

Board Book

State Bar of Georgia
Board of Governors
Agenda Book



2018 Spring Meeting
Greensboro, Ga.



State Bar of Georgia

Saturday, March 10, 2018

9:00 a.m.–12:00 p.m.

The Ritz-Carlton Reynolds at Lake Oconee
Greensboro, Georgia

Dress: Business Casual

AGENDA

<u>Topics</u>	<u>Presenter</u>	<u>Page No.</u>
1) ADMINISTRATION		
a) Welcome and Call to Order.....	Buck Rogers, President.....	1-4
b) Pledge of Allegiance and Invocation	Wilson “Ben” Mitcham Jr.	
c) Recognition of Former Presidents, Judges	Buck Rogers And Special Guests	
d) Roll Call (by signature)	Dawn Jones, Secretary	5-11
e) Future Meetings Schedule	Buck Rogers	12-13
2) INFORMATIONAL REPORTS		
a) President’s Report	Buck Rogers	
b) Attorney General’s Report	Attorney General Chris Carr	
c) ICLE Property Update	Buck Rogers	
d) Treasurer’s Report	Darrell Sutton, Treasurer.	14-20
(1) 2018-2019 Budget Timeline		21

<u>Topics</u>	<u>Presenter</u>	<u>Page No.</u>
e) Young Lawyers Division.....	Nicole Leet YLD President	22-25

3) ACTION

- a) Minutes of the 271st Meeting of theDawn Jones, Secretary 26-33
Board of Governors on January 6, 2018
- b) Amendments to Bylaws and RulesPaula Frederick 34-38
Bill NeSmith
- (1) Rule 1-208. Resignation from Membership
- (2) Part XII-Consumer Assistance Program
- Bar Rule 12-105. Supervision
 - Bar Rule 12-106. Procedures
 - Bar Rule 12-107. Confidentiality of Proceedings
 - Bar Rule 12-108. Disclosure
 - Bar Rule 12-109. Immunity
- c) Dues 2018-2019Darrell Sutton, Treasurer. 39-48
Ken Hodges, President Elect
- (1) Finance Committee Minutes
- (2) Recommendation
- Recommendations of the Finance, Programs and Personnel Committees
 - Recommendations of the Executive Committee
- Active Dues \$252**
Inactive Dues \$126
- (3) Approval of Other Bar Dues Statement Items
- Section Dues (\$10 to \$40 opt in)
 - Assessments Required by Bar Rules or Supreme Court Mandated
 - Clients' Security Fund (\$100 @ \$25/year)
 - Bar Center (\$200 @ \$50/year)
 - Professionalism Fee (\$15/year)
 - Checkoffs
 - Legislative and Public Education Fund Contribution
 - \$100 opt out (no change from 2006-07 through 2017-18)
 - Georgia Legal Services Program
 - \$300 opt in suggested individual contribution
 - \$100 opt in suggested contribution for YLD

<u>Topics</u>	<u>Presenter</u>	<u>Page No.</u>
d) Approval/Ratification of Investment Manager Selection	Nancy Whaley	49-59

4) LEGISLATION

a) 2018 Legislation Update	Christine Butcher Rusty Sewell	
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5) WRITTEN REPORTS

a) Executive Committee Minutes (1) December 14, 2017		60-67
b) Office of the General Counsel Report		68-70
c) Military Legal Assistance Program		71-81
d) Consumer Assistance Program		82-83
e) Law Practice Management Program		84-100
f) Media Report		101-105

6) CLOSING

a) Old Business	Buck Rogers	
b) New Business	Buck Rogers	
c) Questions/Answers; Comments/Suggestions	Board of Governors Officers/Executive Committee Executive Director General Counsel	
d) Adjournment	Buck Rogers	

2018 SPRING MEETING

THE RITZ-CARLTON REYNOLDS, LAKE OCONEE | GREENSBORO, GA | MARCH 9-11

HOTEL CUT-OFF: FRIDAY, FEB. 9 | REGISTRATION CUT-OFF: FRIDAY, MARCH 2





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SCHEDULE OF EVENTS




FRIDAY, MARCH 9

- 10 a.m. – 12 p.m. Clients' Security Fund
- 10 a.m. – 3 p.m. Investigative Panel
- 10:30 a.m. – 12:30 p.m. Joint Meeting of the Executive Committees of the Military Legal Assistance Program Committee and the Military/Veterans Law Section
- 12 – 2 p.m. ICLE Board
- 12 – 2 p.m. Review Panel
- 12 – 3 p.m. ICJE Spring Board Meeting
- 2 – 4 p.m. Commission on Continuing Lawyer Competency
- 2 – 5 p.m. Disciplinary Rules & Procedures Committee
- 6:30 – 9:30 p.m. Board of Governors Dinner
Join us for Friday night's Board Dinner where you can network with your fellow Board members.



SATURDAY, MARCH 10

- 7 – 7:45 a.m. Fun Run/Walk 
Join your fellow fitness leaders, State Bar President-Elect Ken Hodges as well as State Bar Executive Director Jeff Davis, as they lead a leisure run/walk around the property.
- 9 a.m. – 12 p.m. Board of Governors Meeting

 Indicates an event specific to the State Bar's wellness initiative.

HOTEL ACCOMMODATIONS

The Ritz-Carlton Reynolds, Lake Oconee
One Lake Oconee Trail
Greensboro, GA 30642
706-467-0600

Cut-off date is Friday, Feb. 9

The Ritz-Carlton Reynolds, Lake Oconee will be our host hotel offering discounted room rates. A block of rooms has been reserved for the meeting. Room rates are \$219 single/double plus applicable taxes and fees. To make reservations and receive our special rate, call 800-944-5884 and reference the State Bar of Georgia Spring Board of Governors Meeting, or you may register online at <https://aws.passkey.com/e/49099966>.

Reservations must be made by Friday, Feb. 9, as rooms will be on a space and rate availability after this date.

Valet parking is \$18/day.

Check-in is 4 p.m. | Check-out is 12 p.m.

ATTIRE

Business casual

GOLF

With the storied Augusta National Golf Course, home of the Masters Golf Tournament, nearby, inspired play comes naturally on the five golf courses at The Ritz-Carlton Reynolds, Lake Oconee. Tucked away in the natural beauty of towering Georgia oaks, fragrant magnolias, flowering native dogwoods and the pristine waters of Lake Oconee, the resort's 99 holes of golf are designed by the game's best known architects.

Call the resort at 706-467-7135 to set up your tee times. Be sure to ask about The Reynolds Kingdom of Golf presented by TaylorMade, as well as the Quick 6 Experience.

SPA

Drawing inspiration from its surroundings, the luxury spa offers a menu infused with native Georgia ingredients, water-themed therapies and a lodge-like space with windows overlooking the lake. Sprawling across 27,600 square feet, the resort spa includes relaxation lounges, a traditional barbershop space, a dedicated nail treatment room, 24-hour fitness center and indoor pool.

Call the spa at 706-467-7185 to schedule your appointment. The spa is offering State Bar of Georgia attendees a 10 percent discount off the full-priced spa menu (not available with any other discounts or spa packages) during your stay.

SPECIAL THANKS

Special thanks to the following corporate sponsors for their support of the State Bar of Georgia.

5-GAVEL

MB | MemberBenefits

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PHOTOS COURTESY OF THE RITZ-CARLTON REYNOLDS, LAKE OCONEE

REGISTRATION FORM

Please use this form to register by checking all events you plan to attend. Registration is required for all events, including no charge functions. You may also register online at www.gabar.org. Final registration deadline is Friday, March 2.

ATTENDEE INFORMATION

Bar Number _____

Name _____

Nickname _____

Spouse/Guest Name _____

Address _____

City/State/Zip _____

Email _____

Special Needs/Dietary Restrictions _____

ADA

If you qualify for assistance under the Americans with Disabilities Act, please call 404-526-8627.

REFUND/CANCELLATION POLICY

Cancellation of registration must be received in writing no later than Friday, March 2. Cancellations will receive a full refund, less a \$25 administrative charge. Absolutely no refunds will be made after Friday, March 2. Requests should be mailed to the State Bar of Georgia, Attn: Michelle Garner, 104 Marietta St. NW, Suite 100, Atlanta, GA 30303; faxed to 404-527-8717 or emailed to michelleg@gabar.org.

PAYMENT INFORMATION

Registrations will be processed on a first-come, first-served basis and will not be processed without payment. Visa, MasterCard and American Express are accepted. Please make checks payable to State Bar of Georgia and mail to Michelle Garner, Director of Meetings, 2018 Spring Meeting, State Bar of Georgia, 104 Marietta St. NW, Suite 100, Atlanta, GA 30303. "No charge" and credit card orders may be faxed to 404-527-8717. Verbal registrations will not be accepted.

EVENTS

	Quantity
Board Functions	
<input type="radio"/> BOG Dinner	\$95 _____
<input type="radio"/> BOG Meeting	N/C _____
Committee Meetings	
<input type="radio"/> Commission on Continuing Lawyer Competency	N/C _____
<input type="radio"/> ICLE Board	N/C _____
<input type="radio"/> Joint Meeting of the Executive Committees of the Military Legal Assistance Program Committee and the Military/Veterans Law Section	N/C _____
Related Organizations	
<input type="radio"/> ICJE Spring Board Meeting	N/C _____
Wellness	
<input type="radio"/> Fun Run/Walk	N/C _____

Total Fees Enclosed: \$ _____

CREDIT CARD INFORMATION

Please bill my: Visa MasterCard AMEX

Credit Card Number _____

Expiration Date _____

Name as it appears on card (please print) _____

Signature _____



**State Bar
of Georgia**

Board of Governors Attendance Record

	6-15	10-15	1-16	1-16	5-16	6-16	6-16	10-16	1-17	4-17	6-17	6-17	10-17	1-18	
	Sat.		Buford	ATL	ATL	Fri.	Sat.	Callaway	ATL	Oconee	Fri.	Sat.	Jekyll	Jekyll	ATL
	StoneMtn	Sav				Amelia	Amelia			Jekyll	Jekyll	Jekyll			
Sarah Brown Akins	•	•	e	•	•	•	•	e	e	e	•	•	•	•	•
Mark W. Alexander	•	•	•	•	•	e	e	•	•	•	•	•	•	•	•
Kent Edward Altom	•	•	•	•	•	•	•	•	•	•	•	•	e	•	•
Anthony B. Askew	•	•	•	•	•	•	•	•	e	•	•	•	•	•	•
Eric A. Ballinger	•	•	•	•	•	•	•	e	•	•	•	•	•	•	u
Donna G. Barwick	e	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Joshua C. Bell	•	e	•	u	u	•	•	•	e	u	u	u	•	•	•
Tracee R. Benzo	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•	•	•	•	•	•
Diane E. Bessen	•	•	•	•	•	•	•	•	e	•	•	•	e	•	•
James D. Blitch IV	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•
Sherry Boston	•	e	•	•	e	•	•	•	•	•	•	•	•	•	•
Thomas R. Burnside	•	•	•	•	•	•	•	•	•	•	•	•	e	•	•
Stephanie D. Burton	•	•	•	•	e	•	•	•	•	•	•	•	u	•	•
JaDawnya C. Baker	•	e	•	•	e	•	•	•	•	•	•	•	•	•	e
Ivy Neal Cadle	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•
Richard D. Campbell	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•	•	•	u	•	•
David L. Cannon	•	u	•	u	•	•	•	•	u	u	•	•	u	•	•
Carl S. Cansino	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•	•	•	•	•	•
Chris M. Carr	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	u	•	•
Shiriki L. Cavitt	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n	•	•	•
Carol V. Clark	•	e	•	•	•	•	•	•	•	•	•	•	•	•	•
Edward R. Collier	e	u	•	•	•	u	u	•	•	•	e	e	•	•	•
Stephanie Kirijan Cooper	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•	•
Martin L. Cowen III	•	u	•	u	u	u	u	•	u	•	•	•	•	•	•

To request an excused absence, please email Secretary Dawn M. Jones (dawn@dawnjoneslaw.com)

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	Stone Mtn	Sav		u		Amelia	Amelia				Jekyll	Jekyll			
Susan W. Cox	•	•	•	•	•	•	•	•	•	•	•	e	u	•	•
Terrence Lee Croft	e	u	•	•	e	e	e	•	•	•	e	e	e	•	•
David P. Darden	•	•	•	•	e	•	•	•	e	•	•	•	•	•	•
Gerald Davidson Jr.	•	•	•	•	•	•	•	•	e	•	•	•	u	•	•
J. Anderson Davis	•	u	•	•	e	e	e	•	e	•	e	e	•	•	•
Randall H. Davis	•	•	•	u	•	•	•	•	•	•	•	•	•	•	e
J. Antonio Delcampo	•	e	•	•	•	•	•	•	•	•	•	•	•	•	•
Scott Dewitt Delius	•	•	•	•	•	•	•	•	e	•	•	•	•	•	•
Joseph W. Dent	•	•	•	•	•	e	e	•	•	•	•	•	•	•	•
Foy R. Devine	•	e	•	u	•	•	•	u	u	•	•	•	•	•	u
Susan E. Edlein	n/a	n/a	n/a	n/a	n/a	n/a	•	•	e	•	•	•	•	•	•
Gregory W. Edwards	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•	u
Damon E. Elmore	u	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Archibald A. Farrar	•	e	•	•	•	•	•	u	•	•	•	•	e	•	•
D. Kirk Farrar	•	•	e	•	•	•	•	u	•	•	e	e	•	•	u
Elizabeth L. Fite	•	•	e	•	•	•	•	•	•	•	•	•	•	•	•
Gary Stuart Freed	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Gregory A. Futch	•	•	•	•	•	u	u	•	•	e	e	e	u	•	•
William Gil Gainer	u	•	•	•	•	u	u	•	•	•	•	•	•	•	•
William C. Gentry	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Michael G. Geoffroy	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•
H. Emily George	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	u
Walter J. Gordon Sr.	•	e	•	•	•	e	e	•	e	•	u	u	u	•	•
Patricia A. Gorham	e	•	•	•	•	•	•	•	•	•	e	e	•	•	•

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	Stone Mtn	Sav				Amelia	Amelia			Jekyll	Jekyll	Jekyll			
Thomas F. Cristina	•	•	u	•	•	•	•	•	e	•	•	•	•	•	•
John Kendall Gross	•	•	e	u	e	u	u	•	e	e	•	u	e	e	•
John Haubenreich	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Patrick H. Head	•	•	•	u	e	e	e	e	•	•	•	•	•	•	•
Lawton C. Heard, Jr.	e	•	u	•	•	•	•	•	e	•	•	•	•	•	u
Render M. Heard Jr.	•	•	•	•	•	•	•	•	•	u	•	•	•	•	•
Thomas W. Herman	•	u	•	•	•	u	•	u	u	•	u	u	•	•	u
R. Javoynne Hicks	•	•	•	u	•	•	•	•	•	e	•	•	•	•	•
Donna S. Hix	•	•	•	•	•	•	•	•	e	•	•	•	e	•	•
Michael D. Hobbs	•	e	u	•	e	u	•	e	•	•	u	u	e	u	•
Kenneth B. Hodges	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Phyllis J. Holmen	•	•	•	u	•	•	•	•	e	e	•	•	•	•	•
J. Marcus E. Howard	•	e	•	•	•	•	•	•	•	•	•	•	e	•	•
Amy V. Howell	•	•	•	u	•	•	•	•	•	•	•	•	•	•	•
Roy B. Huff Jr.	•	e	•	•	•	e	e	•	•	•	e	e	e	•	•
James W. Hurt	u	•	•	•	•	•	•	u	e	u	•	u	•	u	•
Christopher Huskins	•	u	•	u	•	u	u	u	•	•	u	•	u	•	•
Stacey K. Hydrick	n/a	n/a	n/a	n/a	n/a	n/a	•	•	e	•	•	•	e	•	•
James T. Irvin	u	•	•	•	•	•	•	•	e	e	•	•	•	•	•
William Dixon James	•	e	•	•	•	•	•	•	•	•	u	u	•	•	•
Curtis S. Jenkins	•	•	u	•	u	•	•	u	•	•	•	•	•	•	•
Larry Michael Johnson	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	u	•
Lester B. Johnson, III	•	•	•	•	•	•	•	•	e	e	•	•	e	•	•
Dawn M. Jones	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•

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	Stone Mtn	Sav				Amelia	Amelia			Jekyll	Jekyll	Jekyll			
Michael R. Jones, Sr.	u	•	u	u	•	u	u	•	e	u	u	u	e	e	u
Elena Kaplan	•	•	•	u	e	•	•	•	•	•	u	u	•	•	•
John F. Kennedy	•	•	•	u	•	•	•	•	•	•	•	•	u	•	•
William J. Keogh, III	•	•	•	u	•	•	•	•	e	e	•	•	•	•	u
Barry E. King	•	•	•	•	•	•	•	•	e	•	•	•	•	•	•
Judy C. King	•	•	•	u	•	•	•	•	•	•	•	•	u	•	•
Seth Kirschenbaum	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Catherine Koura	•	•	•	•	•	•	•	e	•	•	e	e	e	•	•
Edward B. Krugman	•	•	•	•	•	•	•	•	•	•	e	e	e	•	•
Jeffrey R. Kuester	•	e	•	•	•	•	•	•	•	•	•	•	•	•	•
Allegra Lawrence-Hardy	•	•	•	•	•	•	•	•	•	e	•	•	•	•	•
Nicole C. Leet	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•	•	•	•	•	•
Ryan R. Leonard	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	e	e	•	•	•	•
Dawn Renee Levine	•	•	•	u	u	•	•	u	u	•	•	•	u	•	•
David S. Lipscomb	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Dax Eric Lopez	•	•	•	u	u	•	•	•	u	•	•	•	e	•	•
Ronald A. Lowry	•	•	•	e	•	•	•	•	•	•	e	•	e	u	•
John Bell Manly	•	•	•	•	•	•	•	•	•	e	•	•	•	•	u
Samuel M. Matchett	•	e	•	e	•	e	•	e	u	•	u	•	e	•	•
William R. McCracken	e	u	•	•	•	e	e	•	e	•	e	•	•	e	•
Letitia A. McDonald	•	u	•	u	•	•	•	•	•	•	•	•	•	•	•
Brad J. McFall	u	u	u	u	•	u	u	e	•	•	u	u	u	•	•
Ashley W. McLaughlin	•	e	•	•	e	u	u	•	•	•	•	u	u	•	•
Michael D. McRae	•	u	u	u	e	u	u	u	u	•	u	u	e	u	u

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	Stone Mtn	Sav				Amelia	Amelia			Jekyll	Jekyll	Jekyll		ATL
Terry L. Miller	•	•	•	•	•	•	•	•	•	•	•	•	•	•
W. Benjamin Mitcham	•	•	•	•	•	•	•	•	e	•	u	•	•	•
Jennifer C. Mock	•	•	•	•	•	•	•	•	•	•	•	•	•	•
William J. Monahan	n/a	n/a	n/a	n/a	n/a	n/a	•	•	e	•	•	•	•	•
Shondeana Morris	•	•	•	•	•	•	•	•	•	•	•	•	•	•
John T. Mroczko	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	u	•
Laura J. Murphree	•	•	•	•	•	•	•	•	e	•	•	•	e	•
Sam G. Nicholson	•	•	•	•	e	•	•	•	•	•	•	•	•	u
Dennis C. O'Brien	•	•	•	•	•	•	•	e	e	•	•	•	e	•
Patrick T. O'Connor	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Rizza O'Connor	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•
Jonathan B. Pannell	•	•	•	•	•	•	•	•	•	e	•	•	•	e
Joy Renea Parks	•	u	•	•	•	•	•	•	e	•	•	•	•	•
Thomas A. Peterson, IV	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	u
Will H. Pickett, Jr.	•	u	u	u	u	u	u	u	u	u	u	u	•	u
Robert Allen Plumb Jr.	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	u
Jill Pryor	e	u	e	u	•	e	e	•	•	•	e	e	e	•
William M. Ragland	e	•	•	•	•	•	•	e	u	•	•	•	e	•
Robert V. Rodatus	e	•	•	•	e	•	•	e	e	e	e	e	•	•
Tina S. Roddenbery	•	•	•	•	•	•	•	•	•	•	•	•	e	•
Buck Rogers	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Joseph Roseborough	•	•	•	•	•	•	•	u	•	•	•	•	•	•
William C. Rumer	e	•	•	•	•	•	•	e	u	•	e	e	e	u
Claudia S. Saari	•	•	•	•	•	•	•	•	•	•	•	•	•	•

To request an excused absence, please email Secretary Dawn M. Jones (dawn@dawnjoneslaw.com)

Board of Governors Attendance Record

	6-15	10-15	1-16	1-16	5-16	6-16	6-16	10-16	1-17	4-17	6-17	6-17	10-17	1-18
	Sat.	Sav	Buford	ATL	ATL	Fri.	Sat.	Callaway	ATL	Oconee	Fri.	Sat.	Jekyll	Jekyll
Dennis C. Sanders	•	u	•	•	•	•	•	e	u	•	•	•	e	•
H. Burke Sherwood	•	u	•	•	•	•	•	•	e	•	•	•	•	u
Robert H. Smalley, III	•	e	u	•	•	•	•	•	•	•	•	•	•	•
Philip C. Smith	u	•	•	u	•	•	•	u	•	•	•	e	•	•
R. Rucker Smith	•	•	•	u	•	•	•	•	•	•	•	•	•	•
Daniel B. Snipes	•	u	e	•	•	e	e	•	•	•	•	•	e	•
R. Gary Spencer	•	•	•	•	•	•	•	e	•	e	•	•	•	•
H. Craig Stafford	•	e	•	•	•	•	•	e	u	•	•	•	•	e
Lawrence A. Stagg	u	u	•	u	•	•	•	u	u	u	•	•	•	•
Lawton E. Stephens	•	e	•	u	•	•	•	•	e	•	e	e	e	e
C. Deen Strickland	•	e	•	u	e	•	•	e	u	•	•	•	•	u
Frank B. Strickland	•	•	•	e	•	•	•	e	•	•	•	•	•	•
Joseph C. Sumner, Jr.	•	•	•	•	u	•	•	•	u	•	•	•	•	•
Darrell L. Sutton	•	n/a	n/a	n/a	n/a	•	•	•	•	•	•	•	•	•
Jason W. Swindle	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	u
Michael B. Terry	•	•	•	•	•	•	•	e	•	•	•	•	•	•
Anita W. Thomas	•	u	•	u	u	•	•	e	u	•	u	u	•	•
Dwight L. Thomas	•	e	•	u	•	•	•	e	•	•	•	•	•	•
Edward D. Tolley	u	u	•	u	•	•	•	•	•	•	u	•	•	u
Clayton Tomlinson	•	•	•	•	u	•	•	•	e	•	•	•	•	u
Chris P. Twyman	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•
William Underwood III	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•
Martin E. Valbuena	•	•	•	•	u	•	•	•	•	u	•	•	•	•
Carl R. Varnedoe	•	•	•	•	u	•	•	u	•	•	•	•	•	u

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Board of Governors Attendance Record

	6-15	10-15	1-16	1-16	1-16	5-16	6-16	6-16	10-16	1-17	4-17	6-17	6-17	10-17	1-18	
	Sat.		Buford	ATL	ATL	ATL	Fri.	Sat.	Callaway	ATL	Oconee	Fri.	Sat.	Jekyll	Jekyll	ATL
	Stone Mtn	Sav					Amelia	Amelia			Jekyll	Jekyll	Jekyll			
Nicki N. Vaughan	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Carl A. Veline, Jr.	•	•	•	•	•	•	•	•	•	•	•	e	e	•	•	•
J. Henry Walker	u	•	•	•	•	•	•	•	•	•	•	•	•	e	•	•
Janice M. Wallace	•	•	•	•	e	•	•	•	•	•	•	•	•	•	•	•
Amy Carol Walters	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	e	•	e	•	e	e	e
Jeffrey S. Ward	•	•	•	u	e	•	•	•	•	•	e	•	•	•	•	•
Harold B. Watts	•	•	•	•	•	•	•	•	•	•	•	•	•	•	e	•
John P. Webb	•	•	•	•	•	•	•	•	•	•	•	•	e	•	•	•
Christopher F. West	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	u	u	•	•	•	u	•	•
Nancy J. Whaley	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
Paige R. Whitaker	n/a	n/a	n/a	n/a	n/a	n/a	n/a	•	•	•	•	•	•	•	•	•
Kathleen Womack	•	•	•	•	•	•	•	•	•	•	•	•	•	•	u	•
Douglas Woodruff	•	e	•	•	•	•	•	•	•	e	•	e	e	e	e	u
Gerald P. Word	e	•	u	e	•	u	•	•	•	e	u	e	e	•	•	u
• - attended meeting							e - excused absence				u - unexcused absence					

