



VIRGINIA BEACH BAR ASSOCIATION

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Issue Number 6

President's Message

For the four or five of you who have suffered through reading my President's Messages this year, take heart – this is my last installment. We've had an exciting year, with many excellent CLE seminars, social events, and activities.



I thought I would use my last President's Message to provide an update on a significant new initiative within the Virginia Beach Bar Association: the creation of a Past Presidents' Council ("PPC").

The PPC was the brainchild of our immediate past president, Mark Slaughter. Mark's energy and organizational skills as president, and as immediate past president, have been outstanding. When Mark proposed the idea of a Past Presidents' Council, your Executive Board enthusiastically supported the idea. Our purpose in establishing the PPC was to reach out to some of our best and brightest leaders to gain the benefit of their ideas and "big picture perspective" to improve our organization.

In the summer of 2004, Mark Slaughter appointed a steering committee of John Tilhou, Les Lilley and Bobby Davis. The purpose of the committee was to make recommendations for the formation and mission of the PPC. The Executive Board adopted those recommendations and appointed Les Lilley as Chair of the PPC's first Executive Committee. Mark served as Vice Chair, as immediate past president of the VBBA. Past Presidents Tom Betz, Judy Rosenblatt and Judge Tom Shadrick agreed to serve as the remaining members of the five-person Executive Committee.

The PPC held its first meeting in February 2005. At that meeting, the PPC established three committees: the Foundation Committee, chaired by Tom Betz; the Membership Committee, chaired by Judge Shadrick; and the Bench/Bar Conference Committee, chaired by Judy Rosenblatt. Each committee has

been active throughout this year.

The Foundation Committee has met several times for the purpose of organizing the VBBA Foundation. The Foundation will serve as the charitable arm of our Association. The Committee has adopted a Mission Statement and Bylaws, and has submitted an application for 501(c)(3) status to the IRS. The Committee is in the process of formulating grant and scholarship application requirements.

The PPC and your Executive Board have discussed the implementation of a "Justice for All" fundraising campaign as a means of enabling programs to help meet the

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legal needs for the indigent and underserved in our community. There are plans for a scholarship fund to promote law-related educational opportunities, and we have discussed the goal of bringing nationally known speakers to Virginia Beach. Our hope is that these speakers can assist in educating members of the public about the importance of law in their daily lives and in enhancing the image of the legal profession in Virginia Beach.



photo of the PPC and Board Members at a recent joint meeting

As its name implies, the Membership Committee's purpose is to expand the membership of our Association. The Committee will pursue its goal of emphasizing the importance of membership to the bench and practicing bar by promoting the professional, social and quality of life benefits to members. The VBBA Executive Board has favorably received a number of suggestions from the Membership Committee this year.

Future plans for the Membership Committee include an all-day seminar that would allow our members to obtain all of their mandatory CLE ethics credit in a single day. The seminar would be followed by a social. In addition, the Committee plans to host a party/reception specifically for the 482 non-member attorneys who practice or live in Virginia Beach. During the reception, our past presidents, Virginia Beach judges, and senior members of local law firms will comment on the benefits of VBBA membership and encourage nonmembers to join. In this manner, we hope to boost the Association's recruitment.

The Bench/Bar Conference Committee has established September 15, 2006 as the date to conduct the VBBA's first such conference. Keep

this date open on your calendars. The 2006 Bench/Bar Conference will be a joint undertaking of the Bench/Bar Conference Committee and the Young Lawyers Committee. Our hope is that the resulting interaction between the youngest members of our Association and its past leaders will help to bridge the generation gap and encourage our young lawyers to take a significant role in the future activities of this Association.

The Bench/Bar Conference Committee has considered the fact that most of our seminars tend to be focused on litigators rather than on business or transactional lawyers. Hence, this Committee hopes to establish breakout sessions addressing issues pertinent to those practices at the Bench/Bar Conference next September.

I commend the work of Mark Slaughter, Judge Tom Shadrick, Judy Rosenblatt, Tom Betz, and Les Lilley, who serve as the PPC's Executive Committee. I also extend my sincere appreciation to those past presidents who serve on each of the PPC's three committees. The Past Presidents' Council represents a promising new initiative within our organization, and I believe that we all will benefit from the efforts of its members.

Finally, mark your calendars now for the Holiday Party, to be held December 9, 2005 at the Five 01 City Grill, as well as our Annual Banquet, to be held at the new Hilton Virginia Beach Oceanfront on Saturday, January 21, 2006. This will be the opportunity to check out the new Hilton, and promises to be a fun party. Be on the lookout for further information, and be sure to sign up early to ensure a ticket to the event.

