

## **AGENDA ITEM**

### **NOVEMBER 10**

[Minutes of the Board of Trustees Special Meeting for the Election of the 2016-2017 State Bar Officers  
- July 22, 2016]

## **THE STATE BAR OF CALIFORNIA**

### **MINUTES**

### **BOARD OF TRUSTEES SPECIAL MEETING FOR THE ELECTION OF THE 2016-2017 STATE BAR OFFICERS**

### **LOS ANGELES, CALIFORNIA**

**Friday, July 22, 2016**

The Board of Trustees of the State Bar of California convened in a Special Meeting for the Election of the 2016-2017 Officers of The State Bar of California, pursuant to section 6021 of the Business and Professions Code, at the call of the President and upon written notice thereof, in the State Bar Board Room, 845 S. Figueroa Street, Board Room, 2<sup>nd</sup> Floor, Los Angeles, California, at 8:43 a.m. on Friday, July 22, 2016, David Pasternak presiding.

The following members of the Board of Trustees were present: Janet Brewer, Michael Colantuono, Glenda Corcoran, Terry 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: Francisco Gomez, Teri Greenman, Vanessa Holton, Cheryl Nishimura, Elizabeth Parker, Robert Retana and Leah Wilson.

Bridget Fogarty Gramme, Assistant Administrative Director of University of San Diego Center for Public Interest Law (CPIL).

The roll-call vote was taken and the President announced the special meeting for the election of the Officers of The State Bar of California for the 2016-2017 year.

- 1 Mr. Pasternak explained the format of the election: The President election would be first, followed by the Treasurer election. The Vice President candidate was deemed elected.

He stated that the candidates for President would be permitted a five minute opening statement, followed by a question and answer session that he would conduct. Candidates would be permitted a 3-minute closing statement.

The order of opening statements would be drawn by lot. The same order would be followed for the question and answer session with candidates taking turns on answering the question first. The candidate going first would have two minutes to respond. The other candidate would have one minute to respond to the same question. The order would be reversed for the closing statements.

Mr. Pasternak explained that the candidates for Treasurer would be given the choice of either a three minute opening or closing statement. A question and answer session would follow the opening statement.

If no candidate presents an opening statement, lots would be drawn to determine the order of answering questions, with the candidates taking turns on answering the question first. The candidate going first would have two minutes to respond. The other candidate would be given one minute to respond to the same question. After the question and answer session, any candidate who did not make an opening statement, could make a closing statement.

The Vice President Candidate, who was deemed elected, would be given an opportunity to make a statement upon conclusion of the President and Treasurer elections.

Following the question and answer session for each election, written ballots coded for attribution would be distributed, votes cast, and the ballots collected by the Secretary and Bar staff. The Secretary and Bar staff would proceed to a private room to tally the ballots after each election.

After conferring with the Secretary and staff, Mr. Pasternak would announce the results for each position after all positions had completed the election process.

Mr. Pasternak announced the candidates for the 2016-17 State Bar Board of Trustees officers: President, Michael Colantuono and James Fox; Vice-President, Danette Meyers; and Treasurer, Jason Lee and Todd Stevens.

Mr. Pasternak called for public comment.

Bridget Fogarty Gramme from the Center for Public Interest Law reiterated the public comment she provided at the 2015-2016 Special Meeting for the election of officers. She stated that the State Bar's election process does not comply with Bagley-Keene because written ballots are used as opposed to a roll call vote and staff counts the written ballots in a private room.

Mr. Pasternak explained that written ballots ensure voting is independent and simultaneous, as opposed to roll call voting where the possibility exists that votes can be swayed as the roll call vote is taken.

Mr. Pasternak also said that staff would count the ballots in the board room as opposed to a private room.

Ms. Fogarty Gramme stated again that these processes are not in compliance with Bagley-Keene.

Following the question and answer session for each election, written ballots coded for attribution were distributed by Bar staff, votes cast, and the ballots collected by Bar staff. The Secretary and Bar staff tallied the ballots in the board room after each officer election.

After conferring with the Secretary and staff, Mr. Pasternak announced the results for each officer position. President, James Fox; Vice President, Treasurer, Jason Lee. Vice President, Danette Meyers, was deemed elected.

Mr. Pasternak read aloud both the number of votes cast for each candidate and the individual votes. The election results are available upon request.

Mr. Pasternak thanked all of the candidates for their participation.

The special meeting for the election of officers adjourned at 9:50 a.m.