



WEST VIRGINIA BAR FOUNDATION, INC.

2006 Kanawha Boulevard, East — Charleston, West Virginia 25311

WEST VIRGINIA BAR FOUNDATION, INC.
BOARD OF DIRECTORS MEETING
STATE BAR CENTER - CHARLESTON
SEPTEMBER 16, 1998

Board of Directors

M I N U T E S

G. Nicholas Casey, Jr.
President
Charleston

Robert J. Wallace
Vice President
Buckhannon

Charles W. Loeb
Secretary/Treasurer
Charleston

Michael T. Chaney
Charleston

James F. Companion
Wheeling

Grant F. Crandall
Charleston

John W. Fisher, II
Morgantown

Robert D. Fisher
Ripley

Richard E. Ford, Sr.
Lewisburg

Cheryl L. Henderson
Huntington

Caton N. Hill, Jr.
Philippi

Heather Heiskell Jones
Charleston

John L. McLaugherty
Charleston

Howard M. Persinger,
Jr.
Williamson

W. Mote Thompson, Jr.
Ashland, KY

The meeting of the Bar Foundation's Board of Directors was called to order by President Nick Casey on September 16, 1998 at the State Bar Center in Charleston.

Members of the Board of Directors in attendance were Heather Heiskell Jones, Mote Thompson, Rob Fisher, John McLaugherty and Mike Chaney. Participating by telephone conference call were Jim Companion, Caton Hill and Howard Persinger. Tom Tinder was also present.

The first item on the Agenda was a review of the Minutes of the last Board of Directors Meeting which was held on July 14, 1998. A motion was duly made, seconded and passed to approve the Minutes as presented.

President Casey then called upon Mr. Chaney to give a report in his position as Chairperson of the IOLTA Advisory Committee. He stated that there was currently the amount of \$406,000 available for expenditure in the IOLTA account. Of that amount \$200,000 had previously been set aside in the Rainy Day Fund and \$5,000 for the automation of the program.

Consequently, the Advisory Committee recommended that \$60,000 be provided to the special grantees, \$115,000 be provided to the four legal services programs and that \$25,000 be set aside as 50% of the annual management fee. After some comments were made, a motion was duly made, seconded and passed to approve the distribution as presented.

Mr. Chaney went on to explain that IOLTA Programs around the country are operating with business as usual after the June 15, 1998 decision of the U.S. Supreme Court.

Page Two

A letter has been received from the West Virginia Supreme Court directing that the IOLTA Program continue to operate as usual pending the Federal Court litigation which will occur after the United States Supreme Court Decision has been remanded to the lower Federal Court system.

Mr. Chaney also stated that the Advisory Committee wishes to add additional persons to the IOLTA Advisory Committee. After some comments were made, it was agreed to appoint Professor Chuck DiSalvo, Ms. Joyce Holland of the CASA Program and two other lawyers to serve on the Advisory Committee.

The next item on the Agenda was a review of the financial report. Documents were provided for the first two years of the current fiscal year, July and August, 1998. After some comments were made, a motion was duly made, seconded and passed to approve the financial report as presented. In addition, President Casey mentioned the need to renew the mortgage loan documents with BankOne. A motion was duly made, seconded and passed to authorize the President to sign the necessary mortgage loan documents.

The Board members then had an extended discussion regarding the Foundation Fellows Program. It was felt that the best date for the first induction of Foundation Fellows would be May 13, 1999 in Charleston. After additional comments were made, a motion was duly made, seconded and passed to have the President appoint a group to come up with the nominees for the Foundation Fellows first class. President Casey appointed Mr. Persinger to serve as the Chairperson of that group and for Mr. Fisher, Ms. Jones, Mr. Hill and Mr. Casey to serve as members of the group.

President Casey then talked about the placement of information concerning The West Virginia Bar Foundation on the World Wide Web. After some comments were made, a motion was duly made, seconded and passed to have the Bar Foundation have its own home page on the Internet or having it as a segment or linked to the West Virginia State Bar's Home Page.

Under the topic of Other Business, the Board members reviewed the architect's drawings for the handicap ramp and changes in the restroom on the first floor. These drawings had been provided by David Marshall. Many contacts have been made with

Page Three

Mr. Marshall's office in order to have him move forward with the project, but he has not responded as of yet.

President Casey then announced that the next meeting of the Board of Directors would be on November 18, 1998 at 12:00 noon at the State Bar Center in Charleston.

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