



## **BOARD OF GOVERNORS MEETING**

**Winnemucca, NV  
September 14-15, 2016**

A meeting of the Board of Governors of the State Bar of Nevada was convened on September 14-15, 2016.

**The following members were in attendance on September 14 and September 15:**

Bryan Scott, President  
Gene Leverty, President Elect  
Larry Digesti, Immediate Past President  
Paola Armeni  
Kimberly Buchanan  
Julie Cavanaugh Bill  
Doug Clark  
Eric Dobberstein  
Richard Dreitzer  
Dan Hamilton  
Jack Howard  
Paul Matteoni  
Ann Morgan  
Ryan Russell  
Kari Stephens  
Ryan Works

**State Bar staff present:**

Kimberly Farmer  
Gale Skala  
Lisa Dreitzer  
Marc Mersol  
Shelley Young  
Stan Hunteerton

**Guests Present at Meeting**

Judge Mike Montero (9/15)

**Guests via telephone/Go to Meeting:**

Rew Goodenow (9/14)  
Robert Kim (9/14)  
Kim Surratt (9/15)  
Michael Buckley (9/15)  
John Leach (9/15)  
Doug Flowers (9/15)  
Alan Freer (9/15)

## **SEPTEMBER 14, 2016**

### **CALL TO ORDER**

President Bryan Scott called the meeting to order with a quorum present at 1:50 pm.

### **PRESIDENT'S REPORT**

Bryan Scott reviewed the status of proposed business plan of the Board of Continuing Legal Education. He also presented an overview of the public hearing regarding the ADKT before the Supreme Court on Medical Marijuana.

### **DISCUSSION**

#### ○ Advertising Rules

Kim Farmer discussed the current Advertising rules. Ms. Farmer then presented a few questions to the Board to generate a discussion.

- Do the rules for advertising protect the public?
- Why do we need a Northern and a Southern Advertising Committee?
- Should the lawyer advertising rules also pertain to social media?

In order to answer these questions, a taskforce was formed. Gene Leverty, chair, Kari Stephens, Ryan Russell, and Eric Dobberstein. Two Advertising Committee members will also be appointed.

#### ○ LRIS Grants Program

Kim Farmer discussed the Lawyer Referral and Information Service (LRIS) yearly Public Service Grants Program. Ms. Farmer noted that LRIS revenue has steadily declined in the past 5 years and asked the Board to consider ceasing the LRIS grant program for 2017. After an extensive discussion it was moved, seconded and carried to continue the LRIS Public Service Grant Program for 2017.

### **EXECUTIVE SESSION**

The Board entered into Executive Session at 3:40 pm and concluded at 4:35 pm

## **SEPTEMBER 15, 2016**

### **CALL TO ORDER**

President Bryan Scott called the meeting to order with a quorum present at 8:45 am.

### **EXECUTIVE DIRECTOR REPORT**

Kim Farmer reviewed the Executive Summary of Keller and Related Case Law.

Judge Michael Montero presented an overview of his diverse duties as a District Court Judge in the Sixth Judicial District in Nevada. Judge Montero stressed the shortage of attorneys in the rural districts and the ongoing challenge to recruit attorneys to practice in rural Nevada.

### **LAW SCHOOL REPORT**

Dean Dan Hamilton of the UNLV Boyd School of Law presented recent statistics regarding the law school. Dean Hamilton highlighted that the Boyd School of Law in under 20 years has become one of the top public law schools in the country. Scholarships make the difference in attracting top students to Boyd School of Law. Dean Hamilton talked about the increase of yearly tuition yet Boyd Law is still below its closest competitors.

## **DISCIPLINE REPORT**

### ○ Statistics

Stan Hunterton gave an overview of the progress that the Office of Bar Counsel (OBC) is making with the discipline backlog. Mr. Hunterton mentioned the concern regarding the investigation backlog but highlighted the steps being taken to correct this backlog. Bryan Scott discussed comments from Chief Justice Parraguirre regarding inconsistent discipline recommendations by the panels. The Board discussed using the Federal sentencing guidelines as a potential model for discipline.

### ○ Appointments

It was moved, seconded and carried to approve the following members for a three year term on the Southern Nevada Disciplinary Board effective September 16, 2016. Kimberly Buchanan abstained from voting

Jacqueline Carman

Nell Christensen

Nedda Ghandi

Yolanda Givens

## **ACTION ITEMS**

### Suspension List

It was moved, seconded and carried to approve the revised Suspension list.

### Financial Report

Marc Mersol presented the financial report for July 31, 2016. Mr. Mersol emphasized that most line items are close to projections due to the recent revised budget. It was moved, seconded and carried to accept the July 31, 2016 financial report.

