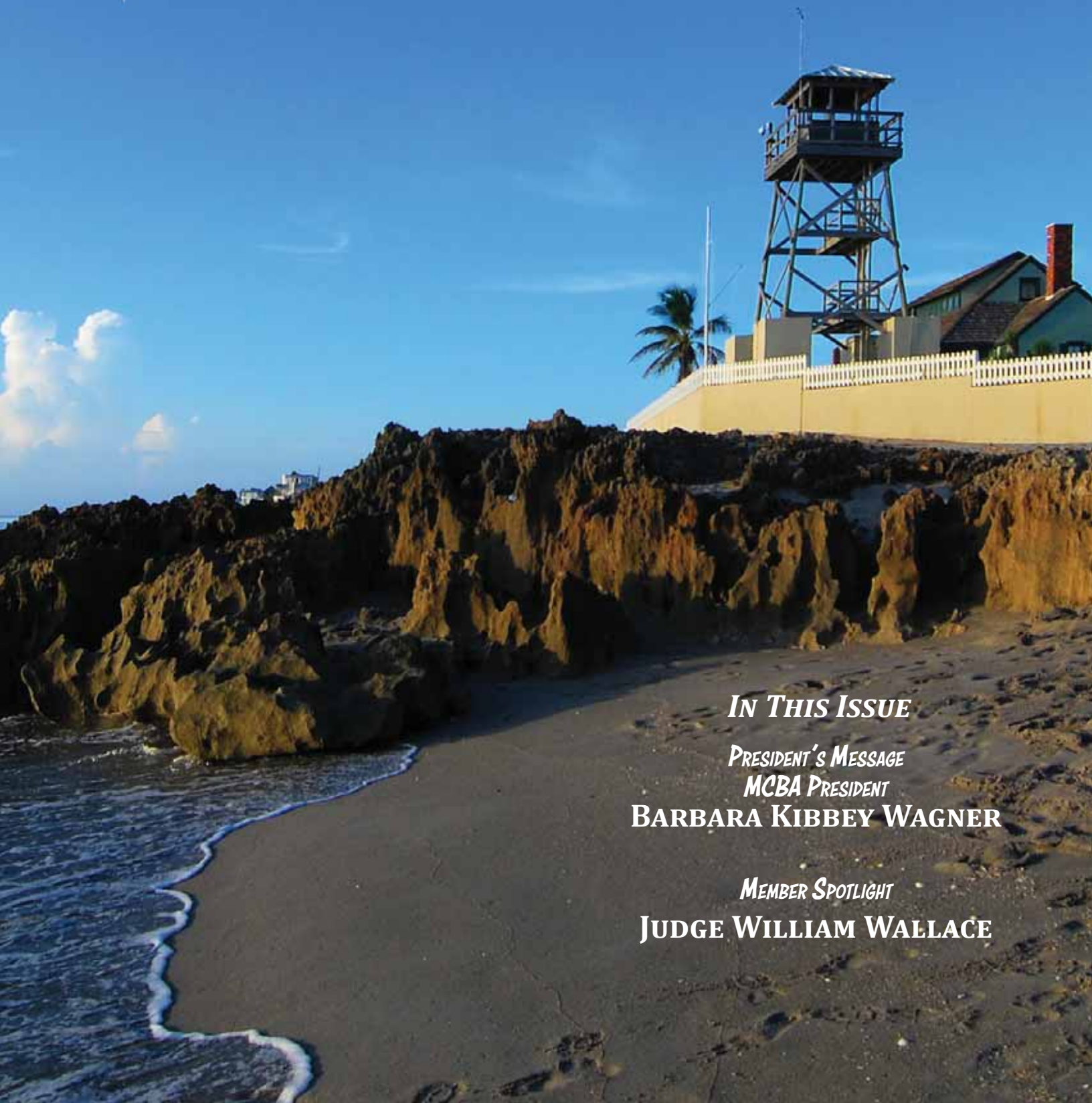


MARCH 2021



The SideBar

Newsletter of the Martin County Bar Association



IN THIS ISSUE

PRESIDENT'S MESSAGE

MCBA PRESIDENT

BARBARA KIBBEY WAGNER

MEMBER SPOTLIGHT

JUDGE WILLIAM WALLACE

IN THIS ISSUE

CLE Monthly Meeting (Pg. 2, 32)
President's Message (Pg. 3)
Judiciary Zoom Link Reference Guide (Pg. 4)
Tri-County Appellate Seminar (Pg. 6)
Member Spotlight (Pg. 7)
Appellate Seminar (Pg. 10)
19th Circuit Virtual Town Hall (Pg. 16)
Inns of Court (Pg. 27)
Florida Bar Helpline (Pg. 28)
Florida Free Legal (Pg. 29)
Online Resources (Pg. 29)
Links, Jobs & Legislation (Pg. 30)
Calendar of Events (Pg. 31)

Law/Bar Related Committee Reports:

Admiralty (Pg. 13)
Appellate (Pg. 15)
Bankruptcy (Pg. 23)
Diversity (Pg. 9)
Employment (Pg. 21)
5K Race to Courthouse (Pg. 22)
Florida BOG (Pg. 8)
Immigration (Pg. 24)
Judicial Relations (Pg. 6)
Legal Resources (Pg. 26)
MCWL (Pg. 18)
19th Circuit JNC (Pg. 12)
Paralegal (Pg. 12)
Real Property (Pg. 19)
Solo & Small Firm (Pg. 11)
Tennis (Pg. 22)

THE SIDE BAR NEWSLETTER

Published monthly, excluding June & July, by the Martin County Bar Association as a service to its membership.

If you have an article, opinion, news or other information for publication in the *SideBar*, please call (772) 220-8018 or email information to: martincountybarassociation@msn.com

The due date for all advertisements, articles and announcements is the 1st of the month preceding publication.

Zoom with Us on March 19, 2021

On Friday, March 19, 2021, the Executive Board of the Martin County Bar Association (MCBA) will welcome Hon. Spencer D. Levine, Chief Judge, Fourth District Court of Appeals as the guest speaker.

Judge Levine received his Bachelor of Arts degree from New York University, graduating Phi Beta Kappa with Honors in History. He received his J.D. degree from the University of Miami, and his LL.M. degree in Judicial Studies from Duke University School of Law. He has served on Florida's Fourth District Court of Appeal since April 2009, and was unanimously selected by his colleagues to be Chief Judge in July 2019. Prior to his judicial appointment, Judge Levine served as Director of the Medicaid Fraud Control Unit in the Florida Attorney General's Office, as General Counsel to the Palm Beach County Sheriff's Office, and as an Assistant State Attorney in the Palm Beach County State Attorney's Office.



Hon. Spencer D. Levine,
Chief Judge

Judge Levine is a member of the District Court of Appeal Budget Commission. He formerly served on the Florida Supreme Court Committee on Standard Jury Instructions in Business and Contract Cases, as well as the Committee on Standard Jury Instructions in Criminal Cases. He was a previous chair of the Judicial Ethics Advisory Committee, and he was a member of the Florida Supreme Court's Code of Judicial Conduct Workgroup. Judge Levine received the "Outstanding Jurist Award" from the Craig S. Barnard American Inn of Court. He was published in the *St. Thomas Law Review* (Spencer D. Levine, *Differing Schools of Thought: Changing Perceptions of Oral Argument*, 31 *ST. THOMAS L. REV.* 133 (2019)), and served as Editor-in-Chief for *Judicature* magazine (Fall/Winter 2018). He has also chaired the Education Committee for the Florida Conference of District Court of Appeal Judges, held membership in the Florida Court Education Council, served as an adjunct professor at Florida International University School of Law, and currently teaches as an adjunct professor at St. Thomas University School of Law. Judge Levine has also taught at the Prosecutor/Public Defender Trial Training Program at the University of Florida, the Florida College of Advanced Judicial Studies, and the Florida Judicial College New Appellate Judges Program.

