Supporting Equal Justice in Our Community
One Mission. One Campaign. One Donation.

An open letter from Justice for All Campaign Co-Chairs Mike Todak and Cary Cooper:

We are excited to announce the Justice for All Campaign, a historic fundraising collaboration among the legal service providers in our community.

The Toledo Bar’s Pro Bono Legal Services Program, Advocates for Basic Legal Equality, Inc. (ABLE), and Legal Aid of Western Ohio, Inc. (LAWO), have joined forces for the first ever combined annual campaign to solidify support for legal services. These groups are the sole providers of free civil legal aid to low-income members of our community who have nowhere else to turn.

To our donors, we say: we heard you when you asked for a combined campaign. Multiple fundraising asks were confusing, making it difficult to distinguish among the programs.

The Justice for All Campaign is simply one request for a donation to the annual fund that will be shared equally by the three programs. Funds from this unified annual campaign will provide operating support for the programs. Each program will maintain its separate mission and identity and will continue to serve its own constituency.

And now, the challenge. Because the Justice for All Campaign replaces the annual fund campaigns of ABLE, LAWO, and the TBA Pro Bono Program, our goal is ambitious—$225,000. We need all of you to respond generously with a gift that will equal or surpass your previous donations to each individual program. And we need a response from the entire legal community—the need for legal services is comprehensive. Only by working together can we meet this challenge!

You may have already been contacted by an Ambassador from the Justice for All Campaign. You can also find more information about the Campaign in this newsletter, or please contact either of us with any questions.

Thank you in advance for your generosity!
They Were the Bravest of Them All

The President’s Briefcase

Pulling petitions and getting signatures is how it starts when lawyers run for office. Then it’s fundraising. Campaign finance reports. Endorsements. Festivals. Yard signs! Door to door. Time away from your practice and family...and then 7:30 on the first Tuesday in November, polls close and it’s over. By my count there are 26 campaign conquering counselors elected to nonjudicial offices in our area. From school boards to county commissioner and mayor to township trustees. (See list on page 3.)

We of the bar are proud and thank the commitment of these selected solicitors. It’s worthy to note on that list: Women Lawyers Lead Local Government.

Julia Bates is County Prosecutor. Carol Contrada is President of the Board of County Commissioners. Vallie Bowman-English is Municipal Court Clerk. Paula Hicks-Hudson is President of Toledo City Counsel. Anita Lopez is Lucas County Auditor. It’s a powerful lineup. But it wasn’t always that way.

At the upcoming TBA Holiday Luncheon, we recognize two women who became lawyers 50 years ago. Justice Alice Resnick and Judge June Galvin gracefully and forcefully changed the Toledo Way of Practice and Toledo politics.

Judge Galvin lost only one election in her political career. It was her first run for office. It was in 1971 for Toledo City Council against Maude Shapiro. She then won seven consecutive elections. All but one was contested. Twice she was elected to City Council. Her next elections placed her on the bench of the Lucas County Court of Common Pleas Domestic Relations Division and she retained that seat.

Judge Galvin remembers running for office when she was 31 years old “with good eyesight and long blond hair.” She was told by her political party to “buy glasses and wear your hair in a bun.” She won both the primary and general election, sans glasses and bun, shattering the mold established by Judge Geraldine Macelwane.

There were few role models for these two young female attorneys. After Justice Resnick became a lawyer, men in authority gave her unsolicited career advice. In a job interview with the legal department of a Toledo headquartered corporation, she was told “no” and advised to “go back to school to get an engineering degree.” At a court appearance in Monroe County Circuit Court, she was told by the judge “You are so pretty, you should become a court reporter and sit in front of the court so everyone can look at you.” And once, in the prosecution of a Mafia drug and prostitution case, Detroit defense counsel mistook her as an employee turned state witness of his client.

Judge Resnick even had to fight for opportunity in the Lucas County Prosecutor’s Office.

After due time and success in Juvenile Court, Prosecutor Harry Friberg refused to allow a young Alice Roby to try felony cases. She was told she would “blush” at a rape case. But when her boss finally relented, she prosecuted nine first degree murder cases to death penalty convictions.

As a judge, Justice Resnick had opposition for every seat she won. She vanquished all opponents except Judge Reno Riley. It was her first run for office. The list of her defeated opponents is impressive. But there is no sweeter win than her last. After being the only Democrat elected statewide in 1994, she beat not only her opponent Terrence O’Donnell in 2000, but also a massive negative campaign funded by anonymous corporate donors. Looking back at that Supreme Court win, Judge Resnick credits her decision not to go negative and the “hilarious” campaign depictions of her that the public “saw right through.”

In Ohio we elect our judges. Judge Galvin says “Politics is the great equalizer. You win respect by how many votes you get.” These women radiate well-earned confidence, respect, and pride in both their legal and their political careers.
The President’s Briefcase—continued

