

Minutes of the Litigation Section Council – January 7, 2017

- Further introductions of newly elected and sitting members
- Chair Parker invited guests, CBA President Patricia Jarzowski and CBA Executive Director Patrick Flaherty, to provide comments on what top performing Sections have been doing i.e., CBA Section “best practices”
 - Social media contacts
 - Updated member lists (CBA Staff maintains consistently updated list of all members)
 - Prevention of spam blocking
 - Consistent communications
 - “bipartisan” messages
 - Ms. Jarzowski likes the idea of a list serve, and feels it is worth a shot. Mr. Flaherty added that the Solo/Small Firm Section has really figured out the listserve and has great participation – they have figured out what their members want. No need to reinvent the wheel, we can learn from what Solo/Small Firm Section has already accomplished
 - Chair Parker presented thoughts on why it really would be beneficial to have a listserve assisting both Plaintiff and Defense bars working together to solve basic trial issues
 - Peter Black’s previously provided list of topics for listserve was very thoughtful and contained a number of topics; to wit:
 - One focus should be about the litigation process and rules of civil procedure (statewide, of course, and local – which are not supposed to exist but which we know do exist).
 - Another focus would be to use it as a “mentoring” platform – e.g., the experienced assisting the less experienced.
 - It could be used as a supplement to the Litigator’s Handbook or even a substitute, if the Handbook is not going to be reissued.
 - The Council could use it as a means of gathering info from Section members, e.g., re how courts around the state are handling jury selection, etc.
 - It could be used as an aide to encourage sharing of forms of pleadings, discovery forms, recent case law, etc.
 - It could be a forum for discussion regarding things the Council and the Section members are interested in, such as:
 - Proposed new rules of civil procedure.

- Use by the district courts of the pattern jury instructions.
 - Resolution of discovery disputes by the district courts.
 - Mr. Black's email explained that when he was in CTLA multiple years ago, he was on the CTLA list serve. He recalled that there were some general rules, but doesn't now recall exactly what they were. Mr. Black email suggested that Council ought to obtain copy of such rules from CTLA for discussion and adoption?
 - Mr. Black's email queried: Should posts to the list serve be anonymous in some circumstances, and if so, why and when? Are there confidentiality concerns? Who acts as the "policeman" regarding the list serve for any abuses or rule violations? Is it even necessary to have a policeman? Should there be topics/issues which are "off limits" (e.g., fund raising, political commentary, etc.)? Should it be allowed to be used as an attorney referral service? Who sets it up and then maintains it technologically? Who pays for the cost of the service? Are posts going to be archived? For how long? Who can access it? Who can't (e.g., Non-Section members. The public. The press.)?
- Chair Parker invited guests, CBA President Patricia Jarzowski and CBA Executive Director Patrick Flaherty, to provide comments on micro-engagement and its benefits
 - Even one small activity makes a difference – not only helping the volunteer to feel impactful and engaged, but also in terms of carrying the heavy load of work that needs to be done
 - Peggy Hoffman presented to the Board of Governors and was so good that they are inviting her back to speak to the Board of Governors again and section leadership.
 - "It's not a ladder, it's a buffet"
- Litigation Section has been pretty constant in terms of numbers for the past four or five years – stable, not a lot of fluctuation. Typically big groups enter after the two swearing-in ceremonies each year.
 - Chair Parker would like to provide welcome to new members in a contemporaneous manner i.e., new member list provided to Chair Parker on quarterly basis, and she would then send a letter welcoming new members and introducing them to the Section.
- Vice-Chair Eisenstein provided explanation of what the YLD groups are doing to interact with membership in terms of get-togethers and CLE's.

- Discussion ensued about potential collaborations with other bar groups to present brownbag luncheons w/ CLE credits
 - Bench/Bar in Denver a potential collaborator
 - Rich Caschette's ABOTA (American Board of Trial Advocates) suggestion also a potential collaborator with its Masters in Trial full-day program
 - Ms. Jarzowski and Chair Parker both suggested the idea of taking this on the road also, taking the lunch-hour CLE to other communities in the state
- Discussion regarding potential committees:
 - Listserve
 - Events/CLE
 - Newsletter
 - Membership
 - Legislative Policy
 - Rules
 - Website
- CBA President Jarzowski provided words of encouragement on state of the CBA and its goals moving forward
 - Discussion ensued
- CBA ED Flaherty provided explanation/summary of CBA's Refocus 20/20 strategic plan
 - Discussion ensued
- CBA President Ms. Jarzowski provided summary of CBA's goals for diversity and inclusiveness
 - Discussion ensued
- Annual CBA Member Forum, was identified by Mr. Hill as something that is greatly missed and that used to be of great value.
 - Discussion ensued regarding pros and cons
- Approval of December 2017 minutes
 - motion by Mr. Hill, second by Mr. Ritchie
 - December 2017 minutes were approved

- Gerry Pratt provided update on Ethics Committee's recent actions – Ethics Committee revised Opinion 66, determining that in order for attorney to assess interest or finance charge he/she must first have written agreement in place to do so
- Chair Parker adjourned meeting

List of Attendees for January 7, 2017 CBA Litigation Section Meeting:

In Person	Telephonically
1. Lorraine Parker	1. Jake Eisenstein
2. Luke Ritchie	2. Mike Chapman
3. Patricia Jarzowski (CBA President)	3. Nicoal Sperrazza
4. Lidiana Rios	4. Kayla Dreyer
5. Rich Caschette	5. Kathie Riley
6. Jerry Pratt	6. Kayla Dreyer
7. Greg Martin (CBA Staff)	7. Natacha Gutierrez
8. Alden Hill	
9. Lindsey Arrondale	
10. Sam Starritt	
11. Michael Mihm	
12. Amanda Francis	
13. Elizabeth Akalin (CBA Staff)	
14. Patrick Flaherty (CBA ED)	