



SFALL NEWSLETTER

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South Florida Association of Law Libraries

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President's Message -- Liz Chifari, Holland & Knight LLP

The past month has seen some changes on the SFALL Executive Board. Gordon Russell has accepted an exciting new position in South Carolina and has stepped down as VP/President Elect. The SFALL by-laws clearly spell out the procedure for filling vacant Board positions. My thanks to Adilia Vasquez, chair of the Nominations Committee, along with committee members Stephanie Dooley and Kay Mackey, for organizing a recent special election. It is my pleasure to announce that Bob Riger, Director of the Dade County Law Library, has been elected to fill the VP/President Elect position. As a result of the election, however, another Board position had to be filled. Bob had been serving the first year of a two-year term as Secretary. Because the by-laws state that no one can serve in two Board positions at once, the Secretary position became vacant by virtue of Bob agreeing to

serve as VP. Again, going by the procedures specified in the by-laws, the Board has appointed Kerri-Ann Philp, librarian at Hunton & Williams, to serve as Secretary through June 2005.

Once again, my thanks to all who assisted in filling these positions. What could have been a minor emergency was handled with grace and efficiency. I was delighted by everyone's willingness to pitch in and by the thoroughness of SFALL's by-laws.

I hope to see everyone at our March 22 meeting at Nova University Law Library, when Lisa Smith-Butler will discuss the trials and tribulations of organizing an international exhibit of rare law books and legal documents.

Best regards,
Liz

**See page 8 for
directions to Nova!**

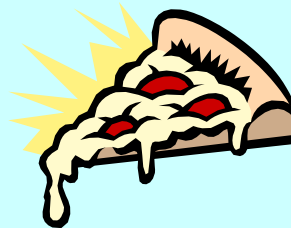
SFALL MEETING INFORMATION

WHEN? Monday, March 22
from 12:00 to 1:30 p.m.

WHERE? The Faculty Study at the
Shepard Broad Law Library at
Nova University.

WHAT? The Nova Law Library, under the direction of Lisa Smith-Butler, is hosting an exhibition of rare law books from the Barcelona (Spain) Bar Association. We will tour the exhibit, then enjoy a pizza lunch and a talk by Lisa Smith-Butler about her experiences in putting on this unusual exhibit. Details about this exhibit are available at www.nsulaw.nova.edu/barcelona/index.cfm.

PLEASE RSVP BY MARCH 17 to Liz Chifari at echifari@hklaw.com or 305-789-7420.



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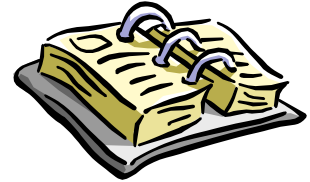
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Web Page Committee

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2004 Calendar



March

March 9-April 4. Barcelona Exhibit Of Rare Books presented by Nova Southeastern University, Law Library & Technology Center. Please see <http://www.nsulaw.nova.edu/barcelona/index.cfm> for details.

March 19. Preservation Planning for Display Exhibits workshop at Nova Law Library. See registration information on page 9.

March 22. SFALL meeting at Shepard Broad Law Library at Nova University. See front page for details.

March 25-27. SEAALL Annual Meeting, Richmond, VA. See the SEAALL website for details: <http://www.aallnet.org/chapter/seaall/2004/index.html>

April

April 18-24. National Library Week. See AALL's website for information on events. <http://www.aallnet.org/events/>

July

July 10-14. 97th AALL Annual Meeting & Conference, Boston, Massachusetts. See the AALL website for details.

Printing of the 2003-2004 newsletter is provided by **Pitney Bowes.** SFALL thanks them for their generous support of the South Florida law library community.

SFALL Newsletter, published quarterly, is the official publication of the South Florida Association of Law Libraries. Please send contributions, comments, news items, or advertising inquiries to: Stephanie Dooley, Editor, Holland & Knight LLP, 701 Brickell Ave, Ste. 3000, Miami, FL 33131 or email at sgdooley@hkllaw.com

Law Libraries React to Funding Uncertainties

By Jan Pudlow, *Associate Editor, Florida Bar News*
(This article originally appeared in the Feb. 1 issue of the *Florida Bar News*. Reprinted with permission.)