Mark your calendars for the
Annual Holiday Party
Friday, December 9, 2005



501 City Grill



Committee Reports

GOLF TOURNAMENT RESULTS

If you didn't attend this year's golf tournament, make plans now to attend next year. Besides great camaraderie and great golf, there was food for an army. If you are into beer, barbecue, beans, cole slaw, cookies and brownies you would have loved it. Here are the results:

FIRST PLACE: Mark DelDuca, Sam Eure, Brian Nowak and Ben Venudo of the Stallings and Bischoff team

SECOND PLACE: Casey Jameson, James Thomas, Paul Thomas, Matt Tiffany of the Thomas & Associates Team #1

THIRD PLACE; Tim Roof, Kyle Roof, Andy Shilling, Tommy Smith of the Law office of Tommy C. Smith team

CLOSEST TO THE PIN - Jim St. Clair

MOST HONEST TEAM- haven't got a clue



Tim Quick, Golf Tournament Chair, and Lee Quick head out for the links.

Reminder - The VBBA Annual Banquet is Sat, January 21, 2006 at The Virginia Beach Hilton

RSVP early - Space is Limited!

♪ The Band "Eight to the Bar" ♪
will perform

MEDIATION

CENTER OF HAMPTON ROADS

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Clients at an impasse?

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Highlights of Virginia State Bar Council Meeting October 21, 2005

At its regular meeting on October 21, 2005, in Charlottesville, the Council of the Virginia State Bar heard the following significant reports and took the following actions:

Malpractice Insurance Options Studied

At the request of the Supreme Court of Virginia, a subcommittee of the Special Committee on Lawyer Malpractice Insurance is exploring options for providing better protection to the public when malpractice is committed by lawyers in private practice. Options include the possibility of requiring lawyers in private practice to have malpractice insurance. About 90 percent of the commonwealth's lawyers in private practice report that they have malpractice insurance.

More Support of Criminal Defense Endorsed

VSB President Phillip V. Anderson has written to Governor Mark R. Warner to ask that more money be allocated toward court-appointed counsel fees and salaries and resources for state public defenders. The VSB Council in October 2004 adopted VSB Indigent Defense Task Force recommendations that included more financial support of indigent criminal defense in Virginia, which ranks last in the United States in fees paid to court-appointed counsel.

Disaster Pleas Drew Big Response

More than four hundred Virginia lawyers, responding to a letter from Chief Justice Leroy R. Hassell Sr. and VSB President Phillip V. Anderson, volunteered to provide pro bono legal advice to Gulf Coast hurricane evacuees who relocated to Virginia. The young lawyers groups of the VSB and The Virginia Bar Association trained the volunteers, and the Virginia Lawyer Referral Service is fielding requests for help.

Meanwhile, Virginia lawyers contributed seventy-two thousand dollars toward restoration of the justice system in the affected areas, in response to a letter from Anderson and VBA President James V. Meath. Half of the money was sent to state bar-sponsored projects in Louisiana, and half to Mississippi.

Budget

The VSB ended fiscal 2004-2005 with revenues of \$9.8 million and expenses of \$9.7 million. The reserve as of June 30, 2005, stood at \$3.78 million. VSB President-elect Karen A. Gould reported that efforts are under way to increase the Clients' Protection fund, which currently contains about \$3.3 million. An actuarial study last winter recommended that the fund increased to meet projected obligations in the coming years.

Legal Advertising Opinion - Best Lawyers

The Supreme Court approved a compromise version of Legal Advertising Opinion 114, which addresses how a listing in the book *Best Lawyers in America* can be used in lawyer advertising. The approved opinion states that truthful information about a listing in a credible directory can be included in an ad, but unfair or misleading characterizations drawn from the information are not permitted. For example, a firm might advertise that some members are listed in the book, but may not further claim to be the best law firm in a practice area or geographical region.

Online Legal Research

VSB Executive Director Thomas A. Edmonds reported that the VSB hopes to have a contract in place by the end of 2005 to provide online legal research capability to all Virginia lawyers as a member benefit. The provider is FASTCASE Inc., the only vendor to submit a proposal in response to the bar's second request through the state procurement process. FASTCASE provides a similar service in Florida, Louisiana and Iowa.

Limit Considered for Online CLE

The Mandatory Continuing Legal Education Board is exploring the possibility of a cap on the number of credit hours that lawyers may obtain through distance learning, based on the theory that live seminars with more interaction offer better training. The board is divided about the matter, as is the bar's membership.

Disciplinary Matters - Procedural Defaults

Of the instances of procedural default reported to the VSB by Virginia's appellate courts, 160 have become disciplinary cases, VSB Counsel Barbara A. Williams reported.

