

November/December 2004

# BARBEAT

Genesee County Bar Association



**Thread Creek  
Centennial Farm  
Grand Blanc**

**2004 Holiday Dinner  
Courtroom Drama  
Frederick Salim: a Nephew's View  
Getting to Know a Young Lawyer:  
David Guinn  
A Bit of Bar History: Part II**



Pianist Dorina Sain, l-r Pat Parker, Sally Shaheen Joseph, Jerry Winegarden, Bob Fraile, Dick Ebbott, Jack Tubbs.

## *2004 Holiday Dinner*

by Brian Barkey

Comparisons are sometimes useful ways to appreciate an event. Our first GCBA Holiday Dinner was in December, 1992. The idea came from Duncan Beagle and was patterned after a successful Thanksgiving dinner sponsored by the Saginaw County Bar. Our first Dinner cost \$1,800 – an amount that was raised with checks gathered around the table at one of the first committee meetings and a generous donation by members of the Flint Trial Lawyers Association. It had modest success. It fed 229 people. Santa saw about 60 children, who were given presents and had their pictures taken. We cleaned up the Masonic Temple and were home by 6:30 pm.

The dinner has grown and grown. In 2003, volunteers served 897 dinners. Over the years, the number of children who saw Santa multiplied almost eightfold to 470 children. Over 600 pictures were taken. The Dinner now costs \$6,500 – an amount that is raised entirely by voluntary contributions from members of the Association and other benefactors. Members of our Association and others volunteer to staff the Dinner, buy and wrap presents and clean up afterward. We do not get home until 9:00 pm.

Most gratifying is the fact that the list of names of the people who support the event with monetary contribution and volunteer service fills both columns of an entire page of the January Bar flier. We look forward to adding your name this year.

This year's Holiday Dinner will be held for Wednesday, December 22<sup>nd</sup>, beginning at 4:00 pm. As usual, it will be held at the Masonic Temple downtown, with the generous help and support of the Temple Dining Room and more people than we have room to list here.



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# Table of Contents

- |    |                                  |  |
|----|----------------------------------|--|
| 2  | 2004 Holiday Dinner              | by Brian Barkey                            |
| 4  | Value Added to Your Membership   | by Ramona Sain                             |
| 5  | Courtroom Drama                  |  |
| 6  | Frederick Salim: a Nephew's View | by David A. Salim                          |
| 7  | The Winegarden Letter            | by J. Dallas Winegarden                    |
| 7  | Go Figure...                     |  |
| 8  | Getting to Know a Young Lawyer   | by Francine Cullari                        |
| 9  | A Bit of Bar History: Part II    | by Jean Neithercut<br>and Francine Cullari |
| 11 | Attorney "MDA Round Up"          |  |
| 11 | Nursing Home and Hospice Program |  |

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## On the Cover...

Thread Creek Farm, a six-generation centennial farm in Grand Blanc, begun in 1831, is owned by John and Margie Evatt, who live there with their daughter and her family, the Knags.



Photographers: Joe and Cindy Johnson

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- ❖ **Publications** – “Private Mediation,” Bar Beat, July 1995; “Facilitative Mediation,” April 1996 and “Michigan Mediation Update,” June 2004, Michigan Lawyers Weekly

# Value Added to Your Membership

by Ramona Sain, Executive Director



Ramona Sain

At the September, 2004 meeting, the Board of Directors approved an agreement with Professional Human Capitol (PHC), a Fortune 500 Human Resources Company, which offers professional development for attorneys, specializing in solo and small law firms. We have joined three other associations - WLAM, Detroit Metro Bar, and Washtenaw County Bar in offering our members this service, in addition to reaping the benefits for GCBA.

The Board reviewed an analysis of cost and benefits for GCBA and two local firms. The Association's cost savings amounted to \$1,848 a year, with the two firms saving \$4,737 and \$10,155 respectively.

GCBA will have reduced health care costs totaling approximately \$200

a month for the two employees currently covered. What makes this so significant is that the coverage is superior to what is currently offered through Blue Cross Blue Shield.

