

Canyons Resort

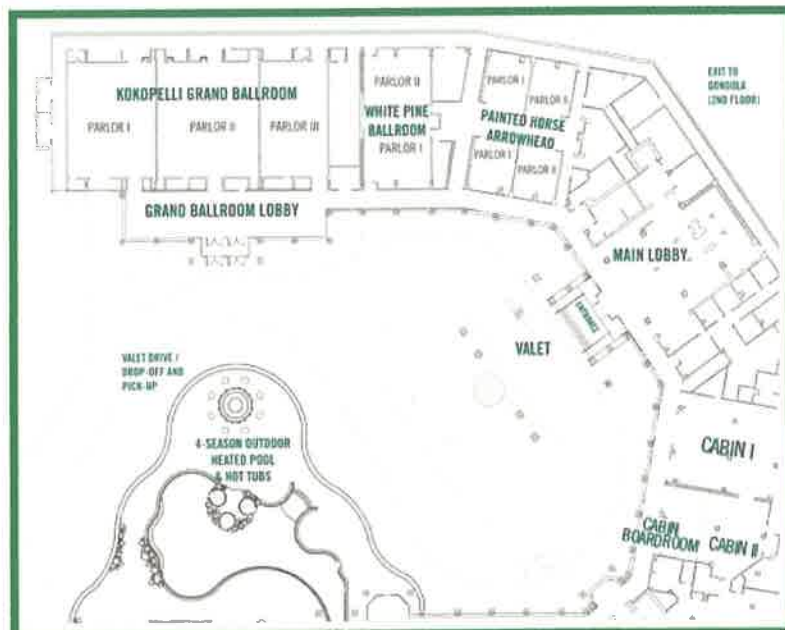
Grand Summit Hotel

4000 Canyons Resort Dr. Park City, Utah 84098

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**Utah State Bar Commission
Meeting**

**Friday, August 17, 2018
Arrowhead Room, Canyons Village
Park City**

Agenda

- 12:00 N. Lunch - White Pine Parlor**
- 1. 1:00 p.m. President's Report: Dickson Burton**
- 15 Mins. 1.1 Report on National Conference of Bar Presidents Meeting
- 2. 1:15 p.m. Action items**
- 15 Mins. 2.1 Appoint Committee Chairs: **Dickson Burton (Tab 1, Page 5)**
- 15 Mins. 2.2 Approve Committee Charges: **Dickson Burton (Tab 2, Page 7)**
- 15 Mins. 2.3 Appoint Commission Liaisons: **Dickson Burton (Tab 3, Page 29)**
- 3. 2:00 p.m. Discussion Items**
- 15 Mins. 3.1 Mentoring Awards Process and Schedule
- 2:15 p.m. Break**
- 4. 2:30 p.m. Information Items**
- 20 Mins. 4.1 ABA Delegates' Report: **Nate Alder & Margaret Plane**
- 10 Mins. 4.2 Women Lawyers of Utah Report: **Sarah Starkey**
- 10 Mins. 4.3 LALU Report: **Amy Fowler**
- 10 Mins. 4.4 2018 Summer Convention Report: **John Lund**
- 10 Mins. 4.5 "Cancer Bites" Announcement: **Heather Farnsworth**
- 10 Mins. 4.6 *Ex Officio* Member Report: **TBA**
- 5. 3:45 p.m. Other Business**
- 4:00 p.m. Canyons Village Site Tour**
- 4:30 p.m. Adjourn**
- 6:30 p.m. Commission Social/Dinner & Event with Guests - Kokopelli Parlor I**

(Over)

Consent Agenda (Tab 4, Page 32)

1. Minutes of July 25, 2018 Commission Meeting
2. Appointments to Legal Services Board

Calendar

October 5	Executive Committee	12:00 Noon	Teleconference
October 12	Commission Meeting	9:00 a.m.	TBD
October 16	Admissions Ceremony	12:00 Noon	Capitol Building
October 22-26	Pro Bono Celebration Week		
November 2	Fall Forum		Little America
November 2	UMBA Awards Banquet		Little America
November 8	Executive Committee	12:00 Noon	Teleconference
November 16	Commission Meeting	9:00 a.m.	Law & Justice Center
December 7	Executive Committee	12:00 Noon	Teleconference
December 14	Commission Meeting	9:00 a.m.	Law & Justice Center

2019

January 2	Election Notices Due
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**Utah State Bar Commission
Retreat**

**Saturday, August 18, 2018
Arrowhead Room, Canyons Village
Park City**

Agenda

- 8:00 a.m. Breakfast with Guests - Kokopelli Parlor I**
- 9:00 a.m. Commission Photo (Business Casual Attire)**
- 9:15 a.m. Robert Ambrogi Presentation & Discussions**
- 12:00 N. Working Lunch/Discussion on Well-being**
- 1:00 p.m. Adjourn**

TAB
1

Committee Chair Appointments

<u>Committee</u>	<u>Current Chair(s)</u>	<u>Date Began</u>
Access to Justice Coord.	Christine M. Durham	Oct. 2017
	Amy Sorenson	Oct. 2017
Bar Admissions	Steven T. Waterman, Co-chair	July 1997
	Daniel A. Jensen, Co-chair	July 2016
Bar Awards	Heather Farnsworth, Co-chair	July 2017
	Michelle Quist, Co-chair	July 2018
Bar Examiner	Mark Astling, Co-chair	July 2016
	Tanya N. Lewis, Co-chair	July 2014
Bar Exam Test Accommodation	Joan M. Andrews, Chair	July 2013
Bar Journal	William D. Holyoak, Chair	July 1999
Bar Leadership Academy	TBA	
	TBA	
Budget & Finance	Christine Arthur, CPA, Chair	July 2016
Character and Fitness	Andrew M. Morse, Co-chair	July 2012
	TBA	
CLE Advisory	Jonathan Hafen, Chair	July 2011
Disaster Legal Response	Tracy Olson, Chair	July 2016
Ethics Advisory Opinion	John A. Snow, Co-chair	July 2011
	Sara E. Bouley, Vice-chair	July 2017
Fee Dispute Resolution	TBA	
Fund for Client Protection	Stephen Farr, Chair	July 2018
Governmental Relations	Jaqualin Friend Peterson, Co-chair	July 2015
	Sara Bouley, Co-chair	July 2018
Innovation in Law Practice	Heather White, Co-chair	July 2016
	Greg Hoole, Co-chair	July 2018
Member Resource	TBA	
New Lawyer Training	Lesley Manley, Chair	July 2015
Unauthorized Practice of Law	Maribeth LeHoux, Co-chair	April 2017
	Alex B. Leeman, Co-chair	July 2016
2018 Fall Forum	Shantelle Argyle, Co-chair	July 2018
	Greg Hoole, Co-chair	July 2018
2019 Spring Convention	TBA	
	TBA	
2019 Summer Convention	Jon Hafen	Oct. 2017
	Hon. Evelyn Furse	Oct. 2017

TAB
2

Utah State Bar Statement on Diversity and Inclusion

The Bar values engaging all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system.

