

BAR BULLETIN

Volume XXXI
Number 6

November/
December 2006

INSIDE

PAGE 3 LIBRARY LINES
YLS RECEPTION

PAGE 4 ANNOUNCEMENTS

PAGE 5 SEPTEMBER LUNCHEON

PAGE 7 OCTOBER LUNCHEON

PAGE 8 COURT NEWS
VSB AWARDS
NEW MEMBERS

PAGE 9 NPBA FOUNDATION
CLE SEMINARS

PAGE 10 CHILD ABUSE
PROGRAM AT CHKD

PRESIDENT'S MESSAGE



James A. Metcalfe

A time to give thanks: November is the month in which we as a nation give thanks for the abundance and good fortune with which we have been blessed. Giving thanks, each in our own way, has been a part of our history going back to the Jamestown settlers and later the Pilgrims of Plymouth Plantation. President Lincoln made Thanksgiving a national day during some of this country's darkest days. It is a time to take stock of what we have and what we most cherish and to commit ourselves to ensure that future generations continue to enjoy the benefits that we and past generations of Americans have struggled and fought to attain. Among the treasures

we must work to preserve is our system of justice for all embodied in our United States Constitution and in the Constitution of the Commonwealth.

Rescheduling of U.S. Attorney: Owing to the scheduling of U.S. Attorney Chuck Rosenberg's swearing in at the U.S. District Court in Alexandria, he had to cancel his appearance at our October luncheon and send his regrets. He did offer to reschedule his speaking engagement and will be our guest speaker at the luncheon on January 18th.

Judge Joe Massey at the October 19th luncheon: Judge Massey was originally scheduled to speak to us in November, but he graciously agreed to speak to us on October 19th. For those who were unable to attend, you missed a very interesting discussion of the Juvenile and Domestic Courts system in Virginia and a very candid discussion of the plans for a new court complex in Norfolk. The timing of the discussion about the new court complex was critical because there are a number of competing plans and there does not appear to have been any significant input from the lawyers who use the courts daily and should presumably have well informed opinions on how the new complex should be designed.

Our courthouse complex has been outdated for many years. It was determined at least as long ago as 1982 that the court complex was not meeting the needs of a modern judicial system. In 1994 it was estimated to take \$40 million to build a new court complex. In 2004 the construction costs had risen to \$68 million. They are now estimated at \$100 million plus. Delay has not made the construction easier and in the meantime the court complex has become a public safety issue of major proportions. We hope that we do not have to have some horrible incident such as the murders in the Atlanta court building to force us to come to grips with our age old problems in the courthouse complex.

Questions that we need to address include: Is the current site a feasible place to have the court system? Does the design meet the safety and security needs of the courts, the

(continued on page 2)

See Flyers Inside for
Event Details and
Registration Information

Preregistration required
for all NPBA Events.
Call 622-3152.

NPBA Breakfast
Thursday, November 16, 2006 • 7:30 AM
Hits at the Park, Harbor Park
Speaker: Lt. Dean Horton
Assistant Chief of Port Safety and Security

Holiday Party
Thursday, December 7, 2006 • 5:00 PM
Hits at the Park, Harbor Park

NPBA Luncheon
Thursday, January 18, 2007 • 11:30 AM
Hits at the Park, Harbor Park
Speaker: Chuck Rosenberg
U. S. Attorney, Eastern District of Virginia

Elder Law CLE
Thursday, January 18, 2007

NORFOLK & PORTSMOUTH BAR ASSOCIATION

999 Waterside Drive, Suite 1330
Norfolk, Virginia 23510

TEL (757) 622-3152
FAX (757) 622-4406

E-MAIL npba@visi.net
- WEBSITE -

www.norfolkandportsmouthbar.org

OFFICERS

James A. Metcalfe

President
441-6331
jim.metcalfe@usdoj.gov

Donald C. Schultz

President-Elect
623-3000
dschultz@cwm-law.com

Stanley G. Barr, Jr.

