



**MINUTES  
BOARD OF GOVERNORS MEETING  
Carson City, NV  
January 19, 2012**

A regular meeting of the Board of Governors of the State Bar of Nevada was convened on January 19, 2012

**The following members were in attendance:**

Connie Akridge, President  
Frank Flaherty, President-Elect  
Alan Lefebvre, Vice President  
Cam Ferenbach, Immediate Past President  
Elizabeth Brickfield  
Larry Digesti  
Eric Dobberstein  
Elana Turner Graham  
Gene Leverty  
Paul Matteoni  
Bryan Scott  
Richard Scotti  
Mason Simons  
David Wall  
John White (ex-officio)

**State Bar staff present:**

Kimberly Farmer  
Gale Skala  
David Clark  
Laura Gould  
Marc Mersol

**Guests:**

Jake Joyce  
Brian Gonsalves

The meeting was called to order by President Connie Akridge at 8:42 a.m. there being a quorum present.

### **PRESIDENT'S REPORT, CONNIE AKRIDGE**

Connie Akridge reported on the recent meeting Frank Flaherty, Kim Farmer and she had with Chief Judge Hardy. They discussed funding issues in the courts. Kim Farmer and Connie Akridge had previously met with Chief Judge Togliatti in Clark County to discuss the same matters.

Ms. Akridge also provided a synopsis on the 2012 Annual Convention to be held in San Diego at The Hotel Del Coronado.

### **EXECUTIVE DIRECTOR'S REPORT, KIMBERLY FARMER**

Kim Farmer reported on the current staffing at the state bar. Ms. Farmer discussed the Audit Committee's recommendations to engage Houldsworth Russo & Co. for the 2011 audit of the state bar and the Nevada Bar Foundation. The Executive Committee will review the final engagement letter and approve for signature.

### **REPORTS**

**Young Lawyers Section, Brian Gonsalves** -- Brian Gonsalves reported on the latest events of the Young Lawyer's Section (YLS). The section is finishing the project to revise a new Goldilocks DVD. The YLS Executive Council is reviewing the YLS membership. The Council believes it would be beneficial to the section to have new lawyers automatically included in the section upon admission with a provision to opt out. Jess Rinehart was appointed the Northern Social Chair of the YLS.

**Facilities, Jake Joyce, Applied Analysis** -- Applied Analysis (AA) was retained by the Board to conduct a commercial office space financial and market assessment. The analysis was to provide input to the Board as they assess lease-purchase-build options for a 20,000-25,000 square foot building to meet the needs of the growing Las Vegas headquarters. Jake Joyce of Applied Analysis presented a summary report.

The AA report weighed the benefits and drawbacks of leasing vs. owning a building, assessed vacancy rates and analyzed market conditions in the Las Vegas market.

AA recommended that the state bar buy a building. The report cited that a building purchase (over leasing) provides:

- For investment opportunity through real estate
- The opportunity for a Class A/B building at below construction pricing
- Lower costs for a grey shell structure vs. new construction
- Stronger cash flows compared to a lease option
- The ability to finance a building with attractive financing rates
- For an asset at the end of the holding term

It was moved, seconded and approved to that the Executive Committee engage a commercial real estate broker for purposes of working with the bar to search for properties with the intent to buy a building in Las Vegas. The Executive Committee to will work with the Facilities Committee.

It was moved, seconded and approved to direct the Facilities Committee to work with the approved broker to find a building for state bar headquarters. The Board will make final decisions on any recommendations by the Committee.

## **ACTION ITEMS**

### **November 2011 Financials**

Marc Mersol reported on the financial operations and information systems. Mr. Mersol covered the financial report ending November 30, 2011.

### **Investment Committee**

Elizabeth Brickfield provided an overview on the current investments of the state bar. The Investment Committee recommended that the state bar continue working with Northern Trust Securities, Inc. through 2012. It was moved, seconded and approved to accept the report and recommendations of the Investment Committee.

### **Animal Law Section Bylaws Update**

It was moved seconded and carried to change the term Executive Council to Executive Committee. It was moved, seconded and carried to add Section 8 to the bylaws that cover section involvement in legislation.

### **Advertising Committee Report to the Court**

The Supreme Court issued a December 8, 2011 order on ADKT 445, Amendments to the Nevada Rules of Professional Conduct, requesting a response to comments the Court received. The Advertising Committee North and South provided a written report to the Board responding the Court's order. It was moved, seconded and approved to submit to the Supreme Court the Advertising Committee's reply to questions on ADKT 445.

### **Appointment: Commission on Judicial Selection**

It was moved, seconded and approved to appoint Jasmine Mehta as a permanent member to the Commission on Judicial Selection. Paul Matteoni and Larry Digesti abstained from voting.

