



Volume XIII, Issue No. 3
Summer 2005

OWBA Network

NEWSLETTER OF THE
OHIO WOMEN'S BAR ASSOCIATION

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President-Elect



Monique B. Lampke
President

Welcome to the OWBA for 2005-2006! My first order of business is thanking Halle Hebert, our Immediate Past President, for the tremendous efforts and dedication she gave to the OWBA during her presidency. Halle's efforts, as well as the dedication of our Annual Meeting Committee, resulted in one of our best attended Annual Meetings ever.

With growing commitments and other time restraints, I know how hard it can be to get and stay involved with OWBA. However, this is the year to do it! As I indicated at the Annual Meeting, my goals for 2005-2006 are simple: to increase visibility and opportunities for our members.

Looking forward, OWBA is off to a busy start. We are teaming up with some great organizations throughout the year. OWBA is joining up with the Columbus chapter of the *National Association of Women Business Owners (NAWBO)* and the *Executive Women's Golf Association (EWGA)* for a Golf Outing at *New Albany Links* Golf Course in the Columbus area on Monday, August 29, 2005. OWBA's Annual Cleveland Golf Outing will take place on Thursday, August 18, 2005 once again at the beautiful Fowler's Mill Golf Course. More information on our two golf outings is inside this newsletter! Even if you don't golf (yet have the unused shoes, the bag, and the clubs like me), or golf very little, I encourage you to come socialize and enjoy yourself.

On Wednesday, July 20, 2005, OWBA is teaming up with *Merrill Lynch* for a Financial and Retirement Planning Luncheon in Cleveland. Future events for 2005-2006 include a Heart Disease Forum, working parent forum, partnering with the *YWCA* for a women's initiative leadership series on marketing, networking, and building a life plan, and co-sponsoring an event with the *Women for Economic and Leadership Development (WELD)*.

We are striving to plan more events and functions in areas other than Columbus and Cleveland. If you have an idea for an event and would like to pass it along, please contact me at (614) 227-2058 or mlampke@porterwright.com.

I am proud to be your President and look forward to another terrific year. ■

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**OWBA 2005-2006
EXECUTIVE COMMITTEE**

President Monique B. Lampke
Columbus.....617-227-2058
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Toledo.....419-259-6217
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Youngstown.....330-743-1171
EighthEleanor H. Chin
Cleveland216-479-8302
NinthA. Elizabeth Cargle
Akron.....330-375-1311
Tenth..... Barbara A. Roubanes
Columbus.....614-221-8113
Eleventh.....Margaret S. Campbell
Painesville440-350-3200
Twelfth Sen. Mag. Eva D. Kessler
Hamilton513-785-5805

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Louise Jones
(Dayton) 800-227-9597

Jennifer A. Corso
(Cleveland) 216-642-3342

Laurie J. Avery
(Toledo) 419-254-1311

Sheila Salem
(Chardon) 400-285-2222

Denise A. Mueller
(Toledo) 419-247-1642



Save the Date!

OWBA Calendar of Events

Tuesday July 19, 2005 12:00 Noon	At OSBA offices and via teleconference for those who cannot attend in person.	Full Board Meeting of 05-06 year.
Wednesday July 20, 2005 11:30 a.m. to 1:30 p.m.	Cleveland The Forum at One Cleveland Center (1375 East 9 th Street)	Luncheon on Financial and Retirement Planning with speakers from Merrill Lynch. <u>Free</u> for OWBA members.
Tuesday August 9, 2005	via Teleconference*	Executive Committee Meeting
Thursday August 18, 2005	Cleveland Fowler's Mill Golf Course (details on next page)	OWBA Golf Outing Option #1 includes a box lunch, 18 holes, and dinner; Option #2 includes 9 holes and dinner.
Monday August 29, 2005	Columbus New Albany Links Golf Club (details page 6-7)	OWBA Golf Outing with the National Association of Women Business Owners and the Executive Women's Golf Association. Option #1 includes a box lunch, 18 holes, and dinner; Option #2 includes 9 holes and dinner.
Tuesday September 13, 2005	Cleveland	OWBA/YWCA Women's Leadership Initiative Series Luncheon: Building and Revising a Life Plan
Tuesday September 13, 2005 11:30 a.m. to 1:00 p.m.	Columbus Hyatt Regency Nationwide Plaza	Heart Disease Forum/ Luncheon with Keynote Speaker Gail Hogan. Kick off Women's Health Month and volunteer in the Go Red for Women campaign.(Registration Form Page 13-14)
Thursday December 1, 2005 (Cleveland) Columbus date to be announced (Spring 2006)	Cleveland The Forum Columbus Location TBA	Working Parent Forum, with possible CLE (see page 25 for details)



OWBA'S Annual Cleveland Golf Outing 2005



Thursday, August 18, 2005

at *Fowler's Mill Golf Course*

Address: 13095 Rockhaven Road in Chesterland

Phone: 440/729-7569

Corporate Sponsorship Packages

Dinner Sponsor – \$1,500 (only one dinner sponsorship available – first come, first served)

- Make 5 - 10 minute presentation to all golfers during dinner event
- Have 2 representatives from your company attend dinner event
- Sign or banner displayed on day of event (provided by sponsor)
- Company name and logo on outing brochure and in OWBA's Annual Membership Directory
- Company name mentioned in all media placements
- Company advertisement in one edition of OWBA's quarterly newsletter
- Opportunity to include promotional literature and giveaway in golfer hospitality bags

Eagle Sponsor – \$1,000

- Sign or banner displayed on day of event (provided by sponsor)
- Sponsor a tee or green on the golf course by displaying company signage at selected hole (provided by OWBA)
- Opportunity to have company representatives at the designated hole and a separate competition with each foursome to gain access to golfers, including follow-up information
- Company name and logo on outing brochure and in OWBA's Annual Membership Directory
- Company name mentioned in all media placements
- Company advertisement in one edition of OWBA's quarterly newsletter
- 4-person team, green fees and cart for 9 or 18-hole scramble
- Opportunity to include promotional literature and giveaway in golfer hospitality bags

Birdie Sponsor – \$500

- Sponsor a tee or green on the golf course by displaying company signage at selected hole (provided by OWBA)
- Opportunity to have company representatives at the designated hole and a separate competition with each foursome to gain access to golfers, including follow-up information
- Sign or banner displayed on day of event (provided by sponsor)
- Company name and logo on outing brochure and in OWBA's Annual Membership Directory
- Company advertisement in one edition of OWBA's Quarterly Newsletter
- Opportunity to include promotional literature and giveaway in golfer hospitality bags

Hole Sponsor – \$175

- Sponsor a tee or green on the golf course by displaying company signage at selected hole (provided by OWBA)
- Sign or banner displayed on day of event (provided by sponsor)

Raffle Prize Sponsor

- Company may donate items for raffle prizes, awards, and/or golfer hospitality bags

****Sponsorship deadline is July 29, 2005****

**See the Next Page for Registration Form
and Individual Golfing Packages**

Cleveland Golf Outing Registration Form

Option #1

Registration Begins at 11:00 a.m.

Lunch and Shotgun Scramble at 12:30 p.m.

Includes Box Lunch, 18 Hole Golf Scramble, Golf Cart, Bag Tags, Unlimited Range Balls, and Chicken/Shrimp Dinner

- \$110 Individual Member
- \$105 Member Government Employee
- \$125 Individual Non-Member
- \$150 Individual Registration and 2005-2006 OWBA Membership

Option #2

Registration Begins at 2:30 p.m.

Shotgun Scramble at 3:00 p.m.

Includes 9 Hole Golf Scramble, Golf Cart, Bag Tags, Unlimited Range Balls, and Chicken/Shrimp Dinner

- \$90 Individual Member
- \$85 Member Government Employee
- \$105 Individual Non-Member
- \$130 Individual Registration and 2005-2006 OWBA Membership

Dinner/Cocktail Reception at 5:30 p.m.

