



OCTOBER 2021

The SideBar

NEWSLETTER OF THE MARTIN COUNTY BAR ASSOCIATION



IN THIS ISSUE

PRESIDENT'S MESSAGE
MCBA PRESIDENT
ADAM SCHWARTZ

MEMBER SPOTLIGHT
BETH DUNGEY ALCALDE, ESQ.

IN THIS ISSUE

President's Message (Pg. 3)
MCBA Annual Sponsors (Pg. 4)
CLE Monthly Meeting (Pg. 5, 32)
Tom Warner Gator Tailgate (Pg. 6)
Member Spotlight (Pg. 7)
New Members (P. 12)
Diversity Pathway to the Bench (Pg. 16)
August Luncheon Photos (Pg.17)
October Calendar of Events (Pg. 20)
FL Bar Helpline (Pg. 23)
100% Club (Pg. 27)
Inns of Court (Pg. 28)
Florida Free Legal (Pg. 29)
Online Resources (Pg. 29)
Links, Jobs & Legislation (Pg. 30)
October Calendar (Pg. 31)

Law/Bar Related Committee Reports:

Alternative Dispute Resolution (Pg. 24)
Bankruptcy (Pg. 11)
Diversity (Pg. 13)
Employment (Pg. 19)
5K Race to Courthouse (Pg. 26)
Florida BOG (Pg. 24)
Foreclosure (Pg. 18)
Golf Tournament (Pg. 9)
Judicial Relations (Pg. 13)
Legal Resources (Pg. 23)
MCWL (Pg. 25)
19th Circuit JNC (Pg. 24)
Paralegal Committee (Pg. 15)
Real Property (Pg. 21)
Solo & Small Firm (Pg. 15)
Tennis (Pg. 24)
Young Lawyers Division (Pg. 8)

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.

E-mail: martincountybarassociation@msn.com

Website: www.martincountybar.org

Voicemail Line: (772) 220-8018

MCBA 2021 - 2022 Executive Board:

President:
Adam G. Schwartz

Vice President:
Jeffrey Friedman

Secretary:
R. Wayne Richter

Treasurer:
Nikki Marshall

Immediate Past President:
Barbara Kibbey Wagner

Executive Director:
Robyn O'Heron

**Florida Bar Board
Of Governors Representative**
Gregory Weiss

Past Presidents of the Martin County Bar Association

William R. Scott - 1955 – 1958
Evans Cray, Jr. - 1958 – 1959
Hon. Pfeiffer Trowbridge -
(Subsequently Elected to Bench) 1960
Thomas H. Thurlow - 1960 – 1961
William A. Oughterson - 1963 – 1964
William F. Cray - 1965 – 1966
Robert F. McRoberts, Jr. - 1966 – 1967
Thomas H. Thurlow, Jr. - 1967 – 1968
Larry E. Buchanan - 1971 – 1972
C. Norris Tilton - 1972 – 1973
Richard J. Dungey - 1979 – 1980
Hon. F. Shields McManus - 1981 – 1982
William Dale Anderson - 1982 – 1983
John H. Fenniman - 1983 – 1984
Wesley R. Harvin - 1984 – 1985
James L. S. Bowdish - 1985 – 1986
W. Thomas Wackeen - 1986 – 1987
Thomas E. Warner - 1987 – 1988
Douglas Sands - 1988 – 1989
Vicki Junod - 1989 – 1990
(First Female MCBA President)
George F. Bovie, III - 1990 – 1991
Stephen C. Page - 1991 – 1992
Jane L. Cornett - 1992 – 1993
Walter G. Woods - 1993 – 1994
Richard Kibbey - 1994 – 1995
Lee David - 1995 – 1996
William F. "Rick" Cray, II - 1996 – 1997
Frederick G. Sundheim - 1997 – 1998
Hon. William L. Roby - 1998 – 1999
Hon. Barbara W. Bronis - 1999 – 2000
Sheila D. Biehl - 2000 – 2001
Deborah B. Beard - 2001 – 2002
Jack M. Sobel - 2002 – 2003
Hon. Darren Steele - 2003 – 2004
Edwin E. "Ted" Mortell - 2004 – 2005
Richard H. Levenstein - 2005 – 2006
Portia B. Scott - 2006 – 2007
Hon. Alan Orantes Forst - 2007 – 2008
Linda L. Weiksnar - 2008 – 2009
Scott W. Konopka - 2009 – 2010
Preethi Sekharan - 2010 – 2011
Shaun T. Plymale - 2011 – 2012
Gregory S. Weiss - 2012 – 2013
George W. Bush, Jr. - 2013 – 2014
Hon. Jennifer Alcorta Waters - 2014 – 2015
Chad H. Hastings - 2015 - 2016
Mark Miller - 2016 - 2017
Elizabeth R. Hunter - 2017 - 2018
Barbara A. Kreitz-Cook - 2018 - 2019
Jason D. Berger - 2019 - 2020
Barbara Kibbey Wagner - 2020 - 2021

Message From the President

Martin County Bar President - Adam G. Schwartz, Esq.

Dear Members,

September is behind us and we are rounding the corner to the end of 2021. Fall reminds me of the start of the new school year, once as a child and adolescent, and now as a father. Every year I marvel at the way nature prepares itself for our planet’s travel to the far side of the sun for the winter. I hope you have the opportunity this fall to spend time with those that mean the most to you.

We hope you enjoyed our September luncheon speaker, Florida Supreme Court Justice Jamie Grosshans. We look forward to welcoming attorney Barry Richard at our October luncheon on October 15, 2021. We hope you are able to join us. Mr. Richard is a partner with the law firm Greenberg Traurig and practices out of the Tallahassee offices. He was President George W. Bush’s attorney in *Bush v. Gore* and he will be speaking with us about living through that case as counsel for the prevailing party. We are grateful he can join us.

Thank you to all who gave their time during Constitution Week. It was so well received by the schools and the school district.

My thought for this month: Life is like a hard rock. It always has been and always will be. Along the way we are given the opportunity to soften the hardness of the rock with love. Be kind to each other. It matters.

“Attitude is a choice. Happiness is a choice. Optimism is a choice. Kindness is a choice. Giving is a choice. Respect is a choice. Whatever choice you make makes you. Choose wise. Be grateful for what you already have while you pursue your goals. If you aren’t grateful for what you already have, what makes you think you



Adam Schwartz
2021-2022 President

would be happy with more.” – Roy T. Bennett, The Light in the Heart

Yours Truly,

Adam Schwartz
2021-2022 MCBA President



DON'T MISS OUT! RENEW YOUR MEMBERSHIP

Non-Renewed Members will no longer receive the following MCBA Membership Benefits

- Monthly CLE Luncheons at NO COST
- Networking Opportunities
- Listing on MCBA Website - with professional headshot and contact information included
- Inclusion in our Referral Program – Members by Practice Area
- Mentoring through our “Lawyers mentoring Lawyers” Program
- FREE Law Library CLE Benefits
- Bench Bar Conference, Judicial Reception, Annual Installation Dinner and other events

Don’t forget, MCBA members are eligible to participate in the Courthouse Badge Program

Download the registration form at: www.martincountybar.com and go to Members Tab

Welcome New and Renewal Sponsors

New Sponsors

TD Bank

Renewing Sponsors

The Law Offices of R. Wayne Richter

Are you looking for Year-Round Marketing Exposure for your Firm?