The Bar shall strive to:

1. Increase members' awareness of implicit and explicit biases and their impact on people, the workplace, and the profession;
2. Make Bar services and activities open, available, and accessible to all members;
3. Support the efforts of all members in reaching their highest professional potential;
4. Reach out to all members to welcome them to Bar activities, committees, and sections; and
5. Promote a culture that values all members of the legal profession and the judicial system.

(2) Committees.

In order to promote full and equal participation on Bar committees and to ensure that Bar committees are inclusive and that diverse perspectives are represented, the Bar President shall strive to recommend committee chairs and to appoint members who are diverse. Diverse means people who are different from each other because of age, race, ethnicity, gender, sexual orientation, gender identity, gender expression, and disability. The Bar should also strive to ensure that individuals from different geographical locations are represented on committees. As a general rule, members should only serve on one committee at a time. Solicitations of interest in committee assignments should be made on an annual basis to members of the Bar. Expressions of interest and diversity will be considered when composing committee membership rosters.

Chairs of committees are selected and approved by the Board, upon recommendation of the President. Each committee chair shall strive to recruit and foster diverse committee membership. Committee chairs shall also strive to recruit and prepare diverse members to attain leadership positions in the committee. The Bar President and Committee chairs should work with the Bar affinity groups and regional bars for outreach and recruitment in order to meet the requirements of this policy. Committee Chairs must report to the Commission on an annual basis regarding efforts to foster diverse membership and leadership.

CHARGE TO STANDING COMMITTEE

TO: Christine M. Durham, Co-chair, Access to Justice Coordinating Committee
Amy Sorenson, Co-chair, Access to Justice Coordinating Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE:

To provide leadership the Bar's Access to Justice Programs and ensure greater communication among the various providers of legal services to the under-served populations in the state regarding the broad spectrum of judicial, court-related, administrative, educational, market-based, and consumer-oriented issues and to discuss the means of improving the services.

SPECIFIC OBJECTIVES:

1. To coordinate the Bar's Access to Justice programs, which currently includes the Modest Means and Pro Bono Programs as well as the AAA Task Force and the Licensed Lawyer directory site;
2. To regularly gather the various legal services providers in the state to share information, discuss improvements, review the extent to which this work is being accomplished and evaluate any gaps which may still exist; and,
3. To maintain comprehensive reports of the services.
4. To engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Nicholas Stiles

CHARGE TO STANDING COMMITTEE

TO: Steven T. Waterman, Co-chair, Bar Admissions Committee
Daniel A. Jensen, Co-chair, Bar Admissions Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE:

To oversee the Bar admissions process for licensure by the Supreme Court and assure that: (1) each applicant has achieved a sufficient amount of scholarly education and graduated from an ABA approved law school; (2) each applicant possesses the requisite moral character and fitness to protect the public interest and engender the trust of clients, adversaries, courts and others; and (3) each applicant has the ability to identify legal issues, to engage in a reasoned analysis of those issues and to arrive at a logical solution by application of fundamental legal principles by examination which demonstrates the applicant's thorough understanding of these legal principles.

The Committee shall consist of its chairs, the chairs of all admission-related committees, the Deputy General Counsel in Charge of Admissions and any at-large members appointed by the Utah State Bar Commission. The Deans of the J. Reuben Clark Law School and S. J. Quinney College of Law shall be *ex-officio* members of the committee.

SPECIFIC OBJECTIVES:

To coordinate the participation and performance of all admission-related Committees regarding admissions process including; (1) initial contact with Bar; (2) the Bar application; (3) the Rules of Admission; (4) the investigative process; (5) the Character and Fitness review process; and, (6) the Bar Exam, preparation, administration, grading and grievances.

1. To hear Bar Exam Applicants' grievances.
2. To research and recommend improvements in the process.
3. The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Joni Dickson Seko

CHARGE TO STANDING COMMITTEE

TO: Heather Farnsworth, Co-chair, Bar Awards Committee
Michelle Quist, Co-chair, Bar Awards Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE:

To propose the policies and processes through which the Bar recognizes the meritorious performance and contributions of lawyers and members of the public.

SPECIFIC OBJECTIVES:

1. To establish the process and means to be adopted by the Commission for the solicitation of nominations of lawyers and members of the public for the various Bar awards, including the notification of interested groups; policies on the number and types of nominations which will be considered by the Commission; and the timing of the selection process.
2. To draft the criteria for the Commission to consider in selecting recipients for each award;
3. To draft a formal nomination outline to be use by those nominating candidates for each award:
4. To receive nominations for the awards and present those meeting the award criteria to the Commission according to the approved deadlines, including a listing of past award winners.
5. To engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Christy Abad

CHARGE TO STANDING COMMITTEE

TO: Tanya Lewis, Co-chair, Bar Examiner Committee
Mark Astling, Co-chair, Bar Examiner Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE:

To assure that each applicant has the ability to identify legal issues, to engage in a reasoned analysis of those issues and to arrive at a logical solution by application of fundamental legal principles by examination which demonstrates the applicant's thorough understanding of these legal principles by writing and grading the essay questions.

The committee shall consist of its chair(s) and any at-large members appointed by the Utah State Bar Commission.

