



# LEGALLY SPEAKING

The Stark County Law Library Association Newsletter

February 2001 Volume 22 Issue 2

Canton, Ohio

## Electronic Filing

Did you know that we have Adobe Acrobat 4.0 which will allow our attorneys to file briefs electronically from the Law Library. "Imagine clicking on a case cite in a brief and instantly the case opens up and turns to the specific proposition of law for which you cited it. Imagine clicking on a record cite and being presented with the exact testimony given by a witness at trial, the judge's ruling from the bench, or any other factual matter key to your case. With PDF, a dynamic document such as this can be produced."<sup>1</sup> Please call for an appointment (330) 451-7380 or email [director@starklawlibrary.org](mailto:director@starklawlibrary.org) — we'll help you do it!



If you want to read about it before you try it, here are a couple of good sites.

- For a good **brief** overview of E-Filing go to [http://www.llrx.com/features/efiling\\_a.htm](http://www.llrx.com/features/efiling_a.htm) to read "E-Filing Appeals with Adobe® Acrobat®" by Joel Rothman, Esq.
- "The National Center for State Courts Presents: A Guidebook for Electronic Filing." This **very comprehensive** 324 page work is available at <http://www.ncsc.dni.us/NCSC/TIS/TIS99/electr99/Guidebook/HTML/EfileWest.htm>
- "Electronic Case Files (ECF) User Manual: Northern District of Ohio" provides the basics and a step-by-step guide to e-filing at [http://www.ohnd.uscourts.gov/Electronic\\_Filing/user.pdf](http://www.ohnd.uscourts.gov/Electronic_Filing/user.pdf)
- "United States District Court for the Northern District of Ohio: Electronic Case Filing Training Site" is located at [http://www.ohnd.uscourts.gov/Electronic\\_Filing/start.html](http://www.ohnd.uscourts.gov/Electronic_Filing/start.html)
- "Electronic Filing and The Courts" provides many good in-depth links at <http://www.courts.net/efiling.htm>
- "Who Benefits From Electronic Filing?" by M. Sean Fosmire. April 17, 2000 at <http://www.llrx.com/extras/filing.htm>
- "Six Bum Raps Against E-filing" by Jerry Lawson. January 3, 2000 at <http://www.llrx.com/extras/6bum.htm>
- "E-Filing and What it Means for You" by Jack Ward. August 9, 2000 at <http://legal.pro2net.com/x22137.xml>

When you are ready, at <http://ecf.ohnd.uscourts.gov> you will find a link to The US District Court for the Northern District of Ohio Document Filing System—Training Area. But you must enter your ECF login and password for electronic filing capabilities. If you do not need filing capabilities, enter your PACER login and password. If you do not have a PACER login, contact the PACER Service Center to establish an account. You may register online at <http://pacer.psc.uscourts.gov> or call the PACER Service Center at (800) 676-6856 or (210) 301-6440.

<sup>1</sup> Rothman, Joel Esq. "E-Filing Appeals with Adobe Acrobat" at [http://www.llrx.com/features/efiling\\_a.htm](http://www.llrx.com/features/efiling_a.htm)

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110 Central Plaza South  
Suite 401  
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Phone 330.451.7380  
FAX 330.451.7381  
email:  
[director@starklawlibrary.org](mailto:director@starklawlibrary.org)  
<http://www.starklawlibrary.org>

## FEBRUARY

The library will be  
closed on Monday  
February 19, 2001 in  
recognition of  
Presidents'  
Day.



### **Welcome! to our Newest Members**

**Charles M. Hilterbrand  
Charles W. Olminsky, Jr.**

*Have you applied for membership yet?*

Complete a **membership application** at the law  
library, or call us. We'll FAX or email you one. The  
**first year** of membership is **free!**

## The Comprehensive Guide to Bar Admission Requirements

While researching the requirements for being admitted to the bar in Pennsylvania, having already been admitted to the bar in Ohio, we found a great section on the ABA web site that gives information about bar admission for all the states (plus Guam, Northern Mariana Islands, Puerto Rico, and the Virgin Islands). It tells which states have reciprocity agreements, along with anything else you want to know about bar exams.