Future Meetings Schedule

(2/13/2018)



Executive Committee

April 13-15, 2018 Supreme Court/Executive Committee
Joint Meeting
Barnsley Resort, Adairsville, GA

Board of Governors

Spring 2018 March 9-11, 2018 The Ritz-Carlton Reynolds, Lake Oconee
Greensboro, GA

Annual 2018 June 7-10, 2018 Omni Amelia Island, Amelia Island, FL

Fall 2018 Nov. 2-4, 2018 Callaway Gardens, Pine Mountain, GA

Spring 2019 March 28-31, 2019 The Ritz-Carlton Reynolds, Lake Oconee
Greensboro, GA

Annual 2019 June 6-9, 2019 The Ritz-Carlton Orlando, Grande Lakes
Orlando, FL

Young Lawyers Division

Spring 2018 March 15-18, 2018 Kimpton Aerston Hotel, Nashville, TN

Annual 2018 June 7-10, 2018 Omni Amelia Island, Amelia Island, FL

Summer 2018 Aug. 23-26, 2018 DeSoto Hotel, Savannah, GA

Fall 2018 Nov. 9-11, 2018 The Ritz-Carlton Reynolds, Lake Oconee
Greensboro, GA

Spring 2019 April 26-29, 2019 Washington, DC
(TBD)

Annual 2019 June 6-9, 2019 The Ritz-Carlton Orlando, Grande Lakes
Orlando, FL

American Bar Association Meetings

Annual 2018	Aug. 2-7, 2018	Chicago, IL
Midyear 2019	Jan. 23-29, 2019	Las Vegas, NV
Annual 2019	Aug. 8-13, 2019	San Francisco, CA
Midyear 2020	Feb. 12-18, 2020	Austin, TX
Annual 2020	Aug. 6-11, 2020	Toronto, Ontario, Canada
Midyear 2021	Feb. 10-16, 2021	Orlando, FL
Annual 2021	Aug. 5-10, 2021	Chicago, IL

Savannah Boat Ride

April 27, 2018	Savannah Boat Ride, Savannah, GA (No EC Meeting)
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Southern Conference Meetings

2018	October 2018	Louisiana
2019	October 2019	Georgia
2020	October 2020	Florida

2019 High School Mock Trial Championship (Athens, GA)

May 17-18, 2019	Nationals Weekend (Bar leadership encouraged to serve on Judging Panels on Fri., be on hand for Judging Panel Reception Fri. night, serve on Judging Panels for Sat. and the championship round, and be on hand for Awards Gala)
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2/15/2018

**State Bar of Georgia Consolidated Revenues and Expenditures as of December 31, 2017
Operations and Bar Center**

Activity	2017-18 Net Dues
Active	\$250
Inactive	\$125
Associates	\$100
Foreign Legal Cnsit	\$250
Students	\$0
Emeritus	\$0

Actual YTD 2017-18		
# Memb.	Amount	% of Bud
38,953	\$9,659,304	99.9%
8,828	\$1,116,640	99.0%
13	\$1,300	65.0%
6	\$1,500	75.0%
279	\$0	0.0%
2,026	\$0	0.0%
	\$226,295	90.5%
	\$5,693	94.9%
50,105	\$11,010,732	99.6%

Budget 2017-18	
# Memb.	Amount
39,000	\$9,668,750
8,992	\$1,127,750
20	\$2,000
8	\$2,000
170	\$0
1,840	\$0
	\$250,000
	\$6,000
48,190	\$11,056,500

Bar Center Revenue

\$1,433,116 **36.4%**

\$3,941,104

Alloc. Section Fees

\$196,015 **100.0%**

\$196,015

CSF Expense Reimb.

\$36,500 **50.0%**

\$73,000

Advertising & Sales

\$73,226 **78.1%**

\$93,700

Membership Income

\$65,740 **50.6%**

\$130,030

Interest Income

\$26,475 **35.3%**

\$75,000

Miscellaneous

\$1,595 **63.8%**

\$2,500

Total Revenue

\$12,843,399 **82.5%**

\$15,567,849

Total Expenses

\$7,588,343 **46.6%**

\$16,285,633

Net Gain (Loss)

\$5,255,056

(\$717,784)

State Bar Reserves

Board Designated Reserves

Operating Reserve	\$2,750,000
Bar Center Reserve	2,000,000
Litigation Reserve	300,000
Cornerstones of Freedom	600,000

Total Designated Reserves **\$5,650,000**

Surplus (Cash Basis) 6/30/17 (subject to audit)

Operations	(\$4,575,040)
Bar Center	\$9,796,394
Total Surplus	\$5,221,354

Total Reserves **\$10,871,354**

February 15, 2018

State Bar of Georgia
Income Statement YTD - Operations
For the Six Months Ending December 31, 2017

	YTD Actual	Annual Budget	Ytd % of Bud	Last Year
Revenues				
Dues - Active	\$ 9,660,804	\$ 9,668,750	99.92	9,467,731
Dues - Inactive	1,116,640	1,127,750	99.01	1,119,337
Dues - Misc. Types	1,300	4,000	32.50	1,300
Dues - Late Fees	231,988	256,000	90.62	294,515
Total Dues & Licenses	11,010,732	11,056,500	99.59	10,882,883
Section Expense Reimb.	196,015	196,015	100.00	127,625
CSF Expense Reimb.	36,500	73,000	50.00	73,000
Advertising and Sales	73,226	93,700	78.15	90,305
Membership Income	42,565	77,030	55.26	76,301
Pro Hac Vice	84,175	304,000	27.69	304,000
Pro Hac Vice Contra	(61,000)	(251,000)	24.30	(251,200)
Savannah Misc Income	350	0	0.00	0
Interest Income	26,475	75,000	35.30	55,464
Miscellaneous Revenues	1,245	2,500	49.80	2,168
Total Revenues	11,410,283	11,626,745	98.14	11,360,546
Expenses				
Administration	1,083,523	2,307,045	46.97	2,160,557
Management Info Systems	318,872	541,233	58.92	499,159
General Counsel	1,725,738	3,608,603	47.82	3,598,119
Consumer Assistance Pgm.	282,357	591,157	47.76	575,496
Communications	425,105	882,409	48.18	825,610
Lawyer's Assistance Program	28,732	61,000	47.10	55,318
Fee Arbitration	244,141	551,637	44.26	500,215
Law Practice Management	212,882	448,539	47.46	438,988
Sections	86,845	196,015	44.31	127,625
Savannah Office	118,363	253,909	46.62	216,853
Tifton Office	86,352	181,520	47.57	157,786
Young Lawyers	237,817	533,679	44.56	483,355
Unauthorized Practice of Law	390,811	804,987	48.55	780,164
Standards of the Profession	0	0	0.00	109,418
Law Related Education	175,440	368,644	47.59	348,467
High School Mock Trial	41,172	127,527	32.28	116,423
Pro Bono	106,108	212,216	50.00	212,216
Fastcase	105,727	218,000	48.50	206,912
Officers' Expenses	15,677	148,107	10.58	113,059
BASICS Program Contribution	140,000	140,000	100.00	150,000
Resource Center Contribution	110,332	110,332	100.00	110,332
Military/Vets Pro Bono	51,374	103,742	49.52	106,069
Other Expenses	405,885	1,211,418	33.50	488,932
Total Expenses	6,393,253	13,601,719	47.00	12,381,073
Net Income	\$ 5,017,030	\$ (1,974,974)	(254.03)	(1,020,527)

2/15/2018

**State Bar of Georgia - Bar Center
Revenues and Expenditures - Executive Summary
For the Six Months Ended December 31, 2017**

Activity	YTD 12/31/17		Budget
	Actual	% Budget	FY 18
Income and Cash Receipts			
CCLC Contribution	\$0	0.0%	\$1,300,000
Interest Income	\$10,939	109.4%	\$10,000
Member Assessment	\$254,512	86.3%	\$295,000
Room Rentals and Various Charges	\$11,889	33.0%	\$36,000
Parking Revenues	\$182,378	49.9%	\$365,500
Rental Income	\$665,304	50.5%	\$1,318,416
Operating Budget Transfer	\$308,094	50.0%	\$616,188
Total Income and Cash Receipts	\$1,433,116	36.4%	\$3,941,104
Expenses and Cash Disbursements			
Building Rehabilitation	\$2,604	3.5%	\$75,000
Conference Floor Renovations	\$0	0.0%	\$20,000
Tenant Improvements	\$2,314	9.3%	\$25,000
Furniture and Equipment	\$106,636	97.4%	\$109,527
Architect and Design	\$0	0.0%	\$10,000
Parking Deck Enhancements	\$13,350	0.0%	\$25,000
Median and Landscaping	\$0	0.0%	\$2,500
Woodrow Wilson Exhibit and Law Museum	\$0	0.0%	\$5,000
President's Conference Room	\$0	0.0%	\$5,000
Law Related Education	\$0	0.0%	\$12,980
Conference Center Operating Expenses	\$201,796	45.2%	\$446,802
Third Floor Contingency	\$2,732	10.9%	\$25,000
Building Operating Expenses	\$727,015	44.4%	\$1,637,250
Parking Deck Operating Expenses	\$138,643	44.0%	\$315,312
Legal and Due Diligence Fees	\$0	0.0%	\$0
Total Expenses and Cash Disbursements	\$1,195,090	44.0%	\$2,714,371
Net Cash Flow	\$238,026		\$1,226,733

State Bar of Georgia
Summary of Dues and Voluntary Contributions
At December 31

Total Number of Members at
 Apr 30 of prev Bar year (active and inactive) 47,442 46,659 46,113

	Dues Season April 2017 - April 2018	Dues Season May 2016- April 2017	Dues Season May 2015 - April 2016
Dues			
Active - Number Paid	38,959	38,343	37,645
Inactive - Number Paid	<u>8,828</u>	<u>8,810</u>	<u>8,731</u>
Total Number Paid	<u>47,787</u>	<u>47,153</u>	<u>46,376</u>
Percent Paid	<u>100.73%</u>	<u>101.06%</u>	<u>100.57%</u>
Total Amount Paid - Active and Inactive	<u>10,778,319</u>	<u>10,529,396</u>	<u>10,351,465</u>

Georgia Legal Services

Number Paid	<u>2,731</u>	<u>2,386</u>	<u>2,296</u>
Percent of Total Members Paid	<u>5.71%</u>	<u>5.06%</u>	<u>4.95%</u>
Amount Paid	<u>311,345</u>	<u>275,460</u>	<u>264,210</u>
Average Amount Paid	<u>\$ 114</u>	<u>\$ 115</u>	<u>\$ 115</u>

Legislative

Number Paid	<u>5,801</u>	<u>5,938</u>	<u>5,995</u>
Percent of Total Members Paid	<u>12.14%</u>	<u>12.59%</u>	<u>12.93%</u>
Amount Paid	<u>546,014</u>	<u>557,232</u>	<u>564,304</u>
Average Amount Paid	<u>\$ 94</u>	<u>\$ 94</u>	<u>\$ 94</u>

Projected 2017-18 Dues Year Totals

Georgia Legal Services	<u>\$ 320,000</u>
Legislative	<u>\$ 550,000</u>

**Contribution Amounts by Dues Year
 (May 1 - April 30)**

	GLSP	Legislative
2016 - 2017	<u>\$ 276,487</u>	<u>\$ 557,991</u>
2015 - 2016	<u>\$ 264,493</u>	<u>\$ 565,004</u>
2014 - 2015	<u>\$ 255,713</u>	<u>\$ 640,505</u>
2013 - 2014	<u>\$ 241,362</u>	<u>\$ 691,736</u>
2012 - 2013	<u>\$ 244,707</u>	<u>\$ 685,283</u>
2011 - 2012	<u>\$ 240,678</u>	<u>\$ 656,254</u>
2010 - 2011	<u>\$ 241,772</u>	<u>\$ 657,526</u>
2009 - 2010	<u>\$ 235,276</u>	<u>\$ 650,806</u>
2008 - 2009	<u>\$ 249,480</u>	<u>\$ 660,570</u>
2007 - 2008	<u>\$ 264,255</u>	<u>\$ 1,235,022</u>
2006 - 2007	<u>\$ 295,646</u>	<u>\$ 802,482</u> \$100 Contribution
2005 - 2006	<u>\$ 751,762</u>	<u>\$ 159,480</u> \$25 Contribution
2004 - 2005	<u>\$ 170,210</u>	<u>\$ 273,613</u> \$20 Contribution

State Bar of Georgia
Investment Performance Comparison
2005-2017

	Yields				Period End Balances									
	All MMKT	Georgia Bank CD's	BOA/ML Inv Port	SunTrust Inv Port	Blended Yield	All Cash/MMKT**	Georgia Bank CD's	Fidelity MMKT	BOA/ML MMKT*	Synovus MMKT	ServisFirst MMKT	SunTrust Cash/MMKT	Total Book Investments	Total Cash and Investments**
Averages, 2005	3.02%	N/A	N/A	N/A	3.02%	16,560,537	-	-	9,403,471	-	-	7,177,066	-	16,560,537
Averages, 2006	4.87%	N/A	N/A	N/A	4.87%	18,922,787	-	-	16,874,290	-	-	2,048,497	-	18,922,787
Averages, 2007	5.21%	N/A	4.53%	5.06%	5.06%	13,657,096	-	-	12,152,455	-	-	1,526,658	8,229,072	21,886,168
Averages, 2008	3.01%	N/A	3.59%	3.88%	3.33%	12,912,090	-	1,886,579	9,292,693	-	-	1,732,818	11,160,834	24,072,925
Averages, 2009	0.52%	N/A	2.83%	N/A	1.38%	16,872,270	-	4,564,309	8,545,018	-	-	3,562,943	7,946,088	24,616,388
Averages, 2010	0.18%	N/A	2.22%	N/A	1.07%	15,151,444	-	4,576,043	6,345,455	-	-	4,229,945	8,323,979	23,475,423
Averages, 2011	0.10%	N/A	1.85%	N/A	0.76%	15,641,096	-	4,582,870	6,878,861	-	-	4,179,364	7,030,212	22,671,307
Averages, 2012	0.11%	N/A	1.14%	N/A	0.57%	16,077,038	-	4,588,278	7,378,420	-	-	4,110,340	9,401,250	25,475,288
Averages, 2013	0.07%	N/A	0.74%	N/A	0.32%	18,772,091	-	3,826,012	10,839,546	-	-	4,106,533	8,636,500	27,406,591
Averages, 2014	0.14%	N/A	0.68%	N/A	0.31%	21,234,480	972,848	9	16,770,960	-	-	4,359,345	6,930,100	28,894,216
Averages, 2015	0.45%	N/A	0.78%	N/A	0.50%	24,598,537	1,150,942	9	4,535,435	7,874,110	-	11,938,811	3,326,083	29,077,563
Averages, 2016	0.40%	N/A	0.89%	N/A	0.43%	27,370,014	505,173	9	5,486,700	10,884,169	1,195,911	8,859,526	1,233,083	29,106,270
Averages, 1Q17	0.41%	N/A	1.00%	N/A	0.42%	26,841,866	-	9	6,641,808	10,922,892	2,280,318	6,996,859	248,000	27,089,886
Averages, 2Q17	0.40%	N/A	0.00%	N/A	0.40%	28,179,855	-	9	5,208,031	10,937,480	2,286,636	9,747,698	-	28,179,855
Averages, 3Q17	0.43%	N/A	0.00%	N/A	0.43%	32,265,252	-	9	7,621,137	10,952,996	2,291,759	11,399,352	-	32,265,252
October 2017	0.49%	N/A	0.00%	N/A	0.49%	30,407,553	-	9	9,195,591	10,963,121	2,295,612	7,953,220	-	30,407,553
November 2017	0.48%	N/A	0.00%	N/A	0.48%	29,723,670	-	9	9,051,670	10,968,078	2,297,500	7,406,413	-	29,723,670
December 2017	0.52%	N/A	0.00%	N/A	0.52%	28,818,298	-	9	9,265,735	13,003,744	2,299,452	4,249,358	-	28,818,298
Averages, 4Q17	0.50%	0.00%	0.00%	N/A	0.50%	29,649,840	-	9	9,170,998	11,644,981	2,297,521	6,536,331	-	29,649,840

* Includes CCLC

** Includes CCLC, Client Security Fund and Bar Center Operating Accts

State Bar of Georgia
Legislative Fund
Activity Report
Fiscal Year Through December 31, 2017

7/1/17 Beginning Balance	<u>\$ 1,234,173</u>
Interest Income on Fund	3,629
Contributions	544,854
Expenditures:	
Staff and Contract Lobbyists	183,758
Legislative Committee Expense	1,169
Grassroots Efforts	2,891
Travel	1,944
Legislative Guests/Meetings	-
Shared Office Allocation	8,156
Miscellaneous	1,110
	<u>199,028</u>
Net Fund Balance 12/31/17	<u><u>\$ 1,583,627</u></u>

**State Bar of Georgia
 Cornerstones of Freedom Fund
 Activity Report
 Through December 31, 2017**

7/1/17 Beginning Balance \$ 600,000

Interest Income on Fund 724

Expenditures:

Writing Services 24,150

Virtual Law Museum 25,000

Media Monitoring 1,828

Access to Justice Campaign 875

iCivics -

Schoolgroup Travel-LRE 3,874

Media Campaign--Need Lawyers 115,472

Wellness Program and Website -

Miscellaneous (5)

171,194

Net Balance 12/31/17 \$ 429,530

Replenishment

Needed From Surplus \$ 170,470

At June 30, 2018

State Bar of Georgia 2018-2019 Budget Timetable

- Week of Dec. 4, 2017** Budget Timetable and the Budget Request Forms are sent to President-elect, YLD President-elect, Committee/Program Chairs and Bar staff.
- Mon. – Jan. 8, 2018** **Deadline for submission of all new budget requests to be submitted to Executive Director, Chief Operating Officer or Chief Financial Officer. Non-emergency requests received after this date will be held for consideration in the 2019-2020 budget cycle.**
- Thrs. – Jan. 25, 2018 **Personnel Committee** reviews any new staffing and compensation change requests. Proponents requested to appear to orally present and justify their requests.
- Wed. – Feb. 5, 2018 **Programs Committee** reviews any new budget requests from existing State Bar programs and any requests for new programs. Proponents are requested to appear to orally present and justify their requests. (Note: Due to weather, this meeting was rescheduled from Jan. 17)
- Thrs. – Feb. 7, 2018 **Finance Committee** reviews the recommendations of the Programs and Personnel Committees (the review is limited to their financial impact on dues and budget) and recommends the 2018-2019 dues level to the Executive Committee for the Feb. 8 EC meeting. Proponents, having already been heard, do not attend. (Note: EC agenda deadline Feb. 2)
- (Dates below are determined by the Exec. Comm. meeting schedule and subject to change)*
- Fri. – Feb. 8, 2018 **Executive Committee** receives the recommendations of the Programs and Personnel Committees, and the Finance Committee’s draft budget (including its report on the financial impact of those recommendations) and recommends the 2018-2019 dues level to the Board of Governors for the March 31 Board meeting. (Note: Board agenda deadline is Feb. 14)
- Sat. – March 10, 2018 **Board of Governors** sets the 2018-2019 dues level at the Spring Board Meeting (Ritz Carlton Lake Oconee-Greensboro).
- April 5, 2018 **Finance Committee** recommends the 2018-2019 proposed budget to the Executive Committee for the April 13 Executive Committee meeting. (Note: EC agenda deadline is April 6)
- April 13, 2018 **Executive Committee** recommends the 2018-2019 proposed budget to the Board of Governors for the June 9 Board meeting or at the May meeting. (Note: Board agenda deadline is May 18)
- Sat. - June 9, 2018 **Board of Governors** receives 2018-2019 final draft budget for approval at the Annual Board Meeting (Omni Amelia Island, FL).

Overview of the Budget Process:

1. Programs Committee recommends **substantial program changes** (additions, changes, or deletions) to the Executive Committee.
2. Personnel Committee recommends staffing for **existing programs** to the Executive Committee.
3. Finance Committee recommends a draft budget to the Executive Committee, including the financial impact of the recommendations of the Programs and Personnel Committees. It does not hear from proponents or repeat the work of the Programs and Personnel Committees, but instead advises on the financial results of their work.
4. Executive Committee reviews the recommendations of all three committees and suggests dues level and budget to the Board of Governors.
5. Board of Governors sets the dues level, check-offs, and section fees at its Spring Meeting, and sets the 2018-2019 budget at its Annual Meeting after a hearing open to all members.



March 10, 2018

Board of Governors
State Bar of Georgia
104 Marietta Street
Atlanta, Georgia 30303

Re: Spring Meeting Report to the Board of Governors

Board Members:

It is my privilege to report to the Board on the activities of the State Bar of Georgia YLD. The YLD is committed to continually promoting the mission of our Bar through its younger members, who number nearly 10,000.

As the service arm of the Bar, this year's theme is focusing on pro bono service. As you know, traditionally the YLD has held a Signature Fundraiser to raise funds for worthy causes. This year, the YLD raised hours instead of funds with a Signature Service Project. With its Signature Service Project: Pro Bono Challenge, the YLD challenged every young lawyer to pledge 50 hours of pro bono service to be completed over the next year. We celebrated all those who took the challenge with an event at Eventide Brewing on February 21, 2018. In total, we had nearly **10,000** hours of pro bono service pledged!

This report will bring you up to date on YLD's other activities and accomplishments.

YLD Committees

The YLD has more than 25 committees working to support our motto of service. Some provide service to the community and others provide service to the profession. Each committee has been working on substantive engagement in their respective focus areas and each are going to concentrate on a pro bono activity. Below are some of the accomplishments of our YLD Committees this year:

- At its last meeting, the Advocates for Students with Disabilities committee invited Talley Wells, the Executive Director of Georgia Appleseed Center for Law and Justice and former Director of the Disability Integration Project at the Atlanta Legal Aid Society, to discuss how to use IEPs and other school and community resources to ensure a student with a disability gets what he or she needs to succeed at school and in the transition to adulthood.

- The Community Service committee recently held a meeting with guest speaker, Tim Phillips, General Counsel for the American Cancer Society, who presented to the group about his position and leadership.
- The Criminal Law Committee hosted a lunch and learn CLE led by the Honorable Parag Shah on foundation and electronic evidence.
- The Disaster Legal Assistance committee continued to work on cases generated from the disaster legal services hotline after Hurricane Irma and a federal disaster declaration to coastal Georgia.
- The Ethics & Professionalism committee co-hosted a CLE with Mercer Law School on Intellectual Property and its impact. Professor David Hricik explained how 3D printing, artificial intelligence, and machine learning impacts our society and our profession, and provided tips on how to prepare and adapt for this changing technology.
- The Family Law Committee will hold its annual Supreme Cork fundraiser on March 15 at 5 Seasons Brewery to support AVLF.
- High School Mock Trial is entering its 30th season of competition this year. Georgia will be hosting the 2019 National Competition next year in Athens, and the YLD is getting ready to host and support this exciting event.
- The Inclusion in the Profession Committee has held planning meetings this year and are organizing a Saturday Lawyer Program and CLE through AVLF.
- The Judicial Law Clerk Committee held a lunch and learn covering “Ethical Dilemmas Law Clarks Face” with speaker Karlise Grier, the Executive Director of Georgia Supreme Court's Chief Justice's Commission on Professionalism.
- Leadership Academy selected the 2019 class and kicked off the session at the Midyear Meeting in January with past presidents discussing involvement in the YLD and the Bar. In February, participants enjoyed a day at the Capitol learning about lawyers as leaders in state government. For their third session, they will join the YLD at its Spring Meeting in Nashville for teambuilding, networking and CLE programming.
- The Legal Food Frenzy is gearing up for the 2018 season. The Food Frenzy will be April 16-28, 2018. Volunteers from all over the state are needed to beat last year’s record of 215 participants raising \$329,287 in cash in addition to 19,084 pounds of food.
- The Litigation committee hosted its first installment of the 2018 War Stories Luncheons by welcoming Tricia “CK” Hoffler, of Emond, Lindsay & Hoffler, a plaintiffs’ attorney who has practiced all over the county and the world.
- The Pro Bono Committee held a lunch and learn with Rachel Spears, Executive Director, Pro Bono Partnership of Atlanta to learn about pro bono opportunities, including examples of opportunities that arise outside of the metro-Atlanta area, that are specifically geared towards transactional attorneys.
- The Solo/Small Firm committee held a pro bono event gathering to answer questions for georgia.freelegalanswers.org.
- The Women in the Profession committee held a luncheon featuring two Senior Associates who discussed and provided insight on work-life balance, advancement of women within firms, and advancing through the ranks within firms.

