



# The State Bar of California

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## Board Executive Committee Teleconference

Open Session Minutes  
Tuesday, July 21, 2022  
3:08 p.m.–3:34 p.m.

**Time Meeting Commenced:** The Board Executive Committee meeting commenced in open session at 3:08 p.m.

**Time Meeting Adjourned:** 3:34 p.m.

**Chair:** Ruben Duran

**Committee Coordinator:** Louisa Ayrapetyan

**Members Present:** Hailyn Chen, José Cisneros, Sonia Delen, Ruben Duran, Arnold Sowell Jr., Brandon Stallings

**Members Absent:** None

## 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. The following comment was provided to the committee:

1. Nick Migliaccio, Chairperson of Mandatory Fee Arbitration Program, Long Beach Bar Association

Public comments are regarding the Long Beach Bar Association's ability to expand their jurisdiction to include mandatory fee arbitration (MFA) matters originating in Orange County or involving Orange County-based attorneys. States that Los Angeles County has 7 local programs that provide MFA services. In contrast, Orange County only has 1 program, provided by the Orange County Bar Association. States that the Orange County border is 3 miles from the Long Beach Bar Association's office and that Orange County courts are less than 30 miles away. Migliaccio provided a letter to the Regulation and Discipline Committee on July 14, explaining the benefits of permitting the Long Beach Bar Association the jurisdiction to handle MFA claims in Orange County. Largest benefit, Magliaccio states, would be increased public access to justice. Claims the Long

Beach Bar Association's mission statement is always the increase of public access to justice. Claims that there can be no detriment in permitting Orange County individuals with fee disputes the ability to access multiple MFA programs. Program would provide cheaper filing fees, fee waivers, diverse panel of free volunteers, and geographic proximity. Respectfully requests that the Board of Trustees consider and approve their new rules, inclusive of portions included in his July 14 letter, to handle matters originating in Orange County.

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

No report.

## **II. CONSENT**

### **A. Approval of March 24, 2022, Open Session Minutes**

*Moved by Cisneros, seconded by Stallings*

*Ayes – (5) Chen, Cisneros, Delen, Sowell, Stallings*

*Noes – (0)*

*Abstain – (0)*

*Absent – (0)*

*Motion carries.*

### **B. Approval of April 19, 2022, Open Session Minutes**

*Moved by Cisneros, seconded by Stallings*

*Ayes – (5) Chen, Cisneros, Delen, Sowell, Stallings*

*Noes – (0)*

*Abstain – (0)*

*Absent – (0)*

*Motion carries*

## **III. BUSINESS**

### **A. Executive Director Performance Evaluation**

**Presenter:** Leah Wilson, Executive Director  
Steve Mazer, Chief Administrative Officer

Discussion and Presentation only.

**B. Approval of 2022 Work Plans for the Committee of Bar Examiners and Council on Access and Fairness**

**Presenter:** Donna Hershkowitz, Chief of Programs/Legislative Director

**RESOLVED**, that the Board Executive Committee approves the work plans adopted by the Committee of Bar Examiners and Council on Access and Fairness and authorizes staff to maintain the work plans and make technical edits and corrections to them as needed.

*Moved by Cisneros, seconded by Stallings*

*Ayes – (5) Chen, Cisneros, Delen, Sowell, Stallings*

*Noes – (0)*

*Abstain – (0)*

*Absent – (0)*

*Motion carries.*

**C. Approval of 2022–2023 Finance Committee Work Plan**

**Presenter:** Arnold Sowell, Jr., Chair, Finance Committee  
Aracely Montoya-Chico, Chief Financial Officer

**RESOLVED**, that the Finance Committee accepts the update to the Finance Committee 2022-2023 work plan update, included with this item as Attachment A, subject to approval by the Board Executive Committee.

**FUTHER RESOLVED**, that the Board Executive Committee approves the adopted Finance Committee 2022–2023 work plan, included in this item as Attachment A.

*Moved by Cisneros, seconded by Stallings*

*Ayes – (5) Chen, Cisneros, Delen, Sowell, Stallings*

*Noes – (0)*

*Abstain – (0)*

*Absent – (0)*

*Motion carries.*

**D. Approval of 2022–2023 Audit Committee Work Plan**

**Presenter:** Melanie Shelby, Chair, Audit Committee  
Justin Ewert, Finance Manager, Office of Finance

**RESOLVED**, that the Board Executive Committee approves the adopted Audit Committee 2022-2023 work plan, included in this item as Attachment A, and provides it for review by the Board Executive Committee.