GCBA will also implement a 401(k) plan for an initial set-up fee of \$500 with no additional monthly or yearly administrative fees. While the Association does not have the financial resources to contribute to the fund, it does offer employees the opportunity to begin a retirement plan by making their own personal, pre-tax contributions.

PHC will process all federal, state and local taxes on behalf of the Association, thus assuming the risk inherent with filing the paperwork. Additional benefits include direct deposit of pay-

roll, recruitment and placement services, training seminars, and an employee assistance program.

The cost for this service is approximately \$1,600 a year which totals \$10.50 per employee per week, a 40 percent discount from their standard rate. GCBA members who sign up for the program will receive a 20 percent discount, totaling about \$13.50 per employee per month. One Board member reflected that the time and energy a legal secretary spends on payroll and payroll-related taxes could be better spent on other law-related activities, such as client billing and other projects.

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If we are as fortunate as the other Associations who have entered into similar agreements, we might also see an increase in members who join to take advantage of the benefit package. For detailed information, contact Brad Qua, Vice President of Business Development, at (440) 963-4202 or via email at [bqua@professionalhumancapital.com](mailto:bqua@professionalhumancapital.com).

As mentioned in a previous article, Judge McCabe was appointed to chair an ad-hoc Bylaws Committee to update our bylaws, specifically in the area of Nominating Committee procedures. On October 15, 2004, those recommendations will be found on our webpage by clicking the Attorney Information link. Final approval of the bylaws will occur at the November Monthly Membership Meeting, which will also feature guest speaker Walter Drwal, a forensic psychologist.

Last, Monthly Membership Meeting guest speakers are always needed, so if you have a good suggestion contact Vice President Bill Reising at (810) 342-7001. Bill is also accepting volunteers to give the invocation at upcoming meetings, so give him a call if you are interested.

**Have a Happy Thanksgiving.**

## COURTROOM DRAMA

Can't get enough of the courtroom during the week? Want your family to appreciate your work more? Interested in the treatment of attorneys by the media? Try a courtroom drama over the holidays!

