



# Hear Ye! Hear Ye!

*News from the Prince William County Bar Association*

**Volume XV Issue IX**

**October 2010**

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## **President's Message**

*By Amy M. Ashworth*

What we do as an association matters to the public. Last month in J&DR, I called a victim on a domestic assault and battery case to the conference room. An older, unsophisticated gentleman appeared and I asked him to take a seat as I finished up a discussion with another attorney. He sat down and opened a book that he held in his hand. When I finished, I asked what he was reading and he showed me a Star Wars paperback. He said he hadn't read a book in years, but while he was waiting for his case to be called, he found this one over on that bookshelf and the sign said to take one if you like it. He was referring to Rusty von Keller's "Books for Troubled Teens" bookshelf that has finally debuted around the corner between courtrooms 5 and 6. The man smiled and said, "This is a really good book!" I watched him the rest of the morning engrossed in the story of the galaxy far, far away.

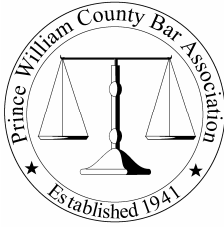
Our Association offers lots of ways that we can give back to the public. You can donate your used books and clothing, you can volunteer for one of our service projects like "So You're 18" at the high schools or the Court Tours program for the middle schools. We even have reading to elementary school students and judging the Character Counts! essay contest. Alissa will be calling on members to volunteer this fall as schools are back in session. Please don't ignore her. We need to keep giving back and making this a wonderful place to work and live.

Our October monthly luncheon meeting featured an ETHICS CLE presented by Kathleen Uston, Esq., Assistant Ethics Counsel with the Virginia State Bar. The CLE was titled: The Good, the Bad & the Ugly of Social Networking. This CLE focused on the potential problems with posting what you really think about a judge's ruling or suggesting to your client that he 'friend' the opposing party under a pseudonym to spy on what they are posting on Facebook.

For those of you that missed the September monthly meeting, we were introduced to the new Circuit Court law clerks and welcomed Richard Shaw and Anita Sager who run the D&B Behavioral Solutions programs at the Prince William County Adult Detention Center. The luncheon was generously sponsored by Duvall Wheeler, LLP, a local accounting and consulting firm managed by Bill Duvall. "Doc" Shaw and Anita shared with our members a 'behind the scenes' look at what goes into an inmate's earning of the certificates that are frequently handed up to the Judge in Court.

By the end of October, the following local bar members will have given CLEs for the benefit of our membership: Dan Newland, Beth von Keller, Barbara Kessinger, Angela Morehouse, Tracey Lenox, John Primeau, and Jon Rochkind. We have a tremendous depth of legal talent in our local bar association and it is wonderful to see that experience shared with the membership through CLEs. Please consider attending the "So You're 18" Training CLE on October 14<sup>th</sup> or the Personal Injury CLE on October 28<sup>th</sup>. The "SY18" Training CLE will certify you for participation in our "So You're 18" Program. If you have already attended the CLE, you do not need to attend it again.

Now go back to your Facebook account and delete all those old posts about being wronged by judges and prosecutors.



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## J&DR Clerk's Office Announcement

*By Frances H. Hedrick, Clerk of Court/Court Administrator*

The Thirty-first District Juvenile and Domestic Relations District Court Clerk's Office would like to announce, Christine Wade, has been appointed to fill the Pre-Court Supervisor position that was vacated by Ms. Cameron's retirement on July 1, 2010. In this capacity Ms. Wade is responsible for overseeing the work of the Pre-Court Unit that provides public counter and telephone customer service.

The administrative staff of the clerk's office is in the process of reviewing ways to enhance customer service at the public service counter. Consideration is being given to providing a "drop box" for attorneys to use to file their pleadings, etc. to alleviate the need to wait in line for assistance. However, we are still in the process of determining what specific type of pleadings can be placed in the "drop box" vs. what pleadings need to be filed directly with the public counter clerk.

Two other enhancements being considered are:

- 1) Additional seating for the public
- 2) A numbering queue system (would allow people to wait for assistance outside of the clerk's office when the line is backed up)

Practicing J&DR District Court attorneys and guardians ad litem are invited to offer input to assist the administrative staff with implementing new services that will be more user friendly to users of the court.

