



THE

Volume 73 Number 7 July/August 2013

IOWA LAWYER



Dan Moore: 2013 Award of Merit recipient

ALSO IN THIS ISSUE

- Oberbillig receives Rollie Grefe award
- Meet new governors, committee and section chairs
- New ISBA vice president coaches youth sports, cooks in spare time

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The credits are available on a statewide first-come, first-served basis, so talk to your clients today about how they can take advantage of this unique opportunity. Or visit **www.IowaCommunityFoundations.org** for more information on Endow Iowa and how community foundations across Iowa are helping donors do good works within their communities, forever.



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THE IOWA LAWYER

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ABOUT THE COVER

Dan Moore, Sioux City, receives the ISBA's Award of Merit from Outgoing President Cindy Moser during the President's Awards Banquet held during the association's 140th Annual Meeting. The award, which was established 67 years ago, honors those who have selflessly dedicated themselves to the legal profession, their fellow attorneys and their community. It is the highest honor the ISBA bestows on a member. Read the story about Dan, as well as other articles and photos in the special center section of this issue.

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Who knew....



Guy and Cyndi as they look today. Guy jokes that Cyndi hasn't changed a bit in the last 31 years, while his appearance has been altered significantly.

Who knew more than 30 years ago when I was sworn in as a member of the Iowa Bar by Justice K. David Harris, I would have the privilege and opportunity to serve as the 127th President of the Iowa State Bar Association?

Much has changed in the practice of law since I was sworn in. When I entered the Bar, legal papers and pads were 11 x 14, fax machines had yet to come into wide use, Federal Express had not yet introduced next-day delivery, word processing was just starting to be embraced by legal secretaries (who did almost exclusively the typing of legal documents — not lawyers), no one had a computer at his/her desk, computerized legal research was in its infancy, cell phones did not exist, and of course there was no internet or email.

Times have changed. Who knows what changes we will see in the next 30 years. What is certain, however, is that changes will occur.

We are at a new frontier.

Technology will dramatically transform the profession in the coming years. Lawyers used to be the gateway to legal information and knowledge. We were the conduits through which clients accessed legal information and sought our guidance. With the advent of technology, legal information is now more readily accessible than ever. We must adapt and change to serve the public and our clients. The world is getting more complex, not simpler, and the changes occurring in the practice present real and significant opportunities.

Critical to adapting to these changes, however, is also being mindful of passing along our core values and skills to the next generation of lawyers, instilling in them the importance of critical thinking. We must reach out, give back, mentor, train, encourage, and inspire the next generation of lawyers.

We are all on a journey that others have established for us. We have a duty to put out our hand to lead the way for the next

Guy holds his certificate moments after he was sworn in as an Iowa Lawyer in 1982. Wife Cyndi, who was Cyndi nee Kennedy at the time, joins him on the momentous occasion.



generation of lawyers to show them the path and help them.

The Iowa State Bar has always been and will continue to be a forward-looking and progressive Bar. We are a strong association of more than 8,000 members with outstanding services and benefits, directly the result of our excellent Bar staff led by Executive Director Dwight Dinkla and Assistant Executive Director Harry Shipley.

As Bar president I am committed to maintaining the forward-looking and progressive nature of the Bar. I am also committed to protecting the profession and the judiciary from unfair attacks.

I am fortunate to have by my side an excellent administrative committee of Eric Turner (chair of Ways and Means), Tim Semelroth (chair of Scope and Correlation), Joe Feller (president-elect), Bruce Walker (vice-president), Ian Russell (president of the YLD), and David L. Brown (counsel to the president and "Keeper of the Flame").



Judge Martin J. Wade was admitted to the Bar in 1886, presided as a state court judge from 1893-1903, served as president of the ISBA from 1897-1899, and was as a congressman from Iowa's 2nd District from 1903-1905. (Judge Wade refused to make any campaign speeches during the race because he considered it an improper thing for a judge to do since he ran for Congress while serving as a state court judge.) He was swept out of office as part of a Republican landslide in 1904 and resumed the practice of law in Iowa City from 1905-1915. He was later appointed to the U.S. District Court for the Southern District of Iowa in 1915 by President Woodrow Wilson. He served on the federal bench until his death on April 16, 1931.

I was recently reading the proceedings of the annual session The Iowa State Bar Association held 100 years ago in June 1913. It was remarkable to see in spite of all the great changes occurring in our practice, many things remain the same.

W.L. Harding provided the address of welcome to the Bar and stated in part: "The lawyer is the great burden-bearer of the world. Clients pour their troubles into his ear after they have tried everything to keep out of them, and the lawyer will as best he or she can try to get the obstacles out of the way."

Judge M. J. Wade, ISBA President, said: "I know at this meeting...every lawyer here realizes that we are living in a time of great moment to the American people. I think we all realize that there never was a time in the history of this country when it was so important to have the American people educated that we are a government of law and not man. We are living in a time when the people, in some way, have had their suspicions aroused as to the bar and the courts. The demand for the recall of judges, the demand for the review of judicial decision, comes from men who are earnest and honest in their convictions but who have been misled into the belief that there is corruption in our courts which does not exist."

So in spite of the changes occurring today, the old adage "the more things change the more they remain the same" rings true.

The goals of the ISBA a hundred years ago are also noteworthy.

Judge Wade said, "This is the Nineteenth Annual Meeting. How the years fly! I can remember, young as I am, the day we formed this association. I can recall the faces of many earnest men that were there then, men who have set a high mark in our profession, men who have passed away and answered the call of nature and God, and many of us who are younger are taking their places. These men sat around the table there in Des Moines when this association was organized felt that it was going to accomplish a great purpose for the bar and the people of the State. I believe it is going to."

How true those words were and continue to be. Interestingly, Judge Wade also set forth a high aspirational goal saying, "I want to see the time in this state when the Bar association will have a thousand men sitting in front of the chairman when the meeting is called to order."

So as we reflect on the comments made 100 years ago, we can see our goals and the journey remain much the same.

As I commence my year as Bar president, I want to build upon the success the Bar had with the retention election and the full funding for our courts, provide more services to our members,

**"You may ask what keeps a man going
when the chips are down? It's a journey,
you animal, not a destination.
You just keep plugging."**

**– Bill Murray as Carl Spackler
in Caddyshack**

defend the Bar and judiciary from unfair attacks, increase Law-PAC contributions and look out for the next generation. I thank Past-President Cindy Moser for her level-headed decision making and keen attention to detail. I also thank Past-President Bob Waterman for his tireless advocacy on behalf of the courts.

Among my goals are: Work closely with Dean Vestal and Dean Agrawal at Drake and Iowa Law Schools to explore ways to help the next generation of lawyers, work collaboratively with the Iowa Supreme Court and build upon the close relationship established during the retention efforts, further promote our Bar and the good work of lawyers everywhere, be proactive on attacks against lawyers and the judiciary and reach out to explain and educate on controversial legal issues and rulings, return the annual meeting to its glory days of years ago, invigorate the Young Lawyers' Division, establish a blue ribbon committee to review the Bar exam and the basic skills course now provided, and encourage greater informal contact between lawyers and judges with the bi-annual Bench-Bar Conference.

Lawyers are unique among all professionals. We not only serve an occupation but provide the essential framework to our society to ensure the rule of law exists to protect the rights of everyone. As we march forward as members of the Bar, let us not forget those who have soldiered on and cleared the path before us and those who will come after us.

As the upper wall at the Iowa State Capital inscription reads when entering the rotunda, "Where Law Ends Tyranny Begins."

I look forward to working together with all of you to "keep plugging" in this noble and honorable profession.

Best regards



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ISBA's newest leaders take the helm at annual meeting

A total of 17 new leaders of The Iowa State Bar Association assumed their duties at the association's 140th Annual Meeting the end of June. Seven new Board of Governors members, four new committee chairs and six new section chairs will help shape the policies and direction of the association in Fiscal Year 2013-2014.

Since many members will never have a chance to meet these new leaders, the Iowa Lawyer has traditionally introduced them with a photo and short biography in the July-August issue. Included with the biographical information are ways of contacting these new leaders and their preferred methods of contact.

Here are their biographies:

Board of Governors



District 1A

Name: Steven J. Drahozal

Current residence:

Dubuque

Hometown: Solon

Admitted to the Bar:

2001

Law school: University

of Iowa College of Law, 2000

Undergraduate degree: B.A., Religion,

with honors, University of Iowa 1995

Firm: Drahozal Law Office, P.C.

Areas of practice: Criminal/appellate

Why interested in serving on the Board of

Governors: I have found that being active in my local bar association has been very beneficial in helping me develop professionally. I have had the same experience being active with the ISBA and I want to give back to the association. I also feel that all lawyers should work towards maintaining collegiality and professionalism and providing a mentorship to younger attorneys. Serving on the board provides that opportunity. The attorneys in District 1A and across the state are not only my colleagues, but many of them are my closest friends and I look forward to representing them.

How can people contact you: Phone:

563-583-1940; Email:

sdrahozal@drahozallaw.com

What is the best method of contacting

you: Email



District 2A

Name: Collin M. Davison

Current residence: Gar-

ner, practicing in Mason City

Hometown: Garner

Admitted to the Bar:

September 2011

Law school: Drake University Law School, 2011

Undergraduate degree: B.S.B.A. in General Business from Drake University.

Firm: Heiny, McManigal, Duffy, Stambaugh & Anderson, P.L.C.

Areas of practice: General practice

Why interested in serving on the Board of Governors: Serving on the Board of Governors brings with it the opportunity to work with others in the profession to steer the direction of the association of which many lawyers are a part. I welcome the opportunity to assist in policy decisions and carrying out responsibilities that will benefit those in our profession.

How can people contact you:

Phone: 641-423-5154; Fax: 641-423-5310;

Email: cdavison@heinyllaw.com

What is the best method of contacting

you: By phone or email.



District 5C

Name: Mark Godwin

Current residence:

Des Moines

Hometown: Washington, D.C.

Admitted to the Bar:

June 14, 1985

Law school: Drake University Law School, 1985

Undergraduate degree: Bowdoin College, Brunswick, ME, 1973, BA in Psychology and History

Firm: City of Des Moines Legal Department

Areas of practice: Litigation – All aspects of municipal law, tort defense, 42 U.S.C. sec. 1983

Why interested in serving on the Board of

Governors: This is my second term on the BOG. I'm back because the first go-round was very rewarding. Working with talented and dedicated folks on the board and on the staff, for the betterment of the bar, gave me a great deal of satisfaction that I hope to repeat.

How can people contact you: Work Phone:

515-283-4110; Cell Phone: 515-202-8280;

Email: magodwin@dmgov.org

What is the best method of contacting you:

Any of the above



District 5C

Name: Debra

Hockett-Clark

Current residence: Clive

Hometown: Norwalk

Admitted to the Bar: June

1993

Law school: Washburn

University School of Law, 1992

Undergraduate degree: BS in Political Science, Grand View College

Firm: Solo Practitioner with Hockett-Clark Law Office

Areas of practice: Family and juvenile Law

Why interested in serving on the Board

of Governors: I enjoy meeting members from across the state and discussing ways to improve the practice of law. Furthermore, having been a solo practitioner for so many years, I am able to bring that perspective to the board. It is an honor to have the opportunity to participate on the board and shape the future policies of The Iowa State Bar Association.

How can people contact you:

Phone: 515-247-9293; Email:

Debra@Hockett-Clarklawfirm.com

What is the best method of contacting you:

Email



District 5C

Name: Anjela (Anjie)

Shutts

Current residence:

Des Moines

Hometown: Grinnell

Admitted to the Bar: June

1996

Law school: Drake University Law School, 1996

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Cyril Ann Mandelbaum, CPA

4500 Westown Parkway, Suite 125

West Des Moines, Iowa 50266

Phone: 515.222.6203

E-mail: cyril@cyrilmandelbaum.com

Undergraduate degree: BA in Political Science, Luther College

Firm: Whitfield & Eddy

Areas of practice: Family law, family law mediation

Why interested in serving on the Board of Governors: To make sure that The Iowa State Bar Association is serving all of its members and the public in the best way possible.

How can people contact you: Phone:

515-246-5536; Email: shutts@whitfieldlaw.com

What is the best method of contacting you: Email



District 7

Name: Ian J. Russell

Current residence:

Bettendorf

Hometown: Toledo

Admitted to the Bar: 2005

Law school: University of Iowa College of Law, 2005

Undergraduate degree: B.A. from Lawrence University, Appleton, Wisc.

Firm: Lane & Waterman LLP

Areas of practice: Dispute resolution, litigation – including business litigation, malpractice defense, and some intellectual property

Why interested in serving on the Board of Governors: I am serving on the Board of Governors to help ensure that the concerns of lawyers from Iowa's Seventh Judicial District are heard statewide, and to contribute to the discussion on issues most important to Iowa lawyers.

How can people contact you: Work Phone: (563) 324-3246; Email: irussell@l-wlaw.com

What is the best method of contacting you: Email



District 8A

Name: Ryan J. Mitchell

Current residence:

Ottumwa

Hometown: Des Moines

Admitted to the Bar: 2003

Law school: Drake University Law School, 2002

Undergraduate degree: Economics and Political Science, Wartburg College

Firm: Orsborn, Milani, Mitchell & Goedken LLP

Areas of practice: Criminal law, family, personal injury, estates

Why interested in serving on the Board of Governors: Contribute to the governing process of one of the top bars in the country; meet attorneys outside of south-east Iowa.