Attorneys Serving in Non-Judicial Elected Office

Carol Contrada.......................President, Lucas County Board of Commissioners
Anita Lopez...........................Auditor
Julia Bates..............................Prosecutor
Richard Carr...........................Mayor of Maumee
Dan Hazard.........................Maumee City Council
Josh Hughes.........................Oregon City Township
Douglas Haynam................Sylvania City Council
Tyrone Riley........................Toledo City Council
Paula Hicks-Hudson........President, Toledo City Council
Vallie Bowman-English........Clerk of Toledo Municipal Court
John Rozic.........................City of Waterville Council
Jim Valtin.........................City of Waterville Council
Katherine O’Connell........Village of Ottawa Hills Council
Jack Straub.........................Village of Ottawa Hills Council
Brian Craig.......................Monclova Township Trustee
Dave Simko..................Fiscal Officer Sylvania Township
Michael Dansack, Jr...........Educational Service Center of Lake Erie West & Former Mayor City of Oregon
David Arnold...............Ottawa Hills Board of Education
Gary Wilson......................Ottawa Hills Board of Education
Julie Hoffman........Sylvania Board of Education
James Nusbaum........Sylvania Board of Education
Steve Rothschild........Sylvania Board of Education
Tom Ilstrup.............................Washington Local Board of Education
Tim McCarthy......................Perrysburg City Council
Tom Mackin......................Perrysburg City Council
Cal Smith (inactive)........Perrysburg Board of Education

Upcoming Fastcase Webinars
Free & approved for OHIO CLE CREDITS

Wed., Nov. 5, 12–1 PM
Introduction to Legal Research on Fastcase

Mon., Nov. 12, 12–1 PM
Advanced Tips for Enhanced Legal Research on Fastcase

Thu., Nov. 13, 12–1 PM
Introduction to Boolean (Keyword) Search

Visit www.toledobar.org, and use your TBA login and password to access Fastcase and webinars.

If you do not know your TBA login, contact: Lori Kocol, 419.242.3820, lkocol@toledobar.org, or Jenna Grubb, 419.244.1044, jgrubb@toledobar.org
In Ohio any person convicted of a crime may challenge that conviction in the state’s court system in one of two ways: the first is an appeal to the court of appeals as a matter of right, and the other is a state post conviction petition. In both instances review by the Ohio Supreme Court is discretionary. Only a limited number of cases are accepted each year by the court.

Once a criminal defendant’s state conviction is final, a petition for a writ of habeas corpus, filed in the federal court, is the remaining option. In a habeas corpus petition the defendant is challenging his imprisonment, alleging his confinement is in violation of the United States Constitution.

As might be expected, these petitions are often unsuccessful, but not for the reasons one might suspect. A federal court may review only those federal claims that were evaluated on the merits by a state court. A claim may not be granted unless the state court’s decision was an unreasonable application of or contrary to “clearly established” federal law. As if this isn’t tough enough, state court factual findings are presumed correct.

Even with these difficult standards, many petitions are not evaluated by a federal court for one of two reasons: first, because they were never presented to the state courts (i.e., exhausted) or second, because they were not properly presented to the state courts (i.e., were procedurally defaulted).

So how do you properly present a federal claim to a state court? There are at least two ways:

1 – reliance upon federal cases employing constitutional analysis; or
2 – phrasing the claim in terms of constitutional law or in terms sufficiently particular to allege a denial of a specific constitutional right.

At trial, often it is a matter of fleshing out an objection. “Hearsay” can be supplemented with the Sixth Amendment’s right to confrontation, or to Crawford v. Washington, 541 U.S. 36 (2004). An objection to a search should always be supplemented by the Fourth Amendment and any of many United States Supreme Court decisions. A defendant’s statement by the Fifth Amendment’s right against self incrimination, and Miranda, 384 U.S. 436 (1966). A denial of almost anything, such as a hearing, a continuance, money for experts, may be cited by the Fifth Amendment’s right to due process.

Motions should cite the applicable constitutional provisions. Some examples: “the relief sought is necessary to protect the defendant’s due process rights guaranteed by the Fifth, Sixth, and Fourteenth Amendments to the United States Constitution and Article I, Section 10 of the Ohio Constitution” and/or “would be contrary to and an unreasonable application of clearly established federal law as defined by the United States Supreme Court and, at the same time, would result in a decision that is based on an unreasonable determination of the facts in light of the evidence presented in this State court proceeding.”

Appellate counsel also need to federalize claims using similar language. Unless the federalized claims are presented to the Ohio Supreme Court, they will be deemed unexhausted and dismissed in habeas.

In short, regularly cite to the relevant United States Constitutional provisions and to Supreme Court decisions discussing those provisions. A trial or appellate court cannot rule on something not brought to its attention. It’s up to defense counsel to protect the client’s rights—and that job cannot be delegated to anyone else.

1 Federal habeas corpus law is extremely complex and not amenable to simple explanations. This article is intended more to alerting these principles to the practitioner’s attention. Attendance at a seminar would provide a more detailed explanation.
2 28 USC 2254 (d)(1) and (2)
3 28 U.S.C. 2254(e)(1)
The Justice for All Campaign

One Mission.

Civil legal aid is an essential part of America’s promise of equal justice for all. Ensuring equal access to legal assistance is important to all members of our community, not just those in desperate need. Our clients are among the most vulnerable in our community—women seeking protection from abuse, children seeking equal educational opportunities, families facing unlawful evictions or foreclosures that could leave them homeless, and senior citizens, veterans, and others trying to obtain federal benefits for which they qualify.

Lack of access to the justice system is a defining attribute of poverty and a barrier to breaking the cycle that traps many of our clients and their families. Like other legal service providers and pro bono programs across the country, we are meeting only 20 percent of the legal needs of low-income people. Bridging this justice gap is imperative to the work of Advocates for Basic Legal Equality, Inc. (ABLE), Legal Aid of Western Ohio, Inc. (LAWO), and the Toledo Bar Association (TBA) Pro Bono Legal Services Program.

One Campaign.

