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G-Bar News

President's Remarks

The Greenville County Bar Association has always been known for the generosity of its lawyers. This month I am pleased to report even more examples of outreach in the community.

On December 6 the Greenville County Bar Association will sponsor a blood drive. We encourage lawyers, spouses, administrative staff and anyone else who can to give. We have scheduled our blood drive for the same day as our annual CLE at County Square in order to make it more convenient for everyone. Several stations will be available and we encourage you to sign up ahead of time by calling Nika Bailey at the Clerk's office at 467-8554. Blood givers will have their names entered in a drawing for a prize package that includes dinner at the Augusta Grill and an evening at the Peace Center.

One example of the generosity of our lawyers in the community is the tremendous representation that the legal community has in the Palmetto Society of the United Way. This organization is composed of people who have pledged their commitment to support the work of health and human services agencies in our community through an annual gift of \$1,000 or more to the United Way. I applaud the many lawyers in our community who have chosen to join the Palmetto Society as well as the many other lawyers who provide

in-kind and financial support directly to health and human services agencies in our area.

Perhaps the greatest evidence of the generosity of our attorneys can be seen in the example of one of our own attorneys, James C Parham, known to most of us as "Poss". I am proud indeed to announce that Poss was awarded the Tommy Thomason award at our bar luncheon on November 19. The award celebrates a lifetime of achievement and service to others. Poss has been recognized many times over by "Best Lawyers in America" for his skill in business litigation. But it is his service to the bar and the community that make him so worthy of this honor. Poss served for over 25 years as a volunteer with the United Way, including service as President and Chair of the Board. There is hardly an organization in our community that has not been touched in some way by his service, including the Planning Commission, Rotary Club, Symphony, Chamber of Commerce, Home for the Aged, North Greenville College, American Red Cross, Founding member and Chair of the Board of the Libra Society, The Blood and Vestry at Christ Episcopal Church.

In service to his fellow lawyers, Poss has served as President of the Greenville County Bar Association, President of the S. C. Bar, Chair of the S. C. Bar Law School Advi-

sory Board, and Fourth Circuit Member of the American Bar Association Standing Committee on Federal Judiciary. He currently serves as a member of the House of Delegates of the S. C. Bar. Besides all this, he is quite simply one of the smartest, nicest people I have ever met, with a great sense of humor and compassion to boot.

It was our recent pleasure to host the visit by the S. C. Supreme Court on November 6 and 7. The visit presented a rare opportunity for students in our area to see the workings of our justice system up close. Rodney Pillsbury and Jennifer Johnsen did a splendid job coordinating with local teachers and a team of volunteer lawyers, including Mark Bakker, Bobby Sullivan, Frank L. Eppes, J. David Flowers, Jennifer Eubanks, and Ellison McCoy to give the students background information about the cases to be heard and coordinating their attendance at the oral arguments on November 7. Many thanks to them for their hard work. Also, thanks to Dave Edwards, our social chairman, for his work in coordinating the Judges' Reception at the Country Club, and thanks to Paul Wickensimer and Nika Bailey of the Clerk's Office for their dedication and willingness to assist the Bar Association in these events.

Thank you for all you do for the community that you serve.

156th edition

Oct./Nov. 2002

Upcoming Events:

- CLE—Friday, December 6.
- CLE—Friday, December 13, for young lawyers
- Memorial Service, Thursday, December 19, 4:00 p.m. County Courthouse.
- Annual Meeting, Thursday, December 19, at Gallivan White & Boyd, following the annual meeting.

Inside this issue:

- Verdicts
- Bench/Bar Minutes
- Family Court Minutes
- Terms of Court
- Advertisements
- Announcements
- CLE Opportunities



Verdicts

Caption: Rock of Ages Baptist Church v. M-T Construction Services Co., Thomas Asso., Inc., TA Construction Inc., Michael Thomas and Luis Moreno

Case No.: 01-CP-23-3565

Attorney for Plaintiff(s): T. S. Stern, Jr.

Attorney for Defendant(s): Neil Rabon and Jamison Hinds, attorneys for Luis Moreno.

Other defendants did not appear.

Cause of Action: construction

Verdict: \$334,408.56 actual damages, \$1,000,000 punitive damages as to all defendants except Luis Moreno.

