



**Minutes  
Board of Governors Meeting  
November 21, 2013  
Las Vegas, NV**

A regular meeting of the Board of Governors of the State Bar of Nevada was convened at 11:45 am on November 21, 2013.

**The following members were in attendance:**

Alan Lefebvre, President  
Larry Digesti, Vice President  
Frank Flaherty, Immediate Past President  
Paola Armeni  
Elizabeth Brickfield  
Julie Cavanaugh-Bill  
Eric Dobberstein  
Richard Dreitzer  
Daniel Hamilton  
Gene Leverty  
Paul Matteoni  
Richard Pocker  
Ryan Russell  
Bryan Scott  
Richard Scotti

**Guests:**

Dara Goldsmith  
Kendelee Works

**State Bar staff present:**

Kimberly Farmer  
Gale Skala  
David Clark  
Marc Mersol

## **REPORT JUSTICE LEAGUE OF NEVADA**

Dara Goldsmith gave an update on the Justice League of Nevada (JLN). Ms. Goldsmith gave a synopsis on which organizations received grant monies this year. The Foundation is hoping to increase this amount in 2014. Ms. Goldsmith reported that ALPS terminated their contract with the JLN in July 2013. With this change, the Foundation is in the process of hiring an Executive Director to manage the organization.

It was moved, seconded and carried for the State Bar to provide in-kind office space for the Executive Director when she/he is hired either in the Las Vegas or Reno office. The Board discussed JLN appointments. It was moved, seconded and carried to approve Matthew Christian, Brigid Higgins and John Krieger for a two year term ending June 2015. Paola Armeni and Paul Matteoni abstained from voting.

## **GENERATIVE DISCUSSION ITEMS**

The Board discussed the following question using the generative discussion process.

*Board Support to the One Campaign* -- The Board discussed participation of all Board members in the One Campaign.

## **FACILITIES REPORT**

Kim Farmer presented an update on the 3100 W. Charleston building and the current tenants. The Facilities Committee will review the Puglsey Simpson & Coulter proposal and agreement. It was moved, seconded and carried to authorize the taskforce to negotiate final terms of the agreement.

After discussion, it was moved, seconded and carried to conduct an appraisal on the 600 West Charleston building.

## **REPORTS**

### **Young Lawyers Section**

Kendelea Works reported on the current activities of the Young Lawyers Section (YLS). The most recent Project Salute event took place in Las Vegas on Veteran's Day. Together with Nevada Legal Services and student volunteers from UNLV, seven attorneys were able to assist 21 veterans with legal issues.

### **Short Trial Rules**

Paul Matteoni reported on the recent Short Trial Committee meeting.

## **ACTION ITEMS**

### **Financial Report**

Marc Mersol presented an overview of the proposed 2014 budget. Mr. Mersol gave a synopsis on how the budget is created including the additional line item for revenue and expenses of the new building at 3100 W. Charleston. It was moved, seconded and carried to approve the proposed 2014 budget.

### **Publications Committee – Royalties**

The Publications Committee requested approval of the proposed royalties & compensation policy. The policy provides for equal treatment for all contributing authors and editors of State Bar published works. It was moved, seconded and carried to approve the Publication Committee's proposed royalties & compensation policy.

**ALPS Partnership**

The Board discussed the proposal submitted by ALPS is to reaffirm the relationship with the State Bar where ALPS is endorsed exclusively by the State Bar. After Board discussion, no action was taken at this time.

**Real Property-Amicus Curie**

The Real Property Section requested approval of *Amicus Curiae* to assist the Supreme Court in deciding the Lien Priority Issue. It was moved, seconded and carried to approve the *Amicus Curiae* submission by the Real Property Section.

**Family Law Section- Amicus Curie**

In the matter of Doan v. Wilkerson, the Family Law Section submitted the final *Amicus Curiae* to assist the Supreme Court in forming policy regarding the appropriate procedural vehicle by which post judgment determinations and distribution of community property omitted from a divorce decree can be decided. It was moved, seconded and carried to approve the *Amicus Curiae* submission by the Family Law Section.

**Formation of New Section**

Under Article 7 of the State Bar of Nevada Bylaws, an application was submitted to form a Lesbian, Gay, Bisexual and Transgender (LGBT) Section. It was moved, seconded and carried to approve the formation of the LGBT Section. Annual dues are to be set at \$25. The following slate of officers was approved for a one year term.

Tara Newberry, Chair

James Davis, Vice Chair

Brian Eagan, Secretary

Peter Cleary, Treasurer

**Nevada Lawyer Assistance Program**

The Nevada Lawyer Assistance Program (NLAP) will introduce a more formalized assessment, ongoing therapy and monitoring service that may utilized on a confidential and voluntary basis by State Bar members and on a mandatory basis through the Office of Bar Counsel.

Staff met with Dr. Mansky, who operates a program that meets NLAP's needs – Nevada Professionals Assistance Program. Upon making one revision in the memorandum, it was moved, seconded and carried to approve the Memorandum of Understanding with the Nevada Professionals Assistance Program.

