# Pieces of Justice 2011 Annual Justice Partners Report

Center for Arkansas Legal Services | Legal Aid of Arkansas Arkansas Access to Justice Commission | Arkansas IOLTA Foundation Arkansas Pro Bono Partnership | Arkansas Access to Justice Foundation I will not reject, from any consideration personal to myself, the cause of the impoverished, the defenseless, or the oppressed.

I will endeavor always to advance the cause of justice... ~ Arkansas Attorney's Oath

You are part of an honorable tradition entrusted to advance the cause of the impoverished, defenseless, and oppressed. You made a stand when others turned away. You spoke for someone who could not speak. You gave your time and your money. You decided to help and it made the difference between justice for some and justice for all. You are an Arkansas pro bono attorney.

Thank you from the Arkansas Pro Bono Partnership

### Dear Arkansas Lawyer,

As an Arkansas attorney, it is your sworn duty to take up the "cause of the impoverished, the defenseless, or the oppressed." Ours is a system that should offer justice to all, regardless of wealth or race or class. When economic or social circumstances make our courts accessible only to those able to afford lawyers, the integrity of our judicial system, and indeed our very system of democracy, is at stake. We thank you for your dedication to pro bono assistance for those who otherwise may not obtain access to justice.

This annual report provides an overview of those working to ensure access to justice for all Arkansans in need of civil legal assistance, highlighting legal aid and **pro bono attorneys** who provide direct services, as well as the organizations that advocate for the funding and the support needed to close the justice gap in our state. There are many partners in this effort, but there is one shared vision: *to champion equal access to justice for all regardless of economic or social circumstances.* 

The Center for Arkansas Legal Services and Legal Aid of Arkansas are the only two free civil legal aid organizations in the state. In 2011, CALS and LAA **closed more than 13,000 cases** with over **2,700 pending cases** at the end of the year. With a combined total of only 60 attorneys between these two organizations, the caseload is staggering. Recent funding cuts on both the state and federal level have forced reductions in staff size and in capacity to meet the overwhelming need for representation in cases involving the most basic of human needs. The need for pro bono volunteers and financial support has never been greater.

This annual report provides the annual case and financial information for the **Center for Arkansas Legal Services** and **Legal Aid of Arkansas**, but also includes annual reporting for the organizations that work daily to help support both the two free civil legal aid organizations and several other statewide justice projects. These organizations and groups include the following:

- Arkansas Access to Justice Commission
- Arkansas Access to Justice Foundation
- Arkansas IOLTA Foundation
- Arkansas Legal Services Partnership
- Arkansas Pro Bono Partnership

In our pursuit for greater access to justice for all, we cannot forget the time, effort, and achievements of the Arkansas pro bono and legal aid attorneys. **Without you, thousands of Arkansans would go without meaningful access to our system of justice.** On the following pages, you will find the names of Arkansas lawyers who volunteered and provided donations. **We thank you for your hard work and support!** 



**Jean Turner Carter**, Executive Director Center for Arkansas Legal Services



Vaged 14m

**Lee Richardson**, Executive Director Legal Aid of Arkansas



Maglina

**Amy Dunn Johnson,** Executive Director Arkansas Access to Justice Commission Arkansas Access to Justice Foundation Arkansas IOLTA Foundation



**Vince Morris,** Director Arkansas Legal Services Partnership Arkansas Pro Bono Partnership

## 2011 Justice Projects – Going to the Need

## Medical-Legal Partnership



When a baby was found in a dumpster in rural Arkansas and rushed to Arkansas Children's Hospital, the newly formed medical-legal partnership was put to the test and succeeded. Through this partnership with Arkansas Children's Hospital, attorneys at Walmart, Legal Aid of Arkansas, and the Center for Arkansas Legal Services provide legal assistance to patient families at clinics set up at the hospital.

Direct access to legal services not only helps families address obstacles to good health and continuing recovery but also helps connect low-income families and chronically ill patients to benefits and protections, including disability income, adequate nutrition, and safe and affordable housing. For a defenseless baby with no home, the Arkansas legal community,

through the medical-legal partnership, succeeded in placing the baby in adoptive care.

## Walking the Line: The Road to Justice

Instead of taking a much-needed spring break from law school or accepting a straightforward case, law students and legal aid advocates embarked on the 2<sup>nd</sup> Annual Road to Justice program this spring. They traveled across eastern Arkansas to Pocahontas, Parkin, and Forrest City, conducting legal intakes and working side-by-side to assist clients on the spot.

