

**STATE BAR OF MICHIGAN
REAL PROPERTY LAW SECTION**

**Thirty- Fifth
Annual Summer Conference**

**The New Normal -
Working with Today's Realities**

Volume 1 of 2

Crystal Mountain Resort & Spa
Thompsonville, Michigan

July 14 – 17, 2010

SPONSORS* 2010 SUMMER CONFERENCE

Patron Sponsor

First American Title Insurance Company

National Commercial Services

Contact: Jamie M. Burt (248) 458-7218

jburt@firstam.com

Wednesday Reception Sponsor

Stewart Title National Title Services

Stewart Title Guaranty

Stewart Title Company

Contact: David H. Martyn (313) 963-1900

dmartyn@stewart.com

Thursday Reception Sponsor

eTitle Agency

Contact: Brian P. Henry (248) 502-1532

bhenry@etitleagency.com

Conference Level Sponsor

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Contact: Maxine J. Lievois (248) 816-3850

mlievois@ltic.com

Breakfast Level Sponsor

Liberty Title

Contact: Jon Wass (248) 515-4071

jwass@libertytitle.com

Patron Sponsor

First American Title Insurance Company
National Commercial Services

part·ner·ship (pärt' nər shĭp)

noun

- 1. a cooperative relationship between people or groups who agree to share responsibility for achieving success.*
- 2. see First American.*

THE TRUE DEFINITION OF TEAMWORK.

Our National Commercial Services Division teams with you for one express purpose—to help you reach your goals. With a comprehensive understanding of the commercial real estate industry's many challenges, we have the solutions you need for every transaction. From the simplest to the most complex commercial transactions, we're there for you. It's more than just a promise of partnership—it's a promise of strategic, personalized service from the number-one name in the title business.

We offer:

- ▼ A consultative approach to meeting your business needs
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- ▼ Efficiencies provided through industry-leading technology solutions
- ▼ Global expertise in more than 80 countries and counting
- ▼ Commercial due diligence

First American is Your Global Commercial Real Estate Partner.

To learn more, visit us at www.firstam.com/ncs.



**First American
Title Insurance Company**

NATIONAL COMMERCIAL SERVICES

The Michigan Office of
National Commercial Services:

1650 West Big Beaver Road
Suite 156
Troy, MI 48084

Tel: 248-458-7200 Fax: 866-714-8131
www.firstam.com/ncs

Wednesday Reception Sponsor

Stewart Title National Title Services

Stewart Title Guaranty

Stewart Title Company

why stewart?

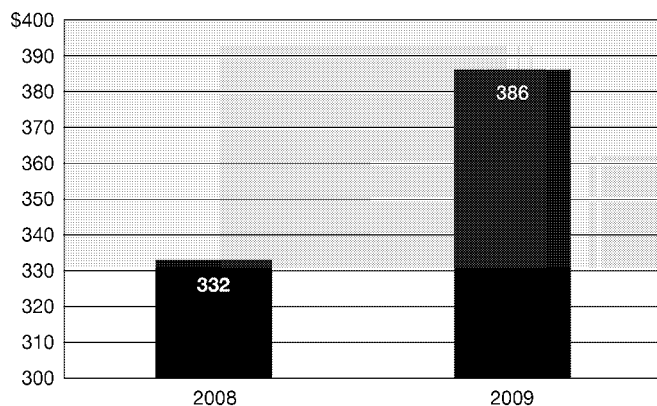
Because we have the financial strength to protect your investment.

You need to know your title insurance underwriter has the financial strength to be there for you no matter what the market is doing. Whether times are good or bad you should be able to depend upon the security provided by your title insurance policy. You can depend on Stewart.

We're ready to handle your transaction

In determining the financial strength of a title insurer, it is important to remember that the size of an insurer's reserves bears a direct and proportionate relationship to the volume of premiums written. The amount of liability a company can take on, represented by total premium volume, is determined by the size of the insurer's surplus rather than reserves. Policyholders' surplus is the amount over and above the reserves deemed adequate by independent actuaries who study the title industry. Stewart Title Guaranty Company has one of the largest surpluses in the industry and grew our surplus over \$50 million since year-end 2008 – a more than 16% increase.¹

**Stewart Title Guaranty Company
Policyholders' Surplus – 2008 & 2009, (\$ Millions)**



Source – ¹2008 and 2009 Annual Statements for Stewart Title Guaranty Company filed at the Texas Department of Insurance.

²2009 annual reports for seven largest underwriters which can be found at fnf.com, firstam.com, oldrepublic.com and stewart.com.

³2009 10-Ks on respective websites of four largest title insurance companies which can be found at fnf.com, firstam.com, oldrepublic.com and stewart.com.

Beyond the size of our policyholders' surplus, we also have a very good surplus-to-reserves ratio of 78.9% – in fact, it is the best in the industry.² Additionally, our premiums-to-surplus ratio of 3.18% is very low and conservative, and is directly in line with our competitors.² This leverage of premiums-to-surplus is well below the 6.0 ratio seen by industry rating agencies as safe. These numbers indicate a good ability to grow the number of policies and liabilities being underwritten by Stewart.

Fiscal strength at both the underwriter and consolidated company levels

At the consolidated company level, Stewart Information Services Corporation – our parent company – had a low debt-to-equity ratio of 18.1%³, an improvement over our year-end 2008 ratio, and the best in the industry.

Feel secure with Stewart

Put everything together and it all adds up to one thing – peace of mind. The peace of mind you get knowing that should matters develop under the coverage of your title insurance policy, you can feel secure that Stewart will be there, protecting your investment.

Visit stewart.com/why or contact us today for more information on our financial strength and why Stewart is the right title company for you.

Stewart Title

David Martyn
Vice President, Associate Senior Underwriter, Manager
Stewart Title Guaranty - National Title Services
333 W. Fort Street, Suite 1450
Detroit, MI 48226
866-963-1901
dmartyn@stewart.com



(800) 729-1906 stewart-nts.com

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Thursday Reception Sponsor

eTitle Agency

How does a
10 year old title company GROW
while others fail?



It's Simple.
We make closing easy.

Founded in 2000, eTitle has quickly grown to become one of the most requested full-service residential, commercial and REO title insurance companies in the state.

Our title, settlement and short sale experts bring value to your clients through our efficient transaction and paperless closing processes. From routine title transfers to complex commercial projects, our knowledgeable, professional staff accurately facilitates faster, smoother closings.

We are a firm embodying a Yes I Can! attitude with single point accountability, paperless processes, flexible closing schedules, exceptional closing experiences and a green mindset with solid financial backing by Fidelity and First American.

*For more information contact
Teresa Parker, 248.502.3132, tparker@etitleagency.com*

We're the new kid on the block -
young, fresh and tech savvy.

We make closing easy.

 **TITLE**
Positively At Your Service

Conference Level Sponsor

Lawyers Title/Commonwealth Land Title
National Commercial Services

WORLD CLASS COMMERCIAL SERVICE IN A HIGH TECH WORLD

Lawyers Title's superior financial strength, technical capabilities, and team approach are your assurance of a successful closing on your commercial real estate transaction. We offer the most skilled and customer-focused staff in the business, supported by a substantial investment in cutting-edge technologies and training.

Collectively with our parent company, **Fidelity National Financial, Inc.** (NYSE: FNF), we represent the largest title and closing service group in the world. Protection to our policyholders is our main priority... we maintain over **\$2.6 billion** in title claim reserves, the highest in our industry.

