

**Agenda**  
**STATE BAR OF TEXAS**  
**BOARD OF DIRECTORS**  
Moody Gardens Hotel – Salon E  
1 Hope Blvd.  
Galveston, TX 77554  
Friday, September 19, 2014 – 9:00am

**Individuals with disabilities are entitled to have access to and participate in this meeting. An individual requiring an accommodation for access to the meeting must notify the State Bar by informing Candiss Held at 1/800-204-2222 or 512/427-1463 (x1416) or RELAY Texas (1-800-735-2989), in writing 24 hours prior to the scheduled meeting of the necessity of an accommodation. Upon receipt of this request, the State Bar will furnish appropriate auxiliary aids and services when necessary to afford an individual with a disability an equal opportunity to participate in and enjoy the benefits of the board meeting as nondisabled individuals enjoy.**

1. **Call to Order** Roger Key
2. **Roll Call** Michelle Hunter
3. **Invocation**
4. **Pledge to the U.S. and Texas Flags** Laura Gibson
5. **Remarks from the General Public\***  
*(Sign in sheet available for public comment)*
6. **Report from the Chair of the Board** Roger Key
  - A. **Discussion:**
    - 1) General Report
    - 2) Solicitation of candidates to serve as Chair of the Board, 2015-16
  - B. **Action:** Consider, discuss and approve:
    - 1) Consent Agenda Items (Consent Tab)  
(Tab 1)
    - 2) Referral of Annual Meeting Resolution concerning Limited Partnerships and Professional Associations to the Tax Section
    - 3) Referral of Annual Meeting Resolution concerning Texas Supreme Court orders, requests, and instructions to the State Bar of Texas Communications Division (Tab 2)
7. **Swearing-in of New Board Member** Justice Phil Johnson

**SBOT MISSION**

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8. **Report from the President** Trey Apffel  
**A. Discussion:**  
1) General Report  
2) Update on Presidential Initiatives  
3) Update on MCLE Regulations  
4) Update on Immigration Pro Bono Efforts Jonathan Ryan/Charles Foster  
5) Update on Texas Board of Legal Specialization  
  
**B. Action:** Consider, discuss and approve:  
  
1) Ratification of the Ad Hoc Submission Committee's (Tab 3)  
approval of Bankruptcy Law Section request to file an  
amicus brief in *Baker Botts, L.L.P. v. ASARCO,*  
*LLC* pursuant to Policy Manual Section 8.02.04(C)
9. **Report from the President-Elect** Allan K. DuBois  
**A. Discussion:** General Report  
  
**B. Budget Committee**  
**Discussion:** FY 2015-2016 Budget Update  
  
**C. Committee Review Task Force** (Tab 4)  
**Discussion:** General Report
10. **Report from the Immediate Past President** Lisa M. Tatum  
**A. Discussion:** General Report  
1) General Report  
2) Update on Diversity Initiatives
11. **Executive Committee**  
**A. Nominations and Elections Subcommittee** Lisa M. Tatum/Cindy Tisdale  
**Discussion:** General Report  
  
**B. Policy Manual Subcommittee** Diane DeVasto (Tab 5)  
**Action:** Consider, discuss and approve revisions to  
the following provisions of the Board Policy Manual  
1) Section 3.06 regarding internal purchasing policies  
2) Sections 3.07.01 and 3.07.02 regarding  
reimbursement of Board members  
3) Sections 4.04.16, 5.01.08 and 5.04.06 regarding  
contracts for goods and services for State Bar sections,  
divisions and committees
12. **Commission for Lawyer Discipline / Chief** Guy Harrison/Linda Acevedo (Tab 6)

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**Disciplinary Counsel Update**  
**Discussion:** General Report

