

# AGENDA ITEM

NOVEMBER 10  
[July 11, 2008, Minutes]

THE STATE BAR OF CALIFORNIA  
MINUTES  
BOARD OF GOVERNORS MEETING  
SAN FRANCISCO  
JULY 11, 2008

The Board of Governors of the State Bar of California convened in open session in the Board Room of the State Bar offices at 180 Howard Street, San Francisco, California 94105, on Friday, July 11, 2008, at 2:20 p.m., Jeffrey L. Bleich presiding.

The following members of the Board of Governors were present: Matthew B. Butler, Laura N. Chick, George O. Davis, Bonnie M. Dumanis, John J. Dutton, Jeannine English, Richard A. Frankel, Holly J. Fujie, William H. Gailey, William N. Hebert, Rex Heinke, James B. Hussey, Paul A. Kramer, Jr., Michael D. Marcus, John P. McNicholas, Howard B. Miller, Danni R. Murphy, James N. Penrod, John E. Peterson, M. Carmen Ramirez, Richard A. Rubin, and Patricia P. White.

The following members of staff were present: Starr Babcock, Laila Bartlett, Kathleen Beitiks, Saul Bercovitch, Itzel Berrio, Gary Clarke, Phyllis Culp, Scott Drexel, Mary Lavery Flynn, Francisco Gomez, Karen Hagelund, Robert A. Hawley, Doug Hull, Judy Johnson, Dean Kinley, Nancy McCarthy, Marie Moffat, Gayle Murphy, George Scott, Janis Thibault, Cathy Torney, Peggy Van Horn, Colin Wong, and Larry Yee.

Also present: Stephen Baetge, *MetNews*; Mike McKee, *The Recorder*; Anthony Williams, the Bar's government affairs consultant; and Jonathon Aarons, discipline defense counsel.

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.

10 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED** that the minutes of the meeting of the Board of Governors held on Friday, May 16, 2008, in San Jose, California, hereby are approved as amended.

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

123 Jonathan Arons, Esq., spoke in opposition to the proposal to publish online Notices of Disciplinary Charges during the public comment period of the Board meeting.

30 Mr. Bleich reported on the following:

1. The President announced the creation of the Task Force on Transition Planning, and will appoint the members at a later date.
2. Mr. Bleich brought the Board's attention to the informational item regarding the proposed Rule 9.6 Board Policy on the removal of one-time fee suspensions from the State Bar's Web site.
3. Mr. Bleich, with the Board's approval, created a Find A Lawyer Task Force, and named James N. Penrod as chair, and appointed deemed elected Board member, Angela Davis (District 7, office #2), Richard A. Frankel, Paul A. Kramer, Jr., and Patricia P. White as members. Stuart Forsyth, the President of the Executive of California Legal Associations, and the Executive Director of the Los Angeles County Bar Association, was also invited to participate as a member of the Task Force.
4. The President reported on all outreach efforts he had made since the last Board meeting in May.
5. He thanked the staff of the Office Legal Services Access and Fairness Programs for a very successful Spring Summit: Pathways to Justice, which was held in Los Angeles June 5 – 7, 2008.
6. Mr. Bleich announced that the Bar's fee bill passed off the Assembly Floor by a vote of 54-13, and was now awaiting the Governor's signature.

41/42 Ms. Johnson, Executive Director / Secretary, reported on the following:

- 1 Ms. Johnson announced that the Canvassing Board met on Thursday, July 10, 2008, at the bar's 180 Howard Street, San Francisco, and verified the count of the 2008 election to the Board of Governors, stating that the following had been elected:

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

Ms. Johnson reminded the Board that no election had taken place in Districts 7, Office #2, and District 8; the candidates for those two seats were deemed elected, i.e., Angela Davis in District 7, Office #2, and Joseph L. Chairez, District 8.

Regarding the election in District 6, although Mr. Tenenbaum received the majority of votes, there is a question of his eligibility. The President will ask the Board to appoint a subcommittee to review the issue.

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

54-121 **RESOLVED**, following public comment period and upon recommendation by the Board Committee on Regulation, Admissions and Discipline Oversight, that the Board hereby approves the revisions to the Notice of Your Rights After Arbitration form, in the form attached to these minutes and made a part hereof.

