

**Oregon State Bar  
Special Open Session of the Board of Governors  
October 10, 2017  
Minutes**

President Michael Levelle called the meeting to order at 4:32 PM on October 10, 2017. The meeting adjourned at 4:55 PM. Members present from the Board of Governors were John Bachofner, Jim Chaney, Chris Costantino, Eric Foster, Guy Greco, Ray Heysell, Eddie Medina, Vanessa Nordyke, Tom Peachey, Per Ramfjord, Kathleen Rastetter, Liani Reeves and Elisabeth Zinser. Not present were Rob Gratchner, John Mansfield, Julia Rice, Traci Rossi and Kerry Sharp. Staff present were Helen Hirschbiel, Amber Hollister, Susan Grabe and Camille Greene.

**1. Call to Order**

Mr. Levelle called the meeting to order.

**2. Consider BOG Resolution on HOD Agenda**

Mr. Levelle asked Ms. Hirschbiel to present, for board discussion, the letter from the Oregon Trial Lawyers Association (OTLA), which included a request that the Board remove from the HOD agenda its resolution to amend RPC 5.4(a)(5) and RPC 7.2(b)(2).

Ms. Hirschbiel summarized the origin and purpose of the resolution—as set forth in the Futures Task Force Report—as well as conversations with OTLA members in September, during which they expressed concerns as outlined in their letter to the BOG. Ms. Hirschbiel noted that there were three options for the BOG to consider: remove the resolution from the agenda; develop an amendment to the resolution that would send the matter back for further study, or; leave the item on the agenda. Removing the resolution or amending it would require action by the BOG.

Members discussed the OTLA letter and resolution and noted that consumer protections exist within the rule as proposed and additional protections can be explored through avenues such as formal ethics opinions. There was no motion to remove or amend the resolution.

Mr. Levelle ended the meeting.