



# The K.A.C.M. Docket

Volume 39

December 6, 2004

### KACM Board of Directors

#### President

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Pittsburg

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Janeice Rawles, Edgerton

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## The Presidents Corner

by Sheri Adams

First let me thank you for the honor of being the President of KACM. I would also again like to thank all that assisted with the Fall Conference (it takes everyone working together to accomplish this task). After reading all of the evaluations it looks like the conference was enjoyed by most, with the Orchestra from Salina being the biggest hit. Trying to educate, feed and entertain over 100 people is never easy.

There has been discussion about who should attend the Board Meetings. The Bylaws require the President, Vice President, Secretary, Treasurer, Sgt. at Arms, Trustees, and Alternate trustees (who have no voting rights). Article V, section 1 covers committees and informs us that the President or the Board of Directors may invite the Committee Chairpersons to attend the Board meetings. As this was a question that has been brought up, I, as President would like to invite the Committee Chairpersons to attend the Board Meetings because I feel it is very important to the Board Meetings to run as efficiently as possible. There is information that the Committee Chairpersons need to provide the Board and that the Board needs to provide the Committee Chairpersons. I would not think of requiring the Committee Chairpersons to attend the Board Meetings. If the Committee Chairpersons are unable to attend they could simply contact a Board Member and pass on any information that the Board may need. Question, concerns, comments could then be brought up at the Board Meeting by the Board member that they have given that information to. As a New Member you should have received a copy of the Bylaws and a copy of the K.A.C.M. Officer and Committee Responsibilities. This shows the responsibilities of all of the K.A.C.M. Officers and Committees. If

you do not have either of these, please contact a Board Member as we want everyone to have a copies of both the K.A.C.M. Bylaws, Officer and Committee Responsibilities so that everyone has a better understanding of how this organization works.

We still need volunteers to assist the Committee persons. Below I have listed the Committees and their Chairpersons, please help us to make each and every conference the best that we can by volunteering to help

Ambassador Committee: Debra Metzger, Chairman (Lyons)  
Phone 620-257-2320, E-Mail [dmetzger@lyons.org](mailto:dmetzger@lyons.org).

Courtesy Committee: Linda Jones, Chairman (Osage City)  
Phone 785-528-3714, E-Mail [lcjones@osagecity.com](mailto:lcjones@osagecity.com).

Education Committee: Bettina Jamerson, Chairman (Prairie Village)  
Phone 913-385-4680, E-Mail [bjamerson@pvkansas.com](mailto:bjamerson@pvkansas.com).

Historian Committee: Traci Myracle, Chairman (Bashor)  
Phone 913-724-1370 ext 30, E-Mail [msmyracle@myway.com](mailto:msmyracle@myway.com).

Hospitality Committee: Janeice Rawles, Chairman (Edgerton)  
Phone 913-893-6231, E-Mail [edger-tonkscourt@yahoo.com](mailto:edger-tonkscourt@yahoo.com).

Legislative Committee: Amy Raprager, Chairman (Newton)  
Phone 316-284-6056, E-Mail [arapragr@newtonkansas.com](mailto:arapragr@newtonkansas.com).

Membership Committee: Rod Edmondson, Chairman (Baxter Springs)  
Phone 620-856-3825, E-Mail [rod\\_edmondson@earthlink.net](mailto:rod_edmondson@earthlink.net)

Manuel Committee: Toni Rogers, Chairman (Hayesville)  
Phone 316-529-5920, E-Mail [trogers@hayesville-ks.com](mailto:trogers@hayesville-ks.com).

Newsletter Committee: Cindy McRae, Chairman (Leoti)  
Phone 620-379-4402, E-Mail [lexus@wbsnet.org](mailto:lexus@wbsnet.org).

Promotions Committee: Karen Kuffler, Chairman (Parsons)  
Phone 620-421-7068, E-Mail [courtclerk@parsonsk.com](mailto:courtclerk@parsonsk.com).

