

# NORFOLK & PORTSMOUTH BAR ASSOCIATION

## BAR BULLETIN

Volume XXXVII  
Number 2

March –  
April 2012

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Preregistration required  
for all NPBA Events.  
Call 622-3152.

### PRESIDENT'S MESSAGE



**Nathaniel Beaman IV**

January 26, 2012 was a sad day for the City of Norfolk and for the Norfolk and Portsmouth Bar Association. That was the day Frank Crenshaw died. Seven days before, at the Bar Association's monthly meeting, Taylor Reveley, president of William & Mary and former dean of its law school, had spoken eloquently about the concept of the Citizen-Lawyer—a lawyer who will use his or her legal training for the common good. Frank Crenshaw was the epitome of the Citizen-Lawyer.

A past president of the Norfolk and Portsmouth Bar Association and the second recipient of its most prestigious award, the Eggleston/l'Anson Professionalism Award, he was a man of immense integrity, quiet dignity, and sound judgment. First as a maritime lawyer and then as general counsel for the Norfolk Redevelopment and Housing Authority, his legal career spanned some forty-seven years. His legal work was of the highest caliber—nothing less was acceptable—earning him a reputation for excellence. According to his former law partners, he would often quote a motto that came from Newport News Shipbuilding, a motto that he thought was equally applicable to the practice of law: "We build great ships, sometimes at a profit, sometimes at a loss, but always great ships."

When he became general counsel for NRHA in 1954, the Authority was then in the third year of what was known as Redevelopment Project Number 1, the project that is regarded as the beginning of redevelopment in the United States. It ushered in an era of dramatic change for the City of Norfolk. For the next forty years, Frank Crenshaw was the calm, thoughtful advisor, helping guide the Authority's leadership through often challenging times, lobbying the General Assembly to ensure that the Authority's efforts would not be crippled by ill-advised legislation (he helped draft the revisions to the Virginia Housing Authorities Law) and, when necessary, litigating on the Authority's behalf in both the state and federal courts. His only appearance before the United States Supreme Court was on behalf of the Authority, in a case that was hugely important, not only to NRHA and the City of Norfolk, but to municipalities and redevelopment authorities across the country. The Solicitor General, an acquaintance, who had opposed the granting of the writ, considered NRHA's chances slim. But when the opinion was finally published, NRHA had prevailed—and the decision was a unanimous 8-0 (Justice Lewis Powell, who had represented the opposing party in private practice, did not participate). Three years later, in 1986, he was awarded the Distinguished Counsel Award by the National Association of Redevelopment and Housing Authorities—its first recipient.

Frank Crenshaw was first and foremost a lawyer—and a superb one. But that's not the only reason—perhaps not even the primary reason—that he was so greatly admired and respected by his

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### UPCOMING EVENTS

**NPBA Luncheon**  
Thursday, March 15, 2012, 11:45 AM  
Hits at the Park, Harbor Park  
Speaker: George Shanks, President  
Virginia State Bar

**Understanding Federal Pretrial Procedure**  
1 CLE Credit – following NPBA Luncheon  
Faculty: Hon. Raymond A. Jackson  
U.S. District Court, E.D.Va.

**Bench Bar Conference**  
Wednesday, April 11, 2012  
Sheraton Norfolk Waterside Hotel

**Legal Food Frenzy**  
April 2-13, 2012

**Annual Dinner Meeting**  
Tuesday, May 8, 2012  
Norfolk Yacht and Country Club

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### (PRESIDENT'S MESSAGE CONTINUED)

peers and his fellow citizens. What set Frank Crenshaw apart was his strong commitment to public service and his many contributions, over the course of his professional life, to his community and to his profession. To Frank Crenshaw, the practice of law was not a business; it was a calling. And it came with an obligation to serve.

