

# Henrico Bar News

## February 2018

**Henrico County Bar Association**  
P.O. Box 70147  
Richmond, Virginia 23255



### *From the Desk of Brian J. Schneider, HCBA President*

As we enter February, I hope this note finds everyone off to the start of a wonderful new year. The HCBA Holiday Reception was once again a success and it is always a great opportunity to catch up with friends to celebrate the season. Thanks to Mary Lou Wellman for spearheading another enjoyable event.



The HCBA also held its Bench Bar Conference on January 18, 2018, the theme of which was "Alternatives to Traditional Incarceration." Special thanks to HCBA board members David Stock and Jason Hart for the informative program on pre- and post-trial alternatives.

We hope you will be able to join us for our Spring Luncheon, which will be held on March 22 at the Westwood Club, where founding father Patrick Henry will be joining us. See the "Patriotic Guest" article below for more information. Upcoming events also include our Legislative Update, on May 3 at the Westwood Club, as well as our Annual Reception, on May 10 at Lewis Ginter Botanical Garden.

We also wanted to take a quick opportunity to recognize the very good work done by the Virginia chapter of Lawyers Helping Lawyers, which is entering its fifteenth year of helping those in our profession dealing with stress or impaired by substance abuse. You can find a link to a message from Jim Leffler, Clinical Director, on our website by clicking [here](#).

Finally, the University of Richmond Law School is looking for lawyer volunteers to judge their 1L Moot Court Competition the week of March 19. I hope you will consider donating your time and energy to the ongoing education of our next generation of young lawyers. You can find more information on this opportunity on our website by clicking [here](#).

In the meantime, many thanks to all of you for your continued support of the HCBA. I look forward to seeing you soon.

Sincerely,  
Brian J. Schneider  
President

### **Holiday Reception**

The annual HCBA Holiday Reception took place on December 7, 2017, at Willow Oaks Country Club. Dozens of Henrico County attorneys and judges, and their families, came together for an evening of holiday cheer. The Flying Sulsers provided festive holiday music while members enjoyed food, fun and fellowship. The HCBA would like to thank Planet Depos and Superior Document Services for sponsoring the event. Our sponsors are a critical part of our success, and we encourage members to use their services to show thanks for their continued support of our events. Here's wishing all of our members a happy, healthy and successful 2018.

### **Save the Date**

**Spring Luncheon**  
Thursday, March 22, 2018  
12:00 p.m. to 1:30 p.m.  
Westwood Club

**Legislative Update**  
Thursday, May 3, 2018  
4:00 p.m. to 6:00 p.m.  
Westwood Club

**Annual Spring Reception**  
Thursday, May 10, 2018  
6:00 p.m. to 8:00 p.m.  
Lewis Ginter Botanical Gardens

Please check the Calendar of



David Stock and Brian Schneider



Natalie McClearn and Judge Wallerstein



Joe and Margie Rapisarda, Denise Letendre, Marissa Mitchell and John Gilbody



Judge Bondurant, Judge Yoffy and Judge Steverson

Events on our website at [www.henricobar.org](http://www.henricobar.org) for the most up to date information.

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## Patriotic Guest for HCBA's 2018 Spring Luncheon

Just one year before drafting the Declaration of Independence, Thomas Jefferson, George Washington, and other key revolutionary figures gathered for the Second Virginia Convention held inside historic St. John's Church in Richmond. They all listened as Patrick Henry delivered his now-famous "Give me liberty or give me death" speech, which is considered one of the key catalysts for the Spirit of '76 and our Nation's fight for independence.

At the HCBA's Spring Luncheon on March 22, 2018, at 12:00 p.m., Patrick Henry, portrayed by Michael Owens, Esq., will join us to share parts of his patriotic speech, as well as his authentic musings on the Bill of Rights and his interactions with other key historical figures and events of the time. For anyone who has seen Mr. Owens as Patrick Henry at St. John's Church, you know that he will deliver a spirited portrayal of one of Virginia's most famous revolutionary sons.

