

SENIOR LAWYERS SECTION
EXECUTIVE COMMITTEE MEETING AGENDA
July 21, 2020 10:30 am

Join Zoom Meeting: On-line at <https://us02web.zoom.us/j/85217729041>

Meeting ID: 852 1772 9041

By phone: 1-253-215-8782

1. Welcome: Eleanor Doermann

2. Secretary's Report: Al Armstrong

- Review and approval of minutes from June 16, 2020 meeting

3. Treasurer's Report: Ron Thompson

- Review of May 2020 reports
- Ratification of 2021 budget revision to include expenses of newsletter production.

4. Annual CLE: Carole Grayson

- Decide whether to proceed with conference rescheduled at Marriott October 30, 2020.
- Input from WSBA representative re: policy decisions on in-person events
- If not able to hold event, consider plans in lieu of in-person conference.

5. Mini-CLE: Coordinate with decision regarding Annual CLE.

6. Communications Committee:

- Update on production requirements and costs for our first electronic newsletter
- Generate content ideas for 3-4 articles.
- Set time for virtual meeting for Communications Committee, with goal of getting newsletter out in next month.

7. Task Force Timetable

8. Adjourn

**SENIOR LAWYERS SECTION
MINUTES OF THE EXECUTIVE COMMITTEE MEETING**

JUNE 16, 2020

This meeting was our fourth consecutive meeting conducted entirely by phone, again due to the coronavirus crisis. As in the last meeting, we met through Zoom. The following Executive Committee members were present at this meeting: Chair Eleanor Doermann, Brian Comstock, Steve DeForest, Al Armstrong, Ron Thompson, Joe Gordon, Jim Riehl, Dudley Panchot, Morrie Shore, Carole Grayson and Eleen Trang of the WSBA. Not able to be present were BOG Liaison Tom McBride, Scott Osborne and Jeanine Lutzenhiser.

CHAIR'S REPORT

Eleanor indicated that we would proceed with the meeting somewhat out of order relative to the circulated Agenda, as a WSBA representative, Shanthi Raghu, was present at the moment to discuss the Bar's method of CLE accounting and budgeting

FINANCIAL FIGURES FROM OUR MAY 1, 2019 CLE

Ron and several members of the Committee had questions about the WSBA-issued CLE financial statement relative to our 2019 CLE. This statement had been circulated previously by Eleanor. Specifically, we wanted to know how the figure of \$17,361.68, set forth by the Bar as "indirect expenses" was calculated. Ms. Raghu explained that indirect expenses—those costs attributed to work-hours expended by Bar personnel, is calculated by multiplying the CLE credits offered for a given CLE (in our case, 7 credit-hours) by the sum of \$2,480.24. This gives an indirect expense figure of \$17,361.68, which figure is set forth in the Bar's financial statement. The figure of \$2,480.24 per credit-hour is reached by adding up all the credit-hours offered by all WSBA CLEs (a total of 385) which figure is then divided into the sum of the salaries, benefits and overhead attributed to the development and delivery of the aforementioned CLEs. This renders the \$2,480.24 per credit-hour figure used in the calculation outlined above. Ron expressed concern that we will not be adding many more new members this year because we did not get the boost of new members that we usually obtain as a result of the discount offered for our annual CLE.

At any rate, the WSBA now absorbs any losses incurred by any WSBA-sponsored CLE program. In our case, we had a loss of \$13,060.52 on our May 1, 2019 CLE. Ms. Raghu assured us that this loss does not mean our CLE wasn't a success.

Ron opined that he is concerned about a similar loss should we hold our CLE in October, even given the fact that our Section is no longer liable for losses sustained.

Ms. Raghu stated that more revenue for our Section could be realized through future purchases, by WSBA members, of on-demand seminars featuring this CLE.

DO WE GO FORWARD WITH OUR CLE IN OCTOBER?

