

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 2007 Board of Governors Meeting

DATE: June 26, 2007

Attached is the Summary of Action of the June 15-16, 2007, meeting of the Board of Governors held at the American Bar Association Headquarters in Chicago, Illinois. 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 2007.

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**

**ABA Headquarters
Chicago, Illinois
June 15-16, 2007**

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 February 9, 2007, meeting in Miami, Florida, were approved as presented. The minutes of the Executive Committee's March 6, March 19, March 29, April 17, April 20, April 24, and June 1-2, 2007, meetings were received.

2. MATTERS FOR DIRECT BOARD ACTION

2.1 ALI-ABA Presentation

Thomas Z. Hayward, Jr., President of ALI-ABA, and Julene Franki, Executive Director of ALI-ABA, presented to the Board the annual report of ALI-ABA activities. Mr. Hayward discussed the revised Memorandum of Understanding between the ALI and the ABA, adopted by the Board in June 2005, which reflects governance changes in the organization. Mr. Hayward and Ms. Franki also discussed generally the status of the eight ALI-ABA strategic priorities established for 2006-2009, as well as the initiatives that have been developed to increase online production and distribution of ALI-ABA products, including Web casting, courseware management, website redesign, and online inventory.

2.2 National Judicial College

a. Nominations

The Board, sitting as the Members of the National Judicial College (NJC), elected the following three individuals as NJC representatives to the NJC Board of Trustees, all for three-year terms to begin at the conclusion of the NJC's annual meeting in July 2007 and conclude at the end of the NJC's annual meeting in July 2010: a) Thomas M. Susman of Washington, DC; b) Honorable Sophia H. Hall of Chicago, Illinois; and c) Joseph P. Petito of Washington, DC. (See also Item 3.2c below.)

b. National Judicial College Presentation

The Board, sitting as the Members of the National Judicial College (NJC), heard a presentation from William F. Dressel, President of the NJC. President Dressel discussed briefly several of the NJC's initiatives, including a) special programs for tribal

and administrative law judges; b) a distance learning program for new judges; c) NJC's work with the ABA Commission on Lawyers Assistance Programs; and d) NJC's collaboration with the Judicial Division's Traffic Court Program.

2.3 Discussion of ABA Related Organizations

Pursuant to the request of the Finance Committee, the Board received a compendium of materials that described the relationships the Board of Governors maintains with the following organizations: a) American Bar Association CEELI, Inc.; b) ABA Museum of Law; c) ABA Retirement Funds; d) American Bar Endowment; e) American Bar Foundation; f) American Bar Association Fund for Justice and Education; g) the National Judicial College; and h) The James O. Broadhead Corporation.

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 February 9, 2007, meeting of the ABA/FJE Board as presented; b) accepted the ABA/FJE restricted grants and contributions received or awarded through April 30, 2007, and not previously reported; and c) heard a presentation from Sheila Slocum Hollis, Chair of the Council of the ABA/FJE, and Krista D. Kauper, Director of Development, concerning the purpose and work of the FJE, sources of funding for the FJE and FJE programs, and the importance of having all members of the House of Delegates and the Board contribute to the FJE.

2.5 Management Presentation

The Board heard a presentation from ABA Executive Director Henry F. White, Jr., regarding the Association's Mission, which is to be the national representative of the legal profession, serving the public and the profession by promoting justice, professional excellence and respect for the law. Thereafter, the Board engaged in a general discussion concerning the role, structure, and operation of the ABA Board of Governors.

2.6 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.

2.7 Approval of ABA Enterprise Fund Projects

In October 2006, the Board approved the creation of an "ABA Enterprise Fund" to provide competitive grants to eligible ABA Sections, Divisions, Forums and other entities to work collaboratively to develop or enhance innovative programs that advance the goals, priorities and strategies in the ABA Strategic Plan as adopted by the Board. At this meeting, the Board approved the request of the Enterprise Fund Committee and

awarded seven Enterprise Fund grants to a total of 29 collaborating entities for Fiscal Year 2007-2008.

