



G-Bar News

A Publication of the Greenville County Bar

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PRESIDENT'S ARTICLE

By Jim Warren

Every year, there's an interesting report issued on 183 countries called the "Index of Economic Freedom." The report, published by *The Wall Street Journal* and *The Heritage Foundation*, tracks 10 benchmarks that rank the economic freedom and success of countries around the world. Among those benchmarks are "trade freedom", "investment freedom" and "property rights." The list, and the benchmarks themselves, are a stark reminder of the blessings of our own country's freedom – the U.S. consistently ranks in the top ten. None of those freedoms could be guaranteed without the foundational principles of our country's rule of law.

In the rush of deadlines and serving clients, we as lawyers sometimes forget just how precious a gift the rule of law is. Our lives and the manner in which we conduct business, engage in transactions, prosecute wrongdoing, elect our leaders, maintain property, and pursue hosts of other activities would be chaos and our actions hindered and slowed by confusion and hesitance without laws.

At the end of April, the G-Bar will be celebrating Law Week. Understand it's not "Lawyer's Week" or "Judge's Week" or "Plaintiff's Week" – but Law Week. For three days we will host various events -- a luncheon, a golf tournament, a Furman cookout, and a blood drive – all celebrating and reminding us of one of the foundations of our freedom and prosperity, the Rule of Law.

Although I pointed out that we are not celebrating "Lawyer's Week" or "Judge's Week", lawyers are principal participants in our legal system and our judges are the impartial guardians of our rule of law. As President Eisenhower once said, "The clearest way to show what the rule of law means to us is to recall what has happened when there is no rule of law." We do not have "kangaroo courts" where proceedings are scripted and the outcomes are predetermined. In fact, kangaroo-style courts have been the preferred "judicial" method of tyrants throughout history. The Nazis used a process called *Schauprozess*, meaning show trial, to persecute their opponents. Stalin used kangaroo courts against individuals he called "enemies of the people" when he unleashed his "Great Purge". Through the efforts of lawyers and the roles of judges, the laws of our society are upheld, including ensuring that public officials operate within the scope of their authorities, all in a manner designed to prevent the deprivation of life, liberty or property without due process of law.

It's easy for anyone in 21st century America to get cynical about his or her profession – and it certainly can happen for lawyers too. But take a moment to breathe in the awe and wonder that some of those who have gone before us had for the rule of law.

Listen to Patrick Henry, for instance – a fellow lawyer: "The Constitution is not an instrument for the government to restrain the people, it is an instrument for the people to restrain the government – lest it come to dominate our lives and interests."

Read the words of Abraham Lincoln, another lawyer, who is anything but passionless: "Let reverence for the laws . . . be taught in schools, in seminaries, and in colleges. Let it be written in primers, spelling books, and in almanacs. Let it be preached from the pulpit, proclaimed in legislative halls, and enforced in the courts of justice."

Remember the sage observation of William T. Gossett, former general counsel for Ford Motor Company: "The rule of law can be wiped out in one misguided, however well-intentioned, generation."

This month, from April 29 to May 1, we will celebrate Law Week. By celebrating Law Week, we honor the sacrifices of Americans who came before us for the cause of freedom, and we serve future generations by upholding and supporting the rule of law which sustains freedom. During Law Week, I plan to reconnect with many of you over a shared passion, and our profession – the rule of law.

See you around town,

Jim

216th edition

April 2009

UPCOMING EVENTS

- **April 24:**
Family Court Meeting
- **April 29:** **Law Week Luncheon**
- **April 30:** **Law Week Golf Tournament**
- **April 30:** **Cookout at Furman**
- **May 1:** **Blood Drive**
- **December 11:** **Christmas Party**

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Announcements

The law firm of **Gallivan, White & Boyd, P.A.** announces the election of **T. David Rheney** as President-Elect of the South Carolina Defense Trial Attorneys Association (SCDTAA) and **Paul D. Greene** as President of the Young Lawyers Division of the SCDTAA.

