

NEW HAMPSHIRE BAR ASSOCIATION
BOARD OF GOVERNORS MEETING
Thursday, March 6, 2014
Radisson Hotel – Manchester, NH
4:30 P.M.

MINUTES

Present for all or part of the meeting were:

Jaye Rancourt	Scott H. Harris
Lisa Wellman-Ally	David C. Tencza
Mary E. Tenn	James A. Shepard
Peter E. Hutchins	Patrick T. O'Day
Robert R. Howard, III	Lanea A. Witkus
Lawrence A. Vogelmann	Russell F. Hilliard
Quentin J. Blaine	Paul R. Pudloski
Jonathan M. Eck	Richard E. Samdperil
Christopher T. Regan	Jeannine L. McCoy
Jacki A. Smith	Denice M. Destefano
John A. Curran	Paula D. Lewis
Dennis L. Morgan	Joanne M. Hinnendael
Richard C. Guerriero, Jr.	Daniel R. Wise
Sandra L. Cabrera	Valenda Morrissette
Ora Schwartzberg	

A meeting notice reminder and materials were emailed February 28th. Additional materials were emailed March 4th and distributed March 6th. 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 Jaye Rancourt

The Regular Session of the March 6, 2014 Board of Governors meeting was called to order at 4:35 p.m. by President Jaye Rancourt.

B. Membership Status Changes for March 2014 Denice DeStefano

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

C. Dues Waiver Report Denice DeStefano

The Board approved the request of [REDACTED] to waive the deadline date to change status in order that he may change to Inactive status.

- D. Dues rate for part-time judicial category (NHBA Constitution, Art. II, Section 3, as approved by the NH Supreme Court) – same dues Amount as Inactive Status Jaye Rancourt

The Board approved charging the same dues amount, for the new part-time judicial category, as is charged for an Inactive status member.

PRESENTATION / DISCUSSION / ACTION ITEMS

- E. Appointment of NHBA representative to the Judicial Conduct Committee Jaye Rancourt

The NH Bar Association President appoints, to the judicial Conduct Committee, one regular member and one alternate member who is a member of the NH Bar Association.

Additionally, the NH Bar Association President appoints one regular public (lay) member who shall not be a judge, lawyer, clerk of court or any elected or appointed public official and one alternate public (lay) member who shall not be a judge, lawyer, clerk of court or any elected or appointed public official.

President Jaye Rancourt reported that an appointment needs to be made for the non-attorney seat, which is a three-year term, on the Judicial Conduct Committee. If Board members have any suggestions as to an appropriate appointee please let Jaye know and she will follow-up with any interested individuals and then make an appointment.

- F. Recommendation of member to fill Public Sector Governor Seat John Curran

This item was tabled until the April 16, 2014 Board Meeting.

- G. Revised Dues Waiver Process and Forms Jaye Rancourt

President Jaye Rancourt reviewed the revisions made to the Dues and Court Fees Assistance Program Q & A outline and the application form. Jaye also review the newly created Financial Form (to be shredded once the BOG has acted on the request) that will now be required along with the application. Lastly, the Dues & Court Fees Waiver Process was reviewed and Jaye pointed out that going forward:

- A Board Subcommittee of three (3) members will receive the summary sheet for each member requesting a waiver a week before a scheduled Board Meeting.
- The Board Subcommittee will meet as a group on the day of the Board meeting at least two (2) hours prior to the start of the Board Meeting so that they may review the Financial Form(s) and any additional supporting documentation in the member folder(s).

ACTION

On motion to approve the Dues Waiver Process and Forms as presented. PASSED (unanimously)

H. Felony Case Flow Update

Richard Samdperil

Richard Samdperil, a criminal defense attorney who was named as an NHBA representative to the work group, reported to the Board on the changes and the ways that the Superior Court is gathering input on the changes. Attorney Samdperil noted the work group, originally consisting entirely of court staff and judges, has been widened to include defense attorneys, prosecutors, and, recently, a police chief.

