



Serving the Public. Serving the Profession.

HOUSE OF DELEGATES
9 a.m. ■ Thursday, June 8, 2017
Sandestin Golf & Beach Resort ■ Destin, FL

MINUTES

President Darrel J. Papillion called the meeting of the House of Delegates of the Louisiana State Bar Association to order at 10:35 a.m., Thursday, June 8, 2017. Business was conducted in accordance with the agenda below.

A G E N D A

I. Certification of Quorum by the Secretary

Ms. Mire certified that a quorum was present. A copy of the attendance roster is attached as an addendum to these Minutes.

II. Recognition of Deceased Members of the House of Delegates

The House observed a moment of silence for the following individuals:

- *H.F. Sockrider, Jr., who served as President in 1992-93 and in numerous other leadership positions prior to that, including as a member of the House of Delegates; and*
- *Marian Meyer Berkett, who was the oldest living Louisiana lawyer until her death on June 4 at the age of 104.*

General Session

III. Reports of Standing Committees of the House *

There were no oral reports from Standing Committees of the House.

IV. Reports of Officers, Board of Governors, Standing Committees and Sections of the Louisiana State Bar Association *

1. Darrel J. Papillion, President
2. Dona K. Renegar, President-Elect

3. H. Minor Pipes III, Treasurer
4. Alainna R. Mire, Secretary

No oral reports were given, as those who had reports made them to the General Assembly, which immediately preceded the House of Delegates meeting. Written reports were distributed in advance of the meeting.

V. Reports of Special Committees of the Louisiana State Bar Association*

There were no oral reports given. Written reports were distributed via email.

VI. Other Reports*

No oral reports were given.

Activities of the House of Delegates

VII. Old Business

President Papillion advised the House that the Louisiana Supreme Court had considered the House of Delegates' June 2016 recommendation regarding flat fee arrangements, but determined that it was not an adequate solution to the problem. He further advised that the Court had asked the Rules of Professional Conduct Committee to continue its work and submit an alternative proposal to the Court.

VIII. Approval of Minutes

Consideration of approval of the Minutes of the January 21, 2017 Meeting of the House of Delegates, held in Baton Rouge.

Upon motion by Robert A. Kutcher, by proxy from Simone B. Boustead of the 24th Judicial District, and second by Shayna Beevers Morvant of the 24th Judicial District, the House unanimously approved the minutes as presented.

IX. Elections

Election of five (5) members of the House of Delegates to serve three-year terms on the Legislation Committee. To ensure geographically diverse representation, there shall be no more than four (4) House of Delegates representatives from a judicial district at any given time. Terms commence on July 1 immediately following the election and end on June 30, 2020. The following HOD members' terms are expiring:

- Donald R. Abaunza
- B. Scott Andrews
- James E. Boren
- Steven G. Durio
- Ronald J. Sholes

After allowing for submission of written nominations, President Papillion announced that nominations were closed. Ballots were prepared and distributed. After ballots were returned and counted, the following House members were elected to the Legislation Committee:

- B. Scott Andrews, 19th Judicial District
- James E. Boren, 19th Judicial District

- *Steven G. Durio, 15th Judicial District*
- *Lynn Luker, Civil Law & Litigation Section*
- *Ronald J. Sholes, 41st Judicial District*

X. Resolutions

Committee Resolutions

1. Resolution from the Children’s Law Committee to constitute it as a standing committee of the Louisiana State Bar Association.
After an introduction by Children’s Law Committee Chair Karen Hallstrom and upon motion by Shannon Seiler Dartez, by proxy from L. Bianca Chretien of the 15th Judicial District, and second by Don Paul Landry of the 29th Judicial District, the House APPROVED the resolution.
2. Resolution from the Transitioning Lawyers Committee requesting that the LSBA recommend to the Louisiana Supreme Court the creation of the LSBA Receivership Program, which program would create volunteer “Receivership Teams” to assist in instances of death or disability inactive status where there is no associate, partner or estate administrator.
After an introduction and motion by Transitioning Lawyers Committee Chair Richard K. Leefe of the 24th Judicial District, and second by Steven G. Durio of the 15th Judicial District, the House UNANIMOUSLY APPROVED the resolution.