When a legal question erupts in the middle of a trial, the judge takes a break and Hialeah lawyer Juan Montes dashes to the Miami-Dade County Law Library to find case law.

"Ridiculous!" is the word Montes uses at the thought that the law library at the courthouse on Flagler Street is in jeopardy of closing, falling victim to details of the court funding shuffle. Last year's legislation — passed to carry out the court funding shift from counties to the state, because of Revision 7 to Article V — does away with the mechanism of how most law libraries at county courthouses are financed through civil filing fees. No provision was made for alternative sources of funding. And because law libraries are not considered by legislators as an "essential service" of the courts, the funding will not be picked up by the state. So, across the state, courthouse law libraries are dangling in funding limbo.

The uncertainty of restoring funding has sparked petition drives, resolutions passed by county commissions and bar associations, and pleas to lawyers to contact legislators. "A courthouse without a law library is like having a hospital with no medicine," Montes said. "If it's essential for lawyers, imagine for nonlawyers who have a right under our jurisprudence to represent themselves as pro se litigants. Where do they go?"

For those who work in fancy large law firms complete with elaborate law libraries, it may not seem like such a big deal. But it is to lawyers like Joseph George of Miami. "I am a former government lawyer and solo practitioner. What I am up against are lawyers from big firms with their own internal law library. Once you get over that's their advantage, then you go the law library at the courthouse," George said. He also does a significant chunk of pro bono work and he sends those clients to the courthouse law library to help on research. "I tell people, 'I can't afford to do additional research for you. This is what you need to do. You are poor and I am still going to help you,' but I give them a list and tell them to go get this and bring it to me. Ready access is threatened to be curtailed or shut off completely. That is a real concern for me."

Those who care about the threatened law libraries are going on the offensive to try to get a "glitch bill" passed during this legislative session to restore funding.

Bob Riger, executive director of the Miami-Dade County Law Library, keeps a petition in that library for users to sign, and he has met with legislators and plans to meet with even more to make his case. "I've been to a number of legislators, and some have told me they are interested in helping. But so far, nothing has been forthcoming. Some have flat out said that fees never will be returned (for county funding of law libraries)," Riger said. "I've been told by legislators that they are

conceptually supportive, but not financially supportive.' We just have to keep hammering away."

Rep. Joe Negron, R-Stuart, chair of the House committee that oversees judicial spending, and a lawyer for 17 years, said, "I know firsthand of the value of law libraries. I think law libraries are an essential element of a quality court system. I am committed to make sure they stay open to not only serve lawyers, but pro se litigants. "The question is now, in this era of Article V, how will we pay for them?"

Perhaps some law libraries now at courthouses could be combined with county libraries, Negron suggested. Perhaps local bar associations could step up to the plate with greater financial support, he added. "I think we need to be creative. . . . I am open to suggestions on the best way to do it," Negron said. "I am optimistic we can reach an agreement to continue funding in some kind of partnership between the state, the counties, and attorneys."

Sen. Rod Smith, D-Gainesville, who chairs the Senate Appropriations Subcommittee on Article V Implementation and the Judiciary, was also optimistic about the fate of Florida's public law libraries. "It's simply a matter of finding resources and getting them strategically applied in the most effective method," Smith said. He agreed the jury is still out on "what they will look like and how we pay for them, but we all recognize an obligation that we should have materials available to the citizens of each county."

Questions about what is needed for an effective courthouse law library has Riger and others worried. Five sets of books in a corner of someone's office does not a law library make, they say.

In early November, Riger said, a red flag went up when he was called by a staff member of the House Judiciary Committee requesting pricing on the costs of titles which she termed "basic legal materials" for county law libraries. Riger said he was astonished at the House Judiciary's "extremely sparse" list of what the legislative branch considered "basic legal materials." It included Florida Statutes, United States Code, Florida Rules of Court, Federal Rules of Court, Beiber's Legal Citation Dictionary, and Black's Law Dictionary, for a total of cost of \$2,267.