We look forward to an insightful and engaging program with another great turnout. To receive Zoom details, please RSVP by email to: martincountybarassociation@msn.com by Tuesday, March 16, 2021. Zoom details will be sent on March 17, 2021 to all who RSVP.

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Message From the President

Martin County Bar President - Barbara Kibbey Wagner, Esq.

Dear Members,

March is here, and with it, the hope that soon it will be “business as normal.” Even if life resumes as we know it, Zoom court appearances for dockets and status hearings, fortunately, are said to remain.

While a huge benefit to a trial practitioner jostling the overlapping dockets on a daily basis, I often found myself without the correct Zoom link, or failed to read the most recent court Zoom procedure.

In an effort to navigate the different Courts virtually with simplicity and ease, I have compiled this Zoom “cheat sheet” for the 19th Circuit. This Zoom Link Quick Reference Guide is to be used as a helpful aid for **attorneys (and staff) only**. Please note that although a member of the Judiciary may have a Zoom link listed below, this does not mean that the hearings will always be conducted via Zoom, and one should contact their judge’s page on www.circuit19.org for further information. First Appearance Zoom links are also provided, but prior permission from the Judicial Assistant is requested, and in some cases mandatory, for First Appearances.

Additionally, **nearly all members of the Judiciary have specific procedures for Zoom appearances, and one should review each judge’s individual procedure.** The asterisk denotes that the Court has additional special procedures as to Zoom appearances, and/or may require in-court appearances, and/or that the judicial member did not have any Zoom information on their webpage on Circuit19.org at time of publication. Each attorney should also defer to the policies and procedures of each Court in order to ensure that this reference is up-to-date and accurate.

I hope you find this helpful. Should you have any questions, please do not hesitate to contact me.

Best,



Barbara Kibbey, Esq.
2020-21 Martin County Bar President



Barbara Kibbey Wagner
2020-2021 President

Happy Spring

JUDICIARY AND WEEKEND FIRST APPEARANCE
ZOOM LINK QUICK REFERENCE GUIDE
MARTIN COUNTY

Honorable Sherwood Bauer, Jr.: * <https://zoom.us/j/5033890737>
 Policy: <http://www.circuit19.org/sites/default/files/judges/Judge%20Bauer/DOC012721.pdf>

Honorable Steven J. Levin:* <https://zoom.us/j/5017263383>

Honorable Brett M. Waronicki: * <https://zoom.us/j/5533068943> Meeting ID: 553 306 8943

Honorable Lawrence Mirman (Chief Judge): *

“The Court is conducting probate hearings via Zoom during the COVID-19 ongoing emergency situation. Once the attorney sets the probate matter for hearing utilizing the online method, the Court will create a Zoom meeting link and the Court’s J.A. will send the link to the attorney who set the hearing. That attorney should supply the link to persons seeking to appear for that hearing.”

Honorable Gary L. Sweet: butlers@circuit19.org *

Honorable Kathleen H. Roberts: gonzalezm@circuit19.org *

Honorable Darren Steele: coonsm@circuit19.org *

Honorable Jennifer A. Alcorta Waters: * <https://zoom.us/j/4350365185>

ST. LUCIE COUNTY

Honorable Elizabeth A. Metzger: sedas@circuit19.org *

Honorable Robert E. Belanger:* <https://zoom.us/j/7434802507>

Honorable Laurie Buchanan:* <https://zoom.us/j/5163900212>

Honorable Victoria L. Griffin:* <https://zoom.us/j/5230674356>

Honorable Steven J. Levin:* <https://zoom.us/j/5017263383>

Honorable Michael Heisey:* <https://zoom.us/j/5557955019>

Honorable Robert Meadows:* Dependency: <https://zoom.us/j/302744056>

Honorable Charles A. Schwab:* Meeting ID: 948 1698 8815

Honorable William L. Roby:* <https://zoom.us/j/7320744858>

Honorable Edmond W. Alonzo: simmonsj@circuit19.org *

Honorable Daryl Isenhower: * <https://zoom.us/j/91133270402?pwd=VmFyQTdabnFFWkjhWINTb2p1OWJkZz09> Meeting ID: 911 3327 0402

Honorable Kathryn Nelson:* <https://zoom.us/j/97266917573>

Honorable Jeffrey Hendriks:* <https://zoom.us/j/8766406089>

Continued On Next Page . . .

INDIAN RIVER COUNTY

Honorable Cynthia L. Cox:* <https://zoom.us/j/6168154963>

Honorable Janet C. Croom:* <https://zoom.us/j/7450461040?pwd=Rk5GY05VZFBnVnA3d0phM2krVHpQQT09>

Meeting ID: 745 046 1040 Passcode 123456

Honorable Michael J. Linn:* ircjudge5@circuit19.org *

Honorable Dan L. Vaughn: *

“On November 13, 2020, Judge Vaughn put into effect that he will NO LONGER ALLOW ATTORNEYS TO APPEAR VIA ZOOM *unless it is medically necessary for them to do so.* Defendants who are in custody will continue to appear via Zoom from the jail.”

Honorable Nicole Menz: * ircjudge@circuit19.org

Honorable Robyn E. Stone:* IRCJudge@circuit19.org *

OKEECHOBEE COUNTY

Honorable James McCann:* <https://zoom.us/j/3062714321>

Honorable Michael McNicholas: warev@circuit19.org *

Honorable William Wallace: * <https://zoom.us/j/3798991249>

FIRST APPEARANCE ZOOM LINKS

(These links are for weekday and weekend First Appearances only. Attorneys should request permission from the judicial assistant prior to appearing via Zoom for First Appearances.)

Martin County Join Zoom Meeting

<https://zoom.us/j/4016646199?pwd=dIRMK11JbmJOUFIBREQzbWMrZmxnQT09>

Meeting ID: 401 664 6199 Password: 408934 Dial by your location +1 301 715 8592 US +1 253 215 8782 US Meeting ID: 401 664 6199

Indian River County

<https://zoom.us/j/9740237054?pwd=dUQzQndDUzJTUGZOMWIPcFZVOGZ6QT09>

Meeting ID: 974 023 7054 Password: 208352 Dial by your location +1 253 215 8782 US +1 301 715 8592 US Meeting ID: 974 023 7054 Password: 208352

Saint Lucie County Join Zoom Meeting

<https://zoom.us/j/7728071111?pwd=eVFmY1I1akFGWmp5MExCMU95MmRVUT09>

Meeting ID: 772 807 1111 Password: 398978 Dial by your location +1 301 715 8592 US +1 253 215 8782 US Meeting ID: 772 807 1111

Okeechobee County Join Zoom Meeting

<https://zoom.us/j/4442390062?pwd=WEJweWc0dDhkdHBBZ09oQXdZQ1p1dz09>

Meeting ID: 444 239 0062 Password: 107802 Dial by your location +1 253 215 8782 US +1 301 715 8592 US Meeting ID: 444 239 0062