Polly Mains Scholarship Committee: Candy Westhoff, Chairman (Girard)  
Phone 620-724-6219, E-Mail [candykan-](mailto:candykan-)

# LEGISLATIVE UPDATES

The following information was obtained from KMJA's publication "The Verdict"

## WHEN AN OFFICER PURSUES A DUI OFFENDER FROM THE OFFICER'S CITY TO ANOTHER CITY WITHIN KANSAS, THE TWO CITIES HAVE CONCURRENT JURISDICTION

Officer Black of the Overland Park Police Department obtained a speed reading on Matthew Zabel's vehicle of 74 in a 60 miles per hour zone in the City of Overland Park. He pursued the vehicle and by the time he got it stopped they were actually in the city of Merriam. After the stop the officer became suspicious that Zabel was DUI. Zabel was arrested and taken from Merriam to the Overland Park Police Department for a breath test, which he failed. There was never any request for assistance made to the Merriam Police Department. Defendant argues that Overland Park Municipal Court had no jurisdiction over his case because the officer had no authority to arrest Zabel in Merriam and return him to Overland Park.

The Kansas Court of Appeals disagreed. In *City of Overland Park v. Zabel*, \_\_\_ Kan.App.2d \_\_\_ (August 13, 2004), the Court held that the officer was in "fresh pursuit" for a violation within the city limits of Overland Park and he was within his authority to arrest the defendant in Merriam without the assistance of a Merriam officer. Both Overland Park and Merriam have concurrent jurisdiction for the violation. Although there are specific statutory rules when an officer crosses state lines in fresh pursuit, there are no restrictions when an officer simply goes from city to city or county to county within the state of Kansas.

## DUI OFFENDER CAN BE CONVICTED OF 2ND DEGREE MURDER

Within a 2-3 hour period, John Doub left a party where he consumed at least 6 beers, struck two parked vehicles and left the scene because of his concern that he had been drinking, consumed additional alcohol and cocaine, and then ran into and over a Cadillac in which 9 year old Jamika Smith was a passenger. He left the scene and 15 hours after the collision Jamika died as a result of blunt traumatic injuries caused by the collision. He was charged with 2nd degree depraved heart murder and the lesser included offense of involuntary manslaughter and vehicular homicide, involuntary manslaughter while DUI with a lesser included offense of DUI, and leaving the scene of an injury accident.

Never before in Kansas had the issue of whether or not 2nd degree murder could be applied in a vehicle collision been addressed by the Court, so *State v. Doub*, \_\_\_ Kan.App.2d \_\_\_ (August 6, 2004) was a matter of first impression. In deciding the case, the Kansas Court of Appeals reached back to 1762 British common law. It found that under the case law from around the country, depraved heart murder could be attributed to a vehicular collision if the facts indicate an extreme indifference to human life. The Court had no trouble finding such indifference in this case and therefore, the conviction for second degree murder was affirmed.

## A DEFICIENT BREATH SAMPLE CANNOT BE ADMITTED AS "OTHER COMPETENT EVIDENCE" IN THE PROSECUTION OF A DUI

Curtis Hermann was arrested for DUI. He submitted to a breath test which resulted in a reading of .119, "insufficient sample." Defendant argues that the .119 should not be admitted because it is not competent evidence of DUI. K.S.A. §8-1567(a)(1) states:

*No person shall operate or attempt to operate any vehicle within this state while (1) the alcohol concentration in the person's blood or breath as shown by any competent evidence, including other competent evidence as defined in paragraph (1) of subsection (f) of K.S.A. §8-1013, and amendments thereto, is .08 or more; K.S.A. §8-1013(f) defines "other competent evidence" as (1) Alcohol concentration tests obtained from samples taken two hours or more after the operation or attempted operation of a vehicle; and (2) Readings obtained from a partial alcohol concentration test on a breath testing machine."*

The Court of Appeals agreed with the defendant and found in *State v. Herrman*, \_\_\_ Kan.App. 2d \_\_\_ (May 24, 2004) that since the DUI statute **only** references subsection 1 of K.S.A. §8-1013 as "competent evidence", subsection 2 is not considered "competent evidence" for purposes of a DUI conviction.

The Court examined legislative history of the statute and quoted from a memorandum prepared by the Kansas Department of Revenue specifically asking that the DUI law only reference subsection 1 as "competent evidence" to avoid any problems with an insufficient sample still be considered acceptable for driver's license suspension purposes.

