

**MINUTES OF THE FEBRUARY 17, 2009 MEETING OF THE  
EXECUTIVE COMMITTEE OF THE REAL PROPERTY LAW SECTION OF  
THE STATE BAR OF NEVADA**

In attendance via video-conference were Michael Buckley at the offices of Jones Vargas in Las Vegas and Dave Davis and DeArmond Sharp at the offices of Jones Vargas in Reno. In attendance via teleconference were Karen Dennison, Craig Howard, Matt Watson, Colleen Dolan and Sandi Turner. Absent were Layne Butt, Doug Flowers, Pierre Hascheff and Mary Drury. A quorum was established and the meeting commenced at 4:00 p.m. Michael Buckley took the minutes for the meeting.

1. The minutes of the January 20, 2009 meeting were reviewed and approved.

2. Michael Buckley reported that our proposed bills were approved by the Board of Governors at their meeting on January 21, 2009. Michael stated he had contacted Senator Terry Care about Section involvement in legislation and would provide the members with a copy of their correspondence.

3. AB 119, involving water transfers, was brought to the committee's attention by Craig Howard. Karen Dennison brought up AB 149 involving residential foreclosure mediation sponsored by Speaker Buckley. Colleen Dolan agreed to circulate Jeff Zucker's comments on the bill to committee members.

4. Karen Dennison mentioned that AB 108 and 129, involving common interest communities would be heard in the Assembly Judiciary on February 25, 2009

5. Michael Buckley mentioned that the State Bar annual meeting will be in South Lake Tahoe. It was agreed to defer further discussion of the annual meeting CLE program until the March meeting after Mary Drury returns from vacation. Karen Dennison confirmed that, based on conversations at the Board of Governors meeting on January 21, a legislative update program would be an acceptable topic.

6. De Sharp mentioned a new case on res judicata that clarifies the applicability of the doctrine.

7. Land Use: Pierre Hascheff absent.

Natural Resources: Craig Howard reported his subcommittee is close to finishing a second article on inter-basin water transfers. Michael Buckley mentioned that it would probably be a good idea to have a disclaimer on Section articles that stated the articles were just the opinion of the authors. When the article is completed, Craig will e-mail to Executive Committee members with a reasonable deadline in order to review or request that the Committee review at a meeting, and if no one objects the article may go to the Bar for posting on the website.

Common Interest Communities: Karen Dennison and Michael Buckley stated that there was nothing new to report other than the upcoming Judiciary meeting.

Real Estate Finance: Doug Flowers was absent. Colleen agreed to bring AB 140 and 129 to the attention of the subcommittee which postponed its meeting from the 16<sup>th</sup> to the 23<sup>rd</sup> because of the President's Day holiday.

Commercial Leasing: Matt Watson had nothing to report.

General Real Estate: Mary Drury was absent.

Professionalism: DeArmond Sharp reported that he had spoken to the person at ACREL responsible for the Professionalism in a Box program about the hypos in program, after some criticism of the fact patterns, and that person had confirmed with De that all of the hypos were based on actual cases.

8. The next meeting will be held on March 17, 2009, at 4:00 p.m., though Michael stated that if he heard from a good number of members that the meeting would conflict with St. Patrick's Day activities, the meeting could be moved forward or backward a week.

The meeting was adjourned at 5:00 p.m.