Riger has his own list of what the American Association of Law Libraries considers basic materials, the "Bible for what any county law library needs to have," costing nearly 100 times the legislative bare-bones version, at \$220,132. "As I mentioned to (the House staffer), your list doesn't even include state or administrative case law, no treatises, no self-help materials for the pro se's, no session laws from the state, no annotations included in the statutes, no administrative law, no local bar publications, no case law, no encyclopedia," said an incredulous Riger. Riger said he was told by a staffer at the House Judiciary Committee that "it looks grave as far as expecting any money from the state."

In St. Lucie County, attorney James T. Walker is on the board of trustees of the Rupert J. Smith Law Library, and he frets about keeping the doors open in these

uncertain budget times. A courthouse law library is much more than Internet access to case law or a set of current statute books. A full-time librarian helps people find what they're looking for in 45,000 books. The library's budget this year was \$240,543, next year's proposed budget is \$270,543, and at least until July 1, when the Revision 7 to Article 5 legislation kicks in, the money came from service surcharges on people filing civil cases.

"We feel the public law library is the access point to equal justice under the law," Walker said. "It is essential to a free society." He is armed with a Florida Supreme Court case to back him up: *Farabee v. Board of Trustees, Lee County Law Library*, 254 So. 2d 1 (Fla. 1971): "Few courts in this state could operate without an adequate law library," the justices concluded. "More importantly, a public law library is open to and serves the needs of all persons throughout the county, rich and poor alike. For lawyers, it reduces or eliminates the need to acquire and maintain expensive law libraries without jeopardizing the effectiveness of the individual lawyer's research. For litigants and those interested in the law generally, it provides a vast amount of material at no expense to the individual. In our opinion, the law library fulfills an important and growing need of practitioners, judges, and litigants. It is essential to the administration of justice today, and it is appropriate that its costs be assessed against those who make use of the court systems of our state."

Walker couldn't agree more. He has been a trustee of the law library for 20 years, as a representative of the St. Lucie County Bar Association, and he knows that the people who use the library on the first floor of the courthouse are almost evenly divided between attorneys (52 percent) and the general public (48 percent).

In St. Lucie, both the local bar and the county commissioners signed a resolution supporting a continuation of funding through service fees in their present form, and asks for an amendment to Fla. Ch. 2003-402 to restore F.S. §28.2401 (3) as it was before last year's enactment of HB-0113A, the massive court funding bill.

Ft. Pierce attorney Karen Emerson organized a petition drive requesting "the restoration of funding for local law libraries," sending hundreds of signatures to legislators. "We want to make sure the library stays funded, and to that end, our bar association has sent a personal appeal to each of the voluntary bar associations in the state requesting their support," Walker said.

"Libraries cannot survive without a dependable funding source," Walker said. "If you take that away, they are forced to survive based upon the availability of local funds. Some will survive, and some will not. Those that do, in paraphrasing a local newspaper editor here, will suck funds from other worthy programs."

Editor's Note: Please read about new developments in this library funding issue in the article "The Final Chapter? County-run law libraries may be orphaned as

state funding assumes judicial funding," published in the February 27 edition of the *Miami Daily Business Review*. From raising court filing fees to creating a state and county partnership, the author, Matthew Haggman, discusses ideas currently being considered by state and local officials.

Want to help? A petition has been drawn up regarding funding for Florida's county law libraries. The Dade County Law Library will serve as the central repository for online signatures statewide. To access the petition, just go to the library's website at www.mdcll.org and click on the petition link.

Juggling Hats

by Monica Wilson

On my first day back at work after the 2002 Christmas holiday vacation I got a call from the Chief Operating Officer of my firm to see him in his office. It's not often that I receive such calls from the COO so I wondered for a moment what it was regarding, but I was not really concerned so off I went. I soon found out that my role in the firm was about to be significantly altered.

I learned from the COO that the firm's Executive Committee had decided to make some changes. One outcome of these changes was that I was asked to don an additional hat, that of the Office Manager (OM). I was both dumbfounded and flattered by this news. Dumbfounded because the changes were unexpected. Flattered because this offer suggested that the powers that be had confidence in my ability to effectively juggle the hats of both librarian and administrator.