Past President
624-3274
sgbarr@kaufcan.com

David W. Lannetti

Secretary
446-8652
dlannetti@vanblk.com

John L. Deal

Treasurer
321-5659
jdeal@dollartree.com

Nathaniel Beaman, IV

664-4205
chip.beaman@norfolk.gov

David A. Buzard

513-1117
david.buzard@navy.mil

Jeffrey L. Stredler

622-3366
jstredler@williamsmullen.com

Kelly B. St. Clair

480-9510
kbstclair@stclairlawfirm.com

Alan D. Albert

President, Library Board
624-1454
aalbert@leclairryan.com

Derek F. Myers

Chairman
Young Lawyers Section
473-5318
dmyers@williamsmullen.com

STAFF

Donna Bausch

Executive Director
622-2910
dbauch@norfolklawlibrary.org

Sharon James

Administrative Assistant
622-3152
npba@visi.net

PUBLISHER

Advertising Service Agency, Inc.
Layout and Printing

(PRESIDENT'S MESSAGE CONTINUED)

public, and the prisoners? Does the design meet the needs of the court and those practicing before it and have growth potential through at least 2050? Is a jail that is at 200 % capacity itself in need of redesign or relocation? (Not changing the jail is undoubtedly financially attractive but is it in the long run a wise decision?). Should commercial property interests be the driving factor in determining how to finance the construction? (There are some possibly attractive financial reasons for using such financing but there may be some real downsides and those need to be identified and weighed in the balance.). Where does our Law Library fit in with the plan? Where does the Bar Association fit in? (The Virginia Beach Bar Association has newly acquired space in their courthouse and the Fairfax Bar is in their courthouse.). These and many more questions need to be raised and answered by you – the practitioners who virtually live in the courthouse complex.

In the last bulletin I wrote: "Now is the time to get our 'oar in the water' to ensure that the planning for the new complex benefits from the experience of our Bar Association and meets the needs of our community well past 2050 (think that is far off?–the current courthouse complex will be over 50 years old by the time ground is broken for a new one) . We have a body of experience that covers all aspects of the judicial system. We have a Courts of Justice Committee tasked with presenting our views. Don Schultz, our President Elect, has been newly appointed to chair the committee to ensure that the full power of our Association is brought to bear on the project. If you have thoughts about how the new complex should be designed, please contact Don, or Kelly St. Clair, Executive Committee liaison to the committee. We need your input and we need it now." I am repeating that message and hope it will be received loud and clear.

November 16th breakfast speaker: LT Dean Horton, USCG, Assistant Chief of Port Safety and Security for Hampton Roads, will speak on the terrorist threat to our port and on disaster preparedness in our port area. These are matters of vital interest to all of us.

NPBA - Law School initiatives: Dean Jeffrey Brauch of the Regent University Law School approached us to ask if there were not ways we could work together for our mutual benefit. As a result we have several initiatives underway. This sort of outreach to law students and law schools is very appropriate and I would hope to see it expand, not only with Regent, but also with other Virginia law schools.

Foundation: The capital campaign continues and you will all soon receive a letter from Joe Migliozi, President of the NPBA Foundation, seeking your financial support. I hope you will give generously to the Foundation. The foundation has had great success with the scholarship program and has other plans, but they are all dependent upon having your support, both for ideas and for the money to fund those ideas.

Model Judiciary Program: The NPBA Public Relations Committee is again looking for volunteer attorneys to assist in the Model Judiciary Program for Norfolk Public Schools. The program will begin in early January 2007, with mock trials to be held in March in Norfolk Circuit Court. This is another example of the dynamic programs that you and your colleagues have developed to enhance the knowledge of and respect for our legal system by the general public. Contact the bar office to lend a hand today.

Holiday Party December 7th: We hope you will be able to drop by "Hits at the Park" after work and share holiday cheer with your colleagues and with the staff of your association and the law library. Bring a friend and introduce them to us.

Join the NPBA Young Lawyers Section and Membership Committee at Blackfinn, Waterside • Thursday, November 9th, 6-9 P.M.

for a Happy Hour with complimentary hors d'oeuvres honoring recent local admittees to the Virginia State Bar and an opportunity to meet and greet your colleagues in a relaxing atmosphere before the hustle and bustle of the holiday season begins. All NPBA members are welcome. Bring a colleague who has not joined the Association.

Please call the Bar Office to RSVP at 622-3152.

Contact Norfolk Law Library at 622-2910 • www.norfolklawlibrary.org

What libraries have the book or journal I need to use?

<http://www.worldcat.org/>

Open World Cat allows you to search by author, title or subject to find out which libraries near you have a book or journal you are seeking. Find a book in a library near you instead of rushing to buy it on Amazon. Sometimes you can't bill back a client for research, so use this site and save some money.

