

FRANKLIN COUNTY BAR ASSOCIATION

Annual Membership Meeting

Friday, December 3, 2021

Jury Assembly Room and via Zoom

AGENDA

- 1) **Call to order and welcome**
- 2) **Recognition of members' milestone admission anniversaries - pg 2**
- 3) **Approval of minutes from December 4, 2020 meeting - pg 3-6**
- 4) **Treasurer's report for FY2021, budget for FY2022 - pg 7-14, 15-18**
- 5) **Executive Director's Report - pg 19**
- 6) **Committee reports**
 - a) **Ad hoc Judicial Liaison Committee Report - pg 20**
 - b) **Bench Bar Partnership Committee Report - pg 21**
 - c) **Legal Education Committee Report - pg 22-24**
 - d) **Newsletter Committee Report - pg 25**
 - e) **YLD Report - pg 26 - 27**
- 7) **Franklin County Law Library Association report**
- 8) **Legal Services report - pg 28**
 - a) **Election of Franklin County Legal Services' Board of Directors - 29**
- 9) **Old business**
 - a) **Marty Walker - the 2020 Edmund C. Wingerd Award Recipient**
- 10) **New business**
 - a) **Franklin County Legal Services Grant Request - pg 30-32**
- 11) **Election of 2022 Board of Directors - pg 33**
- 12) **PBA House of Delegates report - pg 34-37**
- 13) **News from PBA**
- 14) **PABAR-PAC report**
- 15) **Outgoing President's Remarks**
- 16) **Adjournment**

Congratulations to our members celebrating milestone anniversaries in 2021!

50 Years: Stephen E. Patterson ★ Robert C. Schollaert ★ Jan G. Sulcove

45 Years: Edward I. Steckel

35 Years: John W. Frey

30 Years: Mahesh K. Rao

25 Years: G. Bryan Salzmänn

20 Years: Sara A. Grove ★ Adam R. Schellhase

15 Years: Laura Rebecca Ables ★ Anthony J. Cosentino ★ Kristen B. Hamilton

Ann Marie Rotz ★ Samuel E. Wiser Jr.

10 Years: Mark A. Buterbaugh ★ Elizabeth A. Clark ★ Steve Rice

Rachel C. Schreck ★ Matthew N. Stewart ★ Theresa M. Yaukey

5 Years: Victoria M. Beard ★ Jonathan C. Faust ★ John B. Keller
Alexander C. Sharpe ★ Charles B. Swigart

FRANKLIN COUNTY BAR ASSOCIATION

Annual Membership Meeting

December 4, 2020

Virtual Meeting

- 1. Call to Order and Welcome** – President AJ Benchoff called the meeting to Order at 1:05 p.m. A quorum was present. AJ stated that he was hoping for a Spring meeting during which new admittees can be presented to the Bar at large. Additionally, the Edmund C. Wingert Award would be presented. AJ welcomed leadership from the Pennsylvania Bar Association. AJ announced that the Wingert award winner is Attorney Martha Walker, the first female recipient of the prestigious award.
- 2. Recognition** – The following members were recognized for their years of membership:
See meeting materials.
- 3. Approval of Minutes from December 6, 2019, Meeting** – The meeting minutes from the December 6, 2019 annual meeting were approved with no corrections or amendments on a Victoria Beard/Tom Steiger motion. 98% approved and 2% abstained.
- 4. PBA President David Schwager** – Attorney Schwager noted that two PBA Presidents, Edmond Wingert and Forest Myers, practiced in Franklin County and that the current Zone 3 Governor is Attorney Kristen Hamilton. Attorney Schwager noted that incoming YLD chair for the PBA is Paul Edgar. Attorney Schwager is grateful for Franklin County's unit county participation, that we are an extremely vibrant bar association and that our contributions have been critical. Attorney Schwager discussed PBA efforts regarding the legislative department, including legislative victories achieved during the COVID-19 pandemic. PBA has been a leader nationwide during the COVID-19 crisis, offering guidance on ethical issues as well advocating for attorney interests.

Executive Director Barry Simpson expressed how good it was to see everyone regardless of the format and he looks forward to attending in person next year. He noted that the PBI elected to eliminate live CLEs for the time being, due to safety concerns of attendees.

Fred Cabal provided an update on the BAR PAC. He noted how other jurisdictions including New York and New Jersey have found essential workers to include attorneys, whereas Pennsylvania initially did not. He commended FCBA member Representative Paul Schemel for his advocacy of attorney interests during the pandemic. Fred described his ongoing efforts to continue lobbying in a variety of platforms including by phone and video. He urged members to donate to the PAC.

Tom Steiger addressed the membership and reminded us all that attorneys' standing in the community continues to decline. He urged members to become more involved in the PBA and legislative efforts, to protect our investment in our education and profession, and that increasingly, business is being taken away from the legal community. Forest Myers thanked Tom for his many years of PAC service.

5. **Treasurer's Report**– Nancy Meyers presented the Treasurer's Report and the 2021 Budget. Income was down, which was expected, but the expenses were also less than anticipated, leading to a strong year overall. Nancy commended Amelia's efforts in making this possible. The report was approved on a Forest Myers/Clint Barkdoll motion with 95% approving and 5% abstaining. The budget was noted to have a reduced social committee allocation, in light of the ongoing pandemic, and funds were allocated to increasing the technology budget. The Motion to approve the budget was approved on a Tom Steiger/Martha Walker motion with 95% approving and 5% abstaining. Nancy was thanked by the membership for her years of hard work.
6. **Executive Director's Report** – Amelia Ambrose provided a written summary of 2020, which was attached to the meeting materials for members to review.

7. Committee Reports –

- a. Ad Hoc Judicial Liaison Committee** – Tony Cosentino presented the report of the newly created judicial liaison ad hoc committee. To speak to COVID concerns, Carrie Gray, Tiffany Bloyer, Commissioner David Keller and President Judge Shawn Meyers addressed the membership and reviewed past and current COVID-19 protocols. Members were reminded to address concerns or to provide feedback to the ad hoc committee, so that discussions with the bench could continue.
- b. Bench Bar Committee** – Written report was submitted.
- c. Legal Education Committee** - Written report was submitted.
- d. Newsletter Committee** - Written report was submitted.
- e. YLD Committee** – Written report was submitted.

8. Franklin County Law Library Association Report – Written report was submitted.

9. Legal Services Reports –

- a. Women in Need.** Deborah Dresser Neiderer thanked everyone for their participation and volunteer efforts with regard to pro bono assistance. She asked members to continue to volunteer their services.
- b. Mid Penn Legal Services.** Paul Edgar, managing attorney of Mid Penn, thanked everyone for their participation and volunteer efforts with regard to pro bono assistance.
- c. Franklin County Legal Services.** Gloria Keener thanked everyone for their participation and volunteer efforts with regard to pro bono assistance. The 2020 FCBA representatives who were slated to serve on the FCLS Board included Tom Steiger, Jr., Jack Sharpe, AJ Benchoff, Clint Barkdoll and Phil Cosentino. The slate of officers was approved on a Nancy Meyers/Kristen Hamilton motion, with 97% approving and 3% abstaining.
- d. Pro Bono Committee.** A written report was submitted.

10. Old Business – None.

11. New Business –

- a. **Ad Hoc Harassment Committee Report** – Brandon Copeland and Dr. Sara Grove provided an update regarding the proposed policy of the FCBA on anti-harassment. They described their efforts of the past year, including the recommendation to amend the FCBA bylaws. On a Tom Trogovec/_____ motion, the proposal to amend the bylaws pursuant to the recommendations of the Ad Hoc Harassment Committee were approved, with 85% approving, 12% abstaining and 3% voting no.