We hope that you can join us at the Westwood Club for this presentation on March 22. We fully expect it will stoke the continuing pride that we all share in our history and Virginia's key contributions to the American Revolution. We deeply appreciate SELTEK sponsoring this event and making it possible for us to bring Patrick Henry to the HCBA. SELTEK specializes in



Natalie McClearn, Missy York, Mary Hunt, Nancy Cook, Jeff Miller and Andrew Newby



Greg and Paula Hough, Brian Tacey, and Adam and Janet Jurach



Brad Goodwin, Mike Harman and Duncan Reid



Laura and Paul Georgiadis

Cybersecurity, IT Support for Law Firms, Digital Forensics, and providing CLE training. Registration information will be coming out soon.

### **Golf Tournament Survey**

We are reaching out to gauge interest in continuing the annual golf tournament. In the past, the HCBA has hosted an annual golf tournament supporting charity. Last year, we had to cancel the event last minute due to lack of registrations. For those of you who do care about this event and would like to attend, please contact us at [admin@henricobar.org](mailto:admin@henricobar.org) to voice your position. Please include "Golf Tournament" in the subject line. We also welcome thoughts on improving the event. Please respond with your interest in a timely fashion.

We look forward to hearing from you. You may also encourage others in your firm or office to respond.

### **Seeking HCBA Board Members**

If you are interested in serving on the HCBA Board for the 2018-2019 year, please email our administrator, Mary Lou Wellman, at [admin@henricobar.org](mailto:admin@henricobar.org) and let her know of your interest.

### **Clerk's Corner**

#### **J&DR Twitter Page**

Please check out the Twitter page for the Henrico Juvenile & Domestic Relations Court @HenricoJDRct.

### **Ethics CLE**

On October 30, 2017, Virginia State Bar Ethics Counsel, James M. McCauley, presented on "Hot Topics in Legal Ethics" to approximately seventy HCBA members and non-members. The



Paul Hammond, Judge Hammond and Stan Wellman

**For more pictures from the Holiday Reception, please visit our website at [www.henricobar.org](http://www.henricobar.org).**

## **Bench Bar CLE**

The 2018 HCBA Bench Bar Conference took place on January 18, 2018, in the Henrico County Board Room. The topic of the 2018 event was "Alternatives to Traditional Incarceration," and featured speakers from several of the participants in the county rehabilitation community.

Sheriff Michael Wade and members of his office discussed the RISE and ORBIT programs available for inmates of the Henrico County Jail. The requirements of each of these programs were discussed along with expectations for the participating inmates.

Bernard Green, the Administrator of the Henrico County Drug Court, educated attendees on the people who are eligible for that program, the five phases of the program, and the typical time participants need to complete the program successfully.

Amy Cliborne from the Virginia Department of Corrections presented information on the new Community Corrections Alternative Program (CCAP). This program is designed to serve non-violent felons who need more supervision than probation can provide; but, may benefit from less supervision than traditional incarceration. CCAP programming provides substance abuse evaluation and treatment, job training, and cognitive behavioral treatment to participants.

The Hon. Richard S. Wallerstein of the Henrico Circuit Court gave attendees the Bench's perspectives regarding alternative programs including what considerations judges make when deciding whether a person is a good candidate for alternative sentencing programs.

We would like to thank all who participated in this year's informative Bench Bar!

engaging seminar discussed ethical issues associated with lawyer lobbyists, lawyer impairment, client/witness perjury, cyber security, lawyer advertising and attorney-client matching services. The HCBA is proud to offer quality CLE programming at no cost to our members. We thank Mr. McCauley for his informative and engaging presentation.



James McCauley, VSB Ethics Counsel, educates Bar members on "Hot Topics in Legal Ethics"

## **Drug Court News**

On behalf of the Honorable Judge Gary A. Hicks and the Honorable Judge John Marshall we are proud to announce the 15th Anniversary of the Henrico County Drug Treatment Court! This is a huge milestone and we'd like to thank the Henrico County Bar Association for its ongoing support of our program and its endeavors.

