



# INTER ALIA

MAY/JUNE 2016

NEWSLETTER OF THE MANATEE COUNTY BAR ASSOCIATION

## Volunteerism and our Manatee Bar

By Charlie Telfair

Lutz, Bobo & Telfair, P.A.



From the time we are young, we are urged to volunteer in our community – we all know it is the right thing to do when you can. A recent (informal) survey I conducted demonstrates that the members of the Manatee Bar deserve high praise for their efforts in the local area.

So, this is not an article asking our members to do more in our community. Rather, it is an article intended to praise

the amazing amount of time our local lawyers spend in charitable endeavors. My survey consisted of just the community service involvement for our current Manatee County Bar board members (and, yes, Sue Revell – the centerpiece of our organization).

Below are some examples of **current** involvement from just 6 of these people (I'm excluded – I lack sufficient involvement to register on their charts). I'm not naming names, but I'm sure you can figure them out if you care to try:

**Subject A)** Volunteer, Justice Teaching and Teen Court; Volunteer, Bradenton Christian School and Bayside Community Church – West Bradenton campus; Fellow, Florida Bar Foundation; Supporter, Junior League of Manatee County, Turning Points, Just for Girls, Feeding Empty Little Tummies (FELT), Manatee Glens, SOLVE Maternity Homes, Women's Resource Center, Pace Center for Girls, Legal Aid of Manasota.

**Subject B)** Manatee River Fair Association - Member Emeritus, Fair Events Committee & Fair Queens Coordinator; Realize Bradenton, Downtown Ambassador & BluesFest volunteer; First United Methodist Church of Palmetto, Worship Committee, Staff Parish Relations Committee – Chair, Lay Leader, Liturgist & Thrift Shop volunteer; Manatee County 4-H Program, Speech Contest volunteer; Crosthwait Memorial Fishing Tournament committee; Palmetto Elementary School, PTO Executive Committee; Lincoln Middle School, PTO Executive Committee, School Advisory Committee – Chair; Palmetto High School, School Advisory Committee – Chair.

**Subject C)** Manatee County Bar Association Board of Directors (2012-current)(President 2015); Florida Bar Labor & Employment Section Executive Council (2011-current), Bar Journal Articles Editor (2012 through present); Fla. Bar Rules of Judicial Administration Committee (2012-15)(subcommittee chair 2013-current).

**Subject D)** Manatee County Library Foundation (President 2012-2014; Board member 2006-2014; Advisory Board 2014 to present); Judge, Manatee County Teen Court; Legal Aid of Manasota, volunteer attorney; Bradenton Runners Club, Member (Director 2002-2006); Manasota Track Club, member; Team in Training, Member/Fundraiser; American Diabetes Association, Long Distance Cyclist/Fundraiser; Age Group Triathlete

**Subject E)** The Hernando DeSoto Historical Society; Board of Directors of the Manatee County Boys and Girls Clubs; Manatee Wildcats Pop Warner football (coach); Manatee County YMCA (coach); St. Joseph Catholic Church Parrish School of Religion (catechist); Manatee Community College, Bradenton, Florida; Adjunct Faculty member, Paralegal Studies Program

(continued on page 2)

Law Day 2016

**MIRANDA**

more than words

**FRIDAY – MAY 20th at 11:45 am**

Pier 22 in Bradenton

Keynote speaker:

**The Honorable Peter A. Dubensky**

In 2016, the nation marks the 50th anniversary of perhaps the nation's best-known U.S. Supreme Court case, *Miranda v. Arizona*. The 2016 Law Day theme — *Miranda: More than Words* — goes beyond the familiar Miranda Warning and will explore the procedural protections afforded to all of us by the U.S. Constitution, how these rights are safeguarded by the courts, and why the preservation of these principles is essential to our liberty.

**Save this date and make plans to attend!**

Law Day 2016 is sponsored by

BMO  Harris Bank

(Volunteerism continued from page 1)

**Subject F)** Manatee Habitat Young Professionals – Member, Board of Directors; Putting on Smiles – Member, Board of Directors; Guardian ad litem – Volunteer; Manatee American Inn of Court, Reporter/Webmaster; Thomas Pennick Elder Law Inn of Court, Member; Manatee Chapter – Florida Association of Women Lawyers – Secretary; working with rescue dogs; and eloping on the ski slopes (this last activity is admittedly not the type of “community involvement” otherwise highlighted in the article but it is too interesting to be left out)

I chose this particular crew only because they see me periodically and I knew I could guilt them into responding to my inquiries about community endeavors. I personally know many other members of the Manatee Bar with equally exhausting levels of charitable involvement. I chose only current activities because many have past involvement that is too extensive to list.

I picked this topic because I constantly see and hear calls for volunteers. Sometimes, I think it is nice to point out that those calls are heard and to allow a collective pat on the back for members of our Manatee Bar for being engaged in our community to such a tremendous extent. So, congratulations – keep up the great work. ~This article was submitted as part of an ongoing series focusing on the varying practices, experiences and interests of members of the MCBA Board of Directors.



### IN MEMORIAM JUDGE JAMES W. WHATLEY

Second District Court of Appeal (Ret.)

May 12, 1947 - May 7, 2016

### A Salute to Her Service

After 34 1/2 years of service,  
Judicial Assistant  
**CATHY REED**  
is retiring.

All members and friends of the Manatee Bar are invited  
to a retirement celebration on Tuesday, May 31 from  
2-4:30 pm in the 8th floor multi-purpose room of the MCJC.

