

# The SUMMATION

915 Main Street, Suite 108  
Evansville, IN 47708

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August 2020

The Monthly Newsletter of the Evansville Bar Association

## PRESIDENT'S MESSAGE

By: Erin Bauer

### THE RIGHT BALANCE

**H**as anyone seen a murder hornet yet? I thought that in July, COVID-19 was supposed to ease its way out and the murder hornets were scheduled to arrive...but I have yet to see a murder hornet. All joking aside, as the COVID-19 numbers rise again, the EBA will continue to monitor the situation and will attempt to make decisions in the best interest of its members. The EBA is currently holding some meetings in-person but strongly encourages those who attend to wear masks. Prior to re-starting in-person meetings, the EBA offered meetings via Zoom, and some of those meetings continue to take place by Zoom. We have found that, typically, the meetings held exclusively by Zoom are successful. However, we have encountered some problems when we attempt to offer in-person meetings with an option to participate by Zoom. The EBA office is not currently equipped with speakers so we have received feedback from members that those participating by Zoom cannot hear those in the office well. Because we understand that offering members the option to participate in in-person meetings remotely has been and will likely continue to be an important service, the EBA staff is obtaining quotes to install equipment in the EBA office that will make it easier for Zoom participants to hear and participate. We will keep you updated on our progress in this area, and we welcome your feedback as we continue to strike the right balance for our meetings.



In other news, we received very positive feedback on our new Summation section, "We Are the EBA." We will continue to offer this section each month in an effort to get to know our colleagues a little better. Although we have a history of being the most collegial bar and frankly, "the best damn bar association in the state," COVID-19 has kept us from socializing as much as we'd like to lately. Our hope is that this Summation section will allow us to continue to feel connected and discover details about our co-workers that may have only come up in a social setting. For example, who knew that Greg Freyberger loved baby farts? I bet that doesn't come up in court every day.

Finally, I hope you all had a chance to review the EBA statement sent to all of our members on July 13<sup>th</sup>. This statement announced the initiatives recommended by the Access to Justice and Diversity and Inclusion Committees, and adopted by the Board of the EBA, to address the issues of racial inequalities and inequities. I would like to thank the members of those committees for their hard work in creating an action plan. If you would like more information on these initiatives or would like to participate in the implementation, please contact Magistrate Molly Briles and/or Raymond Dudlo.



We continue to strive to adapt to the needs of the members and offer quality services provided in the past. A new audio/visual system has been installed in the training room which allows "hybrid" events such as meetings and CLE courses. For these hybrid events, attendees can participate in-person at the EBA office or join the event via video conference. We appreciate your patience and understanding during this time as we learn the best practices for these events.

The Evansville Bar Association is committed to providing a safe and healthy space for staff, members and guests. *The following infection prevention methods have been and will continue to be implemented at the EBA office:*

- Face masks are required.
- Hand sanitizer and disinfectant are available.
- Social distancing—Six feet will be maintained between seating; staff, members and guests should maintain a six feet distance at all times.
- Chairs, tables and touch-points will be sanitized prior to, and at the conclusion, of all events.

DO NOT enter the EBA office if you have a fever, cough or shortness of breath.

## VLP News

By: Judge Smith and Senior Judge Corcoran

Demand for civil legal aid help has been down for the first half of the year – not because the need was not there but because of the effects of our stay-at-home orders and the closure of our courts and public buildings. After many months, however, our courts are now fully open and moratoriums on evictions and mortgage foreclosures are ending. In the coming weeks, thousands of area residents who have lost their jobs and are facing reduction or elimination of their unemployment benefits will begin to look to the courts for help. They will be looking for help to avoid the loss of their home, the garnishment of their wages for bills they cannot pay, or to modify their child support based on a new economic reality. Landlords will also be looking for help as their tenants cannot pay rent and they can't pay their mortgages. There are programs to help with rental assistance, food insecurity, foreclosure prevention, and other needs but many litigants will need help to navigate this world.

