

THE STATE BAR OF CALIFORNIA  
MINUTES  
BOARD OF GOVERNORS MEETING  
PALM DESERT  
JANUARY 13, 2007

The Board of Governors of the State Bar of California convened in open session in the Springs Salon F meeting room of the JW Marriott Resort & Spa, 74855 Country Club Drive, Palm Desert, California 92260, at 9:00 a.m. on Saturday, January 13, 2007, Sheldon H. Sloan presiding.

The following members of the Board of Governors were present: Ruthe C. Ashley, Jeffrey L. Bleich, Matthew B. Butler, Laura N. Chick, Marguerite D. Downing, Bonnie M. Dumanis, John J. Dutton, Jeannine English, Richard A. Frankel, Holly J. Fujie, Jo-Ann Grace, John P. McNicholas, Howard B. Miller, Danni R. Murphy, James N. Penrod, John E. Peterson, M. Carmen Ramirez, Richard A. Rubin, and James A. Scharf.

The following members of staff were present: Starr Babcock, Larry Doyle, Scott Drexel, Francisco Gomez, Robert A. Hawley, Judy Johnson, Dean Kinley, Marie Moffat, Gayle Murphy, George Scott, Cathy Torney, Peggy Van Horn, Anthony Williams, and Larry Yee.

- 30 The President referred to the issue raised by Mr. Scharf of replacing speeches with dialogue at the Special Meeting for the Election of Officers; said matter had been discussed at length at the meeting of the Board Committee on Operations, which preceded this Board meeting. The President stated that he had appointed a subcommittee, chaired by Mr. Miller, with Ms. English and Mr. Scharf as its members, to explore the issue and make recommendations to the Board.

The action of the Board is reported below.

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

**RESOLVED**, upon recommendation of the Board Committee on Operations, that the Board hereby amends the Procedures for the Election of Officers to replace the speeches made by candidates for the Office of the President with dialogue; such dialogue to be later agreed upon by the Board; and it is

**FURTHER RESOLVED** that this amendment is effective immediately and is ~~not~~ for this year only.

Voting yes: Mr. Butler, Ms. Chick, Mr. Dutton, Ms. English, Mr. Frankel, Ms. Fujie, Ms. Grace, Mr. Miller, Ms. Murphy, Ms. Ramirez, Mr. Rubin, and Mr. Scharf.

Voting no Ms. Dumanis, Mr. McNicholas, Mr. Penrod, and Mr. Peterson.

Abstaining: Ms. Ashley, Mr. Bleich, and Ms. Downing.

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

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.

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

55 **RESOLVED** that the Board hereby approves the appointment of Laura Chick as liaison to the Real Property Law Section and to the Standing Committee on Legal Professionals with Disabilities, in the form attached to these minutes and made a part hereof; and it is

**FURTHER RESOLVED** that the Board hereby approves the appointment of Marguerite D. Downing as an additional liaison to the State Bar's Committee on Group Insurance Programs and the State Bar Approved Committee on Professional Liability Insurance, in the form attached to these minutes and made a part hereof.

56 **RESOLVED** that the Board hereby approves the Board meeting date change of November 29 - December 1, 2007, to November 15 – 17, 2007; location remains unchanged, i.e., San Francisco.

57 **RESOLVED** that the Board hereby approves the appointment of newly appointed public member, Laura Chick, to the below identified Board Committees, in the form attached to these minutes and made a part hereof.

Audit Committee  
Board Planning, Program Development, and Budget Committee  
Board Committee on Stakeholder Relations

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

**RESOLVED**, upon recommendation of the Board Committee on Operations, that the Board of Governors hereby adopts the following policy with respect to the building fee annual revenue whereby:

Building fee proceeds shall be accumulated in the Building Fund with the intent of purchasing a building for its Los Angeles operation should that option prove most desirable under actual future market conditions. Within at least three years of the expiration of the Los Angeles lease, staff, in conjunction with real estate and space planning experts, will begin a formal process of determining actual space needs and evaluating real estate opportunities for the southern California operations.

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

112 Mr. Sloan gave an update regarding SB 56 reporting requirement relating to the Commission on Judicial Nominees Evaluation.

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

**RESOLVED**, upon recommendation of the Board Committee on Operations, that the Board hereby denies the request of the Tax Law Section for permission to file an amicus letter in support of granting a petition for review in *Macy's Department Store, Inc. v. City and County of San Francisco*, Ca. Supreme Court No. S148342.

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

The Board went into closed session at 9:25 a.m., and those persons present, except the senior executive staff, left the meeting.

The Board resumed open session at 9:37 a.m.

The Board adjourned its meeting at 9:40 a.m., on Saturday, January 13, 2007, to 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 Office, 1149 South Hill Street, Los Angeles, California 90015, on Friday, March 9, 2007.