



Committee Annual Reports

2009-2010

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*Depicts a report from committees as received by July 12, 2010.

STATE BAR OF MICHIGAN 2009-2010 COMMITTEE ANNUAL REPORT

Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and sub entity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or sub entity.

Committee Name: Standing Committee on American Indian Law (67).

Jurisdiction: Review issues of American Indian Law, focusing on the relationship between tribal courts, state courts, and federal courts, and on the promotion of positive relationships between the lawyers of Michigan and the American Indian Community.

Officers and Membership:

William J. Brooks, Chair

Members:

Hon. Timothy P. Connors
Dawn S. Duncan
Ezekiel J. N. Fletcher
Sheila Hackett Gaskell
William S. Gregory
John A. Jarema
Shaun Matthew Johnson
James A. Keedy
James M. Kinney
Charles H. Koop
Denise A McNulty
Joseph P. O'Leary
Michael D. Petoskey
Michael G. Phelan
Kathryn L. Tierney
R. John Wernet, Jr.

Advisors:

Carlos H. Alvarado-Jorquera
John J. Lemire
Aaron C. Schlehuber
John Garett Zevalking

Non-Bar Member:

Jeff Davis, Grand Rapids

Supreme Court Representative Member:

Angela D. Sorrells, Lansing

Law Student Advisor:

Adrea Korthase, Lansing

Commissioner Liaison:

Stephen J. Gobbo, Lansing

State Bar Liaison:

Gregory Conyers

2009-2010 Meeting Schedule:

- Friday, November 13, 2009 Telephone conference
- Friday, January 15, 2010 Telephone conference
- Friday, March 12, 2010 Telephone conference
- Friday, May 14, 2010 Telephone conference
- Saturday, June 12, 2010 Mackinac Island
- Friday, August 13, 2010 Telephone conference
- Friday, October 8, 2010 Telephone conference
- Friday, December 10, 2010 Telephone conference

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

Resources provided by the State Bar of Michigan in support of committee work:

- Assistance in getting conference call for meeting set up.
- Liaison to resources at ICLE.
- Guidance on State Bar requirements for Committee activities.
- Assistance in scheduling/facilities for Committee meeting at Annual Upper Michigan Legal Institute.

Committee Activities: The major activities include:

- Continuation and completion of review of the Michigan Family Law Bench book published by ICLE. Committee members provided input on revisions to the Bench book to ensure that appropriate text and/or cross-references are in the text concerning the Indian Child Welfare, Tribal jurisdiction over family law matters (i.e. support; custody; paternity).
- Other activities included surveying Tribal Court/Local Bar Relations to determine how the tribal courts interact with the local bar. For example, compiling information on what steps do Tribal Courts take to inform the local bar of: Rules for admission to practice and Civil/Criminal Procedures. Also, are the local bar members able to access Tribal laws?
- The Committee also adopted a position on ADM File No. 2008-43, after a thorough review, which provided for numerous amendments to the Michigan Court Rules that were recommended by the Indian Child Welfare Act subcommittee. The Committee recommended one amendment change to the rules as proposed and one recommended change to the staff comment. The State Bar's Executive Committee authorized the Committee to advocate its position. The Committee continued its participation by responding to positions submitted through the Court's comment deadline and by participating in the Public Administrative Hearing. Both of the changes recommended by the Committee were adopted by the Michigan Supreme Court, effective May 1, 2010.

Future Goals and Activities:

- Continue efforts to monitor drafting of revisions to Michigan Court Rules designed to implement responsibilities under the Indian Child Welfare Act.
- Continue to develop relationships with other Committees/Sections within the Bar to raise the profile/familiarity with Indian Law and the role/jurisdiction of Indian tribes and Tribal Courts in the State.

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2009-2010 COMMITTEE ANNUAL REPORT**

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Committee Name: Standing Committee on Annual Meeting

Jurisdiction: Provide assistance in the development and planning for the State Bar's Annual Meetings.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Max R. Hoffman, Jr.	Max R. Hoffman, Jr. Butzel Long PC 110 W Michigan Ave Ste 1100 Lansing, MI 48933-1641	(517) 372-6622	hoffmanm@butzel.com
Staff Liaisons	Nancy Brown Kari Thrush	State Bar of Michigan 306 Townsend Street Lansing, MI 48933	(517) 346-6371	kthrush@mail.michbar.org
Commissioner Liaison	None			

Committee Members:	Others:
David W. Centner	Lynn P. Chard - Advisor
Bruce A. Courtade	Kimberly Coleman – Non- Bar Member
Jeffrey S. Donahue	Madelyne C. Lawry – Non-Bar Member
John R. Dresser	
Julie I. Fershtman	
Aretha L. Glover	
Beth S. Gotthelf	
W. Anthony Jenkins	
Elizabeth Moehle Johnson	
John F. Mills	
Natalie C. Qandah	
Ralph C. Simpson	
Charles R. Toy	
Joan P. Vestrand	

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

Committee Meeting Schedule:

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

Meeting Type	Date	Location
Meeting	12/17/09	Conference Call

Resources provided by the State Bar of Michigan in support of committee work:

On behalf of the Committee, we wish to again extend our heartfelt appreciation to Kari Thrush, Event Manager, and Nancy Brown and the entire staff of the Member Services and Communications Division. The State Bar staff not only supports the Annual Meeting, but also provides support under a joint venture with ICLE for the Solo and Small Firm Institute held contemporaneously with the Annual Meeting. We appreciate all the efforts as they support our Committee's work, as well as help produce and present the Solo and Small Firm Institute.

Committee Activities:

The Committee met to provide assistance for the planning of the 2010 Annual Meeting, as well as review of the 2009 Annual Meeting. The Annual Meeting was held in Detroit at the Dearborn Hyatt and for the third year staged a combined event with the State Bar of Michigan and ICLE's Solo and Small Firm Institute. In addition, the Committee helped in planning for a celebration of the State Bar of Michigan's 75th Anniversary, a featured portion of the Annual Meeting to be held in Grand Rapids in 2010.

Future Goals and Activities:

The purpose of the Annual Meeting under Rule 10 of the Supreme Court Rules is to allow a business meeting for the governance of the State Bar and to provide a place for sections to hold their Annual Meetings. Because it is the largest annual event sponsored by the Bar, the scope of the event is to include section programming, substantive education seminars, vendors and networking – all intended to meet the practice professional and business needs of our members. The Committee has sought to present an Annual Meeting combining collegial, professional opportunities within the frame work of section meetings, State Bar governance sessions, as well as the Solo and Small Firm Institute. When possible, as in the present case, we have incorporated the 75th Anniversary of the State Bar of Michigan. Over the past ten years, the Committee has sought to shape an event responsive to the direction established by the Commissions.

Thank you to the members of the Committee and to the staff at the State Bar of Michigan for their enthusiasm, their support and their innovation expressed each year in an entirely new and delightful manner.

**STATE BAR OF MICHIGAN
2008-2009 COMMITTEE ANNUAL REPORT**

Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Awards Committee

Jurisdiction: Recommend attorney recipients qualified to receive awards made in the name of the State Bar of Michigan. Recommend recipients of the annual Liberty Bell Award made to non-attorneys. Recommend the establishment of new awards or discontinuation of existing awards. Recommend rules for how awards should be given in the future.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Thomas W. Cranmer	Miller Canfield Paddock & Stone PLC 840 W Long Lake Rd Ste 200 Troy, MI 48098- 6358	(248) 267-3381	cranmer@millercanfield.com
Co-Chair	W. Anthony Jenkins	Dickinson Wright, PLLC 500 Woodward Ave., Suite 4000 Detroit, MI 48226	(313) 223-3156 (Ext. 3635)	wjenkins@dickinsonwright.com
Staff Liaison	Nancy Brown	306 Townsend St., Lansing, MI 48933	(517) 346-6350	nbrown@mail.michbar.org
Staff Liaison	Samantha Meinke	306 Townsend St., Lansing, MI 48933	(517) 346-6332	smeinke@mail.michbar.org
Commissioner Liaison	W. Anthony Jenkins	Dickinson Wright, PLLC 500 Woodward Ave., Suite 4000 Detroit, MI 48226	(313) 223-3156 (Ext. 3635)	wjenkins@dickinsonwright.com

**STATE BAR OF MICHIGAN
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Member/Advisor/Other	Member/Advisor/Other
John M. Barr, member	Michael J. Blau, member
Nancy Brown, advisor	Francine Cullari, member
Kathryn M. Day, member	Peter J. DeRose, member
Nancy J. Diehl, member	Elias J. Escobedo, Jr., member
Nino E. Green, member	Lee Hornberger, member
Kathleen A. Lang, member	Calvin A. Luker, member
Daniel P. O'Neil, member	Hon. Victoria A. Roberts, member
Curtis W. Smith, member	Janet K. Welch, advisor

Committee Meeting Schedule:

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

Meeting Type	Date	Location
Description		
Teleconference	Jan. 21, 2010	
Teleconference	March 18, 2010	
Teleconference	May 13, 2010	

Resources provided by the State Bar of Michigan in support of committee work and Committee Activity:

- | | |
|-----------------------|--|
| December, second week | Staff contacts co-chairpersons to schedule meetings and mailing dates. Staff updates Awards Brochure. |
| January, second week | Staff sends future meeting dates via e-mail to Committee

Staff posts Awards Brochure 2010 online

Staff prepares and issues press release to legal newspapers and SBM Board of Commissioners, Representative Assembly, State Bar Foundation, local and affinity bars, prosecutor and defender associations, law school deans, courts, large law firms, SBM Section and Committee chairpersons etc.

Staff prepares announcement for Michigan Bar Journal, e-Journal, and SBM newsletter

Staff emails Committee the following documents one week before first teleconference: |

**STATE BAR OF MICHIGAN
2008-2009 COMMITTEE ANNUAL REPORT**

1. Announcement of first meeting, agenda attached
2. Mission and member list
3. Links to SBM By-Laws Articles VI, VIII
<http://www.michbar.org/generalinfo/bylaws.cfm#6>
<http://www.michbar.org/generalinfo/bylaws.cfm#8>
4. Procedures and Policies
5. Awards Committee Schedule
6. Previous year's Annual Report
7. Copy of Award Nomination Brochure
8. Copy of press release
9. Listing of all previous award recipients

Jan. 21, 2010

First teleconference meeting takes place

February – April, first week

Staff prepares EXCEL matrix for nominees as applications are received.

Second week in March

Staff sends out second meeting notice, with agenda attached

March 18, 2010

Second teleconference meeting takes place

Committee and staff discuss nominations (number and diversity - age, race, gender, geography, etc.), and determine where additional solicitation is needed

April 2

Deadline for nominations for SBM awards

April, first week

Staff acknowledges receipt of nominations by mail, e-mail or phone call to nominator

Staff conducts background checks on nominees before names are submitted for consideration

April, second week

Staff compiles booklet in April

May 3

Deadline for nominations for Liberty Bell Award

Staff acknowledges receipt of nominations by mail, e-mail or phone call to nominator

May, first week

Staff sends last meeting notice, along with agenda; staff creates Zoomerang poll to help committee members see trends to facilitate decisions in final meeting

May 18, 2010

Final teleconference

Awards recommendations are made

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	Staff drafts memorandum from co-chairpersons to SBM Board with recommendations
June	After SBM Board meeting, staff prepares letter from State Bar Executive Director to nominees who were chosen, and letters to nominators of non-winners with mention of carryover of nomination for a second year
Summer	Staff prepares publicity for the awards recipients
September, first week	Staff sends press release, prepares coverage/cover photographs for Michigan Bar Journal, e-Journal, and SBM newsletter
	Staff orders Awards and write speeches for the Annual Meeting Awards ceremony.
September, last week	Operating co-chairperson prepares e-mail from co-chairpersons to Committee thanking members for their participation

Future Goals and Activities: The committee works on a yearly cycle, so once the process is wrapped up at the annual meeting, and it must begin again for the next year soon thereafter. The committee continually works to ensure the awards process is fair and as removed from political lobbying as possible.

Other Information: The committee recommended a change to the bylaws this year that would try to make awards as apolitical as possible. They requested that anyone involved in deciding award winners (i.e. sitting committee members and Board of Commissioner members) be ineligible to be nominated for awards, and also ineligible to nominate anyone for awards. This was passed by the committee, and is awaiting approval from the Board of Commissioners.

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2009-2010 COMMITTEE ANNUAL REPORT**

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Committee Name: Bar Leadership Liaison Advisory Committee

Jurisdiction: Provide assistance developing an annual leadership training seminar for affinity bars, section and committee chairs, and affiliated members.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Daniel M. Levy	Daniel M. Levy Director for Law and Policy Michigan Dept of Civil Rights 3054 W Grand Blvd Ste 3-600 Detroit, MI 48202-6054	(313) 456-3812	levyd@michigan.gov
Staff Liaisons	Kari Thrush Nancy Brown Candace Crowley	State Bar of Michigan 306 Townsend Street Lansing, MI 48933	(517) 346-6371 (517) 346-6350 (517) 346-6319	kthrush@mail.michbar.org nbrown@mail.michbar.org ccrowley@mail.michbar.org
Commissioner Liaison	Elizabeth Mochle Johnson	Elizabeth Mochle Johnson 409 Plymouth Rd Ste 210 Plymouth, MI 48170-1834	(734) 455-9002	

Committee Members:	Others:
Brian D. Figot	
Timothy Tyrone Gardner, Jr.	
Denise m. Glassmeyer	
Douglas D. Hampton	
Michael S. Khoury	
Hon. Cynthia D. Stephens	

Committee Meeting Schedule:

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

Meeting Type	Date	Location
Meeting	12/15/09	Conference Call
Meeting	01/26/10	Conference Call
Final planning/logistics meeting	TBD	Conference Call
Scholarship committee meetings	TBD	Conference Call

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

Resources provided by the State Bar of Michigan in support of committee work:

This committee was formed is to develop and annually produce a program providing developing Bar Leaders with meaningful leadership tips & techniques and development training. The Annual Forum is also intended to provide upcoming leadership with the opportunity to network and get to know, most importantly the State Bar personnel they will be working with, but also other Bar leaders whose experience they can learn from and upon whom they can call for assistance.

The Bar Leadership Forum is by invitation only. Initially just Executive Directors of local Bar Associations the guest list grew to include Chairs of Sections and Committees. More recently emphasis was placed on involving Chairs-elect so as to maximize the benefits provided by the program. This change has proven most beneficial and should be continued in perpetuity. Early on, it was evident the forum must CONSISTENTLY contain valuable substance, important content, a desirable location, and beneficial networking opportunities to remain successful.

In order to ensure the success of this program, the Committee has historically been comprised of members, located throughout Michigan, who represent different facets of leadership. It is critical that BLF committee members have personally attended recent BLF programs in order to be able to not only maintain consistency but also to insure that programming remains fresh for persons who may attend annually. Membership size has varied over the years and the committee is currently comprised of seven members.

This committee was also formed to review and formulate recommendations to the Board of Commissioners on requests from lawyers' associations for State Bar recognition as local or special purpose bar associations. The committee no longer serves that function as a result of action taken by the Board of Commissioners in 2007.

The State Bar Staff offer invaluable services to this Committee and their contributions cannot be overstated. Among other things, the staff provides 1) assistance with identifying and obtaining speakers and sites; 2) administrative support; 3) registration of participants (offsite and onsite); 4) preparation, transportation and distribution of all forum materials and handouts; 5) securing prizes for annual attendees raffle; 6) preparation, dissemination, and summarization of feedback surveys from program participants.

Committee Activities:

The 2009 BLF was keynoted by Vince Crew. The founder of REACH Development Services, Crew is a noted advisor, speaker and author who has contributed to Fox Business TV, Fox Radio News, and is a national conference speaker. The program also included workshops, networking opportunities, and programs on legislation, public policy, media relations, law related education and strategic partnering.

This year's forum will be slightly different than those in years past. Instead of bringing in a professional expert in telling others how to lead, the Committee has chosen, in large part based upon the input received from previous forum attendees, to invite a keynote speaker who is himself an accomplished leader -- Dennis Archer.

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In addition to (and in this instance at least more important than), being a former Michigan Supreme Court Justice and Mayor of Detroit, the Committee turned to Dennis because he has also served as president of the American Bar Association, the State Bar of Michigan, the Wolverine Bar Association, and the National Bar Association.

Following the keynote presentation, David Barrett will speak about using technology to both serve and increase membership. David, AKA “The LinkedIn Lawyer,” is a business litigation and employment law attorney with Berkent Legal Services, P.C. in Boston. He has been featured in legal publications around the country, including Michigan Lawyers Weekly and Massachusetts Lawyers Weekly, and he was named one of “20 Twitterers Lawyers Should Follow” by the Legal Intelligencer blog.

The forum will also feature break out sessions on everything from running an effective meeting to dealing with the media. We will also continue the tradition of devoting a session to SBM structure, policy, leadership, and legislative advocacy. Of course this is all in addition to the invaluable networking, the opportunities to learn from each other, and the “Grand experience” all attendees will enjoy.

Future Goals and Activities:

The future goal of this Bar Leadership Liaison Committee is to continue presentation of quality leadership forums on an annual basis. Through these forums, the committee hopes: 1) to enhance the quality of leadership within the legal community at large and in particular within the State Bar and its related entities, 2) to provide Chairs-elect of Bar sections with the tools and SBM contacts they need to maximize their success, 3) to engage and encourage potential future State Bar leaders through their section or local bar association activities and thereby ensure a continuity of exceptional State Bar leaders, and 4) to remain effective in its role as “liaison” and further enhance the relationship between all qualified associations of lawyers and the State Bar of Michigan.

In order to remain effective, the attendance of Bar Leadership Liaison Committee members at the Forum should be strongly encouraged and properly supported, so that the Committee (and individual committee members) can: 1) be effective in its role as liaison to outside lawyers associations, 2) continue to provide unique leadership opportunities geared especially for lawyers, and 3) do so on a consistent basis from year to year in a manner that allows attendees to build upon prior experiences and maintains the high expectation level critical to ensuring annual participation by the maximum number of invited entities.

The Committee has actively sought input, through informal discussions and formal surveys, from BLF attendees. With the assistance of SBM staff, an active effort is made each year to address this input when planning the next forum. While it is important to cover some basics for new Section leadership each year, it is also critical to provide something new for association leaders who may attend annually. The Committee is always seeking to maintain this balance.

