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THE NEWSLETTER OF THE  
WESTMORELAND BAR ASSOCIATION  
VOLUME XXX, NUMBER 4  
SEPTEMBER 2018

# Bench/Bar Makes Triumphant Return to The Wisp



See more photos on page 19 and online at [wbaphotos.shutterfly.com](http://wbaphotos.shutterfly.com)!

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## President's Message

# There's Room in the Inn

by John M. Ranker, Esq.

On December 7, 1995, a group of our finest local lawyers and judges gathered at the WBA headquarters in Greensburg for the first meeting of the newly formed Westmoreland American Inn of Court, later renamed the Ned J. Nakles American Inn of Court ("Inn of Court"), under an organizational



charter of the American Inns of Court Foundation. The initial officers were: Robert I. Johnston, President; The Honorable Daniel J. Ackerman, Counselor; and Scott O. Mears, Secretary/Treasurer.

Reg Belden, Jr., was the Program Chair, and Sandra E. Davis was the Membership Chair.

According to its Organizational Charter, the objectives of the Inn of Court are as follows:

1. To establish a society of judges, lawyers, legal educators, law students, and others, to promote excellence in legal advocacy in accordance with the Professional Creed of the American Inns of Court;
2. To foster greater understanding of and appreciation for the adversary system of dispute resolution in American law, with particular emphasis on ethics, civility, professionalism, and legal skills;
3. To provide significant educational experiences that will improve and enhance the abilities of lawyers as counselors and advocates, and of judges as adjudicators and judicial administrators;
4. To promote interaction and collegiality among all legal professionals in order to minimize misapprehensions, misconceptions,

and failures of communication that obstruct the effective practice of law;

5. To facilitate the development of law students, recent law school graduates, and less experienced lawyers as skilled participants in the American court system;
6. To preserve and transmit ethical values from one generation of legal professionals to the next; and
7. To build upon the genius and strengths of the common law and the English Inns of Court and to renew and inspire joy and zest in legal advocacy as a service worthy of constant effort and learning.

The American Inns of Court website provides a detailed history of the organization, of which the first American Inn of Court was founded in 1980. Today there are close to 400 chartered American Inns of Court in 48 states, the District of Columbia, Guam, and Tokyo.

Beginning with the first meeting of our Inn of Court, and continuing for nearly 23 years, our Inn of Court has brought together lawyers of all levels of experience, from those newly admitted to those who are most seasoned, along with local district court, common pleas, and appellate court judges. Monthly meetings are held beginning in September, and continuing through the spring, usually April. At the start of each year, the members of the Inns of Court are divided into six to eight "pupilage groups," each of which is responsible for making a presentation at one of the scheduled meetings. Ideally, each pupilage group contains a member of the judiciary, and a proportionate mix of lawyers from young to those who are more experienced.

Each meeting begins with a brief socializing period. Thereafter, the assigned pupilage group makes its presentation, followed by dinner. Over the years, the presentations have covered a wide range of topics, including practice tips, technology, law office management, ethics, history, client relations, attorney relations, trial tactics, and depositions. The manner of presentation has ranged from skits, to game shows, to third-party presentations, to mock trials, to panel presentations. All have been educational and enjoyable, and always with the solicitation of audience input. Moreover, the time for socializing before and after the presentations provides an ideal opportunity to meet and get to know other members of

the Inn of Court, thereby furthering the goal of fostering collegiality among Inn of Court members.

I'm proud to say that I've been a member of the Inn of Court since its inception,

having missed only one year. It has been one of the most rewarding professional activities in which I've been involved.

This month, the Inn of Court begins its twenty-fourth year, with Joyce Novotny-Prettiman serving as President. If you're a member of the Inn of Court, I look forward to seeing you at the first meeting in September. If you're a past member, I hope you'll consider rejoining this worthwhile organization. And if you've never been a member, I encourage you to join us, for there's always room in the Inn. ■

**"I've been a member of the Inn of Court since its inception ... It has been one of the most rewarding professional activities in which I've been involved."**

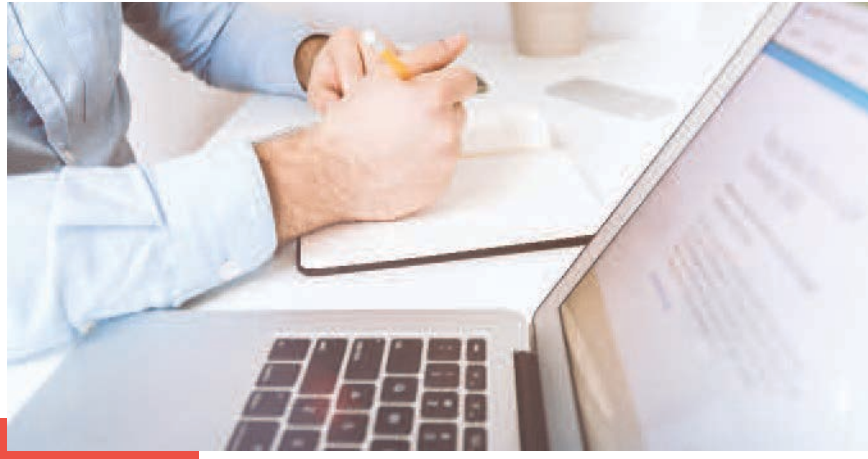
***Earn CLE Credits On Your Own Time***

# WBA Now Offering Remote Learning CLE Opportunities

For many years now, the WBA has been a presenter of live CLEs and the response from the membership continues to be quite positive. Throughout the course of any given year, as many as 894 attendees choose WBA as their CLE provider, and most of them are WBA members. While the WBA's presentation of such CLEs is well known, what is less known is that the WBA has recently begun offering opportunities for remote learning as well.

Live CLEs can count for all of the lawyer's mandatory 12 hours of continuing legal education. However, beginning in 2015, up to one-half of the required credits, or six hours, can be earned by distance learning—CLE courses that you can watch at home on your computer or on your iPad while sitting on the Jersey Shore or even on your iPhone while traveling to your favorite destination.

"Many of the WBA CLE programs are specific to our county and useful to our members," says WBA Executive Director Diane Krivoniak. "The WBA board thought this was an opportunity to offer our members another option to earn CLE credits, while also supporting their local bar. For those seminars where members have had a scheduling conflict, they can now view



them online whenever their busy schedule permits."

And here's the best part. Because the WBA has created an online CLE platform in a joint venture with Axom Educational Services, every time you earn up to six of your remote learning credits, at \$35.00\* per credit hour, the WBA will directly benefit.

As of now, five seminars worth a total of seven credits are available for online viewing, with six more classes to be uploaded in the next month or two. Current offerings include:

- **New Changes to the PA DUI and License Suspension Statutes**, presented by Michael D. Ferguson and Timothy C. Andrews, 1 substantive CLE credit;

- **How to Handle a DUI Case**, presented by Michael D. Ferguson and Timothy C. Andrews, 2 substantive CLE credits;
- **Personal Injury and Auto Law Update**, presented by Michael D. Ferguson, 2 substantive CLE credits;
- **Protection from Abuse Training**, presented by Kathleen Nagy Kemp, Joseph Baughman, and The Hon. James P. Silvis, 1 substantive credit; and,
- **How to Get Emails, Texts, Social Media, and Other Electronically Stored Evidence Admitted**, presented by Lawrence D. Kerr, 1 substantive credit.

If any of these or future titles are of interest to you, why not consider earning some of your CLE credits on your own time while also supporting the WBA. For more information, log on to [westbar.org/online-cle](http://westbar.org/online-cle) and check it out. And if you have any ideas for future CLE programming, please feel free to make a suggestion. ■

**\*Effective September 1, 2018, the cost of CLE credits offered through the WBA increased by \$5 across the board. The new prices are as follows:**

<b>Pre-Registration</b>	<b>Walk-Ins</b>
<b>WBA members - \$35 per credit</b>	<b>WBA members - \$45 per credit</b>
<b>Non-Members - \$55</b>	<b>Non-Members - \$55</b>

**the sidebar**

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# foundation focus

## Bruce Tobin Continues to Serve Bar Foundation



by George C. Miller, Jr., Esq.

There are few in our local Bar unfamiliar with the verbose *tour de force* that is Bruce Tobin. In general terms, Bruce can be described as one of those ever-rarer souls who has made *truly* helping people an integral part of his personal and professional life. Bruce's legal career bears witness to this fact.

This past April, Bruce concluded a six-year stretch as Chair of the Westmoreland Bar Foundation, on which he has served for over 24 years, but Bruce has served the public nearly twice that time. In fact, his work as a public interest attorney started on day one of his 42-year practice. It seemed an opportune time to ask Bruce to reflect on life, the law, and his intertwining of the two.

Bruce's roots run west. His substantial education in Michigan, love affair with Michigan State football, and the friendly, family rivalries between graduates of Michigan State and the University of Michigan, tend to betray his provenance. Still,

owing to a work-related move by his parents, Bruce was born in Pittsburgh and has lived in Westmoreland County his entire life.

Bruce attended Albion College, receiving a bachelor's in political science and history, before earning a master's in history from Michigan State University. After volunteering for the ill-fated McGovern presidential campaign, Bruce had to decide his next step. When asked "why law," Bruce responded, in Kennedyesque fashion, "There were no jobs in history."

Bruce received his J.D. from Duquesne in 1975, thereafter accepting his first public service job as the founding director of the Westmoreland County Bureau of Consumer Affairs. Working in consumer affairs provided Bruce early experience mediating disputes between *pro se* parties and local merchants. Alas, as is the persistent fate of many public legal service entities, the BCA was shuttered in 1981 due to a lack of funding.

Undeterred, Bruce threw himself into full-time, solo practice, including a focus on consumer rights. Soon thereafter, he also undertook a seven-years-plus stint as an ADA, handling non-support and paternity cases under then District Attorney John Driscoll. Bruce presently devotes his limited private practice to wills and estates.

Bruce is, of course, a fixture in the Westmoreland County Family Division, where he was first hired in 2001 as a part-time Custody Hearing Officer, with a full-time position opening in 2004. In those many years since, Bruce has attained a calm, sage perspective, which he regularly offers to *pro se* and represented litigants alike (this can be a welcome respite for attorneys whose clients dislike hearing difficult truths).

