

ON THE MERITS

Winter 2020
Volume 7 Issue 1



*Michael N. Rhinehart
President Dayton Chapter,
Federal Bar Association*

FIRST CHAIR: PRESIDENT'S MESSAGE

BY: MICHAEL N. RHINEHART, ESQ., FBA DAYTON CHAPTER PRESIDENT
THE VIEWS EXPRESSED IN THIS COLUMN ARE HIS OWN, AND DO NOT REPRESENT THE OFFICIAL POSITION OF ANY AFFILIATED ENTITY

Since joining the FBA Dayton Chapter Board of Directors many years ago, I have been fortunate to work with a number of extraordinary Chapter Presidents; namely, Glen McMurry, Judge Michael Newman, Jeff Cox, Christine Haaker, Steve Justice, Erin Rhinehart, and Vipal Patel. I am honored that my fellow Chapter members selected me to serve as the Chapter's President for the 2019-2020 term and I hope to follow in the footsteps of these tremendous Chapter leaders. Through their diligent efforts, we have thrived and have consistently received recognition nationally. This year should be no different.

In fact, the last two months of 2019 have been filled with Chapter activities. On October 23rd, our Chapter held its Annual Meeting & Luncheon at the Dayton Club. Thank you to all who attended this wonderful event. This year, approximately seventy-five judges, lawyers, and court officers attended to celebrate the beginning of another Chapter year. I would like to give a special thanks to all of the judges of the Southern District of Ohio who attended. The tremendous support the Chapter receives from the judges and other federal officers has contributed significantly to the Chapter's success over the years and we truly appreciate the support.

On November 21st, the Chapter held a Bench, Bar, and Law Student Social at Flanagan's Pub near the University of Dayton School of Law. During the event, members of the Chapter's Student Division were on hand to network with many of our Chapter members, including Judges Thomas M. Rose, Michael J. Newman, and Guy R. Humphrey. Given the success of this event, the Chapter intends to hold another networking social event with our Student Division in the spring.

On December 10th, the Chapter held its December Federal Court Practice Seminar at the Walter H. Rice Federal Building & U.S. Courthouse. This December, the Seminar was a near sellout with attorneys travelling from all over Ohio (Cincinnati, Columbus, and Cleveland) and beyond (West Virginia) to attend.

Thank you to Judge Walter Rice, Judge Newman, Judge Humphrey and Jeff Cox for presenting during the Seminar, and a special thank you to our CLE Committee Chair SaMee Harden for her efforts in making the event a great success.

INSIDE THIS ISSUE

2. BRINGING LEGAL COMMUNITIES TOGETHER
FEDERAL BAR PRACTICE SEMINAR
3. NOT JUST A HYPOTHETICAL THREAT ANY MORE
4. ANNUAL MEETING & LUNCHEON
5. SUMMER ASSOCIATE RECEPTION
7. HOLIDAY RECEPTION
8. THE WALTER H. RICE FEDERAL BUILDING AND U.S. COURTHOUSE
10. INTRODUCING PRO BONO PARTNERSHIP OF OHIO

(Continued on page 5)

BRINGING LEGAL COMMUNITIES TOGETHER—FBA DAYTON CHAPTER AND WRIGHT-PATTERSON AIR FORCE BASE BAR ASSOCIATION

BY: SABRA L. TOMB, ESQ., U.S. AIR FORCE RESEARCH LABORATORY

Two local legal communities came together for the first time on Monday, September 9, 2019. The FBA Dayton Chapter and the Wright-Patterson Air Force Base Bar Association held a joint meeting at Packy's Sports Bar & Grill, located on Wright-Patterson AFB Area A, near Dayton, Ohio. The Wright-Patterson Bar Association is comprised of approximately 100 military and civilian attorneys across the base. Air Force attorney practice areas range from military justice, acquisition/contract law, procurement fraud, intellectual property and patent law, government ethics, general law, and more.