12. Election of 2020 Board of Directors – The proposed slate of officers was approved on a Tom Steiger/Deborah Dresser Neiderer motion, with 85% approving and 15% abstaining.

13. PBA House of Delegates Report - A written report was submitted.

14. Memorial Resolution Committee - Martha Walker thanked the Memorial Resolution Committee for their efforts over the past year with the passings of Dick Hoskinson, Jay Benedict and John Sharpe. Martha commended the committee for their efforts in providing a video memorial resolution for each member. On a Martha Walker/Forest Myers motion, the membership approved that there will be a separate remembrance for each member, with 97% approving and 3% abstaining.

15. Adjournment– At 3:12 p.m., on a Tony Cosentino/Nancy Meyers motion, the meeting was adjourned.

Respectfully submitted,

Tony Cosentino, Vice President

11/17/21
Cash Basis

Franklin County Bar Association, Inc.

Profit & Loss Budget vs. Actual

December 1, 2020 through November 20, 2021

	Dec 1, '20 - No...	Budget	\$ Over Budget	% of Budget
Ordinary Income/Expense				
Income				
Donations Received	175	0	175	100%
Dues Income				
Find a Lawyer Program	2,825	3,000	-175	94%
Full Member	20,800	22,000	-1,200	95%
Associate Member	1,200	1,400	-200	86%
Retired Member	350	125	225	280%
Pennsylvania Bar Association	35,311	39,000	-3,689	91%
PBA Legislative Contributions	100	0	100	100%
Total Dues Income	60,586	65,525	-4,939	92%
FCLLA Contract	21,450	19,800	1,650	108%
Events and Programs Income				
Social Committee Events	0	1,000	-1,000	0%
Bench-Bar Conference	0	18,000	-18,000	0%
CLE Programs	1,159	5,000	-3,841	23%
Total Events and Programs Income	1,159	24,000	-22,841	5%
Legal Journal Notices				
Estate	53,055	38,720	14,335	137%
Sheriff's Sale	14,180	35,500	-21,320	40%
Corporation	1,820	2,525	-705	72%
Fictitious Name	2,030	3,100	-1,070	65%
Clerk of Courts	1,232	1,500	-268	82%
Tax Claim Bureau	3,183	3,200	-17	99%
Other	7,344	7,000	344	105%
Total Legal Journal Notices	82,844	91,545	-8,701	90%
Advance Sheet Subscriptions	1,540	1,600	-60	96%
Legal Journal Classified Ads	135	0	135	100%
Conference Room Use	350	300	50	117%
Interest Income				
Orrstown Checking	22	150	-128	15%
Investment Interest/Dividends	1,237	0	1,237	100%
OB Money Market	143	375	-232	38%
Total Interest Income	1,402	525	877	267%
Total Income	169,641	203,295	-33,654	83%
Gross Profit	169,641	203,295	-33,654	83%
Expense				
FCB Foundation	497	0	497	100%
Intuit Direct Deposit Fees	25	30	-5	85%
PayPal Fees	214	250	-36	85%
Dues				
Chamber of Commerce Membership	350	300	50	117%
Contribution to PBA Legis. Dept	2,100	2,000	100	105%
Find a Lawyer	220	360	-140	61%
Pennsylvania Bar Association	32,153	36,000	-3,847	89%
PABE/NABE	0	200	-200	0%
Conf. of County Legal Journals	50	50	0	100%
Total Dues	34,873	38,910	-4,037	90%
Events and Programs Expenses				
Speaker's Fees	0	7,500	-7,500	0%
Women's Club Courthouse Planter	1,016	1,200	-184	85%
Bar Events				
Social Committee Events	55	3,500	-3,445	2%
Other Events	382	2,000	-1,618	19%
Total Bar Events	437	5,500	-5,063	8%

11/17/21
Cash Basis

Franklin County Bar Association, Inc.
Profit & Loss Budget vs. Actual
December 1, 2020 through November 20, 2021

	Dec 1, '20 - No...	Budget	\$ Over Budget	% of Budget
Annual Meeting	720	3,300	-2,580	22%
Bench-Bar Conference	0	18,000	-18,000	0%
CLE Programs	1,196	2,000	-804	60%
Young Lawyers	1,151	4,000	-2,849	29%
Total Events and Programs Expenses	4,520	41,500	-36,980	11%
Contribution to Legal Services	15,000	15,000	0	100%
Operating Expenses				
Payroll Expenses				
Contract Labor	1,950	3,000	-1,050	65%
Executive Director				
Miscellaneous Employee Expenses	0	4,000	-4,000	0%
Salary	51,000	51,000	0	100%
Total Executive Director	51,000	55,000	-4,000	93%
Payroll Taxes	4,073	4,250	-177	96%
Workers' Compensation	1,136	1,175	-39	97%
Total Payroll Expenses	58,159	63,425	-5,266	92%
Professional Services				
Audit/Review	3,700	3,600	100	103%
Accountant Fees	6,285	8,500	-2,215	74%
Headnoter Fees	740	2,000	-1,260	37%
Professional Services - Other	70	0	70	100%
Total Professional Services	10,795	14,100	-3,305	77%
Rent				
Parking Spaces	528	530	-2	100%
Rent - Other	3,000	3,000	0	100%
Total Rent	3,528	3,530	-2	100%
Copier Lease	2,330	2,700	-370	86%
Office Supplies/Equipment				
Supplies/Equipment/Furnishings	958	2,500	-1,542	38%
Computer Hardware/Software	4,146	5,000	-854	83%
Total Office Supplies/Equipment	5,105	7,500	-2,395	68%
Telephone	1,288	1,500	-212	86%
IT				
Website & Tech Support	1,161	3,000	-1,839	39%
Total IT	1,161	3,000	-1,839	39%
Postage				
First Class	388	500	-112	78%
Periodical	800	800	0	100%
Postage - Other	254	260	-6	98%
Total Postage	1,442	1,560	-118	92%
Insurance -- Liability/Renter's	1,446	1,500	-54	96%
Total Operating Expenses	85,253	98,815	-13,562	86%
Conferences and Seminars				
Conf. of County Bar Leaders	350	500	-150	70%
Pa. Assoc. of Bar Executives	0	500	-500	0%
PBA Zone 3 Activities	200	500	-300	40%
Total Conferences and Seminars	550	1,500	-950	37%

11/17/21
Cash Basis

Franklin County Bar Association, Inc.
Profit & Loss Budget vs. Actual
December 1, 2020 through November 20, 2021

	Dec 1, '20 - No...	Budget	\$ Over Budget	% of Budget
Memorial/Flower Fund	0	350	-350	0%
Wingerd Award	0	200	-200	0%
Contingency Fund	0	3,000	-3,000	0%
Total Expense	140,932	199,555	-58,623	71%
Net Ordinary Income	28,709	3,740	24,969	768%
Other Income/Expense				
Other Income				
Unrealized Gains on Investments	20,949	0	20,949	100%
Total Other Income	20,949	0	20,949	100%
Other Expense				
CARES Expense	-7,000	0	-7,000	100%
Total Other Expense	-7,000	0	-7,000	100%
Net Other Income	27,949	0	27,949	100%
Net Income	56,658	3,740	52,918	1,515%

Conferences and Seminars

Franklin County Bar Association, Inc.