Previous to joining the Bar Foundation, Bruce spent over 30 years on the board of United Cerebral

Palsy of Western Pennsylvania. He eventually became president of the organization, which earned him an invitation to the White House in 1994, to commemorate the fourth anniversary of the Americans with Disabilities Act. Perhaps shaking the hands of the President and Vice President has its perks, as Bruce

was asked to join the Bar Foundation that same year.

In decades of service and interaction with the public, Bruce has formed some opinions about changes in the perception of legal services. He reflected warmly on law as a "profession," and lamented the stark development of modern legal services as a "business." For Bruce, it is the "obligation of lawyers to provide *pro bono* services." Viewed in such terms, Bruce expressed regret at the lack of, and pushback against, mandatory *pro bono* service. Nevertheless, he was quick to clarify, "that is just my personal view," and "it's up to the Pennsylvania Supreme Court."

These views are the product of experience. As a Custody Hearing Officer, Bruce spends most of his time seeing *pro bono* services directly benefit those litigants who, often upset and



Bruce Tobin

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bewildered, would otherwise attend custody conciliation conferences without an attorney, and thus with little or no understanding of the law, process, or what to expect. To the extent these same people are unhappy with a failed attempt to mediate their case, that burden simply shifts on to the overburdened judiciary.

For these reasons and constant funding concerns, Bruce's self-stated greatest accomplishment (and challenge) as Bar Foundation Chair was "just keeping the doors open." Bruce also views this as a lost opportunity, for practitioners and the public alike. Outside of their obvious utility, Bruce credited *pro bono* services, including reduced-fee services, as personally and professionally rewarding. He happily recalled one example of his own voluntary efforts in a custody trial involving a mother of three who also happened to have cerebral palsy. Were it not for Bruce's knowledge of the disease and interpretive efforts, that mother would have experienced great difficulty in

**“Bruce spends most of his time seeing *pro bono* services directly benefit those litigants who, often upset and bewildered, would otherwise attend custody conciliation conferences without an attorney, and thus with little or no understanding of the law, process, or what to expect.”**

communicating her case to the court (and court reporter).

For those unaware, there is a current funding crisis and resulting shrinkage being experienced by many public legal service agencies. The Bar Foundation, in particular the Pro Bono Program, is not immune. When asked about current financial support, Bruce expressed disdain for the downturn

in federal and other funding, following ripples of the Great Recession. There likewise appears to be no present desire to increase arbitration fees, a portion of which might otherwise be earmarked for the Pro Bono Program. There will appear, in 2019, an option for jurors to donate their pay to the Bar Foundation. Despite these and other efforts, however, the projected need-to-funding ratio remains bleak, as the Bar Foundation continues searching for more permanent solutions.


Agree or disagree with his perspective, it is fair to say that Bruce Tobin's résumé boasts a considerable degree of "putting his money where his mouth is," and he was open to offering some candid suggestions for the survival of *pro bono* services in Westmoreland County. The most obvious thing is for attorneys to volunteer. If your "time is money," then donations and bequests are also a welcome option, the latter having accounted for a significant funding source in the past. ■

*continued on page 6*

G

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**Daniel Joseph**

# foundation focus continued from page 5

## Law Day Sends Judges and Lawyers Back to School

**W**estmoreland County judges and lawyers were sent back to school throughout the month of May as part of the 2018 Law Day celebration. This year's theme, "Separation of Powers: Framework for Freedom," took a nonpartisan look at checks and balances and how that applies to the government, and attempted to go a step beyond what students learn in textbooks in order to underscore the importance of this system of government set forth by the Founding Fathers.

Once again, the classroom visits were coordinated by the WBA's Julia Moreman, who matched 30 volunteer judges, attorneys, and magisterial district judges, with 27 schools to reach almost 2,600 students this year. The presentations ranged from mock trials and mock elections to discussions about careers in law, the court system, the branches of government, its system of checks and balances, rules in the classroom, laws that affect students of all ages, and the importance of making good friends and good choices.

Favorable comments were received from teachers and presenters alike. "I think this

is a great program and I'm very glad my students got to participate in it," said Bobbi Jo O'Hanlon of Grandview Elementary School. "It gives students an opportunity to learn about an aspect of Law Day and meet an attorney. They were able to ask valuable questions and learn very beneficial information."

"It was a really fun experience and eye-opening as to how the legal profession is portrayed to young kids," said Court Administrator Amy DeMatt, who visited the second grade at Metzgar Elementary. "A lot of kids were familiar with the profession only through TV shows like 'CSI' and 'Judge Judy,' so it's nice to have the opportunity to teach them a little bit more about our legal system. I think they also enjoy sharing their own opinions and perspectives."

Many attorneys received rave reviews from the teachers whose classrooms they visited. "Bill Wiker did a fantastic job," reports Lindsey McNeil of Marion Elementary School. "My students, all 100 of them, were engaged and excited to learn about law and what being a lawyer really was. They had many questions which Mr. Wiker handled



*Judi Petrush dressed appropriately for her Law Day visit to Yough Middle School.*



*Elizabeth McCall (top left) visited Erin Vida's third-grade classroom at R. K. Mellon Elementary in Ligonier.*

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honestly and graciously. I would be honored to have him present to my students next year.”

Pamela Leonard, who teaches at Metzgar Elementary, says, “Kristen Weidus did an excellent job! She really understands children’s developmental abilities. The students enjoyed the information and Ms. Weidus.”

Erin Hassinger of Hahntown Elementary was very pleased with Tyler Jones’s presentation. “Tyler did a great job with the kids. He was informative and engaging. He was receptive of questions and kept answers age-appropriate.”

Tyler Jones thought just as highly of the students. “I had a great time! The kids were awesome! Somehow we ended up on the topic of becoming a bodyguard for a federal judge and if the judges like tall or short bodyguards. They were so smart and so engaged and really knew their stuff when it came to the different branches of government and U.S. history,” he says.

Kelly Tua Hammers reports that “Law Day at Grandview Elementary was a fantastic experience. Because this was my elementary school, as well as my children’s, many of the kids knew me or my own kids and couldn’t wait to talk to me.



*Henry Moore gave presentations to first- through fourth-graders at Mendon Elementary in the Yough School District.*

The kids had tons of questions, and most of those were really good questions from first graders. My favorite question: ‘Do prisoners have to brush their teeth?’ We had a very good discussion after this question about rules. By the end of the day, the consensus from the kids was that good citizens

follow rules—including brushing their teeth!”

Volunteers who participated in this year’s Law Day program included: Stephanie Balest, Judge Jason Buczak, Eric Dee, Amy DeMatt, David DeRose, Alaine Generelli, Adam Gorzelsky, Chris Haidze, Sherri Magretti Hamilton, Kelly Tua Hammers, Jason Huska, Tyler Jones, Rob Liotta, Larry Loperfito, Chuck Mason, Phil McCalister, Elizabeth McCall, Henry Moore, Joyce Novotny-Prettiman, Judi Petrush, John Ranker, David Regoli, Dwayne Ross, Tim Scelsi, Dennis Shean, The Hon. Harry F. Smail, Jr., Todd Turin, Kristen Weidus, Bill Wiker, and Leslie Uncapher Zellers.

Honorable mentions are awarded to the following attorneys and judges who volunteered, but could not be matched up with a school: Barbara Artuso, Bruce Boyle, Robert Domenick, Tim Fedele, John Paul Jones, Michael Korn, The Hon. Tim Krieger, The Hon. Charles Loughran, Brad Mellor, and Paul Miller. ■



*Adam Gorzelsky spoke to six classes at Ligonier Valley Middle School and found each one “interesting and unique.”*



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**T**he newly formed Senior Lawyers Committee is organizing a shadowing program with local high schoolers and college students who are interested in learning more about a career as a lawyer. The committee is recruiting bar members to volunteer to have a student spend a day, afternoon, or week with the attorney. Call the bar office at 724-834-6730 if you are interested in having your name added to the list.

**JULY 2018 TRIAL TERM**

Of the fifteen cases listed for the July 2018 Civil Jury Trial Term, eight settled, two were continued, one was withdrawn, two were resolved as non-jury trials, and two jury trials were held.

**GUS K. IGNOZZI AND  
EDITH J. IGNOZZI**

**V.**

**JOSEPH E. HUDAK  
NO. 2426 OF 2015**

*Cause of Action: Breach of Contract*

On June 3, 2014, Plaintiffs Gus and Edith Ignozzi entered into a one-year commercial real estate lease with Defendant Joseph Hudak. After paying a security deposit and one month's rent, Defendant failed to pay the rent through the expiration of the lease in June of 2015. Defendant also failed to pay the electric bill during this time period, which had been transferred into his name pursuant to the terms of the lease.

Defendant testified that the lease was signed contingent upon his finding another attorney with whom to share the office space. He additionally stated that the parties later orally agreed to modify and rescind the lease, in consideration of Defendant's payment to Plaintiffs of an additional \$1,000.

Defendant argued that the lease contract was properly renounced by oral agreement of the parties, in consideration of an additional sum. Plaintiffs maintained that the lease agreement had not been renounced, and that Defendant breached the contract for failure to pay rent, electric bills, and applicable late fees.

*Trial Date:* July 12, 2018

*Plaintiffs' Counsel:* Kenneth Ignozzi, Dyer, Garofalo, Mann & Schultz L.P.A., Dayton, Ohio

*Defendant's Counsel:* Joseph E. Hudak, Pgh.

*Trial Judge:* The Hon. Harry F. Smail, Jr.

*Result:* Verdict in favor of the Plaintiffs in the amount of \$14,309.83.

## JURY TRIAL VERDICTS

BY EMILY SHAFFER, ESQ.,  
LEEANN PRUSS, ESQ., AND  
CAITLIN BUMAR, ESQ.

