



Section Annual Reports

2011-2012

**State Bar of Michigan
Section Annual Reports Index, July 2012***

Administrative & Regulatory Law Section	1
Alternative Dispute Resolution Section	1
American Indian Law Section	1
Animal Law Section	1
Antitrust, Franchising & Trade Regulation Section	1
Appellate Practice Section	1
Arts, Communication, Entertainment & Sports Section	1
Aviation Law Section	No report
Business Law Section	1
Children’s Law Section	1
Consumer Law Section	No report
Criminal Law Section	1
Elder Law & Advocacy Section	No report
Environmental Law Section	1
Family Law Section	1
General Practice Section	1
Health Care Law Section	1
Information Technology Law Section	No report
Insurance & Indemnity Law Section	1
Intellectual Property Law Section	1
International Law Section	No report
Judicial Section	1
Labor & Employment Law Section	1
Latin American Bar Activities Section	1
Law Practice Management & Legal Administrator Section	No report
Law Student Section	No report
Litigation Section	1
Master Lawyers Section	1
Negligence Law Section	No report
Paralegal/Legal Assistants Section	1
Prisons & Corrections Section	1
Probate & Estate Planning Section	1
Public Corporation Law Section	No report
Real Property Law Section	1
Social Security Lawyers Section	1
Taxation Section	1
Workers’ Compensation Law Section	No report
Young Lawyers Section	1

1 Depicts a report from sections as received by July 27, 2012.

**The reports are posted online and can be read at
<http://www.michbar.org/sections/pdfs/annualreports2012.pdf>**

**State Bar of Michigan
Section Annual Reports Index, July 2012***

Administrative & Regulatory Law Section	1
Alternative Dispute Resolution Section	1
American Indian Law Section	1
Animal Law Section	1
Antitrust, Franchising & Trade Regulation Section	1
Appellate Practice Section	1
Arts, Communication, Entertainment & Sports Section	1
Aviation Law Section	No report
Business Law Section	1
Children’s Law Section	1
Consumer Law Section	No report
Criminal Law Section	1
Elder Law & Advocacy Section	No report
Environmental Law Section	1
Family Law Section	1
General Practice Section	1
Health Care Law Section	1
Information Technology Law Section	No report
Insurance & Indemnity Law Section	1
Intellectual Property Law Section	1
International Law Section	No report
Judicial Section	1
Labor & Employment Law Section	1
Latin American Bar Activities Section	1
Law Practice Management & Legal Administrator Section	No report
Law Student Section	No report
Litigation Section	1
Master Lawyers Section	No report
Negligence Law Section	No report
Paralegal/Legal Assistants Section	1
Prisons & Corrections Section	1
Probate & Estate Planning Section	1
Public Corporation Law Section	No report
Real Property Law Section	1
Social Security Lawyers Section	1
Taxation Section	1
Workers’ Compensation Law Section	No report
Young Lawyers Section	1

1 Depicts a report from sections as received by July 27, 2012.

**The reports are posted online and can be read at
<http://www.michbar.org/sections/pdfs/annualreports2012.pdf>**

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-2012

Section Name: Administrative & Regulatory Law

Mission Statement: The Administrative & Regulatory Law Section of the State Bar of Michigan provides education, information and analysis about issues of concern through meetings, seminars, this site, public service programs, and publication of a newsletter. Membership in the Section is open to all members of the State Bar of Michigan. Statements made on behalf of the Section do not necessarily reflect the views of the State Bar of Michigan.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Kimberly A. Breitmeyer P-60678	P.O. Box 30018 Lansing, MI 48909	(517) 241-9424	breitmeyerk@michigan.gov
Chair-Elect	Jon P. Christinidis P-47352	DTE Energy 1 Energy Plaza #688 Wcb Detroit, MI 48226	(313) 235-7706	christinidisi@dteenergy.com
Secretary	Michael F. Matheson P-52997	Loomis Ewert Parsley Davis & Gotting, P.C. 124 W. Allegan St., Ste. 700 Lansing, MI 48933	(517) 482-2400	mfmatheson@loomislaw.com
Treasurer	Michael S. Ashton P-40474	Fraser Trebilcock Davis & Dunlap, P.C. 124 W. Allegan St., Ste. 1000 Lansing, MI 48933	(517) 482-5800	mashton@fraserlawfirm.com

Member	Term	Member	Term
Richard J. Aaron P-35605	2012	Jon P. Christinidis P-47352	2012
Timothy J. Lundgren P-62807	2012	Michael F. Matheson P-52997	2012
Mark J. Burzych P-43793	2013	Michael S. Ashton P-40474	2014
Gary P. Gordon P-26290	2013		
Christopher L. LaGrand P-48909	2013		
J. Patrick Howe P-68634	2014		

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Christine Mason Soneral P-58820	2014		
Michael J. Watza P-38726	2014		
Richard A. Patterson (ex-officio) P-18711	N/A		
Kimberly A. Breitmeyer P-60678	2013		

Council Meeting Schedule:

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

Meeting Type	Date	Location
Annual Business Meeting	September 16, 2011	Hyatt Regency, Dearborn
Council Dinner Meeting	October 19, 2011	Kellogg Center, East Lansing
Council Dinner Meeting	November 16, 2011	Kellogg Center, East Lansing
Council Luncheon Meeting	December 16, 2011	Kellogg Center, East Lansing
Council Dinner Meeting	January 18, 2012	Kellogg Center, East Lansing
Council Luncheon Meeting	February 21, 2012	Kellogg Center, East Lansing
Council Dinner Meeting	March 21, 2012	Kellogg Center, East Lansing
Council Luncheon Meeting	May 23, 2012	The University Club, Lansing

General Budget Information: As of April 30, 2012, the section had \$42,494.89 in its coffers. It virtually broke even for the two luncheon events it sponsored or co-sponsored in December and February.

Section Membership: As of April 23, 2012, there were 494 members of the section.

Section Committees: The Program Committee (chaired by Chair-Elect Jon Christinidis) planned and coordinated the three programs this year. The Newsletter Committee (co-chaired by Gary Gordon and Christine Mason Soneral) ensured the editing and publication of the *Administrative Law Journal* and administered the Law Student Writing Competition. The Membership Committee (chaired by Richard Aaron) brainstormed ideas for reaching out to law students and young lawyers and helped develop new membership survey questions. The ad hoc Legislative Committee worked on legislative updates for the *Administrative Law Journal* and monitored proposed legislation impacting administrative rule promulgation and the activities of the Office of Regulatory Reinvention. The ad hoc Energy Committee (co-chaired by Jon Christinidis and Christine Mason Soneral) attempted to organize an event involving MSU's Long Term Energy Plan or a field trip to a coal-fired power or nuclear power plant in the state, but both posed logistical and timing challenges.

Events and/or Seminars:

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

Event or Seminar Title	Date	Location
Annual Business Meeting and Program (featuring Michigan Administrative Hearing System Executive Director Michael Zimmer)	September 16, 2011	Hyatt Regency, Dearborn
Joint Luncheon with Kimbal R. Smith III, Chair, Michigan Tax Tribunal (co-sponsored by Public Corporation and	December 16, 2011	Kellogg Center, Lincoln Room, East Lansing

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Taxation sections)		
Joint Luncheon with the Michigan Liquor Control Commission (co-sponsored by Business Law Section)	February 21, 2012	Kellogg Center, Lincoln Room, East Lansing
Luncheon with the Michigan Public Service Commissioners (featuring Valerie Brader of the Governor's Office)	May 23, 2012	The University Club of MSU, Lansing

Upcoming events: The section looks forward to hosting Department of Licensing and Regulatory Affairs (LARA) Director Steven Hilfinger and Deputy Director Rob Nederhood at its 2012 Annual Meeting on September 20, 2012, to discuss the work, progress to date and current issues the Office of Regulatory Reinvention is considering. Chair-Elect Jon Christinidis and possibly one other current officer interested in running as Chair-Elect for 2012-13 plan on attending the Bar Leadership Conference on Mackinac Island in June 2012.

Legislative issues: We weighed in on the proposed Michigan Supreme Court Rule defining the “practice of law” before the Representative Assembly at its April 21, 2012, meeting, offering general support and comments of concern. Otherwise, Council did not take any positions on pending legislation. We are monitoring possible changes to the state’s Administrative Procedures Act and the promulgation of new practice and procedure rules applicable to contested cases before the Michigan Administrative Hearing System.

Administrative Law Journal: The section’s Newsletter Committee published Fall and Spring editions of the *Journal* and appointed two new co-editors: Gary P. Gordon and Christine Mason Soneral. Kimberly A. Breitmeyer and John Dempsey, who were serving in that capacity, both stepped down in 2011 after serving for 4 years.

Bylaws: This year, we embarked on additional changes to the section’s Bylaws that will be voted upon at the annual meeting on September 20, 2012. These would make it easier to achieve a quorum at the Annual Business Meeting, permit certain officers to serve more than one year, update for council actions via facsimile or e-mail, allow for more flexibility in appointment of editors of the *Administrative Law Journal* and add two standing committees: 1. Energy and 2. Alcoholic Beverage and Hospitality (formerly an informal subcommittee of the UCC Committee of the Business Law Section.)

Law Student Liaison: This was also the first year we appointed a law student liaison to attend council meetings and section events and offer the law student’s perspective, including regarding how best to communicate with law students and newly admitted attorneys via the internet and social media.

Awards and Competitions: Finally, we offered the 2nd Annual Law Student Writing Competition allowing law students from all Michigan law schools to compete for one or two \$500 prizes for submitting a winning Administrative Law related article idea by June 4, 2012, and writing an article by August 15, 2012, for publication in an upcoming edition of the *Administrative Law Journal*.

Social Media: We continued to communicate with members through E-blasts and LinkedIn updates.

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Recommendations for next Council: This year, we began the process of a follow-up to the 2008 survey of our section membership with the assistance of council member Richard Aaron and Ann Vrooman of the State Bar. We would like to finalize additional questions and survey our members either over the summer or in the fall of 2012. We also discussed possibly initiating a fall networking event involving young lawyers, law students, administrative law judges and current section members. Consider creating a Facebook and/or Twitter presence linked to the State Bar's Facebook page to reach out to law students and young lawyers.

Reports must be submitted before May 31, 2012 to:

Jennifer Williams
Administrative Assistant
306 Townsend Street, Lansing MI 48933
Email: jwilliams@mail.michbar.org
Phone 517-367-6421 Fax: 517-372-1139

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-2012

Section Name: Alternative Dispute Resolution

Mission Statement: The ADR Section provides members of the SBM and the general public with creative leadership in the dispute resolution field. The Section fosters diversity in the profession; develops and offers educational programs; promotes access to dispute resolution alternatives; monitors legislative and judicial activity; and provides policy guidance, information, and technical assistance on ethical issues, dispute resolution techniques, and training design. The Section produces publications which promote wider use and excellence in the provision of alternative problem-solving techniques and dispute resolution services. The Section's Purpose Statement appears in Section 2 of the ByLaws.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	A. David Baumhart, III	2040 Post House Ct. Bloomfield Hills, MI 48304-1047	(248) 338-8848	dave@adradvantages.com
Chair-Elect	Robert E. L. Wright	77 Monroe Center, Ste. 507 Grand Rapids, MI 49503	(616) 676-2772	Bob@ThePeaceTalks.com
Secretary	Richard J. Figura	11470 S. Leelanau Hwy., #105 P.O. Box 447 Empire, MI 49630	(231) 326-2072	rfigura@figuralaw.com
Treasurer	Antoinette R. Raheem	7 West Square Lake Rd., Bloomfield Hills, MI 48302	(248) 972-5550	arrlaw@sbcglobal.net
Member		Term	Member	Term
Lawrence R. Abramczyk		1 st / ['] 14	Kevin S. Henbdrick	Last/ ['] 13
Nina Dodge Abrams		Last/ ['] 14	Paula K. Manis	Last/ ['] 12
Laura Athens		Partial/ ['] 12	Michael G. Nowakowski	Last/ ['] 14
Earlene Baggette-Hayes		1 st / ['] 12	Brian A. Pappas	1 st / ['] 13
Richard Morley Barron		1 st -/ ['] 13	Antoinette Raheem	Last/ ['] 13
Joseph C. Basta		1 st / ['] 14	Phillip A. Schaedler	Last/ ['] 13
Anne L. Buckleitner		Partial/ ['] 12	Sheldon J. Stark	1st/ ['] 13
Susan J. Butterwick		Last/ ['] 12	Stephen J. Tresidder	1 st / ['] 14
Donna J. Craig		Past Chair	William L. Weber, Jr.	Last/ ['] 12
Richard Figura		Last/ ['] 12	Marty C. Weisman	Last/ ['] 14

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Uniform Arbitration Act (“RUAA”) where it has passed the Senate Judiciary Committee and has moved to the House Judiciary Committee (as of June 30, 2012).

Recommendations for next Council:

Other Information: See Addendum

Reports must be submitted before May 31, 2012 to:

Jennifer Williams
Administrative Assistant
306 Townsend Street, Lansing MI 48933
Email: jwilliams@mail.michbar.org
Phone 517-367-6421 Fax: 517-372-1139

Addendum To Annual Report
Of The Alternative Dispute Resolution Section
of the State Bar of Michigan
2011-2012

The cornerstone of the work of the Section Council is done by its various Committees, known as Action Teams: Judicial Access (JAT), Effective Practice and Procedures (EPP), Membership, Publications, Section to Section, Annual Meeting, and Nominating. All Action Teams continued to be active pursuing their chosen assignments.

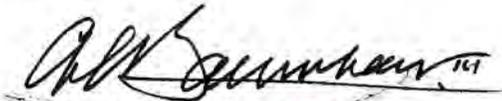
The Alternative Dispute Resolution (“ADR”) Section continued two (2) significant initiatives begun in the 2010-2011 year: Public Initiative Education (“PIE”) Campaign, now known as Michigan Mediates! Campaign (“MM!C”) and the work of the Governmental Task Force [See Annual Report of the Alternative Dispute Resolution Section, SBM 2010-2011 at ADR Section website]

The MM!C has now merged with the Dispute Resolution Education Resource (DRER) of Lansing through a Fiscal Sponsorship Agreement enabling MM!C to enjoy 501 (c)(3) status for the purpose of raising funds through grants and corporate and individual sponsorships. The funds raised will go toward educating the public regarding the use and effectiveness of alternative dispute resolution.

The Government Task Force continued to identify key players in the executive, legislative and judicial branches to further the conversation about the cost effective benefits of using mediation both internally and externally. This spring, a cadre of ADR volunteers presented interest base negotiation and mediation training to approximately 70 Assistant Attorneys General in both Lansing and Detroit.

Annual Meeting - - The ADR Sections meeting will be held on Friday and Saturday October 5th -6th, 2012 at the Michigan State University School of Law, housing in a nearby Candlewood Suites. Additional information will be forth coming in the ADR Quarterly Publication and on the list serve.

Respectfully submitted,



A. David Baumhart, III, Chair
Alternative Dispute Resolution Section
State Bar of Michigan

**State Bar of Michigan
American Indian Law Section
Annual Report 2011-2012
Submitted by Hon. Melissa L. Pope, Chair**

Mission Statement:

The Purposes of this Section are to create a credible and diverse membership of Michigan Lawyers who have an interest in American Indian law; to encourage communication and exchange of ideas on issues of American Indian law and the practice of American Indian law; to present and participate in educational seminars on American Indian law; to disseminate information concerning American Indian law developments through meetings, programs and publications; to further the development and improvement of American Indian law by advocating on proposed state and federal legislation, judicial rules Public Policy; to provide support and assistance to attorneys in their relationships with any individual, group or other lawful entity involved with issues of concern to American Indians.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Hon. Melissa L. Pope	NHBP Tribal Court 2221 1-1/2 Mile Road Fulton, MI	248-805-6322	melissaesquire@gmail.com
Chair-Elect	Hon. Angela K. Sherigan	Wojnecka & Sherigan 56804 Mound Rd Shelby Township, MI 48316	586-822-4220	NWLACouncil@aol.com
Secretary-Treasurer	Kirsten Matoy Carlson	Wayne State University 471 W Palmer St Detroit, MI 48202	313-577-1201	kscarlso@umich.edu

Member	Term	Member	Term
Elizabeth Joan Cook	2010-2012	Stanette J. Amy	2011-2013
Cameron Ann Fraser	2010-2012	Hon. Timothy P. Connors	2011-2013
Tanya Sue Wanageshik	2010-2012	Lynnmarie A. Johnson	2011-2013
R. John Wernet, Jr.	2010-2012	James A. Keedy	2011-2013
		Richard Scott Ryder	2011-2013

Council Meeting Schedule:

Meeting Type	Date	Location
Annual Meeting, Tecumseh Award Presentation and Annual Program: Collaboration between Tribal, State and Local Governments	September 20, 2012	Devos Place, Grand Rapids
Second Strategic Planning Session	June 16, 2012	State Bar, Lansing
First Strategic Planning Session	January 21, 2012	State Bar, Lansing

General Budget Information: \$14,895.78

Events and/or Seminars:

Event or Seminar Title	Date	Location
Annual Program: Collaboration between Tribal, State and Local Governments	September 20, 2012	DeVos Place, Grand Rapids

A Year of Strategic Planning

The Section sponsored Melissa Pope (Chair) to attend the 2011 State Bar Leadership Forum. Inspired by the presentations and speakers, Judge Pope proposed engaging the Council in a year-long strategic planning process at the Annual Meeting on September 16, 2011. The Section unanimously supported the proposal with the Council committing to actively participating in the process.

Judge Pope met with Anne Vrooman, Director of Research and Development at the State Bar, to obtain information on services offered for strategic planning through the State Bar. Anne suggested holding a focus group to assist in the drafting of questions for a survey of the membership. The Council unanimously supported this proposal. The focus group was held on January 11, 2012 at the State Bar in Lansing. The focus group was diverse with participants from a variety of practice areas and places of employment. The group was also diverse in relation to the number of years in practice, as well as the number of years of involvement with the Section. Anne and Judge Pope then finalized a draft of the survey for the Council's consideration.

The Council held its first strategic planning session on January 21, 2012 at the State Bar. Judge Pope provided a history of the Section, including a presentation on the current Bylaws. The Council unanimously agreed to draft amendments to the Bylaws. Some sections were reserved for discussion after the results of the survey were received. The Council also finalized the questions for the survey.

The survey was sent to the membership via email on March 6, 2012 with an approximately two week window for responding. A reminder was sent shortly before the deadline. The process, including a compilation of the results, was facilitated by Anne.

The survey was a resounding success with almost 35% of the membership responding to the survey. The Council reviewed the results using guiding questions from Anne at the second strategic planning session on June 16, 2012. The following represents the membership priorities: educational/substantive programming; submission of amicus briefs; and advocacy. With regard to educational programming, the membership is most interested in the following topics: jurisdiction of American Indian Tribes; sovereignty; legislation impacting Indian Country; cultural traditions utilized in Tribal Court; Tribal sovereign immunity; the Indian Child Welfare Act; environmental issues; criminal jurisdiction; and Tribal membership. Members also expressed interest in urban Indian issues, the state of reservations and gaming. An important and common theme throughout the survey results was a desire by the membership to have more frequent and consistent communications from the Section.

In response to the survey results, the Council drafted revisions to the Bylaws which will be published within 30 days of the September 20th Annual Meeting. Included in these proposed amendments is the revision of the committees. The proposed committees include: Advocacy; Communications and Membership Engagement; and Education. Members of Council agreed to Chair the aforementioned committees at the second strategic planning session. At the Annual Meeting, we will add Co-Chairs from the membership. This will assist in reducing the burden for the current Council, as well as engage members not currently in leadership roles.

Amicus Briefs

The Council unanimously approved submission of Amicus Briefs in two cases involving the Indian Child Welfare Act: In re Gordon and In re Morris. The Supreme Court issued one Opinion for these two cases that included some of the information provided in the Section Briefs.

The Council unanimously approved submitting an Amicus Brief in another Indian Child Welfare Act case, In re Micheau, going before the Michigan Court of Appeals. It will be submitted over the next couple of months.

Legislative issues:

The Council unanimously approved working with the legislature to introduce a bill that strengthens the state's commitment to the Indian Child Welfare Act with the anticipated title being the Michigan Indian Family Preservation Act (MIFPA).

The Council unanimously approved comments on proposed amendments to the Native American Graves Protection and Repatriation Act.

Other Activities

The Council voted to submit a request for American Indian law to be added to the Michigan State Bar Exam.

The Chair is currently gathering the documents necessary to make the website the historical record for the Section. The purposes of this endeavor are to: 1) preserve and centralize all documents relating to the Section; 2) promote the activities of the Section; 3) provide information to the membership; and 4) increase interest and membership in the Section. Documents to be posted include, but are not limited to: Council Information; Meeting Notices; Program Advertisements; Bylaws; Annual Reports; Meeting Minutes; Section Amicus Briefs; and Newsletters.

Recommendations for Next Council:

The Section is fortunate to have members who are committed to the Section and equally, if not more important, to the purpose of the Section. The membership has made it clear that educational opportunities are of the utmost importance to them. As such, it is the Council's responsibility to provide educational programming. As a small Section, we are keenly aware of the challenges of providing services with limited resources, especially volunteers. We are also acutely aware that we will disappoint and ultimately lose our members if we fail to provide services as promised. As such, it is important to set realistic goals for the coming year.

Coupled with the above concern is the desire to involve more members, including within the context of leadership development. Creating avenues for more membership involvement will be an essential endeavor for the new Council.

Most important, however, will be implementing an infrastructure that provides consistent and meaningful communication with the membership. The Council is committed to creating this infrastructure to support our members and for the future success of the Section.

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-2012

Section Name: Animal Law Section

Mission Statement: The Animal Law Section of the State Bar of Michigan provides education, information and analysis about issues of concern through meetings, seminars, the Section's area of the State Bar of Michigan website, public service programs, and publication of a newsletter. Membership in the Section is open to all members of the State Bar of Michigan. Statements made on behalf of the Section do not necessarily reflect the views of the State Bar of Michigan.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Donald Garlit	49651 Shenandoah Circle Canton, MI 48187	(734) 451-9950	donaldgarlit@yahoo.com
Chair-Elect	Mary Ann Kozlowski	176 E. Hickory Grove Rd. Bloomfield Hills, MI 48304	(248) 647-9779	makoalow@aol.com
Secretary	Richard Angelo, Jr.	9459 Lapeer Rd., Suite 101 Davison, MI 48423	(248) 202-3152	rangelo@angelolawpllc.com
Treasurer	Brandon Scott	3490 Belle Chase Way, Suite 50 Lansing, MI 48911	(248) 952-8033	brandon.m.scott@gmail.com

Member	Term
Beatrice Friedlander	Ending 2012
Margo Miller	Ending 2012
Alice Anna Phillips	Ending 2012
Thomas Boven	Ending 2013
Sara Chisnell-Voigt	Ending 2013
Amy Slameka	Ending 2013
Mary Chartier	Ending 2014
Laurie Hrydziuszko	Ending 2014
Sharon Noll Smith	Ending 2014
Jennifer Pierce	Ending 2014
Anna Scott	Ex Officio
Renee Edmondson	Law Student, Cooley Law School, Grand Rapids (Non-voting member)
Christy Lawrence	Law Student, Cooley Law School, Lansing (Non-voting member)

Council Meeting Schedule:

Meeting Type	Date	Location
Teleconference	July 3, 2011	
In person Annual Meeting with Teleconference Technology	September 16, 2011	SBM Annual Meeting, Dearborn
Teleconference	Oct. 28, 2011	

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

In Person meeting with Teleconference Technology	December 3, 2011	Legal Services of South Central MI, Lansing
Teleconference	Feb. 10, 2012	
Teleconference	March 16, 2012	
Next Teleconference	July 2012	
Annual Meeting	Sept. 2012	SBM Annual Meeting, Grand Rapids

General Budget Information: The Section's financial status is healthy and strong. The Council receives periodic updates and is aware of the expenditures. As of May 31, 2012 (the most recent report available), the section fund balance was \$14,988.65.

Events and/or Seminars:

Event or Seminar Title	Date	Location
7 th Annual Legislative Aide Luncheon	July 25, 2011	SBM Building, Lansing
11 th Annual Symposium	Scheduled for October 19, 2012	Thomas M. Cooley Law School, Lansing, MI

Legislative Issues: The Animal Law Section took a formal position on eleven pieces of legislation during the 2011-2012 session.

- [HB4714](#) - Regulation of Ownership, Possession, Sale, and Breeding of Pit Bulls
- [HB4894](#) - Dog Law of 1919, Euthanizing of Unlicensed Dogs
- [SB0209](#) - Wolf-Dog Cross Act
- [SB0210](#) - Large Carnivore Act
- [SB0356](#) - Revised Judicature Act of 1961, Forfeiture of Real Property Used in Animal Fighting
- [SB0357](#) - Revised Judicature Act of 1961, Property Used for Animal Fighting
- [SB0358](#) - The Michigan Penal Code, Animal Fighting
- [SB0423](#) - Methods of Use for Euthanizing Animals
- [SB0424](#) - Public Health Code, Euthanizing Animals
- [SB0574](#) - An Act to Regulate Pet Shops, Animal Control Shelters, and Animal Protection Shelters
- [SB0826](#) - Dog Law of 1919, Transport of Unlicensed Dogs

Public policy reports have been submitted to the State Bar and are available on the Section's website.