YLD Affiliates

- Glynn County YLD
Glynn YLD is gearing up for our annual Ides of March Tournament benefiting the Davis Love Foundation and CASA Glynn on March 17 at Sea Palms Resort and Conference Center on St. Simons Island. Last year was our best year yet, and this year we are hoping to do even better.
- Houston County YLD
On February 1, the Houston County YLD and the Macon YLD joined together to do a "Care"oke event where we raised money and toiletry donations for Dismas Charities, a federal halfway house in Macon. They had good food, good drinks and not-too-bad singing for a good cause. The event raised more than \$300 in monetary and toiletry donations.
- Savannah YLD
The Savannah YLD had an exciting start for 2018. On January 25, the YLD held a happy hour event at Service Brewery, sponsored by Coastal Court Reporting and a trivia happy hour get together on February 21 at Savannah Taphouse, sponsored by Queensboro Bank. On March 4, the Executive Board cooked brunch at the Ronald McDonald House in Savannah.

Quarterly Meetings

In addition to the work load of our many committees and YLD Affiliates, YLD members gather four times over the course of the Bar year during quarterly meetings to report on their committee work, socialize and network, and plan and organize division-wide projects.

The YLD met in conjunction with the Bar's Midyear Meeting in January at the Westin Perimeter North Hotel. The YLD Leadership Academy met to learn about involvement in the YLD and the Bar, had an ethics presentation by State Bar General Counsel Jenny Mittelman and took part in teambuilding activities. Other members of the YLD met to attend the general session.

The YLD has two remaining meetings planned this Bar year, as follows:

Spring Meeting
March 15-18, 2018
The Aerston Hotel | Kimpton
Nashville, Tenn.

Annual Meeting
June 7-10, 2018
Omni Amelia Island
Amelia Island, Fla.
Held in conjunction with the State Bar of Georgia

Additionally, the YLD is happy to report that two bylaw changes championed by the YLD were overwhelmingly passed by the Board of Governors at the Midyear Meeting, with accompanying recommendations of rule changes to go to the Supreme Court. These changes will delay mandatory assessments for newly barred young lawyers to allow them a cushion of time to find employment and embark on their careers before having to pay mandatory dues assessments. Another change will make it easier for law students to become student members of the YLD and begin engaging with the bar earlier.

I hope the Board shares in my enthusiasm for the great work the YLD does. We always invite Board members to come to YLD events and engage with YLD members. Please “like” the YLD Facebook page or follow us on social media to follow along with the activities and events the YLD is participating in. Please let me know if there are any ideas you have regarding potential programming or if I can be of service to you in any way.

Regards,

A handwritten signature in black ink that reads "Nicole C. Leet". The signature is written in a cursive, flowing style.

Nicole C. Leet
2017-18 YLD President

D-R-A-F-T
STATE BAR OF GEORGIA
GENERAL SESSION/BOARD OF GOVERNORS
MEETING MINUTES
Saturday, January 6, 2018/9:00 a.m.
Westin Atlanta Perimeter North/Atlanta, GA

The 271st meeting of the Board of Governor of the State Bar of Georgia was held at the date and location shown above. Buck Rogers, President, presided.

Special Recognition

President Buck Rogers recognized the members of the judiciary, the Past Presidents of the State Bar, and other special guests in attendance. Thereafter, he recognized the new 2018 YLD Leadership Academy class of participants.

Roll Call

Secretary Dawn Jones circulated the roll for signature. The list of those in attendance is attached as Exhibit A.

Future Meetings Schedule

President-elect Ken Hodges reviewed the Future Meetings Schedule.

General Session—Midyear Members Meeting

President Buck Rogers called to order the General Session of the State Bar of Georgia. Pursuant to Article II, Section 4, of the State Bar Bylaws, at least fifty active members were present at the meeting, thereby constituting a quorum.

Proposed Bylaws Changes

Following a report by Deputy General Counsel Bill NeSmith, the following proposed Bylaws changes (Exhibit B) were approved by unanimous voice vote: 1) Article 1 Members, Section 1. Registration of Members, 2) Article 1 Members, Section 6. Associates and Students Associates, and 3) Article 1 Members, Section 7. Emeritus Members

Board of Governors Meeting Convened

President Buck Rogers adjourned the General Session and convened the Board of Governors Meeting of the State Bar of Georgia.

Minutes of the 270th Meeting of the Board of Governors

The minutes of the Board of Governors meetings held October 28, 2017, at the Jekyll Island Convention Bureau at Jekyll Island, Georgia, were approved by unanimous voice vote.

Proposed Rules Changes

Following a report by Deputy General Counsel Bill NeSmith, the Board of Governors approved recommending to the Supreme Court of Georgia the following Rules changes (Exhibit C) by unanimous voice vote: 1) Rule 1-202. Classes of Members; 2) Rule 1-205. Bar of Judicial Circuit; 3) Rule 1-506. Clients' Security Fund Assessment; 4) Rule 1-507. Bar Facility Assessment; 5) Rule 1-602. Bylaws; and 6) Rule 5-101. Amendment, Filing, Notice.

Rule 1-208. Resignation from Membership was withdrawn for consideration.

Nominations of State Bar Officers

The Board of Governors received the following nominations for State Bar officers for the 2018-2019 Bar year, and there being no others, declared the nominations closed:

<u>Office</u>	<u>Nominator</u>	<u>Nominee</u>
Treasurer	R. Javoyne Hicks William F. Underwood, III (Seconding)	Dawn M. Jones
Secretary	Elena Kalpan Thomas R. Burnside, III (Seconding)	Elizabeth L. Fite
President-elect	Sherry Boston Joseph Carl Sumner, Jr. (Seconding)	Darrell L. Sutton

Nominations of ABA Delegates

The Board of Governors, by unanimous voice vote, nominated the following attorneys for two-year terms to the Georgia ABA Delegate Posts indicated. These positions are open to Georgia lawyers who are members of the ABA. Anyone else interested in running for any of the three posts can do so by filing a petition or contacting Paula Frederick and they will be added to the statewide ballot.

<u>Post</u>	<u>Delegate</u>
1	(currently held by Robert Rothman)
3	(currently held by C. Elisia Frazier)
7	(currently held by Past President Gerald Edenfield)

Appointment to the Georgia Legal Services Board

The Board of Governors, by unanimous voice vote, approved the appointment of Seth Bruckner to the Georgia Legal Services Board of Trustees for a two-year term (2018-2020).

Advisory Committee on Legislation (ACL)/Legislative Proposals

Following a report by ACL Chair Michael Geoffroy, the Board of Governors took the following action on proposed legislation:

<u>Legislative Proposal</u>	<u>Germane to Purposes of the Bar</u>	<u>Support on Merits 2/3 Majority</u>
International Trade in Legal Services Committee		
1) Proposed Uniform Unsworn Foreign Declarations Act	Passed by unanimous voice vote	Passed by 2/3 hand hand vote

ACL Chair Geoffroy reported that even though there was only one legislative bill on today's agenda, the Bar's legislative agenda also includes six carry-over bills from last year. He thanked Governmental Affairs Director Christine Butcher Hayes and legislative consultant Rusty Sewell for their support and asked the Board of Governors members to keep an eye out for legislative updates beginning in January. Lastly, he paid tribute to recently deceased Board of Governors member William Gregory Pope.

Legislative Update

Governmental Affairs Director Christine Butcher Hayes recognized ACL Chair Michael Geoffroy for his work on behalf of the ACL Committee. She reported that we expect to see Governor Deal's final round of criminal justice reform legislation to address the needs of rural Georgians, and that mass transit is also expected to be a hot topic of discussion in this session. She encouraged the Board of Governors members to participate in a legislative day at the Capitol. Lastly, she stated that she is looking forward to working with Rusty Sewell and legislative consultants Mark Middleton and Roy Robinson during the 2018 General Session.

Rusty Sewell asked the Board members to reach out to their legislative representatives.

Distinguished Service Award to Chief Justice Hugh Thompson

Immediate Past President Patrick T. O'Connor presented the 2017 Distinguished Service Award to Chief Justice Hugh B. Thompson (Exhibit D) for his numerous contributions to the rule of law, the justice system, and the people of Georgia throughout his judicial career as exemplified by this honor. This is the highest accolade bestowed on an individual lawyer by the State Bar. The recipient is honored for conspicuous service to the cause of jurisprudence and to the advancement of the legal profession in the state of Georgia.

Thomas O. Marshall Professionalism Award

President-elect Ken Hodges presented the 16th annual Thomas O. Marshall Professionalism Award to the family of (the late) Past President Jeffrey O. Bramlett. This award, presented by the Bench and Bar Committee, honors one lawyer and one judge who have and continue to demonstrate the highest professional conduct and paramount reputation for professionalism.

Resolution for Alvin Leaphart

Alvin Leaphart was unable to attend the Board of Governors meeting due to health issues, so President Buck Rogers read the resolution (Exhibit E) to the Board of Governors. Immediate Past President Patrick T. O'Connor will hand deliver the resolution to Alvin.

Resolution for Marlene E. Melvin

President-elect Ken Hodges presented a resolution (Exhibit F) to Marlene Melvin in recognition of her significant contributions to the Law-Related Education (LRE) Program of the State Bar. As an educator, she rendered exceptional service to the State Bar during the development of the Journey Through Justice field trip component of the LRE Program, including writing original mock trial scripts, creating law lessons, and serving as a docent for the Museum of Law. Her contributions will have a lasting, positive impact on the public's understanding of the law and its role in protecting the freedoms enjoyed by all Americans.

Attorney General's Report

Attorney General Chris Carr thanked the new officers elected today for their service to the Bar and the award recipients. Thereafter, he gave an update on the Department of Law. He reported that he will be in U.S. Supreme Court on Monday arguing the "water wars" case between Georgia and Florida. He reported that the Court Reform Council has submitted its final report to Governor Nathan Deal for his consideration. It includes recommendations from the Administrative Procedure Act Subcommittee for improving efficiencies to achieve best practices for the administrative of justice, and issues identified by the Sovereign Immunity Subcommittee related to the state's sovereign immunity that should be reviewed for best practices and potential options for action. Attorney General Carr also reported on the Opioid Task Force that is trying to bring together stakeholders in the public, private and non-profit sector, and local, state and federal officials to ensure Georgia has a strong and effective tool to combat this issue that is plaguing Georgia and the nation. Lastly, he reported on Georgia's efforts to stem human trafficking. He announced that the Legal Food Frenzy raised over 1.3 million pounds of food for Georgia's food banks last year, and he thanked the YLD, the Bar leadership, and the Board of Governors for their support. He hopes to top that figure during this year's Legal Food Frenzy.

The Board of Governors received a written report from the Attorney General.

President's Remarks

President Buck Rogers reported on the Bar's continued PSA media campaign and media buy and presented three PSAs to the Board of Governors. He announced that a new website will be launched in April, after the March 31 CLE reporting deadline has passed. It will have a new updated design, along with new functionality. Regarding the enhanced member directory being developed by CloudLawyers (formerly Zeekbeek/CloudLaw), he reported that Bar staff is working with CloudLawyers on the programming. He reported that ICLE completed its transfer of assets to the State Bar last year and moved its operations to the Bar Center. The ICLE Athens property has sold for 1.1 million dollars, which was just slightly under the appraised value, and the proceeds will be divided equally between the UGA Law School Alumni Association and the State Bar of Georgia Foundation. He thanked Past President Bob Kauffman, who represented the Bar's interest in the transaction, and Board of Governors member Andy Davis who helped negotiate the terms of the sale in his role as President of the UGA Law School Alumni Association. He shared his hope for an uneventful session this year under the Gold Dome and encouraged everyone to keep an eye on the legislation that may affect their area of practice. The attorney members of the legislature, including our Board members Senator John Kennedy and newly elected Senator Jennifer Auer Jordan, are some of the most utilized and overworked members during the session because of their working knowledge of the code and their ability to understand and explain complex legislation. In closing, President Rogers recognized Executive Committee member Phyllis Holmen, who will be honored at the GLSP Biennial Champions of Justice Recognition Event on January 25. Phyllis is retiring from the GLSP after an amazing 43-year career of working to ensure access to justice for low-income Georgians across this state.

Treasurer's Report

Treasurer Darrell Sutton reported on the Bar's finances. The Executive Committee received copies of the Consolidated (Operational and Bar Center) Preliminary Revenues and Expenditures Report as of September 30, 2017; Income Statement YTD for the Three Months Ended September 30, 2017; Bar Center Revenues and Expenditures Report for the Three Months Ended September 30, 2017; State Bar Balance Sheet as of September 30, 2017; Summary of Dues and Voluntary Contributions at October 31, 2017; Legislative Fund and Cornerstones of Freedom Fund Activity Reports through September 30, 2017; and the Investment Performance Comparison 2016-2017.

YLD Report

YLD President Nicole Leet reported on the activities of the YLD. She thanked the Board of Governors for approving recent Rules and Bylaws changes that affect when young

lawyers begin paying their mandatory assessments by a two-year deferment, and she thanked the YLD Officers for their support. She reported on the Annual Signature Fundraiser's Due Justice Due Fifty campaign challenging lawyers to commit to 50 hours of service. To date over 6,000 hours have been pledged. There will be a celebration in February for those participating in the challenge. She reported that the YLD Fall Meeting was recently held at Brasstown Valley Resort. She referred the Board members to the YLD written report for a more comprehensive report on YLD activities. She announced that 1) the Litigation Committee's annual Litigation Soups to Nuts CLE will take place March 4 and is always a sellout, 2) the annual Legislative Luncheon will be held on February 6, 3) the Leadership Academy kicked off at the Midyear Meeting, and she thanked President Buck Rogers for addressing the class, and 4) the Legal Food Frenzy will kick off on April 16. Lastly, she encouraged the Board members to continue to submit articles for the *YLD Review*, and encouraged them to attend the YLD Spring meeting, March 15-18, in Nashville.

The Board of Governors received a written YLD Midyear Meeting Report.

Chief Justice's Commission on Professionalism

Executive Director Karlise Grier reported on the activities of the Chief Justice's Commission on Professionalism. She provided a history of the Commission, which is funded by the \$15/hour professionalism CLE fee. The \$15/hour fee has remained steady since the Commission was established. She reported that when the Commission meets later this year, it will discuss changing the structure from a \$15 per professionalism hour CLE fee collected by sponsors to an annual \$15 professionalism fee, regardless of how many professionalism hours an attorney takes each year, paid through the Bar's due notice. As the Commission approaches its 30th anniversary, she wants lawyers to think about professionalism. Lastly, she announced that the recipients of the Chief Justice Robert Benham Community Service Awards have been selected and will be announced next week. The awards ceremony will take place on February 27 at the Bar Center.

SOLACE Committee

Supreme Court Justice Harold Melton reported on the activities of the SOLACE Committee. SOLACE is an acronym for Support of Lawyers/Legal Personnel - All Concern Encouraged. The SOLACE program is the Bar helping lawyers, judges, court personnel and law office staff in times of need by using their networks, relationships, phones, and resources. No one is asked to provide money and the committee does not raise money. Justice Melton asked the Board of Governors members to inform their local Bar communities about this program and to keep the program in the forefront of their minds. Lastly, he presented a video on the SOLACE program.

Lawyers Assistance Program (LAP) – Lawyers Helping Lawyers Peer Program

LAP Committee Chair Jeff Kuester discussed the LAP and the services provided by the program through CorpCare. Thereafter, he introduced LAP Committee member Lynn Garson who reported on the LAP's *Lawyers Helping Lawyers (LHL)* volunteer peer program. Currently, the peer volunteer database is available to lawyers to sign up as volunteers to provide peer support to fellow lawyers needing support or advice. Volunteers receive training on their responsibilities as a peer, and the first class of volunteers was trained at the Bar Center in November. In the future, online training will also be available for peer volunteers. The training provides one professionalism and one ethics hour. Participation in the *LHL* program is confidential, and she encouraged the Board members to participate and to spread the word. Lastly, she reported that the LAP is looking for opportunities to go around the state and talk to local bars about the LAP and *LHL* volunteer peer program.

2019 National High School Mock Trial Championship

Michael Nixon, Director of the High School Mock Trial Program, reported on the activities of the High School Mock Trial Program. Schools from all corners of the state participate. To date, 120 schools are registered to compete in this year's competition. Over 280 lawyers and judges serve as attorney coaches, but the program needs an additional 1,000 lawyers to serve as judges. He reported that Georgia teams have won four (4) national champions. He announced that Georgia will be hosting the 2019 National High School Mock Trial Championship the week of May 16-19, 2019 in Athens. Facilities in downtown Athens and on the UGA campus will be utilized. Forty-six teams from around the country will be coming to Athens to compete nationally along with attorneys and judges from those states. He encouraged the Board of Governors to volunteer to sit on the judging panels and spread the word to their fellow attorneys and judges. There are 92 spots to be filled for each round in the national competition. He also encouraged the Board members to get involved at the state level and referred them to the state competition schedule in the Board book.

Strategic Plan Updates

President-elect Ken Hodges presented an update on the Strategic Plan. The PSAs presented earlier are part of the plan to promote a positive perception of the legal system and the legal profession. We are enacting rules changes to streamline the disciplinary process. The YLD is spreading the word about the importance of access to justice for all through its pro bono campaign initiative. President-elect Hodges announced that he and President Buck Rogers will conduct a comprehensive review of the Bar's programs as part of this year's budgeting process to ensure that the Bar is using its resources wisely. Lastly, he reported that we will continue to work on the Strategic Plan and have a more complete report at the Spring Board of Governors meeting.

Executive Committee Minutes

The Board of Governors received copies of the minutes of the Executive Committee meetings held on September 20, October 12, November 9, and November 16, 2017.

Office of the General Counsel

The Board of Governors received a written Report of the Office of the General Counsel.

Military Legal Assistance Program

The Board of Governors received a written report on the Status of the Military Legal Assistance Program.

Consumer Assistance Program

The Board of Governors received a written report on the Consumer Assistance Program.

Law Practice Management Program

The Board of Governors received a written report on the Law Practice Management Program.

Communications Update

The Board of Governors received a copy of the 2017-18 Media Report.

Old Business

There was no old business.

New Business

There was no new business.

Remarks/Questions: Comments/Suggestions

The President opened the meeting for questions and comments. There were none.

Adjournment

There being no further business, the meeting was adjourned at 12:00 p.m.

Dawn M. Jones, Secretary

Buck Rogers, President

1 **Rule 1-208. Resignation from Membership**

2 (a) Resignation while in good standing. A member of the State Bar of Georgia in
3 good standing may, under oath, petition the Executive Committee for leave to resign from the
4 State Bar of Georgia. Upon acceptance of such petition by the Executive Committee by majority
5 vote, such person shall not practice law in this state nor be entitled to any privileges and benefits
6 accorded to active members of the State Bar of Georgia in good standing unless such person
7 complies with part (f) or part (g) of this Rule.

8 (b) Resignation while delinquent or suspended for failure to pay dues or for failure to
9 comply with continuing legal education requirements: A member of the State Bar of Georgia
10 who is delinquent or suspended (but not terminated) for failure to pay dues or failure to comply
11 with continuing legal education requirements may, under oath, petition the Executive Committee
12 for leave to resign from the State Bar of Georgia. Upon acceptance of such petition by the
13 Executive Committee by majority vote, such person shall not practice law in this state nor be
14 entitled to any privileges and benefits accorded to active members of the State Bar of Georgia
15 unless such person complies with part (f) or part (g) of this Rule.

16 (c) A petition for leave to resign from membership with the State Bar of Georgia
17 shall comply with the following:

18 (1) the petition shall be filed under oath with the Executive Director of the State Bar
19 of Georgia and shall contain a statement that there are no disciplinary actions or criminal
20 proceedings pending against the petitioner; and

21 (2) the petition shall contain a statement as to whether the petition is being filed under
22 part (a) or part (b) of this Rule. If the petition is being filed under part (b), the petition

23 shall state the term of the delinquency and/or suspension for failure to pay dues or to
24 comply with continuing legal education requirements.

25 (d) No petition for leave to resign shall be accepted if there are disciplinary
26 proceedings or criminal charges pending against the member, or if the member is not in good
27 standing for failure to pay child support obligations under ~~Bar~~ Rule 1-209. A petition filed under
28 this Rule shall constitute a waiver of the confidentiality provisions of Rule 4-221 (d) as to any
29 pending disciplinary proceedings.

30 (e) Resignation shall not be a bar to institution of subsequent disciplinary
31 proceedings for any conduct of the resigned person occurring prior to the resignation. If the
32 penalty imposed on the resigned member is disbarment or suspension, the status of the member
33 shall be changed from “resigned membership” to that of a person so disciplined.

34 (f) a petition filed under this Rule shall not toll the provisions of Rule 1-501 (c).

35 (~~fg~~) Readmission within five years after resignation. For a period of five years after
36 the effective date of a voluntary resignation, the member of the State Bar of Georgia who has
37 resigned pursuant to this Rule may apply for readmission to the State Bar of Georgia upon
38 completion of the following terms and conditions:

39 (1) payment in full of any delinquent dues, late fees and penalties owing at the time
40 the petition for leave to resign was accepted, and payment in full of the current dues for
41 the year in which readmission is sought;

42 (2) payment of a readmission fee to the State Bar of Georgia equal to the amount the
43 member seeking readmission would have paid during the period of resignation if he or
44 she had instead elected inactive status;

45 (3) for resignations while suspended for failure to comply with continuing legal
46 education requirements under part (b) of this Rule, submission of a certificate from the
47 Commission on Continuing Lawyer Competency declaring that the suspended member is
48 current on all requirements for continuing legal education; and

49 (4) submission to the membership department of the State Bar of Georgia of a
50 determination of fitness from the Board to Determine Fitness of Bar Applicants.

51 Provided the former member seeking readmission has applied to the Board to Determine
52 Fitness of Bar Applicants before the expiration of the five year period after his or her
53 resignation, the former member shall be readmitted upon submitting a determination of
54 fitness even if the five year period has expired.

55 (eh) Readmission after five years. After the expiration of five years from the effective
56 date of a voluntary resignation, the former member must comply with the Rules governing
57 admission to the practice of law in Georgia as adopted by the Supreme Court of Georgia.

1 **PART XII—CONSUMER ASSISTANCE PROGRAM**

2 **Rule 12-105. Supervision.**

3 The Consumer Assistance Program shall operate under the supervision of the Executive Director
4 of the State Bar. Program staff may be used at any time, including at any stage of the
5 disciplinary process, to help consumers understand their rights, obligations, and options.

6 **Rule 12-106. Procedures.**

7 Inquiries concerning State Bar members may be received by Consumer Assistance staff in
8 writing, in person and by telephone. Consumer Assistance staff shall have the authority to
9 contact the attorney involved and conduct other limited investigation necessary to determine if
10 the inquiry can be resolved in an informal method either through communications with
11 Consumer Assistance staff or by referral to other ~~State Bar programs~~ resources both within and
12 outside the State Bar of Georgia including but not limited to the State Bar of Georgia Fee
13 Arbitration Program, the Clients' Security Fund, the Law Practice Management Program, and
14 the Lawyer Assistance Program.

15 If the conduct which is the subject of the inquiry appears to violate ~~one of the~~ Georgia Rules of
16 Professional Conduct, standards of conduct set forth in Part IV of the Bar Rules, Consumer
17 Assistance staff shall have independent authority to determine whether the matter can ~~either~~
18 be resolved informally or should ~~be referred to the Office of General Counsel for further~~
19 screening proceed for an informal investigation under Part IV of the Bar Rules 4-202.

20 Consumer Assistance staff shall follow written guidelines developed and established by the
21 Consumer Assistance Committee with the advice and counsel of the General Counsel and
22 Executive Director of the State Bar. ~~and approved by the Executive Committee and Board of~~
23 ~~Governors of the State Bar.~~

24 Regardless of any decision made by Consumer Assistance staff, any individual ~~shall have the~~
25 right to request grievance forms and may file a grievance under Part IV of the Bar Rules.

26 ~~In the event~~ If a bar member who is the subject of any inquiry disagrees with the voluntary
27 resolution recommended by Consumer Assistance staff, staff may refer the matter to the Office
28 of the General Counsel for ~~further screening under Part IV of the Bar Rules~~ an investigation
29 pursuant to Bar Rule 4-202.

