

**MINUTES OF THE AUGUST 16, 2011 MEETING OF THE
EXECUTIVE COMMITTEE OF THE REAL PROPERTY LAW SECTION OF THE
STATE BAR OF NEVADA**

In attendance via teleconference were Angela Otto, Colleen Dolan, Matt Watson, Sandi Turner, Pierre Hascheff and DeArmond Sharp. In attendance via video-conference were Michael Buckley and Mary Drury at the offices of Jones Vargas in Las Vegas and Karen Dennison, Doug Flowers and Craig Howard at the offices of Jones Vargas in Reno. Layne Butt was absent. The meeting commenced at 4:10 p.m. Deborah Hayes, legal secretary at Jones Vargas, took the minutes for the meeting.

1. The minutes of the June 21, 2011 meeting were approved.
2. *Treasurer's Report:* DeArmond Sharp reported that the Section had approximately \$11,000 but this amount is prior to any expenses the State Bar may charge the Section in connection with the Annual Meeting (Real Property Section) speakers. Nothing has come through from the State Bar at this point.
3. *Annual Meeting Report:* Michael Buckley reported the "*Common Mistakes and Transactional Lawyers*" program that he, DeArmond Sharp and Lenard Schwartz presented at the Annual Meeting was well received. Justice Gibbons sat in the front row and wanted to know more about the new laws.
4. *CLE Programs:* Michael Buckley reminded the Committee that August 22nd was the Real Property Section's 2011 Legislative Update Series. He, Angela Otto and Tisha Black-Chernine would be presenting. Tisha had expressed an interest in becoming more involved with the Section and she was one of the author's of AB 284. Angela Otto would send a reminder out to Section members.

Michael Buckley also reported the 2011 CLE Fall Legislative Update is still being considered, but has not been confirmed as of yet. Volunteers are still needed for *Professionalism in a Box*, which is taking place in Las Vegas on December 9th.

5 & 6. *Mentoring Program/Leasing Book:* Michael Buckley reported that participation on the Listserve rose when the State Bar asked for comments on the Mentoring Program. Members discussed what should be included in the program. The State Bar also sent out a survey on members' interest in a Leasing Book. Also discussed was whether the Section should put together a book on foreclosures.

7. *Current Matters of Interest:* Karen Dennison reported that a judge in Las Vegas ruled that Section 5 of AB 273 is not retroactive. When the Decision becomes public, she will circulate.

Pierre Hascheff initiated a discussion on the Real Estate Division and lack of staff. Karen Dennison reported that trying to get administrative exemptions through was extremely difficult. Pierre also stated that Financial Institutions was in a similar situation in connection with mortgage broker licenses. People are waiting for months and can't get licensed.

Doug Flowers discussed mortgage modification under the Foreclosure Mediation Law. A judge had ruled against Wells Fargo in a case involving the Foreclosure Mediation Law and the bank is now going to appeal to the Supreme Court.

Mary Drury reported the County Recorder didn't care about the parties' declaration of value numbers and insisted on using the assessed values in a recent deed in lieu transaction.

Pierre Hascheff discussed a statute in the Recapture Tax Act and how it relates to change in land use.

8. *Subcommittee Reports:* Nothing to report.

The meeting was adjourned at 4:50 p.m. The next meeting will be held on September 20, 2011, at 4:00 p.m.