



BAR COMMUNITY

BOARD OF GOVERNORS SEPTEMBER MEETING REVIEW

Below are highlights from the September 15, 2005, State Bar Board of Governors meeting. Meetings typically are held monthly at the Arizona Bar Center in Phoenix. To see the complete minutes, go to www.myazbar.org/AZBarInfo and click on "Board of Governors."

- ▶ President Helen Perry Grimwood called the meeting to order.
- ▶ President Grimwood reviewed the hurricane relief effort, in which Patricia Gerrich, Executive Director of the Volunteer Lawyers Project, worked with the Red Cross and other entities to assist victims. The Arizona Foundation for Legal Service & Education, along with the State Bar, assisted with these efforts.
- ▶ Teresa Schmid, Executive Director, reviewed with the board the Executive Director's Report. In addition, Ms. Schmid reviewed the "On the Horizon" portion of the report, which is dedicated to giving the Board advance notice of emerging issues that may become significant to the Bar in the future but do not yet require action by the board.
- ▶ Appointments Committee: The board voted to send three names for the one vacancy on the Arizona Supreme Court Committee on Character and Fitness: Evelyn Rick, Brian Schmidt and Christopher Whitten.
- ▶ The board voted unanimously to accept the recommendations of the

Appointments Committee to forward the following attorneys names and applications to the Arizona Supreme Court for its consideration to fill the two vacancies on the Committee on Examinations: Kathleen Carey; David Earl; Patricia Negro; Raymond Ramella; Evelyn Rick and Brad Tebow.

- ▶ Jeff Jacobson, President of Young Lawyers Division, reported on the success of the Wills for Heroes Program and the upcoming event in December.
- ▶ Rules Review: Paul Ahler reported on behalf of Foster Robberson, Chair of the Rules Review Committee, on the recommendations of the committee. The board took the following action:
 - R05-0015 Criminal Practice and Procedure Proposed Comments re: Rule 404(c) ARIZ.R.EVID. (character evidence). The board voted to file the Petition with the Court stating that the defense and prosecutors are split and the board votes to remain neutral on the Petition and accept the Committee's recommendation to split according to the areas of practice.
 - R05-0007 Criminal Practice and Procedure proposed comments re Rules 30(f) & 43 (k) ARIZ.R.CIV.P., 28.1(c) ARIZ.R.CRIM.P., 29 and 94 ARIZ.R.S.CT. (records retention). The board voted to

accept the recommendations of the Rules Review Committee.

Dave Byers abstained.

- ▶ Discipline Oversight Committee: The board voted unanimously for the State Bar of Arizona to file the petition with the Court to amend Rules 66, 67 and 68 of the Rules of the Supreme Court of Arizona pertaining to conservatorships, as submitted to the board.
- ▶ The board unanimously approved the Consent Agenda: August minutes as amended; approval of resignations of members in good standing; approval of reinstatements (ARIZ.R.S.CT. 32(32)(9) and/or Rule 43 for annual membership dues and trust account compliance).
- ▶ Larry McVey, Chief Financial Officer, reported on the July 2005 financial statements and reviewed with the board the beginning of the upcoming budget process.
- ▶ Larry McVey, CFO, on behalf of Ray Hanna, Chair of the Finance Committee, gave an update to the board. He further reported that the Dues Sub-Committee is continuing its work on a proposal that would revise the membership categories, dues structure and MCLE requirements.
- ▶ ABA Delegate Report: Brad Vynalek reported on the ABA Delegates meeting. The midyear meeting scheduled for New Orleans has been moved to Chicago.
- ▶ Chief Bar Counsel Report:

Robert Van Wyck introduced Hal Nevitt, Member Assistance Coordinator. Mr. Van Wyck went on to report on his speaking engagement in Tucson regarding the Professionalism Rule and Comment. The board then discussed the original comment and voted to file a Supplement to the original comment.

Standing Committee Reports

- ▶ Amicus Committee: No report.
- ▶ Finance and Investment Committee: Nothing further to report.
- ▶ Human Resources: No report.
- ▶ Member Services: No report.
- ▶ Long Range Plan: Steve Sherick, Chair, reported that the committee will meet quarterly. They have 12 categories of mission statements and will look at four during each of the next three meetings.