To address these needs VLP volunteers from the Evansville Bar Association will be staffing a help desk at the Court annex at the ONB Plaza and holding clinics at the Vanderburgh County Law Library for the next several months. The help desk will operate from 8:00 to 9:30 a.m. weekdays and volunteers are needed (both attorneys and paralegals). No specific experience is necessary and there will be a civil legal aid attorney supervising each day. ***Please consider volunteering to staff the desk for one or more days in the coming weeks. To volunteer, e-mail our Director Scott Wylie at [vlpwylie@sigecom.net](mailto:vlpwylie@sigecom.net).***

### Memorial Service

A memorial service for

*John Hegeman*

**will be held on Monday, August 10 at 4pm  
at the Old Courthouse  
in the Shepard Courtroom**

**Seating is limited; Masks are required.**

**The Hegeman Family and Kahn, Dees,  
Donovan and Kahn invite you to attend a  
reception immediately following the service.**



**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).**

**You can find an up-to-date listing of CLE on the EBA website at [evvbar.org](http://evvbar.org)**  
**Registrations received two hours or less prior to start of course will be charged an additional \$5;**  
**Printed materials provided by request for \$5/credit hour up to \$25.**

## THE BEST "BENCHSLAPS" OF RECENT TIMES: LEARN FROM SOMEONE ELSE'S MISTAKE!

1 ETHICS

Black's Law Dictionary (yes, you read that correctly) defines "benchslap" as follows: "A judge's sharp rebuke of counsel, a litigant, or perhaps another judge, esp., a scathing remark from a judge or magistrate to an attorney after an objection from opposing counsel has been sustained." However it's defined, no one wants to be on the receiving end of one. In this seminar, we'll examine some of the most memorable benchslaps in recent years and discuss how we can benchslap-proof our own advocacy.

KATIE BOREN, ZSWS

TUESDAY, AUGUST 11—NOON  
EBA OFFICE OR VIDEO CONFERENCE\*

Member \$30; Non-member \$50

To register, go to [evvbar.org](http://evvbar.org) or email Ashley at [eba@evvbar.org](mailto:eba@evvbar.org).

\* Please indicate at time of registration.

## BE AN ACCESS TO JUSTICE HERO: TIPS AND STRATEGIES FOR SUCCESSFUL PRO BONO REPRESENTATION

1 ETHICS

Attendees will gain insight into the challenges presented by pro bono service and the systems in place to support volunteer representation, including recent changes to the Rules of Professional Conduct. The program will cover discrete task representation, court-based legal services, and technologies designed to expand access to our legal system. The program will also cover technical support provided through Indiana's unique pro bono programs.

SCOTT WYLIE, DIRECTOR—PRO BONO INDIANA

FRIDAY, AUGUST 21—NOON  
EBA OFFICE OR VIDEO CONFERENCE\*

Member \$30; Non-member \$50

To register, go to [evvbar.org](http://evvbar.org) or email Ashley at [eba@evvbar.org](mailto:eba@evvbar.org).

\* Please indicate at time of registration.

## DWI FOR DUMMIES

1 GENERAL CLE

Have you ever received a call from a client, friend or family member and they have been arrested for DWI? Learn what you can do to help them without committing malpractice. This will be a basic guide for representing individuals charged with DWI.

MARK FOSTER, FOSTER O'DANIEL HAMBIDGE & LYNCH

TUESDAY, SEPTEMBER 01—NOON  
EBA OFFICE OR VIDEO CONFERENCE\*

Member \$30; Non-member \$50

To register, go to [evvbar.org](http://evvbar.org) or email Ashley at [eba@evvbar.org](mailto:eba@evvbar.org).

\* Please indicate at time of registration.

## 31st Annual EBA Estate & Business Planning Institute

Friday, November 6, 2020  
*This event will be held virtually!*

With guest speakers  
Professor Roberta Flowers,  
Stetson University College of Law  
and Christopher R. Hoyt,  
University of Missouri (Kansas City) School of  
Law

To register, contact Ashley @  
[Ashley@evvbar.org](mailto:Ashley@evvbar.org) or call (812) 463-3201.

## 2020 Bench & Bar conference

Friday, December 10  
DoubleTree—Downtown Evansville\*

*Featuring local judiciary and an  
Appeals on Wheels: Traveling Oral Argument*

\* Location and/or delivery method subject to change





As of August 1, the grant application period for the Evansville Bar Foundation has officially closed. While in many ways 2020 has been unlike any other, from the Foundation's perspective we can likely expect grant requests to again exceed available funds.



**Daniel Robinson, Jr.,**  
President

This year, the Evansville Bar Foundation has \$26,800 to award in grant funds. This amount compares similarly to prior years. Because of the size of the endowment and our ability to maintain it over the years, as well as your support, we are fortunate to be in a position again this year to continue the mission of the Foundation in a meaningful way.

Thank you again for your continued support of the Foundation! And, if you have not donated, please consider doing so using the "Donate" button below.

To donate to the Foundation, go to <https://evvbar.org/foundation.aspx> or click the DONATE button below. All donations are tax deductible and reportable under Revised Rule 6.7(a) (3) of Professional Conduct!