Consider an Annual Sponsorship!

Opportunity for Year-Round marketing exposure with Martin County Bar Association's Membership!

The Annual Sponsorship Program provides your firm continuous, repeatable marketing presence and networking opportunities with MCBA's membership through:

- Greater exposure on-line; in-print; and during monthly meetings
- Person-to-person networking
- Increased recognition
- Building more meaningful relationships with colleagues

Benefits include visibility on MCBA's website, inclusion on member email blasts, signage at Bar events, advertising in the SideBar and complimentary tickets to the Fall Reception and Annual Installation Dinner.

There are sponsorship packages for law firms and businesses of all types, sizes and marketing budgets.

Visit the Sponsor page of the MCBA website or contact Robyn O'Heron at martincountybarassociation@msn.com for details.

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

find us online

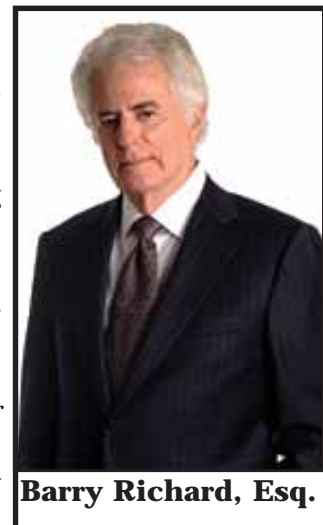


Please Join Us!

The Martin County Bar Association (MCBA) will welcome Barry Richard, Esq. as the guest speaker at our monthly luncheon meeting on Friday, October 15, 2021 at Monarch Country Club. Networking begins at 11:30 a.m. and lunch will be served promptly at noon.

Mr. Richard has been nationally recognized by the highest lawyer rating organizations and publications for his trial and appellate work.

In 2000, Barry represented George W. Bush in the Florida litigation that determined the presidency. In that capacity, he effectively managed 47 cases throughout the state, personally arguing many of them. His performance before a national audience earned him the *National Law Journal's Lawyer of the Year* designation in 2001, and its designation in 2006 as one of the "100 Most Influential Lawyers in America." Barry has since received a lengthy list of professional recognitions, many listed below. Among them, he has been inducted into the American College of Trial Lawyers, which limits its membership to one percent of the lawyers in the United States and Canada, and the International Academy of Trial Lawyers, which limits its membership to 500 lawyers in the United States.



Barry Richard, Esq.

Barry concentrates his practice in the fields of complex commercial litigation, constitutional law, and appellate law. He has successfully argued four cases before the United States Supreme Court and hundreds of cases before federal and state trial and appellate courts throughout the United States.

In addition to his successful representation of major corporations in bet-the-company cases, he has advised and represented all three branches of government, including both Democratic and Republican governors and legislatures, members of Congress, and multiple executive branch agencies as well as individual public officers and candidates. For three decades, Barry has served as litigation counsel to The Florida Bar.

We look forward to an insightful and engaging program and are looking forward to seeing everyone in-person. The lunch is free to MCBA members and Judges. Guests are welcome to attend and pay the \$30 guest fee at the door (cash or check only).

Mr. Barry will discuss *Bush v. Gore*, setting forth the chronology of legal strategy and tactics by the candidates with discussion of the legal principles that formed their decisions. Topics covered include: The historic preface to *Bush v. Gore*, the opening salvo, the decision whether to protest or contest, the significance of the ticking clock, the key court decisions and the precedential value of *Bush v. Gore*

RSVP IS REQUIRED on or before 5:00 p.m. **FRIDAY, October 8, 2021** by calling 772-220-8018 or emailing martincountybarassociation@msn.com.

**In order to expedite gate access for everyone,
please be sure to RSVP by the deadline.**

Get Your Tickets!

2nd Annual MCBA/Tom Warner Gator Tailgate
University of Florida Gators vs Samford University Bulldogs
Saturday, November 13, 2021

Bring your family!
Enjoy Gainesville in the Fall to cheer on the Gators.

Pre & Post Game Tailgate with Food & Beverages

HOTEL ROOM BLOCK

Fairfield Inn & Suites, 3877 SW 37th Boulevard, Gainesville
Call (352) 745-7777 and mention "MCBA Gator Tailgate 2021"
Reservation Deadline: Tuesday, October 12, 2021

GAME TICKETS

A block of seats in the Upper South Endzone Bleacher AND Evans Champions Club available
To purchase game tickets go to the Group Sales Order Portal at:

<https://offer.fevo.com/florida-vs-samford-fjxi6go-9cf849b?fevoUri=florida-vs-samford-fjxi6go-9cf849b%2F>

The tail gate is made possible by the generous sponsorships of:



Fisher Broyles

Sponsorships still available

Contact: Jason Berger, Scott Konopka or
Robyn O'Heron

Member Spotlight

Beth Dungey Alcalde, Esq.



Education:

Undergraduate: University of Florida – B.S. in Finance, 1996

Law School: Harvard Law School, 1999

I began my career in Atlanta. Though my geography changed when I moved back to my hometown of Stuart and joined Akerman's West Palm Beach office in 2007, I've always specialized in the Employee Benefits and Executive Compensation area of the law. As a 22+ year specialist, I enjoy writing with the Employee Benefits Institute of America, and speaking on emerging topics in the ERISA field.

I primarily assist large U.S. employers or international employers with the legal compliance of their employee benefit plans, in furtherance of their employee recruiting and retention goals. My clients' needs range from drafting, employee interfacing/problem-solving, responding to audits from the Internal Revenue Service or the Department of Labor, planning for or responding to tax questions under federal healthcare reform (the "Affordable Care Act"), handling retirement plan voluntary corrections, conducting ERISA fiduciary trainings, advising on merger and acquisition benefit plan transitions, and generally rendering ongoing benefit plan advice and counsel to the Human Resources and Finance leadership of sophisticated large employers.

In addition to my substantive legal practice, I enjoy professional development and key strategic leadership opportunities at my firm of more than 700 attorneys nationwide. Specifically, I have been appointed to the

firm's Executive Committee, which is a group of seven members of the larger Board of Directors. During COVID, of course, both my legal practice and my firm leadership role was managed remotely from my home in Sewall's Point. But like so many others, I am slowly returning to my physical office. I feel energized by the collaboration and connection that comes from again spending time with colleagues and clients.