2.8 ABA Journal Presentation

Edward A. Adams, Editor and Publisher of the *ABA Journal*, presented to the Board a report on the re-design of the *ABA Journal* Website and other current projects. The five goals of the Website re-design project are to a) create a Website that is the online "home" for breaking legal news; b) maximize advertising revenue; c) contribute to an increase in ABA membership; d) work closely with the ABA Webmaster to build the technology of the ABA Website into the *Journal* site; and d) complete the re-design project in an economical fashion. Other *Journal* projects under consideration or in process include the posting of *Journal* archives on line, and the development of a mobile edition, daily "pod casts," and daily and weekly e-mail news letters.

3. OPERATIONS AND COMMUNICATIONS COMMITTEE

A. MATTERS FOR REVIEW BY THE BOARD

3.1 Requests for Bylaw Amendments

a. Forum Committee on Air and Space Law

Subject to the addition of language in Bylaw Article 5 (Officers) which sets forth the specific duties of the Forum Treasurer, the Board approved the request of the Forum Committee on Air and Space Law to amend its bylaws to ensure consistency between the enabling language in the Forum's bylaws, the more detailed policies and procedures set forth in the Forum's Governing Documents which were adopted on July 26, 2006, and current Forum operations. The amendments were approved by the Forum's Governing Committee on January 31, 2007, and by the Forum membership on February 1, 2007.

b. Section of International Law

The Board approved the request of the Section of International Law to amend its bylaws to i) divide the Secretary/Liaison Officer position into two positions: Secretary/Operations Officer and Liaison Officer, both of whom will serve on the Section's Executive Committee and Administration Committee; ii) add a Diversity Officer who will be a member of the Administration Committee; iii) add at-large members to the Council in the event any individuals are on the Council by virtue of holding two or more positions (e.g., Section Delegate to the House of Delegates and Immediate Past Chair), up to the number of individuals holding two or more positions; and iv) change the term of at-large Council members. The Section's Administration Committee approved the

amendments on March 20, 2007. Approval of the amendments by the Board is subject to approval by the Section membership at the membership meeting on August 10, 2007.

c. Section of Legal Education and Admissions to the Bar

Subject to clarification of the provisions of Bylaw Article VIII, Section 1 (Nominating Committee: Membership, Terms and Qualifications) regarding the service of the immediate past chairperson of the Section on the Section's Nominating Committee, the Board approved the request of the Section of Legal Education and Admissions to the Bar to amend its bylaws, in pertinent part, to i) clarify the composition of the Section Council; ii) clarify procedures regarding mid-term vacancies on the Section Council; iii) establish an Executive Committee of the Council; iv) establish term limits for Section Delegates in the House of Delegates; v) establish the composition, terms and qualifications of the members of the Section Nominating Committee; and vi) establish three types of Section committees: Standing, Regular, and Special. The Section Council approved the amendments in December 2006. Approval of the amendments by the Board is subject to approval by the Section membership at the annual membership meeting in August 2007.

d. Section of Public Utility, Communications and Transportation Law

With the exception of the proposed provisions of Bylaw Section 8.5 (Nominations and Voting) that would permit the five most recent Past Section Chairs to serve on the Section's Nominating Committee (which the Board did not approve), the Board approved the request of the Section of Public Utility, Communications and Transportation Law to amend its bylaws, in pertinent part, to i) add the category of "Senior Active Members" to permit long standing members of the Section leadership to remain involved in the Section without the responsibilities of committee work and required attendance at meetings; ii) provide that the Section Council may direct that a matter be submitted to Section members for vote electronically as well as by mail; iii) add the Immediate Past Chair as an officer of the Section; iv) add a "Council Group" which consists of the Council, the officers, and the chairs and vice chairs of each committee; v) clarify the composition of the Nominating Committee; and vi) make technical changes. The amendments were approved by the Section Council on March 23, 2007. Approval of the amendments by the Board is subject to approval by the Section membership at the annual membership meeting in August 2007.

e. Senior Lawyers Division

The Board deferred to the August 2007 meeting of the Board action on the request of the Senior Lawyers Division to amend its bylaws to i) modify the qualifications for membership in the Division to add those who are engaged in the practice of Elder Law, ii) add the Immediate Past President of the ABA as an *ex officio* member of the Division Council, with a vote, iii) specify that 11 voting members of the Council (rather than "a majority") constitutes a quorum, and iv) allow members to participate by conference telephone at a Council meeting.

f. Tort Trial and Insurance Practice Section

The Board approved the request of the Tort Trial and Insurance Practice Section to amend its bylaws to i) expand the Section Secretary position to include the duties of the Diversity Officer and ii) add a Revenue Officer-Elect as a non-voting member of the Section Council. The bylaw amendments were approved by the Section Council on February 9, 2007, and May 18, 2007. Approval of the amendments by the Board is subject to approval by the Section membership in August 2007.

