

THE WEST VIRGINIA BAR FOUNDATION, INC.
IOLTA ADVISORY COMMITTEE MEETING
STATE BAR CENTER - CHARLESTON
FEBRUARY 16, 2006

MINUTES

The meeting of the Bar Foundation's IOLTA Advisory Committee was called to order by Chairperson Elliot Hicks on February 16, 2006 at the State Bar Center in Charleston.

Members of the Committee who were in attendance were Scott Segal, Bob Baker, Jim Martin and Dan Hedges. Participating by telephone conference call were Professor Chuck DiSalvo and Adrienne Worthy. Guests at the meeting were Mary Ellen Griffith from ChildLaw and Monica Donahoe, Laurie McKowen and Stacy Jakes from the CASA Program. State Bar Executive Director Tom Tinder was also in attendance.

The first item on the Agenda was a review of the Minutes of the last Committee Meeting which had been held on December 8, 2005. A motion was duly made, seconded and passed that the Minutes be approved as presented.

The Committee members then received a report on the status of federal government funding. The budget proposal for next year is in the amount of \$310 million whereas the appropriation for the current fiscal year is \$330 million.

Chairperson Hicks then asked for reports on the activities of the legal services programs. Legal Aid of West Virginia stated that it was in better shape, Mountain State Justice said that it needs additional financial assistance and Professor DiSalvo gave a report on behalf of the special grantees including that the Public Interest group has set up a loan re-payment program, that Senior Legal Aid is in a difficult financial situation, that the Appalachian Center program is doing okay and that CASA is concerned about the request for funding from the ChildLaw Program.

The next item for discussion related to the financial report. The Committee members reviewed documents that showed that there was \$164,000 available to distribute. After some discussion, a motion was duly made, seconded and passed to provide another set aside of \$12,500 for the management fee which would increase that amount to \$37,500, that an additional \$5,000 be set aside in the Rainy Day Fund to increase that amount to \$35,000 or a total in reserved accounts of \$72,000. Then, the remainder of \$92,000 would be distributed in accordance with a Supreme Court Order.

The Committee members then had a discussion regarding interest rates and service fees. It was reported that Jon Amores was continuing to work on these matters, but that his legislative duties kept him from being at this meeting today. It was also reported that there will be an article placed in

Page Two

the West Virginia banker's magazine. In addition, consideration will be given to having the five large IOLTA banks be recognized at the State Bar's Annual Meeting in May in Charleston.

The next item on the Agenda related to a filing fee for Supreme Court cases. In the absence of Mr. Canterbury, it was agreed that this matter would be deferred until the next Committee Meeting.

The Committee members then heard presentations from the representatives from ChildLaw Services and CASA regarding the request from the Supreme Court that the Committee review the request from ChildLaw Services for IOLTA funding. After some comments were made, it was agreed that the Committee would consider this matter further at its next Committee Meeting.

Chairperson Hicks announced that the next meeting of the Committee would be held immediately prior to the next meeting of the Bar Foundation's Board of Directors. (Later, a decision was made that the meeting would be held on May 18, 2006 at 11:00 a.m. at the State Bar Center in Charleston.)

There being no further business to transact, the meeting was adjourned.