

VIRGINIA BEACH BAR ASSOCIATION

Volume Number 24 :: Issue 4 :: Winter 2015

PRESIDENT'S MESSAGE

by Jeffrey Marks



Last night, my youngest daughter Lauren showed me her wiggly baby tooth which is on the verge of being lost. While the loss of a single baby tooth is not in and of itself a big deal (at least to me), what is a big deal (at least to me) is that this tooth is the last and final baby tooth of my two daughters. I could not help but think that this is somehow a metaphor for my service to the VBBA.

Quite a number of years ago, I got involved with the VBBA, first at the committee level and then at the Board level. Back then, my oldest daughter Emily had all of her baby teeth, and the loss of any one baby tooth was not monumental (at least not to me). Back then, there were an incredible number of VBBA committee meetings, CLEs, and socials to be planned, executed, and attended. Even though there was a lot of fun and pride in participating in these events, neither one was a particularly monumental event (at least not to me).

Each of my daughters' lost baby teeth involved a certain amount of blood, sweat, and tears on their part. Service to the VBBA (and particularly as president) involved a certain amount of blood, sweat, and tears. Each lost tooth resulted in money under a pillow, a gain to my daughters. While I was never paid for any of my time and services, I was well compensated with a feeling of accomplishment, involvement, and fulfillment. The currency that I

received was the altruistic sense of giving back to the legal community.

This year, which is the culmination of my approximately 12 years working for the VBBA, flew by faster than the previous 11 combined. It has been said that life is like a roll of toilet paper, the closer you get to the end, the faster it goes. Thus, this president's message is more than the fourth and final installment of my presidential newsletter duties; it is instead on the level of my youngest daughter losing her last baby tooth. Life goes on, but there are no more baby teeth to be lost and there are no more VBBA functions to labor, fret, or preside over. The tooth fairy and I have left the building.

In closing, I want to thank the current Board members, committee chairs, members, and volunteers for all of their time and service in 2015. Most importantly, I want to thank Jean Keary for whom the VBBA would be but a shadow of itself if not for her institutional knowledge, effort, and genuine concern to make the VBBA the best bar association in the Commonwealth of Virginia.

Happy Holidays, and best of luck to everyone in 2016 with particular wishes of success to my esteemed successor Peggy Kellam.

Jeffrey Marks

President, Virginia Beach Bar Association

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WHAT'S NEW AT WAHAB

VBBA NEWS



*** VOLUNTEERS NEEDED ***
for Seatack Mentoring Program.

IF INTERESTED, THEN CALL RICH CROMWELL AT (757) 640-3775.

THE 17TH ANNUAL RICHARD "DICK" G. BRYDGES MEMORIAL COURTHOUSE CLASSIC GOLF TOURNAMENT WAS A SUCCESS



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Historians have traced the Wolcott family lineage back to 1382, but our firm's story starts with the branch of the family that immigrated to America in 1630. Since the Wolcott family's arrival, its members have fought in nearly every American war, including the Colonial War, the Revolutionary War, the War of 1812, the Mexican War, the Civil War, the Spanish-American War and World Wars I & II. Oliver Wolcott even served as Governor of Connecticut and signed the Declaration of Independence.

Two Wolcott descendants, brothers Edward W. Wolcott and Harry K. Wolcott, founded the family legal practice of Wolcott & Wolcott in Norfolk in 1895. The Wolcott family has continuously practiced law in Hampton Roads for four generations, and through mergers, partnerships and associations with other fine practitioners, established Wolcott Rivers Gates as it exists today.

When it matters most, the people and businesses of Hampton Roads call upon the attorneys at Wolcott Rivers Gates for efficient and innovative legal solutions and assistance in reaching their goals. Our commitment to excellence extends beyond the practice of law and deep into our Hampton Roads community. Our attorneys and staff currently serve on more than fifty non-profit boards donating our time and energy for a wide array of charitable causes.

At Wolcott Rivers Gates, we are proud of our 120-year tradition of excellence in representing the legal interests of businesses and individuals throughout Hampton Roads. We look forward to continuing our commitment to our clients for many years to come. From the board room to the court room, your success is our mission.