Member Resolutions

3. Resolution from Francis J. Barry, Jr. (41st Judicial District) requesting that the House of Delegates reconsider and rehear its January 21, 2017 approval of standards for specialization in in Labor Law.
Mr. Barry and Glenn B. Adams, also of the 41st Judicial District, addressed the House and advised that they were WITHDRAWING the resolution with the understanding that a committee will be appointed to study the Labor Law standards. Mr. Adams noted that they reserved the right to bring this issue back to the House of Delegates at the January 2018 meeting or some later date.
4. Resolution from Francis J. Barry, Jr. (41st Judicial District) requesting that the House of Delegates reconsider and rehear its January 21, 2017 approval of standards for specialization in Employment Law.
Mr. Barry and Glenn B. Adams, also of the 41st Judicial District, addressed the House and advised that they were WITHDRAWING the resolution with the understanding that a committee will be appointed to study the Employment Law standards. Mr. Adams noted that they reserved the right to bring this issue back to the House of Delegates at the January 2018 meeting or some later date.
5. Resolution from R. Bradley Lewis (22nd Judicial District) asking that the LSBA:

- support the First Amendment to the U.S. Constitution and Article I of the Louisiana Constitution, regarding freedom of speech and freedom of religion;
- that the LSBA urge the repeal of all laws and municipal ordinances, regulations, rules, executive orders, and other practices that prohibit or impair the freedom of speech or freedom of religion, or that discriminate against persons because of their faith, their free exercise thereof, or because of their expression of their religious or political views;
- urge the adoption of laws which protect freedom of speech and freedom of religion; and
- send a copy of this resolution to the Governor of the State of Louisiana, the Speaker of the Louisiana House of Representatives, the President of the Louisiana State Senate, and to the Louisiana Municipal Association.

This resolution was WITHDRAWN prior to the meeting.

6. Resolution from Past President James J. Davidson III to create a First Amendment Preservation Section and adopt bylaws for same.

Past President Davidson, with a proxy from Jeffrey A. Riggs of the 15th Judicial District, introduced the resolution and moved for its adoption, which motion was seconded by Mr. Leefe of the 24th Judicial District.

Mr. Leefe, in his capacity as Chair of the Bar Governance Committee, reported that the committee had reviewed the resolution in advance of the meeting and voted to support it provided the name of the section was amended to delete the word “Preservation,” making it the First Amendment Section.

The following members submitted Salmon Slips and spoke to the resolution:

- Edward L. Tarpley, Jr., 19th Judicial District – FOR
- Demarcus J. Gordon, Minority Involvement Section – AGAINST
- R. Bradley Lewis, 22nd Judicial District – FOR
- Irving J. Warshauer, 41st Judicial District – AGAINST

James E. Boren of the 19th Judicial District spoke FOR the resolution and made the following motion, which was seconded by Steven G. Durio of the 15th Judicial District:

BE IT RESOLVED that the name of the section be amended to delete the word “Preservation,” making it the First Amendment Section.

The House approved the motion to amend.

The following members submitted Salmon Slips and spoke to the resolution:

- Val P. Exnicios, Class Action, Mass Tort and Complex Litigation Section – AGAINST
- Steven G. Durio, 15th Judicial District – FOR

- *Michael W. McKay, 19th Judicial District – AGAINST*
There was a motion and second from the floor to limit further debate on the resolution, which motion failed.

