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Practice: A Comparative  
Approach" CLE registration flyer

"DUI: Consult Through  
Sentencing, Advanced Litigation  
Issues" CLE registration flyer

# Hear Ye! Hear Ye!

*News from the Prince William County Bar Association*

**Volume IX Issue IX**

**October 2004**

## Presidents Message

*By Scott Bailey*

Well, I've been whining, haranguing, cajoling and all kinds of other verbs for unpleasant wheedling to get members here to commit to the Legislative Issues Forum in October. The response has been gratifying, so let me be the first to say

**We're changing the date of the Legislative Issues Forum.**

OK, got that unpleasantness out of the way. It's a long story, way too complicated to get into here, but let me just say that Alissa Hudson and Angela Horan have done great things in getting this done on short notice to accommodate all participants to the greatest extent possible. The new date is November 18, same place, same time, same bat channel. There will be an actual flyer coming out with the issues to be discussed, etc., so keep your eyes peeled. Let me repeat:

**The new date is November 18. Keep your eyes peeled.**

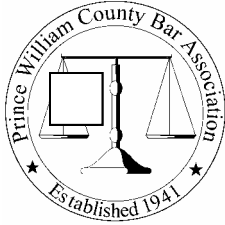
At the October bar lunch, for those of you who procrastinate, or who actually go to CLE's to learn, a joint presentation is being given on evidence in child abuse cases. This is an excellent opportunity for you in the defense bar who think we cook this stuff up in dark back alleys to listen to and ask question of professionals in the field. There was a flyer in your last newsletter, so hopefully you're pre-registered. If not, LEAP at this chance and get some last minute credits you can use, as opposed to listening to three hours on like-kind transfers of real property encumbered by easements of local utilities. (No offense to the members of our property bar; I'm sure it's fascinating stuff that makes for hours of cocktail chatter. Just way above my head. The phrase "rule against perpetuities" still makes me weep.)

For my money, corned beef is way too fatty.....Call me crazy, but nothing tastes like a ball park frank....J-Lo, Shmay-Lo, Myrna Loy is the epitome of timeless beauty.... (OK, someone suggested that sometimes this column reminds them of Larry King's. I think the above three thoughts prove that's not true, so be grateful.)

A reminder that our November meeting, along with our *pro bono* acknowledgment luncheon, will feature Judge Annunziata as speaker. As always when high up muckety mucks come by, I hope we have a good showing for her. She's an excellent speaker, and I'm sure will be worth the price of admission. Please mark this date down on your calendars, and plan to attend.

That's about all from me this time, not much humor, lots of information. I would point out that the new year is just around the corner, certainly none too early to start planning the next horrifying eat-off event, for which I hope this bar becomes known. Also, I'm sure when you're reading this the weather is nice, a clear, crisp October. If you are one

*Continued, page 2*



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Bar Council Rep. 2004-07  
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## General District Court News

*From The Honorable Charles F. Sievers, Chief Judge*

*Editor's note: The following notice is directed to the membership of the PWCBA regarding civil practice in Prince William County General District Court.*

As the bar knows, the court limits any one attorney to a total of three civil cases at the 1:30 p.m. trial docket. This is a largely self regulating rule, requiring attorneys to keep track of their cases. The total of three civil cases applies to attorneys representing either plaintiff or defendant. In rare instances, the court may allow, upon request, an attorney to have more than three civil cases. This is usually done where attorneys represent that the case is like to settle. If the court has given permission for more than three civil cases to be heard, and it then appears that settlement has failed and the case will have to be tried, the attorneys should let the clerk know and take steps to continue one or more of their cases in order to get back to the three case limit.

## Prince William County Juvenile and Domestic Relations District Court Conciliation Pilot Program.

*By John D. Whittington:*

As an update to Bar Members interested in the Prince William Juvenile and Domestic Relations District Court Conciliation Pilot Program please be advised that the Committee has met on multiple occasions with Judge Becker and Francis Hendrick and the Court is receptive to the Pilot Program.

