WASHINGTON STATE BAR ASSOCIATION

LITIGATION SECTION

BYLAWS

(As last amended and approved by the WSBA Board of Governors on July 23, 2010).

ARTICLE I. CREATION AND PURPOSE

1.1 Creation

The Litigation Section of the Washington State Bar (the “Section") was established pursuant to Article IX , Section 1 of the By-Laws of the Washington State Bar (the “Bar”).

1.2 Purpose

The purpose of the Section shall be to seek the participation of all interested members of the Bar, and of state and local bar associations, in order to benefit such members, their clients and the general public:

a. By providing the opportunity and forum for the interchange of ideas in the areas at trial advocacy, practice and procedure;

b. By initiating and implementing common projects within said areas;

c. By review of pending legislation and development of proposed statutory enactments to improve and facilitate the administration of justice;

d. By assisting the courts in establishing rules and methods for the more certain and expeditious administration of justice; and

e. By undertaking such other services as may be of benefit to the members, the legal profession and the public.

1.3 Limitations

These By-Laws have been adopted subject to the applicable Washington Statutes and the By-Laws of the Bar.

1.4 Principal Office

The Principal Office of the Section shall be maintained in the offices of the Bar.

1.5 Fiscal Year

The fiscal year of the Section shall coincide with that of the Bar.

ARTICLE II. MEMBERSHIP

2.1 Enrollment

Any active member in good standing at the Bar of the State or Washington may, upon the request of the Secretary of the Bar, be enrolled as a member at the Section by the payment of annual Section dues in the amount and for the purpose approved by the Board of Governors or the Washington State Bar. Attorneys who are not active members of the Bar, law students, and members of the public may be enrolled as a non-voting ("subscriber") member by paying the annual dues established by the Section. Subscriber members may not hold a section office.

2.2 The Membership

Members enrolled as provided in Section 2.1 shall constitute the Membership of the Section.

2.3 Dues

Dues in the amount approved by the Board of Governors of the Bar shall be paid annually in advance. Any person who shall have failed to pay the annual dues shall cease to be a member of the Section. With the exception of law students, the Section dues fee for non-voting ("subscriber") members shall be the same amount as that established for voting members. The Section dues fee for law students shall be set at a standard amount annually determined by the Board of Governors.

ARTICLE III. MEETINGS OF THE MEMBERSHIP

3.1 Annual Meeting

The annual meeting of the Section shall be held at such time as designated by the Section's Executive Committee. The call for such Annual Meeting shall be made no less than sixty (60) days prior to the convening of such Annual Meeting.

3.2 Quorum

The members of the Section present at any meeting shall constitute a quorum for the transaction of business.

3.3 Controlling Vote

Action of the Section shall be by majority vote of he members present.

3.4 Agenda

Among the business to be transacted at the annual meeting by the Leadership shall be the election of officers and Executive Committee.

3.5 Special Meetings

Special Meetings of the Membership of the Section may be called by any officer at such time and place as the officers may determine.

ARTICLE IV. THE EXECUTIVE COMMITTEE

4.1 Powers And Duties

The Executive Committee shall be vested with the powers and duties necessary for the administration of the affairs of the Section and perform duties assigned to it by the Board of Governors.

14.2 Composition

The Executive Committee shall be composed of the following persons:

a. The Officers;

b. The last retiring Chairperson; and

c. Six members elected to the Executive Committee.

14.3 Controlling Vote

Action of the Executive Committee shall be by majority vote of the Executive Committee. A member of the Executive Committee may vote in absentia by instructing the Secretary in writing of the manner in which such vote is to be cast.

14.4 Meetings

The annual meeting of the Executive Committee shall be held in conjunction with the annual meeting of the Section. Special meetings shall be held at the time and place as may be designated by the Chairperson or a majority of the Executive Committee. A meeting is not essential to action by the Executive Committee provided response is elicited from all members of the Executive Committee. The Executive Committee shall be expected to conduct a minimum of four meetings annually.