30 **Rule 12-107. Confidentiality of Proceedings.**

31 (a) All investigations and proceedings provided for herein shall be confidential unless the
32 respondent otherwise elects or as hereinafter provided in this Rule and Part IV of the Bar Rules.

33 (b) Except as expressly permitted by these Rules, no person connected with the Consumer
34 Assistance Program shall disclose information concerning or comment on any proceeding under
35 Part XII of these Rules.

36 (1) Nothing in the Rules shall prohibit truthful and accurate public statements of fact
37 about a proceeding under Part XII of these Rules, ~~provided however, that in the event of~~
38 such statement any other person involved in the proceeding may make truthful and
39 accurate public statements of fact regarding the proceeding, including information

40 otherwise confidential under the provisions of Rule 4-102 (d), Rule 1.6, as may be
41 reasonably necessary to defend that person's reputation;

42 ~~(2) Willful and malicious false statements of fact made by any person connected with a~~
43 ~~proceeding under Part XII of these Rules may subject such person to rule for contempt by~~
44 ~~the Supreme Court of Georgia.~~

45 (c) ~~In the event~~ If the conduct of the attorney appears to violate one or more of the Georgia
46 Rules of Professional Conduct set forth in Part IV of the Bar Rules, and Consumer Assistance
47 staff in its sole discretion makes a determination under Rule 12-106 that the matter cannot be
48 resolved informally, then the Consumer Assistance staff shall ~~inform callers of their option to~~
49 ~~file a grievance and shall advise the Office of the General Counsel to send the appropriate forms~~
50 ~~to the callers~~ forward the matter to the Office of the General Counsel for an investigation
51 pursuant to Bar Rule 4-202, with notice to the attorney.

52 (d) The Consumer Assistance Committee and staff may reveal confidential information when
53 required by law or court order.

54 **Rule 12-108. Disclosure.**

55 Information obtained by Consumer Assistance staff shall not be disclosed to the Office of
56 General Counsel without the consent of the person providing the information, or unless:

57 (a) the information clearly shows the attorney intends to engage in criminal conduct in the
58 future;

59 (b) the information clearly shows the attorney has misappropriated funds or engaged in
60 criminal conduct;

61 ~~(c) the caller files a grievance and the affected attorney consents in writing to the release of the~~
62 ~~information; or~~

63 ~~(d)~~ as otherwise provided by Bar Rule 12-107.

64 **Rule 12-109. Immunity.**

65 The Supreme Court of Georgia recognizes the actions of the State Bar of Georgia's Consumer
66 Assistance Program to be within the court's judicial and regulatory functions. As such, the State
67 Bar of Georgia, its employees, and members of the Committee shall be absolutely immune from
68 civil liability entitled to judicial immunity for all acts undertaken in good faith in the course of
69 their official duties.

70

**DRAFT
Minutes
Finance Committee Meeting
February 7, 2018
State Bar Building
Atlanta, Georgia**

Members Present

Nancy J. Whaley (Chair), Kenneth B. Hodges III (Executive Committee Liaison), Donna G. Barwick, Lyonnette M. Davis, Damon E. Elmore, Elizabeth L. Fite, and Rizza O'Connor attended in person. Dennis C. Sanders (Vice Chair), Dawn M. Jones, Elena Kaplan, Elise B. Myers, and Darrell L. Sutton attended via telephone. Bar President Brian D. Rogers attended in person.

Staff Present

Jeff Davis, Executive Director; Paula Frederick, General Counsel; Sharon Bryant, Chief Operating Officer; and Steve Laine, Chief Financial Officer, were present from the State Bar staff.

Welcome

Chairperson Nancy J. Whaley welcomed the Finance Committee members and gave the purpose of this meeting (dues determination in particular), and the Bar's financial history.

Minutes, 8/22/17 Meeting

The Committee approved the draft minutes of the 8/22/17 meeting as presented.

State Bar of Georgia 11/30/17 Financial Statements

Steve Laine reviewed the Bar's Combined Revenues and Expenditures Statement, Bar Center Executive Summary, Operations Income Statement, Summary of Dues and Voluntary Contributions, and Investment Performance, all as of 11/30/17. He also reviewed the Cornerstones of Freedom Fund and Legislative Fund reports as of 11/30/17. No unusual items were noted for the Bar year so far.

Mr. Laine explained the interdependency of the Bar Center, Bar Operations, and income received from the Commission on Continuing Lawyer Competency. He also outlined the Bar's efforts to lease out 5th floor space to tenants, in order to improve Bar Center financial performance.

Audit Timetables

Mr. Laine reported that the pre-merger audit of ICLE as of 12/30/16 was essentially complete. He reported that the audit of the consolidated Bar and ICLE as of 6/30/17 had not yet begun due to difficulties in closing out the year for ICLE. The audit was thus scheduled to take place by the CPA firm of Mauldin and Jenkins beginning March 5, 2018. He reported that the IRS Forms 990 for ICLE (final-12/30/16) and combined State Bar of Georgia Foundation, Inc.-ICLE had been filed on 1/31/18.

Dues History and Background

Chairperson Whaley reviewed the history of Bar dues. The Bar historically built up additional surplus when programs were approved, and dues were increased, but actual expenditures for the program were much less than budgeted. The accumulated surplus was now being spent down by design—by deferring dues increases at this time even though operating expenses would otherwise necessitate a larger increase in dues revenue. In some previous years, the Bar had budgeted a net loss but had actually incurred a net gain.

The Bar dues currently stood at \$250 for active members and \$125 for inactive members. Previously the dues were \$248/148 and had not changed in three years. Ms. Whaley noted that the Bar is bound by

Finance Committee
2/7/18 Meeting Minutes
Page Two

a \$25 ceiling on annual dues raises and an overall dues ceiling of \$350, as set by the Supreme Court of Georgia.

Budget Timetable

Nancy Whaley discussed the 2018-19 Bar Operating Budget Timetable. The timetable necessitated a dues recommendation by Finance to Executive Committee (EC) by February 8, 2018 and a budget recommendation to EC by April 6, 2018.

Bar Reserves

Mr. Laine presented a summary of the Bar's reserves. At 11/30/17, the Bar held \$4.75 million in board-designated reserves, plus the \$600,000 Cornerstones of Freedom Fund and the \$300,000 Litigation Reserve. In addition, as of 6/30/18, the Bar was projected to have \$5.1 million in unrestricted surplus, which included the Bar Center surplus. This was down from \$5.2 million at 6/30/17.

He led the Committee through a projection of current reserves, given current spend plus a 3% inflation rate, discounted to 95% of budget. The discounting was used since the Bar has historically spent 92-95% of its operating budget, not the full 100%. The projection indicated that all current surplus would be expended in 2021-22 if current spending trends continued. If \$2 dues increases were immediately instituted for each of the next six years, surplus would be exhausted in 2022-23 and would require a large dues increase in 2023-24. If \$4 dues increases were instituted for each of the next six years, surplus would be exhausted after 2023-24 and no large dues increase would be necessary unless a large program were added to the Bar's program offerings.

Programs Committee Minutes

Mr. Hodges reviewed the outcome of the 2/5/18 Programs Committee meeting. The Programs Committee recommendations were as follows:

- (1) Recommended approval of \$12,000 for the iCivics Committee to cover the expenses for 1) an iCivics trainer, and committee member to attend, present and train at the annual Georgia Council for Social Studies Conference held in the Fall in Athens, and 2) the purchase of iCivics related merchandise that would be given to the teachers at the Conference and at district teacher training sessions. These funds would not come from the Bar Operating Budget but from the Cornerstones of Freedom Reserve.
- (2) Recommended approval of \$2,500 each year for three years for the Committee to Promote Inclusion in the Profession to help fund the committee's signature project, the Commitment to Equality Awards.
- (3) Recommended approval of \$72,000 to complete year 4 of the 5-year Virtual Museum of Law project, part of the Law-Related Education Program. These funds would not come from the Bar Operating Budget but from the Cornerstones of Freedom Reserve.
- (4) Recommended deferred action on a \$53,500 request by the Access to Justice Committee to fund a part-time attorney coordinator, plus travel, to support the on-going work of the Senior Lawyers Committee. The Programs Committee deferred action on the request until a more detailed proposal is developed.

Finance Committee
2/7/18 Meeting Minutes
Page Three

- (5) Recommended approval of a \$20,000 funding request for this Bar year and a \$40,000 funding request for the 2018-19 Bar year for the Georgia Justice For All Strategic Plan developed by the Justice For All (JFA) Working Group through a grant from the National Center for State Courts.
- (6) Recommended approval of a \$6,000 sponsorship request for the 2018 Organization of Bar Investigators Conference that will be held in Atlanta in the Fall.

Personnel Committee Recommendations

Mr. Laine reviewed the recommendations of the Personnel Committee, which met on January 25, 2018.

The recommendations were:

- (1) Sections—equity adjustment for FT Admin of \$5,185. No impact to Bar’s operating budget or dues as section costs are 100% borne by the sections.
- (2) Office of General Counsel—add funding to increase hours of the two part-time Receiverships Administrators due to volume (total maximum impact \$30,000 for both).
- (3) Transition into Law Practice Program (TILPP)—upgrade part-time TILPP Administrator to full time (max. impact \$29,882). No impact to Bar’s operating budget or dues as TILPP falls under the Commission of Continuing Lawyer Competency (CCLC).
- (4) CCLC equity adjustments and promotion (max. impact \$19,668). No impact to Bar’s operating budget or dues as CCLC is funded by CLE fees and not Bar dues.
- (5) Bar Staff Salary Increase
 1. Cost of living increase according to annual formula 2.0%
 2. Discretionary merit increase 0-1%(approx. \$183K maximum impact for #1/#2 combined)

2018-19 Dues Recommendation

The Committee discussed the 2018-19 State Bar of Georgia member dues recommendation, in light of projected available surplus, anticipated net income from the merger with ICLE, anticipated increase in investment income through the use of the new investment advisor, the recommendations of the Programs Committee, and the recommendations of the Personnel Committee.

The dues motion was made and unanimously approved as follows: Finance Committee recommends to the Executive Committee that active member dues shall increase by \$2 to \$252 and inactive member dues shall increase to \$126 for 2017-18.

2018-19 Bar Operating Budget

Steve Laine pointed out the cover sheets of the first draft of the 2018-19 State Bar Operating Budget and Bar Center Budget. The budget will be amended for review and proposed for Committee approval at the next Finance Committee meeting.

Finance Committee
2/7/18 Meeting Minutes
Page Four

Request for Proposals--Investment Manager

Ms. Whaley reported that the Special Committee on Investment Manager RFP had met several times, and had conducted a thorough screening process for the 13 responses received. The Committee was to present its recommendation to the Executive Committee on February 8.

Next Meeting Date

The Committee agreed to meet again on Thursday, April 5, at 11:30 AM.

Adjournment

There being no further business, the meeting was adjourned.

**State Bar of Georgia
Dues and Revenue History**

2/6/2018

Dues History:	Year End 6-30	Active & Inactive Members
\$75	1976-1983	6/30/83 = 15,000
\$90	1984-1987	6/30/87 = 19,425
\$110	1988-1989	6/30/89 = 20,193
\$135	1990-1995	6/30/95 = 26,320
\$150	1996-2000	6/30/00 = 30,694
\$175	2001-2003	6/30/03 = 33,706
\$190	2004	6/30/04 = 34,717
\$208	2005	6/30/05 = 35,704
\$218	2006	6/30/06 = 36,694
\$230	2008	6/30/08 = 38,852
\$236**	2009-2011	6/30/11 = 42,334
\$238	2011-2012	6/30/12 = 42,957
\$240	2012-2013	6/30/13 = 44,184
\$246***	2013-2014	6/30/14 = 45,143
\$248	2014-2017	6/30/17 = 47,967
\$250	2017-2018	Budgeted 6/30/18 = 48,190

History of Dues Cap

The first cap was set at \$150 by Supreme Court Order, dated January 25, 1983. Prior to then, every dues change had to be done by a separate Supreme Court Order. The cap was raised to \$250 by Supreme Court Order, dated September 14, 1995. The cap was raised again to \$350 by Supreme Court Order, dated January 7, 2009.

**One time dues credit of \$20 per active member (\$10 inactive) approved by Board of Governors, reducing net active dues to \$216 (\$108 inactive) for 2008-09 only.
 ***One time dues credit of \$2 per active member (\$1 inactive) approved by Board of Governors, reducing net active dues to \$244 (\$122 inactive) for 2013-14 only.

**State Bar of Georgia
Dues and Revenue History**

2/6/2018

History of Dues Indexing and Program Accountability *	
Dues Indexing	Program Accountability
%	\$ (New Programs)

Year	Total Revenue	\$ Increase	% Increase	Dues Rate		Total Expenditures	Annual Surplus (Deficit)	Reserves***
1992-93	\$3,334,777	\$15,329	3.6%	\$135		\$ 5,198,542	\$ (7,079)	\$ 1,988,418
1993-94	\$3,571,459	\$236,682	7.1%	\$135		\$ 5,279,323	\$ 803,857	\$ 2,622,839
1994-95	\$3,889,932	\$318,473	8.9%	\$135		\$ 5,567,740	\$ 503,790	\$ 3,146,925
1995-96	\$4,354,349	\$464,417	11.9%	\$150		\$ 5,837,776	\$ 334,400	\$ 2,923,365
1996-97	\$4,593,964	\$239,635	5.5%	\$150		\$ 6,193,333	\$ 564,149	\$ 2,658,562
1997-98	\$4,891,840	\$297,866	6.5%	\$150				
1998-99	\$5,007,430	\$115,590	2.4%	\$150				
1999-00	\$5,191,463	\$184,033	3.7%	\$150				
2000-01	\$6,083,160	\$891,717	17.2%	\$175				
2001-02	\$6,071,530	(\$11,650)	-0.2%	\$175				
2002-03	\$6,172,176	\$100,646	1.7%	\$175				
2003-04	\$6,757,482	\$585,306	9.5%	\$190	UPL - \$7			
2004-05	\$7,958,621	\$1,201,139	17.8%	\$208	\$9 Casemaker - \$9			
2005-06	\$8,429,316	\$470,695	5.9%	\$218	\$0 Mentor - \$10			
2006-07	\$9,202,291	\$772,975	9.2%	\$230	\$0 Cornerstones of Freedom - \$12			
2007-08	\$9,630,335	\$428,044	4.7%	\$230	\$0 None			
2008-09**	\$9,217,164	(\$413,171)	-4.3%	\$236	\$0 Savannah Office - \$6			
2009-10	\$9,906,265	\$689,121	7.5%	\$236	\$0 None			
2010-11	\$9,865,704	(\$40,561)	-0.4%	\$236	\$0 None			
2011-12	\$10,042,547	\$176,843	1.8%	\$238	\$2 None			
2012-13	\$10,380,463	\$337,916	3.4%	\$240	\$2 None			
2013-14	\$10,828,612	\$448,149	4.3%	\$246	MLAP, Review Panel Counsel, Pro Bono - \$6			
2014-15	\$11,061,075	\$232,463	2.2%	\$248	PARTIAL Law-Related Education, Fee Arb Contract Attorney - \$2			
2015-16	\$11,112,424	\$51,349	0.5%	\$248	\$0 None			
2016-17	\$11,360,546	\$248,122	2.3%	\$248	\$0 None			
2017-18 (budgeted)	\$11,626,745	\$266,199	2.4%	\$250	\$2 None			

* Dues changed from cycle (large increases every few years) to indexing (small increases more frequently) with mandatory new program approval by Board of Governors on April 5, 2003.

**One time dues credit of \$20 per active member (\$10 inactive) approved by Board of Governors, reducing net active dues to \$216 (\$108 inactive) for 2008-09 only.

***Unrestricted and board designated reserves. Does not include restricted funds, such as CCLC, Client Security Fund, Legislative Fund, Sections, and Bar Center.

One time dues credit of \$2 per active member (\$1 inactive) approved by Board of Governors, reducing net active dues to \$244 (\$122 inactive) for 2013-14 only.



CHIEF JUSTICE'S COMMISSION ON PROFESSIONALISM

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Atlanta, Georgia

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University of Georgia School of Law
Athens, Georgia

Professor Clark D. Cunningham
Georgia State University College of Law
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Memorandum

TO: Board of Governors

FROM: Karlise Y. Grier, Executive Director, Chief Justice's
Commission on Professionalism

RE: Annual Professionalism Surcharge on Bar Dues Statement

DATE: February 20, 2018

The Supreme Court of Georgia created the Chief Justice's Commission on Professionalism, the first body of its kind in the nation, on February 1, 1989. The primary charge of the Commission is to enhance professionalism among Georgia's lawyers and judges. On May 4, 1989, the Supreme Court of Georgia issued an order stating: "Funding for the Chief Justice's Commission on Professionalism shall be provided by an additional surcharge for each active State Bar member who attends [a] course in professionalism. . . . The rate shall be set annually by the Chief Justice's Commission on Professionalism. . . ." Since 1998, the Commission has set a \$15 per hour fee for each hour of professionalism reported by a lawyer or CLE sponsor for CLE credit. After consultation with the Supreme Court, the Commission has determined that it is best for the profession and the public for the Commission to set a \$15 per year surcharge on every active State Bar member instead of a \$15 per hour fee for each hour of professionalism reported by a lawyer or CLE sponsor for CLE credit. The purpose of changing the fee structure is twofold. First, the Commission wants to encourage lawyers to take more professionalism hours, and the Court and the Commission believe the hourly fee acts as a disincentive for lawyers to do so. Second, the Commission wants to make it easier for State Bar sections and local and voluntary bar associations to incorporate professionalism training into their continuing legal education programming. The Commission believes that increased participation by lawyers in professionalism CLEs will also benefit the public.

The Commission considered various methods of collecting the Court-mandated professionalism surcharge on an annual basis. The Commission determined that assessing the Court-mandated surcharge on the Bar's annual dues statement would be the easiest way for active Bar members to pay the surcharge, so that lawyers do not receive two separate invoices with fees that could impair a lawyer's ability to practice, if the fees are not paid in a timely manner. The proposed professionalism fee language for the Bar dues statement is as follows:

The Chief Justice's Commission on Professionalism was created in 1989 by the Supreme Court of Georgia. Since 1998, a \$15 **per hour** professionalism fee has been charged. The Commission has determined that the Court-mandated surcharge shall be a \$15 **per year** fee for unlimited professionalism courses taken for CLE credit. The surcharge shall be assessed annually on the dues notice for all Active Members.

The Commission thanks the Board of Governors for its consideration of this request and for its support of the Commission's efforts to enhance professionalism among Georgia's lawyers and judges.



State Bar of Georgia

2018-2019 DUES NOTICE

DUE JULY 1, 2018

BAR NUMBER:

STATUS:

ADDRESS WINDOW

PAY ONLINE AT WWW.GABAR.ORG
Or mail to P.O. Box 102054, Atlanta, GA 30368-2054
TAX ID NUMBER: 58-0939623

QUESTIONS?
PHONE: 404-527-8777 or 800-334-6865
EMAIL: membership@gabar.org
WEB: www.gabar.org

SEE MANDATORY ASSESSMENTS/ FEES AND OTHER IMPORTANT RULES ON THE REVERSE SIDE.

DUES SUMMARY

- A. \$ ____ (+) Your Amount Includes:
 - S** Active Dues or Inactive Dues
 - Mandatory Clients' Security Fund of
 - Mandatory Bar Facility Assessment of
 - Mandatory Professionalism Fee of
 - Optional Legislative & Public Education Fund of
 - Credit for prior year dues overpayment of
 - B. \$ ____ (+) or (-) Legislative & Public Education Fund Contribution
 - S** This voluntary contribution is the only support the program receives; it is not funded by Bar dues. The program helps ensure that the profession is well represented in supporting or opposing issues relating to the practice of law. Line A includes a \$100 contribution.
 - C. \$ ____ (+) Section Fees
 - D. \$ ____ (+) Georgia Legal Services Program Contribution
 - S** GLSP is a nonprofit law firm that provides civil legal services for low income persons, creating equal access to justice and opportunities out of poverty. Suggested contributions are \$300 per year; \$100 for younger lawyers. Or, pledge \$ ____ to be fulfilled later. Thank you!
 - E. \$ ____ (+) Late Fee (After 8/1)
- \$ ____ TOTAL PAYMENT**

SECTION FEES (C)

Section memberships from last year are marked with an "X". Please check all desired sections for this year and place the total on Line C in the dues summary box. For section descriptions go to www.gabar.org.

___ \$25 Administrative (02)	___ \$20 Franchise & Distribution (50)
___ \$20 Agriculture (31)	___ \$40 General Practice & Trial (11)
___ \$20 Animal (51)	___ \$10 Government Attorneys (44)
___ \$20 Antitrust (03)	___ \$25 Health (36)
___ \$15 Appellate Practice (42)	___ \$15 Immigration (46)
___ \$15 Aviation (04)	___ \$15 Individual Rights (12)
___ \$35 Bankruptcy (05)	___ \$35 Intellectual Property (18)
___ \$20 Bike (??)	___ \$25 International (14)
___ \$20 Business (06)	___ \$20 Judicial (47)
___ \$20 Child Protection & Advocacy (55)	___ \$20 Labor & Employment (15)
___ \$35 Constitutional Law (56)	___ \$25 Law & Economics (58)
___ \$25 Consumer (48)	___ \$10 Legal Economics (26)
___ \$25 Corporate Counsel (28)	___ \$10 Local Government (16)
___ \$20 Creditors' Rights (39)	___ \$15 Military/Veterans (17)
___ \$20 Criminal (07)	___ \$25 Nonprofit (53)
___ \$20 Dispute Resolution (38)	___ \$25 Product Liability (33)
___ \$25 E-Discovery (57)	___ \$15 Professional Liability (54)
___ \$20 Elder (40)	___ \$35 Real Property (19)
___ \$35 Eminent Domain (43)	___ \$15 School & College (30)
___ \$20 Employee Benefits (52)	___ \$10 Senior (41)
___ \$25 Entertainment & Sports (25)	___ \$20 Taxation (20)
___ \$25 Environmental (08)	___ \$25 Technology (27)
___ \$20 Equine (49)	___ \$15 Tort & Insurance Practice (13)
___ \$35 Family (09)	___ \$30 Workers' Compensation (21)
___ \$35 Fiduciary (10)	

PAYMENT SCHEDULE

- JUL 1** Fees due
- AUG 1** \$75 late fee if USPS postmark is after 11:59 p.m. (EDT) on August 1
- SEPT 1** Ineligible to practice and will be excluded from Bar Directory
- JAN 1** \$175 late fee if USPS postmark is after 11:59 p.m. (EST) on January 1

CREDIT CARD PAYMENTS

The State Bar of Georgia is unable to accept faxed or emailed dues notices for credit card charges. Credit card payments can be made at www.gabar.org or by completing the section below.

CREDIT CARD NUMBER _____

EXPIRATION DATE _____ AMOUNT AUTHORIZED TO CHARGE (REQUIRED) _____

NOTICE OF DESIGNATED ATTORNEY

I hereby nominate the following State Bar of Georgia member(s) to assist with coordinating the return of client files and property in the event I become an "absent attorney" as defined under Rule 4-228(a) of the Georgia Rules of Professional Conduct. I have discussed this with the person(s) named below, and they are willing to be considered to serve in this capacity. (See insert for additional information.)

NAME _____ STATE BAR NUMBER _____

NAME _____ STATE BAR NUMBER _____



YOUR DUES = MEMBER BENEFITS

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 - Check CLE Status
 - Order Letters of Good Standing
 - Search the Member Directory
 - Pay Bar Dues
 - Online Vendor Directory
- » Insurance Offerings
- » Conference Center
- » Resource Library
- » Satellite Offices (Savannah and Tifton)
- » Access to Multiple Bar Programs:
 - Lawyer Assistance Program
 - Law Practice Management Program
 - Wellness Program



RULE 1-202 CLASSES OF MEMBERSHIP

Membership in the State Bar of Georgia shall consist of five classes: active, foreign law consultant, emeritus, disabled and inactive. The bylaws shall make provisions for the registration of each active member and the location of his or her principal office for the practice of law, the registration of each foreign law consultant and the location of his or her principal office, and the registration of emeritus and inactive members and their mailing addresses.