There was concern at our meeting as to whether we should follow through with our tentative plan to present our CLE program on October 30. The uncertainty was grounded in our realization that the pandemic lockdown might in fact not be over by the end of October. One question before the Committee was “what is the last date we could give up our October 30 reservation with Marriott without incurring a penalty.” Ms. Raghu said she has inquired about this date and is waiting for a return call from the Marriott regarding this. It was noted that if we elect to cancel the October date with the Marriott, there were still two options: we could conduct a virtual CLE on the October 30 date or we could just postpone our CLE until next May. Ms. Raghu noted that if we do a virtual presentation on the October date, the direct expenses would certainly decrease. Carole indicated that an in-person CLE would be preferred. Steve agreed, and added that he remains pessimistic about being able to present our CLE in a live format in October, pointing out that most of our attendees would be leery of attending an in-person CLE so soon due to their age-related vulnerability to the virus. It was also mentioned that our presenters may also feel unsafe. Al suggested we consider just delaying the affair until next May. Eleanor said we need a timeline with a date by which we have to decide how to proceed. Jim was concerned that we wouldn’t necessarily know anything more by our July meeting relative to whether to proceed in October, and said we should make a decision as soon as possible. Ron stated that he was concerned about our 2019 CLE revenue, even though he realized our Section would not be personally on the line for any deficits. Eleanor said she wants us to make a decision no later than our July meeting.

SECRETARY’S REPORT

Al’s minutes of our May 2020 meeting were approved by Motion.

TREASURER’S REPORT

Ron presented his Treasurer’s Report, reflecting our finances as of April 30, 2020. “There’s not much to report,” said Ron. During March, we had one new member, and after the Bar took its per-member charge, we netted \$6.25. Ron noted that, as of the end of April, our Section had 224 members, although our budget for the current fiscal year assumed a membership of 260. “Our membership trend is certainly downward.”

Ron also had prepared two options relative to a proposed budget for the next fiscal year. The two alternatives differed insofar as Option Two showed slightly less Section dues revenue, a lower net realization from our mini-CLE, and a smaller anticipated expenditure for our newsletter/publication. Ron opined that Option Two was in all likelihood the more realistic choice. Option two was adopted by Motion; Ron’s Treasurer’s Report was also approved pursuant to the same Motion.

MINI-CLE

Eleanor and Carole indicated that there is not much activity going with respect to our mini-CLE, as at this time we have not yet determined how and when we will present our main (full-length) CLE. It was suggested that if we do not go forward with our October affair, we should then consider sponsoring a mini-CLE webinar.

OUR BROADMOOR REGULAR MEETING VENUE

The Broadmoor Clubhouse is still closed due to the pandemic. Eleen Trang has been in contact with Annie Weaver at Broadmoor and will inform us as to our venue's eventual opening.

NEW SECTIONS PROGRAM COORINATOR

Eleen Trang has been promoted to Sections Program Specialist; her place as Sections Program Coordinator has been taken by Carolyn MacGregor. It is unclear at this time which of these individuals will be our WSBA Liaison.

SECTION MEMBERS ELECTION AND POSSIBLE NEW EXECUTIVE COMMITTEE MEMBER

All current members of our Section Executive Committee have been reelected. There were 56 total votes cast, representing 27% of the Section membership. There was some concern voiced as some E.C. members did not receive their electronic ballots.

Attorney Mike Frost, who acted as the "non-E.C. member" of our Nomination Committee, has indicated an interest in becoming an E.C. member. Eleanor will contact Mr. Frost about this.

COMMUNICATIONS SUBCOMMITTEE

Dudley renewed his suggestion that we institute an email newsletter. Jim outlined a process by which we could start such a newsletter: "We should do it in baby steps." He explained that we could start the process by just including, initially, some description of what the Executive Committee is doing relative to this or that project, and build up the newsletter from there. He didn't want to merely send our Agenda or meeting Minutes, which he felt would not be of much interest. Al agreed. Said Jim, "Let's start out small." Brian wanted to send this publication to a wider readership than just to Section members. "We gotta do something," urged Brian, pointing out that we must get the word out to the WSBA membership as to what our Section is all about. Brian was adamant that we get going on this project. He suggested that if anyone had any ideas they should email them to him. Eleanor agreed that we should seek a broader audience than our Section membership.

Disseminating the newsletter via the WSBA listserv was considered. Carole wanted to know whether our Section's listserv is transmitted on an "opt-in or opt-out" basis—whether the potential recipient need to ask for it to be sent or ask that it not be. Eleanor suggested that we distribute our communications outside of listserv.

