

# ORALL NEWSLETTER

OHIO REGIONAL ASSOCIATION OF LAW LIBRARIES

JUNE, 2013

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*President's Column – Emily Janoski-Haehlen*

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## President's Column - Change

It's finally summer (*and the end of my first year as a library director!*) and for me, that means less students and faculty in the building and more time to spend on projects that I haven't been able to work on during the regular semester. One of the big projects at Valparaiso this year is the installation of a new soft seating area for students and patrons (and new carpet and paint of course). As I type this column, the construction crew is drilling 10 inch holes through our concrete floor right outside my office door so you can imagine the noise (and forgive any typos or grammatical errors). This new seating area will be located in what is currently our reference section which meant that our entire reference collection had to be weeded in the dead period between finals and summer classes. (I would like to note that the amazing librarians and staff I work with accomplished this task in half a day!)

Because of this weeding project, I started thinking more about what

collection development means with all the changes in law schools and legal publishing that have occurred over the years. I have asked myself how do you weed a reference collection, what retention guidelines should we establish, and what truly constitutes a reference resource nowadays? I polled a number of my colleagues at various institutions and asked what was in their reference collection. Not surprisingly, I got a variety of responses. I quickly realized that there is not a "one-size fits all" explanation of a law library reference collection.

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# ORALL

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**Dues: \$20 per year**

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### Newsletter

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**page.**

### **Profile**

ORALL is a 4-state chapter of the American Association of Law Libraries [Ohio, Indiana, Kentucky, Michigan]. It was formed in 1949 "to further the development and usefulness of law libraries and to stimulate a spirit of mutual helpfulness among law libraries of this region." An annual conference is held each fall. ORALL publishes or sponsors the following publications: *Core Legal Collection* [bibliographies for Ohio, Indiana, Kentucky, Michigan], ORALL Membership Directory, ORALL Newsletter, Ohio Legal Resources Annotated Bibliography & Guide 3rd.

## **President's Column *continued***

Many libraries include practice materials in reference including court rules, practice guides and formbooks. Other libraries keep dictionaries, research guides, directories and more ready reference materials in their reference sections. And a few libraries indicated that they don't even have "reference" sections anymore. Even though it's a different type of library with different resources, I thought it was interesting that the Valparaiso University main campus library recently removed its reference shelving and added the reference materials to the circulating collection and has actually seen an increase in the usage of the materials. If I had time to examine this project and all the changes in reference collections in more detail, it could probably turn into a lengthy article! (As a side note, if your library has undergone any change related to your reference collection, I would love to hear about it.)

Summer also means that the AALL annual meeting is right around the corner. The AALL Local Arrangements committee is working on putting together a happy hour in Seattle at a restaurant near the convention center. Stay tuned as more details will be coming out on the listserv. I also know that the Toledo Local Arrangements Committee is working hard to put together a fantastic ORALL annual meeting for October and the Education Committee is also hard at work putting together a program that will be well worth the trip to Toledo. More details will be provided in the next newsletter!

Until the next installment of the President's column, I wish everyone a happy, relaxing, and fun summer!

\* \* \*

### ***Half a Mile from AALL – Seattle's Best in a Brief Walk*** **by, Ingrid Mattson, Moritz Law Library, The Ohio State University**

Pretend for a moment you're in Seattle for AALL. Let's say you're among the many not renting a car and hassling with traffic. You may also be a little overwhelmed from all the socializing and crowds and just want to step away for a minute. You've read through the Local Arrangements Committee's recommendations for food and drinks, but a little more info on practical ways to see the city and enjoy its offerings couldn't hurt. Here are a few insider tips, focusing on the best dining Seattle has to offer within a half-mile walk of the convention center.

First things first: a little geographic orientation. Hills tend to run up from the southeast to the northwest. In other words, if you're headed toward the water (i.e., southeast), you're likely walking downhill. That's something you may want to consider as you plan whether to stick to the numbered (i.e., flatter) streets around the convention center or walk the named streets which run up and down hill.