I knew that the OM position would involve quite a bit of work in addition to managing the library. I viewed it, however, as a challenge and a great learning opportunity. I also viewed it as a chance to make better use of the skills I acquired while pursuing my MBA.

In taking on the OM position I was no doubt helped by the fact I have been with the firm for several years. As the librarian I worked with most, if not all, the attorneys and their secretaries and had developed a good relationship with them. I used this relationship to help me as I took on my new responsibilities. As I told the COO when I accepted the new assignment, it helped, as they said on *Cheers*, "to be where everybody knows your name."

I believe in a team approach to managing and I also believe in empowering members of the team. I delegate both responsibility and accountability to my supervisors and encourage them to offer suggestions on how to carry out their responsibilities. In addition to helping me to accomplish more, this approach allows them to expand their own skills in decision making and problem solving and encourages their creativity and initiative.

Communication plays a big part in making my managers feel like part of the team. I have regular staff meetings to keep them apprised of what is happening in other departments. By doing so, they are able to see the big picture and are more likely to support and accommodate change.

While I do delegate a great deal of work, I insist that my supervisors keep me abreast of activities in their departments. This way I'm not caught off-guard if I'm asked questions by attorneys or other staff members. In addition to delegating, I also make it known that I track and follow up on assigned tasks.

I still do some reference work in addition to all my other responsibilities. Reference work is the best part of librarianship for me – I love to be challenged by difficult research projects. It is very rewarding to come up with answers to requests that the users sometimes think might be impossible to locate.

With all the hats I wear, I am forced to be organized to avoid things falling through the cracks. As can be expected when you manage so many individuals and projects, you never know what curve ball will come your way. As you might guess, my days are often long. Despite these challenges, I enjoy my job.

So how am I doing after a year of multi-tasking? I will leave it to others to judge. But a comment from one of my assistants may be a good measure: she says she enjoys working with me because she gets substantial assignments rather than routine tasks. That's better than her saying she feels like wringing my neck.

Monica Wilson is the Librarian and Miami Office Administrator at Steel Hector & Davis LLP

New Member Spotlight:

Craig Lewis, Stearns Weaver Miller Weissler Alhadeff & Sitterson, PA

Craig is a 25-year-old graduate from the University of Pittsburgh with a BA in philosophy and political science. After graduation, he began working as a legislative project assistant at Wilmer, Cutler & Pickering in Washington, D.C. assisting the legislative specialists in creating bound legislative histories in addition to monitoring client-related issues on Capitol Hill.

In late 2001, Craig moved to Miami where he has been a library assistant at Stearns Weaver Miller Weissler Alhadeff & Sitterson, PA. Craig handles all technical services tasks and assists the librarian with print and electronic research as needed. Hopeful that he can begin law school in the fall of 2004, Craig is taking advantage of all the valuable legal research experience he can get.

SFALL Interrogatory:

Prior to your current position, what was your most bizarre, odd, different, or otherwise interesting job?

I once worked in a maximum security prison... a woman's maximum security prison. That was pretty interesting. -- Sid Kaskey, Morgan, Lewis & Bockius LLP

I did a stint acting in murder mysteries aboard a day-cruise ship. Since my character got killed off by mid-morning, I got to spend the rest of the day in my cabin reading magazines. I also worked as a model in a life drawing class, but the less said about that, the better. -- Liz Chifari, Holland & Knight LLP

I was a bartender for a rock club that later changed formats to a gentlemen's club. -- Stephanie Dooley, Holland & Knight LLP

For a year, I was a social worker in two state prisons for men. When I worked at the second prison, I was assigned to the protective custody unit where, prisoners who would be in danger in the general prison population were housed. The prisoners ranged in age from 17 to one who was a grandfather, and the crimes they committed ran the gamut from burglary to homicide. I assisted them with various elements of their incarceration and their lives, such as verifying charges on their "rap sheets" and documenting court appearances to speaking with family members. I also supplied tissues when the men cried, I admired their art work and poetry, and I made a collage, for my office wall, of the pictures of cats that they would slip under my office door. -- Kathy Rosin, Shook, Hardy & Bacon LLP