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Other Information:

It should be noted that for the last few years this committee has not had a co-chair. While this change has not presented any difficulties, it is my recommendation that in future years this committee should have both a Chair and a Chair-elect (or Vice-chair). This would permit the Chair's position to be rotated frequently (which I would also recommend), while also assuring that the future Chair will be someone who can insure continuity and who is aware of the position's expectations and well prepared to see them through.

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

Committee Name: Standing Committee on Character and Fitness

Jurisdictional Statement: Pursuant to Rule 15, Supreme Court Rules concerning the State Bar of Michigan, the Standing Committee on Character & Fitness is charged with investigating and determining whether applicants for admission in the state have the requisite character and fitness and to forward that information to the State Board of Law Examiners which has the authority to admit or deny admission. Pursuant to Rule 15, Section 1(3), the State Bar assigns staff to assist standing committee and district committees in the discharge of their duties.

Officers and Membership:

Chair: Robert B. Ebersole

Vice-Chairpersons:

Jeffrey O. Birkhold
Boyd E. Chapin, Jr.
Barbara R. Levine
John M. Toth

Regular Members:

Lawrence J. Acker
Charles W. Borgsdorf
Carol F. Breitmeyer
David G. Chardavoyne
Fulton B. Eaglin
Linda M. Galbraith
Randall J. Gillary
Gregory M. Janks
Mary A. Kalmink
Cynthia A. Lane
Barbara A. Menear
James L. Shonkwiler
Garry L. Walton

Advisor Members:

Connell Alsup
Karie H. Boylan
Cynthia C. Bullington
Phillip D. Churchill, Jr.
Scott E. Dwyer
James A. Fajen
William H. Fallon
Darling A. Garcia
Thomas M. J. Hathaway

Frances C. Holmes
Daphne M. Johnson
Jeanine M. Jones
Veronica V. McNally
Maria C. Miller
Brian P. Morley
Heidi L. Salter-Ferris
Kathleen S. Schultz
Lynn H. Shecter
Joan P. Vestrand
Gary A. Wallin

2009-10 Meeting Schedule (date and location): A formal business meeting is scheduled for May 7, 2010. Hearings are scheduled as mutually convenient between the Presiding Committee Member, State Bar Counsel, and Applicant/Applicant's Counsel.

COMMITTEE ACTIVITIES:

Committee Responsibilities

The work of the Standing Committee on Character and Fitness is conducted primarily by conducting applicant hearings, with one to two business-type meetings conducted during the year to address policy issues and conduct training, if determined necessary by the Chairperson. Approximately 1400 applicants take the bar examination annually and each first time applicant must complete an Affidavit of Personal History and submit all required background information. After completion of the staff investigation, an applicant is recommended favorably by State Bar staff without referral to the Committee when investigation of all past conduct discloses no significant adverse factual information. In all other instances, applicants are referred to a district committee for a personal interview and the issuance of a written report and recommendation to the Standing Committee. Approximately 150 members of the Bar volunteer to serve on the nine district committees. Upon receiving the district committee recommendation, the Standing Committee may: endorse the recommendation, take the recommendation under advisement pending additional information, remand the recommendation to the district committee with instructions for further proceedings, or reject the recommendation and conduct a hearing *de novo*.

The District Character and Fitness Committees conducted interviews for 65 applicants for the July 2009, exam. To date, twenty-three files have been referred for district committee interview for the February 2010 exam and of those, twelve interviews have either been scheduled or completed. It is expected that twenty additional files will be referred for the February 2010 exam, based on the information received to date. New member training for district committee members was conducted on March 11, 2010.

From May 1, 2009 through April 30, 2010, the Standing Committee held 29 formal hearings before making recommendations to the State Board of Law Examiners. Additionally, eleven hearings are expected to be held during the remainder of the fiscal year. Seven hearings before the Board of Law Examiners were also conducted during this time frame, which required the presence of members of the Committee acting as assigned State Bar Counsel.

Other Activities:

In addition to conducting hearings, the Committee also designates Subcommittees to study and make recommendations regarding issues relevant to Bar Admissions. During the past year a subcommittee completed its work and has made a recommendation to the full committee regarding revising the letter sent to law schools requesting character and fitness certification of the applicants. That recommendation will be acted upon at the May 7 meeting. Several additional topics will be discussed, including re-establishing a subcommittee to evaluate the current questions on the Affidavit of Personal History relative to criminal conduct and general fitness, and revising the district committee guidelines. Members of the Outreach Subcommittee, which is an ongoing Subcommittee studying ways to further educate the law student community about the upcoming character and fitness process, appeared at the request of several law schools to give presentations.

The Committee, through staff, implemented an interactive bar application process which was implemented with the February 2009 examination, and staff continues to develop reports and letters which better utilize the information that is now directly imported into the database.

The time commitment required to conduct formal hearings, establish policies, address individual applicant requests, and monitor the applicant processing system is significant. The Committee would be unable to function without the dedication, professionalism, and hard work of members of the District Committees and the members of the Standing Committee. It is a tribute to the legal profession that among its members are so many people who give substantially of their time to ensure that persons admitted as lawyers in Michigan are worthy of public trust.

Respectfully submitted,

Robert B. Ebersole, Chairperson
1001 Centennial Way
Suite 400
Lansing, MI 48917

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

Six full-time staff members of the Character and Fitness department process and investigate all applications, favorably recommend applicants whose files did not reveal information considered significantly adverse, designate and prepare files to be referred to district committees, and assist assigned State Bar Counsel and the Standing Committee in conducting *de novo* hearings. Meeting space at the Michael Franck Building is also provided, as are court reporting services for hearings, and all materials and meals for hearings, meetings, and training sessions. Committee members and staff also attend hearings before the Board of Law Examiners, and staff prepares and distributes the hearing materials for those hearings.

Future Goals and Activities:

The Committee continues to work on Law Student Outreach, analysis of current questions on the Affidavit of Personal History, and analysis of the various rules that govern this process, in addition to conducting hearings.

Article VI, § 6

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

**STATE BAR OF MICHIGAN
2009-2010 COMMITTEE ANNUAL REPORT
Civil Procedure and Courts Committee**

Committee Name: Civil Procedure and Courts

Jurisdiction: Review proposed court rules and statutes related to civil practice in the courts and make recommendations concerning improvements in the administration, organization, and operation of Michigan state courts

Chair and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Frank J. Greco	4450 Lakeshore Rd, Manistee, MI 49660	(231) 723-4844	frankgreco@charter.net
Staff Liaison	Elizabeth K. Lyon	State Bar of Michigan, 306 Townsend, Lansing, MI 48933	(517) 346-6325	elyon@mail.michbar.org
Commissioner Liaison	Brian D. Einhorn	Collins, Einhorn, Farrell & Ulanoff, PC, 4000 Town Centre, Suite 909, Southfield, MI 48075	(248) 351-5414	Brian.einhorn@ceflawyers.com

Member/Advisor/Other	Member/Advisor/Other
Thomas H. Bannigan, Member	Jules B. Olsman, Member
Curt A. Benson, Member	Gary R. Peterson, Member
Mark A. Burton, Member	Daniel D. Quick, Member
Hon. Nanci J. Grant, Member	Karen H. Safran, Member
Kaveh Kashef, Member	Victoria A. Valentine, Member
Sara G. Lachman, Member	Peter H. Webster, Member
Hon. David M. Lawson, Member	
Ronald S. Longhofer, Member	Richard D. Bisio, Advisor
Sean P. McNally, Member	Janet M. Brandon, Advisor
Martha D. Moore, Member	Thaddeus E. Morgan, Advisor
Joey Scott Niskar, Member	

Committee Meeting Schedule:

Meeting Type	Date	Location
Description		
In Person Meeting	Saturday, February 27, 2010	Bloomfield Hills, MI
In Person Meeting	Saturday, April 17, 2010	Bloomfield Hills, MI

STATE BAR OF MICHIGAN
2009-2010 COMMITTEE ANNUAL REPORT
Civil Procedure and Courts Committee

A meeting by telephone conference call is also planned for late June 2010. And after the 2008-2009 annual report was submitted, the Committee conducted a meeting by telephone conference call on June 25, 2009.

Resources provided by the State Bar of Michigan in support of committee work: The committee receives staff support from Elizabeth Lyon and Carrie Sharlow. The State Bar covers meeting refreshments. Bar staff provided information regarding actions by the Board of Commissioners and Representative Assembly and the status of pending legislation; circulated meeting materials and notices (both in hard copy and by email) and arranged for conference call participation for members who could not attend meetings in person.

Committee Activities: The Committee reviewed and discussed 6 legislative proposals (some involving multiple bills); a proposed Supreme Court Administrative order; and two proposals by other State Bar groups that may ultimately result in legislative or court rule proposals. The Committee worked on three court rule proposals suggested by its members, though proposed amendments have not been finalized.

On February 16, 2010, the Supreme Court adopted amendments to MCR 2.112 and 2.118 based on a proposal developed by the Committee in response to an earlier publication for comment of proposed rule amendments by the Court. The Committee position had been adopted by the Board of Commissioners and transmitted to the Supreme Court by the State Bar.

Future Goals and Activities: The Committee expects to continue to review proposed rule amendments and legislation and to both initiate and further develop its own proposals.

SBM STATE BAR OF MICHIGAN

2009-2010 COMMITTEE ANNUAL REPORT

Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and sub-entity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or sub-entity.

Committee Name: Standing Committee on the Client Protection Fund

Jurisdiction: The Standing Committee on the Client Protection Fund (“CPF Committee”) is responsible for reviewing claims involving the dishonest conduct of lawyers (includes theft and embezzlement of client funds and failure to return unearned fees) submitted to it by State Bar staff after investigation and analysis. The CPF Committee makes recommendations to the State Bar’s Board of Commissioners regarding the approval and denial of claims, provides its analysis of why a claim is recommended for payment or denial, and recommends the amount to be paid on approved claims. The CPF Committee is also responsible for the distribution of payments on claims authorized by the Board of Commissioners and the institution and prosecution of all subrogation actions on behalf of the Fund. The CPF Committee makes recommendations to the Board of Commissioners regarding loss prevention programs that may help reduce occurrences that result in CPF claims.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Roshunda L. Price (P49187)	Detroit Medical Center Corporate Legal Affairs 4707 Saint Antoine Street Suite W514 Detroit, MI 48201-1427	(313) 966-2893	Rprice2@dmc.org
Staff Liaison	Danon D. Goodrum-Garland (P53603)	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933-2012	(517) 346-6333	dgarland@mail.michbar.org
Staff Liaison	Robin Lawnichak	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933-2012	(517) 346-6379	rlawnichak@mail.michbar.org
Commissioner Liaison	Richard J. Siriani (P20535)	Miller Canfield 840 W. Long Lake Road Suite 200 Troy, MI 48098-6358	(248) 879-2000	siriani@millercanfield.com

Members	Members
L. Fallasha Erwin (P27018)	Rico D. Neal (P69744)
Jennifer M. Harvey (P65140)	Alecia M. Ruswinckel (P62825)
Albert L. Holtz (P15088)	Mark L. Teicher (P34301)
Starr M. Hewitt Kincaid (P57430)	
Donna J. Lehl (P40013)	
John M. Nader (P41610)	

Committee Meeting Schedule:

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

Meeting Type	Date	Location
Description		
Regularly scheduled Standing Committee meeting.	June 4, 2009	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933
<i>See "Committee Activities" below.</i>		
Regularly scheduled Standing Committee meeting.	September 8, 2009	Erman, Teicher, Miller, Zucker & Freedman, P.C. 400 Galleria Officentre, Suite 444 Southfield, MI 48034
<i>See "Committee Activities" below.</i>		
Regularly scheduled Standing Committee meeting.	October 22, 2009	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933
<i>See "Committee Activities" below.</i>		
Regularly scheduled Standing Committee meeting.	January 7, 2010	Erman, Teicher, Miller, Zucker & Freedman, P.C. 400 Galleria Officentre, Suite 444 Southfield, MI 48034
<i>See "Committee Activities" below.</i>		

Resources Provided By The State Bar Of Michigan In Support Of Committee Work:

The State Bar provides a full-time paralegal with primary responsibility for claims administration, a full-time legal secretary who provides administrative support, and staff counsel who provides legal services and manages the State Bar's CPF Department. The State Bar also provides meeting facilities, meals for meetings, teleconference services, materials, document production services, and financial management of the Fund. In addition, State Bar staff routinely provides informational pamphlets to court administrators as requested to educate the public on how to find a lawyer and general information about the Fund.

Committee Activities:

During its regularly scheduled meetings, the CPF Committee reviewed claim reports prepared by staff, determined whether claims should be recommended for approval or denial, and made recommendations to the Board of Commissioners regarding the approval and denial of claims and the amount to be paid on claims recommended for payment.

The CPF Committee also recommended revisions to: (1) CPF Rule 1(A) to enhance the clarity of the “purpose and scope” statements; and (2) CPF Rule 9(C)(3) to remove the contingency fee limitation and therefore expand the application of the rule to any representation arrangement in instances where the dishonest conduct involves misappropriation of settlement proceeds. These revisions were adopted by the Board of Commissioners and have been incorporated into the CPF Rules as amended and published in November of 2009.

The CPF Committee considered and developed three policy positions: (1) the circumstances when it would recommend that the respondent be required to waive the right to receive credit for attorney’s fees pertaining to claims involving misappropriation of settlement proceeds under Rule 9(C)(3); (2) the circumstances when it would recommend reimbursement of a claim where a claimant filed for Chapter 7 bankruptcy after filing a CPF claim and failed to list the CPF claim as an asset of the bankruptcy estate; and a (3) procedure for reviewing administratively closed CPF claims.

Michigan Rule of Professional Conduct (“MRPC”) 1.15A, the Trust Account Draft Overdraft Notification (“TAON”) rule, was adopted by the Michigan Supreme Court in December of 2009, with an effective date of September 15, 2010. The CPF Committee proposed the TAON rule to the State Bar’s Representative Assembly as a loss prevention program, which embraced it and submitted the TAON Rule to the Michigan Supreme Court for consideration in 2008. State Bar staff within the CPF Department is assisting with implementation of the TAON rule.

Complete Claims Activity: For the period April 1, 2009, through March 31, 2010, 112 new claims were filed and 90 claims were pending at the beginning of this period for an overall total of 202 claims. As a result of overall claims processing during this period, 138 claims remain pending at the end of this period.

The CPF Committee reviewed 32 claims during this time period of which 4 claims were denied by the CPF Committee, 34 claims totaling \$335,829.50 approved by the Board of Commissioner were paid, 12 claims totaling \$257,290.59 approved by the Board of Commissioners and awaiting executed subrogation agreements have not been paid, 0 claims approved by the CPF Committee involving the dishonesty of a single lawyer and expected to exceed the aggregate limit are being held until expiration of the two year period, 8 claims totaling \$11,388.00 recommended for approval by the CPF Committee are pending review by the Board of Commissioners, and there are no appeals for denied claims pending review by the Board of Commissioners.

Since the inception of the Fund, 930 claims have been paid totaling \$5,418,390.88, while 1576 have been closed administratively, denied or withdrawn.

Future Goals and Activities:

Loss Prevention – The CPF Committee will continue reviewing potential loss prevention measures for possible implementation.

Scheduled Meetings -- CPF Committee meetings have been scheduled for May 6, 2010, and September 16, 2010, to review claims and conduct other business as needed.

Other Information:

Financial Activity --The Fund received \$294,618 from the 2009/10 membership dues assessment and \$3,735 in Pro Hac Vice fees thus far for this fiscal year. In addition, the Fund received subrogation payments from respondents totaling \$4,047 during the period April 1, 2009, through March 31, 2010. The Fund balance as of March 31, 2010, was \$2,118,652;¹ however, there is \$257,290.59 authorized, but unpaid, for claims awaiting receipt of executed subrogation agreements.

¹ Estimated, not finalized or audited.

**STATE BAR OF MICHIGAN
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Committee Name: Criminal Jurisprudence and Practice

Jurisdiction: Review proposed court rules and statutes related to criminal procedure and practice in state courts and make recommendations concerning improvements in the operation of criminal law and procedure to promote the fair, speedy and efficient administration of criminal justice, including the establishment and operation of systems for the representation of indigent persons charged with criminal offenses.

Co-Chairs and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Hon. David A. Hoort	8 th Circuit Court, 100 E. Main St., Ionia, MI 48846	(616) 527-5336	dhoort@ioniacounty.org
Co-Chair	Gretchen A. Schlaff	Macomb County Prosecutor's Office, 1 S. Main St, Fl 3, Mount Clemens, MI 48043	(586) 469-5350	Gretchen.schlaff@macombcountymi.gov
Staff Liaison	Elizabeth K. Lyon	State Bar of Michigan, 306 Townsend, Lansing, MI 48933	(517) 346-6325	elyon@mail.michbar.org
Commissioner Liaison	Thomas C. Rombach	51249 Washington St, New Baltimore, MI 48047	(586) 725-3000	tomrombach@aol.com

Member/Advisor/Other	Member/Advisor/Other
John C. Boufford, Member	Adam D. Mittman, Member
Haytham Faraj, Member	Patrick M. O'Connell, Member
Michael Howard Gordner, Member	Angela M. Povilaitis, Member
Daniel Corrigan Grano, Member	Julie A. Powell, Member
Abed E. Hammoud, Member	Richmond M. Riggs, Member
Timothy Hilton Havis, Member	Kimberly Reed Thompson, Member
James W. Heath, Member	
John A. Jarema, Member	J. Kevin McKay, Advisor
Erika S. Julien, Member	Samuel R. Smith, III, Advisor
John L. Livesay, Member	
Donna McKneelen, Member	

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

Committee Meeting Schedule:

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

Meeting Type	Date	Location
Description		
In Person Meeting	Thursday, October 29, 2009	State Bar of Michigan
In Person Meeting	Friday, February 19, 2010	State Bar of Michigan
In Person Meeting	Friday, April 16, 2010	State Bar of Michigan
In Person Meeting	Friday, May 28, 2010	State Bar of Michigan
The Committee plans to meet monthly in periods of high-volume activity. Meetings were canceled in the winter due to inclement weather. The Committee did not meet in March because the items for consideration were not time-sensitive.		

Resources provided by the State Bar of Michigan in support of committee work: The committee receives staff support from Elizabeth Lyon and Carrie Sharlow. The State Bar covers meeting expenses.

