



Committee Annual Reports

2011-2012

**State Bar of Michigan
Committee Annual Reports Index, July 2012***

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1 Depicts a report from committees as received by May 31, 2012.

**The reports are posted online and can be read at
http://www.michbar.org/generalinfo/committee_pdfs/annualreports2012.pdf**

**STATE BAR OF MICHIGAN
2011-2012 COMMITTEE ANNUAL REPORT**

Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: American Indian Law Committee

Jurisdiction: Review issues of American Indian law, focusing on the relationship between tribal courts, state courts, and federal courts, and on the promotion of positive relationships between the lawyers of Michigan and the American Indian Community.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Hon. Angela Sherigan	Wojnecka & Sherigan PC 56804 Mound Rd Shelby Township, MI 48316	(586) 822-4220	nwlacouncil@aol.com
Staff Liaison	Gregory Conyers	306 Townsend Lansing MI 48933	(517) 346-6358	gconyers@mail.michbar.org
Commissioner Liaison	Richard L. Cunningham, Detroit	Michigan Dept of Attorney General 3030 W Grand Blvd Ste 10-354 Detroit, MI 48202	(313) 456-0204	CunninghamR3@michigan.gov

Member/Advisor/Other	Member/Advisor/Other
William J. Brooks, Manistee Hon. Timothy P. Connors, Ann Arbor William S. Gregory, Mount Pleasant John A. Jarema, Charlevoix RA R. John Wernet, Jr., Sault Sainte M Jenny Lee Kronk, Harbor Springs John J. Lemire, Dearborn Heights	Chad P. DePetro, Brimley Cameron Ann Fraser, Traverse City Kimberly G. McGrath, Manistee Melissa L. Pope, Rochester Hills Holly K. Thompson, Cedar James M. Kinney, Hasting Maribeth Dickerson Preston, Mason Richard L. Cunningham, Detroit

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Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
AIL mtg.	Friday, February 3, 10:00 a.m.	Conference call
AIL mtg.	Friday, March 2 - 10:00a.m.	Conference call
AIL mtg.	Friday, April 6, – 10:00 a.m.	Conference call
AIL mtg.	Friday, May 6, - 10:00 a.m.	Conference call
AIL mtg.	Saturday, June 9 - 10:00 a.m.	Conference call

Resources provided by the State Bar of Michigan in support of committee work:

- Assistance in getting conference call for meeting set up.
- Liaison to resources at ICLE.
- Guidance on State Bar requirements for Committee activities.
- Assistance in scheduling/facilities for Committee meeting at Annual Upper Michigan Legal Institute.

Committee Activities: The Committee focused on the following topics:

SCAO Rules Update: Update on approval/implementation of ICWA Court forms previously published at: <http://courts.michigan.gov/scao/courtforms/publish.htm#family>.

Support for the following Judicial Crossroads Task Force AJT Committee Recommendations

1. “Institutionalize ongoing partnerships between Michigan Supreme Court, its administrative office, the tribal courts, the Michigan Indian Judicial Association, lawyers and other stakeholders” pp. 9-10.
2. “Establish programs to foster awareness, acceptance and compliance by state courts with current tribal law.” Pg. 10.
3. “Support the enactment of federal ICWA concepts into Michigan law.”

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- National Tribal Law Library
- Bar Exam questions on Federal Indian Law
- County Agreements
- Support for the draft legislation regarding State Indian Child Welfare Act
- Discretionary Transfer Rule
- Efforts to improve relations between Tribal Courts and Local Bar
- Review of Tribal Website information compiled by the Bay Mills Indian Community. .

Future Goals and Activities:

- Continue efforts to monitor implementation of revisions to Michigan Court Rules designed to implement responsibilities under the Indian Child Welfare Act.
- Continue to develop relationships with other Committees/Sections within the Bar to raise the profile/familiarity with Indian Law and the role/jurisdiction of Indian tribes and Tribal Courts in the State.

Other Information:

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Committee Name: Standing Committee on Annual Meeting

Jurisdiction: Provide assistance in the development and planning of the State Bar’s Annual Meeting, in order to fulfill the purpose of the Annual Meeting as defined by Rule 10 of the Supreme Court rules, and to use the opportunity presented by the Annual Meeting to advance other purposes of the State Bar's strategic plan.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Ronald D. Keefe	128 W Spring St Marquette, MI 49855-4608	(906) 226-2543	keefe@kendricksllaw.com
Staff Liaison	Nancy Brown Kari Thrush	306 Townsend St, Lansing, MI 48933	(517) 346-6350 (517) 346-6371	nbrown@mail.michbar.org kthrush@mail.michbar.org
Commissioner Liaison	N/A			

Member/Advisor/Other	Member/Advisor/Other
Julie I. Fershtman	Thomas C. Rombach
Stephen J. Gobbo	Max R. Hoffman – Advisor
Natalie C. Qandah	Jeffrey E. Kirkey - Advisor
Bruce A. Courtade	
John R. Dresser	
Brian D. Einhorn	
Kimberly M. Slaven	
Victoria A. Radke	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
Committee Meeting	11/1/2011	Conference Call
<i>- Review 2011 Annual Meeting evaluation, discuss 2012 program and future locations.</i>		

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Resources provided by the State Bar of Michigan in support of committee work:

The State Bar staff provides all of the coordination of the meetings, preparation of meeting minutes and notices as well as the preparation of the brochure, registration forms, and staffing at the event. Staff also assists at the hotel with the room reservations and the registration for the event itself and any other associated events . Following the meeting staff coordinates the retrieval of the event information and the prepares statistics for review by the committee

Committee Activities:

The committee met on November 1, 2011 to discuss the outcome and evaluations from the 2011 Annual Meeting. They reviewed the program format and agreed to continue with the same format for the 2012 annual meeting. The committee discussed future locations and voted to keep the yearly alternating West Michigan and SE Michigan rotation for 2015-2018. They also discussed the possibility of moving the SE Michigan conferences during 2015-2018 to a different hotel/conference center.

Future Goals and Activities:

To continue to provide a quality Annual Meeting to Michigan bar members.

Other Information: None.

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Committee Name: Awards Committee

Jurisdiction: Recommend attorney recipients qualified to receive awards made in the name of the State Bar of Michigan. Recommend recipients of the annual Liberty Bell Award made to non-attorneys. Recommend the establishment of new awards or discontinuation of existing awards. Recommend rules for how awards should be given in the future.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Bruce A. Courtade	Rhoades McKee PC 161 Ottawa Ave NW Ste 600 Grand Rapids, MI 49503-2766	(616) 233- 5152	bcourtade@rhoadesmckee.com
Co-Chair	Nancy J. Diehl	1300 E. Lafayette St. Ste 1206 Detroit, MI 48207-2921	(313) 354- 6399	diehlnancyj@sbcglobal.net
Staff Liaison	Naseem Stecker		(517) 367- 6428	nstecker@mail.michbar.org
Commissioner Liaison	Bruce A. Courtade			

Member/Advisor/Other	Member/Advisor/Other
Jennifer S. Bentley, member	April E.H. Sawhill, member
Nancy Brown, SBM	Gregory T. Stremers, member
Thomas W. Cranmer, member	Janet K. Welch, advisor
Francine Cullari, member	
Peter DeRose, member	
Hon. Denise Langford Morris, member	
Daniel P. O'Neil, member	
Solon M. Phillips, member	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

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Meeting Type	Date	Location
Description	January 19, 2012	Conference call
	March 15, 2012	Conference call
	May 10, 2012	Conference call
	June 7, 2012	Conference call

Resources provided by the State Bar of Michigan in support of committee work:

October, second week Staff contacts co-chairpersons to schedule meetings and mailing dates.

Staff sends future meeting dates via e-mail to Committee

January, first week Staff posts updated Awards Brochure online

Staff prepares and issues press release to legal newspapers and SBM Board of Commissioners, Representative Assembly, State Bar Foundation, local and affinity bars, prosecutor and defender associations, law school deans, courts, large law firms, SBM Section and Committee chairpersons etc.

Staff prepares announcement for Michigan Bar Journal, e-Journal, and SBM newsletter

Staff emails Committee the following documents one week before first teleconference:

1. Announcement of first meeting, agenda attached
2. Mission and member list
3. Links to SBM By-Laws Articles V1, VIII
<http://www.michbar.org/generalinfo/bylaws.cfm#6>
<http://www.michbar.org/generalinfo/bylaws.cfm#8>
4. Procedures and Policies
5. Awards Committee Schedule
6. Previous year's Annual Report
7. Copy of Award Nomination Brochure
8. Copy of press release
9. Listing of all previous award recipients

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Jan. 19, 2012

First teleconference meeting takes place

February–April, first week	Staff prepares EXCEL matrix for nominees as applications are received.
March, second week	Operating co-chairperson and staff discuss nominations (number and diversity—age, race, gender, geography, etc.), to determine if additional solicitation is needed. Deadline reminders sent to media and legal community.
Early April	Deadline for nominations for SBM awards
April, first week	Staff acknowledges receipt of nominations by mail, e-mail or phone call to nominator. Staff conducts background checks on nominees before names are submitted for consideration
April, second week	Staff compiles booklet in April (news articles and recommendations referenced in EXCEL matrix will be available for members at May meeting)
May, second week	Deadline for nominations for Liberty Bell Award Staff acknowledges receipt of nominations by mail, e-mail or phone call to nominator
May, first week	Staff sends Zoomerang survey to committee members to narrow down list of nominees. Staff sends announcement of second meeting via e-mail, agenda attached
May, second week	Teleconference to select recommendations to SBM Board Staff drafts memorandum from co-chairpersons to SBM Board with recommendations
June	After SBM Board meeting, staff prepares letter from State Bar Executive Director to nominees who were chosen, and letters to nominators of non-winners with mention of carryover of nomination for a second year
Summer	Staff prepares publicity for the awards recipients
September, first week	Staff sends press release, prepares coverage/cover photographs for Michigan Bar Journal, e-Journal, and other electronic and social media. Staff orders Awards and writes speeches, scripts, program for the Annual Meeting Awards ceremony.

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September, last week Operating co-chairperson prepares e-mail from co-chairpersons to Committee thanking members for their participation.

Note: The Awards Committee has one co-chairperson ex-officio as the President-elect of the SBM Board of Commissioners. The second co-chairperson is the operating co-chairperson appointed by the President of the SBM Board.

Committee Activities:

The committee works on a yearly cycle, so once the process is wrapped up at the annual meeting it must begin again for the next year. The committee continually works to ensure the awards process is fair and removed from political lobbying.

Future Goals The committee helps to beat the bushes every year to get nominations submitted in time. An important goal of this committee is to also make sure that the quality of the recipients is always outstanding.

Other Information: Created the John W. Reed Michigan Lawyer Legacy Award to be presented periodically to an educator from a Michigan School.

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Committee Name: Standing Committee on Bar Leadership Liaison Advisory

Jurisdiction: Provide assistance developing an annual leadership training seminar for affinity bars and section chairs.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Daniel M. Levy	3054 W Grand Blvd Ste 3-600 Detroit, MI 48202-6054	(313) 456-3812	Levyd@michigan.gov
Staff Liaison	Nancy Brown Kari Thrush Candace Crowley	306 Townsend St, Lansing, MI 48933	(517) 346-6350 (517) 346-6371 (517) 346-6319	nbrown@mail.michbar.org kthrush@mail.michbar.org ccrowley@mail.michbar.org
Commissioner Liaison	Gregory L. Ulrich	770 Pear Tree Ln Grosse Pointe Woods, MI 48236-2725	(313) 885-2341	gulrich@ulrich-law.com

Member/Advisor/Other	Member/Advisor/Other
Brian D. Figot	Gregory L. Ulrich (member and CL)
Timothy Tyrone Gardner, Jr.	Hon. Cynthia D. Stephens - Advisor
Denise M. Glassmeyer	
Michael S. Khoury	
Dana M. Warnez	
Douglas D. Hampton	
Sandra Hughes O'Brien	
Rebecca Simkins	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
Committee Meeting	1/5/2012	Conference Call
- Reviewed evaluations from 2011 BLF and discussed programming for 2012 BLF.		
Committee Meeting	1/26/12	Conference Call
- Finalized program for 2012 BLF and formed Scholarship Sub-committee.		

STATE BAR OF MICHIGAN
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Standing Committee on Bar Leadership Liaison Advisory

Resources provided by the State Bar of Michigan in support of committee work:

This committee develops and annually produces a program providing developing Bar Leaders with meaningful leadership tips, techniques and development training. The Annual Bar Leadership Forum (BLF) is also intended to provide upcoming leadership with the opportunity to network and get to know, most importantly the State Bar personnel they will be working with, but also other Bar leaders whose experience they can learn from and upon whom they can call for assistance.

The BLF is by invitation only. Initially invitations were extended to only Executive Directors of local Bar Associations, the guest list grew to include Chairs of Sections and Committees. More recently emphasis was placed on involving Chairs-elect so as to maximize the benefits provided by the program. This change has proven most beneficial and should be continued in perpetuity. Annual attendance has always proven to depend largely on the success of the previous year's forum and thus it has always been evident the forum must CONSISTENTLY contain valuable substance, important content, a desirable location, and beneficial networking opportunities to remain successful.

In order to ensure the success of this program, the Committee has historically been comprised of members, located throughout Michigan, who represent different facets of leadership. It is critical that BLF committee members have personally attended recent BLF programs in order to be able to not only maintain consistency but also to insure that programming remains fresh for persons who may attend annually. Membership size has varied over the years and the committee is currently comprised of nine members.

Initially this committee also was intended to review and formulate recommendations to the Board of Commissioners on requests from lawyers' associations for State Bar recognition as local or special purpose bar associations. The committee no longer serves that function as a result of action taken by the Board of Commissioners in 2007.

State Bar Staff offer invaluable services to this Committee and their contributions cannot be overstated. Among other things, the staff provides 1) assistance with identifying and obtaining speakers and sites; 2) administrative support; 3) registration of participants (offsite and onsite); 4) preparation, transportation and distribution of all forum materials and handouts; and 5) securing prizes for annual attendees raffle.

SBM staff is also responsible for the preparation, dissemination to, collection from, and summarization of feedback surveys. In addition to this information from previous BLF participants, Bar staff provides feedback from the Section Chairs' orientation. The Committee greatly values and relies on this information and has made great efforts to provide programming based upon participants' feedback. This has served to increase the already critical role staff plays in support of the Committee during planning stages, and in turn has increased the role Committee members play as conference participants. Consequently, future Committee appointments should be made with this in mind.

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Standing Committee on Bar Leadership Liaison Advisory

Committee Activities:

Based primarily upon participant comments and recommendations, beginning in 2010 the Committee has departed from the previous tradition of bringing in a keynote speaker who was a professional expert in telling others how to lead. The focus is now placed on what current and recent SBM leaders have to offer and participants have consistently indicated they find greater value in someone who had 'been there and done that' than in nationally recognized professional development speakers of the sort that the Committee had previously assumed were who attendees expected to hear from, often at considerable expense.

The format for the 2012 program will therefore be very similar to that used in 2011. Primary emphasis will be on successful SBM leaders sharing what did and did not work for them. To this end, the forum will kick off with an opening session entitled *The Effective Bar Leader: Capitalize on Opportunities and Avoid Pitfalls* that will include a panel of previous bar presidents and section chairs. Later breakout sessions will be on the subjects of *Championing Civic Education*, *Running an Effective Meeting*, *Building Organizational Success through Effective Programming*, and *The Future of the Legal Profession*.

As in years past, leaders will be provided with a legislative update and pointers on SBM protocol for being involved in the process, and an overview of *The Big Picture* for the coming year by SBM's Executive Director, President and Assembly Chair. Also to be repeated are the separate *Meet Your Peers* interactive workshops for sections and local/specialty bar leaders, which will again be conducted immediately prior to the Grand Reception as doing so has proven to facilitate both speedier and more substantial interactions between participants.

Of course this is all in addition to the invaluable networking, the opportunities to learn from each other, and the "Grand experience" all attendees will enjoy.

Future Goals and Activities:

The future goal of the Bar Leadership Liaison Committee is to continue the presentation of quality leadership forums on an annual basis. Through these forums, the committee hopes: 1) to enhance the quality of leadership within the legal community at large and in particular within the State Bar and its related entities, 2) to provide Chairs-elect of Bar sections with the tools and SBM contacts they need to maximize their success, 3) to engage and encourage potential future State Bar leaders through their section or local bar association activities and thereby ensure a continuity of exceptional State Bar leaders, and 4) to remain effective in its role as "liaison" and further enhance the relationship between all qualified associations of lawyers and the State Bar of Michigan.

In order to remain effective, the attendance of Bar Leadership Liaison Committee members at the Forum should be strongly encouraged and properly supported, so that the Committee (and individual committee members) can: 1) be effective in its role as liaison to outside lawyers associations, 2) continue to provide unique leadership opportunities geared especially for lawyers, and 3) do so on a consistent basis from year to year in a manner that allows attendees to build upon prior experiences and maintains the high expectation level critical to ensuring annual participation by the maximum number of invited entities.

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Standing Committee on Bar Leadership Liaison Advisory

The Committee has actively sought input, through informal discussions and formal surveys, from BLF attendees. With the assistance of SBM staff, an active effort is made each year to address this input when planning the next forum. While it is important to cover some basics for new Section leadership each year, it is also critical to provide something new for association leaders who may attend annually. The Committee is always seeking to maintain this balance.

Continuity in BLF Committee membership and appointment of new members who have attended recent forums has produced two significant results that in other contexts might intuitively seem contradictory. One is greater efficiency and the other greater interactivity. The Committee has focused on providing a program based on participant feedback rather than the desires of committee members. Committee members have been increasingly involved in the program itself and in interacting with attendees. This, combined with the incredible work of SBM staff and discussions that take place around the forum itself has resulted in rapid consensus among committee members on most program related questions.

Other Information:

It should be noted that for the last few years this committee has not had a co-chair. While this change has not presented any difficulties, it is my recommendation that in future years this committee should have both a Chair and a Chair-elect (or Vice-chair). This would permit the Chair's position to be rotated frequently (which I would also recommend), while also assuring that the future Chair will be someone who can insure continuity and who is aware of the position's expectations and well prepared to see them through.

STATE BAR OF MICHIGAN 2011 - 2012 ANNUAL REPORT

Standing Committee on Character and Fitness

Jurisdiction: Investigate the character and fitness of candidates for admission to the State Bar, pursuant to Rule 15, Section 1, of the Supreme Court Rules Concerning the State Bar of Michigan.

Officers and Membership:

Officer	Name	Address	Telephone	Email
Chair	Robert B. Ebersole, P30047	4277 Okemos Rd. Ste 200-B Okemos, MI 48864	(517) 347-7199	rbebersole@gmail.com
Commissioner Liaison	Donald G. Rockwell, P26723	Nill Rockwell PC G-4413 Corunna Rd Flint, MI 48532	(810) 732-3440	nrk@tir.com
Staff Liaisons	Danon D. Goodrum- Garland, P53603 Diane K. Van Aken	306 Townsend Street Lansing, MI 48933	(517) 346-6333 (517) 346-6344	dgarland@mail.michbar.org dvanaken@mail.michbar.org

Vice-Chairpersons:

Jeffrey O. Birkhold, P27905
Boyd E. Chapin, Jr., P11781
Barbara A. Menear, P31668
John M. Toth, P33608

Members:

Connell Alsup, P44054
Charles W. Borgsdorf, P24756
Carol F. Breitmeyer, P35075
Cynthia C. Bullington, P33989
David G. Chardavoyne, P27034
Fulton B. Eaglin, P24834
James A. Fajen, P13275
Linda M. Galbraith, P30781
Randall J. Gillary, P29905
Gregory M. Janks, P27696
Mary A. Kalmink, P42954
Hon. Cynthia A. Lane, P32136
Barbara R. Levine, P24207

Advisor Members:

Mark C. Abramson, P70674
David H. Baum, P43178
Karie H. Boylan, P55468
Jeanine M. Brunson, P55429
Phillip D. Churchill, Jr., P47610
Scott E. Dwyer, P33131
William H. Fallon, P33132
Darling A. Garcia, P34426 (RA)
Thomas M. J. Hathaway, P14745
Daphne M. Johnson, P55145
Berton K. May, P42317
Veronica V. McNally, P67474
Sandra S. Mengel, P30313
Maria C. Miller, P41317
Sonal H. Mithani, P51984
Brian P. Morley, P58346
Kathleen S. Schultz, P29278
David L. Skidmore, P58794
Joan P. Vestrand, P37062

2010-11 Meeting Schedule (date and location): Hearings are scheduled as mutually convenient between the Presiding Committee Member, State Bar Counsel, and Applicant/Applicant's Counsel. Business meetings are conducted on an as-needed basis.