E-CFR

<http://ecfr.gpoaccess.gov/>

The Electronic CFR makes the LSA (List of Sections Affected) obsolete. Provides the up to date language of any federal regulation as of its date of currency (usually 2 or 3 days old.) No more updating bound volumes!

Judicial Biographical Information

Federal Judicial Bios – 1789-present

<http://www.fjc.gov/history/home.nsf>

Virginia Judicial Profiles (Virginia Lawyers Weekly subscribers only)

<http://www.valawyersweekly.com/>

Don't forget that Virginia Lawyers Weekly is now available on LEXIS – far superior search engine to the VLW website itself!

Virginia Legislative Reference Center

When you need legislative history in VA, this site explains why even though technically there isn't any...you might be able to find something here, nonetheless...

<http://dls.state.va.us/lrc/leghist.htm>

Blue Book "Cheat Sheet"

<http://www.law.cornell.edu/citation/>

Introduction to Basic Legal Citation from Cornell Law. Lots of helpful examples.

Pronunciation

<http://www.bartleby.com/>

Choose the American Heritage Dictionary and click on the speaker icon after you search the desired term and you'll get the correct pronunciation, spoken aloud for you. Ends office arguments effectively.

Lawyer Express

<http://www.lawyerexpress.com>

is rich with links to almost every legal site you can imagine. The idea behind the site is the 80/20 rule: 80% of what you need is available through just 20% of sites. You can find the U.S. Code many places, but which is the best source? Lawyer Express sorts out sites that are not current, thin on resources, or those that mainly duplicate materials appearing elsewhere and leaves you with a collection of the most essential links.

INTRODUCTION TO FEDERAL PRACTICE SEMINAR AND ADMISSION CEREMONY

November 17, 2006, 1:00 P.M.

The Federal Bar Association, in conjunction with the Young Lawyers Section of the NPBA, will sponsor a seminar designed to provide the newcomer to federal court with basic information necessary to a successful practice. Contact Kristan Burch at 624-3000 to register or for more information.



Stan realizes that the dating service has made a terrible mistake.

Relative size can have a big impact on any relationship. As a smaller firm, your malpractice insurance needs may not be best served by a large conglomerate. At Lawyers Direct, we specialize in serving smaller law firms. Our staff is knowledgeable, experienced, always quick to respond to your questions and needs. So why live in the shadow of a giant insurance carrier? We're the perfect match for your firm. Affordable malpractice insurance coverage created just for small firms like yours, backed by fast, proficient service. Call 800-409-3663 or visit www.LawyersDirect.com.



Lawyers Direct
www.LawyersDirect.com

Lawyers Direct is underwritten by Professionals Direct Insurance Company, a licensed and secured carrier rated A-(Excellent) by A.M. Best.

ANNOUNCEMENTS

Hajek, Shapiro, Cooper & Lewis, P.C. of Virginia Beach, and **Randall E. Appleton, Attorney At Law, PLLC** of Portsmouth have merged. Appleton has over 20 years of injury law experience. The new firm name is **Hajek, Shapiro, Cooper, Lewis and Appleton, PC**, and will continue to have offices at 1294 Diamond Springs Road, Virginia Beach. The group's areas of practice are limited to personal injury, with special emphasis on railroad and F.E.L.A. cases. Hajek, Shapiro, Cooper, Lewis & Appleton handles cases throughout the Southeast U.S. and has attorneys licensed in VA, NC, WV, KY and DC and SC admission pending.

John M Cooper of **Hajek, Shapiro, Cooper, Lewis & Appleton, P.C.** has been elected to a one year term as Secretary of the Railroad Law Section of the Association of Trial Lawyers of America (ATLA). Mr. Cooper was elected during ATLA's 60th annual convention and is expected to Chair the Section in 2009.

Ann Mayhew Golski has joined the **Rack Law Firm, P.C.** Golski's litigation practice specializes in estates, trusts, powers of attorney, guardians and incapacitated

persons. She holds a bachelor's degree from the University of Virginia and a law degree from Marshall-Wythe School of Law at the College of William and Mary.

Joseph J. Perez has become a member of the Virginia Beach law firm of **Shuttleworth, Ruloff, Swain, Haddad & Morecock, P.C.** He will be practicing in the firm's litigation section concentrating in plaintiff's serious personal injury, products liability, medical malpractice and legal malpractice. Mr. Perez was formerly the principal of the Law Offices of Joseph J. Perez, P.C. in Norfolk. He is a graduate of the University of Virginia and earned his law degree from the College of William and Mary's Marshall-Wythe School of Law.