One of those endeavors is our Turkey Tuesday Drive. Since 2010, through the generous donations of community partners, like you, we have been providing Thanksgiving dinners to our participants and their families. This past Thanksgiving with your help we provided meals for 22 active participants. On their behalf, we'd like to say THANK YOU!

On January 18th we had the pleasure to meet with members of your association to discuss alternative sentencing programs available here in the county. Mr. David Stock extended the invitation and we greatly appreciated the opportunity to provide information to your



Amy Cliborne, Sheriff Wade, Bernard Green and Judge Wallerstein offer "Alternatives to Traditional Incarceration"

For more pictures from the Bench Bar CLE, please visit our website at [www.henricobar.org](http://www.henricobar.org).

## Member Spotlight



Full Name: Matthew Childs Ackley

Employer and Position: Henrico County Commonwealth Attorney's Office, Deputy Commonwealth Attorney

College: University of Virginia

Law School: University of Richmond

Years in Practice: 21

Hobbies and Interests: Triathlon, swimming, watching my kids' sports

Favorite Movie: Ocean's Eleven

Favorite Book: Anything by Stephen King

Favorite Pro and College Sports Team: UVa, Baltimore Orioles

One Thing You Might Not Know About Me: I used to play ice hockey. Poorly.

Best Thing About Practicing Law in Henrico: The positive working relationship we have between prosecutors and defense attorneys. We don't always see eye-to-eye and we both do our jobs, but in my experience, we treat each other with respect. Coming from Northern Virginia, where I practiced for a few years after law school, I can tell you that

members regarding our program and the services that we provide. The following day, January 19th, we kicked off our 15th year anniversary celebration with a Drug Court graduation. Thirteen participants completed our program, our largest graduating class to date, bringing our 15 year total to 196 successful graduates!

We were honored to have Mr. Wilbert Harris as our guest speaker, a graduate of our 1st graduating class in 2004. It was great to have Mr. Harris share with us about his time as a participant as well as his ongoing recovery journey which includes being an active member of our alumni and advisory board. To make this commemorative event even more noteworthy was the opportunity to make two special presentations during the ceremony; the awarding of our 1st Alumni Challenge award and the honoring of our administrative assistant who has been with the program since its inception.

The Alumni Challenge was created to promote ongoing recovery efforts of our participants and to further enhance participation in our alumni association. The challenge awards \$200 to any graduate who commits to random, monthly drug tests for 12 months post program completion. Brittany Welsch, who graduated in January 2017, was the recipient of this award. Brittany continues to participate in alumni related events with our program and has also been hired as a Peer Recovery Specialist with Henrico Mental Health's Outpatient Program; we could not be more thrilled with her success. Our second presentation was to Ms. Secret Hatchett, our administrative assistant. Judge Hicks presented Ms. Hatchett with a bouquet and paid tribute to her tireless efforts in support of our program.

Our plans are to continue celebrating our anniversary at each of our graduations this year by inviting founding members of our program as well as our alumni to participate in our

this kind of working environment is not universal.

**Funniest Experience as an Attorney:** I once had a defendant in a homicide case put on a provably-false alibi. He had the dates wrong, so his alibi proved that he wasn't at the murder scene the week after the murder. It was one of those rare lucky breaks you sometimes get in trial work. As I often say, if defendants didn't make mistakes, our job as prosecutors would be much more difficult.

**Advice to Young Attorneys:** Your reputation for integrity, good or bad, will affect your entire career. Work every day to enhance yours, and protect it zealously. And return phone calls and emails-promptly and regularly.



Full Name: K. Matthew Long

Employer and Position: Attorney at Bowen Ten Cardani, P.C.

College: Emory & Henry College

Law School: University of Richmond School of Law

Years in Practice: 8

**Hobbies and Interests:** Spending time with my family, traveling to new and exciting places, watching the Hokies beat the Wahoos every year in the Commonwealth Cup.