3.2 Nominations

a. A.E.F.C. Pension Plan Administration Committee

The Board a) elected David A. Collins of Detroit Michigan, as the American Bar Foundation (ABF) representative on the A.E.F.C. Pension Plan Administration Committee (Pension Plan Committee), as recommended by the ABF, and b) elected Oliver C. Mitchell, Jr. of Detroit, Michigan, as the National Judicial College (NJC) representative on the Pension Plan Committee, as recommended by the NJC Board of Trustees. Messrs. Collins and Mitchell will both serve three-year terms on the Pension Plan Committee, to begin in August 2007 and conclude in August 2010.

b. National Commission on Correctional Health Care (Criminal Justice Section)

The Board elected Patricia Blair of Lindale, Texas, as the ABA representative to the National Commission on Correctional Health Care, to serve a three-year term that will take effect as of May 1, 2007, and conclude May 1, 2010, as recommended by the Criminal Justice Section.

c. Judicial Division and ABA Board of Governors Representatives on the National Judicial College Board of Trustees

The Board, sitting as the Members of the National Judicial College (NJC), a) elected Honorable Tyrone T. Butler of Washington, DC, as the Judicial Division's representative on the NJC Board of Trustees, as recommended by the Division's National Conference of Administrative Law Judiciary, and b) elected Honorable Frederic B. Rodgers of Golden, Colorado, as the Board of Governors representative on the NJC Board of Trustees, as recommended by the Board of Governors. Judge Butler and Judge Rodgers will both serve three-year terms on the NJC Board, to begin at the conclusion of the NJC's annual meeting in July 2007 and conclude at the end of the NJC's annual meeting in July 2010.

(Note: The Operations Committee recommends to the ABA Board of Governors the Judicial Division and Board of Governors representatives to be nominated by the ABA Board to serve on the NJC Board of Trustees. The ABA Board, sitting as the Members of the NJC, elects the two representatives.) (See also Item 2.2a above.)

3.3 Requests to Establish and/or Rename Awards

a. Commission on Lawyer Assistance Programs (CoLAP) (Two Awards)

i) The Board approved the request of the Commission on Lawyer Assistance Programs to establish the annual John W. "Jack" Keegan Award, that will be presented to a lawyer assistance program volunteer for distinguished efforts on behalf of the lawyer assistance movement. Mr. Keegan, CoLAP's second Chair, passed away in February 2006. The type of award to be presented has not yet been determined. However, the cost of the award will be paid with funds from CoLAP's approved budget.

ii) The Board approved the request of the Commission on Lawyer Assistance Programs to establish the annual Distinguished Service Award that will be presented to a lawyer assistance program employee in recognition of outstanding performance in advancing ABA CoLAP's goals and bringing honor to the lawyer assistance movement. The type of award to be presented has not yet been determined. However, the cost of the award will be paid with funds from CoLAP's approved budget.

b. Criminal Justice Section

The Board approved the request of the Criminal Justice Section to establish the annual Frank Carrington Crime Victim Attorney Award to recognize individuals who have improved the rights of crime victims in the criminal justice system. The award is named in memory of Frank Carrington who, among other contributions, chaired the Section's Victims Committee in 1982-1983 when the ABA approved a comprehensive set of guidelines for the fair treatment of crime victims and witnesses. The award will consist of an individual memento valued at less than \$200.00 and a perpetual plaque that will list the names of all recipients of the award. The cost of the memento and plaque will be paid for with Section funds.