Recommendations for Next Council:

- Develop Animal Law theme issue for SBM Monthly Journal by working with SBM Publications Committee. Issue should be scheduled for 4Q 2013.
- Seek collaboration with other sections on legislation, programs, symposia, etc.
- Solicit ideas from Section members for Section activities
- Involve more Section members in activities
- Recognize the contribution the Section can make in terms of legal analysis; continue and expand Legislative Committee, including additional work with legislators in drafting bills, testifying at committee meetings and involvement with other interested parties in the process
- Encourage the further development of the Prosecutor and Litigation Committees

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

- Continue Legislative Aides Luncheon
- Identify potential recipients and continue Brandi, Sadie, and Wanda Nash awards

Other Information:

- Julie Fershtman (who is a long-time Section Member and was the Commissioner Liaison for many years) was elected President of the State Bar of Michigan for the 2011-2012 term.
- Published 3 newsletters (Late Summer 2011, Winter 2012, and Spring 2012) which are available at the Animal Law Section area of the SBM website
- Attended House/Senate Committee hearings and submitted letters of support
- Assisted various Michigan residents with legal issues involving animals, via our Animal Legal Lifeline at 866-211-6257
- Legislative Committee held numerous teleconferences and meetings to understand and support legislative actions as appropriate, and make recommendations to the Council.

**STATE BAR OF MICHIGAN
2011-2012 ANNUAL REPORT
ANTITRUST, FRANCHISING AND TRADE REGULATION**

Bar Year: 2011-2012

Section Name: Antitrust, Franchising and Trade Regulation Section

Mission Statement: The Antitrust, Franchising, and Trade Regulation Section of the State Bar of Michigan provides education, information and analysis about issues of concern through meetings, seminars, this site, public service programs, and publication of a newsletter. Membership in the Section is open to all members of the State Bar of Michigan. Statements made on behalf of the Section do not necessarily reflect the views of the State Bar of Michigan.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	L. Pahl Zinn (P57516)	Detroit, MI	313 223 3705	pzinn@dickinsonwright.com
Chair-Elect	David R. Janis (P68641)	Troy, MI	248 687 5300	David.janis@bowmanandbrooke.com
Secretary	Howard Lederman (P36840)	Bloomfield Hills, MI	248 481 2000	Lederman@normanyatooma.com
Treasurer	Frank Hamidi	Detroit, MI	313 223 3104	fhamidi@dickinsonwright.com

Member	Term	Member	Term
Andrew Morganti (P57989), Immediate Past Chair	2012	Dennis M. Barnes (P39401), Commissioner Liaison	2012
Justin Hakala (P72996), Publications Officer	2012	Vacant, Office of the Attorney General	2012
Craig M. Essenmacher (P56985)	2012	Keith Essenmacher (P60945)	2012
Kimberly K. Kefalas (P64949)	2012	Brock A. Swartzle (P58993)	2012
Patrick E. Cafferty (P35613)	2013	Frederick R. Juckniess (P64032)	2013
Ari W. Lehman (P68862)	2013	Lance C. Young (P51254)	2013
Frank A. Hamidi (P57713)	2014	Joseph T. Muzingo (P66485)	2014
Paul T. O'Neill (P57293)	2014	Matthew L. Powell (P69186)	2014

Council Meeting Schedule:

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

Meeting Type	Date	Location
General, open to Council/Section	October 25, 2011	Conference call
General, open to Council/Section	November 11, 2011	Dickinson Wright, PLLC-Troy office
General, open to Council/Section	December 16, 2011	Miller Canfield, Ann Arbor
General, open to	January 20, 2012	Conference call

**STATE BAR OF MICHIGAN
2011-2012 ANNUAL REPORT
ANTITRUST, FRANCHISING AND TRADE REGULATION**

Council/Section		
General, open to Council/Section	February 17, 2012	Schiff Hardin, Ann Arbor
General, open to Council/Section	April 6, 2012	Conference call
General, open to Council/Section	May 18, 2012	Royal Oak Brewery, Royal Oak, MI
General, open to Council/Section	June 14, 2012	Conference call
General, open to Council/Section	July 19, 2012	TBA
General, open to Council/Section	August 17, 2012	Conference call
General, Annual Meeting, open to SBM members	September 21, 2012	DeVos Place Convention Center, Grand Rapids, MI
General, open to Council/Section	October 12, 2012	TBD

General Budget Information: As of April 30, 2012, the Section had \$15,539.41 in available funds.

Events and/or Seminars:

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

Event or Seminar Title	Date	Location
Franchise Practitioner's Group Meeting	November 18, 2011	Maddin Hauser Wartell Roth & Heller, PC, Southfield, MI
Annual Winter Section Dinner	December 7, 2012	Kruse & Muer's Restaurant, Troy, MI
Franchise Practitioner's Group Meeting	January 26, 2012	Maddin Hauser Wartell Roth & Heller, PC, Southfield, MI
U of D Law School Outreach Program	April 4, 2012	University of Detroit Law School, Detroit, MI
Annual Spring Social Event	May 18, 2012	Royal Oak Brewery, Royal Oak, MI
Thomas Cooley Law School Outreach Program	May 24, 2012	Thomas Cooley School of Law, Auburn Hills, MI
Franchise Practitioner's Group Meeting	June 8, 2011	Jaffe Raitt Heuer & Weiss, P.C., Southfield, MI
Franchise Conference with Michigan Association of CPAs	June 13, 2012	Laurel Park Manor, Livonia, MI
Summer Social Event	July, 2012	Ann Arbor, MI (exact location TBA)
Section is sponsoring/hosting program and/or guest speaker	September, 2012	TBA
Wayne State Law School Outreach Program	October, 2012 (exact date TBA)	Wayne State Law School, Detroit, MI
Great Lakes Antitrust Institute	November 2, 2012	Columbus, OH

**STATE BAR OF MICHIGAN
2011-2012 ANNUAL REPORT
ANTITRUST, FRANCHISING AND TRADE REGULATION**

(sponsorship pending)		
SBM Journal Antitrust, Franchising and Trade Regulation Theme Issue Social Event	December 2012	TBA

Legislative issues: None at this time.

Recommendations for next Council: The Section should: (1) continue efforts to maintain and expand presence on social media sites; (2) develop relationships and foster participation with as many members of the Section as possible; (3) continue to develop relationships with other Midwest State Bar Associations and/or ABA Antitrust Section members; and (4) explore cross-marketing opportunities with other Sections of SBM which have similar/growing areas of interest (i.e. health care, consumer law, etc).

Other Information: The Section created a LinkedIn account for Section members. We are populating it with content and once the content becomes hearty enough, will open up membership to non-Section members. The Section finalized proposed amendments to its By-Laws which have been submitted to SBM for publication and will be voted upon at the Section's annual meeting in September. At that time, the Section will also vote to increase its dues for 2012-2013 to \$30/member.

Reports must be submitted before May 31, 2012 to:

Jennifer Williams
Administrative Assistant
306 Townsend Street, Lansing MI 48933
Email: jwilliams@mail.michbar.org
Phone 517-367-6421 Fax: 517-372-1139

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011 – 2012

Section Name: Appellate Practice Section

Report Prepared by: Liisa R. Speaker

Mission Statement: The Appellate Practice Section of the State Bar of Michigan provides education, information and analysis about issues of concern through meetings, seminars, this site, public service programs, and publication of a newsletter. Membership in the Section is open to all members of the State Bar of Michigan. Statements made on behalf of the Section do not necessarily reflect the views of the State Bar of Michigan.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Liisa R. Speaker	Lansing	(517) 482-8933	lspeaker@speakerlaw.com
Chair-Elect	Phillip J. DeRosier	Detroit	(313) 223-3866	pderosier@dickinson-wright.com
Secretary	Stephanie Simon Morita	Farmington Hills	(248) 489-4100	smorita@jrsjlaw.com
Treasurer	Jill M. Wheaton	Ann Arbor	(734) 214-7629	jwheaton@dykema.com

Member	Term	Member	Term
Anthony F. Caffrey, III	9/30/2012	Judith A. Curtis	9/30/2012
Nancy Vayda Dembinski	9/30/2012	Ronald S. Lederman	9/30/2012
Stephen J. Rhodes	9/30/2012	Danielle C. Schoeny	9/30/2012
Graham K. Crabtree	9/30/2013	Lauren DuVal Donofrio	9/30/2013
Noel D. Massie	9/30/2013	Gerald F. Posner	9/30/2013
Beth A. Wittmann	9/30/2013	Geoffrey M. Brown	9/30/2014
Marilena David-Martin	9/30/2014	Stuart G. Friedman	9/30/2014
Gaetan Edward Alain Gerville-Reache	9/30/2014	Elizabeth L. Sokol	9/30/2014
Victor S. Valenti	9/30/2014	Barbara H. Goldman	Ex Officio
Christina A. Ginter	Ex Officio	Brandy Y. Robinson	Comm. Liaison
Megan K. Cavanagh	Immediate Past Chair		

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Council Meeting Schedule:

Meeting Type	Date	Location
Council Meeting	October 21, 2011	Farmington Hills
Council Meeting	November 18, 2011	Farmington Hills
Council Meeting	December 16, 2011	Phone meeting
Council Meeting	January 20, 2012	Farmington Hills
Council Meeting	February 17, 2012	Lansing
Council Meeting	March 16, 2012	Farmington Hills
Council Meeting	April 20, 2012	Farmington Hills
Council Meeting	May 18, 2012	Grand Rapids
Council Meeting	June 20, 2012	Brighton
Annual Meeting	September 20, 2012	Grand Rapids

Section Membership: 687

General Budget Information: YTD thru April 2012

Beg. Balance	\$24,115.33
Revenue	\$18,350.00
Expenses	\$10,449.09
Ending Balance	\$32,016.24

Events and/or Seminars:

Event or Seminar Title	Date	Location
New Circuit Court Appeal Rules	April 23, 2012	Webinar
Cloud Computing	March 2, 2012	Novi
Federal Practice Interlocutory Appeals	May 15, 2012	Plymouth

Legislative issues: None

Court Rules/Policy Positions:

Proposed Amendment to MCR 7.205 –provide Appellants the right to file a reply when seeking leave to appeal.

Comment on ADM File No. 2010-19 Proposed Amendment of Subchapter 7.100 of the Michigan Court Rules – section voted unanimously to support the Amendment and recommended certain revisions.

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Proposed Amendment to MCR 7.205, 7.105 and 7.111 – The section submitted the proposal to add a corollary proposal for the circuit court appeal rules, MCR 7.105 and 7.111, which were slated to go into effect on May 1, 2012.

Comment on ADM 2010-15 (MCR 6.005) – Facilitates and ensures that appellate counsel can obtain the record for a criminal appeal. Approved unanimously.

Comment on ADM File No. 2010-25 – Proposed Amendment of MCR 7.210 – Section votes unanimously to support the Amendment which states what happens to the record on appeal when no appeal is filed, but does not address trial court’s obligation when a claim of appeal is filed.

Comment on ADM File No. 2016-26 – Proposed Amendment of MCR 7.210 & MCR 7.212 Settling Record on Appeal – Section voted to support Amendment but raised concerns about the existing rules and proposed rules on the settled record.

Comment on ADM File No. 2006-47 - Proposed Amendment of Court Rules regarding Electronic Records – Bringing attention to the conflict in the proposed amendment to MCR 2.518.

Comment on ADM File No. 2011-30 - Proposed Amendment of MCR 5.801 and MCR 7.100 et seq – Probate Appeals – Section’s proposed revisions do not alter intent of ADM 2011-30, but instead address concerns raised regarding jurisdictions and clarify the intent of the final order rule.

Proposed Amendment to MCR 7.100 et seq – Proposes amending to address some minor errors that one member discovered in the Circuit Court Appeal Rules adopted by this Court ADM order 2010-19.

The Section is currently working on:

Proposed Amendment to 7.317 (Adopting unpublished opinion of Court of Appeals)

Proposed Amendment to 7.205(F) (Delayed application)

Proposed Amendment to 7.202 & 7.203 (Final order rule in domestic relation cases)

Comment on ADM 2011-10 Proposed Amendment to MCA 7.118 (Appointed counsel for Michigan parole board appeals)

Committee Reports:

Michigan Court Practice - The Michigan Court Practice Committee met with and proposed possible court rule changes to the Court of Appeals’ Rules Committee with respect to unpublished opinions – both the use of unpublished opinions as supplemental authority as well as allowing third parties to request publication. This discussion was prompted in large part on comments and feedback during the APS annual meeting in September 2011.

Federal Court Practice – The Federal Practice Committee sponsored a seminar on May 15, 2012 regarding federal interlocutory appeal practice. Judges and court staff from the 6th Circuit came to speak and we had approximately 60 people attend. The Committee is currently reviewing proposed changes to the Sixth Circuit local rules.

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

Court Liaison/Rules Comment - The Court Liaison/Rules Comment Committee reviewed and advised Council on the Supreme Court proposed amendments of the court rules governing circuit court appeals (MCR 7.101 et seq.) The Committee prepared an analysis of the proposed amendments that the Supreme Court adopted on December 8, 2011 (effective May 1, 2012) reflected most of the Council's suggested changes. The Committee also reviewed and suggested revisions to several court forms prepared by the State Court Administrative Office for use in circuit court appeals brought under the new rules. As part of the new circuit court appeal project, the Section hosted a webinar, attended by more than 200 attorneys, judges, and court staff.

Publications - The Publication Committee published 3 issues of the Appellate Practice Newsletter, Winter 2012, Spring 2012 (forthcoming in May 2012), and will distribute the Fall issue no later than September 2012. The newsletters are available on the Section website

Economics of Appellate Practice – This Committee did not have a project this year as it presented a conference last year.

Technology - The Technology Committee sponsored a seminar on "cloud computing," addressing security of off-site storage and advantages of software as a service. We had light attendance, but a very engaged audience.

Legislative Committee – The Committee followed legislation related to or affecting appellate practice and advised Council on same.

Bench Bar Conference Liaison - The Committee continues to meet as it plans the upcoming Michigan Appellate Bench Bar Conference, scheduled for April 24-26, 2013.

Good Deeds - The Good Deeds Committee coordinated the contribution of \$1,500.00 to the Michigan Youth in Government. The Committee is also hosting a dinner for the Ronald McDonald house in Detroit on June 25, 2012. The Committee sent out an email to section members asking them to share instances of good deeds or community service they have been involved with. We will be featuring one of our section members in the next newsletter.

Ad Hoc Committee on Probate Rules - The committee worked in conjunction with representatives from the Probate and Estate Planning Section, the Michigan Judges' Association, the Michigan Probate Judges' Association and the Court of Appeals to modify the proposed amendment to the probate appeal rules contained in ADM 2011-30.

Ad Hoc Committee on Record Production - The Committee reviewed, commented on, and revised proposed amendments to MCR 7.210 in ADM 2010-25 and ADM 2010-26.

Recommendations for next Council: It was particularly helpful to our section's endeavors on proposed rules changes and comments to proposed rule changes for our section to have a presence at the Supreme Court Administrative Hearings. (Chair Liisa Speaker testified at each of the hearings). To that end, she recommends that we continue that practice and ensure that we have a section representative prepared to testify on rule changes.

ARTS, COMMUNICATIONS, ENTERTAINMENT AND SPORTS SECTION

**STATE BAR OF MICHIGAN
2011-2012 ANNUAL REPORT**

Bar Year: 2012-2012

Section Name: ARTS, COMMUNICATIONS, ENTERTAINMENT AND SPORTS

Purpose: The purposes of the Arts, Communications, Entertainment and Sports Section (ACES) are:

1. To foster, encourage and develop the professional skills and knowledge of the legal profession and of the members of this Section in particular, in the areas of arts, communications, entertainment and sports law.
2. To conduct seminar, programs and projects for the advancement and dissemination of information, research and ideas relating to arts, communications, entertainment and sports law.
3. To study existing legislation and recommend or oppose amendments or new legislation relating to arts, communications, entertainment and sports law.
4. To seek practical and adequate methods for the providing of competent legal services to individuals and organizations involved in arts, communications, entertainment and sports in Michigan including individuals or organizations who are unable to pay for such services.
5. To urge members of the State Bar of Michigan to participate in and support cultural organizations and activities generally.
6. To participate as amicus curiae in significant or participating deserving cases involving arts, communications, entertainment and sports law, subject to the approval of the appropriate governing bodies of the State Bar of Michigan.

Officers and Council Members:

Officer	Name	Address
Chair	Pamela Osborne	Southfield, MI
Chair-Elect	Thomas N. Doty	Burlington, KY
Secretary	Todd Redden	Royal Oak, MI
Treasurer	Joseph L. Voss	Grand Rapids, MI

Member	Term Expires	Member	Term Expires
Lawrence R. Jordan	9/30/12	Daniel C. Matson	9/30/13
Jeffrey G. Richardson	9/30/12	Frederick J. Frank	9/30/14
Kimberly L. Ward	9/30/12	Richard A. Herman	9/30/14
Leonard F. Charla	9/30/13	John H. Willems	9/30/14
Henry B. Clay	9/30/13		
John K. Kamins, Immediate Past Chair		Mindy M Schwartz, Ex-Officio	
Ethan Yale Bordman, Ex-Officio		Duane M. Lewis, Ex-Officio	
Matthew W. Bower, Ex-Officio			

ARTS, COMMUNICATIONS, ENTERTAINMENT AND SPORTS SECTION

Council Meeting Schedule:

Meeting Type	Date	Location
Council Meeting – Business Meeting and Discussion on “Sports and Entertainment Property Valuation and Financing. Speakers: Timothy F. Cummins, Jeffrey S. Phillips, on discussion on the role of producer in managing and financing film projects: Speaker: Eddie Rubin; Also ACES got an update on “Detroit Design Festival” by Melinda Anderson	November 9, 2011	Miller Canfield Paddock & Stone PLC, 150 W. Jefferson, Ste. 2500, Detroit, MI 48226
Council Meeting and presentation by Richard Herman and representatives regarding the Lawyers for Creative Economy, a new Artserve Michigan initiative and the successor to the volunteer Lawyer for Arts and Culture in Michigan	January 25, 2012	ArtServe Michigan, 1 Clover Court, Wixom, MI 48393
Council Meeting and Presentations on Alternative Dispute Resolution (arbitration and mediation) by Earlene Baggett Hayes and Antoinette Raheem	May 9, 2012	Rusty Bucket Restaurant, 42874 Woodward Ave., Bloomfield Hills, MI 48304
ACES Annual Meeting (election of new officers); Hensel Award; Program/Reception (see below)	September 21, 2012	DeVos Place, Grand Rapids, MI

Events and/or Seminars:

Event or Seminar Title	Date	Location
John Hensel Award Presentation and Reception. The Hensel Award recognizes a Michigan attorney who has contributed significantly to the arts, communications, entertainment, or sports industries in Michigan. The 2011 recipient was given to Thomas E. Anderson, Esq.	October 13, 2011	The Community House, 380 S. Bates Street, Birmingham, MI 48009

ARTS, COMMUNICATIONS, ENTERTAINMENT AND SPORTS SECTION

<p>University of Michigan Talent Showcase – ACES members Henry B. Clay, Kimberly Ward, and Duane Lewis, served as judges of dance, rap, poetry and musical performances by undergraduate and graduate University of Michigan students in Kappa Alpha Psi’s undergraduate chapter’s annual talent showcase. The winner was Ms. Kiki, a classically trained flutist and Uof M graduate music student.</p>	<p>February 17, 2012</p>	<p>University of Michigan Union’s main ballroom, Ann Arbor, MI</p>
<p>Law and Business Side of Writing and Publishing Seminar. Presenters were Linda Bruton, Leonard Chala and Pamela Osborne to a diverse audience of attorneys, writers and media-related businesses.</p>	<p>April 24, 2012</p>	<p>Southfield Public Library, 26300 Evergreen Road, Southfield, MI 48076</p>
<p>Current Issues in Sports and the Law Seminar, jointly sponsored by ICLE and ACES, moderator is ACES member Lawrence R. Jordan. Topics will include legal issues regarding high school and college students and schools and colleges regarding sports law.</p>	<p>May 30, 2012</p>	<p>ICLE headquarters, Ann Arbor, MI</p>
<p>ACES Social Networking Event for ACES members, friends, family and law students. The event is called, “Ben-N-Friends” for Big band , Jazz, and Rhythm & Blues music, and food on the Roberts Riverwalk overlooking the Detroit River.</p>	<p>July 18, 2012</p>	<p>Roberts Riverwalk Hotel, 1000 River Place Drive, Detroit, Michigan</p>
<p>ACES Annual Meeting/Program. 2012 Hensel Award Presentation will be held during the ACES Annual Meeting. The Annual Meeting Program is “Public Art in the Creative Economy: Challenges and Opportunities. Moderator: Joseph Voss, Speakers: Stephanie Neal, Tom Williams, and Paul Wittenbraker. It is also</p>	<p>September 21, 2012</p>	<p>DeVos Place, Grand Rapids, MI</p>

ARTS, COMMUNICATIONS, ENTERTAINMENT AND SPORTS SECTION

during Grand Rapids' Art Prize event, the largest art competition to decide its awards by public vote.		
State Bar Journal Articles by ACES. Leonard Charla, Chair	Fall 2012	State Bar Journal
ACES voted to provide pro bono services and conditional financial support of \$2,000 for each of three years (\$6,000 total) to the newly formed Lawyers for a Creative Economy initiative of Artserve Michigan	2012-2014	ArtServe Michigan, Wixom, Michigan

ACES Committees:

1. State and Federal Legislation Committee – Jeffrey Richardson, Chair, John Willems
2. Newsletter Committee – Henry Clay
3. Civic Affairs & Public Engagement Committee – Duane M. Lewis, Chair
4. Pro Bono Services/Support for the Arts Committee – Richard Herman, Chair, John Willems, Matthew Bower, Jeffrey Richardson
5. Communications Committee – Pamela Osborne, Leonard Charla, Linda Bruton
6. Professional Development Committee – Pamela Osborne
7. Sports Law Committee – Lawrence R. Jordan, Chair
8. Entertainment Law and Annual Meeting Committee – Frederick Frank, Chair, Joseph Voss, Matthew Bower, Thomas N. Doty
9. Hensel Award and Reception Committee – Elizabeth DuMouchelle, Chair, Lawrence R. Jordan, Leonard Charla, Daniel Matson, Jeffrey Richardson
10. Bar Journal Committee – Leonard Charla, Chair
11. Law School/Students Outreach Committee – Kimberly Ward, Chair

Other Information: Thanks to the professional and excellent services provided by ACES Council members and Committee members, ACES had a very successful and productive year. New members are welcome and present members are encouraged to become active in committees, programs and other ACES events. We all look forward to another great year.

Pamela L. Osborne, 2011-2012 Chair
 Arts, Communications, Entertainment and Sports Section
 State Bar of Michigan

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-2012

Section Name: Business Law Section

Mission Statement: The mission of the Business Law Section is to foster the highest quality of professionalism and practice in business law and to enhance the legislative and regulatory environment for conducting business in Michigan. To fulfill this mission, the Section shall: (1) expand the resources of business lawyers by providing educational, networking and mentoring opportunities; (2) review and promote improvements to Michigan's business legislation and regulations; and (3) provide a forum to facilitate service and commitment and to promote ethical conduct and collegiality within the practice.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Edwin J. Lukas P47172	Bodman PLC 1901 Saint Antoine St Fl 6, Ford Field Detroit, MI 48226	(313) 393-7523	elukas@bodmanlaw.com
Vice-Chair	Marguerite Donahue P40758	Seyburn Kahn Ginn Bess & Serlin PC 2000 Town Ctr Ste 1500 Southfield, MI 48075	(248) 351-3567	mdonahue@seyburn.com
Treasurer	Jeffrey J. Van Winkle P40894	Clark Hill, PLC 200 Ottawa Street NW, Ste. 500, Grand Rapids, MI 49503	(616) 608-1113	jvanwinkle@clarkhill.com
Secretary	James L. Carey P67908	Thomas M. Cooley Law School 2630 Featherstone Rd Auburn Hills, MI 48326	(248) 751-7800 ext. 7758	careyj@cooley.edu

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Member	Term Expires	Member	Term Expires
Judy B. Calton P38733	2012	James L. Carey P67908	2012
Julia Ann Dale P63904	2012	D. Richard McDonald P37220	2012
Thomas R. Morris P39141	2012	Kevin T. Block P56136	2013
Matthew A. Case P34248	2013	Marguerite Donahue P40758	2013
David C.C. Eberhard P53324	2013	Jeffrey J. VanWinkle P40894	2013
Matthew P. Allen P57914	2014	Jennifer Erin Consiglio P68496	2014
Edwin J. Lukas P47172	2014	Christopher C. Maeso P54086	2014
Douglas L. Toering P34329	2014		

Council Meeting Schedule:

Meeting Type	Date	Location
Council	December 3, 2011	Bloomfield Hills, MI
Council	March 8, 2012	Lansing, MI
Council	May 4, 2012	Grand Rapids, MI
Council and Annual	September 20, 2012	Novi, MI
Council	December 1, 2012	Detroit, MI

General Budget Information: Please see the December 2012 Treasurer's Report at:
<http://www.michbar.org/business/pdfs/minutes/treasurer1211.pdf>

Events and/or Seminars:

Event or Seminar Title	Date	Location
Recent Statutory and Regulatory Update of Matters of Importance to Business Lawyers in Michigan and Introduction to the New Michigan Corporate Tax	September 13, 2011	Novi
Panel Discussion on Stern v. Marshall	September 20, 2011	Southfield
Business Courts in Michigan	October 20, 2011	Troy
313 Project Presentation on various business issues to law students	October 24, 2011	Detroit
Business Boot Camp II	November 7-8, 2011 January 23-24, 2012	Grand Rapids Plymouth
In-House Counsel Cost Management Breakfast	December 8, 2011	Birmingham
Introduction to Copyright Law	December 14, 2011	Webcast

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Twelve Pillars of Success as an Attorney	January 25, 2012	Auburn Hills
Becoming a Successful Attorney	January 31, 2012	Detroit
Representing the New Business Owner	January 31, 2012 February 28, 2012	Detroit Webcast
Securing Your First Job	February 8, 2012	Lansing
2012 LLC and Business Entity Update	February 9, 2012 February 28, 2012	Grand Rapids Plymouth
Helping Your Clients Succeed in a Changing Economy	February 15, 2012	Grand Rapids
Presentation on the Ponzi Book: A Legal Resource for Unraveling Ponzi Schemes	March 21, 2012	Detroit
Business Courts: Past, Present, Future	March 29, 2012	Troy
How LinkedIn Helps In-House Counsel	April 19, 2012	Webinar
Entity Conversions	April 24, 2012	Birmingham
Crain's General and In-House Counsel Summit	April 25, 2012	Plymouth
New Considerations—A Year in the Sudden Development of the Law of Recourse Liability for Non-Recourse Loans	May 1, 2012	Southfield
24 th Annual Business Law Institute	May 4-5, 2012	Grand Rapids

Information concerning future events and seminars is available at:

<http://www.michbar.org/business/calendar.cfm>

Legislative Issues:

The Commercial Litigation Committee analyzed certain court rules related to service of process (MCR 2.105 and MCR 2.103), and the Section took a position of support regarding the changes.

