

# BOARD OF GOVERNORS

## SEPTEMBER 2007 MEETING HIGHLIGHTS

The State Bar of Arizona Board of Governors held a regular meeting on September 21, 2007.

**President's Report**—Dan McAuliffe has met with Los Abogados, Arizona Women Lawyers Association (AWLA), the Coconino County Bar Association and the Bar Leadership Institute. Approximately 90 applications were received for the Institute's 15 slots, and the very successful kick-off session was held in Tubac on September 15 and 16.

He has made 146 appointments, 62 of which were women and 10 self-identified Hispanics.

**Appointments Committee News**—The Board of Governors, after considering the recommendations of the Appointments Committee, voted to make the following nominations and appointments:

- ▶ For two positions on the Arizona Commission on Appellate Court Appointments, the Board recommended Jill Harrison and Scott Gan. The Board of Governors traditionally forwards one nomination per opening to the Governor for appointment, subject to the advice and consent of the Arizona State Senate.
- ▶ For two positions on the Arizona Supreme Court Committee on Examinations, the Board recommended Katherine Cooper, D'Arcy Downs-Volbracht, James Drake, Deborah Euler-Ajayi, Daniel Sakall and Jeffrey Weinstein. The Board of Governors is asked to submit three nominations per opening (six total) to the Supreme Court for its ultimate selection.
- ▶ For one position on the Arizona Supreme Court Committee on Character and Fitness, the Board recommended three candidates: Richard Gordon, Frankie Jones and Rodney Galarza. The Board of Governors is asked to submit three nominations per opening to the Supreme Court for its ultimate selection.
- ▶ For one opening on the City of Surprise Judicial Selection Advisory Commission, the Board recommended three candidates: Mathis Becker, James Hernandez and Woodrow Thompson. The three nominations will be sent to the Surprise City Council for its ultimate selection to fill the State Bar-designated position.

**Seats on Board for Law School Deans**—The Board amended its policy providing that the deans of the law schools are ex-officio, non-voting members of the Board, allowed to attend both open and executive sessions, to include the newly ABA accredited Phoenix School of Law.

**Senior Lawyers**—President McAuliffe reported on the Phoenix Senior Lawyers' reaction to his proposal regarding dues and CLE requirements for members of the Bar over the age of 70 and for consideration of establishing a Senior Lawyers Division of the Bar. Richard Coffinger's proposal was included in the Board materials for consideration. Amelia Craig Cramer reported on reaction to Dan's proposal from the Tucson senior members. For its October meeting, the Board requested that the staff prepare a five-year projection on the financial impact of a dues change if those affected included attorneys 70 and over, 72 and over, or 75 and older. The Board further requested a comparative analysis of senior status in mandatory bars of comparable size to Arizona's. The senior members will be notified of the meeting via mail with both proposals included.

**Financial Report**—The Finance Committee and the CFO provided information to the Board:

- ▶ The State Bar will participate as a \$2000 Gold Sponsor of the AWLA 30th Anniversary Gala on Thursday, October 25, 2007.
- ▶ The Bar has purchased six new copiers at a cost of \$118,000.
- ▶ There will be a \$30,000 loss of 2007 revenue based on a reduction in accounting services provided to the Foundation.
- ▶ Tom Harper joined the Bar staff on June 28 as Accounting Manager.

**Rules Committee News**—The Rules Committee reported on a number of proposed rules and changes, and the Board took the following actions:

- ▶ Rules of Procedure for Eviction Actions: The Board voted to file a petition with the Supreme Court seeking adoption of proposed Rules of Procedure for Eviction Actions proposed by the Landlord/Tenant Task Force.
- ▶ Supreme Court Rule 111 (unpublished opinions): The Board voted to file a petition with the Supreme Court, as recommended by the Civil Practice and Procedure Committee and the Appellate Practice Section, to amend Supreme Court Rule 111 to mandate that the Court post unpublished decisions on the Internet (something it is presently doing as a pilot project), to permit citation for persuasive purposes only of unpublished decisions issued by courts in another state, so long as that state permits the citation of unpublished decisions under its own court rules, and to ask the Court to consider whether to permit the citation for persuasive purposes of unpublished decisions issued by Arizona's Appellate Courts.
- ▶ Rule 5: The Solo Practice/Small Firm Section presented a proposed petition to amend Rule 5 of the Rules of Civil

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## PROFESSIONAL VOLUNTEER OPPORTUNITIES

The State Bar Appointments Committee is currently accepting applications from active members in good standing to fill the following upcoming vacancies. Application forms are due at the State Bar office by **Monday, Nov. 26, 2007**, and can be obtained by calling Carrie Sherman in the State Bar's Phoenix office at (602) 340-7201 or Amy Ihrke in the State Bar's Tucson office at (520) 623-9944. An application form also can be downloaded from the Bar's Web site ([www.myazbar.org](http://www.myazbar.org) – refer to *Appointment Committee News*).

The Standing Appointments Committee and the Board of Governors consider all aspects of diversity in their recommendations and appointments.

