

ATTORNEY REGULATION ADVISORY COMMITTEE

MINUTES

Wednesday, April 2, 2014
9:30 a.m. - Noon

State Courts Building
1501 West Washington Street, Phoenix, Arizona
Conference Room 109

Present

Hon. William J. O'Neil*
Hon. Lawrence Winthrop*
James Drake*
Bennie Click*
Alan Bayham*
Maret Vessella*
George Riemer*
John Tuchi 10:08 a.m.*

Telephonically Present

Emily Johnston*
Ronald R. Watson
Patricia Sallen 10:02 a.m.*

Absent

J. Scott Rhodes
Pamela Treadwell-Rubin*

Staff

Kathleen Curry
Mark Wilson*
Emily Holliday*
Jennifer Davy

Regular Business

9:30 a.m. Call to Order and Introductions

Judge William O'Neil, Chair

Business Items and Potential Action Items

No. 1 Review and Approve March 2014 ARC minutes

Motion: Approve as submitted

Moved by: Judge O'Neil

Carried: None opposed

No. 2 Update by Subcommittees

- Admissions – Jim Drake
Ongoing discussion of Rule 38
- Costs – Maret Vessella
No on-going issues at this time
- Rules** – Judge O'Neil

No. 3 **Discuss Pending Rule Petitions and Comments

Judge O'Neil

Chair acknowledges Ralph Adams for comment from public. Mr. Adams urges committee to reconsider their support for permanent disbarment.

Chair acknowledges Nancy Greenlee for comment from public. Ms. Greenlee states her uncertainty for need to change to permanent disbarment and asks for clear reasoning for change. Suggests those that are truly rehabilitated should be able to reapply after the five year period.

No comments from committee to further discuss or reconsider support of permanent disbarment in light of public comment presented.

No comments from committee regarding "clean up rules".

Judge O'Neil tasked Kathy Curry to look into pro hoc vice fees. Alan Bayham stated he would like to know position of State Bar of Arizona before committee adopts a position. Committee discussion on this matter tabled.

Petition to Amend Rule 38 would require retired or out of state individuals to complete a 5-6 hour course before being able to register and practice in Arizona.

Motion: Recommend committee support Petition to Amend Rule 38 as presented

Moved by: Alan Bayham

Second: Bennie Click

Carried: None opposed

No. 4 ARC Annual Report

Judge O'Neil

Motion: Circulate final draft of the ARC Report by email when ready, with telephonic vote to follow.

Moved by: Hon. Lawrence Winthrop

Second: Alan Bayham

Carried: None opposed

No. 5 Update by Chair on Future Business
None

Judge O'Neil

No. 6 Call to Public
None

Meeting Adjourned: 10:16 AM

*These ARC members met telephonically April 29, 2014 to discuss and adopt by vote the 2014 ARC Annual Report.

Motion: Approve ARC Annual Report 2014 with changes made

Moved by: Judge O'Neil

Approved: None opposed