Committee Activities: The committee discussed 25 public policy items and provided 18 public policy position reports, all of which went before the Board of Commissioners for approval. Public Policy items include proposals being considered by the Supreme Court and legislation. The committee completes a thorough analysis as part of its review.

Future Goals and Activities: The committee will continue its public policy work and look into a special project.

**STATE BAR OF MICHIGAN
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Committee Name: Custodial Interrogation Recording Task Force

Jurisdiction: Make recommendations concerning legislative, court rule and funding changes that advance the use of audio and video electronic recording of custodial interrogations, and provide support for the adoption and implementation of changes approved by the Representative Assembly or Board of Commissioners.

Co-Chairs and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Nancy J. Diehl	1300 E. Lafayette St, Apt 1206, Detroit, MI 48207	(313) 354-6399	diehlnancyj@sbcglobal.net
Co-Chair	Valerie R. Newman	State Appellate Defender Office, 645 Griswold St, Suite 3300, Detroit, MI 48226	(313) 256-9833	Valerie@sado.org
Staff Liaison	Elizabeth K. Lyon	State Bar of Michigan, 306 Townsend, Lansing, MI 48933	(517) 346-6325	elyon@mail.michbar.org
Staff Liaison	Anne M. Vrooman	State Bar of Michigan, 306 Townsend, Lansing, MI 48933	(517) 346-6410	avrooman@mail.michbar.org
Commissioner Liaison	Michael J. Riordan	U.S. Attorney's Office, 211 W. Fort St, Suite 2001, Detroit, MI 48226-3220	(313) 226-9602	Michael.riordan@usdoj.gov

Member/Advisor/Other	Member/Advisor/Other
*George Basar, Member	Donna McKneelen, Member
Kim Warren Eddie, Member	Jill Leslie Price, Member
Jeffrey J. Estrella, Member	James R. Schlaff, Member
Alan M. Gershel, Member	Ralph C. Simpson, Member
Bradley R. Hall, Member	*Martin Underhill, Member
Donald L. Johnson	
Timothy R. Juengel, Member	
Hon. Timothy M. Kenny, Member	
Martin P. Krohner, Member	
*Victor Lauria, Member	

*non-members of the State Bar of Michigan

**STATE BAR OF MICHIGAN
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Committee Meeting Schedule:

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

Meeting Type	Date	Location
Description		
Information is shared electronically as needed.		

Resources provided by the State Bar of Michigan in support of committee work: The committee receives staff support for assistance in moving forward the final product of the Task Force, a bill to require the electronic recording of certain custodial interrogation sessions and revise procedures for determining admissibility as evidence. Anne Vrooman provides guidance on research related to the pilot projects and on the grant secured from the Michigan Bar Foundation. Elizabeth Lyon works with the Task Force on the effort to pass legislation.

Committee Activities: On January 21, 2010, Representative Rashida Tlaib introduced the Custodial Interrogation Recording Bill, House Bill 5763. The Committee is working on moving the bill forward through the legislative hearing process.

Future Goals and Activities: Completion of research related to the pilot projects and legislation enacted.

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Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Standing Committee on Domestic Violence

Jurisdiction: Make recommendations concerning increasing attorney awareness of the problem of domestic violence. Advise on the encouragement of training of attorneys and judges on legal remedies and community resources concerning domestic violence. Help develop and distribute legal resources concerning domestic violence and victims' access to the legal process. Assist in the coordination of programs and activities concerning domestic violence in Michigan.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chairs	Mary M. Lovik	235 S Grand Ave Ste 506 PO Box 30037 Lansing, MI 48909	(517) 241-7591	lovikm@michigan.gov
	Rebecca E. Shiemke	220 E. Huron, Ste 600A Ann Arbor, MI 48104	(734) 998-6100, ext 127	rshiemke@lsscm.org
Staff Liaison	Amanda E. Chubb	State Bar of Michigan	(517) 346-6396	achubb@mail.michbar.org
Commissioner Liaison	Lori Buiteweg	121 W Washington St Ste 300 Ann Arbor, MI 48104	(734) 994-3000	buiteweg@nsssb.com

Member/Advisor/Other	Member/Advisor/Other
P58735 Elizabeth Anne Eggert	P34737 Hon. Darnell Jackson
P45431 Hon. Katherine L. Hansen	P41113 Hon. Amy Krause
P58783 Heidi A. Naasko	P67835 Gail L. Krieger
P59073 Christine Lynn Pfeiffer	P25890 Janet E. Prater
P41321 Victoria A. Radke	P58869 Sarah R. Prout
P64626 Mary F. Rubio	P58021 Ashley E. Lowe
P64169 Michael C. Brown	P59396 Lori L. Pourzan
P44745 Cathy C. Church	P36171 Nancy E. Gallagher (advisor)
P60973 Robert S. Coleman	P25664 Hon. Richard B. Halloran (advisor)
P43245 Leslie A. Hagen	P69110 Jeannine Provencher Laible (advisor)
P48502 Lorna T. Beard	P69405 Sarah B. Mason (advisor)

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

Committee Meeting Schedule:

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

Meeting Type, Description	Date	Location
General Committee Meeting	9/12/10	Teleconference
Subcommittee: Michigan Bar Journal	10/6/09	Teleconference
General Committee Meeting	10/31/09	Teleconference
General Committee Meeting	11/30/09	Teleconference
General Committee Meeting	1/6/10	Teleconference
Training Subcommittee: October Pro Bono Presentation	1/29/10	Teleconference
General Committee Meeting	2/3/10	Teleconference
Training Subcommittee: October Pro Bono Presentation	2/9/10	Teleconference
Co-chairs and Staff Liaison meeting	2/24/10	In-person; State Bar of Michigan building
Training Subcommittee: October Pro Bono Presentation	3/10/10	Teleconference
Training Subcommittee: October Pro Bono Presentation	4/13/10	Teleconference
General Committee Meeting	4/16/10	Teleconference
General Committee Meeting	5/5/10	Teleconference
General Committee Meeting	June 2010 (tentative)	Teleconference
General Committee Meeting	July 2010 (tentative)	Teleconference

Resources provided by the State Bar of Michigan in support of committee work: The State Bar provided the committee with a modest budget and a staff liaison. The Bar's Governmental Relations Director forwarded policy issues to the committee. A Commissioner liaison attended meetings and offered input and advice.

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Committee Activities:

Trainings

- a. Sarah Buel Event:
The committee hosted a free event featuring nationally recognized speaker and DV advocate, Sarah Buel, on March 15, 2010. Ms. Buel spoke on witness tampering in civil and criminal intimate partner violence cases. The event was held live at Ann Arbor Cooley campus, and was telecast to the remaining campuses in Grand Rapids, Auburn Hills and Lansing.

- b. Pro Bono Training with the Family Law Council:
The committee has an opportunity to collaborate with Family Law Council on a pro bono training during domestic violence and pro bono month tentatively on Friday, October 29, 2010. Subject matter will include how to conduct the initial client interview with DV survivors, substantive legal issues, initial pleadings and service, and pre-trial and trial practice.

Michigan Family Law Journal Articles

In response to a column in 2008 by the editor of the Family Law Journal calling for more action on preventing domestic violence, the committee contacted Norm Robbins and offered to coordinate a monthly “domestic violence column” in the Family Law Journal. As a result, beginning with the June/July 2008 edition, the committee has published a monthly article related to domestic violence and authored by committee members or guest experts in the field. The articles submitted for publication as of May 1, 2010 for the 2009-2010 bar year are:

- Domestic violence and the best interest factors
- Using a coordinated community response in disputed custody cases
- Assessing risks to children from exposure to batterer
- The batterer as parent
- Effects of domestic violence on survivors’ parenting and on the litigation process
- Guardian ad litem and DV
- Parental Alienation Syndrome
- International Kidnapping
- Immigration rights for DV survivors
- Mutual protection orders
- Sexual Assault PPOs
- Stalking relief in domestic relation PPOs

The committee plans to continue this endeavor into next bar year.

Theme Issue of the Michigan Bar Journal

The Committee applied for and was awarded a theme issue of the *Michigan Bar Journal* to be published in September 2011 on Domestic Violence Awareness. The Committee is in the process of narrowing article subjects and authors.

Public Policy Matters

Since the last annual report in May 2009, the DV Committee has taken a position to:

- oppose ADM 2009-11, a proposed amendment of MCR 6.302 that would require all discussions regarding a defendant’s plea agreement to occur in open court;
- oppose ADM 2008-09, proposed amendments of MCR 3.210 and 3.211 that sought to clarify and simplify the procedures courts use to grant judgments in domestic relations cases;

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- oppose HB 5036 that would limit strategic lawsuits against public participation;
- oppose HB 5114 that would mandate joint custody in every custody dispute with certain exceptions.

The Committee also submitted significant commentary to the Supreme Court on the current mediation confidentiality provisions of MCR 2.411 and 3.216, and made recommendations for participation in a workgroup on MCR 3.932 that will be examining proposed changes to the consent calendar court rule.

Member Education

Committee members shared various resources, training opportunities and legal updates related to domestic violence over the course of the year with other committee members. Information was shared at meetings or between meetings by email.

Future Goals and Activities:

The Committee aims to continue monthly article contributions to the *Michigan Family Law Journal*. The special issue of the *Michigan Bar Journal* will be a significant focus for the coming bar year. The Committee plans to hold a pro bono training to increase the number of pro bono attorneys qualified to represent domestic violence survivors in family law cases. The Committee will continue providing comment on applicable public policy matters, and will continue to look for opportunities to collaborate with others on training events.

**STATE BAR OF MICHIGAN
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STANDING COMMITTEE**

Committee Name: Standing Committee on Judicial Ethics

Jurisdictional Statement:

- Prepare written opinions on ethical conduct of judges at the request of the State Bar President, Board of Commissioners, Representative Assembly, Attorney Discipline Board, Attorney Grievance Commission, Executive Director, or individual members of the judiciary inquiring about their own contemplated conduct.
- Recommend amendments to the Michigan Code of Judicial Conduct and other standards of professional conduct, and review proposed amendments.
- The Michigan Judges Association, Michigan Probate Judges Association, Michigan District Judges Association, and the Referees Association of Michigan shall each nominate one member for appointment to the committee.

Officers and Membership:

Chair: Hon. Elwood L. Brown, Port Huron

Members:

Hon. Patricia J. Boyle, Birmingham
Hon. Theresa Doss, Detroit
Hon. Laura A. Frawley, Harrisville
Hon. Randy L. Kalmbach, Wyandotte
Hon. W. Wallace Kent, Jr., Caro
Hon. M. Richard Knoblock, Bad Axe
Lorie Nancy Savin, Pontiac

2009-2010 Meeting Schedule (date and location):

October 30, 2009, Lansing, Michigan
June 18, 2010, Lansing, Michigan

Committee Activities:

The committee held its inaugural meeting on October 30, 2009, which included a brief introduction to members who had not previously served on the combined Standing Committee on Professional and Judicial Ethics Committee about the committee's operations. The committee discussed and adopted rules for the committee and agreed upon subsequent meeting dates, with the understanding that the committee would meet when and if there were sufficient opinion requests to warrant an in-person meeting. As result, planned meeting dates in January and April were not utilized.

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

The committee has been assisted in its work by staff liaisons Dawn Evans, Danon Goodrum-Garland, and Nkrumah Johnson-Wynn, as well as staff member Karen Spohn.

Future Goals and Activities:

The committee plans to continue responding to opinion requests and to address revisiting any opinions identified as in need of review due to subsequent developments that may have impacted the continued appropriateness of any conclusions drawn. To the extent that the Committee's input is sought by the Board of Commissioners, the Representative Assembly, or the Supreme Court on discrete issues or projects, the committee stands ready to respond with appropriate research and commentary.

Chair/Co-Chair Contact Information:

Hon. Elwood L. Brown
St. Clair County Probate Court
201 McMorran Blvd. Room 2200
Port Huron, MI 48060-4029
Phone: (810) 985-2010
Fax: (810) 985-2039
e-mail: ebrown@stclaircounty.org

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2009-2010 Annual Report
Standing Committee on Judicial Qualifications

Committee Name: Standing Committee on Judicial Qualifications

Jurisdictional Statement:

Evaluate candidates for appointment to judicial vacancies and report its findings in confidence to the authority requesting its assistance.

The chief staff attorney of the Attorney Grievance Commission serves as reporter for this committee. The appointed members are limited to three two-year terms. Chairs of the committee may serve more than three two-year terms. This committee may have more than 15 members.

Officers and Membership:

Kathleen L. Bogas, Co-Chair, Bingham Farms (2011)
Daniel T. Stepek, Co-Chair, Mt. Clemens (2010)
Robert B. Webster, Co-Chair, Troy (2010)

Members (term expiration):

Jose' T. Brown, Flint (2011)	Christine Mason Soneral, Novi (2011)
Janis M. Burgess, Menominee (2011)*	Lambro Niforos (2010)
Leanne Barnes Deuman, Sault Ste Marie (2011)	Gerald V. Padilla, Birmingham (2010)
Eugenie B. Eardley, Cannonsburg (2011)	Harold D. Pope, III, Southfield (2011)
Kiffi Y. Ford, Lansing (2011)	Frank H. Reynolds, Lansing (2011)
Julie A. Gibson, Southfield (2011)	Michael J. Riordan, Detroit (2011)
Susan A. Gillooly, Detroit (2011)	Gene Schnelz, Birmingham (2010)
Nino E. Green, Escanaba (2011)	Kenneth T. Watkins, Southfield (2011)
Pamela R. Harwood, Troy (2010)	Linda M. Watson, Birmingham (2011)
Diane Hutcherson, Detroit (2011)	Joseph M. Xuereb, Canton (2011)
William W. Jack, Jr., Grand Rapids (2011)	Richard E Zuckerman, Detroit (2010)

*Ms. Burgess resigned in January 2010 after receiving a judicial appointment.

Attorney Grievance Commission: Ruthann Stevens, Reporter

Commissioner Liaison: Hon. William B. Murphy

Staff Liaisons: Nkrumah Johnson-Wynn
Patricia M. Peyton

Advisor Members: none

Chair/Co-Chair Contact Information:

Kathleen L. Bogas

Law Offices of Kathleen L. Bogas PLLC Attorneys & Counselors
31700 Telegraph Rd Ste 160
Bingham Farms, MI 48025-3404
Phone: (248) 502-5000
Fax: (248) 502-5001
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Daniel T. Stepek

Daniel T. Stepek
PO Box 46877
Mount Clemens, MI 48046-6877
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Fax: (586) 228-7094
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Robert B. Webster

Giarmarco Mullins & Horton PC
101 W Big Beaver Rd Fl 10
Troy, MI 48084-5253
Phone: (248) 457-7050
Fax: (248) 457-7001
e-mail: rwebster@gmhlaw.com

2009-10 Meeting Schedule:

Meetings held at the State Bar of Michigan,
Michael Franck Building, Lansing, Michigan

December 8, 2009
April 13, 2010
May 11, 2010
June 8, 2010
July 13, 2010
August 10, 2010
September 14, 2010

Meeting Dates Canceled (Interviews Not
Requested by the Governor's Office)

October 13, 2009
November 10, 2009
January 12, 2010
February 9, 2010
March 9, 2010

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

In support of the Committee, the State Bar of Michigan provides a meeting room at the Michael Franck Building as well as lunch for the Committee. Staff liaisons are assigned to coordinate the interview schedule with the Governor's office, submit a report to the Governor indicating the Committee's ratings for each candidate and handle administrative work and other matters as necessary.

Committee Activities:

As requested by the Governor, the Judicial Qualifications Committee interviews, evaluates and rates candidates for appointment to judicial vacancies. Interview preparation, Committee discussion and final ratings are confidential, and reported directly to the Governor.

Prior to the interview, the application is assigned to one Committee member who contacts lawyers in the community to obtain background information regarding the candidate. The Reporter, a representative of the Attorney Grievance Commission, prepares and presents background information obtained from local judges and grievances filed against the candidate to the Committee. All interview sources are kept confidential.

A representative from the Governor's Office and the State Bar staff liaisons are also present during the interview. The Committee meets on the second Tuesday of the month as needed.

The Committee met on six occasions from May 2009 to April 2010 to interview 73 candidates for the following vacancies.

Interview Date	Court	Inter-views	Vacancy	Appointed
4/14/09	44 th Circuit	12	Hon Stanley J Latreille	Michael Hatty
6/9/09	36 th District	10	Hon Mark A. Randon	Noceeba Southern Gordon
	Arenac Co Probate	4	Hon Jack W. Sully	Richard E. Vollbach, Jr.
7/14/09	42-2 nd District	8	Hon Paul A. Cassidy	William H. Hackell, III
	17 th Circuit	7	Hon Steven M. Pestka	Paul J. Denenfeld
9/15/09	Ontonagon Probate	4	Hon Joseph D. Zeleznik	Janis M. Burgess
	Leelanau Probate	5	Hon Joseph E. Deegan	(Appointment Pending)
12/8/09	74 ^h District	8	Hon Craig Alston	Dawn Klida
	18 th District Probate	7	Hon LaVail Hull	Marco Menezes
4/13/10	Eaton Co Probate	8	Late Hon Michael Skinner	(Appointment Pending)

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Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Jury Instructions, Standard Criminal

Jurisdiction: Draft proposed standard criminal jury instructions for publication by the Institute for Continuing Education.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Hon. William J. Caprathe	18 th Circuit Court 1230 Washington Ave Ste 251 Bay City, MI 48708	989-895-2090	bcaprathe@netscape.net
Staff Liaison	Candace Crowley	306 Townsend Lansing, MI 48933	517-346-6319	ccrowley@mail.michbar.org
Commissioner Liaison	Thomas Rombach	51249 Washington St New Baltimore, MI 48047-1564	586-725-3000	tomrombach@aol.com

Member/Advisor/Other	Member/Advisor/Other
Hon. Timothy M. Kenny, Reporter	Walter C. Pookrum
Ronald J. Bretz	Brandy Y. Robinson
Opolla Brown	Jeffrey T. Rogg
J. Mark Cooney	Gene Schnelz
Hon. Thomas S. Eveland	Rudolph A. Serra
LaNita R. Haith	Lawrence B. Shulman
Hon. John T. Hammond	Hon. Thomas L. Solka
T. Lynn Hopkins	Hon. Brian R. Sullivan
Hon. Annette M. Jurkiewicz-Berry	Stephen M. Taratuta
Anica Letica	William J. Vaillencourt, Jr.
Louisa M. Papalas-Concessi	Daniel D. Kopka, ICLE

Committee Meeting Schedule:

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

Meeting Type	Date	Location
Description		
Regular meeting	May 16, 2009	State Bar of Michigan
Regular meeting	September 26, 2009	State Bar of Michigan
Regular meeting	February 20, 2010	State Bar of Michigan

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Resources provided by the State Bar of Michigan in support of committee work:

Staff support for meetings, printing support for materials, room and food for meetings.