The joint meeting brought together nearly twenty attorneys from both the FBA Dayton Chapter and the Wright-Patterson Bar Association for lunch, conversation, and the FBA Dayton Chapter's monthly meeting. Attendees included the Wright-Patterson Bar Association President, Ms. Meetal Patel, then FBA Dayton Chapter President, Mr. Vipal Patel, and the Honorable: Judge Michael J. Newman and Judge Thomas M. Rose.

The inaugural meeting encouraged comradery between local legal communities and the FBA Dayton Chapter plans to host the Wright-Patterson Bar Association in Dayton for another joint meeting in the near future.

GREAT SUCCESS! THE DECEMBER 2019 FEDERAL BAR PRACTICE SEMINAR

BY: MICHAEL N. RHINEHART, ESQ.

The Chapter hosted its biannual Federal Court Practice Seminar on December 10, 2019. Over forty lawyers from all over the state and beyond attended the Seminar, most of whom were new lawyers just admitted to practice in the state of Ohio.

As always, attendees heard "A View from the Bench," during which the Hon. Walter H. Rice and Hon. Michael J. Newman spoke about practice before the United States District Court for the Southern District of Ohio, civility, and maintaining your professional reputation.

The Honorable Guy R. Humphrey, along with his law clerks Neil M. Berman, Esq. and Kelsey N. Dorton, Esq., spoke about practice before the United States Bankruptcy Court for the Southern District of Ohio in their presentation titled, "Bankruptcy: Navigating Through Difficult Waters."

Former Chapter President Jeff T. Cox, Esq. presented on removal, while the Hon. Michael J. Newman and I spoke about federal jurisdiction, the Local Rules for the Southern District of Ohio, as well as the Court's General and Standing Orders.

Congratulations to all the new admittees to the bar of the Southern District of Ohio pictured below.



NOT JUST A HYPOTHETICAL THREAT ANY MORE

BY: BILL C. WELLS, U.S. AIR FORCE

THE VIEWS EXPRESSED IN THIS COLUMN ARE HIS OWN, AND DO NOT REPRESENT THE OFFICIAL POSITION OF ANY AFFILIATED ENTITY

For several years, there has been concern about how improper or malicious operation of Unmanned Aerial Vehicles (UAVs, also known as Unmanned Aerial Systems (UASs) or drones) could impact the operations at commercial and military airports. In the last year, the concern has changed from when will this become an issue to what are airport operators and regulators going to do about it. No longer just a future threat, recent incidents have shown that the unauthorized unmanned aircraft are an actual danger to both individual aircraft and the smooth functioning of the air transport system.



*Bill C. Wells,
U.S. Air Force*

On September 21, 2017, a UAV collided with a U.S. Army Black Hawk helicopter in the evening over the eastern shore of Staten Island, New York City, United States while the helicopter was providing security for the United Nations General Assembly.¹ On Oct. 12, 2017, a Beech King Air A100 of Skyjet Aviation collided with a UAV as it was approaching an airport near Quebec City, Canada.²

On the system impact side, between December 19 and 21, 2018, hundreds of flights were canceled at Gatwick Airport near London, England, following reports of drone sightings close to the runway. As a result of the nearly 1,000 canceled flights, approximately 140,000 passengers had their travel plans disrupted.³ Forbes reported that this drone disruption cost the airlines an estimated \$64.5 million.⁴ Heathrow, the busiest in Europe has also been closed by drone sighting, though the disruption did not last as long as the one at Gatwick.⁵

Given the risk of collisions and the massive disruption that a drone-related closure can cause, airlines and airport operators are eager to find ways to monitor and remove unauthorized UAVs from the airspace surrounding airports. However, despite the expenditure of a great deal of money, the development of effective systems that do not create more hazards than they remove has proven to be difficult. Commonly referred to as counter-UAS or C-UAS) these systems use a variety of technologies to detect and in some cases remove unauthorized UAVs.

