

In Re: MEMORIAL SERVICES FOR:
J. DOUGLAS FACKENTHAL, ESQ.
CLAYTON T. HYMAN, ESQ.
GEORGE A. MOORE, JR., ESQ.
BERNARD V. O'HARE, JR., ESQ.
THOMAS E. BUTTERFIELD, JR., ESQ.

Memorial Services held in Courtroom No. 1 in the Northampton County Government Center, Easton, Pennsylvania, on Wednesday, September 5, 1990.

HONORABLE ALFRED T. WILLIAMS, JR., PRESIDENT JUDGE
HONORABLE ROBERT A. FREEDBERG, JUDGE
HONORABLE JAMES C. HOGAN, JUDGE
HONORABLE F. P. KIMBERLY McFADDEN, JUDGE
HONORABLE ROBERT E. SIMPSON, JR., JUDGE

JUDGE WILLIAMS: This day is annually set aside to permit the members of the Bar and the Bench to note on the records of this Court and to recall some of the accomplishments of those of our members who have died during the past year. For that purpose, the Court recognizes the President of the Northampton County Bar Association, Donald F. Spry, Esquire.

MR. SPRY: May it please the court.

JUDGE WILLIAMS: Mr. Spry.

MR. SPRY: Your Honors, ladies and gentlemen:

It is a melancholy, yet privileged, annual duty as President of the Northampton County Bar Association to participate in the honoring of the members of the Association who have passed away during the last year. We are here this morning to remember and eulogize five of our colleagues who have died during that time. Those five are Attorneys J. Douglas Fackenthal, who died on September 1, 1989; Clayton T. Hyman, who died on September 28, 1989; George A. Moore, Jr., who died on March 9, 1990; Bernard V. O'Hare, Jr., who died on June 8, 1990; and Thomas E. Butterfield, Jr., who died on July 28, 1990.

The purpose of this morning's memorial service is to remember and to pay final tribute to our deceased colleagues. Our profession pauses and takes this time to recall the contribution of all of these lawyers to their profession, the law, the courts and the public. This service to eulogize each of them is a way of paying our respects to their assembled family members and to thank the families for the support given to each of them and to further recognize the richness of their lives and the way they have touched us all with their unique and varied careers, interests and talents.

On behalf of the Northampton County Bar Association, I wish to thank the judges for setting aside this specially designated time this morning for this memorial service and for the Court's participation in it. On behalf of the Association, I want to acknowledge and welcome and pay our respects to the families and friends of those being eulogized here today. Finally, I want to thank the eulogists. Those individuals are Attorneys Stanley E. Stettz, Sandor Engel, Thomas P. Stitt, George A. Heitzman and Jonathan Butterfield.

JUDGE WILLIAMS: The Court recognizes Thomas P. Stitt, Esquire.

MR. STITT: May it please the Court.

JUDGE WILLIAMS: Mr. Stitt.

MR. STITT: Members of the Bar Association, family and friends of the other lawyers, as well as the Moore family:

George A. Moore, Jr., was born May 24, 1927. He was a dedicated man and a determined man. He was also a very loving man and a very compassionate man. Though George always had a smile on his face and a twinkle in his eye, he was determined to succeed despite the adversity which faced him in his life, and yet he was a loving, dedicated husband and father to his family.

He was the son of Alice J. Speer Rowe and the late George A. Moore, Sr. He was married to Virginia L. Moore for 31 years, with whom he raised two children, a son, Jeffrey J. Moore, and a daughter, Valerie A. Moore.

When George was young, his parents separated and George lived with his mother, which ultimately meant that he had to fend for himself and be self-reliant to obtain his education. It was undoubtedly this experience of growing up having to fend for himself that taught him determination yet respect for all those in need, which came to assist him greatly in his ultimate area of expertise, labor and employment law.

George was a serious student. He graduated from Lafayette College in 1950, where he was a member of Phi Beta Kappa. In 1953, he graduated from the University of Pennsylvania Law School, where he was a member of the Order of the Coif. Throughout George's lengthy law practice, he was admitted to practice before many courts on the East Coast, including our own Northampton County Court of Common Pleas, the Superior and Supreme Courts of Pennsylvania, the U. S. District Court for the Eastern District of Pennsylvania, the Third Circuit Court of Appeals, the New York Supreme Court, the Courts of the District of Columbia and the United States Supreme Court, and he actually practiced before all of them. He did not get simply admitted; he pursued the practice.

In our county, he was initially affiliated with the law firm of Fackenthal, Teel & Danser. Subsequently employed by the Bethlehem Steel Corporation, he started as an arbitration attorney and became manager of Industrial Relations, assistant to the Vice President as manager of Labor Relations, Assistant Vice President and subsequently Vice President responsible for the Industrial Relations Department composed of 212 people, including 140 professionals. The departments he supervised at Bethlehem Steel involved labor relations and negotiations, labor litigation, personnel, employee benefits, safety and workmen's compensation, human resources development, environmental control, environmental health and medical. Those are big tasks and it would take several people to handle them after he left.

After he did leave Bethlehem Steel in 1984, he was counsel to the law firm of Gibson, Dunn & Crutcher, which had offices in New York City and Washington, D. C. His responsibility, which he accomplished admirably, was to set up a highly competent employment law division in the New York City office.

