

WEST VIRGINIA BAR FOUNDATION, INC.
2006 Kanawha Boulevard, East
Charleston, West Virginia 25311
(304)558-2456

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Charleston

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THE WEST VIRGINIA BAR FOUNDATION, INC.
BOARD OF DIRECTORS MEETING
STATE BAR CENTER - CHARLESTON

JUNE 16, 1999

MINUTES

The meeting of the Bar Foundation's Board of Directors was called to order by President Nick Casey on June 16, 1999 at the State Bar Center in Charleston.

Members of the Board in attendance were Heather Heiskell Jones, Mote Thompson and Mike Chaney. Participating by telephone conference call were Claudia Bentley, Lisa Rose and Caton Hill. State Bar Executive Director Tom Tinder was also present.

The first item on the Agenda was a review of the Minutes of the last Board Meeting which was held on April 14, 1999. A motion was duly made, seconded and passed that the Minutes be approved as presented.

President Casey welcomed Ms. Bentley and Ms. Rose as two new members of the Board of Directors. He said that the Board was pleased to have them on board.

President Casey then led a discussion concerning the First Annual Foundation Fellows Dinner which was held on May 13, 1999 in Charleston. The comments from the Board members that was it was a very successful event and that everything had been handled in a most professional manner. Nineteen Foundation Fellows had been honored.

The Board members then talked about the need to begin preparation for next year's event. It was agreed that President Casey would appoint a Committee to work on the dinner for next year as well as the selection of next year's honorees.

President Casey then called upon Mr. Chaney to give a report from the IOLTA Advisory Committee. He said that the IOLTA Federal Court case had been set for trial in September, 1999 in Texas. This is the further

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litigation from the U.S. Supreme Court case which was decided in June, 1998.

Mr. Chaney went on to say that there was \$630,100 available presently for distribution from the IOLTA Program. The recommendation from the IOLTA Advisory Committee was to distribute the funds as follows:

Legal Services Programs -	\$245,000
Special Grantees -	127,000
Management Fee -	50,000
Rainy Day Fund -	200,000
Automation Program -	5,000
Symposium Commitment -	2,000
NAIP Assessment -	<u>1,100</u>
Total	\$630,100

Mr. Chaney explained that the commitment of \$2,000 to the Legal Services for the Poor Symposium would be used for a staff person to work on the state plan which must be provided to the Legal Services Corporation in October, 1999. The \$1,100 assessment to the National Association of IOLTA Programs was for the legal expenses involved in the Texas IOLTA litigation case. After some additional comments, a motion was duly made, seconded and passed that this recommendation would be referred to the Supreme Court for final approval.

The Board members then spent an extensive amount of time reviewing the finances of the Bar Foundation. A report was presented which listed the revenues and expenses for the fiscal year from July 1, 1998 to May 31, 1999. After some comments were made, a motion was duly made, seconded and passed to approve the financial report as presented. Then, a motion was duly made, seconded and passed to approve the payment of \$25,000 as the management fee from the Bar Foundation to the State Bar.

The Board members then talked about the ongoing commitment of \$2,000 to the Legal Services for the Poor Symposium from the Bar Foundation. It was stated that this money would now be used to hire a staff person to work on the state plan which must be provided to the Legal Services Corporation in October, 1999. A motion was duly made, seconded and passed to commit the amount of \$2,000 to this work.

The Board members then reviewed a proposed 1999-2000 budget. After some extensive discussion, a motion was duly made, seconded and

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passed to approve the budget document as presented.

President Casey then gave a report to the Board members about the presentation of the Citizen of the Year and the Lawyer of the Year Awards at the Bench/Bar Luncheon at the 1999 State Bar Annual Meeting. The Lawyer of the Year Award had been provided to Catherine Munster of Clarksburg and the Citizen of the Year had been given to Debra Sullivan of Charleston. Both of them had made exemplary comments in their acceptance remarks. It was agreed that the Board of Directors will need to work on the decisions for these awards much earlier in the years to come.

President Casey then talked about the Annual Business Meeting of the Bar Foundation which had been held during the State Bar's Annual Meeting on April 30, 1999. The Business Meeting had been handled satisfactorily.

The next item for discussion related to a request from the Northern District Federal Court Judges for the Bar Foundation to act as a custodian for funds for the Judge William M. Kidd Memorial Fund. There would be contributions made by lawyers and law firms to this fund which would be used for an official portrait of Judge Kidd and for a scholarship program at West Virginia University College of Law. After some comments were made, a motion was duly made, seconded and passed that the Bar Foundation would assume the responsibility as a custodian for these funds. President Casey said that he would check with appropriate attorneys about any tax consequences that might occur.

The Board members received a report on the renovations to the State Bar Center. There had been alterations done on the front entrance, the restroom on the first floor, the conference room and other offices in order to make them more accessible and in better condition. The work had been done and completed during April.

The Board members then talked about the proposal from the State Bar for a Legal Affairs Program on Public Television to be aired in the fall. After some comments were made, a motion was duly made, seconded and passed that the Bar Foundation would provide a donation of \$2,000 to the Legal Affairs Public Television Program.

President Casey then announced that the next meeting of the Board of Directors would be on September 22, 1999 at 12:00 noon at the State Bar Center in Charleston.