

Oregon State Bar
Meeting of the Board of Governors
November 19, 2005
Open Session Agenda

The Open Session Meeting of the Oregon State Bar Board of Governors will begin at 10:15 a.m. on November 19, 2005; however, the following agenda is not a definitive indication of the exact order in which items will appear before the board. Any item on the agenda may be presented to the board at any given time during the board meeting.

Saturday, November 19, 2005

11:15 a.m.

1. Closed Session Agenda

- | | | | |
|----|--|--------------------|-----------------|
| A. | Reinstatements (Judicial proceeding pursuant to ORS 192.690(1) – separate packet) | Discuss/
Action | green
agenda |
| B. | Litigation and Advice of Counsel (Executive Session pursuant to ORS 192.660(1)(f) and (h) - separate packet) | Discuss/
Action | green
agenda |

11:45 a.m.

2. Open Session

- | | | | |
|----|--------------------------------|--------|-----|
| 1. | Election of President-elect | Action | |
| 2. | Oath of Office for New Members | Action | 1-3 |

12:15 p.m.

3. Lunch

1:00 p.m.

4. Report of Officers

- | | | | |
|----|---|----------------|--|
| A. | Report of the President [Ms. Cook] | | |
| 1. | Update on Current Activities | Inform | |
| 2. | Meeting with Chief Justice Carson on November 9, 2005 | Inform Handout | |
| 3. | HOD Meeting Feedback | Inform | |
| 4. | Leadership College Update | Inform 5 | |

1:10 p.m.

- B. Report of the President-elect [Mr. Rawlinson]
 - 1. New Board Member Orientation Inform
 - 2. Retreat and Strategic Planning Inform
 - 3. Tent Show Inform

1:20 p.m.

- C. Report of the Executive Director [Ms. Garst]
 - 1. Live Audio and Videoconferencing of Seminars Inform

1:25 p.m.

- D. Oregon New Lawyers Division
 - 1. Update Inform

5. Professional Liability Fund [Mr. Cannon, Mr. Santiago, Mr. Martinez]

1:30 p.m.

- A. General Report Inform
- B. August 31, 2005 Financial Statements Inform 7-15
- C. Loss Prevention Update and 2005 3rd Quarter Report Inform 17-38
- D. Request to Approve 2006 Claims Made Plan with Changes to Exclusions 6 and 17 Action 39-43 & 45-83
- E. Request to Approve Claims Made Excess Plan with Changes to Exclusion 6 Action 39-43 & 85-113
- F. Request to Approve PLF Policy 7.700(E) - Rules Concerning Non-Oregon Attorneys and Patent Agents Action 115-117
- G. Request to Approve Changes to PLF Policy 3.500 Special Underwriting Assessment Action 119-122

6. Special Appearances

2:00 p.m.

A. ABA Update [Harbur, Barton]

1. Update Inform

7. OSB Committees, Sections, Councils, Divisions and Task Forces

2:10 p.m.

A. Client Security Fund [Mr. Comstock]

1. Request for Review: CSF Claims No. 05-19 Action 123-125
Curl v. Gallagher (\$4,990)

➤ *Review the CSF Committee’s denial of this claim, as timely requested by the claimant.*

2:20 p.m.

B. MCLE Committee [Ms. Skerjanec]

1. Amend MCLE Regulation 4.350 Action 127

➤ *Per the direction of the House of Delegates at its October 1, 2005 meeting, the MCLE Committee is asking the board to amend MCLE Regulation 4.350 to exempt local bar associations from payment of the MCLE program sponsor fee.*

8. BOG Committees, Special Committees, Task Forces and Study Groups

2:25 p.m.

A. Access to Justice [Ms. Eyerman]

1. State Family Law Advisory Committee Action 129
Conference

➤ *The Access to Justice Committee is recommending that \$1,500 be used from the 2005 contingency budget to help pay for Richard Zorza to speak at the State Family Law Advisory Committee Conference.*

2:30 p.m.

B. Appointments [Mr. Hilton]

1. UPL Committee Action 131

➤ *The UPL Committee would like to increase the number of committee members from 18 to 21.*

2:25 p.m.

C. Budget and Finance Committee [Mr. Hilton]

1. 2006 Budget Action 133-151

➤ *The committee recommends approval of the 2006 budget with the adjustments made by the committee.*

2. Future Bar Center Action 153-161

➤ *The committee has reviewed the initial draft of the letter of intent from Opus Northwest. The board will be asked to approve the final draft or receive an update of the project.*

3. Audit of Financial Statements for 2004 and 2005 Action 163

➤ *The bar's financial statements for 2004 and 2005 are subject to audit and the committee recommends that Pauly, Rogers and Co., P.C be selected to perform the audit in 2006.*

3:35 p.m.

D. Committee on the Judiciary [Mr. Hill]

1. Report to the Board Inform/Action

➤ *The Committee on the Judiciary is in the final stages of deciding whether to submit a report on judicial preference evaluations to the full board at this meeting. The committee is meeting on Friday, November 11, 2005 to decide whether to do so. If the committee approves a report, it will be submitted to the board as a separate document and not as part of the regular agenda materials.*

4:05 p.m.

E. Executive Director Evaluation [Mr. Rawlinson]

Executive Session

1. Executive Session Pursuant to ORS 192.660(1)(i)-
Executive Director Performance Review

Open Session

2. Executive Director Contract and Salary Decision Action

4:35 p.m.

F. Public Affairs Committee [Mr. Gaydos]

1. Military Benefits Inform

➤ *PAC is interested in exploring what the bar can do to be supportive of its members who have served or are currently serving in the military.*

4:45 p.m.

9. Consent Agenda

10. Default Agenda

11. Good of the Order (Non-action comments, information and notice of need for possible future board action)