

## PRESIDENT'S MESSAGE

*"Lawyers have a license to practice law, a monopoly on certain services. But for that privilege and status, lawyers have an obligation to provide legal services to those without the wherewithal to pay, to respond to needs outside themselves, to help repair tears in their communities." U.S. Supreme Court Associate Justice Ruth Bader Ginsburg (Remarks to Pro Bono Institute Annual Conference March 2014).*

Pro bono or "for the public good" is a Latin phrase for legal professional work undertaken voluntarily and without payment. Rule 6.1 of the Virginia Rules of Professional Conduct state that "a lawyer should render at least two percent of the lawyer's professional time to pro bono public legal services," which include "poverty law, civil rights law, public interest law, and volunteer activities designed to increase availability of pro bono legal services." With the ever-increasing pressures of the legal marketplace, the need to bill hours, to market to clients, to attend to the bottom line, all while balancing one's other personal and professional obligations; it is difficult to fulfill the responsibility of community service incumbent upon our profession. However, as Virginia Supreme Court Justice Donald Lemons most recently stated to the Virginia Bar "pro bono legal service is an important professional obligation and can also be a source of great personal satisfaction."

In preparing my last President's message, I would like to take a brief moment to encourage every member of the Virginia Beach Bar Association to offer your professional services to those organizations and/or clients of your choosing who are in desperate need of your professional services but who otherwise are unable to afford them. Our profession can only fulfill its obligation of increasing access to justice for all members of our community by serving the community it is responsible for.

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In closing, the Virginia Beach Bar Association would not have succeeded in its mission this past year without the countless hours devoted by my fellow Board of Directors, the various committee chairs and vice chairs, and the numerous other attorney volunteers. Their efforts are vital to the success of the Virginia Beach Bar Association. I thank the Virginia Beach Bar Association for electing me to serve this year as President. It was a distinct honor to serve you.

*-Jonathan Stone, President  
Virginia Beach Bar Association*



# ANNOUNCEMENTS

## 2020 MEMBERSHIP DUES

Membership dues are due on January 1 each year. You may renew your membership online at <https://www.vbbarassoc.com/join/> or by mail to:

Virginia Beach Bar Association  
2425 Nimmo Parkway  
Bldg. 10, Room 49  
Virginia Beach, VA 23456

We look forward to a great year of CLE's and social events throughout 2020!



## VBBA NEW JOB ANNOUNCEMENTS BOARD

The VBBA has added a new job announcements board for members to share attorney employment opportunities with the membership.

Go to <https://www.vbbarassoc.com/job-announcements/> for all listed job postings including current attorney openings from the following firms:

New Office Share & Office Space Available – See Listings

Cooper Hurley Injury Lawyers  
Doumar & O'Brien  
Shapiro & Appleton  
Shupert Chaing  
Pender & Coward  
The Moody Firm  
Wolcott Rivers Gates

To publish a job posting, contact  
Kathy Stull at [kstull@vbbarassoc.com](mailto:kstull@vbbarassoc.com)



Ernest Law Group is pleased to announce that **Heather Silkstone** has joined the firm as an attorney.

Ms. Silkstone's practice focuses on family law, immigration, bankruptcy, and estate planning.

Ms. Silkstone grew up in Sioux Falls, South Dakota. She earned her Bachelor of Arts degree from Bethel University in St. Paul, Minnesota, where she graduated Magna Cum Laude with double majors in Political Science and International Relations. She attended law school at George Washington University Law School in Washington, DC, where she represented clients in the Immigration Clinic and interned at the United States Senate.

Outside of the time she spends relentlessly defending the best interests of her clients, she enjoys spending time with her husband and four children and being involved with her church.

**ERNEST LAW GROUP, PLC**  
ATTORNEYS & COUNSELORS AT LAW



[www.ernestlawgroup.net](http://www.ernestlawgroup.net)  
757-289-2499

# WHAT'S NEW AT WAHAB

Welcome Winter with these new titles at Wahab Public Law Library...

