

Serving the Public. Serving the Profession.

HOUSE OF DELEGATES

9 a.m. ■ Saturday, January 17, 2015 Hotel InterContinental New Orleans

MINUTES

President Joseph L. Shea, Jr. called to order the meeting of the House of Delegates of the Louisiana State Bar Association at 9:05 a.m., Saturday, January 17, 2015, at the Hotel InterContinental in New Orleans, Louisiana.

I. Certification of Quorum by the Secretary

Mr. Grodsky certified that a quorum was present. A copy of the attendance roster is attached as an addendum to these Minutes.

II. Recognition of Deceased Members of the House of Delegates

There were no deceased members of the House since the June 2014 meeting.

General Session

III. Reports of Standing Committees of the House

There were no oral or written reports from Standing Committees of the House.

IV. Reports of Officers, Board of Governors, Standing Committees and Sections of the Louisiana State Bar Association *

1. Joseph L. "Larry" Shea, Jr., President

Mr. Shea reported on the Lawyers in Libraries Day of Service, the Bar Leaders Conference, and the Citizen Lawyer Awards.

2. Mark A. Cunningham, President-Elect

Mr. Cunningham waived his report.

3. Barry H. Grodsky, Secretary

Mr. Grodsky waived his report.

4. Robert A. Kutcher, Treasurer

Mr. Kutcher waived his report.

5. Hon. Roland L. Belsome, Jr., Co-Chair, Committee on Diversity

Judge Belsome encouraged all to attend the Eighth Annual Conclave on Diversity in the Legal Profession, scheduled for Friday, March 6 in New Orleans.

6. Barry H. Grodsky, Chair, Committee on the Profession

Mr. Grodsky gave an update on the Transition Into Practice (mentoring) program which began on January 1, 2015.

All other reports of Standing Committees were distributed to House members via email in advance of the meeting.

V. Reports of Special Committees of the Louisiana State Bar Association

There were no oral reports from Special Committees. Written reports were distributed via email in advance of the House meeting.

VI. Other Reports

Immediate Past President Richard K. Leefe reported briefly on the Louisiana Supreme Court Attorney Intern Program and advised that he was working on raising the roughly \$6 million needed to launch the program. There were no additional Other Reports, either written or oral.

Activities of the House of Delegates

VII. Approval of Minutes

Consideration of approval of the Minutes of the June 5, 2014 Meeting of the House of Delegates, held in Destin, Florida.

Upon motion and second, the House unanimously approved the minutes as presented.

VIII. Old Business

There was no old business to come before the House.

IX. Elections

1. Election of one member to serve a three-year term on the House of Delegates Liaison Committee, to commence at the conclusion of the 2015 Annual Meeting and end at the conclusion of the 2018 Annual Meeting. This member shall be elected from House of Delegates members representing the 1st through 19th Judicial Districts.

Michael W. McKay of the 19th Judicial District nominated Julie J. Baxter, also of the 19th. Michael D. Skinner of the 15th Judicial District nominated Jeffrey A. Riggs, also of the 15th. The nominations were closed and an elected was held by a show of hands. Julie J. Baxter was elected.

2. Election, from the three Liaison Committee members, of a Chair of the House of Delegates Liaison Committee for 2015-2016, whose term will commence at the conclusion of the 2015 Annual Meeting. The Chair of the Liaison Committee is a voting member of the Board of Governors.

Alainna R. Mire of the 9th Judicial District nominated S. Jacob Braud of the 25th Judicial District. There being no further nominations, Mr. Braud was elected by acclamation.

3. Election of a member of the House of Delegates to serve on the Budget Committee for the term beginning July 1, 2015 and ending June 30, 2017.

Jeffrey A. Riggs of the 15th Judicial District nominated Dona K. Renegar, also of the 15th. Glen R. Petersen of the 19th Judicial District nominated Jack K. Whitehead, Jr., also of the 19th. The nominations were closed and an election was held by a show of hands. Ms. Renegar was elected.

