



# The State Bar of California

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## Regular Meeting of the Board of Trustees Zoom

Open Session Minutes  
Thursday, November 14, 2024  
11:12 a.m.–5:02 p.m.

<b>Time meeting Commenced:</b>	The Board meeting commenced in open session at 11:12 a.m.
<b>Time meeting Adjourned:</b>	5:02 p.m.
<b>Chair:</b>	Brandon Stallings
<b>Board Secretary:</b>	Louisa Ayrapetyan
<b>Members Present:</b>	Patricia Barahona, Raymond Buenaventura, José Cisneros, Sarah Good, Cynthia Grande, Mary Huser, Arnold Sowell Jr., Brandon Stallings, Mattheus Stephens, Mark Toney
<b>Members Absent:</b>	Genaro Trejo
<b>Staff Present:</b>	Ellin Davtyan, Leah Wilson

### OPEN SESSION

#### ROLL CALL

The Board of Trustees meeting was called to order by Chair Stallings. Roll call was taken and a quorum was established.

#### PUBLIC COMMENT

Chair Stallings called for public comment, inquiring as to whether there were person(s) who wished to comment on any agenda item. The following comments were provided to the Board:

1. Ray Hayden:  
Ray Hayden reported positive feedback on the experimental exam, proposed the removal of the written section, and commented on the performance test during the pandemic.
2. Benjamin Kohn:  
Benjamin Kohn expressed concern about the handling of the experimental exam for applicants with disabilities and suggested a makeup exam or extra credit to remedy the disadvantage. Kohn also commented on the pushback from stakeholders against their proposals and urged for reconsideration.
3. Erin Schroeder:  
Erin Schroeder discussed their experience with incurring a fee for CTAPP noncompliance and encouraged the adoption of a rule that would allow for the expungement or screening of administrative inactive enrollments.
4. Antonio Hernandez:

Antonio Hernandez, the director for the Lawyer Referral Information Service (LRIS) program for San Francisco Marine at the Bar Association of San Francisco, addressed the proposed increase in recertification fees for LRIS programs, acknowledged the need for sufficient funding for the office compliance to operate, and suggested consideration for a tax on Google ads to bridge the financial gap experienced by LRIS programs.

## **1. Chair's Report**

### **1.1 Oral Report**

Chair Stallings provided an oral report.

### **1.2 Discussion and Approval of Reduction in Frequency of Board of Trustees Meetings and Creation of Contracts Committee with Delegated Authority to Approve Certain Contracts; Discussion of Agenda Management and Meeting Materials**

**RESOLVED**, that the Board of Trustees approves a reduction in the meeting frequency from at least six meetings to at least four meetings, effective 2025; and it is

**FURTHER RESOLVED**, that the Board of Trustees approves the creation of a new Contracts Committee comprised of the chairs of Board, Audit Committee, and Finance Committee and that the chair of the Board shall be the chair of the Contracts Committee; and it is

**FURTHER RESOLVED**, that the Board of Trustees delegates authority to the Contracts Committee to approve contracts as needed between meetings and that such delegation is in addition to the authority delegated to the Board Executive Committee pursuant to Section 5.2.5 of the Board Policy Manual.

*Moved by Stephens, seconded by Grande*

*Ayes – (9) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Stephens, Toney, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (2) Sowell, Trejo*

*Motion carries.*

## **2. Executive Director's Report**

### **2.1 Oral Report**

Executive Director Leah Wilson provided an oral report.

## **3. Open Session Minutes**

### **3.1 Approval of September 19–20, 2024, Open Session Minutes**

*Moved by Good, seconded by Barahona*

*Ayes – (9) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Stephens, Toney, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (2) Sowell, Trejo*

*Minutes adopted.*

#### **4. Consent Calendar**

##### **4.1 Approval of Specified Contracts Pursuant to Business and Professions Code Section 6008.6**

**RESOLVED**, that the Board of Trustees approves execution of the contracts listed herein

##### **4.8 Annual Recommendation to the Supreme Court for Expungement of Suspensions of Licensees Delinquent in Payment of License Fees, Penalties, and Charges**

**RESOLVED**, that the Board of Trustees directs staff to submit the annual recommendation to the California Supreme Court that licensees who meet the criteria for expungement of suspensions for failure to pay fees have their suspensions expunged as set forth in California Rule of Court 9.8; and it is

**FURTHER RESOLVED**, that upon the Court's order of expungement, staff is directed to expunge the suspensions from the licensed attorneys' records and notify each attorney of the Court's order and the expungement.