- (a) Inactive Members.** All lawyers who are neither engaged in the practice of law nor holding themselves out as practicing attorneys nor occupying any public or private position in which they may be called upon to give legal advice or counsel or to examine the law or to pass upon the legal effect of any act, document, or law may be inactive members at their election. Members who are in military service may be inactive if they so elect.
- (b) Active Members.** Active members shall be all other lawyers including judges, but excluding foreign law consultants. Only active members of the State Bar of Georgia in good standing may vote or hold office in the State Bar of Georgia.
- (c) Foreign Law Consultants.** Foreign Law Consultants shall be those persons, who are licensed under the Rules Governing Admission to the Practice of Law as adopted by the Supreme Court of Georgia.
- (d) Emeritus Members.** Any member in good standing of the State Bar of Georgia who shall have attained the age of 70 years and who shall have been admitted to the practice of law for at least 25 years, five years of which must be as a member in good standing of the State Bar of Georgia, may retire from the State Bar upon petition to and approval by the Membership Department. Such a retired member shall hold emeritus status. An emeritus member of the State Bar shall not be required to pay dues or annual fees. An emeritus member of the State Bar shall not be privileged to practice law except that an emeritus member may handle pro bono cases referred by either an organized pro bono program recognized by the Pro Bono Project of the State Bar or a non-profit corporation that delivers legal services to the poor. An emeritus member may be reinstated to active or inactive membership upon application to the Membership Department and payment of non-prorated dues for the year in which the emeritus members returns to active or inactive service.
- (e) Disabled Members.** Any member of the State Bar of Georgia may petition the Executive Committee for disabled status provided the member meets the criteria in Rule 1-202. See the State Bar of Georgia Directory and Handbook for the complete Rule.

Upon the Executive Committee's granting of the member's petition for disability status, the disabled member shall be treated as an inactive member of the State Bar of Georgia and shall not be privileged to practice law. A member holding disabled status shall not be required to pay dues or annual fees. A disabled member shall continue in such status until the member requests reinstatement by written application to the membership department of the State Bar of Georgia.

RULE 1-208. RESIGNATION FROM MEMBERSHIP

A member of the State Bar may, under oath, petition the Executive Committee for leave to resign from the State Bar. Upon acceptance of such petition by the Executive Committee by majority vote, such person shall not practice law in this state nor be entitled to any privileges and benefits accorded to active members of the State Bar in good standing. See the State Bar of Georgia *Directory & Handbook* for the complete Rule.

RULE 1-506 CLIENTS' SECURITY FUND (CSF)

The State Bar is authorized to assess each member a fee of \$100, which is payable in \$25 annual installments over four years or one payment of \$100. The

Clients' Security Fund was created in 1968 by the Board of Governors to provide a remedy of last resort for clients whose funds have been taken by dishonest lawyers. The Fund demonstrates that lawyers will not tolerate such a breach of the public's trust. Lawyer theft taints the image of all lawyers. The public good that is accomplished by the reimbursement of victims benefits us all and embodies the highest ideals of our profession. This assessment applies to all active and inactive members regardless of area of practice, and shall subject the member to the same penalty provisions, which pertain to the failure to pay the annual license fee.

RULE 1-507 BAR FACILITY ASSESSMENT (BFA)

The State Bar is authorized to assess each member a fee of \$200, which is payable in \$50 annual installments over four years, or one payment of \$200. This fee shall be used to purchase, maintain, and operate a facility for the State Bar offices. This assessment applies to all active and inactive members regardless of area of practice, and shall subject the member to the same penalty provisions, which pertain to the failure to pay the annual license fee. Members who are admitted without taking the exam are required to pay both the Clients' Security Fund assessment and the Bar Facility assessment in full at the time they are admitted.

PROFESSIONALISM FEE

The Chief Justice's Commission on Professionalism was created in 1989 by the Supreme Court of Georgia. Since 1998, a \$15 per hour professionalism fee has been charged. The Commission has determined that the Court-mandated surcharge shall be a \$15 per year fee for unlimited professionalism courses taken for CLE credit. The surcharge shall be assessed annually on the dues notice for all active members.

TRANSCRIPTS/BAR APPLICATIONS

Requests for copies of applications to practice law in Georgia and for transcripts from the Bar Exam should be addressed to the Office of Bar Admissions at 404-656-3490. Additional information can be obtained from their website at www.gabaradmissions.org.

MEMBERSHIP ASSISTANCE

Email your questions to membership@gabar.org or contact Membership at 404-527-8777 or 800-334-6865 ext. 777.

If paying dues by mail, dues payments should be sent to State Bar of Georgia, P.O. Box 102054, Atlanta, GA 30368-2054. All other correspondence should be mailed to State Bar of Georgia, Membership Department, 104 Marietta St. NW, Suite 100, Atlanta, GA 30303-2743.

NOTICE OF DEDUCTIBILITY

Pursuant to Sections 162(e) and 6033(e) of the Internal Revenue code, certain lobbying and political expenses are not deductible and information concerning their non-deductibility must be communicated by tax-exempt organizations to their members. In compliance with these requirements, the voluntary contribution to the Legislative & Public Education Fund is not tax deductible.

APPLICABILITY OF RULES

See the State Bar of Georgia *Directory & Handbook* or www.gabar.org for a complete set of all rules.

NOTE

Disabled members needing printed materials in alternative format can call Membership at 404-527-8777 or 800-334-6865.

Special Committee on Investment Manager RFP

Nancy Whaley, Chair, Atlanta

Lyonnette M. Davis, Atlanta

Jennifer Meyerowitz, Atlanta

Dennis C. O'Brien, Marietta

Dennis C. Sanders, Thomson

Hillary S. Stringfellow, Brunswick

Martin Valbuena, Dallas

**State Bar of Georgia
Investment Manager RFP Responses**

	Located
Brightworth, LLC	Atlanta/Charlotte, NC
Community Foundation of Greater Atlanta Nonprofit Advantage Fund	Atlanta
DeMarche Associates, Inc.	Merriam, KS
Graystone Consulting (Morgan Stanley)	Atlanta
Journey Financial (CLS Investments)	McDonough/Omaha, NE
KeelPoint	Huntsville, AL
Koss Olinger	Gainesville, FL
Northwestern Mutual Wealth Management Company	Atlanta/Wisconsin
Oakbridge Partners (Schwab)	Atlanta
Suntrust	Atlanta
Synovus Trust	Columbus
Wells Fargo Private Bank	Atlanta
Wilmington Trust	Atlanta/New York

September 2017

Response to Request for Proposal

Prepared for State Bar of Georgia

Graystone Consulting Atlanta

3280 Peachtree Road NE, Suite 1900
Atlanta, GA 30305
www.morganstanley.com/graystoneconsulting
Toll Free: 800-688-6002

C. Andrew Harbour, CFP® CIMA®
Managing Director – Wealth Management
Institutional Consulting Director – Financial Advisor
andrew.harbour@msggraystone.com
404-266-6345

Garry W. Bridgeman, CIMA®
Executive Director – Wealth Management
Institutional Consulting Director – Financial Advisor
garry.bridgeman@msggraystone.com
404-266-6216

I. Firm Description and Background Information

- A. Please provide a brief summary and history of your firm, including legal name, year of inception, ownership structure, affiliated and subsidiary companies and relationships, joint ventures, business partners, number and location of offices, number of professional consultants, and scope of services offered. Also, please indicate which office would service the State Bar of Georgia and the State Bar of Georgia Foundation, Inc.**

Graystone Consulting is a leading national investment consulting business with a history of providing consulting services to institutional investors dating back to 1973 with the formation of E.F. Hutton's Consulting Group. Since inception, our services and advice have centered on the needs of fiduciary clients. Known as "Consulting Group Institutional Services" and then "Citi Institutional Consulting", our business joined Morgan Stanley in 2009, and was renamed Graystone Consulting after the formation of Morgan Stanley Smith Barney LLC, a joint venture between Morgan Stanley and Citigroup.

Morgan Stanley & Co. purchased Citi's 35% interest in Morgan Stanley Smith Barney on June 28, 2013. Accordingly, Morgan Stanley Smith Barney is now a wholly owned indirect subsidiary of Morgan Stanley.

Morgan Stanley Smith Barney LLC (hereafter "Morgan Stanley" or "Morgan Stanley Wealth Management") is a registered investment adviser (File No. 801-70103) with the Securities and Exchange Commission (SEC) under the Investment Advisers Act of 1940, and brings together more than 130 years of investment experience under a single corporate umbrella. Morgan Stanley Wealth Management provides access to a wide range of products and services to individuals, businesses and institutions, including brokerage and investment advisory services, financial and wealth planning, banking and lending, cash management, annuities and insurance, retirement and trust services.

Graystone Consulting provides a complete range of investment consulting services to non-profit and pension clients. Clients are generally mid-sized institutions with asset bases between \$25 million and \$2 billion. Our professional services and structure are designed to provide comprehensive investment and back-office services to this client segment on a personalized basis.

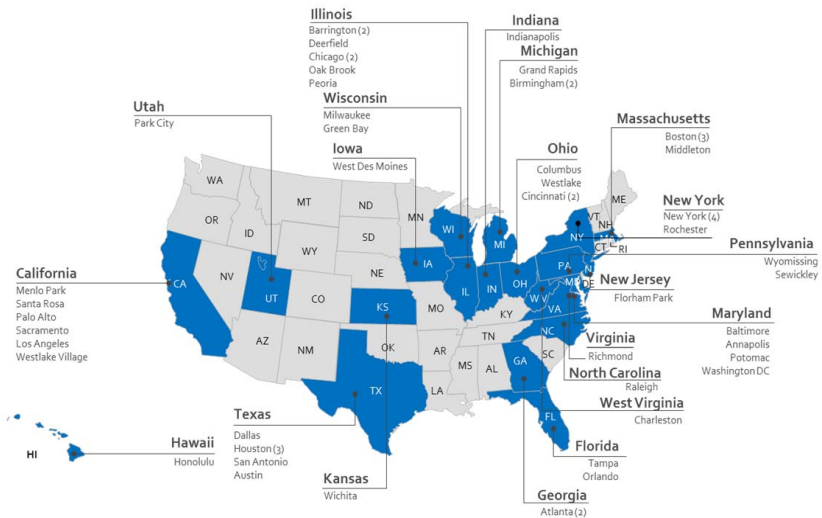
History of the Parent Organization

Morgan Stanley (NYSE: MS), a global leader in wealth management, provides access to a wide range of products and services to individuals, businesses and institutions, including investment advisory and brokerage, financial and wealth planning, credit and lending, cash management, annuities and insurance, retirement and trust services.

Originally founded in 1935, Morgan Stanley is a leading global financial services firm providing a wide range of investment banking, securities, investment management and wealth management services. As of December 31, 2016, our firm had more than 55,000 employees serving clients worldwide including corporations, governments, institutions and individuals. For further information about Morgan Stanley, please visit www.morganstanley.com.

Graystone Consulting has more than 50 offices located nationwide. Headquartered in Purchase, New York we address every client's specific investment needs and preferences locally and on an individually bases. . Each team is led by an Institutional Consultant averaging more than 20 years of professional investment experience and who has earned the designation of Institutional Consulting Director (ICD). Each ICD has a direct and personal stake in sustaining client satisfaction.

LOCAL PRESENCE & GLOBAL REACH



The Graystone Consulting office in Atlanta, GA would service the State Bar of Georgia. The address of the Atlanta office is:

Graystone Consulting Atlanta

3280 Peachtree Road NE, Suite 1900
Atlanta, GA 30305
www.morganstanley.com/graystoneconsulting
Toll Free: 800-688-6002

- B. Please describe any significant developments affecting the firm in the last three years, such as changes in ownership, restructuring, personnel reorganization, or philosophy. Please note any changes in the ownership or management of your firm planned or anticipated during the next two years.**

There have been no significant changes in ownership, structure, personnel, or philosophy in the last three years. No significant changes are currently anticipated.

- C. Please note any ownership or financial relationships with any other financial firms, including asset management firms, broker or dealer firms, banking, insurance, or actuarial firms.**

Graystone Consulting solely provides investment advice and services to endowments, foundations, pension plans, and other institutional investors on a non-discretionary or discretionary ("outsourced CIO") basis. The only source of compensation to Graystone comes from the activities as an advisor. There are over 55 consulting teams located throughout the US.

Graystone Consulting is a business of Morgan Stanley Smith Barney, LLC, a wholly owned indirect subsidiary of Morgan Stanley. Morgan Stanley is a global financial services firm that maintains significant market positions in each of its business segments—Institutional Securities, Global Wealth Management Group and Investment Management. A summary of the activities of each of the business segments follows.

- **Institutional Securities** provides capital raising; financial advisory services, including advice on mergers and acquisitions, restructurings, real estate and project finance; corporate lending; sales, trading, financing and market-making activities in equity and fixed income securities and related products, including foreign exchange and commodities; and investment activities.
- **Wealth Management** provides brokerage and investment advisory services to individual investors and small-to-medium sized businesses and institutions covering various investment alternatives; financial and wealth planning services; annuity and other insurance products; credit and other lending products; cash management

services; retirement services; and trust and fiduciary services and engages in fixed income principal trading, which primarily facilitates clients' trading or investments in such securities. Morgan Stanley Wealth Management is a registered investment adviser (File No. 801-70103) with the Securities and Exchange Commission (SEC) under the Investment Advisers Act of 1940, and brings together more than 130 years of investment experience under a single corporate umbrella.

- **Investment Management** provides a broad array of investment strategies that span the risk/return spectrum across geographies, asset classes and public and private markets to a diverse group of clients across the institutional and intermediary channels as well as high net worth clients.

D. Please state whether your firm is a registered advisor with the SEC under the Investment Advisors Act of 1940. If so, provide a copy of your Form ADV, Parts I and II. Include a summary of any other regulatory entities with which your business is registered.

Yes. Graystone Consulting is a separate business unit of Morgan Stanley. Morgan Stanley Smith Barney LLC is a wholly-owned indirect subsidiary of Morgan Stanley, a registered investment advisor with the Securities and Exchange Commission (SEC) pursuant to the Investment Advisor Act of 1940 (SEC file number: 801-70103).

Graystone Consulting provides prospective clients with all applicable disclosures required under the Investment Advisers Act of 1940, including a copy of the relevant Form ADV Program Brochure, prior to or at the time of your account opening. We periodically update our Form ADV and related Brochures and Schedules, and offer clients and prospective clients the updated documents. Part I of MS's Form ADV can be found on the SEC's web site at <http://www.adviserinfo.sec.gov>. The current Form ADV can be found in [Exhibit 2 – Form ADV](#).

E. Describe the business model of your firm with respect to investment advisory services. Also describe how the firm manages growth, including any limits to client/consultant ratio.

Graystone's clients are serviced locally by the individual teams responsible for their personal client relationships. If Graystone Consulting is retained by the State Bar of Georgia, the relationship will be serviced by Graystone Consulting - Atlanta. However, behind the scenes each client has the intellectual capital of all Graystone Consultants and the entire Morgan Stanley organization working together to achieve each client's investment goals. Each team is supported by their local office staff as well as the Morgan Stanley centralized due diligence, operations and management staff of over 250 individuals operating out of offices in Purchase, NY, Wilmington, DE and New York City.

The typical consultant to institutional client ratio is approximately 1:10. We anticipate adding highly qualified individuals to our firm as needed to support our growth. Our entrepreneurial culture promotes a customized approach and we strongly believe this culture is a key ingredient that has resulted in the continuity of service.

- F. Do you receive any payments from money managers you recommend, consider for recommendations, or otherwise mention to the plan for our consideration? If so, what is the extent of these payments in relation to your other income?**

No, Graystone Consulting and Morgan Stanley, and their affiliates, officers, directors, employees and agents, do not charge, solicit or accept any fees or any form of compensation or other remuneration (direct or indirect) in exchange for including any investment managers or other investment related firms in its proprietary database or in any search.

II. Client Base

- A. What is the total dollar amount of client assets managed by your firm? Please provide a current client summary by client type, including the dollar amount of assets under management, and number of clients, for each client type.**

As of December 31, 2016, Consulting Group and Graystone Consulting actively consulted to \$278 billion of clients' assets. This represents over 7,300, institutional relationships. Clients include, but are not limited to, employee benefit plans, endowments, foundations, jointly trustee funds, public funds, hospitals, state and local governments, family offices and affluent individuals.

Graystone Consulting Classification	As of December 31, 2016	
	Assets under management	Clients ²
Corporations	\$56,399,476,690	1,478
Foundations/Endowments/Other NPO	\$43,407,984,388	1,686
High Net Worth/Private Family Office	\$19,986,959,067	1,018
Taft Hartley	\$59,554,644,722	701
Public Fund	\$19,330,819,498	443
401K/Defined Contribution	\$55,815,344,521	1,450
Insurance Company	\$7,474,405,093	140
Healthcare/Hospitals	\$15,642,094,195	401
Other	\$912,299,695	11
Total Assets	\$278,524,027,869	7,328

Source: Consulting Group

The information presented shows the total institutional consulting assets of Morgan Stanley Wealth Management as of December 31, 2016.

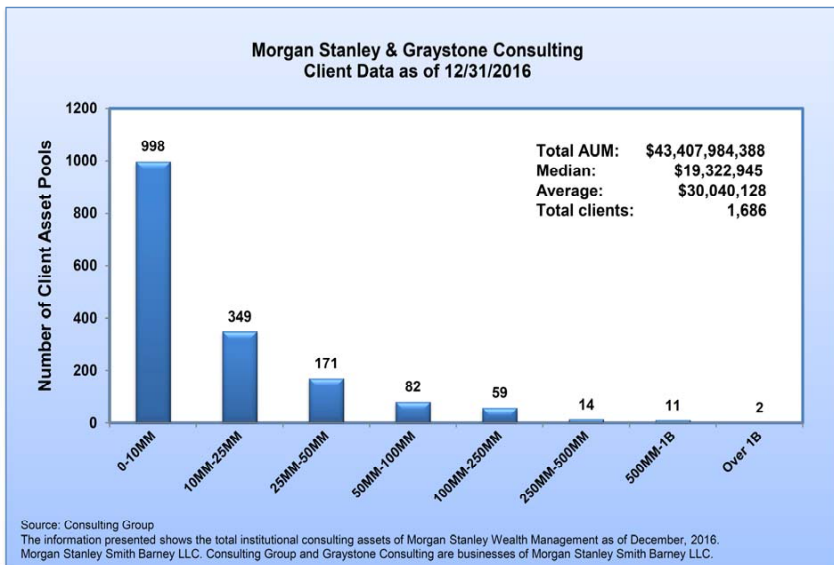
Morgan Stanley Smith Barney LLC. Consulting Group and Graystone Consulting are businesses of Morgan Stanley Smith Barney LLC.

¹ Effective 2014, total clients have been adjusted to more clearly reflect distinct client asset pools (i.e. Health & Welfare, Annuity, etc.)

- B. Please describe the firm's experience and expertise within the not-for-profit industry, especially any experience with not-for-profit organizations in the \$5 million to \$20 million range.**

Our median non-profit client size is \$19 million. For more than 40 years, we have been providing objective investment advice to institutional investors. Our disciplined consulting process is designed to meet the high standards required to make prudent fiduciary decisions. While we service a variety of institutional clients, ranging from family offices to corporate pensions, Graystone Consulting has extensive experience working with a large range of public and private foundations, endowments and nonprofits. By number, nonprofits account for Graystone Consulting's largest category of clients.

Foundations, Endowments and Other Non-Profit Client Asset Pools by Size



C. Please provide three clients that may be contacted as references.

Due to client confidentiality, Graystone Consulting does not disclose client addresses, email addresses and telephone numbers at this stage in the RFP process. However, should we be selected for a finals presentation, we will be more than happy to discuss this information in greater detail.

D. Please detail the number of investment advisory clients, and associated assets, you have gained and lost in each of the last 5 years. Include reasons for client losses.

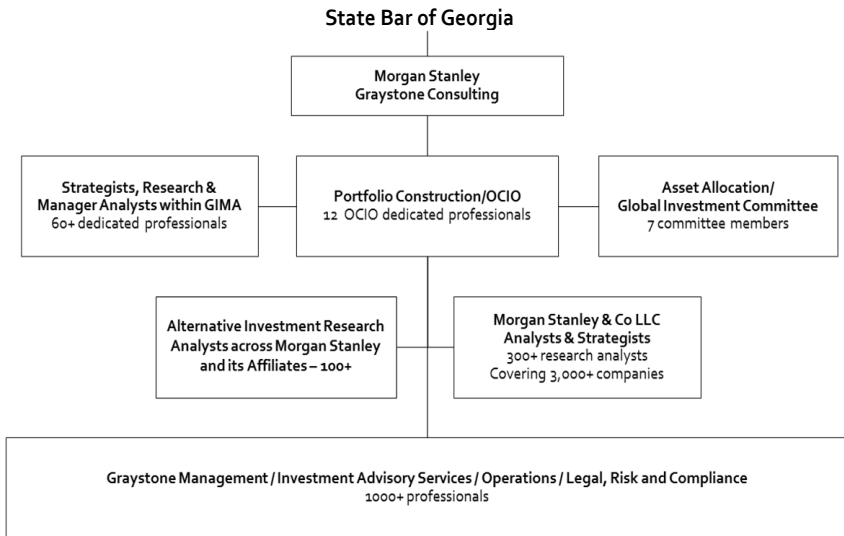
12/31/12 -- total institutional clients were 2,574
12/31/13 – total institutional clients were 2,762
12/31/14 – total institutional clients were 5,938¹
12/31/15 -- total institutional clients were 6,514
12/31/16 – total institutional clients were 7,328

Consulting Group and Graystone Consulting historically experienced an expected amount of client turnover. Reasons for account turnover include plan termination, mergers, drastic changes in overall objectives, market conditions, changes in investment philosophy, and dissatisfaction with services and/or fees. Institutional clients are defined as those with assets under advisement of \$10 million or more. High Net Worth/Private Family Office clients are those with assets under advisement of \$25 million or more. These numbers are impacted by changes in portfolio values that cause clients to move in and out of these thresholds although they remain a firm client.

¹ *Effective 2014, total clients have been adjusted to more clearly reflect distinct client asset pools (i.e. Health & Welfare, Annuity, etc.). In addition, a methodology change was implemented for High Net Worth/Private Family Office to raise the criteria from \$10 million to \$25 million. The last 5 years have been restated to historically reflect this change.*

III. Personnel

- A. Please provide an organizational chart summarizing the total number, and associated areas of focus, of your firm's employees. Please delineate between employees focused exclusively on your investment advisory operations versus employees that provide services to multiple business areas. Please provide biographies of the firm's key professionals.



Biographies of those individuals who will *regularly and directly* interface with the State Bar of Georgia are in [Exhibit 1: Individuals Supporting State Bar of Georgia](#).

- B. How many analysts are employed by your firm who are solely responsible for investment manager research? How many analysts are responsible for performance evaluations, performance attribution analysis, manager evaluation and monitoring, and due diligence?

The team of more than 45 investment analysts regularly reviews approximately 1,300 investment products and over 200 alternative investment strategies across a broad spectrum of asset classes and investment styles in an effort to ensure that they continue to meet the firm's rigorous standards.

**STATE BAR OF GEORGIA
EXECUTIVE COMMITTEE
MINUTES**

**Thursday, December 14, 2017/12:00 p.m.
State Bar Building/ Atlanta, Georgia**

Members Participating:

Brian D. (Buck) Rogers, President; Kenneth B. Hodges, III, President-elect; Dawn M. Jones, Secretary; Darrell L. Sutton, Treasurer; Patrick T. O'Connor, Immediate Past President (by phone); Nicole C. Leet, YLD President; Rizza O'Connor, YLD President-elect (by phone); Jennifer Campbell Mock, YLD Immediate Past President; Damon E. Elmore (by phone); Elizabeth Louise Fite (by phone); David S. Lipscomb; Frank Strickland; and Nicki Vaughan.

Members Absent:

Phyllis Holmen.

Staff Participating:

Sharon Bryant, Chief Operating Officer; Christine Butcher Hayes, Director of Governmental Affairs; Jeff Davis, Executive Director; Paula Frederick, General Counsel; Steve Laine, Chief Financial Officer and Bill NeSmith, Deputy General Counsel.

Call to Order

President Buck Rogers called the meeting to order at 12:17 p.m. Members of the Executive Committee in attendance are indicated above.

Future Meetings

President Buck Rogers reviewed the Future Meetings Schedule. He announced that a dinner with the Court of Appeals is being arranged for a date in January, and if needed, an Executive Committee meeting will be scheduled on that same date.