Sometime ago, Barbara Stough and John D. Whittington attended the Fairfax Bar Association Conciliation Program CLE. As a result it was discovered that several issues must be resolved prior to going forward to attempt our conciliation program.

After presenting these issues to the Executive Committee of the Prince William County Bar Association, it was decided that prior to committing members of our Bar to a Pilot Conciliation Program it would be appropriate to have a CLE presented to potential conciliators so that they may be made aware of what would be expected of them, as well as the potential liabilities they may have.

Pursuant to this instruction John Whittington contacted Jay Myerson the Fairfax County attorney in charge of their conciliation CLE. Mr. Myerson was kind enough to consider moderating a CLE for the Prince William County Bar hopefully with the assistance of his Co-Chair Joyce Henry Schargorodski and possibly one of the Fairfax County JDR Judges. Mr. Myerson agreed to speak with Ms. Schargorodski and members of the Fairfax Court to see of their willingness and availability in mid to late November 2004 for such a CLE.

John Whittington has requested Judge Becker and Scott Bailey to consider what dates in mid to late November 2004 would be appropriate so that we may check on Mr. Myerson's availability and see if Ms. Schargorodski and a member of the Fairfax JDR bench are able to help. As more details progress members will be advised of the date and time of the CLE.

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### *President's Message, Continued*

of the idiots I got stuck behind at the grocery store when I was trying to get some milk and apples in September, please remember this: Even if a Florida hurricane did make it all the way here at top force, NOBODY needs three twelve packs of toilet paper. This is not nuclear warfare; it's rain. Please keep this in mind when the snow arrives. We are not the Donner party; no one will be forced to eat the other inhabitants of their settlement. With that cheerful image in mind, enjoy the day.

# Preventing The Top Ten Malpractice and Ethics Pitfalls

Presented by Minnesota Lawyers Mutual

*Editor's Note: Minnesota Lawyers Mutual presented a free one hour ethics CLE at the PWCBA September general luncheon. This article is a follow-up to that CLE.*

**#1 Missed Deadline: Failing to have in place a reliable docket control and calendaring system to prevent missed deadlines and maintain a manageable workflow.** Missed statutes continue to be one of the most common malpractice mistakes. A dual calendaring system which includes a firm or team networked calendar, as well as an individual calendar should be used by every member of the firm. Files should be calendared far enough in advance to provide a solid cushion for filing deadlines. Particularly, suits should be filed with enough time remaining on the statute of limitations to allow for discovery responses to be returned and reviewed ensuring all proper and necessary parties are before the court. Additionally, the firm should have a tickler/workflow system specific to the area of practice that keeps work on files moving at an orderly pace, so that crisis mode is not the norm.

**#2 Conflict Of Interest: Failing to have in place a comprehensive conflict system and procedures that are routinely used.** It should address not only former, current and multiple party conflicts, but also staff interests, including newly hired staff, and ancillary business of the firm, if any. Your data base should address not only current and adverse parties, but also interested parties and related entities; the broader the data base, the better. Prior to conducting any informational interview, the conflicts information should be obtained, and a conflicts check should be run. The firm should have a gate keeper and/or committee that reviews and analyzes all potential conflicts. The firm should have procedures for disclosing, discussing, resolving and waiving the conflict in writing where appropriate. Getting an opinion from your Bar's ethics committee or Board may be appropriate.

**#3 Suing the Client: Suing a client for unpaid legal fees often provokes a bar complaint or malpractice counter-claim, particularly where there is room for the client to complain about a bad result.** Collecting and suing for fees is a business decision, and the firm should have defined procedures for how it will collect its fees. Engagement agreements, mediation/or arbitration provisions, and advances should all be discussed and considered at the beginning of the representation. Regular (every thirty days) itemized billing should be used. (In contingency cases while bills are not sent to the client, it can still be helpful to maintain internal billing to help manage your practice, and in the event the client fires you before a settlement or verdict is obtained, such internal time records would support a claim for quantum meruit if appropriate.) At sixty days past due, the firm should contact the client to find out why payment has not been made and whether there is a problem that the firm needs to be made aware of or address, such as dissatisfaction with service, confusion over charges, or need for a payment plan. The firm is more likely to be paid and avoid situations of significant client delinquency by staying on top of billing issues. Mediation and arbitration provisions if fully disclosed and set out in the engagement agreement can provide an excellent alternative forum for collecting fees that avoid both malpractice and ethics complaints.

