



NEWSLETTER

October 2022

President's Message

By: The Honorable Dino E. Flores, Jr., BAFC President

Welcome to Autumn. I hope everyone got a chance to go the Great Frederick Fair at least once. This year was the 160th anniversary of the Fair. Since I started practicing here in 1995, I don't believe I have ever failed to attend at least once during the week. The rule in our house for the kids was no rides at the Fair; carnivals are for rides. The Fair means walking and seeing animals and exhibits and eating fair food, of course. The Fair is one of many things that makes Frederick County great.

When I was a young lawyer in Montgomery County, Judge Scott Rolle got himself elected as State's Attorney for Frederick County and offered me a job. Every judge and lawyer that I spoke with in Rockville said I would be a fool not to accept the offer. They were right. Frederick County has been a wonderful place to live and raise a family, and particularly, a terrific place to practice law. The collegiality of the Bar and the cohesiveness of the legal community gave me the opportunity to spend my professional life in a place I love surrounded by people who care. I tell anyone who is interested what a great decision I made so long ago.



I also find myself saying, "I remember when" a lot more than I used to. I remember when: there were less than 100 members of the BAFC; we had lunches at the retirement home in the basement of the Pythian Castle (and ate the same food the residents did); we had three Circuit Court and two District Court judges. I don't consider myself old yet, and there are quite a few members who remember much more than that. I'm looking at you, Bill Poffenbarger. But we also have a very active and engaged Young Lawyers Section that gives me confidence this Bar Association will continue to be one of the best in the State for years to come.

Thanks to everyone who came out for the Opening Term of Court. It was an impressive showing but with all the memorial resolutions, it was easy to understand why. Judge Nicklas' official portrait is finally hanging next to Judge Cejka's on the wall between District Courtrooms 2 and 3. If you didn't see it at Opening Term, stop by to check it out the next time you are in the Courthouse.

MEMBER UPDATE

Randall (Randy) Rolls had a double celebration on June 4, 2022. That day marked his 70th birthday and the 45th anniversary of his graduation and receiving his Juris Doctor degree from Dickinson School of Law in Carlisle, PA.

There will be a **Memorial Service** for **Blaine Hoffmann** on **October 5th** at **11a** at Evangelical Reformed United Church of Christ.

Save The Date

Join us for a Retirement Reception in honor of
Judge Steven Salant

Lakewood Country Club
December 14, 2022
5 p.m. – 8 p.m.

Sponsorships available and donations welcome

*Hosted by the Simon E. Sobeloff Jewish Law Society
Contact Bethany Shechtel at Bethany@hgslawllc.com for tickets*

SECTION/COMMITTEE UPDATES

Young Lawyers Section

Save the Date for a **Young Lawyers Section Happy Hour** on **October 27** that is being sponsored by Planet Depos.

For more information about the Young Lawyers Section, please email bafcyls@gmail.com.

Family Law Section

The **Family Law Section** wants to remind members that we have a **standing invitation with the Mental Health Association of Frederick County to come tour their facility** and learn about all they offer to our community. The next two

tour dates are: **Tuesday, October 11, 2022 8am - 9:30am and Thursday, October 27, 2022 8am - 9:30am.** If anyone is interested in a tour please reach out to Carin Golze at Carin@winiklaw.com.

For more information about the Family Law Section, please contact Carin Golze at Carin@WinikLaw.com.

Elder, Disability, Trusts and Estates Section

The **Elder, Disability, Trusts and Estates Section** will meet on **October 20th at noon** at the Frederick office of Ethridge Quinn. The group will be watching via Zoom the MSBA Estate & Trust Section Study Group's presentation "Case Studies in Estate Planning for Retirement Benefits: Real Life Situations after SECURE."