ARTICLE V. OFFICERS

5.1 Officers

The officers of the Section shall be the Chairperson, the Chairperson-Elect and the Secretary-Treasurer.

5.2 Chairperson

The Chairperson shall preside at all meetings of the Section and of the Executive Committee. He/she shall formulate and present at each annual meeting of the Bar a report of the work of the Section for the then past year. He/she shall perform such other duties as usually pertain to his/her office or as maybe delegated by the Executive Committee.

5.3 Chairperson-Elect

Upon the death, resignation, or during the disability of the Chairperson, or upon his/her refusal to act, the Chairperson-Elect shall perform the duties of the Chairperson for the remainder of the Chairperson's term except in case of the Chairperson's disability and then only during so much of the term as the disability continues.

5.4 Secretary - Treasurer

The Secretary-Treasurer shall be the custodian of all nooks, papers, documents, and other property of the Section. He/she shall keep a true record of all accounts and of the proceedings of all meetings of the Section and of the Executive Committee whether assembled or acting under submission. In conjunction with the Chairperson and as authorized by the Executive Committee, he/she shall attend generally to the business of the Section.

ARTICLE VI. ELECTIONS

6.1 Elective Offices.

a. OFFICERS. At the initial meeting of the Section, the Membership shall elect a Chairperson, a Chairperson-Elect and a Secretary-Treasurer, each to serve a one-year term. Each year thereafter a Chairperson-Elect and a Secretary-Treasurer shall be elected to serve a one-year term.

b. EXECUTIVE COMMITTEE. At the initial meeting of the Section, six members shall be elected to the Executive Committee. Two of those selected shall serve for a period of one year, two for a period of two years and two for a period of three years. The length of terms for those initially elected shall be determined by lot, at the first meeting of the Executive Committee. Each year following the initial

Section meeting, two members of the Section shall be elected to the Executive Committee and they shall replace those whose terms then expire.

6.2 Chairperson

The Chairperson-Elect shall automatically succeed to the office of Chairperson. In the event the office of Chairperson-Elect shall be vacant, then a Chairperson shall be elected in the same manner as set forth in Section 6.1 hereinabove.

6.3 Nominations

The Chairperson shall annually appoint a Nominating Committee of not less than three members of the Section not members of the Executive Committee, which committee shall make and report nominations at the annual meeting of the Section for the offices or Chairperson-Elect, Secretary-Treasurer and members of the Executive Committee to succeed those whose terms will then expire, and to fill vacancies then existing for unexpired terms. Other nominations for the same offices may be made from the floor. A plurality of votes cast shall elect. The Nominating Committee for the first election of officers and members of the Executive Committee, to be conducted at the 1973 annual meeting of the Bar, shall be comprised of those persons appointed by the Board of Governors to that committee responsible for formulation of the Section.

6.4 Voting

All elections shall be by written ballot unless otherwise ordered by resolution duly adopted by the Section at the annual meeting at which the election is held.

6.5 Term Of Office

The term of office shall begin with the adjournment of the annual meeting following election and shall end following the annual meeting at which a successor has been duly elected and qualified.

6.6 Interim Appointments

In the event of a vacancy during the interim between annual meetings, the Executive Committee shall appoint a successor to serve until the next annual meeting and until his/her successor is duly qualified.

APTICLE VII. SUBSTANTIVE RESPONSIBILITIES

7.1 Committees

The Chairperson may appoint committees to perform such duties and exercise such powers as the Executive Committee may direct.

7.2 Budget Committee

The duties of the Budget Committee are to prepare a budget in consonance with the objectives of the Section for the expenditure of the Section Funds.

ARTICLE VIII. AMENDMENTS

These By-Laws may be amended at any annual meeting of the Section by a majority vote of the members of the Section present and voting, provided that no amendment so adopted shall become effective until approved by the Board of Governors of the Washington State Bar Association.

As last amended and approved by the WSBA Board of Governors on July 23, 2010. Article 2. Membership, amended to allow for law students and other “subscriber” types to enroll in the Section.