Glenn R. Goodwin, Esq., formerly of Ogletree, Deakins, Nash, Smoak & Stewart, announces the opening of **Oxford Dispute Resolution, LLC** to provide mediation, arbitration and related services in civil matters with a particular emphasis on workplace disputes. For more information, contact GGoodwin@OxfordDispute.com or visit www.OxfordDispute.com.

Anderson M. Horne, formerly of Love, Thornton, Arnold & Thomason, PA and the Greenville County Solicitors Office, is pleased to announce the opening of **Anderson M. Horne, Attorney and Counselor at Law, LLC**, 712 E. Washington St., Greenville, SC 29601, a firm dedicated to small business, special needs and elder law, and estate planning.

Nexsen Pruet is proud to announce that **James D. Galyean** has joined their Business Litigation Practice Group as Special Counsel. Prior to joining Nexsen Pruet, Galyean served as Assistant U.S. Attorney for the District of South Carolina. At the U.S. Attorney's office, Galyean focused his practice on prosecution of drug trafficking, white collar, and gang-related crimes. As Special Counsel at Nexsen Pruet, he will also draw on his experience as Chief Counsel for Senator Lindsey Graham. While working for Senator Graham, Galyean served as lead counsel on terrorism, immigration and tort reform issues. He also managed Senate Judiciary Committee business and subcommittee staff.

Frank J. Dana, III, would like to announce the opening of **Upstate Elder Law, P.A.** (formerly the Dana Law Firm), located at 1413 Laurens Road, Greenville, South Carolina 29607. Their office can be reached by telephone at (864) 242-0700, by fax at (864) 242-1206, and their website is www.upstateelderlaw.com. Upstate Elder Law, P.A., practices in the areas of Medicaid planning and qualification, special needs planning, estate planning, and probate.

You and a guest are invited to A Cookout at Furman

Thursday – April 30, 2009, 6 pm
Ellison Pavillion – Furman Golf Course

Co-sponsored by
the Greenville Young Lawyers and the South
Carolina Bar Young Lawyers Division

\$15 per person and
a suggestion donation of two canned goods

Come enjoy a wonderful dinner with beer, wine and
friends.

RSVP to gbarnews@charter.net by April 24

Law Week Blood Drive For all involved in the legal profession

May 1
11:00-3:00

Leatherwood Parking Lot
(Across from Greenville County Courthouse)

Drop-ins welcome, but appointments
are available by calling
Courtney Atkinson at 240-3200

LIBERTY BELL AWARD NOMINATIONS

Each year the Greenville Car recognizes a non-attorney for outstanding community service during Law Week.

Criteria: The Nominee has (1) promoted a better understanding of the rule of law, (2) encouraged greater respect for the law and Courts; or (3) contributed to good government in the community.

Submissions: Submit in writing no later than April 3rd to Courtney Atkinson, PO Box 2048, Greenville, SC, 29602 or by email to catkinson@hsblawfirm.com

LAW WEEK Schedule of Events April 29-May 1

April 29: Law Week Luncheon. 12 noon. Poinsett Club. \$24. Speaking will be the Honorable John C. Few. Luncheon will honor attorneys who have been practicing for 45 years and the Liberty Bell Award recipient. Reservations to gbarnews@charter.net by April 24.

April 30: Judge Eppes Golf Tournament at Furman University. Boxed lunch at 12. Shot-gun start at 1:00. Registration form is on page 7 of this newsletter. Call Seth Swan with questions or if you want to sponsor a hole (\$100). Seth can be reached at 240-3200.

April 30: Cookout at Furman. NEW EVENT. 6pm. Ellison Pavilion at Furman University. Cosponsored by the Greenville Young Lawyers and the South Carolina Young Lawyer Division. \$15 per person and a suggested donation of two canned goods. Reservations to gbarnews@charter.net by April 24.