Liaison Reports

- ▶ American Bar Association: Brad Vynalek, ABA Delegate, reported on the ABA Delegates meeting. The midyear meeting that was scheduled for New Orleans has been moved to Chicago.
- ▶ Arizona Foundation for Legal Services & Education: Report earlier by Teresa Schmid.
- ▶ Federal Bar Association: No report.
- ▶ Arizona Judicial Counsel: No report.
- ▶ The meeting adjourned.

X Mark Your Calendar

CLE OPPORTUNITIES ABOUND

Dec. 2, 11:00 a.m. to Noon

(1 MCLE hour)

Americans with

Disabilities Act Update

(Teleseminar)

Dec. 2, 9:00 a.m. to 12:15 p.m.

(3 MCLE hours,

including 3 ethics hours)

Ethical Morning at the Movies

(Phoenix)

Dec. 6, 11:00 a.m. to Noon

(1 MCLE hour)

Negotiation and Structuring

the Sale of Private Businesses:

Non-Tax Considerations

(Teleseminar)

Dec. 8, 11:00 a.m. to Noon

(1 MCLE hour)

Taxing Planning Aspects of Mergers,

Sales and Spinoffs

(Teleseminar)

Dec. 8, 9:00 a.m. to 4:00 p.m.

(5 MCLE hours)

A Funny Thing Happened

on the Way to the Capitol

(Phoenix)

Dec. 8, 3:00 p.m. to 5:00 p.m.

(2 MCLE hours,

including 2 ethics hours)

Bench & Bar Holiday Reception

(Tucson)

Dec. 13, 11:00 a.m. to Noon

(1 MCLE hour)

Fiduciary Litigation Update

(Teleseminar)

Dec. 16, 9:00 a.m. to 3:00 p.m.

(4.5 MCLE hours,

including 4.5 ethics hours)

Trial Series—Pretrial Motions

(Phoenix)

Visit www.myazbar.org/CLE to view the expanded list of interactive online courses and extensive assortment of video and audio self-study products.



LEFERE

Perkins Coie Brown & Bain announced that associates **David LaSpaluto**, **Craig Morgan** and partner **Lee D. Stein** have joined

the firm's litigation practice group. Associate **Jennifer Lefere** has joined the firm's business practice group. The firm also announced that **Joel W. Nomkin** has succeeded **Joseph E. Mais** as managing partner of the Phoenix office.



NOMKIN



BARNER



NAYLOR



ROBINSON



RODDY



SHULLAW

Quarles & Brady Streich Lang LLP announced that five associates have joined the firm. They are: **Tamara L. Barner** (bankruptcy and creditors' rights), **Benjamin J. Naylor** (labor and employment), **Denten D.**

Robinson (real estate and federal Indian and gaming law), **Michelle J. Roddy** (litigation) and **S. Gary Shullaw** (corporate services).

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People Item Submissions

Members are invited to send items for the People column to Tim.Eigo@staff.azbar.org or to **Tim Eigo**, Arizona Attorney, 4201 N. 24th St., Ste. 200, Phoenix, AZ 85016.

Items run free of charge, but because we receive many submissions, we cannot guarantee when an item will run. If you also send a photo, we try to use it, depending on that month's space and the photo quality (high-resolution required). If you need to guarantee when your item is published and how it appears, please contact **Kate Cortez** (Kate.Cortez@staff.azbar.org) about paid advertisement at member rates.

PEOPLE



John M. Snell has joined **Jones Skelton & Hochuli PLC** as an associate and practices in bad faith insurance, construction litigation and medical malpractice.

Edward Stratemeier has joined **Stinson Morrison Hecker LLP** and practices in intellectual property and technology law issues.



Robbins & Green PA announced that **Charlene Gibson Robertson** has joined the firm as an associate and practices in commercial litigation. In addition, **Leon B. Silver** has joined the firm as shareholder and concentrates in commercial, construction, business and real estate litigation.

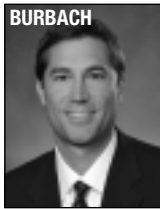
Diana R. Rader has joined **Sacks Tierney PA** as an associate and practices in family law, civil litigation and automotive law.



Michele Molyneaux has joined **Sanders and Parks PC** as an associate and concentrates her practice on commercial litigation, construction law and insurance bad faith.

Step toe & Johnson LLP announced that seven lawyers from **Beshears Wallwork Bellamy Chartered** have joined the firm. They are prin-

cipals **Nicholas J. Wallwork** and **Frederic D. Bellamy**, special counsel **Mark Freeze**, litigation counsel **Bridget Bade** and **Leslie Cooper**, and associates **Mindy Brinker** and **Lynn Broderick**.



