

AGENDA ITEM

NOVEMBER 10
[Organization Meeting
Minutes]

THE STATE BAR OF CALIFORNIA

MINUTES

BOARD OF GOVERNORS ORGANIZATION MEETING

MONTEREY

SEPTEMBER 28, 2008

Following the adjournment of the 81st Annual Meeting of the State Bar, the first meeting of the 82nd Board of Governors of The State Bar of California convened in open session in the Portola Room of the Portola Plaza Hotel, 2 Portola Plaza, Monterey, California 93940, on Sunday, September 28, 2008, at 10:32 a.m., Holly J. Fujie L. presiding.

The following members of the Board of Governors were present: James H. Aguirre, Laura N. Chick, Angela J. Davis, George O. Davis, John J. Dutton, Jeannine English, Richard A. Frankel, William H. Gailey, William N. Hebert, Rex Heinke, James B. Hussey, Paul A. Kramer, Jr., Micha S. Liberty, Michael D. Marcus, Howard B. Miller, John E. Peterson, Jon Streeter, Michael A. Tenenbaum, and Patricia P. White.

The following members of staff were present: Starr Babcock, Scott Drexel, Francisco Gomez, Robert A. Hawley, Judy Johnson, Gayle Murphy, George Scott, Cathy Torney, Peggy Van Horn, Colin Wong, and Rick Zanassi.

Also present: Anthony Williams and Jennifer Wada, Wada Williams Law Group, the Bar's government affairs consultant; and Gene Wong, principal consultant to the Senate Judiciary Committee.

The roll-call vote was taken, and upon motion made, seconded and unanimously adopted, it was

RESOLVED that the roll-call vote will be substituted for the vote unless otherwise noted.

30 Ms. Fujie reported on the following:

1. She assigned mentors to the Board's first-year class.
2. Ms. Fujie informed the Board that Presiding Judge JoAnn Remke will make a presentation to the Board on the operation of the State Bar Court at the November Board meeting.
3. The President encouraged Board members to do outreach to bar sub-entities and local bar associations.
4. Ms. Fujie appointed a task force to review the frequency of Board meetings, stating that the task force will report to the Board at its November meeting. The members of said task force are James H. Aguirre, Michael D. Marcus, and Jon Streeter.

5. Ms. Fujie also appointed a President-Elect Task Force, which is charged with reporting and making recommendations to the Board regarding increasing the terms of attorney members from three to four years. The task force will be chaired by immediate past president Jeffrey L. Bleich, and past presidents Sheldon H. Sloan (2006-07), James O. Heiting (2005-06), and John K. Van de Kamp (2004-05).
6. The President thanked Section Education and Meeting Services Director Pam Wilson and her staff for a very successful Annual Meeting.

30-1 Upon motion made and unanimously adopted, it was

RESOLVED that the Board hereby approves the schedule of Board meetings for the years 2008-09, 2009-10, and 2010-11, in the form attached to these minutes and made a part hereof; and it is

FURTHER RESOLVED that the Board hereby amends the October 2012 meeting from October 13-14 to October 20-21, in the form attached to these minutes and made a part hereof.

All members present and recorded on the roll-call slip voted yes on the above matter.

30-2 Upon motion made, seconded and unanimously adopted, it was

RESOLVED that the Board hereby amends the appointments to the Board Committees and Task Force made by Ms. Fujie for the 2008-09 Board year, by adding Michael A. Tenenbaum to the Board Committee on Planning, Program Development, and Budget, in the form attached to these minutes and made a part hereof.

All members present and recorded on the roll-call slip voted yes on the above matter.

30-3 Upon motion made, seconded and unanimously adopted, it was

RESOLVED that the Board hereby amends the liaison assignments made by Ms. Fujie State Bar' standing committees, section executive committees, special boards, committees and commissions for the 2008-09 Board year by assigning Michael A. Tenenbaum as liaison to the International Law Section, in the form attached to these minutes and made a part hereof.

All members present and recorded on the roll-call slip voted yes on the above matter.

30-4 Ms. Fujie reported to the board that she had sent letters to Senators Obama and McCain regarding legal challenges for the next president of the United States.

41/42 Ms. Johnson, Executive Director / Secretary did not make a report at this meeting.

50 The consent agenda was presented to the Board, and no objection being raised thereto, the following items on the consent agenda were deemed unanimously adopted.

