



Bar Officers:

- President:** Jo Watson Hackl
- President Elect:** Jennifer E. Johnsen
- Secretary:** E. Grantland Burns
- Treasurer:** James H. Price, III
- Editor:** James I. Warren, III
- Executive Secretary:** Nancy Griffeth

G-Bar News

President's Remarks

I hope that your summer has been full of family and fun. Now that the Greenville County Bar Association has crossed the mid-point in our calendar, it is a good time to look at what we have planned for the remainder of the year.

On August 20, the Greenville County Courthouse will hold an open house. This is a great opportunity to visit with the judges and staff and to celebrate the opening of the Attorney's Conference Room and the addition of a collection of photographs honoring our judges and lawyers. I hope that by now you have had an opportunity to use the Attorney's Conference Room. It is an excellent resource featuring not only conference facilities but also computer hook-ups and cable access. Many thanks are due to Paul Wickensimer and his excellent team for putting together this facility.

The Greenville County Bar Association is known for its collegiality and in September we will celebrate that tradition with an

evening of fun and fellowship. Please watch your mail for details.

On November 6, we will hold a reception honoring our judges at the Greenville Country Club. The South Carolina Supreme Court will hold court at the Greenville County Courthouse the following day and members of the Supreme Court will join us for the reception.

On November 19, we will hold a luncheon featuring The Honorable Judge Joe Anderson. The Tommy Thomason award will also be presented at this luncheon to a member of our local bar who best embodies the spirit of excellence, professionalism and commitment to public service exemplified by Tommy Thomason.

On December 6, we will hold our annual CLE program, a program much anticipated by those of us who put off obtaining those last couple of credit hours until the end of the year.

We will hold our annual Christmas party on December 5 at the Greenville Country Club.

Finally, we will hold our Memorial Service, followed by our annual meeting, on December 19. In the Memorial Service the Bar Association honors the memory of lawyers who have passed away during the year. This is without a doubt my favorite event of the year. It is a chance to hear great lawyers celebrate the lives of other great lawyers with humor and dignity. I always leave the event feeling even prouder of my profession and fortunate indeed to practice in a legal community that so honors its tradition of commitment to legal excellence and to our colleagues. If you know of any attorneys who should be included in this year's service, please contact Jack Griffeth at 242-6360.

I hope to see you at each of these events. Please remember that this is your Bar Association, and I would love to hear from you with ideas, suggestions, or concerns.

152nd edition

June 2002

Upcoming Events:

- Reception on August 20 at the Courthouse to view photographs and enjoy the Attorneys Conference Room.
- The Supreme Court will hold hearings in Greenville on November 7. A reception will be held on November 6 at the Greenville Country Club.
- The GCBA Christmas Party - Thursday, December 5.
- CLE—Friday, December 6.

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COURT FEES AND ASSESSMENTS

House Bill 4431 was signed by the Governor on June 18, 2002. See www.scstatehouse.net for more details. The following fee

changes apply. 1) filing fee in a civil action is increased to \$100; 2) court costs for support payments are in-

creased from 3% to 5%; 3) \$25 filing fee for every motion made in family and common pleas courts.



Family Court Liaison Committee Report

The following minutes are from the meetings held on May 17 and June 21, 2002.

Attorneys are reminded that the striking of a case after 270 days has passed does not relieve an attorney of representation of their client. In order to be relieved as counsel, the proper motion needs to be made or a consent order submitted. Attorneys are notified that the Greenville Family Court will be very short on Judges through at least the fall of 2002. Attorneys are asked to be proactive in settling their cases and scheduling their cases for mediation.

Attorneys are reminded that Guardian ad Litem are re-

quired to attend hearings in which an agreement has been reached between the parties to make a recommendation to the court regarding the agreement. Guardian ad Litem should also attend visitation contempt hearings. Please refer to the Patel Case for the latest instructions from the Supreme Court regarding Guardian ad Litem.

According to the Greenville County Family Court statistics, mediation saved 85 hours in March and 56 hours in April.

Attorneys are asked to sign in at 8:45 a.m. on Wednesdays for child support contempt days in order to be placed at the top of the list. If you do not sign in early, then you will be called in

the order in which you signed in.

The next Family Court Liaison meeting will be **July 19, 2002, at 2 p.m.** in the Conference Room in the Judge's Hallway. Anyone who is unable to attend these meetings but has issues they would like addressed may contact the following lawyers: **Christine M. Howard** (282-8575); **Wallace A. Mullinax** (233-4351); **W. Marsh Robertson** (242-1090); **Robert M. Rosenfeld** (235-9613); or **Thomas W. Traxler** (242-3566).

