

MEMORANDUM

TO: Section and Committee Chairs
Presidents and Executive Directors of State and Local Bar Associations
State and Section Delegates in the House of Delegates
ABA Directors and Department Heads

FROM: Marina B. Jacks

SUBJECT: Summary of Action of the June 2008 Board of Governors Meeting

DATE: June 16, 2008

Attached is the Summary of Action of the June 6-7, 2008, meeting of the Board of Governors held at the Sun Valley Resort in Sun Valley, Idaho. Please note that this Summary does not constitute official Minutes of the meeting. Minutes will be presented for Board approval at its next meeting in August 2008.

If you have any questions with respect to the action taken, please let me know.

Attachment

cc: Board of Governors

**SUMMARY OF ACTION
AMERICAN BAR ASSOCIATION
BOARD OF GOVERNORS**

**Sun Valley Resort
Sun Valley, Idaho
June 6-7, 2008**

1. REPORTS OF OFFICERS AND THE EXECUTIVE DIRECTOR

The Board of Governors (Board) received the reports of the President, President-elect, Chair of the House of Delegates, Immediate Past President, Secretary, Treasurer and Executive Director. The minutes of the Board's April 19, 2008, meeting in Chicago, Illinois, were approved as presented. The minutes of the Executive Committee's June 5, 2008, meeting were received.

2. MATTERS FOR DIRECT BOARD ACTION

2.1 Membership Presentation

The Board took the following actions on recommendations from the Standing Committee on Membership (SCOM):

- a) Recommendation # 1: Reinstatement of State Membership Chairs: The Board reactivated State Membership Chairs. Selection of appropriate chairs shall be made in consultation with the State Delegates and Board of Governors members in their respective states. Responsibilities will include development of a suitable program for that particular state including recruitment, retention and consideration of representation of the ABA at regional swearing in ceremonies and law school orientations. They shall periodically report their activity to the Board.
- b) Recommendation # 2: Representation: The Board recommended that as part of the presidential appointments process, the ABA Treasurer and a representative from the Finance Committee should be appointed as liaisons to SCOM to streamline analysis of membership issues. In addition, the Board recommended that SCOM invite a representative from the National Conference of Bar Presidents to serve as a liaison to SCOM.
- c) Recommendation #3: Authority for Dues Pricing: The Board reaffirmed that SCOM has authority for dues pricing analysis and for making dues pricing recommendations to the Board.
- d) Recommendation #4: Examine Dues Structure: The Board tabled Recommendation #4 since the Board determined that that the examination of the Association's dues structure is included in SCOM's authority for dues pricing, as set forth in recommendation #3 above.

- e) Recommendation #5: Increase Non-Dues Revenue: The Board expressed its support of efforts to generate increased non-dues revenue to allow for lower ABA dues and/or to provide for Section-included membership, as recommended by SCOM; however, the Board took no specific action on the recommendation.
- f) Recommendation #6: Funding: The Board accepted SCOM's recommendation that the Board provide adequate funding and resources to support any membership recommendation the Board approves to ensure successful implementation of the recommendation.
- g) Recommendation #7: Young Lawyers Division Membership Efforts: The Board received the spring 2008 report of the Young Lawyers Division entitled "American Bar Association Membership: Suggestions from the Next Generation."
- h) Recommendation #8: Membership Goal: The Board tabled SCOM's recommendation for a revised membership goal which supports "steady growth of dues and non-dues revenue so that the mission, goals and objectives of the Association can be met" since the Board was of the opinion that a membership goal should involve more than financial considerations.

In addition, Robert A. Zupkus, Chair of SCOM, and Diane R. Bruhl, Director of the Membership and Marketing Division, presented a power point, which included a comparison of membership figures for May 31, 2008, and May 31, 2007, as well as status reports regarding new firms that have joined the group billing program, law student outreach, and dues pilot programs.

The Board also received ABA "Membership in Brief" cards and "ABA Board of Governors Membership Invitation" cards to support efforts to recruit new members into the ABA.

2.2 Report Regarding the Federal Judiciary Committee

C. Timothy Hopkins, Chair of the ABA Standing Committee on the Federal Judiciary, presented a report on the Standing Committee's work. Created by the House of Delegates in 1949 and comprised of 15 members, the Standing Committee performs in-depth peer-review evaluations of Article III and Article IV judicial nominees as a service to the executive and legislative branches of the government and the public. The Standing Committee does not propose or recommend candidates for nomination to the federal judiciary. The Board also received a pamphlet that described in detail how the Standing Committee functions as well as a summary document that outlined the current vacancies in the federal judiciary. On behalf of the Board, President Neukom commended Mr. Hopkins and the Standing Committee for their invaluable work.