X. **Resolutions**

Louisiana Board of Legal Specialization Resolutions

President Shea called upon LBLS Chair Ronald J. Scalise, Jr. to present the resolutions. Mr. Scalise gave an overview of the resolutions and then introduced each one individually.

1. Resolution to amend the Plan of Legal Specialization.

Upon motion and second, the House unanimously approved the resolution.

2. Resolution to amend the Rules and Regulations of the Louisiana Board of Legal Specialization.

Upon motion and second, the House unanimously approved the resolution.

3. Resolution to amend the standards for Bankruptcy Law, Family Law, Tax Law, and Estate Planning and Administration.

Upon motion and second, the House unanimously approved the resolution.

Section Resolution

President Shea called upon Immigration Law Section Chair Ashley Foret Dees to present the resolution.

4. Resolution from Immigration Law Section to amend its Bylaws.

Upon motion and second, the House unanimously approved the resolution.

Committee Resolutions

5. Resolution from the Bar Governance Committee to amend Article X, Section 1 of the Louisiana State Bar Association to remove the limit on the number of members of the

Committee on Diversity, and to clarify existing language and practices with regard to the committee.

President Shea called upon Bar Governance Committee Chair John H. Musser IV to introduce the resolution. Diversity Committee Co-Chair Judge Roland L. Belsome, Jr. spoke in favor of the resolution. Upon motion and second, the House unanimously approved the resolution.

- 6. Resolution from the Bar Governance Committee to amend the Articles of Incorporation and Bylaws of the Louisiana State Bar Association to eliminate all references to law student membership, thereby eliminating this membership category.
 - John H. Musser IV introduced the resolution on behalf of the Committee. Adoption was moved and seconded. Alainna R. Mire of the 9th Judicial District and Philip A. Wittmann of Orleans spoke in favor of the resolution. Elizabeth A. Alston of the 22nd Judicial District spoke against the resolution. Executive Director Loretta Larsen addressed the House and explained the efforts that had been made to recruit law student members, as well as the administrative efforts which would be necessary to maintain a membership category for a group which had demonstrated its lack of interest. The question was called and the House unanimously approved the resolution.
- 7. Resolution from the Unauthorized Practice of Law Committee asking the House of Delegates to support and endorse legislation which would provide certain parties with standing to enjoin the unauthorized practice of law or pursue a civil action for damages in connection with the unauthorized practice of law.
 - President Shea called upon Unauthorized Practice of Law Committee Chair John E. McAuliffe, Jr. to introduce the resolution. Mr. McAuliffe gave a brief background on the committee, its charge and the resolution. Adoption was moved and seconded. Secretary Mark A. Cunningham spoke in favor of the resolution. After a brief discussion, the question called and the House unanimously approved the resolution.
- 8. Resolution from the Criminal Justice Committee asking the House of Delegates to support the study of a statewide general fund for criminal justice in an effort to ensure the most effective and efficient administration of justice in the State of Louisiana, and to ask the State Legislature to authorize and direct a Legislative Task Force comprised of various stakeholders to develop recommendations to be used by the as the basis for legislative and administrative action in 2016.

President Shea called upon Criminal Justice Committee member Derwyn D. Bunton to introduce the resolution. Adoption was moved and seconded. Thomas L. Lorenzi of the 14th and C. Frank Holthaus of the 19th spoke in favor of the resolution. The question was called and the House approved the resolution.

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9. Resolution from the Criminal Justice Committee asking the House of Delegates to support the study of Louisiana's marijuana laws and related Habitual Offender laws, and to ask the State Legislature to authorize and direct the Louisiana State Law Institute to study the laws regarding marijuana through a working group comprised of various stakeholders, with recommendations of this group to be used as the basis for legislative and administrative action in 2016.

Mr. Bunton introduced the resolution on behalf of the Committee. After Mr. Bunton's introduction and upon motion and second, Thomas L. Lorenzi of the 14th, John E DiGiulio of the 19th, and C. Frank Holthaus of the 19th spoke in favor of the resolution. Ronald J. Scalise, Jr. of the Board of Governors spoke against the resolution, not on its substance but procedurally with regard to referring the matter to the Louisiana State Law Institute for study. The question was called and the House approved the resolution.

