



Award Winning

Malibu Rotary Club Surfwriter

August 19, 2009

Official Newsletter of the Rotary Club of Malibu

Malibu Rotary Club President Holmes Osborne III

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Edited by Dr. John W. Elman

Pictures by Dr John W. Elman

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Malibu Rotary Club Website: www.MalibuRotary.org

Rotary International Website: www.Rotary.org

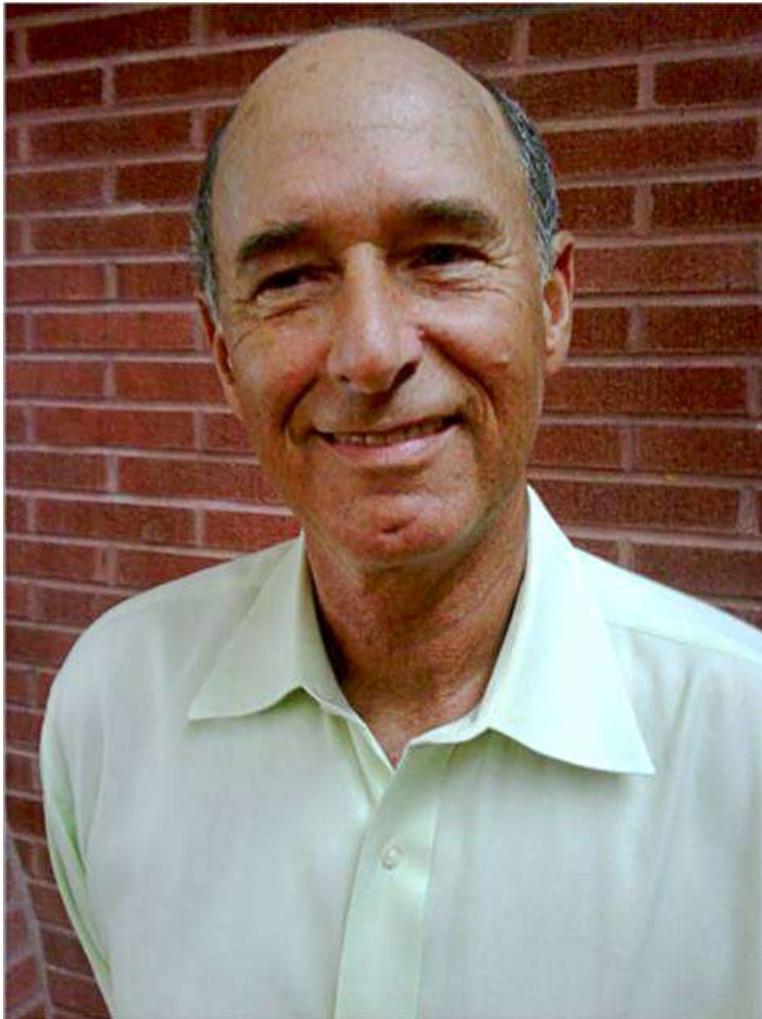
Rotary District 5280 Website: www.rotary5280la.org

Rotary District 5280 "Rotarians Doing Business With Rotarians" Website: <http://yp5280.org/>

[RI President \(2009-2010\) John Kenny](#)

Rotary District 5280 Governor (2009-2010): Suzanne Sundberg

Michael Shultz "The Costs of a DUI"



Michael L Shultz, Esq. worked as a public defender 5 years after graduating from USC and Loyola Law School. His first case was a man who already had 37 DUI convictions. He didn't think he had a chance to winning the case but the jury only 11 of 12 jurors voted guilty, which resulted in a hung jury. The one juror did not believe anything any police officer would say so it would have been impossible for the prosecution to convict anyone with that juror. The defendant went back to jail to await a second case and was later dismissed for "Time served." Mr. Shultz, a Malibu resident, who also works as a judge in small claims court, later went on to specialize in defending traffic cases, especially DUIs.

