

**AGENDA ITEM**

**NOVEMBER 10 – Board of Trustees – September 7, 2017 Open Minutes**

Board of Trustees Meeting  
Thursday, September 7, 2017  
Open Minutes  
State Bar of California  
845 South Figueroa Street  
Board Room, 2nd Floor,  
Los Angeles, CA

The Board of Trustees of The State Bar of California convened in open session at 9:35 a.m. at the State Bar of California, 845 S. Figueroa Street, Board Room, 2nd Floor, Los Angeles on Thursday, September 7, 2017, Michael Colantuono presiding.

The following members of the Board of Trustees were present: Mark Broughton, Hailyn Chen Renée LaBran, James Fox, Jason Lee, Joanna Mendoza, Sean M. SeLegue, Stacie Spector, Brandon Stallings and Alan Steinbrecher.

The following member of the Board of Trustees was not present: Todd Stevens.

The following members of staff were present: Francisco Gomez, Vanessa Holton, Elizabeth Parker and Leah Wilson.

Others present: Heather Rosing, President and Bianca Sierra Wolff Director of Strategic Partnerships, California State Bar Foundation.

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.

The Trustee Swearing-In Ceremony was conducted by Justice Lee Edmon, Presiding Justice of the Second District, Division Three of the California Courts of Appeal.

Following the Trustee Swearing-In Ceremony, Mr. Colantuono called for public comment, inquiring as to whether there were persons in attendance who wished to comment on a particular item on the agenda.

Kim Kasrelievich, President of the Los Angeles Chapter of SEIU, presented on behalf of the union. Ms. Kasrelievich told the Board that the union is negotiating in good faith. She stated that the union membership had authorized its leadership to initiate concerted action including a strike if the circumstances warranted it.

The Board began its open session at 10:00 a.m.

### **701 MOU with State Bar Foundation: Affinity and Insurance Program Administration**

The State Bar sponsors several affinity and insurance programs, offering discounts and other benefits to licensed California attorneys. The State Bar derives revenue from and administers these programs. Senate Bill 36 (Jackson) provides that the State Bar may transfer administration of these programs to the California Bar Foundation, if approved by the Board of Trustees and the California Bar Foundation. Senate Bill 36 further provides a formula for distribution of the revenue received from these programs. The State Bar wants to avail itself of the opportunity to transfer administration of these programs to the California Bar Foundation; a transfer which aligns with the fee bill and the State Bar's revised structure which is squarely focused on its public protection mission. In order to effectuate that transfer, the State Bar needs to enter into a Memorandum of Understanding ("MOU") with the Foundation.

Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board of Trustees approves the transfer of the administration of the affinity and insurance programs from the State Bar to the California Bar Foundation; and it is

FURTHER RESOLVED, that the Board of Trustees authorizes staff to enter into a Memorandum of Understanding with the California Bar Foundation, consistent with the terms and conditions set forth in this agenda item.

All members listed on the slip voted yes.

### **30 President's Report**

#### **30-1 Appointment of Members to Board Committees and Liaisons - Proposed Approval**

Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board of Trustees hereby affirms the board committee assignments and liaisons for the 2017-18 board year as presented on September 7, 2017.

All members listed on the slip voted yes.

### **30-2 Reappointment / Reauthorization of Ad Hoc Transition Committee**

Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board of Trustees, at the request of the President and as authorized by the Board Book at Tab 2.6, Article 1, Section 3 (b), approves the reauthorization of the Ad Hoc Transition Committee to assist in this change of Executive Directors, which Committee will be Chaired by James Fox, with Michael Colantuono as Vice Chair, and include as members Trustees Jason Lee, Alan Steinbrecher and Sean SeLegue, with Elizabeth R. Parker as ex officio.

FURTHER RESOLVED, that the term of the Ad Hoc Committee continue until February 2018.

All members listed on the slip voted yes.

### **30-3 Board of Trustees Multi-Year Meeting Schedule - Proposed Approval**

Upon motion made, seconded and unanimously adopted, it was

RESOLVED, that the Board affirms that all regularly scheduled meetings of the Board be held as listed on the meeting schedule before you today.

All members listed on the slip voted yes.

### **40 Staff Reports**

#### **41 Executive Director**

Ms. Wilson thanked the Board for giving her the opportunity to serve as the Executive Director and said that she truly appreciated the confidence they had placed in her. She told staff that it was her honor to serve as their Executive Director.

Ms. Wilson stated that she wished to sustain and build through: (1) improving operations by implementing business processes and structural mechanisms to ensure that the State Bar meets legislative requirements with concrete implementations; and (2) maintaining a renewed laser focus on regulatory mission reflected in concrete actions, including the separation of the State Bar sections and the transferring of administration of the State Bar affinity and insurance programs to the State Bar Foundation.

