

Newsletter

Dayton Law Library Association

April 2009 Issue 79

THE TRANSFER OF LAW LIBRARY GOVERNANCE IS AHEAD

The Dayton Law Library Association is a private, nonprofit corporation that, since 1868, has been responsible for the acquisition, operation, and management of a law library that serves the legal community and elected officials of Montgomery County. The law library has been financially supported since 1872 by a public/private partnership consisting of annual membership dues and statutory revenue from a portion of fines and penalties.

Beginning January 1, 2010, a new, publicly-appointed County Law Library Resources Board will assume the direction of the law library and the administrative duties pursuant to the provisions of recently enacted Am. Sub. H.B. 420. In addition to the law library operations, the new Board will also “manage the coordination, acquisition, and utilization of legal resources” within county government.

The new CLLRB must be in place by July 1, 2009. The judges of the common pleas court and the judges of the municipal/county courts will each appoint an attorney to the board. The county prosecutor will appoint one member and the county commissioners will appoint two board members. These three appointees need not be attorneys. The first chairperson of the board shall be one of the county commissioners’ appointees. From July 1, 2009 until December 31, 2010, two members of the Association’s present Board of Trustees are to serve on the new CLLRB as additional members in order to ensure a smooth transition.

The funding for the new board’s operations will come from the existing statutory provisions, O.R.C. 3375.50 – 3375.53, and any additional funds that may be provided by the board of county commissioners.

Pursuant to the provisions of H.B. 420, the law library facility is to be open to the public under rules and regulations determined by the CLLRB. The statute prohibits charging fees for access to the law library, but does allow for fees to be assessed for library services such as online database research, circulation of materials, interlibrary loans, document deliveries (fax, photocopies, emails), and other services.

The founders of the Law Library Association stipulated its creation to be for the furtherance of the administration of justice and a more efficient discharge of professional duties associated therewith. The builders of the Law Library Association furthered that purpose by acquiring a distinctive and quality research collection. Numerous advancements have been made and milestones reached as efforts continue to be made to expand the availability of new information formats. It is the hope of the Association’s trustees, the librarian, and staff that the new County Law Library Resources Board will maintain the law library with dedication to the high standards of the past.

Recent Acquisitions

HF 5616 .U5 C69 2008	CPA's Multistate Guide to Ethics and Professional Conduct
HG 179.5 .F566 2009	Financial Planning Answer Book.
KF 250 .G376 2009	Garner on Language and Writing
KF 297 .F87 2008	50 Unique Legal Paths: How to Find the Right Job
KF 297 .L66 2008	Lawyers at Midlife
KF 300 .Z9 E44 2008	Solo by Choice: How to Be the Lawyer You Always Wanted to Be
KF 318 .G742 2009	Lawyer's Guide to Governing Your Firm
KF 390 .A4 A87 2008	Assessment of Older Adults with Diminished Capacity: A Handbook for Psychologists
KF 480 .G85 2008	Guide to the ADA Amendments Act
KF 572 .M38 2009	Commercial Real Estate Practice Manual with Forms
KF 750 .H36	Drafting the Estate Plan: Law and Forms (2 volume set)
KF 750 .P72 2009	Practical Guide to Estate Planning
KF 902 .C5932 2008	THE Construction Contracts Book: How to Find Common Ground in Negotiating the 2007 Industry Form Contract Documents
KF 1301 .A2 C668 2009	Corporate Compliance Answer Book
KF 1477 .A75 N44 2008	Negotiating Business Acquisitions (2 volume set)
KF 2023 .F56 2008	Financial Performance Representations: The New and Updated Earnings Claims
KF 3024 .C6 C56 2008	A Practical Guide to Software Licensing for Licensees and Licensors
KF 3531 .C37 2008	Family and Medical Leave Guide
KF 3826 .N8 O74 2009	Litigating the Nursing Home Case
KF 4865 .G85 2009	Guide to Representing Religious Organizations
KF 6388 .Z9 C445 2009	Charitable Giving Answer Book

Recent Acquisitions (cont'd)

KF 8947 .B37 2008	E-Discovery: Twenty Questions and Answers.
KF 8947 .L68 2009	Introduction to E-Discovery: New Cases, Ideas and Techniques
KF 8964 .S36 2007	Deposing & Examining Employment Witnesses
KF 8964 .S5 2009	Exposing Deceptive Defense Doctors
KF 9242 .P373 2009	Criminal Mental Health and Disability Law, Evidence and Testimony: A Comprehensive Manual for Lawyers, Judges and Criminal Justice Professionals
KFO 130.5 .F6 L44 2008	Legal Issues in Real Estate Foreclosure
KFO 185 .D86 2008	Ohio Insurance Coverage
KFO 540 .G523 2008	Ohio Trial Objections

