

NEW YORK STATE BAR ASSOCIATION
MINUTES OF HOUSE OF DELEGATES MEETING
NEW YORK HILTON HOTEL, NEW YORK CITY, APRIL 27, 1984

PRESENT: Members Amdursky, Avery, Beshar, Block, J.P. Bracken, L.J. Bracken, Brenner, Chayt, Citrynell, Clements, M. Cohen, Cometa, Condon, Cook, Corrou, Costello, Daly, DelleCese, Denton, Diamond, Dolan, Drazen, Edelman, Emnett, England, Eolis, Fales, Ferrick, Feit, Ferrucci, Field, Fitzgerald, FitzPatrick, Forger, Freedman, Garamella, Garaufis, Geltzer, Gershon, Gibson, Gilinsky, Glascoff, Goldblum, D. Greenberg, Griffin, Hackbarth, Hall, Hart, Headley, Heming, Hewitt, Hoffman, Horan, Hughes, Jones, Kahn, Kaplan, King, Krieger, Lagarenne, Leinhardt, Lifland, Lustgarten, MacCrate, Mahony, McDowell, Meriam, H.G. Miller, Morgan, Mullan, J.E. Murphy, Neale, Newman, Nimkin, O'Connor, Offermann, Ostertag, Palermo, Patterson, Perlman, Perrin, C.W. Peterson, Jr., J. Peterson, Pfeifer, Reilly, Reiter, Richman, Roberts, Robfogel, E.T. Robinson, Rosenthal, Rosiny, Rosner, Rubin, Rybicki, Santemma, Schair, Schapiro, Schnier, Scott, Seymour, Shaffer, Smith, Stave, Taylor Thompson, Tondel, Torres, Traficanti, Trombley, Valdes, Vigdor, Webb, Wels, D.A. Whalen, T.M. Whalen, Williams, Yanas, Young, Zebrowski, Zimmer.

1. Approval of minutes of January 28, 1984 meeting.
The minutes were approved as distributed.

2. Report of Special Committee to Review Association Legislative Program re the establishment of a Political Action Committee. Mr. Miller summarized the discussions from the January 28, 1984 meeting of the House of Delegates, and indicated that implementation of the recommendations adopted at that meeting had begun. He introduced Marcia Plato, who had joined the staff as Associate Legislative Counsel, to provide the Association with expanded capabilities in the legislative area, and announced that Robert H. Iseman would chair the Committee on Legislative Policy. Discussion was then had concerning the formation of a Political Action Committee by the Association, consideration of which had been deferred at the previous meeting. Upon vote of the House, a resolution to endorse in principle the establishment of a Political Action Committee was defeated. A further resolution opposing the utilization of political action committees and seeking their elimination was referred to the Committee on Legislative Policy for study.

3. Report of Special Committee to Review the Proposed Code of Evidence for the State of New York. Paul S. Edelman, Chairman of the Special Committee to Review the Proposed Code of

Evidence for the State of New York, summarized the committee's supplemental report as well as the comments received from interested groups. He reviewed the committee's recommendation that there be codification of the law of evidence, as well as suggested modifications to various provisions as drafted by the New York State Law Revision Commission. After discussion, a motion was adopted approving the following resolution:

RESOLVED, that the House of Delegates of the New York State Bar Association hereby recommends that the New York State Legislature enact an evidence code for the State of New York; and it is further

RESOLVED, that the House of Delegates of the New York State Bar Association hereby recommends that such code be A Code of Evidence for the State of New York, prepared by the New York State Law Revision Commission, as amended to reflect the recommendations contained in the reports of the Special Committee to Review the Proposed Code of Evidence for the State of New York, dated January and April, 1984; and it is further

RESOLVED, that the officers of this Association are hereby authorized and directed to take any and all necessary action required in their judgment to implement the foregoing statement of policy.

