



THE STATE BAR OF CALIFORNIA

180 Howard Street
San Francisco, Ca 94105
(415) 538-2000

Date: April 27, 2010
To: Members, Board of Governors
From: Judy Johnson, Executive Director/Secretary
Subject: 2009 Annual Independent Auditor's Report

The President has authority to conduct, or request to be conducted, polls of the Board on matters of urgency that require Board approval prior to the next regularly scheduled meeting of the Board. The President has authorized the Office of the Secretary to poll the Board with regard to receiving and ordering filed, the *Independent Auditor's Report for the Years Ended December 31, 2009 and 2008*.

Pursuant to *Business and Professions Code sections 6145 and 6222* (which are also contained in the *State Bar Act*), the State Bar is required to submit a copy of the audited financial statements by April 30 of each year to the Chief Justice of the Supreme Court, and to the Assembly and Senate Committees on Judiciary. The report is dated April 20, 2010 and was delivered electronically to the State Bar on April 26, 2010. The Audit Committee met with the auditors by teleconference on April 21, 2010 to discuss the report and the auditors will meet with the Audit Committee again at the July meeting. Since the April 30th filing deadline occurs prior to the Board's next scheduled meeting, the most expeditious way for the Board to acknowledge receipt of the audit and order its filing is via electronic poll.

Therefore, attached is the *Independent Auditor's Report for Years Ended December 2009 and 2008*, prepared by Macias Gini & O'Connell regarding its examination of statements of the State Bar's assets, liabilities and net assets as of December 31, 2009, and its related statements of revenues, expenses, and changes in net assets and cash flows.

Please respond to the attached poll and return your completed ballot **via email to The Office of Finance at peggy.vanhorn@calbar.ca.gov, no later than 12:00 noon on Thursday, April 29, 2010**. If you have questions regarding this matter, please contact Peggy Van Horn at (415) 538-2353, or at peggy.vanhorn@calbar.ca.gov.

PROPOSED RESOLUTION:

RESOLVED, that the Board hereby receives and orders filed the Independent Auditor's Report for Years Ended December 31, 2009 and 2008, prepared by Macias Gini & O'Connell, in the form this day before the Board.

**THE STATE BAR OF CALIFORNIA
INDEPENDENT AUDITOR'S REPORT FOR YEARS ENDED
DECEMBER 31, 2009 and 2008**

BOARD POLL: APRIL 28 - 29, 2010

PLEASE WRITE YOUR NAME HERE:

Yes, I receive the Auditor's Report and order it filed

No, I do not receive or order filed the Auditor's Report

Or

**I would like more information and further discussion of the issue
before voting [Information may be obtained from Peggy Van Horn, Chief
Financial Officer, at (415) 538-2353, or at peggy.vanhorn@calbar.ca.gov]**

**Kindly transmit your ballot via email to The
Office of Finance at peggy.vanhorn@calbar.ca.gov**