I was born and raised in Stuart, as one of the daughters of Dick and Mary Dungey, and am thrilled that my high-school-sweetheart-husband, Gerald, and I chose to return home to raise our own family. One "fun fact" about me is that I have an identical twin sister who is a local veterinarian, Dr. Mary Rose Bressman at All Creatures Animal Hospital. And so I am frequently approached in Stuart grocery stores by well-meaning clients of my sister, who launch into detailed (and often, disgusting) updates about the health of their pets. I quickly reply that I am not who they think I am! Unsurprisingly, far fewer local grocery shoppers appear to have questions about employee benefit plans.

I appreciate all the support and friendship from members of the Martin County Bar Association. I feel thankful that I have been able to continue focusing on my legal Human Resources practice while living alongside you all in this beautiful community.

Young Lawyers Division

Jeanette Lugo - Chair



YLD had a wonderful time at The Hoffman on Friday, September 10, 2021!

Stay tuned for our next event.

If you have any questions about YLD, please contact Jeanette Lugo at (jlugo@wmrfla.com).



100+ Locations Throughout Florida

Zoom, Microsoft Teams, Google Meet, Webex and more.

1655 Palm Beach Lakes Boulevard
Suite 405
West Palm Beach, Florida 33401
Phone 561-242-0023 | Fax 800-923-2701 | Text 561-254-2252
Email service@lawyersreporting.com | www.lawyersreporting.com



Estate Planning and
Family Law

850 NW Federal Hwy
Stuart, FL 34994



jason@jasonbergerlaw.com
Phone: 772-403-5880
Fax: 772-403-5884

Law Office of Jason D. Berger
Working to do right by you and your family!

STUART LAW OFFICE SHARING

OFFICE SHARING SPACE AVAILABLE ACROSS FROM THE COURTHOUSE IN STUART

INCLUDES PRIVATE OFFICE, SHARED RECEPTION AREA, CONFERENCE ROOMS AND COPIER. NO DEPOSIT. RENT MONTH-TO-MONTH.

EXCELLENT REFERRAL OPPORTUNITIES FROM CURRENT ATTORNEYS.

CONTACT: CHUCK GEARY
(772) 288-4357
CHUCKGEARY@YMAIL.COM



The Martin County Bar Association Golf Tournament is ON for 2022!!!!

We're very excited that the MCBA Golf Tournament is back on for 2022. We hope to announce the golf course and date soon but no matter what, we will be playing on a luxurious course sure to be enjoyed by all. Don't worry if you aren't a good golfer. The tournament format makes it fun for all skill levels, (including those of us with no skill levels at all), because we'll "scramble," meaning that after all four golfers take their turn, only the best shot counts. The other three players pick up and move their ball to the spot where the best shot ended before all four hit again. This format keeps the game moving and eliminates (or at least reduces) any fretting over bad shots.

We'll start off with a continental breakfast, followed by the golfing (4 hours, more or less), followed by lunch - at which time the winners will be announced). We'll have a low "gross" category (to be won by the team with the best true score, earning them the honor of having their names engraved on the Trophy Cup and possession of it until next year's tournament); but we'll also have trophies for teams with the best "net" scores (based on each player's reported handicap).

The tournament has been one of our most effective vehicles for raising scholarship funds to be awarded to local high school seniors. Each year, the Scholarship Committee conducts an essay contest and awards the three top essayists a total of \$5,000 to be used for college. The winners are announced during ceremonies held in their respective high school auditoriums. Not only are the recipients grateful, but the entire assembly of local businesses and charitable organizations hears of our organization's good deed. Showing our generous, charitable side contributes to the community's goodwill.

In past years, the tournament attracted so many sponsors and prize donors that every entrant won something. Sign up as a foursome and save

a bit or enter individually and we'll team you up with others. We guarantee you'll enjoy the comradery in a beautiful setting while doing something to benefit three deserving local high school seniors.



Jack Sobel
Chair

We can always use more volunteers to contact potential sponsors and players and to load and distribute "goodie bags" to the players, so if you can help, please contact our Association's amazing Executive Director, Robyn O'Heron at (772) 382-9076 or via email to martincountybarassociation@msn.com, and please stay alert for more details, including the golf course and date, and be ready to get your sponsorship and entrance forms in. We hope to see you there! - Jack Sobel

Personal Injury Trial Attorney JACK SOBEL

Board Certified Civil Trial Lawyer



Donaldson & Weston

Donaldson & Weston
772-266-5555

jsobel@dwinjurylaw.com

Offices in Stuart and West Palm Beach

Don't forget to get your copy of *The Judge's Lawyer* available on Amazon.

Fox McCluskey

Michael J. McCluskey • Raymond G. Robison • J. Henry Cartwright • Tyson J. Waters
Adam G. Schwartz • Eric S. Matthew • Philip W. Grosdidier • Valerie A. Costello
Dorothy A. Dlugolecki

Of Counsel

M. Lanning Fox • Robert A. Goldman

Representing Treasure Coast Legal Clients since 1974 in matters regarding Business Litigation • Civil Litigation • Condominium and Homeowner Association Law Corporate & Business Law • Construction Law • Estate Planning • Financial Services Litigation • Land Use, Environmental Law & Eminent Domain • Probate & Trust Administration • Real Estate • Tax Planning • Trials of disputes in all Federal and State Courts

3461 SE Willoughby Boulevard
Stuart, Florida 34994
Telephone: (772) 287-4444

www.foxmccluskey.com

WORKERS' COMPENSATION TRIAL ATTORNEY

Jeffrey M. Friedman



Board Certified
Workers' Compensation
Attorney



772-221-8262

Jeffrey@vassallobilotta.com
Offices in Stuart and West Palm Beach

rwr LAW OFFICES OF R. WAYNE RICHTER, P.A.

EXCLUSIVELY DEDICATED TO CRIMINAL DEFENSE

AGGRESSIVE * DEDICATED *EXPERIENCED TRIAL ATTORNEY

RATED AV PREEMINENT BY MARTINDALE HUBBEL

OFFICES IN PALM CITY & WEST PALM BEACH

TELEPHONE: 772-291-2765

EMAIL: WAYNE@RICHTERLAWPA.COM

WEBSITE: WWW.RICHTERLAWPA.COM

Bankruptcy Committee

Jon Martin - Chair

UCC Sale vs Sub Chapter V (Part 2)

HOW TO MAKE BANKRUPTCY WORK FOR EVERYONE

A Recent Connecticut Bankruptcy Case, (*In re : Chips's Southington LLC*) 20-21458) is an example of the cooperative nature of how the recently enacted Sub Chapter V under Chapter 11 works to bring creditors and debtors to a common course of action to the benefit of all from the cooperative effort.