Law Practice Receiverships

Receiverships continue to present an element of unpredictability in the disciplinary budget, as more lawyers become disabled, die, abandon their practices or commit serious disciplinary infractions. Currently, twenty-four receiverships are pending. Ten involve attorneys who are deceased or disabled. As of August 31, the program was well under budget for costs and fees. The VSB has budgeted two hundred thousand dollars for receiverships in fiscal 2005-2006.

Justice Lacy Appointed as Liaison to the VSB Disciplinary System

The Supreme Court has appointed Justice Elizabeth B. Lacy to serve as the Court's first-ever liaison to the VSB Standing Committee on Lawyer Discipline, which reviews disciplinary cases for conformity to policy and develops disciplinary rules for review by the Council and Court.

VSB Computer Project

Dana D. McDaniel, the volunteer lawyer who has overseen the VSB's years-long effort to rewrite and integrate its computer software system, reported that the bar's technical staff and consultants are now working on the MCLE and professional regulation modules. MCLE is scheduled to be implemented in January 2006, and professional regulation in September 2006. The modules for managing accounting, membership and Consumer Real State Settlement Protection Act requirements are completed. Virginia.gov has been hired to develop password-protected Web access so that Virginia lawyers can conduct legal research and do business online with the VSB. The log-on security component is scheduled to be completed by the end of December.

Online Lawyer Look-Up

The Publications and Public Information Committee, represented by Chair William R. Allcott Jr., proposed that Virginia lawyers' addresses and phone numbers of record be made available on the VSB Web site. After concerns were expressed over junk mail and security of lawyers who work in law enforcement and intelligence, the Council indicated in a straw vote that it would prefer an opt-in process, in which information would be provided online only if lawyers affirmatively chose to be on the list. The committee was asked to bring to the February 2006 Council meeting a proposal that would specify what information would be provided and how

a lawyer would choose to be listed.

Pro Hac Vice

The Council approved by a vote of 51 to 11 a new rule that, if it is accepted by the Supreme Court, will govern appearances in Virginia courts by lawyers licensed in the U.S. outside of Virginia. The rule, proposed by the Multijurisdictional Practice Task Force, would require those lawyers to:

Associate local counsel, who must sign all pleadings.

- 1 File with the Virginia tribunal an application, a certificate of good standing from each jurisdiction where the lawyer is admitted and a fee of \$250. The fee will be waived for pro bono representations of indigent clients.
- 2 Consent to the jurisdiction of Virginia courts and agencies and the Virginia State Bar.
- 3 Be limited to seven appearances in a twelve-month period.

Succession Planning

On the recommendation of the Receivership Task Force, the Council approved by a vote of 46 to 11 an addition to the comment section of Rule 1.3 of the Rules of Professional Conduct. New Comment [4], which is advisory only, states: "A lawyer should plan for client protection in the event of the lawyer's death, impairment, incapacity or disappearance. The plan should be in writing and should designate a responsible attorney capable making, and who has agreed to make, arrangements for the protection of client interests in the event of the lawyer's death, impairment, incapacity or disappearance." The addition will be sent to the Supreme Court for its consideration.

Changes to Corporate Counsel Rule

The VSB Council voted 58-4 to allow and encourage pro bono work by attorneys with Part I corporate counsel certificates. The work must be through a Virginia-licensed legal aid society. The council also approved increasing the corporate counsel registration fee from \$50 to \$150. The changes are subject to approval by the Supreme Court.

Representation Before the Virginia Gas and Oil Board

The Council approved and sent to the Supreme Court for its consideration Unauthorized Practice of Law Opinion 209, which states that only a licensed Virginia lawyer can represent a client before the Virginia Gas and Oil Board, which the UPL Committee concluded was a tribunal. The vote was 35-3 in favor of the proposed opinion.

ABA's Gray Commended

The Council recognized Robert J. Gray Jr. of Richmond for his service as the 2004-2005 president of the American Bar Association.

"Caribbean CLE 2006"



The Ritz Carlton - San Juan

February 10 - 15, 2006



Contact John Hooker or Monica

At 425-9977 for info

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Call our new Attorney Services Division, led by Denise Stacy, who has over 20 years of experience dealing with the title insurance, escrow and legal aspects of real estate closings.