On May 07, 2019 the U.S. Federal Aviation Administration (FAA) issued a statement on USA Detection Systems at airports.⁶ While stating in the first paragraph that “the FAA understands the airports authorities’ safety and security concerns relative to malicious or errant use of unmanned aircraft systems (UAS),” the statement went on to make it very clear that the FAA does not support the usage of C-UAS systems with “active interdiction capabilities” by any entities other than the federal departments with explicit statutory authority to use them.

¹“Drone Hits Army Helicopter Flying Over Staten Island.” WCBS-TV. Sept. 22, 2017, <https://newyork.cbslocal.com/2017/09/22/drone-hits-army-helicopter/>, last visited May 13, 2019.

² “A first in Canada: Drone collides with passenger plane above Quebec City airport,” CBC News, Oct. 15, 2017, <https://www.cbc.ca/news/canada/montreal/garneau-airport-drone-quebec-1.4355792> (last visited May 13, 2019).

³ “Gatwick Drones: Airport Reopens After Three Days of Flight Delays Cause Christmas Travel Chaos,” Independent Minds, Dec. 22, 2018 <https://www.independent.co.uk/travel/news-and-advice/gatwick-drones-arrests-flight-delay-cancelled-airport-christmas-travel-latest-update-a8695846.html> (last visited May 13, 2019).

⁴ Hallie Detrick, Forbes, Jan. 22, 2019, <http://fortune.com/2019/01/22/gatwick-drone-closure-cost/> (last visited May 13, 2019).

⁵ “Heathrow Delays Flights After a Drone Sighting,” New York Times, Jan. 9, 2019, page A-6, <https://www.nytimes.com/2019/01/08/world/europe/heathrow-drone-sighting.html> (last visited May 13, 2019).

⁶ FAA Statement on UAS Detection Systems at Airports, May 07, 2019, <https://www.faa.gov/news/updates/?newsId=93726> (last visited May 13, 2019).

CELEBRATING A SUCCESSFUL YEAR: FBA DAYTON CHAPTER ANNUAL MEETING & LUNCHEON

BY: SABRA TOMB, ESQ., AIR FORCE RESEARCH LABORATORY

Over 100 members and friends of the FBA Dayton Chapter came together on Wednesday, October 23rd, 2019 to celebrate another successful year at the FBA Dayton Chapter’s Annual Meeting & Luncheon. The luncheon was held at the Dayton Club in the Stratacache Tower in downtown Dayton, Ohio.

Opening remarks were given by Vipal Patel, Immediate Past President, FBA Dayton Chapter. Highlights of the luncheon included remarks given by the Federal Bar Association National President, Christian K. Adams, who graciously flew from Hawaii to Ohio to attend the luncheon meeting. The featured speaker was the Hon. Algenon L. Marbley, recently appointed as the Chief Judge, U.S. District Court for the Southern District of Ohio.

In addition to the honored speakers, the luncheon included swearing-in of new chapter officers, closing remarks from Michael Rhinehart, FBA Dayton Chapter President, and networking and socializing with colleagues and new friends. We look forward to another successful year at the FBA Dayton Chapter!



Pictured above: Christian K. Adams, Federal Bar Association National President, giving remarks.



Bottom left: Hon. Algenon L. Marbley swearing-in the new chapter officers.

DAYTON CHAPTER BOARD MEETING

The Board of the Dayton Chapter of the FBA meets at noon on the second Monday of every month in Judge Newman’s Courtroom, unless otherwise indicated. All FBA members are invited and encouraged to attend!

FIRST CHAIR: PRESIDENT’S MESSAGE (CONTINUED FROM PAGE 1)

Finally, on December 11th, the Chapter hosted a Holiday Reception at Mudlick Tap House in Dayton. It was a wonderful evening celebrating the season with our fellow Chapter members and, hopefully, we can make the Holiday Reception an annual tradition in Dayton.

As we ring in a new year, I would like to thank all of our members for your contribution to the Chapter over the years. Because of your efforts, it is my hope that 2020 will be our best year yet.

Happy New Year.