That opportunity first came in 1956, when at the age of 34 he was appointed to the Norfolk School Board. He would serve on the School Board for eight years, three as chairman. The late 1950's were a tumultuous time for the Commonwealth of Virginia and for the City of Norfolk. It was the era of Massive Resistance. In defiance of a federal court order to integrate the public schools, the state had directed that the public schools in Norfolk be closed. Demonstrating the calm demeanor and sound judgment that would characterize him throughout his career, Frank Crenshaw was instrumental in persuading the members of the School Board to obey the court order and to re-open the public schools.

Four years after his tenure on the School Board had ended, the Governor appointed him to the Board of Visitors of Old Dominion University. He would serve eight years on the ODU board, the last three as Rector. It was a period of transition and challenge for the University, and once again those he served were the beneficiaries of his calm, measured, and wise counsel.

But to Frank Crenshaw, public service was not only about service to his community; it was also about service to his profession. He was elected president of the Norfolk and Portsmouth Bar Association in 1967. An active member of the Virginia Bar Association, he served on its Executive Committee not once, but twice. He was a member of the Maritime Law Association, was a Life Fellow of the American Bar Foundation, and was a Fellow of the Virginia Law Foundation. And for seventeen years, he served as a member of the Virginia Board of Bar Examiners—the last seven as president of the Board.

There was one more thing that characterized Frank Crenshaw—and this may have been his most valuable contribution. It was his belief in the importance of being a mentor and a teacher to those young attorneys who would follow in his footsteps and one day assume the mantle of leadership. It is significant that no fewer than six current or former members of his law firm have served as president of the Norfolk and Portsmouth Bar Association, and one has gone on to serve as president of the Virginia State Bar.

Taylor Reveley said that there are four reasons why he believes lawyers have an obligation to be more committed public citizens than most other people. First, the law is a calling, and that aspect of the profession is the most important to our happiness and satisfaction. Second, our society is very dependent upon laws and lawyers. Third, by virtue of our training and experience, we have the ability to get things done. And fourth, we should feel gratitude for what the body politic has given to our profession.

Frank Crenshaw would have agreed.

## 6th Annual Statewide and 21st Annual Norfolk & Portsmouth Bar Association Legal Food Frenzy • April 2-13, 2012

Register online: [www.legalfoodfrenzy.com](http://www.legalfoodfrenzy.com)

For 21 years, the Norfolk & Portsmouth Bar Association (NPBA) has led the local legal community to raise both food and funds for the Foodbank of Southeastern Virginia through the Legal Food Frenzy.

In addition to their ongoing support of hunger relief in our area, the NPBA presented the model for the now statewide Legal Food Frenzy which is celebrating its sixth year. We thank you for your leadership in helping the one in four people that struggle with hunger in our community and challenge you to make this the most successful Frenzy yet!

Any law firm, legal department or law school is welcome to participate in this competition and can register online today at [www.legalfoodfrenzy.com](http://www.legalfoodfrenzy.com). The winners of the Attorney General's Cup and the other statewide awards will be invited to send representatives to a special reception at the Executive Mansion in Richmond for an awards presentation by Attorney General Cuccinelli and Governor McDonnell.

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**MESSAGE FROM THE YOUNG LAWYERS SECTION****By Joshua E. Baker, Chair**

On February 9, 2012, the Young Lawyers Section and other members of the NPBA convened for the latest installment of our award-winning, informal Breakfast with the Bench program. Federal Magistrate Judge Tommy E. Miller shared some wonderful stories and helpful practice advice during our breakfast. On behalf of the YLS, I offer our thanks to Judge Miller for sharing his time with us.

This Spring we are planning our next

ForKids Workday, additional happy hours, our next Breakfast with the Bench and are already planning for the 2012 NPBA-YLS Golf Tournament. I look forward to sharing the details of these events with you in the weeks to come.

**Joshua Baker**

We are always accepting new members onto the YLS Committee. If you are a lawyer under the age of 36 or if you are over the age of 36, but have been practicing for less than 5 years you are a member of the Young Lawyers Section and I invite you to join the Committee. Please feel free to contact me at [jeb@emdomain.com](mailto:jeb@emdomain.com).



