



**OLMSTED COUNTY LAW LIBRARY**  
ROCHESTER, MINNESOTA

## **ANNUAL REPORT**

**2016**

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Judith A. Flader, Law Librarian  
[www.olmstedlawlibrary.com](http://www.olmstedlawlibrary.com)

## **Welcome to the Olmsted County Law Library 2016 Annual Report!**

2016 was a busy and full year for us. From four months of continuing construction and then the move back to all new furnishings in our remodeled space on the 5<sup>th</sup> floor (May 2, 2016!); the addition of a continuing part-time Law Librarian (June 13); a Fundraiser on Labor Day weekend, where the Law Library was one of three honored recipients (September 3). The Law Library also hosted an Open House in its new space on September 20. Light refreshments were served, and many judges, law clerks, attorneys, Olmsted County staff, and members of the public came to see the remodeled library, enjoy a mid-afternoon treat, and visit with library staff.

And intermixed with all those activities, two established programs continued to thrive throughout the year, our Law Clinics partnership with Legal Assistance of Olmsted County, and our Continuing Legal Education series for local judges, clerks and attorneys.

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## **New Faces in the Law Library!**

**Judge Christina Stevens** joined the Law Library Board of Trustees in January 2016. Along with Judge Chase, Judge Stevens serves as one of the two judicial members of the Board.

**Catherine Anderson Bencoter** joined the law library staff on June 13, 2016, as a law librarian. Catherine started working ten hours per week through the summer. In September, she increased her hours to 20 per week, and by the end of the year (as part of her “easing my way into retirement” plan) Judy reduced her work hours to 30 per week. In addition, Judy and Catherine split their hours over the day so that, with very few exceptions, law librarian service is available for all open hours. This has been a long-term goal for the law library, and 2016 was the year it was finally accomplished.

Welcome To  
**THE TEAM**



## Clinics in 2016

In September of 2011, the Law Library entered into an agreement with Legal Assistance of Olmsted County (LAOC) to provide free "brief advice" legal clinics to self-representing litigants who either live in Olmsted County, or who have their cases filed and being heard in Olmsted County. The program went into effect on October 1, 2011.

During 2016 the following clinics were regularly offered:

**Family Law Clinics**, where topics include divorce; legal separation; annulment, parenting time (aka visitation); custody; child support; adoption; and maintenance. Typical appointment length is 30 minutes. *(CHIPs cases are specifically **excluded** from these clinics, as parents in these proceedings usually have court-appointed counsel of their own. Detailed property division or settlement questions are also excluded, as inappropriate for a "brief advice" meeting.)* **One Family Law Clinic was offered each week**, with the exceptions of Thanksgiving and Christmas weeks.

**Financial Law Clinics**, where topics include debtor/creditor or pre-bankruptcy counseling; real estate / mortgage foreclosure; Answering a debt-related law suit against you; and garnish/asset levy (from the debtor side only). *(Landlord/Tenant cases are specifically **excluded** from these clinics, as LAOC provides a Landlord/Tenant 24-hour hotline, and a Tenants' Rights clinic each week.)* **One Financial Law Clinic was offered each month.**

**Criminal Expungement Clinics**, a class-room style clinic that includes review of the statute and procedure; tips for completing and serving the paperwork; and an opportunity for participants to briefly discuss their own case(s) privately with the volunteer attorney. **One Criminal Expungement Clinic was offered every other month** (Jan., March, May, July, Sept. and Nov.).

All clinics require registration in advance, and attendance is limited by available time.

The Law Library thanks the wonderful local attorneys who so generously volunteer their time (see list, next page), and the incredible effort and support from Legal Assistance of Olmsted County, for helping to make this program so very successful.