Some interesting questions answered here were: Will a felony conviction bar applicant from admission? (Only 6 jurisdictions said yes!); Do you admit an applicant on the basis of an MBE (Multistate Bar Examination) score from exam taken in another jurisdiction without requiring the taking and passing your essay examination? If so, must the applicant have been admitted in the jurisdiction in which the MBE was taken? If you accept an MBE transfer score, what specific score do you accept?; Do your rules provide for admission on motion? ("motion" denotes admission without any additional testing) What is the number of years of practice required for admission on motion? What is the admission on motion fee?

The Directory of State Bar Admission Offices section lists the names, addresses, and telephone numbers of each bar admission administrator.

### Go to the Web site.

Margaret Fuller Corneille, *Co-Chairperson* of the Bar Admissions Committee, does warn that the site may not be up-to-date and that answers to questions concerning bar admissions should be obtained from the bar admission administrator of the jurisdiction involved.

## Search Systems

Go to <http://www.pac-info.com/> for over 2376 Free searchable public record databases! You will find both U.S. Nationwide and U.S. Statewide and Regional public record searches.

Of particular interest is Ohio "Ethics In The News: Speaker Junket Ethics Commission adopts a 'don't ask, don't tell' approach to ethics enforcement."

## Meet Your Library Staff



"Hard work spotlights the character of people: some turn up their sleeves, some turn up their noses, and some don't turn up at all."  
- Sam Ewig

Meet Martha Wertz, she turns up her sleeves and keeps our Alliance branch in tip-top shape! We don't have to tell any of you Alliance people what a patient, conscientious, and caring person she is—she shows it in every interaction with her patrons.

To help you get to know her better I have "borrowed" the concluding interview questions from A&E's "Inside the Actor's Studio". What is your favorite word? *Heaven*. What is your least favorite word? *Hell*. What turns you on or excites you? *Crafts and gardening*. What turns you off? *Talk of movie actors*. Other than your present position, what profession or occupation would you most like to try? *Physical education teacher*. What profession/occupation would you not like? *Garbage collector*. What do you want to hear God say to you at the Pearly Gates? *Well done thou good and faithful servant*.

## Check Out One of Our New Books!

*Generation-Skipping Transfer Tax: Analysis with Forms*, by Carol A. Harrington, Lloyd Leva Plaine and Howard M. Zaritsky, contains examples and illustrations related to the rules of the Generation-Skipping Transfer Tax (GSTT). There are specific chapters discussing GSTT's definitions, exemptions, deductions, and exclusions, GSTT trusts, and reporting and collecting the GSTT. The final chapter of the book discusses repairing a GSTT estate plan. Also included is a section on the GSTT's legislative history.



It can be found at KF6585 .H37 1996.

## Civil Rights

Since this is African American History Month, I thought it appropriate to call your attention to two sections of "ALR 5th", Vol. 83 pertaining to civil rights.


The first concerns the individual liability of supervisors, managers, officers or co-employees for discriminatory actions under state civil rights acts. **83 ALR5th 1**




The second collects and discusses cases in which the court has determined whether a particular club or association not otherwise open to the public is exempt from state civil rights statutes. **83 ALR5th 467**


**All of the following cited publications are available in print at the law library.**

P E R I O D I C A L S O F I N T E R E S T

Are Patients' Office Visits with Physicians Getting Shorter? 344 The New England Journal of Medicine 198. 


"Cash versus Credit": The Application of Federal Appropriations Law to Refunds and Rebates in Contractor Overhead. 30 Public Contract Law Journal 9.

Charting a Safe course In Fee Disputes and Fee Arrangements. Ohio Lawyer, January/February 2001, at 26. 

Child Labor In America: Who's Protecting Our Kids? 51 Labor Law Journal 202. 

The Consent Process For Cadaveric Organ Procurement: How Does It Work? How Can It Be Improved? 285 The Journal of the American Medical Association 329.

Conservation Easements Benefit Both the Taxpayer and the Environment. The Journal of Real Estate Taxation, Fall 2000, at 49.


The Contemporary Significance of Meyer and Pierce For Parental Rights Issues Involving Education. 34 Akron Law Review 177. 

Cost-Effective Environmental Due Diligence in Corporate Mergers and Acquisitions. 15 Natural Resources & Environment. 80.

Deciding What to Decide: The Judges' Bill at 75. 84 Judicature 120.

Defending False Claim and Qui Tam Actions. OACTA, Fall 2000, at 25.

Do Good Laws Make Good Citizens? An Economic Analysis of Internalized Norms. 86 Virginia Law Review 1577.

