

MINUTES
HAWAII STATE BAR ASSOCIATION
BOARD MEETING

1100 Alakea Street, Suite 1000
Honolulu, HI 96813

Thursday, August 25, 2011

1. CALL TO ORDER

President Louise Ing called the meeting to order at 11:40 a.m. with a quorum present. The following persons were present for all or part of the meeting:

Officers Present

Louise Ing
Carol Muranaka
Craig Wagnild
Ronette Kawakami

Others Present

Anthony Aguinaldo
James Kawachika
Shannon Wack

Directors Present

Nadine Ando
Steven Chow
Vladimir Devens
Robert Godbey
Rhonda Griswold
Robert Harris
William Harrison (phone)
Geraldine Hasegawa
Carol Kitaoka
Derek Kobayashi
Christine Kubota
Gregory Markham
Gerald Matsunaga
Timothy McNulty (phone)
Suzanne Terada
Calvin Young
Levi Hookano

HSBA Staff

Lyn Flanigan
Iris Ito
Debra White

Link to 08/25/2011 HSBA Board agenda:

<https://skydrive.live.com/?cid=bed9b80f6c5efe0a&sc=documents&id=BED9B80F6C5EFE0A%21343>

2. **APPROVAL OF MINUTES** – Minutes of the July 28th board meeting were approved by consensus.
3. **TREASURER’S REPORT** – Treasurer Robert Godbey referred the Board to the written financial reports. See written financials for more details.
4. **EXECUTIVE DIRECTOR’S REPORT** - Executive Director Lyn Flanigan reported that: a) Insurance for Self-Help Centers and HSBA volunteer programs - Tred Eyerly, Peter Olson, and Carroll Taylor have agreed to review the insurance policy options being offered; b) Neal Katyal Visit - The Cades Foundation has agreed to give \$3,000 to support the civic education program with the DOE. The Dept. of the Attorney General and WSRSL have also agreed to contribute funds to help defray the cost of Mr. Katyal’s visit due to his presentations to government attorneys and the law school. Please refer to the Executive Director’s written report in the agenda link for other HSBA activities.
5. **YLD REPORT** - YLD President Levi Ho`okano reported on upcoming YLD activities: a) Mock Trial preparation; b) Sept. 22 - Social w/ Shidler College of Business at Ka; c) Sept. 7 - Homeless Veteran’s Service project at McCoy Pavilion; d) ActionLine in Oct.; e) Oct. 28 - YLD Annual Mtg; f) Nov.- training on Disaster Assistance Recovery Center manual.
6. **ABA HOUSE OF DELEGATES REPORT** - HSBA/ABA Delegate James Kawachika reported on action taken by the House of Delegates at the recent ABA Annual Meeting held in Toronto: a) amended the constitution to allow U.S. territories to each have one representative to represent their district; b) tabled discussion on standards for language access in courts; c) failed to pass the uniform collaborative law rules/act; d) passed resolution to urge law schools to report employment data of law school graduates.
7. **REPORT ON SELF-HELP CENTERS** - DLSP Committee Chair Shannon Wack reported that the Kauai Self-Help Center will have a soft opening on September 12th. She stated that Nalani Fujimori had drafted a Memorandum of Understanding that will be presented to HSBA for approval. Ms. Flanigan explained that HSBA is looking to add a rider to its existing professional liability insurance policy to cover the Self-Help Centers which may cost about \$2500. Ms. Wack and Ms. Flanigan highlighted the terms of the MOU which includes that: a) HSBA will provide insurance; a printer, if necessary; and funds for neighbor island travel for the trainers; b) Kauai Bar Association (or appropriate neighbor island bar) will provide volunteers and scheduling; c) Legal Aid Society of Hawaii will provide training, materials, and Ameri-corp volunteer; d) the Court will provide the supervision and supply the equipment and furniture.

Action taken: a motion was made, seconded, and carried without opposition to approve the draft of the Memorandum of Understanding between HSBA, Kauai Bar Association, Legal Aid Society of Hawaii, Volunteer Legal Services Hawaii, and Circuit Court of the Fifth Circuit which will include up to \$3,000 for an insurance rider, delegating authority to the Executive Director to finalize and execute the Memorandum.

8. UNFINISHED BUSINESS

- a. **2012 HSBA Budget** (see agenda item 6.a.) - Treasurer Godbey stated that HSBA plans to re-establish a small committee (formerly called the Staff & Facilities Committee) to review annually the staff compensation budget. The Executive and Finance Committees will meet again before the Board votes upon the 2012 HSBA budget at the October board meeting.
- b. **Formation of a 501(c)(3)** (see agenda item 6.b.) - FYI only.
- c. **HSBA Involvement in APEC** (see agenda item 6.d.) - FYI only.
- d. **Revisions to HRPC** (see agenda item 6.d.) - President-elect Carol Muranaka had emailed to Board members a draft of a letter to the Supreme Court for their review which summarized the Board's discussion/comments on the proposed amendments to the HRPC. She suggested that board members let Lyn or Louise know if they wish to discuss other proposed amendments that the Board was not able to discuss at its special meeting due to time limitations, as Director Rhonda Griswold did. The Board will discuss the draft response and vote upon it at the September board meeting.
- e. **AJS Reports on HSBA Involvement in Judicial Selection Process** (see agenda item 6.e.) - Director Steve Chow will work on a draft response and circulate for the Board's review.
- f. **New HSBA Appellate Section**

Action taken: a motion was made, seconded, and carried without opposition to adopt the Executive Committee's recommendation to approve the creation of a new HSBA Appellate Section.

- g. **Resource List for Media** (see agenda item 6.g.) - FYI only.

9. **NEW BUSINESS**

a. **2011 HSBA Awards** (see agenda item 7.a.)

Action taken: a motion was made, seconded, and carried without opposition to adopt the recommendation of the Executive and Awards Committees to present the following HSBA Awards:

Schutte Award	James Kawachika
Golden Gavel Award	Judge Trudy Senda
Ki'e Ki'e Award	Gary Slovin and Mihoko Ito
'Ikena Award	Case Lombardi & Pettit
Greeley-Key Award	Roger Epstein
Champion for Social Justice Award	Jennifer Rose
President's Award	Steven Chow

b. **New HSBA Award** (see agenda item 7.c.) - Board members discussed the recommendation of the Awards Committee to create a new HSBA award. Comments from Board members included: important to recognize the volunteer work that attorneys do even if not pro bono or law-related; adding another award will dilute the importance of the awards already being presented; HSBA should stick to recognizing attorneys for their legal contributions.

Action taken: after discussion, a motion was made, seconded, and carried by a vote of 14 to 4 to approve the Awards Committee's recommendation to establish a new award, Malama Hawaii, which recognizes an attorney for outstanding non-legal community service activities; and voted to limit the number of future HSBA awards, not including the President's or Pro Bono-Service Award, to three a year.

c. **HSBA Pro Bono-Service Award** (see agenda item 7.c.) - the Executive Committee will consider nominations for this quarterly award and discuss at a future board meeting.

*d. **U.S. Supreme Court Associate Justice Sonia Sotomayor** - Justice Sotomayor will be the Jurist-in-Residence at WSRSL January 29-February 3, 2012.

*e. **Executive Director Search** - The Board went into executive session to discuss the search process.

10. **ADJOURNMENT**

The meeting adjourned at 1:30 p.m.

Submitted by:

A handwritten signature in black ink, appearing to read "Lyn Flanigan".

Lyn Flanigan
HSBA Executive Director

Approved by:

A handwritten signature in black ink, appearing to read "Ronette M. Kawakami".

Ronette M. Kawakami
HSBA Secretary