**JERRY VALLE**

**V.**

**ERIN M. MILLER  
NO. 5587 OF 2014**

*Cause of Action: Motor Vehicle—  
Negligence*

On October 17, 2013, Plaintiff Jerry Valle, was struck by a vehicle driven by Defendant Erin M. Miller. The accident occurred at the intersection of South Maple Avenue and Fourth Street in the City of Greensburg. Plaintiff entered the roadway beside a truck parked along the road in a metered space, at which time he was impacted by the driver's side of Defendant's vehicle. Plaintiff suffered injuries

including a fractured pelvis and pubic bone, injuries to the nerves and soft tissues of the lower back, and other bruises, contusions, and lacerations about his body. Among other witnesses, accident reconstructionists for both the Plaintiff and the Defendant provided testimony.

Plaintiff maintained that he was within an unmarked crosswalk, and that Defendant was negligent in both her traveling speed and her failure to yield the right of way to Plaintiff, a pedestrian.

Defendant maintained that the accident did not occur in an unmarked crosswalk, and so Plaintiff did not have the right of way. Defendant additionally raised the defenses of contributory negligence by the Plaintiff and sudden emergency.

*Trial Dates:* July 16–18, 2018

*Plaintiff's Counsel:* David A. Colecchia, Law Care, Gbg.

*Defendant's Counsel:* John W. Zotter, Zimmer Kunz, PLLC, Pgh.

*Trial Judge:* The Hon. Harry F. Smail, Jr.

*Result:* Verdict in favor of the Defendant. ■

## where in the world IS THE WBA MEMBER?



"In the infield at the Daytona International Speedway for Daytona's Bike Week.  
500,000 motorcyclists—nothing better!"

— Fran Murrman

**DAYTONA BEACH, FLORIDA**



# Spotlight on Pat Iezzi

*Editor's note: Pat Iezzi is the new Treasurer of the WBA. His term began at the 2018 Annual Meeting, held April 2 at the Greensburg Country Club. Pat is a Certified Public Accountant, a Certified Valuation Analyst, and a sole practitioner in Greensburg.*

**Q WHAT JOBS HAVE YOU HELD PRIOR TO BECOMING AN ATTORNEY?**

**A** I had a varied background, including Kmart (merchandising), PPG Industries (laborer), and Rolling Rock (the brewery). After passing both the law and CPA exam, before age 24, I accepted a position as a CPA with Deloitte, Haskins and Sells (now Deloitte Touche) in Pittsburgh and their national headquarters in Washington, D.C.

**Q WHAT IS THE FUNNIEST THING THAT HAS HAPPENED TO YOU AS AN ATTORNEY?**

**A** I plead the 5th amendment on this one.

**Q WHAT QUALITY DO YOU MOST LIKE IN AN ATTORNEY?**

**A** Integrity.

**Q WHAT IS YOUR FAVORITE JOURNEY?**

**A** Raising the 3M company—Marcus, Maura, and Michael—my children, who are successful in their chosen professions, while navigating and balancing a fast-paced life as an attorney, CPA, writer, and musician.

**Q WHAT IS YOUR GREATEST REGRET?**

**A** My greatest regret is “not taking a risk.” Failure to pursue a music career in New York, to attend the Wharton School of Business or Georgetown University for a master’s in tax law. The doors were open but ...



**Q WHO ARE YOUR HEROES IN REAL LIFE?**

**A** Elon Musk, a renaissance person with many ideas and talents. My father and mother, employed as a truck driver and in a cafeteria, respectively, who worked tirelessly to put my sister and me through private schools so that we had opportunities they never had.

*continued on page 10*



## What matters most to you in life? It's a big question.

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# Spotlight on Pat Iezzi *continued from page 9*

## Q WHAT ADVICE WOULD YOU GIVE TO ATTORNEYS NEW TO THE PRACTICE OF LAW?

A “If your subject is law, the roads

are plain to anthropology the science of man, to political economy, the theory of legislation, ethics, and thus by several paths to your final view of life

... To be master of any branch of knowledge, you must master those which lie next to it; and thus to know anything you must know all. “The Law as a Profession,” a lecture to the students of Harvard University, Justice Oliver Wendell Holmes, Jr.

## Celiminal: A Political Thriller

by Anthony W. DeBernardo, Jr., Esq.

Begin with the puzzling death of a political consultant who is believed to have developed a futuristic computer program that would manipulate political thought and polling data, thereby tilting an election in favor of a chosen candidate. Add a variety of competing and colorfully sinister characters who seek to use this program and the American political process as a pathway to money and power. Place the resultant intrigue against the backdrop of a national Virginia Senatorial race and you have the ingredients of *Celiminal*, a suspense-filled novel by Westmoreland Bar Association member Pat Iezzi.

The easy-to-follow, quick-paced action begins on August 31, and culminates on Election Day, November 6. Through well-developed characters, Pat reveals the underbelly of high-stakes politics, inviting the reader to question whether it is really fiction being described, or the reality of the American political process being exposed. That the heroine, Danielle Madison, can keep her moral center of gravity and persevere when surrounded by greed, violence, and double-crossing that accompanies the “win-at-any-cost” political attitude elevates her character to a level worth rooting for. It is especially refreshing that



Pat transports the reader through the seediness of American politics, creating realistic characters that are easy to despise without the commonplace reliance on vulgarity and explicit sex.

If you are looking for a novel that will either support or denigrate a particular political philosophy, this isn't it. The suspense and intrigue is expertly presented without placing a black hat on nor advocating any particular political bent. It is not the corruption of political beliefs, but rather the abandonment of morality that motivates the quest to obtain and use the coveted computer program.

Given the reality of our current political environment and our fast-paced technological advancements, this may be a scary precursor to what our political system is evolving into.

**SPOILER ALERT:** Not all the Italians are bad guys! ■

## Q WHAT IS THE BEST ADVICE YOU EVER GOT?

A My senior year at St. Vincent College I was working as an intern for a local CPA firm. They suggested that I also pursue a law degree instead of taking a position as a CPA after graduation. When I told my father my intention of applying to law school, he said I was supposed to get a job, but I went to law school.

## Q WHEN AND WHERE WERE YOU HAPPIEST?

A Family vacations.

## Q WHAT IS YOUR MOST TREASURED POSSESSION?

A A Slingerland drum set and a piano.

## Q WHAT IS YOUR GREATEST EXTRAVAGANCE?

A The latest technological devices.

## Q WHAT TALENT WOULD YOU MOST LIKE TO HAVE?

A The skill of a concert pianist.

## Q WHAT DO YOU VALUE MOST IN YOUR FRIENDS?

A Loyalty.

## Q WHAT PROFESSION, OTHER THAN YOUR OWN, WOULD YOU LIKE TO ATTEMPT?

A CEO of a mega-million dollar company.

## Q WHAT IS YOUR MOTTO?

A I'll refer to Arnold Palmer: “I've always made a total effort, even when the odds were against me. I never quit trying, I never felt that I didn't have a chance to win.” ■

View the book trailer for *Celiminal* at  
[https://youtu.be/bLa6\\_G1RvHk](https://youtu.be/bLa6_G1RvHk)

# To-Wit: Fifty Shades of Black's

by S. Sponte, Esq.

As I think must be true for any serious writer, I love words. I love all kinds of words, the words I use in my daily conversations, the words I use in my writings, the words I used in my divorce; I love them all and have for as long as I can remember.

In addition to the writer's ardor, there is also a fundamentally pragmatic reason for my love of verbiage. Attorneys endowed with linguistic dexterity generally prevail over those less accomplished, and I attribute whatever success I may have had in my career in no small part to such facility as I may thus possess.

And although, yes, I love them all, it is the written word for which I reserve the full depth and breadth of my passion. It's not just the words themselves that I adore, not standing alone, no. It's far more the writer's

artistry in placing them together just so, the cogent array of a well-turned phrase, the artfully constructed sentence, the adoringly mellifluous paragraph, they are all of them nothing less than Mozart to my eyes.

**“I love all kinds of words, the words I use in my daily conversations, the words I use in my writings, the words I used in my divorce.”**

Oh sure, there are times when one must resist one's natural instinct to show off, to tone it down, such as when speaking to a judge or a jury or a colleague. The last thing I would ever want in my professional life is for anyone to think that I am, oh, you know, “too smarty.”

As I have written before, it is my deep and abiding passion for words that has led me into my long love affair with *Black's Law Dictionary*. It was the first lawbook I ever bought, and I still have it. To me, it is more than just a dictionary, it is also the chronicle of the law's language, the history of our professional tongues. There are so many treasures there, so many diamonds and pearls, that I have oft-times spent many a vacation diving into its riches. Perhaps that accounts for my vaunted legal vocabulary; perhaps that also accounts for why I have had to vacation alone so often.

As I have recently been on a forced layoff for many weeks, and with many idle hours to fill, I have once again

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## Intellectual Property Law Patents, Trademarks, Copyrights

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  - Registered over 300 Federal, Pennsylvania, and Canadian trademarks
  - Obtained patents in all major countries, including European Union, Japan, China, U.K., Germany, Brazil, Mexico, etc.

Bachelor's degree in Engineering from New York University  
 Master's degree in Electrical Engineering from Drexel University  
 J.D. from Temple University  
 Chemistry studies at University of Pittsburgh  
 Registered Professional Engineer (Pennsylvania)  
 Formerly Assistant Professor at Villanova University  
 Formerly Doctoral Candidate in Mathematics at Bryn Mawr College

# To-Wit: Fifty Shades of Black's continued from page 11

plumbed its depths. What follows are just a few of the newly discovered gems I have unearthed from this perennial treasure trove. Though some of the definitions scream for a more sophisticated explanation than I afford them here, I have done what I could to simplify them for you. One must always keep in mind the capacity of one's readership.

**AB INITIO:** A Latin phrase meaning "from the beginning," it is still in

common use. It derives from Abacus Initio the Wise, a second-century Roman lawyer who practiced at a time when lawyers, like priests, were drawn to their profession by divine calling and not by expectation of recompense. After his tenth straight unsuccessful jury trial, however, he was quoted as saying "*Sunt efaen cognati mihi*" and immediately thereafter invented the non-refundable retainer.

**FACIAL CHALLENGE:** Although in

modern times this has come to mean a challenge to a statute claimed to be unconstitutional on its face, it originates with the 17th-century English case, *Porkaletta of Aberlone*, 137 King's Bench 18, in which plaintiff, deeply dissatisfied with the outcome of her facelift, brought suit against her surgeon.