Committee Activities:

The following instructions were acted on at the **May 16, 2009 committee meeting**: CJI 2d 20.11d Pre-trial and Juvenile Detainees; CJI2d 15.14 Leaving the Scene of an Accident, Causing Serious Injury or Death; CJI2d 21.2 Extortion Threatening Injury (tabled); CJI2d 2.16 Visiting Scene/Conducting Experiments; CJI2d 17.18 Child Abuse First Degree; CJI2d 17.24 Parental Discipline (defer until next meeting); CJI 2d 11.32 Definition of Sell; CJI2d 23.5 Larceny from a Vehicle; CJI2d 7.15 Self Defense.

The following matters were acted on at the **September 26, 2009 meeting**:

The committee reviewed the Court of Appeals decision in People v Dupree and decided to table the decision to include a use note regarding a duress/necessity defense to the charge of felon in possession of a firearm. The Michigan Supreme Court has granted leave to appeal in Dupree.

A subcommittee was appointed to review the latest State Bar version of a juror manual. That group will report back at the next meeting.

The committee considered a request to develop a CSI effect instruction and decided to leave the issue to the judges and/or attorneys to address during voir dire. No CJI instruction was approved.

The committee approved changes to these instructions/use notes: CJI2d 31.3 Burning Real Property; CJI 2d 21.1 Extortion-Threatening Injury; CJI 2d 17.24a Reasonable Response to Domestic Violence; CJI 2d 11.34 Felony Firearm; and CJI 2d 2.16.

The committee decided to table a review of CJI 2d 2.16 and MCR 2.511 Instructions on Cell Phones, Blackberry Devices and will consider any feedback to the instruction and comparison with the Standard Civil Jury Instructions.

The committee agreed to table a proposed jury instruction for misdemeanor offense of Soliciting Accosting or inviting to commit prostitution or an immoral act pending new proposed instructions on the crimes of gross indecency as well as misdemeanor solicitation.

The committee acted on the following items at its **February 20, 2010** meeting: Revision and renumbering of CJI 2d 5.8c Evidence of Other Acts of Domestic Violence; Verdict Form CJI 2d 15.7; Ethnic Intimidation CJI 2d 17.34; Criminal Sexual Conduct First Degree, CJI 2d 20.31; Flight, Concealment, Escape or Attempted Escape, CJI 2d 4.4; Operating a Commercial Vehicle with an Unlawful Bodily Alcohol Content CJI 2d 15.13; Moving Violation Causing Death (new

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offense, to be reviewed again in May); Moving Violation Causing Serious Impairment of a Body Function (new offense, to be reviewed again in May).

Two sets of revisions to the Juror Manual were reviewed and will be taken up again at the May meeting. The Misdemeanor Solicitation Instruction was not adopted. The committee agreed to draft identity theft, and controlled substance by fraud instructions for further review.

Future Goals and Activities: The committee intends to continue its work to review changes to Michigan law, update instructions and create new instructions as necessary, and address issues relative to its jurisdiction.

Other Information: The work of the committee is submitted to the Institute of Continuing Legal Education for inclusion in the ICLE criminal jury instruction publication.

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Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Justice Initiatives

Jurisdiction: Develop and recommend proposals for the effective delivery of high quality legal services in Michigan, equal and fair to all. This committee consists of several initiatives whose activities include:

- Analyzing and making recommendations for positions on proposed legislation, court rules, and other policies relevant to the committee's jurisdiction.
- Developing policies and programs to benefit underserved populations, including juveniles and those with special needs.
- Encouraging and coordinating free or discounted civil legal services.
- Working to increase resources for civil legal aid programs.
- Examining collateral civil consequences of criminal convictions and issues of adequate representation in the criminal justice system

Chairs and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Terri L. Stangl	320 S Washington 2nd Fl Saginaw, MI 48607	989 755-3120	tstangl@ccj-mi.org
Co-Chair	Hon. Cynthia D. Stephens	3020 W Grand Blvd, Suite 14-300 Detroit, MI 48202-6020	313 972-5708	cstephens@courts.mi.gov
Staff Liaisons	Janet K. Welch Candace Crowley	State Bar of Michigan	517 346-6331 517 346-6319	jwelch@mail.michbar.org ccrowley@mail.michbar.org
Commissioner Liaison	Lori A. Buiteweg	121 W Washington St, Suite 300 Ann Arbor, MI 48104-1300	734 994-3000	buiteweg@nsssb.com

Member/Advisor/Other	Member/Advisor/Other
Erika L. Akinyemi	Robert Fair Gillett
Lorray S.C. Brown	Alyce M. Haas
Margaret A. Costello	Martin P. Krohner
Evanne L. Dietz	Linda K. Rexer
Frank D. Eaman	

Committee Meeting Schedule:

Meeting Type	Date	Location
Justice Initiatives Kickoff	October 3, 2009	State Bar Building

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Teleconference	December 11, 2009	n/a
Teleconference	February 16, 2010	n/a
Justice Initiatives Summit	April 12, 2010	State Bar Building
Teleconference	April 26, 2010	n/a
Teleconference	June 21, 2010	n/a

Resources provided by the State Bar of Michigan in support of committee work:

The State Bar of Michigan provides Committee on Justice Initiative (CJI) with staff support and a budget to facilitate projects and meetings. Please also see the individual initiatives.

Committee Redesign

The Committee on Justice Initiatives was redesigned over the last year and the new committee organization features an Annual Justice Initiatives Summit. By invitation of the president of the State Bar, prominent public officials and other high-level stakeholders, justice initiatives leaders, individuals with expertise in state and national movements and trends, and “big thinkers,” will attend. A Summit Cabinet consisting of the State Bar president-elect and executive director, the executive director of the Michigan State Bar Foundation, and two presidential appointees from the Committee on Justice Initiatives will be responsible for planning and execution. The Summit will provide an opportunity for all major players in justice initiatives issues, including representatives of the Supreme Court, and executive and legislative branches, to come together to exchange perspectives and information on the most important access to justice issues, and the challenges and opportunities facing Michigan and its legal community in the upcoming year. They will be informed of current JI work from a report given by the State Bar of Michigan Executive Director. The Summit will be convened in April so that its insights and perspectives can be used in identifying issues to address and preparing the budget for the next bar year. Under extraordinary circumstances, a biannual Summit might be convened.

The **Committee on Justice Initiatives** Volunteer Managers Team will be appointed by the president of the State Bar of Michigan and will consist of all Initiative Co-chairs, additional volunteers, and the executive director of the Michigan State Bar Foundation. CJI will meet quarterly or as needed and will be responsible for managing the work of the Initiatives with a goal of assisting the State Bar with strategic goals and establishing priorities, coordinating projects, and working on a communication strategy.

The CJI includes four **Initiatives**: Criminal Issues Initiative, Equal Access Initiative, Justice Policy Initiative and the Pro Bono Initiative. Each will provide an opportunity for State Bar members and other justice system stakeholders to participate in furthering the work of the State Bar in a variety of concrete ways suited to their particular interest and talents. Initiatives advance ideas for projects, workgroups and training events to CJI. If applicable, Initiatives can make policy recommendations on legislation, court rule proposals, or final recommendations at the conclusion of approved projects. Such recommendations will be reviewed by CJI; if they have not taken any action within two weeks of receiving a recommendation from an Initiative, the recommendation will be advanced to the Public Policy, Image and Identity committee of the Board of Commissioners, or the appropriate committee of the Representative Assembly.

The work of the **Internal Cabinet**, an advisory group for the Access to Justice ATJ Campaign which provides a forum for collaborative discussion among the ATJ partners the State Bar, the Michigan State Bar Foundation, and legal aid providers, will continue to be an important resource for the Justice Initiatives program.

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Committee Activities:

A **Justice Initiatives Open House** at the State Bar Annual Meeting on Friday, September 18, 2009 from 2 – 4 pm. All State Bar members and Annual Meeting attendees were invited to this informal gathering for a chance to sip wine, win prizes and meet JI staff and volunteers.

The Committee and all Initiatives held the **Annual Kickoff** on October 3, 2009. The agenda for that meeting included a presentation on pro se in Michigan, a presentation about the Judicial Crossroads Task Force, and a presentation from Lorraine Weber, the Michigan Supreme Court’s new Director of Access and Fairness.

Representative Assembly Presentation, March 27, 2010: CJI Co-Chair Terri Stangl made a presentation about JI work at the March RA meeting so that members have ideas on how JI work connects with local bars and other groups they have contact with.

Justice Initiatives Summit: The Summit occurred on April 12 and focused on “Addressing the Needs of the Unrepresented: Assisting the Self-Represented, Unbundled Legal Services, Civil Right to Counsel.” Two distinguished experts - Massachusetts Appeals Court Judge Cynthia Cohen and New England School of Law Professor Russ Engler spoke on the topic. Both have examined this issue and worked toward solutions for the unrepresented in their jurisdictions, and both are nationally recognized leaders and experts. There was consensus that the Summit was a good opportunity to present both contextual and pragmatic information on the challenge of the unrepresented to a wider group of Michigan stakeholders.

Throughout the year, the CJI met to assess the work of its initiatives to keep informed of the work of the **Access to Justice Crossroads Task Force**. Separate reports for each of the four initiatives are included below.

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Committee Name: Criminal Issues Initiative

Jurisdiction: The dual purposes of this initiative are to address issues of indigent criminal defense in Michigan and to educate the legal community on civil collateral consequences.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Frank Eaman	645 Griswold Suite 3060 Detroit, MI 48226	313/962-7210	eaman@eamanlaw.com
Co-Chair	Martin Krohner	PO Box 3348 Farmington Hills, MI 48333	248/464-0040	marty@mich.com
Staff Liaison	Elizabeth Lyon Amanda Chubb	State Bar of Michigan	517/346-6325 517/346-6396	elyon@mail.michbar.org achubb@mail.michbar.org
Commissioner Liaison	n/a			

Member/Advisor/Other	Member/Advisor/Other
Miriam Aukerman	Daniel Less
Sheila Spalding Blakney	Hon. Mabel Mayfield
Caridad Pastor Cardinale	James Neuhard
Anthony Derezinski	Valerie Newman
Martin Glista	Hon. Angela Kay Sherigan
Heather Garretson	Regina Daniels Thomas
Stacy Hickox	Kym Worthy
David Koelsch	

Committee Meeting Schedule:

Note: Co-chairs and SBM staff meet via teleconference and meetings of the whole are convened when action items are present. Project workgroups meet separately as the work requires.		
Meeting Type	Date	Location
Teleconference	November 24, 2009	n/a
In person	May 12, 2010	State Bar of Michigan
Teleconference	Late Aug/Early Sept (proposed)	n/a

Resources provided by the State Bar of Michigan in support of committee work:

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The State Bar of Michigan provides the Criminal Issues Initiative with staff support and an initiative budget to facilitate projects and meetings.

Committee Activities:

The Criminal Issues Initiative committed to undertaking two new projects for the 2009-2010 bar year. Both projects will extend into the next bar year.

PROJECT 1: Collateral Consequences Act

- Purpose: Participate in Uniform Law Revision Commission workgroup that will examine possible benefits of implementing the Uniform Collateral Consequences Act in Michigan.
- Goal: The CII will review and analyze the Act. If the review is favorable, they will aim to have the bill and any recommendations approved by the Representative Assembly at their September 2010 meeting. If approved, work will be done to introduce the bill at the beginning of the legislative session in 2011.

PROJECT 2: Reclassification of Low Level Misdemeanors

- Purpose: Evaluate the ability to reclassify low level misdemeanors as civil infractions in partnership with other groups that may include SADO, PAAM, and the Criminal Jurisprudence and Practice Committee.
- Goals: Focusing on non-criminal misdemeanors in Michigan, evaluate the current landscape of what constitutes a misdemeanor in Michigan and what avenue would be needed to reclassify certain examples, in order to help mitigate the tide of Michigan citizens who are experiencing collateral consequences from their criminal record and to potentially reduce the criminal case load.

ANNUAL MEETING PROGRAM

The CII has requested an Annual Meeting program that will highlight the growing public defense reform movement in Michigan, or similar topics.

PUBLIC DEFENSE REFORM

House Bill 5676 that would create a statewide public defender office in Michigan was introduced in December 2009. CII members are active in attending and providing assistance in the efforts for public defense reform.

DEMOGRAPHICS PROJECT

The Demographics project, which is a compilation of data pertinent to criminal justice issues within the state of Michigan, will be published as an online resource this bar year.

Future Goals and Activities:

Initiative members have discussed a project that would aim to create attorney awareness around the new requirements set forth for effective assistance of counsel by the 2010 Supreme Court ruling in *Padilla v. Commonwealth of Kentucky*. The ruling has major implications for attorneys representing clients who are not citizens in criminal cases; attorneys must now be aware of the immigration consequences of any conviction, and provide correct advice to their clients.

Initiative members will discuss at their next meeting the possibility of forming a workgroup to review self-representation in district court misdemeanor cases, and consequential violations of *Argersinger* (requiring counsel in misdemeanor cases where a jail sentence is possible), violations of *Rothgery* (requiring the assistance of counsel at the accused's first court appearance), and contact between unrepresented persons and prosecutors.

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Committee Name: Equal Access Initiative

Jurisdiction: This group develops projects, programs and trainings to benefit underserved populations on issues such as race and ethnicity, gender and disability.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Evanne Dietz	Oakland County FOC PO Box 436012 Pontiac, MI 48343	248 975-9770	dietze@oakgov.com
Co-Chair	Erika Akinyemi	645 Griswold Suite 1300 Detroit, MI 48226	313 237-6295	ekinyemi@sbcglobal.net
Staff Liaison	Gregory Conyers Judy Hershkowitz	State Bar of Michigan	517/346-6358 517/346-6335	gconyers@mail.michbar.org jhershkowitz@mail.michbar.org
Commissioner Liaison	n/a			

Member/Advisor/Other	Member/Advisor/Other
Teresa Bingman	Dale A. Iverson
Tracey W. Brame	Linda D. Johnson
Hon. William J. Caprathe	Hon. Sheila Johnson
Mark A. Cody	Mark D. McWilliams
Ann M. Cooper	Dean John Nussbaumer
J. Kay Felt	Hon. Paul S. Teranes
Hon. Lisa Gigliotti	Laurin' C. Roberts Thomas
Coffiann U. Hawthorne	Marcelina Treviño-Savala

Committee Meeting Schedule:

Note: The initiative members meet in person and via conference call as follows. Project workgroups meet separately as the work requires.		
Meeting Type	Date	Location
In person	November 24, 2009	State Bar of Michigan
Teleconference	February 18, 2010	n/a
In person	May 20, 2010	State Bar of Michigan

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Teleconference	June 17, 2010	n/a
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Resources provided by the State Bar of Michigan in support of committee work:

The State Bar of Michigan provides the Equal Access Initiative (EAI) with staff support and an initiative budget to facilitate projects and meetings.

Committee Activities:

EAI has various workgroups which include:

- Alternative Dispute Resolution Task Force on Diversity
- Disabilities WorkGroup
- Diversity Project
- Jury Curriculum Program

The **Alternative Dispute Resolution Task Force on Diversity** (ADR TF) established a steering committee and then held three day long working sessions with a large group of stakeholders from around the state that included experts in both ADR issues and diversity issues. Those sessions were designed to obtain input on the best ways to move forward with the need for diverse practitioners and to take into account serving diverse clients. The task force members have developed a plan and recommendations for promoting diversity in this arena. The Task Force is a unique partnership between EAI and the Bar's Alternative Dispute Resolution Section

The **Disabilities Workgroup** has multiple projects. They are working on an update to the 2001 disabilities report that provides recommendations for law firms, law schools, and the courts. This update has included multiple focus groups, the creation of a complex survey instrument and collaboration with the State Court Administrative Office. A second project is a quarterly online e-newsletter with concise, utilitarian articles regarding disabilities issues; five years of these newsletters have been completed and the project is ongoing www.michbar.org/programs/equalaccess.cfm. This group is overseeing the *Michigan Bar Journal* theme issue on disabilities for August 2010. They have researched legislation regarding mental health diversion issues and submitted a nomination for a State Bar award.

The **Diversity Project** held dual symposia on diversity in the legal profession on March 2009 at two law school locations. The focus was the retention of the retention of underrepresented attorneys in the legal profession. Each symposium included a panel composed of a wide range of prestigious volunteers from across the state and a roundtable breakout brainstorming session, which assisted in identifying the project's next steps toward implementation of recommendations and ideas. There was active and enthusiastic participation from attendees.

The Diversity Project is now planning three events in June 2010 to promote the creation of a statement of commitment to diversity which will be followed by a signing event at the State Bar of Michigan Annual Meeting in September 2010. This work is being guided by the Bar's Director of Diversity, a new position created in the last bar year.

The **Jury Curriculum Program** is one that requires the collaboration of the legal and educational communities. Working with the Michigan Center for Civic Education, lawyers, judges and teachers throughout the state, come together to teach the concepts of due process, equal protection, individual rights and justice as they apply to the importance of jury service and the value of diverse jury pools. The curriculum has been presented to school districts in Kent, Genesee, Berrien and Wayne Counties; the most recent programs were held in Benton Harbor and Detroit.

Additional EAI work includes the filing of an amicus brief in the Michigan Supreme Court case of *Pellegrino v AMPCO Parking*. Leave was granted on the sole issue of whether MCR 2.511(F) (2) was violated

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by the trial court. On the recommendation of EAI, the State Bar opposed the adoption of the rule in 2005; the amicus brief will be filed to restate State Bar opposition to the rule.

EAI members contributed to the publication of a *Michigan Bar Journal* theme issue on cultural awareness issues in January 2010. It is available at www.michbar.org/journal/home.cfm?viewtype=archive&volumeid=120.

In addition to these programs and projects, justice initiatives staff and volunteers attended a variety of national conferences in 2009. In addition to the Annual Meeting of the National Consortium on Racial and Ethnic Fairness in the Courts in Pittsburgh, they attended the Equal Justice Conference held in Florida and the American Bar Association Presidential Diversity Summit held in Maryland, and the ABA Council on Access and Fairness Staff Diversity Directors Forum in California.