Company Name as you would like it listed: _____

Contact Person: _____

Address: _____

City: _____ State: _____ Zip: _____

Phone/Fax: _____

_____ Check enclosed (**payable to OWBA**)

_____ I wish to pay with a credit card:

(Circle one) Visa MasterCard
Card Number: _____

Exp. Date: _____

Signature: _____

_____ Logo Included

_____ Logo will be sent electronically to VioletImre@aol.com by **July 14, 2005**

OWBA's Annual Cleveland Golf Outing 2005 Sponsorship/Registration Form

_____ YES! We will participate in OWBA's 2005 Cleveland Golf Outing at Fowler's Mill Golf Course on Thursday, August 18, 2005 as:

OPTION #1

- _____ \$110 Individual Member
- _____ \$105 Member Government Employee
- _____ \$125 Individual Non-Member
- _____ \$150 Individual Registration and 05-06 OWBA Membership

OPTION #2

- _____ \$90 Individual Member
- _____ \$85 Member Government Employee
- _____ \$105 Individual Non-Member
- _____ \$130 Individual Registration and 05-06 OWBA Membership

CORPORATE SPONSOR

- _____ \$1,500 Dinner Sponsor
- _____ \$1,000 Eagle Sponsor
- _____ \$500 Birdie Sponsor
- _____ \$175 Hole Sponsor
- _____ Raffle Prize Sponsor:

We are donating the following prizes for 72 golfers valued at \$ _____

Players: _____

OR number of players needed: _____

Handicap: _____

_____ SORRY, we are not able to sponsor OWBA's 2005 Cleveland Golf Outing at this time, but please notify us of future sponsorship opportunities.

Mail this form with payment to:

I. Violet Imre
Executive Director, OWBA
9705 State Road
North Royalton, OH 44133-1931
Phone: (440) 582-2769
Fax: (440) 582-2856
VioletImre@aol.com
Visit our Website at OWBA.org

MONEY SENSE

Women Face Financial Challenges

By Caroline N. Gundeck

Director, Women's Business Development, Merrill Lynch

While the tenets of sound financial planning apply equally to everyone, women often face a unique set of financial challenges that must be taken into consideration as they plan for their future. With women currently controlling \$14 trillion in wealth in the United States,¹ these challenges must be overcome in order to preserve and grow those assets.

The statistics on women and finances are startling. Consider, for example, that women earn 74 cents for every dollar a man earns,² yet they live an average of seven years longer.³ Adding up the time off work due to pregnancy, child rearing and taking care of elderly parents, women are away from the workforce for an average of 11 years.⁴ Those are years in which women typically are not earning, saving, building Social Security credits or accumulating a company pension.

Thankfully, careful planning can help make up for lost time and money. Here are a few issues and strategies worth considering:

Being Conservative Isn't Always Safe. Women have a tendency to invest cautiously. Between 1996 and 1998, for example, 90%⁵ of women held certificates of deposit (CDs) in their retirement savings accounts rather than more aggressive investment vehicles such as stocks – the prices of which typically rose during that time period. And while stock prices in general depreciated significantly afterward, women should have an appropriate portion of their portfolio in growth-oriented investments so that they can benefit from a market upcycle. Of course the appropriate allocation of assets is the key to proper investing, and everyone's optimal allocation differs. For example, women who are five to 10 years from retirement should rebalance their portfolio with an emphasis on bonds and income-producing securities.

Reducing the Tax Impact. Because women tend to live longer than men, inflation and taxes will have a greater impact on their portfolio. As a result, it's important to consider where to hold assets: taxable versus tax-deferred accounts. It's also important to re-evaluate investments periodically to stay ahead of inflation and taxes. Completing an annual evaluation will help reduce the element of surprise as well as help determine where future assets should be placed.

Taking Care of Yourself and Others Isn't an "Either/Or" Proposition. Many women prioritize saving for their children's college education over their own retirement planning. While this is a noble endeavor, keep in mind that money can be borrowed for education but not for retirement. Examine retirement savings plans such as IRAs and an employer's 401(k) plan as ways to save for the future. Also, college savings vehicles such as a Section 529 plan can be a tax-smart way to fund a child's education while also offering certain estate-tax benefits. Women also need to consider the possibility that their spouse may not be around in their later years. Statistics suggest that only one-third of women over 65 will be married, and half of women over age 65 will outlive their husbands by 15 years.⁵ Therefore, women will need to assess their income-producing capability during those years. By evaluating all your financial goals and how they interact, you can determine where to place your assets.

Maximizing Retirement Plan Contributions and Consolidating Tax-Deferred Assets. It's important that women invest as much as possible in their employer-sponsored retirement accounts, especially if the employer offers matching benefits. Because women re-enter the job market more frequently than men, they are also more likely to have accumulated multiple retirement accounts at multiple employers. Rolling these assets over into an IRA can help minimize the hassle of tracking multiple accounts. Consolidating IRA assets can also help women keep their asset allocation strategy on track.

Following a disciplined wealth management process can help overcome challenges such as these. The process should begin by setting specific objectives, including estate-planning and retirement goals. By carefully planning for the financial challenges ahead, women can make great progress toward a secure financial future – for themselves, their spouses and their children.

¹ Diversity Best Practices, WOW Facts 2004

² U.S. Census Bureau

³ National Council of Women's Organizations

⁴ U.S. Department of Labor

⁵ MsMoney.com



Ohio Women's Bar Association

2005 Columbus Golf Outing With NAWBO, EWGA, OWBA



National Association of
Women Business Owners



Monday, August 29, 2005

NEW ALBANY LINKS
7100 New Albany Links Drive
New Albany, Ohio 43054

614-855-8532 or www.newalbanylinks.com



ACCESSING THE POSSIBILITIES
SINCE 1989

Golf package includes 9-hole scramble and clinic OR 18-hole scramble, including greens fees, golf cart and driving range. Each golfer will enjoy a goody bag, box lunch, and a dinner event sponsored by Fifth Third Bank following golf with a cash bar and prizes for best scramble team, skill games, and door prizes. Meet some new folks as we co-sponsor this event with the Columbus Chapter of the Executive Women's Golf Association and the Ohio Women's Bar Association.

Join us for a fun-filled day of golf at New Albany Links to benefit *Fore Hope*, an organization which provides a therapeutic and educational golf program for persons of all ages with disabilities to assist them with physical and emotional development, with the active engagement of their families in the program. This valuable service is provided to Fore Hope participants throughout central Ohio through constant interaction with healthcare delivery systems, community organizations and schools.

- 11:30 a.m. — Registration**
 - 12:30 p.m. — 18-Hole Scramble (shotgun start)**
 - 2:30 p.m. — 9-Hole Scramble (includes clinic at 1:00 p.m.)**
- Cash Bar, Dinner, Prizes**
Immediately Following Play

COST
18 holes:
\$85 per player
\$320 Team Discount if registered as a team
9 holes + golf clinic :
\$70 per player
\$260 Team Discount if registered as a team
Dinner Event Only: \$30



Open to men & women; register individually or as a team; beginners welcome•

INDIVIDUAL/GROUP GOLFING REGISTRATION

I am registering for the: 18-hole Scramble 9-hole Scramble & Clinic

Name (print legibly)	Phone	E-mail	Handicap or avg. 18 hole score

18 Holes: Total # of golfers _____ Individual @ \$85 = _____ Team @ \$320 = _____
 9 Holes: Total # of golfers _____ Individual @ \$70 = _____ Team @ \$260 = _____
 Dinner event only _____ @ \$30 = _____

DEADLINE FOR REGISTRATION – AUGUST 22, 2005

Make check payable to NAWBO and mail to:
Chris Harrington
Video Evaluators/C. Harrington Services, LLC
P.O. Box 605, Grove City OH 43123