Please feel free to contact Frances Hedrick, Joan Hughes, or Christine Wade with any comments or suggestions you have. You may contact us by telephone, in writing, or visit us personally in the office. Your comments and suggestions are requested by October 31<sup>st</sup>, 2010.

## J&DR Court Appointed Schedule for 2011

*By Bob Coleman*

Please be advised, the 2011 J& DR Court Appointed Rotation Calendar is complete. A copy of the calendar was sent electronically to all members of the Bar via the listserv on October 3, 2010. If you did not receive your electronic copy, please call the Bar Office at (703) 393-8865. If there are scheduling conflicts, the court's policy requires that you make the necessary arrangements to find a replacement. Please call Bob Coleman at (703) 361-8246 if you have any questions. If you would like your name added to or deleted from the list please contact Joan Hughes at the J&DR Clerk's office at (703) 792-6160, and Bob Coleman.

## PWC Circuit Court Conciliator Schedule October-December 2010

*By Scott Krein*

October 1	Dennis Carluzzo	November 5	John Rinaldi
October 8	Alice Rowan	November 12	Helen Marmoll
October 15	Sharon Pandak	November 19	Robert Zelnick
October 22	Scott Krein	December 3	Cassandra Chin
October 29	Bob Cooper	December 10	Steven Woodside
		December 17	Susan Cooke

## Highlights from August 27, 2010 BOD Meeting

Taken from minutes provided by Laurie J. Sholtis

- ◆ Discussed second notice letters to members delinquent in payment of dues.
- ◆ 2011 Bar Dinner Dance will be February 19, 2011. The Bar will celebrate it's 70<sup>th</sup> anniversary in 2011.
- ◆ Table Top displays ordered by Bar Association and Bar Foundation
- ◆ Judicial Evaluation Committee to meet to reestablish local evaluation program
- ◆ Officer of the Court Remote Access program through Circuit Court Clerk's office to become operational in September of 2010.
- ◆ Requests for funding for Bar Association Fall programs will be submitted to the Foundation
- ◆ Rule of Law project, new middle school program under consideration
- ◆ New Member Orientation Program to be developed for Bar and launched in November of 2010.
- ◆ Hanging Out a Shingle Program to be co-sponsored with Fairfax Bar in April of 2011.
- ◆ Continuing to work on updates to Association's website
- ◆ Discussed concerns with moving away from printed newsletter
- ◆ So You're 18 live training will take place in October
- ◆ Fauquier County Wills for Heroes Program to solicit assistance from PWC Bar Members
- ◆ Bar Foundation Gala is October 14<sup>th</sup>. Tickets are still available.
- ◆ Additional funding for Books for Troubled Teens pledged from Wally Covington in form of matching grant funds.
- ◆ Tabled discussion of new public education brochure that serves as a guide for all who visit the J&DR Courts
- ◆ Tabled discussion of new training program which focuses on emergency protective orders, for the benefit of pro se litigants.

## PWC Bar New Member Orientation Planned for November 19, 2010

By Jessica Gurzo, Virginia State Bar Young Lawyers Conference Representative

Plans are underway for a New Member Orientation Program sponsored by the PWC Bar. This program is designed to welcome new members to the local Bar and the Young Lawyers Conference, and to introduce them to the Prince William Courts, Clerk's Offices, Sheriff's Department and Adult Detention Center. The law firms of Blankenship and Keith, P.C. and Hudson, Carluzzo, Rochkind and Smith, P.C. have graciously agreed to open their offices for a reception following the Orientation Program, where new members can meet the Judges & members of the Executive Boards of the Bar Association and Bar Foundation, learn about the Mentoring Program, and meet the Managing Partners from area law firms in a casual, relaxed setting.

The PWC Bar has grown over the years, yet still maintains a community spirit. Members may find themselves on opposite sides of a case in court, but, through their involvement in the local bar, have opportunities to work together to facilitate the administration of justice; to educate themselves and the greater community on law related matters; and to provide *pro bono* and reduced fee legal services to the poor. We hope the New Member Orientation Program will encourage our newest members to get involved in the local bar and will ease their transition into the local courts. Look for registration soon.

## Prince William County Bar Association, Inc.

### Office Hours

9:00 AM to 1:00 PM, Mon.—Fri.  
The PWCBA Office is located on third floor of the Prince William County Judicial Center, next to the elevators.

