

## **AGENDA ITEM**

**NOVEMBER 10 – Board of Trustees – July 22, 2016 Open Minutes**

### **THE STATE BAR OF CALIFORNIA**

#### **OPEN MINUTES**

#### **BOARD OF TRUSTEES MEETING**

#### **LOS ANGELES, CALIFORNIA**

**July 22, 2016**

The Board of Trustees of The State Bar of California convened in open session at 10:07 am at the State Bar of California, 845 S. Figueroa Street, Board Room, 2<sup>nd</sup> Floor, Los Angeles, California, Friday, July 22, 2016, David Pasternak presiding.

The following members of the Board of Trustees were present: Janet Brewer, Michael Colantuono, Glenda Corcoran, Terrance Flanigan, James Fox, Miriam Krinsky, Renée LaBran, Jason Lee, Dennis Mangers, Joanna Mendoza, Danette Meyers, Gwen Moore, Brandon Stallings, Todd Stevens and Hernán Vera.

The following members of the Board of Trustees were absent: Stacie Spector and Terry Wiley.

The following members of staff were present: Saul Bercovitch, Resty Buenavidez, Gregory Dresser, Francisco Gomez, Teri Greenman, Vanessa Holton, Linda Katz, Natalie Leonard, Dag MacLeod, Elizabeth Parker, Robert Retana, Leah Wilson, Christine Wong and Colin Wong.

Also present: Lita Abella, President, Los Angeles Chapter SEIU Executive Board, Ricardo Goñi, Chair of the California Board of Legal Specialization and Public Member, Catherine D. Purcell, Presiding Judge, State Bar Court.

The roll-call vote was taken, and upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the roll-call vote will be substituted for the vote unless otherwise noted.

All members listed on the slip voted yes.

- 1 Mr. Pasternak called for public comment, inquiring as to whether there were persons in attendance who wished to comment on a particular item on the agenda.

Lita Abella, President, Los Angeles Chapter Service Employees International Union (SEIU) Executive Board stated that a meeting was scheduled for the following week to discuss the Workforce Implementation Plans. However, she said that the Union had not yet been given formal proposals on job classifications and staff input has been ignored.

Ms. Abella said that any changes up for adoption by the Board of Trustees at its July 22, 2016 meeting have not been negotiated with the Union and should not be adopted as foregone conclusions.

Leah Wilson, Chief Operating Officer responded that staff has met several times with Union representatives. She said that the negotiation requirement is in the recommendations before the Board of Trustees today and that bargaining is identified as a key activity.

10 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the minutes of the regular meeting of the Board of Trustees held on Friday, May 13, 2016 in San Francisco, California are approved as written; and it is

FURTHER RESOLVED, that the minutes of the special meeting held on Tuesday, June 14, 2016, in Los Angeles, California are approved as written; and it is

FURTHER RESOLVED, that the minutes of the special meeting held on Thursday, June 23, 2016 in Los Angeles California are approved as written.

All members listed on the slip voted yes.

30 Mr. Pasternak announced that a special board meeting would be scheduled for September within the next week or so.

He congratulated the 2016-2017 State Bar Officers: James Fox, President; Danette Meyers, Vice President; and Jason Lee, Treasurer.

Ms. Krinsky acknowledged Trustee Dennis Mangers for his lifetime devotion to public service, including six years of service on the State Bar's Board of Trustees. She said she has learned a tremendous amount from Mr. Mangers and has great respect for his passion and honesty about the issues.

Mr. Mangers thanked Ms. Krinsky, the Board of Trustees and staff for their hard work and applauded recent efforts by new executive leadership.

Mr. Pasternak reported on closed session item #7009 Timing and Schedule for Executive Director Performance Evaluation in open session. He said that a subcommittee will be appointed soon to review the evaluation procedures.

The Executive Director's contract states that the performance evaluation shall include a confidential self-assessment and report on goals. Mr. Pasternak expects this phase of the evaluation to be completed in time for the special meeting in September.

A 360 survey and questionnaire will be sent to the Board of Trustees, Executive Staff and stakeholders and should be completed in time for the board's meeting on Saturday, October 1, 2016 at the annual meeting.

Mr. Pasternak said the General Counsel's performance evaluation will be completed in 2017.

