

# AGENDA ITEM

54-131 MAY

**DATE:** April 26, 2012

**TO:** Members, Member Oversight Committee  
Members, Board of Trustees

**FROM:** Member Liaisons  
George Davis  
Nancy Fineman  
Mark Shem

**SUBJECT:** Members' Requests for Adjustments to Fees and Penalties

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## EXECUTIVE SUMMARY

Members may request that adjustments be made to their membership fees and penalties. Title Two, Rule 2.16 (H) of the Rules of the State Bar states that the Board reserves the right for good cause grant requests for waivers that were denied by staff and to consider all other requests for waivers. This item consolidates several member requests for which the Board's Membership Liaisons have determined that good cause exists to recommend fee adjustments.

Board members with questions or concerns may contact Dina DiLoreto, 415/538-2121 or [dina.diloreto@calbar.ca.gov](mailto:dina.diloreto@calbar.ca.gov)

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## BACKGROUND

Rule 2.16 of Title Two of the Rules of the State Bar of California provides for waiver of annual membership fees and penalties. Rule 2.16 (C) specifies two circumstances where staff may grant a member's request for waiver of up to \$1,000 in annual membership fees and penalties for the year in which they are due. These two circumstances are that 1) the member serves full-time as a magistrate, commissioner, or referee for a state or federal court of record, or 2) the member is a retired judge who accepts assignments from the Chief Justice in the assigned judges' program of the Administrative Office of the Courts.

Rule 2.16 (H) provides that the Board of Trustees reserves the right for good cause 1) to grant requests for waivers denied by staff and 2) to consider requests that fall outside

of staff's authorization for granting a waiver of fees and penalties. Traditionally, Board members who are appointed as Membership Liaisons have reviewed the waiver requests that come under Rule 2.16 (H) and have made recommendations to MOC and the Board of Trustees where the Liaisons determined that good cause exists to make fee adjustments.

In assessing what constitutes good cause for purposes of determining whether or not the Board of Trustees should grant a fee waiver, the member's justifications for a fee waiver should be weighed against the public policy reasons for imposing annual membership fees. The primary public policy reason for imposing State Bar membership fees is to provide funding for an effective attorney regulatory system that protects the public and eases the burdens on the courts. The system is funded solely through the imposition and collection of annual fees. For this reason, membership fee waivers should not be granted as a matter of course, but rather should be limited to extraordinary compelling, exigent situations where the member did not contribute to the cause of the failure to pay full fees.

## ISSUE

Do the Board Committee on Member Oversight (MOC) and the Board of Trustees agree with the recommendations of the Membership Liaisons that good cause exists to grant the requests for fee adjustments for the State Bar member(s) listed below? MOC and the Board of Trustees may deny or agree in whole or in part with any of the recommendations.

## DISCUSSION

The following member(s) have requested adjustments to their annual State Bar membership fees. Staff has reviewed these requests and established that they do not meet the qualifications for staff waivers (See Rule 2.16 (C)), or that the amounts are greater than \$1,000. The requests that are less than \$1,000 have been reviewed and denied by staff, and the member(s) have appealed to the Member Liaisons. The Liaisons have determined that good cause exists to recommend the adjustments.

**Ester Adut** (#220109) Admitted June 3, 2002. Current status is Active. Member has a balance of \$500. Member requests a waiver of her 2012 annual fees and penalties. Member's request is based on financial and medical hardship. Member has never received a hardship waiver. Member has submitted a statement and a financial declaration.

**Leslie G. Arnold** (#183092) Admitted June 7, 1996. Current status is Active. Member has a balance of \$500. Member requests a waiver of her 2012 annual fees and penalties. Member's request is based on financial and medical hardship. Member has

received a hardship waiver for the past 4 years. Member has submitted a statement, a financial declaration, and documentation in support of her statement.

**Robert F. Becker** (#93171) Admitted July 28, 1980. Current status is Active. Member has a balance of \$500. Member requests a waiver of his 2012 annual fees and penalties. Member's request is based on financial and medical hardship. Member has received a hardship waiver for the past 3 years. Member has submitted a statement, a financial declaration, and documentation in support of his statement.

**Andrew J. Black** (#230531) Admitted May 26, 2004. Current status is Active. Member has a balance of \$500. Member requests a waiver of his 2012 annual fees and penalties. Member's request is based on financial hardship due to family emergency. Member has not received a hardship waiver in the past. Member has submitted a statement and a financial declaration.

