



NEWSLETTER

February 2022

President's Message

By: Cristine Evans LoVetro, BAFC President

Dear Fellow Bar Members:

On this eve of my last meeting as the President of the Bar Association of Frederick County, I am feeling a tad nostalgic, a little bit relieved, and a whole bunch of pride. In preparation for the Annual Meeting, I have been reviewing the activities of our Bar members over the past year. Even in the midst of the pandemic, we have found ways to volunteer our time, donate our funds, and enjoy one another's company.



Our Bar Association, often led by the Young Lawyers Section, responded admirably to the calls from the community to help people experiencing food insecurity, students needing school supplies, and children yearning for holiday celebrations. Between massive food drives, contributing to the Justice for All fund, raising money for Hospice of Frederick County's Camp Jamie program, donating toys and clothing, picking 60,000 pounds of potatoes, serving the Salvation Army's Thanksgiving Dinner, and providing pro bono legal services, our Bar Members have continued to contribute positively to the Frederick community.

This was a hybrid year where our meetings and events were held virtually unless the metrics were down and we felt confident that we could get together and maintain a safe distance. We were able to gather to celebrate the esteemed career of Judge William R. Nicklas, Jr. and the investiture of Judge Kathleen English. We mingled in-person at the annual picnic, golf tournament, holiday party and several happy hours. While many of our monthly Bar and Section meetings were held virtually, there were a few where we were actually able to congregate like we did in pre-March 2020 days. Although we had to be more mindful of safety issues, just being together brought many of us feelings of comfort and encouragement. Our world is forever changed; however, the ties that bind us to one another remain strong.

Over the past two years, many of us have developed a deeper appreciation for technological advances. Recognizing that our BAFC website is in serious need of an upgrade, your Executive Committee has invested in new software. Maegan Cooper and I are working together to create a more functional website that will allow all Bar members to create individual profiles, enhance

communication, and increase referral potential. I am excited about this project and confident that you will be happy with the result!

Although we all can look forward to our fresh new website with pleasant anticipation, please keep in mind that we needed to spend a little money in order to put this plan into action. The combination of the purchase of the software, the decrease in income-generating events and the decision to not increase membership dues this year has our budget operating a little in the red. Don't worry, we still have plenty of money in the bank and the opportunity to host in-person meetings and events will soon have us operating at a surplus once again. Please review the proposed budget and log on to share your thoughts at the Annual Meeting.

It has been an honor for me to serve as the President of our Bar Association. I have always been a proud member, but occupying a role on the Executive Committee for the past six years has really allowed me to witness the many truly good people who comprise our legal community. I thank our judges, magistrates, and many fellow attorneys who have mentored me and taught me so much over the course of my career. I thank our Executive Committee members for their insight, shared vision, and camaraderie. I thank our Executive Director, Maegan Cooper, for her dedication to our Bar, hard work, vast knowledge, and genuine kindness. Our Bar Association is so fortunate to have Maegan at the helm. Today, I pass the baton to the very capable hands of Judge Dino Flores. I thank my office staff, my family (especially my Mom, my very first role model), the Frederick Health Hospice Bereavement Program, and my absolutely amazing spouse. For the contributions of so many, I will always be deeply grateful.

BAFC Website

The BAFC is happy to partner with other local bar associations to bring you a **monthly virtual learning opportunity. See the flyer below. You can register at:**

https://www.barmont.org/store/checkout_thank_you.asp?eventid=1588687&guid=44a55b41-5c8b-4485-baf8-69aa3223cb9f&duesguid=

A generous donor has offered to provide several scholarships to BAFC members who are interested in attending. If you would like to be considered for a scholarship, please email Maegan at info@frederickbar.org by **Friday, February 4th**.

American College of Trial Lawyers **COURTROOM WORKSHOPS FOR NEW LAWYERS**

Don't miss this informative series that will feature the **Rosenberg Spy Case** and will include Various Lectures; Demonstrations and Analysis; Direct and Cross Examinations; What Judges Want from Trial Lawyers; 12 Secrets of Persuasion in the Courtroom and Trial Preparation; a Glance at the Appeal and more!