**Donate**

## LIBRARIAN'S CORNER: FAMILY LAW AND PRO SE CLINICS

As you may already know, the law library hosts legal clinics operated by the Volunteer Lawyer Program. The Family Law and *Pro Se* Clinics met twice a month through March 12. After the courthouse closed to the public, clinics moved to phone calls via the "Talk to a Lawyer" (TTAL) phone line. Eligible participants in the Family law Clinic receive forms and instructions along with follow up calls on the first and third Thursday from 11:00 a.m. to 1:00 p.m. In late August, we hope to offer in-person appointments for Family Law Clinic participants in the law library.

For those wanting civil legal assistance through the *Pro Se* Clinics, participants may call the TTAL phone line to speak with an attorney on the second and fourth Thursday from 11:00 a.m. to 1:00 p.m. In addition, self-represented litigants may stop by the daily in-person help desk each weekday from 8:00 to 9:30 a.m. located in the Old National Events Plaza near the temporary Vanderburgh County Superior Courtrooms. The monthly TTAL program continues as scheduled.

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).

## *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...

*Barbara Barrett*

## SPONSORED BY EBA'S ACCESS TO JUSTICE COMMITTEE TRIVIA NIGHT

OCT 15

WE'RE GOING VIRTUAL!

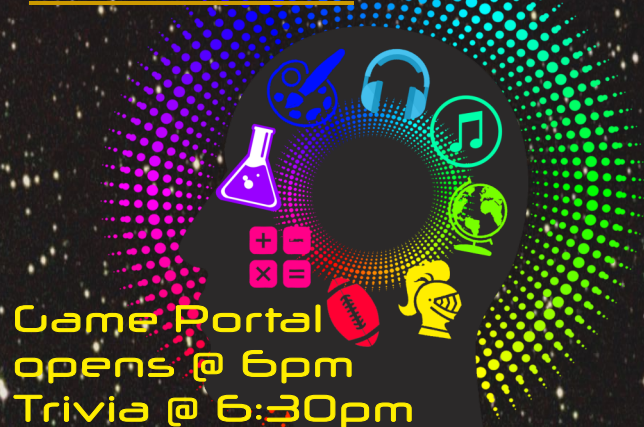
**\$500 CASH  
PRIZE FOR 1ST  
PLACE TEAM**

**TEAMS OF 8**

PRE-REGISTRATION IS REQUIRED

\$25 PER PERSON

REGISTER HERE



# WHO'S DOING WHAT

On Monday, July 20th, Celia Pauli was sworn in as a Magistrate of Vanderburgh Circuit Court. The ceremony was held at Old National Events Plaza. Congratulations, Magistrate Pauli!



Pictured above, Magistrate Pauli, with husband Justin Soderlund, is sworn in by Judge David Kiely.



## Bar Updates:

Please welcome new members Magistrate Celia Pauli and Dawnya Taylor. Please make the following additions and

### Magistrate Celia Pauli

Vanderburgh Circuit Court  
825 Sycamore St, Room 210  
Evansville, Indiana 47708  
[cmpauli@vanderburghgov.org](mailto:cmpauli@vanderburghgov.org)

### Dawnya Taylor

815 John Street, Suite 210J  
Evansville, Indiana 47713  
(812) 434-6744  
[dawnya.taylor@gmail.com](mailto:dawnya.taylor@gmail.com)



### Carothers Law Office Tanisha Carothers

401 SE Sixth Street, Suite 107D  
Evansville, Indiana 47713  
(812) 316-5060  
[carotherslaw@gmail.com](mailto:carotherslaw@gmail.com)

### Heard Law Office Karen Heard

401 SE Sixth Street, Suite 107H  
Evansville, Indiana 47713  
(812) 423-1340  
[heard.karen@gmail.com](mailto:heard.karen@gmail.com)

### Mark Miller Law Office Mark Miller

915 Main Street, Suite 203  
Evansville, Indiana 47708  
(812) 303-3444  
[mmiller@indianalawonline.com](mailto:mmiller@indianalawonline.com)

## Looking for Office Space?

Kightlinger & Gray, LLP is interested in reducing physical office space in Evansville, Indiana.

If interested in leasing all or part of  
7220 Eagle Crest Boulevard,  
contact Jenny Ellis at 317-968-8112.

- Up to 5,000 Usable Square Feet
- 6 Year Old Class A Property

**KIGHTLINGER | GRAY** LLP  
ATTORNEYS AT LAW

## EMPLOYMENT OPPORTUNITIES

The **ADR Mediation Program** is looking for mediators to be on its panel. ADR pays \$100 per hour, with a maximum of 5 hours, for qualified mediations. This is a great way to get experience, a little income and pro bono service hours, at the same time. For specific information and to be placed on the list, please contact Beverly Corn, [bcorn@evvlo.com](mailto:bcorn@evvlo.com).

