

NEW HAMPSHIRE BAR ASSOCIATION
BOARD OF GOVERNORS MEETING
Thursday, November 20, 2014
Bar Center – Concord, NH
3:00 P.M.

MINUTES

Present for all or part of the meeting were:

Lisa Wellman-Ally	Patrick T. O'Day
Mary. E. Tenn	Edward T. Clancy
David W. Ruoff	Lanea A. Witkus
Scott H. Harris	Russell F. Hilliard
Robert R. Howard, III	Heidi Barrett-Kitchen
Jaye L. Rancourt	Thomas B.S. Quarles, Jr. (via phone)
Christopher T. Regan	Lawrence A. Vogelmann
John A. Curran	Joni N. Esperian
Mary Ann Dempsey	Stephanie C. Hausman
Danielle Y. Vanderzanden	Jeannine L. McCoy
Suzanne McKenna	Denice M. DeStefano
Richard C. Guerriero, Jr.	Virginia A. Martin
Sandra L. Cabrera	Joanne M. Hinnendael
Ora Schwartzberg	Dan R. Wise
Catherine E. Shanelaris	Paula D. Lewis
James A. Shepard	Deborah Hawkins

A meeting notice reminder was emailed November 17th. A preliminary agenda and materials were emailed November 18th. Additional materials were emailed and distributed November 20th. The Agenda is duplicated below in order of consideration of agenda items. Unless otherwise noted, all motions reported are deemed to have been appropriately proposed, seconded and voted upon by those present.

REGULAR SESSION

A. CALL TO ORDER

Lisa Wellman-Ally

The Regular Session of the November 20, 2014 Board of Governors meeting was called to order at 3:10 p.m. by President Lisa Wellman-Ally.

Lisa introduced new Out-of- State Board member Dani Vanderzanden,

B. Membership Status Changes for November 2014

Denice DeStefano

The Board received Membership Status changes, which are attached as a permanent part of these minutes.

C. Minutes of October 16, 2014 Meeting

Denice DeStefano

Minutes of the October 16, 2014 Board of Governors meeting **were approved as presented.**

PRESENTATION / DISCUSSION / ACTION ITEMS

- D. Adoption of the 2014 NH Title Examination Standards Heidi Barrett-Kitchen

Heidi Barrett-Kitchen, of the Title Standards Committee, an entity of the Real Property Law Section, presented a memo noting changes made in the 2014 annual revision process. Attorney Barrett-Kitchen reviewed highlights of the revisions and offered thanks to the Title Standards Committee volunteers for their efforts on this project.

ACTION

On motion to approve the 2014 annual revisions to the NHBA Title Examination Standards. PASSED.

- E. Public Protection Fund Committee Annual Report Tom Quarles
Paula Lewis

NHBA Public Protection Fund Committee Chair Tom Quarles reviewed the Annual Report provided to the Court. Attorney Quarles explained pending claims and the fund caps. The fund currently has a balance of over two million dollars.

- F. Veterans Project Larry Vogelman

Larry gave some background on the *Boots on the Ground* Veterans initiative, and updated the board on recent developments. He is asking for the Board's support for the *Boots on the Ground Legal Project*.

ACTION

On motion to approve the following statement: The New Hampshire Bar Association welcomes the forthcoming announcement of the "Boots on the Ground Legal Project" initiative of the Veterans Foundation of New Hampshire. While specific details about the cooperative efforts remain to be determined, the NHBA's Pro Bono Program, and the NHBA Reduced Fee and Lawyer Referral Services look forward to, as program capacity including volunteer and staff resources allow, referring some eligible legal matters identified by "Boots on the Ground" to lawyers who have agreed to take such cases as members of the Association's referral panels. PASSED (*unanimously*).

- G. Gender Equality Committee - State Prison Dress Code Issue Joni Esperian

Joni Esperian, Chair of the Gender Equality Committee (GEC), and Stephanie Hausman, member of the Gender Equality Committee, joined the Board to discuss this issue. Joni gave some background about the history of the GEC- which was formerly the Women in the Profession committee and why she feels the GEC and the Bar Association have an interest in this issue. Jaye Rancourt spoke about the history of this issue for the benefit of the new members of the board. There continue to be issues with application of the dress code policy at

the State Prison, as well as problems with the language in the policy. Prison officials have been asked to review the policy language and application. The GEC hopes to assist, as necessary, with work toward a gender neutral policy and a gender neutral application of that policy.