Journal Watch

ANIMALS	“Regarding Cruelty to Animals: What Every Attorney Should Know.” 1 Cleveland Metropolitan Bar Journal 27 (March 2009, No. 12).
BANKRUPTCY	“The Treatment of Attorneys’ Fee Retainers in Chapter 7 Bankruptcy and the Problem of Denying Compensation to Debtors’ Attorneys for Post-Petition Legal Services They are Obligated to Render.” 82 The American Bankruptcy Law Journal 551 (Issue 4, 2008). “Ohio Increases Protection for Debtors in Collection and Bankruptcy Actions.” 1 Cleveland Metropolitan Bar Journal 12 (February 2009, No. 11).
BUSINESS LAW	“Credit Rating Agencies in the Spotlight: A New Casualty of the Mortgage Meltdown.” 18 Business Law Today 35 (March/April 2009, No. 4).
CIVIL PROCEDURE	“Motions to Disqualify Corporate Counsel.” 29 California Lawyer 42 (March 2009, No. 3).
CONSTITUTIONAL LAW	“Death to Tyrants: <i>District of Columbia v. Heller</i> and the Use of Guns.” 69 Ohio State Law Journal 641 (No. 4, 2008).
CRIMINAL LAW	“Examining Crack Cocaine Sentencing in a Post- <i>Kimbrough</i> World.” 42 Akron Law Review 105 (2009, No. 1). “Picking the Client’s Prison: A Most Difficult Conversation.” 10 Cleveland Bar Journal 26 (January 2009, No. 10). “Counting Offenses.” 58 Duke Law Journal 709 (January 2009, No. 4).
ELDER LAW	“How to Fight Binding Arbitration Clauses Contained in Nursing Home Admission Agreements.” 19 Ohio Trial 7 (Spring 2009, No. 1). “Genetic Discrimination in Employment.” 88 Michigan Bar Journal 42 (January 2009, No. 1).

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ESTATE PLANNING	“How to Effectively and Efficiently Interact with Grieving Clients.” 26 GP Solo 14 (March 2009, No. 2). “Principal and Income Act Amendment Saves the Marital Deduction for Retirement Plans.” 23 Probate & Property 12 (March/April 2009, No. 2).
EVIDENCE	“Rule of Evidence 502: Impact on Protective Orders and Subject Matter Waiver.” 34 Litigation News 8 (Winter 2009, No. 2).
JUDGES	“Practical Tips for New Judges Making the Transition to the Bench.” 48 The Judges’ Journal 14 (Winter 2009, No. 1).
JURY INSTRUCTIONS	“Using Jury Instructions to Your Advantage.” 35 Litigation 37 (Winter 2009, No. 2).
JURY SELECTION	“Limited <i>Voir Dire</i> : Why it Fails to Detect Juror Bias.” 23 Criminal Justice 22 (Winter 2009, No. 4).
INSURANCE LAW	“The Insurer’s Right to be Reimbursed for Settlement Payments.” 51 For the Defense 8 (January 2009, No. 1).
LABOR LAW	“Workplace Privacy: We’ll be Watching You.” 35 Ohio Northern University Law Review 53 (2009, No. 1).
LEGAL JOBS	“How to Get Good Legal Experience in a Bad Economy.” 37 Student Lawyer 5 (February 2009, No. 6).
LEGAL MALPRACTICE	“Potential Legal Opinion Liability for Ohio Business Lawyers.” 23 Ohio Lawyer 14 (January/February 2009, No. 1).
LITIGATION	“Procrastination, Deadlines, and Statutes of Limitation.” 50 William and Mary Law Review 607 (November 2008, No. 2).
MEDICAL MALPRACTICE	“Medical Malpractice: Should Courts Force Doctors to Confess Their Own Negligence to Their Patients.” 61 Arkansas Law Review 621 (2009, No. 4). “Answering and Overcoming Defense Tactics in Medical Negligence Cases.” 18 Ohio Trial 25 (Fall 2008, Issue 2).
MEDICAL PRIVACY	“Medical Privacy Litigation: What You Don’t Know About this new Trend Could Burn You.” 1 Cleveland Metropolitan Bar Journal 43 (March 2009, No. 12).
PRACTICE OF LAW	“Recession-Proof Your Practice: 10 Tips to Protect Your Firm in the Toughest Times.” 95 ABA Journal 46 (January 2009, No. 1).
PRETRIAL MOTIONS	“Successful Pretrial Motions in 10 Moves.” 45 Trial 22 (March 2009, No. 3).
PROBATE	“Violence, Fear, and Jason’s Law: The Needless Expansion of Social Control Over the Non-Dangerous Mentally Ill in Ohio.” 56 Cleveland State Law Review 739 (2008, No. 3).
REAL ESTATE	“Documenting the Acquisition of a Distressed Real Estate Loan (with forms).” 25 The Practical Real Estate Lawyer 49 (January 2009, No. 1).
TAX LAW	“Stimulus Bill Makes Multiple Changes to the Tax Law.” 110 Journal of Taxation 131 (March 2009, No. 3). “Tax Law Changes Under the Housing Assistance Tax Act of 2008.” 23 Probate & Property 38 (March/April 2009, No. 2).
WRONGFUL DEATH	“An Untimely Death of Wrongful Death Claims: Ohio Removes Decedent-Employee Wrongful Death Claims from the Arbitral Forum.” 2008 Journal of Dispute Resolution 621 (2008, No. 2).

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