



February 2014

Vol. 31, No. 2

THE DICTA

The Docket

February 11 (Tuesday)
Lawyers Promoting Diversity Committee Meeting
Noon, Belo Mansion

February 11 (Tuesday)
DAYL Lunch and Learn CLE
Noon, Belo Mansion

February 12 (Wednesday)
DAYL Solo & Small Firm Roundtable Discussion
6:00 p.m., Stoneleigh P

February 12 (Wednesday)
DAYL Attorneys Assisting Troops Committee Meeting
12:00 p.m., Cafe Express Mockingbird Station

February 13 (Thursday)
DAYL Lawyers Serving Children Committee Meeting
Noon, Belo Mansion

February 13 (Thursday)
DAYL Law Student Assistance Committee Meeting
6:30 p.m., Times Ten Cellars

February 17 (Monday)
New Rules CLE
Noon, Belo Mansion

February 18 (Tuesday)
DAYL Elder Law Committee Meeting
Noon, Belo Mansion

February 18 (Tuesday)
DAYL Membership Committee Meeting
6:30 p.m., The Londoner

February 20 (Thursday)
DAYL Animal Welfare Committee Meeting
Noon, Belo Mansion

February 24 (Monday)
DAYL Solo & Small Firm Committee Meeting
Noon, Belo Mansion

February 25 (Tuesday)
DAYL Aid to the Homeless Committee Meeting
Noon, Belo Mansion

February 26 (Wednesday)
DAYL Equal Access to Justice Committee Meeting
Noon, Belo Mansion

February 27 (Thursday)
DAYL Social
6:00 p.m., Central Standard

February 28 (Friday)
DAYL CLE Committee Meeting
Noon, Belo Mansion

DAYL ONE TO WATCH

Lauren Brown has been selected as the February 2014 DAYL One to Watch! To find out why, visit www.dayl.com.

CSI Investigates Central Standard

Do your own investigative work at the next DAYL Social on **Thursday, February 27th. Courtroom Sciences, Inc.** will sponsor this month's social from 6:00 – 8:00 p.m. at **Central Standard**, 1400 Hi Line Drive, in Dallas.

Since 1989, CSI has been a national leader in comprehensive litigation support

services. Through extensive use of web-based and other technologies, CSI continues to meet the needs of clients while leaning on extensive and invaluable experience in major litigation across America.

CSI will provide two drink tickets and appetizers for all attendees. The cost is only \$3 for DAYL members and \$5 for non-members. We hope to see you there!

What Every Young Lawyer Should Know About ... E-Discovery

Most attorneys, at some point, will have a client embroiled in litigation – and therefore the discovery process. And with the advances in technology over the past decade, much of that discovery is done electronically.

To get us up to speed, please join the DAYL and a very distinguished panel of: **Judge Martin Hoffman**, Judge of the 68th District Court; **Paul Stafford**, Partner at Carter, Scholer Stafford, Arnett, Hamada & Mockler, PLLC; **Rachel Ratcliff**, Vice President at Stroz

Friedberg; **Angelina LaPenotiere**, Partner at Carrington, Coleman, Sloman & Blumenthal, LLP; and **Chris Simmons**, Associate at Gruber Hurst Johanson Hail Shank, LLP on **February 11, 2014** at Noon at the Belo Mansion for a step-by-step overview of the E-Discovery process.

This program has been approved for 1.0 hours of CLE credit. It is free for DAYL members and \$10 for non-members.

RSVP to **Cherie Harris** at cherieh@dayl.com.

New Rules in Texas Civil Litigation

Please join us at the Belo Mansion (Pavilion East) on Monday, **February 17, 2014** at noon for a CLE program on the New Rules in Texas Civil Litigation. **Judge Martin Hoffman** (68th Judicial District Court) will lead a discussion on the Dallas County Local Rule amendments (the first amendments in ten years), new e-filing rules adopted by the Texas Supreme Court, and the expedited trial rule and dismissal for baseless actions—one year later. Judge Hoffman will be joined by

Monica Latin (Carrington, Coleman, Sloman & Blumenthal, L.L.P.) and moderator **Elisabeth Wilson** (Winstead P.C.). The program is free to attend, and one hour of CLE accreditation, including .25 of ethics, will be available.

