

LITIGATION SECTION EXECUTIVE COMMITTEE

Agenda: May 10, 2017

Present: Rod Andreason, Jenifer Tomchak, Peter Strand, Katy Strand, Erik Christiansen, Judge Andrew Stone, Judge Glen Dawson, Judge Jill Pohlman, Michael Stahler, Joe Amadon, Tim Pack, Sarah Hafen, Heather Thuet, Cameron Sabin

Telephone: Doug Farr, Ben Harmon, Keith Call, Anthony Loubet, Matthew Koyle, Commissioner Christina Wilson, Kim Neville

Excused: Whitney Krogue, Matthew Orme, Daniel Steele, James Magleby, Jess Krannich, Tom Seiler, James McKonkie, Sade' Turner, Megan Garrett, Phil Lott

1. **Welcome and Chair's Report** (Rod Andreason) – 8:06

a. Annual Meeting

At the next meeting, we will elect the new members. We will not meet after that until September. We will continue to hold events, including the Golf & CLE event. Mike Stahler will assume the role as Chair at that time. Jen Tomchak will prepare the notice to the section.

b. Approve April Meeting Minutes

Erik C. moved to approve the April Meeting Minutes. Peter Strand seconded the motion. The motion passed.

c. Note Approval of Utah State Bar's sponsorship request

We had a sponsorship request related to the Judges' Mixer at the Annual Convention. The sponsorship request was approved through a board vote via email. We did require the Bar to fill out the sponsorship request form and informed it that it would be required to do so for all future requests.

2. **President Elect's Report** (Michael Stahler)

Mike S. reminded the Board to attend the Litigation Section's Annual Meeting. He also asked anyone interested in running for a position to email Jen Tomchak prior to the meeting.

3. **Treasurer's Report** (Heather Sneddon via email)

Rod A. read the following email from Heather Sneddon to the Board:

We've had just a few expenses come through, including for the Fourth District Court reception and Zen in Zion. Some additional expenses will be coming through for the Matheson event, but those are only about \$300. We also have some monthly expenses from the Bar that haven't gone through, but again, they are minimal. Still \$87,000+ in the bank.

4. **Budget Discussion** (Rod Andreason)

Rod A. then asked the Board to report on any follow up from last month's meeting. Jen T. reported that they are looking at holding the member social event at Publik and having a casino night. The planning committee may need a bigger budget. Heather T. is going to look at an organization to use as a fundraiser and look at lower costs for the casino costs.

Some board members expressed some concerns about the gambling aspect and potential issues with the DABC. There was also some concern raised about the budget. Erik C. suggested getting law firm sponsors. The planning committee will continue to explore options and report at the next meeting.

5. **Recently-Completed Events – 8:20**

a. **Second District Judicial Reception (Matthew Koyle)**

Judge Dawson reported that Matt and Commissioner Wilson did a great job. They got 8 judges to attend. The attendance by attorneys was low, however. Next year we should encourage members to attend earlier.

b. **Introduction to the Matheson (Anthony Loubet)**

Anthony reported that the event went well. He would have liked to see more members at the morning reception. Thirteen participants attended the event. The Bar held a mandatory ethics class the day before, and he thinks this affected attendance. We should check with that conflict next year. He got really great feedback and excellent participation from the judges. Judge Stone was a great motivator. Next year, we will try to plan for January.

Anthony said that he had trouble getting the word out to members in the districts outside of Salt Lake County. Rod suggested contacting CUBA and SUBA. Heather T. recommended postcards.

6. **Committee Reports - 8:26**

a. **Bar Conventions/S. Utah (Jon Hafen, Ben Harmon)**

i. **Southern Utah Federal Law Symposium – May 11-13**

ii. **Annual Bar Convention – July 27-29, 2017**

Jen T. read Jon Hafen's text to the Executive Committee ("EC"):

[Jon] is the section rep on [the Fall Forum] planning committee. [It] is doing a deposition boot camp and it should be great. The Annual Meeting also is all set for our two hours.

b. **Law Student Relations (James McConkie)**

i. **BYU Mentoring Social – May**

Jen T. reported on James's behalf. The committee was unable to find a date that worked in May. He is planning an event in September.

c. **Quarterly CLE (Jess Krannich) 8:30**

i. **Q2 Lunch: Confessions of a Civility Skeptic (Keith Call) - May 25**

Keith reported that Justice Pierce will be speaking on civility. Keith is taking care of advertising and will plan to record the event as well.

ii. **Q2 Rise & Shine: Civility in Communications (Kim Neville) - June 22**

Kim reported that this will actually be at lunch instead of breakfast. Justice Durham will speak on how inclusion benefits the Bar. This will include a professionalism CLE credit.

iii. **Half Day CLE – (Peter Strand)**

Peter reported that he has spoken with Adam Gura, who handled the Second Amendment case. Peter has reached out to additional speakers for additional presentations. He is planning the event to run 10 a.m. to 8 p.m. with dinner. Cameron Sabin suggested a law professor or someone with a counter-viewpoint. Katy S. reported that they are speaking to the author of "The Hollow Hope," Professor

Rosenberg. The conclusion is that litigation is not a great way to advance social policy. We are looking at an event in November or possibly in the January.