4. Election of Officers and Members of the Executive Committee. Mr. Miller reported that the Nominating Committee had nominated the following persons for election to the respective offices indicated:

President-Elect

Secretary

Treasurer

Vice-President, First Dist.

Vice-President, Second Dist.

Vice-President, Third Dist.

Vice-President, Fourth Dist.

Vice-President, Fifth Dist.

Vice-President, Sixth Dist.

Vice-President, Seventh Dist.

Vice-President, Eighth Dist.

Vice-President, Ninth Dist.

Vice-President, Tenth Dist.

Vice-President, Eleventh Dist.

Vice-President, Twelfth Dist.

Member of the Executive Comm.

Justin L. Vigdor, Rochester

Maryann S. Freedman, Buffalo

John J. Yanas, Albany

Henry L. King, New York City

Harold A. Meriam, Jr., Brooklyn

Lawrence E. Lagarenne,

Monticello

Edward J. Trombley, Plattsburgh

Philip J. Britt, Liverpool

Thomas R. Emnett, Owego

G. Robert Witmer, Rochester

Richard F. Griffin, Buffalo

Benjamin I. Taylor, Harrison

Frederic Block, Smithtown

Jules J. Haskel, Garden City

Maxwell S. Pfeifer, Bronx

William J. Daly, Ossining

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| Member of the Executive Comm. | Charles E. Heming, New York City |
| Member of the Executive Comm. | John R. Horan, New York City |
| Member of the Executive Comm. | Robert L. Ostertag, Poughkeepsie |
| Member of the Executive Comm. | Angelo T. Cometa, New York City |
| Member of the Executive Comm. | Jon N. Santemma, Mineola |

There being no further nominations, a motion was made and carried that the nominations be closed. The Secretary then cast one ballot for the election of the officers and members of the Executive Committee.

5. Election of Nominating Committee. Mr. Miller reported that the Nominating Committee had recommended and nominated Bernard J. Reilly, Ruth G. Schapiro and David S. Williams as members-at-large of the Nominating Committee and Mr. Williams as Chairman of the Nominating Committee. A motion was adopted electing said chairman and members.

The following members from each Judicial District, as selected by the vice-president and elected delegates from each Judicial District, were nominated as members of the Nominating Committee:

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| 1st District | John D. Ferrick and Henry L. King |
| 2nd District | Edward J. Connolly and Bernadette Dolan |
| 3rd District | James E. Brearton and Lawrence E. Lagarenne |
| 4th District | Bernard F. McPhillips and George F. Murphy |
| 5th District | William F. FitzPatrick and James S. Kernan |
| 6th District | Thomas Emnet and William G. Ruger |
| 7th District | Nathan J. Robfogel and G. Robert Witmer, Jr. |
| 8th District | Benjamin N. Hewitt and Wallace J. Stakel |
| 9th District | Henry J. Smith and Benjamin I. Taylor |
| 10th District | John P. Bracken and Edward Robinson, III |
| 11th District | Robert L. Klein and Donald J. Zimmer |
| 12th District | Maxwell S. Pfeifer and Mark B. Rubin |

A motion was adopted electing said members.

6. Election of Delegates to American Bar Association House of Delegates. Mr. Miller reported that the Nominating Committee recommended and nominated Alexander D. Forger, Henry G. Miller, Bernard J. Reilly, Justin L. Vigdor and David S. Williams as delegates to the American Bar Association House of Delegates. A motion was adopted electing said delegates.

Mr. Miller further reported that the Nominating Committee recommended and nominated Charlene McGraw as the young lawyer delegate. A motion was adopted electing Ms. McGraw as the young lawyer delegate to the American Bar Association

7. Report of Treasurer: Mr. Yanas' report, copies of which previously had been furnished to all members of the House, was received with thanks.