13. **Texas Young Lawyers Association** Rebekah Steely Brooker  
**Discussion:** General Report
14. **Administration Committee** Laura Gibson  
**A. Discussion:** General Report
15. **Audit and Finance Committee** Tom Riney (Tab 7)  
**A. Discussion**  
1) Financial Reports and General Review of Financial Statements  
2) Investment Overview Ken Couch
- B. Action:** Consider, discuss and approve Acceptance of Quarterly Investment Reports for May 2014
- C. Action:** Consider, discuss and approve:  
1) PFM Group, Patterson & Associates and University of North Texas Center for Public Management as Public Funds Investment Act Trainers  
2) Broker/Dealer List for Investments  
3) Investment Policy
16. **Discipline and Client Attorney Assistance Committee**  
**A. Client Security Fund Subcommittee** Denise Scofield  
**Discussion:** General Report
- B. DCAAP Subcommittee** Larry McDougal  
**Discussion:** General Report
17. **Member Services and Education Committee**
- A. Appeals-Grant Review Subcommittee** Scott Rothenberg (Tab 8)  
**Discussion:** Report on Grant authorization request received:  
1) “The Bullying Project”  
Sponsor: Texas Young Lawyers Association
- B. Professional Development Subcommittee** Gary Nickelson  
**Discussion:** General Report

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**C. Insurance/Member Benefits Subcommittee** David Chamberlain  
**Discussion:** General Report

**D. Technology Oversight Subcommittee** Louis Iselin (Tab 9)  
 1) **Discussion:** General Report  
 2) **Action:** Consider, discuss and approve Business Technology Plan

18. **Public Services and Education Committee**

**A. Affordable Legal Services Subcommittee** Susan Nelson (Tab 10)  
**Discussion:** General Report

**B. Legislative Policy Subcommittee** Jaime Balli  
**Action:** Consider, discuss and approve:  
 1) SBOT Legislative Program and recommendations of the Legislative Policy Subcommittee (mailed separately)  
 2) Appeals of recommendations made by the Legislative Policy Subcommittee and take appropriate action, if any

19. **Section Representatives to the Board Committee** Scott Rothenberg  
**A. Discussion:** General Report

**B. Action:** Consider, discuss and approve the Animal Law Section’s request to amend its bylaws (Tab 11)

20. **Discussion:** Liaison Report  
 A. Supreme Court Liaison Justice Phil Johnson  
 B. Court of Criminal Appeals Liaison Judge Michael Keasler  
 C. Federal Judicial Liaison Judge Ed Kinkeade  
 D. Judicial Section Liaison Judge David Evans  
 E. Out-of-State Lawyer Liaison Harry Paul (Hap) Weitzel

21. **Discussion:** Report from the Executive Director Michelle Hunter

22. **Discussion:** Report from the Legal Counsel John Sirman

**A. Discussion: Closed Session** as authorized by Texas Government Code Section 551.071 for the purpose of consulting with legal counsel concerning pending or contemplated litigation, including *Citizens Against The Bar, Jamar Osborne, and Mikal Osborne v. Travis County, Julia E. Vaughn, and Buck Files* (1:13-

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cv-00528-LY, U.S. District Court, Western District of Texas) and *John V. McShane v. Mary L. Greiner* (DC-13-07712, 298<sup>th</sup> District Court of Dallas), and as authorized by Texas Government Code 551.074 concerning a personnel matter

***B. End of Closed Session/Return to Open Session***

**23. Adjourn**

If during the course of the meeting covered by this notice the board should determine that a closed or executive session of the board should be held or is required in relation to an item noticed in this meeting notice, then such closed or executive meeting or session as authorized by the Open Meetings Act will be held by the board at the date, hour, and place given in this notice or as soon after the commencement of the meeting covered by this notice as the board may conveniently meet in such closed or executive meeting or session concerning any and all subjects and for any and all purposes permitted by Sections 551.071-551.084 of the Open Meetings Act, including, but not limited to:

- Section 551.071 – For the purpose of a private consultation with the board’s attorney on any or all subjects or matters authorized by law.
- Section 551.072 – For the purpose of deliberating the purchase, exchange, lease, or value of real property.
- Section 551.074 – For the purpose of deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

The board reserves the right to change the order of items on the agenda. Agenda items may be taken out of sequence to accommodate persons appearing before the board and/or to aid in the effectiveness of the meeting.

Should any final action, final decision, or final vote be required in the opinion of the board with regard to any matter considered in such closed or executive meeting or session, then such final action, final decision, or final vote shall be at either:

- a. the open meeting covered by this notice upon the reconvening of this public meeting, or
- b. at a subsequent public meeting of the board upon notice thereof, as the board shall determine.

[\* Comments from the public may be taken throughout the Board meeting.]

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