Member Resolution

10. Resolution from 15th Judicial District House of Delegates member Steven G. "Buzz" Durio proposing that the House recommend to the Louisiana Supreme Court adoption of South Carolina Rules of Professional Conduct Rule 1.19 as Louisiana RPC Rule 1.19, to address succession plans for lawyers in the event of death or disability.

Mr. Durio withdrew the resolution.

XI. Other Business

Consideration of any other business to come before the House of Delegates.

There being no further business to come before the House, the meeting was adjourned at 10:35 a.m.

Respectfully Submitted:

Bury Godsk

Barry H. Grodsky

Secretary

ADDENDUM 2014-2015 HOUSE OF DELEGATES ATTENDANCE · 2015 MIDYEAR MEETING

FIRST JUDICIAL DISTRICT (14 seats) Parish of Caddo

PRESENT Kila Bobier

Claude W. Bookter, Jr.

PRESENT Ree Casey-Jones

PRESENT James L. Fortson, Jr.

PRESENT Stephen Christopher Fortson

PRESENT John R. Herzog BY PROXY TO Scott R. Wolf

PRESENT W. James Hill III BY PROXY TO Allison C. Foster

Richard M. John

PRESENT Kevin R. Molloy

PRESENT Marshall R. Pearce BY PROXY TO Katherine Baker

PRESENT Nyle A. Politz

PRESENT Kenneth Craig Smith, Jr.

PRESENT Paul L. Wood

SECOND JUDICIAL DISTRICT (3 seats) Parishes of Bienville, Claiborne & Jackson

PRESENT Tammy G. Jump

Robert A. Moore

PRESENT Yumeaka Robinson Washington

THIRD JUDICIAL DISTRICT (3 seats) Parishes of Lincoln & Union

LaKeisha Gray

PRESENT Albert Carter Mills IV

PRESENT Tyler G. Storms

FOURTH JUDICIAL DISTRICT (11 seats) Parishes of Morehouse & Ouachita

Jan Peter Christiansen

PRESENT Martin Shane Craighead

Daniel J. Hunter

Marcus L. Hunter

Paul L. Hurd Mark Neal

Robert S. Noel

PRESENT Ramsey L. Ogg

PRESENT Arthur L. Stewart

PRESENT William Michael Street

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PRESENT Thomas G. Zentner, Jr.

FIFTH JUDICIAL DISTRICT (3 seats) Parishes of Franklin, Richland, & West Carroll

PRESENT John Clay Hamilton

John Hoychick, Jr. Ann B. McIntyre

SIXTH JUDICIAL DISTRICT (2 seats) Parishes of East Carroll, Madison & Tensas

PRESENT George F. Fox, Jr.

SEVENTH JUDICIAL DISTRICT (2 seats) Parishes of Catahoula & Concordia

John C. Reeves

PRESENT Ann S. Siddall

EIGHTH JUDICIAL DISTRICT (1 seat) Parish of Winn

PRESENT Kimberly Anastasia Wiley

NINTH JUDICIAL DISTRICT (7 seats) Parish of Rapides

PRESENT Marcus Augustine

PRESENT Robert L. Bussey BY PROXY TO Christie Wood

PRESENT Charles D. Elliott

PRESENT Alainna Mire

Mark F. Vilar

PRESENT Stephen Wheelis

PRESENT Zebulon M. Winstead

TENTH JUDICIAL DISTRICT (2 seats) Parish of Natchitoches

Keenan K. Kelly

PRESENT Charles R. Whitehead, Jr.

ELEVENTH JUDICIAL DISTRICT (1 seat) Parish of Sabine

TWELFTH JUDICIAL DISTRICT (2 seats) Parish of Avoyelles

Douglas L. Bryan

PRESENT Dan B. McKay, Jr.