**#4 Engagement Agreement: Failure to use an engagement agreement to identify the client, the scope of representation, the expenses and fees, and the duties of both the lawyer and the client.** Engagement agreements or contingency fee agreements should be used on every file. The agreement should be drafted to reflect the nuances of your particular practice area and clearly explained to the client at the outset. In situations where the client is an ongoing client of the firm, a letter of acknowledgment should be used for any new piece of business that the firm is asked to take on; it should reference the legal services the lawyer will provide relative to the new request and can refer to the previous terms/fee structure agreement in the original

*Continued, page 4*

2004

## Standing Committee Chairs

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Kathleen Latham Farrell  
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Amy Ashworth  
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Rusty von Keller  
*Pro bono*  
(703) 361-2299

D. Scott Bailey  
Professionalism  
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Wendy A. Alexander  
Public Relations  
(703) 330-7400

## Prince William County Bar Association, Inc.

### Office Hours

9:00 AM to 12:00 Noon  
Monday through Friday  
Afternoons by Appointment  
Telephone: (703) 393-2306  
Fax: (703) 331-5683  
Email: [info@pwcba.org](mailto:info@pwcba.org)  
Web site: [www.pwcba.org](http://www.pwcba.org)

The PWCBA Office is located on the lower level of the Judicial Center in Circuit Court Archives.

### Guidelines for Submissions to *Hear Ye! Hear Ye!*

Submissions should be directed to the attention of Alissa N. Hudson, Executive Director, PWCBA preferably via email to [info@pwcba.org](mailto:info@pwcba.org), or fax to (703) 331-5683, or may be mailed to her c/o Prince William County Bar Association, Inc., P.O. Box 31, Manassas, VA 20108. All submissions are due by 5:00 PM on the 10<sup>th</sup> of the month preceding publication and must include a contact name and phone number.

For inquiries regarding classified or display advertising, contact the PWCBA office at (703) 393-2306, to request a copy of the most recent rate card, or visit the bar on line at [www.pwcba.org](http://www.pwcba.org) under "About the Bar", "Advertising and Sponsorships".

## PWCBA Listserv Guidelines

You are encouraged to sign up for the newest benefit of membership in the PWCBA, the listserv.

**To subscribe**, send an email to [admin@pwcba.org](mailto:admin@pwcba.org) and you will be added to the list.

**To post a message**, send an e-mail to [list@pwcba.org](mailto:list@pwcba.org). Your message will be sent to everyone on the list.

**To reply to a message**, you can reply to the entire list by hitting reply, or just reply to the individual who sent the message by copying their email address in the "From" line and pasting it into a separate e-mail for a private response.

**To unsubscribe**, simply send a message to [list@pwcba.org](mailto:list@pwcba.org) with the word "unsubscribe" typed in the subject line. You will automatically be removed.

## Malpractice Pitfalls, continued

engagement letter. On any new piece of business, even if the client is an existing one, a new file should be opened, and a conflicts check should be run.

**#5 *Dabbling: Taking on a matter in which you lack the requisite expertise, time or resources to handle.*** Today's hectic and busy law practices dictate that lawyers focus their practice on particular areas. Failure to do this can often make you feel as if you are struggling to find your groove, or even worse, constantly working in crisis mode. Keep anxiety at bay by focusing on what you do best and leaving the rest to someone else. If you want to take on a new area of practice associate with another attorney who is already up to speed, take educational courses in that area and reduce your existing file count some to allow you time to learn and work in the new practice area.