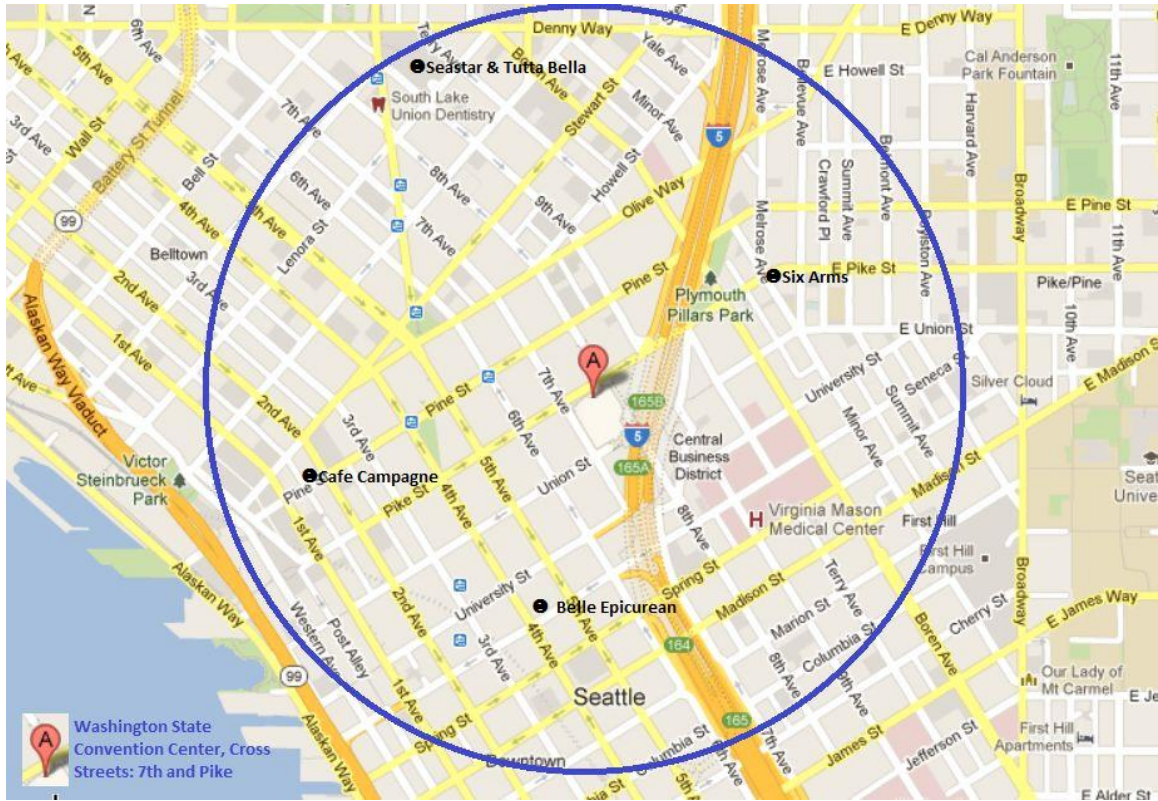
Note also that Seattle's downtown has a unique naming convention for its streets. The possibly provocative mnemonic device Seattleites have devised for remembering the order of the downtown streets hints at the city's sense of humor but can also orient you as you meander half a mile south of your hotel: "Jesus Christ Made Seattle Under Protest." So, from south to north, the downtown Seattle streets are as follows: Jefferson, James, Cherry, Columbia, Marion, Madison, Spring, Seneca, University, Union, Pike, and Pine. The conference center is on Pike, which dead ends toward the water at the Pike Place Market.

Within half a mile radius of the convention center, you can't go wrong with these options. Belle Epicurean is a little French bakery that includes small, savory meals in addition to sweets. Baguettes stuffed with gruyere cheese, mornay sauce, horseradish aioli, roast turkey, or any other number of delights are number one on my list of things to eat. I also recommend the "Alsatian Flatbread," which is puff pastry topped with a confit of onions, bacon, and white wine with gruyere cheese. It's a little spendier, but it comes with salad, and you can sit in the window, savor the meal for several hours, and read a good book.

Seattle is also a big happy hour town, but instead of cut-rate drinks, you're more likely to find extraordinary food at a deep discount. Café Campagne is nestled down an alley near the Pike Place Market. It's one of Seattle's most upscale restaurants. Happy hour is Monday–Friday from 4–6 p.m., and sitting at the bar, you can enjoy a glass of sparkling wine and a small lamb burger with balsamic onions and aioli on a gougère (cheese puff) for under \$5.00 pre-tax. Seastar is a great seafood restaurant where you can get the 45-minute lunch if you need to get out to explore but don't have a ton of time. For \$15.00, you can select two items from the menu (e.g., Dungeness crab sweet corn bisque plus Dungeness crab cakes) and a beverage and be in and out quickly. Nearby is Tutta Bella pizza. Like many Seattle establishments, you can get free wi-fi. You can also get an extraordinary 8-inch Neapolitan-style pizza with Italian sausage (chicken or pork), spicy peppers, roasted red peppers, and fresh basil, all for just \$6.00.

If grabbing a local beer and some tater tots are more your style, head uphill to Six Arms. It's a pub with local color, but then again, most pubs are in Seattle.

One last note: Seattle does tend to be home to many people living on the street, and downtown seems to be one of the primary locations they reside. In my years living in Seattle, I felt perfectly safe and at ease walking around downtown at a variety of hours. Keep your eyes and ears open to what's going on around you and you'll likely have no issues, but don't let concerns about safety give you pause for a moment as you explore the area. It's a beautiful, vibrant city, and the only real concern you should have is those hills!



\* \* \*

### ***Statewide Consortium of Ohio County Law Library Resource Boards Grants***

The Consortium gave out several grants last year and one of the requirements is that the recipients write about their experience. Following are the reports from the grant recipients.

#### **Consortium 2012 Grant Report for Stark County Law Library by: Kendel Croston**

In March 2012 the Consortium of Ohio County Law Library Resources Boards awarded the Stark County Law Library a grant of \$3,054 to purchase a laptop, tablet, dock, carrying cases and ebooks in order to make ebooks available for checkout.

There were some initial problems getting the ebooks installed onto the tablet, but all of the ebooks were successfully installed on the tablet and laptop and the items made available to check out.

The availability of the tablet and laptop with ebooks was publicized in the library's November/December newsletter, with "dummy books" on the library shelves, and

a display near the entrance, as well as promoting them to library patrons. The only use of the ebooks has been by one person in the law library.

In 2013 staff will continue to promote the availability of the ebooks and hopefully they will be used more.

**Consortium 2012 Grant Report for Ashtabula County Law Library  
by: Jennifer Feher**

Ashtabula County was the recipient of one of the many grants that the Statewide Consortium for Ohio Law Libraries so generously awarded. Having only been hired a short time before the grants were to be submitted and not knowing much about the operations of the main library and its three (3) branches, I decided it was a good idea to start with the basics. There were two things I wanted to be able to use the grant money toward. The first thing that needed to happen, was updating the computers. They were last updated in 2004 and were in desperate need of attention. The second item that I felt was necessary, because there was nothing already in place, the implementation of some kind of cataloging system or an inventory. The grant was the perfect opportunity to help achieve these tasks and help bring the library up to date.