THIRTEENTH JUDICIAL DISTRICT (2 seats) Parish of Evangeline

PRESENT Timmy J. Fontenot

PRESENT Abby Bergeron Landreneau

FOURTEENTH JUDICIAL DISTRICT (9 seats) Parish of Calcasieu

PRESENT Theresa A. Barnatt

PRESENT Brian Lee Coody

PRESENT L. Paul Foreman

Matthew P. Keating

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PRESENT Thomas L. Lorenzi

PRESENT Robert C. McCorquodale PRESENT David Daniel Palay, Jr.

PRESENT Larry E. Pichon BY PROXY TO Adam Johnson

PRESENT Betty A. Raglin

FIFTEENTH JUDICIAL DISTRICT (13 seats) Parishes of Acadia, Lafayette & Vermillion

PRESENT Homer Ed Barousse, Jr.

PRESENT Dean A. Cole
PRESENT Steven G. Durio

Kyle L. Gideon

PRESENT Matthew J. Hill, Jr. PRESENT Andrew B. Mims

PRESENT Joseph R. Oelkers III BY PROXY TO Ariel Campos PRESENT Donovan J. O'Pry II BY PROXY TO Travis Broussard

PRESENT Dona Renegar
PRESENT Jeffrey A. Riggs
PRESENT Michael D. Skinner
PRESENT Dwazendra Smith
PRESENT Juliette B. Wade

SIXTEENTH JUDICIAL DISTRICT (8 seats) Parishes of Iberia, St. Martin & St. Mary

PRESENT Adolph B. Curet III

PRESENT Eric P. Duplantis

Paul T. Landry

PRESENT Marsha McNulty

PRESENT Andrew Reed

Maggie T. Simar

PRESENT Anne G. Stevens

PRESENT Dennis R. Stevens

SEVENTEENTH JUDICIAL DISTRICT (5 seats) Parish of Lafourche

PRESENT David G. Arceneaux

PRESENT Daniel A. Cavell

Marla Mitchell

PRESENT Robert M. Pugh

PRESENT Nicholas J. Zeringue

EIGHTEENTH JUDICIAL DISTRICT (4 seats) Parishes of Iberville, Pointe Coupee &

West Baton Rouge

PRESENT J. Lane Ewing, Jr.

PRESENT Stephen Philibert Jewell

Thomas McCormick

PRESENT Deidre Deculus Robert

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NINETEENTH JUDICIAL DISTRICT (21 seats) Parish of East Baton Rouge

PRESENT B. Scott Andrews BY PROXY TO C. Kevin Hayes

PRESENT Kelly E. Balfour BY PROXY TO Scott Levy

PRESENT Jesse H. Bankston, Jr.

PRESENT Valerie B. Bargas

PRESENT Julie J. Baxter

PRESENT James E. Boren BY PROXY TO John DiGiulio

PRESENT Dana B. Brown

PRESENT Donald J. Cazayoux, Jr.

PRESENT Juan M. "John" Delgado BY PROXY TO Brook Thibodeaux

PRESENT Michael D. Ferachi

PRESENT Frank A. Fertitta BY PROXY TO Adras Paul LaBorde, III

PRESENT S. David Holladay

PRESENT C. Frank Holthaus

PRESENT Jay M. Jalenak, Jr.

PRESENT Michael W. McKay

PRESENT Adrian G. Nadeau

PRESENT Glen R. Petersen

PRESENT Valerie T. Schexnayder

PRESENT Amanda S. Stout BY PROXY TO Lynette Roberson

David Abboud Thomas

PRESENT Jack K. Whitehead, Jr.

TWENTIETH JUDICIAL DISTRICT (2 seats) Parishes of East Feliciana & West Feliciana

PRESENT Samuel Christopher D'Aquilla

PRESENT Michael L. Hughes

TWENTY-FIRST JUDICIAL DISTRICT (9 seats) Parishes of Livingston, St. Helena & Tangipahoa

PRESENT Mary E. Heck Barrios

PRESENT Erik L. Burns

PRESENT Anthony Todd Caruso

Douglas T. Curet

PRESENT Steven J. Farber

Jay J. Harris

PRESENT D. Blayne Honeycutt

PRESENT Robert W. Morgan

PRESENT Carolyn F. Ott BY PROXY TO Ivy Graham

TWENTY-SECOND JUDICIAL DISTRICT (12 seats) Parishes of St. Tammany & Washington

PRESENT Clayton J. Borne IV

PRESENT Eric K. Buerger

Roy K. Burns, Jr.

