

Oregon State Bar
Meeting of the Board of Governors
June 22, 2018
Open Session Minutes

President Vanessa Nordyke called the meeting to order at 1:02 p.m. on June 22, 2018. The meeting adjourned at 4:38 p.m. Members present from the Board of Governors were Colin Andries, John Bachofner, Whitney Boise, Chris Costantino, Eric Foster, John Grant, Guy Greco, Michael Levelle, Eddie Medina, Per Ramfjord, Kathleen Rastetter, Liani Reeves, Julia Rice, Kerry Sharp, and David Wade. Not present were Rob Gratchner, Tom Peachey, Traci Rossi, and Michael Rondeau. Staff present were Helen Hirschbiel, Amber Hollister, Dawn Evans, Susan Grabe, Dani Edwards, Keith Palevsky, Jonathan Puente, and Kay Pulju. Also present: Jennifer Nicholls, ONLD Chair; Carol Bernick, PLF CEO, and Rob Raschio, PLF Liaison.

1. Call to Order/Finalization of Agenda

The board accepted the agenda, as presented, by consensus.

2. 2018 Strategic Areas of Focus

A. New Lawyer Program Review

Ms. Costantino updated the board on the review of new lawyer programs, which was the subject of a joint meeting between the Policy & Governance and Budget & Finance Committees in May. Continued discussion took place at the June meeting.

B. Futures Task Force Progress Report.

Ms. Hirschbiel presented the Futures Task Force progress report. The Referral Fee Committee and Alternative Pathways Task Force have been and will continue meeting. An OSB law clerk has been working to develop resources for self-navigators dealing with housing issues.

C. Diversity Action Plan Update

1. Membership Goal 2, Strategy 2

President Nordyke identified the board's responsibilities as outlined in the Diversity Action Plan (DAP), Membership Goal 2, Strategy 2. She encouraged BOG members to participate in the Harvard Project Implicit Bias tests found online.

The board discussed accountability around the goals and strategies relevant to the board. Moving forward the Board Development Committee and Immediate Past President will work together to determine what program will be scheduled for annual board member training. Board members noted that in addition to attending board trainings all board members must remain independently accountable for implementing board actions outlined in the DAP.

2. Other DAP Implementation Updates

Mr. Puente updated the board on progress of implementation of the DAP. The climate survey to gather baseline data is scheduled to launch in the fall. The Diversity & Inclusion department is connecting with legal employers to discuss retention of non-dominant culture attorneys. The department is also working with the Advisory Committee on Diversity and Inclusion to develop a toolkit on lawyer retention for legal employers.

Mr. Puente updated the board on the department's program evaluation and review process. The department has been evaluating the OLIO Orientation and the department's fellowship and stipend programs to seek efficiencies and increase impact.

3. **BOG Committees, Special Committees, Task Forces and Study Groups**

A. *Ad Hoc* Awards Committee Formation

Ms. Pulju requested volunteers to serve on an *Ad Hoc* Awards Committee. She outlined the purpose of the committee and the timeline of the award honoree selection process. Ms. Nordyke, Mr. Bachofner, Mr. Grant, Ms. Reeves, Ms. Rastetter, and Mr. Andries volunteered to serve on the committee.

B. Public Affairs Committee

Ms. Rastetter presented information on the addition of one legislative proposal that would make an administrative change to ORS Chapter 9. The intent of the administrative change is to correct a drafting error that occurred in the 2015 legislative session.

Motion: Mr. Bachofner, Mr. Boise, Ms. Costantino, Mr. Foster, Mr. Grant, Mr. Greco, Mr. Medina, Mr. Ramfjord, Ms. Rastetter, Ms. Reeves, Ms. Rice, Mr. Sharp, and Mr. Wade voted in favor of the Public Affairs Committee motion to add the proposal outline in Exhibit A to the bar's legislative package. Mr. Andries abstained. The motion passed.

C. Budget & Finance Committee

Mr. Wade provided an update on the bar's reserves and finances. Of particular note, revenue for the Admissions Department and Lawyer Referral Services are up from what is budgeted. Based on the high Client Security Fund claim volume the committee may suggest an increase in the Client Security Fund Assessment for 2019 to maintain adequate reserves.