## VIRGINIA CLE Seminars and Updates

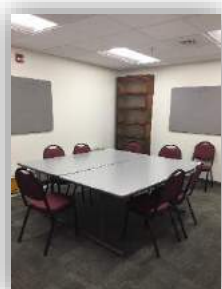
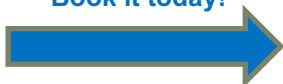
- *4<sup>th</sup> Annual Government Contracts Trial Tune-up*
- *28<sup>th</sup> Annual Advance Elder Law Update*
- *31<sup>st</sup> Annual Intellectual Property Section*
- *34<sup>th</sup> Annual Mid-Atlantic Institute on Bankruptcy and Reorganization Practice*
- *45<sup>th</sup> Annual Recent Developments in the Law*
- *Adoption Procedures and Forms: A Guide for VA Lawyers*
- *Choosing a Virginia Business Entity*
- *Mentorship for Virginia Lawyers*
- *Microsoft Word Academy for Lawyers and Legal Staff*
- *Organizing and Operating Nonprofits*
- *Virginia Conference on Federal Taxation*
- **Also:**
- *A Guide to the Rules of Evidence in Virginia 2019-20*
- *Objections: Interrogatories, Depositions, and Trial 2019-20*

## VIRGINIA PRACTICE Updates

- *Business Entities*
- *Personal Injury Law in Virginia*
- *Products Liability*
- *Tort and Personal Injury Law*

Our **Confidential Conference/Meeting Room** has comfortable seating for eight.

**Book it today!**



## WAHAB PUBLIC LAW LIBRARY

### OFFERS:

- Free Connection to Wi-Fi
- Free Faxing from our MMPs
- Wireless Printing Available
- Lexis Advance
- Westlaw
- VADER
- Meeting Room
- Classroom with Monitor
- Quiet Study and Lounge Areas
- Community Puzzle Table
- Small Children's Area
- VBPL Nook and Self-Checkout Kiosk

### WPLL HOLIDAY CLOSURES

11/11	Veteran's Day
11/28-11/29	Thanksgiving
12/24-12/25	Christmas
1/1/2020	New Year's Day
1/20/2020	MLK Day

## VISITING OUR LIBRARY:

We are located within the Virginia Beach Judicial Center in Building 10B. Take the elevator down to the ground floor. The entrance will be on the left.

### Hours of operation:

**Monday through Friday  
8:30am-4:30pm.**

Wahab Public Law Library  
Court Support Bldg. 10B (Ground Floor)  
757-385-4419

Visit us on the web at

[www.vbgov.com/law-library](http://www.vbgov.com/law-library)

# VBBA NEWS

## VBBA WELCOMES NEW MEMBERS

**JESSICA CLARK** Pender & Coward, PC

**LAURA GRIMES** United States Attorney's Office

**ERIN MCDANIEL** Parks Zeigler, PLLC

**MORGAN MCEWEN** Parks Zeigler, PLLC

**NICOLE MCKENZIE** McKenzie Law PLC

**MARY MORGAN** Golightly Mulligan & Morgan, PLC

**CATHERINE PAXSON** The Law Office of Catherine Paxson

**ASHLEY YELLOTT** Thomas, Adams & Associates, P.C.

## NEW STUDENT MEMBERS

**REBECCA DATILO**

**DALTON NICHOLS**

**MICHELLE SANDERSON**

**KAYTREN SAUNDERS**

**STEVEN THOMAS**

**JOHN TOUCHET**

## OFFICE SPACE

**Virginia Beach shared Class A office space  
available in Corporate Landing**

11 x 17 attorney office, adjacent paralegal space, shared use of conference room, reception area, kitchen, copy area and two bathrooms.

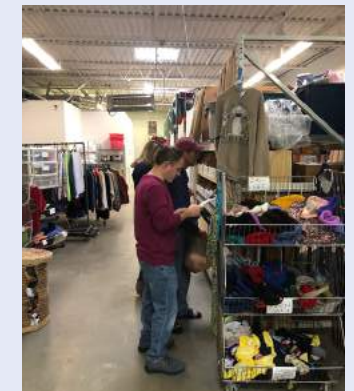
- Versatile VOIP telephone
- Internet and utilities included in rent
- Large capacity copier/scanner
- Postage meter, furnishings, and receptionist available.

Share with four other attorneys. Perfect all-inclusive scenario for sole practitioner.

**Call Charlie Pincus at  
(757) 301-9634.**

## VIRGINIA BEACH BAR ASSOCIATION HOSTED SECOND ANNUAL "LEGAL MINDS AND HELPING HANDS"

The Virginia Beach Bar Association partnered with the community to sponsor its second Legal Minds and Helping Hands event Sunday, December 14th. The VBBA worked with People In Need Ministries to serve meals to the homeless in the Virginia Beach community, and assist in organizing resources at PIN. The VBBA would like to thank the Public Service Committee for planning this excellent event.





