

PGCBA NewsJournal

Newsletter of the Prince George's County Bar Association, Inc.

April 2013

PRESIDENT'S MESSAGE



STAY IN SCHOOL

"Go to College, Stay in school. If they can make penicillin out of moldy bread, they can sure make something out of you."

– Muhammad Ali

This quote may seem to be lost on a group of lawyers. Heck, not only did we stay in school through college, but we subjected ourselves to law school. Education, however, does not stop when we graduate from law school. At the University of Virginia, students are not called freshman, sophomores, etc. but rather "first years, second years, etc." because Thomas Jefferson, the school's founder, believed that education did not end when you

graduated college. (He was a bit pretensions though, since based on this theory he believed that education did not begin until you reached U.Va.). As lawyers we need to take that same attitude towards education. The law is constantly changing, whether it is new estate and trust laws, the Court of Appeals adopting new provisions when it comes to pit bulls and bully breed dogs, or new courthouse procedures for filing pleadings. We must, as lawyers, challenge ourselves to consistently and diligently pursue continuing legal education so that we can better serve our clients and continue to grow our business. More on this in a moment, but first, as usual, time to acknowledge the great programs the Bar Association put on this prior month and look ahead to even more programming.

The month of March saw another installment of the Bar Association's wonderful Expungement program, this time at the Hyattsville Library. Many thanks again to Benjamin Rupert and the amazing group of attorneys that came out to help the citizens of Prince George's County with issues such as whether they can file for expungements and helping them fill out the complicated form. The third installment of this program will take place on April 27, 2013 at the Clinton Library from 10:00 am until 2:00 pm. If you would like to take part in this program, yet have not attended one of the two training sessions, please contact Ben directly at 301-952-5158 and he will be happy to assist you. Additionally, thank you to Judge Sean Wallace for participating in March's Law Practice 101 session (you all do know that it is officially the Award Winning Law Practice 101). Judge Wallace gave a great presentation on motions for summary judgment in Circuit Court. Additionally, Judge Erik Nyce gave a fabulous presentation on filing motions in District Court. If you missed this presentation, then you can find information about civil motions practice on the Prince George's County Bar Association website. Law Practice 101 will return on April 4, 2013 at 4:00 pm in Courtroom 1404M. This month's topic: "How to present 5 of the most common Criminal/Traffic cases in District Court." The month of March also brought us another edition of Brown Bag Lunch. Many thanks to Judge Larnzell Martin, Jr. who spoke about "Tolerating Judges and the Self-Represented." April's Brown Bag lunch will be equally informative. On April 18, 2013 at noon, Judge Cathy Serrette will talk about "Putting on a case for alimony." Also this month, the Bar Association held a free March Madness Happy Hour for members. Many thanks to Denise Bowman and the Old Towne Inn for once again hosting the event. (Spoiler Alert: This article was written before any of the games tipped off so I can't make any Duke jokes yet).

In addition to our regularly scheduled Law Practice 101 and Brown Bag lunch programs in April, mark your calendar for the PGCBA/J. Franklyn Bourne Annual Golf Tournament,



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PGCBA NewsJournal

Published monthly (except Jul./Aug.) by

The Prince George's County Bar Association

Established 1902

Marlborough Professional Park

14330 Old Marlboro Pike

Upper Marlboro, MD 20772

Phone: 301-952-1442 Fax: 301-952-1429

Email: gerry@pgcba.com

Website: <http://www.pgcba.com>

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Any member wishing to obtain an informal ethics opinion may call the Ethics Hotline

John R. Foran..... 301-441-2022

Designated Conciliator Program

William Renahan..... 301-351-7531

Gerald C. Baker 301-577-4600

which will be at Lake Presidential on May 23, 2013. The event is always a wonderful time. Shotgun start at 8:30 am and prizes for the longest drive, closest to the hole and trophies for the winners. (Sorry, Judge Joseph Wright. There is no prize for best use of the "foot wedge.") Foursomes are already starting to sign up and if you sign up before April 12, 2013, you get an early bird discount. Please see the flyer in this month's newsletter or call over to the Bar Association's office at 301-952-1442 for more information. Get your reservation in before we run out of spots!

