



VIRGINIA BEACH BAR ASSOCIATION

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THE PRESIDENT'S MESSAGE

by Timothy J. Quick

This President's Message is not as light-hearted as my past messages, but one that I think needs to be said. We as the Virginia Beach Bar Association had a difficult summer. As you probably read in the Pilot, it began with one of our members losing his young son in a tragic at-home accident. Shortly thereafter, we lost two of the finest members of our profession. Both of them, unbeknownst to most of us, were literally fighting for their lives. Ken Geroe departed this world much too early during surgery while receiving his third transplant after battling many years of liver disease. I did not know Ken all that well, but by all accounts, he was one of the finest, most professional, and most pleasant lawyers in our great association.

So was Tom Dawson, who took his own life. If you were at Tom's funeral, you heard Bill Bischoff's eulogy and know that his suicide is not being kept a secret. In fact, our past-president openly addressed the issue before the overflowing crowd in an effort to bring attention to the disease Tom secretly fought so hard to overcome. I say secretly, because most of us had no idea Tom was fighting it. I was in court with Tom on a motion, one month before he took his own life, and can honestly say that I could not detect that he was suffering at all. He seemed like "the same old Tom" that everyone knew and loved, and I have heard that from many judges and lawyers who saw him in the days before he died. Tom was also one of the finest, most professional, and most pleasant lawyers in our association, and he was one hell of a trial lawyer.

It is Tom's disease that I want to address. Most of what I am about to say you may have already heard if you attended Tom's funeral. The following are sobering statistics that warrant being repeated. According to the website www.lawyerswithdepression.com, which I urge you to check out, major depressive disorder affects approximately 14.8 million American adults, or about 6.7 % of the U.S. population age 18 and older, in a given year.

While major depression can develop at any age, the median age of onset is 32. Depression is the cause of over two-thirds of the 30,000 reported suicides in the U.S. each year. Nearly two out of three people suffering with depression do not actively seek nor receive proper treatment. The chances of developing major depression at some point in life are estimated at 22 % for women and 10 % for men. Shamefully, a poll conducted in 2004 found that 54% of Americans believe depression to be a moral weakness.

Now, let's compare those general statistics to lawyers. A 1990 Johns Hopkins study looked at 104 occupations to see which professions suffered from the highest rates of depression. **Lawyers topped the list** (when adjusted for socioeconomic factors) and were found to suffer from clinical depression at a rate of almost **four times that of the norm**. From reports of Lawyers Assistance Programs across the country, it is verifiable that suicide among male lawyers is approximately **two (2) times more likely** than among men in the general population. At Lawyers Concerned for Lawyers in Boston, depression and anxiety have equaled or surpassed alcohol and drugs as what the group calls a 'presenting problem' for five out of the past ten years. In 2005, depression or anxiety were cited by **26% of all lawyers who sought counseling**, while alcohol and drugs were cited by only 21%. There are approximately 1 million attorneys in the United States today. In light of the foregoing statistics, it can be conservatively estimated that **250,000 attorneys are suffering from depression**. And it is a silent disease.



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PRESIDENT'S MESSAGE CONTINUED

Exactly why lawyers are four times more susceptible to depression is the unanswered question. Perhaps it is because we are one of the few professions that earns its livelihood from taking on other people's problems. We have to absorb our client's problems if we are to try and help them; as if we don't have enough of our own. In my circles, largely solo practitioners, the overwhelming consensus seems to be that it has been increasingly difficult to make ends meet over the past few years. Most lawyers don't have the luxury of insurance companies paying their bills, and clients are largely without financial resources these days. Perhaps many of us got in a little over our heads in the glory days of the real estate boom. Now our paralegals, office expenses, mortgages and, in some cases, alimony, need to be paid; kids need to go to college, lifestyles would prefer to be maintained, and bread still needs to be put on the table. All of this is a tremendous weight to carry on one lawyer's shoulders, and for some it may seem like the weight of the world. I am not sure if there is any empirical evidence to back up any of my conclusions, but it only makes sense.

What I do know is that we lost a couple of great friends this summer, one to depression who carried it silently. He did so when there should have been no shame in having this disease. A disease is just that, and we as lawyers should be there for one another when one strikes, be it cancer, a blood disorder, heart disease, or depression. If you are struggling in your practice or personal life, know that there are resources available to you. I venture to say that many of your fellow bar association members are more than willing to listen. Sometimes, we just need an outlet. There is also Lawyers Helping Lawyers, if you are concerned about confidentiality. They provide verification of a problem, planning and implementing interventions, referrals to treatment providers, assessments, support from and for peers, supporting family members, establishing and monitoring rehabilitation, and educational presentations. I urge you to check out their website at www.valhl.org. The good news is that lawyers, judges and others in the legal community who get help have an excellent chance of recovering. Let's not allow this to happen to another one of our members.