### Law Firm Salary & Benefits Survey 2016:

The Sarasota • Manatee Chapter of ALA (“Association of Legal Administrators”) is conducting an updated salary and benefits survey specific to the Sarasota, Manatee & Venice areas. This survey will assist law firms in staying competitive with salaries, raises, bonuses and benefits which is essential in maintaining a thriving legal practice. Participation from local law firms is imperative. The information provided to complete the survey will be kept confidential and the results will be tallied by the accounting firm of Kerkerling, Barberio & Co.

The survey will include current information on salaries, bonuses and benefit packages for all positions, including associate positions.

If you are a managing partner or administrator, you can download the flyer with participation instructions by visiting our website: [www.smcala.org](http://www.smcala.org). The participation form must be submitted by August 12, 2016. Final results will be completed by early October, 2016, just in time to provide law firms with a powerful source when hiring new employees and for determining compensation packages for year-end. Remember, the greater participation by our local firms, the more accurate and beneficial the survey results will be. Go to [www.smcala.org](http://www.smcala.org) to learn more and sign up now!



Robert M. Elliott  
Certified Master Guardian  
RMElliottGuardian@aol.com

Lauren E. Ramirez  
Certified National Guardian  
LEElliott@aol.com

5105 Manatee Avenue West, Suite 15  
Bradenton, Florida 34209

Telephone (941) 798-3055 • Facsimile (941) 798-3163

◇  
Guardianship  
Personal Representative  
Case Management  
Trustee  
◇

◇ OVER 35 YEARS OF EXPERIENCE ◇

◇ NATIONAL GUARDIANSHIP FOUNDATION ◇  
◇ FLORIDA GUARDIANSHIP ASSOCIATION ◇  
◇ GULF COAST GUARDIANSHIP ASSOCIATION ◇  
◇ PINELLAS COUNTY GUARDIANSHIP ASSOCIATION ◇  
◇ PLANNED LIFE ADMINISTRATORS NETWORK ◇  
◇ MANATEE COUNTY CHAMBER OF COMMERCE ◇  
◇ BETTER BUSINESS BUREAU OF MANATEE COUNTY ◇

# PUBLIC NOTICE

## 2016 Value Adjustment Board Applicants For Special Magistrate

Opportunities now exist for appraisers and attorneys, who are licensed in the State of Florida and meet the following criteria to serve as Special Magistrate(s) to the 2015 Value Adjustment Board, pursuant to *Florida Statute 194.035* and Chapter 12D, Florida Administrative Code, for the purpose of taking testimony and making recommendations with regard to:

1. The Special Magistrate must meet the following qualifications:
  - a. A Special Magistrate must not be an elected or appointed official or employee of the county.
  - b. A Special Magistrate must not be an elected or appointed official or employee of a taxing jurisdiction or of the State.
  - c. During a tax year in which a Special Magistrate serves, he or she must not represent any party before the board in any administrative review of property taxes.
  - d. All Special Magistrates must meet the qualifications specified in *Section 194.035, F.S.*
2. A Special Magistrate appointed to hear issues of exemptions, classifications, and portability assessment difference transfers shall be a member of The Florida Bar, with no less than five years experience in the area of ad valorem taxation and having received training provided by the department, or with no less than three years of such experience and having completed training provided by the department.
3. A Special Magistrate appointed to hear issues regarding valuation of real estate shall be a state certified real estate appraiser with not less than five years experience in real property valuation and having received training provided by the department, or with no less than three years of such experience and having completed training provided by the department. A real property valuation Special Magistrate must be certified under *Chapter 475, Part II, F.S.*
  - a. A Florida certified residential appraiser appointed by the Value Adjustment Board shall only hear petitions on the just valuation of residential real property of one to four residential units and shall not hear petitions on other types of real property.
  - b. A Florida certified general appraiser appointed by the Value Adjustment Board may hear petitions on the just valuation of any type of real property.
4. A Special Magistrate appointed to hear issues regarding valuation of tangible personal property shall be a designated member of a nationally recognized appraiser's organization with not less than five years experience in tangible personal property valuation and having received training provided by the department, or with no less than three years of such experience and having completed training provided by the department.
5. All Special Magistrates shall attend or receive an annual training program provided by the department. Special Magistrates substituting two years of experience must show they have completed the training by taking a written examination provided by the department. A Special Magistrate must receive or complete any required training prior to holding hearings.
6.
  - a. The Value Adjustment Board or board legal counsel must verify a Special Magistrate's qualifications before appointing the Special Magistrate.
  - b. The selection of a Special Magistrate must be based solely on the experience and qualification of such magistrate, and must not be influenced by any party, or prospective party, to a board proceeding or by any such party with an interest in the outcome of such proceeding. Special Magistrates must adhere to Rule 12D- 9.022, F.A.C., relating to disqualification or recusal.

Please note that hearings will take place in October, November and December of 2015. Availability for these dates is necessary for consideration of appointment.

Qualified individuals wishing to apply should submit a résumé on or before **Friday May 27, 2015, at 4:30 p.m.**, to:

Angelina "Angel" Colonnese  
Value Adjustment Board  
Attn: Vicki Tessmer  
P.O. Box 25400  
Bradenton, FL 34206  
(941) 741-4018  
EMAIL: Vicki.tessmer@manateeclerk.com

## Art Creations In The Courthouse Expands In 2016



2016 group (above):

Student artists, families, teachers, school principals, administrators, young lawyers, board members and judges came out for the opening reception which featured fruit & cheese trays, decadent desserts and soft jazz music, equal to the finest of galleries.

