

**NEW YORK STATE BAR ASSOCIATION
MINUTES OF EXECUTIVE COMMITTEE
CONFERENCE CALL MEETING
JULY 28, 2011**

Members Participating: Abernethy, Castellano, Cohen, Doyle, Edmunds, Fennell, Finerty, Gordon-Oliver, Gorgos, James, Lau-Kee, Lesk, Makofsky, Miranda, Safer, Slezak, Wallach, Young, and Younger.

Guests: Gregory K. Arenson.

Mr. Doyle presided as President of the Association.

1. Report and recommendations of Special Committee on Discovery and Case Management in Federal Litigation. In his capacity as chair of the Special Committee, Mr. Abernethy, together with committee member Gregory K. Arenson, reviewed the committee's proposals to amend the Federal Rules of Civil Procedure with respect to preservation and spoliation for submission to the Civil Practice Advisory Board. They noted that comments had been received from the Antitrust Law Section and that the report and recommendations had been amended to accommodate two of the section's proposals, with a third proposal being addressed in draft commentary to the rules. After discussion, a motion was adopted to approve the committee's report and recommendations.
2. Proposed co-sponsorship of ABA resolutions. Mr. Doyle reported that the Association had been asked to consider co-sponsorship of several resolutions for presentation to the ABA House of Delegates at its August 2011 meeting: Report 104A (allowing immigrants who have been removed to continue challenges to their removal); 105D (Brady material); 107 (disqualification of judges); 108 (civility); 111B (collection by law schools of accurate information on cost and employment data); and 118 (improved access to counsel in immigration matters). After discussion, a motion was adopted to approve co-sponsorship of reports 104A, 105D, 108, 111B, and 118. The proposal to co-sponsor Report 107 was tabled.
3. Proposed report and resolution for the ABA House of Delegates regarding legal education. Mr. Doyle reported that based on the report of the Task Force on the Future of the Legal Profession that had been approved at the April 2011 House of Delegates meeting, a report and resolution had been prepared for submission to the ABA House of Delegates with respect to encouraging law schools to focus on "practice-ready" education. After discussion, a motion was adopted to approve submission of the report and resolution.
4. Proposed report and resolution for the ABA House of Delegates regarding funding of the Legal Services Corporation. Mr. Doyle outlined a proposed report and resolution for submission to the ABA House of Delegates with respect to providing funding for the Legal Services Corporation. After discussion, a motion was adopted to approve submission of the report and resolution.

There being no further business to come before the Executive Committee, the meeting was adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David P. Miranda". The signature is fluid and cursive, with the first name "David" and last name "Miranda" clearly distinguishable.

David P. Miranda
Secretary