

1 IN THE CIRCUIT COURT FOR PRINCE GEORGE'S COUNTY, MD

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PRINCE GEORGE'S COUNTY BAR ASSOCIATION

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MEMORIAL SERVICE

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FOR

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RICHARD BEE BLAND

8

DONALD J. CAULFIELD

9

C. PAUL CHAMPION, III

10

FRANCIS J. FORD

11

MARTIN E. GEREL

12

WILLIAM E. KNIGHT, SR.

13

ARTHUR A. MARSHALL, JR.

14

EDWARD W. NYLEN

15

PETER FRANCIS O'MALLEY, III

16

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Thursday, November 17th, 2011.

18

3:00 P.M.

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COURTROOM 3400

20

COURTHOUSE

21

UPPER MARLBORO, MARYLAND

22

23

24

MICHELLE HOUSTON

25

Official Court Reporter

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1 JUDGE ADAMS: Good afternoon. Welcome, everyone,
2 to this annual Memorial Service memorializing this year
3 so many members of the Prince George's County Bar
4 Association. Glad to have all of you here.

5 So, at this time, I'm going to turn the service
6 over to Judge Missouri so that we can begin.
7 I want to just bring it to your attention that there are
8 several seats that are empty right now. The Judges will
9 join us. But because we have such a lengthy program, we
10 wanted to make sure we started on time. So please
11 excuse them as they join us for the program. I invited
12 them to please join us, even though they are still
13 finishing up their dockets at this time. Thank you very
14 much.

15 JUDGE MISSOURI: Thank you, Your Honor. Good
16 afternoon to everyone. We're going to try to move as
17 expeditiously as we can, at the same time keeping in
18 mind the solemnity, I should say, of the occasion. But
19 before I speak, I must yield to the President of the
20 Prince George's County Bar Association, Debra M. Davis,
21 Esquire.

22 Ms. Davis.

23 MS. DAVIS: Thank you. Greetings, Administrative
24 Judge Tillerson Adams, Judges of the Circuit Court,
25 Judges of the District Court, other members of the

1 judiciary, elected officials, colleagues, members of the
2 bar, friends and family of the deceased colleagues of
3 the Bar Association. My name is Debra Davis. I'm
4 President of the Prince George's County Bar Association.
5 Welcome to our annual Memorial Service.

6 This is an annual event, and it's always
7 well-attended. It's become one of our most popular
8 events, so thank you so very much for being here. I'm
9 proud to say that as a Bar Association, we're truly a
10 family. And we have lost some dear friends this year.

11 On behalf of the Bar Association, I'd like to
12 say thank you to all of the family members for sharing
13 your loved one with us, and their presence, their
14 contribution will be missed.

15 I'd also like to thank Judge Missouri for
16 heading up the committee this year. He's done an
17 awesome job, as you can see. And, again, thank you to
18 the families for sharing your loved one with us. Thank
19 you.

20 JUDGE ADAMS: As Judge Missouri is coming up, I
21 just want to make one announcement: As you notice,
22 there are some people standing in the back of the
23 courtroom. You are welcome to stand, but we have
24 provided an overflow for this ceremony today. So there
25 is comfortable seating in the jury lounge and there's

1 screens around and everything is being transmitted into
2 the jury lounge and the sound quality is excellent.
3 Judge Missouri.

4 JUDGE MISSOURI: Thank you very much, Judge
5 Adams. To the Honorable Sheila R. Tillerson Adams,
6 Administrative Judge for the Seventh Circuit, to all of
7 the Associate Judges of the Seventh Circuit, Honorable
8 Glenn T. Harrell, Court of Appeals, Honorable Michele D.
9 Hotten, Court of Special Appeals, Honorable Jim P.
10 Salmon and Jack Garrity also of that court, to all of my
11 colleagues from the Seventh Circuit who are now retired,
12 as am I, with a smile, to all here in attendance,
13 particularly to the family members of our deceased
14 brethren, we appreciate your being here.

15 And although this is a memorial, please don't
16 sit with sad faces. Everybody smile. And there's
17 nothing wrong with clapping your hands for someone if
18 you think it's appropriate.

19 Shirley Anita Chisholm, the first African
20 American woman elected to Congress was reported to have
21 said, "Service is the rent we pay for the privilege of
22 living on this earth." If that is so, collectively,
23 those being memorialized today paid more than their due
24 rent because of the great service that they rendered
25 during their lifetime. And to the family members here

1 assembled, I understand it's difficult today to see
2 beyond the sorrow; however, may looking back in memory
3 help comfort all of your tomorrows.

4 We are going to move expeditiously, as I said.
5 Everyone here can read. I don't want to insult your
6 intelligence as was done to me on a program the other
7 night where they read a five-page bio that was already
8 printed in the booklet, so I'm not going to do that to
9 you. What I'm going to ask you to do is, please look at
10 the back of your program, you will see the eulogists and
11 we are going to proceed in that order and the next time
12 you'll hear from me will be at the end of the program.

13 So without further ado, Mr. Powers, it is
14 yours, sir.

15 MR. POWERS: Thank you, Your Honor.
16 May it please the Court, distinguished guests, on behalf
17 of the Prince George's County Bar Association, I want to
18 welcome the members of the Bland family. I'm speaking
19 on behalf of Richard Bland. Richard had a wonderful
20 life of 79 years with the proper balance of hard work,
21 interesting diversions and a devotion to a lovely
22 family.

23 Just a quick summary of Richard's life: He was
24 born on September 17th, 1931 as the depression was
25 starting to grip our country. This is the same year

1 that actor James Dean, Regis Philbin, the TV host, and
2 Sam Cooke, the singer, were born. Richard lived with
3 his parents Agnes and Jim and an older brother Jim, Jr.
4 His family had a farm that is now practically downtown
5 Suitland. As a lad, I remember riding by the farm and
6 seeing horse jumps in the front field. That is today
7 the intersection of Route 4 and Suitland Road.

8 After receiving his law degree from the
9 University of Virginia, and being admitted to practice
10 in 1957, Richard attended Officer Candidate School in
11 Newport Rhode Island and spent three years in the Navy.
12 His oldest son Jim was born in Pensacola while his
13 mother and father were there.

14 Richard was admitted to practice in Prince
15 George's County, and at that time, a Circuit Court Judge
16 made \$15,000 per year. A Baltimore City Circuit Court
17 or Supreme Court Bench Judge made \$11,500 per year. And
18 an Associate Judge of the Court of Appeals \$21,000, and
19 the Chief Judge of the Court of Appeals made \$22,000 per
20 year.

21 After his beloved Mary Clare passed away of
22 Huntington's disease, he began spending more time at his
23 farm in Melwood. He felt that the simple values of life
24 were important to convey to his children, so he began
25 spending more time on the farm with them in various

1 farming and family activities.

2 Richard was extraordinarily knowledgeable in
3 the field of foreclosures and other bank law-related
4 issues. He served a term as President of the American
5 College of Mortgage Attorneys and was involved in
6 various other civic and professional organizations. His
7 son Jim pointed out that Richard spent little time
8 talking of himself but instead turned the conversation
9 back to the person to whom he was speaking and was
10 always interested in what they were saying and
11 expressing.

12 Richard had a formidable influence on young
13 lawyers who worked or clerked at Lancaster, Bland,
14 Eisele and Herring, and his attention to detail was
15 well-known and extraordinary. As much as Richard was a
16 student of the law in banking, and he served as Chairman
17 of the Board of Maryland Federal, which at the end had
18 22 branches, he enjoyed spending his leisure time
19 hunting.

20 I recall spending a very cold Thanksgiving
21 morning with my son and Richard looking forward to
22 shivering and monumental discomfort. As I was getting
23 my things ready so that we could begin hunting, I looked
24 over at Richard and out of a burlap bag he pulled a
25 propane burner and canister and said, "Just because

1 you're hunting, doesn't mean you have to be
2 uncomfortable." We spent a morning of warmth and warm
3 conversation.

4 Andy Dwyer, who was Richard's first cousin,
5 tells us the story that when he was boating down the
6 Patuxent one time on a beautiful summer morning, he came
7 upon Richard's boat, which was generally kept in
8 Solomons, and Richard was sitting at a table at the back
9 of his boat with a large coffee mug and papers strewn
10 out on a table in front of him. Andy said, "What the
11 hell are you doing with all of those papers on a boat?"
12 And Richard's reply was, with a broad smile, "This is
13 where I can get my serious work done."

14 More recently, from early September through the
15 winter months, Richard spent more and more time at a
16 farm over on the Nanticoke in Dorchester County hunting
17 whenever he could. Richard leaves a fine family and a
18 lot of people better off for having known him who
19 profited from his knowledge and experiences.

20 Thank you very much.

21 (Applause)

22 MS. KELLY PASCIUOTO: May it please the Court,
23 my name is Karen Kelly Pasciuto and I am a very proud
24 member of the Prince George's County Bar Association. I
25 was very honored when Judge Missouri asked me to speak

1 on behalf of Donald J. Caulfield. Mr. Caulfield was a
2 long-time member of our Bar Association. He practiced
3 law and invested in real estate throughout Prince
4 George's County for 44 years. Born in New York City to
5 Irish immigrants, he is survived by his wife Pat, who we
6 are honored to have here today. They were married for
7 57 years. He's also survived by 10 children. Let's see
8 if I can get them all: Patrick, Joe, Jamie, Tim, Dan,
9 Terrence, Christopher and daughters Maureen, Kathleen
10 and Christine. Sadly, Don was preceded in death by his
11 son Michael, he was 19, in 1975.