2016 expansion (right):

Next time you are in the MCJC, be sure to stop off on the 5th floor to enjoy the variety and quality of art on display. The 5th floor location was chosen because of its proximity to juvenile court proceedings.



Congratulations to the Manatee Bar Young Lawyers Division on their successful expansion of the Art Creations project located on the 5th floor of the MCJC. Begun in 2015 with a grant funded by The Florida Bar's YLD Affiliate Outreach Conference, the 2016 funds provided for the addition of more frames to display more art supplied by even more talented students in Manatee County schools. Kudos to YLD project chairs **Bryony Swift** of Porges, Hamlin, Knowles and Prouty, PA and **Annie Breiting** of Blalock Walters, PA.

*A note of thanks....*

*Thank you so much for the lovely reception for the families of the students who have art on display on the fifth floor of the Judicial Center. I saw one mother in tears over seeing her child's work in a frame and prominently displayed on the wall. This reception brought great pride and joy to our student artists.*

*With appreciation,  
Dr. Zadda Bazzzy  
Curriculum Specialist  
Visual Performing Arts  
School District of Manatee County*

## Address updates:

### **SIERRA (Pino) BUTLER, ESQ.**

Butler Elder Law, P.A.  
2014 4th Street  
Sarasota, FL 34237  
Phone: 941-254-6611  
Fax: 941-254-6611  
Email: sierra@butlerelderlaw.com

### **JENNIFER FOWLER-HERMES, ESQ.**

Williams Parker, Harrison Deitz & Getzen  
200 South Orange Ave  
Sarasota, FL 34236  
(941) 552-2558JFowler-Hermes@WilliamsParker.com

### **TIMOTHY RUDGE, ESQ.**

Najmy Thompson, P.L.  
6320 Venture, Dr. Suite 104  
Lakewood Ranch, FL 34202  
Ph. 941-907-3999  
E-mail: TJRudge@najmythompson.com

### **JOSEPH B. BATTAGLIA, ESQ.**

Brock & Scott, PLLC  
P.O. Box 25018  
Tampa, FL 33622  
Ph. 813-342-2200 x4761  
E-mail: Joseph.battaglia@brockandscott.com

### **HOWARD PAYNE, ESQ.**

The Payne Law Group, PLLC  
766 Hudson Avenue, Suite C  
Sarasota, Florida 34236

### **KRISTY ZINNA, ESQ.**

The Law Office of Kristy Guy Zinna  
1017 Manatee Ave. W.  
Bradenton, FL 34205  
Ph. 941-209-1511  
Email: zinnalaw@gmail.com





*The talent and brains behind the production...Jennifer Fury, Durand Adams, Lori Dorman, Adam Tebrugge, Maggie Mooney-Portale and Jim Delgado.*



*Judge and Mrs. Robert Boylston, Judge Janette Dunnigan, Judge Charlie Sniffen*



*Cast member Maggie Mooney-Portale is congratulated by family and fans which included her husband along with Mike & Dee Bennett.*



## **REFLECTIONS ON A MOCKINGBIRD**

Billed as an evening retrospective on Harper Lee's classic novel of the south, "Reflections on a Mockingbird" proved to be all that and more. Conceptualized by Durand Adams, researched and written by Lori Dorman, the 90 minute performance was thought provoking, a reminder of why much of the book still resonates today, some 55 years after it was first published. While there have been significant gains, we still have a way to go.

The show featured local bar members who shared personal commentaries on characters from the story.... Adam Tebrugge in his role as Atticus Finch, Maggie Mooney-Portale as Scout, Jim Delgado as Jem and Jennifer Fury as Mayella. Set on a simple stage at the beautiful Manatee Performing Arts Center in Bradenton, a portion of the evenings' proceeds benefitted Legal Aid of Manasota.



*Legal Aid of Manasota (LAMS) staff Linda Harradine and Pam Fields with LAMS board members Jim Delgado and Larry Eger*



## BEACH PARTY 2016

Another memorable MCBA Beach Party went down like the sunset!

With appreciation to:

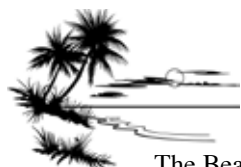
Gateway Bank for their great sponsorship and partnership.

The Beach Party Production Team of Tim Knowles, Eric Bruce (and family), Alan Prather, Scott Rieth,