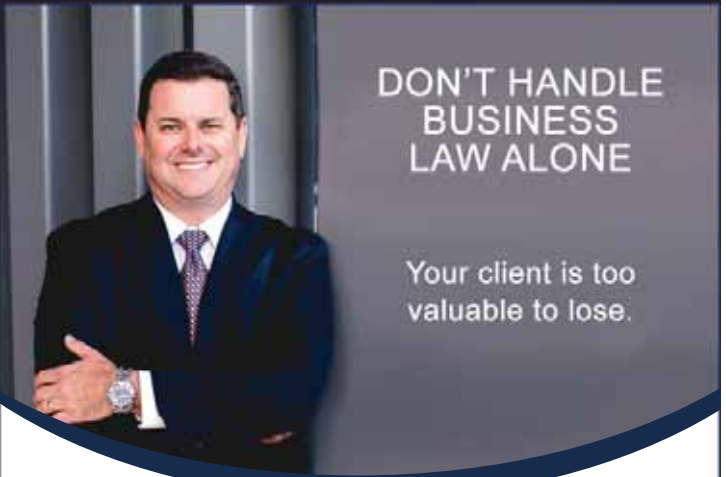
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Judicial Relations Committee

Jessica Van Valkenburgh - Chair



Jessica M. VanValkenburgh
Chair

2020-2021 JRC Committee Members – Chief Judge Lawrence Mirman, Judge Elizabeth Metzger, Judge William Roby, Gene Zweben and Kathryn McHale

Our Purpose: The purpose of the MCBA's Judicial Relations Committee (JRC) is primarily to serve as a liaison between the Martin County Bar Association and the

19th Circuit's Judiciary. Moving forward, the JRC will be planning, implementing and coordinating certain programs designed and focused on improving relationships and overall communications between the Bench and Bar.

Please look for our Judicial Speaker Series schedule TBD!

If you are interested in the JRC please contact Jessica VanValkenburgh, Esquire, at jmv@mccarthysummers.com

Visit the MCBA website at www.martincountybar.org for upcoming events, committee meetings and more!



find us online



Member Spotlight

Judge William Wallace



Education:

Undergrad? FAU
Law School? Nova Southeastern Law School

How long have you been practicing law?

31 years before taking Bench.

Why did you want to be an attorney?

To help people who were truly in need of assistance.

Why did you want to be a judge?

Provided me an opportunity to continue to challenge myself.

What do you like most about it?

Providing all parties an opportunity to be heard.

What don't you like?

I sit in an adversary position that requires you to follow the law even though personally you wish the outcome would be different.

What are the biggest changes you have seen through the years?

The decline in professionalism and with Zoom being the current standard to conduct Court, I have observed lawyers smoking cigarettes, drinking soda, appear to either just gotten out of bed or maybe still in bed, heard toilet flushing (thankfully video was disabled), etc. It is still a Court proceeding that needs to be conducted in the same manner as if one was in the Courtroom.

How do you define success?

Interpersonal happiness and fulfillment.

Who inspires you?

The attorneys who are prepared, making argument and representing their client in a professional manner.

Who has been the most influential person in your career?

Albert Gamot.

What is the best piece of advice you have ever received?

Remove the emotions and concentrate on the facts. If I did not believe my client was being truthful, don't have the expectation that I will be able to convince 6 jurors.

What advice would you give to someone looking to become an attorney?

To have a clear understanding of the commitment both personally and as a professional.

If you weren't an attorney, what would you be doing?

Ranching (arguing with cows).

What's on your bucket list?

Restore a 1948 - 1951 Ford Truck; go snow skiing in August in South America.

What is something about you that someone might be surprised to learn about you?

Certified Dive Instructor.

The Florida Bar Updates / Board of Governors' Report

GREG WEISS - 19TH CIRCUIT BOG REPRESENTATIVE



Keep updated on Florida Bar initiatives and Board of Governors information, meeting minutes and reports by visiting the website regularly!

A direct link can be found at The Florida Bar's home page (www.floridabar.org) by clicking the "About The Bar"



Greg Weiss
19th Circuit BOG Rep



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Diversity Committee

Erika Powers - Co-Chair
Ricky Armand - Co-Chair

CELEBRATING & EMBRACING DIVERSITY



Erika Powers
Co-Chair

It is an honor to be a part of a bar association that makes an effort in celebrating and embracing diversity. February and March are a great time to commemorate and celebrate diversity, as they are Black History Month and Women’s History Month, respectively. In celebration of Black History Month, attorneys from our bar association and the state bar participated in different events that promoted racial unity.

On Tuesday January 19, 2021, Attorney Willie Gary was this year’s Martin Luther King event keynote speaker at Vermont Law School. Martin County Bar Association Diversity co-chair, and Vermont Law School Alum Ricky Armand, introduced Mr. Gary. Speaking to White Valley Middle and High School and Vermont Law School over live stream, Mr. Gary stressed the importance of education as a tool for success. Addressing the younger students in the audience, Mr. Gary said, “Dr. King gave his life for you to have the opportunity to be all you can be. And you don’t have the right to let him and all those who marched down.” A month later, on February 19, 2021, Attorney Willie Gary was the MCBA luncheon speaker. Mr. Gary discussed his perspectives and experiences in his career, the challenges he has faced, and how they were overcome.

The month of March is known as Women’s History Month, which has widely become a time for recognition and celebration of the history of women’s impact in the world, and to raise awareness of issues women are facing worldwide. It is celebrated every March to coincide with International Women’s Day, established to commemorate the movement for women’s rights on March 8th.

There are approximately 18 women who chair or co-chair a committee in our bar association. We want to thank all the women who are volunteering their time and efforts to continue to make our bar association an enriching experience. We want to

especially highlight and thank our president, Barbara Kibbey Wagner, for her leadership and commitment to the Martin County Bar Association and to the community. Barbara is the twelfth woman MCBA president.

As a legal community, we celebrate and value diversity of all forms, and we encourage you to do the same. We thank EVERYONE in our bar association that is participating in these efforts and making a difference.

For more information contact Erika Powers, Esq. at epowers@jgormanlaw.com or Ricky Armand at ra@williegary.com



Ricky Armand
Co-Chair

Personal Injury Trial Attorney JACK SOBEL

Board Certified Civil Trial Lawyer



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jsobel@dwinjurylaw.com

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Lawyer available on Amazon.**

Save the Date

Conversations with the Fourth DCA

Presented by the Martin County, Palm Beach County and Broward County Bar Associations
Friday, March 26th, 2021 9:00 a.m. to 12:00 p.m.

The State of the Court

Chief Judge Spencer Levine, Chief Judge-Elect, Burton Conner, and Clerk of the Court, Lonn Weissblum

Introducing Judge Edward Artau

An introduction and welcome by Chief Judge Levine to the newest judge on the Fourth District Court of Appeal, Judge Edward Artau.

Brief Writing Today

Judge Melanie May and Judge Robert Gross

Judge Melanie May and Judge Robert Gross will present information, ideas, tips, and feedback on brief writing in the appellate court.

Q & A Session with Judges of the Fourth District Court of Appeal

An opportunity for questions and discussion with the judges of the Fourth District Court of Appeal.

CLE Credits have been applied for
More Details to follow

WORKERS' COMPENSATION TRIAL ATTORNEY

Jeffrey M. Friedman



**Board Certified
Workers' Compensation
Attorney**



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Solo & Small Firm Committee

Join fellow members of the MCBA on March 11th as we learn about **Time Management Strategies & Life Hacks for the Productive, Professional Lawyer** from **Melanie Griffin, Esq.**,
Founder of Spread your Sunshine.



