

THE STATE BAR OF CALIFORNIA

MINUTES

BOARD OF GOVERNORS MEETING

LONG BEACH

MARCH 20 - 21, 2003

The Board of Governors of the State Bar of California convened in the Westin Long Beach Hotel, 333 East Ocean Boulevard, Long Beach, California, at 4:30 p.m. on Thursday, March 20, 2003, James E. Herman presiding.

The following members of the Board of Governors were present: Anthony P. Capozzi, Matthew E. Cavanaugh, Judith M. Copeland, Janet M. Green, James O. Heiting, Steven J. Ipsen, Vivian L. Kral, Carl A. Lindstrom, Jr., David M. Marcus, Roderick A. McLeod, Joel S. Miliband, Robert K. Persons, Russell Roeca, Windie O. Scott, John G. Snetsinger, Dorothy M. Tucker and Nancy Hoffmeier Zamora.

The following members of staff were present: Starr Babcock; Francis P. Bassios, Kathleen Beitiks, Larry Doyle, Robert A. Hawley, Judy Johnson, Marie M. Moffat, Mike Nisperos and Pam Wilson.

Also present: Service Employees International Union (SEIU) Robin Haffner, Attorney Unit Representative, Northern California Chapter Local 535 SEIU, Susan Nye, Senior Field Representative, SEIU Local 535 and Rebecca Rosenberg, union member.

10 Upon motion made, seconded and unanimously adopted, it was

RESOLVED that the minutes of the Board of Governors meeting held on January 23-25, 2003, in Oxnard, hereby are approved as written, and in memory of Mary C. Dunlap, founding member of Equal Rights Advocacy.

All members present voted yes on the above matter.

The roll-call vote was taken and upon motion made, seconded and unanimously adopted, it was

RESOLVED that the roll-call vote will be substituted for the vote unless otherwise noted.

All members present and recorded on the roll-call slip voted yes on the above matter.

Ms. Scott entered the meeting and her name was added to the roll-call slip.

30 The President reported on the following:

30-1 He requested, and was granted, the Board's unanimous approval to present a proclamation to James E. Pfeiffer, who recently resigned as Executive Director of the Foundation of the State Bar of California because of health reasons.

30-2 He reported on the appointment of a Board Committee on Operations' Subcommittee to Negotiate a Contract Between the State Bar and the Foundation of the State Bar: Robert K. Persons, Chair; Members: Joel S. Miliband, Russell Roeca, Chantel L. Walker; Ex Officio Member: President James E. Herman.

30-3 He mentioned that the Bar's Midyear Meeting, (Bar Leaders' Conference and Minority Attorney Conference), which was scheduled to take place Friday-Saturday, March 21-22, 2003, had been cancelled without a loss to the General Fund.

30-4 Mr. Herman also mentioned that the Bar's Chief Trial Counsel had filed disciplinary charges against the Trevor Law Group, citing violation of *Business and Professions Code* section 17200, the state's Unfair Competition Law.

30-5 He stated that the Bar's Antitrust and Unfair Competition Law Section recently held a free MCLE seminar on *Business and Professions Code*, section 17200 and that this was attended by approximately 60 attorneys, a cross section of plaintiff and defense counsel, with a number of ethnic minority bar leaders. All benefitted from the seminar, and came away with a better understanding of California's Unfair Competition Law and the possible changes being considered by the Legislature.

41 The Executive Director reported on the following:

1. Ms. Johnson briefly reported on the Bar's revenue, mentioning that requests for fee scaling have basically remained constant, that members are continuing to contribute to the various entities identified on the fee bill, i.e., The Supreme Court Historical Society five percent, the Foundation of the State Bar of California six percent, Lobbying 78 percent, Elimination of Bias Fund 82 percent and the Conference of Delegates six percent.

2. She advised the Board that the Bar is once again issuing certificates recognizing those members who have attained the age of 100, and also those members who have been in practice for 50 and 75 years respectively, stating that members appreciate the Bar's recognition of their lifelong service to the profession.
3. She distributed a memorandum to the Board, detailing the Bar's participation in the State of California Government Travel Program, stating that this is currently being implemented, and will enable the Bar to obtain the State rate for hotel accommodations. The greatest savings will be on airfares in excess of \$250 booked through Sacramento Travel Service, especially to and from airports in remote locations. She advised Board members to provide profiles as soon as possible to the staff person identified in the memorandum.