How can people contact you: Phone:

641-682-5447; Email: ryan@pcsia.net

What is the best method of contacting you: Phone

Committee chairs



Bench Bar Conference

Name: Matt Novak

City/Town: Cedar Rapids

Hometown: Cedar Rapids

Admitted to the Iowa Bar: 1982

Law school: St. Louis University, 1982

Firm: Pickens, Barnes & Abernathy

Primary areas of practice: Personal injury/civil litigation

Why interested in being appointed as a committee chair: I have served as co-chair of the Bench Bar Conference in the past and look forward to helping plan another successful program. The conference is great for meeting lawyers and judges from all over the state in a relaxed social setting.

How can people contact you:

Phone: 319-366-7621; Email address: mno-vak@pbalawfirm.com

Best way to contact you: Email or phone



Diversity & Inclusiveness

Name: Anita Dhar

City/Town: Des Moines

Hometown: Iowa Falls

Admitted to the Iowa Bar: 2002

Law school: University of Iowa, 2002

Firm: Grefe & Sidney

Primary areas of practice: Civil litigation/worker's compensation

Why interested in being appointed as a committee chair: I am very excited for the opportunity to focus on topics related to diversity. I am looking forward to a great year!

How can people contact you: Phone:

515-245-4300; Email address: adhar@grefesidney.com

Best way to contact you: Email



Scope & Correlation

Name: Tim Semelroth

City/Town: Cedar Rapids

Admitted to the Iowa Bar: 1997

Law school: University of Iowa, 1997

Firm: RSH Legal

Primary areas of practice: Personal injury, workers compensation

Why interested in being appointed as a committee chair: My involvement in the ISBA has enhanced my legal career and provided me with great friends and mentors. I was happy to get the opportunity to give back to an organization that has given me so much.

How can people contact you: Phone: 319-365-9200; Email address: tsemelroth@fightingforfairness.com

Best way to contact you: Email



Ways & Means

Name: Eric F. Turner

City/Town: Des Moines

Hometown: Corning

Admitted to the Iowa Bar: June, 1981

Law school: University of Iowa, 1981

Firm: Turner Law Offices – sole practitioner

Primary areas of practice: General civil practice of law

Why interested in being appointed as a committee chair: Having previously served on the Board of Governors, I grew to appreciate all that the ISBA provides to Iowa lawyers, and I wanted the opportunity to be of further service to the organization and the Iowa bar.

How can people contact you:

Phone: 515-245-9509; Email address: eturner@turnerlaw.com

Best way to contact you: Email

Section chairs



Corporate Counsel

Name: Ann Michelson

City/Town: Practice in West Des Moines, live in Des Moines

Hometown: Rock Island, Ill.

Admitted to the Iowa Bar:

January, 1984

Law school: Drake University Law School, December 1983

Firm: GuideOne Insurance

Primary areas of practice: Corporate, insurance, employment

Why interested in being appointed as a section chair: I have been active on the lunch/CLE subcommittee for the past 2 years for the corporate counsel section and have enjoyed that involvement with the Bar and other corporate counsel. I look forward to strengthening my involvement with the section.

How can people contact you:

Phone: 515-267-5527; Email address: amicheson@guideone.com

Best way to contact you: Email or phone



General Practice

Name: Samuel I.

"Sam" Kreamer

City/Town:

West Des Moines

Hometown: Des Moines

Admitted to the Iowa Bar: 1981

Law school: Drake University, 1981

Firm: Kreamer Law Firm, P.C.

Primary areas of practice: Business law and

wills/estates/probate

Why interested in being appointed as a section chair: I have served on the committee for a few years, and am excited about a program we are in the process of planning which is focused on small practices, but will benefit all lawyers and law firms. Besides, Guy Cook was nice enough to ask me, and I couldn't think of a way to get out of it.

How can people contact you:

Phone: 515-727-0900; Email address: sikjdcpa@kreamerlaw.com

Best way to contact you: Email



Government Practice

Name: Mark R. Schuling

City/Town: Des Moines

Hometown: Bondurant

Admitted to the

Iowa Bar: 1980

Law school: Drake University Law School 1980

Firm: Iowa Consumer Advocate, Office of Consumer Advocate

Primary areas of practice: Utility law

Why interested in being appointed as a section chair: I am currently in government practice, my wife was in government practice and is currently a district court judge, and my youngest son is in government practice in Council Bluffs. I felt I had something to share with the Government Practice Section.

How can people contact you: Phone:

515-725-72003; Email address:

mark.schuling@oca.iowa.gov

Best way to contact you: Either phone or email



Health

Name: Denny Drake

City/Town:

West Des Moines

Hometown: Sheldahl

Admitted to the

Iowa Bar: 1977

Law school: Drake

University Law School, 1977

Firm: UnityPoint Health

Primary areas of practice: Health law

Why interested in being appointed as a section chair: Health law involves many practice areas of the bar association, so working with the various areas is interesting and fun

How can people contact you:

Phone: 515-241-4655; Email address:

Denny.Drake@unitypoint.org

Best way to contact you: Email



Probate, Trust & Estate Planning

Name: Joshua P.

Weidemann

City/Town: Dubuque

Admitted to the Iowa Bar: 2004

Law school: University of Iowa, 2004

Firm: O'Connor & Thomas, P.C.

Primary areas of practice: Estate and trust planning; business succession planning; probate; and estate litigation

Why interested in being appointed as a

committee chair: I have learned a great many things about probate, trust, and estate planning practice from attending section meetings and being involved as a member of the section council. Also, I am thankful for the strong and talented leadership that the section has enjoyed over the years. I hope that I can give back to the section and the ISBA for providing me with the opportunities I have enjoyed.

How can people contact you:

Phone: 563-557-8400; Email address:

jweidemann@octhomaslaw.com

Best way to contact you: Email



Taxation

Name: Christopher L.

Nuss

City/Town: Des Moines

Hometown: Cedar Falls

Admitted to the

Iowa Bar: 2009

Law school: University of Iowa, 1999

Firm: Brown Winick PLC

Primary areas of practice: Tax and nonprofits

Why interested in being appointed as a committee chair: As I became more involved with the tax schools, Legislative Committee, and other Taxation Section activities, section chair was the next natural step. I'm very excited to serve and continue the great tradition of this section.

How can people contact you: Phone:

515-242-2432; Email address:

nuss@brownwinick.com

Best way to contact you: Email or phone

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CONGRATULATIONS GUY!



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Two-part BOG meeting features wide range of reports as governors end one year and begin the next

Reports dominated the Board of Governors (BOG) annual meeting in June as governors wrapped up the 2012-2013 Fiscal Year and prepared for the 2013-2014 year.

In the first half of the meeting presided over by Outgoing President Cindy Moser, BOG members heard from Jim Carney, ISBA legislative counsel; Elisabeth Reynoldson, outgoing Ways and Means Committee chair, on the Fiscal Year 2013-2014 budget; Alan Olson, outgoing Scope and Correlation Committee chair, on a bylaws change and a S.W.O.T. (Strengths, Weaknesses, Opportunities and Threats) analysis; Bruce Walker, incoming vice president and chair of the Access to Justice Committee, on that committee's progress thus far; and Dwight Dinkla, executive director, on the condition of the association.

The governors also approved changes to the criminal jury instructions recommended by the Iowa Jury Instructions Committee. Three of the changes pertained to Exhibits 1, 2 and 3 of Criminal Instructions 1000.12-1000.14 — Enticing a Minor. The fourth change pertained to Exhibit 4 — Criminal Instruction 800.15 — Going Armed with Intent. That change reflects the court's holding in *State v. Pearson* specifying that going armed with intent requires that some movement be involved. (See both Civil and Criminal Jury Instructions on the ISBA website (www.iowabar.org) under "Practice Tools.")

The board also approved a new affidavit — Form P280, Title Standard 9.8

Affidavit — for inclusion in the list of ISBA forms. The Legal Forms Committee, which is responsible for updating forms, is working on several other forms, including separate farm leases for cash rent, crop share and flex leases in conjunction with the Ag Law Section; and limited liability deeds in conjunction with the Business Law Section.

Legislative update

Carney told the governors that 2013 was a "fantastic year legislatively." The judicial branch received full funding of its operations budget. The State Public Defenders Office received \$29.9 million for contract attorneys and \$25 million for its own operations. Legal services for indigent Iowans received \$2.1 million. And, judicial salaries received a 4.5 percent boost with some optimism that they will receive another 4.5 percent boost next year.

He expects issues from the 2013 session that will be carried over to next year's session will include:

- Redoing of power of attorney terms
- Final disposition
- Recreational use
- Integrated care



Outgoing President Cindy Moser thanks the board of governors after receiving a framed copy of a resolution commending her for her work as president of the association during Fiscal Year 2012-2013.

ADMISSION ON MOTION

The following individuals have applied for admission on motion to the Iowa Bar:

Nicole K. Andre, self-employed, Bensenville, Ill.; **Bruce M. Smith**, North Sioux City, So. Dak.; **Robert Kerr**, Consumer Attorneys of America, PA, Coconut Creek, Fla.; **Daniel A. Haws**, Murnane Brandt, St. Paul, Minn.; **Susan K. Fitzke**, Littler Mendelson PC, Minneapolis, Minn.; **Brad C. Friend**, Kraftson Caudle, McLean, Va.; **Damien J. Wright**, Welch Law Firm, P.C., Omaha, Neb.; **Cornel B. Fuerer**, Pioneer Hybrid International, Inc., Johnston; **Gene M. Eckel**, Thompson Law Office, Omaha, Neb.; **Jennifer L. Miller**, Wachtel Missry LLP, New York, N.Y.

Anyone with questions or comments should contact Dave Ewert at the Office of Professional Regulation, 1111 East Court Avenue, Des Moines, IA 50319; Phone: 515-725-8029.

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Committee reports

Ways and Means Committee chair Reynoldson presented the governors with the proposed Fiscal Year 2013-2014 budget. The budget anticipates an overall nine percent increase in revenue and a two percent increase in expenses, she said. Governors approved the budget without dissent.

Scope and Correlation Committee chair Olson told the governors that the association's bylaws were last updated in 2008. The committee went back through the minutes from all of the BOG meetings since that update to make sure changes approved by the board were reflected in the bylaws. One item that needed to be added involves affiliate members, he said.

The amendment put forth by the committee, which the board approved without dissent, allows attorneys in good standing of a bar in a state other than Iowa to be eligible for membership in the ISBA upon the approval of a majority of the Administrative Committee and upon the payment of appropriate membership dues. Affiliate members are eligible to serve on committees and section councils, but are not eligible to vote nor hold any elective position.

Olson also shared with the governors the results of the S.W.O.T. analysis conducted in May with current and past members of

the BOG and past presidents. The analysis was conducted "to preserve the knowledge and insights of current and past ISBA leaders for the benefit of current and future leaders when identifying, prioritizing and strategizing the types of information necessary for continued strong organizational performance," he said.

Among the strengths of the association identified by the respondents were a high rate of membership, member benefits, fiscal soundness and the headquarters building. Among the weaknesses identified were the image of the legal profession, a lack of public knowledge of ISBA's actions to protect the public and inactivity of younger lawyer members. Opportunities cited by the respondents included use of advanced technologies to increase membership services and benefits, increased leadership opportunities for young lawyers and increased assistance/support for rural lawyers. Threats included continuous erosion of public respect for the legal profession, shortage of small-town practitioners and the increased use by the public of web-based and self-help legal services.

Vice President Walker provided the governors with an extensive discussion of the Access to Justice Committee's activities. The committee of 10 has met seven times, he said.

The discussion prompted numerous questions and comments from the governors. Walker said the committee would take the questions and comments into consideration and have a response for governors at the next BOG meeting in September.

State of the association

Executive Director Dinkla provided the governors with a rundown of the association's internal and external accomplishments for FY 2012-2013, and its goals for FY 2013-2014. Among the internal accomplishments:

- Conversion to a new association membership system brought about by the merger of the existing vendor with another vendor. Staff has spent hundreds of hours configuring the new system and will spend more hours finalizing it. The current target for switching over to the new system is Sept. 30.
- A human resources internal audit to ensure that all human resources records are in order. One outcome of the audit was an update to the employee manual to reflect changes in state and federal laws since the manual was last reviewed.

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* American Bar Association Standing Committee on Lawyers' Professional Liability. (2008). *Profile of Legal Malpractice Claims, 2004-2007*. Chicago, IL: Haskins, Paul and Ewins, Kathleen Marie.

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External accomplishments during the past fiscal year included:

- Enhancements to the Fastcase legal research program that is provided free to members as a member benefit. The enhancements included the additions of Iowa case law prior to 1949, the Iowa Code Annotated, jury instructions, title standards and workers' compensation decisions.
- A new online CLE provider (ScholarLab) that will enhance current offerings plus allow the ISBA to provide additional free online CLE courses to members.
- A negotiated arrangement with Clio to provide a discount to members who want to move some or all of their data storage to the cloud.
- A redesigned Find-A-Lawyer website with a friendlier user interface, and expanded practice areas made possible by changes in Iowa's advertising rules.
- Conversion of five of the ISBA's Know the Law brochures into video to take advantage of the explosion in use of YouTube videos as sources of information.

Dinkla outlined a number of goals the ISBA is working on for FY 2013-2014. These include:

- A web-based version of IowaDocs, which will allow attorneys to compete with online legal services such as LegalZoom, by being able to share web links with clients. The links will allow clients to fill out information that can be placed directly into all documents

needed by the client. It is anticipated this action could reduce attorney time for document creation by as much as 50 percent.

