

# The SUMMATION

November 2024

The Monthly Newsletter of the Evansville Bar Association

501 Main Street, Suite 101  
Evansville, IN 47708

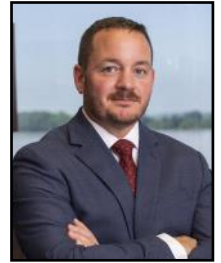
**Inside this issue:**

EBA News	2
Foundation	3 & 4
CLE Offerings	5 & 6
Bar Updates	7
What's Happening at the EBA	8

**PRESIDENT'S MESSAGE**

By: **Greg Freyberger**

**THE MAKINGS OF A GOOD LAWYER: UPHOLDING THE JUDICIARY**



Like most attorneys, there have been times in my past when I questioned an order from the Court. I may have felt like the presiding judge missed a fact, or otherwise didn't give the same weight to some evidence that I had. It should come as no surprise that our judges are fallible...they are human beings after all. But I can honestly say that far more often are the times where I felt that a judge's ruling was squarely correct (even if not in my favor).

As officers of the Court and as part of one of the three branches of government, it is the duty of every attorney to uphold the judiciary. In fact, in the preamble to our ethical rules, it is stated, "A lawyer should demonstrate respect for the legal system and for those who serve it, including judges, other lawyers and public officials. While it is a lawyer's duty, when necessary, to challenge the rectitude of official action, it is also a lawyer's duty to uphold legal process."

This is especially important right now. Three of our Indiana Supreme Court Justices are up for a retention vote in this election cycle. Chief Justice Loretta Rush, Justice Mark Massa, and Justice Derek Molter are all subject to retention votes in November. There has been initiated a specific campaign to have these three Justices removed from the Court. Regardless of whether you, as a lawyer, are ultimately in favor of retention or not, I think it is incumbent upon all lawyers to correct misunderstanding of the public when faced with it.

In this case, the campaign to have these Justices removed is largely due to their ruling in *Members of the Medical Licensing Board of Indiana v. Planned Parenthood Great Northwest*, denying a preliminary injunction of Indiana's abortion law. Some members of the public believe that our judges legislate from the bench. In reality, the Indiana Supreme Court in this case upheld a law passed by the Indiana Legislature, denying a requested preliminary injunction in the enactment and enforcement of that law. In doing so, our Supreme Court did exactly what they are supposed to do, upholding the rule of law regardless of their personal beliefs on the subject matter of the litigation.

In reality, Justices Rush, Massa, and Molter have been exemplary. Indiana's Supreme Court is often cited to and looked highly upon by the Courts of other States and Nationally. Chief Justice Rush, while being our first female Supreme Court Chief Justice, is well respected for her expansion of problem-solving courts, the establishment of the commercial courts in Indiana, and her efforts combating the opioid crisis through the court system. Justice Mark Massa has expertise in constitutional law. Both his and Justice Derek Molter's work on the Court has helped Indiana, and all Hoosiers, to obtain well-reasoned, reliable, and precedential decisions.

As officers of the Court, I invite all of you to read the above case, understand it, and correct the misleading narrative that is being used against the Justices. No matter what side of the debate you are on, it is our responsibility to correct misinformation when it relates to our judiciary.



## We the People Volunteer Judges Needed November 6 @ UE

We the People is a premier civic education program hosted by the Foundation where students learn the history and principles of the American constitutional democracy while enhancing students' understanding of government through immersive experiences.

You will be playing a vital role in helping these students showcase their depth and breadth of knowledge about the American government system. More than 1,000 students from classes statewide will be participating in the competitions.



Link to sign up:  
<https://form.jotform.com/241845741391157>

## VLP News

By: Senior Judge Sheila Corcoran and Susan Vollmer

Pro Bono Indiana's director, and previous VLP manager, **Scott Wylie**, was awarded the Randall T. Shepard Award for Excellence at this year's Civil Legal Assistance Conference in Indianapolis. This is a prestigious honor and the highest award in Indiana given for pro bono service and outstanding contributions to civil legal aid. Scott leads a professional career helping others. He has served those in need from the West Coast all the way back to his home with us. It is a testament to his passion, his ability, and his service that he was given this award. As director of PBI, he has been able to merge ten of Indiana's volunteer legal programs across the state into one organization to better serve those most in need while also continuing to expand our opportunities for service and making our community a little bit better. PBI is headquartered in Evansville and in addition to all of his other duties running a statewide organization, Scott still finds time for individuals in need locally as he spends most mornings working with VLP to help answer questions for pro se litigants at our Help Desk in the Law Library. Thank you and congratulations.

