



COMMUNICATOR

Newsletter of the Volusia County Bar Association ~ February 2022

MEMBERSHIP MEETING

VCBA & VFAWL WELCOME FLORIDA BAR PRESIDENT MICHAEL TANNER

Tuesday, February 1, 2022 ~ 11:45 a.m. - 1:00 p.m.

This has been changed to a Zoom meeting

[REGISTER](#)

YOU ARE CORDIALLY INVITED TO

THE CELEBRATORY INVESTITURE

FOR

THE HONORABLE ALICIA WASHINGTON

AND

THE HONORABLE JOAN M. ANTHONY

AS CIRCUIT JUDGES FOR THE SEVENTH JUDICIAL

CIRCUIT OF THE STATE OF FLORIDA

FRIDAY, FEBRUARY 4, 2022, 2:30 P.M.

AT THE MARY McLEOD BETHUNE PERFORMING

ARTS CENTER ON THE CAMPUS OF

BETHUNE COOKMAN UNIVERSITY

698 INTERNATIONAL SPEEDWAY BLVD.

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MASKS AND SOCIAL DISTANCING WILL BE REQUIRED

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Important Notice from the Clerk of Court

To all Criminal and Juvenile Delinquency Practitioners:

In response to the passage of the crime victim rights constitutional amendment, commonly known as Marsy's Law, the Florida Supreme Court released SC20-1128, In Re: Amendments to the Florida Rule of General Practice and Judicial Administration, on Thursday, November 18, 2021, adopting new Rule 2.423 (FRGP&JA). You can view the opinion here: [SC20-1128, In re: Amendments to Florida Rule of General Practice and Judicial Administration 2.423.](#)

The new Rule provides that filers of court documents shall limit the presence of crime victim identifying information in accordance with rule 2.425(a)(3) or file a "Notice" with each court filing that contains confidential crime victim information when Marsy's law has been invoked.. A crime victim, the filer, a party, or any affected nonparty may file a "Notice" of Confidential Crime Victim Information within Court Filing" at any time. The Notice shall identify the precise location of the confidential information within the document being filed.

Please note that the Clerk of Court does NOT have authority to redact or protect victim information in court filings if this Notice is not filed. If a "Notice" is filed, the clerk of court shall review the filing identified as containing confidential crime victim information to determine whether the purported confidential information is facially subject to confidentiality. However, the Notice is not required when an entire case file is maintained as confidential.

A fill-able template "Notice of Crime Victim Information Within Court Filing" is available for your convenience on the Clerk's website. http://www.clerk.org/pdf/CL-0412-Notice_of_Confidential_Crime_Victim_Information_Within_Court_Filing.pdf

Once a Notice is filed, if the clerk determines that the information is not confidential, the clerk shall notify the filer in writing within 5 days of filing the notice and thereafter shall maintain the information as confidential for 10 days from the date such notification by the clerk is served. The information shall not be held as confidential for more than that 10-day period unless a motion has been filed pursuant to rule 2.420(d)(3).

If you have any questions or concerns about the new Rule, contact the Clerk of Court at laura@clerk.org.

LAURA E. ROTH, Clerk of the Circuit Court
Seventh Circuit, Volusia County, Florida
386-337-1011



For further information contact:

E. Dawn Kowalski, CLM

386-254-6875, dkowalski@daytonalaw.com

SMITH BIGMAN BROCK ELECTS NEW PARTNER

Daytona Beach, January 27, 2022 – Smith Bigman Brock, P.A., 444 Seabreeze Boulevard, Suite 900, is pleased to announce the election of a new partner, Elizabeth A. Myers, effective January 1, 2022. Liz has been with the firm since 2017. Since that time, her years of service have made significant contributions to the firm and its clients. She has become part of the firm's insurance defense litigation practice group and focuses on automobile negligence defense, medical malpractice defense, and general civil litigation.

Ms. Myers holds a Juris Doctorate from the University of California, Davis School of Law, and a Bachelor of Arts from the University of Virginia. She was the Senior Symposium Editor for the UC Davis Law Review and served as a Student Advocate in the Immigration Law Clinic. She is also a King Hall Public Service Law Graduate, demonstrating her commitment to serving the community. While pursuing her law degree, Ms. Myers attended the International Law Program at the University of Leiden in the Netherlands and interned with the International Criminal Tribunal for former Yugoslavia (ICTY) and the Grotius Centre for International Legal Studies at Leiden University. She has lived and traveled in Argentina, Uruguay, and South America and is proficient in Spanish. See her [full bio](#).

"The firm is excited to welcome Ms. Myers as a partner. She is an outstanding lawyer who works diligently to provide the firm's clients with the highest level of service and commitment to excellence that our firm has been known for in Volusia and Flagler Counties and surrounding areas for more than three decades." said Jeffrey P. Brock, the firm's President.