I had never written a grant request before so I asked around to see how it should be drafted. Everyone I asked had their own opinion, but the one reoccurring piece of advice that was given to me was that I should “shoot for the moon” or ask for the top dollar that would be granted, because you won’t get it all but you might get more than what you think. So, as part of the Technology Grant Proposal submitted to the Consortium, Ashtabula County asked for \$9,500.00. With this money I could purchase: Eight (8) Dell computers, one (1) subscription to Office 10 Pro and seven (7) subscriptions to Office 10 Standard, a subscription to LibraryWorld (an online catalog system) and a ten (10) year subscription to GoDaddy.com so that the library could have its own webpage. These updates would not only improve the ease of use in the main library but also its branches, not to mention make my job a little easier by knowing what books are in our collection.

Ashtabula County wasn’t awarded the full amount, but we did get a big portion of our request. Our final awarded amount was \$5,287.55, which paid for four (4) new Dell computers with Office 10, one (1) subscription to Office 10 Pro and a one year subscription to LibraryWorld. One hundred and forty dollars (\$140) of the awarded amount was to be used toward having GoDaddy host a website for a year, but it turns out, the county can host it for me, so I will be refunding that money back to the Consortium. The new computers and updated software have been valuable resources and while, I am still uploading information into the cataloging system, once it is completed, all the law libraries along with the attorney’s and patrons in the county will benefit.

I would like to thank the Consortium for offering the grants so that small operations, such as Ashtabula County, can have a chance (that it might not have otherwise had) to provide to its patrons valuable and effective services in a virtually stress-free environment. By awarding these grants and giving some financial relief, you make us librarians look that much better, and for that I am grateful. The updates and improvements have all received positive feedback and because of that; I am looking forward to the next grant offering, so I can keep improving myself and my libraries.

**Consortium 2012 Grant Report for Seneca County Law Library  
by: Lisa Russell**

The experience of applying for and receiving the Law Library Consortium Grant was rewarding. I admit that I really did not know what I was getting myself into. I thought that applying for and then receiving the grant would be the hard work, boy was I wrong.

After being notified in March that I had been awarded the grant to offer three pro se clinics; I waited until August 27, 2012 to receive the money from the County. Now, I am at the end of August and the grant monies needed to be used by December 31, 2012. This probably would not have been a problem had I only intended to purchase one thing with the grant money, but no; I wanted to have three pro se clinics. Thank goodness I already knew what I wanted to purchase with the grant monies and had an idea which clinic to hold first since I had been preparing since I was awarded the grant in March. Also, I had been to several Bar Association Meetings to recruit attorneys to help, after all, as long as I had one attorney at each I thought I would be okay. I had a wonderful response from the attorneys that were interested and eager to help; all I had to do was contact them with the date each clinic was to be held.

I notified the Bar Association several times for a month regarding assistance with the first pro se clinic, which was to be on Expungement. I had been to Toledo to see how they held their Expungement Clinic and was very impressed with the way Attorney Pat Intagliata had organized her clinic. This clinic was very organized, well attended and she was very helpful with any questions I had. However, I had not heard from one attorney the whole month of September.

It was now going on October and I knew I was on a time crunch. I designed and created a flyer to distribute to the local businesses and then contacted the newspaper in both Tiffin and Fostoria, Ohio to create an ad using my information for the upcoming clinic. I then negotiated a price which was lower than both of the newspapers quoted. Next, I contacted SCAT to see what dates would be available for them to transport people who did not have transportation available to them. I then inquired at the Regional Planning office as to dates a conference room would be available. I liked the location of this building with the large parking lot and the easy handicap accessibility.

Now, I had all my dates that were available and time frames that would work. I was then able to set the date for the first clinic and notified the attorneys when it would be, hoping that at least one attorney would come forward. Thank goodness for Attorney Nancy Nava-Wade. Along with advertising in the local papers, I distributed the flyers I created to 25 plus location in Seneca County and the courthouse. I was hoping for more, but a lot of places would not allow flyers. I thought with the flyers, if they could not afford the newspaper they may see a flyer or perhaps word of mouth to get the information out. I also e-mailed the local bar so they would have the information as to the date, time and type of clinic that was being held.

The Pro se Expungement Clinic was held on Tuesday, November 20<sup>th</sup>, 2012 from 11:00 – 12:00 p.m. For this clinic I purchased binders which I filled with sample sheets of the expungement packet for directions along with a pro se waiver. I then put the pro se waiver and a packet in each binder to be filled out. I then sent an e-mail reminder to the attorneys the day before the clinic as a reminder.

I was not sure how this clinic was going to be attended since I only had one response even though the ad and flyer both said “to pre-enroll”. This clinic was attended by seven people who were there for an expungement along with a Bailiff from Tiffin Municipal Court, Attorney Nancy Nava-Wade from Legal Aid of Western Ohio, and Attorney Charles Hall. The people who attended were very grateful for this service being provided to them. A couple of them had no idea they could expunge their record.

Since this clinic I have been contacted by the local police department and the unemployment office wanting to know when the next expungement clinic is going to be held. Attorney Nava-Wade is now going to incorporate an expungement clinic with the other clinics they offer due to the large request in her area.

Next was the Pro se Domestic Relations Clinic which was held Tuesday, December 4, 2012 from 11:00 – 12:00 p.m. This clinic focused on *Dissolution with or without children, Divorce with or without children*. With one clinic under my belt I was looking forward to helping more people. I adjusted the information on the flyer to reflect this clinic, changed the color of the paper and distributed them along with placing in them in the courthouse. I also e-mailed a copy of the flyer to the local attorneys so they would have the date, time and type of clinic that was being held. I then sent an e-mail reminder to them the day before the clinic. Again, I used the binder I had for the previous clinic and filled them with the packets that the court currently uses along with the pro se waiver.