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

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A WINNING DEFENSE

CRIMINAL



Andrew Jezic

- Top 10 MD Lawyers, Super Lawyers, 2022
- Fellow, American College of Trial Lawyers
- Published West co-author, Maryland Law of Confessions
- Dozens of acquittals in felony jury trials

IMMIGRATION



David Moyses

- Washington Best Lawyers, 2017-2022
- Super Lawyers Best Lawyers, Maryland, 2014-2022
- Chair, Montgomery County Criminal Law Section
- Handled 50+ jury trials



Tamara Jezic

- Washington Best Lawyers, 2016-2022
- Harvard Law School
- Lectured around the U.S. on asylum law to immigration lawyers
- Several precedent-setting 4th Circuit wins



Himedes Chicas

- Washington Best Lawyers, 2017-2022
- Maryland Federal Public Defender's on-call expert consultant
- Several precedent-setting BIA and Fourth Circuit decisions

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I am the Owner and Lead Legal Nurse Consultant of Priority Legal Nurse Consulting. Since 2005, I have practiced as a Registered Nurse in a variety of nursing specialties including Intensive Care, PACU, Surgical Services, ER, MedSurg, Telemetry, Interventional Radiology, and Administrative nursing. My extensive experience coupled with my legal nurse consulting training, allow me to navigate medical records quickly and efficiently while pointing out red flags, possible defenses and breaches in standards of care. Scan the QR code to review sample work product, and schedule time to discuss your case.

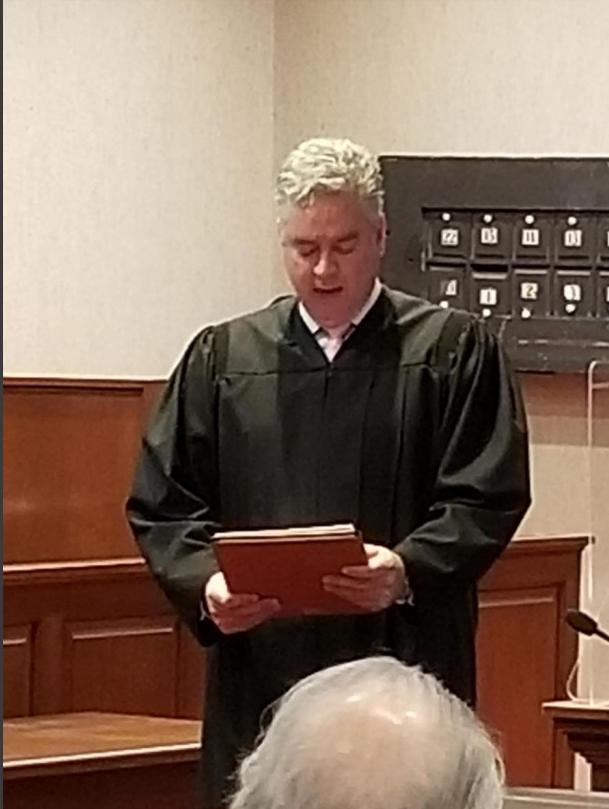
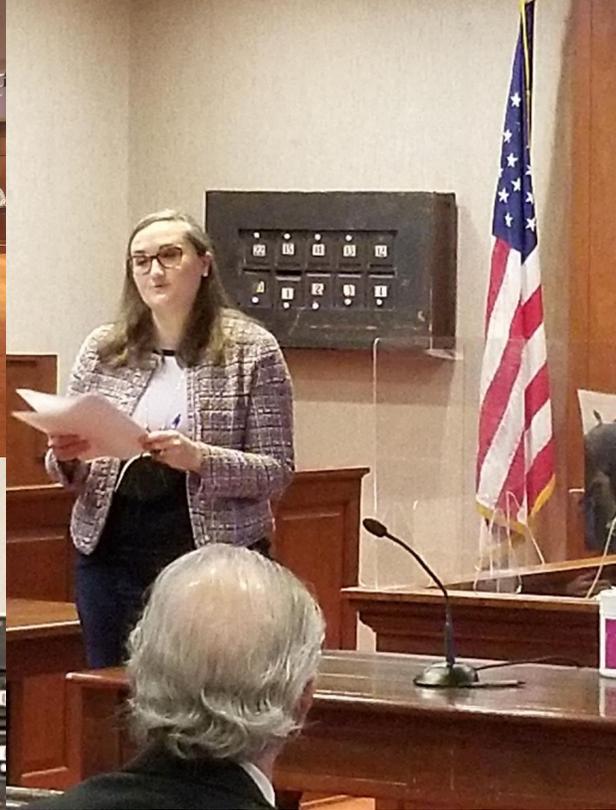
Email: LegalNurse@PriorityLegalNurseConsulting.com



RECENT EVENTS

Opening Term of Court

On September 12th BAFC members and friends gathered for Opening Term of Court for the first time since February 2020. Memorial Resolutions honoring BAFC members who have passed since the last Opening Term were read. This included Judge Samuel W. Barrick, Harry deMoll, Edward Lulie III, Tom Meachum, Stephen LeRoux, and Frank Goldstein, Family and friends were present and were beyond grateful to those who wrote, read, and gathered to remember their loved one. We also had new BAFC members sign the Lawyer's Book and unveiled Judge Nicklas's official portrait that is now hanging up in the courthouse. It was nice to have this ceremonial event back to "normal" and to see so many familiar faces.