Profit & Loss by Class

December 1, 2020 through November 20, 2021

11/17/21

Cash Basis

	<u>Conferences and Seminars</u>	<u>TOTAL</u>
Ordinary Income/Expense		
Expense		
Conferences and Seminars		
Conf. of County Bar Leaders	350	350
PBA Zone 3 Activities	200	200
Total Conferences and Seminars	550	550
Total Expense	550	550
Net Ordinary Income	-550	-550
Net Income	<u>-550</u>	<u>-550</u>

Dues

Franklin County Bar Association, Inc.

Profit & Loss by Class

December 1, 2020 through November 20, 2021

11/17/21

Cash Basis

	<u>Dues</u>	<u>TOTAL</u>
Ordinary Income/Expense		
Income		
Donations Received	175	175
Dues Income		
Find a Lawyer Program	2,825	2,825
Full Member	20,800	20,800
Associate Member	1,200	1,200
Retired Member	350	350
Pennsylvania Bar Association	35,311	35,311
PBA Legislative Contributions	100	100
Total Dues Income	60,586	60,586
Total Income	60,761	60,761
Gross Profit	60,761	60,761
Expense		
FCB Foundation	497	497
PayPal Fees	25	25
Dues		
Chamber of Commerce Membership	350	350
Contribution to PBA Legis. Dept	2,100	2,100
Find a Lawyer	220	220
Pennsylvania Bar Association	32,153	32,153
Conf. of County Legal Journals	50	50
Total Dues	34,873	34,873
Total Expense	35,395	35,395
Net Ordinary Income	25,366	25,366
Net Income	<u>25,366</u>	<u>25,366</u>

Events and Programs
Franklin County Bar Association, Inc.
Profit & Loss by Class
December 1, 2020 through November 20, 2021

11/17/21
Cash Basis

	<u>Events and Programs</u>	<u>TOTAL</u>
Ordinary Income/Expense		
Income		
Events and Programs Income		
CLE Programs	1,139	1,139
Total Events and Programs Income	1,139	1,139
Total Income	1,139	1,139
Gross Profit	1,139	1,139
Expense		
PayPal Fees	19	19
Events and Programs Expenses		
Women's Club Courthouse Planter	1,016	1,016
Bar Events		
Social Committee Events	55	55
Other Events	382	382
Total Bar Events	437	437
Annual Meeting	720	720
CLE Programs	1,071	1,071
Young Lawyers	1,151	1,151
Total Events and Programs Expenses	4,395	4,395
Total Expense	4,415	4,415
Net Ordinary Income	-3,276	-3,276
Net Income	<u><u>-3,276</u></u>	<u><u>-3,276</u></u>

Legal Journal

Franklin County Bar Association, Inc.

Profit & Loss by Class

11/17/21

Cash Basis

December 1, 2020 through November 20, 2021

	<u>Legal Journal</u>	<u>TOTAL</u>
Ordinary Income/Expense		
Income		
Legal Journal Notices		
Estate	53,145	53,145
Sheriff's Sale	14,180	14,180
Corporation	1,820	1,820
Fictitious Name	2,030	2,030
Clerk of Courts	1,232	1,232
Tax Claim Bureau	3,183	3,183
Other	7,344	7,344
Total Legal Journal Notices	82,934	82,934
Advance Sheet Subscriptions	1,505	1,505
Legal Journal Classified Ads	135	135
Total Income	84,574	84,574
Gross Profit	84,574	84,574
Expense		
PayPal Fees	170	170
Operating Expenses		
Professional Services		
Headnoter Fees	740	740
Total Professional Services	740	740
Office Supplies/Equipment		
Supplies/Equipment/Furnishings	348	348
Computer Hardware/Software	618	618
Total Office Supplies/Equipment	966	966
Postage		
Periodical	800	800
Total Postage	800	800
Total Operating Expenses	2,506	2,506
Total Expense	2,676	2,676
Net Ordinary Income	81,898	81,898
Other Income/Expense		
Other Expense		
CARES Expense	-7,000	-7,000
Total Other Expense	-7,000	-7,000
Net Other Income	7,000	7,000
Net Income	<u>88,898</u>	<u>88,898</u>

Operating Expenses
Franklin County Bar Association, Inc.
Profit & Loss by Class
December 1, 2020 through November 20, 2021

11/17/21
Cash Basis

	<u>Operating Expenses</u>	<u>TOTAL</u>
Ordinary Income/Expense		
Income		
FCLLA Contract	21,450	21,450
Conference Room Use	350	350
Interest Income		
Orrstown Checking	22	22
Investment Interest/Dividends	321	321
OB Money Market	143	143
Total Interest Income	486	486
Total Income	22,286	22,286
Gross Profit	22,286	22,286
Expense		
Intuit Direct Deposit Fees	25	25
Operating Expenses		
Payroll Expenses		
Contract Labor	1,950	1,950
Executive Director Salary	51,000	51,000
Total Executive Director	51,000	51,000
Payroll Taxes	4,073	4,073
Workers' Compensation	1,136	1,136
Total Payroll Expenses	58,159	58,159
Professional Services		
Audit/Review	3,700	3,700
Accountant Fees	6,285	6,285
Professional Services - Other	70	70
Total Professional Services	10,055	10,055
Rent		
Parking Spaces	528	528
Rent - Other	3,000	3,000
Total Rent	3,528	3,528
Copier Lease	2,330	2,330
Office Supplies/Equipment		
Supplies/Equipment/Furnishings	610	610
Computer Hardware/Software	3,513	3,513
Total Office Supplies/Equipment	4,122	4,122
Telephone	1,288	1,288
IT		
Website & Tech Support	1,161	1,161
Total IT	1,161	1,161
Postage		
First Class	388	388
Postage - Other	254	254
Total Postage	642	642
Insurance -- Liability/Renter's	1,446	1,446
Total Operating Expenses	82,730	82,730
Total Expense	82,756	82,756
Net Ordinary Income	-60,470	-60,470

Operating Expenses
Franklin County Bar Association, Inc.
Profit & Loss by Class
December 1, 2020 through November 20, 2021

11/17/21
Cash Basis

	<u>Operating Expenses</u>	<u>TOTAL</u>
Other Income/Expense		
Other Income		
Unrealized Gains on Investments	5,111	5,111
Total Other Income	5,111	5,111
Net Other Income	5,111	5,111
Net Income	<u><u>-55,359</u></u>	<u><u>-55,359</u></u>

Philanthropy
Franklin County Bar Association, Inc.
Profit & Loss by Class
December 1, 2020 through November 20, 2021

11/17/21
Cash Basis

	<u>Philanthropy</u>	<u>TOTAL</u>
Ordinary Income/Expense		
Expense		
Contribution to Legal Services	15,000	15,000
Total Expense	15,000	15,000
Net Ordinary Income	-15,000	-15,000
Net Income	<u><u>-15,000</u></u>	<u><u>-15,000</u></u>