H. State Update

All Board Members

Belknap County Governor Suzanne McKenna reported that the Belknap County Bar President presented a program to the local high school on distracted driving. The materials used are available to the Bar Association for use in other school presentations, if interested.

Association ABA Delegate Russ Hilliard reported on concern expressed by some members regarding the Midyear Meeting being scheduled during school vacation time in February. Assistant Executive Director Denice DeStefano explained that it was the only time adequate space was available at the facility we need to use for the size program we offer.

Governor-at-Large Chris Regan expressed concern about overall Circuit Court understaffing, impacted by retirements and consequent loss of expertise (long time clerks will be retiring), and the problem of open positions and no hiring. He commented that the courts "will be in a difficult position around funding" with the new legislature.

Rockingham County Governor Patrick O'Day reported that Rockingham County will be holding its winter social at the British Beer Company in Portsmouth on December 10th.

Treasurer Rob Howard remarked on the passing of David Nixon and indicated appreciation for Bar staff and Bar Members attending calling hours and services.

Vice President David Ruoff reported that Hillsborough North Superior Court Clerk John Safford is retiring in February after 36 years. . The Manchester Bar Association will recognize Safford's long time service at an upcoming meeting.

I. President's Report

Lisa Wellman-Ally

President Lisa Wellman-Ally reported on the following:

- Rural Practice Update - Lisa met with Phil Waystack and Sandra Cabrera on particular needs of practitioners in the North Country, particularly for mentoring and introductions to community leaders.

Subgroups of the Rural Practice Initiative work group are continuing their work, and Lisa is conducting conversations to better identify the presence and role of lawyers in providing services and support to businesses in rural areas.

- New England Bar Association Meeting Report - topics included the graying of the bar, and rural practice issues that several states are addressing. It also appears that other NE states are looking to adopt our lower-cost approach to leadership development. Lisa and Jeannine also met with representatives of ALPS, a malpractice insurer, which has a product for startup solo law firms with initially low premiums. ALPS is seeking

regulatory approval to offer this PLI product in NH. This insurance product could be helpful as part of the support services available to lawyers creating a new practice in a rural area.

ALPS also has created a website that seeks to identify and link up mentoring resources for attorneys. ALPS Attorney Match allows lawyers from all walks of the profession to create a profile and build a network of other attorneys with shared interests. This may include attorneys nearing retirement looking for a successor or an associate attorney within a firm that is hanging up a shingle and is seeking advice on starting a solo practice. This service is not actively promoted in NH at present.

- NHBA needs to appoint a non-lawyer member to the Judicial Conduct Committee to fill a vacant position for a three year term that would go through July 2017. Lisa asked board members for suggestions.
- COLAP Survey Participation (approved by BOG in October) – was distributed to the Board via email on November 18th for their information.
- Lisa encouraged board members to attend the 10th anniversary New Lawyer Bench and Bar Meet and Greet on Dec. 10. An invitation is included in the Board materials.
- A Nov. 18 meeting with interim UNH Law Dean Jordan Budd to inquire about how the law school can help the Bar Association and vice versa. Several ideas were discussed as to how to forge better bonds during this challenging time.

J. Executive Director's Report

Jeannine McCoy

Executive Director Jeannine McCoy reported on the following:

- ABA Standing Committee on Bar Activities and Services Meeting Report-

Jeannine McCoy reported on the ABA Committee meeting she attended last week. This committee shapes the ABA Division for Bar Services annual training program Bar Leadership Institute. Participation with this committee also provides a sense of issues and initiatives discussed at the different regional bar conferences around the country.

- You Should Know Activity Update – was distributed.
- Strategic Planning – 2014-2017 Plan – Ready to Commit?

Board members were asked to adopt the draft plan as developed. It was decided that the draft plan will be distributed again, along with results from the Board/Management "Impact Criteria Survey" and both will be discussed in December.

- 2015 Midyear Meeting – Expense and Funding

As part of a Midyear Meeting Funding update, it was noted that some of the revenue (NHMCLE subsidy) that has been used in the past to subsidize the cost of the meeting

may not be available this year. There was discussion about ways of funding the meeting, with support expressed for keeping the "that's incredible" low pricing of the meeting if the Association's budget can support it. It was also suggested that if the meeting registration fee must be increased, staff consider applying the increase to "more experienced" members of the Association, vs newer members.

