

Board Committee on Operations
Referral List
November 20, 2008

Category I – Change in Date Only

November # 1

Proposed Amendment to Client Security Fund Rules of Procedure

Name Change from: ~~Client Security Fund Actuarial Study~~

In light of the CSF actuarial study, it is requested that proposed amendments to rules 4(a) and 4(c) of the Rules of Procedure for Client Security Fund Matters be released for a 45 day public comment period. If approved, the proposed amendments would increase the maximum reimbursement from the Fund from \$50,000 to \$75,000 and would eliminate the current provision limiting a married couple to a total reimbursement of \$50,000.

Responsible staff: Scott Drexel

Recommendation: RAD - July/Nov/March

BOG - ~~Nov~~ March

November # 2

Resignations Without Charges Pending

In light of discussions the proponent had with General Counsel's office regarding this item, further public comment is requested.

Responsible Staff: Scott Drexel

Recommendation: RAD - July/Nov/March

BOG: ~~November~~ March

Category II – Possible Committee Reassignments

Category III – New Matters Requiring Assignment to the Appropriate Board Committee

November # 3

Request for Approval of Rules of Procedure for Fee Arbitrations by the San Bernardino County Bar Association

This item requests Board approval of the proposed new rules of procedure for fee arbitrations for the San Bernardino County Bar Association as being in compliance with the State Bar's Guidelines and Minimum Standards for the Operation of Mandatory Fee Arbitration Programs.

Responsible Staff: Jill Sperber

Recommendation: RAD - Nov

BOG - Nov

November # 4

Request for Board approval of local bar revisions adopting the Model Rules amendments of July 2008

Issue: In July 2008, the Board of Governors approved amendments to the Model Rules of Procedure for Fee Arbitrations. Some local bar programs wish to

update their local bar rules to incorporate these amendments to the Model Rules. This item would approve such local bar revisions upon certification of compliance by the State Bar's Director, Office of Mandatory Fee Arbitration.

Responsible Staff: Jill Sperber

Recommendation: RAD - Nov

BOG - Nov

November # 5

Resignations with Charges Pending.

Based upon comments and issues raised by the Supreme Court, it is requested that proposed modifications to the procedure for considering resignations by members against whom disciplinary charges are pending be released for a 45-day public comment period. The RAD Committee and the Board had previously approved the proposed procedure at its meeting in July 2008.

Responsible Staff: Scott Drexel

Recommendation: RAD - Nov/March

BOG - March

November # 6

Committee on Professional Liability Insurance (COPLI), Recommendation of broker for Mediators and Arbitrators Liability Insurance.

We are in the process of posting our Mediators/Arbitrators Liability Insurance RFP in November 2008 and should have a selection made by COPLI during February 2009. We request a review of the business details surrounding our agreement and the authority to enter into contract under advice of OGC.

Responsible Staff: Starr Babcock/Raquel Hines

Recommendation: MOC - Mar 09

BOG - Mar 09

November # 7

Committee on Group Insurance Programs (COGIP), Recommendation of broker for Employment Practices Liability Insurance (EPLI).

We are in the process of posting our EPLI RFP in November 2008 and should have a selection made by COGIP during February 2009. We request a review of the business details surrounding our agreement and the authority to enter into contract under advice of OGC.

Responsible Staff: Starr Babcock/Raquel Hines

Recommendation: MOC - Mar 09

BOG - Mar 09

November # 8

Member Amnesty Program

This proposal is for a member amnesty program for members suspended for non payment of fees and who meet certain eligibility criteria.

Responsible Staff: Starr Babcock/Dina DiLoreto

Recommendation: MOC(or BOG Ops in Place of) - Jan BOG - Jan

November # 9

Real Property Section Executive Committee, Interim Appointment of Officer.

Just prior to the Annual Meeting, this section's 2008-09 incoming chair resigned due to a family emergency. At the Annual Meeting, the Board extended the term

of the 2007-08 section chair to serve until a second election could be held for the new chair seat and for the Board to make the appointment at the November meeting. The section's election will be conducted Oct. 25 and it would be appropriate for the Board to consider this appointment in November.

Responsible Staff: Pam Wilson

Recommendation: VIC - Nov

BOG - Nov

November # 10

Legal Malpractice Law Advisory Commission, Appointment of Officer and Members

At the Board's November 2008 meeting, the Board will consider the proposed Standards in Legal Malpractice Law. Should the Board concur with the proposal, it would be appropriate to also appoint the initial members and officers of the new commission.

Responsible Staff: Phyllis Culp, Lorna Maynard

Recommendation: VIC - Nov

BOG - Nov

November # 11

Proposal for modifications to the California State Bar Alternative Discipline Program (ADP)

At the Board's March 2008 meeting, attorney Nancy Keough submitted a list of proposals regarding the State Bar Court's Alternative Discipline Program. This item would consider those proposals.

Responsible Staff: Doug Hull

Recommendation: RAD – Nov/Mar

BOG – Mar