

**MINUTES OF MEETING OF SECTION COUNCIL
REAL PROPERTY SECTION
Wednesday, November 4, 2009**

A meeting of the Section Council for the Real Property Section of the MSBA was held on Wednesday, November 4 at the Elkridge Furnace Inn in Elkridge, Maryland. The following Section Council and Committee Chair members were present: Terry Shea (Chair), Ron Deutsch (Vice Chair), Lila Shapiro-Cyr (Secretary), Marc Bergoffen, Nicole Lacoste Folks, David Freishtat, Searle Mitnick, Hilary O'Connor, Paul Rieger, David Severn. Also present were Richard Froehlinger III (Discussion Lunch Committee Chair), Jeff Nadel (Foreclosure Committee Chair) and Deborah Dopkin (Liaison to Board of Governors).

1. Call to Order - Ms. Shea called the meeting to order at 6:20 p.m.
2. Prior Meeting Minutes - The prior meeting minutes were noted as approved and have been posted on the website.
3. Chair's Report
 - (a) Consumer Bankruptcy Section inquiry – Terry Shea confirmed that the discussed letter to the Board of Governors regarding social security numbers is being sent.
 - (b) Land Records Improvements Fund – There was a discussion of this fund, and the diminishment of the monies contained therein. Apparently, the Judiciary has used the funds collected via the surcharge in order to support budget necessities other than for the purpose that the funds were originally intended (i.e. improvements to the land records). The fund needs to be replenished and the current surcharge is not generating enough money. We discussed the potential of actively opposing the Judiciary's prior use of the funds and requesting that they pay back the Fund. No decision was reached, but the group agreed to continue discussions at the next meeting.
4. Committee Reports
 - (a) Legislative Committee – Regan Smith, Chair -- No report.
 - (b) Real Estate Discussion Group - Rick Froehlinger, Chair, reported that he has a number of discussion topics and speakers lined up, including Regan Smith and Ed Levin to discuss legislation. Rick also reported that a successor has not been found for his position and that he will send a note to the full Section Council soliciting recommendations.
 - (c) Technology Committee (includes webcasting, listserv, website monitoring, e-filing)– Mark Dopkin, Chair – No additional report, other than as discussed above.
 - (d) Education Committee – Guy Flynn, Chair - No report.
 - (e) Mentoring – Guy Flynn - No report. Nicole did report that she will reach out to Guy regarding teaching a class at the law schools.

- (f) Annual Meeting – Searle and Nicole will be chairing the June meeting.
 - (g) Advanced Real Property Institute: - Cynthia Moskow (Chair) could not be at the meeting, but requested an extended discussion regarding the ARPI at an upcoming meeting.
 - (h) Foreclosure Committee – Jeff Nadel, Chair, reported on an upcoming breakfast lecture where Paul Reiger will be the featured speaker and that he expects that the Governor’s proposal of mandatory mediation in every foreclosure will likely be introduced in the upcoming legislative session.
 - (i) Ground Rules - Marc Bergoffen, Editor, reported that he needs more articles for the next edition. An edition has just been published
 - (j) Land Use Committee - David Freishstat, Co-Chair – No Report
 - (k) Planning Committee - Nicole Lacoste Folks- No Report
 - (l) Construction Committee – Mike Skojec, Chair, No Report
5. Other Reports/Updates - None
6. New Business
- (a) Mandatory CLE: Searle reported that there was likely going to be a push for mandatory CLE. He informed the group that in order to pass a mandatory CLE requirement, it would have to be proposed by the Rules Committee and then adopted by the Court of Appeals.
 - (b) Next Meeting, Wednesday, January 13, 2009 at 6:15 pm at a place to be determined.
7. Adjournment - The meeting adjourned at approximately 7:05 p.m.

Respectfully submitted,

Lila Shapiro-Cyr, Secretary