##### **4.9 Annual Recommendation for Expungement of Administrative Inactive Status for Minimum Continuing Legal Education Noncompliance in Accordance with Rule 9.31**

**RESOLVED**, that the Board of Trustees directs staff to determine which records of inactive enrollment for failure to comply with MCLE requirements qualify for the annual expungement pursuant to California Rule of Court 9.31(f); and it is

**FURTHER RESOLVED**, that staff then expunge the eligible inactive enrollments from the licensed attorneys' records and notify each attorney of the expungement.

##### **4.10 Committee on Professional Responsibility and Conduct Formal Advisory Ethics Opinion 2024-209: Succession Planning – Request for Approval for Publication**

**RESOLVED**, that, following publication for public comment and consideration of the comments received, and upon the recommendation of the State Bar Standing Committee on Professional Responsibility and Conduct, the Board of Trustees sitting as the Regulation and Discipline Committee approves the publication of Formal Ethics Advisory Opinion 2024-209, provided as Attachment A.

##### **4.11 Committee on Professional Responsibility and Conduct Revised Formal Opinion Number 2021-206: Colleague Impairment – Request for Approval for Publication**

**RESOLVED**, that, following publication for public comment and consideration of the comments received, and upon the recommendation of the State Bar Standing Committee on Professional Responsibility and Conduct, the Board of Trustees sitting as the Regulation and Discipline Committee approves the publication of Revised Formal Ethics Advisory Opinion 2021-206, attached hereto as Attachment A.

#### **4.12 Approval of Proposed Changes to Conflict of Interest Code for Designated Employees**

**RESOLVED**, that, upon recommendation of the Board Executive Committee, the Board of Trustees hereby adopts the proposed Conflict of Interest Code for Designated Employees of the State Bar of California as set forth in Attachment A, effective immediately.

#### **4.13 Approval of Licensee Requests for Adjustment of Fees, Penalties, and Charges**

**RESOLVED**, that the Board of Trustees, upon recommendation of the Finance Committee, approves the fee adjustments for the State Bar licensees as presented this day, and on file in the San Francisco office of the State Bar.

#### **4.14 Approval of Proposed Technical Correction of 2024 Budget Amendment**

**RESOLVED**, that the Board of Trustees, upon recommendation of the Finance Committee approves the proposed technical correction of the 2024 Homeless Prevention III budget amendment.

#### **4.15 Update on Status of California State Auditor Open Recommendations Pending for More than One Year**

Informational item only.

#### **4.16 Approval of 2024 Quarter Three Investment Report**

**RESOLVED**, that the Board of Trustees, upon recommendation of the Finance Committee, approve the 2024 Quarter Three Investment Report for the nine months ended September 30, 2024, in the form presented this day before the Board.

#### **4.17 Request for Approval of Lawyer Referral Service Recertification Fee Increase**

**RESOLVED**, that the Board of Trustees, upon the recommendation of the Finance Committee, approve raising the recertification fees for the Lawyer Referral Service program as recommended to 1.5 percent of gross revenue, with a cap of \$15,000 for nonprofit lawyer referral services and \$25,000 for for-profit lawyer referral services.

*Consent calendar moved by Toney, seconded by Sowell*

*Ayes – (10) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Sowell, Stephens, Toney, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (1) Trejo*

*Motion carries.*

The following items were pulled from the consent calendar for separate discussion.