When I was a freshman in college, I worked for several wealthy little old ladies at an upscale nursing home. They would dictate their personal correspondence, direct me to send checks to relatives who were in favor that week, etc. It was a fun job; they all had great stories to tell. One of the ladies was a daughter of Adolph Coors and she kept a little refrigerator full of beer in her room. Coors wasn't available east of the Mississippi in those days and those six-ounce cans of Coors were very rare in Florida. And, they were very marketable. Every Friday when I was done with my work, she'd give me a six pack and tell me to take it home to my mother. Right! Another fun freshman job was selling homemade bread to help support the Galaxy K commune -- 38 people living in a duplex. Gosh, I thought it was cool. -- Nora Everlove, Everlove and Associates

**SFALL thanks
the University of Miami Law Library for
donating the postage for our special election.
Thanks for your continued support!**

Brown v. Board of Education: Fifty Years After

By Calmer Chattoo

On May 17, 1954, the United States Supreme Court changed the course of American history by unanimously deciding that racial segregation in the nation's public schools was no longer acceptable. That decision, now referred to as *Brown*, ignited the civil rights movement and engaged the country in debates about equal rights that continue to this day.

The move toward desegregation in the public schools did not come without a fight. Activists and politicians in the southern United States resisted the move and did much to stop integration from invading their states. In Arkansas, the resistance was so strong that President Eisenhower was forced to send the National Guard out to protect the first black students entering Little Rock High School. After a long and hard-fought battle, progress was finally at hand.

Fifty years after the Supreme Court's call to integrate schools "with all deliberate speed," the reality is that across the nation, in court after court, the right of all students to the best education possible is still under continuous battle. Courts, governments, and many citizens still act as if they subscribe to the "separate but equal" theory. Segregation in the quality of education based on poverty continues to be supported by law. However, efforts across the nation to realize the dream of the NAACP -- "equal means getting the same thing at the same time and in the same place" -- continue. The *Brown* decision continues to govern legal efforts in the federal courts for cases involving the quality of education provided to poor and disadvantaged students.

Did *Brown* make a difference, and if so, what difference did it make? Half a century after the 1954 decision, it is not difficult to find individuals who state that the majority opinion authored by Chief Justice Earl Warren heralded a new era in American relations. It is equally easy to find individuals who will argue that *Brown* was flawed, a decision not strong enough to make any difference in the lives of African Americans. Still others will argue that there has been relatively little change since *Brown*, and if there is any progress, it is illusory, and blacks remain at the bottom of the American social hierarchy, despised and discriminated. However the answer to that question lies in the documented changes in American race


relations and the circumstances of African Americans.

The importance of *Brown* in American race relations is no doubt evident in the fight against caste, racism, and the limitations of the law. It is not clear to what extent the law will, and can, provide remedies in the future for situations involving exclusions. What is clear is that the situation would have been much more difficult had it not been for the men and women who developed the strategy, argued the cases, challenged the court, and made history in *Brown v. Board of Education*.

To explore the legacy of *Brown*, the AALL Committee on Diversity will sponsor several events from now until the Symposium at the Annual Meeting in Boston. The April 2004 issue of *AALL Spectrum* will be dedicated to *Brown v. Board of Education*. Articles will examine various aspects of the legacy of *Brown*, the impact of the decision on American education, and recent changes to affirmative action in higher education. The Committee also has plans to prepare an article chronicling the lives of a few members who lived through the event. The Committee's website will also periodically highlight various features of the anniversary celebration on its website at www.aallnet.org/committee/diverse

The centerpiece of the commemoration will be the Diversity Symposium at the Annual Meeting and Conference in Boston, July 10-14, 2004. This program is planned for Saturday, July 10, when presenters will discuss "*Promise, Purpose, and Potential: Brown v. Board of Education at Home and Abroad*." If you plan to attend the conference, make sure you attend the Symposium and visit the information table in the exhibit hall. Features of this table will include video and audio recordings of interviews of persons who lived through the *Brown* era, as well as other visuals of the event. Members of the AALL Committee on Diversity hope that this anniversary celebration will reinvigorate positive race relations, a sense of unity, respect, and acceptance.