**HAIM SUCKEN:** In Scottish law, the crime of being assaulted by somebody in one's own house.

**NOWYOURSUCKEN:** In Scottish law, an act of revenge against somebody for having assaulted one in one's own house.

**SAEVITIA:** In Roman law, grounds for divorce arising from any marital cohabitation which presents a spouse with the risk of bodily harm. The term derives from a notorious ancient Roman case in which Inexhaustibus Saevitia sought divorce from his wife, Scissoria.

**POSTERIORITY:** An Old English term meaning the opposite of priority, it comes from the medieval motions court custom of putting the lawyers with the largest buttocks last on the argument list.

**CARROTED FUR:** 1. Rabbit fur that has been treated with nitrate of mercury. 2. What's left over after a warren explodes.

**IN TERMINUS TERMINATIBUS:** The length of time it takes for a jury to come back with a verdict.

**UNGELD:** In Saxon law, an outlaw. In Kentucky law, an extraordinary act of gluing.

**HOC LUNGER AD JUDICIA PROHIBITO:** Latin for "no spitting at the judge."

And now, even though there are so many more, I ought take my leave. Even though it is my most earnest hope that I have enlightened and amused you, I urge you to forget what you may have learned here as soon as possible. After all, as you go about your own practice, you surely would not want to appear to be, oh, you know, "too smarty." No one would recognize you. ■

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Westmoreland Revisited

# Unfulfilled Dreams

by The Hon. Daniel J. Ackerman

In 1924, Albert H. Bell, a member of our bar, published *Memoirs of the Bench and Bar of Westmoreland County, Pennsylvania*, a work of some 300 pages which, from time to time,



The Hon. Daniel J. Ackerman

has provided a few of the little-known facts which have appeared in this space. It was an undertaking which documented the lives of multiple generations of lawyers and judges, offered, with a sympathetic eye, by the author who obviously devoted

endless hours in researching and writing it. As the preface notes, "These Memoirs had their origin in the request of Mr. H. M. Sweeney, editor of the *Morning Review of Greensburg* ..." But there is reason to suspect a personal motive as well.

On December 4, 1917, now a little over a hundred years ago, but of recent memory in 1924, a young, newly commissioned Second Lieutenant appeared in full uniform before our court of common pleas, after successfully passing the bar examination, to be admitted to the Westmoreland County Bar. He was born October 3, 1893, into a family with a long history of public service, and was a graduate in the Class of 1911 from Greensburg High School, and of Monmouth College in 1915. In college he was the editor of the yearbook and a valued member of the debating team. At the University of Pittsburgh Law School, with almost two years of study behind him, America entered what was then called the "Great War," and he joined the army.

After three months' training at Fort Oglethorpe in Georgia, he received his officers' commission and was assigned

to Company "B," 4th U.S. Infantry. While still stateside, he served as a Battalion Judge Advocate as well as being a platoon commander. Arriving with his unit in France on April 28, 1918, he saw combat for the first time at Hill 204. On July 15, the German army launched its last major offensive, known as the Second Battle of the Marne, which would claim over 16,000 American casualties. While leading his men in an attempt to take a German nerve center in the Soissons-Reins Salient, Second Lieutenant Albert H. Bell, Jr., was cut down by machine gun fire, the first member of our bar to fall in action during World War I.

On January 19, 1919, the Westmoreland Law Association

adopted a resolution which, in part, reads: "On the 23rd of July, in the Second Battle of the Marne, near Mont St. Pere, he received his final summons

and his body now lies there commingled with the mother earth, and over him wave the lilies of France."

Knowing this makes Mr. Bell's *Memoirs* all the more meaningful. His was but one of so many unfulfilled dreams which would haunt 9.7 million families of fallen soldiers from all nations caught up in World War I.

The bar's tribute to Lieutenant Bell is reminiscent of the famous poem by John McCrae, a doctor in the Canadian army, who himself would not survive the war, who wrote:



*continued on page 14*



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# Four Ways Lawyers Can Provide the Best Customer Service

*Editor's note: This article is reprinted from the Philadelphia Bar Reporter and is used with the permission of USI Affinity.*

The legal industry is changing, and lawyers are continually searching for better and more efficient ways to provide legal services. Here are four ways that today's lawyers can up their customer service game:

**1 Walk in Your Clients' Shoes** The Golden Rule of customer service goes something like this: treat your client like you would want to be treated. This also applies to lawyers, who often see people at their worst, when they are ridden with anger, anxiety, and a general distrust of the legal system. To provide the best customer service possible, lawyers must possess two essential skills: emotional intelligence and interpersonal communication. Those qualities allow legal professionals to respond to clients with a professional level of empathy, which is necessary for superior customer service.

**2 Combine Automation with Personalized Attention** Lawyers are going back to practicing law the old-fashioned way—with a twist—by giving clients individual attention, flat rate subscription pricing, and minimal administrative delays. Technology is making this all possible, by freeing law firms from time and cost constraints, while keeping the practice of law profitable. Law firms that automate, while still providing personalized legal expertise, have the best competitive advantage in today's legal marketplace.

**3 Sweat the Small Stuff** Successful lawyers take a detail-oriented approach to all their cases. Not only does this improve the customer service they provide, it also naturally encourages clients to trust them more, and the more a client trusts their attorney, the less likely they are to question their judgment and file a legal malpractice claim, should the resolution of the case fail to meet their expectations.

**4 Remain Client Focused** Everything about a law firm, including its waiting room, website, policies, employees, and atmosphere, should make clients feel comfortable and able to get the information they want and need quickly and easily. If your clients hesitate to ask questions because they think they are a bother, they are more likely to look for legal representation elsewhere, where the customer service is better. ■

## Unfulfilled Dreams

*continued from page 13*

*In Flanders fields the poppies  
blow  
Between the crosses, row on row,  
That mark our place; and in  
the sky  
The larks, still bravely singing,  
fly  
Scarce heard amid the guns  
below.*

*We are the Dead. Short days ago  
We lived, felt dawn, saw sunset  
glow,  
Loved and were loved, and  
now we lie,  
In Flanders fields.*

*Take up our quarrel with the foe:  
To you from failing hands we  
throw  
The torch; be yours to hold  
it high.  
If ye break faith with us  
who die  
We shall not sleep, though  
poppies grow  
In Flanders fields. ■*

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# Clio Practice Management System

by George C. Miller, Jr., Esq.

Some years ago, I drafted an article opining that “you can tell a good lawyer by the state of their desk,” messy, squeaky clean, or somewhere in between. For me, at least, “a cluttered desk is a cluttered mind.” Looking back, it is best that article was never published. I was wrong to generalize sound organizational principles. “Organization” comes down to what works,

and there are numerous examples of direct and opportunity costs associated with the inability or refusal to become organized.

A further sophistication exists where the already-organized firm seeks to combine various organizational methods into a “practice management system.” This is nothing new in the law firm setting. Somewhat more novel, or at least esoteric, is the extreme integration made possible by technology (consider that every device in the accompanying photo now fits into one hand).

Such considerations, along with chasing the fabled work-life balance, are but a few reasons that modern firms trend toward: the paperless (or part-paperless) office; electronically signing documents; automation of billing and payment processing; PDF document conversion, editing, and review; electronically fillable intake and other forms; cloud computing and storage; automated due-diligence software; advanced (and rudimentary) electronic calendar and deadline management applications; and many other conveniences.

Handiness aside, it is dangerous and, frankly, a potential ethics issue for firms to ignore or avoid appropriate technology. Clients are increasingly justified in expecting and relying upon the expedience and cost savings of modern

technology (consider the billable time difference between drafting and mailing a letter and simply sending an email).

In sum, lawyers need to at least investigate new technology. The goal here is to highlight some of the options available. There are many. Still, modern organizational systems are now less of a task and more of a choice. Nearly gone are the frustrating years spent designing bespoke practice management systems (some of which may only be as good as your secretary or legal assistant). These have been replaced by tailorable, “cloud-based” subscription services.



George C. Miller, Jr.

## CLIO PRACTICE MANAGEMENT SYSTEM

In this issue, we have chosen to highlight the Clio practice management system. Clio is recognized as the industry leader for the number of adaptable features it incorporates. The longer one uses Clio, the more apparent it becomes that Clio’s goal, and reason for its constant improvement efforts, is to minimize the amount of time attorneys spend working in rather than on their practice.

*continued on page 16*



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*Extreme integration made possible by technology has enabled every device shown above to fit in one hand today.*

# Clio Practice Management System

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Highlights include:

1. Seamless integration with LawPay, for manual and automated credit card processing;
2. An easily searchable client contact list (also a breeze for conflict checks);
3. The use of client “matters,” for repeat clients with a diverse number of legal concerns that also allows firms to segregate funds attributable to each matter and, if necessary, easily transfer funds between matters;
4. The ability to run reports on nearly any topic, for example, the average or total billable hours or income of certain attorneys or in particular practice areas;
5. Customizable and detailed invoice templates, including space for the firm logo;
6. The ability to keep accurate time and instantly associate a billable event with a particular client and/or client matter. For many, this avoids the process of writing down a billable event and then typing it again later (flat-fee and contingency-fee structures are also supported);
7. Automatic separation of client billable services and expenses, reflected on each invoice;
8. Separate lists of paid and owing invoices;
9. The ability to share invoices instantly through client email;
10. Easy notation of client discounts or owed interest in each invoice;
11. Integrated operating and trust accounting features;
12. In-program calendaring that can also import existing calendar data from other sources;
13. Automated email reminders, such as upcoming statutes of limitation and low trust balances; and
14. Task list creation, which can be associated with particular clients’ matters.

numerous features (myself NOT included).

Clio’s design also appears to incorporate various elements of old/real world organizational methods,

in an effort to attract a broader group of firms wishing to make the leap to an online practice

management system. This can make the system feel a bit overloaded, but that seems excusable in that Clio ultimately allows users to utilize as few or as many features as they desire.

