

**UTAH STATE BAR
BOARD OF BAR COMMISSIONERS
MINUTES**

OCTOBER 10, 2014

S.J. QUINNEY COLLEGE OF LAW

- In Attendance:** President James D. Gilson; President-elect Angelina Tsu; Commissioners: Steven Burt, H. Dickson Burton, Kenyon Dove, Heather Farnsworth, Mary Kay Griffin, Susanne Gustin, John Lund, Herm Olsen, and Tom Seiler.
- Ex-Officio Members:** Dean Robert Adler, Heather Allen, Jesse Nix, Gabe White, Margaret Plane, Lawrence Stevens, Prof. Carl Hernandez (for Dean Rasband), Executive Director John C. Baldwin, Assistant Executive Director Richard Dibblee, General Counsel Elizabeth A. Wright and Supreme Court Liaison Tim Shea.
- Not in Attendance:** Hon. Michael Leavitt, Janise Macanas, Rob Rice; Ex-Officio Members: Nate Alder, Curtis Jensen, Katherine Judd, Aida Neimarlija, and Dean James Rasband.
- Also in Attendance:** Sean Toomey, Utah State Bar Communications Director, UVU Student Mr. Gonzalez, a guest of Tom Seiler.

Minutes:

1. President's Report:

- 1.1. Commission voted to approve the 2014-2015 Commission Priorities. **Tom Seiler moved to approve the priorities and John Lund seconded the motion which then passed unanimously.** The 2014-2015 Commission priorities are: 1. Improving Access to Justice: Pro Bono Commission & Modest Means Lawyer Referral; 2. Advocating for the Judiciary; 3. Reviewing Bar Operations: OPC, Summer Convention, NLTP, Bar Budget; 4. Planning for the Future of the Profession; 5. Celebrating Magna Carta/Rule of Law; and 6. Supporting Diversity.
- 1.2. John Lund reported on the Futures Committee. Purpose of the Committee is to gather input and study the future delivery of legal and law related services to individuals and small businesses. Committee is planning to meet two times per month with the goal of preparing a report to the Court and the Commission listing 5 action steps for how the Bar can meet the needs of a changing profession. Goal is to have a report ready for the July 2015 Summer Convention.
- 1.3. Constitution Day. John Baldwin reported on the success of constitution day. Figures for lawyer participation and the number of classrooms served are behind Tab 1.

- 1.4. Dickson Burton reported on Magna Carta Project. Exhibit will be in Utah for two weeks in April 2015 and travel throughout the state. Program will involve schools and perhaps essay competitions. Gala event planned for April 14, 2015. Lawyers and community leaders will be invited to gala.
- 1.5. Fall Forum will take place at the Little America on November 20 and 21, 2014. Judges reception and CLE will be on Thursday evening the 20th. This is a new and exciting opportunity for lawyers to mingle with Judges from all over the state. Commissioners were encouraged to attend the Fall Forum.
- 1.6. Ethics Advisory Opinion Committee Opinion. Advisory opinion states it is a violation of the Rules 7.1 and 7.2 of the Rules of Professional Conduct to pay a consumer advocate to endorse a law firm. Opinion is behind Tab 11. Jim Gilson reported the advisory opinion had been appealed and that the Ethics Advisory Committee was hearing arguments regarding the objection to the opinion. Procedurally, the next appeal could be to the Commission.
- 1.7. Bar Program Review Committees. Jim Gilson distributed a handout listing the committee assignments for the four Bar program performance reviews. Programs to be reviewed are: OPC, Summer Convention, NLTP and the Bar Budget. Review Committees should get to know programs very well and give reports on how the programs are doing. Each Committee should have a report for the July 2015 Summer Convention Commission meeting in Sun Valley. Each Committee should meet before the next Commission Meeting in December 5, 2014. Committee Assignments are as follows:

OPC:

Larry Stevens
Margaret Plane
Herm Olsen
Tom Seiler
Susanne Gustin
Steve Burt

Summer Convention:

Dickson Burton
Angelina Tsu
Heather Farnsworth
Jim Gilson
Curtis Jensen
Aida Neimarlija

NLTP:

Kenyon Dove
Jessie Nix
Nate Alder
Kat Judd

Budget:

Mary Kay Griffin
Jim Gilson
Angelina Tsu
Janise Macanas
Heather Allen
Tim Shea

2. Action Items:

- 2.1. 2016 Summer Convention Site. Angelina reported that she and Aida have been going over prior summer convention budgets and Angelina reported on strategies for increasing attendance and cutting costs. Strategies included more personalized

networking to encourage attendance and not providing so many free registrations. Angelina and Aida are still in negotiations with hotels in California. They cannot make a recommendation until all figures are in. Front runners are Hyatt in San Diego and St. Regis in Laguna Beach. Commission once again discussed high cost and low attendance at summer convention and whether or not the Bar should continue to hold the event.

- 2.2. Confirm 2017 Sun Valley Summer Convention. John Baldwin reported that in order to reserve Sun Valley for the 2017 summer convention the Bar must notify the resort by the end of the month. **Dickson Burton moved to commit to Sun Valley for summer 2017 and Angelina Tsu seconded the motion which then passed with Tom Seiler opposed.**
- 2.3. 2013 Audit Report. **Mary Kay Griffin reported that the Bar has a clean opinion** Tanner LLC conducted an independent audit of the Bar's financial position for 2013. Commissioners were given copies of the audit report and Mary Kay Griffin gave a page-by-page explanation of the report. **John Lund moved to approve the 2013 audit report and Kenyon Dove seconded the motion which then passed unopposed.**
- 2.4. Lifetime Service Award. Commissioners discussed nominees listed behind Tab. 2. Angelina Tsu distributed a handout with more information about Judge Raymond Uno. After a vote by ballot, Judge Raymond Uno, Rod Snow, Judge James Davis, Felshaw King and Lyle Hillyard were selected to win.
- 2.5. Commissioners voted to give Laura Scott the Professionalism Award.
- 2.6. Jim Gilson nominated Steve Burt for the Community Member Award. **Herm Olsen moved to give the Steve Burt the Community Member Award and Heather Allen Seconded the motion which passed unopposed.**
- 2.7. Outstanding Mentor. **Angelina moved to give the award to three mentors instead of the usual two and Tom Seiler seconded the motion which passed unopposed.** Commission voted to award Tim Larsen, Debra Nelson and Tupakk Renteria Outstanding Mentor.
- 2.8. Heart and Hands Award. **Angelina Tsu moved to award Jenifer Tomchak the Heart and Hands Award. Heather Allen seconded the motion which passed unopposed.**
- 2.9. Pro Bono Rules. Commissioners agreed to discuss changes to the inactive pro bono attorney rules at the December meeting because it was time to conclude the meeting.

HANDOUTS DISTRIBUTED AT MEETING:

1. 2014-2015 Bar Program Performance Review committee assignments
2. 2013 Audit Report
3. Document listing Judge Raymond Uno's accomplishments as part of his nomination for the Lifetime Service Award.

ADJOURNED: Noon

CONSENT AGENDA:

1. Approve Minutes of August 22nd and 23rd Commission Meeting
2. Approve Motion for Admission of Bar Applicants