RECENT VIRGINIA BEACH CIRCUIT COURT OPINIONS

NOTE: Copies of these opinions may be obtained from the Clerk's Office.

COMMONWEALTH OF VIRGINIA v.
JUSTIN THOMAS SMITH,
CR10-3732 & CR10-3988 (JUDGE LILLEY, 5/23/11)
Defendant, charged with burglary and larceny, sought discovery regarding a third party juvenile who might be involved in the charges against the defendant. He requested the address of the juvenile, and provision of the Commonwealth's criminal file on the juvenile for the defense to review. As for the juvenile's address, the court found that the address was discoverable based upon the defendant's assertion that the juvenile's testimony would help establish a lawful explanation for the defendant's possession of stolen items. However, the criminal file on the juvenile was found not to be discoverable, as the defendant did not articulate any particular information in that file that would be material to his case. The court also held that the defendant was not entitled to an *in camera* review of the file by the court, as he did not make a plausible showing that the evidence he was seeking was favorable and material.

RYAN S. MCADOO v.
AMBER SMITH (F/K/A AMBER HOWREN),
CL10-5510 (CHILD SUPPORT APPEAL), CL10-5511
(VISITATION APPEAL) (JUDGE LILLEY, 4/22/11)
Appellee moved to remand these J&D appeals on the basis that the merits were never considered by J&D, but the matters were dismissed because appellant left the courtroom and failed to proceed. As a result, she asserted that circuit court lacked jurisdiction. The court denied the motion, finding that the J&D order left nothing to be done by that court, and therefore constituted a final order that was appealable.





NOTE: Copies of these opinions may be obtained from the Clerk's Office.

DONTE D. THATCH v.
LATOYA THATCH,
CL11-1213 (JUDGE LILLEY, 4/20/11)

At issue was the start date for *pendente lite* child support, as the parties had agreed to all other issues. Defendant filed for child support in J&D on Sept. 21, 2010, and the petition was ultimately dismissed because plaintiff filed for divorce on Feb. 24, 2011 and noticed a *pendente lite* hearing. Defendant argued that support should be retroactive to Sept. 21, 2010. The court granted the motion, finding that the combination of the language of the statute, the case law, and the legislative intent behind the statutory language indicated that the award of child support should date back to the filing date of the defendant's petition in the Juvenile and Domestic Relations Court.

COMMONWEALTH v.
GERARD EDWARD HAYWARD,
CR10-3930 (JUDGE LILLEY, 6/22/11)

Defendant moved to suppress the victim's identification of him. The victim stated someone by the name of "Booda" shot him during a drug transaction, and that he had known "Booda" for about a year, and saw him about once or twice a week. Police asked him if he would recognize a picture of "Booda" and showed him a picture of only the defendant, who he identified as the man who shot him. The Commonwealth conceded that the pretrial identification was impermissibly suggestive. However, the court found the in-court identification of the defendant reliable under the totality of the circumstances, because it was bolstered by his independent knowledge of the defendant apart from the impermissibly suggestive photo identification.

JODI LYNN FILION v.
PAUL ANDRE FILION,
CL09-3909 (JUDGE O'BRIEN, 3/24/11)

This divorce came forward for trial on the issues of child support, child custody and visitation, equitable distribution, and attorney's fees. As to custody, the children were seven and five years old, and the evidence was in relative equipoise except for the anger existing between the parties, especially on the part of the husband. After considering all statutory factors, the

court ordered joint legal custody with physical custody to the wife, although the court had reservations about the ability of the parties to cooperate and make joint decisions regarding the children. Child support was agreed to except for the allocation of childcare costs paid by the wife for June-Aug. 2009. The court refused to order the husband to pay any of these costs because at the time the parties had joint physical custody of the children and no child support was ordered. The court made extensive and detailed equitable distribution rulings concerning real and personal property and retirement accounts. Finally, husband was ordered to reimburse wife's attorney's fees in the amount of \$5,834.60, to compensate for discovery lapses as well as wife having to seek court action to enforce court orders against the husband.