Additionally, Scott and VLP, assisted our Bar Association in running yet another successful Trivia Night. We are grateful to everyone who was able to participate and continually find a comfort in how knowledgeable and supportive our friends and colleagues are. Most importantly, this event raises funds for our local Civil Legal Aid programs. Civil Legal Aid programs never have enough to address as much need as we would like, but support like this makes a meaningful difference in continuing to staff and offer the resources we can to help better serve our communities and those in need.

If you are interested in helping others and supporting the meaningful work of civil legal assistance, contact [max.happe@probonoindiana.org](mailto:max.happe@probonoindiana.org). Our sign-up sheet for next year's Talk to a Lawyer is also attached. We would love to answer phones with you.

Join us for a festive afternoon of  
holiday carols and fun!

## CAROLING AT THE COURTHOUSE: THE SPIRIT OF THE SEASON

FRIDAY, DECEMBER 13, 2024

Civic Center ~ Courts Building @ 3:30pm  
EBA Office @ 4:30pm

**EBA**  
EVANSVILLE BAR ASSOCIATION

## GIVE THANKS

@TheBar

FRI | NOV 15 | 12PM

Join us for a Thanksgiving lunch filled  
with all your holiday favorites!  
Come early because once it's gone, it's  
gone! We can't wait to celebrate and  
give thanks together.

EVANSVILLE BAR ASSOCIATION  
501 Main Street, Suite 101, Evansville





### A Season of Gratitude and Celebration

The past few months have been a whirlwind of activity for the Foundation, and as hard as it is to believe, the season of giving is already upon us!

We were honored to host Chief Justice Loretta Rush for the Shephard Lecture Series. She engaged with students at Shepard Academy, mingled with local bar members at a special luncheon, and delivered a thought-provoking presentation at the Randall T. Shepard Courtroom. Stay tuned for her appearance on Two Main Street with David James.

Our October 5th anniversary celebration, with its neon and 90s music, was a hit! We're grateful to Morgan Stanley and our sponsors for making the night unforgettable. Check out the event photos!

On October 16th, Trivia Night at the Children's Museum of Evansville raised over \$5,300 for Legal Aid Society, Indiana Legal Services, and the Volunteer Lawyer Program—a fun night for a great cause.

Presenting our grant recipients with the checks reminds us how much good we accomplish together. While we can't fulfill every request, we're making a meaningful difference.

This Thanksgiving, let's count our blessings and continue supporting our community.

Wishing you a joyful and blessed Thanksgiving!

Donating is quick and easy!

**Mail a check to:**

**501 Main Street, Suite 101, Evansville, IN 47708 or go to <https://evvbar.org/foundation.aspx>.**

## LIBRARIAN'S CORNER: FAMILY LAW CLINIC, PRO SE CLINIC, AND HELP DESK

As you know, the law library hosts legal clinics operated by the Volunteer Lawyer Program/Pro Bono Indiana (VLP/PBI). The Family Law Clinic meets on the first and third Thursday of each month from 11:00 a.m. to 1:00 p.m. for scheduled appointments. The *Pro Se* Clinic meets on the second and fourth Thursdays from 11:00 a.m. to 1:00 p.m. and offers walk-in litigants assistance with questions about their legal needs. In addition, self-represented litigants may stop by the daily in-person help desk from 8:00 to 9:00 a.m. in the William H. Miller Law Library.

This partnership between VLP/PBI and the law library helps make it possible for self-represented litigants involved in civil matters to receive guidance on how to successfully navigate the court system, obtain appropriate *pro se* pleadings, access self-help materials, and take advantage of online legal resources. Your generous donations and ongoing commitment to the Law Library Foundation and the law library ensure that the people in this community have access to these legal services and *pro se* clinics. Thanks for your ongoing support!

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)).



**Barbara Coyle Williams**  
President





## Annual Campaign Donors\*

### Legacy of Leadership

Randall K. and Rebecca L. Craig Family Foundation, Inc.  
Vanderburgh County Prosecutor's Office

### Senior Partner

Hon. Sheila Corcoran  
Steve Hoar  
David Shaw  
StewartRichardson Deposition Services  
Hon. Jeff Tornatta

### Lead Counsel

Bob Carithers	The Gary and Paula Gerling
Marc Fine	Foundation, Inc.
Foster O'Daniel Hambidge & Lynch	Col. P. Mike Mitchell
John Gaither	Carrie Roelle
The Gentry Law Office	Tuley Law Office
	Barbara & Brian Williams