– Michael N. Rhinehart, President, FBA Dayton Chapter

LAW STUDENTS NETWORK WITH LOCAL PRACTITIONERS AT FBA SUMMER ASSOCIATE RECEPTION

BY: GENAVIEVE HILGENBRINK

Summer associates, externs, and interns alike got the chance to network with local practitioners and federal judges on June 25th at the Federal Bar Association, Dayton Chapter’s Summer Associate Reception. The offices of Thompson Hines hosted what the FBA coined as “an evening of hors d’oeuvres, drinks, lively conversation, and networking.”

Shawna Sorrell, a Labor and Employment Attorney at Taft Law, planned the event. She says the evening was overall a great success. “I think it went really well, we had a really good showing of local practitioners, judges, and interns,” Sorrell said.

Students represented schools from across the state including The University of Dayton, Cincinnati, and Toledo. Practitioners and judges representing a number of firms and federal courts were also in attendance. Overall about fifty people were at the event.

Sorrell was especially proud to see the steps law students took to network and make new professional contacts. “I was really proud to see that the interns and summer associates took such initiative and were comfortable enough to talk with established members of our profession,” she said.

With the summer in full swing, practitioners should not be surprised if their email inbox is flooded with young, driven law students asking to get coffee and further the contacts they made at the event.

**DAYTON FBA
COMMITTEE MEMBER SPOTLIGHT**
Tiffany Schwartz



Ms. Tiffany Schwartz is an Attorney Team Lead in the Procurement Fraud Division of the Air Force Materiel Command Law Office at Wright-Patterson, AFB. Prior to becoming a Team Lead, Tiffany was an Acquisition Fraud Counsel. She has been a civilian with the Air Force for eight years. Tiffany serves as the Dayton Chapter Secretary. Tiffany is also an active member of the Wright-Patterson Bar Association. Additionally, she sits on the City of Beavercreek Planning Commission and dedicates time to the Dayton Volunteer Lawyers Project and Pro Bono Partnership of Ohio.

(NOT JUST A HYPOTHETICAL THREAT ANY MORE, CONTINUED FROM PAGE 3)

The FAA statement went on to add that airports seeking to evaluate or deploy UAS detection systems “should be aware of the evaluation or deployment of such systems, even systems that are marketed as passive detection systems, may implicate provisions of law (such as title 18 of the United States Code) on which the FAA cannot authoritatively opine.” The bottom line is that the FAA cannot confirm the legality of any UAS detection system. The advice that “an entity considering installing a UAS detection system may wish to seek system specific and site-specific guidance from its legal counsel and/or the appropriate authorities,” while perhaps good for business (at least for outside counsel) is not much help to a lawyer or consultant trying to define what systems are allowed and which are not. Fortunately, the attachments to the FAA’s May 07, 2019 statement provide some additional clarity.

The first attachment was the reissue of a July 19, 2018 letter where the FAA reported that after testing numerous C-USAS systems it had found that the “low technical readiness of the systems. This technical immaturity, combined with a multitude of other factors, such as geography, interference, the location of a majority of reported UAS sightings, and cost of deployment and operation, demonstrate this technology is not ready for use in domestic civil airport environments.”⁷ Attachment 2 is a set of Frequently Asked Questions and Answers (FAQs) concerning UAS detection systems⁸, and attachment 3 is about the technical considerations in unmanned aircraft system detection.⁹

The bottom line is that despite the desire to do something to protect airports from both errant drones and deliberate attacks, neither the technology nor the rules for its use are yet available. While the media continues to report the successful tests of whiz-bang drone zappers for the military¹⁰ it is much harder to sort out the targets in the complex environment of a major airport than it is on an empty test range.

⁷ file:///C:/Users/Bill%20Wells/Documents/Law/Aviation/UAV/Attachment-1-Counter-UAS-Airport-Sponsor-Letter-July-2018.pdf (last visited May 13, 2019).

⁸ https://www.faa.gov/airports/airport_safety/media/Attachment-2-FAQS-UAS-Detection-Systems.pdf.