In thinking about continuing education, I am guided by our family's attempt at training our dog. We are very lucky to have rescued a wonderful dog from the humane society last summer. She is a 55 pound lap dog and is the sweetest girl you will ever meet. But June has some confidence issues. Loud noises and sudden movements send her racing to her dog bed. To try and give her confidence we have enrolled her in a doggie adolescent training class. We did not expect much from her in the first class. While she is a very smart dog, sometimes if you try and practice training exercises with her, she's intimidated and checks out.

So we were pleasantly surprised during the first training class when she was the star of the show. Every command she executed with confidence even singled out by the instructor to the other dogs and their owners as to how to perform the different commands. Dog owners were leaving the class muttering to their own dogs, "why can't you be more like June." Because the class instructor had a trip already scheduled, we had a two week break between the first class and the second class. Then the storm formerly known as "snow quester" hit, and by hit I mean it rained a little. The hype of the storm was enough that unfortunately class was cancelled, which meant that three weeks passed between lesson one and two. Unfortunately, June regressed. Distracted by the other dogs and thrown off by barking, she was not the confident dog from class number one, but instead the sweet, scared dog that she was before training.

By now you are saying to yourself, how does this relate to me? Is Bryon calling lawyers dogs? Well, no. But if we had continued June's training or "education" through those three weeks then presumably she would not have returned to her old habits. The legal profession is the same

way. While it may take longer than three weeks to have one's skills get dull, the lack of practice and training no matter what area of the law you practice can lead to a return to old habits. It does not matter how good your law school education was, you still need to continue to learn and keep your skills sharp and up to date so that you can be the best lawyer you can be. Take advantage of the free training that the Bar Association offers to its members with the monthly brown bag lunches and Law Practice 101. Attend one of our many CLE's we offer throughout the course of the year. Just make sure you keep training. Remember, it's called the practice of law. We, as lawyers, are constantly expected to keep training and learning to help serve the public.

In next month's President's message, a full break down of the first couple episodes of Game of Thrones. I know that you all cannot wait!

Thanks,
 Bryon S. Bereano
 President, Prince George's County
 Bar Association

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BROWN BAG LUNCH: TOLERATING JUDGES AND THE SELF-REPRESENTED, MARCH 21ST



Thanks to Judge Larnzell Martin, Jr. for another successful Brown Bag Lunch program. The subject was “Tolerating Judges and the Self-Represented.”

Judge Martin gave valuable insight into how he and other judges view the self-represented and their concerns that the self-represented have the chance to be heard. At the same time they have to be mindful of the opposing attorney and his rights in the courtroom. He said that you have to remember that the self-represented is not bound by any of the rules that affect the attorney in the courtroom and probably does not even know the rules. Judges have to be tolerant without showing favor and above all be fair. The materials from this program will be available on our website.

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BROWN BAG LUNCH

April 18, 2013 - 12:00 PM
Lawyer's Lounge, 3rd Floor
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*“Putting on a Case for Alimony”
Speaker: Judge Cathy Serrette*

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BAR ASSOCIATION UNDERGOES NEW IT PROTECTION PROGRAM | *by Al Northrop, Special Reporter*

As many of you are surely aware due to news of late concerning cyber warfare, the internet can be a dangerous place. Your bar association is not immune. There is evidence of hacking activity into sensitive data, much of it concerning private information on bar association members, within the bar office and its web site and membership data files. Fortunately, the bar office detected the problem early and has retained the services of one of the world's most advanced cyber security firms, Zanex Electronics Resources Options, or Z.E.R.O.

Cyber security stretches well beyond mere data files and web proprietary information. That is why Z.E.R.O. has created and implemented General Optimization with Fundamental Information Systems Hardware or G.O. F.I.S.H.

G.O. F.I.S.H. will be initiated through compatible reciprocal analytical programming or C.R.A.P. The effectiveness of C.R.A.P. will be measured by synchronized incrementally logistical longitudinal yardsticks, or S.I.L.L.Y.

Z.E.R.O. has the added benefit of unique funding without the expenditure of a single dime of bar dues. Instead, the entire cost of the security program will come through prioritized optional kinetic enterprise readiness or P.O.K.E.R.

As noted, protecting against cyber attacks is not a narrow focus effort. The Z.E.R.O. approach will cover the entire spectrum by applied policy response and integrated latitude, also called A.P.R.I.L. and by functional organizational options logarithms, or F.O.O.L.