40

Ms. Parker introduced Emily Aldrich, Co-Vice Chair, Council of State Bar Sections.

Ms. Aldrich reported on the Sections Annual Leadership Conference which will be held August 12-13, 2016 in San Francisco. The conference is a transitional meeting for current and incoming Section chairs.

Ms. Aldrich said that the Annual Meeting is an excellent time for the Board of Trustees to meet Sections leaders. The Trustees are encouraged to attend the committee meetings, CLE programs and award presentations.

Ms. Parker introduced Nicole Abboud, California Young Lawyers Association (CYLA) Board Member.

Ms. Abboud reported on CYLA's Annual Practical Skills Training Symposium which was held in San Francisco on July 11, 2016 and Los Angeles on July 14, 2016.

CYLA provided scholarships to attendees. A recording of the symposium will be available soon as a webinar.

Ms. Abboud said that CYLA's educational videos provide tangible services to members while furthering the State Bar's public protection mission.

Ms. Parker reported that the Board Audit Committee had previously discussed the need to appoint a Chief Financial Officer. Ms. Parker announced that Christine Wong has accepted the position.

50

All items on the consent agenda were presented to the Board, and no objection being raised thereto, the following items on the consent agenda were deemed unanimously adopted.

54-141

Financial Statement for the Quarter Ended June 30, 2016

RESOLVED, that upon the recommendation of the Planning and Budget Committee, the Board hereby receives the financial statement in the form this day before the Board, for the quarter ended June 30, 2016, as certified by the Chief Operating Officer, and on file in the San Francisco office of the State Bar.

Investment Report for the Quarter Ended June 30, 2016

RESOLVED, that upon the recommendation of the Planning and Budget Committee, the Board hereby receives the investment report in the form this day before the Board, for the quarter ended June 30, 2016, as certified by the Chief Operating Officer, and on file in the San Francisco office of the State Bar.

Client Security Fund Report for the Quarter Ended June 30, 2016

RESOLVED, that upon the recommendation of the Planning and Budget Committee, the Board hereby receives the Client Security Fund report in the form this day before the Board, for the quarter ended June 30, 2016, as certified by the Chief Operating Officer, and on file in the San Francisco office of the State Bar.

54-142

RESOLVED, that the Board of Trustees approve the fee adjustments for the State Bar members as presented this day before the Board, and on file in the San Francisco office of the State Bar.

54-161

RESOLVED, that the Board of Trustees receives with thanks the Commission on Judicial Nominees Evaluation 2015 Activities and Statistical Report and orders it filed.

54-162

RESOLVED, that the Board of Trustees ratify the selection of Constance L. "Connie" Rice, a prominent American civil rights activist and lawyer, as the recipient of the 2016 Bernard E. Witkin Medal.

54-163

RESOLVED, that the Board of Trustees approve the following Diversity Award Recipients for 2016:

Individual: Thuy Thi Nguyen, Sacramento CA

Law Firm: Shepard Mullin Richter & Hampton LLP, Los Angeles

Bar Association (joint award):

Black Women Lawyers Association of Los Angeles and  
San Fernando Valley Bar Association

54-164

RESOLVED, that the Board of Trustees approves the following recommendation for recipient of the 2016 Education Pipeline Award:

Los Angeles Superior Court Teen Court Program

- 54-165 RESOLVED, that the Board of Trustees approve upon recommendation of the Standing Committee on the Delivery of Legal Services the selection of Catherine Blakemore for the 2016 Loren Miller Legal Services Award.
- 54-166 RESOLVED, that the Board of Trustees approve upon recommendation of the Standing Committee on the Delivery of Legal Services the selection of the following nine recipients for the 2016 President's Pro Bono Services Awards:

|                                 |  |
|---------------------------------|--|
| Recently Admitted:              | Lolita Fernandes (San Francisco)   |
| Limited Active Practice:        | Stephen M. Kociol (Watsonville)  |
| Individual (Corporate):         | Joel B. Silver (Foster City)   |
| Individual (Government):        | Helen Geoffroy (Sacramento)  |
| Individual from a Law Firm:     | Teodora Manolova (Los Angeles)   |
| Individual from a Law Firm:     | Jack Ross (San Bernardino)   |
| Law Firm Team:                  | Simpson Thacher & Bartlett LLP Team (Palo Alto)                                  |
| Law Firm Branch Office:         | Sheppard Mullin Richer & Hampton LLP<br>Orange County Branch Office (Costa Mesa) |
| Distinguished Pro Bono Service: | Korean American Bar Association of Southern California (Los Angeles)             |