- A "Hanging Out Your Shingle Seminar" for attorneys, mostly young attorneys, opening their own law practices.
- A manual providing guidance on starting a law firm, as well as selling or closing a firm..
- Development of additional smart-phone and tablet apps that will allow members to search the ISBA's membership directory, obtain news and calendar events occurring within the association and access case law updates. The ISBA currently offers apps for iOS and Android devices that allow users to read the Iowa Lawyer magazine.

Bar Foundation annual meeting

Following adjournment of the first half of the BOG meeting, the governors convened for the annual meeting of the Iowa State Bar Foundation. As the members of the foundation, the governors participate in the foundation's annual meeting.

Governors received an update on the foundation's activities and heard a report on the actions taken by the foundation board of directors at its quarterly meeting the day before. Among the actions requiring BOG approval were a renewal of director terms for Bill Scherle, Cindy Moser and Paul Tyler, and approval of a new board member, Jane Lorentzen, to replace outgoing board member and president Diane Kutzko.

First meeting of FY 2013-2014

President Guy Cook called the first meeting of the fiscal year to order after the luncheon honoring the members who are celebrating 50 years as lawyers this year. The first agenda item was seating the seven new members of the BOG and introductions of all members.

Following the introductions, President Cook introduced Iowa Supreme Court Chief Justice Mark Cady. Chief Justice Cady told the governors that 2013 is the first year that anyone can remember that the judicial branch received funding for the full amount requested.

The number one priority for that funding will be to open all clerks' offices on a full-time basis, he said. It will also be used to provide the resources judges need.

Saying that his goal is for Iowa to have the best court system in the world, he outlined for the governors some of the initiatives the court is undertaking to achieve that status. Among those are:

- Revised standards for representing juveniles in the state
- Changes in interpreter's rules and how non-English-speaking individuals can have better access to justice
- A dual track for litigation allowing reduced discovery requirements for some cases — probably those involving less than \$100,000.
- Making changes to court forms so they can be filled out, saved and filed online without being printed out. Iowa courts will be the first in the nation to have a totally paperless court system, he said.

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Chief Justice Cady said that the court plans to continue its practice of holding oral arguments around the state. At present, two are scheduled for this fall and two for next spring, plus one each at Drake University and the University of Iowa, he said.

"Everything is done to be the best court system in the country, and to provide access to justice for everyone," he told the governors.

President's remarks

President Cook outlined his goals for the coming year. "We soldiered hard for the courts during the retention election last fall. Other than the effort to purchase and remodel the bar headquarters building, I can't think of anything in my professional life that was as important," he said.

He also said he wants to focus on those lawyers "who come after us. We might have the opportunity. We certainly have the responsibility," he told the governors.

He also wants to raise the bar's profile. There are legal issues people need to hear about. He plans to work with the media as much as possible to get the bar's message out to the public.

Having an even greater influence on legislative issues is another area he wants to

focus on. He plans to push for more participation by members in Iowa LawPAC.

He told the governors he is asking the deans of the law schools to be on an ad hoc committee to look at the Wisconsin model whereby students who meet certain curriculum requirements will not have to take the bar exam.

He challenged the governors to think about the committee or section they'd like to work with as a liaison. His goal is to have a BOG member liaison for each of the ISBA's committees and sections by the September meeting.

Additional reports

Ian Russell, newly elected president of the Young Lawyers Division, outlined steps he wants to see the YLD take to increase participation by young lawyers. The YLD plans to broaden its base by establishing and maintaining regular contacts with students in their last year of law school.

He also said that every new admittee will receive a letter and a phone call, with a promise to return phone calls in cases where the connection isn't made the first time.

Dean Alan Vestal from Drake University Law School updated the governors on activities at the school. Drake has hired a new director of the transactional law center, he said. It also has received a license to conduct student trips to Cuba.

Construction at the law school is progressing. He's hopeful it will be completed by student orientation on Aug. 19.

The Iowa Constitutional Law Series has been named after Judge James Grant. He was the founding president of the ISBA, serving from 1874-1876.

Dean Gail Agrawal from the University of Iowa College of Law told the governors that the school's smaller classes have enabled it to teach law to students who wanted

to learn but who weren't able to attend law school classes because of space restrictions. Law college faculty are also teaching several undergraduate law classes.

The first online law class was held this summer, she continued. Plans are to hold online classes in conjunction with The Ohio State University.

Two reports required board action. One was a report from the Criminal Law Section on the electronic recording of custodial interrogations. The section has been working on legislation addressing this issue for five years, according to section chair Steve Drahozal. The section requested that the proposed legislation be placed on the ISBA's 2014 Affirmative Legislative Agenda.

Assistant Legislative Counsel Jenny Tyler requested that the ISBA's Litigation Section review Section 16 of the proposed legislation. Section 16 deals with a limitation of liability. Governors approved the request.

The other report from the Real Estate and Title Law Section asked that the governors approve eight additions to Iowa Title Standards 6.1, 7.7 and 7.8. The governors approved the additions.

Bill Scherle, new president of the bar foundation, outlined activities of the foundation. Included were the results of an analysis of the foundation's investments and the impact on future grant making capabilities by Bernstein Global Wealth Management, the foundation's investment advisor. (See foundation meeting article on next page).

Hugh Grady, director of the Iowa Lawyers Assistance Program, presented the final report of the day. He said that he had 21 referrals in the second quarter as of June 10. Eight were for depression, 12 were for alcohol or drug abuse issues, and one was for stress/burnout.

He also said that he had six referrals the week before the BOG meeting. Those six weren't reflected in the 21 count. So far this year, he has had 53 referrals, he said. A significant number of the referrals came from young lawyers.

Grady thinks the increasing numbers, compared with prior years, may be due, at least in part, to the new Iowa Supreme Court rule requiring one hour of CLE on substance abuse every three years. He has done nine presentations and has two more scheduled, he said.

One of his outreach goals this year is to have recovering women attorneys available to make presentations to women's groups, he concluded.

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LaMarca & Landry, P.C. congratulates **Gregory W. Landry** on his retirement and for 32 years of outstanding service to the Firm and its clients. He has now become Of-Counsel and will consult with attorneys of the Firm in the areas of personal injury and medical malpractice.

Mr. Landry's achievements have included a "Super Lawyer" designation in personal injury and medical malpractice by *Super Lawyers Magazine*, peer selection in The Best Lawyers in America, and Top 100 Trial Lawyers in Iowa by the National Trial Lawyers. He is board certified in civil trials by the National Board of Trial Advocates and in medical malpractice by the American Board of Professional Liability Attorneys.

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Iowa State Bar Foundation board approves three grants, elects new officers at quarterly meeting

Directors of the Iowa State Bar Foundation approved one grant request in full, two requests in part and denied one request during its quarterly board meeting June 19 at the Sheraton Hotel in West Des Moines.

The directors also heard a report from the foundation's financial advisor that illustrated some needed changes if the organization is to continue making grants at its current level. And, they nominated three members to another term on the board as well as electing new officers.

Grants approved included:

- \$20,000 to Iowa Legal Aid for support of a volunteer services project manager position for one year. The manager's primary purpose would be to identify and recruit new volunteers, provide orientation and training for new volunteers and provide volunteers with ongoing training and support. The request was for \$20,000 each year for two years. Directors will communicate to Iowa Legal Aid, the foundation's willingness to have it present a request for funding the second year when it is in a position to report the success of the position during the initial year.
- \$10,000 toward the costs of producing videos on various aspects of the law which would be posted on the ISBA website for the public to view. Directors conditioned the approval on the basis that it would fund no more than half of the costs of each video up to a maximum of \$1,000 per video. The remaining costs of each video would be funded from other sources, most likely from the budgets of various ISBA sections.
- \$48,700 to assist in the costs of the mock trial program put on by the ISBA Center for Law and Civic Education. Directors stipulated that approximately \$37,000 of the total funding would come from funds currently held by the foundation in connection with the capital campaign conducted at the time of the purchase and remodeling of the new bar building, and the balance would come from funds generally available for honoring grant requests.

The foundation board denied a grant request from Casa Guanajuato Quad Cities. That organization sought a \$5,000 grant to maintain legal services related to immigration and naturalization issues for residents

of Scott, Muscatine and Clinton counties. The organization provides services in both Iowa and Illinois but is actually located in Illinois.

Investment study report

Craig Kleis of Berstein Global Wealth Management, which manages the foundation's investments, reported the results of a study requested by the directors into the future viability of the foundation's ability to make grants at current levels. Kleis noted that the concept of making annual grants equal to five percent of the outstanding balance of assets under his organization's management at the close of the previous year is probably not sustainable unless additional funds come into the foundation by way of contributions.

Using a number of charts and graphs to illustrate his points, he noted that the chances of sustainability could be increased by: 1) lowering the cap on annual grants, 2) shifting the portfolio to include a larger percentage of equities, and 3) adopting a process called "smoothing" which uses as a benchmark a three-to-five-year average year-end balance for setting the cap on grants rather than the balance existing at the end of a single year. The board agreed to explore his ideas further at its September quarterly meeting.

Directors and officers

Outgoing board president Diane Kutzko pointed out that the terms of three directors — Frank Carroll, Max Kirk and Cindy Moser — expire at the end of the fiscal year (June 30). The board nominated them for additional three-year terms. Board members also nominated Jane Lorentzen, currently the president of the Foundation Fellows, to become a new director. And, they nominated Bill Scherle and Paul Tyler to extended terms

while acting as officers of the foundation.

Kutzko will forward the foundation's nominations to the ISBA Board of Governors for approval, since the governors comprise the membership of the foundation.

Directors also elected the following officers for the next two years:

- Bill Scherle, president
- Paul Tyler, vice president
- Max Kirk, treasurer
- Elisabeth Reynoldson, secretary

The board also discussed the need to elect a new Fellows president to replace Lorentzen. After some discussion, it was decided to table the election until the September meeting.

Other action

In other action, the board discussed an inquiry made to Lorentzen concerning the possibility of the foundation making cash grants to recipients of the American Citizenship Awards which are annually given by The Iowa State Bar Association to deserving high school seniors. The consensus of the board members was that the ISBA's American Citizenship Committee should consider making a grant application to the foundation for such funding.

Board members also accepted the following individuals as Fellows of the foundation:

- Frank Comito, West Des Moines
- Gary Groves, Webster City
- Joseph McGinn, Council Bluffs
- Stanley Miller, Saint Louis, Mo.
- Douglas Pearce, Dubuque
- Lyle Simpson, Des Moines
- Ed Skinner, Altoona
- Roberta Swartzendruber, Ankeny

The board's next quarterly meeting will be Sept. 12 at the ISBA Headquarters

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Trista Foster

Trista Foster has joined Northwest Bank & Trust Company in Davenport as a trust officer. Trista earned her J.D. from St. Louis University School of Law in 2007 with a certification in taxation. Her responsibilities include the administration of trust, investment management and IRA accounts.



Kyle Kruidenier

Kyle Kruidenier has been named a shareholder of Sullivan & Ward, P.C. in West Des Moines. Kyle is a 2004 graduate of Drake University Law School and joined the firm following graduation. His practice areas primarily include real estate, business, debtor/creditor and utility law.



Bruce Smith

Bruce Smith is a new attorney at the Goosmann Law Firm in Sioux City. Bruce obtained his B.S. from the University of South Florida, Tampa, and then went on to earn his J.D. from the University of Nebraska School of Law. Bruce brings experience in the business manufacturing

industry after working as senior counsel at IBP and BPI Technology for nearly two decades. Previously, Smith served as an Assistant United States Attorney and engaged in the private practice of law. His areas of general practice include, but are not limited to Business and Corporate Law, Environmental, Health

and Safety Law, Administrative Law and General Litigation.



Jon M. McCright

Jon M. McCright has joined Lynch Dallas, P.C. in Cedar Rapids as a shareholder. Jon received his B.A. from the University of Northern Iowa and his J.D. from Creighton University School of Law. He has been in private practice for 38 years in Cedar Rapids. He practices generally

in the areas of probate, estate planning, real estate, tax, and corporate law.



Matthew Haney

Matthew Haney has joined John Deere Financial in Johnston as Deputy Chief Counsel - U.S. Operations. Matt received his B.A. in Economics from Vanderbilt University, his M.B.A. from the University of Chicago, and his J.D. from the University of Notre Dame Law School. Matt will

assume leadership responsibility for legal services support for all U.S. lending, leasing and insurance activities. In addition, Matt will assume leadership responsibility for the U.S. litigation department, the John Deere Financial worldwide compliance, fraud reporting and financial services knowledge center activities, and will assume a lead role in coordinating John Deere public affairs support for John Deere Financial Worldwide.

Barry A. Russell and **Lu Ann White** have opened the law firm of Russell & White, L.L.P.

The firm is located at 5525 Merle Hay Road, Suite 305, Johnston, IA 50131-1456; telephone: 515-278-1598; fax: 888-267-1163; website: www.russellandwhitelaw.com.



Ashley M. Emick

Ashley M. Emick has become a full partner at the Arends & Lee law firm in Humboldt and the firm name has been changed to Arends, Lee & Emick. Ashley received her B.A. from the University of Iowa in 2005 with a double major in Political Science and Communication Studies, and

her J.D. from the U of I College of Law in 2008. She has engaged primarily in general practice, including but not limited to real estate, probate and estate planning, tax law, business law, social security disability, bankruptcy, criminal and juvenile law.



