



**Board of Governors Meeting  
WSBA Conference Center  
Seattle, WA  
May 17-18, 2018**

*WSBA Mission: To serve the public and the members of the Bar, to ensure the integrity of the legal profession, and to champion justice.*

**PLEASE NOTE: ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE**

**THURSDAY, MAY 17, 2018**

**GENERAL INFORMATION** ..... 2

**1. AGENDA**..... 19

**8:00 A.M.**

**2. EXECUTIVE SESSION**

- a. Approval of March 8, 2018, Executive Session Minutes (**action**)..... E-2
- b. March 29, 2018, Special Meeting Executive Session Summary (**information**) ..... E-7
- c. Approval of April 6, 2018, Special Meeting Executive Session Minutes (**action**)..... E-13
- d. President’s and Executive Director’s Reports
- e. WSBA APEX Awards Committee Recommendations (**action**) ..... E-15
- f. BOG Election Interview Time Limits (**action**)..... E-146
- g. Discipline Report (written only)..... E-149
- h. Litigation Report – Sean Davis ..... E-160
- i. Meeting Evaluation Summary..... E-176

**12:00 P.M. – LUNCH WITH LIAISONS AND GUESTS**

**1:00 P.M. – PUBLIC SESSION**

- Introductions and Welcome
- Report on Executive Session
- President’s Report & Executive Director’s Reports
- Consideration of Consent Calendar \*

**MEMBER AND PUBLIC COMMENTS**

This time period is for guests to raise issues of interest.

\* See Consent Calendar. Any items pulled from the Consent Calendar will be scheduled at the President’s discretion.

## OPERATIONAL

### 3. **FIRST READING/ACTION CALENDAR**

- a. Interview and Selection of 2018-2019 WSBA President-Elect **(action)**..... 24
  - 1. Rajeev D. Majumdar ..... 25
  - 2. Douglas R. Shepherd ..... 77
  - 3. Geoffrey G. Revelle ..... 91
- b. Interview and Selection of 2018-2021 WSBA At-Large (New and Young Lawyers)  
Governor **(action)** ..... 138
  - 1. Zishan Lokhandwala..... 141
  - 2. Russell A. Knight..... 148

## STRATEGIC ITEMS

- 4. **UPDATE FROM PRACTICE OF LAW BOARD – Paul Bastine, Chair** ..... 159

**FRIDAY, MAY 18, 2018**

**8:00 A.M.** – EXECUTIVE SESSION (*tentative*)

**9:00 A.M.** – PUBLIC SESSION

## OPERATIONAL (continued)

### 5. **FIRST READING/ACTION CALENDAR (continued)**

- c. Appoint Frederick B. Rivera to Legal Foundation of Washington Board **(action)** ..... 217
- d. Adopt Proposed Personnel Committee Executive Director Succession Plan –  
Governor Angela Hayes, Chair, and Frances Dujon-Reynolds, Director of Human  
Resources **(action)** ..... 221
- e. Approve Proposed WSBA Bylaw Amendments re President’s and Governors’ Authority  
**(action)**..... 225
- f. Approve Addition of New Governors Work Group Charter and Roster – Governor  
Alec Stephens and Governor Dan Bridges **(action)** ..... 306
- g. Approve President-elect Selection Work Group Charter and Roster – Governor  
Chris Meserve **(action)**..... **late materials**
- h. Proposed Member Engagement Work Group – Governor Kim Hunter and Sara Niegowski,  
Chief Communications and Outreach Officer **(first reading)** ..... 308

**12:00 P.M.** – LUNCH WITH LIAISONS AND GUESTS

**1:00 P.M.** – PUBLIC SESSION

## OPERATIONAL (continued)

- i. Continued Discussion of Referendum Process Review Work Group Recommendations – Governor Kim Risenmay, Chair, and Sean Davis, General Counsel ..... 309
- j. Approve Extension of Civil Litigation Rules Drafting Task Force Timeline **(action)**..... 350
- k. Support American Bar Association (ABA) Resolution re Legal Financial Obligations (LFO) – Jaime Hawk, WSBA Delegate to the ABA, and Diana Singleton, Access to Justice Board Manager **(first reading with possible action)** ..... 357
- l. Budget and Audit Committee Recommendations – Treasurer Kim Risenmay, and Ann Holmes, Chief Operations Officer **(first reading)** ..... 386
  - 1. Continuing Legal Education (CLE) Revenue Sharing Model..... 387
  - 2. Mandatory Continuing Legal Education (MCLE) Fee Structure ..... 396
  - 3. Limited Practice Officer (LPO) and Limited License Legal Technician (LLLT) License Fees and Client Protection Fund Assessment..... 399

## GOVERNOR ROUNDTABLE

This time period is for Board members to raise new business and issues of interest.