Morrie volunteered to work on this but asked for someone else to join him. Eleanor said she would work with Morrie. Morrie also said we must do our best to reach out to others.

TASK FORCE SUBCOMMITTEE

Brian said that the Task Force Subcommittee had a good meeting in January. He indicated that he looked forward to more such meetings. Jim said that he agreed with Carole that we should table work by this Subcommittee until the end of the year. Brian noted that senior lawyer sections of other bar associations had been failing but have found ways to prosper.

Eleanor said we could take up these questions at our next meeting.

DIPLOMA PRIVILEGE AND RECENT BAR EXAM PASSAGE RATE

Carole mentioned that the Washington State Supreme Court has decided to grant “diploma privilege,” that is, waive the bar exam, for those registered to take the test in July and October. This action was occasioned by the disruption due to the current health crisis. Carole said she would send us the relevant Supreme Court order.

Carole also gave the most recent bar exam pass rates. Out of 290 test-takers, 145 passed, a pass rate of 50%.

ADJOURNMENT

Eleanor adjourned the meeting.

Our next meeting will take place on a remote-attendance basis on July 21st at 10:30 am.

2021
SENIOR LAWYERS SECTION
WASHINGTON STATE BAR ASSOCIATION
FY 2021 BUDGET REQUEST

REVENUES:

Operational Revenue		
40500 Interest income on Fund Balance	\$	50.00
48200 Section Dues Revenue		<u>5500.00</u>
TOTAL Operational Revenue:	\$	5550.00
 CLE Related Revenue		
41850 Seminar Splits with WSBA	\$	0
41850 Minie CLE		<u>\$ 1400.00</u>
Total CLE Related Revenue	\$	1400.00
 Total Revenue	 \$	 6950.00

EXPENSES:

Operational Expenses		
58400 Per Member Charge	\$	<u>4125.00</u>
Total Operational Expenses	\$	4125.00
 Member Benefits		
58375 Newsletter/Publication	\$	<u>1500.00</u>
Total Member Benefits Expenses	\$	1500.00
 Executive Committee-Related Expenses		
58300 Meeting facilities, travel, lodging	\$	<u>1000.00</u>
Total Executive Committee Expenses	\$	1000.00
 Total Expenses	 \$	 6625.00
 Budgeted Net Income (Loss) for FY 2019	 \$	 325.00

Fund Balance as of September 30, 2019	\$	8348.04
Plus Estimated Net Income/Loss for Fiscal Year 2020	\$	500.00
Plus Estimated Net Income/Loss for Fiscal Year 2021	\$	<u>325.00</u>
 Projected Fund Balance at 9/30/2021	 \$	 9173.04

Washington State Bar Association

Statement of Activities

For the Period from May 1, 2020 to May 31, 2020

66.67% OF YEAR COMPLETE

	FISCAL 2020 BUDGET	CURRENT MONTH	YEAR TO DATE	REMAINING BALANCE	% USED OF BUDGET
SENIOR LAWYERS SECTION					
REVENUE:					
INTEREST - INVESTMENTS	50.00	-	-	50.00	0.00%
SECTION DUES REVENUE	6,500.00	-	5,600.00	900.00	86.15%
MINI-CLE REVENUE	1,500.00	-	-	1,500.00	0.00%
TOTAL REVENUE:	8,050.00	-	5,600.00	2,450.00	69.57%
DIRECT EXPENSES:					
CONFERENCE CALLS	-	52.81	142.44	(142.44)	
PER MEMBER CHARGE	4,968.75	-	4,200.00	768.75	84.53%
NEWSLETTER EXPENSES	2,000.00	-	-	2,000.00	0.00%
EXECUTIVE COMMITTEE EXPENSES	1,000.00	-	225.64	774.36	22.56%
TOTAL DIRECT EXPENSES:	7,968.75	52.81	4,568.08	3,400.67	57.32%
NET INCOME:	81.25	(52.81)	1,031.92		
FUND BALANCE AS OF 9/30/19:	8,348.04		8,348.04		
NEW FUND BALANCE:	8,429.29		9,379.96		