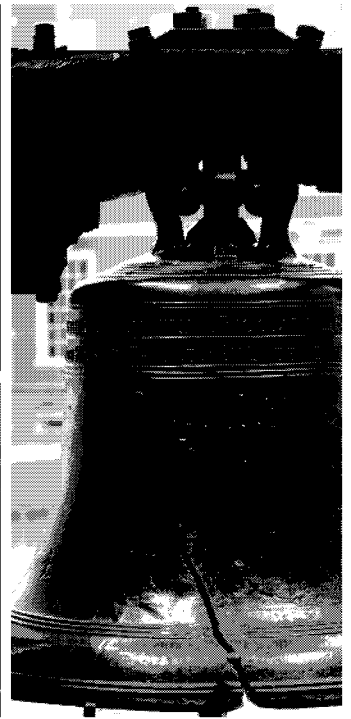
Strategically located around the United States, our commercial experts are available to assist our customer as a one-stop, single source for commercial title needs involving multi-site and interstate transactions.

We customize our services to accommodate your needs, and can handle your real estate transaction in every jurisdiction in the nation... and throughout the globe.

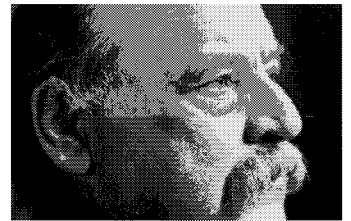
Contact your *Lawyers Title Representative* today for more information.



After 130 years Commonwealth is still making history.



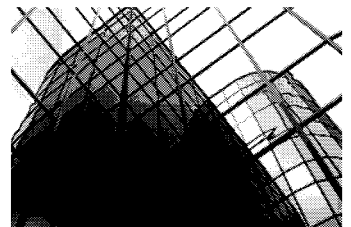
In 1876, a group of conveyancers met in a small office in Philadelphia to incorporate one of the world's first title insurance companies, The Real Estate Title Insurance Company of Philadelphia. Later that year they issued the first modern title insurance policy -- and an industry was born.



You know that company today as Commonwealth Land Title Insurance Company. And from that modest beginning during America's Gilded Age, Commonwealth has been a leader in making title insurance a key to realizing the dream of property ownership for individuals and businesses alike.



For more than 130 years, we've withstood depressions and panics, booms and busts, and times of war and peace. And now we're stronger than ever before.



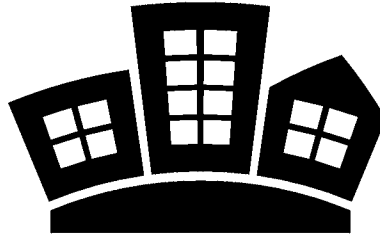
In late 2008, Commonwealth joined the FNF family of companies, which collectively represent the largest title insurance and escrow services company in the world. You'll be doing business with the same people you've known and trusted for years, but with the knowledge that your real estate transactions are backed by FNF -- the #1 leader in financial strength.

Commonwealth, it's a good deal *more*.



Breakfast Level Sponsor

Liberty Title



LIBERTY TITLE COMMERCIAL

Liberty Title Agency has assisted Michigan attorneys with their title and closing needs for over 35 years. With our recent expansion into the Metropolitan Detroit, Flint, Jackson and Port Huron markets, Liberty Title now has 10 full service title offices throughout Southeastern Michigan.

With three lawyers on staff, an experienced commercial title and escrow department and the unique ability to write insurance on eight underwriters from all major insurance groups, Liberty Title offers attorneys a "one stop" shop for all title and closing services. Liberty can give multiple price quotes, endorse policies issued by other agencies and offer creative solutions to difficult title issues.

Liberty Title offers national title services through the TITAN Referral Network of independent title agencies and the ALTA Title Executives Council. We have assisted clients with transactions in nearly every state and have well established relationships in all major real estate markets.

Please contact one of our commercial title experts for more information on how Liberty Title can make sure your transaction will be properly closed and insured.

Three on-site
Attorneys

Seven Member
Commercial Team

Ten Convenient
Locations

Jon Wass	248.515.4071
Thomas Richardson	734.665.4512
Matt Keir	734.665.6103
Sharon Winchester	810.444.1097
Margo Rosenthal	248.613.2854
Catherine Hartkop	248.330.5068

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Stewart Title Insurance
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Chicago Title Insurance
Security Union Title Insurance
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Commonwealth Land Title Insurance

LibertyTitle.com

Ann Arbor. Brighton. Canton. Chelsea. Flint. Jackson. Farmington Hills. Port Huron. Rochester. Troy.

2010
Summer Conference Information

CONFERENCE ACTIVITIES

WEDNESDAY, JULY 14, 2010

Patron Sponsor

***First American Title Insurance Company
National Commercial Services***

- 4:00 p.m.** Check –in at Crystal Mountain Resort & Spa
- 4:00 p.m. - 5:30 p.m.** **Conference Registration: Location:** Inn Registration
6:30 p.m. – 8:30 p.m. **Welcoming Reception:** The opening reception provides an excellent opportunity to meet the other registrants and their families. Drinks and hors d'oeuvres will be served. (Beer, wine and soft drinks no charge.) Entertainment by Steve Larson.
Location: Lodge Deck & Pavilion
- Sponsored by: Stewart Title National Title Services
Stewart Title Guaranty and Stewart Title Company***

THURSDAY, JULY 15, 2010

- 9:00 a.m. – 10:45 a.m.** **Seminars: Location: Northwest Territories**
11:00 a.m. – Noon **Breakout sessions - Location: Northwest Territories**
- 1:00 p.m.** **Scramble** on Mountain Ridge
- 6:30 p.m. – 8:00 p.m.** **Reception:** Drinks and Hors d'oeuvres to be served. (Beer, wine and soft drinks no charge.)
Location: Northern Lights/Crystal Center Deck.
- Sponsored by: eTitle Agency***
- 6:30 p.m. – 7:30 p.m.** **Entertainment for children – Cloning by Daffie!**
- 8:00 p.m.** **Section Dinner:** The Annual Section Dinner is a private banquet for conference registrants, their families and guests. We will serve a combination plate of White fish and London broil \$35 per person, Vegetarian Meal \$25 per person, Chicken fingers will be available for the children for \$10.00.
Location: Northwest Territories
- Conference Level Sponsor:
Lawyers Title/Commonwealth Land Title
National Commercial Services***

FRIDAY, JULY 16, 2010

- 8:30 a.m. – 9:30 a.m.** **Roundtable Discussions - Location: James Bay Hall**
Breakfast Level Sponsor: Liberty Title
- 9:30 a.m. - 9:40 a.m.** **Business Meeting of the Section**
- 9:45 a.m. – Noon** **Workshops:**
Northwest A
Land Contracts & Other Types of Seller Financing
- Northwest B**
Partnerships/Corporations/ LLCs, Capital Calls & Breakups
- Northwest C**
Troubled Condominium Project
- Arctic Bay**
Commercial Lease Default Issues

SATURDAY, JULY 17, 2010

- 7:45 a.m. – 8:30 a.m.** **Breakfast Meeting of the Real Property Law Section Council.**
Location: Arctic Bay
- 8:30 a.m. - 9:30 a.m.** **Roundtable Discussions:**
Location: Northwest Territories
- 9:40 a.m. – 10:40 a.m.** **Special Presentation – Philip H. Power**
Location: Northwest Territories
- 11:00 a.m.** **Check out time**

**Real Property Law Section
State Bar of Michigan
The New Normal – Working with Today’s Realities
Crystal Mountain Resort & Spa
Thompsonville, Michigan
July 14 – 17, 2010**

**Thursday, July 15, 2010
9:00 a.m. – 10:50 a.m.**

**Lessons Learned from the Downturn
Tenant: John D. Gaber, Esq., Moderator
Williams Williams Rattner & Plunkett, PC**

**Owner: Monica J. Labe, Esq.
Dickinson Wright PLLC**

**Tax Adviser: William E. Sider, Esq.
Jaffe Raitt Heuer & Weiss PC**

**Lender: Glen M. Zatz, Esq.
Comerica Inc - Corporate Legal**

11:00 a.m. – Noon

Breakout sessions

**Lender Tenant Relationship: Pre & Post Foreclosure
Tenant and Lender
Basis & Income Recognition Issues in Workouts
Owner and Tax Advisor**

**Friday, July 16, 2010
8:30 – 9:30 a.m.**

Round Table Discussions

Selected members of the
Section will chair discussions.