Future Goals and Activities:

Several aspects of the current projects are ongoing and all will continue into the next bar year. The Diversity Project is considering presenting additional symposia and they have been awarded a theme issue of the Michigan Bar Journal. The Disabilities WorkGroup is interested in a program on therapeutic justice, in addition to the completion of the updated disabilities report and ongoing quarterly e-newsletters. The Jury Curriculum program is looking into more programs with the schools, perhaps in the Southfield school district as well as repeating some of their prior programs. The ADR Task Force will proceed with the recommendations obtained from the three working sessions.

In addition, EAI is interested in the long list of recommendations that are the result of the work done by the Access To Justice Committee of the State Bar Judicial Crossroads Task Force. There is an interest in the projects to be undertaken by the Chief Justice’s Office of Access and Fairness and in the Court’s newly created Task Force regarding pro se representation.

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**Committee Name:** Justice Policy Initiatives

**Jurisdiction:** Analyzes and recommends positions on proposed legislation, court rules, and other policies relevant to the Justice Initiatives.

**Co-Chairs and Committee Members:**

| Officer              | Name              | Address                                                                            | Telephone    | Email                                                              |
|----------------------|-------------------|------------------------------------------------------------------------------------|--------------|--------------------------------------------------------------------|
| Co-Chair             | Lorray S.C. Brown | Michigan Poverty Law Program, 220 East Huron St, Suite 600A, Ann Arbor, MI 48104   | 734 998-6100 | <a href="mailto:lorrayb@lsscm.org">lorrayb@lsscm.org</a>           |
| Co-Chair             | Terri L. Stangl   | Center for Civil Justice, 320 S. Washington, 2 <sup>nd</sup> Fl, Saginaw, MI 48607 | 989 755-3120 | <a href="mailto:tstangl@ccj-mi.org">tstangl@ccj-mi.org</a>         |
| Staff Liaison        | Elizabeth K. Lyon | State Bar of Michigan, 306 Townsend, 48933                                         | 517 346-6325 | <a href="mailto:elyon@mail.michbar.org">elyon@mail.michbar.org</a> |
| Commissioner Liaison | n/a               |                                                                                    |              |                                                                    |

| Member/Advisor/Other | Member/Advisor/Other |
|----------------------|----------------------|
| Michael J. Blau      | Nancy L. Mullett     |
| Roland C. Fancher    | Kenneth C. Penokie   |



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|                          |                      |
|--------------------------|----------------------|
| Marcia E. Femrite        | Solon M. Phillips    |
| Jessica S. Fox           | Melinda A. Pitman    |
| Pamela R. Galloway       | Sydney Rooks         |
| Catherine Grochowski     | Christine N. Seppala |
| Hemant Madhusudan Keskar | Thomas A. Stotz      |
| Martin P. Krohner        | Thomas K. Thornburg  |
| Catherine L. McClure     | Karen M. Tjapkes     |

**Committee Meeting Schedule:**

| Meeting Type                               | Date             | Location              |
|--------------------------------------------|------------------|-----------------------|
| In Person Meeting                          | October 29, 2009 | State Bar of Michigan |
| New Member Teleconference                  | November 9, 2009 | n/a                   |
| Teleconference                             | December 3, 2009 | n/a                   |
| Identification Subcommittee Teleconference | January 6, 2010  | n/a                   |
| Identification Subcommittee Teleconference | January 25, 2010 | n/a                   |
| Teleconference                             | February 4, 2010 | n/a                   |

**Resources provided by the State Bar of Michigan in support of committee work:** The committee receives staff support from Elizabeth Lyon and Carrie Sharlow

**Committee Activities:** The committee reviewed 28 public policy items and provided six positions that were subject for review by the Committee on Justice Initiatives before they were provided to the Board of Commissioners and Executive Committee.

The committee formed a subcommittee to focus on the issue of access to justice and identification required for access to buildings or courthouses where essential services are provided. The Identification Subcommittee met twice in the beginning of the year with the final result being a draft position entitled "Equal Access to Personal Identification" that was provided to the full committee at its next meeting.

**Future Goals and Activities:** If the CJI Summit Meeting or Judicial Crossroads includes specific policy recommendations that are within the JPI purview, JPI will consider whether to develop specific policy positions or proposed court rules for consideration by the Representative Assembly.

JPI would welcome more opportunities to participate in discussions about important policy positions with other bar entities. This may result in stronger positions with a more unified base of support.



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**Committee Name:** Pro Bono Initiative

**Jurisdiction:** Encouraging and coordinating free or discounted civil legal services.

**Chair(s) and Initiative Members:**

| Officer              | Name              | Address                                             | Telephone              | Email                                                                    |
|----------------------|-------------------|-----------------------------------------------------|------------------------|--------------------------------------------------------------------------|
| Co-Chair             | Margaret Costello | 400 Renaissance Center<br>Detroit, MI<br>48243-1668 | 313-568-5306           | <a href="mailto:mcostello@dykema.com">mcostello@dykema.com</a>           |
| Co-Chair             | Robert F. Gillett | 420 N 4th Ave<br>Ann Arbor, MI<br>48104-1104        | 734 665-6181<br>ext 24 | <a href="mailto:rgillett@umich.edu">rgillett@umich.edu</a>               |
| Staff Liaison        | Candace Crowley   | State Bar of Michigan                               | 517 346-6319           | <a href="mailto:ccrowley@mail.michbar.org">ccrowley@mail.michbar.org</a> |
| Commissioner Liaison | n/a               |                                                     |                        |                                                                          |

| Member/Advisor/Other | Member/Advisor/Other  |
|----------------------|-----------------------|
| Colin M. Bryce       | Hon. Denise Page Hood |
| Thomas F. Cavalier   | Joan Glanton Howard   |
| Evanne L. Dietz      | Ashley E. Lowe        |
| Kirsten A. Enstice   | Heidi A. Naasko       |
| Mark P. Fancher      | Linda K. Rexer        |
| Rick A. Haberman     | Amy L. Sankaran       |

**Committee Meeting Schedule:**

| Meeting Type   | Date               | Location |
|----------------|--------------------|----------|
| Teleconference | July 14, 2009      | n/a      |
| Teleconference | September 14, 2009 | n/a      |
| Teleconference | December 7, 2009   | n/a      |
| Teleconference | March 22, 2010     | n/a      |

**Resources provided by the State Bar of Michigan in support of committee work:**

The State Bar of Michigan provides the Pro Bono Initiative (PBI) with staff support and an initiative budget to facilitate projects and meetings.

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**Committee Activities:**

The **John W. Cummiskey Award** was presented to attorney Joseph Basta at the State Bar Annual Meeting Awards Reception on Wednesday, September 16, 2009. The award includes a \$2,000 donation to an ATJ program to be made through the Access to Justice Fund. Mr. Basta asked that the award be split equally between Legal Aid of Western Michigan, and the UM Law School Clinical Programs

The first **October Pro Bono Month Celebration** occurred in 2009. A website was developed to post Michigan events, see <http://www.michbar.org/probono.cfm>. The celebration was concluded with an event at the Hall of Justice on October 29<sup>th</sup>. Michigan Supreme Court Justice Diane Hathaway provided greetings to the audience, and Georgetown Law's Professor Peter Edelman delivered a keynote address based on his vast knowledge and experience with the delivery of civil legal services and pro bono nationwide. The Pro Bono Month website included Governor Granholm's Proclamation recognizing October as Pro Bono month, and information on numerous Michigan events celebrating pro bono. See <http://www.michbar.org/probono.cfm>.

Forty-three attorneys attended **Project SALUTE's Oct. 13 attorney training** at the State Bar of Michigan's Michael Franck Building in Lansing. The all-day workshop, sponsored by the Pro Bono Initiative, in recognition of Pro Bono Month, prepared them to assist low-income veterans in obtaining Federal benefits. Project SALUTE, a program sponsored by the University of Detroit Mercy Law School, provides free legal advice to low income veterans across the country, while teaching law school students the value of using the law to serve the community. It provides attorneys with many opportunities each month to be trained in laws affecting veterans.

For the calendar year ending December 2009, 46 Qualified Domestic Relations Order ("QDRO") cases were referred from legal services programs through the **Michigan Litigation and Partnership Program**, up from 29 in 2008. All 46 cases were placed with a lawyer specializing in pension law. MI-LAPP continues to rely on the QDRO Committee, spearheaded by Mr. Joseph Cunningham of Plante Moran. Joe leads the team of preparers who committed to accepting one referral per month through the program. The team consists of Mary Ade, Nancy Keppelman, David and Jacki Roessler, Bob Treat and newly added in 2009, Jake Sheehy. Expansions to the MI-LAPP work are being developed so that private lawyers with pro bono non-QDRO cases can be covered by the State Bar's malpractice insurance, and so that lawyers who accept cases from ATJ programs without malpractice insurance can be afforded that coverage.

The long awaited membership-wide **Pro Bono Survey** is complete. It was presented to the Board of Commissioners by Bob Gillett and Linda Rexer at the March BOC meeting. It was distributed a large number of stakeholders, was the subject of a press release, and post-survey messages are being developed.

Upon learning that the long-pending pro bono rule has not carried over on the Supreme Court's administrative docket, a PBI workgroup was formed to re-draft the proposed changes to **Model Rule of Professional Conduct 6.1**. The proposed changes were unanimously adopted by the Representative Assembly at its March meeting and are now pending again at the court.

A **QDRO training** occurred on April 29, 2010 at the Plante Moran office in Ann Arbor. Twenty legal services family law lawyers were provided information by QDRO pro bono preparers Nancy Keppelman, Mary Ade, Bob Treat and Jacki Roessler.

The **"Nurture the Power of Pro Bono"** spring coordinators workshop is set for May 26, 2010. Pro bono coordinators around the state will gather to be welcomed by Michigan Supreme Court Chief Justice Marilyn J. Kelly and to share best practices.

The PBI provided member Tom Cavalier as a liaison to the **Master Lawyers Section Planning Committee** to enlist support for MRPC 6.1, to help identify pro bono opportunities for Master Lawyers, and to coordinate the development of a "Malpractice Insurance is Not A Barrier to Pro Bono" brochure.

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The **Circle of Excellence** is set to be published in the June issue of the Michigan Bar Journal.

Nominations for the **John W. Cummiskey Award** will be reviewed and a winner identified in May.

The **Second Annual Celebrate Pro Bono Month** is set for October.

The PBI was awarded the **October 2011 theme issue** of the Michigan Bar Journal.

The **pro bono website** proposed after the Detroit Bar Pro Bono Summit was reviewed by the Legal Services Computer Committee, which drafted a report to be reviewed further by the website workgroup.

A State Bar of Michigan delegation attended **ABA Day** in Washington, D.C. on April 20 and 21 to advocate support for increased Legal Services Corporation funding and the Civil Rights Tax Relief Act, which would end the unfair taxation of recoveries for victims of discrimination. The State Bar delegation, consisting of State Bar President Charles Toy, SBM President-elect W. Anthony Jenkins, SBM Treasurer Bruce Courtade, and Reginald Turner of Clark Hill, PC, met with all seventeen Michigan congressional offices. Their efforts were assisted by the SBM Board of Commissioners, who wrote letters of support to their respective legislators, and by many of the LSC funded legal aid organizations in the state.

**Future Goals and Activities:**

Most of the project work described in this report occurs annually, and efforts will be directed to replicating and improving those projects. With the possibility of a change in the unbundling rules, opportunities to market smaller pro bono opportunities and those identified at the Summit can be created. The development of new pro bono menus should be discussed with legal services providers.

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**Committee Name:** Law and the Media

**Jurisdiction:** Develop, recommend, and support programs that promote a positive relationship between the law and the media. Study and identify sources of friction between the courts, lawyers, and the electronic and print press, and recommend solutions.

**Chair(s) and Committee Members:**

| Officer                 | Name                 | Address                                                                                                   | Telephone      | Email                       |
|-------------------------|----------------------|-----------------------------------------------------------------------------------------------------------|----------------|-----------------------------|
| Chair                   | Cameron J. Evans     | Honigman<br>Miller<br>Schwartz &<br>Cohn LLP<br>660 Woodward<br>Ave Ste 2290<br>Detroit, MI<br>48226-3506 | (313) 465-7370 | cevans@honigman.com         |
| Staff Liaison           | Nancy Brown          | 306 Townsend<br>Street Lansing,<br>MI 48933                                                               | (517) 346-6350 | nbrown@mail.michbar.org     |
| Staff Liaison           | Samantha<br>Meinke   | 306 Townsend<br>Street<br>Lansing, MI<br>48933                                                            | (517) 346-6332 | smeinke@mail.michbar.org    |
| Staff Liaison           | Naseem<br>Stecker    | 306 Townsend<br>Street<br>Lansing, MI<br>48933                                                            | (517) 347-6428 | nstecker@mail.michbar.org   |
| Commissioner<br>Liaison | Julie A.<br>Sullivan | Miller Johnson<br>303 N. Rose<br>Ste. 600<br>Kalamazoo,<br>MI<br>49007                                    | (269) 226-2950 | sullivanj@millerjohnson.com |

|                               |                              |
|-------------------------------|------------------------------|
| Member/Advisor/Other          | Member/Advisor/Other         |
| Nancy Brown, SBM              | Daniel J. Cherrin, member    |
| Stephen C. Cooper, member     | Thomas W. Cranmer, member    |
| Robin Eugenia Dillard, member | Andrew S. Doctoroff, advisor |
| Douglas I. Durfee, member     | Cecil Jesse Green, member    |
| Johnny L. Hawkins, member     | Thomas H. Howlett, member    |

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|                                |                           |
|--------------------------------|---------------------------|
| Elizabeth M. Madigon, member   | Clifford Marko, member    |
| Tracey M. Martin-Henry, member | Mindy M. Schwartz, member |

**Committee Meeting Schedule:**

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

| Meeting Type   | Date           | Location |
|----------------|----------------|----------|
| Description    |                |          |
| Teleconference | Nov. 8, 2009   |          |
| Teleconference | Jan. 27, 2010  |          |
| Teleconference | March 24, 2010 |          |
| Teleconference | May 26, 2010   |          |
|                |                |          |
|                |                |          |
|                |                |          |
|                |                |          |

**Resources provided by the State Bar of Michigan in support of committee work:**

Arranging and coordinating seminars, preparing media kits, administering the McCree awards process from the initial announcement to post-banquet publicity. Tasks include: brochure preparation and distribution, tracking entries, getting judges, publicity, arrangements with MSU and award winners for the banquet, president's speech at the event, ordering awards.

**Committee Activities:**

**Dealing with the Media Seminar:** December 3, 2009, Executive Committee of the State Bar of Michigan Family Law Section.

**Wade McCree Awards for the Advancement of Justice:** Banquet, April 18, 2010

**Dealing with the Media Seminar:** April 23, 2010, Council of Chief Negotiators, the Metropolitan Detroit Bureau of School Studies, Inc. (a consortium of approximately 80 public school districts, as well as Oakland University, Wayne State University, Mott Community College, Oakland Community College, St. Clair Community College and Wayne County College).

**Dealing with the Media Seminar:** June 12, 2010, Mackinac Island in conjunction with the Bar Leadership Forum.

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**Future Goals and Activities:**

Review whether to expand the reach of committee's newsroom seminars to reach Internet/citizen journalist. To date, these seminars have been limited to traditional journalists working for media entities. Also, whether the committee should explore presenting seminars in the form of webinars.

**Other Information:** I have truly enjoyed my second year serving as the Chair of this Committee. Having a full roster of members is one of the highlights of the year.

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**Committee Name:** Law Related Education and Public Outreach

**Jurisdiction:** Make recommendations concerning programs advancing lay understanding of law and the legal profession, with particular emphasis on community programs. Develop a phased implementation process for the Spring 2009 Plan developed at the Law Related Education Summit, identifying measures of success for the plan and evaluating outcomes and communicating progress annually.

**Chair(s) and Committee Members:**

| <b>Officer</b>       | <b>Name</b>                                                         | <b>Address</b>                                                                                                      | <b>Telephone</b> | <b>Email</b>           |
|----------------------|---------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------|------------------|------------------------|
| Chair                | Jeffrey F. Paulsen                                                  | 2934 Meadowood Ln<br>Bloomfield Hills, MI<br>48302-1032                                                             | (248) 456-0646   | JFP@paulsenlawfirm.com |
| Staff Liaisons       | Nancy Brown<br>Candace Crowley<br>Naseem Stecker<br>Samantha Meinke |                                                                                                                     |                  |                        |
| Commissioner Liaison | Julie I. Fershtman                                                  | Zausmer Kaufman<br>August Caldwell & Tayler PC<br>31700 Middlebelt Rd<br>Ste 150 Farmington Hills, MI<br>48334-2301 | (248) 851-4111   | fershtman@aol.com      |

| <b>Member/Advisor/Other</b> | <b>Member/Advisor/Other</b> |
|-----------------------------|-----------------------------|
| Sarah J. Basso              | Hon. Ronald W. Lowe         |
| Sherri L. Belknap           | Jonathan Robert Marko       |
| Walter H. Bentley III       | Alan T. Motzny              |
| Constance L. Brigman        | Monica Rachelle Nuckolls    |
| Latisha Carter              | Bart P. O'Neill             |
| Teri L. Dennings            | Susan Patterson             |
| Lawrence Elassal            | Gina E. Polley              |



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|                        |                      |
|------------------------|----------------------|
| Michael M. Ellis       | David A. Potts       |
| Mary Ann Farris        | Anthony Saliccioli   |
| Cindy E. Faulkner      | Daniel J. Schairbaum |
| Howard J. Gourwitz     | Linda Start          |
| Danielle M. Haberstroh | David A. Sutherland  |
| Ronald Hwang           | Lisa C. Walinske     |
| Margaret J. Krasnoff   | Dana M. Warnez       |
| Gary A. Kravitz        | Tyra L. Wright       |
| Matthew E. Krichbaum   | Benjamin Fan Wu      |
| Denise M. LaFave Smith |                      |

**Committee Meeting Schedule:**

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

| Meeting Type   | Date           | Location                |
|----------------|----------------|-------------------------|
| Description    |                |                         |
| Meeting        | Nov. 2, 2009   | SBM Building in Lansing |
| Teleconference | Jan. 11, 2010  |                         |
| Meeting        | March 15, 2010 | SBM Building in Lansing |
| Teleconference | May 10, 2010   |                         |
|                |                |                         |
|                |                |                         |
|                |                |                         |
|                |                |                         |

**Resources provided by the State Bar of Michigan in support of committee work:**

Monetary, organizational and administrative support is provided including the following:

Legal Milestones: work with volunteers to help determine and contact key players, field trip to determine milestone dedication and plaque placement site, coordinate event, edit letter to speakers, draft plaque text, order plaque, help decide placement, keep track of guest list, work on invitations and program details, speech for master of ceremonies, arrangements for food, beverages, audio equipment, publicity including videotaping of event, press release, article or blurb in the Bar Journal, arrange for photographs, Milestones on the web.