8. Presentation of Media Awards. Hon. Domenick L. Gabrielli, Chairman of the Committee on Media Awards, in recognition of outstanding reporting on the administration of justice, made presentations to the winning entries in the listed categories:

NEW YORK STATE:

Investigative or analytical reporting on the law

Daily newspapers of under 100,000 circulation:

Andy Cohen, Binghamton Press, for a special section "Teens in Trouble"

Daily newspapers of 100,000 or more circulation:

Jody McPhillips, Rochester Democrat & Chronicle, for a series on a manslaughter case, "From Multiple Personality: A Litany of Mental Anguish"

Continuing coverage of law-related news

Daily newspapers of under 100,000 circulation:

John Runfola, Knickerbocker News in Albany

Daily newspapers of 100,000 or more circulation:

Matt Gryta, Buffalo News

Weekly newspapers

The Phoenix in Brooklyn, for a series on court watchers

Magazines

George Borrelli, Empire State Report, for an article on former state Chief Judge Charles Desmond, "If I were King"

Television

John McLoughlin, WTEN in Albany, for a series on jail tape-recordings

Radio

Sharon Linstedt, WEBR Newsradio of Buffalo, for a program on jury work in western New York

NATIONAL

Magazines

Special Projects Unit, Newsweek, for articles on capital punishment, "To Die or Not to Die"

Television

Steve Nevas, Cable News Network, for a program on prison conditions and the search for improvements, "The Prison Puzzle"

9. Presentation of Trial Lawyers Section National Trial Advocacy Competition Awards. Anthony J. DeMarco, Jr., Chairman of the Trial Lawyers Section National Trial Advocacy and Scholarship Committee, presented the Trial Lawyers Cup and Scholarship to Syracuse University College of Law as the law school placing highest in the regional eliminations for the National Trial Advocacy Competition. Mr. DeMarco also presented certificates of merit to Albany Law School in recognition of that school's second place finish in the regional competition.

10. Amendment of Section Bylaws. Upon motion, the following amendments were approved:

ANTITRUST LAW SECTION ARTICLE III, SECTION 1.

Section 1. Members of this Section, at the Annual Meeting of the Section, which shall be held during the week in which the Annual Meeting of the New York State Bar Association is held, or on such other date as shall be designated by the Executive Committee, shall elect an Executive Committee consisting of nine members, three of whom shall be elected at such meeting as Chairman, Vice-Chairman, and Secretary.

CORPORATE COUNSEL SECTION [attached]

MUNICIPAL LAW SECTION [attached]

11. Report of Chairman.

a) Mr. Miller announced that bar associations entitled to delegates had filed their designations of delegates for the year 1984-1985. On motion said designations were approved as filed, and a further motion was adopted approving the filed roster of members of the House as the official list for 1984-1985.

b) Pursuant to request by Mr. Miller, and upon motion adopted by the House, the terms of the following special committees were extended for an additional year:

Alternatives to Court Resolution of Dispute
 Association House Committee
 Copyright Law
 Group and Prepaid Legal Services Plans
 International Trade and Transactions
 Juvenile Justice
 Lawyer Alcoholism and Drug Abuse
 Law Day
 Lawyers and the Community
 Military and Veterans Affairs
 Patents and Trademarks
 Procedures for Judicial Discipline
 Public Access to Information and Proceedings
 Senior Volunteer lawyers
 Social Services
 Specialization in the Law

12. Report of President. Mr. Fales reported the following matters:

a) Despite the concerted efforts of the Association and other interested groups, the Legislature had passed the 1984-85 judiciary budget absent funds requested for additional judgeships, improvement of courthouse facilities and judicial salary increases. He expressed appreciation to the members of the House and the local bar associations for their involvement and support of the judiciary budget. Mr. Fales indicated that, with lobbying assistance, the Association would be filing legislation to restore the eliminated budget funds.

b) At the request of the Committee on Judicial Selection, the Executive Committee had approved the filing of legislation which would provide bar associations, the public and news media with an additional two weeks to comment on Court of Appeals Nominees as proposed to the Governor by the State Commission on Judicial Nomination.

c) The appointment of Action Unit No. 6 on Improvement of the Process of Civil Litigation had been completed, with Hon. Emilio Nunez designated as Chairman.