9:30 – 9:40 a.m.

Section Annual Meeting

**Jerome P. Pesick, Esq., Chairperson
Steinhardt Pesick and Cohen PC**

Land Titles Standards Meeting

Russell E. Prins, Esq.
Assistant Attorney General
State of Michigan
Dept of Attorney General

Workshops (Choose Two)

9:45 a.m. – Noon

**Land Contracts &
Other Types of Seller Financing**

Patrick A. Karbowski, Esq.
Butzel Long PC

**Partnerships/Corporations/LLCs,
Capital Calls & Breakups**

Peter M. Alter, Esq.
Jaffe Raitt Heuer & Weiss PC

Mark D. Rubenfire, Esq.
Jaffe Raitt Heuer & Weiss PC

Troubled Condominium Project

Mark F. Makower, Esq.
Makower Abbate & Associates PLLC

C. Kim Shierk, Esq.
Myers Nelson Dillon & Shierk PLLC

Commercial Lease Default Issues

Robert N. Nix, II, Esq.
Kerr Russell & Weber PLC

Lawrence R. Shoffner, Esq.
Lawrence Shoffner & Associates

Saturday, July 17, 2010

8:30 – 9:30 a.m.

Round Table Discussions

Selected members of the
Section will chair discussions.

9:40 – 10:40 a.m.
Special Presentation

Philip H. Power
Founder: The Center for Michigan

Breakfast Roundtable Discussions * July 16-17, 2010

- 1. Conservation Easements & Other Deed restrictions for the Modern Age**
Melissa B. Papke, Esq., Varnum LLP
- 2. Urban Farming**
Paul A. Thursam, Esq., Giarmarco Mullins & Horton PC
- 3. Neighbor Problems - Boundary Line Disputes/Adverse Possession Issues**
Richard E. Rassel, III, Esq., Williams Williams Rattner & Plunkett PC
- 4. Construction Liens**
Laura McMahon Lynch, Esq., Law Office of Laura McMahon Lynch PLC
- 5. Residential Transactions Update**
Gregg A. Nathanson, Esq., Couzens Lansky Fealk Ellis Roeder & Lazar PC
(Friday)
Leslee M. Lewis, Esq., Dickinson Wright PLLC
(Saturday)
- 6. Title Insurance**
Dawn M. Patterson, Esq., Underwriting Counsel,
First American Title Insurance Company
- 7. Title Claims- Protecting Your Client's Interest**
Michael J. Hagerty, Esq., Plunkett Cooney
- 8. Environmental Issues – Amendment to Part 201, 785-Wetland Changes, BEAs**
Richard A. Sundquist, Esq., Clark Hill PLC
- 9. Insurance Basics – Property and Casualty**
Timothy F. Casey, Esq., Collins Einhorn Farrell & Ulanoff PC
- 10. RPLS Opportunities for Young Lawyers**
Brian P. Henry, Esq., Orleans Associates PC
- 11. RESPA Changes & Regulatory Updates**
Howard A. Lax, Esq., Lipson Neilson Cole Seltzer & Garin PC
- 12. Property Tax Appeal**
David E. Nykanen, Esq., Steinhardt Pesick & Cohen PC

FACULTY

Clay B. Thomas, co-program coordinator, is a member of the law firm of Jaffe Raitt Heuer & Weiss's Real Estate Practice Group in Southfield. His experience includes representation of clients involved in commercial real estate transactions, including acquisition, disposition, development, leasing, zoning and management. Clay also represents contractors and owners in construction law matters.

Lorri B. King, co-program coordinator, is a member of the Law Offices of King & King, PLLC in Cadillac. Her practice includes commercial real estate transactions, business and commercial law, banking and related litigation. Lorri also represents developers and land owners in connection with wind energy leases and easements.

John D. Gaber is a shareholder of the law firm Williams Williams Rattner & Plunkett, PC. He specializes in real estate acquisitions, development, land use, construction, leasing, financing and distressed projects. Mr. Gaber is active in the Michigan State Bar Real Property Section, where he chairs the Commercial Real Estate Development and Ownership Committee. He is also a member of the ICSC and the Oakland County Bar Association. Mr. Gaber has been a speaker at various legal education events.

Monica J. Labe is a member and Practice Department Manager for the Real Estate, Environmental and Energy Practice Groups at the law firm of Dickinson Wright in Bloomfield Hills. She was named one of the leading Real Estate attorneys in the region by Chambers USA in 2008, 2009 and 2010 and has been involved in significant real estate transactions in Michigan, as well as nationwide. Monica has extensive experience representing multi-national corporations, developers, real estate investment companies and lenders in the acquisition, land use, construction, leasing, financing (including workouts and foreclosures), and disposition of retail, industrial, office, mixed-use, and entertainment projects throughout the U.S. Ms. Labe represents shopping center owners in acquisitions, leasing and dispositions both locally and in other states and she serves as lead real estate counsel to one of Detroit's Big 3 in their national real estate work and to a major tier 1 automotive supplier and its subsidiaries and related companies in real estate matters involving their U.S. portfolios. Ms. Labe received her J.D. from Northwestern University School of Law. She is licensed to practice in Michigan and California.

William E. Sider is a member of the Firm's Tax Practice Group and member of Jaffe Raitt Heuer & Weiss's Board of Directors. Bill's expertise is in the structuring and implementation of creative and sophisticated transactions on behalf of the Firm's varied client base including private equity firms, venture capitalists, publicly traded REITs, real estate companies, technology companies and entrepreneurs. Bill has written and lectured extensively on a variety of tax topics including real estate workouts, REITs, limited liability companies, equity incentives, and angel investment strategies.

Glen M. Zatz is a senior vice president and associate general counsel for Comerica Bank. He manages Comerica's corporate legal real estate practice and its contract administration group. Prior to joining Comerica, Mr. Zatz was in private practice, where he specialized in the areas of real estate law and commercial lending. A graduate of Northwestern University Law School, he

is a member of the Council of the State Bar of Michigan's Real Property Law Section and member and former chairperson of the section's commercial Real Estate Finance Committee. While practicing in Chicago, Mr. Zatz was chairperson of the Consumer Credit Committee of the Chicago Bar Association. He has lectured for the Real Property Law Section, ICLE, and other organizations on a variety of real estate topics.

Patrick A. Karbowski is a shareholder practicing in Butzel Long's Bloomfield Hills office. His practice includes both transactions and litigation, with concentrations in the areas of real estate and general business. Mr. Karbowski has served as the Chairperson of the Real Property Law Section of the State Bar of Michigan and is an ex officio member of its governing Council, as well as a member of many of its committees including its Pro Bono and ADR Committees. He is a member of the Real Estate Advisory Board for the Institute of Continuing Legal Education. Mr. Karbowski has frequently written and lectured on various real estate topics for several professional and industry organizations.