Bench and Bar Liaison Committee Meeting

The Bench and Bar Liaison Committee for the Circuit Court met on May 31, 2002, with the Chief Administrative Judge for the Thirteenth Judicial Circuit, the Honorable Larry Patterson.

We discussed changes that the General Assembly has made to S. C. Code Annotated 15-3-20 regarding the commencement of a civil action. The new legislation effective May 24, 2002, provides that a civil action is commenced when the Summons and Complaint are filed with the Clerk of Court, if actual service is accomplished between 120 days after filing. This is a significant change from Rule 3, which stated that a civil action was only commenced by filing and service of a Summons and Complaint.

Judge Patterson informed the group that the civil docket continued to be in great shape. Mediation has been so successful that the court has not kept a jury panel all the way through Friday since the beginning of the year, and that typically the Judges in Common Pleas Court are finishing on Wednesday and Thursday.

Overall, Judge Patterson has found the Bench and Bar meetings to be extremely helpful and extended his gratitude for the members of the Bar who have participated during the 2 1/2 years he has been Administrative Judge.

Judge Patterson also indicated his preference for the current method of roster meetings and status conferences which allow personal interaction between the Court and the attorneys as opposed to the computerized methods being used in other jurisdictions.

If you have any questions or comments, fax your concerns to any of the following:

Amy Snyder 235-4399; **Jack Griffeth** 271-7972
Gene Covington 233-9777; **William Brown** 232-2925; **Rodney Pillsbury** 233-3750; **Matt Johnson** 271-7502; **Gary Hill** 235-0199; **Liz Philpot** 242-1566; **David Flowers** 370-0788; **Sam Outten** 240-2498.

TERMS OF COURT

CIRCUIT COURT

July 1, 2002
Greenville GS—Kittredge
Greenville CP—Few

July 8, 2002
Greenville GS—Watson
Greenville GS/State Grand
Jury—Few
Greenville GS—Kittredge
Pickens GS—Pyle
Greenville CP—Patterson
Greenville CP—Simmons

July 15, 2002
Greenville GS—Watson
Greenville GS—Few
Greenville CP—Patterson

July 22, 2002
Greenville CP—Patterson
Greenville GS—Watson
Greenville GS—Kittredge
Greenville CP—Burch

July 29, 2002
Greenville CP—Kittredge
Administrative Week—Few
Greenville GS—Patterson
Greenville CP—Burch
Greenville CP—Watson

FAMILY COURT

July 1, 2002
Greenville—Jenkins, Bartlett, Brown, Jenkins
Pickens—Johnson, A.

July 8, 2002
Greenville—Jenkins, Bartlett, Brown
Pickens—Johnson, A.

July 15, 2002
Greenville—Bartlett, Brown

July 22, 2002
Greenville—Jenkins, Bartlett, Brown, Hall
Pickens—Johnson, A.

July 29, 2002
Greenville—Jenkins, Brown, Bartlett
Pickens—Johnson, A.

Announcements

The South Carolina Defense Trial Attorneys' Association (SCDTAA) sponsored its twelfth annual Trial Academy in Greenville on June 12–14. The three day mock trial course offered education and training in civil court trials, as well as the chance to try a case in front of the Upstate's most seasoned judges, to 24 young lawyers from across the state of South Carolina. Next year, the Academy will likely be held in Charleston and then rotated throughout the state, to give judges from across the state the opportunity to participate. **H. Mills Gallivan** is the current president of the SCDTAA.

The South Carolina Administrative and Regulatory Law Association (SCARLA) will host its 2nd annual educational seminar and meeting on September 20, 2002, at the Spring Valley Country Club. The cost of membership and

the educational seminar is \$50 if paid by August 15, 2002. If paid after August 15, 2002, the cost will be \$70. Lunch on September 20 is included. Persons interested in the seminar and/or membership may obtain further information by calling John E. Nabors at (803) 532-0608 or by email at nabson@pbtcomm.net.

Daniel B. White, partner with Gallivan, White & Boyd, P.A. has been elected Secretary of the South Carolina Bar.

Cheryl A. Truesdale has become associated with the Law Office of William H. Ehlies, P.A., 310 Mills Avenue, Bldg A., Suite 201, Greenville, SC 29605, email: Cheryl@ehlieslaw.com.