42 PART I The Secretary announced that the following members of the third-year class had declared their intention of running for the 2003-2004 presidency of the State Bar, and reminded the Board that the Special Meeting for the Election of Officers is scheduled for Saturday, May 17, 2003:

Anthony P. Capozzi of Fresno and Nancy J. Hoffmeier Zamora of Los Angeles.

51 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Committee on Member Oversight and the Board Regulation, Admissions and Discipline Oversight Committee, that the Board hereby receives the financial statements for the quarter ended December 31, 2002, as certified by the Director of the Office of Finance and on file in the San Francisco office of the State Bar.

All members present and recorded on the roll-call slip voted yes on the above matter.

52 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Committee on Member Oversight and the Board Regulation, Admissions and Discipline Oversight Committee, that the Board hereby receives the investment reports for the quarter ended December 31, 2002, as certified by the Director of the Office of Finance and on file in the San Francisco office of the State Bar.

All members present and recorded on the roll-call slip voted yes on the above matter.

53 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Regulation, Admissions and Discipline Oversight Committee, that the Board hereby receives the Client Security Fund reports for the quarter ended December 31, 2002, as certified by the Director of the Office of Finance and on file in the San Francisco office of the State Bar.

All members present and recorded on the roll-call slip voted yes on the above matter.

54-131 This item concerning the requests by members for fee adjustments was removed from the consent agenda at Mr. Cavanaugh's request, and placed on the Board's open agenda for consideration later in the meeting.

54-151 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Committee on Volunteer Involvement, that the Board of Governors hereby approves the creation of an appointment by the Council of California County Law Librarians to the California Commission on Access to Justice, effective immediately.

All members present and recorded on the roll-call slip voted yes on the above matter.

55 The following is a report of emergency action taken by the Board by fax poll February 27 through March 3, 2003, between regularly scheduled Board meetings:

Upon motion made, seconded and unanimously adopted, it was

RESOLVED that the Board hereby approves the appointment of Dorothy M. Tucker to the Board Committees on Member Oversight and Volunteer Involvement and to the Task Force on Sections; and it is

FURTHER RESOLVED that the Board hereby approves the reassignment of Chantel L. Walker from the Board Committee on Volunteer Involvement to the Board Committee on Stakeholder Relations.

Mr. Snetsinger entered the meeting and his name was added to the roll-call slip.

54-131 Upon motion made, seconded and adopted, it was

RESOLVED, upon recommendation of the Board Committee on Member Oversight, that the Board hereby approves fee adjustments requested by the following members in the amounts as shown below:

Wayne Dapser, approve a fee adjustment in the amount of \$243.75

Kenneth W. Davis, approve a fee adjustment in the amount of \$487.50.

Sandra L. Jones, upon submission of physician's documentation, approve a fee adjustment in the amount of \$877.50

Aaron D. Kivel, approve a fee adjustment in the amount of \$1,308.75

Robert D. O'Connell, contingent on receipt of member's payment of \$5,613, approve a fee adjustment in the amount of \$2,427.75.

Emily S. Quinlan, contingent on receipt of member's payment of \$1,400, approve a fee adjustment in the amount of \$776.25

David J. Wood, approve a fee adjustment in the amount of \$777.50

Voting yes: Mr. Capozzi, Ms. Copeland, Ms. Kral, Mr. Marcus, Mr. Miliband, Mr. Persons, Mr. Roeca, Ms. Scott, Ms. Tucker and Ms. Hoffmeier Zamora.

Voting no: Mr. Cavanaugh, Ms. Green, Mr. Heiting, Mr. Lindstrom, Mr. McLeod and Mr. Snetsinger.

Abstaining: Mr. Ipsen.

111 Mr. Hawley, Deputy Executive Director, addressed the Board regarding the status of the labor negotiations.

112 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Committee on Operations, that the Board hereby suspends Section 10.C [Salary Rates and Classifications] of the Rules and Regulations Pertaining to the Employment of Confidential Employees to be effective January 1, 2003.

All members present and recorded on the roll-call slip voted yes on the above matter.