The Section was invited by the SBM to take a position on Senate Bill 0707. The Commercial Litigation Committee reviewed the legislation, and the Section took the position of support on Senate Bill 0707.

Mike Gadola, Director of Legal Affairs for Governor Snyder, contacted Section leadership for the purpose of seeking the Section's support for business court legislation. The Section revived its Business Court Ad Hoc Committee to analyze the legislation. The committee was tasked with

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

recommending revisions to the legislation and proposing to the Section's Council the specific position to be taken on behalf of the Section with respect to the legislation. Following the Council's analysis of the recommendations, the Section took a position of support for the revised legislation.

The Commercial Litigation Committee reviewed additional proposed court rule changes related to electronic records, access and reproduction fees, as well as certain garnishment proceedings. The Section supported the proposed amendments.

The Corporate Laws Committee reviewed proposed Amendments to the Business Corporation Act. The Section engaged Karoub Associates to foster introduction of a bill in the 2011-2012 legislative session that would implement the Section's requested legislative changes regarding amendments to the Michigan Business Corporation Act and Professional Service Corporation Act.

The Nonprofit Corporation Committee reviewed proposed amendments to the Nonprofit Corporation Act and the amendments to the related statutes. The Section supports the proposed amendments and related states. The Section engaged Karoub Associates to foster introduction of a bill in the 2011-2012 legislative session.

Committee Information:

Complete contact information for committee chairpersons is available at:
<http://www.michbar.org/business/leaders.cfm#council>

Commercial Litigation Committee

The Commercial Litigation Committee assists litigators as well as business and corporate counsel in addressing issues that may lead to or arise in business-related litigation. The Committee sponsors seminars and other programs that address such issues and that are designed to enhance the practice of those involved in commercial litigation.

Corporate Laws Committee

The Corporate Laws Committee monitors and reviews matters relating to corporate law statutes and developments in the law of corporate governance. The committee also works with the Business Corporation Act Revision Subcommittee, which reviews the Michigan Business Corporation Act for the purpose of keeping it current with developments in corporate law and which assists from time to time in drafting and advocating proposed changes to the Act.

Debtor/Creditor Rights Committee

The Debtor/Creditor Rights Committee focuses on issues of insolvency, such as bankruptcy, state law alternatives to bankruptcy, secured lending (Article 9 of the Uniform Commercial Code), and state law exemptions.

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

Financial Institutions Committee

The Financial Institutions Committee focuses on legislative, regulatory and judicial developments and issues of interest to financial institutions (primarily banks) and their affiliates.

In-House Counsel Committee

The In-House Counsel Committee is committed to addressing the professional interests of in-house counsel by sponsoring continuing legal education programs, informing members about issues of particular interest to them, and offering social and professional networking opportunities.

Law Schools Committee

The Law Schools Committee is designed to promote an interest in business law among students at each of the law schools located in Michigan. The Committee represents a collaborative effort between the Section and the business law societies at the University of Michigan Law School, Michigan State University College of Law, University of Detroit Mercy School of Law, Wayne State University Law School, and Thomas M. Cooley Law School. The Committee supports programs initiated by the business law societies within the law schools and provides a forum for networking among law students and members of the Section.

Nonprofit Corporations Committee

The Nonprofit Corporations Committee's principal responsibility is to review and update laws relating to the organization of nonprofit corporations in Michigan. The principal focus has been on the Nonprofit Corporation Act, but it also reviews other legislation, such as bills regulating the solicitation of contributions by charities. The committee also assists with sponsoring continuing legal education programs directed at nonprofit organization issues.

Regulation of Securities Committee

The Regulation of Securities Committee is concerned with federal and state laws and regulations relating to the offer, sale and distribution of securities. The Committee also supplies a liaison to the Securities Law Advisory Committee of the Michigan Corporation & Securities Bureau. Activities are designed to inform members of current developments and issues and provide input to appropriate administrative and legislative bodies.

Uniform Commercial Code Committee

The Uniform Commercial Code Committee monitors developments and issues under all Articles of the UCC and related commercial statutes. In October of each year, the Committee presents a seminar on recent developments in commercial law. Additionally, the Committee prepares an annual survey of case law involving the UCC and commercial law.

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

Unincorporated Enterprises Committee

The Committee remains active in conducting seminars regarding unincorporated enterprises, focusing principally on limited liability companies. The Committee has also assisted in informing members of the bar from other sections as to legislation affecting unincorporated enterprises. Membership in the Committee is open to all members of the Business Law Section. The focus of the Committee's activities has been to present seminars in conjunction with ICLE and the Business Law Section. Membership and the opportunity to play a significant role in the Committee's activities is and will continue to be open to all members of this Section. As with most other committees, the Unincorporated Enterprises Committee schedules meetings primarily in the Western region of the Detroit metropolitan area. It is hoped that continued efforts to attract interest to the Committee will be successful.

Small Business Forum

The Small Business Forum, established by the Business Law Section of the State Bar of Michigan in 2006, specifically caters to business owners, attorneys, accountants, and other professionals who work with closely held businesses. The Forum hosts three or four highly productive, efficient and fun educational events throughout the year. Every event includes a networking portion to interact with other business professionals.

Awards: Stephen H. Schulman Outstanding Business Lawyer Award

The Section established the Stephen H. Schulman Outstanding Business Lawyer Award in 2006, to be presented annually. The award honors Michigan business lawyers who consistently exemplify the characteristics the Business Law Section seeks to foster and facilitate: the highest quality of professionalism, the highest quality of practice, an unwavering dedication to service, ethical conduct, and collegiality within the practice of law. The Section honored James R. Cambridge at its Annual Meeting on September 13, 2011, at the Sheraton Detroit Novi. The Award for 2012 will be presented at the Annual Meeting on September 13, 2012 at the Sheraton Detroit Novi.

Publications: The *Michigan Business Law Journal* is published three times per year and is sent to members via U.S. mail and electronically. The *Journal* is posted on the Section's website.

The Section distributes a monthly e-newsletter. The e-newsletter is also published on the Section website.

Social Media: Members can follow the Section on Facebook and LinkedIn.

STATE BAR OF MICHIGAN

CHILDREN'S LAW SECTION

SECTION MISSION STATEMENT: The Children's Law Section works to strengthen the delivery and enhance the quality of legal services for children through continued education and training, improve the court systems and agencies that serve children's needs through representation of parents and children, and advance the rights of children through changing legislation and policy. We are involved in the court system to represent juvenile offenders and the victims of abuse and neglect and we work to improve the lives of children and families ensuring that they all receive justice.

OFFICERS AND COUNCIL MEMBERS:

Chair

Jodi M. Latuszek, Lansing

Chair-Elect

Robinjit Kaur Eagleson, Lansing

Secretary

Christine P. Piatkowski, Brighton

Treasurer

John H. McKaig, II, Mancelona

Council Members

Alicia Fabiano, Grand Rapids

Kathleen Walton-Allen

John Ceci, Brighton

Megan Mertens, Lansing

Erin House, Lansing

Christine P. Piatkowski, Brighton

Stacey L. Truesdell, Bellaire

R. William Schooley, Brighton

Karen Gullberg Cook, Beverly Hills

Katrina Dawn Martin, Charlevoix

Robbie L. Powelson, Ishpeming

Shannon L. W. Schlegel, Dewitt

Suzanne Culliton Stephan, Ann Arbor

Immediate Past Chair

John H. McKaig II, Mancelona

Commissioner Liaison

Dana M. Warnez, Center Line

SECTION COMMITTEES: Committee membership is open to any member of the children's law section interested in collaborating to reach the committee's common goal.

Education Committee. Plans training and events of the Section.

Legislative Committee. Conducts analysis of policy and legislation, develops policy positions for vote, and raises concerns that may be addressed through policy initiatives or reform.

Amicus Committee. Monitors appellate decisions impacting child welfare law, reports to section on amicus requests, and facilitates brief writing.

Publications Committee. Plans and organizes section literature.

Bylaw Committee. Reviews bylaws and recommends changes. Implements bylaw changes in accord with proper procedure.

SECTION MEMBERSHIP: The Children’s Law Section membership includes just over 400 child welfare attorneys, judges, and referees from various counties throughout the state.

SECTION BYLAWS: The Children’s Law Section Bylaws Committee is in the process of reviewing proposed bylaw changes with the goal of implementing the revisions by the annual meeting in September 2012. The proposals include adjustments to terms of council members and executive officers. The proposed bylaws will be posted in accordance with State Bar of Michigan bylaws prior to implementation.

SECTION PUBLICATIONS: The Children’s Law Section sponsors the Child Welfare Law Journal, which addresses issues relevant to child welfare practice in Michigan. Previous additions are available at <http://www.michbar.org/childrens/journal.cfm>. The section is also working on developing in e-newsletter to deliver up to date legal information relevant to child welfare attorneys.

MEETINGS, ACTIVITIES, AND SEMINARS: Each year, the Children’s Law Section hosts a conference designed to provide child welfare attorneys, judges, and referees with new information and techniques for handling child welfare cases and promoting better outcomes for children. This year featured “Transforming Child Welfare Through Representation” held at Shanty Creek Resort in Bellaire, Michigan. The conference featured presentations on Forensic Interviewing Protocol, CPS policy, and the consequences of juvenile pleas in delinquency cases. It was both well attended and well received.

SECTION LEGISLATURE AND POLICY: The legislative committee always reviews any proposed law or amendments to existing law that impact Michigan’s children. The Children’s Law Section was instrumental in revising SB 1005, passed as PA 115 of 2012, which amended the Juvenile Code to add provisions stating that reasonable efforts for reunification are not required for a parent required to register pursuant to the Sex Offender Registry Act. The Section also submitted a position on HB 5374, advocating against appropriations aimed at 100 percent privatization of child welfare and juvenile programs. The Section also opposed SB 694, which proposed changing the language of the jurisdictional provisions in the Juvenile Code. The Section will continue to analyze proposed legislation and work toward developing a legal framework that supports fair, justice, and positive outcomes for Michigan families.

AWARDS: The Section recently made special recognition of Christine Piatkowksi, CLS Secretary, who was honored by the Macomb County Bar Association for her efforts to develop training for appointed child welfare attorneys and for her donation of countless hours of service. She has demonstrated exceptional leadership capacity and devotion to promoting better outcomes for children in the child welfare system.

FINANCIAL REPORT: The CLS section account totals approximately \$14,000. The majority of the CLS’s income is derived from member dues. The CLS also charges a nominal fee for its annual conference. The primary expenses for the section include the annual conference, publications, public policy, and meetings.

FUTURE GOALS AND ACTIVITIES: In the future, CLS will continue public outreach activities that promote collaboration and public outreach. While our membership includes attorneys who play vastly

different roles in achieving positive outcomes for children, we share the belief that those outcomes must be achieved in a fair manner through excellent legal representation and in accordance with due process. Through distribution of materials, extensive training, strengthening policy initiatives, and continuing a statewide dialogue on key issues, the CLS will continue to work toward making Michigan a model for child welfare practice.

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-12

Section Name: Criminal Law

Mission Statement: The purposes of the Criminal Law Section of the State Bar of Michigan are: to study the criminal law and procedure of the State of Michigan, making recommendations to the State Bar of Michigan, elected officials, the Legislature, the judiciary, and the general public of this State concerning alterations, innovations, and improvements therein so as to promote justice and the efficient administration of justice, and to protect the public and the rights of each individual; to promote means of reducing the volume of crime in the State of Michigan; and to promote effective institutional and non-institutional correction and rehabilitation of individuals convicted of violating criminal laws of the State.

Officers and Council Members:

Officer	Name	Address	Telephone	E-mail
Chair	Stephen Taratuta	Detroit, MI	313.224.5770	staratut@co.wayne.mi.us
Chair-Elect	David Gilbert	Hastings, MI	269.948.2354	degilbert@ymail.com
Secretary	David Hoort	Ionia, MI	616.527.5336	dhoort@ioniacounty.org
Treasurer	Charles Marr	Northville, MI	248.596.1599	marrlaw@msn.com

Member	Term	Member	Term
Stephen Gobbo	9/30/2012	Heather Garretson	CII
Charles Marr	9/30/2012	David Leyton	PAAM
M. Jon Posner	9/30/2012	Kenneth Malkin	CDAM
Jonathan Sacks	9/30/2012	Lynn D'Orio	CLS
Graham Teall	9/30/2012	Thomas Rombach	SBM CL
Barbara Levine	9/30/2013	Hon. David Hoort	CJaP
Ward McDonough, Jr	9/30/2013	Hon. Paula Manderfield	MJA
Matthew Smith	9/30/2013	Michael Marutiak	PaCS
Stephen Taratuta	9/30/2013	Elaine Spiliopoulos	EDITOR
Kellie Podolsky	9/30/2013	Bruce Timmons	LEG
Opolla Brown	9/30/2014		
Hon. William Caprathe	9/30/2014		
David Gilbert	9/30/2014		
Sherrie Guess	9/30/2014		
Martin Krohner	9/30/2014		

Council Meeting Schedule:

Meeting Type	Date	Location
Annual/Council Meeting	September 16, 2011	Hyatt Regency, Dearborn, MI
Council Meeting	October 18, 2011	Lexington Hotel, Lansing, MI
Council Meeting	November 15, 2011	Lexington Hotel, Lansing, MI
Council Meeting	December 20, 2011	Troppo, Lansing, MI
Council Meeting	March 20, 2012	Copper, East Lansing, MI
Council Meeting	April 19, 2012	Copper, East Lansing, MI
Council Meeting	May 15, 2012	Copper, East Lansing, MI

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

General Budget Information: For the seven months ending April 30, 2012 the Criminal Law Section had an ending Fund Balance of \$45,784.66. To conserve expenditures, the Council has changed from a written to an electronic newsletter, and from hard copy to disk drive for section related materials, when possible. In the 2011-12 section year, the Council approved a two year annual budget for the first time in section history.

Events and/or Seminars:

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

Event or Seminar Title	Date	Location
Mackinac Island Policy Conf; Medical Marijuana Policy Rpt	June 18-19, 2011	Mackinac Island, MI
Monitoring Sex Offenders; How do we do it and does it work.	September 16, 2011	Hyatt Regency, Dearborn, MI
35 th Mid-Winter Ski Conf; Criminal Jury Instructions	February 18-20, 2012	Shanty Creek, Bellaire, MI

Legislation/Court Rule issues:

At the September meeting, the Criminal Law Section supported the efforts of the Supreme Court to expand discovery at the district court level and suggested that MCR 6.001(A) be amended to provide for discovery prior to preliminary examinations and that MCR 6.001(B) be amended to include 6.201 among rules applying to misdemeanor cases, and thereby provide discovery for misdemeanors in district court.

At the October meeting, the Criminal Law Section supported changes to MCR 2.602 which would allow for use of a forensic report in the probate, district and circuit courts in lieu of the examining expert for both prosecution and defense with certain delineated safeguards. The section also voted to oppose AO #2011-XX and the proposed amendment of MCR 7.202. The section believed that neither alternative was needed. Under Michigan law there is already a procedure in place for the prosecutor to file an application for leave to appeal and request a stay.

At the November meeting, the Criminal Law Section voted to oppose proposed MCR 6.302 which would insert a requirement that a court advise a defendant who pleads guilty of the possible consequences if a habitual offender notice is filed within the 21 days allowed by statute after arraignment, and instead recommended that MCR 6.310(B) be amended to allow a plea to be withdrawn before sentencing if there is a subsequent sentence enhancement. The section also voted to support proposed MCR 6.005 which would require trial counsel to make a defendant's file available to an appellate lawyer and would require the file to be retained for at least five years.

At the December meeting, the Criminal Law Section voted to support ADM file No. 2010-25 which would amend MCR 7.210 to require trial courts to become the depository for documentary, photographic, video or audio exhibits offered into evidence (whether those exhibits are admitted or not) until expiration of the time for filing a claim of appeal. The council believed that the proposed amendment would sufficiently address existing problems experienced by appellants in reviewing and preserving the record. Because the requirement on the trial court did not include physical evidence and is limited in time, the council believed the proposed amendment to be appropriate. The Council also voted to oppose proposed HB 5214 and SB 880 but support in concept expanding the upper age requirement for persons eligible for HYTA status. The concern was that the legislation would minimize or eliminate judicial discretion by the mandatory requirements relating to tether, costs, community service, etc. The council also expressed concerns with community service being allowed to be performed for private 501(C)(3) entities. Community service is also not appropriate for all offenses or offenders. e.g. sexual or assault related convictions.

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

At the March meeting, the Criminal Law Section voted to support HB 5191 which would require beginning 1/1/2013 that to be appointed a magistrate one must be admitted to the practice of law in this state. The council believed that the proposed legislation is appropriate in response to the increasing judicial duties required of magistrates in criminal and civil matters. The Council took into consideration existing and upcoming court reform and the reduction in judges. The Council voted to oppose HB 5050 which would create a penalty for lying to police during an investigation. HB 5050 requires that the police inform the person that the officer is conducting a criminal investigation, and makes the penalty for lying to the police related to the crime being investigated. The council believed that the proposed legislation allowed undue discretion to police officers in making the charge and determining the degree of penalty. The Council also expressed concerns whether the legislation would pass constitutional muster, and that the proposed legislation had the potential to affect the criminal justice system through significantly increased charges, forcing plea agreements, and taxing the financial well being of the related jurisdictional entities. The Council also voted to support the policy position of the Prison and Corrections Section calling for legislation or court rule enactment that would require appointment of counsel to indigents in prosecutor appeals of parole decisions. The council believed that it is unfair to allow the prosecutor and victim to appeal parole board decisions while denying the same right to the prisoner. In the absence of legislative reform, due process requires that an indigent prisoner be provided counsel if the prosecutor or victim appeals a parole board decision. Without this representation, the unequal position of the parties effectively denies one's access to the courts. The Council also voted to support in principal to apply due process standards to judge decision making regarding parole for life offenders. Existing legislation provides that if the original sentencing or successor judge objects in writing within 30 days to the possible grant of parole, the parole board loses jurisdiction to grant parole and the scheduled public hearing is canceled. The judge does not have to state any reason for objecting and the decision is not subject to appellate review.

At the April meeting, the Criminal Law Section voted to support ADM File #2006-47, in principle, excluding garnishments, with allowance for paper filings when appropriate. The Council believed that the proposed amendments to make the court rules less 'paper' focused are appropriate as a cost savings and efficient use of resources. The concerns expressed by the Section were that we need to consider the needs of indigent or other persons lacking access to or skills in the use of computers. Also, that the self-help website may have an unintended consequence of encouraging non-lawyers when counsel is appropriate or the unauthorized practice of law. The Council also voted to support the SBM Special Committee on Defining the Practice of Law initiative in principle. The Council agreed that the initiative, in conjunction with existing authority, would establish a more uniform definition of the practice of law.

At the May meeting, the Criminal Law Section voted to support the proposed amendment to MCR 7.205 to expand the time period for delayed applications from 6 months to 12 months. The council believed that the proposed amendment is appropriate to allow defendants to fully exercise their constitutional right to appeal. In those cases with arguable appellate issues, the six month time period is too limiting in scope to allow for meaningful and effective review by appellate counsel.

Recommendations for next Council: The Criminal Law Section is committed to expanding its outreach to new lawyers, including but not limited to educational opportunities, diversity and inclusion on the Council. The Council has and continues to consider using a lobbyist for advancement of section related issues, and increasing attendance and participation at CLS educational events.

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

Other Information:

At the September Annual meeting, the Criminal Law Section approved by-laws for the section, with the following noted changes:

Increase annual dues from \$20.00 to \$25.00.

Automatically include new members of the SBM as members of the CLS for two years.

Allow all Council officers full voting privileges.

Allow for ascension of officers to the office of Chair irrespective of term limits.

Allow for a nominating committee of not more than five section members.

Allow for the ascension of officers without having to run for election.

Allow for voting by mail, telephone, facsimile or electronic mail.

Provide that the Council shall designate a seminar coordinator, responsible for editing the newsletter, and other duties as assigned by the Council, as a paid position.

Allow for advertising in the discretion of the Council.

Allow for the removal of officers for inappropriate activities.

Allow for amendment of the bylaws, with electronic publication.

At the Mackinac Island Policy Conference the Council adopted a Public Policy Position on Medical Marijuana, a copy of which is attached. The Public Policy Position utilized legislation from Colorado to address the needs of qualifying patients, caregivers, public and law enforcement concerns. The Section Colorado model included significant rules and regulations addressing such issues as health and safety, safeguards to law enforcement, clarification of a bona fide physician patient relationship with medical and legal input, the ability to generate tax revenue, create jobs, and create a self sustaining, regulated business type distribution model that is centralized and open to produce revenue sufficient to insure self sustainability. The Section recommended additional safeguards to control resale, with a database of usage, users and providers, and marijuana should be reclassified from a schedule I to a schedule III drug to allow for research and further development, and to recognize the medicinal benefits of medical marijuana. Local municipalities should be granted home rules status so that they could regulate or opt out of allowing distribution centers within their respective communities. The above Policy Position adopted by the Section was made with the support of law enforcement, prosecutors, judicial, defense and public representatives.

At the SBM Annual meeting in 2011 the Section presented a joint program with the Prisons and Corrections Section "Monitoring Sex Offenders; How do we do it and does it work".

At the 2012 Mid-Winter Conference the Section presented a panel discussion on the new Criminal Jury Instruction court rules, a Criminal Law Update, and presentations on Voir dire and Technology in the courtroom.

In 2012 the Section hosted a research and educational trip to Cuba which included meeting with Cuban judges and lawyers, government officials and experiencing Cuba's educational and cultural institutions.

In the 2011-12 section year the Section distributed Judge Kolenda's newly updated book, Potentially Dispositive Pre-Trial Motions (2011 ed) authored exclusively for the CLS. Past editions were then donated by the Section to correctional facilities through out the State of Michigan.

In the 2011-12 section year the Section supported educational presentations by the Prison and Corrections Section on Presentence Investigation Reports & Risk Assessment Tools, and the MSP Forensic Science Division on the CSI Effect and Forensic Evidence.

In the 2011-12 section year the Section offered testimony and supported efforts by the Michigan Campaign for Justice and the Governor's Indigent Defense Advisory Committee to reform the system for appointing counsel to indigent defendants. The Section is also supporting the efforts of the Criminal Issues Initiative Section work on collateral consequences in criminal matters and the possible enactment of a Uniform Consequences of Criminal Conviction Act. The Section also supports efforts by the Citizens Alliance on Prisons and Public Spending to apply due process standards to judicial objections regarding parole for life offenders.

In the 2011-12 section year the Section was represented on the SBM Eyewitness task force and SCAO Michigan Court Forms Committee-Criminal Work Group.

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-12

Section Name: Environmental Law Section

Mission Statement: The Environmental Law Section of the State Bar of Michigan provides education, information, and analysis about issues of concern through meetings, seminars, our website, public service programs, and publication of the Michigan Environmental Law Journal. Membership in the Section is open to all members of the State Bar of Michigan and to law students. Statements made on behalf of the Section do not necessarily reflect the views of the State Bar of Michigan.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Anna M. Maiuri, P48100	840 W. Long Lake Road Suite 200 Troy, MI 48098	(248)267-3260	maiuri@millercafield.com
Chair-Elect	Dustin P. Ordway, P33213	300 Ottawa Avenue, N.W. Grand Rapids, MI 49503	(616)451-2177	dpordway@ordwaylawfirm.com
Secretary	Kurt M. Brauer, P54061	2000 Town Center, Ste. 2700 Southfield, MI 48075-1318	(248)784-5182	kbrauer@wnj.com
Treasurer	Kurt M. Brauer, P54061	2000 Town Center, Ste. 2700 Southfield, MI 48075-1318	(248)784-5182	kbrauer@wnj.com

Member	Term	Member	Term
Ernest P. Chiodo, P40557	2012	Rebecca J. Dukes, P64456	2014
George F. Curran, III, P31328	2012	Rodger A. Kershner, P26049	2014
Jeffrey K. Haynes, P25140	2012	Steven C. Kohl, P28179	2014
Kurt A. Kissling, P61937	2012	AnnMarie B. Sanford, P44166	2014
James K. O'Brien, P27794	2012	William R. Schikora, P53862	2014
Courtney E. Goldberg, P46921	2013		
Sara R. Gosman, P66907	2013		
R. Craig Hupp, P36254	2013		
Robert P. Reichel, P31878	2013		
Scott J. Steiner, P42490	2013		

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Council Meeting Schedule:

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

Meeting Type	Date	Location
Council Meeting and Annual Meeting	September 15, 2011	Dearborn, MI
Council Meeting	November 10, 2011	Lansing, MI
Council Meeting	January 25, 2012	Lansing, MI
Council Meeting	April 18, 2012	Lansing, MI
Council Annual Meeting	September 20, 2012	Grand Rapids, MI

General Budget Information: As of April 30, 2012, the Section has an ending Fund Balance of \$67,173.83. Budget expenses seem to be in line for this point in the year.