The debtor operated restaurants in five locations and was severely curtailed in revenue due to the pandemic. Unable to maintain monthly rent payments, debtor received a PPP loan in April 2020. Still, not enough funds were generated to maintain rent payments and by December, the debtor was forced into filing Sub Chapter V when the landlord started eviction proceedings.

In March, the debtor filed its plan proposing to assume the landlord's lease. To implement the plan, the debtor applied for a second PPP loan but was denied because of the bankruptcy. A mandamus action against SBA also failed, however the US attorney (on behalf of the SBA) encouraged the debtor to voluntarily dismiss the bankruptcy and then reapply for the PPP loan.

In reliance, the debtor moved to dismiss, while maintaining transparency and being totally forthright about its strategy referring to the necessity of the second PPP loan. The court granted the motion to dismiss without prejudice and approved a three-month forbearance agreement with the landlord whereupon the debtor reapplied for and received the second PPP loan.

Debtor then filed its motion to vacate the dismissal order and reinstate the case, so as to implement its original plan. Although the Trustee objected, the court noted no detrimental action had occurred during the gap. The court granted the motion to reinstate, relying on its wide discretion under Fed. R. Civ. P 60(b) and Fed. R. Banky. P 9024.

Standards under those rules include: "Circumstances Beyond the Debtor's Control," and "Prejudice to Others" and "Best Interest of the Estate". In summary, the court noted a number of reasons the case should go forward per plan because it would afford the opportunity to save the business, its employees' jobs and provide a meaningful distribution to creditors. The Court also noted that the Debtor had been transparent and acting in good faith without unfairly prejudicing any party in interest.



Jon Martin
Chair

More and more Sub Chapter V filings are showing that flexibility on the part of interested parties and the creative abilities of counsel are resulting in ever increasing numbers of consensual uncontested plans being confirmed in bankruptcy to everyone's best interests. Clearly small business owners and operators no longer face overwhelming odds in bankruptcy filings under Sub Chapter V.

Need more information? Contact a Bankruptcy Committee Member or Committee Chair Jon L. Martin jlm@jonmartinlaw.com, (772) 419 0057 or (772) 834 5021.

PERFECTLY LEGAL
OFFICE SOLUTIONS, LLC

SHAUN KELLY
Legal Assistant

Providing assistance for vacations, leaves, overflow, work and special projects for over 40 years

772.349.5519
Shaun@perfectlyLegalOS.com
www.perfectlylegalos.com

NEW MEMBERS SEPTEMBER 2021

Jacob W. Bynum

Nova Southeastern University – Shepard Broad College of Law, 2014
Big Johnson Concrete Placement
Stuart, FL

Whitney L. Duteau

Florida Coastal School of Law, 2013
Meltzer and Bell, P.A.
Stuart, FL

Florence E. Grazi

Florida Coastal School of Law, 2012
Grazi & Gianino, LLP
Stuart, FL

Melissa Sue Renza

BC Law Firm, P.A.
Stuart, FL

Marisa E. Zarzeski

Florida Coastal School of Law
Law Offices of Craig Goldenfarb
West Palm Beach, FL



SouthState

Judicial Relations Committee

Jessica VanValkenburgh - Chair

2021-2022 JRC Committee Members – Judge Lawrence Mirman, Judge Elizabeth Metzger, Judge William Roby, Gene Zweben and Kathryn McHale

Our Purpose: The purpose 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.



Upcoming JRC Meetings:

JRC Judicial Speaker Series 2021 - 2022

Dates

October 12, 2021
November 9, 2021
December 14, 2021
January 11, 2022
February 8, 2022
March 8, 2022
April 12, 2022
May 3, 2022

Speakers

Judge Jeffrey Hendriks
Judge Brett Waronicki
TBD
Judge Jennifer Alcorta Waters
TBD
TBD
TBD
Judge Darren Steele

All JRC Judicial Speaker Series meetings will be held from 11:45 a.m. to 1:00 p.m. at McCarthy, Summers, Wood, Norman, Melby & Schultz, P.A., 2400 SE Federal Highway, Fourth Floor, Stuart, Florida 34994, (772) 286-1700. RSVP required at least two (2) days prior to each meeting to: jmv@mccarthysummers.com. Space is limited. Lunch will be provided. Meetings are free for current MCBA members and \$10.00 for all others. Cash or checks made payable to the MCBA accepted.

If you are interested in the JRC please contact Jessica VanValkenburgh, Esquire, at [**jmv@mccarthysummers.com**](mailto:jmv@mccarthysummers.com)

Diversity Committee

Chair: Paul Bernard

The Diversity Committee is planning some exciting and informative meetings for the year. If you are interested in helping or would like to send us your ideas, please email Paul Bernard (paul@meltzerandbell.com). Until then, we hope you and your families are staying safe and healthy.

Join Us for **Diversity Pathway to the Bench - Panel Discussion**.
Tuesday, October 5, 2021 from 5 – 7:00 p.m. at the Martin County Courthouse.

See page 16 for more information

BE A HERO TO YOUR CLIENTS

REFER YOUR PERSONAL INJURY CASES TO
THE LAW OFFICES OF CRAIG GOLDENFARB

Our employees love where they work! That is why we were awarded the #1 Overall "Top Workplace" award by the SunSentinel for the small employer category for 2018, and why we have ranked in the top 3 for four years in a row.

Happy employees produce extraordinary results for clients. **This is one of the many reasons that your 25% referral fee is safe with us.**

With our team of highly skilled personal injury litigators supported by sixty legal, administrative, and operations staff, you can trust that your referral will be competently handled.

Be a hero to your clients. Refer that personal injury case to the Law Offices of Craig Goldenfarb, P.A.



WELCOME TO THE TEAM!

Michael A. Wasserman, Esq.
CIVIL TRIAL ATTORNEY



Craig M. Goldenfarb, Esq.
FOUNDER / ATTORNEY



Spencer T. Kuvin, Esq.
LITIGATION DIRECTOR



Jorge L. Maxion, Esq.
CIVIL TRIAL ATTORNEY



Jeffery D. Kirby, Esq.
CIVIL TRIAL ATTORNEY



Rafael J. Roca, Esq.
CIVIL TRIAL ATTORNEY



Donald W. Vollender, Esq.
PRE-SUIT ATTORNEY

To refer us a case, call **561-270-5044**. You may also email **intakelead@800goldlaw.com** with all the case details. We'll let you know right away if we can help.