FRANKLIN COUNTY BAR ASSOCIATION

BUDGET FOR THE PERIOD DECEMBER 1, 2021 TO NOVEMBER 30, 2022

Ordinary Income/Expenses		2022 Budget		2021 Budget		2021 Actual	
Income							
Dues Income							
1	Find a Lawyer	\$3,000		\$3,000	\$2,825		
2	Full Member	\$21,000		\$22,000	\$20,800		
3	Associate Member	\$1,200		\$1,400	\$1,200		
4	Retired Member	\$300		\$125	\$350		
5	Pennsylvania Bar Association	\$36,000		\$39,000	\$35,311		
6	Pennsylvania Legislative Contrib.	\$0		\$0	\$100		
					\$60,586		
Total Dues			\$61,500		\$65,525		
7	FCB Foundation Donations Received	\$0		\$0	\$175 \$175		
8	FCLLA Contract	\$19,800	\$19,800	\$19,800	\$19,800	\$21,450	\$21,450
Events and Programs Income							
9	Social Committee Events	\$1,000		\$1,000	\$0		
10	CLE Programs	\$5,000		\$5,000	\$1,159		
11	Bench Bar	\$25,000		\$18,000	\$0		
Total Events and Programs Income			\$31,000		\$24,000	\$1,159	
Legal Journal Notices							
12	Estate	\$43,000		\$38,720	\$53,055		
13	Sheriff's Sale	\$30,000		\$35,500	\$14,180		
14	Corporation	\$2,500		\$2,525	\$1,820		
15	Fictitious Name	\$3,000		\$3,100	\$2,030		
16	Clerk of Courts	\$1,500		\$1,500	\$1,232		
17	Tax Claim Bureau	\$3,200		\$3,200	\$3,183		
18	Other	\$7,000		\$7,000	\$7,344		
Total Legal Journal Notices			\$90,200		\$91,545	\$82,844	
19	Advance Sheet Subscriptions	\$1,600	\$1,600	\$1,600	\$1,600	\$1,540	\$1,540
20	Legal Journal Classified Ads	\$0		\$0	\$135 \$135		
21	Conference Room Use	\$300	\$300	\$300	\$300	\$350	\$350
Interest Income							
22	Orrstown Checking Acct	\$100		\$150	\$22		
23	Investment Interest/Dividends	\$0		\$0	\$1,237		
24	OB Money Market	\$300		\$375	\$525	\$143	
Total Interest Income			\$400			\$1,402	
25	Micellaneous Income	\$0		\$0			
26	Donations	\$0		\$0			
TOTAL INCOME			\$204,800		\$203,295	\$169,641	

FRANKLIN COUNTY BAR ASSOCIATION

BUDGET FOR THE PERIOD DECEMBER 1, 2021 TO NOVEMBER 30, 2022

Ordinary Income/Expenses		2022 Budget		2021 Budget		2021 Actual	
Expense							
27	Donations	\$0		\$0		\$497	\$497
28	Direct Deposit Fees	\$30		\$30	\$30	\$25	\$25
29	PayPal Fees	\$350		\$250	\$250	\$214	\$214
			\$380				
Dues							
30	Chamber of Commerce	\$300		\$300		\$350	
31	Contribution to PA Legis. Dept.	\$2,000		\$2,000		\$2,100	
32	Find a Lawyer	\$240		\$360		\$220	
33	Pennsylvania Bar Association	\$34,000		\$36,000		\$32,153	
34	PABE/NABE	\$200		\$200		\$0	
35	Conf. of County Legal Journals	\$50		\$50		\$50	
36	Dues – Other	\$0		\$0		\$0	
Total Dues			\$36,790		\$38,910		\$34,873
Events and Programs Expenses							
37	Speakers Fees	\$7,500		\$7,500		\$0	
38	Courthouse Planters	\$1,200		\$1,200		\$1,016	
39	Social Committee Events	\$5,000		\$3,500		\$55	
40	Bench Bar Conference	\$25,000		\$18,000		\$0	
41	Misc. Events	\$2,000		\$2,000		\$382	
42	Annual Meeting	\$3,000		\$3,300		\$720	
43	CLE Programs	\$2,000		\$2,000		\$1,196	
44	Young Lawyers	\$4,000		\$4,000		\$1,151	
Total Events and Programs Expenses			\$49,700		\$41,500		\$4,520
45	Contribution to Legal Services	\$15,000	\$15,000	\$15,000	\$15,000	\$15,000	\$15,000
Operating Expenses							
Payroll Expenses							
46	Executive Director	\$51,000		\$51,000		\$51,000	
47	Contract Labor	\$3,000		\$3,000		\$1,950	
48	Payroll Taxes	\$4,250		\$4,250		\$4,073	
49	Workers Compensation	\$1,175		\$1,175		\$1,136	
50	Misc Employee Expense	\$4,000		\$4,000		\$0	
Total Payroll Expenses			\$63,425		\$63,425		\$58,159

FRANKLIN COUNTY BAR ASSOCIATION

BUDGET FOR THE PERIOD DECEMBER 1, 2021 TO NOVEMBER 30, 2022

Ordinary Income/Expenses		2022 Budget		2021 Budget		2021 Actual	
Professional Services							
51	Accountant Fee	\$8,500		\$8,500	\$6,285		
52	Audit/Review	\$3,700		\$3,600	\$3,700		
53	Headnoters Fee	\$2,000		\$2,000	\$740		
54	Other	\$0			\$70		
Total Professional Fees			\$14,200		\$14,100	\$10,795	
55	Parking Spaces	\$530	\$530	\$530	\$530	\$528	\$528
56	Rent	\$3,000	\$3,000	\$3,000	\$3,000	\$3,000	\$3,000
57	Copier Lease	\$2,700	\$2,700	\$2,700	\$2,700	\$2,330	\$2,330
Office Supplies/Equipment							
58	Supplies/Equipment/Furn.	\$1,200		\$2,500	\$958		
59	Computer Hardware/Software	\$3,000		\$5,000	\$4,146		
Total Office Supplies/Equipment			\$4,200		\$7,500	\$5,104	
60	Telephone	\$1,500	\$1,500	\$1,500	\$1,500	\$1,288	\$1,288
	I.T.						
61	Website & Tech. Support	\$2,000	\$2,000	\$3,000	\$1,161 \$1,161		
	Total I.T.				\$3,000		
Postage							
62	First Class	\$500		\$500	\$388		
63	Periodicals	\$800		\$800	\$800		
64	Postage - Other (PO Box)	\$260		\$260	\$254		
Total Postage			\$1,560		\$1,560	\$1,442	
65	Insurance, Liability/Renter’s	\$1,500	\$1,500	\$1,500	\$1,500	\$1,446	\$1,446
Total Operating Expenses		\$94,615		\$98,815	\$85,253		

FRANKLIN COUNTY BAR ASSOCIATION

BUDGET FOR THE PERIOD DECEMBER 1, 2021 TO NOVEMBER 30, 2022

Ordinary Income/Expenses		2022 Budget	2021 Budget	2021 Actual
Conferences and Seminars				
66 Conf. of County Bar Leaders	\$3,000		\$500	\$350
67 PA Assoc of Bar Executives	\$500		\$500	\$0
68 Pa. Zone 3 Activities/House of Delegates	\$500		\$500	\$200
Total Conferences and Seminars		\$4,000	\$1,500	\$550
69 Memorial/Flower Fund	\$350		\$350	\$0
70 Wingert Award	\$200		\$200	\$0
71 Contingency Fund	\$3,000		\$3,000	\$0
72 Judge Photo	\$0		\$0	\$0
Total Misc		\$3,550	\$3,550	
NET EXPENSE		\$204,035	\$199,555	\$140,932
NET ORDINARY INCOME				\$28,709
Unrealized Gains on Investments				\$20,949 \$20,949
CARES Employee Retention Credit				\$7,000 \$7,000
NET INCOME		\$765	\$3,740	\$56,658

**Franklin County Bar Association
Executive Director's Report
2021 Report to the FCBA Annual Meeting
Amelia Ambrose, Executive Director**

2022 has been an unusual year for the Franklin County Bar Association. Our office stopped hosting CLEs, meetings and events in March of 2020 due to pandemic. We gained our distance learning accreditation so we may offer CLE via zoom. Many of the normal events have been held virtually this year. Our board and committee meetings are now being offered as hybrid meetings. Committee members may join via zoom or come into the office to attend in person. We are beginning to schedule in person events: the admission ceremony, annual meeting, and the YLD holiday party. I look forward to the time when we can get back to normal and see each other in person more often.