"Clients are always our first priority, and I can confidently say that after each meeting, each applicant was in a better position than he or she was prior to speaking with us," said Sarah Sparkman, Legal Aid staff attorney and Road to

Justice program director. The law students also benefited, gaining legal experience during spring break that will be valuable to them during their legal careers. "For me, the Road to Justice program was an eye-opening experience," said Keawaii Crow, third-year law student at the University of Arkansas School of Law. "I gained this realization that I want to have a career at legal aid, and I felt like we did really meaningful work through the week."

The Road to Justice Program is organized by Legal Aid of Arkansas's AmeriCorps advocates and is funded in part by the Student Bar Association at the University of Arkansas School of Law. Sparkman said the Road to Justice will be traveling to a different region of the state each year to further the goal of equal access to justice for all. View a video of last year's Road to Justice and learn more at www.arlegalservices.org/roadtojustice2012.

### Learn and Do Pro Bono Event Series

In celebration of National Pro Bono Week 2011, approximately 75 attorneys from multiple law firms, bar associations, and other organizations prepared more than 200 legal documents for firefighters, police officers, emergency health care workers, and their spouses and families. The statewide event, held at the UALR Bowen School of Law and the Fayetteville Town Center during the week of October 24, 2011, included a one-hour CLE training for attorney volunteers immediately before the event.

"I enjoyed this immensely and wish there were many more opportunities for getting involved in such a way," said Michele Thomas, a volunteer attorney and assistant professor at UALR Bowen School of Law.

With the assistance of students from the UALR Bowen School of Law and University of Arkansas School of Law as well as volunteer notaries, first responders and their spouses were able to leave with important end-of-life legal documents, including simple wills, advance directives, and powers of attorney for health care and financial matters.





## Legal Aid in Arkansas 2011 – How We Help

Arkansans place a high value on **supporting families, protecting children, securing economic opportunity, and preserving health and home**. These are the values supported by the civil legal aid work in Arkansas. Legal services have become even more critical due to the recent economic crisis. **Many Arkansas families are on the edge** with increased bankruptcies, foreclosures, and unemployment. The following tables and narratives show the number of cases, case types, and the value of the critical pro bono support provided by Arkansas attorneys.

## **ARKANSAS CLIENT NUMBERS**

- 549,261 Arkansans eligible for legal aid
- **30,821** Eligible clients that requested help
- **15,812** Clients served (cases closed or pending)
- 15,009 Turned away/not served due to resource constraints
- \$6 Million Dollars in client recovery

33,106 — Total Arkansans helped (all household members)



## PRIMARY AREAS OF PRACTICE

- 7,435 Cases assisting families with domestic abuse, child protection, and other family law
- **1,641 Consumer** law cases (bankruptcy, foreclosure, collections, and other consumer law)
- 1,361 Health & housing issues, including evictions, foreclosures, and Medicaid
- **919** Juvenile cases for **children who were neglected or abused** (includes guardianships)
- **691** Cases involving **SSI** and **SSDI** income maintenance
- 988 Cases involving employment, education, and individual rights



## PRO BONO SUPPORT

- 1,334 private attorneys volunteered to take cases pro bono
- \$1.9 million dollars of pro bono services (in-kind value)
- \$312,895 in private donations (VOCALS, LAA, and the Arkansas Access to Justice Foundation)

## Legal Aid in Arkansas 2011 – Funding

There are **six sources of financial support** for legal aid in Arkansas. These funding sources include: Legal Services Corporation (LSC), grants and contracts, the Public Legal Aid Fund, Interest on Lawyer Trust Accounts (IOLTA), donations from private bar attorneys and corporations, and other donations and partnerships.

There was a **4 percent federal funding cut to the Legal Services Corporation** in 2011 and an additional **14.9 percent federal funding cut to the Legal Services Corporation** for 2012. The organization will likely face an additional 10 percent cut in 2013. Adding to the problem, the Public Legal Aid Fund—Legal Aid's second largest funding source—has recently **decreased by 18 percent**.

The current array of funding sources and contributions is **not a viable substitute for stable funding** to ensure that legal assistance is available to the poor. The following charts and narratives show the revenues that are used to provide the services detailed on the previous page.

### REVENUE



### **EXPENDITURES**

One of the most challenging aspects of legal aid work is to extend the impact of limited funds as efficiently and effectively as possible. The following chart and narratives show the expenditures that are used to provide the services detailed on the previous page.



## **Representing Hope – Client Stories**

### A Small Intervention with Lasting Consequences

The client, a 20-year old student at the University of Arkansas at Fayetteville, worked at a local bookstore and attended school full-time. She was estranged from her family and could not get them to help her financially with school costs or to supply information that would help her secure financial aid. Due to this, she was turned down for student aid and told that she needed an attorney or no help would be available. Feeling hopeless and under emotional and financial strain, the client called Legal Aid of Arkansas.