SPECIFIC OBJECTIVES:

To draft and grade Bar examination questions and answers in accordance with the Bar Examiners Handbook so that the Bar may appropriately assess an applicant's knowledge and competence to practice law in the state of Utah. Committee members will review examination materials prior to questions being placed on the examination. Reviewers will analyze questions and answers to insure that they are fair, clear and accurate.

Questions and model answers shall be completed and submitted for all testing areas by October 1st for the February examination and by May 1st for the July examination.

Changes requested by the Bar Examiner Review Committee shall be incorporated and submitted by February 15th for the February exam and by July 15th for the July exam.

The February exam shall be graded in March and the July exam graded in September.

The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Joni Dickson Seko

CHARGE TO STANDING COMMITTEE

TO: Christine Arthur, Chair, Budget and Finance Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE:

Provide expert counsel, review and advice to the Bar's Financial Department and the Bar Commission to assure that the Bar is complying with all regulatory accounting requirements, principles and practices so that the financial records of the Bar are clear, transparent, complete, accurate and understandable.

SPECIFIC OBJECTIVES:

1. Review annual budget;
2. Review annual audit;
3. Review quarterly financial statements;
3. Recommend auditors;
4. Work with staff as necessary to keep technology and practices up to date;
5. Review investment policy and portfolio; and
6. Review Bar By-Laws and Financial Policies & Procedures annually to assure compliance with accepted accounting principles and practices and business best practices.

The committee shall consist of its chair(s) and any at-large members appointed by the Utah State Bar Commission.

The committee chair(s) shall also identify and train eventual successive chairperson(s).

BAR STAFF LIAISON: Kellie Bartz, John Baldwin

CHARGE TO STANDING COMMITTEE

TO: TBA, Co-chair, Character and Fitness Committee
Andrew M. Morse, Co-chair, Character and Fitness Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE:

To assure that each applicant has graduated from an ABA approved law school and possesses the requisite moral character and fitness to protect the public interest and engender the trust of clients, adversaries, courts and others.

The committee shall consist of its chair(s) and any at-large members appointed by the Utah State Bar Commission.

SPECIFIC OBJECTIVES:

To meet monthly to review application files, oversee investigations, conduct hearings and either approve or deny applications for admission to the Utah State Bar.

The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Joni Dickson Seko

CHARGE TO STANDING COMMITTEE

TO: William D. Holyoak, Chair, *Utah Bar Journal* Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE: To publish six editions of the *Utah Bar Journal* annually.

The committee shall consist of its chair(s) and any at-large members appointed by the Utah State Bar Commission.

SPECIFIC OBJECTIVES: To provide comprehensive coverage of the legal profession and the activities of the Utah State Bar, including articles of legal importance, state bar news and information, notices from the Judiciary and Bar Section information, summaries of recent cases, legislative reports, classified advertisements, messages from the Bar President and Commissioners, and appropriate announcements of general interest. This should be performed within the adopted budget and by soliciting sufficient and appropriate advertising.

The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Christine Critchley

CHARGE TO STANDING COMMITTEE

TO: Stephen Farr, Chair, Fund for Client Protection Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE: To consider claims made against the Fund for Client Protection and recommend appropriate payouts for consideration and approval by the Board of Bar Commissioners.

The committee shall consist of its chair(s) and any at-large members appointed by the Utah State Bar Commission.

SPECIFIC OBJECTIVES: To meet on an as-needed basis to review claims, and to provide written recommendations for approval by the Board of Bar Commissioners.

The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Christine Critchley

CHARGE TO STANDING COMMITTEE

TO: John A. Snow, Co-chair, Ethics Advisory Opinion Committee
Sara Bouley, Co-chair, Ethics Advisory Opinion Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE: To prepare ethics advisory opinions in response to requests by members of the Bar concerning prospective conduct that is currently not in litigation and when the issue is a significant one for lawyers and the "Utah Rules of Professional Conduct" do not provide guidance.

The committee shall consist of its chair(s) and any at-large members appointed according to the rules of the committee.

SPECIFIC OBJECTIVES:

1. To meet as necessary to respond to requests and provide proposed advisory opinions to the Board of Bar Commissioners for their review; and
2. To maintain a compilation of all Bar-approved ethics advisory opinions and prepare an index of all opinions which will be published and available at the Bar office for all lawyers.
3. The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Office of Professional Conduct

CHARGE TO STANDING COMMITTEE

TO: TBA, Chair, Fee Dispute Resolution Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE: To implement Utah State Bar Fee Dispute Resolution program according to existing rules.

The committee shall consist of its chair(s) and any at-large members appointed by the Utah State Bar Commission.

SPECIFIC OBJECTIVES: To assign arbitration panels to hold arbitration hearings with appropriate notice and to provide final decisions to the parties. To finalize revisions to the arbitration rules.

The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Christine Critchley

CHARGE TO STANDING COMMITTEE

TO: Jaqualin Friend Peterson, Co-chair, Governmental Relations Committee
Sara Bouley, Co-chair, Governmental Relations Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE: To monitor pending or proposed legislation which falls within the Bar's legislative policy and make recommendations to the Board of Bar Commissioners to support, oppose, take to no position, or to recommend other appropriate action.

The Committee shall consist of its chair(s) and representatives from the Sections of the Bar.

SPECIFIC OBJECTIVES: To meet as necessary during the year to monitor legislative activity, coordinate activities with the Bar's legislative representative and make recommendations to the Board of Bar Commissioners during regularly scheduled telephonic and other meetings during the session, and before/after the sessions, as appropriate. To develop partnerships between the Bar and the various branches of government.

The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

CHARGE TO STANDING COMMITTEE

TO: Maribeth LeHoux, Co-chair, Unauthorized Practice of Law Committee
Alex B. Leeman, Co-chair, Unauthorized Practice of Law Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE: To review and investigate all complaints made regarding unauthorized practice of law (UPL) allegations. Addressing UPL complaints by means such as dismissal, drafting informal letters of caution, or pursuing more formal Cease & Desist Agreements. Recommending where appropriate and approved, the filing a civil complaint for UPL violations. As deemed appropriate, engage in special projects such as publishing a "notario" pamphlet, drafting Spanish language UPL complaints forms, etc. Reviewing the current UPL process, including guidelines and procedures and advising the Board of Bar Commissioners on recommended changes in the process, such as criminalization, prosecution by the Office of Bar Counsel, or prosecution by others, etc. As directed, work with the Utah Supreme Court's Rules Advisory Committee.