### 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 [pwcbal@verizon.net](mailto:pwcbal@verizon.net), or fax to (703) 331-5683, or mail to Prince William County Bar Association, Inc., P.O. Box 31, Manassas, VA 20108. All submissions must be paid in advance, and 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) 393-8865, 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".

## Prince William County Bar Welcomes Newest Members

Kristopher D. Pearson  
Progeny Systems Corporation  
9500 Innovation Drive  
Manassas, VA 20110  
(703) 368-6107 ext. 473

Patrick V. Foltz  
Szabo, Zelnick & Erickson, P.C.  
12610 Lake Ridge Drive  
Woodbridge, VA 22192  
(703) 494-7171

Jaimy N. Lewis  
Compton & Duling, L.C.  
12701 Marblestone Drive  
Suite 350  
Woodbridge, VA 22192  
(703) 583-6060

Alan K. Arden  
Law Office of Alan K. Arden  
12872 Harbor Drive  
Woodbridge, VA 22192  
(703) 497-2510

## Community Outreach Programming for your Volunteer Pleasure

The PWC Bar has a number of community outreach programs ready to launch this fall, which will provide ample volunteer opportunities for members of the Bar. Funding for all these programs is provided through the Prince William County Bar Foundation.

**So You're 18** -- Through the *So You're 18* program, the PWC Bar provides a student handbook to every high school senior enrolled in public school in Prince William County, Manassas and Manassas Park. The book explores the ways in which legal rights, restrictions and responsibilities change when a young person turns 18. Volunteer attorneys also visit all the schools to give an oral presentation in tandem with the booklet distribution. Presentations will begin in November 2010 and run through May 2011. You can not volunteer for this program unless you have been trained, (but once trained, you are always trained). The next live training for the *So You're 18* program will take place on October 14, 2010. A video training is also available for your convenience. Call the Bar Office at 703-393-8865 to RSVP for the live training or to inquire about use of the video.

**National Young Readers Day** – Through the National Young Readers Day Program, the PWC Bar will donate a book to every public elementary school library in Prince William County, Manassas and Manassas Park in support of National Young Readers Day, which was established to remind students of the benefits and rewards of reading. The title of this year's book is: A More Perfect Union: the Story of Our Constitution. This book explores the development of the U.S. Constitution. The Bar will also provide volunteer readers to visit select elementary schools on November 9<sup>th</sup>, which is National Young Readers Day, to read the book to students and lead them in follow-up activities designed to enhance their understanding of the information presented. We are developing the volunteer schedule now and will post it on the listserv in a few days. At this point, if you know you want to volunteer, try to keep some time open in your schedule on November 9<sup>th</sup>.

**CHARACTER COUNTS! Essay Contest** – The CHARACTER COUNTS! Essay Contest is open to all middle school students enrolled in public schools in Prince William County, Manassas and Manassas Park. CHARACTER COUNTS! is a nationally recognized program which is built upon six pillars of good character: Caring, Citizenship, Fairness, Responsibility, Respect, and Trustworthiness. Students are given the opportunity to write an essay about one of the pillars of good character. The essays are collected and judged by members of the PWC Bar, who select a first and second place winner for each pillar of character. We typically receive 750-900 essays each year. This year's judging will take place on November 16, 2010, 5:00 to 7:00 pm at Alissa Hudson's home. If you would like to read what 6<sup>th</sup>, 7<sup>th</sup> and 8<sup>th</sup> graders have to say about good character, email or call the Bar office to volunteer. [pwcba1@verizon.net](mailto:pwcba1@verizon.net) or (703) 393-8865. Bar Members are also encouraged to attend the CHARACTER COUNTS! Award Ceremony on November 29, at 7:00 pm in the McCoart Building.


## PWC Bar Foundation Gala October 14, 2010

By Brad Marshall

This is a reminder for the upcoming Gala Event to celebrate ten years of service by the Bar Foundation. We will celebrate the significant achievements of the Foundation and its many programs, but we will especially be celebrating the members of the Bar Association that make these programs possible and the countless hours you have volunteered.

You are cordially invited to join us at the beautiful new Hylton Center for the Performing Arts on the Prince William campus of George Mason University on October 14 at 6pm. The event will feature keynote speaker the Honorable LeRoy F. Millette, Jr. The ticket includes a delicious menu of heavy hors d'oeuvres, two drinks and then a cash bar, entertainment by the George Mason University Jazz Ensemble, and of course the company of your colleagues. Please join us for this monumental occasion!

