

LOUISIANA STATE BAR ASSOCIATION
BOARD OF GOVERNORS
2 P.M. ♦ FRIDAY, JANUARY 22, 2010
NEW ORLEANS, LOUISIANA

*** M I N U T E S ***

President Kim M. Boyle called to order the meeting of the Board of Governors of the Louisiana State Bar Association at 2:02 p.m., Friday, January 22, 2010 in New Orleans, Louisiana. Business was conducted in accordance with the agenda below.

Agenda Item 1. Roll Call

Present were:

President, Kim M. Boyle
President-Elect, Michael A. Patterson
Secretary, Carrick B. Inabnett
Treasurer, Jack K. Whitehead, Jr.
Immediate Past President, Elizabeth Erny Foote
Chair, Young Lawyers Section, Melanie Mabile Mulcahy
First Board District Representative, Beth E. Abramson
First Board District Representative, John H. Musser IV
Second Board District Representative, Richard K. Leefe
Third Board District Representative, Lawrence P. Simon, Jr.
Fourth Board District Representative, John F. Robichaux
Sixth Board District Representative, Charles D. Elliott
Seventh Board District Representative, Charles L. Kincade
Eighth Board District Representative, Ronald J. Miciotto
At-Large Member, Cloyd Benjamin, Jr.
At-Large Member, Dana M. Douglas
At-Large Member, Karelia R. Stewart
From the Faculty of Paul M. Hebert Law Center at LSU, John M. Church
From the Faculty of Tulane University Law School, Tania C. Tetlow
From the Louisiana State Law Institute, J. David Ziober
House of Delegates Committee on Liaison Chair, Jeffrey A. Riggs
House of Delegates Committee on Liaison Member, Douglas L. Bryan

Also present were:

President-Elect Nominee, James J. Davidson III
Treasurer-Elect, Mark A. Cunningham
LCLCE President, Hon. C. Wendell Manning
LCLCE Board Member, Val P. Exnicios
Executive Director, Loretta Larsen, CAE
Associate Executive Director, Cheri Cotogno Grodsky
Access to Justice Director, Monte T. Mollere
Communications Director, Kelly Wells Ponder
Director of Information Technology, Tony LaVerde

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Director of Member Outreach and Diversity, Kelly McNeil Legier
Executive Assistant, Danielle E. Boveland

Absent were:

Fifth Board District Representative, James E. Boren

House of Delegates Committee on Liaison Member, C. Kevin Hayes

Agenda Item 2. Consent Calendar

The following items were included on the Consent Calendar and moved for approval without discussion and/or debate and unanimously approved:

- a. Approval of Minutes - The minutes of the 2009/2010 Board of Governors meeting from November 7, 2009 held in Baton Rouge, Louisiana.
- b. Group Insurance Committee – Approval of the recommendations of the Group Insurance Committee as suggested by the Executive Committee.

Agenda Item 3. Boxwood Online Career Centers

The decision was made to withdraw consideration of the Boxwood proposal that was originally discussed at the November 2009 meeting.

Agenda Item 4. Affinity Circles

Mr. LaVerde announced that Affinity Circles is running in test mode and will be assessed by the Technology Committee. The program should be ready for release to the membership in March or April. Ms. Larsen stated that membership use will be governed by the Rules of Professional Conduct and Affinity Circles policies and terms of use.

Agenda Item 5. Consideration of Any Item Removed from Consent Calendar

No items were removed from the Consent Calendar.

Agenda Item 6. Budget Committee

Mr. Whitehead outlined recommendations by the Budget Committee to amend several line items in the budget, including those related to lawyer advertising filing fees, attorney fee dispute resolution, CLE quality of life seminars, general operations of the Bar Center, the re-budgeting of items in the Diversity and Access to Justice Departments, the re-budgeting of items related to the lawyer advertising rules, and an increase in litigation expenses. Upon motion by Mr. Leefe and second, the Board unanimously approved the budget amendments.

Agenda Item 7. At-Large Member of Board of Governors

Mr. Patterson requested that he be granted authority to appoint the 2010-2013 At-Large Member of the Board of Governors, to be ratified by the Board in April 2010. Upon motion and second, the request was unanimously approved.

