



PARASIGHT

JULY/AUGUST 2017

Board of Directors

Laurie Hayden
President

Leah Poovey
Vice-President and
Assistant Treasurer

Amanda Bentley
Secretary

Heather Misenheimer
Assistant Secretary

Beverly Cook
Treasurer

Ellen Abernathy
Corene Justice

President's Message *Speaking in Dialects*

The Noticer by Andy Andrews is a story about a young man's relationship with a mysterious elderly man who wears a white t-shirt, jeans and flip flops, carries a battered old suitcase and shows up out of nowhere when the young man has hit rock bottom. The elderly man, who calls himself Jones (no Mr., just Jones), explains that he notices things that others miss and he gives people a little perspective when they have lost all hope. Jones helps the young man in the story cope with the death of his parents which led to a bout of depression and homelessness and helps the young man find a job. Jones also helps various townspeople find a little perspective by opening their eyes to what has been in front of them all along.

In one chapter, Jones is meeting with a married couple who are thinking about getting a divorce because they don't feel loved or appreciated by each other and can't seem to communicate their needs. Jones tells the couple that there are four major dialects (languages) that people use to convey and feel loved: a cat, dog, canary and goldfish. These dialects correspond to physical contact, spoken words of approval, quality time, and favors and deeds. A cat, he says, likes to be rubbed and scratched and will rub up against a person with its face or back to express affection. Dogs love praise and respond positively to spoken

words of approval. However, dogs do not like words of disapproval or to be spoken to in an angry tone. A canary enjoys quality time with its owner. No need to talk to a canary, just sit and listen to its song. Jones explains that a canary will die if ignored, not from lack of food, but from lack of love and attention. A goldfish enjoys favors and deeds. It just wants to be fed, its bowl cleaned and castle

illness that led up to the death of a loved one or how difficult life is now that their husband, wife or parent is gone. They don't need me to say anything, just sit and listen.

I have a couple clients who, like goldfish, prefer that I do things for them. Sometimes I will go to the bank to deposit checks, pay bills, or arrange for an estate sale or accounting service. They appreciate me doing some of their tasks in order to make the estate administration process a little less stressful and cumbersome. And, there are those clients who appreciate a good hug or a pat on the back.

The best way to communicate with a client is to figure out what he or she responds to best. Is it constant contact, praise, a good ear, actions? Recently, I had an attorney tell me that one of her clients was difficult to deal with. After the estate was turned over to me, I met with the client and quickly figured out that all she needed was someone to listen and be compassionate about her situation.

Of course, there are variations of the above dialects and even different dialects like Godzilla – the client who is never happy no matter what you say or do. Discovering the dialect of a particular person early on can lead to a better relationship with that person.

Discovering the dialect of a particular person early on can lead to a better relationship with that person.

straightened every once in a while.

While the dialects in the book illustrate how one conveys love toward a person or how a person perceives love, these dialects are also useful when interacting with co-workers and clients. I assume that many of us are like dogs and want to be rewarded for a job well done or told that the project we worked on for days was really good. If we aren't rewarded for our hard work in some form or fashion, we may not try as hard next time.

Many clients are like canaries. They want us to listen to their stories. Many of my clients want to talk about the

In This Issue

President's Message
Page 1

Member Spotlight
Page 2

Courthouse History
Page 3

What's New?
Pages 4 and 5

Thank You/CPE
Page 6

Committee Roster
Page 7

Just for Fun
Page 8



Alex Hernandez

Member Spotlight

President's Message
Page 1

Member Spotlight
Page 2

Courthouse History
Page 3

What's New?
Pages 4 and 5

Thank You/CPE
Page 6

Committee Roster
Page 7

Just for Fun
Page 8

Q: Where is your hometown? If not in North Carolina, what brought you here?

A: I was born in Mexico and raised in Los Angeles, California. Furniture jobs brought my family to North Carolina.

Q: What prompted you to choose a paralegal career?