Brett D. Legvold

Brett D. Legvold has joined the Humboldt firm of Arends, Lee & Emick as an associate attorney. Brett earned his B.A. in Political Science from Wartburg College in 2007 and received his J.D. from the University of Kansas School of Law in 2010. Prior to joining Arends, Lee & Emick, he

practiced with the Wichita, Kan., law firm of Martin Pringle. In Humboldt, Brett will be engaged primarily in general practice, including but not limited to employment law, probate and estate planning, business law, real estate, agricultural law and tax law.



Kristina Lyon

Kristina Lyon has joined Stowers Law Firm in West Des Moines. Kristina received her bachelor's degree in English and Psychology from the University of Iowa in 2008. She then went on to receive her law degree from Drake University Law School. Kristina practices primarily in the areas of criminal defense and family law.



Elisabeth Reynoldson

Elisabeth Reynoldson has rejoined the Reynoldson & Van Werden, L.L.P. law firm in Osceola as a partner. She most recently served as an Assistant Iowa Attorney General in the Criminal Appeals Division for the past six and a half years. Prior to that, Elisabeth was the Clarke County Attorney and a partner

at Reynoldson & Van Werden, L.L.P. She will be engaged in general practice with an emphasis in appeals, litigation, and real estate.

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Iowa claims 2013 Dean's Cup

The Ninth Annual Dean's Cup pitting Drake University Law School alumni against the University of Iowa College of Law alumni ended with Iowa claiming the trophy.

Held at Finkbine Golf Course in Iowa City, the annual rivalry featured 40 golfers in the morning match play and 68 in the four-person, best-shot (a/k/a the "scramble") contest in the afternoon.

After the conclusion of the singles matches, Iowa, led by its Captain, Judge Liza Ovrum, held a 25-15 lead. As the scores filtered in for the afternoon competition, Drake, led by its Captain, Chief Justice Mark Cady, made up some ground as it captured 11 points to Iowa's nine in the better-ball matches. The two teams halved the best-ball matches leaving Iowa in the lead at 44 to 36, with the 10 points from the scramble yet to be reported.

Iowa took three places in the scramble claiming second (the team of Jay Casini, Matt Jacobsen, Joe Moreland and Mike Triplett), third (the team of Mark Farnsdal, Tom Joensen, Chet Mellema and Mike Miller) and fifth (the team of Diane Stahle, Judge Liza Ovrum, Steve Foritano, and Pat Driscoll) to snag 5.5 points. Although Drake battled back claiming first (the team of Justice Dave Wiggins, Geri Huser, Kelli Huser and Dan Zagoren), and fourth (the team of Guy Cook, Dan Keiderling, Jim Rosenbaum,

and Dave Shinkle), Iowa prevailed with a total of 49.5 to Drake's 40.5.

Over the lunch break, four participants were randomly selected to attempt a single shot for a \$50,000 prize. Although valiant efforts were made by Kelli Huser, Gary Streit, Tom Joensen, and Judge Larry Eisenhauer, no one made the shot and the cash was saved for another year.

Several contestants did end the day with pin prizes, however. The individuals and their accomplishments were:

- Long putt #3, Adam Brantman
- Closest to pin #4, Geri Huser
- Closest to pin #8, Mark Chipokas
- Long putt #10, Justice Dave Wiggins

- Closest to pin #13, Chris Rottler
- Closest to pin #17, Joe Moreland

After golf, the participants shared post-round food and drink and bid on silent auction prizes. The net proceeds from the event were donated to Iowa Legal Aid. Iowa Legal Aid greatly appreciates the support as its funding has been reduced in recent years, resulting in a projected 13,500 families being turned away or underserved in 2012 due to lack of staff resources.

As the proceedings concluded, the participants began making plans for the Tenth Annual Dean's Cup at the Legacy Golf Course in Norwalk on May 19, 2014



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AGRICULTURE

- Landowner liability for public use of land for recreational purposes. HF 649

BUSINESS, LABOR, and INSURANCE

- Banking division provisions. SF 181
- Uniform Commercial Code, funds transfers. SF 186
- Insurers risk management framework. SF 189
- Mortgage release certificates. SF 445
- Construction contracts and disputes, governing law. HF 211
- Public corporations and board of directors. HF 358
- Business corporation organization and operation. HF 469
- Insurance and Insurance Division duties. HF 489
- Mechanic's liens, notice and lien registry. HF 565
- Real estate transfer requirements, business entities. HF 566
- Reinsurance credits. SF 182

COURTS and CIVIL PROCEDURE

- Youthful offenders. SF 288
- Real estate titles, contracts for deeds and foreclosure of ancient mortgages. SF 358
- Title abstracts, property with private sewage disposal systems. SF 390
- Claims for rent, statute of limitation—lawsuits and execution of judgments. HF 356
- Visitation rights of a parent convicted of a sex offense. HF 471
- Residential landlord and tenant laws. HF 495
- No-contact orders and protective orders, service of notice. HF 496
- Estates and trusts. HF 591

CRIMINAL LAW and PUBLIC SAFETY

- Arrest warrants, court information confidentiality. SF 145
- "Sex act" defined in the criminal code. SF 298
- Communication or control device removal from peace officers. SF 384
- Forfeiture of bail in a criminal case. HF 112
- Indigent defense and state public defender procedures. HF 210
- DNA sample submission from aggravated misdemeanants. HF 527

HEALTH and HUMAN RIGHTS

- Involuntary commitments and mental health advocates. SF 406 (**item vetoed**)
- Child abuse reporting, assessments, and central registry. HF 590

STATE GOVERNMENT

- Government efficiency. SF 396 (**item vetoed**)
- State agency rulemaking and decision making processes. HF 586

TAXES

- Internal Revenue Code reference updates. SF 106
- Property tax reform and taxpayer refund and earned income tax credits. SF 295
- Tax administration, Department of Revenue. SF 432
- Historic preservation and cultural and entertainment district tax credits. SF 436
- Streamlined sales and use tax agreement administration. HF 199
- State financial, tax, and regulatory matters, technical administration. HF 575
- Beginning farmer asset transfer and custom farming tax credits. HF 599
- Innovation fund investment tax credit. HF 615
- Economic development financial assistance duties and tax credits. HF 620
- Sales and use taxation and school tuition organization tax credits. HF 625
- Motor fuel regulation and excise taxes. HF 640
- Reinvestment districts, municipal economic development. HF 641

TRANSPORTATION

- Intermediate and special minor driver's licenses. SF 115
- Department of Transportation omnibus. SF 386
- Speed detection jamming devices; motor vehicle registration fee equity. SF 452 (**item vetoed**)



Iowa General Assembly Website
Enrolled Bills

Date convened: January 14
Date adjourned: May 23

Length: 130 calendar days

Bills introduced: 1,191

Senate Files: 484
House Files: 707

Study Bills proposed: 495

Senate Study Bills: 255
House Study Bills: 240

Amendments filed: 742

Senate Amendments: 275
House Amendments: 467

Sent to the Governor: 146

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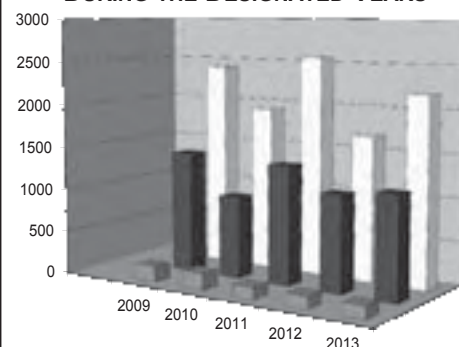
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online or subscribe online to receive this
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TOTAL BILLS DRAFTED, INTRODUCED, AND PASSED DURING THE DESIGNATED YEARS



Passed
Introduced
LSA Drafted

Information: Legislative Services Agency



Outgoing President Cindy Moser presents Dan Moore with the 2013 Award of Merit during the President's Awards Banquet at the ISBA's annual meeting.



Dan Moore hugs his long-time law partner Marvin Berenstein shortly after it was announced that he was the 2013 Award of Merit winner at the annual President's Awards Banquet during the ISBA's annual meeting.



Dan Moore addresses the guests at the annual President's Awards Banquet following his receipt of the 2013 Award of Merit.

ISBA's highest award —

Dan Moore honored with Award of Merit

By Chris Jessen, ISBA Communications Intern

Dan Moore has always been proud to be an Iowa lawyer, and on June 19, Iowa's lawyers showed how proud they were of him when Moore received The Iowa State Bar Association's Award of Merit, the association's highest honor. The award was bestowed on him at the President's Awards Banquet during the association's 140th annual meeting at Glen Oaks Country Club in West Des Moines.

A native of West Des Moines, Moore graduated from Drake University Law School in 1977. He is a senior partner in the Berenstein, Moore, Heffernan, Moeller & Johnson law firm, in Sioux City where he practices primarily in business and real estate law.

The Award of Merit, established 67 years ago, honors those who have selflessly dedicated themselves to the legal profession, their fellow attorneys and their community.

Moore has been very active in his 36 years of practice. After serving as president of the ISBA from 2008-2009, he volunteered as the chair of the Real Estate and Title Law Section from 2009-2011. With Moore at the helm, the section developed multiple legislative proposals that have since made their way into law.

He has also been a long-time board member of the Iowa Lawyers Assistance Program and regularly teaches real estate seminars at Drake University and the University of Iowa.

Most recently, Moore was the spokesperson for the "Yes Iowa

Judges" campaign, a weeklong trip that sought to bring support for all of the judges and justices up for retention in 2012. He was the main, and sometimes only, spokesman for the campaign, making between four and five speeches a day on the 17-city tour across the state.


He has also served as a long-time member of the Taxpayers Research Council in Sioux City, chaired the city's Planning and Zoning Commission and currently serves as a member of the Sioux City Board of Adjustment and the Board of Directors for Jackson Recovery Centers, Inc.

In his acceptance speech, Moore made a point to thank those who had shaped his legal career, including his brother, his firm and past bar association president Bruce Graves, among others. He also gave a special thanks to his wife Julie.

"[She] supported all of our, not my, but our efforts, including the journey of the 17 cities in five days," Moore said. "Only Julie, only Julie, when I come home and say, 'I have a week's worth of vacation planned, it's 17 cities in five days, are you okay with that' and she said, 'go for it' because she knew we were doing the right thing."

Before he walked off the stage, Moore again reiterated the respect he has in his profession.

"I am proud to be an Iowa lawyer," he said. "Moreover, I'm proud to be in a room filled with Iowa lawyers."



Senior U.S. District Court Judge for the Southern District of Iowa Robert Pratt (right) hands the Rolland Grefe Pro Bono Publico Award to Robert Oberbillig during the annual President's Awards Banquet. In the foreground is Mary Grefe, widow of Rollie Grefe who established the award to recognize attorneys who donate much of their time to pro bono activities.

Oberbillig receives 2013 Rollie Grefe Award

He is credited with a long list of reforms benefiting low-income Iowans

By Senior Judge Robert Pratt, U.S. District Court, Southern District of Iowa

(Editor's note: The following is an excerpt from the introduction presented by Judge Pratt during the President's Awards Banquet on Wednesday night of the 2013 ISBA Annual Meeting.)

One of the highlights of the President's dinner each year is the presentation of the Rolland E. Grefe Pro Bono Publico Award. This award recognizes a legal professional who has committed his or her talent and training to improve the quality of justice in the community and around the state. The recipient is someone who has enhanced the human dignity of others by improving or delivering pro bono legal services to those who are unable to afford a lawyer.

In so doing, this individual honors the legacy of Rolland Grefe, one of the true pillars of the Iowa Bar. The Rolland E. Grefe Pro Bono Publico Award was established by his widow, Mary Grefe, in his memory and in recognition of his long service to the ISBA, as well as his support for access to legal services for all people.

The 2013 recipient of the Rolland Grefe Pro Bono Publico Award is Robert Oberbillig of Des Moines.

Telling you "briefly" about Bob Oberbillig's life in the law is more than a difficult task; it is an impossible task. For those of you who know Bob, you will agree with me that it's not in his character to comfortably receive public praise for simply "doing his job." Despite Bob's likely discomfort, however, I would like to

share with you some reflections about how Bob's legal career has changed both the law and the practice of law — not only in Iowa, but nationally.

After graduating from Drake University Law School, Bob spent 10 years in the private practice of law in Omaha. Those 10 years, however, would foretell some of the choices that Bob would ultimately make with his life and law practice. While in Nebraska, he became a skilled trial and appellate lawyer. He tried draft resister cases to verdict. In one such case, the Eighth Circuit upheld the conviction of Bob's pro bono client, but with a strong dissent. Later, his client's conviction was vacated by the United States Supreme Court because the legal issue Bob raised was recognized by the court in a companion case.

While in Nebraska, Bob also became an active participant in the Civil Rights movement. Eventually, he became Chairman of the State Advisory Committee of the United States Commission on Civil Rights, as well as a member of the Governor's Commission on Human Rights. He also served as vice president and one of the founders of the Omaha Lawyers for Fair Housing.

Wisely, Bob was recruited by the Federal Office of Economic Opportunity to direct and manage the first federally funded legal aid program in Iowa at Black Hawk County Legal Aid in 1967. Bob's innovative measures at Black Hawk Legal Aid



Robert Oberbillig addresses the attendees at the annual President's Awards Banquet after receiving the Rolland Grefe Pro Bono Publico Award.

included hiring non-lawyers, who later would become legal assistants. He developed community outreach programs to better communicate with legal aid constituencies, with the bar, and with the bench.

