

# *The* **BOYK** **BULLETIN**

5 OFFICES >>> NW OHIO

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## **FACEBOOK: LOVE IT OR HATE IT.**

Facebook. Love it or hate it, Facebook is here to stay, and its popularity continues to explode. Facebook has 800 million active users, and more than 50% of those users log into Facebook on any given day.

In light of Facebook's extreme popularity and the large amount of personal information that many users choose to share, it is not surprising that Facebook has presented some challenging legal issues for attorneys and their clients to deal with.

It is now becoming common for plaintiff's firms such as the Charles Boyk Law Offices, LLC to receive formal discovery requests from defense lawyers requesting client Facebook usernames and passwords. The defense lawyers argue that the client's Facebook page may contain information or photographs that would be relevant to the case and therefore they are entitled to "take a look." The plaintiff's lawyers respond and argue that information on Facebook is generally irrelevant and that requiring a client to provide his or her username and password is a violation of privacy rights.

The courts that have considered the issue have come down with mixed results. There have been some judges who have required a client to disclose his or her Facebook username and password. There have been some judges who

have said that a client absolutely does not have to disclose his or her username and password. There have been some judges who come down in the middle and said it depends on the circumstances of the case.

It is clear that lawyers cannot advise their clients to delete Facebook postings or photos. For example, a lawyer in Virginia recently did this and was charged with improper conduct and tampering with evidence. It is also clear that Facebook posts and photos can be devastating to a client's case. For example, in a recent Florida wrongful death case, the judge reduced the jury's award by half after a Facebook photo surfaced of the plaintiff-husband wearing a racy t-shirt, holding a beer, and wearing a garter belt on his head shortly after his wife's death.

The moral of the story is to use common sense and keep your Facebook page appropriate at all times. Keep in mind that whatever you say or post on Facebook may become relevant in legal proceedings and may need to be turned over to the opposing lawyer. If you are involved in car accident or other unfortunate event, keep the matter private and don't discuss it or post photos on Facebook. By being smart and following these simple rules now, you can save yourself a lot of headache down the road!



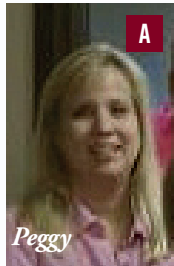


# EMPLOYEE'S PETS!

## MATCH THE EMPLOYEE WITH THEIR PET

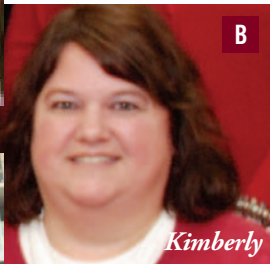
*Our pets are very important to us, and we would like to show them off! You know what they say about pets and their owners, but these pets may be even cuter! What you need to do is match the employee with the correct pet. Check your answers below to see how well you did!*

**MATCH THE LETTERS OF THE  
EMPLOYEES TO THE NUMBERS  
OF THE PETS!**



A

Peggy



B

Kimberly



C

Emmy



D

Stacey



E

Leslie



F

Chuck



G

Cynthia



H

Wade



I

Tammy



2

Eva



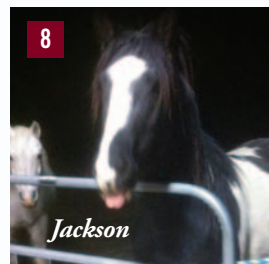
4

Ethel



6

Ms. Daisy Sue



8

Jackson



1

Butkus



3

Bailey



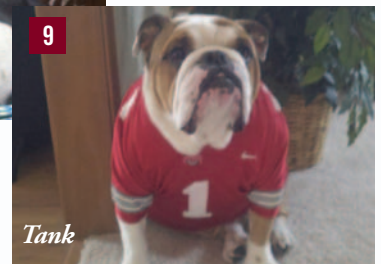
5

Butterscotch



7

Molly



9

Tank



# IT'S A NEW YEAR, LET'S MAKE SOME CHANGES

By: Ashley Henninger, Marketing Director

Another year has come and gone, and it's already time for those New Year's resolutions. It seems that people tend to start off the New Year with those "politically correct" resolutions:

■ Lose weight – the gyms are packed in the beginning of the year. You see people who you have NEVER seen before. Where do they come from? But by the beginning of the third week in January it's back to the regular crowd!