**Senior Lawyer's Section
Treasurer's Report
66.67 % FY complete through May 31, 2020**

1.	Fund Balance as of April 30, 2020	\$ 9432.77
	Net income for May, 2019	<u>(52.81)</u>
	Fund balance as of May 31, 2019	\$ 9379.96
2.	Membership: 6/1/2020 - 224; 2019 -247; 2018 -262; 2017 - 304; 2016 - 295; 2015 - 345; 2014 - 329; 2013 - 315; 2012-311; 2011-327; 2010-297 members	
3.	Section dues per member	\$25
4.	Income since May 1, 2020:	
	Total Income for Period	<u>0</u> \$ 0
5.	Expenses since May 1, 2020	
	Conference calls	\$ <u>52.81</u>
	Total for month	\$ 52.81
6.	Net income for month	\$ (52.81)
7.	Fund balance as of May 31, 2019	\$ 9379.66

Notes: See attached report from WSBA Statement of Activities for month of May, 2020.

We are 36 members below budget for the year at this point. It is unlikely we will see many more before the end of this fiscal year. This is the lowest recorded for all records that I have available, the previous lowest being last year at 247. The trend is certainly downward. Our FY 2019 year end fund balance was 8,348.04 and our fund balance as of the end of May 2020 is \$9379.66, representing an increase of \$1031.92. We budgeted for an income of \$81.25 for the year, so we are \$950.67 ahead of budget.

We have used nothing for newsletter expense representing the primary reason we are still in the black.

WSBA Member* Licensing Counts 6/1/20 8:49:54 AM GMT-07:00

Member Type	In WA State	All
Attorney - Active	26,194	32,879
Attorney - Emeritus	109	115
Attorney - Honorary	313	360
Attorney - Inactive	2,551	5,720
Judicial	612	644
LLLT - Active	39	39
LLLT - Inactive	4	4
LPO - Active	814	827
LPO - Inactive	145	164
	30,781	40,752

Misc Counts	
All License Types **	41,090
All WSBA Members	40,752
Members in Washington	30,781
Members in western Washington	25,764
Members in King County	16,675
Members in eastern Washington	3,798
Active Attorneys in western Washington	21,920
Active Attorneys in King County	14,594
Active Attorneys in eastern Washington	3,170
New/Young Lawyers	6,706
MCLE Reporting Group 1	11,205
MCLE Reporting Group 2	10,977
MCLE Reporting Group 3	11,139
Foreign Law Consultant	19
House Counsel	309
Indigent Representative	10

By District		
	All	Active
0	4,290	3,347
1	2,868	2,369
2	2,097	1,687
3	2,077	1,743
4	1,368	1,160
5	3,161	2,561
6	3,326	2,777
7N	5,046	4,296
7S	6,540	5,407
8	2,226	1,877
9	4,839	4,086
10	2,914	2,435
	40,752	33,745

By State and Province	
Alabama	29
Alaska	202
Alberta	8
Arizona	354
Arkansas	18
Armed Forces Americas	3
Armed Forces Europe, Middle East	29
Armed Forces Pacific	15
British Columbia	99
California	1,833
Colorado	249
Connecticut	48
Delaware	7
District of Columbia	336
Florida	263
Georgia	85
Guam	14
Hawaii	137
Idaho	451
Illinois	157
Indiana	36
Iowa	31
Kansas	28
Kentucky	26
Louisiana	51
Maine	18
Maryland	117
Massachusetts	85
Michigan	72
Minnesota	98
Mississippi	6
Missouri	66
Montana	163
Nebraska	18
Nevada	150
New Hampshire	13
New Jersey	66
New Mexico	72
New York	258
North Carolina	75
North Dakota	10
Northern Mariana Islands	5
Nova Scotia	1
Ohio	76
Oklahoma	26
Ontario	16
Oregon	2,711
Pennsylvania	82
Puerto Rico	6
Quebec	1
Rhode Island	11
South Carolina	26
South Dakota	8
Tennessee	56
Texas	373
Utah	175
Vermont	17
Virginia	262
Virgin Islands	2
Washington	30,781
Washington Limited License	1
West Virginia	6
Wisconsin	45
Wyoming	23