Finally, some who have spent years designing their own “free” practice management system might also take issue with the cost of Clio. The monthly license runs about \$70 per user (attorney or non-attorney) for the mid-tier feature set; \$109 per user will get you 1-on-1 training with Clio, tailored to your needs. My view? Spend even one extra hour each month billing the old way, running back to the office at night for forgotten client contact information, printing and snail-mailing dozens (or more) of invoices a month, and many of the myriad other inconveniences Clio eliminates. The term “chump change” takes on a whole new meaning. ■



These features really do only scratch the surface of all that Clio can do. Furthermore, the fact that Clio is cloud-based (essentially, accessible from anywhere), means that classic software drawbacks—downloads and updates, Windows or Mac only, and/or no smartphone support, among others—are no longer concerns.

One drawback that may seem obvious is that Clio can have a steep learning curve, even for those who are willing to review dozens of tutorial videos (myself included). In fact, Clio even maintains a virtual “university” for those willing to spend a period of days unlocking the

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# Actions of the Board

## APRIL 19, 2018

- Voted to reappoint the current board of directors of the WBA Political Action Committee and reappoint David Regoli and Scott Avolio as co-chairs.
- Approved Membership Committee recommendation for participating membership: Jenna Miller.
- Voted, upon agreement by both new board members, that Mrs. Petrush would serve as second-year board member and Mr. Haidze as first-year member.
- Voted to revert back to the online bill paying policy as approved by the

- board and in the amounts less than \$500 including only board approved vendors.
- Directed Mrs. Krivoniak to email monthly investment statements from Private Wealth Advisors to the board ahead of the board meeting.
- Tim Andrews agreed to serve on PBA House of Delegates with term to begin in November.
- Voted to serve as CLE provider for a seminar at Fort Indiantown Gap for active and retired JAG officers. Authorized Leo Ciaramitaro to serve as administrator for the CLE with a recommended registration fee of \$10 for qualified attorneys (JAG officers) and \$30 for nonqualifying attorneys.
- Approved July 20, 2018, bocce tournament/picnic for a budget of \$2,500.
- Authorized Mr. Avolio to sign online CLE contract after his review and approval.
- Agreed that the signage for the Lawyers Lounge at the Courthouse should be more direct about who is and who is not permitted to use the lounge.

- Authorized President Ranker to contact counsel for owner of AAA building to discuss a purchase price for the building. If the building is available and price is agreeable, \$2,275 is authorized for a feasibility study by Architect Calisti.

## MAY 2018 BOARD OF DIRECTORS RETREAT

- Adopted the PBA Conflict of Interest policy, amending to cover the WBA board of directors.
- Approved Membership Committee recommendations for participating membership: Jessica Lynch, David Mulock, and Marguerite Goglia.
- Recommended that Bylaws Committee look at a bylaw that includes a compilation engagement of the bar finances at least every two years and a review every five years, but to forego a compilation on years where a review is undertaken.
- Recommended that Bylaws Committee address the Finance Committee as outlined in the current bylaws.

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## New Member Sketches

The following new members have been approved by the Membership Committee and Board of Directors.

**JESSICA LYNCH** was admitted as a participating member of the WBA. Jessica received her bachelor degree in English from Franklin & Marshall College, and her juris doctor degree from William & Mary Law School. She is the Director of PAI/Pro Bono Services for Laurel Legal Services, Inc., in Greensburg.

**DAVID E. MULOCK** has been admitted as a participating member of the WBA. He earned a bachelor degree in general business/pre-med from the University of Maryland (College Park), and his J.D. from the University of Pittsburgh School of Law. David is the law clerk for The Hon. Timothy A. Krieger. ■

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# Actions of the Board

*continued from page 17*

- Agreed to place the WBA board minutes onto the WBA website under Members Only.
- Recommended that Bylaws Committee consider a bylaw to make the Investment Committee a Permanent Committee and include the Treasurer as part of the committee.
- Recommended that Bylaws Committee consider a bylaw to address life members who have voluntarily relinquished their license.
- Recommended that Bylaws Committee consider a bylaw to limit the term of Treasurer to six years with the first year of the term as an assistant to the current Treasurer, and the last year of the term as a mentor to the incoming Treasurer.
- Recommended Bylaws Committee consider a bylaw to clarify the board's ability to spend money under Article 5 Paragraph 3 and put some limitations on the amount that could be spend without membership approval.
- Recommended that the applicants for Mentor Program be referred to the Membership Committee for matching purposes.
- Approved Vice President Avolio and President-Elect Novotny-Prettiman to call a meeting of the committee chairs.
- Authorized President Ranker to continue to pursue costs with the AAA building and to spend the already authorized \$2,275 for a feasibility study.
- Authorized the Bylaws Committee to look at giving the board more flexibility for scheduling the Annual Meeting because of conflicts with Easter and/or Passover.
- Agreed that Bylaws Committee will look at the issue of filling unexpected vacancies on the board, e.g., judicial election, officer and board member resignation.

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### JUNE 21, 2018

- Authorized Senior Lawyers Committee to work with the Cultural Trust for a possible proposal for artwork on our Main Street side of the building.
- Heard update on the Mentor Project: Two mentees have been paired. Agreed that announcement at the Inns about this new program may help to solicit mentees and mentors.
- Accepted the Check Policy as amended.
- Voted to increase CLE rates as follows: walk-in rate from \$40 to \$45 and nonmember rate from \$50 to \$55. This is in line with previous action taken by board to increase WBA member rate from \$30 to \$35.
- Voted to charge nonmembers of the WBA a flat rate of \$30 for serving as juror for Mock Trial.
- Voted to offer a \$50 raffle incentive for all members who complete the membership survey.

### JULY 18, 2018

- Agreed to request a report on the investment performance for each of the last 10 years.
- Agreed that Mrs. Krivoniak will circulate the draft of the 990 to the board.
- Approved appointment of Nicole Pardus to LLS board.
- Reviewed letter from the PA Insurance Grant committee to approve \$18,000 for use on technology and furniture in the board room.
- Received a written update to last year's operational review. All recommendations from the accountant were completed as indicated on the report. ■



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### 32nd Annual Bench/Bar Conference of the Westmoreland Bar Association

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Failing to realize the masks they chose did not adequately disguise their identities, the goody thieves would soon be apprehended.



And for just one moment, one wonderful, blissful, psychotic moment, when no one could remember a single camp song, all the lawyers were quiet.



"And now, if you're all done placing your bets, the name of the next lawyer to be disbarred is ..."



"I appreciate your interest, but it's not an 'A,' it's an 'S.'"



"No, Judge, I give up, how many lawyers does it take to change a lightbulb?"



Until they realized that the push should come from the rear, this intrepid group of rafters totally failed to launch.



Hoping that a selfie would be sufficient proof of her attendance, she snapped the photo and headed for the bar.



"No, for the last time, this thing will not make you any smarter."



When the instructor yelled "ROW!" from the rear, the less-than-perceptive crew of the gallant *Salmon* turned upstream.



"And then you move three feet behind the ball, stick your left elbow up into the air, your right one down to the ground, bend both wrists backwards, and then swing with your eyes shut. That's all there is to it."

**C A L E N D A R   O F   E V E N T S**

*All committee meetings and activities will be held at the WBA Headquarters unless otherwise noted. Visit [www.westbar.org](http://www.westbar.org) for more information about activities and CLE courses, or to **register online**.*

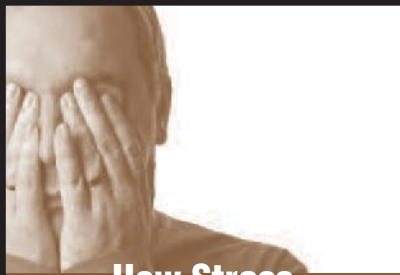
**SEPTEMBER**

- 13** Thirsty Thursday Bar Review, 4:30 p.m., Rivertowne Brewing, Export
- 17** Bylaws Committee, Noon
- 18** [CLE] Tax Reform Basics, 9 to 10 a.m., 1S
- 19** Membership Committee, Noon
- 20** [CLE] Bail Reform, Noon to 1:15 p.m., 1S
- 25** [PBI CLE] New E-Filing Requirements & Other Guardianship Rules, 9 a.m. to 12:15 p.m., 3S
- 26** [PBI CLE] Family Caregiver Agreements and the Use of Real Estate, 9 a.m. to 12:15 p.m., 3S
- 27** [CLE] Incorporating Digital Forensics & Social Media in Private Practice, Noon to 1:30 p.m., 1S

- 28** Red Mass, Noon, Christ, Our Shepherd Center

**OCTOBER**

- 5** Trial Academy Membership Quarterly Meeting
- 8** Courthouse closed in observance of Columbus Day
- 11** [CLE] Preserve the Confidentiality of Your Client Data: How to Properly Redact Information and Protect Your Unredacted Data, Noon to 2 p.m., 1S 1E
- 16** Family Law Committee, Noon  
Ned J. Nakles American Inn of Court, 5 p.m.
- 17** Membership Committee, Noon
- 18** Elder Law & Orphans' Court Committees, Noon
- 19** Open House at Lawyers Abstract, 4 to 6 p.m.



**How Stress Affects Lawyers**

Stress affects all people and all professions. Stress in the legal profession, however, is well-documented. Lawyers work in an adversarial system with demanding schedules and heavy workloads, which may contribute to increased stress levels.

Lawyer assistance programs are available to help lawyers manage stress effectively. Contact Lawyers Concerned for Lawyers for help: [www.lclpa.org](http://www.lclpa.org).

LAC Committee members:  
Joyce Novotny-Prettiman, Tim Geary,  
Jim Antoniono, Chris Skovira,  
Linda Broker, Stuart Horner,  
Tom Shaner, Linda Whalen.

# Tax Reform Basics

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This session will cover three major areas of the Tax Cuts and Jobs Act of 2017.

- Individual tax changes.
- Pass-through Entity Tax Changes.
- C-Corp tax changes.

During this session, we will present the new tax brackets and other significant changes to the tax code, as well as quantify the tax differences under various scenarios.

### Speakers:

**\*Heather J. Baranowski CPA/ABV/CFF, MST, CVA**  
*Litigation Managing Director, BDO Dispute Advisory Services*

**\*John Petrancosta, CPA/ABV/CFF, CVA, CFE**  
*Senior Manager, BDO Dispute Advisory Services*

**One (1) Substantive Credits are available toward your annual CLE requirements.**

You may pre-register for this seminar by visiting the westbar.org website. You must "LOG IN" to register. OR submit the form below.