President Papillion continued to recognize members who submitted Salmon Slips and the following spoke to the resolution:

- *Ben E. Clayton, 22nd Judicial District – FOR*
- *Jesse H. Bankston, Jr., 19th Judicial District – AGAINST*
- *John E. McAuliffe, Jr., by proxy from Adrian F. Lapeyronnie III of the 24th – AGAINST*
- *Daniel A. Cavell, 17th Judicial District – FOR*
- *Evan J. Bergeron, 41st Judicial District – AGAINST*
- *Richard K. Leefe, 24th Judicial District – FOR*
- *Lynn Luker, Civil Law & Litigation Section – AGAINST*
- *Phillip A. Wittmann, 41st Judicial District – AGAINST*

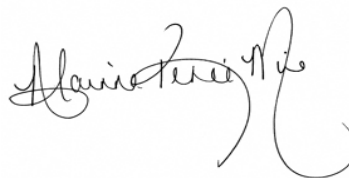
In accordance with House of Delegates Rules of Procedure, Mr. Davidson was given the opportunity to close the debate.

President Papillion called for a voice vote and ruled that the motion failed based on the voice vote. Mr. Davidson asked for a division of the House, which resulted in a vote of 27 FOR and 67 AGAINST. President Papillion announced the vote and advised that the motion had FAILED.

XI. Other Business

Consideration of any other business to come before the House of Delegates.
There being no further business, the meeting was adjourned at noon.

Respectfully Submitted:



Alainna Renee Mire,
Secretary

APPROVED BY HOUSE OF DELEGATES
JANUARY 20, 2018
BATON ROUGE, LOUISIANA

ADDENDUM
2017-2018 HOUSE OF DELEGATES
ATTENDANCE • 2017 ANNUAL MEETING

FIRST JUDICIAL DISTRICT (14 seats) Parish of Caddo

Louis R. Avallone
PRESENT Kila L. Bobier BY PROXY TO Monique Metoyer
Claude W. Bookter, Jr.
PRESENT Joseph A. Cannatella, Jr.
PRESENT James L. Fortson, Jr.
PRESENT Stephen Christopher Fortson
Daryl Gold
W. James Hill III
Amy Michelle Perkins
Nyle A. Politz
PRESENT Joseph L. Shea, Jr.
Kenneth Craig Smith, Jr.
Scott R. Wolf
Paul L. Wood

SECOND JUDICIAL DISTRICT (3 seats) Parishes of Bienville, Claiborne & Jackson

Tammy G. Jump
Yumeaka Robinson Washington

THIRD JUDICIAL DISTRICT (3 seats) Parishes of Lincoln & Union

Addison K. Goff IV
Shelley Ann Goff
Tyler G. Storms

FOURTH JUDICIAL DISTRICT (11 seats) Parishes of Morehouse & Ouachita

PRESENT Martin Shane Craighead
John Albert Ellis
Lakeisha J. Johnson
PRESENT Ramsey L. Ogg BY PROXY TO C.A. "Hap" Martin III
Lavalley B. Salomon
Arthur L. Stewart
William Michael Street
Peggy J. Sullivan
David J. Summersgill, Jr.
Jessica Welch Williams
Thomas G. Zentner, Jr.

FIFTH JUDICIAL DISTRICT (3 seats) Parishes of Franklin, Richland, & West Carroll

PRESENT John Clay Hamilton
Amanda Hollis

SIXTH JUDICIAL DISTRICT (2 seats) Parishes of East Carroll, Madison & Tensas
George F. Fox, Jr.

SEVENTH JUDICIAL DISTRICT (2 seats) Parishes of Catahoula & Concordia

PRESENT Joseph A. Boothe
PRESENT Ann S. Siddall

EIGHTH JUDICIAL DISTRICT (1 seat) Parish of Winn

PRESENT Justin Keith Gates

NINTH JUDICIAL DISTRICT (7 seats) Parish of Rapides

PRESENT Marcus Augustine BY PROXY TO Alainna R. Mire
PRESENT Bradley L. Drell BY PROXY TO Charles Elliott
PRESENT Harold A. Murry
PRESENT Edward L. Tarpley, Jr.
Stephen Wheelis
PRESENT David M. Williams
Zebulon M. Winstead

TENTH JUDICIAL DISTRICT (2 seats) Parish of Natchitoches

Cloyd Benjamin
PRESENT Keenan K. Kelly

ELEVENTH JUDICIAL DISTRICT (1 seat) Parish of Sabine

Rebecca Riall

TWELFTH JUDICIAL DISTRICT (2 seats) Parish of Avoyelles

PRESENT Douglas L. Bryan BY PROXY TO A.J. Roy III
Dan B. McKay, Jr.