54-122 **RESOLVED**, following public comment period and upon recommendation of the Board Committee on Regulation, Admissions and Discipline Oversight, that the Board hereby amends the State Bar's Model Rules of Procedure for Fee Arbitrations, in the form attached to these minutes and made a part hereof.

54-131 **RESOLVED**, upon recommendation of the Board Committee on Member Oversight, that the Board hereby approves the fee adjustment for the following State Bar member as noted below:

Mark Posner: Contingent on payment of \$1,206.25 within 60 days of notice to member, waiver of the difference between active and inactive fees and penalties for 1995-2008; total waiver of \$5,872.25.

54-132 **RESOLVED**, upon recommendation of the Board Committee on Member Oversight, that the Board hereby amends the Trusts & Estates Section bylaws as follows:

### **Bylaws of the Trusts & Estates Section**

#### **4. Executive Committee**

c. Term of Office: Five (5) members of the executive committee shall be appointed each year for terms of three (3) years each except that a member's term of office shall be extended for two (2) additional years provided said member is serving as vice-chair or chair of the executive committee during the additional years of office. Any vacancy in membership occurring prior to the normal expiration of the term shall be filled by the Board of Governors for the unexpired term.

The term of office of each member of the executive committee shall commence on the last day of the Annual Meeting of the State Bar.

The Board of Governors may, upon the recommendation of the executive committee, remove and replace any member who shall fail to attend three (3) out of any six (6) consecutive meetings of the executive committee.

d. Meetings and Action Without a Meeting: Meetings of the executive committee may be called by the chairperson or by a majority of the members of the executive committee. Written notice of such meetings shall be mailed to members of the executive committee at least five (5) days prior to such meeting or shall be given by telephone or any electronic method at least two (2) days prior to such meeting. At meetings of the executive committee, the majority of its members shall constitute a quorum for the transaction of any business of the committee.

The executive committee may act without a meeting by a poll of its members. In such event, a majority of the entire executive committee membership must agree on any action taken. A poll of the members of the executive committee may be conducted by the chairperson by telephone, mail, or any electronic method.

54-166 **RESOLVED**, upon recommendation of the Board Committee on Stakeholder Relations, the Board of Governors approves the revisions to the Emeritus Attorney Pro Bono Program Rules, in the form attached to these minutes and made a part hereof; and it is

**FURTHER RESOLVED** that staff is authorized to make non-substantive changes to the document in preparation for printing and distribution.

EMERGENCY  
113

Following discussion of the eligibility of the candidate in District, the Board created an Election Contest Committee to Investigate Eligibility of Candidate for District Six in the 2008 Board of Governors Election, and took the action recorded below. William H. Gailey was appointed to the committee, and two former Board members will be appointed to assist him in the charge of the committee.

EMERGENCY  
113

Upon motion made, seconded and adopted, it was

**RESOLVED**, upon recommendation of the Board Committee on Operations, that the Board hereby establishes and appoints under Business and Professions Code section 6044, a three-member elections contest committee selected by the State Bar President consisting of one current member who is either a third year or a public member and two former members of the board, that no member of this special committee may have been a current or former governor elected from District 6, and that this special committee shall have the powers under Business and Professions Code section 6049(a) to investigate, take evidence and make findings and recommendations regarding the eligibility of Michael Tenenbaum as a candidate in District 6 in the 2008 Board of Governors election.

All members present and recorded on the roll-call slip voted yes on the above matter, except Ms. Ramirez, who abstained and requested the record so to show.

111

Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon recommendation of the Board Committee on Operations, that the Board hereby renews the contract between the Board of Governors and the Executive Director for a five-year term beginning November 1, 2008, and ending October 31, 2013; and it is

**FURTHER RESOLVED**, that the salary for the Executive Director shall be adjusted upward 5 percent in the renewed contract, to be effective with the first full payroll period in November 2008; and it is

**FURTHER RESOLVED**, that the Executive Director shall be paid \$10,000 in a lump sum as additional compensation for services rendered under the contract; and it is

**FURTHER RESOLVED**, that the terms of the agreement shall be reflected in a contract document prepared by counsel consistent with the terms discussed this date; and it is

**FURTHER RESOLVED**, that the President of the Board of Governors is authorized by the Board to execute the contract with the Executive Director to be effective as above set forth.

