

MINUTES  
HAWAII STATE BAR ASSOCIATION  
BOARD MEETING

1132 Bishop Street, Suite 906  
Honolulu, HI 96813

Thursday, September 17, 2009

**1. CALL TO ORDER**

President Rai Saint Chu called the meeting to order at 12:10 p.m. with a quorum present. The following persons were present for all or part of the meeting:

Officers Present

Rai Saint Chu  
Hugh Jones  
Louise Ing  
Ronette Kawakami  
Craig Wagnild

Directors Present

Darren Ching  
Steven Chow  
James Dandar  
Geraldine Hasegawa  
Carol Kitaoka  
Derek Kobayashi  
Alika Piper  
Kenneth Robbins  
Lauren Sharkey  
Suzanne Terada (by phone)

Board Members Absent

Craig DeCosta  
P. Gregory Frey  
Mark Gallagher  
Gregory Markham  
Steven Songstad  
Damien Elefante

Others Present

Franz Juan  
James Kawachika  
Carol Muranaka (by phone)  
Bruce Sherman

HSBA Staff

Lyn Flanigan  
Iris Ito  
Debra White

2. **APPROVAL OF MINUTES** – Minutes of the August 20<sup>th</sup> board meeting were approved by consensus.
3. **TREASURER’S REPORT** – Treasurer Craig Wagnild reported on line item variances on the income and expense statement. He commented that there was not much change since last month’s financials were reported. Refer to written financials for more detail.
4. **EXECUTIVE DIRECTOR’S REPORT:** Executive Director Lyn Flanigan reported on the following items: a) Annual Fundraiser - will likely net \$40k after final figures are calculated; b) Bar Convention - about 250-300 registered; c) Board Election - 37% return; results announced; will be made public at bar convention luncheon; d) Hawaii Legal Auxiliary - will be disbanding. See agenda for other HSBA activities.
5. **YLD REPORT:** YLD President Damien Elefante was not present to give a report.
6. **UNFINISHED BUSINESS**
  - a. **Premises Update** - Ms. Flanigan reported that the contractor is moving forward quickly on building out the new premises at Alakea Corporate Plaza.
  - b. **MCLE** - Fourteen people to date have submitted resumes in application for the 8 positions as the HSBA representatives on the MCLE Board. It was decided that the Executive Committee would hold a special meeting to select the 8 representatives. Resumes should be submitted by September 23<sup>rd</sup>.
  - c. **Guidelines to Determine an Affiliated Entity** - President-elect Hugh Jones stated that remaining issues will be addressed at a future meeting.
  - d. **Proposal to Amend Supreme Court Rules 1.4, 1.7, 17(d)6 regarding admission of military attorneys** - Director Derek Kobayashi stated he plans to talk to HSBA member Sarah Courageous about Hawaii’s military attorneys and would draft a response to the ABA LAMP Committee.
7. **NEW BUSINESS**
  - a. **Reporting Procedures for HSBA Sections** - Hugh Jones reported that three meetings were held with Section Chairs to discuss proposed new procedures for Sections as a result of HSBA's examination of its tax and financial reporting responsibilities beginning January 2010. Concerns expressed by the Sections included having to turn over Section funds to HSBA at the end of the year and the cost of the HSBA administrative fee.

b. **2010 Budget**

1) **HSBA Goal Group Proposals** (see Agenda Exhibit B)

**Action taken:** After discussion, a motion was made, seconded, and carried without opposition to approve the proposed 2010 goal group project proposals of \$51,265. Lyn will discuss the request of the Delivery of Legal Services to the Public Committee with Co-Chair Shannon Wack and the Board will determine how \$20,000 will be allocated between that Committee and VLSH.

2) **Attorneys and Judges Assistance Program Board Proposed Budget** (see Agenda Exhibit C)

**Action taken:** A motion was made, seconded, and carried without opposition to adopt the Executive Committee's recommendation to send a letter to the Hawaii Supreme Court indicating no objection to the proposed 2010 budget of the Attorneys and Judges Assistance.

3) **Disciplinary Board Proposed Budget** (see Agenda Exhibit D)

**Action taken:** A motion was made, seconded, and carried without opposition to adopt the Executive Committee's recommendation to send a letter to the Hawaii Supreme Court indicating no objection to the proposed 2010 budget of the Disciplinary Board.

4) **Lawyers' Fund for Client Protection Proposed Budget** (see Agenda Exhibit E) - Hugh Jones reported that he, Craig Wagnild, and Lyn Flanigan had met with LFCP Treasurer Curtis Harada and LFCP Fund Administrator Janet Hunt. Mr. Harada and Ms. Hunt indicated that LFCP expects to pay out \$187,000 in claims in 2009. They further explained that the \$75,000 paid to the Disciplinary Board is justified for the administrative and investigate services provided to LFCP.

**Action taken:** After discussion, a motion was made, seconded, and carried without opposition to send a letter to the Hawaii Supreme Court indicating support of the proposed 2010 budget of the Lawyers' Fund for Client Protection which includes reinstatement of a fee assessment of \$50 for Active members and \$25 for Inactive members.

5) **Volunteer Legal Services Hawaii**

**Action taken:** After discussion, a motion was made, seconded, and carried without opposition to request additional financial information from Volunteer Legal Services Hawaii in light of HSBA's inclusion of VLSH as a dues check-off contribution on the attorney registration statement.

8. **ADJOURNMENT**

The meeting adjourned at 1:40 p.m.

Submitted by:

A handwritten signature in black ink, appearing to read "Lyn Flanigan". The signature is written in a cursive, flowing style.

Lyn Flanigan  
HSBA Executive Director

Approved by:

A handwritten signature in black ink, appearing to read "Ronette M. Kawakami". The signature is written in a cursive, flowing style.

Ronette M. Kawakami  
HSBA Secretary