It was moved, seconded and approved to appoint Julien Sourwine as a temporary member to the Commission on Judicial Selection. Larry Digesti abstained from voting.

## **CONSENT AGENDA**

It was moved, seconded and carried to approve the following consent agenda items.

**Minutes of December 2011** -- approved the amended minutes of December 2011 Board of Governors meeting.

**Attorney Resignation** -- approved the resignation of Andrew H. Berenson.

**Attorney Suspension** -- approved the Order of Suspension for Anthony J. Blackwell.

### **Appointments**

**Bankruptcy Section** -- Approved the following slate of officers and committee chairs for a one year term effective December 2011.

Chair: Amy Tirre  
Vice Chair: James Shea  
Secretary: Dawn Cica  
Treasurer: Ogonna Atamoh  
Communications Chair: Robert Charles  
Education Chair: Candace Carlyon  
Events Chair: Anne Loraditch

**Fee Dispute Arbitration Committee** -- Approved reappointment of Jeffrey Kump as Regional Chair to the Fee Dispute Arbitration Committee for a one year term effective March 2012.

Approved reappointment of the following volunteers to the Fee Dispute Arbitration Committee for a three year term effective January 2012.

James Rankl	Carson City
David Loreman	Rural
Bill Hammer	Las Vegas Panel A
James Witmire	Las Vegas Panel B

Appointed the following volunteers to the Fee Dispute Arbitration Committee for a three year term effective January 2012.

Janice Terry	Las Vegas Panel C
Clara Padilla-Silver	Las Vegas Panel C

**CLE Committee** – Appointed Bruce Hahn, Seth Floyd and Arun Gupta to the Continuing Legal Education Committee for a three year term effective January 2012.

**Discipline Panels** – Reappointed Bernard Zadrowski as Vice Chair of the Southern Nevada Disciplinary Board for a one year term effective January 29, 2012.

Reappointed the following volunteers to the Southern Nevada Disciplinary Board for a three year term effective March 2012.

Douglas Brooks  
Joshua Dickey  
Christopher Laurent  
Thomas Ryan  
Robert Schumacher

Appointed Bruce Hahn to the Northern Nevada Disciplinary Board for a three year term effective January 2012.

Reappointed the following volunteers to the Northern Nevada Disciplinary Board for a three year term.

Jill Greiner	Effective January 2012
Kathleen Breckenridge	Effective March 2012
Michael Johnson	Effective March 2012
Douglas Rands	Effective March 2012
Dan Reaser	Effective March 2012
G. David Robertson	Effective March 2012
Caryn Tijsseling	Effective March 2012

Clark Vellis  
Lisa Hedaria

Effective March 2012  
Effective March 2012

**Lawyer Advertising Committee** – Appointed David Grant for a two year term to the Southern Lawyer Advertising Committee effective January 2012.

Appointed Karen Pearl for a two year term to the Northern Lawyer Advertising Committee effective January 2012.

**Standing Committee on Transitioning into Practice** – Approved the following attorneys to be submitted to the Supreme Court for appointment to the TIP program as mentors.

Aileen E. Cohen	Kevin N. Anderson	Shea A. Backus
Alex De Castroverde	Kevin P. King	Stacy M. Rocheleau
Amy Parks	Kristina Weller	Steven E. Tackes
Andre Lagomarsino	Kyle O. Stephens	Susan Bush
Andrea Nichols	Linda M. Norcross	Thomas A. Ericsson
Andrew Craner	Loren S. Young	Thomas Carroll
Andrew Rempfer	M Nelson Segel	Thomas E. Drendel
Barbara E. Buckley	Mace Yampolsky	Thomas H. Fell
Barry E. Clarkson	Maizie Pusich	Travis K. Twitchell
Benjamin Durham	Marc Picker	Trina M. Dahlin
Benjamin Lund	Marisa Border	Virginia L. Hunt
Bill C. Hammer	Marjorie L. Hauf	William B. Terry, Esq.
Billie-Marie Morrison	Matthew L. Johnson	Jim C. Shirley
Brian Kochevar	Michael C. Van	Jim Penrose
Byron Ames	Michael D. Rounds	John Albrecht
C. Nicholas Pereos	Michael E Buckley	John B. Marcin
Caren Jenkins	Michael K. Wall	John H. Mowbray
Charles W. Deaner	Michael L. Matuska	John P. Desmond
Charlie Luh	Michael Shannon	John T. Kelleher
Cindy Lee Stock	Michele Mercer	Joseph Hardy
D G Menchetti	Miriam E. Rodriguez	Joshua M. Dickey
Daniel Wong	Nicholas F. Frey	Karl W. Armstrong
Darren J. Welsh	Paul A. Matteoni	Kathleen M. Paustian
David A. Carroll	Paul C. Ray	Keith E. Galliher Jr.
David A. Stephens	Paul Michaelson	Keith M. Lyons Jr.
David J. Merrill	Peter C. Wetherall	Kelly Brinkman
David J. Winterton	Phillip Emerson	Robert C. Maddox
David N. Salmon	Randal Dennis Shimon	Robert Christopher Reade
David Olshan	Rebecca L. Burton	Robert M. Adams
Dean J. Gould	Rew R. Goodenow	Robert M. Salyer
Denise Mikrut	Richard Dreitzer	James E. Smyth II
Elliott A. Sattler, II	Richard F. Cornell	James Oronoz
Eric D. Hone	Robert P. Dickerson	Janne Hanrahan
Erika Pike Turner	Robert S. Larsen	Jay Earl Smith
F. DeArmond Sharp	Rochelle Nguyen	Jeff Braun
Frank John Coumou	Ronald H. Reynolds	Jeff Posin
Howard J. Russell	Ronald M. Pehr	Jennifer Roberts
Ross Goodman	Seetal Tejura	Jill Carol Davis