D. Policy and Governance Committee

1. Bulletin Editorial Function Review

Ms. Costantino presented the committee's motion to amend the bylaws as outlined in Option 1, waive the one-meeting notice requirement for amending the bylaws, and review editorial policies at the July meeting. Ms. Costantino noted that the Committee is also considering whether to propose the creation of an Editorial Advisory Committee at a later date. **[Exhibit A]**

Motion: The board voted unanimously in favor of the motion to amend the bylaws and waive the one-meeting requirement. The motion passed.

2. Ms. Costantino presented the committee motion to create a Program Review Policy. Mr. Andries asked whether the policy included an opportunity to provide substantive

comments during the review process, and Ms. Hirschbiel confirmed a comment field was added to the Program Review Policy scoring form.

Motion: The board voted unanimously in favor of adopting the Policy & Governance Committee's recommended Program Review Policy. The motion passed.

E. Board Development Committee

1. Appointments to Bar Groups and Affiliated Boards

Mr. Greco presented the committee's recommendations for appointments to various bar groups. **[Exhibit B]**

Motion: The board voted unanimously in favor the Board Development Committee's recommended for appointments to the Client Security Fund Committee, the House of Delegates, and the nomination recommendations for the Ninth Circuit Judicial Conference Lawyer Representatives. The motion passed.

Motion: The board voted unanimously in favor the Board Development Committee's recommendations for appointments to the Oregon Law Center and Legal Aid Services of Oregon board. The motion passed with Ms. Reeves abstaining.

2. Input on Board of Bar Examiners Appointment Candidates

Mr. Greco summarized the committee's discussion of the BBX appointment input. The board discussed its concerns about the reappointment of members for more than two terms. The BBX's institutional structure and appointment process create barriers to change and do not promote diversity. The immediate past president was tasked with communicating the board's input to the BBX.

4. Professional Liability Fund

Mr. Rachio updated the board on PLFs operations including a screening process to ensure there were not securities issues in the underwriting excess program. The PLF is expressed its gratitude for the service of long-time public member Tim Martinez who will be cycling off the PLF Board of Directors this year.

5. OSB Committees, Sections, Councils and Divisions

A. Oregon New Lawyers Division

Ms. Nicholls presented on the activities of the ONLD since the last BOG meeting including the reception for Oregon's newest lawyers, the completion of the essay contest, and various other activities.

6. Closed Sessions – see CLOSED Minutes

A. Executive Session (pursuant to ORS 192.660(1)(f) and (h)) - General Counsel/UPL Report/Judicial Proceedings

**The board went into closed session.
The board reconvened in open session.**

Motion: Ms. Reeves moved to authorize the filing of a civil injunction against Erick Soto in UPL Case Nos. 2017-34, 35, 36 and 37, pursuant to OSB Bylaw 20 and ORS 9.166, and Mr. Bachofner seconded. The board voted unanimously in favor of the motion. The motion passed.

**The board went into closed session.
The board reconvened in open session.**

Motion: Mr. Bachofner moved to approve the proposed *Keller* Arbitration Agreement as to form, pursuant to OSB Bylaw 12.601, and Mr. Foster seconded. The board voted unanimously in favor of the motion. The motion passed.

**The board went into closed session.
The board reconvened in open session.**

Motion: Mr. Wade moved to recommend that the CEO allow Ms. Hollister to waive conflict and continue to serve as Bar’s counsel in the *Keller* arbitration. Mr. Grant seconded the motion. The motion passed unanimously.

7. BOG Committees, Special Committees, Task Forces and Study Groups Cont.

A. Legal Ethics Committee

Ms. Hirschbiel presented the Legal Ethics Committee recommendation to withdraw OSB Formal Op No 2005-180 and amend OSB Formal Op No 2005-168. She explained that the current opinions are inaccurate because they do not cite the most current versions of the Oregon Rules of Professional Conduct.