Law Day: coordinate Law Day Radio show, write speech for SBM president, work with Law Day Subcommittee chair to prepare invitations and programs related to Law Day events.

Constitution Day: Press releases as needed and other support.

Law Related Education Subcommittee: work with volunteers serving as work group chairs and advisors to implement goals of 2009 Spring Law Related Education Summit

**Committee Activities:**

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Through its newly constituted subcommittee structure, LRE-PO members continue to execute and improve upon a number of established SBM sponsored law related education and public outreach programs and its members continue to explore additional programming to support the objectives of the committee. The committee also continues its support of programs administered by other public outreach organizations by providing volunteer time and resources.

**SPECIFIC ACTIVITIES INCLUDE THE FOLLOWING:**

In August, the newly organized LRE-PO committee was expanded to approximately 40 members consisting of lawyers; the lawyers auxiliary, teachers, SBM staff members and other non-lawyer individuals involved with and interested in law related education activities. While the full LRE-PO committee only meets four times per year, each of the four subcommittees communicate and meet in between the full committee meetings to discuss issues specific to the respective subcommittee's Law Related Education and Public Outreach efforts.

In September, the Constitution Day subcommittee supported the efforts of many local bar associations and schools by creating the message, creating a timeline, developing materials and in organizing and running successful Constitution Day programs occurring across the state of Michigan. The committee sent correspondence to all local bars asking for input on how the SBM Constitution Day subcommittee can be of help and also for ideas for an upcoming March 2010 Bar Journal article on Constitution Day.

In January, photographs of the 33<sup>rd</sup> Michigan Legal Milestone honoring Poletown and Eminent Domain located in Hamtramck appeared in the Michigan Bar Journal.

In March, an article regarding Constitution Day efforts and activities was published in the Bar Journal. The subcommittee is already working on ideas for the theme of Constitution Day 2011.

In March, members of the committee supported the efforts of the Michigan Center for Civic Education by providing volunteers to judge high school student mock trial competitions across the State of Michigan.

In May, the Law Day subcommittee organized and conducted the annual Law Day luncheon for middle school students honoring essays written by the students and judged by volunteers, including those from the LRE-PO committee.

In May, the chair of the LRE-PO committee along with the SBM President, the SBM Executive Director and SBM Director of External Development appeared as guests on Michigan Talk Network's Michael Patrick Shiels show to discuss Law Day and other Law Related Education activities and events.

In June, the Michigan Legal Milestone subcommittee will organize the dedication ceremony and plaque placement for the 35th Michigan Legal Milestone highlighting "Elk, Oil, and the Environment". The dedication ceremony will be held at the "cabin" at the Treetops Resort in Gaylord and the plaque will be permanently located at the Otsego County Courthouse.

**Future Goals and Activities:**

The LRE-PO committee will continue to look at ways to improve its subcommittee structure by ensuring that each lawyer member and each non-lawyer member are actively involved in activities that support the overall goals of the LRE-PO committee. Using this subcommittee structure, the committee continues to review, expand, and support public outreach programs in support of the committee's purpose and objectives to (1) implement programming that advances non-lawyer

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understanding of the law and the legal profession, with a particular emphasis on educational and community programs; and (2) review existing LRE programs for uploading to an online database, review potential collaborative activities amongst lawyers and educators, review the best methods of communicating the Value of LRE, as well as implementing and utilizing a Evaluation Form to provide valuable input and feedback on LRE programming. Each of these efforts is aimed at developing a phased in process of implementing highly effective LRE programming.

**Other Information:**

Each of the subcommittee chairs and LRE work group chairs provide regular (typically quarterly) written reports related to the activities and progress of their respective subcommittees and work groups.

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**Committee Name:** Law School Deans

**Jurisdiction:**

- Confer on issues and subjects that affect the law schools of Michigan and the practicing lawyers of Michigan.
- Make recommendations concerning legal preparation, law school admissions, education, standards, and testing of candidates for admission to the bar.

**Chair(s) and Committee Members:**

| Officer              | Name                            | Address                                     | Telephone                        | Email                                                                                                                                        |
|----------------------|---------------------------------|---------------------------------------------|----------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------|
| Chair                | Charles R. Toy                  | 300 S Capitol Ave<br>Lansing, MI 48933-2002 | (517) 371-5140 x2043             | toyc@cooley.edu                                                                                                                              |
| Staff Liaison        | Dawn M. Evans<br>Janet K. Welch | 306 Townsend<br>Lansing, MI, 48933          | (517) 346-6328<br>(517) 346-6331 | <a href="mailto:devans@mail.michbar.org">devans@mail.michbar.org</a><br><a href="mailto:jwelch@mail.michbar.org">jwelch@mail.michbar.org</a> |
| Commissioner Liaison | n/a                             |                                             |                                  |                                                                                                                                              |

|                          |                         |
|--------------------------|-------------------------|
| Member/Advisor/Other     | Member/Advisor/Other    |
| Bruce A. Courtade        | Dean Robert M. Ackerman |
| Julie I. Fershtman       | Dean Evan Caminker      |
| W. Anthony Jenkins       | Dean Joan Howarth       |
| Elizabeth Mochle Johnson | Dean Don LeDuc          |
| Timothy J. Raubinger     | Dean Lloyd A. Semple    |

**Committee Meeting Schedule:**

By agreement of the members, this committee meets on an as-needed basis, typically on an 18-24 month schedule. No meeting has been scheduled in this bar year.

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**Committee Name:** Lawyer Referral Service Special Committee

**Jurisdiction:** The Lawyer Referral Service Special Committee reviews and makes recommendations to the Board of Commissioners concerning the State Bar's Lawyer Referral and Information Service Rules and Procedures.

**Chair and Committee Members:**

| Officer                 | Name                        | Address                                                                                   | Telephone      | Email                                  |
|-------------------------|-----------------------------|-------------------------------------------------------------------------------------------|----------------|----------------------------------------|
| Chair                   | Kiffi Y. Ford               | Dykema<br>Gossett<br>PLLC<br>201<br>Townsend St.,<br>Ste 900<br>Lansing, MI<br>48933-1561 | (517) 374-9177 | kford@dykema.com                       |
| Staff Liaison           | Nkrumah<br>Johnson-<br>Wynn | State Bar of<br>Michigan<br>306<br>Townsend<br>Street<br>Lansing, MI<br>48933-2012        | (517) 346-6310 | njwynn@mail.michbar.org                |
| Commissioner<br>Liaison | Angelique<br>Strong Marks   | Behr America,<br>Inc.<br>2700 Daley<br>Dr.<br>Troy, MI<br>48083-1949                      | (248) 743-3797 | angelique.strongmarks@us.behrgroup.com |

| Member/Advisor/Other |                |
|----------------------|----------------|
| Jo L. Bullis         | Member         |
| Michael C. Delling   | Member         |
| David A. Perkins     | Member         |
| Peter R. Tochman     | Member         |
| Nancy King           | Non-Bar Member |
| Rick Troy            | Non-Bar Member |

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**Committee Meeting Schedule:**

| Meeting Type         | Date                 | Location |
|----------------------|----------------------|----------|
| Description          |                      |          |
| Telephone conference | 2/25/10 – 2:00 p.m.  |          |
| Telephone conference | 4/28/10 – 10:00 a.m. |          |

**Resources provided by the State Bar of Michigan in support of committee work:**

The State Bar provides staff support, telephone conferencing, as well as meeting facilities, meals, materials, and document production services, as necessary.

**Committee Activities:**

The members met via telephone on February 25, 2010 to review and revise LRIS Rules. The Committee met again on April 28, 2010 to finalize the revisions, which will be presented to the Professional Standards Committee for review and recommendation to the Board of Commissioners.

**Future Goals and Activities:**

**Other Information:**

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**Committee Name:** Lawyers and Judges Assistance Committee

**Jurisdiction:** Lawyers and Judges Assistance Program

**Chair(s) and Committee Members:**

| Officer              | Name                      | Address                                | Telephone      | Email                     |
|----------------------|---------------------------|----------------------------------------|----------------|---------------------------|
| Chair                | Hon. W. Wallace Kent, Jr. | 440 N. State St., Caro, MI 48723       | (989) 672-3850 | wkentiii@yahoo.com        |
| Staff Liaison        | Martha Burkett            | 306 Townsend St., Lansing, MI 48933    | (517) 346-6337 | mburkett@mail.michbar.org |
| Commissioner Liaison | Lawrence P. Nolan         | 239 S Main St., Eaton Rapids, MI 48827 | (517) 663-3306 | boardmem15@aol.com        |

| Member/Advisor/Other     | Member/Advisor/Other |
|--------------------------|----------------------|
| Hon. Donald Allen        | J. Paul Jane         |
| Kevin Anderson           | Renee Knake          |
| Richard Eckert           | Hon. Renee McDuffee  |
| Ronald Fabian            | John Runcie          |
| Brian Garves             | Benjamin Symko       |
| Hon. Thomas Gilbert      | Donald Walter        |
| Hon. John Gilbreath, Jr. | Nancy Werner         |
| Kenneth Gonko            | Molly Dean           |
| Victoria Green           | Linda Harms          |
| Thomas Harp              | Satomi Wagner        |

**Committee Meeting Schedule:**

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

| Meeting Type | Date             | Location          |
|--------------|------------------|-------------------|
| Description  |                  |                   |
| LJAC Meeting | October 29, 2009 | SBOM, Hudson Room |
| LJAC Meeting | December 4, 2009 | SBOM, Hudson Room |
| LJAC Meeting | February 4, 2010 | SBOM, Hudson Room |
| LJAC Meeting | April 1, 2010    | SBOM, Hudson Room |
| LJAC Meeting | June 3, 2010     | SBOM, Hudson Room |

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|              |                |                   |
|--------------|----------------|-------------------|
| LJAC Meeting | August 5, 2010 | SBOM, Hudson Room |
|--------------|----------------|-------------------|

**Resources provided by the State Bar of Michigan in support of committee work:**

- Staff time
- Meals for meetings
- Star phone access
- Marketing and promotional support including but not limited to publications staff for bar journal articles and ads, videotaping of presentations and events, web postings, design and printing of brochures, event invitations, etc.

**Committee Activities:**

- Coordination of law school and judicial outreach
- Education (public speaking opportunities, educational DVDs)
- Implementation and support of Lawyers and Judges A.A. meetings
- Support LJAP staff in program development; focus on wellness/prevention
- Fund raising for Richard Steinberg Memorial Treatment Fund

**Future Goals and Activities:**

- Continue to expand on law school and judicial outreach, focusing on wellness/prevention
- Continue education efforts; judges DVD, building on to student and general websites
- Continue to support existing meetings and create and support new meetings around the state; target: northern lower peninsula
- Continue to support LJAP staff in program development ;currently focusing on marketing through probation officers and judges , renewing and strengthening ties with AGC and ADB
- Continue to expand on fundraising activities for Richard Steinberg memorial Treatment Fund
- Coordinate articles for a 2012 theme issue of the bar Journal
- Submit proposal to ABA COLAP for Michigan to be the 2012 site of the annual National COLAP meeting, work on planning and coordination if accepted.

**Other Information:**



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**Committee Name:** Standing Committee on Libraries, Legal Research, and Legal Publications

**Jurisdiction:** Shall assist members of the Bar and the public in improving the legal resources at libraries, legal publications, and methods of conducting legal research.

**Chair(s) and Committee Members:**

| Officer              | Name                          | Address                                   | Telephone             | Email                                                                                              |
|----------------------|-------------------------------|-------------------------------------------|-----------------------|----------------------------------------------------------------------------------------------------|
| Chair                | Randy Foreman                 | 1230 Clark St.,<br>Lansing, MI<br>48906   | 517-371-5140<br>x3305 | foremanr@cooley.edu                                                                                |
| Staff Liaison        | Sharon Barnes                 | 306 Townsend<br>Lansing, Mi<br>48933      | 517-367-6426          | sbarnes@mail.michbar.org                                                                           |
| Commissioner Liaison | David A. Perkins<br>Referee * | 3 <sup>rd</sup> Judicial<br>Circuit Court | 313-833-3491          | <a href="mailto:dthreex@msn.com">dthreex@msn.com</a> *1025<br>E. Forest Ave, Detroit<br>48207-1024 |

| Member/Advisor/Other                       | Member/Advisor/Other          |
|--------------------------------------------|-------------------------------|
| G. Ann Baker - Member                      | Jan Bissett – Advisor         |
| Jennifer Schafer - Member                  | Barbara Bonge – Advisor       |
| Janice Selberg - Member                    | Byron Cooper - Advisor        |
| Ruth Stevens - Member                      | Barbara Garavaglia - Advisor  |
| Randy Davidson - Member                    | Laura Mancini - Advisor       |
| Jane Edwards - Member                      | Virginia Thomas - Advisor     |
| Paul Edwards - Member                      | Kathryn Vance - Advisor       |
| Jennifer Selby – Member (resigned)         | Christopher Carr - Advisor    |
| Marjorie Gell - Member                     | Bernadette Bartlett - Advisor |
| Kincaid Brown – Member (replaced J. Selby) |                               |
| Barbara Goldman - Member                   |                               |
| Daniel Kopka - Member                      |                               |
| Marilyn Preston - Member                   |                               |
| Marlene Coir - Member                      |                               |
| Lance Werner - Member                      |                               |
| Heather Simmons - Member                   |                               |

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**Committee Meeting Schedule:**

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

| Meeting Type    | Date           | Location                                                   |
|-----------------|----------------|------------------------------------------------------------|
| Description     |                |                                                            |
| Regular meeting | Aug 29, 2009   | Arthur Neef law Library at Wayne State University, Detroit |
| Regular meeting | Dec 12, 2009   | Michael Franks Building, Lansing                           |
| Regular meeting | April 17, 2010 | Thomas Cooley Law School Library, Ann Arbor, MI.           |

**Resources provided by the State Bar of Michigan in support of committee work:** The State Bar pays for our breakfasts for our meetings. Cost is usually \$50-75 three times per year.

**Committee Activities:** We meet 3 times annually. We have a set of legal self-help web pages hosted on the State Bar's web site. We also write an article for each edition of the Michigan Bar Journal.

This year we wrote 11 articles for our monthly column in the Michigan Bar Journal, plus we do the law library information for the April Directory issue.

We continue to monitor the status of primary legal documents, as they increasingly become available only on-line – and then often with disclaimers about their accuracy.

**Future Goals and Activities:**

- 1) We will continue to update and add new and relevant web pages to our Self-Help site located at <http://www.michbar.org/generalinfo/libraries/selfhelp.cfm>
- 2) We will continue to write our monthly article in the Michigan Bar Journal
- 3) We look forward to working more closely with the Gates Foundation and the Pro-Bono Librarians sub-committee of the Michigan Association of Law Librarians (MichALL). The Gates Foundation and the Pro-Bono Librarians committee are both committed to provide free access to legal resources to those persons who are unable to afford an attorney.

**Other Information:**

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**Committee Name:** Master Lawyers Section Planning Group

**Jurisdiction:** The Master Lawyers Section Planning Group shall:

- Assist with transition to a Master Lawyers Section as a new entity with a structure similar to the Young Lawyers Section, including automatic free section membership for all members who reach a threshold age, or years of practice, and optional paid membership for those with lower age and years of practice, and a budget for the programs and activities of the Master Lawyers Section provided in part by the State Bar of Michigan.
- Explore and recommend the jurisdiction of the Master Lawyers Section, including the key focus areas of its work for the next two years.
- Draft bylaws for the new section.

**Chair(s) and Committee Members:**

| Officer              | Name                                                                                                             | Address                                                    | Telephone      | Email                                                                    |
|----------------------|------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------|----------------|--------------------------------------------------------------------------|
| Chair                | Ronald D. Keefe                                                                                                  | 128 W Spring St<br>Marquette, MI 49855-4608                | (906) 226-2543 | <a href="mailto:keefe@kendrickslaw.com">keefe@kendrickslaw.com</a>       |
|                      | Gregory L. Ulrich                                                                                                | 33900 Schoolcraft Rd<br>Livonia, MI 48150-1314             | (734) 261-2400 | <a href="mailto:gulrich@cmda-law.com">gulrich@cmda-law.com</a>           |
| Staff Liaison        | Janet Welch                                                                                                      | State Bar of Michigan<br>306 Townsend<br>Lansing, MI 48933 | (517) 346-6319 | <a href="mailto:ccrowley@mail.michbar.org">ccrowley@mail.michbar.org</a> |
|                      | Martha Burkett<br>Amy J. Castner<br>Candace Crowley<br>Nkrumah Johnson-Wynn<br>Anne M. Vrooman<br>Dionnie Wynter |                                                            | (517) 346-6410 | <a href="mailto:avrooman@mail.michbar.org">avrooman@mail.michbar.org</a> |
| Commissioner Liaison | Gregory L. Ulrich                                                                                                |                                                            |                |                                                                          |

| Member/Advisor/Other | Member/Advisor/Other                 |
|----------------------|--------------------------------------|
| Lori A. Buiteweg     | Edgar W. Pugh, Jr.                   |
| Thomas F. Cavalier   | Vincent Romano                       |
| Brian D. Einhorn     | Asher N. Tilchin                     |
| Robert K. Fergan     | Donald J. Walter                     |
| Miles C. Gerberding  | Lynn P. Chard, Advisor               |
| Roman S. Gribbs      | Kate Birnbryer White, Non-Bar Member |
| Hon. Harold Hood     | Austin G. Anderson, Emeritus Member  |
| Donald Pailen        |                                      |

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**Committee Meeting Schedule:**

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

| Meeting Type              | Date              | Location           |
|---------------------------|-------------------|--------------------|
| Description               |                   |                    |
| Regular committee meeting | December 17, 2009 | Telephone          |
| Regular committee meeting | February 18, 2010 | State Bar Building |
| Regular committee meeting | March 23, 2010    | State Bar Building |
|                           |                   |                    |
|                           |                   |                    |
|                           |                   |                    |
|                           |                   |                    |
|                           |                   |                    |
|                           |                   |                    |

**Resources provided by the State Bar of Michigan in support of committee work:**

Staff support for planning and meeting, materials development, meeting rooms.