### **City of Glendale Judicial Selection Advisory Board**

**Application Deadline:  
Monday, Nov. 26, 2007**

**Purpose:** To seek out and encourage qualified individuals to apply for the office of Judge of the Glendale City Court; conduct investigations into the background and qualifications of said individuals/applicants; submit recommendations regarding candidates for appointment or reappointment to the Chief Presiding City Court Judge and the Mayor, who thereafter shall convene the City Council for the purpose of interviewing all candidates recommended.

**Openings:** One. Karen Karr has resigned from the board due to her relocation outside the Glendale city limits. The other board members are: Judge Philip Hall, Arizona Court of Appeals; Judge Colleen McNally, Maricopa County Superior Court; Judge Elizabeth Finn, Glendale City Court (non-voting member); Peter E. Van Camp, Maricopa County Bar Association representative; and public members Art, Dobbelaere, Karen Ewing, and Martin Samaniego. The Board of Governors is asked to submit three nominations to the Glendale City Council for its ultimate selection to fill the State Bar designated seat.

**Candidate Criteria/Qualifications:** Applicants must be active members of, and in good standing with, the State Bar of Arizona and reside in the City of Glendale.

**Term:** Fill Ms. Karr's unexpired term to April 23, 2009. The successful candidate would then be eligible for reappointment to a full three-year term.

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Procedure to permit attorneys to provide limited representation in cases involving alleged exploitation of vulnerable adults. (This petition was first presented to the Board last year and had been referred to the Civil Practice and Procedure Committee and then to the Rules Committee for input). The Board of Governors proposed that the Civil Practice and Procedure Committee assist in drafting modifications to the proposed rule petition and bring it back for final consideration at the November or December Board of Governors meeting.

The Board discussed and will be voting at its October meeting on whether to adopt a proposed petition to amend Rule 33.1 of the Rules of Civil Procedure on Uniform Interrogatories, as well as whether to comment upon proposed Rules of Procedure for the Legal Arizona Workers Act, colloquially known as the “Employer Sanctions Law.”

**Lawyer Referral and Information Service Task Force News**—Whitney Cunningham reported that the Task Force continues to make progress and that all stakeholders are working toward a final agreement that will then be presented to the Board for approval later this year.

### Other News

The AWLA reported that its Mary Anne Richey breakfast, held at the State Bar Convention, covered all costs and provided \$500 to the scholarship fund. The AWLA Annual Convention will be held on November 2. Lauren Stiller Rikleen, author of *Ending the Gauntlet: Removing the Barriers to Women’s Success in the Law*, is the keynote speaker.

- ▶ Abbe Goncharsky, President of the Young Lawyers Division, reported that the Division has a full Board. YLD has sponsored 56 Wills for Heroes events, and with its current schedule will have served 12 counties in Arizona. YLD will be hosting four Holiday Parties for Kids, in Flagstaff, Casa Grande, Tucson and Phoenix.
- ▶ Amelia Craig Cramer updated the Board on progress the Tucson Building Task Force has made with respect to acquisition of a Southern Regional Office Building. A contract has been signed for a building at 270 N. Church Ave. in Tucson, and the due diligence period will end on October 7. The Board authorized the staff to negotiate an extension of the due diligence period for up to 30 days, and authorized Scope and Operations to work with the staff on matters arising before the next Board meeting.
- ▶ The United Phoenix Firefighters Association and the Phoenix Fire Department recognized seven attorneys for contributing over 100 hours of pro-bono

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service to the first responder community through Wills for Heroes: Trisha L. Baggs, Nicole Seder-Cantelme, Jeffrey H. Jacobson, Denise E. McClain, Angela C. Moore, Patti J. Shelton and Susan Brichler Trujillo. The Wills for Heroes program honored Quarles & Brady Streich Lang LLP for allowing 15 of their attorneys to donate 550 hours to the program, constituting 20% of the entire time spent on the project in Phoenix.

The Board recognized Kenneth L. Neeley who placed first on the February 2007 bar exam.

**Meeting Schedule**—The full schedule of Board meetings is posted on the Bar's Web site: [www.myazbar.org/AZBarInfo/BOG/BoardofGovernors.cfm](http://www.myazbar.org/AZBarInfo/BOG/BoardofGovernors.cfm)

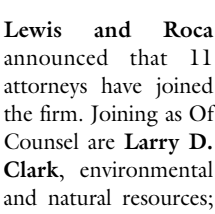
## PEOPLE, PLACES, HONORS, AWARDS

**Jennings Strauss & Salmon PLC** announced that **Todd Adkins** (business restructuring and litigation), **David Andersen** (litigation and intellectual property), **Anne Hardwick** (litigation) and **Vojtek "VK" Karpuk** (corporate, securities and finance, intellectual property and government relations) have joined the firm as associates.



**Frazer Ryan Goldberg Arnold & Gittler LLP** announced that **Scott A. Erickson** and **Steven D. Baker** have joined the firm. Erickson joins as associate and practices estate planning and trust administration. Baker joins as partner and concentrates on estate planning and charitable organizations and giving.

**Cindy Kelley** has joined the **Sandra Day O'Connor College of Law** at Arizona State University as director of external affairs and alumni relations.