- 54-167 RESOLVED, that upon the recommendation of the California Young Lawyers Association, and the concurring recommendation of the Stakeholders and Access to Justice Committee, the Board hereby approves the selection of Elizabeth Balssone as the 2016 recipient of the Jack Berman Award of Achievement.

- 111 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board of Trustees approve changes to Section 5 of the Board Book, Tabs 5.1, 5.2, 5.3, 5.4, 5.5 as presented to the board this day; and it is

FURTHER RESOLVED, that the Board of Trustees authorizes staff, in finalizing the contents of Section 5 to make necessary corrections, conforming changes, and other non-substantive amendments to the content approved to the extent that it effectuates the intent of the policy statements, subject to the review and approval of the Office of General Counsel.

All members present and recorded on the roll-call slip voted yes except for Dennis Mangers who was absent for the vote.

112 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board Executive Committee recommends that the Board of Trustees approve the proposed amendments to the Rules and Regulations of the State Bar of California Pertaining to the Benefits, Terms and Conditions Governing State Bar Court Judge Service, as set forth in Attachment 1 to be effective August 1, 2016.

FURTHER RESOLVED, that upon the recommendation of the Board Executive Committee, the Board of Trustees hereby approves the proposed amendments to the Rules and Regulations of the State Bar of California Pertaining to the Benefits, Terms and Conditions Governing State Bar Court Judge Service, as set forth in Attachment 1 to be effective August 1, 2016.

All members present and recorded on the roll-call slip voted yes except for Dennis Mangers who was absent for the vote.

121 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, after a 45-day period for public comment and no comments having been received, and upon recommendation of its Regulation and Discipline Committee, the Board of Trustees adopts the proposed amendment to Rule 2201, Rules of Procedure of the State Bar of California, Title III, Division II, Chapter 2, as set forth in attachments B and C, effective upon adoption.

**FURTHER RESOLVED, that the administrator or the Office of General Counsel shall report to RAD in no more than 6 months (and no less than twice a year) regarding the processing of Rule 2201 inquiries and complaints. And that the Chief Operating Officer shall report to the Planning and Budget Committee in no more than 6 months and no less than twice a year regarding the processing cost of Rule 2201 inquiries and complaints.**

All members present and recorded on the roll-call slip voted yes.

122 *ITEM WAS WITHDRAWN.*

131 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board of Trustees supports Senate Bill 1281 (Block) in the April 2016 version of the bill, which requires schools regulated by the Committee to provide additional disclosures on their websites, on behalf of the State Bar of California.

All members present and recorded on the roll-call slip voted yes except for Brandon Stallings who voted no.

143 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Planning and Budget Committee recommends that the Board of Trustees amend the existing budget as provided in Attachment B.

RESOLVED, that the Planning and Budget Committee recommends that the Board of Trustees approve staff's recommendation to use \$1 million in estimated 2016 Consolidated General Fund savings to support the new CMS.

All members present and recorded on the roll-call slip voted yes except for Joanna Mendoza who abstained.

144 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board of Trustees hereby adopts staff's recommendation not to fully implement the CSMFO, GFOA and CAFR models, but instead to utilize the checklists as guidance and partially implement those criteria and elements that are practical, beneficial and manageable given our existing resource levels.

All members present and recorded on the roll-call slip voted yes.

