

IN THE CIRCUIT COURT OF THE  
FIFTEENTH JUDICIAL CIRCUIT IN AND  
FOR PALM BEACH COUNTY, FLORIDA

Case No. 50-2009CA040800XXXXMBAG

JEFFREY EPSTEIN,

Plaintiff/Counter-Defendant,

v.

SCOTT ROTHSTEIN, individually, and  
BRADLEY J. EDWARDS, individually,

Defendants/Counter-Plaintiff.

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**PLAINTIFF/COUNTER-DEFENDANT JEFFREY EPSTEIN'S NOTICE OF FILING  
AFFIDAVIT OF TIMOTHY P. CHINARIS**

Plaintiff/Counter-Defendant, Jeffrey Epstein ("Epstein"), hereby gives notice of the filing of the attached Affidavit of Timothy P. Chinaris.

**CERTIFICATE OF SERVICE**

I certify that the foregoing document has been furnished to the attorneys listed on the Service List below on March 7, 2018, through the Court's e-filing portal pursuant to Florida Rule of Judicial Administration 2.516(b)(1).

LINK & ROCKENBACH, PA  
1555 Palm Beach Lakes Boulevard, Suite 301  
West Palm Beach, Florida 33401  
(561) 727-3600; (561) 727-3601 [fax]

By: /s/ Scott J. Link

Scott J. Link (FBN 602991)  
Kara Berard Rockenbach (FBN 44903)  
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Primary: [Scott@linkrocklaw.com](mailto:Scott@linkrocklaw.com)  
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Primary: [Angela@linkrocklaw.com](mailto:Angela@linkrocklaw.com)  
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*Trial Counsel for Plaintiff/Counter-Defendant  
Jeffrey Epstein*

## SERVICE LIST

<p>Jack Scarola Searcy, Denny, Scarola, Barnhart &amp; Shipley, P.A. 2139 Palm Beach Lakes Boulevard West Palm Beach, FL 33409 <a href="mailto:mep@searcylaw.com">mep@searcylaw.com</a> <a href="mailto:jsx@searcylaw.com">jsx@searcylaw.com</a> <a href="mailto:scarolateam@searcylaw.com">scarolateam@searcylaw.com</a> <i>Co-Counsel for Defendant/Counter-Plaintiff</i> <i>Bradley J. Edwards</i></p>	<p>Nichole J. Segal Burlington &amp; Rockenbach, P.A. Courthouse Commons, Suite 350 444 West Railroad Avenue West Palm Beach, FL 33401 <a href="mailto:njs@FLAppellateLaw.com">njs@FLAppellateLaw.com</a> <a href="mailto:ktb@FLAppellateLaw.com">ktb@FLAppellateLaw.com</a> <i>Co-Counsel for Defendant/Counter-Plaintiff</i> <i>Bradley J. Edwards</i></p>
<p>Bradley J. Edwards Edwards Pottinger LLC 425 N. Andrews Avenue, Suite 2 Fort Lauderdale, FL 33301-3268 <a href="mailto:brad@epllc.com">brad@epllc.com</a> <a href="mailto:staff.efile@pathtojustice.com">staff.efile@pathtojustice.com</a> <i>Co-Counsel for Defendant/Counter-Plaintiff</i> <i>Bradley J. Edwards</i></p>	<p>Marc S. Nurik Law Offices of Marc S. Nurik One E. Broward Boulevard, Suite 700 Ft. Lauderdale, FL 33301 <a href="mailto:marc@nuriklaw.com">marc@nuriklaw.com</a> <i>Counsel for Defendant Scott Rothstein</i></p>
<p>Jack A. Goldberger Atterbury, Goldberger &amp; Weiss, P.A. 250 Australian Avenue S., Suite 1400 West Palm Beach, FL 33401 <a href="mailto:jgoldberger@agwpa.com">jgoldberger@agwpa.com</a> <a href="mailto:smahoney@agwpa.com">smahoney@agwpa.com</a> <i>Co-Counsel for Plaintiff/Counter-Defendant</i> <i>Jeffrey Epstein</i></p>	<p><b><u>VIA EMAIL</u></b> Paul Cassell 383 S. University Str. Salt Lake City, UT 84112-0730 <a href="mailto:cassellp@law.utah.edu">cassellp@law.utah.edu</a> <i>Co-Counsel for L.M., E.W. and Jane Doe</i></p>
	<p><b><u>VIA EMAIL</u></b> Jay Howell Jay Howell &amp; Associates 644 Cesery Blvd., Suite 250 Jacksonville, FL 32211 <a href="http://jayhowell.com">jayhowell.com</a> <i>Co-Counsel for L.M., E.W. and Jane Doe</i></p>

IN THE CIRCUIT COURT OF THE  
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Defendants/Counter-Plaintiff.