OR

Register and Pay by Credit Card Online at www.nawbocolumbusohio.com

Sponsorship Opportunities for 2005 Columbus Golf Outing with NAWBO, EWGA, and OWBA on August 29, 2005

Eagle Sponsor - \$1,000

- Sign or banner displayed on day of event
- Sponsor a tee or green on the golf course by displaying company signage at selected hole
- Opportunity to have company representatives at the designated hole and a separate competition with each foursome to gain access to golfers, including follow-up information
- Company name on outing brochure
- Company name in NAWBO, EWGA, and OWBA newsletters
- Company name on NAWBO and EWGA websites as company patron
- 4-person team, green fees and cart for 9 or 18-hole scramble
- Opportunity to include promotional literature and giveaway in golfer hospitality bags

Birdie Sponsor - \$500

- Sponsor a tee or green on the golf course by displaying company signage at selected hole
- Opportunity to have company representatives at the designated hole and a separate competition with each foursome to gain access to golfers, including follow-up information
- Sign or banner displayed on day of event
- Company name on outing brochure
- Company name in NAWBO, EWGA, and OWBA newsletters
- Opportunity to include promotional literature and giveaway in golfer hospitality bags

Hole Sponsor - \$150

- Sponsor a tee or green on the golf course by displaying company signage at selected hole
- Sign or banner displayed on day of event
- Company name and logo on outing brochure

Raffle Prize Sponsor - \$50

- Company may donate items for raffle prizes, awards, and/or golfer hospitality bags
- Company name on outing brochure

Sponsorship Form

_____ YES! We would like to sponsor the 2005 Columbus Golf Outing at the New Albany Links Golf Club on Monday, August 29, 2005 in the following manner (check all that apply):

- _____ Eagle Sponsor
- _____ Birdie Sponsor
- _____ Hole Sponsor
- _____ Raffle Prize Sponsor (please pick one):
- _____ We are donating the following prizes for 72 golfers valued at \$_____

_____ We would like to donate \$50 and have OWBA buy a raffle prize on our behalf.

_____ SORRY, we are not able to sponsor the 2005 Columbus Golf Outing, but notify us of future sponsorship opportunities.

Company Name as you would like it listed: _____

_____ Check enclosed (payable to OWBA) _____ I wish to pay with a credit card (circle one):

Contact Person: _____

_____ Visa or Mastercard

Address: _____

Card Number: _____

City: _____ State: _____ Zip: _____

Exp. Date: _____

Phone: _____ Fax: _____

Signature: _____

Email: _____

Mail sponsorship form and check (payable to OWBA) to:

**Monique B. Lampke, Esq.
Porter, Wright, Morris & Arthur LLP
41 S. High Street – 29th Floor
Columbus, Ohio 43215**

**Phone: (614) 227-2058
Fax: (614) 227-2100
mlampke@porterwright.com**

2005-2006 Officer, Trustees and Committee Chairwomen

Listed below is the current Board of the Ohio Women's Bar Association. Please feel free to contact anyone on the Board should you be interested in serving in any capacity, have an idea to share, or have any questions about the OWBA. If you are interested in serving on a committee, or putting together an event of interest to women in the profession, we'd love to hear from you!

OWBA 2005-2006 Officers and Trustees

President	Monique Lampke Porter, Wright, Morris & Arthur LLP 41 South High Street Columbus, Ohio 43215	Phone: 614-227-2058 Fax: 614-227-2100 Email: mlampke@porterwright.com
President Elect	Pamela D. Houston Andrews and Pontius LLC 4817 St. Road, Suite 100 P.O. Box 10 Ashtabula, Ohio 44005-0010	Phone: 440-998-6835 Fax: 440-992-6336 Email: phouston@andrewspontius.com
Vice President	Susan E. Petersen Petersen & Ibold 401 South Street Village Station Chardon, Ohio 44024	Phone: 440-285-3511 Fax: 440-285-3363 Email: sep@PeterIbold.com
Secretary	Robin E. Harvey Baker & Hostetler LLP 312 Walnut Street, Suite 3200 Cincinnati, Ohio 45202-4038	Phone: 513-929-3409 Fax: 513-929-0303 Email: rharvey@bakerlaw.com
Treasurer	Michele A. Shuster Kegler, Brown, Hill Ritter 65 East State Street, Suite 1800 Columbus, Ohio 43215	Phone: 614-462-5420 Fax: 614-464-2634 Email: mshuster@keglerbrown.com
Immediate Past President	Halle M. Hebert, Esq. Oldham & Dowling 195 South Main Street Suite 300 Akron, OH 44308	Phone: 330-762-7377 Fax: 330-762-7390 E-mail: hhebert@oldham-dowling.com
First District Trustee	Barbara Bison Jacobson Vorys, Sater, Seymour & Pease, L.L.P. 221 East Fourth Street Atrium II, Suite 2000 Cincinnati, Ohio 45202	Phone: 513-723-4000 Fax: 513-723-4056 Email: bbjacobson@vssp.com
Second District Trustee	Mary K.C. Soter, Esq. Attorney at Law 5518 North Main Street Dayton, OH 45415-3455	Phone: 937-278-8275 Fax: 513-278-1115
Third District Trustee	Alice Robinson-Bond Deputy Attorney General B Crime Victims Services Section 150 E. Gay Street, 25th Floor Columbus, OH 43215	Phone: 614-466-4797 Fax: 614-752-2732 Email: arobinson-bond@ag.state.oh.us or Arobinsonbond@yahoo.com

Board of Trustees 2005-2006 (Continued)

Fourth District Trustee	Susan L. Davis, Esq. Attorney at Law 107 Governor Foraker Place Hillsboro, OH 45133	Phone: 937-393-4000 Fax: 937-393-4055 E-mail: DavisLaw1@msn.com
Fifth District Trustee	Patricia A. Delaney Assistant City Attorney 90 West Broad Street, Suite 200 Columbus, Ohio 43216	Phone: 614-645-1385 Fax: 614-645-6949 Email: padelaney@columbus.gov
Sixth District Trustee	Yolanda D. Gwinn United States District Court 1716 Spielbusch Avenue, Room 318 Toledo, OH 43624	Phone: 419-259-6217 Fax: 419-259-3728 Email: ygwinn@ohnd.uscourts.gov
Seventh District Trustee	Gina A. Richardson Manchester, Bennett, Powers & Ullman, LPA 201 East Commerce Street Atrium Level 2 Youngstown, Ohio 44503	Phone: 330-743-1171 Fax: 330-743-1190 Email: grichardson@mbpu.com
Eighth District Trustee	Elleanor H. Chin, Esq. Squire, Sanders & Dempsey, LLP 4900 Key Tower 127 Public Square Cleveland, OH 44114	Phone: 216-479-8302 Fax: 216-479-8777 E-mail: EChin@SSD.com
Ninth District Trustee	A. Elizabeth Cargle Weltman, Weinberg & Reis Co., L.P.A Lakeside Place, Suite 200 323 W. Lakeside Avenue Cleveland, OH 44113	Phone: 216-685-1107 Fax: 216-363-4121 Email: ecargle@weltman.com
Tenth District Trustee	Barbara A. Roubanes Barbara A. Roubanes, Co., LPA 175 South Third Street, Suite 350 Columbus, Ohio 43215	Phone: 614-221-8113 Fax: 614-221-8957 Email: bar@roubaneslaw.com
Eleventh District Trustee	Margaret S. Campbell Lake County Public Defender's Office 125 East Erie Street Painesville, Ohio 44077	Phone: 440-350-3200 Fax: 440-350-5715 Email: mcampbell_715@yahoo.com
Twelfth District Trustee	Judge Eva D. Kessler Butler County Domestic Relations Court Government Services Center 315 High Street Hamilton, OH 45011	Phone: 513-785-5805 Fax: 513-785-5337 E-mail: kessler@butlercountyohio.org

Shading indicates only Incoming (05-06) District Trustees. All other trustees continue the second year of their term, which began in 2004.