d) The State Board of Trustees of the Interest on Lawyer Account Fund had been appointed by the Governor, with Justin L. Vigdor to serve as its Chairman.

e) The Committee on Professional Discipline, which was in the process of conducting a detailed study of the attorney discipline system in New York State, and the Special Committee to Consider Adoption of the ABA Model Rules of Professional Conduct, which was evaluating the Model Rules as

finally adopted by the ABA, would be submitting reports and recommendations to the House of Delegates later this year.

f) No adverse legislation had been passed to date concerning the medical malpractice issue, and a joint Bar Association/Medical Society Liaison Committee had been formed to discuss this and other subjects of mutual concern.

g) At the March 1984 Section Leadership Conference, the sections had requested that consideration be given to increasing section representation in the House of Delegates. Mr. Fales stated that this suggestion would be addressed by the Executive Committee and the Committee on Constitution and Bylaws before presentation of the matter to the House of Delegates.

h) The Proposed Uniform Rules for the New York State Trial Courts, as circulated for comment by the Office of Court Administration, were under review by interested Association sections and committees. He indicated that the sections and committees were also cooperating with the Council on Judicial Associations in conducting this review. Mr. Fales requested that written comments be forwarded to him in advance of the June 1 deadline set by the Office of Court Administration to allow for the submission of a uniform position by the Association.

13. New business. John E. Shaffer, Delegate from the Onondaga County Bar Association, proposed that a resolution be adopted requesting the Office of Court Administration to defer action on the Proposed Uniform Rules for the New York State Trial Courts to permit additional time for review, and expressing the concern that such a significant proposal should be considered only with ample advance consultation with the organized Bar. Following discussion, the motion was defeated upon vote of the House. Mr. Fales indicated he would convey the concern which had been raised to the Office of Court Administration and, depending on all relevant circumstances, would consider requesting additional time for the submission of comments.

14. Date and place of next meeting. The next meeting of the House of Delegates will be held on Saturday, June 23, 1984 at The Otesaga, Cooperstown.

New York State Bar Association
BYLAWS OF THE CORPORATE COUNSEL SECTION
(as amended April 27, 1984)

ARTICLE I
Name and Purpose

Section 1. The Section shall be known as the Corporate Counsel Section of the New York State Bar Association.

Section 2. The Section, alone or in coordination with other sections and committees of the New York State Bar Association (hereinafter referred to as "the Association"), and such other bar associations or related organizations as may be appropriate from time to time, shall (1) plan and conduct such continuing legal education programs; (2) collect, publish and distribute such educational and professional materials; and (3) undertake such other diverse activities authorized from time to time by the Association and the officers and Executive Committee of the Section as are likely to enhance the competence and skills of lawyers engaged as corporate counsel and improve their ability to deliver the most efficient and highest quality legal service to their clients. Its activities also shall be designed to enhance the role of corporate counsel as contributing members and leaders of their communities, the legal profession and the Association, and to provide a medium through which corporate counsel may cooperate with, encourage and assist each other in the resolution of problems common to them and to the legal profession, to their mutual benefit and the benefit of the membership of the Association, the legal profession at large, the substantive body of law in New York, and the general administration of justice throughout the state.

ARTICLE II
Membership

Any member of the Association who is employed on a full-time basis by a business enterprise to function as legal counsel for such enterprise shall be eligible for membership in this Section and shall be enrolled as a member of the Section upon application to its Secretary and payment of the dues determined by its Executive Committee.

ARTICLE III
Officers

Section 1. The officers of the Section shall be a Chairperson, a Chairperson-Elect, two Vice-Chairpersons, a Secretary, and a Treasurer. In order to serve as an officer in the Section, an individual must be an Active Member of the Association, as defined in Article III, Section 2 of the Association's Bylaws.