Bob's work in Waterloo included his organizing a welfare rights group. As a result Bob brought a class action lawsuit challenging an Iowa statute that required individuals to be state residents for nine years before receiving old-age assistance. Because of Bob's advocacy,

a three-judge panel invalidated the statute as a violation of the equal protection clause as well as the constitutional right to travel.

In March of 1969, Bob was hired to be the director of Polk County Legal Aid. As director, Bob not only supervised and trained a large staff but also continued to handle individual cases himself. Some of Bob's cases included establishing precedents that indigent criminal suspects charged with indictable misdemeanors are now entitled to court-appointed counsel; charitable institutions for the homeless are now entitled to property tax exemptions; and workers subject to intolerable working conditions no longer need to notify or warn the employer of such conditions before leaving work and becoming eligible for unemployment benefits.

Bob has represented those challenging an injunction that barred handing out leaflets in support of a lettuce union boycott. His advocacy resulted in a groundbreaking decision that broadly defined the jurisdiction of the Iowa courts to determine whether a mentally impaired person should be sterilized. As well, Bob personally litigated one of the first disparate impact challenges to discriminatory employment practices by successfully challenging a civil service law that barred convicted felons from employment on equal protection grounds.

At Polk County Legal Aid he established a "law reform" unit of the office that subsequently helped establish an implied warranty of habitability for tenants, a case that declared as unconstitutional pre-judgment seizure of a consumer's goods and a case that held consumers could not waive their right to notice of resale following a repossession.

Bob's career has also included substantial work before legislative bodies. During the mid-seventies, when Polk County Legal Aid was permitted to lobby, Bob's work contributed to the reform of statutes providing for fair hearings, appointment of advocates and fair placements for mentally disabled persons. Additionally,

he has contributed to changes in Iowa's civil commitment laws, the rewriting of the Iowa Juvenile Justice Act, the passage of the Iowa Consumer Credit Code and the Iowa Uniform Landlord and Tenant Act, and amendments to Iowa statutes on adoption. Bob has also assisted in the writing of Iowa's Appellate Rules, the reform of the Iowa Criminal Justice Act, and the modification of dissolution of marriage laws. As well, he has worked to reform guardian and conservator procedures, ensuring high standards by establishing guidelines for the appointment of lawyers, and notice and annual report requirements.

Bob has been a long time member of the American, Iowa, Nebraska and Polk County Bar associations. He has served on both the City of Des Moines and the State of Iowa Housing Drafting Committee, whose work includes a new ordinance on housing law and a new state housing code. Just as important, Bob has always worked to educate other lawyers and law students. He has taught at the University of Iowa School of Social Work, Drake University, Drake Law School, and Grandview College. He has pioneered many improvements in the delivery of legal services by revising forms, and using para-professionals to assist lawyers, among many other things. He has published many articles regarding the delivery of legal services and a textbook for social workers.

For more than 20 years, Bob has been an on call volunteer for several hospice organizations providing legal services to individual and their families.

The only thing that Bob has ever failed at is retirement as he continues to provide pro bono legal services through the volunteer lawyers project as well as serving as an Adjunct Clinical Professor at Drake Law School. Since retiring from Legal Aid in 2002 he has provided more than 50 hours of pro bono services including three cases he tried and appealed to the Iowa Supreme Court or Court of Appeals.

In training others, Bob always emphasizes that every client is entitled to dignity. In representing low-income people, Bob encourages lawyers to do more than simply be prepared — he encourages them to ensure that every single client feels as though he or she is getting the type of service that would be expected from one of Des Moines' very best law firms.

Bob sets a superior example of the best characteristics of a lawyer. He treats clients, opposing litigants and counsel, his staff, and every person with whom he comes in contact, with empathy, dignity, and respect.

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YLD surprises McDermott with Award of Merit

By Chris Jessen, ISBA Communications Intern

Carroll native and former Young Lawyers Division [YLD] President Matt McDermott is this year's YLD Award of Merit recipient.

McDermott accepted his award during the Annual President's Awards Banquet at Glen Oaks Country Club June 19.

"I'd say it was an honor just to be nominated, but I didn't know I was nominated," McDermott said in his acceptance speech.

A graduate of the University of Iowa and U.C. Berkley School of Law, McDermott turned down an offer from a New York firm to return to his native Iowa. When he decided he wanted to join the YLD, he put together a petition to get on the ballot as district representative from Des Moines.

"I had recently moved to town, I didn't know many young lawyers outside of my firm, I didn't go to law school here, I wasn't from Des Moines, so I thought I would have to lose a few times before I made it," McDermott said during his acceptance speech. "I was shocked when I got a letter saying that I had won one of the spots. I thought it was a mistake or someone stuffed the ballot box."

The YLD president from 2008-2009, McDermott took on many projects. He led YLD efforts on the Disaster Assistance hotline after the natural disasters in Parkersburg and Cedar Rapids, keeping the hotline fully staffed for more than a month with the help of YLD volunteers.

McDermott also helped lead the charge on the Legislative Leadership Academy, a program designed to educate young attorneys about the legislative process and encourage them to run for elective office. The award winner also led a task force dealing with drafting attorney disciplinary decisions, led the YLD when Iowa held the College Mock Trial National Championships and updated the YLD Strategic Plan and Bylaws.

He and his wife Heather have three children: four-year old Sydney, 2-year old Connor and the most recent addition to the McDermott family, Maren, who was born July 5.

McDermott said it has been a privilege to be a part of the YLD since the beginning.

"I felt so lucky then, and throughout my whole time with the YLD I felt so very, very lucky," McDermott said. "I've gotten to know so many great people, so many great people in the senior bar, so many great people in the YLD. This privilege has been all mine. It's like giving my kids an award for playing on the swing set."

McDermott has always thought of The Iowa State Bar Association's Award of Merit as a life-time achievement award.

"[The YLD Award of Merit] I've always thought of more like a 'good-job-so-far award,'" he said. "But I've always thought that there is an expectation with it that you are going to continue to work hard for the bar and for the people of Iowa. So I hope I can make good on that expectation."

Matt McDermott listens from his place at the table as the 2012 YLD Award of Merit winner, Dawn Boucher, reads his qualifications for receiving the 2013 award.



"This privilege has been all mine. It's like giving my kids an award for playing on the swing set," Matt told the guests at the annual President's Award Banquet, referring to his involvement with the Young Lawyers Division. The YLD surprised him with the 2013 YLD Award of Merit.

50-year members



Members who were admitted to the Iowa Bar in 1963 were honored at a special 50-year luncheon on Thursday of the 2013 Annual Meeting. Those attending the luncheon were (front row, from left) Eric Miller, Waterloo; Robert Feilmeyer, Panora; Lyle Simpson, Des Moines; Roberta Swartzendruber, Ankeny; Doug Pearce, Dubuque; Judge Tom Renda, Des Moines; and Bob Braun, Waterloo; (second row, from left) Jim Stanton, Bellevue, Neb.; Doug McDonald, Bettendorf; David Hansen, Mount Vernon; Manny Kikakis, Sioux City; and Jack Grier, Marshalltown; (third row, left to right) Tom Price, Fort Dodge; Richard Winga, Minneapolis, Minn.; Jerry Sullivan, Cedar Rapids; John Greve, Northwood; Stan Miller, St. Louis, Mo.; Bob Downer, Iowa City; and Rosemary Sackett, Okoboji; (back row, from left) Carl Letz, Eldora; Sanford Turner, Clarinda; Les Johnson, Greene; Bill Burger, Gainesville, Fla.; Bob Huibregtse, Orange City; Frank Comito, West Des Moines; and Ed Skinner, Altoona.

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2013 annual meeting offers variety of activities

The ISBA's 140th Annual Meeting held June 18-20 offered a variety of activities for the approximately 600 members who attended.

Not only were members able to pick up 15 hours of CLE if they attended all of the sessions offered, they also could participate in several luncheons, a joint president's reception and the President's Annual Awards Banquet.

Among the luncheons was the annual Supreme Court Luncheon on Wednesday, June 19, honoring all of the Iowa Supreme Court justices. Drake University Assistant Law Professor Anthony Gaughan was the guest speaker at that event.

Another luncheon honored all Iowa lawyers who celebrated 50 years of admission to the Iowa Bar in 2013. Frank Comito, West Des Moines, and Robert Downer, Iowa City, regaled their fellow 50-year members with stories about how law was practiced "in the old days" before the invention of fax machines, email and social media.

The complimentary joint president's reception was held on Tuesday at the end of the first day of the annual meeting. Judge Gary Anderson, president of the Iowa Judges Association, and ISBA President Cindy Moser hosted the complimentary event, which featured appetizers and beverages and a chance to visit socially with fellow attorneys and judges. The Iowa Judges Association held its annual meeting in conjunction with the ISBA annual meeting again this year.

The 2013 President's Awards Banquet was a formal dinner held at Glen Oaks Golf and Country Club in West Des Moines on Wednesday evening of the three-day annual meeting. It featured the presentations of the ISBA Award of Merit, the Rolland Grefe Pro Bono Publico Award, the YLD Award of Merit, a President's Award, as well as the investiture of the new ISBA president, Guy R. Cook, and the new YLD president Ian Russell. It also included a presentation by James R. Silkenat, president-elect of the American Bar Association.

See the photos and captions elsewhere on these pages for a pictorial look at some of the activities that occurred during this year's annual meeting.



Frank Comito, West Des Moines, (top photo) and Robert Downer, Iowa City (bottom photo) recounted the way law was practiced when they and their classmates entered the practice 50 years ago. The presentations were part of the 50-year Luncheon sponsored by the ISBA during the annual meeting to honor those who were admitted to the Iowa Bar 50 years ago.



Iowa Supreme Court Chief Justice Mark Cady issues the oath of office on the court's behalf to Incoming President Guy Cook. The Constituent's Oath that is used to invest a new president consists of three parts reflecting the three constituencies that the bar serves — the courts, the bar and the public. Eric Turner administered the oath on behalf of the bar, and Dr. Charles Wadle, a long-time friend of the Cooks, administered the oath on behalf of the public.



Outgoing President Cindy Moser chats with her predecessor, Bob Waterman, before the President's Awards Banquet began during the 2013 annual meeting.



An early morning overhead view of the atrium in the hotel where the annual meeting was held shows several of the vendor booths around the perimeter as well as the refreshment table in the center. In the background is the Fallen Heroes wall with photos and brief descriptions of Iowa soldiers who have died in the line of duty.



Incoming President Guy Cook delivers his inaugural address at the President's Awards Banquet during the annual meeting.



Several members of the Agricultural Law Section Council meet in one of the ballrooms at the Sheraton Hotel on Tuesday morning before the annual meeting began. Sections and committees are encouraged to hold their organizational meetings for the upcoming fiscal year at the start of the annual meeting each year. Section Chair Erin Herbold Swalwell (top of photo) conducted the half-hour-long meeting.



ISBA staffers (from left) Paula Murphy-Puck, Harry Shipley, Mary Hill and Lisa Hanson make sure attendees have the right materials when picking up their registration packets for the 2013 annual meeting.



Christine Branstad (right) addresses those attending the President's Awards Banquet during the annual meeting after receiving a President's Award from Outgoing President Cindy Moser. President Moser cited Christine's support of the association and particularly her work in the retention election effort when presenting the award. Former Iowa Supreme Court Justice Linda Neuman also received a President's Award from President Moser. However, she was unable to attend the awards banquet.



Drake University Law School Assistant Professor Anthony Gaughan addresses those attending the Supreme Court Luncheon honoring the seven Iowa Supreme Court justices on Wednesday during the annual meeting.

Annual BOG meeting thanks outgoing board and committee members, welcomes incoming members

The ISBA Board of Governors (BOG) bid farewell to seven members and welcomed seven new members during its annual meeting June 20. Outgoing President Cindy Moser also presented thank you gifts to a couple of outgoing committee chairs who were present at the meeting.

Leaving the board were Brendan Quann, District 1A; Scott Brown, District 2A; Katie Cownie, Lora McCollom and Bill Miller, District 5C; Michael Byrne, District 7; and Allan Orsborn, District 8A. Cindy presented each of those who were at the meeting with a desk clock in appreciation of their service.

Joining the board as new members beginning with the 2013-2014 Fiscal Year are Steve Drahozal, District 1A; Collin Davison, District 2A; Mark Godwin, Debra Hockett-Clark and Anjela Shutts, District 5C; Ian Russell, District 7; and Ryan Mitchell, District 8A. (A brief biography and photo of each new member can be found starting on page 6)

Elisabeth Reynoldson and Alan Olson received a gift from Cindy thanking them for their services. Alan chaired the Scope and Correlation Committee for the past year. Elisabeth chaired the Ways and Means Committee.

The board also recognized and thanked Diane Kutzko, Cedar Rapids, for her service as president of the Iowa State Bar Foundation. Diane served as president the past two years. Prior to her term as president, she served on the foundation board of directors for a number of years.

Incoming President Guy Cook presented

Cindy with a framed resolution thanking and commending her for her service to the association. The resolution acknowledged “her dedication, attention to detail, calm level-headed leadership style and extraordinary talent as a speaker and writer that enabled her to chart a course through sometimes controversial issues,” specifically the retention election issue that confronted the courts and the association in the Fall of 2012. It also commended her for having as “her first concern when addressing controversial issues the impact it would have on members on both sides of the issues, and her unwavering resolve to keep all members advised of the association’s decisions and actions.”



