

THE MISSISSIPPI Lawyer

VOL. LVIV

FALL

2012

NO. 1



I N S I D E

- 2012 Lawyer
Citizenship Awards
- Work/Life Balance
- MVLP Celebrates
30 Year Anniversary

Lem and Marcia Adams

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THE MISSISSIPPI Lawyer

VOL. LVIV FALL 2012 NO. 1

Features

Welcoming the 107th President of The Mississippi Bar	7
Lawyer Citizenship Awards	10-15
Work/Life Balance: Re-framing the Discussion <i>By Chip Glaze</i>	19
Work/Life Balance: Tips to reclaim control	23
Life Balance? Forgetaboutit! <i>By Tim Batdorf</i>	25
Work/Life Balance: How to make work more rewarding	27
MVLP Celebrates 30 Year Anniversary	30

Departments

Memorial Resolution	16
Final Disciplinary Actions	33
Young Lawyers Division News	39
Fall 2012 New Admittees	41
New "Lawyers in the Family"	42
James O. Dukes Professionalism Program	46
George C. Carlson, Jr. Retiring from Bench	51
Committee Meeting Day	52
In Memoriam	55
CLE Calendar of Events	58
Professional Announcements	59
Classified Advertising	62



Welcoming the 107th President of The Mississippi Bar



Lemuel “Lem” G. Adams, III
Brandon, Mississippi

When I began my legal career 39 years ago my plan was simple: build a law practice, make enough money to provide for my family and someday retire. Honestly, the idea of becoming president of The Mississippi Bar was never a goal or even a consideration. It was not on my radar.

Looking back, I remember my first involvement with Bar work. As a young lawyer with two small children Marcia and I attended the Annual Meeting of the Bar at the Broadwater Hotel in Biloxi. I went there to have a tax deductible vacation with my wife and children. I didn't intend to get involved with the Bar. While attending the various meetings and social functions I met lawyers I didn't know from other areas of the state including Leonard Melvin. I saw lawyers giving of their time and treasure in service to their profession. Leonard became president of the Bar and for some reason that still is a mystery to me he appointed me to a committee. That's how it began for me and since then I've had the honor of being involved in various Bar activities and I've enjoyed every minute of it. Now my fellow lawyers have elected me to the office of President.

Within minutes of getting the call from Nina Tollison that I had been elected I experienced that sinking feeling: what am I going to do now? I suddenly realized that I have no agenda; I have no grand plan; I have no desire for an agenda or grand plan.

Having served on the Board of Bar Commissioners and the Executive Committee of the Board I have become aware of the many services the Bar provides to its members and the functions of its various committees. I've seen up close the dedication of the lawyers around the state who volunteer to serve their profession and the remarkable staff at the Bar Center that works tirelessly to produce the very best product for our organization. Larry Houchins has guided our Bar and its activities for over thirty years and Mississippi is recognized throughout the country as a top notch, well run association. Accordingly, what does the Bar need from me. It is a well oiled machine and those who have come before me have left it in the best of shape.

Having considered this question I concluded that there are no new initiatives that I need to introduce nor are there new paths that I need to clear. My desire is to keep the Bar moving in the direction that has been charted and maintain a steady hand on the rudder.

While new programs and initiatives are not planned for this year I do hope to use this platform that has been handed to me to serve as an advocate for our lawyers, a representative to the membership and the public and a spokesman for our profession. As lawyers we have been blessed in so many ways. First we were blessed when we were chosen to study the law. No one has a constitutional right to go to law school and therefore when we were admitted to law school we received a

Continued on page 8

Welcoming the 107th President of The Mississippi Bar

tremendous blessing. When we completed our studies we were chosen for admission to the Bar. Again, no one has a right to bar admission. We were examined and found worthy of membership to the Bar. With Bar membership we were licensed to practice law and authorized to receive a fair fee for providing advice and service to clients. What a blessing.

Jesus made it clear that “to whom much is given, much is required” Luke 12:48. While these words have deep and broad meanings beyond what I will address here, these words do call out to us as lawyers that we have been given much, a great opportunity, a great benefit, a great blessing and consequently a great burden to give back.

In reflection, I was given an opportunity to get an education in an excellent high school and at the University of Mississippi. I was given the opportunity to study the law at Ole Miss Law School. Think about this gift. The education I received in law school and the degree I was awarded have provided me with the very best training and knowledge a person can have. This may seem to some as an arrogant statement but a law degree far surpasses all other professional degrees. From the first day in law school we were trained to look at all sides of every position, every argument, every side of a case. We were trained to examine the laws both statutory and case law to be able to do what? To be able to guide, advise and counsel and at some times advocate for every man as they try to live peaceably with their neighbors in this country of laws. No other professional is trained to do this and no other profession is held in the regard that lawyers are held. Yes there is a lot of lawyer jokes, and we get criticized for the failings of a few but deep down our citizens respect lawyers.

Let me give you an example: Its happened to you and its happened to me. You are at a ball game, a club meeting, a church function, at the deer camp, or even at the grocery store and a discussion is going on regarding some new law, old law, a political question or even a social issue and some one will invariably say to you: “...you are a lawyer, what do you think?” This question reveals that because of your education and experience you have been given a special insight into right and wrong, legal and illegal, advisable and inadvisable. Your opinion is sought and

worth knowing. You can’t say this for the other professions. The opinions of lawyers are respected and sought. This is what we have been given. Just by virtue of being a lawyer we are held in high esteem. To whom much is given much is required.

So we have been given much. What is required of us? I hope to encourage our members during this next year especially our young lawyers that we are required to give back.

We are required to give back to our community our state and our nation.

We are required to give back to the poor; those who have no access to our justice system.

We are required to give back to the profession.

I hope to encourage our members to give back to their community. At every level of society and government laws are made and enforced. Rules, regulations, by-laws, and ordinances are adopted by our churches, our civic clubs, our local governments and who better to help in the crafting of these than lawyers. In our government, at town halls, boards of aldermen, school boards and board of supervisors laws and ordinances are made and enforced and who better to serve on these boards than lawyers. I hope to encourage our lawyers to give back by offering themselves to serve in these positions. At this critical time in history we need capable and dedicated lawyers to offer themselves to public service.

Justice Court judges now have to have an education; duh! Lawyers should run for and hold these positions. Who better to make decisions that effect peoples lives at the ground level than lawyers.

In the legislature; every time the legislature meets they pass laws. Sometimes I wonder if we wouldn’t be better off if our legislature took a sabbatical from passing substantive legislation for a while and dealt only with appropriations. It would give us all a chance to catch up. We as lawyers and judges have to live under and enforce these new laws. Who better to help craft the laws than lawyers? I hope to encourage our lawyers to get involved in the legislative process.

We are required to give back to the poor. Federal funding for legal service corporation is dwindling fast. There is a growing recognition in government that we can’t fund all of the things we’d like to.

On the pecking order of what is most important and what is least important Legal Services Corporation is way down the list. We have to get ready and we must recognize that if legal services are to be provided to the poor, we are going to have to provide it through our pro bono service to the poor and our pocket books. The infrastructure is there: Volunteer Lawyers Project, Legal Services and Mission First provide a framework to deliver legal services and the only thing missing is you and I. While these organizations are the backbone of legal service they aren’t the only way to serve the poor.

As practicing lawyers we don’t have to wait for a call from MVLP or Mission First. All we have to do is look around at the opportunities that abound. As you know MVLP and Mission First do not provide pro bono legal services to those charged with crimes nor do they handle matters that are typically taken on a contingency basis. There are many areas of the law that impact the poor and we are the only way for them to know justice. Likewise, the Guardian Ad litem program provides opportunities for service as well. While generally the cost of GAL service is paid by the litigants but where the litigants can’t pay a lawyer they likewise can’t pay a GAL. Here is an area we can do pro bono work that makes a difference. A Chancellor might fall off his bench if you told him that you were willing to serve as a GAL without pay in cases where the parties can’t afford to pay.

Likewise, we are required to give back to the profession. I hope to encourage and challenge our lawyers to get involved in the Bar programs and activities such as the James O. Dukes Professionalism Program, areas of practice Sections, Committees, local bar associations, conferences and the annual meeting. From time to time I hear a few lawyers complain about the Bar and when I hear such criticism I am reminded of the words of Col. Jessup to Lt. Caffee in the movie *A Few Good Men*: “if you don’t like the way I do my job I suggest you grab a rifle and stand a post...”. This year I hope to call upon all our lawyers to stand a post and give back to our communities, the poor and our profession.

To whom much is given much is required. ■

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The Mississippi Bar



Christopher Daniel

LAWYER CITIZENSHIP AWARD RECIPIENTS



Rebecca Wiggs



John Booth Farese



Debra Gibbs



Cynthia Mitchell

CHRISTOPHER DANIEL

Gulfport, Mississippi

The positive influence of Gospel Singers of America (GSA) made a memorable impact on Christopher (Chris) Daniel during his formative high school years. A former student of the non-denominational Christian ministry's gospel summer music school, Daniel remembered GSA's contributions to his teen years when the group faced a challenge involving zoning and potential infringement of constitutional rights.

What started as pro bono legal assistance to help right an injustice quickly grew to assistance with non-profit management and governance, risk management, employment law, policies and procedures, fundraising and community relations. "I quickly saw that an organization doing very good things could benefit a great deal with a little time and effort on my part," Daniel said. "The GSA project became my hobby for approximately two years."

Pointing out that the most rewarding part of the work was found in the experience of working with the ministry, Daniel said that he expanded his knowledge base and found that he really enjoyed serving as the group's advocate, advisor, mentor and teacher. "I have learned that financial gain is not the only reward to be enjoyed in practicing law," he emphasized.

As it turned out, Daniel's efforts to help a worthy cause also brought with it some positive momentum to his career. "Interestingly, my associates and I also obtained new paying clients through our work and association with GSA," he added.

Daniel is an assistant district attorney with the Second Circuit Court District in Gulfport and currently resides as chair of the GSA Advisory Board.



At the Gospel Singers of America, Assistant D.A. Christopher Daniel, pictured center; receives the Lawyer Citizenship Award from Past Mississippi Bar President Hugh Keating, pictured right. Also present is District Attorney Joel Smith.

JOHN BOOTH FARESE

Ashland, Mississippi

Being “street smart” can take on many forms. In the case of John Booth Farese, he has worked tirelessly to teach youth how to make street-wise decisions that keep them out of legal and criminal situations. After being appointed chairman of the State Crime Commission in the early 1970s, Farese made it his mission to bring a Street Law program into the school system.

“It became apparent to me that our educational system was not preparing students to deal with the daily legal issues that they would face in the real world,” he said. “I was astounded to find that the students knew virtually nothing about how the law would affect their lives.”

Building off foundational beliefs instilled in him by his parents, Farese decided it was the responsibility of the legal community to educate students to become knowledgeable, responsible citizens. He felt that it was imperative to give students foundational knowledge of legal problems they could face in life related to a multitude of issues—insurance, home and automobile purchases, contracts, finances, income taxes, divorce, misdemeanors, felonies and politics to name a few.

He also looked for opportunities to bring something practical and useful into the educational setting. After learning from one class that only one of 22 students had ever been to a sit-down restaurant, he took action. “My wife and I brought a table, silverware, china, glasses, table cloth and napkins to the class,” he recalled. “For three days, we taught them all of the etiquette necessary to navigate a meal at a nice restaurant.”

Farese has expanded his program across the legal landscape covering everything from state prisons and county jails to the Mississippi House of Representatives. He currently also teaches Sunday school at Ashland Baptist Church, referees youth basketball and has volunteered his time with many other youth and community programs throughout the years.



At the Ashland High School, attorney John Booth Farese, pictured center, receives the Lawyer Citizenship Award from Mississippi Bar President-Elect Guy Mitchell. Also at the presentation were Dr. LaKimberly Hobson, principal of Ashland High School; student Martavius Jones; and Superintendent of Education Jack Gadd.

DEBRA H. GIBBS

Jackson, Mississippi

There are more than 32,000 children in the Jackson public school system, and for many years, Debra Gibbs has been a visible and dynamic advocate of their future well-being. When she became involved in the Parents for Public Schools program, it was her aim to ensure that every child—including her own—received a quality education second to none.

“I am of the belief that all children regardless of race and socio-economic status deserve and should receive a quality public school education,” Gibbs said. “Prior to the entry of my children into public education, I wanted to be a part of this advocacy organization. My objectives, of course, have broadened to ensure that every child has the opportunity and access to the same quality education I wanted for my children.”

