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Contact Liz Daino at (504) 525-7453 or ldaino@neworleansbar.org

A Fresh Perspective On Your Case

www.TomFoutzADR.com
By the time this edition reaches your desk, many of you will have already begun or completed making your summer vacation plans. Professionally you may be preparing to receive summer interns through your various clerkship programs. NOBA has some exciting things planned for you, your families, and your interns this summer, so make sure you add us to your calendar as well!

This summer, we will kick off our Leadership Luncheon Series. Our first lunch will be our Mayoral Luncheon which is always a sellout event, so I encourage you to register early! The Mayoral Luncheon with Mayor LaToya Cantrell will be held on Friday, June 1, 2018. This year we will also host a luncheon featuring Governor John Bel Edwards on July 24, 2018. Our Louisiana Supreme Court Lunch with Chief Justice Bernette Joshua Johnson will be scheduled in August.

We encourage you to bring both your colleagues and interns to join us and learn more about upcoming developments in our city, our state, and in our courts. Be on the lookout for additional summer events by our YLS members, including Law Clerk Dos and Don’ts – another very important event—on June 7, 2018!

Lest you think we forgot about your families, we did not! NOBA is co-sponsoring the Louisiana Sunset CLE which will take place at the Tryall Club in Jamaica on July 11-15, 2018. The Tryall is a beautiful golf resort, and the perfect setting to take notes on advanced trial skills and techniques from some of the best our bench and bar have to offer! If you are interested in joining us, please contact Liz Daino at ldaino@neworleansbar.org.

Dana

You are cordially invited to attend the 2018 Mayoral Luncheon
Friday, June 1, 2018

Mayor-Elect LaToya Cantrell will address the New Orleans Bar Association on the State of the City at a luncheon on Friday, June 1, 2018.

Hyatt Regency New Orleans, Celestine Ballroom
601 Loyola Avenue
New Orleans, LA 70113

12 noon - 2:00 p.m.

Individual reservations at $60 per person | Tables of 10 at $600
Call the New Orleans Bar Association at 525-7453 for more information or to register.
Lunch and Learn Discussion with Justin Woods CLE
Hosted by the Appellate Law Committee

Please join the Appellate Committee for a lunch-time discussion with Justin Woods, Clerk of Court for the Louisiana Court of Appeal, Fourth Circuit. Justin will discuss practical tips for appellate practitioners when dealing with the Clerk’s Office as well as recent developments at the Fourth Circuit.

**Speaker:** Justin I. Woods, Clerk of Court, Louisiana Court of Appeal, Fourth Circuit

**Date:** Wednesday, May 2, 2018

**Time:** 12 noon - 1 p.m.

**Location:** NOBA Office, 650 Poydras Street, Suite 1505

**CLE:** 1 hour of CLE credit

**Cost:** NOBA Member Discount: $35; Non-Member: $55 (Includes lunch)

**To Register:** Contact the NOBA office at (504) 525-7453 or email Liz Daino at ldaino@neworleansbar.org.

Please note, payment is expected before the start of programs in order to attend. Cancellations must be received in writing two days in advance in order to receive a refund. No shows are not eligible for refunds and will be charged for the program, plus an administrative billing fee.

Managing Parallel Criminal and Civil Litigation CLE
Co-Hosted by the Complex Litigation and Criminal Law Committees

Special considerations arise when representing clients facing both civil and criminal proceedings arising from the same alleged conduct. Two of the city’s leading criminal practitioners will explore this topic in depth and discuss how they protect their clients’ interests in these unique circumstances.

**Speakers:** William “Billy” P. Gibbens, Schonekas, Evans, McGoey & McEachin L.L.C.
Michael W. Magner, Jones Walker LLP

**Date:** Friday, May 4, 2018

**Time:** 12 noon - 1 p.m.

**Location:** NOBA Office, 650 Poydras Street, Suite 1505

**Cost:** NOBA Member Discount: $35; Non-Member: $55 (Includes lunch)

**To Register:** Contact the NOBA office at (504) 525-7453 or email Liz Daino at ldaino@neworleansbar.org.

Please note, payment is expected before the start of programs in order to attend. Cancellations must be received in writing two days in advance in order to receive a refund. No shows are not eligible for refunds and will be charged for the program, plus an administrative billing fee.
Products Liability Issues in Maritime Law CLE
Co-Hosted by the Products Liability & Maritime Law Committees

Moderated by Cayce Peterson, Billy Swaim and Ian Taylor of will examine the interplay between these two otherwise distinct practice areas. Included in the discussion will be explanation of the differences between traditional Products Liability codified by each state and Products Liability as an aspect of General Maritime Law, from the perspectives of both the plaintiff and the defendant. For maritime and products lawyers alike, this CLE by two highly skilled lawyers will be a unique opportunity to expand the horizons of your practice. Don’t miss out!