With the Domestic Relations clinic I was expecting a large group of people attending, even though no one pre-enrolled. The attorneys who attended were Attorney Nava-Wade, Attorney Charles Hall and Attorney Anthony Hall. We stayed the whole time and not one person came to this clinic. I was disappointed considering how many pro se divorce/dissolutions come through every day. The



attorneys were very surprised, they were afraid we were going to have a full house. A week later I had an attorney call to see when my clinic was going to be held because he had a client he thought would benefit from it!

The last clinic was the Pro se Foreclosure Clinic which was held Tuesday, December 18, 2012 from 11:00 – 12:00 p.m. Judge Shuff suggested having this clinic since there is an increase of foreclosures in our area. I spoke with Mary Ward, the Clerk of Court, about what she thought would be beneficial to pro se litigants. She thought that if we could help with the answer that would be a big help since people don't know what to do when they first receive notification from the banks or attorneys. I drafted a packet that focused on Extension of time to Answer Certificates of Service, Answer, and Request for Mediation. I then presented it to Mary Ward, Judge Steve Shuff and Judge Michael Kelbley. Judge Kelbley thought it was a good packet; I am now incorporating it into my pro se form binder.

For this clinic I changed the advertising design and added color. The newspaper also gave me two free added spots. Again, I adjusted the information on the flyer to reflect this clinic, changed the color of the paper and distributed them along with placing in them in the courthouse. I also e-mailed a copy of the flyer to the local attorneys so they would have the date, time and type of clinic that was being held. I then sent an e-mail reminder to them the day before the clinic. Again, I used the binder I had for the previous clinic and filled them with the packets along with the pro se waiver. I was not sure how many people would attend this clinic since no one pre-enrolled. The attorneys who attended this clinic were Attorney Nava-Wade and Attorney Zachary Fowler. Again, not one person attended this clinic. I was very disappointed considering how much hard work I had put in to do this clinic.

So, even though all the clinics were not attended well I am still getting requests for another expungement clinic. I would like to note that not one person used SCAT for transportation. I feel I am prepared for people who do need help with the Answer portion of the Foreclosure. I still feel this was a great experience and I at least helped one person that may not have known they could get an expungement along with the police department now having the information available to them.

I will be sending a binder with each of the flyers that were used along with the waivers and forms.

Thank you so much for allowing me this opportunity to experience the grant process and to help pro se litigants.

**Consortium 2012 Grant Report for Cuyahoga County Law Library**  
**by: Kathleen M. Dugan**

In 2012, the Cuyahoga County Law Library received a grant from the Statewide Consortium of Ohio County Law Libraries to create a brand new public access kiosk in our Law Library. Gratefully, we utilized the grant to install a convenient and accessible computer work station in our lobby for use by *pro se* patrons who need legal reference and research assistance on Wednesdays when we are open to the public. We supplied a sturdy carrel and chair, and the grant provided us with sufficient funding for a high-speed computer, a stand-alone printer, various accessories, and copy supplies.

This grant could not have come at a better time. Although we have been serving self-represented litigants since July of 2010, public usage was on the rise, and our existing work station was failing. It was also located in a remote area of the Law Library, which made helping *pro se* patrons a challenge. The grant solved all of these problems by allowing us to purchase a high-tech computer and move it close to our reference and circulation desk. Our public patrons are now able to access the Internet, Westlaw, and key legal web sites quickly and efficiently, and it is easy for them to ask for help when they need it. Naturally, our staff members are also in a better position to offer guidance and provide much-needed assistance. Finally, because our grant also provided us with funding for copy paper, we are able to offer our public patrons free printing, which they appreciate very much.

**Consortium 2012 Grant Report for Hamilton County Law Library**  
**by: Melissa Barney**

Thanks to a grant from the Consortium of Ohio Law Library Resources Boards, Hamilton County Law Library received grant money for six iPads, stylus, screen cloths, bags and iTunes gift cards. The objective is to incorporate the iPads into the libraries circulating collection, allowing any patron to use the resources available in all parts of the library and any room in the courthouse with Wi-Fi access.

We found helpful information about existing iPad loan programs from several libraries including Briar Cliff University, and University of Georgia. After reviewing other libraries' iPad documentation, we setup a page on our internal Wiki, so that all members of the staff could be involved in the process. This served as an easy access point for questions that would arise, as well as app reviews, and policies and procedures.

After reviewing Apple terms and condition agreement (<http://www.apple.com/legal/itunes/us/terms.html>), we chose to create a separate iTunes account for each of the iPads, with backup on the cloud. This allows anyone on the library staff to reset the iPad without connecting them to a designated computer. We added restrictions in the general setting to turn off the

ability for patrons to buy or delete any apps from the iTunes store. We created a Tablet Computer Liability Agreement form that each user must sign before checking out an iPad. A board approved update was added to the library use policies to include Lost, Stolen, or Damaged Equipment.

Staff reviews apps in order to provide apps that are relevant to our patrons, but at the same time will be useful during the limited time they have access to the iPad. For the initial rollout of the iPad, we used the iTunes gift cards to purchase Wolfram Lawyer's Professional Assistant, Litigator, Documents To Go Premium - Office Suite, Deponent App, and Court Days. In addition to the apps purchased with the grant money the iPads offer access to HCLL resources and databases, such as Fastcase, HeinOnline, CCH Mobile, the HCLL catalog, and library created documents. We also included free apps and added frequently used websites as an icon on the home screen.