- |  |        |  |       |
|--|--------|--|-------|
| 1. And Justice for All (1979)                                      | R      | 36. Gingerbread Man, The (1998)                            | R     |
| 2. Accused, The (1988)   | R      | 37. Good Mother, The (1988)                                | R     |
| 3. Advocate, The:<br>The Hour of the Pig (1993)                    | R      | 38. Guilty by Suspicion (1991)                             | PG 13 |
| 4. American Tragedy (2000)   | PG 13  | 39. Hart's War (2002)                                      | R     |
| 5. Amistad (1997)  | R      | 40. Helter Skelter (1976)                                  | NR    |
| 6. Anderson Trial, The (1970)                                      | NR     | 41. High Crimes (2002)                                     | PG 13 |
| 7. Before and After (1996)   | PG 13  | 42. In Cold Blood (1967)                                   | R     |
| 8. Body of Evidence (1993)   | R      | 43. In the Name of the Father (1993)                       | R     |
| 9. Breaker Morant (1980)   | PG     | 44. Indictment: The McMartin Trial (1995)                  | R     |
| 10. Carlito's Way (1993)   | R      | 45. Inherit the Wind (1960)                                | NR    |
| 11. City Hall (1996)   | R      | 46. Jagged Edge, The (1985)                                | R     |
| 12. Civil Action, A (1998)   | PG 13  | 47. Judgment in Berlin (1988)                              | PG    |
| 13. Client, The (1994)   | PG 13  | 48. Juror, The (1996)                                      | R     |
| 14. Confession, The (1999)   | R      | 49. Jury, The (2002)                                       | NR    |
| 15. Court-Martial of Billy Mitchell, The:<br>One Man Mutiny (1955) | NR     | 50. Just Ask My Children (2001)                            | NR    |
| 16. Cry in the Dark, A:<br>Evil Angels (1988)                      | PG 13  | 51. Just Cause (1995)                                      | R     |
| 17. Dance with a Stranger (1985)                                   | R      | 52. King and Country (1964)                                | NR    |
| 18. Dandelion Dead (1994)  | NR     | 53. Kramer vs. Kramer (1979)                               | PG    |
| 19. Dangerous Evidence: The Loria Jackson<br>Story (1999)          | NR     | 54. L.A. Law: The Movie (2002)                             | NR    |
| 20. Death Sentence (1947)  | NR     | 55. Lipstick (1976)  | R     |
| 21. Deceiver: Liar (1997)  | R      | 56. Losing Isaiah (1995)                                   | R     |
| 22. Deliberate Intent (2000)                                       | P G 13 | 57. Madeleine (1950)                                       | NR    |
| 23. Devil and Daniel Webster, The (1941)                           | NR     | 58. Man in the Glass Booth, The (1975)                     | PG    |
| 24. Diary of a Serial Killer (1997)                                | R      | 59. Map of the World, A (1999)                             | R     |
| 25. Dishonored Lady (1947)   | NR     | 60. Mesmerized (1947)                                      | NR    |
| 26. Eight Men Out (1988)   | PG     | 61. Midnight in the Garden<br>of Good and Evil (1997)      | R     |
| 27. Eureka (1983)  | R      | 62. Mistaken Identity:<br>Switched at Birth (1999)         | NR    |
| 28. Evelyn (2002)  | PG     | 63. Music Box (1989)                                       | PG 13 |
| 29. Evidence of Love: A Killing<br>in a Small Town (1990)          | R      | 64. My Cousin Vinny (1992)                                 | R     |
| 30. Evil in Clear River (1988)                                     | PG 13  | 65. Naked Lie (1989)                                       | R     |
| 31. Few Good Men, A (1992)   | R      | 66. Nuts (1987)  | R     |
| 32. Final Justice (1998)   | NR     | 67. Paradine Case, The (1947)                              | NR    |
| 33. Firm, The (1993)   | R      | 68. Pelican Brief, The (1993)                              | PG 13 |
| 34. Ghosts of the Mississippi (1996)                               | PG 13  | 69. People vs. Larry Flynt, The (1996)                     | R     |
| 35. Gift, The (2000)   | R      | 70. Philadelphia (1993)                                    | PG 13 |
|  |        | 71. Physical Evidence (1989)                               | R     |
|  |        | 72. Price of a Broken Heart, The (1999)                    | NR    |
|  |        | 73. Primal Fear (1996)                                     | R     |
|  |        | 74. Prisoner of Honor (1991)                               | PG    |
|  |        | 75. QB VII (1974)  | NR    |
|  |        | 76. Rainmaker, The (1997)                                  | NR    |
|  |        | 77. Red Corner (1997)                                      | R     |
|  |        | 78. Reversal of Fortune (1990)                             | R     |
|  |        | 79. Rules of Engagement (2000)                             | R     |
|  |        | 80. Runaway Jury (2003)                                    | PG 13 |
|  |        | 81. Separate But Equal (1991)                              | PG    |
|  |        | 82. Shakedown (1988)                                       | PG    |
|  |        | 83. Shocked: Mesmerized (1986)                             | R     |
|  |        | 84. Skokie (1981)  | PG 13 |
|  |        | 85. Sleepers (1996)  | R     |
|  |        | 86. Snap Decision (2001)                                   | NR    |
|  |        | 87. Steal This Movie! (2000)                               | R     |
|  |        | 88. Storyville (1992)                                      | R     |
|  |        | 89. Sweet Hereafter, The (1997)                            | R     |
|  |        | 90. Thousand Acres, A (1997)                               | R     |
|  |        | 91. To Kill a Mockingbird (1962)                           | NR    |
|  |        | 92. Tomorrow (1972)  | PG    |
|  |        | 93. Trial (1992)   | NR    |
|  |        | 94. Trial and Error (1962)                                 | NR    |
|  |        | 95. Trial by Jury (1994)                                   | R     |
|  |        | 96. True Believer (1989)                                   | R     |
|  |        | 97. Twelve Angry Men (1957)                                | N     |
|  |        | 98. Vendetta (1999)  | R     |
|  |        | 99. Verdict, The (1982)                                    | R     |
|  |        | 100. Where the Truth Lies:<br>90 Days at Hollyridge (1999) | NR    |
|  |        | 101. Winslow Boy, The (1999)                               | G     |
|  |        | 102. Word of Honor (2003)                                  | NR    |

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# Frederick Salim: a Nephew's View

by David A. Salim

In April of this year, my family lost its patriarch. At the time, I did not understand my great-uncle Fred Salim's place in the Genesee County legal community. At his funeral, I had the opportunity to speak with a number of his colleagues. Before then, I only knew my great-uncle as a grandfather since his brother (my grandfather) passed away before I was born.