As the Court stated, a refusal to take a breath test results in two actions by the State. First, the person's driver's license is temporarily suspended. Second, the fact of the refusal can be used against the person in a subsequent DUI trial. In its testimony before the Legislature, the Department made it clear that it wanted to be able to continue to count a deficient sample as a refusal, an action which had already been supported by the court in *Call v. Kansas Dept. of Revenue*, 17 Kan.App.2d 79, rev. denied, 251 Kan. 937 (1992). If a deficient sample could be used as evidence of the DUI, the Department would be hard pressed to then turn around and call a deficient sample a refusal. If it turned out to be a deficient sample with a reading of less than .08, the State would not be able to suspend the offender's driver's license.

The Court excluded the evidence and found that deficient breath samples and partial alcohol concentration tests are not admissible in a per se .08 case (K.S.A. §8-1567(a)(1)).

**KMJA Editor's note:** Case was decided in May, but not published until October 1, 2004

# LEGISLATIVE UPDATES

The following information was obtained from KMJA's publication "The Verdict"

## ELIMINATION OF THE 5 YEAR DECAY PROVISION FOR DUI DOES NOT VIOLATE RIGHTS OF THOSE WITH PRIORS BEFORE THE NEW LAW WENT INTO EFFECT

In July, 2001 the Kansas Legislature eliminated the 5 year decay provision from the DUI law (K.S.A. §8-1567). Phillip Sedillos was granted a DUI diversion in 1996 and was convicted of a DUI in 1997. He argues that the DUI he received in February 2003 should not be a felony because he entered his prior diversion and plea under the belief that they would decay after 5 years. To now change the law and apply it retroactively to count his two priors, he argued, is a violation of his constitutional rights. Had he known there was no 5 year decay, he may have exercised his right to a trial rather than enter diversion or plead

The Court of Appeals disagreed. In *State v. Sedillos*, \_\_\_ Kan. App. 2d \_\_\_ (October 8, 2004), the Court found that since the change in the law did not effect the punishment for his prior convictions there was no constitutional violation. At the time of the February 2003 arrest, the penalties were clear. The legislature can choose at any time to alter the manner in which it punishes an offense occurring after the amendment date.

## PROSECUTION MAY WITHDRAW FROM PLEA AGREEMENT WHEN DEFENDANT HAS SUCCESSFULLY CHALLENGED THE SEVERITY OF THE AGREED UPON SENTENCE

Defendant reached a plea agreement to plead to one felony charge. The prosecution dismissed several other felony charges. In addition, the prosecution agreed to recommend a downward departure in the sentence for a total sentence of 48 months. The defendant entered the plea, but then challenged whether or not 48 months was an illegal sentence for the crime charged. It turns out the defendant was right based on a new case that had just been decided and the sentence was illegally high. Therefore, the issue was presented as to whether or not the prosecution could withdraw from the plea bargain.

In *State v. Boley*, \_\_\_ Kan.App.2d \_\_\_ (August 20, 2004), the Kansas Court of Appeals held that in this situation the prosecution may, at its discretion, withdraw the plea agreement or choose to perform under the plea agreement as modified. In addition, if the prosecution chooses to withdraw from the plea agreement, double jeopardy is not an impediment to refiling the dismissed charges from the original complaint.

## IF DEFENDANT IS NOT ALLOWED TO SPEAK WITH ATTORNEY AFTER BLOOD TEST FOR DUI, THE RESULTS OF THE TEST WILL BE EXCLUDED

Leroy Wipf was arrested for DUI in Dodge City. He refused the requested breath test. The officer transported him to the detention center. At the detention center, the officer read Wipf the implied consent advisory, he again refused the breath test, but requested a blood test. The officer told Wipf that he could get a blood test after the breath test. Wipf still refused and insisted on a blood test. The officer transported Wipf to the hospital and a blood test was obtained.

On the way back to the detention center, Wipf asked to speak with his attorney. The officer told him that the jailers would allow him to call once they got back to the detention center. The officer turned Wipf over to the jailers. He refused to sign any paperwork at the jail because "he wanted to speak with his attorney." He was very uncooperative and disruptive. The jailers would not allow him to use the phone. He was released approximately 3 hours later.

In *City of Dodge City v. Wipf*, \_\_\_ Kan.App.2d \_\_\_ (July 30, 2004), the Kansas Court of Appeals held that the blood test results were not admissible against Wipf due to the denial of his statutory right to speak with an attorney after testing.