## STRENGTHENING TIES BETWEEN THE BENCH AND BAR

The VBBA GDC liaison committee hosted its annual reception with the General District Court Judges on November 20th at Aldo's. The VBBA thanks the General District Court Committee for their planning of the event that was well attended by the Bench and Bar alike.

## 21ST ANNUAL GOLF TOURNAMENT

The 21st Annual Richard G. "Dick" Brydges Courthouse Classic Golf Tournament was held at Cypress Point Country Club on October 25th. Tournament participants donated 44 pounds of food equaling 36 meals and \$1,430 of donations for a total equivalent of 3,610 meals for the Food Bank of Southeastern Virginia.

## VBBA YOUNG LAWYERS JUDICIAL RECEPTION

The VBBA Young Lawyers Judicial Reception was hosted by the Hon. Kevin Duffan, Judge of the Virginia Beach Juvenile & Domestic Relations Court and the Young Lawyers Committee on October 26th. A great time was had by all!



## FINAL CLE OF THE YEAR

The VBBA hosted its final CLE of the year on October 30th titled "The Ethics of Cybersecurity: Practical and Budget-Friendly Tips for Lawyers". The CLE featured presenters Sharon D. Nelson, Esq., President of Sensei Enterprises, Inc., John W. Simek, Vice President of Sensei Enterprises, Inc., and Kellam Parks, Esq., Managing Member of Parks Zeigler, PLLC with a social following.

**DONALD SCHULTZ, A MEMBER OF THE VBBA, HAS BEEN APPOINTED BY THE FIRM TO SERVE AS MANAGING PARTNER EFFECTIVE JANUARY 1ST**



Norfolk, VA, January 1, 2020 - Crenshaw, Ware & Martin has appointed Donald C. Schultz as its new Managing Partner effective January 1, 2020. He succeeds W. Ryan Snow, who served in that role since 2012. Mr. Snow will continue his Business Disputes and Construction Law practice.

Mr. Schultz serves as the Practice Group Chair for the firm's Commercial Bankruptcy and Creditors' Rights Group. He also practices in the areas of Civil Litigation, Commercial Real Estate, Construction Law and Eminent Domain. He received his B.A. degree from the University of Virginia and his J.D. degree from Washington and Lee University, after which he began his career by clerking with the Honorable Blackwell N. Shelley of the United States Bankruptcy Court, Eastern District of Virginia. Mr. Schultz has served on the Board of Governors of the Virginia Bar Association, is past President of the Norfolk and Portsmouth Bar Association, and the Tidewater Bankruptcy Bar Association. He was inducted as a Fellow in the Virginia Law Foundation and has earned the AV® Preeminent™ Peer Review Rating by LexisNexis Martindale-Hubbell.

Crenshaw, Ware & Martin is a multi-disciplined law firm whose origin dates back to 1923. For more than nine decades, the firm has maintained a tradition of providing effective legal services of the highest caliber, earning its reputation as one of the premier law firms in Virginia. The firm serves clients of all sizes and types, from individuals and small business owners to Fortune 500 companies and government agencies. Its attorneys are at the forefront of practice areas such as complex contracts, cybersecurity and data privacy, railroad law, maritime law, autonomous and unmanned systems, real estate, construction law, creditors' rights and business bankruptcy and employment law. While its practice is concentrated in the Hampton Roads area of Virginia, representation is extensive throughout the Commonwealth, along the Eastern Seaboard, and across the Atlantic.

The law firm of Shapiro & Appleton  
is proud to announce

**Eric K. Washburn**

as the newest partner and shareholder  
effective January 1, 2020.



The firm will now be known as Shapiro, Appleton & Washburn, PC. Eric focuses his practice on personal injury, medical malpractice, wrongful death and nursing home negligence. Eric is admitted to practice law in Virginia and North Carolina. He is a graduate of James Madison University and Thomas M. Cooley Law School. Since 2014, Eric has been recognized by Super Lawyers as a Rising Star in the practice of personal injury law. Eric is active in the community and currently serves as Chairman of the Board of Advisors for Catholic High School in Virginia Beach.