THOMAS J. HUBBARD, M.D., INC. v.
WITCHDUCK INVESTMENT CO.,
CL09-6315 (JUDGE O'BRIEN, 3/22/11)

This matter involved claims between a lessor and lessee regarding real property that had been condemned for a road project. Before the court was Witchduck's demurrer to Hubbard's answer to its counterclaim, and the City's demurrer and special plea to the third-party complaint asserted against it by Hubbard. The court granted the motion to strike portions of Hubbard's answer that requested affirmative relief, as such is not properly requested in an answer, and the claims asserted had previously been dismissed by the court in ruling on demurrers to Hubbard's Complaint and Amended Complaint. The demurrer to the third party complaint, in which the third-party plaintiffs sought indemnity or contribution from the City, was sustained as it failed to allege that third-party plaintiffs and the City were joint tortfeasors.



WHAT'S NEW AT WAHAB

NEW LEGAL RESOURCES AT WAHAB

*Chapter 13 Bankruptcy: Keep Your Property
& Repay Debts Over Time*

Nolo, 10th Edition

*The Complete IEP Guide: How to Advocate for
Your Special Ed Child*

Nolo, 7th Edition

Every Landlord's Legal Guide

Nolo, 10th Edition

How to File for Chapter 7 Bankruptcy

Nolo, 16th Edition

Legal Guide for Starting & Running a Small Business

Nolo, 12th Edition

Neighbor Law: Fences, Trees, Boundaries & Noise

Nolo, 7th Edition

Nolo's Deposition Handbook

Nolo, 5th Edition

Nolo's IEP Guide: Learning Disabilities

Nolo, 5th Edition

*Public Accommodations under the Americans with
Disabilities Act: Compliance and Litigation Manual*

West, 2010-2011 Edition

The Public Domain: How to Find &

Use Copyright-Free Writings, Music, Art & More

Nolo, 5th Edition

Special Needs Trusts:

Protect Your Child's Financial Future

Nolo, 4th Edition

Virginia Sentencing Guidelines

Virginia Criminal Sentencing Commission, 14th Edition

Your Limited Liability Company: An Operating Manual

Nolo, 6th Edition

NEW MATERIALS

Collection Actions

National Consumer Law Center, 2011

Consumer Banking and Payments Law

National Consumer Law Center

2011 Supplement

Consumer Class Actions

National Consumer Law Center

2011 Supplement

Consumer Warranty Law

National Consumer Law Center

2011 Supplement

The Cost of Credit

National Consumer Law Center

2011 Supplement

Credit Discrimination

National Consumer Law Center

2011 Supplement

Fair Debt Collection

National Consumer Law Center, 2011

Foreclosures

National Consumer Law Center

2011 Supplement

The Little White Book of Baseball Law

American Bar Association, 2009

*Restatement of the Law Third Restitution
and Unjust Enrichment*

American Law Institute Publishers, 2011





WHAT'S NEW AT WAHAB

ON THE BOOKSHELF – RECENT UPDATE!

BUILDING AND FIRE CODES

Current editions of the Virginia Building and Fire Codes which became effective March 1, 2011 are available at the Wahab Law Library including:

- *2009 Virginia Construction Code*
- *2009 Virginia Maintenance Code*
- *2009 Virginia Rehabilitation Code*
- *2009 Virginia Statewide Fire Prevention Code*
- *2009 Virginia Plumbing Code*
- *2009 Virginia Mechanical Code*
- *2009 Virginia Fuel Gas Code*
- *2009 Virginia Energy Conservation Code*
- *2009 Virginia Residential Code*
- *2008 National Electrical Code*
- *2009 Virginia Building and Fire Code Related Regulations*
- *2000 Retail Establishments and Shopping Centers Ordinance Guidelines*

The current editions of the Virginia Building and Fire Codes are also available online at the ICC Free Resource web page at no charge to the user: www.ecodes.biz/ecodes_support/Free_Resources/Virginia2009/09Virginia_main.html



CLASSIFIEDS

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Adjacent to personal injury office (with potential for referrals) separate entrance and reception area, alarm system, utilities, ample parking, copier and internet access with the use of a phone system and conference room. Located in the heart of Kempsville and is convenient to courts, retail and restaurants.