Uncle Fred led my family by example. He would often fill his truck with fruit from the Farmer's Market and deliver it to every member of our family and friends. When my father

was in professional school, he had car problems. My uncle bought him a new one. His generosity and commitment to our family and friends could not be questioned.

His funeral made me realize that he applied that same integrity and com-

In the January/February issue of Bar Beat, Glenn Simmington reported on the efforts of the Joint Bar Association/Medical Society/Alliance Committee to develop a uniform medical record request letter to send to physicians. The uniform letter was inserted in the issue. A number of attorneys have requested another copy, which is enclosed in this issue. The GCBA Board asks all attorneys to use the letter for pre-lawsuit medical records requests.

mitment to his legal practice. I was told that Fred Salim was an excellent trial attorney who was always prepared. The funny thing about this was it brought to mind a conversation I had with my Uncle Fred regarding the practice of law. He asked me what I liked most about the practice of law. My rather hasty response to this question was that the practice of law was so dynamic. I then asked my uncle what he liked most. To my surprise, he responded "the research and writing."

Along with his answer, my uncle stated that an individual could not be a good trial attorney without solid research and writing skills. Since practicing law, outside of my time with the government, I could not agree more.

On behalf of my family, I would like to express our sincere appreciation to all in the legal community who expressed your condolences as well as appreciation for having known and worked with my Uncle Fred. For those of you who knew him, may his memory be eternal as it is with me.

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# The Winegarden Letter

by J. Dallas Winegarden



J. Dallas Winegarden

The US Supreme Court has rejected a central tenet of the current administration's "war on terror" detention policy. It ruled in July that the 600 or so foreign nationals from 40 countries detained at the US Naval Base in Guantánamo Bay without charge or trial have the right to challenge their detentions in the US courts.

The detainees, however, will *not* be provided a lawyer and the trials will be conducted by the military. All evidence will be admissible, including that from anonymous witnesses and coerced testimony. Although the military has said that the detainees will be informed of their right to *habeas corpus*, the record that emerges from trial may restrict judicial review to that record.

The administration has shown distrust of the courts in dealing with the detainees from the beginning, expecting the public to trust the military. The Court rejected that blind faith argument but the Pentagon is still trying to minimize court intervention through procedures which would not be tolerated constitutionally in federal prosecutions.

I am reminded of an earlier case, in which the majority upheld a military exclusion order for the same reason it approved an earlier curfew order:

"...exclusion of those of (an entire group) was deemed necessary because of the presence of an unascertained number of disloyal members of the group... It was because we could not reject the finding of the military authorities that it was impossible to bring about an immediate segregation of the disloyal from the loyal that we sustained the validity of the curfew order as applying to the whole group."

A dissenting opinion stated: "...if we cannot confine military expedients

by the Constitution, neither would I distort the Constitution to approve all that the military may deem expedient...I cannot say...that the (military) orders were not reasonably expedient military precautions, nor could I say that they were. But even if they were permissible procedures, I deny that it follows that they are constitutional...if the (majority) holds (they are), then we may as well say that any military order will be constitutional and have done with it."

The group in the case was Japanese. The case was *Korematsu v US*, decided December, 1944. The dissenting justice was Owen J. Roberts. It is almost universally recognized now that the dissent held the correct view.

You may argue that the detainees are not American citizens. I remind you of Ahmed Abu Ali, who was arrested over a year ago in Saudi Arabia as part of an American counterterrorism investigation. The U.S. government ordered the arrest according to the

Associated Press. Abu Ali was born in Texas and holds U.S. and Jordanian citizenship. He was valedictorian of his high school class and was studying at a Saudi university when he was arrested in June 2003. His parents and siblings live in the United States.