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FAMILY LAW, MATTERS - SUGGESTIONS AND PRACTICE CONSIDERATIONS FOR FAMILY LAW ATTORNEYS

by Paul D. Wright, III, Master for the Family Division

1. Prepare your entry of appearance on your word processor so it is legible. File your appearance with the court clerk and pay the appearance fee prior to the court hearing. Do not ask the courtroom clerk for a Line form to enter your appearance after the hearing starts. It gives the impression that you are not prepared.
2. Get date stamped copies of all pleadings you file with the court clerk's office.
3. **BE ON TIME** for your court hearing. Arrange to meet your client and witnesses at least 45 to 60 minutes prior to your scheduled time. Give your client / witnesses directions to the courthouse and where to meet you there. People often have trouble finding their assigned courtroom. You may call the Office of Calendar Management the afternoon prior to your hearing date to find out which Master / Judge is hearing your case and the courtroom number.
4. Time needed for hearings. Schedule your case for a realistic amount of trial time.
5. Thoroughly review your file prior to the hearing date. Make sure that all complaints and counter-complaints are answered or are otherwise at issue (e.g., by an order of default).
6. What relief is your client requesting? Do you have the evidence to support that request?
7. In an absolute divorce case, even if you have fault grounds, always plead the no fault ground of 12 month separation if you have it. It is the easiest ground to prove and corroborate.
8. Effective October 1, 2011, the absolute divorce grounds of one year voluntary separation and two year separation no longer exist. See Family Law Article, section 7-103. The new ground for absolute divorce is 12 month separation. You no longer need to ask if there is any reasonable expectation of a reconciliation as it is not a factor for a 12 month separation divorce.
9. Corroboration. FLA Section 7-101(b) provides that a court may not enter a decree of divorce on the uncorroborated testimony of the party who is seeking the divorce. Does your client have a witness who can corroborate the alleged grounds for divorce?
10. Age of parties / witnesses: Many people are sensitive about their age. Unless age is a factor (e.g., in alimony and property cases) you do not need to ask a witness his/her age. It is sufficient to ask if he/she is over the age of 18 years.
11. Prepare your client and witnesses for the hearing. Before the hearing make sure you review the questions you will ask them during the hearing.
12. Exhibits: Make copies of your exhibits before you come into the courtroom. If your client provides you with some documents on the day of the hearing, go to the law library before the hearing and make copies. Do not ask the courtroom clerk to make copies for you. Prepare multiple copies of each exhibit so the Master / Judge and opposing counsel can look at them while you are questioning your client about the exhibit.
13. TIME STANDARDS: Cases are to be concluded within ONE YEAR from the date of filing the initial pleading. If you have a case where you know it is likely the defendant cannot be located and you will be seeking alternate service, promptly get all your information together which will support your motion for alternate service so you can conclude your case within time standards.
14. Complaints for limited divorce: If you are seeking a limited divorce, be prepared to proceed on it at the hearing. Don't ask for a continuance on the trial date because your case will be ripe for an absolute divorce in a few months and you plan on filing supplemental pleadings.
15. Discovery: If property, alimony, custody and child support are issues in your case, get an early start on discovery. File your discovery requests with your complaint.
16. File a counter-complaint. If you have a counter-complaint which is at issue (by an answer or an order of default) you can go forward with it on the trial date. It often happens that the plaintiff does not have a corroborating witness or fails to prove his/her complaint. You can then go forward with your counter-complaint. Make sure your client is present with a corroborating witness as to the counter-complaint.
17. Signing of pleadings: Please note the requirements of MRP, Rule 9-202. In cases in which divorce, annulment, alimony, child support, custody or visitation is sought a party shall PERSONALLY sign each pleading filed by that party.
18. Requests for restoration of former name: Please note the requirements of FLA 7-105. Ask your client if her request is for any illegal, fraudulent or immoral purpose.
19. Review the court file jacket periodically. Sometimes self-represented litigants file pleadings or file letters and other material which they do not serve on the opposing party / counsel.
20. Marital property cases: A joint statement of marital and non-marital property (MRP 9-207) must be filed at least 10 days before the scheduled trial date.

Review the provisions of the FLA, Property Disposition in Annulment and Divorce, Section 8-201 et seq. The court may transfer ownership of an interest in specified property, grant a monetary award, or both, as an adjustment of the equities and rights of the parties

concerning marital property. This essentially involves a 3 step process. The court must determine which property is marital property (FLA 8-203); value all marital property (FLA 8-204), and consider the 11 factors set forth in FLA 8-205.