Peter M. Alter is a member of Jaffe Raitt Heuer & Weiss's Litigation Practice Group in Southfield, Michigan. His experience includes representing real estate developers, auto suppliers, and insurance companies, among others. He is principally involved in complex commercial litigation, with particular expertise in real estate, banking, partnership, insurance law and shareholder disputes. Peter's career successes cover a spectrum of challenging business litigation matters including restructuring, royalty disputes, fraud and contract breaches where the stakes have been high. He has been listed in Michigan Super Lawyers, 2007, 2008 and 2009 and The Best Lawyers in America 2007, 2008 and 2009 as several prior years. He was selected by Best Lawyers as one of the Top 100 Lawyers in Michigan for 2009. During the last several years, he has devoted a substantial portion of his practice to litigation against banks including lending and workout issues.

Mark D. Rubenfire is a member of the law firm Jaffe Raitt Heuer & Weiss PC in Southfield, Michigan, and Chairman of the firm's Real Estate Practice Group. He has a diverse real estate practice. He represents developers and investors in commercial, industrial and residential real estate acquisitions, financing, workouts, leasing, management and sales. He also assists syndicators in the formation of entities to acquire and operate apartment complexes, office buildings, industrial buildings and shopping centers.

Mark F. Makower is a partner in the law firm Makower Abbate and Associates in Farmington Hills, Michigan. Mr. Makower is one of only two Michigan members of the College of Community Association Lawyers, a member of the Community Associations Institute (CAI) (serving on its national amicus curiae brief writing team), and the current president of the CAI-Michigan Chapter board of directors. He is a past chairperson of the State Bar of Michigan's Real Property Law Section (RPLS) and a past chairperson of its Committee on Condominiums, PUDs, and Cooperatives (having led the legislative effort to overhaul the Michigan Condominium Act in 2001-2002). Mr. Makower is a frequent lecturer and has also authored numerous articles on subjects of condominium law.

C. Kim Shierk is a member of Myers Nelson Dillon & Shierk, PLLC in Bloomfield Hills, Michigan. She practices in the area of real estate law, with extensive experience in condominium law and other forms of community property developments. She is currently the vice chairperson of the State Bar of Michigan's Real Property Law Section and is past chair of the section's Committee on Condominiums, PUDs, and Cooperatives. Ms. Shierk has lectured extensively for ICLE and other organizations on real estate issues and has authored and coauthored a number of articles on real estate law.

Robert R. Nix II with the law firm of Kerr, Russell and Weber, PLC in Detroit practices in the areas of real estate law and commercial law and litigation. He is a member of the Detroit, Oakland County and American Bar Associations. Mr. Nix has been a member of the ABA's Real Property, Probate and Trust Law Section since 1971 and the Mortgage and Secured Financing Committee since 1982. He also has been very involved with the State Bar of Michigan's Real Property Law Section. Mr. Nix has served on the council of the Real Property Law Section since 1986, as chairperson (1994-1995), vice chairperson (1992-1993), and secretary (1989-1990). Mr. Nix is listed in "The Best Lawyers in America" and in "Who's Who in American Law." He is a fellow of the Michigan State Bar Foundation.

Lawrence Shoffner with the law firm of Lawrence Shoffner & Associates in Detroit practices in the areas of commercial leasing and real estate related litigation. He is a past Chairman of the Real Property Law Section of the State Bar of Michigan, a member of the Section's Council since 2000, and past Chairman of the Section's Special Committee on Commercial Leasing. Mr. Shoffner is author and editor of numerous articles on commercial leasing for the *Michigan Real Property Review* and *Michigan Bar Journal*, as well as co-author of *Michigan Lease Drafting and Landlord-Tenant Law* (ICLE 2003). He is a member of the SBM's Publications and Website Advisory Committee, serves on the Executive Committee for the Institute for Continuing Legal Education and has been a member of ICLE's Real Estate Advisory Board since 1998.

Special Presentation by Philip H. Powers

For nearly 40 years, Philip H. Power was founder, owner & Chairman of the board of Home Town Communications Network, Inc., a group of 62 community newspapers, including the Observer and Eccentric newspapers. In 2006, he founded the Center for Michigan, a think-and-do tank aimed at improving the policy and political environment in Michigan by developing a series of far reaching, broadly acceptable reforms in taxing, spending and the priorities of state government. Mr. Powers has served as a regent of the University of Michigan and has held various other statewide positions.

HIGHLIGHTS

Lessons Learned from the Downturn - Thursday's panel will consist of four attorneys: one each representing the interests of the owner, the lender and the tenants of a failing/failed multi-tenant commercial development, along with a tax attorney. The presentation will focus on before, during and after the failure of the development. Each of the presenters will discuss some of the "hot-button" issues for their clients in this situation and will give a basic overview of the approaches their clients may take in connection with the lender taking possession of the development. The panel will discuss the pros and cons of the different approaches taken by their clients. The panel discussion will be followed by two (2) one half hour break-out sessions: - one with the owner and tax attorney and the other with the tenant and the lender in which the presenters will discuss the issues addressed with the panel in greater depth and provide an opportunity for questions and answers.

Land Contracts & Other Types of Seller Financing - Mr. Karbowski will discuss various aspects of seller financing, focusing primarily on drafting considerations for land contracts and land contract remedies.

Partnerships/Corporations/LLCs, Capital Calls & Breakups -Mr. Rubenfire will discuss the issues and considerations related to the need for partnerships, limited liability companies and other entities to issue capital calls and what happens when one or more partners, members or shareholders fail to contribute. Consideration will be given to sample agreement language dealing with dilution, buy-out and kick out provisions. Mr. Alter will continue the discussion with a focus on what happens when the partners', members' and shareholders' disputes over capital shortages turn into complete breakups and litigation.

Troubled Condominium Project – Issues Facing Developers and Associations in Failing Projects – This session will involve a discussion of problems presented when a developer runs out of funding or decides to leave a project partially completed. We will have perspectives from both sides; the developer and the association. We will explore issues related to association operations, budgeting and assessments, tax sales, incomplete infrastructure (including water and/or sewer), successor developer issues, project restructuring and similar topics. In general the presentation will be a two perspective discussion of how developers and associations are dealing with the numerous problems which are arising in failed condominium projects as result of the economic downturn.

Commercial Lease Defaults Issues – When the Money's Gone? The workshop will focus upon the nature of defaults by commercial landlords and tenants caused by current market conditions and the contract and legal remedies available to each. The topics covered will include the enforceability of rent acceleration clauses, the distinction between contract and real estate remedies, abandonment and reletting issues, lease modifications, and the effect of the duty to mitigate damages.