According to a lawsuit filed by a human rights group for his parents, the FBI has questioned Abu Ali at least twice, but he has not been charged with any crime or allowed to see a lawyer. The Saudi government has no plan to charge him and would release him to U.S. custody if asked.

Each case – from Saudi Arabia arrestees to Guantanamo detainees to Abu Ghraib prisoners - is a variation on the same theme: denial of basic human rights. I would ask the rhetorical question: for what does America stand, for what do we fight, if we allow this to go on?

## Go Figure...

How many real estate and municipal attorneys have noticed the mysterious nature of a township grid design? One surveyor in Wisconsin may be reading too much about secret societies, the Illuminati, the Kaballah, the Masons but Angus W. Stocking studied the layout for townships around the country (most on the same system) and discovered a few interesting facts. Townships are typically six miles on a side, with sections forming a boustrophedonic square (numbered right to left at the top, then right to left and reverse in subsequent rows).

Why 6 by 6, he asks? Well, each column adds to 111. Reducing the sums of the rows to one digit yields 3 in each row. There is no other boustrophedonic square from 2x2 to 9x9 that yields the same "magical" result. The sum of numbers 1 to 36 is 666. Had enough? If not, see Angus W. Stocking, L.S., "A Surveyor's Own Conspiracy Theory", The American Surveyor, July/August 2004. Thanks to Victor Lukasavitz at Gould Engineering for sending the article to Bar Beat.

1	2	3	4	5	6	21	2+1=3
7	8	9	10	11	12	57	5+7=12, 1+2=3
18	17	16	15	14	13	93	9+3=12, 1+2=3
19	20	21	22	23	24	129	1+2+9=12, 1+2=3
30	29	28	27	26	25	165	1+6+5=12, 1+2=3
31	32	33	34	35	36	201	2+0+1=3, 1+2+3
111	111	111	111	111	111	3	1+1+1=3

# Getting to Know a Young Lawyer: David Guinn

by Francine Cullari

David Guinn is particularly happy to be an Assistant Prosecutor. Although he attended Flint Southwestern Academy High School at the same time as his future spouse, Shalonda Watkins, he did not meet her until a contested pre-trial on an abuse and neglect case before Judge Beagle. Shalonda was in training to become a Children's Services Worker at the time and it was love at first sight, at least for David. Shalonda required a bit more convincing, according to David.

David was working in the Family Court Division at the time, attending pre-trials for abuse and neglect and juvenile delinquency cases, reviewing requests for criminal warrants against juveniles, handling personal protection order violation hearings, probable cause hearings, designation hearings and trials, and civil commitment hearings.

He represented the Family Independence Agency (FIA) in all neglect and abuse matters and was the training facilitator for FIA Children's Services workers. Shalonda was a Children's Protective Services (CPS) worker responsible for investigating complaints regarding alleged abuse/neglect against children. Their employment positions instantly gave them a common interest. One thing led to another and they recently married in May, 2004 and live in Flushing.

Having a former CPS worker and an Assistant Prosecuting Attorney living under the same roof has led to a few lively discussions about the current state of affairs in Genesee County. But they are getting an "up close and personal" look at the trials and tribulations associated with each other's profession and learning that life in their spouse's shoes is far from routine. Shalonda is currently a placement/licensing specialist with FIA and she is completing her Master's in Social Work at Michigan

State University. David and Shalonda enjoy traveling and recently returned from Mazatlan, Mexico where they spent their honeymoon.

David began at the Prosecutor's Office in 1997 and has worked in the Family Support Division, Pre-trials and Warrants Division, Family Court Division and Drug and Asset Forfeiture Division, where he continues at this time. In the past five years, he has managed to attend 350 hours of continuing legal education in trial advocacy, children's law and advocacy, and criminal law.