A: I originally intended to enroll in the Accounting program but came across information about Criminal Justice/ Paralegal program and it immediately caught my attention.

Q: Do you have a college degree and/or paralegal certification?

A: I have an Associates Degree in Applied Science in Paralegal Technology and I am a current North Carolina State Bar Certified Paralegal.

Q: What do you like most about your job?

A: Spanish is my first language. Around here there are not many Attorneys/ Paralegals who speak Spanish; I really enjoy helping the Hispanic community.

Q: What do you like least about your job?

A: Explaining to clients I am not an attorney and can't give legal advice.

Q: How has your membership in the CVPA benefited you?



Alex Hernandez
NCCP

A: I am able to network with local Paralegals and take advantage of the Continuing Paralegal Education classes offered closer to home.

Q: What has been the highlight of your career?

A: I started doing mostly clerical work at my first (current and only) Paralegal job 11 years ago. I would

say the highlight was when I was responsible for my first personal injury case.

Q: If someone contemplating a paralegal career asked you for career advice, what would you say?

A: Becoming a Paralegal in a small town can be challenging. To find a job, I would advise them to be patient and be willing to start from the bottom.

Q: What tips do you have on how a paralegal can keep her career interesting?

A: To network with other Paralegals, join local Paralegal Associations and learn about different types of law even if not handled by their current firm.

Q: Other than being a paralegal, what would be your dream job?

A: My dream job would have been being an architect.

Q: What other jobs have you had in your lifetime?

A: Sales representative at the local Radio Shack for 5 years.

Q: What hobbies or activities do you enjoy doing?

A: Watching and playing sports. I love soccer and basketball.



CHEROKEE COUNTY COURTHOUSE

Cherokee County was formed in 1839 from part of Macon County and was named in honor of the Cherokee Indians who lived in the area before being forcibly removed and relocated to Oklahoma in 1838. The county seat of Murphy was named for Archibald De Bow Murphey, who was a senator, an advocate of education in Western North Carolina and was known as the “Father of Education.” When the town was named, his name was misspelled as Murphey. Cherokee County is the western-most county in North Carolina and is bordered by Georgia and Tennessee.

Cherokee County’s first court was held in a rented house. In 1841 the county purchased a site in Murphy and built the first courthouse. The brick structure burned in 1865, but citizens immediately rebuilt it using the same walls. In 1892, a third courthouse was built,

but it burned in December 1895. A fourth courthouse was constructed and it too burned on January 16, 1926.

After the fourth courthouse burned, the county commissioners ordered that the old walls of the burned building be demolished and hauled away “except the marble slabs on the outside of the foundation” which were to be used to build the new courthouse. The commissioners hired James J. Baldwin as architect and James Fanning as the contractor for the new courthouse, which cost approximately \$200,000.

The Cherokee County Courthouse is an example of late Neo-Classical Revival style constructed of blue marble that was quarried locally in the Marble community of Cherokee County. The Cherokee County Courthouse was placed on the National Register of Historic Places in 1979.

Cherokee County’s first court was held in a rented house.



Courthouse History

- President’s Message Page 1
- Member Spotlight Page 2
- Courthouse History Page 3
- What’s New? Pages 4 and 5
- Thank You/CPE Page 6
- Committee Roster Page 7
- Just for Fun Page 8



What New?

President's Message
Page 1

Member Spotlight
Page 2

Courthouse History
Page 3

What's New?
Pages 4 and 5

Thank You/CPE
Page 6

Committee Roster
Page 7

Just for Fun
Page 8

Assumed Name Update

In the June 2016 edition of the newsletter, we published an article on the new Assumed Business Name Act (Article 14A). Under House Bill 228 which was signed by the Governor on June 2, 2017, the implementation of Article 14A has been postponed to December 1, 2017. All of the original language in the Act has remained the same, except for the sections that provide implementation and expiration dates. Under House Bill 228, all certificates of assumed name filed under former Article 14 of Chapter 66 will expire on December 1, 2022 instead of July 1, 2021. On or after December 1, 2022, any person

desiring to engage in business in North Carolina under an assumed business name must file a new assumed business name certificate under Article 14A, including an existing business that filed an Assumed Name Certificate under the old Act.