## 2016 Law Library/LAOC Clinic Volunteer Attorneys

<u>Attorney Name</u>	<u>Expungement</u>	<u>Family</u>	<u>Financial</u>
Masood Dehnavifar			3
Arens Dilaveri		3	
Steve Dittrich		3	
Mary Dunlap		7	
Jill Frieders		1	
William French			1
Daniel Honsey		2	
David Leibow	4		
Jim McGeeney	1		
Anthony Moosbrugger		1	
Jenny Nelson		5	
Bill Oehler			1
Carole Pasternak		4	
Jerry Perry			1
Opal Richards		1	
Steve Rolsch		5	
Michael Schatz	1		
Jessica Schimelpfenig		2	
Jason Wagner			2
Gerald Weinrich			2
Cheyenne Wendt		3	
Richard Wright		9	1
<b>Totals:</b>	<b>6</b>	<b>46</b>	<b>11</b>

## CLEs in 2016

**Continuing Legal Education** (aka CLE) is an essential component of an attorney's requirements for continuing licensure to practice law in Minnesota. In May 2012 the Law Library began a program of free and regular educational programming at the CLE level. Initially a one-hour per month program was offered, but in 2014 a switch was made to doing three "Super CLE" days per year, with the goal of offering up to 5 credits per day in the various CLE categories, to help local judges, law clerks and attorneys reach their goals of 15 credits per year.

**This programming would NOT be possible without the assistance of the attorneys who donate their time and expertise to providing programs for the Law Library to sponsor. We thank all the speakers who made our 2016 programming a success:**

**Friday, April 1, 2016 "We Ain't Fooling, We're Schooling!"**



**David Liebow**, "History & Importance of the *Bernard* case." 1 hour of Standard CLE credit approved: Event Code 218437.

**Bruce Cameron**, "Lizard Brain, Squirrel Brain, Monkey Brain, Client Brain." 1 hour of Standard CLE credit approved: Event Code 218125.

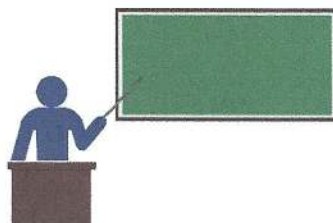
**Joan Bibelhausen**, "The Prevalence of Substance Use and other Mental Health Concerns among American Attorneys." 1 hour of Elimination of Bias CLE Credit approved: Event Code 218126.

**Joan Bibelhausen**, Lawyers Concerned for Lawyers, "Vicarious Trauma, Compassion Fatigue and Self-Care in the Legal Profession." 1 hour of Professional Development CLE credit approved: Event Code 218131.

**Bruce Cameron**, "Pilot Error or Product Liability?" 1 hour of Standard CLE credit approved: Event Code 218154.

**Friday, June 24, 2016 "Got Credits? CLE – It Does a Lawyer Good!"**





**William L. French**, "Judicial Selection: Accountability vs. Independence." 1 Standard CLE credit was approved; Event code 223065.

**Bruce Cameron**, "Cybersecurity: Keeping your Digital World Safe-ish." 1 Standard CLE credit was approved; Event code 223071.

**Marshall H. Tanick**, "Play Ball! The Law and Lore of Baseball in Minnesota." 90 minute program; 1.5 Standard CLE credits was approved; Event code 223083.

**Janet Krueger**, "Juvenile Certification, Post-Miller." 90 minute program; 1.5 standard CLE credits were approved; Event code 223105.

**Friday, September 23, 2016 "LET THEM EAT CAKE! Librarians' Birthday Bash!"**



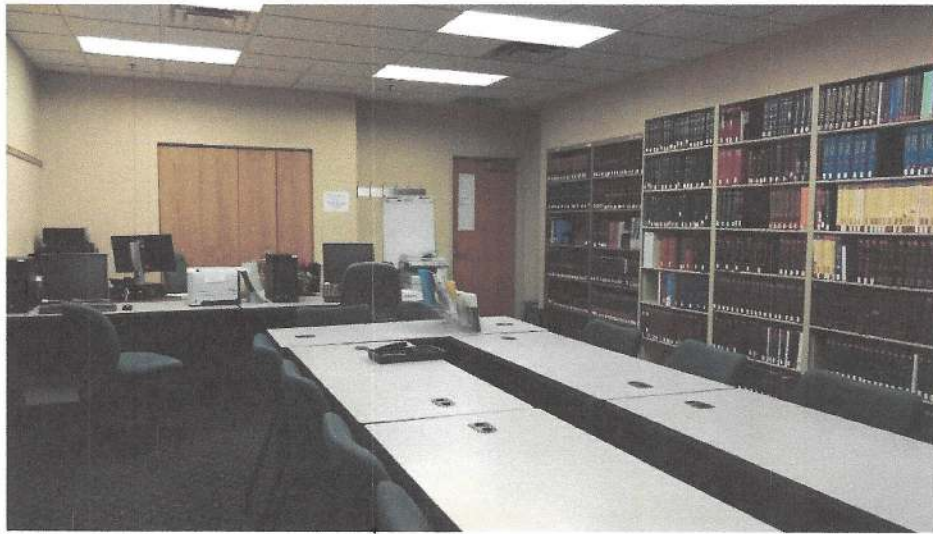
**Bruce Cameron**, "Leveraging Free – The Tightwad Lawyers Guide." 1 Standard CLE credit was approved; Event code 228760.