ARTICLES OF INTEREST

BAFC PRACTITIONERS AT THE BAR- Clarence W. Miles

by: Tom Slater, BAFC Historian

Clarence W. Miles was born in 1897 in Cambridge, Maryland and died in 1977 at age 80. His father was a two-term state legislator from the Eastern Shore of Maryland, who cast one of Maryland's electoral votes for Grover Cleveland in 1892. His uncle, Joshua Miles, was a member of the U.S. Congress, representing Maryland for one term in the 1890s.

From a family of lawyers, Clarence attended the University of Maryland Law School where one of his professors was Albert Ritchie. After law school Miles practiced law in Salisbury, Maryland and tried a case before the state's Public Service Commission. He received a call from his former law professor, Albert Ritchie, who was now the Governor of Maryland, and was asked at the age of 27 to become the People's Counsel for the Public Service Commission. When he resigned after 16 months as People's Counsel, the Baltimore Sun described him as "industrious and energetic, showing purpose and demonstrating ability to protect the public interest." After serving as People's Counsel, Miles commenced the practice of law in Baltimore City, starting the law firm of Miles,

Edgett, and Collins and joined with other young lawyers in chartering the University of Baltimore Law School in 1925. In 1932 he formed the law firm Miles and O'Brien. Two Maryland Attorney Generals from Allegany County, William C. Walsh and Thomas B. Finan, eventually joined the firm as well as many other associates and partners. The firm eventually became known as Miles and Stockbridge when, in 1953, the firms of Miles, Walsh, O'Brien, and Morris merged with Mulikin, Stockbridge, and Waters. Over the years Miles & Stockbridge has represented many large and prestigious companies including the Martin Marietta Company, Black and Decker, and the Maryland National Bank, among many others.

At the age of 45, Miles volunteered to serve his country in World War II and became a lieutenant colonel (later colonel) in the U.S. Army, serving in the Judge Advocate General's office. He was called upon to give legal advice regarding the famous General Patton slapping incident and spent much time during the war in North Africa and Europe.

Clarence Miles was active in attempts to reform the Maryland judicial system and, over the years, fought to abolish the Orphans' Court system describing them as "quaint, political survivals rather than judicial units" and "an archaic, costly and inefficient method of administering testamentary matters." He was particularly critical of the fact that, with some exceptions today, Orphans' Court judges were not trained in the law. Mr. Miles served as President of the Maryland State Bar Association in 1953-54.

In 1952, Baltimore voters approved a bond issue to build a new baseball stadium in Baltimore which was to become Memorial Stadium. Clarence Miles and others began looking for a major league team to move to Baltimore to occupy the new stadium. Miles and Baltimore Mayor Thomas J. D'Alesandro, Jr. (Speaker Nancy Pelosi's father) were instrumental in putting together a group of investors that lured the old St. Louis Browns, owned by Bill Veeck, to move to Baltimore. On October 29, 1953, Miles became chairman of the board and president of the new Baltimore Orioles. On opening day in April 1954, Vice President Richard Nixon threw out the first ball re-establishing major league baseball in Baltimore (from 1882 to 1899 Baltimore had a major league team in the American Association and later the National League before relocation to New York City and eventually becoming the team that became the New York Yankees.) Clarence Miles resigned as president of the Baltimore Orioles after two years amid speculation that he was going to run for the U.S. Senate.