Continued on Next Page

Board of Trustees /Committee Chairwomen 2005-2006 (Continued)

Trustee at Large	Louise Jones 300 Telford Avenue Dayton, Ohio 45419	Phone: 800-227-9597 ext. 55225 Email: louise.oess@lexisnexis.com
Trustee at Large	Sheila Salem Geauga County Prosecutor's Office 231 Main Street Chardon, Ohio 44024	Phone: 440-285-2222 ext. 5760 Fax: 440-286-4357 Email: ssalem01@yahoo.com
Trustee at Large	Denise A. Mueller, Esq. Eastman & Smith, Ltd. One Seagate, 24th Floor P.O.Box 10032 Toledo, Ohio 43699-0032	Phone: 419-247-1642 Fax: 419-247-1777 Email: damueller@eastmansmith.com
Trustee at Large	Jennifer A. Corso, Esq. Wegman Hessler Vanderburg 6055 Rockside Woods Blvd. Suite 200 Cleveland, OH 44131	Phone: 216-642-3342 Fax: 216-520-0145 E-mail: jennifer-corso@hotmail.com
Trustee at Large	Laurie J. Avery Reminger & Reminger Co., L.P.A. 405 Madison Avenue 23rd Floor Toledo, Ohio 43604	Phone: 419-254-1311 Fax: 419-243-7830 E-Mail: lavery@reminger.com
Annual Meeting 2006 (Columbus) Committee Chair	Pamela D. Houston Andrews and Pontius LLC 4817 St. Road, Suite 100 P.O. Box 10 Ashtabula, Ohio 44005-0010	Phone: 440-998-6835 Fax: 440-992-6336 Email: phouston@andrewspontius.com
Annual Meeting 2006 Co-Chair	Alice Robinson-Bond Deputy Attorney General B Crime Victims Services Section 150 E. Gay Street, 25th Floor Columbus, OH 43215	Phone: 614-466-4797 Fax: 614-752-2732 E-mail: Arobinson-Bond@ag.state.oh.us or Arobinsonbond@yahoo.com
Annual Meeting 2006 Co-Chair	Michele Shuster Kegler, Brown, Hill Ritter 65 East State Street, Suite 1800 Columbus, Ohio 43215	Phone: 614-462-5420 Fax: 614-464-2634 Email: mshuster@keglerbrown.com
Bar Associations Liaison Committee Chair	Karen Held Phipps Clark, Perdue, Arnold & Scott Co., L.P.A. 471 East Broad Street Suite 1400 Columbus, OH 43215	Phone: 614-469-1400 Fax: 614-469-1126 E-mail: khipps@cprslaw.com
Bar Associations Liaison Committee Co-Chair	Kalpana Yalamanchili Ohio State Bar Association 1700 Lake Shore Drive Columbus, OH 43204	Phone: 614-487-2050 Fax: 614-487-1008 E-mail: kyalamanchili@ohiobar.org

Committee Chairwomen 2005-2006 (Continued)

Community Services Committee Chair	Angela M. Courtwright Reminger & Reminger Co., L.P.A. 64 East State Street Capital Square, Fourth Floor Columbus, OH 43215	Phone: 614-228-1311 Fax: 614-232-2410 E-mail: acourtwright@reminger.com
Community Services Committee Co-Chair	Martha Van Hoy Thompson Hine LLP 10 West Broad Street Suite 700 Columbus, Ohio 43215-3435	Phone: 614-469-3263 Fax: 614-469-3361 E-mail: Martha.VanHoy@thompsonhine.com
Golf Outing Chair (Cleveland)	Halle M. Hebert Oldham & Dowling 195 South Main Street Suite 300 Akron, OH 44308	Phone: 330-762-7377 Fax: 330-762-7390 E-mail: hhebert@oldham-dowling.com
Golf Outing Co-Chair (Cleveland)	Cara Staley Oldham & Dowling 195 S. Main Street Suite 300 Akron, OH 44308	Phone: 330-762-7377 Fax: 330-762-7390 E-mail: cstaley@oldham-dowling.com
Golf Outing Chair (Columbus)	Monique B. Lampke Porter, Wright, Morris & Arthur LLP 41 South High Street Columbus, Ohio 43215	Phone: 614-227-2058 Fax: 614-227-2100 Email: mlampke@porterwright.com
Golf Outing Co-Chair (Columbus)	Michele A. Shuster Kegler, Brown, Hill Ritter 65 East State Street, Suite 1800 Columbus, Ohio 43215	Phone: 614-462-5420 Fax: 614-464-2634 Email: mshuster@keglerbrown.com
Golf Outing Co-Chair (Columbus)	Beth C. Bolyard Squire, Sanders & Dempsey LLP 41 South High Street Suite 1300 Columbus, OH 43215	Phone: 614-365-2700 Fax: 614-365-2499 E-mail: bbolyard@ssd.com
Judicial Selections (JCRC) Committee Chair	Susan K. Jankite Susan K. Jankite Co., L.P.A. 1253 Arlington Road Lakewood, OH 44107	Phone: 216-521-2595 Fax: 216-521-2595 E-mail: susan99@earthlink.net
Judicial Selections (JCRC) Committee Co-Chair	Janice Edgehouse Rieth Schneider, Smeltz, Ranney & LaFond, P.L.L. Eaton Center Building 1111 Superior Avenue Suite 1000 Cleveland, OH 44114-2507	Phone: 216-696-4200 Fax: 216-696-7303 E-mail: jrieth@ssrl.com

Continued on Next Page

Board of Trustees 2005-2006 (Continued)

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You are Invited to a
**Heart Disease Forum/Luncheon
in Columbus, Ohio**

Date: Tuesday, September 13, 2005

Time: 11:30 a.m. to 1 p.m.

Where: Hyatt Regency
Nationwide Plaza
350 North High Street
Columbus, Ohio 43215

Speaker: Gail Hogan (former newsanchor)

Cost: \$25 for OWBA members
\$35 for non-OWBA members
*Persons purchasing 8 or more tickets at a time
can receive tickets at a flat rate of \$25.00 per
ticket.

Bring a friend and come get smart about heart disease! Please complete the attached
registration form by **September 1, 2005**, and return it to Barbara A. Roubanes, Esq. at

Barbara A. Roubanes Co., L.P.A.
175 South Third Street, Suite 350
Columbus, Ohio 43215
or fax to (614) 221-8957

See Registration Form on the Next Page

2005 OWBA Heart Disease Forum/Luncheon in Columbus, Ohio

Registration Form

_____ COUNT ME IN! Yes, I will attend this event.
_____ I am an OWBA member! (The cost is \$25)
_____ I am not an OWBA member. (The cost is \$35)
_____ I am purchasing a group of 8 or more tickets at a flat
rate of \$25.00 per ticket. I need _____ (8 minimum) tickets.

Name _____

Address _____

City _____ State ____ Zip _____

Phone _____

Email _____

Please make all checks payable to OWBA and send your form and check
by September 1, 2005 to:

Barbara A. Roubanes, Esq.
Barbara A. Roubanes Co., L.P.A.
175 South Third Street, Suite 350
Columbus, Ohio 43215
(614) 221-8113
Fax (614) 221-8957
bar@roubaneslaw.com



Seeing Red All Year Long

It's a simple fact: cardiovascular disease is the No. 1 killer of women.

Because so many women do not know the risk that heart disease and stroke pose to their lives, the American Heart Association is committed to spreading the word through our **Go Red For Women** campaign.

In our second year, we have already seen tremendous success with the Go Red For Women initiative. Women and men across the country don red during the high-profile month of February, but that's just a start in educating the public so we can save and improve the lives of all women. The American Heart Association's ultimate goal is to help women take charge of their heart health, make it a top priority and live stronger, longer lives.