Parents for Public Schools of Greater Jackson is a non-profit advocacy organization that works to engage parents and citizens across divisions of race, socio-economic status and geography to be champions for public schools and to advocate for quality education for all children. Gibbs has served in many capacities on the board of directors for the organization including a term as board president from 2008 to 2010. As board president, she initiated a strategic planning process that resulted in the organization’s reaffirmation of its mission, values, and priorities.

Gibbs has also participated in the Parent Leadership Institute and is a Certified Parent Leader. During her tenure, the Institute was established to teach parents how to advocate for stronger schools. The program also brought art back into the elementary schools through the Ask for More Arts program.

Gibbs was a practicing attorney until she was appointed as a Commissioner for the Mississippi Worker’s Compensation Commission a couple of years ago.



Mississippi Bar President Lem Adams presents the Lawyer Citizenship Award to Debra Gibbs at Parents for Public Schools.

CYNTHIA I. MITCHELL

Clarksdale, Mississippi

Whether it's offering pro bono legal services to people who could otherwise not afford it or improving the education infrastructure of her community, Cynthia Mitchell has a passion for service. Her long-term and varied efforts to positively impact the lives of people have been going strong for nearly 30 years, beginning with her efforts to support the Mississippi Volunteer Lawyers Project (MLVP).

"My philosophy is that lawyers owe a duty to assist in providing legal services even to those who cannot pay for an attorney," she said. "I have found pro bono work to be very rewarding, in a different way than my usual litigation practice."

Through her work with the Jonestown Family Center for Education and Wellness, Mitchell was able to help improve the education and health of people in Coahoma County. Programs and services are provided at nominal costs including a Montessori pre-school program, a toddler program, after school tutoring for older children and a Fitness Center—one area that particularly aligns with Mitchell's love for running and exercise.

"We installed a FIT trail last year on the walking trail we had previously installed. I remain very excited by the difference the Family Center makes in the community's level and knowledge of fitness and health," she emphasized.

Mitchell is also serving her second term on the Board of Trustees for Coahoma Community College as a strong supporter of public education. Alongside the specific business of the board, she has also enjoyed teaching a legal course to the women's carpentry class, leading a workshop on professionalism and directing the College's Breast Cancer Awareness 5K run/walk.

A strong advocate for animals in her community, Mitchell is currently involved in an effort to build and manage a new animal shelter to serve all of Coahoma County. "I am very hopeful about this effort, as it is much needed and will greatly improve the quality of life for animals and people alike," she noted.



Attorney Cynthia Mitchell receives the Lawyer Citizenship Award at Jonestown Family Center from Mississippi Bar Commissioner Larry Magdovitz II.

REBECCA L. WIGGS

Jackson, Mississippi

Every year, Habitat for Humanity's Women Build program brings together women from all walks of life to address the housing crisis facing millions of women and children worldwide. Thanks to the leadership of Rebecca Wiggs, the law firm of Watkins and Eager PLLC in Jackson celebrated its seventh year of sponsoring houses this past May—to the tune of \$10,000 each.

"We've gotten into a rhythm of doing it every other year," she said, adding that attorneys and legal staff of the firm also get involved in the construction process. "It's a great way to get to know other people in the firm better and give something back."

Wiggs' community involvement doesn't end there. In addition to the work she does for Habitat for Humanity, she has served as past Chair of the Red Beans and Rice Festival for Stewpot Community Services, remaining involved with the effort for many years. A community charitable organization offering food, clothing, shelter, childcare, mentoring and many other programs, Stewpot was in need of volunteer leadership to take ownership in building the organization's signature fundraiser for future viability. "We were able to provide some structure and support to position the fundraising effort well for the long-term," she noted.

Other organizations that have been the benefactors of Wiggs' charitable spirit include New Life for Women, a secondary treatment center for women with drug and alcohol issues, where she served on the board of directors for six years. She is an active member of Northminster Baptist Church and currently serves on the board of directors for the Mississippi Economic Council's M.B. Swayze Educational Foundation.

"I want to help make Jackson a better place," Wiggs emphasized. "This is my community and my place of service." Wiggs has been an attorney with Watkins and Eager PLLC since 1985 specializing in civil trial work.



Presenting the award to Rebecca Wiggs at the New Life for Women is Mississippi Bar President Lem Adams.



The Mississippi Bar Memorial Resolution

October 23, 2012

WHEREAS, The Mississippi Bar gathers today with the Justices of the Mississippi Supreme Court to pay tribute to those attorneys who departed this life during the past year; and

WHEREAS, in mourning these colleagues, we recognize that each had a role in shaping our honorable profession. Some gave decades of service; the careers of others were cut short; but each had an impact on the endless pursuit of justice and the constant upholding of the dignity of law. They modeled for us a profession of dedication, honor, integrity, and wisdom, and reminded us that we are called upon “to do justice, love mercy, and walk humbly with our God;” and

WHEREAS, these individuals, while devoted to the noble practice of law, also shared their lives, love, and devotion with their families, friends, and communities throughout the years, we today celebrate all their countless contributions to their profession, their communities, and their families and friends; and

WHEREAS, we give thanks for the great and honorable profession to which those memorialized today devoted their lives, and we acknowledge that, without the devotion they exemplified, the freedoms we enjoy would be endangered and our individual lives would be less rich; and

WHEREAS, in the reading of these names, we express joy and thanksgiving for each of the following individuals who impacted our lives through their service to our profession and with their dedicated friendship;

ANNETTE TRIPLETT BEASLEY, Snellville, GA, Admitted, 1998
CAROLYN ROBERTS BENSON, Fulton, MS, Admitted, 1977
CHARLES G. BLACKWELL, Hattiesburg, MS, Admitted, 1964
JAMES E. BROWN, SR., Starkville, MS, Admitted, 1949
WILLIAM FLEMING BROWNING, JR., Jackson, MS, Admitted, 1963
PHILLIP D. BRYANT, Tupelo, MS, Admitted, 1966
THOMAS P. CALDWELL, Hattiesburg, MS, Admitted, 1935
THOMAS H. CAMPBELL, III, Ponce Inlet, FL, Admitted, 1958
JOHN W. CAPERS, Toomsburg, MS, Admitted, 1959
OMAR DELL CRAIG, Oxford, MS, Admitted, 1955
KENNETH EARL CRAWFORD, SR., Collins, MS, Admitted, 1972
DAL M. CRENSHAW, Ocean Springs, MS, Admitted, 1956
ARVIS V. CUMBEST, Pascagoula, MS, Admitted, 1958
ARTHUR DALE CURRIE, Jackson, MS, Admitted, 1962
MAURICE DANTIN, Columbia, MS, Admitted, 1955
SHARON S. DAY, Brandon, MS, Admitted, 1999
ROBERT LOUIS FIELD, Vicksburg, MS, Admitted, 1973
JIMMIE H. FIELDS, Gardnerville, NV, Admitted, 1973
WILLIAM WATKINS FORD, III, Pensacola, FL, Admitted, 1969
SHELDON LEROY FOREMAN, Franklin, TN, Admitted, 1957
THOMAS H. FREELAND, III, Oxford, MS, Admitted, 1958
CHAMP C. GIPSON, Meridian, MS, Admitted, 1945
DON OLIVER GLEASON, JR., Tupelo, MS, Admitted, 1999
JAMES RUSSELL HAYDEN, Hattiesburg, MS, Admitted, 1973
ALTON LAVON HOLLIS, Houston, TX, Admitted, 1952
DANNYE L. HUNTER, Brandon, MS, Admitted, 1965
PAUL H. JOHNSON, Jackson, MS, Admitted, 1992
JOHN K. KEYES, Collins, MS, Admitted, 1948
JACK BROOKS LACY, JR., Brandon, MS, Admitted, 1984

PAUL RICHARD LAMBERT, Gulfport, MS, Admitted, 1975
ROBERT EDWARD LEVY, Seattle, WA, Admitted, 1951
SANDER P. MARGOLIS, Edwards, MS, Admitted, 1969
JAMES CAL MAYO, Louisville, MS, Admitted, 1962
LEONARD MCCLELLAN, Jackson, MS, Admitted, 1976
ROBERT L. MCHANEY, JR., Waco, TX, Admitted, 1965
JOHN N. MERRITT, Irondale, AL, Admitted, 1990
JAMES D. MINOR, Oxford, MS, Admitted, 1972
JAMES FRANKLIN MIXSON, Greenville, MS, Admitted, 1978
FORREST M. MORRIS, Hattiesburg, MS, Admitted, 1947
JOSHUA M. MORSE, III, Tallahassee, FL, Admitted, 1948
WALTER JEFF NETTLES, Brookhaven, MS, Admitted, 1970
RICHARD WAYNE PARKER, Ridgeland, MS, Admitted, 1968
THOMAS EDDY PARSONS, Wiggins, MS, Admitted, 1978
W. ALLEN PEPPER, JR., Cleveland, MS, Admitted, 1968
THOMAS A. PRITCHARD, Biloxi, MS, Admitted, 1974
GERTRUDE A. REID, Corinth, MS, Admitted, 1972
NICHOLAS B. ROBERTS, JR., Gulfport, MS, Admitted, 1977
COURTNEY ADELE SCHLOEMER, Madison, MS, Admitted, 2004
CECIL GILL SMITH, JR., Natchez, MS, Admitted, 1959
BILL HENRY STEPHENS, Brandon, MS, Admitted, 1965
GEORGE BENJAMIN TAYLOR, Hattiesburg, MS, Admitted, 1960
KATHARINE S. VANCE, Columbus, MS, Admitted, 1979
WILLIAM L. WALLER, Jackson, MS, Admitted, 1960
CAROL C. WEST, Jackson, MS, Admitted, 1970
CHARLES ROYAL WHITE, Jackson, MS, Admitted, 1962
SAMUEL H. WILKINS, Jackson, MS, Admitted, 1966
CLARENCE NEFF YOUNG, Natchez, MS, Admitted, 1957

NOW, THEREFORE, BE IT RESOLVED that the members of The Mississippi Bar assembled in this Memorial Service before the Supreme Court of Mississippi on this the 23rd day of October, 2012, pay tribute and honor to our deceased colleagues, and recognize their manifold contributions to our State, to our profession, and our society.

BE IT FURTHER RESOLVED that the members of The Mississippi Bar here assembled before the members of the Mississippi Supreme Court hereby extend their deepest sympathy and respect to the families of those colleagues whom we memorialize today.

BE IT FURTHER RESOLVED that this Memorial be made a part of The Mississippi Bar's permanent records and with the permission of the Justices, be entered into the Minutes of the Supreme Court of the State of Mississippi.

Respectfully submitted,
THE MISSISSIPPI BAR
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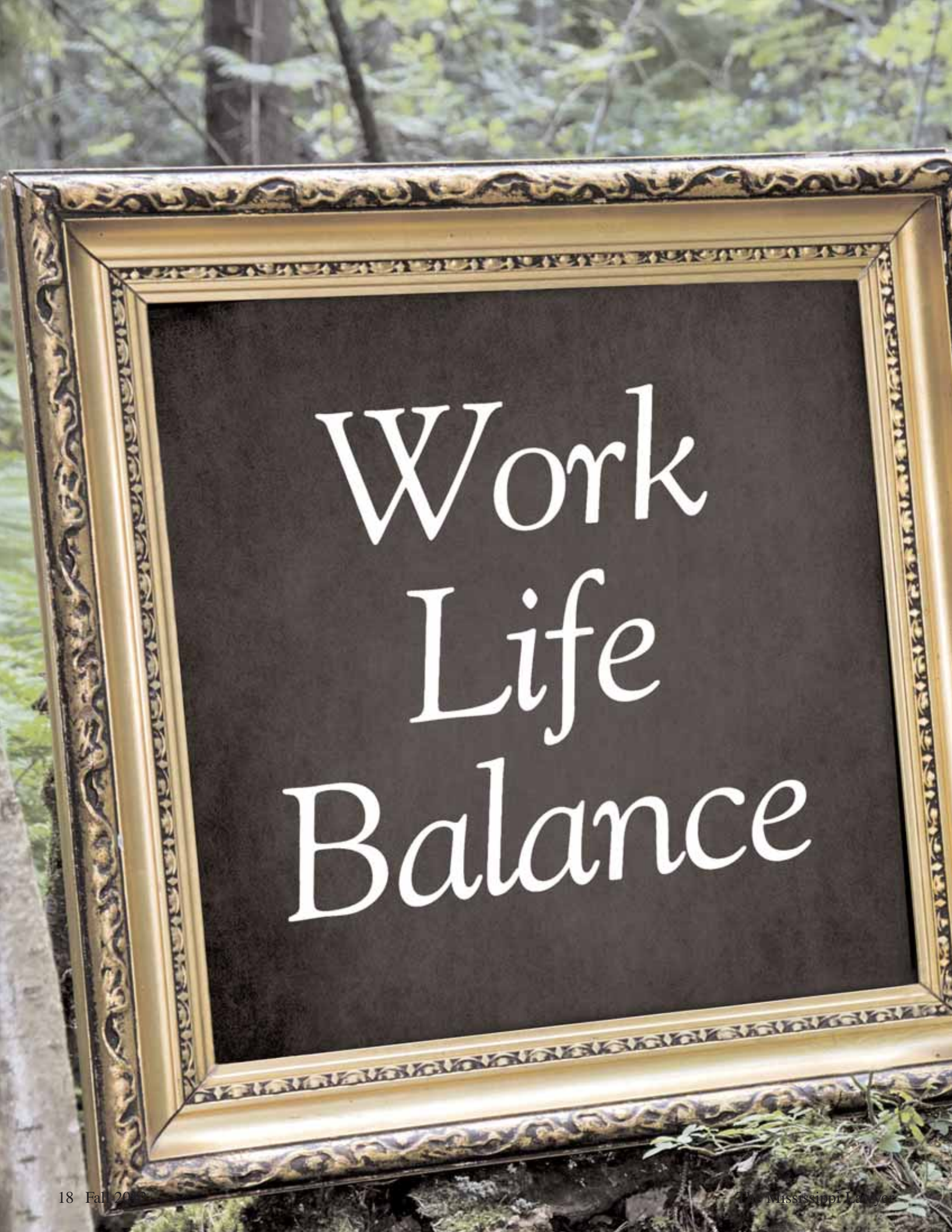
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A decorative gold frame with intricate scrollwork surrounds a blackboard. The blackboard has the words "Work", "Life", and "Balance" written in white, elegant script, stacked vertically. The frame is set against a background of green foliage and trees.

