



**MINUTES OF THE MEETING
OF THE BOARD OF GOVERNORS
State Bar of Nevada, Las Vegas, NV
December 10, 2008**

A regular meeting of the Board of Governors of the State Bar of Nevada was convened on December 10, 2008 at 9:30 a.m.

The following members were in attendance:

Bruce Beesley, President
Kathleen England, President Elect
Cam Ferenbach, Vice President
Nancy Alf, Immediate Past President
Connie Akridge
James Bradshaw
Larry Digesti
Frank Flaherty
Dara Goldsmith
Elana Graham
Bridget Robb Peck
Bryan Scott
Bruce Shapiro
John White
Robert Witek

State Bar Staff Present:

Rob Bare
David Clark
Kimberly Farmer
Marc Mersol
Gale Skala

Guests:

Stephanie Allen
Michael Buckley
Robert Kim

1. CALL TO ORDER

The meeting was called to order by President Bruce Beesley at 9:30 am and a quorum was present.

2. CONSENT ITEMS

The following Consent Agenda items were accepted or approved unanimously by the Board of Governors.

Approval of Minutes of October 22, 2008

It was moved, seconded and approved to approve the minutes of October 22, 2008.

CLE Report

Finance Report, Marc Mersol

Admissions Report, Patrice Eichman

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

It was moved, seconded and approved to appoint the following volunteers' to a three year term effective December 2008.

Amanda J. Cowley	Las Vegas Panel A
Brian D. Shapiro	Las Vegas Panel A
Paul M. Gaudet	Las Vegas Panel B
Gregory Gordon	Las Vegas Panel B
Michael A. Federico	Las Vegas Panel C
Robert Gower	Las Vegas Panel C
David M. Jones	Las Vegas Panel C
Bryan Lewis	Las Vegas Panel C
Henry H. Rawlings, Jr.	Las Vegas Panel C
Sgt. Victor Vigna	Las Vegas Panel C

It was moved, seconded and approved to reappoint the following volunteers' to another three year term effective December 2008.

Robert M Apple	Las Vegas Panel A
Trevor L. Atkin	Las Vegas Panel A
Morton Friedlander	Las Vegas Panel A
Robert D. Tarte	Las Vegas Panel B
Wm. "Brad" Bennett	Las Vegas Panel C

Publications Report, Jennifer Smith

It was moved, seconded and approved to approve the proposed structure of operation of the Publications committee.

It was moved, seconded and approved to approve the proposed expiration dates of current Publications Committee members'.

It was moved, seconded and approved to appoint M. Sami Bakdash and Chaz Rainey to the Publications Committee for a three year term commencing January 2009.

It was moved, seconded and approved to approve the State Bar of Nevada's participation in the ABA Book Publications Program.

3. YOUNG LAWYER SECTION REPORT, STEPHANIE ALLEN

Stephanie Allen gave a status report on what activities the Young Lawyers Section has been offering. Ms. Allen confirmed that the YLS is tabulating the results of the Compensation Survey and will compile this information to the legal community very soon.

The YLS is planning the State Bar of Nevada's Mid Year Meeting for April 2009.

It was moved, seconded and approved to approve the 2009 proposed budget of the Young Lawyers Section.

4. 2009 PLANNING

- Finance Committee Report, 2009 Budget

Cam Ferenbach commented on some of the specifics for the proposed 2009 budget. There was discussion by the Board concerning the building reserve fund and acquisition of new space for the Las Vegas offices. Mr. Beesley appointed a task force, Bruce Shapiro, Bryan Scott and Frank Flaherty, to investigate options regarding office space in Las Vegas.

- Compensation Committee

The committee discussed their recommendation to include a cost of labor increase of 2.5% for staff in the 2009 budget; but to defer the final decision with respect to giving staff this increase until the March Board meeting. Factors to consider in this decision will involve where the bar is in dues renewal and exam applications.

It was moved, seconded and approved to accept the 2009 budget as presented.

5. COMMITTEE VACANCIES

- Standing Committee on Judicial Ethics and Election Practices

It was moved, seconded and approved to appoint Eric Dobberstein and G. David Robertson for a two year term commencing January 2009.

- Judicial Discipline Commission

It was moved, seconded and approved to reappoint James Beasley and Wayne Chimarusti, who serves as Mr. Beasley's alternate, to a four year term commencing January 5, 2009. It is noted that Bruce Shapiro abstained from voting.

- Judicial Selection Committee – permanent

It was moved, seconded and approved to appoint Ann Bersi and Scott Freeman as permanent members for a four year term commencing January 2009.

- Judicial Selection Committee – temporary

It was moved, seconded and approved to appoint Rebecca Miller as a temporary member of the Judicial Selection Committee.

- Las Vegas Municipal Court Selection Committee

It was moved, seconded and approved to appoint Patrick Ferguson as a member of the Las Vegas Municipal Court Selection Committee. It was noted that Bryan Scott abstained from voting.

- Nevada Board of Continuing Legal Education

It was moved, seconded and approved to reappoint Richard Barrows for an additional three year term to the Nevada Board of Continuing Legal Education commencing December 31, 2008.