**Committee Activities:**

On June 12, 2009, the State Bar of Michigan Board of Commissioners (BOC) approved the creation of the “Master Lawyers Section”, a new State Bar Section comprised of all Michigan lawyers who are either age 60 or older or have 30 years of practice. Membership will be automatic and without charge; those not wishing to be included may opt out. Lawyers over 50 or with 20 years of practice may join for a \$25 fee. When the Master Lawyers Section debuts in the Fall of 2010, it will replace the existing voluntary Senior Lawyers Section. The BOC’s action is significant in several respects, including its clear recognition that the experience and contributions of older lawyers are a valued resource that should be cultivated and used. The Board adopted a detailed work plan for the new section, focused on service to members, protection of the public, and contributions to community.

Since Board approval of the new section, the Master Lawyers Section Planning Committee has planned the implementation of the new section. Bylaws are drafted and will be submitted to the Board of Commissioners at its June meeting. A plan to transition from Senior Lawyers Section to Master Lawyers Section is in place. A branding, marketing and communications plan is proceeding, and an annual calendar of activities is being developed. The programs and activities of the new section will be conducted in partnership with ongoing efforts of State Bar staff and programs.

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Annual Meeting programs are being planned. Those include a display booth announcing the master lawyers Section and promoting the purpose, explaining demographics, challenges and opportunities. Information on pro bono activities for master will be available. A Practice management Resource Center program to occur later in 2010.

The committee agreed to adopt a proposed amendment to Rule 2 of the Supreme Court Rules Regarding the State Bar of Michigan to require all members of the Bar, except in-house and public service lawyers, to designate on the annual dues notice the name of an active member who has agreed to serve as inventory attorney in the event of the reporting member's death, disappearance or disability. This will be considered for further input and possible referral to the Representative Assembly.

The committee includes a liaison from the Bar's Pro Bono Initiative and he enlisted support from the committee for proposed revisions to Michigan Rule of Professional Conduct 6.1 regarding pro bono service. That proposed was adopted by the Assembly at its April 2010 meeting.

Co-chairs Ron Keefe and Greg Ulrich submitted an article "Master Lawyers Section Created by State Bar of Michigan" for publication in the ABA Senior Lawyers Division (SLD) publication. The co-chairs asked member Miles Gerberding to attend the mid-year meeting of the SLD and report on those activities. Gerberding attended meetings on long range planning, elder law, focus group, and membership and branding and submitted a written report of those discussions.

**Future Goals and Activities:**

The committee will celebrate the launching of the new Section at the September 29-October 1 Annual Meeting and will disband after that time.

**Other Information:**

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***Article VI § 6, Bylaws of the State Bar of Michigan***

*No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.*

**Committee Name:** Membership Services Committee

**Jurisdiction:** Evaluate and make recommendations concerning the selection, retention, development, and marketing of State Bar services and products. Make recommendations concerning programs and services to meet the needs and interests of lawyers in the Upper Peninsula. The membership of the committee shall include at least one member from the Upper Peninsula of Michigan.

**Chairperson and Committee Members:**

| <b>Officer</b>       | <b>Name</b>                | <b>Address</b>                                                                          | <b>Telephone</b>                 | <b>Email</b>                                        |
|----------------------|----------------------------|-----------------------------------------------------------------------------------------|----------------------------------|-----------------------------------------------------|
| Chairperson          | Mary Chartier-Mittendorf   | Alane & Chartier, PLC<br>535 N Capitol Ave, Ste A<br>Lansing, MI 48933-1233             | (517) 482-2000                   | mary@alanechartier.com                              |
| Staff Liaisons       | Kari Thrush<br>Nancy Brown | State Bar of Michigan<br>306 Townsend Street<br>Lansing, MI 48933                       | (517) 346-6371<br>(517) 346-6350 | kthrush@mail.michbar.org<br>nbrown@mail.michbar.org |
| Commissioner Liaison | Danielle Mason<br>Anderson | Miller Canfield Paddock &<br>Stone PLC<br>277 S Rose St Ste 5000<br>Kalamazoo, MI 49007 | (269) 383-5880                   | andersond@millercanfield.com                        |

| <b>Member/Advisor/Other</b>     |
|---------------------------------|
| Lynn P. Chard – Advisor         |
| Sarah E. Henderson              |
| Richard J. Muzingo              |
| Lisa Danielle Screen            |
| L’Mell Moore Smith              |
| Linda J. Tortorice              |
| Honorable Cynthia Thomas Walker |

**Committee Meeting Schedule:**

| <b>Meeting Type</b>         | <b>Date</b>       | <b>Location</b> |
|-----------------------------|-------------------|-----------------|
| Membership Services Meeting | December 9, 2009  | Conference Call |
| Membership Services Meeting | February 25, 2010 | Conference Call |
| Membership Services Meeting | March 11, 2010    | Conference Call |

**Resources provided by the State Bar of Michigan in support of committee work:**

The Membership Services Committee has worked with two amazing State Bar Liaisons, Kari Thrush and Nancy Brown. It is an understatement to say that they have been a vital part of our committee efforts. In addition, Amy Castner has performed administrative assistance in scheduling meetings

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

and circulating information to committee members for our meetings. Through the collective efforts of our Staff Liaisons and Ms. Castner, they have ensured preparation of meeting agendas, minutes, and detailed reports, and they have gathered information to facilitate committee meetings. They have promptly, thoroughly, and tirelessly responded to action items articulated during our meetings to facilitate further committee action. Without their work and those of others at the State Bar, the Committee would be unable to effectively serve State Bar members. It is no exaggeration to state that the activities of the Membership Services Committee would not have been possible without the commitment and assistance of Ms. Brown, Ms. Thrush, and Ms. Castner. The State Bar of Michigan is incredibly lucky to have such high-quality staff members, and the Committee sincerely thanks them for their hard work. As Chairperson, I also must personally note that Ms. Thrush is one of the brightest and most dedicated professionals whom I have ever had the privilege to work with. As an attorney and member of the State Bar, I am thrilled that she is one of the staff members responsible for the success of our organization.

The activities of the Membership Services Committee were also made possible via the professional conference call services made available through the State Bar. Given the busy business schedules and location of the attorneys serving on our Committee, our meeting schedule would have been very difficult without the use of conference calls.

Finally, State Bar staff have routinely provided historical information from records maintained by the State Bar as needed to facilitate the activities of the Membership Services Committee. Thus, we were able to obtain guidance from the past in planning for future programs and services and evaluating State Bar endorsed programs and services.

**Committee Activities:**

The Membership Services Committee has held regular meetings to evaluate and make recommendations regarding State Bar endorsed programs and services to meet the needs and interests of members.

During this reporting period, the Committee reviewed on-line research programs, and the State Bar of Michigan began offering its members the Casemaker program for free. Casemaker offers a number of items in its library, including case law, statutes, and court rules for all 50 states, plus federal cases and statutes. At the end of the one-year period, members will be able to access Michigan case law, statutes, and the Constitution for free, and members can add additional content for a monthly fee or the State Bar can choose to subsidize the unlimited subscription. Both options provide the State Bar with revenue sharing opportunities. The State Bar offered Casemaker tutorials at the Annual Meeting, and Casemaker tutorials are also available on-line. Member feedback has been overwhelmingly positive.

The State Bar also began offering a discount program through Federal Express that included discounts of up to 26% on services.

Notably, the Committee reviewed responses from members who responded to the membership survey. An online survey was sent to approximately 6,000 members who currently use State Bar services. Over 1,000 members responded – an outstanding response rate – and the Committee reviewed and discussed the survey results. These survey results will help tremendously in ensuring that programs and services best meet the needs of members. For example, 70% of members stated that they would prefer to learn about new or current programs through email. This insight will help ensure that members are kept up-to-date in the best manner possible about new programs and

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services. The Committee would like to thank Anne Vrooman, the State Bar staff member who provided a great deal of assistance in designing the survey. Ms. Vrooman ensured the survey was well-constructed and easy to complete, which likely accounts for the incredibly high response rate.

The State Bar continues to offer amazing travel programs to locations throughout the world. This year – through the efforts of the State Bar – Detroit was added as a “select city.” This means that members are able to receive free airfare to their destinations, which is a substantial savings, from a convenient location.

The Committee also evaluated conference call services and actually selected two services to use and compare. A discussion of the services used will take place at an upcoming meeting.

The Committee evaluated and recommended endorsement of services through the following program:

- ❖ Liberty Mutual Insurance – This program would offer a discount to members on home and auto insurance.
- ❖ InterCall – Conferencing service provider.

The Committee requested additional information to further consider:

- ❖ Comcast Business Advantage Program – There is no comparable program offered by another provider, so the Committee will consider this program at an upcoming meeting.
- ❖ Cellular Phone Discount Programs – Programs through Verizon, AT&T, T-Mobile, and Spring/Nextel were explored, and the Committee will consider these programs at an upcoming meeting.

The Committee voted to no longer partner with the following program:

- ❖ ABA Book Discount Program – The program offered through the State Bar has been discontinued by the American Bar Association and the new program offered violates the State Bar’s privacy policy because it requires member email addresses.

The Committee opted not to currently pursue the following program:

- ❖ 4-U Benefits

**Future Goals and Activities:**

The Membership Services Committee is committed to increasing the awareness of State Bar of Michigan services and programs to members and continuing its efforts to enhance and expand the portfolio of State Bar endorsed programs and services. The membership survey identified 545 members who would be willing to participate in future surveys or focus groups regarding new discount programs that the State Bar is considering. The Membership Services Committee is planning to work with this diverse group of members to continue to expand the services and programs offered to members. The Committee also will consider various methods to increase awareness of and market State Bar endorsed programs, including tailoring delivery mechanisms based on member preferences. The Committee will continue discussions and review of these issues as well as others and will offer recommendations consistent with these goals.

More specifically, the Committee will continue its efforts to explore whether a self-insured Worker’s Compensation Program is feasible given that it could result in significant savings to members. Further, the Committee will explore options in the areas of online data backup and recovery services, website design and hosting services, and retirement and investment planning.



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2009-2010 COMMITTEE ANNUAL REPORT**

**Article VI §6, Bylaws of the State Bar of Michigan**

*No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.*

**Committee Name:** Past Presidents' Advisory Council

**Jurisdiction:** Provide counsel and recommendations on all matters concerning the State Bar, at the request of the Board of Commissioners

**Chair(s) and Committee Members:**

| Officer       | Name                | Address                                          | Telephone      | Email                                                                  |
|---------------|---------------------|--------------------------------------------------|----------------|------------------------------------------------------------------------|
| Chair         | Scott S. Brinkmeyer | 900 Monroe Ave NW<br>Grand Rapids, MI 49503-1423 | (616) 632-8000 | <a href="mailto:sbrinkmeyer@mmbjlaw.com">sbrinkmeyer@mmbjlaw.com</a>   |
|               | Ronald D. Keefe     | 128 W Spring St<br>Marquette, MI 49855-4608      | (906) 226-2543 | <a href="mailto:keefe@kendricksllaw.com">keefe@kendricksllaw.com</a>   |
| Staff Liaison | Janet K. Welch      | 306 Townsend<br>Lansing, MI 48933                | (517) 346-6331 | <a href="mailto:jwtelch@mail.michbar.org">jwtelch@mail.michbar.org</a> |

| Member/Advisor/Other     | Member/Advisor/Other     |
|--------------------------|--------------------------|
| Dennis W. Archer         | Jon R. Muth              |
| Edmund M. Brady, Jr.     | Bruce W. Neckers         |
| Hon. Alfred M. Butzbaugh | Edward H. Pappas         |
| Thomas W. Cranmer        | Donald L. Reisig         |
| Julia Donovan Darlow     | Wallace D. Riley         |
| Michael Hayes Dettmer    | Hon. Victoria A. Roberts |
| George A. Googasian      | James K. Robinson        |
| Joseph L. Hardig, Jr.    | George T. Roumell, Jr.   |
| Hon. Charles W. Joiner   | Thomas J. Ryan           |
| Patrick J. Keating       | Carl Smith, Jr.          |
| Thomas G. Kienbaum       | Reginald M. Turner       |
| John A. Krsul, Jr.       | Robert B. Webster        |
| Dean S. Lewis            | Fred L. Woodworth        |
| Eugene D. Mossner        |                          |

**Committee Meeting Schedule:**

| Meeting Type                                                  | Date               | Location                            |
|---------------------------------------------------------------|--------------------|-------------------------------------|
| Description                                                   |                    |                                     |
| Committee meeting at the State Bar of Michigan Annual Meeting | September 30, 2010 | Amway Grand Hotel, Grand Rapids, MI |

This committee meets on an as-needed basis. Committee members have provided guidance throughout the year on various issues, in particular the recognition of the SBM 75<sup>th</sup> Anniversary.

**Future Goals and Activities:**

Work with the subcommittee of the Master Lawyers Section Planning Committee, and support the 75<sup>th</sup> anniversary of SBM.

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

**Committee Name: Standing Committee on Professional Ethics**

**Jurisdictional Statement:**

- Prepare written opinions on professional ethical conduct at the request of the State Bar President, Board of Commissioners, Representative Assembly, Attorney Discipline Board, Attorney Grievance Commission, Executive Director, or individual members of the State Bar inquiring about their own contemplated conduct.
- Recommend amendments to the Michigan Rules of Professional Conduct and other standards of professional conduct, and review proposed amendments.

This committee may have more than 15 members.

**Officers and Membership:**

*Chair:* William B. Dunn, Detroit

*Members:*

William J. Ard, Williamston  
Michael P. Ashcraft, Jr., Bloomfield Hills  
Patrick W. Bennett, Troy  
John G. Cameron, Jr., Grand Rapids  
Donald C. Campbell, Southfield  
Stephanie L. Crino, East Lansing  
Elaine Fieldman, Detroit  
Peter L. Gustafson, Grand Rapids  
Joseph L. Hardig, III, Bloomfield Hills  
Howard B. Hill, Grosse Pointe Farms  
Robert P. Hurlbert, Bloomfield Hills  
Daniel R. Hurley, Detroit  
Kevin Kalczyński, Detroit  
Larry W. Lewis, Hastings  
Stanley H. Pitts, Detroit  
Paul J. Raine, Troy  
Steven M. Ribiat, Bloomfield Hills

**2009-2010 Meeting Schedule (date and location):**

October 23, 2009, Lansing, Michigan  
January 22, 2010, Lansing, Michigan  
February 22, 2010, Lansing, Michigan  
April 23, 2010, Lansing, Michigan  
June 25, 2010, Lansing, Michigan

**Committee Activities:**

During each committee meeting, the members discuss proposed topics for ethics opinions; receive updates about pending matters; discuss and debate opinions in progress; and receive information about and discuss inquiries received on the Bar's ethics helpline. Between meetings, the members work in subcommittees to research and draft opinions for discussion and approval by the committee as a whole. Since the last annual report, the committee reviewed, discussed and expressed an opinion regarding two Family Law Section proposals to the Representative Assembly pertaining to attorney advertising to defendants in family law cases, ADM 2009-04 pertaining to a disqualification rule applicable to justices as well as judges, and ADM 2009-06 pertaining to proposed changes to the Michigan Rules of Professional Conduct. Chair Dunn appeared at the September 17, 2009, Representative Assembly meeting held in Dearborn, Michigan, regarding one version of the Family Law Section proposal and spoke on September 2, 2009, before the Michigan Supreme Court on ADM 2009-04. Committee Member Elaine Fieldman spoke on another version of the Family Law Section proposal at the March 27, 2010, Representative Assembly meeting in Lansing, Michigan. The committee voted to approve RI-346, which discusses the application of MRPC 1.5(d) to the use of a "results obtained" or "value added" clause in the charge or calculation of fees in a divorce case and concludes such a practice is proscribed by the rule. Since the last annual report, the committee has reviewed and informally resolved issues posed by thirteen letters without determining a need for a new opinion. At the conclusion of the April 23, 2010, meeting the committee continues work on five subjects, several of which are expected to result in informal opinions issued this bar year.

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

The committee has been assisted in its work by staff liaisons Dawn Evans, Danon Goodrum-Garland, and Nkrumah Johnson-Wynn, as well as staff member Karen Spohn.

**Future Goals and Activities:**

The committee continues to identify issues of interest to Michigan lawyers as evidenced by questions posed by letter or ethics helpline inquiry that might be appropriate as the subject of an opinion either because the topic has not previously been addressed or because changes in the area have rendered previous opinions no longer appropriate. To the extent that the Committee's input is sought by the Board of Commissioners, the Representative Assembly, or the Supreme Court on discrete issues or projects, the committee stands ready to respond with appropriate research and commentary.

**Chair/Co-Chair Contact Information:**

William B. Dunn  
Clark Hill PLC  
500 Woodward Avenue  
Suite 3500  
Detroit, MI 48226-3485  
Phone: (313) 965-8510  
Fax: (313) 309-6810  
email: [wdunn@clarkhill.com](mailto:wdunn@clarkhill.com)

**ANNUAL REPORT, 2009-2010**  
**PUBLICATIONS AND WEBSITE ADVISORY COMMITTEE**

The Committee's 2009-2010 season saw continued investment in expanding the resources available to members on the State Bar's website, which has truly become a trove of resources. The Google search function has made it amazingly easy to navigate around the site and in January the much-anticipated Heinonline database became available, enabling our members to search, view, and download any article from any issue of the *Michigan Bar Journal* published over the past 75 years, free of charge. We continued our theme issue approach to working with the sections, but have begun expanding our general issue format to accommodate the wealth of articles being submitted "over the transom" by an increasingly sophisticated cadre of member authors who are willing to share their expertise with the rest of us.