Kathy McHale
Chair



Time. It is something we all want more of. Yet, no matter how hard we wish, there are only 24 hours in each day. During this virtual webinar, these 24 hours will be stretched as far as possible. Together, we will develop a personal strategy that incorporates time management skills and other productive habits to become more effective, efficient, professional and happy lawyers who best serve ourselves, our clients and employers/employees, and the legal profession and justice system as a whole.



Melanie Griffin is dedicated to providing inspirational products, tools and resources to brighten the world and empower all to believe in themselves, find joy, achieve their dreams and shine beyond the glass ceiling.

All are welcome

**Thursday, March 11th- Noon - 1pm by ZOOM Conference
CLE pending (1 hour)**

RSVP to Kathy McHale - Kathy@KMcHaleLaw.com

**Presented by the Small Firm and Solo Committee
Sponsored by:**



Paralegal Committee

Pam Lewis - Chair

Greetings all: I hope everyone is staying safe and healthy throughout this craziness. I am getting more and more hopeful as we draw nearer to the vaccine and a hope for eradication or at least keep this Covid 19 under control. I would like to get back on track with the meetings, but to be honest, I have grown tired of zoom and long for the good ole days. I know some of you have no other avenue for CLE's so I will do my best to obtain a speaker and hold a zoom meeting in late March.



Pamela Lewis
Chair

Stay tuned....

19th Circuit Judicial Nominating Commission

The MCBA will continue to post updates on the 19th Circuit JNC Commission meetings and deadlines for appointments to fill judicial vacancies as they become available at www.martincountybar.org

For more information, email martincountybarassociation@msn.com



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ADMIRALTY LAW



Joanne Foster - Chair

Uberrimae Fidei: Boat Owner’s Duty of Utmost Good Faith to the Boat’s Insurer An Entrenched Principle of Maritime Law

Submitted by Barbara Cook

In a dispute between a boat owner and the insurance company, the U.S. Court of Appeals for the First Circuit in *QBE Seguros v. Morales-Vazquez* 2018 WL 3763305 affirmed the judgment of the district court in voiding the policy, holding that the district court properly applied the doctrine of *uberrimae fidei*, and citing, among others, the 11th Circuit in *HIH Marine Services, Inc., v. Fraser*, 211 F.3d 1359, 1362 (11th Cir. 2000) in agreement.

The Facts: When Defendant Carlos A. Morales-Vázquez applied for an insurance policy for his 48-foot Cavileer from an entity later acquired by the Plaintiff insurer, he left blank the spaces provided in the application for answers to questions asking him to describe his prior boating history and all accidents related to any vessel he had previously owned, controlled, and/or operated. Morales-Vázquez failed to disclose the prior grounding of his former 40-foot yacht and failed to list his history with five of the seven boats he had owned. When the \$550,000 Cavileer was appreciably damaged by fire, Morales filed a claim with the insurance company. The insurer made several offers of settlement, all refused by

Morales-Vazquez. When the insurer became aware of the grounding of the previous yacht, the insurer exercised its right to examine Morales-Vazquez under oath, wherein he disclosed all of his previous omissions. Plaintiff then sought a declaratory judgment voiding the policy on the grounds that Morales-Vázquez had failed to honor his duty of utmost good faith, known as *uberrimae fidei* in maritime law, in acquiring the policy and had therefore breached the warranty of truthfulness contained in the policy. The district court concluded that Plaintiff was thereby entitled to void the policy. The First Circuit affirmed, holding that the district court correctly concluded that the *uberrimae fidei* doctrine entitled Plaintiff to a declaration that the policy was void, and **no showing of actual reliance is required.**



Joanne Foster
Chair

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Rafael J. Roca, Esq.

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CIVIL TRIAL ATTORNEY



Jeffery D. Kirby, Esq.
CIVIL TRIAL ATTORNEY



Donald W. Vollender, Esq.
PRE-SUIT ATTORNEY



Seth W. Pachter, Esq.
PRE-SUIT ATTORNEY

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Appellate Committee

Donna Eng - Co-Chair
Carri Leininger - Co-Chair

Zoom: Covid's Silver Lining

Submitted by Carri Leininger



Donna Eng
Co-Chair

The silver lining of Covid is the advent of Zoom. Zoom allowed the Appellate Section of the MCBA to host 4 CLEs with a stellar group of speakers that included judges from the District Courts of Appeals and justices from the Florida Supreme Court. We finished with Steve Brannock, one of the preeminent appellate lawyers in our state. He spoke on the topic

stays and bonds; topics that are critical for any trial attorney who has taken a verdict or appellate lawyer who gets the call from a trial attorney who has taken a verdict. Below is a portion of the outline that Steve Brannock provided.

Stays of Judgments Pending Appeal - By Steve Brannock

Filing a notice of appeal does not automatically stay the judgment below. Rule 9.310(b). Thus, in the absence of a stay, the prevailing party may act upon the judgment and begin to execute upon the judgment. The party seeking to stay the order pending review must seek such relief from the court. Rule 9.310(a).

Exceptions. There are three exceptions to the general rule that an appeal does not result in an automatic stay of execution:

Stay Pending Appeal-Not Automatic. If the order is a judgment solely for the payment of money, a party may obtain an automatic stay without the necessity of a motion or order by posting a good and sufficient bond equal to the principal amount of the judgment plus twice the statutory rate of interest on judgments on the total amount on which the party has an obligation to pay interest. Rule 9.310. A court has no jurisdiction to change this amount or deny a stay when the bond requirements have been met. *QBE Insurance Corporation v. Chalfonte Condominium Apartment Assoc., Inc.*, 94 So. 3d 541, 555 (Fla. 2012).

Public Bodies; Public Officers.

The timely filing of a notice automatically operates as a stay pending review, except in criminal cases and actions under the Administrative Procedure Act, when the state, any public officer, or a public body seeks review. You may seek to vacate the automatic stay by motion in the lower tribunal upon the showing of compelling circumstances. *In re Amendments to the Florida Rules of Appellate Procedure, 2 So. 3d 89 (Fla. 2008)*; *Tampa Sports Authority v. Johnson*, 914 So. 2d 1076 (Fla. 2d DCA 2005); *State, Department of Environmental Protection v. Pringle*, 707 So. 2d 387 (Fla. 1st DCA 1998). The lower court's ruling on the motion to vacate is reviewable by motion to the appellate court. Rule 9.310(2). The trial court may condition the stay upon the posting of a bond, except that no bond may be imposed when the case involves planning level governmental functions. *Bush v. Holmes*, 867 So. 2d 1270 (Fla. 1st DCA 2004); *City of Ft. Lauderdale Lakes v. Corn*, 415 So. 2d 1270, 1272 (Fla. 1982). The automatic stay provision applies in Jimmy Ryce Act civil commitment proceedings, *Mitchell v. State*, 911 So. 2d 1211 (Fla. 2005), and to civil forfeiture proceedings, *Gervais v. Melbourne*, 890 So. 2d 412 (Fla. 5th DCA 2004).

Judge in Compensation Claims Awards. The filing of a notice of appeal automatically operates as a stay pending review of an award by a judge of compensation claims on a claim for birth-related neurological injuries. Rule 9.310(b)(3).



Carri Leininger
Co-Chair

19TH JUDICIAL CIRCUIT VOLUNTARY BAR COALITION TOWN HALL

An open forum for Bar Association
members of the 19th Circuit.