#### **4.2 Request for Approval and Adoption of Proposed Changes to the Schedule of Charges and Deadlines; Request to Circulate for Public Comment Proposed Amendments to State Bar Rule Regarding Voluntary Resignation (Rule 2.45)**

Motion #1 Relating to Schedule of Charges and Deadlines

**RESOLVED**, that the Board of Trustees, upon the recommendation of the Finance Committee, approves and adopts the revised Appendix A: Schedule of Charges and Deadlines of the Rules of the State Bar of California as set forth in Attachment A; and it is

**FURTHER RESOLVED**, that, if the Board of Trustees does not adopt the resolution creating a Minimum Continuing Legal Education exemption associated with the staff report entitled “Proposed Amendments to Rules 2.2, 2.11, 2.16, and 2.71 of the Rules of the State Bar Relating to Attorney Reporting and the Timing of the Annual Renewal Cycle: Return from Public Comment and Request for Adoption; Recommendation and Request to Exempt Minimum Continuing Legal Education Compliance Group from One Standard 36-Month Compliance Period” during the November 2024 Board Meeting, the Board of Trustees authorizes staff to replace the “Deadline” language associated with the row described as “MCLE noncompliance” in the revised Appendix A: Schedule of Charges and Deadlines of the Rules of the State Bar of California as set forth in Attachment A with “February 1”; and it is

**FURTHER RESOLVED**, that, if the Board of Trustees does not approve the resolution raising the Lawyer Referral Service program recertification fees associated with the staff report entitled “Request for Approval of Lawyer Referral Service Recertification Fee Increase” during the November 2024 Board Meeting, the Board of Trustees authorizes staff to replace the “Amount” language associated with the rows applicable to rule 3.802(A) of the Rules of the State Bar of California in Appendix A: Schedule of Charges and Deadlines of the Rules of the State Bar of California, as set forth in Attachment A, with the language that existed immediately prior to the adoption of the revised Appendix A: Schedule of Charges and Deadlines of the Rules of the State Bar of California as set forth in Attachment A.

*Moved by Toney, seconded by Stephens*

*Ayes – (10) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Sowell, Stephens, Toney, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (1) Trejo*

*Motion carries.*

#### **4.2 Request for Approval and Adoption of Proposed Changes to the Schedule of Charges and Deadlines; Request to Circulate for Public Comment Proposed Amendments to State Bar Rule Regarding Voluntary Resignation (Rule 2.45)**

Motion #2 Relating to Rule 2.45

**RESOLVED**, that the Board of Trustees, upon recommendation of the Finance Committee, authorizes staff to make available for public comment, for a period of 60 days, the proposed

amendments to rule 2.45 of the Rules of the State Bar of California, as set forth in Attachments C and D; and it is

**FURTHER RESOLVED**, that the Board of Trustees, upon recommendation of the Finance Committee, resolves that this authorization for release of public comment is not, and shall not be construed as, a statement or recommendation of approval of the proposed new and amended Rules of the State Bar of California.

*Moved by Toney, seconded by Stephens*

*Ayes – (10) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Sowell, Stephens, Toney, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (1) Trejo*

*Motion carries.*

#### **4.3 Proposed Amendments to Rules of the State Bar Regarding the Lawyer Assistance Program: Return from Public Comment and Request for Adoption**

**RESOLVED**, that the Board of Trustees hereby approves and adopts amendments to Title 3, Division 2, Chapter 5, Rules 3.240-Rule 3.252 of the State Bar Rules governing the Lawyer Assistance Program, provided as Attachment A, effective January 1, 2025.

*Moved by Toney, seconded by Stephens*

*Ayes – (10) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Sowell, Stephens, Toney, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (1) Trejo*

*Motion carries.*

#### **4.4 Proposed Amendments to Rules of Procedure Regarding Remote Appearances in State Bar Court Proceedings (Rules 5.17, 5.18, and 5.154): Return from Public Comment and Request for Adoption**

**RESOLVED**, that the Board of Trustees hereby approves and adopts amendments to rule 5.17 of the Rules of Procedure of the State Bar of California as set forth in Attachments A and B; and it is

**FURTHER RESOLVED**, that the Board of Trustees hereby approves and adopts amendments to rule 5.18 of the Rules of Procedure of the State Bar of California as set forth in Attachments C and D; and it is

**FURTHER RESOLVED**, that the Board of Trustees hereby approves and adopts amendments to rule 5.154 of the Rules of Procedure of the State Bar of California as set forth in Attachments E and F; and it is

**FURTHER RESOLVED**, that the effective date of the proposed amendments to rules 5.17, 5.18, and 5.154 of the Rules of Procedure of the State Bar of California shall be November 25, 2024.