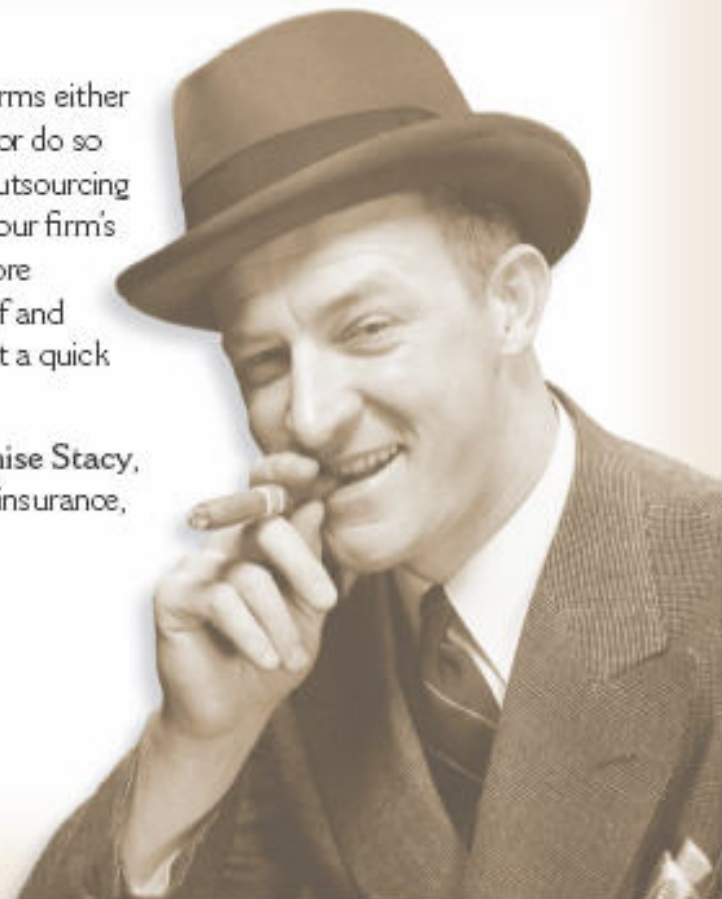


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Court News

Filing Motions in Virginia Beach J&DR Court

Numerous questions have been raised regarding which petitions or motions will be accepted by the Virginia Beach Juvenile and Domestic Relations Court regarding custody and visitation matters. To clarify:

1. When a visitation order based on a previously filed visitation petition has been entered in this court, then a Motion to Amend/Review (Form DC-630) may be filed to modify visitation. Conversely, if visitation was only ordered in a Final Decree of Divorce, or in conjunction with a custody petition filed in this court, then a new visitation petition (DC Form 511) must be filed for any changes in visitation. If prior visitation was awarded as a result of a visitation petition filed in another Virginia J&DR Court, from which the case was transferred to this court, visitation can be modified upon filing a Motion to Amend/Review on the Court's form (DC-630).

2. For all custody matters (original or modifications) a new petition must be filed on the Court's form DC-511.

3. Miscellaneous motions such as: Motion to Expedite, to Appoint a GAL, to Withdraw as Counsel, to Continue a Matter, to Advance on the Docket, to Quash, to Compel, to Vacate an Order, to Rehear, for Attorney's Fees, or to Enter an Order (if the case has already been heard and the Court is expecting an order as a result), or any other similar motion (other than a motion to modify visitation or custody) may be filed on the attorney's or pro se party's own pleading form (original and two copies!). In other words, these do not have to be filed on the court's Motion to Amend/Review form. These should be noticed for 10:30 a.m. on the appropriate judge's DUTY docket and will be heard at 11:00 a.m. Please note that notices (original and two copies) must accompany these pleadings on attorney forms. Call the court to get a date. The courtroom clerks' phone numbers are re-published in this newsletter.

4. Motions to Show Cause must be filed on the Court's Motion to Show Cause form DC-635 (an original and two copies!) When that motion is submitted, the Court will issue an order to appear. Therefore, only the motion, and not a notice or an order is required to be filed.

Judge	Courtroom	Courtroom Clerks	
Judge Winship Tower	#1	Gwen Corbin	427-8369
		Darlene Skinner	426-5828
Judge Deborah Paxson	#2	Sarah Williams	426-5826
		LaWanda Jones	426-5825
Judge Gerrit Benson	#3	Gloria Chappell	563-1359
		Paula Evans	427-8275
Judge Randall Blow	#4	Lee Ann Wright	563-1753
		Ruby Capps	427-8725
Judge Deborah Bryan	#5	Michelle Kempe	563-1849
		Keli Higgins	563-1754
Judge Ramona Taylor	#6	Ebonie Jones	426-5827
		Tara Hernandez	427-8776
Judge Deborah Rawls	#8	Patti McRae	563-1850
		Tina Pendergast	563-1822

To All Attorneys Serving on the Virginia Beach JDR court-appointed List:

Va. code section 19.2-163.03 now requires all court appointed attorneys in Virginia to be certified by the Indigent Defense Commission (IDC). The Virginia Beach JDRC is requesting that you submit written proof of your IDC certification or an IDC waiver to this court by July 1, 2006 if you wish to remain on the court-appointed list for the Virginia Beach JDRC. The certification and waiver (for experienced attorneys) process is conducted by the IDC not the court; please contact IDC for further information so that you can get your certification or waiver to us as soon as possible.