Willcox & Savage is pleased to welcome **Valerie B. Huber**, who will focus on family law and general litigation. She is located in the firm's Town Center office in Virginia

Beach. Valerie graduated, *magna cum laude*, in 2005 from the University of Richmond School of Law where she was a member of the McNeill Society. She earned her B.A. in Psychology from the University of Virginia in 2002.



The Law Enforcement Officers Fellowship and the Executive Committee of the South Hampton Roads Leadership Prayer Breakfast are pleased to announce that **Hon. Hal J. Bonney, Jr.** will be the speaker at the 31st Annual Leadership Prayer Breakfast, Thursday, November 16, 2006 at Norfolk Scope. The buffet will begin at 6:45 AM and the program at 7:30 AM. Free parking in the Scope Parking Garage. Individual tickets \$15 or \$240 for a table of sixteen. You may purchase tickets by contacting Off. Chris Amos at 664-3298, Ms. Goldie Banks at 664-3279 or Mr. Fred Enos (Chairman, Executive Committee) at 497-6033.

TAYLOE ASSOCIATES, INC.

COURT REPORTING & VIDEO SERVICES

**EXPERTISE.
INTEGRITY.
SERVICE.**

**THE TAYLOE
DIFFERENCE.**

FOR OVER 25 YEARS, TAYLOE ASSOCIATES HAS BEEN PROVIDING THE HIGHEST LEVEL OF LITIGATION MANAGEMENT SERVICES TO CLIENTS WORLDWIDE WITH THE CARE AND ATTENTION OF SEASONED PROFESSIONALS AND UNSURPASSED CUSTOMER SERVICE.

TAYLOE UTILIZES THE FULLEST POSSIBLE RANGE OF RESOURCES AVAILABLE TO GUARANTEE THE SUPERIOR WORK CLIENTS HAVE COME TO DEPEND ON YEAR IN AND YEAR OUT.

EXPERIENCE AND TALENT COUNT...
TAYLOE ASSOCIATES,
NATIONALLY CERTIFIED
COURT REPORTERS.

- > CONDENSED TRANSCRIPTS
- > REALTIME REPORTING
- > DAILY & EXPEDITED DELIVERY
- > CART TRANSLATION
- > ENCRYPTED ASCII
- > TOTAL FILE INDEX
- > VIDEOGRAPHY, CLVS
- > VIDEO EDITING
- > VIDEOCONFERENCING
- > MULTI-MEDIA
- > MOCK TRIALS
- > DIGITAL TRIAL SUPPORT SERVICES

CALL NOW TO SEE
WHAT A DIFFERENCE A
SUPERIOR LEVEL OF
PROFESSIONAL SERVICE
& EXPERTISE CAN MAKE.

TAYLOE ASSOCIATES, INC.
253 WEST BUTE STREET
NORFOLK, VIRGINIA 23510

T 757.461.1984
F 757.461.5454
TF 800.828.5928

NORTH CAROLINA
T 252.338.9600

TAYLOE@TAYLOEASSOCIATES.COM



**LAWYER'S
STAFFING, INC.**



*Specializing in Temporary,
Temporary-To-Hire and
Direct Hire of Legal Professionals*

**ATTORNEYS
PARALEGALS
LITIGATION SUPPORT
LEGAL SECRETARIES
DOCUMENT PRODUCTION
LEGAL ASSISTANTS
RESEARCH SPECIALISTS
TRIAL PREPARATION**

NOVA RICHMOND
703-918-4952 804-282-1289
HAMPTON ROADS
757-627-3700

www.lawyerstaffing.com
recruiters@lawyerstaffing.com

MEMBER NATIONAL ASSOCIATION
OF LEGAL SEARCH CONSULTANTS

NOVEMBER BREAKFAST MEETING

Thursday, November 16, 2006
Hits at The Park, 7:30 AM



Speaker: Lt. Dean Horton

Assistant Chief of Port Safety and Security,
Coast Guard Sector Hampton Roads

**Topic: Port Security and Disaster
Preparedness and Recovery**

Lt. Horton will speak on disaster preparedness and recovery for local ports, focusing on both the potential terrorist threat as well as possible natural disasters. He was here for Hurricane Isabel and assisted in New Orleans for Hurricane Katrina and can certainly address the recovery process. He will also discuss the