**September 18, 2018**  
**Tax Reform Basics**

Name: \_\_\_\_\_

Attorney I.D. # \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_

Phone: \_\_\_\_\_

Enclosed is my check made payable to the Westmoreland Bar Association.

Bill my  MasterCard  VISA  DISCOVER for \$ \_\_\_\_\_ (Amount).

Card # \_\_\_\_\_

Expiration Date \_\_\_\_\_ 3-digit code \_\_\_\_\_

Credit Card Billing Address \_\_\_\_\_

### Pre-Registration Fees

#### CLE Credit:

- WBA Members - \$35 per credit hour
- Non-Members - \$55 per credit hour
- CJE Credit - FREE

#### Non-Credit:

- FREE

To qualify for Pre-Registration Seminar Fees - Please return this form and your payment to the WBA Office, 129 North Pennsylvania Avenue, Greensburg, PA 15601, **by 12 pm September 17, 2018.**

**Tuesday,**  
**September 18, 2018**

**Registration: 8:30 am - 9:00 am**  
**Seminar: 9:00 am - 10:00 am**  
**WBA Headquarters**

### Seminar Fees:

#### PRE-REGISTRATION:

(Must be prepaid & received at the WBA office by 12 pm September 17, 2018)

#### CLE Credit

WBA Members - \$35 per credit hr.

Non-Members - \$55 per credit hr.

#### Non-Credit

FREE

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#### WALK-IN:

#### CLE Credit

WBA Members - \$45 per credit hr.

Non-Members - \$55 per credit hr.

#### Non-Credit

FREE

### Breakfast will be provided by BDO.

[www.westbar.org](http://www.westbar.org)

For refund policy information, or if special arrangements are needed for the disabled, please contact the WBA Office at

724-834-6730, or

by email at [westbar.org@westbar.org](mailto:westbar.org@westbar.org).

# Bail Reform

— LIVE — 1 Substantive Credit Available



An accredited provider for the PA Board of Continuing Legal Education

*Coordinated by the WBA Criminal Law Committee*

Defendants have a right to bail—that is, a defendant has the right to be released awaiting trial, which may include certain conditions (financial or otherwise). Both the United States and Pennsylvania Constitution protect this right. This CLE will provide an overview of what Pennsylvania Law and the Constitution requires when arguing and setting bail. This CLE will also discuss recent research that studied the impact of monetary bail and pretrial detention on individuals, our communities, and our jails.

### Speakers:

**\*Nyssa Taylor, Esquire**

*Criminal Justice Policy Counsel for the ACLU-PA*

**\*Judge Charles R. Conway III**

**One (1) Substantive Credits are available toward your annual CLE requirements.**

You may pre-register for this seminar by visiting the westbar.org website. You must “LOG IN” to register.

OR submit the form below.

**September 20, 2018**

### Bail Reform

Name: \_\_\_\_\_

Attorney I.D. # \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_

Phone: \_\_\_\_\_

Enclosed is my check made payable to the Westmoreland Bar Association.

Bill my  MasterCard  VISA  DISCOVER for \$ \_\_\_\_\_ (Amount).

Card # \_\_\_\_\_

Expiration Date \_\_\_\_\_ 3-digit code \_\_\_\_\_

Credit Card Billing Address \_\_\_\_\_

### Pre-Registration Fees

#### CLE Credit:

- WBA Members - \$35 per credit hour
- Non-Members - \$55 per credit hour
- CJE Credit - FREE

#### Non-Credit:

- FREE

To qualify for Pre-Registration Seminar Fees - Please return this form and your payment to the WBA Office, 129 North Pennsylvania Avenue, Greensburg, PA 15601, **by 12 pm September 19, 2018.**

**Thursday,  
September 20, 2018  
12:00 pm - 1:15 pm  
WBA Headquarters**

### Seminar Fees:

#### PRE-REGISTRATION:

(Must be prepaid & received at the WBA office by 12 pm September 19, 2018)

#### CLE Credit

WBA Members - \$35 per credit hr.

Non-Members - \$55 per credit hr.

#### Non-Credit

FREE

#### WALK- IN:

#### CLE Credit

WBA Members - \$45 per credit hr.

Non-Members - \$55 per credit hr.

#### Non-Credit

FREE

### Lunch will be provided.

[www.westbar.org](http://www.westbar.org)

For refund policy information, or if special arrangements are needed for the disabled, please contact the WBA Office at 724-834-6730, or by email at [westbar.org@westbar.org](mailto:westbar.org@westbar.org).

# Incorporating Digital Forensics & Social Media in Private Practice Presented by PATC Tech

— LIVE — 1.5 Substantive Credits Available



An accredited provider for the PA Board  
of Continuing Legal Education

This introductory course is designed to introduce civil and criminal law practitioners to digital forensic methodology. The course will cover the basic concepts and terminology of digital forensics. This course will also give an introduction to social media investigations and how they relate to civil and criminal law practice. The course will explore various Social Networking sites currently used by victims, witnesses and suspects.

## Speaker:

### Scott Lucas, PATC Tech, Forensics Expert

Scott is a US Army veteran and retired Pennsylvania State Police Trooper, serving 7 years as a member of the Computer Crime Unit, he successfully investigated and prosecuted a myriad of crimes, up to and including Criminal Homicide. Since his retirement from the PSP, Scott has been instructing public agency personnel from around the country in all aspects of digital forensics and computer related crime. Scott has testified extensively in state and federal proceedings, and has been qualified as an expert witness in Digital Forensics in both state and federal courts.

## 1.5 Substantive Credits are available toward your annual CLE requirements.

You may pre-register for this seminar by visiting the westbar.org website. You must "LOG IN" to register.

OR submit the form below.

September 27, 2018

### Incorporating Digital Forensics & Social Media in Private Practice - Presented by PATC Tech

Name: _____	<input type="checkbox"/> Enclosed is my check made payable to the Westmoreland Bar Association.
Attorney I.D. # _____	<input type="checkbox"/> Bill my <input type="checkbox"/> MasterCard <input type="checkbox"/> VISA <input type="checkbox"/> DISCOVER for \$ _____ (Amount).
Address: _____	Card # _____
Email: _____	Expiration Date _____
Phone: _____	Credit Card Billing Address _____

### Pre-Registration Fees

#### CLE Credit:

- WBA Members - \$35 per credit hour (\$52.50)
- Non-Members - \$55 per credit hour (\$82.50)
- CJE Credit - FREE

#### Non-Credit:

- \$10 Flat Rate
- Waived for Young Lawyers (practicing 10 years or less)

To qualify for Pre-Registration Seminar Fees - Please return this form and your payment to the WBA Office, 129 North Pennsylvania Avenue, Greensburg, PA 15601, **by 12 pm September 26, 2018.**

Thursday,  
September 27, 2018  
12:00 pm - 1:30 pm  
WBA Headquarters

### Seminar Fees:

#### PRE-REGISTRATION:

(Must be prepaid & received at the WBA office by 12 pm September 26, 2018)

#### CLE Credit

WBA Members - \$35 per credit hr. (\$52.50)

Non-Members - \$55 per credit hr. (\$82.50)

#### Non-Credit

\$10 Flat Rate

#### WALK- IN:

#### CLE Credit

WBA Members - \$45 per credit hr. (\$67.50)

Non-Members - \$55 per credit hr. (\$82.50)

#### Non-Credit

\$20 Flat Rate

Waived for Young Lawyers (practicing 10 years or less)

Lunch will be provided.

Westmoreland Bar Association

129 North Pennsylvania Ave.

Greensburg, PA 15601

724-834-6730

Fax: 724-834-6855

www.westbar.org

For refund policy information, or if special arrangements are needed for the disabled, please contact the WBA Office at

724-834-6730, or

by email at westbar.org@westbar.org.



**WESTMORELAND  
BAR ASSOCIATION**

# Fall Dine Around

**Join other bar members and their guests for an informal evening of food and conversation.**

**Start time: 6:00 p.m. • Cost: On own, as ordered from menu.**

**Thursday, October 4th**

## **Atria's**

**4869 William Penn Highway Murrysville, PA 15668**

**Atria's offers a unique combination of traditional entrees and quality features. As a bonus you can enjoy the Oktoberfest menu along with the regular menu.**



**Wednesday, November 7th**

## **Thirty's Craft Pizza & Beers**

**4433 State Route 30 Latrobe, Pennsylvania 15650**

**With a dough recipe born more than 20 years ago in the family kitchen, we are proud to share our pizza with you.**

**When you dine at Thirty's, you're part of the family.**



**RSVP to the Bar Office: 724-834-6730 or [westbar.org@westbar.org](mailto:westbar.org@westbar.org)**



# Preserve the Confidentiality of Your Client Data: How to Properly Redact Information and Protect Your Unredacted Data

— LIVE — 1 Substantive Credit and 1 Ethics Credit Available



An accredited provider for the PA Board  
of Continuing Legal Education

As of January 6, 2018, you now must file documents correctly that are sensitive or contain information deemed confidential as defined in the new Public Access Policy in PA. However, are you positive that you have redacted all of the sensitive information in the documents? Are you acting competently to preserve the confidentiality of the UNREDACTED versions in your office or on your computer? Are you confident that the cyber security safeguards that you have in place are reasonable efforts to prevent access or disclosure? Are you sure that documents that you release contain only the information that you want them to have? If your answer is not a resounding “Yes” to all of these questions, then this seminar is for you.