About Smith Bigman Brock, P.A.:

Founded in 1988 and located in Daytona Beach, Florida, the law firm of Smith Bigman Brock, P.A. has built a widespread reputation for our attorney's shared commitment to excellence in serving diverse businesses, individuals, and families throughout Volusia County and beyond. The past and present members, associates, and staff of our law firm have been an integral part of the Daytona legal and business community for several decades. For more information, visit our website at <http://www.daytonalaw.com>

VACANCY ANNOUNCEMENT #22-25

JUDICIAL LAW CLERK

United States District Court | Middle District of Florida
Jacksonville Division

Details

Location

Jacksonville, FL

Salary Range

\$66,214 to \$111,521

Term

One or two year term

Start Date

Summer 2022

Deadline

Open until filled

Interviews

Scheduled as applications are reviewed

How to Apply

Applicants should submit a cover letter, current resume with day and evening telephone numbers, writing sample, up to three letters of recommendation, and a law school transcript to Federal Clerkship, Attn. Jacksonville Law Clerk Vacancy # 21-26, 300 N. Hogan Street, Suite 5-211, Jacksonville, Florida 32202. Resumes must contain GPA and class rank, if available. All resumes will be considered when received. Selected interviews will be scheduled until the position is filled. Facsimiles will not be accepted. Due to the volume of applications usually received, receipt of individual applications will not be acknowledged.

Position Overview

The judicial law clerk serves as legal advisor to the Honorable Joel B. Toomey, United States Magistrate Judge, including the management of civil and criminal cases, the researching of issues of law, and the drafting of orders. The caseload in the jurisdiction is heavy, and the types of cases presented are varied and often involve novel issues of law. While the nature of the matters presented is serious, the office environment is personable. There is daily interaction with the Judge and other law clerks concerning legal and court-related issues. Employment with the United States District Court offers a generous benefits package, civil and criminal law experience at the federal court level, and an environment providing significant responsibility and challenge.

Minimum Qualifications

To qualify for the position, one must be a law school graduate at the time of appointment with academic standing within the top twenty-five percent of the class and must possess excellent research, writing, and communication skills. Membership (along with active participation) in law review, moot court, and/or a publication in a law review journal is considered. Bar membership and prior clerking and/or practice experience is preferred.

Other Information

Employment with the United States District Court offers a generous benefit package, civil and criminal law experience at the federal court level, and an environment providing significant responsibility and challenge. Visit [OPM.gov](https://www.opm.gov) for more information about available benefits and eligibility.

Starting salary will be commensurate with work experience and prior pay history. Salary may be higher with previous experience as a law clerk to a federal judge.

Employees are required to use Electronic Fund Transfer (EFT) for payroll deposit. Applicants must be U.S. citizens or eligible to work in the United States. The elected candidate will be subject to a background check as a condition of employment.

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The Florida Bar



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Joshua E. Doyle
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Gary S. Lesser
President-Elect

December 6, 2021

Mr. Raymond L. Schumann
CobbCole
149 S. Ridgewood Ave., Ste. 700
Daytona Beach, FL 32114

Re: Florida Realtor-Attorney Joint Committee

Dear Mr. Schumann:

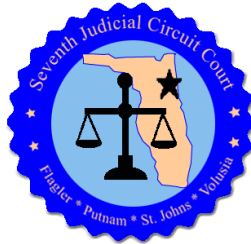
At its December 3, 2021 meeting, the Board of Governors appointed you to the Florida Realtor-Attorney Joint Committee representing the 5th Appellate District for a two-year term commencing January 1, 2022.

We congratulate you on your appointment and appreciate your interest in serving the public and your profession in this important matter. Please let us know if we may be of any assistance.

Sincerely,


Michael G. Tanner

cc: Ms. Juana Watkins, General Counsel, Florida Realtor-Attorney Joint Committee
Ms. Janet Valentine, Florida Realtor-Attorney Joint Committee
Mr. Gary S. Lesser, President-Elect, The Florida Bar
Mr. Joshua E. Doyle, Executive Director, The Florida Bar
Ms. Leslie Reithmiller, Assistant to the President, The Florida Bar
Mr. Terry Hill, Division Director – Programs, The Florida Bar
Ms. Kristen Wilson, Assistant to the Executive Director, The Florida Bar



DEADLINE EXTENDED

Classification: Trial Court Staff Attorney
Position # & Location: 8278 Flagler County
Annual Salary: \$48,925**
Applications Must be Postmarked by: February 18, 2022

This State funded position is paid monthly and includes the State benefits package. The successful applicant will be subject to a criminal background screening and employment eligibility verification through E-Verify.

****Pay is 10% less if not a member of the Florida Bar at the time of hire.**

Function:

Conduct legal research to assist trial court judges in deciding rulings on a variety of case issues including pre-trial and trial motions, post-conviction relief (3.800, 3.850), prisoner petitions, summary judgments, motions to suppress evidence, discovery and county court appeals. Draft orders and review briefs. Work involves considerable interpretation and judgment in the analysis of legal issues in the area(s) of criminal, civil, appellate, and/or administrative law. Duties may be performed throughout the Circuit. Headquarters subject to change based upon the needs of the Court.

Minimum Requirements:

Graduation from an accredited law school and membership in the Florida Bar is required within one year of hire.