Events and/or Seminars:

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

Event or Seminar Title	Date	Location
New Member – Law School Mixer	September 22, 2011	Detroit, MI
ELS 30 th Anniversary New Member – Law School Mixer	October 6, 2011 October 20, 2011	E. Lansing, MI E. Lansing, MI
ELS and AWMA Annual Fall Conference	November 10, 2011	Lansing, MI
Review of Collaborative Stakeholder Initiative (CSI) Program	February 2, 2012	Conference Call
New Member – Law School Mixer	February 9, 2012	Grand Rapids, MI
Siting Renewable Energy Projects	February 28, 2012	Webinar
The Evolving Environmental Regulatory Landscape	May 16, 2012	Lansing, MI
CSI, GSI and Part 201 Updates	May 21, 2012	Webinar
Mold: Law, Medicine and Science	May 21, 2012 May 25, 2012	St. Clair Shores, MI Chicago, IL

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Summer Program	August 2012	Detroit, MI
Annual Meeting and Program	September 20, 2012	Grand Rapids, MI

Legislative issues: Many members have been instrumental in the Department of Environmental Quality's Collaborative Stakeholder Initiative process this year. This process is also resulting in various legislative amendments to Part 201 which are expected to be enacted summer/fall of this year.

Recommendations for next Council: Continued focus on growth and diversity of Section membership is of critical importance. Continued outreach through multiple media adds value for existing members and encourages new members. Continue Vice-Chair initiative to secure more stable committee leadership with a focus on effective transitioning from committee members to leadership.

Other Information: This year the section celebrated its 30th Anniversary with a retrospective program, dinner and entertainment. Approximately 100 members were in attendance to commemorate the event. The section has also enjoyed an influx of excellent articles for publication in the Environmental Law Journal as well as made significant strides in completing the Environmental Law Deskbook.

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

STATE BAR OF MICHIGAN ANNUAL REPORT ADDITIONAL MATERIALS

SECTION NAME: Have there been any changes in the section name? Details provided may be interesting to the public and other readers.

There have been no changes to the section name.

SECTION MISSION STATEMENT: A Sections' mission statement is a critical description of the goals the Section sets for the whole of its' membership. Including the statement in an Annual Report serves as a yardstick by which to measure progress.

See above.

OFFICERS AND COUNCIL MEMBERS: Including P#s accurately identifies officers and the council.

See above.

SECTION COMMITTEES: Descriptions of the various committees provides a clearer picture of a section's work, especially if the name of the chairperson and description of Committee activities are included. Including meeting schedules allows potential future volunteers for Committee work to better understand the frequency with which the committee meets.

THE AIR COMMITTEE OF THE ENVIRONMENTAL LAW SECTION IS COMPOSED OF ATTORNEYS WHO PRACTICE IN, OR ARE INTERESTED IN, FEDERAL, STATE, AND LOCAL AIR POLLUTION CONTROL LAWS. AIR LAWS INVOLVE SIGNIFICANT ISSUES FOR BUSINESS AND ENVIRONMENTAL GROUPS IN MICHIGAN, WHILE THE LAWS, REGULATIONS, AND AGENCY INTERPRETATIONS OF THOSE LAWS ARE IN FLUX. THE AIR COMMITTEE MEETS QUARTERLY TO DISCUSS CURRENT TOPICS BEFORE EPA AND MDEQ, AS WELL AS AIR PERMITTING AND LEGAL ISSUES RELATIVE TO THE PRACTICE OF ENVIRONMENTAL LAW IN MICHIGAN. THE AIR COMMITTEE ALSO PRESENTS AIR ISSUE-RELATED SEMINARS, AND CONDUCTS SITE VISITS FOR AIR POLLUTION CONTROL PROJECTS. THE AIR COMMITTEE WELCOMES ANY ENVIRONMENTAL LAW SECTION MEMBER INTERESTED IN AIR ISSUES, AND MAINTAINS AN E-MAIL LIST TO NOTIFY MEMBERS OF MEETINGS AND EVENTS.

THE ENVIRONMENTAL LITIGATION COMMITTEE IS RESPONSIBLE FOR LEGAL ISSUES THAT RELATE TO ENVIRONMENTAL DISPUTES IN ADMINISTRATIVE, STATE, AND FEDERAL JURISDICTIONAL FORUMS. THE COMMITTEE PERIODICALLY ARRANGES PROGRAMS ON THESE TOPICS. THE ENVIRONMENTAL LITIGATION COMMITTEE WELCOMES ANY ENVIRONMENTAL LAW SECTION MEMBER INTERESTED IN THE FOREGOING ISSUES AND MAINTAINS AN E-MAIL LIST TO NOTIFY MEMBERS OF MEETINGS AND EVENTS.

THE HAZARDOUS SUBSTANCES COMMITTEE IS RESPONSIBLE FOR LEGAL ISSUES THAT RELATE TO THE TREATMENT, STORAGE, DISPOSAL, AND REMEDIATION OF HAZARDOUS SUBSTANCES (INCLUDING HAZARDOUS WASTES) UNDER BOTH FEDERAL AND STATE LAW, INCLUDING CERCLA, RCRA SUBTITLE C, AND PARTS 111 AND 201 OF NREPA. IT IS ALSO RESPONSIBLE FOR THE TOPICS OF LIABILITY UNDER THOSE STATUTES FOR INJUNCTIVE RELIEF, RECOVERY OF RESPONSE COSTS AND NATURAL RESOURCE DAMAGES, RELATED CONTRIBUTION ACTIONS, AND ASSOCIATED CLAIMS FOR INSURANCE COVERAGE. FINALLY, IT IS RESPONSIBLE FOR THE TOPIC OF MANAGING TRANSACTIONS THAT ARE COMPLICATED BY THE REAL OR POTENTIAL PRESENCE OF HAZARDOUS SUBSTANCES BY ENVIRONMENTAL INVESTIGATIONS,

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

BASELINE ENVIRONMENTAL ASSESSMENTS AND RELATED MECHANISMS, ENVIRONMENTAL INSURANCE, AND INCENTIVES FOR BROWNFIELD RE-DEVELOPMENT. THE HAZARDOUS SUBSTANCES COMMITTEE WELCOMES ANY ENVIRONMENTAL LAW SECTION MEMBER INTERESTED IN THE FOREGOING ISSUES AND MAINTAINS AN E-MAIL LIST TO NOTIFY MEMBERS OF MEETINGS AND EVENTS.

THE JOURNAL COMMITTEE PUBLISHES A QUARTERLY ELECTRONIC NEWSLETTER THAT INCLUDES SCHOLARLY ARTICLES ABOUT ENVIRONMENTAL ISSUES, AS WELL AS INFORMATION ABOUT SECTION ACTIVITIES AND EVENTS, IMPORTANT DECISIONS BY MICHIGAN AND FEDERAL COURTS IN ENVIRONMENTAL CASES, AND NEW MICHIGAN ENVIRONMENTAL REGULATIONS AND LEGISLATION. THE COMMITTEE INCREASES THE LEVEL OF INTEREST IN ENVIRONMENTAL LAW BY SPONSORING AN ANNUAL WRITING COMPETITION AMONG LAW STUDENTS AT ALL CANADIAN AND U.S. LAW SCHOOLS. WINNERS OF THE WRITING COMPETITION RECEIVE GENEROUS CASH AWARDS AND HAVE THEIR ARTICLES PUBLISHED IN THE SECTION'S MICHIGAN ENVIRONMENTAL LAW JOURNAL.

THE MEMBERSHIP COMMITTEE MISSION IS TO: (1) ASSIST THE SECTION AND EACH OF THE OTHER COMMITTEES IN THEIR RESPECTIVE FUNCTIONS BY PROVIDING USEFUL INFORMATION ABOUT THE MEMBERSHIP OF THE SECTION AND ITS NEEDS AND INTERESTS; (2) INCREASE SECTION MEMBERSHIP; AND (3) PROMOTE RACE/ETHNIC AND GENDER DIVERSITY IN THE MEMBERSHIP AND LEADERSHIP OF THE SECTION. THE MEMBERSHIP COMMITTEE ENCOURAGES ANY INTERESTED ENVIRONMENTAL LAW SECTION MEMBERS TO JOIN THIS COMMITTEE OR ATTEND THE NEXT MEETING.

THE PROGRAM COMMITTEE PLANS EDUCATIONAL PROGRAMS FOR THE BENEFIT OF SECTION MEMBERS. THE COMMITTEE MEETS MONTHLY BY PHONE FOR ABOUT AN HOUR TO DISCUSS THE NEEDS AND INTERESTS OF THE MEMBERS. THE PROGRAMS ARE DESIGNED TO PROVIDE MEMBERS WITH INFORMATION ON IMPORTANT NEW DEVELOPMENTS AND OPPORTUNITIES FOR SOCIALIZING AND NETWORKING WITH OTHER SECTION MEMBERS.

THE LENGTH AND CONTENT OF PROGRAMS VARY WIDELY, FROM INFORMAL LUNCH ROUNDTABLES COVERING ONE TOPIC TO MULTIPLE DAY SEMINARS THAT COVER NUMEROUS TOPICS. THE COMMITTEE SELECTS DATES, LOCATIONS, AND GENERAL THEMES FOR THE PROGRAMS, AND ONE OR TWO COMMITTEE MEMBERS WILL CHAIR OR CO-CHAIR THE PROGRAMS. THE CHAIR/CO-CHAIRS ARRANGE FOR SPEAKERS AND OTHER DETAILS OF THE PROGRAMS. CERTAIN PROGRAM COMMITTEE MEMBERS ALSO FUNCTION AS LIAISONS TO THE SUBJECT MATTER COMMITTEES TO FACILITATE PROGRAMMING FOR THOSE COMMITTEES. THIS YEAR THE COMMITTEE HAS INTRODUCED WEBINARS AS ONE OF ITS PROGRAMMING METHODS.

IN SHORT, THE PROGRAM COMMITTEE PROVIDES OPPORTUNITIES FOR MEMBERS TO BE KEPT INFORMED ON IMPORTANT NEW DEVELOPMENTS IN THE ENVIRONMENTAL LEGAL LANDSCAPE. PLANNING THOSE OPPORTUNITIES IS AN EFFECTIVE AND FUN WAY TO PARTICIPATE IN SECTION ACTIVITIES.

THE PROGRAM COMMITTEE WELCOMES ANY ENVIRONMENTAL LAW SECTION MEMBER INTERESTED IN KEEPING SECTION MEMBERS UP TO DATE ON CURRENT EVENTS AND MAINTAINS AN E-MAIL LIST TO NOTIFY MEMBERS OF MEETINGS AND EVENTS.

THE TECHNOLOGY COMMITTEE SUPPORTS THE SECTION'S USE OF BAR-PROVIDED RESOURCES SUCH AS THE LIST SERVE AND THE WEBSITE, AND INVESTIGATES, DEVELOPS, AND SUPPORTS THE USE OF NEWER COMMUNICATIONS TECHNOLOGIES AS SUGGESTED BY THE SECTION. THE TECHNOLOGY COMMITTEE ALSO INVESTIGATES AND PREPARES PRESENTATIONS FOR THE SECTION ON NEW ENVIRONMENTAL TECHNOLOGIES.

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

THE TECHNOLOGY COMMITTEE WELCOMES ANY ENVIRONMENTAL LAW SECTION MEMBER INTERESTED IN THE SECTION'S TECHNOLOGY RELATED ISSUES, AND MAINTAINS AN E-MAIL LIST TO NOTIFY MEMBERS OF MEETINGS AND EVENTS.

THE WATER COMMITTEE TRACKS DEVELOPMENTS IN FEDERAL, STATE, AND LOCAL REGULATION OF DISCHARGES TO AND USE OF SURFACE WATER AND GROUNDWATER. THE COMMITTEE PERIODICALLY ARRANGES PROGRAMS IN WHICH EXPERTS IN WATER LAW DISCUSS IMPORTANT DEVELOPMENTS IN SURFACE WATER OR GROUNDWATER REGULATION. THESE PROGRAMS ALSO OFFER AN OPPORTUNITY FOR SECTION MEMBERS TO MEET AND BENEFIT FROM LEARNING ABOUT OTHER ATTORNEYS' EXPERIENCES IN WORKING ON WATER-RELATED MATTERS.

THE WATER COMMITTEE WELCOMES ANY ENVIRONMENTAL LAW SECTION MEMBER INTERESTED IN THE FOREGOING ISSUES AND MAINTAINS AN E-MAIL LIST TO NOTIFY MEMBERS OF MEETINGS AND EVENTS.

SECTION MEMBERSHIP: Section membership fluctuates from year to year. Tracking the membership numbers at a set time of year, such as the Annual Report Deadline, can provide a good picture of changes in the Section membership.

616 members as of 5/29/2012

SECTION BYLAWS: Awareness of Bylaws changes can be critical for understanding a Section's operation. Including the most recent revision date of the Bylaws will allow readers familiar with the Bylaws to ensure they have the most current version at hand. Additionally, if there are any forthcoming changes, this is a good opportunity to summarize plans briefly.

Visit www.michbar.org/environmental to obtain the most current version.

SECTION PUBLICATIONS: Some of the most frequent questions for Sections are in regard to publications the Section has produced. Providing a list including publication information for journals, newsletters and other publications creates a valuable resource.

The Section has published the second edition of the Michigan Environmental Law Deskbook, consistent with our educational mission and this valuable resource is available electronically and is being updated for the benefit of all interested readers. Similarly, our respected Environmental Law Journal is in electronic format and with renewed energies and talents has been published regularly during the Bar year. Both publications are available on our website.

MEETINGS, ACTIVITIES, AND SEMINARS: This is critical information for the Annual Report. Describing meetings, activities and seminars can be detailed, or brief. Suggestions for information to include are the date, location, and a minimum of one paragraph describing the event.

Current and past event information is available on our website. Events are shown above on the template.

SECTION LEGISLATURE AND POLICY: The Section's involvement in legislature, policy, or *amicus curiae* is a matter of great interest, many questions are asked regarding the Sections involvement in such. A brief description of any such involvement is requested, as this falls under the heading of section activities.

See above.

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

AWARDS: Many Sections present awards, honors, or scholarships. The Annual Report is another opportunity to laud the recipients, as well as detail any awards presented to the Section itself. A description of the history of the award, or why the award is given, is useful.

The Environmental Law Section sponsors an annual environmental law essay contest open to students in U.S. and Canadian law schools. First place prize is \$2,000, second place is \$1,000 and third place is \$500.

FINANCIAL REPORT: Section finances vary from simple to complex. A brief statement of general budget information would be very appropriate to include in any Annual Report, or a reprinting of an annual Treasurer's report if the Section feel it is necessary.

[See above.](#)

OTHER INFORMATION: Because the Annual Report is often used as a resource for future planning, and is viewed by members of the public who may be considering membership in the Section, a brief description of future goals and activities is recommended. This may also serve as a recommendation to the next Council.

[See above.](#)

20,210,372.1\088888-01638

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-2012

Section Name: Family Law Section

Mission Statement: The Family Law Section of the State Bar of Michigan provides education, information, and analysis about issues of concern through meetings, seminars, our website, public service programs, and publication of a newsletter. Membership in the Section is open to all members of the State Bar of Michigan. Statements made on behalf of the Section do not necessarily reflect the views of the State Bar of Michigan.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Connie Thacker P-49784	Rhodes McKee 161 Ottawa Ave. NW, #600 Grand Rapids, MI 49503	(616) 235-3500	cthacker@rhodesmckee.com
Chair-Elect	Traci Rink P-45214	Oakland County FOC 230 Elizabeth Lake Rd., Pontiac, MI 48341	(248) 858-1840	rinkt@oakgov.com
Correspondence Secretary	Rebecca Shiemke P-37160	Michigan Poverty Law Program 220 E. Huron St., Ste. 600A, Ann Arbor, MI 48104	(734) 998-6100	rshiemke@lsscm.org
Recording Secretary	Carol Breitmeyer P-35075	Breitmeyer Cushman 607 Shelby St. Ste 550 Detroit, MI 48226	(313) 962-4200	breitmeyer@bcfamlaw.com
Treasurer	James J. Harrington, III P-23198	23875 Novi Road, Novi, MI 48375	(248) 347-9620	jjh@jjharringtonlaw.com

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Member	Term	Member	Term
45214 Traci L. Rink, Pontiac	9/30/2012	Anne Argiroff, Farmington Hills	9/30/2012
12080 Neil Colman, Sterling Heights	9/30/2012	69624 Christopher Harrington, Novi	9/30/2012
67570 Elizabeth Kitchen-Troop, Ann Arbor	9/30/2012	56418 Kristen Robinson, Troy	9/30/2012
30891 Kent Weichmann, Ann Arbor	9/30/2012	38364 Elizabeth Bransdorfer, Grand Rapids	9/30/2012
23198 James Harrington, Novi	9/30/2013	39425 Donna Mobilia, Grand Rapids	9/30/2013
36474 Antoinette Raheem , Bloomfield Hills	9/30/2013	60154 Erika Leuffen Salerno, Kalamazoo	9/30/2013
61498 Gail Towne, Kalamazoo	9/30/2013	62697 Stacy Van Dyken, Grand Rapids	9/30/2013
25664 Hon. Richard Halloran, Detroit	9/30/2014	45391 Matthew Kobliska, Farmington Hills	9/30/2014
45407 Steven Reinheimer, Bloomfield Hills	9/30/2014	20888 Ross Stancati, Kalamazoo	9/30/2014
35075 Carol Breitmeyer, Detroit	9/30/2014	37160 Rebecca Shiemke, Ann Arbor	9/30/2014

Council Meeting Schedule:

Regular Council Meetings are held monthly with breakfast served at 9:00 a.m. with the meeting following at 9:30 a.m.

Meeting Type	Date	Location
Annual Meeting and Council Meeting	9/15/2011	Dearborn Hyatt Regency, Dearborn
Council Meeting	10/1/2011	Amway Grand Plaza, Grand Rapids
Council Meeting	11/5/2011	Weber's Inn Ann Arbor
Council Meeting	12/3/2011	DoubleTree Hotel, Novi
Council Meeting	1/28/2012	University Club, Lansing
Council Meeting	3/3/2012	Amway Grand Plaza, Grand Rapids
Council Meeting	4/14/2012	University Club, Lansing
Council Meeting	5/5/2012	DoubleTree Hotel, Novi

General Budget Information: The Section's primary income is member dues, but in addition it earns income from advertising in the Family Law Journal, seminars and publications. The Section expenses include publication of the Family Law Journal, meetings and lobbying activities. The Section has operated within its budget for the last several years and maintains a fund balance.

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Events and/or Seminars:

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

Event or Seminar Title	Date	Location
Family Court Forum	June 15, 2012	Travis Point Country Club
Family Law Institute in cooperation with ICLE	November 10 th and 11 th , 2011	St. John Conference Center, Plymouth
Mid-Winter Seminar	February 4-11, 2012	St. Martin
Mid-Summer Seminar	July 19-22, 2012	The Homestead, Glen Arbor

Legislative issues: The Family Law Council reviews all legislation affecting the practice of family law. We continued to retain the services of Bill Kandler at Cusmano, Kandler & Reed, and he effectively assisted us with advocating our policy positions. During the 2011-2012 Council Term, with Bill Kandler's expert assistance, the Family Law Council mobilized quickly and effectively to keep a highly restrictive property division law from being passed. Thanks to swift and forceful opposition to the bill, it appears that the sponsor is unlikely to reintroduce this bill that the Council was unanimously in opposing. In addition, a long-awaited revocation of paternity bill has passed both houses of the Michigan Legislature that includes significant input by the tireless efforts of the Council (Kent Weichmann in particular) and Bill Kandler.

Recommendations for next Council: To stay mobilized to quickly and effectively respond to Family Law issues raised in legislative initiatives. Further, to take the lead in bringing important issues to the legislature rather than waiting to respond to introduced legislation.

Committee Reports:

Reports must be submitted before May 31, 2012 to:

Jennifer Williams
Administrative Assistant
306 Townsend Street, Lansing MI 48933
Email: jwilliams@mail.michbar.org
Phone 517-367-6421 Fax: 517-372-1139

2012 FAMILY LAW SECTION COMMITTEE REPORTS

DOMESTIC VIOLENCE COMMITTEE

The Domestic Violence Committee worked with the Legislation Committee to draft additional language to the Uniform Child Abduction Prevention bill to offer protections to domestic violence victims who may need to flee with their children for safety purposes. We also worked with the Legislation Committee to draft a position in support of the Federal Violence Against Women Act, which was support by the full Council.

PARENT COORDINATION COMMITTEE

During the period September 1, 2011 and June 4, 2012 the Parenting Coordinator Subcommittee sought to develop various strategies to build support for the proposed legislation. The committee also began the process of seeking legislative sponsors for the legislation.

Richard Halloran, Co-chair

ANNUAL REPORT OF FAMILY LAW PAC:

As chair of this committee, I keep track of contributions received between Annual State Bar Conventions (September to September). I am happy to report that the FAMILY LAW PAC has received contributions of \$4050.00 from 39 Section members between September 16, 2011 and June 4, 2012. Unfortunately, the contributions for a number of years have been from a core group of about 20 to 25 Section members. FAMILY LAW PAC continues to support legislative candidates whose decisions greatly impact families and the practice of Family Law.

FAMILY COURT FORUM

The Family Court Forum is a conference designed to foster communication and knowledge sharing across the various professional disciplines involved in family court cases. To that end approximately 200 judges, therapists, lawyers and mediators meet for a daylong program on topics of interest to all. In the past the Forum has covered change of domicile cases, handling the high conflict divorce, the latest research on parenting plans and psychological evaluations in custody cases to name a few of the topics.

The thirteenth annual Family Court Forum was held in Ann Arbor Michigan on June 15, 2012. Once again Justice Marilyn J. Kelly opened the Forum. The topic was the intersection of family law and abuse and neglect cases. Dr. Daniel Swerdlow-Freed, Judge Paul Denefeld, attorneys Shannon Schlegel, Julie McMurtry, spoke at the Forum and participated in the panel discussion. Once again, the evaluations were excellent.

The Forum is funded by donations from several professional organizations, including the Family Law Section, and various private law firms, accountants, mediators and therapists. The success of the Forum in the past has made securing donations a relatively easy task.

General Practice Section Annual Report

The Section announces its continuation of holding Seminars on topics of interest to the membership at affordable prices. This is in addition to the longstanding tradition of publishing "The General Practitioner", our Section's Newsletter six issues per year to meet the GPs needs in a changing legal environment. The General Practice Solo and Small Firm Section hosts an active Website to further communication, participation and sharing of ideas. We intend to continue all these throughout the coming year and invite lawyers to join us.

Maury Klein,

Current Section Chair and Newsletter Editor since 1998

**STATE BAR OF MICHIGAN
HEALTH CARE LAW SECTION ANNUAL REPORT**

Bar Year: 2011 - 2012

Section Name: Health Care Law Section

Section Purposes:

Serve as an educational resource for members of the Section for the purpose of fostering professional development and understanding of health care laws and issues; and

Provide education to members of the State Bar, members of the health care community and the general public with regard to health care laws and related issues; and

Advocate, comment on or provide input with respect to state and federal legislation, regulations and public policy that affect the practice of health care law, consistent with the Bylaws of the State Bar of Michigan; and

Establish and maintain working relationships with attorney organizations and organizations of health care professionals, providers, consumers and other members of the health care community in this State and other states for the purpose of fostering better communication and understanding of health care laws and related issues and advocating Section interests; and

Promote awareness of the purpose and work of the Section among State Bar members, the health care community and the general public and encourage their participation in Section activities.

Officers and Council Members:

Officer	Name	Address	Telephone	E-mail
Chair	Marta J. Hoffman	Botsford General Hospital 28050 Grand River Ave. Farmington Hills, MI 48336	248-471-8687	mhoffman@botsford.org
Chair-elect	Steven Bender	Trinity Health 34605 W. 12 Mile Rd. Farmington Hills, MI 48331	248-489-6847	benders@trinity-health.org
Treasurer	Thomas McGraw	Spectrum Health Medical Group 444 Michigan St NE Grand Rapids, MI 49503	616-486-6651	Thomas.McGraw@spectrum-health.org
Secretary	John Anderson	Giarmarco Mullins & Horton PC 101 W. Big Beaver Rd. Fl. 10 Troy, MI 48084	248-457-7182	janderson@gmhlaw.com

Council Members	Term Expires
Marta Hoffman	2013*
Steven Bender	2012
John Anderson	2014*
Thomas McGraw	2012
Abby Pendleton	2014
John Hazewinkel	2014
Trish Schabath	2014
Patrick Haddad	2014
Josh Moore	2014
Deb Williamson	2013
Jennifer Benedict	2012
Richard Bouma	2013*
Mark Kopson	2013
Laura Napiewocki	2012
Monica Navarro	2012
Donna O'Connor	2012
Monica Wilkinson	2012*

* Council member is term limited and not eligible for re-election.

Council Meetings: Council meetings are held monthly on the first Thursday of each month via teleconference.

General Budget Information: See attached unaudited interim financial reports and transaction history for the month ended April 30, 2012, as provided by Becky Hunter.