6. **SECTION REPORTS**

- Section Officers and Bylaws

It was moved, seconded and approved to approve the bylaws of the Administrative Law Section. It was moved, seconded and approved to appoint the following officers to the Administrative Law Section.

Alicia Ashcraft, Chair
Shane Young, Vice-Chair
Shawn Elicequi, Secretary
John Griffin, Financial Officer/Treasurer

It was moved, seconded and approved to approve the bylaws of the Bankruptcy Law Section. It was moved, seconded and approved to raise the yearly dues to \$25.00 effective January 1, 2010. It was moved, seconded and approved to appoint the following officers to the Bankruptcy Law Section.

Candace Carlyon, Chair
Todd Dressel, Vice Chair
Laurel Davis, Secretary
Richard Holley, Financial Officer/ Treasurer
Tim Lukas, Communication committee chair
Brett Axelrod, Events committee chair
Kent Ivy, Education committee chair

It was moved, seconded and approved to approve the bylaws of the Construction Law Section. It was moved, seconded and approved to appoint the following officers to the Construction Law Section.

Paul Matteoni, Chair
James Berchtold, First Vice Chair
Georlen Spangler, Second Vice Chair
Andrea Pressler, Secretary
Caryn Tijsseling, Financial Officer/ Treasurer

It was moved, seconded and approved to approve the bylaws of the Environmental & Natural Resources Section. It was moved, seconded and approved to appoint the following officers to the Environmental & Natural Resources Section.

Laura Schroeder, Chair
Linda Bullen, Vice-Chair
Rusty Jardine, Secretary

It was moved, seconded and approved to appoint the following officers to the Labor & Employment Law Section.

David Dornak, Chair
Carol Zucker, Vice-Chair
Kelly Kichline, Secretary
Anthony Martin, Financial Officer/ Treasurer
Subcommittee Chairs – Sandra Ketner, Jeffrey Winchester and James Kemp

It was noted that Cam Ferenbach abstained from voting.

- Business Law Section, Robert Kim

Robert Kim reported on the proposed revisions to the Business Law Statutes as recommended by the Executive Committee, Business Law Section of the State Bar of Nevada. It was moved, seconded and approved to support the Business Law Section's proposed revisions to the Business Law Statutes.

- Real Property Section, Michael Buckley

Michael Buckley reported on the proposed revisions to NRS Chapter 116 and 119 as recommended by the Executive Committee, Real Property Section of the State Bar of Nevada. It was moved, seconded and approved to support the Real Property Section's proposed revisions to NRS Chapter 116 and 119.

It was noted that Bryan Scott and Elana Hatch abstained from voting.

7. COMMITTEE REPORTS

- **Member Services Committee**

Kimberly Farmer gave a synopsis of the online legal research member benefit business plan. The membership survey overwhelmingly showed support for the benefit. Member reviews of the legal research tools also were positive. It was moved, seconded and approved to add a legal research member benefit and that Fastcase Legal Research would provide this benefit.

- **Bylaws Committee**

Connie Akridge reported on the proposed changes to the bylaws of the State Bar of Nevada. It was moved, seconded and approved to approve the amendments to the bylaws of the State Bar of Nevada.

8. REPORT OF THE PRESIDENT-ELECT, KATHLEEN J. ENGLAND

Kathy England reported on the status of the 2010 Annual Convention. It was suggested that we table this discussion until after the 2009 Annual Convention has been finalized.

9. REPORT OF THE PRESIDENT, BRUCE BEESLEY

- **Nevada Law Foundation**

Bruce Beesley reported on the status of the Nevada Law Foundation (NLF). The NLF is to report to the State Bar on their proposed action plan in January. There will be a task force to propose a State Bar action plan if the NLF does not fulfill their assignment. The task force will be Connie Akridge, Dara Goldsmith, Cam Ferenbach, David Clark and Kimberly Farmer.

- **Annual Meeting**

Bruce Beesley reported on the 2009 Annual convention scheduled for June 24, 2009 in Kauai. Mr. Beesley reported that the Executive Committee met regarding this matter and discussed different options if the State Bar chooses to cancel the meeting. Discussion covered the expense to cancel the meeting and the perception of the members regarding a meeting in Kauai. It was moved, seconded and approved to hold the 2009 Annual meeting in Kauai

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

David Clark gave a synopsis of the report of General Counsel. It was moved, seconded and approved to approve the annual report on Advertising; this report will be submitted to the Supreme Court as approved.

11. REPORT OF BAR COUNSEL, ROB BARE

The Southern Nevada Disciplinary Board has reached its capacity of members at this time.

12. REPORT OF EXECUTIVE DIRECTOR, KIMBERLY FARMER

Kimberly Farmer announced the hiring of a new Director of CLE, Jeffrey Grossl. Ms. Farmer reported on the status of the Las Vegas office lobby renovation, which will provide security to the staff offices.

ADJOURNMENT

There being no new business before the Board, the meeting was adjourned at 2:30 p m.