

NEW HAMPSHIRE BAR ASSOCIATION
SPECIAL BOARD OF GOVERNORS MEETING
Thursday, June 16, 2011
Bar Center – Concord, NH
5:00 P.M.

MINUTES (as corrected at 6/24/11 meeting)

Present for all or part of the meeting were:

Marilyn B. McNamara
Jennifer L. Parent
Robert R. Howard, III
Jaye Rancourt
Lisa Wellman-Ally
Eric D. Cook
Jacki A. Smith
Sheila J. Burnham

Quentin J. Blaine
Kenneth J. Barnes
Christopher T. Regan
N. William Delker
Kerri S. Glover
John E. Laboe
Jeannine L. McCoy
Denice M. DeStefano

A meeting notice was emailed June 8th and a reminder June 14th. A follow-up email, agenda and related materials were emailed June 15th. 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 Marilyn McNamara

The Special Session of the June 16, 2011 Board of Governors meeting was called to order at 5:05 p.m. by Bar Association President Marilyn B. McNamara.

EXECUTIVE SESSION

B. The Board went into Executive Session at 5:15 pm to interview Judicial Nominee N. William Delker as superior court judge.

The Executive Session adjourned at 5:55 pm.

The Board then entered into Regular Session.

DISCUSSION / ACTION ITEMS

C. Request of the Elder Law Section to file an Amicus Brief Kerri Glover
John Laboe

Kerri Glover and John Laboe, representing the NHBA Elder Law and Estate Planning and Probate Section, explained to the Board the Section's request to file an amicus brief in a matter pending before the New Hampshire Supreme Court.

Their belief is that this is strictly a statutory interpretation (RSA 464-A: 43) and an incorrect one.

There were a number of questions asked by Board members and answered by both Attorneys Glover and Laboe. Attorney Glover did inform the Board that June 22 is not the date by which an amicus brief is due. That is the date by which the attorney's brief is due to the Supreme Court.

Attorney's Glover and Laboe thanked the Board for their time and interest and provided relevant file copies. The file is being held at the Bar Center until there is some direction from the Board. President McNamara explained to Attorneys Glover and Laboe that the Board would further discuss this matter at their June 24th Board Meeting and follow-up with Section Chair Sarah Ambrogio after that meeting.

After Attorney's Glover and Laboe left, the Board discussed the issue at length. Many members around the Board table felt there was not enough information and many unanswered questions at this time.

ADJOURNMENT

The June 16, 2011 Special Board of Governors Meeting adjourned at 6:50 p.m.

Respectfully submitted,

Denice M. DeStefano, for
Peter E. Hutchins, Secretary