*Moved by Good, seconded by Toney*

*Ayes – (10) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Sowell, Stephens, Toney, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (1) Trejo*

*Motion carries.*

#### **4.5 Proposed New Rule of Procedure Regarding Vexatious Litigants in State Bar Court: Return from Public Comment and Request for Adoption**

**RESOLVED**, that the Board of Trustees hereby approves and adopts rule 5.19 of the Rules of Procedure of the State Bar of California as set forth in Attachment A; and it is

**FURTHER RESOLVED**, that the effective date of rule 5.19 of the Rules of Procedure of the State Bar shall be January 1, 2025.

*Moved by Good, seconded by Huser*

*Ayes – (10) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Sowell, Stephens, Toney, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (1) Trejo*

*Motion carries.*

#### **4.6 Proposed Amendments to State Bar Rules of Procedure, Rule 5.137 Relating to the Imposition of Monetary Sanctions: Return from Public Comment, Request for Approval and Submission to the California Supreme Court**

**RESOLVED**, following notice and publication for comment, that the Board of Trustees, approves the proposed amendments to Title 5, Division 2, Chapter 6, Rule 5.137 of the State Bar Rules, as set forth in Attachments A and B; and it is

**FURTHER RESOLVED**, that staff is directed to submit the proposed amendments to Title 5, Division 2, Chapter 6, Rule 5.137 of the State Bar Rules to the Supreme Court of California for review and approval; and it is

**FURTHER RESOLVED**, that the proposed amendments will become effective on July 1, 2025, or 60 days after approval by the Supreme Court, whichever occurs later.

*Moved by Good, seconded by Toney*

*Ayes – (10) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Sowell, Stephens, Toney, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (1) Trejo*

*Motion carries.*

**4.7 New State Bar Rule 3.1000 and Proposed Amendments to California Rules of Court, Rule 9.23 Relating to the Implementation of an Offer and Compromise Program: Return from Public Comment and Request for Adoption of Rule 3.1000; and Approval and Submission of Rule 9.23 to the California Supreme Court**

**RESOLVED**, that the Board of Trustees approves and adopts new State Bar Rule 3.1000 relating to the implementation of an Offer and Compromise Program; and it is

**FURTHER RESOLVED**, that the Board of Trustees approves proposed amendments to California Rules of Court, rule 9.23 and directs staff to submit the proposed amendments to California Rules of Court, rule 9.23 to the Supreme Court of California for review and adoption.

*Moved by Toney, seconded by Barahona*

*Ayes – (9) Barahona, Cisneros, Good, Grande, Huser, Sowell, Stephens, Toney, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (2) Buenaventura, Trejo*

*Motion carries.*

**5. Board of Trustees Sitting as the Regulation and Discipline Committee**

**5.1 2024 Annual Discipline Report Review and Approval**

Presenter: Yun Xiang, Deputy Chief, Mission Advancement & Accountability Division

**RESOLVED**, that the Board of Trustees, sitting as the Regulation and Discipline Committee approves the 2024 Annual Discipline Report; and it is

**FURTHER RESOLVED**, the Board of Trustees, sitting as the Regulation and Discipline Committee hereby authorizes staff to make minor technical adjustments and corrections to the 2024 Annual Discipline Report before submitting it to the Chief Justice of California, the governor, the Speaker of the Assembly, the Senate President pro Tempore, and the Assembly and Senate Judiciary Committees by November 30, 2024.