Moderator: Cayce C. Peterson, The Lambert Firm, PLC
Speakers: Frederick William (“Billy”) Swaim III, Galloway, Johnson, Tompkins, Burr & Smith, APLC
Ian Taylor, Lewis, Kullman, Sterbcow & Abramson, LLC

Date: Wednesday, May 9, 2018
Time: Noon - 1 p.m.
Location: NOBA Office, 650 Poydras Street, Suite 1505
CLE: 1 hour of CLE credit
Cost: NOBA Member Discount: $35; Non-Member: $55 (includes lunch)

To Register: Contact the NOBA office at (504) 525-7453 or email Liz Daino at ldaino@neworleansbar.org.

Please note, payment is expected before the start of programs in order to attend. Cancellations must be received in writing two days in advance in order to receive a refund. No shows are not eligible for refunds and will be charged for the program, plus an administrative billing fee.

Labor and Employment Issues in the Construction Industry CLE
Co-Hosted by the Construction Law and Labor & Employment Law Committees

This panel discussion will focus on the various ways that labor and employment issues arise in the construction industry. The panelists will cover issues involving the Fair Labor Standards, OSHA, possible solutions, and the interplay between labor and employment law and construction law at this interesting intersection.

Speakers: Jane H. Heidingsfelder, Jones Walker LLP
Christopher K. LeMieux, Reiss LeMieux, LLC
David K. Theard, Jones Walker LLP

Date: Wednesday, May 16, 2018
Time: Noon - 1 p.m.
Location: NOBA Office, 650 Poydras Street, Suite 1505
CLE: 1 hour of CLE credit
Cost: NOBA Member Discount: $35; Non-Member: $55 (includes lunch)

To Register: Contact the NOBA office at (504) 525-7453 or email Liz Daino at ldaino@neworleansbar.org.

Please note, payment is expected before the start of programs in order to attend. Cancellations must be received in writing two days in advance in order to receive a refund. No shows are not eligible for refunds and will be charged for the program, plus an administrative billing fee.
Trial 101 – How To Try an Auto Accident Case CLE

Speaker: The Hon. Christopher J. Bruno, Orleans Parish Civil District Court
Date: Friday, May 18, 2018
Time: 10:30 a.m. - 12 noon
Location: Orleans Parish Civil District Court
421 Loyola Avenue, Room 302
New Orleans, LA 70112
CLE: 1.5 hours of CLE credit
Cost: NOBA Member Discount: $35; Non-Member: $55 (Includes lunch)
To Register: Contact the NOBA office at (504) 525-7453 or email Liz Daino at ldaino@neworleansbar.org.

Please note, payment is expected before the start of programs in order to attend. Cancellations must be received in writing two days in advance in order to receive a refund. No shows are not eligible for refunds and will be charged for the program, plus an administrative billing fee.

Approach the Bench CLE
Featuring The Honorable D. Nicole Sheppard

The Approach the Bench program provides a forum for lawyers to get to know the local, state, and federal court judges. Judges speak about general topics including practice and procedures, trial practice, motions practice, and more! Save the dates for additional programs including Approach the Bench with the Hon. Franz Zibilich on June 13th and Approach the Bench with the Hon. Janis van Meerveld on August 15th.

Speaker: The Hon. D. Nicole Sheppard, Orleans Parish Civil District Court
Date: Wednesday, May 23, 2018
Time: Noon - 1 p.m.
Location: Orleans Parish Civil District Court
421 Loyola Avenue, Room 406
New Orleans, LA 70112
CLE: 1 hour of CLE credit
Cost: NOBA Members: Free, Non-Members: $25 (Includes light lunch)
To Register: Contact the NOBA office at (504) 525-7453 or email Liz Daino at ldaino@neworleansbar.org.