There is no charge to attend; however, please RSVP to **Cherie Harris** at cherieh@dayl.com. Lunch is available for purchase and parking is available in the Belo Mansion garage for a nominal fee.

The new rules are also available online at <http://tinyurl.com/oxn4bgu>.

THE DICTA

Jennifer Lee, Editor

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DALLAS ASSOCIATION OF YOUNG LAWYERS
2101 Ross Avenue
Dallas, Texas 75201
214-220-7420 | 214-220-7422 fax
www.dayl.com
Cherie Harris
Executive Director

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Copy Deadline for March Issue:

February 15, 2014

Jennifer Lee

Phone: 972-980-3264

Email: jlee@feesmith.com

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From the President

Yolo

Last St. Patrick's Day, during the annual parade on lower Greenville, I saw a young lady run down the street with short neon green shorts with the letters "Y-O-L-O" written in neon yellow across her behind. That was my first introduction to the hip new abbreviation for "You Only Live Once." Most of the time, it's used as a hash tag for extraordinary events and unique experiences like flying in a hot air balloon over the Serengeti or front row seats at the Justin Timberlake concert in Las Vegas. It's also used to justify really bad decisions like a decadent foie gras burger and truffle fries right before bathing suit/trunk season or that happy hour cocktail when all you've had to eat all day were mini Snickers from your secretary's candy bowl (and perhaps the neon green shorts?).

Fast forward to a couple of weeks ago, when I attended the Dallas Bar Association's luncheon celebrating the legacy of Dr. Martin Luther King, Jr. It doesn't matter how many times I have heard his words, I always get choked up and inspired. Allow me to share a few of my favorite quotes from this incredible leader:

- "Life's most persistent and urgent question is, 'What are you doing for others?'"
- "An individual has not started living until he can rise above the narrow confines of his individualistic concerns to the broader concerns of all humanity."

It's amazing that his words over 50 years ago still ring true, and while



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it is a vastly different take than Neon-Green-Short-Shorts Lady, Dr. Martin Luther King, Jr. believed in **YOLO** too. And for what it's worth, **I like his take better.** I love his legacy of making a difference and contributing to the greater good. I am moved by his selflessness and sense of responsibility to the community. I am inspired by his compassion and commitment to action. And I want you to be too.

So if you could indulge me this year – join DAYL in our own **YOLO** movement. Join us at one of our monthly Generation Generosity events, where we commit to a few hours of community service. Volunteer this year with the Law Students Assistance committee or Assisting Lawyers in Transition committee as they conduct mock interviews. Visit a senior center with the Elder Law committee and play bingo with our senior citizens. Serve lunch to the homeless with the Aid to the Homeless committee.

Too hands on? Or don't have that much time? No worries, DAYL's gotchu. How about seeking/donating a silent auction item for the Animal Welfare committee so we can raise money for a no-kill shelter? Or coming to the Equal Access Justice committee's Wine Tasting so we can raise money for the Dallas Volunteer Attorney Program. And if all else fails: Send us another young lawyer at your firm or from your network.

Remember Dr. King's words: "If I cannot do great things, I can do small things in a great way." We hear you, Dr. King. #YOLO

DAYL Accepting Nominations for Prestigious Awards

DAYL is accepting nominations for its Outstanding Young Lawyer Award, the Liberty Bell Award, and the Outstanding Mentor Award. The recipients will be presented with their awards at the DBA Annual Law Day Luncheon. Each winner will then be submitted to the Texas Young Lawyers Association for statewide consideration.

Outstanding Young Lawyer Award

To be eligible for selection as the DAYL's Outstanding Young Lawyer, nominees must have been 36 years of age or younger as of June 1, 2013. In addition, nominees must be licensed to practice law in Texas and be members in good standing of the State Bar. The Awards Committee will consider all outstanding qualities of a nominee, including (1) exemplified professional proficiency; (2) service to the profession; and

(3) service to the community.