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CORPORATE LANDING OFFICE SPACE FOR RENT

Shared office space available October 1st. Large corner attorney office with adjacent paralegal office. Built-in bookshelves, phones, internet, fax, copier, kitchen, conference room can be included. For more information contact Tim Quick at 757-622-3931 or email at tim@rstsg.com





NOTICE

Effective September 1, 2011

All cases involving Dr. Luckie and/or the Department of Forensic Science (DFS) should be scheduled at 9:00 a.m. or 11:00 a.m. on the 1st or 3rd Wednesday of the month.

If a nurse from Sentara Virginia Beach General is also involved, the nurse should be subpoenaed for 2:00 p.m. only. Trials will begin as close to the scheduled date and time as possible. If at the end of the Commonwealth's evidence, testimony from the nurse is still necessary, the case will be adjourned until 2:00 p.m. to accommodate the nurse's work schedule. However, all DFS testimony should be complete so that they can be excused and will not be required to return in the afternoon.

July 21, 2011

Gene A. Woolard, Chief Judge
Virginia Beach General District Court

Some of you may have noticed that we are doing a little remodeling in the Criminal and Civil departments of the Circuit Court Clerk's office located in Bldg. 10 on the 3rd Floor. Because of some instances in dealing with the public, we, unfortunately, find ourselves needing to consider the safety of the folks working in the office. Like the other courts, we will have a glass enclosure at the front counter.

It is still of the utmost importance to serve you with the same friendly and courteous customer service.

Thanks for your understanding.

Tina E. Sinnen
Clerk of the Virginia Beach Circuit Court





CONDOLENCES

The Virginia Beach Bar Association would like to offer our sincere condolences to two members of our extended family.



August 20, 1954-July 21, 2011

***Kenneth V. Geroe** passed away from complications during liver-transplant surgery on July 21, 2011. Ken was a loving father, devoted son, dedicated community leader, consummate professional and true friend to everyone who knew him. His family has asked that you help his legacy live on and make any donations to LifeNet Health Foundation, 1864 Concert Drive, Virginia Beach, VA, 23453, or at www.LifeNet.org; or another organ and tissue transplant charity.*



April 13, 1961-July 20, 2011

***Thomas C. Dawson Jr.** beloved husband, father, brother, son and friend passed peacefully away Wednesday, July 20, 2011. His family has asked you help his legacy live on and make donations to the Chesapeake Bay Foundation or I Need a Lighthouse: a Depression and Suicide Awareness Program.*



CONGRATULATIONS



The Virginia Beach Bar Association would like to publically thank Glenn R. Croshaw for his years of dedication to this organization. For those of you that were fortunate enough to find room in the standing room only space for

Mr. Croshaw's investiture you heard a parade of friends, family, legislators and judges remark upon how dedicated a man he is. What was left out of that program (due mostly in part to the long-winded nature of his golf "friends") was his commitment to community. Glenn has served on a multitude of boards and provided hundreds of hours of volunteer time dedicated to serving his community. Glenn has spent the last six years as a member of the Board of Directors for the Virginia Beach Bar

Association breaking down walls and building bridges between the bench and the bar and has pledged to use his new office to continue to keep building those relationships. On behalf of all the members past and present of the Virginia Beach Bar Association I would like to say, thank you and good luck! You will be both sorely missed and graciously welcomed.



GLEN HUFF

The Virginia Beach Bar Association Board of Directors would like to congratulate Glen Huff on his appointment as Judge to the Virginia Court of Appeals and Glenn R. Croshaw to the Virginia Beach Circuit Court

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Arthur Serratelli, Chair
Mara S. Mijal
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The Virginia Beach Bar Association Presents its 13th Annual

Richard G. "Dick" Brydges Memorial Courthouse Classic Golf Tournament

Proceeds to Benefit:

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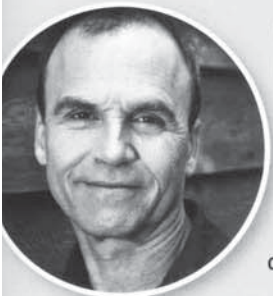
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Howard Fineman • November 16, 2011

A true Washington insider, political speaker Howard Fineman is widely respected throughout the news industry for his knowledge of the political landscape. He is editorial director of The Huffington Post Media Group, and previously served as senior political editor. Fineman continues to report for *The Huffington Post*, and maintains a role as an analyst for NBC and MSNBC.

As former senior Washington correspondent and columnist for *Newsweek*, Fineman has reported from the nation's capital since 1980. His *Living Politics* column also appears weekly on Newsweek.com and MSNBC.com. He is a frequent contributor to *Hardball with Chris Matthews* and *Countdown with Keith Olbermann*.



