

Criminal Law Section Executive Council

Minutes of 05/03/11 Meeting

Prepared by Steve Bernard

- I. Present in person: Steve Bernard; Tom Hammond; Morris Hoffman; Andrea Mueller; Matt Kirsch; Charlie Garcia; Valeria Spencer; Ted Tow; Ken Kupfner; Janet Drake; Lindy Frolich.
- II. Present by telephone: Amy Bockman; Suzanne Katschmar; Lindsey Webb; Zach McCabe.
- III. The meeting was called to order at 5:40 p.m.
- IV. Items discussed:
 - a. The minutes of the 04-05-11 meeting were approved.
 - b. The review of the treasurer's report was met with approval.
 - c. Judge Tow stated that he would attend the upcoming CBA Board of Governors meeting.
 - d. After some additional discussion, the Board decided to create three committees. Mr. Hammond will send an e-mail that asks executive council members to pick a committee on which to serve. The committees will be:
 - i. A membership committee, which would work on issues including, but not limited to, CLE scholarships, "good of the order" programs and the annual section reception.
 - ii. A program committee, which would work on presentations, including creating a regular luncheon CLE program. Judge Spencer, Ms. Drake, and Judge Bernard volunteered to be on this committee.
 - iii. A communication committee, which would work on publications, such as *Colorado Lawyer* articles, the website, and reports on executive council positions on legislation and other issues about which we are consulted. Mr. McCabe volunteered to be on this committee.

- e. Ms. Katschmar is leaving Colorado to return to Virginia. She will recruit a replacement from among the ranks of Public Defenders. She will be missed.
 - f. It was decided, by unanimous vote, that last year's officers – Mr. Hammond as Chair; Mr. Kupfner as Vice-Chair/Chair-Elect; and Judge Bernard as Secretary – would remain in those positions for another year.
 - g. At the last meeting, Mr. Hammond raised the issue whether the executive council should take a position about any ethical issues involved in the decision of the District Attorney in the 18th Judicial District to offer pay incentives based on conviction rates. Mr. Kirsch informed the executive council that the CBA Ethics Committee would require a letter to inquire into the issue, and would then issue a formal opinion. It was also reported that the District Attorney has stated that she will not provide such incentives in the next budget. The issue was tabled to next meeting – September 6, 2011 – to determine whether any action would be taken. The judges on the executive council did not participate in this discussion.
 - h. The meeting was adjourned at 6:42 p.m.
- V. The next meeting will be held on Tuesday, September 6, 2011, at 5:30 p.m. at the Colorado Bar Association offices.