### Court Counsel

Todd Barsumian	Ole Olsen
Barber & Bauer	Ryan Parker
D. Tim Born	Mark Samila
Dan Carwile	Laura Scott
Jim Casey	Hon. Randall T. Shepard
Angela Freel	Hon. Les Shively
Jim Johnson	Stone & Stratman
Hon. Tom Massey	Steve Thomas

### Attorney of Record

Ted Barron	David Lamont
Diane Bender	Stan Levco
Hon. Elaine Brown	Hon. Mary Margaret Lloyd
Michele Bryant	Kevin Martin
Laurie Bumb	Alyssa Ricker
Bill Bussing	Dan Robinson
Will Cartwright	Toby Shaw
Thomas Clowers	Charlie Spaetti
Allison Comstock	Gary Taylor
Hon. Richard D'Amour	Hon. Wayne Trockman
Monica Edwards	Aaron Tuley
Max Fiester	Mike Phillips
Greg Freyberger	Siesky Law Firm
Kevin Gibson	Susan Vollmer
Jon Goldman	Keith Vonderahe
Hon. Carl Heldt	Keith Wallace
Hon. Bill Hussmann	John Whinrey
Kelly Jackson	Scott Wylie
Kathryn Kornblum	Seth Zirkle
John Kreighbaum	

### Paralegal and

#### Legal Staff

Melissa Alldredge  
Lauren Gore  
Jordan Terrell

### Friends of the

#### Foundation

Julie Moore Holtz

\* 2024 Campaign donations received November 1-October 31, 2024

Hosted by the EBA Access to Justice Committee

# Trivia Night 2024

*Thank you to...*

*...our host*

**Scott Wylie**

*...our volunteers*

**Kevin Gibson  
Jean Goebel  
Max Happe**

**Garvin Senn  
Jordan Terrell**

*...all who donated*

**Jean Blanton**

**Allyson Breeden**

**Marco DeLucio**

**Michael DiRienzo**

**Sarah Hardy**

**Charles & Elissa Hewins**

**Steve Hoar**

**Emily & Jeremy Kemper**

**Jennifer & Matt Keppler**

**Matt Koressel**

**John Langmaid**

**Heather Lobermann**

**Kelly Lonnberg**

**Andy Ozete**

**Laura Scott**

**Velmarie Sitzman**

**Annette Ussery**

*Congratulations to the winning team...*

*...The Kahn Artists!*

**Michael DiRienzo**

**Carter Gallagher**

**Nick Golding**

**Steve Hoar**

**Steve Lavallo**

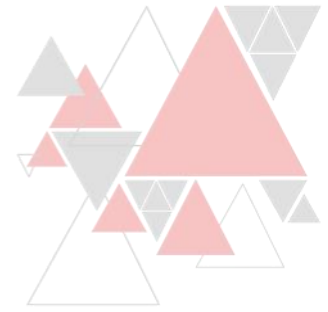
**Heather Lobermann**

**Steve Theising**

**Seth Zirkle**

If you were not able to attend Trivia Night, you can still make a donation by sending a check, with TRIVIA NIGHT in the memo line, to:

EBF, 501 Main Street, Suite 101, Evansville, IN 47708



35TH ANNUAL  
EVANSVILLE BAR ASSOCIATION  
**Estate & Business  
Planning Institute**

EBA MEMBER \$295  
NON-MEMBER \$345

**FRIDAY, NOVEMBER 8, 2024**

DoubleTree - Downtown Evansville  
Check in and light breakfast at 8:00am  
Sessions begin at 8:30am; Adjourn 4:00pm

IN and KY Attorneys: 6 CLE/1 Ethics  
Insurance Professionals: 6 CE  
Indiana CPAs: 7.2 CE  
CFP: 4 CE/2 Ethics

**To register, call (812) 463-3201 or email [ashley@evvbar.org](mailto:ashley@evvbar.org).**

*Thank you to our Sponsors...*

*Platinum*



*Gold*



*Silver*



*Bronze*





Registration and pre-payment required for all EBA CLE. A virtual option for most EBA CLE is available upon request. Call (812) 463-3201, email [Ashley@evvbar.org](mailto:Ashley@evvbar.org) or go online at [evvbar.org](http://evvbar.org).

TIME TO GO TO

# TRIAL

JUDGE MATTHEW P. BROOKMAN  
United States District Court,  
Southern District of Indiana



MAGISTRATE EMILY KEMPER  
Vanderburgh Superior Court

CLIFF WHITEHEAD  
Ziemer Stayman Weitzel & Shoulders

Tuesday, December 17  
8:30am-Noon  
Venue TBD

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

MEMBER \$115  
NON-MEMBER \$175

EVANSVILLE BAR ASSOCIATION

## November CLE savings!

[EVVBAR.VOCALMEET.COM](http://EVVBAR.VOCALMEET.COM)

Online, on-demand cle savings!