REGISTRATION

(One price covers all of the monthly workshops)

\$75.00 Member of a Local Bar Association
\$125.00 Non-Member of a Local Bar Association



FEBRUARY 10, 2022 INTRODUCTION TO THE PROGRAM SPEAKERS



Judge Paul W. Grimm
United States District Court



Harriet E. Cooperman, Partner
Saul Ewing Arnstein & Lehr



Charles "Chad" I. Joseph
Baxter | Baker



Paul Mark Sandler
Shapiro Sher Guinot & Sandler, P.A.

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Anne Arundel Bar Association
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Baltimore County Bar Association
Bar Association of Frederick County
Prince George's County Bar Association



Speakers - March 10, 2022

Jefferson Gray
Assistant United States Attorney

Judge Alexander Williams (Ret.)
United States District Court

Judge Irma Raker (Ret.)
Court of Appeals of Maryland

FOR MORE INFORMATION:
Yesenia@Barmont.org

Member Updates

Berman Sobin Gross LLP is proud to announce that **Matt Engler** is now a **partner!** Matt joined the firm in 2016 and works out of the Frederick office. Matt is a former state prosecutor and volunteer fire fighter. He represents public safety employees, truck drivers, and other injured workers throughout Maryland.

Matt can be reached at 301-740-3322 or mengler@bsgfdlaw.com.

Manny and Rada Machin of **The Machin Law Firm, LLC** have purchased a condo located at 129 W Patrick St Ste 3 and have **established their second**

Frederick County location. The Machin Law Firm is accepting appointments at this location beginning January 1, 2022.

You can reach Manny and Rada at 301-389-6021 or info@machinlawfirm.com.

BAFC member **David Kindermann** and his firm **Potomac Legal, LLC** are pleased to announce the **opening of an office at Liberty Place in Lancaster, Pennsylvania** at 313 W. Liberty St. The firm focuses upon defending and protecting the rights of the accused in traffic, criminal and juvenile matters. Likewise, the firm advances and promotes the interests of civil claimants and litigants as Mr. Kindermann has additional trial experience defending and litigating claims on behalf of claimants, insurance carriers, labor unions and financial institutions, among others.

David is proficient in English, Spanish and German. In practice since 1988, David is licensed to practice in Pennsylvania, Maryland, the District of Columbia, and various Federal Courts including the U.S. Supreme Court. David can be reached at 717-621-2699 or david@potomac.legal.

We're on Facebook! Follow us at [The Bar Association of Frederick County, MD](#) for updates, reminders, photos, and announcements.

Section Updates

Young Lawyers Section

Due to the deployment of Brooke Gomulka, the **Young Lawyers Section** would like to announce the following change to the **2022 YLS Executive Committee**:

CHAIR: Denise Hicks Brown - Conklyn & Kemp Law Firm

While Denise gets ready to step into her new role, please email bafcylys@gmail.com for more information about the Young Lawyers Section or any other questions and a member of the YLS Executive Board will get back to you.

Elder, Disability, Trusts and Estates Section

The **Elder, Disability, Trusts and Estates section** will meet on **February 16th at noon via ZOOM** for general discussion.

For more information about the Elder, Disability, Trusts and Estates section please contact Tim Price at tcp@eqlawyers.com.

FISHING FOR CIVILITY 2022

Our annual trip to Rock Hall pairing three young lawyers and three “older” lawyers has been tentatively scheduled for **July 8th, and July 9th, 2022**. It is truly one of the best events for Bar Members!!! It has been two (2) years since we have been able to schedule this event. As a result of having to book and guarantee payment for the motel rooms, caterer, and fishing captains months in advance, once again we will need a firm count of the number of participants and sponsors. As trial calendars are quickly being filed for the next year (and

2023), this advance notice is being provided.

Accordingly, registration for this event will be open until **Monday, February 7th, 2022**. The costs are as follows:

- a. Fishing -- \$120.00 per person
- b. Motel -- \$ 50.00 per person, 2 persons to room
- c. Dinner-- \$50.00 per person (Planned menu: AYCE Appetizers, Crabs, BBQ Ribs, Dessert and all types of Beverages)

These amounts INCLUDE all necessary gratuities.

In the past, our older lawyers and Firms have sponsored all of the young lawyers desiring to attend. Also, one need not fish to attend. Spouses/Partners and adult Children are invited.