c. Section of Business Law

The Board approved the request of the Section of Business Law to establish the annual Kathryn R. Heidt Memorial Award. Ms. Heidt was Chair of the Section's Committee on Business Bankruptcy (CBB) at the time of her death in May 2005. The award honors an individual who has published an article on business bankruptcy in an ABA sponsored publication or produced a significant work product in connection with service on the CBB, demonstrated leadership potential within the ABA or larger community, and displayed generosity of spirit. Each recipient will receive a commemorative award statue and a \$250.00 monetary award. The CCB will solicit outside funds to pay for the statue and monetary award. If sufficient outside funds are not raised to cover the costs of the award in a particular year, the award will not be given that year.

d. Section of Public Utility, Communications and Transportation Law

The Board approved the request of the Section of Public Utility, Communications and Transportation Law to rename its Law Student Writing Competition (approved by the

Board in February 2004) to the K. William Kolbe Writing Competition and Award. Mr. Kolbe was an active member and supporter of the ABA from 1953-2006 and chaired the Section in 1984-1985.

e. Section of Real Property, Probate and Trust Law

The Board approved the request of the Section of Real Property, Probate and Trust Law to make its Real Property, Probate and Trust Law Student Writing Contest (approved by the Board in February 2001) an annual award. The Board also approved the Section's request to have the University of Miami Graduate Program in Real Property Development co-sponsor the award in 2008. The Graduate Program will make a financial contribution to fund the prize money awarded to the 2008 winners of the writing contest.

f. Young Lawyers Division

The Board approved the request of the Young Lawyers Division to establish the annual American Bar Association Young Lawyers Division National Outstanding Young Lawyer Award to recognize Division members who demonstrate professional excellence; service to the profession, the bar, and community; and a reputation for or advancement of legal ethics/professional responsibility. The award, which will consist of a plaque valued at approximately \$250.00, may also include payment of the recipient's travel expenses to the event where the award will be presented. The Division may consider financial co-sponsors in the future and will request any necessary approvals from the Board at that time. Otherwise, all expenses for the award will be paid from the Division's approved budget.

3.4 ABA Medal

The Board selected United States Supreme Court Justice Anthony M. Kennedy as the recipient of the 2007 ABA Medal.

3.5 President Mathis' Requests

a. Request for Continuation of Commission on Second Season of Service

The Board approved President Mathis' request for the continuation of the Commission on Second Season of Service for 2007-2008 to allow the Commission to continue its work. The Board also approved President Mathis' request to revise the Commission's jurisdictional statement to i) decrease its membership from 19 members to 13 members, including a chair and co-chair, and ii) allow the Commission to engage in outreach with state and local bar associations to address the important membership implications of large numbers of lawyers beginning to leave the active practice of law.

b. Request for Continuation of Commission on Youth-at-Risk

The Board approved President Mathis' request for the continuation of the Commission on Youth at Risk for 2007-2008 to allow the Commission to advance its work.

3.6 President-elect Neukom's Requests

a. Request for Special Advisors

The Board approved the request of President-elect Neukom for the creation of a special advisor position to one ABA entity and the continuance of special advisors to 15 ABA entities.

b. Request to Approve Jurisdictional Statement of ABA Commission on the World Justice Project

The Board approved President-elect Neukom's request for the creation of the ABA Commission on the World Justice Project (WJP) and also approved the following jurisdictional statement for the WJP:

The WJP will be comprised of 25 members, including the chair, and have several honorary co-chairs. The WJP will be a multidisciplinary, multinational, and academically rigorous effort to advance the rule of law in the United States and throughout the world. The WJP will create new networks of leaders from various disciplines, develop new tools, and incubate new programs to strengthen the rule of law at home and abroad. The WJP will have four near-term, complimentary programs: i) Mainstreaming the Rule of Law; ii) the Rule of Law Index; iii) Rule of Law Scholarship; and iv) the World Justice Forum.

3.7 Latin America Law Initiative Council Request for Name Change

The Board approved the request of the Latin America Law Initiative Council to change its name to the Latin America and Caribbean Law Initiative Council ("ABA/LAC"), subject to verification that the name change has been approved by the ABA Rule of Law Initiative.

3.8 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 2007 ABA Annual Meeting in San Francisco, California.