21. Child custody cases: In child custody cases there are many factors for the court to consider regarding legal and physical custody. Counsel should be familiar with the factors set forth in Montgomery County Dept. of Social Services v. Sanders, 38 Md. App. 406 (1977) and Taylor v. Taylor, 306 Md. 290 (1986) among other applicable cases.
22. Alimony: The court may award alimony to either party. (FLA 11-101). Alimony may be awarded pendente lite. (FLA 11-102). The spouse seeking pendente lite alimony must prove the existence of a marriage between the parties, that

a cause of action for divorce is pending, that the moving party has reasonable financial needs and that the other spouse has the ability to pay (respective financial circumstances). Maynard v. Maynard, 42 Md. App. 47 (1979). James v. James, 96 Md. App. 439 (1993).

- Alimony may be awarded for a definite period or for an indefinite period. FLA 11-106 sets forth the factors which the court shall consider for a fair and equitable alimony award.
23. Child support cases: Have your client provide you with applicable documentation of income, existing child support payment, cost of work-related child care expenses, cost of health insurance for the child/children and extraordinary medical expenses and other expenses (e.g., private school expenses). Bring that documentation to the hearing.

24. Disposition hearings. When parties reach an agreement and place that agreement on the record in open court the Master / Judge will schedule the case for a disposition hearing date and time by which the original copy of the proposed consent order is to be submitted, that is, actually delivered, to the Master / Judge. The parties and counsel must appear in court for the disposition hearing if the proposed consent order is not timely submitted. It is not acceptable to fax in a copy of a proposed consent order or to leave a telephone message that the proposed consent order is in the mail.
25. Excellent reference sources for the family law practitioner are Maryland Family Law (through the Fourth Edition) by the Hon. John F. Fader, III and the Hon. Richard J. Gilbert and Fader's Maryland Family Law (Fifth Edition) by the Hon. Cynthia Callahan and Thomas C. Ries, Esq.

Paul D. Wright, III, is a Master for the Family Division for the Circuit Court for Prince George's County, Maryland. He is a graduate of the University of Maryland and the University of Maryland School of Law. After graduating from law school he served as law clerk to the Honorable Ernest A. Loveless, Jr., in the Circuit Court for Prince George's County. Following that clerkship he had a general law practice, with emphasis on family law, with Marion West and Sherman West for many years and was thereafter a sole practitioner until his appointment as a Family Law Master.

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PGCBA EXPUNGEMENT PROJECT | *by Ben Rupert*

Many people do not appreciate the potential repercussions of a court record documenting a prior criminal case. “I was found not guilty,” they might think, “that case was dismissed (or dropped),” or even, “that wasn’t me; it was my cousin using my name.” While any of those might be true, the fact is that the mere existence of a criminal case *in their name* might be the difference between that person finding gainful employment and being denied the same.

will reveal all cases, civil or criminal, that an individual has been involved as a party. For the employer, this is a prudent practice – I think we all agree that an employer is taking a risk by hiring a convicted thief. The problem for many applicants, however, is that the website reveals all cases, including criminal cases with dispositions of *nolle prosequi*, dismissed, and ‘not guilty.’ Now, if you were an employer deciding between two equally-

family. Luckily for these individuals, the law provides recourse.

It is with the above consideration in mind that the Prince George’s County Bar Association has embarked upon our current project: the Criminal Records Expungement Project. One Saturday a month, between February and May 2013, our members are visiting libraries throughout Prince George’s County to help residents determine whether their records qualify for expungement, fill out expungement paperwork, and instruct them on the process. Our first event took place at the Largo-Kettering Library on February 23rd. At just that one event, we were able to advise over 50 Prince George’s County residents and help complete over 100 petitions for expungement. Our March 23rd event will be held at the Hyattsville Library, where we will have several Spanish-speaking members of the PGCBA present.

The long-term impact of this project can only be speculated, but the idea is as follows: with one less barrier in the way to gaining employment, the residents we help might land a job; with more employed residents, fewer residents will resort to crime as a source of income; with fewer residents resorting to crime, our community becomes a safer and more prosperous place to live and work. The short-term impact is far more certain – we are helping people on a path toward self-improvement, a service for which they are extremely grateful.