USE THE CODE  
**SAVE10**

SAVE 10%

MEMBERS SAVE MORE

**Use member coupon code [eba20mem](#), too, to save even more!**

COUPON IS VALID FROM NOV. 1 TO NOV. 30, 2024



# PROCRASTINATORS' DELIGHT

EBA office  
or Video Conference

December 26  
The Final Countdown!  
6 GENERAL

December 27  
ALL Ethics, ALL Day!  
6 GENERAL / 6 ETHICS

PREPAYMENT REQUIRED

To register for one, two, or all 12, call (812) 463-3201, email [Ashley@evvbar.org](mailto:Ashley@evvbar.org), or go to [evvbar.org](http://evvbar.org).



## WHO'S DOING WHAT?

### CONGRATULATIONS TO...



At the recent Judicial Conference, **Hon. Mary Margaret Lloyd** was recognized for 24 years of service on the bench.

**Magistrate Molly Briles** completed 120 hours of education presented by the Indiana Office of Court Services to receive the Indiana Judicial College certificate.



At the Indiana State Bar Association's Annual Summit, **Steve Hoar** was elected Chair-Elect of the House of Delegates.

Paralegal **Lauren Jones** has been appointed as the new Chair of the Indiana State Bar Association's Affiliate Membership Committee.



**Scott Wylie** was presented the Randall T. Shepard Award for Excellence in Pro Bono Service at the Indiana Civil Legal Assistance Conference in October.

## update

### Bar Updates:

Please welcome new attorney member **Roc Uebelhor**, law student member **Nicholas Jackson**, and legal staff member **Julie Walker**. Please make these additions and updates to your contacts:

**Nicholas Jackson, Law Student**  
**University of Kentucky**  
 (270) 244-7168  
[nickjack@aol.com](mailto:nickjack@aol.com)

**Roc Uebelhor**  
**Jackson Kelly**  
 20 NW Third Street, Suite 700  
 Evansville, Indiana 47708  
 (812) 422-9444  
[roc.uebelhor@jacksonkelly.com](mailto:roc.uebelhor@jacksonkelly.com)

**Julie Walker**  
**ZSWS**  
 20 NW First Street, 9th Floor  
 Evansville, Indiana 47708  
 (812) 424-7575  
[jwalker@zsws.com](mailto:jwalker@zsws.com)

NEED  
 SOME  
 HELP?

Have you had problems logging into the EBA website? If so, please let us know! Contact Ashley at the office at (812)463-3201 or [ashley@evvbar.org](mailto:ashley@evvbar.org).

## EMPLOYMENT OPPORTUNITIES

Go to [evvbar.org](http://evvbar.org), click the **MEMBERS** tab.

The **Law Offices of Steven K. Deig LLC** has two openings for attorneys in the areas of trial and office practice.

The **Department of Child Services** is currently hiring attorneys to represent the State in civil cases regarding child abuse and neglect.

**Gutwein Law** is seeking a Litigation Attorney to join the firm.

**Evansville law firm** seeks attorney for plaintiffs' workers' compensation practice, to replace attorney retiring on December 31<sup>st</sup>.

The **Vanderburgh County Prosecutor's Office** is looking for a Deputy Prosecutor to join their team.

The **Vanderburgh County Prosecutor's Office** is accepting resumes for Paralegals.

The **Vanderburgh County Public Defender Agency** in Evansville, Indiana has an opening for a full-time attorney to handle felony cases filed in Circuit and Superior courts.