If you are interested in attending as a young lawyer, please contact Michael Moore at mmore3@statesattorney.us. (If you think you might have RSVP'd in 2021, please email Michael again to ensure you are on the current list). Please indicate whether you desire to fish, and whether you need a sponsor.

“Seasoned” lawyers desiring to attend or just sponsor a Young Lawyer may contact Amber Garns at Amber.Garns@MDCOURTS.GOV.



ARTICLE OF INTEREST

BAFC PRACTIONERS AT THE BAR- James McSherry

by: Tom Slater, BAFC Historian

There is a reason why the annual award given by the Bar Association of Frederick County to a member for service to the bar is called the James McSherry Award. Jim McSherry, to use a cliché, was the lawyer's lawyer and a self-described “country lawyer.” He and his wife, Marian, were the parents of 12 children, four of whom became lawyers.

He was born to a family of lawyers, who first moved to Frederick in the 1830s. His great grandfather and namesake, James McSherry was a lawyer in Frederick and concurrently Chief Judge of the Circuit Court for Frederick County and Judge of the Maryland Court of Appeals from 1887 until his death in 1907. He was Chief Judge of the Court of Appeals starting in 1896 and one of the founding members of the Maryland State Bar Association (MSBA) and its first president.

What was unknown to me before I started researching Jim McSherry was that he was a war hero during World War II, including service in eight amphibious invasions of Sicily, Saipan, Okinawa, and Iwo Jima coming under heavy fire

while a member of the U.S. Navy. He was awarded the Bronze Star with valor for his actions at Iwo Jima. After the war he graduated from the University of Maryland School of Law in 1949, having been admitted to the bar in 1948.

Jim practiced almost every kind of law but mostly focused on wills, estates and trusts, and banking. His daughter, Natalie, currently the President of the Maryland State Bar Association and one of the most esteemed lawyers in Maryland today, remembers that her father was often paid for his services in eggs, corn, and/or tomatoes. Natalie remembers searching titles for her father. His preference was to be a solo attorney, but he did form partnerships with his father, W. Clinton McSherry, with Goodloe Byron for two years, and with Rosenstock, McSherry, Burgee, Bowers, and Phillips for five years.

Always active in the bar and the community, Jim served as president of the Frederick Bar Association in 1958, vice president of the Bar Association of Maryland in the 1950s, was twice on the Board of Governors of the MSBA, a charter member of the Fellows of the MSBA, and at one time chaired the Grievance Commission. He also served as Frederick County attorney, succeeding Byron W. Thompson, was active on the board of the Woodsboro Bank and the Maryland National Bank, served as President of the Frederick County Historical Society, was a trustee at Frederick Memorial Hospital, was on the Board of Visitors of the Maryland School for the Deaf, and treasurer of the Frederick County Agricultural Society (which hosts the Great Frederick Fair), among other civic activities. Jim and Marian were enthusiastic golfers at Holly Hills.

Jim was very active in St. John the Evangelist Parish and the Archdiocese of Baltimore. He was a lector at St. John the Evangelist starting in 1963. He and Marian were both awarded the Papal Medal "Pro Ecclesia et Pontifice," and in 2003 both received the Cornerstone Award from the Friends of Catholic Education. Jim and Marian were generous contributors to the parish of St. John the Evangelist and St. Johns at Prospect Hall.

