

**MEMORIAL RESOLUTION OF THE  
ALLEN COUNTY BAR ASSOCIATION**

**JONATHAN H. NUSBAUM**

*WHEREAS, we are here to remember and pay our respects to our colleague and friend, Jonathan H. Nusbaum, who died on March 28, 2017 at the age of 46.*

*Jonathan was born on January 20, 1971 in Lancaster, Ohio. He left behind a beautiful family – wife Kelly, daughters Abigail (age 12), Mallory (age 10) and Allison (age 8), and son Oliver (age 4). He is also survived by his parents and two sisters.*

*Jonathan grew up in Lancaster and Columbus, Ohio and received his undergraduate degree from Trinity College in Hartford, Connecticut, where he was on the swimming and diving team and played water polo. He received his JD from the University of Toledo, College of Law in 1997, where he participated in moot court. He began his law career with Mark Ulmschneider and Jane Malloy, where he received excellent training. He joined Beers Mallers Backs & Salin, LLP in April 2004 as a litigator. He became a partner in 2009.*

*During his thirteen years with Beers Mallers, he represented many individuals in family law matters, and he handled dozens of commercial litigation cases, developing knowledge and expertise in construction cases. Jonathan approached his work with the keen intellect, analytical skills, and work ethic that fueled his success as a practitioner. He chaired the litigation department for a period of time, and he always enjoyed helping to train younger lawyers assigned to assist him on cases.*

*Jonathan possessed a sharp sense of humor that he displayed as easily in serious discussions as he did in casual conversations. He had a deep love for jazz, as evidenced by the poster of John Coltrane in his office, and for jazz and blues influenced-rock, like the Allman Brothers Band. He enjoyed cooking, and he loved the outdoors – not just being outdoors, but studying nature and plants. He told Kelly that if he hadn't chosen a legal career, he would have been a conservation officer. He had a wide, diverse circle of friends from all walks of life, and... he loved celebrity gossip. Yes, he read US and People magazines and could talk about the escapades of Brangelina with the most avid follower.*

*Jonathan had a remarkable capacity for remembering facts, issues and rulings from cases he handled many years prior and for making those past circumstances relevant to current cases. He could always be counted on for an insightful, thought-provoking opinion about matters that another attorney was working on and for which a second or third opinion was sought. He was a very good researcher and writer and considered litigation his calling.*

*Jonathan was diagnosed with brain cancer in January 2014. He and Kelly traveled many times to Duke University for surgery, intricate radiation, and chemotherapy, including immunotherapy after the cancer returned as Glioblastoma. Throughout his treatment he never complained to his colleagues, and rarely at home, and he approached this devastating illness in a level-headed, matter-of-fact manner. It was a situation that had to be tackled, and he would go about it in the best way available to him. He had converted to Catholicism years before his diagnosis, and he relied on a strong faith in God to help him through this most difficult challenge. Next to concern for his family, and*

despite the limitations that the illness placed on him, he never lost his drive to keep working for his clients and to try to pull his weight in the law firm – to be active, helpful and productive. His attitude and approach to life were inspirational to us, and we'll miss him more than we can express.

WHEREFORE, it is moved that the Allen County Bar Association give public expression of sorrow upon this, the occasion of the remembrance of the life of Jonathan H. Nusbaum; that this resolution be unanimously adopted by those present at this assembly; that a copy of this resolution be transmitted by the Office of the Allen County Bar Association to the members of Jonathan's family; and that the resolution be spread of record in the permanent records of the federal and state courts of Allen County, Indiana to evidence the respect and admiration of the members of the Bench and Bar for their departed colleague and friend, Jonathan H. Nusbaum.

Dated this 27<sup>th</sup> day of November, 2017.

THE ALLEN COUNTY BAR ASSOCIATION

By: Kristin Bilinski  
Kristin Bilinski, President

By: Craig J. Bobay  
The Honorable Craig J. Bobay  
Judge, Allen Superior Court

Resolution prepared and presented by Peter G. Mallers, Esq. (9001-02), Beers Mallers Backs & Salin, LLP, 110 West Berry Street, Suite 1100, Fort Wayne, Indiana 46802