■ Give more (church, charities, etc.) – we all give more in the beginning, but then it slowly fades out. We don't go to church as much and don't participate in the charities each month as we said we would.

■ Get organized – we all start New Years Day with cleaning the whole house, or we at least attempt to. Well this doesn't last long, only about a day or two. Who actually stays organized throughout the whole year anyway?

■ Quit smoking – this is not only a great idea, but your body will love you. Your health will improve and, heck, your insurance will go down! Can you make it last?

■ Save more money – we all want to save more money and put that money either into a savings account, retirement fund or 401K. Yes, it's a great idea, but who can make it last? If you can that's great and more power to you. The best advice: create a budget! Budgets make you realize where you are actually spending your money. You can look at your bank account online, but when you put all your expenditures in one document/excel spreadsheet you realize where all your money is really going.

This year I have decided to have more non politically correct goals. Of course I want to lose weight, and save more (I am attempting to do those but they are not my top goals). These are some resolutions that I have been thinking about that I feel will make my life happier:

■ Make someone laugh at least once a day.

■ Keep my head up after facing any given disappointment.

■ Try my hardest to be nice to those around me when I know I have woken up on the wrong side of the bed and I am not in the best of moods.

■ Learn how to say no – I do know how to say no but I also tend to overbook myself. I don't want to let anyone down. I need to learn how to say no and actually let someone know right away that I can't do something vs. telling them last minute.

■ Learn how to log off – every day sign off of Facebook, Twitter, and stop checking my e-mails. Sometimes we all need to disconnect, relax, and live in the moment.

■ Control my road rage – honestly my road rage has improved since my car accident. It taught me a lot. No need to be in a hurry, you will get there when you get there. And if you are in a hurry and something happens you may not even make it.

Those are just a few of my resolutions for the year. What are some of yours?

## RECIPE DECADENT CHOCOLATE CAKE

Total time = 1 hr and 15 minutes

Prep = 25 minutes

Cook = 50 minutes

Yield = 24 servings

### INGREDIENTS:

- 2 cups all-purpose flour
- 1 1/3 cups sugar
- 2 teaspoons baking powder
- 1/2 teaspoon baking soda
- 1/4 teaspoon cardamom
- 3/4 teaspoon fine salt
- 2/3 cup unsweetened Dutch-process cocoa powder
- 1 teaspoon instant espresso powder
- 1/2 cup boiling water
- 1 tablespoon vanilla extract
- 1 cup lowfat (2 percent) Greek-style yogurt
- 1/2 cup 1 percent lowfat milk
- 1/3 cup canola oil
- 1 large egg
- 1 large egg white
- 1/3 cup currants, soaked in hot water for 1 minute, drained
- 1/2 cup chopped semisweet or bittersweet chocolate
- Confectioners' sugar for dusting

### DIRECTIONS:

Preheat the oven to 325 degrees F. Generously spray a 10-inch Bundt pan with cooking spray. Combine the flour, sugar, baking powder, baking soda, cardamom, and salt in a medium bowl. Combine the cocoa and espresso powder in a small bowl. Pour the boiling water over the cocoa mixture, whisking until smooth. Stir in the vanilla.

Whisk together the yogurt, milk, oil, egg, and egg white in a large bowl; stir in the cocoa mixture until blended. Gradually add the flour mixture, stirring just until combined. Stir in the currants and chopped chocolate.

Pour the batter into the pan. Bake in the center of the oven until a cake tester inserted in the cake comes out clean, about 50 minutes. Cool on a baking rack for 10 minutes, then turn the cake out onto a baking rack to cool completely. Dust generously with confectioners' sugar just before serving.



## WORD SEARCH: Fun and Games

Kids mail in your completed cross word to Ashley to be entered in a drawing for TWO MOVIE TICKETS!