Executive Committee Minutes

Secretary Dawn Jones presented the minutes of the Executive Committee meetings held on November 9 and November 16, 2017. The November 9 minutes were approved as presented by unanimous voice vote. The November 16 minutes were approved, with two revisions, by unanimous voice vote.

Members Requesting Resignation

Pursuant to State Bar Rule 1-208, the Executive Committee approved the following resignation requests by unanimous voice vote: Carol Lee Shellhouse-141446; Bonnie Lee Loffredo-455710; Michael L. Roberts-60881 O; Judy Kay Marshall-471655.

Members Requesting Disabled Status

Pursuant to State Bar Rule 1-202, the Executive Committee, by unanimous voice vote, approved one member's request for disabled status.

Recommended Policy Change on Interim Suspensions

In follow up to information requested by the Executive Committee at its last meeting concerning the removal of interim suspension designation from a member's record shown on the Bar's website after the suspension is lifted, General Counsel Paula Frederick displayed the public disciplinary information reflected in members' records on the Bar's website regarding suspensions and disbarments. She reported that the IT department will need to create a report for her office to keep track of when to purge the interim suspension information in a member's record, but that the programming will not be extensive. She also reported that many attorneys with interim suspensions eventually end up disbarred, so suggested we consider which would be more helpful to the public—displaying that information or removing it from the Bar's website.

Member Benefits Committee Recommendation

President Buck Rogers reported on a recommendation from the Member Benefits Committee to allow Member Benefits, Inc., the Bar's recommended insurance broker, to expand its insurance coverage offering to Bar members to include a 1) Cyber Security Insurance Program, and 2) 401(K) Plan Retirement Program. The expanded services would appear as new offerings under the existing Private Insurance Exchange for Georgia Bar Members. The Executive Committee, by unanimous voice vote, deferred action on the request to the next meeting so as to obtain more information about the 401 (K) Plan Retirement Program offering and third party administrator.

Arc of Justice Project

Derrick Pope, Co-chair of the Committee to Promote Inclusion in the Profession (CPIP), reported on the *Arc of Justice* Project that was organized to develop and manage an exhibit conceived by the CPIP to recognize the historic role of the legal profession in the civil and human rights movement. To date there is an eight-person content council developing the narrative and scope of the exhibit, a governing board of advisors, and a leadership council to spearhead fundraising. The content council has completed the basic concept for the exhibit to be conducted in two phases. Phase 1 is the creation of a traveling exhibit with four featured exhibits called *Under the Color of Law* that traces the historic role of the legal profession from the colonial period through the modern civil rights era. Phase 2 will concentrate on the acquisition of artifacts and collections that will become *The Arc of Justice Pavilion* exhibit at the National Center for Civil and Human Rights.

To promote the exhibit, the *Arc of Justice* Project will hold special events at its partner law schools in advance of a tour schedule. These events, called *Hidden Legal Figures: Conversations with the Unsung*, will focus on the work of lawyers and judges who inspired the exhibit. The first event will take place at Emory Law School in February featuring attorney W.J. Michael Cody. The second event will take place in April at Mercer Law School featuring Judge William Bootle. The third event will take place at the State Bar Annual Meeting and it will be the official kickoff for the fundraising campaign.

Since the project was conceived by the CPIP, Derrick asked the State Bar to adopt as a Bar initiative the traveling exhibit in name only at this time. In the meantime, he has been talking to the Georgia Bar Foundation about it serving as the entity to accept the funds collected for the development and fabrication of the traveling exhibit, the retention of appropriate personnel to handle the above mentioned programs, and the creation of an endowment.

The Executive Committee, by unanimous voice vote, approved the Bar adopting as a Bar initiative the traveling exhibit.

Thereafter, Derrick Pope asked for office space at the Bar. The request was tabled by unanimous voice vote to allow the Executive Committee to gather more information on the cost to the Bar and other issues discussed.

The Executive Committee also received written information on the *Arc of Justice* initiative; the upcoming program *Hidden Legal Figures: Conversations with the Unsung* featuring attorney W.J. Michael Cody; and the *Under The Color of Law* traveling exhibit.

Proposed Disciplinary Rules

Supreme Court Justice Keith Blackwell reported on the Supreme Court's consideration of the State Bar's motion to approve revisions to the procedural rules for disciplinary cases, and some of the changes the Court is making to those provisions. He anticipates that the Court will decide the motion in January; however, some substantive issues have been identified and are discussed below.

The first issue was to decide on an implementation date for the proposed rules. If the new rules are adopted in January, the effective date for most of the provisions will be July 1, 2018. The six month lead-in will ensure that formal proceedings are not disrupted midstream, allow time to get the new special masters in place, and allow the Bar to budget for the changes. Some of the provisions may have a deferred effective date beyond July 1 if necessary for smooth implementation. Matters pending at the Supreme Court level on July 1 will continue to be governed by the old rules.

The second issue was the reconstitution of the Investigative Panel under the new rules. It is being downsized under the proposal and the basis for appointments will change from the state judicial districts to the three federal judicial districts. Since those districts do not cleanly align, there may be some geographical disparities in representation for the first two years after implementation.

The third issue was the need for a standard of conduct for special masters in discipline cases. The Bar proposed that special masters be subject to the Code of Judicial Conduct (CJC) as it applies to part-time judges, but Justice Blackwell was concerned that some of the restrictions for part-time judges under the CJC do not make sense if applied to special masters. He will recommend restricting application of the CJC to recusal matters only, so that a special master must recuse under the same circumstances as part time judges.

The Court also identified concerns about the appointment and compensation of the Coordinating Special Master and the pool of special masters. He is going to propose that all of the special masters be appointed by the Court, but the Court will want input from the Bar concerning the compensation for both the Coordinating Special Master and the special masters. He is going to propose that the existing compensation commission be enlarged so that it consists of three Past Presidents of the Bar, the current Treasurer of the Bar, and such other Bar members as the Court might appoint.

Justice Blackwell reported that adding the Review Panel (RP) back into the disciplinary process also created some issues. The Court was concerned with its size under the new time restrictions and getting quorums at its meetings. After discussion with General Counsel Paula Frederick and current RP Chair Tony Askew, the Court has decided to reduce the RP to 7 lawyers, 2 lay members, and 2 ex officio members. Justice Blackwell and Mr. Askew also discussed the responsibilities reassigned to other entities under the proposed rules, and Justice Blackwell will recommend that the Court return administration of RP reprimands to the RP. The Court has not yet decided if reciprocal discipline should be a function of the RP, due to concerns about timely handling, and welcomes the Bar's input.

Justice Blackwell also reported that some other parts of the Bar rules are inconsistent with the new discipline rules. In particular, the Consumer Assistance Program (CAP) rules need to be revised. He asked the Executive Committee to send back revised CAP rules before the July 1 implementation date of the new disciplinary rules.

President Buck Rogers suggested that the Bar's recommendations on reciprocal discipline and realigning the CAP rules be completed by the March Board of Governors meeting. He thanked Justice Blackwell for his input.

David Lipscomb posed a question to Justice Blackwell about interim suspension and whether it is a form of discipline. After some discussion, Justice Blackwell shared his thoughts and said that he thought it was not discipline, but that he had not polled the Court on this particular subject.

Requests for Contributions

The Executive Committee took the following action on requests for contributions:

- 1) After presentation of the request by President-elect Ken Hodges, the Executive Committee, by unanimous voice vote, with YLD President Nicole Leet abstaining, approved contributing up to \$4,000 total, whether in cash or as an in-kind donation via use of the Bar Center for a reception, to the National Association of Criminal Defense Lawyers President Summit/2018 State Criminal Justice Network Conference. The Conference will take place in Atlanta on August 23-25, 2018.
- 2) After presentation of the request by President Rogers, the Executive Committee, by majority voice vote, determined that a request for \$1,500 to The Heritage Project for the Georgia's Great African Americans of History Achievement exhibit was not germane to the legitimate purposes of the Bar and therefore did not comply with Keller.

President's Report

President Buck Rogers reported that the sale of the ICLE Athens property is moving along. A contract has been signed and we have memorialized our agreement with the University of Georgia Law Alumni Association on dividing the proceeds from the sale equally between the State Bar and the Alumni Association. We are in due diligence now and hope to close by early January 2018.

Strategic Plan

President Buck Rogers reported that he is working on the edits for the Strategic Plan. Once completed, it will be distributed to the Board of Governors.

Treasurer's Report

Treasurer Darrell Sutton reported on the Bar's finances. Reporting no overall budgetary issues, Darrell mentioned that there have been some delays secondary to a backlog of work caused by staffing deficiencies, with more work being handled by fewer people. Permanent staff is needed, and the Personnel Committee will be asked to address this issue. Darrell also reported that a larger number of emeritus members than had been projected at this point has been reached, and that we are closing in on 50,000 members of the Bar. He also reported that legislative contributions have been fairly flat, although Georgia Legal Services Program contributions are up, compared to this time last year. The Executive Committee received copies of the Consolidated (Operational and Bar

Center) Preliminary Revenues and Expenditures Report as of September 30, 2017; Income Statement YTD for the Three Months Ended September 30, 2017; Bar Center Revenues and Expenditures Report for the Three Months Ended September 30, 2017; Summary of Dues and Voluntary Contributions at October 31, 2017; Legislative Fund and Cornerstones of Freedom Fund Activity Reports through September 30, 2017; and an Investment Performance Comparison 2005-2017.

Access to Justice Strategic Plan

Past State Bar President Charlie Lester reported (by phone) on the Georgia Justice For All Strategic Plan developed by the Justice For All (JFA) Working Group through a grant from the National Center for State Courts. The plan is intended to meet consumers of civil legal services where they are geographically, institutionally and financially located through a coordinated effort of all stakeholders in the civil justice community. The Administrative Office of the Courts has asked the Supreme Court if the Access, Fairness, Public Trust and Confidence Committee can take over administering the plan. That committee currently has a part-time staff person to complete a term that runs through June 30. The JFA Working Group is requesting that the Bar appropriate \$20,000 for the balance of this fiscal year to help provide additional staff or pay more money to the current staff to oversee the implementation of the strategic plan for this aspect of the project, and an appropriation of \$40,000 in next year's budget to continue the work. The National Center for State Courts has additional funds, and money left over from the grant, but the current request is to have a coordinated effort on access to justice with all entities working together.

The Executive Committee, by unanimous voice vote, deferred action on the request in order to get more information and a list of other contributors, and asked that the request go through the Bar's normal budget process.

YLD Report

YLD President Nicole Leet reported that there are several events taking place tomorrow, including a Leadership Academy luncheon at the Piedmont Driving Club, and the annual YLD Holiday Party that evening. A new Leadership Academy class of 30 will kick off with a meeting at the Midyear Meeting. The Signature Service Project will have an event in February to recognize and celebrate those that have taken the challenge. The tentative date is February 1 at Eventide Brewing. She reported that there is still time to encourage young lawyers to take the challenge. Lastly, she announced that the Spring meeting will take place in Nashville on March 15-18, 2018.

PSAs

Communications Director Sarah Coole presented this year's proposed PSAs to the Executive Committee for review and comment. All were well received by the Executive

Committee, and feedback was provided. Sarah was asked to review the media area buys to make sure that the PSAs are running statewide.

Executive Director's Report

Executive Director Jeff Davis reported that the 2018-19 budget process is beginning. The Programs Committee will be reviewing the Bar's programs and hearing proposals for any new programs in January. He also reported that the Bar will be gearing up for the 2018 legislative session.

ACL/Legislative Report

Director of Governmental Affairs Christine Butcher Hayes reported on the legislative proposals presented at the ACL meeting on November 29. She also reported on the carryover bills from last year's legislative agenda.

Office of General Counsel Report

Deputy General Counsel Bill NeSmith reported that the contract has been finalized with CloudLawyers (formerly Zeekbeek/CloudLaw) for the members' enhanced directory. Communications Director Sarah Coole has prepared a draft press release that informs Bar members that Georgia and South Carolina have joined the network and outlines what CloudLawyers offers.

General Counsel Paula Frederick reported that she is in the process of working on the budget for the special masters and institution of the new disciplinary rules. She announced that receiverships are up and her office's handling of those is not sustainable. She reported that the Membership Department asked for the addition of the following sentence in line (9) to Rule 1-202 that was previously approved by the Executive Committee: Emeritus members may only vote in person or electronically. The Executive Committee approved the new language by unanimous voice vote.

ICLE Update/Athens Property Update

Deputy General Counsel Bill NeSmith reported that the closing for the sale of the Athens ICLE property will take sometime in January.

Membership Department's Karen Nix

The Executive Committee received a copy of a member's email informing Executive Director Jeff Davis how helpful Karen Nix, Senior Administrator of Membership, was to his inquiry.

Court Access for the Hearing Disabled

The Executive Committee received information on a member's request that the Bar take a leadership role in addressing the issue of hearing impairment and its impact on the justice system. Executive Director Jeff Davis advised that the request would be more properly

addressed to the Administrative Office of the Courts (AOC) since it would have the authority to prescribe and/or mandate that courts have technology to assist the hearing impaired. If the Court decided to move forward with the initiative, the Bar could support the proposal as it does other AOC budget requests. The Executive Committee, by unanimous voice vote, supported the initiative and the forwarding of it to the AOC to address the issue.

Old Business

The Executive Committee, by majority voice vote, approved a motion recommending to the Supreme Court that it leave reciprocal discipline with the Review Panel.


New Business

There was no new business.

Adjournment

There being no further business the meeting was adjourned at approximately 3:30 pm.

Approved:



Buck Rogers, President

Dawn M. Jones, Secretary



To: Members, Board of Governors

From: Paula Frederick

Date: March 2018

Re: Quarterly Report of the Office of the General Counsel

I am pleased to report on the activity of the Office of the General Counsel for the period since the Midyear meeting.

Discipline: During January 2018 the Office of the General Counsel sent 270 Grievance forms to members of the public and received 234 filed Grievances. The Supreme Court of Georgia entered orders in eight disciplinary cases during the month. The Year-to-Date Report on Lawyer Regulation (covering the period May 1, 2017 through January 31, 2018) appears at page 3 of this memorandum.

Rules Changes: On January 12, 2018 the Supreme Court of Georgia entered an order approving substantial revisions to the process for investigating and prosecuting disciplinary cases. The rules will go into effect at the start of the next Bar year, July 1, 2018. Under the revised process:

- The Office of the General Counsel (“OGC”) has authority to begin an investigation upon receipt of credible information that a lawyer’s conduct has violated the Rules of Professional Conduct. The current process requires the Office to receive a written grievance before beginning an investigation.
- The OGC may use investigative subpoenas during the informal screening process, with permission from the Chair of the State Disciplinary Board.
- The State Disciplinary Board may refer a lawyer for evaluation if there are signs of mental illness, cognitive impairment or addiction. A lawyer who does not cooperate with the referral may be considered for expedited action under the procedures for emergency suspension cases.
- Members of the disciplinary panels will be reimbursed for their reasonable expenses in volunteering to serve on the Panels.

- The Supreme Court will appoint a new pool of special masters to hear disciplinary cases, and they will be paid an hourly rate set by the Court.
- The entire process will operate under strict time deadlines.

These proposals should improve and streamline the process so that cases move more smoothly, and so that respondent lawyers who are impaired may be directed to treatment faster. Please contact me if you would like to have an OGC lawyer present a CLE about the new rules to your section, local bar or law office.

Formal Advisory Opinions:

- Opinion 16-3 finds that a sole practitioner may not use a firm name that includes the words “group” or “& Associates” because both terms imply that the solo practices with other lawyers, and thus are misleading. The opinion was filed with the Supreme Court of Georgia but neither party requested discretionary review by the Court, thus it is binding only on the Bar and the requester. The Court will treat the opinion as persuasive authority.
- Formal Advisory Opinion 16-2 is a redrafted version of old opinion 10-2 that prohibits a lawyer appointed to serve as both legal counsel and guardian *ad litem* for a child in a termination of parental rights case from advocating termination over the child’s objection.

CLE Presentations: OGC lawyers and staff served as presenters at 12 Continuing Legal Education programs since my last report.

**Year-to-Date Report on Lawyer Regulation
May 1, 2017 through January 31, 2018**

Grievance forms requested and sent to public	2365
Grievance forms sent back to Office of General Counsel for screening	1495
Grievances pending as of 4/30/17	359
TOTAL	1854

Grievances referred to State Disciplinary Board members	122
Grievances being screened by Grievance Counsel (GC)	457
Grievances closed by Grievance Counsel	1249
Grievances moved to moot status by GC after attorney was disbarred	26
TOTAL.....	1854

Regulatory Action May 1, 2017 through January 31, 2018

	Attorneys	Cases
Letters of Admonition Accepted	12	12
Investigative Panel Reprimands Administered	9	9
Review Panel Reprimands	1	1
Public Reprimands	2	2
Suspensions	14	16
Disbarments/Voluntary Surrenders	18	35
TOTAL	56	75
Reinstatements Granted	3	8
Reinstatements Denied	0	0

MEMORANDUM FOR: Board of Governors of the State Bar of Georgia

**FROM: Norman E. Zoller, attorney coordinating the
Military Legal Assistance Program (MLAP)**

DATE: February 14, 2018

SUBJECT Status of the Military Legal Assistance Program

Background and Overview of Work: The main objective of the State Bar of Georgia's Military Legal Assistance Program (MLAP) has been and remains to connect lawyers with service members and veterans who need legal assistance. Thus far, 2,060 service members or veterans have been so connected as summarized below. Here are program highlights since the MLAP report to the Board of Governors at its last meeting on January 6, 2018, at the Westin Perimeter North Hotel in Atlanta.

- 1) **Legal Assistance Clinics at Georgia Law Schools.** Along with Professor Charles Shanor, Lane Dennard, and Drew Early at Emory University; and Dean Steve Kaminshine, Associate Dean Roy Sobelson, Patricia Shewmaker, and Steve Shewmaker at Georgia State University, the MLAP helped facilitate establishment and continued operations of legal clinics in the law schools at Emory (which began in February 2013 [status of operations is at **Attachment A**], and Georgia State University (which began in November 2014). A new clinic remains scheduled to begin operations at the University of Georgia's Law School in the summer of 2018 under leadership of Associate Dean Alexander Scherr.
- 2) **Legal Assistance Clinics at VA Medical Facilities.** In addition to the MLAP and the law schools, legal assistance clinics continue operating at six VA medical facilities: VA Medical Centers (VAMCs) at Augusta and Decatur, VA medical facilities at Carrollton, Columbus, Fort McPherson, and Rome. Other legal clinics remain under consideration for the Dublin VAMC and at the VA medical facility in Savannah, Athens, and Macon.

Representatives of MLAP and of the Military and Veterans Law Section conferred with James Byrne, general counsel of the US Department of Veterans Affairs, on January 18 (in person) and again on February 1, 2018 (via conference call). Among other matters pertaining to the State Bar of Georgia's programs to provide legal assistance to service members and veterans, the VA Accreditation program was discussed. It is likely that Mr. Byrne will be the featured speaker at Georgia's VA CLE program in October or November 2018, in Atlanta.

- 3) **Travel to Belgium and France, Oct. 2-13, 2017, re: 100th Anniversary of World War I.** A group of 13 participants, including lawyers and their guests, took part in the Military and Veterans Law Section's trip to Belgium and France with a CLE program commemorating the 100th Anniversary of various World War I battle sites, memorials, and related events over the period October 2-13, 2017. An article about this trip is appearing in the February issue of the *Georgia Bar Journal* (**Attachment B**).

- 4) **Strategic Plans for MLAP.** In recent months a special committee of the Military Legal Assistance Program has been considering program operations generally, its workload, and the potential for added staff to maintain quality, responsive connections between volunteer lawyers and service members and veterans seeking legal assistance. Information about this work and its succession plan was presented to the SBC's Program Committee on February 5 and on February 8, led by Jay Elmore to its Executive Committee.
- 5) **Cases Processed.** Below is a summary of the number and types of requests for legal assistance received and referred to lawyers under the State Bar's Military Legal Assistance Program. Under the program, **a total of 2,060 cases have been processed.** Further, a total of 65 additional cases are in process (i.e., in the pipeline), awaiting agreement authorizations from potential clients (53) or agreements from attorneys (12) to accept a case. Further, although the program does not handle criminal cases directly, about 750 inquiries have been received from veterans or service members seeking help on a criminal law matter (which are referred to the applicable county public defender or to a local bar association). A summary of cases processed by the MLAP by category follows:

Family Law		1,052 (including 59 previous)
Contested Divorce	423	
Uncontested Divorce	17	
Divorce Enforcement	24	
Child Support	143	
Guardianship/Adoption	108	
Visitation	44	
Child Custody	232	
Consumer Law		125
Housing/Property		135
Foreclosure		26
Veterans Benefits/Disability		280
Wills/Estates/Probate		114
Employment/USERRA/SCRA		57
Bankruptcy		27
Insurance		21
Personal Injury		47
Property Damage		3
Worker's Compensation		5
Contract		10

Medical Malpractice	8
Toxic Substances	5
Other	<u>145</u>
	2,060

Attachments:

- A) Status of Legal Assistance Clinic for Veterans at Emory, February 14, 2014.
- B) Article appearing in the February issue of the *Georgia Bar Journal* about travel to Belgium and France on the occasion of the 100th Anniversary of The Great War.



Summary of Clinic's Work

Date: February 14th, 2017

A. Summary of Cases and Involvement by Attorney Mentors and Student Volunteers

1. Roughly 401 veterans have been assisted since the inception of the clinic, either through consultations or substantial filings on behalf of the veteran.
2. Our Veterans Benefits cases have resulted in awards of lifetime benefits exceeding \$5,000,000.00 in totality since we opened in 2013.
3. Over 110 Student Volunteers have participated at this point (including 14 summer interns from 2014–2017).
4. 90 Lawyers volunteered for participation; 58 have participated at this point.

B. Referral sources

1. Cases coming in directly to the Clinic (Fellow: Keely Youngblood) (new e-mail address and phone number for the Clinic: 404-727-1044; lawveteransclinic@emory.edu)
2. Cases referred by the Military Legal Assistance Committee of the State Bar
3. Veterans Consortium Pro Bono Program in Washington
4. Legal Clinic at the VA Hospital
5. Atlanta Legal Aid
6. DeKalb County Community Development Board
7. Cobb County Veterans Court
8. Military Mondays with Starbucks
9. VA Homeless/HUDVASH Program
10. Cornerstone Training and Consulting

11. Army OneSource
12. Georgia Blinded Veterans Association
13. Vocational Rehabilitation and Employment Program at the VA Hospital

C. Work accomplished since the Clinic was established and since February 28, 2017

1. 58 current open cases; 187 cases opened since February, 2017. The Clinic is currently operating at full capacity.
2. 237 veterans have been assisted either through consultations or substantial filings since February 28, 2017.
3. The Clinic has established a pattern of exceeding our \$75,000.00 goal in each quarter of the fiscal year and had an impact of over \$100,000.00 in the most recent quarter.
4. The Clinic recovered at least \$517,270.20 measured in annual economic impact in 2017.

D. Recent Publicity/Activities

1. Gave presentation at a Georgia ICLE training on Veterans Law, covering procedure in disability law.
2. Utilized User License Agreement to establish an independent server case management system through Clio's Academic Access Program. The system can store case files, track case development, assist with schedule management send deadline reminders, and allow students to track their hours with the same thoroughness that a billable-hours system would require.
3. Established a partnership with Georgia State University School of Law and the Access, Fairness, Public Trust and Confidence Committee to develop a Servicemember's Civil Relief Act Handbook for Georgia Judges
4. Held Veteran's Day Event on November 11th where 7 volunteer attorneys and 10 volunteer students provided Powers of Attorney and Medical Directives to at least 15 veterans.
5. Co-Hosted bi-monthly Military Mondays events with Starbucks where veterans were given a free beverage and an hour-long consultation on their legal claims at a local Starbucks.

E. Samples of Clinic Wins Since February 28, 2016:

1. An elderly Army Veteran was awarded over \$60,000.00 in back pay and a substantial increase in his service-connection disability due to his severe physical disabilities.
2. Represented Veteran who suffers from both a Traumatic Brain Injury and PTSD, stemming from his active duty. He suffers from severe daily short term memory loss, anxiety, hip and back pain, and is too disabled for employment. The Clinic secured permanent and total full disability benefits, but he was far more excited about the fact that we also secured his 12-year-old daughter's right to education assistance in college. This client was a clinic attorney's client but a student was able to successfully handle the majority of the work under supervision, which included both discovery and a brief.
3. The clinic secured disability benefits and provided a Power of Attorney service to a Korean War Veteran who has both PTSD and encroaching dementia. The Clinic also provided wills for his wife and son. This Veteran had been shot in the leg in Korea during an ambush, had his eye damaged by flying shrapnel, and had killed multiple enemy combatants in multiple firefights. He had been fighting to get his VA benefits for years, prior to his involvement with the clinic.