I. Uniform Laws Commission (ULC)

Russ Hilliard

NHBA's ABA Delegate, Russ Hilliard reported that he has been contacted a couple of times by Richard Cassidy (a Vermont representative in the ABA House of Delegates) about New Hampshire's lack of funding and participation in the Uniform Laws Commission for a number of years.

New Hampshire adopted RSA chapter 18 a number of years ago, requiring appropriation for participation in this program, as well as appointment of two commissioners by the governor, with the Atty. Gen. serving ex officio.

Russ is gathering additional information about the annual cost of participation, the interest of the current appointees in doing so, the number of years New Hampshire has not paid dues, and such other information to enable the Board to decide whether we have an interest in pursuing the state of NH getting current with ULC dues, and if so, how to go about it.

Russ anticipates providing more details at the next meeting.

J. Leadership Academy Update

Paul Pudloski

Paul Pudloski, serving as co-chair of the Leadership Academy Steering Committee this year along with Abby Sykas Karoutas, began by thanking the Board for its ongoing support of the Leadership Academy.

Paul reported that, besides himself, the Steering Committee consists of 3 past Bar Presidents, 12 Leadership Academy graduates, one judge, and 4 Bar staff.

After the first three (3) Academy classes, the Steering Committee decided to take this year off and use it to review, refine and plan next year's Academy program. The Steering Committee has engaged Mather Associates, a New England based leadership consulting firm that has extensive experience in developing and presenting leadership programs, to assist in developing our program for next year and to facilitate this year's Retreat.

Recruiting prospective members for the incoming class of 2014-2015 and raising money for the Scholarship Fund will be front and center over these next few months. Board members will be receiving letters asking for help on both of these fronts. Applications for the Leadership Academy will be due July 15th

K. President's Report

Jaye Rancourt

President Jaye Rancourt reported on the following:

- Slate of Candidates for BOG Election – the slate of candidates for the upcoming Board election was provided. It was noted that there is a contested race for Vice President; Scott Harris and David Ruoff, both of Manchester are running.
- ABA Gov. & Public Sector Lawyers Division – the bylaws of the ABA's Government and Public Sector Lawyers Division (GPSLD) provide for representation on the GPSLD Council by nominees of state bar associations that have government/public sector lawyer entities.

If anyone on the Board knows of someone that is interested in being nominated to stand for election to the Divisions' Council please let Jaye know.

- Justice for All Challenge – will be “rolled out” at the luncheon on Friday, March 7, with a “live registration” demo at the beginning of the afternoon CLE program. Sullivan County Governor Lanea Witkus volunteered to be the live registrant.
- Teen Dating Violence Project – will also be introduced at the luncheon on March 7. Using a series of engaging video clips and discussion guides related to the legal considerations surrounding teen dating violence, volunteer attorneys will visit classrooms to educate students in grades 8-12 about abuse in relationships. Volunteers will be solicited to both present and recruit schools to participate in May 2014.

L. Executive Director's Report

Jeannine McCoy

Executive Director Jeannine McCoy reported on the following:

- Changing the name of the BOG Committee on Administration of the Bar to Advisory Committee on Administration of the Bar – A recent post on the Corporation, Business and Banking Law Section addressed questions posed around non-board members serving on and/or chairing a board committee. The response raised concern that our Board Committee on Administration of the Bar has non-board members and is co-chaired by a non-Board member. In order to address these concerns, the proposal is make this important group an Advisory Committee to the Board of Governors.

ACTION

On motion to approve changing the name of the Board Committee on Administration of the Bar to the Advisory Committee on Administration of the Bar. PASSED (unanimously).

- Bar Foundation Strategic Planning – The Bar Foundation is meeting March 17th at the Common Man in Concord. If you also serve on the Bar Foundation Board, by virtue of your position on the NHBA Board, please participate in this process on March 17. Information will be sent prior to the meeting.

- NHBA Planning and Budget Process – the NHBA Strategic Plan Draft, combining the work from the December 6 and January 30 sessions, is being prepared by the facilitator for the Strategic Initiative Group.