By WA County		By Admit Yr	
Adams	14	1946	1
Asotin	24	1947	2
Benton	396	1948	2
Chelan	246	1949	2
Clallam	159	1950	7
Clark	889	1951	15
Columbia	6	1952	19
Cowlitz	148	1953	17
Douglas	38	1954	22
Ferry	11	1955	12
Franklin	56	1956	34
Garfield	3	1957	23
Grant	121	1958	30
Grays Harbor	109	1959	29
Island	154	1960	28
Jefferson	115	1961	26
King	16,675	1962	32
Kitsap	801	1963	31
Kittitas	89	1964	36
Klickitat	24	1965	52
Lewis	114	1966	59
Lincoln	13	1967	59
Mason	103	1968	86
Okanogan	89	1969	93
Pacific	28	1970	100
Pend Oreille	15	1971	101
Pierce	2,314	1972	163
San Juan	82	1973	251
Skagit	286	1974	240
Skamania	19	1975	306
Snohomish	1,592	1976	371
Spokane	1,953	1977	372
Stevens	55	1978	415
Thurston	1,579	1979	444
Wahkiakum	11	1980	468
Walla Walla	113	1981	494
Whatcom	586	1982	485
Whitman	76	1983	519
Yakima	456	1984	1,120
		1985	575
		1986	783
		1987	750
		1988	652
		1989	705
		1990	887
		1991	856
		1992	830
		1993	930
		1994	883
		1995	838
		1996	816
		1997	923
		1998	902
		1999	910
		2000	915
		2001	922
		2002	1,020
		2003	1,072
		2004	1,100
		2005	1,126
		2006	1,200
		2007	1,278
		2008	1,111
		2009	986
		2010	1,088
		2011	1,071
		2012	1,097
		2013	1,245
		2014	1,373
		2015	1,623
		2016	1,336
		2017	1,413
		2018	1,334
		2019	1,393
		2020	549

* Per WSBA Bylaws 'Members' include active attorney, emeritus pro-bono, honorary, inactive attorney, judicial, limited license legal technician (LLLT), and limited practice officer (LPO) license types.

** All license types include active attorney, emeritus pro-bono, foreign law consultant, honorary, house counsel, inactive attorney, indigent representative, judicial, LPO, and LLLT.

*** The values in the All column are reset to zero at the beginning of the year (Jan 1). The Previous Year column is the total from the last day of the prior year (Dec 31). WSBA staff with complimentary membership are not included in the counts.

By Years Licensed	
Under 6	8,534
6 to 10	5,685
11 to 15	5,666
16 to 20	4,677
21 to 25	4,123
26 to 30	3,662
31 to 35	2,828
36 to 40	2,362
41 and Over	3,215
Total:	40,752

By Disability	
Yes	1,155
No	19,985
Respondents	21,140
No Response	19,612
All Member Types	40,752

By Sexual Orientation	
Asexual	20
Gay, Lesbian, Bisexual, Pansexual, or Queer	410
Heterosexual	4,020
Not Listed	79
Selected multiple orientations	17
Two-spirit	3
Respondents	4,549
No Response	36,203
All Member Types	40,752

By Ethnicity	
American Indian / Native American / Alaskan Native	241
Asian-Central Asian	23
Asian-East Asian	199
Asian-South Asian	48
Asian-Southeast Asian	58
Asian—unspecified	1,144
Black / African American / African Descent	641
Hispanic / Latinx	694
Middle Eastern Descent	14
Multi Racial / Bi Racial	969
Not Listed	203
Pacific Islander / Native Hawaiian	63
White / European Descent	23,550
Respondents	27,847
No Response	12,905
All Member Types	40,752

Members in Firm Type	
Bank	26
Escrow Company	57
Government/ Public Sector	5,058
House Counsel	3,022
Non-profit	316
Title Company	117
Solo	5,055
Solo In Shared Office Or	1,344
2-5 Members in Firm	4,178
6-10 Members in Firm	1,657
11-20 Members in Firm	1,266
21-35 Members in Firm	769
36-50 Members In Firm	547
51-100 Members in Firm	600
100+ Members in Firm	1,851
Not Actively Practicing	1,430
Respondents	27,293
No Response	13,459
All Member Types	40,752