Prior to prosecutorial work, while in law school, David clerked in Detroit for a private firm representing AAA Insurance Company and interned for the City of Detroit Law Department. He was also an extern in Ohio for the Shelby County Public Defender, and in Grand Rapids for a private firm. David received his law degree from Ohio Northern University Claude W. Pettite College of Law in 1997. He was a tutor at school, member of the Moot Court Board of Advocates, finalist in the Burke E. Smith Mock Trial Competition and President of the Black Law Students Association. With his mock trial skills, it is no wonder that he has been a public speaker at both his alma maters and at Bethel United Methodist Church, Flint Community Schools, Flint Area Chamber of Commerce, DARE Program, and Mayor Stanley's Student of the Month Luncheon.

David's community service in Flint centers around children. He coaches Law Day Mock Trial Competition teams, and has served as a judge for the Michigan High School Mock Trial Program. He is very active with Youth Leadership Institute, Inc. (YLI) and sits on its Board of Directors. YLI is a non-profit organization that provides leadership training for African-American youth in the Flint area. This pro-



David Guinn with wife Shalonda

gram serves high school students in grades 10 through 12 and provides a highly structured eight-week program designed to expose the students to the basic tenets of positive community leadership.

As busy as he is with youth, he has also found time to be the (former) Vice President of the Flint Pan-Hellenic Council (FPHC), which is comprised of all of the historically black fraternities and sororities that are active in the Flint area. The FPHC promotes interaction through forums, meetings and programs to keep everyone informed of various community activities. David is Vice President of Alpha Phi Alpha Fraternity, Flint Alumni Chapter, which is the first black fraternity, founded in 1906. His fraternity meets regularly to plan and participate in scholarship dinners, golf outings, and various other community service projects. David is especially proud of his fraternity's partnership with the Esquire Leadership and Mentorship Program, where members of the fraternity fellowship work with male high school students from the Flint area, giving back to their community and providing positive male role models to approximately 30 youth.

In addition to law and children's work, David has had considerable experience in the accounting field while in school, employed part-time by the Amway Corporation for four years in its accounting department. His undergraduate degree from Grand Valley State Seidman School of Business is in accounting, with a minor in micro-computer applications. He completely financed his undergraduate degree with scholarships and his Amway internship earnings.



# A Bit of Bar History: Part II

by Jean Neithercut and Francine Cullari

The last issue of Bar Beat recounted some of the earliest history of the Genesee County Bar, particularly for the benefit of younger attorneys. The second wave of attorneys active in the County began with Andrew Jackson Transue. Andrew's life spanned almost all of the Bar Association's. Born in 1903, Transue was admitted to the bar in 1926 and continued an active practice until his death in 1995. Elected to Congress in 1936 for one term during the "Roosevelt sweep", he relished being called "Mr. Congressman" throughout his long life. Upon being honored in his 90th year by the Michigan Democratic Party, Andy publicly and quite sternly corrected Vice-President Gore on a minor point as Gore was reading the statement honoring him.

Transue, well known for his colorful presence, is best known for a precedent still in use from the Morissette case (U.S. Supreme Court, 1952). It has been cited in nearly a thousand subsequent rulings for the proposition that a criminal act requires the proper *mens rea*. Intent for a crime to exist was not a new proposition but the case became a legal landmark.

Upon the death of Transue in 1995 and lasting until this November, 2004, Gilbert Rubenstein became the "dean" of Genesee County practitioners. Rubenstein began his practice and affiliation with the GCBA in 1936, when there were fewer than 100 attorneys in the County. He attributes his early interest in the law partly to his father, who was the arbitrator of virtually every dispute between members of the Jewish community when Gilbert was growing up. On Sundays, he listened in the back room of the family clothing store on Detroit Street near First Avenue and learned how his father negotiated with parties who found it unbecoming to litigate in public.

Rubenstein graduated from the University of Michigan and its Law School. He later attended a summer session at Harvard University for estate planning and Wayne University Law School for estate planning and taxation. He represented a bank, insurance companies and businesses over the years and handled estate planning. When he began practicing law, the hourly fees began at \$5.00 an hour. By 1955, Rubenstein was up to a whopping \$15.00 an hour for work in the office and \$20 an hour for outside work!

As president of GCBA in 1959-60, Rubenstein initiated and was the moving force in establishing a Federal Court in Flint. He considers the success of his efforts the most significant legal contribution he has made to the community. He was involved in the extensive political maneuvering which resulted in a federal Act to establish the court and contributed to the physical arrangements for the court which



Gilbert Rubenstein with wife Anne

opened in 1962 with Stephen J. Roth as the first judge.