⁹ https://www.faa.gov/airports/airport_safety/media/Attachment-3-UAS-Detection-Technical-Considerations.pdf.

¹⁰ See, e.g., “Raytheon shoots down drone with lasers, microwaves in Air Force test”, Ed Adamczyk, Defense News, May 1, 2019, <https://www.upi.com/Defense-News/2019/05/01/Raytheon-shoots-down-drone-with-lasers-microwaves-in-Air-Force-test/3661556727251/> (last visited May 13, 2019).

2019 FBA DAYTON CHAPTER HOLIDAY RECEPTION

BY: ADAM BEIERSDORFER, ESQ.



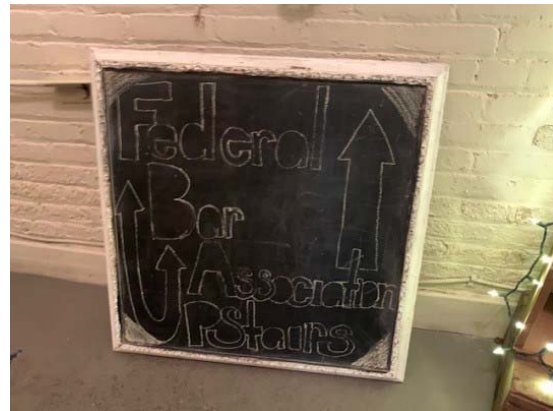
Adam Beiersdorfer, Faruki, PLL



Pictured left to right: Hon. Michael Newman and FBA Dayton Chapter President, Michael Rhinehart

The FBA Dayton Chapter hosted their First Annual Holiday Reception on Wednesday, December 11th at the Mudlick Tap House. The event saw members of the FBA enjoy delightful conversations ahead of the Holidays with fellow members of the legal community all while be treated to high-end refreshments including local craft beer, prohibition style cocktails and chef inspired appetizers.

Notable members in attendance were the Honorable: Judge Newman, & Judge Humphrey, Jeff Ireland, Jeff Cox, Michael & Erin Rhinehart, Jeremy & Sabra Tomb, Christopher Hollon, Zackary Heck, Melinda Burton, Adam Beiersdorfer, Tiffany Schwartz, Marcie Hunnicutt, Glenn McMurry, and many more.



The FBA Dayton Chapter would like to thank all those who were in attendance and hopes 2020 will bring even greater opportunities for our community.



Michael Rhinehart, Esq.
 Career Law Clerk to the Honorable
 Michael J. Newman in the U.S.
 District Court for the Southern District
 of Ohio

***THE WALTER H. RICE FEDERAL BUILDING AND U.S. COURTHOUSE:
 CELEBRATING THE NAMING AND THE NAMESAKE***

BY: MICHAEL RHINEHART, ESQ.

U.S. DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO

THE VIEWS EXPRESSED IN THIS COLUMN ARE HIS OWN, AND DO NOT REPRESENT THE
 OFFICIAL POSITION OF ANY AFFILIATED ENTITY

On June 4, 1980, the Honorable Walter H. Rice spoke of realizing the “impossible dream” after being sworn in as a United States District Judge by the Honorable Carl B. Rubin.¹ On that date, hundreds of people packed the large ceremonial courtroom² located on the ninth floor at 200 West Second Street in Dayton where Judge Rice has since presided for almost forty years. More than a hundred others came to witness the oath of office on that date, but the courtroom, despite its spaciousness, simply could not accommodate them.³

Just as his admirers flooded beyond the walls of the courtroom that day, so too has his legacy. Fittingly, then, on Friday, September 6, 2019, another overflow crowd gathered at 200 West Second Street to again honor Judge Rice. This time, the celebration moved outside the courtroom as his family, friends, colleagues, lawyers, and fellow community leaders filled the forecourt and lawn to celebrate as the building — built and first occupied by the federal government in 1975 — received an official name: the Walter H. Rice Federal Building and U.S. Courthouse.