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Agenda Item 8. Children's Law Committee

Mr. Mollere presented a request by the Children's Law Committee for up to \$7,000 to produce a 10 to 12-minute video which will introduce children to foster care court proceedings and explain what happens in the courts and what they can expect. The cost estimate is based on the costs of the ATJ video. Upon motion and second, the request was unanimously approved.

Agenda Item 9. Diversity Committee Award

Ms. Legier presented a recommendation by the Committee on Diversity to establish a Human Rights Award to be presented at the 2010 Annual Meeting and annually thereafter. Nominees may include bar associations, community organizations, courts, and individual lawyers and judges. The 2010 deadline for nominations will be February 26. Upon motion by Mr. Benjamin and second, the recommendation was unanimously approved.

Agenda Item 10. Louisiana Center for Law and Civic Education

Judge Manning presented a proposal in which the LCLCE will be restructured as a department of the LSBA. The LCLCE is currently operating under a \$56,000 budget gap due to the loss of state NGO funding and needs assistance to the LSBA to continue operations. Mr. Exnicios noted that the most successful LRE programs nationwide have a close relationship with their state bar associations. After discussion by the Board, Mr. Musser moved to authorize the Executive Committee to work with LCLCE to develop the terms of a cooperative endeavor agreement in which the LSBA agrees to provide annual funding to the Center not to exceed \$50,000 and in turn is granted appointment authority for the LCLCE Board of Directors. Once the draft agreement is developed, it will be presented to the Board of Governors for final approval. Upon second, the motion passed unanimously.

Agenda Item 11. House of Delegates

Ms. Boyle detailed the agenda for the January 23, 2010 House of Delegates meeting. There will be a brief Board meeting immediately following the House of Delegates meeting to consider ratification of the action of the House.

Agenda Item 12. Local and Specialty Bar Associations

Ms. Legier reported on the successful completion of the Local and Specialty Bar Leaders Luncheon on January 21, 2010, which included a robust discussion on how to increase bar membership and how the LSBA is working for and with the local and specialty bars.

Agenda Item 13. Leadership LSBA Class

Ms. Legier reported that the 2009/2010 Class will develop a pamphlet entitled "Coming of Age in Louisiana" marketed to graduating high school seniors and also host a welcome reception at the 2010 LSBA Annual Meeting. Ms. Foote suggested that the Class upload the

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pamphlet to the LSBA website and also make presentations of the information in local classrooms.

Agenda Item 14. Justice Bernette Joshua Johnson Reception

Ms. Boyle invited Board members to the LSBA reception in honor of Justice Bernette Joshua Johnson on Tuesday, February 23 in New Orleans, in recognition of her receipt of a 2010 Spirit of Excellence Award from the ABA Commission on Racial and Ethnic Diversity in the Profession.

Agenda Item 15. Access to Justice Committee

- a. A motion was made, seconded and unanimously approved for the Board to approve the general concept of a "Century Club" for attorneys who have completed 100 or more hours of pro bono work in a calendar year.
- b. A motion was made for the Board to approve the general concept of a pro bono model firm policy to be used to secure firm commitments to pro bono service. A final draft of the policy will be presented to the Board following the ATJ Committee meeting on January 26. Upon second, the motion to approve the general concept of the policy passed unanimously.

Agenda Item 16. Louisiana Bar Center

Ms. Larsen announced that Bar Center renovations are on schedule. She further reported that the most recent information from the consulting engineers estimates that the HVAC replacement will cost roughly \$750,000.

Agenda Item 17. Diversity Committee

Ms. Legier stated that the theme for the 2010 Annual Conclave on Diversity in the Profession will be "The Professional Workplace: Diagnosing the Issues and Finding a Cure." There will be a Minority Internship Fair at Tulane University on March 13, 2010.

