

**NEW YORK STATE BAR ASSOCIATION
MINUTES OF HOUSE OF DELEGATES MEETING
JUNE 20, 2015
THE OTESAGA, COOPERSTOWN, NEW YORK**

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PRESENT: Aidala; Alcott; Arenson; Baker; Barcham; Barreiro; Barrett; Bauman; Behe; Bloom; Bonina; Braverman; Brown, E.; Brown, T.A.; Buholtz; Burns, S.; Calareso; Carola; Chambers; Chandrasekhar; Chang; Clarke; Coffey; Cohen; Cooper; Coseo; Crummey; Dean; DeMartino; Effman; England; Fennell; Fernandez; Finerty; First; Fishberg; Fisher; Flynn; Fox, M.; Franchina; Friedman; Gaffney; Gallagher; Gensini; Gerace; Gerstman; Getnick; Glover; Gold; Goldberg; Goldenberg; Grays; Greenberg; Gross; Grossman; Gutekunst; Gutierrez; Heath; Hersh; Hetherington; Higgins; Hillman; Himes; Hines; Hoffman; Hollyer; Hurteau; Hyer; Jaglom; James; Jochmans; Kamins; Karson; Kase; Kean; Keiser; Kenney; Kiesel; Kobak; Koch; Lanouette; LaRose; Lau-Kee; Lawrence; Lewis; Lindenauer; Ling-Cohan; Madigan; Makofsky; Mancuso; Maroney; McCafferty; McCarron; McGinn; McKeegan; Meacham; Meyers; Miller, M.; Millon; Minkowitz; Miranda; Moretti; Morrissey; Moses; Moskowitz; Mulhall; Napoletano; Nowotny; O'Donnell; Onderdonk; Ostertag; Otis; Pfeifer; Prager; Ranni; Raskin; reitzfeld; Richardson; Richter; Rivera; Rodner; Rodriguez; Romero; Rosiny; Rothenberg; Rothstein; Rowe; Ryba; Samuels; Schrauer; Sciocchetti; Shafer; Shamoan; Shautsova; Sigmond; Silkenat; Silver; Silverman; Simmons; Sonberg; Spitler; Stanislaus; Stenson Desamours; Strenger; Tarver; Terranova; Thaler; Tilton; Tully; Ugurlayan; Vigdor; Wallach; Weathers; Weinblatt; Welch; Westlake; Wicks; Williams; Wimpfheimer; Yeung-Ha; Younger; Zuchlewski.

Ms. Gutekunst presided over the meeting as Chair of the House.

1. Call to order, introduction of new members. The meeting was called to order and the Pledge of Allegiance was recited, and Ms. Gutekunst welcomed the new members of the House.
2. Minutes of March 28, 2015 meeting. The minutes were accepted as previously distributed.
3. Report of the Treasurer. Sharon Stern Gerstman, Treasurer, updated the House with respect to dues and CLE revenue, and reviewed the Association's expenditures with respect to Bar Center operations; administration; technology; marketing, membership and member benefits; governance; programming; CLE and publications; and advocacy and improvement of justice. The report was received with thanks.
4. Memorial to Hon. Robert P. Patterson, Jr. Maxwell S. Pfeifer, past president of the Association, presented a memorial in honor of Hon. Robert P. Patterson, Jr., past president of the Association and judge of the United States District Court for the Southern District of New York, who passed away in April 2015. A moment of silence was observed out of respect for Judge Patterson's memory and his contributions to the Judiciary and the legal profession.