**The board went into closed session.
The board reconvened in open session.**

Motion: Mr. Wade moved to reject the recommendations of the Legal Ethics Committee and to instruct the Committee to revise the opinion to conform to existing rules. Mr. Greco seconded. Ms. Reeves voted in favor. Mr. Grant, Mr. Medina, Ms. Foster, Ms. Rastetter, Ms. Costantino, Mr. Ramfjord, Mr. Sharp, Ms. Rice, Mr. Andries, and Mr. Boise voted against. Motion failed.

Motion: Mr. Ramfjord moved to approve the Legal Ethics Committee’s recommendation to withdraw OSB Formal Op No 2005-180 and amend OSB Formal Op No 2005-168, and Ms. Rastetter seconded. Mr. Boise, Mr. Grant, Mr. Medina, Mr. Foster, Ms. Reeves, Ms. Rastetter, Mr. Ramfjord, Ms. Costantino, Ms. Rice, Mr. Grant, Mr. Andries, Mr. Bachofner. Mr. Wade and Mr. Greco opposed. No abstentions. Motion passed.

B. MCLE Committee

Ms. Hollister presented the MCLE Committee’s proposal to recommend a mandatory mental health and substance use MCLE requirement to the Oregon Supreme Court. She explained that the PLF and OAAP proposed the change. Ms. Bernick informed the board of the ongoing significant national increase in need around these issues. The board discussed the urgency of the need for the proposed change to protect the public.

Motion: Mr. Greco moved to recommend the proposed rule changes and send them to the Supreme Court for consideration. Mr. Bachofner seconded. Mr. Boise, Mr. Grant, Mr. Medina, Ms. Reeves, Mr. Andries, Ms. Rice, Ms. Rastetter, Mr. Wade, and Mr. Sharp voted in favor. Mr. Ramfjord, Ms. Costantino, and Mr. Foster voted against. Motion passed.

Motion: Mr. Greco moved, Ms. Costantino seconded, to make a modification of the proposed rule to indicate that the new lawyer practical skills requirement in MCLE Rule 3.3 would be reduced to nine credits and replace all references to ten practical skills credits in the rule. Motion passed unanimously.

8. Becker Capital Management Investment Advisory Agreement

A. Approval of Designated Representatives

Ms. Hirschbiel requested the board’s approval to identify Keith Palevsky, Director of Finance and Operations, as the Bar’s representative for modifications with Becker Capital Management investment portfolio.

Motion: Mr. Andries moved to approve Keith Palevsky as the Bar’s representative. Ms. Costantino seconded. Motion passed unanimously.

9. Consent Agenda

Ms. Nordyke asked if any board members would like to remove any items from the consent agenda for discussion and a separate vote. No one asked to do so.

Motion: Mr. Greco moved, Mr. Wade seconded, and the board voted unanimously to approve the consent agenda and past meeting minutes.

A. Report of Officers & Executive Staff

Report of the President
Ms. Nordyke updated the board on recent activities.

Report of the President-elect
Ms. Costantino updated the board on recent activities.

Report of the Executive Director
As written.

Report of Regulatory Services Director
As written.

Report of the MBA Liaison
Ms. Costantino updated the board on recent meetings.

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

Ms. Nordyke thanked members for their participation.

The meeting adjourned.

OREGON STATE BAR

Policy & Governance Committee Agenda

Meeting Date: June 22, 2018
From: Helen M. Hirschbiel, CEO
Re: Editorial Function Review

Action Recommended

Approve existing editorial policies and consider bylaw amendments related to editorial function.

Background

This Committee is engaged in an overview of The Bulletin's editorial function and policies as part of its work plan. The current bylaws and editorial policies that relate to The Bulletin are attached.

At present, the bar relies on The Bulletin's Editor and staff to determine content and set editorial policies. The Chief Executive Officer retains authority to make the final determination of whether materials meet editorial policies.

The Board has expressed an interest in exploring other approaches to The Bulletin's editorial function. In considering options, staff focused on methods that would foster increased member input, transparency and accountability for The Bulletin's editorial function.

