

**State Bar of Michigan  
Representative Assembly  
April 27, 2013**

**SUMMARY OF PROCEEDINGS**

The following is a summary of proceedings of the State Bar Representative Assembly session held Saturday, April 27, 2013, at the Lansing Community College West Campus in Lansing, Michigan.

1. Call to order by Chairperson Dana M. Warnez.
2. Clerk Vanessa P. Williams declared a quorum (50 members) was present.
3. Upon a motion made and seconded, the calendar was adopted as proposed.
4. As provided in Rule 4.8, the Summary of Proceedings of the September 20, 2012 meeting was deemed approved.
5. Daniel Quick, Chair, Nominating and Awards Committee, addressed the Assembly on filling vacancies for the current meeting. Upon a motion made and seconded, John A. Hubbard (3<sup>rd</sup> Circuit); Angela C. Wetherby (4<sup>th</sup> Circuit); Paul A. Thursam (6<sup>th</sup> Circuit); Thomas W. Chadwick (8<sup>th</sup> Circuit); Laureen M. Letto (12<sup>th</sup> Circuit); Karen Trickey Pappas (16<sup>th</sup> Circuit); Elizabeth K. Bransdorfer (17<sup>th</sup> Circuit); Jeffrey S. Crampton (17<sup>th</sup> Circuit); Benjamin M. Dost (19<sup>th</sup> Circuit); Joan Vestrand (22<sup>nd</sup> Circuit); Kenneth J. Myles (23<sup>rd</sup> Circuit); Ellsworth J. Stay, Jr. (27<sup>th</sup> Circuit); Colleen M. Davis (29<sup>th</sup> Circuit); Adam D. Bancroft (36<sup>th</sup> Circuit); Lisa Dyann Janos (38<sup>th</sup> Circuit); Robert W. LaBre (43<sup>rd</sup> Circuit); John Bishop (54<sup>th</sup> Circuit) were appointed to fill immediate vacancies within their respective Circuits.
6. Janet Welch, Executive Director, State Bar of Michigan, addressed the Assembly, focusing on the improvement of the Indigent Defense System, the Custodial Interrogation Recording Task Force, and the Eyewitness Identification Task Force.
7. Daniel Quick, Chair, Nominating & Awards Committee, addressed the Assembly concerning the 2013 Award Nominations. Upon a motion made and seconded the Representative Assembly unanimously approved the 2013 Award Recipients. The Unsung Hero Award will be presented to James Brenner of Clark Hill in Detroit and Elizabeth Stafford with the U.S. Attorney's Office in Detroit. The Michael Franck Award will be presented posthumously to Martin "Marty" P. Krohner of Farmington Hills.
8. Bruce A. Courtade, President, State Bar of Michigan, addressed the Assembly on the following issues: Solutions on Self-Help website, the Economics of Law Practice Survey, the overall pass rate from the July Bar Exam, and the Indigent Defense System.
9. Chairperson Warnez addressed the Assembly with brief welcome remarks and thank yous to the Assembly members.

10. Former Justice Marilyn Kelly addressed the Assembly concerning the recommendations of the Judicial Selection Task Force, which she co-chaired with Judge James L. Ryan, U.S. Court of Appeals for the Sixth Circuit.
11. Carl Chioini, Chair, Assembly Review Committee, updated the Assembly on progress on spreading the word about the Assembly.
12. Edward Pugh, Former Chair, Master Lawyers Section, and Charles Rutherford, Chair, Fellows of the Michigan State Bar Foundation, addressed the Assembly on the proposed Inventory Rule to require a solo attorney to designate another “inventory attorney” to communicate and wind up the practice of the solo attorney if or when the solo attorney becomes incapacitated or deceased. Upon a motion made and supported, after discussion, the proposal was not approved.
13. John Mayer, Assembly member, addressed the Assembly on the proposed resolution to amend the Michigan Constitution to delete the prohibition on being appointed or elected to Judicial Office after age 70. Upon a motion made and supported, after discussion, the proposed resolution to amend Section 19 of Article VI of the Michigan Constitution to remove the age limitation passed.
14. Daniel Quick, Assembly member, addressed the Assembly on the proposed amendment of MCR 2.306 to prohibit electronic communication between a deponent and deponent’s attorney during direct exams and depositions. Upon a motion made and supported, after discussion, the proposed amendment passed.
15. Daniel Quick, Assembly member, addressed the Assembly on the proposed amendment of MRPC 7.1 on Law Firm Advertising. Upon a motion made and supported, after discussion, the proposal was postponed to the September 2013 meeting.
16. Daniel Quick, Assembly member, addressed the Assembly on the proposed amendment of MCR 2.203 to remedy an existing gap in the procedure by which parties are added to a lawsuit by defendants. Upon a motion made and supported, after discussion, the proposed amendment passed.
17. Adjournment