



President's Corner



James C. "Jay" West, Jr.
WVBA President

In preparation for assuming the office of President of The West Virginia Bar Association, I reviewed the listing of past Presidents of the Association and once again realized the importance of this Association to the Bar of this state. Established in 1886, this Association was, I believe, the only bar organization in West Virginia until April 10, 1951, when our Supreme Court of Appeals approved the constitution of The West Virginia

State Bar. The list of stalwarts who have served as President of this Association attests its significance to the Bar of this state. This history makes the honor of serving as President even greater.

Perhaps past generations of lawyers have been attacked by business, industry and some elected officials but I doubt that any such attacks have been as vicious as the attacks leveled at our generation. Organizations such as the U. S. Chamber of Commerce accuse us of bringing against businesses lawsuits that are clogging the U. S. Courts and adding to the cost of products. Insurance companies accuse us of bringing meritless lawsuits. Some elected officials accuse us of driving medical care providers from our state by upholding the rights of victims of negligent conduct to be appropriately compensated. In sum, those who attack us really want to replace our legal system in this country with rigid governmental regulation and control.

The attacks are not confined to the plaintiffs' bar but are directed at all attorneys, and all attorneys should be equally offended by them.

I know of no professional group who contributes as much time, effort and finance to charitable causes as do attorneys. Attorneys serve on most, if not all, boards of charitable organizations and give freely of their time and talent. Attorneys provide advice, counsel and representation to thousands of individuals per year through pro bono work. Attorneys are generally in the forefront of all professionals in responding to charitable giving. And last but not least, attorneys, through our legal system, have led the way in advocating for the rights of our fellow Americans to safety, quality and fairness.

We as lawyers will continue to provide quality service to our clients; and we, as lawyers, must challenge the inaccurate allegations made against us at every opportunity. Truth is a remarkable elixir to false claims and allegations.

Please mark your calendars for the first ever joint meeting of The West Virginia Bar Association and The Virginia Bar Association to be held at the Greenbrier July 10-13, 2003. The meeting will be a wonderful opportunity to share ideas and to expand both your sphere of friendships and your waistline.

The Inaugural Joint Meeting

The West Virginia Bar Association
& The Virginia Bar Association

Be there!

July 10-13, 2003

— The Greenbrier —

The West Virginia
Bar Association

James C. "Jay" West, Jr.
President

Pryce M. Haynes II
Executive Director

P.O. Box 2162
Huntington, WV 25722
Ph: (800) 944-9822
Fx: (304) 522-2795

E-mail: director@wvbarassociation.org

Young Lawyers Division - Join in the Fun!

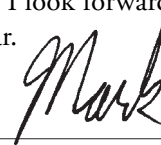
J. Mark Adkins, President
Young Lawyers Division

I am sure that as you sit there reading this article, you are expecting me to introduce myself as the this year's newly-elected President of The West Virginia Bar Association's Young Lawyers Division. Well, I will not do it. Rather than forcing you to suffer through the boring introductions, I think my time (and words) would be better spent telling everyone about the great events we have planned for this year.

As always, the YLD is preparing for the Annual Bench & Bar Reception. Held in Charleston, West Virginia, this event gives members of the bar an opportunity to socialize with the judiciary. We are also planning our 3rd Annual After Bar Exam Party at Joey's Restaurant in Charleston. Since its inception two years ago, this gathering has become one of our most successful membership recruiting tools. Moving things around the state, you can expect to see more local Legal Ease receptions

coming to a location near you. Another annual favorite - the WVU Tailgate Party - will be held next fall in cooperation with the West Virginia University College of Law's student bar association. And finally, this spring the YLD hopes to organize its first-ever golf tournament at one of our state's finest golf courses.

As you can see, the YLD has a lot going on this year, and we have a lot of work ahead. So I encourage all of West Virginia's young lawyers to get involved and to take part in the YLD. As this year moves forward, it is the YLD's goal to bring all members of the bar together - not just the young lawyers - for social and professional interaction. I look forward to seeing all of you at the YLD's events this year.



WVBA and VBA to hold Joint Annual Meeting

Plans are underway for the first joint meeting of The West Virginia Bar Association and The Virginia Bar Association! The inaugural meeting will be held July 10-13, 2003 at The Greenbrier.

Due to the large attendance anticipated during one of The Greenbrier's busiest seasons, you are encouraged to make your room reservations as soon as possible.

Call **Teresa Ambler** at The Greenbrier, 1-800-624-6070, to make your reservations today.

Be there!