**#6 *Neglect: Obtaining a bad result in a matter after failing to communicate and neglecting the client (failure to return calls, or develop the file or appropriate evidence).*** There will always be cases where your client loses. But clients who experience a bad result are far more forgiving if they feel their legal team was working hard for them. Good client relationships develop when the client feels informed and included in the legal process. Communicate regularly with your client using letters, e-mail, itemized billing and in person meetings. Have a policy (and stick to it) of having you or a staff member return phone calls within 24 hours. Make sure a client can always reach a live person; use voice mail appropriately. Make sure to copy clients on all correspondence and documents coming to or leaving the office. The file should reflect all of your efforts of communication, the development of the file and your legal analysis. The file should indicate decisions in which the client participated, and if the client decide to act against the advice of counsel, you should document/confirm that decision in writing. Well-documented files speak for themselves; skimpy files don't speak at all.

**#7 *Business Interest: Becoming involved in a business interest with your client when you also provide legal services to that client.*** The offer to do business with a client or to take an interest in lieu of fees can be tempting, but the potential for conflicts and allegations of overreaching and/or improperly motivated legal advice are rampant. If there are any problems with the deal or the business, all of your conduct becomes suspect and tainted by the business interest you took. It is better to be either a business partner or the client's lawyer, not both. The same is true for handling legal matters for a client where you are also a member of the client's board of directors, officer, or shareholder. It is difficult to keep your legal role separate from your role on the board, and you are often held to a higher standard of care for actions you take regardless of which role you were attempting to serve. Also, under most malpractice policies, there is no coverage for the non-legal services.

**#8 *Trust Account: Failure to properly maintain and oversee your trust account. There is no faster way to loose your license to practice law than to improperly handle your trust account.*** Make sure you have a thorough understanding of the ethical rules governing your trust account and that you have in place good accounting procedures. Many attorneys get in trouble by not understanding and reviewing all the applicable rules. Trust accounts should be reconciled no less than monthly. Also, don't completely delegate the oversight of your trust account to staff. You, as the attorney, should review and approve the reconciliation. Put in place procedures to prevent mishandling of the funds, such as limiting check signing authority, not allowing the same person who does the receipts to do the reconciliation, and have two signatures for checks of over a set amount. Having an audit done annually by a CPA who is familiar with trust accounting procedures and

*Continued, page 5*

## *Malpractice Pitfalls, continued*

law firms can help you spot potential problems in your system that make you susceptible to fraud or abuse of the funds.

**#9 Misrepresentation: Putting a spin on the situation that could rise to the level of a misrepresentation, orally or in writing, to opposing party, court, investigator, creditor, or governmental agency in order to help or protect a client. Or making a misrepresentation to the client.** These always come back to haunt you and the reason never looks as good as it did when you made the decision...

**#10 Screening Clients: Failure to actively interview and screen your clients. Attorneys reporting a claim routinely comment that they knew they should have never agreed to represent the client.** There is a long list of "Red Flag" clients, and you should make a considered decision as to whether to accept that client. A few of the big offenders: clients with unreasonable expectations, clients who have had more than one lawyer, clients who already know everything, clients who are in it for the principle, and clients who are offensive and rude to you or staff. Issues such as these should be identified as early as possible in the relationship, and the lawyer should make a decision whether to decline the case, or try to educate the client to alleviate the problem or correct the behavior. Keep in mind that the best advertisement for a successful law practice is word of mouth by satisfied clients, so taking on a client that is not a good fit for you or the firm will at the very least, result in a dissatisfied client who "bad mouths" the firm.

### *Minnesota Lawyers Mutual*

2200 Accenture Tower, 333 South Seventh Street, Minneapolis MN 55402  
800.422.1370 w 800.305.1510 fax w [www.mlmins.com](http://www.mlmins.com) / [info@mlmins.com](mailto:info@mlmins.com)

## **Pro bono Update**

*By Rusty von Keller*

The *Pro bono* Committee met on September 8, 2004 and began the process of implementing a pilot program for the Simple Wills for the Elderly project. A task force has been formed, to complete the process of fine tuning the logistics for this project, consisting of Rick Wheeler, Barbara Stough, Gerald Baker and Beth von Keller. Referrals into the pilot program will be accepted through Legal Services of Northern Virginia, Prince William Branch, during late September and early October. Following the completion of these initial wills, and final review of the forms, the project will move into full implementation with training provided through CLE to the bar in early 2005.