Our iPads are available to both our subscribing patrons and our public patrons on a first-come-first-serve basis. They may be checked out for 2 hours by public patrons and until the close of day (4:30) for subscribers. Currently there are no overnight loans. If the tablet is not returned on time it will be subject to an overdue fine of 10.00 for each hour overdue, not to exceed \$150.00 a day. The replacement fee for a lost tablet is \$500.00. We also ask to hold a copy of the patron's driver's license/ ID while they are checked out, to reduce the theft.

Due to staffing changes, we were not able to begin circulating the iPads as soon as we had hoped. Each staff member was given one of the iPads for a month to become accustomed to the new technology and to the new resource apps. Five of the six iPads have been introduced into the circulating collection in a soft rollout, advertised by signage in the subscriber only area of the library. The sixth iPad is being used to review new apps, training, and staff use. The next step is to expand the roll out to all patrons and to use our newsletter, website, and social media to advertise. We will also be providing small group training so that each participant may have hands-on experience with the iPads.

**Consortium 2012 Grant Report for Highland County Law Library  
by: Michelle Vanzant-Salyer**

On behalf of the Highland Co Law Library I would like to thank the CCLLRB Board for awarding the grant to us. Monies were used to purchase a new copier. We had repaired the copier to the point that it could not be fixed. We did not have the funds to replace the copier without canceling more subscription. Over the last 3 years we have made huge cuts to publication. We are operating on a bare bones budget.

The Grant really was a life saver. Although we are looking at 2013 as a make or break year we can at least have one expense taken off the list.

I have been the Librarian for the past 34 years and I do believe this could be the year that takes the biggest toll. Fines so far turned in to us are 75% lower than what we have ever seen. We have had to make some very serious cuts. At this point we are down to a handful of books, Westlaw package and my salary. The handbooks we have received from the Consortium are a life line. I really don't know what we would do without them.

Once again, thank you for the grant and handbooks. It is really keeping our library up and running.

\* \* \*

### ***Humor in Judicial Opinions***

**by: Steven R. Probst, Valparaiso University Law Library**

Each year in teaching Westlaw in the 1L Legal Research class, I use some interesting or humorous cases to illustrate how to perform different types of searches. Two of the cases I have used for the past few years have been ones in which judges have used the judicial opinion as a means to express themselves poetically. One of these cases, *Fisher v. Lowe*, 333 N.W.2d 67 (Mich. App. 1983), a favorite of many – myself included, is perhaps the best example of this art form. In it, Judge Gillis, in an apparent tribute to Joyce Kilmer, writes a one paragraph decision in which he poetically resolves the underlying dispute between a motorist and a plaintiff homeowner whose tree had been struck by the defendant's car. Better still, West's editors, apparently inspired by Gillis' efforts, wrote the headnotes and syllabus of the opinion in verse as well.

The second opinion that I use, *Porreco v. Porreco*, 811 A.2d 566, 575 (Pa. 2002), features Pennsylvania Supreme Court Justice J. Michael Eakin, who wrote a dissenting opinion concerning the misrepresentation of the value of an engagement ring in a prenuptial agreement in seven perfect quatrains ("A groom must expect matrimonial pandemonium when his spouse finds he's given her a cubic zirconium..."). Justice Eakin is no novice to expressing himself in verse, having written at least two rhyming opinions before his election to the Pennsylvania Supreme Court (see *Busch v. Busch*, 732 A.2d 1274 (Pa. Super. 1999) (a real beauty) and *Liddle v. Scholze*, 768 A.2d 1183 (Pa. Super. 2001)). As I point out to our students, Justice Eakin's colleagues are none too amused by his lyrical ways, particularly former Chief Justice Zappala, who would bring Justice Eakin to task in concurring opinions ("I write separately to address my grave concern that the filing of an opinion that expresses itself in rhyme reflects poorly on the Supreme Court of Pennsylvania." *Porreco*, 811 A.2d at 572). Nevertheless, Justice Eakin has persisted, writing an entire majority opinion in verse as recently as 2011 (*Pennsylvania v. Goodson*, 33 A.3d 611 (Pa. 2011)), and once even writing a portion of an opinion considering whether riding a horse intoxicated could be prosecuted under Pennsylvania's DUI laws, invoking the theme song from Mr. Ed (*Pennsylvania v. Noel*, 857 A.2d 1283 (Pa. 2004)).

Justice Eakin summed up his views on expressing himself in verse in a 2002 *New York Times* interview following his *Porreco* dissent. Eakin related that “[y]ou have an obligation as a judge to be right...but you have no obligation to be dull.”

Indeed, several other judges have agreed with Eakin over the years. A classic is example is *In re Love*, 61 B.R. 558 (Bankr. S.D. Fla.), in which Judge Cristol considers and denies the court’s own motion to dismiss in an opinion inspired by Edgar Allen Poe’s “*The Raven*” (“Tis a debtor I muttered, tapping at my chamber door – only this and nothing more”). Poe has inspired other justices as well. In *Shafer v. Commander, Army and Air Force Exchange Service*, 667 F. Supp. 414, 433 (N.D. Tex. 1985), Judge Buchmeyer sets forth an entire poem inspired by “*The Raven*” called “*The Falcon*” in footnote 46 (“Once upon a backlog dreary, while I wrote on, weak and weary...”). Interestingly, in the same opinion, footnote one contains another message, written in verse, to be read (or sung), to the tune of “*Let It Snow, Let It Snow, Let it Snow.*”

Sometimes, Dr. Seuss is seen as better inspiration than Poe (See *In re Riddle*, 344 B.R. 702, 703 (Bankr. S.D. Fla. 2006) (“I do not like dismissal automatic, It seems to me to be traumatic. I do not like it in this case, I do not like it any place.”). Other examples in which judges have tried their hand at expressing themselves poetically include *Joe Hand Promotions v. Sports Page Café, Inc.*, 940 F. Supp. 102, 103 (D.N.J.) (“Plaintiff’s complaint is based on that section, installed in the code for easy inspection, which forbids such transmissions, recorded or live, 47 U.S.C. section 605”), and *Mackensworth v. American Trading Transportation Co.*, 367 F. Supp. 373, 375 (E.D. Pa. 1973) (“In order for extraterritorial jurisdiction to obtain, it is enough that defendant do a single act in Pa. for pecuniary gain. And we hold that the recent visit of defendant’s ship to Philadelphia’s port is doing business enough to bring it before this Court.”). I suppose that’s one way to make Civil Procedure more interesting.