**Marshall H. Tanick**, "Fantasy Sports: Frenzy or Folly." 1 Standard CLE credit was approved; Event code 228763.

**Kreg Kauffman, Jeff Schmidt and Beverly Hawkinson**, "Practical Problems of Guardians & Conservators. 1 Standard CLE credit was approved; Event code 228765.

**Bruce Cameron and Judith Flader**, "Tapping the Lizard Brain: Neuroscience and Ethical Lawyer Marketing." 1.5 Ethics CLE credits were approved; Event code 228772.

## Construction and Remodeling – Part II, 2016



The Law Library in its temporary housing on the first floor.

End of Part 1, 2015

To be continued in Part 2, Annual Report 2016...

*(but, like the Grandfather in "The Princess Bride," we will not leave you in suspense –  
There IS a happy outcome!!!)*

This is the Continuation of the construction and remodeling story begun in the Law Library's 2015 Annual Report. When we left off last time, the books, some shelves, and all our other equipment and staff had moved into Conference Room 4 on the first floor of the Government Center, for what was supposed to be a 4-6 week stay. But by the end of 2015, it had been three months already, with no end in sight...





Once demolition was complete, there were no walls, no ceiling and no flooring. It was stark!

Then began the framing and the installation of the new infrastructure, the electrical, cabling, heat and cooling systems.

Yup, it was a mess, but it was an organized and good mess that had a plan, even if those of us untrained in construction couldn't see it. So this was the time when we measured progress not by improvements we could actually see, but rather by how much of the construction materials had disappeared, and by whether any new materials had been stacked for the next "phase."

(At least, we assumed there were "phases" since that made sense if there were a plan, which we knew there had to be, even if we did not know what it was because we are not construction people.)





And then we got to the point where not only “framing” was happening, but shapes were starting to appear! The new wall at the back end of the library showed us where the office would be, while the new front wall/entrance and the new east wall separating the law library from what would become the new Courts waiting area by the Court Elevators, finally gave us the reality of the overall dimensions of what would soon become our remodeled space.

WOW!!!!

Monday, April 4, 2016: Finally!!!



The first week of April – we have painted walls, an office with a door, ceilings, carpet, front door system installed – and permission to start moving our furnishings into the space!!! We did not have permission at this point to “inhabit” the space, but we were finally at a place in the process where we could start getting things set up!