Special Presentation
Philip H. Powers

Summer Conference 2010

Registrant List

Name	COMPANY	Guest/Spouse
Acker, William	Kemp Klein Law Firm	Mary Lou Acker
Alter, Peter M.	Jaffe Raitt Heuer & Weiss PC	
Altus, Mark	Altus & Associates, PLLC	Brenda Altus
Ammon, Jeffrey S.	Miller Johnson	
Anderson, Gail A.	McClelland & Anderson, LLP	
Arendt, Thomas C.	Dickinson Wright Plc	
Belsito, Joseph Eugene	Smith Haughey Rice & Roegge PC	
Ben-Ze'ev, Ilana	Bodman LLP	Abraham Ben-Ze'ev
Bieganowski, David A.	Donaldson & Beiganowski PLC	
Brewer, Robin	First American Title Insurance Company	
Briggs, John M. III	Parmenter O'Toole	Janice Briggs
Brody, Jay H.	Kemp Klein Law Firm	
Brown, James O.	Warner Norcross & Judd LLP	Becky Brown
Burke, Maureen H.	Dickinson Wright, PLLC	
Burt, Jamie M.	First American Title Insurance Company	
Callahan, Robert A.	Plunkett Cooney	
Casey, Timothy F.	Collins Einhorn Farrell & Ulanoff PC	
Charlip, Ari M.	Hertz Schram P.C.	
Christenson, Chris	Christenson & Fiederlein PC	
Cooper, Abby H.	Cooper & Riesterer, PLC	Brad Cooper
Custer, Karen J.	Miller Johnson	Tim Custer
Dankert, Kristen A.	Stewart Title Guaranty Company	
Davies, Robert McCormick	Warner Norcross & Judd LLP	
deBaptiste, Beth I.	May, Simpson & Strote, PC	Brad Follis
Dobson, Jeffrey R.	Dickinson Wright, PLLC	
Dudek, Lawrence M.	Miller Canfield Paddock & Stone, PLC	Deborah Dudek
Esordi, Thomas D.	Kitch Drutchas Wagner Valitutti & Sherbrook	
Gaber, John D.	Williams Williams Rattner & Plunkett PC	
Gallagher, Tricia	Fidelity National Title Insurance Co	
Galloway, T. Scott	Galloway & Collens, PLLC	
Gamalski, Gregory J.	Giarmarco Mullins & Horton PC	Lori Lutz
Gannan, Dennis M.	Dennis M. Gannan PLLC	
Geherin, Lisa F.	First American Title Insurance Company	
Gottlieb, Amy L.	Hertz Schram PC	
Graceffa, Danielle Marie	Dykema Gossett PLLC	Alfonso Graceffa

Name	COMPANY	Guest/Spouse
Graves, Walter Z.	Law Offices of Walter Z. Graves	
Gun, Samuel H.		Paula Forman
Guy, Debra A.	Meridian Title	Kent Guy
Henry, Brian P.	Orlans Associates PC	Mary Beth Henry
Hoffman, Thomas A.	Wrigley & Hoffman, PC	Cherie Hoffman
Hosler, William E.	Williams, Williams, Rattner & Plunkett, PC	Mary Pat Hosler
Hunt, Abigale F.	GreenStone Farm Credit Services	
Iamarino, Christopher J.	Thrun Law Firm, PC	Katrina Iamarino
Immonen, Cindy	ASK Services	
Jaunese, David C.	David C. Jaunese, PC	Paula Jaunese
Jerow, Jeanne L.	Jeanne L. Jerow PC	Robert D. Male
Karbowski, Patrick A.	Butzel Long, PC	Diane Yoakum
Kelly, Laurie J.	Michigan State Housing Development Authority	
King, Lorri B.	The Law Offices of King & King, PLLC	Steven King
Klucens, Robert P.	Wayne County Corporation Counsel	
Kossen, Kay E.	Kreis Enderle Hudgins & Borsos PC	
Krysinski, Mark P.	Jaffe Raitt Heuer & Weiss, PC	Susan Learman
Labe, Monica J.	Dickinson Wright, PLLC	Eric Labe
LaMont, Catharine B.	LaMont Title Corporation	Michael P. Donovan
Lax, Howard A.	Lipson Neilson Cole Seltzer & Garin, PC	Joanne Lax
Lewis, Leslee M.	Dickinson Wright, PLLC	
Lievois, Maxine J.	Lawyers Title/Commonwealth Land Title	
Luplow, Thomas R.	Braun Kendrick Finkbeiner, PLC	Trish Luplow
Lynch, Laura McMahon	Law Office of Laura McMahon Lynch PLC	Terry Lynch
Macaddino, Kevin S.	Williams Williams Rattner & Plunkett, PC	
Makower, Mark F.	Makower Abbate & Associates, PLLC	Diane Makower
Marquardt, James M.	Lewis Reed & Allen, PC	
Martinelli, Carol Ann	Lawyers Title/Commonwealth Land Title	
Martyn, David H.	Stewart Title National Title Services	Kristy Martyn
Mattler, Robert E.	Armada Real Estate Services	
McDermott, Terese	Trott & Trott PC	
McDermott, Michael Kevin	Trott & Trott PC	
Michaels, Karen J.	eTitle Agency Inc	
Miles, Heather Brenneman	Wright Penning & Beamer PC	
Mollhagen, Robert D.	Varnum LLP	
Muller, Brandon Jonathan	Clark Hill PLC	Andrea Muller
Munday, Reuben A.	Lewis & Munday, PC	

Name	COMPANY	Guest/Spouse
Nadis, Ronn S.	Taubman, Nadis & Neuman, PC	
Nathanson, Gregg A.	Couzens Lansky Fealk Ellis Roeder & Lazar, PC	
Neuman, Phillip J.	Taubman Nadis & Neuman PC	
Neumann, Chantelle R.	Potestivo & Associates PC	Eric Neumann
Nix, Robert R. II	Kerr Russell & Weber, PLC	Suzanne Nix
Nyhof, Jaron J.	Warner Norcross & Judd LLP	
Nykanen, David E.	Steinhardt Pesick & Cohen PC	
O'Neill, Scott	Fidelity National Title Insurance Company	
Palms, Stephen G.	Miller Canfield Paddock & Stone PLC	Betty Palms
Papke, Melissa B.	Varnum LLP	Brian Papke
Parker, Robert W.	Smith Haughey Rice & Roegge, PC	
Paruch, Patricia	Kemp Klein Law Firm	
Patterson, Dawn M.	First American Title Insurance Company	Reginald Pacis
Person, Blair A.	Lewis & Munday, PC	Kate Person
Pesick, Jerome P.	Steinhardt Pesick & Cohen, PC	Marianne Pesick
Pierson, David E.	McClelland & Anderson, LLP	
Pollock, James M.	The Hinman Company	Terisa Pollock
Power, Philip H.	The Center for Michigan	
Rattner, Richard D.	Williams, Williams, Rattner & Plunkett, PC	Linnea Lannon
Rebolledo, Laura J.	Comerica Bank, Financial Services Division	Cheryl Cowgill
Reister, Nicholas Andrew	Hoesch & Vander Ploeg PLC	
Reynolds, Ronald E.	Berry Reynolds & Rogowski, PC	
Rocheleau, Dean A.	Plante & Moran, PLLC	Lynda Rocheleau
Rogowski, Joseph M. II	Berry Reynolds & Rogowski, PC	
Rubenfire, Mark D.	Jaffe Raitt Heuer & Weiss PC	
Rysztak, Don	Fidelity National Title Insurance Company	
Schurgin, Leon M.	Bodman LLP	Audrey Schurgin
Scott, Robert William	Miller Johnson	Kay Scott
Shierk, Kim	Myers Nelson Dillon & Shierk, PLLC	
Shoffner, Lawrence R.	Lawrence Shoffner & Associates	Joanne Burns
Sider, William E.	Jaffe Raitt Heuer & Weiss PC	
Siebers, Jonathan J.	Smith Haughey Rice & Roegge PC	Gretchen Siebers
Simpson, Thomas C.	May, Simpson & Strote, PC	
Smyth, Marilynn K.	May, Simpson & Strote, PC	Jim Smyth
Sorini Elser, Sandra	Bodman LLP	Douglas Elser
Stawski, Steven K.	Smith Haughey Rice & Roegge PC	Michelle Stawski
Stoddard, John D.	Steven E. Bratschie & Associates PC	