Please note, payment is expected before the start of programs in order to attend. Cancellations must be received in writing two days in advance in order to receive a refund. No shows are not eligible for refunds and will be charged for the program, plus an administrative billing fee.
In light of the 2017 criminal justice reform package, the New Orleans Bar Association addressed the significance of the ambitious legislative package and its impact on the City of New Orleans, in the 300th year of the city’s founding. Among other things, the legislative package is aimed to reduce mandatory minimums, curtail sentences, and provide earlier access to parole eligibility for qualified offenders. On March 21, 2018, in the verve of the Eastern District Judge Ivan Lemelle’s courtroom, NOBA President, Dana M. Douglas, introduced Alanah Odoms Hebert who moderated four distinguished panelists: Flozell Daniels, Jr., Judge Keva Landrum-Johnson, Judy Perry Martinez, and Kenneth A. Polite, Jr.

Hebert began by referencing The New York Times’ article on the topic, which noted that the set of ten new laws “would have been remarkable coming from any state. It’s historic coming from Louisiana.”1 Daniels, CEO & President of Foundation for Louisiana, elaborated that the strive to effectuate the proposed changes was in the works long before the legislative package passed during the 2017 session. By drawing from experiences of other states, people from both private and public sectors and with both sides of the aisles united in a concerted effort to resolve the prevailing problem. That was intentionally done, said Daniels, because it was imperative to gain everyone’s insight on how to best prosecute crimes that pose an actual threat to public safety, which—by definition—excludes nonviolent and self-harming offenses.

Polite, former U.S. Attorney and Chairman of the Felony Class System Task Force created by Senate Bill 220 of the Justice Reinvestment Act, and Judge Landrum-Johnson, offered insightful comments on minimum sentencing and the Habitual Offender Law.

Martinez, Of Counsel at Simon, Peragine, Smith & Redfearn, recognizes that stakeholders are collaborating, and she appreciates their innovative thinking. According to Martinez, the only way to bring about change and truly work towards lowering the state’s sky-high incarceration rate is to forgo the old ways and be open to adopting new approaches.

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M. Richard “Rick” Schroeder is a partner at Jones Walker where he leads the firm’s Corporate Compliance, Government Investigations, and White Collar Defense practice group. He is a 1988 graduate of Tulane Law School and a 1980 graduate of the United States Naval Academy. Rick has served as a past or present board member of the Louisiana Association of Criminal Defense Lawyers, the Innocence Project of New Orleans, and Court Watch NOLA.

Rick’s active duty military service included four years at Annapolis; five years on sea duty on the USS Decatur, DDG-31 (guided missile destroyer), and USS Gridley, CG-21 (guided missile cruiser); and four years in the naval reserves assigned to Special Boat Team 22 (riverine patrol boats). His overseas tours included three deployments to the Seventh Fleet in Southeast Asia, with two assignments to the Indian Ocean and Persian Gulf during the Iran-Iraq War. Rick also spent three months deployed on the Portuguese corvette NRP Baptista de Andrade F-486 in support of the Portuguese military’s reentry into NATO. He was honorably discharged from the Navy in 1991.

Rick and his wife of 36 years, Cathy, have three children: Dr. Jonathan Schroeder (wife Diana), Jason Schroeder (LSU School of Medicine Class of 2021, wife Kelly), and Catherine Schroeder (University of Richmond Law School, Class of 2020). Cathy and Rick have one grandchild, ‘Ollie.’

WAID
Why the Navy?

SCHROEDER
Are you kidding? Army was never an option, and the Air Force consists mainly of bus drivers. Besides, the Navy has its own (and better) army and air force anyway. Go Navy.

The fact that my family has a long naval tradition, including more recently, my father, all my uncles, and both my older brothers serving in the Navy, may have had something to do with my decision to apply to the Naval Academy.

WAID
What was special about serving in the Navy?

SCHROEDER
It really is hard to explain what it is like to be deployed for seven months at a time on a blue water warship. At an early age, you are responsible for the men under your command, your equipment, your mission, and when you are a qualified Officer of the Deck, an entire ship’s safety. A young naval officer lives in a different universe than his civilian counterparts, especially in the days before the internet. You think more about the location of
enemy units and capabilities, the weather, supply chains, weapons readiness, ongoing drills. Folks often would ask me, ‘What do you do all day at sea?’, and the best answer is to say you were very lucky if you slept six hours a day on average, and a 48-plus hour stint without sleep was not unusual.