2.3 Report on Goal IX Diversity Summit

William C. Hubbard, Moderator of the Goal IX Diversity Summit, presented an overview of the Summit which was held on April 3, 2008, at Catalyst Ranch in Chicago, Illinois. The purpose of the Summit was to foster communication and collaboration between the Goal IX entities so that they can learn from each other about common challenges and develop more effective ways to overcome these challenges. Summit participants agreed that Goal IX communities have a common interest in certain goals and activities, including making the ABA a catalyst for change and developing a business case for diversity. In addition, participants agreed to take a number of actions, including holding regular meetings of the leadership and staff of Goal IX entities to continue dialogue and encourage greater coordination and collaboration, developing a single Goal IX Report, and obtaining shared resources for proposed collaborative activities such as fundraising, planning and communications. Board members who participated in the Summit agreed that it was a tremendous success and that it should be continued in the future.

2.4 Fund for Justice and Education

The Board, sitting as the members of the Board of the American Bar Association Fund for Justice and Education (ABA/FJE) a) approved the minutes of the April 19, 2008, meeting of the ABA/FJE Board as presented; and b) accepted the ABA/FJE restricted grants and contributions received or awarded through May 9, 2008, and not previously reported, as requested by the Association's Grants and Accounting Services office.

2.5 Report on ABA Day in Washington

Stephen N. Zack, Chair of the ABA Day in Washington Planning Committee, presented a report on ABA Day in Washington, held April 15-17, 2008, at the Hyatt Regency Washington on Capitol Hill. Mr. Zack stated that this year's ABA Day was very successful, in part because the Section of Litigation and the Young Lawyers Division held their 2008 spring meetings during ABA Day and were able to participate. Mr. Zack noted that the next ABA Day has been scheduled for April 21-23, 2009, one week after the April 2009 Board meeting in Chicago. He suggested in the future it would be beneficial if ABA Day and the April Board meeting were scheduled farther apart to ensure that Board members have sufficient time to attend both events. President Neukom stated that with more lead time in planning, leaders from other disciplines will also be able to take part in ABA Day.

2.6 Report on the Long Range Plan

Suzanne E. Gilbert, a member of the Long Range Planning Committee, presented a status report on the Long Range Planning Committee's work regarding the ABA mission statement and goals on behalf of Committee Chair Thomas Z. Hayward, Jr. At President Neukom's request, the Committee examined and redrafted the ABA's mission and goals to more accurately reflect the Association's core competencies and aspirations. A Report with Recommendations requesting adoption of the proposed new mission, goals

and objectives has been submitted to the House of Delegates for consideration at the 2008 Annual Meeting. President Neukom commended the members of the Long Range Planning Committee and Dolores G. Gedge, Director of Planning, for their outstanding work. Mr. Neukom also stated his personal opinion that the Association's mission, goals and objectives should be reviewed on a regular basis to ensure that they reflect the Association's current competencies and aspirations.

2.7 Status Report on World Justice Project

President William H. Neukom presented a status report on his major Presidential Initiative, the World Justice Project (WJP). The WJP is comprised of the following four programs: a) Mainstreaming the Rule of Law: The WJP has held outreach meetings with leaders from many fields in the U.S. and abroad to make rule of law advancement as fundamental to the thinking and work of professionals in other disciplines as it is to lawyers. b) Rule of Law Index: The WJP has developed a new Rule of Law Index which measures factors such as freedom of expression and protection of property rights. Data on these factors is being collected from Argentina, Australia, Chile, Colombia, India, Nigeria, Spain, Sweden and the United States. c) Rule of Law Scholarship: Two Nobel Laureates led a multidisciplinary group of scholars to examine the underlying relationship between the rule of law and opportunity and equity. Mr. Neukom thanked American Bar Foundation Director Robert Nelson for his work in coordinating the Rule of Law Scholarship component of the WJP. d) World Justice Forum: The World Justice Forum will be held July 3-5, 2008, in Vienna, Austria. The Forum will bring together 500 participants from 15 disciplines to focus on the rule of law's contribution to education, environmental protection, alleviation of poverty, and access to justice, among other issues. Participants will develop concrete proposals for multidisciplinary programs to strengthen the rule of law. In addition, the papers developed through the Rule of Law Scholarship component of the WJP will be presented at the Forum.

