



The State Bar of California

Regulation and Discipline Committee Teleconference

Open Session Minutes
Thursday, January 20, 2022
9:45 a.m.–11:03 a.m.

Time Meeting Commenced: The Regulation and Discipline Committee meeting commenced in open session at 9:45 a.m. The committee moved to closed session at 10:20 a.m. The committee returned to open session at 11:03 a.m.

Time Meeting Adjourned: 11:03 a.m.

Chair: Hailyn Chen

Committee Coordinator: Justin Ewert

Members Present: Mark Broughton, José Cisneros, Juan De La Cruz, Ruben Duran, Christine Gonong, Melanie Shelby, Arnold Sowell, Brandon Stallings

Members Absent: Sean SeLegue

OPEN SESSION

ROLL CALL

The Regulation and Discipline Committee was called to order by Chair Chen. Roll call was taken and a quorum was established.

CALL FOR PUBLIC COMMENT

Chair Chen called for public comment, inquiring as to whether there were person(s) who wished to comment on any agenda item. There were no members of the public who wished to speak on any agenda item.

I. CHAIR'S REPORT

Chair Chen provided an oral report.

II. CONSENT

A. Approval of Open Session Minutes: November 18, 2021

Moved by Cisneros, seconded by Duran.

Ayes – (8) Broughton, Cisneros, De La Cruz, Duran, Gonong, Shelby, Sowell, Stallings

Noes – (0)
Abstain – (0)
Absent – (1) SeLeague

Motion carries.

III. BUSINESS

A. Proposed Amendments to the Client Security Fund Rules Regarding Electronic Service: Return from Public Comment and Request for Approval

Presenters: Lori Meloch, Program Director, Office of Professional Support &
Client Protection
Matt Zawol, Supervising Attorney, Office of Professional Support & Client
Protection

RESOLVED, that the Regulation and Discipline Committee recommends that the Board of Trustees approves the proposed amendments to Client Security Fund rules 3.440 and 3.445 as detailed in Attachment A.

Moved by Cisneros, seconded by Stallings.

Ayes – (8) Broughton, Cisneros, De La Cruz, Duran, Gonong, Shelby, Sowell, Stallings
Noes – (0)
Abstain – (0)
Absent – (1) SeLeague

Motion carries.

B. Amendment to Rules 5.65, 5.337, and 5.345 of the Rules of Procedure (Discovery): Return from Public Comment and Request for Approval

Presenters: George Cardona, Chief Trial Counsel

RESOLVED, that the Regulation and Discipline Committee recommends that the Board of Trustees approve and adopt proposed rules 5.65, 5.337, and 5.345 of the Rules of Procedure of the State Bar of California, attached hereto as Attachments A, C, and E respectively.

Moved by Stallings, seconded by Duran.

Ayes – (8) Broughton, Cisneros, De La Cruz, Duran, Gonong, Shelby, Sowell, Stallings
Noes – (0)
Abstain – (0)
Absent – (1) SeLeague

Motion carries.

C. Proposed Amendment to Rule 5.21 of the Rules of Procedure: Request to Circulate for Public Comment

Presenter: George Cardona, Chief Trial Counsel

RESOLVED, that the Regulation and Discipline Committee authorize staff to make available for public comment for a period of 45 days proposed amendments to rule 5.21 of the Rules of Procedure of the State Bar of California, and it is

FURTHER RESOLVED, that this authorization for release for public comment is not, and shall not be construed as, a statement or recommendation of approval of the proposed amended Rules of Procedure of the State Bar of California.

Moved by Stallings, seconded by Cisneros.

Ayes – (8) Broughton, Cisneros, De La Cruz, Duran, Gonong, Shelby, Sowell, Stallings

Noes – (0)

Abstain – (0)

Absent – (1) SeLegue

Motion carries.

Chair Chen stated that pursuant to Government Code section 11126(a)(1) and 11126(c)(2) the committee will move into closed session to discuss Rule of Procedure 2201: case status update and evaluation of chief trial counsel.

CLOSED SESSION

I. CONSENT

A. Rule of Procedure 2201: Case Status Update

II. BUSINESS

A. Evaluation of Chief Trial Counsel

OPEN SESSION

The committee returned to open session and reported that there is no action to report from closed session. No further discussion took place in open session.

ADJOURN