**Rita Canales** (#181778) Admitted March 9, 1996. Current status is Active. Member has a balance of \$500. Member requests a waiver of her 2012 annual fees and penalties. Member's request is based on financial and medical hardship. Member has received a hardship waiver for the past 3 years. Member has submitted a statement, a financial declaration and documentation in support of her statement.

**Richard Chira** (#63643) Admitted May 9, 1975. Current status is Not Eligible for failure to pay annual fees and MCLE noncompliance. Member has a balance of \$3,405. Member requests reinstatement to Active status. Member requests adjusting his membership status to Inactive for years 2004 – 2011. Member request adjusting his annual fees to the Inactive rate for years 2004 - 2011, effectively waiving his fees for those years because he was over 70 years old during that time span. Member requests the expungement of his current suspensions from his State Bar record. Member's request is based on his assertion that his current suspensions are due to State Bar error. Member's attorney has submitted statements and proof that he has taken MCLE classes.

**Amy Cohen** (#220604) Admitted September 18, 2002. Current status is Active. Member has a balance of \$500. Member requests a waiver of her 2012 annual fees and penalties. Member alternatively requests that she be allowed to transfer to Inactive status and pay the Inactive rate after the Feb. 1 deadline. Member's request is based on financial hardship. Member has not received a hardship waiver in the past. Member has submitted a statement and a financial declaration.

**Mark Collins** (#60849) Admitted December 18, 1974. Current status is Active. Member has a balance of \$500. Member requests a permanent fee waiver. Member's request is

based on financial and medical hardship. Member has submitted a statement, a financial declaration, and documentation in support of his statement.

**Kathleen McCarthy Crews** (#230230) Admitted March 13, 2004. Current status is Active. Member has a balance of \$575. Member requests to be transferred to Inactive status retroactively, effective July 1, 2009. Member's request is based on medical hardship. Member has submitted a statement and documents in support of her statement.

**Andrew Crotty** (#251159) Admitted November 23, 2007. Current status is Active. Member has a balance of \$500. Member requests a waiver of his 2012 annual fees. Member's request is based on financial and medical hardship. Member has received a hardship waiver for the past 4 years. Member has submitted a statement, a financial declaration and documentation in support of his statement.

**Gerald Curry** (#76169) Admitted December 21, 1977. Current status is Inactive. Member has a balance of \$275. Member transferred to Inactive after the Feb. 1 deadline and paid the inactive fee. Request is being made on member's behalf by his wife. Member's wife requests a waiver of the remaining balance. Request is based on financial and medical hardship. Member has not received a hardship waiver in the past. Member's wife has submitted a statement and documentation in support of her statement.

**Shannan Dunleavy** (#248767) Admitted May 3, 2007. Current status is Inactive. Member has a balance of \$355. Member transferred to Inactive after the Feb. 1 deadline, paid the inactive fee, and requests a waiver of the remaining current balance. Member's request is based on medical hardship. Member has not received a hardship waiver in the past. Member has submitted a statement, a financial declaration and documents in support of her statement.

**Vanessa H. Eisemann** (#210478) Admitted December 1, 2000. Current status is Active. Member has a balance of \$200. Member requests late fee scaling and a waiver of the \$100 late payment penalty. Member's request is based on medical and financial hardship. Member has not received a hardship waiver in the past. Member has submitted a statement and a financial declaration.

**Abigail Evans** (#249629) Admitted June 7, 2007. Current status is Active. Member has a balance of \$100. Member requests a waiver of her 2012 late payment penalty. Member's request is based on financial hardship. Member has not received a hardship waiver in the past. Member has submitted a statement, a financial declaration, and documents in support of her statement.

**Jonathan E. Finegold** (#134742) Admitted June 16, 1988. Current status is Active Member has a balance of \$200. Member requests late fee scaling and a waiver of the \$100 late payment penalty. Member's request is based on special circumstances. Member has not received a hardship waiver in the past. Member has submitted a statement and documentation in support of statement.

**Patricia Gamza** (#160342) Admitted December 1, 1992. Current status is Active Member has a balance of \$500. Member requests a waiver of her 2012 annual fees Member's request is based on financial hardship. Member has received a hardship waiver in 2011. Member has submitted a statement, a financial declaration, and documents in support of her statement.