113 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Committee on Operations, that the Board hereby renews for 2003 its action in 2002 (agenda item in 2002, MARCH 113) adopting the procedure and process for conducting the Annual Performance Evaluations of the Executive Director and Chief Trial Counsel, consistent with the item this day before the Board; and it is

FURTHER RESOLVED that the Board hereby directs that the Board Committee on Operations, chaired by the President, shall conduct the Executive Director's evaluation, and that the chair and members of the Board Regulation, Admissions and Discipline Oversight Committee, and the executive director, shall conduct the Chief Trial Counsel's evaluation.

All members present and recorded on the roll-call slip voted yes on the above matter.

114 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon the recommendation of the Board Committee on Operations, that the Board of Governors hereby authorizes the Executive Director, or her designee, to enter into contracts with the California Department of Corrections to obtain funds through grant monies for Volunteers in Parole, Inc., for the period up through and including December 31, 2006; and it is

FURTHER RESOLVED that the Board of Governors hereby authorizes the Executive Director, or her designee, to enter into contracts with the California Youth Authority to obtain funds through grant monies for Volunteers in Parole, Inc., for the period up through and including December 31, 2006; and it is

FURTHER RESOLVED that the Board of Governors hereby authorizes the Executive Director, or her designee, to subcontract with Volunteers in Parole, Inc., for the receipt and administration of such funds for the period up through and including December 31, 2006; said contracts and subcontracts to be reviewed and approved by the Office of General Counsel.

All members present and recorded on the roll-call slip voted yes on the above matter.

115 Following discussion on this item as presented, and which relates to proposed internet voting for Board elections, it was the sense of the Board to bifurcate the recommendations as Part I and Part II, and to vote upon them separately.

115 Upon motion made, seconded and ~~unanimously~~ adopted, it was
PART 1

RESOLVED, upon recommendation of the Board Committee on Operations, that the Board hereby instructs staff to conduct the 2003 Board of Governors election using paper ballots consistent with Article II of the Rules and Regulations of the State Bar of California.

Voting yes: Mr. Capozzi, Ms. Copeland, Ms. Green, Mr. Heiting, Ms. Kral, Mr. Marcus, Mr. Miliband, Mr. Persons, Mr. Roeca, Ms. Scott, Mr. Snetsinger, Ms. Tucker and Ms. Hoffmeier Zamora.

Voting no: Mr. Cavanaugh, Mr. Ipsen, Mr. Lindstrom and Mr. McLeod.

115 Upon motion made, seconded and unanimously adopted, it was
PART II

RESOLVED, upon recommendation of the Board Committee on Operations, that the Board hereby further instructs staff to continue to study and evaluate the feasibility of internet voting and report back to the Board regarding the use of internet voting for the 2004 Board of Governors election.

All members present and recorded on the roll-call slip voted yes on the above matter.

116 This item entitled: President Elect—discussion, was deferred to Friday, March 21, 2003.

117 This item, which related to a request for the Bar to file a letter requesting that the case of *Brockey, et al. v. Moore*, Court of Appeal No. C038317, be certified for publication, was withdrawn from the Board's agenda.

132 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Committee on Member Oversight, that the Board hereby approves that the distribution of IOLTA grants from the Legal Services Trust Fund Program for the grant period July 1, 2003 through June 30, 2004 shall be made in the order and manner provided by Business and Professions Code Section 6216, and the funds to be distributed shall be \$7,540,236 calculated as follows:

1. The amount projected to be received by the Legal Services Trust Fund Program and the interest earned thereon from July 1, 2002 through June 30, 2003, totaling \$9,281,718, shall be allocated for the grant period July 1, 2003 through June 30, 2004.
2. The administrative costs to be deducted prior to distribution shall be the costs projected for the period July 1, 2002 through June 30, 2003, totaling \$726,616.
3. To be subtracted from the total amount prior to distribution shall be \$1,038,049, the amount by which cash projected to be on hand June 30, 2003 is less than thirty percent of projected net revenue for the period July 1, 2002 through June 30, 2003.
4. To be added to the total amount prior to distribution shall be \$23,183 in unspent grant funds from previous grant years; and it is.