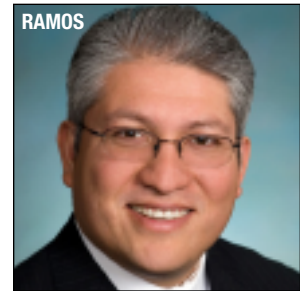
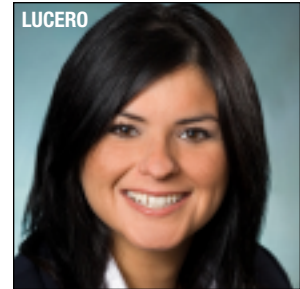
Lewis and Roca announced that 11 attorneys have joined the firm. Joining as Of Counsel are **Larry D. Clark**, environmental and natural resources; **Dusty Vogelpohl**, intellectual property; and **Kevin Warren**, sports and entertainment. The eight new associates are: **Anthony W. Austin**, bankruptcy and commercial litigation; **Matthew G. Bingham**, real estate and environmental; **Chanda M. DeLong**, corporate and securities; **Stefan M. Palys**, appellate and commercial litigation; **Marsha R. Peterson**, commercial litigation and construction; **Kristin Story** and **Joshua R. Zimmerman**, commercial litigation; and **Peter Wand**, tribal gaming.

Bryan Cave LLP announced that **Ilya A. Bakke** and **Megan Irwin Lennox** have joined as associates. Bakke practices international trade, and Lennox focuses her prac-



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tice in environmental law. The firm also announced that **Jay Zweig** has joined the firm as partner in the labor and employment group.



**Tiffani E. Lucero** and **Javier G. Ramos** have joined **Sacks Tierney PA** as associates. Lucero practices family law, and Ramos practices Indian law and civil litigation.



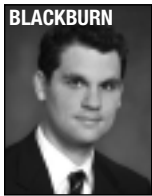
**Patty Ferguson-Bohnee** is the new director of the Indian Legal Clinic at the **Sandra Day O'Connor College of Law** at Arizona State University.



The **Rose Law Group** announced that two attorneys have joined the firm. **Kimberly W. MacEachern** practices environmental law and litigation, and **Renee M. Shprecher** practices commercial leasing and real estate.

**Gallagher & Kennedy PA** announced that five associates have joined the firm. **Tyrone P.**

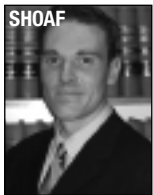
**F i e l d s ,**  
**Robin L.**  
**Dugas** and  
**Nathan W.**  
**Blackburn**  
 have joined  
 the firm's  
 real estate  
 practice. **C.**  
**L i n c o l n**  
**C o m b s**  
 practices  
 commercial  
 litigation. **Flynn Patrick**  
**Carey** practices litigation and  
 criminal defense.



**Kelly J. Shira** has joined  
**Gust Rosenfeld PLC** as an  
 associate, and practices educa-  
 tion and environmental law, insur-  
 ance defense and complex litigation.



**Bryan J. Memmott** and **Monica Edwards**  
 have joined **davis/miles PLLC** as associates.  
 Memmott practices commercial litigation and  
 employment law, and Edwards focuses on estate  
 planning, real estate and corporation law.



**J. T. Shoaf** has joined **Beer &  
 Toone PC** as an associate and  
 practices insurance defense  
 and aviation law.

**Catherine O'Grady**, a profes-  
 sor of law at Arizona State University, is spend-  
 ing six months of a research sabbatical at the  
**Arizona Attorney General's Office** working  
 with the Solicitor General division.

**Squire Sanders & Dempsey LLP** has  
 announced that **Justin D. Steltenpohl** and  
**Darien E. Evans** have rejoined the firm's cor-



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porate and securities law practice. Steltenpohl joins as partner, and Evans as senior associate.

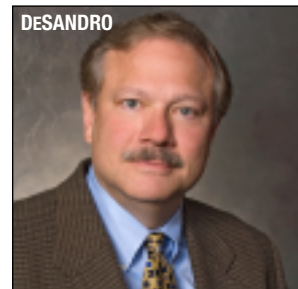
**Ballard Spahr Andrews & Ingersoll LLP** announced that **John Kerkorian** and **Brian**



**Schulman** have joined the firm's litigation department.

New faculty members at the **Phoenix School of Law** include retired Maricopa County Superior Court judges **David Cole**, **Robert Myers** and **Jonathan Schwartz**, as well as Snell and Wilmer partner **Damon Boyd**, and **Sharmila Roy**, formerly of the Maricopa County Public Defender's Office.

Retired Tucson attorney **William L. Berlat** has joined the **National Arbitration Forum's** national panel of independent and neutral arbitrators and mediators.



**Quarles & Brady LLP** announced that partner **Brad DeSandro** and associate **May Mowzoon** have joined the firm's intellectual property practice.

**Aaron Brown**, of **Cantelme & Brown PLC**, was selected as the firm's managing member, and continues to practice employment and construction law and commercial litigation.

**Mark W. Dalieri** has been named managing partner of the Phoenix office of **Sonnenschein Nath & Rosenthal LLP**.