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

112 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, that upon the recommendation of the Board of Governors Operations Committee, the Board of Governors amends the Rules and Regulations Pertaining the Employment of Executive Staff and adopts the State Bar Of California Post-Retirement Welfare Benefit Plan for Executive Staff Employees, 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.

120 Ms. Fujie, Chair, Board Regulation, Admissions and Discipline Oversight Committee, reported on the work of the committee,

123 A motion was made by Mr. Dutton and seconded by Mr. Marcus to postpone consideration of this item regarding posting of public notices of disciplinary charges on the Bar's Web site to the Board's September 2008 meeting. This motion failed of adoption.

Voting yes: Mr. Butler, Mr. Dutton, Mr. Frankel, Mr. Kramer, Mr. Marcus, Ms. Murphy, Mr. Penrod, and Ms. Ramirez

Voting no: Ms. Chick, Mr. Davis, Ms. Dumanis, Ms. English, Ms. Fujie, Mr. Gailey, Mr. Hebert, Mr. Heinke, Mr. Hussey, Mr. McNicholas, Mr. Miller, Mr. Peterson, Mr. Rubin, and Ms. White.

123 Following further discussion, the Board voted to take action on the item as presented.

123 Upon motion made, seconded and adopted, it was

**RESOLVED**, upon the recommendation of the Board Committee on Regulation, Admissions and Discipline Oversight, that the Board of Governors hereby approves and adopts the policy statement regarding the posting of public notices of disciplinary charges on the State Bar's Web site, in the form attached to these minutes and made a part hereof, to become effective upon adoption; and it is

**FURTHER RESOLVED**, that the aforementioned policy shall be applicable to all disciplinary proceedings currently pending in the State Bar Court in which a State Bar Court judge decision or order approving stipulation as to facts, conclusions of law and disposition has not been filed and to all notices of disciplinary charges or other initial pleading in an attorney disciplinary proceeding that is filed in the State Bar Court on or after the effective date of this policy.

Voting yes: Mr. Butler, Ms. Chick, Mr. Davis, Ms. Dumanis, Ms. English, Mr. Frankel, Ms. Fujie, Mr. Gailey, Mr. Hebert, Mr. Heinke, Mr. Hussy, Mr. Kramer, Mr. McNicholas, Mr. Miller, Ms. Murphy, Mr. Peterson, Mr. Rubin, and Ms. White.

Voting no: Mr. Dutton, Mr. Marcus, Mr. Penrod, and Ms. Ramirez.

124 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, following publication for comment and consideration of comments received, and upon recommendation of the Board Committee on Regulation, Admissions and Discipline, that the Board of Governors hereby approves the proposed Title 4: Admissions and Educational Standards; Division 1. Admission to Practice Law rules, which will replace the *Rules Regulating Admission to Practice Law in California*, in the form attached to these minutes and made a part hereof, to be effective September 1, 2008.

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

125 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, following publication for comment and consideration of comments received, and upon recommendation of the Board Committee on Regulation, Admissions and Discipline, that the Board of Governors of The State Bar of California hereby approves the proposed Title 4: Admissions and Educational Standards; Division 2. Accreditation Rules, which will replace the *Rules Regulating Accreditation of Law Schools in California*, in the form attached to these minutes and made a part hereof, to be effective January 1, 2009.

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

130 Mr. Penrod, Chair, Board Committee on Member Oversight, reported to the Board on the work of the committee.

133 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, following publication for comment and consideration of the comment received, and upon the recommendation of the Board Committee on Member Oversight, that the Board hereby amends the Standards for Certification and Recertification in Franchise and Distribution Law, in the form attached to these minutes and made a part hereof, to be effective immediately.

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

134 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon the recommendation of the Board Committee on Member Oversight, that the Board hereby authorizes the establishment of a Legal Malpractice Law Consulting Group to develop standards for certification as a legal specialist in that practice area.