Work Life Balance

Re-Framing the Discussion

W*ork/Life Balance. Some say they have it (sometimes don't you just hate them?). Some who claim to have achieved it say they'll be happy to tell you how to achieve it too (all too often for "3 easy payments of [insert figure here]"). For most of us however, for whatever reasons, it seems unattainable.*

For lawyers, this elusive ideal can become all the more so, when faced with the very practical facts of a successful law practice. After all, how do you set boundaries around your "family" when the very nature of many practices seems to run completely contrary to such? How do you set aside personal time when the managing partner keeps stacking new projects on your desk?

The simple answer? There isn't one, and that's not the purpose of this article. My purpose is not to describe yet another set checklist or set of easy steps to successful work/life balance, and I'm not hawking new time management software. Those things are important if and when you are ready to use them, and they are readily available. The intent of this article, however is to offer a framework of considerations for whatever plan or system you use. For the moment, let us reframe the "balance" discussion, or perhaps forego it altogether, in favor of talking about contentment. After all, the balance so often described is for all intents and purposes really a means to that end.

Life on Life's Terms

This is an oft repeated phrase in the world of recovery, but obviously it applies universally. What other option do any of us really have? Few have the resources or capabilities to create or dictate, in any meaningful or long lasting way, their circumstances or environment. Most of us are living day to

day. Our living is greatly affected by facts and circumstances outside our control. "It is what it is", (another oft repeated phrase), plainly states the case. As far as I know, there is no movement afoot for a twenty-fifth hour in the day, and so what if there was, would this help? While this phrase doesn't offer concrete next steps, but it does remind us to be realistic about what we can and should do.

Your Work/Life Balance

It's not about comparison; it's about what is healthy for you and for your circumstances. Like it or not, you cannot have someone else's life balance. Too many of us labor under unrealistic notions about what others are able to do as compared to our own apparent inability to accomplish as much. It is important to bear in mind the very real truth that we cannot know what lies "behind the curtain" of others' lives. When we do compare, it is important to remember that in most cases, we are comparing their "outside" to our "inside". Our perception is probably not their reality. That being said, even if they do have it all together, what does that mean for us? While there may be aspects of what they do that we'd like to emulate, in the end it is our own balance to which we must attend. Energy spent otherwise is counterproductive and unhealthy.

Continued on next page

By Chip Glaze

Director of The Mississippi Bar Lawyers and Judges Assistance Program

Work/Life Balance: Re-Framing the Discussion

Seasons

Human beings are not homeostatic creatures, though judging from our behavior at times, it may appear that we are or may want to be. We are in a state of constant change. Our bodies, our relationships, our environment, and our finances are always changing. It follows that our needs will change along with our circumstances. Therefore, what passes for work/life balance today may not, for whatever reason, be workable tomorrow. As circumstances and needs change, we need to be ready and willing to adjust the balance we are striving to achieve. We must recognize that our work/life balance plan will have to be subject to revision(s).

Progress, Not Perfection

No matter where you are along the continuum of life balance, whether you are “all work and no play” or you are “focusing on your family” to the detriment of your career, or like most of us, somewhere in between; you can achieve more balance. However, it is important to note that you probably cannot achieve it “perfectly”. Even if you could, you probably can’t do it immediately or permanently. Remember that your needs will change with your circumstances. For this reason, it is important that we recognize our progress and growth in the area of work/life balance. The fact that we have not “achieved” it, by some objective or subjective standard, by this time next week

is no reason to call our effort a failure. The meaningful measure is the progress we’ve made toward our goal of greater balance. We have only failed if we stop trying to move forward.

Community/Environment

To paraphrase an old Swedish saying, it’s hard to swim without getting wet. The same is true for those of us seeking greater contentment through work/life balance. We need “water”. We need an environment where we can survive, thrive, and grow in our movement toward greater balance. Hopefully, this is true of your environment. Sadly, this is not the case in many law offices and in the broader business climate, especially in these difficult financial times. Perhaps, the culture in your firm or place of business is changing for the better in the regard. Perhaps, you can be the catalyst of such change. It is important to know, however, that a change of environment may be necessary to affect meaningful progress toward greater life balance.

The Long View

Emerson said, “Life is a journey, not a destination.” How true. Work/Life balance is not a place or time at which we arrive. It is what we do; how we act and react day to day. Balance is generally best viewed in the long view. While this week may have been “all work and no play”, when we look back at year’s end, can we

see that on the whole we made progress toward our balance goals? As with most things in life, in our striving for work/life balance, we are neither our best nor our worst example.

In closing, I do think it is important to note that failing to seek meaningful balance between our careers and our personal lives can lead to impairment in our physical and emotional health. If you are not currently giving sufficient consideration to this important issue, it is my hope that you will. If you have difficulty, or if you believe things are already beyond your capacity to address, please contact the LJAP office or an LJAP volunteer in your area. ■

Chip Glaze, JD, LMFT is the Director of The Mississippi Bar Lawyers and Judges Assistance Program. He previously served as Clinical Director of the Program for four years. He received his Master’s Degree in Marriage and Family Therapy in 1994 from Mississippi College and his Juris Doctorate from the Mississippi College School of Law in 2002. Chip is a licensed Mississippi attorney and a licensed Marriage and Family Therapist. He has extensive experience in behavioral health counseling, family therapy, and crisis intervention with professionals.

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Work/Life Balance: Tips to reclaim control

When your work life and personal life are out of balance, your stress level is likely to soar. Use these practical strategies to restore harmony.

There was a time when the boundaries between work and home were fairly clear. Today, however, work is likely to invade your personal life — and maintaining work-life balance is no simple task. This might be especially true if you're concerned about losing your job due to restructuring, layoffs or other factors.

Still, work-life balance isn't out of reach.

Start by evaluating your relationship to work. Then apply specific strategies to help you strike a healthier balance.

Married to your work? **Consider the cost**

It can be tempting to rack up hours at work, especially if you're trying to earn a promotion or manage an ever-increasing workload — or simply keep your head above water. Sometimes overtime might even be required. If you're spending most of your time working, though, your home life will take a hit.

Consider the consequences of poor work-life balance:

- **Fatigue.** When you're tired, your ability to work productively and think clearly might suffer — which could take a toll on your professional reputation or lead to dangerous or costly mistakes.
- **Lost time with friends and loved ones.** If you're working too much, you might miss important family events or milestones. This can leave you feeling left out and might harm relationships with your

loved ones. It's also difficult to nurture friendships if you're always working.

- **Increased expectations.** If you regularly work extra hours, you might be given more responsibility — which could lead to additional concerns and challenges.

Strike a better work-life balance

As long as you're working, juggling the demands of career and personal life will probably be an ongoing challenge. Consider these ideas to find the work-life balance that's best for you:

- **Track your time.** Pay attention to your daily tasks, including work-related and personal activities. Decide what's necessary and what satisfies you the most. Cut or delegate activities you don't enjoy or can't handle — or share your concerns and possible solutions with your employer or others.
- **Take advantage of your options.** Ask your employer about flex hours, a compressed workweek, job sharing, telecommuting or other scheduling flexibility. The more control you have over your hours, the less stressed you're likely to be.
- **Learn to say no.** Whether it's a co-worker asking you to spearhead an extra project or your child's teacher asking you to organize a class party, remember that it's OK to respectfully say no. When you

Continued on next page

By Mayo Clinic staff

Work/Life Balance: Tips to reclaim control

quit accepting tasks out of guilt or a false sense of obligation, you'll have more time for the activities that are meaningful to you.

- **Leave work at work.** With the technology to connect to anyone at any time from virtually anywhere, there might be no boundary between work and home — unless you create it. Make a conscious decision to separate work time from personal time. When you're with your family, for instance, keep your laptop in your briefcase.
- **Manage your time.** Organize household tasks efficiently, such as running errands in batches or doing a load of laundry every day, rather than saving it all for your day off. Put family events on a weekly family calendar and keep a daily to-do list. Do what needs to be done and let the rest go.

- **Bolster your support system.** At work, join forces with co-workers who can cover for you — and vice versa — when family conflicts arise. At home, enlist trusted friends and loved ones to pitch in with child care or household responsibilities when you need to work overtime or travel.
- **Nurture yourself.** Eat a healthy diet, include physical activity in your daily routine and get enough sleep. Set aside time each day for an activity that you enjoy, such as practicing yoga or reading. Better yet, discover activities you can do with your partner, family or friends — such as hiking, dancing or taking cooking classes.

Know when to seek professional help

Everyone needs help from time to time. If your life feels too chaotic to man-

age and you're spinning your wheels worrying about it, talk with a professional — such as a counselor or other mental health provider. If your employer offers an employee assistance program (EAP), take advantage of available services.

Remember, striking a healthy work-life balance isn't a one-shot deal. Creating work-life balance is a continuous process as your family, interests and work life change. Periodically examine your priorities — and make changes, if necessary — to make sure you're keeping on track. ■

Reprinted from the Mayo Clinic.com article "Work/Life Balance: Tips to reclaim control"

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Life Balance? Forgetaboutit!

Two words send a shiver down the spine of every senior, big dog, *el supremo*, head-of-the-law firm, legal-beagle type in the country: *life balance*.

In the legal profession, the words “life balance” have generally come to mean that we not only have to work our tushies off as lawyers, we also have to feel bad about our careers because we *should* have spent more quality time with our families. (Query: Is sitting on the couch watching *Celebrity Dance Off* considered “quality time”?)

For lawyers who take it seriously, life balance is derived through a highly complex formula (think quantum mechanics) that looks something like this:

Life Balance = $BH \div QT \times 100\%$
(don’t forget to carry the 1)

Analyzing the life-balance formula generally requires an advanced math degree and usually results in severe migraine headaches or, in more extreme cases, minor head implosions, which, by the way, do not support life balance whatsoever. In fact, a key way to regain life balance is to forego calculating the life-balance formula altogether.

What in the world does life balance mean anyway?

Life balance is not about ensuring that every moment of your life is spent in the most precise way to please your boss, your parents, your spouse, or your kids. Life balance is not yet another way to prove how far you fall short of some grandiose vision of perfection. Life balance is not about filling your life with all the stuff you “should” do.

Life balance is about choice. That’s it. That’s all.

Every moment of every day, you decide how you want to live your life. Your actions—the things you do daily—speak volumes about what’s most important to you. And there’s nothing wrong with your choices. Just be honest about them.

If you would really rather stay at work

than meet your obnoxious cousin for lunch, don’t lie—at least not to yourself. You’re making a choice.

If you’d really rather sleep in than go to work, you’re making a choice.

If you’d really rather stay at work and miss the birth of your first child (presumably you’re male?), you’re making a choice.

But we’ve all become a bunch of mealymouthed, paper-pusher, people-pleaser, do-gooder (at least we want to look like we’re do-gooder) types. We want it all, we want it now, and we want to look good while we’re doing it.

But it ain’t gonna happen.

Life is about making choices.

