(Continued from page 15)

At his Baltimore home, co-defendant William Rodgers interrupted champagne toasts from family and friends by answering the constantly ringing telephone with two triumphant words: "Justice for All!"

****

COURT RULES ON POT

****

Bowery and Johnson Streets. A blind woman told police a man had grabbed her from behind and asked her why she was wearing "those funny glasses". When she told him it was none of his business, she said he tore the glasses from her face, threw them to the ground and then tried to punch her. She said her seeing-eye dog jumped between them and took the punch. The man then apparently ran eastward down Bowery Street. She was unable to give the officers a description of her assailant.

****

4 POLICEMEN SUSPENDED IN DEATH

****

DEATH LEGAL, RULES COURT

****

ACCUSED PAIR OF WIRE CUTTERS ARRAIGNED

****

SEXUAL HARASSMENT POLICY ENDORSED

****

BURGLARY SEMINAR SCHEDULED

****

NO PERMIT NEEDED FOR ACCIDENTS

****

...and, no permits are needed for your contributions to this column.

REMEMBER THE DEADLINE FOR SUBMITTING ARTICLES FOR THE JANUARY ISSUE OF *THE DOCKET* IS JANUARY 8, 1999

The Docket

News of the National Conference of Appellate Court Clerks

Volume 27 Issue 1 October, 1998

NATIONAL CONFERENCE OF APPELLATE COURT CLERKS ELECTS NEW OFFICERS AND EXECUTIVE COMMITTEE MEMBERS

New officers and executive committee members were elected as the National Conference of Appellate Court Clerks held its 25th Silver Anniversary conference at Stevenson, Washington's Skamania Lodge. Joseph Lane, Clerk of Court, Court of Appeal, Second District, succeeded Keith Richardson, Clerk of Court, Iowa Supreme Court and Court of Appeals as President. Leslie Gradet (MD) succeeded to the office of President-elect and Michael Yerly (CA) was elected Vice-President. Carol Green (KS) was elected Secretary.

Peter J. Fitzgerald (LA), Martin H. Brownstein (NY) and Sandra L. Skinner (MO) were elected to the Executive Committee.

Ella Williams (MI) was the recipient of the prestigious "J. O. Sentell Award". See related "Highlights of the Twenty-Fifth Annual Meeting" on page 5.

Conference Host Scott Crampton (OR) and wife Kimberly, outgoing President Keith Richardson (IA) with wife Vicki.

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The Docket
News of the
National Conference of
Appellate Court Clerks

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Diana Pratt-Wyatt (LA)	Editor

Please submit items of professional or personal news to your regional reporter. Articles, letters and other submissions may be sent or faxed to the editorial office.

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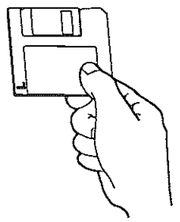
HELP KEEP US INFORMED!!



FACTS, FICTION & FOOLISHNESS

LESLIE W. STEEN (AR)

AN OPEN INVITATION

Since this column was first published in 1992, we have been fortunate to have acquired many new and productive members to the NCACC and we would like to take this opportunity to invite the uninformed to make contributions to "Facts". We are not shooting for the Pulitzer here. We are merely trying to entertain and share a laugh or two. Don't be shy.

The material for this column was provided to us by Bill Fulton at Skamania Lodge this summer. The material was promised by the same Mr. Fulton last summer at the Grand Hotel in Point Clear, Alabama. As you can see, we really hold your feet to the fire when you make an offer. If you would like to remain anonymous, we uphold the age old journalistic practice of protecting our sources, unless, of course, it is advantageous for us not to.

Here is an assortment of newspaper headlines and passages that were collected and shared by Bill Fulton. Thank you Bill.