Further, there have been significant staffing changes at The Bulletin in the last few years, and there are likely to be additional changes in the future. For this reason, it is important to create structures that will maintain the high standards that have long been a hallmark of the publication.

The Approach of Other Mandatory Bars

Mandatory bars typically utilize an advisory committee or editorial board to assist with the development of content, the drafting of editorial policies, and the review of materials prior to publication.

The Washington State Bar Association uses an Editorial Advisory Committee¹ to work with the editor and WSBA staff overseeing publication of WSBA's official magazine, NWLawyer. The committee is charged with establishing guidelines and editorial policy, maintaining an editorial calendar, writing articles, securing content, identifying topics and issues relevant to members, identifying authors for content, reviewing articles, and advising on issues related to content.

In California, editorial staff has primary responsibility for determining the editorial content to be published in the California State Bar Journal. Oversight of the editorial staff and

¹¹ Information about the WSBA Editorial Advisory Committee is available at <https://www.wsba.org/Legal-Community/Committees-Boards-and-Other-Groups/editorial-advisory-committee>

Publication, however resides with the bar's Executive Director, and the designated Board Committee and ultimately, the Board of Trustees.

The Idaho State Bar has an editorial board, which is tasked with determining the theme, selecting and recruiting authors for lead articles, and reviewing the content of each issue. Idaho employs a managing editor that staffs the editorial board, who addresses content matters directly with the editorial board. The managing editor reports to the deputy executive director.²

The Missouri Bar also has an Editorial Board, which primarily concerns itself with making policy decisions (pending approval by the Board of Governors) regarding the Journal of The Missouri Bar (such as establishing advertising rates). A sub-group of the Editorial Board conducts a review of submitted articles to ensure that they are of general interest to members of The Missouri Bar. The executive director also reviews each issue of the journal prior to publication.

The Hawaii State Bar utilizes an editorial board (comprised of volunteer attorneys) to completely manage the content of its monthly magazine. The bar staff, including the executive director, do not collaborate with the editorial board on content. Instead, staff has a regular column in which to include news on bar activities and events. The staff may also request an extra page or space to publish other important or timely articles from time to time.

Until recently, the Virginia Bar used a Communications Committee to assist with editorial review of its bar publication. It is in the process of creating a new process for editorial review.

**Option 1: Amend Bylaws to Require Board Approval of Editorial Policies.
Review and Approve Current Editorial Policies.**

In order to provide greater Board oversight of The Bulletin, staff recommends that the bylaws be amended as follows to require Board approval of editorial policies:

Subsection 11.2.2 Editorial Policies

~~The Chief Executive Officer may establish editorial standards for bar communications and material permitted by the Bar to be included in its communications concerning~~ All editorial policies will be approved by the Board. Editorial policies may address such matters as advertising, political communication, profanity and obscenity, letters to the editor, use of artwork, photographs and illustrations, story placement, headlines and scheduling, advertising content and rates and similar topics. Editorial policies must be consistent with Article 10 Diversity and Article 12.1 Guidelines.

Subsection 11.2.3 Review by Chief Executive Officer

The Chief Executive Officer has sole discretion to determine whether material submitted for publication meets the standards set forth in or adopted pursuant to this ~~policy~~ section and to accept or reject material submitted to the Bar for

² The Idaho State Bar editorial guidelines are available at <https://isb.idaho.gov/wp-content/uploads/advauthorguidelines.pdf>,

publication based on that determination. ~~Editorial standards must comply with Article 10 Diversity.~~

If the Committee approves this recommendation, staff further recommends that the attached Editorial Policies and Guidelines be submitted to the Board for its approval.

This approach would provide additional Board oversight for the Bulletin. It would not, however, give Board members (or any other volunteers) a direct voice in editorial decisions. Editorial decisions would remain entirely a staff responsibility. Staff may choose to seek input from one or more Board members, but would not be required to do so.