12 In addition to his 10 children and wife, he
13 left 27 grandchildren at the time of his death. That's
14 quite a legacy. So Don, husband, father, grandpa, he
15 was also a veteran. He served honorably as a Staff
16 Sergeant in the US Army 713th Armored Flame Throwing
17 Tank Battalion in the Pacific Theater. The battalion
18 was the only flame throwing battalion in the army.

19 Following his military service, he attended and
20 graduated from George Washington University School of
21 Law. He was a trial lawyer and he specialized in
22 insurance defense, which is where I come in.
23 In 1980, in the early '80s, following the death of my
24 own dad's law partner, a law firm was formed, Caulfield,
25 Kelly and Holler, at Mr. Caulfield's Mt. Ranier office.

1 Now, I was in my early 20's, newly married, new
2 baby, working as a nurse at Children's and never dreamed
3 that I would be an attorney. I remember Mr. Caulfield
4 as a very tall, big and rather imposing man. And he was
5 just very much an imposing figure in my eyes and we
6 would chuckle around the dinner table because when the
7 Caulfields outgrew their house in Hyattsville, he just
8 bought the one across the street and we thought, "Oh, my
9 goodness." Well, then you were around his "I mean
10 business" voice. And we did hear through the family
11 tales that when he had his "I mean business voice," all
12 of those Caulfield children scattered and hid praying
13 they wouldn't be the last one grabbed. So, apparently,
14 he had a pretty good grip on things, which was very
15 reassuring to my mom, who is kind of a no-nonsense
16 person.

17 I, as an attorney, had no experience dealing
18 with Mr. Caulfield, although he was still here when I
19 began practicing. But I did often hear that he did not
20 suffer fools lightly. I do want to share, though, that
21 between a very tough exterior, there was a soft heart.
22 Within two weeks of the formation of Caulfield, Kelly
23 and Holler, my own father was flown by MedStar, and very
24 ill at Washington Hospital Center. I can only say, as a
25 practicing attorney now, that I can imagine the stress

1 that Don Caulfield and Don Holler were going through
2 back at the office given this turn of events. But I can
3 only remember Don talking to my father and saying,
4 "Don't worry, rest, get well. Everything's covered."
5 And to this day, I remain grateful as I saw the stress
6 just drain from my dad's face. That was due to Don's
7 words and actions.

8 I also know that Catholic schools and Catholic
9 Charities were a very big philanthropic priority to
10 Mr. and Mrs. Caulfield. They sent all eleven of their
11 children to Catholic elementary school, Catholic high
12 school and college. That's a lot of tuition for those
13 of you who don't send your children to Catholic school.
14 And one of the things that I did not know, but did learn
15 in researching more about Don and his life, was that he
16 was the proprietor of the old Marlboro Hotel, which was,
17 back in the day, across from the Prince George's County
18 Circuit Court and that is now the site that is occupied
19 by our County Administration Building.

20 I would like to say to Mrs. Caulfield and to
21 Don's family that I always pray that you and he are at
22 peace. And I would like to offer a brief little Irish
23 prayer in memory of Don, and it goes as this: "If roses
24 grow in heaven Lord, then pick a bunch for me. Place
25 them in my father's arms and tell him they're from me.

1 Tell him that I love him and miss him, and when he turns
2 to smile, place a kiss upon his cheek and hold him for a
3 while."

4 Thank you, Mrs. Caulfield.

5 (Applause)

6 JUDGE MCKEE: Judge Missouri just told me I
7 have to introduce myself to you. Normally, if there's a
8 group of people that are angry with me, I always
9 introduce myself as Vincent Femia. My name is Graydon
10 Samuel McKee.

11 Judge, Judges, C. Paul Champion, III, was born
12 on December the 1st, 1943. Passed away on June the 23rd
13 of this year. I'm going to ask you to bear with me
14 because Paul was a very close personal friend of mine.
15 He was a native son of Prince George's County. Raised
16 and educated in the public schools of Prince George's
17 County. Graduated from Suitland High School in 1961.
18 He was a varsity wrestler. I only mention that because
19 if you knew Paul, and if you've ever had a case with him
20 in court, you would have understood that back when he
21 was a teenager, he was a grappler and a fighter, even
22 back then. He certainly was in the courtroom.

23 After graduating from high school, he enrolled
24 and attended Montgomery College. That was a very
25 interesting choice he made then, because it was at

1 Montgomery College that he met his future wife. They
2 had a class together in 1963. It was in the spring of
3 1963, if I remember correctly from what he told me, and
4 it was on July 27th of that very same year that he and
5 Martha Anne were married.

6 After Montgomery College, he enrolled at the
7 University of Maryland College Park in their school of
8 radio, television and film. He had numerous small jobs
9 along the way while he was trying to educate himself.
10 And it was in 1967 that he and Martha Anne moved to
11 California, Hollywood, California, because he had a job
12 with the American Broadcasting Corporation, ABC. While
13 in California, he decided to further his education by
14 enrolling at the University of -- oh, I'm having that
15 same pause, but I'm not running for President of the
16 United States -- the University of Southern California.

17 I remember Paul. We would have lunch often
18 after he was in the practice of law because he was a
19 sole practitioner. And I remember him telling me a
20 story he had about why he was trying to get into UCLA,
21 or the University of Southern California. He told me
22 that he was trying to transfer his credits from Maryland
23 and Montgomery College there, but they weren't going to
24 let him in unless he took a non-credit course in
25 California History. Now, I mentioned before that Paul

1 was a bit of a competitor, a grappler, if you will. So
2 he demanded, at least that was his words, he demanded to
3 see the Dean about this. He wanted to know why he had
4 to take California History. So he got in front of the
5 Dean and he made his pitch and he argued with the Dean,
6 and the Dean finally said, "Well, Mr. Champion, I
7 understand, but I'm going to tell you why you have to
8 take California History for no credit." Paul says,
9 "Why?" He said, "Well, Mr. Champion, you are not going
10 to get into school unless you do." Being a realist, he
11 took the course, passed the course and, of course, was
12 admitted to the University of Southern California.

13 Paul received his degree from the University of
14 Southern California with a Bachelor of Arts Degree in
15 cinema in 1970. During this whole period of time, he
16 continued to work for ABC. And even after graduating,
17 he worked at ABC. I remember on many, many a times he
18 would talk and reminisce about his early life in
19 California. He would talk about some of the things that
20 he did, like, for instance, he covered at least two
21 Academy Awards, which he found that very interesting.
22 He worked on the Wide World of Sports for them, but one
23 of the real highlights I think of his part of that time
24 in California was the fact that he spent two weeks
25 aboard the USS Yorktown. He said, "Do you know what the

1 Yorktown is?" "Yeah, I do. I know what the Yorktown
2 is." That's a large aircraft carrier in the Pacific at
3 the time. He was there for two weeks because he was
4 covering the recovery of the Apollo 8 space capsule and
5 he found that to be an extremely interesting endeavor in
6 time to just try to live aboard ship let alone what was
7 going on in the ocean and what they were looking for at
8 the time.

9 It was, I think, if I remember right from
10 talking with Martha Anne, it was around 1972 when Paul
11 decided he was going to strike out on his own and do
12 some freelance work in photography and filming. That
13 took him to Australia. And needless to say -- oh, I had
14 a time limit, which I'm supposed to limit myself to five
15 minutes or less, according to Judge Missouri. He's
16 smiling. He knows that I could probably go on and tell
17 you a lot of stories, some of which probably wouldn't be
18 appropriate to talk about here about Paul because he was
19 a very, very interesting person.

20 He had a lot of adventures, I can assure you,
21 in Australia. When he was in Australia, Martha Anne and
22 the girls -- by the way, he had, while in California,
23 they had two children, Cheryl and Debra. I did get that
24 right, didn't I? Okay. When he went to Australia, the
25 girls and Martha Anne came back to Maryland and were

1 living in Maryland at the time. When he returned to the
2 United States, he came back to Maryland and continued in
3 a lot of his freelance opportunities and things he did.
4 One of the clients he had was the Maryland Department of
5 Economic and Community Development where he did a number
6 of training films for them. He also did similar types
7 of work for Roanoke, Virginia and other communities.

8 One of the highlights he had during that period
9 of time, as I try to remember it correctly, he actually
10 carried on film and carried on a personal face-to-face
11 one-on-one interview with Ted Kennedy during his period
12 of time and that was filmed and televised.

13 Paul did a number of things in his lifetime.
14 He acted as a plumber. He drove a truck for the
15 cleaners, Rainbow Cleaning Company I think it was. He
16 drove a truck for them. He was a fence contractor. He
17 managed rental property, a whole number of things, which
18 became extremely valuable to him when he had to take on
19 clients and he would be representing them. He truly
20 understood some of the personal problems and things that
21 business people went through because he wore those shoes
22 himself from time to time.

