

GENERAL SESSION MINUTES
Idaho State Bar Board of Commissioner
September 5, 2014
Boise, Idaho

President Paul Rippel called the business meeting of the Board of Commissioners of the Idaho State Bar to order at 8:35 a.m. at The Hampton Inn & Suites in Boise, Idaho. In attendance at the meeting were Commissioners Tim Gresback, Michelle Points and Dennis Voorhees, 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 § 67-2341(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. At 1:05 p.m., 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 § 67-2345(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. The Executive Session adjourned at 2:15 p.m.

GENERAL BUSINESS

Minutes – It was moved, seconded and passed to approve the minutes of the July 16, 2014 Board of Commissioners meeting as submitted.

Resolution Process – The Commissioners were provided with the resolution submission deadlines and meeting schedule. The Commissioners discussed the law school visit. The Commissioners reviewed and discussed the proposed resolutions. It was moved, seconded and passed to approve the submission of the proposed rule change to allow house counsel members to perform pro bono work. It was moved, seconded and passed to support the National Mock Trial Resolution and add the Bar as a sponsor of the resolution.

2014-15 Committee and Section Liaisons – The Commissioners were provided with recommendations for committee and section liaisons for the 2014-15 year. After discussion, the Commissioners agreed to eliminate liaisons to the regulatory committees including: Character and Fitness, Bar Exam Prep, Reasonable Accommodations, Client Assistance Fund, Professional Conduct Board and Unauthorized Practice of Law. The Commissioners agreed to all other committee and section liaison assignments as revised.

Ninth Circuit Lawyer Representatives – The Commissioners reviewed the following applicants for the Ninth Circuit Lawyer Representative: Laura Burri, Edward Lawson and Lori Nakaoka. It was moved, seconded and passed to submit all three applicants to the Idaho Federal

Court Judges for consideration to serve as the Ninth Circuit Lawyer Representative from the 3rd or 5th districts.

Licensed Nursing Facilities Prelitigation Hearing Panelists – The Commissioners considered applicants to serve as licensed nursing facilities prelitigation hearing panelists. It was moved, seconded and passed to submit the names of Janine Reynard and Michael Kelly to the Board of Examiners of Nursing Home Administrators.

Law and Justice Learning Center Advisory Council - The Executive Director noted that Don Burnett contacted President Rippel regarding representatives on the Law and Justice Learning Center Advisory Council. The Bar is designated two positions on the Council – one for President Rippel and one for the Executive Director. President Rippel designated Past President Robert Wetherell and Executive Director Minnich designated Deputy Director Mahmood Sheikh to serve on the Council.

Judicial Award – The Commissioners again reviewed a proposal prepared by Bar Counsel to create a Judicial Award. It was moved, seconded and passed to select and present a Distinguished Jurist Award annually.

Lawyer Referral Service (LRS) – The Commissioners were joined by LRS Committee Co-chair Jay Sturgell and Communications Director Dan Black. Mr. Sturgell reviewed the LRS Committee’s recommended changes to the Lawyer Referral Service. The main changes are to develop minimum standards for three areas of law (bankruptcy, criminal and family law) and transfer the collection of the \$35 fee to the Idaho State Bar. The additional funds collected would assist in upgrading the service and, ideally, purchase better software for the service. It was moved, seconded and passed to approve the submission of a resolution to recommend the proposed changes to the LRS to the Bar membership.

Idaho Supreme Court Meeting – The Commissioners were provided with the notes from the July meeting with the Idaho Supreme Court.

Disciplinary/Admission Information – The Commissioners were provided with the following disciplinary orders: Christopher Lamont and Angela Marshall.

ADMINISTRATION AND SUPPORT

Financial Reports – The Commissioners were provided with the July financial reports. At the end of July 93.9% of revenue was collected and 59.4% of expenses incurred.

MEMBER SERVICES

Annual Meeting – Deputy Director Mahmood Sheikh reviewed the report on the 2014 Annual Meeting along with the evaluations of the conference.

IALL – The Commissioners were provided with the attorneys selected for the 2014-15 Leadership Academy. The Executive Director reported that Judge Rick Carnaroli resigned from the IALL committee. The Committee recommends that William Hancock from Pocatello be

appointed to replace Judge Carnaroli. It was moved, seconded and passed to appoint William Hancock to serve on the IALL committee.

REPORTS/CORRESPONDENCE/NEWS CLIPPINGS

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

The meeting adjourned at 12:00 p.m.

Respectfully submitted,

Diane K. Minnich
Executive Director