



Minutes
Board of Governors Meeting
July 8, 2015
Seattle, Washington

A meeting of the Board of Governors of the State Bar of Nevada was convened on July 8, 2015.

The following members were in attendance:

Elana Turner Graham, President
Larry Digesti, President- Elect
Bryan Scott, Vice President
Julie Cavanaugh Bill
Eric Dobberstein
Richard Dreitzer
Dan Hamilton
Troy Isaacson
Gene Leverty
Paul Matteoni
Ann Morgan
Richard Pocker
Ryan Russell
Kari Stephens
Ryan Works

State Bar staff present:

Kimberly Farmer
Gale Skala
Lisa Dreitzer
Shelley Young
David Clark
Brian Kunzi

Guest:

Dan Polsenberg
Bruce Beesley

CALL TO ORDER

President Elana Graham called the July 8, 2015 meeting to order at 12:33 pm with quorum present.

PRESIDENT'S REPORT

Elana Graham gave a synopsis on the June 1, 2015 Open House event at the new location of the State Bar. Ms. Graham reviewed the schedule for the Annual Meeting in Seattle beginning with a reception on July 8, 2015.

Paul Matteoni presented an update on the National Mock Trial that is being hosted by Nevada in 2018. Mr. Matteoni emphasized that many volunteers will be needed to make the event a success along with fundraising to meet targeted goals.

PRESIDENT-ELECT REPORT

Short Trial Volunteer Program

Larry Digesti reported on the proposed Short Trial Volunteer Program. The Short Trial Volunteer Program (STVP) provides an opportunity for new lawyers to obtain trial experience through a Short Trial. A number of litigants in the Short Trial appear pro se. This program pares pro se litigants in a Short Trial with a pro bono attorney. It was moved, seconded and approved to implement the STVP.

Young Lawyers Section Report

It was moved, seconded and carried to approve the following appointments for the Young Lawyers Section.

Southern District Representatives

Layke Martin (Chair)

Scott Lachman

Eric Pepperman

Michael Lee

Northern District Representatives

Jeff Conner (Chair-Elect)

Jordan Davis (Secretary)

Peter P. Handy

Rural District Representative

Kyle Waite

Carson City District Representative

Amber Duvall

Ex Officio Budget Director

Dylan Ciciliano

DISCUSSION

Attorney Fee and CLE Exemption

It has been suggested that the Board of Governors propose amending SCR 98(15) regarding the exemption from the payment of annual membership fees for attorneys who have reached the age of seventy (70) years and to amend SCR 214(1)(d) regarding exemption from minimum continuing legal education requirements for attorneys who have attained the age of seventy (70) years. After a discussion of the pros and cons of amending SCR 98(15), it was decided that there will be no change at this time.

EXECUTIVE DIRECTOR REPORT

Kimberly Farmer reported on 3100 W. Charleston noting that we are slightly under budget for the build out. Ms. Farmer presented a synopsis regarding the proposed Purchase and Sale Agreement (PSA) for 600 E. Charleston. The buyer also proposed leasing 600 E. Charleston until rezoning of the property is approved.

It was moved, seconded and carried to accept the suggested change in the terms of the PSA. Bryan Scott abstained from voting.

It was moved, seconded and carried to approve the proposed 6 month lease agreement for 600 E. Charleston.

DISCIPLINE REPORT

Elana Graham reported on the progress discipline made in regards to closing their back log of cases.

David Clark reviewed with Board members the Office of Bar Counsel statistics. Mr. Clark reported that by the end of September 2015, the backlog of cases over six months will be cleared.

Brian Kunzi reviewed the investigation process highlighting that the backlog of investigations is down by 49% from the previous year. Mr. Kunzi also reviewed the Rules of Procedures for the Office of Bar Counsel. There is a proposed change to Rule 39 of the Disciplinary Rules of Procedure that would set forth the application of the ABA Standards and define what should be required in Hearing Panel findings. Mr. Kunzi also gave a synopsis of the proposed Supplemental Brief to ADKT 0506. Mr. Kunzi highlighted the Court's direction asking for clearer findings and recommendations. The Office of Bar Counsel plans to schedule training programs for all Disciplinary Board members with the focus on applying the methodology and criteria in the ABA Standards to discipline cases, specifically to the attorney's state of mind in committing the misconduct.

Intake is the other phase of the discipline process that must be addressed for compliance with the new performance standards. Office of Bar Counsel is addressing the intake process to improve the time matters stay in intake. The Board requested that the Office of Bar Counsel send to the Board via email dates on the intakes and findings each month.

The Office of Bar Counsel's goal is by the end of the year all the matters in intake, investigations and prosecution will be in line with OBC standards.

David Clark presented the Supplemental Brief to ADKT 0506. Pending are results from the discipline panel demographics survey. It was moved, seconded and carried to authorize the Executive Committee to approve the proposed Supplemental Brief after the demographic information is added.

It was moved, seconded and carried to remove the current cap on the roster size of panel members to the Discipline Board.

It was moved, seconded and carried to approve the following appointments.

