

Oregon State Bar
Meeting of the Board of Governors
January 18, 2007
(revised March 13, 2007)
Special Open Session Minutes

(Note: For ease of future research, the minutes are written to conform to the order of items as they appear on the agenda, rather than the order in which they were considered by the Board.)

The special meeting of the Oregon State Bar Board of Governors was called to order Thursday, January 18, 2007, at 12:00 p.m. by President Albert Menashe and adjourned at 1:00 p.m. Present were board members Gerry Gaydos, Tim Gerking, Ward Greene, Albert Menashe, Carol Skerjanec, Theresa Wright, Bette Worcester, Robert Newell, Robert Vieira, Robert Lehner, Ann Fisher, Kathleen Evans, and Rick Yugler. OSB staff present was Karen Garst, Sylvia Stevens, Susan Grabe, Jeff Sapiro, Danielle Edwards, and Teresa Wenzel.

Open Session

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

A. Special Committee on Appellate Screening

1. Recommendation to Fill Vacancy on the Appellate Court

Mr. Gerking presented information regarding the interview process, the committee recommendation, and answered board members' questions.

Motion: The committee motion to forward the names of all nineteen candidates to the Governor as qualified for the appellate court vacancy passed (11, yes [Menashe, Gerking, Skerjanec, Worcester, Yugler, Gaydos, Vieira, Wright, Evans, Fisher, Lehner]; no, 2 [Greene, Newell]; absent, 3 [Eyerman, Fabien, Hill]).

2. Public Affairs Committee

A. Pending Efforts to Preserve *Habeas Corpus* Jurisdiction Relating to Guantánamo Prisoners

No action was taken. Mr. Gaydos reported that the committee will appoint a subcommittee to review the matter before it comes before the board. Mr. Gaydos asked any board member interested in serving on the subcommittee to see him.

Closed Session

3. Ratification of the Filing of a Petition for the Appointment of a Custodian Under ORS 9.705

Mr. Sapiro reported to the board on the filing of a petition for the appointment of a custodian over the practice of member Arthur Coyne, which was approved in the interim by Mr. Menashe. Mr. Yugler moved, Ms. Skerjanec seconded, and the board unanimously ratified the filing of the petition. Discussion of this matter occurred in Executive Session pursuant to ORS 192.660(s)(f) and (h).

Open Session

4. CLE at Sea Program

Karen Lee, CLE Seminars Manager presented information about a new CLE program called “CLE at Sea.” The CLE program will take place during a seven-day cruise (departing from and returning to Seattle) in August. Anticipated attendance is 30. The course will offer 10-11 CLE credits, and topics will include legal writing, professionalism/ethics, evidence, and freedom and the U.S. justice system (representing unpopular defendants).

5. Appointments Committee

Ms. Wright presented the committee motion to approve recommending the following individuals for awards: (1) Marilyn Cover for the University of Oregon’s Distinguished Service Award and (2) The Honorable R. Williams Riggs for the ABA’s John H. Pickering Award of Achievement. The motion passed unanimously.

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

Mr. Menashe reported that, in his capacity as president of the bar, he has spoken at several investitures for judges this year. He encouraged BOG members to do the same for judges in their regions. Mr. Menashe also reported his intention to visit each of the 29 local bars in the state and asked that the regional BOG member, when possible, attend with him.

Mr. Yugler reported that he will be contacting board members to encourage them to call HOD members in their regions to encourage their participation in the Campaign for Equal Justice. Although the HOD passes a resolution each year to support “equal justice,” only 38% of HOD members contribute to the campaign. The aspirational goal is for 100% HOD participation. Mr. Gerking stated that he and former OSB president William Carter were already contacting the people in Jackson County regarding this issue. He noted that the Meyer Memorial Fund would provide some matching funds for first time and some second time donors.

Mr. Greene updated the board on the new bar center. The contract has been signed, the contingencies were removed, the price was set, and Tru-Green has vacated the premises.

Kathleen Evans was sworn in as a member of the Board of Governors.