March 27th is the first Finance Committee meeting with the management team. Two additional Finance Committee meetings are on the schedule. The intent is to present a budget to the Board for adoption at the May Board meeting. There may be some mid-course adjustments to the budget based on what comes out of the Strategic Plan.

- NHMCLE Grant – this is the fifth (5th) year that the NHMCLE Board has voted to contribute \$25,000 to the Association for the purpose of keeping Midyear Meeting registration costs low for members. Registration numbers to date are: 430 registered for the morning CLE session; 380 registered for the afternoon session; over 160 government attorneys/judges registered; and almost 500 for the luncheon.

The Association is working with the NHMCLE Board to simplify NHMCLE requirements. The goal is to allow for self-reporting and certification of having met the requirements.

L. State Update

All Board Members

Coos County Governor Sandra Cabrera noted that she is hearing from family law practitioners that mediations, in family law cases, are being scheduled too soon after the initial conference.

Immediate Past President Larry Vogelmann reported on a Nashua Circuit Court judge who sentenced a woman to 9 days for not having the money to pay. Another judge reversed that decision the next day.

Governor-at-Large Chris Regan reported that he registered on-line for the Justice for All Challenge during the Board meeting.

Grafton County Governor Ora Schwartzberg reported on a retirement party for Judge Cirone just held by Grafton County and noted that 2 more judicial retirement parties will need to be planned for judges Boyle and Vaughn.

Ora also reported that the Grafton County Bar was asked to send an email blast to its members from a couple of attorneys in the Upper Valley that have shared office space that a third attorney is vacating; they are seeking an attorney (Grafton County-based preferably) who is interested in sharing space – a turnkey law office with experienced lawyers alongside. The Grafton County Executive Committee (which meets March 27) will be discussing and possibly crafting some written standards and a procedure to go by before sending these types of emails to its members.

Assistant Executive Director Denice DeStefano reported that the Belknap County Bar is holding its Annual Meeting & Dinner on March 25 at Hart's Turkey Farm in Meredith. In addition to election of officers they will be recognizing Judge Carroll, Rod Dyer, and the 4 Belknap County Bar members that have been in practice 50 years or more.

Director of Finance & IT Paula Lewis reported that the staff is hard at work on the budget and dues schedule.

Sullivan County Governor Lanea Witkus noted that the Sullivan County Bar recently held a successful meeting.

Carroll County Governor Dennis Morgan reported that the Carroll County Bar is being reenergized and will hold a meeting in April.

Hillsborough South Governor Dave Tencza reported that Judge Temple is settling in nicely in Nashua. Also March 13 is the date for Judge Bamberger's retirement party.

Rockingham County Governor Patrick O'Day noted that Rockingham County Bar met last month.

Secretary Peter Hutchins noted that the Manchester Bar is meeting on March 18.

ADJOURNMENT

The March 6, 2014 Board of Governors Meeting adjourned at 6:25 p.m.

Respectfully submitted,

Denice DeStefano, for
Peter E. Hutchins, Secretary

NEW HAMPSHIRE BAR ASSOCIATION

Membership Status Changes

Presented to the Board of Governors March 6, 2014

Active to **INACTIVE**

Evans, Risa, Concord, NH (effective February 24, 2014)
Foster, Suzanne M., Burlington, MA (effective February 24, 2014)

Inactive to **INACTIVE RETIRED**

Adams, Arthur H., Claremont, NH (effective February 25, 2014)

Suspended to **ACTIVE**

Bromberg, Jodi, Framingham, MA (effective February 25, 2014)
Fay, Melissa J., Newburyport, MA (effective February 25, 2014)
Gosselin, Christopher M., (effective February 20, 2014)

Suspended to **INACTIVE**

Wallner, Jonathan R., Madison Heights, MI (effective February 25, 2014)

Suspended to **INACTIVE RETIRED**

Maher, John R., Portsmouth, NH (effective February 20, 2014)