many contingency plans in place in preparation for what could come. He is called upon frequently to speak to industry groups and governmental commissions. Among his duties is following, analyzing and applying statutes and regulations, so he will give his speech a legal framework. Lt. Horton was born and raised in Upstate New York. He joined the Coast Guard in 1987 at the age of seventeen, where he served aboard the Cutter POLAR SEA, an icebreaker working in the waters of Australia, Antarctica, and the South Pacific, as well as serving as aircrew aboard search-and-rescue helicopters in Hawaii. After his enlistment ended, he attended the Great Lakes Maritime Academy, where he graduated with a license as a Merchant Marine officer, and Burlington College. For the next several years he sailed on a variety of vessels, including oil tankers, grain ships, ferries, and passenger vessels, and worked in locations that ranged from New York Harbor to Bangladesh. After the attack on September 11th, 2001, he returned to the Coast Guard, receiving a commission as a Lieutenant (Junior Grade). Since that

time, he has served as a Command Duty Officer and Marine Inspector at Marine Safety Office Hampton Roads, as the Chief of Vessel Salvage Operations at Sector Mobile, Alabama during Hurricane Katrina recovery operations, and as the Team Leader of the USCG RAID Team, a group of HAZMAT experts assigned to the U.S. Army in Iraq and Kuwait. During the former assignment, he was awarded the U.S. Army Combat Action Badge, the first Coast Guardsman to receive this honor. He currently is assigned to Sector Hampton Roads as the Assistant Chief of Port Safety and Security.



Hurricane Katrina recovery operations, Mississippi

JANUARY LUNCHEON MEETING

Thursday, January 18, 2007
Hits at The Park, Harbor Park
11:45 AM



Speaker: Chuck Rosenberg
*United States Attorney
Eastern District of Virginia*

Chuck Rosenberg was appointed by Attorney General Alberto Gonzales in March 2006 to serve as the United States Attorney for the Eastern District of Virginia. He was subsequently nominated to that position by

President George Bush and confirmed by the United States Senate, unanimously, on June 13, 2006.

As the chief federal law enforcement officer for the District, which includes offices in Alexandria, Newport News, Norfolk and Richmond, Mr. Rosenberg supervises the prosecution of all federal crimes, and the litigation of all civil matters in which the federal government has an interest.

Mr. Rosenberg has spent most of his professional career in public service. From June 2005 until March 2006, he served as the United States Attorney for the Southern District of Texas. Prior to that, he served in several senior posts at the Department of Justice where his work focused on counterterrorism, counterintelligence, and national security matters, including as: Chief of Staff to Deputy Attorney General James B. Comey, Counselor to Attorney Gen-

eral John Ashcroft; and, before that, as Counsel to FBI Director Robert S. Mueller, III.

Before joining the FBI, Mr. Rosenberg was an Assistant United States Attorney in the Eastern District of Virginia, in Norfolk and, subsequently, in Alexandria. There he prosecuted financial fraud crimes, violent crimes, and espionage cases. During the last two years of his tenure as a federal prosecutor in Alexandria, Mr. Rosenberg supervised that office's Major Crimes Unit - the unit that prosecuted numerous prominent spy cases. While in private practice with the law firm of Hunton & Williams, Mr. Rosenberg served as an NBC legal analyst, appearing frequently on television.

He is a graduate of Tufts University (B.A.), Harvard University (M.P.P) and the University of Virginia (J.D.).

Please call 622-3152 today to register to attend the January 18th NPBA Luncheon.

MESSAGE FROM THE YOUNG LAWYERS' SECTION

By Derek F. Myers, Chair

Greetings from the Young Lawyers' Section (YLS)!

Thank you to all who attended our annual Fall Reception in September. The purpose of the reception is to provide our young/new attorneys with the opportunity to interact with judges and senior members of the bar in a relaxed, informal environment. Our hope is that the reception helps to foster "esprit de corps" within the local bar and provides an enjoyable weekend outing. Based on feedback I've received, I believe that the reception was an unqualified success.

First and foremost, I would like to thank Judge and Mrs. Griffith for hosting the reception at their beautiful home. Their hospitality, patience, and good humor were greatly appreciated as the YLS "took over" their grounds to setup tents, tables, and refreshments. Apparently, our efforts were successful, as Judge and Mrs. Griffith have graciously agreed to host next year's YLS Reception.