Are you in need of legal assistance with your business or personal matters? Please contact us via phone at (757) 497-6633 or visit our website www.wolcottriversgates.com.

THE MENTORS AT SEATAK HAD A GREAT TIME



MEMORIES FROM THE 2015 VEGAS CLE



THANKS TO ALL WHO CAME TO THE VBBA COMEDY NIGHT



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ANNOUNCEMENTS

WILLIAMS MULLEN WELCOMES FORMER SKADDEN ASSOCIATE VANESSA YEARICK TO CORPORATE PRACTICE

Williams Mullen is pleased to announce the addition of Vanessa Yearick as a Senior Associate in the firm's Business & Corporate practice in Virginia Beach. Ms. Yearick joins Williams Mullen after seven years as a Corporate Finance Associate at Skadden, Arps, Slate, Meagher & Flom LLP in New York. She assists public companies and investment banks in a variety of securities transactions, including public offerings of equity and debt securities, private placements and tender offers.

"We are excited to have Vanessa join our fast-growing corporate transactional and securities law practice," John Paris, chair of the firm's Private Equity and Venture Capital practice, said. "Her experience, talents and personality strengthen our practice and provide another valuable asset for our clients in the region and throughout the firm."

Ms. Yearick has assisted clients with respect to general corporate and securities law matters and filings with the Securities and Exchange Commission, stock exchanges and other regulatory bodies. She also has experience assisting real estate investment trusts in securities transactions. She received her J.D. from the University of Pennsylvania Law School and her B.A., magna cum laude, from the University of Pennsylvania.

ABOUT WILLIAMS MULLEN

Williams Mullen is an AmLaw 200 law firm that blends the law, government relations and economic development to help grow the business of our clients and the economy of our region across North Carolina, South Carolina, Virginia and Washington, D.C. Our attorneys and consultants strive to help connect clients to opportunities and solutions they need. Putting our clients' needs first has been the foundation of our approach since the firm was founded 106 years ago. Visit us at www.williamsmullen.com.

SHAPIRO, APPLETON & DUFFAN, P.C. WELCOMES EDWIN BOOTH TO FIRM



Shapiro, Appleton & Duffan, P.C. is pleased to announce that personal injury attorney Edwin S. Booth has joined the firm. Ed is a skilled litigator with over 10 years of experience handling criminal and civil litigation including service as a Senior Assistant Commonwealth Attorney in Virginia Beach.

"We're very excited to have Ed join our firm," said firm partner Richard N. Shapiro. "Ed is extremely talented with the courtroom experience needed to thrive as a plaintiff's personal injury lawyer."

Mr. Booth received his Bachelor of Science in Business Management from North Carolina State University in 2001. He then received his Juris Doctorate from the T.C. Williams School of Law at the University of Richmond in 2004.

ALLISON W. ANDERS JOINS PARKS ZEIGLER

Parks Zeigler, PLLC would like to announce the addition of our new partner Allison W. Anders. Allison specializes in divorce, custody, visitation, protective orders and/or child and spousal support matters. She received her JD from Loyola University, New Orleans College of Law, after receiving her BS in criminal justice from Old Dominion University. During her twelve years of practicing law, she has received the Virginia Rising Star award five times and has been recognized as Virginia Legal Elite for the past two years. Allison was previously a partner with Kaufman & Canoles.

Allison also volunteers her time as President of REACH, INC., Reading Enriches All Children. This organization promotes literacy by providing books to at risk and homeless children in our community.

Parks Zeigler, PLLC is excited about the addition of such an accomplished attorney to our growing firm.

SHORT CIRCUITS

Practice tips from the Circuit Court

By: Amy H. Jones
Staff Attorney

SECTION 20-60.3 NOTICES – FREQUENT QUESTIONS AND TIPS

Although this question comes up a lot to begin with, it has hit the “most frequent” list lately: if I’m reserving child support, do I have to include the child support notices? The answer is no (assuming that no spousal support is ordered), as provided by the introductory paragraph to § 20-60.3. This paragraph specifies that the notices are required for “orders directing the payment of child support.” At least as interpreted by the Virginia Beach Circuit Court, if child support is ordered reserved, then there is no payment “directed” and the notices are not required. The only caveat is if spousal support is awarded, and there are minor children that the parties have the duty to support, then the child support notices of § 20-60.3 are required even if child support is reserved.