**Shapiro, Appleton  
& Washburn**

[hsinjurylaw.com](http://hsinjurylaw.com)

1294 Diamond Springs Rd | Virginia Beach, VA 23455

*Cooper Hurley Injury Lawyers  
is pleased to announce that*

# GRIFF O'HANLON

*has made partner for his years  
of dedication in the area of  
personal injury law.*



*Congratulations Griff!*



Helping those injured in car, truck, and  
motorcycle wrecks or other serious  
injury and wrongful death cases.

**cooperhurley.com | 757-455-0077**  
**125 St Pauls Blvd, Ste 510 Norfolk, VA 23510**



## **OFFICE SHARE**

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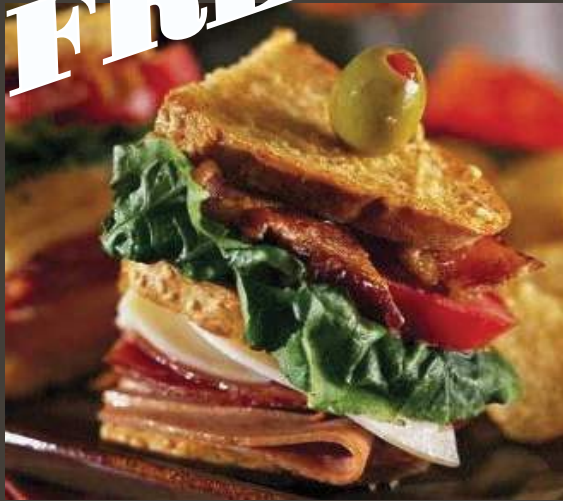
**Shared office space is available at Mount  
Trashmore on Independence Blvd in VB.**

Large Furnished Attorney Office.  
Shared Conference Room.  
Shared Copy Room.  
Furnished Paralegal space available as option.

**Please call or text Scott Hallauer at  
757-754-2633  
or  
email [scott@hallauerlaw.net](mailto:scott@hallauerlaw.net) if interested.  
Rate Negotiable.**

LUNCH

FREE



and

FREE



HAPPY HOUR

Complimentary  
Conference Rooms  
with Scheduled  
Deposition

*When you*

# Schedule

# DEPOSITIONS

*in our Offices*

Complimentary Catered  
Meals and Breaks

Complimentary  
Airport Pickup  
and Return



4801 Columbus Street,  
Suite 100  
Virginia Beach, VA 23462



855.667.0077

[www.VeteranReporters.com](http://www.VeteranReporters.com)



# SHORT CIRCUITS

## PRO BONO OPPORTUNITIES WITH THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA

From: The Honorable Mark S. Davis, Chief Judge



At times, the Judge assigned to a civil pro se case in our local Federal Courts may determine that the appointment of counsel would help to facilitate the administration of justice. In order to aid in the attorney search process when such circumstances arise, the Norfolk and Newport News Divisions of the United States District Court for the Eastern District of Virginia maintain a list of volunteer attorneys and/or law firms who may be willing to represent such plaintiffs, on a pro bono basis. The majority of cases requiring counsel will likely involve civil rights claims brought pursuant to 42 U.S.C. § 1983; however, representation may be needed in other types of civil cases.

When the Court determines that the appointment of counsel is necessary, the Court will reach out to an attorney or law firm contact from its list of volunteers, provide a summary of the factual allegations of the case, identify the involved parties, and allow the potential volunteer a reasonable amount of time to determine whether he or she is willing and able to provide representation.

**If you or your law firm would like to be added to the list of volunteers, please send your contact information in writing to:**

Angela Farlow, Supervisor United States District Court Eastern District of Virginia, Norfolk Division  
600 Granby Street Norfolk,  
Virginia 23510  
[Angela\\_Farlow@vaed.uscourts.gov](mailto:Angela_Farlow@vaed.uscourts.gov)

## NEWS FROM THE VIRGINIA BEACH JUVENILE & DOMESTIC RELATIONS DISTRICT COURT

There has been an increase in adult criminal cases in the Virginia Beach Juvenile and Domestic Relations District Court. In order to manage the dockets, the Court will replace a DCSE docket with a second adult criminal docket on Thursdays beginning on April 1, 2020.

The Court also recognized a need for a second court appointed Duty attorney. Effective January 1, 2020, a second Duty attorney has been added to assist the Court Monday through Thursdays. The updated Court Appointed Calendar can be found on our website.