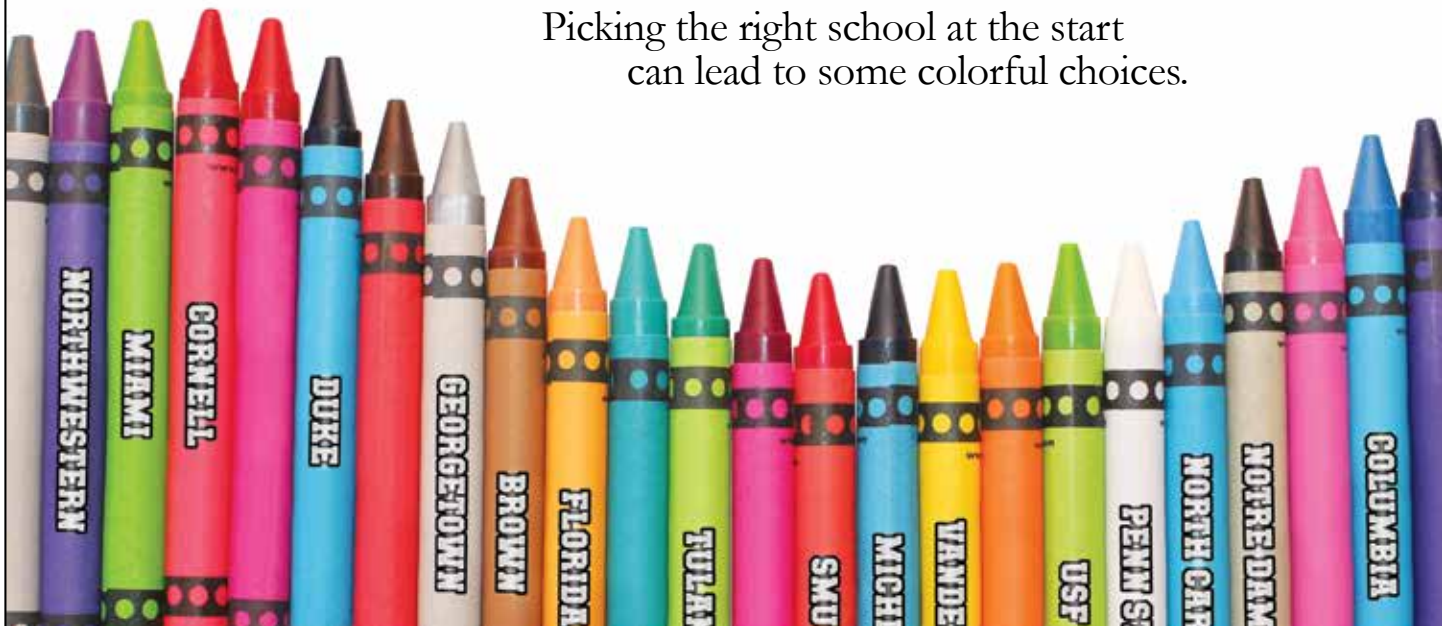
Barry Bell, Mark Nelson, Jim Dye, James Lynch and Bob Schermer.

Carlson, Meissner, Hart & Hayslett and Terri Cromley for all the ice cream.

The McKay Law Firm for the amazing margaritas.



Picking the right school at the start  
can lead to some colorful choices.





## YOUNG LAWYERS PROFESSIONALISM ROUNDTABLE

In late April, the Manatee YLD hosted their first Professionalism Roundtable event. Manatee young lawyers shared a meal with members of the local judiciary along with experienced practitioners, offering an opportunity to learn about the practice of law and tenets of professionalism directly from some of our community's most accomplished legal minds.

Participating practitioners & judiciary included Judge Janette Dunnigan, Judge Charlie Sniffen, Judge Susan Maulucci, Judge Hunter Carroll, Magistrate Paul Hudson, Hearing Officer David Caskey, Curtis Hamlin, Esq., Jeff Goethe, Esq., Lisa Bell, Esq., Marisa Powers, Esq. and Scott Westheimer, Esq.



## Brief history of the Florida Family Law Rules of Procedure

By Michael Pasquale Sasso, Esq.

Family law proceedings were governed for many years by the Rules of Civil Procedure and the Rules of Judicial Administration. This concept seemed particularly logical after Florida became a “no fault” divorce state. The perception was that despite the emotional issues coming before the courts, dissolutions of marriage should be treated similarly to the breakup of a corporation or partnership. Over the years, the whole concept of “family law” has grown from simply being “divorce court” into a now distinct court that must find ways to handle a growing number of evolving social issues such as paternity, time-sharing and visitation, domestic violence, and enforcement proceedings.

The Commission of Family Courts, which was created in 1990, recommended “that the Supreme Court require each judicial circuit to submit to the court for approval a local rule establishing a family division in its circuit or a means to coordinate family law matters that affect one family if the circuit or part of the circuit is of such limited size that it is unable to administratively justify such a division.” *In Re: Report of the Commission on Family Courts*, 588 So. 2d 586 (Fla. 1991).

As a result, creation of Family Law Rules of Procedure began on April 29, 1992 when the Family Law Section (“Section”) of The Florida Bar petitioned the Supreme Court to establish a separate set of Family Law Rules of Procedure. The Supreme Court’s opinion in *In re: Report of the Commission on Family Courts*, 588 So. 2d 586 (Fla. 1991) determined that Family Divisions, or a means to coordinate family law cases, should be established in all judicial circuits. The Section believed this action was taken to recognize family law cases as different from civil cases. Therefore, a separate set of rules to govern family law matters was appropriate. The Section also noted that each division of the circuit court had its own set of rules and it was, therefore, appropriate for family law proceedings to have a unique set of rules. The Section also pointed out that the Civil Procedure Rules Committee had only a limited number of family law practitioners on the Committee. Thus, it would be more appropriate to have family law practitioners developing family law rules to be followed in family law proceedings.

Consequently, the Court authorized development of separate family law rules and amended Florida Rule of Judicial Administration 2.130(b)(3) to include establishment of the Family Law Rules Committee. The Court requested that The Florida Bar appoint the Committee and that an initial set of rules be submitted to the Court by September 1, 1993. The Court also requested that the new Family Law Rules should preserve as much uniformity as possible with the Rules of Civil Procedure. *In re: Florida Rules of Family Court Procedure*, 607 So. 2d 396 (Fla. 1992).