William S. F. Freeman has become an associate with the firm of Swagart, Walker, Martin & Reibold, P.A. located at

75 Beattie Place, Suite 910, Greenville, SC 29601. Phone number—(864) 552-9990.

The Tommy Thomason Award was established by the Greenville County Bar Association in 1993 to honor a Greenville lawyer whom best exemplifies the wonderful qualities of Tommy Thomason. The Selection Committee for the Award will be chaired this year by our immediate past president of the Greenville County Bar - Robert Rosenfeld of the firm of Porter & Rosenfeld, P. O. Box 4277, Greenville, SC 29608-4277. He will be joined on the committee by the three most recent recipients of the award and three attorneys appointed by the Greenville County Bar Association. There is no mandatory requirement that a recipient be selected each year;

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The Greenville Association of Legal Assistants meets on the second Thursday of each month at the Poinsett Club. Cost of the luncheon is \$12.50. Interested attorneys are welcome to attend and please encourage your paralegals to attend as well. Contact Gail Vieth at 552-4508 for more information.



Verdicts

Caption: Sandra R. Loftis v. James D. Howard and Margaret H. Howard
Case No.: 01-CP-23-1523R
Attorneys for Plaintiff(s): Bill Dodson
Attorneys for Defendant(s): Stuart Mauney
Cause of Action: Premises liability
Verdict: Plaintiff, \$300,000 actual damages

Caption: Euphenia Moore v. Marnee Gauthier
Case No. 01-CP-23-3435
Attorneys for Plaintiff(s): David Collins, Jr.
Attorneys for Defendant(s): Troy Tessier
Cause of Action: Automobile accident
Verdict: Defendant

Caption: Tim Williams v. Douglas A. Churdar and Robert Cook
Case No.: 00-CP-23-4165
Attorneys for Plaintiff(s): Francis Draine
Attorneys for Defendant(s): David Moore, Curtis Ott
Cause of Action: Damages
Verdict: Defendant

Caption: Tasha Holley v. Stephanie M. Woodruff
Case No.: 01-CP-23-2876
Attorneys for Plaintiff(s): William Ehlies
Attorneys for Defendant(s): Brent Fortson
Cause of Action: Automobile accident
Verdict: Plaintiff, \$2,993.40 actual damages

Caption: Diana Gilliam v. Randy Mathena
Case No.: 01-CP-23-2907R
Attorneys for Plaintiff(s): Thomas Gagne
Attorneys for Defendant(s): Rusty Harter
Cause of Action: Premises liability
Verdict: Defendant

Caption: Shirley Henderson v. USA Waste, Inc. d/b/a Waste Management of South Carolina
Case No.: 01-CP-23-3815
Attorneys for Plaintiff(s): John M. Read, IV
Attorneys for Defendant(s): Stephanie Flynn
Cause of Action: Damages
Verdict: Plaintiff, \$13,550 actual damages

Announcements (cont.)

however if you have someone to nominate please send a written nomination to Robert Rosenfeld. Send all nominations in by September 1, 2002. The Tommy Thomason Award, if awarded this year, will be presented at a luncheon on November 19.

LEGAL STAFF PROFESSIONALS OF GREENVILLE

LSPG meets on the third Wednesday of each month at the **Greenville City Club** from **12:30 to 1:30 p.m.**, and membership is open to

all legal support staff—you need not be a member to attend a meeting. For information, contact Paula Davis at 271.7410 or by email at paula@gvl.haynsworth.com.

MARK YOUR CALENDAR:

- ✓ July 19-21, 2002—Region 4 Educational Conference, Callaway Gardens, Pine Mountain, GA
- ✓ August 23, 2002—Probate Court Overview, Greenville, SC
- ✓ September 28, 2002—ALS/PLS exams,

Greenville, SC

- ✓ **October 24-27, 2002—NALS 51st Annual Education Conference, Greenville, SC!!!**

LSPG is part of *NALS . . . the association for legal professionals*. Membership is open to all legal support staff. For more information on any of the above and/or membership, please contact Darlene Dockins at 271-7410 or Darlene@gvl.haynsworth.com. Also, visit the **NALS** website at www.nals.org.

Advertisements

Office building available for rent at 10 Brookside Circle; ideal for one lawyer and staff; suitable for two lawyers with modifications. Terms negotiable. Call Jim Sarratt or Bill Clarke at 271-4100.

Office space available (August 1, 2002); 2 good-sized offices with access to a lobby, conference room and kitchen. Approximately 800 to 1000 square feet located at 202 West Stone Avenue. For details call 28208575.