Subsequently and until his death, he was retained as a full-time consultant in employment law and labor negotiations by USX Corporation, in Pittsburgh, with specific emphasis on the 1986-87 United Steelworkers collective bargaining negotiations.

Throughout his career, George was not only highly respected, but trusted by both company and union officials alike. Truly, his word was his bond. Because of this, he was able to resolve many labor disputes before they rose to the level of a crisis. He was able to speak with both labor and management with the same fair mind and resolved many, many disputes simply on his word alone.

George's career simply didn't end locally. While he may not have pursued many lawsuits in this courtroom or in this courthouse, during his long and distinguished career he gained fame internationally. He chaired the Joint Industry-USW Committee, which revised the grievance procedures for over 400,000 steelworkers and introduced an open-door policy for non-represented employees. He also served on a panel for the Departments of State and Labor of the

United States of America, making presentations to Japan on United States Labor Relations. He further served four years as the United States steel industry's representative to the International Iron and Steel Institute's Labor Relations Committee, in Belgium, and represented the heavy materials industry to the ILO in Switzerland.

It is not surprising, when you hear all these things, to learn that George also became a member of Who's Who in Finance and Industry in the World and also authored a number of publications on various aspects of law, arbitration and employee relations.

With all of that, he found time for more. He found time to become a member of the Labor Policy Association, Organization Resources Counselors, Inc., Advisory Committee of Brandeis University on Benefits Curriculum, Advisory Committee of University of Maryland on Industrial Relations Curriculum and was United States representative on the Industrial Relations Committee to the International Iron & Steel Institute.

In the time that he had left, and it seems that he had little time on occasions, he dedicated himself to his family and his community. He very much loved being with his wife and raising his two children, of whom he was very proud. And he was also active locally. He was a member of the St. John's Lutheran Church, in Easton, where he served on the Vestry, and he also took time to serve as the Vice President and a member of the Board of Directors of the State Theatre, in Easton, which will soon be a fully performing theatre year round. He belonged to many other organizations and local social clubs, but in his own municipality he was on the Bethlehem Township Sewer and Water Commission Board of Directors. If he was here today and agreed to run for the Board of Commissioners of Bethlehem Township, he may have been able to straighten out some of their problems. Unfortunately, time cut that short.

Not only the Bar, but the entire community will miss this rare combination of balance and ability which George possessed right up to the end when he died at age 62 in his beloved home, the Drylands, in Bethlehem Township, on March 9th, 1990.

I know we will all miss George. It's too bad we weren't able to enjoy the talents of George and the other people who are being eulogized here forever.

Thank you.

JUDGE WILLIAMS: Thank you, Mr. Stitt.

JUDGE WILLIAMS: Judge Freedberg will speak for the Court this morning.

JUDGE FREEDBERG: Thank you.

My colleagues, members of the Bar, honored guests, ladies and gentlemen:

Today's memorial service allows us to reflect on the achievements of deceased members of the Bar of this Court and to express gratitude for their contributions to the law and the community. While their law practices varied, each was a lawyer worthy of emulation. Their careers call to mind the words of Justice Oliver Wendell Holmes, "Every calling is great when greatly pursued." Bernard V. O'Hare, Jr., was one of the premier trial lawyers in the history of the Northampton County Bar. His superb trial skills and his delightful wit assured that he will have the status of legend as years go by. Douglas Fackenthal was a leading member of the Bar in his day, an accomplished civil trial lawyer. Most importantly, he was a gentleman respected by his clients, his colleagues and this court.

Clayton Hyman combined the intellect of the scholar with the persuasiveness and forcefulness of the advocate. George Moore was highly regarded and respected in corporate law and labor law. His decisions impacted on the welfare and prosperity of those who relied on his judgment.

Thomas Butterfield was a practitioner trusted by his clients to order their affairs and resolve their disputes. His colleagues so respected him that they chose him to serve as President of the Northampton County Bar Association.

Among this group were public servants who held important public offices, there were advisors to municipal governments, and there were volunteers for worthwhile religious, charitable and community organizations. These men touched the lives of others, and from their careers we learn what a good lawyer is.

It has been said that a lawyer has many roles. He must be "a representative of clients, an officer of the legal system, and a public citizen having special responsibility for the quality of justice." Those we recall today ably fulfilled those obligations.

They were trusted advisors relied on for their knowledge and good sense.

They were zealous advocates under the rules of the adversary system.

They were skilled negotiators resolving disputes in the best interests of their clients and consistent with honest dealing.

Each placed his client's interest above his own, as it is the lawyer's obligation to do.

They used the legal system for legitimate ends rather than to harass or intimidate.

They showed respect for this Court by always being well prepared and acting ethically.

They treated adversaries in a dignified manner.

And above all, they understood that the law is a profession entailing special responsibilities, rather than a business driven solely by the profit motive.

These men have been ably eulogized today, and the Court joins in the tributes that have been paid to them.

We respected and valued our contacts with them, and they have brought honor to themselves, their families and the law.

The resolutions of the Bar Association are unanimously adopted by the Court En Banc. It is ordered that a transcript of these proceedings shall be filed and copies sent to the families of our deceased members.

The Court now stands adjourned in honor of and out of deep respect for our deceased members.

JUDGE WILLIAMS: We will be in recess to permit the members of the Bench and Bar an opportunity to meet with the families of our brethren.