CITY MAY IMPOSE MANDATORY TIME FOR PROSTITUTION

****

ALL UTAH CONDEMNED TO FACE FIRING SQUAD

****

KNOWLEDGE IS NOT OBSCENE, TOP COURT RULES

****

CRIMINALLY INSANE BILL PASSES

****

LAWMEN FROM MEXICO BARBECUE GUESTS

****

(Continued on page 16)

(continued from page 14)

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PRESIDENT'S PAGE

By: Joseph A. Lane (CA)

The theme of this, my first report to you as president, is "Thinking Ahead". But let me first open with a confession. My motivation is often self-centered. As I write this, I find myself wishing that there had been a class this past summer at our conference in Skamania on "How to Write for the President's Page of ***The Docket***". When I sat down tonight to write you, I found that I didn't have a clue as to what I should be saying. So, being one who felt that if "imitation" is the sincerest form of flattery, then "plagiarism" must be a close second. I read through every issue of ***The Docket*** for material to use, albeit discretely.

I found plenty, however, and unfortunately for you the reader, I also found a conscience. I need to say what the other presidents have said, but I will have to tell you in my own words and only imitate those that have preceded me.

Thank you. Thank you to every member for the honor of being able to serve as president to the most cherished group of people it is my pleasure to be associated with.

Thank you Scott Crampton. I am in awe. What a wonderful job you did in providing a great conference.

Thank you Keith Richardson, fellow officers and Executive Committee members. You did us proud.

Thank you Frankie Lewis and the other members of the Conference Assistance Committee. Where do you find the energy?

Thank you to everyone else who made this past year's conference a success. Everyone in attendance and as well as many who couldn't attend, deserve my thanks, and if I had thought ahead, (rather long segue but I made it), I would have compiled a list and included it here. Instead, I offer my apology for not thinking ahead.

I will reserve my thanks to those responsible for the Program to be mentioned in another article.

Thank you to everyone who signed up for committees and especially those that agreed to chair the committees. It will be to you and this years' officers and Executive Committee members that the credit will belong if we have a successful year. A list of committee assignments appear elsewhere and I'm sorry that I could not fit everyone in. Our Bylaws set limitations on the total number, however, though you may not be officially assigned, your assistance is vital to the continued success of our organization.

(Continued on page 4)

(Continued from page 3)

Thinking ahead. In 1999, our conference will be in Portsmouth, New Hampshire, August 8 - 13, where we will be visiting with Howard Zibel. We have a lot to do to prepare for our conference in 1999, so God speed and good luck to all the committees.

The Fall Executive Meeting is early this year and I made a change from past years. Traditionally, the Fall Meeting is at the site of a future conference. However, since the National Center for State Courts wants to be more involved with our conference, I have scheduled a visit of the Center for our Fall Executive Meeting. The Executive Committee will be visiting the site of our conference in 2000 when we meet on April 10, 1999 Savannah, Georgia.

Well, here's looking forward to an active and enjoyable year. Please know that I look forward to hearing from each of you and good luck to all.

NCACC LISTSERV

by: Carol Green (KS)

I've completed updates to the NCACC Listserv and am pleased to report that we currently have 46 subscribers representing 28 states, 2 federal jurisdictions, and 1 tribal court. The subscribers are:

John Olivier
Sandy Roos
Sherie Welch
Jane Smith
Ron Barrow
Mike Yerly
Clyde Davis
Penny Miller
Fred Grittner
Terry Lord
Margie Thompson
Joyce Goldsmith
Carol Green
Jerry Merritt
Cathy Howard
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Howard Zibel
Stuart Cohen
Dan Potter
Diana Pratt-Wyatt
Collette Bruggman
Kathy Kempley
Frankie Lewis
Scott Crampton
Judy Pacheco
Kenneth deBlanc
Anne Noris
Tom Granahan
Ed Smith

We have temporarily lost Jon Wheeler because his court is changing e-mail addresses. If you have a change of address, please let me know because you will spin off into cyberspace and I will be bombarded with messages about your disappearance.

PICTORIAL ADDITIONS AND CORRECTIONS

by Kenneth deBlanc (LA)

ADDITIONS:

*Tibby Thomas (TX) is now Tibby Thomas Hopkins

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(Continued from page 11)

theatre at the Ogunquit (Maine) Playhouse, less than a half hour north, and at the Hampton (New Hampshire) Playhouse, less than a half hour south.

