



# MONTHLY NEWSLETTER

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## President's Comments



**BRIAN MCCARTHY, PRESIDENT  
MOBILE BAR ASSOCIATION**



### IN THIS ISSUE

*Browsing the Bar* ..... page 2

*Continuing Legal Education* ..... page 6

*Mobile Bar Foundation* ..... page 8-9

*Calendar* ..... page 10

### 2015 OFFICERS

- PRESIDENT – BRIAN P. MCCARTHY
- PRESIDENT ELECT – PETER S. MACKAY
- VICE PRESIDENT – J. GREGORY CARWIE
- SECRETARY – KRISTINE K. MCCULLOCH
- TREASURER – BESS P. CRESWELL
- ASSISTANT TREASURER – ANNA L. SCULLY
- PRESIDENT Y. L. – JONATHAN R. MAPLES
- EXECUTIVE DIRECTOR – BARBARA C. RHODES
- EDITOR – FERRELL S. ANDERS

### *Reach Out To The Younger Lawyers*

There are many young lawyers practicing in the Mobile area who are solo practitioners or otherwise without the benefit of more senior lawyers to mentor them. I have met with many of these young lawyers, and it is clear that they desire interaction with more experienced lawyers who can provide them with knowledge, guidance, training, and insight. Personally, I remember many occasions when more senior lawyers from other firms were gracious enough to talk with me about various aspects of practicing law and to impart to me the benefit of their experiences. This was invaluable and helped me to grow as a lawyer.

To the more experienced members of the Bar, I strongly encourage you to reach out to younger lawyers to provide them with mentorship, which they so desperately desire, and to pass on to them the wisdom and knowledge you have gained through your experiences. Even a small amount of time invested in mentoring can mean a great deal to a younger lawyer, and the satisfaction you receive from helping a younger lawyer will be beyond measure. To the younger lawyers, I strongly encourage you to reach out to the more experienced lawyers, and solicit their guidance and wisdom. This interaction will promote collegiality among lawyers and, hopefully, improve the quality of representation for clients.

Although reaching out to the younger lawyers can be done informally (an invitation to lunch, or a simple telephone call), you also should know that the **MOBILE BAR ASSOCIATION** has a **LAWYER MENTORING COMMITTEE**. The committee and its chair, **MEEGAN COLCLOUGH**, are eager to move this initiative forward this year. If you are interested in participating please contact Meegan and begin today. Otherwise, I encourage you to take a few minutes and reach out to younger lawyers. I am certain you will be glad that you did.

Until next time.....

*Brian*

### PROGRAM

**DUE TO MARDI GRAS THERE WILL NOT BE A LUNCHEON IN FEBRUARY  
THE NEXT MEETING WILL BE FRIDAY, MARCH 20, 2015, 11:45 AM  
BATTLE HOUSE HOTEL, MOONLIGHT BALLROOM  
THE SPEAKER WILL BE  
RICHARD J. R. RALEIGH, JR., PRESIDENT, ALABAMA STATE BAR**





## *Browsing the Bar - With Barbara*

I am going to piggy back on PRESIDENT McCARTHY's Comments and urge each of you to consider becoming a mentor. Most of the new lawyers who join the MBA request a mentor and we do not have enough volunteers to satisfy the requests. If you are interested, telephone Tammy @251.433.9790 and she will be pleased to add your name to the list and the CHAIR OF THE MENTORING COMMITTEE will be actively soliciting volunteers in the very near future.



Not only is this month the month for Mardi Gras it is also a time to remember your Valentine in a very special way. With all of the Mardi Madness it is easy to forget, so I advise you to think ahead

Our thanks to EDDIE MCDONOUGH and MIKE MCNAIR for contributing to the **JUROR COFFEE FUND**. We made our quota for 2015 – thanks to all who participated.

I will be out of the office for several weeks but Tammy and Wynette will be holding down the fort and are more than capable of assisting you, and I will be just at the end of the telephone line should I be needed.