Caption: Henry J. Schneider and Catherine S. Schneider v. Bailey Brazil Construction

Case No.: 01-CP-23-5524

Attorney for Plaintiff(s): Pat Paschal

Attorney for Defendant(s): Ronald Tate

Cause of Action: Damages

Verdict: Plaintiff, \$1,000 actual damages, \$4,000 punitive damages

Caption: Joseph H. E. Hightower v. Michael T. Foushee

Case No.: 01-CP-23-5908

Attorney for Plaintiff(s): Chad Bacon

Attorney for Defendant(s): Mark Bakker

Cause of Action: Damages

Verdict: Plaintiff, \$109 actual damages

Caption: The 409 Group v. National Recovery Services, Inc.

Case No.:

Attorney for Plaintiff(s): Kevin Kenison

Attorney for Defendant(s): A. R. Hardeman, pro se

Cause of Action: Damages

Verdict: Plaintiff, \$23,800 actual damages, \$200,000 punitive damages

Caption: Rebecca Denise P. Curry as Personal Representative of the Estate of John J. Pertropoulos v. Pamela K. Wilson, M.D.

Case No.: 01-CP-23-3003

Attorney for Plaintiff(s): Kenneth M. Suggs, Andrea Anders

Attorney for Defendant(s): Ashby Davis

Cause of Action: Damages

Verdict: Defendant

Caption: Dan F. Williamson and Dan F.

Williamson Co., v. Alfred C. Middleton

Case No.: 01-CP-23-4105

Attorney for Plaintiff(s): Dean Ballard

Attorney for Defendant(s): James Parham, Patricia Ravenhurst

Cause of Action: Employment dispute

Verdict: Defendant, \$906.62 actual damages

Caption: John H. Phillips v. Roberto Hernandez

Case No.: 01-CP-23-5331

Attorney for Plaintiff(s): Gene Covington

Attorney for Defendant(s): Jonathan Roquemore

Cause of Action: Damages

Verdict: Plaintiff, \$38,262.62

Caption: S. C. DOT v. Lavinia Lazenby a/k/a Lea S. Lazenby

Case No.: 01-CP-23-6271

Attorney for Plaintiff(s): Max Hyde

Attorney for Defendant(s): Lee Daniels

Cause of Action: Condemnation

Verdict: Landowner, \$144,886.41 actual damages

Caption: Angela C. Bailey v. Bell South and Brian L. McCrider

Case No.: 02-CP-23-2221

Attorney for Plaintiff(s): Pat Paschal

Attorney for Defendant(s): William H. Bowman, III

Cause of Action: Damages

Verdict: Plaintiff, \$150,000 actual damages

Caption: Anna K. Shoemaker v. Walmart

Case No.: 01-CP-23-6068

Attorney for Plaintiff(s): Allen Clardy

Attorney for Defendant(s): David Yokel

Cause of Action: Damages

Verdict: Plaintiff, \$60,000 actual damages

Dues 2003

Greenville County Bar Association Dues are \$35 per year. They are included in your S. C. Bar Dues notice. If you choose not to join the Greenville County Bar, you subtract \$35 from that statement.

We hope you will continue your membership with us. If you are not currently a member and wish to join, you may send your \$35 directly to P. O. Box 10145, Greenville, SC 29603, or include them with your S. C. Bar Dues. Please notify Nancy Griffeth in our office if you are a new member so she can go ahead and put you on the mailing list. You may reach her by email at GBarnews@aol.com.

Bench and Bar Liaison Committee

The Bench and Bar Liaison Committee met with the Honorable John Few for lunch at the Ham House on October 25, 2002. Judge Few reported that the new status conference format went well and he hopes the next time more attorneys will take advantage of the opportunity to select their own trial date, in lieu of attending the conference. It is helpful to the Court and Clerk's staff if lawyers submit their alternative trial dates by e-mail before the date of the status conference.

Judge Few is also concerned that requests for continuances and protection were being forwarded to his office in Greenville, while he has been assigned Court out of the jurisdiction and is, thus, unable to address the requests. In the event something pressing needs to be addressed by the Court, Judge Few has requested that the pertinent correspondence be sent to him where he is holding Court, so that he can address the concerns raised in a timely fashion.