Please see the enclosed flyer for ticket and sponsorship information. On behalf of the Bar Foundation Board of Directors, we look forward to celebrating with you at the Gala!



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## **SPECIAL ISSUE--LEGISLATIVE SUMMARIES**

We are pleased to once again have a resource available to us, from which we can generate legislative updates. The updates provided here do not represent all new legislation enacted during the 2010 Session of the Virginia General Assembly, nor are the summaries comprehensive as to the content of the new bills passed. This information is provided by Tim Purnell and Phil Menke as a service to the membership, to alert you to changes in the law that may impact your practice. These are the last updates planned for the current year.

For a complete listing of new legislation, you may visit "The Division of Legislative Services" website at <http://dls.state.va.us/> Go to <publications>, then <Digest of the Acts of Assembly>, then <2010>, then <Table of Contents by Title> and search for new legislation that may impact your practice

### **Business Law Legislative Updates**

*By Tim Purnell and Phil Menke*

#### **Code Section 4.1-209.1.**

**Direct shipment of wine and beer; shipper's license.** Allows an off-site third party to receive orders of beer and wine and ship them under the direction of the wine or beer licensee and take other action as permitted by the ABC Board

#### **Code Section 17.1-626.1.**

**Recovery of costs in civil actions for bad checks.** In a civil action following a criminal action for a bad check, a prevailing plaintiff may recover additional costs.

#### **Title 6.2 (Financial Institutions and Services)**

Replaces Title 6.1 (Banking and Finance). Among many other things, Title 6.2 includes provisions governing credit cards previously located in Title 11 (Contracts) (§§ 11-30 through 11-34 are replaced by §§ 6.2-424 through 6.2-432); and the Equal Credit Opportunity Act previously located in Title 59.1 (Trade and Commerce) (§§ 59.1-21.19 through 59.1-21.28 are replaced by §§ 6.2-500 through 6.2-513). Provisions governing real estate settlements and settlement agents are moved from Title 6.1 to Title 55 (Property and Conveyances) (§§ 55-525.1 through 55-525.25). Some other highlights of the new Title 6.2 are below.

#### **Code Section 6.2-1704.**

**Mortgage loan originator background checks.** Mortgage lenders and brokers are required to register with the Nationwide Mortgage Licensing System and Registry and are subject to its registration and renewal requirements and fees in addition to their existing requirements. (This new statute incorporates an amendment also passed this year in the now repealed § 6.1-410.)

#### **Code Sections 6.2-2200 through 6.2-2227.**

**Motor Vehicle Title Loans.** Establishes requirements and practices for motor vehicle title loans. The amount of the loan and interest on the loan is limited and is determined by the vehicle's value. Licensing and reporting requirements are supervised by the SCC. Violation of these provisions is a prohibited practice of the Consumer Protection Act.

*Continued, page 6*



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## Going Green!

Don't forget to notify the PWC Bar Office if you want to continue receiving a hard copy of the monthly newsletter, *Hear Ye! Year Ye!* We have been providing the newsletter in hard copy and electronic format for all members for several years now, and are making the switch to full electronic format this fall.

We will continue to print and mail hard copy newsletters to those who request them, but you have to let us know. The September 2010 issue will be the first run where you must request a hard copy. Call Alissa Hudson at (703) 393-8865 or email her at [pwcba1@verizon.net](mailto:pwcba1@verizon.net) if you want to be placed on the hard copy mailing list. FYI: All back issues of *Hear Ye! Hear Ye!* can be found on the PWC Bar Association's website at [www.pwcba.org](http://www.pwcba.org), in the members section.



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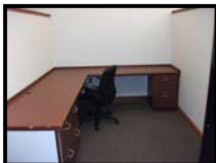
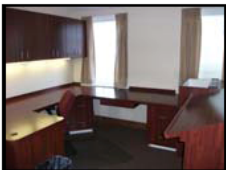
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## Business Law Legislative Updates, Continued

### Code Section 8.2-317.1.

**Use of warranty registration cards.** Unless it is conspicuously disclosed to the consumer, a seller of personal, family, or household goods may not condition the coverage or performance of a warranty upon the return by the purchaser of a warranty registration card. A violation of this provision is a prohibited practice of the Consumer Protection Act.