*I've learned...*

*That the best classroom in the world is at the feet of an elderly person.*



## **YOUNG LAWYERS**

**JONATHAN MAPLES, PRESIDENT**



The **YOUNG LAWYERS** are pleased to thank **PRO-LEGAL** and **MICHAEL CANNON** for a great January meeting at **CALLAGHAN'S**. Michael and Pro-Legal always do a fantastic job and we appreciate their continued support of the **YOUNG LAWYERS**.

Due to Mardi Gras, our February meeting will take place on Thursday, February 26th beginning at 5:30. The February meeting will be hosted by **MCDOWELL KNIGHT ROEDDER & SLEDGE, LLC**, location TBA, so watch for an e-mail update. All our welcome.

We look forward to seeing everyone on February 26th. If you are not on the Young Lawyers e-mail list and would like to be, or if you have any questions, concerns, or comments, please e-mail me (jmaples@carrallison.com), Vice-President Russ Johnson (RJohnson@asilpc.com) , or Treasurer Tim Heisterhagen (tah@ajlaw.com) .



# ANNOUNCEMENTS

**JONES WALKER** is pleased to announce that **JERROD M. MADDOX** has joined the firm as an associate in Bankruptcy, Restructuring & Creditors'-Debtors' Rights Practice Group in the Mobile office.

**DOWNTOWN OFFICE SPACE AVAILABLE:** 209 N. Joachim Street in historic DeTonti Square, within walking distance of federal courts. Amenities: VOIP telephone, internet, WIFI, email, fax machine, large color copier/scanner, onsite parking, lobby, conference room and kitchen. Contact **EVANS CROWE** at 431.6011 or [crowe@evanscrowe.com](mailto:crowe@evanscrowe.com)

**OFFICE SPACE AT EZELL HOUSE** starting mid-January: Large corner office on 2nd floor of Ezell House, \$500/month. Additional rooms downstairs that may be used for meeting space. Contact Patricia Becker, 251.432.7900 or 251.432.4174

**FOR SALE:** Two (2) desks – one is light oak, roll-top computer desk in excellent condition - \$300 OBO. The second is dark wood with left side return, originally from McAleer's, in good condition - \$500 OBO. Contact **DENISE LITTLETON** at 251.304.0070 or 251.751.4246

**FREE BOOKS: JUDGE COX**, 11th Circuit Court of Appeals at Federal Court in Mobile, has Fed 3rds Vols. 338-578 that he would like to donate/give to anyone who is willing to pick them up. Call **JANE SHOULTZ** at 251.690.2055

**LAST WILL and TESTAMENT:** Anyone with knowledge of the Last Will and Testament of **DONALD GEORGE FESINGER** please contact his daughter, **Tamara Stewart** at 251.635.9938.





# SAVLP

## SOUTH ALABAMA VOLUNTEER LAWYERS



Join us for the **4TH ANNUAL BATTLE OF THE BAY CANOE AND KAYAK RACE** at the **BLUEGILL** on May 2nd! If you haven't participated before, this is the year to sign up. Canoes and kayaks launch next to the restaurant and line up by the **BLUEGILL'S** dock. Spectators can cheer on their favorite paddlers from the restaurant's deck, while the kids enjoy fun activities and the DJ. This year, a canoe relay and a band will add to the excitement. After the race, enjoy a shrimp and grits brunch (plus pancakes for the kids). Check out **SAVLP'S BATTLE OF THE BAY FACEBOOK** page for more race details, registration information and sponsorship opportunities. Brunch tickets are available for those who don't want to race! We can't wait to see you on the 2nd.