COMMITTEE RESPONSIBILITIES

The primary work of the Standing Committee on Character and Fitness is to conduct confidential applicant hearings and make recommendations to the Board of Law Examiners. One to two business-type meetings are held during the year to address policy issues and train new members, if determined necessary by the Chairperson. Approximately 1400 applicants take the bar examination annually and each first time applicant must complete an Affidavit of Personal History and submit all required background information. After the staff investigation is completed, an applicant is recommended favorably to the State Board of Law Examiners without referral to the Committee when investigation of past conduct discloses no significant adverse factual information. In all other instances, applicants are referred to a District Committee for a personal interview. Approximately 180 members of the Bar volunteer to serve on the nine District Committees. The District Committees issue a written report and recommendation on each applicant interviewed to the Standing Committee. Upon receiving a District Committee recommendation, the Standing Committee may: endorse the recommendation, take the recommendation under advisement pending additional information, remand the recommendation to the District Committee with instructions for further proceedings, or reject the recommendation and conduct a hearing *de novo*.

The District Character and Fitness Committees conducted interviews for 52 applicants for the July 2011, exam cycle. To date, 20 files have been referred for District Committee interviews for the February 2012 exam cycle, and of those, 12 interviews have either been scheduled or completed. It is expected that up to 19 additional files may be referred for the February 2012 exam, based on the information received to date. New member training for District Committee members was conducted on March 1, 2012 by members of the Standing Committee and State Bar Staff.

From May 1, 2011 through April 30, 2012, the Standing Committee held 33 formal hearings before making recommendations to the State Board of Law Examiners. Additionally, 19 hearings are expected to be held during the remainder of the fiscal year. Seven hearings before the State Board of Law Examiners were also conducted during this time frame, which required the presence of a member of the Committee acting as assigned State Bar Counsel. Nine additional hearings are currently pending.

The time commitment required to conduct formal hearings, establish policies, address individual applicant requests, and monitor the applicant processing system is significant. The Committee would be unable to function without the dedication, professionalism, and hard work of members of the District Committees and the members of the Standing Committee. It is a tribute to the legal profession that among its members are so many people who give substantially of their time to ensure that persons admitted as lawyers in Michigan are worthy of public trust.

Other Activities:

In addition to conducting hearings, the Committee also designates Subcommittees to study and make recommendations regarding issues relevant to Bar Admissions when necessary. Members of the Outreach Subcommittee, an ongoing Subcommittee studying ways to further educate the law student community about the upcoming character and fitness process, appeared at the request of several law schools to give six separate presentations.

Resources Provided by the State Bar of Michigan in Support of Committee Work:

Six full-time staff members of the Character and Fitness department process and investigate all applications, favorably recommend applicants whose files did not reveal information considered significantly adverse, designate and prepare files to be referred to district committees, and assist assigned State Bar Counsel and the Standing Committee in conducting *de novo* hearings. The Director of Professional Standards and the Professional Standards Investigative Counsel also assist the Committee with legal and ethical matters. Meeting space at the Michael Franck Building is also provided, as are court reporting services for all hearings, and all materials and meals for hearings, meetings, and training sessions. Committee members and staff also attend hearings before the Board of Law Examiners, and staff prepares and distributes the hearing materials for those hearings.

Future Goals and Activities:

The Committee continues to work on Law Student Outreach, analysis of current questions on the Affidavit of Personal History, and analysis of the rules that govern this process, in addition to conducting hearings.

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Committee Name: Civil Procedure and Courts Committee

Jurisdiction: Review proposed court rules and statutes related to civil practice in the courts and make recommendations concerning improvements in the administration, organization, and operation of Michigan state courts.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Daniel D. Quick (P48109)	2600 W. Big Beaver Rd.; Ste 300; Troy, MI 48084-3323	248.433.7242	dquick@dickinsonwright.com
Staff Liaisons	Elizabeth K. Lyon Janeice Morrow	306 Townsend St; Lansing, MI 48933	517.346.6325 517.346.6396	elyon@mail.michbar.org jmorrow@mail.michbar.org
Commissioner Liaison	Dennis M. Barnes	211 W. Fort St.; Fl 15; Detroit, MI 48226-3269	313.965.9725	dbarnes@bsdd.com

Member/Advisor/Other	Member/Advisor/Other
P33366 Thomas H. Bannigan	P38904 Martha D. Moore
P38891 Curt A. Benson	P47394 Thaddeus E. Morgan
P30246 Richard D. Bisio	P55480 Joey Scott Niskar
P64987 Sean F. Crotty	P31139 Gary R. Peterson
P64680 Pamela C. Dausman	P51317 Karen H. Safran
P43509 Lori J. Frank	P59649 George M. Strander
P24475 Frank J. Greco	P58546 Victoria A. Valentine
P64443 Kaveh Kashef	P57556 Randy J. Wallace
P56172 Maureen Hannon Kinsella	P48783 Peter H. Webster
P30412 Janet M. Brandon (Advisor)	P66292 Sean P. McNally (Advisor)
P25580 Ronald S. Longhofer (Advisor)	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
Committee Meeting	November 5, 2011	Dickinson Wright (Troy office)
Committee Meeting	February 18, 2012	Dickinson Wright (Troy office)

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Resources provided by the State Bar of Michigan in support of committee work: The committee received staff support from Elizabeth Lyon, Carrie Sharlow, and Janeice Morrow. The State Bar coordinated meeting times, invites to the members, prepared and circulated (via hard copy, email, and portal access) the agenda and related materials included in a meeting book, provided meeting refreshments, and prepared minutes for review. Arrangements were made by the Bar staff for conference call participation for those that could not attend in person. Bar staff provided information regarding actions by the Board of Commissioners and the Representative Assembly and the status of pending legislation and proposals before the Supreme Court.

Committee Activities: The Committee reviewed and discussed nine Supreme Court rule proposals and submitted public policy positions on six of them. These were considered by the Board of Commissioners or the Executive Committee.

Additionally, the Committee reviewed and discussed five Senate Bill proposals and four House Bill proposals and submitted public policy positions on three of the Senate Bill proposals and one House Bill proposal. In five of the cases, the governing bodies of the State Bar referenced the Civil Procedure & Courts Committee's position and comments in the official position letter to the Court.

The Committee withdrew from the Representative Assembly consideration of a proposal to change the dates of the Michigan Supreme Court terms.

Future Goals and Activities: The Committee expects to continue to review proposed court rule amendments and legislation and to both initiate and further develop its own proposals. The Committee has also discussed the formation of a subcommittee to assess the case evaluation study for Alternative Dispute Resolution and determine whether any rules changes should be recommended.

SBM State Bar of Michigan

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Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and sub-entity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or sub-entity.

Committee Name: Standing Committee on the Client Protection Fund

Jurisdiction: The Standing Committee on the Client Protection Fund (“CPF Committee”) is responsible for reviewing comprehensive reports prepared by State Bar staff after investigation and analysis of Client Protection Fund (“CPF”) claims involving the dishonest conduct of lawyers, which includes theft and embezzlement of client funds and failure to return unearned fees, to make recommendations to the Board of Commissioners’ Professional Standards Committee regarding the approval and denial of claims. The CPF claim report includes a factual summary of the claim, an analysis applying the applicable CPF Rules, a recommendation regarding approval or denial of a claim and the amount to be paid on claims recommended for approval, and the disciplinary history of the respondent. The CPF Committee is also responsible for the distribution of payments on claims authorized for payment by the Board of Commissioners and the initiation and prosecution of all subrogation actions on behalf of the Fund. In addition, the CPF Committee recommends to the Board of Commissioners’ Professional Standards Committee loss prevention programs that may help reduce occurrences that result in CPF claims.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	John M. Nader (P41610)	City of Detroit Law Dept 660 Woodward Ave Ste 1650 Detroit, MI 48226-3519	(313) 237-3034	nadej@detroitmi.gov
Staff Liaison	Danon D. Goodrum-Garland (P53603)	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933-2012	(517) 346-6333	dgarland@mail.michbar.org
Staff Liaison	Robin Lawnichak	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933-2012	(517) 346-6379	rlawnichak@mail.michbar.org
Commissioner Liaison	Angelique Strong Marks (P54998)	Behr America Inc. 2700 Daley Drive Troy, MI 48083	(248) 743-3797	angelique.strongmarks@us.behrgroup.com

Members	Members
Deborah Adenike AdeOjo (P63962)	Peter M. Neu (P68725)
Alexander A. Ayar (P69623)	Nicholas A. Reyna (P68328)
Laura A. Brodeur-McGeorge (P44552)	Alecia M. Ruswinckel (P62825)
Michael P. Haddock (P55880)	Mark L. Teicher (P34301)
Jennifer M. Harvey (P65140)	Rock A. Wood (P41181)
Starr M. Hewitt Kincaid (P57430)	Dionnie Suzzette Wynter (P72633)
Rico D. Neal (P69744)	

Committee Meeting Schedule:

Meeting Type	Date	Location
Regularly scheduled Standing Committee meeting.	May 26, 2011	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933
Regularly scheduled Standing Committee meeting.	August 18, 2011	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933
Regularly scheduled Standing Committee meeting.	October 13, 2011	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933
Regularly scheduled Standing Committee meeting.	February 9, 2012	Erman, Teicher, Miller, Zucker & Freedman, P.C. 400 Galleria Officentre, Suite 444 Southfield, MI 48034

Resources Provided by the State Bar of Michigan in Support of Committee Work:

The State Bar provides a full-time paralegal with primary responsibility for claims administration, a full-time legal secretary who provides administrative support, and staff counsel who provides legal services and manages the State Bar’s CPF Department. The State Bar also provides meeting facilities, food and beverages for meetings, SharePoint, teleconference services, meeting materials, document production services, and financial management of the Fund. In addition, State Bar staff routinely provides informational pamphlets to court administrators as requested to educate the public on how to find a lawyer and general information about the Fund.

Committee Activities:

During its regularly scheduled meetings, the CPF Committee reviewed claim reports prepared by staff, determined whether claims should be recommended for approval or denial, and made recommendations to the Board of Commissioners’ Professional Standards Committee regarding the approval and denial of claims and the amount to be paid on claims recommended for payment.

Complete Claims Activity: For the period April 1, 2011, through March 31, 2012, 91 new claims were filed and 209 claims were pending at the beginning of this period for an overall total of 291 claims. As a result of overall claims processing during this period, 174 claims remain pending at the end of this period.

The CPF Committee reviewed 65 claims during this time period of which 7 claims were denied by the CPF Committee, 85 claims totaling \$542,180.33 approved by the Board of Commissioner were paid, 0 claim have been approved by the Board of Commissioners and await executed subrogation

agreements to be paid, 0 claims approved by the CPF Committee involving the dishonesty of a single lawyer and expected to exceed the aggregate limit are being held until expiration of the two year period, 11 claims totaling \$75,433.83 recommended for approval by the CPF Committee are pending review by the Board of Commissioners, and there are 0 appeals of claims denied by the CPF Committee pending review by the Board of Commissioners.

Since the inception of the Fund, 1041 claims have been paid totaling \$6,296,294.03, while 1,668 have been closed administratively, denied or withdrawn.

Future Goals and Activities:

CPF Rule Amendments - The CPF Committee will continue reviewing the appeals procedure and standard for review applied to appeals to make recommendations to the Professional Standards Board of Commissioner Committee to enhance the administrative process.

Scheduled Meetings - CPF Committee meetings have been scheduled for May 10, 2012, and August 9, 2012, to review claims and conduct other business as needed.

Other Information:

Financial Activity - The Fund received \$302,536.00 from the 2011/12 membership dues assessment and \$6,270.00 in Pro Hac Vice fees thus far for as of March 31, 2012. In addition, the Fund received subrogation payments from respondents totaling \$12,933.14 during the period April 1, 2011, through April 30, 2012. The Fund balance as of March 31, 2012, was \$2,489,994.00;¹ however, there is \$26,489.994 authorized, but unpaid, for claims awaiting receipt of executed subrogation agreements.

¹ Estimated, not finalized or audited.

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Committee Name: Criminal Jurisprudence and Practice

Jurisdiction: Review proposed court rules and statutes related to criminal procedure and practice in state courts and make recommendations concerning improvements in the operation of criminal law and procedure to promote the fair, speedy and efficient administration of criminal justice, including the establishment and operation of systems for the representation of indigent persons charged with criminal offenses.

Co-Chairs and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Hon. David A. Hoort	8 th Circuit Court, 100 E. Main St., Ionia, MI 48846	(616) 527-5336	dhoort@ioniacounty.org
Co-Chair	Gretchen A. Schlaff	Macomb County Prosecutor's Office, 1 S. Main St, Fl 3, Mount Clemens, MI 48043	(586) 469-5350	Gretchen.schlaff@macombcountymi.gov
Staff Liaison	Elizabeth K. Lyon	State Bar of Michigan, 306 Townsend, Lansing, MI 48933	(517) 346-6325	elyon@mail.michbar.org
Commissioner Liaison	Stephen J. Gobbo	State of Michigan, P.O. Box 24222, Lansing, MI 48909	(517) 241-9267	sjgobbo@gobbolaw.com

Member/Advisor/Other	Member/Advisor/Other
Fred E. Bell, Member	Donna McKneelen, Member
Ryan Lee Berman, Member	Julie A. Powell, Member
Thomas P. Clement, Member	Richmond M. Riggs, Member
Nichole Jongsma Derks, Member	Scott R. Sanford, Member
Haytham Faraj, Member	Samuel R. Smith, Member
John Freeman, Member	Kimberley Reed Thompson, Member
Daniel Corrigan Grano, Member	
James W. Heath, Member	Erika S. Julien, Advisor
John A. Jarema, Member	Leonard A. Kaanta, Advisor
John L. Livesay, Member	Angela M. Povilaitis, Advisor
J. Kevin McKay, Member	

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Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
In Person Meeting	October 13, 2011	State Bar of Michigan
In Person Meeting	November 3, 2011	State Bar of Michigan
In Person Meeting	January 6, 2012	61 st District Court, Grand Rapids, MI
In Person Meeting	February 2, 2012	State Bar of Michigan
In Person Meeting	May 10, 2012	State Bar of Michigan
In Person Meeting	June 7, 2012	State Bar of Michigan

Resources provided by the State Bar of Michigan in support of committee work: The committee receives staff support from Elizabeth Lyon and Carrie Sharlow. The State Bar covers meeting expenses.

Committee Activities:

During 2011-12 the Criminal Jurisprudence & Practice Committee (The Committee) reviewed in excess of thirty public policy items and offered eighteen recommendations to the State Bar of Michigan Board of Commissioners and Executive Committee.

In May of 2011 the Committee offered three recommendations to the governing bodies of the Bar:

- The Committee supported a proposal by the Civil Procedure & Courts Committee that the term of the Michigan Supreme Court correspond with the calendar year, beginning in January rather than the current October start.
- The Committee voted to adopt the position of the Criminal Law Section on proposed juvenile competency standards, to-wit: 'While the Section sees this legislation as necessary in filling a gap in the juvenile system, we are not in favor of only social workers doing the competency evaluations. The Section has an issue with the qualifications of the examiners, and believed an amendment was required, stating that if a forensic mental health examiner is not available the court should appoint another qualified person for the competency exam.' SBM voted to support with the amendments requested by the Criminal Law Section and authorized the Committee to advocate its position.
- The Committee opposed HB 4472 prohibiting the appointment of legal counsel for prisoners under certain circumstances. The Committee opposed the bill because it takes away the discretion of the judge in appointing counsel for the prisoner. The Committee was authorized to advocate its position by the Bar.

In June of 2011 the Committee offered three recommendations to the governing bodies of the Bar:

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- The Committee voted to support and amend ADM File No. 2010-11. The Committee supported the proposed amendment to MCR 2.511 requiring a court to discharge an unqualified juror regardless of whether a party challenges a juror for cause, but suggested retaining the challenge for cause language in the existing court rule thereby maintaining an additional safeguard to ensure the removal of unqualified jurors. The Bar supported ADM File No. 2010-11 with recommendations from the Civil Procedure and Courts Committee position. The Committee was authorized to advocate its position.
- The Committee supported HB 4703 relating to the requirements of notice to the prosecuting attorney of a prisoner's parole. The Committee recognized the universal support that this legislation has received from the examining entities.
- The Committee supported HB 4647 allowing for expert witness testimony to be presented by video communications equipment. The position of the Committee was that the Confrontation Clause requires two-way interactive communication and that an exception should also be made for chain of custody witnesses. The Bar supported the concept, but believed that the changes be made by court rule or rule of evidence. Due to differing positions, the Committee was not authorized by the Bar to advocate its position.

As a result of the October 2011 Meeting, the Committee offered three recommendations to the governing bodies of the Bar:

- The Committee opposed both alternatives suggested in ADM File No. 2008-36 allowing for a stay while a prosecutor pursues an interlocutory appeal of a trial court's decision to suppress. The Committee opined that neither alternative is needed. Under Michigan law there is already a procedure in place for the prosecutor to file an application for leave to appeal and request a stay. If, however, the Supreme Court believes an amendment to MCR 7.205(E)(3) is needed, the committee proposed the following language:

“Where the trial court makes a pretrial decision on the admissibility of evidence and the prosecutor or the defendant files an interlocutory application for leave to appeal seeking to reverse that decision, the trial court shall stay proceedings pending resolution of the application in the Court of Appeals, unless the court makes findings that the evidence is clearly cumulative or that an appeal is frivolous because legal precedent is clearly against the party's position. The appealing party must pursue the appeal as expeditiously as practicable, and the Court of Appeals shall consider the matter under the same priority as that granted to an interlocutory criminal appeal under MCR 7.213(C)(1). If the application for leave to appeal is filed by the prosecutor and the defendant is incarcerated, the defendant may request that the trial court reconsider whether pretrial release is appropriate.”

The Committee was authorized to send its recommendations to the court and the committee's comments were included in the Bar's position letter. The amendment proposed by the Committee was adopted by the Supreme Court and made effective January 1, 2012.

- The Committee supported the concept of ADM File No. 2010-14 and recommended amendments of the proposed MCR 6.202 to allow both prosecutor and defense to introduce forensic reports into evidence without the forensic analyst's presence. The Criminal Law

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Section voted to support the alternative language proposed by the Committee and further suggested that the rule be applicable to all three courts and that there be a good cause exception to rescind a waiver by a defendant's non-action. Upon reconsideration, the Committee voted to include in its recommendation the language requested by the CLS. The committee's recommendations were included in the Bar's position letter. While the file number was on the November 30, 2011 public hearing agenda, it currently has an open status.

- The Committee opposed HB 4844 requiring that the issuance of a personal protection order be maintained in LIEN for ten years. The proposed legislation fails to consider the potential for improper issuance or issuance based upon unreliable or unsubstantiated allegations; and the committee believed the proposed public registry serves little practical purpose. The Committee was authorized by the Bar to advocate its position, due to the Bar's opposition of the bill. The bill has yet to move in the Legislature.

As a result of the November 2011 Meeting, the Committee offered three recommendations to the governing bodies of the Bar:

- The Committee supported SB 0464 for the development of investigative protocols for vulnerable adults. The Committee believed that protocols, similar to that required in child abuse cases, was appropriate for vulnerable adults. The Bar voted to not take a position on the bill.
- The Committee supported ADM File No. 2010-15 amending MCR 6.005 to require trial counsel to make a defendant's file available to an appellate lawyer and retain the file for at least five years. The Committee believed that there may be information in a defendant's trial attorney's file that would not be otherwise available, and it was important for appellate counsel to be able to access any and all information related to a defendant's criminal case. The Committee was authorized to advocate its position. The proposed amendment was adopted by the court and made effective May 1, 2012.
- The Committee supported ADM File No. 2010-20 with a recommendation that a defendant be advised, when appropriate, that if the prosecutor post plea files a habitual offender notice a defendant's possible maximum sentence may be increased under the Habitual Offender Act. The Bar opposed ADM File No. 2010-20 recommending that a defendant be allowed to withdraw a plea if the prosecutor post plea files a habitual offender notice. Due to the differing positions, the Committee was not authorized by the Bar to advocate its position. The Committee's comments were included in the Bar's position letter. The Supreme Court declined to adopt the amendment, with two Justices supporting the Committee's recommendation, and the file was closed.

As a result of the January 2012 Meeting, the Committee offered four recommendations to the governing bodies of the Bar:

- The Committee supported ADM File No. 2005-11 Alternative A, with added language to Canon 2.G "Except as allowed in Canon 6 for campaign purposes no judge or other person, . . . or otherwise." with regards to extrajudicial activities and prohibited fundraising activities. The Bar supported the concept of the ADM File No. 2005-11, but not the current

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language. While the file number was on the March 28, 2012 public hearing agenda, it currently has an open status.

- The Committee opposed ADM File No. 2010-25 requiring trial courts to become the depository for exhibits offered into evidence. The Committee believed that there is not a known issue generally with the maintenance and forwarding of exhibits to the appellate court requiring any modification of existing procedures; and doing so would impose undue costs and burden upon the courts; and create a potential conflict with MCR 2.518. The Bar supported ADM File No.2010-25, and did not authorize the Committee to advocate its position. The Bar did include the Committee's comments in its letter to the court. While the file number was on the March 28, 2012 public hearing agenda, it currently has an open status.
- The Committee supported ADM File No. 2010-26 with a recommendation that paragraph 2b of the proposed amendment to MCR 7.210 be changed from 'shall' to 'may' to allow for discretion by the trial court. The Bar supported the ADM File No. 2010-26 with amendments recommended by the Civil Procedure & Courts Committee and the Criminal Jurisprudence & Practice Committee. The amendment was adopted by the Supreme Court with the Committee's recommended change.
- The Committee supported HB 5191 to require that magistrates be licensed attorneys. Although the Committee recognized the existing worth and value of non-lawyer magistrates, a best practice analysis would seemingly indicate a law degree should be required in conjunction with the judicial duties required of a magistrate. This bill is expected to be discussed by the Bar in the summer.