## GENERATIVE DISCUSSION

- 6. **ENTITY REGULATION – Doug Ende, Chief Disciplinary Counsel, and Paula Littlewood, Executive Director** ..... 412

## OPERATIONAL (continued)

- 7. **CONSENT CALENDAR**..... 448
  - a. March 8, 2018, Public Session Minutes ..... 449
  - b. March 19, 2018, Special Meeting Public Session Minutes ..... 457
  - c. April 6, 2018, Special Meeting Public Session Minutes ..... 461
- 8. **INFORMATION**
  - a. Executive Director’s Report ..... 465
  - b. BOG Activity Reports..... 570
  - c. Legislative Report..... 574
  - d. FY2018 Second Quarter Management Report ..... 578
  - e. Committee on Professional Ethics Advisory Opinion (#201801)..... 588
  - f. Diversity and Inclusion Events ..... 596
  - g. Financial Statements
    - 1. Second Quarter Fiscal Update Memo..... 598
    - 2. Financial Statements as of March 31, 2018..... 602
    - 3. Financial Statements as of February 28, 2018..... 646
    - 4. Financial Statements as of January 31, 2018..... 690
    - 5. Investment Update as of February 28, 2018, and March 31, 2018..... 734
- 9. **PREVIEW OF JULY 27-28, 2018, MEETING** ..... 736

## 2017-2018 Board of Governors Meeting Issues

### **NOVEMBER** (Seattle)

#### Standing Agenda Items:

- Financials
- FY2017 Fourth Quarter Management Report
- BOG 2017-2018 Legislative Committee Priorities
- WSBA Legislative Committee Recommendations
- Office of Disciplinary Counsel Report (Executive Session – quarterly)
- Outside Appointments (if any)
- Washington Leadership Institute (WLI) Fellows Report
- WSBA Practice Sections Annual Reports (information)
- WSBF Annual Report

### **JANUARY** (Bellingham)

#### Standing Agenda Items:

- ABA Midyear Meeting Sneak Preview
- Client Protection Fund (CFP) Board Annual Report
- Financials
- FY2017 Audited Financial Statements
- FY2018 First Quarter Management Report
- Legislative Report
- Office of Disciplinary Counsel Report (Executive Session – quarterly)
- Outside Appointments (if any)
- Third-Year Governors Candidate Recruitment Report

### **MARCH** (Olympia)

#### Standing Agenda Items:

- ABA Mid-Year Meeting Report
- Financials
- Legislative Report
- Outside Appointments (if any)
- Supreme Court Meeting

### **May** (Seattle)

#### Standing Agenda Items:

- BOG Election Interview Time Limits (Executive Session)
- Financials
- FY2018 Second Quarter Management Report
- Interview/Selection of WSBA At-Large Governor
- Interview/Selection of the WSBA President-elect
- Legislative Report/Wrap-up
- Office of Disciplinary Counsel Report (Executive Session – quarterly)
- Outside Appointments (if any)
- WSBA Awards Committee Recommendations (Executive Session)

## **JULY (Vancouver)**

### Standing Agenda Items:

- ATJ Board Report
- BOG Retreat
- Court Rules and Procedures Committee Report and Recommendations
- Financials
- Draft WSBA FY2019 Budget
- FY2018 Third Quarter Management Report
- Office of Disciplinary Counsel Report (Executive Session – quarterly)
- WSBA Committee and Board Chair Appointments
- WSBA Mission Performance and Review (MPR) Committee Update
- WSBA Treasurer Election

## **SEPTEMBER (Seattle)**

### Standing Agenda Items:

- 2019 Keller Deduction Schedule
- ABA Annual Meeting Report
- Chief Hearing Officer Annual Report
- Professionalism Annual Report
- Report on Executive Director Evaluation (Executive Session)
- Financials
- Final FY2019 Budget
- Legal Foundation of Washington and LAW Fund Report
- Washington Law School Deans
- WSBA Annual Awards Dinner
- WSBF Annual Meeting and Trustee Election

## **Board of Governors – Action Timeline**

<b>Description of Matter/Issue</b>	<b>First Reading</b>	<b>Scheduled for Board Action</b>
Proposed Member Engagement Work Group	May 17-18, 2018	July 27-28, 2018
Support ABA Resolution re Legal Financial Obligations	May 17-18, 2018	July 27-28, 2018
B&A Recommendation: Continuing Legal Education (CLE) Revenue Sharing Model	May 17-18, 2018	July 27-28, 2018
B&A Recommendation: Mandatory Continuing Legal Education (MCLE) Fee Structure	May 17-18, 2018	July 27-28, 2018
B&A Recommendation: Limited Practice Officer (LPO) and Limited License Legal Technician (LLLT) License Fees and Client Protection Fund Assessment	May 17-18, 2018	July 27-28, 2018