TUESDAY, MARCH 23, 2021
5:30 - 7:00 P.M.

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CLE Credit Applied For
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BREAKING NEWS

Manuel Farach Joins Mrachek Law as a Shareholder



Mrachek Law is proud to announce that Manuel “Manny” Farach, Esq. has joined the Firm as a Shareholder. Farach is Board Certified by the Florida Bar in

Business Litigation, Appellate Practice and Real Estate Law, one of only 15 members of The Florida Bar simultaneously board certified in three areas of practice. Manny is highly regarded throughout Florida as a real property and business litigator, having been named the Justice Anstead Board Certified Lawyer of the Year in 2019, and being listed in Chambers and Partners, Florida Trend’s Legal Elite “Hall of Fame” as one of the Top 100 Florida SuperLawyers, making him Mrachek Law’s third partner with that distinction. Manny holds an “AV Pre-Eminent” rating from Martindale-Hubbell.



Manny is highly involved in bettering the legal profession. He serves as the Chair of American Bar Association’s Real Estate Litigation Group, and is a Fellow of the American College of Real Estate Lawyers, where he serves as the incoming Chair of the Bankruptcy and Real Estate Litigation Committee. He is the former Chairman of the Fourth District Court of Appeal Judicial Nominating Commission, and the current Chair of the 19th Circuit Judicial Nominating Commission. He recently won the 2020 Judge Edward Rogers Diversity Award from the Palm Beach County Bar Association, of which he previously served as President. Manny also serves as an adjunct professor at the Florida State University College of Law.

Farach stated, “I have worked with several of my new partners over the years, both in litigation and otherwise, and I have a great respect for their high level work and professionalism. I look forward to being a part of such a well-regarded boutique business litigation law firm. This is a great opportunity for me to focus solely on litigation, teamed with other skilled advocates with a similarly intense focus.” Lou Mrachek commented, “Manny fits into our mission to provide the highest level advocacy for our clients in the most efficient manner. We know Manny to be a skilled litigator, and his real estate knowledge will give us even greater depth in our business and construction litigation practices.” Mrachek Law is a boutique business trial law firm, with offices in West Palm Beach and Stuart, handling litigation and arbitration matters on hourly, hybrid and contingency basisW

Martin County Women Lawyers Association

Submitted by Elizabeth Hunter



February was fun! Thank you to all who were able to join us for our February CLE and the beach yoga membership drive. If you are considering whether to join FAWL and our local chapter, Martin County Women Lawyers Association, please feel free to reach out to any of the board members. We are happy to answer your questions!

Our next CLE meeting will be held via Zoom on March 9, 2021 at noon (networking begins at 11:45am). Davina Tala will host the March CLE entitled, "Techie Tips to Help Automate Your Practice" and she will be joined by co-panelists, Kathryn McHale and Julie Pagni. Hope you will join us.

MCWLA board members – we make a great team! Please reach out to us with any questions or suggestions.



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US Legal Support

Real Estate and Commercial Litigation Update

Florida Real Property and Business Litigation Report

Manuel Farach

Tyson Waters



Manny Farach
Co-Chair

City of Chicago v. Fulton, Case No. 19-357 (2021).

The mere retention of estate property after the filing of a bankruptcy petition does not violate the automatic stay under 11 U.S.C. §362(a)(3) of the Bankruptcy Code.

Ham v. Portfolio Recovery Associates, LLC, Case No.

SC18-2143 (Fla. 2020).

An action for account stated is an action on a contract and the prevailing party in the action can claim attorney's fees under the prevailing party provisions of Florida Statute section 57.105(7).

Page v. Deutsche Bank Trust Company Americas, Case No. SC19-1137 (Fla. 2020).

A borrower who prevails in a foreclosure action in which the plaintiff bank establishes standing to enforce a note and mortgage at the time of trial (but not at the time of filing suit) is entitled to an award of attorney's fees under the prevailing party provisions of Florida Statute section 57.105(7).

In Re: Amendments To Florida Rule of Civil Procedure 1.510, Case No. SC20-1490 (Fla. 2020). Florida adopts the federal *Celotex Corp. v. Catrett*, 477 U.S. 317 (1986), standard for motions for summary judgment effective May 2, 2021.

In Re: Amendments To The Florida Rules of Judicial Administration—2020 Regular-Cycle Report, Case No. SC20-165 (Fla. 2021).

Substantial changes to the Florida Rules of Judicial Administration, including renaming the body of rules to "Florida Rules of General Practice and Judicial Administration" to reflect the rules apply to attorneys as well as judges, as well as details on disqualification of judges, and rules on appearance and termination of attorneys in



Tyson Waters
Co-Chair

In Re: Amendments To Florida Rule of Judicial Administration 2.420, Case No. SC20-1765 (Fla. 2021).

Clerks of court are no longer required to identify and designate confidential information in certain cases.

Citizens Property Insurance Corporation v. Manor House, LLC, Case No. SC19-1394 (Fla. 2021).

Consequential damages such as lost rent are typically not covered by insurance policies and are reached through a bad faith action under Florida Statute section 624.155.

The Pantry, Inc. v. Mijax Manager, LLC, Case No. 5D20-612 (Fla. 5th DCA 2020).

A recorded document provides constructive notice to support a restrictive covenant notwithstanding the instrument calls for an acknowledgement but instead provides an oath and affirmation.

Black Knight Servicing Technologies, LLC PennyMac Loan Services, LLC, Case No. 1D20-1492 (Fla. 1st DCA 2021).

The filing of a separate lawsuit raising separate claims against a separate entity does not establish an evidentiary basis of a party's intent to relinquish the right to arbitration.

Gleman v. MWH Americas, Inc., Case Nos. 4D19-2280 and 4D19-2923 (Fla. 4th DCA 2021).

A Motion to Dismiss for Fraud on the Court due to inconsistent statements in an earlier suit bears a higher burden than a Motion to Strike Sham Pleading, and the fraud must be demonstrated through a "clear showing of fraud, pretense, collusion, or similar wrongdoing."

Continued On Next Page . . .

Nunes v. Herschman, Case No. 4D19-2798 (Fla. 4th DCA 2021).

A deposition is not a “judicial proceeding” under Florida Statute section 92.57, (“[a] person who testifies in a judicial proceeding in response to a subpoena may not be dismissed from employment because of the nature of the person’s testimony . . .”) and thus an employee may be dismissed for testimony arising out of the deposition.

Oakmont Custom Homes, LLC v. Billings, Case No. 4D20-1263 (Fla. 4th DCA 2021).

The transfer of home warranties as part of a sales transaction by a seller to a purchaser does not equal agreement by the purchaser to the arbitration provision contained in the home warranty.

Jacocks v. Capital Commercial Real Estate Group, Case No. 4D20-1512 (Fla. 4th DCA 2021).

A third-party beneficiary who does not sign a contract which contains an arbitration agreement may be bound to the arbitration agreement but only if he is suing to enforce the contract which contains the arbitration agreement.

Ramos v. Mississippi Real Estate Dispositions, LLC, Case No. 3D19-2513 (Fla. 3d DCA 2021).

Despite the equitable powers granted to judgment creditors by Florida Statute section 56.29(6), a judgment creditor executing a judgment on a judgment debtor’s interest in a multi-member limited liability is constrained by Florida Statute section 605.0503 and may only levy a charging lien.