I would also like to thank Judges Carlson, Daugherty, Jones, Kelley, and Tripp for their presence. Our young/new



Derek F. Myers

lawyers appreciated the opportunity to meet you and hear your perspectives on the legal profession. The same goes to all of the NPBA members in attendance, including the members of the NPBA's Executive Committee. I am proud to report that, at the end of the reception, the YLS presented a \$1,200 check to Don Schultz, the NPBA's President-Elect, on behalf of the Norfolk Law Library. We hope that this donation will help to sustain this valuable community resource.

I would like to offer a special word of thanks to Caryn West, the YLS's Membership Coordinator, who single-handedly planned and coordinated this year's Fall Reception. Caryn is a woman of considerable intelligence, talent, and determination, and those qualities were evident

throughout the reception's planning and execution phases.

On a personal note, this will be my last column as the YLS Chair. I have been "relieved" by Andy Fox from the Norfolk City Attorney's Office. A graduate of the Marshall-Wythe School of Law at the College of William & Mary and a former active-duty Naval Officer, Andy is well-suited to head the YLS for the next 12 months. Please take time to welcome Andy to his new leadership position within the NPBA.

Lastly, I would like to thank some of the many people who made my "tour-of-duty" as YLS Chair an enjoyable, worthwhile time: Donna Bausch, NPBA Executive Director; Jim Metcalfe, NPBA President; Butch Barr, NPBA Past-President; Tricia Batson, my predecessor as YLS Chair; and Kevin Greene, the YLS's Annual Golf Tournament Coordinator. Thank you for all of your guidance and assistance.

And, thank you to the members of the NPBA, particularly the members of the YLS, for your input and support during the past year. I look forward to working with you in the future.

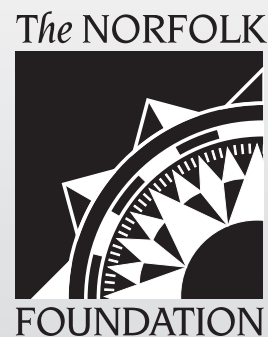
Your clients will *like* this new tax law. No kidding.

For the first time federal tax laws allow some of your clients to donate IRA assets to The Norfolk Foundation... without their gift counting as taxable income. Donating an IRA counts toward clients' required annual minimum distribution and is an easy way for them to support their community.

IRA owners who are at least 70½ by the end of 2007 – when the provision expires – can donate up to \$100,000 a year to The Norfolk Foundation for:

- Scholarship funds to help college students
- Designated funds to benefit specific charities
- Field of interest funds for the arts, education and other areas
- Unrestricted funds to provide broad grantmaking support

To find out how you can help your clients benefit from this limited-time opportunity, visit www.norfolkfoundation.org or call (757) 622-7951.



INSPIRING PHILANTHROPY In
SOUTHEASTERN VIRGINIA Since 1950

RECENT NPBA EVENTS

PROTECTING THE RECORD FOR APPEAL CLE



Vicki Devine, Steve Emmert, Todd Gaynor and Hon. Robert J. Humphreys

WORKERS COMP CLE



Debbie Vaughn, Deputy Commissioner Dan Lahne, Phil Geib, Brian Slaughter

OCTOBER LUNCHEON



Speaker Hon. Joseph Massey with Karen Fortier and Cy Dolph

SEPTEMBER LUNCHEON



Jeff Stredler, Guest Speaker Jerry Zerklin, Jim Metcalfe and Gretchen Lynch Taylor

PROPOSED NEW VA RULES OF EVIDENCE CLE



UVA Law Professor Kent Sinclair and Melissa Morris Picco



President Jim Metcalfe, Chip Beaman and Martha McGann

LAWYER-CLIENT VISITS IN THE NORFOLK CITY JAIL

October 13, 2006

NPBA Members:

The following procedures for legal counsel who visit clients in the Norfolk City Jail will be implemented November 1, 2006.

All attorney/inmate interviews will be conducted through the visitation office located in the lobby of the Public Safety Building. The Visitation window is staffed Monday through Friday from 8:00 a.m. to 5:00 p.m. Attorneys may come at any time during those hours with no advance notice. Each attorney will go up on the public side of Visitation and be able to converse with clients either through visitation booths or in private rooms depending on the floors on which their clients are housed. The attached list outlines the visiting accommodations located on the various floors of the jail. After 5:00 on weekdays and on holidays and weekends, you may contact the on-duty team commander to make arrangements to visit clients if necessary by calling 664-4759.