FURTHER RESOLVED that grant payments are to be made from funds received pursuant to Business and Professions Code section 6212 and the income earned from investment of such funds, and that payment of grants is contingent upon the State Bar having sufficient money on hand from such sources to make the scheduled payments; and it is

FURTHER RESOLVED that the Legal Services Trust Fund Commission is directed to monitor program revenue during the grant year and to recommend action to change the total grant amount for the year if needed in the event of significant variances from projections or any other significant changes that affect the program.

All members present and recorded on the roll-call slip voted yes on the above matter.

150 Ms. Copeland, Chair, Board Committee on Volunteer Involvement, stated that she has established an outreach program among her committee members, and has assigned each member a geographic area. These Board members will arrange for Board representation at as many as possible of the meetings of the Bar's numerous committees, commissions, sections, etc. She mentioned that Mr. Ipsen, Mr. Miliband and Ms. Stephens will coordinate outreach meetings in the Los Angeles and Orange areas; Ms. Scott will do similarly for the Sacramento area; Ms. Kral will handle the Bay Area; and Ms. Copeland, herself, will coordinate outreach in the San Diego area.

163 Ms. Hoffmeier Zamora, Chair, Board Committee on Stakeholder Relations introduced Karen Lash, immediate past co-chair of the California Commission on Access to Justice, and member of the committee that drafted the report, *The Path to Equal Justice*. She also introduced Mr. Geoff Robinson, current co-chair of the Commission.

Ms. Lash addressed the Board and reported on the findings and recommendations of the Access Commission said publication. She acknowledged State Bar President Jim Herman's support of access to justice issues, and the leadership of Nancy Hoffmeier Zamora, chair of the Board's Stakeholder Committee. She expressed her appreciation for the Board's willingness to collaborate with the Access Commission because she believes our goals are complimentary and mutually supportive with respect to creating more partnerships with the judiciary, educating the public about the role of lawyers in society, and the need to ensure that all Californians have access to our justice system if it is to work. She asked the Board to work with the Commission to take advantage of any opportunities to publicize the findings of the report and/or make presentations in any appropriate venues. She also emphasized that the Board might incorporate some of the themes into their stakeholders meetings, especially with elected officials and staff, and suggested that they consider commitment to access to justice issues when making appointments, such as to the Judicial Council.

Mr. Geoff Robinson echoed Ms. Lash's comments, and thanked the Board members for their support of the many activities of the Access Commission.

161 Mr. Doyle, the Bar's Chief Legislative Counsel, distributed a list of the bills his office is tracking on behalf of the Board, and advised the Board that although staff had no recommendations to make at this time regarding positions on any of the measures, they would be proposing to take positions on some at a special meeting of the Board Committee on Stakeholder Relations prior to the scheduled April 16, 2003, Special Board Meeting, and would bring the committee's recommendations before the full Board at that time.

164 Upon motion made, seconded and adopted, it was

RESOLVED, upon recommendation of the Board Committee on Stakeholder Relations, that the Board hereby supports the concept of AB 1101, and authorizes staff to work with Assemblymember Steinberg to better conform the proposed statutory language to the substantive content of the rule amendments formerly endorsed by the Board.

All members present and recorded on the roll-call slip voted yes on the above matter, except Mr. Heiting who voted no, and requested the record so to show.

162 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Committee on Stakeholder Relations, that the Board hereby: (1) ratifies the recommendation that the Office of Governmental Affairs communicated to the California Law Revision Commission (CLRC) regarding the proposed amendments to *Business and Professions Code*, Section 6086.12 that are currently contained in SB 111; (2) authorizes the Office of Governmental Affairs to communicate to the CLRC and/or Senator Knight, as appropriate, that the State Bar agrees with the CLRC's recommendation concerning the proposed amendments to Section 6095; and (3) authorizes the Office of Governmental Affairs to communicate to the CLRC and/or Senator Knight, as appropriate, that the State Bar agrees with the CLRC's recommendation concerning the proposed amendments to Section 6140.2 of the *Business and Professions Code*, in the form attached to these minutes and made a part hereof.

All members present and recorded on the roll-call slip voted yes on the above matter.

The Board recessed at 6:10 p.m., Thursday, March 20, 2003, to meet again at 9:00 a.m., Friday, March 21, 2003, in the Salon A Room of the Westin Long Beach Hotel, 333 East Ocean Boulevard, Long Beach, California.