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

135 Upon motion made and seconded, the following was unanimously adopted:

**WHEREAS**, the Board adopted The State Bar of California Long-Range Strategic Plan in 2004;

**WHEREAS**, a goal of said Plan is to provide a wide array of services and benefits to members that meet their professional development, business, and personal needs;

**WHEREAS**, another goal of said Plan is to use technology effectively and efficiently to support all aspects of State Bar operations, facilitate communication, and enhance the administration of justice in California;

**WHEREAS**, in 2004 the Board adopted the State Bar Web Site Advertising Policy as part of its efforts to implement said Plan;

**WHEREAS**, this Web Site Advertising Policy requires revision in order to effectively implement additional efforts in meeting said Plan goals;

**NOW, THEREFORE, BE IT RESOLVED**, upon recommendation of the Member Oversight Committee, the Board hereby authorizes that the current Web Site Advertising Policy be revised, in the form attached as Exhibit 2, to provide staff general authority to pursue online advertising consistent with the State Bar's Long Range Strategic Plan goals; and it is

**FURTHER RESOLVED**, that the Executive Director is authorized to develop policies and procedures necessary to implement the Web Site Advertising Policy.

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

141 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon recommendation of the Board Planning, Program Development, and Budget Committee, that the Board of Governors hereby adopts the 2009 State Bar 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.

142 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon recommendation of the Board Committee on Planning, Program Development and Budget, and subject to enactment of AB 3049 and the amounts authorized therein effective January 1, 2009, that the Board of Governors hereby sets the annual membership fee for active members in 2009 at \$410 and the annual membership fee for inactive members at \$125; and it is

**FURTHER RESOLVED** that the total Keller deduction for the 2009 annual membership fee be set at \$10, which shall include \$5 for legislative activities under Business and Professions Code section 6140.05 and \$5 for activities in the Bar Relations and Elimination of Bias programs; and it is

**FURTHER RESOLVED** that the penalties imposed on delinquent 2009 annual membership fees be set at \$100 for active members and \$30 for inactive members; and it is

**FURTHER RESOLVED** that the penalties on delinquent 2008 annual membership fees for all members, other than new admittees, billed on or after December 19, 2007 be set at \$100 for active members and \$30 for inactive members; and it is

**FURTHER RESOLVED** that said penalties in the preceding paragraphs shall be assessed on February 2, 2008; and it is

**FURTHER RESOLVED** that the reinstatement penalties for members to terminate suspension for nonpayment of accrued fees, penalties, and costs be set at \$100; and it is

**FURTHER RESOLVED** that the membership fees for new members admitted in 2009 be set as follows: fees of \$410 for those admitted between January 1 and May 31, 2009 and \$205 for those admitted between June 1 and November 30, 2009; and it is

**FURTHER RESOLVED** that late payment penalties for new members admitted in 2009 be assessed and set on the 46th day from the invoice date as follows: \$100 for those admitted between January 1 and May 31, 2009, and \$50 for those admitted between June 1 and November 30, 2009; and it is

**FURTHER RESOLVED** that the MCLE noncompliance fee be set at \$75 and the reinstatement fee to terminate MCLE inactive enrollment be set at \$200 for 2009; and it is

**FURTHER RESOLVED** that the interest on assessed costs for reimbursement to the Client Security Fund be set at 10% annually calculated from the date of disbursement as set forth by the Board, pursuant to Business and Professions Code section 6140.5(c); and it is

**FURTHER RESOLVED** that the administrative penalty on failure to comply with binding arbitration is charged at a fee not to exceed 20% of the amount ordered refunded to the client or \$1000 whichever is greater; and it is

**FURTHER RESOLVED** that all payments submitted after the Board of Governors have recommended members' suspension for non-payment of fees must be made by a credit card accepted by the State Bar, in cash, or by cashier's check, money order, bank certified check, or wire transfer.

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

143 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon recommendation of the Board Committee on Planning, Program Development and Budget, that the Board of Governors hereby receives the audited Statement of Expenditures of Mandatory Membership Fees for the year ended December 31, 2007, and the accompanying Report of the Independent Auditor, copies of which are attached hereto, and directs staff to publish the Statement and Report when the billing of 2009 membership fees is mailed to members by posting the Statement and Report on the State Bar Web site with notice in the December 2008 issue of the California Bar Journal.

