

**MINUTES OF MEETING OF SECTION COUNCIL
REAL PROPERTY SECTION
TUESDAY, MAY 13, 2008**

A meeting of the Section Council for the Real Property Section of the MSBA was held on Tuesday, May 13, 2008 at Elkridge Furnace Inn in Elkridge, Maryland. The following were present: Michael Swanenburg (Chair), Sara Arthur, Mark Berghoffen, Cynthia Berman, Ron Deutsch, Mark Dopkin, Sheila Durant, Dave Freishstat, Nicole Lacoste, Searle Mitnick, Cindy Motsko, Jeff Nadel, Hilary O'Connor, Paul Rieger, David Severn, and Theresa Shea.

1. Call to Order – Mr. Swanenburg called the meeting to order at 6:30 p.m.
2. Chair's Reports –

(a) Section Group Representation on the MSBA Board of Governors - Mr. Swanenburg led a discussion on the Business Law Section proposal to amend the Board of Governors membership to include representation from five substantive sections. Various options to determine the section's representative were weighed, as was the appropriate term of service. Mrs. Shea will edit the Business Law Section's proposal, and a subcommittee will then report back to the Section.

(b) Task Force to Study Title Industry - Mr. Rieger will serve as the Section's appointment to the Task Force. Candidates for the non-title agent appointment were discussed; Mr. Rieger will contact the nominee to determine if he is interested.

(c) Presidential Best Section Projects Award - The Section has submitted for the MSBA Presidential Best Section Project Award, for its the web casting of the Real Estate Discussion Group.

(d) Maryland Bar Journal - The Maryland Bar Journal is considering an edition focusing on the impact of baby boomers. Ms. Lacoste will work with Mr. Rieger to consider the impact of baby boomer retirees on Maryland real property law.

(e) Nominating Committee - The Nominating Committee submitted a slate of Officers for the Section Council for the 2008-09 year. It is posted on the web site. The slate will be voted upon at the Annual Meeting.

(f) Distinguished Practitioner's Award - Mrs. O'Connor led a discussion on the two lead finalists for the Distinguished Practitioner Award. The subcommittee will consider the Section's comments, and select the recipient.

3. Committee Reports

(a) Legislative Liaison/Code Revision – No report. A summary of the passed legislation will be made available on the web site, and certain items will be will be

presented at the Annual Meeting.

(b) Commercial Real Estate Discussion Group – No report.

(c) Construction Law Committee - The Construction Law Committee's April 16 BRAC program and its effect on Harford County, was well received.

(d) Technology Committee - No report.

(e) Education Committee -

(i) Annual Meeting - Mrs. O'Connor solicited interest in participating in the Tax Section's educational program. Mr. Severn reported that the materials are submitted for the Section's meeting, and presented a brief report on the educational program, "New Directions in real Property law - Foreclosure, the Green Movement, Court Decisions and Legislation." Speakers include Alexander Gordon and the Hon. Dale R. Cathell.

(ii) MICPEL - Mr. Swanenburg led a discussion regarding advance planning for next fall's Advanced Real Property program. Mrs. O'Connor reported that Micpel is considering a potential summer program.

(iii) Law School Liaisons - Presentations were made at the University of Maryland and University of Baltimore law schools .

(f) Foreclosure Committee – Mr. Nadel reported that the Foreclosure Committee will host a Spring Breakfast on may 21, and that it was looking to future breakfasts to include a speaker from DLR regarding the new foreclosure requirements, and a judge to discuss foreclosure dockets.

(g) Ground Rules – Mr. Berghoffen reported that a summer edition of Ground Rules was under way, and solicited contributions.

(h) Alternative Dispute Resolution – No report.

(i) Land Use. Mr. Freishstat reported that the Land Use Committee will host a breakfast meeting on May 16 on the role of the master plan process after the *Terrapin Run* case.

4. Other Reports/Updates – No additional reports or updates.

5. New Business

(a) Meeting – The next meeting of the Section Council will be held on Friday, June 13, 2008, at 7:30 AM at the Annual Meeting in Ocean City, Maryland..

The meeting adjourned at approximately 7:40 p.m.

Respectfully submitted,

Theresa B. Shea, Secretary