Financials

The FCBA has had an excellent year financially. We were uncertain how the pandemic and loss of legal journal revenue would impact our forecasted budget. Our board approved expenses for investment in technology. The revenue from sheriff sales in the legal journal has been low in 2020 and 2021. 2022 may see an increase in this revenue. The other types of legal journal notices have helped offset this forecasted loss. In 2020 and 2021 the FCBA qualified for employee tax credits. The Board of Directors is not increasing your membership dues. We have a reserve of funds available that can be used, if needed.

CLEs

We hosted 3 CLE sessions through the Pennsylvania Bar Institute and 9 zoom CLEs. We have a partnership with Axom Education. On the Axom website you can take distanced learning CLEs that were recorded at our Bar and other local PA Bars to earn CLE credits. In 2022 and 2023, you may fulfil your live CLE requirement by attending virtual CLEs from distance learning providers, like the FCBA. As I learn of these opportunities, I will communicate them to you. The Bench Bar Conference is scheduled on October 7, 2022. I look forward to working with the Maria Cognetti and the entire Bench Bar Conference committee to plan the conference. This year's conference will be held at the Omni Bedford Springs Resort.

Franklin County Bar Foundation

The Foundation received donated arbitration fees from several members in 2021. Our donations totaled \$915 this year. The Foundation Board and the FCBA Social Committee look forward to planning the first fundraising event. Thank you to all our members for supporting the Franklin County Bar Foundation.

Website & Communications

I have continued to make updates and improvements to our website www.franklinbar.org. This year I updated the memorial resolution page to include all the resolutions we have on file and made it accessible by the public. You will find it in the about FCBA section of the website. The "news" section is easy to navigate and allows you to keep up to date. You can download and/or print a copy of our members' list from our members' section on our website. The Find a Lawyer search tool has been used more than 2,400 times in 2021. This search tool allows Franklin County residents to search for an attorney by area of practice. I welcome any suggestions to improve our website.

Respectfully submitted,
Amelia Ambrose

AD HOC JUDICIAL LIASON COMMITTEE REPORT

To: Members of the Franklin County Bar Association
From: Tony Cosentino
Date: November 12, 2021

In light of the unprecedented challenges created by COVID-19, President Judge Meyers invited the FCBA to create an *ad hoc* committee of members whose function was to meet periodically with the Court to provide a forum for the FCBA and the Court to discuss COVID-19 related concerns. The committee was formed in March 2020 at the outset of the pandemic. FCBA participants in the meetings included Maria Cognito, Kristen Hamilton, Janice Hawbaker, Amelia Ambrose and Tony Cosentino. The committee met via video with Judge Meyers on a weekly basis for much of 2020. During these meetings which routinely exceeded one hour, the Court and the committee discussed best practices, Courthouse access, public safety, caseload, video conferencing, “opt-in” reopening of Courthouse mailboxes, and a variety of other topics of concern to the Bar and the Bench.

The committee continued to meet in early 2021, receiving updates from the Court at the regular meetings. Following the Court’s Order of June 25, 2021, in which restrictions were lifted effective July 1, 2021, and the Courts were to resume pre-March 18, 2020 practices (date of the Pennsylvania Supreme Court’s first Judicial Emergency Order), the committee has not met.

Respectfully submitted,

Tony Cosentino

Tony Cosentino

BENCH BAR CONFERENCE COMMITTEE REPORT

2021 ANNUAL MEETING

MARIA P. COGNETTI, CHAIR

2021 was an unusual year because we were still making plans with COVID-19 in mind. We were unsure if it would be safe to get together and made the decision early in the year to focus on a virtual conference for 2021.

Our committee would like to thank President Judge Meyers, and all the judges of the 39th Judicial District for facilitating our virtual BBC Judges' Panel CLE held on October 8, 2021. Forty-eight FCBA members and law clerks attended the zoom CLE. We received positive feedback and appreciated the updates the judges provided.

Based on the survey results from last year, we will be holding an in-person conference on Friday, October 7, 2022. This conference will be held at the Omni Bedford Springs Resort & Spa. More information will be coming out in 2022 regarding our conference. We hope to see you there!

Please note that the 2022 conference is taking place in an "off year" and we will return to our normal bi-annual schedule in 2023.

**Franklin County Bar Association
Legal Education Committee
2021 Report to the FCBA Annual Meeting
Timothy W. Misner, Chairperson**

In keeping with its mission of providing bar members with as many opportunities as possible to acquire continuing legal education credits locally, the Legal Education Committee hosted 9 zoom CLEs and 3 PBI CLEs from December 2020 to November 2021. The committee is looking for quality speakers to facilitate CLEs in-person or via zoom. Recommendations from our members are welcome. We resumed scheduling live PBI CLEs in October. The committee believes that the savings of time and money resulting from attending PBI courses in Chambersburg is a real benefit to FCBA members.

Due to the COVID-19 Pandemic, in-person CLEs were suspended in March of 2020. In December of 2020 we began the process to become an accredited provider of distance learning CLEs. The accreditation was approved in May 2021. We have offered these CLEs to our members and law clerks at a low cost of \$10 or for free.

As a reminder, in 2022 and 2023 you may fulfil your live CLE requirement (6) with CLEs conducted live online via platforms like Zoom. Please see attached for the PA CLE Board's announcement.

The following courses were held at the FCBA office in Chambersburg or via zoom during 2021:

March

- Student Loan Basics: Payment Plans, Forgiveness, Discharge, and more – *live via zoom*
- How to Pay Less to the IRS: As a Small to Mid-Size Law Practice, What You are Missing – *live via zoom*
- Tax Returns – What are all those forms for and what can be learned from them? – *live via zoom*

April

- Landlord and Tenant Issues in Franklin County During COVID – *live via zoom*
- Cybersecurity – *live via zoom*
- Bridge the Gap – *live via zoom*

May

- Avoiding Malpractice by Improving Staff Relations – *live via zoom*
- Ellen's Top Practice Management Tips – *live via zoom*

October

- Estate Planning for Modern Families – *PBI CLE*
- Family Law Update 2021 – *PBI CLE*

November

- Pennsylvania (PBA) Free Legal Answers – *live via zoom*
- Requirements from the Disciplinary Board on Retirement Steps – *PBI CLE*

COVID-19 Response: Distance Learning

The Continuing Legal Education Board continues to monitor pandemic recovery and administer policy regarding the rules and regulations for continuing legal education.