23 He returned to work for the American
24 Broadcasting Company in the Washington D.C. News Bureau
25 and it was there that he became associated with Ted

1 Koppel. He helped in the filming and part of when Ted
2 Koppel was covering the Iran hostage crisis situation.
3 He later worked with Ted Koppel during Ted Koppel's
4 Nightline.

5 I remember a few -- well, it was certainly more
6 than a few months ago, but it was certainly this year
7 where Paul and Martha Anne shared with me a letter that
8 he had received from Ted Koppel after Ted had found out
9 about Paul's illness. And it was very, very clear that
10 if you read the letter, and how he wrote to Paul, that
11 he knew Paul well and I think truly appreciated the
12 unique qualities that Paul had. And it was a very
13 enlightening letter that they sent to him.

14 Paul had been ill for a period of time before
15 he finally left us. But I mentioned that he returned to
16 work for the News Bureau at ABC. What you really need
17 to know is that that was his night job. His day job was
18 he enrolled and was accepted into law school and so he
19 attended day school during the day and worked at night
20 for the American Broadcasting Corporation. I once asked
21 Paul, I said, "Paul, why, based on all the things you've
22 done, and you were really in the news, in the video part
23 of it, why and how did you ever get interested in the
24 law?" And he said, "Well, there were three men that had
25 a lot to do with that. One of them was Carlton Greene,"

1 and Carlton was the one who introduced me to Paul in the
2 first place and convinced me -- actually, really didn't
3 convince me, he just introduced me to Paul and suggested
4 that it might be a good idea if I were to hire Paul as a
5 law clerk. He also indicated that Bob Law who had these
6 law offices in Bowie, had been very influential in
7 convincing him he would like to become a lawyer. And
8 another individual who he'd been involved with in the
9 Chamber of Commerce, or the Junior Chamber of Commerce I
10 think it was, was a guy named Al Northrop, who we now
11 know as Judge Northrop. He said that those three
12 gentlemen, and the way that they conducted themselves
13 and what they were doing and how they were helping other
14 people, convinced him that that was the profession that
15 he would like to do.

16 He graduated from the University of Baltimore
17 School of Law in 1991. And I had the privilege and
18 pleasure of working with him during the next year as my
19 law clerk. He was a very unique law clerk. I can
20 assure you that. Like I mentioned before, he had a very
21 forceful personality. He didn't mind arguing with a
22 Judge about certain things. And he would always express
23 his thoughts about it. I have to admit, I didn't always
24 follow those things that he saw, but he was always very
25 interesting in discussing cases.

1 MR. NEMEROFF: Judge Missouri, Your Honors,
2 distinguished ladies and gentlemen and guests, my name
3 is Steve Nemeroff. I've had the privilege to practice
4 law with two people in my life, David Moormon and
5 Francis Ford. I, like Mr. Ford and many before them,
6 are long time members of the Prince George's County Bar.
7 Frank Ford was not just a good lawyer, he was one of the
8 great trial lawyers of his time. But Frank was not
9 someone to wear his greatness on his sleeve. He went to
10 St Joseph's University in Philadelphia. He graduated
11 here in Washington from Georgetown University. He began
12 practicing law in 1959 at being a plaintiff's lawyer at
13 a prestigious defense firm called Macleay, Lynch. He
14 immediately started trying cases in 1959, and for the
15 next 51 years he never stopped trying cases up until the
16 day he died as he was scheduled to be in trial in court
17 two days later.

18 I spoke to a lot of people after Frank died.
19 He just touched so many lives, just to find out more
20 about him. Over 51 years it was confirmed that he tried
21 more cases in the State of Maryland than any lawyer
22 living at the time. Think about that. For 51 years he
23 tried cases in Prince George's County and all throughout
24 the Maryland, D.C. jurisdictions. No other lawyer was
25 so accomplished. It wasn't that he was just an

1 experienced lawyer, he was one of the most talented and
2 skilled lawyers around.

3 In 1975 when Frank was only 41 years old he was
4 nominated by his fellow attorneys and inducted into the
5 Prestigious American College of Trial Lawyers which
6 recognizes only the top one percent of lawyers in the
7 entire state. But what's so remarkable about Frank is,
8 if you talk to him, if you went into our offices, you
9 wouldn't know any of this. You wouldn't see a single
10 diploma, a single award, a single plaque of his
11 extraordinary lifetime, accomplishments, anywhere in his
12 office, and that was vintage Frank Ford.

13 To Frank, the law was a profession based on
14 honesty and integrity. There were no ethical issues
15 with Frank. There was a right way and a wrong way and
16 it was crystal clear to him. What wasn't crystal clear
17 was why no one else saw it his way. He used to say the
18 ethical lines were clear. Once you moved it, once you
19 stepped across it, you could never come back. And he
20 never did.

21 In this era where money and greed often
22 influence a lawyer's value, Frank was affected by
23 neither. Making money from the practice of the law was
24 the result of his efforts not the reason for it.
25 His view of the law was based on his deep-rooted respect

1 for it.

2 To Frank the courtroom was like a church. A
3 sacred place to be treated with respect and dignity.
4 The law was his Bible and its tenets were truth and
5 justice. Other than the Catholic church, there was no
6 place else in the world Frank would rather be.
7 Frank was such a good lawyer because he spoke straight
8 to people. It didn't matter whether it was the
9 president of a bank or the porter in a building. There
10 was no pretense to Frank and that's why juries loved
11 him.

12 Frank had a total absence of swagger or
13 bravado. He never threatened to call the judge. He
14 never wrote a CYA letter. He never postured for his
15 client. His word was his bond. He was, more than
16 anything else, the consummate gentleman, and he
17 understood that civility was not a sign of weakness. He
18 was just so comfortable in his own skin.

19 Frank and I had lunch virtually every day when
20 we weren't in trial. He ate the same meal every day.
21 He went to the same place every day. I dare say, he
22 would tell great stories and I desperately tried to find
23 out those things about judges and lawyers, and he never
24 uttered a bad word about anyone, and Lord knows, I
25 tried.

1 For fifty years, Frank not only lived by this
2 creed, he instilled it in others. His sage counsel, his
3 straight-forward demeanor was sought after by every type
4 of lawyer, young or old, Judge or novice, colleague on
5 the defense bar or adversary on the other side. But if
6 you wanted his sage advise you had to do like everyone
7 else did; you had to either call him or show up at his
8 office at 5:00 in the morning.

9 What was it about Frank that moved people so?
10 If you knew Frank, if you spent any time with him, if
11 you ever tried a case against him, you knew. Frank was
12 an oasis of righteousness. He was the conscience of all
13 lawyers who had the privilege of his guidance. His
14 physical presence, the sound of his voice, or mere
15 mentioning of his name was a beacon of light for those
16 whose judgment was ever in doubt. His honesty, his
17 integrity, his wisdom and his civility will be sorely
18 missed, but he will live in our hearts and minds
19 forever.

20 Thank you very much.

21 (Applause)

22 MR. SAMET: May it please the Court, my name is
23 Robert Samet and I'm a partner in the law firm of
24 Ashcraft & Gerel. It was my great fortune to have
25 worked so closely with Martin Gerel for so many years.

1 Indeed, he hired me. And this enables me to spend a few
2 minutes with you telling you all about the man that we
3 in the firm knew. Marty Gerel was a dignified gentleman
4 who treated everyone with whom he came in contact with
5 respect, and in return he earned the respect of
6 everybody who came in contact and knew him. He never
7 raised his voice in anger to anyone. And even those of
8 us who knew him well had difficulty ever telling when he
9 wasn't having a good day.

10 As a lawyer he set an example for all of us in
11 the firm on how to think before speaking, plan one's
12 words carefully, and use silence and brevity to great
13 advantage. He was a natural leader among men. He
14 didn't seek out a leadership role, it just happened. In
15 our partnership meetings we generally run them in a
16 relatively egalitarian matter. There was nobody running
17 the meeting, but we always found ourselves leaving a
18 seat at the head of the table for Marty, not because he
19 asked for it, but because this was the role that he
20 naturally fit into. And even in the end when he
21 couldn't make it to most of the meetings, that seat was
22 always left open for him.

23 In the meetings themselves he rarely spoke up.
24 And when he did, it was only after listening to
25 everybody else, absorbing their views, and he carefully

1 measured his words. Everybody waited to hear what he
2 would have to say and he was always very sensitive about
3 the views of others. He would not ever impose his will
4 upon others, but he guided us. Staff members from our
5 other offices reminisce about Marty coming to our annual
6 party that we have every year and he would have his
7 favorite booth that Selma, his wife, they would station
8 themselves in this same booth every time. He would sort
9 of hold court in this booth and people throughout the
10 firm would stop by, pay their respects and sit down for
11 a few minutes. But they still talk about how he knew
12 and remembered everyone and could talk to them
13 individually. And it surprised many of them because
14 they were in our distant offices. But he made everybody
15 feel important.