Mr. Neukom thanked members of the Board, the Commission on the World Justice Project, and members of the ABA staff who have provided invaluable assistance to the WJP during the past year. Mr. Neukom also expressed his hope that the work of the WJP would be continued in the future.

2.8 Status of Re-accreditation Process

ABA General Counsel R. Thomas Howell, Jr. presented a status report on the re-accreditation process. In December 2007, the Council of the Section of Legal Education and Admissions to the Bar filed its petition for re-recognition as an official accrediting agency by the United States Department of Education. The hearing on the petition has been scheduled for December 2008 but may be rescheduled. President Neukom noted that he will appoint a Board task force on re-accreditation and the Section and asked Board members to send him suggestions for task force appointees.

2.9 Request Regarding Direct Women Initiative

The Direct Women Initiative (DW) was formed by the Section of Business Law in 2006, and co-sponsored with Catalyst, Inc., to identify and train a group of women lawyers to serve on the boards of directors of publicly traded companies. All funds received to support DW have been paid to the ABA Fund for Justice and Education (FJE). In April 2008, the Board was requested to approve the spin off of DW from the Section of Business Law. In addition, the Board was requested to approve the transfer of funds contributed to the ABA for DW to the new entity. The Board approved the creation of a task force to review the request regarding the establishment of a more permanent structure for DW. The task force was asked to make recommendations to the Board at the June 2008 meeting.

The Board approved the following options recommended by its Task Force on the Direct Women Initiative:

Option 1: DW may leave the ABA. DW may establish a new, separate 501 (c) (3) entity and continue to use the name DW. Funds raised by the new entity would become funds of the new entity. The ABA would not continue to fund DW.

Option 2: DW may remain with the ABA. DW could elect to remain a part of the ABA Section of Business Law. However, if DW remained a part of the Section, after the 2008-2009 ABA Fiscal Year, DW would be operated under the Section's guidelines. Any remaining DW funds in the FJE would be used to support such a program. DW also could seek to become a part of another ABA entity (in lieu of the Section of Business Law) subject to the ABA's and that entity's policies. This option would not prohibit DW from seeking non-ABA entity partners or co-sponsors.

The Board's approval of the above options was with the understanding that a) DW will agree to the terms of one of the recommended options and the ABA General Counsel will be involved to ensure compliance with any rules set forth in the option and b) if DW leaves the ABA, then all DW fundraising efforts should clearly state that DW is no longer an ABA entity.

2.10 Consent Calendar: Report of Board Committee Chairs

The Board adopted the Consent Calendar as presented by the Secretary. Action on all items contained on the Consent Calendar is set forth in items 3 through 5 of this Summary of Action relating to the reports of the Board Committees.

2.25- INFORMATIONAL REPORTS

2.29

The Board received written informational reports from the Commission on Youth at Risk, the Center for Racial and Ethnic Diversity, the Commission on Mental and Physical

Disability Law, the Commission on Sexual Orientation and Gender Identity, and the Commission on Women in the Profession.

3. OPERATIONS AND COMMUNICATIONS COMMITTEE

A. MATTERS FOR REVIEW BY THE BOARD

3.1 Requests for Bylaw Amendments

a. Section of International Law

The Board approved the request of the Section of International Law to amend its bylaws to add three at-large seats to its Council with staggered terms to provide additional opportunities for international law experts to serve on the Council. Approval of the proposed amendments by the Board is subject to approval by the Section Membership at its August 8, 2008, meeting.

b. Section of Taxation

The Board approved the request of the Section of Taxation to amend its bylaws to add an Article granting emergency power to the Section Council. The new Article sets forth rules and procedures which would allow the Council to properly conduct Section business in an emergency. The proposed amendment was approved by the Section Council at its 2008 Midyear Meeting and by the Section Membership on May 9, 2008.

