

NEW HAMPSHIRE BAR ASSOCIATION
BOARD OF GOVERNORS MEETING
Thursday, January 17, 2013
Bar Center – Concord
3:00 P.M.

MINUTES

Present for all or part of the meeting were:

Jaye Rancourt (by phone)	Derek D. Lick
Lisa Wellman-Ally	Philip L. Pettis
Peter E. Hutchins	Francis X. Bruton
Robert R. Howard, III	Lanea Witkus
Jennifer L. Parent	Russell F. Hilliard
Eric D. Cook	John D. MacIntosh
Quentin J. Blaine	Jeannine L. McCoy
Christopher T. Regan	Virginia A. Martin
Judith L. Homan	Daniel R. Wise
Leon I. Goodwin, III	Joanne M. Hinnendael
Jason Crance	Valenda Morrissette
Scott H. Harris	
David Tencza	

A meeting notice reminder, preliminary agenda and related materials were emailed January 15th. Additional materials were distributed January 17th. 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 January 17, 2013 Board of Governors meeting was called to order at 3:12 p.m. by Vice-President Lisa Wellman-Ally

B. Membership Status Changes for January 2013 Jeannine McCoy

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

C. Report on Dues Waivers as Approved by the Officers Jeannine McCoy

The Board **approved the following waiver requests:**

██████████ – waiver of deadline date to change status to Inactive.

██████████ – waiver of deadline in order to change status to Inactive
And 100% waiver of the Inactive dues and Court fees (\$200).

██████████ – 75% waiver of 2012-2013 Inactive dues and Court fees (\$150).

The Board **denied the following waiver requests:**

██████████ – 100% waiver of 2012-2013 Active dues and Court fees (\$340).

██████████ - 100% waiver of 2012-2013 Active dues and Court fees (\$340).

- D. Minutes of December 20, 2012 Board Meetings Jeannine McCoy

Minutes of the December 20, 2012 Board of Governors meeting **were approved as presented.**

- E. Financial Statements through November 2012 Rob Howard

The **Board received** financial statements through November 2012, as approved by the BOG Committee on Administration.

DISCUSSION / ACTION ITEMS

- F. Welcome of New ADO Discipline Counsel

Thomas Trevethick, general counsel, Attorney Discipline Office, introduced Sara Greene as the newly appointed disciplinary counsel for the ADO. She previously represented respondents in disciplinary hearings and did other civil litigation in Arizona. As such, she said that her past experience means she will be sensitive to the concerns of respondents when they are facing complaints or charges in the disciplinary process.

- G. Legislation

NHBA Lobbyist John MacIntosh reported that fewer than the average number of bills have been introduced for an initial session of the biennium – 700 bills are expected to be introduced.

The Board viewed the recommendations for positions on three bills using the Legislation Watch website, which provides access to the official General Court website with an informational overlay containing information on the Bar’s legislative review process.

After some discussion, the Board unanimously approved positions taken on three bills:

- CACR 4 – Oppose.
- HB 107 – Information.
- HB 116 – Information.

- H. New Lawyers Committee Proposal for New Action Francesca Hennessy

Francesca Hennessy, of the New Lawyers Committee and a graduate of the Leadership Academy, Class of 2012, described proposal by the Committee to continue an orientation project, “Fostering Legal Independence” for young adults aging out of the foster care system on their legal rights and responsibilities, along with some career advice. The project calls for 2-3 sessions to be held at different locations in the state with small groups of adolescents, with

NLC volunteers doing the presentations. This is a continuation of a Leadership Academy service project begun last year.

ACTION

Motion to approve continuation by the New Lawyers Committee of the “Fostering Legal Independence” project, as described. An expenditure of \$150 from the NLC Committee was approved for miscellaneous expenses with the program. Unanimously approved.

- I. Supreme Court Rules Committee; BOG Priorities/Concerns Outline Peter Hutchins
Lanea Witkus, Scott Harris, Jennifer Parent

Peter Hutchins commented on a memo he submitted with commentary and concerns regarding Rule 170 mediation.

Comments from board members included further consideration of the question of whether there should be registration fees for mediators to participate as volunteers. In addition, is a requirement for ongoing training required for experienced mediators? Lastly, it was suggested some measures should be taken by the Court to provide recognition of the participation of these volunteers. No formal action was taken, but these issues will be discussed at upcoming Bench/Bar meetings.

- J. Draft Public Access Policy Committee Rule Judy Homan

Judy Homan reported that the draft has not been finalized. As soon as the final version is available, a draft will be distributed to the board members for review.

- K. ABA House of Delegates Issues Russ Hilliard

Russ Hilliard will circulate the list of proposed resolutions for the ABA Midyear Meeting in February once it is received.

- L. Leadership Academy Update Lisa Wellman-Ally

Lisa Wellman-Ally reported that the nonprofit module recently was conducted. The two service projects are well under way. One group is working with the UNH School of Law on networking and will be looking for volunteers. The 2nd group is working on short CLE programs with Joanne Hinnendael. The first program will be recorded on January 25, 2013.

