



**Board of Governors Meeting
WSBA Conference Center
Seattle, WA
September 27-28, 2018**

UPDATED

WSBA Mission: To serve the public and the members of the Bar, to ensure the integrity of the legal profession, and to champion justice.

PLEASE NOTE: ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

THURSDAY, SEPTEMBER 27, 2018

GENERAL INFORMATION 2
1. AGENDA 19

8:00 A.M.

2. EXECUTIVE SESSION

- a. Approve July 27-28, 2018, Executive Session Minutes (**action**) E-2
- b. Approve September 7, 2018, Emergency Executive Session Minutes (**action**)..... E-7
- c. President’s and Executive Director’s Reports
- d. Client Protection Board Gift Recommendation – Julie Shankland (**action**) E-8
- e. Report on Executive Director Annual Evaluation – Angela Hayes and Paula Littlewood.... E-13
- f. Litigation Report – Julie Shankland..... E-46

12:00 P.M. – LUNCH WITH LIAISONS AND GUESTS

1:00 P.M. – PUBLIC SESSION

- Welcome
- Report on Executive Session
- President’s Report & Executive Director’s Report
- Consideration of Consent Calendar*

MEMBER AND PUBLIC COMMENTS

This time period is for guests to raise issues of interest.

OPERATIONAL

3. FIRST READING/ACTION CALENDAR

- a. Washington State Bar Foundation (WSBF) Annual Meeting – James Armstrong, President, and Terra Nevitt, Director of Advancement/Chief Development Officer
 - 1. Appoint Members to WSBF Board of Trustees (**action**) 24

* See Consent Calendar. Any items pulled from the Consent Calendar will be scheduled at the President’s discretion.

b. Council on Public Defense (CPD) – Eileen Farley, Chair, and Daryl Rodrigues, Vice Chair	
1. Approve Amendments to CPD Charter (first reading)	26
2. Approve CPD Providing Input to Washington Supreme Court Rules Committee Re CrR 4.1 (action)	late materials
c. Approve Final WSBA FY2019 Budget – Treasurer Kim Risenmay, Chair; Ann Holmes, Chief Operations Officer; and Tiffany Lynch, Associate Director of Finance (action)	34
d. Approve Keller Deduction Schedule (action)	113
e. Fastcase Presentation – Phil Rosenthal, President; Steve Errick, Chief Operations Officer; and Joe Patz, Alliance Manager	120

3:30 P.M.

STRATEGIC ITEMS

- 4. ANNUAL DISCUSSION WITH DEANS OF WASHINGTON STATE LAW SCHOOLS – Annette Clark, Dean of Seattle University School of Law, and Jacob Rooksby, Dean of Gonzaga University School of Law**

FRIDAY, SEPTEMBER 28, 2018

7:00 A.M. – EXECUTIVE SESSION

8:00 A.M. – PUBLIC SESSION

OPERATIONAL (continued)

5. FIRST READING/ACTION CALENDAR (continued)

f. Approve Support for Law School Transparency Report – Jordan Couch, WYLC Incoming Chair-elect, and Julianne Unite, Member Services and Engagement Specialist (action)	121
g. Approve Extension of Member Engagement Work Group Charter – President-elect Rajeev Majumdar (action)	158
h. Approve Recommendations from Civil Litigation Rules Drafting Task Force – Ken Masters, Chair (action)	162
<i>Additional Information</i>	S-2
i. Approve Recommendations from Court Rules and Procedures Committee – Shannon Kilpatrick, Chair, and Julie Shankland, Interim General Counsel (action)	271
j. Approve WSBA Committee on Mission Performance and Review (CMPR) Recommendations (action)	339
k. Approve Proposed Updated Judicial Recommendation Committee (JRC) Guidelines – Sanjay Walvekar, Outreach and Legislative Affairs Manager (action)	406
l. Approve Proposed Policy Statement and Resolution re Fiscal Transparency – Governor Paul Swegle (first reading)	417
m. Appoint Chairs and Vice-Chairs to WSBA Committees and Boards (action)	418
n. Approve Technical Correction to RPC 1.12, Comment 1 (action)	427

GOVERNOR ROUNDTABLE

This time period is for Board members to raise new business and issues of interest.