Another tip for success is to block copy the notices into your decree, providing information where required. You can access the notices for free at <http://law.lis.virginia.gov/vacode/title20/chapter4.1/section20-60.3/>. If you do not block copy, it is strongly recommended that you at least keep the notices in the same order in which they appear in the code. Sometimes it almost seems like attorneys cut out the notices and put them in a hat, then pull them out and type them into the decree in whatever order they come out. While the law clerks and I make every effort to track down notices that are scattered throughout the decree, we are more likely to reject a decree in error in that situation. So, help us prevent mistakes by keeping your notices in order!

A final trouble spot is when the notices are re-written or otherwise altered. Some changes are understandable and easy, like removing requirements that certain information be provided to the Department of Social Services when payments are not being made through D.S.S. Others changes are trickier and require the court to determine whether the revision sufficiently matches the statute. Again, it is a better idea simply to copy the exact language of the notices, instead of having your decree returned because a judge determines the notices vary too much from the statute.

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WHAT'S NEW AT WAHAB



Wahab's holiday law book tree. Created by Joan Laderberg and Chris Watson

BOOKS / TREATISES

- Handling an Automobile Negligence Case in Virginia
- Horn's Federal Criminal Jury Instructions for the Fourth Circuit, 2015
- Mastering Voir Dire and Jury Selection, Third Edition
- Virginia Practice Series:
 - Civil Discovery, 2015/16
 - Construction Law, 2015/16
 - Jury Instructions, 2015/16
 - Probate Handbook, 2015/16

VIRGINIA CLE'S

- A Guide to the Rules of Evidence in Virginia, 2015/16
- Choosing a Virginia Business Entity, 2015
- 41st Annual Recent Developments in the Law: News from the Courts and General Assembly
- Objections: Interrogatories, Depositions, and Trial 2015/16
- Virginia Conference on Federal Taxation
- Virginia Lawyer: A Deskbook for Practitioners, 2015
- Virginia Rules Annotated, 2016

TECH CORNER

This winter, we are featuring two law-related "Great Courses" at our branch: The Art of Negotiating the Best Deal and The Art of Conflict Management (each title is comprised of four videodiscs). You are welcome to check these courses out or ask us how to watch them on our multimedia players.



LEGAL RESEARCH @WAHAB

For your research needs, Lexis Advance & WestlawNext are both available to search free of charge. If you can't stop by in person, the law library staff is happy to research information on your behalf and email you the results, free of charge.

HOW TO FIND US:

The Wahab Public Law Library is located within the Virginia Beach Judicial Center in Building 10B. Take the elevator down to the ground floor; the library entrance will be on the left.

Our hours of operation are Monday through Friday from 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/dept/library/law

VBBA NEWS

NEW MEMBERS

*Virginia Beach Bar Association Welcomes
New Members*

SCOTT BARNEY

Scott R. Barney, Esq., PLLC
1206 Laskin Road, Suite 201-J
Virginia Beach, Virginia 23451

GREGORY BERGETHON

Kaufman & Canoles, P.C.
2101 Parks Avenue Suite 700
Virginia Beach, Virginia 23451

JOSEPH CALLAHAN

Department of the Navy, Tort Claims Unit
9620 Maryland Avenue
Norfolk, Virginia 23511-2949

EDWARD FERREIRA

Krinick and Segall
11848 Rock Landing Drive, Suite 103
Newport News, Virginia 23606

LANCE GARNER

Joyes & Gaidies PC
564 Lynnhaven Pkwy Suite 100
Virginia Beach, Virginia 23452

PATRICK GENOVA

Fraim and Fiorella
150 Boush St. Suite 601
Norfolk, Virginia 23510

KEVIN HOFFMAN

Singer Legal Group
1209A Laskin Road
Virginia Beach, Virginia 23451

BRAD HUDGINS

Office of the City Attorney
2401 Courthouse Drive Bidg. 1, Room 260
Virginia Beach, Virginia 23456