**Sharen H. Ghatan** (#216073) Admitted December 3, 2001. Current status is Active Member has a balance of \$100. Member requests a waiver of the \$100 late payment penalty. Member's request is based on special circumstances. Member has not received a hardship waiver in the past. Member has submitted a statement and a financial declaration.

**Marnie Glass** (#130514) Admitted December 14, 1987. Current status is Inactive Member has a balance of \$145. Member requests a waiver of her 2012 annual fees. Member's request is based on financial hardship. Member has received a hardship waiver for the past 4 years. Member has submitted a statement and a financial declaration.

**Daniel J. Goodstein** (#97579) Admitted May 29, 1981. Current status is Active Member has a balance of \$500. Member requests a waiver of his 2012 annual fees Member's request is based on financial and medical hardship. Member has received a hardship waiver for the past 5 years. Member has submitted a statement and a financial declaration.

**D. Kaye Hamilton** (#52451) Admitted June 2, 1972. Current status is Active. Member has a balance of \$575. Member requests a waiver of her 2012 annual fees and penalties. Member's request is based on financial hardship. Member has received a hardship waiver for the past 4 years. Member has submitted a statement and a financial declaration.

**Joseph Kostmayer** (#151708) Admitted December 7, 1990. Current status is Active Member has a balance of \$575. Member requests a waiver of his 2012 annual fees and penalties. Member's request is based on financial and medical hardship. Member has received a hardship waiver for the past 2 years. Member has submitted a statement, a financial declaration, and documentation in support of his statement.

**Philip S. Kurnit** (#52054) Admitted April 21, 1972. Current status is Active. Member has a balance of \$175. Member requests a waiver of his 2012 late payment penalty. Member's request is based on his assertion that he did not receive his fee statement. Member has not received a hardship waiver in the past. Member has submitted a statement.

**Jeffrey Langan** (#186762) Admitted December 16, 1996. Current status is Active. Member has a balance of \$575. Member requests a waiver of his 2012 annual fees and penalties. Member's request is based on financial and medical hardship. Member has received a hardship waiver in 2011. Member has submitted a statement and a financial.

**Gerard Martorano** (#231628) Admitted June 14, 2004. Current status is Active. Member has a balance of \$500. Member requests late fee scaling and a waiver of the late payment penalty. Member's request is based on his assertion that he made a good faith effort to pay his bar dues online and was not aware that the payment did not go through. Member received a late fee waiver in 2008. Member has submitted a statement, a financial declaration, and documentation in support of his statement.

**Tracy L. Piasecki** (#230634) Admitted June 2, 2011. Current status is Active. Member has a balance of \$500. Member requests a waiver of her 2012 annual fees. Member's request is based on financial and medical hardship. Member has submitted a statement and a financial declaration.

**Amanda C. Raffanti** (#210079) Admitted December 6, 2000. Current status is Active. Member's 2012 annual fees are paid in full. Member requests a waiver of her 2012 annual fees and penalties. Member alternatively requests late scaling and waiver of the late payment penalty. Member's request is based on financial hardship. Member has not received a hardship waiver in the past. Member has submitted a statement and a financial declaration.

**Michelle Samonek** (#216001) Admitted December 3, 2001. Current status is Active. Member's 2012 annual fees are paid in full. Member requests a waiver of the late payment penalty. Request is based on special circumstances. Member has not received a waiver in the past. Member has submitted a statement.

**Emily R. Schmidt** (#273188) Admitted December 3, 2010. Current status is Active. Member has a balance of \$500. Member requests the Inactive membership rate for 2012. Member's request is based on financial hardship. Member has submitted a statement and a financial declaration.

**Arthur Singer** (#181585) Admitted January 29, 1996. Current status is Inactive. Member has a balance of \$145. Request is being made on behalf of member by his father. Member's father requests a waiver of his 2012 annual fees. Request is based on financial and medical hardship. Member has received a hardship waiver for the past 5 years. Member's father has submitted a statement, financial declaration and documentation in support of statement.

**Ronald Slater** (#134264) Admitted June 14, 1988. Current status is Active. Member has a balance of \$500. Member requests a waiver of his 2012 annual fees. Member's request is based on financial hardship. Member has not received a hardship waiver in the past. Member has submitted a statement and a financial declaration.