Liberty Bell Award

The Liberty Bell Award recognizes a non-lawyer of any age who has made a selfless contribution to the community by strengthening the effectiveness of the American system of justice. The categories of community service to be considered include activities that (1) promote a better understanding of our form of government, especially the Bill of Rights; (2) encourage greater respect for the law and the courts; (3) stimulate a deeper sense of individual responsibility; (4) contribute to the effective functioning of our institutes of government; and (5) instill a better understanding and appreciation of the rule of law. Non-lawyers of any age are eligible to receive this award.

Outstanding Mentor Award

The DAYL Outstanding Mentor Award is awarded to a lawyer in Dallas

who has consistently demonstrated a commitment to mentoring young lawyers in his or her legal community. Nominees must be licensed to practice law in Texas, have paid membership dues prescribed by the Supreme Court of Texas and be members in good standing of the State Bar. The DAYL Awards Committee will consider all outstanding qualities of a nominee, including (1) service as a role model to young lawyers in the legal community; (2) fostering the development of young lawyers; and (3) significant contributions to the profession and/or the community.

Nominations for each award may be made by individuals, groups of individuals, or organizations. If you would like to nominate someone for an award, contact **Jonathan Childers** (jchilders@ghjhlaw.com or 214.855.6872). The deadline for submitting nominations is **March 10th, 2014**.

Join the DAYL in Helping the North Texas Food Bank

As many of us are striving to stick to our diets that accompany our new year's resolutions, many North Texans are struggling to even put food on the table. We need your support to make sure our neighbors are not going hungry and

have access to nutritious meals.

February's Generation Generosity volunteer project will be at the North Texas Food Bank (NTFB) on **Saturday, February 8, 2014**, from 8:45 a.m. – 11:30 a.m. Volunteers will help pack boxes of food and sort donations.

The NTFB provides access to nearly 175,000 nutrition meals every day, and volunteers like us play a big role in what the NTFB is able to provide. If you are interested in volunteering, please contact **Cherie Harris** at cherieh@dayl.com.



Stefanie Bradshaw helps sort clothes at the Austin Street Center during January's Generation Generosity event.



Volunteers at the January Generation Generosity event accomplished a lot in a short two-hour workday.

In Case You Missed It: Business Development: How Do I Get Started?

by Jodi McShan

As young lawyers, we often focus on doing the work the partners give us and doing the best job possible. Both are noble goals, but eventually partners start looking for more than a good job. They start looking for someone who can bring in business and contribute to the firm by way of more clients. **Arthur E. Anthony** (Locke Lord, LLP), **Bryan A. Erman** (Carrington, Coleman, Sloman, & Blumenthal, LLP) and **Bill S. Richmond** (Gruber Hurst

Johansen Hail Shank, LLP) served on a panel to discuss how young lawyers can take that next step.

First, the “next step” starts now. Mr. Erman emphasized that you can start now – keep up with your classmates, go to networking events, and meet new people. The key is to remember that an initial meeting is not an immediate referral; the referral could happen years down the line. As Mr. Richmond stated, “relationships are first.” Keep in mind that everyone you meet knows other people.

You never know when or from where that referral may come, and people remember those who take a genuine interest.

Mr. Anthony put it all in three main points: 1) understand your market environment and be able to articulate what value you add, 2) treat every person as a potential client, and 3) get involved. As young lawyers, do not be afraid to get out there and start building those relationships now. Those relationships are the key to your future rain-making!

DAYL thanks The City Club for sponsoring the 2014 Committee Chair Orientation on January 22, 2014. The City Club, located at the top of 901 Main Street, is one of Dallas’s oldest and most prestigious clubs.

It offers private dining and greatly reduced membership fees for members of the Dallas Association of Young Lawyers.

For information, contact Cherie Harris (cherieh@dayl.com).