## PRACTICE TIPS FROM THE CIRCUIT COURT

By: Amy H. Jones, Staff Attorney

### PRETRIAL CONFERENCES NOW REQUIRED FOR ALL CIVIL JURY TRIALS

As provided for by Va. S. Ct. R. 1:19 and 4:13, the Virginia Beach Circuit Court now requires pretrial conferences for all civil jury trials. The conference is to be set on the Duty Judge Docket prior to trial, and counsel and any pro se party are required to appear in person. Please see the court's Civil Case Management Manual at [www.vbgov.com/courts](http://www.vbgov.com/courts) for details.

## VIRGINIA BEACH GENERAL DISTRICT COURT NOTICE REGARDING IMPLEMENTING CHANGES

Effective January 1, 2020 we request that medical bills and records not be filed with affidavit packages in civil cases. These items can be submitted as evidence at the time of trial.

Also effective January 1, 2020 we request that civil cases with service to be made by the Norfolk High Constable include a separate check made payable to the Norfolk High Constable for said service.

These changes will streamline our case processing and allow us to provide quicker and more efficient service to the Bar and public.

## ATTORNEY JOHN T. MIDGETT OF VIRGINIA BEACH RECENTLY RECEIVED THE 13TH ANNUAL BARRON F. BLACK COMMUNITY BUILDER AWARD FROM THE HAMPTON ROADS COMMUNITY FOUNDATION.



The annual award honors a Hampton Roads professional advisor for outstanding community service, support of philanthropy and dedication to improving life in Hampton Roads. Midgett is founder and a shareholder in Midgett Preti Olansen in Virginia Beach, which specializes in estate planning, estate administration and taxation, estate and trust litigation, and family business planning.

Midgett is an advocate for philanthropy in Hampton Roads where he has led the regional Estate Planning Council, Gift Planning Council, Financial Planning Association and the Society of Financial Service Professionals plus two Virginia State Bar sections. He recently was elected secretary of the National Association of Estate Planners & Councils. At the Hampton Roads Community Foundation he is a member of the Professional Advisors Committee and the Community Leadership Partners.

As part of Midgett's award, the Hampton Roads Community Foundation presented a \$5,000 grant in his honor to a nonprofit he recommended – Edmarc Hospice for Children in Portsmouth, which helps children and families throughout Hampton Roads. His award also included a painting by Virginia Beach artist Shirley Hurd Anderson of Virginia Beach.

The annual community builder award is named for Barron F. Black, an attorney who served as the community foundation's first board chair from 1950 until his death in 1974. He was a founder of Vandeventer Black LLP and was a philanthropist and community volunteer. The Hampton Roads Community Foundation is southeastern Virginia's largest grant and scholarship provider. Since 1950 it has provided more than \$282 million in grants and scholarships to make life better in Hampton Roads.

Learn more at [www.hamptonroadscf.org](http://www.hamptonroadscf.org).



## PANEL DISCUSSION TO FOCUS ON HOW LAWS HAVE LED TO RACISM

In honor of the National Day of Racial Healing, the Hampton Roads Community Foundation will sponsor a civil rights panel to discuss how laws have led to racism. It will feature descendants of plaintiffs and judges in the Dred Scott and Plessy v. Ferguson U.S. Supreme Court cases. Panelists will discuss the U.S. legal system's history of racial bias, offer opportunities for healing and understanding, and explain how they work together to oppose racism.

Dred Scott Presents: Sons and Daughters of Reconciliation will be on Tuesday, January 21 at 7 p.m. at the L. Douglas Wilder Performing Arts Center at Norfolk State University. This Understanding Hampton Roads forum is sponsored by the community foundation in partnership with Norfolk State University, Old Dominion University and Virginians for Reconciliation.

Admission is free, but advance registration is required at (757) 622-7951 or <https://dredscott2020.eventbrite.com>.

Henry L. Chambers Jr. will moderate. He is a University of Richmond School of Law professor and member of the Governor's Commission to Examine Racial Inequity in Virginia Law.