The next meeting of the Bench & Bar Liaison Committee will be held on **December 13, 2002 at 1:00 p.m.** at the **Ham House**. All members of the Bar are welcome to attend. If you do not wish to attend but have any concerns to be addressed, please feel free to contact any of the following members of the Committee:

ATTORNEY/TELEFAX

Gene Covington 233-9777	Jack Griffeth 271-7972
Amy Snyder 235-4399	William Brown 232-2925
Rodney Pillsbury 233-3750	Matt Johnson 271-7502
Gary Hill 235-0199	Sam Outten 240-2498
David Flowers 370-0788	Mott McDonald 240-3300

Family Court Liaison Committee

Present: Judge Stephen S. Bartlett, Judge R. Kinard Johnson Jr., Judge Aphrodite Konduros, Shirley Bruce, Bobbie Hill, Jennifer Figueroa, Robert Rosenfeld, Dianne Riley, David Rutledge, Faye Hart, Wally Mullinax, and Christine Howard.

Attorneys are asked to sign in before 9:00 AM on child support contempt days if they wish to be heard first. If attorneys sign in after 9:00 AM they will be heard in the order in which they signed in.

Attorneys are reminded that the child support/alimony direction sheet needs to be attached to every order even if child support and alimony are not an issue in the order. If it is not attached your order will be returned until that sheet is provided.

FYI- Statistics show that 93% of all Greenville County Family Court cases are less than 270 days old.

The next Family Court Liaison meeting will be **January 17, 2003 at 2:00 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).

Notice from Sergeant J. M Morgan: All Attorneys with the Greenville County Bar and any visiting Attorney are hereby notified that every person entering through the public entrance of the Family Courthouse will be subject to search. "THERE ARE NO EXCEPTIONS." Appropriate levels of security must prevail to protect the integrity of the courthouse and all personnel within. No pocket knives or anything that could be used as a weapon will be permitted. Please notify the Deputy at the front door if you have any of these items. Thank you for your cooperation.

Youth Court Program Needs You!

The Greenville County School District is implementing a Youth Court Program at three schools starting in January, 2003. The schools initially involved in the pilot program are Mauldin Middle School, Mauldin High School and Tanglewood Middle School. In order for the program to succeed, the School District is seeking assistance from a variety of community groups and professionals. Toward this end, attorney volunteers are needed to serve in two capacities: (1) as judges for the youth courts and (2) as advisors to the student prosecutors and student defense attorneys. It is estimated that the pilot program will require 30 – 40 attorney volunteers who will serve on a rotating basis. This is an opportunity for members of the Greenville County Bar Association to have a positive impact on the youth in our community and to be involved in

what hopefully will become a county-wide program.

A 2 ½ hour training session will be held in the Board Room at the School District offices on December 3, 2002, from 12:00 p.m. to 2:30 p.m. Lunch will be served. The training will focus on the specifics of the program being implemented in Greenville County and the role of the attorneys volunteering in the program. If you are interested in volunteering or to sign up for training, please contact Nell Stewart at the Greenville County School District. Nell can be reached at 233-7078 or via email at NEL561STEW@aol.com. The success of Youth Court in Greenville County hinges, in part, on your participation in the program. Please give your time and talent generously! If you are interested in this program, but cannot attend this training session, please contact Jennifer Johnsen at 271-

Terms of Court

CIRCUIT COURT

December 2, 2002: Greenville GS—Kittredge, Few; Greenville CP—Pyle; CPNJ—Miller

December 9, 2002: Greenville CP—Patterson, Few; Greenville GS—Kittredge, Pyle, Simmons; Pickens CP—Miller

December 16, 2002: Greenville CP—Pyle; Greenville CPNJ/PCR—Patterson; Greenville GS—Simmons, Pickens GS—Kittredge

FAMILY COURT

December 2, 2002: K. Johnson, Bartlett, T. Brown, Konduros, Pickens—A. Johnson

December 9, 2002

Bartlett, T. Brown, Konduros, Jenkins (11, 12, 13) Pickens—A. Johnson

December 16, 2002

K. Johnson, Jenkins, Bartlett, T. Brown, Pickens—A. Johnson, Konduros

December 23, 2002

Konduros (23), K. Johnson (27), Pickens—A. Johnson

December 30, 2002

Jenkins (30), K. Johnson (31), T. Brown (31), Bartlett (2), Pickens—A. Johnson (2)