And lots of regular folks (think moms and dads) choose to make a priority of things like their kids’ soccer games and dance recitals. Apparently these moments are not something they are willing to sacrifice.

You can be a great lawyer. You can be a great mother or father, son or daughter, brother or sister. You can be a great golfer, skier, bird watcher, bridge player, hiker, biker, or soccer striker. But you probably can’t be great at everything, at every moment, all the time. You have to choose.

Life Balance = Life Choices. (Now that’s a formula you can get behind.)

The way you choose to live your life—the way in which you spend your time—is the ultimate reflection of who you are and what’s important to you.

So stop kidding yourself. Make your choices. And own up to them. ■

Tim Batdorf is a lawyer, career coach, and the founder of Lawyer & Self™, which produces The Lawyer’s Career Kit™—a self-coaching program for lawyers. For more information, visit www.lawyerand-self.com.

By Tim Batdorf



Work/Life Balance: How to make work more rewarding

Stress mounts when job satisfaction falls flat. Here's a look at the underlying causes of job dissatisfaction — and practical ways to boost job satisfaction.

Do you find yourself dreading the start of the workweek? Or wishing the workday away? Are you no longer enthusiastic about your job? In a challenging economy, you may not feel that you can “vote with your feet” and simply change jobs — but you might be able to change how you think about your job to improve your job satisfaction.

Understand the link between work approach and job satisfaction

If you've gone sour on your job, take some time to think about what motivates and inspires you — and how you approach your work. For example:

- **It's a job.** If you approach work as a job, you focus primarily on the financial rewards. The nature of the work may hold little interest for you. What's important is the money. If a job with more pay comes your way, you'll likely move on.
- **It's a career.** If you approach work as a career, you're likely interested in advancement. You may want to climb the career ladder as far as possible or be among the most highly regarded professionals in your field. You're motivated by the status, prestige and power that come with the job.
- **It's a calling.** If you approach your job as a calling, you focus on the work itself. You're

less interested in financial gain or career advancement, preferring instead to find a sense of fulfillment from the work itself.

One approach isn't necessarily better than the others, and you might find elements of all three perspectives important. Still, if you're unsatisfied with your job, it's helpful to reflect on why you work. Think about what originally drew you to your current job, and whether it may be a factor in your lack of job satisfaction.

Consider strategies to improve job satisfaction

Depending on the underlying cause of your lack of job satisfaction, you may have many options for increasing your job satisfaction. For example:

- **Create new challenges.** Take on a project that can motivate you and give you a sense of control. Start small, such as organizing a work-related celebration, before moving on to larger goals. Working on something you care about can boost your confidence and job satisfaction.
- **Mentor a colleague.** Once you've mastered a job, you may find it becoming routine. Helping a new team member or an intern advance his or her skills can restore the challenge and the job satisfaction you desire.

Continued on next page

By Mayo Clinic

Work/Life Balance: How to make work more rewarding

- **Break up the monotony.** If you're feeling bored or unchallenged, talk with your supervisor about cross-training. Perhaps you could train for new or additional tasks. If you hear that your company is launching a new project, volunteer for the team.
- **Stay positive.** Use positive thinking to reframe your thoughts about your job. When you catch yourself thinking your job is terrible, stop the thought in its tracks. Remember, everyone encounters good days and bad days on the job.
- **Look for the silver lining.** Imagine that you receive a less than stellar performance appraisal. Instead of taking it personally or starting to search for another job, look for the silver lining — such as the opportunity to attend continuing education classes or work with a performance coach. Take satisfaction in your ability to put performance feedback to work.
- **Learn from your mistakes.** Don't let failure defeat you or erode your job satisfaction. When you make a mistake at work, learn from it and try again. Perhaps the mistake will eventually lead to a great success.
- **Be grateful.** Gratitude can help you focus on what's positive about your job. Ask yourself, "What am I grateful for at work today?" If it's only that you're having lunch with a friendly colleague, that's OK. Find at least one thing you're grateful for and savor it.
- **Nurture your passion.** If your job satisfaction has waned but seeking a new job isn't a realistic option, you might consider your current job as a welcome paycheck that allows you to focus your energy on an important hobby or interest outside of work. Sometimes work is simply a means to enjoy those things you're truly passionate about.

More job satisfaction can mean less stress

Whether your work is a job, a career or a calling, you can take steps to restore meaning to your job. Make the best of difficult work situations by maintaining a positive attitude. Be creative as you think of ways to change your circumstances — or how you view your circumstances. Doing so can help you manage your stress and experience the rewards of your profession. ■

Reprinted from the Mayo Clinic.com article "Work/Life Balance: How to make work more rewarding"

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Disbarments, Suspensions, Inactive Disability Status and Irrevocable Resignations

Jimmy Davis Hull of Kosciusko, Mississippi.

The Supreme Court of Mississippi **Disbarred** Mr. Hull from the practice of law based upon his guilty plea in the United States District Court for the Southern District of Mississippi to one count of False Statements Relating to Healthcare Matters in violation of 18 U.S.C. §1035. The Mississippi Bar, upon obtaining a certified copy of the conviction, filed a Formal Complaint (Cause No. 2011-BD-1685) under Rule 6 of the Rules of Discipline for the Mississippi State Bar ("MRD"). In accordance with the Rule 12(c), MRD, Mr. Hull is not eligible to apply for reinstatement due to his felony conviction.

Quinton L. James of Homewood, Illinois.

A Complaint Tribunal **Disbarred** Mr. James in Cause No. 2012-B-751 for violations of Rules 1.2(a), 1.3, 1.4(a), 1.5(a), 1.16(d), 8.1(b), and 8.4(a) and (d), of the Mississippi Rules of Professional Conduct ("MRPC").

Mr. James was personally served with a copy of the Formal Complaint but failed to answer within the time allowed. The Bar subsequently applied for default, which was entered on June 15, 2012. The Bar also filed a Motion for Default Judgment on the same day. Mr. James failed to answer or respond to any pleading or motion filed by the Bar. The Complaint Tribunal entered a Default Judgment on August 2, 2012 disbarring Mr. James from the practice of law in Mississippi.

Phillip Gregory Meek of Olive Branch, Mississippi.

A Complaint Tribunal **Suspended** Mr. Meek in Cause No. 2012-B-110 for one year for violations of Rules 1.2(a), 1.3, 1.4(a), 1.5(a), 1.16(d), 8.1 and 8.4(a) and (d), MRPC.

Mr. Meek was personally served with a copy of the Formal Complaint but failed to answer within the time allowed. The Bar subsequently applied for default, which was entered on March 5, 2012. The Bar also filed a Motion for Default Judgment on the same day. Mr. Meek failed to answer or respond to any pleading or motion filed by the Bar. The Complaint Tribunal entered a default judgment on June 4, 2012, suspending Mr. Meek from the practice of law in Mississippi for one year.

Louis J. Guichet, III of Brandon, Mississippi.

A Complaint Tribunal **Suspended** Mr. Guichet in Cause No. 2012-B-149 for ninety (90) days for his violation of Rules 1.6 and 8.4(a) and (d), MRPC.

Mr. Guichet, represented his then wife, Amy Pietrowski Guichet, regarding an appeal from the Chancery Court of Rankin County filed by Mrs. Guichet's first husband, Scott Pietrowski ("Mr. Pietrowski"). The appeal case involved a final order of the Rankin County Chancery Court that granted sole custody of Mr. Pietrowski's children to Mrs. Guichet, denied Mr. Pietrowski any rights to visitation, and found him to be in arrears for child support in an amount in excess of \$40,000.00.

While the appeal was pending, Mr. and Mrs. Guichet experienced marital difficulties. Mr. Guichet then advised Mr. Pietrowski that he intended to withdraw from Mrs. Guichet's appeal case. Further, Mr. Guichet advised Mr. Pietrowski of sensitive personal information that could impact a court's decision regarding the custody of Mrs. Guichet's and Mr. Pietrowski's children and that he would continue to inform Mr. Pietrowski of any new information. In addition, Mr. Guichet further threatened Mrs. Guichet with criminal prosecution in the event she did not immediately consent to signing divorce pleadings. Moreover, he advised Mrs. Guichet, that he would "do everything in my power to help [Mr. Pietrowski] get [Mrs. Guichet's] kids" if she refused to sign the divorce documents.

Rule 1.6, MRCP, prohibits a lawyer from revealing information relating to the representation of a client without the client's informed consent. The information Mr. Guichet related to Mr. Pietrowski was confidential in nature and directly related to the issues of the case. Mrs. Guichet did not authorize Mr. Guichet to convey that confidential information. Rule 8.4(a) and (d), MRPC, provides that it is professional misconduct for a lawyer to violate or attempt violate the rules of professional conduct or engage in conduct that is prejudicial to the administration of justice. Mr. Guichet's threats to employ the criminal justice system to coerce Mrs. Guichet to join a petition for divorce are contrary to the administration of justice.

Public Reprimands

John Hubert Anderson of Hattiesburg, Mississippi.

The Committee on Professional Responsibility imposed a **Public Reprimand** in Docket No. 10-387-2 for his violation of Rules 1.3, 1.4(a), 1.16(a) and 8.1(b), MRPC.

Mr. Anderson was hired to handle a personal injury and discrimination case. The clients later learned the action had been filed later than they were led to believe by Mr. Anderson and that a number of pleadings had been filed by the defendants that Mr. Anderson failed to communicate to them. After the clients terminated Mr. Anderson's representation, Mr. Anderson took another four months to officially withdraw from the case and have the client's new attorney substituted.

Mr. Anderson failed to timely respond to the informal [Bar] complaint. After the Office of General Counsel made two demands for response, Mr. Anderson then submitted an incomplete response. Following an investigatory hearing, Mr. Anderson failed to provide the supplemental information requested by the Bar.

Rule 1.3, MRPC, requires a lawyer to act with reasonable diligence and promptness in representing a client. Rule 1.4(a),

Continued on next page

MRPC, requires a lawyer to keep a client reasonably informed about the status of the matter and promptly comply with reasonable requests for information. Mr. Anderson failed to diligently pursue the representation and failed to keep his clients apprised of the status of their case in violation of Rules 1.3 and 1.4(a). Rule 1.16(a)(3) MRPC, requires that a lawyer shall withdraw from representation of a client if the lawyer is discharged. Mr. Anderson failed to timely withdraw from representation following his termination in violation of Rule 1.16(a)(3). Rule 8.1(b), MRPC, requires a lawyer to respond to a lawful demand for information from the Bar. In the investigation of the informal complaint, Mr. Anderson failed to submit a complete response and failed to provide the additional information requested by the Bar. Mr. Anderson's conduct is a violation of Rule 8.1(b).

John Hubert Anderson of Hattiesburg, Mississippi.

The Committee on Professional Responsibility imposed a **Public Reprimand** in Docket No. 11-012-1 for his violation of Rules 1.2(a), 1.3, 1.5(a), and 8.4(a) and (d), MRPC.

Mr. Anderson was hired and paid to file an appellate brief in a Mississippi Department of Employment Security matter. Mr. Anderson failed to file a brief despite requesting additional time to do so on three (3) occasions from the Mississippi Court of Appeals. After Mr. Anderson failed to respond to the Court's show cause notice, the appeal was dismissed.

Rule 1.2(a), MRPC, requires a lawyer to abide by the decisions of his clients regarding the objectives of the representation. Rule 1.3, MRPC, requires a lawyer to act with reasonable diligence and promptness in representing a client. Rule 1.5(a) requires a lawyer's fee to be reasonable. Mr. Anderson failed to complete the work he was retained and paid to perform when he failed to timely file an appellate brief in violation of Rules 1.2(a), 1.3, 1.5(a). Rule 8.4(a), MRPC, states it is professional misconduct to violate or attempt to violate the Rules of

Professional Conduct. Rule 8.4(d), MRPC, states it is professional misconduct to engage in conduct prejudicial to the administration of justice. Mr. Anderson's violations of Rules 1.2, 1.3 and 1.5, MRPC, as described above constitute misconduct that is prejudicial to the administration of justice under Rule 8.4.

John Hubert Anderson of Hattiesburg, Mississippi.

The Committee on Professional Responsibility imposed a **Public Reprimand** in Docket No. 11-142-1 for his violation of Rules 1.2(a), 1.3, 1.5, and 8.4(a) and (d), MRPC.

Mr. Anderson was hired to file a bankruptcy petition and attempt to negotiate return of the client's already foreclosed home. He filed the bankruptcy petition, but attempts to negotiate the return of the client's home were unsuccessful. The mortgagor later filed and was successful in an eviction action. Mr. Anderson undertook this representation even though it was not part of the representation contemplated at the time he was hired. He filed an appeal of the eviction and again attempted to negotiate a way for the client to stay in her home but was unsuccessful. Mr. Anderson signed an agreed order dismissing the appeal. He did not inform the client of the agreed order or obtain her consent prior to signing or entering the agreed order of dismissal.