Thanks to those who worked to make **HOUSING FIRST'S 2ND PROJECT HOMELESS CONNECT** a success. The one day event provided free on-site services to Baldwin and Mobile Counties' homeless and imminently homeless populations. Clients received medical services, legal assistance, dental and vision services, along with access to housing assistance and main stream resources

such as food stamps, State IDs, and Social Security cards. The event was held at the **GROUNDS** in conjunction with **OPERATION STAND DOWN**, which provided a wide range of services for veterans and their families. **PROJECT HOMELESS CONNECT** thanks those in the legal community who participated in this project: **JUDGE JAY YORK, JUDGE A. HOLMES WHIDDON, JUDGE SHELBONNIE HALL, JUDGE MATTHEW GREEN, ROBERT AGEE, RACHEL ARMSTRONG, RUSSELL BERGSTROM, BRENDA BRAGGS, JOSH BRISKMAN, ANN BROWN, WINSLOW BUTTS, ROBYN CANNON, LUKE COLEY, CHRISTINE CUMBIE, KIM EARLE, NATHAN EMMOREY, JONATHAN GARDBERG, TRAVIS GRANT, JOSH GRANTHAM, CHRISTINE HART, CHRISTINE HERNANDEZ, LEE HOLLAND, GREG HUGHES, JAN JONES, COLIN KEMMERLY, BANKS LADD, FARAH MAJID, CHRIS McDONOUGH, SHIRLEY MITCHELL, IVAN PARKER, GINGER POYNTER, JOJO SCHWARZAUER, MICHELLE SCOTT, VANESSA SHOOT, PENNY SLAWKOWSKI, VALERIE SMITH, EUCELLIS SULLIVAN, SHEILA TAYLOR, BROOKE THOMAS, SHERRI THOMAS, CHARLOTTE TIPTON, ZACH WEAVER, AND MICHAEL WING.**

Special thanks to those attorneys who accepted or closed a case in November or December: **GARY P ALIDOR, FERRELL S ANDERS, JOSEPH P. H BABINGTON, MICHAEL E BALLARD, RUSSELL E BERGSTROM, BRINA I BOLDEN, WILLIAM E BONNER, HENRY H BREWSTER, S. JOSHUA BRISKMAN, DOUGLAS L BROWN, PAUL D BROWN, DANIEL L BURKARD, CARL N BUTLER JR., ELLA L BYRD, HENRY A CALLAWAY III, CRAIG CAMPBELL, JAMES PAUL CLINTON, F. LUKE COLEY JR., ROBERT J CRANE, BESS M CRESWELL, JUDSON E CRUMP, EDWARD A DEAN, MARGARET F DEMERANVILLE, DONALD D DOERR JR., BRYAN G DUHE', GILLIAN G EGAN, PAGE S ELLIS, JACQUELINE FLEMING BROWN, JONATHAN B FRIEDLANDER, JOSH D FRIEDMAN, JOSHUA M GRANTHAM, JON A GREEN, THOMAS E HARRISON, KATIE H HASSELL, BENJAMIN CONNELL HEINZ, CHRISTINE C HERNANDEZ, R. SCOTT HETRICK, MICHAEL R HOLBERG, JENNIFER HOLIFIELD, BROOK G HOLMES, SCOTT W HUNTER, LINDSAY S HURT, HERNDON INGE III, MATTHEW R JACKSON, JACK F JANECKY, NEIL C JOHNSTON, ANDREW M JONES, GILBERT B LADEN, R. EDWIN LAMBERTH, PETER S MACKEY, THOMAS R McALPINE, GREGORY B McATEE, JAMES H McDONALD JR., MATTHEW C McDONALD, S. C. MIDDLEBROOKS, LEONARD F MIKUL, BROOKS P MILLING, NICHOLAS F MORISANI, HENRY T MORRISSETTE, PAUL BRADLEY MURRAY, JOHN R NIX, CRAIG D OLNSTEAD, BRENDA J PIERCE, VIRGINIA B POYNTER, A. CLAY RANKIN III, JAMES REBARCHAK, LATISHA RHODES DAVIS, MATHEW B RICHARDSON, J. BURRUSS RIIS, IAN D ROSENTHAL, SAMUEL C ROSTEN, SHEILA V SCHOEN, ATOYIA A SCOTT, WILLIAM E SCULLY III, BRYAN D SMITH, HENDRIK SNOW, LEWIS J STEIN, T. JEFF STEIN, SCOTT D STEVENS, BRYAN A THAMES, RENEE E THIRY, J. ROBERT TURNIPSEED, DAVID P VAUGHN, WILLIAM W WATTS III, ZACHARY WEAVER, RICHARD R WILLIAMS, and JAMES W. ZEIGLER.**