1-800-GOLD-LAW - 800GOLDLAW.COM

MCBA Small and Solo Practice Committee

Business Development Tips - Thankful and not Thankless

- 1) **Develop a contact list** - Now that we are slowly getting back to some normalcy, use your contact list to reconnect with those whom you have not seen for the past year and one half. Meet for coffee/tea, lunch or drinks and let them know your areas of specialty. Ask them if they can recommend anyone for you to contact to increase your contact list. Even one good new contact is priceless.
- 2) **Market your practice** - Consider joining local business organizations. Sponsor local events such as golf tournaments, tennis event, 5Ks, or happy hours. Order up some clever giveaways for these events. You will most likely make new contacts at these events.
- 3) **Be able to say what your practice area is in a few words** - Communicate what you do and state your brand so that you effectively hit the high points concisely and quickly, leaving your new contact with your contact information in the process.
- 4) **Use social media** - Have your own social media page for your law firm. Promote your brand, logo, color scheme or slogan (or all of the above). Be consistent amongst all forms of social media that you use. People should recognize your brand or logo.
- 5) **Attend conferences** - Find opportunities to broaden your network by attending conferences on areas of interest. There are many opportunities to expand your network so attend the social events, strike up a conversation at a happy hour, and be ready to update your contact list when you return home.
- 6) **Make it a point to send a note** - After you have met someone new and want to continue to develop a business relationship with that person, send a personal note (an email will do if you choose not to send a handwritten note). The point is to follow up with that person so that you stay on their radar. And make sure to update your holiday card list with any new contacts!



Kathy McHale
Chair

Paralegal Committee

Paralegal Committee Donates Teddy Bears and Stuffed Animals



Pam Lewis, Chair of The Paralegal Committee of the Martin County Bar Association, Lisa Christian and Mracheck, Fitzgerald, Rose, Konopka, Thomas & Weiss collected over 70 new stuffed toys from local law firms to benefit the children of the 19th Judicial Circuit. Senior Program Attorney, Roberta Katz, of the State of Florida Guardian ad Litem Program, met with the ladies at the Martin County Courthouse to collect the toys.



Pamela Lewis

The teddy bears and other stuffed animals will be distributed to comfort children that are removed from bad situations, placed in the foster care, as well as to celebrate children who are adopted into their forever homes.



Martin County Bar Association
Diversity Committee

Diversity Pathway to the Bench

Join us for a Panel Discussion



Panelists

*Honorable Darrin P. Gayles - United States District Judge
Southern District of Florida*

*Honorable Shaniek M. Maynard - United States Magistrate
Judge Southern District of Florida*

Honorable Cymonie Rowe - 15th Judicial Circuit Judge

**Oct. 5,
2021**

**5 - 7
P.M.**

**Martin County
Courthouse**

Refreshments to follow

**SEATING IS LIMITED MUST RSVP TO ATTEND
This will be live-streamed**

RSVP to: martincountybarassociation@msn.com

MCBA September 17, 2021 CLE Luncheon



Foreclosure Committee

Dorothy Dlugolecki - Chair



Maas v. HSBC Bank USA, N.A.:

Discharge of debt and criminal contempt – In this case, the borrower appealed a criminal contempt order entered after she crossed out her signature on the original note while examining it before it was offered into evidence at a non-jury trial. The borrower argued that at the time she was a holder of the note and the action

of crossing out her signature discharged the debt pursuant to UCC §3-604a. This UCC section is codified in Fla. Stat. § 673.6041(1), which allows a person entitled to enforce the instrument to discharge the obligation to pay the instrument. The 2nd DCA disagreed that the borrower had the ability to discharge the debt because the maker of a note cannot be a person entitled to enforce an instrument under Fla. Stat. § 673.6041(1). However, the 2nd DCA reversed the criminal contempt order because the borrower mistakenly believed she was able to discharge the debt and she did not have the intent to embarrass the court or to hinder or obstruct the administration of justice by crossing out her signature on the note.

Christopher v. Bank of America, N.A.:


Automatic bankruptcy holds – In this case, the foreclosure sale took place one day after the borrower filed his fifth bankruptcy. The court denied the bank’s motion to vacate the sale and to set aside the certificate of title. The 2nd DCA reversed because the foreclosure was subject to an automatic stay under 11 U.S.C. §362 and the trial court lacked jurisdiction to determine if the sale was subject to an automatic stay.

2000 Presidential Way, LLC v. Bank of N.Y. Mellon:

Constructive Notice – In this case, the condo association foreclosed, and the property was sold to a third-party purchaser, Terano, who conveyed the property to 2000 Presidential Way. Presidential sued the original lender of the first position mortgage, First Bank and MERS, alleging failure to provide an estoppel letter under Fla. Stat. § 701.04 to Terano and sought a declaration that the principal balance of the mortgage could not exceed the face amount of the recorded mortgage. BONY, an assignee of the mortgage, intervened and the trial court entered a final judgment in favor of BONY. The trial court found Presidential failed to inquire with BONY about the status of the loan when they had notice of the recorded assignment of mortgage in favor of BONY and the terms of the recorded mortgage allowing modifications. The 4th DCA affirmed finding Presidential had a duty to inquire with BONY about the status of the loan.

You love what you do.


We know the feeling.



Let’s talk about your passion.

Visit us at tdbank.com/smallbusiness or call 1-855-278-8988.

Unexpectedly engaged.
Unexpectedly Human.



Member FDIC, TD Bank, N.A.



Interpreters/Translators · Nationwide coverage!

Main: 1-800-315-1663 Email: schedule@horizonls.com
 Direct: (561) 602-7260 www.horizonls.com
 Cell: (954) 647-7211



Employment Law

David Miklas, Esq. – Chair

Religion Accommodation Requests

David Miklas, Esq. – representing employers only

Hypothetical situation to ponder: Morgan asks for time off on October 31 to attend the “Samhain Sabbat,” the New Year observance of Wicca, her religion. Her supervisor refuses, saying that Wicca is not a “real” religion but an “illogical conglomeration” of “various aspects of the occult, such as faith healing, self hypnosis, tarot card reading, and spell casting, which are not religious practices.” The supervisor’s refusal to accommodate her on the ground that he believes her religion is illogical or not a “real religion” violates Title VII of the Civil Rights Act unless the employer can show her request would impose an undue hardship. The law applies to religious beliefs even though others may find them “incorrect” or “incomprehensible.”

Treasure Coast employers are encountering employees claiming they cannot comply with the employer’s COVID-19 vaccine mandate because of their religion. Employers covered by Title VII (15 or more employees) must take these accommodation requests seriously. This is because Title VII requires employers to accommodate religious beliefs, practices and observances if the beliefs are “sincerely held” and the reasonable accommodation poses no undue hardship on the employer.

Some employers believe employees are not truthful about their religion prohibiting the vaccine, but this is a dangerous area for employers.