### Code Section 8.3A-118.1.

**Statute of limitations on deposit accounts and certificates of deposit.** Removes the maturity date listed in a deposit agreement as one of several events that trigger the start of the six-year limitations period on actions against banks to pay over the balance of deposits.

### Code Section 12.1-19.

**Duties of clerk; records; copies; personal identifiable information.** Persons submitting documents or information to the SCC must ensure that no personal identifiable information is included, such as social security numbers, driver's license numbers, and credit card or financial account information. The SCC may reject submissions with such information or redact such information, but it cannot be held liable for failing to do so.

### Code Sections 12.1-21.1 and 12.1-21.2.

**Fees to be charged by clerk for certain information and certificates. Miscellaneous charges.** For providing copies of its records, the SCC can determine its own fees, instead of the fees previously established by statute.

### Code Section 13.1-615.

**Fees to be collected by Commission; application of payment; payment of fees prerequisite to Commission action; exceptions.** The SCC shall apply annual registration fee payments by corporations to unpaid amounts previously assessed and penalties thereon and owed for the longest time.

Continued, page 7

*Business Law Legislative Updates, Continued*

**Code Sections 13.1-752 and 13.1-914.**

**Automatic termination of corporate existence.** The officers, directors, and agents of a domestic stock or nonstock corporation cannot be held personally liable for a corporate liability solely by reason of such corporation's automatic termination for failing to timely file its annual report or pay its annual fees.

**Code Sections 13.1-768 and 13.1-930.**

**Automatic revocation of certificate of authority.** If a foreign stock or non-stock corporation having a certificate of authority to transact business in Virginia has its certificate automatically revoked for failing to pay its annual fees, then the SCC Clerk deemed appointed such corporation's agent for service of process in any proceeding based on a cause of action arising while the corporation had its certificate.

**Code Section 13.1-1004.**

**Issuance of certificate by Commission; recordation of documents.** Upon the petition of an LLC, the SCC may correct its records to eliminate errors and filings made by a person without authority to act on behalf of the LLC (as is already the case for corporations).

**Code Sections 13.1-1050.2 and § 13.1-1056.1.**

**Automatic cancellation of limited liability company existence. Automatic cancellation of certificate of registration.** Changes when a domestic and foreign LLC is automatically terminated and its authorization to transact business in Virginia for failure to pay its annual fees – it is now the last day of the third month immediately following its due date, as opposed to December 31 of the year it is due. If a foreign LLC's authorization to transact business in Virginia is terminated for failure to pay, then the SCC Clerk is deemed appointed such LLC's agent for service of process in any proceeding based on a cause of action arising while the LLC was authorized to transact business in Virginia.

**Code Section 13.1-1062.**

**Assessment of annual registration fees; annual registration fees to be paid by domestic and foreign limited liability companies.** Instead of requiring all LLCs' annual fees be paid by October 1 of each year following the year when the LLC was formed or registered to transact business in Virginia, the SCC can direct that the due date be determined by the annual anniversary of its formation or registration.

**Code Sections 13.1-635, 13.1-764, 13.1-834, 13.1-926, and § 13.1-1016.**

**Change of registered office or registered agent.** Clarifies and slightly modifies when and how a registered agent and/or corporation or LLC must submit a statement of change of address to the SCC and the entity served by the agent.



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*Business Law Legislative Updates, Continued*

**Code Sections 13.1-601 et seq.; and 13.1-801 et seq.**

**The Virginia Stock Corporation Act; The Virginia Nonstock Corporation Act.** According to the Digest, provisions were reformed to correspond to revisions made to the Model Business Corporation Act, along with several other clarifying revisions. Following are a few examples.

**Code Sections 13.1-603; and 13.1-803.**

**Definitions.** Previously undefined, the term “document” is defined as either a writing or an electronic record. An “electronic record” is defined as “information that is stored in an electronic or other medium and is retrievable in paper form through an automated process used in conventional commercial practice”. “Sign” or “signature”, previously undefined, includes an electronic signature.

**Code Sections 13.1-610; and 13.1-810.**

**Notices and other communications.** Clarifies notice provisions and adds provisions regarding electronic notices, which are allowed if consented to and retrievable by the recipient. Notices must be in English unless otherwise agreed.

**Code Section 13.1-624.**

**Bylaws.** Adds authority for stock corporations to include bylaws provisions regarding voting by proxy and shareholder expense reimbursement.