If you are thinking of bringing your kids to Portsmouth, don't hesitate. In addition to the beaches, Portsmouth has new England's largest water park, Water Country, which is a must annual visit for the Zibel family. Portsmouth has a small, but very good, children's museum. Also, at Odiorne Point State Park, just south of Portsmouth, is the Seacoast Science Center which features marine and natural history exhibits. Very close to the hotel is the USS Albacore, a formerly active submarine, now a museum. Finally, numerous boat trips are offered from right across the street from the hotel, including harbor cruises and lengthier whale watching adventures. In short, there will be plenty of attractions for families in Portsmouth.

I do, however have one disappointment to report. For those baseball fans who had hoped to use a night off to make a pilgrimage to one of the shrines of baseball, Fenway Park in Boston, just an hour away, I have to report that the Red Sox are on the road during the week of the conference. If you can just stay through the Friday conclusion of the seminar, you will be in luck since the Sox return home for a game on Friday night, August 13, 1999. If you are a baseball fanatic and can't live without it for a week, perhaps the Portland (Maine) Sea Dogs, a little less than an hour away, will be home.

Even without baseball, however, Portsmouth will provide attractions for a wide variety of tastes. So mark your calendar now and plan to be at the next NCACC conference from August 8 through 13, 1999, in Portsmouth, New Hampshire.

Please Take Note!

Clyde Davis (SC) has been appointed by the governor as Master-Equity for Lexington County. His telephone number is now (803) 359-8291

Johnny Powers, former Clerk of the Supreme Court, Suffolk County, MA, passed away July 31, 1998 at the age of 87.

His son, Johnny Powers, Jr. expresses the gratitude of the family for your thoughts and kindness

HIGHLIGHTS OF THE TWENTY-FIFTH ANNUAL MEETING

Submitted by Carol Gilliam Green (KS), NCACC Secretary

The Twenty-fifth Annual Meeting of the National Conference of Appellate Court Clerks convened in Stevenson, Washington, on Sunday, August 9, 1998 and concluded on Thursday, August 13. Highlights of the meeting included the following:

- The Awards Committee reported that there would be no Morgan Thomas presentation this year. The J.O. Sentell Award was presented at the annual banquet. (Note: Ella Williams was the recipient.)
- A current fund balance of $113,565.50 was noted.
- Twelve new members have joined the NCACC since August, 1997.
- The update of Wil Kramer's book, now titled *Appellate Court Procedures*, has been completed and copies distributed to the membership.
- Scholarship applications were encouraged for 1999. This year there were fewer applications than scholarships available.
- In 2001, the annual meeting will be held in Newport Beach, California, co-hosted by Joseph Lane and Paul McGill.
- The NCACC continued its outreach to other professional groups. David Beach (VA) served as the NCACC representative to the National Court Reporters Association's Strategic Alliances Committee. Christie Speir Cameron (NC) served on the National Center for State Courts Advisory Council. Joseph Lane (CA) and Keith Richardson (IA) attended the Assembly of Court Associations, and Leslie Gradet (MD) represented the NCACC at the Conference of Chief Justices and Court Administrators.
- The following Officers and Executive Committee members were elected: Vice-President, Michael J. Yerly (CA); Secretary, Carol Gilliam Green (KS); and Executive Committee members Peter J. Fitzgerald (LA), Martin H. Brownstein(NY), and Sandra L. Skinner (MO).
- Resolutions were approved recognizing the contributions of Host Scott Crampton, his staff, and the Convention Assistance Committee; Program Chair Joseph A. Lane and members of the Program Committee; Sponsors Bureau of National Affairs, West Group, and Lexis-Nexis; and the staff of Skamania Lodge.

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(Continued on page 7)

PORTSMOUTH, NEW HAMPSHIRE IN '99

by Howie Zibel (NH)

For the first time in seven years, since Washington, D.C. in 1992, the NCACC comes east, this time to the port city of Portsmouth, New Hampshire from August 8 through 13, 1999. My taskmaster, our esteemed editor of THE DOCKET, Diana Pratt-Wyatt, tells me I need an article about next summer's meeting in each issue this year. Thus I needed a plan. In this issue, I will tell you something about our host city. In January, just about the time when people think about summer vacation plans, I will tell you about potential vacation destinations in New England for those thinking about extending their trip to Portsmouth. The April issue will include information on the social program, as well as tips on how to get to Portsmouth. In the last issue of the year, in June, I will give more detail on attractions in Portsmouth, as well as other last minute matters like what to pack.