Calmer Chattoo is Electronic Resources/Special Formats Cataloger at the University of Miami Law Library and a member of the AALL Committee on Diversity.



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Member News & Announcements



New Library Director at Nova

Congratulations to **Lisa Smith-Butler** who has been appointed Director of the Law Library and Assistant Professor of Law at Nova Southeastern University. Lisa has been the Acting Director for several months and now all her hard work has paid off. Congratulations, Lisa!

New Library Director at St. Thomas

SFALL welcomes **Karl Gruben** to South Florida. Karl is the new Directory of the Law Library at St. Thomas University School of Law.

Thank you Lisa Smith-Butler

Our thanks to **Lisa Smith-Butler** for a lovely contribution to SFALL's treasury. Lisa recently taught a workshop for Lorman Education Services. The company offered her a \$230 honorarium, and she asked them to send the check as a donation to SFALL.

Good Luck Gordon!

Gordon Russell has recently moved to South Carolina to assume the position of Associate Dean, Professor of Law, and Director of the Law Library at the New Charleston School of Law.

Crossing the Miami River

Monique Arenas, formerly of Steel Hector & Davis in downtown Miami, is now the library assistant at Hunton & Williams on Brickell Avenue.

Travel Grant to Attend the 2004 AALL Annual Meeting Now Available

The AALL Social Responsibilities Special Interest Section's Standing Committee on Lesbian & Gay Issues is offering a grant to travel to the 2004 AALL Annual Meeting in Boston. The grant is funded by a special bequest to the Standing Committee from former Ohio State University Law Library Director Alan Holoch, who died in 1991. The Alan Holoch Memorial Travel Grant is to assist individuals with travel expenses for the purpose of attending the Annual Meeting. An applicant must be a member of the Social Responsibilities Special Interest Section at the time of the submission and review of the application. Completed applications must be postmarked, faxed or e-mailed by May 1, 2004. To obtain a copy of the application form, please visit the Standing Committee on Lesbian & Gay Issues' web site, www.aallnet.org.sis/srsis/lgbt/ or contact the Chair of the Standing Committee, Scott Fisher at 732-855-6160 or sfisher@wilentz.com.

Florida District Courts of Appeal Dockets Now Available Online!

http://199.242.69.70/pls/ds/ds_docket_search

Finally, after years of wishing for it, we can now view online the dockets for the Florida District Courts of Appeal. You can search by case number, party name, attorney name, lower case number, or filing date. In addition, from the same search page, you can search all five DCA's in Florida.

AALL OBS/TS Joint Research Grant Funding Available for 2004

The Online Bibliographic Services/Technical Services Joint Research Grant, to provide support for technical services law librarians to perform research that will enhance law librarianship in service to our clients, is available each year. Applicants must be members of AALL, and must show evidence that the research will benefit technical services law librarianship. The goal of the Joint Research Grant Committee is to award grants amounting to no more than \$1,000 in a single year. Additional general information about the grant is available at:

www.aallnet.org/sis/obssis/research/researchinfo.htm

Grant recipients will be announced at the annual AALL meeting. Award amounts will be mailed to successful grant recipients as soon as final approval is received by the JRGC Chair. For additional information, please contact this year's chair of the committee, Eloise Vondruska, by email at: evondruska@law.northwestern.edu or by phone at: 312-503-7369.

Directions to Nova Southeastern University

From the south:

Take I-95 North.
Exit at I-595 West.
Exit at University Drive.
Turn left onto University Drive.
At the 4th traffic light, turn left onto SW 30th Street (there's a Walgreen's on the right).
NSU Law Center is on the right. Pull in at the gate and give your name to the parking attendant.

From the north:

Take I-95 South.
Exit at I-595 West.
Exit at University Drive.
Turn left onto University Drive.
At the 4th traffic light, turn left onto SW 30th Street.
NSU Law Center is on the right. Pull in at the gate and give your name to the parking attendant.