Name	COMPANY	Guest/Spouse
Strote, Ronald Paul	May, Simpson & Strote, PC	Janet Strote
Sturing, Mark A.		
Sundquist, Richard A.	Clark Hill PLC	
Switzer, David R.	David R. Switzer PC	
Taubman, Richard M.	Taubman, Nadis & Neuman, PC	Alison Taubman
Thomas, Clay B.	Jaffe Raitt Heuer & Weiss PC	
Thursam, Paul Alan	Giarmarco Mullins & Horton PC	
Timmer, J. Scott	Miller Johnson	Ingrid Timmer
Treppa, Thomas L.	Giarmarco Mullins Horton PC	Karen Treppa
Van Meter, Margaret	Warner Norcross & Judd LLP	Erik Stone
Wandrie, Craig S.	First American Title Insurance Company	Amy Wandrie
Wass, Jon	Liberty Title	
Wiegerink, Ronald Garrett	Chicago Title	Jodi Wiegerink
Wilder, Cindy M.	ICLE	
Wineman, William R.	Lawyers Title Insurance Corporation	
Woodworth, Matthew B.	Howard & Howard Attorneys, PLLC	Christina Woodworth
Yeaton, Dawn Tara	Dykema Gossett PLLC	
Zatz, Glen M.	Comerica, Inc - Corporate Legal	

ICLE and the Real Property Law Section of the State Bar of Michigan

Homeward Bound Seminars 2010–2011

PROGRAMS

The ABC's of Real Estate Appraisal for Lawyers

November 4, 2010 | 2:00pm–5:00pm

Moderator: *Jerome P. Pesick, Steinhardt Pesick & Cohen PC, Birmingham*
Speakers: *Michael Ellis, MAI, Value Trends Inc., Shelby Twp.; Bruce M. Closser, MAI, SRA, Closser Associates Inc., Marquette; David E. Nykanen, Steinhardt Pesick & Cohen PC, Birmingham*

Economics of Property

December 2, 2010 | 2:00pm–5:00pm

Moderator: *Richard D. Rattner, Williams Williams Rattner & Plunkett PC, Birmingham*
Speakers: *C. Leslie Banas, Banas and Associates PLLC, Birmingham; William A. Lichwalla CPA, Plante & Moran CRESA LLC, Southfield; Carole Rich, Jones Lang Lasalle, Detroit*

Total Redevelopment in the World of the Land Division Act—Platted and Unplatted Property

February 3, 2011 | 2:00pm–5:00pm

Moderator: *Melissa N. Collar, Warner Norcross & Judd LLP, Grand Rapids*
Speakers: *Clifford H. Bloom, Law Weathers, Grand Rapids; David E. Pierson, McClelland & Anderson LLP, Lansing; Gregory J. Gamalski, Giarmarco Mullins & Horton PC, Troy*

Leasing Fundamentals

May 5, 2011 | 2:00pm–5:00pm

Moderator: *Lawrence Shoffner, Lawrence Shoffner Esq., Detroit*
Speakers: *Jonathan W. Anderson, Varnum LLP, Grand Rapids; Thomas A. Kabel, Butzel Long, Bloomfield Hills; Emily A. Minns, Honigman Miller Schwartz and Coim LLP, Bloomfield Hills*

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**REAL PROPERTY LAW SECTION
STATE BAR OF MICHIGAN**

SUMMER CONFERENCE SCHEDULE

JULY 20-23, 2011
GRAND TRAVERSE RESORT AND SPA
TRAVERSE CITY, MICHIGAN

JULY 18-21, 2012
BOYNE MOUNTAIN RESORT
Mountain Grand Lodge & Spa
BOYNE FALLS, MICHIGAN

JULY 10-14, 2013
CRYSTAL MOUNTAIN RESORT
THOMPSONVILLE, MICHIGAN

WINTER CONFERENCE SCHEDULE

MARCH 10-12, 2011
THE WILLARD INTERCONTINENTAL
WASHINGTON DC

For further information:
Please call Arlene Rubinstein at 248-644-7378 or
Email: LawA1@aol.com

**STATE BAR OF MICHIGAN
REAL PROPERTY LAW SECTION
ANNUAL SECTION AND COUNCIL MEETING
Crystal Mountain Resort & Spa
July 16, 2010**

AGENDA

ANNUAL SECTION MEETING

Meeting to be brought to order by Jerome Pesick

1. Approval of Minutes of July 17, 2009 Annual Meeting (in materials)
2. 2009-2010 Annual Report (in materials)
3. Nominating Committee Report – Margaret Van Meter
5. Motion to Approve the Election of Council members, Council officers, and approval of Land Title Standards members; by voice vote and not by written ballots
6. Election of Council Members by Section

ANNUAL COUNCIL MEETING

1. Approval of Minutes of the July 17, 2009 Council Meeting (in materials)
2. Election of Officers by Council Members only
3. Approval of Land Title Standards Committee Membership by Council members only (in materials)
4. Presentation of Plaques to outgoing officers and Gavel to Mark Krynski
5. Presentation of Plaque and gift to Jerome Pesick by Mark Krynski
6. LAND TITLE STANDARD COMMITTEE MEETING - Russell Prins
Report of Land Title Standards Committee

**MINUTES OF THE 2009 ANNUAL MEETING OF THE MEMBERS OF
THE REAL PROPERTY LAW SECTION**

The meeting of the members of the Real Property Law Section was called to order at 9:32 a.m. on July 17, 2008 at the Grand Hotel, Mackinac Island, Michigan and the presence of a quorum was confirmed by Chairperson, C. Leslie Banas.

Approval of Minutes

The minutes of the July 18, 2008 Annual Meeting were approved as presented at the 2009 Annual Meeting per motion made by Phillip J. Neuman and duly seconded by Richardson.

Annual Report

Leslie Banas, Chairperson, prepared a written report of the work and activities of the Section for the 2008-2009 year which was presented to Section members prior to the meeting, and the same was adopted by Leslie by reference.

Motion, made by Mark Krysinski and duly seconded by David Nykanen to approve the Chairperson's Annual Report submitted to Section members prior to the meeting, and **unanimously approved**.

Amendment of ByLaws

Motion, made by Robert Hotchkiss and duly seconded by C. Kim Shierk, to approve certain amendments to the Bylaws reflected in the Proposed Section Bylaws attached hereto and submitted to Section members prior to the meeting, and **unanimously approved**.

Administrative

Motion, made by Patrick Karbowski and duly seconded by Mark Krysinski, to authorize the election of Council members and to approve the Land Title Standards committee members by voice vote and without written ballot, and **unanimously approved**.

Election of Council Members

The Nominating Committee Report was presented by David Nykanen on behalf of the chair of the nominating committee, Lawrence Shoffner, who was not then present at the meeting. The following Section members were nominated for Council terms expiring in 2011:

Melissa N. Collar (first term)
Ronn S. Nadis (third term, to continue while serving as an officer)
Gregg A. Nathanson (second term)

Ronald Reynolds (second term)
Glen M. Zatz (first term)

The following Section Member was nominated to the RPLS Council for term expiring in 2009:

Nicholas P. Scavone, Jr. (completing the term of C. Leslie Banas)

The following Section Members were nominated as officers of the Real Property Law Section Council:

Vice-Chairperson – Catherine Kim Shierk
Secretary – Ronald E. Reynolds
Treasurer – Ronn S. Nadis

No further nominations were made from the floor.

Motion, made by Howard Lax and duly seconded by Richard Rattner, to elect the Council members as nominated, and **unanimously approved** by voice vote of the members of the Section, effective upon adjournment of the 2009 Annual Meeting of the Real Property Law Section.

Motion, made by David Nykanen and duly seconded by Mark Krysinski, to approve the members of the Land Title Standards Committee as submitted to the Council members, and **unanimously approved** by voice vote of the members of the Section, effective upon adjournment of the 2009 Annual Meeting of the Real Property Law Section.