As a result of the February 2012 Meeting, the Committee offered two recommendations to the governing bodies of the Bar:

- The Committee supported in concept HB 5159 and HB 5162 providing for Veterans Courts. The Committee recommended that the legislation providing for veterans courts be expanded to provide for the opportunity for participation in the program to all offenders, except those prohibited by federal law. The concern being that the proposed legislation denies participation to those veterans most in need of treatment because of the restrictive language contained within the legislation. These bills were supported by the Bar in their existing form, and while the Committee was authorized to advocate its support of the bills, it was not authorized to advocate its suggested amendments.
- The Committee voted eight to six to support HB 5214 & SB 0880 with a recommendation that the mandatory requirements addressed in Section 4 be changed from 'shall' to 'may,' thus keeping with judicial discretion, and that the result of a conviction on another criminal offense would terminate the individual's eligibility for YTA status. The Bar did not view the proposed legislation as being Keller permissible.

Future Goals and Activities: The Committee will continue its public policy work and continue to look into various special projects as the need arises.

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Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Diversity and Inclusion Advisory Committee

Jurisdiction: Review concepts and ideas and make recommendations for support, implementation or other appropriate actions to SBM leadership, committees and other bar associated entities about SBM initiatives and programs addressing inclusion within the profession, and approaches to measuring progress in the area of diversity and inclusion. Provide guidance concerning efforts by bar associated entities such as the Diversity Project Workgroup of the Equal Access Initiative and subcommittees of SBM committees in seeking signatories to the "Pledge to Achieve Diversity and Inclusion in the Legal Profession in Michigan." Identify tools and strategies to assess the current state of diversity and inclusion in the Michigan legal community that can be used to set meaningful benchmarks to measure improvements and progress; develop concepts for recognizing best practices and exceptional achievements; and provide public support to the SBM leadership and staff regarding communications with members of the profession and others about the goals and outcomes of diversity and inclusion activities.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Hon. Victoria Roberts	231 W Lafayette Blvd Rm 123 Detroit, MI 48226-2780	(313) 234-5230	victoria_roberts@mied.uscourts.gov
Co-Chair	John Nussbaumer	2630 Featherstone Rd Auburn Hills, MI 48326-2814	(248) 751-7800 x7717	nussbauj@cooley.edu
Staff Liaison	Gregory Conyers	306 Townsend Lansing MI 48933	(517) 346-6358	gconyers@mail.michbar.org
Commissioner Liaison	Lawrence Patrick Nolan	239 S Main St Eaton Rapids, MI 48827-1255	(517) 663-3306	boardmem15@aol.com

Member/Advisor/Other	Member/Advisor/Other
Emma Tiffany Chen	Elizabeth A. Stafford
Sherrie L. Farrell	T. L. Summerville
Elizabeth J. Fossil	Paul S. Teranes
Shirley A. Kaigler	Robert J. Buchanan
Mary K. Kator	Jennifer N. Estell
Michael K. Lee	Elias J. Escobedo, Jr
Daniel M. Levy	Saul A. Green
Rodney D. Martin	E. Christopher Johnson, Jr
Monica P. Navarro	Hon. Angela Kay Sherigan
Francis R. Ortiz	Lynda K. Jeffries

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Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
DIAC mtg.	Wednesday, October 19, 8:30 a.m.	Conference call
DIAC mtg.	Wednesday, November 16 - 8:30a.m.	Conference call
DIAC mtg.	Wednesday, December 12, - 8:30 a.m.	Conference call
DIAC mtg.	Wednesday, January 18, - 8:30 a.m.	Conference call
DIAC mtg	Wednesday, February 15, - 8:30 a.m.	Conference call
DIAC mtg.	Wednesday, March 14, - 8:30 a.m.	Conference call
DIAC mtg.	Wednesday, April 18, - 8:30 a.m.	Conference call
DIAC mtg.	Wednesday, May 16, - 8:30 a.m.	Conference call
DIAC mtg.	Wednesday, June 13, - 8:30 a.m.	Conference call
DIAC mtg.	Wednesday, July 18, - 8:30 a.m.	Conference call
DIAC mtg.	Wednesday, August 15, - 8:30 a.m.	Conference call
DIAC mtg.	Wednesday, September 12, - 8:30 a.m.	Conference call

Resources provided by the State Bar of Michigan in support of committee work:

- Assistance in getting conference call for meeting set up.
- Guidance on State Bar requirements for Committee activities.

Committee Activities: The Committee focused on the following topics:

- Continuing to gain signatories to the “Pledge to Achieve Diversity and Inclusion in the Legal Profession in Michigan”.
- Ongoing assessment of the status of diversity and inclusion in various areas of the legal profession.

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- Continued research and dissemination of tools models and best practices to share with members of the legal profession.
- Collaboration with other groups to address issues regarding diversity and inclusion.
- Advise and inform the Board of Commissioners and other bar entities regarding diversity and inclusion.
- Continuing to gather and disseminate information from the Care givers workgroup about development and implementation of policies for lawyers with care giving responsibilities.

Future Goals and Activities:

- Continue to develop opportunities to share information about “pipeline” programs.
- Continue to develop relationships with other Committees/Sections within the Bar.
- Continue to provide periodic reports regarding the status of diversity and inclusion in the legal profession in Michigan.

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Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Standing Committee on Domestic Violence

- Jurisdiction:**
- Make recommendations concerning increasing attorney awareness of the problem of domestic violence.
 - Advise on the encouragement of training of attorneys and judges on legal remedies and community resources concerning domestic violence.
 - Help develop and distribute legal resources concerning domestic violence and victims' access to the legal process.
 - Assist in the coordination of programs and activities concerning domestic violence in Michigan.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chairs	P58021 Ashley E. Lowe	2630 Featherstone Rd; Auburn Hills, MI 48326-2814	248.335.0125 x 7720	lowea@cooley.edu
	P58869 Sarah R. Prout	1840 Grant Pl; Box 610968; Port Huron, MI 48061-0968	810.990.9822	proutsarah@yahoo.com
Staff Liaison	Robert Mathis Janeice Morrow	306 Townsend St Lansing, MI 48933-2012	517.346.6412 517.346.6396	rmathis@mail.michbar.org jmorrow@mail.michbar.org
Commissioner Liaison	Dana M. Warnez	24735 Van Dyke Ave; Center Line, MI 48015-2314	586.757.0733	attydmw@wowway.com

Member/Advisor/Other	Member/Advisor/Other
P64169 Michael C. Brown	P57727 Jennifer Veronica Lamp
P69517 Danielle J. Carter	P40362 Mary M. Lovik
P44745 Cathy Church	P69405 Sarah B. Mason
P60973 Robert S. Coleman	P52485 Bruce E. Petrick
P36171 Nancy E. Gallagher	P59396 Lori L. Pourzan
P43245 Leslie A. Hagen	P66350 Eilisia G. Schwarz (Rep. Assembly)
P59553 Delores D. Hall	P37160 Rebecca E. Shiemke
P41113 Hon. Amy Ronayne Krause	
P69110 Jeannine Provencher Laible	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
Co-Chair Transition Meeting	6/3/2011	Teleconference

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Committee Meeting	10/18/2011	Teleconference
Committee Meeting	11/15/2011	Teleconference
Committee Meeting	12/9/2011	State Bar of Michigan
Training and System Education Subcommittee Meeting	12/15/2011	Teleconference
SCAO Family Mediation Best Practices Project Subcommittee Meeting	12/19/2011	Teleconference
Legislative Subcommittee	1/9/2012	Teleconference
Training and System Education Subcommittee Meeting	1/12/2012	Teleconference
Committee Meeting	1/17/2012	Teleconference
Training and System Education Subcommittee Meeting	2/9/12	Teleconference
Personal Protection Orders Subcommittee	2/10/2012	Teleconference
Committee Meeting	2/21/2012	Teleconference
SCAO Family Mediation Best Practices Project Subcommittee Meeting	3/12/2012	Teleconference
Training and System Education Subcommittee Meeting	3/15/12	Teleconference
Committee Meeting	3/20/2012	Teleconference
Personal Protection Orders Subcommittee	4/9/2012	Teleconference
Committee Meeting	4/24/2012	Teleconference
SCAO Family Mediation Best Practices Project Subcommittee Meeting	4/30/2012	Teleconference
Training and System Education	5/7/2012	Teleconference

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Subcommittee Meeting		
Committee Meeting	5/15/2012	State Bar of Michigan

Resources provided by the State Bar of Michigan in support of committee work:

The State Bar of Michigan provides the Standing Committee on Domestic Violence with staff support and a modest budget to facilitate projects, trainings, and meetings.

Committee Activities:

The Domestic Violence Committee is a very active committee that seeks to explore areas in which change, education, training, and awareness can have a positive impact in reducing the incidents of domestic violence and increasing the safety of victims and their children as they proceed through the legal system.

The Domestic Violence Committee has created four subcommittees:

- Training and System Education
- SCAO Family Mediation Best Practices Project
- Personal Protection Orders
- Legislative

The subcommittees meet on a regular basis (depending on need) focusing on their specific targeted areas. A reporting time is set aside at each monthly meeting of the DV Committee for each subcommittee to provide a report to the full committee for discussion or vote.

Last year's co-chairs gave a presentation at the Friend of the Court Association Conference held at Boyne Highlands on July 28, 2011, on *Domestic Violence Screening for Friend of Court Offices*.

Michigan Family Law Journal Articles

In response to a column in 2008 by the editor of the Family Law Journal calling for more action on preventing domestic violence, the committee contacted Norman Robbins and offered to coordinate a monthly "domestic violence column" in the Family Law Journal. As a result, beginning with the June/July 2008 edition, the committee has published a monthly article related to domestic violence and authored by committee members or guest experts in the field. The articles submitted for publication from May 1, 2011 to May 1, 2012 are as follows:

- May 2011 Issue – Collateral Consequences: Survivors with Convictions
- June/July 2011 Issue – Book Review – Civic Research Institute: DV, Custody
- October 2011 Issue – DV in Rural Communities
- November 2011 – Parenting Time in Cases Involving Battering
- December 2011 – Sexual Assault and DV Relationships
- January 2012 Issue – Credit Issues & Survivors of Domestic Violence
- February 2012 Issue – Confidentiality and Mediation
- March 2012 Issue – Barriers to Prosecution of Domestic Violence Cases
- April 2012 Issue – Bullying
- May 2012 Issue – Family Court Orders

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Public Policy Matters:

Since the last annual report in May 2011, the DV Committee has taken a position to:

- Oppose with comments [SB 0743](#), which creates the Uniform Child Abduction Prevention Act. After a lengthy discussion, the committee concluded that the proper remedy would be to make the appropriate amendments to the Child Custody Act, not the creation of a new act.
- Support with amendment ADM 2006-04, which would amend MCR 3.204 and remove the requirement to file a new action as a supplemental complaint, which would allow trial courts to consolidate cases in a way that is more compatible with trial court case management systems.
- Support ADM 2010-22, which would amend Rule 7.3 of the Michigan Rules of Professional Conduct, so that it would limit situations in which an attorney soliciting new clients would inform a defendant or respondent that an action has been filed against him or her before the defendants or respondent is served with the papers.
- Oppose* with comments ADM 2010-32, which would amend MCR 3.210 to allow parties to reach agreement on issues related to property division, custody, parenting time, and support, and enter a consent judgment on those issues if the court approves it. The proposal would govern the entry of default and default judgment in domestic relations cases and would cover and clarify related procedural issues. (*The DV Committee is revisiting this matter based on assurances that the offending language that was initially contained in the amendment to MCR 3.210 has been removed.)
- Oppose with comments SB 0545, which would require the parties who have children to complete a divorce effects program before entry of judgment of divorce, amending 1846 RS 84 (MCL [552.1](#) - [552.45](#)) by adding sec. 5.
- Oppose Substitute SB 0547, which would require the parties to submit a mutually agreed upon parenting plan that provides for the child's care and that encourages non-adversarial dispute resolution rather than judicial intervention to resolve disputes. Amends title and secs. 1, 2, 4 & 11 of [1970 PA 91](#) (MCL [722.21](#) et seq.) & adds sec. 5a.

The DV Committee submitted a position in support of the American Bar Association's position supporting S. 1925, which reauthorizes the Violence against Women Act of 1994 (VAWA). The current reauthorization expired in 2011.

Additionally, the DV Committee submitted a memorandum to the State Court Administrative Office with extensive comments on the proposed amendments to the Standards of Conduct for Mediators.

Theme Issue of the Michigan Bar Journal

The Committee was awarded a theme issue of the Michigan Bar Journal that was published in September 2011 on Domestic Violence Awareness. Articles included:

- Legal advocacy techniques to promote safety and accountability in cases involving domestic violence
- Economic justice issues (tort relief, division of marital estate)

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- Emerging evidentiary issues in civil cases (divorce/custody and PPO) related to communications technology
- Several short features on domestic violence initiatives throughout the state
 - A description of a “Solution Oriented Domestic Violence Court” that has recently received grant funding and is being developed in the 3d Circuit Court in Detroit
 - A description of Family Advocacy Centers
 - Specialized dockets developed for domestic violence misdemeanor cases in the 55th District Court, Mason
 - Supervised visitation services offered by the Livingston County Safe Havens program
- Domestic violence remedies in other states - custody presumptions, friendly parent, lease releases, unemployment benefits
- A double-sided, tear out resource sheet containing domestic violence resources for attorneys and survivors of domestic violence

Future Goals and Activities:

Fathering After Violence Training on September 6, 2012

The DV Committee is offering a comprehensive training to the family law judges at the Supreme Court Judicial Conference on September 6, at the Hyatt Regency in Dearborn. An expert in the field, Juan Carlos Arean, is slated to facilitate the training. The training builds upon national initiatives that call for increased engagement of fathers with a history of abuse in their parenting relationships by motivating them to renounce their abuse, become better fathers, and be more supportive parenting partners.

Training - Pro Bono Family Law Training on October 26, 2012

The committee is planning a pro bono training for attorneys who are new to the area of domestic violence family law. The training is slated for October 26, 2012, coinciding with October as Pro Bono Month. Subject matter will include how to conduct the initial client interview with DV survivors, substantive legal issues, including custody, support, property division and drafting safe orders, initial pleadings and service, and pre-trial and trial practice. In exchange for the free training, attorneys will agree to handle a domestic violence family law case, referred from their local legal aid organization, on a pro bono basis. Participants can attend the live version of the training at Cooley's Auburn Hills Campus. The training will also be broadcast simultaneously to Cooley's other Michigan campuses.

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Article VI §6, Bylaws of the State Bar of Michigan

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Committee Name: Eyewitness Identification Task Force

Jurisdiction: Make recommendations concerning legislative, court rule, and funding changes that improve eyewitness identification procedures to reduce false arrests and wrongful convictions.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chairs	Nancy J. Diehl (P29176)	1300 E. Lafayette St.; Ste 1206; Detroit, MI 48207-2921	313.354.6399	diehlnancy@sbcglobal.net
	Valerie R. Newman (P47291)	645 Griswold St.; Ste 3300 Detroit, MI 48226-4215	313.256.9833	valerie@sado.org
Staff Liaison	Elizabeth Lyon	306 Townsend St	517.346.6325	elyon@mail.michbar.org
	Janeice Morrow	Lansing, MI 48933- 2012	517.346.6396	jmorrow@mail.michbar.org
Commissioner Liaison	None			

Member/Advisor/Other	Member/Advisor/Other
P34715 Daryl M. Carson	P43481 Michael L. Steinberg
P28492 Hon. David A. Hoort	P46935 Stephen M. Taratuta
P44682 Hon. John H. Hulsing	P23539 Michael D. Thomas
P23335 Hon. Peter J. Wadel	David Eddy
P34170 Donald L. Johnson	David L. Harvey
P44156 Raymond S. Kent	Greg Parolini
P58537 Bridget M. McCormack	Robert Stevenson
P45353 David A. Moran	
P50986 David C. Roby	
P49666 Gretchen A. Schlaff	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
Task Force Meeting	2/1/2012	State Bar
Task Force Meeting	3/14/2012	State Bar
Task Force Meeting	5/3/2012	State Bar
Task Force Meeting	6/20/2012	State Bar

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Resources provided by the State Bar of Michigan in support of committee work:

Elizabeth Lyon and Janeice Morrow provide administrative support to the task force, inclusive of securing meeting rooms, providing necessary equipment and refreshments, and preparation of meeting minutes. Additional services, such as creating surveys and compiling results, are provided if requested. An annual budget is allotted to meet these needs and all expenditures are approved by the staff liaison in advance.

Committee Activities:

This is a newly-formed task force that met for the first time in February, 2012 and is composed of a diverse group of members, including law enforcement personnel, attorneys (defense and prosecution), and judges. The task force has hit the ground running and is working diligently to have a better understanding of all aspects and perspectives of the eyewitness identification process so as to determine how to best achieve their goals. After the first meeting, surveys were created and circulated to law enforcement agencies on line-up protocols used within their respective jurisdictions throughout Michigan. The members have been very proactive in securing speakers and arranging electronic line-up demonstrations, so as to provide its members with a variety of learning opportunities on the topic. The members are reaching outside of Michigan to learn what protocols are being used in other states in an attempt to determine what methods have been effective in lowering the rate of misidentification, and what methods have not.

Future Goals and Activities:

The initial goal set by the task force is to improve the administration of justice in Michigan with regard to eyewitness identification and determine what possible recommendations might be made to reduce the incidents of misidentification resulting in false arrest and the imprisonment of innocent people. The co-chairs have secured two experts in the area of eyewitness identification for an upcoming meeting with the assistance of the senior policy advocate for state affairs at the Innocence Project in New York to speak to the group at the June meeting. After adequate education and evaluation on the subject, the task force hopes to determine what changes might be recommended that will make the most positive impact on improving the eyewitness identification process in Michigan and provide safeguards against misidentification.

Other Information:

The task force has had very good attendance at their first few meetings. Members are eager to bring in guests to provide education and understanding on various aspects of the process and protocols of eyewitness identification. The task force is budget conscious and has secured the speakers thus far on a gratis basis.

**STATE BAR OF MICHIGAN
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STANDING COMMITTEE**

Committee Name: Standing Committee on Judicial Ethics

Jurisdictional Statement:

- Prepare written opinions on ethical conduct of judges at the request of the State Bar President, Board of Commissioners, Representative Assembly, Attorney Discipline Board, Attorney Grievance Commission, Executive Director, or individual members of the judiciary inquiring about their own contemplated conduct.
- Recommend amendments to the Michigan Code of Judicial Conduct and other standards of professional conduct, and review proposed amendments.
- The Michigan Judges Association, Michigan Probate Judges Association, Michigan District Judges Association, Michigan Association of District Court Magistrates and the Referees Association of Michigan shall each nominate one member for appointment to the committee.

Officers and Membership:

Chair: Hon. Elwood L. Brown, Port Huron

Members:

Hon. Theresa Doss, Detroit
Hon. Laura A. Frawley, Harrisville
Hon. Annette M. Jurkiewicz-Berry, Detroit
Hon. Randy L. Kalmbach, Wyandotte
Hon. Christopher S. Ninomiya, Iron Mountain
Magistrate James P. Pahl
Referee Lorie Nancy Savin, Pontiac

2010-2011 Meeting Schedule (date and location):

October 21, 2011, Lansing, Michigan
January 13, 2012, Lansing, Michigan
May 13, 2012, Lansing, Michigan
June 15, 2012, Lansing, Michigan

Committee Activities:

At each meeting, the committee discussed pending opinion requests. The committee approved the publication of an article authored by Member Lorie Savin, entitled, "Friend Requests and Beyond: Judicial Ethics in the Social Networking Sphere," which was published in the December 2011 issue of the Michigan Bar Journal and remains accessible through the Bar's website on the page for the Judicial Ethics Committee. The committee reviewed and commented to the Board of Commissioners upon ADM File No. 2005-11, proposed changes to the Michigan Code of Judicial Conduct. The Committee's comments were adopted by the Board and formed the basis of comments made to the Supreme Court on behalf of the State Bar of Michigan.

Resources Provided by the State Bar of Michigan in Support of Committee Work:

The committee has been assisted in its work by staff liaisons Dawn Evans, Danon Goodrum-Garland, and Nkrumah Johnson-Wynn, as well as staff member Karen Spohn.

Future Goals and Activities:

The committee plans to continue responding to opinion requests and to address revisiting any opinions identified as in need of review due to subsequent developments that may have impacted the continued appropriateness of any conclusions drawn. To the extent that the Committee's input is sought by the Board of Commissioners, the Representative Assembly, or the Supreme Court on discrete issues or projects, the committee stands ready to respond with appropriate research and commentary.