**Ralph Slater** (#89096) Admitted November 29, 1979. Current status is Active. Member has a balance of \$500. Member requests a waiver of the \$100 late payment penalty. Member's request is based on financial hardship. Member received a hardship waiver in 2002 and 2010. Member has submitted a statement, a financial declaration, and documents in support of his request.

**John Starbuck** (#121085) Admitted December 10, 1985. Current status is Inactive. Member 2012 annual fees are paid in full. Member requests a waiver of his 2012 annual fees. Member's request is based on financial hardship. Member has received a hardship waiver for the past 3 years. Member has submitted a statement and a financial declaration.

**Tiffany Stevens** (#225940) Admitted June 17, 2003. Current status is Not Eligible to Practice for a failure to pay fees and MCLE noncompliance. Member has a balance of \$2,830. Member requests a waiver of her outstanding balance. Member's request is based on medical hardship. Member has submitted a statement, financial declaration, and documents in support of her statement.

**June Teecher** (#22119) Admitted January 1, 1951. Current status is Active. Member has a balance of \$500. Member requests a waiver of her 2012 annual fees and penalties. Member's request is based on financial hardship. Member has received a hardship waiver for at least the past 2 years. Member has submitted a statement, a financial declaration, and documents in support of her statement.

**Victor Tufford** (#72976) Admitted December 22, 1976. Current status is Inactive. Member has a balance of \$385. Request is being made on member's behalf by his Power of Attorney. Member's Power of Attorney (POA) submitted an Inactive transfer form and submitted payment for the Inactive membership fee after Feb. 1 deadline. Member's POA requests a waiver of member's current balance. Request is based on medical hardship. Member has not received a hardship waiver in the past. Member's POA has submitted a statement and a financial declaration.

**Laura Walker** (#223448) Admitted December 3, 2002. Current status is Active. Member has a balance of \$430. Member requests a waiver of her 2012 annual fees and penalties. Member's request is based on financial hardship. Member has not received a hardship waiver in the past. Member has submitted a statement, a financial declaration, and documents in support of her statement.

**Marjorie Wallace** (#073053) Admitted December 22, 1976. Current status is Active. Member has a balance of \$500. Member requests a waiver of her 2012 late payment penalty. Member's request is based on financial hardship. Member has not received a hardship waiver in the past. Member has submitted a statement and financial declaration.

**Eugene C. Wheeler** (#64720) Admitted June 27, 1975. Current status is Inactive. Member has a balance of \$500. Request is being made on member's behalf by his wife. Member's wife requests a waiver of his outstanding 2012 annual fees. Request is based on medical hardship. Member received a hardship waiver in 2006. Member's wife has submitted a statement and documentation in support of statement.

#### **FISCAL / PERSONNEL IMPACT:**

This is the third Membership Liaisons recommendation submitted for membership year 2012. This item contains 38 recommendations. If the recommended adjustments below are approved, the year to date fiscal impact will be \$15,940.

#### **RULE AMENDMENTS:**

There are no rule amendments

## **BOARD BOOK IMPACT:**

There is no impact on the Board Book

## **RECOMMENDATION**

The Membership Liaisons believe there is good cause to grant the following fee adjustments as discussed above.

**Ester Adut** (#220109) Waive member's 2012 late payment penalty in the amount of \$100.

**Leslie G. Arnold** (#183092) Waive member's 2012 late payment penalty in the amount of \$100.

**Robert F. Becker** (#93171) Waive 50% of member's 2012 annual fees in the amount of \$200 and member's late payment penalty in the amount of \$100.

**Andrew J. Black** (#230531) Waive member's 2012 late payment penalty in the amount of \$100.

**Rita Canales** (#181778) Waive 50% of member's 2012 annual fees in the amount of \$200 and member's late payment penalty in the amount of \$100.

**Richard Chira** (#63643) Partial waiver of member's outstanding balance in the amount of \$2,405 representing annual fees for 2007 – 2011, contingent upon payment of \$500 and 2012 annual fees.

**Amy Cohen** (#220604) Waive \$355 and allow member to transfer to Inactive status and pay the Inactive rate, including the late payment penalty, in the amount of \$145 for 2012.