16 Most of Marty's biographical sketches are in
17 the booklet here, so I'm not going to repeat everything,
18 but Marty and Lee Ashcraft started the firm of Ashcraft
19 & Gerel in 1953, at least one of them while still
20 working full-time for the U.S. government. They started
21 in a small walk-up office downtown in D.C. They had two
22 offices, two little offices side by side, and a tiny
23 reception area right outside the two offices.

24 Marty loved to tell about how they had to share
25 a fan, and they would put this fan between both of their

1 offices. Of course, there was no air conditioning back
2 then, and everybody knows how sweltering it can be in
3 D.C. in the summer. And when they would have a rare new
4 client come into the office, the one who was
5 interviewing the client would get the fan. The other
6 one would sit in the other office and would keep calling
7 the main number, the main office number, so that it
8 would sound like they were busy.

9 On the beginnings of the firm I actually have
10 copies of their handwritten tax returns for the years
11 1953 and 1954. For 1953 they show gross receipts of
12 \$843.00. For 1954 they did a little bit better, and
13 there was an attached long list of expenses. One of our
14 speakers just talked about some of the salaries back in
15 those days, or a little bit later, but on this list of
16 expenses you can find a total of the list was \$1,009.
17 Telephone service for the year was \$196.00. Magazine
18 subscriptions -- and Marty loved magazines, so I can
19 assure you there are a lot of them -- the total magazine
20 subscriptions for the year were \$21.05, stationery was
21 \$122.47, mimeographing \$90.00, office supplies \$16.22,
22 typewriter rental \$16.00, parking \$2.50 for the year.
23 And, of course, there's your -- every business has
24 business lunches. For the year, their business lunches
25 that they deducted as an expense were \$21.05.

1 Marty used to tell how in order to save money
2 in those days, because those were lean times, on their
3 court pleadings they would type starting at the very top
4 of the page and go all the way down to the very bottom
5 of the page and go from one side of the page with no
6 margin all the way to the other side of the page. I
7 have to tell you that I still believe the Maryland Rules
8 of Procedure that prevents one from doing that was
9 actually written because of them, I'm sure.

10 Many of you know that Marty worked full-time
11 until just before the end. People would also marvel at
12 how a man at 92 years old could keep working, or would
13 keep working, the way he did. And he would be the first
14 one in the office in the morning. We would also ask him
15 why he was still working and he always said that he
16 loved to work and that's why he kept on doing it. Even
17 as late as a month before the very end, he was trying to
18 figure out a way to get into the office using a
19 wheelchair. And we found out that he was speaking to
20 the guard concierge down in the lobby about how he would
21 get out of the car, come up in the wheelchair, but he
22 just couldn't arrange it. So we set up a computer for
23 him. Of course he had a little hard time learning the
24 computer. This is not something that he was raised on
25 during his formative years, but we brought a computer to

1 his house and we set it up for him. We had an IT guy
2 who set it up for him, and he wanted to be able to
3 monitor the e-mail back and forth between the partners.
4 And he did. He actually had -- I went and visited him.
5 He had a seat there. He would plant himself in that
6 seat with the television on, but right in front of him
7 he had this TV tray with his laptop on there and he kept
8 it open and every time an e-mail would come in, he would
9 be watching.

10 Marty had a very keen intellect even up until
11 the very end. Over the years, many times I would sit in
12 his office and if you wanted to speak to him and you
13 went in the office he would always be on the phone, so
14 you would have to sit down and wait for a break. I
15 would sit there and I would watch him, and he would be
16 reading a newspaper, he would have it open, and he would
17 have the phone cradled up on his shoulder at his ear and
18 he would be talking to somebody on the phone. And every
19 now and then he would drop one side of the newspaper,
20 grab a pencil and jot a note, put the pen down, pick the
21 newspaper back up and he would be speaking. So he would
22 be doing three things at one time and I don't know how
23 he did it because I never could, but he was a master at
24 multitasking and it was a sign of keen intellect.

25 What a role model he was for the other lawyers

1 in the firm. I can honestly tell you that I've never
2 encountered a lawyer as tenacious and vigorous in his
3 advocacy as Marty was. One of the things that I
4 remember, I mean, as a young lawyer, actually continued
5 all the way till the end, it was still his way, young
6 lawyers would go into his office to brag about having
7 gotten a good settlement offer and, you know, you were
8 very proud and what you would hear from Marty is a
9 suggestion on how you might be able to get a little bit
10 more. And, you know, one of the things that
11 characterized him is he always got more. He always got
12 more than any of us could get, and he loved that. He
13 could come and tell me that he had gotten a settlement
14 in a case that I had previously predicted to him, number
15 one, that he never should have taken it because I
16 wouldn't have touched it with a 10 foot pole, and then
17 he would come and brag about the settlement and it was
18 always just amazing to me how he pulled it off. But he
19 had a way of doing that. So his tenacity and his
20 vigorous advocacy were something that we all knew him
21 for.

22 Marty also, on top of all this, had a very good
23 sense of humor and he didn't take himself too seriously.
24 I was coming down to Upper Marlboro here today and it
25 made me recall an incident when I was a law clerk. This

1 was probably around 1975. Marty had this big Workers'
2 Compensation case and his files were always thick and he
3 would put them into a small briefcase and zip it up and
4 they would be bursting at the seams. And he went down
5 to argue this motion that I had worked up for him, came
6 down here to Upper Marlboro. He had to argue it. We
7 were still in our Silver Spring office at the time. And
8 he went down to Upper Marlboro that morning and he got
9 back around noontime.

10 I heard the door opening so I went out into the
11 foyer to see what was going on, and he came to the door
12 and he goes like this, he's got this perplexed look on
13 his face. I said, "What?" He said, "I can't find my
14 briefcase." So I grabbed my car keys and I went running
15 out of there as fast as I could and I think he told me
16 that he remembers carrying it when he left the
17 courtroom, but after that, he didn't remember. So I
18 went driving down here to Upper Marlboro and I'm coming
19 down 202, and it's still a small road, but in those days
20 it was even more country-ish, and it was springtime and
21 I may be a few miles before Upper Marlboro and suddenly
22 in the distance I see snow. It's springtime. And I got
23 a little closer and I realized it wasn't snow, it was
24 paper. And I got real close and I see papers flying on
25 one side of the road and papers flying on the other side

1 of the road. And I pulled my car over to the side of
2 the road and said, "You know, this can't possibly be the
3 file," but I picked up one piece of paper, sure enough,
4 it was the case.

5 So I spent about 15 minutes running around in
6 the fields picking up pieces of paper, and I had a
7 mountain of paper, and I got everything, as it turned
8 out. But also while I was out there I'm looking on the
9 side of the road on the shoulder and I see his briefcase
10 and it has burst open and right down the center is this
11 wonderful tire track. While I grabbed the briefcase, I
12 put it in my car and I saved that briefcase for maybe
13 10, 12 years because I used to love to show it to him
14 and tease him about it and show people, and he always
15 got a big laugh out of it.

16 One day Len Ralston, who was also partner at
17 that time, was cleaning the office up. He liked to do
18 that. And he tossed out the briefcase, so I don't still
19 have it, but I loved to tease Marty about that episode.
20 He had a good sense of humor about himself.

21 I could talk for a long time, I'd be found in
22 contempt of court, I'm sure, but I have a dozen or more
23 Marty Gerel stories, and those of us who work with him,
24 we love to exchange anecdotes, stories about him. When
25 we run into people in the profession, most people have a

1 Knight who I am here to talk about; his wife Kathy is
2 here in the front row, and his six children are all here
3 as well, his daughters Nancy, Carol, Lisa, Jacquelyn and
4 his sons Billy and Ryan have joined us here today.

5 I just want to say Bob Manzi was supposed to be
6 here to give this talk for Bill, and out of all of us
7 Bob served with Bill the longest, 37 years. But he
8 ended up having an unfortunate conflict today. He had
9 to be in Florida with his children, so I am very happy
10 that the job fell to me. Out of all of us, I think I
11 was with Bill the second longest, which was 27 years, so
12 I feel very happy that this has fallen to me.

13 Bill was born on June 15th, 1946, and he died
14 on December 6th, 2010. He was born in Riverdale,
15 Maryland, grew up in College Park, attended Northwestern
16 High School. I think he knew Judge Ahalt as he was
17 growing up over there in College Park. He was a
18 Maryland boy all the way through, went to the University
19 of Maryland, went to the University of Maryland Law
20 School, graduated in 1972. The only thing here that
21 kind of jumps off the page at me, and Bob prepared these
22 notes and I'm going to be as true as I can to them, but
23 it says that Bill was a member of the Maryland Law
24 Review from 1969 to 1972. I find that very hard to
25 believe. In 27 years I don't think I saw Bill write

1 anything. He always had other people. He always had
2 other people to do that for him, but I'm sure it's true.

3 In 1969 while he was in law school, Bill worked
4 as a meat cutter in Langley Park. And also was a law
5 clerk for Russ Shipley, and he had two children all
6 while he was in law school; married, two children,
7 working as a meat cutter and working for Russ Shipley.
8 I think all those things kind of fit very well together.
9 During this time he also had two daughters, as I
10 mentioned. And in 1972 Bill became an Associate at the
11 firm which subsequently became known as Shipley,
12 O'Malley & Miles. And before that, he was with the firm
13 of DeBlasis, Kaler, Shipley & O'Malley. So I'm sure all
14 of you remember those names from all of those years ago.

