treatment Court and Judge Wayne Trockman. Teresa will continue her private practice and be available for current and future clients.



At its 2021 Solo & Small Firm Conference held June 3-4, 2021, the ISBA inducted **Patrick Shoulders** into its Hall of Fame. In 2017, the Indiana Continuing Education Forum presented Shoulders with its "excellence in Continuing Legal Education" Lifetime Achievement Award. Congratulations!

On June 30, 2021, Roman Ricker was sworn in as the Magistrate Judge of Gibson County Superior and Circuit Courts. Congratulations, Magistrate Ricker!



OFFICE SPACE FOR RENT/SHARE or OFFICE SPACE NEEDED

I have an opportunity to share office/expense with up to two other attorneys at current office located near the corner of Hwy. 41 and Mt. Pleasant Road just North of the Evansville airport. This office offers an excellent, easy to find location for clients. Also, the rent and overhead are exceptionally low, while the office is beautiful and spacious. Alternatively, I'm seeking available office space and rent/expense sharing arrangement with another attorney(s) who have at least enough space for 1 atty and 1 legal assistant

Contact Charles Hewins

(812) 424-0650 or Charles@HewinsLaw.com



Bar Updates:

Please make the following updates to your contacts:

Melissa Alexander Gibson Co. Prosecutors Office

225 N. Hart Street, Suite 002
Princeton, Indiana 47670
(812) 386-7640
malexander@gibsoncounty-in.gov

Carrie Lynn Indiana Legal Services

111 SE Third Street, Suite 205
Evansville, Indiana 47708
(812) 213-4412

carrie.lynn@ils.net

Kayla May KDDK

501 Main Street, Suite 305
Evansville, Indiana 47708
(812) 423-3183
kmay@kddk.com

Derrick McDowell Dentons Bingham

Greenebaum LLP

One Main Street, Suite 600
Evansville, Indiana 47708
(812) 802-5833
derrick.mcdowell@dentons.com

Alexander Rosselli US District Court—Southern District Indiana

101 NW MLK Jr. Blvd.
Evansville, Indiana 47708
(812) 344-9126
alexander.rosselli@gmail.com

Jacob Wahl Indiana Legal Services

111 SE Third Street, Suite 205
Evansville, Indiana 47708
(812) 213-4414
jacob.wahl@ils.net

EMPLOYMENT OPPORTUNITIES

For more information and how to apply, go to evvbar.org, click the MEMBERS tab.

Berry Global is seeking to hire an attorney for the position of Associate General Counsel to support its U.S. business.

The Law Offices of Steven K. Deig LLC is seeking a qualified applicant to fill the position of Paralegal.

The Law Offices of Steven K. Deig LLC is seeking a qualified applicant to fill the position of Legal Assistant.

DCS is seeking a Local Office Attorney (LOA) for Region 16, including Gibson, Vanderburgh, Warrick, Posey, Knox, and Pike counties. Position to be located predominantly in Vanderburgh County.

Gutwein Law is seeking a Business Law Paralegal for the Evansville office.

Hewins Law Firm is in search of a full-time legal assistant. Competitive pay and the potential for flexible hours.

ProgressiveHealth is seeking a Contract Performance Specialist/Paralegal to join our team of Compliance professionals at our Central Operations location in Evansville, IN.

The Vanderburgh County Clerk's Office is accepting resumes for several deputy clerk positions. Starting salary is \$28,384/yr. Great benefits and substantial PTO, including government holidays.

The Law Office of Jonathan M. Young, P.C. is a dynamic and fast-growing law firm who is seeking a highly motivated individual who wants to become part of a well-respected law firm in a growing community.

WE ARE THE EBA



Magistrate Molly Briles, Vanderburgh Superior Court

9 years in practice; Family law, criminal law, civil law

Why did you become an attorney? As trite as it may sound, the truth is that I always just wanted to help others. I started college wanting to be a psychiatrist, but I decided my freshman year to pursue law instead of medicine.