K.S.A. §8-1001(f)(I) states that "after the completion of testing, the person has the right to consult with an attorney and may secure additional testing, which, if desired, should be done as soon as possible and is customarily available from medical care facilities and physicians." Although Wipf initially refused any test, he later withdrew his blanket consent and consented to a blood test. Even though the statute states that the selection of which test shall be made by the officer, in this case, the officer acquiesced in and facilitated the administration of the blood test. Although Wipf paid for the test, (giving credence to the City's argument that Wipf refused the breath test, and the blood test was merely his "additional testing") he was in custody and handcuffed the entire time. The Court viewed it as an appropriate rescission of his refusal pursuant to *Standish v. Department of Revenue*, 235 Kan. 900 (1984) rather than an "additional test" at his request. After testing, Wipf had a statutory right to consult with an attorney and he was denied that right. The remedy is suppression.

**KMJA Editor's note:** Case was decided in July, but not published until October 15, 2004.

*KANSAS ASSOCIATION FOR COURT MANAGEMENT  
ANNUAL BUSINESS MEETING  
September 16, 2004*

The K.A.C.M. annual business meeting was held Thursday, September 16, 2004 at Holiday Inn, Salina, Kansas. President Janet Mitchell (Overland Park) called the meeting to order. Roll call was taken and the following officers and board members were present: President Janet Mitchell (Overland Park), Vice President Sherri Adams (Pittsburg), Secretary Bettina Jamerson (Prairie Village), Treasurer Jane Eilers (Salina), Sgt. at Arms Rod Edmondson (Baxter Springs), Board of Trustees, Jerry Lovett-Sperling (Lindsborg), Theresa Durler (Dodge City), Dee Heath (Benton), Rick Voisin (Towanda), Jeannine Hoheisel (Hesston), Mary Mogle (Basehor) and Alternate Trustee Barb McGuire (Mount Hope).

**MEMBERS PRESENT:** Sherri Adams (Pittsburg), Marsha Adkinson (Eudora), Polly Allenbach (Attica), Merry Baxter (Rose Hill), Karen Bailey (Goddard), Amberley Bard (Mission), Cindy Broeckelman (Lakin), Debbie Budig (Hill City), Kay Burger (Belleville), Dawn Burkes (Oxford), Susan Campbell (Arkansas City), Mark Chop (Kansas City), Diane Clay (Ft. Scott), Nioma Cook (El Dorado), Linda Craddock (Augusta), Tammy Davis (Augusta), Pat Deavours (Blue Rapids), Adela Diaz (Prairie Village), Theresa Durler (Dodge City), Rodney Edmondson (Baxter Springs), Jane Eilers (Salina), Linda Engel (Oakley), Suzanne Evinger (Baldwin City), Janell Fincham (Topeka), Carol Gatlin-Willey (Osawatomie), Anita Goertzen (Goessel), Peggy Graber (Kingman), Amy Hankins (Gardner), Dee Heath (Benton), Kathy Hernandez (Edwardsville), Glenda Herring (Prairie Village), Jeannine Hoheisel (Hesston), Karla Hubbard (Weir), Gina Huddleston (Topeka), Edith Hulett (Beloit), Mindy Gehlen (Overland Park), Cindy Hiebert (North Newton), Barbara Hunter (Prairie Village), Barbara Hyman (Beloit), Barb Inselman (Lenexa), Bettina Jamerson (Prairie Village), Jo Johnson (Clearwater), Kimberley Jones (Enterprise), Beth Kershner (Scott City), Corene Ketzner (Colwich), Denise Kilwein (OJA), Doris Kohn (Dodge City), Nanette Krumsick (Frontenac), Karen Kuffler (Parsons), Brenda Landis (Salina), Michele Mainey (Topeka), Mary Marshall (Salina), Tootie McAdow (Halstead), Melinda McBee (Council Grove), Barb McGuire (Mt. Hope), Carol McLeod (Oswego), Debra Metzger (Lyons), Margie Mickelson (Ellis), Mary Milam (Goddard), Janet Mitchell (Overland Park), Evelyn Mize (Cheney), Mary Mogle (Basehor), Peggy Nichols (Baldwin City), Kaylene Nickelson (Wakeeney), Tracey O'Brien (Salina), Kathy Peterson (Lindsborg), Debbie Pickell (Gardner), Debbie Plew (Mulvane), Dee A. Poe (Topeka), Tina Postier (McPherson), Joy Purks (Bel Aire), Carla Rains (Wellington), Janiece Rawles (Edgerton), Jessica Regalado (Eudora), Sandi Reitcheck (Hoxie), Colette Rheinheimer (Ulysses), Elizabeth Ridings (Galena), Toni Rogers (Haysville), Connie Sams (Ottawa), Jerry Lovett-Sperling (Lindsborg), Amy Spitler (Hutchison), Louise Stuhlsatz (Garden Plain), Evelyn Thomas (Topeka), Leah Thomas (Ottawa), Kathy Tisdale (Arkansas City), Kim Tyson (Burlingame), Rick Voisin (Towanda), Jeanette Ward (Hiawatha), Candy Westhoff (Girard), Patty Wolf (Hays), and Brenda Wright (Sedgwick).

