

**MARYLAND STATE BAR ASSOCIATION
BOARD OF GOVERNORS MEETING
FRIDAY, SEPTEMBER 23, 2011
MARRIOTT LANCASTER AT PENN SQUARE
25 SOUTH QUEEN STREET
LANCASTER, PA 17603
2:00 P.M.**

President Henry E. Dugan called the meeting to order at 2:07 p.m. Thirty-one (31) members of the Board of Governors were present.

I. MINUTES

The minutes of the Board of Governors meeting held on June 8, 2011, and June 11, 2011, were moved for consideration and approved.

II. REPORT OF THE OFFICERS

A. REPORT OF THE PRESIDENT

1. President Dugan reported on the summer meeting of the National Bar Association, which was held in Baltimore in July and the American Bar Association Annual in August, which was held in Toronto.
2. President Dugan reported on National Summit on Defending Merit Selection, which was sponsored by the Missouri Bar and the American Bar Association. The invited guests discussed ways to preserve merit selection where it exists and how to introduce the concept where it does not. Supreme Court Justice Sandra Day O'Connor provided the keynote and participants learned about the successful campaign of the Missouri Bar to educate the public and keep its merit selection procedure.
3. President Dugan discussed the attachments that were distributed including the following: DR Editorial: The Role of Lawyers in Public Life
 - a. Am Judicature News release on Confidence in US Supreme Court
 - b. SUN Editorial about MD Tax Increase Proposals
 - c. Article re Business Group ratings of Legislators
 - d. Alaska Bar Rag Article re MCLE
 - e. MD Reporter article re MD Judicial Pay. President Dugan indicated that the Association strongly supports adequate pay for the Judiciary and the work of the Judicial Compensation Committee. He further indicated that the report from the National Center for State Courts ranks Maryland judicial salaries 43rd in the Nation.
 - f. Commentary about Annual Meeting Donation to MLSC – President Dugan reported that a \$5,00 contribution was given to Maryland Legal Services in lieu of a gift which is normally provided to attendees at the MSBA Annual Meeting

- g. Article re proposed tougher Rule 11 Sanctions.
 - h. Memo re active Judicial Appointments Schedule – President Dugan advised that the MSBA Judicial Appointments Committee has been extremely busy and has over 11 vacancies to consider.
4. President Dugan reported on appointments of Board of Governors liaisons to Sections and Committees and asked that the Governors make contact with the Committee or Section they have been assigned to as soon as possible. He further reported that the Section Chairs Breakfast, held on September 16 in Columbia, went very well and that the meetings will continue on a quarterly basis
 5. President Dugan made an inquiry concerning any experience members have had with the Office of Comptrollers performing Audits of individual law firms concerning abandoned property where they sought information which would be considered confidential pursuant to attorney-client privilege.
 6. President Dugan reported on the request by the Lawyer Assistance Program Committee to use excess funds of the Attorney Grievance Commission surplus to support the Bates-Vincent Trust Fund, which supports scholarships for treatment programs. The Board approved the request.
 7. President Dugan called upon Judge Brown to report on the Civics and Law Academy program. She indicated that the first Academy would be held on Saturday, October 15, 2011, at Chesapeake High School in Essex. Chief Judge Bell would give the keynote. Two additional academies are planned for the year and are scheduled for January 17, in Prince George’s County, and March, in Frederick County; both attorneys and judges are needed to serve as presenters.
 12. President Dugan reported on the Planning Retreat and his outreach to members about leadership opportunities. He further reported that adherence to the Bylaws and pursuant to the recommendations that more rotation of Committee chairs and members to Committees was necessary. Judge Stewart advised that concern had been raised about the rotation of Chairs and that several persons felt very strongly that Committee Chairpersons should remain even though they have served in that capacity for several years for continuity purposes.
 13. President Dugan reported on proposed appointment to vacancies and indicated that Carey Deeley had been appointed to the Appellate Nominating Commission.

B. REPORT OF THE EXECUTIVE DIRECTOR

1. Mr. Carlin presented the membership report, including current membership of 23,603. The Association also had 199 resignations which included 109 out of state, 6 dropped for discipline and 26 deceased. The Association also had 550 total additions; 399 of those were new members.