The next *Pro bono* Committee meeting will be October 6, 2004 at 12:30 in the J & DR District Court Conference Room.

Rusty von Keller is soliciting contributions of age appropriate reading materials for youth ages 10 to 17, (average age 14-16), who have been placed at the Molinari Juvenile Shelter. All types of appropriate reading material, from periodicals to light reading to classics, either hard back or paperback, new or gently used, will be greatly appreciated. Please drop off all contributions at Rusty's law firm, 9254 center street, Manassas.

## **Classified Ad**

**Need help** with briefs, memos & other documents? Attorney and former Legal Research & Writing Instructor (George Mason University Law School) seeking part-time legal work in Prince William County. If interested, please e mail [ft.wagner@verizon.net](mailto:ft.wagner@verizon.net)

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Young Lawyers Conference

## **Classified Ad**

**Licensed Clinical Psychologist:** I have over 15 years of experience performing court ordered evaluations for adolescents and adults. I also perform competency and sanity evaluations. I have done previous work for the Prince William County Juvenile and Domestic Relations District Court as well as other Juvenile and Domestic Relations and General District Courts in Virginia. I maintain office hours at 9625 Surveyor Court, Suite 210, Manassas, Virginia and may be reached by phone: (540) 207-0423. David A. Fitch, Ph.D., Licensed Clinical Psychologist.

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## 2005 Dinner Dance

*By Donna M. McIntosh*

Remember to mark your calendars for February 12, 2005 for the Bar's Annual Dinner Dance. The 2005 event will be held at the Hyatt Regency in Reston. Music for the event will be provided by the band *Express*. In addition to recognizing the Bar's finest professionals with the Court Appointed Attorney and Guardian *Ad Litem* Awards, *Pro bono* Attorney Award, and the prestigious Sinclair Professionalism Award, the Bar will also honor retired Judge Whisenant, as we celebrate his years of service to the bench and unveil his portrait on the night of the Dinner Dance.

The Prince William County Bar Foundation will again be hosting its Silent Auction at the Bar's Annual Dinner Dance. This is the Foundation's largest fundraiser of the year, and it will be a great opportunity for some Valentine's Day shopping!

Amy McCullough has again volunteered to chair this year's silent auction committee, and is already looking for donations of items to be auctioned. If you have any item or service to donate, or if you would like to volunteer to help on the committee, please contact Amy at 703-494-7171 or [amccullough@szelaw.com](mailto:amccullough@szelaw.com). **Can't decide what to donate?** Not to worry, the committee would also welcome donations with which we can purchase items to present at the auction.

## Volunteers Needed! Help Judge the 2004 Character Counts! ® Essay Contest.

*By Kathleen Latham Farrell*

The **2004 Character Counts! ® Essay Contest** is underway in area middle schools. This contest celebrates National Character Counts! ® Week by encouraging middle school students to focus on the six pillars of character: Trustworthiness, Respect, Responsibility, Fairness, Caring, and Citizenship. Area middle school students are invited to write an essay about what one of the six pillars of character means to them. Historically, these essays are generally worthwhile and, at times, heartwarming. The essays are judged by members of the PWCBA and a cash prize is awarded to the winner and runner up for each category, and to the middle school with the most participation. The cash prizes are made possible by the PWCBA through a generous grant awarded by The Prince William County Bar Foundation. We need your help to get enough judges so that the total time commitment will be about an hour. Thank you to those who have already volunteered to judge essays, but we need several more volunteers. **Please contact Kathy Farrell at (703) 335-9390, if you can help judge essays.** Judging will likely take place the week of November 8, 2004.

## Community Criminal Justice Board

*By Dan Morissette*

Dan Morissette was recently appointed as the PWCBA's representative to the local Community Criminal Justice Board. The Board is a multi-disciplinary body which focuses on the development of pretrial services and community-based corrections programs for Prince William, Manassas and Manassas Park. Dan asks that attorneys with questions, concerns or suggestions regarding the local programs contact him to discuss the issues prior to the date of the next Board meeting, October 26.

