



**MINUTES OF THE MEETING
OF THE BOARD OF GOVERNORS
State Bar of Nevada, Las Vegas, NV
January 21, 2009**

A regular meeting of the Board of Governors of the State Bar of Nevada was convened on January 21, 2009 at 9:00 a.m.

The following members were in attendance:

Bruce Beesley, President
Cam Ferenbach, Vice President
James Bradshaw
Larry Digesti
Frank Flaherty
Elana Graham
Gregg Kamer
Bridget Robb Peck
Bryan Scott
Bruce Shapiro
John White
Robert Witek

State Bar Staff Present:

Rob Bare
David Clark
Patrice Eichman
Kimberly Farmer
Jeff Grossl
Marc Mersol
Gale Skala

Guests:

Karen Dennison
David McElhaney
Robert Eglet
Paul Elcano
Maureen Scully

1. CALL TO ORDER

The meeting was called to order by President Bruce Beesley at 9:00 am and a quorum was present.

2. CONSENT ITEMS

The following Consent Agenda items were accepted or approved unanimously.

Approval of Minutes of December 10, 2008

It was moved, seconded and approved to approve the minutes of December 10, 2008.

CLE Report, Jeff Grossl

Jeff Grossl reported on the activities of the CLE department. One important focus will be to improve CLE accessibility in the rural areas. Gregg Kamer suggested that the Board of Governors have a committee that will focus on the long term plans and direction of the CLE program. The members of the Committee are Gregg Kamer, Elana Graham, Kathy England and Bob Witek. Scott Thomas of the CLE Committee will be invited to participate on this subcommittee.

The Family Law Section of the State Bar has requested the State Bar fund the distribution of ten copies each of the Nevada Family Law Practice Manual at no cost to the legal aide agencies in Nevada. The distribution will assist in pro-bono initiatives. It was moved, seconded and approved to fund the donation of 30 manuals to the various legal services agencies. Bruce Shapiro and Hon. Bridget Robb Peck will be involved in the decision regarding the distribution of the books.

Finance Report, Marc Mersol

- Rural Court Video Conferencing

Marc Mersol reported on the status of the capabilities of the Rural Court Video Conferencing. The goal is to have the first court online by the end of February 2009. The first courts participating are Battle Mountain, Sparks Justice, Lovelock, Winnemucca and Fallon.

Admissions Report, Patrice Eichman

Fee Dispute Committee/ Clients' Security Fund Report, Georgia Taylor

It was moved, seconded and approved to appoint the following volunteer's to a three year term on the Fee Dispute Arbitration Committee effective January 2009.

- Bill C. Hammer Las Vegas Panel A
- James Witmire Las Vegas Panel B

It was moved, seconded and approved to reappoint the following volunteer's to the Fee Dispute Arbitration Committee for a three year term effective January 2009.

- David D. Loreman Rural Panel
- Jim Rankl Carson City Panel

It was moved, seconded and approved to reappoint the following volunteer to the Clients' Security Fund Committee for a three year term effective January 2009.

- Kari L. Stephens

Publications Report, Jennifer Smith

Law Related Education, Marcia Ellis

Programs and Services & Lawyer Referral and Information Service, Lori Wolk

Access to Justice Commission, Kristina Marzec

DISCUSSION / ACTION ITEMS

3. YOUNG LAWYER SECTION REPORT, STEPHANIE ALLEN

The Board of Governors approved the written report of the Young Lawyer's Section.

4. COMMITTEE REPORTS

- Investment Committee

Kimberly Farmer gave an overview on the State Bar of Nevada's financial investments. Ms. Farmer reminded the Board that all funds are covered at all times by the FDIC.

5. SECTION REPORTS

- Real Property Section

Karen Dennison gave an overview on the Real Property section and the legislative proposals that the section would like the Board of Governors to support. It was moved, seconded and approved to approve the legislative proposals. Bryan Scott and Elana Graham abstained from voting.

It was moved, seconded and approved to approve the following officers on the Executive Committee of the Real Property Section -- Michael Buckley, Layne Butt, Dave Davis, Karen Dennison, Colleen Dolan, Mary Drury, Doug Flowers, Pierre Hascheff, Craig Howard, DeArmond Sharp, Sandi Turner and Matt Watson.

- Insurance and Health Law Section

Kimberly Farmer reported on the proposed new section of the State Bar of Nevada. It was moved, seconded and approved to approve the Insurance and Health Law Section of the State Bar of Nevada. It was moved, seconded and approved to approve the following officers for the Executive Committee of the Insurance and Health Law Section: Matthew Milone, Lynn Fulstone, Kevin Stolworthy, Brett Barrett, and Walter Ayers.

6. IOLTA PROGRAM

- Report of Nevada Law Foundation (NLF)

David McElhaney and Robert Eglet reported on the progress of the Nevada Law Foundation. Mr. Eglet gave an overview of how the IOLTA funds have been distributed in the previous years. The board members of the NLF have been visiting law firms to inform them of the banks that are paying higher rates on the IOLTA funds and requesting that they move their monies to one of the mentioned banks.

Bruce Beesley gave a synopsis of the last year regarding the State Bar concerns as covered in the Action Plan submitted to the NLF in early 2008. Mr. Eglet responded to Mr. Beesley's concerns and reported that progress is being made within the operations of the NLF. It was moved, seconded and approved to hold off action regarding the NLF until another status report from the NLF at the March Board meeting.

7. DUES DISCUSSION

Kimberly Farmer reported on the correspondence from the Legal Aid Center of Southern Nevada requesting a reduction in dues payments for their attorneys. After discussion the Board took no action on this request.

The Board discussed dues hardship waivers and the process we used for such requests. It was determined that the executive director will consider individual hardship requests and consult with the Executive Committee in doing so.

The Board discussed SCR 98. Membership in state bar; classes; resignation; membership fees; penalties for nonpayment of fees; register of members. The discussion specifically focused on SCR 98.9 and 98.10.

8. REPORT OF THE PRESIDENT, BRUCE BEESLEY

- Rate Search

Bruce Beesley gave a synopsis on the Rate Search issue. The Board directed general counsel to place a claim on the state bar's accountants insurance.

- Annual Meeting

Bruce Beesley reported on the status of the 2009 Annual Convention and confirmed the move from Hawaii to a location in Nevada.

- Overview Supreme Court Meeting

Bruce Beesley gave an overview of the scheduled meeting with the Supreme Court following the Board meeting.

9. REPORT OF DEPUTY BAR COUNSEL/GENERAL COUNSEL, DAVID CLARK

David Clark gave a summary of his written report.

10. REPORT OF BAR COUNSEL, ROB BARE

It was moved, seconded and approved to approve the reappointment of the Southern Nevada Disciplinary Board Vice Chair, Bernard Zadrowski for a one year term effective February 1, 2009.

It was moved, seconded and approved to reappoint Jacob Hafter to the Southern Nevada Disciplinary Board for an additional one year term effective January 31, 2009.

It was moved, seconded and approved to reappoint Jill Greiner to the Northern Nevada Disciplinary Board for an additional one year term effective January 31, 2009.

It was moved, seconded and approved to accept the resignation of Lillie Hitt.

11. REPORT OF EXECUTIVE DIRECTOR, KIMBERLY FARMER

Kimberly Farmer gave a synopsis of her written report announcing the participants of the pilot program, the Professional Development Fellowship Program.

ADJOURNMENT

There being no new business before the Board, the meeting was adjourned at 11:50 a.m.