Sometimes people ask him "How can you defend this scum?" He replies that everyone is entitled to a defense in our justice system. If he didn't do it someone else would. Then they ask him how

does he do it? How can he get his clients off? He says that you can expect that if you get a DUI it's going to cost you in many ways, besides paying for a lawyer. Insurance premiums, if you can get insurance, are minimally going to double. The fine for a first offense in the court is going to be \$1600, but it could also result in suspension of drivers license, which might also result in loss of job and then lead to loss of marriage, etc. Attorneys fees vary, but with an expert witness in a jury trial the fee may be \$6,000 to \$7,000.

The techniques he uses to defend his clients include trying to find a discrepancy in the police report (sometimes officers will just copy and paste the same information from various cases and forget to change certain details pertaining to the case in question). If there is a video that shows the client didn't have slurred speech at the time of the arrest and the report says they had slurred speech that would be a discrepancy he would jump on. Also, everyone is entitled to a "Speedy Trial," and if that is not given it could be cause for dismissal. He also used 4 Amendment rights for probable cause for search. If there was no reason stop the suspect, even if he was drunk but acting normal with nothing wrong with his vehicle then that could be used to defend his client. Another technique he uses is advising clients to delay as long as possible taking blood test for alcohol. Drivers must submit to either a Portable Breath Tester (PBT) or taken to a hospital to have blood taken to measure alcohol content. The longer the time has elapsed between drinking alcohol and the test, the lower the blood alcohol level will be. It will always take longer to take blood than to use the PBT so opting for the blood test will usually result in a lower level. If the blood alcohol level is greater than .08, he still may be able to plea bargain in certain counties. Ventura County does not allow plea bargain if the blood alcohol level is .08 or more.

Remember the adage: If you drink don't drive and if you drive don't drink. Remember designated drivers and taxis, or going to sleep until you sober up, wherever you are.

Other News and Guests from the Last Malibu Rotary Club Meeting

Although the meeting of August 19th was supposed to be the only meeting of the month where the Malibu Rotary Club was going to meet in its traditional meeting place in the Fireside Room of Pepperdine University it turned out that the Rotary Club was displaced even on that day, and met instead in the main cafeteria room. Not only were there no tables in the Fireside Room, the large cabinet that had been in the room that housed Malibu Rotary and Malibu Optimists gear (flags,



files, papers, speaker gifts, gavels, awards, etc) had been removed and all the belongs that

had been kept in the large cabinets had been put into a pile (with Rotary and Optimist things mixed together) in a storage area of the kitchen next to Cheerios boxes. More about this later.

What is amazing is that visiting Rotarians, our speaker and guests have managed to find the displaced Rotary club wherever we are. On August 19th in addition to our speaker Michael Shultz, we were found by visiting Rotarian **Dr Frank LeVac**, who lives in Malibu and has his Veterinary office in Santa Monica and is a member of the Santa Monica Rotary Club. Another visitor and former resident of Malibu was **Victoria Blackwood** who was a guest of Malibu Rotary Club President Holmes Osborn, and is a senior insurance broker with Wheatman Insurance Services in Woodland Hills. She learned about insurance big time when she was one of the victims of the 1993 Malibu La Costa fire. The was the same fire that claimed the homes of three Malibu Rotarians: Karen York, Fred Cornet and Margo Neal.

Proud Dad

Jack Corrodi surprised **John Elman** by presenting him with a plaque of the recent *Malibu Times* article and picture showing his daughter **Shana Elman** in cap and gown at her medical school graduation. For some reason Jack paid John's High Five fine for this notoriety. Thanks, Jack!



Bill Wishard noted that in the past Malibu Rotarians had donated auction items for the Rotary Foundation Dinner Auction. Mostly these have included services from members. Below is information from the donation form, which can be downloaded from the Rotary District website at http://www.clubrunner.ca/Data/5280/html/67407/PHF_Donation_Form.pdf. There is also a pdf file of the form attached to e-mailed version of this newsletter.