## Judicial Evaluations

By Kevin Childers

*Editor's Note: Please recall that The Supreme Court of Virginia initiated a statewide judicial evaluation pilot program in 2003. According to The Supreme Court of Virginia, Office of Judicial Planning, the final report on the pilot program is due November 1, 2004. The evaluations from the pilot program were destroyed and no statewide judicial evaluation program will be implemented in 2004. The statewide judicial evaluation program will be brought before the legislature, at the earliest, in 2005, as the program needs funding prior to implementation. Therefore, the PWCBA will continue it's annual judicial evaluation program at this time.*

The following judges will be evaluated in the Fall of this year:

1. Judge William D. Hamblen
2. Judge Richard B. Potter
3. Judge Charles F. Sievers
4. Judge Peter W. Steketee
5. Judge William Alan Becker
6. Judge Paul F. Gluchowski
7. Judge James B. Robeson

Evaluation forms will be mailed in October and must be returned to the accounting firm by November 30, 2004.

You are qualified to evaluate a judge if, in the past 12 months, you have either appeared before or observed the judge on at least (four) 4 or more Motions Days, or one or more trials/hearings.

*The judges receive only the tabulated results from the evaluation forms, plus the originals of the comments sheet. Your evaluation forms remain anonymous.*

**EVERYONE** who can, needs to participate in this important process.

**REMINDER:** *All comments go directly to the judges, candid, constructive comments are welcomed*

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## In Memoriam

The Prince William County Bar Association expresses heartfelt sympathy to Judge Robeson and Stuart Robeson on the passing of their mother, Mary Robeson, on September 20<sup>th</sup>.

At the end of the day, your professional liability insurance should be the last thing on your mind.

We're here for you.



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## Prince William Bar CLEs:

By Catherine S. Croft

**October 15, 2004:** Prince William County we will participate in a Multi Jurisdictional CLE on General District Court Practice to be held at the Fairfax Government Center from 1:00 p.m. to 5:30 p.m. Participants from Prince William County will include the following: The Hon. Peter Steketee; The Hon. Wenda K. Travers and The Hon. Craig Johnston; Anne Godson, Susan Grogan, Will Jarvis, Amy McCullough, Clai Richardson, Casey Stevens, and Jim Willett. Please mark you calendars and plan to attend to support Prince William County's participation in this CLE. ***We are in need of sponsors for this CLE. If your firm is interested in sponsoring this CLE please contact Cathy Croft at 703-335-9390 as soon as possible. See registration flyer in this month's newsletter.***

**October 22, 2004,** "DUI: Consult Through Sentencing, Advanced Litigation Issues", 3:00-5:00 p.m., Circuit Courtroom #4, presented by Casey Stevens. 2.0 MCLE pending.

MCLE DEADLINE: October 31, 2004

Failure to complete 12 CLE hours including 2 hours in ethics/professionalism by October 31, 2004 will result in a \$50 non-compliance fee. (Part 6, Section IV, [paragraph 19](#), Rules of the Virginia Supreme Court)

MCLE REPORTING DEADLINE: December 15, 2004  
- Failure to certify the required 12 CLE hours including 2 hours in ethics/professionalism by December 15, 2004 will result in a \$50 late filing fee. (Part 6, Section IV, paragraph 19, Rules of the Virginia Supreme Court)

*As always, I invite each of you to commit to the presentation of CLEs or to offer ideas for interesting topics for future CLEs. Please call me with your offer of time and creativity: Cathy Croft, 703-335-9390.*

### Alexandria Bar CLEs


To find more information or to register, please call the Alexandria Bar Association at (7-3) 548-1106.

**October 5, 2004,** "Sentencing & Sentencing Alternatives in the Alexandria J & DR District Court", 12:00 - 2:00 p.m., Alexandria Courthouse or American Legion Hall, presented by the court, commonwealth attorney's office and juvenile probation. 2.0 credits pending.