Rule 1.2(a), MRPC, requires a lawyer to abide by the decisions of his clients regarding the objectives of the representation. Rule 1.4(a), MRPC, requires a lawyer to keep a client reasonably informed about the status of the matter and promptly comply with reasonable requests for information. Mr. Anderson dismissed the client's appeal without consulting her and did not inform the client of the dismissal until sometime after the order was entered in violation of Rules 1.2(a) and 1.4(a), MRPC.

Cecelia Arnold of Laurel, Mississippi.

The Committee on Professional Responsibility imposed a **Public Reprimand** in

Docket No. 11-301-2 for her violation of Rules 1.2(a), 1.3, 1.4(a) and 8.4(a) and (d), MRPC.

Ms. Arnold was hired in February 2009 to handle a personal injury matter. Ms. Arnold failed to file the law suit prior to the expiration of the statute of limitations.

Rule 1.2(a), MRPC, requires a lawyer to abide by the decisions of his clients regarding the objectives of the representation. Rule 1.3, MRPC, requires a lawyer to act with reasonable diligence and promptness in representing a client. Ms. Arnold failed to complete the work she was retained to perform within the limitations period in violation of Rules 1.2(a) and 1.3. Rule 1.4(a), MRPC, requires a lawyer to keep a client reasonably informed about the status of the matter and promptly comply with reasonable requests for information. Ms. Arnold violated Rule 1.4(a) when she failed to advise the client that the statutory limitations period was going to expire, depriving the client of sufficient information to make informed decisions about the representation. Rule 8.4(a), MRPC, states it is professional misconduct to violate or attempt to violate the Rules of Professional Conduct. Rule 8.4(d), MRPC, states it is professional misconduct to engage in conduct prejudicial to the administration of justice. Ms. Arnold's violations of Rules 1.2, 1.3 and 1.4, MRPC, as described above constitute misconduct that is prejudicial to the administration of justice under Rule 8.4.

Hugh Brian Henderson of Senatobia, Mississippi.

The Committee on Professional Responsibility imposed a **Public Reprimand** in Docket No. 11-082-2 for his violation of Rule 8.1(b), MRPC.

A client filed an informal [Bar] complaint against Mr. Henderson alleging he hired and paid Mr. Henderson to handle a divorce but the petition had not been filed. That same day the Bar sent Mr. Henderson a demand that he respond to the informal complaint. When he failed to respond by the date requested, the Bar

sent three additional letters to Mr. Henderson requesting a response. When Mr. Henderson failed or refused to answer the informal complaint, an Investigatory Hearing was held regarding the complaint. Mr. Henderson failed and/or refused to appear for the Investigatory Hearing. The client, after receiving notice of investigatory hearing, informed the Bar that Mr. Henderson had now filed the divorced petition. Rule 8.1(b), MRPC, requires a lawyer to respond to the Bar's lawful demands for information related to a disciplinary proceeding. Mr. Henderson violated Rule 8.1 when he failed to respond in any way to the informal [Bar] complaint or appear for the investigatory hearing.

Private Reprimands

The Committee on Professional Responsibility imposed a **Private Reprimand** in Docket No.10-370-2 for violations of Rules 1.15(a) and 1.16(d), MRPC.

The Attorney represented a client regarding a retaliatory discharge claim. The client provided the attorney a number of original documents at the beginning of the representation. When the attorney later terminated his representation, the client requested return of his file. The attorney arranged for the client to pick up his file at a time the attorney knew he would not be in the office. The attorney left the box of files for the client in the doorway of his office. The receptionist for a separate law firm in which the attorney's office was located at the time told the attorney that the client had been to the office that day. The attorney is a solo practitioner and this receptionist is not his employee, but rather the receptionist for the shared office space. The client did not receive his file and the attorney no longer has it.

Rule 1.15(a), MRPC, requires a lawyer to safeguard the client's property, including original documents provided to the lawyer by the client. Rule 1.16(d), MRPC, requires a lawyer to take steps to protect a client's interest upon termination of the representation such as giving the client reasonable notice and returning papers and property. In this case, the attorney

negligently failed to safeguard his client's file. The attorney arranged for the client to retrieve his file at a time that the attorney would not be present. The attorney left the client's file in the doorway of his office in shared office space, but the client did not receive his file. The attorney failed to safely keep and return the client's file.

The Committee on Professional Responsibility imposed a **Private Reprimand** in Docket No.11-241-1 for a violation of Rule 1.6, MRPC.

The attorney represented a city regarding compliance with certain subpoenas issued in the investigation of matters involving a city official. In the course of the representation, the attorney made and kept copies of records involving the investigation at the suggestion of the supervisor to avoid allegations that the city had not turned over all of the records being subpoenaed. The attorney kept the records at home in the attic. The attorney was subsequently called for active duty in the United States military in Iraq. The attorney hired professional movers to move items from home to a storage unit. In the attorney's haste to get this task accomplished, the attorney failed to advise the movers to remove the boxes of materials in the attic containing the information related to the city official. The attorney then rented the home. The renter discovered the boxes in the attic and turned them over to the local authorities.

Rule 1.6(a), MRPC states in pertinent part that a "lawyer shall not reveal information relating to the representation of a client unless the client gives informed consent." The comment to Rule 1.6, MRPC, states that the duty of confidentiality continues after the client-lawyer relationship is terminated. Rule 1.6 contains no element that limits the prohibition of revealing information to only intentional acts. Therefore, a lawyer is also prohibited from inadvertently or negligently revealing confidential information of a client. In this case, the attorney negligently allowed confidential information regarding the representation to be made public in violation of Rule 1.6, MRPC.

A Complaint Tribunal imposed a **Private Reprimand** in Cause No. 2011-B-1491 for a violation of Rule 1.8(a), MRPC.

During the attorney's representation of a client, the attorney solicited and received a \$500.00 personal loan from the client. However, the attorney failed to disclose the terms of the loan, transmit the terms in writing, give the client the reasonable opportunity to seek advice of independent counsel, or have the client consent to the terms and conditions in writing. The attorney's first attempt to repay the loan was returned for insufficient funds. The attorney repaid the loan approximately three months after the client terminated her representation.

Rule 1.8(a), MRPC, provides that a lawyer shall not enter into a business transaction with a client or knowingly acquire an ownership, possessory, security or pecuniary interest adverse to a client unless: (1) the transaction and terms on which the lawyer acquires the interests are fair and reasonable to the client and are fully disclosed and transmitted in writing to the client in a manner which can be reasonably understood by the client; (2) the client is given a reasonable opportunity to seek the advice of independent counsel in the transaction; and (3) the client consents in writing. The loan was of such a type that the parties' interests immediately became adverse to one another. Essentially, the attorney-client relationship became a debtor-creditor relationship. The attorney failed to make it clear to the client that he should seek independent legal advice about the transaction, failed to disclose the terms and conditions of the loan in writing, and failed to obtain consent in writing to the terms and conditions of the loan.

The Committee on Professional Responsibility imposed a **Private Reprimand** in Docket No.10-441-2 for a violation of Rule 8.4(c), MRPC.

The attorney agreed to work exclusively for a law firm. The attorney then used firm resources to solicit clients in contravention to the terms of the employment

Continued on next page

Final Disciplinary Actions

agreement. The attorney took on the representation of several clients with pending matters while still working under the employment contract with the law firm. The attorney used the resources of the law firm to render legal services in the course of representing those clients, including his use of firm letterhead and computer services. The law firm was unaware of the existence of the clients and the attorney failed to disclose the existence of these clients to the law firm.

Rule 8.4(c) of the Mississippi Rules of Professional Conduct ("MRPC") provides that it is professional misconduct for a lawyer to engage in conduct involving dishonesty, fraud, deceit, or misrepresentation. The attorney's failure to disclose the existence of the clients to the law firm and the use of firm resources to service

these clients constitutes conduct that involves deceit or misrepresentation.

A Complaint Tribunal imposed a **Private Reprimand** in Cause No. 2012-B-271 for a violation of Rule 1.4(a), MRPC.

The attorney in representing a client failed to have the defendants in a personal injury action timely served. The failure to timely serve the defendant was the result of a simple miscalculation. The error was not discovered prior to the expiration of the statute of limitations and the action was dismissed with prejudice. The attorney filed a motion for reconsideration and later an appeal but did not inform the client of the dismissal or resulting appeal until after the Mississippi Court of Appeals affirmed the trial court's dismissal of the case. The attorney also

failed to communicate a settlement offer to the client that was less than the amount the client had previously indicated he would accept.

Rule 1.4(a), MRPC, requires a lawyer to keep a client reasonably informed about the status of the matter and to promptly comply with reasonable requests for information. The attorney failed to keep the client reasonably informed of the dismissal or the attorney's attempted remedial actions. The attorney's failure to communicate a settlement offer to the client, even one that would be rejected, also violates this Rule. ■

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Rachel Pierce Waide
Young Lawyers Division President
2012-2013

This year's Young Lawyers Division activities began with the swearing in of newly-elected officers during The Mississippi Bar's Annual Meeting in July. In that same month, the Young Lawyers Division partnered with the Mississippi Volunteer Lawyers Project to host guardianship clinics in Lee and Hinds Counties. During those clinics, volunteer attorneys prepared guardianship documents for those persons who are rearing children but do not have formal, legal custody of the children. Under the capable direction of MVLP's General Counsel, Tiffany Graves, documents were prepared to allow the children to be enrolled in school. Judge Jacqueline Estes Mask and Judge Denise Owens graciously volunteered their time to execute Orders and hold hearings when necessary.

In August, a Young Lawyers Division contingent attended the American Bar Association Annual Meeting in Chicago, Illinois. Shortly thereafter, on September 25, 2012, the Fall Bar Admissions Ceremony was held at Thalia Mara Hall in Jackson. The Bar Admissions Ceremony Committee, led by Mary Largent Purvis, put together a lovely ceremony for the one hundred ninety-three newly-admitted members. Speakers included Reverend Matthew L. Canada, who offered the invocation; Jeff Styres, who spoke on behalf of the Board of Bar Admissions; Mary Largent Purvis, Dean Richard Gershon, and Dean James H. Rosenblatt, who recognized the new admittees; Judge William H. Singletary, who administered the oath

Young Lawyers Division News

to practice in the trial courts of Mississippi; Chief Justice William L. Waller, Jr., who administered the oath to practice before the Mississippi Supreme Court and the Mississippi Court of Appeals; Judge S. Allan Alexander, who administered the oath to practice in the United States District Courts for the Northern District of Mississippi; Judge Robert H. Walker, who administered the oath to practice in the United States District Courts for the Southern District of Mississippi; Judge Leslie H. Southwick, who administered the oath to practice in the United States Court of Appeals for the Fifth Circuit; and Lemuel G. Adams, III, The Mississippi Bar President. I was honored to address the new admittees briefly, as well.

The Mock Trial Committee's chair, Clarence Webster, posted this year's case on Friday, September 28, and team registration forms were due by Monday, November 12. Competition dates are Saturday, January 26 for the Jackson Regional; Saturday, February 2 for the Oxford Regional; Saturday, February 16 for the Coast Regional; and Friday and Saturday, March 1-2 for the Statewide

Competition. Volunteer opportunities are now available for attorney coaches and competition judges. If you would like to volunteer, please contact René Garner by email at rgarner@msbar.org.

The Young Lawyers Division now includes a new committee. "Prison Dogs," chaired by Krissy Casey, is implementing its pilot program in the Monroe County Jail under the direction of Sheriff Cecil Cantrell. That program pairs shelter dogs with inmates in jails or prisons. The inmates learn valuable skills as dog trainers, and once training is complete, the dogs are adopted by families or sent to service organizations for further training. The program is in need of volunteer dog trainers, as well as supplies, such as dog food, leashes, collars, and crates. To volunteer, to make a donation, or to make a recommendation for a volunteer dog trainer, contact Krissy Casey at caseyk@phelps.com.