The Virginia Beach Circuit Court now has a large Smartboard available for use in hearings and at trial.

The Smartboard is, essentially, a large touchscreen computer display. It can be used to show PowerPoint presentations, to display videos, to show digital photographs and images, to annotate diagrams, as a digital whiteboard/chalkboard, and in a variety of other ways. If you would like to use the Smartboard, please call Michael Davy, Court Administrator at 427-8357 to schedule an opportunity to practice with the device beforehand.

If you plan to show a presentation or evidence on the Smartboard, it currently supports several methods of input, including: CD, Laptop computer

connection, USB Drive (jumpdrive, flashdrive, thumbdrive, etc.). *Note: It is not connected to the internet, so you will be unable to access information from the web.* Be sure to test your material on the device prior to your hearing.

The Virginia Beach Bar Association has formed a new committee to assist the Court with its implementation of new technology. The Court Technology Committee is seeking members interested

in assisting in this process, and in assisting colleagues with the use of the new technology. If you are interested in serving on the Committee, please email Ken Whitehurst at ken.whitehurst@troutmansanders.com. The Committee will ideally include judges, civil litigators, criminal defense attorneys, commonwealth's attorneys, city attorneys, and anyone else interested in the proper use of technology in the courtroom.

Court News - Short Circuits

NEW PRETRIAL CONFERENCE REQUIREMENTS FOR CONTESTED DIVORCES

Also, G.A.L. fees and final orders; "finality" of referral to a commissioner

Practice tips from the Circuit Court

By: Amy H. Jones, Staff Attorney

New pretrial conference requirements for contested divorces

Previously, pretrial conferences for contested divorces were held only if requested by the parties or a judge. Effective Nov. 1, 2005 pretrial conferences are required when either or both of the following apply:

(1) equitable distribution is contested; or (2) counsel has determined in good faith that the trial of all issues will require more than two hours. Obviously, this change means that pretrial conferences will probably be required in almost all cases.

Keep in mind that if a pretrial conference is required you must file all required forms with the court and provide them to opposing counsel. The judges look for these forms at the conference, and some attorneys have run into big problems when they think all they have to do is show up for the conference without doing any of the required preparation. Since the purpose of the pretrial conference is to discuss the issues, to reach stipulations, to discuss settlement and any other matters that may aid in the disposition of the case, it is pretty much a waste of time if none of the required documentation is prepared. Failure to comply with these requirements may result in removal of the case from the docket or imposition of any other appropriate sanction – all of which have occurred. Likewise, given the goal of reaching stipulations and perhaps settlement, the parties must attend the conference, along with counsel.

The form Contested Divorce Pretrial Order has been

changed to reflect the new requirements, and a check box has been added to indicate if the matter will take more than two hours. *Before* sending in your order, you will need to call 427-4502 to schedule the pretrial conference. If a conference is required, the date and time for it must be filled in on the order where indicated, or the order will not be entered. The conference must be held at least one week before the trial date.

All of the above is detailed in the *Contested Divorce Procedures Manual* available at www.vbgov.com/courts. You should check the website regularly for changes.

Referrals to commissioners are permanent!

We have seen a recent wave of divorce files in which counsel first has the matter referred to a commissioner, and then later obtains a contested divorce trial date with a judge. As a reminder, once a matter is referred to a commissioner for hearing it must stay there. The court will not vacate the referral and require the commissioner to return the file once the decree of reference is entered. This rule applies regardless of whether the case becomes uncontested, or it stays contested but counsel now wants a judge to hear it.

G.A.L. fees and entry of final orders/decrees

As another reminder, final orders will not be entered in domestic relations cases until any guardian ad litem who has been appointed certifies either that he or she has been paid, or that he or she is satisfied with the arrangements that have been made for payment.

Wahab Law Library

NOTICE: Effective Monday, October 17, 2005, the Wahab Public Law Library changed its hours of operation. We are now open Monday – Friday, from 8:00 a.m. until 4:30 p.m. This change to open thirty minutes earlier was implemented to accommodate our customers' need for access to law library resources before attending court. Any fax, e-mail, or phone request received after closing will be processed the morning of the following work day.