**AFFIDAVIT OF TIMOTHY P. CHINARIS**

BEFORE ME personally appeared TIMOTHY P. CHINARIS, affiant, and, being duly sworn, did say and aver the following:

**PROFESSIONAL BACKGROUND AND QUALIFICATIONS**

1. My name is Timothy P. Chinaris.
2. I am a resident of the State of Tennessee, residing in Nolensville, Tennessee.
3. I am an attorney licensed in the State of Florida and a member in good standing of The Florida Bar.
4. My professional qualifications and experience are set forth in my curriculum vitae, which is attached hereto and incorporated herein by reference. The contents of said curriculum vitae are true and accurate.
5. I was employed by The Florida Bar in Tallahassee, Florida from August 1986 to April 1997. From 1986 to 1989, my position was Assistant Ethics Counsel. From December 1989 to April 1997, I was Ethics Director of The Florida Bar.
6. As Ethics Director, I was responsible for operation of The Florida Bar's Ethics Department. The Ethics Department employs licensed Florida attorneys whose duties include providing oral and

written advisory opinions to practicing Florida Bar members on ethics-related topics. The Ethics Department annually renders thousands of ethics and advertising opinions to Florida lawyers.

7. As Ethics Director of The Florida Bar, my responsibilities included: hiring, training, and supervising the Ethics Department's attorneys; providing oral and written advisory ethics opinions to practicing attorneys; advising The Florida Bar Board of Governors on issues of professional ethics; serving as counsel to ethics-related Florida Bar committees; consulting with attorneys in The Florida Bar's Lawyer Regulation Department, Unlicensed Practice of Law Department, and Center for Professionalism regarding cases, advisory opinions, and programs; speaking to local, state, and national groups on matters of legal ethics; and writing about professional responsibility matters for various publications.

8. During my employment with The Florida Bar, I personally rendered thousands of advisory ethics opinions to practicing Florida attorneys on a wide variety of matters concerning legal ethics and professional responsibility.

9. From April 1997 to September 2000, I was employed by Florida Coastal School of Law in Jacksonville, Florida as Associate Professor of Law and Associate Dean for Information Resources and Technology. My duties included teaching courses in legal ethics.

10. From September 2000 to June 2005 I was employed by Appalachian School of Law in Grundy, Virginia as Associate Professor of Law and Assistant Dean of Information Resources. My duties included teaching courses in legal ethics.

11. From June 2005 through March 2014 I was employed by Faulkner University's Jones School of Law in Montgomery, Alabama, as Professor of Law. My duties included teaching courses in legal ethics, as well as holding administrative positions (Associate Dean for Academic Affairs from 2011 to 2014; Associate Dean for Information Resources from 2005 to 2012).

12. Since April 2014 I have been employed by Belmont University College of Law in Nashville, Tennessee, as Professor of Law and Associate Dean for Academic Affairs. My duties include teaching courses in legal ethics, as well as administering the law school's academic program.

13. During my employment as Florida Bar Ethics Director or since leaving the Bar's employ, I have: advised lawyers on issues relating to various aspects of legal ethics, including confidentiality and duties regarding receipt of potentially confidential documents; advised lawyers and others on unlicensed practice of law issues; advised lawyers on legal malpractice issues; represented lawyers in various professional responsibility matters, including Florida Bar disciplinary cases; and consulted and testified as an expert on various legal ethics and professional responsibility issues, including in Florida Bar disciplinary cases.

14. I am a member of the Professional Ethics Committee of The Florida Bar, having served on that Committee from 1997 to 2003, from 2006 to 2012, and from 2017-present. I chaired the Professional Ethics Committee from 2002 to 2003. I am a member of the Florida Bar Standing Committee on Professionalism, and chaired that Committee from 2016-2017. I have twice served

as President of The Florida Bar Out of State Division. I previously served as Vice-chair of The Florida Bar Standing Committee on the Unlicensed Practice of Law, and as a member of The Florida Bar Special Committee to Review the ABA Model Rules 2002, The Florida Bar Vision 2016 Commission and The Florida Bar Attorney-Client Privilege Task Force. I am or have been a member of state bar rules or unauthorized practice of law committees in Alabama and Virginia.

15. I regularly write and speak on legal ethics topics. I developed and maintain the legal ethics website “sunEthics.com” (<http://www.sunethics.com>). I co-authored the treatise *Florida Legal Malpractice and Attorney Ethics*.

16. I have consulted and testified in state and federal court matters, arbitration proceedings, and Florida Bar disciplinary matters as an expert witness on a variety of professional responsibility issues, including confidentiality and and duties regarding receipt of potentially confidential documents, conflicts of interest, disqualification, attorney's fees, legal malpractice, and unauthorized practice of law.