National Medical Imaging, LLC v. Lyon Financial Services, Inc., Case No. 3D20-730 (Fla. 3d DCA 2021) (en banc).

The Third District recedes from *Shop in the Grove, Ltd. v. Union Federal Savings & Loan Ass’n of Miami*, 425 So. 2d 1138 (Fla. 3d DCA 1982), and holds that the automatic stay under 11 U.S.C. 362 applies even when the bankruptcy debtor is the appellant.

The Board of Trustees of the Internal Improvement Trust Fund of the State of Florida v. Waterfront ICW Properties, LLC, Case No. 4D19-3240 (Fla. 4th DCA 2021).

Man-made canals that were not in existence on March 3, 1845, are not “navigable waters” and thus not sovereign lands of the State of Florida.

Pash v. Mahogany Way Homeowners Association, Inc., Case No. 4D19-3367 (Fla. 4th DCA 2021).

A homeowners’ association lien filed under Florida Statute section 720.3085 may be amended.

Aquarius Condominium Association, Inc. v. Goldberg, Case No. 4D19-3403 (Fla. 4th DCA 2021).

Failure to comply with the requirement for non-binding arbitration of those condominium disputes set forth in Florida Statute section 718.1255 does not deprive the trial court of jurisdiction but is a condition precedent to filing suit.

Reconco v. Integon National Insurance Company, Case No. 4D20-887 (Fla. 4th DCA 2021).

A homeowner who has insurance force-placed on her home is not a third-party beneficiary of the force-placed insurance policy.

Buechel v. Shim, Case No. 5D19-3716 (Fla. 5th DCA 2021).

A court proceeding under Florida Statute section 56.29 may compel a party over whom it has *in personam* jurisdiction to “act on property that is outside of the court’s jurisdiction.

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Employment Law

Hot employment law issues for 2021 – An Employer’s Perspective

Submitted by: David Miklas, Esq. – representing employers only



David Miklas
Co-Chair

Employers are faced with a choice when it comes to COVID-19 vaccines. Should they mandate employees get it, or should they merely encourage them? Well, it probably depends on what business you are in and how risk adverse you are. This is because mandating the vaccine can result in legal liability.

On 12/16/2020 the U.S. Equal Employment Opportunity Commission (EEOC) updated a technical assistance publication addressing questions arising under the Federal Equal Employment Opportunity Laws related to the COVID-19 pandemic. The publication, “What You Should Know About COVID-19 and the ADA, the Rehabilitation Act, and Other EEO Laws,” now includes a new section (see section K) providing information to employers and employees about how a COVID-19 vaccination interacts with the legal requirements of the Americans with Disabilities Act (ADA), Title VII of the Civil Rights Act of 1964, and the Genetic Information Nondiscrimination Act (GINA). This includes issues pertaining to medical pre-screening questions and employer accommodations for those unable to receive a vaccination.

Issue #1: Can you force an employee to be vaccinated?

There is an open question about this because all current vaccines are only Emergency Use Authorized. If the employer is not health care or crucial, “essential” and allows employees to work from home, maybe a vaccine mandate isn’t essential from the outset.

Issue # 2: Is the employer itself administering the vaccine to employees or using a contractor on the employer’s behalf?

Although the administration of a vaccination is not a medical examination, pre-screening vaccination questions may implicate the ADA’s provision on disability-related inquiries, which

are inquiries likely to elicit information about a disability. Therefore it is less risky for the employer to not be the one administering the vaccine and also to not use a contractor on the employer’s behalf. Two ways around significant hoops are 1) to offer a vaccination to employees on a voluntary basis (i.e. employees choose whether to be vaccinated); and 2) if an employee receives an employer-required vaccination from a third party that does not have a contract with the employer, such as a pharmacy or other health care provider, the ADA “job-related and consistent with business necessity” restrictions on disability-related inquiries would not apply to the pre-vaccination medical screening questions.



Stuart Address
Co-Chair

Issue # 3: Does an employer have to accommodate crazy employees?

No, the two key areas that are protected are when the employer has an employee who objects due to a disability or due to a sincerely-held religious belief. These two things are protected under the Americans with Disabilities Act (ADA) and Title VII of the Civil Rights Act, respectively. Also, those laws only apply to private employers that have 15 or more employees. These are tricky situations to navigate and experienced employment counsel should assist a business. The worst thing a business can do is to not try to work with an employee at all and just fire them. Dinosaur employers that maintain a “butts in the seats” mentality will get a huge wake-up call in 2021 when they are sued for refusing reasonable accommodations, such as work from home.



MARTIN COUNTY BAR ASSOCIATION RACE TO THE COURTHOUSE



APRIL 17, 2021



New Date Announced for the Race to the Courthouse 5k Run/Walk. April 17, 2021.



Gene Zweben
Co-Chair

Due to the Corona Virus situation, we have rescheduled the race to Saturday, April 17, 2021. We hope everyone can adjust their schedule and still join us for this incredible race that **raises money for the Legal Aid Society of Martin County and the Martin County Bar Association Scholarship Program.**



Sarah Vickers
Co-Chair

All runners currently registered will have their registrations automatically transferred to the new date. Registration is still open, so sign up now. We are hoping you all can join us and look forward to another great race!

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Tennis Tournament



Ray Robison
Chair

We are hopeful to bring the MCBA Tennis Tournament back in 2021. Please check future SideBar issues for further details on the tournament in 2021. If any questions, please contact Ray Robison (772-287-4444 or robison@foxmccluskey.com). Thank you to everyone that has expressed interest in playing, as well as our sponsors, SEACOAST BANK and ESQUIRE DEPOSITION SERVICES

Bankruptcy Committee

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Nick Bangos - Co-Chair

COVID-19 SURVIVAL for RETAIL OPERATIONS, RESTAURANT OWNERS and HOSPITALITY OWNERS



Jon Martin
Co-Chair

At the time of writing of this article it is still undetermined if the expansion for debt limits to Sub-V bankruptcy proceedings will be extended beyond March. There is a lot of belief that it will; and even be expanded up to 10 million dollars in total debt. If expanded, It is estimated that nearly all small businesses in the country and/or their

owners would qualify to file Sub-V BK.

Helpful especially to small business debtors and owners is the **Consolidated Appropriations Act** made effective by President Trump's signing on December 27th, 2020. Additional provisions allow small businesses proceeding under the new Sub-V rules to now qualify to get PPP loans. These loans will have a higher priority, much like DIP loans under the regular Chapter 11 procedures. This should prove exceptionally helpful to restaurant operators.

In addition, additional time has been allotted to make decisions on whether to assume leases for up to 210 days after filing. Another extension is available for cause. (Covid-19 factors) This is advantageous to all parties because it allows more time to negotiate terms and payment schedules that will allow these establishments to operate on the reduced scale forced upon them and brought on by the Pandemic. When combined with the specific provision to allow Sub-V filers to get PPP loans, small business operations have a real chance at survival.

Further, the beginning of plan payments has been extended for an additional 60 days from date of filing; again, providing time for restructuring repayments and operational adjustments needed to survive.

Finally, there is now a provision allowing the Judge assigned to the case to "stay" (suspend) the proceedings with cause, if more time is needed to reach agreement between creditors, debtors and owners so that the business can survive. This is good for all parties, including landlords and their lenders who are faced with the reality of multiple empty spaces with an ever-decreasing base to replace lost tenants; not to mention the potential lost cost of upfitting for specific uses, which are often incorporated in the lease payments. Worse, a new tenant may mean new upfitting, further escalating costs and/or losses.