- M. Family Law Section Feedback Lisa Wellman-Ally

Lisa Wellman-Ally reported that there has not been a lot of feedback yet and is still gathering information. She will be working with a smaller group on a bulleted list for the Court and is meeting with Judge Kelly January 29, 2013. Board members were asked to contact Lisa with suggestions regarding how these matters could be moved along.

- N. President’s Report Larry Vogelmann

Jeannine McCoy reported on these items.

- Board recruitment for 2013-2014
 - the slate of candidates in process
 - Ora Schwartzberg intends to run for Grafton County Governor

- Jason Crance will seek the At-Large seat.
- Midyear Membership Meeting – March 8th
 - 100 registration to date including 38 government lawyers
 - NH Public Defender Program being recognizing for 40 Years of Service
- Upcoming Bench/Bar Meetings with Supreme, Superior and Circuit Courts
 - Meeting with Judge Nadeau on 1/23/13; Judges Kelly & King on 1/28/13 and Chief Justice Dalianis on 1/29/13
- Update on SOLACE, Veterans Outreach, Senior Issues, Out-of-State Board seat proposal
 - Solace is up and running. Dan working on the Veterans Outreach planning meeting. Jeannine met with Cecie Hartigan on a possible Annual Meeting program regarding the “graying” of the profession and associate challenges.
- Joint NHLA/LARC and Pro Bono Board Concept Response
 - A January 11, 2013 letter reflecting the Board of Governors suggestion that there be periodic meetings between the leaders of NHLA, LARC, Pro Bono and the Association was distributed in the Board materials.

O. Executive Director’s Report

Jeannine McCoy

The “You Should Know” report was highlighted; an administrative waiver of the dues and fees of an ailing member of the Association was reported.

ADJOURNMENT

The January 17, 2013 Board of Governors Meeting adjourned at 4:45 p.m. Members were encouraged to attend the Legislative Reception immediately following at the Barley House on Main Street.

Respectfully submitted,

Jeannine McCoy, for
Peter E. Hutchins, Secretary

NEW HAMPSHIRE BAR ASSOCIATION

Membership Status Changes

Presented to the Board of Governors January 17, 2013

Paid Active to **INACTIVE**

Abou-Mitri, Marielle, Methuen, MA (effective December 14, 2012)
Buchholz, Robert M., Boston, MA (effective December 26, 2012)
Flynn, Owen P., Canton, MA (effective December 21, 2012)
Hoffer, Melissa A., Boston, MA (effective December 26, 2012)
Kreis, Donald M., Norwich, VT (effective January 9, 2012)
Lovejoy, Fred C., Lansing, MI (effective December 15, 2012)
Malouin, Susan, Boston, MA (effective January 2, 2013)
McCarthy, Shawn B., Boston, MA (effective December 18, 2012)
Pothier, John S., N Quincy, MA (effective December 14, 2012)
Vachon, Dennis P., Strafford, NH (effective December 31, 2012)

Paid Active to **INACTIVE RETIRED**

Fitzgerald, Sean M., Gainesville, FL (effective December 21, 2012)
Haffer, Edward A., Chapel Hill, NC (effective January 2, 2013)

Paid Active to **RESIGNED**

Ketchen, Jason F., Boston, MA (effective December 18, 2012)
Ralston, Richard S., Seattle, WA (effective January 3, 2013)

Paid Inactive to **ACTIVE**

Dionne, Robin J., Bedford, NH (effective December 20, 2012)
Harding, John H., III, Manchester, NH (effective January 8, 2013)
Macero, Rosemary A., Cambridge, MA (effective December 18, 2012)
Twomey, Paul J., Epsom, NH (effective January 2, 2013)

Paid Inactive to **INACTIVE RETIRED**

Barsamian, Nicole M., Mountain View, CA (effective December 21, 2012)
Leate-Varney, Shannon, Kingston, NH (effective December 20, 2012)
Wherett, Judith L., Cape Coral, FL (effective January 4, 2013)

Military Active to **INACTIVE**

Barney, Steven M., Springfield, VA (effective January 8, 2013)

Paid Active to **MILITARY INACTIVE**

Bruttomesso, Raymond I., Concord, NH (effective January 8, 2013)

New Admittees selecting **INACTIVE** status

Evans, James A., Manchester, NH (effective January 7, 2013)
Golden, Benjamin K., Concord, NH (effective January 4, 2013)
Michels, Nathaniel J., Lebanon, NH (effective January 4, 2013)
Purinton, Amon H., N Berwick, ME (effective January 4, 2013)
Sigur, Megan A., Laconia, NH (effective January 3, 2013)

Inactive to **RESIGNED**

O'Neill, Janet A., Laconia, NH (effective January 2, 2013)

Full Time Judicial to **ACTIVE**

Barry, James Joseph, Gilford, NH (effective November 1, 2012)

Inactive Retired to **SUSPENDED**

Mackler, Adam M., last known address Manchester, NH (effective December 21, 2012)

Suspended to **ACTIVE**

Reese, Michael S. Woodstock, VT (effective December 21, 2012)
Tucker, Catherine, Concord, NH (effective December 21, 2012)