A belief is “religious” for Title VII purposes if it is “religious” in the person’s own scheme of things, i.e., it is a sincere and meaningful belief that occupies a place in the life of its possessor parallel to that filled by God. The Supreme Court has made it clear that it is not a court’s role to determine the reasonableness of an individual’s religious beliefs, and that religious beliefs need not be acceptable, logical, consistent, or comprehensible to others in order to merit First Amendment protection. An employee’s belief, observance, or practice can be “religious” under Title VII even if the employee is affiliated with a religious group that does not espouse or recognize that individual’s belief,

observance, or practice, or if few – or no – other people adhere to it.

The sincerity of an employee’s stated religious belief is usually not in dispute and, according to the Equal Employment Opportunity Commission (“EEOC”), is generally presumed or easily established.

Technically, evidence tending to show that an employee acted in a manner inconsistent with his professed religious belief is relevant to the factfinder’s evaluation of “sincerity” but the EEOC and most courts have sided with employees rather than employers who challenge the employee’s sincerity.

This is why I tell my clients who are business owners that their time should be spent focused on whether they can provide a reasonable accommodation. In the world of COVID, most employers can provide an employee a reasonable accommodation in the form of allowing them to wear PPE, eat lunch in their closed office or outdoors, or to work from home. Businesses are encouraged to work closely with an experienced employment attorney navigating these type of accommodation requests, especially if the business is contemplating terminating the employee.

The above example can be found in the Compliance Manual on Religious Discrimination which the EEOC updated on January 15, 2021.



David Miklas
Chair



Calendar of Events October 2021

Tuesday, October 5, 2021

Diversity Pathway to the Bench Panel Discussion
5 – 7:00 p.m. @ Martin County Courthouse

Friday, October 8, 2021

RSVP Deadline for October 15, 2021
CLE Luncheon

Tuesday, October 12, 2021

MCBA Executive Board Meeting - 12 noon

Tuesday, October 12, 2021

Judicial Relations Committee Speaker Series
11:45 a.m. – 1:00 p.m.
McCarthy Summers Wood Norman
Melby & Schultz
RSVP to: Jmv@mccarthysummers.com

Tuesday, October 12, 2021

Last day to book rooms for Gator Tailgate

Thursday, October 14, 2021

Joint Trial Lawyers & Family Law CLE Meeting
12:00 p.m. – 1:00 p.m. via Zoom
RSVP to: Mkostick@gunster.com

Tuesday, October 19, 2021

MCWLA Monthly CLE Meeting
11:45 a.m. – 1:00 p.m. Via Zoom
RSVP to: fawlmartin@gmail.com

Wednesday, October 20, 2021

Justice Major B. Harding American Inns of Court
5:30 p.m. @ Martin County Courthouse

Wednesday, October 27, 2021

Alternative Dispute Resolution
Committee Meeting - 12 noon
Chef's Table

Friday, October 29, 2021

Virtual Family Law Update
1:30 p.m. Via Zoom
For more Info email: whiteh@circuit19.org

Friday, October 29, 2021

19th Circuit Bench Bar conference
POSTPONED
Hutchinson Shores Resort

W. Jay Hunston, Jr.



Mediator/Arbitrator/
Special Master

Since 2001, limiting his practice to all forms of effective dispute resolution, including, mediation, arbitration, special master, and private judging services.

- J.D. Stetson Univ. College of Law
- Fla. Bar Bd. Cert. Civil Trial Lawyer, 1983 - 2003
- Fla. Cert. Circuit Civil, Appellate & Family Mediator
- Member, AAA Roster of Neutrals for Commercial and Construction Arbitration & Mediation
- Qualified Fla. Arbitrator
- Statewide Per Diem Rate Available Upon Request
- Hourly Rates Available (No Charge for Travel Time Within 15th, 19th & 17th Circuits)

P.O. Box 508, Stuart, FL 34995
(772) 223-5503; (800) 771-7780 - Office
(772) 223-4092 - Fax

Email: wjh@hunstonadr.com

Website Online Calendar: www.hunstonadr.com

WOODWARD, KELLEY, FULTON & KAPLAN

**Business
Contracts
shouldn't be
scary**

Proper deal documents mean
less tricks and more treats
for your client.

Happy Halloween MCBA



772-497-6544 | WWW.WKFKLAW.COM

10 SE CENTRAL PARKWAY, SUITE 450, STUART FL 34994

Real Estate and Commercial Litigation Update

Florida Real Property and Business Litigation Report

Manuel Farach



A Flock of Seagirls LLC v. Walton County Florida, Case No. 20-12584 (11th Cir. 2021).

An easement granted to a county for pedestrian access with abandonment if used for any other purpose is abandoned when the county passes an ordinance using the easement for “recreational purpose,” including among other uses,

sunbathing, picnicking, fishing, swimming, surfing or “building sand creations.”

Behr v. Campbell, Case No. 18-12842 (11th Cir. 2021).

The Rooker-Feldman Doctrine is narrow and applies only when a losing state court litigant calls on a district court to modify or “overturn an injurious state-court judgment”; district courts do not lose subject matter jurisdiction over a claim “simply because a party attempts to litigate in federal court a matter previously litigated in state court.”

Buending v. Town of Redington Beach, Case No. 20-11354 (11th Cir. 2021).

Florida Statute section 163.035(4) permits a municipality to defend its decision to allow the public to use “dry sand” of beachfront owners in any proceeding, not just in defense to taking actions.

In Re: Amendment To Florida Rule Of Civil Procedure 1.280, Case No. SC21-929 (Fla. 2021).

The Florida Supreme Court extends the Apex Doctrine to private parties, and amends Florida Rule of Civil Procedure 1.280(h) accordingly.

Riverside Avenue Property, LLC v. 1661 Riverside Condominium Association, Inc., Case No. 1D20-1598 (Fla. 1st DCA 2021).

A unit owner’s cause of action for declaratory relief does not accrue until there is a dispute against the association, not when the unit owner purchases their unit.

Christopher v. Bank Of America, N.A., Case No. 2D20-198 (Fla. 2d DCA 2021).

The filing of a bankruptcy petition divests a state court of jurisdiction, even if the bankruptcy filing clearly does not meet bankruptcy filing requirements.

2000 Presidential Way, LLC v. The Bank of New York Mellon, Case No. 4D20-1811 (Fla. 4th DCA 2021).

Constructive notice under Florida Statute section 695.01 is dependent on proper recording with the Clerk and not on proper indexing by the Clerk of recorded documents.

Maas v. HSBC Bank USA, National Association, Case No. 2D20-253 (Fla. 2d DCA 2021).

A borrower altering an original promissory note in open court by striking through her signature is not a clear contemptuous act and is not direct criminal contempt.

Perez v. Jaimot, Case No. 3D21-1302 (Fla. 3d DCA 2021).