168 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that assuming there is no change in the State Bar dues bill that significantly impacts the Justice Gap Fund and the Legal Services Assistance Option revenue, the Board of Trustees approve the distribution of \$13,329,503 in IOLTA grants for the 2017 year, which is a 20% increase over current level funding, calculated as follows:

- (1) \$6,000,000 from IOLTA revenue projected to be received by the Legal Services Trust Fund Program from January to December 2017;
- (2) \$3,166,503 from the Trust Fund Program's net assets/fund balance;
- (3) \$500,000 in donations to the Justice Gap Fund;
- (4) \$5,250,000 Legal Services Assistance option on dues statement;
- (5) \$13,000 interest income;
- (6) Less projected administrative costs of \$1,600,000.

leaving a projected fund balance of \$4,055,401 at December 31, 2017; and it is

FURTHER RESOLVED, that should the dues bill despite best efforts be delayed in such a way as to potentially impact projected Justice Gap Fund and Legal Services Assistance Option funds revenue, or should it not pass, the Legal Services Trust Fund Program is authorized to reduce the distribution amount to \$9,164,033, which is a 17.5% reduction from last year's grants. This is a worse-case scenario and the Trust Fund Program has discretion to adjust the worse-case scenario upwards, but no higher than the approved 20% increase amount, depending on actual circumstances.

All members present and recorded on the roll-call slip voted yes.

Hernán Vera left the meeting.

701 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board of Trustees approves the Workforce Planning Recommendation Implementation ~~Plans~~ **Timeline and Procedures** for the Office of the Chief Trial Counsel, Lawyer Assistance Program, Office of Probation, Member Records and Compliance, and the Client Security Fund.

All members present and recorded on the roll-call slip voted yes except for Joanna Mendoza who voted no.

702 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board of Trustees approve execution of a contract with Tyler Technologies, Inc. for a case management description for the Office of the Chief Trial Counsel, State Bar Court, and the Office of Probation; and it is

FURTHER RESOLVED, that the Board of Trustees approves the proposed project budget and funding sources.

All members present and recorded on the roll-call slip voted yes.

703 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board of Trustees approves and adopts the California Board of Legal Specialization's proposal relating to spending down the Legal Specialization Fund reserve.

RESOLVED, that the Board of Trustees approves the Legal Specialization Fee Charges and Deadlines be revised in the form attached hereto for 2017.

All members present and recorded on the roll-call slip voted yes except for Janet Brewer and Michael Colantuono who abstained.

704 There was no action on this item.

705 There was no action on this item.

706 There was no action on this item.



The Board went into executive closed session from 2:15 pm to 3:12 pm. The board went into closed session at 3:12 pm to consider the appointments and the action taken is reported below.

James Fox left the meeting.

6000 The following items on the consent agenda were presented to the Board, and no objection being raised thereto, were deemed unanimously adopted.

6011 RESOLVED, that the Nominations and Appointments Committee recommends that the Board, pursuant to the elections held by the private ABA law schools in California, unaccredited fixed-facility law schools and the California accredited law schools, appoint the following members to the Law School Council: Susan Westerberg Prager, Dean, Southwestern Law School, Scott A. McMillan, Dean, McMillan Academy of Law, and Mitchel Winick, Dean, Monterey College of Law, who will replace Dean Heather Georgakis, for terms commencing October 13, 2016, and expiring upon the final day of the 2019 State Bar Annual Meeting, or until further order of the Board, whichever occurs earlier.

FURTHER RESOLVED, that the Board of Trustees approves the following members to the Law School Council: Susan Westerberg Prager, Dean, Southwestern Law School, Scott A. McMillan, Dean, McMillan Academy of Law, and Mitchel Winick, Dean, Monterey College of Law for terms commencing October 13, 2016, and expiring upon the final day of the 2019 State Bar Annual Meeting, or until further order of the Board, whichever occurs earlier.

6012 RESOLVED, that the Board of Trustees hereby appoints the following volunteers to serve as arbitrators for the State Bar Mandatory Fee Arbitration Department, each for a term effective immediately and expiring December 31, 2016.

| <b>Name</b>        | <b>County</b>  | <b>Bar Number</b> |
|--------------------|----------------|-------------------|
| Braun, Geoffrey A. | Santa Clara    | 46562             |
| Duffy, Thomas R.   | Monterey       | 65679             |
| Goldman, Andrea B. | Alameda        | 175482            |
| Main, Rebekah R.   | San Bernardino | 244327            |
| Martinez, Diana L. | San Bernardino | 198876            |

| <b>Name</b>           | <b>County</b>  | <b>Bar Number</b> |
|-----------------------|----------------|-------------------|
| Mayr, Charles A.      | Riverside      | 265974            |
| Pancer, Stefan R.     | San Bernardino | 77687             |
| McLean, William J.    | Santa Clara    | 39264             |
| Park, Ji Y.           | Los Angeles    | 226257            |
| Rivard, Catherine, L. | Los Angeles    | 126237            |
| Swan, Barry R.        | Riverside      | 131191            |