Outgoing President Cindy Moser thanks Elisabeth Reynoldson for her service as chair of the Ways and Means Committee during the first half of the BOG annual meeting.



Outgoing President Cindy Moser congratulates and thanks Alan Olson, outgoing chair of the Scope and Correlation Committee, for his work on the committee the past year.



Outgoing Board of Governors members include (from left): Scott Brown, District 2A, Mason City; Brendan Quann, District 1A, Dubuque; Immediate Past President Cindy Moser, Sioux City; Katie Cownie, District 5C, Des Moines; William Miller, District 5C, Des Moines; and Mike Byrne, District 7, Davenport. Also leaving the board after the first half of the annual meeting but not pictured were Lora McCollom, District 5C, Clive; and Allan Orsborn, District 8A, Ottumwa.



Incoming President Guy Cook presents Outgoing President Cindy Moser with a resolution thanking and commending her for her service the past year during the early moments of the second half of the BOG annual meeting.



Outgoing President Cindy Moser presents Diane Kutzko a token of appreciation from the BOG for her service as president of the Iowa State Bar Foundation for the past two years.

BASIC SKILLS COURSE

August 19 - 20

ISBA Headquarters • 625 E. Court Ave. • Des Moines, IA 50309

Presented by The Iowa State Bar Association and The Iowa Bar Review School

This course is targeted to attorneys needing to fulfill their basic skills training as required by Iowa Supreme Court Rule. Seating is limited so please make sure to register early. Lawyers admitted by examination in 2010 and subsequent years must complete a basic skills course within one year of their actual date of admission. The basic skills course requirement does not apply to lawyers admitted to practice on motion. This course may be completed after the last day of the bar examination that resulted in admission. Materials for this event will be available electronically only.

MONDAY, AUGUST 19

8:00 - 9:00 **Registration and Sign-in for Course**
9:00 - 10:00 **Civil Procedure** - Speaker: Barry Lindahl, City of Dubuque
10:00 - 10:15 **Break**
10:15 - 11:15 **Business Entities** - Speaker: David Bright, Nyemaster Goode, PC
11:15 - 12:15 **Ethics Law for New Iowa Lawyers** - Speaker: Paul Wieck, Office of Professional Regulation
12:15 - 12:45 **Lunch**
12:45 - 1:15 **Pro Bono** - Speaker: Anjela Shutts, Whitfield & Eddy PLC
1:15 - 2:15 **Contracts** - Speaker: Michael Streit, Ahlers & Cooney PC
2:15 - 3:15 **Torts** - Speaker: Tony James
3:15 - 3:30 **Break**
3:30 - 4:30 **Family Law** - Speaker: Jim Meade, Meade Law Office
4:30 **Adjourn**
4:30 - 6:00 **Complimentary Reception for Attendees sponsored by the Iowa Bar Review School**
(please indicate attendance when registering)

TUESDAY, AUGUST 20

7:30 - 8:00 **Sign-in for Course**
8:00 - 9:00 **Real Estate** - Speaker: Tim Krumm, Meardon Sueppel & Downer PLC
9:00 - 9:30 **Criminal Law** - Speaker: Eric Tindal, Nidey, Erdahl, Tindal & Fisher, PLC
9:30 - 10:00 **Criminal Procedure** - Speaker: Eric Tindal, Nidey, Erdahl, Tindal & Fisher, PLC
10:00 - 10:15 **Break**
10:15 - 11:15 **Probate and Trusts** - Speaker: Ross Barnett, Abendroth & Russell, P.C.
11:15 - 12:15 **Guardianships, Conservatorships and Powers of Appointment** - Speaker: Deanna Clingan-Fischer, Iowa Department on Aging
12:15 **Adjourn and Pick-up Certificates (required)**

Registration Form: Basic Skills Course

Name: _____ Member # _____ Phone # _____

Address: _____ City, State, Zip: _____

E-mail: _____

Registration Fee (includes electronic materials):

Taking the Bar Exam in 2013 ___ \$100 Attending Reception?: ___ Yes ___ No

Attorneys Admitted in 2012 or 2013 ___ \$100

Attorneys Admitted Prior to 2012 ___ \$200

Method of Payment: ___ Check enclosed Check Number _____
 ___ Master Card ___ Visa CLE Season Pass _____

Credit Card #: _____ Exp. Date: _____

Cardholder Signature: _____

Return Registration form to: ISBA CLE, 625 E. Court Avenue, Des Moines, Iowa 50309 or fax (515) 243-2511

For questions: phone (515) 697-7874 or e-mail cle@iowabar.org

Cancellation Policy: Registration refunds will be issued only if written notification is received by the Bar Office by August 12. Written notification can be mailed, faxed or e-mailed to the Bar Office.



October 30

Holiday Inn
1220 1st Avenue
Coralville

October 31

Hotel Fort Des Moines
1000 Walnut Street
Des Moines

Do you need to learn the “nuts and bolts” of one or more areas of the law? If so, then this seminar is for you! From litigation to family law to the essentials of being a successful attorney, this seminar will help any attorney, regardless of the area of law in which they concentrate their practice, to better understand the issues and thus better serve their clients. The seminar is also an opportunity for newer members of the Bar to meet and socialize with their peers and become acquainted with the Iowa legal community.

You may choose to either attend the Coralville event taking place October 30 or the Des Moines event which occurs October 31.

Registration begins at 8:00am with the general programming running from 8:30am - 11:45am. At 12:30pm, attendees may choose whether to attend the Litigation or Transactional Track.

The Litigation Track consists of the following topics: Alternative Dispute Resolution, Juvenile Law 101, Work Comp 101, Post-Conviction Relief, and Dos and Don'ts for Public Defenders.

The Transactional Track includes these topics: Business Formation, Real Estate, Estate Planning, and Intellectual Property.

Please select which track you plan on attending on the registration form below.

A link to event materials will be sent to registrants via e-mail days in advance. Only electronic materials will be available at the seminar. Please make sure to include your e-mail address in the registration form below.

Registration Form: Nuts & Bolts Seminar

Name: _____ Member # _____ Phone # _____

Address: _____ City, State, Zip: _____

E-mail: _____

Registration Fee:

| | |
|---|-----------|
| Law Student | ___ \$15 |
| Admitted to practice 2 years or less | ___ \$25 |
| Admitted to practice 3-5 years | ___ \$50 |
| Admitted to practice 6-10 years | ___ \$75 |
| Admitted to practice more than 10 years | ___ \$160 |
| Non-ISBA Member | ___ \$225 |

Please select location:

___ Coralville
___ Des Moines

Please select a track:

___ Litigation Track
___ Transactional Track

Method of Payment: ___ Check enclosed Check Number _____ CLE Season Pass _____
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For questions: phone (515) 697-7874 or e-mail cle@iowabar.org

Cancellation policy/Walk-in registration fee: Registration refunds will be issued only if written notification is received by the Bar Office by October 23, 2013. Written notification can be mailed, faxed or e-mailed to the Bar Office. Walk-in registration fee will be an additional \$50 (fee will begin on October 29, 2013).

2013

The International ADR Society's Fifth Annual Mediation World Congress



October 18-19, 2013
at the Drake Law School Legal Clinic

This year's conference will showcase speakers from around the world discussing all aspects of mediation. (15 hours CLE and 3 hours ethics applied for.)

Topics include:

The Impact of Women in Mediation Around the World: Panel

Professor Grace Chami-Sather - Dubai, UAE
Ana Virginia Bauder - Venezuela, London, UK
Martine van der Wielen - Paris, France
Professor Nancy Schultz - Chapman Law School, Orange County, CA
Magistrate Celeste Bremer - Des Moines, IA

Learning the Psychology of Effective Mediation

Doug Noll - Clovis, CA
Paul Randolph - London, UK

Can Mediation and the Courts Complement Each Other?

U.S. District Judge Robert Pratt - Des Moines, IA

Using Technology in Your Mediation Practice

Hillary Earle, Amicus Mediation & Arbitration Group - New York, NY

A "Gathering of Mediators" - Mediation in the Next Decade: Panel

| | |
|----------------------------|--------------------------------|
| Case Ellis - Chicago, IL | Tom Valenti - Chicago, IL |
| Paul Randolph - London, UK | Fred Lane - Chicago, IL |
| Doug Noll - Clovis, CA | Nick Critelli - Des Moines, IA |

The Future of Arbitration - Is it too costly, too lengthy, too destructive for a civilized people?

Tom Valenti - Chicago, IL
Michael Streit - Des Moines, IA
Michael Pitton - Iowa City, IA

How You Can Get Involved in Mediation Tournaments Around the World

Ali Nouraei - London, UK

For more information please contact Susan Ewing at 515-283-0331 or at amta@dwx.com

Agricultural Law Seminar

Thursday, September 12

Quality Inn and Suites, 2601 E. 13th Street, Ames, IA 50010

Co-sponsored by Iowa State University Center for Agricultural Law and Taxation (CALT), The Agricultural Law Section of The Iowa State Bar Association, and Iowa Farm Bureau, the Agricultural Law Seminar is for attorneys, insurance & real estate professionals, tax practitioners, and agribusiness professionals.

Topics include: State and Federal Ag Law Developments; In Defense of Property and Person; Federal Crop Insurance: What Is It? How Does It Work?; EPA Attempts to Expand Authority over Livestock Farms and Poultry Operations; Family Law, Foreclosures and Real Property Issues; and Identifying and Avoiding Conflicts of Interest.

Registration for this event is being handled through CALT. Please visit the CLE calendar of the ISBA and locate the 2013 Agricultural Law Seminar page for the link to the CALT registration page.

The Iowa Department of Human Rights: What it Does to Help Underrepresented Iowans (Webinar)

Friday, October 18

12:00 - 1:00 p.m.



SPEAKER

Heidi Smith, DHR-Community Advocacy and Services

The presentation will focus on the work of the three Divisions of the Iowa Department of Human Rights, including the Division on Criminal Juvenile Justice Planning (CJJP), Division on Community Action Agencies (CAA) with special emphasis on the Division on Community Advocacy and Services (CAS). The CAS Division includes seven offices of underrepresented populations in Iowa including Women, African Americans, Latinos, Asian Pacific Islanders, persons with disabilities, persons who are deaf, and Native Americans. The services these offices offer, their commissions work, and several projects the division is working on will be discussed.

74th Annual Tax School

December 4 - 6

Downtown Des Moines Marriott, 700 Grand Ave., Des Moines, IA 50309

A block of rooms has been reserved Tuesday, December 3 through Friday, December 6, 2013.

Room rate: \$121 per night (does not include 12% tax)

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PUBLISHER'S NOTE: E-mail submissions to the CLASSIFIED ADVERTISING section are requested. They save keystrokes, thus cutting down on our production time, and help to assure accuracy. Please follow the style of the ads appearing here, indicate the classification where you want your ad to appear and state how long the ad is to run. Each ISBA-member private law practice receives two free insertions annually, except for "Positions Available" ads. Those ads must be posted in the ISBA's Career Center to qualify for publication in the magazine. Once posted in the Career Center, they will be published in the magazine one time for each posting. Corporate and government attorney members of the association receive the same free privileges for their business, non-employer-related ads. If you have questions, call Steve Boeckman at 515-697-7869. E-mail your copy to sboeckman@iowabar.org. The number appearing in parentheses after each ad is not a box number. It indicates the date the ad will be pulled from the magazine. (SE) refers to paid ads. (TF) indicates internal or "house" ads that run indefinitely. Deadline for submissions is the first of the month prior to the month of publication.