**Code Section 13.1-646.**

**Share options.** Authorizes officers of a stock corporation to make equity compensation awards that involve the issuance of shares.

**Code Sections 13.1-658 and 13.1-660.**

**Notice of meeting. Record date.** Allows a board of directors to set another record date when one is already established by the bylaws. Notices must include the record date for determining who is entitled to notice, and must also include the record date for determining who is entitled to vote, if such date is different.

**Code Sections 13.1-660.2; and 13.1-844.2.**

**Remote participation in annual and special meetings.** New law allows shareholders/members to participate in and vote at a meeting by remote communication if authorized by the board of directors.

**Code Sections 13.1-661; and 13.1-845.**

**Shareholders’/\_Members’ list for meeting.** Changes how corporations must create lists of shareholders/members entitled to either notice of or to vote at a meeting and requires that shareholders/members be given access to such lists. A shareholder/member may ask the circuit court to order the inspection of the list and/or postpone the meeting if necessary.

**Code Section 13.1-669.1.**

**Judicial review of elections and other matters.** Gives the circuit court authority to resolve disputed corporate director elections on an expedited basis, including injunctions and production of necessary documents, and equitable relief.

**Code Sections 13.1-675; and 13.1-855.**

**Number and election of directors.** Corporations changing the number of its directors are no longer bound by the 30% limit increase or decrease.

**Code Sections 13.1-704; and 13.1-883.**

**Indemnification.** Clarifies corporations’ authority to agree to indemnify or reimburse for expenses, even before it is incurred.

**Code Section 43-1.**

**Mechanics’ lien definitions.** A mechanics’ lien agent’s consent to be such an agent for the owner of real estate no longer needs to be in writing.

**Code Section 43-4.01.**

**Identification of mechanics’ lien agent in building permit.** A building permit may be amended to include the mechanics’ lien agent’s information.

**Code Section 54.1-2413.**

**Practitioner self-referral.** Clarifies when a health care practitioner may make a referral to an entity in which he or an immediate family member is an investor.

**Code Section 54.1-3481.**

**Physical therapy; advertising.** No person shall advertise services saying “physical therapy” or “physiotherapy” unless those services are provided by a currently licensed physical therapist or physical therapist assistant, and a process is established for reporting possible violations.

**Code Section 54.1-2344.**

**Fair Housing Board.** The Board shall produce educational materials on the Fair Housing Law and shall require those subject to its provisions to sign an affidavit stating they have read and understood its provisions.

**Code Section 54.1-2811.1.**

**Funeral establishments.** New requirements for proper maintenance of dead human bodies by licensed funeral establishments.

**Code Section 16.1-77.**

**Interpleader of real estate escrows.** Grants jurisdiction to general district courts to cases regardless of the amount involved as long as the case is limited to the disposition of an earnest money deposit pursuant to a real estate purchase contract.

**Code Section 54.1-2108.1.**

**Protection of escrow funds, etc.** If a property is foreclosed, a real estate broker holding escrowed funds on a sales contract for the property may either file an interpleader action or disburse the funds to the purchaser as allowed by the contract (as the foreclosure is deemed to be a contract termination). In a foreclosure, the bank must return security deposits previously held by the landlord to the tenant of the foreclosed property, with deductions as allowed by law.

**Business Law Legislative Updates,  
Continued**

**Code Section 54.1-1100.**

**Contractors' licenses.** Class B Contractors are those with projects valued between \$10,000 to \$120,000, and Class C Contractors with projects between \$1,000 to \$10,000. The previous threshold was \$7,500.

**Code Section 54.1-1111.**

**Prerequisites to obtaining business license.** Requires contractors applying for or renewing a business license in any locality to furnish either (i) proof of licensure as a contractor or (ii) an affidavit stating he is not subject to licensure as a contractor.

**Code Section 54.1-201.1.**

**Issuance of temporary licenses and certifications.** DPOR may issue a temporary license valid up to 45 days to those with a comparable license from another state.

**Code Section 54.1-411.**

**Professionals limiting liability.** Individuals practicing architecture, engineering, land surveying, landscape architecture, or interior design may now try to limit their liability by contract.

**Code Sections 55-525.1 et seq.**

**Exchange Facilitators Act.** Establishes requirements for activities of exchange facilitators, who are persons that for a fee enter into an agreement with a taxpayer to act as (i) a qualified intermediary in an exchange of like-kind property, (ii) an Exchange Accomodation Titleholder, or (iii) a qualified trustee or escrow holder.

