

MINUTES  
HAWAII STATE BAR ASSOCIATION  
BOARD MEETING

1100 Alakea Street, Suite 1000  
Honolulu, HI 96813

Thursday, October 27, 2011

**1. CALL TO ORDER**

President Louise Ing called the meeting to order at 12:34 p.m. with a quorum present. The following persons were present for all or part of the meeting:

Officers Present

Louise Ing  
Carol Muranaka  
Robert Godbey

Others Present

Russ Awakuni  
Hugh Jones  
James Kawachika  
Shannon Wack

Directors Present

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

HSBA Staff

Lyn Flanigan (phone)  
Iris Ito  
Debra White

Board Members Absent

Ronette Kawakami  
Christine Kubota  
Craig Wagnild

Link to 10/27/2011 HSBA Board agenda:

[<https://skydrive.live.com/?cid=bed9b80f6c5efe0a&id=BED9B80F6C5EFE0A%21431>]

2. **APPROVAL OF MINUTES** – Minutes of the September 22<sup>nd</sup> board meeting were approved by consensus.
  
3. **TREASURER’S REPORT** – Treasurer Robert Godbey reported that as of September 30, 2011, the HSBA was within budget. He noted that additional bar convention income and expenses would likely show up on next month’s statements. See written financials for more details.
  
4. **EXECUTIVE DIRECTOR’S REPORT** - Please refer to the Executive Director’s written report in the agenda link for other HSBA activities.
  
5. **REPORT OF SELF-HELP CENTERS** – DLSP Committee Chair Shannon Wack reported that the Kauai Center is on its way; Maui is looking for a place to have their Center; Jo Kim is working on the Big Island Centers. Ms. Wack also stated that they are working on a best practices manual for all Centers. The Court Concierge on Oahu is already providing legal information, but what they need is attorneys to give legal advice. There is a concern over liability.
  
6. **YLD REPORT** - YLD President Levi Ho`okano reported on YLD activities:  
a) 25 presentations were made around the State for the Junior Judges program; 17 schools still waiting; b) Legal Line at KHON (ActionLine) is wrapping up; c) October 28<sup>th</sup> is the Annual Meeting of the YLD & SCD with guest speaker Neal Katyal.

APEC ACTIVITY - President Louise Ing said that there would be an all-day program, which would include Professor Danielle Jones on November 10 at the Halekulani Hotel. She also mentioned that in the vicinity a lunch for the Zhou En Lai Institute would be taking place at the Coral Ballroom on November 10 as well.

## 7. **UNFINISHED BUSINESS**

- a. **Executive Director Search** (see agenda item 6.a.) – this item was held in executive session.

**Action taken:** A motion was made, seconded, and carried to adopt the recommendation of the Search Committee and the Executive Committee to approve the employment of Patricia Mau-Shimizu as the new Executive Director.

- b. **2012 HSBA Budget** (see agenda item 6.b.) – Treasurer Godbey reviewed the highlights of the proposed 2012 budget. He mentioned that the refinancing of the mortgage on the HSBA premises may need to be reviewed in 2012. There is no increase of bar dues for 2012, and there is a modest staff salary increase.

**Action taken:** A motion was made, seconded, and carried without opposition to approve the 2012 budget.

- c. **Revisions to HRPC** (see agenda item 6.c.) - President-elect Carol Muranaka explained what was covered in the draft letters to the Supreme Court regarding the proposed amendments to the HRPC. It was suggested that member comments received by HSBA that were not included in the letters be forwarded to the Supreme Court. Director Vlad Devens, who had reviewed Rule 1.5 and did not find it objectionable, inquired whether further discussion was needed on the recent objections to Rule 1.5(e),

**Action taken:** A motion was made, seconded, and carried without opposition to approve the draft letters to the Supreme Court subject to any editorial comments regarding the recent letters received and to include the letters from the Office of the Prosecuting Attorney (Hilo and Kona offices) and various bar members regarding proposed Rules 1.5(e), 3.8, and 8.4.

- d. **501(c)(3)** (see agenda item 6.d.) – President Ing reported that the consortium of legal service providers expressed concerns of the lack of dialogue over the HSBA’s formation of a 501(c)(3) entity. President-elect Muranaka stated that the Hawaii Justice Foundation Board is willing to work together so that the dinner proceeds would be tax deductible. Director Gregory Markham suggested that the MOU of years ago between the HSBA and the HJF would be revitalized. The Board agreed not to make a decision at this meeting.

- \*e. **VLSH Situation** – Volunteer Legal Services Hawaii Executive Director Dew Kaneshiro described the dire financial situation of VLSH. She stated that VLSH will be running at a deficit by the end of this year and has enough money to fund the office for another six months. She noted that the funds received from the HSBA check-off are only 1/6 of operating expenses and that federal funding has dried up. Ms. Kaneshiro further commented that VLSH’s budget is approximately \$750,000 with a bare bones staff doing only core functions such as intake, paperwork, recruiting for pro bono cases, and staffing their legal clinics. VLSH hopes to generate funds to last one and a half years. Board members discussed the importance of working with VLSH since it is the pro bono arm of the HSBA.

- f. **AJS Reports on HSBA Involvement in Judicial Selection Process** - Director Steve Chow reported that he would have a draft response to present at the next meeting.

\* Item added to agenda.

8. **NEW BUSINESS**

- a. **2012 Board Members** – picture-taking on December 15 at 11 a.m. in front of building.
- \*b. **HSBA Representatives on ATJ Commission** – Jill Hasegawa and B. Martin Luna, two HSBA representatives on the Access to Justice Commission, have terms that will expire on December 31, 2011. Both have expressed a desire to continue serving on the Commission.

**Action taken:** A motion was made, seconded, and carried to adopt the recommendation of the Executive Committee to approve the reappointment of Jill Hasegawa and B. Martin Luna for a 3-year term beginning January 1, 2012 as HSBA representatives on the Access to Justice Commission.

9. **ADJOURNMENT**

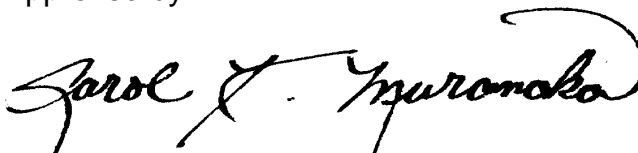
The meeting adjourned at 2:40 p.m.

Submitted by:



Lyn Flanigan  
HSBA Executive Director

Approved by:



Carol K. Muranaka  
HSBA President-elect

\* Item added to agenda.