3.9 Commission on Homelessness and Poverty Request for Approval to Co-sponsor Conference on Homeless Youth and the Law and to Seek Outside Funding

The Board approved the request of the Commission on Homelessness and Poverty to

a) co-sponsor a conference on homeless youth and the law with the National Network for Youth, the Seattle University School of Law, (and possibly the Children and Youth Advocacy Clinic and the Gates Public Service Law Program at the University of Washington School of Law) in June 2008 at Seattle University School of Law in Seattle, Washington; and b) seek outside funding to offset costs associated with the program.

3.10 Standing Committee on Membership

a. Request for Member Benefit with Office Depot

The Board approved the request of the Standing Committee on Membership for the development of an office supply member benefit program with Office Depot as a three-year pilot to test the concept, pricing, product delivery and program execution. The program will offer ABA members an average discount of 40 percent on the most frequently purchased ("core") items and a 15 percent discount on items that are not on the core item list. In addition, ABA members will receive a 35 percent discount on Office Depot's "Design, Print & Ship Depot."

b. Request to Clarify Dues Rate at Retirement

The Board approved the addition of the following provision to the policies governing Special Membership Programs in order to clarify the dues rate that members who have been eligible for a dues discount may receive upon retirement:

Members who are fully retired from employment of any kind and who were members of the Association at the time of their retirement may retain their current dues classification until such time as they may choose to move to another, more favorable dues rate.

3.11 ABA Fund for Justice and Education and Judicial Division Lawyers Conference Request to a) Create the Robert B. Yegge Justice Fund and b) Rename the Award of Excellence in Judicial Administration

This item was withdrawn.

3.12 Request to Create a Commission on Sexual Orientation and Gender Identity

The Board approved the creation of a Commission on Sexual Orientation and Gender Identity to implement amended Association Goal IX and also approved the following jurisdictional statement for the Commission:

The Commission will be comprised of 13 members appointed by the ABA President, representing the lesbian, gay, bisexual, transgender and heterosexual communities. The Commission will undertake programs and activities that promote full and equal participation by persons of differing sexual orientations and gender identities in the ABA, the legal profession, and the justice system.

3.13 Section of Business Law Request for Resolution Clarifying the Ability of Sections to Make Comments to Entities Not Covered by Section 25.1 of ABA Bylaws or by Blanket Authority

The Section of Business Law requested that the Board adopt a resolution to clarify the ability of ABA Sections to communicate with entities not covered under Section 25.1 of the Association Bylaws (Representation of the Association) or by the Blanket Authority Procedure.

The Board did not adopt the aforementioned resolution. Rather, the Board directed that the Minutes of the June 15, 2007, meeting of the Board of Governors Operations and Communications Committee reflect that when submitting comments to self-regulatory agencies, i.e., those that are not legislative bodies, courts, or governmental agencies, the Section of Business Law will follow the process outlined in the Technical Comments provisions of the Association's Blanket Authority Procedure. Further, the Board recommended that a proposal be brought to the House of Delegates at the August 2008 Annual Meeting which would amend Section 25.1 of the Association Bylaws (Representation of the Association) to include self regulatory agencies.

3.14 Report of Non-Dues Revenue Committee

The Board received, with one revision, the Report of the Non-Dues Revenue Committee. Further, the Board adopted Recommendations 1-10 of the Report of the Non-dues Revenue Committee, which comprise a comprehensive policy concerning ABA content.

3.23 Recommendations of Delegate-at-Large Subcommittee

The Board approved the following recommendations of the Operations and Communications Committee's Delegate-at-Large Subcommittee: a) in addition to the current procedure of providing mailing labels to candidates for the position of Delegate-at-Large, photographs and 75-word biographical sketches of each candidate should be posted to the ABA's website; and b) the aforementioned procedure should be implemented for the 2007 Delegate-at-Large election.

B. MATTERS OF INDEPENDENT JURISDICTION

(Committee action and notifications to the Committee are reported to the Board.)