DICTA Dish

Michael Wysocki is now certified by the Texas Board of Legal Specialization in Family Law and has been named Partner at McCurley Orsinger.

Erin Bogdanowicz is now certified by the Texas Board of Legal Specialization in Family Law.

Thompson & Knight attorney Kelly M. Perez has obtained Board Certification by the Texas Board of Legal Specialization (“TBLS”) in Estate Planning and Probate Law.

Chris Rogers was named Partner at Haynes and Boone, LLP

To include an announcement in a future issue of the DICTA Dish, email cherieh@dayl.com.

Scenes from the 2014 DAYL Committee Chair Orientation



Resolve to be Involved

by Jodi McShan

Many people start off the new year with a number of resolutions: get in shape, get out of debt, get... Some (and I hope many) of you resolved to network more and become more involved in the Dallas Association of Young Lawyers. Now you have your goal. How do you get there?

Socials

While it may seem a bit cliché, DAYL's monthly socials and other special events are a great way to network. Many of our events have a wide range of attendees – from law students to judges. The biggest tip for socials? Be yourself. You are not there to sell yourself. You are there to meet up with old friends and make new friends. People who know you will know you are looking for a job or know what types of cases you handle in case of future referrals. As a friend of mine says, "Make friends first, and the business will follow." You give referrals to people you know and respect. The first step is getting out there, so people will know you.

Generation Generosity

This DAYL program is a great way to get involved in DAYL as well as the community. Once a month, DAYL organizes a community service project throughout Dallas. Members and friends come together to give back to our community and show Dallas that lawyers do care. When you volunteer, you have the opportunity to give back to the community as well as meet new people. We have found that our members form strong bonds while working together on these projects together, and you never know. Your work buddy may end up as your new best friend and/or referral.

CLEs

Everyone has to have CLE credit, so you can meet a wide range of people at our continuing legal education courses. With our CLE committee and special interest committees, our programming covers a wide range of topics that should

(hopefully) appeal to everyone at some point. These lunchtime meetings allow you to get your mandatory CLE in while meeting other young attorneys. Keep your eyes open for upcoming CLEs as we have a few each month.

Special Interest Committees

DAYL also has a number of special interest committees – ranging from Animal Welfare to Judiciary Committee. Each committee meets about once a month to plan events. Depending on the committee, you may be organizing a benefit or a happy hour or calling judges to get speakers for a panel. Our committees take pride in bringing quality programs to benefit each committee's purpose and enhance the value of your DAYL membership. If there is an interest you do not see represented, we are happy to help you find a committee that addresses your interest or start a new committee.

Extracurriculars

And I don't just mean sports! While we have flag football, softball, and basketball leagues, we also have regular trivia competitions. You can come flex your muscles and/or your brain, depending on what you want to get involved in. These are a great way to interact with other attorneys while not discussing or even thinking about the law – well... until trivia decides to ask about the occasional Supreme Court Justice. You can sign up for the sports leagues through your firm – get a team together and come out to play. Trivia is new each time. Grab some friends and come out for a fun evening of seeing who knows the most random "useless" facts that may not be as

useless as you once thought!

Leadership

DAYL also provides great avenues for you to grow as a leader. You went to the socials, you have your CLE, and you have passion. You can become more involved by joining committees to help plan programming and events. Our committee chairs are happy to have more people on board to bring new ideas and help contact speakers, venues, and sponsors. If you are interested in joining a committee, you can attend the monthly meeting or email **Cherie Harris** (cherieh@dayl.com) to get on the committee's listserv.

Each year DAYL has a leadership class. For this year's class, applications will become available in April, and the selected class will embark on a year-long journey of growth and giving back to the community. You attend a leadership retreat, have monthly meetings that help you learn about the Dallas community and the role we play as lawyers. The year culminates in a class project, which has been everything from the founding of the Freedom Run to a professionalism program for a local charter school to a benefit concert. The class selects the project and the class is responsible for working together to budget, plan, and execute the selected event. It is a great experience, and anyone interested in learning how to become a better leader should strongly consider applying.