The ceremony featured a distinguished lineup of speakers, including Congressman Michael Turner — who led the effort on Capitol Hill to name the building — Chief District Judge Edmund A. Saugus, Jr.; District Judge Thomas M. Rose; U.S. Attorney Ben Glassman; Dayton Mayor Nan Whaley; Dean of Dayton’s Criminal Defense Bar John Rion; and Dayton Board of Education member Dr. Robert Walker. United States Senators Sherrod Brown and Rob Portman, as well as Ohio Governor Mike DeWine, sent their remarks to honor Judge Rice on the momentous occasion as well.

Former Montgomery County Prosecutor Lee Falke, who held that post from 1965 to 1992, served as master of ceremonies for the historic event. Falke served as Judge Rice’s mentor from the beginning of his career as an Assistant County Prosecutor for Montgomery County in 1964. After a stint in private practice beginning in June 1966, Judge Rice returned to the Montgomery County Prosecutor’s Office in 1969 as the First Assistant Prosecuting Attorney under Falke.

Judge Rice was subsequently elected to the Dayton Municipal Court bench in November 1969, appointed to the Montgomery County Court of Common Pleas bench in July 1971, re-elected to that post in 1972 and 1978, and then took the federal bench in June 1980. For those of you counting, Judge Rice has now served the Dayton community as a state or federal judicial officer for almost fifty years.

In explaining his admiration for his longtime friend and colleague, the Honorable Michael R. Merz, says, “it has been my privilege to be his colleague on the federal bench in Dayton for thirty-five of those years. There are two facets to his judicial character I have come to appreciate most. First of all, he is immovably attached to the rule of law. I have never seen him shy away from reaching a decision based on the law because it might make someone uncomfortable or tread on powerful toes. In other words, he has decided cases ‘according to law, without respect to persons’ as our oath demands. Secondly, he is a strong defender of judicial independence, particularly in my case the independence of subordinate judges. Some magistrate judges across the country are treated by district judges like law clerks who happen to own a robe. Walter Rice has always treated me as a judge -- a colleague who has a right to make up his own mind on what the law requires in a particular case and to decide the case accordingly. If I am wrong, of course, he will reverse me ‘after thorough de novo review.’”

(Continued on next page)

The Honorable Thomas M. Rose, who has served alongside Judge Rice on the federal bench in Dayton since June 2002, shares, “over the last seventeen years, it has become obvious to me that my friend and colleague, Walter Rice, is the perfect example of what a judge should be. He has the judicial temperament, the intelligence, the personal and professional ethics, the courage and integrity, the experience and education and the ability to communicate effectively, as well as the civic and professional responsibility and character necessary. I have been truly fortunate to have such a good friend and colleague.”

The Honorable Sharon L. Ovington, who joined the Dayton federal bench in October 2002, adds, “Judge Rice has been a wonderful mentor to me over the years. He is always willing to provide sage advice, and his wisdom has guided me throughout my career. I will be forever grateful to him.”

The Honorable Michael J. Newman, who has served on the federal bench in Dayton since 2011, explains that, “it is a well-deserved and significant honor to have the Dayton Federal Building & Courthouse named after Judge Rice, who has given nearly fifty years to the Dayton community via his significant public service as a judge in both the state and federal courts. Judge Rice’s leadership, volunteerism, and dedication to our community is unparalleled. All of the federal judges in Dayton are honored to work with Judge Rice every day in the building so fittingly named after him.”

Judge Rice’s career law clerk, Lisa Woodward, states, “renaming the federal building after Judge Rice is a wonderful way to cement his legacy, not only as a long-serving federal judge, but as a prominent community leader here in Dayton. It is a fitting tribute to his commitment to justice for all, his unending love and compassion for the people of this city, and his lifetime of devoted service.”