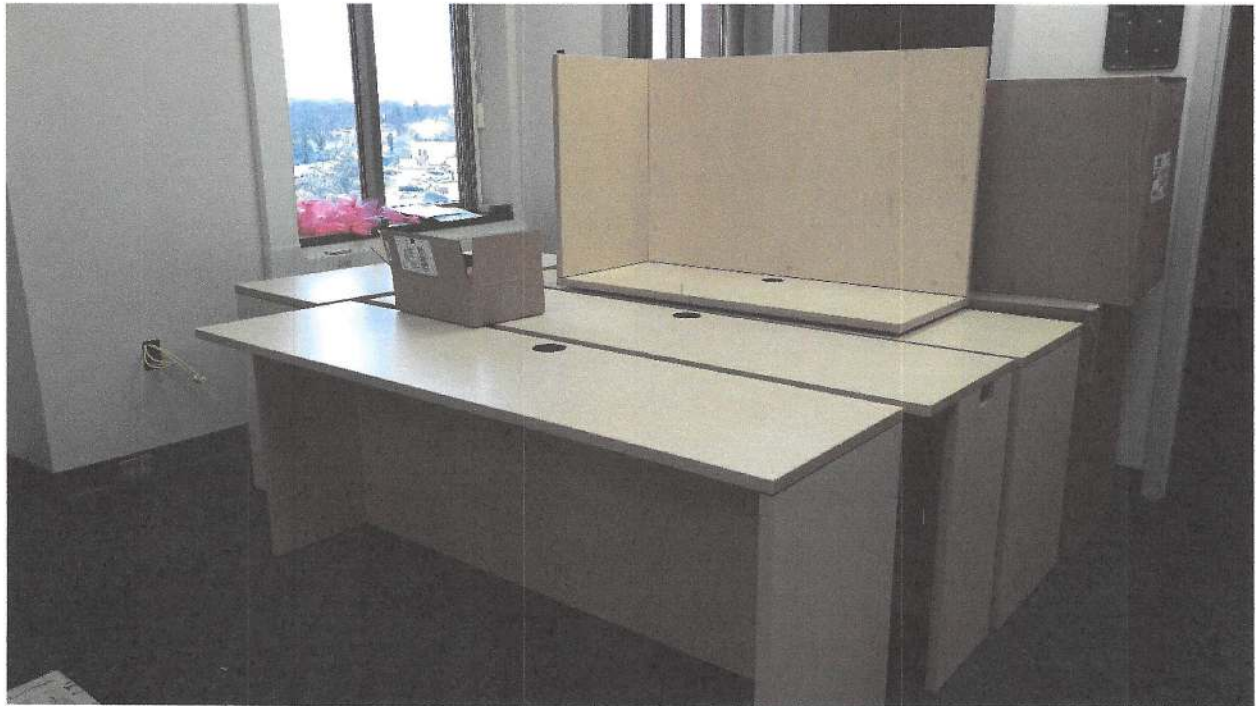
The first thing that got moved into the new space, within 10 minutes of receiving a key for access – Judy’s treasured plant, yellowed and dying after 6 months in a room without sunshine!

Then began the 3 Steps for furnishing the newly remodeled space:

1 – Install the new shelving in the library’s public space



2 – Install the new office furnishings

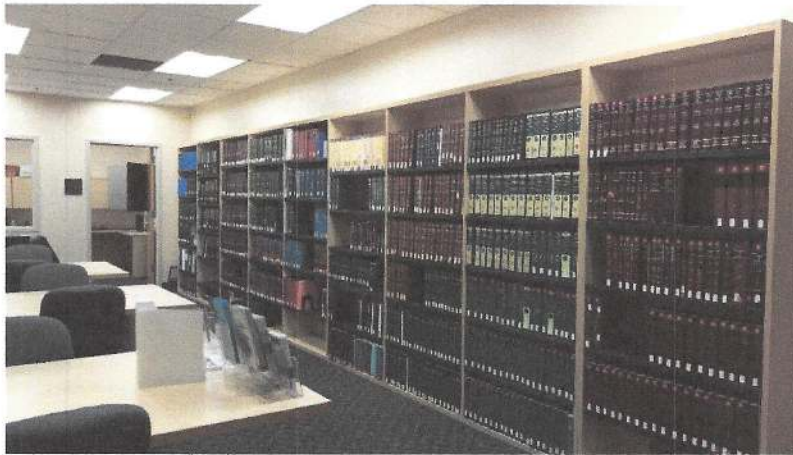


Desk surfaces, wall and file cabinets

Judy is very happy and excited for this part of the furnishing!



3 – Set up tables and chairs in the Reading Room and start bringing up the books!