So now you know how to get involved. Get up, get out, and get involved because who doesn't like checking something off of the to do list?

DAYL Forms New Young Employment & Labor Lawyers Committee

DAYL is excited to announce the formation of a new committee called Young Employment and Labor Lawyers ("Y.E.L.L."). The committee's goal is to build relationships and improve collegiality in the Dallas labor and employment bar. Through relevant CLEs and social events, Y.E.L.L. will

provide a forum in which young employment and labor lawyers from a variety of practice areas can connect and network.

Mark your calendars for the Y.E.L.L. inaugural happy hour on March 6, 2014, from 6:00 to 8:00 p.m. at Kung Fu Saloon. For additional information or to RSVP, contact **Cherie Harris** (cherieh@dayl.com).

Texas Supreme Courts approves Changes to Dallas County Local Rules

by Judge Martin Hoffman

For the first time in over ten years, the Dallas County Local Rules have been amended. The Dallas Civil District Judges felt that a thorough and inclusive process was important for amending these rules. The project was coordinated by **District Judge Martin Hoffman** and assisted by **Quentin Brogdon** of the Law Offices of Frank L. Branson and **Monica Latin** of Carrington Coleman. Numerous groups were invited to participate including the Dallas Bar, Dallas Trial Lawyers Association, DAYL, J.L. Turner, DHBA, DAABA, representatives from the mediator community and many others. After numerous public meetings, dozens of proposed rules changes and extensive input by the judiciary, the local judges unanimously submitted the proposed amendments to Texas Supreme Court. Every Civil District Judge and County Court at Law judge eventually signed off on these amendments. The following are the most substantive amendments to the local rules: Rule 1.03 was amended to clarify that an ancillary proceeding can be transferred by an individual Court to another judge in addition to being assigned by the Dis-

trict or County Clerk.

Rule 1.07 was amended to clarify that the cases subject to transfer pursuant to 1.06 rule provides a nonexclusive list of cases subject to transfer.

Rule 1.07(e) was added to establish that applications for approval of a transfer of structured settlement payment rights should be transferred to the court that approved the establishment of the underlying annuity.

Rule 2.04 was extensively amended to reflect changes associated with the e-filing of documents. The rules dictate that page number shall be consecutively numbered and “should continue in sequential order through the last page of any attachments or exhibits (ie. Should not restart with each succeeding document). Any reference to an attachment shall include the sequential page number where the reference can be found.”

Rule 2.06 was amended to clarify that even if a motion to approve a minor settlement is agreed to by the party, the court may still require a hearing on that type of motion.

Rule 2.07(d) was amended to exclude additional types of motions from the certificate of conference requirement: motions to confirm arbitration awards,

motions to exclude expert testimony, pleas to the jurisdiction, motions to designate responsible third parties, and motions to strike designations of responsible third parties.

Rule 2.09 now requires that all motions, briefs, responses and replies must be filed and served at least three working days before the scheduled hearing, except in an emergency.

Rule 2.11 was completely substituted. The original rule 2.11 was identical to Texas Rules of Civil Procedure 191.1 and was, therefore, eliminated from the local rules. The new rule 2.11 clarifies that parties must provide notice of hearing within one day of obtaining a setting from the clerk.

Rule 4.01 now requires counsel to provide a preferred email address in addition to the information required by the new TRCP 57, and to notify the District Clerk with any changes to that information.

Rule 5.04 was changed to eliminate the requirement specific to County Courts at Law that motions for continuances must give provide good cause even if agreed. The Texas Supreme Court approved these amendments on January 15, 2014 and they are effective immediately.

DALLAS ASSOCIATION OF YOUNG LAWYERS 2014 SUMMER JUDICIAL INTERN PROGRAM

The Dallas Association of Young Lawyers invites first and second year law students to apply for this summer's Judicial Intern Program. Judges from Dallas-area civil, criminal, probate, family and appellate courts will be participating. Applicants must have completed first-year civil procedure and legal writing courses before June 2014. Courses in evidence and criminal or appellate procedure are helpful but not required.