15 As I was reading this another thing jumped out
16 at me. When he was an Associate at Shipley, O'Malley &
17 Miles, you had together in the same firm at that time,
18 and these are among others, but you had together in the
19 same firm, you had Bill Knight, Bob Manzi, John Miles,
20 Glenn Harrell all under the tutelage of Mr. O'Malley.

21 Now, when I look at that list, I'm sure that
22 they worked really hard. I'm sure they did. But I know
23 that they played pretty hard, too. All of you who knew
24 all those lawyers know that to be true. But that was
25 quite a group that they started with. And I know Bill

1 over the years, it's quite ironic, I think, that he's
2 being honored on the same day as Peter O'Malley because
3 although he ended up leaving that firm, he always had
4 the greatest respect for Mr. O'Malley and the chance
5 that he gave him to start off in the legal profession.
6 But in 1977 Bill and Mr. Shipley and Bob Manzi decided
7 to start their own law firm and they came down here to
8 Upper Marlboro and started a zoning and land use firm
9 which was known as Shipley, Knight and Manzi. And after
10 Mr. Shipley left several years later, it became Knight &
11 Manzi and it carried that moniker for many, many years.

12 And there's a funny story about when they left
13 the O'Malley firm. They had a meeting. All the lawyers
14 in the firm were sitting in the meeting and Bill and
15 Russ Shipley and Bob announced that they were leaving.
16 And, so, Mr. O'Malley took it in stride. Lawyers come
17 and go in this business. We know that. So he said,
18 "Well, now that you've announced this you can get up and
19 leave so we can talk." So as they were getting up to
20 leave the room, at the edge of the table nearest to the
21 door there's a young associate sitting there who had
22 been with the firm, I think, all of two days, and his
23 name was Paul Hackner who is now, as we know, a Judge
24 down in Anne Arundel County, and just to show you Bill's
25 sense of humor, even in the difficult moment, as he

1 walked past Paul Hackner, he patted him on the shoulder
2 and said, "See what you caused."

3 Bill was an excellent lawyer. You know, I
4 think everybody here knows that in the years of his
5 practice when you mentioned zoning and land use lawyers
6 in Prince George's County, a few names came to mind and
7 those names were people like Bill Knight, Glenn Harrell,
8 Russ Shipley, Bill Meyers and others, but Bill was
9 always at the top of that list. He was an excellent
10 zoning attorney. He had something to do with a lot of
11 the big developments around here in Prince George's
12 County. Very active behind the scenes in politics. He
13 was also a great businessman. Not many people know
14 that.

15 Bill invested in a variety of things throughout
16 his life. A lot of you know the restaurant, I think a
17 few of you have frequented from time to time, Bentley's
18 in College Park. Well, Bill was half owner of that
19 restaurant for, you know, from the time it opened until
20 the time he died. I think a lot of people didn't
21 realize that. He was also invested in shopping centers,
22 in office buildings and condominiums, all kinds of
23 ventures, and he was always very, very successful in
24 anything that he tried.

25 On a personal side, as I said, I was with Bill

1 for 27 years and the thing that I always said about him
2 was, Bill was the world's best partner. He was the
3 world's best partner. And the reason I say that is
4 because he put his own needs second to the needs of the
5 firm as a whole. He always did that. Year after year
6 he would sacrifice remuneration for himself to make
7 other people happy, to keep the firm together. And I
8 always said that he was the glue that held us together.
9 And as events subsequent to his death have proven, I was
10 right about that. But he was the glue that held us
11 together.

12 He also had a very special knack for people.
13 The thing about Bill is, you know, people weren't always
14 just his clients, or his business associates, or
15 whatever, or people running for political office that he
16 supported, they were his friends as well. Those of you
17 who know Bill, he was a quiet guy, but he was very
18 intense. I used to call him the world's most nervous
19 calm man. He was very quiet, he didn't seek the
20 spotlight, he didn't seek to be in the newspapers or out
21 front that much on things, but when he got to know
22 people, they remembered him and they became his friends.
23 And when we buried him down in Calvert County last year,
24 I have to admit I was with him for 27 years and I was
25 surprised when his funeral procession went from the

1 church up to the cemetery, the police had to close down
2 Route 4. There were so many cars, and the procession
3 was so long. And that struck me because Bill was never
4 the one to seek the spotlight or to seek admiration, or
5 anything like that, but when people knew Bill Knight
6 they remembered him and they came out for him when he
7 died.

8 There's a part in this biography that Bob put
9 in here that I think he's going to regret putting in
10 here. He says, "Those of you who know Bill know that
11 there were several things that Bill really enjoyed. One
12 was his family, two was playing sports," and that's
13 true, he used to be our coach in the old softball
14 league, county softball league. He was a dead serious
15 coach, too, I'll tell you that much. Right up to his
16 death he had statistics from the old team in the office,
17 but he only kept the ones from the years where he had
18 the highest batting average. He did keep those
19 statistics. We played against Judge Harrell's team and
20 the O'Malley team and we had a great time doing that.
21 So he loved to talk about sports, but it also says here,
22 "He also enjoyed giving me," Bob Manzi, "a lot of
23 grief." Well, that is an understatement. And those of
24 you who know Bob and know Bill know that up until about
25 20 years ago when Bob finally reached maturity, he was

1 the type of person who generated things where you could
2 give him a hard time, and Bill just relished it. And I
3 can tell you, and this is a true story, that in his
4 desk, written down, Bill Knight had the top 10 Bob Manzi
5 stories of all time. And he would refer to them from
6 time to time and break it out and talk to people and
7 laugh like crazy over it. All in good fun, believe me,
8 and Bob was a good sport and gave it back to Bill as
9 well.

10 But that list, I'm not going to go into it
11 because, once again, Judge Missouri will get mad at me.
12 But David Letterman never came up with a top 10 that
13 rivalled that list, I'll tell you that much.
14 But, you know, when I talk about Bill I tend to laugh
15 and I tend to smile. But on the serious side, his death
16 really was a tragedy, you know. He was 65 years old.
17 He was a young man still. And those of you who knew
18 Bill knew that he was always a big, robust, vibrant,
19 athletic man. And for him to be the first one of us to
20 die was really a shock, really a shock to all of us. He
21 left a beautiful wife, Kathy, who's seated in the front
22 row with his six children who I named before. Four of
23 the children are grown and on their own and doing well.
24 Two of them are teenagers. Jacquelyn and Ryan are
25 teenagers still at home. And right up to the time of

1 his death, Bill was the coach of Ryan's basketball team,
2 along with Dan LaPlaca, who's seated over there, his
3 friend and partner. Bill was the coach of that
4 basketball team and when he died the team dedicated the
5 rest of the season to Bill, and wouldn't you know it,
6 those boys went out and won the championship in that
7 league for the first time in the history of the school
8 and they dedicated the season to Bill and there's a
9 banner up in the gym and everything. It was a very,
10 very touching moment for everyone. So, he was not only
11 a great lawyer, he was a great partner, he was a great
12 family man. You know, his death was a tragedy, but I'm
13 still going to smile and I'm still going to laugh
14 whenever I think about Bill because of all the great
15 memories that I have of the 27 years that we spent
16 together. He was my friend, he was my confidant, he was
17 my partner, he was my managing partner. And I think
18 about Bill almost everyday and I know I'm going to
19 continue to think about him. I'm going to pray for him.
20 I'm going to be there for his family. Thank you very
21 much.

22 (Applause)

23 JUDGE MISSOURI: While Judge Femia makes his
24 way up, Your Honor, may the record reflect the speaker
25 was John F. Shay, Jr., Esquire. He didn't say it

1 himself, but I will.

2 JUDGE FEMIA: Judge Adams, colleagues, ladies
3 and gentlemen, Sally. I've been asked by Bill to
4 memorialize Bud Marshall. I really don't know how you
5 do that. He was my hero, my mentor and my friend. But
6 as I look around this room, I can say that this looks
7 like a Bud Marshall alumni gathering. How can I offer
8 anywhere near the memorial for Bud Marshall that the
9 attendance of the people in this gathering represent. I
10 mean, I'm not even going to try. I can start with Judge
11 Adams and just go straight on down, Judge Hotten, Judge
12 Garrity, so good to have you with us, Jack, Judge
13 Spellbring, Judge Sothoron, Judge Missouri. There's no
14 way I can name everybody in this room who is an alumnus
15 of Bud Marshall.

16 He, you know, you really can't think of having
17 a real, other than somebody who's in your immediate
18 family, your father, having a real hero in your life.
19 Bud Marshall was a hero. Not just because he learned to
20 stop bullets on Pork Chop Hill. I'm not talking about
21 that. God knows he made us watch the movie over and
22 over. This is true. Sally will verify it. After he
23 passed away on the 13th of January, I called her up and
24 said, "What's he doing to us?" Because on the 15th of
25 January, what the hell do you think is on television?