**Representative to Rocky Mountain Mineral Law Foundation**

It was moved, seconded and carried to approve John Zimmerman as the representative to the Rocky Mountain Mineral Law Foundation for a 3-year term effective July 2014. Paul Matteoni and Elizabeth Brickfield abstained from voting.

**Board of Continuing Legal Education**

The Nevada Board of Continuing Legal Education (NBCLE) requested the Board of Governors approve reappointments to the NBCLE and a new appointment that was created by the resignation of Judge Bridget Peck. The NBCLE had no names to submit at this time for the new appointment. No action was taken.

**Commission on Judicial Discipline**

The Commission on Judicial Discipline has an opening for a permanent member in Northern Nevada. It was moved, seconded and carried to approve Bruce Hahn as the permanent member of the Commission on Judicial Discipline. Julie Cavanaugh-Bill abstained from voting.

With the appointment of Bruce Hahn as a permanent member of the Commission on Judicial Discipline, it

created an opening for an alternate member of the Commission. It was moved, seconded and carried to appoint Donald Christensen as the alternate member of the Commission on Judicial Discipline.

### **Executive Session**

The Board entered into Executive Session at 4:18 pm and concluded the Executive Session at 4:38 pm.

### **CONSENT AGENDA**

#### Resignations approved:

- Bruce McCarty
- Nancy Page
- Brady Keresey

#### Minutes of September 2013

#### TIP Program Manual, Mentoring Plan and Mentoring Agreement

Approved revisions to TIP manual, mentoring plan and mentoring agreement

#### D&O Insurance Renewal

Approved Navigators Insurance for 2014 State Bar and Nevada Bar Foundation Directors and Officers Liability and Employment Practices Liability Insurance

#### Lawyer Advertising Yearly Report

#### Member Benefit

Approved - Fastcase Renewal

#### Clients' Security Fund Reserve Policy

Approved reserve policy for Clients' Security Fund

#### Contracts

Approved UNLV contract for February Bar Exam

### **APPOINTMENTS**

#### Fee Dispute Arbitration Committee

Approved the following reappointments to a three year term effective December 2013.

Stephen Castronova	Reno
Michael Navratil	Las Vegas Panel A

Approved the following attorneys for appointment to the Fee Dispute Arbitration Committee effective December 2013 for a three year term.

Ira David	LV Panel A
Siria Gutierrez	LV Panel B
Parish Heshmati	LV Panel C

#### Standing Committee on Transitioning into Practice

Approved the following reappointments to the TIP Standing Committee for a two year term effective December 2013:

Gregory Kamer  
Paola Armeni  
Ruth Miller

#### Discipline Panels

Approved the following appointments for a three year term to the Southern Nevada Discipline Board

Robert Caldwell

Kellie Rubin

#### Lawyer Referral and Information

Approved Melissa Barishman for a three year term ending June 2016.

#### Member Benefits and Services

Approved the following reappointments for a two year term ending December 2015.

Doug Clark (Chair)

Greg Gemignani

Bret Whipple

Shawn Pearson

#### Section Appointments

Approve the following:

- Litigation Section – one year term ending September 2014  
Chair: Tracy DiFillippo, Armstrong Teasdale  
Vice Chair: Justin Jones, Holland and Hart  
Secretary: David Carroll, Rice Silbey Reuther and Sullivan  
Treasurer: Amanda Cowley, Fennemore Craig Jones Vargas
- Appellate Litigation Section - one year term ending September 2014  
Chair: Debbie A. Leonard, McDonald Carano  
Chair-Elect: Marla Hudgens, Lionel Sawyer & Collins  
Secretary: Jordan T. Smith, Pisanelli Bice  
Treasurer: Joel Henriod, Lewis Roca Rothberger
- Solo and Small Firm Section - one year term ending October 2014  
Chair: Laura Stubberud  
Vice Chair: Edmund Joseph Gorman  
Secretary: Michancy Cramer  
Treasurer: Sarah Carrasco (reappointment)
- Probate and Trust Section - one year term ending October 2014  
Chair: Tim Riley, Holland Hart  
Vice Chair: Elizabeth Brickfield, Lionel Sawyer & Collins  
Secretary: Dana Dwiggin, Solomon Dwiggin & Freer  
Treasurer: Michaelle Rafferty, Maupin Cox & LeGoy
- ADR Section - one year term ending October 2014  
Chair: Lansford Levitt  
Vice Chair: Ira David, Law Offices of Ira David  
Secretary: Daniel Curriden, Curriden, Arneson and Anderton (reappointment)  
Treasurer: William Turner (reappointment)

- Environmental and Natural Resources Section - one year term ending in October 2014  
Co-chairs: Therese Ure, Shroeder Law Offices and Linda Bullen, Lionel Sawyer & Collins (reappointments)  
Co-secretaries: John Zimmerman, Parsons Behle & Latimer (reappointment) and Ross deLipkau, Parsons Behle & Latimer
- Administrative Law Section - one year term ending in November 2014  
Chair: Andrew Platt, Woods Erickson Whitaker & Maurice  
Vice Chair: Matthew Griffin, Griffin Rowe

#### **ADJOURNMENT**

There being no further business before the Board, the meeting was adjourned at 4:50 pm.