Used Books and Magazines Jeannie Tancredi

If you have a chance to stop by the law library, be sure to check out our sale cart. All proceeds from the used book sales help support the law library's book budget.

We are asking \$5.00 per volume for the Code, Reporters, and Michie's but we will take offers for each set or the entire lot.

Currently, we have the following items for sale:

- 1 *Code of Virginia* volume 4A and various pocket parts.
- 2 *Virginia Court of Appeals Reports*, volumes 1-42.
- 3 *Michie's Jurisprudence*, full set with 1998 pocket parts.
- 4 *Virginia Reports*, volumes 188-241 & volume 244.
- 5 Fiction novels, hardbacks for \$1.00 and .50 for paperbacks.
- 6 Magazines - If you need to update your office magazine collection, or for your own reading pleasure, stock up for just .25 each!

Please call 427-4419 Monday – Friday 8 a.m. – 4:30 p.m. or email us at llstaff@vbgov.com, if you have any questions.

Thank you for your support!

What's New?

Legal Reference Materials
December, 2005
By Rebecca Day

Consumer Banking and Payments Law
National Consumer Center, 3rd Edition

Consumer Bankruptcy Law and Practice
National Consumer Law Center, 2005
Special Supplement

Cost of Credit
National Consumer Law Center, 3rd
Edition

Credit Discrimination
National Consumer Law Center, 4th
Edition

*Every Dog's Legal Guide: A Must-Have
Book For Your Owner*
Nolo, 5th Edition

*Federal Civil Judicial Procedure and
Rules*
Thomson West, 2005 Revised Edition

Legal Rights of Children
Thomson West, 2005

Liens in Personal Injury Actions
LexisNexis, 2005

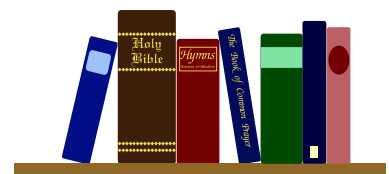
Police Misconduct
Thomson West, 3rd Edition

Punitive Damages
LexisNexis, 5th Edition

Recovery for Wrongful Death
Thomson West, 4th Edition

Senior Citizens Handbook
Virginia State Bar, 2005

Virginia Sentencing Guidelines Manual
Virginia Criminal Sentencing
Commission, 2005-2006 update



Don't miss out on the fun!



Your Bar Membership entitles you to free CLEs and social hours. Pictured above at a recent CLE are Bill Drinkwater, Bill Smith and Bill Cox. Pictured below are John Crandley, Tim Brunick, Bill Bischoff and Lane Nuckols



Notices and Announcements

VBLSA - the association for legal professionals will host the Winter Board Meeting on January 28, 2006, beginning at 9:00 a.m. at the Sheraton Ocean Front, in Virginia Beach, Virginia. The Winter Board Meeting consists of a half-day of seminars followed by a Leadership/Membership Workshop. The Third Board of Governors Meeting of VALS will be held after lunch beginning at 2:00 p.m. Registration begins at 8:00 a.m. on Saturday, January 28th and lunch is included in the registration fee. For more information please

contact Mary Hartman, Certified PP, PLS, Legal Education Council Chair at mhartman@wilsav.com; or 757-628-5540 (Office); 757-518-0436 (Home); 757-641-4442 (Cell), or visit our website at www.v-a-l-s.org. Information on membership is available upon request from Cathy Dale, PLS, VALS Vice President at 757-898-5485 (office); 757-875-0345 (home); or cdale57@msn.com.



Kyle D. Korte has joined the law firm of Wolcott Rivers Gates. Mr. Korte is a recent graduate of the University of Richmond, T. C. Williams School of Law, and will practice in the areas of business law, collections, creditors' rights and litigation.

Wolcott Rivers Gates offers well-deserved congratulations to these partners who were selected by their peers to be recognized as Virginia's *Legal Elite* by *Virginia Business Magazine* - W. Brantley Basnight, III, *Family/Domestic Relations*, David M. Bastiaans, *Taxes, Estates and Trusts*, Barry Dorans, *Labor/Employment*, Cheshire P'Anson Eveleigh, *Alternative Dispute Resolution*, Ronald M. Gates, *Business*, Samuel W. Meekins, Jr., *Civil Litigation*



Basnight



Bastiaans



Dorans



Eveleigh



Gates



Meekins

Additionally, **Ronald M. Gates**, with the law firm of Wolcott Rivers Gates was recognized by representatives of area Kiwanis Clubs as Kiwanian of the Year. He is President of the Kiwanis Childrens Council of Hampton Road, which through its Kids Priority One Program, helps over 3,000 families each month find resources and information via its website, www.kidspriorityone.org or its warm line 757-Children (244-5373).