The Justice for All Campaign is a fundraising partnership among LAWO, the TBA Pro Bono Legal Services Program, and ABLE. As the sole providers of free civil legal aid to low-income residents in northwest Ohio, the Justice for All Campaign unites our fundraising efforts to ensure that vulnerable and disenfranchised members of our community have equal access to the legal system.

Many of our donors have requested that we join our annual fundraising campaigns to minimize confusion and to save resources by combining volunteers, materials, administration, and timing. The Justice for All Campaign replaces the individual annual campaigns of the TBA Pro Bono Legal Services Program, ABLE, and LAWO. By creating one annual campaign, we can better focus on helping our donors support what matters most—making equal justice a reality for all.

One Donation.

We need your help. Options for supporting the work of ABLE, the TBA Pro Bono Legal Services Program, and LAWO are as varied as the programs and services we offer. Whatever your interest—helping children, preventing homelessness, providing safety, protecting civil rights, maintaining families—there is a giving opportunity with us. Our work touches many of the crises that challenge poor people every day.

We need your financial support to continue to serve people who would not otherwise have a voice. By giving to the Justice for All Campaign, you ensure that every dollar benefits our work providing a place where the poor and disenfranchised in our community can count on receiving the civil legal help they need and deserve.

More Information

- The Justice for All Campaign will:
  - provide operating funds to be divided equally among the providers;
  - support legal assistance, guidance, representation and advice in non-criminal cases for low income clients.

- The Access to Justice Awards event will be held in Spring 2015, and will continue to be a joint fundraising event for ABLE, LAWO and the TBA Pro Bono Program.

- Please continue to volunteer for the TBA Pro Bono Program—volunteer forms will be mailed soon. Or contact Pro Bono Director Pat Intagliata at pintagliata@toledobar.org to volunteer.

- The Justice for All Campaign Phonathon will be held the week of November 10. Volunteers are needed for morning & afternoon shifts! Contact Carmen: Info@JusticeForAllCampaign.org or 419-930-2515

Donations

Campaign goal: $225,000
All donations are tax deductible

Make checks payable to:
Justice for All Campaign
PO Box 1358
Toledo, Ohio 43603-1358

Or donate online:
JusticeForAllCampaign.org
Meet the Directors

Hon. Myron C. Duhart
Director

Judge Myron Duhart has been a member of the TBA and actively involved with the TBA and its committees for many years, and this year was elected to the Board of Directors. In the past Myron has served on the Grievance, Grievance Investigation, Diversity and Mediation Committees. He continues to serve on the Diversity and Memorial Committees as he takes on his new role on the Board. Myron understands that as a member of the Toledo Bar Association for close to 20 years, he has had the opportunity to experience and enjoy the many benefits of the TBA, and is now eager to give back to the profession and the TBA, which have given so much to him over the years.

Myron is a native of Toledo, Ohio. He has been married to his wife, Nicole, for 18 years, and is the proud father of three children, his son Dannie (Morehouse College), and his daughters Myranda and Mycala (both at Notre Dame Academy). Myron’s roots in Toledo go back many years as his mother was a teacher for Toledo Public Schools.

After graduating from St. Francis de Sales High School, Myron enlisted in the US Army where he served in the Quartermaster and Transportation Corps. Myron was eventually commissioned as an officer in the Army JAG Corp. While serving in the Army Reserve he earned a bachelor’s degree in political science from Wright State University in Dayton, Ohio, and went on to receive his law degree from The University of Toledo College of Law. In July of this year, Myron attended the Harvard Kennedy School of Government.

Myron began his legal career as an intern for the Lucas County and Wood County Public Defender’s Office. He became a law —continued on page 7

Gregory L. Arnold
Director

Greg Arnold’s election to the Toledo Bar Association’s Board of Directors continues his many years of service to the TBA working on diverse committees. He serves or has served on the Judicial Candidates Committee, the Grievance Investigation Committee, the Grievance Committee, the Common Pleas Court Committee and the Real Estate Committee.

When asked why he wanted to serve on the Board, Greg responded that he wants to help the Board be vibrant and relevant to the current and future generations of young lawyers in Toledo. Such interest may have something to do with the fact his oldest son and son-in-law are both young lawyers in Toledo.

Greg is peer review rated as an AV Preeminent lawyer by Martindale-Hubbell. His practice is concentrated in the areas of business and estate planning, residential and commercial real estate transactions and development, and business litigation. His practice is divided between private clients and public institutions and includes or has included Sylvania City Schools, Sylvania Township and The Olander Park System.

To say that Greg has been active in the community would be an understatement. He has served on Toledo’s Board of Zoning Appeals, the Sylvania Township Zoning Commission, the Sylvania Community Improvement Corporation Merger Feasibility Committee, and many other Toledo and Sylvania community groups. He has also been an instructor of Business Law in the University of Toledo’s College of Business Administration. Greg presently serves as a member of the Ohio Supreme Court Board of Commissioners on Character and Fitness.

In addition to the Toledo Bar Association, his memberships include or have included the American Bar Association and its litigation committee, the Ohio State Bar Association and its agricultural law committee, and the Lucas County Bar Association (president, 1991).

Greg attended The University of Toledo College of Business Administration and —continued on page 7
clerk for Judge Robert Penn and Judge Amy Berling and after several years in Toledo Municipal Court, Myron started his own general practice as the sole practitioner in the Law Office of Myron C. Duhart.