In detailing the process to name the forty-four-year-old building, Congressman Turner recounted a unanimous panel decision recommending that Judge Rice be the building’s namesake. That panel consisted of a number of Dayton community leaders, including attorneys Merle Wilberding — who chaired the panel — Charlie Faruki, Margaret Quinn, and Kermit Lowery.

The subsequent path through Congress consisted of a bipartisan effort and having to work around a House rule prohibiting the introduction of legislation to name federal properties after living persons. To bypass this House rule, Turner, a Republican, worked with Senator Brown, a Democrat, to introduce the legislation in the Senate, allowing the House to “play catch” after the bill passed thorough. To further highlight the bipartisan support of the effort, Congressman Turner emphasized that the legislation honoring Judge Rice, an appointee of Democratic President Jimmy Carter, was ultimately signed into law by Republican President Donald Trump on December 17, 2018.

After taking his oath in 1980, the always quick-witted Judge Rice quipped that there was at least one aspect of the Federal Building he would like to see changed.⁴ Now, forty years on, a lot in this community has changed, much for the better as a result of Judge Rice’s influence and efforts. The artwork adorning the front façade, however, remains, a fact which Judge Rice jokingly pointed to during the 2019 naming ceremony as evidence showing the true power of federal judges.

On a more serious note, almost forty years after attaining the “impossible dream,”⁵ Judge Rice told the overflow crowd on September 6th that he could hardly even imagine having a building named in his honor, much less being one of the few people, if any, in history who went on to continue working there. And, although certain aspects of the Federal Building and U.S. Courthouse at 200 West Second Street remain unchanged since his taking the federal bench, Judge Rice’s influence and dedication to the community has resulted in at least one significant change: the building prominently standing at 200 West Second Street will now, fittingly, forever bear his name.

¹Wes Hills, ‘Impossible Dream’ Reality: Rice Becomes Federal Judge, DAYTON DAILY NEWS, June 5, 1980, at 13.

²Id.

³Id.

⁴Hills, *supra*.

⁵Id.

**INTRODUCING PRO BONO PARTNERSHIP OF OHIO ...
ATTORNEYS STRENGTHENING NONPROFITS**

BY: MARCIE HUNNICUTT, DIRECTOR AND COUNSEL

Through generous support of the corporate and legal communities in our region, Pro Bono Partnership of Ohio is now in Dayton and is poised to make a major difference in our community by *helping attorneys help nonprofits*.

Our concept is not new: Pro Bono Partnership of Ohio (PBPO) is the third Pro Bono Partnership nationally. Pro Bono Partnership, Inc. (PBP) was established in New York in 1997 and has since expanded to New Jersey and Connecticut. Additionally, in 2005, PBP helped Pro Bono Partnership of Atlanta establish its own independent organization.

After receiving tremendous support and involvement in Cincinnati amongst the corporate and legal community over five years ago, PBPO recently established an office in Dayton thanks to generous funding from the Dayton Legal Heritage Foundation of the Dayton Foundation, CareSource, Dayton Power & Light, Porter Wright, and Bricker & Eckler, among others. In doing so, PBPO has expanded the types of volunteer opportunities available to local attorneys.

PBPO's goal is to make it easy and enjoyable for local attorneys to provide pro bono services to local charitable organizations. Our volunteer opportunities are uniquely structured to suit the talents and needs of busy in-house and law firm attorneys specializing in non-litigation practice areas. Our matters are pre-screened, discrete, manageable and generally not subject to time deadlines. Volunteers may qualify for Ohio CLE credit for their time and are covered by PBPO's liability insurance.

PBPO does not perform any litigation services, rather, it focuses solely on transactional matters that are typically within the attorney volunteer's existing area of expertise, such as:

- Contracts
- Corporate Structure
- Governance
- Employment
- Intellectual Property
- Merger/Collaboration
- Real Estate
- Other business law matters

This in turn enhances the ability of nonprofits to fulfill their missions and improve conditions in our community without having to divert precious funding away from their critical missions: feeding the hungry, helping the homeless, caring for children, nursing the sick, enabling the disabled and helping those in need to help themselves.