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POSITIONS AVAILABLE

LAW OFFICE ADMINISTRATOR —

Elderkin & Pirnie, PLC, a mid-sized Cedar Rapids firm, is seeking to replace its retiring office administrator. The successful candidate would begin work in October, 2013, overlapping the retiring administrator by approximately 3 months. Candidates must have significant office administration experience and excellent references. Law office administration and expertise in accounting and computers are pluses. Please submit resume, references and salary requirements to: Elderkin & Pirnie, PLC, PO Box 1968 Cedar Rapids, IA 52406-1968, Attn: Dan Childers or email (preferred) to: dchilders@elderkinpirnie.com (AE)

HEALTH ASSOCIATE #178 — Dorsey & Whitney LLP's Health Care group is seeking a 1-4 year healthcare associate for its Des Moines office. The position will focus on transactions and regulatory compliance healthcare work (e.g., drafting and negotiating contracts, Medicare and Medicaid compliance advice, and HIPAA advice). For more information and to apply, please go to the website <http://www.dorsey.com/careers/attorneys/openings/> (9-13)

ATTORNEY — Arenson & Maas, PLC, is seeking an additional attorney—either a criminal law or a bankruptcy attorney. Qualified candidates with at least 2 years of licensed practice experience will be considered for this position. Client base preferred. We seek a highly-motivated attorney who wants to aggressively build and direct their practice in the Corridor area. The successful candidate will be self-sufficient, organized and have a litigation background, as well as excellent communication skills and entrepreneurial spirit. Ideal applicants will be high energy, with a strong work ethic. Compensation structure is negotiable. Please send a letter of interest and résumé/CV with references and salary expectations to James Arenson, at jarenson@arensonlaw.com. Applications will be kept confidential. (9-13)

PUBLIC FINANCE ASSOCIATE #176 —

Dorsey & Whitney LLP is seeking a junior associate attorney (0-2 years of experience) to join the Public Finance Department in its Des Moines office. This associate will have the opportunity to work on all phases of finance transactions for public and private entities, and advising clients on state and federal governmental and tax law issues. Qualified candidates will have strong organizational skills and a high level of attention to detail, excellent analytical, research and writing skills, and strong academic performance (top 25% of law school class). Apply online at <http://www.dorsey.com/careers/attorneys/openings/>. (9-13)

LEGAL COUNSEL — Casey's General Stores, Inc. in Ankeny is looking for an attorney. Strong interpersonal and verbal/written communications skills are required. A demonstrated ability to analyze, appraise and apply legal principles, facts and precedents to legal or factual situations is a must. Qualified applicants will have a minimum of 5 years of experience as an attorney, with at least 2 of those years preferably in private practice litigation. Past experience with multi-state operations is preferred. Please only apply if you meet the qualifications noted above. Qualified applicants may send a resume and cover letter with specific salary expectations and/or history to jobs@caseys.com (9-13)

ASSOCIATE ATTORNEY — Busy and growing Sioux City general practice law firm with clients in Iowa, Nebraska, and South

Dakota seeks an associate attorney (recent graduates and up to 3 years of experience). Must be willing to handle a variety of matters in many areas of law. Must be licensed in Iowa and willing and able to be licensed in Nebraska and South Dakota. Compensation is based on qualifications and/or experience. To apply, send resume and letter of interest to: tjd@decklaw.net (9-13)

EXCHANGE OFFICER — IPE 1031, a qualified intermediary company for Section 1031 exchanges, is seeking an Exchange Officer. Law degree is preferred with at least one year of professional experience. Transactional experience is preferred, but not required. This position involves management of exchange files. The Exchange Officer must enjoy working with people and problem solving, and be highly detail-oriented. IPE 1031 offers competitive compensation and benefits. To apply, send resume and letter of interest to: kbrown@ipe1031.com (9-13)

ATTORNEY — Hupy and Abraham, an AV-rated personal injury law firm headquartered in Milwaukee, Wisc., is looking for an experienced attorney with at least 5 years litigation experience to join our Des Moines team. Hupy and Abraham, S.C. has a proven record of large settlements in serious cases. With lawyers having combined experience of 125 years, our law firm is top-rated, has a large legal support staff and has handled thousands of cases from routine accidents to those resulting in multi-million-dollar settlements. Our mission is to give clients the best possible representation from the beginning of their case to its conclusion. When applying, please submit cover letter, resume and salary expectations. To apply, send resume and letter of interest to: jdaniels@hupy.com (9-13)

ATTORNEY — Patent Attorney wanted to join Intellectual Property team at Baird Holm LLP in Omaha, Neb. The ideal candidate will have six+ years practice experience in patent prosecution, and significant patent drafting experience as well. Must be able to hit the ground running and should have a track record of excellent client relations, project management and client development. An established practice is preferred but not required. An ideal opportunity to develop a



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tive investments. This position will work with, and report to the Associate General Counsel or General Counsel. The Attorney will provide legal services and support to all areas of AEGON USA Investment Management, LLC. To apply, send resume and letter of interest to: http://www.transamerica.com/about_us/careers/index.asp (9-13)

ATTORNEY — In accordance with Iowa Code Section 69.14A(2)(a), the Fremont County Board of Supervisors intends to fill a vacancy in the office of Fremont County Attorney by temporary appointment. Said appointment will be effective until Jan. 1, 2015. Any interested individual must live in Fremont County at the time of appointment. All interested persons meeting the minimum qualifications are invited to seek appointment. As provided in Iowa Code 69.14A(2)(b)(2), this vacancy may not be filled by special election. Individuals interested in the temporary appointment should submit a resume along with a writing sample and letter of interest detailing their qualifications to the Board of Supervisor's office, PO Box 610, 506 Filmore St., Sidney, IA 51652, or email jkirk@cofremont.la.us by 4:30 p.m. on July 31, 2013. (9-13)

ATTORNEY — Greffe & Sidney is seeking a litigation associate with 1 to 4 years experience. A qualified applicant should possess a passion for trying cases and outstanding academic credentials. Applications should be sent to the attention of the Hiring Partner, P.O. Box 10434, Des Moines, IA 50306. (9-13)

ATTORNEY — Fairmont, Minn., two-attorney firm seeks an attorney with at least 5 years' of estate planning, probate and income tax experience. The firm is looking for a detail-oriented person with analytic ability, communication skills and the desire to become the owner of a small town law practice. A farm background is desirable. Partnership interest within one year for the right person is available. Our practice is focused on the tax and legal needs of Minnesota farmers and retired farmers including: estate planning, trust and estate administration, real estate transfers, business formation and preparation of individual, business, and fiduciary income tax returns as well as gift and estate tax returns. We are located in the county seat, population of 12,000 with an excellent school system, medical facilities, and park system including 5 lakes. A Minnesota license is required, and an Iowa license is desirable. Interested applicants should send a cover letter, resume and references to kas@krasha.com. (9-13)

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this advice to the internal customers. A successful candidate will have 3 to 7 years of experience in corporate law matters – in private practice or corporate law department. Please visit <http://www.vermeerjobs.com/> to apply. (9-13)

PUBLIC FINANCE ATTORNEY — Omaha law firm has immediate need for attorney with 5 years' experience in public finance transactions and related securities law matters. Excellent opportunity for a candidate with good business development and client relations skills to join a growing firm with excellent national reputation and strong practice group. Apply through the ISBA Career Center at <http://www.legalstaff.com/JobSeeker/JobDetail.aspx?abbr=WWW3&jobid=db9a5f02-0b70-42e0-9aa2-a4d9db2b73c&stats=y> (9-13)

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PERSONAL

IF DEPRESSION, STRESS, ALCOHOL OR DRUGS are a problem for you, we can help. We are a non-profit corporation offering attorneys free help in a totally confidential relationship. We are the Iowa Lawyers Assistance Program. Under order of the Iowa Supreme Court, all communication with us is privileged and private. Our director is a former lawyer, a recovering alcoholic and drug addict. He is a trained substance abuse counselor and an Employee Assistance Professional (EAP). We cannot help unless you call — 515-277-3817 or 800-243-1533 — or message (in confidence) help@iowalap.org. All you have to do is ask us to contact you. No other details are necessary. We will call you. The Iowa Lawyers Assistance Program also can provide speakers for local bar associations. Just ask. (TF)

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OFFICE SPACE/SHARING — Ideal location in West Des Moines on 50th Street,

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OFFICE SPACE — Furnished office space for rent in downtown Des Moines attorney office adjacent to Polk County Courthouse. Easy access to skywalk system, parking, bus line and food courts. Rent includes private fully furnished office, internet access, use of equipment, conference room, and gym access. Three months free rent with signed agreement. Please contact Michael Horn at 515-283-2330 or email at dmlaw1@qwestoffice.net. (10-13)

OFFICE FOR RENT — Urbandale attorney has office space available for rent, located just off of I-80/35 and Douglas Avenue. Office space includes internet access, use of equipment, conference room, kitchen, and plenty of parking. Paralegal and bookkeeping services on-site. Office space is shared with attorney and mortgage company. Please contact Jules Ofenbakh at 515-868-0088 or email julia@ofenbakhlaw.com. (10-13)

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DOWNTOWN DES MOINES — Law office space available for one to two attorneys. Located in U.S. Bank Building at 520 Walnut, across the street from the Polk County Courthouse with skywalk access. Includes receptionist, fax, copier, conference room, kitchen and free client parking. Overflow cases and contract work available. Please contact Pam Vandel at 515-252-7501 or PamV@vandellaw.com (AE)

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Push is on to grow Iowa LawPAC

Supporters cite benefit to society from legal profession's involvement in legislation

ISBA President Guy Cook announced during the June 25 Iowa LawPAC Committee meeting that one of his top priorities as bar president will be to grow Iowa LawPAC.

As a part of the growth strategy, President Cook announced a campaign to grow the PAC on a sustained basis over the next five years. He called the program the "5 by \$500" which requires a commitment to make a \$500 contribution per year for five years to Iowa LawPAC.

President Cook also announced a 3 by \$300 program that provides a flexible major commitment to the program. It calls for members to contribute \$300 per year for three years.

Currently the participation in Iowa LawPAC is about 11 percent of the ISBA membership, or a little more than 700 ISBA members. In addressing the LawPAC Committee, Guy noted "When you think about this statistic, it's embarrassing that a profession that lives by the law, works with the law, and has been responsible for initiating legislation that encompasses almost half the code of Iowa, or in other words makes the law, does not provide better support of the ISBA legislative efforts."

As a part of the growth strategy of not

only obtaining larger sustained commitments, President Cook wants to double or triple the number of bar members contributing to Iowa LawPAC. Members committing to the 5 by \$500 program or the 3 by \$300 program will be formally recognized and honored at the December tax school and at the Board of Governors dinner in conjunction with the December tax school. Contributors will also be recognized in the Iowa Lawyer magazine.

In response to President Cook's request that the Iowa LawPAC Committee make concerted efforts to grow LawPAC, all 10 members and ex-officio members of Iowa LawPAC have pledged to participate in the 5 by \$500 program. Iowa LawPAC Committee member Ed Skinner immediately sent a personal check in the amount of \$2,500 stating that "nothing in my opinion is more important to our society than is the dedication of our profession to the leadership it can provide in legislative issues as an endeavor to keep a society alive under the rules of law."

Former YLD president and Iowa LawPAC Committee member Eric Bidwell also followed up with a \$2,500 contribution. He noted that the members who have a truly

vested interest in the success of the ISBA legislative activities are young lawyers. It's their future that the ISBA is trying to protect. All members of Iowa LawPAC have pledged to make similar contributions.

The committee urges all bar members to consider participating in the program to enhance Iowa LawPAC contributions by either pledging to the 5 by \$500 or 3 by \$300 programs. If you are not contributing to Iowa LawPAC now, they urge you to do so. The committee will be contacting firms throughout the state to encourage increased contributions.

At the June 25 meeting a report (see chart) was presented by the ISBA legislative counsel that showed contributions from various interest groups. The report graphically illustrates how other interest groups outperform the ISBA in providing contributions to political candidates. The chart also shows that the ISBA is balanced in making contributions to both Republicans and Democrats. Any imbalance is directly related to the number of lawyer candidates that are running for the legislature in either party, as Iowa LawPAC makes significant contributions to lawyer candidates.

Chart: Expanded PAC Contribution Comparison

| Entity | # Contributors | Contributions | Avg. Cont | # Democrat recipients | Democrat Total | # Republican recipients | Republican Total | \$ rec'd 10.19.12 | \$ distributed 10.19.12 |
|---|----------------|---------------|-------------|-----------------------|----------------|-------------------------|------------------|-------------------|-------------------------|
| Iowa State Bar Association | 246 | \$ 90,725.00 | \$ 368.80 | 157 | \$ 52,800.00 | 89 | \$ 37,925.00 | \$ 26,705.00 | \$ 40,900.00 |
| Iowa Association of Realtors | 153 | \$ 215,950.00 | \$ 1,411.44 | 57 | \$ 74,250.00 | 96 | \$ 141,700.00 | \$ 107,975.00 | \$ 181,611.00 |
| Iowa Bankers Association | 113 | \$ 176,600.00 | \$ 1,562.83 | 25 | \$ 34,000.00 | 88 | \$ 142,600.00 | \$ 5,847.00 | \$ 91,100.00 |
| Iowa Association for Justice | 154 | \$ 169,324.00 | \$ 1,099.51 | 140 | \$ 163,224.00 | 14 | \$ 6,100.00 | \$ 73,997.00 | \$ 140,037.00 |
| Iowa Association of Business and Industry | 166 | \$ 101,500.00 | \$ 611.45 | 18 | \$ 6,950.00 | 148 | \$ 94,550.00 | \$ 12,741.00 | \$ 84,820.00 |
| Hy-Vee Inc. | 378 | \$ 231,727.00 | \$ 613.03 | 117 | \$ 68,250.00 | 261 | \$ 163,477.00 | \$ 37,705.00 | \$ 191,112.00 |
| Associated General Contractors | 157 | \$ 382,066.00 | \$ 2,433.54 | 65 | \$ 138,000.00 | 92 | \$ 244,066.00 | \$ 13,702.00 | \$ 98,379.00 |
| Master Builders of Iowa | 140 | \$ 124,000.00 | \$ 885.71 | 35 | \$ 23,500.00 | 105 | \$ 100,500.00 | \$ 54,135.00 | \$ 106,447.00 |
| Iowa Farm Bureau | 131 | \$ 169,468.00 | \$ 1,293.65 | 9 | \$ 13,414.00 | 122 | \$ 156,054.00 | \$ 70,219.00 | \$ 100,100.00 |

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The Iowa LawPAC Committee itself is also equally balanced by political party. Members of the committee are:

Eric Bidwell
Tom Henderson, chair
Dan Holm
Sarah Kleber
Martin Petersen

Martha Shaff
Ed Skinner
James VanWerden, vice chair
Bill Vernon
Jay Willems

Ex Officio Members:
Jim Carney
Dwight Dinkla
Jenny Tyler

If there are candidates in your area who you believe deserve the support of Iowa LawPAC, please contact Executive Director Dwight Dinkla at ddinkla@iowabar.org. President Guy Cook and the LawPAC Committee urge you to join them in making a donation commitment to LawPAC today.