Events and/or Seminars:

Date:	Event:
September 21, 2011	Annual Meeting Educational Session: "Changing Healthcare Landscape in Michigan", Rochester
October 18, 2011	Teleconference: Mental Health Parity Requirements
November 29, 2011	Teleconference: Making Sense of Meaningful Use
January 25, 2012	Teleconference: Part I-Basics of Information Technology Contracting in Health Care
January 31, 2012	Teleconference: Part II-Basics of Information Technology Contracting in Health Care
February 23, 2012	Teleconference: Employer Social Media Policies
March 8-9, 2012	18 th Annual Health Law Institute, jointly sponsored with ICLE, Plymouth
April 17, 2012	Teleconference: Retention of Overpayments: New Rules and Responsibilities
May 15, 2012	Teleconference: The Pitfalls of Progress: Tricks and Traps of EMRs
September 10, 2012	Teleconference: POLST (Being Planned)
September 19, 2012	Annual Meeting Educational Session at Detroit Athletic Club

Section Committees: The Health Care Law Section features a Substantive Law Committee with four subcommittees consisting of the Medical Legal Subcommittee, Payors Subcommittee, Providers Subcommittee, and Technology Subcommittee. These Substantive Law Subcommittees are responsible for organizing various educational programs, which are typically teleconferences, to benefit the Section's membership. In addition, the Health Care Law Section Council has a Publications Committee, a New Lawyers and Law Student Committee, a Legislative Committee, a Technology Committee, a Pro Bono Committee, an Annual Meeting Committee, a Nominating Committee, and the Fellows Committee.

Legislative issues: None of note for the Section this year except that the Section has continued to monitor ongoing developments with health care reform.

Recommendations for next Council: Continue to work to provide educational and networking resources to our membership, both via programs and written materials. Continue to pursue the Section's support of the Michigan Pledge to Achieve Diversity and Inclusion. Continue efforts with the New Lawyers outreach. Continue to work on jointly sponsoring educational programs with other sections to reach members with cross over practices. Continue to support the Fellows Program established last year.

Other Information: The Section once again hosted luncheon events at several Michigan law schools for the purpose of providing a forum for students to meet Section members and learn about the various opportunities for lawyers within the health care industry. The Section again hosted a law student writing competition, the winners of which will be announced at the Annual Meeting in September. The Section's team "Counselors for the Cure" participated in the Susan G. Komen Race for the Cure in Detroit on May 26, 2012. The team consisted of 51 registrants. The Publications Committee authored and posted an article "Status of Health Insurance Exchanges in Michigan" to the Section website. The Publications Committee has also authored and will be posting a white paper on ACO's and a Licensing Field Manual to the Section website by mid summer. The Section has begun collaborating with other sections to provide educational programs for members with cross over practices. In pursuit of its Diversity pledge, the Section contributed to a program through Cooley Law School which introduces low income, minority, or otherwise disadvantaged students to potential careers in law and helps prepare them for and to overcome entry barriers to the profession.

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2012

Section Name: Insurance and Indemnity Law

Mission Statement: Issues arising out of insurance contracts and indemnity agreements affect a broad range of practice areas. In addition, insurance is a regulated industry, and state and federal regulations present specialized questions. The membership of the Insurance and Indemnity Law Section of the State Bar of Michigan consists of those who have expertise in this area of practice, as well as those whose expertise lies in other practice areas that are affected by insurance and indemnity issues. The mission of the Section is to provide a forum for an exchange of information, views and expertise from all perspectives on both insurance coverage issues and indemnity issues, and to provide information and assistance to other persons or organizations on matters relating to insurance and indemnity. Membership is open to all members of the State Bar of Michigan. Statements made on behalf of the Section do not necessarily reflect the views or positions of the State Bar of Michigan.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Mark G. Cooper	27777 Franklin Ste. 2500 Southfield, MI 48034	248-351-3000	mcooper@jaffelaw.com
Chair-Elect	Elaine Murphy Polh	38505 Woodward Ave. Ste. 2000 Bloomfield Hills, MI 48304	248-594-6356	epohl@plunkettcooney.com
Secretary	Kathleen A. Lopilato	6101 Anacapri Blvd. PO Box 30660 Lansing, MI 48909	517-327-4850	Lopilato.kathleen@aoins.com
Treasurer	Adam B. Kutinsky	1 Woodward Ave. Ste. 2400 Detroit, MI 48226	313-965-6731	Adam.kutinsky@kitch.com

Member	Term	Member	Term
Timothy F. Casey	2012	Gary Bartosiewicz	2013
Larry Bennett	2013	Hal O. Carroll	2012
Deborah A. Hebert	2012	Catherine L. Heise	2013
Amy H. Iannone	2013	Augustine O. Igwe	2012
Lauretta A. Pominville	2013	Kimberly Ruppell	2013
Daniel P. Steele	2012	James K. Thome	2013
Sarah E. Wohlford	2012		

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Recommendations for next Council: The Council has appointed a strategic planning committee that is currently working on a “macro” five-year strategic plan to compliment the Section’s recently completed and now being implemented two-year strategic plan.

Other Information: The Section continues to grow and it is now operating under an adopted two-year strategic plan developed with the help of the State Bar of Michigan. This plan should allow the Section to serve its membership with some direct and attainable goals for expanding the Journal, creating a membership directory and presenting additional programs. As a part of this, the Section now has a Membership Committee, a Programs Committee and a Publications Committee, in addition to the Strategic Planning Committee.

Reports must be submitted before May 31, 2012 to:

Jennifer Williams
Administrative Assistant
306 Townsend Street, Lansing MI 48933
Email: jwilliams@mail.michbar.org
Phone 517-367-6421 Fax: 517-372-1139

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-2012

Section Name: Intellectual Property

Mission Statement:

The Intellectual Property Section of the State Bar of Michigan provides education, information and analysis about issues of concern through meetings, seminars, public service programs, and publication of a newsletter. Membership in the Section is open to all members of the State Bar of Michigan.

Statements made on behalf of the Section do not necessarily reflect the views of the State Bar of Michigan.

Officers and Council Members:

Chair

P55981 David L. Wisz, Birmingham davidlwisz@gmail.com

Chair-Elect

P55549 Anna M. Budde, Troy ambudde@HDP.com

Secretary-Treasurer

P53319 Adam B. Strauss, Portage adam.strauss@stryker.com

Council Members Term Expires 9/30/2012

P59576 Kevin S. MacKenzie, Troy kmackenzie@patlaw.com

P46136 Joellen Shortley Blaszcak, Pontiac shortleyj@oakgov.com

P43544 Eric John Sosenko, Ann Arbor esosenko@usebrinks.com

Term Expires 9/30/2013

P68028 Karl T. Ondersma, Grand Rapids Ondersma@vglb.com

P60370 Kristen Isaacson Spano, Detroit

P48960 Amanda Conti-Duhaime, Auburn Hills spano@millercanfield.com

Term Expires 9/30/2014

P65605 David C. Berry Thomas M. Cooley Law School e-Mail: berryd@cooley.edu

P71221 Kendra S. Mattison, Auburn Hills Guardian Industries Corp. kmattison@guardian.com

P57284 Kristin L. Murphy, Bloomfield Hills Rader Fishman & Grauer PLLC e-Mail:
klm@raderfishman.com

ICLE

Stephanie Stenberg

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

stenberg@icle.org
direct dial: 734-936-3435

Commissioner Liaison

P26723 Donald G. Rockwell, Flint

Council Meeting Schedule:

General Budget Information: The Section continues to maintain a solid financial position. As of the balance as of 05/31/2012 is \$75,772.68. The remaining expenses include Spring Seminar, Summer Seminar and the spring edition of Proceedings. The Section will underwrite a portion of the Fall Seminar. Based upon the current cash position, IPLS Council has voted to maintain the section dues at \$35.00.

Events and/or Seminars:

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

Spring Seminar.

There were 265 who pre-registered for the seminar, 14 walk-in registrants, and 240 attendees. The new industry tracks worked out very well. The Life Sciences track had four panelist; this was too many. The number of panelists on the other two tracks worked out better. Attendance was up from 190 in 2011 to 240 in 2012.

Detroit Satellite Patent Office Opening:

PTO Dinner on July 12, 2012 - Overage with funds from the PTO dinner will go to an IP related pro bono program.

Legislative issues: America Invents Act

Recommendations for next Council:

Reports must be submitted before May 31, 2012 to:

Jennifer Williams
Administrative Assistant
306 Townsend Street, Lansing MI 48933
Email: jwilliams@mail.michbar.org
Phone 517-367-6421 Fax: 517-372-1139

**ANNUAL REPORT
JUDICIAL COUNCIL
2011-2012**

SECTION NAME: Judicial Council. The name was changed from Judicial Conference due to confusion with other judicial meetings, associations and conferences. The name was amended and is set forth in the By-Laws.

SECTION MISSION STATEMENT: The purpose of this organization is to join all judges of courts of record into one group to improve the efficient administration of justice in the various courts of this state and to further the relationship between the Bench and State Bar.

OFFICERS AND COUNCIL MEMBERS: All judges of courts of record of this state who are active members of the State Bar are automatically members of the Judicial Council. The officers of the Judicial Council are:

Chair	Hon. Fred L. Borchard P11003
Chair Elect	Hon. Terry L. Clark P32605
Vice Chair	Hon. Fred Mulhauser P28895
Secretary	Hon. Annette Berry P42275
Treasurer	Hon. Lita Popke P35686

SECTION COMMITTEES:

(1) **Legislative:** This group reports on the legislation affecting the judges or members of the Bar as it relates to the judiciary.

(2) **Association Reports:** The council members of the associations report quarterly on the active business for each of the respective three judicial associations.

(3) **Judicial Council** has a sub-committee known as the Court Visioning Committee. Its mission is to serve as a resource for the legislature, governor and Supreme Court on proposals that would transform the delivery of judicial services in Michigan.

SECTION MEMBERSHIP: There are twenty-seven judicial council members in all, together with the five officers. Each association has nine members. Of the nine members, three terms expire each year with the respective associations nominating their replacements.

SECTION BY-LAWS: There were recently section by-law changes. This change pertained primarily to one in name only. A copy of the old by-laws and the changed sections are included with this report.

MEETINGS, ACTIVITIES AND SEMINARS: This section meets quarterly in the months of September, December, March and June. The annual meeting of this section is

held during the annual meeting of the State Bar in the same city or place as the annual meeting of the State Bar. The next meeting for Judicial Council will be held at 10:00 a.m., Friday, September 21, 2012, at the Amway Grand Plaza in Grand Rapids. This meeting will be held in conjunction with the State Bar Conference.

SECTION LEGISLATURE AND POLICY: The Judicial Council adopted the following policy in response to the legislature's efforts to encourage expansion of the use of concurrent jurisdiction and performance measures by trial courts:

"The trial courts of the State of Michigan are committed to the efficient and fair administration of justice, and we welcome the legislature's efforts to encourage us to publicize our successes in that regard. We support the concept and goals of House Bill 5112 and House Bill 5124. We believe, however, that the Supreme Court, consistent with its constitutional authority should design the manner and method of measuring trial court performance, as well as concurrent jurisdiction plans, to the extent authorized by the legislature.

It would be appropriate for the legislature to encourage SCAO to assist the trial courts in establishing performance measures and as well as authorizing expansion of the use of concurrent jurisdiction. In order to provide maximum flexibility and be consistent with the constitution, the Supreme Court, through SCAO, should determine the processes for adopting concurrent jurisdiction plans, as well as implementing performance measures. Art 6, Sec 5 explicitly provides that the Supreme Court determines the practice and procedure in the courts while the legislature makes substantive decisions, like expanding or restricting jurisdiction.

It would not be appropriate to attempt to financially reward or punish the judiciary for its performance. The judiciary delivers justice, not revenue. While the judiciary is accountable for its use of public funds, creating fiscal consequences for judicial decision making is inconsistent with judicial independence. It is in everyone's best interest that the judiciary acts without fear or favor."

The Judicial Council opposed rate increase for private agencies supervising foster care. It is noted, many courts and counties are paying for multiple children and that many courts and counties are at a breaking point with the current fee of \$37.00.

The Judicial Council heard a report presented by Judge Alfred Butzbaugh and Linda Rexler (SOS) on Solutions on Self-Help. Council approved support for the Self-Help Solutions Program. Council support was in line with the State Bar.

Council heard a presentation on two proposals involving the change in the ethics as affecting judicial involvement in fund raising and a vote is expected on those two proposals following review of the State Bar position.

AWARDS: The out-going president of the Judicial Council, the Honorable John Hohman, was presented with a gavel in recognition of his years of service to council and as its out-going president.

FINANCIAL REPORT: A most recent report of the Treasurer would indicate that the Judicial Council section funds are in appropriate order with a year-to-date balance of \$12,782.91. Typically, these funds are used to assist the thirty-two members with travel expenses and for expenses at the State Bar Conference.

FUTURE GOALS AND ACTIVITIES: Judicial Council as a section of the State Bar will continue with its communication through judicial leadership with the Supreme Court, State Court Administrator's Office and the State Bar of Michigan. This section is a very important vehicle in the exchange of information involving the Legislature, Senate, Supreme Court, State Court Administrator's Office and State Bar of Michigan.

**LABOR AND EMPLOYMENT LAW SECTION
2011 - 2012 SECTION ANNUAL REPORT
STATE BAR OF MICHIGAN**

Mission Statement: The purposes of the Section shall be to study labor and employment law and to promote its fair and just administration; to study and report upon proposed and necessary legislation, to promote the legal education of members of this Section of the Bar and the general public by generating awareness of the problems and concerns of management, labor, and employee relations through sponsorship of meetings, institutes, and conferences, and by preparing, sponsoring, and publishing legal writing in the labor and employment field; to endeavor to assist in the development of rules and conduct based upon the rights and responsibilities of employees and management and labor and industry; and to promote justice, equal opportunity, and industrial peace.

Officers and Council Members: Officers and Council Members are listed by practice emphasis: "M" references Management; "P" references Plaintiff; "U" references Union; and "N" references neutral.

OFFICERS:

Acting Chair: Timothy H. Howlett (M)

Dickinson Wright PLLC
500 Woodward Avenue, Suite 4000
Detroit, MI 48226
(313) 223-3662
Fax: (313) 223-3598
thowlett@dickinsonwright.com

Chair Elect: Timothy H. Howlett (M)

Dickinson Wright PLLC
500 Woodward Avenue, Suite 4000
Detroit, MI 48226
(313) 223-3662
Fax: (313) 223-3598
thowlett@dickinson-wright.com

Secretary: Robert A. Boonin (M)

Butzel Long PC
Suite 300
350 South Main Street
Ann Arbor, MI 48104
(734) 213-3601
Fax: (734) 995-1777
boonin@butzel.com

Treasurer: Daniel D. Swanson (P)
Sommers Schwartz PC
2000 Town Center, Suite 900
Southfield, MI 48075
(248) 746-4046
Fax (248) 936-2172
dswanson@sommerspc.com

COUNCIL MEMBERS:

Dennis R. Boren (N)
National Labor Relations Board
Room 300
477 Michigan Avenue
Detroit, MI 48226
(313) 226-3230
Fax: (313) 226-2090
dennis.boren@nrlrb.gov

Gary W. Francis (M)
Plunkett Cooney
38505 Woodward Ave.
Suite 2000
Bloomfield Hills, MI 48304
(248) 901-4045
Fax: (248) 901-4040
gfrancis@plunkettcooney.com

Niraj R. Ganatra (U)
International Union UAW
8000 East Jefferson Avenue
Detroit, MI 48214
(313) 926-5216
Fax: (313) 926-5240
nganatra@uaw.net

Bradley K. Glazier (P)
Bos & Glazier, PLC
990 Monroe Avenue, N.W.
Grand Rapids, MI 49503
(616) 458-6814
Fax: (616) 459-8614
bglazier@bosglazier.com

Gloria A. Hage (M)
Eastern Michigan University
11 Welch Hall
Ypsilanti, MI 48197
(734) 487-1055
ghage@emich.edu

Susan Hartmus Hiser (M)
Vercruyssen, Murray & Calzone
31780 Telegraph Rd., Suite 200
Bingham Farms, MI 48025
(248) 540-8019
Fax: (248) 540-8059
shiser@vmclaw.com

Brian E. Koncius (P)
Bogas, Croson and Koncius
31700 Telegraph Rd., Suite 160
Bingham Farms, MI 48025
(248) 502-5000
Fax: (248) 502-5001
bkoncius@kbogaslaw.com

Richard G. Mack, Jr. (U)
Miller, Cohen PLC
600 West Lafayette Blvd.,
4th Floor
Detroit, MI 48226
(313) 964-4454
Fax: (313) 964-4490
richardmack@millercohen.com

Lawrence J. Murphy (M)
Varnum LLP
333 Bridge Street, N.W.
P.O. Box 352
Grand Rapids, MI 49501

(616) 336-6814
Fax: (616) 336-7000
ljmurphy@varnumlaw.com

John R. Runyan (U)
Sachs Waldman PC
1000 Farmer St.
Detroit, MI 48226
(313) 965-3464
Fax: (313) 965-4602
jrunyan@sachswaldman.com

Ron D. Robinson (N)
Assistant Attorney General
Detroit Office Division
3030 W. Grand Blvd Ste 10-200
Detroit, MI 48202
(313) 967-2269
Fax: (313) 456-0061
robinsonr11@michigan.gov

Jeffrey A. Steele (M)
Clark Hill PLC
Ste. 3500
500 Woodward Ave.
Detroit, MI 48226
(313) 965-8509
Fax: (313) 965-8252
jsteele@clarkhill.com

Lawnotes Editor:

Stuart M. Israel (U)

Legghio & Israel, P.C.
306 South Washington, Suite 600
Royal Oak, Michigan 48067
(248) 398-5900, ext. 1161
Fax: (248) 398-2662
israel@legghioisrael.com

Commissioner Liaison:

Gregory L. Ulrich

Ulrich Law PLC
770 Pear Tree Ln
Grosse Pointe Woods, MI 48236
(313) 885-2341
Fax: (313) 884-7557
gulrich@ulrich-law.com

Immediate Past Chair:

Darcie R. Brault (P)

Klimist, McKnight, Sale, McClow & Canzano, P.C.
400 Galleria Officentre #117
Southfield, MI 48034
(248) 354-9650
Fax: (248) 354-9656
dbault@kmsmc.com

=====

2011-2012 Council Meetings: The Council meets once a month, typically on the second Monday of the month, during every month except July. During the last year, the meetings were held in Detroit, Novi, Birmingham and Grand Rapids with a telephonic attendance option.

Section Bylaws: The Section changed its bylaws to allow for affiliate members (who are not members of the SBM) and to decrease the dues for Student members from \$2 to \$0 and increase the period for "free" membership to new lawyers to the balance of the first year and the full subsequent year.

Section Publications: Lawnotes continues to be published quarterly and can be found on our Section website as part of the SBM website.

Events and/or Seminars: A primary focus of the Council was to schedule events and/or seminars for its members. We started with a great program at our annual meeting in Dearborn on September 15, 2011: Judge David McKeague of the Sixth

Circuit Court of Appeals discussed his observations on appellate advocacy. Leonard Page and Bob Vercruyse debated the NLRB/Boeing case; Jim Moore and Craig Lange discussed the recent initiatives in public sector bargaining. Tom Barnes was moderator for both panels. A networking hour followed.

On October 12, 2011, the Section co-sponsored the Bernard Gottfried Memorial Labor Law Symposium held in Detroit at Wayne State University Law School.

The Section's Holiday party took place on December 9, 2010 at the Birmingham Country Club.

The Section's Mid-Winter Meeting took place on January 20 and 21, 2012 at the Detroit Athletic Club. The dinner speaker was Steve Babson, one of the authors of *The Color of Law*. Steve introduced Hon. Claudia House Morcom who was presented with the Section's Award for Courage and Vision. The Distinguished Service Award was presented posthumously to George Wirth. The Section also presented a seminar on January 21, 2012 with Legal Updates presented by Mike Shoudy, Gary Francis, Rob Boonin and Jeff Steele. Dan Swanson moderated a panel of Judges including Judge Nancy Edmonds, Judge David Viviano and Judge Philip Rodgers, Jr.

On April 9, 2012 the Section sponsored, with 27 law firms as co-sponsors, a reception for Terry Morgan, the new Regional Director of Region 7 of the NLRB.

The Section co-sponsored the ICLE "Labor and Employment Law Institute" with a new lawyer promotion in April.

On May 14, 2012 the Section co-sponsored a west side event with the Grand Rapids Bar Association featuring Judge Robert Holmes Bell and roundtable discussions on the latest developments in labor and employment law.

On June 7, 2012, the Section will present the "Spring Board" seminar, focusing on the ABCs of Agency practice to be held at the Big Rock in Birmingham.

Awards: The Distinguished Service Award was presented posthumously to George Wirth at the Section's Mid-Winter Meeting in January of 2011.

Financial Report: The Section is now financially secure and expenses are within budget.

Future Goals and Activities: The Section intends to continue providing excellent seminars and programs for members and its quarterly publication, "Lawnotes." The Section also plans to continue its drive for new members.

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2012

Section Name: Latin American Bar Activities Section (LABAS)

Mission Statement:

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Lawrence Garcia	3011 W Grand Blvd – Ste 2500; Detroit MI 48226	(877) 643-6255	lgarcia@garcialawgrouppllc.com
Chair-Elect/ Secretary	David Maquera	DTE Energy 1 Energy Plz # 688 Wcb Detroit, MI 48226	(313) 235-3724	maquerad@dteenergy.com
Treasurer	Tonatzin Alfaro-Maiz	Environment Natural Resources & Agriculture Div 525 W Ottawa St PO Box 30755 Lansing, MI 48909	(517) 373-7540	alfaromaizt@michigan.gov

Member	Term	Member	Term
Tonatzin Alfaro-Maiz	2011-12		
David Maquera	2011-14		
Jim Feinberg	2011-14		
Lawrence Garcia	2011-12		
Alfredo Casab	2011-13		
Bill Smith	2011-13		
Carlos Alvarado-Jorquera	2011-13		

Council Meeting Schedule:

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

Meeting Type	Date	Location
Teleconference – “Special” Mtg	February 22, 2012	N/A
General Meeting	June 28, 2012	Lansing
Annual Meeting	September 20, 2012	Grand Rapids

MEMORANDUM

To: Secretary, State Bar of Michigan

From: David W. Centner - Chair, Litigation Section (2011-2012)

Re: Litigation Section Annual Report (2011-2012)

Date: May 31, 2012

Dear Secretary,

As Chair of the Litigation Section for the 2011-2012 term, I am pleased to report on the Section's activities for this fiscal year. The Section's officers and council members are proud of our accomplishments this year, and we are confident that the Litigation Section will remain strong well into the future.

Our Mission: The Litigation Section provides education, information and analysis about issues of concern through meetings, seminars, the State Bar of Michigan web site, public service programs, publication of a newsletter, and social media. Membership in the Section is open to all members of the State Bar of Michigan.

The Council: The Council for the Litigation Section currently consists of four (4) officers, two (2) voting ex-officios, and sixteen (16) general council members. The current roster of the Section's officers and Council members, and their respective terms, is attached to this report. The Litigation Section strives to maintain diverse representation of practice background, geographic location, and minority representation on its governing council. We welcome members of the State Bar of Michigan who have an interest in litigation to apply for a position on the Council or take advantage of numerous other opportunities for involvement in the Litigation Section.

Meeting Schedule: Periodic council meetings were scheduled throughout the year in accordance with the following schedule: November 9, 2011 (in-person meeting), January 25, 2012 (telephonic meeting), March 14, 2012 (in-person meeting), May 16, 2012 (telephonic meeting), July 27-28, 2012 (summer conference), and September 20, 2012 (in-person meeting) which will be held in conjunction with the State Bar of Michigan Annual Meeting. The meeting minutes for the meetings for which minutes have been approved are attached to this report.

A. Financial Report

The Litigation Section remains very strong financially. As set forth in the most recent Treasurer's Report which is through April 30, 2012, the Section has total year-to-date revenues of \$54,462.50, with a total cash in account of approximately \$141,064.61. Total expenses for the

year are projected to be approximately \$79,220. A copy of the most recent Treasurer's Report and the Section's Budget for the fiscal year are also attached.

The Section's projected surplus/balance, after deducting the budgeted items for the year, is approximately \$67,000. Based on current projections, the Section should remain strong financially as it moves into the 2012-2013 fiscal year.

As discussed below, the Section has invested a portion of its budget surplus in areas targeted to benefit the Section membership, enhance the image of the Section in the legal community, and assist those in need with legal assistance.

As in past years, the Litigation Section made a significant donation to the State Bar Foundation/Access to Justice program. This year, in light of the size of the Section's surplus, the Litigation Section made an increased donation of \$12,000. We are pleased that our donation will be used to support nonprofit programs throughout Michigan that provide civil legal services to low-income families facing immediate legal issues.

Once again, the Litigation Section was also proud to have contributed to the Michigan Center for Civic Education for its High School Mock Trial Program. This tournament is designed to reenact what takes place during a trial, and it exposes high school students to our legal system. This year, the Section donated \$5,000 to this worthwhile program.

B. Committees

The Litigation Section has the following six (6) active committees: (1) Programs and Education, (2) Litigation Technology, (3) Publications and Social Media, (4) Legislative/Rules, (5) Nominating/Membership, and (6) Public Service. A chart showing the current committee structure and membership is attached to this report, and a short report on each committee follows:

(1) Programs and Education

The Litigation Section continues to partner with ICLE to offer quality continuing legal education to Michigan attorneys. Below is a list of the conferences that have and will be presented during this fiscal year.

a. Litigation Section Summer Conference

The Section continues its tradition of hosting a quality summer conference at a Northern Michigan resort that is educational, motivational and family friendly. The conference also provides a unique opportunity for litigators and members of the judiciary from across the State of Michigan to socialize in a relaxed setting. This year's summer conference is scheduled for July 27-28, 2012 at The Grand Hotel on Mackinac Island. The program, *Trials: Tips, Tactics and Practical Tales* by Michael P. Cash will take the attendee's trial skills to the next level. Mr.