C. Leslie Banas, as outgoing Chairperson of the Section, presented the gavel to Jerome Pesick, incoming Chairperson. Jerry thanked Leslie for her outstanding work as Chairperson on behalf of the Section, citing several of the Section's accomplishments over the past year, and presented Leslie with a gift as a token of the Council's and the Section's appreciation.

There being no further business, the Annual Meeting of the Section was adjourned per **motion** made by Howard Lax and duly seconded by David Nykanen, and **unanimously approved**.

Ronn S. Nadis, Secretary

**STATE BAR OF MICHIGAN
2009-2010 ANNUAL REPORT**

Bar Year: 2009-2010

Section Name: Real Property Law Section

Mission Statement: The Real Property Law Section of the State Bar of Michigan provides education and information about current real property issues through meetings, seminars, its website, pro bono service programs, and quarterly publication of a journal. Membership in the Section is open to all members of the State Bar of Michigan.

As further stated in the Section's By-Laws, the Section's purpose is to study the laws and procedures pertaining to Real Property Law and to promote the fair and just administration of Real Property Law; to study and report upon proposed and necessary legislation, including, but not limited to, pending legislation and drafting and introducing legislation; to study and report on pending litigation, including, but not limited to, the filing of amicus curiae briefs; to promote throughout the State of Michigan the legal education of members of the Bar and the public on Real Property Law by sponsoring meetings, institutes and conferences devoted to Real Property Law, by the preparation and dissemination of books, booklets, materials, pamphlets and brochures with respect thereto and by preparing and sponsoring and publishing legal writings in this field. The Section endeavors to promote professional responsibility and the prevention of malpractice among the members of the Bar.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Jerome P. Pesick P# 29039	380 N. Woodward Ave. Ste. 120 Birmingham, MI 48009	248-646-0888	jpesick@splaw.com
Chair-Elect	Mark P. Krynski P# 35630	27777 Franklin Road Ste. 2500 Southfield, MI 48304	248-351-3000	mkrynski@jaffelaw.com
Vice Chair	Catherine Kim Shierk P# 37694	40701 Woodward Ave Suite 235 Bloomfield Hills MI 48304	248-203-2040	kshierk@mnds-pll.com
Secretary	Ronald E. Reynolds P# 40524	33493 W. 14 Mile Road Ste. 100 Farmington Hills, MI 48334	248-851-3434	ron@brrlawyers.com
Treasurer	Ronn S. Nadis P# 35638	32255 Northwestern Hwy. Ste. 200 Farmington Hills, MI 48334	248-865-3700	rnadis@tnnlaw.com

Member	Term	Member	Term
William B. Acker P# 25231	2010	Melissa N. Collar P# 51781	2012
Howard A. Lax P# 35128	2010	Ronn S. Nadis P# 35638	2012
David E. Nykanen P# 47763	2010	Gregg A. Nathanson P# 39029	2012
Jerome P. Pesick P# 29039	2010	Glen M. Zatz P# 37115	2012
Nicholas P. Scavone P# 47138	2010	Ronald Reynolds P#	2012
Brian P. Henry P# 33876	2011		
Mark P. Krynski P# 35630	2011	Richard D. Rattner P# 19249/Greg Gamalski P# 36034 (CLE)	
Patricia Paruch P# 48028	2011	Catharine B. LaMont P# 32231 (Land Titles)	
David E. Pierson P# 31047	2011		
C. Kim Shierk P# 37694	2011		

Council Meeting Schedule:

Please attach any additional information needed regarding Council meetings as an addendum.

Meeting Type	Date	Location
Council Meeting	October 7, 2009	Jaffe Offices, Southfield
Council Meeting	November 4, 2009	Jaffe Offices, Southfield
Council Meeting	December 2, 2009	Jaffe Offices, Southfield
Council Meeting	January 13, 2010	Jaffe Offices, Southfield
Council Meeting	February 10, 2010	Jaffe Offices, Southfield
Council Meeting	April 14, 2010	Warner Norcross Offices, Grand Rapids
Council Meeting	May 12, 2010	Jaffe Offices, Southfield
Council Meeting	July 16, 2010	Crystal Mountain Resort
Council Meeting	September 29, 2010	Annual Meeting, Grand Rapids

General Budget Information: While the Section's finances remain strong, income and expenses are being closely monitored.

Events and/ or Seminars:

Please attach any additional information needed regarding events and/ or seminars as an addendum.

Event or Seminar Title	Date	Location
Groundbreaker Breakfast Roundtables: RPLS – “Foreclosure and Beyond”	October 8, 2009	The Townsend Hotel, Birmingham
Homeward Bound: RPLS/ICLE – Live and Webcast “Prescription for Success: Developing a Medical Office Building on a Health Care Campus”	November 5, 2009	St. John Conference Center, Plymouth
Homeward Bound: RPLS/ICLE – Live and Webcast “B2B - From Brownfields to Boomtown.	December 3, 2009	St. John Conference Center, Plymouth
Groundbreaker Breakfast Roundtables: RPLS – “Sustainable Development and Other Emerging Issues in Construction Risk Management”	January 14, 2010	The Townsend Hotel, Birmingham
ICSC/RPLS “Michigan: The Land Of Opportunity”	January 28, 2010	Rock Financial Showplace, Novi
RPLS Millennial Reception for New Attorneys	February 2, 2010	Rosie O’Gradys, Ferndale
Homeward Bound: RPLS/ICLE – Live and Webcast “Demystifying Insurance Provisions and Coverages”	February 3, 2010	St. John Conference Center, Plymouth
2010 Winter Conference “Being An Agent of Change”	March 11-13, 2010	The Westin Kierland Resort & Spa, Scottsdale, Arizona
RPLS Millennial Reception for New Attorneys	April 14, 2010	The B.O.B, Grand Rapids
Groundbreaker Breakfast Roundtables: RPLS – “When Advertisement Isn’t Enough- The Court Process and Foreclosures/ Workouts or Ask the Judges”	April 22, 2010	Detroit Athletic Club (DAC)
Homeward Bound: RPLS/ICLE – Live and Webcast “Only Fools Rush In: The Fundamentals of Real Estate Due Diligence ”	May 13, 2010	St. John Conference Center, Plymouth

Groundbreaker Breakfast Roundtables: RPLS – “Current Issues in Multi-Family Housing Law and Financing ”	Jun 3, 21010	The Townsend Hotel, Birmingham
2010 Summer Conference “ The New Normal- Working with Today’s Realities”	July 14-17, 2010	Crystal Mountain Resort & Spa, Thompsonville, Michigan

Section Membership: Notwithstanding some attrition believed to be attributable to economic conditions, in FY 2009-2010 the Section continued to have in excess of 3,000 members.

Section Bylaws: The most recent version of the Section’s By-laws may be viewed on the Section’s website – [www.michbar.org/real property/general info.cfm](http://www.michbar.org/real%20property/general%20info.cfm).

Publications: The Section publishes the Real Property Review on a quarterly basis, an e-newsletter on a monthly basis.

Legislative and Policy issues: During the 2009-2010 legislative session, the Section opposed five house bills and four senate bills. In addition, the Section at the request of the Michigan Supreme Court submitted Amicus Briefs in *Hendee v Putnam* (SC: 137446), and *Florence Beach v Township of Lima* (SC: 139394). The positions taken by the Section are set forth in its Public Policy Reports which can be reviewed at [www.michbar.org/real property/publicpolicy.cfm](http://www.michbar.org/real%20property/publicpolicy.cfm).