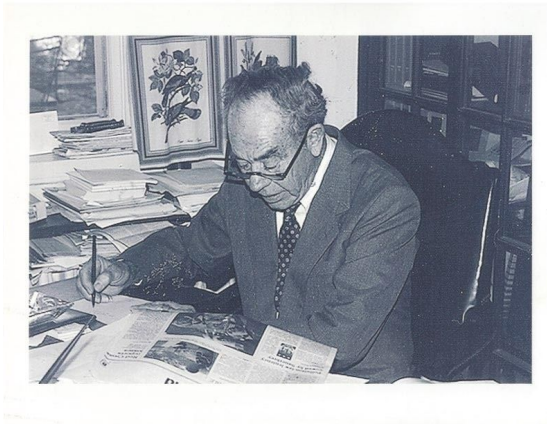
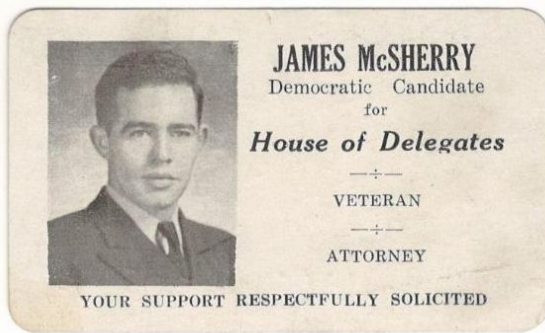
I had some involvement with Jim, but not as a lawyer. I taught high school in Frederick County for sixteen years before going to law school and passing the bar in 1982. Jim retired from active practice in 1988 and died in 2004. As Natalie relates, Jim was involved in politics and was a progressive Democrat until later in life when he became disenchanted with the Democratic Party, primarily over the issue of abortion. I knew Jim as a wise and thoughtful political counsel. He ran unsuccessfully for the House of Delegates. In the 1950s and later he was a political force in Democratic politics in Frederick County and Frederick City. I have a copy of the Democratic City Convention (candidates were chosen by convention, not by primary prior to 1969 in Frederick City) minutes from 1954 to 1967 and Jim served as Chairman of the Frederick City Democrats from 1962 to 1967. Also, interestingly, many well-known names of the FCBA appear in those minutes including Robert E. Clapp, Jr., Edward D. Storm, Jerome Offutt, Byron W. Thompson, Richard Zimmerman, Stanley Bennett, J. Vernon Summers, Robert Rothenhoefer, Alton Bennett, C. Clifton Virts, Frank Martz, David Weinberg, Goodloe Byron, and Parsons Newman.

As an aside, my son Stephen (a careful reader of the Diaries of Jacob Engelbrecht), has discovered that in 1871, my first cousin 3 times removed, Dr. Jacob Thomas (my paternal grandmother was a Frederick County Thomas) shot and killed John Belt during an altercation in Adamstown. Two trials (the

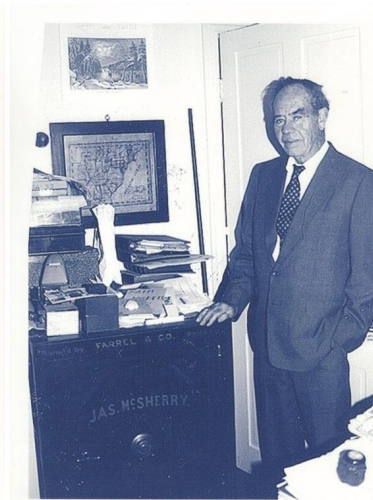
first was a hung jury) for manslaughter, which were described in the Diary of Jacob Engelbrecht, resulted in a conviction of Dr. Thomas of third degree murder and manslaughter. Dr. Thomas' lawyer was James McSherry (Jim's grandfather).

My thanks to Natalie McSherry for sharing with me some memories about her father and to Natalie and her brother Jim for the photos

Practitioners at the Bar is an occasional series of profiles by BAFC Historian Tom Slater. My next profile will likely be about W. Jerome Offutt. If anyone has stories, pictures, information about Jerry to share, please contact me. Also, if anyone has suggestions for future profiles, please contact me.



Pictures (top left, going clockwise) – 1. Jim McSherry's campaign card. 2. Jim McSherry (5th from left) and others (including Goodloe E. Byron, far left) with presidential candidate John F. Kennedy campaigning in Maryland in 1960. 3. Jim and Marian McSherry at an MSBA annual meeting formal event. 4. Jim McSherry at his desk



Pictures (Left to right): 1. Jim McSherry's formal profile shot. 2. Jim McSherry beside his safe which is still in the family (too heavy to move). 3. Jim and Marian McSherry in their later years

IMPORTANT ORDER FROM THE COURTHOUSE

EXTENSION OF INTERIM ADMINISTRATIVE ORDER OF DECEMBER 27, 2021 RESTRICTING STATEWIDE JUDICIARY OPERATIONS

A new order was issued today extending the restrictions presented in the December 27, 2021 order through **March 6, 2022**.

To read the new order click [here](#).