Of course judges find other ways to express or amuse themselves in their opinions aside from writing poetry. One such example is found in *Chemical Specialties Manufacturers Association, Inc. v. Clark*, 482 F.2d 325, 328 (5th Cir. 1973). In this case, which considered labeling requirements for detergents, Chief Judge Brown writes an entire concurring opinion using the italicized brand names of detergents and their manufacturers as his verbs (“Clearly, the decision represents a *Gamble* since we risk a *Cascade* of criticism from an increasing *Tide* of ecology-minded citizens.”). A similar approach was followed in *In re West Texas Marketing Corporation*, 12 F.3d 497 (5th Cir. 1994). In this case, in which the principal defendant was named Kellogg, Judge Goldberg penned an opening paragraph using the brand names of various breakfast cereals as his verbs.

On other occasions, humor can be found in the behind-the-scenes conversation that judges seem to be having amongst themselves in the opinion. An example of this type is found in *California v. Arno*, 153 Cal. Rptr. 624, 628 (Cal. App. 1979). Meetings on this case must have produced a sharply divided bench, for Justice

Hanson penned a fifteen page, strongly-worded dissent. The majority's response to this attack can be found in their opinion in footnote 2, an itemized list, the first letters of which spells out "SCHMUCK."

Still another vein of humor to be found in judicial opinions is often the case names themselves as was noted by attorney John G. Browning in a recent article in the *Texas Bar Journal*. Take for instance *United States ex rel. Mayo v. Satan and His Staff*, 54 F.R.D. 282 (W.D. Pa. 1971). The plaintiff in this case sought to bring a § 1983 claim against Satan and his servants, alleging that Satan had, on numerous occasions, placed deliberate obstacles in his path and caused his downfall. The court, while not unsympathetic to the plaintiff, felt that they had no personal jurisdiction to issue a binding judgment against the Prince of Darkness and dismissed the action.

As Browning notes, sometimes case captions cause you to wonder why the parties don't change their names (See e.g. *Schmuck v. United States*, 489 U.S. 705 (1989); *United States v. Dolt*, 27 F.3d 235 (6th Cir. 1994); and *Klump v. Duffus*, 71 F.3d 1368 (7th Cir. 1995)). Other case names leave you scratching your head and beg for a closer examination of the underlying cause of action (See e.g. *Batman v. Commissioner*, 189 F.2d 107 (5th Cir. 1951); *Easter Seals Society for Crippled Children v. Playboy Enterprises*, 815 F.2d 323 (5th Cir. 1987); and *United States v. Bad Marriage*, 439 F.3d 534 (9th Cir. 2005)). My particular favorite case of this type is *Indiana v. Virtue*, 658 N.E.2d 605 (Ind. App. 1995). Interestingly in that case, Virtue had been indicted for distribution of obscene materials. Sometimes truth is stranger than fiction - or at least as interesting.

Hopefully this has convinced you that not all judicial opinions are as dry as those you may come across each day at work. For more on this topic, you might consult The University of Washington Gallagher Law Library's web page devoted to collecting these sorts of opinions:

<http://lib.law.washington.edu/ref/judhumor.html>. For a more serious examination of this topic, see Mary Kate Kearney, *The Propriety of Poetry in Judicial Opinions*, 12 Widener L.J. 597 (2003) (written in response to Justice Eakin's offerings), or Lucas K. Hori, Note, *Bons Mots, Buffoonery, and the Bench: The Role of Humor in Judicial Opinions*, 60 UCLA L. Rev. Discourse 16 (2012).

\* \* \*

### ***Forward Movement on UELMA in Ohio*** **Mary Jenkins, Hamilton County Law Library**

On May 10, 2013, a group of legal professionals, including four law librarians, gathered in Columbus to identify strategies for the introduction and enactment of the [Uniform Electronic Legal Material Act](#) (UELMA) in Ohio. The meeting was

called by Jeffrey T. Ferriell, Professor of Law at Capital University and a Uniform Law Commissioner, in consultation with me (as ORALL Government Relations Committee chair) and with the AALL Government Relations Office. We were fortunate to have representation from the Attorney General's office, the Public Defender's office, the State Library, and CWRU.

In a nutshell, UELMA "provides states with an outcomes-based approach to the authentication and preservation of electronic legal material. The goals of the authentication and preservation program outlined in the Act are to enable end-users to verify the trustworthiness of the legal material they are using and to provide a framework for states to preserve legal material in perpetuity in a manner that allows for permanent access." (source: [http://www.uniformlaws.org/Act.aspx?title=Electronic Legal Material Act](http://www.uniformlaws.org/Act.aspx?title=Electronic+Legal+Material+Act)) As law librarians, we're keenly interested in the preservation, trustworthiness, and accessibility of online legal information. We had a taste of the consequences of limited protections earlier this year when the Ohio Secretary of State Publications department decided to stop publishing the print Laws of Ohio without an official, authenticated online version.