## ANNOUNCEMENT FROM THE CITY OF MOBILE

The Mobile City council will be conducting interviews to fill one full-time position and two part time positions of **MUNICIPAL JUDGE IN THE CITY OF MOBILE MUNICIPAL COURT**.

Prospective applicants must be members of the Alabama State Bar in good standing and must meet the requirements of Alabama Code Title 12, Chapter 13 and Chapter 38 of the City of Mobile Municipal Code.

Applicants must submit ten (10) copies of their resume, and a cover letter stating whether the applicant is applying for a full-time position, a part-time position, or both. Resume must include applicant's email address.

Resumes must be submitted to the City Clerk by 2:00 pm on February 20, 2015. Resumes received after that time will NOT be accepted.

**Resumes may be delivered to the:**

City clerk's Office:  
Mobile Government Plaza  
South Tower  
205 Government Street  
Ninth Floor

**Resumes may also be mailed:**

Lisa Lambert  
City of Mobile  
City Clerk  
P. O. Box 1827  
Mobile, Alabama 36633

The City council may conduct oral interviews of applicants. Selected applicants will be required to undergo a background check through the NCIC, and must consent to the Alabama State Bar providing information on the applicant's disciplinary record.

**SALARY INFORMATION:** Full-time: \$85,000 per year  
Part-time: \$50,000 per year

Full-time and part-time judges are eligible to participate in the City of Mobile's health insurance plan. Full-time judges are eligible to participate in the City of Mobile's retirement plan.



## CONTINUING LEGAL EDUCATION

**FEBRUARY 13 - THE NEXT FRONTIER OF CIVIL RIGHTS,**

4.0 hrs including 1 hr Ethics

**MARCH 9 - THOMAS MORE, CHURCH & STATE, AND INDIVIDUAL RIGHTS,**

1.0 hrs.

**MARCH 20 EMPLOYMENT LAW,**

3.0 hrs.

**APRIL 17 - APPELLATE SEMINAR**

Including Criminal & Civil Issues, 3.0 hrs.

### THE NEXT FRONTIER OF CIVIL RIGHTS

February 13, 2015, 12 o'clock noon,

**MUSEUM OF MOBILE,**

4.0 hrs. CLE including 1.0 hr. Ethics

12:00 - *Is Healthcare the Next Frontier of Civil Rights?*

**LAVEEDA BATTLE,**

Battle Law Firm, Birmingham, AL

1:00 - *Keeping America's Promise: Advancing Democracy*

**RYAN HAYGOOD,**

NAACP Legal Defense and Educational Fund, Inc.

2:15 - *The Ethics of Social Advocacy*

**HON. JUDGE JOHN ENGLAND,**

Circuit Court, 6th Judicial Circuit, Tuscaloosa

3:15 - *Education Equity*

**TRACIE ROBERSON,** Tracie B. Lee, LLC

**DAVID THOMAS,** Grade Results

**CRAIG WITHERSPOON,**

Former Superintendent of Birmingham City Schools

*Members of the Bar are Encouraged to Attend* the inaugural

**THOMAS MORE LECTURE AT SPRING HILL COLLEGE**

“Thomas More, Church & State, and Individual Rights”

presented by Clay Rossi, Esq.

Monday, March 9, 2015, 7:00 pm, Stewartfield, Spring Hill College.