The Board of Governors of the State Bar of California convened in Salon A, Westin Long Beach Hotel, 333 East Ocean Boulevard, Long Beach, California, at 9:05 a.m. on Friday, March 21, 2003, James E. Herman presiding.

The following members of the Board of Governors were present: Anthony P. Capozzi, Matthew E. Cavanaugh, Judith M. Copeland, Janet M. Green, James O. Heiting, Steven J. Ipsen, Vivian L. Kral, Carl A. Lindstrom, Jr., David M. Marcus, Roderick A. McLeod, Joel S. Miliband, Robert K. Persons, Russell Roeca, Windie O. Scott, John G. Snetsinger, Margaret P. Stevens, Dorothy M. Tucker, John K. Van de Kamp and Nancy Hoffmeier Zamora.

The following members of staff were present: Starr Babcock; Francis P. Bassios, Kathleen Beitiks, Larry Doyle, Robert A. Hawley, Judy Johnson, Marie M. Moffat, Mike Nisperos and Pam Wilson.

Also present: Service Employees International Union (SEIU) Robin Haffner, Attorney Unit Representative, Northern California Chapter Local 535 SEIU, Susan Nye, Senior Field Representative, SEIU Local 535 and Rebecca Rosenberg, union member.

The roll-call vote was taken and upon motion made, seconded and unanimously adopted, it was

RESOLVED that the roll-call vote will be substituted for the vote unless otherwise noted.

All members present and recorded on the roll-call slip voted yes on the above matter.

The Board went into closed session at 9:10 a.m. and those other persons present in the meeting, except the Executive Director and members of the Senior Executive Team, left the meeting.

The Board resumed open session at 9:57 a.m.

The appointments were considered in confidential session and the action of the Board is reported below.

6011 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board's Volunteer Involvement Committee, that the Board of Governors hereby appoints Ms. Cheryl Carl, Lincoln, for the Mother Lode Region, and Mr. Jodea Foster, Chico, for the Butte Region, to the Board of Directors of Legal Services of Northern California for a three-year term commencing April 20, 2003, and expiring April 19, 2006.

All members present and recorded on the roll-call slip voted yes on the above matter.

6012 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Committee on Volunteer Involvement, that the Board hereby appoints E. Jane Arnault, Los Angeles, public member, Committee on Professional Responsibility and Conduct, effective immediately, replacing L. Thomas Surh for the remaining portion of Mr. Surh's term, i.e., October 10, 2004, or until further order of the Board, whichever occurs earlier.

All members present and recorded on the roll-call slip voted yes on the above matter.

6013 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Committee on Volunteer Involvement, that the Board hereby appoints Michael N. Atwell, South Lake Tahoe, member, Criminal Law Advisory Commission, effective immediately, replacing Linda McFadden, who resigned, for the remaining portion of Ms. McFadden's term, i.e., September 11, 2005, or until further order of the Board, whichever occurs earlier.

All members present and recorded on the roll-call slip voted yes on the above matter.

6014 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, pursuant to the special election for appointment of a member to fill a vacancy on the Law School Council and upon the recommendation of the Volunteer Involvement Committee, that the Board hereby appoints Rex R. Perschbacher, member, to the Law School Council, to fill the vacancy created by the resignation of Dean John Dwyer, for a term commencing immediately and expiring upon the final day of the 2005 State Bar Annual Meeting, September 11, 2005, or until further order of the Board, whichever occurs earlier.

All members present and recorded on the roll-call slip voted yes on the above matter.

6020 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Committee on Volunteer Involvement, that the Board hereby appoints or reappoints, as the case may be, the following to American Bar Association House of Delegates, effective upon the conclusion of the 2003 Annual Meeting of the American Bar Association (i.e., August 12, 2003) and expiring at the conclusion of the 2005 Annual Meeting of

said association (i.e., August 9, 2005) or until further order of the Board, whichever occurs earlier:

Ernestine Forrest, Los Angeles, State Bar Delegate
John L. McDonnell, Jr., Oakland, State Bar Delegate
Dick Semerdjian, San Diego, State Bar Delegate
Mark Tuft, San Francisco, State Bar Delegate
Thomas W. McDonnell, Hayward, State Bar Young Lawyer Delegate; and it is

FURTHER RESOLVED that the Board appoints the following alternate(s) to its delegation to the American Bar Association House of Delegates, effective upon conclusion of the 2003 ABA Annual Meeting (i.e., August 12, 2003), and expiring at the conclusion of the 2004 Annual Meeting of the ABA Annual Meeting, or until further order of the Board, whichever occurs earlier:

Marc Sallus, Encino, First Alternate
Diane Karpman, Second Alternate
Sandra Geiger, Young Lawyer Alternate

All members present and recorded on the roll-call slip voted yes on the above matter.