### Section Taskforce Report

The Section Taskforce, whose members are Paul Matteoni, Kari Stephens, Ryan Works, Michael Buckley and Tracy DiFillippo, recommended changes to the bylaws, suggested carry over balances be used to benefit their members, and each section pay an administrative fee.

It was moved, seconded and carried to approve the recommendations of the Section Taskforce.

### Mock Trial Rules and Subcommittees

The Mock Trial Committee reviewed its rules as they compared to the National High School Mock Trial Competition. The Committee requested approval from the Board for the proposed revisions in keeping with the National Rules. It was moved, seconded and carried to approve the revisions to the Mock Trial Rules.

### Judicial Selection

It was moved, seconded and carried to appoint Tara Newberry as a temporary member to the Commission on Judicial Selection.

### Legislative Proposed Changes

*Probate and Trust Section* -- Alan Freer presented an overview of the proposed legislative changes prepared by the Probate and Trust Section. It was moved, seconded and carried that the section may assert that the positions discussed are endorsed by the section only.

*Family Law Section* -- Kim Surratt discussed the proposed legislative changes prepared by the Family Law Section of the State Bar of Nevada. It was moved, seconded and carried that the section may assert that the positions discussed are endorsed by the section only.

*Business Law Section* -- Rob Kim reviewed the proposed legislative changes prepared by the Business Law

Section of the State Bar of Nevada. It was moved, seconded and carried that upon removal of #13 the section may assert that the positions discussed are endorsed by the section only.

*Real Property Section* -- Michael Buckley, Doug Flowers, and John Leach presented the proposed legislative changes of the Real Property Section of the State Bar of Nevada. It was moved, seconded and carried that the section may assert that the positions discussed are endorsed by the section only.

### **EXECUTIVE SESSION**

The Board entered into Executive Session at 10:00 am and concluded at 10:20 am.

### **DISCUSSION**

The Board discussed topics/issues they would like to cover at upcoming Board members including:

- Support to the rural communities
- AVVO -- collection of fees
- Fee Dispute -- Impact of the Board's recent action on capping Arbitration Fee
- Practice takeover

### **CONSENT AGENDA**

Approved: Minutes of June 29, August 2, August 4, August 24, 2

### **APPROVED ATTORNEY RESIGNATIONS**

Patricia J. Bowling  
John Joseph Sheehan  
Walter Vernon Siebert

### **APPOINTMENTS**

**Nevada Bar Foundation-** Approved reappointments for a one year term effective July 2016

Connie Akridge  
Ann Bersi  
Jim Bradshaw  
Richard Pocker

Approved appointment for a two year term effective July 2016

Ann Morgan

### **Fee Dispute Arbitration Committee**

Approved for reappointment to a one-year term:

<b>Name</b>	<b>Regional Chair</b>	<b>Effective Date</b>
Mike E. Pavlakis	Carson City	May 2016
Peter Angulo	State Chair	June 2016
Robert Gerard	LVB	June 2016
John Hope	Reno/Rural	August 2016

Approved for reappointment to a three-year term:

<b>Name</b>	<b>Regional Panel</b>	<b>Effective Date</b>
Justin Alper	LVB	August 2016
Tahnaya Ballard	CC	August 2016
Richard Cornell	Reno	August 2016
Trina Dahlin	CC	August 2016
David Doto	LVA	August 2016

Lee Drizin	LVA	August 2016
David Hamilton	Reno	August 2016
Roger Harada	Reno	August 2016
Richard McConnell	Reno	August 2016
Nathaniel Reed	LVB	August 2016
Douglas Ritchie	CC	August 2016
Robert Schumacher	LVC	August 2016
M. Nelson Segel	LVC	August 2016
David Stahl	LVA	August 2016
Jason Stoffel	LVB	August 2016
Clark Vellis	Reno	August 2016
Carl Weller	LVC	August 2016
Bert Wuester	LVC	August 2016

Approved for a three-year appointment:

Name	Regional Panel	Effective Date
David Sanders	LVA	September 2016
Brian A. Morris	LVC	September 2016

#### **Clients' Security Fund**

Approved for a three year term effective September 2016: Dana Dwiggin

#### **Section Appointments**

Approved - Appellate Litigation Section slate of officers for a one year term ending September 2017:

Chair: Joel Henriod (previous Chair Elect)

Vice Chair: Anjali Webster (previous Treasurer)

Secretary: Paul C. Ray

Treasurer: Jordan Smith

Approved - Bankruptcy Law Section slate of officers be appointed for a one year term ending August 2017:

Chair: Scott Fleming (former Vice Chair)

Vice Chair: Seth J. Adams

Secretary: Erin M Houston

Treasurer: Ace C. Van Patten

#### **Mock Trial Committee**

Approved for a two year term effective September 2016

Shane Bean

Andrew Chiu

Mary Kandaras

#### **Adjourned**

There being no further business before the Board, the meeting was adjourned at 2:20 pm.