ACTION

On motion to raise the registration fee for Midyear Meeting by \$15, if necessary.
PASSED.

It was also noted that work is underway to finalized the date for the 2016 Midyear Meeting.

- 3rd Floor Lease Update

We are working with counsel to negotiate a lease proposal (to be placed before the Board) on additional space available on the 3rd floor of 2 Pillsbury Street.

- Legal Services Issues Update

The Bar Leadership will continue work with Ginny Martin and Jeannine on recent funding and programmatic issues. There will be a report on progress at the December Board meeting.

ADJOURNMENT

The November 20, 2014 Board of Governors Meeting adjourned at 5:58 p.m.

Respectfully submitted,



Denice DeStefano, for
Scott H. Harris, Secretary

NEW HAMPSHIRE BAR ASSOCIATION

Membership Status Changes

Presented to the Board of Governors November 20, 2014

Active to **INACTIVE**

David, Jennifer, Boston, MA (effective October 16, 2014)
Hoffman, Ron E., Alton, NH (effective September 18, 2014)
Jirak, Lauretta M., St. Paul, MN (effective October 16, 2014)
Pugliese, Rachel L., Manchester, NH (effective September 16, 2014) New Admittee
Stevens, John H., Winchester, MA (effective October 16, 2014)
Sullivan, Peter M., Manchester, NH (effective October 16, 2014)
Vincent, Caroline K., Springfield, MA (effective October 16, 2014)
Zamansky, Leonard D., Marblehead, MA (effective October 16, 2014)

Active to **INACTIVE RETIRED**

Gray, Nancy J., Bath, NH (effective October 16, 2014)
Mackie, Janet A., Durham, NH (effective October 16, 2014)
Prevett, Peter D., Amherst, NH (effective October 16, 2014)

Active to **DECEASED**

Glidden, Kenneth P., Laconia, NH (effective October 22, 2014)

Military Active to **ACTIVE**

Carilli, Joseph F., Washington, DC (effective November 10, 2014)

Part-Time Judicial to **ACTIVE**

Michael, Gregory E., Manchester, NH (effective October 14, 2014)

Inactive to **ACTIVE**

Casian, Patrice D., Hampton Falls, NH (effective November 7, 2014)
Cheng, Sam G., Lexington, MA (effective November 7, 2014)
Ehlers, Michael J., Hudson, NH (effective November 10, 2014)
Manchini, Steven G., N. Reading, MA (effective November 4, 2014)
Murphy, Daniel P., Lowell, MA (effective October 16, 2014)
Roberts, William B., Keene, NY (effective November 3, 2014)
Thomsen, Jocelyn A., Newburyport, MA (effective October 30, 2014)

Inactive to **INACTIVE RETIRED**

Creedon, Patricia B., Hudson, NH (effective November 7, 2014)

Inactive to **FULL TIME JUDICIAL**

Ignatius, Amy L., Concord, NH (effective October 17, 2014)

Inactive to **DECEASED**

Sullivan, Hon. Michael F., Portsmouth, NH (effective October 31, 2014)

Inactive Retired to **RESIGNED**

Sweeney, Walter H., County Donegal, Ireland (effective November 7, 2014)

Honorary Active to **HONORARY INACTIVE**

Millham, Peter V., Laconia, NH (effective October 23, 2014)

Honorary Active to **DECEASED**

Nixon, David L., Manchester, NH (effective November 1, 2014)

Suspended For Non-Payment of Dues to **ACTIVE**

Bedard, Michael, Concord, NH (effective November 7, 2014)

Harding, Paul B., Albany, NY (effective November 10, 2014)

Kuhl, Robert W., Bedford, NH (effective November 7, 2014)

Morse, MaryEllen W., Portsmouth, NH (effective November 10, 2014)

Nielsen, Chris A., Biddeford, ME (effective November 7, 2014)

Turner, Patricia L., Barrington, NH (effective November 7, 2014)

Suspended For Non-Payment of Dues to **INACTIVE**

Mason, Benjamin C., Cambridge, MA (effective August 22, 2014)

Storey, Jessica E., New Hampton, NH (effective November 7, 2014)

Suspended for Failure to File TAC to **INACTIVE RETIRED**

Kovarik, Ray P., Hamilton, Ontario (effective October 2, 2014)