Panelists will include:

- Lynne M. Jackson of St. Louis, great-great granddaughter of Dred Scott, the slave who sued for his freedom in 1857.
- Charles Taney IV of Greenwich, CT, great-great-great nephew of U.S. Supreme Court Justice Roger Brooke Taney, who wrote the decision that denied Dred Scott his freedom.
- Keith Plessy of New Orleans. His great-grandfather was a cousin of Homer Plessy, who in 1892 challenged separate accommodations for Black and White railroad passengers.
- Phoebe Ferguson of New Orleans, great-great granddaughter of Louisiana Judge John Howard Ferguson who ruled against Homer Plessy. On appeal to the U.S. Supreme Court, Ferguson's decision was upheld.

Learn more at: <http://www.hamptonroadscf.org>.

## VIRGINIA BEACH BAR ASSOCIATION MISSION AND VISION STATEMENTS

### MISSION STATEMENT

To be an inclusive and diverse organization that fosters legal excellence, encourages a culture of integrity, honor, collegiality, professionalism, and civility among the bar and the bench, promotes justice and fair play in the legal system, provides public service opportunities to its members, and serves its membership and the public with distinction.

### VISION STATEMENT

The Virginia Beach Bar Association will be viewed as the “best in class” local bar association – an exemplary benchmark. It will be known within the legal community and the community-at-large as a bar association that provides excellent professional development, leadership, service, networking, and social opportunities that are timely, relevant, and continuously improving. It will be considered an invaluable “must-join” bar association for any attorney residing in or providing legal services in or around Virginia Beach. The association will utilize best practices in communications and technology to provide our membership with efficient and cost-effective services that maximize their membership investment. The association will display pride and excellence in all of its activities and services.

### NEWSLETTER ADVERTISING RATES\*

SIZE	COST PER ISSUE
Full Page	\$265.00
½ Page	\$135.00
1/3 Page (horizontal or vertical)	\$100.00
1/6 Page	\$60.00
Classified Ad (6 lines)	\$35.00

\*The VBBA offers a 10% discount on half-year advertisements (2 issues) and a 20% discount on annual advertisements (4 issues). Classified ads and notices are free to members. For Premium Placement - 1st 3 pages add 25%. Next Newsletter submission deadline is February 15, 2020. Contact Kathy Stull, [kstull@vbbarassoc.com](mailto:kstull@vbbarassoc.com)

## VIRGINIA BEACH BAR ASSOCIATION’S COMMITTEES, CHAIRS AND LIAISONS

COMMITTEE	CHAIR	VICE CHAIR	LIAISON
Awards	Jonathan Stone		Jonathan Stone
Circuit Court	Jerry Harris	Christy Murphy	Allison Anders
Destination CLE	Colin O’Dawe	Jennifer Shupert (Co-Chair)	Chris Jacobs
General District Court	Greg Surber	Beth Ufkes	Ryan Ferguson
Golf Tournament	Tom Sheppard	Brian Latuga	Ryan Ferguson
J&DR Court	Christi Cunningham	Bretta Lewis	Christy Wood
Law School Outreach	Amanda Thibault	Tori Eisenberg	Ed Booth
Membership	Chris Baker		Andrew Rice
Past Presidents	Jonathan Stone		Jonathan Stone
Pro-Bono CLASS	Anna Sas	Cynthia Chaing	Christy Wood
Pro-Bono Students On The Swim	Rich Cromwell		Ryan Ferguson
Public Service Project	Stephen Pfeiffer	Aaron Kass	Allison Anders
Corporate & Transactional Practice			Ed Booth
Web/Tech	Jamison Rasberry		Ed Booth
Young Lawyers	Damian Garcia	Sean Mitchell	Andrew Rice

## OFFICERS

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[arice@vb.gov.com](mailto:arice@vb.gov.com)

**KATHY STULL**  
EXECUTIVE DIRECTOR  
352-4557  
[kstull@vbbarassoc.com](mailto:kstull@vbbarassoc.com)

**VIRGINIA BEACH GENERAL DISTRICT COURT CALENDAR**

Updated 12/09/2019

**2020**

 Holiday, No Court,  
Clerk's Office Closed

 No Court  
Clerk's Offices Open

 Conflict  
Docket

 Mental Health  
Docket

 Civil ONLY- No Court  
Clerk Office Open


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**Important dates and Information**

Judicial Conference: August 24, 25, 26, 27 and 28

Dates when NO Court/Clerks Office Open: Bond Hearings at 8:00 AM / Arraignments at 10:00AM / Protective Orders at 2:00 PM

November 25 – half day close at noon – Protective Orders heard at 11am.