The committee shall consist of its chair(s) and any at-large members appointed by the Utah State Bar Commission.

SPECIFIC OBJECTIVES: To meet as necessary to review and discuss, complaints and current UPL issues and make recommendations to the Board of Bar Commissioners as appropriate for formal action.

The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Elizabeth Wright

CHARGE TO STANDING COMMITTEE

TO: Joan M. Andrews, Chair, Bar Exam Test Accommodation Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE:

To assure that the Bar examination fairly tests an applicant's competency, by utilizing appropriate, accurate, and clearly-worded questions, and that appropriate test accommodations are awarded as required under the Americans with Disabilities Act. And to assure that the latest technological advances in testing processes and security measures are incorporated into the Bar examination, and that testing is conducted at a safe and suitable exam site.

The committee shall consist of its chair(s) and any at-large members appointed by the Utah State Bar Commission.

SPECIFIC OBJECTIVES:

To oversee the administration of the Bar examination, including test preparation, grading, test accommodation requests, site selection, computer use, emergency-preparedness, and test security issues. The Special Accommodation Committee, a subcommittee of the Bar Exam Administration Committee, focuses on reviewing requests for test accommodations on the February and July Bar exams, investigating the applicants and their requests, and making a recommendation on whether to grant, modify, or deny an applicant's test accommodation request.

The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Joni Dickson Seko

CHARGE TO STANDING COMMITTEE

TO: Tracy Olson, Chair, Disaster Legal Response Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE: To respond and particularly to provide resources to support the delivery of legal services to those who cannot pay for them in the event of a disaster and to help the lawyers affected.

The committee shall consist of its chair(s) and any at-large members appointed by the Utah State Bar Commission.

SPECIFIC OBJECTIVES:

The committee chair(s) shall identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Nicholas Stiles

CHARGE TO STANDING COMMITTEE

TO: Jonathan O. Hafen, Chair, CLE Advisory Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE: To provide quality continuing legal education programs to all attorneys and paralegals of Utah.

The committee shall consist of its chair(s) and any at-large members appointed by the Utah State Bar Commission.

SPECIFIC OBJECTIVES:

1. To study and report to the Bar Commission on the concept of expanding CLE self-study options to permit interactive videoconferencing as "live" CLE credit in order to accommodate rural and outlying areas as long as not more than 6 credit hours can be completed through participation at traditional "live" events.
2. To explore, in conjunction with the Bar, the implementation of the requirement that each section: (1) provide at least one CLE course per year to section members; (2) provide at least one CLE presentation every three years at a regular Bar convention; (3) consider offering at least one hour of free CLE for section members at section presentations; and (4) encourage certain sections to join together for CLE presentations.
3. To make recommendations on raising the prices of Bar-offered CLE courses and of convention courses to keep pace with the cost of conventions, and to become a modest source of revenue for the Bar.
4. To work, in conjunction with the Bar, with the S.J. Quinney and J. Reuben Clark law schools to make appropriate programs they have developed available on the Bar's website.
5. To work, in conjunction with the Bar, to invite the Bar president each year to provide a lecture on professionalism, civility and problem solving to stress the importance of meaningful problem solving and professionalism.
6. To encourage well-developed, current and informational handouts and materials by CLE presenters.
7. To develop suggested criteria for designating CLE presentations, such as: "Beginning," "Intermediate," and "Advanced" training levels, and in improving the explanations of CLE presentations in advertising so that Bar members might have a more complete idea of the substance and depth of the presentations.
8. To assist the Bar in enhancing the Bar's website to permit the solicitation of ideas and requests for CLE from Bar members and to work to enhance the breadth and mix of topics.
9. To explore the introduction of diversity training as part of Professionalism/Civility CLE programs during the next two years, but not as a mandatory component, and to report back to the Commission on the feasibility of requiring one hour of diversity training every two years as part of the Professionalism/Civility CLE component.
10. The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON: Director of Professional Development

CHARGE TO STANDING COMMITTEE

TO: TBA, Chair, Member Resource Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE: To recommend to the Board of Bar Commissioners appropriate group benefit programs or other services for Bar members and monitor the Bar's continuous liability insurance program with carriers under a fully standard policy form and to insure a well-rated and credible insurer.

The committee shall consist of its chair(s) and any at-large members appointed by the Utah State Bar Commission.

SPECIFIC OBJECTIVES: To review and recommend to the Board of Bar Commissioners for approval traditional association benefit programs such as health, life, disability, dental and professional liability insurance as well as other programs such as discount purchasing programs, which have potential benefit to the Bar members and which could be provided with little or no cost to the Bar or with potential revenue to the Bar which is generally disclosed to the Bar membership.

The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Richard Dibblee

CHARGE TO STANDING COMMITTEE

TO: Lesley Manley, Chair, New Lawyer Training Committee

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE:

The Utah State Bar Committee on New Lawyer Training shall consist of its chair(s) and any other bar members appointed by the Utah State Bar Commission. The Committee represents the bar membership by bringing together attorneys from large and small firms, government agencies, and members of court.

SPECIFIC OBJECTIVES:

The members are responsible for recruiting and approving mentors and reviewing, evaluating, and creating policies for the NLTP. The committee also assists in the development of valuable resources for mentors and new lawyers and builds relationships with firms, agencies, and other organizations for building an effective mentoring program. The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

NLTP Administrator

CHARGE TO STANDING COMMITTEE

TO: Heather S. White, Co-chair, Innovation in Law Practice Committee,
Greg Hoole, Co-chair, Innovation in Law Practice Committee,

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE:

To lead the Bar and Utah practitioners in using innovation and technology to serve clients more effectively and more efficiently. While all members of the Bar are important to the work of this Committee, the committee will place emphasis on the needs of solo and small firm practitioners, new lawyers and underserved client populations.

The Committee shall consist of its chairs, appointees from Solo, Small Firm and Rural Practice Section, the Young Lawyers Division, the Paralegal Division, the New Lawyers Training Program Committee, the IT Director of the Bar, and any at-large members, including non-lawyers such as IT professionals and firm administrators, appointed by the Utah State Bar Commission.