Handwriting Expert

HAROLD F. RODIN

BOARD CERTIFIED QUESTIONED DOCUMENTS EXAMINER

- ◆ All Types of Questioned Documents
- ◆ Court Qualified
- ◆ Complete Laboratory
- ◆ Non-destructive Analysis
- ◆ **MEMBER: Association of Forensic Document Examiners**

1.800.327.8063

Ph: 1.937.372.8428
Fx: 1.937.372.8061
1143 W. Second Street
Xenia, OH 45385

hfrodin@aol.com



T H E G R E E N B R I E R
L O O K S F O R W A R D T O
T H E P L E A S U R E O F Y O U R C O M P A N Y

Working TOGETHER IS A TIME-HONORED

West Virginia tradition. Like the West Virginia Bar Association,
The Greenbrier is proud to be a part of this tradition of cultivating
strong partnerships that contribute to a better future for all of us.

We look forward to welcoming you to The Greenbrier.

The
Greenbrier[®]
America's Resort

White Sulphur Springs West Virginia 24986
304.536.1110 or 800.624.6070
www.greenbrier.com

2002 Annual Meeting



Sallie & John McClaugherty;
Mimi & Tyler Dinsmore



YLD President
Mark Adkins



James K. & Sally Brown,
James F. Brown



Susie & John Fisher



Mimi Dinsmore, Susan & Carl
Roncaglione, Michael Fisher



Mary Alice Peterson &
Justice Elliott Maynard



Tracy & Ken Webb

Great fun, great friends . . .

The Homestead



Jane Wimbush, Henry Light,
Steve Hopta, John Fisher,
Susie Fisher, Blair Wimbush,
Angelica Light



Bill & Rebecca Ihlenfeld



Nina & Angus Peyton



Jeanne Persinger, Lily Hill,
Deborah Hassig



Sherry & Andy Miller,
Bruce & Lola Toney



Nina & Jay West



Michael & Jennifer Sparks

... and a good time was had by all!

Buy Office Products at Discount Prices

Boise Cascade Office Products, the largest contract stationer in North America, provides WVBA members with office products at significant discounts.

50% off the list prices from the Boise Cascade "Compact" Catalog, containing traditional "high usage" items such as legal pads, pens and filing supplies.

35% off the list price from the Boise Cascade "Maxi" Catalog, the general line of the entire inventory! (Some exceptions apply.)

In addition, there are no shipping charges, no minimum order size and next-day delivery to most areas in West Virginia. For more information, contact:

Mick Bell

1-800-532-6473 ext. 8466

XEROX

An exclusive and extremely attractive discount program has been negotiated with Xerox. Before you purchase digital copiers, printers or fax machines, check with Xerox.

For all your printing, copying and faxing needs, contact:

Mike Kiger - Document Solutions

304.525.4009



Xerox
Authorized
Sales Agent



Providers of Computer Based Training in
Law Office Technology

WV CLE Self-Study Certified
3.6 Hours, Law Office Management - \$129

Hamilton Computer Products, Inc.
Legal and Professional Computer Systems

P.O. Box 7166
Charleston, WV 25356
(304) 776-4007

WVBA-U

www.wvbarassociation-u.org

Check out our NEW WVBA University webpage!

WVBA-U is committed to excellence and provides the West Virginia legal community with exceptional educational programs and materials.

WVBA University includes both traditional CLE seminars and electronic CLE - so you can earn CLE credits anytime, anywhere! Members can log in through traditional desktop computers or through Personal Electronic Devices (PDA).

To learn more, call The WVBA or log on to the website above. It pays to be a member of The West Virginia Bar Association!

Check it out today!

It pays to be a member of The WVBA!

The West Virginia Bar Association 2003 Executive Council

James C. "Jay" West, Jr. (1997)
President, West Virginia Bar Association
West and Jones
P. O. Box 2348
Clarksburg, WV 26302-2348
360 Washington Avenue
Clarksburg, WV 26301
Ph: 304-624-5501
Fx: 304-624-4454
Westandjones@aol.com

Robert M. Steptoe, Jr. (2001)
Steptoe & Johnson, PLLC
P. O. Box 2190
Clarksburg, WV 26302-2190
Third & Main Street
Clarksburg, WV 26301
Ph: 304-624-8142
Fx: 304-624-8183
steptoe@steptoe-johnson.com

John F. McCuskey (1999)
President Elect, West Virginia Bar Association
Shuman, McCuskey & Slicea
P. O. Box 3953
Charleston, WV 25339
1411 Virginia Street East
Charleston, WV 25301
Ph: 304-345-1400
Fx: 304-343-1826
Jmccuskey@shumanlaw.com