Mock Trial Volunteers Needed

The Frederick County Public Schools Mock Trial Competition began in early January and will run through early February 2022. Attorney volunteers are needed to serve as judges. **Please consider signing up for an evening or two to support this worthwhile program.**

The competition will be held on **Tuesday and Wednesday evenings at 5:30 p.m. at Walkersville High School.**

Below is a link for attorneys to sign up:

2021-22 Mock Trial Schedule:

https://docs.google.com/document/d/1B6mNFg7EAh5BvfYavoE0o_gYANm1hqhWPPAHlzFlb2U/edit?usp=sharing

The case materials can be accessed electronically through this link: [2021-22 Mock Trial Materials - Maryland Youth & the Law - MYLAW](#)

Events

- **February 1, 12p: VIRTUAL BAFC ANNUAL MEETING.** Please join us as we vote on the 2022 Executive Committee and Budget, share the 2021 Year In Review, and end with a panel discussion with our local

Frederick County judges and magistrates.

- **February 4: Deadline to nominate your fellow lawyers for the 2021 BAFC Annual Awards.** Nominate [here](#).
 - **February 4: Deadline to apply for scholarships for "Courtroom Workshop for New Lawyers" series.** See flyer in the beginning of this newsletter for more details. Email info@frederickbar.org if you would like to be considered.
 - **February 7: Deadline to register for "Fishing for Civility 2022".** See article in the beginning of this newsletter for more details. If you are interested in attending as a young lawyer, please contact Michael Moore at mmoore3@statesattorney.us. "Seasoned" lawyers desiring to attend or just sponsor a Young Lawyer may contact Amber Garns at Amber.Garns@MDCOURTS.GOV.
 - **February 16, 12p: The Elder, Disability, Trusts and Estates section meeting via ZOOM** for general discussion.
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717-621-2699 | david@potomac.legal

Now Practicing in Pennsylvania. Contact [Dave](#) today!

Save the Date

o **March 1, 12p. Virtual Luncheon Meeting.** Watch your email for more information!

o **May 4, 8a-12p BAFC Mediation Skills Update Seminar.** Delaplaine Arts Center. Watch your email from registration coming soon.

[Full Calendar of Events](#)

**Thank you for supporting
the [Justice For All Fund](#) last month:**

*Ian Bartman
Gregory Burgee
Kendall Camuti
Rand Weinberg
Joseph Welty*



Lisa Caplan, LCSW-C, Director
Direct confidential line: 443-703-3042
lisa@msba.org
Toll-free confidential help: 1-888-388-5459

We have Assisted Thousands of Maryland Lawyers

The Lawyer Assistance Program is available to all Maryland Lawyers. We have a network of counselors who can assist you no matter what state you live in. We provide free, confidential assistance for lawyers, judges and law school students by offering assessment, referral, short-term counseling, and continued support to ensure long term success. Everyone experiences personal concerns at some point, and early intervention is the key to resolving these concerns.. **The Lawyer Assistance Program offers financial assistance for Mental Health and Substance Abuse treatment.**

The Lawyer Assistance Program can make a difference.

Our services include help for a broad range of problems and personal concerns such as:

- Anxiety
- Depression
- Marital and Family
- Alcohol and Drug Abuse
- Stress and Burnout
- Prescription Drug Concerns
- Career Transitions
- Gambling
- Sexual Addiction
- Compulsive Spending
- Eating Disorders
- Balancing Work and Family
- Bereavement
- Wellness
- Internet Addiction

Referring to the Lawyer Assistance Program

If you are concerned about another lawyer you can make an anonymous referral to the Lawyer Assistance Program.

Confidentiality

Federal and state laws and Rule 8.3 ensures the confidentiality of those who seek assistance or have been referred to the Lawyers Assistance Program.

Please feel free to reach out to our LAP Committee Members and Volunteers
<https://www.msba.org/health-and-wellness/>

Maryland State Bar Association, Inc.

Willing to Take a Pro Bono Case?

The Pro Bono Resource Center has a website called Statewide Opportunities (www.probonomd.org/statewide-opportunities) that shows users a database of

pro bono service opportunities, trainings, public interest jobs, etc. around the state. The database can be filtered by county, as well as by specific types of opportunities. For example if you [click here](#), you will see only those opportunities that exist in Frederick County, OR that are statewide, remote, or online.

P.O. Box 3088, Frederick, MD 21705-3088 | info@frederickbar.org | www.frederickbar.org

STAY CONNECTED