The travel and experiences were amazing. Every sailor could write a book about the places he visited and the crazy events that took place onshore and at sea. I will swap a story for a scotch with anyone who cares to listen. Let’s just say there are stories involving high speed car chases, Jacques Cousteau, burial at sea, watching M*A*S*H with sheiks, and much more. The more scotch, the better the story.

WAID
Why Law?

SCHROEDER
When I was young, there were really only two constant goals in my mind. The first was to serve in the Navy, and the second was to become a criminal defense lawyer, just like Perry Mason. It was that simple. When I was home on leave from the Academy and met my future wife, I added a goal. When Cathy and I decided to start a family, we headed home where Tulane Law School, in its wisdom, had given me a scholarship.

My service overseas also helps me to view events with a global perspective. I lived overseas as a child as well. Americans who never travel or work abroad have more difficulty understanding and communicating with their foreign colleagues, in my opinion. My primary legal practice focuses on international corporate compliance issues, and compliance programs in general, and ironically frequently takes me back to Southeast Asia, where I feel quite comfortable.

WAID
How has your military service affected your legal practice?

SCHROEDER
I think military service, especially as a naval officer on sea duty, has a significant impact early in your civilian legal career. In the military, you really lose sight of your youth. Your inclination is to lead, not follow, and that includes leading men who were much older than you. And your concept of ‘working hours’ is different, with evenings, nights, and weekends being fair game. That feeling took years to wear off.

I can also honestly say that I was never intimidated by the most ornery judge or the most demanding senior partner, not for a second. I attribute that to the fact that I was no longer dealing with the heavy concerns you face in the military, just wordy arguments and profits - which frankly seemed more benign. The only exception being my pro-bono criminal defense docket, which I have maintained during my entire 30-year career.

My service overseas also helps me to view events with a global perspective. I lived overseas as a child as well. Americans who never travel or work abroad have more difficulty understanding and communicating with their foreign colleagues, in my opinion. My primary legal practice focuses on international corporate compliance issues, and compliance programs in general, and ironically frequently takes me back to Southeast Asia, where I feel quite comfortable.

About the Author
Raymond T. Waid is a maritime lawyer at Liskow & Lewis. He spent four years in the U.S. Navy navigating a destroyer based in Japan before he attended Tulane University Law School. Ray teaches the cargo law course at Tulane in addition to his maritime practice at Liskow.
Michael R. C. Riess and Christopher K. LeMieux announce the formation of Riess LeMieux, LLC, a full-service law firm with an emphasis in construction and suretyship law. The firm also announces that Thomas P. Henican, Michael D. Lane, and Jonathan S. Forester have been named partners with the firm. Marguerite K. Kingsmill, founding partner of Kingsmill Riess, LLC, will serve as Of Counsel with the firm. Riess LeMieux also announces that Christy R. Bergeron, John W. Bihm, Cynthia M. Bologna, Charles B. Colvin, Johanna E. Lambert and M. Robert C. Riess, Jr. have joined the firm as associates.

The New Orleans Bar Association would like to congratulate Judy Y. Barrasso and the Honorable Eldon E. Fallon on being named to the Tulane Hall of Fame Class of 2018.

Heller, Draper, Patrick, Horn & Dabney, L.L.C. announces that the firm name has changed to Heller, Draper, Patrick, Horn & Manthey, L.L.C.

Heller, Draper, Patrick, Horn & Manthey, L.L.C. announces that Cherie Dessauer Nobles is a member of the firm.

Tristan E. Manthey of Heller, Draper, Patrick, Horn & Manthey, L.L.C. will be recognized as an exceptional attorney from the greater New Orleans area at the 2018 Leadership in Law annual event.

Brendan P. Connick, Melissa A. Miller, Matthew T. Montoya and Derek W. O’Connor have joined Mouledoux, Bland, Legrand & Brackett as Associates. Greg C. Fuxan has also joined the firm as Special Counsel.
The Patterson Resolution Group offers dispute resolution services in complex cases to businesses and individuals across Louisiana and the Gulf South. Group members include six former presidents of the Louisiana State Bar Association and a retired district court judge. The members have substantive experience in disputes in areas such as:

- Corporate and Business
- Commercial Real Estate
- Oil and Gas
- Maritime
- Construction
- Products Liability
- Banking
- Employment
- Insurance
- Healthcare
- Professional Liability
- Governmental

Contact Mike Patterson at 866-367-8620. Or visit the group’s website at www.pattersonresolution.com for more information and the article, “Getting Your Client and Yourself Ready for Mediation.”

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