

**GENERAL SESSION MINUTES**  
**Idaho State Bar Board of Commissioner**  
**January 15, 2016**  
**Boise, Idaho**

President Tim Gresback called the meeting of the Board of Commissioners to order at 8:40 a.m. at the Law Center in Boise, Idaho. In addition to President Gresback, in attendance at the meeting were Commissioners Trudy Fouser, Kent Higgins, Dennis Voorhees and Michelle Points, Bar Counsel Brad Andrews, Deputy Bar Counsel Julia Crossland, Deputy Executive Director Mahmood Sheikh and Executive Director Diane Minnich, who acted as secretary.

**EXECUTIVE SESSION**

Consistent with the authority granted in Idaho Code § 3-408, and under the supervisory power of the Idaho Supreme Court and acting as an agency thereof for purposes of Idaho Code § 74-202(4)(a), it was moved, seconded and passed that the Board move into a confidential session to discuss matters involving admissions and professional discipline as provided under Idaho Bar Commission Rules 223 and 521. It was also moved, seconded and passed, after an aye vote was recorded from each Commissioner, to move into Executive Session pursuant to Idaho Code § 74-206(1)(d) and (f), to: (1) review personal records of attorneys for licensing purposes; (2) consider information obtained as part of an inquiry into an individual's fitness to practice law; and (3) discuss with legal counsel pending and/or potential litigation.

**GENERAL BUSINESS**

**Minutes** – It was moved, seconded and passed to approve the minutes of the December 11, 2015 Board of Commissioners meeting as submitted.

**Resolution Process** – The Commissioners discussed the agenda items for the 12:15 p.m. lunch meeting scheduled with the Idaho Supreme Court.

**Ninth Circuit Lawyer Representative** – The Commissioners was provided with the federal court order changing the selection process for the Ninth Circuit lawyer representative. Under the new selection process the Idaho Federal Judges would select up to three attorneys that meet the criteria for appointment to the position and forward them to the Commissioners. The Commissioners would then select the representative.

**ABA Model Regulatory Objectives** – The Commissioners were provided with a resolution that is on the ABA House of Delegates midyear meeting agenda that proposes to adopt Model Regulatory Objectives. Also provided was a resolution from the New Jersey State Bar Association requesting support for its opposition to the resolution. The Commissioners discussed both resolutions and took no position.

**Strategic Planning** – The Commissioners discussed follow up to the fall strategic planning session. President Elect Fouser will be discussing improvement of the public's perception of lawyers in her columns. The Executive Director reported that she, the Deputy Director and Communications Director met with Whitney Fouser to discuss marketing and public relations strategies for this idea. They are developing a plan to highlight the good works of lawyers in the

E-Bulletin, *The Advocate* and a brochure. The Commissioners suggested Whitney be invited to a future meeting.

The Commissioners also discussed ideas for continuity of leadership. The Deputy Director indicated he is working on developing a comprehensive committee and section handbook. The Executive Director mentioned inviting section and committee leaders to join the Commissioners for lunch and noted she is working on a schedule of what regularly happens each month of the year, both at BOC meetings and other events.

**Schedule of Meetings and Events** – The Commissioners were provided with an updated meetings and events schedule for the coming year.

## **FINANCIALS**

**December Financial Reports** - The Commissioners were provided with the December financial reports. At the end of December 97.35% of revenue was collected and 100% of expenses incurred. Commissioner Voorhees requested additional information on investment review and strategy.

**2016 Proposed Budget** – The Commissioners were provided with the proposed 2016 Idaho State Bar budget. Controller Debbie Dudley explained the budget and the budget process. After discussion, it was moved, seconded and passed to approve the budget as submitted, including the capital expenditure requests.

**Auditors Engagement Letter** – The Commissioners considered the Eide Bailly engagement letter for the audit of the 2015 ISB financials. It was moved, seconded and passed to approve the letter and the engagement of Eide Bailly for the audit of the 2015 ISB financial records.

## **MEMBER SERVICES**

**DVD/CD Library Discontinuation** – Deputy Director Mahmood Sheikh reported that at the end of 2016, the ISB and ILF will no longer rent DVDs or CDs. He noted that all of the current rental library will be online and available for attorneys to view.

**Concordia University Request** – The Deputy Director received a request from Concordia University School of Law to present its Richard C. Fields Award at the Annual Meeting. The Commissioners agreed that the current Annual Meeting schedule does not allow the Bar to add another award.

**Section Fund Balances** - The Commissioners were provided with current Section fund balances. The Deputy Director reviewed those Sections whose fund balances were above the allowed cap. He recommended that the sections over the cap submit proposals to the February meeting outlining how they plan to use the funds. It was moved, seconded and passed to approve the recommendation and ask the sections with funds above the cap to submit a proposal explaining their plan for reducing the fund balance to the cap limit.

**Annual Meeting** – Deputy Director Mahmood Sheikh provided a proposed 2016 Annual Meeting agenda. The Commissioners discussed the proposed meetings, speakers and events. The Commissioners agreed to select ABA President Paulette Brown as the Keynote Speaker.

**REPORTS/CORRESPONDENCE/NEWS CLIPPINGS**

Letters and news clippings for the past month were provided in PDF format to the Commissioners.

The meeting adjourned at 2:00 p.m.

Respectfully submitted,

Diane K. Minnich  
Executive Director