The Bar Association was without an office or executive director during those years. Consequently, the President, and hopefully with help from the Board of Directors, was responsible for all of its activities, which included resolving complaints against local lawyers. Neither the Supreme Court nor the State Bar had any grievance procedures in place. During Rubenstein's term, new bylaws and, what was then considered proper, an updated minimum fee schedule, were adopted.

Rubenstein has contributed much to the Jewish Community, as well as to the community at large. Prior to World War II, he served as President of Flint Lodge of B'nai B'rith, the oldest and largest Jewish service order in the world.

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world. At the time, B'nai B'rith was responsible, for all matters pertaining to the Jewish Community. During this period he acted as advisor to the Youth Group of B'nai B'rith and, before the advent of the Big Brothers organization, acted as the guardian of troubled boys through Probate Court. Years later, in 1976, after much other involvement in the Jewish community, he received the Man of the Year Award from the Flint Lodge of B'nai Brith.

Rubenstein enlisted in the U.S. Army in the Fall of 1942, and served in North Africa, Italy and France for over two and a half years before returning home in December, 1945. Rubenstein received the Certificate of Merit in recognition of meritorious and outstanding military duty from the U.S. Army, ETOUSA, in October 1945.

After the war, he served in many capacities at Congregation Beth Israel, besides being its lawyer for over 40 years. He was the President of the Flint Jewish Community Council and chair of the United Jewish Appeal. He organized the Lawyer's Section of the Red Feather (now United Way) and served as its chair for twelve years. He was a member of the Red Feather Executive Committee, presided over the Flint Housing Commission, served as an AMVETS officer, and served on the boards of directors of the American Red Cross, Marian Hall, St. Joseph Hospital, and the Musical Performing Arts Association.

We know much about Gil from the numerous articles that have been written about him over the years. We know he continued in active practice some 67 years after admission to the Bar, in recent years on a part-time basis, until November, 2004. We know he pauses daily for a noon swim, to which he partly credits his good health. We know his wife Anne, whom he married in 1983, following the death of his wife Florence in 1978, is an active member of the community and for the past seven years has been a volunteered in the Juvenile Division of the Probate Court. We know of his children: Phyllis Herzog, a special education teacher in

Seattle, Nancy Berman, a nurse practitioner in West Bloomfield and Steven Rubenstein, an attorney practicing in Los Angeles, California.

But to truly appreciate Mr. Rubenstein, you are encouraged to arrange a visit to his downtown Flint office some afternoon. Although he has wound up his practice, he will keep the office for the foreseeable future. Let him take you on a trip down memory lane, compare notes with you on other lawyers, discuss some law, and provide a few good laughs. He has stories about Flint's three-generations legal families - the Beagles, Gadolas, Neithercuts. You might hear about the many Court Rule changes. No longer do attorneys have to appear in court for trial with virtually no knowledge of an opponent's case: no witness list, no theory of the case, no document exchange, no pre-trial conference. You might discuss the impact of technology on the practice. Mr. Rubenstein might even take you next door to visit "younger" attorneys, such as Alan Smith. The dean will reminisce about the practice of law when there was "no need to attend an ethics class to understand that the word of an attorney in our Bar was his bond."

Mr. Rubenstein will be the consummate gentleman, so much so that if he shows you an old *Flint Journal* article which attributed an ungentlemanly comment to him and tells you it was inappropriate but warranted, you will not doubt him. One very humorous story you will not want to miss is his meteoric rise within months in 1945 in the European war theater from corporal to sergeant, to staff sergeant, to technical sergeant and to master sergeant, the highest rank for an enlisted man. You will not regret the time you spend with him.

The successor to Gil Rubenstein as Dean is now **John M. Wright**, a Flint practitioner admitted to the Bar in 1947. A future issue of Bar Beat will feature Jack's career.