Scott Turow • February 29, 2012

Scott Turow is a writer and attorney. He is the author of nine best-selling works of fiction: *Presumed Innocent* (1987), *The Burden of Proof* (1990), *Pleading Guilty* (1993), *The Laws of Our Fathers* (1996), *Personal Injuries* (1999), *Reversible Errors* (2002) and *Ordinary Heroes* (2005). He has also written two non-fiction books—*One L* (1977) about his experience as a law student, and *Ultimate Punishment* (2003), a reflection on the death penalty, and has frequently contributed essays and op-ed pieces to publications such as *The New York Times*, *Washington Post*, *Vanity Fair*, *The New Yorker*, *Playboy* and *The Atlantic*. Mr. Turow's books have won a number of literary awards. Mr. Turow continues to work as an attorney concentrating on white collar criminal defense.



Mia Farrow • April 4, 2012

Following her young life in 1940s Hollywood as the daughter of Hollywood royalty, Farrow gained national attention through her role in the television classic *Peyton Place*. Farrow went on to star in over forty movies, including such classics as *Rosemary's Baby*, *The Great Gatsby* and *Hannah and Her Sisters*. As the mother of fourteen children (ten of whom are adopted), Farrow has devoted her life to humanitarian efforts as seen through her awareness of the genocide occurring in Darfur and the care of a truly remarkable family as reflected in her elegant memoir which reveals her personal struggles and successes, and the quest to find deeper meaning in her life.



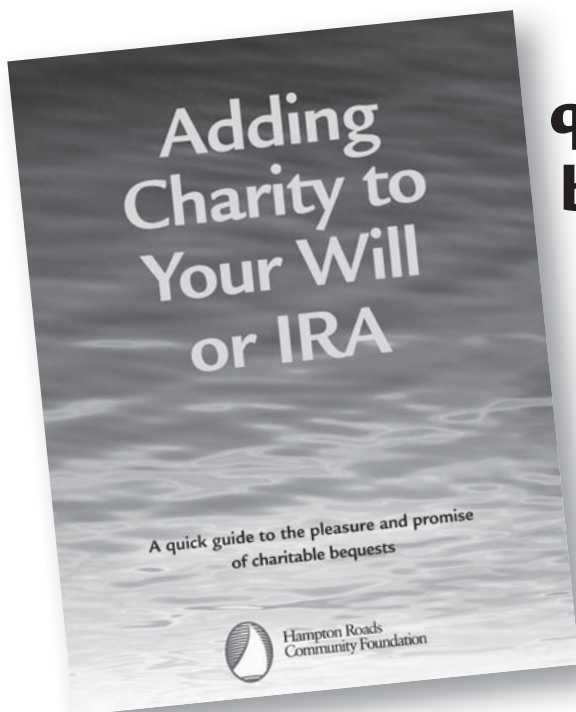
JIM LEWIS

and his firm welcome forming a co-counsel relationship with you for serious injury, wrongful death and malpractice cases.

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HUFF, POOLE & MAHONEY, P.C. NOW POOLE MAHONEY PC After 24 years, Huff, Poole, & Mahoney P.C. becomes **Poole Mahoney PC**. All 100 of the Poole Mahoney family congratulate **Glen Huff** on his appointment as Judge to the Virginia Court of Appeals. While our name has changed, our commitment to our clients remains the same.



KAUFMAN & CANOLES' NOONA AS CO-COUNSEL GARNER'S ONE OF THE LARGEST PATENT INFRINGEMENT VERDICTS EVER AWARDED IN EASTERN DISTRICT HISTORY—\$115 MILLION

Norfolk, VA—August 2011—**Stephen E. Noona** recently completed a three and a half week patent infringement jury trial in the United States District Court for the Eastern District of Virginia in which the jury awarded his client, ActiveVideo Networks, Inc., a historic verdict of \$115 million against several Verizon entities. The verdict is one of the largest ever awarded for patent infringement in the Eastern District of Virginia. Mr. Noona served as co-counsel with the lead trial attorney Daniel Johnson, Jr. of Morgan Lewis of San Francisco.

ActiveVideo filed suit against Verizon in May 2010, alleging that the Verizon FiOS system infringed four patents covering technology created and owned by ActiveVideo. Prior to trial, the Court invalidated certain patents asserted by Verizon in its counterclaim against ActiveVideo. At the end of trial, the jury in the Norfolk Virginia Federal District Court found that Verizon had infringed all asserted claims of the ActiveVideo patents through its deployment of Verizon's FiOS interactive services. By ruling in the company's favor, the jury affirmed ActiveVideo's rights as the inventor of the technology in question, which is used in the delivery of certain interactive applications like video-on-demand and interactive TV.