The original Family Law Rules Committee was appointed at the end of 1992 and began a series of monthly meetings on January 14, 1992. Following review by the Board of Governors and publication for comment, the original report was submitted to the Court on September 12, 1994. The Supreme Court issued its opinion on July 7, 1995. See *In re: Family Law Rules of Procedure*, 663 So. 2d 1047 (Fla. 1995). The Committee’s rules proposal incorporated the Civil Rules into the newly created Family Law Rules that contained many technical and substantive changes. The proposal also contained rules unique to family law proceedings.

The Court thereby amended the proposed family law rules to incorporate references to the Rules Of Civil Procedure. As a result

of the Court’s action, one concern of the Family Law Rules Committee was the possibility of confusing general practitioners with differences that existed between the civil rules and the family law rules. Many of these differences were substantive and not merely stylistic.

The newly established rules, however, did contain rules unique to family law proceedings. For example, Rule 12.285, compelled mandatory disclosure of documents and information required at the beginning of a family law case. Rule 12.407 was also adopted, stipulating specific restrictions on children attending, or testifying in, family law court proceedings. The Florida Supreme Court also incorporated “Simplified Family Law Forms” into the new set of Family Law Rules of Procedure.

In 1998, recognizing that maintaining forms under the rule amendment provisions of Florida Rule of Judicial Administration 2.140 would be too cumbersome and time-consuming for a single entity, the Court divided responsibility for maintenance of the forms between the Family Law Rules Committee and the Office of the State Courts Administrator (“OSCA”). See *Amendments to the Florida Family Law Rules of Procedure and Family Law Forms*, 810 So. 2d 1 (Fla. 2000); Rule 12.015.

Despite existence of a separate set of Family Law Rules of Procedure, family law practitioners encountered numerous difficulties in the practice of law in circuit court. When amendments were made to the Rules of Civil Procedure they were applied automatically to family law cases, particularly in those family law rules that were cross-referenced or referred to in the Family Law Rules. For example, Rule of Civil Procedure 1.525, which governs time requirements for serving a motion for attorneys’ fees and costs, was adopted in 2000. The rule automatically applied to family law practitioners, but many of were unaware of its requirements. The unintended result was that family law attorneys were routinely denied attorneys’ fees and costs for failure to file a request within the specified time. See, e.g., *Mook v. Mook*, 873 So. 2d 363 (Fla. 2d DCA 2004). As a result the Family Law Rules were subsequently amended in 2005 to provide that rule 1.525 did not apply in family law proceedings. See *Amendments to the Florida Family Law Rules of Procedure (Rule 12.525)*, 897 So. 2d 467 (Fla. 2005).

The rule-making process became increasingly difficult for family law practitioners, who were dissatisfied with being limited by the constraints of the Rules of Civil Procedure. The Civil Rules were often seen as being inadequate for unique needs of family law proceedings. More importantly, the Rules of Civil Procedure that did address family law cases became fewer as time passed. Limited representation of family law practitioners on the Civil Procedure Rules Committee continued to make adding family-related rules even more difficult.

Given this history and development of the Family Law Rules of Procedure, it became apparent to the Family Law Rules Committee that prudence necessitates having Family Law Rules separate from Rules of Civil Procedure. Moreover, the Committee observed that a growing number of self-represented litigants were participating in family law proceedings and noticed how onerous it was for those litigants to navigate through three different rules sets (e.g. Rules of Judicial Administration, Rules of Civil Procedure and Family Law Rules of Procedure). The Committee believed that a set of

(continued on next page)



(Brief History continued)

Family Law Rules that would not be contained under the umbrella of the Rules of Civil Procedure would assist both practitioners and self-represented litigants in understanding proper procedural avenues to follow in family law court proceedings.

To accomplish this goal, the Committee created a subcommittee in 2012 to review existing Family Law Rules and their corresponding Civil Rules to amend the Family Law Rules in a way that would allow the proposed Family Law Rules to stand on their own. I was fortunate to have been one of four original Committee members to work on what turned out to be a massive, time consuming and intensive Project from its inception.

The Family Law Rules Committee believes that the new rules reflect the specific needs of family law practitioners, taking into consideration the needs a large number of self-represented litigants, and will avoid the necessity to reference three sets of rules of procedure, in order to gain access to the family court system. In the future, only two sets of rules will need to be referenced. Specifically the Family Law Rules of Procedure and in only a few instances, the Rules of Judicial Administration. The final work product is also consistent with Florida Supreme Court principles underlying the concept of a "unified family court" system. It also continues a commitment to ensure "that the court system manages its cases in a manner that will best resolve the issues facing families and children who come before the courts." *In Re: Amendments to the Florida Rules of Judicial Administration; In Re: Amendments to the Florida Family Law Rules of Procedure, 132 So. 3rd 1114 (Fla. 2014).*

The subcommittee that worked on this project, as well as the full Family Law Rules Committee were both extremely mindful during the review and approval process to not amend any rule for the mere sake of revision, but to tailor the rules to the specific practice of family law, which is very often uniquely different from many areas of civil practice. In addition, the Committee has also been cognizant of unnecessary revisions so as to ensure that case law on existing rules will remain applicable. Further, the Committee incorporated recent changes to the Rules of Judicial Administration to ensure that the proposed rule amendments are consistent with rules that are primarily of general applicability to the practice of law. The Committee also focused on the perceived needs of self-represented litigants by utilizing simplified language where appropriate. The proposed family law rules were published for comment on August 1st and October 15th 2016. Comments were received from various attorneys, judges, magistrates and hearing officers. As a result of the comments, the Committee made revisions to various rules as appropriate.