Following an introduction to UELMA (which you can delve into, too, at <http://www.aallnet.org/Documents/Government-Relations/UELMA>) and the Uniform Law Commission, generally, we discussed potential challenges and identified stakeholders. We reviewed the experience in other states, noting that, as of this writing, eight states have enacted UELMA (CA, CO, CT, HI, MN, NV, ND, and OR) and it is at some point in the legislative process in six additional states. We will learn more about the experiences in the states that have enacted UELMA: their allies, stumbling blocks, fiscal analyses, friendly legislators and committees, and more. And we'll talk with stakeholders in Ohio, particularly those state entities with publication responsibility, the OSBA, and people concerned with access to justice. With that more extensive preparation, we hope to move UELMA toward introduction in Ohio. If you are interested in joining this effort or know of potential allies, I hope that you'll contact me.

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***Networking Reception, Great Speakers, and Amazing Breakout Sessions Oh My: The 2013 PLL-SIS Summit***  
**by Cheryl Niemeier, Boss, McKinney and Evans LLP**

The AALL PLL-SIS Summit, now in its fourth year, continues as a vehicle for examining the impact and opportunities presented by change. Last year, we looked at changes in the business and practice of law and envisioned what those changes mean for the future. This year, we explore how to take charge, shaping ourselves as well as the services we provide to meet the new world demands we face.

This year's Summit theme is **SOS: *Shaping our Success***, and takes place Saturday, July 13, 2013 from 8 a.m. – 5 p.m. at the Sheraton Seattle Hotel & Towers (Headquarters hotel) at 1400 6th Ave, Seattle, WA.

To kick off the event, attendees are invited to the Friday evening June 12 reception from 6:00 pm to 8:30 p.m. at The Palace Ballroom, 2100 5th Avenue, Seattle. The reception, generously sponsored by Bloomberg Law/Bloomberg BNA is sure to be a fun evening of excellent food, beverages, and networking. Please click [here](#) to RSVP no later than July 5th.

On Saturday morning, following registration and a continental breakfast, attendees will enjoy the Keynote Address generously sponsored by Thomson Reuters. Bruce MacEwen, our keynote speaker, more popularly known as Adam Smith, Esq. MacEwen, who grabbed the attention of law firm leaders in 2012 with his “Growth is Dead” series-recently published as a book-will inspire us with his nuggets of wisdom on “Shaping Our Success” in the ever-changing library landscapes in which we currently reside.

The morning inspiration continues with a discussion titled “Lean Up! Finding and Seizing Opportunities for Growth” lead by a distinguished panel of speakers including William Scarborough, Chief Human Resources Officer, Barnes & Thornburg LLP and Bob Oaks, Chief Library and Records Officer, Latham & Watkins and an additional thought leader in C level recruiting. Our panelists will fuel us with ideas to help us identify and utilize skills we already have that are needed for promotion to manager, director or ‘C’ level positions in our organizations.

Following a full morning of exciting and inspiring talks, the networking lunch, kindly sponsored by Wolters Kluwer Law & Business will give you an opportunity to relax, network and enjoy insights into the legal market from the very special and no doubt humorous perspective of David Lat, our luncheon speaker, and Managing Editor of Above The Law.

In the afternoon, the excitement continues with interactive break-out sessions that will investigate the practical aspects of social media, the art of branding, and the user experience. The sessions listed below will be repeated twice so that each participant can benefit from two out of the three afternoon programs.

- *Changing Perceptions: Selling Your Role as a Strategic Partner*, Sally R. Phillips, Consultant, Legal & HR Strategies
- *Nailing Social Media: Steps to Growing Your Digital Presence*, Jeffrey Brandt, Legal Technology and KM Consultant and Editor, PinHawk LLC
- *Increasing Relevance and Engaging Patrons with User Experience Design*, Aaron Schmidt, Principal, Influx Library User Experience



The day will end with a brief, but important reporting and wrap-up of the key takeaways from the day. In order to provide access to a wide audience, we have secured a venue that can accommodate up to 300 attendees. We encourage members to register early so they can be a part of this valuable one-day conference. The registration cost is \$199 and you can register via the AALL Annual meeting registration form available here. Simply check the box for PLL-SIS Summit IV and remit your payment along with the registration form to AALL.

For more information on the summit please visit the 2013 PLL-Summit blog at <http://pllsummit.wordpress.com/2013-summit/>. Hope to see many of you there!

\* \* \*

### ***Paul Richert Retiring***

**by Paul Richert, Boss, University of Akron Law Library**

Paul Richert, Law Librarian and Professor of Law, at The University of Akron is retiring July 1, 2013 after thirty-six years working at Akron. Richert has been a member of ORALL during those years. He was Vice President and then President of ORALL 1986 – 1988. He was Treasurer of ORALL 1985 -1986. He served on the Executive Board 1984 – 1989.

In 1983 Richert received the ORALL Outstanding Service Award for organizing law librarians in the twelve Ohio appellate districts to collect the unreported court of appeals opinions for publication. Professor Richert arranged with the Law Library Microform Consortium to publish the opinions on microfiche, *Ohio Appellate Decisions on Fiche*. The Bank-Baldwin Law Publishing Company undertook to publish an index to the opinions as well, *Ohio Appellate Decisions Index*. These publication ventures served a very useful purpose in providing access to thousands of unreported opinions in Ohio until Lexis and Westlaw were willing to add this material to their databases. Over the years a number of attorneys expressed appreciation to Paul for providing them with needed precedents through the microfiche.