*Moved by Good, seconded by Grande*

*Ayes – (10) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Sowell, Stephens, Toney, Stallings*



*Nays – (0)*  
*Abstain – (0)*  
*Absent – (1) Trejo*

*Motion carries.*

## **5.2 Discussion Regarding Office of Chief Trial Counsel Performance Metrics**

Presenter: George Cardona, Chief Trial Counsel

Presentation and discussion only.

## **5.3 Discussion Regarding Rule 2201 Program Performance Metrics**

Presenter: Stacia Laguna, Special Deputy Trial Counsel Administrator

Presentation and discussion only.

## **5.4 Discussion Regarding State Bar Court Performance Metrics**

Presenters: Judge Richard Honn, Presiding Judge, State Bar Court  
Michelle Cramton, Clerk of the Court, State Bar Court

Presentation and discussion only.

## **5.5 Proposed Amendment to Rule 2.5 and Proposed New Rules 2.4 and 2.6 Relating to the Client Trust Account Protection Program: Request to Circulate for Public Comment**

Presenters: Steven Moawad, Special Counsel, Division of Regulation  
Jennifer Stalvey, Program Manager, Division of Regulation

**RESOLVED**, that the Board of Trustees, sitting as the Regulation and Discipline Committee, authorizes staff to make available for public comment, for a period of 60 days, proposed rule 2.4 of the Rules of the State Bar, as set forth in Attachment A; and it is

**FURTHER RESOLVED**, that the Board of Trustees, sitting as the Regulation and Discipline Committee, authorizes staff to make available for public comment, for a period of 60 days, proposed amendments to rule 2.5 of the Rules of the State Bar, as set forth in Attachments B and C; and it is

**FURTHER RESOLVED**, that the Board of Trustees, sitting as the Regulation and Discipline Committee, authorizes staff to make available for public comment, for a period of 60 days, proposed rule 2.6 of the Rules of the State Bar, as set forth in Attachment D; and it is

**FURTHER RESOLVED**, that this authorization for release of public comment is not, and shall not be construed as, a statement or recommendation of approval of the proposed new and amended Rules of the State Bar.

*Moved by Good, seconded by Huser*

*Ayes – (9) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Sowell, Stephens, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (2) Toney, Trejo*

*Motion carries.*

**5.6 Proposed Amendments to Rules of Procedure of the State Bar of California, Rules 5.28 (Computing Time) and 5.127 (Public and Private Reprovals), and Standards for Attorney Sanctions for Professional Misconduct, Standard 1.2 (Definitions): Request to Circulate for Public Comment**

Presenter: George Cardona, Chief Trial Counsel

**RESOLVED**, that the Board of Trustees, sitting as the Regulation and Discipline Committee, authorizes staff to make available for public comment, for a period of 30 days, proposed amendments to Rule 5.28 of the Rules of Procedure of the State Bar of California as set forth in Attachments A and B; and it is

**FURTHER RESOLVED**, that the Board of Trustees, sitting as the Regulation and Discipline Committee, authorizes staff to make available for public comment, for a period of 30 days, proposed amendments to Rule 5.127 of the Rules of Procedure of the State Bar of California and Standard 1.2 of the Standards for Attorney Sanctions for Professional Misconduct, as set forth in attachments C and D.

*Moved by Good, seconded by Stephens*

*Ayes – (8) Buenaventura, Cisneros, Good, Grande, Huser, Sowell, Stephens, Stallings*

*Nays – (0)*

*Abstain – (1) Barahona*

*Absent – (2) Toney, Trejo*

*Motion carries.*

**6. Business**

**6.1 Proposed New Rule 9.33 Relating to Expungement of Attorney Discipline: Return from Public Comment, Request to Approve and Submit to the Supreme Court for Adoption; Deferral of Adoption of the State Bar Policy on Website Removal; and Direct Staff to Develop a Legislative Priorities Proposal Related to Confidentiality of Expunged Records Under the California Public Records Act**