His practice included personal injury, business litigation, domestic relations, bankruptcy and criminal defense. Myron was Rule 20 certified to litigate death penalty cases and, during the course of his years in practice, he litigated a number of high profile criminal cases before taking the bench.

Myron is the past president of the Thurgood Marshall Law Association, and is currently a member of the Ohio State Bar Association, Lucas County Bar Association, and the American Inns of Court, Morrison R. Waite Chapter.

Myron has been actively involved in the community in various capacities for many years. He is a past board member of the Northwest Ohio Sickle Cell Anemia Foundation, ASSETS of Toledo and presently serves on the board of trustees for The University of Toledo Alumni Association and The University of Toledo College of Law Board of Governors.

Myron will serve the TBA well and we want to welcome him to the Board.

You encounter the 13 Wealth Issues every day. Now address them with an advisor.

Every day you have to make decisions regarding your wealth. And with a Key Private Bank advisor, you can make those decisions easier with our 13 Wealth Issues: a comprehensive way we look at your wealth and how to best manage it. Combined with our solid reputation, unbiased advice and personalized approach, this process makes sure we’re not just taking care of your every day, but taking care of your tomorrows.

To learn more about the 13 Wealth Issues, call Brian Brown at 419.259.8789

Greg Arnold—continued

graduated magna cum laude with a bachelor’s degree in management in 1977. He received his law degree from The University of Toledo College of Law in 1980.

He was admitted to practice in Ohio and the U.S. District Court for the Northern District of Ohio in 1980, the U.S. Court of Appeals for the Sixth Circuit in 1981, and the U.S. Supreme Court in 1987.

Greg resides in Sylvania Township with his wife, Joan. Together they have five children and five grandchildren. Greg and Joan and their children (and now grandchildren) enjoy summer weekends at their cottage. Occasionally, a round or two of golf may sneak into the schedule.

Please welcome Greg to the Board of Directors.
Lawyers in the News

**The Ohio State Bar Foundation** recognized Sarah Skow with the District 4 Community Service Award for Attorneys 40 and Under at the OSBA District 4 meeting. Sarah was recognized for her involvement in numerous community, charitable and leadership organizations.

**Rebecca E. Shope** has been appointed by Judge James G. Carr to serve on the Advisory Group for the United States District Court for the Northern District of Ohio for a three-year term. The mission of the Advisory Group is to provide information on matters of interest to the Court and to assist in the implementation of Court adopted programs.

Songs written and produced by **Jeff Kerscher** for the PBS TV show *Abracadabra* are now available at Amazon.com and iTunes. Each song ties into the educational themes and scripts for the show. *Abracadabra* is geared for children 4 to 10, and includes ventriloquism, magic tricks and illusions performed by former Toledo resident Dr. Mike Adelman, and a diverse cast of characters and children performing Kerscher’s songs. Kerscher has recently completed writing and producing the songs for Season 4, which is expected to air in September, 2015. A songwriter and professional musician and vocalist since the late 1970s, Kerscher’s original songs have also appeared on various records, radio stations, MTV, and the Children’s Miracle Network Telethon, beginning with the release of his first vinyl 45 rpm single in 1978.

The Ohio State Bar Foundation will bestow the Outstanding Organization Award to Toledo’s AO: Advocating Opportunity at its Annual Meeting and Awards Dinner. **Megan Mattimoe**, AO’s founder, director and sole staff member, provides a voice for human trafficking victims within the legal system.

**Bench Bar Team Hits It Out of the Park!**

A n all-star panel headlined the 2014 Kiroff Bench Bar Conference on October 10 at Inverness Club. The program, *The Wild World of Sports (Law)*, focused on legal and ethical issues in professional and collegiate sports.

The panelists included Professor Matt Mitten, attorney Chris Seeger, columnist Christine Brennan and Judge Dick Ambrose.

A video replay is scheduled for December 10, 12 NOON – 4 PM. Don’t miss it!

From left: Bench Bar Committee Chair Steve Collier, Prof. Matt Mitten, Christine Brennan, Chris Seeger, TBA Executive Director Sarah Corpening, and TBA First VP Michelle Kranz

At left: Judge Dick Ambrose
TBA news

Ask the Attorney Is Always in Season

Kids are back to school, the leaves are falling and the sun is setting a little earlier. Why not spend an evening helping the Toledo community with answers to legal questions they could not otherwise get? We still need volunteers for November and December.

Thanks to the attorneys who volunteered in October:

- Thomas Cafferty
- Stephen Roach
- John Fardee
- Steven Casiere
- Gary Horn
- Jeffrey Mondville
- Doug McCrury
- Laurel Kendall
- Chad Mulkey
- Frank Landry
- Dan Grna
- Jim Adray

Volunteers needed for November & December—call or email today!

When: Any Wednesday • 5:15 – 7:30 PM
Where: WTOL-11 (corner of Summit & Cherry)
Contact Diana Lipszyc at 419-242-4763 or diana@toledobar.org.

Lawyer Referral Asks: What are you thinking?

We would like to know what you’re thinking. Do you have any suggestions to improve service to LRIS panel members or to better serve our clients?

We are also looking for new panel members and committee members. If interested, contact Diana Lipszyc at diana@toledobar.org.

Legal Community Announcements

U of Toledo Law Seminars

Nov. 7, 8 AM—Great Lakes Water Conference—McQuade Law Auditorium

Paralegal Association of Northwest Ohio (PANO)

November 17—monthly luncheon meeting—12 noon @ TBA

Make the ride even more rewarding.