Paul also was a coauthor of one bibliographic book. With a number of other law librarians Paul compiled, *Searching the Law*, (Transnational Publishers 3rd ed. 2005) (with Francis, R. Doyle, Frank S. Bae, Joel Fishman and Edward Bander).

With the development of the Internet and the user friendly browser, Netscape, Paul became interested in making available easier access to the many fine law school library subject guides for legal researchers outside specific schools. He developed a web based database called Law Scout which he still maintains to hundreds of these guides created by over hundred and forty law school and other law libraries.

<http://lawscout.uakron.edu/>

In his retirement Paul plans to spend more time visiting his two and soon to be three grandchildren in Littleton, Colorado. He plans to travel with his wife, Catherine, to read more, exercise more, participate in more church activities, continue his pro bono service through the local community legal aid agency, keep up Law Scout, and perhaps start a blog on law libraries.

I wish to express my appreciation to all those I have worked with over the years at Akron, through ORALL, and in other law libraries. I have thoroughly enjoyed working with everyone.



\* \* \*

### ***Corrected Minutes of the 10/19/2012 Executive Board Meeting***

Ohio Regional Association of Law Libraries  
Executive Session October 19, 2012

Present: Steven Miller, Sue Altmeyer, Judy Maxwell, Rob Myers, Rick Goheen, Richard Humphrey, Emily Janoski-Haehlen and Steve Anderson.

1. Steven Miller called the meeting to order at 12:30 and welcomed new members.
2. Steven noted that he will forward emails of people who contact him to say they are willing to host or help with the ORALL meeting in Columbus in 2014. A Chair will be needed before the end of November.

2. a. The minutes of 10/19/11, 10/21/11, and 5/7/12 were approved as amended for the spelling of names. Jennifer Rice will post the minutes online.
3. Rick Goheen updated the morning Treasurer's report by advising that the conference would break even this year.
4. Rick reported on plans for the 2013 meeting in Toledo. The MICALL will be contacted about holding a joint meeting. Special Library Association members will be invited to the conference.
5. Committees
  - a. Grants – Shannon Kemen will Chair. The applications for grants will go out sooner in 2013 via website, newsletter & etc. The grant for AALL will be \$500.00 per person for up to 4 people and the ORALL grant will be the \$500.00 per person for up to 4 people.
  - b. Newsletter
  - c. Bylaws –i. Cancellations/Refund policy; following a discussion Emily agreed to ask Tom Hanley about the history. A draft policy will be created by the spring so that it can be in place for fall 2013 registration.
    - i i. Expenses for speakers discussed. This year paid for lunch.
    - iii. As Rick will be chairing the Toledo planning committee, Emily or Sue will sign reimbursement checks to Rick.
  - d. Education – Toledo 2013, Sue Altmeyer will chair the committee.
  - e. Internet—i. We need a list of past grant recipients.
    - ii. Jennifer will scan and post older programs and other information; to be posted to the website.
    - iii. Logo -- Emily and Sue will check on survey monkey for the Logo vote ASAP; as to the two Board approved designs.
6. Future of meetings –
  - a. There was a decrease in sponsorship money in the past few years. Steve Anderson noted that this is a national trend (since “crash” in 2008). Discussion followed; no action taken.
  - b. See earlier note.

c. In 2015 the ORALL conference may be held in Kentucky or Indiana.

Steven Miller moved and Sue seconded that the meeting be adjourned.  
Approved.

The meeting was then reopened by consensus so that Emily and Sue could be approved as signatories on the checking account; moved by Rick and seconded by Richard Humphrey. Approved.

The meeting was then adjourned by consensus.

The spring meeting of the Executive Board will be via a telephone conference.

Judith Maxwell  
Secretary

\* \* \*

### ***AALL Announcements***

#### **AALL2go Pick of the Month**

AALL's Continuing Professional Education Committee presents the AALL2go pick of the month: [Passing the Baton: Managing Temporary and Permanent Succession Changes](#).

The time to prepare for retirements, extended leaves, and resignations is before they happen. What do you do when a key staffer announces his or her retirement? How do you prepare if you're the one leaving? Speakers Wendy Moore and Meg Butler discuss succession planning in law libraries. They identify issues and problems and offer solutions ranging from training other staff to take over essential duties to using technologies, such as LibGuides, to make policies and procedures easily accessible to all library staff. This program will help you take your transition from a horror story to a smooth, orderly process.

This program was originally presented at the 2012 Annual Meeting in Boston. It is available as a streaming audio and can be accessed via [AALL2go](#).

Find this and more than 80 other **free** continuing education programs and webinars for AALL members at [AALL2go](#)!

## **Spring 2013 *Law Library Journal* Available**

The [Spring 2013 issue of \*Law Library Journal\*](#) is now available and has been mailed to members. The issue features articles on the legislative history of the Affordable Care Act and how the history of that legislation is an example of the changing process needed to research federal legislative history; how academic law librarians can help their law schools enhance the visibility of faculty scholarship; and ways that training for foreign, comparative, and international law librarians can be improved.

## **2012 AALL *Price Index for Legal Publications* Now Available**

The [2012 AALL \*Price Index for Legal Publications\*](#) is now available on AALLNET. The table-based report includes details for the mean cost of titles and percentage increases over previous years for serial publications, legal periodicals, loose-leaf services, commercially published court reporters, and supplemented treatises.

The purpose of the *Price Index* is to provide members with comparative information about past price changes to help with budgeting and collection development decisions. In gathering information for the *Price Index*, the committee asks publishers to provide their pricing. If a publisher declines to do so, its pricing is not included in the index.

Special thanks to the [Price Index for Legal Publications Committee](#) and [Carol Avery Nicholson](#), *Price Index* editor, for their work on this edition.