17. I consult with and represent practicing attorneys and others regarding issues of professional responsibility and legal ethics.

## **MATERIALS REVIEWED**

18. In connection with this matter, I have spoken to Scott Link and Kara Rockenbach of Link & Rockenbach, P.A., counsel for Mr. Epstein in this matter, and reviewed documents provided to me by the law firm of Link & Rockenbach, P.A., including but not limited to: Plaintiff/Counter-Defendant Jeffrey Epstein's Motion for Court to Declare Relevance and Non-Privileged Nature of Documents and Request for Additional Limited Discovery, Evidentiary Hearing and Appointment of Special Master, with attachments (“Motion for Court to Declare”); and Plaintiff/Counter-Defendant Jeffrey Epstein's Notice of No Objection to Attorney Paul Cassell, on Behalf of L.M., E.W., and Jane Doe, or Defendant/Counter-Plaintiff Bradley J. Edwards Moving to Seal Court Records Until the Court Makes a Determination on How the Documents Shall Be Treated (“Notice of No Objection”). Additionally, I have reviewed relevant Rules of Professional Conduct and ethics opinions.

## **OPERATIVE FACTS**

19. Paragraphs 20. through 28. summarize the operative facts, as I understand them, that I have considered in forming my opinions.

20. Plaintiff/Counter-Defendant Jeffrey Epstein has been represented by various counsel in the course of this case. Mr. Epstein's current counsel, Link & Rockenbach, P.A., appeared in this case on November 1, 2017.

21. In the course of its preparation, Link & Rockenbach contacted Epstein's prior counsel, Fowler White Burnett, P.A. (“Fowler White”), and requested file materials relating to this case. Fowler White had 36 file boxes on this case at its Miami office. Fowler White was not willing to

release the boxes and, accordingly, Link & Rockenbach, through Scott Link and paralegal Tina Campbell, flagged items to be copied. Included within the 36 boxes was a disc marked "Epstein Bate Stamp," which Link & Rockenbach flagged for copying.

22. Around February 1, 2018, Link & Rockenbach received 3 boxes from Fowler White, which contained the items that had been flagged for copying. Link & Rockenbach's paralegal assigned to the case, Tina Campbell, was on vacation when the boxes arrived. When Ms. Campbell returned to the office on February 12, 2018, she started reviewing the materials. Mr. Link and Ms. Rockenbach did not begin reviewing the documents on the disc marked "Epstein Bate Stamp" until the week of February 26, 2018.

23. The "Epstein Bate Stamp" disc contains more than 27,000 Bates-stamped pages, with no confidentiality designations. There was no cover letter or other designation of confidentiality. Some of the documents had been marked as exhibits.

24. Approximately 25,000-26,000 documents were produced by Mr. Edwards to Mr. Epstein as non-privileged documents. Mr. Edwards testified regarding production at his deposition in 2013, stating that the documents had been turned over. Mr. Link and Ms. Rockenbach reasonably believed that Edwards' testimony related to the documents on the "Epstein Bate Stamp" disc.

25. Mr. Edwards also produced documents to the Conrad & Scherer law firm in other litigation (*Razorback*), which Mr. Link and Ms. Rockenbach reasonably believed were produced without a claim of confidentiality.

26. Upon reviewing documents on the "Epstein Bate Stamp" disc, it appeared to Mr. Link and Ms. Rockenbach that some of those documents contained information that is extremely relevant to issues in this case and may contradict testimony and positions taken in the case by the opposing party.

27. Before filing the Motion for Court to Declare, Mr. Link and Ms. Rockenbach reviewed the court files in this case and in the bankruptcy proceeding involving the Rothstein Rosenfeldt Adler firm, asked Mr. Edwards' counsel whether there were any confidentiality orders concerning trial exhibits, reviewed Mr. Edwards' testimony regarding document production, asked Fowler White's general counsel for copies of any relevant confidentiality orders or stipulations, spoke with Fowler White attorneys, and reviewed the 36 boxes a second time.

28. When filing the Motion for Court to Declare, the identities of potentially sensitive individuals who are represented by attorney Paul Cassell were redacted. Mr. Link and Ms. Rockenbach have filed the Notice of No Objection to show that they will not object if Mr. Cassell seeks to have the court seal this portion of the file.

#### **MY OPINIONS IN THIS MATTER**

29. As described more fully below, it is my opinion that Mr. Link and Ms. Rockenbach have acted in an ethically proper manner in this case regarding the documents in question.

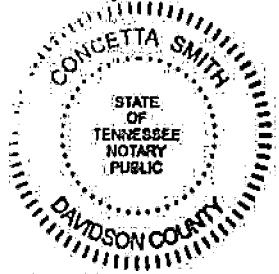
30. It is my opinion that the documents in question were not inadvertently provided to or wrongfully obtained by Mr. Link and Ms. Rockenbach.