Heart disease and stroke claim more women's lives each year than the next five causes of death combined, and nearly twice as many as all types of cancer, including breast cancer. And while 90 percent of women feel they have power over their health, only 27 percent say their health is a top priority, according to a recent American Heart Association survey. This lack of urgency about personal health contributes to the deaths of more than 500,000 women every year from cardiovascular disease.

As a visible reminder to embrace positive health decisions, the Go Red For Women campaign has adopted the red dress as a symbol that our country is losing too many mothers, sisters, wives and friends to heart disease, and to encourage all women to take care of their health.

Go Red For Women is just getting started in taking its message to the public. Our multi-year campaign features consumer and patient education materials, women and heart disease Web pages, public educational opportunities, and initiatives to educate legislators about the importance of women's cardiovascular health. We've issued new prevention and treatment guidelines for the medical community focusing on women and heart disease, and released the findings of a new national women's heart disease survey at a February New York City press conference and in the February issue of the medical publication *Circulation: Journal of the American Heart Association*. Nationally, Go Red For Women enjoys the sponsorship of well-known retailer Macy's.

Here in Columbus, the Columbus Division of the American Heart Association kicked off a year-long campaign with a "Columbus Wear Red Day for Women" Feb. 4 at Columbus City Hall. Elected officials, media and leaders with the American Heart Association encouraged the community to wear red on that day in support of women affected by heart disease or stroke. Many of the American Heart Association's local corporate partners held Wear Red Days at their workplaces, offering employees the option of making a \$5 contribution to wear jeans and red. Wear Red Day has proved so popular, we will continue to promote it the first Friday of every February.

Houses of worship also volunteered to participate in Go Red For Women at Worship on a day of their choice during the month of February. Faith-based organizations received free information from the American Heart Association's Columbus office.

Our next big push to promote the cardiovascular health of the most important person in many of our lives was on Mother's Day. Mothers do so much for their families, yet seldom pay the necessary attention to ensure they'll continue to be there for their loved ones for as long as possible. The American Heart Association encouraged central Ohioans to mother their moms with a loving suggestion to check and monitor their cardiovascular health and spread the word to others by wearing a red dress pin, not only in May but also throughout the year.

Women's Health Month is observed in September, so take this opportunity to get the women in your life — your mom, your sister, your wife or your daughter — to make health a priority before 2005 ends. Give them a copy of *Ten Ways to Take Charge of Your Health* from the American Heart Association and encourage them to take these tips to heart.

If you don't already have a red dress pin, then call for a free pin compliments of the American Heart Association. Call **1-888-MY-HEART** or go online to www.americanheart.org.

Working together, we can continue to Go Red For Women not just on certain days, but help women incorporate lifestyle decisions that will keep them "seeing red" and keeping cardiovascular disease prevention in the forefront of public attitudes. ■



Ten Ways to Take Charge of Your Health

Doctor

1. **Make a date (and keep it).** Each year on your birthday schedule a check-up with your doctor. Have your blood pressure, cholesterol and glucose levels checked, and ask your doctor to help you reach or maintain a healthy weight.

Physical Activity

2. **Tone up as you tune in.** Step, march or jog in place for at least 15 minutes a day while you're watching television. Increase your activity by 5 minutes each week until you're getting at least 30 minutes on most days of the week.
3. **Grab some H₂O when you go.** Take a water bottle with you wherever you go. You can get plenty of water and the bottle's weight will strengthen your arms.

Eating

4. **Keep out of sight, out of mouth.** Keep unhealthy food hidden away. Put raw veggies and fruits in the front of your refrigerator. Keep healthy snacks in the front of your pantry so you'll see them first. If you'll keep grabbing healthy foods at least 21 times, you'll soon make them a habit. Also, look for the American Heart Association's heart-check mark. This easy, reliable grocery shopping tool helps you identify food that can be part of a sensible eating plan.
5. **Eat Right to Control Cholesterol.** Foods high in saturated fat can lead to high cholesterol. Help keep your cholesterol down by eating foods low in saturated fat, such as lean chicken or turkey (roasted or baked, with skin removed), fruits and veggies, low-fat or fat-free dairy products, and whole grains. Look for American Heart Association cookbooks in your local bookstore for healthy and delicious recipes.
6. **Shake the salt habit.** Help lower high blood pressure by watching your salt intake. Often you'll find it disguised in food labels as sodium alginate, sodium sulfite, sodium caseinate, disodium phosphate, sodium benzoate, sodium hydroxide, monosodium glutamate (MSG) and sodium citrate.

Smoking

7. **Kick butts.** If you smoke, quit. Try this four-step way to snuff your habit. Day 1, cut the number of cigarettes you smoke by half. Day 3, cut the number of cigarettes you smoke in half again. Day 5, cut your smoking in half again. On your quit day — quit!

Overweight and Obesity

8. **Be a good loser.** Excess weight increases your risk of heart disease, stroke and diabetes. To achieve steady, painless weight loss, take it easy. Eat 200-300 calories less each day, and exercise at least 30 minutes on 5 days a week or more and you'll get closer to your goal.

General

9. **Don't let a slip keep you down.** If you get off your exercise schedule, have a cigarette or mess up on a meal, just get back on track immediately with more determination to establishing a healthy lifestyle.
10. **Say "Yea for me!"** Keep track of your achievements in exercising, losing weight or quitting smoking. When you reach a goal, reward yourself by doing something you enjoy.



Fitness even more important to women than men

Physical fitness levels predict death in women more than in men, according to a recent study about women and heart disease. Findings from the Chicago-based St. James Women Take Heart

Project could lead to changes in how doctors test and treat women who have no outward signs of heart disease.

Researchers, who started the study in 1992 and followed 5,721 Chicago women, say physical fitness was a stronger predictor of death than other measures, such as the Framingham Risk Score, a questionnaire based on cholesterol, age, blood pressure, diabetes and smoking.

“Earlier studies showed an association between poor exercise capacity and poor survival in men with or without heart disease, but this is the first study large enough to examine the issue in a cross-section of healthy women,” says Martha Gulati, M.D., M.S., an assistant professor of medicine and preventive medicine at Rush Presbyterian St. Luke’s Medical Center in Chicago.

The average age of the women was 52. None of them had heart disease; many had high blood pressure, high cholesterol, diabetes or other risk factors. At the study’s start, each woman had an exercise stress test on a treadmill that became steeper and faster every three minutes until she became breathless, dizzy or exhausted.

Researchers measured fitness level, also called exercise capacity, in metabolic equivalents (MET). Fitness levels ranged from 1.5 MET for those with the lowest exercise capacity to 20 METs for the most physically fit women. The average fitness level was 8 METs. Researchers compared women’s exercise capacity to death from all causes during the next eight years.

“For every 1-MET increase in exercise capacity, there was a 17 percent decrease in the risk of death,” Gulati says.

A similar study on men without heart disease conducted at the Cooper Aerobics Center/Cooper Clinic in Dallas found a 7.9 percent decrease in death in men for every one minute increase in exercise time, an amount of exertion that is nearly equivalent to 1 MET. The average MET score for those who survived was 8.0, compared to 6.2 for those who died.

During the follow-up period, 180 people (3.2 percent) died. The risk of death doubled for those in the 5- to 8-MET exercise capacity category compared to those above 8 METs.

“Currently, no one recommends routine exercise testing in healthy individuals,” Gulati says. “Our study has demonstrated a clear clinical rationale for routine stress testing in asymptomatic women. Furthermore, the achieved exercise capacity should be interpreted and translated to the patients to provide important prognostic information.”

“This is one of the most important public health issues, and we’ve got to start attacking it,” Gulati says.