Chair/Co-Chair Contact Information:

Hon. Elwood L. Brown
St. Clair County Probate Court
201 McMorran Blvd. Room 2200
Port Huron, MI 48060-4029
Phone: (810) 985-2010
Fax: (810) 985-2039
e-mail: ebrown@stclaircounty.org

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No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Judicial Qualifications Committee

Jurisdictional Statement:

Evaluate candidates for appointment to judicial vacancies and report its findings in confidence to the authority requesting its assistance.

The chief staff attorney of the Attorney Grievance Commission serves as reporter for this committee. The appointed members are limited to three two-year terms. Chairs of the committee may serve more than three two-year terms. This committee may have more than 15 members.

Co-Chairs (term expiration):

Kathleen L. Bogas (2013)
Bogas Koncius & Croson PC
31700 Telegraph Rd Ste 160
Bingham Farms, MI 48025-3404
Phone: (248) 502-5000
Fax: (248) 502-5001
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Daniel T. Stepek (2012)
Daniel T. Stepek
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Mount Clemens, MI 48046-6877
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Robert B. Webster (2012)
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Fax: (248) 457-7001
e-mail: robweb101@gmail.com

Reporter:

Ruthann Stevens,
Senior Associate Counsel
Attorney Grievance Commission
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Staff Liaisons:

Nkrumah Johnson-Wynn,
Professional Standards Service Counsel
State Bar of Michigan
Michael Franck Building
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Fax: (517) 367-6433
nwynn@mail.michbar.org

Jennifer Clark, Administrative Assistant
State Bar of Michigan
Michael Franck Building
306 Townsend St
Lansing, MI 48933
Phone: (517) 346-6348
Fax: 517-346-6409
jclark@mail.michbar.org

Committee Members (term expiration):

Alan Ackerman, Bloomfield Hills (2013)
Darcie R. Brault, Southfield (2013)
José T. Brown, Flint (2013)
Leanne Barnes Deuman, Sault Ste Marie (2013)
Eugenie B. Eardley, Cannonsburg (2013)
David H. Fink, Bloomfield Hills ((2013)
Kiffi Y. Ford, Lansing (2013)
Susan E. Gillooly, Detroit (2013)
Elizabeth P. Hardy, Birmingham (2013)
Pamela R. Harwood, Troy (2012)
Diane Hutcherson, Detroit (2013)
William W. Jack, Jr., Grand Rapids (2013)

Michael S. Leib, Southfield (2012)
Christine Mason Soneral, Novi (2013)
Lambro Niforos, Grosse Pointe Woods (2013)
Gerald V. Padilla, Birmingham (2012)
Harold D. Pope, III, Southfield (2013)
Norman H. Pylman, Grand Rapids (2012)
Frank Harrison Reynolds, Lansing (2013)
Michael J. Riordan, Detroit (2012)*
Gene Schnelz, Birmingham (2012)
Daniel M. Share, Detroit (2013)
Robin D. Stephens, Ann Arbor (2012)
Kenneth T. Watkins, Southfield (2013)
Betty R. Widgeon, Ann Arbor (2013)

*Mr. Riordan resigned in May 2012 after receiving a judicial appointment.

Committee Meetings scheduled during the 2011 – 2012 Bar year:

October 11, 2011
November 8, 2011
January 10, 2012
February 14, 2012
March 13, 2012
April 17, 2012
May 8, 2012

Resources Provided by the State Bar of Michigan in Support of Committee Work:

In support of the work of this Committee, the State Bar of Michigan provides a meeting room in the Michael Franck Building as well as lunch for the Committee members. The State Bar staff liaisons coordinate the interview schedule, report the Committee's ratings for each candidate directly to the Governor's Office, and handle administrative tasks and other matters as necessary.

Committee Activities:

As requested by the Governor, the Judicial Qualifications Committee interviews and rates candidates for appointment to judicial vacancies. A representative from the Governor's Office, the Reporter, and the State Bar staff liaisons also attend the meetings. The work of the Committee members, the Reporter, and the State Bar staff liaisons (which includes preparation for the interviews, candidate interviews, and the ratings reported by the State Bar directly to the Governor's Office) is confidential.

Committee meetings are held on the second Tuesday of the month and/or as requested. From May 2011 through April 2012, the Committee met nine times and interviewed 97 candidates for judicial vacancies.

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Article VI §6, Bylaws of the State Bar of Michigan

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Committee Name: Criminal Jury Instructions Committee

Jurisdiction: Draft proposed standard criminal jury instructions for publication by the Institute for Continuing Education.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Hon. William J. Caprathe	305 Linden Park Dr. Bay City, MI 48706-2553	989 225-6407	bcaprathe@netscape.net
Staff Liaison	Candace Crowley	State Bar of Michigan	517 346-6319	ccrowley@mail.michbar.org
Commissioner Liaison	Maureen M. McGinnis	Donald E. McGinnis Jr. PC 1721 Crooks Rd., Suite 101 Troy, MI 48084-5392	(248) 643-6002	mmcginnis@dmcginnis.com

Member/Advisor/Other	Member/Advisor/Other
Hon. Timothy M. Kenny/Reporter	Opolla Brown
Ronald J. Bretz	LaNita R. Haith
J. Mark Cooney	Hon. Annette M. Jurkiewicz-Berry
Torchio W. Feaster	Hon. Kathleen J. McCann
Hon. John T. Hammond	Gene Schnelz
Anica Letica	Lawrence B. Shulman
Louisa M. Papalas-Concessi	Hon. Thomas L. Solka
Rudolph A. Serra	Stephen M. Taratuta
Christopher Michael Smith	William J. Vaillencourt, Jr.
Hon. Brian R. Sullivan /Advisor	
Daniel D. Kopka/ICLE	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
Regular Meeting	Saturday, September 17, 2011	Hyatt Regency Dearborn
Regular Meeting	Saturday, February 11, 2012	Cooley Law School Lansing

Resources provided by the State Bar of Michigan in support of committee work:

Provided staff support for meetings, printing support for materials, and coordinated the room and food for the meetings.

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Committee Activities:

At the scheduled meeting on **Saturday, September 17, 2011**, the committee reviewed its subcommittee's amended MCR 2.513 instructions, necessitated by the Michigan Supreme Court's enactment of MCR 2.513. The committee approved

- CJI 2d 1.8 Reading of the Information
- CJI 21 2.3 Trial Procedure
- CJI 2d 2.5a Interim Commentary by Attorneys
- CJI 2d 2.9 Questions by Jurors Allowed
- CJI 2d 2.17 Note Taking Allowed
- CJI 2d 3.5 Evidence
- CJI 2d 3.5a Summary of Evidence
- CJI 2d 3.12 Deadlocked Jury

The committee approved a Use Note to the self defense instruction in CJI 2d 7.16 – Self Defense to account for the language set forth in *People v Richardson* 490 Mich 115 (2011).

The committee tabled requested instructions on Driving While License Suspended or Revoked, MCL 750.483, because a decision in *People v Nunley* is pending in the Supreme Court.

The committee tabled MCL 750.540e – Malicious Use of Telecommunications Service, MCL 750.170 – Disturbing the Peace, MCL 257.904(1) a (2) b – Interfering with a Crime Report, MCL445.65 – Identity Theft, and MCL 750.505 – Obstruction of Justice because these are infrequently charged offenses, factually specific and therefore not conducive to standard instruction.

The committee deferred any decision about a standard jury instruction on the medical marijuana issue until the Michigan Supreme Court provides guidance.

The committee approved the addition of a Use Note for CJI 2d 26.1 – Receiving and concealing Stolen Property in light of the unpublished opinion in *People v Granderson*. The Use Note reads: “If the crime is receiving or concealing a stolen firearm, MCL 750.535b, Michigan law requires actual notice rather than constructive notice that the firearm was stolen, *People v Granderson*.”

The committee also received a report on “Educating for Everyday Democracy: The Jury Process,” a product of the State Bar’s Equal Access Initiative and Law Related Education and Public Outreach Committee.

At the scheduled meeting on **Saturday, February 11, 2012** meeting, the committee voted to support the State Bar’s Michigan Pledge to Achieve Diversity and Inclusion.

It received and reviewed the final State Bar of Michigan brochure [“Your Role as a Juror”](#) that committee members recently revised.

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Essential Preliminary Jury Instructions, MCR 2.513 –the committee adopted a “Judicial Practice Aid” to assist judges in providing the minimum essential preliminary instructions to jurors. The list includes:

1.08 Reading of Information	2.11 Disregard Out-of-Presence Hearings
2.02 Legal Principles	2.12 Jurors not to Discuss Case
3.02 Presumption of Innocence, Burden of Proof, & Reasonable Doubt	2.16 Jurors Not to Consider Information Received Outside Presence of Courtroom
2.03 Trial Procedure	2.13 Recesses
2.04 Function of Court & Jury	2.22 Number of Jurors
2.05 Considering Only Evidence/What Evidence Is	2.23 Penalty
2.06 Judging Credibility and Weight of Evidence	2.24 Instructions to be Taken as a Whole
2.07 Questions not Evidence	2.25 Deliberations and Verdict
2.08 Court’s Questioning not a Reflection of Opinion	2.26 Maintaining an Open Mind
2.10 Objections	

Civil/Criminal Jury Instructions

The committee agreed to appoint a subcommittee to work with the Civil Jury Instruction Committee and ICLE to develop preliminary jury instructions that could be used in both civil and criminal cases. The subcommittee consists of Judge Caprathe, Mark Cooney, Anica Letica, and Judge Kenny.

Breaking or Entering a Vehicle with Intent to Steal Causing Damage

In light of *People v Kloosterman*, (295 Mich App 68), the committee approved additional commentary regarding trailer padlocks: The Commentary reads: “Padlocks on trailers are considered “part of a trailer” for this offense. *People v Kloosterman*, (295 Mich App 68).”

Criminal Sexual Conduct-Sexual Act in Conjunction with the Commission of a Felony

In light of *People v Lockett*, (2012 WL 75310, decided January 10, 2012), the committee approved the addition of language in the Commentary to CJI2d 20.5 and CJI2d 20.20 that indicates there must be a relationship between the underlying felony and the sexual assault. The Commentary reads: “The recipient of the sexual act must be impacted by the circumstances of the underlying felony. *People v Lockett*, No. 296747, 296848, 2012 Mich App Lexis 12 (January 10, 2012)”

Failure to Comply with Sex Offender Registration Act

In response to a request for a standard jury instruction for the charge of Failure to Comply with the Sex Offender Registration Act, the committee voted to table the request because of the ruling in the

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Supreme Court that dealt with the issue, and the amendment to the relevant statute defining “homelessness” made an instruction unnecessary. A letter will be sent to the attorney requesting the instructions. The letter will indicate that the Committee will take no action at this time.

OWI Causing Death

The committee received an inquiry regarding the accuracy of CJI2d 15.11 (OWI Causing Death). Specifically, the question is whether paragraph (5) is accurate in requiring that the defendant voluntarily decided to drive knowing he/she had consumed alcohol (or a controlled substance or a combination of alcohol and a controlled substance) and might be intoxicated or visibly impaired. The committee voted to table the issue until the May 19, 2012 meeting in order to examine *People v Derror*, 475 Mich 316 (2006) in light of CJI2d 15.11 and 15.12.

Replacement Juror

The committee approved a new instruction, CJI2d 3.11a to deal with the issue of juror replacement during deliberations. The new instruction reads:

“Members of the jury, one of your fellow jurors is unable to continue the deliberations with you. Alternate Juror _____ will now participate. I instruct you that under Michigan law you are now a new jury, and must start over with your deliberations.”

Deliberations and Verdict

The committee approved the addition of a use note to CJI 2d 3.11 to state:

“This instruction should be given after the attorney’s closing arguments regardless of whether the jury instructions are given before or after closing argument.”

Driving While License Suspended or Revoked

The committee voted to table any action on a standard jury instruction until the Michigan Supreme Court rules in *People v Nunley*.

Medical Marijuana

The committee voted to table action on possible medical marijuana instructions until the Michigan Supreme Court resolves several pending appeals.

The committee approved amendments to CJI2d 18.2 (robbery) and CJI2d 18.4 (assault with intent to commit robbery being unarmed) to accurately reflect the statutory amendments of 2004 PA 128. The previous version of the above instructions read “used force and violence”. The committee approved amendments now read: CJI2d 18.2 (robbery) “(2) First, the defendant [used force or violence against/assaulted/put in fear] [state complainant’s name]” and CJI2d 18.4 (assault with intent to commit robbery unarmed) “(2) First, that the defendant assaulted [state complainant’s name] with force **or** violence...” (Emphasis added)

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Future Goals and Activities:

The committee will be continuing its work to review changes to Michigan law, update instructions and create new instructions as necessary.

Other Information: The work of the committee is submitted to the Institute of Continuing Legal Education for inclusion in the ICLE criminal jury instruction publication.

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Committee Name: Committee on Justice Initiatives

Jurisdiction: Develop and recommend proposals for the effective delivery of high quality legal services in Michigan, equal and fair to all. This committee consists of several initiatives whose activities include:

- Analyzing and making recommendations for positions on proposed legislation, court rules, and other policies relevant to the committee's jurisdiction.
- Developing policies and programs to benefit underserved populations; including juveniles and those with special needs.
- Encouraging and coordinating free or discounted civil legal services.
- Working to increase resources for civil legal aid programs.
- Examining collateral civil consequences of criminal convictions and issues of adequate representation in the criminal justice system.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Terri L. Stangl	320 S Washington 2 nd Fl Saginaw, MI 48607	989 755-3120	tstangl@ccj-mi.org
Co-Chair	Erika L. Davis	645 Griswold Suite 1300 Detroit MI 48226	313 237-6295	Erika@butlerdavis.com
Staff Liaison	Janet K. Welch Candace Crowley	State Bar of Michigan	517 346-6331 517 346-6319	jwelch@mail.michbar.org ccrowley@mail.michbar.org
Commissioner Liaison	Jules B. Olsman	2684 11 Mile Rd Berkley, MI 48072	248 591-2300	jbolsman@olsmanlaw.com

Member/Advisor/Other	Member/Advisor/Other
Miriam Jane Aukerman	
Michael J. Blau	
Lorray S. C. Brown	
Margaret A. Costello	
Robert Fair Gillett	
Valerie R. Newman	
Linda K. Rexer	
Laurin' C. Roberts	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
CJI Meeting	June 27/July 11, 2011	Teleconference
Justice Initiatives Kickoff	October 17, 2011	State Bar of Michigan
CJI Meeting	December 12, 2011	Teleconference
CJI Meeting	February 23, 2012	Teleconference

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Resources provided by the State Bar of Michigan in support of committee work:

The State Bar of Michigan provides Committee on Justice Initiative (CJI) with staff support and a budget to facilitate projects and meetings. Please also see reports for the individual initiatives that are included at the end of this report.

Committee Activities:

June 27/July 8 Meeting Agenda items at the June 27/July 11 meeting included the ABA Proposed Language Standards, Solutions on Self Help Task Force, “Engaging the Next Generation of Justice Initiatives Leaders” summit follow-up, State Planning Body and Annual Meeting activities. It received information from Judge Stephens on the Equal Justice Conference that occurred in May. It identified October 17, 2011 as the date for the 2011-2012 kickoff meeting and discussed leadership and membership changes to recommend to the State Bar president. Members looked at the *Turner v Rogers* U. S. Supreme Court decision requiring procedural safeguards and fundamental fairness for unrepresented litigants.

Justice Initiatives Annual Kickoff Meeting With the new co-chair team of Terri Stangl and Erika Davis at the lead, the Justice Initiatives Annual Kickoff meeting was held at the State Bar Building on October 17, 2011. About 35 members of the initiatives gathered to hear from President Julie Fershtman, Executive Director Janet Welch, initiative members and staff on “Connecting with Our Communities,” “Identifying Our Priorities” and “Engaging Opinion Leaders.” The Judicial Crossroads Task Force Report and Recommendations, the Crossroads Access to Justice Committee Blueprint for Justice and the ATJ Crossroads Report and the State Bar’s updated Strategic Plan were used as a framework for the reports and discussions.

Janet Welch provided an update on Crossroads work. Elizabeth Lyon presented information on Michigan’s current political climate and addressed Governor Snyder’s newly formed Indigent Defense Commission. Others made separate reports on language access in the courts, pro bono developments, fees/fines and costs, child welfare and the Indian Child Welfare Act, and legal aid and Legal Services Corporation funding.

Judge Cynthia Stephens, immediate past co-chair of CJI, revisited the “Engaging the Next Generation of JJ Leaders” and the “Leaders Developing Leadership” topics during a networking luncheon. She was also presented with a certificate recognizing her long history of involvement in organized bar activities and especially for her leadership of the Justice Initiatives community.

Linda Rexer presented an update on the Solutions on Self-Help Task Force. Her handouts showed some slide shots from the centralized website that is expected to launch in the first quarter of 2012. Linda also reported that the Task Force and work group membership, now at over 80 people, is reviewing a “Resources to Assist Self-Represented Litigants – A Fifty-State Review of the ‘State of the Art’” report commissioned by the Michigan State Bar Foundation to assist the Task Force. The report was issued by Greacen Associates earlier this year.

The initiative members had a preliminary conversation on possible topics for the April 2012 Justice Initiatives Summit. Each initiative met at the end of the day, and the Committee on Justice Initiatives met to sign on to the Michigan Pledge to Achieve Diversity and Inclusion, and to set its meeting dates for the year.

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December 12, 2011 Meeting The Committee met by phone on December 12. Members were alerted to the need for them to electronically review legislative items on juvenile competency and penalty of perjury that will be sent to them from Justice Policy Initiatives after the holidays. They received a report from the Equal Access Initiative regarding the diversity survey process with large law firms, corporate law departments and law schools that is underway. The Criminal Issues Initiative reported on its readiness to assist the Indigent Defense Commission, and their possible look at a uniform definition of indigency. The committee also endorsed the concept of a partnership with the Michigan State Bar Foundation for a pro bono assessment for Michigan presented by the Pro Bono Initiative, and reviewed the list of PBI projects for the year.

CJI also received an NLADA Conference report and updates on Crossroads issues including ABA Language Standards; fees, fines and costs; child welfare/ICWA; indigent defense; and the Solutions on Self Help (SOS) Task Force. It decided to revisit the Solutions on Self Help topic for the April 2012 summit.

Members successfully accessed the meeting materials from the new State Bar portal, and reviewed “Making the Best of Virtual meetings” to assist with telephone meetings.

February 23, 2012 Meeting The Committee met by phone on February 23, 2012. They were joined by commissioner liaison Jules Olsman. The committee received reports from each of the initiatives (see below.) In addition, the committee accepted these reports:

LSC/Other Funding Cuts Bob Gillett referred to the LSAM report showing the impact of cuts. In late November of 2011 programs learned of a 15% cut in federal LSC funding, then learned in December about IOLTA cuts. Jim Sandman, President of LSC, reported that on a national level programs lost 15% of staff or 600 lawyers. In Michigan, it appears that 34 lawyers were lost and a total of 60 staff cut. Salaries are frozen or reduced; at least one office has closed. The number of citizens impacted is great; programs closed 50,000 cases last year and had to turn people away to begin with. A 20% reduction would be 10,000 fewer cases with each case affecting more than one person.

National Conferences The members discussed State Bar support for attendance of some JI members at the National Consortium on Racial and Ethnic Fairness in the Courts and the Equal Justice conference and the Access to Justice chairs meeting.

Crossroads Issues Update

1. ABA Language Standards Report. Candace reported that the revised standards were approved at the February ABA House of Delegates meeting. She reviewed some of the changes in the ten standards. The SCAO workgroup is expected to publish something for comment in March or April and any action will be deferred until that publication is available.
2. Fees, Fines, Costs. See the CII report. Also, the State Planning Body has had an ongoing dialogue with SCAO about collections policies which are problematic and exacerbate the incarceration problems because of an individual's inability to pay. SCAO is modifying its policies to define the inability to pay and provide protections. They asked for SPB members to sit on its workgroup.
3. Child Welfare/ICWA. The State Planning Body took these issues on after its chairs discussed it with Janet Welch. There are three main areas of work in the ICWA arena. The court and DHS created a race equity coalition and the SPB is trying to engage them in dialogue. SPB appeared as amicus in litigation re ICWA and it continues to look for appellate cases to advocate its positions. A Michigan ICWA statute has been drafted and is at the Legislative Services Bureau and waiting for the green light to advocate for that legislation. The Michigan Association of Judges unanimously supported the draft legislation and created a standing committee on the topic. Regarding child welfare, the Supreme Court reversed a Court of Appeals decision terminating a father's rights because of a foreclosure/poverty issue. Vivek Sankaran did an opinion piece stating that poverty is an inappropriate reason to terminate rights. There

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is an interest in introducing legislation on the issue; half of the states have legislation that prevents termination because of poverty.