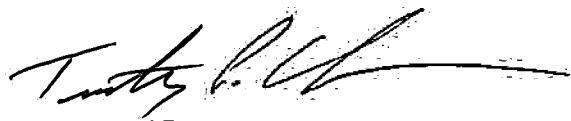
- a. The documents were on a disc labeled "Epstein Bate Stamp" that was obtained in the ordinary course of trial preparation by Link & Rockenbach from their client's prior counsel, the respected firm of Fowler White.
- b. It reasonably appeared to Mr. Link and Ms. Rockenbach that these documents had been produced to prior counsel and were not the subject of a confidentiality agreement or order.
- c. For purposes of a lawyer's ethical obligations, a document is inadvertently provided "when it is accidentally transmitted, such as when an e-mail or letter is misaddressed or a document or electronically stored information is accidentally included with information that was intentionally transmitted." Comment, Rule 4-4.4, Rules Regulating The Florida Bar. Under the circumstances, nothing reasonably suggested to Mr. Link and Ms. Rockenbach that the documents were inadvertently provided or that they had been wrongfully obtained.

31. It is my opinion that Mr. Link and Ms. Rockenbach acted in an ethically proper manner by bringing the documents in question to the court's attention.

- a. Even if the documents had been obtained as a result of inadvertence (which, in my opinion, is not the situation here), the ethical obligation of the recipient lawyers would be a limited one: to bring the matter to the attention of opposing counsel. See Rule 4-4.(b), Rules Regulating The Florida Bar; Florida Ethics Opinion 93-3, Mr. Link and Ms. Rockenbach have done that. A similar, limited response by recipient lawyers is required when they obtain documents that have wrongfully come into a client's possession (which, in my opinion, is not the situation here). See Florida Ethics Opinion 07-1.
- b. Further, even in inadvertent disclosure situations, a lawyer who believes that any privilege relating to the documents has been waived or is otherwise inapplicable acts in an ethically appropriate manner by seeking direction from the court on those questions. See Comment, Rule 4-4.4, Rules Regulating The Florida Bar ("Whether the lawyer is required to take additional steps, such as returning the document or electronically stored information, is a matter of law beyond the scope of these rules, as is the question of whether the privileged status of a document or electronically stored information has been waived."). That is what Mr. Link and Ms. Rockenbach have done.
- c. Finally, lawyers for all parties have an ethical obligation not to knowingly use or permit the use of improper testimony or other evidence in a court proceeding. See Rule 4-3.3, Rules Regulating The Florida Bar. By bringing this matter to the court's attention, Mr. Link and Ms. Rockenbach have shown proper respect for the court and for the principles underlying Rule 4-3.3.

Further affiant sayeth not.



  
\_\_\_\_\_  
TIMOTHY P. CHINARIS

STATE OF TENNESSEE

COUNTY OF DAVIDSON

The foregoing instrument was acknowledged before me this 7<sup>th</sup> day of March 2018 by TIMOTHY P. CHINARIS, who is personally known to me or who has produced valid identification and who did take an oath.

Conetta Smith  
NOTARY

Commission Expires: 11/5/18

NOT A CERTIFIED COPY

# EXHIBIT A

NOT A CERTIFIED COPY

# **TIMOTHY P. CHINARIS**

Post Office Box 120186  
Nashville, Tennessee 37212  
(615) 460-8264

## ***EDUCATION***

M.S. in Library and Information Studies, Florida State University, 1996

J.D. With Honors, University of Texas at Austin, 1984

B.S. Cum Laude in Business Administration, Florida State University, 1977

## ***EMPLOYMENT***

**Associate Dean for Academic Affairs and Professor of Law (2014-Present),  
Belmont University College of Law** Nashville, Tennessee

Assist law school dean with administration of academic program, including: planning and scheduling course offerings; making teaching assignments; hiring adjunct instructors; overseeing exam administration and grade reporting; administering academic counseling, dismissals, leaves of absence, and transfers; assisting with new student orientation and new faculty orientation; and preparing statistics for and submissions to accrediting organizations. Additional responsibilities include teaching (legal ethics, insurance law, other subjects), committee service, publishing, and speaking.

**Associate Dean for Academic Affairs (2011-2014) and Professor of Law (2005-2014),  
Faulkner University, Jones School of Law** Montgomery, Alabama

Assisted law school dean with administration of academic program. Taught courses in legal ethics, insurance law, and antitrust law.

**Associate Dean for Information Resources (2005-2012) and Professor of Law (2005-2014),  
Faulkner University, Jones School of Law** Montgomery, Alabama

Directed law school information resources operations. Taught courses in legal ethics and other subjects.