3.15 Requests for Co-Sponsorships

a. Commission on Racial and Ethnic Diversity in the Profession and Standing Committee on Bar Activities and Services

The Operations and Communications Committee approved the request of the Commission on Racial and Ethnic Diversity in the Profession and the Standing Committee on Bar Activities and Services to co-sponsor a bar leadership institute with the National Asian Pacific American Bar Association (NAPABA), in conjunction with NAPABA's annual convention, on November 15-18, 2007, in Las Vegas, Nevada. The

Commission and Standing Committee will assist NAPABA in identifying program speakers and trainers, and developing the program agenda.

In approving the request, the Operations Committee understood that i) NAPABA is responsible for all financial aspects of the program, ii) ABA staff travel for the program will be paid from the Commission's and Standing Committee's 2007-2008 approved budgets, and iii) no additional ABA general revenue is requested or required for the program.

b. Judicial Division

The Operations and Communications Committee approved the request of the Judicial Division, on behalf of its Bench-Bar Bankruptcy Council (BBBC), to co-sponsor the Bankruptcy Curriculum Project with the National Conference of Bankruptcy Judges. The Project will be a 12-month initiative that will begin in October 2007. The BBBC will seek lawyers and judges to serve on the Project's working group that will examine existing materials on bankruptcy law and develop a curriculum for state trial judges. In addition, each Conference of the Division will be invited to provide one liaison to the working group. The Division will also provide minimal staff support, including conference call services. In approving the request, the Operations Committee understood that no additional ABA general revenue is requested or required for the Project.

c. Young Lawyers Division

The Operations and Communications Committee took no action on the request of the Young Lawyers Division, on behalf of its Center on Children and the Law, to co-sponsor a publication, to be published principally by the Humane Society of the United States entitled "A Common Bond--Maltreated Children and Animals in the Home: Guidelines for Practice and Policy." The comments of the Operations Committee regarding the request will be forwarded to the Standing Committee on Publishing Oversight (SCOPO), and SCOPO will review and act on the request.

d. Commission on Women in the Profession

The Operations and Communications Committee approved the request of the Commission on Women in the Profession to solicit 95 external co-sponsors (listed in the request) for its third Women in Law Leadership Academy, to be held on November 8-9, 2007. The Commission will identify program topics and some of the participants. In approving the request, the Operations Committee understood that i) any expenses for the Academy will be paid from the Commission's approved 2007-2008 budget, and ii) no additional ABA general revenue is requested or required.

e. Commission on Second Season of Service

The Operations and Communications Committee approved the request of the Commission on Second Season of Service to enter into a collaborative relationship with ABA/Pro Bono.Net, Idealist.org: Action Without Borders, and VolunteerMatch by

referring to these entities as sources for providing volunteer opportunities to retired or inactive "second season" lawyers. In addition, the Operations Committee approved the Commission's request for Idealist.org and VolunteerMatch to announce the collaborative working relationship with the ABA in a joint press release. In approving the request, the Operations Committee understood that i) the Second Season of Service Website will include the standard disclaimer language; ii) the contents of the joint press release will be subject to ABA approval; and iii) no ABA general revenue is requested or required.

3.16 Meetings Held Outside the United States

a. Section of Taxation and Section of Real Property, Probate and Trust Law

The Operations and Communications Committee was notified that the sections of Taxation and Real Property, Probate and Trust Law plan to hold their 2007 Joint Fall CLE Meeting on September 27-29, 2007, at the Hyatt Regency and Fairmont in Vancouver, British Columbia, Canada.

PROGRAM AND PLANNING COMMITTEE

AGRAST

A. MATTERS FOR REVIEW BY THE BOARD

4.1 Preliminary Approval of Annual Budget for FY 2007-2008:
Requests for Reconsideration

a. Commission on Lawyer Assistance Programs

The Program and Planning Committee recommended that the Board decline to approve the request of the Commission on Lawyer Assistance Programs for reconsideration of the preliminary recommendation which did not grant funding for a new full-time position. However, the Board voted to take all action on the 2007-2008 Annual Budget at the August 2007 Board meeting.

b. Commission on Women in the Profession

The Program and Planning Committee recommended that the Board approve the request of the Commission on Women in the Profession for reconsideration of the preliminary recommendation to decline funding the Commission's June Meeting and its 20th Anniversary project. However, the Board voted to take all action on the 2007-2008 Annual Budget at the August 2007 Board meeting.

c. Standing Committee on Law and National Security

The Program and Planning Committee recommended that the Board approve the request of the Standing Committee on Law and National Security for additional funding to cover the travel expenses of members attending Committee meetings. However, the

Summary of Action
June 2007 Board of Governors Meeting
Page Thirteen

Board voted to take all action on the 2007-2008 Annual Budget at the August 2007 Board meeting.