OPERATIONAL (continued)

6. <u>CONSENT CALENDAR</u>	430
a. July 27-28, 2018, Public Session Minutes	431
7. <u>INFORMATION</u>	
a. Executive Director’s Report	444
b. Committee on Professional Ethics (CPE) Advisory Opinion 201803.....	562
c. Chief Hearing Officer Annual Report	566
d. Legal Foundation of Washington Annual Report	569
e. ABA Annual Meeting Report.....	571
f. Professionalism Annual Report.....	574
g. Diversity and Inclusion Events	576
h. Financial Statements	
1. Third Quarter Fiscal Update Memo	
2. June 30, 2018, Financial Statements	
3. July 31, 2018, Financial Statements	
4. Investment Update for June, July, and August, 2018	
i. Practice of Law Board (POLB) Recommendation to Washington Supreme Court re Amending General Rule (GR) 24 to Permit Operation of Online Self-Representation Legal Service Providers and Provide for Regulation	late materials
8. <u>PREVIEW OF NOVEMBER 16, 2018, MEETING</u>	673

12:00 P.M. - ADJOURN

2018-2019 Board of Governors Meeting Issues

NOVEMBER (Seattle)

Standing Agenda Items:

- Access to Justice Board Report
- Financials
- FY2017 Fourth Quarter Management Report
- BOG 2017-2018 Legislative Committee Priorities
- WSBA Legislative Committee Recommendations
- Outside Appointments (if any)
- Washington Leadership Institute (WLI) Fellows Report
- WSBA Practice Sections Annual Reports (information)
- WSBF Annual Report

JANUARY (Bellingham)

Standing Agenda Items:

- ABA Midyear Meeting Sneak Preview
- Client Protection Fund (CFP) Board Annual Report
- Financials
- FY2017 Audited Financial Statements
- FY2018 First Quarter Management Report
- Legislative Report
- Office of Disciplinary Counsel Report (Executive Session – quarterly)
- Outside Appointments (if any)
- Third-Year Governors Candidate Recruitment Report

MARCH (Olympia)

Standing Agenda Items:

- ABA Mid-Year Meeting Report
- Financials
- Legislative Report
- Outside Appointments (if any)
- Supreme Court Meeting

May (Seattle)

Standing Agenda Items:

- BOG Election Interview Time Limits (Executive Session)
- Financials
- FY2018 Second Quarter Management Report
- Interview/Selection of WSBA At-Large Governor
- Interview/Selection of the WSBA President-elect
- Legislative Report/Wrap-up
- Outside Appointments (if any)
- WSBA Awards Committee Recommendations (Executive Session)

JULY (Vancouver)

Standing Agenda Items:

- BOG Retreat
- Court Rules and Procedures Committee Report and Recommendations
- Financials
- Draft WSBA FY2019 Budget
- FY2018 Third Quarter Management Report
- WSBA Committee and Board Chair Appointments
- WSBA Mission Performance and Review (MPR) Committee Update
- WSBA Treasurer Election

SEPTEMBER (Seattle)

Standing Agenda Items:

- 2019 Keller Deduction Schedule
- ABA Annual Meeting Report
- Chief Hearing Officer Annual Report
- Professionalism Annual Report
- Report on Executive Director Evaluation (Executive Session)
- Financials
- Final FY2019 Budget
- Legal Foundation of Washington Annual Report
- Washington Law School Deans
- WSBA Annual Awards Dinner
- WSBF Annual Meeting and Trustee Election

Board of Governors – Action Timeline

Description of Matter/Issue	First Reading	Scheduled for Board Action
WSBA FY2019 Budget	July 27-28, 2018	Sept 27-28, 2018
WSBA Mission and Performance and Review Committee (CMPR) Update and Recommendations	July 27-28, 2018	Sept 27-28, 2018
Recommendations from Court Rules and Procedures Committee	July 27-28, 2018	Sept 27-28, 2018
Proposed Policy Statement and Resolution re Fiscal Transparency	Sept 27-28, 2018	Nov 16, 2018
Amendments to Council on Public Defense Charter	Sept 27-28, 2018	Nov 16, 2018