When efforts were made in the 1950s to do something to reinvigorate Baltimore City's economy and struggling economic vitality, a group of young business leaders led by Jim Rouse formed the Greater Baltimore Committee and chose Clarence Miles to be the first chairman of the Committee. The Committee became an important champion for the revitalization of Baltimore, including the completion of the Jones Falls Expressway, the building of a new civic center, the development of a master transportation plan as well as efforts at harbor development, air and water pollution abatement, and slum clearance. Miles was also instrumental in the formation of the Center Club in Baltimore in 1962, which was an important development in that it was the first private, influential club in Baltimore that did not have restricted membership. Miles served as its first president. In 1963, Governor Millard J. Tawes appointed Clarence Miles to head the Cambridge Coalition Committee to resolve civil rights protests in Cambridge, Maryland. Also in 1963, Miles and New York's Steuben Glass Company President Arthur A. Houghton, Jr. formed the Wye

Institute in 1963, a non-profit designed to “help to guide the economic, cultural and educational growth of the once-isolated Eastern Shore.”

Politically, Clarence Miles became involved with the Progressive Democratic League, which became the Maryland Democratic League, a faction of the Maryland Democratic Party. He attended the 1912 Democratic National Convention when he was 15 years old and his father was a delegate to the convention. He also attended the 1932 Democratic convention when Maryland Governor Ritchie was a contender for the presidential nomination. He was a close associate of Herbert O’Conor, a law school classmate, who was elected Governor of Maryland and a U.S. Senator.

Miles temporarily broke from the Democratic Party in 1952 when he supported General Dwight Eisenhower for President. He was an often forgotten candidate for the Democratic nomination for Governor of Maryland in 1966 at age 68. His campaign slogan was “Maryland Ahead By Miles.” He campaigned on a relatively progressive platform but, unfortunately for Miles, he finished fourth behind paving contractor George P. Mahoney, Maryland Attorney General Thomas B. Finan, and Congressman Carlton Sickles, carrying only Queen Anne’s County where he lived. Republican Spiro T. Agnew won the general election with much Democratic support, including Clarence Miles, due to the racist “Your Home is Your Castle: Protect It” campaign of George P. Mahoney. Miles said of Mahoney: “Any candidate who sought victory by a route chartered to inflame racial prejudice was not fit to be governor.” (quote from Spiro Agnew And The Rise Of The American Right by Justin P. Coffey published in 2015.)

Of interest is the fact that Clarence Miles and his wife became great friends with the Duke and Duchess of Windsor who often visited with them in Maryland and in Europe. When Clarence Miles died in October 1977, the Baltimore Sun described him as “an urbane man who never forgot the value of good common sense. And he applied both traits with rich results for the city and the state.”

While not a Frederick County attorney, Clarence Miles was an important practitioner of the bar, and the firm that bears his name has been a vital force in the legal community of Frederick since 1987. Note that much of the account of Miles’s life and career does not discuss his legal practice, which shows that many lawyers touch and impact the communities they live in by their commitment to the public good and public service. This certainly has been true of Frederick County lawyers.

The primary source for this account was [Eight Busy Decades: The Life & Times of Clarence W. Miles – A Memoir](#) Edited by Jacques Kelly published in 1986 and the Miles & Stockbridge Firm History.



Photos (Clockwise from top L):
1) Jim Rouse, Clarence W. Miles, and Archibald C. Rogers giving the first annual report of the Greater Baltimore Committee



2) Clarence W. Miles campaigning for Governor of Maryland in 1966 3) Clarence W. Miles and others with the Duke and Duchess of Windsor 4) Clarence W. Miles and Vice President Richard Nixon at a parade honoring the Orioles coming to Baltimore 5) Clarence W. Miles as a young People's Counsel for the State of Maryland

Events

- **October 4th, 12p: BAFC Monthly Meeting.** Our speaker will be Dr. Pamela Holtzinger, Forensic Nurse Services Supervisor, Frederick Health Hospital. Our sponsor will be Minnesota Lawyers Mutual Insurance Company.
- **October 20, 12pm: Elder, Disability, Trusts and Estates Section Meeting.** The group will be watching via Zoom the MSBA Estate & Trust Section Study Group's presentation "Case Studies in Estate Planning for Retirement Benefits: Real Life Situations after SECURE."
- **October 27: Young Lawyers Section Happy Hour** sponsored by Planet Depos. Time and Location TBA.

Save the Date

o **November 1, 12p: BAFC Monthly Meeting.** Our speaker will be Tim Maloney with our Legislative Update. Our sponsor will be ACNB Bank.

o **November 22: Thanksgiving Dinner with the Salvation Army** Watch your email for sign-ups coming soon!

o **December 15, 5-8p: BAFC Holiday Party.** Tenth Ward Distillery's Whisky Hall. Details coming soon!