As President Bereano mentioned in the February issue of our News Journal, we are in the beginning stages of this exciting new pro bono project. It’s not too late to get involved yourself! The project will provide you with a meaningful reason to gather and network with fellow PGCBA members, and something to feel good about. More importantly, you will be helping to provide our great county with a service that can make a significant impact in the lives of our neighbors. On April 27th our members will be at the Clinton Library. Our final event (for now) will be at the Upper Marlboro Library to celebrate Maryland Law Day on Saturday, May 4th. All events are from 10:00 a.m. until 2:00 p.m. Please contact the Bar Association Office if you would like to get involved. The PGCBA thanks the Prince George’s County Memorial Library System for their cooperation in this project and for their dedication to a more informed community.



From left to right are Ben Rupert, Jen Park, Sabrina Richardson, Shanice McClelland, Marguerite Lanaux and Debra Oliver (not pictured, Laura Fuggitti and Julia Gagne)

Background checks are part of the employment process for every government job and most large companies. But even small businesses can, and probably should, visit ‘Maryland Judiciary Case Search,’ a website available to the public that

qualified applicants and only one of them had a past charge of theft, who would you hire? The merits of that decision aside, the point is that just one case can make the difference for an individual trying to provide for her or his



Children's Book Drive

Drop off books at
the Law Library,
room M1400

During
National Library Week
April 14 - 20, 2013

Help support the Prince
George's County Department
of Social Services by donating
NEW and GENTLY - USED books
for ages 2 - 19



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**J. FRANKLYN BOURNE BAR ASSOCIATION AND
THE PRINCE GEORGE'S COUNTY BAR ASSOCIATION**



GOLF CLASSIC

To Benefit the J. Franklyn Bourne Scholarship Fund and Operation Homefront

Lake Presidential Golf Course

3151 Presidential Golf Drive, Upper Marlboro, MD 20774

THURSDAY, MAY 23, 2013

8:30 a.m. Tournament Shotgun Start
1:00 p.m. Golf Clinic

Early Bird Sign-Up by April 12, 2013 - \$125 single/\$450 foursome*

After April 12, 2013- \$150 single/\$550 foursome*

***Must pay and sign-up as a foursome**

Fee includes: Range Balls, Prizes for 1st-2nd place, Prizes for Longest Drive & Closest to Pin, Continental Breakfast, Dinner, and other Golf Gifts

CLINIC: \$50 per person (includes awards ceremony and dinner)

For questions, please contact **Georgia Perry, 301-952-1442 or gperry@pgcba.com**
or **Joe Wright, 240-472-4533 or crimlawyer@yahoo.com**

Enclosed is a check in the amount of \$_____.

Please reserve _____ spots for May 23, 2013 Tournament _____ spots for the Golf Clinic.

Name: _____

Telephone: _____

Foursome to Include: _____

Firm/Address: _____

Foursome _____

Clinic Participants: _____

Return this form with check made payable to "J. Franklyn Bourne Scholarship Fund, Inc." and mail to Prince George's County Bar Association, 14330 Old Marlboro Pike, Upper Marlboro, Maryland 20772. A portion of your donation may be tax deductible. Consult your financial advisor for details.

J. FRANKLYN BOURNE BAR ASSOCIATION AND
THE PRINCE GEORGE'S COUNTY BAR ASSOCIATION



GOLF CLASSIC



MAY 23, 2013

To Benefit the J. Franklyn Bourne Scholarship Fund and Operation Homefront

Lake Presidential Golf Course

Rated #2 Golf Course in Maryland

3151 Presidential Golf Drive

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Presenting Sponsor (Awards)
Display signage at sign-in & dinner
Address golfers at dinner

GOLD: \$2,500.00
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Special Recognition

SILVER: \$1,000.00
(1) Foursome
Golf Balls with Logo*
(1) Tee Sign

GENERAL SPONSORSHIP		
\$400.00	\$300.00	\$200.00
(2) Golfers	(1) Golfer	(1) Tee Box Sign
(1) Tee Box Sign	(1) Tee Box Sign	

*Sponsors Must Provide Logo

Contact: Georgia Perry, 301-952-1442, gperry@pgcba.com
Joseph Wright, 240-472-4533, crimlawyer@yahoo.com

The Prince George's County Bar Association's Expungement Project



The events will take place at the following locations:

--- --- ---

Clinton Library
Saturday, April 27th
10am to 2pm

Upper Marlboro Library
Saturday, May 4th - Maryland Law Day!
10am to 2pm

MEMBERS NEEDED TO VOLUNTEER TO HELP ON THE ABOVE DATES. PLEASE CONSIDER DONATING YOUR TIME TO THIS OUTREACH PROGRAM. CONTACT GEORGIA PERRY AT 301-952-1442 FOR MORE INFORMATION. TO PARTICIPATE, YOU MUST ATTEND A TRAINING SESSION. VISIT WWW.PGCBA.COM FOR MORE INFORMATION.



