



# The State Bar of California

---

## Board Executive Committee Teleconference

Open Session Minutes  
Thursday, November 18, 2021  
10:33 a.m.–10:57 a.m.

**Time Meeting Commenced:** The Board Executive Committee meeting commenced in open session at 10:33 a.m. There was no closed session.

**Time Meeting Adjourned:** 10:57 a.m.

**Chair:** Ruben Duran

**Committee Coordinator:** Dag MacLeod

**Members Present:** Hailyn Chen, José Cisneros, Arnold Sowell, Brandon Stallings

**Members Absent:** Sonia Delen

## OPEN SESSION

### ROLL CALL

The Board Executive Committee was called to order by Chair Duran. Roll call was taken and a quorum was established.

### CALL FOR PUBLIC COMMENT

Chair Duran called for public comment, inquiring as to whether there were person(s) who wished to comment on any agenda item. One public comment was made, as summarized below:

#### **Daniel Everett, Attorney, Daniel Everett Law Amendment to Rule of Procedure 2201**

- Objects to the amendment to the rule.
- Believes it would hinder the ability of the public to receive information.
- Believes it is improper to change felony postings on the State Bar's website.
- Believes business and profession code states the State Bar shall not seek or obtain health records of licensee or applicants.

## **I. CHAIR'S REPORT**

Chair Duran provided an oral report.

## **II. BUSINESS**

Agenda item II.B. Annual Recommendation for Appointment of Members, California Board of Legal Specialization [November 54-112] was pulled from the agenda and will not be considered during this Board Executive Committee or the regular Board of Trustees meeting.

### **A. Annual Recommendation for Appointment and Reappointment of Fee Arbitrators: Appointment of Presiding Arbitrator and Assistant Presiding Arbitrator [November 54-111]**

**Presenters:** Andrew Tuft, Supervising Attorney, Office of Professional Competence  
Isabel Liou, Attorney, Office of Professional Competence

**RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the reappointment of the fee arbitrators whose names appear on the list attached here as Attachment A to the State Bar Mandatory Fee Arbitration program, each for a one-year term commencing January 1, 2022, and expiring December 31, 2022; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of the fee arbitrator applicants whose names appear on the list attached here as Attachment B to the State Bar Mandatory Fee Arbitration program, each for a term commencing November 18, 2021, and expiring December 31, 2022; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Clark Stone as the State Bar's presiding arbitrator, effective January 1, 2022, and expiring December 31, 2022; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Summer Nastich and the reappointment of Lee Straus as the State Bar's assistant presiding arbitrators, effective January 1, 2022, and expiring December 31, 2022; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Mark Schreiber, Robert Sall, and Nicola Migliaccio as alternates, effective January 1, 2022, and expiring December 31, 2022; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve staff's recommended procedure for filling vacant presiding arbitrator and assistant presiding arbitrator positions.

*Moved by Stallings, seconded by Cisneros.*

*Ayes – (4) Chen, Cisneros, Sowell, Stallings*

*Noes – (0)*

*Abstain – (0)*

*Absent – (1) Delen*

*Motion carries.*

**C. Recommendation to Amend the Charter of the Committee on Regulation and Discipline [November 54-113]**

**Presenter:** Dag MacLeod, Chief of Mission Advancement & Accountability Division

**RESOLVED**, that the Board Executive Committee approves the proposed amendments to the charter of the Committee on Regulation and Discipline to enhance the oversight of the chief trial counsel.

*Moved by Stallings, seconded by Cisneros.*

*Ayes – (4) Chen, Cisneros, Sowell, Stallings*

*Noes – (0)*

*Abstain – (0)*

*Absent – (1) Delen*

*Motion carries.*

**ADJOURN**