Portsmouth was founded in 1630. Today, it is a city of about 25,000 people. The port is not an ocean port, but is rather on the Piscatagua River. The conference hotel, the Sheraton Portsmouth, looks out on the river and is about a mile or two from where the river empties into the Atlantic.

During The summer months, Portsmouth is a busy place. Within walking distance of the hotel are more upscale restaurants than you will be able to sample during your week's stay. In addition to the upscale restaurants, Portsmouth features an assortment of brew pubs, outdoor cafes, delis, bagelries, and other such eateries. If food is your passion, you will not leave Portsmouth hungry.

For those who shop until they drop, Portsmouth and the surrounding area will not disappoint. In the city itself, again within walking distance of the hotel, are several small shops and boutiques. Remember, New Hampshire has no sales tax (and no income tax either). If mall shopping is your bent, the Fox Run Mall in Newington, about five minutes away by car, is a typical modest sized indoor shopping mall, with Filene's, Macy's, Sears, and J.C. Penney as anchor stores. Outlet shoppers will rejoice in the more than 120 outlet stores on U.S. Route 1 in Kittery, Maine, also only five minutes by car from the hotel. For those who seek more shopping adventure, an hour and a half north of Portsmouth is Freeport, Maine, home of L.L. Bean which is open twenty-four hours a day, 365 days a year (366 on leap years). Sorry, Main does have a sales tax.

Ocean aficionados will also have much at their disposal in the Portsmouth area. Within a half hour of Portsmouth, both north and south, are several beautiful beaches. Mid-August is the time of the year with the warmest water. If you're lucky, the ocean temperature may actually be in the upper 60's, which we consider quite warm. for those who like ocean scenes, Nubble Lighthouse in York, Maine, about ten minutes north, is one of the most photographed on the East Coast.

History buffs will also have much to keep them occupied. One would expect many historical sites coming to a place where American history goes back almost 400 years, and Portsmouth does not disappoint. Many pre-Revolutionary War homes are open to the public. In addition, Strawberry Banke is a ten acre museum, within walking distance of the hotel, containing over forty historic buildings, the oldest of which dates to the 1600's.

Those who fancy the arts are also in luck. Throughout the entire summer, Portsmouth hosts the Prescott Park Arts Festival in a park across the street from Strawberry Banke. The festival includes theatre, concerts, and films, among other events. Next year 's schedule should be issued by spring. Also in the area is professional summer

(Continued on page 12)

WHAT IS YOUR OPINION REGARDING OPINIONS?

Honorable Jean Hoefer Toal, Associate Justice, The Supreme Court of South Carolina, conducted a survey regarding the method that appellate courts and supreme courts circulate opinions and maintain records for long term storage. Below is a estimated summary of the survey that **67** courts responded to. You may find this very helpful if you desire to re-examine the way we circulate opinions and maintain records. We have permission to print the survey in whole, but due to space constraints, we have summarized the survey. Please let us know if you would like a copy of the survey .

OPINIONS CIRCULATED IN PAPER FORM **67%**	**OPINIONS CIRCULATED ELECTRONICALLY WITHIN COURT** **22%**

No Information Provided regarding Opinion Circulation: 3%

OPINIONS ELECTRONICALLY TRANSMITTED TO REPORTER/PUBLISHER **24%**	**OPINIONS POSTED ON THE INTERNET** **(includes all electronic bulletin boards)**

****

RECORDS STORED ON MICROFILM **43%**	**RECORDS STORED ON CD-ROMS** **12%**
RECORDS SENT TO STATE RECORDS CENTER **9%**	**COURTS NOT USING ANY FORM OF ELECTRONIC STORAGE MEDIA** **7%**
RECORDS RETAINED ON PAPER **19%**	**NO INFORMATION PROVIDED REGARDING RECORD STORAGE** **21%**

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according to *Black's Law Dictionary...*

COMMITTEE: an individual or body to whom others have delegated or committed a particular duty.