Option 2: Create an Editorial Advisory Committee

In addition to Option 1, the Policy & Governance Committee should consider whether to establish an Editorial Advisory Committee to provide input on editorial policies and content. The following proposed bylaw amendments would implement this second option:

Section 11.2 Editorial Standards

Subsection 11.2.1 Editorial Advisory Committee Policy

The Board will appoint an Editorial Advisory Committee. The Editorial Advisory Committee will review and recommend editorial policies for bar communications to the Board for approval. Periodically, the committee will meet to review and provide feedback on the planned content for The Bulletin to the editorial staff.

This approach would provide greater Board accountability for The Bulletin and a vehicle for continued member input on content and editorial policies. Further, discussion of editorial policies and content at public meetings would increase transparency of the editorial process.

If the Policy & Governance Committee is interested in pursuing this approach, staff would seek additional information and input to develop a proposed charge for the Editorial Advisory Committee, as well as a recommendation for its size and constituents, and bring options back to the Policy & Governance Committee for further consideration.

Options

1. Option 1:

- a. Recommend the Board amend Bylaws to require Board approval of editorial policies
- b. Recommend Board waive the one-meeting notice requirement; and
- c. Recommend the Board approve current editorial policies.

2. Option 2:

- a. Recommend the Board amend Bylaws to establish an Editorial Advisory Committee.
- b. Gather additional information about the possible make-up and role of an editorial advisory committee.

3. Maintain Status Quo. This option would retain the status quo.

Attachments: OSB Bylaws Article 11

The Bulletin Editorial and Advertising Guidelines

Article 11 Communications

Section 11.1 General Policy

Communications of the Bar and its constituent groups and entities, including printed material and electronic communications, should be germane to the law, lawyers, the practice of law, the courts and the judicial system, legal education and the Bar in its role as a mandatory membership organization. Communications, other than permitted advertisements, should advance public understanding of the law, legal ethics and the professionalism and collegiality of the bench and Bar.

Section 11.2 Editorial Policy

The Chief Executive Officer may establish editorial standards for bar communications and material permitted by the Bar to be included in its communications concerning such matters as advertising, political communication, profanity and obscenity, letters to the editor, use of artwork, photographs and illustrations, story placement, headlines and scheduling, advertising content and rates and similar topics. The Chief Executive Officer as sole discretion to determine whether material submitted meets the standards set forth in or adopted pursuant to this policy and to accept or reject material submitted to the Bar for publication based on that determination. Editorial standards must comply with Article 10 Diversity.

Section 11.3 Media Relations

The Bar will be responsive to the needs of the media and will identify persons to speak for the Bar. All statements made to the media, whether oral or by news release, must be informational in nature and must avoid statements of personal opinion or positions not considered or adopted by the Board. The President is the official chief spokesperson for the Bar. If public appearances or statements by the chairperson or other officer or member of any bar committee are deemed necessary, prior authority must be obtained in advance from the President.

Section 11.4 Campaign Advertisements

Judicial candidates and candidates for Board of Governors, House of Delegates and American Bar Association positions may advertise at standard charges in the Bar Bulletin, but partisan political advertising is not allowed. Partisan political announcements or endorsements will not be accepted for publication as letters to the editor or feature articles.

Section 11.5 Membership Surveys and Questionnaires

- (A) Any survey or questionnaire to all members of the Bar from a section or non-bar person or group must have the prior approval of the Board regarding purpose and content.
- (B) A survey to specific groups of the membership from bar staff must have the prior approval of the President or President-elect. A survey to all members of the Bar must have the prior approval of the President or President-elect.
- (C) A section may survey its own membership without prior approval.

Editorial and Advertising Guidelines

Oregon State Bar Bulletin

Definitions and Purposes

The Bulletin is published for members of the Oregon State Bar. The purpose of the Bulletin is to provide the members of the Oregon State Bar with information that will directly affect their practice of law in Oregon, will aid and improve their business, and will keep them informed on activities and issues in the legal profession. Humor and human-interest articles are also published. It is not a consumer magazine, nor a law library text/review book. We strive to publish articles that are topical, thought-provoking, and address issues and topics of interest to significant segments of the bar. We aim to be read, be quoted and be retained.