**Code Section 56-265.19:1.**

**Private sewer laterals and sewer system laterals.** Provides guidelines to protect sewers and requires excavators to exercise reasonable care to protect underground utility lines.

**Code Section 58.1-1802.1.**

**Period of limitations on collection.** Reduces period of limitation for the collection of state taxes from 20 to 10 years.

**Code Section 59.1-547.**

**Enterprise zone job creation grants.** Increases eligibility in areas with higher unemployment.

**Code Section 59.1-284.24.**

**Specialized Biotechnology Research Performance Grant Program.** Establishes grant program for nonprofits starting in Fairfax County with investments of at least \$200 million and 415 new jobs created.

**Code Section 59.1-335.5.**

**Prohibited practices of the Virginia Credit Services Businesses Act.** Allows a credit service business to charge fees to customers for services that have not yet been completed if the consumer agrees as long as the agreement may be cancelled at any time by the consumer.

**Code Section 59.1-198.**

**Consumer Protection Act definitions.** "Consumer transactions" now also include "transactions involving the advertisement, sale, lease, or license, or the offering for sale, lease or license, of goods or services to a church or other religious body."

**Code Section 60.2-602.**

**Unemployment benefits.** Postpones the increase from \$2,700 to \$3,000 of the minimum amount of wages an employee must have earned to be eligible for benefits. The increase was to occur on July 4, 2010, and will now go into effect July 3, 2011.

**Code Section 60.2-113.1.**

**Veterans Skills Database.** The Virginia Employment Commission shall establish a free internet-accessible database of veterans and their workforce skills for the purpose of marking and promoting the veterans to potential employers.

STEPHENS, BOATWRIGHT, COOPER, COLEMAN & NEWTON, PC  
congratulates

**Robert M. Cooper, Jr.**

who on June 24, 2010 at the Annual Northern Virginia  
Pro Bono Reception was recognized by

Legal Services of Northern Virginia

as one of only four Attorneys to receive the

**2010 Chief Justice Harry L. Carrico *Pro Bono* Award**



9255 Lee Avenue, Manassas, Virginia 20110  
703.361.8246 ♦ manassalaw.com

**Upcoming Dates:**

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

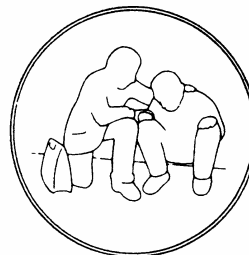
**October 14**, 3:00 to 4:00 pm, *So You're 18* Training Program, PWC Circuit Courtroom #4. Call Bar Office at (703) 393-8865 to RSVP

**October 14**, 6:00 pm, Hylton Center for the Performing Arts, PWC Bar Foundation Gala Celebration. See enclosed flyer for details.

**October 28**, 3:00 to 5:00 pm, PWC Circuit Courtroom #4, "Personal Injury" CLE. 2.0 MCLE credits including 0.5 ETHICS. See enclosed flyer for details

**November 5**, 12:30 pm, Mackey's American Pub, PWC Bar Monthly Luncheon Meeting. Special Program: Pro bono and Volunteer Recognition.

**November 5**, 2:00 pm, Mackey's American Pub, PWC Bar BOD meeting



*Lawyers*  
Helping  
*Lawyers*

Assistance for lawyers with substance abuse  
problems. Confidentiality assured.

***November 5, 2010—Monthly Membership Luncheon Meeting  
Mackey's American Pub 12:30 pm***

***Special Program: Annual Pro bono and Volunteer Recognition  
Special Guest Speaker: The Honorable Rossie D. Alston, Jr.  
of the Court of Appeals of Virginia***

***Thank you to our lunch sponsor, Dixon Unlimited, LLC***

***Lunch is FREE for all members, but we still ask that you RSVP by  
emailing the bar at [pwcbal@verizon.net](mailto:pwcbal@verizon.net) or calling (703) 393-8865***



Hear Ye! Hear Ye!  
P.O. Box 31  
Manassas, VA 20108



*You are cordially invited to attend*

*A Gala Celebrating Ten Years of  
Service by the Prince William County  
Bar Foundation*