T	S	E	L	D	X	O	X	L	M	T	W	T	X	R	G	W	D	F	X
X	V	P	I	L	N	Q	S	A	V	H	Q	Z	M	L	N	G	A	Y	M
E	N	V	T	X	U	D	Q	W	O	T	X	A	X	C	I	R	O	C	R
O	F	F	I	C	E	J	M	Y	J	V	D	Q	O	H	L	P	J	W	S
X	E	H	G	X	C	L	U	E	I	R	R	M	P	A	W	T	J	E	O
Z	I	L	A	G	E	L	A	R	A	P	I	H	M	R	O	N	U	R	B
W	N	O	T	N	A	W	S	W	B	C	H	B	M	L	B	B	B	M	A
K	Q	J	I	W	K	K	Y	P	H	U	C	S	E	E	U	O	W	D	C
V	R	Z	O	D	Y	G	E	A	Q	S	W	D	A	S	O	H	I	O	I
L	T	Q	N	O	P	C	E	I	X	C	O	D	U	R	B	S	Y	E	K
G	Z	U	B	M	W	L	N	T	M	V	D	K	O	J	C	E	T	R	O
M	N	T	S	X	Q	S	D	H	A	R	U	G	Q	W	N	M	R	Z	S
X	W	I	M	E	U	Y	U	X	S	S	K	O	B	R	N	T	Q	W	M
A	Y	N	T	R	Q	S	K	W	A	P	O	C	O	H	W	T	K	V	V
D	K	A	A	E	T	P	J	D	L	F	K	T	J	F	W	Y	O	R	Q
Q	O	N	L	N	K	T	B	I	O	N	T	M	W	Z	N	E	U	W	N
T	C	D	E	D	D	R	O	O	H	A	C	C	I	D	E	N	T	V	N
E	J	I	O	J	N	N	A	V	C	C	H	R	W	S	E	Q	I	F	C
I	L	A	G	S	D	I	G	M	I	H	H	M	C	P	R	E	N	C	K
C	R	T	L	L	H	J	F	F	N	Q	Q	U	F	E	G	T	Q	L	N

ACCIDENT  
BOYK  
CLIENTS  
DOWNTOWN  
INSURANCE  
LITIGATION  
NICHOLAS  
PARALEGAL

ATTORNEY  
BRUNO  
CRASH  
FINDLAY  
LAW  
MARKETING  
OFFICE  
SWANTON

BOWLING  
CHARLES  
DODOSH  
GREEN  
LAWYER  
MICHAEL  
OHIO  
TOLEDO

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RETURN SERVICE REQUESTED

**New address or phone number?**

**Help us stay current by letting us know!**

Call Ashley at (419) 241-1395 or e-mail her at  
[marketing@charlesboyk-law.com](mailto:marketing@charlesboyk-law.com)

## THANK YOU TO NEW CLIENTS

**Welcome!** We would like to welcome our new clients this past month. We sincerely appreciate the confidence you have placed in us. Visit us on the web at  
[www.charlesboyk-law.com](http://www.charlesboyk-law.com).

## INCREDIBLE OFFER

If you receive this newsletter and are a business owner then it's your lucky day! Do you want to double your income? Create more awareness for your business? Chuck Boyk will provide you with a one hour FREE coaching session which is guaranteed to make your head spin, and make you rethink the way you do business. Only catch is: **Chuck buys lunch!** Contact Ashley at [marketing@charlesboyk-law.com](mailto:marketing@charlesboyk-law.com) or 419-241-1395 if you would like to take Chuck up on this great offer!

## CASES OF INTEREST: JANUARY 2012

### KNOCKED TO THE GROUND WHILE CROSSING STREET

Our client was walking across the street when she was hit by a car pulling into a shopping plaza. The other party claims that they looked both ways before turning, but clearly missed seeing our client. Our client was thrown to the ground and suffered injuries to her back, shoulder and left thigh. She was transported to the University of Toledo Medical Center. She is suffering from a herniated disc which is causing extreme pain in her back and severe headaches.

### PASSENGER SUFFERS SEVERE INJURIES

There is always a race to get your holiday shopping done, especially when there are good deals out there. Our client was with a friend holiday shopping. Our client was a passenger in the friend's vehicle when the friend ran into the handicap pole in a parking lot at a high rate of speed. Our client hit her head on the windshield. She is now suffering from a severe head injury and pain in her neck and back.

### ACCIDENT CAUSES SEVERE BRAIN INJURY

Our client, a high school student, was attempting to turn right onto a side street when someone behind her tried to pass her on the right side. The other vehicle then struck our client. Our client was transferred to St. Luke's and was diagnosed with a severe brain injury. She was treated at the University of Toledo Medical Center's Neuro Center.