Mercedes-Benz is pleased to offer exceptional incentives to American Bar Association members.

American Bar Association members are eligible to receive a special incentive—ranging from $2,000 to $4,000—on a new select 2014 or 2015 vehicle. For more information, visit www.fleet.mbusa.com/aba or for further product details, visit Vin Devers Autohaus.

Program incentives available to members in good standing with the American Bar Association. For additional program details call Mercedes-Benz at 1-866-638-7232 or send an email to fleetoperations@mbusa.com. Available for qualified customers only.
Pro Bono Legal Services Honors Volunteers

Susan L. Martin ~ Lavelle A. Willinger Award

The Martin-Willinger Award is given annually for outstanding support of the Pro Bono Program. The 2014 Award Recipient is Thomas S. Douglas

Since the inception of the Pro Bono Legal Services Program, Tom has been accepting clients in bankruptcy, expungement and real estate matters, many of which are complicated and convoluted. Tom actively accepts foreclosure cases from the Lucas County Courts, and serves as a mentor to newer attorneys working on real estate issues referred by the Pro Bono Program.

Sincere thanks to Tom Douglas for dedicated support of the Pro Bono Program.

Attorney Pro Bono Volunteer Awards Presented at Annual Appreciation Luncheon

1st Award
Denay Knope
Costa Krinas
James Sass
Craig Witherell
Joseph Urenovitch

2nd Award
James Adray
Melan Forcht
Sarah Skow
Steve Smith
Ann M. Studer
Bradley Waugh

3rd Award
Kenneth Boyd

4th Award
Sara J. Roller

Deborah Spychalski
Donna Engwert-Loyd
Nicholas Hetzer
Kollin Rice
Michael Briley
Margaret M. Weisenburger
Martha L. Riewaldt
Patricia Hayden Kurt

What’s new at The Trust Company?

THE SAME OLD THING - EXPERTISE, PROFESSIONALISM, EXPERIENCE.

Meet Diane, Kelly and Rick.

They’re familiar faces around town. They know our local community and our local financial environment. They’re ready to share their accomplished insights to help you reach your goals. For more than a generation, families and organizations have come to The Trust Company to work with professionals they know and trust.

419.865.8778
www.ttcot.com
Some Fastcase* Hints & Tips

—An Occasional Series (1 of 6) by Charles Lowry

Since the Toledo Bar offers Fastcase access as a valuable part of your member benefits package, Fastcase is supplying hints and tips to make your use as effective and efficient as possible. In the coming months, we’ll publish more notes on the use of Fastcase. We’ll start with three easy ones:

ACCESS [“How or where do I find Fastcase?”]:
Do not log in through the Fastcase page (www.fastcase.com) but through the Toledo Bar page at www.toledobar.org, with your TBA username and password. If you need your username or password, contact Jenna Grubb (jgrubb@toledobar.org; 419.244.1044) or Lori Kocol (lkocol@toledo bar.org; 419.242.3820).

CONTENT [“So what does my access offer me?”]:
The Toledo Bar provides the Premium Plan for members. You get U.S. Supreme Court, all the U.S. Circuit Courts of Appeal, all U.S. District and Bankruptcy Courts and the two highest court levels from each state—and your plan includes access to all the states. Your plan also includes several specialty courts or tribunals covered by Fastcase: Court of International Trade, U.S. Court of Claims, U.S. Tax Court, Board of Immigration Appeals, etc. For more information, visit www.fastcase.com/barmembers.

UPDATING [“How soon do new cases show up in Fastcase?”]:
Fastcase offers daily updating for every court covered in our database: Wednesday’s work is in the database on Thursday, Thursday’s work on Friday, etc. All decisions go in as slip opinions. When/ if the case subsequently appears in a case reporter, the slip opinion is removed from the database and replaced by the reported version, complete with reporter citation. If the case is not subsequently covered in a reporter, the slip opinion stays in the database as an unreported (or unpublished) case, still searchable by key word.

In future notes, I’ll get into the “nuts and bolts” of Fastcase: how do I find a case, how do I run a search, how do I frame my search terms, how do I organize and sort my results, how do I print or e-mail or save a case, how do I find out what courts have said about a case, what special Fastcase features can help me make my research as good as possible, how do I get help if I want to learn more or run into a problem, can I use Fastcase if I’m outside the office?

If you have suggestions for topics to cover in future notes, please offer them. We want this to be as useful as possible!

Chuck Lowry is a sales representative for Fastcase. He can be reached at clowry@fastcase.com.

*Free legal research for TBA members
Don’t Miss These Seminars!

Annual DR Committee Seminar 11/21
6 hrs CLE credit • 30% discount for TBA members

On November 21, the Domestic Relations Court Committee will hold the Annual Domestic Relations Seminar, 8:30-4:00 at the Toledo Bar Association. The seminar provides 6.0 general credit hours of CLE. Prices: $210 for TBA members and $300 for non-members.

The committee holds this annual seminar to help lawyers understand the changes in DR law, manage their caseload and grow their practice. The committee is pleased to have Judge David Lewandowski and Judge Norman Zemmelman speak on various topics pertinent to divorce cases. Also expected is Michael Mikkonen, Esq., from Lucas County Child Support Enforcement Agency, to discuss support issues affecting our clients. Additionally, magistrates from the Domestic Relations Court and members of the Court’s Counseling Department, will address topics including temporary orders, domestic violence, parenting time schedules and more.