1 Pork Chop Hill again.

2 I'm not talking about that heroism. Everybody
3 knows about that. I'm talking about what he did for
4 this community. That kind of heroism. A guy who did
5 what was right, not what was popular. An Example in the
6 notes that I prepared here, we're talking 1957, this
7 guy, along with Paul Hickey, they formed a local swim
8 club, and it's integrated. Do you have any idea what
9 that meant in Prince George's County in 1957? It was
10 not the most popular move in Seabrook, believe me. But
11 he didn't do it for any reason other than the fact
12 that's what should have been done. I mean, he and Paul
13 would not have even considered it not being integrated.
14 I mean, not integrated, they couldn't consider that.
15 They just were not that kind of people.

16 I know that Don Caulfield was part owner of the
17 Tilton Hilton, that's what we called the Upper Marlboro
18 hotel. And before, before it was Don's, I can remember
19 our integrating it at the expense of a gentleman who
20 wanted to be here today, but couldn't because he had a
21 doctor's appointment at a quarter of three. It was Jim
22 Taylor. And I'll never forget the day that we dragged,
23 literally dragged Taylor across the rope to the Tilton
24 Hilton because Bud called for a meeting. "We're going
25 to have a meeting at lunch. Tell everybody. Look

1 around. Tell Jim we're going to have a meeting at
2 lunch." "Where?" "Over at the hotel." "No, I can't be
3 there." "What do you mean you can't be there? We're
4 going to lunch over at the hotel." "No, no, no." "I
5 don't understand, Bud said we're having a meeting.
6 We're having it at the hotel." "I can't go to the
7 hotel." "What the hell you talking about, you can't go
8 to the hotel?" "It's not available to the colored
9 folks." That's what Jim was back in the early '60s was
10 a colored folk. He eventually became an African
11 American, but it took many, many years. He went from
12 being colored, black, Afro-American, now African
13 American. I told Bud, "Jimmy says he can't go, it's
14 segregated." Bud, for the first time it dawned on him
15 that such a thing could happen where he was the State's
16 Attorney. He said, "He's going." We literally dragged
17 Jim across the street screaming and hollering and
18 calling us names suggesting somebody was going to get
19 killed out of this. I'll never forget, we went through
20 the front door, those of you who may have some time or
21 other had a libation at the Hilton will remember Mary,
22 Mary and Elizabeth. Elizabeth would meet you. Yeah, he
23 remembers, Your Honor. When he came through the front
24 door, she looked at us and said, "Well, I knew
25 integration was coming, I just didn't think you boys

1 were bringing it." Jim's never forgiven us.

2 Well, anyway, that was Bud. That was Bud's
3 attitude. And that was his attitude to the community.
4 I remember vividly, and I'm not going to ramble on, I
5 remember vividly ticket fixing was sort of like an
6 accepted sport in Upper Marlboro when we arrived. And
7 the number one ticket fixer was the Chief of Police. He
8 would send his agent down with a stack of tickets to be
9 adjudicated -- adjusted. Adjusted. One day Bud's
10 coming from his home in Seabrook and it so happens that
11 at the stoplight at Cipriano and 450, a stop sign, he
12 slid through the stop sign in front of a cruiser. There
13 was a cruiser behind him and he went through the stop
14 sign and they pulled him over. I won't tell you who the
15 officer was, but Jerry said to him, he goes -- he said,
16 "Sir, I stopped you for going through the stop sign."
17 He was in training at that time. He had an FTO sitting
18 in the cruiser. So Bud said, "All right, I understand.
19 License and registration." He goes back to the cruiser.
20 The FTO says, "That's Bud Marshall. That's the State's
21 Attorney. What the hell? Are you crazy? Go back up
22 there." He goes back up and says, "Oh, Mr. Marshall,
23 there's really no reason to give you a ticket. You
24 certainly understand the laws." "Write the ticket."
25 "Well, okay, if you insist." He goes back and tells the

1 FTO, he says, "I've got to write the ticket." "Don't
2 you dare write that damn ticket. Are you crazy? Go
3 back and give him his license and registration." Bud
4 said, "Write the ticket or get indicted. Take your
5 pick." "Okay." So he writes him a ticket for going
6 through the stop sign.

7 Bud immediately then speeds to the courthouse,
8 gets to Ms. Muir (SP). Do you remember Ms. Muir? The
9 last Republican Trial Magistrate in Prince George's
10 County, said, "Ms. Muir I got a ticket for going through
11 a stop sign. How much is that?" "Fifteen dollars."
12 "All right, ma'am." He gives her fifteen dollars, says,
13 "Please stamp that." She stamps it, he takes it up,
14 puts it in his desk drawer.

15 That afternoon Denny pulls up with a stack of
16 tickets, Bud looks at the tickets and he says to Denny,
17 opens the drawer, pulls out the ticket, says, "Denny,
18 why the hell should I fix those tickets when I pay my
19 own?" He said, "Who dared give you a ticket?" "None of
20 your business." That was the end of the ticket fixing.

21 I actually, as a young prosecutor in court, I
22 had a man come and told me he had to have his ticket
23 fixed because he was a Democrat. "Say what?" He was a
24 Democrat. I run up to Bud and I said, "Do we fix
25 tickets for Democrats?" He said, "There's no sense

1 issuing tickets in this community. We don't fix tickets
2 for anybody." But that was Bud. Bud had a vision of
3 his community and his position in the community as the
4 prosecutor, and I believe everybody in this room will
5 agree with me that he set the standard for prosecution
6 in Prince George's County, for then and forever.

7 I say he was a mentor. Those of us who worked
8 with him loved him because with Bud, as long as you
9 could tell him why you thought it was right to do what
10 you did, he was with it. He would go to the wall with
11 you even if you were goofy, as I sometimes was. If you
12 could tell him, "Look, I thought this was the right
13 thing to do and this is why," that's it. He didn't care
14 about anything else. He'd let you try your own cases.
15 He never interfered with you trying your cases. The
16 only thing he insisted upon is if it was going to end up
17 on A1 or B1 of the Washington Post, he wanted in on it.
18 But he always let you try your cases except for one case
19 that I know of when I was a Deputy, and a certain
20 assistant whose name I won't mention, who was in the
21 courtroom trying a possession of marijuana case for two
22 days. Bud said to me, "Where's Dick?" I'm not
23 mentioning his name. "Where's Dick?" "Down in
24 Courtroom Two." "What's he doing?" "Trying a marijuana
25 case." "For two days on a marijuana case? You go in

1 there and nolle pros that case." I said, "No, Bud."

2 And he got a conviction. It's amazing.

3 Yeah, he was a friend, my old buddy, Art. The
4 old ones remember why we called him, "My old buddy Art."
5 We had a lady who worked in the office by the name of
6 Ms. Spiller, (sp) Mary Lou Spiller, who was Bud's alter
7 ego in mentor-ism, and Mary Lou came back to the office
8 one day, I was in there with Bud, I don't know whether
9 we were going over something, and she said, "Mr.
10 Marshall, there's a gentleman at the counter who insists
11 on seeing you. He won't go away, insists on seeing you.
12 He wants to see his old buddy Art." Bud looked at me
13 and said, "Take care of this." So I go out and this
14 guy, seeing me come out of the State's Attorney's Office
15 and thinking I'm his old buddy Art, starts in on me. We
16 had some words. They were nice words. And he went
17 away. But my old buddy Art was a true friend. You
18 could, outside of the office, away from the office,
19 every day, you could always count on Bud Marshall. And
20 everybody who knew him and worked with him knows that.

21 We all, all of us, owe an awful lot to our old
22 buddy Art. So sorry to see him go, but so glad we were
23 able to get a lot of his time before he went. As I
24 said, hero, mentor and friend, we're going to miss the
25 hell out of him. Thank you.

1 (Applause)

2 MR. TROLL: Your Honors, members of the Nysten
3 family, friends, fellow attorneys, my name is Robert
4 Troll. I was privileged to be a partner with Ed Nysten
5 for over 35 years starting in 1975.

6 Ed's career in Prince George's County, in
7 particular the northern part of the county, actually
8 spans some 60 years. Ed specialized in handling complex
9 commercial real estate transactions. It's not a very
10 exciting specialty, but he became a living legend at
11 what he did. He was the man to see for any astute
12 advice during the heyday of the county's real estate
13 development.

14 Now, for those of you who have heard of Ed, you
15 may know that in 1960 he and a fellow lawyer in Prince
16 George's County by the name of John Gilmore formed the
17 firm of Nysten and Gilmore in old Hyattsville. Now, Ed
18 Nysten and John Gilmore couldn't have been any more
19 opposite from one another. John Gilmore was Maryland's
20 last four-letter man in sports. Four letters in one
21 year. Ed Nysten, by contrast, was somewhat shy and
22 retiring, wasn't athletic. In fact, as we pointed out
23 in his biography, Ed had a handicap. He only had one
24 leg having lost it as a child. But Ed had a keen
25 intellect, as did John. And when they were

1 unceremoniously booted out of a law firm together in
2 Upper Marlboro, they liked each other, they decided to
3 hookup with one another. But, again, they were as
4 different as night and day.