A person may file a withdrawal of assumed name with the Register of Deeds for any existing assumed name filing before recording a new assumed business name certificate for the same name. Any withdrawals filed with the Register of Deeds before December 1, 2022 will not be forwarded to or registered with the North Carolina Secretary of State.

Recording of Maps with Deeds or Other Documents

Per Nancy Ferguson (attorney for Chicago Title Insurance Company): For those of you who periodically record maps and have a "stamp" you put on them when they do not go through the Planning Department process because not statutorily required, you will want to see two new statutes (H454 below, and SB131 in the next section below). These took effect rather quickly on July 1, 2017.

[H454, S.L. 2017-27](#), Surveying and Plat Recording Changes, includes several platting changes under GS 47-30, but also the below provision and change to the "stamp" on maps attached to deeds:

"(n) A map that does not meet the requirements of subsection (m) of this section may be attached to a

deed or other instrument submitted for recording in that form for illustrative purposes only if it meets both of the following requirements:

- (1) It is no larger than 8 1/2 inches by 14 inches.
- (2) It is conspicuously labelled, "THIS MAP IS MAY NOT BE A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS." REGULATIONS AND HAS NOT BEEN REVIEWED FOR COMPLIANCE WITH RECORDING REQUIREMENTS FOR PLATS."

Error Correction and Title Curative Statute

The General Assembly of North Carolina passed HB 584, which was signed by the Governor on July 12, 2017. This is an act to clarify the process for correcting non-material errors in recorded instruments of title, to create a curative procedure for obvious description errors in documents of title and

to create a seven-year curative provision for certain defects in recorded instruments of title.

For complete details, click the following link:

<http://www.ncleg.net/Sessions/2017/Bills/House/PDF/H584v5.pdf>



Exempt Will or Intestate Succession Division

[SB131, S.L. 2017-10](#), changes the definition of Subdivision under GS § 153A-335, and GS § 160A-376, to exempt will or intestate succession division and allow plat recordation without planning approval as follows:

- (5) The division of a tract into parcels in accordance with the terms of a probated will or in accordance with intestate succession under Chapter 29 of the General Statutes.
- (b) A county may provide for expedited review of specified classes of subdivisions.
- (c) The county may require only a plat for recordation for the division of a tract or parcel of land in single ownership if all of the following criteria are met:
 - (1) The tract or parcel to be divided is not exempted under subdivision (2) of subsection (a) of this section.
 - (2) No part of the tract or parcel to be

divided has been divided under this subsection in the 10 years prior to division.

- (3) The entire area of the tract or parcel to be divided is greater than five acres.
- (4) After division, no more than three lots result from the division.
- (5) After division, all resultant lots comply with all of the following:
 - a. Any lot dimension size requirements of the applicable land-use regulations, if any.
 - b. The use of the lots is in conformity with the applicable zoning requirements, if any.
 - c. A permanent means of ingress and egress is recorded for each lot."

Link: [SB131, S.L. 2017-10](#)

Real Estate Forms

At the recommendation of the NC REALTORS® Forms Committee and NC REALTORS® /NC Bar Association Joint Forms Task Force, the NC REALTORS® Executive Committee has approved revisions to or the creation of the residential forms, effective July 1, 2017. A summary of the significant changes can be viewed via the following link:

<http://www.ncrealtors.org/318-site-category/consumers-member-news-category/1718-summary-of-2017-forms-changes.html>

NOTE: A number of changes to the Offer to Purchase and Contract have been made to clarify the rights and responsibilities of the parties with respect to post-Due Diligence Period inspections and examinations of the property.

What's New?