# WHAT'S HAPPENING AT THE EBA

## NOVEMBER 2024

- 11/04 **EBF Executive Committee Meeting**—10:30am, EBA/EBF Office  
**EBF Development Committee Meeting**—11:30am, EBA/EBF Office
- 11/07 **Talk to a Lawyer**—4:30-6:00pm, EBA Office
- 11/08 **CLE—35th Annual EBA Estate & Business Planning Institute** (IN and KY: 6 CLE/1 Ethics) —Check-in and light breakfast at 8:00am, CLE 8:24am-4:00pm, DoubleTree Downtown Evansville—REGISTER by calling (812) 463-3201
- 11/12 **EBA Paralegal and Legal Staff Section Meeting**—Noon, Federal Building
- 11/14 **EBA Board of Directors Meeting**—Lunch at 11:45am; Meeting at Noon, EBA Office
- 11/15 **Give Thanks @TheBar**—Lunch is served at Noon, When it's gone, it's gone!, EBA Office
- 11/19 **DAY 1—Indiana Law Survey** (6 CLE/1 Ethics) - 9:00am-4:00pm, EBA Office—REGISTER by calling (812) 463-3201  
**Talk to a Lawyer**—11:30am-1:00pm, EBA Office
- 11/20 **DAY 2—Indiana Law Survey** (6 CLE/1 Ethics) - 9:00am-4:00pm, EBA Office—REGISTER by calling (812) 463-3201
- 11/21 **EBF Board of Directors Meeting**—Lunch at 11:45am, Meeting at noon, EBA/EBF Office  
**EBA Bench and Bar Committee Meeting**—Noon, EBA Office
- 11/27-29 **Happy Thanksgiving! EBA OFFICE CLOSED**



**UNITED CAPITAL**  
FINANCIAL ADVISORS

Feel more confident in your  
financial decisions.

Using a personalized planning process and proprietary investing strategies, our advisors will build a tailored portfolio to help you achieve your financial goals.

Advisory services offered by United Capital Financial Advisors, LLC ("United Capital"), a registered investment advisor.



Perry Moore, CFP®, ChFC®  
Managing Director — Evansville

perry.moore@unitedcapitalwealth.com  
812-602-6306  
unitedcapitalwealth.com/location/evansville/  
601 N Cross Pointe Blvd, Evansville, IN 47715



# Volunteer Lawyer Program of Southwestern Indiana, Inc.

Maxwell Happe, Managing Attorney • 915 Main Street, Suite 208, Evansville, IN 47708 • Phone: (812) 402-6303

## Volunteer Attorney and Paralegals for the EBA/VLP Talk-to-a-Lawyer Program

ATTORNEY/PARALEGAL NAME: \_\_\_\_\_

E-MAIL: \_\_\_\_\_

(E-mail to [jeana.goebel@probonoindiana.org](mailto:jeana.goebel@probonoindiana.org) or [max.happe@probonoindiana.org](mailto:max.happe@probonoindiana.org))

### **Afternoon Talk-to-a-Lawyer on the First THURSDAY of the month**

_____ January 2, 2025 4:30 to 6:00	_____ February 6, 2025 4:30 to 6:00
_____ March 6, 2025 4:30 to 6:00	_____ April 3, 2025 4:30 to 6:00
_____ May 1, 2025 4:30 to 6:00	_____ June 5, 2025 4:30 to 6:00
_____ July 3, 2025 4:30 to 6:00	_____ August 7, 2025 4:30 to 6:00
_____ September 4, 2025 4:30 to 6:00	_____ October 2, 2025 4:30 to 6:00
_____ November 6, 2025 4:30 to 6:00	_____ December 4, 2025 4:30 to 6:00

My firm would be interested in staffing one of these dates – please contact me to discuss.

### **Lunch-Time Talk-to-a-Lawyer on the Third TUESDAY of the month**

_____ January 21, 2025 11:30 to 1:00	_____ February 18, 2025 11:30 to 1:00
_____ March 18, 2025 11:30 to 1:00	_____ April 15, 2025 11:30 to 1:00
_____ May 20, 2025 11:30 to 1:00	_____ June 17, 2025 11:30 to 1:00
_____ July 15, 2025 11:30 to 1:00	_____ August 19, 2025 11:30 to 1:00
_____ September 16, 2025 11:30 to 1:00	_____ October 21, 2025 11:30 to 1:00
_____ November 18, 2025 11:30 to 1:00	_____ December 16, 2025 11:30 to 1:00

My firm would be interested in staffing one of these dates – please contact me to discuss.

**Martin Luther King Jr. Holiday Talk to a Lawyer Session on January 20<sup>th</sup> –We hope to utilize Indiana Free Legal Answers to join the statewide clear the queue for this event! 01/20/2025 (Monday) from 11:00 to 1:00**

I am interested in the Family Law Clinic. Please send me info on these Clinics operated in partnership with the Law Library that is always held on the First and Third Thursday of each month from 11:00 to 1:00.

I am interested in the Second Chance/Housing Clinic. Please send me info on these Clinics operated in partnership with the Law Library and held on the Second and Fourth Thursday of each month from 11:00 to 1:00.

I'm interested in participating in Homeless Connect, typically held in March. Please contact me with volunteer times when scheduled.

I'm interested in participating at some point in the Help Desk which is held every Monday through Friday (when court is open) from 8:00 a.m. to 9:00 a.m.

As always, thank you!