4. Indigent Defense. The commission has two meetings left, one in March and one in April. It has organized into two groups, policy and funding. It will make recommendations at the April meeting.
5. SOS. The Solutions on Self Help pilot website will be launched in March. The RFP for local self-help centers is receiving a lot of interest. Proposals are due on March 7. Three curricula with Michigan Judicial Institute are nearly finished. The five existing self-help centers will have access to the pilot website.

Justice Initiatives Summit Update This is the third annual summit and was held on April 16. The title was “2012 Solutions on Self-Help: Update, Opportunities and Challenges.” National expert John Greacen and State Court Administrator Chad Schmucker were among the speakers. There was a panel presentation, breakouts, speakers and a closing plenary. A Summary of Events is available online.

Annual Meeting The meeting will be held in Grand Rapids on September 19-21. JI will have a booth with materials. EAI and DIAC plan to co-host a program on unintentional bias featuring speaker Steve Robbins of Grand Rapids. The Thursday night reception will have a diversity theme.

Throughout the year, the CJI met to assess the work of its initiatives to keep informed of the work of the **Access to Justice Crossroads Task Force**. Separate reports for each of the four initiatives are included below.

It is anticipated that in 2012-2013, most of the initiatives will be continuing with the projects and efforts that are already underway, especially those connected with the Crossroads Report. The Initiative Co-chairs will be talking about their plans at the next meeting of the Committee later in May 2012.

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Committee Name: Criminal Issues Initiatives

Jurisdiction: The dual purposes of this initiative are to address issues of indigent criminal defense in Michigan and to educate the legal community on civil collateral consequences.

Co-Chairs and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Miriam J. Aukerman	ACLU of Michigan, 89 Ionia Ave NW, Grand Rapids, MI 49503-3034	(616) 301-0930	maukerman@aclumich.org
Co-Chair	Valerie R. Newman	State Appellate Defender Office, 645 Griswold St Ste 3300, Detroit, MI 48226-4215	(313) 256-9833	valerie@Sado.org
Staff Liaison	Elizabeth K. Lyon	State Bar of Michigan, 306 Townsend, 48933	(517) 346-6325	elyon@mail.michbar.org

Member/Advisor/Other	Member/Advisor/Other
Miriam J. Aukerman, co-chair	Hon. Katherine L. Hansen, member
Sheila Spalding Blakney, member	Stacy A. Hickox, member
Cardiad Pastor Cardinale, member	David C. Koelsch, member
Daryl M. Carson, member	Martin P. Krohner, member
Julianne Claydon, member	Daniel E. Less, member
Regina Daniels Thomas, member	Hon. Mabel Johnson Mayfield, member
Frank D. Eaman, member	Rico D. Neal, member
Pamela Chapman Enslen, member	Valerie R. Newman, member
Heather J. Garretson, member	Angela Kay Sherigan, member

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
In Person Meeting	October 17, 2011	State Bar of Michigan
Teleconference	December 15, 2011	
Teleconference	February 16, 2012	
Teleconference	April 19, 2012	
Teleconference	May 17, 2012	
Teleconference	June 21, 2012	

Resources provided by the State Bar of Michigan in support of committee work:

The committee receives staff support from Elizabeth Lyon and Carrie Sharlow.

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Committee Activities:

At the October 17, 2011 meeting the Initiative set the meeting calendar for the entire year, expecting to meet on the third Thursday of each month unless members were notified otherwise.

During the December 15, 2011, guests Monica Jahner and Sherrie Guess gave a brief presentation on the Fair Chance Coalition and the planned kick-off event on January 17, 2012.

At this same meeting, the Initiative discussed two reports from the ACLU: (1) Challenging a “Pay or Stay Sentence: How to Represent Yourself; and (2) A Court Rule Proposal for Evaluating Ability to Pay Fees, Fines and Costs. The Initiative expressed interest in partnering on the court rule proposal to help move it forward; and develop self-help materials to assist individuals challenging a ‘pay or stay’ sentence. Both projects were approved by the Committee on Justice Initiatives. Members of CII commented on and edited both the report and the self-help materials.

At the April 19, 2012 meeting it was decided that the Court Rule Proposal report drafters would take the report to the State Planning Body and CII will be thanked in the acknowledgments. CII itself will finalize the self-help packet and work with the State Bar to develop a dissemination plan targeting local self-help centers and jails.

The Initiative offered a recommendation on Youthful Trainee Bills HB 5214 and SB 0880, supporting the concept of increasing the upper age requirement but opposing the bills. This recommendation was reviewed by the Committee on Justice Initiatives and moved onto the Board of Commissioners for consideration. However, it was ultimately determined that these bills were not *Keller* permissible.

The Initiative intended to provide assistant to the Indigent Defense Advisory Commission. While CII received regular updates on the work of the Indigent Defense Advisory Commission, the Commission did not seek assistance from CII

CII has also worked with staff to promote the Uniform Collateral Consequences of Conviction Act. To date, this work has primarily involved answering questions from stakeholder organizations.

More Initiative positions on public policy items are expected before the end of the State Bar Fiscal Year due to upcoming meetings in May and June.

Future Goals and Activities:

CII will:

1. Complete the self-help materials on fines, fees, and costs, and work with the Bar to ensure they are appropriately disseminated.
2. Continue to promote the UCCCA.
3. Identify additional projects. During the last CII meeting, the group reviewed possible additional projects (in light of the fact that support for the Indigent Defense Advisory Commission had not consumed as much time as expected), and is now in the process of identifying additional projects going forward.

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No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Equal Access Initiative

Jurisdiction: This group develops projects, programs and trainings to benefit underserved populations on issues such as race and ethnicity, gender, and disability.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Erika L. Davis	Butler Davis PLLC 645 Griswold St Ste 1300 Detroit, MI 48226	(313) 237-6295	erika@butlerdavis.com
Co-Chair	Laurin' C. Roberts Thomas	Thomas Law & Consulting Group PLC PO Box 12058 Lansing, MI 48901	(517) 490-1679	thomlaw91@sbcglobal.net
Staff Liaison	Gregory Conyers			
Commissioner Liaison	Laurin' C. Roberts Thomas			

Member/Advisor/Other	Member/Advisor/Other
Teresa Caine Bingman	Dale Ann Iverson
Aaron Vaughn Burrell	Linda D. Johnson
Hon. William J. Caprathe	Ayanna D. Jones
Mark A. Cody	Jay D. Kaplan
Yasmin J. Elias	Mark D. McWilliams
Pamela Chapman Enslin	John R. Nussbaumer
J. Kay Felt	Nicholas M. Ohanesian
Hon. Patricia P. Fresard	Paul S. Teranes
Coffiann U. Hawthorne	Maya K. Watson

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

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Meeting Type	Date	Location
Description		
Teleconference	January 10, 2012	Conference call
In Person	March 6, 2012	State Bar of Michigan
Teleconference	May 5, 2012	Conference Call
In Person	July 17, 2012	State Bar of Michigan

Resources provided by the State Bar of Michigan in support of committee work: The State Bar of Michigan provides the Equal Access Initiative (EAI) with staff support and an initiative budget to facilitate projects and meetings.

Committee Activities: EAI has various workgroups which include:

- Alternative Dispute Resolution Task Force on Diversity
- Disabilities WorkGroup
- Diversity Project
- Jury Curriculum Program

The Alternative Dispute Resolution Task Force on Diversity

The role of EAI as a convener is completed and the plan going forward is to examine the information that is contained in the final report of the task force to identify potential topics for future projects.

The Disabilities Workgroup

The Disabilities Workgroup continues to look at opportunities to educate and inform the profession and has used the information from the 2011 Annual meeting program “Who Decides?” regarding DNR decisions for the disabilities community to create a DVD that is available and has been widely disseminated.

The workgroup is looking for opportunities to support the development and promotion of problem solving courts that were a part of recommendations contained in the Judicial Crossroads Task force on Access to Justice final report. Another area of focus continues to be the issue of young persons with cognitive disabilities as they relate to school to prison pipeline issues.

Also the workgroup continues to focus on a quarterly online e-newsletter with concise, utilitarian articles regarding disabilities issues; over six years of these newsletters have been completed and the project is ongoing www.michbar.org/programs/equalaccess.cfm.

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The **Diversity Project** is planning to work with the Diversity and Inclusion Advisory Committee on developing focus groups to review information that comes from the 2011 Survey of Law Firms and Corporate Law offices.

The **Jury Curriculum Program** is one that requires the collaboration of the legal and educational communities. Working with the Michigan Center for Civic Education, lawyers, judges and teachers throughout the state, come together to teach the concepts of due process, equal protection, individual rights and justice as they apply to the importance of jury service and the value of diverse jury pools. The curriculum has been presented to school districts in Kent, Genesee, Berrien and Wayne Counties; the most recent programs were held in Benton Harbor and Detroit. EAI members continue to look for new avenues to promote the program to schools.

Future Goals and Activities: The Diversity Project will continue to act as the program implementation group for activities identified as moving diversity and inclusion forward and will be partnering with the DIAC to present an Annual meeting on unintentional bias. The Disabilities WorkGroup is interested in collaborating with other entities focused on children with cognitive disabilities and the school to prison pipeline. The Jury Curriculum program is looking into more programs with the schools.

EAI will continue to review the list of recommendations that are the result of the work done by the Access to Justice Committee of the State Bar Judicial Crossroads Task Force and the ADR Task Force for future projects.

Other Information:

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Committee Name: Justice Policy Initiatives

Jurisdiction: Analyzes and recommends positions on proposed legislation, court rules, and other policies relevant to the Justice Initiatives.

Co-Chairs and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Lorray S.C. Brown	Michigan Poverty Law Program, 220 East Huron St, Suite 600A, Ann Arbor, MI 48104	(734) 998-6100	lorrayb@lsscm.org
Co-Chair	Michael J. Blau	The Sam Bernstein Law Firm, 31731 Northwestern Hwy Ste 333, Farmington Hills, MI 48334-1669	(248) 737-8400	mblau@sambernstein.com
Staff Liaison	Elizabeth K. Lyon	State Bar of Michigan, 306 Townsend, 48933	(517) 346-6325	elyon@mail.michbar.org

Member/Advisor/Other	Member/Advisor/Other
Roland C. Fancher, Member	Nancy L. Mullett, Member
Marcia E. Femrite, Member	Kenneth C. Penokie, Member
Jessica S. Fox, Member	Christine N. Seppala, Member
Adrienne Hinnant Johnson, Member	Hon. Cynthia D. Stephens, Member
Hemant Madhusudan Keskar, Member	Thomas K. Thornburg, Member
Martin P. Krohner, Member	Hollie J. Wallace, Member
Daniel M. Levy, Member	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
In Person Meeting	October 17, 2011	State Bar of Michigan
Teleconference	November 16, 2011	
Teleconference	December 21, 2011	
Teleconference	February 15, 2012	
Teleconference	March 21, 2012	
Teleconference	May 16, 2012	
Teleconference	June 20, 2012	

Resources provided by the State Bar of Michigan in support of committee work:

The committee receives staff support from Elizabeth Lyon and Carrie Sharlow.

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Committee Activities:

From May 1, 2011 to March 21, 2012, the Initiative reviewed 27 public policy items and provided thirteen positions that were subject for review by the Committee on Justice Initiatives before being provided to the Board of Commissioners or Executive Committee.

More Initiative positions on public policy items are expected before the end of the State Bar Fiscal Year due to upcoming meetings in May and June.

Future Goals and Activities:

JPI would welcome more opportunities to participate in discussions about important policy positions with other bar entities.

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Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Pro Bono Initiative

Jurisdiction: To support and encourage lawyers' efforts to comply with the Voluntary Pro Bono Standard by performing pro bono legal services and by making donations to organizations providing free legal services to the poor.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chair	Margaret Costello	651 E Jefferson Ave Detroit, MI 48226	(313) 596-9854	costelma@udmercy.edu
Co-Chair	Robert F. Gillett	420 N 4 th Ave Ann Arbor, MI 48104	734-665-6181 ext. 24	rgillett@lsscm.org
Staff Liaison	Candace Crowley Robert Mathis	SBM	517-346-6319 517-346-6412	ccrowley@mail.michbar.org rmathis@mail.michbar.org
Commissioner Liaison	n/a			

Member/Advisor/Other	Member/Advisor/Other
Jennifer Z. Belveal	Ashley E. Lowe
C. Michael Bryce	Todd M. Morgan
Thomas F. Cavalier	Keith L. Morris
Christopher Desmond	Heidi A. Naasko
Kirsten A. Enstice	Sandra D. Parker
Mark P. Fancher	Linda K. Rexer
Hon. Denise Page Hood	Amy L. Sankaran
Joan Glanton Howard	Justin M. Sheehan
	Nathaniel R. Wolf

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Teleconference	June 6, 2011	n/a
Teleconference	August 29, 2011	n/a
In-person/teleconference	October 17, 2011	State Bar of Michigan
Teleconference	December 1, 2011	n/a
Teleconference	March 1, 2011	n/a

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Resources provided by the State Bar of Michigan in support of committee work:

The State Bar of Michigan provides the Pro Bono Initiative (PBI) with staff support and an initiative budget to facilitate projects and meetings.

Committee Activities:

The PBI has numerous committees and workgroups, including:

- 1.) Pro Bono Month Workgroup
- 2.) QDRO Administration Group
- 3.) Spring Pro Bono Workshop Workgroup
- 4.) John W. Cummiskey Award Selection Committee
- 5.) Circle of Excellence Committee
- 6.) ATJ Fund Approved Organization Workgroup
- 7.) Pro Bono Menu of Opportunities Committee
- 8.) Wayne County Pro Bono Website Workgroup
- 9.) Government Attorney PBI Involvement Workgroup
- 10.) Paralegals and Pro Bono Workgroup
- 11.) Voluntary Standard Committee
- 12.) Pro Bono Reference Manual Workgroup
- 13.) Master Lawyers Section / PBI Involvement Committee
- 14.) Statewide Pro Bono Assessment Committee
- 15.) Pro Bono Newsletter Workgroup
- 16.) Pro Bono Honor Roll Workgroup

The **John W. Cummiskey Award** was presented to attorney **Elizabeth J. Fossel** at the SBM awards dinner at the annual meeting in Dearborn. The award includes a \$2,000 donation to an ATJ program to be made through the Access to Justice Fund. Ms. Fossel asked that the award be designated for Legal Aid of Western Michigan.

Nominations for the **2012 John W. Cummiskey Award** will be reviewed and a nominee identified in May 2012.

PBI Co-Chair **Bob Gillett** was honored at the 2011 State Bar Annual Meeting in Dearborn with the **Michigan State Bar Foundation's Access to Justice Award**.

The **Third October Pro Bono Month Celebration** occurred in 2011. There were **four Michigan Pro Bono Fairs** during the month of October in the Oakland and Macomb, Grand Rapids, Detroit, and Lansing service areas. A total of 114 attorneys, 91 students, and 76 organizations participated in the pro bono fairs. For each of the pro bono fairs, a menu of pro bono opportunities was created which provided information about participating organizations, the types of pro bono opportunities available, the expected time commitment, and the contact information for the organization's pro bono coordinator. The menus of pro bono opportunities were posted to the PBI webpage. See <http://www.michbar.org/probono.cfm>.

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The **Fourth Annual Celebrate Pro Bono Month** is set for October 2012.

The **Pro Bono Month website** included a list of upcoming pro bono month events, talking points, a sample speech, and many other resources. During the month of October alone, more than **35** Michigan pro bono events were reported.

Governor Snyder signed a proclamation recognizing October as Pro Bono Month in Michigan.

The State Bar's "**A Lawyer Helps**" website continued to highlight the good work of many Michigan attorneys. "A Lawyer Helps" focuses first on the legal profession's priority of pro bono—free legal help for the poor and financial donations to help nonprofit legal aid agencies. But "A Lawyer Helps" also honors lawyers who additionally volunteer time to other efforts that benefit their communities.

2011 was another successful year for **MI-LAPP's QDRO Referral Program**. In 2011, the program closed 39 QDRO referral cases and 53 cases were referred to the QDRO program by Michigan legal services providers. The great success of the program in 2011 was due in very large part to the program's dedicated volunteer Drafters. In 2011, the program's volunteers included: **Joseph Cunningham, Bob Treat, Nancy Keppelman, David and Jackie Roessler, Mary Ade, Warren Widmayer, Micheal Friedman, Gregory Schermerhorn**. Each QDRO case that is prepared by a Drafter, on average, requires four hours to complete. MI-LAPP continues to rely on the QDRO Administration Committee, spearheaded by Joseph Cunningham of Joseph W. Cunningham JD CPA PC and Robert Treat of QDRO Express LLC.

Expansion of the MI-LAPP malpractice insurance program continued. Private lawyers that accept pro bono cases can be covered by the State Bar's malpractice insurance. Also, lawyers that accept cases from ATJ programs without malpractice insurance can also be afforded that coverage. In 2011, many pro bono attorneys utilized the MI-LAPP malpractice insurance program; attorneys that otherwise would have been unable to offer pro bono legal services due to their lack of malpractice insurance.

The special **October 2011 Bar Journal was dedicated to pro bono**. There were several great articles about pro bono legal services, including one by the Honorable Damon J. Keith, as well as stories about pro bono legal services from the perspectives of both clients and attorneys.

During 2011 Pro Bono Month, **PBI Co-Chair Peggy Costello** led a free attorney training that was provided by **Project SALUTE**, a program designed by the University of Detroit Mercy School Of Law to assist Veterans in Federal Disability and Pension Benefits matters. The training was designed to teach pro bono attorneys how to assist Veterans with legal issues regarding disability and pension benefits.

The **Third Annual Spring Pro Bono Workshop, "Nurturing Pro Bono,"** occurred on **May 25, 2011**. About fifty-five attendees, including pro bono attorneys and various legal aid agencies were welcomed by State Bar of Michigan Executive Director, Janet Welch. The evaluations from the workshop were all very positive, with 100% of the attendees reporting that they would attend the 2012 workshop.

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The Fourth **Annual Spring Pro Bono Workshop**, entitled, *“The Power of Pro Bono,”* is slated for May 23, 2012 at the State Bar. This year’s workshop sessions are designed to encourage interactive discussions, with many opportunities for attendees to network to discuss strategies for increasing pro bono legal services in Michigan.

The **Circle of Excellence** was published in the June 2011 issue of the Michigan Bar Journal. There were 48 law firms and corporations on the Circle of Excellence in 2011.

Late in 2011, **LSC field programs were notified of a 15% funding cut in federal Legal Services Corporation (LSC)**. Additionally, LSC programs are faced with an additional 10% funding cut in 2013 as a result of the super-committee failing to reach a resolution. These cuts will have a very significant impact on legal services programs in the state—all programs will be losing staff. The capacity of LSC organizations to support their pro bono programs will be significantly challenged.

The first **Michigan Pro Bono Assessment Project** was initiated in 2012 by the **Michigan State Bar Foundation and the State Bar of Michigan Pro Bono Initiative**. The objective of the Pro Bono Assessment is to bridge the gap between private attorneys desiring to offer pro bono services and resources and legal aid community organizations seeking greater participation and resources to respond to their clients’ legal needs. In these especially difficult times, exacerbated by continued decreases in LSC funding, bridging this gap is more important than ever. The primary emphasis of the assessment was on program pro bono delivery systems, coordination of resources, leadership and support, including institutional and structural support to facilitate that result.

The PBI is working with the **State Bar of Michigan’s Paralegal/Legal Assistant Section** to create a pro bono referral program. Many paralegals and legal assistants throughout Michigan have expressed an eagerness to provide pro bono services, and the Paralegal/Legal Assistant Section Pro Bono Referral Program will make it easier for paralegals to provide pro bono service.

The PBI is partnering with the State Bar of Michigan’s Tax Section to establish the **Tax Section / Low Income Taxpayer Clinic (LITC) / Referral Match Program**. The initial phase of the tax section referral program will accept referrals from the MSU and UM Low-Income Taxpayer Clinics (LITC). The referral match program will accept referrals from other LSPs once the program gets up and running. The tax section will recruit attorneys for the referral panel from their members.

On September 28, 2011, the **Michigan Supreme Court** had an administrative hearing and discussion on the proposed amendment of MRPC 6.1, ultimately resulting in the Court declining to adopt the proposed amendment and closing the file without additional action. The **State Bar’s Representative Assembly** previously adopted the Voluntary Standard which provided that all active members of the State Bar of Michigan should participate in the direct delivery of pro bono legal services to the poor, which also includes contributing a minimum of \$300 to not-for-profit programs organized for the purpose of delivering civil legal services to low income individuals or organizations. The minimum recommended contribution level is \$500 per year for those lawyers whose income allows a higher contribution.

The **2011 ABA Day Delegation** included Elizabeth Lyon, Bruce Courtade, Jim Erhart, Julie Fershtman, W. Anthony “Tony” Jenkins, Reggie Turner, Jr. The congressional visits included

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Dave Camp, Hansen Clark, John Conyers, Jr., John Dingell, Bill Huizenga, Dale Kildee, Sen. Carl Levin, Sander Levin, Thaddeus McCotter, Candice Miller, Gary Peters, Mike Rogers, Sen. Debbie Stabenow, Fred Upton, Tim Walberg. The primary issues emphasized by the delegation included the Federal Tax Intercept and **Legal Services Corporation** Funding.