**Mark Collins** (#60849) Waive member's 2012 fees, including the late payment penalty, in the amount of \$500.

**Kathleen McCarthy Crews** (#230230) Waive \$285 and allow member to transfer to Inactive status, effective July 1, 2009 and pay the Inactive rate of \$115 for 2012.

**Andrew Crotty** (#251159) Waive 50% of member's 2012 fees in the amount of \$200 and waive the late payment penalty in the amount of \$100.

**Gerald Curry** (#76169) Waive member's remaining balance of his 2012 fees in the amount of \$275.

**Shannan Dunleavy** (#248767) Waive member's remaining balance of her 2012 fees in the amount of \$355.

**Vanessa H. Eisemann** (#210478) Waive member's remaining balance of her 2012 fees in the amount of \$200.

**Abigail Evans** (#249629) Waive member's 2012 late payment penalty in the amount of \$100.

**Jonathan E. Finegold** (#134742) Waive member's 2012 late payment penalty in the amount of \$100.

**Patricia Gamza** (#160342) Waive member's 2012 late payment penalty in the amount of \$100. Allow member to transfer to Inactive and pay the Inactive rate for 2012 if requested.

**Sharen H. Ghatan** (#216073) Waive member's 2012 late payment penalty in the amount of \$100.

**Marnie Glass** (#130514) Waive member's 2012 annual fees in the amount of \$145.

**Daniel J. Goodstein** (#97579) Waive 50% of member's 2012 annual fees in the amount of \$200.

**D. Kaye Hamilton** (#52451) Waive member's 2012 annual fees in the amount of \$500, contingent upon member transferring to Inactive status.

**Joseph Kostmayer** (#151708) Waive 50% of member's 2012 annual fees in the amount of \$200. If member is unable to pay this amount, member may go Inactive and Board waives the 2012 Inactive late payment penalty in the amount of \$30.

**Philip S. Kurnit** (#52054) Waive member's 2012 late payment penalty in the amount of \$100.

**Jeffrey Langan** (#186762) Waive 2012 Inactive late payment penalty in the amount of \$30, contingent upon member transferring to Inactive status.

**Gerard Martorano** (#231628) Allow member to pay the scaled membership rate of \$300 for 2012 and waive the 2012 late payment penalty in the amount of \$100.

**Tracy L. Piasecki** (#230634) Waive 50% of 2012 annual fees in the amount of \$200 and waive the 2012 late payment penalty in the amount of \$100.

**Amanda C. Raffanti** (#210079) Waive 2012 late payment penalty in the amount of \$100.

**Michelle Samonek** (#216001) Waive 2012 late payment penalty in the amount of \$100.

**Emily R. Schmidt** (#273188) Waive 2012 late payment penalty in the amount of \$100.

**Arthur Singer** (#181585) Waive 2012 late payment penalty in the amount of \$30.

**Ronald Slater** (#134264) Waive 50% of 2012 annual fees in the amount of \$200.

**Ralph Slater** (#89096) Waive 50% of 2012 annual fees in the amount of \$200.

**John Starbuck** (#121085) Waive member's 2012 annual fees in the amount of \$85.

**Tiffany Stevens** (#225940) Waive member's outstanding balance in the amount of \$2,830.

**June Teecher** (#22119) Waive member's 2012 annual fees in the amount of \$500.

**Victor Tufford** (#72976) Waive member's remaining balance on his 2012 annual fees in the amount of \$385.

**Laura Walker** (#223448) Waive 50% of 2012 annual fees in the amount of \$200 and waive the 2012 late payment penalty in the amount of \$100.

**Marjorie Wallace** (#073053) Waive member's 2012 late payment penalty in the amount of \$100.

**Eugene C. Wheeler** (#64720) Waive member's 2012 annual fees in the amount of \$500.

#### **PROPOSED BOARD COMMITTEE RESOLUTION:**

Should the Member Oversight Committee agree with the above recommendation, the following resolution would be appropriate:

**RESOLVED**, that the Member Oversight Committee recommends that the Board approve the fee adjustments for the following State Bar member(s) as noted below:

**Ester Adut** (#220109) Waive member's 2012 late payment penalty in the amount of \$100.

**Leslie G. Arnold** (#183092) Waive member's 2012 late payment penalty in the amount of \$100.

**Robert F. Becker** (#93171) Waive 50% of member's 2012 annual fees in the amount of \$200 and member's late payment penalty in the amount of \$100.