Our division looks forward to an active winter and spring, with expansion of the Prison Dogs program, as well as Wills for Heroes events in Oktibbeha County, Copiah County, and Lauderdale County. ■



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**Fall 2012
Bar Admissions Ceremony
Sponsored by the
Young Lawyers Division**



Program participants administering the oath to practice law in Mississippi included (front row), Judge S. Allan Alexander, representing the US District Courts for the Northern District of Mississippi; Judge Leslie H. Southwick, representing the US Court of Appeals for the Fifth Circuit; Chief Justice William L. Waller, Jr., representing the Supreme Court; Judge Robert H. Walker, representing the US District Courts for the Southern District of Mississippi; Judge William H. Singletary, representing Hinds County Chancery Court; Dean James H. Rosenblatt, Mississippi College School of Law; (second row), Lemuel G. Adams III, President of The Mississippi Bar; Rev. Matthew L. Canada, Pilgrim Rest M.B. Church; Rachel Pierce Waide, President of the Young Lawyers Division of The Mississippi Bar; Jeff Styres, Member, Board of Bar Admissions; and Dean Richard Gershon, University of Mississippi Law School.



The Fall Bar Admissions Ceremony sponsored by the Young Lawyers Division was held Tuesday, September 25 at Thalia Mara Hall in Jackson. Representing the Young Lawyers Division Bar Admission Ceremony Committee were (front row), Mary Largent Purvis, Chair; Jaklyn Wrigley; Tiffany Graves; Barbara Meeks; April Ladner; Kimberly Banks; (back row), Jason Payne; Matt Eichelberger; Christy Malatesta; and Mimi Arthur.

Fall 2012 New Admittees

Keith Bennett Alexander
Curtis Jennings Anders
Paul Manion Anderson
Stewart Gorham Austin, Jr.
Christopher Nicklaus Bailey
Mandie Marie Barnes
Benigno Xavier Barrero
Robert Charles Bass II
Joshua John Bates
Chad Thomas Benoit
Brian Parker Berry
Teresa Ann Birks
Margaret Harp Blackwell
Bradley Vince Boyles
Katherine Elizabeth Brown
Tina Davis Brown
Misti Landry Bryant
Sarah Rose Buchanan
Jonathan David Buckner
Sara Elizabeth Budstick
Brandi Tolbert Bukvich
William Matthew Burch
John Brister Burns
Josiah Charles Burns
Matthew Warren Burns
Samuel Wesley Butler
Barbara Wakeland Byrd
Robert Douglas Cain, Jr.
James Kody Cannon
David Nelson Carr
Herbert Smith Carraway III
John Mitchell Carrington II
Brenton Matthew Carter
Jennifer Lee Case
Betty Caroline Castigliola
Jessica Elaine Catchings
Howard David Clark III
Matthew Garrett Clark
Jabrina Nicole Clayton
Anna Crain Clemmer
Joshua Michael Coe
Joel Efreim Cohen
Ashlee Elizabeth Cole
Brenton Webster Cole
Lucy Read Coolidge
Joseph Whitten Cooper
Joshua Keef Covacevich
Lori Michelle Creel
Chelsea Cartwright Crittenden
Matthew James Crittenden
Joshua Reid Daniel
Bradley Charles Davis
Joel Frank Dillard
Bradley Dwayne Douglas
Benjamin Adams Duncan
Susan Elizabeth Egeland
Allan Lee Elkins, Jr.
Abigail Patricia Ersin
Stephanie Joy Evans
Bailey Robertson Fair
Todd Michael Farrar
Emiko Kaneko Faust
Celeste Elizabeth Feder
James Collins Ferrell
Elliott George Flaggs

Robert Benson Ford
Andrew Davis Frame
Cassi Gwendolyn Franks
Joanna Marie Frederick
Genara DeNee' Freeman-Morris
Markham Austin Frye
Charles Anthony Fulghum
Gene William Gardner
Corey Daniel Gibson
Kaila LeighAn Givens
Laura Walsh Givens
Michael Benjamin Goldin
Simpson Lloyd Goodman
David Ezidor Gordon
Shari Vernae Graham
Erin Elizabeth Halford
Elliott Vaun Haller
Macy Derald Hanson
Andrew Scott Harris
Ashley Lekesha Hendreth
Emily Anne Henry
Erica Rollins Hillard
Regina Shanta Hogan
Grady Morgan Holder
Jenna Darlene Holmes
Justin Randahl Huckaby
Aa'Keela LaKristian Hudnall
Christina Renee Huffman
Eleanordawn Rose Hughes
Kathleen Elizabeth Ingram
Caroline Kunz Ivanov
William Christopher Ivison
Gwendolyn Denise Imison
William Mackin Johnson
Hewitt Griffin Jones
Jacob Bystrom Jordan
Patricia Ann Joyce
Laura Hogan Katzenmeyer
Angela Nicole Kelly
Jacob Dane King
Mary Jordan Kirkland
James Everett Lambert III
Alan Daniel Leeth
Mark Wayne Lehmberg
Robert Hudson Lomenick, Jr.
Justin Michael Lovorn
Eric Andrew Marks
John Andrew Mauldin
Garrett Christopher May
Jamin Seth May
Christopher Todd McAlpin
Katherine Grace McCabe
Katherine Dendy McClatchy
Carrie Rice McCormick
Kristian Alicia McCray
Tujuana S. McGee
Lisa Beech McGloflin
Abe McGlothlin, Jr.
Camille Deborah McKinley
John Michael McMahan
Jennifer Elaine McNair
Daniel Adam Meyer
Amanda Leigh Meyers
Mary Elizabeth Minchew
Morgan Grace Miranda

Sarah Lane Morrison
Sebastian Andres Nieves
Scott Herrin Noblitt
Richard Poole Noel III
Reed Thomas Nunnelee
Matthew Joseph O'Gorman
Gabriel Luis Olivera
Robert Ryan Oliveri
William Abram Orlansky
Justin Rey Ponds
Kelvin Cedell Pulley
Rachael Emily Putnam
Michelle Lorraine Quinn
Madeline Suzanne Randall
Gregory Neil Rogers
Paul Stokely Rosenblatt
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Peter Landstrom Stephan
John Morgan Stephens IV
Jennifer Leigh Street
Charles Phillips Strickland
Megan Renea' Stuard
Amber Dawn Sullivan
Kimberly Brooke Taft
Bethany Ann Tarpley
Jonathan Ryan Taylor
Stephen Cordell Teague
Katharine Dent Terry
Braxton Scott Thrash
Andrew Frank Tominello
Stephanie Cherie Tomlinson
Lindsey Anne Topp
Christinia Covora Townsend
Kenneth Lane Townsend
DeJarnette Trice
Elizabeth Barnwell Kelly Turley
Jane Trang Vu
Andres Francisco Wallace
Jackie Lynn Ward
Kayla Fowler Ware
Janet Lee Watkins
Taylor Hamilton Webb
Walter Victor Wendler III
David Stephen White
Lindsay Jo Wilkinson
Ralph Todd Willis, Jr.
Stephanie Denise Willis
Calen James Wills
Erica Jean Wilson
Michael Dewayne Wilson, Sr.
Sammy Joe Wilson, Jr.
April Bostick Wood
Kathryn Windham Wood
Charles Barton Wynn, Jr.
Casey Dale Younger

New “Lawyers in the Family”



Taylor Webb, center, is welcomed by his father Dan Webb, left, (admitted 1977) and mother Rachel Webb, right (admitted 1981) all from Saltillo.



Christopher N. Bailey is welcomed by his father Lonnie D. Bailey, left, of Greenwood (admitted 1982) and his wife Julianne K. Bailey, right, of Cleveland (admitted 2012)



Abram Orlansky, center left, is congratulated by his mother Beth Orlansky, left, of Jackson (admitted 1981), his father Steve Orlansky, center right, of Jackson (admitted 1980), and his grandfather Judge J. David Orlansky, right, of Madison (admitted 1954).



Grady “Morgan” Holder, center, is congratulated by his father W.F. Holder, II, right (admitted 1975) and grandfather Forest E. Holder, left, (admitted 1955) all of Gulfport.



Mike McMahan, right, (admitted 1975) and Marci McMahan, left, both of Hattiesburg, greet their son John McMahan.



Elizabeth Feder-Hosey, right, is welcomed by her father Ronald M. Feder, left, of Ocean Springs (admitted 1981).



Mary Jordan Kirkland, right, is congratulated by her father Thomas L. Kirkland, Jr., of Jackson (admitted 1978).



Bailey Fair, center is welcomed by his father, George R. Fair, left, of Jackson (admitted 1973) and uncle, right, of Jackson/Hattiesburg (admitted 1969).



Katherine Brown, right, is congratulated by her mother Julie W. Brown, of Starkville, (admitted 1996).



Amanda Benefield Quave left, of Biloxi (admitted 2002), greets her sister Ashlee Cole.



Howard David Clark, III, right, is greeted by his father Judge H. David Clark, II, of Morton (admitted 1978).



Gabriel L. Olivera, center, of Pass Christian is greeted by his father Gabriel A. Olivera, right, of San Juan Puerto Rico (admitted 1986 to Puerto Rico Bar) and his grandfather Luis E. Dubon, Jr., of Puerto Rico (admitted to Puerto Rico Bar 1960).



Barbara Byrd, center, of Brandon, is congratulated by her father John Wakeland, left, of Brandon (admitted 1984) and her grandfather Edwin Lloyd Pittman, right, of Ridgeland (admitted 1960).



Sarah Rose Buchanan, center left, of Grenada, is welcomed by her grandfather Joe Buchanan, left, of Indianola, her uncle Lee Paris, far right, of Jackson and her fiancé Robert Lomenick, center right of Jackson (admitted 2012).



Betsy Turley, left, of Jackson is congratulated by her mother Alison Kelly, of Jackson (admitted 2003).



John A. Banahan, right, of Pascagoula (admitted 1981), greets his son-in-law Calen Wills, of Cape Girardeau, MO.

Vincent J. Castigliola, Jr., right, (admitted 1974) welcomes his daughter Betty Caroline Castigliola both of Pascagoula.



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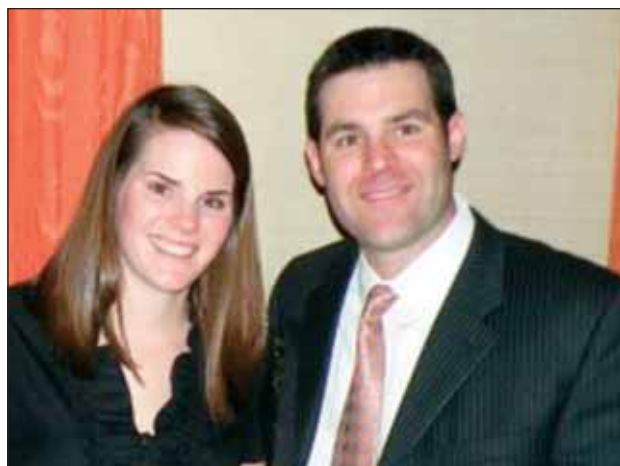
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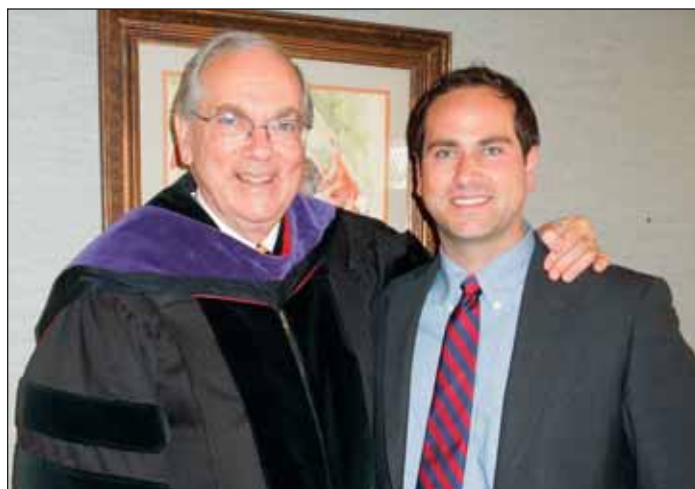
Hewitt Jones: Hewitt G. Jones, center, is welcomed by his father, John Griffin Jones, left, of Jackson (admitted 1985); and his uncle, Myron L. Arrington, Jr., right, of Hazlehurst (admitted 1986).



Jabrina Clayton, left, of Jackson is greeted by her mother Judge Bridgett Clayton, right, of Jackson (admitted 1996).



W. Ashton Randall III, right, of Dallas, TX, (admitted 2000) congratulates his sister Madeline S. Randall, of Gulfport.



Paul Stokely Rosenblatt, right, of Ridgeland is welcomed by his father Dean James H. Rosenblatt of Mississippi College School of Law.



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14th Annual James O. Dukes Law School Professionalism Orientation Program



Judge George Ward, Natchez (left) and Beth Orlansky, Jackson (center) listen to comments during discussion at MC Dukes Professionalism Program.



Chief Justice Bill Waller, Jackson (left) listens as Judge Robert Krebs, Pascagoula (right) makes a point.