Section 2. Chairperson. The Chairperson shall preside at all meetings of the Section and its Executive Committee and shall be an ex officio member of all its committees. The Chairperson shall implement such policy directives as may be adopted by the Section's Executive Committee and may submit to it, from time to time, such recommendations as he or she may deem appropriate in promoting the purposes of the Section. In addition, the Chairperson shall perform such other, related duties as ordinarily are incident to the office.

Section 3. Chairperson-Elect. In the absence of or upon the death or resignation of the Chairperson or during the Chairperson's disability, the Chairperson-Elect shall preside at meetings of the Section and its Executive Committee, and shall perform the duties of Chairperson. The Chairperson-Elect also shall attend the meetings of the Section's Committees and coordinate their activities. The Chairperson-Elect shall assist the Chairperson in the discharge

of the Chairperson's responsibilities and shall perform such other, related duties as may be assigned to him or her by the Chairperson or the Section's Executive Committee, and as ordinarily are incident to the office.

Section 4. Vice-Chairperson. The Section shall have two Vice-Chairpersons, each of whom shall be responsible for such matters as will be assigned by the Chairperson, such as supervising the preparation of the Section's newsletter and supervising preparations for the Section's annual and midyear meetings.

Section 5. Secretary. The Secretary shall prepare the minutes of the annual and special meetings of the Section and its Executive Committee, prepare, forward and receive appropriate notices and correspondence, and collect and maintain such other non-financial records, papers and data as may be necessary or appropriate from time to time. The Secretary shall serve as administrative assistant to the Chairperson and shall assist the Chairperson, the Chairperson-Elect and the Section's committee chairpersons in the discharge of their responsibilities. In addition, the Secretary shall perform such other, related duties as may be assigned by the Chairperson or the Section's Executive Committee and as are ordinarily incident to the office. Immediately upon being succeeded in office, the Secretary shall deliver all Section records, correspondence and other property in his or her possession or control to his or her successor.

Section 6. Treasurer. The Treasurer shall be the custodian of all financial records of the Section, which shall be available during regular business hours to the inspection of any member of the Section, and to the Association's officers, Executive Committee and financial staff. The Treasurer shall prepare the Section's annual budget, except that if a standing financial committee shall be created within the Section, the Treasurer shall prepare the Section's annual budget in cooperation with such committee. The Treasurer shall maintain liaison with appropriate fiscal officers of the Association and shall report upon the Section's finances at each meeting of the Executive Committee, at the Section's annual meeting and at such other times as the Chairperson, the Executive Committee or the President of the Association shall direct. In addition, the Treasurer shall perform such other, related duties as may be assigned by the Chairperson or the Section's Executive Committee and as are ordinarily incident to the office. Immediately upon being succeeded in office, the Treasurer shall deliver all Section records, correspondence and other property in his or her possession or control to his or her successor.

Section 1. Terms. The officers of the Section shall be elected by the membership annually at the Annual Meeting of the Section (the "Annual Election"), provided, however, that the Chairperson-Elect, upon completion of the Chairperson's term of office, immediately after the Annual Election, automatically shall succeed to the office of Chairperson.

ARTICLE IV

Executive Committee

Section 1. There shall be an Executive Committee of the Section, consisting of its officers and no fewer than ten nor more than fifteen other members (hereinafter referred to as elected members). To the extent practicable, the Executive Committee shall have at least one representative from each judicial department of the State of New York. The immediate past Chairperson of the Section and the Section Delegate to the House of Delegates (the "Section Delegate") shall be non-voting members of the Executive Committee.

Section 2. (a) The Executive Committee shall have general supervision and control over the affairs and activities of the Section, subject to any conditions prescribed in the Associa-

tion's Bylaws and the Bylaws of the Section. It shall be responsible for the authorization of all commitments and contracts, and for the expenditure of all monies collected by the Section or appropriated for its use and purposes. The Executive Committee may adopt its own rules of procedure, including rules as to the number of its members who shall constitute a quorum, the time and place of its meetings, and the manner of providing notices to its members. It may also, by a two-thirds vote of the entire Executive Committee, remove an elected member thereof.