Robert Mathis, along with the Hon. Cynthia Stephens and Erika Davis, attended the **2011 ABA Equal Justice Conference** in Las Vegas.

Robert Mathis attended the **2012 Pro Bono Institute Annual Conference** in Washington, D.C.

Future Goals and Activities:

Most of the project work described in this report occurs annually, and efforts will be directed to replicating and improving those projects. In the coming year, the PBI will continue efforts to improve the delivery of pro bono services to the poor throughout Michigan.

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Committee Name: Law and the Media

Jurisdiction: Develop, recommend, and support programs that promote a positive relationship between the law and the media.

Study and identify sources of friction between the courts, lawyers, and the electronic and print press, and recommend solutions.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Thomas H. Howlett	Googasian Firm PC 6895 Telegraph Rd. Bloomfield Hills, MI 48301-3185	(248) 540-3333	thowlett@googasian.com
Staff Liaison	Naseem Stecker		(517) 367-6428	nstecker@mail.michbar.org
Commissioner Liaison	Brian D. Einhorn		(248) 351-5414	brian.einhorn@ceflawyers.com

Member/Advisor/Other	Member/Advisor/Other
Jienelle Ray Alvarado, member	Cecil Jesse Green, advisor
Nancy Brown, SBM	Victoria E. Green, member
Daniel J. Cherrin, member	Robin Luce Herrmann, member
Robin E. Dillard, member	Neil J. Lehto, member
Andrew S. Doctoroff, member	Elizabeth M. Madigan, member
Douglas I. Durfee, member	Tracey M. Martin-Henry, member
Abigail Elias, member	Kathleen M. Oemke, member
Elizabeth A. Favaro, member	Kenneth V. Zicho, member

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
In-person meeting	November 16, 2011	SBM
Conference call	February 29, 2012	Conference call
In-person Newsroom Seminar	March 14, 2012	WLNS-TV Lansing

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Resources provided by the State Bar of Michigan in support of committee work:

Help to arrange and coordinate Newsroom and Dealing with the Media seminars; prepare media kits for distribution to journalists and attorneys and administer the McCree awards process from the initial announcement to post-banquet publicity. Publicize work of the committee as appropriate.

Committee Activities:

Newsroom Seminar: March 14, 2012

An hour- long seminar was presented to broadcast journalists at WLNS TV 6 in Lansing.

Members participating: Tom Howlett, Andrew Doctoroff, Jesse Green, and Elizabeth Favarro. Kenneth Zichi and Victoria Green also attended and contributed to the discussion. The presentation was very well received by the journalists.

McCree Awards Banquet: April 22, at the Kellogg Center in East Lansing. Broadcast and print journalists were honored in conjunction with the Michigan Journalism Hall of Fame event hosted by MSU. State Bar President Julie Fershtman and the Hon. Wade Harper McCree presented the awards. For more information on the 2012 winners see press release at:
http://www.michbar.org/news/releases/archives12/3_16_12_mccreewinners.cfm

Dealing with the Media Seminar: SBM Annual Meeting

Arrangements are being made to partner with a Section for a presentation at the 2012 Annual Meeting in Grand Rapids.

Future Goals and Activities:

The committee is investigating how best to move some of the content that it has offered to lawyers and journalists – traditionally provided via in-person seminars – onto SBM’s website, including the possibility of providing video of a seminar on the website to permit it to be viewed at later dates by others.

The committee also is working to update its Dealing with the Media seminars to include additional content relating to social media, news organization websites, and other electronic means of disseminating information about the legal system that have more permanence than the more traditional coverage provided by newspapers, radio and television.

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Article VI §6, Bylaws of the State Bar of Michigan

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Committee Name: Law-Related Education and Public Outreach

Jurisdiction: Make recommendations concerning programs advancing lay understanding of law and the legal profession, with particular emphasis on community programs.

Develop a phased implementation process for the spring 2009 Plan developed at the Law Related Education Summit, identifying measures of success for the plan and evaluating outcomes and communicating progress annually. Make recommendations concerning programs advancing lay understanding of law and the legal profession, with particular emphasis on community programs.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Co-Chairs	Jeffrey F. Paulsen	Paulsen Law Firm PLLC 7 W Square Lake Rd Bloomfield Hills, MI 48302-0462	(248) 456-0464	JFP@paulsenlawfirm.com
	Margaret J. Krasnoff	Fink & Valvo, PLLC, 320 N. Main St., Suite 410, Ann Arbor, MI 48104	(734) 995-8310	mjkrasnoff@finkvalvolaw.com mjkrasnoff@sbcglobal.net
Staff Liaison	Naseem Stecker, Nancy Brown, Candace Crowley Samantha Meinke			
Commissioner Liaison	Brandy Robinson			

Member/Advisor/Other	Member/Advisor/Other
Kristin Arnett, member	Sara Basso, member
Walter Bentley, member	Aaron Bowron, member
Constance Brigman, member	Linda Eagle, MLA
Lawrence Elassal, member	Michael Ellis, member

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Marcia E. Femrite, member	Regina Goshorn, member
Roland Hwang, member	Rozlyn Kelly, member
Dawn King, member	Gary Kravitz, member
Matthew Krichbaum, member	Ragan Lake, member
Susan Learman, member	Hon. Ronald W. Lowe, member
Allan Motzny, member	Monica R. Nuckolls, member
Bart P. O'Neill, member	Susan Patterson, MLA
Gina Polley, member	Denise LaFave Smith, member
Linda Start, MCCE advisor	David Sutherland, member
Lisa Walinske, member	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
In person meeting	Nov. 7, 2011	SBM
Teleconference	Jan. 9, 2012	
In person meeting	March 12, 2012	SBM
Teleconference	May 7, 2012	

Resources provided by the State Bar of Michigan in support of committee work:

Monetary, organizational and administrative support, committee training and access to the SBM Collaboration Portal, Facebook and Twitter is provided including the following:

Legal Milestones: work with volunteers to help determine and contact key players, field trip to determine milestone dedication and plaque placement site, coordinate event, edit letter to speakers, draft plaque text, order plaque, help decide placement, keep track of guest list, work on invitations and program details, speech for master of ceremonies, arrangements for food, beverages, audio equipment, publicity including videotaping of event, press release, article or blurb in the Bar Journal, arrange for photographs, Milestones on the web.

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Law Day: work with volunteers to develop new Law Day statewide video contest; develop contest rules, entry forms, publicity, coordinate entries, judging, awards; link Law Day subcommittee to SBM sections for broader participation; coordinate Law Day Radio and press interviews for president and other State Bar leaders.

Constitution Day: Support collection of classroom activities; develop press releases, link subcommittee to statewide resources, and other support as needed.

Law Related Education Subcommittee: work with volunteers and advisors to implement goals of the 2009 Spring Law Related Education Summit and develop statewide survey to assess LRE activities statewide conducted by lawyers and non-lawyers; expand and support LRE online clearinghouse; build lawyer-educator partnerships.

Committee Activities:

Through its four subcommittee structure, LRE-PO members continue to execute and improve upon a number of established SBM sponsored law related education and public outreach programs and its members continue to explore additional programming to support the objectives of the committee. The committee also continues its support of programs administered by other public outreach organizations by providing volunteer time and resources. While the full LRE-PO committee only meets four times per year, each of the four subcommittees communicate and meet in between the full committee meetings to discuss issues specific to the respective subcommittee's Law Related Education and Public Outreach efforts.

SPECIFIC ACTIVITIES INCLUDE THE FOLLOWING:

In September, the Constitution Day subcommittee supported the efforts of many local bar associations and schools by creating the message, creating a timeline, developing materials and in organizing and running successful Constitution Day programs occurring across the state of Michigan. The subcommittee Chair collected and evaluated lesson plans and activity ideas from around the state for posting on the SBM Constitution Day webpage and is exploring other technology based ideas to assist lawyers in classrooms on Constitution Day.

The 37th Michigan Legal Milestone honoring the Elliot-Larsen Civil Rights Act (ELCRA) was approved. This year marks the 35th anniversary of the effective date of the Act sponsored by

Daisy Elliot from Detroit and Mel Larsen from Oxford. The sponsors or some of their family members will be available for the dedication. The subcommittee is following up on a permanent placement in the U. S. District Court for the Eastern District of Michigan in Detroit for the 36th Michigan Legal Milestone commemorating *Milliken v Bradley*. A 30 year remembrance of the Vincent Chin case (the 34th Michigan Legal Milestone) will take place June 23rd in Madison Heights, Michigan. A new Michigan Legal Milestones Nomination Form was completed and approved to submit influential cases or individuals for consideration as future Milestones. The form is available on the SBM website.

In March, the Chair (Monica Nuckolls) and Advisor (Candace Crowley) of the Law Related Education subcommittee completed an online survey of bar association presidents to assess statewide LRE efforts, and compile data on the scope of activities. The survey received a modest response and it will be sent out again in an effort to increase responses and compile additional data. In addition, the subcommittee continues efforts to match lawyers and teachers and has discussed presenting LRE efforts at the June incoming bar presidents meeting on Mackinac Island. The Michigan Bar Journal will focus on Law Day/LRE in the May 2013 issue. A time line has been established for articles on relevant topics.

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The Law Day subcommittee launched a new Video Contest in January for students and lawyers. The theme, "No Courts, No Justice, No Freedom," asks students and lawyers to apply the ABA theme for 2012 to Michigan specific cases and individuals as commemorated in the Michigan Legal Milestones situated throughout the state. Entries must be in an electronic format that can be posted on the SBM website and made available statewide. Entries will be judged by State Bar staff and members of the Law Day subcommittee on originality and creativity among other listed criteria. SBM staff developed print and online publicity materials and promoted the contest around the state. The Master Lawyers Section of the SBM adopted Law Day as a section activity for members and the Michigan Supreme Court Learning Center Educator Newsletter announced the contest in the Winter 2012 issue. Awards ranging from \$1000.00 to \$500.00 will be given to the winners for use in their local communities. The goal of the video contest is to broaden the reach of the SBM Law Day contest to reach more lawyers and students across the state and increase the diversity of participants.

The LRE-PO committee continues to support and implement the SBM Diversity Pledge to ensure that individuals in all 83 Michigan counties have access to SBM activities and meaningful opportunities to participate.

Future Goals and Activities:

The LRE-PO committee will continue to look at ways to improve its subcommittee structure by ensuring that each lawyer member and each non-lawyer member are actively involved in activities that support the overall goals of the LRE-PO committee. Using this subcommittee structure, the committee continues to review, expand, and support public outreach programs in support of the committee's purpose and objectives to (1) implement programming that advances non-lawyer understanding of the law and the legal profession, with a particular emphasis on educational and community programs; and (2) review existing LRE programs for uploading to an online database, review potential collaborative activities amongst lawyers and educators, review the best methods of communicating the value of LRE in promoting an educated citizenry, as well as implementing evaluation strategies to gain input and feedback on LRE programming. Each of these efforts is aimed at developing a phased in process of implementing highly effective LRE programming.

Other Information:

Each of the subcommittee chairs provide regular (typically quarterly) written reports related to the activities and progress of their respective subcommittees and work groups and each LRE-PO meeting highlights one subcommittee for an in-depth progress report .

R:\Public Outreach Committee\10-11\Annual ReportPO.docx

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Article VI §6, Bylaws of the State Bar of Michigan

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Committee Name: Law School Deans

Jurisdiction:

- Confer on issues and subjects that affect the law schools of Michigan and the practicing lawyers of Michigan.
- Make recommendations concerning legal preparation, law school admissions, education, standards, and testing of candidates for admission to the bar.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Julie I. Fershtman	Foster Swift Collins & Smith PC 32300 Northwestern Hwy. Suite 230 Farmington Hills, MI 48334	(248) 785-4731	jfershtman@fosterswift.com
Staff Liaison	Dawn M. Evans Janet K. Welch	306 Townsend Lansing, MI, 48933	(517) 346-6328 (517) 346-6331	devans@mail.michbar.org jwelch@mail.michbar.org
Commissioner Liaison	n/a			

Member/Advisor/Other	Member/Advisor/Other
Lori A. Buiteweg	Dean Robert M. Ackerman
Bruce A. Courtade	Dean Evan Caminker
Brian D. Einhorn	Dean Joan Howarth
Stephen J. Gobbo	Dean Don LeDuc
Thomas C. Rombach	Dean Lloyd A. Semple
Timothy J. Raubinger	

Committee Meeting Schedule:

By agreement of the members, this committee meets on an as-needed basis, typically on an 18-24 month schedule. A meeting is scheduled for May 8, 2012.

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Committee Name: Standing Committee on Lawyer Referral Service

Jurisdiction: Provide guidance concerning the operation of the statewide Lawyer Referral Service.

Chair and Committee Members:

Chair	Kiffi Y. Ford	Dykema Gossett PLLC 201 Townsend St., Ste 900 Lansing, MI 48933-1561	(517) 374-9177	kford@dykema.com
Staff Liaison	Nkrumah Johnson-Wynn, Professional Standards Service Counsel	State Bar of Michigan 306 Townsend Street Lansing, MI 48933-2012	(517) 346-6310	njwynn@mail.michbar.org
Commissioner Liaison	Lori A. Buiteweg	Nichols Sacks Slank Sendelbach & Buiteweg PC 121 W Washington St Ste 300 Ann Arbor, MI 48104	(734) 994-3000	buiteweg@nsssb.com

Members	
Mary Chartier-Mittendorf, Lansing (2013)	
Patrick J. Crowley, Okemos (2012)	
Diane Hutcherson, Detroit (2012)	
Anne B. McNamara, Escanaba (2012)	
Meghan Kennedy Riordan, Detroit (2014)	
Joelynn T. Stokes, Pleasant Ridge (2014)	

Resources provided by the State Bar of Michigan in support of committee work:

The State Bar provides staff support, telephone conferencing, meeting facilities, meals, materials, and document production services. When guidance is required, the Committee meets via telephone conference.

Article VI §6, Bylaws of the State Bar of Michigan

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Committee Name: Lawyers and Judges Assistance

Jurisdiction: Lawyers and Judges Assistance Program

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Hon. Renee McDuffee	36th District Court 421 Madison St Detroit, MI 48226	313-965-8722	renee.mcduffee@36thdistrictcourt.org
Staff Liaison	Martha Burkett(until 4-2-12)/Tish Vincent (Beginning 4-2-12)	306 Townsend St. Lansing, MI 48933	517-346-6337	mburkett@mail.michbar.org tvincent@mail.michbar.org
Commissioner Liaison	Julie Sullivan	Miller Johnson 303 N Rose St Ste 600 Kalamazoo, MI 49007	(269) 226-2950	sullivanj@millerjohnson.com

Member/Advisor/Other	Member/Advisor/Other
Hon. Donald Allen, Jr. (member)	Lawrence Dubin(member)
Kevin Anderson (member)	Emily Conway(member)
Kenneth Gonko (member)	Hon. Daniel Hathaway(member)
Dale Adams (member)	Benjamin Symko (member)
Hon. Roy G. Meink (member)	Joelynn Stokes (member)

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
LJAC Meeting	October 13, 2011	SBOM, Hudson Room
LJAC Meeting	December 1, 2011	SBOM, Hudson Room
LJAC Meeting	February 9, 2012	SBOM, Hudson Room
LJAC Meeting	April 5, 2012	SBOM, Hudson Room

LJAC Meeting	June 7, 2012	SBOM, Hudson Room
LJAC Meeting	August 2, 2012	SBOM, Hudson Room

Resources provided by the State Bar of Michigan in support of committee work:

Staff time, meals, meeting facilities, technological support.

Committee Activities:

Supporting program administrator, LJAP staff, volunteers in outreach, and educational efforts to lawyers, judges, and law students, with regard to substance use, mental health, and general wellness, statewide. Supporting/advising program administrator and LJAP staff in oversight and facilitation of LJAP daily program functions as well as budgetary concerns.

Future Goals and Activities:

- 1.) Continue to act in a supportive/advisory capacity with regard to aforementioned educational and outreach activities. (e.g. monthly submissions for “Practicing Wellness” column in Bar Journal)
- 2.) Expand on/improve the quality of existing resources specific to attorney and student monitoring, mature lawyers, judicial outreach, and law students.(e.g. Program Administrator’s continued participation in Supreme Court Judicial Outreach Initiative and development of related resources and activities)
- 3.) Continue to engage in creative outreach to law school deans, judges and probation officers in an effort to attract more direct referrals for the LJAP assessment and monitoring services.
- 4.) Expand on/improve existing services pertaining to wellness in the general legal population, including but not limited to stress management, (e.g. continued development of video-taped web/streaming of “Wellness Bytes” to be posted to LJAP website for member access)
- 5.) Continue to work cooperatively with the PMRC and Publications Department toward development of programming and resources tailored to meet the needs of the specific groups within the legal culture, as identified above. (e.g. development of materials, resources, and programming designed to assist in facilitation of healthy transitioning for mature attorneys, in cooperation with PMRC and SBOM Senior Lawyer’s Initiative subcommittee)

Other Information: LJAC, in cooperation with the ABA Commission on Lawyer Assistance Programs (COLAP), is involved in the planning of and will be the host jurisdiction for the National COLAP Annual Meeting, to be held in Grand Rapids, Michigan, in October of 2012.

LJAP is investigating successful fund-raising efforts in other states through the LAP directors. The purpose of this research is to identify methods that other states have implemented to build and maintain sufficient funds to provide assistance to attorneys in need of treatment for mental health and substance abuse problems who are in financial need. The LJAP program administrator has met with an administrator at Brighton Hospital and discovered that they are no longer supportive of The

Evening of Enlightenment as a fund raiser for the Richard Steinberg Memorial Treatment Fund. Brighton is moving in the direction of more treatment for adolescent and young adult opiate addicts. They wish to offer treatment to impaired professionals but do not wish to maintain the same level of commitment to funds for indigent attorneys in need of care. This conversation led to recognition that we need to develop other sources of funding.

LJAP is engaged in the Supreme Court Judicial Outreach Initiative. Our program administrator and case monitors have been conducting presentations to groups of judges throughout the state over the past year. Presentations on stress management have been given to local bar associations.

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Committee Name: Libraries, Legal Research, and Legal Publications Committee

Jurisdiction: Assist in improving the legal resources at libraries, legal publications, and methods of conducting legal research.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Janice K. Selberg	2855 Maplewood Ave. Ann Arbor, MI 48104-6637	(734) 477-5654	j_selberg@comcast.net
Staff Liaison	Sharon M. Barnes		(517) 367-6426	sbarnes@mail.michbar.org
Commissioner Liaison	Edward L. Haroutunian	Haroutunian Licata Haroutunian PC 30700 Telegraph Rd. Ste 3475 Bingham Farms, MI 48025-4571	(248) 594-9071	elh@hlhpc.com

Member/Advisor/Other	Member/Advisor/Other
G. Ann Baker, member	Barbara H. Goldman, advisor
Sandra Barger, SBM	Daniel D. Kopka, member
Bernadette Bartlett, advisor	Laura Mancini, advisor
Jan Bissett, advisor	Jane M. Meland, member
Barbara McDowell Bonge, member	Marilyn Friedman Preston, advisor
Geraldine Anne Brown, member	Heather J.E. Simmons, member
Kincaid C. Brown, member	Ruth S. Stevens, member
Marlene W. Coir, member	Virginia C. Thomas, advisor
Byron Cooper, advisor	Kathryn A. Vance, advisor
Randy E. Davidson, member	Hon. Thomas H. Weiss, member
Diane Ebersole, SBM	Lance M. Werner, advisor
Randy L. Foreman, member	
Barbara H. Garavaglia, member	
Marjorie B. Gell, advisor	

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Libraries, Legal Research and Legal Publications Committee

Committee Meeting Schedule:

Regular Meeting	October 1, 2011	Michael Franck Building, Lansing
Regular Meeting	January 21, 2012	Michael Franck Building, Lansing
Regular Meeting	May 5, 2012	Michael Franck Building, Lansing

Resources provided by the State Bar of Michigan in support of committee work:

Use of meeting room for our quarterly meetings, provision of continental breakfast, staff assistance for our meetings and committee self-help website.

Committee Activities:

Members and Committee advisors write a monthly column in the MBJ supporting legal research based on the theme of the monthly issue. Articles written in the past year include:

June 2011: Bernadette Bartlett, *Occupational Licensing and Regulation in Public Health*.

July 2011: Kincaid C. Brown, *Make Your Life Easier: Free Online Productivity Tools and Resources*.

August 2011: Jennifer J. Schafer, *Protecting the Story of a Lifetime: Estate Planning Resources*.

September 2011: Ruth S. Stevens, *Domestic Violence Research Resources for Michigan Attorneys*.

October 2011: Marlene Coir, *Pro Bono and Access to Justice in America: A Few Historical Markers*.

November 2011: Scott M. Grammer and Lance M Werner, *Section 106: Taking Into Account the Effect of Federal Undertakings on Historical Properties*.