Pictured (left to right) participating in Dukes Professionalism Program at MC Law are Leonard Van Slyke, Jackson; Chief Judge Joe Lee, Jackson; and Judge Al Smith, Cleveland.



Serving as group leaders at MC Law Program are (left to right) Judge John Price, Magnolia and Ben Piazza, Jackson



Entering MC Law students listen as Steve Orlansky of Jackson speaks.



Justice Leslie King, Greenville (left) and Rick Barry, Meridian, participated in the Dukes Program at MC Law.



Colette Oldmixon, Poplarville and Jerry Hafter, Jackson, served as group leaders at MC Law Professionalism Program.



Joe Wilkins, Jackson (left) and Judge Kenny Griffis, Jackson, listen to a comment at MC Law Program.



Jennifer Hall, Jackson (center) listens to a discussion during Dukes Professionalism Program at MC Law.



Steven Rosenblatt, Ridgeland (left) and Judge Forest Johnson, Natchez, participate in MC Law Professionalism Program.



Lawyers and Judges participate in Dukes Professionalism Program (left to right) Bobb Biggs, Jackson; Judge Pat Wise, Jackson; Judge Deborah Halford, Meadville; and Larry Buffington, Collins.



Court of Appeals Judge Larry Roberts makes a point at MC Law Program.



La'Verne Edney, Jackson (left) and Tammra Cascio, Jackson (right) lead a break out session at MC Law Dukes Program.



Justice Ann Lamar, Senatobia (left) listens to students during MC Law Program Ole Miss Dukes Program.

James O. Dukes Law School Professionalism Orientation Program



Participating in the Program are (left to right) Judge Larry Primeaux, Meridian; Jack Dunbar, Oxford; Bill Dalehite, Jackson; and Bill Brown, Hernando.



Hall Bailey, Jackson (left) speaks during the Ole Miss Dukes Professionalism Program. Looking on are (left to right) Guff Abbott, Oxford; Gay Polk Payton, Hattiesburg; and Bobby Bailess, Vicksburg.



Leading a breakout session at the Ole Miss Professionalism Program are (left to right) Steve Ray, Ridgeland and Richard Noble, Indianola.



Ann Jackson, Oxford (left) speaks at the Ole Miss Law Program. Looking on are Jennifer Wilkinson, Hattiesburg and Gaines Dyer, Greenville.

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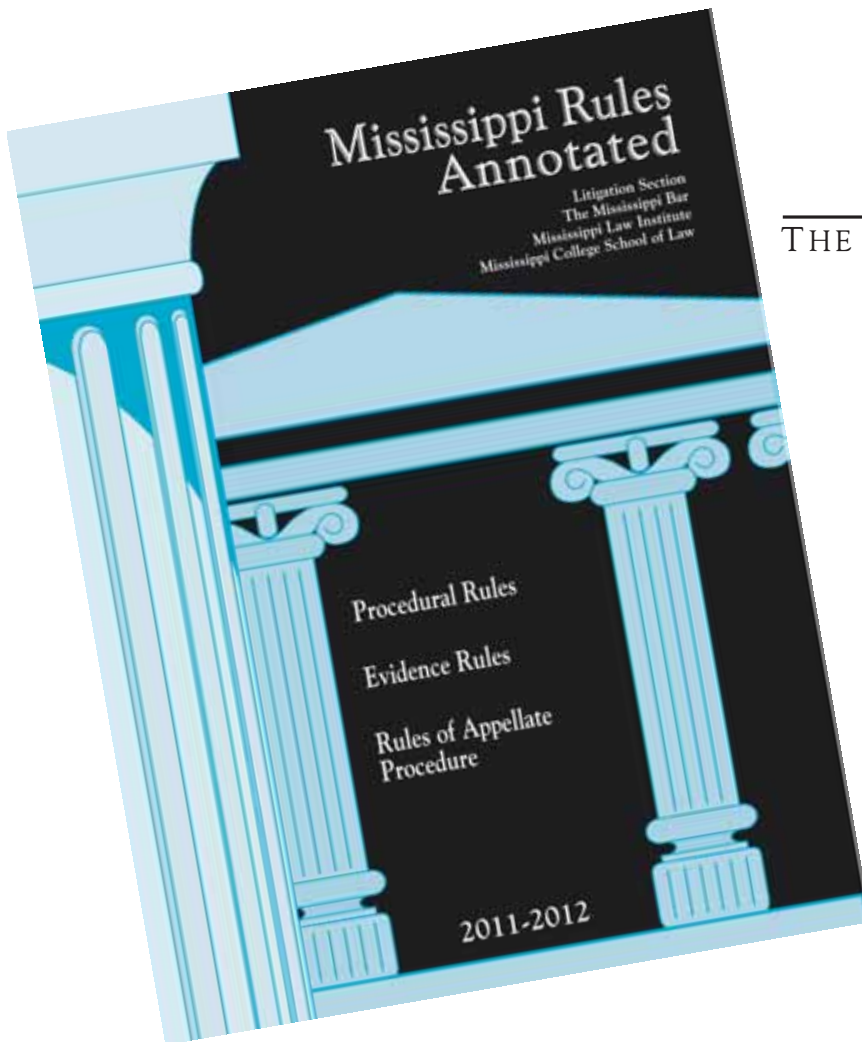
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Retiring from the Bench After 30 Years... George C. Carlson, Jr.

By Chief Justice William L. Waller, Jr.

In January 1983, thirty-six year old George C. Carlson, Jr., took the oath of office as a circuit judge for the 17th Circuit Court District of Mississippi. Upon taking the oath, his parents presented him with a framed scripture passage. The passage was Micah 6:8, which states: "And what does the Lord require of you? To act justly and to love mercy and to walk humbly with your God." Presiding Justice Carlson has followed that directive ever since.

In January 2013, Justice Carlson will retire from the bench after thirty years of distinguished public service. He served as a circuit judge for nineteen years and has served on the Supreme Court of Mississippi for the past eleven years. Though his retirement is well-deserved, the Mississippi judiciary stands to lose one of its very best.

Justice Carlson is a model judge: smart, honest, fair, impartial, ethical, respectful, considerate, collegial, diligent, and hard-working. He is also a devoted husband and father; an elder in the Batesville Presbyterian Church; and a respected, active member of his community.

Justice Carlson earned a Bachelor of Science degree from Mississippi State University in 1969 and a law degree University of Mississippi School of Law in 1972.

Following law school, Justice Carlson practiced law in Batesville for ten years. Then, in November 1982, the citizens of the five-county 17th Circuit Court District elected him as a circuit judge. He was re-elected without opposition four times. During his tenure as a circuit judge, he served as vice-chair of the Mississippi Circuit Judges Conference in 1998-1999 and served as its chair in 1999-2000.

On November 1, 2001, then-Governor Ronnie Musgrove made one of the best decisions of his governorship when he appointed Justice Carlson to the Supreme Court of Mississippi. Justice Carlson immersed himself immediately in the business of the Court.

Since joining the Court, Justice Carlson has authored more than 300 opinions. This substantial body of scholarly work will guide lawyers and judges for years to come. But his work on the Court extends far beyond deciding cases. He has served on the Supreme Court's Rules Committee since he first joined the Court. He now chairs that committee. He also serves as chair of the Mississippi Model Jury Instructions Commission, which is charged with examining the jury instructions used in state trial courts and recommending necessary revisions. Further, he has served as a presiding justice and as a member of the Court's Executive Committee since 2009.

Justice Carlson has been involved in several other endeavors throughout his career. He served as a member of the Governor's Criminal Justice Task Force in 1991; the Commission on Courts



in the 21st Century from 1992-1993; the Professionalism Committee of the Mississippi Bar from 1998-1999; and the Law School Professionalism Program Task Force from 1998-1999. Additionally, he is a member and past president of the Panola County Bar Association and the William C. Keady American Inns of Court. He is a Fellow of the Mississippi Bar Foundation and a member of the American Bar Association, the American Judges Association, the Mississippi Bar, and the Lamar Order of the University of Mississippi School of Law.

Professionalism and excellence are the hallmarks of Justice Carlson's life and work. Our profession, indeed our society, needs more people like him.

At 2012 Annual Meeting of the Mississippi Bar, Justice Carlson received the 2012 Chief Justice Award in recognition of his life's work in improving the judicial system. One of Justice Carlson's former law clerks, Whit Waide, was on hand to help present the award. Four months earlier, Waide, a professor at Mississippi State University, had had the honor of presenting Justice Carlson with Mississippi State University's Distinguished Jurist Award for 2012. Waide's remarks that day were sincere and deeply moving. He spoke of Justice Carlson's legendary adherence to the rule of law; his "grasp of every dark corner of Mississippi law"; and his absolute impartiality. Waide summed up everything perfectly with the following:

There is the biography of [Justice Carlson] that exists on paper, but there is a biography of him that exists beyond the written word. Any lawyer in Mississippi would have difficulty naming one member of the Mississippi Bar who is more universally respected and loved than George Carlson. Lawyers agree on next to nothing, but they all would agree on this: there simply isn't a finer man.

That certainly is one opinion that I and my fellow justices would all concur in. ■



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Frederick McKinney Belk, Jr.

Frederick McKinney Belk, Jr., 75, of Southaven, died September 29, 2012. A graduate of the University of Mississippi School of Law, he was admitted to practice in 1963.

Charles Gray Blackwell

Charles Gray Blackwell, 73, of Seminary, died August 8, 2012. A graduate of the University of Mississippi School of Law, he was admitted to practice in 1964. He served as a Legislator, a Public Defender, City Prosecutor and practiced law for over 40 years. He was also a business entrepreneur/store merchant. Special interests included community involvement; the Masons and Lions Club.

William Joel Blass

William Joel Blass, 95, of Pass Christian, died October 23, 2012. A graduate of the Louisiana State University School of Law, he was admitted to practice in 1947. He worked as a Special Agent for the Louisiana State police officers assigned to the crime commission. He received a commission as Second Lieutenant in the United States Army Infantry through the LSU ROTC program. During World War II, he served with the Third Army in Europe through VE Day where he received the Bronze Star and attained the rank of Major. He returned to military service during the Korean War. He moved to Wiggins in 1947 and soon started his own law firm. In 1953, he was elected to Stone County's legislative seat and served two terms. He retired from the state legislature in 1960 and continued with his law practice in Wiggins and Gulfport. During the 1960's, he served on the faculty at the University of Mississippi School of Law in Oxford for 6 years. During that tenure, he was named Fellow in the American College of Trial Lawyers in 1965 and was awarded the Teacher's Excellence Award in 1969. After leaving the University, he settled into practice of law on the Mississippi Gulf Coast. In 1989, he was appointed by Mississippi Governor Ray Mabus to fill an unexpired term on the Supreme Court of Mississippi. He returned to the University of Mississippi School of Law in the spring of 1992 to serve one semester in the Whitten Chair of Law and Government as distinguished lecturer on Admiralty law. Justice Blass received the Mississippi Bar's Lifetime Achievement Award in 2000. He was a Fellow in the Mississippi Bar Foundation and the Young Lawyers Division. After he was appointed by Governor William Winter, he served as a member of the National Conference of Commissions on Uniform State Laws. While a member of St. Paul Parish, he was the first President of the Diocesan Council of the Natchez-Jackson Diocese. Pope John Paul II bestowed the papal honor of Knight of St Gregory, Equestrian Order on him in September, 1984.

Thomas Price Caldwell

Thomas Price Caldwell, 100, of Hattiesburg, died September 18, 2012. A graduate of the University of Louisville Kentucky School of Law, he was admitted to practice in 1935. Caldwell was a

retired attorney for Exxon. After serving as a law clerk for Judge Holmes of the 5th Circuit Court in New Orleans for five years, he joined Humble Oil Company, later Exxon-Mobil, in Hattiesburg.

Arvis Vertis "Sid" Cumbest

Arvis Vertis "Sid" Cumbest, 83, of Pascagoula, died September 16, 2012. A graduate of Mississippi College School of Law, he was admitted to practice in 1958. He was a Korean War Veteran and practiced law for over 50 years in civil and criminal litigation. He, and his brother, Donald, were the founding partners of Cumbest, Cumbest, Hunter & McCormick. He practiced until 2004, when at 75, he retired and became of counsel to the firm. He served as Attorney and Prosecutor for the City of Moss Point for five years. In Pascagoula he served as part-time City prosecutor for 12 years. Elected twice, Cumbest was the Jackson County Prosecuting attorney from 1982 -1990. Professional Memberships include the Jackson County Bar Association, American Bar Association, Mississippi Association for Justice, American Association for Justice and the Joel Blass Chapter of the American Inns of Court. In addition, he was a member of many civic and fraternal organizations: Pascagoula Noon Lions Club, B.P.O.E . 1120 , VFW, American Legion Post 160, 32nd degree Mason of Pascagoula Lodge 419, Joppa Shriners, the Singing River Chapter of the National Wild Turkey Federation, and Jackson County Home Builders Association. He was a member of Caswell Springs United Methodist Church in Wade, MS, and associate member of Eastlawn United Methodist Church in Pascagoula, MS.