(b) During the period between annual meetings of the Section, the Executive Committee may fill vacancies in the offices of the Section, including its own membership and the position of Section Delegate.

Section 3. Term. The elected members of the Executive Committee shall be divided as nearly as practicable into three classes; the term of office of those of Group I to expire immediately upon the next Annual Election; of Group II immediately upon the Annual Election the year thereafter; of Group III immediately upon the Annual Election two years thereafter; and at each Annual Election held after such classification and election, elected members of one group shall be elected by the membership, for a term to expire immediately upon the Annual Election three years thereafter, to succeed those elected members of the group whose terms expire.

ARTICLE V

Section Delegate

Section 1. The Section shall be represented at meetings of the House of Delegates of the Association by Section Delegate.

Section 2. Term. The Section Delegate shall be elected by the Executive Committee at its Annual Meeting, to serve for a term to expire at the next Annual Meeting of the Executive Committee.

ARTICLE VI

Nominations

Section 1. Not fewer than ninety days nor more than one hundred and twenty days prior to each Annual Meeting of the Section, the Chairperson shall appoint a Nominating Committee consisting of at least three members of the Section, which committee shall make, and report to the Secretary not less than forty-five days prior to the Annual Meeting of the Section, its nominations for the following term for the offices of Chairperson-Elect, two Vice-Chairpersons, Secretary and Treasurer, the position of Section Delegate, and elected members of the Executive Committee, as appropriate. If there shall then exist a vacancy in the office of Chairperson-Elect, the Nominating Committee also shall make and report its nomination for the following term for the office of Chairperson.

Section 2. The report of the Nominating Committee shall accompany the notice of the Section's Annual Meeting. Additional nominations for such offices may be made upon the petition of at least twenty-five members of the Section filed with its Secretary not less than fifteen days prior to the Annual Meeting of the Section.

ARTICLE VII

Annual Meeting

Section 1. The Annual Meeting of the Section shall be held in January of each year, on such day and at such place as the Executive Committee may select. Notice of the time and place for holding the Annual Meeting of the Section shall be given by mail to each member of the Section at least thirty days prior to the time fixed for holding said meeting.

Section 2. The Annual Meeting of the Executive Committee of the Section shall be held immediately following the Annual Meeting of the Section.

ARTICLE VIII Committees

The Executive Committee of the Section may create such standing committees as it deems appropriate. The Executive Committee of the Chairperson may create such other committees as either may deem appropriate. Section committees shall from time to time make recommendations to the Chairperson or the Executive Committee for such actions as they may deem appropriate, but shall not transmit their views as those of the Section without the approval of the Section's Executive Committee.

ARTICLE IX Miscellaneous Provisions

Section 1. These Bylaws shall become effective upon their approval by the Association's House of Delegates. These Bylaws may be amended at any meeting of the Section, except that no amendment shall be effective until approved by the Association Executive Committee.

Sectin 2. The Executive Committee of the Section shall fix the dues for membership in the Section, subject to approval by the Association's Finance Committee. Dues shall be payable to the Association's Treasurer, to be held by the Treasurer for the Section. Section funds shall be expended only by approval of the Chairperson and at least one other officer, or by approval of the Section's Executive Committee.

New York State Bar Association
BYLAWS OF THE MUNICIPAL LAW SECTION
(As amended April 27, 1984)

ARTICLE I

Name

Section 1. This organization shall be known as the Municipal Law Section of the New York State Bar Association.

ARTICLE II

Objects

Section 1. The objects of this section shall be:

To be a vigorous and useful agency to the New York State Bar Association.

To unite the efforts of all those engaged in the practice of municipal law in the State of New York.

To encourage lawyers engaged in the practice of municipal law to become active participants in the work of the Municipal Law Section.

To bring into closer union the lawyers engaged in the practice of municipal law.

To facilitate the administration of municipal law.