Why is it important to be a member of the EBA? As a young lawyer, I looked forward to the regular meetings of practice area committees as a way to network with other attorneys and learn practice tips.

What are three (3) fun or interesting facts about you that people may not know? 1.) I grew up in a log home that my parents built next door to my grandparents' dairy farm in southeastern Indiana.

2.) I am hopelessly klutzy—so much so that my mom nicknamed me “Grace” when I was growing up. 3.) I placed fourth in the high jump at State my senior year of high school and was on the track team at USI (along

with fellow attorney Robert Garwood).

What are your hobbies? I've always enjoyed reading. Recently, we have been renovating our house to get it ready to sell, and I've discovered a love of power tools.

What's the best piece of advice you've ever been given? Be a decent human. I've received a lot of excellent personal and professional advice over the years, but for me the best advice always boils down to this.

What was your first job? My first real job other than babysitting was detassling corn. We had to wake up at 4:00 a.m. and spend the hot summer days walking through fields yanking off the tops of corn stalks.

What's your favorite item in your office and why? I purchased a set of Indiana Acts (1945-1957) from an antique store during law school. I keep them on my desk now.

What is one thing you will never do again? I will never again try pickles. I hate them.



Tyler Droste, Gutwein Law

6 years in practice this August; Intellectual Property and Business Law

Why did you become an attorney? Initially I was very interested in patents as I have a hard science background. I was looking for a way to use my hard science degree while also being able to interact with clients directly as I was not interested in being stuck in a lab.

What is the most valuable asset the EBA has to offer? Why? The network of people and resources especially for younger attorneys and those attorneys that may be new to the area/region.

What are your hobbies? Spending time with family; Attempting to golf; Home improvement projects (landscaping, yard work, small home improvement projects).

What song would you sing at Karaoke night? Probably an Elton John song.

What was your first job? Gift wrapper at the family jewelry store when I was in middle school!

Tell me a bit about your immediate family. I am married to Hillary Droste who is originally from Jasper, Indiana. We have two girls (8,6 years old) and one boy (2 years old).

What is your favorite movie? I am a big fan of Christopher Nolan and Quentin Tarantino, so The Prestige or Pulp Fiction are two of my top 5.

What celebrity would you like most to meet for a cup of coffee? Paul McCartney

When you're not working, what are you most likely to be doing? Spending time with the three kids.

If you could not work for 1 year, what would you do? Would love to have time to travel to different places around the US as well as abroad.



Andy Ozete, Partner, Farmer Scott Ozete Robinson & Schmitt

In practice for 25 years; represents businesses, financial institutions, trade creditors, and debtors in transactions, leases, litigation, business workouts, loan restructurings, and Chapter 11 cases

Why did you become an attorney? It sounded like an interesting job to me even in high school. I participated in debate and mock trial in high school, and enjoyed them. Toby Shaw also took the time to meet with me, and I thought that his job sounded like it would be good career.

What is the most valuable asset the EBA has to offer? Why? The opportunity to work with colleagues from many practices is invaluable. With that said, our staff does a great job of facilitating all that the EBA does, and the CLE that is offered is both cost effective and of very high quality.

What are three (3) fun or interesting facts about you that people may not know? 1.) I'm an Eagle Scout. 2.) I've been backpacking through parts of the Rockies in Colorado and New Mexico. 3.) I got to live in

Spain for a time in college.

What was your first job? A paperboy for the Evansville Press.

What's your favorite family tradition? We go on family vacations to the beach and Disney World. I enjoy both a lot.

If you could only eat one meal for the rest of your life, what would it be? It would be from The California Grill at Disney World. Start with sushi and an old fashioned. Then the Tamarind Barbeque Steak with Tuber Crush (it's a fantastic oak grilled filet in an exquisite sauce with mashed potatoes), a crisp salad, and California cabernet sauvignon. Finish with the chocolate soufflé and peanut butter ice cream. Have an Innes & Gunn while watching the fireworks.