JUSTIN JACKS

Slipow, Robusto and Kellam, P.C.
Courthouse Marketplace 2476 Nimmo
Parkway, #121
Virginia Beach, Virginia 23456

RA HEE JEON

Ra Hee Jeon Attorney at Law
212 Eureka Avenue
Virginia Beach, Virginia 23452

EMILY MUNN

Emily Munn, Esq., PC
500 east main st suite 1220
Norfolk, Virginia 23510

TIMOTHY ROOF

Law Office Of Timothy Roof
281 Independence Blvd Suite 443
Virginia Beach, Virginia 23462

CHESTER SMITH

Smith Law Group, PLLC
5441 Virginia Beach Blvd Suite 109
Virginia Beach, VA 23462

DANIEL STILLMAN

Davey, Brogan & Meals, P.C.
101 Granby Street Suite 300
Norfolk, Virginia 23510

HEATH THOMPSON

Heath J. Thompson, P.C.
156 Newtown Road, Ste A-1
Virginia Beach, Virginia 23462

KELLY VASTA

Kelly Vasta, Esq., PC
2229 Martlet Lane
Virginia Beach, Virginia 23456

LINDSAY FREDERICK

Student
605 Bushnell Court
Virginia Beach, Virginia 23451

CLASSIFIED ADS

Law firm sub-letting a newly renovated, second floor office suite in the historic Ghent district of Norfolk. The office is approximately 2,800 square feet above a Wells Fargo bank at the intersection of Granby and 21st Streets, including great signage. It is available from Feb. 2016. Please contact John Cooper for further details at 757.455.0077.

Executive Suites for lease: Various sizes with pricing dependent on services required. Lease includes use of conference rooms, kitchens, fax machine, copiers, scanner, receptionist to answer phones at switchboard, greet clients. High speed internet and WI-FI available. Majority of tenants are attorneys, CPAS and Financial Advisors. Located two blocks from interstate 264 near Lynnhaven Mall. Please contact Ursula K. Provo at 757-486-3100 or uprovo@pssinc.hrcoxmail.com.

VIRGINIA BEACH BAR ASSOCIATION'S COMMITTEES, CHAIRS AND LIAISONS

COMMITTEE	CHAIR	LIAISON
Awards	Jeff Marks	Jeff Marks
Circuit Court	Steve Pfeiffer	Chris Boynton
Golf Tournament	Andrew Rice	Kevin Duffan
General District Court	Kathryn Byler	Chris Boynton
Legal Studies	Regis Rice	Brandon Zeigler
Mentoring	Anthony Gantous	Jonathan Stone
Young Lawyers	Kathleen Keffer	Jonathan Stone
Pro-Bono Seatack	Rich Cromwell	Brandon Zeigler
Pro-Bono-CLASS	Christy Wood	Jeff Marks
J&DR	Paul Powers	Kevin Duffan
Membership	Kevin Sharp	Chris Jacobs
PPC	Jeff Marks	Jeff Marks
Destination CLE	Christy Wood	Chris Jacobs
Computer/Web	Edwin Booth	Kevin Duffan

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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. Contact Brandon Zeigler, bzeigler@pzlaw.com.

VBBA CALENDAR DATES TO REMEMBER

- Bar Banquet
Friday, May 20, 2016
6 P.M.
Cavalier Golf and Yacht Club
Music by Southbound