**Associate Members Present:**  
Doris Schoeck (Emporia)

Additions to Agenda: None,

#### MINUTES AND TREASURER REPORT

The minutes of the July 16, 2004 Board of Director's Meeting were printed in the July 29, 2004 newsletter and presented for approval. Jerry Lovett-Sperling (Lindsborg) made a motion to approve the minutes. Jeannine Hoheisel (Hesston) seconded the motion. No discussion. Motion carried.

Treasurer Jane Eilers (Salina) presented the treasurer's report. The checking account balance is \$20,333.68 as of September 16, 2004.

#### CORRESPONDENCE

Judge Arnold-Burger (Overland Park) had surgery. Jerry Lovett-Sperling (Lindsborg) said thank you for the flowers that were sent at the passing of her father-in-law. Janet Mitchell (Overland Park) had received correspondence from Jennifer at the Manhattan Holiday Inn to consider them for future conferences.

#### COMMITTEE REPORTS

**Ambassador** – Debra Metzger (Lyons). Debra welcomed the new people at the conference and explained the colored dot on the nametags refers to the region of the state you are from.

**Courtesy** – Linda Jones (Osage City). None

**Education** – Sherri Adams (Pittsburg). None

**Hospitality** – Janiece Rawles (Edgerton). The hospitality suite is open and re-supplied.

**Legislative** – Amy Raprager (Newton). Updates were published in the July 29, 2004 newsletter. Highlights were the Misdemeanor Theft limit raised from \$500 to \$1000; Theft of Services; Unlawful Hosting; Littering removed from UPOC; and Duty to Report Accident doesn't kick in until at least \$1000 damage.

**Membership** – Rod Edmondson (Baxter Springs). Forty-three new people (not KACM members) attended the Spring Conference. Twenty of those joined KACM and five new cities. Mailing labels should now come out with the date of when your membership is paid through.

**Newsletter** – Cindy McRae (Leoti). None

**Promo/Sales** – Dee Heath (Benton). Dee encouraged everyone to check out the sales table. There are new items. Dee resigned her position as chair of the Promo/Sales committee. Joy Purks (Bel Aire) asked why Dee was not re-appointed to the Board. Janet Mitchell (Overland Park) referred the question to Jerry Lovett-Sperling (Lindsborg). Jerry advised that the nominating committee took the names that were recommended and came up with the slate of officers. Jerry also advised that nominations can come from the floor.

**Scholarship Committee** – Candy Westhoff (Girard) reported that no scholarships were awarded this year, but two applications had been received. One of those was actually for the Spring Conference. The other applicant was unable to attend. The current balance in the scholarship fund is \$580. She encouraged everyone to bid on the Silent Auction items and participate in the \$1 Chance tickets.

**Manual Committee** – Toni Rogers (Haysville) reported that a new manual will be mailed out by Denise Kilwein of OJA in the next six weeks.

**Past President Committee** – Jerry Lovett-Sperling (Lindsborg) asked the past presidents to stand and be recognized so that everyone would know who they are.

**Historian** – Traci Myracle (Basehor), new chair, was unable to be at the conference. Doris Schoeck (Emporia) will be taking pictures at this conference. Doris advised that the association is 18 years old and she has eight history books. Rose Coleman was the first KACM President.

**OLD BUSINESS**

Proposed By-law Amendment Article 10, Section 9, "Elections/Past Presidents".

Jeannine Hoheisel (Hesston) made a motion of correction to the motion made at the Annual Business Meeting September 18, 2003 with the correction to read, Article 5, Section 9 of the by-laws, not Article 10, Section 9. Mary Baxter (Rose Hill) seconded the motion. No discussion. Motion carried.