At their December meeting, the Florida Bar Board of Governors approved the newly proposed family law rules for submission to the Florida Supreme Court meeting by a vote of 34-0. The proposed rules will be submitted to the Florida Supreme Court sometime in May 2016. The Court will then publish the entire family law rule set requesting comments within 30 days from the date of publishing. The Court will review all comments that are submitted. The Court may or may not want to hear oral argument before publishing an opinion. Three things may happen in the opinion issued by the Court. Specifically approve without modification, approve with minor modifications, or reject the proposal to allow the Family Law Rules Committee to revise and resubmit the proposal after incorporating any objections or revisions made by the Court. A decision by the Court is not expected before September 1, 2016.

## Tampa Bay



### 2016 SINGLE GAME TICKETS

- ☐ **4 great infield seats, on aisle,  
7 rows behind the visitor's dugout**
- ☐ **VIP parking!**



**Contact Ed Sobel**  
**(941) 746-1203**  
**ed@sobelattorneys.com**

## Mediation Services BOB HOYLE

- Probate matters
- Will and trust contests
- Real estate
- Homeowners and condominium associations
- Foreclosures
- Commercial and residential leases and tenancies contract
- Business and commercial litigation

**D. ROBERT HOYLE, P.A.**  
**941-745-1124**  
**bhoyle@hoylefirm.com**

1001 THIRD AVE. W., STE. 260, BRADENTON, FL 34205  
bhoyle@hoylefirm.com · www.hoylefirm.com  
Calendar availability and full bio at [floridamediators.org/roberthoyle](http://floridamediators.org/roberthoyle)



### 25 YEARS EXPERIENCE

- Certified Circuit Civil Mediator
- Certified County Civil Mediator
- Certified Appellate Mediator
- Florida Arbitrator
- Federal Mediator
- Harvard College, B.A., 1975
- Capital University Law School, J.D., cum laude, 1986
- Harvard Law School Mediation Program

## CALENDAR of EVENTS

### Thursday – May 19

Clerk's Office retirement reception for Renee Smith,  
Debbie Ruggerio and Marlene Moran  
2:00 -4:30 pm  
Jury Assembly Room

### Friday- May 20

Law Day Luncheon  
11:45 am – Pier 22  
Sponsored by BMO Harris Bank  
Keynote speaker: Judge Peter Dubensky

### Tuesday – May 31

Retirement reception for JA Cathy Reed  
2:00 – 4:30 pm  
8th floor multi-purpose room  
Judicial Center

### Wednesday – June 1

Board of Directors meeting  
12:00 Noon  
Judicial Center

### Monday, June 6 – Friday, June 10

Bar Office closed

### Wednesday – June 8

YLD Annual Meeting  
12:00 Noon  
Conference Room @ Blalock Walters, PA

### Thursday - June 16

MCBA Night at McKechnie Field  
6:05 pm

### Friday – June 17

Young Lawyers Division  
Joint Social with Sarasota Bar YLD  
Mixology @ Polo Grill  
6:00 – 8:00 pm

### Saturday – June 18

YLD Beach Bash with Big Brothers Big Sisters  
9:00 am  
Coquina Beach pavilion

### Wednesday – June 29

11:45 am @ Pier 22  
Annual Meeting of the Association  
Election of Officers

There are NO Bar meetings during July



The law firm of Legler & Flynn, LLP  
is pleased to announce the addition of two partners,  
**Edward M. Murphy and Alyson A. Battaglia.**

Mr. Murphy has dedicated over 18 years to protecting  
injured workers in Manatee and Sarasota Counties.  
His areas of expertise include workers' compensation  
and personal injury.

Ms. Battaglia has worked exclusively at defending the rights  
of the injured since she was admitted to practice law in 2008.

Her areas of practice include personal injury,  
medical malpractice,

wrongful death, negligence, and workers' compensation.

With offices in Bradenton and Sarasota, the law firm of  
Legler & Flynn, LLP has proudly served injured people in  
Manatee and Sarasota Counties for over 27 years. The firm  
prides itself on zealous representation, active attorney  
involvement, and individualized personal attention.

*Kennedy Legler, III*  
*Edward M. Murphy*

*Thomas P. Flynn*  
*Alyson A. Battaglia*

For more information please visit [www.leglerflynn.com](http://www.leglerflynn.com)

### West Coast Inland Navigation District



(WCIND or the District), an independent, multi  
county special taxing district composed of the  
Counties of Manatee, Sarasota, Charlotte and  
Lee, seeks applicants to enter into a 1 year  
contract to provide private attorney services  
to the District in accordance with the  
provisions of Section 287.059, F.S., and  
Chapter 2-37, F.A.C..

The successful candidate is expected to begin  
providing attorney services on Oct. 1, 2016.

TO APPLY: Please visit [www.wcind.net](http://www.wcind.net) and  
follow the prompt to apply online.

