

## LITIGATION SECTION EXECUTIVE COMMITTEE MEETING MINUTES

Oct. 12, 2016

Excused: Matt Orme; Phillip Lott, Judge Stone, Dallas Young, Tom Seiler, Judge Dawson, Dan Steele, Angelina Tsu, Christian Hansen,

In Attendance: Sarah Hafen, Cameron Sabin, Katy Strand, Joe Amadon, Peter Strand, Rod Andreason, Erik Christiansen, Kim Neville, Whitney Krogue, Jim Magleby, Megan Garrett, Heather Sneddon, Mike Stahler, Keith Call, Jenifer Tomchak, Jess Krannich, Judge Pohlman, Jon Hafen, Dan Steele, Heather Thuet, Ian Kesserling, James McConkie, Ben Harmon, Doug Farr

On the Phone: Christina Micken, Anthony Loubet,

### 1. **Welcome and Chair's Report** (Rod A.) - 8:02

Rod A. began the meeting and welcomed everyone. The board members who were not here at the last meeting introduced themselves.

#### a. Approve September Meeting Minutes

Mike S. moved to approve the meeting minutes. Katy Strand seconded it. The board voted to approve the minutes. (Anthony L. asked that his name be spelled correctly.)

#### b. Award Recognition

Rod presented an award to Parr Brown Gee & Loveless for its generosity in hosting the monthly meetings.

#### c. Approval of Community Service Request (Pro Se Calendars)

The committee voted via email to unanimously to approve the Pro Bono committee's request to create a program for representing pro se individuals for the debt collection and protective order calendar. The program is described in Keith Call's report at 5.b below.

#### d. Survey Response

Jen T. reported that we have gotten more than 100 responses. She will analyze the data and give a report next month.

### 2. **Chair-Elect Report** (Mike S.) – 8:09

Mike S. had nothing to report. He will have more to report in January regarding the government relations committee.

### 3. **Treasurer's Report** (Heather S.)

Heather reported that we have approximately \$90,000 in the budget, this includes member dues of approximately \$56,000. The \$7 per person fee has already been removed.

Free membership is now offered just for the judges. We are no longer offering free membership to new admittees. The biggest revenue/cost amount is from the quarterly litigation lunch. Heather S. is waiting for costs from Golf & CLE events. We should explore additional ways to use our budget to benefit our members.

Our membership is down from 2,000 to 1,165 members. The membership fee is now \$35.00. The board had a discussion about the cause of the decrease in numbers and how to increase the membership. Rod suggested that we use the budget surplus to increase benefits to the members. Peter suggested having someone speak at the swearing in ceremony. There was a question about whether we should offer free membership on an opt-in basis. Dan suggested an email blast about the benefits of membership. Mike suggested reminding Lexi Goates to let people know about the benefits of membership when they are signing up for a CLE as a non-member. Jess and Mike moved to allow new admittees to opt in and to do it for this round of new admittees if we are able to and, if not, to do it through email and refund the new admittees who have already paid. Peter S. seconded. The board voted to approve. Mike will talk to Tim about the motion.

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Rod presented Heather Thuett with an award for her dedicated leadership. Rod re-presented the award to Parr Brown to Jon Hafen for hosting our meetings.

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#### 4. **Recently Completed Events – 8:35**

##### a. **Quarterly Litigation Lunch: Complex Litigation Pilot Program (Erik C.)**

Erik reported that on Sept. 20, Judges Harris, Lawrence, and Stone presented a CLE about the Tier 3 pilot program. It was a great turnout (it was at capacity, approximately 180 people). Erik suggested replicating this CLE in other districts. Erik volunteered to help organize it in other districts.

Mike moved to allow Erik to move forward with planning. Heather S. seconded it. The Board voted to approve this program.

##### b. **Golf and CLE - Utah County: Personal Injury Bootcamp (Dan S.)**

Dan reported that the Utah County event was a success despite the threat of rain. It was well attended. The CLE focused on personal injury and contingency fee cases. Jeff Eisenberg and Jordan Kendall presented. Dan thinks the event was revenue positive.

#### 5. **Committee Reports – 8:43**

##### a. **Special Events (Dan S.)**

###### i. **Golf and CLE – St. George, Oct. 21 (Dan S., Matt O.)**

Dan reported that this will be the fourth event of the year. The CLE will be about economic loss. The registration looks good.