**Andrew J. Black** (#230531) Waive member's 2012 late payment penalty in the amount of \$100.

**Rita Canales** (#181778) Waive 50% of member's 2012 annual fees in the amount of \$200 and member's late payment penalty in the amount of \$100.

**Richard Chira** (#63643) Partial waiver of member's outstanding balance in the amount of \$2,405 representing annual fees for 2007 – 2011, contingent upon payment of \$500 and 2012 annual fees.

**Amy Cohen** (#220604) Waive \$355 and allow member to transfer to Inactive status and pay the Inactive rate, including the late payment penalty, in the amount of \$145 for 2012.

**Mark Collins** (#60849) Waive member's 2012 fees, including the late payment penalty, in the amount of \$500.

**Kathleen McCarthy Crews** (#230230) Waive \$285 and allow member to transfer to Inactive status, effective July 1, 2009 and pay the Inactive rate of \$115 for 2012.

**Andrew Crotty** (#251159) Waive 50% of member's 2012 fees in the amount of \$200 and waive the late payment penalty in the amount of \$100.

**Gerald Curry** (#76169) Waive member's remaining balance of his 2012 fees in the amount of \$275.

**Shannan Dunleavy** (#248767) Waive member's remaining balance of her 2012 fees in the amount of \$355.

**Vanessa H. Eisemann** (#210478) Waive member's remaining balance of her 2012 fees in the amount of \$200.

**Abigail Evans** (#249629) Waive member's 2012 late payment penalty in the amount of \$100.

**Jonathan E. Finegold** (#134742) Waive member's 2012 late payment penalty in the amount of \$100.

**Patricia Gamza** (#160342) Waive member's 2012 late payment penalty in the amount of \$100. Allow member to transfer to Inactive and pay the Inactive rate for 2012 if requested.

**Sharen H. Ghatan** (#216073) Waive member's 2012 late payment penalty in the amount of \$100.

**Marnie Glass** (#130514) Waive member's 2012 annual fees in the amount of \$145.

**Daniel J. Goodstein** (#97579) Waive 50% of member's 2012 annual fees in the amount of \$200.

**D. Kaye Hamilton** (#52451) Waive member's 2012 annual fees in the amount of \$500, contingent upon member transferring to Inactive status.

**Joseph Kostmayer** (#151708) Waive 50% of member's 2012 annual fees in the amount of \$200. If member is unable to pay this amount, member may go Inactive and Board waives the 2012 Inactive late payment penalty in the amount of \$30.

**Philip S. Kurnit** (#52054) Waive member's 2012 late payment penalty in the amount of \$100.

**Jeffrey Langan** (#186762) Waive 2012 Inactive late payment penalty in the amount of \$30, contingent upon member transferring to Inactive status.

**Gerard Martorano** (#231628) Allow member to pay the scaled membership rate of \$300 for 2012 and waive the 2012 late payment penalty in the amount of \$100.

**Tracy L. Piasecki** (#230634) Waive 50% of 2012 annual fees in the amount of \$200 and waive the 2012 late payment penalty in the amount of \$100.

**Amanda C. Raffanti** (#210079) Waive 2012 late payment penalty in the amount of \$100.

**Michelle Samonek** (#216001) Waive 2012 late payment penalty in the amount of \$100.

**Emily R. Schmidt** (#273188) Waive 2012 late payment penalty in the amount of \$100.

**Arthur Singer** (#181585) Waive 2012 late payment penalty in the amount of \$30.

**Ronald Slater** (#134264) Waive 50% of 2012 annual fees in the amount of \$200.

**Ralph Slater** (#89096) Waive 50% of 2012 annual fees in the amount of \$200.

**John Starbuck** (#121085) Waive member's 2012 annual fees in the amount of \$85.

**Tiffany Stevens** (#225940) Waive member's outstanding balance in the amount of \$2,830.

**June Teecher** (#22119) Waive member's 2012 annual fees in the amount of \$500.

**Victor Tufford** (#72976) Waive member's remaining balance on his 2012 annual fees in the amount of \$385.

**Laura Walker** (#223448) Waive 50% of 2012 annual fees in the amount of \$200 and waive the 2012 late payment penalty in the amount of \$100.