PRESENT William Harvell Burris

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Olivier Provosty Carriere II

PRESENT Gordon Timothy Herrin

PRESENT Veronica Jean Lam PRESENT Robert C. Lehman

PRESENT D'Andrea Vel McMooain-Chatman

J. Kevin McNary

PRESENT Patrice W. Oppenheim

TWENTY-THIRD JUDICIAL DISTRICT (5 seats) Parishes of Ascension, Assumption &

St. James

PRESENT Christopher J. Bridges

PRESENT Lana O. Chaney
PRESENT Michael J. Poirrier

PRESENT Timothy E. Pujol

Jennifer S. Van Metre

TWENTY-FOURTH JUDICIAL DISTRICT (19 seats) Parish of Jefferson

Allen I. Boudreaux, Jr.

PRESENT Robert J. Caluda BY PROXY TO Mickey deLaup

PRESENT Thomas Christopher Cerullo

David L. Colvin

PRESENT Sandra K. Cosby

PRESENT S. Guy deLaup

PRESENT Michael R. Delesdernier

PRESENT Paul C. Fleming, Jr.

Geralyn P. Garvey

PRESENT Christy M. Howley

Adrian F. LaPeyronnie III

John J. Lee, Jr.

PRESENT Scott W. McQuaig

PRESENT Roy A. Raspanti

George B. Recile

PRESENT Thomas F. Schexnayder

PRESENT Mettery I. Sherry, Jr.

PRESENT Tina Louise Suggs

TWENTY-FIFTH JUDICIAL DISTRICT (2 seats) Parish of Plaquemine

PRESENT S. Jacob Braud

PRESENT Dominick Scandurro, Jr.

TWENTY-SIXTH JUDICIAL DISTRICT (6 seats) Parishes of Bossier & Webster

PRESENT John Zachary Blanchard, Jr.

Ryan E. Gatti

PRESENT Amanda J. Hulett

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PRESENT Patrick R. Jackson

PRESENT J. Kyle McCotter BY PROXY TO Ingrid James

PRESENT Ross E. Shacklette

TWENTY-SEVENTH JUDICIAL DISTRICT (4 seats) Parish of St. Landry

PRESENT Francis A. Olivier III

John L. Olivier

Jacque B. Pucheu, Jr.

PRESENT Randy Wagley

TWENTY-EIGHTH JUDICIAL DISTRICT (1 seat) Parish of LaSalle

PRESENT Steven Paul Kendrick

TWENTY-NINTH JUDICIAL DISTRICT (3 seats) Parish of St. Charles

PRESENT Steven F. Griffith, Sr.

Gregory A. Miller

PRESENT Robert L. Raymond

THIRTIETH JUDICIAL DISTRICT (3 seats) Parish of Vernon

D. Wayne Bush Tony C. Tillman

THIRTY-FIRST JUDICIAL DISTRICT (1 seat) Parish of Jefferson Davis

PRESENT Richard M. Arceneaux

THIRTY-SECOND JUDICIAL DISTRICT (5 seats) Parish of Terrebonne

PRESENT Charles C. Bourque, Jr.

Sye Joseph Broussard

Kassie L. Hargis

Heather Chapin McAllister Patricia P. Reeves-Floyd

THIRTY-THIRD JUDICIAL DISTRICT (2 seats) Parish of Allen

Mary Hebert Holmes Michael Bruce Holmes

THIRTY-FOURTH JUDICIAL DISTRICT (5 seats) Parish of St. Bernard

PRESENT Roberta L. Burns

PRESENT Tracy Helen Duplantier

PRESENT Michael A. Gorbaty

PRESENT Gregory J. Noto

Paul A. Tabary III

THIRTY-FIFTH JUDICIAL DISTRICT (1 seat) Parish of Grant

PRESENT Scott M. Prudhomme

THIRTY-SIXTH JUDICIAL DISTRICT (2 seats) Parish of Beauregard

Elizabeth B. Carr

THIRTY-SEVENTH JUDICIAL DISTRICT (1 seat) Parish of Caldwell

Brian E. Frazier

THIRTY-EIGHTH JUDICIAL DISTRICT (1 seat) Parish of Cameron

PRESENT Robert James Sheffield, Jr.