OFFICERS

PEGGY KELLAM, PRESIDENT

427-5094; mkellam@srklawfirm.com

BRANDON H. ZEIGLER, PRESIDENT-ELECT

448-3025, bzeigler@pzlaw.com

KEVIN DUFFAN, SECRETARY

460-7776; kduffan@hsinjurylaw.com

CHRISTOPHER BOYNTON, TREASURER

385-5061; cboynton@vbgov.com

JONATHAN L. STONE, DIRECTOR

498-7700, jstone@norrisstclair.com

CHRISTOPHER I. JACOBS, DIRECTOR

461-4900; cij@knlegal.com

JEFFREY L. MARKS, IMMEDIATE PAST PRESIDENT

491-4045, jlmarks@kaufcan.com

EXECUTIVE DIRECTOR

JEAN KEARY

2425 Nimmo Parkway
Virginia Beach, Virginia 23456
Tel: 757-385-2155
Fax: 757-385-2156
Email: vbba@verizon.net

NEXT DEADLINE: FEBRUARY 15, 2016



COMMONWEALTH of VIRGINIA

2ND JUDICIAL DISTRICT

VIRGINIA BEACH GENERAL DISTRICT COURT

JUDICIAL CENTER

2425 NIMMO PARKWAY - BUILDING 10
VIRGINIA BEACH, VIRGINIA 23456-9057
(757) 385-8531

Chief Judge

GENE A. WOOLARD

Judges

TERESA N. HAMMONS
DANIEL R. LAHNE
SALVATORE R. IAQUINTO
ELIZABETH S. HODGES
PAUL D. MERULLO
ROBERT F. HAGANS, Jr.

Clerk of Court

DAVID M. O'DELL

October 15, 2015

Good Morning,

Re: Urgent Reminder Regarding Court Dates

Over the past week we've received a number of court cases scheduled while court is not in session. The following dates the clerk's office is open for a ½ day (closing at Noon) however **No Cases Are Being Heard**. We ask that you contact any personal that will be scheduling cases to remind all officers and attorneys that court will not be in session on these dates.

***Half Day, Clerk's Office Open Till Noon, No Court**

November 25, 2015
December 23, 2015

***Holiday, Court Closed All Day**

November 11, 2015
November 26 and 27 2015
December 24 and 25 2015
December 31, 2015

***Clerk's Office Open All Day, No Court**

November 3, 2015
December 11, 2015

Thank you and have a great day.

Susan H. Heafner
Chief Deputy Clerk
Virginia Beach General District Court
2425 Nimmo Pkwy., Bldg. #10
Virginia Beach, VA 23456
(757) 385-8226
Fax: (757) 385-6381
sheafner@courts.state.va.us

VIRGINIA BEACH GENERAL DISTRICT COURT

2015 FINAL CALENDAR

UPDATED 10/15/15

■ HOLIDAY, NO COURT, CLERK'S OFFICE CLOSED

★ NO COURT CLERK'S OFFICE OPEN

■ SMALL CLAIMS COURT DATES- CIVIL ONLY

■ CONFLICT CASES

■ MENTAL HEALTH CASES

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Arraignments at 10:00 a.m. on: August 24, 25, 26, 27, 28, November 25, & December 11 & 23rd
 On all other dates arraignments will be at 2:00 p.m. in Traffic D (INCLUDING NOVEMBER 3rd)
 ONLY BOND HEARINGS & ARRAIGNMENTS ON NOVEMBER 3RD, 25TH, DECEMBER 11TH & 23RD





COMMONWEALTH of VIRGINIA

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VIRGINIA BEACH GENERAL DISTRICT COURT

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ROBERT F. HAGANS, Jr.

October 22, 2015

Attached to this newsletter is the General District Court Calendar for 2016. Please note that the Conflict Docket has been moved to "Civil Courtroom A" commencing in January 2016. All Conflict Docket cases will be set for 8:30 a.m., regardless of whether the case is criminal, civil or traffic. Attorneys should advise their staffs not to set civil cases in "Civil Courtroom A" on Conflict Docket dates.

Also, please take note of the dates when arraignments are held earlier than 2:00 p.m. Otherwise, arraignments will continue to begin at 2:00 p.m.

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

VIRGINIA BEACH GENERAL DISTRICT COURT 2016 FINAL CALENDAR

UPDATED 10/15/15

■ HOLIDAY, NO COURT, CLERK'S OFFICE CLOSED

★ NO COURT CLERK'S OFFICE OPEN

■ CONFLICT DOCKET - Civil A *and* SMALL CLAIMS COURT - CIVIL B

■ MENTAL HEALTH CASES

JANUARY						
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25	■	27	28	29	30	31



Arraignments at 10:00 a.m. on: September 19, 20, 21, 22, 23, November 8, 23, & December 9th
On all other dates arraignments will be at 2:00 p.m. in Traffic D
ONLY BOND HEARINGS & ARRAIGNMENTS ON NOVEMBER 8TH, 23RD & DECEMBER 9th