Announcements

The Honorable Aphrodite Konduros will be the featured guest at the S. C. Women Lawyers Association holiday lunch on Wednesday, December 11. This banquet will benefit Safe Harbor and will be held at the City Range Restaurant on Haywood Road from 12:00 until 1:30 p.m. Lunch is complimentary and invited guests are welcome. Suggested contribution to Safe Harbor is \$15.00. RSVP by December 6 to Amy Richmond (arichmond@ltatlaw.com or 298-2690) or Amy Sutherland (scchildgal@aol.com or 284-9440).

The January meeting of SCWLA will be held on Wednesday, January 15, at 12:30 p.m. at The Coffee Underground. If you are interested in joining SCWLA or renewing your membership, check the "SCWL" on your license renewal form from the S.C.Bar. For more information, contact Regional Representative Kristin Burrell (268-1542 or kburrell@scbar.org) or visit the SCWLA website at scwla.org.

Willson & Jones, LLC, is pleased to announce that Franklin Guerrero has joined the firm as an associate. He will be concentrating in the area of worker's compensation defense.

Thirteen lawyers from Haynsworth Baldwin Johnson & Greaves, LLC, were selected for inclusion in The Best Lawyers in America 2003-2004. Six lawyers practice in the Greenville Office: Know L. Haynsworth, Jr.; Thomas G. Greaves, II; John G. Creech; William Ross McKibbon, Jr.; J. Howard Daniel; and Thomas M. Christina.

Gallivan, White & Boyd, P.A. is pleased to announce that W. Howard Boyd, Jr., Phillip E. Reeves, Daniel B. White and H. Mills Gallivan have been named among The Best Lawyers in America.

Six lawyers from Wyche, Burgess, Freeman & Parham, P.A. have been named among The Best Lawyers in America: David L. Freeman; C. Thomas Wyche; James C. Parham, Jr.; James M. Shoemaker, Jr.; Cary H. Hall, Jr.; and Wallace K. Lightsey.

Susan Cobb Singleton is pleased to announce the opening of Singleton Law Firm which will handle Elder Law, mediation and probate matters. The firm is located at 1-C Creekview Court, Greenville, SC 29616; 297-6089, fax 297-6122.

The Upstate Mediation Network's Annual Meeting and holiday dinner will be on Tuesday, December 3, at 6:00 p.m. at the Phoenix Inn. A cash bar opens at 6:00 p.m. followed by dinner at 6:30 p.m. Guest speaker will be Glen Halva-Neubauer, Ph.D. Elections will also be held. Cost is \$25; network memberships are \$25. Make checks payable to P. O. Box 10564, Greenville, SC 29603-0564. Contact Kristin Burrell at kburrell@scbar.org or call 268-1542). (con't on page 6)

Advertisements

Office building available for rent at 10 Brookside Circle. Call Jim Sar-ratt or Bill Clarke at 271-4100.

Office space available; 202 West Stone Avenue. For details call 282-8575.

Law office available in the Pettigru Area. Please call Tom Patrick at 271-4360 for additional details.

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

310 Mills Ave. Professional Center (condominium), 2305 Sq. Ft. on street level. Contact Bob Ray at 233-4555.

For rent: Single law office; 512 E. North Street, across from Bi-Lo

Center. Contact Jim Calmes or Don Pilzer at 233-0663 for information.

Graves Wilson has moved his office to Summerville and offers the following for sale: executive desk, matching credenza, set of AmJur2nd with bookcases, set AmJur Pleading and Practice Forms with bookcases, set AmJur Legal Forms with bookcases. All items are located at 27 Cleveland Street in Greenville. Contact Graves at 832-9041.

Announcements (con't)

Nancy Robinson, of the firm of Leatherwood Walker Todd & Mann has been appointed to a three year term on the Erskine college board of Counselors.

The Scales of Justice Award, awarded by the NALS Foundation, was presented to The Honorable Debra Faulkner, Probate Judge for Greenville County. The award is presented to persons who improve access to justice; improve the quality of legal services, promote the legal profession, and support the community where they work and live.

