

AGENDA

APPELLATE PRACTICE SECTION

EXECUTIVE COUNCIL MEETING

January 18, 2018 – 12:00-2:00 p.m.

Doubletree by Hilton at the Entrance to Universal
Orlando, Florida

Call-In: 888-376-5050 / Participant Pin: 1953840310#

- I. Call to Order – Kristin Norse
- II. Introductions – Kristin Norse

Sarah Lahlou-Amine, Chair-Elect
Chris Altenbernd, Vice-Chair
Nick Shannin, Secretary/Treasurer
Duane Daiker, Immediate Past Chair
- III. Approval of Minutes for September 2017 Meeting (Exhibit A)
- IV. Chair's Report – Kristin Norse
 - Updating Committee Lists
 - Practicing Before the Second District
 - The Florida Bar Legislative Reception, January 24, 5:30
 - Florida Supreme Court Historical Society Dinner, January 25, 5:30
 - Constitutional Revision Commission and Legislative Session
- V. Treasurer's Report – Nick Shannin
 - Financial Statement(s) (Exhibit B)
- VI. 2018 Section Retreat Planning – Sarah Lahlou-Amine
- VII. Old Business
- VIII. New Business

IX. Bar & Section Committee Reports

A. Communications

1. Website – Jonathan Streisfeld
2. Social Media – Dineen Wasylik

B. Publications – Kimberly Jones

1. Pro Se Handbook – Bretton Albrecht
2. The Record – Laura Triplett
3. Florida Bar Journal Articles – Tom Seider

C. Continuing Legal Education – Chris Donovan

D. Outreach – Jared Krukar

E. Pro Bono – Joseph Eagleton

F. Programs – Carrie Ann Wozniak

G. Legislation – Courtney Brewer

H. Council of Sections – Duane Daiker

I. History – V. Hendricks

X. Announce Next Meeting – Annual Convention, June 13-16, 2018,
Hilton Orlando Bonnet Creek

XI. Other Upcoming Events

Advanced Appellate Practice & Certification Review, January 29,
2018, Chester H. Ferguson Law Center, Tampa

Criminal Appellate Webcast – Gideon Denied: Appealing Post-conviction Motions, February 27, 2018

XII. Local Announcements

XIII. Adjournment

EXHIBIT A

**Executive Council Meeting
Florida Bar Appellate Practice Section
JW Marriott
Orlando, Florida
September 6, 2017, 3:00 p.m.**

Meeting Minutes

Attendance and Introductions

In person: Kristin Norse, Chair; Sarah Lahlou-Amine, Chair-Elect; Chris Altenbernd Vice Chair; Nick Shannin, Secretary-Treasurer; Duane A. Daiker, Immediate Past Chair; Dixey Teel, Bar Administrator (filling in for JoAnn Shearer); Hala Sandridge; Matthew Conigliaro; Joe Eagleton; Caryn Lynn Bellus; Jared Krukar; Ezequiel Lugo; Christopher Carlyle; Robert Biasotti; David Knapp; Heather Kolinsky; Ken Bell; Jack Reiten; Tony Musto; Calianne Lantz; Dixey Teel; Jack Aiello; Margaret “Amie” Kozan; Tom Young; Christopher Donovan; Tom Hall.

On the phone: Courtney Brewer; Jonathan Streisfeld; Dineen Wasyluk; Laura Triplett; Kansas Gooden; Tom Seider; Bretton Albrecht; Jonathan Streisfeld; Kimberly Jones; Valeria Hendricks; Carrie Ann Wozniak; Ceci Culpepper Berman; Angela Flowers; Siobhan Shea.

Minutes:

The Executive Council Meeting was moved to September 6, 2017 due to Hurricane Irma. The minutes had been previously circulated by Secretary Shannin. Caryn Bellus moved to approve the minutes; Duane Daiker seconded. The motion to approve passed unanimously.

Chair Report:

A. Young Lawyer Section Mentoring: The Young Lawyer Section of the Florida Bar encourages section members of each of the substantive law sections to consider mentorship. Chair Norse reminded members that many mentoring opportunities exist and encouraged members of the Appellate Practice Section to volunteer.

B. Florida Free Legal Answers: Chair Norse informed members that a new pro bono opportunity exists through the Florida Bar’s online pro bono project called the “Florida Free Legal Answers.” This unique online pro bono project

provides members the opportunity to conduct pro bono services online from the lawyer's office or home. Log on, sign on, and get your pro bono on.

C. Charter Review Commission: Chair Norse discussed the potential involvement of the Florida Bar Appellate Practice Section with answering questions or providing information relative to various proposals being vetted by the 2017-2018 Constitutional Revision Commission. The Florida Bar has a special committee regarding the Constitutional Revision Commission which may look to the Appellate Practice Section for expertise in our specific practice area as the need develops.