In an accompanying editorial, Daniel B. Mark, M.D., M.P.H., and Michael S. Lauer, M.D., of the Duke Clinical Research Institute in Durham, N.C., wrote that Gulati’s study “provides the most unambiguous evidence to date of its (exercise’s) independent prognostic importance.”

However, they stop short of recommending exercise testing for asymptomatic patients. This and similar studies clearly imply that improving exercise capacity will improve prognosis, but that hypothesis has not been adequately tested, they maintain.

“To assess whether modifying exercise capacity alters survival, we need randomized trial data,” the editorial concludes. Mark and Lauer stressed that “great benefits” could result, if the findings showed that physicians could target the most unfit members of our society “before they develop chronic disease.” ■

These health related informational articles are provided to you in anticipation of OWBA’s Heart Disease Forum on September 13th (see Pages 13-14).

Ohio Tort Reform

Executive Summary

On December 8, 2004, the Ohio General Assembly passed Senate Bill 80 (the “tort reform legislation” or “S. 80”), a landmark piece of legislation that is the legislature’s most recent attempt at tort reform. The General Assembly’s previous attempt, made effective in 1997, was declared unconstitutional *in toto* by the Ohio Supreme Court in *State v. Sheppard*, 715 N.E.2d 1062 (Ohio 1999). Governor Taft signed S. 80 on January 6, 2005, and it became effective on April 6, 2005. The changes will modify aspects of Ohio Tort and Damages law, and may be classified into five general categories: Damages, Product Liability, Negligence, Procedure, and Miscellaneous.

Damages

Arguably, the most significant reforms contained in the Ohio tort reform legislation are those relating to noneconomic damages and exemplary/punitive damages. (The latter is reviewed in the following section). Noneconomic loss as defined by the tort reform legislation means “non-pecuniary harm . . . including . . . pain and suffering, loss of society, consortium, companionship, [or] any other intangible loss.” O.R.C.

§ 2315.18(A)(4). The tort reform legislation restricts noneconomic awards only, and expressly provides that there shall be no limitation on the amount of compensatory damages representing economic loss.

Noneconomic loss awards are restricted to the greater of \$250,000 or three times the amount of economic damages, not to exceed \$350,000 per plaintiff and \$500,000 per occurrence. § 2315.18(B)(2). This cap is not applicable, however, in cases of catastrophic injury, which is defined as injury resulting in “permanent and substantial physical deformity, loss of use of a limb, or loss of a bodily organ system,” § 2315.18(B)(3)(a), or “a permanent physical functional injury that permanently prevents the injured person from being able to independently care for self and perform life sustaining activities.” § 2315.18(B)(3)(b). In addition to capping the amount of compensatory damages that may be awarded for noneconomic loss, the tort reform legislation circumscribes what the trier of fact may consider in determining its award. Specifically, the legislation provides that in determining an award of compensatory damages for noneconomic loss the trier of fact shall not consider a defendant’s alleged “wrongdoing, misconduct, or guilt,” “wealth or financial resources,” or any “other evidence that is offered for the purpose of punishing the defendant.” § 2315.18(C)(1)-(3). The tort reform legislation also requires that the jury apportion by special interrogatory the total compensatory damages representing damages for noneconomic loss. § 2315.18(D).

In addition to its provisions capping the amount of damages that may be awarded for noneconomic loss, restricting the evidence that a trier of fact may consider in making such an award, and requiring apportionment by way of special interrogatory, the tort reform legislation establishes an extraordinary post-judgment procedure through which a defendant against whom compensatory damages for noneconomic loss have been awarded may challenge that award as excessive. § 2315.19. This procedure requires a reviewing court to consider, among other things, (1) whether the evidence or the arguments of the attorneys inflamed the passion or prejudice of the trier of fact, resulted in the improper consideration of the defendant’s wealth, or resulted in the improper consideration of the misconduct of the defendant; and (2) whether the award is in excess of awards involving

comparable injuries to similarly situated plaintiffs, and, if so, whether there are extraordinary circumstances to account for this excess. The tort reform legislation further requires any court upholding an award of compensatory damages for noneconomic loss to set forth in writing its reasons for doing so. § 2315.19(B). An appeal of a trial court's ruling may be taken by a defendant to be reviewed *de novo* by an appellate court. § 2315.19(C).

The tort reform legislation contains six major provisions respecting punitive damages. First, the tort reform legislation caps awards for punitive or exemplary damages for each defendant at “two times the amount of the compensatory damages awarded to the plaintiff from that defendant.” § 2315.21(D)(2)(a). Second, punitive or exemplary damages against an individual small employer or an individual is capped at “the lesser of two times the amount of the compensatory damages awarded to the plaintiff from that defendant or ten percent of the employer's or individual's net worth when the tort was committed up to a maximum of \$350,000.” § 2315.21(D)(2)(b). (The tort reform legislation defines “small employer” as any employer “who employs not more than 100 persons on a full time permanent basis, or, if the employer is classified as being in the manufacturing sector by the North American Industrial Classification System, . . . an employer who employs not more than 500 persons on a full time permanent basis.” § 2315.21(A)(5)). These caps on punitive or exemplary damages would not apply, however, where a defendant has been convicted of a felony with respect to the conduct at issue and where the required mental state for commission of that felony is “purposely” or “knowingly.” § 2315.21(D)(6).

Third, the legislation requires—upon motion by any party—that an action be bifurcated. § 2315.21(B)(1). In the first stage of a proceeding, the trier of fact would determine whether and to what extent compensatory damages should be awarded. § 2315.21(B)(1)(a). Only if the trier of fact awards compensatory damages does the proceeding continue to the second stage, where evidence relevant to the question of punitive or exemplary damages is presented. § 2315.21(B)(1)(b).

Fourth, the tort reform legislation narrows the range of conduct supporting an award of punitive damages. Specifically, the old version of § 2315.21(B)(1) provides for punitive or exemplary damages where a defendant demonstrates “malice, aggravated or egregious fraud, oppression, or insult, or the defendant as principal or master authorized, participated in, or ratified actions or omissions of an agent or servant.” The tort reform legislation eliminates the “oppression or insult” language from this subsection.

Fifth, the tort reform legislation provides that punitive or exemplary damages may not be awarded against a defendant from whom punitive or exemplary damages have already been collected in any other state or federal court respecting the same act or course of conduct if the punitive or exemplary damages already collected exceed the legislation's new caps. § 2315.21(D)(5)(a). The legislation includes two exceptions to this “same act or course of conduct” rule, however. Punitive or exemplary damages would be recoverable even though based on the same act or course of conduct for which punitive or exemplary damages have already been awarded in a different court if: (1) the court determines by clear and convincing evidence that the plaintiff will offer “new and substantial evidence of previously undiscovered, additional behavior” supporting the award of punitive or exemplary damages; or (2) the court determines by clear and convincing evidence that the total amount of prior punitive or exemplary damage awards was insufficient to

punish the defendant’s behavior and to deter that defendant and others from similar behavior in the future. § 2315.21(D)(5)(b)(i) – (ii).

Finally, the tort reform legislation eliminates prejudgment interest on punitive or exemplary damages.

§ 2315.21(D)(3). The legislation also provides that courts “shall instruct the jury regarding the extent to which an award of compensatory damages or punitive or exemplary damages is or is not subject to taxation under federal or state income tax laws.”

§ 2315.01(B).

Product liability

The tort reform legislation expands the “government standards defense” – immunizing manufacturers from punitive or exemplary damages – to include over-the-counter drugs, medical devices, and non-drug manufacturers. § 2307.80(C)-(D).

The legislation also intends to replace all common law product liability causes of action with statutory definitions for each cause of action or claim. This effectively overturns *Carroll v. Allied Products Corporation*, 78 Ohio St. 3d 284 (1997), a contrary decision. § 2307.71. Of course, it is not at all clear—given the *Carroll* decision—whether the General Assembly has the constitutional authority to eliminate all common law products liability actions. The constitutionality of this tort reform provision can be expected to be tested in the courts.