Pro bono volunteer Matt Osman was assigned her case, and through his efforts, the client was declared an independent person. As a result of this new status, the client was able to get a generous Pell Grant and a scholarship and to move forward with her life.

Advocate: Matt Osman, AmeriCorps Attorney - Legal Aid of Arkansas

### **Protecting Arkansas Homes**

The client's ex-husband died and left her with a large sum of money, which she used to buy two properties. A few months later, she gifted the properties, which had an estimated value of \$60,000, to a man based on his promise to take care of her and her property. The client was vulnerable and suffering from bipolar disorder. A month after he was granted the warranty deed to the properties, he served her with an eviction notice. The client, who had been living in one of the properties, turned to the Center for Arkansas Legal Services for help. Center attorney Cecille Doan filed a complaint on the client's behalf, which led to the man settling the case and conveying the real property back to the client. In addition, he paid for filing fees and court costs.



Advocate: Cecille Doan, Staff Attorney – Center for Arkansas Legal Services

### Guardian for the Guardians

The client, a grandmother whose daughter had stage four cancer, wanted to make sure her grandchildren would be taken care of. The father's whereabouts were unknown, and the family feared that the children might be placed in foster care if they couldn't find help.

The Reynolds Cancer Support House had been assisting the family and called the Center for Arkansas Legal Services on behalf of the family to express the urgency of the matter. Kathryn Stocks volunteered to handle the case, even though three days earlier, she'd accepted another guardianship case.

Stocks obtained the guardianship for the grandmother of three and managed to resolve the entire matter in less than 25 days, helping the children secure a stable home.

Advocate: Kathryn Stocks, RVAP Pro Bono Attorney - Jones, Jackson, & Moll





## More client stories are available on the Arkansas Legal Services Partnership website at www.arlegalservices.org/clientstories.

## **Representing Hope – Client Stories**

## In the Name of Justice

On disability for several years, the client was involved in an automobile accident that broke his neck. While he was recovering, his mortgage company repossessed his house, changed the locks on the doors, and began garnishing his disability checks.

The client called Legal Aid of Arkansas to see what his rights were and was assigned to Jeannette Robertson. Ms. Robertson advised the client to file for Chapter 7 bankruptcy in order to protect his income.

The matter was resolved in the client's favor, and the client had an assured income as he continued his recovery.

Advocate: Jeannette Robertson, EAJP Pro Bono Attorney - Robertson Law Firm

## **Partners for Justice**

The client took her great-niece to Arkansas Children's Hospital for a myriad of medical problems, including seizures, cerebral palsy, and gastrointestinal disorders. The child's mother felt unable to continue caring for the child, and after the father died the year before, the child was in danger of being removed from her mother's care.

The client wanted to provide the child a stable home and sought help for her legal problems through the newly-established Medical-Legal Partnership at Arkansas Children's Hospital. Jamie Goss Dempsey was given the case and successfully assisted the client with the adoption of her great-niece as well as a durable power of attorney for the client's son.

Advocate: Jamie Goss Dempsey, VOCALS Pro Bono Attorney - Quattlebaum, Grooms, Tull & Burrow

## A Christmas to Remember

The client was referred to the Arkansas Volunteer Lawyers for the Elderly (AVLE) Program by the East Arkansas Area Agency on Aging for a debt collection issue. The client, a permanent resident alien and Spanish speaker, wanted help negotiating lower monthly payments on her debts. Legal Aid of Arkansas referred her to volunteer attorney Joe Barrett, who waived his fees.

Rather than negotiating lower payments, Mr. Barrett helped the client discharge more than \$17,500 in a Chapter 7 bankruptcy. The client thought that she still owed the attorney for his fees, and Legal Aid called to tell her during the Christmas shopping season that she did not owe Mr. Barrett any money. The client was so pleased that she sent thank you notes and Christmas cards to Legal Aid, thanking them for all that they had done for her.

Advocate: Joe Barrett, AVLE Pro Bono Attorney - Joe Barrett, Attorney at Law









## **Pro Bono Attorneys of the Year**

## John Coulter

#### Pulaski County VOCALS Attorney of the Year

The VOCALS Board of Directors honored John Coulter of James, Carter & Coulter as the VOCALS Attorney of the Year for 2011. In 2011, Coulter accepted three cases and volunteered more than 170 pro bono hours to the VOCALS Program. Since joining VOCALS, he has accepted cases in family, consumer, and probate law.