Ronda Harvey (2002)
Bowles Rice McDavid Graff & Love
P. O. Box 1386
Charleston, WV 25325-1386
600 Quarrier Street
Charleston, WV 25314
Ph: 304-347-1701
Fx: 304-347-1746
rharvey@bowlesrice.com

Charles M. Love III (1998)
Bowles Rice McDavid Graff & Love
P. O. Box 1386
Charleston, WV 25325-1386
600 Quarrier Street
Charleston, WV 25301
Ph: 304-347-1104
Fx: 304-347-1746
Clove@bowlesrice.com

Thomas S. Lilly
Real Estate Lawyers Division
Smith & Lilly
1421 Princeton Avenue
Princeton, WV 24740
Ph: 304-425-2196
Fx: 304-425-5434
sandl@citlink.net

Richard A. Pill (2000)
Pill & Pill
P. O. Box 1938
Martinsburg, WV 25402-1938
1444 A. Edwin Miller Blvd.
Martinsburg, WV 26554
Ph: 304-263-4971
Fx: 304-267-5840
Pillrpill@stargate.net

Philip B. Hill
Senior Lawyers Division
Bowles Rice McDavid Graff & Love
109 Fernbank Drive
Shepherdstown, WV 25443
Ph: 304-264-4209
Fx: 304-267-3822
phill@bowlesrice.com

J. Mark Adkins
President, Young Lawyers Executive Council
Bowles Rice McDavid Graff & Love
P. O. Box 1386
Charleston, WV 25325-1386
600 Quarrier Street
Charleston, WV 25314
Ph: 304-347-1768
Fx: 304-347-1746
madkins@bowlesrice.com

Pryce M. Haynes II, Executive Director
West Virginia Bar Association
Pryce Haynes Associates
P. O. Box 2162
Huntington, WV 25722-2162
1111 Sixth Avenue
Huntington, WV 25701
Ph: 304-522-2652
Fx: 304-522-2795
Director@wvbarassociation.org

NURSING HOME
malpractice
&
ASSISTED LIVING
negligence

**West Virginia, Virginia
and D.C.**

JEFFREY J. DOWNEY

TEL: 202.736.2782

Mr. Downey, an attorney with Robins, Kaplan, Miller & Ciresi L.L.P., is experienced in handling complex nursing home malpractice cases involving patient abuse, bed/pressure sores, serious fractures/falls, unexplained injuries, malnutrition, billing fraud, over medication and other mis-treatment. Mr. Downey is a plaintiff's trial attorney with experience in both defending and prosecuting malpractice cases and welcomes both referrals and associations. He is admitted in the bars of West Virginia, Virginia and D.C.

ROBINS, KAPLAN, MILLER & CIRESI LLP

www.rkmc.com

1801 K STREET NW, SUITE 1200, WASHINGTON, D.C. 20006

ATLANTA BOSTON LOS ANGELES MINNEAPOLIS
NAPLES ORANGE COUNTY WASHINGTON, D.C.



**A
Reputation
for Excellence.**

Endorsed by
The West Virginia Bar Association.

Serving the legal profession in
West Virginia for more than 30 years.

Providing attorneys, their
families and employees with
quality insurance and investment products
built on a solid foundation and reputation
of delivering on our word.

Insurance

- Life
- Disability
- Health
- Long Term Care

Investments

- Profit Sharing
- Mutual Funds
- 401(k) Plans
- IRAs
- Employee Benefit Programs



1-800-944-9822

www.PHAweb.com • PHA@PHAweb.com

Legal Nurse Consultants Host First Educational Seminar

Karen J. Huff BSN RN LNCC
Legal Nurse Consultants Section

Legal Nurse Consultants (LNCs) from the Southern WV Chapter of AALNC hosted their first educational seminar October 23, 2002 at the Charleston Civic Center. The seminar, "Hot Topics in Medical & Nursing Malpractice," was successful in drawing nurses from around the state with an interest in issues related to medical malpractice and legal nurse consulting. The seminar was sponsored by Steptoe & Johnson, Kay Casto & Chaney, Flaherty Sensabaugh & Bonasso and Pullin Knopf Fowler & Flanagan.



At the request of healthcare professionals attending this first seminar, plans are already underway to offer an annual seminar and expand the program to a full day. Ideas for future topics include negligent credentialing claims, high risk areas in medical malpractice, toxic torts, product liability, civil rights, employment/labor issues and other areas where LNCs provide support during the litigation process.