SPECIFIC OBJECTIVES:

The committee will provide a forum for exchange and exploration of innovative approaches to providing and pricing legal services, not only through new technologies but also through fresh approaches to marketing and business structures.

The committee will provide continuing legal education on these subjects at regular intervals throughout the year but also at the major Bar conventions and meetings, presently to include the Bar's Summer and Spring Conventions and the Fall Forum.

The committee will seek out partnerships with law technology vendors and providers, both to enhance the content of the education and defray the costs and to stay abreast of market-driven innovation in the practice of law.

The committee also will coordinate its efforts and activities with other Bar sections and committees to the extent there are overlapping interests.

The committee will provide a regular and ongoing assessment of the Bar organization's uses of innovation and technology in meeting its mission.

The committee chair(s) shall also identify and train eventual successive chairperson(s).

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

CHARGE TO STANDING COMMITTEE

TO: TBA, Co-chair, Bar Leadership Academy
TBA, Co-chair, Bar Leadership Academy

FROM: H. Dickson Burton, President

DATE: August 2018

PURPOSE OF COMMITTEE:

To promote increased involvement and diversity in the Utah State Bar by recruiting, targeting, and training outstanding leaders to participate in Bar leadership, committees, and the community in general. The Academy will seek diversity in gender, race, and region within the state, recognizing that the Bar will better function to serve its members and communities when participation in Bar functions is more diverse in gender, race, and state region and by bringing in attorneys from underrepresented arenas to broaden and strengthen the Utah Bar and to increase involvement and interest from areas traditionally not actively involved in Bar service.

SPECIFIC OBJECTIVES:

Over each year, participants will meet monthly with Bar leaders and members of the legal community to learn more about the Bar and practice and cultivate leadership skills. At the end of each year, members will commit to serve the Bar as a volunteer in an active capacity for at least one on committee, project, program, meeting, service or activity, or in other areas where they will be needed. Further objectives are included in the Utah Bar Leadership Academy governance information.

Additionally, the Committee shall engage all persons fully, including persons of different ages, disabilities, economic status, ethnicities, genders, geographic regions, national origins, sexual orientations, practice settings and areas, and races and religions. Inclusion is critical to the success of the Bar, the legal profession, and the judicial system and to report annually to the Bar Commission on the Committee's diversity and inclusion successes.

COMMISSION LIAISON:

BAR STAFF LIAISON:

Christy Abad

TAB
3

2018-2019 Bar Commission Committee, Program & Liaison Assignments

Dickson Burton, Bar President

Assignments:

1. Executive Committee
2. Budget & Finance Committee
3. Summer Convention Committee
4. Fall Forum Committee
5. Supreme Court Wellness Committee

Herm Olsen, President-elect

Assignments:

1. Executive Committee
2. Budget & Finance Committee
3. Spring Convention Committee
4. Box Elder Bar Association
5. Cache County Bar Association

John Lund, Immediate Past-President

Assignments:

1. Executive Committee
2. Access to Justice Coordinating Committee

Katie Woods

Assignments:

1. Executive Committee
2. Solo, Small Firm & Rural Practice Section
3. Eastern Utah Bar Association
4. Garfield County Bar Association
5. Sixth District Bar Association
6. Southern Utah Bar Association
7. Uintah Basin Bar Association

Cara Tangaro

Assignments:

1. Executive Committee
2. Supreme Court Wellness Committee
3. UACDL
4. Criminal Law Section
5. Utah Prosecution Council

Steven Burt

Assignments:

1. Disaster Legal Resources Committee
2. Construction Law Section
3. Community Association Law Section

Mary Kay Griffin

Assignments:

1. Budget & Finance Committee
2. Non-profit/Charitable Law Section
3. Tax Law Section

Heather Farnsworth

Assignments:

1. Bar Awards Committee
2. Fee Dispute Resolution Committee
3. Business Law Section
4. Limited Scope Section
5. Elder Law Section

Grace Acosta

Assignments:

1. Leadership Academy
2. New Lawyer Training
3. Collection Law Section
4. Corporate Counsel Section
5. Family Law Section
6. SLCO Bar

John Bradley

Assignments:

1. Governmental Relations Committee
2. Davis County Bar Association
3. Weber County Bar Association
4. Tooele County Bar Association
5. Communications Law Section

Heather Thuet

Assignments:

1. Access to Justice Coordinating Committee
2. Unauthorized Practice of Law Committee
3. Litigation Section
4. Hellenic Bar Association
5. Franchise Law Section

Mark Morris

Assignments:

1. CLE Advisory Committee
2. Antitrust and Unfair Competition Section
3. Estate Planning Law Section
4. Real Property Law Section
5. Labor & Employment Section

Tom Seiler

Assignments:

1. Admissions Committee
 - a. Test Accommodations Committee
 - b. Character & Fitness Committee
 - c. Bar Examiner Committee
2. Ethics Advisory Committee
3. Utah Association for Justice
4. Senior Lawyers Section
5. Central Utah Bar Association
6. Wasatch County Bar Association

Chrystal Mancuso-Smith:

Assignments:

1. Pro Bono Commission
2. Government & Administrative Law Section
3. Intellectual Property Section
4. Environmental Law Section
5. Health Law Section

Mark Pugsley

Assignments:

1. Innovation in Law Practice Committee
2. Bar Journal Committee
3. Securities Law Section
4. Education Law Section
5. Bankruptcy Law Section
6. Cybersecurity & Data Privacy Law Section

Rob Rice

Assignments:

1. Judicial Council

Bebe Vanek

Assignments:

1. Member Resources Committee
2. Federal Bar Association
3. Juvenile Law Section

Nate Alder

Assignments:

1. Dispute Resolution Section
2. Appellate Practice Section
3. Constitution Law Section

Margaret Plane

Assignments:

1. Park City Bar Association
2. Military Law Section
3. Indian Law Section

Eric Christiansen

Assignments:

1. Fund for Client Protection Committee
2. Banking & Finance Section
3. International Law Section

TAB
4

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

JULY 25, 2018

SUN VALLEY, IDAHO

In Attendance: President John Lund, President-elect Dickson Burton, Commissioners: Grace Acosta; John Bradley, Steven Burt, Heather Farnsworth, Mary Kay Griffin, Liisa Hancock, Mark Morris, Herm Olsen, Michelle Quist, Cara Tangaro, Heather Thuet, and Katie Woods.