THIRTEENTH JUDICIAL DISTRICT (2 seats) Parish of Evangeline

Timmy J. Fontenot
Abby Bergeron Landreneau

FOURTEENTH JUDICIAL DISTRICT (9 seats) Parish of Calcasieu

PRESENT Theresa A. Barnatt BY PROXY TO Emmett C. Sole
PRESENT Cade R. Cole
PRESENT Brian Lee Coody
PRESENT L. Paul Foreman
PRESENT Thomas L. Lorenzi
Robert C. McCorquodale
PRESENT Chantell Marie Smith BY PROXY TO Renee R. Simien
Kenneth M. Wright

FIFTEENTH JUDICIAL DISTRICT (13 seats) Parishes of Acadia, Lafayette & Vermillion

PRESENT Loretta Bianca Chretien BY PROXY TO Shannon S. Dartez

PRESENT Steven G. Durio
Chase J. Edwards
PRESENT Scott F. Higgins BY PROXY TO Melissa Theriot
Matthew J. Hill, Jr.
PRESENT Katherine L. Hurst
Andrew B. Mims
Donovan J. O'Pry II
PRESENT Joseph R. Oelkers III BY PROXY TO Robert Torian
PRESENT Jeffrey A. Riggs BY PROXY TO James J. Davidson III
Michael D. Skinner
Dwazendra Smith
PRESENT Juliette B. Wade BY PROXY TO Karen King

SIXTEENTH JUDICIAL DISTRICT (8 seats) Parishes of Iberia, St. Martin & St. Mary

Adolph B. Curet III
Eric P. Duplantis
Pamela A. Lemoins
Marsha McNulty
Andrew Reed
Maggie T. Simar
Anne G. Stevens
Dennis R. Stevens

SEVENTEENTH JUDICIAL DISTRICT (5 seats) Parish of Lafourche

William N. Abel
PRESENT Daniel A. Cavell
Marla Mitchell
Robert M. Pugh
Nicholas J. Zeringue

EIGHTEENTH JUDICIAL DISTRICT (4 seats) Parishes of Iberville, Pointe Coupee & West Baton Rouge

J. Lane Ewing, Jr.
Stephen Philibert Jewell
PRESENT Deidre Deculus Robert
David M. Tubbs

NINETEENTH JUDICIAL DISTRICT (21 seats) Parish of East Baton Rouge

PRESENT B. Scott Andrews BY PROXY TO Susan Manuel
PRESENT Kelly E. Balfour
PRESENT Jesse H. Bankston, Jr.
PRESENT Valerie B. Bargas
PRESENT James E. Boren
PRESENT Dana B. Brown
PRESENT Donald J. Cazayoux, Jr. BY PROXY TO Tavares Walker
PRESENT Douglas J. Cochran

PRESENT Jean M. Faria BY PROXY TO Monica Vela-Vick
Frank A. Fertitta
PRESENT C. Frank Holthaus BY PROXY TO Edward Walters
PRESENT Jay M. Jalenak, Jr.
PRESENT Michael W. McKay
PRESENT Adrian G. Nadeau BY PROXY TO Nicholas R. Rockforte
PRESENT Julie Baxter Payer BY PROXY TO Chris Hebert
PRESENT Mary E. Roper
PRESENT Valerie T. Schexnayder
PRESENT Amanda S. Stout BY PROXY TO Scotty Chabert, Jr.
PRESENT David Abboud Thomas
PRESENT Mary Ann M. White
PRESENT Jack K. Whitehead, Jr. BY PROXY TO Luis Leitzelar

TWENTIETH JUDICIAL DISTRICT (2 seats) Parishes of East Feliciana & West Feliciana