D. Ratification of Prior Electronic Meeting: The Executive Council had previously conducted an online meeting for purposes of approving a comment on behalf of the Appellate Practice Section to the First District Court of Appeal, recommending adoption of stipulated extensions of time. The results of the online votes were unanimously in favor of approving those comments. Jared Krukar moved to approve ratification of the earlier vote and Ezequiel Lugo seconded. The motion to ratify the comments submitted by the section to the First District Court of Appeal was approved unanimously.

E. New Board-Certified Appellate Attorneys: Chair Norse congratulated the successful candidates whom has recently been approved newly Board-Certified Appellate Attorneys.

Treasurers Report:

Treasurer Shannin reported on the financials attached to the agenda as *Exhibit B*. Budget estimate and actual expenses continue to generally track actual expenses, and the reserves remain stable.

Old Business:

A. Social Media Campaign and The Record Blog: Dineen Wasyluk, informed members that the online format of The Record Blog and the Social Media Campaign were proving to be a success. As an example, social media contributed to us selling out of spots at this DCA Judicial Seminar.

B. Bylaw Amendments: Duane Daiker and Nick Shannin reported that they continue to work with the Florida Bar administration concerning ratification of the bylaw revisions previously approved by the Section. That process is ongoing and a further report that is expected by the January Bar meeting.

C. Financial Planning: Ceci Culpepper Berman reported that no issues have developed regarding the newly adopted Financial Planning Committee, and that the committee would meet as required to review future expenditure requests.

D. 2018 Retreat Planning: Sarah Lalou-Amine previously proposed that the retreat be out of state next year. Sarah Lalou-Amine and her committee have settled on Destination: Washington D.C.! A tentative date has been set for October 4-6, 2018, but stay tuned for further details. She also encouraged members to let her know if any Bar conflicts exists. Individuals have already been recruited to serve on the Retreat Committee, but more volunteers are welcome.

New Business:

A. White Papers: Christopher Carlyle discussed a white paper proposal endorsing an extension of the retirement age from 70 to 75 years old. Members raised some questions such as whether they will be writing as individuals or as the section. A direct answer was not clear, however. It is proposed that we will act as a clearing house for information and not as an author of a white paper. The members came to a general agreement that they will individually submit their pros and cons, but if the subject matter rises to the occasion, members will have the opportunity to consider a section-wide proposal. Courtney Brewer volunteered to be the first one to examine the white paper system and Chair Norse and Chris Altenbernd will assist.

B. CLE Carryover Proposal: Duane Daiker discussed a proposed CLE "carryover" issue. After thorough discussion, the Executive Council voted 16 to 5, to recommend that the proposal for CLE carryover be opposed. Kansas Gooden informed the members that CLE course profits are decreasing and a strategy needs to be in place to help with aftermarket sales. She further reported that CLE webinars are doing well despite a small glitch on the most recent one.

C. Central Florida Diversity and Inclusion Picnic: Chair Norse and Jared Krukar announced the sixth annual Central Florida Diversity and Inclusion Picnic is taking place on January 27, 2018 at Barry Law School. The Appellate Practice Section is a proud sponsor. Members are encouraged to attend this free social event.

Section Committee Reports:

A. Website and Social Media: Chair Norse continued to push the members to get articles, photos, or information to Jonathan Streisfeld, and thanked him for his continuing assistance with the website. Dineen Wasylik encouraged members to join our Facebook and Twitter page. Also, members were informed that if they had any news to circulate, she could post it on our APS social media profiles.

B. Publications and The Record: Kimberly Jones, Publication Chair, previously stated that the new Record would be published in a web-based format, and they have followed through. The online version appears to be “getting eyeballs” and going well. Laura Triplett asked members to contact her with website and social media publication requests. The continuing need exists to get more articles and interviewers for articles about the judiciary.

C. Pro Se Handbook: Bretton Albrecht updated members on the status/progress of the newly translated Pro Se Handbook.

D. Florida Bar Journal Articles: Tom Seider says we can always use more authors; if members are interested, contact him.

E. Outreach Committee: Jared Krukar, Outreach Committee Chair, thanked volunteers for dedicating their time, discussed the new ideas regarding how to keep track of liaisons, how they report on forms, expanding the Outreach Committee, and mentoring. In addition, he encouraged members to send proposed logo's to him since we are one of the only sections without one. Jared Krukar will look over everyone's ideas and maybe award a (cool) prize for the best logo received.

F. Pro Bono: Joe Eagleton, Pro Bono Chair, discussed the continuing efforts of the CLE committee to assist legal aid organizations state wide, including the creation of CLE's specific for pro bono volunteers to assist with their appellate efforts. Joe Eagleton thanked members for their assistance in recently drafting eleven Answer Briefs all of which were followed by an affirmed Opinion.