Ex-Officio Members: Dean Robert Adler, Nate Alder, Erik Christiansen, Abby Dizon-Maughan, Julie Emery, Amy Fowler, Holly Nelson, Dean Gordon Smith, Rob Rice and Bebe Vanek.

Not in Attendance: Kate Conyers; Ex-Officio Member: Margaret Plane

Also in Attendance: Executive Director John C. Baldwin, General Counsel Elizabeth A. Wright, Supreme Court Liaison Cathy Dupont, and Commissioners Elect Mark Pugsley and Tom Seiler.

Minutes: 12:20 p.m. start

1. Lunch and President's Report: John Lund

1.1 Welcome and Review Summer Convention Schedule.

1.2 Review 2018-2019 Commission Meeting schedule.

1.3 Retreat Information. Dickson Burton reported that the annual Commission Retreat will take place on August 17 and 18 at the Grand Summit at the Canyons in Park City.

1.4 Report on Legal Market Project Status. The Commission discussed the recommendations of the Committee on Lighthouse Research.

1.5 Review Proposals for Attorney's Fee and Advertising Rule Changes. Dickson Burton reported on rule changes other bars are making to remove constraints on lawyers connecting with clients. There will likely be a committee established to consider changes to Utah's rules that will bring the rules in conformity with new technologies and methods for delivering legal services.

2. Information Items

- 2.1 Diversity Reports and IT Department Staffing.** John Baldwin reported on Bar policy changes proposed and approved by the Commission that were implemented over the past year to foster CLE presenter diversity. Policies were also changed to encourage Committees and Sections to foster diverse membership and leadership. The Commission discussed different ways to promote diversity of CLE presenters and the need to promote diversity in the membership of the bar and the judiciary.
- 2.2 Access to Justice Committee Report.** Justice Christine Durham, who co-chairs the Committee with Amy Sorenson, reported on the work of the Committee over the past year. Justice Durham reported that the work of the Committee has been that of a steering committee and that soon working committees will be created with the goal of connecting people with legal needs to providers. The Committee sees a need to increase the profiles of service providers and methods for easily connecting providers with those in need. Education and public outreach is a second priority. A third priority is to show the extent of human suffering when people do not get the legal help they need to encourage the legislature and others to provide resources for the provision of legal services.
- 2.3 Supreme Court Committee Review of ABA Report on OPC.** Cathy Dupont and John Lund reported that the Review Committee had finished reviewing the ABA's report and that it would soon make a report and recommendations to the Court.
- 2.4 Supreme Court Committee on Well-Being.** Dickson Burton reported that he and Justice Petersen are co-chairing a Supreme Court Wellness Committee that will look at efforts to promote the well-being of lawyers and that there will likely be recommendations for the Commission to consider.

3. Action Items

- 3.1 Approve Creation of Senior Lawyers Section.** After the Commission discussed the application, Grace Acosta moved to approve the creation of a Senior Lawyer Section. John Bradley seconded the motion which passed unopposed.
- 3.2 Appoint Shantelle Argyle & Greg Hoole as Fall Forum Chairs.** Herm Olsen moved to appoint Shantelle Argyle and Greg Hoole as Chairs of the 2018 Fall Forum. Grace Acosta seconded the motion which passed unopposed.
- 3.3 Approve Petition to Increase Pro Hac Fees.** After discussion, Heather Farnsworth moved to approved changes to the pro hac vice, an increase the application fee to the same amount as the annual licensing fee for lawyers, and require an annual registration and fee for attorneys admitted pro hac vice. Cara Tangaro seconded the motion which passed unopposed.

4. **New Business.** Herm Olsen discussed a recent letter to the Bar Journal editor and Heather Farnsworth pointed out that Michelle Quist has agreed to Co-Chair the Awards Committee.

5. Commission Reorganization

- 5.1 **Welcome New Bar Commissioners.** The Commission welcomed new Third District Commissioner Mark Pugsley and new Fourth District Commissioner Tom Seiler.

- 5.2 **Appoint Ex Officio Members.** Katie Woods moved to appoint the 2018 -2019 Ex Officio members listed below. Michelle Quist seconded the motion which passed unopposed. Past Bar President (John Lund); the Bar's Representatives to the ABA House of Delegates (Nate Alder and Erik Christiansen); the Bar's YLD Representative to the ABA House of Delegates (Bebe Vanek); Utah's ABA Members' Representative to the ABA House of Delegates (Margaret Plane); the Utah Minority Bar Association Representative (Abby Dizon-Maughan); the Women Lawyers of Utah Representative (Sarah Starkey); the LGBT and Allied Lawyers of Utah Representative (Amy Fowler); the Paralegal Division Representative (Lorraine Wardle); the J. Reuben Clark Law School Dean (Gordon Smith); the S.J. Quinney College of Law Dean (Robert Adler); and the Young Lawyers Division Representative (Bebe Vanek).

- 5.3 **Approve Executive Committee.** Mark Morris moved to appoint Dickson Burton, Herm Olsen, Katie Woods and Cara Tangaro as members of the Executive Committee and John Lund as an ex officio member. Grace Acosta seconded the motion which passed unopposed.

- 5.4 **Adopt Resolution on Bank Signatures.** Grace Acosta moved to approve members of the Executive Committee and Rob Rice as signatories on the Bar's checking account. Liisa Hancock seconded the motion which passed unopposed. Rob Rice was added because an additional signatory in Salt Lake City is necessary.

- 5.5 **Sign Conflict of Interest Disclosures.** Voting Commissioners signed and submitted conflict of interest disclosures.

6. **Recognize Retiring Commissioners.** The Commission recognized John Lund's outstanding service as Bar President. The Commission also recognized retiring Commissioners Liisa Hancock and Michelle Quist for their service.

7. Executive Session.

The meeting adjourned at 3:45 p.m.

