

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

OCTOBER 30, 2015

ALTA CLUB, SALT LAKE CITY

- In Attendance:** President Angelina Tsu, President-elect Rob Rice; Commissioners: H. Dickson Burton, Steven Burt, Kate Conyers, Kenyon Dove, Heather Farnsworth, Mary Kay Griffin, Susanne Gustin, Liisa Hancock, John Lund, Michelle Mumford, Herm Olsen and Katie Woods.
- Ex-Officio Members:** Nate Alder, James D. Gilson, Melinda Bowen, Professor Carl Hernandez (for Dean Rasband), Susan Motschieder, Margaret Plane, Chris Wharton and Supreme Court Liaison Tim Shea.
- Not in Attendance:** Ex-Officio Members: Dean Robert Adler, Heather Allen, Dean James Rasband, and Lawrence Stevens.
- Also in Attendance:** Executive Director John C. Baldwin, Assistant Executive Director Richard Dibblee, General Counsel Elizabeth A. Wright, Sean Toomey, Utah State Bar Communications Director and Bar member Gabe White.

Minutes: 9:15 a.m. start

1. President's Report:

1.1 Welcome

1.2 OPC Review Committee Report: Bruce Maak. Bruce Maak explained the findings and recommendations in the Committee's report attached to the minutes behind Tab 1. The Review Committee found that overall OPC is doing its job well. The Committee recommended that OPC do a better job of telling respondents where they are in the process and how long it will likely take. The Committee also recommended providing statistics to Bar members to clarify misconceptions among Bar members about the types and number of cases prosecuted and that the Commission clarify the OPC rules governing confidentiality and supervision.

1.3 Remind about Fall Forum on November 19th and 20th.

1.4 Bar Review November 12th.

1.5 Report on meeting with Chief Justice Durrant. Angelina Tsu reported that the Chief Justice was open to the idea of having the ABA review OPC procedures but wanted any

OPC rule changes the Commission is considering to go into effect before requesting the ABA review. The Chief Justice was not thrilled about a Court governed Access to Justice Commission given all of the other committees considering access to justice issues.

- 1.6 Update on Financial Administrator Position:** The application deadline is closed and interviews will begin next week.

2. Action Items

- 2.1 UMBA Scholarship and Awards Banquet Table: Rob Rice. Rob Rice moved that the Commission purchase a table at the UMBA Scholarship Awards banquet and donate \$1500 to the UMBA Scholarship Fund and if more people want to attend, the Bar will purchase more seats. John Lund seconded the motion which passed unopposed.**
- 2.2 Double Dutch Convention App Renewal: Rob Rice moved that the Commission purchase the convention application for four more events. H. Dickson Burton seconded the motion which passed with Kenyon Dove opposed.**
- 2.3 Client Security Fund Report: Hon. David Hamilton. Judge Hamilton reported on the claims the Fund for Client Protection awarded at its September 11, 2015 meeting. A description of the cases and claims is attached to the minutes behind Tab 2. John Lund moved that the Commission approve the payments recommended in the Fund memo. Herm Olsen seconded the motion which passed unopposed.**
- 2.4 Summer Convention Review Committee Report: Dickson Burton.** Dickson outlined all of the reasons the Summer Convention is important including the statutory requirement that the Bar have annual business meeting, its importance in fostering collegiality among bar members and the judiciary and in fostering future bar leaders. The two Snowmass conventions were an experiment that resulted in tremendous financial losses. The Sun Valley conventions have not resulted in unacceptable losses. Accordingly, the Committee recommended continuing to have a Summer Convention in Sun Valley with a rotation to California every few years for as long as economically feasible. The Commission again discussed the pros and cons of having the convention in Park City. The main concern is that people will not bring families and stay, but rather will attend various breakouts and then drive back to the office.
- The Bar has already contracted with Sun Valley for summer 2017. The Commission was asked to vote on contracting with Sun Valley for summer 2018. **John Lund moved to table a motion to commit to Sun Valley for 2018 until the Fall Forum financials are calculated and until the deadline for contracting with Sun Valley is closer. Katie Woods seconded the motion which passed unopposed.**
- 2.5 Legal Assistance to Former Members of Fundamentalist Communities: Katie Woods and Chris Wharton.** Katie Woods reported that she and Chris investigated the

legal resources available to members of fundamentalist communities in Southern Utah. Their investigation concluded that there were plenty of legal resources available to those citizens through the South Utah Bar Association and other volunteer organizations and that a Bar program was unnecessary.

- 2.6 Approve Mentoring Breakfast of Champions.** Michelle Mumford proposed a breakfast in February to recognize lawyers who have proven to be valuable mentors. The awards will be named after Paul Moxley, James Lee and Charlotte Miller. **Katie Woods moved to approve the breakfast and awards. Heather Farnsworth seconded the motion which passed unopposed.**
- 2.7 Bar Scholarship Fund and Fundraising Gala: Heather Farnsworth.** Heather proposed a gala to fund a scholarship program for lawyers who cannot afford to pay for CLEs. The gala would be modeled on the Salt Lake County Bar scholarship gala. Kate Conyers pointed out the tremendous expense of the SLCBA gala that was not covered by ticket price. **Kate Conyers moved the Heather form a Committee to explore the costs associated with the gala. Michele Mumford seconded the motion which passed unopposed.**
- 2.8 Leadership Academy.** Gabe White asked the Commission to approve the creation of a Leadership Academy to encourage and train new lawyers for future Bar leadership positions. The Commission asked Gabe to report back to them with a proposed budget, mission statement, selection criteria and process, program description and other information required before it could vote on the proposal.
- 2.9 Select Professionalism Award Recipient. Heather Farnsworth moved to award Tara Isaacson the Professionalism Award. Kate Conyers seconded the motion which passed unopposed.**
- 2.10 Select Community Member Award Recipient. John Lund moved to award Anne Burkholder Community Member Award. Kate Conyers seconded the motion which passed unopposed.**
- 2.11 Select Outstanding Member Award. Herm Olsen moved to give Mark Tolman and Scott Hansen the Outstanding Mentor Award. John Lund seconded the motion which passed unopposed.**
- 2.12 Accept 2014-2015 Audit Report.** Mary Kay Griffin conducted a page-by-page review and explanation of the Audit Report and asked for questions. **John Lund moved to accept the audit report and Rob Rice seconded the motion which passed unopposed.**

3. Discussion Items

- 3.1 Futures Commission Follow Up: John Lund.** Commissioners assigned to implement particular Futures Commission recommendations must submit a letter to Rob Rice by

November 20, 2015 outlining what steps they will take to implement their assigned action item.

- 3.2 Overhead Allocations to Sections Policy:** Angelina formed a committee consisting of Angelia Tsu, Mary Kay Griffin, Dickson Burton, Rob Rice, Liisa Hancock, Michelle Mumford and Heather Thuet to examine how the Bar allocates overhead expenses to the sections.

HANDOUTS DISTRIBUTED AT MEETING:

1. List of Bar Commission Section Liaison assignments.

ADJOURNED: 12:00 p.m.

CONSENT AGENDA:

1. Approve Minutes of September 18, 2015 Commission Meeting.
2. Appoint Lesley Manley as NLTP Committee Chair.
3. Approve Section Liaison Assignments.