Policy regarding distance-learning accommodations is applied by compliance period as detailed below. Continuing legal education requirements for compliance periods ending in 2021 may be completed with credits earned through live online or pre-recorded online programs. Compliance periods ending in 2022 and 2023 are subject to a cap on pre-recorded distance learning programs. Please review information on your specific compliance group below:

Compliance Group 1 - Annual Deadline April 30

2021 Compliance Period: 5/1/20 - 4/30/21

- Twelve (12) hour requirement may be completed with credits earned through live-online or pre-recorded online courses
- Distance learning credits earned during this period may carry forward (up to two compliance periods)

2022 Compliance Period: 5/1/21 - 4/30/22 *and*

2023 Compliance Period: 5/1/22 – 4/30/23

- Six (6) credits must be live-online or in-person/classroom
- Up to (6) credits may be completed through pre-recorded online courses
- Only credits through live-online and in-person/classroom courses taken during this period may carry forward (up to two compliance periods)

Compliance Group 2 - Annual Deadline August 31

2021 Compliance Period: 9/1/20 - 8/31/21

- Twelve (12) hour requirement may be completed with credits earned through live-online or pre-recorded online courses
- Distance learning credits earned during this period may carry forward (up to two compliance periods)

2022 Compliance Period: 9/1/21 - 8/31/22 *and*

2023 Compliance Period: 9/1/22 - 8/31/23

- Six (6) credits must be live-online or in-person/classroom
- Up to (6) credits may be completed through pre-recorded online courses
- Only credits through live-online and in-person/classroom courses taken during this period may carry forward (up to two compliance periods)

Compliance Group 3 - Annual Deadline December 31

2021 Compliance Period: 1/1/21 - 12/31/21

- Twelve (12) hour requirement may be completed with credits earned through live-online or pre-recorded online courses
- Distance learning credits earned during this period may carry forward (up to two compliance periods)

2022 Compliance Period: 1/1/22 - 12/31/22 *and*

2023 Compliance Period: 1/1/23 – 12/31/23

- Six (6) credits must be live-online or in-person/classroom
- Up to (6) credits may be completed through pre-recorded online courses
- Only credits through live-online and in-person/classroom courses taken during this period may carry forward (up to two compliance periods)

All distance-learning credits must be reported by an Accredited Provider of Distance Learning. Please refer to the link below for a list of approved distance learning providers:
<https://www.pacle.org/providers/distance-learning>

Still have a question? Please contact us at 1-800-497-2253 or email us at pacleb@pacle.org. A member of our staff will be happy to assist.

To review all PA CLE Covid-19 accommodations click [here](#).

The CLE Board will continue to monitor the impact of the coronavirus and update this page with news and announcements. In the meantime, you can learn more about mitigating the spread of the virus at health.pa.gov.

**Franklin County Bar Association
Newsletter Committee
2021 Annual Report**

No executive committee action was taken during the course of 2021 regarding the Causeway. The topics of the “Coffee Corner” columns were diverse again this year thanks to the continued support of Brandon Copeland as well as the support of a new contributor, Victoria Beard. As expected of our resident historian, Brandon’s columns took us on a journey through history to help us better understand our present. He wrote about the history of the insanity defense, Witold Pilecki, the institution of dueling, and the first victims of the Salem Witch Trials. Victoria took a look back at how our judicial district responded to the current pandemic and the Spanish Flu. She also highlighted how Franklin County was involved with the 18th Amendment. The topics of my columns varied and included the old standby - getting to know our colleagues.

If you happen to see Brandon or Victoria, please thank them for helping to make the Causeway a little more interesting. As always, please contact me if you would be interested or willing to write either a single column or be a regular contributor of the “Coffee Corner.”

Respectfully submitted,

Annie R. Gómez Shockey, Chair
Newsletter Committee

Franklin Co. Bar Association
Young Lawyers Division
2021 Annual Report

Like everyone else, the YLD spent the past year trying to get back to “normal” while still dodging the lingering effects of COVID-19. Through it all, we remained active, and look forward to the new year.

In spite of the limitations, a virtual Law Day was still held this year for local 8th Graders. Special thanks to Judge Zook for presiding. It was also recorded for teachers and students who couldn’t join us live. As usual, the event was well attended and well received.

The YLD raised \$320 in the annual Race Against Poverty and \$650 for the American Heart Association’s Heart Walk. As these were outdoors, we were able to meet and participate as a group. Thank you to everyone who walked and/or donated.

Recently, several YLD members also attended the Nightmare on King Street - The Haunted Jail Returns, which is the reincarnation of the old Haunted Jail that some of us may remember from years ago. A good time was had by all.

However, the pandemic did prevent us from doing some of our normal community outreach. Wills For Heroes was being planned for the Mercersburg area, but never materialized due to COVID precautions. We are still hoping to hold a Wills For Heroes at the MMPW Fire Hall sometime in 2022. Also, we are looking to purchase two new laptops that will be better able to run the WFH software. We reallocated funds from our YLD budget for this expense.

Looking ahead, we are planning to have our annual Holiday Party on December 16th at Roy Pitz Brewery. As we had to cancel last year’s party, many of us are looking forward to this and to trying a new venue.

And finally, for anyone who is wondering, there has been a lot of upheaval in our leadership lately. As I ended up becoming President sooner than expected and have not yet served a full term, the group has decided to have me stay on for the coming year.

We look forward to welcoming the members to the Franklin County Bar Association at the breakfast that we will be hosting prior to the Annual Admission Ceremony on December 3rd, and we look forward to greater involvement and less COVID in 2022.

Respectfully Submitted,

Erich E. Hawbaker

Franklin County Bar Association
Pro Bono Committee
2021 Report to the FCBA Annual Meeting
Janice M. Hawbaker, Chairperson

FCBA members generously provided pro bono legal services to individuals in need in our community in 2021.

From January 1 – November 8, 2021, 14 attorneys accepted pro bono work and 30 matters were handled on a pro bono basis by private attorneys. The types of matters handled within this time period were divorce, will/power of attorney, protection from abuse, adult guardianship, estates, a lis pendens lien matter, consumer lawsuit defense, a week-long office and hearing coverage for a legal services attorney, and regular divorce consultations at a legal services office. All of these matters addressed critical legal needs and helped people with legal issues affecting their basic needs.

A Pro Bono Virtual Celebration was held on October 27, 2021, during the American Bar Association's National Pro Bono Week. Lauren E. Sulcove, Esq. was honored with the 2021 Pennsylvania Bar Association Pro Bono Award for outstanding pro bono contributions in aid of low-income clients.

We look forward to continuing our efforts in 2022 to provide access to legal services for the indigent. Private attorney members of the FCBA will receive a letter in December which details the FCBA Pro Bono Program and requests attorneys to sign up for involvement in 2022. Thank you for your service!

Franklin County Legal Services Re-appointment of Board Members

Under the by-laws of Franklin County Legal Services, five (5) members of our Board of Directors are members of the Franklin County Bar Association and are elected by the Franklin County Bar Association. We respectfully request the consideration of the Franklin County Bar Association in re-appointing the following members to the Board of Directors of Franklin County Legal Services:

Clinton Barkdoll

Andrew Benchoff

Philip Cosentino

J. McDowell Sharpe

Thomas Steiger, Jr.

November 19, 2021

Board of Directors
The Franklin County Bar Association
100 Lincoln Way East, Suite E
Chambersburg, PA 17201

RE: Request for Funding for a Full-Time Attorney

Dear Board of Directors:

Franklin County Legal Services (FCLS) is requesting funding for a full-time attorney to serve Franklin County with a specific focus on representation in custody matters. FCLS and the Franklin County Bar Association (FCBA) have a long history and close working relationship with 5 of the 9 positions on the FCLS Board being FCBA appointed positions. We are extremely grateful to FCBA for its financial support and care over the years which makes justice accessible through our own local, successful nonprofit legal services program.

As you know, the COVID-19 pandemic impacted all aspects of life including the funding available through the Pennsylvania IOLTA Board, FCLS' main funding source. Due to cuts in funding, FCLS had to reduce the number of attorneys from 4 to 2. Despite the reduction in staff, which we hope will only be temporary, the requests for assistance continue to exceed the capacity of our agency to respond. Representation in child custody cases is especially needed due to the massive need for this service in our community. Child custody is the top legal need for which assistance is requested of FCLS. For example, of the low-income individuals eligible for FCLS' services between January 1 to September 9, 2021, 116 individuals had a child custody problem. Within that same time period, the next top three needs were landlord/tenant (55 persons), divorce (49 persons), and immigration (45 persons).