An order of partition is final at such time as the court directs the sale of the property.

Wells Fargo Bank, N.A. v. Electronic Funds Transfer Corporation b/b/a The EFT Network, Inc., Case No. 5D20-655 (Fla. 5th DCA 2021).

A party seeking to impose punitive damages on a business entity based on the actions of a managing agent must prove the agent was more than a middle-level manager or that he was a middle-level manager with more than limited managerial authority.

City of Holmes Beach v. Coral Escapes Of Holmes Beach, LLC, Case No. 2D20-2004 (Fla. 2d DCA 2021). A municipality is entitled to attorney’s fees in Bert Harris Act litigation if it prevails in litigation and has appropriately responded to the claim, including a response under Florida Statute section 70.001(4)(c)(11) that it was making no changes to the governmental action.

Davis v. Clark, Case No. 2D21-171 (Fla. 2d DCA 2021) Florida Statute section 768.79 applies in small claims matters.

Maisonneuve v. Situs Investments, LLC, Case No. 4D20-2397 (Fla. 4th DCA 2021). Citing *Page v. Deutsche Bank Trust Co. Americas*, 308 So. 3d 953 (Fla. 2020), the Fourth District holds a defending borrower is entitled to an award of attorney’s fees if he proves a contract existed but that the lender was not entitled to enforce it.

New Life Rehab Medical Center a/a/o Mario Fernandez v. Mercury Insurance Company of Florida, Case No. 3D21-0112 (Fla. 3d DCA 2021). Following *Hock v. Triad Guaranty Insurance Corp.*, 292 So. 3d 37 (Fla. 2d DCA 2020), the Third District holds that Florida Statute section 607.1622 “does not preclude a corporation that has been administratively dissolved for failing to file an annual report from prosecuting or defending against an action in order to wind up its business and affairs.”

Rodriguez v. Department of Business and Professional Regulation, Case No. 3D20-1417 (Fla. 3d DCA 2021). The notice process for revocation of licenses employed by the Department of Business and Professional Regulation under Florida Statute section 475.275 satisfies due process.

Dawn Rene Holding, LLC World Jet of Delaware, Inc., Case No. 4D20-2118 (Fla. 4th DCA 2021). An award of damages under Florida Statute section 60.07 against a bond for a wrongfully issued injunction can include an award of attorney’s fees but awarded fees are limited to those necessary to dissolve the injunction.

**LAW OFFICE OF
STEPHEN M. LEWEN**

SOCIAL SECURITY DISABILITY

EXPERIENCE COUNTS!

**REPRESENTING THE INJURED AND DISABLED
FOR OVER 40 YEARS.**

2114 SE RAYS WAY
STUART, FL 34994
TELEPHONE: 772-288-1300
FAX: 772-288-2135

YOUR LOCAL ELDER AND SPECIAL NEEDS LAW TEAM

Nicola J. Melby
Certified Elder Law
Attorney By the
National Elder Law
Foundation
and The Florida Bar
njm@mccarthysummers.com

Donna R. McMillan
Master of Social Work
Attorney
drm@mccarthysummers.com

- Elder Law
- Special Needs Trusts
- Medicaid Planning
and Applications
- Long Term Care Planning
- Estate Planning
- Wills & Trusts
- Probate
- Guardianship
- Veteran's Benefits

2400 SE Federal Highway, 4th Floor
Stuart, FL 34994
Tel (772) 286-1700 • Fax (772) 283-1803
www.McCarthySummers.com

**McCARTHY
SUMMERS
WOOD
NORMAN
MELBY &
SCHULTZ P.A.**
Attorneys at Law

Integrity. Dedication. Solutions.



Legal Resources / CLE

Our Committee will be adding several new CLE materials in the upcoming months including the Survey of Law plus Legislative and Case Law Updates. All materials will be available at the Martin County Clerk's Office. Current materials are listed both on our Martin County Bar Association's website as well as the Courthouse website.

All members are reminded that our Martin County Public Library has free legal research available which is accessible at all branches of the library system. If you forget to bring your USB for copying the research results, then one can be obtained for a nominal charge from the librarian, or you can always print your research (although copying to usb is usually better).



In an effort to expand our committee to meet the requests from a number of members to expand our Legal Resources & CLE Committee to include Administrative Resources, we received a reply from Emma Bromley of Super Lawyers who wishes to inform our membership that each attorney can access SuperLawyer.Com and request an access code. Then you can nominate fellow attorneys or seek referral information to locate practitioners of various fields in various locations of the United States. For further information on super lawyers you can reach out to Emma Bromley at (954) 612-7375.

Please let us know if:

- (1) If there are any attorneys or law firms with available un-expired/current CLE materials to include in our lending program; or,
- (2) If there is any interest in possibly expanding our Legal Resources Committee to include practice management materials and information.

Thank you for all our bar members who participated in Constitution Day. We all applaud your service to our community and profession.

If you would like to join our Legal Resources Committee, please email: Christine Moreno at Moreno4Law@Gmail.Com. Thank you everyone.

NEED HELP?

If you are feeling isolated, worried about your practice, your family, your employees, reach out - to a friend, a spouse, a colleague OR call the Florida Bar Helpline at 833-FL1-WELL

The Florida Bar Helpline

Bar members will be able to dial the helpline (833-351-9355 or "833-FL1-WELL") and speak with a mental-health professional who can provide crisis intervention and a referral for up to three free visits with a locally based, licensed mental-health professional.

Alternative Dispute Resolution

Chair: Elizabeth Hunter

Hello! I am happy to be chairing the Alternative Dispute Resolution Committee for the 2021-22 Bar year. If you would like to be included in the email list to receive updates on committee luncheons, then please send an email to me at ehunter@sheilabiehl.com. Planning is underway, so please stay tuned for more information on upcoming events.



Elizabeth Hunter
Chair

Tennis Committee

Chair: Ray Robison



Ray Robison
Chair

We look forward to having the MCBA Tennis Tournament again in early 2022. Please check future SideBar issues for further details on the tournament. If any questions, please contact Ray Robison (772-287-4444 or robison@foxmclluskey.com). Thank you for everyone that has expressed interest in playing.

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

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

Martin County Women Lawyers Association

Elizabeth Hunter: MCWLA President 2021 - 22

The **Martin County Women Lawyers Association** is your local chapter of Florida Association for Women Lawyers (FAWL). The mission of FAWL is:



To actively promote gender equality and the leadership roles of FAWL's members in the legal profession, judiciary and community at large. To achieve these goals, FAWL will uphold the highest standard of integrity, honor and courtesy in the legal profession, promote reform in law, and facilitate administration of justice.