Scott M. Abbott	Shayne Wulterin	
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**EXECUTIVE SESSION**

The Board entered into Executive Session at 11:50 am and concluded the Executive Session at 12:25 p.m.

**ADJOURNMENT**

There being no further business before the Board, the meeting adjourned at 12:30 pm.

**Subsequent Actions of the Board of Governors**

On February 17, 2012, the Board of Governors approved via an email vote the following attorneys to be submitted to the Supreme Court for appointment to the TIP program as mentors.

- |                         |                         |
|-------------------------|-------------------------|
| Adam Davis              | Kathleen Howe McConnell |
| Alice Schumacher Denton | Kenneth A Stover        |
| Alycia Hansen           | Kevin Diamond           |
| Andrew Gabriel          | Kevin King              |
| Ann C Pongracz          | Kim G. Rowe             |
| Ann McDermott           | Kurt Faux               |
| Betsy Allen             | Kurt R. Bonds           |
| Bitu Khamsi             | Laurel Elizabeth Davis  |
| Blake Doerr             | Lucinda L. Coumou       |
| Brian F. Zimmerman      | Luis J. Rojas           |
| Bruce C. Hahn           | Mark F. Roach           |
| Bryce Earl              | Mark H. Gunderson       |
| Cassell von Baeyer      | Mary Anne Decaria       |
| Danae Katrina Adams     | Michael A. Olsen        |
| Daniel F. Polsenberg    | Michael R. Brooks       |
| Darren Brenner          | Michelle L. Abrams      |
| David J. Mortensen      | Nathan Reinmiller       |
| Dawn M. Cica            | Paul G. Taggart         |
| Edward Kainen           | Peter Maitland Angulo   |
| Eleissa C. Lavelle      | Richard A. Harris       |
| ElizaBeth Beyer         | Robert E. Marshall      |
| Ellen Schulhofer        | Robert L. Eisenberg     |
| Eric K. Taylor          | Rosemarie L. Martinez   |
| Farhan Naqvi            | Sarah Hardy-Cooper      |
| Frank M. Ponticello     | Scott Flinders          |
| Gordon R. Muir          | Scott Knight            |
| Harvey Gruber           | Shirley Blazich         |
| I. Scott Bogatz         | Susan Benedict          |

Jack Angaran  
Jamie Cogburn  
Janet E. Traut  
Jason P. Stoffel  
Jerry J. Kaufman  
John A. Hunt  
John Krieger  
John P. Aldrich  
John Shook  
John Timothy Fattig  
Jonathan B. Owens  
Joseph A. Scalia II  
Karie Wilson

Sylvia Tiscareno  
Taleen R. Pandukht  
Thomas F. Kummer  
Tina Yan  
Todd E. Kennedy  
Tracy Eglet  
Valarie I. Fujii, Esq.  
William R. Ginn  
William R. Urga

Gene Leverty abstained from voting on Bill Ginn. Paul Matteoni abstained from voting on Dan Polsenberg, Dawn Cica, Darren Brenner and John Kieger.

On March 16, 2012, the Board of Governors approved via an email vote the following attorneys to be submitted to the Supreme Court for appointment to the TIP program as mentors.

Casey Campbell  
Tom Christensen  
Justin Clouser  
Rhea Gertken  
Brad Michael Johnston  
Mark M. Jones  
Jack Juan  
Jacqueline Leleu  
Bryan A. Lowe  
Josephine Binetti McPeak  
Jason P. Stoffel  
E. Alan Tiras  
Jeffrey C. Wilcox