Cash, an experienced litigator from Houston, Texas, is the “go-to” litigation counsel for such companies as Exxon Mobil, PetSmart, and Group1 Automotive. The Section will sponsor a social reception on Friday, July 27 on the porch of the Grand Hotel, with the formal educational program being held on Saturday, July 28. The program will include discussions regarding pretrial procedures, motions in limine, *voir dire*, opening statements, direct and cross examination, demonstrative evidence, and closing arguments.

b. Masters in Litigation Seminar Series

The Litigation Section continues to target experienced litigators with its popular *Masters in Litigation* series. The programs are held at The Inn at St. John's in Plymouth, Michigan. On October 19, 2011, The Masters in Litigation Series presented *Advocacy for the Ages – Persuading Genders & Generations*. The presenters were Dominic J. Gianna, one of America's great trial lawyers and most dynamic, inspired teachers of advocacy, and Lisa A. Marcy, a uniquely experienced trial lawyer, motivating and engaging advocacy teacher, and former judge. On March 29, 2012, The Masters in Litigation Series presented *The Anatomy of a "Superstar" Deposition: David Boies vs. Bill Gates in US vs. Microsoft*. The presenter was Robert Musante, one of ICLE's most popular presenters.

c. Litigation Seminars

On May 6-8, 2012, the Litigation Section co-sponsored an ICLE seminar entitled *Deposition Skills Workshop* which was held at The Inn at St. John's in Plymouth, Michigan.

d. Litigation Technology Seminar

In the Spring of 2013, the Litigation Section, in partnership with ICLE, will present our first annual Litigation Technology Seminar at The Inn at St. John's in Plymouth, MI. The subject matter will be the use of technology in the courtroom, and the speaker will be attorney Paul J. Unger of Columbus, Ohio, the founding member of HMU Consulting, Inc. As the digital age forces changes to many aspects of a litigation practice, the ability of a trial lawyer to use technology effectively in the courtroom is of paramount importance.

(2) Litigation Technology

The Litigation Technology committee is a newly-formed committee, which is in its infancy. The committee will devote its activities to advancing education on the use of technology in the courtroom. Its first major project will be to plan and coordinate the Section's First Annual Litigation Technology Seminar that will be held in the Spring of 2013.

(3) Publications and Social Media

The Litigation Section puts out quality seasonal newsletters to our Section members. We are in the process of evaluating whether the Section should change the format of the current newsletter, and during this fiscal year we voted to change the name to the Litigation Journal. Despite the move to electronic media, we believe our members continue to value receiving a printed newsletter a few times during the year.

The Section's Spring 2012 Newsletter, published in May 2012, featured articles about pending legislation, motor vehicle accident cases involving municipalities, trial advocacy, and evidentiary issues relating to laying the proper foundation for lay witness testimony. The newsletters also provide an avenue to notify Section members of upcoming activities. Members of the Litigation Section are encouraged to submit proposed articles for publication, which can be submitted to the Chair who will forward them to this committee for consideration.

The Litigation Section continues to use the ListServ option, available through the State Bar of Michigan, to publicize events, make announcements, market, and communicate with members of the Litigation Section and others who have requested to be on the Litigation Section's ListServ.

In February 2012, the Litigation Section took a major step forward in creating a new platform to communicate with its membership and others interested in the Litigation Section - through social media. The Litigation Section is now on LinkedIn! The Litigation Section's LinkedIn group can be found by searching within LinkedIn for "State Bar of Michigan - Litigation Section." The group is a "closed group," meaning it is not open to the general public. All members of the Litigation Section have been pre-approved for membership, and other active members of the State Bar of Michigan may join with permission. Our goal is to have little or no advertising, and to limit announcements and discussion topics to issues of interest to the practice of civil and criminal litigation in Michigan. As of May 31, 2012, a mere 14 weeks after the Litigation Section LinkedIn page went "live," we already have over 540 members!

4. Rules and Legislative Committee

The Litigation Section reviews proposed amendments and recent developments in court rules and legislation of interest to litigators. The Committee regularly reviews pending legislation and policy and provides comment and recommendations to the Litigation Section Council regarding whether or not the Section should take a public position on any given issue. Examples during the past year have included changes to the Michigan Rules of Court, appellate deadlines, developments and changes due to ESI - electronically stored information, electronic filing using the CM/ECF system in federal court and pilot programs for electronic filing in state court, and Michigan's exemption laws.

5. Nomination and Membership Committee

As noted above, the Litigation Section strives to maintain diverse representation of practice background, geographic location, and minority representation on its governing council. The Council includes a state court judge, members of both large and small law firms, sole practitioners, criminal defense attorneys, and attorneys who represent plaintiffs and defendants alike. The members of this committee regularly interview and recruit new talent to the governing council, and make sure that the Council continues to mirror and represent our 2,200 members. We welcome members of the State Bar of Michigan who have an interest in litigation to apply for a position on the Council or take advantage of numerous other opportunities for involvement in the Litigation Section.

6. Public Service Committee

This relatively new committee has three functions. First, to identify organizations that provide legal services to the indigent that the Section may want to support through a monetary donation. Second, the Committee identifies charitable causes that are not focused on improving access to justice, but which the Section may want to support through non-financial means such as arranging a fund-raising event (e.g. a walk-a-thon for cancer research) or informing Section members about pre-existing charitable activities to which Section members might be interested in devoting their time (e.g. packing food boxes for a food bank). Finally, the Committee assembles and makes available to Section members information about opportunities for Section members to participate in pro bono activities.

In 2011–2012, the Committee recommended that the Section make a \$12,000 contribution to the Access to Justice Fund. The recommendation was approved by the Section’s Council. The Committee also began researching opportunities for the Section to support efforts promoting diversity and inclusion in the legal profession, focusing on programs bringing more minorities and other under-represented groups into the “pipeline” leading to law school and law practice. For 2012 – 2013, the Committee intends to consider another contribution to the Access to Justice Fund, and to continue its investigation of pipeline programs suitable for the Section’s support.

C. Partnering with Other Sections

The Litigation Section continues to explore and develop partnerships with other Sections that may serve as networking opportunities for members and provide economies of scale to sponsor joint programming and increase attendance at existing programs. Partnerships are regularly explored with the Alternative Dispute Resolution Section and the Appellate Section.

During the State Bar of Michigan’s Annual Meeting, the Litigation Section will partner with the Appellate Section to present a program entitled *Preservation and Presentation of Issues on Appeal*, which will be held on September 20, 2012, from 2:00 pm to 4:00 pm at DeVos Place

in Grand Rapids. During this co-sponsored program, a panel of Michigan Court of Appeals judges and appellate specialists will discuss how to ensure that issues are preserved in the trial court and properly presented on appeal.

D. Final Comments

The leadership of the Litigation Section is strong. I would like to thank the Executive Committee, Chair Elect Dari Bargy, Secretary M.J. Stephen Fox, and Treasurer Michael Donnelly, for their dedication, leadership, and hard work. I would also like to thank the Section's Council members for the participation, guidance, and support. I am proud to have served with them.

/s/ David W. Centner

David W. Centner
Chairperson
Litigation Section (2011-2012)
State Bar of Michigan

**State Bar of Michigan
Litigation Section Council Directory
September 2011- September 2012**

OFFICERS:

David W. Centner, Chair
Clark Hill PLC, Suite 500
200 Ottawa Avenue NW
Grand Rapids, MI 49503
616 608-1106 Phone
616 608-1199 Fax
dcentner@clarkhill.com

M.J. Stephen Fox, Secretary
Fox & Associates
7955 Autumn Woods Drive SE
Ada, MI 49301
616 676-4300 Phone
616 676-5900 Fax
foxlawfirm@aol.com

Dari Craven Bargy, Chair-Elect
Legal Counsel, Litigation
Stryker
2825 Airview Boulevard
Kalamazoo, MI 49002
269 389-7492
269 312-1666 cell
269 385-2066 fax
dari.bargy@stryker.com

Michael P. Donnelly, Treasurer
Fraser Trebilcock Davis & Dunlap PC
1 Woodward Avenue, Suite 1550
Detroit, MI 48226
313 237-7300 Phone Ext 225
313 961-1651 Fax
mddonnelly@fraserlawfirm.com

VOTING EX-OFFICIOS

Bonnie Y. Sawusch - Thru 10-1-12
Halpert, Weston, Wuori & Sawusch, PC
136 E. Michigan Avenue, Suite 1050
Kalamazoo, MI 49007-3917
269 388-4800 Phone
269 388-4280 Fax
bsawusch@hwwspc.com

Thomas F. Cavalier - Thru 10-1-13
Assistant General Counsel
Wayne State University
656 W. Kirby Street
4249 Faculty/Administration Bldg
Detroit, MI 48202
313 577-2855 Phone
313 577-8877 Fax
thomas.cavalier@wayne.edu

COUNCIL TERM EXPIRES 2012

Albert J. Dib (1st Term)
Dib, Fagan & Brault PC
25892 Woodward Avenue
Royal Oak, MI 48067
248 542-6300 x 204 Dir
248 542-3601 Fax
adib@dibandfagan.com

Bernard C. Schaefer (1st Term)
Waters Building
161 Ottawa NW, Suite 502D
Grand Rapids, MI 49503
616 272-4361 Phone
616 272-4414 Fax
attorney@bernardSchaefer.com

Daniel J. McGlynn (1st Term)
McGlynn Associates PLC
2075 W. Big Beaver Road, Suite 600
Troy, MI 48084
248 649-3554 Phone
dmcglynn@mcglynnassoc.com

Kristopher K. Hulliberger (1st Term)
Howard & Howard
450 West Fourth Street
Royal Oak, MI 48067
248 723-0453 Dir
248 645-1568 Fax
KKH@H2law.com

COUNCIL TERM EXPIRES 2013

James D. VandeWyngearde (2nd Term)
Pepper Hamilton LLP
4000 Town Center, Suite 1800
Southfield, MI 48075-1505
248 359-7300 Phone
248 359-7387 Direct
248 359-7700 Fax
vandewyj@pepperlaw.com

Honorable Donald A. Johnston (1st Term)
Kent County Circuit Court
180 Ottawa Avenue NW
Grand Rapids, MI 49503
616 632-5032 Phone
616 632-5036 Fax
donaldJohnston@kentcountymi.gov

Gary K. Springstead (1st Term)
Springstead & Bartish
28 A W. Main Street
Fremont, MI 49412
231 924-8700 Phone
231 924-8702 Fax
gary@springsteadbartish.com

Marcy A. Tayler (1st Term)
Zausmer Kaufman August Caldwell &
Tayler PC
31700 Middlebelt Road, Suite 150
Farmington Hills, MI 48334
248 851-4111 Phone
248 851-0100 Fax
mtayler@zkact.com

Sherry D.O. Taylor (2nd Term)
Dickinson Wright PLLC
500 Woodward Avenue, Suite 4000
Detroit, MI 48226
313 223-3500 Phone
313 223-3598 Fax
soneal@dickinsonwright.com

James M. Straub (1st Term)
Straub, Seaman & Allen, P.C.
1014 Main Street
St. Joseph, MI 49085
269 982-7717 Phone
269 982-1694 Fax
jstraub@lawwssa.com

COUNCIL TERM EXPIRES 2014

Michael P. Cooney (2nd Term)
Dykema Gossett, PLLC
400 Renaissance Center
Detroit, MI 48243
313 568-6955 Phone
313 568-6658 Fax
mcooney@dykema.com

David L. Moffitt (2nd Term)
Law Offices of David L. Moffitt &
Associates
30600 Telegraph Road, Suite 2185
Bingham Farms, MI 48025
248 644-0880 Phone
248 644-3541 Fax
dlmoffittassoc@ameritech.net

Gary R. Peterson (2nd Term)
Mequio & Peterson PLC
921 W. Milham Avenue
Portage, MI 49024
269 323-3332 Phone
269 324-6184 Fax
gpeterson@mequiopeterson.com

Michael J. Butler (2nd Term)
Bernstein & Bernstein PC
3000 Town Center, Suite 1601
Southfield, MI 48075
248 350-3700 Phone
248 352-6680 Fax
mbutler@twmi.rr.com

Daniel P. Steele (1st Term)
VandeVeerGarzia
1450 West Long Lake Rd. Suite 100
Troy, MI 48098
248 312-2800 Phone
248 267-1242 Fax
248 312-2917 Direct
desteele@VGpclaw.com

Thaddeus E. Morgan (1st Term)
Fraser, Trebilcock, Davis & Dunlap
124 W. Allegan St., Suite 1000
Lansing, Michigan 48933
517 377-0877 Phone
517 482-0887 Fax
www.fraserlawfirm.com

FORMER CHAIRS (EX-OFFICIOS)

James C. Partridge
GMAC, Inc.
200 Renaissance Center
Mail Code 482-B09-B11
Detroit, MI 48265
313 665-6129 Phone
313 267-4259 Fax
james.partridge@macfs.com

Robert B. June
Law Offices of Robert June, PC
124 Pearl Street, Suite 201
Ypsilanti, MI 48197-5374
734 481-1000 Phone
734 481-1732 Fax
robbjune@junelaw.com

Brad H. Sysol
Miller, Canfield, Paddock & Stone, PLC
277 S. Rose Street, Suite 5000
Kalamazoo, MI 49007-3795
269 383-5878 Phone
269 382-0244
sysol@millercanfield.com

Ted C. Farmer
41000 Woodward Avenue
Suite 395 East
Bloomfield Hills, MI 48304-5134
248 433-7300 Phone
248 433-4363 Fax
tedfarmer@tedfarmerlaw.com

Kevin J. O'Dowd
DeFrancesco, O'Dowd & Dienes
990 Monroe Avenue
Grand Rapids, MI 48503-1423
616 451-0099 Phone
616 459-8614 Fax
dodowd@dod-law.com

John Mucha III
Dawda, Mann, Mulcahy & Sadler, PLC
39533 Woodward Avenue, Suite 200
Bloomfield Hills, MI 48304-5103
248 642-3700 x 3999 Direct
248 642-7791 Fax
[jmucha@dmms.com](mailto:jmuch@dmms.com)

Anne Bagno Widlak
Nemeth Bruwell PC
200 Talon Centre Drive, Suite 200
Detroit, MI 48207
313 567-5921 Phone
313 567-5928 Fax
awidlak@nemethburwell.com

Wallace R. Haley
Haley Law Firm, PLC
8065 Grand River Road
Brighton, MI 48114-7337
810 220-0360 Phone
810 220-0360 Fax
whaley@haleylawfirm.com

Gordon S. Gold
Seyburn, Kahn, Ginn, Bess & Serlin, PC
2000 Town Center, Suite 1500
Southfield, MI 48075
248 353-7620 Phone
248 353-3727 Fax
ggold@seyburn.com

Richard W. Paul
Dickinson Wright, PLLC
38525 Woodward Avenue Suite 2000
Bloomfield Hills, MI 48304-5092
248 433-7200 Phone
248 433-7274 Fax
rpaul@dickenson-wright.com

David C. Sarnacki
The Sarnacki Law Firm, PLC
800 McKay Tower
146 Monroe Center, NW
Grand Rapids, MI 49503
616 988-9500 Phone
616 988-9503 Fax
dcs@sarnackilaw.com

Abraham Singer
Pepper Hamilton, LLP
100 Renaissance Center, Suite 3600
Detroit, MI 48243-1114
313 393-7382 Phone
313 259-7926 Fax
singera@pepperlaw.com

Susan Wilson Keener
Keener Law Offices, PLC
29 Pearls Street NW, Suite 410
Grand Rapids, MI 49503
616 726-5900 Phone
616 726-5906 Fax
skeener@keener-law.com

STATE BAR COMMISSIONER LIAISON

Robert Buchanan
Buchanan & Buchanan PLC
171 Monroe Ave NW, Ste 750
Grand Rapids, MI 49503
616 458-2464 Phone
616 458-0608 Fax
rjb@buchananfirm.com

ICLE LIAISON

Lisa M. Geherin
Seminar Planning Attorney
Institute of Continuing Legal Education
1020 Greene Street
Ann Arbor, MI 48109-1444
734 936-3424 Direct
lgeherin@icle.org

STATE BAR OF MICHIGAN
LITIGATION SECTION COMMITTEES 2012

A. Nomination and Membership Committee:

Chair: Steve Fox

B. Publications and Social Media Committee:

Co-Chairs: Dave Moffitt and Dave Centner

Dari Bargy

Bernard Schaefer

Marcy Taylor

C. Public Service Committee:

Chair: Tom Cavalier

Jon Mucha

Sherry O'Neill Taylor

Mike Donnelly

D. Education/Program Committee:

Chair: Mike Cooney

Albert Dib

Mike Butler

E. Legislative and Rules Committee:

Co-Chairs: Dan McGlynn and Mike Donnelly

Gary Peterson

Thad Morgan

Bonnie Sawusch

Honorable Donald Johnston

F. Technology Committee

Chair: Gary Springstead

Vice-Chair: Steve Fox

Jim Straub

James VandeWyngearde

Daniel Steele

**STATE BAR OF MICHIGAN
2010-2011 ANNUAL REPORT
STANDING COMMITTEE**

Master Lawyers Section

All Active, inactive, and emeritus SBM members in good standing who have reached age 60 or completed 30 years of practice as members of the Bar automatically become members of the section free of charge. Active, inactive, and emeritus SBM members in good standing who have reached age 50 or have completed 20 years of membership in the Bar may join the section for the payment of annual dues in the amount of \$25.

The purpose of the Section is to promote the particular interests of the members of the Section; to plan and carry out programs, publications, and activities of interest to members of the Section; to coordinate programs for members of the Section with national and local bar associations, to protect the public by providing resources on the ethical and practical issues related to transitioning from the practice of law, to be a resource for retirement planning, and to expand opportunities for contributions by members of the Section to the community.

Officers and Council Members:

Chair: Gregory L. Ulrich, Grosse Pointe Woods

Chair-Elect: Mary E. Crusoe Byrne, Traverse City

Secretary: James H. Loree, Northville

Treasurer: Richard F. Fellrath, Troy

Immediate Past Chair: Edgar W. Pugh, Jr., Bloomfield Hills

Council Members

H. Rollin Allen, Mount Clemens
Alfred M. Gade, Bloomfield Hills
Miles C. Gerberding, Frankfort
Ronald D. Keefe, Marquette
J. David Kerr, Mount Pleasant
Valerie Ferrero Lafferty, Okemos
George S. Lilly, Grosse Pointe Woods
Kathleen Williams Newell, Detroit
Asher N. Tilchin, Farmington Hills

2011-2012 Meeting Schedule (date and location):

Section Annual Meeting – September 15, 2011, Dearborn, Michigan

Council Meetings:

November 9, 2011 – Telephonic

January 12, 2012 – Telephonic

March 8, 2012 – Telephonic

May 10, 2012 – Telephonic

July 12, 2011 – Telephonic

Section Activities:

The Master Lawyers Section is comprised of lawyers with thirty years of practice or who have reached the age of 60, who automatically become section members upon reaching either the licensure or age requirement. Lawyers who have been licensed for 20 years or who have achieved the age of 50 can voluntarily join the section for an annual fee.

The purpose of the Section is to promote the particular interests of the members of the Section, to plan and carry out programs, publications, and activities of interest to members of the Section, to coordinate programs for members of this Section with national and local bar associations, to protect the public by providing resources on the ethical and practical issues related to transitioning from the practice of law, to be a resource for retirement planning, and to expand opportunities for contributions by members of this Section to the community. The goals of Section are to provide service to members of this Section, to aid in protecting the public, and to contribute to the community.

The Bylaws enacted by the Section establish five standing committees – Nominating, Service to Master Lawyers, Protection of the Public, Community Contribution, and Membership. The Nominating Committee recommends nominees to the Section for the offices of Chairperson-Elect, Secretary, Treasurer, and councilpersons on an annual basis. The Service to Master Lawyers Committee is responsible for developing and producing programs of interest to members of the Section, including educational programs, public service programs, career change programs, and talent utilization programs. The Protection of the Public Committee is responsible for developing, producing, and promoting materials and programs to assist attorneys in planning for and adjusting to changes in their professional status. The Community Contribution Committee is charged with identifying and following through on appropriate opportunities for members of the Section to contribute to their communities, partnering with other Sections and Committees where a mutual interest exists.

At the annual meeting, the section elected officers and council members for the 2011-2012 year on the basis of recommendations made by the Nominations Committee, chaired by Mary Ellen Crusoe Byrne, as reflected above. Noting that the Master Lawyers Section has the possibility of being a bookend to the Young Lawyers Section, Chair Gregory Ulrich expressed the hope that the Section can increase involvement in civic education and promote the concept of mentoring between Master Lawyer Section members and young lawyers. Dawn Evans gave an update about recent changes made by the Supreme Court to the Michigan Rules of Professional Conduct.

During the course of the year, the Council discussed participation in Law Day programs at local schools and monitored the progress being made by the Bar in locating and developing an online mentoring program, which is anticipate to launch during the summer of 2012.

At the Section Council's May 11, 2012, meeting, the Council voted to send to the Representative Assembly for consideration proposed changes to Rule 2 of the Rules Concerning the Bar that would, if adopted, require lawyers to designate an inventory attorney who would wind down a lawyer's practice in the event of death, disappearance or disability.

Resources Provided by the State Bar of Michigan in Support of Section Work:

The Section has been assisted in its work by staff liaisons Amy Castner and Dawn Evans. The Section is provided financial information relative to its revenue and expenditures by the Finance Division and receives staff assistance with electronic publications and communications from the Communications Division.

Future Goals and Activities:

The Section continues to work on ways to involve and serve its membership, consistent with its Bylaws, by developing programming and disseminating information to its members in areas of interest. The Section anticipates both regular and periodic use of electronic and print forms of communication to make members aware of developments that impact them, such as changes in the Michigan Rules of Professional Conduct, as well as to solicit from members input about what type of programming would be helpful or well-received. In the coming year, the Section plans to continue to develop member interest in working on its various committees; promote participation in the online mentor program and continue development of a model mentor program that can be replicated in various parts of the state, linking Section members with young lawyers seeking guidance; work toward adoption of changes to Rule 2 of the Rules Concerning the Bar to establish an inventory attorney rule; and increase participation by members in the Section's annual meeting and other events.

Chair/Co-Chair Contact Information:

Gregory L. Ulrich, P27732
Ulrich Law PLC
770 Pear Tree Ln
Grosse Pointe Woods, MI 48236-2725
Phone: (313) 885-2341
Fax: (313) 884-7557
E-mail: gulrich@ulrich-law.com

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-12

Section Name: Paralegal/Legal Assistant Section

Mission Statement:

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Kathy Ann Blunck	Smith Haughey Rice & Roegge 101 N. Park St. Traverse City, MI 49684	231-486-4526	kblunck@shrr.com
Chair-Elect	Vacant			
Secretary	Jeanne M. Nyhuis	Warner Norcross & Judd, LLP 85 E. 8 th St., Ste. 310 Holland, MI 49423	616-396-3104	jnyhuis@WNJ.com
Treasurer	Kelly J. Preuss			Kelly@linguisticarette.com

Member	Term	Member	Term
Piper Smith	2011-13		
Megan Vogrig	2011-13		
Jennifer M. Petty	2011-13		
Mary Jo White	2010-12		
Renee J. Jent	2010-12		
Cheryl J. Nodarse	2010-13		

Council Meeting Schedule:

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

Meeting Type	Date	Location
Council Meeting	01/21/12	Teleconference
Council Meeting	03/03/12	Mt. Pleasant, MI
Council Meeting	05/03/12	Auburn Hills, MI
Annual Day of Education	05/04/12	Oakland Community College
Council Meeting	07/21/12	Teleconference
Council Meeting	09/20/12	Grand Rapids, MI
Annual Meeting	09/21/12	Grand Rapids, MI

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Events and/or Seminars:

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

Event or Seminar Title	Date	Location
Annual Day of Education	05/04/12	Oakland Community College

Recommendations for next Council: Pro Bono opportunities; offer leadership training; identify methods of retaining and recruiting new members.

Other Information:

A. The Section offers scholarships to individuals interested in legal/paralegal field. The scholarships are voted on and awarded at the Section's Annual Meeting held in conjunction with the State Bar's annual meeting.

B. The Section, for the first time, held a writing competition. We awarded three awards to writers with winning submissions.

C. The Section has an ongoing award titled Shining Star Award which is a way for a section member to honor a paralegal/legal assistant.

D. We worked with Gov. Snyder's office for a proclamation to proclaim May 4, 2012 as Paralegal/Legal Assistant Day in Michigan.

Reports must be submitted before May 31, 2012 to:

Jennifer Williams
Administrative Assistant
306 Townsend Street, Lansing MI 48933
Email: jwilliams@mail.michbar.org
Phone 517-367-6421 Fax: 517-372-1139

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-2012

Section Name: Prisons and Corrections

Mission Statement:

The purposes of the Prisons and Corrections Section are to:

- a) study and debate
 - 1) the operation of the criminal justice system as it affects incarcerated persons, their families, and the public;
 - 2) alternatives to incarceration;
 - 3) the functioning of jails, prisons and parole; and
 - 4) post-incarceration issues;
- b) educate its members and the general public; and
- c) make recommendations to the State Bar, public officials, the Legislature and the Judiciary regarding the adoption of rational, effective and fair policies in these areas.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	John A Shea P37634	120 N 4th Ave Ann Arbor 48104	734.995.4646	jashea@earthlink.net
Chair-Elect				
Secretary	Pete Martel (Associate Member)	AFSC, Ann Arbor	248.807.7651	pmartel@afsc.org
Treasurer	Avar Laws-Wright P71704	611 W Ottawa St, 2 nd Fl Lansing 48933	517.241.6317	laws-righta@mich.gov
Immed.Past President	Patricia Streeter P30022			

Member	Term	Member	Term
Michael Marutiak (P30104)	2014		
Dan Manville (P39731)	2014		
Paul Reingold (P27594)	2014	Ex Officio Council Members	
Richard Stapleton (P38793)	2014	Jessica Peterson (P69532)	n/a
Monica Jahner (Associate Member)	2014	Michelle VanDusen	n/a
John A Shea (P37634)	2013	Sheriff Robert (Rick) Beracy	n/a
Sandra L. Bailiff Girard (P33274)	2013	Patricia A. Streeter (P30022)	n/a
Gary M. Kasenow (P38304)	2013		
(vacant)	2013		
Pete Martel (Associate Member)	2013	Representative Assembly Liaison	
Avar Laws-Wright (P71704)	2012	Bruce Barton (P10512)	
Kathleen Schaefer (Associate Member)	2012	Commissioner Liaison	
Jessica L. Zimelman (P72042)	2012	Laruin' C Roberts Thomas (P45515)	n/a
Steve Gobbo (P56521)	2012		
(vacant)			

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Council Meeting Schedule:

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

Meeting Type	Date	Location
Annual Membership Meeting & Program	09/16/11	Dearborn Hyatt
Monthly Meeting	10/01/11	State Bar Building, Lansing
Monthly Meeting	11/05/11	State Bar Building, Lansing
Monthly Meeting	12/03/11	State Bar Building, Lansing
Monthly Meeting	01/07/12	State Bar Building, Lansing
Monthly Meeting	02/04/12	State Bar Building, Lansing
Monthly Meeting	03/03/12	State Bar Building, Lansing
Monthly Meeting	04/07/12	State Bar Building, Lansing
Monthly Meeting & Program	05/05/12	State Bar Building, Lansing

General Budget Information: This was the first year in which the Prison and Corrections Section charged section dues of \$30. Also, the Section broke even (maybe even made \$50 or so) on its annual program.