All of these provisions allow "outside the box thinking," and encourages cooperation on the part of all parties and their attorneys along with the assistance from the Sub-V Trustee assigned to the case. (An example can be found in the Bankruptcy article of the September 2020 Issue of the Side Bar Archives.)

While no one **wants** to file bankruptcy, all small businesses and their owners can, and should, find inspiration, hope and help in the provisions of Sub-V under Chapter 11 of the bankruptcy code. Survival from the Pandemic comes through creative solutions and cooperative effort.



Nick Bangos
Co-Chair

NEED MORE INFORMATION? Contact Jon Martin 772 834 5021 or Nick Bango 305 915 1605 co- chairs, Martin County Bar Bankruptcy Committee.

IMMIGRATION COMMITTEE

*Chair: Angelina Castro***Mass Hysterectomies at ICE Detention Center in Georgia**

02/01/2021

By Angelina Castro & Emma Barska



In September 2020, Dawn Wooten, a nurse at a U.S. Immigration and Customs Enforcement (ICE) detention center in Georgia, filed a whistleblower complaint against the privately-run Irwin County Detention Center (ICDC)¹. Wooten alleged that since fall of 2019, Dr. Mahendra Amin, nicknamed by female detainees as “the uterus collector,” had been performing mass hysterectomies on Spanish-speaking immigrants without their informed consent². The women who underwent a hysterectomy--a form of female sterilization that involves the removal of the uterus--did not understand the procedure or why they were operated on³. In addition to the coerced hysterectomies, Wooten revealed that the facility had not been complying with the Centers for Disease Control and Prevention’s (CDC) COVID-19 guidelines. According to Wooten, the institution refused to test even symptomatic detainees, maintained unsanitary conditions, forced employees to work while symptomatic or awaiting test results, transferred detainees, shredded medical records, and censored detainees and staff who complained about the inhumane conditions⁴. Although the total

number of hysterectomies performed has not been confirmed, women held at the ICDC have reported medical abuse at the hands of the same doctor named in the whistleblower complaint since 2018⁵.

This tragedy is a shameful continuation of a historically pervasive pattern of coerced mass sterilizations in the U.S. The nonconsensual sterilization of marginalized communities gained momentum during the early 20th century and continued until the 1970s⁶. Enabled by state laws and government funding, private and public agents conducted countless forced sterilizations, specifically targeting disabled individuals and women of color⁷. Coerced sterilizations were implemented as a method of enforcing eugenics, controlling population growth, limiting immigration rates, and managing welfare costs⁸. Surveys conducted in the 1960s and 1970s found that 35% of all Puerto Rican women between the ages of 20 and 49 and 25% of all Native American women between the ages of 15 and 44 had been sterilized⁹. Despite the fact that in 1942, the Supreme Court deemed compulsory sterilization laws to be unconstitutional as they violated the Equal Protection Clause under the 14th Amendment, nonconsensual sterilizations continue to plague the U.S. in carceral facilities and ICE detention centers¹⁰.

¹ <https://www.aclu.org/news/immigrants-rights/immigration-detention-and-coerced-sterilization-history-tragically-repeats-itself/>

² <https://www.npr.org/2020/09/18/914465793/ice-a-whistleblower-and-forced-sterilization>

³ <https://www.mayoclinic.org/tests-procedures/abdominal-hysterectomy/about/pac-20384559>, <https://www.brennancenter.org/our-work/analysis-opinion/forced-sterilization-accusations-ice-facility-fit-trumps-poor-treatment>

⁴ <https://www.npr.org/2020/09/18/914465793/ice-a-whistleblower-and-forced-sterilization>

⁵ <https://www.npr.org/2020/09/18/914465793/ice-a-whistleblower-and-forced-sterilization>

⁶ <https://www.aclu.org/news/immigrants-rights/immigration-detention-and-coerced-sterilization-history-tragically-repeats-itself/>

⁷ <https://www.brennancenter.org/our-work/analysis-opinion/forced-sterilization-accusations-ice-facility-fit-trumps-poor-treatment>

⁸ <https://www.aclu.org/news/immigrants-rights/immigration-detention-and-coerced-sterilization-history-tragically-repeats-itself/>

⁹ <https://www.brennancenter.org/our-work/analysis-opinion/forced-sterilization-accusations-ice-facility-fit-trumps-poor-treatment>

¹⁰ <https://www.oyez.org/cases/1940-1955/316us535>

Under the Trump Administration, access to immigration services in the U.S. has been eroded. Barbaric treatment at the U.S. border and at ICE detention centers has served as a deterrence tactic, aiming to curtail immigration by discouraging immigrants from seeking protection¹¹. Reproductive injustice has been rampant on a national scale, manifesting itself most strongly in ICE detention centers where the reproductive rights of immigrant women have been ignored and violated. Despite the initial complaint, ICE continued to silence the women who spoke out with threats, isolation, continued medical neglect and abuse, beatings and deportation.

This past December, more than 40 women filed a class action lawsuit against ICE and Dr. Mahendra Amin calling for (1) an immediate end to retaliation against them; (2) compensation for the harms they have suffered; and (3) a writ from the court requiring ICE to make the women available to fully participate in the lawsuit or to release them from the detention center. Several organizations representing the women include clinical programs from Harvard, Columbia, the University of Georgia, Texas A&M, Boston University and the University of Pittsburgh law schools. On January 22, the last known survivor of the abuse was released from the ICDC which is run by LaSalle Corrections, a private prison corporation. You can follow the outcomes of their case here: https://nipnl.org/our_lit/impact/2020_21Dec_lit-oldaker-v-giles.html.

These brave, outspoken women have continued to support each other and demand the release of all those still detained. They have also called for the return of those women who suffered abuses and were deported. With a new administration in place, the early approaches to immigration are already in stark contrast to those of its predecessor, and detainees now have reason to hope for a permanent end to the inhumane and illegal practices endured in detention facilities across the country. On his first day in office, President Biden introduced a comprehensive

immigration bill that would make permanent residence and citizenship more accessible to vulnerable individuals. House Resolution 2415 introduced by Representative Pramila Jayapal in 2019 also aims to phase out for-profit detention centers, pushing the system to turn to alternatives that prioritize accountability and transparency¹². Most importantly, H.R. 2415 would strip ICE detention centers of their identity as carceral facilities, reestablishing these institutions as a tool for carrying out a civil process¹³.

Author's Note: Emma Barska was a 2019 graduate from the IB Program at South Fork. She is now a second-year student at Dartmouth College majoring in Government modified with Economics and minoring in French. She is interested in attending a postgraduate institution, such as law school, and pursuing a career in public policy or international relations.



Emma Barska

Originally from Warsaw, Poland, Emma recently obtained her U.S. citizenship. As someone who has experienced the naturalization process first hand, Emma understands the determination and commitment this process requires. Her unique background and passion for public policy have drawn her to immigration policy and law. At AC Law, P.A., Emma is an intern practicing her legal research and writing skills, as well as learning about the breadth and complexities of the U.S. immigration system.

¹¹ <https://www.npr.org/2020/09/18/914465793/ice-a-whistleblower-and-forced-sterilization>

¹² <https://www.congress.gov/bill/116th-congress/house-bill/2415/text>

¹³ <https://www.congress.gov/bill/116th-congress/house-bill/2415/text>



Legal Resources / CLE

CLE seminars are available free of charge to all MCBA members through the Clerk of Court Office - Official Records Division at the Martin County Courthouse (1st Floor). Non-members may rent them for a fee. If you have new seminar suggestions, please e-mail **martincountybarassociation@msn.com** for consideration.