This seminar is relevant to all family law practitioners—the seasoned divorce attorney, the relative novice, and the veteran branching out into other areas of practice. For questions, contact the committee co-chairmen Michael E. Bryant and Craig M. Witherell, or the Toledo Bar Association.

Managing the Media — December 15
Bruce Hennes, Hennes Paynter Communications

Who will find this helpful:
• elected officers of communities & school boards
• members of corporate/community boards & advisory groups
• public law practitioners
• defense attorneys
• executive directors & business owners

Bruce Hennes specializes in crisis preparation, crisis communications, and litigation communications. He advises attorneys and CEOs from organizations of all types and sizes—everyone can learn something from Bruce Hennes. His entertaining and informative style will keep you riveted throughout the presentation.

Managing the Media Seminar: 12/15/14
8:30 – 11:45 am • 2.5 hrs general credit • .5 hrs professional conduct
Register: www.toledobar.org or 419.242.5031

Notice To All Criminal Practice Lawyers

The judges of the General Division of the Lucas County Common Pleas Court are finalizing changes to Rule 4 of the General Division Rules to reflect revisions to Ohio Adm.Code 120:1-10 establishing qualification and training standards approved by the Ohio Public Defender Commission and changes expected to be made to that section.

Effective January 1, 2015, all attorneys interested in being appointed to represent indigent clients facing criminal charges in the Lucas County Common Pleas Court must attend, dependent on prior experience, all or part of the November 14, 2014, Appointed Counsel Criminal Practice Seminar or a subsequent video replay.

Lucas County
Common Pleas Court
First Biennial
Appointed Counsel Criminal
Practice Seminar
November 14, 2014 • 8:30 AM – 4:00 PM • University of Toledo College of Law

6.0 Hour CLE (all day):
$100 TBA member / $175 non-member

3.0 Hour CLE (AM or PM):
$50 TBA member / $100 non-member

First Video Replay: December 16 at the Toledo Bar Association

Program details are being finalized by the judges in conjunction with the Toledo Bar Association’s Common Pleas Court Committee. CLE Credit approval pending. Watch for more details!
## Continuing Legal Education

**Partial CLE Schedule — Check your email or the TBA website: www.toledobar.org**

**Fall 2014 Schedule – Subject to change – More seminars available – Check www.toledobar.org for updates**

<table>
<thead>
<tr>
<th>DATE</th>
<th>CODE</th>
<th>PROGRAM TITLE</th>
<th>PLACE</th>
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<th>CREDIT HOURS</th>
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<td>11/3/14</td>
<td>PRO110314</td>
<td>Co-Sponsored by Operation Legal Help Ohio and The Toledo Bar Association</td>
<td>Toledo Bar Association</td>
<td>Live</td>
<td>1:00 – 4:15 pm</td>
<td>3.0 General</td>
<td>$105/$150 (Free if willing to take 1 case)</td>
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<td>FED110414</td>
<td>Federal Court Committee</td>
<td>Toledo Bar Association</td>
<td>Live</td>
<td>12:00 – 1:pm</td>
<td>1.0 General</td>
<td>$35/$550 (Free to Current Federal Court Committee Members)</td>
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<td>BNK111214</td>
<td>Bankruptcy Court Committee</td>
<td>Toledo Bar Association</td>
<td>Live</td>
<td>12:00 – 1:00 pm</td>
<td>1.0 General</td>
<td>$35/$550 (Free to Current Bankruptcy Committee Members)</td>
</tr>
<tr>
<td>11/14/14</td>
<td>CPL111414</td>
<td>Common Pleas Court Committee</td>
<td>University of Toledo-McQuade Auditorium</td>
<td>Live</td>
<td>8:30 – 4:00 pm</td>
<td>5.0 General</td>
<td>$100/$150 3 Hours Only $50/$75</td>
</tr>
<tr>
<td>11/18/14</td>
<td>PRF111814</td>
<td>2013 Annual Professionalism Video Replay: We Did It Our Way!</td>
<td>Toledo Bar Association</td>
<td>Video</td>
<td>12:00 – 2:30 pm</td>
<td>2.5 Professional Conduct</td>
<td>$110/$160</td>
</tr>
<tr>
<td>11/20/14</td>
<td>NLT112014</td>
<td>Young Lawyers Committee</td>
<td>Toledo Bar Association</td>
<td>Live</td>
<td>8:30 – 11:45 am</td>
<td>3.0 New Lawyer Training</td>
<td>$105/$150</td>
</tr>
<tr>
<td>11/21/14</td>
<td>DRE112114</td>
<td>Domestic Relations Committee</td>
<td>Toledo Bar Association</td>
<td>Live</td>
<td>8:30 – 4:00 pm</td>
<td>6.0 General</td>
<td>$210/$300</td>
</tr>
<tr>
<td>12/1/14</td>
<td>CLE120114</td>
<td>Ethical Traps and Cyber Liability</td>
<td>University of Toledo-McQuade Auditorium</td>
<td>Live</td>
<td>9:00 – 12:15 pm</td>
<td>3.0 Professional Conduct</td>
<td>$110/$160</td>
</tr>
<tr>
<td>12/4/14</td>
<td>WCO120414</td>
<td>Workers’ Compensation Committee Annual Workers’ Compensation Seminar</td>
<td>Toledo Bar Association</td>
<td>Live</td>
<td>12:30 – 3:45 pm</td>
<td>3.0 General</td>
<td>$115/$160</td>
</tr>
<tr>
<td>12/5/14</td>
<td>PRB120514</td>
<td>Probate Court &amp; Elder Law Committee Annual Probate Court &amp; Elder Law Committee</td>
<td>Toledo Bar Association</td>
<td>Live</td>
<td>12:00 – 3:15 pm</td>
<td>3.0 General</td>
<td>$115/$160</td>
</tr>
<tr>
<td>12/8/14</td>
<td>JUV120814</td>
<td>Juvenile Court Committee</td>
<td>Toledo Bar Association</td>
<td>Video</td>
<td>8:30 – 4:00 pm</td>
<td>6.0 General</td>
<td>$210/$300</td>
</tr>
<tr>
<td>12/9/14</td>
<td>FED120914</td>
<td>Federal Court Committee</td>
<td>Park Inn</td>
<td>Live</td>
<td>8:30 – 4:00 pm</td>
<td>6.0 General</td>
<td>TBD</td>
</tr>
<tr>
<td>12/10/14</td>
<td>RES121014</td>
<td>Real Estate Committee Real Estate Brown Bag</td>
<td>Toledo Bar Association</td>
<td>Live</td>
<td>12:00 – 1:00 pm</td>
<td>1.0 General</td>
<td>$45/$60</td>
</tr>
<tr>
<td>12/11/14</td>
<td>CAP121114</td>
<td>Court of Appeals Committee Annual Seminar</td>
<td>Toledo Bar Association</td>
<td>Live</td>
<td>8:30 – 11:45 pm</td>
<td>3.0 General</td>
<td>$115/$160</td>
</tr>
<tr>
<td>12/12/14</td>
<td>PRF121214</td>
<td>2013 Annual Professionalism Video Replay: We Did It Our Way!</td>
<td>Toledo Bar Association</td>
<td>Video</td>
<td>8:30 – 11:00 am</td>
<td>2.5 Professional Conduct</td>
<td>$110/$160</td>
</tr>
<tr>
<td>12/15/14</td>
<td>CLE121514</td>
<td>Managing the Media</td>
<td>Toledo Bar Association</td>
<td>Live</td>
<td>8:30 – 11:45 am</td>
<td>2.5 General</td>
<td>$115/$160</td>
</tr>
</tbody>
</table>