Presenter: Mia Ellis, Deputy Special Counsel, Division of Regulation

**RESOLVED**, that the Board of Trustees approves the proposed new rule 9.33 of the California Rules of Court, as set forth in Attachment A, and authorizes staff to submit the proposed new rule 9.33 to the California Supreme Court with a request that the proposed new rule be approved, adopted, and included in a new Chapter 5 (Expungements) within Division 2 of Title 9 of the California Rules of Court; and it is

**FURTHER RESOLVED**, that staff is directed to develop a legislative priorities proposal that provides that expunged licensee and former licensee discipline records are exempt from disclosure under the California Public Records Act; and it is

**FURTHER RESOLVED**, that the Board of Trustees adopts and directs staff to implement the State Bar of California Policy on Removal of Public Discipline and Administrative Suspensions from the Attorney Profile Page as related to administrative suspensions; and it is

**FURTHER RESOLVED**, that the Board of Trustees directs staff to return a revised State Bar of California Policy on Removal of Public Discipline and Administrative Suspensions from the Attorney Profile Page to the Board of Trustees following the California Supreme Court's final action on the proposed new rule 9.33 of the California Rules of Court.

*Moved by Good, seconded by Buenaventura*

*Ayes – (8) Barahona, Buenaventura, Cisneros, Good, Grande, Huser, Stephens, Stallings*

*Nays – (2) Sowell, Toney*

*Abstain – (0)*

*Absent – (1) Trejo*

*Motion carries.*

## **6.2 Approval of Recommendations from the Lawyer Assistance Oversight Committee Regarding Alternative Discipline Program**

Presenters: Melanie Lawrence, Program Director, Office of Professional Support & Client Protection  
Bridget Gramme, Special Counsel, Division of Consumer Protection, Admissions, Access & Inclusion

**RESOLVED**, that the Board of Trustees directs staff to begin to gather and analyze specific information related to ADP participation including but not limited to the reasons why some applicants are not accepted and for purposes of studying recidivism, why ADP participants recidivate at a higher rate than others in the discipline system; and it is

**FURTHER RESOLVED**, the Board of Trustees refers the drafting of proposed rules consistent with these directions along with any additional amendments advanced by the committee which the stakeholders believe will improve the ADP process and on which they can agree, to the Bench/Bar Committee of the State Bar Court to be presented to the Board of Trustees in May 2025 with a request they be released for public comment; and it is

**FURTHER RESOLVED**, the Board of Trustees adopts the committee's Option 2 recommendation to eliminate "moral turpitude" as grounds for ineligibility for ADP while still retaining the remainder ineligibility criteria, "dishonesty or corruption that has resulted in significant harm to one or more clients or to the administration of justice;" and it is

**FURTHER RESOLVED**, the Board of Trustees adopts OCTC's approach that with the elimination of "moral turpitude," set a minimum disciplinary sanction for offenses falling into this category for attorneys accepted into ADP.

*Moved by Stephens, seconded by Grande*

*Ayes – (9) Buenaventura, Cisneros, Good, Grande, Huser, Stephens, Sowell, Toney, Stallings*  
*Nays – (0)*  
*Abstain – (0)*  
*Absent – (2) Barahona, Trejo*

*Motion carries.*

### **6.3 Update from the Office of Admissions**

Presenters: Audrey Ching, Program Director, Office of Admissions  
Bridget Gramme, Special Counsel, Division of Consumer Protection, Admissions,  
Access & Inclusion

Discussion only.

### **6.4 Discussion Regarding 2025 Board Planning Session**

Presenter: Donna Hershkowitz, Chief of Mission/Legislative Director

Discussion only.