**October 13, 2004,** "How to Avoid Ethical Complaints" 12:00 - 2:00 p.m., American Legion Hall, presented by Seth M. Guggenheim, Esq., and Timothy J. Battle, Esq. 2.0 Ethics Credits pending.

**October 19, 2004,** "Preventing Legal Malpractice Claims and Ethical Complaints", 12:00 - 2:00 p.m., American Legion Hall, presented by Wendy Inge, Esq., with Minnesota Lawyers Mutual. 2.0 ethics credits granted.

# Electronic Evidence: Find the Digital Smoking Gun!



## Sensei Enterprises, Inc.

3975 University Drive, Suite 225  
Fairfax, Virginia 22030  
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E-mail: [sensei@senseient.com](mailto:sensei@senseient.com)  
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**Principals: Sharon D. Nelson, Esq. and John W. Simek -  
EnCE, CNE, MCSE, MCP+I, NT Certified Independent  
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**Upcoming Dates:**

**October 1,** 12:30 pm, general membership luncheon meeting at Jake's Seafood Restaurant. Program: FREE CLE "Evidence in Child Abuse Cases." Remember to RSVP.

**October 6,** 12:30 pm, *Pro bono* Committee meeting, J&DR Conference Room.

**October 11,** all three courts closed in observation of Columbus Day.

**October 12,** deadline for submittals for publication in November issue of *Hear Ye! Hear Ye!*

**October 15,** 1:00 pm, "Insight Into General District Court Practice: A comparative Approach" CLE. See registration flyer in this newsletter.

**October 22,** 3:00 pm, "DUI: Consult Through Sentencing, advanced litigation issues" CLE. See registration flyer in this newsletter.

**October 29,** 4:00 pm, PWCBA Board Meeting, Jakes' Seafood Restaurant.



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Remember to RSVP for the **Friday, October 1<sup>st</sup>** General Luncheon Meeting. Program: FREE CLE on Evidence in Child Abuse Cases presented by Suzanne Brown, RN, Roger A. Canaff, Esq., & Lt. Russ Lescault. Please RSVP by calling the Bar office at (703) 393-2306, by 5:00 p.m., Wednesday, Sept. 29.

*The CLE is FREE. Lunch prices are \$7.00 for members, \$13.00 for guests.*



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*A Publication of the Prince William County Bar Association*

# Insight into General District Court Practice: A Comparative Approach

Presented by the Alexandria Bar Association, Arlington Bar Association, Fairfax Bar Association and Prince William Bar Association

OCTOBER 15, 2004

1:00 P.M. - 5:00 P.M.

\$150/Advance Registration; \$170/at the door

Credits: 4 MCLE Credits (1 ethics) (pending)

Fairfax County Government Center, 12000 Government Center Parkway

Reception to follow

JUDGES

ETHICS

## 1:00-2:30 PM JUDICIAL INSIGHT ON GENERAL DISTRICT COURT PRACTICE

**Judicial Panel:** Hon. Becky J. Moore-Alexandria; Hon. Thomas J. Kelley-Arlington; Chief Judge Donald P. McDonough-Fairfax; Hon. Peter W. Steketee-Prince William

**Moderator:** Brett Kassabian, Esq.

## 2:30-4:00 PM A CLOSER LOOK (break-out sessions)

### A) A How To for Civil Practice & Collections

**Alexandria:** Hon. Daniel Fairfax O'Flaherty

**Arlington:** Hon. Karen A. Henenberg

**Fairfax:** Chief Judge Donald P. McDonough; Gary A. Reese, Esq.

**Prince William:** Hon. Craig D. Johnston; Amy E. McCullough, Esq.

**Moderator:** Donald M. Fishman, Esq.

### B) Fundamentals of Felony Processing & General Criminal Practice

**Alexandria:** Elliott J. Casey, Esq. - Prosecutor

**Arlington:** Chief Judge Richard J. McCue; Andy Parker, Esq. - Prosecutor; Dwight Crowley, Esq. - Defense Attorney

**Fairfax:** Hon. Michael J. Cassidy; Ian M. Rodway, Esq. - Prosecutor; John A. Keats, Esq. - Defense Attorney

**Prince William:** Hon. Wenda K. Travers; Claiborne T. Richardson, Esq. - Prosecutor; Anne T. Godson, Esq. - Defense Attorney