Mr. Noona, who heads the firm's Trial Section and co-chairs the firm's Intellectual Property Practice Group, has participated in over 90 patent cases in the Eastern District of Virginia and tries intellectual property cases across the country for national and regional clients. He is particularly well known for his knowledge and ability to navigate the complexities of all four Divisions of the Eastern District's "rocket docket" and, due to his trial experience, has been inducted as a Fellow in the prestigious American College of Trial Lawyers. More information on Mr. Noona is available at www.kaufCAN.com.

Kaufman & Canoles is a Virginia based law firm with offices in seven Virginia cities. The firm's experienced litigation practice is one of the region's most successful and well-regarded trial sections. Members of the litigation practice each specialize in particular areas of complex trial work in both federal and state courts and in both civil and criminal arenas. In addition to seasoned trial lawyers who handle a broad spectrum of commercial and contractual disputes, the section boasts a deep selection of bar leaders in a large number of complex litigation areas including: commercial disputes; intellectual property law, antitrust law, securities law, policyholder coverage matters, business torts, products liability, white collar criminal defense, labor and employment, bankruptcy, environmental law, government contracting and construction law and others. Additional information regarding Kaufman & Canoles can be found at www.kaufCAN.com.



ANNA HART
MECHLING

CHRISTIE KANTOR GRIFFIN SMITH SHEPHERD & CHIUSANO, P.C., a Virginia Beach law firm, is pleased to announce that **Anna Hart Mechling** has become an associate in our firm. Mrs. Mechling earned her law degree from the University of Richmond School of Law and her undergraduate degree from Virginia Polytechnic Institute and State University. Since graduating from law school, Anna has served for two consecutive years as Law Clerk to the Honorable Judges of the Chesapeake Circuit Court. Mrs. Mechling is a native of Hampton Roads and will focus her practice on domestic relations, family law, guardian ad litem matters, and traffic and criminal matters, in all cities and courts in the Tidewater, Virginia area.



STEPHANIE C.
SMITH

THE LAW FIRM OF HUFF, POOLE & MAHONEY, P.C. is pleased to announce **Stephanie C. Smith** has been selected by *Super Lawyers Magazine* as one of the Top 25 Women Lawyers in Virginia and as a Super Lawyer in the category of Business/Corporate. Ms. Smith is a shareholder with the firm and concentrates her practice in the areas of business and commercial real estate matters, estate planning, and estate and trust administration.





ANNOUNCEMENTS CONTINUED

Three firm attorneys - Richard "Rick" Shapiro, James "Jim" Lewis, and John Cooper - were named Virginia "Super Lawyers" for 2012. Only 5 percent of attorneys in the state receive this recognition.

Jim is deemed a "Super Lawyer" for plaintiff's personal injury and medical malpractice law. John and Rick are "Super Lawyers" for personal injury law.

Jim has been recognized as a "Super Lawyer" since 2006, while Rick was first recognized in 2009 and John has continued to be recognized since 2010.

The "Super Lawyer" designation for three firm attorneys illustrates the firm's commitment to being an ethical and respected personal injury law firm. We were the first plaintiff's personal injury law firm to be invited into the Primerus Int'l Society of Law Firms (peer reviewed before admission offered) and we were named a "Best Law Firm" by U.S. News and World Report as of 2010. In addition to being licensed in Virginia, our firm's injury lawyers are also licensed in North Carolina, South Carolina, West Virginia, Kentucky, Florida, and the District of Columbia. We have lectured to lawyers at national lawyer seminars and are regular law bloggers/writers on health, safety and injury law topics.

KAUFMAN & CANOLES NAMED TO 2011 CHAMBERS USA: AMERICA'S LEADING LAWYERS FOR BUSINESS HAMPTON ROADS/RICHMOND, VA-JUNE 2011-KAUFMAN & CANOLES, P.C. is pleased to announce that the firm and many of its attorneys have been named to the 2011 edition of Chambers USA: America's Leading Lawyers for Business. The firm received recognition as a leader in the state of Virginia in corporate/mergers and acquisitions, intellectual property, labor and employment, and litigation.

