



**BOARD COMMITTEE ON REGULATION, ADMISSIONS AND DISCIPLINE
OVERSIGHT**

NOTICE AND AGENDA

OPEN SESSION

Thursday, November 16, 2006
3:00 p.m. – 5:00 p.m.

The State Bar of California
Board Room
180 Howard Street, 4th Floor
San Francisco, CA 94105

*Questions regarding any agenda item should be directed to the **Committee Coordinator, Doug Hull (415) 538-2015, or chair, James Scharf (408) 392-8653** Committee members are requested to notify the Committee Coordinator as early as possible in advance of the meeting if they wish to remove any item/s from the consent agenda.*

I. CHAIR'S REPORT

II. CONSENT

- A. Proposed Revisions to the Client's Notice of Right to Arbitration Form. Request for Release for Public Comment (Sperber) [Pages 1–6]**
- B. Approval of San Fernando Valley Bar Rules of Procedure for Fee Arbitrations (Sperber) (Back-to-back November 54-121) [Pages 7–28]**
- C. Approval of San Bernardino County Bar Association Rules of Procedure for Fee Arbitrations (Sperber) (Back-to-back November 54-122) [Pages 29–34]**
- D. Proposed New Rule 323--*Rules Of Procedure of The State Bar Of California To Delegate The Board Of Governors' Authority To Accept Resignations With Charges Pending To The State Bar Court. Request For Release For Public Comment.* (Scott) [Pages 35–40]**

III. ACTION

- A. Proposed Amendments To Rule V Of The *Rules Regulating Admission To Practice Law In California* Re Social Security Number Requirement And Exemptions. Request For Adoption Following Public Comment. (Murphy) (Back-to-back November 124) [Pages 41-64]**

- B. Proposed Addition of Rule 562.5, *Rules of Procedure of the State Bar of California* Re: Prohibition Upon Consolidation of Probation Revocation Proceedings With Other Proceedings. Request for Adoption Following Public Comment. (Drexel) (Back-to-back November 125) [Pages 65-70]**
- C. Proposed Addition of Rule 286 and 291, *Rules of Procedure of the State Bar of California* to Accelerate the Due Date for Payment of Discipline Costs and Client Security Fund Reimbursements Upon Default in Installment Payments. Request for Adoption Following Public Comment. (Drexel) (Back-to-back November 126) [Pages 71-76]**
- D. Request for Appointment of Pro Tempore Judge of the State Bar Court (Scott) (Back-to-back November 127) [Pages 77-80]**
- E. Proposed Revisions to the *Guidelines and Minimum Standards for the Operation of Mandatory Fee Arbitration Programs*--Request for Release for Further Public Comment (Sperber) [Pages 81-110]**
- F. Proposed State Bar Model Rules of Procedure for Fee Arbitrations. Request for Adoption Following Public Comment. (Sperber) (Back-to-back November 54-123) [Pages 111-132]**

IV. INFORMATION

- A. Presentation on the Moral Character Review Process (Murphy) [no written materials attached]**

V. REPORTS

- A. Status Report from Admissions (Murphy) [Pages 133-138]**
- B. Status Report from the Office of the Chief Trial Counsel (Drexel) [written materials to be distributed on site]**
- C. Status Report from the State Bar Court (Scott) [Pages 139-144]**
- D. Status Report from the Client Security Fund (Drexel) [Pages 145-148]**
- E. Status Report from Mandatory Fee Arbitration (Drexel) [Pages 149-150]**
- F. Status Report from the Office of Probation (Drexel) [Pages 151-152]**
- G. Status Report from Competence (Difuntorum) [Pages 153-174]**



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CLOSED SESSION

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- I. ADVICE OF COUNSEL ON OPEN SESSION AGENDA ITEMS**
 - A. Closed Pursuant to Article 3, Section 2, Subdivision (b), Rules Governing Meetings, Closed Sessions and Records on the Board of Governors**
 - B. Legal Advice on the Impact of *Wager v. Mirzayance* (1998) 67 Cal. App. 4th 1187, on Proposed Revisions to Guidelines and Minimum Standards for the Operation of Mandatory Fee Arbitration Programs (RAD November 2006 Open Agenda Item III.E.) (Salty) [Pages 1 – 12]**