*October 14, 2010*

The Honorable Justice LeRoy F. Millette, Jr.  
Supreme Court of Virginia

*6:00 pm*

Keynote speaker

*Hilton Center for the  
Performing Arts*



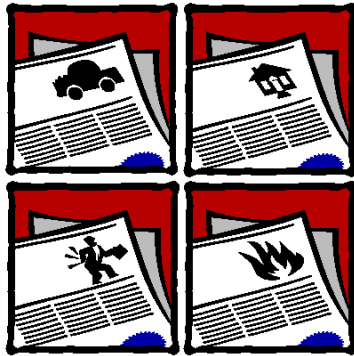
Heavy hors d'oeuvre and cocktail reception  
George Mason University Jazz Ensemble

Tickets: \$75 per person  
(includes two drink tickets)

For ticket and sponsorship information, please contact:  
Amy E. McCullough 703-494-7171, amccullough@szelaw.com

<i>Sponsor</i>	<i>Bronze Sponsor</i>	<i>Silver Sponsor</i>	<i>Gold Sponsor</i>
up to \$500 donation	\$501-\$1000	\$1001-\$1500	over \$2000
Special Recognition	Two Tickets to Event Special Recognition	Four Tickets to Event Special Recognition	Six Tickets to Event Exclusive Recognition

*Sponsorships will help defray the costs of this event. Thank you!*



*The Prince William County Bar Association, Inc.*

*Presents*

**How to Maximize Your Client's Recovery in a  
Personal Injury Claim  
A prospective from the  
Plaintiff, Defendant & the Insurance Company**

*A Continuing Legal Education Seminar*

Thursday, October 28, 2010  
3:00 to 5:00 p.m.  
Circuit Courtroom #4  
PWC Judicial Center  
9311 Lee Avenue  
Manassas, VA 20110

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

**Presented by: Jonathan S. Rochkind, Esq.**

Topics to include: Client Intake • Assessing Liability • Assessing Coverage • Evaluation of the Case • Presenting the Proper Case to the Insurance Company • Choosing the Proper Court • Wise Cost Decisions • Trial Tactics • Ethical Considerations

*MCLE approval is pending for 2.0 Credits for this presentation including (0.5 ETHICS Credit)*

Please use the form below to pre-register for the Personal Injury CLE

10-28-10

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

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

WORK REGISTRATION DESK IN EXCHANGE FOR FREE CLE? Yes \_\_\_\_\_

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 10-25-10 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 10-25-10 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.

# VIRGINIA

## IN THE 31<sup>ST</sup> JUDICIAL DISTRICT JUVENILE AND DOMESTIC RELATIONS DISTRICT COURT

**TO:** State, County, City and Town Police Departments, PWC Bar Association, Magistrate, Sheriff's Department, Commonwealth's Attorney, City Prosecutors, Office of Criminal Justice Services, Dispute Resolution, Clerk, General District Court and Circuit Court, Juvenile Court Services Unit, Juvenile Intake, County Attorney's Office, DCSE, CASA

**FROM:** Frances H. Hedrick, Clerk of Court  
Juvenile and Domestic Relations District Court

**SUBJ:** 2011 Court Calendar

There will be **NO** Juvenile and Domestic Relations District Court on the following days in 2011. Please notify appropriate staff of this schedule.

New Year's	Monday	January 3, 2011 *
Lee-Jackson Day	Friday	January 14, 2011
Martin Luther King Day	Monday	January 17, 2011
President's Day	Monday	February 21, 2011
NO SPRING JUDICIAL CONFERENCE		
Memorial Day	Monday	May 30, 2011
Independence Day	Monday	July 4, 2011
Fall Judicial Conference	Monday/Tuesday	August 8, 9, 2011
Labor Day	Monday	September 5, 2011
Columbus Day	Monday	October 10, 2011
Election Day	Tuesday	November 8, 2011 *
Veteran's Day	Friday	November 11 2011
Thanksgiving	Wednesday/Thursday/Friday	November 23, 24, 25, 2011 *
Christmas	Friday/Monday	December 23, 26, 2011
New Year's	Friday/Monday	December 30, 2011 January 2, 2012

- \* January 3, 2011 may be authorized as an additional holiday – DO NOT set cases
- \* Clerk's Office Open November 8, 2011 – DO NOT set cases
- \* Clerk's Office Open November 23<sup>rd</sup> 8am-12pm –DO NOT set cases