3.2 Nominations

a. Industry Trade Advisory Committee on Services and Financial Industries (ITAC 10) (Section of International Law)

The Board re-elected Timothy C. Brightbill of Alexandria, Virginia, to a second two-year term as the ABA representative to the Industry Trade Advisory Committee on Services and Financial Industries (ITAC 10), effective as of February 2008 through February 2010, as requested by the Section of International Law. The Board approved ABA representation in ITAC 10 in October 2005. The ITACs serve as private industry trade advisors to the U.S. government and assist U.S. trade negotiators in developing U.S. policies and strategies for the promotion of U.S. interests in bilateral, regional and multilateral trade negotiations.

b. Standing Committee on Audit

The Board was advised that President-elect H. Thomas Wells, Jr. will designate Lawrence M. Gill of Chicago, Illinois, to a second one-year term as Chair of the Standing Committee on Audit for the 2008-2009 Association year. Mr. Gill is presently serving a

three-year term as a member of the Audit Committee, which will conclude in August 2010.

The Board also elected Mitchell Orpett of Chicago, Illinois; and re-elected Marshall J. Duke of Dallas, Texas, and Renie Yoshida Grohl of Washington, DC, to three-year terms on the Audit Committee, as requested by President-elect Wells. All three terms will begin at the conclusion of the 2008 Annual Meeting.

c. A-E-F-C Pension Plan Administration Committee (ABE Representative)

The Board re-elected Charles M. Thompson of Pierre, South Dakota, to a second three-year term as the American Bar Endowment (ABE) representative to the A-E-F-C Pension Plan Administration Committee, as recommended by the ABE. Mr. Thompson's term will begin at the conclusion of the 2008 Annual Meeting.

3.3. ABA Medal

The Board selected The Honorable Patricia M. Wald of Washington, DC, as the recipient of the 2008 ABA Medal.

3.4 Law Student Division Request for Partial Reimbursement of Annual Meeting Expenses of Members of the Law Student Division Board of Governors

The Board approved the request of the Law Student Division and authorized partial reimbursement of expenses for members of the Law Student Division Board of Governors to attend Division meetings to be held in conjunction with the 2008 ABA Annual Meeting in New York, New York.

3.5 Request for Approval of 2008-2009 Board of Governors Meeting Dates and Locations

The Board approved the following dates and locations for the 2008-2009 meetings of the Board, as requested by President-elect Wells:

October 30-November 2, 2008	Renaissance Ross Bridge Golf Resort Birmingham, Alabama
February 12-13, 2009 (in conjunction with ABA Midyear Meeting)	Sheraton Boston Boston, Massachusetts
April 16-18, 2009	Renaissance Chicago Hotel/ABA Offices Chicago, Illinois
June 11-14, 2009	Silverado Resort Napa, California

July 30-31, 2009
(in conjunction with ABA
Annual Meeting)

Hyatt Regency
Chicago, Illinois

3.6 President-elect Wells' Request for Special Advisors

The Board approved President-elect Wells' request for a) the creation of a special advisor position and the appointment of a special advisor to the Standing Committee on Gun Violence, and b) the continuation of special advisors to 20 ABA entities.

3.7 Standing Committee on Membership Requests for Member Benefit Programs

a. Brooks Brothers

The Board approved the request of the Standing Committee on Membership to develop a member benefit program with Brooks Brothers. The program would offer ABA members a 15% discount and provide the Association marketing fees of \$20,000.00. Brooks Brothers has agreed to exhibit at the ABA's Annual Meeting in New York and is interested in program sponsorships. Following the initial test, the program will generate royalty revenue based on sales activity. It is estimated that if the program is deemed successful during its test phase, the program will generate approximately \$50,000.00 in its second year.

b. Two Online Data Storage and Recovery Companies (Mozy and EVault)

The Board approved the request of the Standing Committee on Membership to add two companies offering online data storage and recovery to the ABA Member Advantage program for a three-year pilot to test the concept, pricing, product delivery and program execution. The companies are Mozy (owned by EMC Corporation), recommended for the solo, small and mid-sized law firm, and EVault (owned by Seagate), recommended for mid-sized to large law firms. The Board's approval was with the understanding that the agreement between the ABA and Mozy and the agreement between the ABA and EVault will provide that the ABA is immune from any liability with respect to the data storage and recovery services that are made available.

Both companies are offering royalties to the ABA based on initial customer contract terms. Forecasts from the companies indicate the ABA's compensation from both programs could increase from approximately \$50,000.00 in the first year of business to nearly \$150,000.00 by year three.