### Need Professionalism Credit?

Here is a quick guide to seminars offering credit:

- **11/14** Common Pleas Court Seminar  1 hr Professional Conduct
- **11/18** Professionalism: We Did It Our Way  2.5 hrs Professional Conduct
- **12/1** Ethical Traps & Cyber Liability  3 hrs Professional Conduct
- **12/12** Professionalism: We Did It Our Way  2.5 hrs Professional Conduct
- **12/15** Managing the Media  .5 hrs Professional Conduct

**NEW LIVE CLE!**

**Ethical Traps & Cyber Liability**

December 1 ~ 9:00–12:15

3 hrs professional conduct credit

Held at UT Law McQuade Auditorium

Co-sponsored with: Ohio Bar Liability Insurance Company (OBLIC)
Positions Available/Wanted

ASSOCIATE—Medium sized Toledo law firm seeks a dynamic associate with 0 to 3 years’ experience for a full time litigation position primarily handling commercial litigation and insurance defense work. Offering competitive salary, health insurance, 401K, paid parking and other benefits. Send or email resume and salary requirements in confidence to: Debbie Daniel, RCMTZ Co., L.P.A., 405 Madison Ave., 8th Floor, Toledo, Ohio 43604, ddaniel@rcmtz.com.

BUSINESS TRANSACTIONAL ASSOCIATE—Northwestern Ohio law firm of 40 plus attorneys seeks a business transactional associate with emphasis on health care. Candidates should have three to five years of experience and must also have strong academic credentials and excellent writing skills. The firm offers a salary and bonus that are commensurate with experience and productivity. Send resume in confidence to: careers@marshall-melhorn.com.

LITIGATION PARALEGAL—Medium sized Downtown Toledo law firm is looking for an energetic and experienced, full time litigation Paralegal. Experienced with insurance defense work a plus. Salary commensurate with experience. We offer health insurance, 401K, paid parking and other benefits. Independent worker and good computer skills is a must. Please email me your resume at: ddaniel@rcmtz.com or fax to 419-248-2614.

LEGAL SECRETARY/Paralegal—Napoleon law firm seeking legal secretary/paralegal interested in employment and a career. Must be motivated to learn and possess excellent computer skills. Call Gary at 419-592-6801.

POSITION AVAILABLE—Cline, Cook & Weisenburger Co., L.P.A. Well-established mid-size downtown Toledo law firm is seeking 1 or 2 experienced attorneys as partners and/or associates. Candidates with existing client base strongly encouraged to apply. Salary and bonus based upon productivity. Please send resumes to Eugene F. Canestraro or Thomas M. Balyeat, Cline, Cook & Weisenburger Co., L.P.A., 300 Madison Avenue, Suite 1100, Toledo, Ohio 43604. Confidentiality protected.

Office Space Available

DOWN TOWN OFFICE SPACE—for rent near courthouse. Includes parking, answering service and copier. 419-241-8811

OFFICE SPACE FOR LEASE—1900 Monroe Street. Utilities, conference room and parking included. $300.00. Call Jerry Hoffer at 419-241-5665.