Requests for help in child custody are generally over twice as common as any of our other top legal needs. Sadly, we cannot take every case, even when the situation warrants our assistance. We recently received a call from a father seeking representation for a special relief hearing in which the mother is represented. We had to tell him that we would not be able to represent him as we simply do not have the capacity to take the case. Other local legal services agencies are also limited on the number/types of cases they can accept. As you know, custody cases seriously affect families, and it is important for a parent to have access to an attorney at the time of their greatest need.

FCBA Request for Funding

November 19, 2021

Page 2 of 3

FCLS is currently conducting a Needs Assessment in which FCBA and community organizations/members participated. To date, when asked to select the top 3 legal needs for which access to legal help is the most critically needed by low-income individuals in our community, child custody is at the top with 52.94% of survey participants selecting it. The next top legal needs selected have been eviction (38.24%), landlords refusing to make repairs (38.24%), and immigration (35.29%).

FCLS stands ready and able to help better meet the need for custody legal services in our community if increased human resources were accessible. FCLS requests funding in the amount of \$50,000 to hire a full-time attorney specifically to serve low-income Franklin County residents with civil legal issues with a focus on custody matters. We would request a commitment to fund the position for two years with the option for both parties to seek extension of the funding in two-year increments.

FCLS is willing to provide quarterly reports on the work done by the attorney including the number and type of cases. Further, the attorney would represent FCLS by participating with the FCBA's family law section and attending any meetings between the family law bar and the bench. The FCLS staff attorney funded through this proposal could also potentially help eligible individuals use the Court's new self-help legal center in custody matters depending on the court administration's directives. It is our hope that, through funding from FCBA, FCLS can help meet this great need for Franklin County's low-income families involved in custody matters, as well as to be of assistance to the Court by helping individuals navigate their cases before the Court.

The proposed budget for FCLS' funding request is as follows:

Category	Requested Funding	Total Cost
Salary	\$50,000	\$50,000
Payroll Taxes	0	4,000
Health Insurance	0	3,000
Software/Telephone	0	890
Professional Training	0	500
Supplies/Postage	0	200
State Workers' Insurance Fund	0	150
Travel	0	700
Licensure Fees	0	728
Professional Liability Insurance	0	300
Total	\$50,000	\$60,468.00

FCLS' proposal will fill a gap in services needed by the residents of Franklin County and allow us to better serve the needs of the most vulnerable in our community through the delivery of civil legal services. FCLS has been extremely grateful for the long-term partnership with FCBA which was key to FCLS opening its doors in 2002. We thank you so much for this commitment to access to justice over the years! We can all look back and be proud of the work accomplished together and the difference that has been made in many lives. FCLS applauds FCBA for

FCBA Request for Funding

November 19, 2021

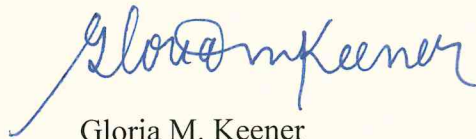
Page 3 of 3

recognizing civil legal aid as critically important in our community and rising to the challenge to provide this service.

As FCLS approaches its 20-year anniversary and continues to navigate the pandemic, we seek FCBA's increased financial support as we request funding to allow FCLS to continue its mission of providing access to legal representation, advice, and education to low-income individuals with civil legal problems. We look forward to collaborating even more with the FCBA in serving low-income Franklin County residents and to meeting the great need for services in child custody matters together.

Thank you for your time and consideration of our proposal. Please feel free to contact our office should you need additional information or have any questions.

Sincerely,



Gloria M. Keener
Executive Director

Board of Directors nominations

Executive Committee

Anthony J. Cosentino, President

John B. Keller, Vice-President

Cayla Amsley-Mummert, Secretary

Nancy H. Meyers, Treasurer

Board of Directors

Andrew J. Benchoff, Immediate Past President

Maria Cognetti, Bench-Bar Partnership Committee Chair

Victoria Beard, At-Large Member

Kristen B. Hamilton, Social Committee Chair

Erich Hawbaker, Young Lawyers Division

Janice M. Hawbaker, Pro Bono Committee Chair

Brady Johnson, At-Large Member

Tracy J. Ross, Legal Journal Committee Chair

Abigail J.W. Salawage, At-Large Member

Kevin Taccino, Unauthorized Practice of Law Committee Chair

Hon. Jeremiah D. Zook, At-Large Member

MEMORANDUM

TO: Members of the Franklin County Bar Association
FROM: Tracy Ross and Cayla Amsley-Mummert
DATE: November 24, 2021
RE: PBA House of Delegates Annual Report

The May 21, 2021 meeting of the PBA House of Delegates was held virtually due to the ongoing public health emergency related to the Covid-19 pandemic and was presided over by then-Chair Denise (Deni) Morton. The following substantive matters were presented or action was taken by the House at the meeting:

- **Approved** the record of the November 20, 2020 meeting
- **Approved by consent** the Memorial Recommendations in honor of members James R. Schadel, Amber M. Racine, and Lila G. Roomberg
- **Approved/Elected** proposed slate of candidates to take office at the conclusion of the May 2021 meeting:
 - Treasurer – James R. Antoniono, Zone 6
 - Secretary – Beverly H. Rampaul, Zone 3
 - Vice President – Michael J. McDonald, Zone 5
 - Chair, House of Delegates – Jonathan D. Koltash, Zone 3
- **Approved/Elected** the proposed slate of PBA delegates to the ABA House of Delegates: Samuel W. Braver, Charles Eppolito III, and Michael H. Reed
- **Approved** the recommendation of the Legal Ethics and Professional Responsibility Committee to urge the PA Supreme Court to amend Pa.R.P.C. 1.8, regarding conflicts of interest, and its accompanying comments to permit lawyers to make modest gifts to pro bono clients for necessities. The proposed amended rule/comment would be consistent with the ABA Model Rules.
- **Approved** the recommendations of the Business Law Section on the following:
 - To request that the PA Supreme Court consider appointing a Statewide Commerce Court Coordinator by Sept. 1, 2021; establish an Interdisciplinary and Interbranch Advisory Committee by Sept. 1, 2021, to assist the Coordinator, which Committee would include a member each of the following: Business Law Section of the PBA, litigators from broad variety of practices and interests, PBA's Judicial Administration Committee and In-House Counsel Committee; and request the PA legislature to budget for the Coordinator position
 - To support legislation to modernize the Business Corporation Law and related positions of Titles 15 and 54 of the Pa. Consolidated Statutes
- **Approved** the recommendations of the Task Force on PBA Policy on the following:
 - To require committees and sections of the PBA to include, in any report and recommendation submitted to the PBA Board of Governors or House of Delegates, a summary of any minority report or opinion expressed in order to comply with Rule 342(c)(3) of the PBA Bylaws (A motion to postpone action on the recommendation to the Nov. 2021 meeting of the HOD failed); there was lengthy discussion both for and in opposition to the recommendation prior to vote, which ultimately passed.
 - To require committees and section reports submitted to the PBA Board of Governors and House of Delegates to include a statement that the recommendation accompanying the report complies with the Mission Statement of the PBA Bylaws and how it fits with the Mission Statement and revising the checklist that must be submitted with recommendations to ensure this requirement is met. The recommendation requires amendment to the PBA Bylaws to include the additional requirements, which Bylaws amendment was not considered at the May 2021 meeting. After lengthy discussion both

for and in opposition to the recommendation prior to vote, the recommendation was adopted.