ARTICLE III

Membership

Section 1. Any member of the New York State Bar Association shall be eligible for membership in this Section, and shall be enrolled in the Section upon application and payment of such annual dues as shall be determined by the Executive Committee of the Section.

ARTICLE IV

Officers

Section 1. The officers of this Section shall be a Chairman, a First Vice-Chairman, a Second Vice-Chairman, a Secretary and a Delegate to the House of Delegates. These officers shall be elected at the Annual Meeting of the Section and shall hold office for two years or until their successors are elected.

Section 2. At least sixty days prior to each Annual Meeting of the Section, the Chairman shall appoint a Nominating Committee of four members of the Section, no two of any such appointees to said committee to be from the same municipal subdivision.

Section 3. All officers, as well as all members of the Executive Committee, will hold office for term beginning June 1. However, any officer or member of the Executive Committee who is absent from two meetings of the Executive Committee in any year of their term without excuse deemed adequate in the opinion of the Executive Committee, shall be removed from such office or membership by the Executive Committee and such office or membership shall be deemed vacant and filled by the Executive Committee at its next meeting in accordance with Article V.

ARTICLE V

Chairman

The Chairman shall preside over all meetings of this Section and of the Executive Committee. He shall be an ex-officio member of all Standing and Special Committees.

Vice-Chairmen

The First Vice-Chairman, in the absence of the Chairman, shall preside at all meetings of the Section and of the Executive Committee. The First Vice-Chairman shall also serve as the Fiscal Officer of the Section and shall perform such other duties as assigned by the Chairman.

The Second Vice-Chairman shall perform such duties as usually pertain to that office or may be assigned by the Chairman.

Secretary

The Secretary shall keep a record of the proceedings of all meetings of the Section and of the meetings of the Executive Committee and of all other matters of which a record shall be ordered by the Association.

He shall notify the officers and all members of committees of their election or appointment, shall issue notices of all meetings, and in case of special meetings, shall add a brief note of the subject of the call.

Delegate to the House of Delegates

The Delegate to the House of Delegates shall represent the Municipal Law Section at meetings of the House of Delegates of the New York State Bar Association, and shall report to the officers and members of the Executive Committee of the Section regarding the actions of the House of Delegates.

Executive Committee

The Executive Committee shall be members of the Section, and consist of the officers of the Section and nine members who shall be elected at the Annual Meeting. The term of the non-officer members of this committee shall be two years.

The Executive Committee shall meet upon the call of the Chairman or any four members. A majority of those elected shall constitute a quorum. All officers and members of the Executive Committee are expected to attend all meetings of the Section and the Executive Committee. Any officer or member of the Executive Committee who is absent from two meetings of the Executive Committee in any year of their term without excuse deemed adequate in the opinion of the Executive Committee, shall be removed from such office or membership by the Executive Committee and such office or membership shall be deemed vacant and filled by the Executive Committee at its next meeting.

The Executive Committee shall fix dues, with the approval of the Finance Committee, determine the policy and activities of the Section, take counsel with all committees, and have general management of the Section. The Executive Committee shall fill any vacancies in any office or on the Executive Committee. Such appointments shall be effective until the next annual meeting of the Section, at which time the vacancy shall be filled by election for the remainder of the unexpired term, if any.

The Executive Committee shall have the right to call meetings of this Section.

Nominating Committee

This committee, at the regular meeting of the Section each year, shall make and report nominations to the Section for the offices of Chairman, Vice-Chairmen, Secretary, Delegate to the House of Delegates and members of the Executive Committee. Other nominations for the same offices may be made from the floor. No person may be nominated for an office or as a member of the Executive Committee unless they are a member of the Section at the time of such nomination.

The duties of this committee shall be to have general charge of the election; to prepare, distribute, collect and count the ballots.

Other Committees

To assist the officers and Executive Committee, the Section shall have such committees as the Executive Committee may designate.