FOR Sale OR LeASE, 3 STORY BUILDING—232 10th street, Toledo, OH 43604. Asking $250,000.00 or $1200/month lease a floor. Each floor has separate entrance, bathroom, conference room, storage and offices. Great building! Hard wood floors, modern decor, well maintained. Call Ericka Parker to set appointment to view at 419-344-6838.


INNS OF COURT BUILDING AT HURON AND ADAMS—Convenient to all downtown courts and Government Center has suites available to accommodate offices of one to six attorneys with staff. Competitive rents, available storage, parking across the street and outstanding co-tenants make this an appealing location. Contact Marilyn Brown 419-243-7243.

DOWN TOWN OFFICE IN LOUISVILLE BUILDING—Downtown office in Louisville Building at 625 Madison Avenue. One 1800 square foot office with private offices for up to four attorneys with reception area and large work area for staff. Also 5700 square foot open floor will build to suit. Utilities included in rent. Beautiful panoramic views and ready to go. Contact John Martin at jmartin@louisvilletitle.com

OFFICE SPACE AVAILABLE—Two office spaces are available in Sylvania Twp. (on Reynolds near Central), One 1800 sq/ft office and one 1200 sq/ft. Free, ample parking. Call Aimee at 419-536-2066.

Office Sharing

FIRST MONTH FREE—412 14th at AD-AMS—1000 feet to courts; free parking for attorneys and clients. Private offices for lease in restored 1927 two-story brick building with shared reception, conference, kitchen, restrooms w/shower. Shared secretarial, copier/fax/etc available. J.P. Smith 419-244-0991. PLEASE NOTE—THE BUILDING BEHIND IS TO BE RAZED YET IN 2014.


Miscellaneous

FOR Sale—OFFICE FURNISHINGS—Teak desk and credenza with rosewood inlay, La-Z-Boy office chairs, golden oak secretarial desk and return with matching bookcases, filing cabinets, reception chairs and table. Call Arnie Gottlieb 419-256-3344.

HELP wanted—Volunteer for Ask the Attorney, and answer phones on Wednesdays 5:15–7:30 pm, for public service at WTOL. No experience needed. Call Diana, 419-242-4763.

FREE & CONFIDENTIAL COUNSELING FOR TBA MEMBERS—Member Assistance Program Call Symmetry at 419-475-5338 or 800-422-5338.
The Lucas County Bar, Toledo Women’s Bar, Thurgood Marshall Law Association, and Toledo Bar Association honor those members who have died during the last membership year.

The next Annual Joint Memorial Service will be held in May 2015.

Deceased members of the bar are memorialized in this newsletter each month.

Marjorie S. Hunter
Previous Executive Director of the Toledo Bar Association

Birth date: 1920
Death date: 9/3/2014
Years of Service to the Toledo Bar: 1973–1982

Change of Scene

Please register all changes of address and phone number with the TBA. E-mail Jenna Grubb at jgrubb@toledobar.org.

Notice: The Toledo Bar Association does NOT sell or distribute members’ email addresses to any person or organization.

Welcome, New TBA Member

Memorial & Honorary Donations

The TBA Foundation & the TBA Pro Bono Legal Services Program acknowledge this memorial donation:

In Memory of Morton Bobowick by John F. Hayward

In Memory of John Mattimoe by Rolf Scheidel

The Toledo Bar Association Foundation accepts memorial and honorary donations. Please make checks payable to “TBA Foundation” and specify your intentions.

In Memoriam

The Lucas County Bar, Toledo Women’s Bar, Thurgood Marshall Law Association, and Toledo Bar Association honor those members who have died during the last membership year. The next Annual Joint Memorial Service will be held in May 2015.

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Thank you for supporting the professional services of the Toledo Bar Association.
TBA Auxiliary
Eighth Annual
Holiday Trunk Show

Friday, December 5, 2014
11:00-2:00
The Toledo Club

Choose handcrafted gifts created by more than 26 local artists. Featured items will include paintings, garden art, blown glass, jewelry, knitted items, purses, stationery, children’s items, and much more!

Event organized by Pam Herschel and Jane George

TBA Calendar

All meetings are held at 12:00 noon at the Toledo Bar Association unless otherwise noted.

Federal Court Committee CLE.......................................................... 11/4/14
Professionalism Committee ............................................................. 11/4/14
PANO Committee ........................................................................... 11/4/14
Grievance Committee .................................................................... 11/5/14
Workers Compensation Committee .............................................. 11/6/14
Juvenile Court Committee ............................................................... 11/6/14
TBA Past Presidents Dinner ............................................................ 11/6/14
Intellectual Property Committee .................................................... 11/10/14
Executive Committee ...................................................................... 11/13/14
Public Law Committee ..................................................................... 11/13/14
Newsletter Committee ................................................................. 11/17/14
PANO Luncheon ............................................................................. 11/17/14
Common Pleas Court Committee ................................................. 11/18/14
Pro Bono Advisory Board ............................................................... 11/19/14
Labor & Employment Law Committee .......................................... 11/19/14
Real Estate Committee ................................................................... 11/19/14
Board of Directors .......................................................................... 11/20/14
Young Lawyers Committee ............................................................ 11/20/14
Municipal Court Committee ............................................................ 11/22/14
Social Security Disability Law Committee ..................................... 11/24/14
Lawyers & Doctors Committee ..................................................... 11/25/14
LRSE Committee ............................................................................ 11/25/14
Municipal Court Committee ............................................................ 11/26/14

Please check the TBA website at www.toledobar.org for a complete list of committee meetings. Committee reminders will be sent by email.

www.toledobar.org