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

144 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon the recommendation of the Board Planning, Program Development, and Budget Committee, the Board of Governors adopts the proposed *Long Rang Strategy*, 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.

145 Upon motion made, seconded and adopted, it was

**RESOLVED**, upon recommendation of the Board Committee on Planning, Program Development, and Budget, that the Board hereby adopts the CalPERS Agreement and Election to Prefund Other Post Employment Benefits (OPEB); and it is

**FURTHER RESOLVED**, upon recommendation of the Board Committee on Planning, Program Development, and Budget, that the Board hereby authorizes the Executive Director, or her designee, to take all other actions necessary to begin putting OPEB funds into the CalPERS trust.

All members present and recorded on the roll-call slip voted yes on the above matter, except Mr. Peterson who voted no and requested the record so to show.

150 Mr. McNicholas, Chair, Board Committee on Volunteer Involvement, gave a status report on the work of the committee.

160 Ms. Ramirez, Chair, Board Committee on Stakeholder Relations, reported on the work of the committee, and its goals for the future

161 Anthony Williams, the Bar's government affairs consultant, reported on pending legislation. He thanked Saul Bercovitch for all his hard work on Sections' legislative proposals.

162 No immediate action items were presented to the Board at this meeting.

163 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon recommendation of the Board Committee on Stakeholder Relations, that the Board hereby approves adoption of the Legal Services Trust Fund Program Money Market Mutual Fund Review Policy, 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.

164 This item regarding the proposal to allow the Bar the discretion to hold the Bar's Annual Meeting out of the State of California was removed from the Board's agenda.

165 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, that, upon recommendation of the Board Committee on Stakeholder Relations, the Board of Governors hereby requests staff to draft Request for Information (RFI) to be sent out in August with a date for consideration at the next Board meeting.

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

The Board went into closed session at 3:35 p.m., and those persons present, except the senior executive staff, left the meeting.

The Board resumed open session at 3:42 p.m.

The appointments were considered in closed session and the action of the Board is reported below.

The closed appointments consent agenda was presented to the Board, and no objection being raised thereto, all below consent appointments were deemed unanimously adopted.

6011           **RESOLVED**, upon recommendation of the Board Committee on Volunteer Involvement, that the Board hereby reappoints Otis C. Benning, El Dorado Hills, attorney member, Board of Directors of Legal Services of Northern California, for a three-year term commencing October 1, 2008, and expiring September 30, 2011, or until further order of the Board, , whichever occurs earlier.

6012           **RESOLVED**, upon recommendation of the Board Committee on Volunteer Involvement, that the Board hereby reappoints or appoints, as the case may be, of the following to the Board of Directors of California Rural Legal Assistance, each for a two-year term commencing and expiring as indicated, or until further order of the Board, whichever occurs earlier:

Rocky Barilla, Belmont, term effective August 1, 2008 and expiring July 31, 2010;

Christopher Ho, San Francisco, and Jose Villareal, Sanger, term effective September 1, 2008, and expiring August 31, 2010; and

Luz Herrera, Whittier; Janet McGinnis, Santa Barbara; David Martinez, Los Angeles; and Ramon Romero, San Francisco; each term effective November 1, 2008, and expiring October 31, 2010.

6013           **RESOLVED**, upon recommendation of the Board Volunteer Involvement Committee, that the Board appoints the following persons to the State Bar Fee Arbitration Department, each for a term commencing July 14, 2008 and expiring December 31, 2008, or until further order of the Board, whichever occurs earlier:

<u>Name</u>	<u>County</u>	<u>Attorney SB Number or Non-Lawyer Arbitrator (NLA)</u>
Carrie Camarena	Sacramento	208894
Lawrence Schwartz	Los Angeles	39383
Andrew Zorbas	Alameda	NLA
David Juhnke	San Luis Obispo	93932
Yolanda Bachtell	Nevada	226248
Abraham Camhy	Contra Costa	170224
Kulvinder Singh	Placer	182109
Miranda Maison	Sacramento	210082
Debra Lew	San Francisco	114537