3.8 Commission on Youth at Risk Request to Become a Permanent Commission and to Amend its Jurisdictional Statement

The Board approved the request of the Commission on Youth at Risk that, effective September 1, 2008, its status be converted from a Presidential Initiative to a Commission and that its jurisdictional statement be amended.

3.9 Section of International Law Request to Create a Joint Task Force with the American Society of International Law

The Board approved the request of the Section of International Law to create a joint Task Force on Treaties in U.S. Law with the American Society of International Law to consider the implications of the recent United States Supreme Court ruling in *Medellin v. Texas*.

3.10 Consideration of Requests for Renewal of Technical Commenting Authority Expiring in June 2008 and Requests to Serve as Reviewing Entities for These Technical Comments

a. Requests for Renewal of Technical Commenting Authority Expiring in June 2008

The Board took the following actions regarding the requests of certain Sections to renew their technical commenting authority under the Association's Blanket Authority Procedure:

- i. Administrative Law and Regulatory Practice: Approved request as submitted.
 - ii. Antitrust Law: Approved request as submitted.
 - iii. Business Law: Approved request as submitted.
 - iv. Intellectual Property Law: Approved request as submitted.
 - v. Public Contract Law: Approved request as submitted.
 - vi. Real Property, Trust and Estate Law: Approved request as submitted.
 - vii. Taxation: Approved request as submitted.
- b. Requests to Serve as Reviewing Entities for Technical Comments

In addition, the Board took the following actions regarding the requests of certain Sections to serve as reviewing entities for some or all of the technical comments referenced in Exhibit 3.10 a. above:

- i. Administrative Law and Regulatory Practice: Approved request as submitted.
- ii. Antitrust Law: Approved request as submitted.
- iii. Intellectual Property Law: Approved request as submitted.

- iv. International Law: Approved request with certain exceptions.
- v. Labor and Employment Law: Approved request as submitted.
- vi. Science and Technology Law: Approved request as submitted.
- vii. Criminal Justice: Approved request as submitted.
- viii. Dispute Resolution: Approved request as submitted.

3.11 Standing Committee on Law and National Security Request to Establish Annual Award

The Board approved the request of the Standing Committee on Law and National Security to establish the annual "ABA Law and National Security Student Writing Award," which will be open to all students attending an ABA accredited law school at the time their entry is submitted. The award will be presented at the Standing Committee's "Annual Review of the Field Conference." The award recipient will receive complimentary registration to the annual review conference, a maximum of \$500.00 to cover conference travel expenses and per diem, and publication of the winning paper in the Standing Committee's newsletter. The conference registration fee, travel expenses, and per diem will be paid from a foundation grant. No general revenue is requested or required.

3.12 Standing Committee on Meetings and Travel Recommendation for 2014 Midyear Meeting Site

The Board approved Chicago, Illinois, as the site of the February 5-11, 2014, ABA Midyear Meeting, as recommended by the Standing Committee on Meetings and Travel.

3.13 Request Regarding Direct Women Initiative

See Exhibit 2.9 above.

3.14 Request to Adjust Holiday Schedule for ABA Employees

This request was withdrawn.

3.17 Section of Administrative Law and Regulatory Practice Request for Approval to Charge Registration Fee for August 7, 2008, EU Conference in New York City and for an Exception to the Annual Meeting Reimbursement Policy

The Board approved the request of the Section of Administrative Law and Regulatory Practice to charge a registration fee for a full day Conference on European Union (EU) Administrative Law in New York City on August 7, 2008, during the 2008 ABA Annual Meeting. In addition, the Board approved the Section's request for an exception to the policy which states that generally, no individual may be reimbursed from any Association

funds for expenses incurred for attendance at an Annual Meeting or to attend any meeting held in the seven days preceding or following the Annual Meeting, in order to reimburse the reasonable travel expenses of certain EU government officials and EU judges who will participate in the Conference.

B. MATTERS OF INDEPENDENT JURISDICTION

3.15 Requests for Co-Sponsorships

a. Law Student Division

The Operations and Communications Committee approved the request of the Law Student Division for the National Arbitration Forum (FORUM) to continue to co-sponsor the Division's Arbitration Competition in 2008-2009. The FORUM will provide \$15,000.00 in funding for the Competition and the Division will continue to administer the Competition and provide organizational and staff support. The Division anticipates that the FORUM funding plus registration fees will generate a breakeven program.