**Moderator:** James A. Willett, Esq.

### C) DUI/Traffic- Latest Developments in Procedure and Practice

**Alexandria:** Hon. Becky J. Moore; Bryan L. Porter, Esq. - Prosecutor; Dave S. Bracken, Esq. - Defense Attorney

**Arlington:** Hon. Thomas J. Kelley, Jr.; John A. Boneta, Esq. - Defense Attorney

**Fairfax:** Hon. Thomas E. Gallahue; Dennis M. Fitzpatrick, Esq. - Prosecutor; Mark J. Yeager, Esq. - Defense Attorney

**Prince William:** Hon. Wenda K. Travers; Will Jarvis, Esq. - Prosecutor; Casey R. Stevens, Esq. - Defense Attorney

**Moderator:** Casey R. Stevens, Esq.

### D) Landlord/Tenant- Residential & Commercial Essentials

**Alexandria:** Hon. Daniel Fairfax O'Flaherty; Ronald V. Minionis, Esq.

**Arlington:** Hon. Dorothy H. Clarke

**Fairfax:** Hon. Ian M. O'Flaherty

**Prince William:** Hon. Craig D. Johnston; Susan E. Grogan, Esq.

**Moderator:** Jerry Friedlander, Esq.

4:00-5:00 PM Ethics Across Jurisdictions- H. Wise Kelly, III, Esq.

5:00 PM Social Reception

Comparative Jurisdiction CLE Friday, October 15, 2004 1:00-5:00 PM  
\$150/Advance Registration; \$170/At Door

Name: \_\_\_\_\_  
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Break Out Session: Civil Practice/Collections  Criminal/Felony Processing  DUI/Traffic  Landlord/Tenant

**ASK THE JUDGES:** Please submit an anonymous question for the judges to be addressed during the Judicial Insight Session.

**CANCELLATION POLICY:** All cancellations must be received in writing 48 hours prior to the event for a full refund

Please Make Checks Payable and Return Form To: Fairfax Bar Association, 4110 Chain Bridge Road, Suite 303, Fairfax, VA 22030;

Phone: (703) 246-2735; Fax: (703) 273-1274; E-mail: smarchenko@fairfaxbar.org.

**The Prince William County Bar Association, Inc.**  
*Presents*



**DUI:  
Consult Through  
Sentencing  
advanced litigation issues**

A Continuing Legal Education Seminar

October 22, 2004  
3:00 to 5:00 p.m.  
Circuit Courtroom #4  
PWC Judicial Center  
9311 Lee Avenue  
Manassas, VA 20110

Advance Registration: \$35.00 PWCB Members; \$45.00 Non-members  
Walk in Registration: \$45.00 PWCB Members; \$55.00 Non-members

**Presented by:  
Casey R. Stevens, Esq.**

*MCLE approval is pending for 2.0 Credits for this presentation*

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Please use the form below to pre-register for the DUI CLE

10-22-04

ATTORNEY'S NAME: \_\_\_\_\_

WILL YOU VOLUNTEER TO STAFF THE REGISTRATION DESK IN EXCHANGE FOR FREE CLE CREDIT?

YES \_\_\_\_\_ Cathy Croft at (703) 335-9390 For Details.

FIRM NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE: \_\_\_\_\_ EMAIL: \_\_\_\_\_ FAX: \_\_\_\_\_

Please return this registration form to Alissa N. Hudson, Executive Director, Prince William County Bar Association, Inc., P.O. Box 31, Manassas, VA 20108 with your check made payable to the Prince William County Bar Association. If you are making a late decision to attend, you may fax your reservation form to (703) 331-5683 by 5:00 PM 10/21/04 and bring payment to the seminar. Of course, we always plan for a few walk-in registrants, (any reservations received after 5:00 PM on 10/21/04 will be Considered walk-in), but cannot guarantee the availability of materials, and there will be a \$10.00 surcharge. This form may be photocopied.