May 1: Blood Drive. 11:00-3:00. For attorneys and staff. Leatherwood Parking Lot (Across from Greenville County Courthouse). Appointments available by calling Courtney Atkinson at 240-3200

LAW WEEK 2009 LUNCHEON

Wednesday – April 29, 2009
Poinsett Club, 12:00 noon
\$24

Speaker – the Honorable John C. Few

Honoring the Liberty Bell Award Winner
and Senior Attorneys:

C. Vincent Brown
John Cheros

William R. James
I. Henry Philpot, Jr.

Make Reservations by April 24 to
gbarnews@charter.net or 297-1599

Washington & Lee Alumni Association
S.C. Piedmont Chapter Presents

Rodney A. Smolla – Dean,
Washington & Lee University School of Law

**“The Changing Nature of Legal Education in America, and
Ethical Responsibilities of Lawyers, Judges and Academics in
the Education of Novice Lawyers”**

*****Application has been made for presentation to qualify for
1.0 hour of legal ethics CLE credit*****

Tuesday – April 21, 2009, Poinsett Club – Greenville, SC
4:30 Presentation, 5:30 Reception

Dean Smolla will present on the innovative third year program curriculum implemented at the Washington & Lee University School of Law, which is a departure from the traditional law school method and attempts to transition students to work-life by deliberately exposing them to the actual practice of law.

Members of the Greenville County Bar Association are invited to attend this event free of charge.

RSVP to Courtney Atkinson by email at
catkinson@hsblawfirm.com or call 240-3200

Available Office Space

27 Cleveland Street. 1,600-1,700 sq. feet available. Perfect for a small law office. Contact Lora at 232-8670.

Office space for lease. 1306 S. Church Street 5,000 sq. ft. available; will subdivide. Large furnished conference room available. Ample on-site parking; 2 restrooms, large break room. One mile from downtown, approximately ½ mile from County Square. \$7.00 per sq. ft. plus share of utilities for upstairs space; \$6.00 per sq. ft. plus share of utilities for downstairs space. Call 864-271-8171 ext. 206.

For Lease. 119 Manly Street across from Bilo Center, in Pettigru Historic District. 3198 square feet, 9 rooms, library conference room in carefully historic restored 1925 residence ideal for a law office. In excellent condition and up to date. Adjoining parking for nine cars. Kitchen area. Contact owner John M. Dillard 834-4415.

Office Space for Rent at 1527 Wade Hampton Blvd. Corner office approximately 12 x 14, furnished with secretarial space. \$750 monthly rent includes utilities, use of conference room, kitchen. Contact Becky at 241-2883.

For Rent: 522 N. Church St., DOWNTOWN GREENVILLE.

One story building with ample office space and parking conveniently located behind Bi-Lo Center. \$1300 /month. Includes cleaning, utilities, telephone system with receptionist and conference rooms. Contact John Abdalla at 864-

232-5444 or abdallalaw@yahoo.com for additional information.

For Rent: New suites \$1,000-1,200 monthly or singles \$450/225 ft up. Reception, kitchenette, bath, covered and front porch, parking, ground level or main. Location: W. Stone Avenue at Wilton Street near to Downtown Greenville. 864-303-4378 or 864-906-8366.

Second Floor Suite located at 206 Lavina Ave. Space includes 4 rooms and a bathroom. \$900 a month. Call 787-2824 for more information.



Verdicts

Caption: Amy Poole vs. Linda Duckworth

Case No. 2007-CP-23-6683

Cause of Action: Wreck

Attorney for the Plaintiff: Randy Chambers

Attorney for the Defendant: Lindsay Terrell

Verdict for the defendant

**Verdicts provided by the office of
Paul Wickensimer, Clerk of Court**

Golf Tournament Registration Form

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***Deadline for articles or
advertisements is the 15th of
each month for the next
publication.***