**Assistant Dean of Information Resources and Associate Professor of Law,  
Appalachian School of Law** Grundy, Virginia 2000-2005

Directed law school library and information resources operations. Taught courses in legal ethics, criminal procedure, law office practice, and legal process. Faculty responsibilities included chairing and serving on various committees.

**Associate Dean, Information Resources and Technology and Associate Professor of Law, Florida Coastal School of Law Jacksonville, Florida 1998-2000**

Directed all law school computing, instructional technology, telecommunications, and library operations. Taught courses in legal ethics. Faculty responsibilities included committee service and advising the school's law review.

**Director of Library and Technology Center and Assistant Professor of Law, Florida Coastal School of Law Jacksonville, Florida 1997-1998**

Directed library operations. Taught courses in legal ethics.

**Ethics Director, The Florida Bar Tallahassee, Florida 1989-1997**

Director of program that provided advisory opinions to Florida lawyers on legal ethics and advertising issues. Duties included: hiring, training, and supervising staff attorneys; speaking to local, state, and national groups on professional responsibility issues; advising the Bar's Board of Governors and Bar committees; and writing for legal publications.

**Assistant Ethics Counsel, The Florida Bar Tallahassee, Florida 1986-1989**

Duties included providing written and oral advisory opinions to Florida lawyers on legal ethics, professional responsibility, and lawyer advertising issues, speaking to various groups, and writing articles on professional responsibility topics.

**Godwin & Carlton, P.C. Dallas, Texas 1986**

Associate in commercial litigation section of civil practice law firm.

**Texas Court of Appeals Dallas, Texas 1985**

Research Attorney for Justices Annette Stewart and Ted M. Akin, Fifth Judicial District Court of Appeals. The 13-justice court was the largest appellate court in Texas.

**Texas Court of Appeals Dallas, Texas 1984**

Briefing Attorney for Justice Ted M. Akin, Fifth Judicial District Court of Appeals.

**Unisys Corporation Tallahassee, Florida and Dallas, Texas 1978-81**

Branch Financial Manager for worldwide computer equipment and software company.

## ***SELECTED PUBLICATIONS***

Author of legal ethics web site "sunEthics.com" ([www.sunethics.com](http://www.sunethics.com)).

FLORIDA LEGAL ETHICS (West Academic Publishing, forthcoming 2020) (with Robert Jarvis).

FLORIDA LEGAL MALPRACTICE AND ATTORNEY ETHICS (American Legal Media, 2017) (with Warren Trazenfeld and Robert Jarvis).

*We Are Who We Admit: The Need to Harmonize Law School Admission and Professionalism Processes with Bar Admission Standards*, 31 MISSISSIPPI COLLEGE LAW REVIEW 43 (2012).

“New Directions in Professionalism,” report prepared for the Florida Bar Center for Professionalism, August 2009.

FLORIDA ETHICS GUIDE FOR LEGAL ASSISTANTS AND ATTORNEYS WHO UTILIZE LEGAL ASSISTANTS (4th ed., Fla. Bar Continuing Legal Education, 2006).

*Even Judges Don’t Know Everything: A Call for a Presumption of Admissibility for Expert Witness Testimony in Lawyer Disciplinary Proceedings*, 36 ST. MARY’S LAW JOURNAL 825 (2005).

*More Than the Camel’s Nose: The Sarbanes-Oxley Act as Bad News for Lawyers, Clients, and the Public*, 31 OHIO NORTHERN UNIVERSITY LAW REVIEW 359 (2005).

Chapter on “Ethics, Professionalism, and Discovery” in VIRGINIA DISCOVERY, primarily authored by Jeffrey Kinsler (West Publishing 2005).

Primary drafter, Florida Bar lawyer advertising rules (1999 revision).

*Florida Professional Responsibility in 1999: The Rules of the Game*, 24 NOVA LAW REVIEW 199 (Fall 1999), co-authored with Elizabeth Clark Tarbert.

*Professional Responsibility: 1998 Survey of Florida Law*, 23 NOVA LAW REVIEW 161 (Fall 1998), co-authored with Elizabeth Clark Tarbert.

*The Ethics of Ethics Consultation: The Consulted Lawyer’s Perspective*, THE PROFESSIONAL LAWYER, 1997 Symposium Issue.

*Florida Professional Responsibility Law in 1997*, 22 NOVA LAW REVIEW 215 (Fall 1997), co-authored with Elizabeth Clark Tarbert.

*Professional Responsibility: 1996 Survey of Florida Law*, 21 NOVA LAW REVIEW 231 (Fall 1996).

*Professional Responsibility in Florida: The Year in Review, 1995*, 20 NOVA LAW REVIEW 223 (Fall 1995).

“Ethics As Law: High-Impact Teaching of Legal Ethics,” featured on the front page of *law.com*, March 6, 2001.