The Law library has relocated to the first floor reference area of the main branch of our Martin County library system, The Blake Library at 2351 SE Monterey Road in Stuart, with expanded hours of access to library patrons. Legal research assistance will continue to be offered Monday through Thursday (Noon to 4:00 p.m.); Blake Library hours are Monday - Thursday (10 a.m. to 8 p.m.) with all other days open 10 a.m. to 5:30 p.m. except for Sunday (closed).

Current CLE Seminars Available Include the Following:

- **MCBA Monthly Lunch Meeting - September 20, 2019.** Valid through 3/31/2021. Topic: Election Legislative Updates and Martin County Youth in Government Program. **Credits:** 1.0 General
- **MCBA Monthly Lunch Meeting - October 18, 2019.** Valid through 4/30/2021. Topic: Overview of the Public Defender and State Attorney Offices, **Credits:** 2.0 General, 2.0 Technology
- **Parenting Plans from Start to Finish.** Valid through 8/21/2021. Credits: Marital and Family Law 7.5 hours; Professional Responsibility 1.0 credit hour; Ethics 1.0 credit hour; Technology 1.0 credit hour.
- **MCBA Monthly Lunch Meeting - February 21, 2020.** Valid through 8/31/2021. Topic: Diversity and Juvenile Justice; **Credits:** 2.0 General, 2.0 Bias Elimination; **Certification Credits:** 2.0 Juvenile Law
- **MCBA Monthly Lunch Meeting (Virtual) - August 21, 2020.** Valid through 1/31/2022. Speaker: FL Supreme Court Justice Jorge Labarga. Topic: The Role of the Judicial Branch during time of societal division. Credits: 1.0 General
- **MCBA Monthly Meeting (Virtual) - September 18, 2020.** Valid through 3/31/2021. Speaker: Giles Kibbe, SVP and General Counsel Houston Astros and Crane Companies. 1.0 General CLE Credit
- **2020 Survey of Florida Law (2 copies) -** Valid through 11/30/2021. **Credits:** 13.5 General; 3.0 Ethics; 2.0 Mental Illness; 1.0 Professionalism; 3.0 Technology. **Certification Credits:** 1.0 City, County and Local Government; 1.0 Civil Trial; 1.0 Condominium and Planned Development Law; 2.0 Elder Law; 1.0 Labor and Employment Law; 1.5 Marital and Family Law; 1.0 Real Estate; 1.0 State/Fed Govt & Admin Practice; 1.0 Tax Law; 4.0 Wills, Trusts & Estates.
- **MCBA Monthly Meeting (Virtual) - November 12, 2020.** Valid Through 4/30/2022. Speaker: Congressman Brian Mast, Journalist Ed Killer. Topic: The St. Lucie River & Estuary. 1.0 General CLE Credit.

The materials are located in the office of the Martin County Clerk and Comptroller, Official Records Division, 100 SE Ocean Blvd., 1st Floor. Office hours are 8:00 am - 5:00 pm, Monday through Friday. If you have any specific questions regarding these instructions, please contact the Official Records Division at 772-288-5553.



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The Florida Bar Helpline

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ONLINE RESOURCES OFFERED BY THE MCBA

Notice: Your clients and the public at large can now access online courses directly through the MCBA website. They are fast, convenient, and inexpensive - available 24 hours a day, 7 days a week. All instructions are included online and programs can be started/stopped, picking up where you left off, as many times as you like. **Help the MCBA promote this community service while generating income to support local initiatives!**

Florida Online Traffic School Courses:

- Basic Driver Improvement 4-hour course (Traffic Ticket - TCAC)
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- Advanced Driver Improvement 12-hour course (ADI / Judge-ordered class)
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All traffic courses are approved by the Florida Department of Highway Safety & Motor Vehicles and sponsored by the American Safety Council.

Parent Education and Family Stabilization Online Course:

This 4-hour course is required by Florida law for concerned parties seeking to obtain a final judgment of dissolution of marriage in Florida when minor children are involved. The course is approved by the Department of Children & Families and provided by a division of the University of Continuing Education.

The courses are provided via the American Safety Council which is the leading source for online driver education, workplace safety training, continuing education, online business and security solutions, and more!



Florida Free Legal Answers Program

Did you know that The Florida Bar provides free virtual legal information through its cooperative effort with the American Bar Association to low-income Floridians via the Florida Free Legal Answers Program?

Members of the public can go to: <https://florida.freelegalanswers.org/> to sign up and answer a few questions to see if they qualify to use the service.

Florida lawyers may enroll to join the effort by visiting <https://florida.freelegalanswers.org/> clicking on "Volunteer Attorney Registration" and agreeing to the attorney agreement.



19th Judicial Circuit Court of Florida
 Court administration, judicial assignments, programs, job opportunities and other resources:
www.circuit19.org
 Emergency Hotline / Info: 772.742.9229

Visit
www.martincountybar.org
 for resources, links, events and member contact & practice area information.



Florida Bar Appointments / Vacancies

For applications and complete details, visit: **www.floridabar.org**

19th Circuit Appointments / Vacancies

For applications and complete details, visit: **http://www.circuit19.org/careers.html**

Track Legal Legislation

For more detailed information on specific legislation being tracked by the Bar, visit the Legislation Committee’s webpage on the Bar website at this link:

http://www.floridabar.org/cmdocs/bd160.nsf/WDOCS



Martin County Ordinances

All Martin County ordinances may be found on the County website:
https://www.martin.fl.us.
 Click on Departments, County Attorney, County Code & Ordinances.
 See ordinance list on right side of web page (ex: Ordinances 800-849).



City of Stuart Ordinances

All City of Stuart ordinances may be found on the City website:
www.cityofstuart.us.
 Click on link at the bottom of the page.

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
<h1>March 2021</h1>						
	1 SideBar Articles Due	2	3	4	5	6
7	8)	9 MCWL Meeting @ 12 noon	10 Inns of Court	11 Solo & Small Firm CLE @ 12 noon	12	13
14 Daylight Saving Time Begins	15	16 RSVP DEADLINE FOR 3/19 General Meeting MCBA Officers' Meeting	17 St. Patricks Day	18	19 MCBA Monthly Meeting @ Noon	20 First Day of Spring
21	22	23 19 th Circuit Bar Assoc Town Hall	24	25	26 Tri County Appellate Seminar @ 9 – 12:30 am	27 Passover Begins
28 Palm Sunday	29	30	31	SAVE THE DATES: See www.martincountybar.org for full 2020-21 calendar including committee meetings, holidays & courthouse closings. April 17, 2021 – Race to the Courthouse 5K		



MARTIN COUNTY BAR ASSOCIATION
PO Box 2197
STUART, FL 34995-2197

Please join us for MCBA's CLE Monthly Meeting, Friday, March 19, 2021

When: **Friday, March 19, 2021**
12:00 Noon

Where: Zoom

Speaker: Hon. Spencer Levine, Chief Judge 4th District Court of Appeals

Topic: COVID & the 4th DCA: Present & Future Challenges, Technology, Remote Oral Arguments, Caseloads, County Court Appeals.

CLE: CLE credit has been applied for

Please RSVP to: martincountybarassociation@msn.com
No later than Tuesday, March 16, 2021

Zoom call details will be sent no later than March 17, 2021
to members who RSVP.