Southern Board:

Andrew Chiu

James Chrisman

Mark Connot

Ira David

Jack Fleeman

Robert Giunta

Parish Heshmati

James T. Leavitt
Michael Lee
Mark Lerner
Anat Levy
Dawn Lozano
Ryan J. MacDonald
Jason Maier
Joseph Mott
Thomas Murphrey
Brian Pezzillo
Miriam Rodriguez
Jacob Villani

Northern Board:
Douglas Rands, Chair

ACTION ITEMS

2015 Revised Budget

Marc Mersol reviewed the proposed 2015 revised budget. Mr. Mersol noted that overall revenues have been budgeted fairly conservative. It was suggested that 600 East and 3100 West revenue and expenses from the leases be shown on a separate financial report from the operating budget of the State Bar.

It was moved, seconded and carried to approve the Finance Committee recommendation to accept the 2015 Revised Budget.

It was moved seconded and carried that 600 East and 3100 West lease revenue and expenses be depicted on a separate financial report from the operating budget of the State Bar.

ABA House of Delegate Appointment

Dan Polsenberg presented a report regarding the ABA House of Delegates and discussed the upcoming ABA meeting in Chicago for the House of Delegates.

It was moved, seconded and carried to appoint Tracy DiFillippo as a representative to the ABA House of Delegates for a two year term commencing at the close of the August 2015 ABA annual meeting. Eric Dobberstein abstained from voting.

Ninth Circuit Lawyer Representative Appointment

It was moved, seconded and carried to appoint Russell Marsh for the Southern Division as the lawyer representative to the United States District Court, District of Nevada.

It was moved, seconded and carried to appoint Debbie Leonard and Molly Rezac for the Northern Division as the lawyer representative to the United States District Court, District of Nevada.

SCR 42 Application

Kim Farmer presented a revised SCR 42 application. It was moved, seconded and carried to modify the application form.

Family Law Conference Revenue Share Policy

As part of our ongoing review and continued support to sections, discussion was held with the Family Law Section to evaluate the policy regarding the State Bar/section revenue split for annual Family Law Conference.

Staff determined that the administrative fee charged to the section, which equates to \$1,002.40 per credit hour, adequately covers the bar's administrative expenses. As a result, we are no longer asking for a revenue split.

It was moved, seconded and carried to charge the Family Law Section an administrative fee of \$1,002 per credit hour at the Annual Family Law Conference for support to the Annual Family Law Conference. And to drop the revenue split previously in place.

EXECUTIVE SESSION

The Board entered into Executive Session at 4:20 pm and concluded the Executive Session at 4:55 pm.

ELECTION OF OFFICERS

It was moved, seconded and carried to approve the following slate of officers to the Board of Governors commencing July 9, 2015.

President: Larry Digesti

President-Elect: Bryan Scott

Vice President: Vernon (Gene) Leverty

Elana Graham thanked the members of the Board for their support during her 2014-2015 term.

CONSENT AGENDA

Approved - Minutes of April 29, 2015, May 14, 2015 and June 18, 2015.

Approved - Changes to the Law Related Education Program

Contracts

Approved Lexis Nexis contract

Resignations

Approved the following attorney resignations.

Daniel E. Ahlstrom

Steve Grumer

Sarah Flores

Appointments

Fee Dispute Arbitration

Reappointment for a one year term – John Hope, Regional Chair effective August 2015

Reappointment for a three year term:

Name	Effective Date
Jason Gerber	August 2015
Terry Johnson	August 2015
Todd Leventhal	August 2015
Terri MacTaggart	August 2015

Dee Newell	August 2015
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Appointment for a three year term: Sunethra Muralidhara, effective July 2015.

Advertising Committee

Reappointment for a two year term:

Shoshana Kunin-Leavitt, effective October 2015.

Taylor Randolph, effective December 2015.

Dirk Ravenholt, effective November 2015.

Eduardo San Miguel, effective November 2015.

Section Appointments

The **Gaming Law Section** is requesting the reappointment of Jeff Rodefer as Chair to a three year term ending May 2018.

The **Appellate Litigation Section** is requesting the following slate of officers be appointed to a one year term ending July 2016:

Chair: Seth Floyd

Chair Elect: Joel Henriod

Treasurer: Anjali Webster

Jordan Smith remains as Secretary

The **Insurance and Health Law Section** is requesting the following slate of officers be appointed to a one year term ending in June 2016:

Chair: Patrick Leverty

Vice Chair: Tim Mulliner

Secretary: Susan O'Brien

Treasurer: William Ginn (reappointment)

TIP Mentors

Name	Firm/Organization	Location
William Carrico	Office of Federal Public Defender	Las Vegas
Roger Cram	David Francis Law Firm, d.b.a. Cram Valdez Brigman & Nelson	Las Vegas
Greg Gilbert	Holland & Hart	Las Vegas
Mark Henness	Henness and Haight, Injury Attorneys	Las Vegas
Sonia Jimenez	Clark County District Attorney	Las Vegas
Steven Loizzi, Jr.	Alessi & Koenig, LLC	Las Vegas
Elizabeth Mercer	Clark County District Attorney	Las Vegas
Ronald Reynolds	Reynolds & Associates	Las Vegas
Jeffrey Rogan	Clark County District Attorney	Las Vegas
Charles Spann	Beckett, Yott, McCarty & Spann	Reno
Kendelea Works	Christiansen Law Offices	Las Vegas

Ethics and Professional Responsibility

Reappointment for a two year period:

Denise Bradshaw, effective June 2015

Shawn Harpen, effective November 2015

There being no further business before the Board, the meeting was adjourned at 5:02 pm.