**Jackson Kelly PLLC** is seeking a full time litigation Associate with 0 to 4 years' experience to add to our team in Evansville, Indiana. Candidates must possess strong critical thinking, interpersonal and public speaking skills. Candidates should also have the ability to work independently or with a team of attorneys to develop case strategies, communicate effectively both verbally and in writing, negotiate and conduct research.

Inquiries should be addressed to Tamara Johnson, Jackson Kelly PLLC, PO Box 1507, Evansville, Indiana 47706-1507, Tel: 812-422-9444, E-Mail: [thjohnson@jacksonkelly.com](mailto:thjohnson@jacksonkelly.com).

The **Vanderburgh County Public Defender Agency** in Evansville, Indiana has an immediate opening for a full-time attorney to handle felony cases. Applicants must be licensed to practice law in Indiana. Prior legal experience is preferred but not required.

The starting salary will be dependent on prior trial experience and will range from \$55,487 to \$71,864, which also includes a generous benefits package. Interested applicants should email a resume and cover letter to Jon Schaefer at [jschaefer@vanderburghgov.org](mailto:jschaefer@vanderburghgov.org).



# WE ARE THE EBA



## J. Beau Dial, Fine & Hatfield

14 years in practice; elder law, estate/trust planning and administration, guardianships/adoptions, divorce/child custody, and business/corporate law

**What are three (3) fun or interesting facts about you that people may not know?** 1. My front 2 teeth are fake. Long story, but it ends with me finding out the hard way that a hammer is harder than teeth. 2. I regularly incorporate random movie quotes into conversations. 3. I am a distant relative of the great American patriot, John Wilkes Booth...Sic semper tyrannis!!!

**What are your hobbies?** Between practicing law and coaching an 11 year old travel baseball team, I don't have much time for hobbies. I used to say golf, but who has time for that?

**What song would you sing at Karaoke night?** I've only sung karaoke once...the song was Sublime's "What I Got"

**What was your first job?** I sold women's shoes at Famous Footwear, making \$7.00 an hour. Through hard work and a lot of butt kissing, I eventually worked my way up to the athletic shoe section.

**If you could only eat one meal for the rest of your life, what would it be?** Pizza. Every meal could be a different experience. Breakfast pizza, dessert pizza, even pineapple on pizza (yes I went there).

**When you're not working, what are you most likely to be doing?** Probably sleeping.

**If you could share a meal with four individuals, living or dead, who would they be?** My two grandfathers. Both had tough upbringings during the Great Depression and became career military and veterans of WWII and Korea. Both passed away when I was younger, so I never really had a chance to have any meaning adult conversations with them. The other 2 would be my parents because it just seems wrong to resurrect my dead grandfathers for a meal and not invite my parents.

**If you could brush up on a skill or work on a new one, what would it be?** In college, I minored in Ceramics and became pretty good at it. My bookshelves at home (and my parents' bookshelves) still have some of the better pieces that I made. I have always wanted to have a small studio with a pottery wheel and kiln...maybe once the kids go to college.



## Dan Gearhart, Siesky Law Firm, PC

17 years in practice; employment, worker's compensation, medical malpractice, civil litigation

**Why did you become an attorney?** Growing up I was a decent writer and a logical thinker. I wanted to use those skills to help people and make the community a better place for everyone.

**What's the best piece of advice you've ever been given?** If you know that your plan of action is ethical and you are personally at peace with it, then proceed and do not worry about what others will say or think about you.

**What always makes you laugh?** Mel Brooks movies.

**What song would you sing at Karaoke night?** Hall & Oates, "Say It Isn't So".

**What was your first job?** Grocery bagging engineer at Great Scot Supermarket on Covert and Vann.

**If you could eat one meal for the rest of your life, what would it be?** Tacos.

**If you could share a meal with four individuals, living or dead, who would they be?** Abraham Lincoln, Jimmy Hoffa, George Patton, and Bobby Knight.

**What is your favorite movie?** It is a toss-up between Heat (Al Pacino and Robert De Niro) or Unforgiven (Clint Eastwood)

**What is one thing you will never do again?** Watch Indiana Jones and the Kingdom of the Crystal Skull.

**If you could not work for 1 year, what would you do?** I would go to every Formula 1 race on the schedule and see the world in the process.



## JoAnn Krantz, Fine & Hatfield

42 years in practice; family law and criminal defense

**Why did you become an attorney?** In 1974 I overheard two male political science majors talking about going to law school. I thought to myself: "I have better grades than them, maybe I should consider it". At that time, I was planning to be a Professor of Russian Studies.