The Bulletin is published 10 times a year – monthly, except for two-month issues in February-March and August-September. The print version is published in a standard magazine format, 8 1/2 x 11 inches, about 56-72 pages per issue, and the online version is published in manner intended to replicate the presentation of the print version. As a general rule, each issue contains two main feature articles, regular and semi-regular columns, and regular departments, such as "Among Ourselves" and "Moves." The Bulletin also contains a section known as "Bar News." The purpose of this section is to update members on state bar meetings, events and policies; and law-related developments, law-related organizations, judicial updates, and other news items of potential interest to OSB members.

Article Submission

Articles should be approximately 1,500-2,500 words in length, unless another arrangement between the editor and author(s) is made. All submitted articles should be delivered electronically using standard word-processing software. An emailed cover letter should accompany the article containing: a) name(s) of author(s); b) a suggested title and appropriate subheads for the article; c) an outline of the article; and d) a brief (2-3 sentence) biography of the author(s). Authors must fully disclose any personal or professional involvement in the subject of any article. If any such disclosure involves a pending legal matter, that information will be published as an editor's note to the article.

Footnotes should be typed on a separate page at the end of the article, although every attempt should be made by the author(s) to incorporate necessary information within the body of the article. Footnotes are used only to amplify a point in the text or cite a source and should not become a separate article in themselves. Generally, the Bulletin uses "A Uniform System of Citation," a reference guide published by the Harvard Law Review Association, for footnote style. If possible, footnotes should be limited to no more than 15 per article.

Upon receipt of an unsolicited article, idea outline or query letter, the author will receive an "acknowledgement" message from the editor stating that the article, idea outline or query letter will be reviewed by the editor to determine whether it answers the majority of the guidelines listed below. The editor will contact the author within two to three weeks regarding the possible publication of the article. Query letters are strongly encouraged prior to the submission of articles.

Submitted articles become the property of the Oregon State Bar, unless a different arrangement is made between the editor and the author(s). Artwork, photographs and illustrations accompanying unsolicited or solicited articles are gladly accepted, but their use is not guaranteed. Submitted artwork, photographs and illustrations, whether published or unpublished, will only be returned at the sender's request.

General Publication Policies

In general, all articles published in the Bulletin must be germane to the law, lawyers, the practice of law, the courts and judicial system, legal education or the Oregon State Bar. All opinions, statements and conclusions expressed in submitted articles appearing in the Bulletin are those of the author(s) and not necessarily those of the editorial staff, employees of the Oregon State Bar, or members of the Board of Governors. Publication of any article is not to be deemed an endorsement of those opinions, statements and conclusions expressed by the author(s). [Any content attributed to the Oregon State Bar Board of Governors must be approved by the bar's CEO or General Counsel.](#)

All submitted material is subject to editing by the editor. Material is edited for style, clarity and accuracy, and for purposes of space considerations. Some editing may involve selective omission of portions deemed by the editor to be less important than others. References to personal characteristics (e.g., age, race, ethnicity, gender identity) of any person described or quoted in an article submitted for publication will be removed unless the description is germane to the article and has been reviewed and approved by the person described. The editor will make every reasonable effort to inform the author of changes and to involve the author in any editing of technical, controversial or sensitive material. The editor retains at all times authority regarding story placement, headlines and article scheduling.

Feature Articles

The following guidelines will be applied to every major article submitted for publication, whether unsolicited or solicited, and the author should edit his or her own work if it does not meet the following criteria:

1. Does the content of the article directly affect the practice of law in Oregon?
2. Will the information in the article help Oregon State Bar members in their daily business activities?

3. Is the topic of timely importance?
4. Is there broad interest to the majority of Oregon State Bar members?
5. Does the author(s) of the article have the necessary expertise to write about the subject in question, or has he or she conducted sufficient research to do so?
6. Is the article of an appropriate length to fully (but not overly) cover the subject? If determined by the Bulletin editor to be overly long, can it be shortened? If determined to be too brief, can it be expanded upon?
7. Is the subject matter new material, not something already covered in the Bulletin within the last year or two?
8. Does the author present ideas in a balanced manner rather than presenting one side of an issue? If not, has the opposing viewpoint also been presented alongside the main feature?
9. Does the article contain information not already covered in another publication, such as in a local daily, weekly or monthly?
10. Would the article be more appropriately published in a section newsletter or other law-related publication than the Bulletin?

