

### STATE BAR BOARD OF GOVERNORS

#### March Meeting Review

Below are highlights from the March 28, 2003, State Bar Board of Governors meeting. Meetings are held monthly at the Arizona Bar Center in Phoenix.

- ▶ The Board continued its review of various multijurisdictional practice (MJP) issues and (1) approved the ER 5.5 (MJP) proposal as submitted by the task force; (2) approved the ER 8.5 (reciprocal discipline) proposal with an amendment; and (3) tabled discussion of the admission by motion proposal without substantive discussion concerning reciprocity language in order to obtain additional input from the membership.
- ▶ The Board reviewed two nominating petitions in connection with the current Board election. The Board voted to reject one petition as it was not received by the published deadline; incumbent Board members running for re-election recused themselves. The Board voted to accept the other petition, originally questioned with regard to district information and voter signatures; some incumbent Board members recused themselves during the vote.
- ▶ Debbie Hill, Board President of the Arizona Foundation for Legal Services & Education, reported on the favorable outcome of the IOLTA lawsuit. The U.S. Supreme Court upheld the constitutionality of IOLTA programs.
- ▶ The Board approved the Consent Agenda: MCLE suspensions for nonpayment of delinquency fees; Probate & Trust Law Section's Amended and Restated Bylaws; a proposed fee schedule for an inactive member; approved resignations of members in good standing; Legal Services Committee's Request to Submit Comments on ER 6.5 and ER 4.2; February 2003 minutes.
- ▶ Government Relations Director Christine Thompson provided a status report on legislation that the Board had previously voted to support, oppose and take no position on.
- ▶ Skip Acuff, Co-Chair of the Paralegal Associate Member Task Force, summarized a developing proposal regarding fees and requirements for such membership. The task force will submit its report at the April Board meeting with Board action anticipated in May.
- ▶ Finance Committee Chair Jim Smith reported that the Financial Policy and Procedure Manual is nearly completed. The State Bar's audit report will be available for the May Board meeting.
- ▶ Helen Perry Grimwood, Rules Review Committee Chair, summarized proposed rule amendments. The Board voted to adopt a proposal from the Civil Practice and Procedure Committee that would allow videotaped depositions to be taken without any additional requirement for recording by stenographic means. The Board also voted to adopt a proposal from the Criminal Practice and Procedure Committee that would modify release conditions for people who file lower court appeals. Both proposals will be forwarded to the Arizona Supreme Court for its consideration.
- ▶ The Board voted to refer a proposal that would require mandatory disclosure of malpractice insurance to the Task Force Investigating a Captive Insurance Company for further vetting. The Board will readdress this issue at the May meeting.
- ▶ Diane Ellis, Director of MAP and LOMAP, shared a PowerPoint presentation that summarized her master's thesis research on diversion and recidivism in Arizona's lawyer regulation system.

## news for members

### STATE BAR—KEMPER RELATIONSHIP ENDED

The State Bar of Arizona is terminating its relationship with Kemper Insurance, the Bar's sponsored carrier for professional liability insurance.

The Bar is ending the relationship because the A. M. Best Company reduced Kemper's financial strength rating from an "A-" to a "B+" on or about Dec. 23, 2002, and reduced it again from a "B+" to a "B" on or

about Mar. 6, 2003. In addition, the State Bar has been informed that Kemper will be withdrawing from the professional liability insurance market.

Overall, the decline in the general capital markets and corresponding losses from company investments have made this a very difficult time for insurance companies.

The State Bar is beginning the process of

requesting proposals for a new Bar-sponsored carrier. In doing so, the Bar will seek to put into place a secure program that can offer superior service, solid policy provisions, superior claims and loss prevention/risk management services.

For more information, call the Bar's General Counsel, John Furlong, at (602) 340-7301.

## new people, new places

Hon. Alan S. Kamin, who retired from the Maricopa County Superior Court in January,



CHASSON

has joined **Brown & Bain** as Of Counsel. He concentrates his practice in arbitration, mediation and discovery master services. **Jill J. Chasson** has been elected a member of the firm; she works in the firm's labor and employment practice group.

**Snell & Wilmer** has announced the election of seven new partners in its Phoenix office. They are: **David Carroll, Dan Goldfine, Jeff Guldner, Andrew Halaby, Robert Kort, Heidi Richter** and **Lori Schmig**. In addition, **Mark Konrad** was named partner in the firm's Tucson office.

**Phillip P. Guttilla** and **Frederick C. Miner** have been elected shareholders of **Ryley Carlock & Applewhite**. **Kara A. Ricupero** and **J. Douglas Wiley** have joined the firm as associates.

**Jodi Weisberg** has been named legal director of **Fresh State Women's Foundation**, an Arizona-based nonprofit organization dedicated to helping women.



BOBEK



LANDAHL



JOHNSON

**Jennings Strouss & Salmon PLC** has added three associates. **Josef Bobek** and **Darryl T. Landahl** practice commercial litigation and construction law, and **Stanton E. Johnson** practices corporate law.



WEINZWEIG



CHAMBERS

**David Weinzweig** and **Joni Chambers** have joined **Lewis and Roca LLP**. Weinzweig joins the firm's commercial litigation practice

group, and **Chambers** joins the labor and employment practice group as Of Counsel.

Business and real estate attorney **John M. McKindles** has opened the **McKindles Law Firm PLLC** at 1108 E. Greenway, Suite 1, in Mesa. The firm succeeds the former **Cawood & McKindles PC**.

## honors & awards

**Rita A. Meiser**, a partner with **Jennings, Strouss & Salmon PLC**, has been named to the **Childhelp USA** State of Arizona Board of Directors.



MEISER

The **Legal Support Professionals** has presented its Award of Excellence to **Barbara Marinoff, PLS**, of **Thomas & Eldorado**.

Gov. Janet Napolitano has appointed **Quarles & Brady Streich Lang** attorney **Leezie Kim** as executive director to the **Citizens Fiscal Review Committee**. The committee reviews how the state generates revenue from taxes and bonds.