## **Part One: Proper Redaction Techniques**

- \*Redact data safely using Adobe Acrobat (and how it will save YOU a lot of time)
- \*Redact metadata using Adobe Acrobat
- \*Remove hidden data and personal information from Microsoft Word documents and Microsoft Excel documents
- \*Save time and catch all PII when redacting by using regular expressions
- \*Email Redaction Techniques (for the advanced user)

## **Part Two: Protection of Your Unredacted Data**

- \*Encrypting your devices
- \*Setup and use Wi-Fi safely at your business, home and on the road
- \*Protect your data in the event of theft or device loss using tracker software
- \*Ensure that your devices contain only the information that you think they do
- \*Setup and use a password manager to manage all passwords (The average business user has over 100 passwords!)
- \*Easily spot common social engineering techniques

### **Speaker:**

**\*Stacey Ivoll**

*Vice President, Privacy/Data Breach Unit  
INtegrity First Corporation*

**One (1) Substantive Credit and (1) Ethics Credit is available toward your annual CLE requirements.**

You may pre-register for this seminar by visiting the westbar.org website. You must “LOG IN” to register.  
OR submit the form below.

**October 11, 2018**

**Preserve the Confidentiality of Your Client Data:  
How to Properly Redact Information and Protect**

Name: \_\_\_\_\_

Attorney I.D. # \_\_\_\_\_

Enclosed is my check made payable to the Westmoreland Bar Association.

Bill my  MasterCard  VISA  DISCOVER for \$ \_\_\_\_\_ (Amount).

Card # \_\_\_\_\_

Expiration Date \_\_\_\_\_ 3-digit code \_\_\_\_\_

Credit Card Billing Address \_\_\_\_\_

### **Non-Credit:**

- \$10 Flat Fee
- Waived for Young Lawyers (practicing 10 years or less)

### **Pre-Registration Fees**

#### **CLE Credit:**

- WBA Members - \$35 per credit hour
- Non-Members - \$55 per credit hour
- CJE Credit - FREE

To qualify for Pre-Registration Seminar Fees - Please return this form and your payment to the WBA Office,  
129 North Pennsylvania Avenue, Greensburg, PA 15601, **by 12 pm October 10, 2018.**

**Thursday,  
October 11, 2018  
12:00 pm - 2:15 pm  
WBA Headquarters**

Seminar Fees:

### **PRE-REGISTRATION:**

(Must be prepaid & received at the WBA office by 12 pm October 10, 2018)

#### **CLE Credit**

WBA Members - \$35 per credit hr.

Non-Members - \$55 per credit hr.

#### **Non-Credit**

\$10 Flat Rate

Waived for Young Lawyers (practicing 10 years or less)

### **WALK- IN:**

#### **CLE Credit**

WBA Members - \$45 per credit hr.

Non-Members - \$55 per credit hr.

#### **Non-Credit**

\$20 Flat Rate

Waived for Young Lawyers (practicing 10 years or less)

Lunch will be provided.

Westmoreland Bar Association

129 North Pennsylvania Ave.

Greensburg, PA 15601

724-834-6730

Fax: 724-834-6855

www.westbar.org

For refund policy information, or if special arrangements are needed for the disabled,

# Security Awareness and Training

— LIVE — 1 Substantive Credit Available



An accredited provider for the PA Board of Continuing Legal Education

While we can implement various security controls, when it comes to protecting an organization from a cyberattack, employees are the last line of defense (and often times, biggest security risk). Our team at Precision Business Solutions educates our clients, and their employees, on good computing practices, helping to keep them safe online. Education helps to mitigate the risk that an employee will fall victim to a phishing attack or spoofed phone call, which can lead to system compromise.

Brian will show you real life scenarios, tips on how to prevent a malicious attack through email, technical defenses for your network, and more. This is a very informative training, and you'll leave having more knowledge to use, against attacks.



**Speaker:**  
**\*Brian Shrift, President**  
Precision Business Solutions

**One (1) Substantive Credit is available toward your annual CLE requirements.**

You may pre-register for this seminar by visiting the [westbar.org](http://westbar.org) website. You must "LOG IN" to register. OR submit the form below.

**November 7, 2018**  
**Security Awareness and Training**

Name \_\_\_\_\_

Attorney I.D. # \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_

Phone: \_\_\_\_\_

Enclosed is my check made payable to the Westmoreland Bar Association.

Bill my  MasterCard  VISA  DISCOVER for \$ \_\_\_\_\_ (Amount).

Card # \_\_\_\_\_

Expiration Date \_\_\_\_\_ 3-digit code \_\_\_\_\_

Credit Card Billing Address \_\_\_\_\_

**Pre-Registration Fees**  
**CLE Credit:**

WBA Members - \$35  
 Non-Members - \$55  
 CJE Credit - FREE

**Non-Credit:**

\$10  
 Waived for young Lawyers (practicing 10 years or less)

To qualify for Pre-Registration Seminar Fees - Please return this form and your payment to the WBA Office, 129 North Pennsylvania Avenue, Greensburg, PA 15601, **by 12 pm November 6, 2018.**

**Wednesday,**  
**November 7, 2018**  
**12:00 pm - 1:15 pm**  
**WBA Headquarters**

**Seminar Fees:**

**PRE-REGISTRATION:**

(Must be prepaid & received at the WBA office by 12 pm November 6, 2018.)

**CLE Credit**

WBA Members - \$35 per credit hr.

Non-Members - \$55 per credit hr.

**Non-Credit**

\$10

Waived for Young Lawyers (practicing 10 years or less)

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**WALK- IN:**

**CLE Credit**

WBA Members - \$45 per credit hr.

Non-Members - \$55 per credit hr

**Non-Credit**

\$20

Waived for Young Lawyers (practicing 10 years or less)

Lunch will be provided.

[Westmoreland Bar Association](http://Westmoreland Bar Association)

129 North Pennsylvania Ave.  
Greensburg, PA 15601

724-834-6730

Fax: 724-834-6855

[www.westbar.org](http://www.westbar.org)

For refund policy information, or if special arrangements are needed for the disabled, please contact the WBA Office at 724-834-6730, or by email at [westbar.org@westbar.org](mailto:westbar.org@westbar.org).

**Thursday,  
December 6, 2018  
9:00 am - 1:15 pm  
WBA Headquarters**

**Seminar Fees:**

**PRE-REGISTRATION:**  
(Must be prepaid & received at the WBA  
office by 12 pm December 5, 2018)  
CLE Credit  
WBA Members- \$35 per credit hr.  
Non-Members - \$55 per credit hr.

Non-Credit  
\$10 Flat Rate  
Waived for Young Lawyers  
(practicing 10 years or less)

**WALK- IN:**  
CLE Credit  
WBA Members- \$45 per credit hr.  
Non-Members - \$55 per credit hr.

Non-Credit  
\$20 Flat Rate  
Waived for Young Lawyers  
(practicing 10 years or less)

**Pizza and Soda will be provided.**

Westmoreland Bar Association  
129 North Pennsylvania Ave.  
Greensburg, PA 15601  
724-834-6730  
Fax: 724-834-6855  
www.westbar.org  
For refund policy information, or if special  
arrangements are needed for the disabled,  
please contact the WBA Office at  
724-834-6730, or  
by email at westbar.org@westbar.org

As a courtesy of the Westmoreland Bar Association, this seminar is being offered **FREE** to **newly admitted WBA attorneys** who are required to complete the Bridge the Gap program by their first CLE compliance

The program also serves as a great refresher for any attorney admitted to practice in Pennsylvania.

**PROGRAM FORMAT**

This four hour program produced by the PA CLE Board consists of the following sections.

- ◆ Introduction from the Chief Justice
- ◆ Communications
- ◆ Practice Management
- ◆ Fiduciary Requirements
- ◆ Overview of the PA Supreme Court Disciplinary System
- ◆ Outreach Programs & Resources

**Moderated by:**

Maria Altobelli, Esquire  
Mears, Smith, Houser & Boyle PC

**Four (4) ETHICS Credits are available toward your annual CLE requirements.**

You may pre-register for this seminar by visiting the westbar.org website. You must "LOG IN" to register.  
OR submit the form below.

**Bridge the Gap — December 6, 2018**

Name: \_\_\_\_\_

Attorney I.D. # \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_

Phone: \_\_\_\_\_

Enclosed is my check made payable to the Westmoreland Bar Association.

Bill my  MasterCard  VISA  DISCOVER for  
\$ \_\_\_\_\_ (Amount).

Card # \_\_\_\_\_

Expiration Date \_\_\_\_\_

Three digit security code on back of card \_\_\_\_\_

Credit Card Billing Address \_\_\_\_\_

**\* PRE-REGISTRATION Fees: 4 Ethics credits available**

- I am a Newly Admitted Attorney, WBA Member — **FREE**
- I am a Newly Admitted Attorney, Non-Member - **\$20 FLAT FEE**
- \$35 per credit hour, WBA member
- \$55 per credit hour, Non-member

Non-Credit:

- \$10 Flat Rate
- Waived for Young Lawyers  
(practicing 10 years or less)