December 2011: Marlene Coir, *The Courtroom as the Stage: A Selection of Michigan Legal Fiction*.

January 2012: Laura Mancini, *The Changing Face of the Legal Profession: Diversity Resources*.

February 2012: Jan Bissett and Margi Heinen, *Are You Occupied by Dodd-Frank?*

March 2012: No article.

April 2012: Barbara Bonge, Directory Issue.

May 2012: Jan Bissett and Margi Heinen, *Here's that Court Rule, Your Honor-on my Kindle (Nook, iPhone, iPad)*.

The Committee hosted a presentation at their October meeting by Linda K. Rexer, Executive Director of the Michigan Bar Foundation, and co-chair of the Michigan Supreme Court's Solutions on Self-Help Task Force.

The Committee's Online Legal Help Center (<http://michbar.org/generalinfo/libraries/selfhelp.cfm>) webpage on the Michbar website was edited and revised over the summer of 2011. Corrections recommended by Committee members were sent to the State Bar IT staff for correction in August.

Diane Ebersole of the SBM's Practice Management Resource Center gave a presentation at the Committee's January 2012 meeting. The SBM's SharePoint portal was introduced. The Committee is committed to using the portal for communications and document storage and sharing.

Our advisory member, Laura Mancini, presented an update at our May meeting on the progress of the SOS Task Force, of which she is also a member. This was a most encouraging presentation. Committee members were impressed by the pilot self-help portal and support that is being developed by the Task Force.

Future Goals and Activities:

Once again this year, the Committee is particularly concerned with the transition of primary legal documents and information to electronic-only formats and the need to monitor trends in Michigan and elsewhere. A sub-committee will be formed this year to report on these issues.

The Committee will continue to update the Michigan Online Legal Help Center.

The Committee will continue to write a monthly column for the Michigan Bar Journal.

Other Information:

None

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Committee Name: Standing Committee on Membership Services

Jurisdiction: Evaluate and make recommendations concerning the selection, retention, development and marketing of State Bar services and products. Make recommendations concerning programs and services to meet the needs and interests of lawyers in the Upper Peninsula. The membership of the committee shall include at least one member from the Upper Peninsula of Michigan

Chairperson and Committee Members:

Officer	Name	Address	Telephone	Email
Chairperson	Mary Chartier-Mittendorf	403 Seymour Avenue Lansing, MI 48933	(517) 482-2000	mary@alanechartier.com
Staff Liaisons	Nancy Brown Kari Thrush	306 Townsend St, Lansing, MI 48933	(517) 346-6350 (517) 346-6371	nbrown@mail.michbar.org kthrush@mail.michbar.org
Commissioner Liaison	Thomas C. Rombach	51249 Washington St New Baltimore, MI 48047-1564	(586) 725-3000	tomrombach@aol.com

Members	Advisor/Other
Shawn P. Eyestone	Lynn P. Chard - Advisor
LaNita R. Haith	
Sarah E. Henderson	
Scott L. Mandel	
Michelle Marie McLean	
Richard J. Muzingo	
Linda J. Tortorice	
Hon. Cynthia Thomas Walker	

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Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
Committee Meeting	11-10-2011	Conference Call
<i>- Yearly review of all programs and discussed new programs for consideration.</i>		
Committee Meeting	1-25-2012	Conference Call
<i>- Rescheduled from 1-19-2012. Discussed new programs, programs in process, and how to promote programs.</i>		
Committee Meeting	2/23/2012	Conference Call
<i>- Did not have quorum, meeting cancelled. Vote on new programs done electronically.</i>		
Committee Meeting	3/20/2012	Conference Call
<i>- Did not have quorum, meeting cancelled.</i>		

Resources provided by the State Bar of Michigan in support of committee work:

The Membership Services Committee has worked with two amazing State Bar Liaisons, Kari Thrush and Nancy Brown. It is an understatement to say that they have been a vital part of our committee efforts. In addition, Amy Castner has performed administrative assistance in scheduling meetings and circulating information to committee members for our meetings. Through the collective efforts of our Staff Liaisons and Ms. Castner, they have ensured preparation of meeting agendas, minutes, and detailed reports, and they have gathered information to facilitate committee meetings. They have promptly, thoroughly, and tirelessly responded to action items articulated during our meetings to facilitate further committee action. Without their work and those of others at the State Bar, the Committee would be unable to effectively serve State Bar members. It is no exaggeration to state that the activities of the Membership Services Committee would not have been possible without the commitment and assistance of Ms. Brown, Ms. Thrush, and Ms. Castner. The State Bar of Michigan is incredibly lucky to have such high-quality staff members, and the Committee sincerely thanks them for their hard work. As Chairperson, I also must personally note that Ms. Thrush is one of the brightest and most dedicated professionals whom I have ever had the privilege to work with. She responds faster than appears to be humanly possible to any request or question. I am not quite sure how she is able to manage everything on her plate, but I would love to know her secret. She is always pleasant and has a great sense of humor. She gently prods me along when needed to make sure everything is on track – no easy feat! She is outstanding. As an attorney and member of the State Bar, I am thrilled that she is one of the staff members responsible for the success of our organization. I cannot state enough how invaluable she is to our Committee’s success.

The activities of the Membership Services Committee were also made possible via the professional conference call services made available through the State Bar. Given the busy business schedules and location of the attorneys serving on our Committee, our meeting schedule would have been very close to impossible without the use of conference calls.

Finally, State Bar staff have routinely provided historical information from records maintained by the State Bar as needed to facilitate the activities of the Membership Services Committee. Thus, we were able to obtain guidance from the past in planning for future programs and services and evaluating State Bar endorsed programs and services.

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Committee Activities:

The Membership Services Committee has held regular meetings to evaluate and make recommendations regarding State Bar endorsed programs and services to meet the needs and interests of members. The busy schedules of members has resulted in difficulties in scheduling meetings and achieving quorum, which is resulting in discussions about non-traditional ways to hold our “meetings” and best achieve our committee’s mission.

An annual review of programs was conducted to guide and inform the Committee. Many of the programs are remaining consistent or seeing a slight decline, likely as a result of economic conditions. Some highlights from the programs are as follows:

The *Budget* car rental program – which began in 2009 – has more than doubled revenue to the State Bar since last year. The *Hertz* car rental program also saw a slight increase in revenue. In turn, the *Avis* car rental program is also still offered and has slightly declined over the years. The end result is that members continue to use all three programs and receive a benefit from having three choices for car rentals.

The State Bar’s free legal research program – *Casemaker* – has over 5000 registered users. The site averages over 3,400 visits per month, indicating a true value to our members.

The *FedEx Shipping Program* has added over 300 users to the program. The number of shipments by members has increased, as well as the revenue to the State Bar. There are over three times the number of shipments by members using *FedEx* as opposed to *DHL*, the former shipping program offered to members.

Members continue to enjoy some wonderful travel options offered by *GoNext Travel*, with revenues relatively consistent with last year’s numbers.

Job Target offers an online job board, which about 200 employers have signed up to use.

The Liberty Mutual Insurance Program – which offers home and auto insurance – saw a significant increase in users. Member participants more than quadrupled due to the insurance program being a new offering for only part of the prior year.

Member usage of *Midwest Transaction Group* – which offers credit card processing – continues to increase. Members are using this program in significantly greater numbers than the former credit card processor offered to members.

Members also continue to regularly use the discount program from *Staples Office Supplies*.

The Committee also voted to approve new programs. *Looking for Space* provides a listing for available office space throughout the state. Members can list available space or search for space to suit their needs. *Ruby Receptionists* provides off-site reception service. This program has been receiving rave reviews from members. The *American Bar Association Retirement Funds Program* will provide an avenue for members to save for their future through 401(k) plans designed for the legal community. *Privacy Data Systems* is an all-in-one online privacy suite that offers a secure way of exchanging and storing confidential information over the Internet, including sending encrypted emails and storing electronic files in cloud storage. The *Dell Discount Program* offers discounts on products, including discounts on laptop and desktop computers. The *Apple Discount Program* also offers discounts on electronic products, including Ipads.

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The Committee is also looking at other programs to assist bar members, including worker's compensation insurance and professional liability insurance.

The Committee also voted not to move forward with certain programs or to discontinue programs. For example, the identity theft protection program was cancelled due to no participation by members in the last two years.

Future Goals and Activities:

The Committee is looking at future programs, such as cellular telephone service discounts, credit card programs, and telephone forwarding services. The Committee is also exploring other programs with an emphasis on helping small firms and solo practitioners. Finally, the Committee is also looking at efforts to help members develop and market their practices, and the Committee will be working with the Practice Management Resource Center to help develop resources for our members

The Membership Services Committee is committed to increasing the awareness of State Bar of Michigan services and programs to members and continuing its efforts to enhance and expand the portfolio of State Bar endorsed programs and services. The Committee is aware of over 500 members who would be willing to participate in future surveys or focus groups regarding new discount programs that the State Bar is considering. The Membership Services Committee is planning to work with this diverse group of members to continue to expand the services and programs offered to members. The Committee also will consider various methods to increase awareness of and market State Bar endorsed programs, including tailoring delivery mechanisms based on member preferences. Specifically, a brochure of programs is being developed and the bar card holder was re-designed to list available programs. The bar card holder was mailed to members with their new cards, and the feedback was very favorable. The Committee will continue discussions and review of these issues as well as others and will offer recommendations consistent with these goals.

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Committee Name: Past Presidents' Advisory Council

Jurisdiction: Provide counsel and recommendations on all matters concerning the State Bar, at the request of the Board of Commissioners

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chairs	Charles R. Toy	300 S. Capitol Avenue Lansing, MI 48933-2002	517-371-5140	toyc@cooley.edu
	Edward H. Pappas	38525 Woodward Avenue Bloomfield Hills, MI 48304-2970	248-433-7228	epappas@dickinsonwright.com
Staff Liaison	Janet K. Welch	306 Townsend Lansing, MI 48933	(517) 346-6331	jwelch@mail.michbar.org

Member/Advisor/Other	Member/Advisor/Other
Dennis W. Archer	John A. Krsul, Jr.
Edmund M. Brady, Jr.	Dean S. Lewis
Scott Brinkmeyer	Eugene D. Mossner
Hon. Alfred M. Butzbaugh	Jon R. Muth
Thomas W. Cranmer	Bruce W. Neckers
Julia Donovan Darlow	Donald L. Reisig
Michael Hayes Dettmer	Wallace D. Riley
Nancy J. Diehl	Hon. Victoria A. Roberts
George A. Googasian	George T. Roumell, Jr.
Joseph L. Hardig, Jr.	Thomas J. Ryan
W. Anthony Jenkins	Carl Smith, Jr.
Hon. Charles W. Joiner	Reginald M. Turner
Ronald D. Keefe	Robert B. Webster
Thomas G. Kienbaum	Fred L. Woodworth

Committee Meeting Schedule:

Meeting Type	Date	Location
Description		
Committee meeting at the State Bar of Michigan Annual Meeting	September 14, 2011	Hyatt Regency Hotel, Dearborn, MI

This committee meets on an as-needed basis. Committee members have provided guidance throughout the year on various issues.

**STATE BAR OF MICHIGAN
2011-2012 COMMITTEE ANNUAL REPORT**

Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Practice Management Resource Center Advisory Committee

Jurisdiction: Provide guidance to the Practice Management Resource Center in the development, maintenance, and evaluation of resources, programs, and services designed to help members build and strengthen their law practices.

At the end of the 2011 – 2012 bar year, the Committee shall provide a written report of conclusions and recommendations regarding the Practice Management Resource Center.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Rebecca Simkins	211 W. Fort St. 15th Floor Detroit, MI 48226-3281	(313) 965-9725	rsimkins@bsdd.com
Staff Liaison	Nancy Brown	306 Townsend St, Lansing MI	517-346-6350	nbrown@mail.michbar.org
	Dawn Evans	306 Townsend St, Lansing MI	517-346-6328	Devans@mail.michbar.org
	Anne Vrooman	306 Townsend St, Lansing MI	517-346-6410	avrooman@mail.michbar.org
Commissioner Liaison	Lawrence Patrick Nolan	239 S. Main St Eaton Rapids MI 48827	517-663-3306	boardmem15@aol.com

Member/Advisor/Other	Member/Advisor/Other
Scott G. Bassett	Daniel J. Cherrin
Reginald G. Dozier	John W. Inhulsen
Shelley A. Kester	Barry Daniel Malone
Vincent I. Polley	Vincent A. Romano
Joan P. Vestrand	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
In person meeting	October 20, 2011	SBM, Lansing MI

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In person meeting to discuss the scope and work of the committee.		
Teleconference	November 16, 2011	
Teleconference	December 21, 2011	
Teleconference	January 18, 2012	
Teleconference	February 20, 2012	
In person meeting	March 21, 2012	Barris, Sott, Denn and Driker, Detroit MI
Teleconference	April 11, 2012	

Resources provided by the State Bar of Michigan in support of committee work:

Clerical support by Michelle Erskine

3 full time State Bar staff also participates in meetings

2 PMRC staff (occasionally) participates in the meetings

Committee Activities:

Monthly meetings. Chair has had individual meetings and telephone conferences with sub-committees and individual committee members.

Future Goals and Activities:

The committee will be completing its report and recommendations for improvements to the PMRC. A draft is currently circulating and committee members and sub-committees are submitting updates and changes to the Chair who will be finalizing the report.

Other Information:

None at this time.

**STATE BAR OF MICHIGAN
2010-2011 ANNUAL REPORT
STANDING COMMITTEE**

Committee Name: Standing Committee on Professional Ethics

Jurisdictional Statement:

- Prepare written opinions on professional ethical conduct at the request of the State Bar President, Board of Commissioners, Representative Assembly, Attorney Discipline Board, Attorney Grievance Commission, Executive Director, or individual members of the State Bar inquiring about their own contemplated conduct.
- Recommend amendments to the Michigan Rules of Professional Conduct and other standards of professional conduct, and review proposed amendments.

This committee may have more than 15 members.

Officers and Membership:

Chair: Stanley H. Pitts, Detroit

Members:

William J. Ard, Williamston
Michael P. Ashcraft, Jr., Bloomfield Hills
Lori Grigg Bluhm, Troy
John G. Cameron, Jr., Grand Rapids
Donald C. Campbell, Southfield
Stephanie L. Crino, East Lansing
Edward J. Hood, Detroit
Daniel R. Hurley, Detroit
Larry W. Lewis, Hastings
Frank T. Mamat, Farmington Hills
G. Michael Meihn, Ferndale
Kenneth M. Mogill, Lake Orion
Amy Neville, Detroit

2011-2012 Meeting Schedule (date and location):

October 28, 2011, Lansing, Michigan
January 27, 2012, Lansing, Michigan
May 4, 2012, Lansing, Michigan
June 22, 2012, Lansing, Michigan

Committee Activities:

During each committee meeting, the members discuss proposed topics for ethics opinions; receive updates about pending matters; and discuss and debate opinions in progress. Additionally, members receive information about and discuss inquiries received on the Bar's ethics helpline and address other matters as they arise, such as proposed changes to the Michigan Rules of Professional Conduct. Between meetings, the members work in subcommittees to review materials, form recommendations about whether to respond to opinion requests with a letter or an opinion, and research and draft opinions for discussion and approval by the committee as a whole. Since the last annual report, the committee voted to approve three opinions – RI-353 (pertaining to a lawyer's ability to practice in a law firm containing the name of a lawyer not licensed in Michigan), RI-354 (prohibiting a domestic relations lawyer's taking a mortgage in the marital homestead to secure fees in the divorce case), and an opinion pertaining to the ethical use of trust accounts, which the committee is recommending for adoption as a formal opinion. Since the last annual report, the committee reviewed thirteen written requests for opinion. At the conclusion of the May 4, 2012, meeting the committee continues work on eleven subjects.

Resources Provided by the State Bar of Michigan in Support of Committee Work:

The committee has been assisted in its work by staff liaisons Dawn Evans, Danon Goodrum-Garland, and Nkrumah Johnson-Wynn, as well as staff member Karen Spohn.

Future Goals and Activities:

The committee continues to identify issues of interest to Michigan lawyers as evidenced by questions posed by letter or ethics helpline inquiry that might be appropriate as the subject of an opinion either because the topic has not previously been addressed or because changes in the area have rendered previous opinions no longer appropriate. To the extent that the Committee's input is sought by the Board of Commissioners, the Representative Assembly, or the Supreme Court on discrete issues or projects, the committee stands ready to respond with appropriate research and commentary.

Chair/Co-Chair Contact Information:

Stanley H. Pitts, P33519
Honigman Miller Schwartz & Cohn LLP
660 Woodward Ave Ste 2290
Detroit, MI 48226-3506
Office: (313) 465-7516
Fax: (313) 465-7517
E-mail: spitts@honigman.com

**STATE BAR OF MICHIGAN
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Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Publications and Website Advisory Committee

Jurisdiction: Provide editorial guidance concerning the *Michigan Bar Journal*, the State Bar of Michigan website, and other regular State Bar publications for the general membership or public. The committee may form subcommittees to carry out its responsibilities of the committee, all of which shall be chaired by the chair of the committee. Members of the committee may serve continuously for more than two successive three-year terms.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Francine Cullari	8341 Office Park Dr Ste C Grand Blanc, MI 48439-2077	(810) 695-7400	cullarilaw@sbcglobal.net
Staff Liaison	Nancy Brown Linda Novak	State Bar of Michigan Michael Franck Building 306 Townsend St. Lansing, MI 48933- 2012	(517) 346-6350 (517) 618-6771	nbrown@mail.michbar.org lnovak@mail.michbar.org
Commissioner Liaison	Margaret A. Costello	University of Detroit Mercy School of Law 651 E Jefferson Ave Detroit, MI 48226	(313) 596-9854	costelma@udmercy.edu

Member/Advisor/Other	Member/Advisor/Other
William J. Ard, Williamston	Joseph Kimble, Lansing
Elizabeth A. Baergen, Saint Clair Shores	Richard C. Kraus, Lansing
David M. Cohen, Detroit	Nicholas C. Krieger, Detroit
Stephen D. Conley, Jackson	Gerard V. Mantese, Troy
Stephen C. Cooper, White Lake	Marc D. Melamed, Bloomfield Hills
Patrick J. Crowley, Okemos	John R. Runyan Jr., Detroit
Brian C. Draper, Lansing	Stephan A. Savickas, Grand Rapids
William J. Fleener Jr., Lansing	Lawrence R. Shoffner, Detroit
Jessica S. Fox, Eaton Rapids	John L. Tatum, Bloomfield Hills
Jason T. Hanselman, Lansing	Christopher R. Trudeau, Lansing
John O. Juroszek, Lansing	Linda M. Watson, Birmingham
Barbara A. Kalinowski, Canton	Tyra L. Wright, Detroit

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Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
General meeting	3/29/12	Teleconference
General meeting	2/2/12	Teleconference
General meeting	12/1/11	Lansing
Training session and general meeting	9/28/11	Lansing
General meeting	5/23/11	Lansing

Resources provided by the State Bar of Michigan in support of committee work:

SBM provides an incredibly competent, professional, accommodating staff; meeting space at the SBM; teleconferencing capability; and a wonderful website with well-considered new and updated features for committee use.

Committee Activities:

Frederick Baker retired on September 14, 2011, after 28 years of service on the Publications and Website Advisory Committee, the last 24 years as its chair. At Fred's final meeting on May 23, 2011, PWAC presented him with a framed mock cover of the *Michigan Bar Journal* featuring a photo of him fishing. The committee also published a tribute to Fred in the October 2011 issue of the *Michigan Bar Journal*.

The Publications and Website Advisory Committee generally makes recommendations to the SBM Board of Commissioners. In Fiscal Year (FY) 2011-2012, many changes were made to the SBM website, member directory, *Michigan Bar Journal*, and SBM publications for the public.

To comply with the SBM Strategic Plan, PWAC has increased its focus on website design and services for the public and SBM members, as individuals and serving on committees and sections. In FY 2011-2012, PWAC, through its Website Subcommittee under the chairpersonship of John Tatum, in conjunction with the exceptional contributions of the SBM website and PWAC staff, accomplished the following:

- Successfully launched the online *Bar Journal* digital viewer in January 2012. The viewer is compatible with desktop, laptop, notebook, and tablet computers and smartphones. Features include a clickable table of contents, pages that flip, live links, and more.
- Identified possible fields for addition to the member directory page: photo, practice description, law school, undergraduate school, languages spoken, and an attorney disciplinary history similar to Oregon's attorney search. Bar staff is researching the ability of the member

**STATE BAR OF MICHIGAN
2011-2012 COMMITTEE ANNUAL REPORT**

database to support the additional fields and development of a program for members to supply the information.

- Increased use of the e-Journal, SBM's most successful member service, with growth to 18,000 subscribers.
- Began considering a major redesign of the SBM website. The last site redesign was in 2008 when the site was moved to the Verio hosting service and began using a Michigan development firm.
- Continued to evaluate the development of an application for iPhone/iPad and Android to assist in use of the SBM website.
- Incorporated a career center featuring job postings; a redesign of the Practice Management Resource Center website, renamed Practice EZ; and SharePoint access for committees.