Please feel free to contact me if you have any questions or concerns by calling 664-4951. As most of you know, I am very easily accessible and continue to seek your input for ways to make your jobs easier.

Robert J. McCabe
Sheriff / High Constable

ATTORNEY VISITATION EFFECTIVE 11/1/06

- Available M-F from 8 a.m. to 5 p.m. and other days/hours by appointment; call Lt. Sharrow at 664-4955 for assistance.
- Report to visitation window in the public safety lobby for all visits

- 1st floor (DMX): visitation booth, correspond through glass only
- 2nd floor: can meet with client in small room with deputy stationed outside the door OR speak with client privately through glass
- 3rd floor: can meet with client in small room with deputy stationed outside the door OR speak with client privately through glass
- 4th floor: visitation booth with glass window, stool, and pass-through for documents
- 5th floor: can meet with client in small room with deputy stationed outside the door OR speak with client privately through glass
- 6th floor: visitation booth with glass window, stool, and pass-through for documents
- 7th floor: can meet with client in small room with deputy stationed outside the door OR speak with client privately through glass
- 8th floor: visitation booth with glass window, stool, and pass-through for documents

NPBA FOUNDATION REPORT

Joe Migliozi, President • Virginia Capital Defender's Office • jmigliozi@msn.com

The end of the year will soon be upon us and, as members of the Norfolk and Portsmouth Bar Association, it is an important opportunity to reflect on our professional accomplishments in 2006. That is precisely what we are doing at the Norfolk and Portsmouth Bar Association Foundation, as we look back on one of the most productive years in the Foundation's history.

The Foundation kicked off the new year with its third annual essay-writing competition for local high school seniors. With a record number of entries submitted, the Foundation awarded \$3,500 in scholarship funds to two remarkable students.



Joe Migliozi

Planning started this year for two exciting programs to be sponsored by the Foundation. First, a committee was formed

to organize the area's first "Law School for Journalists," which is currently scheduled to be held during Law Week, 2007. Another committee was formed to study the formation of a pro-bono legal service provided by senior, retired attorneys.

Most importantly, this year the Foundation Board initiated a fundraising campaign that will secure the Foundation's philanthropic mission. The Fellows of the Foundation campaign offers individuals and firms the opportunity to actively participate in the Foundation's mission through various levels of charitable giving. We have included a brochure of the Fellows program with this letter and we hope you will take the time to review the material and consider becoming a Fellow of the Foundation.

All Bar members should be receiving a brochure of the Fellows program in the mail shortly. We ask that you take the time to review the brochure and consider becoming a Fellow of the Foundation.

The NPBA Public Relations Committee is looking for volunteer attorneys to assist in the Model Judiciary Program for Norfolk Public Schools. The program was started last school year at Blair and Meadowbrook Middle Schools, where students were taught basic trial skills and conducted two mock trials in Norfolk Circuit Court. The program was a great success due to the enthusiasm and hard work of the students and participating attorneys. Based on that success, the program has been expanded to four schools: Blair, Meadowbrook, Ruffner and Lafayette-Winona Middle Schools. 16-20 attorneys are needed. With 4-5 attorneys at each school, the commitment is minimal, and the experience of working with the children is very rewarding. The program will begin in January 2007, with mock trials to be held in March in Norfolk Circuit Court. Please respond today by return email or call the Bar Office 622-3152 so that scheduling can be completed. Thank you for your assistance.

A PROFESSIONAL STAFF ...

A HISTORY OF SUCCESSFUL SETTLEMENTS

Our mediators are skilled negotiators and successful in their respective fields of **law, healthcare, construction, real estate, securities, accounting, employment, and family issues.**

Our affordable and time-saving services include: **mediation, arbitration, fact-finding, group facilitation, conflict resolution, supervised visitation and Virginia Supreme Court certified mediation training.**

Our Basic Mediation Training is approved for CLE credit.



The Professionals in Alternative Dispute Resolution

www.mediationhamptonroads.com • Offices in Virginia Beach and Norfolk • Call (757) 624-6666

The Norfolk & Portsmouth Bar Association is accepting written nominations for the
Eggleston / I'Anson Professionalism Award

The award recipient should exemplify, over a substantial period of time,

- *Respect for the law, the judicial system and the legal profession,*
- *Respect for clients, court personnel and other counsel,*
- *Honesty, candor, fairness and competence before the court with counsel.*

This award is intended to recognize and honor personal and professional qualities, reputation and conduct.