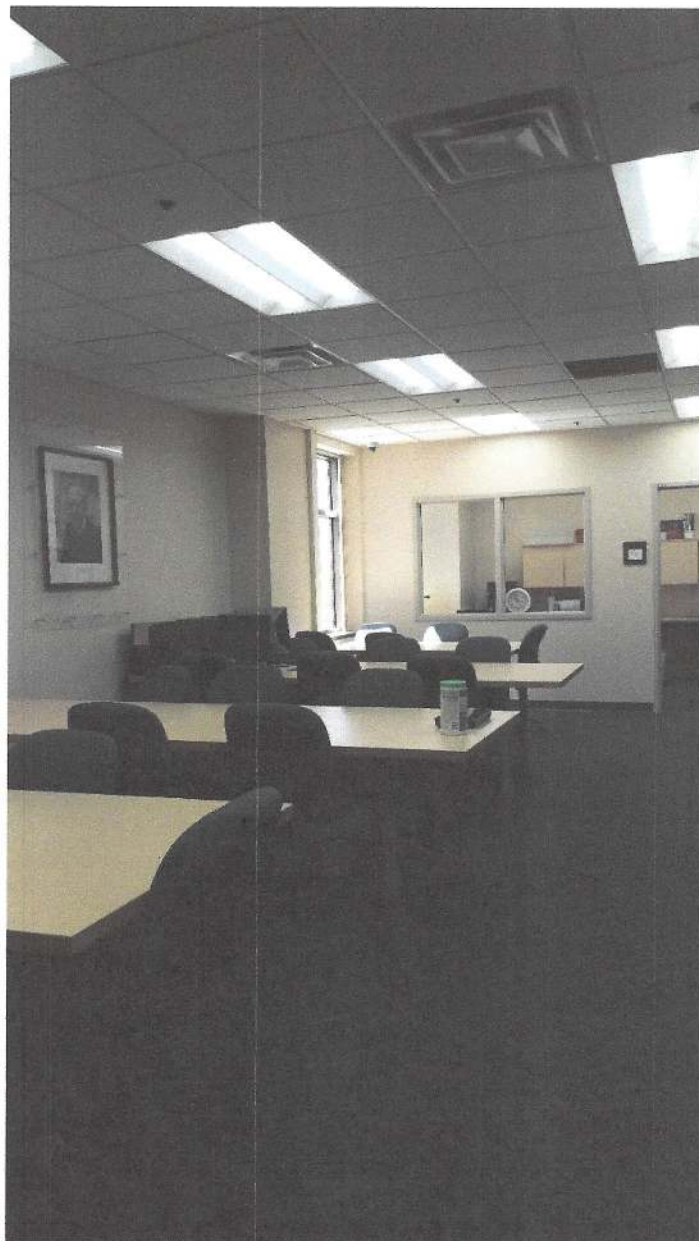
By the end of April nearly everything is back upstairs, except for a few essential books, the network and computer equipment, and oh yes, the librarian!



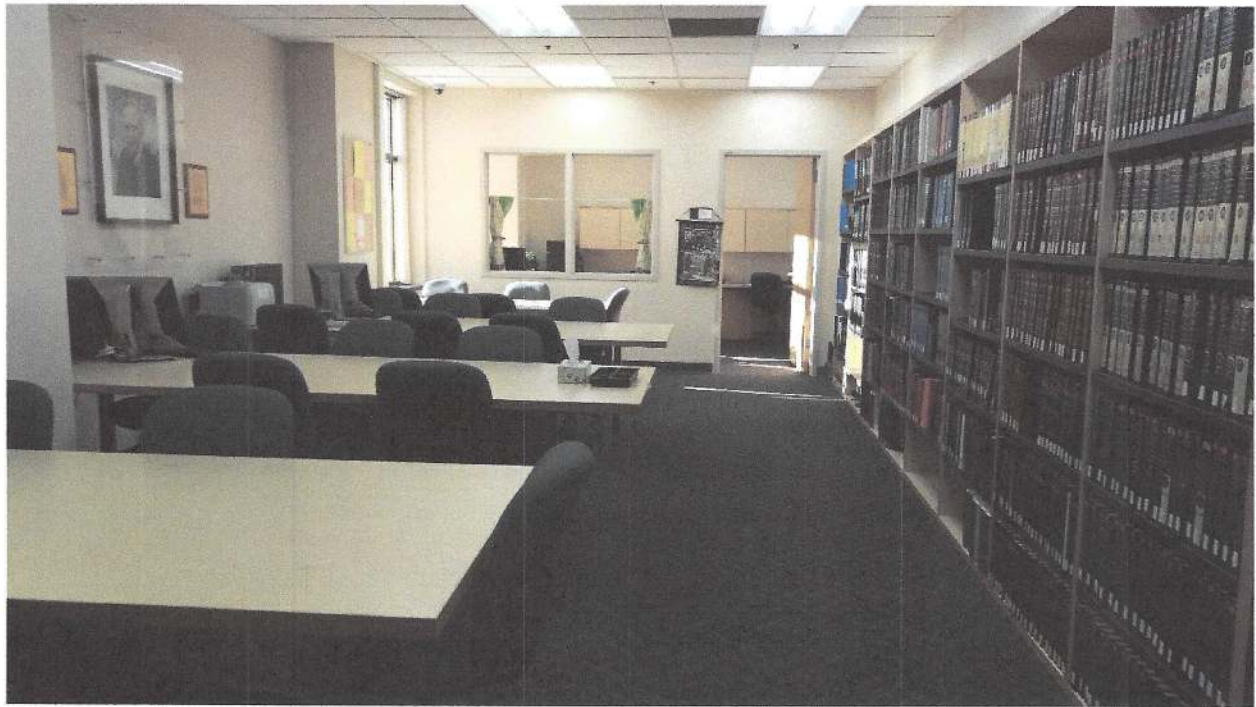
We were granted permission to re-inhabit our remodeled 5<sup>th</sup> floor space effective May 2, 2016. The library closed on the first floor for all day on Friday, April 29, to complete the final move of print materials, and for moving and installation of our network and computer equipment.