President's Message
Page 1

Member Spotlight
Page 2

Courthouse History
Page 3

What's New?
Pages 4 and 5

Thank You/CPE
Page 6

Committee Roster
Page 7

Just for Fun
Page 8

Calling All Writers!

If you would like to submit an article for the newsletter, please contact Beverly Cook, Leah Poovey or Laurie Hayden.



THANK YOU/UPCOMING CPE

Thank
You/
Upcoming
CPE

UPCOMING SEMINARS



SEPTEMBER 12, 2017

District Attorney David Learner

6:00 PM - Catawba Valley Community
College Auditorium

OCTOBER 10, 2017

ANNUAL MEETING OF MEMBERS

6:00 PM - Catawba Valley Community
College Auditorium

**We will be voting on directors
at this meeting.**

Thank you!

Sandy Costner

**for presenting
our August 8 CPE
on
Trust Accountings.**

**We are still in need of a
CPE committee chair.
If interested, please contact
Laurie Hayden.**

**If you have a CPE topic
you would like to see presented,
please let us know**

**Also, if your attorney would be
interested in presenting a CPE,
please give his/her name to
Leah Poovey or Laurie Hayden.**

President's Message
Page 1

Member Spotlight
Page 2

Courthouse History
Page 3

What's New?
Pages 4 and 5

Thank You/CPE
Page 6

Committee Roster
Page 7

Just for Fun
Page 8



CVPA ROSTER OF COMMITTEE MEMBERS

Committee Roster

CPE

CHAIR NEEDED

Leah Poovey

Laurie Hayden

Community Outreach

Amanda Bentley (Chair)

Catawba County Attorney's Office
abentley@catawbacountync.gov

Fundraising

Amanda Bentley (Chair)

Catawba County Attorney's Office
abentley@catawbacountync.gov

Crystal Campbell

Membership

Laurie Hayden (Chair)

Patrick, Harper & Dixon L.L.P.
lhayden@phd-law.com

Newsletter

Beverly Cook (Chair)

Patrick, Harper & Dixon L.L.P.
bcook@phd-law.com

Laurie Hayden

Leah Poovey

Publicity

Leah Poovey (Chair)

Alex Lee, Inc.
leah.poovey@alexlee.com

Social

Crystal Campbell (Chair)

carolina_gall18@yahoo.com

Heather Misenheimer

Website

Laurie Hayden (Chair)

Patrick, Harper & Dixon L.L.P.
lhayden@phd-law.com

Crystal Campbell (Facebook)

President's Message
Page 1

Member Spotlight
Page 2

Courthouse History
Page 3

What's New?
Pages 4 and 5

Thank You/CPE
Page 6

Committee Roster
Page 7

Just for Fun
Page 8



**NEW COMMITTEE MEMBERS
ARE NEEDED.
PLEASE SUPPORT THE CVPA
BY VOLUNTEERING AS A
COMMITTEE CHAIR OR MEMBER!!**



The ParaSight Crossword Puzzle

Just
for
Fun!

Down:

1. Doing business using another name (2 words, no space)
2. A survey that is usually recorded
3. Name of the book in Laurie Hayden's article
4. October 10 is the date for the CVPA . . . (2 words, no space)

Across:

5. The Courthouse presented in this issue is in _____ (2 words, no space)
6. Last name of the September 12 CPE presenter
7. To purchase or sell residential property, you normally use an _____ form (3 words, no spaces)
8. Cherokee County was established using part of this County (2 words, no space)
9. The ability to correct a recorded document is sometimes called a _____ measure
10. Name of Member Spotlight person in the April/May 2017 CVPA ParaSight (2 words, no space)
11. Division of a tract into two or more parcels

President's Message
Page 1

Member Spotlight
Page 2

Courthouse History
Page 3

What's New?
Pages 4 and 5

Thank You/CPE
Page 6

Committee Roster
Page 7

Just for Fun
Page 8

The first paralegal to return a completed crossword puzzle to bcook@phd-law.com will win a prize.