



Yes Savanna, continued from page 1

Just last month, the world celebrated the 60th anniversary of the liberation of Auschwitz. Not everyone remembers, but when Adolph Hitler invaded Poland, the first thing he did was round up all of the lawyers and have them executed. Why? Because whenever anyone seeks to abuse power and take advantage of those who are weaker, the only thing standing in their way is the rule of law. Without lawyers, citizens' rights cannot be defended, the rich and powerful cannot be made to toe the line or treat all with dignity, respect and justice.

The very foundation of our country, the most fundamental principle that makes all free countries great, is the rule of law: the simple principle that a country is governed by laws and not men; that our leaders in government and industry must comply with the written law that requires all people be treated fairly and justly regardless of their religion, race, gender or financial ability. Lawyers are the guardians of this most sacred tenant of our society.

So, yes Savanna, I am proud to be a lawyer and I am not afraid to ask everyone, when the lawyers are under attack, to take a moment to examine the true motive of the attack. When you are told that medical malpractice lawsuits are the cause of the high costs of medical care, take a moment to look at the facts and don't just listen to the canned quotes.

When you are told that product liability lawsuits make products unaffordable, examine who benefits and who is hurt by limitations on your right to sue for injury and death when a product is unreasonably dangerous or defective. Look at the wealth of the industry seeking the limitations and ask yourself again who really stands to lose the most if this propaganda is believed.

We at Kinerk, Beal, Schmidt, Dyer & Sethi are proud of our profession, and we are privileged to protect your rights within the greatest legal system ever conceived by man. We hope that this newsletter will serve to properly inform you so that you will not be misled into giving away any of these valuable rights.

—Ted Schmidt

KBSDS Fellowship Program has first "fellow."

Jessica Feingold, a recent graduate of the University of Arizona College of Law, has joined our firm as a KBSDS "Fellow." Our Fellowship Program provides funding for extraordinary individuals who have, even early in their career, exhibited a clear understanding of the rights of individuals within a context of broader legal issues.

Congratulations!

DEV SETHI was honored by the University of Arizona Alumni Association and the University of Arizona James E. Rogers College of Law when he was named the 2004 Outstanding Young Alumni. This honor recognizes Dev's continued involvement with and contributions to the Law College, including his work as an Adjunct Professor.



Dev Sethi

JIM DYER was recently named to the State Bar of Arizona's Committee on Character and Fitness which screens new applicants for admission to the profession. He was also recently chosen to serve as President-elect of the Pima County Bar Association and President of the Pima County chapter of the American Board of Trial Advocates.



Jim Dyer

TED SCHMIDT will be honored at the 31st Annual Law College Association Appreciation Dinner where he will be presented with the prestigious Arizona Alumni Association's Sydney S. Woods Alumni Service Award which recognizes Ted's career-long dedication to and support of the University of Arizona.



Ted Schmidt

Why you should keep a camera in your car.

You should always keep a disposable camera in your glove box. You will be surprised at the many occasions that you will have an opportunity to use this camera to preserve evidence that may help you, or others.

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Retiring ref, continued from page 3



"It was so close that you couldn't tell definitively, even on TV replays," Beal recalls. "But I saw him penetrate the goal line – it's four inches wide, you know – and I raised my arms. Touchdown!"

"Once we called 'touchdown!', the USC fans let loose with thousands of frisbees (seat cushions), and I was pelted," Beal said, laughing. "The field was littered. I bent over and started cleaning up, but our crew chief, Gordon Riese, said, 'Let's do the game; there's 52 seconds left. The stadium officials can clean it up.'"

Beal spent 30 years in harm's way, 22 players going 22 directions in a confined space, but was knocked down just three times. His most damaging injury? A set of black eyes and a little blood when hit by a USC linebacker's helmet in a 1997 USC-Wazzu game.

"By the time they stopped the bleeding and I got back in the game, I had missed seven plays," Beal said. "That's it over 30 years. Seven plays."

A college football official's workload can be burdensome... and...if you are a trial lawyer, as is Beal, free time is only a rumor. His life is further complicated because he and his wife Kelly have 9-year-old twins, Madison and Tyler. Beal also has three adult children.

"The sacrifice my wife and children have made is phenomenal, but that's all going to change now," he said. "I chose not to pursue a career in the NFL; the demands on my time were already great enough.

"Next year, for the first time in 30 years, we'll be able to go to Arizona Stadium as a family and be football fans. Until now, I've only been able to be a Wildcat during basketball season.

Keep a camera in your car, continued from page 2

If you're in a motor vehicle accident, or if you witness one, take your camera out and take the entire roll of film. Photograph the vehicles directly toward the side of the vehicle, the front of the vehicle, or the back of the vehicle (not at an angle). Be sure to take several distance photographs of the scene of the accident from various angles. If possible, you should also photograph injuries.

You will be amazed at how important these photographs will be in your case, or to help some other unfortunate accident victim.

Sometimes products malfunction – a tire may blow out, for instance. Preserve the evidence! You need to preserve every piece of the tire that you can find until it can be inspected by experts. If the car is totaled, you need to make arrangements to keep the damaged vehicle in storage until it can be examined by experts.

The same goes for any product that you feel is defective. In order to prove your case, you must preserve the defective product, and all of its pieces or parts.

—Jim Dyer

WE'VE MOVED!

KBSDS is thoroughly enjoying its new offices at The Cambric Corporate Center, in the southwest quadrant of River Road and Campbell. We welcome your visit. Stop by. Anytime.