# NPBA FOUNDATION NEWS

By **Greg E. Summy** • President, NPBA Foundation  
Greg.summy@nscorp.com • 533-4890

Your Norfolk and Portsmouth Bar Association Foundation is off to a good start in 2012. At this year's NPBA Annual Dinner meeting, the Foundation will award college scholarships to deserving high school students from the region as part of its annual essay and academic competition. In addition, for the first time, the Foundation will award the inaugural Elizabeth Barrett Fitzwater Memorial Scholarship to a 2nd year law student expressing an interest in practicing in South Hampton Roads with an emphasis in the public interest area.



**Greg Summy**

Support for the Foundation is widespread, and a list of our 2011 donors follows. I hope the rest of you will join your fellow members in contributing to the Foundation, whether to the general fund or to the Fitzwater Scholarship Fund. As I said in my email to you earlier this year, we

hope to be able to increase the amount of the Fitzwater Scholarship to make it more meaningful to the 2nd year student.

Should you have any questions about or suggestions for the Foundation, please feel free to contact me.

## 2011 NPBA Foundation Donors

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# MARCH LUNCHEON MEETING

**Thursday, March 15, 2012**  
**Hits at The Park, Harbor Park**  
**11:45 AM**



**George W. Shanks**  
*President, Virginia State Bar*

George W. Shanks, who began practice in Luray thirty-three years ago, after working for Senator Harry F. Byrd Jr., is Virginia State Bar's President for 2011-12.

A native of Delaware, Shanks earned an undergraduate degree from Indiana

University and a law degree from Temple University. He began his legal career at a firm in Winchester before he joined Byrd's staff as a special assistant in 1972. Five years later, he moved to Luray, where he is a partner in the firm Miller, Earle & Shanks PLLC.

Shanks served in the Virginia Army National Guard, 1969-1974, and the Army Reserve from 1974-1975.

Shanks is county attorney and commissioner of accounts for Page County, and a commissioner in chancery in the Twenty-Sixth Judicial Circuit. In 1986, he created the award-winning Law-Related Education Project of the Page County Bar Association. Through this program, attorneys visit classrooms to talk to public school students about the law, and students are taken on a field trip to the U.S. Supreme Court.

He was named Local Bar Leader of the

Year by the VSB in 1990, and has been an active bar volunteer for many years. His service has included professional discipline, substantive law, member support services, and administration of the agency.

He sat on the district committee that hears lawyer disciplinary cases in his region; is on the board of Lawyers Helping Lawyers; served on the board of governors of the General Practice Section; was chair of the Conference of Local Bar Associations and the Senior Lawyers Conference. He also is on the board of directors of Blue Ridge Legal Services. Shanks and his wife, Janice D. Butler, have between them nine children and 11 grandchildren and reside in Warren County.

Please call 622-3152 to register for the March NPBA luncheon.

# BENCH / BAR CONFERENCE 2012

**Wednesday, April 11, 2012**  
**Sheraton Norfolk Waterside**  
**Noon – 6:00 PM**



**William K. Lietzau**  
*Deputy Assistant Secretary of Defense,  
Rule of Law and Detainee Policy*

William Lietzau was appointed Deputy Assistant Secretary of Defense for Detainee Policy in February 2010. The Department's Rule of Law and Humanitarian Policy office has since consolidated under his leadership, as well. In this capacity, he is responsible for developing and coordinating global policy guidance regarding Rule of Law initiatives and the detention of captured enemy forces.