- To authorize the Board of Governors to act in lieu of the House of Delegates on policy issues only if, in its discretion, emergency or exigent circumstances require such action. The recommendation requires amendment to section 402(a) of the PBA Bylaws, which amendment was not considered at the May 2021 meeting. After lengthy discussion both for and in opposition to the recommendation, it was adopted.
- To require that, if the Board of Governors takes action in lieu of the House of Delegates due to alleged exigent circumstances, the Board shall first vote on whether to take action in lieu of the House by a 51% vote of the members present and voting and, if action is taken, 60% of the Board members present and voting must vote in favor of the recommendation for it to pass. (A motion to postpone the recommendation to the next House of Delegates meeting failed.) The recommendation requires amendment to the PBA Bylaws, which amendment was not considered at the May 2021 meeting. After discussion, the recommendation was adopted.
- To increase the quorum requirement necessary for meetings of the HOD from 50 voting delegates to 33-1/3% of the voting delegates that exist at the time. This will require amendment to Rule 333(a) of the PBA Bylaws. After lengthy discussion both for and in opposition, the recommendation was adopted.
- To require the Chair of the HOD to insure that a copy of the PBA Mission Statement is included with the agenda of the HOD meetings and encourage delegates to focus on it in voting on policy issues. The recommendation requires amendment to Rule 327 of the PBA Bylaws, which amendment was not considered at the May 2021 meeting. After lengthy discussion both for and in opposition, the recommendation was adopted.
- To implement electronic voting between meetings of the HOD to permit the House to vote on policy issues when time and circumstances permit. The recommendation requires amendment to Section 815 and Rule 321(c) of the PBA Bylaws, which amendment was not considered at the May 2021 meeting. After lengthy discussion both for and in opposition, the recommendation was adopted.
- **Approved** the recommendation of the Legal Academics Committee to support the proposed amendment to PA bar admission rules, including adopting the Uniform Bar Exam for Pennsylvania, and support the continued requirement that applicants meet rigorous character and fitness standards but advocate for the Board of Law Examiners to reconsider its stated intention to keep the passing score at 272. The Committee also recommended the PBA provide supportive comments to the Bar of Legal Examiners by May 27, 2021.
- **Approved** the recommendation of the LGBTQ+ Rights Committee that the PBA advocate for the adoption of court procedural rules protecting the right of petitioners under our Commonwealth's name change statutes, including transgender people, to orders protecting their safety, i.e. the right to be excused from publishing or providing notice of their proceedings if it would jeopardize the safety of a petitioner or their dependents and the right to proceed confidentially to seek a waiver of the notice requirements
- Addresses to the House by Pa Supreme Court Chief Justice Max Baer, PBA President Kathleen Wilkinson, HOD Chair Deni Morton, and Incoming HOD Chair Jonathan Koltash
- Informational reports by PBA Treasurer James Antoniono, PBA Executive Director Barry Simpson, PABAR-PAC Vice Chair James DeAngelo, PBA Dues Structure Task Force Chair Nancy Conrad, and YLD Chair Colin O'Boyle

The November 19, 2021 meeting of the PBA House of Delegates was held virtually due to the ongoing public health emergency related to the Covid-19 pandemic and was presided over by Chair Jonathan Koltash. The following substantive matters were presented or action was taken by the House at the meeting:

- **Approved** the record of the May 21, 2021 meeting
- The Nominating Committee presented the following slate of PBA officers to take office in May 2022:
 - Vice President – Nancy Conrad
 - Secretary – Jacquelin Martinez
 - Treasurer – James Antoniono
- **Approved** the recommendation of the Civility in the Profession Committee to establish the Civility in the Profession and Planning Committees as standing committees of the PBA. The recommendation requires an amendment to Section 204(d) of the PBA Bylaws, which amendment was not considered by the House at the November 2021 meeting.
- **Approved** the recommendation of the Bylaws Committee to withdraw action items from the HOD agenda and instead waive on to the agenda consideration of the amended language for Bylaws amendments (see below) related to the action taken at the May 2021 meeting approving the recommendations of the Task Force on PBA Policy. At the May 2021 meeting, the recommendations of the Task Force did not pass by a 2/3 majority. The Bylaws Committee worked with the Task Force and PBA leadership to develop the proposed language for the amendments and all were in support of the present recommendation.
- **Approved the following Bylaws Amendments** as recommended by the Bylaws Committee, related to the Task Force on PBA Policy recommendations which were approved at the May 2021 meeting:
 - To amend Article IX § 907 (b) and (c) to make the Minority and Woman Governor positions permanent 3-year appointments commencing in 2021. Passed by 86% affirmative vote.
 - To amend § 814 and Rules 321, 324, 348, and 351 of the Bylaws to permit virtual meetings and voting if the HOD can't meet in person due to an event of force majeure, pandemic emergency, or another such event. The amendment defines terms and procedures for a virtual meeting. During discussion, there was a proposed amendment to allow the Board to meet virtually even if it wasn't during an emergency or force majeure event due to the significant cost savings in virtual meetings; however, the amendment was deemed out of order and subsequently withdrawn. The recommendation was adopted by 87% affirmative vote with the suggestion that the Committee take under advisement whether the Bylaws should be broadened to permit virtual meetings outside of emergency events.
 - To adopt language amending Rule 333(a) to increase the quorum requirement for meetings of the HOD from 50 members to 33-1/3% of the total voting members
 - To adopt language amending §§ 204, 301, 914, 941, and 951 to ensure adequate provisions for removal and succession. The amendments provide, *inter alia*, provisions related to the termination or suspension of PBA members and distinguishes between members who need to resign for reasons other than those enumerated in 941(b) and adds a process for removal and resignation for cause. After discussion, the recommendation passed by 94% affirmative vote.
- **Approved** the recommendation of the Quality of Life Committee to adopt the ABA's wellness pledge and 7-point framework to promote treatment and education resources related to substance abuse and mental health issues
- **Approved by consent** the Memorial Recommendations in honor of members Hon. Justin Morris Johnson and Hon. Eugene B. Straussburger III
- **Approved** the recommendation of the Large Law Firm Committee to urge bar associations and legal employers to develop and implement policies and practices to permit the safe return to the workplace regarding Covid-19 and its disproportionate impact within the legal profession on people of color, women, individuals with disabilities, members of the LGBTQ+ community, caregivers, and seniors.
- **Approved** the following recommendations of the Workers Compensation Law Section:
 - To support HB1837 or similar legislation to eliminate signature and witness requirements for injured workers as long as the worker appears before a Workers' Comp. Judge in a

- hearing for the purpose of approval of the Compromise and Release Agreement and affirms he or she understands the legal significance of the Agreement\
- To support proposed Model Rules on Conducting Electronic Depositions and submit them to PA Dept. of Labor and Industry to promulgate an amendment to 34 Pa. Code 131.62 (c) of the Special Rules of Administrative Practice and Procedure before Workers Comp. Judges
 - **Approved** the recommendation of the Legal Services to the Public Committee to urge the Board of Pardons to rescind immediately its newly announced policy deferring the scheduling of Merit Review hearings on applications for clemency where there are unpaid fines, fees, or costs from underlying convictions to preserve equal access to justice for all, regardless of ability to pay. The recommendation does not ask the Board of Pardons to adjust its policy on payment of restitution, only fines, costs, and fees.
 - Addresses to the House by ABA President Reginald M. Turner Jr., HOD Chair Jonathan Koltash, and PBA President Kathleen D. Wilkinson
 - Informational reports by PABAR-PAC Member Donald F. Smith Jr., PA Bar Foundation Immediate Past President Jeffrey M. Bower, YLD Chair Paul D. Edger, PBA Treasurer James R. Antoniono, and PBA Executive Director Barry Simpson

If you have any questions or concerns about the above-referenced report or actions taken by the House of Delegates, please feel free to reach out to our FCBA Delegates.