The law firm of Bannister & Wyatt is moving to 401 Pettigru Street, Greenville, SC 29601. Matthew J. Kappel will join the firm and the new firm name will be Bannister, Wyatt & Kappel. The phone number will remain 298-0084; fax number 298-0146.

Michael Pitts, formerly of the Ogletree Firm, has joined the firm of Nexsen Pruet Jacobs & Pollard, LLC. He practices in the field of labor and employment law and commercial litigation.

The Greenville Tech Paralegal program announces that Richard S. (Nick) Fisher was a speaker at the recent American Association for Paralegal Education's Annual Conference. Nick Fisher was department head of the program from 1974-2002. Elizabeth Mann is beginning the second year of a three-year term on the board of directors of the American Association for Paralegal Education. She has been a civil litigation and worker's compensation instructor at the Greenville Tech program since 1990.

GALA will not hold a luncheon for its December meeting. Instead, GALA will hold its 2nd Annual Holiday Reception and membership drive on Thursday, December 19, 2002, at the Poinsett Club. Attorneys are invited to be our guests and encouraged to bring their paralegals. The cost for members is \$20. There will be a cash bar. Please RSVP by December 17 to Peggy Payne at 233-6224 or Dorothy Sizemore at 422-5115.

Love, Thornton, Arnold & Thomason, P.A., along with The Greenville Association of Legal Assistants (GALA) are currently working on some projects for A Child's Haven, Inc., a therapeutic development center for children. Many of these children are abused or neglected, as well as developmentally challenged. The common thread that all of the children and their families have is poverty. As we approach the holidays, we are working to assist their organization in the following ways: 1) Diaper Drive—we are collecting disposable diapers (sizes large and extra large are most needed); 2) Food Drive—we are collecting non-perishable food items. Primarily canned goods, soups, dry cereal, etc.; and 3) Cash donations—all money donated will go to fulfill a child's Christmas wish list. For some of these children, these will be the only presents received. We will be collecting items from now until December 13. Checks should be made to A Child's Haven. Questions regarding the Diaper Drive should be directed to Andrew Culbreath or Susan Guest at 242-6360. Questions regarding the Food Drive and cash donations should be directed to Dorothy Sizemore at 422-5115. LTAT will pick up any donations and serve as the drop off point.

CLE Seminars

Tuesday, December 3, 2002
Ethics Roadshow—Trial Preparation and Practice
1.0 MCLE including 1.0 LEPR
Charleston Metro Chamber of Commerce

Friday, December 6, 2002
Family Court Bench Bar
2.0 MCLE credit hours including up to 2.0 LEPR
Saturday, December 7, 2002
Family Law Ethics
USC Law School and 9 video sites

Tuesday, December 10, 2002
Ethics Roadshow—Trial Preparation and Practice
1.0 MCLE credit hours including up to 1.0 LEPR, Coastal
Federal University, Myrtle Beach, SC

Friday, December 13, 2002
Tips from the Bench III
USC Law School and 13 video sites

Saturday, December 14, 2002
2002 Ethics Issues
2.0 MCLE credit hours, including up to 2.0 LEPR
USC Law School and 10 video sites

Friday, December 20, 2002
20/20 An Optimal View of 2002

6.0 MCLE including 1.0 LEPR
USC Law School and 7 video sites
Saturday, December 21, 2002
Ten Ways that Lawyers Screw up Their Reputations
2.0 MCLE credit hours including 2.0 LEPR
USC Law School and 4 video sites

Saturday, December 21, 2002
Ten Ways that Lawyers Screw up Their Reputations
2.0 MCLE credit hours including 2.0 LEPR
USC Law School and 4 video sites

For more information or to register for any of the above seminars, contact the S. C. Bar CLE Division at 800-768-7787 or go online to www.sctbar.org.

Greenville County Bar Association Annual Seminar, Friday, December 6, 2002. Call 242-2001 to request a registration form by fax. \$50 for members, \$75 for non-members.

Greenville County Bar Association Trial Tips for Young Practitioners, Friday, December 13, 2002. \$25, cost underwritten by Legal Eagle. Call 242-2001 to request a registration form by fax.