Knowledge, Skills and Abilities:

Knowledge of legal principles, statutory and case law, court rules and procedures, legal research skills. Comprehensive knowledge of legal research tools and the ability to use them efficiently. Ability to reason logically and analytically. The ability to grasp, comprehend and analyze complex legal issues and complicated factual details. Ability to perform exacting work, attentive to issues in matters before the court. Exceptional reading skills. Ability to digest and communicate ideas and concepts orally and in writing. Ability to exercise discretion, confidentiality, impartiality and honesty in handling matters before the court. Ability to work effectively with others.

How to Apply:

Faxed/emailed applications will not be accepted. Please submit a completed and signed State of Florida Application along with law school transcripts and a writing sample to:

*Court Administration – Human Resources
101 N. Alabama Ave., Ste. D-305
DeLand, FL 32724*

To obtain an application, please visit www.circuit7.org - click on "Current Opportunities" – then click on "State of Florida Application" or contact us at 386-626-6561 to have one mailed to you. If you require an accommodation to participate in the application/interview process, please contact Anne Pierce at 386-626-6561 or apierce@circuit7.org with as much notice as possible. We will be happy to make every effort to accommodate reasonable requests. The 7th Judicial Circuit Court is an equal opportunity employer and participates in E-Verify.

OFFICE SPACE - Daytona Beach

Office space to share for one attorney and one assistant \$600 per month includes phone, internet, electricity and water and use of copier.

Call Greg Wagner
121 Fairview Ave Daytona Beach
386 252-3607

EMPLOYMENT OPPORTUNITY

Kinsey, Vincent, Pyle PL, an "AV Preeminent" rated law firm in Daytona Beach is seeking an experienced paralegal to support our litigation team.

Please submit your resume to be held in strict confidence to anw@kvplaw.com



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IN THE COMMUNITY

NEW LOCATION

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(386) 262-1942 | olivarilaw.com

ASSOCIATE ATTORNEY/LATERAL ATTORNEY:

Akin Law PA in DeLand, FL is seeking an 0-5 year associate, or a lateral attorney with an established book of business, to join its growing estate planning and administration, elder law, business law, fiduciary litigation, and real estate practice. Family law or other compatible practice area considered. Partnership in the Firm is available to the right candidate who demonstrates the commitment, maturity, and client development skills necessary to manage and lead the Firm into the future. Competitive salary and a complete benefits package is offered.

Please submit a copy of your resume and cover letter to sakin@akin-law.com.

LEGAL ASSISTANT/PARALEGAL:

Akin Law PA has an immediate opening for a full-time paralegal or legal assistant with experience in estate planning, guardianship, probate and real estate. Litigation experience is a plus. Advanced computer skills with detailed applied knowledge of Microsoft Office (Word and Outlook) and Adobe Acrobat DC are required. Competitive salary and a complete benefits package is offered.

Please submit your application and resume to sakin@akin-law.com.

CIVIL & FAMILY MEDIATOR



Bryan R. Rendzio

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Book Sale

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Some Titles For Sale:

- Emotional Injuries: Law and Practice, West, 2019 ed., \$50
- Federal Criminal Code and Rules, West, 2021 ed., \$30
- Florida Chamber of Commerce: HR Compliance Library, 2019, \$50/set
- Florida Construction Law Manual, West, 2020-2021 ed., \$50
- Florida Eminent Domain Practice and Procedure, Florida Bar, 11th ed., \$40
- Florida Family Law Case Summaries, LexisNexis, 2020 ed., \$40
- Florida Legal Secretary, James Publishing, Revision 26, \$75/set
- Florida Municipal Law and Practice, West, 2020-2021 ed., \$50
- Florida Rules of Court - State and Federal, West, 2021 ed., \$40/set
- Florida Sentencing, West, 2020-2021 ed., \$50
- Florida Will and Trust Deskbook, LexisNexis, 2020 ed., \$40
- Florida Workers' Compensation, West, 2019 ed., \$40/set
- For Trustees and Debtors in Possession: Handbook for Trustees, LexisNexis, 2019 ed., \$15
- How Insurance Companies Settle Cases, James Publishing, Revision 27, \$30
- Is It Admissible?, James Publishing, Revision 21, \$50
- Maximizing Damages in Small Personal Injury Cases, James Publishing, Revision 22, \$50
- Mediation for Estate Planners: Managing Family Conflict, ABA, \$40
- Qualified Domestic Relations Orders, West, 2nd ed., \$30
- Redfearn Wills and Administration in Florida, West, 2020-2021 ed., \$40
- Trawick's Florida Practice and Procedure, West, 2021 ed., \$100
- The Florida Criminal Cases Notebook, James Publishing, Revision 13, \$75/set

www.vclawlib.org

The Communicator is published by the Volusia County Bar Association as a part of its commitment to information relevant to issues and concerns at the local level. Opinions expressed or positions taken are those of the author and may not reflect the views of the publication of the Volusia County Bar Association. Articles for publication should be sent via email to volusiabar@gmail.com no later than the 15th of the month. Rates are listed on the Advertising Opportunities page on www.volusiabar.org.

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