NPBA members may submit written nomination(s) by February 1, 2007 to: Norfolk & Portsmouth Bar Association
999 Waterside Drive, Suite 1330
Norfolk, VA 23510

Phone: 622-3152 Fax: 622-4406 Email: npba@visi.net

Standards and guidelines for selection of the Eggleston/I'Anson Professionalism Award recipient
are available for review in the Bar Office upon request

The Norfolk and Portsmouth Bar Association is accepting nominations for the
Walter E. Hoffman Community Service Award

This award provides public recognition for outstanding service to the community by one of our younger members.
The winner will be announced at the NPBA annual meeting in May 2006.

- The criteria for selection are:
- Active Member of the NPBA
 - Not over Forty Years of Age
 - Practicing Attorney
 - Hands-on Contribution as Opposed to Financial Contribution

Please complete and return the form below by March 1, 2007 to: Norfolk and Portsmouth Bar Association
999 Waterside Drive, Suite 1330
Norfolk, VA 23510

Phone: 622-3152 Fax: 622-4406 Email: npba@visi.net

Nominee: _____ Work Performed: _____

Business Address: _____

_____ Groups for which work was performed:

Telephone: _____

Email: _____ Hours of effort and accomplishment (estimate): _____

Years Practicing Law: _____ Nominator(s) (Optional): _____

Supporting letters may be submitted.

WELCOME NEW NPBA MEMBERS

Doug Barber – Naval Legal Service Office - MidAtlantic

Keleigh L. Biggins – NAVFAC Atlantic

Kate Bazylewicz – Naval Facilities Engineering Command

Nathan A. Chapman – Piersall & Chapman

Darius Davenport – Director of Career and Alumni Services
Regent University Law School

Joseph E. DePadilla – United States Attorney's Office

Robert A. Desilets, Jr. – Vandeventer Black LLP

Anne M. Dickerson

Robert N. Etheridge – McKenry, Dancigers, Dawson & Lake, P.C.

Ann Mayhew Golski – The Rack Law Firm, P.C.

Linda W. Harris – Tidewater Community College

Lamont Maddox – Williams Mullen

Ethan G. Ostroff – Vandeventer Black LLP

Brandie H. Peebles – Taylor & Walker, P.C.

Dawn L. Serafine – Troutman Sanders LLP

Joy E. Weber – Vandeventer Black LLP

and the following
Regent University Law Students:

Shannon Brown

R. Ellen Coley

Patrick Cooney

Tim Creed

Melissa Deem

Darcy J. Hall

Wayne Holcomb

Laurel Kanode

Mykell Messman

Leana K. Movsessian

Cullen Drescher Stallter

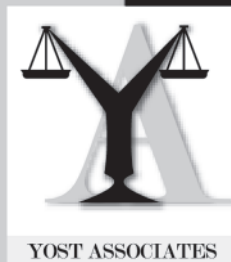
Cort I. Walker

COURT NEWS

Norfolk Juvenile and Domestic Relations District Court Holiday Schedule

| | |
|-------------------|-------------------------------------------------------------------------------------------|
| November 7, 2006 | Election Day Clerk's Office will be open for business. No courts will be in session |
| November 10, 2006 | Veterans Day – closed |
| November 22, 2006 | Court will close at 12:00 noon |
| November 23, 2006 | Thanksgiving – closed |
| November 24, 2006 | Closed |
| December 25, 2006 | Christmas - closed |
| December 26, 2006 | Closed |
| December 27, 2006 | 1 Court – emergency cases only |
| December 28, 2006 | 1 Court – emergency cases only |
| December 29, 2006 | 1 Court – emergency cases only |
| January 1, 2007 | New Year's Day – closed |
| January 2, 2007 | Closed |

Registered Professional Reporters



1609 Duke of Windsor Road
Virginia Beach, VA 23454-2505

Tel.: (757) 481-2583
Fax.: (757) 481-4482

E-mail: info@yostassoc.com
<http://www.yostassoc.com>

CART • Realtime • e-transcript • Videotaping
Conference Room • Condensing • Word Index

1330 Dominion Tower
999 Waterside Drive
Norfolk, Virginia 23510

PRSR STD
U.S. POSTAGE
PAID
NORFOLK, VA
PERMIT NO. 175