6013 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Nominations and Appointments Committee recommends that the Board of Trustees hereby appoint or reappoint, as the case may be, officers and members of the Standing, Special and Section Executive Committees as set forth on the forms attached to the minutes and made a part hereof; effective at the close of the 2017 State Bar Annual Meeting (August 27, 2017), or as indicated; each officer and member to serve a term expiring as indicated; or until further order of the Board, whichever occurs earlier.

All members present and recorded on the roll-call slip voted yes except for Joanna Mendoza who abstained.

6021 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Nominations and Appointments Committee recommends the Board appoint Karen Goodman, Sacramento, Chair, and Jeanne Vanderhoff, San Diego, Vice-Chair, of the Committee of Bar Examiners, each for a term effective at the close of the 2016 State Bar Annual Meeting (October 2, 2016), and expiring at the close of the 2017 State Bar Annual Meeting (August 27, 2017), or until further order of the Board, whichever occurs earlier.

All members present and recorded on the roll-call slip voted yes.

Upon motion made, seconded and unanimously adopted, it was

FURTHER RESOLVED, that the Nominations and Appointments Committee recommends the Board appoint Robert Brody, Pasadena; James H. Efting, Sunnyvale; and Douglas S. Saeltzer, San Francisco, members, Committee of Bar Examiners, each for a term effective at the close of the 2016 State Bar Annual Meeting (October 2, 2016) and expiring at the close of the 2020 State Bar Annual Meeting (September 13, 2020), or until further order of the Board, whichever occurs earlier.

All members present and recorded on the roll-call slip voted yes with the exception of Michael Colantuono who abstained.

Janet Brewer left the meeting.

6022 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board of Trustees approve reappointment of the following officers and members to the Commission on Judicial Nominees Evaluation (JNE Commission), each for a one-year term commencing February 1, 2017, and expiring in 2018 at the close of the last business meeting of the 2017 commission, or until further order of the Board, whichever occurs earlier:

| <b><i>First-Year</i></b> |                          | <b><i>City / District</i></b> |
|--------------------------|--------------------------|-------------------------------|
| 1.                       | Bellas, Diane            | San Rafael / 1                |
| 2.                       | Fullerton, Ahtossa P     | San Francisco / 1             |
| 3.                       | Hennenhoefer, James A.   | Vista/                        |
| 4.                       | Jenkins, Mack E.         | Los Angeles / 2               |
| 5.                       | Kim, Eugene              | Riverside / 4                 |
| 6.                       | Salvas, Adam R.          | San Francisco / 1             |
| 7.                       | Simpson, Thomas L.       | Glendale / 2                  |
| 8.                       | Speer-Barash, Leesa      | Carmichael / 3                |
| 9.                       | Venkatesan, Siddharta M. | San Ramon /1                  |
| 10.                      | Yeh (Hong), Ann L.       | Monterey Park / 2             |

| <b>Second Year</b> |                                     | <b>City / District</b> |
|--------------------|-------------------------------------|------------------------|
| 1.                 | Bonanno, Angelique                  | Rancho Cucamonga / 4   |
| 2.                 | Brown, Damon M.                     | Los Angeles / 2        |
| 3.                 | Clapp, James                        | San Diego / 4          |
| 4.                 | Estrada, Esteban Martin             | Los Angeles / 2        |
| 5.                 | Fermino, David<br><i>Vice Chair</i> | San Francisco / 1      |
| 6.                 | Gilmore, Shay                       | San Francisco / 1      |
| 7.                 | Heider, Tony K.                     | Bakersfield / 5        |
| 8.                 | Laske, Tim                          | Los Angeles / 2        |
| 9.                 | Ott, Yvette                         | San Jose / 1/          |
| 10.                | Rosenbloom, Nancy                   | Los Angeles / 2        |
| 11.                | Srinivasan, Kalpana                 | Los Angeles / 2        |
| 12.                | Fu, David<br><i>Chair</i>           | San Gabriel / 2        |

and it is

FURTHER RESOLVED, that the Board of Trustees approve appointment of the new members to the Commission on Judicial Nominees Evaluation (JNE Commission), as determined on July 6, 2016, each for a one-year term commencing February 1, 2016, and expiring in 2017 at the close of the last business meeting of the 2016 commission, or until further order of the Board, whichever occurs earlier.