As the season winds down we are wrestling with how to control directory issue printing and mailing costs that have mushroomed to the point where the directory issue—long a "profit center" for the *Journal* from sales to non-members and extra copies for members and extensive display and classified advertising—has become a "loss leader," owing to the growth of the book, its features, and our membership. We have duplicated most directory components on the website, where we will be adding some new search features that will make it more useful to members. Beginning with section and committee membership searches, we hope eventually to include a "sounds like" function for those who cannot recall the exact spelling of the name, and a firm search feature, while continuing to publish the hard copy with the features most important to members. We will probably have to do a member survey to decide how to reduce the print version's size without impairing its utility, but for now at least this popular member benefit will continue to be provided in hard copy. Old fashioned though a print directory may be, it is the one issue of the *Journal* that practically everyone seems to use—surprisingly to us, only a relatively small percentage of members have chosen to opt out of receiving it. So take that, digital age!

Our experiment in distance editing has proved to be enormously successful. The amazing ability of the Internet to render distance almost irrelevant has enabled us to retain the services of *Bar Journal* editor Linda Novak even after she relocated to Northville. It is as if she is in her office here in Lansing, with maybe the door closed. Wonderful.

We now have a blogpost, of which Executive Director Janet Welch has been a principal editor (and contributor). She did not have enough to do already. Seriously, this contribution to our stable of online features is much appreciated, and she deserves a hat tip for taking it on.

All is well so far, as the undersigned turns the corner into year 25 of chairing this committee and working with what has to be the most remarkable, intelligent, creative, and talented committee of the State Bar. Or so it seems to me. My thanks to them all, each and every one, and to our amazing staff, who provide so much service to our members so efficiently. If you do not have the State Bar website bookmarked, you are missing a bet—it is a tool, along with the e-Journal, that every Michigan practitioner should be employing.

Finally, a word of remembrance for committee member Fred Melamed, who passed away this past year. We will miss his humor and hard work.

Frederick Baker, Jr.  
Chair, Publications and Website Advisory Committee



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2009-2010 COMMITTEE ANNUAL REPORT**

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**Resources provided by the State Bar of Michigan in support of committee work:**

The Committee's operations were supported this year by Will Kramer and Brian Hildreth. Throughout the past year Brian Hildreth has been focused on the Technology Committee of the Crossroads Task Force.

**Committee Activities:**

This year the Committee's efforts have been focused on supporting the Technology Committee of the Crossroads Task Force. In fact, most aspects of the Committee's mission and work have been subsumed by the Task Force. This has been particularly true with respect to the relationship between the Bar and the courts in the development of technology. It appears that any impetus to advance technology in the courts and administrative agencies will come through the Task Force.

**Future Goals and Activities:**

The Committee's goals and activities will be directed by the work of the Technology Committee of the Crossroads Task Force.

**Other Information:**

**2009-2010 COMMITTEE ANNUAL REPORT**

**Article VI §6, Bylaws of the State Bar of Michigan**

*No later than May 1 of each year, the chair of each committee and sub-entity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or sub-entity.*

**Committee Name:** Standing Committee on the Unauthorized Practice of Law

**Jurisdiction:** Pursuant to SBR 16, the State Bar of Michigan is authorized and empowered to investigate matters pertaining to the unauthorized practice of law. The Standing Committee on the Unauthorized Practice of Law (UPL Committee) investigates and provides guidance on matters involving the alleged unauthorized practice of the law. The UPL Committee makes recommendations to the Board of Commissioners to file and prosecute actions seeking to enjoin those engaged in the unauthorized practice of law. The UPL Committee proposes and supports measures to educate the public and the legal profession about unauthorized practice of law issues. The UPL Committee may have more than 15 members.

**Chair(s) and Committee Members:**

| Officer                             | Name                              | Address                                                                                           | Telephone                   | Email                                                                    |
|-------------------------------------|-----------------------------------|---------------------------------------------------------------------------------------------------|-----------------------------|--------------------------------------------------------------------------|
| <b>Chair</b>                        | Christopher G. Hastings (P40861)  | Thomas M. Cooley Law School<br>111 Commerce Avenue SW<br>Grand Rapids, MI 49205-4105              | (616) 301-6800<br>ext. 6906 | <a href="mailto:cghastings@sbcglobal.net">cghastings@sbcglobal.net</a>   |
| <b>Staff Liaison</b>                | Danon D. Goodrum-Garland (P53603) | State Bar of Michigan<br>Michael Franck Building<br>306 Townsend Street<br>Lansing, MI 48933-2012 | (517) 346-6333              | <a href="mailto:dgarland@mail.michbar.org">dgarland@mail.michbar.org</a> |
| <b>Commissioner Liaison</b>         | Richard L. Cunningham (P29735)    | Michigan Department of Attorney General<br>3030 W Grand Blvd.<br>Ste 10-354<br>Detroit, MI 48202  | (313) 456-0204              | <a href="mailto:CunninghamR3@michigan.gov">CunninghamR3@michigan.gov</a> |
| <b>Members</b>                      |                                   | <b>Members</b>                                                                                    |                             | <b>Members</b>                                                           |
| Howard Henry Brauckmuller (P69745)  |                                   | David J. Klippert (P55701)                                                                        |                             | Ramon F. Rolf, Jr. (P28226)                                              |
| Barbara BakerOmerod (P52724)        |                                   | Barry C. Kane (P45851)                                                                            |                             | James Anthony Siver(P33597)                                              |
| Michael E. Boersma (P52127)         |                                   | Frederic I. Keywell (P15936)                                                                      |                             | Robert M. Taylor (P29396)                                                |
| Michael A. Braem (P69395)           |                                   | Kevin S. Macaddino (P31665)                                                                       |                             | Theresa Valentine (P38857)                                               |
| Christopher M. Brown (P55263)       |                                   | Melissa F. Miller Manela (P43833)                                                                 |                             | Victoria Vuletich (P48664)                                               |
| Elizabeth Luckenbach Brown (P58540) |                                   | Matthew L. Meyer (P45192)                                                                         |                             | <b>Advisors</b>                                                          |
| Alfredo Casab (P53699)              |                                   | Michael D. Murray (P62580)                                                                        |                             | Patsy L. Holmes (P72380)                                                 |
| Sara Lynn Doyle (P50990)            |                                   | Thomas P. Murray, Jr. (P43773)                                                                    |                             | Clinton J. Hubbell (P72321)                                              |
| Stephen J. Gobbo (P56521)           |                                   | Meghan Kennedy Riordan (P44184)                                                                   |                             | Paul A. Saba (P69791)                                                    |
| Ellen Sugrue Hyman (P57347)         |                                   |                                                                                                   |                             |                                                                          |

**Committee Meeting Schedule:**

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

| Meeting Type                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Date             | Location                                                                                     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|----------------------------------------------------------------------------------------------|
| <b>Description</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                  |                                                                                              |
| Regularly scheduled Standing Committee meeting.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | October 29, 2009 | State Bar of Michigan<br>Michael Franck Building<br>306 Townsend Street<br>Lansing, MI 48933 |
| Reviewed complaints regarding the alleged unauthorized practice of law and directed staff counsel to informally respond to several UPL inquiries. Discussed and prepared distribution plan for four community awareness pamphlets regarding immigration law, real property law, estate planning, and the UPL finalized by the UPL Committee at the end of 2008/09 bar year. Designated two UPL Committee members to work on a professional ethics subcommittee preparing a draft opinion on lawyers' use of legal assistants in providing legal services to their clients. Discussed community outreach/awareness projects. Continued work on defining the "practice of law" for purposes of proposing a new rule-based definition. Discussed several bills that may implicate the UPL and agreed to work cooperatively with the State Bar's public policy committee in its efforts to challenge their passage by the legislature. |                  |                                                                                              |
| Regularly scheduled Standing Committee meeting.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | January 28, 2010 | State Bar of Michigan<br>Michael Franck Building<br>306 Townsend Street<br>Lansing, MI 48933 |
| Reviewed and finalized proposed definition for the "practice of law." Passed motion recommending that the State Bar of Michigan review and approve proposed definition for submission to the Michigan Supreme Court. Reviewed and discussed UPL complaints and recommended two matters for litigation. Directed staff counsel to informally respond to several UPL inquiries. Discussed distribution plan for the four public awareness pamphlets regarding UPL, probate, real estate transactions, and immigration completed by the UPL Committee at the end of the 2008/09 bar year. Approved proposal to translate the immigration pamphlet into Spanish. Discussed community outreach/awareness projects.                                                                                                                                                                                                                      |                  |                                                                                              |

**Resources provided by the State Bar of Michigan in support of committee work:**

The State Bar provides staff support via the administrative assistance of a legal secretary and staff counsel who provides legal services and manages the State Bar's UPL Department. The State Bar also provides meeting facilities, meals for meetings, teleconferencing services, materials, and document production services. In addition, the State Bar staff provides informational pamphlets to SBM members, the general public, and to other institutions serving the public to educate the public and legal profession about the unauthorized practice of law.

**Committee Activities:** The UPL Committee continued its work in prevention and remediation of the unauthorized practice of law. The UPL Committee continues to monitor development of legal assistance centers for pro se litigants and has engaged in active dialogue with professionals assisting in this area to guard against the unauthorized practice of law and to offer meaningful support to assist the general public in finding low cost legal resources and services. The UPL Committee has



continued its investigation of pending legislation, statutes, and court rules that would facilitate the goal of protecting the public from the unauthorized practice of law.

**Future Goals and Activities:** Continue to expand educational activities, develop and use creative and proactive measures in addressing the unauthorized practice of law, continue to identify and take advantage of opportunities to work with the SBM Governmental Relations Department and Public Policy Committee to advance legislative measures and other legal remedies to reduce the potential for the unauthorized practice of law and reduce the impact of the associated harm to the general public, and continue to evaluate UPL complaints and make referrals to the Board of Commissioners for matters to be litigated.

The UPL Committee is scheduled to meet in May/June 2010 and in August/September 2010 to review matters pertaining to the unauthorized practice of law and educational measures and to conduct other business as needed.

**Other Information:** Not applicable.

**STATE BAR OF MICHIGAN  
UNITED STATES COURTS COMMITTEE  
2009-2010 ANNUAL REPORT**

**Committee Name:** United States Courts Committee

**Jurisdictional Statement:** The Committee shall concern itself with the administration, organization and operation of the United States Courts for the purpose of securing the effective administration of judges. Two members shall be judges designated by the Chief Judge of the United States District Court for the Eastern District of Michigan, and one member shall be a judge designated by the Chief Judge of the United States District Court for the Western District of Michigan.

**Membership notes:** Pursuant to a resolution of the Board of Commissioners, the membership of the committee may exceed 15.

**Officers and Membership:**

Chair/Vice Chairs: Hon. David M. Lawson and D. Andrew Portinga

Board of Commissioner Liaison: Laura Anne Chappelle

Bar Staff Liaisons: Clifford T. Flood and Anne M. Smith

Members:

Hon. Ellen Carmody

Mark McInerney

Hon. David M. Lawson

Thad E. Morgan

Hon. Stephen J. Murphy, III

Paul F. Novak

Pamela Chapman Enslin

Francis Ortiz

John A. Ferroli

D. Andrew Portinga

Harold Gurewitz

Michael Puerner

Michelle Harrell

John Smietanka

Irene Hathaway

Tracey Cordes (Clerk, WD)

Martin J. Hillard

David Weaver (Clerk, ED)

Jason Klingensmith

**2009-2010 Meeting Schedules (date and location):**

September 23, 2009 – Michael Franck Bldg, Lansing

November 23, 2009 – Michael Franck Bldg, Lansing

January 13, 2010 – Michael Franck Bldg, Lansing

March 24, 2010 – Michael Franck Bldg, Lansing

May 12, 2010 – Noto's, Grand Rapids

**Committee Activities:**

1. Published a summary of en banc decisions of the 6th Circuit Court of Appeals in FBA newsletters and the Michigan Bar Journal.
2. Systematically reviewed proposed federal rule amendments and drafted summary of rule amendments for publication in FBA newsletters and in the Michigan Bar Journal.
3. Promoted exchange of information between the Eastern and Western Districts of Michigan regarding operational and administrative functions and procedures.

4. Promoted exchange of information between the Eastern and Western Districts of Michigan regarding Bench-Bar Conferences in each District and opportunities for cooperation and cross-districting with regard to future Bench-Bar Conferences.
5. Supported educational opportunities for practitioners through endorsement or co-sponsorship with FBA Chapters of Rutter seminars. Also in process of preparing a survival guide for practitioners new to federal court procedures and practices.
6. Sponsored an annual bench-bar dinner with judges and magistrates judges of the Western District (alternates yearly with the Eastern District), currently scheduled for May 12, 2010, at Noto's, in Grand Rapids, intended to provide an opportunity for the judges and committee members to meet and discuss common issues.

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

The State Bar provided the Roberts P. Hudson room at the State Bar of Michigan for meetings, equipped with telephone conferencing equipment so members unable to attend in person could attend by teleconference. Dinner was provided at each meeting and Bar Staff Liaisons Clifford T. Flood and Anne M. Smith attended meetings, assisted in preparing and circulating meeting agendas and minutes for each meeting, took minutes of each meeting, and provided other administrative support, as needed. In addition, the State Bar of Michigan provided the resources called for in Article VI, Section 7 of the State Bar of Michigan Bylaws. The State Bar of Michigan was responsible for the expenses for the Annual Bench Bar dinner.

**Future Goals and Activities:**

1. The Committee will continue to systematically review and, when appropriate, comment on proposed amendments to the Federal Rules.
2. The Committee will continue to draft written summaries of 6<sup>th</sup> Circuit en banc opinions and for publication in appropriate FBA newsletters and the Michigan Bar Journal.
3. The Committee will continue its efforts to draft or support others in drafting a “survival guide” for practitioners new to federal court procedures and practices.
4. The Committee will continue its support of a statewide Bench/Bar Conference by coordinating activities of the Eastern and Western Districts FBA chapters.
5. To promote continuity and consistency, the Committee will continue to elect a committee vice-chair each year and at the appropriate time, will respectfully request the appointment of the vice-chair as the committee’s chair.

**Chair Contact Information:**

Hon. David M. Lawson  
US District Court Eastern District of Michigan  
231 W Lafayette Blvd Rm 802  
Theodore Levin US Courthouse  
Detroit, MI 48226-2707  
Telephone: (313) 234-2660; Fax: (313) 234-2669  
Email: [david\\_lawson@mied.uscourts.gov](mailto:david_lawson@mied.uscourts.gov)

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

**Article VI §6, Bylaws of the State Bar of Michigan**

*No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.*

**Committee Name:** Upper Michigan Legal Institute Advisory Committee

**Jurisdiction:** Provide assistance developing an annual legal education seminar especially targeted to the practice needs of northern Michigan practitioners. District A commissioner will chair committee.

**Chair(s) and Committee Members:**

| Officer              | Name                                          | Address                                                                                              | Telephone                                          | Email                                                                                                                                                                                                                      |
|----------------------|-----------------------------------------------|------------------------------------------------------------------------------------------------------|----------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Chair                | James N. Erhart                               | James N. Erhart<br>Stroup Erhart & Lyons PC<br>7 Penn Plaza<br>PO Box 809<br>Petoskey, MI 49770-0809 | (231)347-3907                                      | <a href="mailto:jerhart@northernmilaw.com">jerhart@northernmilaw.com</a>                                                                                                                                                   |
| Staff Liaisons       | Kari Thrush<br>Nancy Brown<br>Candace Crowley | State Bar of Michigan<br>306 Townsend Street<br>Lansing, MI 48933                                    | (517) 346-6371<br>(517) 346-6350<br>(517) 346-6319 | <a href="mailto:kthrush@mail.michbar.org">kthrush@mail.michbar.org</a><br><a href="mailto:nbrown@mail.michbar.org">nbrown@mail.michbar.org</a><br><a href="mailto:ccrowley@mail.michbar.org">ccrowley@mail.michbar.org</a> |
| Commissioner Liaison | Victoria A. Radke                             | Victoria A. Radke<br>Victoria A. Radke PC<br>524 Ludington St Ste 201<br>Escanaba, MI 49829-3900     | (906) 789-1022                                     | <a href="mailto:vrlawpc@charterinternet.com">vrlawpc@charterinternet.com</a>                                                                                                                                               |

| Committee Members:      | Advisor:          |
|-------------------------|-------------------|
| Priscilla Scull Burnham | Jeffrey E. Kirkey |
| Michael P. Ceello       |                   |
| Nels A. Christopherson  |                   |
| Kim A. Coggins          |                   |
| Leanne Barnes Deuman    |                   |
| Sally J. Galer          |                   |
| Thomas B. North         |                   |
| David R. Peterson       |                   |
| Hon. Thomas J. Phillips |                   |
| Trenton Matthew Stupak  |                   |
| Keith P. Theisen        |                   |

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

**Committee Meeting Schedule:**

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

| Meeting Type | Date    | Location                     |
|--------------|---------|------------------------------|
| Meeting      | 6/13/09 | Grand Hotel, Mackinac Island |
| Meeting      | 9/2/09  | Conference Call              |
| Meeting      | 6/12/10 | Grand Hotel, Mackinac Island |
|              |         |                              |

**Resources provided by the State Bar of Michigan in support of committee work:**

The State Bar staff provides all of the coordination of the meetings, preparation of meeting minutes, preparation of notices to be sent, as well as the preparation of the brochure, registration forms, and staffing at the event. Staff also coordinates the sending of the forms and retrieval of the information as well as preparing statistics for review by the committee. Staff also coordinates and assists at the Grand Hotel with the room reservations as well as the registration for the event itself and any other events associated therewith.

**Committee Activities:**

The committee met immediately following the conclusion of the event on June 13, 2009. The success of the event was discussed and kudos were given to both Jeff Kirkey from ICLE and Kari Thrush for their great efforts in making this event the success that it was. The committee reviewed the comment sheets and they were forwarded for further processing for our next conference call.

The committee met via conference call on September 2, 2009 and reviewed the compilation of the comment cards as well as a continuation of the discussion for topics for the upcoming UMLI. Jeff Kirkey agreed to do the contacting of the proposed speakers and getting them lined up for the various speaking topics and related work. Jeff Kirkey continued to follow up with the speaker engagements and provide the overall schedule for the event for 2010. Further follow up was had by several emails including finalizing the agenda for the conference and various speakers. Additional effort was made by Jeff Kirkey when one of the speakers had to cancel and Jeff Kirkey provided a new speaker for the topic for the event. Kari Thrush and State Bar staff provided postcards with "Save the Date" which were sent out as well as the email blast and the brochures with the complete schedule for the event along with the appropriate registration forms.

**Future Goals and Activities:**

To continue to provide quality legal education and educational materials to the lawyers of Northern Michigan at a location that promotes participation at the greatest level.

**Other Information:**

None