



The State Bar of California

Regulation and Discipline Committee Teleconference

Open Session Minutes
Thursday, May 19, 2022
1:02 p.m.–1:34 p.m.

Time Meeting Commenced: The Regulation and Discipline Committee meeting commenced in open session at 1:02 p.m.

Time Meeting Adjourned: 1:34 p.m.

Chair: Hailyn Chen

Board Secretary: Justin Ewert

Members Present: Mark Broughton, José Cisneros, Juan De La Cruz, Ruben Duran, Sean SeLegue, Arnold Sowell Jr., Brandon Stallings

Members Absent: Melanie Shelby

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. Shelby joined during closed session.

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. The following public comment was provided to the committee:

- Mike Meuter, attorney from Salinas requests for agenda item to be added to the next meeting for the Impact of the Timing of Bar Failure on the Registered Legal Services Attorney (RLSA) program. Specifically, RLSA Rule of Court 94.5C7 creates a burden that limits the full intended use of to the program.

I. CHAIR'S REPORT

Chair Chen provided an oral report.

II. CONSENT

A. Approval of Open Session Minutes: March 24, 2022

Moved by Cisneros, seconded by Duran.

Ayes – (7) Broughton, Cisneros, De La Cruz, Duran, SeLegue, Sowell, Stallings
Noes – (0)
Abstain – (0)
Absent – (1) Shelby

Motion carries.

III. BUSINESS

A. Proposed Amendments to Rules of Procedure of the State Bar, Rule 5.127 (Public and Private Reprovals) and Rule 5.155 (Actions by Review Department): Return from Public Comment and Request for Adoption

Presenters: Michelle Cramton, Clerk of the State Bar Court
Erika Doherty, Project Attorney, State Bar Court

RESOLVED, the Regulation and Discipline Committee recommends that the Board of Trustees approve and adopt amendments to rules 5.127 and 5.155 of the Rules of Procedure of the State Bar of California, provided as Attachment A, effective May 19, 2022.

Moved by Stallings, seconded by Duran.

Ayes – (7) Broughton, Cisneros, De La Cruz, Duran, SeLegue, Sowell, Stallings
Noes – (0)
Abstain – (0)
Absent – (1) Shelby

Motion carries.

B. Request for Approval of Proposed Revisions to Monterey County Bar Association's Mandatory Fee Arbitration Rules

Presenters: Randall Difuntorum, Program Director, Office of Professional Competence
Isabel Liou, Attorney, Office of Professional Competence

RESOLVED, that the Regulation and Discipline Committee approves the Monterey County Bar Association's revised Rules of Procedure for Fee Arbitrations, in the form presented in Attachment A, as being in compliance with Business and Professions Code sections 6200–6206 and the Guidelines and Minimum Standards for the Operation of Mandatory Fee Arbitrations.

Moved by Cisneros, seconded by De La Cruz.

Ayes – (7) Broughton, Cisneros, De La Cruz, Duran, SeLegue, Sowell, Stallings

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

Motion carries.

CLOSED SESSION

I. CONSENT

A. Rule of Procedure 2201: Case Status Update

**Closed pursuant to Government Code § 11126(c)(2).*

B. Discussion Regarding Rule 2201 Program

**Closed pursuant to Government Code § 11126(a)(1).*

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