| <b>#</b> | <b>PUBLIC MEMBER</b> | <b>CITY</b>  | <b>DISTRICT</b> |
|----------|----------------------|--------------|-----------------|
| 1.       | Nava, Yolanda        | Indian Wells | 4               |
| 2.       | Lempel, Barbara M.   | Los Angeles  | 2               |

| #   | LAWYER MEMBER               | CITY          | DISTRICT |
|-----|-----------------------------|---------------|----------|
| 1.  | Pritt, Maxwell V.           | Oakland       | 1        |
| 2.  | Quinn, Linda B.             | San Diego     | 4        |
| 3.  | Crosby, James D.            | San Diego     | 4        |
| 4.  | Albracht, Kathryn B.        | Los Angeles   | 2        |
| 5.  | Block, Randall G.           | San Francisco | 1        |
| 6.  | D'Orazio, Elizabeth K.      | San Francisco | 1        |
| 7.  | Ibarra, Crisostomo G.       | San Francisco | 1        |
| 8.  | Leventhal, Joseph S.        | San Diego     | 4        |
| 9.  | Okcu, Niki B.               | San Ramon     | 1        |
| 10. | Singh, Aminder              | Oakland       | 1        |
| 11. | Onyeagbako, Maureen C.      | Sacramento    | 3        |
| 12. | Nomoto, Barbara T.          | Irvine        | 4        |
| 13. | Hastings, James G.(retired) | Redondo Beach | 2        |
| 14. | Anderson, Sotera L.         | San Diego     | 4        |

| #  | Alternates                             | CITY              | DISTRICT |
|----|--|-------------------|----------|
| 1. | Walker, Hugh A.                        | Pleasanton        | 1        |
| 2. | Lefkowitz, Linda K.<br>(retired judge) | Pacific Palisades | 2        |
| 3. | Stewart, Virginia E.                   | Bonita            | 4        |
| 4. | Eghbaldari, Afsaneh                    | San Diego         | 4        |
| 5. | Kolodny, Stephen A.                    | Beverly Hills     | 2        |
| 6. | Jones, Anthony C.                      | Riverside         | 4        |
| 7. | Rodriguez, Richard B.                  | Chula Vista       | 4        |
| 8. | Lim, Lillian Y.                        | San Diego         | 4        |

All members present and recorded on the roll-call slip voted yes except for Joanna Mendoza who abstained.

6023 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board of Trustees approve appointment of the following members to the Review Committee of the Commission on Judicial Nominees Evaluation (RJNE), each for a term commencing at the close of the 2016 State Bar Annual Meeting (October 2, 2016), and expiring at the close of the State Bar Annual Meeting as indicated, or until further order of the Board, whichever occurs earlier:

| <b>Name</b>                | <b>Position</b>         | <b>Term Expires</b> |
|----------------------------|-------------------------|---------------------|
| Marcia Goodman, Long Beach | Chair                   | October 2, 2016     |
| Armando Rodriguez          | Former JNE Commissioner | September 15, 2019  |

All members present and recorded on the roll-call slip voted yes except for Jason Lee who abstained.

6024 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that upon the recommendation of the Nominations and Appointments Committee, the Board hereby appoint Robert Burchuk, Woodland Hills, and Philip Spiegel, Sherman Oaks, members, Lawyer Assistance Program Oversight Committee, each for a term commencing January 1, 2017, and expiring December 31, 2020, or until further order of the Board, whichever occurs earlier.

All members present and recorded on the roll-call slip voted yes.

The Board adjourned its meeting at 3:49 pm and went into executive closed session.

The Board may meet again at the call of the President at any time prior to the next regularly scheduled meeting of the Board, or, if no such meeting be called, at the State Bar, 180 Howard Street, Board Room, 4<sup>th</sup> Floor, San Francisco, CA 94105, on Friday, November 18, 2016, at a time to be determined.