THIRTY-NINTH JUDICIAL DISTRICT (1 seat) Parish of Red River

John Q. Davis

FORTIETH JUDICIAL DISTRICT (3 seats) Parish of St. John the Baptist

Vercell F. Fiffie

William D. O'Regan III

Richard B. Stricks

FORTY-FIRST JUDICIAL DISTRICT (33 seats) Parish of Orleans

PRESENT Donald R. Abaunza
PRESENT Glenn B. Adams
PRESENT Francis J. Barry, Jr.
PRESENT Ashley L. Belleau
PRESENT Jack C. Benjamin, Jr.
Andrew A. Braun

PRESENT Joseph M. Bruno
PRESENT Derwyn Del Bunton

Clifford E. Cardone

PRESENT Thomas A. Casey, Jr.

PRESENT Jeffrey A. Clayman BY PROXY TO Andrew Kingsley

Paul B. Deal

PRESENT Richard B. Eason, II
PRESENT William R. Forrester, Jr.
PRESENT Judith A. Gainsburgh
PRESENT James C. Gulotta, Jr.
PRESENT Philip K. Jones, Jr.

PRESENT Ryan M. McCabe
PRESENT André J. Mouledoux
PRESENT John H. Musser V

Charles M. Pisano

PRESENT Brian P. Quirk

PRESENT Christopher K. Ralston
PRESENT Louis Gravois Schott
PRESENT Karen Baumgarten Sher

Ronald J. Sholes

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PRESENT John A. Stassi II
PRESENT Irving J. Warshauer
PRESENT Edward Dirk Wegmann

PRESENT Colby F. Wenck BY PROXY TO Krystal Ferbos PRESENT Walter I. Willard BY PROXY TO Micah Fincher

PRESENT Phillip A. Wittmann

FORTY-SECOND JUDICIAL DISTRICT (2 seats) Parish of DeSoto

Todd Mitchell Johnson

PRESENT Adrienne D. White

SECTION CHAIRS

Michael P. Arata, Art Entertainment & Sports Law

Richard J. Arsenault, Insurance, Tort, Worker's Comp & Admiralty Law

Brian M. Begue, Administrative Law

PRESENT Susan J. Burkenstock, Trusts, Estate, Probate & Immovable Property Law

PRESENT Ashley Foret Dees, Immigration Law

PRESENT Ariel K. DiGiulio, Animal Law

Vanessa D'Souza, Intellectual Property

PRESENT Val P. Exnicios, Class Action, Mass Torts & Complex Litigation

PRESENT Steven J. Farber, Government & Public Law

Gilbert F. Ganucheau, Health Law

Maureen B. Gershaink, Corporate & Business Law

PRESENT Demarcus Gordon, Minority Involvement

PRESENT Leo C. Hamilton, Bill of Rights

Leland G. Horton, Mineral Law

Louis C. LaCour, Appellate

PRESENT Robert G. Levy, Family Law

PRESENT Lynn Luker, Civil Law & Litigation

Tristan E. Manthey, Bankruptcy Law Richard W. Martinez, Solo & Small Firm

Kichard W. Martinez, 5010 & Silian Film

Alexander M. McIntyre, Antitrust & Trade Regulation Ross M. Molina, Labor & Employment Law

J. Marshall Page III, International Law

Warren A. Perrin, Francophone

Kimberly L. Robinson, Taxation

Thomas Shane Sandefer, Environmental Law

H. Bruce Shreves, Fidelity, Surety & Construction Law

PRESENT Emmett C. Sole, Alternative Dispute Resolution

David A. Szwak, Consumer Protection Law

Michael S. Walsh, Criminal Law

Jamie H. Watts, Public Utility

PRESENT Walter I. Willard, Bench & Bar