Sharon S. Lawson Day

Sharon S. Lawson Day, 56, of Brandon, died June 6, 2012. A graduate of the University of Mississippi School of Law, she was admitted to practice in 1999.

Judge Durward Gray Evans

Judge Durward Gray Evans, 85, of Greenwood, died October 17, 2012. A graduate of the University of Mississippi School of Law, he was admitted to practice in 1958. Judge Evans served with the U.S. Navy in World War II. He served for four years as Assistant to Congressman Frank E. Smith in Washington, D.C. He was a partner for many years in the law firm of Brewer, Deaton, Evans and Bowman and also served as Prosecuting Attorney for the City of Greenwood. In 1982, Governor William Winter appointed him to Circuit Judge for the Fourth Circuit Court District, and he served until his retirement in 2001. He maintained Senior Status as a Circuit Judge for several years following his retirement. Judge Evans was an active and dedicated member of First Presbyterian Church, where he served as a Deacon, an Elder, Mediator of the Presbytery Council and an Adult Sunday School teacher. He was appointed to the Gettysburg Memorial Commission in 1969. He was also a former member of the Kiwanis Club in Greenwood.

Continued on next page

IN MEMORIAM

John Leonard Jeffries

John Leonard Jeffries, 71, of Laurel, died October 12, 2012. A graduate of the University of Mississippi School of Law, he was admitted to practice in 1965. Jeffries was a member of St. John's Episcopal Church. He was a Lieutenant Colonel in the United States Army National Guard.

Robert Buck Hamilton

Robert Buck Hamilton, 86, of Jackson, died August 21, 2012. A graduate of Mississippi College School of Law, he was admitted to practice in 1953. He served in World War II in the United States Army in France and Germany with the 28th division. He worked for Franklin and Childress, Adjusters. He was called to military duty during the Korean War and served in the Adjunct General's Office at Aberdeen Proving Ground, Maryland. After his discharge, he returned to Franklin and Childress, but soon established his own adjusting business, Regional Claims Service. After several years, he opened his private law practice where he remained until his retirement. He was a member of the Mississippi Trial Lawyers Association. He grew up at St. Andrew's Episcopal Church where he taught Sunday school many years. Later, he moved his membership to Northminster Baptist Church.

Doris Chastine Hartford

Doris Chastine Hartford, 101, of Jackson, died August 28, 2012. A graduate of Mississippi College School of Law, she was admitted to practice in 1939. She was an adjudicator for the Veterans Administration for many years. Hartford attended Galloway Memorial Methodist Church and was a member of St. Luke Methodist Church, where she was active in teaching Sunday School and serving on the board.

James Cal Mayo

James Cal Mayo, 77, of Louisville, died August 27, 2012. A graduate of the University of Mississippi School of Law, he was admitted to practice in 1962. He served in the United States Air Force. Mayo practiced law continuously for 50 years. Mayo served many years as the Attorney for the Town of Noxapater.

Robert L. McHaney, Jr.

Robert L. McHaney, Jr., 72, of Waco, TX, died June 17, 2012. A graduate of the University of Mississippi School of Law, he was admitted to practice in 1965. He was commissioned as a Second Lt. in the U.S. Air Force. After release from active duty, McHaney joined the Air Force Reserves. His combined service, both active and reserve, totaled 30 years and he retired a colonel. He served the entire time as a Judge Advocate Attorney. He was a member of the unit in Georgia which was awarded a Presidential Unit Citation. McHaney also was individually awarded a Meritorious Service Medal with an oak leaf cluster. McHaney served as a Senior Reservist and was invited to become a member of the TJAG's staff at the Pentagon where he served in his Reserve Capacity from 1982 to 1989.

Joshua M. Morse

Joshua M. Morse, 89, of Tallahassee, FL, died September 14, 2012. A graduate of the University of Mississippi School of Law, he was admitted to practice in 1948. He served in the Army during World War II. He was in private practice in Poplarville, for fourteen years. During his practice he was President of the Junior Bar of Mississippi and of the Mississippi Trial Lawyers Association. In 1962 Josh joined the law school faculty at the University of Mississippi and was a Sterling Fellow at the Yale Law School in 1963. In 1964 he was appointed Dean of the law school at the University of Mississippi. In 1969 he accepted the position as dean at the FSU College of Law where he served until 1980. As Dean he presided over the construction and move into the then-new law school building, as well as obtaining the legislative funding for the new law library building. Under his leadership, the FSU College of Law established the first summer program at Oxford University for American Law students. He taught in that program as well as other international programs. Josh remained a member of the teaching faculty at FSU until his retirement in 2003. He was a visiting professor at Texas, North Carolina and Tulane Universities. For fifty years, Josh was active in law reform serving as a Commissioner of the National Conference of Commissioners on Uniform State Laws, the preeminent body that drafts uniform laws to be adopted by state legislatures. He was also active in international issues, serving as a consultant for the United States Department of Agriculture surveying eleven European institutes. He served as delegate from the United States to the World Peace Through Law Conference and as a member of the Board of Directors of Micronesian Legal Services. In 1973, Morse received a direct commission in the Judge Advocate Generals Corp of the United States Navy and retired as a Captain in 1986. He published numerous articles on international law, maritime law and oil and gas law. In the 1980s, he was Of Counsel to the Fowler White law firm during the representation of clients involved in the collision and destruction of the Sunshine Skyway Bridge in Tampa Bay.

Nicholas B. Roberts, Jr.

Nicholas B. Roberts, Jr., 69, of Gulfport, died May 9, 2012. A graduate of the University of Mississippi School of Law, he was admitted to practice in 1948. Roberts served in the Army as an intelligence advisor in Vietnam. He then served in the U.S. Justice Department and later became chief of staff for U.S. Congressman David Bowen. He participated in Center Stage Productions, serving at one time as President of the Board. He grew up in Trinity Episcopal Church in Yazoo City and became a member of St. Mark's Episcopal Church in Gulfport when he moved to the coast. He was ordained an Episcopal Deacon in 1997 and has served in ministries working with those with addictions (co-founding the Council on Problem & Compulsive Gamblers); those losing their homes in Katrina; helping hospice patients; and facilitating a Vietnam Veteran's group held at St. Mark's.

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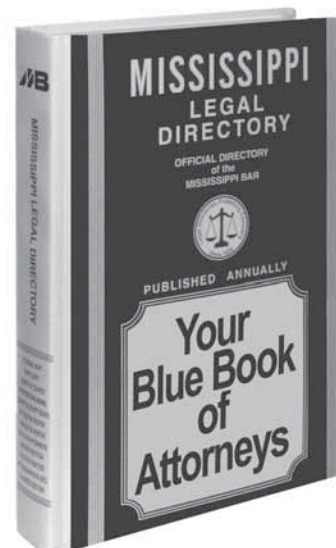
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DECEMBER

- 3-4 UM CLE "CLE by the Hour." 12.0 credits (includes ethics). Memphis, TN, Hilton Hotel. Contact 662-915-7283.
- 6 Law Review CLE, CCC "US Trademark Registration: The Attorney's Role." 3.3 credits (includes ethics). Jackson, MS. Contact 941-426-2111.
- 6 Law Review CLE, CCC "Business Contracts A-Z: Reviews, Drafts, Negotiations." 3.3 credits (includes ethics). Jackson, MS. Contact 941-426-2111.
- 6-7 MS Bankruptcy Conference Inc. "32nd Annual MS Bankruptcy Conference." 13.0 credits (includes ethics). Jackson, MS, Jackson Hilton. Contact 601-955-7017, Charlene Kennedy.
- 6 NBI "Tax Planning for Trusts & Estates." 6.0 credits (includes ethics). Jackson, MS. Contact 715-835-8525.

JANUARY

- 18 Lorman Business Center "Workers' Compensation update." 6.0 credits (includes ethics). Tupelo, MS. Contact 715-833-3940.
- 24 UM CLE "Winter MS Municipal Attorneys' Seminar." 6.0 credits (includes ethics). Jackson, MS, Hilton Hotel. Contact 662-915-7283.
- 24 Sterling Education Services "Fundamentals of Employment Law." 6.7 credits. Jackson, MS. Contact 715-855-0495, Tara Hermann.
- 25 UM CLE "Social Security Disability Law." 6.0 credits (includes ethics). Ridgeland, MS, Embassy Suites. Contact 662-915-7283.
- 25 NBI "Boundary Issues & Easement Law." 6.0 credits (includes ethics). Jackson, MS. Contact 715-835-8525.
- 30 Lorman Business Center "Medical Records Law." 6.0 credits. Jackson, MS. Contact 715-833-3940.

FEBRUARY

- 8 UM CLE "19th Annual Mid-South Conference on Bankruptcy Law." 6.0 credits (includes ethics). Memphis, TN, Doubletree Hotel. Contact 662-915-7283.
- 8 E. Farish Percy "Summary of Recent Mississippi Law." 6.0 credits (includes ethics). Oxford, MS, The Inn at Ole Miss. Contact 662-832-8605, E. Farish Percy.
- 8 MC School of Law "15th Annual Guardian Ad Litem Training." 6.0 credits (includes ethics). Jackson, MS, MC School of Law. Contact 601-925-7107, Tammy Upton.
- 22 E. Farish Percy "Summary of Recent Mississippi Law." 6.0 credits (includes ethics). Biloxi, MS, The Imperial Palace Hotel & Casino. Contact 662-832-8605, E. Farish Percy.

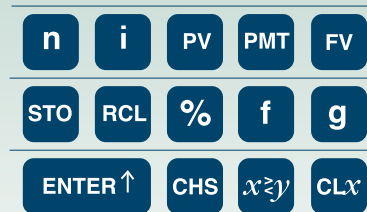
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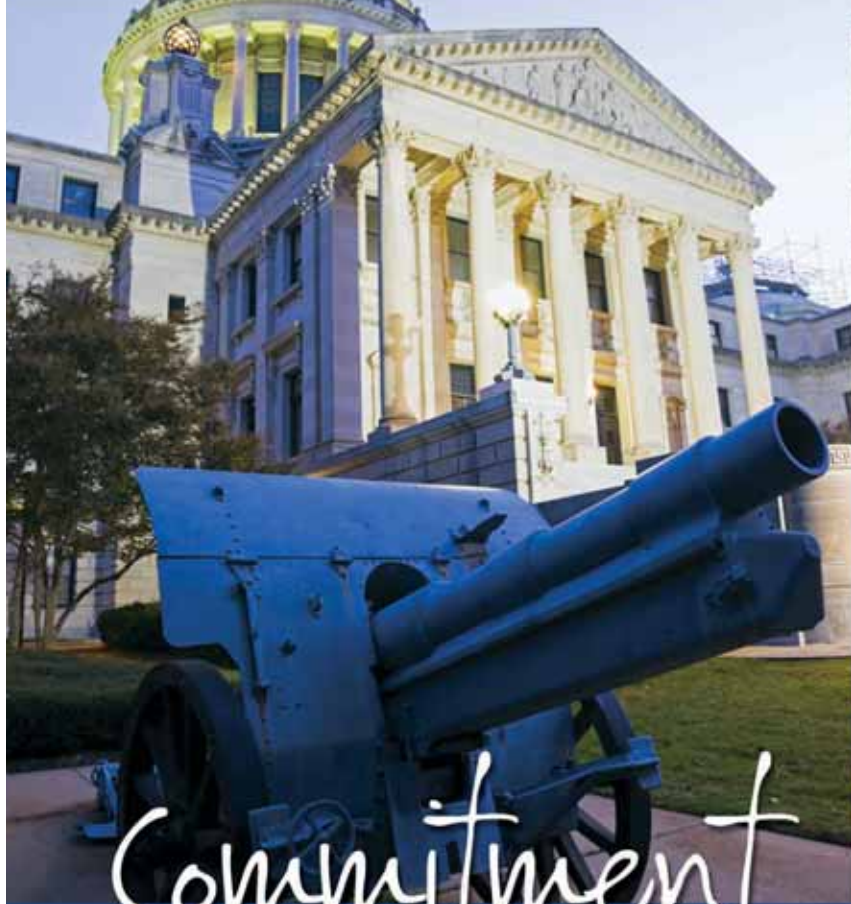
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