**Filing deadline: June 4, 2016.**

ANNOUNCING THE  
**18<sup>th</sup> ANNUAL M.C.B.A. COMMUNITY SERVICE AWARDS**  
*\* Community Service Leader Award \**  
 and the  
*\* Lifetime Achievement in Community Service Award \**

This is the official call for nominations for the 18<sup>th</sup> Annual MCBA Community Service Awards. The purpose of these awards is to highlight Bar Association members who provide service to the community through participation in organizations and activities beyond the Bar and mandatory pro bono services. The community service may be in the form of guidance to an organization as an officer, Board member or advisor, participation in an organization's projects such as wielding a hammer for Habitat, or any number of other services or commitments. Two awards will be presented at the annual meeting on June 29<sup>th</sup> and the ultimate selection will be made by a panel of three persons, beyond connection to the bar association. To nominate yourself or someone else for these awards, please complete the nomination form below and return it to the Bar office no later than June 1<sup>st</sup>. All nominees will be notified after that date and a one-page resume of service will be requested from them. Resumes from the 17<sup>th</sup> annual awards remain on file and will be resubmitted for consideration.

.....><.....><.....><.....><.....><.....><

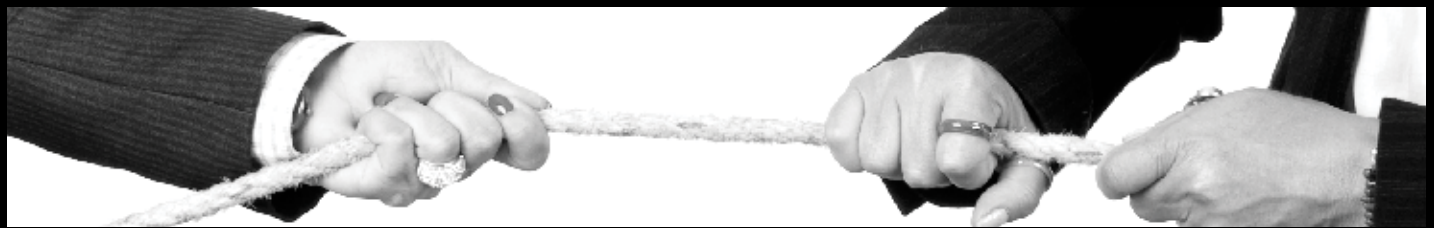
NOMINATION FORM

I hereby nominate : \_\_\_\_\_ for the 2016 MCBA Community Service Awards.

Nomination submitted by (optional): \_\_\_\_\_ Please keep my identity confidential: ( ) Yes ( ) No

*Please return this nomination form to: MCBA ~ P.O. Box 796 ~ Bradenton, FL 34206*

## *Can't We All Get Along, Here? (Not always.)*



It's not always that there are good guys and bad. Sometimes good guys can disagree. When that happens, you can head to court or for governmental, environmental, land use and other complex litigation and administrative matters you can call the Lewis, Longman & Walker, P.A. Mediation and Special Master Services Group.

Our mediators are all AV-Rated attorneys, Florida Circuit Civil certified mediators and experienced in administrative and special master proceedings. Understanding of the complex rules, rights and people that control these disputes helps us help clients to reach a real resolution satisfying the various and conflicting issues of the dispute to expand the options and the possibility of settlement.

We think if we can get along, we should. We See Things Differently.

*For more information, please contact Dennis M. Stotts at [dstotts@llw-law.com](mailto:dstotts@llw-law.com) or 941-708-4040*



**Jacksonville**  
904.353.6410

**Tallahassee**  
850.222.5702

**[www.llw-law.com](http://www.llw-law.com)**

**Tampa Bay**  
941.708.4040

**West Palm Beach**  
561.640.0820



## Get the legal advertising service you deserve

**Publish your legal notice with the Business Observer**

- Coverage in 9 Counties:  
Sarasota, Manatee, Lee,  
Collier, Hillsborough, Pasco,  
Pinellas, Charlotte and Orange
- Low, Competitive Flat Rates
- Superior Customer Service
- Online Verification
- Electronic Invoicing and E-filing Capabilities
- Qualified Legal Status

### Bar Member SPECIAL

**Limited-Time Offer:**  
Complimentary 13-week trial subscription available.  
Bar members only.

Call 877.231.8834 or email  
subscriptions@businessobserverfl.com  
today and mention special code QO13LBA.

# Business Observer



Call 941-906-9386 or email  
legal@businessobserverfl.com today!

www.businessobserverfl.com

## WHY WAGNER?

**Because we sell businesses too!**

Our **Business Brokers Group** is  
*knowledgeable, experienced and discreet.*



Don Swartz



Ken Swan

- One of southwest Florida's most respected business brokers
- Combined, our brokers have over 75 years of business/sales experience
- Our worldwide reputation draws qualified buyers and E-2 investors



Call: (941) 756-7800

**WagnerRealty.com/business-brokerage**

HSJ  
HULTMAN SENSENIG + JOSHI, P.A.  
LABOR AND EMPLOYMENT COUNSELORS AND LITIGATORS



EMPLOYER REFERRALS WELCOME

**941-953-2828**

www.HSJlawfirm.com



**BARNES WALKER  
GOETHE, HOONHOUT,  
PERRON & SHEA, PLLC**  
ATTORNEYS AT LAW

### LITIGATION DEPARTMENT



Practicing Civil Litigation with the following concentrations:

Stock Broker Negligence

**Andre R. Perron, Esq.**  
Email: [aperron@barneswalker.com](mailto:aperron@barneswalker.com)

Personal & Business Bankruptcy

**J. Kenneth "Ken" McIntyre, Esq.**  
Email: [kmcintyre@barneswalker.com](mailto:kmcintyre@barneswalker.com)

Real Estate & Construction Law

**Kristina Hager Snyderman, Esq.**  
Email: [ksnyderman@barneswalker.com](mailto:ksnyderman@barneswalker.com)

### OUR OFFICE LOCATIONS:

Bradenton    Sarasota-Fruitville    Sarasota-Ringling  
Lakewood Ranch    Parrish    Anna Maria Island

Telephone: 941-741-8224

[www.barneswalker.com](http://www.barneswalker.com)  
[www.thefinanciallawyer.com](http://www.thefinanciallawyer.com)

• Referral Fee Paid on Qualifying Cases

# HEINTZ & BECKER

*A Law Firm Serving Accident Victims*

941.748.2916 • HEINTZLAW.COM



Over 130 different lawyers have referred personal injury cases to our firm.