By 2 pm on 4/29 we were ready.

We reopened on the 5<sup>th</sup> floor at 8 am on Monday, May 2, 2016!!!!



Olmsted County Law Library on Tuesday, December 22, 2016



Reading Room.

Self-Help Corner, near the main entrance.



A very happy, very healthy plant, 12/22/2016!!!







**OLMSTED COUNTY LAW LIBRARY**  
ROCHESTER, MINNESOTA

Construction is finally over.  
We're back on the 5<sup>th</sup> floor.

**WOW – COME SEE US NOW!**

## **Open House at the Law Library!**

**Tuesday,  
September 20**

1 – 3:30 PM

Fifth Floor

Olmsted County

Government Center

More info? Contact Judy,  
507-218-3778

## Law Library Benefits from September 3 Fundraiser!!!

**LLDB 2016**  
**LEGAL LABORS' DAY BENEFIT**

LIVE MUSIC TO BENEFIT:

OUTFRONT  
 LAWYERS CONCERNED FOR LAWYERS  
 OCLL  
 OLMPSTED COUNTY LAW LIBRARY

LABOR DAY WEEKEND  
**SATURDAY SEPT. 3**

Wicked Moose BAR & GRILL

DOORS OPEN AT 3:00 PM  
 MUSIC STARTS AT 3:30 PM  
 1201 EASTGATE DR. SE  
 ROCHESTER, MN  
 507-208-1088  
 WICKEDMOOSEBARANDGRILL.COM

3:30 PM **NO PROMISES BAND**  
 5:00 PM **ELIJAH ADAM BAND FT. SHAKEY JAKE NEUMAN**  
 6:30 PM **COLE ALLEN BAND**  
 8:00 PM **HOWARD "GUITAR" LUEDTKE & BLUE MAX**  
 9:15 PM **SENA EHRHARDT**  
 10:30 PM **STEEL ORCHID REUNION**

\$10.00 IN ADVANCE OR \$15.00 DAY OF SHOW

FOR ADVANCE TICKETS, PLEASE VISIT [www.tempsickets.com/event/llddb](http://www.tempsickets.com/event/llddb)

A fundraiser was presented at the Wicked Moose Bar and Grill over Labor Day weekend, 2016 (Saturday, Sept. 3), to benefit 3 legal "support" organizations – OutFront Minnesota, Lawyers Concerned for Lawyers, and the Olmsted County Law Library.

This event was called the Legal Labors' Day Benefit 2016 (LLDB 2016).

This event appears to have been the first time the Law Library received a charitable money donation, which the Board gratefully accepted.

The Law Library thanks all those who were involved in creating and presenting this event, especially the Wicked Moose for use of its performance space, all six of the bands, and the wonderful volunteers who worked the event – everybody was AWESOME!!!!

Sponsor/Promoter:

Judy Flader

Venue:

[Wicked Moose Bar and Grill](#)

Music:

[No Promises Band](#)

[Elijah Adam and Shakey Jake Neuman \(Band-E\)](#)

[Cole Allen Band](#)

[Howard "Guitar" Luedtke & Blue Max](#)

[Sena Ehrhardt](#)

[Steel Orchid Reunion](#)



## Statistics and Budget

Use of the Olmsted County Law Library grew dramatically for five years (from 2011 through 2015, as illustrated by this side-by-side comparison of the numbers), and then dropped a bit in 2016.