Breaks for Spring Conference – Jane Eilers. OJA is no longer going to host a Wednesday night function before the conference, they will put that money towards the breaks. Jane Eilers (Salina) made a motion that KACM sponsor the hospitality suite and drinks at the Spring Conference up to \$500.00. Nanette Krumsick (Frontenac) seconded the motion. Discussion – Janeice Rawles (Edgerton) advised that more help is needed with the hospitality room. Need more people to sign up for the Hospitality Committee. Motion carried.

2005 Conference Location – The following cities were looked at and called by Board members – Pratt, Hays, Hutchison, Great Bend, Liberal, and Goodland. The only cities that had the facilities to accommodate our conference were Hays, Hutchison and Great Bend. There was discussion about the three cities and a vote was taken with Hutchison receiving the most votes. The State Fair will be taking place the third week in September, so it was decided to look at the second or fourth week of September for the fall conference.

Lunch – Meeting was put on hold while we had lunch.

Meeting resumed after lunch.

**NEW BUSINESS**

Presentation of Slate of Officers -

Jerry Lovett-Sperling (Lindsborg) read the slate of officers for 2004-2005 as presented by the Past President's Committee: President - Sherri Adams (Pittsburg), Vice President - Bettina Jamerson (Prairie Village), Secretary - Jeannine Hoheisel (Hesston), Treasurer - Jane Eilers (Salina), Sgt. at Arms - Rod Edmondson (Baxter Springs), Trustees – Chairperson Janet Mitchell (Overland Park), Mary Mogle (Basehor), Candace Westhoff (Girard), Barb Inselman (Lenexa), Theresa Durler (Dodge City), Kay Nickelson (Wakeeney) and Alternate Trustees – Janeice Rawles (Edgerton) and Kristi Orbin (Shawnee). Nominations were opened to the floor. There being no nominations, Nanette Krumsick (Frontenac) made a motion to adopt the slate of officers as presented. Elizabeth Ridings (Galena) seconded the motion. Discussion – Rick Voisin (Towanda) asked that the nominating committee please let people [outgoing members] know why they were not placed on the slate of officers by a personal phone call. Motion carried.

Installation of Officers

Past President Jerry Lovett-Sperling (Lindsborg), installed the 2004-2005 KACM Officers. They are as follows:

President	Sherri Adams (Pittsburg)
Vice President	Bettina Jamerson (Prairie Village)
Secretary	Jeannine Hoheisel (Hesston)
Treasurer	Jane Eilers (Salina)
Sgt. at Arms	Rod Edmondson (Baxter Springs)

Trustees

Chairperson Janet Mitchell (Overland Park), Mary Mogle (Basehor), Candace Westhoff (Girard), Barb Inselman (Lenexa), Theresa Durler (Dodge City), and Kay Nickelson (Wakeeney)

**Alternate Trustees**

Janeice Rawles (Edgerton) and Kristi Orbin (Shawnee).

Janet Mitchell (Overland Park) advised if anyone wants to serve on the nominating committee for next year to please contact Sherri Adams (Pittsburg).

**By-Laws** – Jeannine Hoheisel (Hesston) made a motion that the last article in the KACM By-laws be changed from seven (VII) to six (VI). Rod Edmondson (Baxter Springs) seconded the motion. No discussion. Motion carried.

There being no further business on the agenda, Jerry Lovett-Sperling (Lindsborg) made a motion to adjourn. Jeannine Hoheisel (Hesston) seconded the motion. No discussion. Motion carried and the meeting was adjourned.

***We're on the Webb!***  
***Address:***  
***ksmunicipalcourts.com***

**Attention KACM Members:**

- If anyone would like to submit an article, see a specific topic addressed or if you might have a special occasion or event coming up that you would like to see in the newsletter please contact Cindy McRae at 620-379-4402, or email at [lexus@wbsnet.org](mailto:lexus@wbsnet.org).
- The deadline for the next quarter's newsletter is January 20th, 2005.
- **THANK YOU**



### SOCIAL NEWS

Rod Edmondson, our Sergeant at Arms, is now a County Commissioner in Cherokee County. CONGRATULATIONS & GOOD LUCK WITH YOUR NEW POSITION ROD!!!