By Age	All	Active
21 to 30	1,750	1,676
31 to 40	9,295	8,301
41 to 50	9,934	8,242
51 to 60	8,791	6,930
61 to 70	7,657	5,762
71 to 80	2,804	1,831
Over 80	521	137
Total:	40,752	32,879

By Gender	
Female	12,320
Male	16,752
Non-Binary	14
Not Listed	20
Selected Mult Gender	17
Transgender	1
Two-spirit	3
Respondents	29,127
No Response	11,625
All Member Types	40,752

By Practice Area	
Administrative-regulator	2,192
Agricultural	223
Animal Law	107
Antitrust	306
Appellate	1,611
Aviation	181
Banking	422
Bankruptcy	876
Business-commercial	5,151
Cannabis	95
Civil Litigation	706
Civil Rights	1,039
Collections	514
Communications	208
Constitutional	635
Construction	1,312
Consumer	742
Contracts	4,192
Corporate	3,518
Criminal	3,694
Debtor-creditor	905
Disability	599
Dispute Resolution	1,232
Education	476
Elder	851
Employment	2,778
Entertainment	300
Environmental	1,245
Estate Planning-probate	3,331
Family	2,604
Foreclosure	459
Forfeiture	99
General	2,579
Government	2,778
Guardianships	802
Health	928
Housing	297
Human Rights	298
Immigration-naturaliza	1,001
Indian	565
Insurance	1,633
Intellectual Property	2,253
International	890
Judicial Officer	409
Juvenile	789
Labor	1,114
Landlord-tenant	1,235
Land Use	839
Legal Ethics	273
Legal Research-writing	776
Legislation	425
Lgbtq	64
Litigation	4,578
Lobbying	165
Malpractice	720
Maritime	314
Military	381
Municipal	894
Non-profit-tax Exempt	609
Not Actively Practicing	2,017
Oil-gas-energy	226
Patent-trademark-copyr	1,288
Personal Injury	3,188
Privacy And Data Securit	253
Real Property	2,591
Real Property-land Use	2,101
Securities	763
Sports	164
Subrogation	116
Tax	1,277
Torts	2,018
Traffic Offenses	598
Workers Compensation	701

By Languages Spoken	
Afrikaans	5
Akan /twi	5
Albanian	2
American Sign Language	17
Amharic	20
Arabic	48
Armenian	7
Bengali	10
Bosnian	13
Bulgarian	12
Burmese	2
Cambodian	6
Cantonese	101
Cebuano	7
Chamorro	5
Chaozhou/chiu Chow	1
Chin	1
Croatian	21
Czech	6
Danish	3
Dari	18
Dutch	23
Egyptian	2
Farsi/persian	62
Fijian	1
Finnish	7
French	688
French Creole	1
Fukienese	3
Ga/kwa	2
German	410
Greek	31
Gujarati	14
Haitian Creole	3
Hebrew	37
Hindi	96
Hmong	1
Hungarian	16
Ibo	4
Icelandic	2
Ilocano	8
Indonesian	12
Italian	161
Japanese	210
Javanese	1
Kannada/canares	4
Kapampangan	1
Khmer	2
Korean	232
Lao	5
Latvian	6
Lithuanian	3
Malay	4
Malayalam	8
Mandarin	371
Marathi	6
Mien	1
Mongolian	2
Navajo	1
Nepali	4
Norwegian	35
Not_listed	41
Oromo	4
Persian	19
Polish	32
Portuguese	119
Portuguese Creole	1
Punjabi	60
Romanian	21
Russian	225
Samoan	7
Serbian	18
Serbo-croatian	13
Sign Language	20
Singhalese	2
Slovak	2
Spanish	1,814
Spanish Creole	3
Swahili	5
Swedish	52
Tagalog	69
Taishanese	4
Taiwanese	19
Tamil	11
Telugu	3
Thai	10
Tigrinya	4
Tongan	1
Turkish	14
Ukrainian	42
Urdu	40
Vietnamese	88
Yoruba	10
Yugoslavian	4

* Includes active attorneys, emeritus pro-bono, honorary, inactive attorneys, judicial, limited license legal technician (LLLT), and limited practice officer (LPO).