Cameron Sabin suggested a day of hot topics, such as immigration policy. Jen T. said that Cliff Rosky is a nationally renowned speaker on transgender and LGBT issues.

Another potential topic is how to market your practice area or set a budget for a case.

Peter requested permission to approach the YLD for help to plan this event. The EC was supportive of this request.

d. **Membership** (Tim Pack) - 8:42

- i. YLD/NLTP Open Sections Night – May 25
- ii. Law Day Run – Next May

Tim Pack reported that they provided fliers for the new admittees. Tim is trying to find volunteers to attend Open Sections night.

Jen T. reported on Megan's behalf that she is still working on a joint CLE with the appellate section. She is also reaching out to other sections about hosting joint CLEs.

e. **Special Events** (Dan Steele) 8:45

- i. Prof. Terrell Event (Heather Thuet) – Sept. 21

Heather T. reported that she is still looking for a location. She would like a volunteer to help her with this. Rod A. suggested the Episcopal Church. Jen T. volunteered to check with Lori Nelson for space at the University of Utah.

- ii. Moab Event (Heather Thuet) – October

Heather T. reported that they received good responses to the survey. They have chosen 11 recipients for the Judges award. They hope to get all 11 to attend the event. We will need rooms for two nights. There are also two non-judicial award recipients. The jet boat is \$50 per person. There will be an outdoor venue with dinner. There will be a 2-hour CLE Friday afternoon. She is exploring ideas for extracurricular ideas on Saturday. The estimated cost for the event would be \$6,900, excluding dinner, which will be paid for by the recipients.

Heather T. hopes to approach the YLD to arrange for a bus to transport those in attendance and look at group housing that is cheaper than the lodge. Cameron Sabin said that buses like that cost approximately \$1,200.

They are aiming for the last weekend in September due to the conflicts in October.

Heather T. requested an additional budget up to \$10,000. Mike S. seconded the motion. There was brief discussion about what a great event this is for our judges and members. Last year 70 attended. We hope to have even more attend this year. The motion passed.

- iii. Golf and CLE

Jen T. reported on Dan Steele's behalf. She read the list of the following events and topics:

1. Salt Lake County, Aug. 4, River Oaks, What the Federal and Third District Courts Wish you Knew

2. Utah County, Sept. 29, Hobble Creek, The Nuts and Bolts of Expert Witness Retention for Trial
3. St. George, Oct. 20, The Ledges, An Offer the Can't Refuse: How to Mediate in Utah
4. Cache County, Aug. 25, Birch Creek, TBD

f. **Bench Books** (Sade' Turner) 8:58

Rod A. read Sade's email to the EC:

1. *We received a bench book from Judge DeCaria that went out in last month's ZA.*
2. *Commissioner Wilson, Commissioner Morgan, and Judge Skanchy have all indicated they would have the bench books to us shortly. IN the case of Commissioner Morgan and Judge Skanchy they indicated we should have them by the end of last month. Both have been busy and I will follow up with them at the end of the week.*
3. *Judge Chon has met with Ian and has completed a draft of her bench book. She has been busy and indicated she would likely be able to get back to us within 2 weeks.*
4. *All other judges and commissioners for whom we don't have bench books or they are not current (pre 2011 amendments) have received refreshed letters regarding the bench book initiative.*

g. **Publicity** (Erik Christiansen)

Erik requested that the EC send him photos and information about upcoming events. Erik C. is going to contact Connie Howard at the Bar to get our events on the list the Bar sends out with all of the upcoming CLEs.

h. **Public Service** (Keith Call)

Keith said that he has nothing new to report. Cameron Sabin added that the landlord-tenant program is going well in Salt Lake. About 90% of participants are completely unrepresented. Judge Stone reported that they are going to have a single judge handle the debtor-creditor calendar.

i. **Health & Wellness** (Heather Thuet) 9:01

i. Yoga

Numbers are increasing as the weather improves. Last week, there were 16 people attending.

j. **Judicial Reception/Introduction to Matheson** (Judge Dawson) – 9:02

This committee has completed its assignments for the year.

k. Other business

Heather T. reported that UDLA is planning a memorial for Judge Hilder, June 22, at C&J from 5-7 p.m.

The meeting adjourned at 9:03

The next meeting will be the Annual Meeting on **June 14, 2017** at 8:00 a.m. at Parr Brown.