

President Grieco called the teleconference meeting of the Board to order at 4:05 p.m. on December 4, 2018.

Commissioners present:

David C. Anderson
Dennis M. Barnes, President-Elect
Joseph J. Baumann
Aaron V. Burrell
Hon. Clinton Canady III
B.D. "Chris" Christenson
Richard L. Cunningham
Syeda F. Davidson
Josephine A. DeLorenzo
Shauna L. Dunning
Andrew F. Fink III
Jennifer M. Grieco, President
Lisa J. Hamameh
Edward L. Haroutunian

Michael S. Hohaus
Thomas H. Howlett
E. Thomas McCarthy Jr.
Joseph P. McGill
Hon. David A. Perkins
Barry R. Powers
Daniel D. Quick
Victoria A. Radke
Chelsea M. Rebeck
Gregory L. Ulrich
Dana M. Warnez, Secretary
Erane C. Washington
Travis W. Weber
Ryan Zemke

Commissioners absent and excused:

Danielle Mason Anderson
Robert J. Buchanan, Vice President

Kara R. Hart-Negrich
James W. Heath, Treasurer

State Bar Staff present:

Janet Welch, Executive Director
Marge Bossenbery, Executive Coordinator
Peter Cunningham, Assistant Executive Director and Director, Governmental Relations
Kathryn Hennessey, Public Policy Counsel
Carrie Sharlow, Administrative Assistant

Legislation

SB 1182 and SB 1183

Loser-Pay Legislation

SB 1182 (Shirkey) Civil procedure; costs and fees; attorney fees; require award to prevailing party. Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding sec. 2443.

SB 1183 (Shirkey) Civil procedure; costs and fees; attorney fee awards in frivolous civil actions; modify. Amends secs. 2445 & 2591 of 1961 PA 236 (MCL 600.2445 & 600.2591) & adds sec. 2446.

A motion was offered and supported that the legislation is Keller permissible because it affects the availability of legal services to society. A roll call vote was taken and the motion was approved.

Roll Call Vote

Ayes: Anderson, David, Barnes, Burrell, Canady, Christenson, Cunningham, Davidson, DeLorenzo, Dunning, Grieco, Haroutunian, Hohaus, Howlett, McCarthy, McGill, Perkins, Powers, Quick, Radke, Rebeck, Ulrich, Warnez, Washington, and Zemke

Nays: Baumann, Fink, Hamameh, Weber

A motion was offered and supported to oppose this legislation. A roll call vote was taken and the motion was approved.

Roll Call Vote

Ayes: Anderson, David, Barnes, Burrell, Canady, Christenson, Cunningham, Davidson, DeLorenzo, Dunning, Grieco, Haroutunian, Hohaus, Howlett, McCarthy, McGill, Perkins, Powers, Quick, Radke, Rebeck, Ulrich, Warnez, Washington, and Zemke

Nays: Baumann, Fink

Abstention: Weber

(Commissioner Hamameh was not on the call when this vote was taken.)

The meeting was adjourned at 5:00 p.m.