**What are three (3) fun or interesting facts about you that people may not know?** 1. I was certified advanced scuba (loved cave diving). 2. I can sing about the Magna Carta to the tune of "Bye, Bye, Miss American Pie". 3. I have had 2 convertibles, a TR-6 and a Mitsubishi Spyder, and plan to have one more!

**What always makes you laugh?** Good satire.

**What was your first job?** Selling hotdogs from a hotdog wagon.

**How many pairs for shoes do you own?** 20

**What celebrity would you like most to meet for a cup of coffee?** Joe Namath

**If you could only eat one meal for the rest of your life, what would it be?** Pizza from Long Island

**What's your favorite item in your office and why?** A photo of a great day on the Deschutes River.

**What is one thing you will never do again?** Camping.

**If you could share a meal with four individuals, living or dead, who would they be?** My Father who died in 1953, my mother who died in 2017, my Grandmother who died in 1987 and Abraham Lincoln.

**If you could brush up on a skill or work on a new one, what would it be?** Re-learning Spanish.

**What is something on your bucket list you've completed?** Scuba. **What do you still want to do?** Surf.

**Who inspires you?** My Pastor, Greg Pimlott

# AUGUST 2020 CALENDAR

08/03	<b>EBA Diversity &amp; Inclusion Committee Meeting</b> —Noon, EBA Office or Video Conference*
08/04	<b>EBA Family Law Section Meeting</b> —Noon, EBA Office or Video Conference*
08/06	<b>Foundation Grants Committee Meeting</b> —Noon, EBA Office <b>Talk to a Lawyer</b> —4:30-6:00pm, EBA Office
08/07	<b>EBA Office Closed</b>
08/10	<b>Memorial Service for John Hegeman</b> —4:00pm, Old Courthouse, Shepard Courtroom; Reception immediately following hosted by the Hegeman Family and Kahn, Dees, Donovan and Kahn
08/11	<b>CLE—Best “Benchslaps” of Recent Time: Learn From Someone Else’s Mistake! (1 Ethics)</b> - Noon, EBA Office or Video Conference**— <a href="#">REGISTER</a>
08/13	<b>Evansville Bar Association Board of Directors Meeting</b> —Lunch @ 11:45am, meeting @ Noon, EBA Office or Video Conference
08/18	<b>Talk To A Lawyer</b> —11:30am-1:00pm, EBA Office <b>EBA Access to Justice Subcommittee - Project on Housing</b> —Noon, Video Conference*
08/20	<b>Evansville Bar Foundation Board of Directors Meeting</b> —Lunch @ 11:45am, meeting @ Noon, EBA Office
08/21	<b>CLE—Be an Access to Justice Hero: Tips and Strategies for Successful Pro Bono Representation (1 Ethics)</b> —Noon, EBA Office or Video Conference**— <a href="#">REGISTER</a>
08/26	<b>CLE Committee Meeting</b> —Noon, EBA Office or Video Conference*
08/27	<b>EBA Women In Law Section Meeting</b> —Noon, EBA Office or Video Conference* <b>POSTPONED—Off the Record with the Bench &amp; Bar hosted by Judge Richard Young and Magistrate Judge Matthew Brookman</b> —Noon, Federal Court Building

\* 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).

\*\* Seating is limited at the EBA office; To join the course via video conference, please specify at the time of registration; Log in information and course materials will be emailed to you.

## SAVE-THE-DATE

**Shepard Lecture Series With guest speakers J**—Tuesday, October 13—6pm, Location TBD

**Trivia Night**—Thursday, October 15—6pm, VIRTUAL EVENT!

**Family Law Update**—Friday, October 30—8am, Location TBD

**31st Annual Estate & Business Planning Institute**—Friday, November 6—8:30am, Webcast

**Bench & Bar Conference**—Thursday, December 10—8:30am, DoubleTree Downtown Evansville

**Procrastinators’ Delight: All Ethics, All Day** (6 Ethics CLE) - Tuesday, December 29 beginning at 8:30am

**Procrastinators’ Delight: The Last Stand** (6 General CLE) - Wednesday, December 30 beginning at 8:30am

**Regional Mock Trial Competition—Evansville**—Saturday, February 13, 2021

**National High School Mock Trial Championship**—May 13-15, 2021—Downtown Evansville

### ICLEF VIDEO REPLAYS @ EBA

Due to the COVID-19 pandemic, ICLEF replays at the EBA office have been suspended at this time.



Lifetime Financial Growth is pleased to offer a **10% Permanent Discount** on Disability Insurance 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)