Several members of the 2013 Iowa LawPAC Committee take time out for a photo with ISBA President Guy Cook during their June 25 meeting. Shown (from left) are Jim Van Werden; Thomas Henderson, chair; Ed Skinner; Cook; Martin Petersen; Martha Shaff; Eric Bidwell; and Jay Willhelms. Not shown are Dan Holm, Sarah Kleber and Bill Vernon.

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One of the best ways to remember a deceased lawyer is through a memorial gift to the profession to which he or she devoted an entire life. Surviving family members can point with pride to the accomplishments memorialized in a tangible form.

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For more information, contact The Iowa State Bar Foundation at the address above, or via phone at 515-697-7870, or e-mail at mhill@iowabar.org.



Bruce Walker: ISBA's new vice president –

Decision to become a lawyer followed boyhood dream of playing in the NFL

Iowa City attorney Bruce Walker was elected ISBA vice president in voting by the membership conducted in May. He is a member of the law firm of Phelan, Tucker, Mullen, Walker, Tucker & Gelman, L.L.P. where he has practiced in both plaintiff and defense civil litigation since being admitted to the Iowa Bar in 1972. As vice president, he begins the three-year process leading to the presidency in June 2015, assuming he is elected to the president-elect position next year.

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former dean and adjunct professor, Drake University Law School, invites applications for:

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For information, contact Susan Ewing at 515-283-0331 or amta@dwx.com.

The following Q & A interview is offered as a way to help members get to know Bruce — professionally and personally.

Q: Why did you become a lawyer?

A: It is a long story. My maternal grandfather immigrated from Italy between the wars to establish a home in Des Moines where relatives had settled. He bought a house on Granger Avenue near the ball park and was able to walk to work on Court Street in the grocery warehouse district. Since his English was not very good, he relied on a middle man who received the payments but did not pay the owner. When there was a forfeiture, he went to Barney Meyers for help but could not pay his fees. Somehow the issue was favorably resolved. Nonno (grandpa) Luigi sent my mother to babysit the Meyers children and clean, cook and help Florence Meyers (later Wallace) out for the fee. When I became old enough, I went along to play with her grandchildren, one of whom is Tom Henderson, mow the lawn, trim trees and bushes, haul trash etc. I thought what Mr. Meyers did was

honorable so when I was old enough to get over wanting to play in the NFL, I decided to be a lawyer.

Q: How has your motivation to practice law changed over the years — if it has changed?

A: It hasn't changed. I still enjoy helping people who need help and a good scrap. I like resolving problems.

Q: After 41 years as an attorney, what have been some of the highlights you've experienced in your career?

A: Being asked to serve the bar first as a BOG member then as an officer. Being asked to join ABOTA by two lawyers I respect, Dwight James and Dale Peddicord, Being nominated to the College. Being asked to join the ADTA by John French, another lawyer I respect. Generally helping those in need.

Q: What have been some of the frustrations, or things you would do differently in hindsight?

A: Learn when/how to respond and when to keep my mouth shut until I can think.



Bruce makes notes on a legal pad at his desk. On the wall to his left is a print featuring a cut-away of the ship that brought his grandparents to America from Italy.

Q: What areas of the law do you practice in primarily, and how did you gravitate to those areas?

A: Trials on both sides of the docket. I enjoyed my first-year argument in appellate advocacy in law school.

Q: Why did you want to become an ISBA officer?

A: My family and I have benefited from my law license and when asked to serve I knew that I should do so.

Q: What do you hope to accomplish during the two years in the officer ranks leading up to your year as president, assuming that the members elect you to the president-elect position next year?

A: If asked to continue to serve, I will do what I can to advance the profession, guided by staff, the BOG and members. My role as chair of the Access to Justice Committee has not been completed. Until it is, I would like to follow through on the recommendations when approved by the BOG. There are many unresolved needs in this field which should keep the committee busy for two years and beyond. Aside from access to justice, the profession is undergoing a major change created by pressures from outside: retirement of leaders and long-time members, lower law school entrants and fewer young lawyers who want to join the ISBA. All of this will require thoughtful consideration.

Q: What would you say are the strengths of the ISBA?

A: Its diverse membership.

Q: How about areas that could use some improvement?

A: We all need to learn to accept change gracefully.

Q: What kinds of community activities are you involved with?

A: I coach youth sports and have since our oldest son was 6 (he's 40). I have served on our church board of elders and deacons, I park cars for home football games with our church men's group. My wife and I went on a mission trip to Haiti with our church youth group. I coached our church league softball team and was commissioner of the church league. I served on the Justice Center committee for the first two attempts to secure bond passage. I served as a member and later counsel to the Iowa City Civil Service commission. I was a pack leader in Cub

scouts when our boys were active, and was active in the Boy Scouts for a number of years afterwards. I organized delivery of non perishable items to the Sioux Tribe where we adopted our daughter.

Q: Why those particular activities?

A: The need existed and I was asked, or I volunteered.

Q: How do you like to spend your free time? Hobbies? Etc.?

A: I work, I coach, I serve on church, community, bar and legal committees when asked. In addition, I like to cook.

When there is time my wife and I like to travel.

Q: Why those activities?

A: There is a need and I have been asked to serve or I volunteered, and we enjoy travel. I relax while coaching and cooking.

Q: On a personal note, where were you born and raised?

A: Des Moines. I graduated from Lincoln High School. We had a good football team in 1962 and 1963, and I was given a chance to play football in college.



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I went to William Penn College on a scholarship. During my first year at William Penn, I realized my future was outside of football, so in my second year of college, I came to the University of Iowa. I liked it here, and have lived here ever since.

Q: How many brothers and sisters do you have, and where are you in the birth order?

A: I have one sister, Janet. I'm the oldest.

Q: What is your wife's name, and what kind of work does she do?

A: Her name is Marlys, but don't call her that. She goes by Dedi. She retired after teaching Spanish in public schools for more than 30 years, first in Solon

while I was in law school, and later in Iowa City. She now spends as much time as she can with her mother in Davenport, our three granddaughters and volunteering at Table to Table and the Crisis Center of Johnson County.

Q: How many children do you and Dedi have, and where are they in life?

A: Nick (40) is a cardiologist with Iowa Heart Iowa City. Tony (38) is a language arts teacher and drama director in Woodstock, Ill. Sunday (35) is an assistant manager for a restaurant in Iowa City.

Q: What, if any, motto(s) do you try to live by?

A: There are easy answers to complex issues, but they are typically wrong.

On the evenings he helps coach baseball, Bruce dons this uniform and heads to the field around 4 - 4:30 p.m.

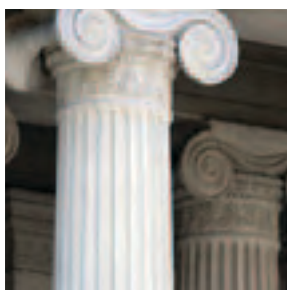


Bruce talks with a couple of players he helps coach who had shown up several hours before the game to practice. The team won, Bruce later reported.



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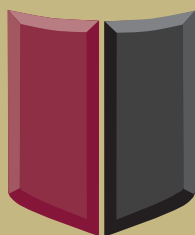
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BrownWinick for being ranked as a "leading law firm" in Chambers USA® 2013 – America's Leading Lawyers for Business in the areas of Corporate/M&A, Labor & Employment, Litigation: General Commercial and Real Estate, and for having six of its attorneys selected for inclusion in Chambers USA® 2013 as "leaders in Iowa." Chambers USA is published annually by Chambers & Partners to assess and rank the leading attorneys and law firms in the United States, based on peer and client reviews.



Denise K. Drake

Denise K. Drake, a shareholder in the Kansas City, Mo., office of Littler Mendelson, PC, for being elected as a Fellow of the College of Labor and Employment Lawyers, class of 2013. To qualify as a Fellow, nominees must have been in the field of labor and employment law for at least 20

years and have proven to their peers, the bar, bench and public that they possess the highest professional qualifications and ethical standards; the highest level of character, integrity, professional expertise and leadership; and a commitment to fostering and furthering the objectives of the college.

District Court **Judge Stephen C. Clarke** of Cedar Falls for receiving the 2013 Award of Merit from the Iowa Judges Association (IJA) at the association's annual meeting in June. This is the 26th annual recognition of its kind and is the only award given by the IJA. It was awarded to Judge Clarke "in recognition of his dedication, skill, distinguished service and extraordinary efforts for the betterment of the Iowa judiciary."

Seven **Whitfield & Eddy PLC attorneys** for being listed in the 2013 edition of "America's Leading Lawyers for Business" published by Chambers and Partners. The seven attorneys and the areas for which they were listed include: **Thomas H. Burke**, Corporate/Mergers & Acquisitions: Banking & Finance; **Mark R. Gray**, Real Estate; **Greg A. Naylor**, Labor & Employment; **David Phipps**, General Commercial Litigation; **Kevin Reynolds**, General Commercial Litigation; **Jaki Samuelson**, Labor & Employment; **Kara M. Sinnard**, Real Estate.

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Lawyers are needed to make sure laws enacted serve the public interest

The six lawyers at Hayek, Brown, Moreland & Smith, L.L.P. in Iowa City believe it is their obligation to support the efforts of The Iowa State Bar Association to ensure that the legislative and executive branches of state government enact laws and regulations that are in the public interest.

As a result, they have consistently contributed to Iowa LawPAC.

"The efforts of the Bar are especially important due to the fact that fewer lawyers are able to serve in the Iowa legislature," members of the firm said in a statement. "Lawyers are in a unique position to observe the impact of legislation and regulation on individuals and businesses in Iowa."

Hayek, Brown, Moreland & Smith was founded in 1926 by Will J. Hayek. He had served in France in World War I and upon his return completed his education at the University of Iowa, obtaining his law degree in that year. During World War II, he again served on active military duty.

His office was kept open by his wife, Marjorie Hayek, who served as secretary, with the help and supervision of other lawyers in the community, principally the

late Arthur Leff, founding partner of the present day Leff Law Firm in Iowa City. After World War II, Will Hayek operated as a solo practitioner until 1966 when he was joined by his son, John Hayek, and then in 1973 by another son, Peter Hayek.

In the 1960's and 1970's, the firm provided legal representation to the city of Iowa City for its downtown urban renewal project. John Hayek served as city attorney.

David Brown joined the law firm in 1987, Joseph Moreland in 1997, Matthew Hayek in 2001, Alison Smith in 2004 and Laura Bergus in 2011. Matthew Hayek, in addition to his law practice, currently serves as the mayor of the city of Iowa City.

The firm now provides a broad range of legal services to clients in eastern Iowa with an emphasis on litigation, family law, real estate, business representation, and estate planning. It currently consists of six lawyers and a support staff of seven, including three legal assistants.

Members of the firm believe it is incumbent on all lawyers to support Iowa LawPAC and other efforts to make sure that that legislation and regulations benefit the public.



Members of the Hayek, Brown, Moreland & Smith, L.L.P. firm in Iowa City are: (Back row, left to right) Joseph T. Moreland, John W. Hayek, David E. Brown, Matthew J. Hayek, Laura E. Bergus; (Middle row, left to right) Alexa Squires, Melissa Osman, Edward Rodriguez, Katie Molzen, Rosie Starr and Barbara Weets-Caudill; (Front row, left to right) Tara Martin, Velma Brayton, Mary Sinn and Alison Werner Smith.



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In Memoriam

George A. Wilson Jr., 88, passed away May 3. The son of former Governor and U.S. Senator George A. Wilson, George, Jr., attended Roosevelt High School and then received his undergraduate training at George Washington University. After serving in the Army in WWII, he graduated from Drake University Law School in 1951 before being called back into active duty for the Korean War. He worked as a lobbyist, beginning in 1954, and served in that capacity until his retirement in 2002.

James Millhone, 76, passed away on May 15. A graduate of Clarinda High School, James graduated from Parsons College and the University of Michigan Law School. He was admitted to the Iowa bar in 1961. He returned to Clarinda in the 1960s after mission work in Egypt in order to practice there. For a time, he served as the Page County Attorney. James had an interest in tax law and, while serving as a law examiner, he wrote the tax questions for the Iowa Bar Exam.

Dean R. Nelson, 72, died on May 30. He was admitted to the Iowa bar in 1969.

Don W. Barker, 101, passed away June 2. Born and raised in Milton, Don attended the University of Northern Iowa. He taught for

three years before he attended The University of Iowa College of Law, where he received his law degree in 1941. He was the founding partner of what would become the law firm of Barker, McNeal, Wiese, and Holt in Iowa Falls. He also served two terms as the Hardin County Attorney and one term as president of the Hardin County Bar Association.

Bennie Willie, 90, died on June 16. Born March 7, 1923, the Iowa City resident was a graduate of the University of Iowa College of Law. He was admitted to the Iowa Bar in 1951 and was a member of the ISBA since then.

Megan Marie Manning Antenucci, 56, passed away on June 29.

A 1975 graduate of Dowling Catholic High School and lifelong resident of Des Moines, Megan graduated with honors from Iowa State University in 1979 after attending Indiana University from 1975-1977. She worked as a journalism instructor at Valley High School and attended Drake University Law School, where she was executive editor of the Drake Law Review. She graduated from Drake in 1985, later practicing as a trial lawyer for Whitfield & Eddy PLC in Des Moines.

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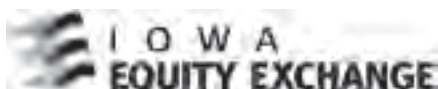
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