Everett Lupton has joined the law firm of **Rutter Mills** as an attorney emphasizing his practice on motor vehicle collisions, personal injury litigation, premises liability and railroad/FELA. Mr. Lupton holds a Bachelor of Science degree from Old Dominion University and a Juris Doctor from the University of Richmond, T.C. Williams School of Law. He is admitted to practice, and has represented clients before the Virginia Supreme Court, United States Court of Appeals for the Fourth Circuit and the United States District Court for the Eastern District of Virginia. Mr. Lupton is a member of the American Trial Lawyers Association, the Virginia Trial Lawyers Association, and the Virginia Beach Bar Association. He serves as adjunct faculty at Tidewater Community College and has lectured in several continuing education seminars. Mr. Lupton has also published a law review article that was cited in various legal publications.

Michael L. Goodove, a partner of the Norfolk law firm of **Rabinowitz, Swartz, Taliaferro, Swartz & Goodove, P.C.**, who specializes in personal injury law received the "Top Forty Under 40" Annual Award from Inside Business Magazine. The Award recognizes the top 40 business people who are under 40 years of age, successful in their careers and are involved in the local Hampton Roads Community.



Philip J. Infantino, III has joined the firm of **Pender & Coward, PC** as Counsel. Mr. Infantino will be practicing in the Business Affairs and Commercial Litigation sections, with an emphasis on Government Affairs. He will chair the newly formed Immigration Practice Group for the firm. Prior to his association with the firm, Mr. Infantino served as Counsel to Congressman J. Randy Forbes, 4th Congressional District of Virginia.

Lorraine D'Angelo has joined the law firm of **Rutter Mills** as an attorney specializing in both State and Longshore Workers' Compensation claims as well as Social Security disability claims.



Ms. D'Angelo holds a Bachelor of Science degree from East Tennessee State University and a Juris Doctor from the University of Memphis. Ms. D'Angelo has been practicing law since 1999. She spent her first two years clerking for the Department of Labor's Office of Administrative Law Judges. She then spent several years handling workers' compensation issues under both the State and Longshore Acts at Newport News Shipbuilding and Dry Dock Company. Ms. D'Angelo practiced briefly in Northern Virginia before moving to the area to be near her family. Ms. D'Angelo is a member of the Virginia State Bar, the Norfolk-Portsmouth Bar Association and the National Organization of Social Security Claimants' Representatives.

Samuel W. Meekins, Jr., Esquire, of the law firm of **Wolcott Rivers Gates**, has been elected and installed as Chair of the Board of Governors of the Litigation Section for the Virginia State Bar. Mr. Meekins previously served as a member of the Litigation Section Board of Governors. Mr. Meekins continues his practice in the areas of Alternative Dispute Resolutions, Banking, Business/Corporate, Construction, Criminal, Environmental, Labor and Employment, Litigation, Unfair Competition and Workers' Compensation.



The law firm of **LeClair Ryan** is proud to announce that **Jeffrey H. Gray** has joined the firm in its Norfolk office. Mr. Gray is a partner with the Litigation Section of LeClair Ryan, focusing his practice on Securities Litigation and Regulation, Business Disputes and Civil Litigation. Mr. Gray has been selected by his peers for inclusion in both "The Best Lawyers in America"

and Virginia Business' "Legal Elite." A former chair of the Virginia State Bar's Litigation Section, Mr. Gray currently serves as President of the Virginia Beach Bar Association. Mr. Gray's community involvement has included chairing the Virginia Beach Division of the Chamber of Commerce and heading the Virginia Beach United Way Campaign.

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Has your hiring process taken a wrong turn?



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<i>Richmond</i>	<i>Norfolk</i>	<i>Newport News</i>	<i>Tysons Corner</i>
804-282-1289	757-627-3700	757-873-5940	703-918-4952

www.lawyerstaffing.com

Williams Mullen announces the addition of 13 attorneys to four Virginia offices. Christian R. Eriksen and Kirsten R. Watson have joined the firm's Norfolk office. Lauren E. Brady, W. Alexander Burnett, Jasmeet K. Caberwal, Edward M. Eakin III, Andrea J. Harlow, Jennifer D. Mullen, Jeanne E. Snyder and Kristin K. Whitaker have joined the firm's Richmond office. Qwendolyn N. Brown has joined the firm's Tysons Corner office. Brett A. Bush and Jeffrey M. Reale have joined the firm's Virginia Beach office.



