



THE STATE BAR OF CALIFORNIA

INTER-OFFICE
COMMUNICATION

DATE: August 16, 2007
TO: Members, Board Operations Committee
FROM: Robert A. Hawley, Deputy Executive Director
SUBJECT: Adoption of Chief Trial Counsel Annual Performance Evaluation

EXECUTIVE SUMMARY

At the July meeting of the Board Committee on Regulation, Admissions and Discipline (RAD), RAD adopted the Report on the Performance Evaluation of the Chief Trial Counsel for 2006-07. Under the Board's procedures, RAD is assigned the responsibility of completing the evaluation process on behalf of the Board. RAD recommends to the Board Operations Committee adoption of the evaluation, which is then finally adopted on behalf of the Board by the Board Operations Committee. This item is before the Board Operations Committee for final adoption. For further information on this item contact Robert Hawley at 415-538-2277; Robert.Hawley@calbar.ca.gov.

INTRODUCTION

At the July meeting of the Board Committee on Regulation, Admissions and Discipline (RAD), RAD adopted the Report on the Chief Trial Counsel's Performance Evaluation for the Period 2006-07. Under the Board's procedures, RAD is assigned the responsibility of completing the evaluation process. RAD then reports to the Board Operations Committee with its recommendation on the performance evaluation. The Board Operations Committee finalizes the process by acting upon RAD's recommendation. This item brings RAD's recommendation to the Board Operations Committee for final action.

DISCUSSION/ANALYSIS

Pursuant to the governing authorities, RAD conducted and completed the annual performance evaluation of the Chief Trial Counsel at the recently concluded July Board meeting. RAD adopted the evaluation report and recommends that the Board Operations Committee approve and adopt the report on behalf of the Board of Governors.

By statute, the Chief Trial Counsel reports to RAD. It is therefore RAD's responsibility to conduct the performance evaluation. RAD includes the full board in this process. The

Board was invited to and participated in the RAD meeting where the performance evaluation was discussed with the Chief Trial Counsel.

To finalize this process, the Board Operations Committee is requested to adopt the recommendation of the RAD Committee and finalize the performance evaluation report on the Chief Trial Counsel for the 2006-07 evaluation period.

The report itself is not being redistributed as it was provided to the full board and discussed extensively at the July meeting.

RECOMMENDATION/RESOLUTION

Assuming that the Board Operation Committee agrees that the recommendation of RAD to adopt the performance evaluation report on the Chief Trial Counsel for the 2006-07 evaluation period, the following resolution is suggested:

“RESOLVED that, upon the recommendation of the Board Committee on Regulation, Admissions and Discipline, the Report on the chief Trial Counsel’s Performance Evaluation for the Period 2006-2007 is adopted and approved on behalf of the Board of Governors.”

CONCLUSION

Assuming that the Board Operations Committee concurs with the above recommendations, the action above set forth should be taken.