*Answers to Frequently-Asked Ethics Questions*, 65 FLORIDA BAR JOURNAL 49 (January 1991).

Contributing Author, FLORIDA LEGAL ETHICS (1992), and periodic supplements.

## **PROFESSIONAL ACTIVITIES**

Admitted to Practice Law in Texas (1984), Florida (1986), Alabama (2009), and Tennessee (2014)

Admitted to the Bar of the United States Supreme Court (2011)

Admitted to the U.S. District Court, Southern District of Florida (2016)

Florida Bar Professional Ethics Committee (1997-2003; 2006-12; 2017-Present) (Chair, 2002-2003)

Florida Bar Committee on Professionalism (1999-2000; 2013-Present) (Chair, 2016-2017)

Florida Supreme Court Commission on Professionalism (2016-2017)

Special Consultant to Florida Bar Center for Professionalism (2008-2009)

Trustee, Florida Supreme Court Historical Society (2013-Present) (Exec. Comm., 2014-Present)

Florida Bar Out of State Division Exec. Council (2005-Present) (President, 2007-08 & 2014-15)

Florida Bar Vision 2016 Commission (2013-2016)

Florida Bar Law Office Mgmt. Assistance Service Adv. Bd. (2007-2013) (Chair, 2011-2013)

Florida Bar Attorney-Client Privilege Task Force (2006-2009) (Chair, Ethics Subcommittee)

Florida Bar Special Committee on Website Advertising Rules (2005-2007)

Florida Bar Special Committee to Review ABA Ethics 2000 Model Rules (2002-2005)

Florida Bar Unlicensed Practice of Law Committee (2003-2006) (Vice-chair, 2005-2006)

Florida Bar Continuing Legal Education Committee (2002-2003; 2006-2009; 2016-Present)

Florida Bar Prepaid Legal Services Committee (2004-2007)

Florida Bar Law Related Education Committee (2001-2004)

Tennessee Bar Assn. Ethics and Professional Responsibility Committee (2014-Present)

Tennessee Bar Assn. General Practice, Solo, and Small Firm Section Exec. Council (2017-Present)

Tennessee Bar Assn. Attorney Well-Being Committee (2017-Present)

Commissioner, State of Alabama Ethics Commission (2013-2014)

Alabama State Bar Unauthorized Practice of Law Committee (2007-Present)

Alabama State Bar Lawyer Referral Board of Trustees Committee (2017-Present)

Alabama State Bar Non-resident Members Section (Chair, 2016-17; Exec. Council, 2016-Present)

Alabama State Bar Non-resident Lawyers Task Force (Chair, 2015-2016)

Alabama State Bar Disciplinary Rules and Enforcement Committee (2011-2014) (Chair, 2013-14)

Virginia State Bar Unauthorized Practice of Law Committee (2003-2005)

Virginia State Bar Multi-Jurisdictional Practice of Law Task Force (2004-2005)

Association of Professional Responsibility Lawyers (1991-Present)

## **ACADEMIC PRESENTATIONS**

Presented “The Path to Lawyer Well-Being and its Ethical Implications” at the Belmont University College of Law Seminar in Nashville, Tennessee, in December 2017.

Spoke on “New Issues in Lawyer Advertising and Marketing” at the ABA National Conference on Professional Responsibility in Memphis, Tennessee in June 2011.

Presented “New Directions in Professionalism” to the Florida Bar Supreme Court Commission on Professionalism at Tallahassee, Florida in November 2009.

Presented “Pioneering with Professionalism: The Journey Begins with Ethics” at the Annual Meeting of the American Association of Law Libraries (AALL) in St. Louis, Missouri in July 2006. Spoke on “Legal Ethics and the Voting Rights Act of 1965” at a symposium sponsored by Faulkner University, Jones School of Law, Montgomery, Alabama in September 2005.

Presented “Professionalism Begins with Ethics” at the Annual Meeting of the Southeastern Association of Law Libraries (SEAALL) in Montgomery, Alabama in April 2005.

Spoke on “Lawyer Advertising: Positive or Negative?” at the Pikeville, Kentucky College Conference on Ethics in April 2005.

Presented “The Sarbanes-Oxley as Bad News for Lawyers, Clients, and the Public” at the Ohio Northern University Law Review Symposium in Ada, Ohio in March 2005.

Presented “The Use of Expert Witness Testimony in Lawyer Disciplinary Proceedings” at the St. Mary’s University College of Law Symposium on Legal Malpractice and Professional Responsibility in San Antonio, Texas in February 2005.

Spoke on “The Attorney Discipline Process: Is It Working and Does It Shape Public Opinion Regarding Lawyers?” at the Southeastern Association of Law Schools (SEALS) Annual Meeting at Kiawah Island, South Carolina in August 2004.