VINCENT J. MASTRACCO JR., T. BRAXTON MCKEE and WILLIAM R. VAN BUREN III were recognized as leaders in corporate/mergers and acquisitions. HUNTER W. SIMS JR. received recognition as a leader in litigation. JOHN M. BREDEHOFT and BURT H. WHITT were recognized as leaders in labor and employment. CHRISTOPHER J. MUGEL and STEPHEN E. NOONA received recognition as leaders in intellectual property.

Chambers investigated the top firms and lawyers for each state in over 20 areas of law. The detailed research distinguishes it from any other attorney listing in the nation.



KAUFMAN & CANOLES ATTORNEYS: 36 NAMED AS SUPER LAWYERS & 14 NAMED AS VIRGINIA RISING STARS IN VIRGINIA SUPER LAWYERS & RISING STARS 2011 Virginia Beach, VA-June 2011-KAUFMAN & CANOLES, P.C. is pleased to announce that the following attorneys and VBBA members were selected for inclusion in *Virginia Super Lawyers 2011*:

DEBRA C. ALBISTON, Family Law
ROBERT C. GOODMAN JR., Business/Corporate
SCOTT W. KEZMAN, Employment & Labor
STEPHEN E. NOONA, Intellectual Property Litigation
ALFRED M. RANDOLPH JR., Banking
HUNTER W. SIMS JR., BUSINESS LITIGATION
JAMES L. WINDSOR, Real Estate

Super Lawyers is an annual listing of outstanding lawyers who have attained a high degree of peer recognition and professional achievement.

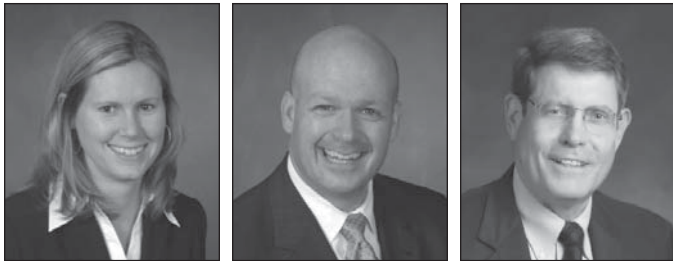
In addition, KAUFMAN & CANOLES, P.C. is pleased to announce that the following attorneys & VBBA members were selected for inclusion in *Virginia Rising Stars 2011*:

ALLISON W. ANDERS, Family Law
RYAN G. FERGUSON, Business Litigation





Rising Stars are chosen by their peers as being among the top up-and-coming lawyers (40 years old or younger, or in practice 10 years or less) in the state. Only 2.5 percent of Virginia attorneys are given this honor.



The law firm of Clarke, Dolph, Rapaport, Hull, Brunick & Garriott is proud to announce that partners **Cyrus A. Dolph IV** and **Richard E. Garriott, Jr.** have been named in the 2011 edition of *Virginia Super Lawyers* and **Caryn R. West** was recognized as one of the 2011 *Virginia Super Lawyers Rising Stars*.



PATRICK L. MAURER

The law firm of Clarke, Dolph, Rapaport, Hull, Brunick & Garriott is pleased to announce that attorney **Patrick L. Maurer** has joined the firm. A former Senior Assistant Commonwealth's Attorney in Virginia Beach, Maurer will focus his practice on family law and the representation of artists and musicians.



The law firm of Byler & Sampson, PC is pleased to announce **Sandra L. Sampson** has been named partner. Our firm will continue to offer personal attention to all types of personal injury, criminal and traffic cases. We provide free consultations and are pleased to accept referrals and co-counsel relationships.



Six **Huff, Poole & Mahoney** lawyers named in *Virginia Super Lawyers Magazine* for 2011. **Glen A. Huff** was selected in the category of Class Action/Mass Torts, **Albert H. Poole** was selected in the category of Business/Corporate, **Reeves W. Mahoney** was selected in the category of Family Law, **J. Bryan Plumlee** was selected in the category of Civil Litigation Defense, **Stephanie C. Smith** was selected in the category of Business/Corporate and **Shantell S. Nashatka** was selected for inclusion on the 2011 Virginia Rising Stars list under the category of Family Law.





ANNOUNCEMENTS CONTINUED

THE MCCAMMON GROUP

GUY K. TOWER REJOINS THE MCCAMMON GROUP

Guy K. Tower, former Executive Director of The Virginia Bar Association (VBA), has rejoined The

McCammmon Group (TMG), a leading mediation, arbitration, facilitation, training, and consulting firm.