Mr. Lietzau is a retired Marine Corps officer who served primarily as a judge advocate. His most recent assignment was at the White House as Deputy Legal Adviser to the National Security Council where he addressed a variety of legal issues

dealing with subjects such as international criminal law, counter-narcotics, interdictions, piracy, counterterrorism, weapons of mass destruction, non-proliferation, missile defense, foreign assistance, and treaty implementation. Mr. Lietzau was initially trained as an infantry officer in the Marine Corps. His first assignment was with Company G, 2nd Battalion, 3rd Marine Regiment in Kaneohe, Hawaii where he served as a Rifle Platoon Commander, Executive Officer, and Company Commander. As a judge advocate in the Marine Corps, he was stationed in Japan, Germany, and numerous locations within the United States. His criminal law experience includes service as a Prosecutor, Defense Counsel, Military Judge, and Deputy Chief Judge of the Navy-Marine Corps Trial Judiciary. He also served as a Special Assistant U.S. Attorney and headed the Navy and Marine Corps' Appellate Government practice. As a legal adviser, he served as Staff Judge Advocate to United States European Command, Chief of the Law of War Branch for the Department of the Navy's International Law Division, Deputy Legal Adviser to the Chairman of the Joint Chiefs of Staff, and Special Adviser to the General Counsel in the Office of the Secretary of Defense. As a

Lieutenant Colonel, he commanded 1st Recruit Training Battalion in San Diego, and as a Colonel, he commanded the Marine Corps installation at Henderson Hall. Mr. Lietzau also has served on several United States delegations in multilateral treaty negotiations including those adopting the Terrorist Bombing Convention, the Ottawa Convention banning anti-personnel landmines, the Second Protocol to the Hague Cultural Property Convention and the Rome Statute for the International Criminal Court. He led the United States negotiating team responsible for defining war crimes for the International Criminal Court. He has also taught international law as an adjunct professor in Georgetown University Law Center's Master of Laws program and published several articles on international, criminal and constitutional law subjects.

Mr. Lietzau earned his B.S. in Political Science from the United States Naval Academy and his J.D. from Yale University. He also holds an LL.M. from the Judge Advocate General's School, U.S. Army and an M.S. in National Security Law from the National War College. He is a member in good standing of the State Bar of Connecticut.

## FIRM ANNOUNCEMENTS

The law firm of **Christie, Kantor, Griffin, Smith, Shepherd & Chiusano, P.C.** is pleased to announce that **George A. Christie** and **Barry Kantor** were again selected for inclusion in *The Best Lawyers in America* 2012 in the category of Family Law. Both attorneys were also named to Virginia Super Lawyers in Family Law practice.

**John M. Cooper** and **James G. Hurley, Jr.** announce their new personal injury law firm, **Cooper Hurley**, in Norfolk. Jim Hurley has most recently been practicing as the Hurley Law Firm. John Cooper was previously with Shapiro, Cooper, Lewis & Appleton, P.C. Mr. Cooper is a District Governor for the Virginia Trial Lawyers Association, the statewide plaintiffs' bar, and serves as Chair of the FELA Litigation Group for the American Association for Justice.

The law firm of **McKenry, Dancigers, Dawson & Lake P.C.** is pleased to announce that **Tina C. Babcock** has become a Shareholder with the firm. Tina will continue to lead the Subrogation Department of the firm and continue her Civil Litigation practice. Tina was admitted to the Virginia Bar in 2000. She received her bachelor's degree from the University of New Mexico and her Juris Doctorate from Regent University School of Law.

The firm of **Price, Perkins, Larkin & Donnelly** would like to announce that Brian Donnelly has withdrawn from the firm and Wayne Price, Larry Perkins and Jerry Larkin will continue to practice as **Price Perkins Larkin** with new offices at 780 Lynnhaven Parkway, Windwood Centre, Suite 450, Virginia Beach, VA 23452, 486-7661.