5 Nylen and Gilmore achieved a preeminent
6 reputation in real estate in the county after they
7 started for some 35 years. They had a lot of lawyers go
8 through their firm; Lance Billingsley, Jim Chapin, Bill
9 Meyers, Bill Gruhn. There were some hard times during
10 those times. Ed, I think, to quote John Shay, was the
11 glue that held things together. Ed was soft-spoken,
12 mild-mannered, easy to talk to, easy to get along. He
13 had some problems with some of the lawyers, the younger
14 ones in the firm. In fact, one Christmas Ed's gag gift
15 was stripes like a referee would have and a loud whistle
16 so that he could command some order in the partners
17 meetings.

18 Ed, however, was a visionary, and in 1995 the
19 law firm of Nylen and Gilmore, myself included, merged
20 with Peter O'Malley's firm to form O'Malley, Miles,
21 Nylen & Gilmore. Further enhancing the firm's image
22 after that merger, we subsumed the firm and the
23 attorneys from the prestigious firm of Fossett &
24 Brugger.

25 Now a special note about Ed's role as a lawyer

1 in the law of real estate was his development and
2 creation of the air rights building in Bethesda,
3 Maryland. Now, the air rights building, for those of
4 you who don't know about it, was built over an old B & O
5 Railroad line. It was built on the concept that the air
6 above property has property rights and can be developed.

7 Now, just think about the challenge that that
8 would present to any lawyer, much less a real estate
9 lawyer. How does one create a legal description that
10 you can put down on paper of air above property? How
11 can you employ that concept to put up three buildings,
12 air rights being -- building being the first major
13 building in Bethesda. How could you convince skeptical
14 lenders to fund the project?

15 Well, Ed and his client worked through all
16 those problems. They worked hard to create and salvage
17 and put that building together. And it was, in fact,
18 put together in 1966.

19 Now, Ed's clients over the years included some
20 of the most prominent developers, builders, investors in
21 the Washington area. Many of them became his friends.
22 Not just his friends for a day, or for one case, or one
23 project, but his friends for a lifetime. Many of those
24 friends of his and clients of his remain with the firm.

25 Even when Ed was in his 80s, Ed would still

1 come to the office to see his clients, his friends.
2 They would still seek his advice. They would still seek
3 his sage counsel. You see, the thing about Ed Nylan,
4 not only did he have a brilliant mind when it came to
5 real estate, not only was he a visionary when it came to
6 growing his practice and the firm, Ed was not only a
7 skilled lawyer, but he was a genuinely kind, gracious,
8 and humble man. He made many friends in Hyattsville, in
9 Prince George's County, even though he never graced the
10 courtrooms such as Mr. Gilmore.

11 His friends remember him to this day. They
12 remember the stories people have told about Ed. Ed was
13 an investor in various ventures as well; some good, some
14 not so good. I distinctly recall he had invested in a
15 restaurant in Bowie called the Pigeon Inn. He changed
16 the name, sought to make a go of it, it didn't go, lost
17 money.

18 One day Ed and I had a forecloses sale on the
19 eastern shore in, of all places, Worcester County. And
20 Ed wanted to take the back roads to go to Snow Hill,
21 which is where the courthouse is, for any of you who
22 have been there. So we took the back roads. I'm riding
23 with Ed in his favorite car, which was a rather large
24 and old, I think it was a Lincoln, I'm not sure, several
25 years old, and Ed's just going down the roads barreling

1 along.

2 Well, of course, we got lost. We didn't know
3 where we were, but we've got to be at the foreclosure
4 sale at 2:00. Meanwhile, Ed's not worried. He says, "I
5 still think we have time to get to Snow Hill. We can
6 probably get some lunch. We can have the foreclosure
7 sale. We'll find our way." Well, 30 minutes later
8 we're still going through the back woods somewhere on
9 the eastern shore. Ed pulls over. Nothing around. And
10 he says, "You know, I think I own some interest in this
11 property over here in this field. I think we leased
12 that to a tenant. Those look like soybeans." I said,
13 "Ed, Ed, we've got to get going. We've got to get
14 going." He said, "Don't worry about it, we'll be
15 there." He was a very calm person. We're getting
16 increasingly, increasingly close to the time when we're
17 going to have the sale. We finally found a farmhouse.
18 We asked them where we were. Fortunately, we were seven
19 miles from Snow Hill. We rush to the courthouse. We
20 park, unfortunately, illegally. We run up to the
21 courthouse steps. Here's the auctioneer to conduct the
22 sale. Ed said, "See, I told you we had nothing to worry
23 about."

24 Ed was a genuine person. He was the person
25 that held our firm together. He was the person who, in

1 his 80s, would give counsel to his long-time clients,
2 some of whom are in their 90s. Ed's door was always
3 open to all of us. His advice was always sought and it
4 was freely given. He was a friend to everybody in our
5 firm, a mentor, a great human being, and we, at
6 O'Malley, Miles, miss him greatly. Thank you.

7 (Applause)

8 JUDGE HARRELL: Judge Tillerson Adams, members
9 of the Circuit Court, other members of the Circuit
10 Court, Appellate Courts, District Court, friends,
11 family. My name is Glenn Harrell.

12 I think I first met Peter in '73. I think he
13 found me in an alley where I had been forced to live
14 after Joe Casula threw me out of the County Attorney's
15 Office. And showing a corporal act of charity, Peter
16 hired me to be an Associate at what I think at the time
17 was still called DeBlasis & Kahler. I became his
18 partner in '77 and left the firm in '91.

19 I'd like to recognize, joining us, Jan
20 O'Malley, Peter's wife. They were high school
21 sweethearts, married in college. Representing the
22 O'Malley children, we have Peter F. O'Malley, the
23 Fourth, who is here on his own behalf and on behalf of
24 his sisters; Kathleen, Susan, Mary, and Jennifer, who
25 are quite remarkable in their own right. They are very

1 famous in the Harrell household because they used to
2 baby-sit our sons when the O'Malleys lived in Clinton
3 and we lived in Clinton. What made them particularly
4 remarkable, because they were the only babysitters who
5 ever came back for a second bite of the apple because
6 all the previous babysitters we ended up having to bury
7 out in the backyard.

8 I put a lot of the empirical information about
9 Peter in the book in the back. I commend particularly,
10 that's a wonderful photograph, a somewhat distorted
11 picture, of Peter standing in the parking lot of the
12 Capital Centre, which, between he, Matt Osnos and David
13 Osnos, enabled Mr. Pollin to build. I was responsible
14 for the trees in the parking lot.

15 Peter's career spanned politics, business, the
16 law and charity. I thought rather than trying to put it
17 in my own tortured words, I would do something very
18 risky, that I would use what other people have written
19 about Peter, some of which happened to be newspaper
20 reporters, not some of his closest friends, but as it
21 turns out after he passed, they have a very much higher
22 regard for him than he even thought.

23 Barry Rascovar used to write for the Baltimore
24 Sun, I believe, and now he's writing for the Gazette
25 papers. I think Mr. Rascovar was largely a political

1 columnist. He wrote, "Peter O'Malley is one of
2 Maryland's best kept political secrets. He is a
3 consummate behind-the-scenes orchestrator, a quiet
4 consensus builder who is tireless and committed to
5 achieving his goals. He's a major figure in Suburban
6 Washington's history. He was a political heavyweight
7 who changed Prince George's County politics for the
8 better and brought progressive honest government to the
9 county."

10 Now, most of the old timers know this from the
11 history of the '60s and '70s and '80s, that he and Steny
12 Hoyer and another group of folks that included over the
13 course of time Jack Garrity and Vince Femia and a host
14 of other people, Jerry Devlin, had what was called the
15 breakfast club, which was an organization that sought to
16 organize the political structure, the government
17 structure in the county and produce reliable candidates,
18 most of whom were elected, and we had honest government
19 in the county coming from what had been a rough patch
20 back in the bad old days, and as we have learned
21 recently, leading to a rough patch in the county, which
22 prompted another columnist, Robert McCartney, who writes
23 for the Washington Post, you may read his work in the
24 Metro section of the Post, to write an article that
25 praised Peter for being, quote, a principled political

1 boss, end quote. Something he would hate to hear. But
2 the point of McCartney's article was if we had more
3 people like that, we wouldn't have gone through these
4 rough patches that we have in the county.

5 Tim Maloney also wrote an article and it
6 contains one of my favorite stories, but leading up to
7 that, Timmy said in the article he wrote that was in The
8 Post as an opinion piece, commented on Peter. He said,
9 "He led the largest and most influential law firm in
10 Prince George's County. He had a near photographic
11 memory, an enormous attention to detail. He was a
12 wonderful friend and mentor who's real genius lay in
13 reforming disorganized institutions and attacking ideas
14 and plans that lacked analytical vigor."

15 Now, the story that I like that Timmy included
16 in this was an unknown newspaper reporter had written an
17 article and had referred to an anonymous source that
18 shared this story. It goes something like this: Now,
19 this is Timmy talking. "Even the hint of media
20 criticism could drive Peter to distraction. In 1989 one
21 generally favorable newspaper profile contained an un
22 attributed quote suggesting that O'Malley was a
23 brilliant strategist and businessman, but not really a
24 courtroom lawyer." Part of the quote was something
25 like, "If you wanted to hide something from Peter, put

1 it in the law library." O'Malley suspected correctly
2 that that quote came from me. He confronted me and then
3 found himself a case in Maryland's highest court to
4 argue, which he won, to prove again, correctly, that I
5 was wrong. The case that Peter argued was one he stole
6 from me.