#### NOTES OF SYMPATHY

Jerry Lovett-Sperling's mother passed away in late September. Our hearts go out to Jerry & her family. They have been hit with a lot of sorrow the last two years...please keep them in your prayers during the Holiday Season.. FYI ~ Jerry's home address is 2852 17th Avenue, Lindsborg KS 67456

To Doris Shoeck & her family ~ Doris has lost her younger brother to a heart attack, and his funeral was December 1st in Leavenworth at the Nation Cemetery. Doris also just lost her father in November, so this has been a very very difficult time for Doris and her Family. Please keep Doris & her family in your prayers.

The ex Court Clerk from Galena (she now works for an attorneys office) Lori Gabrielson's son was killed in an accident that occurred the night before Thanksgiving. Her son was only 16 and was a passenger in the vehicle. For those who remember her or would like to get in touch with her the address is 1202 Dewey, Galena, Ks 66739, phone 620-783-1630. She works for attorney Doug Steele.

Editors Note: I know that some of these items are from back in September, but I thought they might be of interest.... I am going to try and have a social news page in each newsletter. Of course it depends on the amount of information I receive....its a little short this time, but hopefully I will have a better format for it next time!



#### NOTE FROM THE EDITOR:



Please accept my very sincere apology for this newsletter being published so late!! I have had the worst luck with my computer, and as far as that goes everything else! I can not wait for 2004 to end & 2005 begin! I realize it is not long before the next newsletter is due to be published. I would really appreciate it if you would try to have any article or item of interest to me before January 20th, 2005. I know that with the new year comes a lot of extra work, so I hope that date will work with everyone. I will have it ready to print by February 1st, so if something comes up after the 20th, please email me anyway. My email address is the best way to contact me.

We would like to add a question & answer section to the next newsletter. If you have any specific questions that you would like answered, or if you have any topic suggestion I could use for articles, please contact me or one of the Board members by phone or email., and we will try to address it for you.

I appreciate the emails informing me of any social news, good or bad. Please if you ever hear news that would be of interest, email me at anytime during the quarter & I will put it in the next newsletter. I am new to this, and I appreciate your patience with me.

I hope everyone has a very Joyous Christmas Season & I wish everyone a very Happy New Year!! CINDY McRAE



**MEMBERSHIP COMMITTEE UPDATE**

Barb McGuire  
Tootie McAdow  
Rodney Edmondson – Chairman  
[rod\\_edmondson@earthlink.net](mailto:rod_edmondson@earthlink.net)  
620-856-3825

Please join me in welcoming the following new members to KACM. They have joined since the July newsletter was published.

Kim Young – Fairway  
Suzanne Evinger – Baldwin City  
Amy Meyer – Fowler  
Karen Bailey – Goddard  
Hilary Pappan – Winfield

Greg Nickel – Newton  
Kylee Hainey – St. George  
Melinda McBee – Council Grove \*  
Jessica Regalado – Eudora

\* New City to KACM

At the conclusion of the Fall Conference in Salina, we had twenty- three members from last year that had not renewed their membership. Those members have been sent a reminder to pay their dues in order to avoid a lapse in their membership. If you have any questions concerning your membership status please give me a call.

**CONGRATULATIONS ON YOUR RETIREMENT**

Shirley Bibee of Overland Park  
&  
Beverly Pratt of Salina

**DATES TO REMEMBER**

**Municipal Court Clerks' Spring Conference**

**March 31st-April 1st 2005  
Topeka, Kansas**

**KACM Fall Conference**

**September 22nd & 23rd 2005  
Hutchinson, Kansas**

**A LITTLE CHRISTMAS HUMOR**

It was Christmas & the Judge was in a merry mood as he asked the prisoner, "What are you charged with?" "Doing my Christmas shopping early," replied the defendant. "That's no offense," said the Judge. "How early were you ding this shopping?" "Before the store opened," countered the prisoner.

The day you stop believing in Santa Claus is the Christmas that you start getting clothes!

# MERRY CHRISTMAS !!

Cindy R. McRae  
P.O. Box 10  
Leoti, Kansas 67861

Phone: 620-379-4402  
Email: [lexus@wbsnet.org](mailto:lexus@wbsnet.org)



**Kansas Association for  
Court Management**

*K.A.C.M. Board of Directors' goal is to provide  
each Municipal Court Clerk in the state of  
Kansas with quality education and training.*

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