### **6.5 Proposed Amendments to Rules 2.2, 2.11, 2.16, and 2.71 of the Rules of the State Bar Relating to Attorney Reporting and Timing of the Annual Renewal Cycle: Return from Public Comment and Request for Adoption; Recommendation and Request to Exempt Minimum Continuing Legal Education Compliance Group from One Standard 26-Month Compliance Record**

Presenter: Steven Moawad, Special Counsel, Division of Regulation

**RESOLVED**, that the Board of Trustees, approves and adopts amendments to rule 2.2 of the Rules of the State Bar, as set forth in Attachment A; and it is

**FURTHER RESOLVED**, that the Board of Trustees, approves and adopts amendments to rule 2.11 of the Rules of the State Bar, as set forth in Attachment C; and it is

**FURTHER RESOLVED**, that the Board of Trustees approves and adopts amendments to rule 2.16 of the Rules of the State Bar, as set forth in Attachment E; and it is

**FURTHER RESOLVED**, that the Board of Trustees approves and adopts amendments to rule 2.71 of the Rules of the State Bar, as set forth in Attachment G; and it is

**FURTHER RESOLVED**, that staff authorized and is directed to revise and renumber all footnotes as appropriate based the location of the amended rules in the respective divisions; and it is

**FURTHER RESOLVED**, that the Board of Trustees, exempts each MCLE compliance group from one standard 36-month compliance period and replaces it with a single 38-month cycle ending on March 29. Following each compliance group's single 38-month cycle, the compliance group will be subject to the standard 36-month cycle, commencing on their reporting deadline and ending the day before the deadline 36 months later.

*Moved by Cisneros, seconded by Grande*

*Ayes – (9) Buenaventura, Good, Grande, Huser, Sowell, Stephens, Toney, Trejo, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (2) Barahona, Trejo*

*Motion carries.*

## **6.6 Approval of 2024 Quarter Three Financial Statements Report**

Presenter: Aracely Montoya-Chico, Chief Financial Officer

**RESOLVED**, that the Board of Trustees, upon recommendation of the Finance Committee, approve the 2024 Quarter Three Financial Statements Report for the nine months ended September 30, 2024, in the form presented this day before the Board.

*Moved by Toney, seconded by Huser*

*Ayes – (9) Buenaventura, Good, Grande, Huser, Sowell, Stephens, Toney, Trejo, Stallings*

*Nays – (0)*

*Abstain – (0)*

*Absent – (2) Barahona, Trejo*

*Motion carries.*

Regular Meeting of the Board of Trustees  
Hybrid

Open Session Minutes  
Friday, November 15, 2024  
9:03 a.m.–11:45 a.m.

**Time meeting Commenced:** The Board meeting commenced in open session at 9:03 a.m. The Board moved into closed session at 9:05 a.m. The Board returned to open session at 11:45 a.m.

**Time meeting Adjourned:** 10:17 a.m.

**Chair:** Brandon Stallings

**Board Secretary:** Louisa Ayrapetyan

**Members Present:** Patricia Barahona, Raymond Buenaventura, José Cisneros, Sarah Good, Cynthia Grande, Mary Huser, Arnold Sowell Jr., Brandon Stallings, Mattheus Stephens, Mark Toney, Genaro Trejo

**Members Absent:** None

**Staff Present:** Ellin Davtyan, Leah Wilson

**OPEN SESSION**

**ROLL CALL**

The Board of Trustees meeting was called to order by Chair Stallings. Roll call was taken and a quorum was established.

Chair Stallings announced that pursuant to Government Code section 11126(a) and 11126(c)(17) the Board of Trustees will move to closed session to consider the items listed on the closed session agenda.

**CLOSED SESSION**

**1. Closed Session Minutes**

**1.1 Approval of July 18, 2024, Board of Trustees Closed Session Minutes**

**2. Closed Session Consent Calendar**

**2.1 None**

**3. Closed Business**

**3.1 Discussion of Performance Evaluation of the Executive Director**

*\*Closed Pursuant to Government Code § 11126(a).*

**3.2 Discussion of Performance Evaluation of General Counsel**

*\*Closed Pursuant to Government Code § 11126(a).*

**3.3 Discussion of Performance Evaluation of Chief Trial Counsel**

*\*Closed Pursuant to Government Code § 11126(a).*

**3.4 Discharge of Responsibilities Under Collective Bargaining Agreements**

*\*Closed Pursuant to Government Code § 11126(c)(17).*

**OPEN SESSION**

The Board reconvened in open session and announced that there were no actions to report from the closed session.

**ADJOURN**