

WEST VIRGINIA BAR FOUNDATION  
BOARD OF DIRECTORS MEETING  
TELEPHONE CONFERENCE CALL  
MARCH 5, 2020-12:00 NOON

MINUTES

The meeting of the West Virginia Bar Foundation's Board of Directors, conducted by telephone conference call, was called to order by President Ellen Cappellanti, on March 5, 2020, at 12:00 Noon.

Board Members participating were Vice President Chip Shaffer, Secretary/Treasurer Mary Clare Eros, Immediate Past President Rich Ford, Judge Alan Moats, Judge Joyce Morton, Professor Marjorie McDiarmid, Teresa Dumire, Dave Jividen, Lucien Lewin, Christy Morris, Gerry Stowers and Tracey Weber, III. Bar Foundation Executive Director Tom Tinder was also on the call.

The first item on the Agenda was a review of the Minutes of the previous Board of Directors meeting which had been held on December 5, 2019. A motion was duly made, seconded and passed that the Minutes of the meeting be approved.

President Cappellanti called upon Secretary/Treasurer Eros to present the financial report. She stated that the Financial Report was for the first eight months of this fiscal year.

Regarding Income items, the Lunch and Laughs event on September 13 ended up with a \$1,100 positive difference between income and expenses----\$100 more than budgeted--- but with lesser amounts of both income and expenses. The amount of \$5,566 was presented to the WVU Law School Veterans Clinic, which was the designated charity of the honoree, General Ken Gray.

The Antero Resources sponsorship check (\$10,000) for the Lawyer Leadership Institute was received in January. The Officers took action to transfer \$11,000 from the WV Bar Association Loan Repayment account to the Administrative checking account in order to make the Board approved Bar

Foundation grants in the amount of \$14,500 in December. Then, after the Antero check was received and Foundation Fellows payments were received, the \$11,000 was transferred back to the Loan Repayment account. Those figures are listed as “Miscellaneous Income” and “Miscellaneous Expense”.

Furthermore, she continued that all other Income and Expense items are right on budget or at the appropriate levels for this point in the fiscal year. The administrative checking account is very satisfactory.

Finally, the Justice Fund is \$742,348 (2/26/20). The \$60,000 loan was made to the WV Bar Association in June, 2018, and is now valued at approximately \$45,000. The Justice Fund amount was \$703,699 at the Board meeting on September 13, 2019, and \$725,663 on December 5, 2019.

After some comments, a motion was duly made, seconded and passed to approve the Financial Report.

The next item on the agenda was the report from the Strategic Planning Committee. President Cappellanti announced that the Foundation Fellows Dinner is set for April 23, 2020, at the Charleston Marriott Hotel. There are 17 persons in the 2020 Fellows class. It was reported that two nominated Fellows---Judge Patricia Keller and Michelle Grinberg---had accepted, but would be carried over until 2021 because of prior commitments and that two persons---Cathy Wallace and William Huffman---had declined their nominations due to financial considerations.

She also informed the Board of the plan to make changes in the introductions of the Fellows at the Dinner, as well as reminded the Board members that they have all been invited to attend on a complimentary basis.

In addition, the Antero Lawyer Leadership Institute has been set for May 15-17, 2020, at Stonewall Resort. If Board members have younger lawyers (practicing law for 10 years or less) in their offices or in their communities, please suggest that they attend this highly rated leadership training program. Invitations to participate will be sent out shortly, including to diverse organizations, such as public defenders, prosecuting attorneys and legal aid.

She concluded her report by stating that the Lunch and Laughs event is set for Friday, September 11, at 11:30 AM at the Erickson Alumni Center in Morgantown with Ellie and Ed Flowers as the honorees. They are very excited and honored to be selected by the Board.

President Cappellanti requested the report from the Nominating Committee. Vice President Shaffer said that the Committee reviewed the following Board members whose three year terms were expiring in June, 2020:

- Mary Clare Eros-Shepherdstown-Completing second term
- Rich Ford-Lewisburg-Completing second term
- Professor Marjorie McDiarmid-Morgantown-Completing second term
- Judge Alan Moats-Grafton-Completing second term
- Lucien Lewin-Martinsburg-Completing first term

The Committee recommended the following persons for nomination to the Board of Directors:

- Lucien Lewin-Martinsburg-Second term
- Judge Jack Alsop-Webster Springs-First term
- Dean Greg Bowman-Morgantown-First term
- Scott Curnutte-Elkins-First term
- David Morrison-Bridgeport-First term

The Committee also recommended the following Board members to serve as Officers for one year terms from June, 2020 to June, 2021:

- President-H.G. "Chip" Shaffer, III-Madison
- Vice President-David Jividen-Wheeling
- Secretary/Treasurer-Christy Morris-Charleston

The nominations will be voted on during the June Board meeting (Officers) and Annual Meeting (Board members).

For his Executive Director report, Mr. Tinder commented that Board Member Morris had noticed Bar Foundation items in the WV Treasurer's Office Unclaimed Property report and when it was investigated, it turned out to be IOLTA accounts from when the Bar Foundation administered the IOLTA program in 2011. The proper forms were completed and a check for \$63.83 had been received and was being forwarded to the WV State Bar, the current IOLTA administrative agency.

There were no matters to be discussed under Other Business.

The last Board of Directors meeting for this fiscal year will be held by telephone conference call on Thursday, June 4, 2020 at 12:00 Noon.

There being no further business to transact, the conference call was terminated.