In approving the request, the Operations Committee understood that Competition expenses in excess of the \$15,000.00 received from the FORUM will be paid from the Division's approved 2008-2009 budget, and no additional ABA general revenue is requested or required.

b. Commission on Mental and Physical Disability Law

The Operations and Communications Committee approved the request of the Commission on Mental and Physical Disability Law for the Association of Corporate Counsel to co-sponsor the second ABA National Conference on the Employment of Lawyers with Disabilities, a program of the Commission and the ABA Office of the President, which will be held in Washington, DC, on June 15-16, 2009.

In approving the request, the Operations Committee understood that expenses for the Conference will be raised from corporate and law firm donations and registration fees, and no ABA general revenue is requested or required.

c. Young Lawyers Division (Two Requests)

i. Project SALUTE

The Operations and Communications Committee approved the request of the Young Lawyers Division to co-sponsor Project SALUTE (Students And Lawyers Assisting U.S. Troops Everywhere), a project of the University of Detroit Mercy School of Law, and to encourage YLD Affiliates to participate in the project. In approving the request, the Operations Committee understood that any expenses incurred as the result of YLD's participation in the Project would be paid from the approved Fiscal Year 2007-2008 and/or Fiscal Year 2008-2009 YLD budget, and no additional ABA general revenue is requested or required.

ii. YLD Domestic Violence Project

The Operations and Communications Committee approved the request of the Young Lawyers Division for the organization "Break the Cycle" to co-sponsor the YLD's domestic violence prevention and awareness project for Fiscal Year 2008-2009. The YLD also intends to work with other ABA entities, including the Commission on Domestic Violence, the Division for Public Education, the Judicial Division and the Section of Family Law. In approving the request, the Operations Committee understood that a) expenses for the project will be paid from the approved Fiscal Year 2007-2008 and Fiscal Year 2008-2009 YLD budgets, and b) no additional ABA general revenue is requested or required.

d. Section of Antitrust Law

This request was withdrawn.

e. Standing Committee on Pro Bono and Public Service

The Operations and Communications Committee approved the request of the Standing Committee on Pro Bono and Public Service, working with the ABA Health Law Section, AIDS Coordinating Committee, and Center for Children and the Law, to develop an ABA Medical/Legal Partnership Pro Bono Support Center (to be housed within the ABA Center for Pro Bono) with the National Medical/Legal Partnership Project (Project). The Project, an initiative based at the Boston Medical Center, works to meet the legal needs of low to moderate income individuals who have medical issues.

The Operations Committee's approval was with the understanding that i) if funding for the project is received from the Robert Wood Johnson Foundation, any financial support for the Project will be given pursuant to a contract between the Standing Committee and the Project, to be reviewed and approved by the ABA General Counsel; and ii) the Standing Committee must, at all times, ensure that the Project is in compliance with the "ABA Guidelines for Co-sponsorship of Programs/Activities with Other Organizations."

3.16 Meetings Outside the United States

The Operations and Communications Committee received the following notifications of meetings being held outside the United States:

a. Section of International Law (*Four Notifications*)

i. International Legal Exchange (ILEX) Trip to The Hague

The Section will host an ILEX trip to The Hague from September 21-23, 2008. Every other year the Section sponsors an ILEX briefing to The Hague in connection with the Section's Fall Meeting in Europe.

ii. Fall 2008 Meeting in Brussels

The Section intends to hold its Fall Meeting in Brussels, Belgium, from September 23-27, 2008.

iii. ABA/IBA Welcome Breakfast

The Section intends to hold its annual ABA/IBA Welcome Breakfast on October 14, 2008, during the International Bar Association's 2008 annual conference in Buenos Aires, Argentina.

iv. ILEX Trip to India

The Section intends to host an ILEX program to Mumbai, Bangalore, and New Delhi, India, from January 4-9, 2009.

b. Section of Real Property, Trust and Estate Law

The Section of Real Property, Trust and Estate Law plans to hold its 2008 Fall Leadership Meeting in Montreal, Quebec, Canada, from November 5-9, 2008.

c. General Practice, Solo and Small Firm Division

The General Practice, Solo and Small Firm Division plans to hold the GP Solo Spring Meeting in Los Cabos, Mexico, on May 7-9, 2009.

d. Section of Antitrust Law

The Section of Antitrust Law plans to hold a program in Seoul, Korea, on September 4, 2008. The program, the Asia International Competition Conference, is a CLE program that will be co-sponsored with the Korea Competition Forum and other entities listed in the notification. The Section is submitting to the Standing Committee on Continuing Legal Education the required request to co-sponsor a CLE program with outside organizations.