F. Challenges for the future

1. Establish best practices for refining case criteria and mastering timing related to incoming cases, lengthy discovery, and the assignment of cases and casework to students under the supervision of either fellows or volunteer attorneys.
2. Expand our practice to Court of Appeals for Veterans Claims appellate work.
3. Fund raising.

J. Summary

The Clinic is currently at full capacity for caseload and has ten part-time volunteer students, as well as two Student Administrators. There has been active student participation and the Clinic anticipates record numbers of students paired with local volunteer attorneys in Spring 2018. The VCV recently published and distributed its first VCV Policies and Procedures Manual. Students have recently been granted access to the new online case management system, which will allow students to track their pro bono hours as simulated billable hours. At least two students will be published in partnership with the VCV by the conclusion of Spring 2018.

The Clinic offers firm-wide and individualized trainings for volunteer attorneys. Those interested can contact Keely Youngblood at keely.youngblood@emory.edu or 404-727-1044.

Reference material – Attorney/mentors should have access to the Veterans Benefit Manual by Stichman & Abrams; Federal Veterans Laws, Rules and Regulations, 2014 edition;

and the Veterans Benefits Manual and Related Laws and Regulations on CD-ROM, all published by Lexis-Nexis.

The Nation should “care for him who shall have borne the battle and for his widow, and his orphan.” – Abraham Lincoln, Second Inaugural Address (March 4, 1865).

Poppy Fields Remembered: Georgia Lawyers Visit Europe to Commemorate the 100th Anniversary of the Great War

In Flanders fields the poppies blow
Between the crosses, row on row . . .

BY NORMAN ZOLLER



24 GEORGIA BAR JOURNAL

Trekking wood-lined trenches and poppy fields in Belgium and France last October, lawyers from Georgia, their spouses and guests commemorated the 100th anniversary of America's entry into the First World War. It was a compelling and emotional experience.

During a joint meeting in the winter of 2015, members of the State Bar's Military/Veterans Law Section and the Military Legal Assistance Program Committee discussed the Bar's successful visit in 2014 to Normandy to observe the 70th anniversary of the D-Day landings. They wondered what might be done to further honor service members and veterans. After considering several destinations, Section members ultimately decided to pay tribute to the soldiers and sailors who fought in World War I after America's declaration to enter that war on April 6, 1917, a century ago.¹

The respected Road Scholar tour management company of Boston, Mass., was selected to coordinate and guide the trip. The 10-day trip began with six days aboard the *MS Victor Hugo*, travelling the canals and small rivers in Belgium and

Poppy fields.

GETTYIMAGES.COM/NALLIASCHWARZ

EXHIBIT B

northern France, followed by a 2-day stay in Rheims and two days in Paris. The places principally visited were battle sites and cemeteries, as well as several commemorative events in those two nations.

Reflecting on the trip, Drew Early of Shewmaker and Shewmaker in Atlanta recalled, "After reviewing the World War I battlefields and cemeteries, you are first struck by the somber nature of these areas. Then, your mind has to begin the process of comprehending the magnitude of the deaths and injuries—literally inconceivable by contemporary standards."

Accompanying the Bar group were noted British World War I historian, Andrew Duff (lieutenant colonel, retired) and tour leader Dr. Nettah Yoeli-Rimmer from Brussels.

In Europe, there are five large American cemeteries: one at Normandy and four others elsewhere in France and Belgium. Several travelers in this group had visited the Normandy American Cemetery with the State Bar in 2014. During this recent trip, Bar members visited the other four major cemeteries, and at each they laid wreaths and held a brief service to honor the fallen.

Recalling what she had seen, Sylvia Eaves, of the law firm, Roach Caudill & Gunn in Canton, commented, "We visited so many battlefields—so many cemeteries—that silently spoke to the horrors, the pain, the bravery, and the sacrifice of World War I soldiers and civilians. Yet, as we came out of the chapel of the Aisne-Marne American Cemetery and Memorial, having completed our last wreath-laying, I looked out over the perfect rows of crosses and Stars of David bathed in the late afternoon sun and felt a deep sense of gratitude."

In addition to the Aisne-Marne American Cemetery and the nearby Chateau-Thierry Monument, the other sites where the travelers commemorated the fallen were the Meuse-Argonne American Cemetery, the Somme American Cemetery and the Flanders Field American Cemetery.²

Melissa Varnedoe of Guyton, recalls, "Our guide suggested that when we were at a cemetery we should go to a soldier's grave and speak with him for a moment. I stood in front of several headstones and



Lijssenthoek Cemetery, Poperinge, Belgium.

In Flanders Fields John McCrae (May 1915)

In Flanders fields the poppies blow
Between the crosses, row on row,
That mark our place; and in the sky
The larks, still bravely singing, fly
Scarce heard amid the guns below.

We are the Dead. Short days ago
We lived, felt dawn, saw sunset glow,
Loved and were loved, and now we lie,
In Flanders fields.

Take up our quarrel with the foe:
To you from failing hands we throw
The torch; be yours to hold it high.
If ye break faith with us who die
We shall not sleep, though poppies grow
In Flanders fields.

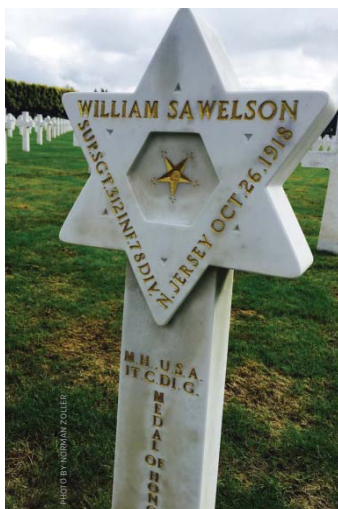


PHOTO BY ANDREW ZOLLER

Medal of Honor recipient, Meuse-Argonne Cemetery, Romagne, France.



PHOTO BY ANDREW ZOLLER

(Left to right) Presentation of Appreciation Plaque to Andrew Duff by Drew Early.

spoke the name of the soldier and thanked him for laying down his life. Standing there I would imagine what their life was like based on their name, age, and where they were from." By doing that, she said, "It made the unfathomable loss of millions of lives tangible to me and forever deepened my respect for what truly is the greatest cost of war."

For Early, himself a West Point graduate and a retired lieutenant colonel, one element rang particularly true for him at the U.S. military cemeteries.

"There and then, you are struck by what is quintessentially represented by our nation. You see the graves of young (and not-so-young) men and women, all of whom came to Europe in service and in their own effort to assist others.

"All creeds, races, states and territories are found on those gravestones, beginning as young as 14 years of age (of a young Hispanic soldier from New Mexico, a terrain and climate certainly different from where he fell). I had to pause at the gravesite of an Army nurse from Nebraska, now interred at the Meuse Argonne—so far from the open plains of farmland that she knew.

"And then to see the grave marker of a Medal of Honor winner (who fell just 16 days before the Armistice was signed

on Nov. 11, 1918) which is visibly distinguishable from other markers, bearing the Star of David to show his religion."

Then Early emphasized, "Yes, those sites represent a lot about what is different about our country. Even with our flaws, our turmoil, our own societal inadequacies, it's touching to see the contribution made by Americans to further freedom. And we didn't really seek anything in return—that's part of the marvelousness of the great experiment of our nation."

With a similar observation, Sylvia Eaves concluded, "Yes, we had seen the tremendous losses, but we had also seen the beautiful rolling farm lands, the neat houses and gardens, and the prosperous cities and towns of Belgium and France—all free and at peace. The meaning of it all for me was simply stated on a Tennessean's tombstone: 'Gave his life for humanity.'"

"What struck me most viscerally was a cemetery for German war dead," observed Michael Hall, of Hall, Williamson & Hart in Albany. "A small plot of land perhaps the size of two building lots in an average American city. Here 30,000 dead German soldiers were buried in a common grave.

"In truth, the battlefields themselves did not at first affect me particularly. The earth has largely healed itself and it takes a bit

of imagination to realize that the uneven ground has had 100 years to erase the scars of war. What still shows is a pale semblance of what this ground must have looked like in 1918. The underground fortifications and caves were well lighted and relatively dry. Once again, it takes a bit of imagination to visualize what they must have been like by candlelight and sopping wet.

"At first I thought our guide was overdoing it by taking us to cemetery after cemetery. In retrospect, the good colonel (Duff) was making us understand the real meaning of a world war. It was a lesson well worth learning," Hall concluded.

World War I took a heavy toll on those who fought and on those civilians who lived where battles took place. The total number of military and civilian casualties was more than 41 million: more than 18 million deaths and 23 million wounded.³

The total number of deaths included about 11 million military personnel and about 7 million civilians. The Allies lost about 6 million military personnel, while the Axis Powers lost about 4 million. United States' deaths in battle totaled 116,000, and 63,000 from other causes.⁴

In one lecture he gave at the Argonne Forest near the Meuse River, Lt. Col. Duff recalled the story of Sgt. Alvin York of



Arras Memorial at Faubourg d'Amiens British Cemetery.



Medal of Honor recipient, Somme Cemetery, Bony, France.

Tennessee, a Medal of Honor recipient, who on Oct. 18, 1918, is credited with killing 25 enemy soldiers and single-handedly capturing 132 soldiers.

As York wrote in his diary:

[T]hose machine guns were spitting fire and cutting down the undergrowth all around me something awful. . . . I didn't have time to dodge behind a tree or dive into the brush, I didn't even have time to kneel or lie down. . . . As soon as the machine guns opened fire on me, I began to exchange shots with them. In order to sight me or to swing their machine guns on me, the Germans had to show their heads above the trench, and every time I saw a head I just touched it off. All the time I kept yelling at them to come down. I didn't want to kill any more than I had to. But it was they or I. And I was giving them the best I had.⁷⁵

En route to Paris, the travelers also had time to visit museums, monuments and notable destinations, including the historic Rheims Cathedral and the Mercier storage caves in the champagne region of France. Once in Paris, favorite destinations

included the Eiffel Tower, the Louvre, Napoleon's Tomb and Musée D'Orsay.

As part of this visit, Continuing Legal Education (CLE) programs were conducted, with three hours aboard ship and three hours in Paris. The instructors included Early and Norman Zoller, director, MLAP; and three Georgia-admitted lawyers living in France and Switzerland: Bill Glover from Lavardin, France; Barton Legum from Paris; and Jonathan Truelove from Geneva.

CLE topics included: A Primer of the French Legal System, The European Continental and Civil Law Structure, International Arbitration, Update on VA Law, and Reflections about the History and Ethical Legacies of The Great War. Another Paris-based attorney, Yves Claisse, together with Truelove, spoke about recent changes in terrorism laws, especially in France, and their application.

For many reasons and on many levels, it was a remarkable voyage, and all our travelers returned home safely.



Norman E. Zoller has devoted the majority of his legal career to public service. Previously, he

managed the Hamilton County, Ohio, courts for nearly a decade. He served as the first clerk of court for the U.S. Court of Appeals for the 11th Circuit from 1981 to 1983, when he was named circuit executive, a post he held until his retirement in 2008. An Army veteran, Zoller served almost seven years on active duty as a field artillery officer, including two tours of duty in Vietnam, first with Special Forces in 1964-65 and then with the 82nd Airborne Division in 1968-69. He also served 15 years in the National Guard and Army Reserves as a judge advocate officer. He has coordinated the State Bar's Military Legal Assistance Program since its inception in 2009.

Endnotes

1. S.J. Res., Joint Resolution, 65th Congress, 1st Sess. April 6, 1917.
2. In Flanders Fields, John McCrae (1915)
3. "Military Casualties - World War I - Estimated," Statistics Branch, GS War Department (1924).
4. *Id.*
5. Sergeant Alvin York Foundation, Sergeant Alvin C. York's Diary, Oct. 8, 1918.

CONSUMER ASSISTANCE PROGRAM STATE BAR OF GEORGIA

February 12, 2018

The Consumer Assistance Program (CAP) continues to serve both the public and members of the Bar, as it has since 1995. During this past year CAP has handled around 10,848 new or “unique” contacts (calls, letters, emails, and faxes), an average of approximately 904 per month. This does not include repeat calls, letters, emails, or follow-up contacts. CAP itself has handled 78.75% of these contacts. The remaining 21.25% have been referred via grievance to the Office of General Counsel (OGC) for investigation. It is beyond the scope of CAP’s responsibility to investigate or handle allegations of serious ethical misconduct and violations of the Georgia Rules of Professional Conduct.

CAP’s staff consists of three administrative assistants and two attorneys. CAP directly answers “live” about 97% of the calls received. The CAP Helpline is used when no one is available to answer calls live or for calls that come in after business hours. Calls that are not answered live are returned within the same or the next working day. CAP’s response to the voluminous mail, emails, and faxes, is usually within one day.

CAP’s two attorneys often contact members of the Bar by telephone, fax, or letter, at the request of clients. It is often helpful for attorneys to receive a confidential, non-disciplinary courtesy call, letting the attorneys know that their clients have contacted the Bar with various complaints or concerns. In order to facilitate communication between clients and attorneys, CAP notifies attorneys that their clients wish to hear from them, do not understand what is happening on their cases, need updates on case status, or, in the case of former clients, need their files. Realizing that CAP has heard only one side of the situation, CAP does not presume to advise attorneys on how to practice law or assert the client’s position as true and correct. Each CAP call is just a “heads-up” or courtesy call. None of CAP’s actions reach attorneys’ permanent records, and all of CAP actions are confidential.

CAP is the contact point of the Bar for persons complaining about attorneys who are delinquent in paying their court ordered child support. Under OCGA 19-6-28.1 an attorney obligated to pay child support can be administratively suspended from the practice of law, if the custodial parent submits a certified copy of an order verifying the arrearage. The suspension is lifted once certain requirements are met in accordance with the Code and the Georgia Rules of Professional Conduct. There has been one such case during this year.

CAP is also a contact point for the Judicial District Professionalism Program (JDPP). This involves inquiries from lawyers or judges concerning unprofessional conduct and incivility among peers. This program is private, confidential, voluntary, and non-disciplinary in nature. Its purpose is to open channels of communication by the informal use of local peer influence. During this year there have been no JDPP cases so far.

CAP continues to remain within its annual budget of \$584,716, and it is anticipated that it will continue to do so.

LAW PRACTICE MANAGEMENT PROGRAM

(Program Report for the 2017-2018 Bar Year)

This is a summary of program events completed by the State Bar of Georgia's Law Practice Management Program from July 1, 2017 through January 31, 2018. During this period, the Program has made contact with and directly served approximately **4,730** members, and generated revenue totaling approximately **\$23,414** for program activities. The Program continues to strive for expanded outreach to members who have needs in law office management and legal technology.

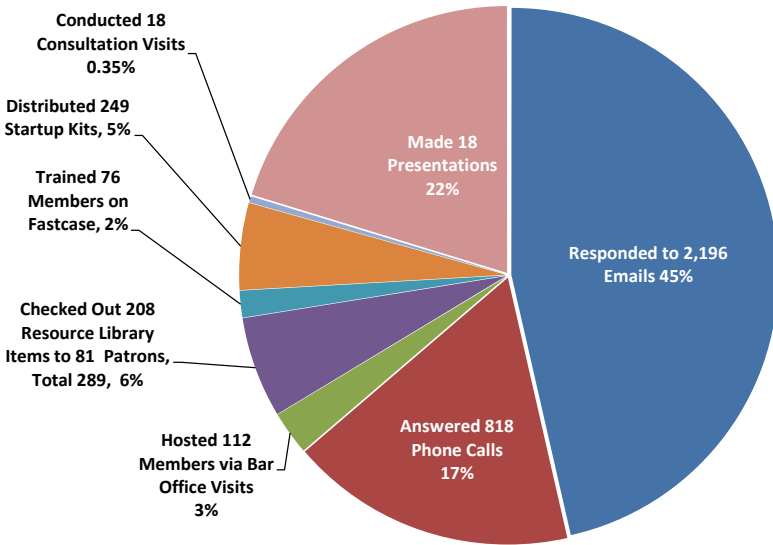
Member Contact Summary

For the period of July 1, 2017 – January 31, 2018

Type of Member Contact	# of Members Served
Consultation Services <i>General – 18 Technical - 0</i>	18
Resource Library Patrons <i># of Materials Checked Out – 208 Patrons - 81</i>	289
Office Visits at Bar Center <i>Appointments – 13 General – 112</i>	125
Starting Your Georgia Practice Booklets Distributed	249
E-mails <i>General – 2,009 Fastcase - 187</i>	2,196
Phone Calls <i>General – 708 Fastcase - 110</i>	818
Fastcase Legal Research Training	76
Outreach – ICLE Sponsored Speaking Engagements (Attendance) <i>Events Completed - 4; Scheduled Events - 2</i>	341
Outreach – Local & Specialty Bars, National & Law School Speaking Engagements (Attendance) <i>Events Completed - 14; Scheduled Events - 4</i>	618
Facsimiles	0
In-House Software Trainings	0
Grand Total of Members Served	4,730

Members Served by Law Practice Management Program

Total Number of Members Served – 4,730
July 1, 2017 – January 31, 2018



Consultations

July 1, 2017 – January 31, 2018

Total # of Consultations	Total Income (\$)
18	\$2,343.75

# of Consultations by City			
Atlanta	7	Marietta	1
Avondale Estates	1	Roswell	1
Clarkesville	1	Springfield	1
Griffin	3	Statesboro	1
Kennesaw	1		
Mableton	1	Grand Total	18

# of General Consultations (GCOs) by Firm Size	
1 Attorney	10
2-4 Attorneys	7
5-8 Attorneys	1
9-15 Attorneys	0
16+ Attorneys	0
Total	18

# of Technical Consultations (TCOs) by Firm Size	
1 Attorney	0
2-4 Attorneys	0
5-8 Attorneys	0
9-15 Attorneys	0
16+ Attorneys	0
Total	0

Resource Library

July 1, 2017 – January 31, 2018

Number of Patrons Served in 2017-2018 Fiscal Year: **81**

Number of Resources Borrowed: **208**

Grand Total: 256

Total Library Item Count: **1,540** (*includes Books, CDs, Videos, and Periodicals*)

❖ Books Sent to Tifton Office: **9**

❖ Books Sent to Savannah Office: **6**

❖ Books Lost/Damaged: **2** *lost or damaged during this period*

Library Installation Grand Total since July 2005

Overall Number of Library Patrons: **1,952**

Overall Resource Library Contact: **11,592**

Overall Number of Books Borrowed: Checkouts: **7,701** Renewals: **3,891**

ABA Book Discount Program:

The current ABA Store Bar Association Marketing Agreement allows State Bar members to purchase any ABA publication at a discounted price, whether they are ABA members or not. The Program receives 15% of all direct sales and members receive a 15% discount on the orders. Royalty Fees are remitted by the ABA during the first quarter of the year.

Start-Up Kit Distribution:

The Program distributed **249 Starting Your Georgia Law Practice booklets** on request by attorneys and law students. **30 startup discussions** were conducted by the Program via office visits.

CLE Seminars

July 1, 2017 – January 31, 2018

There were a total of **24 completed and scheduled programs** during this period. The Program's staff has given **18 continuing legal education and special presentations** to Georgia lawyers and other related groups. These presentations have been held in various local and national venues; and have been made directly to at least **959 Georgia Bar members**. There are **6 programs** are scheduled for future dates.

- July 14-15, 2017 [Georgia's 2017 Solo and Small Firm Institute and Technology Showcase](#) (sponsored), Program Chair, Natalie Kelly, *Hot Practice Tips, Apps, Sites, and Gadgets* (Co-Presenters: Catherine Sanders Reach, Nancy Duhon, William J. Cobb, Sheila Baldwin, and Natalie Kelly); *How to Your Email Inbox* (Natalie Kelly); *Efficiency, Technology, and Ethics-Practice Management, Document Assembly and Robots* (Natalie Kelly); Fastcase (Sheila Baldwin), Georgia Bar Conference Center, Atlanta, Georgia, **215 attendees**. Visit www.gabarsolo.org for highlights.
- November 2, 2017 Real Property Law Foreclosure CLE, *Cyber Security & Fraud and Safeguarding Client Information: Ethical Concerns, Insurance and Other Strategies for Dealing with the Problem: A Panel Discussion* (Co-Presenters: Natalie Kelly, Bill NeSmith, Susan McNamara, and Joe D. Whitley), Georgia Bar Conference Center, Atlanta, Georgia, **110 attendees**.
- January 4, 2018 State Bar of Georgia Midyear Meeting, Keep Calm and Carry On: A Cybersecurity Protection Roundtable (Co-Presenters: Natalie Kelly, Bill NeSmith, and Scott Reid), Westin Atlanta Perimeter North, Atlanta, Georgia, **9 attendees**.
- January 29, 2018 Public Speaking Class, ICLE Georgia, Georgia Bar, Atlanta, Georgia, **7 attendees**.

Upcoming Speaking Engagements

- February 26, 2018 Transition into Law Practice (TILPP) Beginning Lawyers Program, *Topic to be Determined* (Sheila Baldwin), Georgia Bar Conference Center, Atlanta, Georgia.

September 28-29, 2018 [Georgia's 2018 Solo and Small Firm Institute and Technology Showcase](#) (sponsored), Program Chair, Natalie Kelly, Georgia Bar Conference Center, Atlanta, Georgia. Visit www.gabarsolo.org for details.

Special Events and Speaking Engagements

July 1, 2017 – January 31, 2018

- August 24, 2017 [Atlanta Bar Sole Practitioner and Small Firm Section Luncheon, Effective Tools in Solo and Small Firms for Managing Client Work](#) (Natalie Kelly), Gordon Biersch, Atlanta, Georgia, **6 attendees**.
- August 25, 2017 [American Immigration Lawyers Association \(AILA\) Georgia-Alabama Chapter Luncheon, Efficiency, Technology, and Ethics-Practice Management, Document Assembly and Robots](#) (Natalie Kelly), Atlanta, Georgia, **50 attendees**.
- September 5, 2017 Emory University School of Law Class Lecture, *Law in Technology Lecture* (Natalie Kelly), Emory University School of Law, Atlanta, Georgia, **10 students**.
- September 8, 2017 Georgia Association of Black Women Association ([GABWA](#)) Solo & Small Firm Symposium: Bridging the Gap Between Law and Technology, *Putting Your Practice on Auto-Pilot—Best Practices and Practice Management Software* (Natalie Kelly), University of Missouri-School of Law, Kansas City, Missouri, **25 attendees**.
- September 19, 2017 Atlanta Technical College Legal Research and Writing Class, *Fastcase* (Sheila Baldwin), Atlanta Technical College, Atlanta, Georgia, **7 students**.
- October 17, 2017 Savannah Law School Lecture, *Ethics and Practice Management* (Co-Presenters: Natalie Kelly and Paula Frederick), Savannah Law School, Savannah, Georgia, **25 students**.
- November 8, 2017 Atlanta Bar Association Estate Planning Section CLE: *Navigating Changing Law Firms, Transacting Buyouts and Closing Down a Practice* (Natalie Kelly), Buckhead Club, Atlanta, Georgia, **45 attendees**.
- November 17, 2017 Forsyth County Bar Association CLE, *Solo and Small Firm Preparedness* (Natalie Kelly), Tam's Backstage, Cumming, Georgia, **40 attendees**.
- January 26, 2018 Georgia State University (GSU) Tower to the Trenches, CLE Series for Georgia State Lawyers, *Tech Talk: E-Discovery from A to Z, Including E for Ethics* (Natalie Kelly), Georgia State, Atlanta,

Georgia, **75 attendees**.

Upcoming Speaking Engagements

- March 13, 2018 Augusta Bar Association Luncheon CLE, *Topic to Be Determined* (Natalie Kelly), The Pinnacle Club, Augusta, Georgia.
- March 23, 2018 Gwinnett Bar Association CLE, *To Be Determined* (Natalie Kelly), Atlanta, Georgia.
- April 12, 2018 Atlanta Bar Association CLE: Developing Lawyers Series, *Knowing Your Resources* (Natalie Kelly), Atlanta, GA.