Our referral fees range from 25% to 50% depending on the level of involvement of the referring attorney and the court's approval.

Our lawyers meet with every client and negotiate every settlement. We believe our business model is better for our clients and our professions' images as opposed to how high volume, mass marketing law firms practice.

We are not afraid to try cases.

Please keep us in mind if you have a personal injury case to refer.



Se habla Espanol

# Manatee County Bar Association

## At McKechnie Field – June 16

Gates Open – 5:30pm • Game Starts – 6:30pm



## Thirsty Thursday – \$1 Sodas \$1 Drafts

### SPECIAL OFFER!

For \$8, each guest will receive:

- ◆ Box Seat behind Home Plate to the game
- ◆ FREE Marauders baseball hat (\$15 value)
- ◆ FREE souvenir fountain cup and drink (\$5 value)



Name \_\_\_\_\_

Organization \_\_\_\_\_

Phone \_\_\_\_\_

Email \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_

State \_\_\_\_\_ Zip \_\_\_\_\_

TICKETS	*MEAL VOUCHERS	TOTAL COST
\$8 EACH, REQUIRED	\$7 EACH, OPTIONAL ADD-ON	

MEAL VOUCHER INCLUDES: Hamburger, Hot Dog **OR**  
Chicken Sandwich, chips & 24oz fountain drink

### PAYMENT ~

- ☐ **Credit Card:** (Visa/MC/Discover/Amex – Email or Mail)
- ☐ **Check Enclosed:** (Made out to Bradenton Marauders)
- ☐ **Cash Enclosed**

Card Number: \_\_\_\_\_

Exp: \_\_\_\_ / \_\_\_\_ CCV \_\_\_\_\_

Name on Card \_\_\_\_\_

**Deadline June 2**

Phone and walk up orders will not be accepted. Please email completed order form to [Rachelle.Madrigal@pirates.com](mailto:Rachelle.Madrigal@pirates.com) or drop off the form at the McKechnie Field box office. Tickets can be picked up the day of the game at the box office.

**[Rachelle.Madrigal@pirates.com](mailto:Rachelle.Madrigal@pirates.com)**

**For More Information—941.747.3031 x4003**

**[BradentonMarauders.com](http://BradentonMarauders.com)**



# MANATEE COUNTY BAR ASSOCIATION

## PROFESSIONALISM • FELLOWSHIP • SERVICE

### OFFICERS

President *Robert M. Eschenfelder, Esq.* Office of the County Attorney  
 President-Elect *Andrea M. Johnson, Esq.* Law Office of Andrea M. Johnson, P.A.  
 Secretary *Paul F. Grondahl, Esq.* Paul F. Grondahl, P.A.  
 Treasurer *Alexandra D. St. Paul, Esq.* Dye, Deitrich, Petruff & St. Paul, PL

### DIRECTORS

*Lori M. Dorman, Esq.* Baker, Paul & Dorman  
*Anne Sheffler Douglass, Esq.* Law Office of Anne Sheffler Douglass  
*Jennifer Fowler-Hermes, Esq.* Williams Parker  
*Charles W. Telfair, IV, Esq.* Lutz, Bobo & Telfair, P.A.  
*Rebecca J. Proctor, Esq.* Proctor Elder Law, P.A.  
*Marisa J. Powers, Esq.* Blalock Walters, P.A.  
*Sierra (Pino) Butler, Esq. (YLD)* Butler Elder Law

### IMMEDIATE PAST PRESIDENT

*Jeffrey S. Goethe, Esq.* Barnes Walker, Goethe, Hoonhout & Perron

**Website: [www.MANATEEBAR.com](http://www.MANATEEBAR.com)**

**Mailing address:** P.O. Box 796,  
Bradenton, FL 34206

**Phone:** (941) 741-4091

**Email:** [manatee.bar@manateeclerk.com](mailto:manatee.bar@manateeclerk.com)

Executive Director:

Sue Revell  
(941) 741-4091

Layout & Design:

Teledrex, Inc.  
(941) 723-5003



# Advertising in the Inter Alia

If you are interested in advertising in the *Inter Alia*, (circulation 385), please contact Sue Revell at (941) 741-4091 or at [manatee.bar@manateeclerk.com](mailto:manatee.bar@manateeclerk.com).

Copy deadline is approximately the 10th of the month. Payment is expected at time of publication. Checks may be made payable to MCBA, P.O. Box 796, Bradenton, FL 34206.

Ad rates are as follows:

Business card	\$40.00
1/4 page	\$60.00
1/2 page	\$90.00
Full page	\$150.00
Ad Layout	\$25.00

Discounts on multiple issues:

Six issues = 5%

Eleven issues = 10%



**Manatee County Bar Association**  
**P.O. Box 796**  
**Bradenton, Florida 34206**

**ADDRESS SERVICE REQUESTED**