**Marjorie Wallace** (#073053) Waive member's 2012 late payment penalty in the amount of \$100.

**Eugene C. Wheeler** (#64720) Waive member's 2012 annual fees in the amount of \$500.

**PROPOSED BOARD OF TRUSTEES RESOLUTION:**

Should the Board concur with the Member Oversight Committee's recommendation, the following resolutions would be in order:

**RESOLVED**, that upon the recommendation of the Member Oversight Committee, the Board hereby approves the fee adjustments for the State Bar member(s) as noted below:

**Ester Adut** (#220109) Waive member's 2012 late payment penalty in the amount of \$100.

**Leslie G. Arnold** (#183092) Waive member's 2012 late payment penalty in the amount of \$100.

**Robert F. Becker** (#93171) Waive 50% of member's 2012 annual fees in the amount of \$200 and member's late payment penalty in the amount of \$100.

**Andrew J. Black** (#230531) Waive member's 2012 late payment penalty in the amount of \$100.

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**Richard Chira** (#63643) Partial waiver of member's outstanding balance in the amount of \$2,405 representing annual fees for 2007 – 2011, contingent upon payment of \$500 and 2012 annual fees.

**Amy Cohen** (#220604) Waive \$355 and allow member to transfer to Inactive status and pay the Inactive rate, including the late payment penalty, in the amount of \$145 for 2012.

**Mark Collins** (#60849) Waive member's 2012 fees, including the late payment penalty, in the amount of \$500.

**Kathleen McCarthy Crews** (#230230) Waive \$285 and allow member to transfer to Inactive status, effective July 1, 2009 and pay the Inactive rate of \$115 for 2012.

**Andrew Crotty** (#251159) Waive 50% of member's 2012 fees in the amount of \$200 and waive the late payment penalty in the amount of \$100.

**Gerald Curry** (#76169) Waive member's remaining balance of his 2012 fees in the amount of \$275.

**Shannan Dunleavy** (#248767) Waive member's remaining balance of her 2012 fees in the amount of \$355.

**Vanessa H. Eisemann** (#210478) Waive member's remaining balance of her 2012 fees in the amount of \$200.

**Abigail Evans** (#249629) Waive member's 2012 late payment penalty in the amount of \$100.

**Jonathan E. Finegold** (#134742) Waive member's 2012 late payment penalty in the amount of \$100.

**Patricia Gamza** (#160342) Waive member's 2012 late payment penalty in the amount of \$100. Allow member to transfer to Inactive and pay the Inactive rate for 2012 if requested.

**Sharen H. Ghatan** (#216073) Waive member's 2012 late payment penalty in the amount of \$100.

**Marnie Glass** (#130514) Waive member's 2012 annual fees in the amount of \$145.

**Daniel J. Goodstein** (#97579) Waive 50% of member's 2012 annual fees in the amount of \$200.

**D. Kaye Hamilton** (#52451) Waive member's 2012 annual fees in the amount of \$500, contingent upon member transferring to Inactive status.

**Joseph Kostmayer** (#151708) Waive 50% of member's 2012 annual fees in the amount of \$200. If member is unable to pay this amount, member may go Inactive and Board waives the 2012 Inactive late payment penalty in the amount of \$30.

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**Jeffrey Langan** (#186762) Waive 2012 Inactive late payment penalty in the amount of \$30, contingent upon member transferring to Inactive status.

**Gerard Martorano** (#231628) Allow member to pay the scaled membership rate of \$300 for 2012 and waive the 2012 late payment penalty in the amount of \$100.

**Tracy L. Piasecki** (#230634) Waive 50% of 2012 annual fees in the amount of \$200 and waive the 2012 late payment penalty in the amount of \$100.

**Amanda C. Raffanti** (#210079) Waive 2012 late payment penalty in the amount of \$100.

**Michelle Samonek** (#216001) Waive 2012 late payment penalty in the amount of \$100.

**Emily R. Schmidt** (#273188) Waive 2012 late payment penalty in the amount of \$100.

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**Victor Tufford** (#72976) Waive member's remaining balance on his 2012 annual fees in the amount of \$385.

**Laura Walker** (#223448) Waive 50% of 2012 annual fees in the amount of \$200 and waive the 2012 late payment penalty in the amount of \$100.

**Marjorie Wallace** (#073053) Waive member's 2012 late payment penalty in the amount of \$100.

**Eugene C. Wheeler** (#64720) Waive member's 2012 annual fees in the amount of \$500.