Brett Bush is an associate in the firm's Health Care Section, where his practice focuses on general health care matters. Mr. Bush received his bachelor of arts degree, with distinction, from the University of Virginia. He received his juris doctor degree from the University of Virginia School of Law. Mr. Bush will work out of the Virginia

Beach office.

Christian Eriksen is an associate in the firm's Technology, Intellectual Property & Entertainment Section, where his practice focuses on general intellectual property matters, including federal intellectual property litigation and counseling clients on trademark, copyright, trade dress and trade secret protection and licensing. Mr. Eriksen earned his bachelor of arts degrees in public policy and environmental science from the College of William & Mary. He earned his juris doctor degree, *cum laude*, from Tulane University Law School. Mr. Eriksen will work out of the Norfolk office.



Jeff Reale is an associate in the firm's Real Estate and Financial Services sections, where his practice focuses on general business and real estate matters. Prior to joining Williams Mullen, Mr. Reale served as a law clerk to the Honorable Lydia Calvert Taylor and the Honorable Charles E. Poston, who sit on the Virginia Fourth Judicial Circuit. Mr. Reale

earned his bachelor of arts degrees in economics and environmental studies, *summa cum laude*, from Binghamton University. He earned his juris doctor degree from William & Mary School of Law, *magna cum laude*. Mr. Reale will work out of the Virginia Beach office.

Kirsten Watson is an associate in the firm's Financial Services and Real Estate sections. Her practice focuses on general corporate finance and real estate law matters. She earned her bachelor of arts degree from the University of Virginia and her juris doctor degree, *cum laude*, from the University of Miami School of Law. Ms. Watson will work out of the Norfolk office.



Neil L. Rose, Esquire, of the law firm of **Wolcott Rivers Gates**, has been elected as President of the Norfolk Kiwanis Club. Kiwanis is a global organization of volunteers dedicated to changing the world one child and one community at a time. Mr. Rose continues his practice in the areas of

Business/Corporate Law, Commercial Real Estate, Elder Law, Taxation, as well as Wills, Trusts and Estates.

Judge A. Joseph Canada, Jr., along with other judges from around the United States, was selected to attend a course conducted by the American Academy of Judicial Education. The course was entitled "Science, Bioethics and the Law" and was held on July 23-July 28, 2005. The course proved to be very valuable with all of the change in our culture today. Judge Canada's attendance was supported by a scholarship awarded by the State Justice Institute (SJI), a non-profit organization established by federal law to award grants to improve the quality of justice in state courts nationwide, facilitate better coordination between state and federal courts, and foster innovative, efficient solutions to common problems faced by all courts. More information about the institute is available on the SJI website (<http://www.statejustice.org>).

WELCOME NEW MEMBERS

THE VIRGINIA BEACH BAR ASSOCIATION
WELCOMES THE

FOLLOWING NEW MEMBERS:

ANDREW BANDER	ELIZABETH BARNES
JOHN CRANDLEY, JR.	JAMES GARRETT
MATTHEW MORKEN	RUBY LEE
W. WARE MORRISON	MICHELLE ROBICHAUD
JEFFREY REALE	ELIZABETH KALOCAY

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Office Space Available - 347 S. Witchduck Road
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Office Space Available - Executive Cove Center--5600 Virginia Beach Blvd. Central location with easy access to Virginia Beach, Norfolk And Chesapeake. Call 287-0316 for more information.

Buying Or Selling Real Estate - Courtesy Listing commission discount or closing cost assistance extended to Virginia Beach Bar Association Members and their staff. As a licensed attorney in Virginia, a member of the Virginia Beach Bar Association and a licensed real estate agent with Wainwright Real Estate, I will list and market your home or other real estate for sale on the local Multiple Listing Service for as low as 4% total commission; or will provide up to 1% closing cost assistance when you purchase any property listed on the local MLS through me as buyer's agent for you. Offer valid until next issue of this newsletter. Conditions apply; call or email me for details. John Probst; Cell: 757-235-9300; email: jp.realestate@earthlink.net

Office Space Available - Lynnhaven Parkway adjacent to I-264. 1st floor, 6 large offices, conference room, 2 rest rooms, furnished recept. area. 463-5800; 343-5142.

DEADLINE - THE DEADLINE FOR THE FEBRUARY

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Dec 9 Holiday Party - 5:00 - 5:01
City Grill

Jan 21 **VBBA Annual**

Banquet - Invitations will be
mailed in December. *Please RSVP
quickly as seating is limited.* This is
an event you do not want to miss!

Feb 10 "Caribbean CLE 2006" -
San Juan - Call Monica at 425-9977
for more info

March "SmartBoard" CLE - info
to follow