John Coulter – James, Carter & Coulter





## Shane Bridgforth

#### Jefferson County VOCALS Attorney of the Year

Shane Bridgforth has been named the Jefferson County VOCALS Pro Bono Attorney of the Year for 2011. Bridgforth has always believed in equal justice for all and that people in the community should have access to the assistance of an attorney in important legal matters regardless of their economic status. He has handled 41 VOCALS cases and his volunteer work has provided critical legal assistance to low-income residents in Jefferson County.

Shane Bridgforth - Ramsay, Bridgforth, Robinson & Raley

## Paul Gean

#### **River Valley Volunteer Attorney Project Attorney of the Year**

The River Valley Volunteer Attorney Project presented its 2011 Pro Bono Publico Award to Paul Gean. Gean, a member of the River Valley Volunteer Attorney Project since 1993, has handled cases involving guardianship of adults and minors, advance directives, powers of attorney, adoption, home ownership, wills, and estates.

Paul Gean – Gean, Gean & Gean





### Tom Womack

#### Outstanding Volunteer Attorney for Legal Aid of Arkansas

Legal Aid of Arkansas recognizes Tom Womack as the 2011 Outstanding Volunteer Attorney. In 2011, as president of the Arkansas Bar Association, Womack donated more than 600 hours of pro bono service and promoted the importance of access to justice for all and increased pro bono services as a goal of the Bar. Womack's emphasis on the promotion of justice, both in his personal volunteer service and in his public promotion of financial support for organizations that provide pro bono services to needy Arkansans, has earned him the honor of being recognized as the 2011 Champion of Justice for Legal Aid of Arkansas.

Tom Womack – Womack, Landis, Phelps & McNeill, P.A.

## Stephen K. Wood

#### Arkansas Volunteer Lawyers for the Elderly Attorney of the Year

The Arkansas Volunteer Lawyers for the Elderly honored Stephen K. Wood as its 2011 Pro Bono Attorney of the Year. Since becoming an AVLE pro bono volunteer in 1990, Wood has handled more than 296 cases, and in 2011, he donated more than 30 hours of volunteer work.

Stephen K. Wood – Wood Law Firm



## **Representing Hope – Access to Justice Campaign**

In 2011, the Arkansas Access to Justice Foundation, Legal Aid of Arkansas, and the Volunteer Organization of the Center for Arkansas Legal Services raised **a combined total of \$312,895** to support free civil legal services for low-income Arkansans and projects to increase access to civil justice. Of that amount, VOCALS raised \$164,833, the Arkansas Access to Justice Foundation raised \$125,401, and Legal Aid of Arkansas raised \$22,661. Significant gifts came from the **Walmart Legal Department**; the **Walmart Foundation**; **Friday, Eldredge & Clark**; **Wright, Lindsey & Jennings**; **Tyson Foods**; and **Dillard's, Inc**. In all, 26 of the state's 75 counties were represented. 643 individuals contributed, along with 47 law firms, 3 bar associations, and 32 corporations and foundations.

## 2011 ACCESS TO JUSTICE FOUNDATION EXPENDITURES

The mission of the Arkansas Access to Justice Foundation is to promote and to support access to the civil justice system by persons in Arkansas who cannot afford a lawyer and for whom the law does not provide a right to counsel; to educate the public regarding the needs of Arkansans related to meaningful access to the justice system; and to assist in support activities, including fundraising, that enable the Arkansas Access to Justice Commission, the Center for Arkansas Legal Services, Inc., and Legal Aid of Arkansas, Inc., to fulfill their missions of providing access to civil justice and legal aid to Arkansans who cannot afford a lawyer and who qualify for legal services.

In addition to distributing 79% of its revenues to support the provision of free legal services, the Foundation funded several notable projects in 2011, including a petition to the Arkansas Supreme Court that resulted in **amendment of Administrative Order No. 15** to allow out-of-state attorneys not admitted to practice in Arkansas to provide pro bono services under the sponsorship of a legal aid provider; a pilot study that examined the **scope and prevalence of self-representation in Arkansas**; and the development of a first-of-its kind iPhone application called "**iProBono**" that allows Arkansas attorneys to review and accept pro bono cases representing low-income Arkansans. For more information about these and other initiatives, visit www.arkansasjustice.org.

**4%** of revenues supported special projects.

**8%** of funds raised provided general operating support for the foundation.

**9%** of revenues supported fundraising and promotion activities designed to increase volunteer and financial support for legal aid.

**79%** of foundation funds were distributed for the provision of free legal services.

Your contributions of money and pro bono volunteer time are critical to our efforts to close the justice gap in Arkansas. The pages that follow list all of the partners who supported the 2011 Access to Justice Campaign by giving or volunteering. Thank you for your participation in the campaign. Together, we represent hope for the thousands of Arkansans for whom justice would otherwise be denied.

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