There are occasional cases where established guidelines will be waived and material need not satisfy all of the guidelines set forth above. Examples include: human-interest articles about persons in the legal community; humorous or anecdotal articles; historical pieces; and creative writing. Such submissions are evaluated on a case-by-case basis by the editors, who retain responsibility for story evaluation.

Non-Feature Articles

Moves and Among Ourselves: As a courtesy to OSB members, the Bulletin provides at no charge separate columns announcing lawyer relocations and promotions ("Moves"), and other news of attorney members ("Among Ourselves"). Subjects of both columns must be members of the Oregon State Bar. (Paid announcements are discussed below in "Advertising; Lawyer Announcements.") Because of the volume of mail received, individual submissions for these columns will not be acknowledged by the editor, except where a specific request for response is made by the author(s). Photographs are published for a fee.

Columns: Space is made available for publication of columns, some of which may recur from issue to issue, e.g., Managing Your Practice, Practice Tips, Legal Heritage, On Professionalism and Law & Life. Columns are subject to all policies outlined here. Publication of columns does not constitute a permanent agreement for ongoing publication; the status of all columns is subject to review by the editor and the publications team (See "General Publications Policies; Story Development").

Departments: The Bulletin also includes some dedicated article department that appear in most if not all issues, such as Bar Counsel and Legal Writer columns. It also saves room for President's Messages a particular bar president may wish to submit during his or her term and Chief Justice messages from time to time.

Opinions: Opinion pieces are published in the column "Parting Thoughts." Opinion pieces must be arranged in advance with the editor, before consideration of publication. Opinion pieces may address any topic of law or legal practice, but may not contain language constituting an attack upon an individual, group or organization, and may not promote individual products, services or political candidates.

Continuing Legal Education (CLE) Information: Coverage of Legal Publications and CLE seminars sponsored by the Oregon State Bar is provided on a space-available basis. The Bulletin places a low priority on providing editorial coverage of non-Oregon State Bar CLE activities and publications; display and classified advertising may be purchased to publicize non-Oregon State Bar CLE activities and publications.

Letters to the Editor

The Oregon State Bar realizes that a wide range of subject matters are to be expected in letters to the editor. The Bulletin strives to print as many letters as possible. Therefore, brevity is important, and preference will be given to letters that are 250 or fewer words. Preference will be given to letters in response to articles, columns or letters to the editor recently published in the Bulletin. Letters from Oregon State Bar members receive top priority for publication in the next available issue.

Guidelines are designed to set a standard for acceptable material. Letters must be addressed directly "To the Editor" and original to the Bulletin. No unsigned or anonymous letters will be printed; the executive director may waive this requirement, if such waiver is requested.

When responses occur over several issues, the editor reserves the right to cease printing letters on the subject in question. The editor also reserves the right to hold a letter to the editor until a subsequent issue. Letters from non-Oregon State Bar members are published if space permits and if the subject matter is deemed to be of interest to Oregon State Bar members.

Letters to the editor may be edited for grammatical errors, style or length, or in cases where language or information is deemed unsuitable or inappropriate for publication. The editor reserves the right to select or withhold letters for publication, and to edit any and all letters chosen for publication. Profane or obscene language will not be accepted. The Bulletin will not publish letters containing language constituting an attack upon an individual, group or organization. Letters may not promote individual products, services or political candidates.

Copyright and Compensation

All material published in the Oregon State Bar Bulletin is copyrighted. Unless other arrangement is made between the editor and author(s), all material published remains the property of the Oregon State Bar and/or the author(s). The Bulletin holds right of first publication for all solicited articles and all unsolicited articles accepted for publication.