Giving Auction Items to Rotary District for Rotary Foundation Celebration Dinner Saturday October 3, 2009

Suggested Items: theatre and sport event tickets, frequent flyer mileage certificates, vacation packages, golf outings, harbor boat excursions, premium wines & spirits, specialty foods, cooking classes, hosted parties, fine jewelry, original artwork, hand made crafts, unique vintage fashion or household items, celebrity lunch dates, celebrity autographed memorabilia, gift certificates, gift baskets, hi-tech electronics, digital cameras, DVD players, musical instruments, children toys, home decor, professional services. The possibilities are endless! **BE IMAGINATIVE,**
Create your own special auction item that will be irresistible to the bidders!
Auction items from all price points will

be gladly accepted. 50% of sale amount will be credited to the seller and 50% credited to the purchaser.

SILENT AUCTION DONATION FORM is attached to this e-mail

Please note: Items donated and not sold become the property of Rotary District 5280.

All items must be delivered to Cathy Steffen no later than September 9, 2009 All auction items can either be mailed, shipped, or hand-delivered to the Rotarians below

:

Cathy Steffen (Silent Auction Chair)

Redondo Beach Rotary

2512 Curtis Ave. #3

Redondo Beach, CA 90278

Tel: 310-370-3787 Fax: 310-421-0309

cstef1006@roadrunner.com

Pearl Leeka

LA-5 Rotary (spouse)

2678 Glendower Ave.

Los Angeles, CA 90027

Tel: 323-664-5331

Fax: 323-664-5332

pleeka@aol.com

Helene Pizinni

San Pedro Rotary

1431 S. Walker Ave.

San Pedro, CA 90731

Tel: 310-670-6701

Pizzini3@cox.net

Rotary Foundation Celebration Chair, Colette Paul - Cell: 310-634-3401 Home: 310-791-0550 Fax: 310-792-2231 - cpaul@stnonline.com

Sheila Murrin

Bellflower Rotary (spouse)

Tel: 562-867-9785

Cell: 310-418-1816

syemurrin@yahoo.com

Malibu Rotary Representation at Foundation Dinner

Malibu Rotary Club has a table of 10 reserved for the Paul Harris Rotary Foundation Celebration Dinner & Casino Night at the Carson Community October 3rd. The club needs to send money to the Rotary District for those going to the event, at a cost of \$75.00 per person. Members can make checks payable to the Malibu Rotary Club.

Hosting Chamber Breakfasts

There was much talk about how to grow membership and President Holmes wants Malibu Rotary Club to host breakfast meetings not only for the Malibu Chamber of Commerce, but also

for other local city chambers of commerce. The local chambers are an excellent pool of possible new Rotarians. Potential members have been put on a list on the secure part of the Malibu Rotary Club website www.maliburotary.org. If you have forgotten our log in credentials they are very simple, and John has again sent an e-mail to all members with their log-in ID and password.

Chili Cook off Malibu Rotary Booth Sign Ups

Jack Corrodi has been taking names of Malibu Rotary Club members and friends to work 2 hour shifts at the Malibu Rotary water booth at the Annual Malibu Kiwanis Chili Cook Off held Labor Day weekend September 5 and 6. Two hour shifts are from noon to five each day.

Rotary District 5280 Picnic September 20th.

Geoff Ortiz recommended that the members of the Malibu Rotary Club and their families, including children, consider attending the annual Rotary District Picnic, held this year on September 20th at Seaside Lagoon, 200 Portofino Way, Redondo Beach, CA 90277 from 11:00 a.m. to 4:00 p.m. He club members should have more events together and this should be fun and inexpensive one. The cost is only \$50/club; \$30/Rotaract club. No limit on number of attendees from each club, but MUST provide number of adults and children upon reservation for food. Each club should sign up to bring one of the following side dishes for 30 people: veggies, fruit or jello salad. The Rotary District provides hotdogs, hamburgers, chili, condiments, water, iced tea, punch, cookies, chips, etc.

There will be Cardboard Boat Race! Lagoon Swimming! Family Games! Boat Entry: \$20/boat entered, with no limit to number of boats (boat entry deadline is September 4).

Last Day For Club Reservations: Friday, Sept. 11

Chris Bauman has more raffle tickets for the Rotary Foundation Celebration Dinner & Casino Night at the Carson Community October 3rd, for which the Malibu Rotary Club already was reserving a table for 10 at a cost of \$75.00 per person.. Grand prize is timeshare in Cabo San Lucas, Mexico including 60,000 frequent flyer miles on Alaska Airlines. Second Prize is \$1000 cash and third prize is \$500 gift certificate to Gearys Beverly Hills.