Consent Agenda

1. Approved Minutes from the May 11, 2018 Commission Meeting.



UTAH LEGAL SERVICES

Committed to Equal Justice

205 NORTH 400 WEST, SALT LAKE CITY, UTAH 84103 * 801-924-3381 * FAX: 801-924-3194 *

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AMILNE@UTAHLEGALSERVICES.ORG

July 18, 2018

John Baldwin
Executive Director
Utah State Bar
645 South 200 East
Salt Lake City, Utah 84111

Dear John,

The Legal Services Corporation requires at least 60% of Utah Legal Services' board be attorneys appointed by a bar association the membership of which represents a majority of attorneys practicing law in the localities in which the recipient provides legal assistance.

The ULS Board asks the Utah State Bar to appoint Jugraj Dhaliwal, Kathryn Harstad, and Adelaide Maudsley to three-year terms. Each of these individuals has a demonstrated interest in delivering legal services to low-income Utahns and is actively involved in the oversight and governance of ULS.

Please let me know if you have any questions or would like additional information. We appreciate all the support the Utah State Bar gives to us and our clients.

Sincerely,

Anne Milne
Executive Director
801-924-3381
amilne@utahlegalservices.org

Ogden
298 24th St., #110
84401
801-394-9431
Fax: 801-827-0420

Salt Lake City
205 N. 400 W.
84103
801-328-8891
Fax: 801-328-8898

Provo
455 N. University
#100 84601
801-374-6766
Fax: 801-655-5350

St. George
229 E. St. George Blvd.
#103
84770
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Toll Free Within Utah 800-662-4245



RAY QUINNEY & NEBEKER



Raj Dhaliwal

Associate

801-323-3679

Practice Areas

- Business Formation, Planning and Transactions
- Cybersecurity and Privacy
- Corporate Finance and Securities Law
- Mergers and Acquisitions
- Real Estate Transactions and Litigation

Mr. Dhaliwal is an associate with Ray Quinney & Nebeker, practicing in the firm's Corporate/Business, Employment, Real Estate, Cybersecurity and Privacy, and Health Care sections. Specifically, Mr. Dhaliwal focuses on business, real estate, and health care transactions, including entity formation and planning, mergers and acquisitions, corporate finance, and corporate compliance. Mr. Dhaliwal also assists clients in navigating employment and cybersecurity issues.

Previously, Mr. Dhaliwal worked as a general counsel extern for the Utah Governor's Office, an enforcement division extern with the Securities and Exchange Commission, and legislative policy and contracts extern with Utah Governor's Office of Economic Development.

Education

University of Utah, S.J. Quinney College of Law, J.D., 2017

- Business Law Certificate
- Utah Law Review
- Leary Scholar

University of Utah, M.P.A., 2014

- Pi Alpha Alpha Honor Society
- Policy Analysis Emphasis

University of Utah, B.S., Economics, 2012

- Cum Laude



RAY QUINNEY & NEBEKER

University of Utah, B.S., International Studies, 2012

- Cum Laude
-

Admitted to Practice

Utah State Bar, 2017

Affiliations / Memberships

Member, Business Law Section, Utah State Bar

Member, Corporate Counsel Section, Utah State Bar

Member, Cyber Security Section, Utah State Bar

Member, Health Law Section, Utah State Bar

Member, Intellectual Property Section, Utah State Bar

Member, Utah Minority Bar Association

Kathryn “Kass” Harstad



When Kass was 21 years old, she went to a career counselor. She spent the day filling out questionnaires, answering essays and interviewing with a professional. Two weeks later, she received a long report that started with the following sentence: "Kass is obsessed with justice." Based on that one theme, the career counselor determined that she should pursue a career either as a lawyer or as a police officer. Considering that she has some trouble holding her tongue when challenged by authority figures, Kass chose the law.

It isn't surprising that she chose a career in law. Kass was born and raised in the great state of Minnesota by her father, who was an attorney, and her mother, who ran her father's boutique law firm. By the age of five or six, Kass was signing contracts (sometimes in crayon) if she wanted to borrow money from her parents to buy Christmas or birthday presents. The contracts stated how much money she wanted to borrow (usually around \$5), when she would pay it back and in what increments (i.e., 50 cents per week for 10 weeks) and how she was going to earn the money to do so (taking out the trash). Similarly, by eight or nine, Kass was reading depositions her dad brought home and was strongly encouraged to discuss her view of the case. Kass still wonders what view an eight-year old could have about "takings" and eminent domain cases, but she appreciates that her parents taught her how to think.

Kass's "obsession with justice" also began at a young age. After high school, Kass spent a year living in South Africa. While there, she went to school and volunteered in the townships, where she saw the disparity between others' lives and hers. She also got into something of an altercation with some Navy recruits the day that Mandela was released, because she was pleased with his release and they were not (see problem with authority referenced above). In 1990, Kass began Oberlin College in Oberlin, Ohio, a wonderful liberal enclave (and great school), where she received a double degree in Latin American Studies and Third World Studies, and studied in the Dominican Republic. She graduated in 1994 and then tried her hand at government work, spending six months working for the Bureau of Inter-

American Affairs at the State Department in Washington, D.C., followed by six months working for the Education Committee at the Minnesota State Senate. In 1995, she left for a great adventure traveling through Mexico and Central America, and ended up spending two years living in Guadalajara, Mexico, where she taught English and volunteered for Jalisco State Commission for Human Rights.

Upon her return from Mexico, Kass started law school at the University of Minnesota. During law school, she worked with migrant laborers and immigrants both in Minnesota and Michigan, and also had a stint working at the Minnesota Public Defender's appellate division. Kass graduated from law school in 2000, and went to work at the large law firm of Sonnenschein, Nath & Rosenthal in Chicago. Kass practiced general litigation, and spent most of her time defending nation-wide class actions, doing white-collar criminal defense, and litigating other complex cases such as Multi-District Litigation. While at Sonnenschein, Kass also participated in a human rights fact-finding mission in Peru, where she and nine other attorneys from the Midwest monitored and wrote a report about the Truth and Reconciliation Commission there.

