

MINUTES
HAWAII STATE BAR ASSOCIATION
BOARD MEETING

1100 Alakea Street, Suite 1000
Honolulu, HI 96813

Thursday, September 20, 2012

1. **CALL TO ORDER**

President Carol Muranaka called the meeting to order at 12:03 p.m. with a quorum present. The following persons were present for all or part of the meeting:

Officers Present

Carol Muranaka
Craig Wagnild
Ronette Kawakami
Jodi Kimura Yi

Others Present

Ryan Hamaguchi
Louise Ing
James Kawachika
Ted Pettit
Bert Sakuda

Directors Present

Nadine Ando
Russ Awakuni
Steven Chow
Vladimir Devens (by phone)
Geraldine Hasegawa
Carol Kitaoka
Derek Kobayashi
Laurel Loo
Gregory Markham
Timothy McNulty
Mark Murakami
Suzanne Terada (by phone)
John Roth (by phone)

HSBA Staff

Patricia Mau-Shimizu
Iris Ito
Debra White
Levi Ho'okano
Julie Yang

Board Members Absent

David Farmer
Rhonda Griswold
Alika Piper
Calvin Young

2. **APPROVAL OF MINUTES** - A motion was made, seconded, and carried without opposition to approve the minutes of the July 26, 2012 and August 23, 2012 board meetings.
3. **2012 BAR CONVENTION AND ANNUAL MEETING PROGRAM UPDATE** - Program Director Levi Hookano reported that according to reports compiled immediately prior to convening of the Board meeting 408 individuals had registered for the morning CLE programs, 256 for the afternoon programs, and over 600 attendees are registered for the annual meeting luncheon. Walk in registrations will be accommodated. Assistant Executive Director Iris Ito summarized the agenda for the Annual Meeting luncheon and informed board members about seating arrangements for the HSBA Board.
4. **YLD REPORT** - YLD President John Roth reported that the YLD will convene its Annual Meeting after the Bar Convention at the Hilton Hawaiian Village on September 21, 2012, 5:00 p.m.
5. **TREASURER'S REPORT** - Treasurer Jodi Kimura Yi reported that as of August 31, 2012 revenue was greater than anticipated primarily due to income from attorney renewal penalties, and that expenses under the payroll budget are less than anticipated due to reduction of half a staff position earlier in the year. President Muranaka reported that she plans to use \$500 of the President's Allowance to defray transportation expenses of neighbor island public school teachers to attend a teachers' workshop in October. The funds will be made available to the Friends of the Judiciary History Center for expenditure.
6. **NEW BUSINESS**
 - a. **Appointment/Reappointment of MCLE Board Members** - Board members voted by secret ballot on the applicants for the MCLE Board.

Action taken: The following individuals were appointed/reappointed to the MCLE Board for a 3-year term beginning October 2, 2012: attorneys David Farmer (new appointment) and Judith Pavey (reappointment), and non-attorney Ann Hisamoto (new appointment).
 - b. **Member Benefit Online Research Services** – Board members discussed the proposed change in providers for online legal research services that is provided to HSBA members as a benefit. It was explained that a migration from Casemaker to Fastcase would: (1) not result in a reduction of online research databases; (2) provide members with mobile device applications; and (3) result in a cost savings to the HSBA. In addition, Fastcase offers a robust user orientation and periodic training program (onsite as well as webcast).

Action taken: After further discussion, a motion was made, seconded, and carried without opposition to adopt the recommendation of the Executive Committee and Member Benefits and Services Committee to: continue providing free online legal research services to HSBA members, let the

current agreement with Casemaker expire, and enter into an agreement with Fastcase for its online legal research services beginning December 1, 2012.

- c. **Recommendation from the Strategic Planning Committee** - Strategic Planning Committee member Bert Sakuda gave a brief overview of prior strategic plan initiatives. He further explained the Committee's rationale and recommendation to have the HSBA make it a priority to revisit the HSBA's core functions. Mr. Sakuda noted that many organizations are experiencing similar issues of a lack of participation on the part of members and the relevancy of the organization. Other committee members present included Ryan Hamaguchi, and HSBA Board members Derek Kobayashi, Carol Muranaka, and Jodi Kimura Yi. Comments included the need to involve the ideas and views of younger lawyers and to address the concerns of neighbor island members and solo practitioners. Comments also included concerns that some of the initial recommendations from the Strategic Planning Committee appeared to be less civic-minded than the prior strategic plan initiatives.

Action taken: A motion was made, seconded, and carried without opposition to have the HSBA Board join with the Strategic Planning Committee to discuss the core functions deemed important to HSBA members.

- d. **Recommendation from the Civic Education Committee** - Civic Education Committee Chair Ted Pettit described the development of the Committee and its activities since the Committee was formed in 2008. He urged the Board to include a voluntary check-off on the attorney renewal form for contributions to support the programs of the Civic Education Committee. The Board discussed similar requests made in the past by other legal service providers, and whether allowing this check-off set precedent, and thus opening the flood gates for other organizations to request the same treatment. Additional concerns were about setting policy for future requests. There was also discussion regarding whether the Committee considered applying to the Hawaii Justice Foundation for a grant or whether it could wait until the Hawaii State Bar Foundation is established for grant application purposes.

Action taken: After further discussion, a motion was made, seconded, and carried without opposition to include a \$20 check-off amount on the HSBA attorney renewal form for 2013 only to support HSBA civic education initiatives, and to include an explanation of it in the Hawaii Bar Journal and on the HSBA website.

- e. **Board Review of Proposed 2013 Budgets of Supreme Court Entities**

Action taken: A motion was made, seconded, and carried without opposition to delegate to the joint Finance and Executive Committee the responsibility of sending HSBA comments to the Hawaii Supreme Court on the proposed 2013 budgets of the Attorneys and Judges Assistance Program, the Disciplinary Board, and the Lawyers' Fund for Client Protection after it meets to discuss the budgets in early October. President Muranaka welcomed

board members to comment on the Supreme Court entities' proposed budgets before the October 9, 2012 Finance Committee meeting.

- *f. **HSBA Board Election Results** - The Board discussed procedures for filling an upcoming vacancy on the Board on 01/01/2013 when a currently sitting director, whose term will not expire until 12/31/2013, assumes an officer position. Several options were discussed.

Action taken: After further discussion, a motion was made, seconded, and carried without opposition to follow HSBA Board Policy 1.5 in filling a newly created vacancy on the HSBA Board with the next highest vote getter in the most recent election due to election of a current director to an officer position. Craig Wagnild abstained from voting.

7. ANNOUNCEMENTS

- a. **November Board Meeting** - President Muranaka announced that the November board meeting will be held on November 15, 2012 beginning at 10:00 a.m. at Fuller Hall at the YWCA, to be followed by lunch at noon with HSBA Committees (chairs and members).
- b. **2012 Law Conference in Japan** - Immediate Past President Louise Ing and President-elect Craig Wagnild reported that the law conference in Tokyo in conjunction with the Dai-Ichi Bar Association was well-attended and the interchange with attorneys in Japan as well as HSBA members living/working in Tokyo was successful.

8. ADJOURNMENT

The meeting adjourned at 1:42 p.m.

Submitted by:



Patricia Mau-Shimizu
HSBA Executive Director

Approved by:



Ronette M. Kawakami
HSBA Secretary

*Addendum to Agenda