Law office available on Whitsett Street. Separate office and secretarial areas. Shared reception area and conference room. Ample, accessible parking. Available now. \$600 per month. Please call

Patrick & Steele, 271-4360 for additional details.

Office space for rent—historic Pettigru Area. Receptionist available. Please call Kimberly Dunham or Stacy Greene at (864) 282-8686.

Large office in downtown historic district available with separate secretarial space and access to Library/Conference room. Receptionist sharing possible. Available July 1. Call 242-5133.

Will clean offices and residences for good price; discreet, reliable service. Please call Dawn at 895-7942.

Positions Available

Defender Corporation of Greenville County intends to hire an Assistant Public Defender to represent indigent defendants assigned to the Public Defender's Office. Both full-time and part-time applications are being accepted. Salary DOE. Also, the Defender Corporation of Greenville County intends to hire an Investigator full time. Legal experience and familiarity with Microsoft Word desirable but not required. Excellent benefits. Salary DOE. Anyone interested in these positions should notify the Public Defender on or before July 31, 2002. Contact John I. Mauldin, Public Defender, Greenville County Courthouse, Room 123, Greenville, SC

29601. (864) 467-8522.

Friends of the Greenville County Volunteer Guardian Ad Litem Program are seeking an attorney for a part-time position to represent trained lay Guardians in DSS cases in the Greenville County Family Court. Annual salary—\$20,000. Please send resumes to: Friends of Greenville County GAL Program, P. O. Box 5574, Greenville, SC 29606 by July 15, 2002.

Small Charleston law firm seeks an associate with 2–3 years of business/transaction experience for their busy practice in beautiful coastal setting. Ideal position for a balanced lifestyle. Fax cover

letter and resume to Katherine McKillip at (843) 577-0811 or email to kmckillip@chkpa.com

The Upstate Community Mediation Center ("UCMC"), established in 1999 in Greenville, SC, invites applications for Executive Director to oversee and implement its programs and mediation services. The UCMC currently makes available, regardless of ability to pay, mediation for family court litigants, community mediation, and victim offender mediation in Greenville. Applicants are expected to have a post-graduate (i.e. J.D., M.S.W.). Experience in or significant

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Positions (con't)

Resolution processes or related fields required. Applicant should be able to collaborate and work independently; develop grants, manage multiple projects; be detail-oriented and well organized; exhibit political awareness; demonstrate ability to work with divergent groups; commit to quality and timely job comple-

tion; and possess high personal energy and positive attitude. Strong writing and communication skills expected. Screening of candidates will continue until the position is filled. Please send resumes and an appropriate cover letter indicating interest and experience to:

Mark W. Bakker
Upstate Community Mediation Center,
Board Chairperson
P. O. Box 728
Greenville, SC 29602-0728
mbakker@wyche.com.

Announcements (con't)

South Carolina Women Lawyers Association (SCWLA) meets for lunch at 12:30 p.m. at the Provencia Restaurant in the downtown Greenville Hyatt on the third Wednesday of each month. The next meeting is July 17, 2002. The Honorable John C. Few will be the speaker. At the August 21

meeting, Ruth McDonough, Licensed Massage Therapist and Certified Reflexologist specializing in stress management and relaxation therapies, will present "Stress Management Tips." A drawing will be held for a free one-hour massage at Blue Ridge Sports and Therapeutic Massage. All members, potential members,

and their guests are welcome to attend. Please contact SCWLA Regional Representative, Kristin M. Burrell at 268-1542 or kburrell@schar.org if you would like information about SCWLA or to receive email announcements of upcoming events.

CLE Seminars

**Friday, July 19
How to Try a DUI Case
Locations to be determined
6.0 MCLE and up to 1.0 LEPR
credit hours**

**Friday, July 26
Needs Based marketing
USC School of Law Auditorium and
six video sites
6.0 MCLE and up to 1.0 LEPR
credit hours**

**Monday, August 5—Wednesday, August 7
Video Replay—Bridge the Gap
USC Law School Auditorium
19.25 MCLE and 2.0 LEPR hours**

**Friday, August 16
Principal and Income Act
DoubleTree Guest Suites, Charleston
Locations to be determined**

7th Annual Seminar for Legal Professionals. September 12, 2002, The Phoenix Inn, 246 N. Pleasantburg Dr., Greenville, SC. 10:45am—12:15pm—Utilization of Paralegals led by Steve Kern, Elizabeth Mann and Jack Grif-feth. CLE Credit for attorneys has been approved for this workshop. Contact Dorothy Sizemore at 864-298-2714 for details. Register by September 6, 2002.