Events and/or Seminars:

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

Event or Seminar Title	Date	Location
YLS Annual Summit partner	6/16/12	Book-Cadillac, Detroit
Annual Training: Presentence Investigation Reports and Risk Assessment Tools in the Michigan System	06/02/12	State Bar Building, Lansing
Newsletter Publication, <i>Prisons and Corrections Forum</i> , Vol 12, No 1, Spring 2012	April 2012	
Newsletter Publication, <i>Prisons and Corrections Forum</i> , Vol 11, No 2, Fall 2012	December 2011	
Joint Program with the Criminal Law Section on the Michigan Sex Offenders Registration Act at the Annual Meeting of the State Bar	09/16/11	Dearborn Hyatt

Public Policy issues: The Council took or are in the process of taking positions on the following:

HB4472: opposed prohibition on public funds for representation of inmates defending against an appeal of a MDOC grant of parole.

HB 4374, 4375; SB 0232, 0233: On November 5, 2011, the Section took a position supporting these bills regarding medical commutations and expedited procedures in connection with same, with an amendment that would delete the exclusion of incarcerated sex offenders from the expedited procedures. This position is consistent with that taken by the Section on Jan. 8, 2011, in Sec. 8 of its position statement entitled "Parole Board and Commutation Process."

In ADM 2011-10, the Michigan Supreme Court issued a proposed amendment to MCR 7.118 that would require appointment of counsel to indigent inmates facing an appeal by prosecutor or victim

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

of a MDOC decision to grant the inmate parole. As reflected in the Staff Comment to the proposal, “The concept for this proposal was submitted by the State Bar of Michigan Prisons & Corrections Section. The section asserts that if a prosecutor or victim files an appeal of a decision of the Michigan Parole Board to grant parole, the appellee (the prisoner) should be entitled to be represented by counsel if the prisoner is indigent.” The Section’s proposal was submitted in March 2011; the Section will further comment on ADM 2011-10 before the comment deadline of September 1. In addition, the Section is urging the SBM to issue its resolution in support of the proposed rule amendment.

Recommendations for next Council: Continue policy review relating to Michigan corrections practices.

Other Information: None.

Dated: June 18, 2012

Submitted to: Candace Crowley, Dir. of External Development, ccrowley@mail.michbar.org

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011 - 2012

Section Name: Probate & Estate Planning Section

Mission Statement: The purpose of this Section shall be to enhance and improve the practice and administration of law pertaining to probate and estate planning by the study of statutes, cases, and procedures; by the consideration, drafting, and active support or opposition of proposed legislation; by the providing of advice to courts during the course of pending litigation; by the sponsoring of meetings and institutes (together with publishing and disseminating pamphlets, brochures, a journal of the Section, and legal writings) as a means of educating members of the Bar and the public, all in connection with advancing the proper preparation of wills, trusts, tax returns, and other documents; the efficient administration of trusts as well as estates of decedents, minors, incompetents, and missing persons; and the advance planning for the orderly disposition of property, minimization of taxes, and well being of persons.

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	George W. Gregory (P32052)	2855 Coolidge Highway, Suite 103, Troy, MI 48084	248-647-5700	GGegory@GGregoryonline.com
Chair-Elect	Mark K. Harder (P434473)	85 E 8th St Ste 310 Holland, MI 49423	616-396-3225	mharder@wnj.com
Vice-Chair	Thomas F. Sweeney (P21201)	151 S Old Woodward Ave Ste 200 Birmingham, MI 48009	248-988-5867	tsweeney@clarkhill.com
Secretary	Amy N. Morrissey (P48271)	345 S Division St Ann Arbor, MI 48104	734-995-9731	amorrissey@westermanpc.com
Treasurer	Shaheen I Imami (P54128)	31300 Northwestern Hwy Farmington Hills, MI 48334	248- 865-8810	sii@probateprince.com

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Council Members	Term	Council Members	Term
William J. Ard (P54833)	2009-2012	Darlene A. O'Brien (P33182)	2010-2013
Ellen Sugrue Hyman (P57347)	2009-2012	Rebecca A. Schnelz (P55685)	2010-2013
Patricia M. Ouellette (P53725)	2009-2012	Marlaine C. Teahan (P56603)	2010-2013
James P. Spica (P37303)	2009-2012	Christopher A. Ballard (P47015)	2011-2014
James B. Steward (P23098)	2009-2012	George F. Bearup (P24647)	2011-2014
Robert P. Tiplady, II (P57119)	2009-2012	J. David Kerr (P15910)	2011-2014
Susan M. Allan (P31301)	2010-2013	David M. Murkowski (P35026)	2011-2014
Constance L. Brigman (P60070)	2010-2013	Robert M. Taylor (P29396)	2011-2014
Marguerite Munson Lentz (P30583)	2010-2013	Nancy A. Welber (P34533)	2011-2014

Council Meeting Schedule:

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

Meeting Type	Date	Location
Annual Meeting & Council Meeting	September 17, 2011	University Club of Michigan State University 3435 Forest Road Lansing, MI
Council Meeting	October 22, 2011	Somerset Inn, 2800 West Big Beaver Road Troy, MI 48084
Council Meeting	November 12, 2011	University Club of Michigan State University 3435 Forest Road Lansing, MI
Council Meeting	December 17, 2011	University Club of Michigan State University 3435 Forest Road Lansing, MI
Council Meeting	January 21, 2012	University Club of Michigan State University 3435 Forest Road Lansing, MI
Council Meeting	February 18, 2012	University Club of Michigan State University 3435 Forest Road Lansing, MI
Council Meeting	March 17, 2012	University Club of Michigan State University 3435 Forest Road Lansing, MI
Council Meeting	April 14, 2012	University Club of Michigan State University 3435 Forest Road Lansing, MI
Council Meeting	June 9, 2012	University Club of Michigan State University

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

		3435 Forest Road Lansing, MI
Annual Meeting & Council Meeting	September 8, 2012	University Club of Michigan State University 3435 Forest Road Lansing, MI

General Budget Information:

The Budget for the Fiscal Year Ending September 2012 and Actual Expenditures Through February 2012 are Shown Below

Item	Budget	Through February 41.66% of Year	% of Budgeted
Revenue			
Dues	\$115,000	\$ 115,465	100%
Other	<u>700</u>	<u>144</u>	<u>21%</u>
Total	\$115,700	\$ 115,609	100%
Disbursements			
Journal	\$ 27,500	\$ 9,902	36%
Chairperson's Dinner	6,000	4,842	81%
Travel	16,500	8,416	51%
Lobbying	30,000	12,000	40%
Meetings	12,000	4,776	40%
Long Range Planning	2,500	-0-	0%
Support for Annual Institute	12,000	5,300	44%
Amicus Briefs	10,000	-0-	0%
Listserv	850	280	33%
Postage	100	-0-	0%
Telephone	500	16	3%
Other	<u>300</u>	<u>311</u>	<u>104%</u>
Total	\$118,250	\$ 45,842	39%
Increase (Decrease)	(\$ 2,500)	\$ 69,767	

Cash balance with State Bar of Michigan as of February 29, 2012 was \$253,279.

Membership Dues are almost all received in October and November of each year. Expenditures are spread throughout the year and many are not ratable.

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Events and/or Seminars:

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

Event or Seminar Title	Date	Location
21st Annual Drafting Estate Planning Documents Seminar Cosponsored with ICLE	January 19, 2012 February 16, 2012	GVSU, Grand Rapids Inn at St. John's, Plymouth Also on demand with ICLE
Making Sense of Medicare Cosponsored with ICLE and the Elder Law and Disability Rights Section	January 25, 2012	Webcast on demand with ICLE only
Estate Planning for Retirement Assets Cosponsored with ICLE	February 2, 2012	Inn at St. John's, Plymouth Also on demand with ICLE
2012 Medicaid & Health Care Planning Update Cosponsored with ICLE and the Elder Law and Disability Rights Section	April 4, 2012 April 26, 2012	GVSU, Grand Rapids Inn at St. John's, Plymouth Also on demand with ICLE
Estate & Financial Planning for Families with Special Needs Children Cosponsored with ICLE and the Elder Law and Disability Rights Section	April 26, 2012	Inn at St. John's, Plymouth
52nd Annual Probate & Estate Planning Institute Cosponsored with ICLE	May 17-19, 2012 June 15-16, 2012	Grand Traverse Resort, Acme Inn at St. John's, Plymouth
Drafting and Estate Plan for an Estate Under \$5 Million Cosponsored with ICLE	June 26, 2012 September 12, 2012	Inn at St. John's, Plymouth Inn at St. John's, Plymouth
19th Annual Drafting Estate Planning Documents Cosponsored with ICLE	Recorded February 6, 2010	On demand with ICLE
2010 Medicaid & Health Care Planning Update Cosponsored with ICLE and the Elder Law and Disability Rights Section	Recorded April 22, 2010	On demand with ICLE
20th Annual Drafting Estate Planning Documents Cosponsored with ICLE	Recorded February 8, 2011	On demand with ICLE
Administration of Trusts Under the Michigan Trust Code Cosponsored with ICLE	Recorded October 5, 2010	On demand with ICLE
Estate Planning for Second Marriages & Non-Traditional Families	Recorded December 2, 2010	On demand with ICLE

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

Legislative issues: The Probate & Estate Planning Section, usually working with and through our lobbyist, Rebecca Bechler of Public Affairs Associates, takes an active role in legislative matters. We are concerned with legislative developments which affect estates, trusts, guardianships, conservatorships, and probate which can arise in a variety of ways. This legislative year we took public policy positions on:

HB 5154 Proposed change to the Uniform Principal & Income Act to allow for more flexibly qualifying some investments for the Federal Estate Tax Marital Deduction.

SB 0092 We did not support the initial bill but did support its substitute which will require an agent to acknowledge the agent's responsibilities before acting under a power of attorney.

[SB0777](#) The Insurance Code of 1956, Life Insurance & Annuity Replacement Regulation

(Support in principle legislation designed to stop churning of insurance and annuity policies)

[SB0907](#) General Property Tax Act, Principal Residence Exemption (Oppose legislation designed to narrow the application of the Principal Residence Exemption)

[SB0978](#) Estates and Protected Individuals Code (Support decanting)

[SB0979](#) Personal Property Trust Perpetuities Act (Support decanting)

[SB0980](#) Powers of Appointment Act (Support decanting)

[MCL 600.5838](#) (Support Statute of Repose for Attorneys)

[2010-19](#) Amendment of Subchapter 7.100 of the MI Court Rules

[MCL 211.7dd](#) (Support legislation designed to expand the application of the Principal Residence Exemption)

[MCL 700.5314\(C\)](#) (Support legislation to expand guardian's authority to make medical treatment decisions)

[Do-No-Resuscitate Procedure Act MCL 333.1052](#) (Support legislation to expand guardian's authority to make medical treatment decisions)

[MCR 5.801](#) (Support Michigan Court Rule changes to the appeals process)

Other Information: Tom Sweeney, with assistance from ICLE, notably Jeff Kirkey, has put together a wonderful program for the 52nd Annual Probate & Estate Planning Institute. The Grand Traverse Resort, Acme, presentation will be May 17-19, 2012 and the Inn at St. John's, Plymouth, presentation will be June 15-16, 2012. Registration is in line with last year. More information is online www.icle.org/probate. This is a subsidized program for Section members.

We also have other ongoing educational projects with ICLE. Judge Phillip E. Harter has left the bench and works with Chalgian & Tripp law firm. However, the materials for lawyers at the Calhoun County web site has migrated to ICLE at <http://www.icle.org/modules/probatesection/epic/>. This is another valuable example of Section dues at work.

We are also working with ICLE on an educational website for section members only. This site will contain the latest breaking trends and news. In addition it will become the home of some of Judge Harter's work on the EPIC Q&A and Judicial Decisions. ICLE promises that it will be operational in June. The mock up looks like an exciting new service for Section members. This site started as a blog, but this does not adequately describe the mock up. This started as a project designed to make the *Probate & Estate Planning Journal* archives searchable for members, but it has gone far beyond that. Yet another example of Section dues at work.

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

The Council, mostly through its committees, is working on:

- (1) Trying to get the Court Rules changed to have a single route of appeal from the Probate Court, Marlaine Teahan and her Court Rules, Procedures and Forms Committee have not let anybody stop them in their efforts to modify Rule 5.801, although some have succeeded in slowing them down and the Revised Judicature Act is being reviewed for potential clarification on this issue;
- (2) Marlaine Teahan and the Court Rules, Procedures and Forms Committee, have also been monitoring technological change;
- (3) Meg Lentz and the Power of Attorney Committee continue to work with the legislature to arrive at a new power of attorney law;
- (4) Obtaining creditor protection for inherited IRAs as part of revisions to the Revised Judicature Act - this opportunity was recently brought to our attention by Nancy Welber;
- (5) Constance Brigman and her Guardianships, Conservatorships and End of Life Committee continue to work towards a mutually acceptable arrangement with other stakeholders in a Family Consent Law, Physicians for Life-Sustaining Treatment (POLST) procedures, and a modified guardians and DNR law;
- (6) James Steward and his Committee on Specialization and Certification have reviewed the laws of other states and drafted proposals for rules in Michigan;
- (7) Josh Ard and the Web Site Advisory Committee oversaw the transition of Section Listserv to a new platform and are reviewing our Section Website;
- (8) James Spica has drafted a proposed decanting statute which is reflected in Senate Bills 978, 979 and 980 introduced by Senators Tonya Schuitmaker and Rick Jones;
- (9) Getting our site on the State Bar of Michigan website restricted to members of the Section;
- (10) Thomas Sweeney and his Insurance Committee have drafted a proposed bill ensuring that a trust would have an insurable interest when the insured is the settlor of a trust or when the insured is someone in whom the settlor has an insurable interest; and
- (11) Douglas Mielock and his Statute of Repose Committee have drafted a proposed statute of repose which would require legal malpractice lawsuits to be brought on an estate plan within six years of drafting the estate plan.
- (12) Ellen Sugrue-Hyman and the Pamphlet Committee have updated several of the Section's pamphlets.
- (13) David Kerr & Ethics Committee work on Michigan Rules of Professional Conduct
- (14) Rebecca Schnelz and the Online Guidance for Non-Lawyers Committee exploration of ways to better our Section website.

Other areas which we can only monitor at this point include:

- (1) The proposed self-help website which will be funded in part by a grant from the Michigan State Bar Foundation (the Solutions of Self Help Task Force or SOSTF). Views on the Council vary from horror at the idea of fill in forms being made available to compete with hard working lawyers to delight at providing access to the legal system for the impoverished. This topic and the posting of forms by another section did generate a lot of discussion in the past and has turned Janet Welch, Executive Director of the Michigan State Bar, into an attendee at our Council meetings. Thank you Janet for keeping us informed. How do you feel? I am sure this will emerge as a discussion topic on the Probate listserv;
- (2) Work done by others on a definition of the "practice of law" on its way to the State Bar of Michigan Representative Assembly;

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

- (3) Encouraging the Michigan State Bar to allow us to get information so that we can send a hard copy of the Probate & Estate Planning Journal to those members who want a hard copy and an electronic copy to those who want an electronic copy; and
- (4) Changes to Ethics Rule 2 which would require all attorneys to have a plan to safeguard their clients in the event of the attorney's death or disability. This has been a problem upon the death or disability of some sole practitioners.

There are no plans to change dues.

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Our present committee composition is:

2011-2012 Committee Assignments

Standing Committees

George W. Gregory, Chair
Mark K. Harder, Chair-Elect

Budget

Shaheen Imami, Chair
George Gregory
Amy Morrissey

Bylaws

Rebecca Schnelz, Chair
Robert P. Tiplady

Long-Range Planning

Mark Harder, Chair
Dirk Hoffius
Steve Jones
Nancy Little
Douglas Mielock
Susan Allan
Constance Brigman
David Kerr
Hon. Darlene A. O'Brien
James Spica
John Arenz
Rhonda Clark-Kreuer
Kevin Cotter
Wendy Par Holtvluwer

Annual Meeting

Mark Harder

Awards Committee

Douglas Mielock, Chair
Amy Morrissey
Brian V. Howe
Hon. Phillip Harter

Committee on Special Projects

James B. Steward, Co-Chair
Marlaine Teahan

Legislation

Marlaine Teahan, Chair

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

George W. Gregory
William J. Ard
Mark Kellogg
Harold Schuitmaker
Sharri Rolland-Phillips

Amicus Curiae

Ellen Sugrue-Hyman, Chair
Melisa M. W. Mysliwicz

Probate Institute

Tom Sweeney, Chair

State Bar Journal

Amy Morrissey, Chair

Pamphlets

Ellen Sugrue-Hyman, Chair
Rebecca A. Schnelz
James B. Steward
Marlaine C. Teahan
Neal Nusholtz

Section Journal

Nancy L. Little, Chair
Melisa M. W. Mysliwicz
Mary Schrauben

**ListServ/Electronic
Communication/Technology**

W. Josh Ard, Chair
Rhonda M. Clark-Kreuer
Steve Dunn

Ethics

David Kerr, Chair
Robert Tiplady
W. Josh Ard

**Unauthorized Practice and
Multidisciplinary Practice**

Bob Taylor, Chair
Shaheen I. Imami
Patricia Ouellette
Amy Tripp

Court Rules, Procedures and Forms

Marlaine C. Teahan, Chair
Hon. Phillip Harter

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Ellen Sugrue-Hyman
Douglas Mielock
Rebecca S. Schnelz
Shaheen Imami
James F. (JV) Anderton
Gary L. Chambon, Jr.
Melinda V. Sheets

Ad Hoc Committees

Updating Michigan Estate/Trust Law

Robert Tiplady, Co-Chair
Shaheen Imami
Meg Lentz
Christine Savage
Hon. Phillip Harter
Chris Ballard
Richard Mills
Michael Lichterman

Insurance

Thomas F. Sweeney, Chair
Stephen C. Rohr
James Spica
Geoffrey Vernon
Steve Elkins

Transfer on Death Deed

W. Josh Ard, Chair
Melisa Mysliwicz
Douglas Mielock
Katie Lynwood
Steve Dunn
George Bearup

**Online Guidance
for Non-lawyers**

Rebecca Schnelz, Chair
Hon. Phillip Harter
Hon Darlene O'Brien
Marlaine Teahen
Kathleen M. Goetsch
Neal Nusholtz
Ellen Sugrue-Hyman
Mike Rutkowski

Decanting Irrevocable Trusts

James Spica, Chair
Mark Harder

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Marilyn Lankfer
Meg Lentz
Richard Mills
Susan Allen
Carol Sewell

Power of Attorney

Meg Lentz, Chair
James B. Steward
Susan Allan
Rachel Zapczynski
Hon. David M. Murkowski

Statute of Repose

Douglas Mielock, Chair
John Scott
John Bos
Amy Morrissey
George Bearup

Transfer Tax

Lorraine New, Chair
Marguerite Lentz
Thomas F. Sweeney

Guardianships, Conservatorships and End of Life

Constance Brigman, Chair
Rhonda M. Clark-Kreuer
Hon. David M. Murkowski
Rebecca A. Schnelz
Hon. Phillip Harder
W. Josh Ard
Michael Bartnik

Specialization and Certification

James B. Steward, Chair
William J. Ard
Wendy Parr
Patricia Ouellette
Ron Berridge
Richard Siriani
Belinda Fitzpatrick

Estate Recovery From a Probate and Estate Planning Perspective

Shaheen Imami, Chair
J. David Kerr
Constance Brigman
Hon. David Murkowski
Chris Ballard
Melisa Mysliwicz

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Specialty Areas & Liaison

Charitable Giving/Exempt Organizations

Robin D. Ferriby, Chair
Tracy A. Sonneborn
Rick Mills
Michael Bartnik

ICLE – Liaison

Jeanne Murphy, Chair
Tess Sullivan
George W. Gregory
Marguerite Lentz
W. Josh Ard
Hon. Phillip Harter (website only)
Amy Morrissey

Probate Registers

Rebecca Schnelz, Chair
Michael McClory

Elder Law/Liaison to Elder Law Section

Amy Tripp

Business Law and Business Law Section Liaison

John Dresser

Liaison with Michigan Bankers Association

Susan Allen

Family Law and Liaison to Family Law Section

Patricia M. Ouellette

Probate Judge's Association Liaison

Hon. Phillip Harter
Hon. David Murkowski
Hon. Darlene O'Brien

Tax Section Liaison

Fred Hoops, III

Liaison to the State Bar

Edward L. Haroutunian

Law School Liaison

William J. Ard

Liaison to the SCAO Forms Committee

Marlaine Teahan

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

Membership

Presently at 4,309

By-Laws

At our official website at <http://michbar.org/probate/councilinfo.cfm>. Except for dues increases in 1996 and 1997, they have not been amended since 1994.

Publication

Our flagship publication, edited by Nancy Little, is the *Probate & Estate Planning Journal*. Prior issues are on our official website at <http://michbar.org/probate/journal.cfm>.

Awards

The Probate & Estate Planning Section Council honored John A. Scott of the law firm of Scott & Huff, P.C., of Traverse City, with its 2011 Michael W. Irish Award. The award is given in honor of the late Michael W. Irish to the member of the Section who best epitomizes service to the Section, to the trusts and estates practice generally, and to the community.

John Scott created the Institute of Continuing Legal Education Annual Drafting Estate Planning Documents seminar series, moderated it and presented at it for twenty years. He often presented at other seminars sponsored by the Institute of Continuing Legal Education and/or the Probate & Estate Planning Section including the Annual Probate & Estate Planning Institute, the Family & Closely Held Business Institute and the Solo & Small firm Institute. He co-authored the "Will Contests and Will Construction" chapter of *Michigan Probate Litigation* (ICLE) with Michael A. Shields.

He has and continues to serve on the Boards of Directors of Saving Birds Thru Habitat and the Leelanau Community Cultural Center. In addition to being a member of the Probate & Estate Planning Section of the State Bar of Michigan he is a member of the Real Estate and the Master Lawyers Sections; the Colorado Bar Association; and the Grand Traverse, Leelanau and Antrim County Bar Associations.

John Scott served from 1990 to 2002 on the Council of the Probate & Estate Planning Section including all of the officer positions culminating with being the Chair for 2001 - 2002. He is a fellow of the American College of Trust and Estate Counsel and is currently its Michigan State Chair.

Addendum as to Council Meetings:

The Committee on Special Projects Meeting, generally starting at ~~8:00~~ 8:30 or 9:00 a.m. , depending on the items which needs to be covered is open to all members of the Section and all members can vote. It usually is the last committee to address new items before they are brought to the Council. It recommends items to the Council. The majority of the time the Council follows its recommendations. The Council Meeting starts at 10:15 a.m. and usually ends around noon. Lunch is generally available for those who attend the meetings and stay. Notices of the meeting are published on the Section Listserv (members can sign up at the State Bar of Michigan). Agendas are

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

published at the Probate & Estate Planning Section website on the State Bar of Michigan website. Meetings are generally held at the University Club of Michigan State University, 3435 Forest Road, Lansing, MI. A notable exception is the first meeting after the Annual Meeting which elects officers. That meeting is held in the hometown of the incoming Chairperson of the Section.