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## Attorney "Round Up"

More than 50 members of the Genesee County legal community participated in the "Attorney Round-Up" for the annual Muscular Dystrophy Association "Jerry Lewis" Telethon, raising over \$22,000. Hon. David Newblatt presided at the Round-Up and answered calls during the telethon. Francine Cullari chaired the event and appeared on television on Labor Day to thank the legal volunteers. Ed Henneke and Cullari worked at the Round-Up with seven-year-old Jakob Gronski, MDA Regional Goodwill Ambassador, to encourage attorneys and others to raise bail. The top fundraiser was Attorney David Salim. Volunteers enjoyed an excellent breakfast at the Masonic Temple, prepared by Larry Battiste and served with smiles by Temple Dining staff Laura Livingston and Mary Burks. Participants were:

RJ Antosik*	Phillips Hildner II	William Shaheen
Charles Baer	Jonathan Holt*	Kim Donald Shaw
Carolyn Boegner	Emily Hunt	Sean Siebigteroth
Jose Brown	Roger Isaac	Reese Stipes II
Douglas Buck II*	Daniel Jaworski	Robert Swartwood
Douglas Buck Sr.	Marlene Juhasz	Anthony Vance
Brooke Burch	Danny Keene	Thomas Waun*
Sandra Carlson	George Killeen	Dawn Weier
Dan Champney	David Lattie	Timothy Winship
Jeffrey Chimovitz	Kevin Lavallo*	John Wright*
Gary Collins	L David Lawson*	John Zintsmaster*
Thomas Connolly	Michael Lepard	
Dolores Coulter	Karen Lopez	Gary Hagler,
Robert Crites	Linda Lee Massoud	Flint Police Department
Francine Cullari	Anne McArdle	Mike Lipp,
Lawrence Day	Robert McArdle	Crime Stoppers
James Delaney*	David Megdell	Jim Maxwell, EFL
Amy DeNise	Gregory Meihn*	Tom Melrose,
Paul Farrehi	Peter Mooney*	Mundy Twp Police
Denise Fish*	John Moynihan	Department
Barbara Pietila Foley	Hon. David Newblatt	Christopher Miller,
Gregory Gibbs	Jill Nylander	Bishop International
Robert Goldstein*	Jerome O'Rourke	Airport Security*
Peter Goodstein	George Rasch*	Chalmers Sanders,
Dennis Haley	Jeffrey Reem	University of Michigan
Richard Harris	Jeffrey Rocco	- Flint*
Clifford Hart	Donald Rockwell*	Bruce Whitman,
Ed Henneke	David Salim*	Burton City Police*
Justin Henry	Theresa Schurman	

\*Raised \$600 or more



Back, l-r: Ed Henneke, Jaine Lee, Sandra Carlson, Angi Gronski, Greg Gibbs, George Rasch. Front, l-r: John Zintsmaster with Jakob Gronski, MDA Regional Goodwill Ambassador

## Nursing Home and Hospice Program



Sharon Miner with laptop donated by State Bank of Fenton for the Nursing Home and Hospice Program

GCBA is collaborating with Legal Services of Eastern Michigan on a "Nursing Home and Hospice Program." Volunteer attorneys will visit facilities to write simple wills/codicils and powers of attorney (general and health care) for residents with incomes at or less than 125 percent of poverty guidelines. Training was held on September 15th and a videotape of the training is available for new volunteers. The training was sponsored by the Probate Committee, chaired by Sharon Miner, and the Legal Aid Committee, chaired by Nancy Abraham. Trainers included Sharon Miner, Jill Nylander, and Ann Lossing. For more information, contact GCBA at 810.232.6012.



Attorney volunteers: Joe Baessler, K.C. Baran, Brian Barkey, James Bauer, Precious Buckner, Chris Christenson, Richard Cooley, Dolores Coulter, Francine Cullari, Paul Farrehi, Edward G. Henneke, Lynnmarie Johnson, Tim Knecht, Karen McDonald-Lopez, Sharon K.S. Miner, Jill Nylander, George Rasch, Ilene Segar, Glenn Simmington, Kathy Tobin-Weir, Stephen W. Walton, John Zintsmaster; Notary Volunteer - Helen Church, Legal Secretary (Those in italics attended the training session.)

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