In addition, PBPO's legal staff and attorney volunteers provide workshops and webinars to educate the nonprofit community about relevant corporate, employment, contractual and other legal obligations. This education outreach is focused on helping nonprofit executives, staff and board members identify and address important legal obligations, adopt best practices, and avoid risk.

In the last five years, through the assistance of its 650 volunteer attorneys, PBPO has handled over 1,250 unique matters, served over 200 nonprofit clients, saving local organizations over \$3 million in legal fees alone. PBPO and the greater Dayton and Cincinnati communities are very appreciative of the excellent service the volunteers have given. By partnering together, our community continues to shine.



*Marcie Hunnicutt, Dayton Director and Counsel,
Pro Bono Partnership of Ohio*

(Continued on next page)

How to Volunteer

PBPO is excited to be a part of the Dayton legal community and we look forward to working with you. We are always in need of more attorney volunteers! We encourage you to visit our website (www.pbpohio.org) and fill out a Volunteer Application. Additionally, if you are on a nonprofit board or affiliated with a nonprofit, please tell them about us and the services we provide. They can fill out a Request for Legal Assistance on our website. You can also contact Marcie Hunnicutt, Dayton Director & Counsel, directly at (937) 396-2131 or marcie@pbpohio.org.



Pictured left to right: Barkha Patel (Director of Education & Senior Counsel), Erin Childs (Executive Director), Chasity Paul (Paralegal), Marcie Hunnicutt (Dayton Director & Counsel), Anne Luecke (Development Coordinator), and Veronica Tollefson (Program Coordinator).

Farewell & Best Wishes to Bill Wells!

The Dayton Chapter wants to recognize and thank a departing FBA Dayton Chapter Board Member. Active FBA Dayton Chapter member and former Air Force Attorney, took a position as an Administrative Law Judge in Arizona. Bill is an ALJ in Medicare's Office of Hearings and Appeals (OMHA) in the Phoenix Field Office. We wish Bill all the best in his new endeavor as an ALJ! We also want to thank him for all he has contributed to this Chapter and the community it serves. Bill has been instrumental as a contributor to this newsletter (see article on page 3). His contributions are significant and much appreciated. Best wishes, and we'll miss you, Bill!

ABOUT THE DAYTON CHAPTER

The mission of the Dayton Chapter of the FBA is to advance the profession and science of jurisprudence and to promote the welfare, interests, education, and professional growth and development of the members of the Federal legal profession.

EXECUTIVE COMMITTEE

President –
Michael Rhinehart, Career Clerk to Honorable Michael J. Newman

President Elect –
Nadia Lampton, Taft/

Vice President –
Zachary S. Heck, Taft/

Treasurer –
Christopher Hollon, Faruki PLL

Secretary –
Tiffany Schwartz, U.S. Air Force

Sergeant-at-Arms –
Judge Thomas M. Rose, U.S. Dist. Ct., S.D. Ohio

Immediate Past President –
Vipal J. Patel, U.S. Attorney's Office, S.D. of Ohio

COMMITTEES - CHAIRS*

Membership –
Christopher Hollon, Faruki PLL

Publicity & Public Relations –
Sabra L. Tomb, U.S. Air Force

Civics Liaison –
Michael Rhinehart, Career Clerk to Honorable Michael J. Newman

Government Relations –
Jeff Cox, Faruki PLL

Armed Services –
Bill C. Wells, U.S. Air Force

CLE –
SaMee Hardin, U.S. Attorney's Office, S.D. of Ohio

Young Lawyers –
Shawna Sorrell, Taft/

Student Division–
Ashley Oravetz, Student at UD SL

**Interested in joining a committee?
Contact Michael Rhinehart at
Michael.Rhinehart@ohsd.uscourts.gov*



On The Merits is the official publication of the Dayton, Ohio Chapter of the Federal Bar Association. If you are interested in submitting content for publication consideration, please contact Sabra Tomb at sabratomb@hotmail.com.



All copyright reserved.