ABA and Other National Events

- July 30, 2017 – August 1, 2017 [National Bar Association Annual Convention & Exhibits \(NBA Convention\)](#), *Legal Ethics: Lawyers and the Use of Social Media and the Implications of State Bar Professional Conduct Rules* (Natalie Kelly) and *Legal Ethics: The Disciplinary Complain Process, and an Update on Emerging Issues in the Field of Professional Responsibility* (Natalie Kelly), Fairmont Royal York, Toronto, Ontario, Canada, **150 attendees**.
- September 26, 2017 [Mark It! Learn How to Make Your Mark sponsored by 3a law management](#), *How to Implement with a Q & A Marketing Panel* (Panelists: Natalie Kelly, Darrah Brustein, and Greg Parent), One Atlantic Center in Midtown, Atlanta, Georgia, **125 attendees**.
- October 24, 2017 [San Francisco Bar Tech Tuesday's Webinar](#), *Practice Management Software: Unlocking Gems within Your Most Essential Tech Tool* (Natalie Kelly).
- December 2, 2017 [Atlanta Legal Tech CLE: Reboot Your Firm for 2018](#), *Want to Fall Back in Love with Your Practice? - Managing Risk While Embracing Technology* (Co-Presenters: Natalie Kelly, Sam Glover, and Jennifer Downs), and *Hiring in the Age of Tech Roundtable Discussion* (Moderators: Natalie Kelly and Jennifer Downs) Ponce City Market, Atlanta, GA, **50 attendees**.
- December 5, 2017 ABA Law Practice Division Webinar, *Navigating an Ethics Complaint: How to Keep Cool If in Hot Water with Your Bar* (Co-Presenters: Natalie Kelly and Paula Frederick), **10 attendees**.

Upcoming Speaking Engagements

March 8, 2018

2018 Programs Committee Report, Atlanta, GA

[ABA TECHSHOW 2018, *How Do I Choose? Selecting and Implementing Law Practice Technology*](#) (Co-Presenters: Natalie Kelly, Michael Robak, Kristina Niedringhaus, Darla Jackson, Jim Calloway, and Jesse Bowman), Hyatt Regency Chicago, Chicago, Illinois.

Georgia Practice Advisor Blog

July 1, 2017 – January 31, 2018

This blog from the Law Practice Management Director, Natalie Kelly, and Assistant General Counsel, Bill Cobb, gives Georgia Bar members useful practice management advice and general ethical guidance specific to their Georgia law practice. This area is open to all Bar members at www.gapracticeadvisor.com. There were **1,264 views** of the blog during this reporting period.

Solo and Small Firm Resources Discussion Board

July 1, 2017 – January 31, 2018

The Bar's Solo and Small Firm Resources webpage is devoted to members who practice in solo and small firms and includes a place to discuss daily issues and concerns of running solo and small firms, office start-up information and more. Member log-in access is required to access this page. There are **299 members** using the discussion board.

Publications

July 1, 2017 – January 31, 2018

Georgia Bar Journal (GBJ) articles for the Law Practice Management and Member Benefits column included:

- *Another Solo and Small Firm Institute Is In the Books*, August 2017
- *Fastcase 7: Content Rich and User Friendly*, August 2017
- *Nurturing Your Practice with Law Practice Management Resources*, October 2017
- *Member Benefits: Providing Bar Members with a Private Insurance Exchange for Health, Dental, Vision and More*, October 2017
- *Tips for Practice Management Success in 2018*, December 2017
- *Fastcase 7: Checking Your Citations*, December 2017

The Law Practice Management articles were written by the Director and the Fastcase articles were written by the Member Benefits Coordinator.

Law Practice Management Webpage

July 1, 2017 – January 31, 2018

The Law Practice Management Program continues to provide most of its resources through its webpage on the State Bar of Georgia website. Below is the “hits” report for key areas of the Law Practice Management page for this period:

Law Practice Management Program Key Webpage Hits

July 1, 2017 – January 31, 2018

Segment	Webpage Hits
Consultations	235
Fastcase News	40
Georgia Practice Advisor Blog (589 visitors)	1,024
Law Office Start-Up Resources	930
LPM Homepage	5,124
LPM Tidbits	235
Resource Library	679
Sample LPM Forms	14,658
Member Benefits/Discounts for Bar Members	7,289
Software Library	247
Solo and Small Firm Resources	694
Grand Total	31,155

Online Vendor Directory

July 1, 2017 – January 31, 2018

The Program maintains the database of vendors listed on the State Bar's Online Vendor Directory. There are currently **60 vendors** listed on the vendor directory who provide member benefits services and discounts to Georgia Bar Members.

Fastcase Online Legal Research

July 1, 2017 – January 31, 2018

During this period, a grand total of **76 members** and **12 staff** have attended Fastcase CLE seminars. A grand total of **1,749 attorneys** and **97 legal staff** members have attended Fastcase live training; and others have taken advantage of webinar training since Fastcase was adopted by the State Bar.

Fastcase Partner Usage Report

July 1, 2017 – January 31, 2018

	July	Aug	Sept	Oct	Nov	Dec	Jan	Total
First Time Logins	104	135	78	104	139	112	136	808
Total Logins	16,316	19,075	15,484	17,704	16,335	13,043	16,795	114,752
Total Users Who Logged In	3,671	4,042	3,600	3,867	3,695	3,341	3,787	26,003
Searches Conducted	83,505	93,960	81,110	88,034	81,377	66,648	81,231	575,865
Documents Viewed	126,928	145,616	122,672	137,763	123,821	100,010	128,615	885,425
Documents Printed	13,797	15,241	11,672	14,475	12,528	9,225	12,840	89,778
Total Transactions	244,321	278,069	234,616	261,947	237,895	192,379	243,404	1,692,631

Fastcase Reported Problems	
Member Reported Issue(s)	Fastcase Response / Resolutions
<p>1/26/17 Member Reported: Cannot get Fastcase to open.</p>	<p>1/27/17 FC Response: Fastcase reported they are having some sporadic problems with bar logins. At present all seems to be resolved.</p>
<p>01/30/17 Member Inquired: Does Fastcase have a screen reader function/display for the visually impaired?</p>	<p>02/01/17 FC Response: "Unfortunately we do not have screen reader capabilities but I've been told that it's a project under production. When I have more updates I'll be sure to let you know and we'll make announcements to let effected members know."</p>
<p>04/26/17 Member Reported: The cases that cite to OCGA § 17-10-17 do not indicate that this statute was determined to be unconstitutional in 2004. He thought there would be mention of this with the bad law bot.</p>	<p>04/26/17 FC Response: Bad Law Bot will only flag a case if it has been subsequently cited with a negative citation signal (specific keywords) per the bluebook rules. <u>The algorithm runs on case citations, not statute citations.</u> So if a pre-2004 case citing OCGA § 17-10-17 had been cited by another case with the parenthetical (overturned by plaintiff v. defendant), would be flagged.</p>
<p>08/01/17 Member Inquired: Fastcase was not working.</p>	<p>08/01/17 FC Response: Fastcase rep confirmed that their system was down for a brief time. She will reach out to member with an explanation.</p>
<p>08/14/17 Member Inquired: Member found at least one statute that took effect on July 1 that has not yet been added to the online Code.</p>	<p>08/14/17 FC Response: The source was updated on July 14, 2017 but the catch lines will take some time. There are several hundred each year. Hopefully completed in under a month.</p>
	<p>09/13/17 FC Notification: FC is applying the new Georgia Code tag lines to comply with copyright requirements. During this process the 2017 code will not have any descriptive language. (My most recent check shows that this is not yet accomplished.)</p>

Support – Bar Meetings

Law Practice Management Advisory Committee:

- A total number of **7 members** attended the Law Practice Management Committee meeting held in conjunction with the State Bar of Georgia's Midyear Meeting, January 5, 2018 from 2:00-3:00 p.m. at the Westin Atlanta Perimeter North, Atlanta, Georgia.

Member Benefits Committee:

- A total number of **9 members** attended the Member Benefits Committee meeting held in conjunction with the State Bar of Georgia's Midyear Meeting, January 5, 2018 from 3:30-5:00 p.m. at the Westin Atlanta Perimeter North, Atlanta, Georgia.



STATE BAR OF GEORGIA – PRIVATE EXCHANGE REPORT
December 13, 2017

INDIVIDUAL MARKETPLACE		
Individual Visits	18,737	Individuals that have visited the Individual Marketplace Registration page at least once
Individual Registrations	15,065	Individuals that have registered to begin shopping for benefits
Product Enrollments	2,618	Total Individual Product Enrollments
• Medical	1,389	Total Individual Major Medical, Short-Term Medical and Limited Medical Enrollments
• Medicare Supplement	13	Total Individual Medicare Supplement Enrollments
• Dental	447	Total Individual Dental Enrollments
• Vision	213	Total Individual Vision Enrollments
• Teladoc	73	Total Individual Teladoc Enrollments
• LifeLock	26	Total Individual LifeLock Enrollments
• Life/AD&D	252	Total Individual Life/AD&D Enrollments
• Disability	157	Total Individual Disability Enrollments
• Long-Term Care	48	Total Individual Long-Term Care Enrollments

EMPLOYER GROUP EXCHANGE		
Employer Visits	893	Employers that have visited the Employer Registration page at least once
Employer Registrations	319	Employers that have submitted a quote request to initiate the sales process
Product Enrollments	423	Total Product Enrollments
• Medical	184	Total Medical Enrollments
• Ancillary	218	Total Ancillary Enrollments
• Workers' Comp	14	Total Workers' Comp Enrollments
• Professional Liability	7	Total Professional Liability Enrollments

PUBLISHED ARTICLES 2017-2018			Circulation
Date	Newspaper	Headline	
6/12/2017	Albany Herald	Kenneth B. Hodges III installed as president-elect of State Bar of Georgia	10,793
6/12/2017	Daily Report	State Bar Presents Equality Awards	3,055
6/12/2017	Rome News-Tribune	Twyman to serve on State Bar Board of Governors	11,651
6/13/2017	Athens Banner-Herald	Judge Stephens re-elected to board of Georgia bar	19,033
6/13/2017	Marietta Daily Journal	Darrell Sulton installed as treasurer	13,393
6/14/2017	Times Georgian, Carrollton	Swindle elected to state bar Board of Governors	5,264
6/14/2017	Coastal Courier, Hinesville	Attorney on State Bar Board	5,500
6/15/2017	Atlanta Daily World	Dawn M. Jones Installed as Secretary of State Bar of Georgia	16,000
6/16/2017	Cherokee Tribune & Ledger-News, Canton	Eric Ballinger re-elected to Georgia State Bar board	4,060
6/17/2017	Daily Citizen, Dalton	Smalley re-elected to State Bar Board	8,415
6/17/2017	Times, Gainesville	Local public defender Vaughan re-elected to State Bar's Board of Governors	5,000
6/20/2017	Daily Report	Georgia Legal Community Mourns Loss of Judge Marvin Shoob	3,055
6/20/2017	Savannah Morning News	State Bar salutes Judge Kravitch	30,841
6/20/2017	Statesboro Herald	Susan Cox is re-elected to Georgia Bar board	8,000
6/20/2017	Statesboro Herald	Mock completes term as president of State Bar YLD	8,000
6/21/2017	Cairo Messenger	Bell re-elected to State Bar Board of Governors	6,183
6/21/2017	Cairo Messenger	State Bar president congratulates local judge	6,183
6/21/2017	Dodge County News, Eastman	Burton is re-elected to serve on the board of governors	4,681
6/21/2017	Monroe County Reporter, Forsyth	Jenkins re-elected to State Bar board	4,210
6/21/2017	Coastal Courier, Hinesville	Congratulations on Law Day event	5,500
6/21/2017	Savannah Tribune	Savannah Attorneys Re-Elected to Board of Governors of State Bar of Georgia	8,000
6/21/2017	Soperton News	Letter to the Editor (Law Day)	1,139
6/22/2017	Dallas New Era	Paulding County Bar Association Receives Georgia Bar Awards	3,829
6/22/2017	Courier Herald, Dublin	Summer re-elected to Board of Governors of State Bar	9,555
6/22/2017	Courier Herald, Dublin	Letter to the Editor (Law Day)	9,555
6/22/2017	Oconee Leader, Watkinsville	Judge Lawton Stephens elected to State Bar Board	9,000
6/23/2017	Daily Report	Georgia Legal Community Mourns Loss of Judge Phyllis Kravitch	3,055
6/24/2017	Marietta Daily Journal	Appointments (Board of Governors)	13,393
6/24/2017	Houston Home Journal, Perry	Houston County Young Lawyers Division awarded State Affiliate of the Year	7,822
6/25/2017	Augusta Chronicle	Thomas Burnside/Sam Nicholson (Board of Governors)	36,696
6/25/2017	Savannah Morning News	Website for Savannah Bar is honored	30,841
6/27/2017	Log Cabin Democrat, Conway (AR)	Hendrix College grad re-elected to committee in Georgia	5,851

6/27/2017	Johnson Journal, Wrightsville	Letter to the Editor (Law Day)	1,038
6/28/2017	Coastal Courier, Hinesville	Congratulations on appointments	5,500
6/28/2017	Jackson Herald, Jefferson	King re-elected to board of governors of bar association	3,980
6/28/2017	Berrien Press, Nashville	Mickey Johnson Elected to Board of Governors of State Bar of Georgia	3,678
6/28/2017	Savannah Tribune	Savannah Native Damon Eimore Elected to Executive Committee	8,000
6/28/2017	Forest-Blade, Swainsboro	Letter to the Editor (Judge Palmer)	3,748
6/29/2017	Hartwell Sun	Gordon re-elected to Board of Governors State Bar of Georgia	5,027
6/29/2017	Jackson Progress-Argus	O'Neal honored by Young Lawyers Division	2,665
6/29/2017	Toccoa Record	Ivin re-elected	4,816
6/30/2017	Atlanta Business Chronicle	Achievements (Hanson & Morgan)	25,714
6/30/2017	Atlanta Business Chronicle	Honors & Awards (Executive Committee)	25,714
7/1/2017	Crossroads News, Decatur	Morris reappointed to State Bar's Board of Governors	28,000
7/1/2017	Macon Telegraph	Chief Judge Dillard	26,050
7/1/2017	Walton Tribune, Monroe	County Bar earns honor	4,252
7/2/2017	Albany Herald	Business Portfolio: Edwards	10,793
7/2/2017	Gwinnett Daily Post, Lawrenceville	Gwinnett Bar Association receives awards at State Bar meeting	61,511
7/2/2017	Savannah Morning News	Johnson, Manly re-elected to State Bar board	30,841
7/2/2017	Valdosta Daily Times	Remonton judge elected to State Bar's Board of Governors	10,290
7/5/2017	Brunswick News	Bar association receives top honor	12,988
7/5/2017	Press Sentinel, Jesup	Leaphart re-elected to Georgia State Bar's Board of Governors	4,654
7/5/2017	News & Farmer / Jefferson Reporter, Louisville	Judge Kathy Palmer congratulated on council post	2,445
7/5/2017	Metter Advertiser	Congratulations to Judge Palmer on statewide judicial council post	1,868
7/6/2017	Pickens County Progress, Jasper	Will Pickett Jr. re-elected to Board of Governors of State Bar of Georgia	6,360
7/7/2017	LaGrange Daily News	Congratulations to Swindle on state appointment	3,837
7/8/2017	Macon Telegraph	Macon lawyers recognized by State Bar	26,050
7/9/2017	Douglas County Sentinel, Douglasville	Swindle elected to Board of Governors of State Bar of Georgia	2,428
7/10/2017	Athens Banner-Herald	Athens lawyer appointed to Judicial Qualifications Commission	19,033
7/12/2017	Northside Neighbor	Congratulations to new Sandy Springs city attorney	16,619
7/13/2017	Oconee Enterprise, Watkinsville	Legal community sad with loss of Wilson	3,435
7/17/2017	Times, Gainesville	Georgia's legal community mourns loss of Judge O'Kelley	5,000
7/17/2017	Macon Telegraph	Mourns loss of Lawton Miller Jr.	26,050
7/18/2017	Northside Neighbor	Georgia legal community mourns loss of Kleiner	16,619
7/19/2017	Daily Report	Georgia Legal Community Mourns Loss of Judge William O'Kelley	3,055
7/19/2017	Houston Home Journal, Perry	Congratulations to Jim Elliott on GMA Hall of Fame Induction	7,822

7/21/2017	Henry Herald, McDonough	Kudos to Welch on appointment to Juvenile Justice Advisory Group	1,822
7/27/2017	Marietta Daily Journal	Congrats to Rep. Bert Reeves for appointment to juvenile justice group	13,393
8/2/2017	Rome News-Tribune	Rome attorneys named to State Bar of Georgia committee posts	11,651
8/3/2017	Griffin Daily News	Jones to serve on State Bar of Georgia's Bench & Bar Committee	4,732
8/3/2017	Union Recorder, Milledgeville	Local attorney named to State Bar of Georgia committee posts	5,030
8/4/2017	Douglas County Sentinel, Douglasville	Douglasville attorneys, judge named to State Bar committees	2,428
8/4/2017	Marietta Daily Journal	Cobb attorneys, judges named to State Bar posts	13,393
8/6/2017	Cherokee Tribune & Ledger-News, Canton	Attorneys named to State Bar posts	4,060
8/6/2017	Douglas Enterprise	Douglas Attorney Named to State Bar of Georgia Member Benefits Committee	7,240
8/7/2017	Athens Banner-Herald	Judge, attorneys named to state bar committee posts	19,033
8/9/2017	Albany Herald	Albany attorneys appointed to committees on the state bar	10,793
8/9/2017	Polk County Standard Journal, Cedartown	Cedartown Attorneys Named to State Bar of Georgia Committee Posts	2,901
8/9/2017	Dodge County News, Eastman	Judges named to state committees	4,681
8/9/2017	Elberton Star	State Bar of Georgia pays tribute to Peyton Hawes Jr.	3,584
8/9/2017	Macon Telegraph	New Judge (Monroe)	26,050
8/9/2017	Metter Advertiser	Kendall Gross appointed to State Bar committee	1,868
8/10/2017	Daily Citizen, Dalton	Three Dalton attorneys named to State Bar of Georgia committees	8,415
8/10/2017	Pickens County Progress, Jasper	Jasper attorneys named to State Bar of Georgia committee posts	6,360
8/13/2017	Times Georgian, Carrollton	Deal names Swindle to state review board	5,264
8/13/2017	Times Herald, Newnan	Newnan attorneys named to State Bar committee posts	9,551
8/14/2017	Brunswick News	Local lawyers named to state bar committees	12,988
8/15/2017	Marietta Daily Journal	Appointments (YLD Committees)	13,393
8/15/2017	Statesboro Herald	Statesboro attorneys named to State Bar committees	8,000
8/16/2017	Cairo Messenger	Judge Bell named to legislation committee	6,183
8/16/2017	Jackson Herald, Jefferson	Tolbert named to Bench and Bar Committee	3,980
8/16/2017	Northside Neighbor	Georgia legal community mourns loss of Barfee	16,619
8/16/2017	Houston Home Journal, Perry	Warner Robins Attorney Named to State Bar of Georgia Committee Posts	7,822
8/16/2017	Catoosa County News, Ringgold	Ringgold attorney Stagg named to rules committee, investigative panel	1,529
8/17/2017	Columbus Ledger-Enquirer	Above and beyond (Jim Butler)	21,789
8/18/2017	Tifton Gazette	Tifton attorney named to State Bar of Georgia YLD leadership position	4,431
8/20/2017	Savannah Morning News	Chatham County attorneys, judges named to State Bar of Georgia committee posts	30,841
8/20/2017	Savannah Morning News	Four Savannah lawyers named to Young Lawyers leadership roles	30,841
8/23/2017	Houston Home Journal, Perry	Houston County Attorneys Named to Leadership Posts	7,822
8/25/2017	Waycross Journal-Herald	Georgia State Bar Honors Judge Clarence Blount	6,828

8/29/2017	Athens Banner-Herald	Congratulating Quick on becoming judge for Clarke, Oconee counties	19,033
8/31/2017	Oconee Enterprise, Watkinsville	Regina Quick to serve as Superior Court judge	3,435
9/3/2017	Gwinnett Daily Post, Lawrenceville	Gwinnett attorneys fill State Bar of Georgia young lawyers leadership posts	61,511
9/4/2017	Augusta Chronicle	Kudos to Judge Hunter	39,696
9/17/2017	Coastal Courier, Hinesville	Local attorney gets statewide post	5,500
9/18/2017	Daily Report	High Court Appoints Head of Professionalism Commission	3,055
9/22/2017	Courier Herald, Dublin	Congratulations to Judge Smith on reappointment to public defender panel	9,555
9/27/2017	Business in Savannah	4 Savannah lawyers named to Young Lawyers leadership roles	5,000
9/27/2017	Business in Savannah	Chatham County attorneys, judges named to State Bar of Georgia committee posts	5,000
10/4/2017	Daily Report	Georgia Legal Community Mourns Loss of Catherine O'Neil	3,055
10/5/2017	Gwinnett Daily Post, Lawrenceville	Pak's confirmation shows his continued dedication to serving the public	61,511
10/5/2017	Daily Report	Bar President Congratulations U.S. Attorney Bjay Pak	3,055
10/9/2017	Daily Report	Congratulations to New Director for Chief Justice's Commission on Professionalism	3,055
10/11/2017	Blackshear Times	State Bar of Georgia recognizes Judge Blount for years of service	3,342
11/9/2017	Columbus Ledger-Enquirer	Daugherty's passing is a loss for community, and for legal profession in Georgia	21,789
11/28/2017	Daily Report	State Bar of Georgia honors efforts to expand Pro Bono	3,055
11/29/2017	Augusta Chronicle	Go, Bobby Christinel	36,696
11/29/2017	Northeast Georgian, Cornelia	Congratulations to Jim Weidner on reappointment to state authority	6,827
11/30/2017	Savannah Morning News	Attorney named H. Sol Clark Award winner	30,841
12/5/2017	Daily Report	Congratulations to New Judicial Nomination Commission Members	3,055
12/20/2017	Business in Savannah	Sullivan earns H. Sol Clark Award	5,000
12/29/2017	Daily Report	Congratulations and Thanks to GLSP's Phyllis Holmen	3,055
12/29/2017	Clayton News-Daily, Jonesboro	Congrats to Judge Powers	1,701
1/2/2018	Times, Gainesville	Letter: Judge Bearden earns a salute for choice to Superior Court post	5,000
1/3/2018	Wheeler County Eagle, Alamo	Congratulations and thanks to Oconee Circuit Bar Association	729
1/3/2018	Dodge County News, Eastman	Letter to the Editor (Oconee Circuit Bar)	4,681
1/3/2018	Montgomery Monitor, Mount Vernon	Congratulations and thanks to Oconee Circuit Bar Association	753
1/5/2018	Augusta Chronicle	Letter: Remembering Tom Allgood Jr.	36,696
1/9/2018	Cochran Journal	Congratulations to new Superior Court Judge	1,332
1/10/2018	Daily Report	Legal Awards Season Starts on Twitter (Benham Awards)	3,055
1/10/2018	Miller County Liberal, Colquitt	Congratulations to new Superior Court Judge	2,385
1/10/2018	Dodge County News, Eastman	Letter to the Editor (Judge Kaufold)	4,681
1/12/2018	Daily Report	State Bar's Highest Award Goes to Chief Justice Thompson	3,055
1/15/2018	LaGrange Daily News	Congrats to Pete Skandalakis	3,837

1/16/2018	Savannah Morning News	Savannah attorney Patrick O'Connor named Benham Award winner	30,841
1/17/2018	Elberton Star	Judge Hodges to receive Robert Benham Award	3,584
1/17/2018	Herald Leader, Fitzgerald	Thanks for your service (Chasteen/Benham/Award)	4,827
1/18/2018	Hartwell Sun	Hodges to receive Benham community service award	5,027
1/19/2018	Newton Citizen, Covington	Pope's life, career an inspiration	2,091
1/19/2018	Macon Telegraph	State Bar honors former Georgia Supreme Court chief justice from Milledgeville	26,050
1/25/2018	Clayton Tribune	Thompson receives highest justice honor	4,641
1/31/2018	Augusta Chronicle	Letter: Augusta raises the bar	36,696
1/31/2018	Jeff Davis Ledger, Hazlehurst	Remembering Alvin Leaphart	3,214
2/1/2018	Brunswick News	Lawyer was a great asset to bar association (Leaphart)	12,988
2/5/2018	Albany Herald	State Bar salutes Judge Stephen Goss	10,530
2/7/2018	Times Herald, Newnan	State Bar congratulates Cranford	7,252
		TOTAL CIRCULATION	1,624,515