PGCBA COMMUNITY AND PUBLIC SERVICE PROGRAM 2013 AWARDS SOLICITATION

The PGCBA is soliciting applications for its Community and Public Service Project Awards. Awards are financed by the profits received from the PGCBA's Traffic School Program. Since the program's inception in 2000, the PGCBA has awarded over \$90,000 to numerous community, public service and other charitable projects benefiting the citizens of Prince George's County.

Bar members are invited to nominate programs which serve the Prince George's County community.* The organization must be a 501 (C) 3 to apply. Applications are available on our website www.pgcbacom. You may also contact Georgia Perry at gperry@pgcbacom if you would like an application mailed to an organization that you think would be interested. The Public Grants Committee, under the leadership of Manuel Geraldo will review all applications. Awards will be announced in July 2013.

SCHEDULE

- **March 23, 2013 – Begin advertising the availability of the community service funds.**
- **March 23, 2013 – The application process will be opened and the committee will begin to receive applications.**
- **May 17, 2013- The application process will be closed and no applications will be accepted after 5:00 PM on Friday the 17th of May.**
- **July 15, 2013 – The recipients of the community service funds will be announced.**

“PROPOSED BYLAW CHANGE”

Proposed Bylaw Amendment:

It is resolved that Article III: Officers shall be amended as follows:

BOLD CAPS is language added.

A. *Officers*

(1) The officers of the PGCBA shall be the President, President-Elect, Treasurer and Secretary, all four (4) of whom shall be Active members of the PGCBA, who shall be elected **AND/OR ELEVATED** at the annual June meeting of the PGCBA for a term of one (1) year, or until their successors are elected and qualified. The Immediate Past President shall also be deemed an officer for purposes of serving on the Board of Directors and the Executive Committee.

(2) Minimum Qualifications-Officers: Any member may seek nomination, be nominated, stand for election and be elected as **SECRETARY** of the PGCBA provided he/she shall first have been a member in good standing with the PGCBA for a period of two (2) consecutive years immediately prior to seeking nomination and meet one or more of the following minimum qualifications: (a) have served two years, consecutively or non-consecutively, as a member of the PGCBA Board of Directors, whether by nomination, election or appointment; (b) have served as a committee chair and/or co-chair of any standing or special committee of the PGCBA for a period of two years; or (c) have served as a chair or co-chair of any standing or special section of the PGCBA for a period of two years; or (d) any combination of (a), (b) or (c) above in which the total combinations of capacities served equals two years. **THE PERSON WHO SHALL AUTOMATICALLY BE ELEVATED TO THE POSITION OF TREASURER SHALL HAVE SERVED AS SECRETARY DURING THE IMMEDIATELY PRECEDING ONE (1) YEAR TERM. THE PERSON WHO SHALL AUTOMATICALLY BE ELEVATED TO THE POSITION OF PRESIDENT-ELECT SHALL HAVE SERVED AS TREASURER DURING THE IMMEDIATELY PRECEDING ONE (1) YEAR TERM. THE PERSON WHO SHALL AUTOMATICALLY BE ELEVATED TO THE POSITION OF PRESIDENT SHALL HAVE SERVED AS PRESIDENT-ELECT DURING THE IMMEDIATELY PRECEDING ONE (1) YEAR TERM.**

Any person who does not meet the minimum qualifications as established herein is disqualified from seeking nomination and/or election, **AND/OR ELEVATION**, to an officer's position of the PGCBA.

B. *President*: The President shall preside at all meetings of the PGCBA, and shall serve as Chairman of the Board of Directors, and shall be an *ex officio* member of all committees of the PGCBA.

The President shall, at the next meeting of the PGCBA following the annual elections OF **SECRETARY AND ELEVATION OF OTHER OFFICERS**, report in writing to the PGCBA on its status and future. At the annual meeting, the President shall report in writing on the PGCBA's accomplishments during the preceding year. These reports, the minutes of all proceedings of the PGCBA, a copy of these ByLaws and any subsequent amendments and a copy of any resolutions adopted by the PGCBA shall become permanent records of the PGCBA and be bound in book form periodically.