As keynote speaker, presented “Does an Anormative Approach to Legal Ethics Really Serve the Public?” at the Pikeville, Kentucky College Conference on Ethics in Criminal Justice in April 2004.

Presented “Ethics and Professionalism in Today’s Libraries” at the Virginia Library Association (VLA) Annual Meeting in Hot Springs, Virginia in November 2003.

Presented “Ethics and Professionalism in Law Libraries” at the Annual Meeting of the Virginia Association of Law Libraries (VALL) in Richmond, Virginia in November 2002.

Spoke on “Law Librarians and the Unauthorized Practice of Law” at the Southeastern Association of Law Librarians (SEAALL) Annual Meeting in Fort Lauderdale, Florida in April 2002.

Co-presenter with John Berry, Chair of the ABA Professionalism Commission, on “The Future of the Legal Profession,” at Appalachian School of Law in November 2000.

Spoke on “The Ethics of Ethics Consultation” at the 1997 ABA National Conference on Professional Responsibility in Naples, Florida.

At the invitation of the Supreme Court of Kentucky, addressed the 1996 Kentucky Bar Association Annual Convention on “Lawyer Advertising Law and Regulation.”

Addressed the 1994 ABA National Conference on Professional Responsibility on “Operating a State Bar Ethics Opinion and Information Service.”

Spoke on “Nonlawyer Involvement in the Practice of Law” at the 1989 ABA National Conference on Professional Responsibility in Chicago, Illinois.

## ***OTHER PRESENTATIONS***

Presented “Ethics in An Age of Technology” to the Jacksonville Justice Association in December 2017.

Presented “Other People’s Money: Properly Handling It In the Plaintiff’s Practice,” to the Jacksonville Justice Association in February 2017.

Presented “Marching in Formation: Florida Legal Ethics Developments” at the Military Affairs Symposium in Orlando, Florida, in June 2016.

Presented “What’s New in Florida Ethics” at the Florida Bar Out of State Division Seminar in New Orleans, Louisiana, in March 2016.

Presented “Electronic Ethics: Staying Compliant in the Digital Age” at the Belmont University College Law Ethics Seminar in Nashville, Tennessee, in December 2015.

Spoke on “Ethics for Health Care Lawyers” at the Tennessee Bar Association Health Law Section Annual Seminar in Cool Springs, Tennessee, in October 2015.

Presented “Ethics and the Municipal Practice,” at the Tennessee Municipal Attorneys Association Seminar in Nashville, Tennessee, in June 2015.

Presented “What’s New in Florida Legal Ethics?” at Florida Bar General Practice Section Annual Ethics Update in Tampa, Florida in October 2014.

Presented “Florida Ethics Law Update” at Florida Bar Annual Meetings from 2006 through 2014.

Spoke to the Ferguson/White Inn of Court in Tampa, Florida, in March 2014.

Presented “Ethics for Everyone: Avoiding Ethical Pitfalls” at the 2012 Faulkner Law Alumni Seminar in Montgomery, Alabama in May 2012.

Spoke on “Ethics Essentials” at the ALI-ABA Course of Study, “Eminent Domain and Land Valuation Litigation,” in Coral Gables, Florida in February 2011.

Presented “Ethics Issues 2011” at the Alabama Banking Law Seminar in Birmingham, Alabama in February 2011.

Presented “Hidden Snares for the Ethical Lawyer” at seminars sponsored by Jones School of Law in 2010 and 2011.

Featured speaker on “The Florida Bar Website Advertising Rules: A Deeper Dive,” at a webinar broadcast by the Legal Marketing Association’s Southeastern Chapter in May 2010.

Presented “Lawyer Advertising: Where Are We, and Where Are We Going?” at the Legal Marketing Association’s Southeastern Chapter in Charlotte, North Carolina in September 2009.

Presented “The Ethics of the Law Business” at the Jones School of Law Annual Alumni Seminar in Montgomery, Alabama in May 2008.

Presented “New Dimensions in Legal Ethics: Getting, Keeping, and Satisfying Clients Ethically” at the Florida Bar Out-of-State Division seminar in New York in February 2008.

Spoke on “Ethics Essentials for Alabama Lawyers” at a continuing legal education seminar in Eufaula, Alabama in March 2007.

Presented “Ethics for Prepaid Legal Services Lawyers” at the Florida Bar Annual Meeting in Orlando, Florida in June 2005.

Presented “What’s New in Florida Legal Ethics” at the Florida Bar Annual Meeting in Orlando, Florida in June 2005.

Presented “The Sarbanes-Oxley Act and Related Ethical Developments” at the Florida Bar Annual Meeting in Boca Raton, Florida in June 2004.

Spoke on “Minimize the Risks of Providing Advice to Your Clients” at the Florida Association of Professional Employer Organizations Annual Meeting in Tampa, Florida in April 2004.