S. 80 modifies Ohio Products Liability statute by eliminating the “consumer expectations” test as a stand-alone test for design defect causes of action. Instead S. 80 makes it only one of a laundry-list of factors to be considered as part of the trier of fact’s risk/benefit analysis, which is determinative. § 2307.75(A). Also, § 2307.75 as amended by the tort reform legislation now provides that “[a] product is not defective in design . . . if, at the time the product left the control of its manufacturer, a practical and technically feasible alternative design or formulation was not available that would have prevented the harm for which the claimant seeks to recover compensatory damages without substantially impairing the usefulness or intended purpose of the product.”

§ 2307.75(F). In other words, new § 2307.75 adds to the risk/benefit test a requirement that the plaintiff prove that there existed a reasonable alternative design available to the manufacturer at the time of distribution.

Negligence

The new legislation allows evidence of non-use of a seat belt to be introduced in tort actions for the purpose of reducing non-economic damage awards (but not as evidence of comparative negligence).

§ 4513.263(F)(1).

Procedure

S. 80 establishes a ten-year statute of repose for product liability claims against manufacturers or suppliers of products. § 2305.10(C)(1). There are several notable exceptions, however – including one for asbestos claims. § 2305.10(C)(6). The legislation also provides that the ten-year statute of repose shall be retroactively applicable to all claims filed on or after the effective date of the legislation (April 6, 2005), irrespective of the claims accrual date. § 2305.10(F). (The ten-year statute of repose is *not* applicable, however, to actions pending *before* April 6, 2005.)

Also, the tort reform legislation creates a “borrowing statute” of sorts, which would apply to reduce the limitations period where the cause of action in question accrued in a different “state, territory, district, or foreign jurisdiction” and the statute of limitations for the cause of action if brought there is shorter than the statute of limitations for the cause of action under Ohio law. § 2305.03(B).

Miscellaneous

The legislation contains a provision limiting successor asbestos-related liabilities. § 2307.97. The limitations are very limited, however, and apply only to: (1) a successor that became a successor prior to January 1, 1972; or (2) any successor to a prior successor so long as the prior successor became a successor before January 1, 1972. § 2307.97(B)(1)-(2).

The tort reform legislation partially abrogates the traditional “collateral source rule,” the evidentiary principal providing that evidence of compensation from collateral sources is not admissible to reduce the damages for which a tortfeasor is otherwise responsible. The tort reform legislation amends the rule to generally allow for the admission of evidence of such compensation and bars such evidence only if the source of collateral benefits has a mandatory self-effectuating federal right of subrogation, a contractual right of subrogation, or a statutory right of subrogation or if the source pays the plaintiff a benefit that is in the form of a life insurance payment or a disability payment not paid for by plaintiff’s employer (where plaintiff’s employer is a defendant in the action). § 2315.20(A).

Limited Retroactive Application

“Generally, a statute is presumed to be prospective unless it is expressly made retroactive by the legislature. Therefore, in the absence of a clear legislative intent to the contrary, the statute applies only to cases that arise subsequent to the enactment.” *In re Brenna E.*, 705 N.E.2d 728, 730 (Ohio Ct. App. 6th Dist.) (citing O.R.C. § 1.48, and *Van Fossen v. Babcock & Wilcox Co.*, 522 N.E.2d 489, 494-95 (Ohio 1988)).

Generally, the tort reform legislation does not contain express retroactive language and thus the legislation does not generally apply to causes of action that accrued or will accrue before April 6, 2005 (when the legislation becomes effective). Notable exceptions with respect to the provisions outlined above are (1) the 10-year products liability statute of repose, which is partially retroactive in that it applies to all cases filed on or after April 6, 2005 (irrespective of whether the causes of action giving rise to those cases accrued before that date); and (2) the asbestos successor-liability limitation provision, which is fully retroactive § 2307.97(E).

LEGAL RECRUITING SPECIALISTS SINCE 1989

Major Legal Services is Ohio's premier recruiting company for attorneys, paralegals, administrators, legal secretaries and medical-legal personnel. Our goal is to fulfill the contract and permanent staffing needs of law firms and corporate legal departments, and to exceed their expectations for quality personnel.

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9. **Records Retention Manager:** Akron corporation seeks an experienced Records Manager to implement and manage a national corporate records retention plan. Four year degree and certification of records management required. Competitive compensation and benefits package.
10. **Temporary:** MLS is screening candidates for upcoming temporary assignments. In-house and law firm settings. Competitive hourly rate compensation for both experienced and entry-level paralegals.



OWBA Member Focus: Beth Bolyard

Beth Bolyard, OWBA's Columbus Golf Outing Committee Co-Chair, is new to the OWBA. She joined at the beginning of 2005, seeking a broader membership than local city and county bar associations. Since her employer (Squire, Sanders & Dempsey) has offices in three Ohio cities, it serves as an advantage to meet members throughout the state. Another perk was the many leadership opportunities available in the OWBA.

When asked what her favorite events attended thus far were, she indicated that the Networking Dinner (held in February at Cameron Mitchell's "M" Restaurant in Columbus) was a great evening of socializing and meeting other female attorneys and executives from the Central Ohio area. Also, the Breast Cancer Forum was a great motivator for the *Race for the Cure*. She brought a client with her and were both inspired, educated about breast cancer, and even participated in the *Race for the Cure* in Columbus! She will be an attendance at OWBA's upcoming Financial and Retirement Planning Dinner, and the Golf Outing in Columbus.

Beth practices in the real estate and corporate group at SSD. Most of her clients are large banks/lenders, tax credit syndicators and investors. She also works with developers and does general real estate, leasing and corporate matters. Her favorite kind of projects involve rehabilitating historic structures into residential lofts or for unique commercial uses.

One of the most interesting cases she has handled was acquired by SSD in the 2002 timeframe. Beth started working on it in 2004 and will probably not finish it for years to come. It involves the rehabilitation and development of

over 1300 residential units in Franklin County using several layers of financing from HUD, the State of Ohio, Franklin County and the City of Columbus, as well as equity investors. Because the project has so many constantly active parts, she finds herself often "putting post-it notes all over [her] desk, files, computer, walls... wherever [she] finds space!"

When asked to comment on her biggest challenge as a working attorney, it was the added responsibility of motherhood that stood out. She loves where she is in her career, and the type of work she does. But managing the workload and client expectations as effectively as possible, while trying to maintain balance between home and office has been her biggest challenge in the last year of being a new mom. Working at a large firm and technology help by offering her more flexibility.

Her husband, Wes, works at The Ohio State University, and they have a son who will be turning 1 at the end of July. They also have a dog named Higgy who is a rescued boxer mix. Although her family keeps her busy, they enjoy traveling and are always hosting or going to visit family and friends. They enjoy golfing, camping and fishing, catching up with friends and, weather permitting, meeting them at *Easton* for food and shopping. ■

Founding Members Form New Cleveland Law Firm

Barbara J. Smith and Pamela N. Hultin (Founding members of OWBA) have formed the law firm of Smith&Hultin LLC at 100 N. Main Street, Suite 350 in Chagrin Falls, Ohio 44022 on May 1, 2005. The firm's practice will focus on business law, commercial litigation, health law, nonprofit law, employment law, employment litigation and estate planning.

Hultin, a member of the Cleveland Bar Association Executive Committee and Board of Trustees, was formerly a partner at McCarthy, Lebit, Crystal and Liffman. She was admitted to practice in Colorado in 1973 and Ohio in 1989. Her practice is in business and general litigation.

Smith was formerly a partner at Schottenstein Zox & Dunn, and is a former President of the Cleveland Bar Association. She was admitted to practice in Ohio in 1977 and devotes her practice to nonprofit and health law, estate planning and business law.

Both Smith and Hultin were named 2005 Ohio Super Lawyers.