*Moved by Chen, seconded by Cisneros*

*Ayes – (5) Chen, Cisneros, Delen, Sowell, Stallings*

*Noes – (0)*

*Abstain – (0)*

*Absent – (0)*

*Motion carries.*

**E. Approval of Annual Appointment of Officers and Members of State Bar Subentities**

**Presenter:** Louisa Ayrapetyan, Board Secretary, Office of the Executive Director

**RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees appoints Justin Palmer to serve as the chair of the 2023 Judicial Nominees Evaluation (JNE) Commission and Chhaya Malik as presented in Attachment A, to serve as the vice-chair of the 2023 JNE Commission, each for a one-year term commencing at the close of the last business meeting of the 2022 JNE Commission on April 15, 2023, and expiring at the close of the last business meeting of the 2023 JNE Commission on April 20, 2024, or until further order of the Board, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees appoints public member Jeanine Kraybill as presented in Attachment A, to the 2022 JNE Commission for a three-year term commencing August 19–20, 2022, and expiring at the close of the last business meeting of the 2024 JNE Commission in April 2025, or until further order of the Board, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees appoints new members and alternates to the 2023 JNE Commission as presented in Attachment A, each for a three-year term commencing upon administration of the oath of the office at the orientation meeting on January 27–28, 2023, and expiring at the close of the last business meeting of the 2025 JNE Commission in April 2026, or until further order of the Board, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Maureen Onyeagbako and Tobi Inlender of the Review Committee of the Commission on Judicial Nominees Evaluation as presented in Attachment B, for a four-year term, commencing at the close of the September 2022 meeting of the Board of Trustees on September 22–23, 2022, and expiring at the close of the September 24–25, 2026, or until further order of the Board of Trustees, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Justin Fields to serve as special advisor, Sarah Banola to serve as chair, and Brandon Krueger to serve as vice-chair as presented in Attachment C, all for a one-year term, commencing at the close of the meeting of the Board of Trustees on September 22–23, 2022, and expiring at the close of the meeting of the Board of Trustees on September 21–22, 2023, or until further order of the Board of Trustees, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Raquel Brigham Brown and Daniel O’Rielly as presented in Attachment C, to serve on the Committee on Professional Responsibility and Conduct, for a four-year term, commencing at the close of the meeting of the Board of Trustees on September 22–23, 2022, and expiring at the close of the meeting of the Board of Trustees on September 24–25, 2026, or until further order of the Board of Trustees, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the list of alternate members as presented in Attachment C, each for a four-year term if a vacancy is created due to a midterm resignation; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Natalie P. Vance to serve as chair and Jeffrey T. Hammerschmidt to serve as vice-chair as presented in Attachment D, each for a one-year term commencing at the close of the meeting of the Board of Trustees on September 22–23, 2022, and expiring at the close of the meeting of the Board of Trustees on September 21–22, 2023, or until further order of the Board of Trustees, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Grace Rosas Alano as presented in Attachment 12 D, to serve on the California Board of Legal Specialization, for a four-year term, commencing at the close of the meeting of the Board of Trustees on September 22–23, 2022, and expiring at the close of the meeting of the Board of Trustees on September 24–25, 2026, or until further order of the Board of Trustees, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Melanie O’Day to serve as chair and Fenglan Liu to serve as vice-chair, as presented in Attachment E, each for a one-year term commencing at the close of the meeting of the Board of Trustees on September 22–23, 2022, and expiring at the close of the meeting of the Board of Trustees on September 21–22, 2023, or until further order of the Board of Trustees, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Monica Cooper as presented in Attachment E, to serve on the Client Security Fund Commission, for a four-year term, commencing at the close of the meeting of the Board of Trustees on September 22–23, 2022, and expiring at the close of the meeting of the Board of Trustees on September 24–25, 2026, or until further order of the Board of Trustees, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approves the list of alternate members to the Client Security Fund Commission as presented in Attachment E, each for a four-year term if a vacancy is created due to a midterm resignation; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Judge Kristin Rosi to serve as chair and Michael Rhoads to serve as vice-chair as presented in Attachment F, each for a one-year term commencing at the close of the meeting of the Board of Trustees on September 22–23, 2022, and expiring at the close of the meeting of the Board of Trustees on September 21–22, 2023, or until further order of the Board of Trustees, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees approve the appointment of Erica Connolly as presented in Attachment G, to serve on the Legal Services Trust Fund Commission, for a four-year term, commencing at the close of the meeting of the Board of Trustees on September 22–23, 2022, and expiring at the close of the meeting of the Board of Trustees on September 24–25, 2026, or until further order of the Board of Trustees, whichever occurs earlier.

*Moved by Cisneros, seconded by Delen*

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

*Noes – (0)*

*Abstain – (1) Stallings (recursed)*

*Absent – (0)*

*Motion carries.*

**F. Approval of Annual Appointment of State Bar Delegates to the American Bar Association House of Delegates**

**Presenter:** Louisa Ayrapetyan, Board Secretary, Office of the Executive Director

**RESOLVED**, that the Board Executive Committee recommends that the Board of Trustees reappoint Toby Rothschild as a State Bar delegate to the American Bar Association House of Delegates, for a two-year term effective at the conclusion of the

2022 ABA Annual Meeting and expiring at the conclusion of the 2024 ABA Annual Meeting, or until further order of the Board, whichever occurs earlier; and it is

**FURTHER RESOLVED**, that the Board of Trustees, upon recommendation of the Board Executive Committee, reappoints Toby Rothschild as a State Bar delegate to the American Bar Association House of Delegates, for a two-year term effective at the conclusion of the 2022 ABA Annual Meeting and expiring at the conclusion of the 2024 ABA Annual Meeting, or until further order of the Board, whichever occurs earlier.

*Moved by Cisneros, seconded by Sowell*

*Ayes – (5) Chen, Cisneros, Delen, Sowell, Stallings*

*Noes – (0)*

*Abstain – (0)*

*Absent – (0)*

*Motion carries.*

**ADJOURN**