As to how the State Bar would build, Ms. Wilson provided a few preliminary thoughts: excellence - the State Bar should be the preeminent regulatory bar in the country; accountability - through demonstrated improved compliance; and innovation - building a culture where change is not just tolerated but embraced.

She concluded that she would be conducting both organizational assessments over the next 90 days and that she looked forward to coming back to the Board with a more robust set of goals and strategies. Ms. Wilson closed by again thanking the Board.

Ms. Wilson informed the Board that Colin Wong, the Chief Court Counsel and Chief Administrator was retiring from the State Bar after 28 years of service. Ms. Wilson presented a resolution from the Board of Trustees to Mr. Wong in honor of his service.

Colin Wong  
Board of Trustees of the  
State bar of California  
Resolution

WHEREAS, The members of the Board of Trustees of the State Bar of California express our sincerest gratitude to Colin Wong for his 28 years of dedication and invaluable service to the State Bar and the State Bar Court; and

WHEREAS, Colin Wong has dutifully counseled the State Bar, having worked in the Office of General Counsel as assistant general counsel and senior assistant general counsel, and having served as in-house counsel to the Committee of Bar Examiners, Membership Records Services, and the Client Security Fund, and has appeared in state and federal trial and appellate courts on behalf of the State Bar, and has participated in labor arbitrations and provided general advice during negotiations and other labor-related issues, and has authored appellate briefs to the California Supreme Court on admissions and discipline matters; and

WHEREAS, Colin Wong has been responsible for and vastly improved the court and management operations of the State Bar Court in San Francisco and Los Angeles as Chief Administrative Officer and Chief Court Counsel of the State Bar Court, and has managed the Client Security Fund Department, the Office of Probation, the Mandatory Fee Arbitration Program, and the Lawyer Assistance Program; and

WHEREAS, Colin Wong has contributed significantly to numerous State Bar committees, commissions and task forces, including judicial recruitment and rules revisions at the State Bar Court; and

WHEREAS, the members of the State Bar Board of Trustees wish to make a permanent expression of their appreciation for Colin Wong's outstanding and invaluable efforts and tireless work ethic; and now, therefore, be it

RESOLVED, that the State Bar Board of Trustees expresses its deepest appreciation to Colin Wong for his unparalleled work to improve attorney regulation and the legal profession.

## **50 Consent Agenda**

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.

### **50-1 Permission for Board Members to be Absent from State**

RESOLVED, pursuant to Government Code, section 1062, that each member of the Board of Trustees is granted permission to leave the State of California at any time during the incumbency of the present Board and is authorized to remain absent from the state for a period longer than 60 days.

## **100 Reports of Board Committees**

Mr. Colantuono introduced the incoming 2017-18 Board Committee Chairs who presented their Committee workplans.

### **110 Board Executive Committee**

1. 111 Board Executive Committee 2017-2018: Introduction of Chair, Michael Colantuono and Vice-Chair, Jason Lee

### **120 Regulation and Discipline Committee**

1. 121 Regulation and Discipline Committee 2017-2018: Introduction of Chair, Jason Lee and Vice-Chair, Sean SeLeague
2. Steve Moawad, Chief Trial Counsel spoke regarding Case Prioritization

### **130 Programs Committee**

131 Programs Committee 2017-2018: Introduction of Chair, Joanna Mendoza and Vice-Chair, Mark Broughton

### **140 Finance and Planning Committee**

141 Finance and Planning Committee 2017-2018: Introduction of Chair, Todd Stevens and Vice-Chair, Renee LaBran

### **180 Audit Committee**

181 Audit Committee 2017-2018: Introduction of Chair, Brandon Stallings and Vice-Chair, Alan Steinbrecher

## **700 Miscellaneous**

### **702 New Board Orientation**

1. Communications (Rebecca Farmer)
2. Introduction to Board Member Roles and Responsibilities (Nicole Pereira)
3. State Bar Budget and Financial System (Kevin Harper)

The Board went into closed session at 11:20 a.m.

The Board adjourned its meeting at 2:01 p.m.

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 3, 2017, at a time to be determined.

## 2017-2018 BOARD COMMITTEES

### Board Executive Committee [Board Ex Com] (110)

1. **Michael Colantuono, Chair**
2. **Jason Lee, Vice Chair**
3. Jim Fox
4. Renee LaBran
5. Joanna Mendoza
6. Brandon Stallings
7. Todd Stevens
8. Senate Public Member Appointee
9. Leah Wilson (ex officio)

### Program Committee [ProCom] (130)

1. **Joanna Mendoza, Chair**
2. **Mark Broughton, Vice Chair**
3. Hailyn Chen
4. Michael Colantuono
5. Stacie Spector
6. Brandon Stallings
7. Alan Steinbrecher
8. Todd Stevens
9. Senate Attorney Appointee