**Favorite Movie:** The Shawshank Redemption

**Favorite Book:** 1984

**Favorite Pro and College Sports Team:** Virginia Tech Hokies, Washington Redskins, anyone the Cowboys are playing

**One Thing You Might Not Know About Me:** While I love my alma mater Emory & Henry College and it changed my life, I only went there in a twist of fate because my first choice sent me the wrong letter in the mail! By the time they called me to apologize two months later I had already paid my deposit and accepted admission to Emory & Henry. It turned out to be one of the best things to ever happen to me, but I sometimes wonder where my life would have taken me had that person hit the correct button on the computer when printing letters.

**Best Thing About Practicing Law in Henrico:** The collegiality of the Bar and the Bench. Everyone, at least in

graduation ceremonies. The Honorable Judge Catherine C. Hammond, one of the founding judges of our program, has agreed to be our speaker in May, National Drug Court Month. We would love for you to be in attendance and hopefully witness the graduation of our 200th graduate!



Brittany Welsch,  
Alumni Challenge

## VSB Bar Council

Your Henrico County representatives on the Virginia State Bar Council will meet February 24 in Richmond. If you have any concerns over the management or business of the VSB, we would be interested in hearing from you.

### Client's Protection Fund

On October 27, 2017, Bar Council unanimously approved a request from the Client's Protection Fund Board to allow the Bar to seek an extension of the CPF's current sunset provision from July 2020 until July 2023. The Supreme Court has approved Council's move and the VSB is now pursuing the extension at the General Assembly.

### Emeritus Rule/Pro Bono

Council was also unanimous in approving a proposal by the Special Committee on Access to Legal Services to permit emeritus members of the VSB to provide pro bono services without direct oversight by a supervising attorney. The Supreme Court approved Council's action in a December 29, 2017, order.

### Fee Sharing/Referral Services

my line of work, seems to get along well. People are very polite to each other. The Judges and opposing counsel are accommodating with extensions of time and other matters that are discretionary.

Funniest Experience as an Attorney: Getting profiled in the county bar newsletter!

Advice to Young Attorneys: Carry your business cards 24/7. Business isn't going to come to you magically. You need to get out there, network, and build your brand. It doesn't matter if you are at a two person firm or downtown, eventually you will be expected to bring in business of your own. So start early!

## LEO

A Legal Ethics Opinion (#1885) was approved by Council by a vote of 59 to 6 that concluded that lawyers cannot participate in attorney-client matching services under the facts presented in the opinion because the action would violate rules on fee sharing with non-lawyers, paying for referrals and safeguarding client funds. That LEO is still with the Supreme Court for consideration.

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Craig Daniels  
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## Welcome New Members

Sean P. Byrne  
David B. Childs  
Chantal Corrigan  
Annalisa Feinman  
Charles W. Hazelwood, III  
Amy E. Hensley  
Bryan W. Horn  
Laura Lee Miller  
Stephen Mutnick  
Jace M. Padden  
Adam D. Rellick  
William Smith  
Anthony L. White

## Members on the Move

**Harman Claytor Corrigan & Wellman** welcomes **Leslie A. Winneberger, Timothy L. Creed** and **Laura Lee Miller** to the firm. Leslie joins the Richmond office as Of Counsel and will defend claims involving civil rights, labor and employment, local government, law enforcement and religious institutions. Tim joins the DC/Metro office as a Senior Associate and will focus his practice on the defense of transportation, products and premises liability matters. Laura Lee joins the Richmond office as a Junior Associate specializing in insurance coverage and cyber liability.

**Jason M. Hart** has joined **The**

**Joel Beiber Firm** and will practice personal injury law.

If you have recently changed jobs or been promoted, please share your news with the Henrico Bar. We would like to post your announcement in our newsletter and update your member profile.

Announcements can be emailed to Mary Lou Wellman at [admin@henricobar.org](mailto:admin@henricobar.org). Please include your name, firm or employer's name, new title and areas of concentration.

## **Officers and Directors**

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Brian J. Schneider

### **President-Elect**

Natalie T. McClearn

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Emily P. Bishop

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Michael R. Gill

Jeffrey P. Miller

Andrew R. Newby

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David A. Stock

### **Administrator**

Mary Lou Wellman