Permission for reprinting must be requested in writing; permission to reprint must be granted prior to publication. Any material originally submitted to and published in the Bulletin may be reprinted by another publication with appropriate credit given to both the author(s) (if appropriate) and the Oregon State Bar Bulletin as original source(s) for the material.

The Oregon State Bar will not compensate for any unsolicited or solicited articles, published or unpublished artwork, photographs, illustrations, etc., unless agreed upon between the sender of the material and the editor.

Advertising

Advertising is sold to OSB members, and to advertisers in the general public as well. Except where noted, all advertising policies and pricing apply to OSB members and non-members equally.

Classified Advertising: Firms or organizations offering professional employment opportunities or services are available at the same rate to OSB members and non-members. The Bulletin will not publish employment announcements for employers who do not comply with OSB Bylaw 10 (diversity). Advertising for alcohol, tobacco and tobacco products, and firearms of all kinds are not accepted for publication. The Bulletin will not publish advertising for law-related services provided by disbarred attorneys. Non-position and non-service classifieds are available to OSB members at a reduced rate. The editor reserves the right to reject any advertisement at any time.

Display Advertising: Display advertising is available for purchase by both OSB members and non-members. Contact information is available in each issue of the Bulletin and current rates are available from the bar's website.

Lawyer Announcements are available to announce changes in law firms or practices and are available only to members of the Oregon State Bar, or their law firms or offices.

House and Filler Advertising. Advertising space may be available at no charge for Oregon State Bar programs, legal community partners and nonprofit organizations. Organizations recognized

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~~by the State of Oregon as nonprofit organizations, or possessing the nonprofit status outlined in IRS Code 501(c)(3), may qualify for discounted or free advertising in the Bulletin. Free advertising is offered available on a space-available basis; the amount of space available for each issue will be determined only after layout is complete for all editorial content and other advertisements. Requests for free advertising space must be made to the Editor, camera-ready basis only; such space will not be guaranteed.~~ Guaranteed paid advertising is available at a discount to recognized nonprofit organizations. The editor reserves the right to reject any advertisement at any time.

Subscriptions and Circulation

The Bulletin is mailed to all active, inactive, active pro bono, retired and student members of the OSB and is also available in electronic format on the bar's website. Subscriptions are available to non-OSB members at the rate of \$50 per year. Complimentary copies of the publications are mailed to Oregon's law schools, a number of other state bars who reciprocate for mutual editorial benefit, and local law libraries, on request. Complimentary copies are available at the discretion of the editor or the executive director.

OREGON STATE BAR

Board of Governors Agenda

Meeting Date: June 22, 2018
From: Guy Greco, Board Development Committee Chair
Re: Appointment recommendations to various bar and bar-affiliated groups

Action Recommended

Approve the Board Development Committee's recommendations for member and non-member appointments to the following groups.

Background

Client Security Fund Committee

The Client Security Fund Committee investigates and recommends acceptance or rejection of claims for reimbursement of lawyer theft or misappropriation of client money. The committee is in need of one new member and **Stephanie Thompson** (065251) is recommended based on her experience and the balance she brings to the committee's gender, geographic, and practice areas. If appointed, Ms. Thompson's term would expire on December 31, 2019.

House of Delegates

Region 2: Wendy Walker, public member, term expires 4/19/2021

Region 3: Victory Walker, 014483, term expires 4/20/2020

Region 4: James Marron, 001482, term expires 4/20/2020

Region 5: Michael J. Patterson, public member, term expires 4/19/2021

Dan Simon, 124544, term expires 4/20/2020

Kevin Parks, 096728, term expires 4/20/2020

Oregon Law Center and Legal Aid Services of Oregon Board

The OSB Board of Governors has authority to make appointments to these two governing boards. The boards consist of the same members, and one new member is needed. **Ivan Resendiz Gutierrez** (154617) is recommended for a three-year appointment.

Ninth Circuit Lawyer Representative Recommendations

The US District Court requests appointment recommendations from the OSB Board of Governors for lawyer representatives for the 9th Circuit Judicial Conference. **Erin Biencourt** (131669) is recommended based on her experience in tribal law as well as the geographic and gender balance she would bring.