Reports must be submitted before May 31, 2012 to:

Jennifer Williams
Administrative Assistant
306 Townsend Street, Lansing MI 48933
Email: jwilliams@mail.michbar.org
Phone 517-367-6421 Fax: 517-372-1139

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-2012

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 promot

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	C. Kim Shierk P#37694	40701 Woodward Ave. Ste. 235 Bloomfield Hills, MI 48304	248-203-2040	kshierk@mnds-pll.com
Chair-Elect	Ronn S. Nadis P#35638	32255 Northwestern Hwy. Ste. 200 Farmington Hills, MI 48334	248-865-3700	rnadis@tnnlaw.com
Vice-Chair	Ronald E. Reynolds P#40524	33493 W 14 Mile Road Ste. 100 Farmington Hills, MI 48332	248-851-3434	ron@brrlawyers.com
Secretary	Brian P. Henry P#33876	650 E Big Beaver Rd, Troy, MI 48083	248-502-1400	bhenry@orlans.com
Treasurer	David E. Pierson P#31047P	1305 S. Washington Ave. Ste. 102 Lansing, MI 48910	517-482-4890	dpierson@malansing.com

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Member	Term	Member	Term
Melissa N. Collar P# 51781	2012	Gregory J. Gamalski P#36034	2014
Gregg A. Nathanson P# 39029	2012	Catharine B. LaMont P#32231 (Land Titles)	2013
Glen M. Zatz P# 37115	2012	Clay B. Thomas P#56927 (CLE)	2013
Lorri B. King P#42564	2013	Melissa B. Papke P#67083	2014
Richard D. Rattner P#19249	2013		
Nicholas P. Scavone P#47138	2013		
David E. Nykanen P#47763	2013		
Jeffrey D. Weisserman P#40470	2013		

Council Meeting Schedule:

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

Meeting Type	Date	Location
Council Meeting	October 5, 2011	Butzel Long, Bloomfield Hills
Council Meeting	November 2, 2011	Butzel Long, Bloomfield Hills
Council Meeting	December 7, 2011	Pizzeria Biga, Southfield
Council Meeting	January 11, 2012	Butzel Long, Bloomfield Hills
Council Meeting	February 8, 2012	Butzel Long, Bloomfield Hills
Council Meeting	March 28, 2012	Butzel Long, Bloomfield Hills
Council Meeting	May 2, 2012	Butzel Long, Bloomfield Hills
Council Meeting	July 20, 2012	Boyne Mountain Resort, Boyne Falls, MI
Council Meeting	September 20, 2012	Annual Meeting, DeVos Place, Grand Rapids, MI

General Budget Information: While the Section's finances remain strong, income and expenses are being closely monitored. In addition, the Section has been making efforts to lower its accumulated income account with the State Bar by pursuing new initiatives and educational programs focused on newer members of the State Bar

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 – Risks & Rewards of Residential Real Estate: Navigating the Road to Buying, Selling or Otherwise	October 6, 2011	The Townsend Hotel, Birmingham

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Owning Residential Real Estate in a Challenging Market		
Homeward Bound: RPLS/ICLE – Live and Webcast “Strategies and Pitfalls Associated w/ Loan Workouts, Purchase of Distressed Assets and Foreclosures”	November 3, 2011	St. John Conference Center, Plymouth
Homeward Bound: RPLS/ICLE – Live and Webcast “Real Estate Brokerage: Basics & Beyond”	December 1, 2011	St. John Conference Center, Plymouth
Groundbreaker Breakfast Roundtables: RPLS – "The Lawyer's Role in New Commercial Financing"	January 19, 2012	The Townsend Hotel, Birmingham
Homeward Bound: RPLS/ICLE – Live and Webcast "Title Insurance in Turbulent Times"	February 3, 2012	St. John Conference Center, Plymouth
RPLS/ICSC	February 9, 2012	Suburban Collection Showcase, Novi
2012 Winter Conference "Redevelopment after the Great Recession - Lessons from the Sunshine and Great Lake States	March 15-17, 2012	Loews Portofino Bay Hotel At Universal Orlando, Universal Orlando Resort, Florida
Groundbreaker Breakfast Roundtables: RPLS – "Unexpected Recourse Liability in a Non-Recourse World"	April 19, 2012	Detroit Athletic Club, Detroit
Homeward Bound: RPLS/ICLE – Live and Webcast “Commercial Lease Defaults and the Remedies of Landlords, Tenants, and Lenders”	May 3, 2012	St. John Conference Center, Plymouth
YLS Section Summit Reception	June 15, 2012	Westin Book Cadillac, Detroit
2012 Summer Conference "Reinventing Michigan Cities Through Redevelopment	July 18-21, 2012	Boyne Mountain Resort, Boyne Falls, Michigan
Other Programming: May 20, 2011 – Co-sponsor - Second Annual Urban Farming Symposium	May 18, 2012	University of Detroit Mercy Law School, Detroit
"Quick Hits" Commercial Promissory Notes and	October 19, 2012	Jaffe Offices. Southfield

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Mortgages"		
"Quick Hits" Residential Transactions Boot Camp Video-Conference Program - "Can you help me buy or sell my house?"	February 15, 2012	Dickinson Wright Offices - Troy & Grand Rapids
Pizza & Property	March 22, 2012	University of Detroit Mercy Law School, Detroit
"Quick Hits" Residential Transactions Boot Camp II - Video-Conference Program Playing "Where's Waldo" for Title & Survey Issues	April 17, 2012	Dickinson Wright Offices - Troy & Grand Rapids
Meet & Greet	May 17, 2012	The State Bar, Detroit
"Quick Hits" Residential Transactions - "Closing Documents"	June 12, 2012	Dickinson-Wright Offices - Troy and Grand Rapids

Legislative issues: In addition to monitoring new legislation and responding to requests from the Michigan Supreme Court and others to file amicus curie briefs on real estate issues of importance, the Section has initiated a series of meeting with particular legislators to inform them of the Section's mission and expertise so that the Section can get involved with legislative real estate initiatives before new legislation is entered. In all cases, the Section tries to limit its comments and recommendations without bias toward any particular constituency (the Section strives to be neither pro borrower, pro lender, pro developer of pro municipality).

Recommendations for next Council: We believe that future Council should continuing pursuing outreach and educational programs for newer members of the State Bar and expand participation in the Section by real estate lawyers located outside of southeast Michigan. Future Council should also continue to support the eNewsletter, coordinate the timing and topics between the eNewsletter and the RPLS Review (the quarterly hard-copy published scholarly journal of the Section), monitor the deliver mode for the RPLS Review and support the new media efforts of the Section on LinkedIn and Facebook.

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Other Information: We have a large number of Special Committees which hold educational and networking meetings throughout the State of Michigan. The following is a list of the Special Committees:

Bankruptcy Debtor Creditors Rights
Commercial Leasing of Real Estate
Commercial Real Estate Finance
Condominiums PUDs and Cooperatives
Commercial Real Estate Development and Ownership
Construction
Eminent Domain
Environmental Law and Energy Law
Federal Tax Aspects of Real Estate Transactions
Residential Transactions
State and Local Taxation
Title and Conveyancing
Water Law
Zoning and Land Use

Reports must be submitted before May 31, 2012 to:

Jennifer Williams
Administrative Assistant
306 Townsend Street, Lansing MI 48933
Email: jwilliams@mail.michbar.org
Phone 517-367-6421 Fax: 517-372-1139

STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT

FY 10-11 / General Budget Information:
 Revenue 20000
 Expend 21000

Fund Balance 9370

expect similar
for FY 2011-12

Events and/or Seminars:

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

Event or Seminar Title	Date	Location
Annual Meeting	October 14, 2012	LIVONIA
Winter Seminar	February 10, 2012	E. LANSING
Summer Seminar	June 22, 2012	Ann Arbor

Legislative issues: None this year.

Recommendations for next Council: Continue excellent seminars/education opportunities for members.

Other Information: Excellent year so far.

Reports must be submitted before May 31, 2012 to:

Jennifer Williams
 Administrative Assistant
 306 Townsend Street, Lansing MI 48933
 Email: jwilliams@mail.michbar.org
 Phone 517-367-6421 Fax: 517-372-1139

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Bar Year: 2011-2012

Section Name: Taxation Section

Mission Statement: The Section, as a representative of the legal profession, shall serve its members and the public through education and leadership in efforts to achieve an equitable, efficient, and workable tax system. The purpose of this Section is to improve public understanding of, confidence in, and respect for the federal, state and local tax systems; to provide leadership in simplifying and improving the federal, state and local tax systems; to provide unbiased, thoughtful and timely input into the legislative and administrative process at the national, state and local levels; To promote and maintain an active, vigorous, growing and interested Section membership; To provide programs and services of unique quality which promote professionalism, competence and ethical conduct; to provide a forum for communication among Section members and interchange between the public and private sectors

Officers and Council Members:

Officer	Name	Address	Telephone	Email
Chair	Warren J. Widmayer P35123	538 N. Division Ann Arbor, MI 48104	734-662-0222	warren@fw-pc.com
Chair-Elect	Wayne Roberts P62706	300 Ottawa Ave., NW, Suite 700, Grand Rapids, MI 49503	616-776-7514	wroberts@dykema.com
Secretary	Marjorie Gell P46974	111 Commerce Ave. SW Grand Rapids, MI 49503	616-301-6823	gellm@cooley.edu
Treasurer	Lynn A. Gandhi P60466	660 Woodward Ave 2290 First National Bldg. Detroit, MI 48226	313-465-7646	lgandhi@honigman.com

Member	Term	Member	Term
Paul V. McCord – P61138	2012		
Gary M. Remer – P57230	2012		
Gary Glenn – P31897	2012		
Michael Antovski – P57175	2013		
Marla S. Carew – P58525	2013		
George V. Cassar – P55724	2013		
Alexander Domenicucci – P58898	2014		
Carolee Kvorciak Cameron – P57484	2014		
Daniel M. Houlf – P38527	2014		

**STATE BAR OF MICHIGAN
SECTION ANNUAL REPORT**

Council Meeting Schedule:

Meeting Type	Date	Location
Council Meeting	November 3, 2011	Honigman, Bloomfield Hills, MI
Officer Meeting	November 18, 2011	Telephone Conference
Officer Meeting	December 15, 2011	Telephone Conference
Council Meeting	January 5, 2012	Dykema, Bloomfield Hills, MI
Officer Meeting	February 9, 2012	Telephone Conference
Council Meeting	March 1, 2012	Maddin Hauser, Southfield, MI
Officer Meeting	March 29, 2012	Telephone Conference
Council Meeting	April 19, 2012	Varnum, Novi, MI
Council Meeting	June 14, 2012	Cooley Law School, Ann Arbor, MI
Officer Meeting	July 19, 2012	Telephone Conference
Council Meeting	September 27, 2012	Novi Chop House, Novi, MI
Annual Meeting	September 27, 2012	Novi Chop House, Novi, MI

General Budget Information:

The Taxation Section started the fiscal year with approximately \$89,000 on hand and budgeted revenue of \$57,600 and expenses of \$70,370. Major budgeted expenses include \$13,000 for Committee Meetings, \$15,000 for the Annual Tax Conference, \$10,000 in grant assistance to low income taxpayer clinics, \$8,500 for the publication of the Section's *Michigan Tax Lawyer* journal, and \$5,000 in compensation for the Program Facilitator.

Events and/or Seminars:

Event or Seminar Title	Date	Location
After Hours Tax Law Series	October 6, 2011	Inn at St. John's, Plymouth, MI
Michigan Tax Conference	November 9, & 10, 2011	Rock Financial Showplace
After Hours Tax Law Series	November 15, 2011	Webcast
After Hours Tax Law Series	January 28, 2012	Webcast
Best Practices Seminar	March 13, 2012	Wayne State University, Detroit, MI
Sal Tripodi/ERISA Seminar	March 22, 2012	Sheraton Detroit-Novi, Novi, MI
Tax Court Luncheon	April 17, 2012	Doubletree Hotel, Detroit, MI
409A Failures – Correcting Within and Outside of the IRS Formal Correction Programs	April 18, 2012	Sheraton Detroit-Novi, Novi, MI
Annual Tax Conference	May 1, 2012	Inn at St. John's, Plymouth, MI
Cross-Border Tax Issues Related to Estate Planning	August 8, 2012	Warner, Norcross & Judd LLP, Southfield, MI
SALT Committee Mixer	August 23, 2012	Dykema, Lansing, MI

Each of the seven substantive committees held or hold two or more meetings consisting of educational seminars or presentations per year. Those involving guest speakers from outside of the Section are listed above.

STATE BAR OF MICHIGAN SECTION ANNUAL REPORT

Legislative issues:

The Section has taken action or adopted positions regarding the following legislative issues during this year, most of which are available at <http://www.michbar.org/tax/publicpolicy.cfm> :

- **Michigan Corporate Income Tax Apportionment.** The Section commented on issues relating to flow-through entity income sourcing under the new corporate income tax law and urged the adoption of an apportionment approach consistent with unitary group taxation principles.
- **Retroactive Tax Legislation.** The Section urged the Michigan legislature to abandon the practice of retroactively amending tax statutes, particularly as a method to overturn judicial decisions.
- **Third-Party Auditor Contingent Fee Arrangements.** The Section adopted a policy position opposing the current practice of the Michigan Department of Treasury to hire third-party auditors under contingent fee arrangements to examine and assess liability for taxes or unclaimed property.
- **Offer in Compromise.** The Section reiterated its support of efforts to adopt a Michigan offer in compromise program similar to the program administered by the Collection Division of the Internal Revenue Service.
- **Officer Liability.** The Section is studying and developing a position regarding efforts to modify the provisions of Michigan law imposing liability for unpaid entity taxes on the officers of delinquent entities.

Recommendations for next Council: Continue to focus on outreach to law students and young lawyers. Continue to develop sound and well-reasoned positions on tax law and administration at the state level, consistent with the Section's mission statement. Focus on the Committees, as they provide practice-focused service and the first point of access to the Section by many members.

Other Information: Michigan Tax Lawyer published 3 time a year and available on Lexis; co-sponsorship of After Hours Tax Seminars with ICLE; seven standing substantive committees with active programming or membership throughout the year (meetings and other educational programs for Section members); grants made to organizations assisting low-income taxpayers; awards given to law students; outreach meetings with area law students; creation of a "Young Tax Lawyers" Committee in the 2011-2012 year.

Standing Committees:

Business Entities
Employee Benefits
Estates and Trusts
International Taxation
Practice and Procedure
State and Local Taxation
Young Tax Lawyers

State Bar of Michigan Section Annual Report

Bar Year: 2011-2012

Section Name: Young Lawyers Section

Mission Statement: The Young Lawyer Section of the State Bar of Michigan provides education, information, and analysis about issues of concern through meetings, seminars, the [web] site, public service programs and publication of a newsletter. Membership in the Section is open to all attorneys under 36 years of age or with less than 5 years of practice.

Officer	Name	Address	Telephone	Email
Chair	Brandy Y. Robinson	645 Griswold, #3300 Detroit, MI 48226	313.420.2924	byrobinson@gmail.com
Chair-Elect	Felicia O. Johnson	500 Griswold #810 Detroit, MI 48226	313.224.6459	fjohnson@co.wayne.mi.us
Vice-Chair	Hope V. Shovein	1000 Town Ctr Fl 22 Southfield, MI 48075	248.358.4400	hshovein@brookskushman.com
Secretary-Treasurer	Andrea Irons	38770 Garfield Rd #100 Clinton Tp, MI 48038	586.469.4800	andreairon@gmail.com
Ex-Officio	Maureen McGinnis	1721 Crooks Rd. #101 Troy, MI 48084	248.643.6002	mmcginnis@dmcginnis.com

<u>Terms Expiring 9/30/2012</u>		<u>Terms Expiring 9/30/2013</u>
P68593 Erika Anderson Hayes, Saint Johns		P72801 Syeda Davidson, Auburn Hills
P71025 Andrea Irons, Clinton Township		P66537 Nicholas G. Even, Troy
P70678 Shenique A. Moss, Lansing		P74227 Stephanie Elena Farkas
P71308 Alexandra Nassar, Flint		P73846 Kara Hart-Negrich, Lansing
P71298 Derek Glen Russaw, Troy		P65140 Jennifer M. Harvey, Northville
P63079 Brent George Seitz, Troy		P70099 Mark William Jane, Ann Arbor
P70559 Bonnie R. Shaw, Ann Arbor		P66430 Felicia O. Johnson, Detroit
P73964 Mwanaisha Atieno Sims, Detroit		P74504 Donald Rencher, Lansing
P73703 Marisa Erin Wiener, Birmingham		P64116 Hope V. Shovein, Southfield
		P71660 Lori Smith, Macomb
		P68894 Robert Paul Vance, Flint

Council Meeting Schedule

Meeting Type	Date	Location
Annual Meeting	Thursday, September 15, 2011	Dearborn Hyatt
Ropes Course and Retreat	Saturday, October 8, 2011	UM Challenge Program Campus Inn Hotel, Ann Arbor
Regular Business Meeting	Thursday, November 17, 2011	University Club, Lansing
Regular Business Meeting	Thursday, January 19, 2012	University Club, Lansing
Regular Business Meeting	Thursday, March 8, 2012	University Club, Lansing

Bowling and Business Meeting	Friday, April 20, 2012	Royal Scot Lanes, Lansing
Summit-Only Business Meeting	Thursday, May 17, 2012	Doubletree Hotel, Novi
5 th Annual Summit	Fri-Sat, June 15-16, 2012	Westin Book-Cadillac, Detroit
Regular Business Meeting	Thursday, July 26, 2012	Teleconference
Annual Meeting	Thursday, September 20, 2012	Amway Grand, Grand Rapids

General Budget Information:

The Young Lawyer Section receives an annual allocation of \$62,100 from the State Bar of Michigan to fund its operations. The Section also is allowed to roll over any unused funds from the previous year to increase the amount of programming that can be undertaken by the YLS. The Section also raises revenue by securing sponsorships for programs and charging nominal registration fees to participate in certain programs throughout the year. The YLS Council strives to keep costs low so as not to unduly burden our members.

The budget is prepared by the incoming Chair each year and is divided between the following accounts: Meetings, Annual Meeting, the YLS Summit, Programming for the Bar, Public Service programming, ABA conference travel, newsletter and administrative costs.

Events and Seminars for the 2011-2012 Bar Year:

YLS Council Retreat: The annual Council retreat took an interesting twist this year, with members participating in a medium-impact ropes course before jumping into the business of the YLS back in October of 2011. The Council enjoyed breaking the ice in an unconventional manner, and the experience allowed new members to the group to integrate seamlessly into the fold. A planning session was held later in the day to cover traditional YLS business.

ABA Networking Stroll - Touch 10K (Marisa Wiener)

Held on November 3, 2011 in Birmingham, this ever-popular event was a networking mixer that welcomed new attorneys to the practice of law and provided information on how to become active with the State Bar of Michigan YLS and the ABA Young Lawyers Division.

New Lawyers Admissions Ceremonies (Mwanaisha Sims)

At the prompting of one of our newest members to council, the Young Lawyers Section targeted its outreach to brand-new members of the profession by presenting at local swearing-in ceremonies (DMBA, OCBA, Genesee County, Washtenaw County, Macomb County and others), handing out informational packets, and inviting them to join our list-serv and stay abreast of our diverse programming.

Kimberly Cahill Memorial Reading Program (Lori Smith)

Launched in November of 2011 and held on a monthly basis, this program was designed to introduce area youth to reading and discussion groups, based on a book titled "The Immortal Life Henrietta Lacks." The program is run by Macomb County-based lawyers in conjunction with Cousino High School, and culminates with a student essay about a relevant topic from the book. The program was formulated in honor of late State Bar President, Kimberly Cahill.

Social Skill Series: Wine Tasting (Bonnie Shaw and Mark Jane)

This event was held in November of 2011 at the ever-popular Zingerman's Roadhouse in Ann Arbor. It took the form of a "how-to" session on perfecting the art of wine tasting and matching foods with appropriate wines. The event was held in conjunction with the Women Lawyers Association of Michigan, and a portion of the proceeds was donated to a Safehouse, a local charity near Ann Arbor.

Holiday dinners (Felicia Johnson, Mwanaisha Sims, Brent Seitz, Derek Russaw, Shenique Moss, Donald Rencher and Alexandra Nassar)

- Wayne County (Detroit Rescue Mission Ministries – East Side Location)
- Oakland County (Pontiac Grace Centers of Hope)
- Genesee County (Flint)
- Ingham County (Lansing)

Lansing Holiday Networking Event: Back by popular demand, this event was held in early January of 2012, and was co-sponsored in conjunction with the Lansing Black Lawyers Association and the Ingham County Bar Association Young Lawyers to increase participation in the YLS by young lawyers in the Lansing area.

Interview Workshop: This program was held again in Lansing and co-sponsored with the Lansing Black Lawyers Association to provide practical advice to young lawyers for landing their first job in the legal field.

Mock Trial with Saving Kids of Incarcerated Parents (Syeda Davidson and Brandy Robinson)

Nearly 25 elementary and high school students converged upon the Courtroom of Wayne County Circuit Court Judge Craig Strong to participate in a mock trial based on the Pixar Film Madagascar II in January of 2012. Assisted by several attorney volunteers, the students played the role of judge, jury, bailiff, defense attorney and plaintiff's counsel. Afterwards, students had a lively discussion with the participating lawyers about the practice of law. They also took a tour of Judge Strong's chambers and lock-up facility, and had a chance to interact with the lawyers informally over lunch.

MLK Drum Major for Justice Advocacy Competition: The YLS co-sponsored this annual program again with the D. Augustus Straker Bar Association, the Wolverine Bar Association, and the Association of Black Judges of Michigan in February of 2012. It aims to showcase the extraordinary written and oral advocacy skills of local high school students, who develop a presentation in response to a topic derived from current events. This year's question was whether the late Dr. King would agree or disagree with the tenets of the "Occupy Wall Street" / 99% movement, and the student presentations were powerful and provocative.

Revamping Small-Claims Court Brochure (Kara Hart-Negrich)

The Young Lawyers Section worked closely with the State Bar Staff to update a publication on navigating Small Claims Court for the average lay person.

Fundraiser for Hemophilia Foundation (Andrea Irons)

This event was held in conjunction with the Macomb County Bar in late February 2012 to raise money for the above-referenced charity. Participants supported the event through donations, a 50-50 raffle, and other prizes at Madison's Pub. It was well-received by the membership.

Bar Exam Support to Rising Young Lawyers (Mwanaisha Sims)

As an extension of the fall programs geared towards supporting the newest members of the profession, the YLS Outreach Committee worked hard to have a presence during the February bar exam to show our support for the test-takers. We provided pencils, earplugs, waters, and, of course, relevant information about exciting YLS programs on the horizon. The intent is to make similar efforts for the July Bar Exam takers. The February event was very well received.

Women Pride Conference (Alexandra Nassar)

With Flint-area sororities and community groups, the YLS co-hosted the 2012 P.R.I.D.E. Conference, titled "Empowering Women for the New Millennium." The conference was designed to inspire and empower women to take a vested interest in their future and the city of Flint. It brought out 250 women, and one of the features was a presentation by YLS Council Member Alexandra Nassar on modern contracts, user agreements, and discount programs in relationship to Facebook and other internet sites.

Jump Start your Career Seminar (Jennifer Harvey)

Held in April, 2012, this program involved a panel of experienced attorneys speaking on practical actions young lawyers could take to make themselves more marketable to employers. Topics covered included resume and cover letters that capture attention; interview skills beyond the basics; alternative careers with a JD; and starting your own law practice.

Me? Run for Office? (Maureen McGinnis)

Held in April of 2012, this project was designed to remove the mystery from the process of running for public office, and to allow young lawyers to hear from seasoned elected officials about the virtues and challenges of public service.

Bowling Challenge- YLS v. BOC: April 20, 2012 at Royal Scot Lanes in Lansing. The Board of Commissioners beat out the YLS Council again this year at the annual event designed to develop relationships between the YLS and the BOC, and to raise money for Access to Justice.

Go Comedy Improv Workshop (Syeda Davidson)

This session was held in April of 2012 to teach young lawyers the finer points of persuasive advocacy through the use of actors and other instructors who equipped them to "think on their feet" and respond interactively to questioning.

Law Day Program (Erika Anderson)

Held on law day in May of 2012, this program involved a trip to the courthouse in Lansing where students had an opportunity to participate in a mock trial and lively discussions with attorney volunteers thereafter.

Intro to Practicing Law (Mark Jane and Bonnie Shaw)

Scheduled for early June, this third-annual award-winning program will include a tour and introduction to the Washtenaw County Circuit Court; tips for practicing law in the Eastern District of Michigan federal court in Ann Arbor; a tour and introduction to the 15th Judicial District Court in Ann Arbor; a panel discussion on law practice opportunities for lawyers in Washtenaw County; and a networking reception afterwards.

Summit 2012

The Summit is in its 5th Year, and will take place June 15-16th in downtown Detroit. This year's lineup features some of the Young Lawyers Section's strongest programs, so we expect a strong turnout and broad participation from our Southeast Michigan membership. Highlights from this year's program will include a keynote address by SBM President Julie Fershtman, a public speaking seminar from the Dale Carnegie Group, a persuasive writing seminar, and advice for developing business and starting one's own practice.

Cooley and JTBF High School Summer Program (Brandy Robinson)

In conjunction with Cooley Law School and the Just the Beginning Foundation, the Young Lawyers Section will co-host an intensive week-long immersion program that exposes minority youth to the practice of law. Judges and practitioners from both state and federal court interact with the students and guide them through lectures, mock trials, courthouse proceedings, law school courses, etc. The goal is to increase diversity in the profession, and the program services 30-40 youth.

Cooley CLEO Sophomore Summer Institute (Brandy Robinson)

This program represents a more in-depth extension of the High School Immersion session. Minority students come to Oakland University to live for a portion of the summer, and attend classes on law school coursework, writing, test-taking, LSAT preparation and other useful skills. As with the Just the Beginning Foundation Program, this initiative is designed to build a stronger pipeline of minorities entering the legal profession.

ABA Young Lawyer Division conferences:

State Bar of Michigan Young Lawyers were represented at the ABA YLD Fall and Spring Conferences in Seattle, Washington, and Nashville Tennessee.

The SBM YLS also sent a full panel of delegates to vote on behalf of the State of Michigan at the ABA Midyear Meeting in New Orleans, Louisiana and we anticipate that we will send another full group of voting delegates to the Annual Meeting in August in Chicago.

Legislative Issues:

The Young Lawyers Section did not take positions on any legislation during the 2011-2012 Bar Year.

Recommendations for Next Council:

I would continue to use team-building exercises to develop the collective camaraderie of the council. That said, if such an effort is undertaken next year, there should be enough down-time between the ropes course and the planning meeting to ensure full participation by all Council members. An overnight event might yield better productivity.

I would also continue all efforts to publicize the Council's activities and outreach support to incoming members of the Michigan Bar. We got great responses by attending swearing-in ceremonies and providing support during the bar exam. Developing this more fully would prove beneficial.

Other information:

Feel free to contact me with any questions or concerns.

Brandy Y. Robinson
YLS Chair, 2011-2012 Bar Year
byrobinson@gmail.com
313.598.9325