5. Presentation of Root-Stimson Award. President Miranda presented the Root-Stimson Award, which honors members of the profession for outstanding community service, to Jeffrey A. Moerdler of New York City. Of counsel at Mintz Levin Cohn Ferris Glovsky and Popeo, he was honored in particular for his volunteer endeavors as an emergency medical technician and his service on multiple boards.
6. Installation of President. Mr. Miranda was formally installed as President. The oath of office was administered by Hon. Judith S. Kaye, former Chief Judge of the State of New York. Mr. Miranda then addressed the House with respect to his planned initiatives for his term as President.
7. Report of President. Mr. Miranda highlighted the information contained in his printed report, a copy of which is appended to these minutes.
8. Presentation to living “Trailblazers.” Mr. Miranda presented awards to two of the three living women “Trailblazers” recognized by the Committee on Women in the Law – Hon. Judith S. Kaye, first woman judge of the Court of Appeals and first woman Chief Judge of the State of New York, and Shirley Adelson Siegel, chief of the New York State Attorney General’s Civil Rights Bureau. He noted that Maryann Saccomando Freedman, first woman President of the Association, was unable to attend the meeting and that her award would be presented in Buffalo.
9. Special Committee on Re-Entry. Committee co-chairs Sheila A. Gaddis and Ronald J. Tabak reviewed the committee’s work to date to develop recommendations to implement several proposals made by the Special Committee on Collateral Consequences of Conviction, including educational programs for the incarcerated; the availability of affordable housing; family contact for the incarcerated; pre-release programs; and alternatives to incarceration. They reported that the committee plans to issue its report by November 15 for consideration at the January 2016 House meeting. The report was received with thanks.
10. Memorial to Hon. Richard J. Bartlett. Stephen P. Younger, past president of the Association, presented a memorial in honor of Hon. Richard J. Bartlett, the first Chief Administrative Judge of the State of New York and past president of The New York Bar Foundation, who passed away in May 2015. On behalf of The Foundation, John H. Gross presented Judge Bartlett’s family with a plaque in his honor. A moment of silence was observed out of respect for Judge Bartlett’s memory and his contributions to the legal profession.
11. Report of Commercial and Federal Litigation Section. Mark Arthur Berman, co-chair of the section’s Social Media Committee, presented an informational report on the section’s 2015 Social Media Guidelines, which are intended to assist lawyers to understand the ethical challenges of social media. The report was received with thanks.
12. Presentation of Trial Lawyers Section National Trial Advocacy Awards. Thomas P. Valet, past chair of the Trial Lawyers Section, presented awards to teams from Hofstra University

School of Law and St. John's University School of Law, and recognized the St. John's team as overall champion for advancing farthest in the national competition.

13. Report of Committee on Women in the Law. Committee co-chair Ellen G. Makofsky, together with committee member Susan L. Harper, reviewed the Family and Medical Insurance Leave Act, which would provide paid leave for family care and medical emergencies. They noted that following the meeting the report would be circulated for comment and would be presented for vote at the November 7, 2015 House meeting. The report was received with thanks.
14. Report of The New York Bar Foundation. John H. Gross, President of The Foundation, presented an informational report on recent developments with respect to The Foundation, noting that The Foundation had awarded \$530,000 to over 100 grant recipients last year. The report was received with thanks.
15. Update on Chief Judge's Commission on Statewide Professional Discipline. Glenn Lau-
Kee, Immediate Past President and a member of the commission, updated the House on the commission's work to date. The commission is conducting a comprehensive review of the state's attorney disciplinary system to determine what is working well and what can work better and to offer recommendations to enhance the efficiency and effectiveness of New York's attorney discipline process. He noted that the Association has current positions on some of the issues being considered by the commission, including the point at which disciplinary proceedings should become public. The report was received with thanks.
16. Report of ABA State Delegate. Mark H. Alcott, ABA State Delegate, updated the House on ABA activity and leadership. The report was received with thanks.
17. Administrative items. Ms. Gutekunst reported on the following:
 - a. The Special Committee on Criminal Discovery, which presented its report to the House in January 2015, is being discharged with the consent of its co-chairs. She thanked the committee for its work.
 - b. New Audit Committee members. At its June 18-19, 2015 meeting, the Executive Committee had confirmed the appointment of Michael L. Costello and Robert T. Schofield, IV as new members of the Audit Committee. Pursuant to the Bylaws, the House is required to ratify the selection of these members. A motion was adopted to ratify the members' selection.
 - c. The Office of Court Administration published for comment amendments to the rules governing the use of cameras in the courts, with comments due August 10, 2015. At its June 18-19 meeting, the Executive Committee approved a motion to request OCA for an additional 120 days to submit comments.

- d. Rules for submission of reports. Ms. Gutekunst reminded the delegates that the Association has adopted rules for submission of reports for consideration by the House and the Executive Committee and asked that members review the rules.
 - e. Ms. Gutekunst thanked the association staff for their work in preparing for the meetings.
 - f. She thanked local bar officers for serving in the House and encouraged them to invite Mr. Miranda and her to attend events.
18. New business. Michael Miller, 1st District Vice-President, asked for a moment of silence in memory of the church members killed in Charleston, South Carolina earlier in the week and that the meeting be adjourned in their memory.
19. Date and place of next meeting. Ms. Gutekunst announced that the next meeting of the House of Delegates would take place on Saturday, November 7, 2015 at the Bar Center in Albany.
20. Adjournment. There being no further business to come before the House of Delegates, the meeting was adjourned.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Ellen G. Makofsky", written in a cursive style.

Ellen G. Makofsky
Secretary