\$\$\$ Don't Forget the Syvertsen Deal! \$\$\$

“What’s the Syvertsen deal?” you ask. It a special deal given to Members of the Malibu Rotary Club to help them pay for the minimum Rotary Foundation \$100 raffle tickets. I asked by Bob to explain it:

For each club member who has paid the entire amount due to the club, as reflected by the 7/1/09 statements, by September 30 the club will send \$100 and the raffle ticket stubs to district 5280. As there are some drawings prior to the event, we will forward the stubs and \$100 when each bill is fully paid at three different dates:

July 29.

August 26. and

September 30, 2009.

You of course can get more raffle tickets from Chris Bauman, but \$100 contribution is minimum.

- **Letters to the editor and comments on last week's Editorial:**

- ***Is Pepperdine Divorcing Rotary?***

Nothing I have written since the Rotary Hip Hop Rap Song has caused as much comment and stir as the editorial *Is Pepperdine Divorcing Rotary?* Various people had suggested that it be sent to Pepperdine President Andrew Benton. David Baird has already e-mailed it to Edna Powell, Chief Business Officer of Pepperdine. I added a few things to it (such as the fact that Pepperdine students have received Rotary Ambassadorial scholarships three out of the last 4 years and there are 105 references to Rotary on the Pepperdine website!

Editorial: Is Pepperdine Divorcing Rotary?

By John W Elman

Did you ever see one of those movies where couples are breaking up? Typically the couple had been living in an upstairs apartment in New York, and the wife is in the apartment above throwing the guy's belongings out the window, on the guy, who is on the ground a couple stories below, ducking golf clubs, TVs, and items of his clothing.

For years there has been a strong bond between Rotary International in general and the Malibu Rotary Club in particular, and Pepperdine University. Both have international locations and a commitment to try to make the world a better place. Rotary has principles based on the 4 Way Test and Service Above Self. Pepperdine strives to have an ethical conduct and service in what it teaches. Chancellor Emeritus Charles Runnels has been a long time member of L A 5 Rotary Club. Executive Vice Chancellor **Larry Hornbaker**, retired from Pepperdine University in December 2002 after serving the University for more than thirty-three years. While he was at Pepperdine, the University encouraged him to become a Rotary leader and he became Rotary District Governor. Other earlier prominent names of Pepperdine University that were Members of the Los Angeles Rotary Club were William S. **Banowsky** was a former president of Pepperdine University from 1968 to 1978. The Malibu Rotary Club sponsored the Pepperdine Rotaract Club, which became one of the largest clubs on campus. Three out of the last four years Pepperdine students have been awarded Rotary Ambassadorial Scholarships to study abroad (worth about \$23,000 each). The Pepperdine University Website lists at least 105 references to Rotary on its search engine.

Malibu Rotary Club currently has 11 active members and 4 honorary members and 3 of the active members, David Baird, Dennis Torres, and Chris Bauman, and one honorary member, Connie James, all have worked at Pepperdine for years. The Malibu Rotary Club has been meeting in the Fireside Room at Pepperdine University for a couple decades. Pepperdine was gracious enough to allow the Malibu Rotary Club to store its meeting equipment (name badges, flag, speaker gifts, stationary, bell, gavel, etc) in a locked storage cabinet in the Fireside Room.

At the beginning of the summer the Malibu Rotary Club was informed about the possibility of extra charges from Pepperdine for setting up the Fireside Room, and we had been discussing the consequences of that in recent months. We had considered Pepperdine our home. What the Malibu Rotary Club was not expecting was the e-mail below that was sent to Chris Bauman on Friday, August 14 from Maureen, who is in charge what's going on in various rooms on the Pepperdine campus:

Subject: RE: Fireside Room Cabinet

Please know that the cabinet has been removed from the Fireside Room. This happened today. Apparently, the Rotary belongings have been removed and placed in the Fireside Room storage area. It is my understanding that this directive came from the Chief Business Officer, Edna Powell's Office. Sean Mike with Human Resources was involved as well, x6213. Maureen

No thirty days notice—no notice at all that this was going to happen. It was only about a year or so ago that Bob put shelves in the cabinet in the Fireside room so that Rotary belongings could be neatly filed there. Forget that. Rotary your outta here! Is it something we said or did? Duck, here comes another box of stuff.