Presented “MJP, the ABA, and Recent Developments in Florida Ethics” at the Florida Bar Out of State Division seminar in New York in December 2003.

Presented “MJP and Other Recent Developments in Florida Legal Ethics” at the Florida Bar Out of State Division Fall seminar in Chicago, Illinois in October 2003.

Presented “Hot Ethical Topics for Business Lawyers” at the Florida Bar Business Law Section Annual Retreat in Palm Beach, Florida in August 2003.

Presented “Ethical Issues in Online Legal Research” at the Virginia State Bar Annual Meeting in Virginia Beach, Virginia in June 2003.

Spoke on “Insurance Defense Ethics” at the Florida Bar Annual Meeting in Orlando, Florida in June 2003.

Presented “Ready or Not: Changes on the Ethical Horizon” to the St. Andrews Bay Inns of Court in Panama City, Florida in March 2003.

Spoke on “Ethics for Trial Lawyers” at a Virginia Trial Lawyers Association (VTLA) seminar in Roanoke, Virginia in November 2002.

Discussed “Trust Accounting and Succession Planning for Virginia Lawyers” at an American Liability Protection Society seminar in Grundy, Virginia in September 2002.

Spoke on “Spotting Conflicts of Interest” at the Florida Bar Masters Seminar on Ethics in Boca Raton, Florida in June 2002.

Presented “Hot Topics in Legal Ethics” at the Florida Law Update Seminar, sponsored by Florida Bar General Practice Section, in Boca Raton, Florida in June 2002.

Discussed “Preventing Legal Malpractice Claims and Ethics Complaints in Business Transactions and General Practice” at a risk management conference sponsored by American National Lawyers Insurance Reciprocal in Grundy, Virginia in May 2002.

Spoke on “Ethics for Corporate Counsel” at the Spring Seminar of the Florida Chapter of the American Corporate Counsel Association (ACCA) in Fort Lauderdale, Florida in May 2002.

Presented “Unethical Conduct: Next Stop, Malpractice Liability” to the Kingsport, Tennessee Bar Association in January 2002.

Spoke on “The Ethical Practice of Criminal Defense” to the Virginia College of Criminal Defense Attorneys in Roanoke, Virginia, in October 2001.

Spoke on “The Intersection of Ethics, Professionalism, and Malpractice Liability” at the Florida Bar Masters Seminar on Ethics in Orlando, Florida in June 2001.

Presented “The Top Ten Ethics Issues of the Year” at the Florida Law Update Seminar, sponsored by Florida Bar General Practice Section, in Orlando in June 2001.

Spoke on “Ethical Issues in the Taking and Use of Depositions” at a Jacksonville, Florida continuing legal education seminar in July 2000.

Presented “The Internet and Attorney Ethics” at the annual Amelia Island resort seminar sponsored by the Jacksonville Bar Association in June 2000.

Discussed “Electronic Ethics Issues” at the American Bar Association General Practice Section Spring Meeting in May 2000.

Spoke on “Practical Legal Research and Analysis” at a Jacksonville seminar for paralegals in November 1999.

Presented “Lawyers Online: Do Ethics and Image Mix?” at the Williams Inns of Court in Orlando in October 1999.

Featured luncheon speaker on the topic of “Professionalism in the Information Age” at the annual Amelia Island resort seminar sponsored by the Jacksonville Bar Association in June 1999.

Presented “Recent Ethical Developments” at the “Hot Topics in Commercial Litigation” seminar sponsored by the Florida Bar Business Law Section in April 1999.

Spoke on “Ethics in the Attorney-Client Relationship” and “Substance Abuse in the Practice of Law” at The Florida Bar’s “Practicing With Professionalism” program in November 1998.

Presented “Why Don’t More People Like Us, and What Should We Do About It? Another View of Professional Ethics and Professionalism,” at the Jacksonville Inns of Court in September 1998.

Spoke on “Ethics for Business Litigators” at the 1998 Florida Bar Business Litigation Certification Examination Review Course in Orlando, Florida.

Participated in a panel discussion on “Ethical Considerations in Bankruptcy Practice” at the December 1997 meeting of the Tampa Bay Bankruptcy Bar Association.

Participated in a panel discussion on “The Ethics and Expenses of Undue Influence” at the 1996 Attorney Trust Officer Liaison Conference in Palm Beach, Florida.

Spoke to the 1993 Florida Conference of County Court Judges on “What You Can Do About Attorneys’ Professional Conduct.”

Addressed the 1992 Annual Meeting of the Association of Professional Responsibility Lawyers on the subject of “New and Controversial Advisory Opinions.”

Presented “10 Common Sense Rules to Guide You Through the Ethical Minefields of the 1990s” during a 1991 ethics seminar sponsored by Stetson University College of Law.