

**IDAHO STATE BAR APPELLATE PRACTICE SECTION
GOVERNING COUNCIL MEETING**

May 9, 2019, 12:00 p.m.

Location: Stoel Rives, 101 S. Capitol Blvd., Suite 1900, Boise, ID 83702

Attending: Kim Coster (Chairperson), Lori Fleming (Vice Chairperson), Ben McGreevy (Secretary/Treasurer), Stephen Adams, Sara Berry, Leslie Hayes, Jonathan Shirts, Ted Tollefson
By Phone: Brian Dickson (Past Chairperson)

1. Articles

Kim would follow-up with this at the Bar meeting for Section chairpersons later this month. Leslie had an idea for an article about permissive appeals. Kim emphasized that writing articles is one of the core functions of the Section.

2. Welcome New Council Members

Kim welcomed the new council members at the meeting, Sara and Jonathan. The other council members also made introductions.

3. Approve Minutes

The motion to approve the minutes from the March 14, 2019 Governing Council meeting, the April 11, 2019 member meeting, and the April 11, 2019 Governing Council meeting, **passed**.

4. Budget Items

a. **Donation Requests:** Donations were zeroed in the 2019 budget for the Section. The Council considered two donation requests.

i. **Access to Justice:** The Section made a \$500.00 donation last year. The Governing Council **tabled** discussion of the donation request.

ii. **Attorneys for Civic Education:** The motion to donate \$1,000.00 for this group's Hilarity for Charity event on June 20 **passed**.

5. Events: Planning & Post-Event Reports

a. **Member Meeting CLEs**

i. **June 2019:** The speakers are set to be Kale Gans and Ken Jorgensen from the Attorney General's Office, Criminal Division. Stephen would follow-up with Dayna Ferrero at the Bar about this

meeting. Kim would contact Kale and Ken about what they wanted to have for their introductions.

- ii. **December 2019:** Stephen suggested seeking approval for 0.5 hours in Ethics credits, if that worked out. Perhaps a professional responsibility professor or Bar Counsel could present. Or, a court update might be helpful. Jonathan suggested using material on appellate ethics from the ABA.
- b. **Meet and Greet Events:** Ben reported both events were well-attended. The Section's shares of the expenses were slightly above estimates, with a total of \$660.50 for the Boise event, and \$628.34 for the Moscow event. The motion to pay for those expenses as reported **passed**. To increase the attendance of justices and judges next time, the Section may want to consider staggering or otherwise rescheduling the events. After paying for the above expenses and for the Justice Schroeder celebration, there would still be money leftover in the Special Event Expenses budget line item to reimburse Brian Church for his travel expenses to attend the Moscow event.
- c. **Justice Schroeder Celebration:** This event was also well-attended, with more Idaho Supreme Court justices in attendance than at the Boise Meet and Greet event. The Bar had already issued checks on behalf of the Section, in the amounts of \$1,107.00 for catering, and \$230.00 for the string quartet. The Fourth District Bar Association should be reimbursing the Section or the Bar, perhaps in the amount of \$500.00.
- d. **Collaboration CLE with Litigation Section:** This event will take place on May 17th. Stephen would create a new PowerPoint presentation for the event.
- e. **Handbook Update:** Christopher Pooser was not at the meeting. Stephen reported that there were five volunteers working on the update, most of whom had responsibility for updating multiple sections. The goal was to get the handbook rewritten in time for the Section's October CLE. The deadline for the first drafts of the rewritten sections was June 28. It was unclear who the point person at the Bar would be for publishing the updated handbook.

6. Meeting Schedule for the Remainder of the Year

A Governing Council meeting would replace the member meeting on September 12. The November 7, 2019, Governing Council meeting was moved up to avoid Thanksgiving. The meetings for the rest of 2019 are as follows:

Member: June 13, 2019

Governing Council: July 11, 2019

Governing Council: August 8, 2019

Governing Council: September 12, 2019

Governing Council: November 7, 2019

Member: December 12, 2019

7. **All-Day CLE**

The Governing Council confirmed that the date of the CLE is October 4. The CLE will be held at Concordia University School of Law, with a reception to follow at Boise Brewing.

- a. **Speaker Selections:** Amir Ali is set to be the keynote speaker. His honorarium will be \$1,000.00. However, the Section needs to find additional speakers. Sara suggested she had some ideas for speakers from Holland and Hart. She was also a member of DRI, a national organization with an appellate section. The Section would be looking for speakers on strategies and decision-making. Oral argument would also be a subject for presentation. Stephen suggested a panel of former appellate judges, speaking on their experiences and techniques after returning to practice as attorneys, could be useful. Appellate judges-turned-practitioners would include Justice Jim Jones and Justice Silak.
- b. **Other Committee Assignments:** Brian D. reported he had exhausted his list of potential speakers. A motion to form a CLE subcommittee, composed of Stephen, Sara, Brian D., Leslie, and Jonathan, **passed**. The subcommittee would hold a telephone conference in the next few days. Stephen would set up the call. If big names were interested in presenting, the Section could possibly find law firms to co-sponsor. The Section might also be able to find a way to offer Ethics credits. Catering was an issue that could wait until the Section had a list of speakers.

8. **Adjournment**

The meeting adjourned at 1:07 p.m.