6030 Upon motion made, seconded and unanimously adopted, it was

RESOLVED, upon recommendation of the Board Committee on Volunteer Involvement, that the Board hereby appoints Rex S. Heinke, Los Angeles, State Bar member, Judicial Council, for a term commencing September 15, 2003, and expiring September 14, 2006, or until further order of the Board, whichever occurs earlier.

All members present and recorded on the roll-call slip voted yes on the above matter.

142 Upon motion made, seconded and adopted, it was

RESOLVED, upon recommendation of the Board Planning, Program Development, and Budget Committee, that the Board hereby receives and approves the 2003 Strategic Initiative Prioritization, in the form attached to these minutes and made a part hereof.

All members present and recorded on the roll-call slip voted yes on the above matter, except Mr. Cavanaugh, Mr. Ipsen and Mr. Marcus, who voted no and requested the record so to show.

141 Mr. Capozzi, Chair, Board Committee on Planning, Program Development, and Budget, drew the Board's attention to the informational item entitled: *The State Bar of California's Operational Plan*, this day before the Board.

143 Mr. Capozzi, Treasurer and Chair, Board Planning, Program Development and Budget Committee, drew the Board's attention to the Treasurer's Report.

165 The President introduced Ronald G. Overholt, Chief Deputy Director, Administrative Office of the Courts, who addressed the Board on the state's fiscal crisis and its dramatic impact on the judicial branch and court services. Following Mr. Overholt's presentation, the Board committed to hosting a series of forums statewide to advise lawyers of the impact of the cuts in the judicial budget. The Board then proceeded to take the action recorded below.

165 Upon motion made, and seconded, the following was unanimously adopted:

WHEREAS, the Board of Governors recognizes the importance of adequate funding for California's trial and appellate courts, to ensure a judicial system that is fair, equitable, and accessible; and

WHEREAS, while acknowledging the severe budgetary constraints facing the state of California and all three branches of government thereof, the Board is concerned that no branch face a disproportionate reduction in its resources that might impair its abilities to fulfill its constitutional mandate; and

WHEREAS, pending proposals for reduction in funding for the trial and appellate courts threaten to have a disproportionate impact on the state's judiciary, and thereby to severely impair access to justice for the people of California; and

WHEREAS, as the Chief Justice stated in his 2001 State of the Judiciary speech, "If the motto 'and justice for all' becomes 'and justice for those who can afford it', we threaten the very underpinnings of our social contract..."

NOW THEREFORE BE IT RESOLVED that the Board of Governors, upon recommendation from the Board Committee on Stakeholder Relations, supports the efforts of the California Supreme Court and Judicial Council to ensure that budget cutbacks to the court system are not disproportionate, and to seek ways to mitigate the effects of those cuts so that the courts can continue to provide a fair, equitable and accessible judicial system; and

BE IT FURTHER RESOLVED that the Board of Governors, as both the administrative arm of the Supreme Court for admissions and discipline, and as elected representatives of the attorneys of the state, supports and encourages the Supreme Court's efforts to unify the elements of the judicial branch in its

effort to both seek effective responses to the state's budgetary shortfall and to protect California's system of justice.

All members present and recorded on the roll-call slip voted yes on the above matter.

Ms. Hoffmeier Zamora entered the meeting and her name was added to the roll-call slip.

- 116 Mr. Herman brought the Board's attention to the materials relating to the President Elect item. A lengthy and in-depth discussion ensued and it was the sense of the Board that this matter should be further discussed at a future meeting of the Board.

The Board adjourned at 12:30 p.m., Friday, March 21, 2003, to meet again at the call of the President on Wednesday, April 16, 2003, at the State Bar Offices, 180 Howard Street, San Francisco, California.

**ATTACHMENTS TO MINUTES
MARCH 20-21, 2003, LONG BEACH**

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