6021 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon recommendation of the Board Committee on Volunteer Involvement, that the Board hereby reappoints or appoints, as the case may be, the members and officers, as set forth on the form attached to the minutes and made a part hereof, to the Commission on Judicial Nominees Evaluation (JNE Commission), each for a term to begin February 1, 2009, and to expire February 28, 2010, or until further order of the Board whichever occurs earlier; and it is

**FURTHER RESOLVED**, should any member or members of the 2009 JNE Commission decline the appointment, or be unavailable to attend the mandatory Orientation meeting, that the Board hereby appoints the next available alternate or alternates, selected from the Board’s designated alternate list, attached to the minutes and made a part hereof, as member of the 2009 JNE Commission, each for a term to begin February 1, 2009, and to expire February 28, 2010, or until further order of the Board whichever occurs earlier.

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

6022 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon recommendation of the Board Committee on Volunteer Involvement, that the Board hereby appoints a chair and members, as indicated below, to the Legal Malpractice Law Consulting Group, effective immediately, each to serve thereon until further order of the Board.

<u>Chair</u>	<u>City</u>	<u>District</u>
James A. Murphy	San Francisco	4
 <u>Members</u>		
Guy Calladine	San Francisco	4
Peter Fortune	San Francisco	4
Karen Goodman	Gold River	2
Timothy J. Halloran	San Francisco	4
Edith R. Matthai	Los Angeles	7
Joseph P. McMonigle	San Francisco	4
James E. Towery	San Jose	3
Reginald A. Vitek	San Diego	9
Richard Zitrin	San Francisco	4

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

6023 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon recommendation of the Board Committee on Volunteer Involvement, that the Board hereby appoints Richard Frankel, San Ramon, and Jeannine English, Sacramento, to serve as Appointed Directors, Center for Civic Education Board of Directors, each for a one-year term, effective at the close of the 2008 State Bar Annual Meeting, i.e., September 28, 2008, and expiring at the close of the 2009 State Bar Annual Meeting, i.e., September 13, 2009, or until further order of the Board, whichever occurs earlier.

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

6024 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon recommendation of the Board Committee on Volunteer Involvement (VIC), that the Board hereby appoints the officers and members to the standing committees, special boards, commissions and committees, and section executive committees, as set forth on the VIC Board Committee Report, effective at the close of the State Bar Annual Meeting, i.e., September 28, 2008, or as indicated; each officer and member to serve a term expiring as indicated, or until further order of the Board of Governors, whichever occurs earlier.

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

6025 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon the recommendation of the Board Committee on Volunteer Involvement, that the Board approves the recommendation that Richard Rothschild receive the 2008 Loren Miller Legal Services Award.

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

6026 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon the recommendation of the Board Committee on Volunteer Involvement, that the Board hereby approves the recommendations for the 2008 State Bar of California Diversity Awards as follows:

Individual Attorney (joint award)	Mary Cranston and Michael Judge
Law Firm:	Sonnenschein Nath & Rosenthal LLP
Bar Association:	Bar Association of San Francisco

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

6027 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon the recommendation of the Board Committee on Volunteer Involvement, that the Board approves the following recipients of the 2008 President's Pro Bono Service Awards recipients:

Corporate:	Ajay Patel (Los Angeles)
Government:	Kimberly Shean (Ventura)
Small Law Firm:	Bennett & Erdman (Los Angeles)
Medium Law Firm :	Kenneth Klein, Foley & Lardner LLP (San Diego)
Large Law Firm:	Orrick, Herrington & Sutcliffe LLP (Sacramento, San Francisco and Silicon Valley Offices)
Emeritus or Limited Active Practice:	Joseph Montoya (Sacramento)
Recently Admitted:	Benjamin Kuhm (San Francisco)
Solo Practitioner:	Josef "Marc" Dion (Westlake Village)
Distinguished Pro Bono Service:	Team of Four (Los Angeles)

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

6028 Upon motion made, seconded and unanimously adopted, it was

**RESOLVED**, upon recommendation of the Board Committee on Volunteer Involvement, that the Board hereby approves the selection of John K. Van de Kamp as the recipient of the 2008 Bernard E. Witkin Medal Award.

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

The Board adjourned its meeting at 3:45 p.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 1:30 p.m. on Friday, November 21, 2008.