Matthew C. Burbach and **Stacy L. Luedtke** have joined **Lewis and Roca** as associates. Burbach practices in the firm's real estate group, and Luedtke practices in the insurance and product liability groups.

Randi Morrison was promoted to vice president, general counsel and secretary of **CSK Auto Corporation**.

Gretchen Aliabadi was promoted to vice president of public policy of **Strategies 360**, a strategic consulting firm in Seattle.



Randall Lindsey has joined **Greenberg Traurig LLP** as an associate and practices in corporate and securities law.

Philip McCarthy, Jr. and **E. Duane Weston** have formed **McCarthy Weston PLLC**, a law firm concentrating in adoptions, family law, real estate and land use issues. The firm is located at 120 N. Beaver Street, Suite 120, Flagstaff, AZ 86001.

Penny Willrich, a former Maricopa County Superior Court judge, has joined the faculty of the **Phoenix International School of Law**.





Andrew J. McGuire and Mark J. Langlitz have joined Gust Rosenfeld PLC's municipal law practice.

HONORS & AWARDS

Laura Carpenter, an associate with in Quarles & Brady Streich Lang's health care practice group, was named an "Up and Comer" for attorneys by *BizAZ Magazine*.



Gust Rosenfeld attorney Lindsay Jones was elected to the board of directors of the University of Arizona Law College Association, and associate Abbie Shindler was elected to the board of directors of the Central Arizona Estate Planning Council.

Samuel Thumma, a partner with

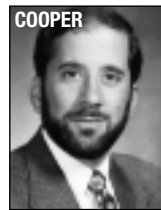
Perkins Coie Brown & Bain, has been appointed as an adviser to the American Law Institute's Restatement (Third) of Torts: Liability for Economic Loss project.

Fennemore Craig attorney Brent Peugnet was elected to the Western States Chiropractic College board of trustees.



Bill Maledon, a founding partner of Osborn Maledon PA, has been appointed to the United States Standing Committee on Rules of Practice and Procedure for the Federal Courts.

Step toe & Johnson attorney Bennett Cooper was named pro-



Judges Conference.

gram chair for the ABA Council of Appellate Lawyers, part of the Judicial Division's Appellate



Jones Skelton & Hochuli PLC partner Donald L. Myles, Jr., has been elected chair of USLAW Network.

VOLUNTEER LAWYERS PROGRAM

The Maricopa County Volunteer Lawyers Program honored Nancy E. Tribbensee, Benjamin R. Norris and John York as attorneys of the month for April, May and June of 2005. The attorneys were recognized for their outstanding pro bono efforts on behalf of low-income clients.



IN MEMORIAM



Georgia B. Ellexson, 56, of Phoenix, passed away July 24, 2005. One of only 13 women to graduate from the Arizona State University College of Law in 1974, she was a trailblazer for female attorneys in the state. She spent her career in public service, working for the Arizona Attorney General's Office and the U.S. Department of Justice, most recently as Chief of the Appellate Section for the District of Arizona. Not content to be a trailblazer in her professional life, she married Randy Ellexson in 1975. In the 29 years that followed she out-argued him on numerous occasions, becoming the first and possibly only person to do so. No doubt her experience preparing and arguing cases in front of the Arizona and U.S. Supreme Courts had something to do with that. Together, Georgia and Randy had two children, Brian and Amanda. Both have grown up displaying the good humor and quick wit that characterized their mother. They quickly learned two lessons from Georgia: Never question your mother's decorating choices, and your friends WILL talk about you if you miss a lunch date. Georgia loved to travel and was lucky enough to see many parts of the world, although when her children complained of fatigue and near-constant hunger she may have questioned her choice of traveling partners. She left behind a loving family, including Randy, Brian, Amanda, two brothers, Bob and David, many close friends and an empty seat whenever the Ladies who Lunch get together. It would make her smile to know that they will be talking about her.

RECENTLY DECEASED

Michelle Andrade, Sedona

Georgia Ellexson, Phoenix

Jules Ira Firetag, Phoenix

David P. Jones, Paradise Valley

Howard M. Klein, Phoenix

Anthony R. Lucia, Phoenix

Tammie Marie McClure, Tucson

William H. Rehnquist, Washington, DC

George Sterling, Phoenix

Yvonne Strouf, Phoenix