Agenda Item 18. Report of the President

- a. Outreach Efforts – President Boyle reported that she continues to travel around the state to new admittees receptions, managing partner meetings and meetings with trial courts. She will also attend the March 1 Baton Rouge Press Club event to speak on the importance of adequate LSC funding and the general role of the Bar Association.
- b. 2010 Annual Meeting – The theme for the 2010 Annual Meeting will be "Signed, Sealed, Delivered: We're Yours!"
- c. 990 Filing for 2008 – President Boyle deferred this item to Ms. Foote.

Agenda Item 19. Report of the President-Elect

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- a. 2010-2011 Board of Governors/ YLS Council Retreat – Mr. Patterson submitted a preliminary agenda for the retreat and asked for recommendations on specific topics.
- b. 2011 Annual Meeting – The meeting is scheduled for June 28-30, 2010 at the Wynn Hotel in Las Vegas, with a room rate of \$159/night. Marketing will begin immediately following the 2010 Annual Meeting.
- c. Legislation Committee – Mr. Patterson will be presenting five resolutions by the Committee at the January 23, 2010 House of Delegates meeting.

Agenda Item 20. Report of the Secretary

Mr. Inabnett waived his report.

Agenda Item 21. Report of the Treasurer

Mr. Whitehead submitted a written report to be disseminated at the January 23, 2010 House of Delegates meeting. He also reported that the Bar's investments continue to recover.

Agenda Item 22. Report of the Immediate Past President

- a. LADB Liaison Committee – Ms. Foote reported that the Committee has met twice since its inception and added as committee members the presidents of the New Orleans and Baton Rouge Martinet Societies.
- b. Audit Committee – The Bar Association has been issued a clean audit report with no qualifications. The Committee will develop a schedule of assets for assets less than \$1000 and meet with the auditor to review the LSBA Form 990.
- c. Other Matters – Ms. Foote and Mr. Musser attended the Diversity Facilitation Workshop on January 20, 2010, sponsored by the LSBA Diversity Committee.

Agenda Item 23. Report of the Young Lawyers Section Chair

Ms. Mulcahy reported on the successful completion of the Professional Development CLE and the third annual Diversity Luncheon, both held on January 22, 2010 in conjunction with the LSBA Midyear Meeting. The CLE had 164 attendees. Ms. Mulcahy also announced that the Barristers for Boards program led to 10 new placements through the United Way. Additionally, the Lake Charles media roll-out for the Wills for Heroes program will take place on March 27.

Agenda Item 24. Board Members' Committee Liaison Reports

All LSBA committees submitted written midyear committee reports which were distributed to the Board.

Agenda Item 25. Report of the Executive Director

- a. Expansion of Avis Agreement To Include Carey Limousines – LSBA members will receive discounts on limousine service through Avis beginning March 1, 2010.

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- b. Elections – February 8 is the ballot deadline for the second round of voting in the 2009-2010 election cycle. Election results will be certified by February 11.
- c. Staff Report – Ms. Larsen reported that the Law Office Management position is still open. Additionally, Ms. Boveland will be moving to the Communications Department as the Communications Coordinator for online media.

Agenda Item 26. Report of the Associate Executive Director

Ms. Grodsky referred Board members to her written report.

Agenda Item 27. Other Matters

Mr. Whitehead put forth the idea of presenting an award for judges who make notable contributions to the LSBA. Mr. Benjamin noted that the award criteria could be built upon those already established by the Crystal Gavel Awards. Ms. Boyle stated that the Executive Committee will examine the issue and make a recommendation at the April 17 Board meeting.

Mr. Bryan announced that he had gotten married that morning and that his new wife, Linda, would be attending the Joint LSBA/LBF Board dinner that night.

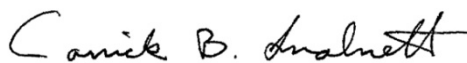
Agenda Item 28. Litigation Update

The Board went into Executive Session at 3:51 p.m. to discuss ongoing litigation and the Executive Session concluded at 3:54 p.m.

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 3:54 p.m.

Respectfully submitted:



Carrick B. Inabnett, Secretary

APPROVED BY BOARD OF GOVERNORS

APRIL 17, 2010

LAFAYETTE, LA