Agenda

STATE BAR OF TEXAS
BOARD OF DIRECTORS

George R. Brown Convention Center
1001 Avenida de las Americas, Room 305
Houston, Texas 77010
June 12, 2003 (9:00a)

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, and large print, or braille, are requested to contact Grace Alcantar at 1/800-204-2222 or 512/463-1463 (x1416) or RELAY Texas (1-800-735-2989) five working days prior to the meeting so that appropriate arrangements can be made.

ITEM
NO. (TAB) DISCUSSION AND/OR ACTION ITEM

(Outgoing/Incoming Boards, 2002-03 and 2003-04): *7*

1. **CALL TO ORDER**
   Chair Charles W. Schwartz

2. **ROLL CALL**
   Antonio Alvarado

3. **INVOCATION**

4. **ITEMS FROM THE CHAIR OF THE BOARD**
   Chair Charles W. Schwartz

   A. General report and overview of Bar year
   (Consent Tab) **B. Consider approval of items on the consent agenda**
   C. Presentation of Outstanding Third-Year Director

5. **REPORT AND ACTION ITEMS FROM THE PRESIDENT**
   Guy N. Harrison

   A. General Report

6. **REPORT AND ACTION ITEMS FROM THE EXECUTIVE DIRECTOR**
   Antonio Alvarado

   A. General report

B. Overview of staff activities for Bar year

7. **REPORT AND ACTION ITEMS FROM THE CHIEF OPERATING OFFICER/GENERAL COUNSEL**
Shelby Rogers

A. General report
B. Litigation Overview Report

8. **REPORT AND ACTION ITEMS FROM THE IMMEDIATE PAST PRESIDENT** - ***Broadus Spivey***

9. **REPORT FROM JUDICIAL LIAISONS**

A. Supreme Court Liaison - ***Justice Craig T. Enoch***
B. Court of Criminal Appeals Liaison - ***Judge Sharon Keller***
C. Federal Judicial Liaison - ***Judge Barbara Lynn***
D. Judicial Section Liaison - ***Judge Stephen Ables***

10. **REPORT FROM SECTION REPRESENTATIVES TO THE BOARD** - ***William H. Betts***

11. **ACTION ITEMS AND REPORTS FROM BOARD COMMITTEES**

A. **Administration Committee**
Jarvis V. Hollingsworth

1) ***Closed Session*** authorized by Texas Government Code, Section 551.074, for the purpose of discussing the evaluation, duties and compensation of the Executive Director and General Counsel

2) ***End of Closed Session/Return to Open Session*:** **Consider approval of committee recommendation for compensation for Executive Director and General Counsel**

3) General Report
4) Litigation Update
5) Contracts Update
6) Consider granting the Board Administration Committee authority to approve the Dallas field office lease
7) Report of Committee approval of Tyler field office lease

B. **Budget Committee**
Betsy Whitaker

ITEM
NO. (TAB) DISCUSSION AND/OR ACTION ITEM

1) Budget Update

(Tab 1) C. **Finance Committee**
David W. Stevens

1) Budget report/monthly financials
2) **Consider approval of Quarterly Investment Report for Quarter ending February 2003**

D. **Client Security Fund**
Velva L. Price

(Tab 2) E. **Racial Diversity in the Profession Committee**
Georgina Benavides

1) General Report

F. **Disciplinary & Client Attorney Assistance Committee**
Georgina Benavides

1) General Update

G. **Member Services & Education Committee**
Mike Baggett

1) **Appeals-Grant Review Subcommittee** - ***Steven Steele***

(Tab 3) **a) Consider approval of amendments to MCLE Regulations, MCLE Appeals Procedures, Section 10.9 - 10.11.3**

(Tab 4) **b) Consider approval of committee recommendations regarding the following appeals:**

ITEM
NO. (TAB) DISCUSSION AND/OR ACTION ITEM

1) MCLE:

a) Robert T. Stewart, regarding the nonaccreditation of the Baker Botts Environmental Law Seminar activity
b) Thomas John Fisher, regarding the nonaccreditation of the Corpus Christi Association of Petroleum Landmen Spring 2003 Educational Seminar

2) **Professional Development Education Subcommittee**
Blair A. Bisbey

a) General Report

3) **Technology Oversight Subcommittee**
Kim A. Askew

a) Update on Online Attorney Profiles

H. **Public Services & Education Committee**
Dan M. Boulware

1) **Legal Services Subcommittee** - ***Dan M. Boulware***

a) General Report
b) Status of Loan Repayment Program

2) **Legislative Policy Subcommittee** - ***Blair A. Bisbey***

I. **New Directors Orientation**
Georgina M. Benavides

1) General Report

J. **Sunset Review Committee**

ITEM
NO. (TAB) DISCUSSION AND/OR ACTION ITEM

Gib Walton

1) General Report

12. **STATE BAR COMMITTEES, SECTIONS, DIVISIONS**

(Tab 5) A. End of year reports

13. **OTHER REPORTS**

(Tab 6) A. **Commission for Lawyer Discipline**
Scott Rozzell

(Tab 7) B. **Texas Access to Justice Commission**
John R. Jones

C. **Texas Bar Foundation**
Tim Sulak

D. **TYLA President**
Andrew L. Strong

E. **Out-of-State Lawyer Liaison**
Turner W. Branch

(RECESS)