Internship selections will be made by the participating judges starting in March. Applicants must be willing to commit to a six-week, full-time voluntary internship during the summer months and are expected to honor any commitments made to the judges. The internship is unpaid, and individual schedules will be determined by the judges. Students selected to participate in the program must attend a mandatory orientation taught by participating judges. The location and time of the orientation will be provided at a later date.

For more information, visit www.dayl.com.

The application deadline is **February 22, 2014**.

DAYL 2014 Committee Chairs

Aid to the Homeless

Michael Holmes - michael.holmes.legal@gmail.com
 Ethan Lange - elange@lockelord.com
 Pamela Sieja - psieja@brlaw.com

Animal Welfare

Shaun Hassett - Shaun.Hassett@alston.com
 Whitney Keltch - Wkeltch@mccathernlaw.com
 Eliot Walker - eliot.walker@skiemontpuckett.com
 Casey Ransom - cransom@robwiley.com
 David Newland - danewland@jonesday.com

Assisting Lawyers In Transition

Sophilia Hsu - shsu@fnlawfirm.com
 Rob McAngus - rob@ward-turton.com
 Lulu Seikaly - lulu.seikaly@gmail.com

Ask-A-Lawyer

Alex Fuller - afuller@lrmlaw.com
 Leslie Chaggaris - leslie.chaggaris@rgmfir.com
 Noah Nadler - noah.nadler@haynesboone.com
 Rachel Kingrey - rkingrey@gardere.com
 Mackenzie Wallace - Mackenzie.Wallace@tklaw.com

Attorneys Serving the Troops

Sarah Duff - srduff@thedufflawfirm.com
 Chris Hodge - chodge@ccsb.com
 Janet Ayyad - janet.ayyad@haynesboone.com

Basketball Commissioners

Jordan Campbell - jordan.campbell@nortonrosefulbright.com
 Scott Drake - scott.drake@nortonrosefulbright.com

Continuing Legal Education

Jennifer Larson - jl Larson@mcslaw.com
 Jodi McShan - jodimcshan@gmail.com
 Tim Hardesty - thardesty@andrews-barth.com
 Bill Richmond - brichmond@ghjhlaw.com
 Sara Romine - SRomine@CCSB.com

Elder Law

Jennifer Lewis - jennifer.lewis@fghlaw.net
 Steven Hallbauer - steven@lemonshallbauer.com
 David Mead - david@meadlegal.com
 Ashley McMillan - ashley@mcmillanpc.com

Equal Access to Justice

Chris Bankler - cbankler@jw.com
 Lance Currie - lcurrie@ccsb.com
 Suma Ananthaswamy - suma.ananth@gmail.com
 Melanie Goolsby - mgoolsby@pronskepatel.com
 Chris Simmons - csimmons@ghjhlaw.com
 Caleb Trotter - ctrotter@munsch.com

Fashion in the Law

Erin Bogdanowicz - erin@mccathernlaw.com
 Leah Frazier - leah.frazier@citi.com
 Nicole Collins - nicole.collins@akerman.com
 Lindsey Griffin - lgriffin@cobbmartinez.com

Football Commissioner

Dawud Crooms - Dawud.Crooms@haynesboone.com

Freedom Run

Allison Grossman - allisong@anderson-tobin.com
 John Hardage - jhardage@wbclawfirm.com
 Lauren Brown - lauren.brown@bgllp.com
 Leiza Dolgih - leiza.dolgih@godwinlewis.com
 Reagan Vernon - reagan@koonfuller.com
 Joshua Kipp - jkipp@ccsb.com

Generation Generosity

Jennifer Lee - jlee@feesmith.com
 Sean Clemmensen - sean.clemmensen@tiagotitle.com
 Aaron Capps - acapps@griffithdavis.com
 Carling Nguyen - cnguyen@wolf-law.com
 Kristen Knauf - kristen.knauf@gmail.com