If you could live anywhere, where would that be? With the mountains in my back yard, and the sea in the front.

What's your favorite item in your office and why? A plant my life long high school friends got me when we started our new firm.

LAW DAY 2021

CELEBRATE 110 YEARS OF THE EBA...IN STYLE

FRIDAY, SEPTEMBER 17, 2021
 DoubleTree— DOWNTOWN EVANSVILLE
 5:15PM

"Find a group of people who challenge and inspire you, spend a lot of time with them, and it will change your life." ~ Amy Poehler

Be an active member of your Bar association! Join a section...

Probate, Elder Law and Guardianship

Real Property

Employment Law Solo Small Firm

In-House Corporate Counsel

BUSINESS AND COMMERCIAL LAW

Family Law

Contact Julie Moore Holtz for more information or sign-up! julie@evvbar.org or (812) 463-3201

SPONSORED BY EBA'S
 ACCESS TO JUSTICE COMMITTEE

TRIVIA NIGHT

OCT 14

Doors open @
 6pm
 Trivia @ 6:30pm

CH
 NEWSOME
 CENTER

* Location subject to change!

EBA



Night of Legends

Join past and present
 EBA Softball Team members
 for the

NIGHT OF LEGENDS

Tuesday, July 6
 at Deaconess Sports Complex

GAME TIME: 7:20PM
 Field #7

Meet in the parking lot at
 6:45pm and plan to stay
 after the game, too!

Everyone is invited to bring a chair, a cooler, watch the EBA softball team take on the competition and maybe even enjoy a few great stories!

JULY 2021 CALENDAR

- 07/01-07/31 **Evansville Bar Foundation Grant Applications Accepted**—<https://evvbar.org/foundation.aspx>
- 07/01 **Talk To A Lawyer**—4:30-6:00pm, EBA Office
- 07/05-06 **EBA Office Closed**
- 07/08 **EBA Morning Mixer**—7:30am, Donut Bank on Lincoln Ave. at Hwy 41
- EBA Board of Directors Meeting**—Lunch at 11:45am, Meeting at Noon, KDDK Conference Center
- 07/13 **Memorial Service for The Honorable Tom Capshaw** - Noon, Randall T. Shepard Courtroom, Old Courthouse
- 07/20 **Talk To A Lawyer**—11:30am-1:00pm, EBA Office
- 07/22 **EBA Women In Law Section Meeting**—Noon, EBA Office

SAVE-THE-DATE

EBA Law Day Celebration—Celebrating 110 Years of the EBA In Style

Friday, September 17, 5:15pm; DoubleTree Ballroom in Downtown Evansville

Applied Professionalism Course for New Attorneys—Thursday, September 23, 8:30am-4:30pm; EBA Office

Ethics Potpourri—Thursday, September 23, 8:30am-12:30pm; EBA Office

Trivia Night - Thursday, October 14, 6:00pm; Location TBD

2021 Family Law CLE—Friday, October 29, 8:30am-4:30pm; EBA Office

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

LAW OFFICE OPPORTUNITY

Money? Hours?

Buying into or buying the practice of the Mark E. Neff Law Office gives you an opportunity to be mentored by an attorney with 45 years of experience or to be independent. Flexible terms. If you are frustrated with working too hard for too little pay, or if you know that your present job has an uncertain or limited future, this is your opportunity to move up and out. Great location.

Contact: Mark E. Neff, Attorney
Mark E. Neff Law Office, P.C.
224 West Locust Street
P.O. Box 603; Boonville, IN 47601
Telephone: (812) 897-5222
E-mail: mark@attorneyneff.com

APPELLATE COUNSEL FOR SOLO PRACTITIONERS AND SMALL FIRMS

Matthew McGovern has 20 years experience (400 appeals) in all areas of appellate law, including civil, family, and criminal.

CONTACT HIM NOW:

Matthew McGovern

(812) 499-7095

mcgovlaw@gmail.com