Although Kass enjoyed her job at Sonnenschein and had a beautiful office on the 81st floor of the Sears Tower overlooking Lake Michigan, living and working in Chicago just didn't do it for her in the long run. After meeting a native of Salt Lake City in 2004 (her future husband), Kass moved to Utah in April, 2005. She clerked for the Utah Court of Appeals for a year and a half, and started at Strindberg & Scholnick in October, 2006. She serves on the Legal Panel of Equality Utah and is an officer of the Labor and Employment Section of the Utah State Bar. She continues to volunteer on a regular basis, and loves to ski, swim, bike, read, hike with her dog, and take advantage of all that Utah has to offer. In short, she loves it here.

Kass Harstad's Resume

Education

University of Minnesota Law School, Minneapolis, MN

Juris Doctor, May 2000, Cum Laude

Honors: Top Quartile; Dean's List with A average; Miner Scholarship; Jessup International Moot Court Managing Director and Third-Place Oralist Award.

Oberlin College, Oberlin, OH

Bachelor of Arts in Latin American Studies, May 1994

Work Experience

Strindberg & Scholnick, LLC

Salt Lake City, Utah

Associate, October 2006 - present

Judge James Z. Davis, Utah Court of Appeals

Salt Lake City, Utah

Law Clerk, May 2005 - October 2006

Sonnenschein Nath & Rosenthal

Chicago, Illinois

Associate, October 2000 - April 2005

Minnesota Advocates for Human Rights

Peru

Monitor, Truth and Reconciliation Commission, September 2002 - December 2003

Minnesota State Public Defender

St. Paul, Minnesota

Law Clerk, May - December 1999

Centro Legal

St. Paul, Minnesota

Law Clerk, September 1997 - August 1999

Farmworker Legal Services

Grand Rapids, Michigan

Law Clerk, June - August 1998

Jalisco State Commission for Human Rights

Guadalajara, Mexico

Legal Assistant, April 1996 - February 1997

Minnesota State Senate Education Committee

Minnesota State Capitol, St. Paul, Minnesota

Education Committee Assistant, January - May 1995

Bureau of Inter-American Affairs, U.S. State Department

Washington, D.C.

Intern, September - December 1994

Memberships

Utah State Bar, admitted November 2006

Minnesota State Bar, admitted April 2003

Illinois State Bar, admitted November 2000

KIRTON | McCONKIE

ATTORNEYS AT LAW

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Suite 400
Salt Lake City, UT 84111

Ms. Maudsley is a member of the firm's Litigation section. Her practice focuses on representation of regional and national banks, secured creditors, franchisors, finance companies, equipment lessors, contracting parties, and other types of creditors in workout, restructuring, receivership, collection and bankruptcy-related matters. She also represents corporate clients in general commercial litigation matters and financial institutions in asset securitization default and workout matters.

Ms. Maudsley was an adjunct professor for bankruptcy courses at the S.J. Quinney College of Law at the University of Utah from 2008 to 2017, and is a continuing education instructor with the Utah Division of Real Estate.

Before joining Kirton McConkie in March 2015, Ms. Maudsley was a partner in the Salt Lake City office of Chapman and Cutler and, before that, an associate at LeBoeuf, Lamb, Greene & MacRae.

EXPERIENCE

- Bankruptcy, restructuring and workouts
- Business dispute resolution
- Commercial litigation
- Troubled asset securitizations

NEWS

28 Kirton McConkie attorneys named 2018 Mountain States Super Lawyers
June 11, 2018
[Press Release](#)

14 Kirton McConkie Attorneys Named Utah Legal Elite
February 2018

26 Kirton McConkie attorneys recognized as Best Lawyers for 2017-2018
August 16, 2017
[Press Release](#)

Kirton McConkie is proud to be selected as Attorney At Law Magazine's Law Firm of the Month
January 2017

32 Kirton McConkie Attorneys Named Utah Legal Elite
February 2016

24 Kirton McConkie attorneys recognized as Best Lawyers for 2016
August 18, 2015
[Press Release](#)

Kirton McConkie expands Commercial Bankruptcy & Creditors' Rights group
May 6, 2015
[Press Release](#)

PRACTICE AREAS

Business Disputes

Commercial Bankruptcy and Creditors' Rights

Complex Commercial Litigation Litigation

EDUCATION

University of Utah
Continuing/Professional Education, Accounting and Finance Certificate, 2013

University of Utah, S.J. Quinney College of Law, J.D., *summa cum laude*, 2000

- Managing Editor, *Utah Law Review*

- Order of the Coif

Franklin & Marshall College, B.A., *summa cum laude*, 1997

CLERKSHIP

- Law clerk for The Honorable Nancy C. Dreher, bankruptcy judge for the United States Bankruptcy Court for the District of Minnesota and member of the Bankruptcy Appellate Panel for the Eighth Circuit, 2000 - 2001

BAR ADMISSIONS

Utah, 2000

Tenth Circuit Court of Appeals
2001

HONORS & AWARDS

Utah Legal Elite Business Bankruptcy (2015 - 2019)

Mountain States Super Lawyers: Creditor Debtor Rights (2008, 2010, 2018)

Best Lawyers: Bankruptcy and Creditor Debtor Rights /

PRESENTATIONS

Effective Motions Practice Panel
2018
American Bankruptcy Institute, Rocky Mountain Bankruptcy Conference

Real Estate Issues in Recent Bankruptcy Cases
2015

American Bankruptcy Institute, Rocky Mountain Bankruptcy Conference

Advanced Issues in Foreclosure
2014

National Business Institute (NBI)

Utah Foreclosures, Short Sales and Loan Modifications Compliance Update
2013

National Business Institute (NBI)

Insolvency and Reorganization
Law [2015, 2017, 2018]

2016, honored by *Utah Business*
magazine as a Forty Under 40
Rising Star [40 executives under
40 years old]

AFFILIATIONS

American Bankruptcy Institute

Federal Bar Association

International Women's
Insolvency & Restructuring
Confederation [IWIRC]

National Association of Federal
Equity Receivers [NAFER]

Utah Bankruptcy Lawyers Forum

COMMUNITY/CIVIC
INVOLVEMENT

Vice President, Utah Bankruptcy
Lawyers Forum

Chair, Utah Youth Court Advisory
Board

Board Member, Utah Legal
Services

Board Member, Community
Development Fund of Utah

President, Young Alumni Board,
University of Utah Alumni
Association, [2010 - 2012]

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