The President shall be ineligible to succeed himself in office after he/she has served one (1) full term as President **UNLESS THE PRESIDENT-ELECT, AS A RESULT OF DEATH, RESIGNATION, DISABILITY OR OTHERWISE, IS UNABLE TO ACCEPT ELEVATION TO THE POSITION OF PRESIDENT, IN WHICH CASE THE PRESIDENT SHALL BE ELIGIBLE TO SERVE ONE (1) ADDITIONAL TERM**

**[THIS AMENDMENT CHANGE WILL BE VOTED
ON AT THE ANNUAL MEETING ON JUNE 4, 2013]**

“PROPOSED BYLAW CHANGE”

AS PRESIDENT PROVIDED HE/SHE IS APPROVED BY VOTE OF THE BOARD OF DIRECTORS TO SERVE ONE (1) ADDITIONAL TERM AS PRESIDENT.

C. President-Elect: The President-Elect shall assume the duties of the President in the absence of the President. The President-Elect shall automatically become President, without election, at the next annual meeting.

D. Treasurer: The Treasurer shall be responsible for the collection and deposit of funds in the name of the PGCBA in such banks and other financial institutions as the Board of Directors shall direct and shall be responsible for the disbursement and/or withdrawal of said funds by order of the Board of Directors, and shall report at the regular PGCBA meetings and shall keep accounts of the income and disbursements which shall be open to inspection by any member of the PGCBA, and shall propose a budget for the PGCBA to the Board of Directors. **THE TREASURER SHALL AUTOMATICALLY BE ELEVATED TO THE POSITION OF PRESIDENT-ELECT, WITHOUT ELECTION, AT THE NEXT ANNUAL MEETING.**

E. Secretary: The Secretary shall maintain accurate minutes of all the proceedings and meetings of the PGCBA, the Executive Committee, and the Board of Directors and disseminate them regularly to the membership of the PGCBA (with the exception of the minutes of the Executive Committee meetings, which shall be disseminated to the Board of Directors) and shall conduct the correspondence of the PGCBA.

F. Vacancies: In the event a vacancy occurs in the office of President, as a result of death, resignation, disability or otherwise, the President-Elect shall perform the duties and functions of that office for the remainder of the term in which such vacancy occurs. The fact that such vacancy is filled by the President-Elect shall not affect the latter's succession to the Presidency at the expiration of the term for which he/she was **ELEVATED** to serve as President-Elect.

In the event of a vacancy in the office of Immediate Past President, the most recent Past President willing or able to serve shall fill that vacancy.

IN THE EVENT A VACANCY OCCURS IN ANY OTHER OFFICE, THE PERSON to fill SUCH vacancy shall be nominated by the Executive Committee and elected by the Board of Directors and such person shall serve in such office until the next annual ELEVATION of officers AT WHICH TIME SUCH PERSON SHALL BE ELEVATED IN THE ORDER OF SUCCESSION SET FORTH IN THIS ARTICLE III, UNLESS THAT VACANCY IS IN THE OFFICE OF SECRETARY. IN THE EVENT THAT THE VACANCY IS IN THE OFFICE OF SECRETARY, THE PERSON TO FILL SUCH VACANCY SHALL BE A MEMBER OF THE BOARD THAT IS THEN SERVING BY ELECTION AND HAS BEEN SERVING AFTER SAID ELECTION FOR AT LEAST TWO YEARS, AND SHALL ALSO FULFILL THE OTHER REQUIREMENTS OF THIS PARAGRAPH FOR ELEVATION AS AN OFFICER AT THE NEXT ANNUAL MEETING.

The 13th Annual

FAMILY LAW SEMINAR

A Presentation of the Prince George's County Bar Association's Family Law Committee:

Lindsey Erdmann, Co-Chair

Lisa Hesse, Co-Chair

“FAULT BASED DIVORCE: PROVING AND DEFENDING GROUNDS AND THE IMPACT ON THE OVERALL CASE” ALSO “NUTS AND BOLTS OF PROTECTIVE ORDERS, CASELAW AND LEGISLATIVE UPDATES”

SATURDAY, MAY 4, 2013

8:30 A.M. – 1:00 P.M.