**Troutman Sanders LLP** is pleased to announce that **David H. Sump** has been elected partner. Sump joined the firm in 2008 and is a member of the Maritime Law & Government Contracts practice group. He was a partner at Crenshaw, Ware & Martin, PLC from 1997 – 2008. Sump served for fourteen years as a commissioned officer and law specialist in the United States Coast Guard, eventually reaching the rank of Lieutenant Commander. Sump has represented a variety of maritime clients in civilian practice, concentrating in the area of prosecution and defense of various property damage claims, vessel collision and grounding claims, marine personal

injury and wrongful death claims, as well as issues involving maritime construction and marine contracts. He is acknowledged as one of the area's leading attorneys in marine pollution and riparian rights. He also has experience in state and federal procurement claims and protests. He is a member of the Southeastern Admiralty Law Institute and the Maritime Law Association of the United States. From 2010-13, he is Secretary of the Maritime Law Association Committee on Regulation of Vessel Operations, Safety, Security and Navigation. Sump graduated from the U.S. Coast Guard Academy in 1979 with a B.S. in Government, earned an MBA in Finance from Cleveland State University in 1985 and a J.D. from the College of William and Mary School of Law in 1988.

**Michael P. Giordano** joined **Vandeventer Black's** Norfolk office. His practice includes a wide range of legal specialties with a primary focus on construction law, public contracts, general litigation, environmental law and renewable energy. He earned his B.A. in political science at Virginia Tech, and his J.D. at the University of Richmond School of Law. He served as an articles and comments editor for the University of Richmond Law Review, and completed a judicial externship for M. Hannah Lauck, U.S. Magistrate Judge, U.S. District Court for the Eastern District of Virginia. While at Virginia Tech, he was a member of the Corps of Cadets where he served as company commander. Upon graduation, he received a commission in the U.S. Navy. Prior to his legal career, he served as a surface warfare officer from 2004–2008. During this time he completed two sea tours, including a tour on the USS Cole. He completed active duty at the rank of lieutenant.

**Willcox & Savage** is proud to announce the election of three new partners. **Eric D. Cook** practices in the Asbestos Defense Litigation practice group. He tries cases on behalf of *Fortune 100* companies faced with toxic torts, products liability and general defense litigation around the country. Eric graduated from the College of William and Mary School of Law in 2004 and received his B.S. from New York College at Oneonta in 2000. Eric served in the Marines from 1993-1999. **Matthew M. Dudley** practices in the Commercial Real Estate practice

(Continued on page 7)

Effective January 1, 2012,  
the law firm of  
**RABINOWITZ, SWARTZ, TALIAFERRO,  
SWARTZ & GOODOVE, P.C.**  
will be practicing as

**SWARTZ, TALIAFERRO,  
SWARTZ & GOODOVE, P.C.**

and has relocated to  
220 West Freemason Street  
Norfolk, Virginia 23510

The telephone number  
has changed to  
(757) 275-5000  
and the facsimile number remains  
(757) 626-1003



**RALPH RABINOWITZ, ESQ.**  
will be practicing as

**RALPH RABINOWITZ,  
ATTORNEY AT LAW, P.L.L.C.**

and his office will remain in the  
Town Point Center Building  
150 Boush Street, Suite 204  
Norfolk, Virginia 23510

Ralph Rabinowitz's  
telephone number remains  
(757) 622-3931

his facsimile number is  
(757) 622-2194

and his email is  
RRAB@RRABLAW.com

(Firm Announcement continued)

group. He provides legal counsel to real estate owners and developers, and general businesses with commercial real estate needs. He has extensive experience negotiating commercial real estate leases all around the country, and he has represented a variety of entities, including emerging companies and international, multi-billion dollar businesses. Matt graduated from the University Of Virginia School Of Law in 2004 and received his B.S. from Brigham Young University in 2001. **Joseph P. Moriarty** practices in the Catastrophic Loss and Tort Defense practice group. He focuses on trucking and transportation, products liability, premises liability, intentional torts, insurance coverage and professional liability cases. He is an active member of the Defense Research Institute and has served on their Trucking Law Committee for several years. Prior to joining the firm, he was a Law Clerk for Norfolk Circuit Court. Joe graduated from George Mason University School of Law in 2004 and received his B.S. from Christopher Newport University in 2001.

