

AGENDA ITEM
JULY 10 - Board of Governors June 17, 2011 Minutes

THE STATE BAR OF CALIFORNIA
MINUTES

BOARD OF GOVERNORS MEETING

SAN FRANCISCO, CALIFORNIA

FRIDAY, JUNE 17, 2011

The Board of Governors of The State Bar of California convened in open session in the 180 Howard Street, Board Room, San Francisco, CA 94105, and by conference call, at 11:12 a.m., on June 17, 2011, William N. Hebert presiding.

The following members of the Board of Governors were present: Alec Y. Chang, Angela J. Davis, Karen M. Goodman, Cheryl L. Hicks, Patrick M. Kelly, Loren Kieve, Wells B. Lyman, Dennis Mangers, Gwen Moore, Gretchen M. Nelson, Jon B. Streeter, and Michael Tenenbaum.

The following members of the Board of Governors participated by conference call: Lowell Carruth, Laura Chick, George O. Davis, Jeannine English, Clark Gehlbach, Micha Star Liberty and Luis J. Rodriguez.

The following members of staff were present: Starr Babcock, Resty Buenavidez, Joseph Dunn, Mary Flynn Lavery, Francisco Gomez, Robert A. Hawley, Gayle Murphy, Nancy McCarthy, Cathy Torney, Peggy Van Horn and Colin Wong.

Also present: Jennifer Wada

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.

The Board went into closed session at 11:14 a.m. and those other persons present left the meeting.

The Board resumed open session at 12:20 p.m.

Upon motion made, seconded and adopted, it was

RESOLVED, that the Board of Governors hereby supports Senate Bill 163, but with direction to the Executive Director and our Legislative Representative to explore the possibility of the Legislature making any of the following amendments:

Number of Board Members

Recommendation: Board Size Should Remain at 23.

Number of Board Members

Recommendation: 12 Attorney Members elected from the 6 California Appellate Court districts; 1 California Young Lawyer member elected by the California Young Lawyer Association; 3 Attorney Members appointed by the Supreme Court; 1 President; 6 Public Members.

Terms of Office

Recommendation: The terms for all Board members should be the same. Preference is a 3 year term for all Board members.

Officers of the Board

Recommendation: The current officer positions should remain in place. Officers should not be elected from the Board at large and the President should not be permitted to run for two terms or be a voting member.

Governance Task Force

Recommendation: The Governance Task Force should be eliminated.

Conflicts of Interest

Recommendation: Express conflict of interest limitations should be added to the Business & Professions Code Section 6036 that apply to Board members considered for appointment or election that eliminates, among other things, Board membership to those with a close familial or other relationship with Legislators; for public members they should not be permitted to serve if they are involved in or employed in the legal profession or are spouses of lawyers or judges and such individuals should have a demonstrated commitment to access to justice and the public interest in an effective State Bar.

Bagley-Keene Open Meeting Rule

Recommendation: Eliminate the amendment imposing Bagley-Keene Open Meeting Act on Board.

All members listed on the roll call slip voted yes, except Laura Chick, Angela Davis, George Davis, Jeannine English, Dennis Mangers and Michael Tenenbaum who voted no.

702 Upon motion made, seconded and adopted, it was

RESOLVED, that the Board of Governors hereby accepts the resignation of James Towery, as the State Bar's Chief Trial Counsel, and thanks him for his service and directs the Secretary to provide notice to the Senate Rules Committee and the Senate and Assembly Judiciary Committees of the resignation as required under Business and Professions Code section 6079.5, subdivision(a).

All members listed on the roll call slip voted yes, except Lowell Carruth who had left the call.

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, on Friday, July 22, 2011 at a time to be determined.