JURY ASSEMBLY ROOM Court House, Upper Marlboro

PANEL OF JUDGES, MASTERS AND FAMILY LAW PRACTITIONERS

Cost for Seminar & Materials:

\$45 Members until April 26, \$55 After

\$55 Non Members until April 26, \$65 After

Registration after April 30, 2013- Bound Materials **NOT** Available-Copies of material available at a later date.

Please register me for the 2013 Family Law Seminar. My check made payable to the Prince George's County Bar Association is enclosed.

Name: _____

Phone: _____ Email: _____

Firm/Address: _____

Return form with check to Prince George's County Bar Association, 14330 Old Marlboro Pike, Upper Marlboro, MD 20772. Phone: 301-952-1442 or email: gperry@pgcba.com



LEG 395 – Estate Planning for Same-Sex Couples: Where Do I Begin? *(In Partnership with Anne Arundel Bar Association)* Gain knowledge and practical tips for estate planning for same-sex partners, whether unmarried, married, or in a civil union. Learn about changes in state and federal law, including the Defense of Marriage Act, in Maryland and the District of Columbia. Review and learn about inheritance rights, property distribution, and healthcare decisions, taxes and domestic partnerships. \$55.00 (add'l \$5.00 if out of county resident)

Speakers: Michele Zavos, Esq. & Frank Campbell, Esq.

When: April 9, 2013 6 – 8:30 pm

Where: Room 100, Center for Applied Learning Technologies (CALT) Building

LEG 359 – Mediator Ethics: Self-Determination Focus on the ethical principle of self-determination in mediation. Review MPME Maryland Standards of Conduct for Mediators and Title 17. Explore the requirements and issues related to self-determination in the practice of mediation through lecture, videoclips, case discussion and role play. \$50.00 (\$55.00 if an out-of-county resident)

Note: This course satisfies Title 17 continuing education requirements and MPME mandate for continuing education in ethics training.

Speaker: Kate Quinn, Esq.

When: May 8, 2013 6 – 8:15 pm

Where: Room 253, Careers (CRSC) Center

Coming Soon!

April 2013

20-Hour Child Access Mediation Training

May 2013

Critical Developments in Liability Cases *(In Partnership with Anne Arundel Bar Association)*

Spring 2013

Handling a District Court Case *(In Conjunction with the Bar Association of Frederick County)*

For easy and fast registration, print out a registration form from the website below and fax it to (410) 777-4325 or email a PDF to lehoward1@aacc.edu.

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PGCBA Members:

2 lines (minimum) \$15,
3 lines \$19,
4 lines \$23,
each additional line \$4

Non-Members:

2 lines (minimum) \$17, 3 lines \$21,
4 lines \$25, each additional line \$5

Internal Box Responses \$5 add'l.

Post-publication billing;
automatic renewal each month
until notification of cancellation.

Deadline for Submission: 15th of
month preceding publication.

CONFERENCE ROOM RENTALS

UPPER MARLBORO: CLOSE TO COURTHOUSE - PGCBA's Conference Room is available for Hourly Rentals - Schedule your next committee meeting, deposition, arbitration, mediation or client/attorney conference by calling (301) 952-1442. **Members: \$15 per hour; Non-Members \$30 per hour.** In addition the Lawyer's Lounge Conference Room is available for **members** to rent at \$15 per hour. Call (301) 952-1442 to schedule.

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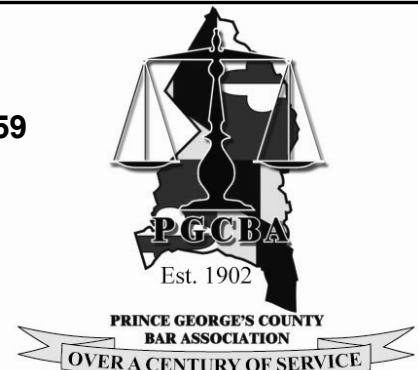
LAWYER REFERRAL SERVICE REPORT: 02/15/13-03/15/13

NUMBER OF CALLS: 719

NUMBER OF REFERRALS: 559

TOP 5 AREAS OF LAW:

- 1. TORTS**
- 2. FAMILY**
- 3. REAL ESTATE**
- 4. EMPLOYMENT**
- 5. CONSUMER**



Prince George's County Bar Association
PGCBA *NewsJournal*
14330 Old Marlboro Pike
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ANNUAL MEETING/ELECTION/ BY LAW AMENDMENT



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