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[Full Calendar of Events](#)

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

Information of Interest

From the Courthouse

IN THE CIRCUIT COURT FOR FREDERICK COUNTY, MARYLAND
ADMINISTRATIVE ORDER
REMOTE HEARING REQUESTS

All requests for remote hearings are to be filed at least thirty (30) days prior to any scheduled hearing. Requests for remote hearing in contested cases will only be granted at the discretion of the Court.

The Court will only consider remote hearing requests filed less than thirty (30) days prior to hearing on an emergency basis.

Aug 26, 2022
Date

Julie S. Solt
Julie S. Solt
County Administrative Judge



Entry Level Personal Injury Attorney and Law Clerk Positions

Firm with excellent reputation in personal injury and workers' compensation, is seeking candidates to help grow litigation and appellate departments. With offices in Montgomery, Baltimore and Frederick Counties, we are open to entry level attorneys, recent graduates, or 3rd Year law students. We have full-time and part-time positions depending on license status in Maryland. Strong writing skills are a MUST. Looking for team players who are driven and want to make a difference in their communities. Position will provide a substantial amount of hands-on litigation experience. Please submit cover letter, resume and writing sample to: Human Resources, 481 N. Frederick Avenue, Suite 300, Gaithersburg, MD 20877 or email recruiting@bsglaw.com. EOE

For Rent

Furnished, windowed, first floor office immediately available across from courthouse. Includes access to conference room. All utilities, internet, and printer usage included! Parking garage across the street and ample street parking. Please contact info@machinlawfirm.com for more information



Notice of Position Posting Director of Legal Services

The Director of Legal Services is a full-time (35 hours per week), exempt position that reports directly to the President and Executive Director. NOTE: This is *not* a remote position.

DUTIES AND RESPONSIBILITIES:

- Provide civil legal services to victims of domestic violence, sexual assault, human trafficking, and child abuse, including assessment and referral, legal consultation, and representation in protective order and peace order proceedings, family law cases and other matters arising out of and related to the Heartly House mission.
- Develop and maintain liaisons with the legal community to improve the courts' responses to victims of domestic violence/sexual assault/human trafficking/child abuse.
- Develop and maintain coordination with other organizations that provide representation to victims of crime (Legal Aid Bureau, clinics, Maryland Volunteer Lawyers Service, etc.)
- Supervise Managing Attorney, Staff Attorney, victim advocates, law students and volunteers.
- Provide training and technical assistance to Heartly House staff about the criminal justice system and to attorneys and other agencies as requested.
- Publicize and educate the legal community about the needs of victims of domestic violence, sexual assault, human trafficking, and child abuse, as appropriate.
- Develop training materials concerning dynamics of domestic violence, strategies for domestic violence cases, current case law, recent studies, and the use and identification of expert witnesses, as required.
- Develop and maintain coordination with other Heartly House programs that provide direct services to victims of domestic violence, sexual assault, human trafficking, and child abuse.
- Assist in the completion of grants/contracts and funder-required documentation including statistical and narrative reports, monthly financial reports, and other documentation required by the funding sources used in the Legal Services Department.
- Serves as a member of the management team and provides input from staff and feedback to staff for agency visioning, planning, management, and budgeting.
- Ensure positive agency visibility in the community through participation in appropriate community task forces, planning groups, and associations at a local, state, and national level.
- Ensure availability for on-call consultation with Legal Department staff on a rotating (with the Managing Attorney), 24/7 basis regarding consultation and triage of cases, working with community partners, as well as other urgent matters. Ensures appropriate coverage for times when staff is not available due to illness, vacation or personal time off.

REV. 8/26/2022

Thank you for supporting
the **Justice For All Fund** last month:
Ian Bartman
Magistrate Joanie Raymond

Are You Looking for a Paralegal?

If you are in need of a paralegal, Dr. Tracy Parker, Program Manager for Frederick Community College's Paralegal Program, may be able to help. You can reach Dr. Parker at : 301-624-2819, TParker@frederick.edu, To find out more about FCC's Paralegal program visit:

<https://www.frederick.edu/programs/business/paralegal.aspx>

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.

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