Judicial Intern

Chris Simmons - csimmons@ghjhlaw.com
 Dennis Siaw-Lathey - denniss@anderson-tobin.com
 Joshua Sandler - jsandler@ghjhlaw.com
 Chalon Clark-Thomas - Chalon.Clark@huschblackwell.com

Judiciary

Alex More - amore@ccsb.com
 Lindsey Griffin - lgriffin@cobbmartinez.com
 Meghan Nylin - meghan.nylin@gmail.com
 Aaron Capps - acapps@griffithdavis.com
 John Burkhead - jburkhead@flbranson.com
 Jennifer Larson - jl Larson@mcslaw.com

Lawyers Against Domestic Violence

Brad Nitschke - bnitschke@jw.com
 Jenna Carl - jcarl@ccdallas.org
 Amber Shemesh - ashemesh@modjarrad.com
 Rhiannon Kelso - rkelso@modjarrad.com

Lawyers Serving Children

Bri Turner - bturner@ccsb.com
 Shawna Dalrymple - sdsurow@aol.com
 Whitney Keltch - Wkeltch@mccathernlaw.com
 Marcus Perkins - Marcus.Perkins@haynesboone.com

Law Student Assistance

Aaron Burke - aburke@hdbdk.com
 Joseph Hummel - jhummel@krcl.com
 Alex Bolton - abolton@uplawtx.com

Lawyers Promoting Diversity

Ann Chao - ann@btfurnishings.com
 Juanita DeLoach - juanita.deloach@dentons.com
 Brent Burpee - Brent@chadwestlaw.com

Leadership

Robert Witte - rwitte@strasburger.com
 Karen McCloud - mccloud@karenmccloud.com
 Aaron Tobin - atobin@anderson-tobin.com
 Dena DeNooyer Stroh - dstroh@jdmii.com
 Judge Rob Canas - rcanas@dallascounty.org

Membership

Tim Hardesty - thardesty@andrews-barth.com
 Marissa Jeffrey - marisalynnejeffrey@gmail.com
 Paige Tackett - paige.tackett@gmail.com
 Jodi McShan - jodimcshan@gmail.com
 Thomas Conner - tconner@ccsb.com
 Sarah Rogers - srogers@thompsoncoe.com
 Rebecca Nichols - rfitzgib@gmail.com

Social

Robert Bogdanowicz - rob@deanslyons.com
 Paul Simon - paul@simonpaschal.com
 Derik Scott - dscott@stovalllaw.com
 Ethan Minshull - eminshull@ghjhlaw.com
 Andy Jenkins - andrewkjenkins@gmail.com

Softball Commissioner

Matt Daniel - mdaniel@lawyerworks.com

Solo and Small Firm

Barbara Pelaez - bmpelaez@gmail.com
 Jodi McShan - jodimcshan@gmail.com
 Kevin Davidson - kevin@chrissmithlaw.com

Trivia Bowl

Adam Baumli - abaumli@gmail.com
 Barbara Peleaz - bmpelaez@gmail.com

Young In-House Lawyers

Ryan Smith - ryan.sum.smith@hp.com
 Paula Richmond - prichmond@unitedorthogroup.com
 Katie Zugsay - kzugsay@sw-credit.com
 Susan Do - sdo@mannatech.com
 Jaime Ramos - jaime.ramos@collabera.com
 Ron Rohde - ron.rohde@cphomes.net

Young Employment & Labor Lawyers

Aida Wondwessen - awondwessen@littler.com
 Ginger Fritchey - vfritchey@gmail.com
 Stacy Cole - cole.mba@gmail.com
 Justin Gobert - justin.gobert@hollyfrontier.com

Young Partners/Business Development

Abigail Moore - abmoore@lockelord.com
 Timothy Newman - timothy.newman@haynesboone.com
 Sarah Rogers - srogers@thompsoncoe.com
 Katie Stepp - kstepp@deanslyons.com