

Agenda
STATE BAR OF TEXAS
BOARD OF DIRECTORS

Special Called Meeting

Thursday, September 10, 2020 – 9:00am

*Via Telephonic Open Meeting Pursuant to Governor’s March 16, 2020,
Temporary Suspension of Certain Open Meetings Provisions**

Members of the Public:

View the meeting via PC, Mac, iOS or Android Device:

www.youtube.com/statebaroftexas

Public comments will be received after agenda item 6.

To sign up to speak during the meeting, please email amy.starnes@texasbar.com or call (800) 204-2222, Ext. 1706 (toll free) before 5:00pm on Wednesday, September 9, 2020. Please provide the agenda item number you wish to speak on.

Written comments must be received by 5:00pm on Thursday, September 3, 2020, for timely distribution to the Board of Directors before the special called meeting. Please submit written comments by email to boardofdirectors@texasbar.com.

Link to the September 10, 2020, Board of Directors Agenda and Materials:

www.texasbar.com/bodmaterials

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 Chielsey Barber 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.

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| 1. Call to Order | Charlie Ginn | |
| 2. Roll Call | Trey Apffel | |
| 3. Invocation | Steve Naylor | |
| 4. Pledge to the U.S. and Texas Flags | Amy Welborn | |
| 5. Report from the Executive Director | Trey Apffel | (Materials) |
| 6. Report from the Chair of the Board | Charlie Ginn | (Materials) |
| A. Action: Consider approval of minutes of the July 27, 2020 Special Called Board Meeting | | |
| B. General Report: Update regarding board counsel’s analysis of director Alistair Dawson’s July 27, 2020, tabled motion regarding the spokesperson duties of the State Bar President and a revised motion sent to board | | |

SBOT MISSION

The mission of the State Bar of Texas is to support the administration of the legal system, assure all citizens equal access to justice, foster high standards of ethical conduct for lawyers, enable its members to better serve their clients and the public, educate the public about the rule of law and promote diversity in the administration of justice and the practice of law.

counsel by Dawson; continued discussion regarding options available to the board; and *Keller* analysis of action items requested of the State Bar President by the African American Lawyers Section (AALS) on July 13, 2020

C. Closed Session pursuant to Government Code Section 551.071 to seek the advice of board counsel regarding director’s motion and revised motion regarding spokesperson duties of State Bar President, options available to the board, and *Keller* analysis of AALS action items

D. End of Closed Session/Return to Open Session

E. Action, if needed, regarding issues discussed in closed session

F. Action: Consider and discuss referral of ABA Model Rule 8.4(g) to the DCAAP committee for study and recommendation

7. **Remarks from the General Public***
(Members of the public will have an opportunity to comment during the teleconference. Time allocations will be made based on the number of people who sign up to speak, and speakers will be notified beforehand.)

8. **Report from the President** Larry McDougal (Materials)

9. **Report from the President-Elect** Sylvia Borunda Firth (Materials)
Action: Consider and discuss approval of roster of the Task Force on Diversity, Equity, and Inclusion

10. **Report from the Immediate Past President** Randy Sorrels

11. **Board Workgroup to Review Public and Member Input on Diversity and Inclusion Issues** Carmen Roe (Materials)

A. Discussion: General Report

B. Action: Consider and discuss approval of roster of Board workgroup to review public and member input on diversity and inclusion issues

12. **Executive Committee**
Nominations and Elections Subcommittee Randy Sorrels/
Jerry Alexander

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Discussion: General Report

13. **Report from General Counsel** Ross Fischer

14. **Report from Legal Counsel** John Sirman

A. Closed Session as authorized by Texas Government Code Section 551.071 for the purpose of consulting with legal counsel, to include discussion regarding all pending or any contemplated litigation (including regarding *McDonald et al. v. Sorrels et al* (No. 20-50448 in the Fifth Circuit Court of Appeals)); and Section 551.074 to deliberate regarding personnel matter(s)

B. End of Closed Session/Return to Open Session

C. Action, if needed, on items discussed in closed session

15. **SBOT Mission Statement** Charlie Ginn

16. **Adjourn**

If, during the course of the meeting covered by this notice, the Board determines that a closed session of the Board should be held or is required in relation to any item included in this notice, then such closed session as authorized by Texas Open Meetings Act (Tex. Govt. Code Ch. 551) will be held by the Board at that 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 session concerning any and all subjects and for any and all purposes permitted by Sections 551.071 – 551.084, inclusive, of the Texas Open Meetings Act.

Items on the agenda will not necessarily be discussed or considered in the order they are printed on the agenda above. Comments from the public may be taken throughout the Board meeting.

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