Routine reference and resource services are represented by the "Walk-in," "Attorney," "Email" and "Phone" categories, while our Outreach services are shown in the "Clinics," "ADC" and "CLE" categories.

	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>Totals</u>
Walk-in	<u>1805</u>	<u>2203</u>	<u>2408</u>	<u>3397</u>	<u>4408</u>	<u>3602</u>	<u>17823</u>
Attorney	<u>321</u>	<u>426</u>	<u>485</u>	<u>654</u>	<u>698</u>	<u>388</u>	<u>2972</u>
Clinics <sup>^</sup>	<u>29</u>	<u>167</u>	<u>211</u>	<u>221</u>	<u>215</u>	<u>188</u>	<u>1031</u>
ADC*	<u>34</u>	<u>373</u>	<u>605</u>	<u>262</u>	<u>327</u>	<u>269</u>	<u>1870</u>
CLE*	<u>0</u>	<u>95</u>	<u>252</u>	<u>211</u>	<u>275</u>	<u>197</u>	<u>1030</u>
Email	<u>97</u>	<u>125</u>	<u>142</u>	<u>175</u>	<u>210</u>	<u>143</u>	<u>892</u>
Phone	<u>682</u>	<u>1241</u>	<u>1238</u>	<u>1128</u>	<u>1396</u>	<u>1233</u>	<u>6918</u>
Totals	<u>2968</u>	<u>4630</u>	<u>5341</u>	<u>6048</u>	<u>7529</u>	<u>6020</u>	<u>32536</u>

A copy of the Law Library's detailed statistics for 2016 follows.

A copy of the Law Library's final Budget statement for 2016 also follows.

<sup>^</sup>The Clinics program was implemented in October 2011.

\*On the annual statistical compilation, ADC (Adult Detention Center program of law library services to pre-trial detainees) and CLE (Continuing Legal Education programming for local judges, law clerks and attorneys) numbers are grouped together under "ADC/Outreach" but this chart shows the numbers for each category between 2012 and 2015. The ADC program was started in September 2011, and the CLE program began in May of 2012.



OLMSTED COUNTY LAW LIBRARY  
SUMMARY OF PEOPLE ASSISTED - 2016

	Jan.	Feb.	Mar.	April	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	CASE TYPE TOTALS
Divorce/Annulment	43	37	54	44	40	44	33	46	47	33	35	31	487
Child Custody/Visitation	25	15	18	19	27	19	29	19	25	27	27	9	259
Child Support	15	7	12	11	11	20	13	13	16	11	6	13	148
Paternity/Adoption		4	4	4	2	4	4	3	2	6	5	4	42
Legal Research	13	4	6	5	10	3	4	11	12	5	2	20	95
Criminal Expungement	4	6	10	10	11	14	16	14	23	9	6	14	137
Car Title Issues			3	4	6	4		3	1	2			25
IFPs	47	33	49	27	40	43	28	28	47	26	31	30	429
Name Changes	7	10	16	15	18	16	10	18	10	8	8	9	145
Conciliation Court	10	17	21	12	20	33	33	27	29	22	35	19	278
General Civil	17	14	13	13	5	17	11	21	21	18	14	9	173
Gen'l Criminal & DUI	6	15	9	6	11	14	7	8	20	7	10	9	122
Judgment/Garnishment	3	7	6	4	2	10	7	10	10	8	9	1	77
Harassment	15	6	15	4	8	10	11	8	11	4	7	10	109
Order for Protection	8	6	3	2	5	8	6	9	7	2	7	5	68
Landlord	8	14	13	4	6	10	6	10	11	10	8	6	106
Tenant	2	7	2	2	2	3	2	2	3	3	5	1	34
Eviction Expungement		1	3		1	2	4	3	2	2	3		21
Guardianship		5	5	4	4	1	2	2	3	5	10	10	51
Wills/Probate	2	8	9	7	3	3	10	2	5	2	5	1	57
Appeals			1								3	1	7
Debtor/Creditor		2	3	2	1	4		2		3	1		18
Contempt		4	5		1		2		4	1		1	18
Car Forfeiture	4	9	7	8	7	7	1	5	3	2	4	8	65
Drivers License			1	1	1	2		1	2	2	2	2	13
Subpoenas	2	3			2	3				1		1	13
Ex Parte	1												1
Serving Documents	8	10	11	9	8	7	10	11	9	11	11	6	111
Bankruptcy/Foreclosure		2	2	1					1				6
Misc.	32	33	68	20	40	44	34	47	32	48	42	47	487
Total Walk-In Contacts	272	279	369	239	291	345	283	323	356	281	294	270	3602
Total Attorney Contacts	24	31	36	13	47	50	14	30	33	30	30	50	388
Total Clinic Contacts	23	8	19	10	20	13	17	9	24	15	22	8	188
ADC & Outreach	32	47	38	90	32	83	19	18	70	14	11	12	466
Total E-mail Contacts	4	6	7	11	4	17	6	29	13	21	8	14	143
Total Phone Contacts	98	151	119	96	115	96	123	95	105	92	72	71	1233
TOTAL CONTACTS	453	522	588	459	509	604	465	504	601	453	437	425	6020