2. The Board approved the request for Honorary membership to the following individuals:

Glenn W. Bell	Rodney Fletcher	Uwe L. Jaeckel	John L. Miles, Jr.
Thomas N. Biddison Jr.	Fred M. Gloth, Jr.	Donn K. Jenkins	Edward J. Pesce
John R. Campbell	Rodney Fletcher	James I. Keenan, Jr.	Joseph K. Pokempner
Patricia H. Clarkson	Fred M. Gloth, Jr.	Naji Maloof	Donald L. Sheaffer
Harvey A. Epstein	Franklin Goldstein	Richard L. May	Lewis C. Strudwick
			Stephen J. Troese

3. Mr. Carlin reported on the promotion of Mr. Patrick Tandy as the new Director of Communications, as well as the promotions of Mr. Bryan Nichols to Publications Manager and Mr. Jason Zeisloft to Public Relations Manager.
4. Mr. Carlin reported on 2 new Membership Benefits
- a. Sure Payroll, a pay roll service for smaller firms, and CLIO, a law practice management software package which is cloud-based. Rocket Matters competitor and offers similar cloud server services.
 - b. CLIO & Rocket Matter (Cloud Servers). The Board approved. Mr. Carlin reported on the need to replace two copiers (Administration and Accounting), purchased in 1999. The Board approved the Purchase of two new copiers for \$16,478 from Advance Business.
5. Report on CLE Activity and Retreat
- a. New publishing partnership agreement with content subscription service EBSCO has been entered into. The CLE program has very productive and the Committee will continue to work with Sections and Committees on the CLEC Program Guideline.
 - b. Mr. Carlin reported that the Maryland Insurance Trust will be providing \$10,000 for a membership Recruitment Campaign.
 - c. Mr. Carlin advised that a letter was written to Senator Cardin indicating a interest in unused federal buildings. The State Bar of Georgia Bar Center is housed in a former Federal Reserve Bank Building.
 - d. Letter from Towson Travel.
 - e. DR "Generation JD" Blog.
 - f. Baltimore City – County Golf Competition
5. Mr. Carlin reported on proposed meeting dates and locations for the Board of Governors for 2011-2012, and distributed contact information for members of the 2011-2012 Board of Governors.

C. REPORT OF THE SECRETARY

None.

D. REPORT OF THE TREASURER

Treasurer Debra G. Schubert reported that we have collected over 94% of dues income as of the end of September. A full report will be given in October as the auditors are working at the MSBA headquarters and the Association's Annual Audit report will be presented at the November Board meeting.

E. REPORT OF THE PRESIDENT-ELECT

Mr. Kudel reported on his meeting with Sheriff Association concerning the use of the Maryland Bar Card for admission to Maryland Court Houses. It was brought to the attention of the Association that most jurisdictions accept the Maryland Bar Card, but a few still do not and require a local bar card. The two jurisdictions that don't accept the Maryland Bar Card are Anne Arundel and Howard County Circuit Courts. The Sheriff in Anne Arundel County was concerned about how the card would be regulated, and if the Sheriff would have the power of confiscation. The parties will continue to work on the issue and the MSBA has agreed to continue to issue the card and verify if the member is in good standing. Sara Arthur will be meeting with the Administrative Judge for the 5th Circuit and the Sheriff of Anne Arundel County to discuss their concerns.

III. REPORTS OF STANDING COMMITTEES

None.

IV. REPORTS OF STANDING COMMITTEES

None.

V. REPORT OF SECTIONS

- A. Chair of the YLS Erek Barron reported on the new YLS Mobile Applications for smartphones. The MSBA is the first in the country to introduce such a substantive law app. The app will have many features, including the YLS publications and updates. Mr. Barron also advised that the Section will sponsor a speed networking event on October 20, 2011, at the Hilton Garden Inn and will launch the Technology initiatives.
- B. Report from BOG Section Liaisons – John Orrick gave a brief update on the work of the Taxation and Intellectual Property Sections and Mr. Clark Wisor reported on the Correctional Reform Section.

VI. UNFINISHED BUSINESS AND GENERAL ORDERS

President Dugan reported on the Bylaw Proposal, which requested additional Board seats for Sections to the Board of Governors. He indicated that the Special Committee chaired by Mr. Gilliss would be making its report to the Board at the October meeting and that the Board would vote at the November 22, 2011 meeting. In addition, the December issue of the *Bar Bulletin* will

feature a segment outlining the Pros and Cons. The Board voted unanimously to conduct online voting on the question in January.

VII. NEW BUSINESS

None.

VIII. ADJOURNMENT

The meeting was adjourned at 4:10 p.m.

Respectfully submitted,

Pamila J. Brown