Tower was a founding Member of The McCammmon Group in 1995, leaving in 2003 to serve as the Director of Judicial Education for the Supreme Court of Virginia. In 2005, he assumed leadership of the VBA, where, among other responsibilities, he was a principal lobbyist before the Virginia General Assembly for the Association and affiliated organizations, such as the Boyd-Graves Conference and the Virginia Family Law Coalition.

Tower's distinguished legal career has included positions as Chair of the Executive Committee and Chair of the Commercial Section at Kaufman & Canoles, P.C., Partner at Hunton & Williams L.L.P., and Corporate Counsel for a predecessor of Norfolk Southern Corporation. He is a former Chair of the Business Law Section of the Virginia State Bar and of the Law Practice Management Division of the VBA.

In addition to his legal and mediation practices, Tower has been an Adjunct Faculty Member at William & Mary School of Law, teaching alternative dispute resolution law and practice and mediation advocacy. He has also taught negotiation skills and techniques for resolving business disputes to graduate business school students at Old Dominion University.

Tower is a former Member and Vice Chair of the Virginia Alternative Dispute Resolution Joint Committee and a former Member of the Board of Directors and President of the Governor's School for the Arts Foundation and the Virginia Beach Library Foundation. In July of this year, he received the VBA's Walker Award of Merit for "exceptional leadership."

Guy Tower rejoins the other TMG Neutrals located in Hampton Roads:

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The McCammmon Group provides alternative dispute resolution services (ADR) including mediation, arbitration, neutral evaluation, special master and private judging, as well as related facilitation, training, and consulting services. It consists of seventy-five Neutrals, including retired judges and practicing attorneys located throughout Washington, D.C., Maryland, and Virginia. Since its founding in 1995, The McCammmon Group has handled thousands of disputes, with a mediation settlement rate of 85%. The McCammmon Group is committed to the proposition that ADR processes provide individuals, as well as public and private entities, with many substantial benefits including effective and prompt resolution of disputes, self determination, cost savings, timeliness, flexibility, and confidentiality.

For more information, please visit www.McCammonGroup.com.

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Description: Search federal and state cases and statutes by keyword, natural language, or citation. Free, but registration required. FastCase paid subscribers have access to additional content.
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LAWSTACK

Description: Includes searchable Federal Rules of Civil, Criminal, Bankruptcy and Appellate Procedure, Federal Rules of Evidence, U.S. Code and CFR. Free.
 Devices: iDevices

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Description: Full version (\$4.99) includes abstracts of 600+ Supreme Court decisions with voting information, bios of

Justices, searchable transcripts, and audio of oral argument. Free version gives top 100 cases only.
 Devices: iDevices, Android

DROIDLAW

Description: Includes Federal Rules of Civil, Criminal, Bankruptcy, and Appellate Procedure. Allows search, bookmarking, copying, sharing and annotation. Free.
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COMING SOON!

This summer, the Law Library's Westlaw subscription will be transitioning to WestlawNext. For training on this new, more intuitive version of Westlaw, please see staff. And don't forget that use of Westlaw, Lexis and Casefinder is always free at Wahab!





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DEADLINE

Deadline for information and ads for the next newsletter:

November 10th, 2011

Please submit all information and ads for the next newsletter to: **Robert@rfhagans.com**



The McCammon Group

is pleased to announce our newest Neutral

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Hon. Glen A. Tyler (Ret.)

Retired Judge,
Second Judicial Circuit Court

After eighteen exemplary years of service, Glen Tyler has recently retired from the bench. Previously, he enjoyed a broad civil litigation practice on the Eastern Shore of Virginia. He is a current Member of the Virginia State Bar, Virginia Bar Association, Virginia Trial Lawyers Association, and the Association of Trial Lawyers of America, to name a few. He also served as the Chair of the Virginia State Bar Continuing Legal Education Committee. Glen is now available to serve the mediation, arbitration, judge pro tempore, and special master needs of lawyers and litigants on the Eastern Shore, throughout Hampton Roads, and beyond.



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CLE: Personal Injury
Contemporary Art Center of Virginia

SEPTEMBER 30TH, 2011

13th Annual Dick Brydges Courthouse
Classic Golf Tournament
Redwing Golf Course

OCTOBER 6TH, 2011

CLE: Ethics
Jewish Mother

NOVEMBER 11TH, 2011

CLE: Introduction to the Courts
Virginia Beach Courthouse

NOVEMBER 10TH, 2011

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