Awards: At the Section’s 2010 Summer Conference, the Section’s Robert Wartell Award for outstanding service will be presented. The Section will also present \$500.00 Book Award Scholarships to the outstanding student in an advance real estate course at each of Michigan’s five law schools. These scholarships will be presented at the State Bar September 2010 Annual Meeting.

Recommendations for Next Council: The recommendations for the next RPLS Council are in large part identified in the RPLS Long Range Plan dated July 23, 2005. In addition, substantial efforts were undertaken during 2009-2010 to grow the Section by promoting membership to young lawyers, and to enhance participation by Section members from the west side of the State. Various successful initiatives and programs were undertaken in pursuit of these goals, and the new Council is encouraged to continue to build on them.

Administration: Arlene Rubinstein continues to serve as the Section’s Administrator, and her contributions are an integral part of the Section’s success.

Special Committees: The Section has 15 special committees that cover virtually every area of specialization within the practice of real estate law. Most committees are co-chaired by a member of the Section from the east side of the state and a member from the west side of the state. The names of the Section's special committees and their chairs can be found at the Section's website at www.michbar.org/realproperty/committees.cfm.

Continuing Legal Education: The Section's Continuing Legal Education Program was very successful during 2009-2010 under the leadership of CLE Co-chairs Richard Rattner and Gregory Gamalski. The Section presented 4 Homeward Bound Seminars in conjunction with ICLE. In addition, the Section conducted a series of 5 Breakfast Groundbreaker Seminars which provide opportunities to learn about a number of topics in a more informal, networking setting.

Conferences: The Section held another successful winter conference, this year in Scottsdale, Arizona, thanks to the efforts of Co-chairs Margaret Van Meter and Laura Lynch. The Section also has an excellent summer conference planned at Crystal Mountain Resort in Thompsonville, Michigan by Co-chairs Lorrie King and Clay Thomas.

**MINUTES OF THE 2009 ANNUAL MEETING OF THE COUNCIL OF
THE REAL PROPERTY LAW SECTION**

The Annual Meeting of the Council of the Real Property Law Section was called to order at 9:53 a.m. on July 17, 2009 at The Grand Hotel, Mackinac Island, Michigan and the presence of a quorum was confirmed by Chairperson – C. Leslie Banas.

Approval of Minutes

The minutes of the July 18, 2008 Annual Meeting of the Council were approved as presented at the 2009 Annual Meeting of the Council without opposition.

Election of Council Officers

MOTION made by Howard Lax and duly seconded by Richard Rattner, to approve the following slate of officers for the 2009-2010 year and by voice vote and not by written ballots:

Chairperson - Jerome P. Pesick
Chairperson – Elect - Mark P. Krysinski
Vice-Chairperson – C. Kim Shierk
Secretary – Ronald E. Reynolds
Treasurer – Ronn S. Nadis

and **unanimously approved.**

Land Title Standards Committee

Leslie Banas acknowledged the good work of the Land Title Standards Committee during the prior year and presented Russell E. Prins to report on the activities and accomplishments of the Committee.

Motion by David Nykanen and duly seconded by Mark Krysinski, to approve the list of members of the Land Title Standards Committee submitted to the Council, and **unanimously approved.**

There being no further business, the Annual Meeting of the Council was adjourned without opposition.

Ronn S. Nadis, Secretary

State Bar of Michigan
LAND TITLE STANDARDS COMMITTEE

MEMBERS OF THE COMMITTEE

2010-2011 (Rev. 06/09/10)

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**STATE BAR OF MICHIGAN
REAL PROPERTY LAW SECTION**

Michigan Land Title Standards Committee

MEETING DATE: FRIDAY, JULY 16, 2010
MEETING TIME: 9:30 A.M. – 9:40 P.M.
LOCATION: Crystal Mountain Resort
Thompsonville, Michigan

AGENDA

- I. Approval of Minutes of July 17, 2009, Annual Meeting of the Committee
- II. Distribute List of Committee Members and Members Emeriti for 2010-2011
- III. Report of the Nominating Committee, nominating the following persons as officers of the Committee for 2010-2011

Chairperson
Vice-Chairperson
Secretary
- IV. Election of the Officers of the Committee for 2010-2011
- V. Appointment of the Land Title Standard Committee's Representative to the Real Property Council

STATE BAR OF MICHIGAN
REAL PROPERTY LAW SECTION

MINUTES OF THE ANNUAL MEETING
OF
MICHIGAN LAND TITLE STANDARDS COMMITTEE
JULY 17, 2009

The Annual Meeting of the Michigan Land Title Standards Committee was held at the Grand Hotel, Mackinac Island, Michigan, immediately following the Annual Meeting of the Real Property Law Section of the State Bar of Michigan on Friday, July 17, 2009.

Russell E Prins, the Chair of the Committee, presided at the meeting.

The minutes of the Committee's Annual Meeting held on July 18, 2008 were approved as submitted.

The membership of the Land Title Standards Committee for 2009-10, approved by the Real Property Law Section Council, was distributed.

Mr. Prins reported that the Nominating Committee had nominated the following persons as officers of the Land Title Standards Committee for 2009-10.

Chairperson:	Russell E Prins
Vice Chairperson:	James M. Marquardt
Secretary:	William H. Darbee

The nominations were unanimously approved.

Mr. Prins recommended that Catharine B. Lamont be appointed to serve as the Representative of the Land Title Standards Committee to the Real Property Council for 2009-10. The recommendation was unanimously approved.

The schedule of meetings of the Committee for 2009 is as follows:

Friday, October 16, 2009	Friday, March 19, 2010
Friday, December 4, 2009	Friday, May 7, 2010
Friday, February 5, 2010	Friday, June 4, 2010

The meeting was then adjourned.

Russell E Prins, Chair
Acting Secretary

STATE OF MICHIGAN
DEPARTMENT OF ATTORNEY GENERAL



MIKE COX
ATTORNEY GENERAL

P.O. Box 30754
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June 9, 2010

Jerome P. Pesick
Steinhardt Pesick & Cohen PC
300 N. Old Woodward Ave., Ste. 120
Birmingham, MI 48009-5307

Dear Mr. Pesick:

Re: Land Title Standards Committee of the Real Property Section of the
State Bar of Michigan (the Committee); Report for 2009-2010

As Chairperson of the Committee, I submit this report of the Committee's activities for the 2009-2010 year.

During the 2009-2010 year, the Committee has held two (2) full committee meetings at the offices of the State Bar of Michigan in Lansing.

In the course of the meetings the Committee has considered drafts of standards concerning "Mortgages", "Construction Liens" and "Tax Titles." Two (2) Mortgage standards and eight (8) Construction Lien standards approved by the full committee and forwarded to Styles have been completed and are ready for publication. Five (5) Tax Title standards are being reviewed by Styles, and will be completed before the Committee's Fall meeting.

I am enclosing for the Real Property Law Council's approval the proposed membership for the Committee for 2010-2011. Our Membership Committee will consider applications for membership from attorneys who express an interest in joining the Committee. The Committee will also solicit assistance of attorneys who may have expertise in certain areas for their assistance and comments on certain chapters.

Jerome P. Pesick
Page 2
June 9, 2010

We anticipate a report of an ad hoc committee recommending additional subjects warranting review and development for the coming year.

I am pleased to provide this report of the work of the Land Title Standards Committee during the 2009-2010 year. At your convenience, please submit this report to the other members of the council.

Very truly yours,

/s/
Russell E Prins, Chairperson
Michigan Land Title Standards
(517) 373-3203

REP/pr

Enc.

c: Arlene Rubinstein

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