Thank you to everyone who came out to Berry Fresh Café on August 17th for our first event of the 2021-2022 year. It was nice to reconnect and see everyone in person. Our members and sponsors enjoyed lunch and networking. We also were able to surprise our Immediate Past President, **Gloretta Hall**, with a plaque of appreciation for her service as our President last year. Our luncheon CLE speaker for September was FAWL President, **Jenny Scavino Sieg**. We hope you were able to join us for this event and will recap this event in next month's Side Bar.

Looking forward into October, we have our next CLE luncheon via Zoom scheduled for **Tuesday, October 19, 2021 from 12-1 pm** (networking on Zoom from 11:45 am to noon), with a presentation by **Gloria Seidule** and **Dr. Leticia Lopes**. Wherever there are children, there is the risk of abuse. **Attorney Seidule** will speak about how to hold organizations accountable for the safety of children in their care. **Dr. Lopes**, who is a clinical psychologist, will discuss recognizing the signs of abuse in children and how to best utilize members of her field in holding

abusers accountable. Please mark your calendar to join us (via Zoom) and e-mail fawlmartin@gmail.com to RSVP and receive the Zoom attendance information.

Save the dates for our upcoming CLEs: November 16th; December 21st; January 18th; February 15th; March 15th; April 19th; May 17th.

To join or renew your membership, visit www.fawl.org. Contact our Membership Director, Davina Tala, at dt@talalegal.com with any membership questions.

A Special Thank You to Our 2021-2022 Sponsors to date:

GRAND SPONSOR:

PHIPPS REPORTING

Raising the Bar!

888-811-3408 • www.phippsreporting.com

GOLD SPONSOR:



Paul F. Landoli, CLU®, ChFC®, MBA

SILVER SPONSORS:



LAW OFFICES GLORETTA H. HALL, P.A.



MARTIN COUNTY BAR ASSOCIATION RACE TO THE COURTHOUSE



APRIL 17, 2021



Mark Your Calendars

Join us on Saturday, April 9, 2022 for The 2022 Race to the Courthouse!



Gene Zweben Co-Chair

The annual 5K "Race to the Courthouse" 5k benefiting Martin County Legal Aid Society and MCBA Scholarships will take place in downtown Stuart on April 9, 2022.

Runners and walkers of all ages are encouraged to participate in the fun, family-friendly event beginning and ending at the Martin County Courthouse/Memorial Park.

The run/walk is open to EVERYONE in our community not just law firms.



Sarah Vickers Co-Chair

Last year we raised over \$5000 for Martin County Legal Aid Society and the MCBA Scholarship Program. Let's see if we can do better this year!

Registration details coming soon!

2021 – 2022 MCBA 100% Club*

**Congratulations to the following Firms for reaching 100% Club
as of August 15, 2021**

Alley, Maass, Rogers & Lindsay, P.A.

Apfelbaum Law

Brandenburg & Associates, P.A.

Crary Buchanan, P.A.

Donaldson & Weston, P.A.

Fox McCluskey Bush Robison, PLLC

Grazi & Gianino, LLP

Gunster, Yoakley & Stewart, P.A.

Guy, Yudin & Foster

Kibbey Wagner, PLLC

Lavargna Law, PLLC

Law Office of Frank DiGiacomo

Law Offices of David Golden, P.A.

McCarthy, Summers, Wood, Norman, Melby & Schultz, P.A.

Minton Law, P.A.

Mrachek, Fitzgerald, Rose, Konopka, Thomas & Weiss, P.A.

Oughterson, Sundheim & Associates P.A.

Ross, Earle, Bonan & Ensor, P.A.

Sherrard Law Group, P.A.

Spraker & Prinz

Zweben Law Group

**to be eligible for 100% club: any firm with two or more practicing attorneys and all practicing attorneys of the firm are 2021-22 MCBA members or if a firm has multiple offices, all attorneys in the local office are 2021-22 MCBA members.*

Save the Date

Justice Major B. Harding American Inns of Court 2021 - 2022 Meeting Dates

October 20, 2021	5:30 p.m.	Regular dinner meeting
January 12, 2022	5:30 p.m.	Regular dinner meeting
February 9, 2022	5:30 p.m.	Regular dinner meeting
March 9, 2022	5:30 p.m.	Regular dinner meeting
April 13, 2022	5:30 p.m.	Regular dinner meeting
May 11, 2022	5:30 p.m.	Regular dinner meeting

Alternate dates, if necessary

November 3, 2021	5:30 p.m.
December 1, 2021	5:30 p.m.
June 1, 2022	5:30 p.m.

SPIRAL

TECHNOLOGIES, INC.

Your local Business IT Solution Provider

Managed IT Services

Managed Backups
Remote Support

Security Solutions
Cloud Services

www.spiral.tech
772.285.9934

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)
- First-time Driver 4-hour course
- Advanced Driver Improvement 12-hour course (ADI / Judge-ordered class)
- Florida Mature Driver Program 6-hour course

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.



Links, Jobs and Legislation

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>October 2021</h1>						
3	4	5 Diversity Pathway to the Bench Program Martin County Courthouse 5 – 7:00 p.m	6	7	8 RSVP DEADLINE FOR 10/15 LUNCH	9
10	11 Columbus Day	12 MCBA Officers' Meeting (noon) JRC Speaker Series @ McCarthy Summers, 11:45 a.m. Last Day to Book Rooms for Gator Tailgate	13	14	15 MCBA Luncheon @ Monarch CC (11:30am)	16 Boss's Day
17	18	19 MCWLA CLE Meeting Via Zoom @ Noon	20 Inns of Court 5:30 p.m.	21	22	23
24	25	26	27 Alternative Dispute Resolution Comm. Mtg @Chef's Table noon	28	29 Virtual Family Law Update 1:30 p.m. via Zoom Bench Bar Conference	30
31 Happy Halloween	See www.martincountybar.org for full 2021-22 calendar including committee meetings, holidays & courthouse closings					



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



Please join us for MCBA's CLE Monthly Meeting, Friday, October 15, 2021

When: Friday, October 15, 2021
11:30 a.m. networking; 12:00 p.m. lunch

Where: Monarch Country Club
1801 SW Monarch Club Drive, Palm City

Menu: House Salad with Dressing Selections, Chicken Penne Pasta Primavera:
Penne Pasta with Grilled Chicken, Grilled Vegetables in a light Alfredo Sauce.
Rolls with Butter, Chocolate Mousse

Speaker: Barry Richard, Esq.

CLE: 1.0 General CLE Credit

RSVP to: martincountybarassociation@msn.com
No later than Friday, , October 8, 2021

PLEASE BE SURE TO RSVP TO EXPEDITE ACCESS AT THE GATE

There is no charge for paid MCBA members. Guests are welcome;
a \$30 guest fee may be paid at the luncheon (cash or check only).