In September, PWAC had its first orientation for new members and training session for all members. The training has helped members understand the importance of PWAC and participate fully in PWAC activities. *Each* member is a working member, assisting in the following tasks in 2012:

- Writing articles
- Soliciting articles for the *Michigan Bar Journal* (MBJ)
- Reviewing articles submitted to the MBJ within the member's field of knowledge for legally sound content
- Acting as MBJ theme issue editors
- Coordinating with SBM sections to generate MBJ theme issue articles and introductory pieces
- Updating with SBM sections all SBM publications for the public (16), plus 10 pamphlets developed by the SBM Real Property Section; working on a brochure promoting the SBM services and benefits to members; all publications are available in e-form
- Annually evaluating and updating the member directory in print and online
- Revising editor guidelines for MBJ theme issues
- Reviewing the mix of theme issues versus general issues of MBJ

PWAC developed a new non-theme issue article review process. In the past, three committee members read all non-theme issue articles and voted on whether to accept each for publication. The new system will rotate the reading among all members, with three members reviewing each article. At least one member is familiar with the subject matter addressed in the article. If no one from the committee is familiar with the subject matter, the subcommittee chairperson may seek a reader who is not a member. A majority vote is necessary for approval; however, one of the yes votes must come from the "expert" reader.

The Directory Subcommittee continues to explore ways to improve the annual directory. Priorities include monitoring online versus print usage and urging members to use the website version for various sections of the directory that no longer appear in the print version.

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In compliance with SBM initiatives on diversity, PWAC signed the SBM Diversity and Inclusion Pledge, invited SBM staff to make a presentation on diversity issues, and formed a subcommittee to identify ways in which PWAC can contribute to the initiatives.

The last *Bar Journal* reader survey was completed more than 10 years ago. A subcommittee will develop with SBM survey staff a Zoomerang survey for up-to-date reader preferences.

An issue regarding section postings on the SBM website arose when an inaccurate form was posted by a section. A subcommittee will develop proposed guidelines for sections when posting legal information for the public on the site.

Future Goals and Activities: FY 2012-2013 goals and activities include:

- Complete proposed guidelines for website postings by SBM sections containing legal information
- Conduct Zoomerang MBJ reader survey and consider website survey
- Identify methods in which PWAC can contribute to the initiatives
- Identify additional fields for the SBM member directory page
- Investigate a smartphone application with updated court information
- Evaluate major redesign of the SBM website
- Evaluate the development of an application for iPhone/iPad and Android to assist in use of the SBM website
- Perform the annual evaluation of the member directory
- Continue the MBJ activities listed above
- Determine if additional publications for the public are advisable.

Other Information: All information is provided above.

SBM State Bar of Michigan
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Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and sub-entity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or sub-entity.

Committee Name: Standing Committee on the Unauthorized Practice of Law

Jurisdiction: Pursuant to SBR 16, the State Bar of Michigan is authorized and empowered to investigate matters pertaining to the unauthorized practice of law (UPL). The Standing Committee on the Unauthorized Practice of Law (UPL Committee) investigates and provides guidance on matters involving the alleged unauthorized practice of the law. The UPL Committee makes recommendations to the Board of Commissioners to file and prosecute actions seeking to enjoin those engaged in the unauthorized practice of law. The UPL Committee proposes and supports measures to educate the public and the legal profession about unauthorized practice of law issues. The UPL Committee may have more than 15 members.

Chair and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	Christopher G. Hastings (P40861)	Thomas M. Cooley Law School 111 Commerce Avenue SW Grand Rapids, MI 49205-4105	(616) 301-6800 ext. 6906	cghastings@sbcglobal.net
Staff Liaison	Danon D. Goodrum-Garland (P53603)	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933-2012	(517) 346-6333	dgarland@mail.michbar.org
Commissioner Liaison	David A. Perkins (P29735)	3rd Judicial Circuit Court 1025 E Forest Ave Detroit, MI 48207-1024	(313) 833-2910	dperks@mac.com
Members		Members		Members
Russell Reid Abrutyn (P63968)		Christine Marie Heckler (P73382)		Ruthmarie Shea (P44503)
Robert C. Anderson (P30102)		Brian P. Henry (P33876)		James Anthony Siver(P33597)
Barbara BakerOmerod (P52724)		Patsy L. Holmes (P72380)		Perry B. Thompson (P66464)
Christopher J. Berry (P68849)		Clinton J. Hubbell (P72321)		Theresa Valentine (P38857)
Howard Henry Brauckmuller (P69745)		Nora M. Hudson (P33991)		
James Booth Burr (P11444)		Barry C. Kane (P45851)		
Sara Lynn Doyle (P50990)		Michael D. Murray (P62580)		
Katherine Sue Gardner (P59050)		Meghan Kennedy Riordan (P44184)		
Stephen J. Gobbo (P56521)		Edwin H. Selwocki, Jr. (P54828)		

Committee Meeting Schedule:

Meeting Type	Date	Location
Description		
Regularly scheduled meeting.	August 4, 2011	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933
<p>Chair Hastings discussed appointments for the upcoming bar year and the UPL Committee approved the quarterly meeting schedule. Chair Hastings reported that the Special Committee unanimously approved a modified version of the proposed State Bar rule defining the practice of law. The UPL Committee made additional suggestions for the Spanish and Arabic version of the immigration pamphlets. The UPL Committee reviewed and discussed UPL Complaints and recommended litigations in two matters, advised staff counsel to continue monitoring one matter, forwarded an immigration to file the Wayne County Prosecutor for prosecution under MICA, and requested staff counsel to collaborate with the Attorney General-Consumer Protection Division on three debt consolidation matters.</p>		
Regularly scheduled meeting.	October 27, 2011	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933
<p>Chair Hastings conducted new member orientation and reviewed the quarterly meeting schedule. The UPL Committee reviewed and discussed UPL complaints, directed additional follow-up by staff counsel on several matters to informally resolve them, and recommended one matter for litigation. The UPL Committee discussed the background and progression of the proposed State Bar rule defining the practice of law, reviewed the Report of the Special Committee on Defining the Practice of Law, which was adopted by the Board of Commissioners at its September 2011 meeting and referred to the Representative Assembly for adoption, and discussed the strategy for consensus building to garner support for the proposed rule by State Bar members. The UPL Committee gave its final approval on the Spanish version of the immigration pamphlet and conditionally approved the Arabic version of the immigration pamphlet. Ms. Riordan, appointed by Chair Hastings, to serve as the UPL Committee representative on the U.S. Citizenship and Immigration Services Unauthorized Practice of Immigration Law Committee, gave a report regarding collective enforcement and educational initiatives to prevent the UPIL. The UPL Committee also discussed approaches for proactive outreach efforts to educate the public about the UPL and formed three Subcommittees, estate planning and trust mills (Mr. Anderson, Ms. BakerOmerord, and Mr. Berry), real property (Mr. Henry and Mr. Thompson), and domestic relations (Ms. BakerOmerod, Ms. Gardner, and Ms. Heckler) to participate in, develop, and plan programs for the community.</p>		
Regularly scheduled meeting.	January 26, 2012	State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933
<p>The UPL Committee received a step-by-step tutorial regarding the use of SharePoint to access meeting materials and to collaborate regarding UPL Committee matters. The UPL Committee reviewed and discussed UPL complaints and recommended two matters for litigation and directed additional follow-up by staff counsel on one matter to informally resolve it. Chair Hastings gave a</p>		

<p>report regarding his presentation to the Professional Ethics Committee regarding Ethics Opinion RI-349 on the ethical use of legal assistants. The UPL Committee prepared an alert regarding the unauthorized use of a “power of attorney” and recommended that it be adopted by the Board of Commissioners and used to educate the public to avoid the UPL.</p>		
<p>Regularly scheduled meeting.</p>	<p>April 26, 2012</p>	<p>State Bar of Michigan Michael Franck Building 306 Townsend Street Lansing, MI 48933</p>
<p>Chair Hastings reported that the proposed State Bar rule defining the practice of law was approved by the Representative Assembly at its April 2012 meeting. The UPL Committee reviewed and discussed UPL complaints and recommended two matters for litigation, directed additional follow-up by staff counsel on one matter to informally resolve it, directed staff to continue monitoring a matter, and tabled one matter for future review and discussion at its next meeting. The UPL Committee also discussed legislative proposals that would permit small LLC owners to represent the LLC in landlord-tenant eviction proceedings. After receiving Ms. Kennedy Riordan’s report regarding the recommendation by the State of Michigan, Office of Regulatory Reinvention to deregulate the Michigan Immigration Clerical Assistant Act, the UPL Committee authorized her to work with the SBM Director of Governmental Relations to prepare a response to the Governor opposing the recommendation. The UPL Estate Planning and Trust Mill Subcommittee reported on its planning efforts to present seminars to seniors across the state to warn against estate planning scams and to provide practical estate planning information.</p>		

Resources provided by the State Bar of Michigan in support of committee work:

The State Bar provides staff support via the administrative assistance of a paralegal and staff counsel who provides legal services and manages the State Bar’s UPL Department. The State Bar also provides meeting facilities, food and beverage for meetings, teleconferencing services, meeting materials, document production services, and a small budget to support the UPL Committee’s community outreach projects. In addition, the State Bar staff provides informational pamphlets to SBM members, the general public, and to other institutions serving the public to educate the public and legal profession about the UPL.

An additional commitment of staff resources is needed to permit the UPL Department to address the backlog of litigation and investigative matters and to timely attend to UPL Complaints as they are submitted.

Committee Activities: The UPL Committee continued its work in prevention and remediation of the UPL. The Committee has continued its investigation of pending legislation, statutes, and court rules that would facilitate the goal of protecting the public from the unauthorized practice of law. The UPL Committee enhanced its public outreach efforts to educate the public and legal profession about the UPL as follows: (1) Chair Hastings served as a panel member on a four-member panel convened to present the proposed State Bar rule defining the practice of law to the Representative Assembly and to respond to questions about the proposed rule; (2) Chair Hastings served as a panel member at the SBM 3rd Annual Justices Initiative Summit, Solutions on Self-Help to present background regarding the proposed State Bar rule defining the practice of law; (3) Mr. Henry presented at the Michigan Land Title Association fall seminar on the topic “The Unauthorized Practice of Law and Title Companies;” (4) Mr. Henry presented at the International Council of

Shopping Center Owners conference on the topic “Broker Beware! The Unauthorized Practice of Law and Brokers;” (5) Ms. Goodrum-Garland presented to mediators associated with the Oakland Mediation Center on the topic “Avoiding the Unauthorized Practice of Law When Serving as a Mediator;” (6) Ms. Goodrum-Garland presented to the Michigan Chapter of the American Immigration Lawyers Association on the topic, “The Unauthorized Practice of Immigration Law;” and (7) Ms. Goodrum-Garland presented to Arbitrators associated with the Oakland County Bar Association Arbitration Committee on the topic “Preventing the Unauthorized Practice of Law During Arbitration.”

Future Goals and Activities: The Committee will continue to: (1) expand community outreach activities to proactively educate the public regarding the UPL, develop and use creative and proactive measures in addressing the UPL; (2) continue to support adoption by the Michigan Supreme Court of the proposed State Bar rule defining the practice of law as this matter is presented for consideration; (3) continue to identify and take advantage of opportunities to work with the SBM Governmental Relations Department to prevent adoption of legislation broadening statutory exceptions to the UPL statute that is likely to create opportunities for harm to the public and lend its support to advance legislative measures and other legal remedies to reduce the potential for the UPL and harm to the public; and (4) continue to evaluate UPL complaints and make referrals to the Board of Commissioners for matters to be litigated to enjoin the UPL.

As a result of the community outreach planning efforts of the UPL Subcommittee on Estate Planning and Trust Mills, on August 1, 2012, the UPL Committee in conjunction with the SBM Probate and Estate Planning Section and the Elder Law and Disability Rights Section will give presentations at area senior centers across Michigan to warn senior citizens about estate planning scams and “trust mills” and provide practical estate planning information.

In conjunction with the Solutions on Self Help initiative and the roll-out of the pilot website, UPL Committee members (Ms. BakerOmerod, Mr. Berry, Ms. Doyle, Chair Hastings, and Mr. Thompson) will prepare informational pieces to caution self-represented litigants about what could go wrong when relying exclusively on information from nonlawyers.

The UPL Committee’s last quarterly meeting for this bar year is scheduled for July 26, 2012.

Other Information: Not applicable.

**STATE BAR OF MICHIGAN
UNITED STATES COURTS COMMITTEE
2011-2012 ANNUAL REPORT**

Committee Name: United States Courts Committee

Jurisdictional Statement: “The Committee shall make recommendations concerning the administration, organization and operation of the United States Courts for the purpose of securing the effective administration of justice. Two members shall be judges designated by the Chief Judge of the United States District Court for the Eastern District of Michigan and one member shall be a judge designated by the Chief Judge of the United States District Court for the Western District of Michigan.”

Membership notes: Pursuant to a resolution of the Board of Commissioners, the membership of the committee may exceed 16.

Officers and Membership:

Chair/Vice Chairs: Mark McInerney and John A. Ferroli
Board of Commissioner Liaison: Michael J. Riordan
Bar Staff Liaisons: Clifford T. Flood and Anne M. Smith

Members:

Hon. Ellen Carmody	Michelle Harrell
Hon. David M. Lawson	Mark McInerney
Hon. Thomas L. Ludington	John P. Nicolucci
Jordan S. Bolton	Paul F. Novak
Leonid Feller	Lynn H. Shecter
John A. Ferroli	Elizabeth A. Stafford
Harold Gurewitz	Tracey Cordes (Clerk, WD)
Kelley M. Haladyna	David Weaver (Clerk, ED)

Advisors/Advisory Members (Appointed Annually):

Jennifer Uetz Hastings (Rep Assembly)
Raymond S. Kent (FBA – Western Dist.)
Matthew Schneider (FBA – Eastern Dist.)
Thaddeus E. Morgan – Advisory Member

2011-2012 Meeting Schedules (date and location):

Wednesday, October 19, 2011 – State Bar of Michigan
Wednesday, November 16, 2011 – State Bar of Michigan
Wednesday, January 18, 2012 – State Bar of Michigan
Wednesday, March 21, 2012 – State Bar of Michigan
Wednesday, May 16, 2012 – Bench-Committee Dinner – ED – Caucus Club in Detroit

Committee Activities:

1. Reviewed proposed federal rule amendments, drafted a summary of rule amendments for publication in FBA newsletters and in the Michigan Bar Journal, and submitted draft comments regarding proposed revisions to Fed. R. Civ. P. 45 that were accepted by the SBM Board of Commissioners and forwarded to the Committee on Rules of Practice and Procedure.
2. Reviewed proposed revisions of local rules of the Eastern and the Western Districts.
3. Promoted exchange of information between the Eastern and Western Districts of Michigan regarding operational and administrative functions and procedures, Bench-Bar Conferences of

each District, and opportunities for cooperation and cross-districting with regard to future Bench-Bar Conferences.

4. Assisted the ED Federal Bar Association in its efforts to publish a survival guide type publication for practitioners new to practicing in the federal courts.
5. Sponsored an annual bench-bar dinner with judges and magistrates judges of the Eastern and Western Districts (alternates yearly between the two Districts), currently scheduled for May 16, 2012 at the Caucus Club, in Detroit. The dinner is intended to provide an opportunity for the judges and committee members to meet and discuss common issues.
6. Reviewed en banc decisions of the 6th Circuit Court of Appeals (and if appropriate, published a summary of notable decisions in ED and WD FBA newsletters and in the Bar Journal).

Resources Provided by the State Bar of Michigan in Support of Committee Work: Besides providing the resources called for in Article VI, Section 7 of the State Bar Bylaws, the State Bar provided meeting space, equipped with telephone conferencing capabilities, and State Bar Liaisons Clifford T. Flood and Anne M. Smith provided administrative support, including attending each meeting and assisted in preparing and circulating meeting agendas and minutes. Further, the State Bar incurred the expenses for the Annual Bench Bar dinner.

Future Goals and Activities:

1. The Committee will continue to review and, when appropriate, comment on proposed amendments to the Federal Rules and to local rules.
2. The Committee will continue to educate members of the Bar through articles or other means of significant rule changes.
3. The Committee will continue to review 6th Circuit en banc opinions and when appropriate, publish a summary in FBA newsletters and the Michigan Bar Journal.
4. The Committee will continue its efforts to support the Eastern District FBA in completing its “survival guide” for practitioners new to federal court procedures and practices, and assist in coordinating a series of seminars co-sponsored by the ED and WD FBA Chapters.
5. The Committee will continue its support of a statewide Bench/Bar Conference by coordinating activities of the Eastern and Western Districts FBA chapters.
6. The Committee will continue to sponsor an annual bench-bar dinner with judges and magistrates judges of the Eastern and Western Districts.
7. To promote continuity and consistency, the Committee will continue to elect a committee vice-chair each year and at the appropriate time, it will respectfully request the appointment of the vice-chair as the committee’s chair for the ensuing year.

Chair Contact Information:

Mark W. McInerney
Clark Hill PLC
500 Woodward Ave Ste 3500
Detroit, MI 48226-3485
(313) 965-8383
mmcinerney@clarkhill.com

**STATE BAR OF MICHIGAN
2011-2012 COMMITTEE ANNUAL REPORT**

Article VI §6, Bylaws of the State Bar of Michigan

No later than May 1 of each year, the chair of each committee and subentity of the Bar, with the assistance of the staff liaison, shall report to the Executive Director on a form provided by the State Bar on the activities and accomplishments of the committee or subentity.

Committee Name: Upper Michigan Legal Institute Advisory Committee

Jurisdiction: Provide assistance developing an annual legal education seminar especially targeted to the practice needs of northern Michigan practitioners.

Chair(s) and Committee Members:

Officer	Name	Address	Telephone	Email
Chair	James N. Erhart	Stroup Erhart & Lyons PC 7 Penn Plaza PO Box 809 Petoskey, MI 49770-0809	(231) 347-3907	jerhart@northernmilaw.com
Staff Liaison	Kari Thrush Nancy Brown Candace Crowley	State Bar of Michigan 306 Townsend Street Lansing, MI 48933	(517) 346-6371 (517) 346-6350 (517) 346-6319	kthrush@mail.michbar.org nbrown@mail.michbar.org ccrowley@mail.michbar.org
Commissioner Liaison	James N. Erhart	Same as above	Same as above	Same as above

Member/Advisor/Other	Member/Advisor/Other
Michael P. Ceello	Karl A. Weber
Nels A. Christopherson	Priscilla Scull Burnham
Leanne Barnes Deuman	Sally J. Galer
Anne B. McNamara	Thomas B. North
Trenton Matthew Stupak	Hon. Thomas J. Phillips
Keith P. Theisen	Timothy C. Quinnell
Kim A. Coggins	Jeffrey E. Kirkey - Advisor
David R. Peterson	

Committee Meeting Schedule:

Please attach any additional information needed regarding Committee meetings as an addendum.

Meeting Type	Date	Location
Description		
Committee Meeting	6/11/2011	Grand Hotel, Mackinac, MI
<i>- Planning session for 2012 UMLI topics.</i>		
Committee Meeting	11/9/2011	Conference Call
<i>- Review evaluations for 2011 UMLI and discuss proposed program for 2012 UMLI.</i>		

**STATE BAR OF MICHIGAN
2011-2012 COMMITTEE ANNUAL REPORT**

Resources provided by the State Bar of Michigan in support of committee work:

The State Bar staff provides all of the coordination of the meetings, preparation of meeting minutes, preparation of notices to be sent, as well as the preparation of the brochure, registration forms, and staffing at the event. Staff also coordinates the sending of the forms and retrieval of the information as well as preparing statistics for review by the committee. Staff also coordinates and assists at the Grand Hotel with the room reservations as well as the registration for the event itself and any other events associated therewith.

Committee Activities:

The committee met immediately following the conclusion of the event on June 11, 2011. The success of the event was discussed and kudos were given to both Jeff Kirkey from ICLE and Kari Thrush for their great efforts in making this event the success that it was. The committee reviewed the comment sheets and they were forwarded for further processing for our next conference call.

The committee met via conference call on November 9, 2011 and reviewed the compilation of the comment cards as well as the continuation of the discussion for topics for the upcoming UMLI. Jeff Kirkey agreed to do the contacting of the proposed speakers and getting them lined up for the various speaking topics and related work. Jeff Kirkey continued to follow up with the speaker engagements and provide the overall schedule for the event for 2012. Jeff Kirkey provided updated speaker and topic lists with seminar agendas. Kari Thrush emailed the committee for their final approval. Kari Thrush and State Bar staff provided postcards with "Save the Date" which were sent out as well as the email blast and the brochures with the complete schedule for the event along with the appropriate registration forms.

Future Goals and Activities:

To continue to provide quality legal education and educational materials to the lawyers of Northern Michigan at a location that promotes participation at the greatest level with our available resources.

Other Information: None