G. Programs: Carrie Ann Wozniak, Program Chair, discussed upcoming events, including the Central Florida Diversity Picnic, Practicing before the Second DCA Seminar, and Elder Law event. She encouraged any who were interested in attending to sign up. In addition to those events, the Program Committee is also assisting with the 25th anniversary dinner in conjunction with the 2018 Annual

Meeting. She asked members for their opinion on whether the location should be held on or off location from where the 2018 Annual Meeting will be held. Members had mixed thoughts so Carrie Ann Wozniak will look into location options and announce details at a later date. In addition, members should stay tuned for an announcement regarding a reception dinner that will follow the Second District Court of Appeal Seminar.

H. Legislation: Courtney Brewer, Legislation Chair, noted that multiple issues were currently being discussed by the legislature but none had crystallized to require current section action. Members were reminded that early session begins in January and updates may be announced at the midyear meeting.

I. Council of Sections: Duane Daiker provided his recap for the prior Council of Sections meeting, explaining that increased interaction between sections remains a consistent goal of the Council.

Closing and Adjournment:

Chair Norse thanked the Section members in attendance for their participation in the meeting. She also thanked each of the Chairs and Officers for their hard work and asked that all members stay safe during Hurricane Irma. She lastly encouraged everyone to make their reservations for the January Bar meeting. Following her closing remarks, her motion to adjourn passed unanimously.

EXHIBIT B

THE FLORIDA BAR
Appellate Law Section
For the Five Months Ending Thursday, November 30, 2017

Description	2016 Actual	2017 Actual	2018 Actual	2018 Budget
3001-Annual Fees	\$55,320	\$55,400	\$56,785	\$55,600
3002-Affiliate Fees		80	80	
Total Fee Revenue	55,320	55,480	56,865	55,600
3301-Registration-Live	2,998	(27)	20,000	
3311-Registration-Phone		13,935		
3321-Registration-Webcast			11,578	
3331-Registration-Ticket	10,985	3,435		
Total Registration Revenue	13,983	17,343	31,578	
3351-Sponsorships	49,393	18,250		39,500
3391 Section Profit Split	18,961	15,807	22,341	40,000
3392-Section Differential	2,970	2,845	1,040	6,000
Other Event Revenue	71,324	36,902	23,381	85,500
3899-Investment Allocation	(12,164)	40,017	22,637	10,737
Non-Operating Income	(12,164)	40,017	22,637	10,737
Total Revenue	128,463	149,742	134,461	151,837
4131-Telephone Expense	848	6,608	262	1,000
4133-Internet Service				100
4134-Web Services	7,127	10,622	2,668	8,000
4301-Photocopying				75
4311-Office Supplies	12	161		150
Total Staff & Office Expense	7,987	17,391	2,930	9,325
5051-Credit Card Fees	669	268	1,102	600
5121-Printing-Outside			4,253	4,456
5131-Production-Outside		19,897		
Total Contract Services	669	20,165	5,355	5,056
5501-Employee Travel	1,620	2,120	1,135	1,176
5531-Board/Off/Memb Travel	4,646			
5561-Judges Travel	509			1,500
5571-Speaker Travel	1,023			
Total Travel	7,798	2,120	1,135	2,676
6001-Post 1st Class/Bulk	6	18		100
6251-Promotion Sponsorship	27,159	250	28,606	31,500
6301-Mtgs TFB Annual Meeting	17,585	20,898		20,000
6311-Mtgs General Meeting	7,038	3,524	24	7,600

Description	2016 Actual	2017 Actual	2018 Actual	2018 Budget
6319-Mtgs Other Functions	12,727	19,163	152	8,500
6401-Speaker Expense	2,697			
6451-Committee Expense				1,500
7001-Grant/Award/Donation	51,585	1,092		1,500
7999-Other Operating Exp	1,385	149	58	1,500
Total Other Expense	120,182	45,094	28,840	72,200
8001-Administration General	6,980			
8011-Administration CLE		3,150	1,050	
8021-Section Admin Fee	24,255	24,255	24,850	24,325
8101-Printing In-House	292	38	33	300
8141-Journal/News Service	1,249			
8171-Course Approval Fee	150	810		
Total Admin & Internal Expense	32,926	28,253	25,933	24,625
9692-Transfer Out-Council of Sections	300	300		300
Total InterFund Transfers Out	300	300		300
Total Expense	169,862	113,323	64,193	114,182
Net Income	(41,399)	36,419	70,268	37,655
2001-Fund Balance, Beginning	454,453	413,054	449,472	445,016
Fund Balance, Ending	413,054	449,472	519,740	482,671