June 12, 2003

(Incoming 2003-04 Board): *7*

14. **RECONVENE** - ***Chair Charles W. Schwartz***

15. **ROLL CALL** - ***Antonio Alvarado***

16. **INSTALLATION OF OFFICERS, REMARKS, & PRESENTATIONS**

A. **By Outgoing Chair** - ***Charles W. Schwartz***

ITEM
NO. (TAB) DISCUSSION AND/OR ACTION ITEM

1) Remarks
2) Presentation of Incoming Chair Kim J. Askew

B. **By Incoming Chair** - ***Kim J. Askew***

1) Remarks
2) Presentation of shadow box to Outgoing Chair Charles W. Schwartz

C. **By Outgoing President** - ***Guy N. Harrison***

1) Remarks
2) Presentation of gavel to Incoming President Betsy Whitaker

D. **By Incoming President** - ***Betsy Whitaker***
1) Remarks
2) Presentation of shadow box to Outgoing President Guy N. Harrison

17. **SWEARING IN OF PRESIDENT-ELECT**

A. Introduction of new President-elect - ***Betsy Whitaker***
B. Remarks - ***Kelly Frels***
C. Swearing in - ***Justice Craig T. Enoch***

18. **SWEARING IN OF NEW DIRECTORS**
Justice Craig T. Enoch

19. **REPORT OF INCOMING CHAIR OF THE BOARD**
Kim J. Askew

A. Unfinished business, if any, from earlier Board meeting session
(Tab 8) B. Preview of resolutions proposed for consideration at 2003 Annual Meeting
(Tab __) C. Appointment of Board committees; advisors and alternate advisors to sections and committees for 2003-2004

20. **REPORT OF INCOMING PRESIDENT**

ITEM
NO. (TAB) DISCUSSION AND/OR ACTION ITEM

Betsy Whitaker

A. Report of expectations and plans for the 2003-2004 Bar year
(Tab __) B. Appointment of 2003-2004 Executive Committee

21. **REPORT OF INCOMING TYLA PRESIDENT**
Marshall Wood

22. **REMARKS FROM THE GENERAL PUBLIC**

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Consent Agenda

C1. APPROVAL OF MINUTES:

(Minutes Tab) A. Approval of minutes of Board meeting conducted on *April 11, 2003*

C2. ITEMS FROM THE PRESIDENT(S):

A. Approval of appointments by **President Betsy Whitaker** to the following entities:

1) **College of the State Bar Board**, for three-year terms effective June 1, 2003 through May 31, 2006:

Sally Lynn Crawford (Dallas))
Steve James (El Paso)
Carolyn F. Moore (Lubbock)
Angela Kennell Washington (Dallas)
Melody M. Wilkinson (Fort Worth)
Hector M. Zavaleta (El Paso)

2) **Section Coordination Committee**, for two-year terms effective June 2003 through Annual Meeting June 2005:

Phyllis Randolph Frye (SOGII Section, Houston)
Anne MacNaughton (Corporate Counsel Section, Houston)
_____ ( )

3) **Section Representatives to the Board Committee:**

a) for three-year terms June 2003 through Annual Meeting June 2006:

Demetrius K. Bivins (San Antonio)
David East (Houston)

4) **SBOT Insurance Trust**, for three-year terms effective July 1, 2003 through June 30, 2006:

Claire Phelps Arenson (Austin)
Kimberly L. Kiplin (Austin)
T. Allan Hart (Jasper)

5) **Texas Access to Justice Commission**, for three-year terms effective June 2003 through June 2006:

Ophelia F.Camina (Dallas)
Elizabeth Lang-Miers (Dallas)
_____ ( )

6) **Texas Board of Legal Specialization:**

a) for terms July 1, 2003 through June 30, 2004:

Chair: **Cindy Rucker Allen (Abilene)**
Vice Chair: **Fidel Rodriguez Jr. (San Antonio)**

b) for three-year terms effective July 1, 2003 through June 30, 2006:

Cindy Rucker Allen (Abilene)
David Evans (Fort Worth)
M. Colleen McHugh (Corpus Christi)
Brett A. Ringle (Dallas)

7) **Texas Equal Access to Justice Foundation (IOLTA)**, for three-year terms effective September 1, 2003 through August 31, 2006:

Douglas Caldwell (Houston)
Gib Walton (Houston)

B. Approval of special committees:

1) Web service advisory committee effective June 2003 through June 2005):

Co-Chairs: Kim Askew (Houston)
David Evans (Fort Worth)

(Other members to be appointed by President Whitaker)

2) Special Pattern Jury Charges Oversight committee effective June 2003 through June 2004:

Chair: Daniel V. Pozza (San Antonio)
Vice-Chair: Paula W. Hinton (Houston)

(Chairs to be appointed by President Whitaker)

C3. <u>OTHER ITEMS</u>

A. **<u>Nominating Committee to Select ABA Delegates</u>**
(Broadus Spivey, Chair)

1) Approval of appointment of delegates to the American Bar Association House of Delegates for two-year terms beginning at the conclusion of the 2003 ABA Annual Meeting and expiring at the conclusion of the 2005 ABA Annual Meeting:

Delegates:
Kelly Frels (Houston)
Guy N. Harrison (Longview)
Jay E. Ray (Dallas)
William O. Whitehurst (Austin)

Alternates:
Edward J. Murphy (Houston)
Jan P. Patterson (Austin)
Darrell E. Jordan (Dallas)
Troy S. Gilreath (Victoria)

2) Approval of appointment of delegate to complete Broadus A. Spivey's unexpired term expiring at the conclusion of the 2004 ABA Annual Meeting:

Delegate:

H. Mack Barnhart (Gainesville)

C4. ITEMS FROM COMMITTEES, SECTIONS/DIVISIONS:

(Yellow Tab A) A. Approval of Law Student Division=s amendment to bylaws
(Yellow Tab B) B. Approval of Legal Assistants Division's amendment to bylaws

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