B. MATTERS OF INDEPENDENT JURISDICTION

(Committee action and notifications to the Committee are reported to the Board.)

None for consideration.

FINANCE COMMITTEE

BAIRD

A. MATTERS FOR REVIEW BY THE BOARD

5.1 Preliminary Approval of FY 2007-2008 Budget

a. Additional Budget Request-Website Analytics Service

The Finance Committee recommended that the Board approve the request of the ABA Webmaster for additional funding in Fiscal Year 2007-2008 to renew the Website Analytics Reporting Service from Omniture, Inc. However, the Board voted to take all action on the 2007-2008 Annual Budget at the August 2007 Board meeting.

b. General Revenue Operating Budget

The Finance Committee recommended approval of the Fiscal Year 2007-2008 General Revenue Operating Budget. However, the Board voted to take all action on the 2007-2008 Annual Budget at the August 2007 Board meeting.

c. Capital Budget

The Finance Committee recommended approval of the Fiscal Year 2007-2008 Capital Budget. However, the Board voted to take all action on the 2007-2008 Annual Budget at the August 2007 Board meeting.

d. James O. Broadhead Corporation Budget

The Finance Committee recommended approval of the Fiscal Year 2007-2008 James O. Broadhead Corporation Budget. However, the Board voted to take all action on the 2007-2008 Annual Budget at the August 2007 Board meeting.

5.2 Recommendation for Cash Contribution to A.E.F.C. Pension Plan

The Board approved the recommendation of the A.E.F.C. Pension Plan Administration Committee that the American Bar Association, as the Plan Sponsor of the A.E.F.C. Pension Plan (Plan), make a contribution to the Plan for the 2007 plan year which is

sufficient to fund the Plan to the "90 % Funded Level" as determined under applicable law.

5.3 Requests for Exception to Policy Regarding Contribution of Funds to Other Organizations

a. Forum on the Construction Industry

The Board approved the request of the Forum on the Construction Industry for an exception to the policy that states, "(i)t is generally not appropriate for the Association, or any of its entities, to contribute funds to other organizations" to permit the Forum to contribute Forum funds to the ACE Mentor Program of America (ACE) in 2007 and 2008. ACE is a not-for-profit organization that serves high school youth who are exploring careers in architecture, construction or engineering.

b. Section of Taxation

The Board approved the request of the Section of Taxation for an exception to the policy that states, "(i)t is generally not appropriate for the Association, or any of its entities, to contribute funds to other organizations" to permit the Section to contribute Section funds to the American Tax Policy Institute (ATPI), 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 tax issues. The Board has approved previous contributions of Section of Taxation funds to ATPI.

5.4 Request for Approval of Banking Arrangements for the 2007 Annual Meeting

The Board approved the request of the ABA Financial Services Division to use the Association's currently established bank account with Bank of America, which has branches in San Francisco, California, for the 2007 Annual Meeting in San Francisco.

5.5 Standing Committee on Audit Report

a. Request for Approval of 2006-2007 Ernst & Young Engagement Letters

The Board approved the engagement of Ernst & Young to conduct the FY 2006-2007 Financial Audit and the FY 2006-2007 A-133 Audit.

b. Request to Accept Final 2005-2006 Ernst & Young Management Letter and Responses and Final Audited Financial Statements for Year Ended August 31, 2006

The Board accepted i) the Final 2005-2006 Management Letter and Responses and ii) received the Final Audited Financial Statements for Year Ended August 31, 2006.

Summary of Action
June 2007 Board of Governors Meeting
Page Fifteen

5.6 Request for Approval of Credit Card for Executive Director

The Board approved the issuance of a corporate credit card to ABA Executive Director Henry F. White, Jr., for business use.

B. MATTERS OF INDEPENDENT JURISDICTION

(Committee action and notifications to the Committee are reported to the Board.)

None for consideration.