4. PROGRAM AND PLANNING COMMITTEE

A. MATTERS FOR REVIEW BY THE BOARD

4.1 Section of Taxation Request to Establish a Fellowship Program

The Board approved the request of the Section of Taxation to establish the Section of Taxation Public Service Fellowship to be awarded annually, for a minimum of six years, to two recent law school graduates or judicial clerks to work in one of the country's 83 Low Income Tax Clinics or in a public-interest or non-profit organization that is involved

in taxation or the administration of tax law. Funding for the fellowships would be derived from non-dues revenue sources and outside funding would not be sought.

4.2 Recommendations Regarding FY 2009 Enterprise Fund Awards

The Board awarded the following six Enterprise Fund grants for Fiscal Year 2009 in the total amount of \$498,208.00:

1. Aiding Substance Abusing Youth and Their Families: \$41,320.00
2. Building Community Trust: Improving Cross-Cultural Communication in the Criminal Justice System: \$125,000.00
3. Emeritus Attorney Pro Bono Indigent Guardianship Project: \$44,000.00
4. International Models Project on Women's Rights (IMPOWR) Data Bank: \$80,000.00
5. Medical-Legal Partnerships: Pro Bono as a Healing Art: \$124,888.00
6. Veterans Advocacy Pro Bono Project: \$83,000.00

5. FINANCE COMMITTEE

A. MATTERS FOR REVIEW BY THE BOARD

5.1 Section of Taxation Request for Exception to Policy Regarding Contribution of Funds to Other Organizations

The Board approved the request of the Section of Taxation to contribute Section Funds, not derived from member dues, to the American Tax Policy Institute, a 501(c)(3) organization formed in 1990 by the American College of Tax Counsel to promote and facilitate scholarly research, analysis, and discussion of tax policy issues. The Board has approved Section contributions to the Institute each year since 2001.

5.2 Section of Legal Education and Admissions to the Bar Request to Remove Reserve Limit of the Accreditation Project Reserve Fund

The Board deferred to its August 2008 meeting the request of the Council of the Section of Legal Education and Admissions to the Bar to remove the limit of the Accreditation Project Reserve Fund. Deferral will permit representatives from the Section to be present to discuss the request with the Finance Committee.

5.3 Request to Revise Budget Deficit Policy

The Board approved, with an amendment, a revised policy for "Controlling and Reporting on Deficits." In pertinent part, the policy is revised to provide that Financial Services is to report negative variances to the Executive Director monthly and the Executive Director will bring significant variances to the attention of the Finance Committee of the Board on a regular basis.

5.4 Request to Approve Investment Policy Statement

The Board approved an Investment Policy Statement that a) establishes reasonable expectations, objectives, and guidelines for the investment of the Association's long-term investment assets (i.e., stocks, bonds, and other securities-collectively, the "Pool"); b) sets forth an investment structure detailing permitted asset classes and allocations of those asset classes within the Pool; and c) creates the framework for a well-diversified asset mix that is expected to generate acceptable returns at suitable levels of risk.

5.5 Request to Approve Creation of the Robert A. Stein Justice Fund

The Board approved the creation of the Robert A. Stein Justice Fund, which is a permanent endowed fund, to honor Mr. Stein, a long-time active member of the Association who served as Executive Director and Chief Operating Officer of the ABA from 1994-2006.

5.6 Request to Make Contributions to National Conference of Commissioners on Uniform State Laws

The Board re-confirmed the agreement for the ABA to make annual contributions to the National Conference of Commissioners on Uniform State Laws from both ABA general revenue and Section funds (Business Law; Real Property, Trust and Estate Law; Family Law; International Law; and other Sections, as appropriate), with the understanding that Sections do not contribute annually more than a combined total of \$50,000.00.

5.7 Task Force on Gatekeeper Regulation and the Profession Request to Fund International Travel of the Task Force and Part-Time Employee for FY09 Budget

The Board approved an emergency/supplemental appropriation of \$5,000.00 to fund remaining Fiscal Year 2008 travel for the Task Force on Gatekeeper Regulation and the Profession. The Board also requested that the Executive Director make a recommendation to the Board re: a part-time employee for the Task Force as part of the Fiscal Year 2009 budget.