### Regulation and Discipline Committee [RAD] (120)

1. **Jason Lee, Chair**
2. **Sean SeLegue, Vice Chair**
3. Mark Broughton
4. Michael Colantuono
5. Jim Fox
6. Renee LaBran
7. Joanna Mendoza
8. Stacie Spector
9. Brandon Stallings
10. Alan Steinbrecher
11. Todd Stevens
12. Senate Attorney Appointee

### Finance and Planning Committee [F&P] (140)

1. **Todd Stevens, Chair**
2. **Renee LaBran, Vice Chair**
3. Mark Broughton
4. Michael Colantuono
5. Sean SeLegue
6. Stacie Spector
7. Senate Attorney Appointee

### Audit Committee (180)

1. **Brandon Stallings, Chair**
2. **Alan Steinbrecher, Vice Chair**
3. Hailyn Chen
4. Michael Colantuono
5. Renee LaBran
6. Jason Lee
7. Senate Attorney Appointee
8. Senate Public Appointee

\* No committee assignments other than RAD are made for the remaining two gubernatorial appointments or the Assembly public member because I want to consult with those new Trustees about their interests before making committee appointments. Senate and Court appointees are given tentative appointments in advance of such consultation to achieve appointing-authority representation on committees.

**BOARD OF TRUSTEES LIAISON ASSIGNMENTS  
2017 – 2018  
DRAFT**

**ASSIGNMENT**

**California Commission on Access to  
Justice & Other Access to Justice Efforts**

**Committee of Bar Examiners**

**Council on Access and Fairness**

**Legislature / Communications**

**Litigation / OGC Oversight**

**Personnel**

**IT**

**BOARD LIAISONS**

Mark Broughton

Todd Stevens

Jason Lee

Stacie Spector / Alan Steinbrecher

Sean SeLegue / Alan Steinbrecher

Mark Broughton / Jim Fox

Joanna Mendoza / Brandon Stallings

**SPECIAL APPOINTMENT**

Review Committee, Commission on Judicial  
Nominees Evaluation (RJNE)

Applicant Evaluation and Nominating  
Committee (AENC)

**DESIGNATED TRUSTEES**

Sean SeLegue / Stacie Spector

Hailyn Chen / Senate Public Appointee



**THE STATE BAR OF CALIFORNIA**  
**MULTI-YEAR SCHEDULE OF BOARD OF TRUSTEES MEETINGS**  
**(Approved by the Board of Trustees on May 12, 2017)**

**2017**

January 27 – 28, 2017	Friday - Saturday	Board Planning Meeting	San Diego*
March 9 - 10, 2017	Thursday - Friday	Board Meeting	Los Angeles
May 11-12, 2017	Thursday – Friday	Board Meeting	San Francisco
July 13 - 14, 2017	Thursday - Friday	Board Meeting	Los Angeles
September 6 & 7, 2017	Wednesday & Thursday	Annual Meeting	Los Angeles
<b><u>October 6, 2017</u></b>	<b><u>Friday</u></b>	<b><u>Board Meeting</u></b>	<b><u>Conference Call</u></b>
November 2-3, 2017	Thursday - Friday	Board Meeting	San Francisco
<b><u>December 1, 2017</u></b>	<b><u>Friday</u></b>	<b><u>Board Meeting</u></b>	<b><u>Conference Call</u></b>

**2018**

**(Approved by the Board of Trustees on July 14, 2017)**

January 26 - 27, 2018	Friday - Saturday	Board Planning Meeting	Los Angeles
<b><u>February 16, 2018</u></b>	<b><u>Friday</u></b>	<b><u>Board Meeting</u></b>	<b><u>Conference Call</u></b>
March 8 - 9, 2018	Thursday - Friday	Board Meeting	Los Angeles
<b><u>April 6, 2018</u></b>	<b><u>Friday</u></b>	<b><u>Board Meeting</u></b>	<b><u>Conference Call</u></b>
May 17 - 18, 2018	Thursday – Friday	Board Meeting	San Francisco
<b><u>June 1, 2018</u></b>	<b><u>Friday</u></b>	<b><u>Board Meeting</u></b>	<b><u>Conference Call</u></b>
July 19 - 20, 2018	Thursday - Friday	Board Meeting	Los Angeles
<b><u>August 3, 2018</u></b>	<b><u>Friday</u></b>	<b><u>Board Meeting</u></b>	<b><u>Conference Call</u></b>
Sept. 13-14, 2018	Thursday – Friday	Annual Meeting	Los Angeles
November 15 – 16, 2018	Thursday – Friday	Board Meeting	San Francisco

\* Pursuant to State Bar Rule 6.50(E): “Meetings of the board and board committees must be held at the State Bar offices in San Francisco or Los Angeles, absent a majority vote of the board to meet elsewhere in California or a two-thirds vote to meet outside the state.”