ARTICLE VI

Amendments to Bylaws

Section 1. These bylaws may be amended at any Annual Meeting of the Section upon majority vote of those present without providing for any notice in writing. No amendment to the bylaws shall be effective until approved by the Executive Committee of the New York State Bar Association.

ARTICLE VII

Quorum

Business may be transacted at any regular meeting of the Section and shall not be limited or restricted by the number of the members present.

ARTICLE VIII

Any action taken by this Section must be approved by the New York State Bar Association before the same is given publicity as, or becomes effective as, an action of the New York State Bar Association.

MEMORIAL
to
CHAUNCEY BELKNAP
Presented at the Annual Meeting
April 27, 1984
New York Hilton Hotel, New York City

Chauncey Belknap, President of the New York State Bar Association in 1960-61, died in his New York City apartment on January 24, 1984.

Chick Belknap, born in Roselle, New Jersey on January 26, 1891, was orphaned at an early age. He was brought up by relatives in New York City. A product of its public school system, he graduated from the High School of Commerce in 1908. He then attended Princeton University, class of 1912, and Harvard Law School, class of 1915, and was an editor of the Law Review.

Upon graduation from Harvard, Chauncey Belknap became legal secretary to Justice Oliver Wendell Holmes for one year and then embarked on his legal career in New York City. Admitted to the bar in 1916, he clerked for the firm of Stetson, Jennings & Russell, predecessor of Davis Polk & Wardwell. The following year, he volunteered for infantry service with the American Expeditionary Forces and as a lieutenant served in General Pershing's headquarters under Lt. Col. George Catlett Marshall, later Chief of Staff in World War II and Secretary of State. Chick was awarded the French Legion of Honor and demobilized with the rank of major. His erect stature and marching step were our constant reminder throughout his life of this service to his country.

After the war, Chick Belknap rejoined Stetson, Jennings & Russell but left with Winfred T. Denison to form Denison and Curtis, the predecessor firm to Curtis, Fosdick and Belknap, later Curtis & Belknap, then Patterson, Belknap & Webb, and today's firm of Patterson, Belknap, Webb & Tyler. He practiced actively with the firm until 1982 and was its managing partner for over 40 years.

He was a self-reliant and straight-forward man who exuded strength of character and high integrity. He was also a man of unlimited energy. He had a natural legal ability and applied the highest standards of excellence in all his endeavors. He did not believe in ostentation or self-aggrandizement. His attitude was that his services spoke for themselves. He was also a private man. He would not countenance any public tribute in life and made clear he desired none after death.

A man of great intellectual curiosity, Mr. Belknap was devoted to the educational institutions from which he had derived benefit. He served Princeton University as a trustee for twenty years. He was very active in Harvard Law School's fund raising. Through the years, he kept in touch with the professors of those institutions. In his later years, he was particularly proud of initiating the Whiting Foundation scholarships for graduate study of the humanities.

Mr. Belknap was also devoted to the principle of public service for which his firm has become so widely known. Indeed, his concept of a professional life embodied not only service to one's clients but service to the community and country as well. In addition to serving as president of this Association, he served as chairman of The Association of the Bar of the City of New York's Executive Committee as well as on many other bar association committees. He encouraged his colleagues to do likewise.

In the practice of law, it was Chick Belknap's cardinal rule that it was the client's best interests that counted and that it was the lawyer's duty to serve those interests. His long hours at the office underlined his devotion to this rule.

In all this, Mr. Belknap had a singleness of purpose — to create a stronger firm. In innumerable ways, he reminded us constantly that our personal satisfactions must be sublimated not only to the client's but also to the firm's best interests. "Think, what is the firm's best interest," he would say. And, yet, when an opportunity for public or community service beckoned to a lawyer in the firm, he always found a way for the firm to adjust to permit such service. "How can you afford not to do it," he would say, and, then, "I think the firm will benefit." And, thereafter, among those who would stay a little later at night or come in on weekends a little longer, there would always be Chauncey Belknap.