Co-sponsored by SHC Department of Politics & Law

and the St. Thomas More Society

1.0hr. CLE credit pending.



# LAWYERS IN THE NEWS

By SANDY G. ROBINSON



## LEGAL MILESTONES:

**DIED:** MBA MEMBER **JOSEPH PATRICK (“PAT”) PALUGHI, JR.** DIED IN MOBILE ON DECEMBER 12, 2014. HE IS SURVIVED BY A SON AND A DAUGHTER.

**MARRIED:** MBA MEMBER **NEIL C. JOHNSTON, JR.** WAS MARRIED TO **ABBEY LEE THOMPSON** ON DECEMBER 20, 2014. NEIL IS THE SON OF MBA MEMBER **NEIL C. JOHNSTON, SR.** AND GRANDSON OF LATE MBA MEMBERS **VIVIAN G. “SEC” JOHNSTON, JR.** AND MOBILE COUNTY CIRCUIT JUDGE **JOSEPH M. HOCKLANDER.** NEIL, JR. IS PRACTICING IN MOBILE WITH **KUYKENDALL & ASSOCIATES;** ABBEY IS ALSO A LAWYER AND IS WORKING AS A LAW CLERK FOR **JUDGE LANG FLOYD** IN BALDWIN COUNTY CIRCUIT COURT. CONGRATULATIONS TO ALL!

**KUDOS:** MBA MEMBERS WERE WELL REPRESENTED IN THE RECENT MOBILE BAY MAGAZINE FEATURE ON “40 UNDER 40.” THE LAWYERS RECOGNIZED WERE **KATIE HAMMETT HASSELL, HAND ARENDALL; MICHELE POWDRILL KANE, HARGROVE ENGINEERS + CONSTRUCTORS; LACEY D. SMITH, ARMBRECHT JACKSON; LUCY E. TUFTS, CUNNINGHAM BOUNDS; AND BREANNE S. ZARZOUR, PHELPS DUNBAR.** CONGRATULATIONS TO ALL, AND KEEP UP THE GOOD WORK!



**RICHARD FRANKLIN** SERVED IN THE U. S. NAVY FROM 1986-1989. RICHARD NOTES THAT DURING THIS TIME, THE BERLIN WALL CAME DOWN, AND WE SHOULD DRAW OUR OWN CONCLUSIONS!





# MBF

## MOBILE BAR FOUNDATION

### Ferrell Anders, President

As I have mentioned in a prior article and in a letter that went out to the Membership in December, this is the **20TH ANNIVERSARY OF THE MBF**. I appreciate very much those who have increased their pledges and those who pledged for the first time to support the **MBF** on an annual basis. We had a 30% increase in the number of pledges, which included a few young lawyers pledging for the first time.

After I distributed the grants for last year at the December meeting of the MBA, it was suggested that I provide some information about the work of the charities to which we awarded grants. I will assume that you are aware of the work of **SOUTH ALABAMA VOLUNTEER LAWYER PROGRAM** and **LEGAL SERVICES CORPORATION**.

The other three charities to which we made grant awards last year are as follows:

**ASSISTANCE LEAGUE OF MOBILE.** The **MBF** awarded this corporation a grant in support of its *“Assault Survivor Kits”*. These kits are provided to the **RAPE CRISIS CENTER** for distribution to men, women and children who have been sexually assaulted. The kits consist of personal hygiene kits and clothing. This organization is a national non-profit organization that does other things for the community, but this is the specific program to which we gave.

**BIG BROTHERS BIG SISTERS OF SOUTH ALABAMA.** The mission of this organization is to help children reach their potential through professionally supported one to one relationships with measurable impact. It is the hope of the non-profit organization to change the odds for children across South Alabama who are at a disadvantage due to poverty and other risk factors. The organization currently serves children considered to be “at risk” between the ages of 6 to 18 and has successfully matched and provided professional supervision for thousands of mentoring relationships. It was noted in the grant application that 55 members of the MBA currently serve as Mentors from 15 law firms.