Cheryl Payton, LNC from Kay Casto & Chaney, coordinated the event as chair of the Educational Committee. Lectures were given on a variety of topics: Introduction to Legal Nurse Consulting, Advance Directives and End of Life Issues, Trends in Medical Malpractice, Medical Records Documentation, and Nursing Ethics, Standards, and the Disciplinary Process.

As chapter president, I was honored to participate as a speaker alongside attorneys with expertise in healthcare law and medical malpractice. Faculty member speakers for the program included: Patrick Kelly, Steptoe & Johnson; Bill Foster, Kay Casto & Chaney; and Kip Reese, Steptoe & Johnson.

If there are any WVBA members with an interest in lecturing to LNCs, we would love to hear from you. We are looking for experts, both plaintiff and defense, as guest speakers for educational offerings at our monthly meetings. Please contact Karen Huff, huffk@steptoe-johnson.com, or Cheryl Payton, cherylp@kaycasto.com.

As LNCs, we continue to enjoy our new relationship with the WVBA. The opportunities for networking and professional growth are endless. This is an exciting time for LNCs in West Virginia. Good things keep happening!



FIRST AMERICAN TITLE INSURANCE COMPANY

The First American Eagle Protection Policy - It covers more than you can imagine.



A Symbol of Protection

735 Main Street, Barboursville, WV 25504
Telephone: 304-736-1111
Facsimile: 304-736-1104

Laura Wareheim
Assistant Vice-President and Manager



304 766-7760 www.artisticpromos.com

Shirt: #A2482P

Cutter & Buck Tournament Pique Polo.

Embroidered logo on left chest.


S-XXL \$37.40


Big & Tall \$48.30

Choice of Embroidery in White or Navy.



Please indicate logo preference in boxes below.


 Logo 1


 Logo 2

Available Colors






Company _____

Name _____ Phone _____

Street _____

City _____ State _____ Zip _____

Payment Method: CHECK    Company PO# _____

Credit Card # _____ Exp. Date _____

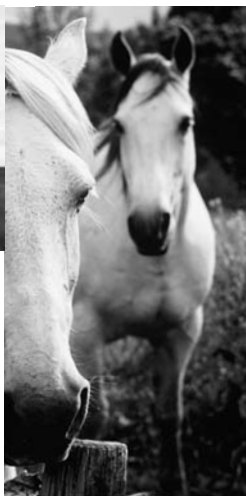
Item #	Description	Shirt Color	Emb. Color	Size	Qty	Amount
A2482P	Cutter & Buck Tourn. Pique Polo			Small		
A2482P	Cutter & Buck Tourn. Pique Polo			Medium		
A2482P	Cutter & Buck Tourn. Pique Polo			Large		
A2482P	Cutter & Buck Tourn. Pique Polo			X-Large		
A2482P	Cutter & Buck Tourn. Pique Polo			XX-Large		
	Please Enter Size On Items Below					
A2482P	Large Tall thru 4X Tall					
A2482P	1X Big thru 5X Big					

Shipping & Handling Rates	
\$20-\$50	Shipping \$5.00
\$51-\$100	Shipping \$7.50
\$101+	Shipping \$10.00

Subtotal	\$
Shipping	\$
Subtotal	\$
6% Tax	\$
Total	\$



WHAT WAS
OUR *meeting* about
AGAIN?



OF COURSE YOUR GROUP will love our spectacular new Grand Ballroom. They'll appreciate the expansive bay windows and soaring 22-foot ceilings. And the fact that we now have over 72,000 square feet of meeting space. But it's our European-style Spa, championship golf, tennis, fly-fishing, mountain biking and horseback riding they'll all be talking about. *We understand.* That's what happens when you're not only the perfect place to have a meeting but the ideal place to unwind from one as well.



**THE
HOMESTEAD.
1766**
A Pinehurst Company Resort
Hot Springs, Virginia
1.888.796.5838
www.thehomestead.com



VIRGINIA
IS FOR
LOVERS

2003 Inaugural Joint Meeting

The West Virginia Bar Association &
The Virginia Bar Association



THE GREENBRIER

JULY 10-13, 2003

Be there!

The West Virginia
BAR ASSOCIATION

P.O. Box 2162
Huntington, WV 25722

Pre-sort Standard
U.S. Postage Paid
Permit No. 229
Huntington, West Virginia



Happy Holidays from The West Virginia Bar Association!