**2016 Olmsted County Law Library  
Adopted Budget versus Actual Usage**

	A	B	C	D	E	F
	<u>Fund/description</u>	<u>2016 Adopted Budget</u>	<u>2016 Actual Budget</u>	<u>Budget v. Actual Amount Available</u>	<u>Budget v. Actual Percent Available</u>	
1						
2	<b>EXPENSES</b>					
3	6111 Full-time Salaries (1.25 FTE)	\$ 92,600	\$ 72,297	\$ 20,303	21.93%	
4	6120 Vacation/PTO	\$	\$ 5,104	\$ (5,104)	0.00%	
5	6121 Holiday	\$	\$ 2,856	\$ (2,856)	0%	
6	6125/6152 Combined PERA	\$ 7,400	\$ 5,724	\$ 1,676	22.60%	
7	6153 FICA-County share	\$ 7,000	\$ 6,120	\$ 880	15.57%	
8	<b>Salaries Subtotal</b>	<b>\$ 107,000</b>	<b>\$ 92,101</b>	<b>\$ 14,899</b>	<b>13.92%</b>	
9	6206 Staff Development	200	\$ 150	\$ 50	25%	
10	6211 Telephone & Comm.	\$ 300	\$ 3,579	\$ (3,279)	0%	
11	6212 Postage & Freight	\$ 400	\$ 132	\$ 268	67%	
12	6259 Compensation / other (LAOC)	\$ 25,000	\$ 25,000	\$ -	0%	
-13	6272 Mileage (CLE speakers)	\$ 800	\$ 318	\$ 482	60.25%	
14	6273 Meals	\$ 1,000	\$ 502	\$ 498	50%	
15	6288 Other Svcs (VD,DS,Beck, other)	\$ 9,000	\$ 10,055	\$ (1,055)	0%	
16	6410 Office supplies (Beckley's)	\$ 750	\$ 1,113	\$ (363)	0%	
17	6421 Library Supplies (Demco)	\$ 200	\$ -	\$ 200	100%	
18	6441 Books & Periodicals / Print	\$ 59,100	\$ 25,551	\$ 33,549	5.01% (after subtr. of 6443)	
19	6443 Electr Bks & Periodicals	\$	\$ 30,435	\$ (30,435)	0%	
20	6610 Furniture & Equip.	\$ -	\$ 1,504	\$ (1,504)	0%	
21	6611 Computer Equip	\$ -	\$ 59	\$ (59)	0%	
22	6991 I/G Central Svcs (copying)	\$ 1,250	\$ 376	\$ 874	69.92%	
23	<b>Materials Subtotal:</b>	<b>\$ 98,000</b>	<b>\$ 98,774</b>	<b>\$ (774)</b>	<b>0%</b>	
24	<b>Total Expense Unit 1240</b>	<b>\$ 205,000</b>	<b>\$ 190,875</b>	<b>\$ 14,125</b>	<b>6.89%</b>	
25						
26	<b>REVENUE</b>					
27	5312 Gen'l Govt. (fines/fees)	\$ 150,000	\$ 149,706			
28	5115 Reserve Usage	\$ 55,000	\$ 41,169			
29	5116 Reserve Buildup	\$ -	\$ -			
30						
31	<b>Category 53 Subtotal</b>	<b>\$ 205,000</b>	<b>\$ 190,875</b>			