Election Law: A Week in the Hurricane. ABA Journal, January 2001, at 42. 

Estate and Gift Tax Planning for Nontraditional Families. Probate & Property, January/February 2001, at 6.

Equal Protection by Law: Federal Antidiscrimination Legislation After Morrison and Kimel. 110 The Yale Law Journal 441.

Field Sobriety Tests: Evidence or Not. OACDL Vindicator, Fall 2000/Winter 2001, at 12.

Final Regulations Concerning Capital Gain on a Sale or Exchange of an Interest in a Passthrough Entity Offer Some, But Not Enough, Good News. Journal of Passthrough Entities, November/December 2000, at 26.

How to Get Published. Law Practice Management, January/February 2001, at 43.

Incentives For Downtown Revitalization: Tax Increment Financing Districts, Chapter 380, and Other Tools. 32 The Urban Lawyer 1013.

Interpreting "Prior Record" Under the Federal Juvenile Delinquency Act. 67 The University of Chicago Law Review 1431.

Is "Cheap" Really Less? Law Technology News, January 2001, at 56.

Justice For All: Make It Your New Year's Resolution. Cleveland Bar Journal, January 2001, at 30.

Lawyer Loyalty: he Generation X Challenge. Law Firm Governance, Winter 2000, at 25.

Leveraging Web-Based Research Tools Through an Intranet. GPSOLO, December 2000, at 28.

Matters of Scale: Connection and Disconnection. World Watch, January/February 2001, at 21.

New Electronic Signature Legislation Validates Online Contracting. The Computer & Internet Lawyer, December 2000, at 1.

The Other Side of the Retirement Years: Cognitive Decline, Dementia, and Loss of Financial Capacity. Journal of Retirement Planning. January/February 2001, at 30.

Opening Statement: For the Love of Lawyering. Litigation, Summer 2000, at 1.

Pharmanex, Inc. v. Shalala: A Wake Up Call for Congress and a Not So Bitter Pill for the FDA. 26 Ohio Northern University Law Review 269.

A Primer in Profiling: The Merger of Civil Rights and Criminal Defense. Criminal Justice, Fall 2000, at 4.

The Profession and Its Discontents. 61 Ohio State Law Journal 1335.

Putting Tiered Entities Into a Foreign Holding Company Structure Using Check-the-Box. 94 Journal of Taxation 5.

"Ready? Induce. Sting!": Arguing for the Government's Burden of Proving Readiness in Entrapment Cases. 98 Michigan Law Review 2371.

Reconnecting Doctrine and Purpose: A Comprehensive Approach to Strict Scrutiny After Adarand and Shaw. 149 University of Pennsylvania Law Review 1.

Riaa v. Diamond Multimedia: Can Music Copyright Owners Protect Themselves From The RIO? 40 Jurimetrics 417.

Risking Ethical Insolvency: A Survey of Trends in Criminal DNA Databanking. 28 The Journal of Law, Medicine & Ethics 209.

State Sponsors of Terrorism Are Persons Too: The Flatow Mistake. 61 Ohio State Law Journal 1301.

Taking Pierce Seriously: The Family, Religious Education, and Harm To Children. 76 Notre Dame Law Review 109.

The Top 100 Changes a Tenant Would Like to See in a Landlord's Standard Lease. The Practical Real Estate Lawyer, November 2000, at 19.

Will This Case Settle? An Exploration of Mediators' Predictions. 16 Ohio State Journal on Dispute Resolution 39.

**Judges Take Note!** Courtroom Technology: Universal Citation Form. Judges' Journal, Fall 2000, at 42.



**Stark County Law Library  
Association**  
110 Central Plaza South, Suite 401  
Canton, OH 44702  
(Located in the Stark County Office  
Building, Fourth Floor )

Ph (330) 451-7380  
FAX (330) 451-7381

Hours: Mon-Fri, 8:30am-4:30pm

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**Membership and Fees:** Membership is open to those who have passed the Ohio State Bar Examination.

First year Bar member...Complimentary  
2-5 years as member.....\$5.00  
6+ years as member.....\$10.00  
Membership checks must be separate from other payments, please.

**Circulation:** Most print materials can be checked out by members for two weeks. Some items may be taken out overnight only. You may renew items by phone.

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110 Central Plaza South, Suite 401  
Canton, OH 44702

Ph (330) 451-7380  
FAX (330) 451-7381

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