50-1 **RESOLVED** that authority heretofore granted to persons to sign transfer orders and checks upon the various State Bar accounts and to have access to the State Bar safe deposit box is hereby revoked; and it is

FURTHER RESOLVED that each bank in which the State Bar maintains an account or safe deposit box shall be furnished a copy of this resolution and be notified that the names of the members of the Board, the Executive Director, Deputy Executive Director, Chief Financial Officer, and Finance Managers, who are now so authorized to sign withdrawal orders, transfer orders and checks and authorize transfer of funds from one State Bar account to another State Bar account are as follows:

Holly J. Fujie	President and Board Member
Richard A. Frankel	Vice President and Board Member
Robert A. Hawley	Deputy Executive Director
William N. Hebert	Board Member
Judy Johnson	Executive Director/Secretary
Howard B. Miller	Vice President and Treasurer
Richard A. Rubin	Board Member
Peggy M. Van Horn	Chief Financial Officer
Ray Farrish	Finance Manager
Christine Wong	Finance Manager

Signatures required for various transactions are:

For checks drawn on a commercial account:

- (a) any single check of \$75,000.00 or more requires the manual signatures of any two of the positions listed above.
- (b) any single check less than \$75,000.00 may be processed through a check signing machine utilizing a signature plate engraved with the name of the Executive Director.

Authority is hereby granted to any two of the above persons to open cash accounts for the State Bar of California at securities brokerage firms and to place orders in such account to purchase securities.

Transfer of funds from one State Bar account to another State Bar account, whether requested by telephone, internet, fax, orally or in writing requires the signature of any of the persons listed above.

In addition, for checks drawn on the Los Angeles commercial account:

- (a) Any single check less than \$3,000.00 requires the signature of one of the following:

Luanne T. Kamiya	Administrative Services Director, Los Angeles
Gilda Munoz	Human Resources Manager, Los Angeles
John R. Rodriguez	Operations and Management Director, Los Angeles

- (b) Any single check of \$3,000.00 or over requires the signature of any two of the above listed persons.

50-2

RESOLVED, pursuant to Government Code, section 1062, that each member of the Board of Governors is granted permission to leave the State of California at any time during the incumbency of the present Board and is authorized to remain absent from the state for a period longer than 60 days.

50-3

RESOLVED that the Board hereby expresses its appreciation and thanks to the Office of Section Education and Meeting Services for its diligent and devoted work in connection with the 2008 Annual Meeting of the State Bar in Monterey and its contribution in making this convention a highly successful one.

RESOLVED that the Board hereby expresses its appreciation and thanks to the California Bar Foundation for cosponsoring the State Bar Luncheon on Thursday, September 25, 2008, in Monterey, and its contribution in making the 2008 Annual Meeting a highly successful convention.

RESOLVED that the Board hereby expresses its appreciation and thanks to the State Bar's Business Law Section for cosponsoring the State Bar Breakfast on Friday, September 26, 2008, in Monterey, and its contribution in making the 2008 Annual Meeting a highly successful convention.

RESOLVED that the Board hereby expresses its appreciation and thanks to CEB for cosponsoring the State Bar Luncheon on Friday, September 26, 2008, in Monterey, and its contribution in making the 2008 Annual Meeting a highly successful convention.

RESOLVED that the Board hereby expresses its appreciation and thanks to the Intellectual Property Law Section; Kroll Ontrack; Real Property Law Section; Robert Half International, St. Francis Vineyards and Winery; Trusts & Estates Section; and West, a Thomson Reuters Business, for their gracious assistance in connection with the 2008 Annual Meeting of the State Bar in Monterey and their contributions in making this convention a highly successful one.

50-4

RESOLVED that the Board hereby receives with thanks and orders filed the Certificate of the Canvassing Board, dated July 10, 2008, for the 2008 State Bar Board of Governors election; and it is

FURTHER RESOLVED that the following are declared elected as members of the Board of Governors of The State Bar of California:

Jon Streeter	District 4
Michael Tenenbaum	District 6
James H. Aguirre	District 7, Office #1; and it is

FURTHER RESOLVED, pursuant to the provisions of The State Bar Act, section 6019, that the following are deemed elected members to the Board of Governors:

Angela J. Davis	District 7, Office #2
Joseph L. Chairez	District 8; and it is

FURTHER RESOLVED that the President is authorized at the 2008 State Bar Annual Meeting to report the receipt and filing of the certified count and to officially declare the results of the election.

50-5

WHEREAS, Jeffrey L. Bleich, President, and Matthew B. Butler, John P. McNicholas, Danni R. Murphy, James N. Penrod, and M. Carmen Ramirez, members of the Board of Governors, have served this Board and The State Bar of California with devotion and distinction; and

WHEREAS, it is appropriate that the minutes of this meeting officially record the warm gratitude and respect, both personal and professional, of their fellow Board members;

NOW, THEREFORE, BE IT RESOLVED that the Board of Governors hereby expresses to Jeffrey L. Bleich, President, and Matthew B. Butler, John P. McNicholas, Danni R. Murphy, James N. Penrod, and M. Carmen Ramirez, members of the Board of Governors, its sincere appreciation for their admirable accomplishments and selfless efforts expended on behalf of the State Bar, and also expresses to them the high esteem and personal affection of their fellow members of the Board.

The Board adjourned its Organization Meeting at 11:05 a.m. The Board may meet again at the call of the President at any time prior to the next regularly scheduled meeting of the Board, or, if no such meeting be called, at the State Bar offices, 180 Howard Street, San Francisco, CA 94105, at 12:00 noon on Friday, November 21, 2008.