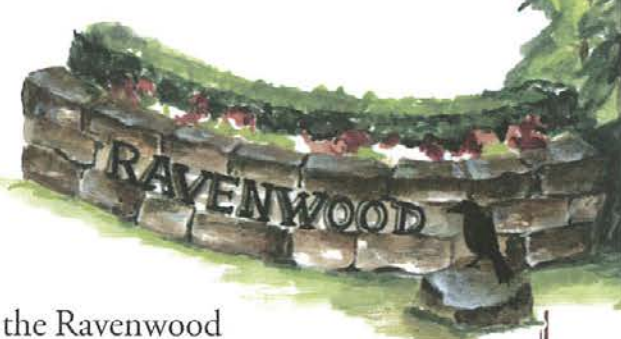
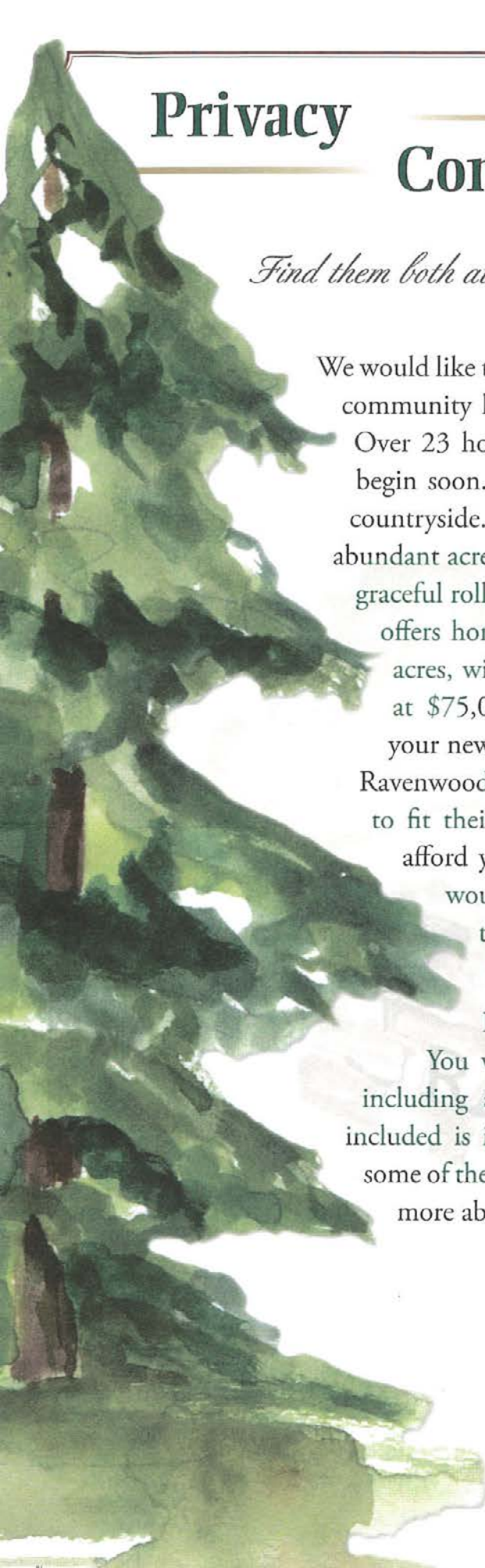
**\* To qualify for Pre-Registration Seminar Fees - Please return this form and your payment to the WBA Office,  
129 North Pennsylvania Avenue, Greensburg, PA 15601, by 12 pm December 5, 2018.**

# Privacy

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# Convenience

*Find them both at* **RAVENWOOD**



We would like to invite you to experience the Ravenwood community located in Hempfield Township, Greensburg PA. Over 23 homes have been constructed and more are ready to begin soon. The development is located on 96 acres of pristine countryside. Ravenwood is made up of only 44 homesites on this abundant acreage. There are views of the historic Laurel Mountains or graceful rolling hills of a neighboring 18 hole golf course. Ravenwood offers homesites ranging from just under 1 acre of land to over 9 acres, with all underground public utilities. Homesite prices start at \$75,000. Whether you are just beginning the journey with your new family or starting a new chapter in the story of your life, Ravenwood is the answer for anyone wishing to customize their home to fit their lifestyle. This distinguished wooded development will afford you the ability to build the life you always dreamed you would give your family. It will be an affordable investment that will provide you and your loved ones a bright future. A lifetime of happiness begins here.

Please visit our website at [www.ravenwoodhomes.com](http://www.ravenwoodhomes.com).

You will find more information regarding each available lot, including acreage and orientation within the development. Also included is information about the surrounding area and answers to some of the most frequently asked questions. Please contact us to learn more about Ravenwood, and to schedule your own personal tour.

We look forward to hearing from you soon.

## **RAVENWOOD**

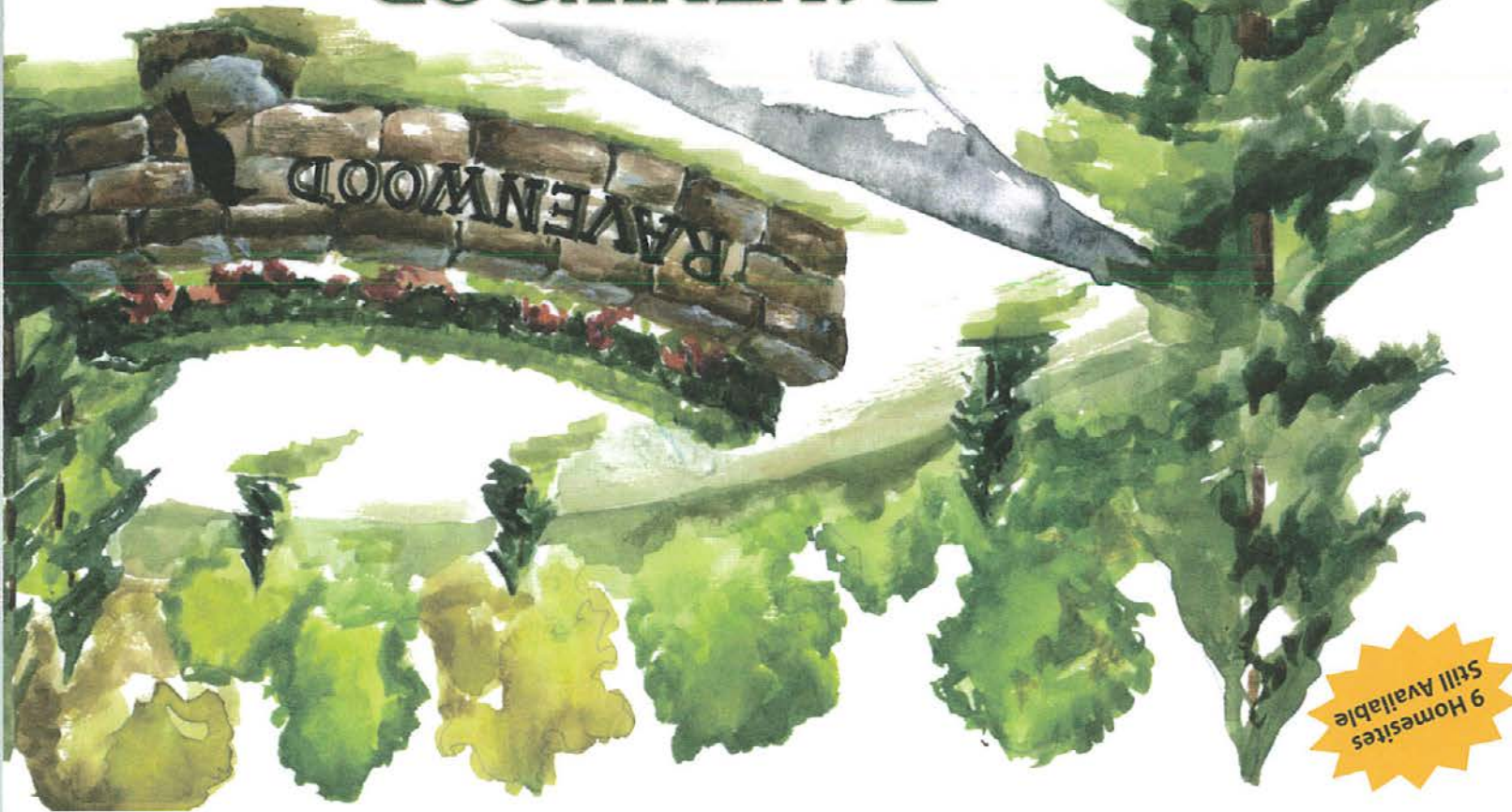
**Marino, DeNunzio, Marino Developers**  
**For more information, call Rick DeNunzio**

**724-837-7262**

**[www.ravenwoodhomes.com](http://www.ravenwoodhomes.com)**

*You are invited to experience the tranquil beauty  
that awaits your discovery... a place called home!*

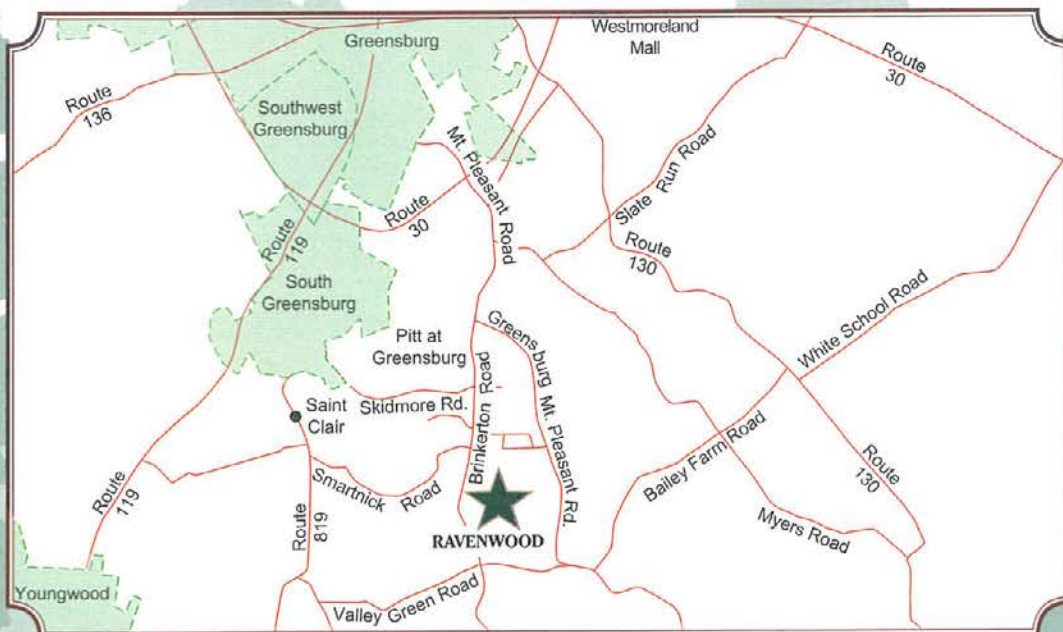
# RAVENWOOD



9 Homesites  
Still Available

Seclusion and tranquil privacy and yet convenient to all the places you need to be, Ravenwood's location offers the best of both worlds. You are just minutes away from downtown Greensburg, malls, shopping, restaurants, cultural and recreational amenities. Ravenwood's proximity to Route 30, The Pennsylvania Turnpike, Route 66 Tollway and I-70 provides easy access to Pittsburgh and all of your destinations.

The peaceful wooded beauty of country living with city convenience – your home at Ravenwood – the perfect fit for your lifestyle.



Marino, DeNunzio, Marino Developers • Call Rick DeNunzio • 724-837-7262

[www.ravenwoodhomes.com](http://www.ravenwoodhomes.com)

Visit Our Website for Directions