7 Peter, as you have heard from some of the other
8 speakers, the firm went through a lot of iterations. I
9 think originally it was DeBlasis and Kahler, which I
10 think was formed shortly after Adam and Eve were cast
11 out from the Garden of Eden, and the officers were over
12 in the Iverson Mall. That's when I joined the firm, in
13 '73, and went through all these iterations that have
14 been spoken of down to the present day where it is
15 O'Malley, Miles, Nylén & Gilmore. Peter was the
16 managing partner for the longest part of that time. I
17 think the firm reached at its height of something like
18 36 lawyers, more or less.

19 I won't take up your time with a lot of the
20 inside stories. If you want to hear those, we tell them
21 around the campfire whenever the alumni gather. You are
22 going to have to buy me a drink.

23 Peter lived life with purpose, focus, order,
24 loyalty and charity. Actually, the charity part I kind
25 of found out more about after he passed. I didn't know

1 it. When he left the firm as managing partner and he
2 was of counsel for a number of years, and then he and
3 Jan would split their time between the property in
4 Rehoboth and West Palm Beach, they formed a charitable
5 trust call the Good Neighbors Family Trust and were
6 doing an incredible amount of good work helping people
7 to achieve self-sufficiency. And that work continues to
8 the present time.

9 So, having spent so much time excelling at the
10 law, in politics, in business as you see from the
11 biography material. He achieved so many things in the
12 Washington area, some of which led to national
13 implications with business people. And he was the
14 President of the Washington Capitals Hockey Team. He
15 was the President of the Greater Washington Board of
16 Trade, the Federal City Council, all these sort of
17 things were bespeak somebody who had a plan and
18 eventually surrounded himself with like-minded people.
19 He loved team players. I never thought of myself as a
20 wide receiver except in the literal part of the law, but
21 we ended up at the end with a lot of like-minded people
22 practicing law. At one point we decided to change the
23 name of the firm to a name that's not as generally
24 known. We called ourselves Judges R Us. As you heard
25 from an earlier speaker, starting with Sam DeBlasis,

1 Sr., who was a Judge of this Circuit Court, then
2 followed by Bill Spellbring, Tom Smith, John Davey, Paul
3 Hackner in Anne Arundel County, John McKenna, who is the
4 Administrative Judge of the District Court sitting in
5 Anne Arundel County. Have I missed anybody? I think
6 that's pretty much it. Which I think is rather a lot of
7 folks that have come out of that firm, and Peter had
8 something to do with each and every one of those.

9 My most vivid recollection was when I applied
10 for the Court of Special Appeals seat. I guess it was
11 1990. I went down for my interview with Governor
12 Schaefer and I bombed. I wasn't the bomb, I bombed, and
13 I knew it. So I'm driving back up Route 50 trying to
14 stay in my lane while I'm beating my head on the
15 steering column and my cell phone rang. It was Peter.
16 I couldn't have been gone five minutes out of the
17 Statehouse and the phone rang and Peter said, "Go to the
18 next interchange, turn around, and go back to the
19 Statehouse, the Governor's waiting for you." And he
20 said, "Lighten up and tighten up." I guess I choked
21 under the pressure and tended to be totally humorless
22 and talked too much when I was in the interview with the
23 Governor, so the advice was to "Lighten up and tighten
24 up." I went back and had a great conversation with the
25 Governor, and it worked.

1 There could be no better advisor than Peter
2 O'Malley. Thank you.

3 (Applause)

4 JUDGE MISSOURI: May it please the Court, Judge
5 Adams, we thank all the presenters, but Ms. Davis and I
6 now have one more duty to perform. If you would allow
7 us to, please, we have tokens of affection and
8 appreciation from the Prince George's County Bar
9 Association which we are going to present to the
10 representatives of the family, the designated family
11 leader that has been so designated. We asked for that
12 in advance. But there are a couple of people that I
13 have to thank because of what has happened here today.
14 It didn't just magically appear. And, of course,
15 Georgia Perry, Executive Director of the Bar
16 Association, deserves a lot of thanks and appreciation
17 from all of us. And Debra Ward, who had the unfortunate
18 task of being my Administrative Aide now that I am
19 working again, did a lot of typing and things on this,
20 she did a lot of communicating with everyone, so I thank
21 her tremendously. And, of course, I thank all the
22 presenters because you didn't have to do it. I know
23 John Shay pinched hit and you did a marvelous job, John,
24 and we appreciate that. We appreciate everyone.

25 By the way, if you like the pictures, let us

1 know because I did something because Glenn Harrell sent
2 in a picture with his remarks, a picture of
3 Mr. O'Malley, and I thought it would be significant if
4 we could do that for everyone that we are honoring. And
5 I know most of you would not know who the people were,
6 and, admittedly, we didn't do the best job with the
7 pictures, but, hopefully, we did a pretty good job with
8 it.

9 One more thing I have to do. My present boss'
10 name is Rushern Baker, the Third, the Executive for
11 Prince George's County. He could not be here today but
12 he wanted me to pass his remarks to all of the family
13 members, that he wishes he could be present today, but
14 he could not be here today, however he sent someone to
15 represent him, and that's the Acting County Attorney, M.
16 Andree Green. Ms. Green, stand up, let everybody see
17 who you are. Thank you for being with us.

18 By the way, Judge Adams was kind enough to say
19 that if you have a collage of pictures, please bring
20 them and they will be displayed in the jury lounge,
21 which is on the second floor. So if you want to get a
22 good look at some folks, go down to the second floor in
23 the jury lounge. I used to know the room number when I
24 was a sitting judge. I no longer need to know it now,
25 thank goodness, but I'm sure you can find it very

1 easily.

2 At this time we're going to ask Jim Bland to
3 come forward. On behalf of the Bar Association.

4 MR. BLAND: Thank you.

5 JUDGE MISSOURI: Mr. Caulfield, thank you, sir.

6 MR. CAULFIELD: Thank you.

7 JUDGE MISSOURI: Ms. Martha. That's Ms. Martha
8 Champion, for those you who don't know her. Ms. Susan
9 Campbell in the back, come on up, please, ma'am. This
10 is Mr. Ford's daughter. And for Mr. Gerel, Mr. Samet
11 will be the beneficiary. Ms. Kathy Knight. Ms. Sally
12 Marshall. In behalf of Edward Nylen, his grandson Ed
13 Nylen. Is he here? Mr. Troll will take it. Thank you,
14 Mr. Troll. And last, but not least, certainly, Peter
15 O'Malley the Fourth. Thank you.

16 (Applause after each name.)

17 Judge Adams, on behalf of the Prince George's
18 County Bar Association, Ms. Debra Davis and all of the
19 officers, I thank all of the attendants for coming today
20 to memorialize our colleagues. It is a good and proper
21 thing we do to remember our deceased members.

22 Judge Adams, on behalf of the Bar Association,
23 I ask that all of the remarks made by the presenters be
24 spread upon the permanent records of the court and that
25 copies thereof be sent to the families of the deceased.

1 Thank you.

2 JUDGE ADAMS: That will be done. Thank you.
3 So, by these present let it be known that on the 17th
4 day of November, 2011, the members of the Prince
5 George's County Bar Association, in conjunction with the
6 Prince George's County Circuit Court, did meet in
7 special session at 3:00 p.m. in Courtroom 3400 to
8 remember and celebrate the lives and professional
9 careers of the following members who passed away last
10 year: Richard Bee Bland, Donald J. Caulfield, C. Paul
11 Champion, III, Francis J. Ford, Martin E. Gerel, William
12 E. Knight, Senior, Arthur A. Bud Marshall, Jr., Edward
13 W. Nysten, Peter Francis O'Malley, III. By their service
14 they were a credit to our profession. May we remember
15 them.

16 To the families of our beloved members of the
17 Bar, we thank you for sharing them with us. This is a
18 memorial service like none other that the Prince
19 George's County Bar Association has ever seen. So many
20 in one year. But their lives, their stories, their
21 experiences, the legacies they have left and the people
22 they have touched have crossed all fabric of our legal
23 community and we thank you for sharing them with us.

24 We would not be here but for them. Their
25 legacy is so far reaching beyond any words you can hear

1 today. And I know the loss you feel in your personal
2 lives cannot touch what we feel today; however, it is so
3 far reaching and they are loved by so many. You see a
4 packed courtroom here today, but because of the legacy
5 of these men, we have an overflow room today. They,
6 too, are listening to this service. It's just a tribute
7 to their lives and we thank you.

8 Judge Missouri, thank you. Miss Davis, on
9 behalf of the Bar Association, I thank you, and that
10 concludes this service.

11 THE BAILIFF: All rise.
12 The Circuit Court for Prince George's County stands
13 adjourned.

14 (The Memorial Services concluded at 4:45 p.m.)

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HEARING ADJOURNED

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