YOUR COMMITMENT IS APPRECIATED !

FROM APATHY TO ZEAL
(Adventures Among the Legal Encyclopedias)

I generally only resort to legal encyclopedias for authority to cite when I can't find any case on point for what seems like an obvious proposition. Am Jur2d usually comes through with a bold statement of the law, and footnotes to 100 year old cases from other jurisdictions. Once I'm done, I replace the volume I was using and go on. As Library Guy for the Court of Appeals central law library, however, I have the task of updating the legal encyclopedias with "pocket parts" and shelving new volumes. Thus, I have handled each and every volume of both Am Jur2d and CJS. I began to notice that the spines of these books speak volumes, so to speak.

For example, there are several love stories. There's romance in the mountains in volume 52: "Logs and Timber to Marriage"; an ill-fated relationship in volume 6: "Assault and battery to Attachment"; and two tales of love gone wrong, volume 23"s "Dedication to Desertion and Non-Support"; and volume 41's "Husbands and Wives to Indictments and Information". CJS volume 28 describes another consequence of un-holy matrimony: "Domestic Abuse and Violence to Drugs and Narcotics."

Romance is not the only source of trouble. There's employment: "Workers Compensation to Wrongful Discharge"; money: "Costs to Credit Cards"; and guns: "Weapons and Firearms to Wills". Inventions can be dangerous: "Patents to Penal and Correctional Institutions", as can televangelists: "Religious Societies to Robbery". Government over-reaching lurks in "Sales and Use Taxes to Searches and Seizures" and "Federal Tax Enforcement to Forcible Entry".

Not all stories are downers. There's the inspiring recovery depicted in CJS volume 56, "Mayhem to Mental Health". If you prefer political history, consider "Insurrection to Irrigation" and Marshalling Assets to Military and Civil Defense." My personal favorite is "Pardon and Parole to Parties", found in both Am Jur and CJS. The title says it all.

Ken Kenkel
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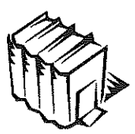

FINAL REPORT
1998 PROGRAM COMMITTEE
by: Joseph Lane (CA)

By all appearances, the Education Program was well received. Therefore, I need to note those that were responsible for making a success of this year's program and to whom we owe our appreciation.

To Sandy Roos, who as always, is the cornerstone of any program. Without her guidance and assistance, I could not imagine chairing the Program Committee. Thanks Sandy, and my thanks to Kris Berliant, who assisted Sandy this year, but has since changed assignments.

To the Program Committee members, Leslie Gradet, Ashley Ahearn, Christie Speir Cameron, Stuart Cohen, Emille Cox, Tom Granahan, Penny Miler, Theresa Owens, Dan Schuckers, Pat Stanford, John Wheeler, Howard Zibel, without whom there would not have been a program, each deserve recognition.

However, I must make special note of the outstanding job done by: Jon and Christie in putting on one of the very best workshops ever; Bill Suter (twice) and Christie (again), Ashley, Ella and Nancy, in sharing their knowledge. I always find that I learn the most from our own members. Tom and Howard are to be thanked for bringing Judge Cox and Mike Howlett: learning is always more fun when it is entertaining as well as informative. My eternal gratitude to Scott for recommending Joseph Quinones. As noted elsewhere, I sometimes have selfish motives, and this year as Program Chair, I had one burning desire and thanks to Scott and Joseph Quinones, that desire was met. Noreen Sharp, Patricia Murrell, and the folks from West Group, BNA and Lexis-Nexis really rounded out the program. And finally, we all owe the members of the Long Range Planning Committee, but especially Frans LaBranche and Ray DeArriguanaga, our appreciation for their untiring work on our behalf. Thank you.

Finally, to those who were not able to attend this year, I want to point out that the session entitled "Color of Fear" did not have anything to do with the rafting trip.