OWBA's Annual Meeting 2005 In Review

The Ohio Women's Bar Association 2005 Annual Meeting was truly successful and memorable. Held on April 29th, we hosted Pamela R. Mackey, best known for her recent defense of Kobe Bryant. She came as our guest speaker from Denver Colorado to a group of over 160 men and women at the Cleveland Athletic Club. She practices criminal defense and complex civil litigation as a shareholder at Haddon, Morgan, Mueller, Jordan, Mackey & Foreman, P.C. in Denver, Colorado. She regularly speaks and publishes in the area of criminal defense.

Ms. Mackey shared some of her insights and lessons learned in the past few years as she handled one of the most widely recognizable cases in the United States relating to sports as she defended Kobe Bryant. She shared some of her experiences, lessons learned, and how her life was affected by the Kobe Bryant case; and by the legal community, colleagues, and women in general as she participated in this controversial case.

OWBA presented its Third Annual *Family Friendly Award* to TWO recipients this year. The recipients were *Cuyahoga County Prosecutor William D. Mason*, and *Geauga County Prosecutor David P. Joyce*, the first government law offices to be recognized for their efforts to ensure lawyers can take care of families and have successful careers. Both County Prosecutors understand the importance of family and the value of work arrangements that support a healthy work/life balance. Since taking office in 1999, William D. Mason, a father of four, has created part-time, flex-time and job sharing positions in his office, where none existed before. David Joyce, a father of three, also offers part-time and flexible work arrangements, along with telecommuting opportunities, such as laptop and cellular phones, so attorneys can work from home with relative ease.

Both employers recognize that making efforts to accommodate assistant prosecutors saves taxpayer dollars by retaining talented lawyers in government service. "Bill Mason is sensitive to the delicate balance between work and family. He is an exemplary model for his employees", stated OWBA member Colleen Majeski, who nominated Mr. Mason. "Unlike other legal employers that offer part-time and flexible work arrangements but may not provide attorneys with support when they choose to take advantage of these options, Mr. Joyce has been extremely supportive of any attorney seeking to take advantage of a flexible work arrangement", wrote OWBA member Sheila Salem in nominating Mr. Joyce.

The OWBA commends both County Prosecutors for their dedication to public service and support for alternative work arrangements. The OWBA's *Family Friendly Award* is part of a national effort by the American Bar Association to support 'balanced-lives initiatives' and to increase awareness of issues affecting work and family balance for lawyers.

The 2005 *Justice Alice Robie Resnick Award of Distinction* was presented to Mary Ann (Mickey) Rabin. Ms. Rabin is a nationally recognized bankruptcy practitioner and a founding partner of Rabin & Rabin Co., L.P.A. She focused her practice on debtor-creditor law, real estate, probate and commercial litigation for over twenty-seven years. She practices with two of her three children including her daughter and law partner, Julie Rabin.

Outgoing president **Halle M. Hebert**, awarded this year's *President's Choice* award to Michele A. Shuster of Kegler, Brown, Hill & Ritter LPA in Columbus. The award is presented annually to a deserving member by the outgoing president to a member who contributed to the OWBA with her energy, talent, time and vision. Ms. Shuster is the current OWBA treasurer. Ms. Hebert, who is an associate with the law firm of Oldham & Dowling in Akron, also passed the gavel to 2005-2006 Incoming President **Monique B. Lampke** of Porter, Wright, Morris & Arthur LLP in Columbus. The current 05-06 Officers and Trustees, including the new incoming members who were sworn-in by The Honorable Judge Ann Dyke are listed beginning on Page 8.



Incoming President Monique B. Lampke, President-Elect Pamela D. Houston, Founding OWBA Member Pamela N. Hultin, Keynote Speaker Pamela R. Mackey, Vice President Susan E. Petersen and Outgoing President Halle M. Hebert at the Annual Meeting.



President's Choice Award Recipient Michele A. Shuster with Halle M. Hebert.



Justice Alice Robie Resnick Award of Distinction Recipient Mary Ann (Mickey) Rabin with Pamela R. Mackey



Members in the News

Weltman, Weinberg & Reis Co., L.P.A., the nation's largest creditors' rights law firm based on placements and revenue according to *Collection & Credit Risk* magazine, welcomes **A. Elizabeth Cargle** to the litigation and defense department in the Cleveland, Ohio office. Ms. Cargle will be concentrating on litigation and defense and can be reached at 216-685-1107, via fax at 216-363-4121 or ecargle@weltman.com.

Legal Notes

Cleveland, Ohio, May 31, 2005 – The Ohio Court of Appeals, Eighth Appellate District, announces the release of *State v. Lett*, Cuyahoga App. Nos. 84707 and 84729 and *State v. Atkins-Boozer*, Cuyahoga App. No. 84151, both involving major issues relating to Ohio's sentencing law. In opinions written by Judges Michael J. Corrigan and Collen Conway Cooney, the Eighth District Court of Appeals, sitting en banc, has upheld the constitutionality of Ohio's sentencing scheme relating to nonminimum, maximum, and consecutive sentences. The full text of the opinions may be accessed from the Eighth District Court of Appeals at: www.cuyahoga.oh.us/appeals.

Working Parent Forum in the Works

OWBA is in the process of putting together its first **Working Parent Forum** in Cleveland on December 1, 2005 at *The Forum* or Columbus in early 2006. Come attend this Forum and learn more about how to better balance family with work. Ideas for this Forum include a possible CLE component for short seminars dealing with the Family Medical Leave Act, legal rights for women on maternity leave, trends in the effort to accommodate and retain working parents in the work place (including part-time or reduced schedules or telecommuting), how to be a family-friendly employer, and others. Possible guest speakers include speakers from Working Mother magazine or Blue Suit Mom.com.

If you are interested in being a presenter at this Forum on a substantive legal issue related to working parents, or would like to help organize this Forum, please contact OWBA Ninth District Trustee, Elizabeth Cargle, Esq. at 216-685-1107 or ecargle@weltman.com

You are Invited to a
**Financial and Retirement Planning
Luncheon**

Date: Wednesday, July 20, 2005
Time: 11:30 a.m. to 1:30 p.m.
Where: The Forum at One Cleveland Ctr.
1375 E. 9th Street
Cleveland, Ohio
(216) 241-6338
Host: Merrill Lynch

Speakers:
The Simonton-Hanosek Team, including:
Cary Patton Hanosek
Rick Simonton
Chris Doyle

Cost: Free for OWBA members
\$10 for non-OWBA members

Bring a friend and enjoy a great lunch as folks from Merrill Lynch discuss:

Building Your Wealth Managing Assets and Liabilities Protecting Your Family
Balancing Risk and Returns Education Planning 401(K) Retirement
Questions to Ask Investment Advisors

Please complete the attached registration form by **July 18, 2005** and return it to Monique B. Lampke, Esq., Porter, Wright, Morris & Arthur, 41 South High Street, Columbus, Ohio 43215 or fax (614) 227-2100.

A special thanks to Merrill Lynch for hosting this luncheon.

2005 OWBA Financial and Retirement Planning Luncheon in Cleveland, Ohio

Registration Form

_____ COUNT ME IN! Yes, I will attend this event.
_____ Yes, I am an OWBA member! (If so, the cost is FREE!)

Name _____
Address _____
City _____ State ____ Zip _____
Phone _____
Email _____

_____ No, I am not an OWBA member. (The cost is \$10)
Name _____
Address _____
City _____ State ____ Zip _____
Phone _____
Email _____

Please make all checks payable to **OWBA** and send your form and check, if needed, by **July 18, 2005** to:

Monique B. Lampke, Esq.
Porter, Wright, Morris, and Arthur LLP
41 South High Street-29th Floor
Columbus, Ohio 43215
(614) 227-2058
Fax (614) 227-2100
mlampke@porterwright.com

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OWBA

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