Malibu Rotary Club Meeting Place and the Options at Pepperdine University

Earlier in the summer Chris Bauman outlined some of the conclusions we had about our meeting place at Pepperdine:

In short, they will continue to set up the tables as usual through the summer. If, during the summer, a situation arises where they are unable to set up the room for us due to the room being occupied the day/evening prior, I will receive a phone call alerting us of the situation. We can then elect to either take the room 'as-is' or pay the additional set up fee of \$68.

We also spoke of the possibility of them checking a key out to me to have access to the tables in the instance we accept the room 'as-is' and there are no tables available. We would then set up our own tables; which is not to assume that we would not possibly face the situation of having 100 chairs set up in the room from the prior event.

After the summer, In August, we can revisit the longer term solution and decide the best route.

Hope this helps,
Chris Bauman



*Editors Note:
Most of you know how strongly I feel about the Project TRIUMPH program conceived by Ilan Magdali of the Newbury Park Rotary Club. The program brought 10 teenage Arab and 10 teenage Jewish students from Israel to a leadership camp in Simi Valley where they all learned to work*

together, develop leaders skills before returning to Israel to use what they learned back home. Most of us feel helpless in trying to find a solution to the constant war in the Mid East, but at least this program is trying to do something, In the last issue of The Malibu Rotary Club Surfwriter I had written about e-mail communications I had had with Frances Fuji of the Project TRIUMPH organizing committee. She had written

“In light of the current economic climate and more challenging environment for securing grant monies, instead of hosting students this year, we are taking the opportunity to strengthen infrastructure in Israel and to establish collaborative relationships with aligned organizations.

Upon our request, Shaul, from the Rotary Club of Haifa, provided us with a budget and proposal to hire a part-time facilitator to be responsible for year-round support of both new Project TRIUMPH students and alumni. We are sending money to contribute to the facilitator’s salary, and she has already begun meeting with the kids there.

We are excited about prospects for 2010 and beyond (the plan is to resume bringing kids over in 2010, assuming that we can raise enough funds in 2009) and believe we will emerge from this fallow year with an even stronger, more well-rounded and promising program than ever before.”

In a subsequent e-mail she had written about what some of the student alumni of the Project TRIUMPH program (many of whom we had met when they were here) were currently doing after participating in the Project TRIUMPH program:

“Our greater vision is to inspire leaders of tomorrow by imparting wisdom and broadening the perspective of high school students. Our first year students, who were here in 2006, are now in the army or beginning to build careers. We have stayed in contact with some of them through Facebook. Very soon, their generation will be making pivotal choices that will impact not only their region, but the world.

We're proud of all the young people we've worked with, and we thank you for your belief in them.

Calendar

Aug 26 2009

NO MEETING ON Wednesday August 26th

Sep 16 2009

Jonathan Light

"Cultural Encyclopedia of Baseball"

September 5 and 6 2009

Malibu Rotary Booth at Kiwanis Chili Cook Off in Legacy Park

September 20, 2009

Rotary District Picnic

Seaside Lagoon

200 Portofino Way

Redondo Beach, CA 90277

Sep 30 2009

Rotary District Gov Suzanne Sundberg

"Rotary District 5280 Year 2009-2010 Annual Report"

October 3 2009

Paul Harris Dinner at Sheraton Universal Hotel

The Malibu Rotary Club Surfwriter is sent weekly to members of the Malibu Rotary Club and friends of the Malibu Rotar Club, those interested in the work of Malibu Rotary. This e-mail is sent to you at no charge. If you wish to opt out of our mailing list send an e-mail to maliburotary@hotmail.com with the subject: Take Me Off Your Mailing List