**Willcox & Savage** is pleased to welcome **Christopher A. Abel** to the firm as a partner in the Norfolk office. He was previously with Troutman Sanders. Chris represents

maritime clients in a wide variety of matters, including admiralty and maritime law, maritime insurance defense and subrogation, and employment law. Chris will be leading the firm's maritime practice. He also advises and represents employers in a variety of industries around the country who face employment law challenges. Prior to entering private law practice, Chris served for sixteen years as a commissioned officer and law specialist in the United States Coast Guard, reaching the rank of Commander. He also served an extended tour with the U.S. Navy's Judge Advocate General Corps and later served as the principal assistant legal officer for the Coast Guard's Mid-Atlantic region. Chris has been recognized in the *Best Lawyers in America* in Maritime and Admiralty Law, and has been acknowledged as one of *Virginia's Legal Elite*. He was also named a *Virginia Super Lawyer* in the area of Transportation and Maritime Law. Chris teaches courses in Admiralty and Employment Law at the College of William and Mary, where he has been named the 2011-2012 St. George Tucker Adjunct Professor of Law. He received his J.D. from the College of William and Mary, a M.A. from Old Dominion University and a B.S. from the U.S. Coast Guard Academy.

## Norfolk Circuit Court

### Portrait Presentation

On **Friday, March 16, 2012**, the Norfolk and Portsmouth Bar Association will present to the Norfolk Circuit Court the portrait of **Judge Jerome James**.

You are invited to attend this ceremony, which will commence at **3:00 p.m. in Courtroom Number 1** of this Court.

• • •

For docket purposes, please mark your calendars and notify your staff members of the following for Norfolk Circuit Court:

**Wednesday, April 11, 2012**

Bench Bar Conference  
(Noon – 4:00 p.m.)

No jury trials (jury trials scheduled before February 8, 2012 may remain on docket) Court will hear guilty pleas, uncontested divorces, and general motions.

• • • • •

### OFFICE SPACE AVAILABLE

Law firm in Dominion Tower (999 Waterside Drive, Suite 1313) offering sublease opportunities for one to six attorneys. Six offices overlooking Elizabeth River; three interior offices; four staff workstations; two shared conference rooms; shared lobby; shared kitchen; file room. Norfolk Law Library on same floor. Sublease terms negotiable. Available February 1, 2012. Call 961-5400.

# IMMIGRATION

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Our Immigration Law Group regularly handles the full range of immigration services – from visas and green cards to citizenship and deportation defense in immigration court.

We understand the immigration consequences of criminal convictions. In addition to providing consultation services, we welcome referrals and co-counsel relationships.



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Mara S. Mijal  
Trey R. Kelleter

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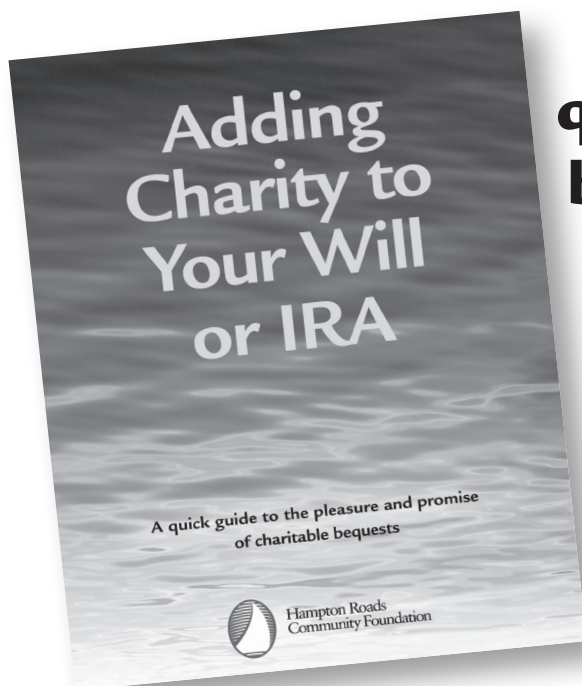
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