**THE FAMILY CENTER.** This organization provides court-ordered Family Time Supervised Visitation and Monitored Exchange programs that the Mobile court system relies on heavily and exclusively. **THE FAMILY CENTER** is the only agency south of Montgomery that offers these services and there are three locations where parents and children can continue visiting each other regularly in a family friendly environment under the trained eyes of the supervisors that are provided. This group has provided supervised visitation in Mobile since 2002 and monitored exchanges of children since 2007.

The generosity of the Members of the MBA helped these organizations provide these valuable services and your contributions to the MBF are very much appreciated.





**PLEASE GIVE**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

I want to make a donation to the Mobile Bar Foundation.

In honor/memory of: \_\_\_\_\_

Acknowledgement to: Name \_\_\_\_\_

Address \_\_\_\_\_

I want to become a member of the Mobile Bar Foundation.

Check enclosed

Bill my credit card \$\_\_\_\_\_ Visa/Master Card/Amex # \_\_\_\_\_

Life Member (\$5000, paid in up to 5 annual installments)

Partner (\$500 or more)

Associate (\$100 or more)

Regular Member (\$50 - \$99 annually,  
or if member of MBA practicing 5 years or less \$25 - \$99)

I would like information on including the Foundation in my estate planning.

Signature \_\_\_\_\_ Exp. \_\_\_\_\_

Mail to: Mobile Bar Foundation, P.O. Drawer 2005, Mobile, AL 36652



**MEMORIAL GIFT**

*in Memory of*

**JUDGE HERNDON INGE, JR.  
BY MR. AND MRS. W. BOYD REEVES  
MR. AND MRS. CAINE O'REAR, III  
JUSTICE AND MRS. CHAMP LYONS, JR.  
IRVIN GRODSKY, ESQUIRE**

*in Memory of*

**MAURY FRIEDLANDER  
BY IRVIN GRODSKY, ESQUIRE**

*in Memory of*

**JUDGE MICHAEL E. McMAKEN  
BY IRVIN GRODSKY, ESQUIRE**

# FEBRUARY 2015

## **FEBRUARY 3 - TUESDAY**

LAW DAY COMMITTEE MEETING,  
12 O'CLOCK NOON,  
MBA HEADQUARTERS

## **FEBRUARY 12 - THURSDAY**

EXECUTIVE COMMITTEE MEETING,  
12 O'CLOCK NOON, ATHELSTAN CLUB

## **FEBRUARY 16 - 17 - MONDAY & TUESDAY**

MARDI GRAS HOLIDAY

## **FEBRUARY 26 - THURSDAY**

GRIEVANCE COMMITTEE MEETING,  
12 O'CLOCK NOON,  
MBA HEADQUARTERS

## **NEW MEMBERS**

### **VICTORIA L. APPLEWHITE,**

UNIVERSITY OF ALABAMA SCHOOL OF LAW 2014;  
ALABAMA STATE BAR 2014

### **CAROLYNE B. JONES,**

UNIVERSITY OF ALABAMA SCHOOL OF LAW 2014;  
ALABAMA STATE BAR 2014; WITH HAND ARENDALL LLC

### **MIGNON A. LUNSFORD,**

UNIVERSITY OF NORTH CAROLINA 2012;  
ALABAMA STATE BAR 2012; WITH BURR & FORMAN LLC

### **RAYMOND G. RUSSELL,**

MISSISSIPPI COLLEGE SCHOOL OF LAW 1996; MISSISSIPPI STATE BAR 1996; TENNESSEE STATE  
BAR 2012; ALABAMA STATE BAR 2014;  
WITH ADAMS & REESE LLP

### **MATTHEW R. JACKSON,**

MISSISSIPPI COLLEGE SCHOOL OF LAW 2012; TENNESSEE STATE BAR 2010; ALABAMA STATE  
BAR 2011; WITH ADAMS & REESE LLP