##### b. **Public Service (Keith C.) - 8:45**

###### i. **Public Service CLE – Nov. 3 (Keith C.)**

Keith reported that (1) Christina Micken is now a commissioner in Weber County; and (2) the committee is helping with a program to help with the debt collection calendar and protective order calendar pro se. Keith described how the program will work. It requires approximately 2 hours of commitment. We will initially focus on the Matheson Courthouse and then move the program to other courthouses. On Nov. 3, there will be a CLE on debt collection issues and each attendee who commits to take a case will get free CLE. Judge Stone and Charles Stormont will be there to present. It will go from 12-2 p.m., lunch will be provided. Keith will bring a schedule of calendars.

Cameron reported that there is very little participation (approximately five regular attorneys) and a great need.

Peter mentioned that the landlord-tenant calendar is in South Jordan. Keith said that he would consider that after we get the other program off the ground. He suggested this program might be good for the new admittees.

Even the Executive Committee needs to sign up for the CLE. Notice will go out in the Zealous Advocate and in the regular email.

c. **Trial Academy** (Jon Hafen) – 8:54

i. Fall Forum/Trial Academy – (Jon H.) Nov. 17-18

Jon reported that NITA style trial academy will be next May. For Fall Forum, there will be two experts to talk about jury selection. There will be eight judges, 23 faculty members. Rod reminded people to sign up and promote to our firms.

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Jon H. also gave his report for the Bar Conventions Committee. He stated that Dickson Burtman, from Trask Britt, is going to take a look at how the Bar is running the Bar conventions to identify areas for change or improvement.

d. **Judicial Reception/Introduction to Matheson** (Judge Dawson)

i. Judicial Reception/Bar Review – Nov. 30 (Jen T.)

Jen reported that the event is moving forward and expected to be well-attended by the Judges thanks to Judge Skanchy. She encouraged the Board members to attend.

e. **Quarterly CLE** (Jess K.) - 8:58

Jess reported that on Nov. 7, there will be a CLE on practicing in Justice Courts. This was at the suggestion of Judge Chin. The other fourth quarter event will be on Dec. 14. The topic will be mapping the law (Co-counsel.com). The committee also provided the following tentative CLE schedule:

i. **Q4 Lunch:** Practicing in Utah's Justice Courts (Katy S.)

ii. **Q4 Rise & Shine:** Mapping the Law (Erik C.)

iii. **Q1 2017 Lunch:** Judgment Collection in Utah's Courts (Doug)

iv. **Q1 2017 Rise & Shine:** TBD (Ben H.)

v. **Q2 Lunch:** Ethics/Professionalism/Civility Topic TBD (Keith C.)

vi. **Q2 Rise & Shine:** Ethics/Professionalism/Civility Topic TBD (Kim N.)

f. **Publicity** (Erik C.) 9:00

Erik reported that the Zealous Advocate will go out this morning. There is a new staff person (Katie Cooper) at the Bar who will be helping Lincoln. Summer, Lincoln's former assistant, is gone.

g. **Bench Books** (Sade T.)

Ian reported that Judge Skanchy's book is almost done. Judge Stone is updating his. They are also working on getting benchbooks for Judges Chon and Kelly.

h. **Law Student Relations** (James M.)

James reported that the committee is working on getting panels scheduled. He expects to have some dates at the next meeting.

i. **Bar Conventions** (Jon H.)

Jon deferred reporting on the Bar Convention at this meeting. He will report as the event gets closer.

j. **Health & Wellness** (Heather T.) – 9:02

Heather reported that we need to make decisions about the judicial excellence survey and awards so that we can give the judges as much notice as possible. She would like the survey to go out before the end of the year. Last year, the cost was approximately \$500. She suggested changing the venue to a new Marriott or some of the ranches on the river. She will explore these options. She asked for suggestions for potential dates, depending on whether the Committee wants it to be part of our annual meeting.

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Rod asked Erik to draft an email we can send to our firms. Heather S. mentioned that a weekly email would be great as a reminder. Erik C. said he would do that.

6. **Other Business:**

The next meeting will be on **Nov. 9, 2016** at 8:00 a.m. at Parr Brown.