PRESENT Samuel Christopher D'Aquila
Stewart B. Hughes

TWENTY-FIRST JUDICIAL DISTRICT (9 seats) Parishes of Livingston, St. Helena & Tangipahoa

Mary E. Heck Barrios
Erik L. Burns
Anthony Todd Caruso
Steven J. Farber
Colt Justin Fore
Ivy Landry Graham
D. Blayne Honeycutt
Amanda L. Huff Brown
PRESENT Robert W. Morgan

TWENTY-SECOND JUDICIAL DISTRICT (12 seats) Parishes of St. Tammany & Washington

Clayton J. Borne IV
William Harvell Burris
PRESENT Ben E. Clayton
Debra Kay Henkels
Waldon M. Hingle
Michael E. Holoway
PRESENT Robert C. Lehman
PRESENT R. Bradley Lewis
L. Jay McCreary
Sean M. Morrison
Patrice W. Oppenheim
PRESENT Todd C. Taranto

TWENTY-THIRD JUDICIAL DISTRICT (5 seats) Parishes of Ascension, Assumption & St. James

Christopher J. Bridges
PRESENT Lana O. Chaney
Rusty M. Messer
PRESENT Michael J. Poirrier
Timothy E. Pujol

TWENTY-FOURTH JUDICIAL DISTRICT (19 seats) Parish of Jefferson

PRESENT Simone B. Boustead BY PROXY TO Robert A. Kutcher
PRESENT Thomas C. Cerullo
PRESENT David L. Colvin
PRESENT Sandra K. Cosby
PRESENT S. Guy deLaup
PRESENT Michael R. Delesdernier BY PROXY TO Stephen I. Dwyer
Edwin R. Fleischmann, Jr.
Paul C. Fleming, Jr.
PRESENT Michael R. Gelder
Christy M. Howley
PRESENT Adrian F. LaPeyronnie III BY PROXY TO John E. McAuliffe, Jr.
PRESENT Richard K. Leefe
PRESENT Betty Ann Maury
Scott W. McQuaig
PRESENT Shayna Beevers Morvant
Bryan A. Pfleeger
Roy A. Raspanti
George B. Recile
PRESENT Tina Louise Suggs

TWENTY-FIFTH JUDICIAL DISTRICT (2 seats) Parish of Plaquemine

PRESENT S. Jacob Braud
PRESENT Dominick Scandurro, Jr.

TWENTY-SIXTH JUDICIAL DISTRICT (6 seats) Parishes of Bossier & Webster

John Zachary Blanchard, Jr.
Amanda J. Hulett
Patrick R. Jackson
Ross E. Shacklette
PRESENT John B. Slattery, Jr.
David L. White

TWENTY-SEVENTH JUDICIAL DISTRICT (4 seats) Parish of St. Landry

Scherri N. Guidry
PRESENT Francis A. Olivier III
PRESENT Ogden L. Pitre
Randy Wagley

TWENTY-EIGHTH JUDICIAL DISTRICT (1 seat) Parish of LaSalle

PRESENT Kamra S. Craig

TWENTY-NINTH JUDICIAL DISTRICT (3 seats) Parish of St. Charles

PRESENT Steven F. Griffith, Sr.

PRESENT Don Paul Landry
Robert L. Raymond

THIRTIETH JUDICIAL DISTRICT (3 seats) Parish of Vernon

PRESENT Wesley R. Bailey

PRESENT Mary K. Beaird
Mark H. Kramar

THIRTY-FIRST JUDICIAL DISTRICT (1 seat) Parish of Jefferson Davis

Elliott C. Cassidy

THIRTY-SECOND JUDICIAL DISTRICT (5 seats) Parish of Terrebonne

PRESENT Charles C. Bourque, Jr.

PRESENT Teresa D. King
Patricia P. Reeves-Floyd

THIRTY-THIRD JUDICIAL DISTRICT (2 seats) Parish of Allen

Mary Hebert Holmes
Michael Bruce Holmes

THIRTY-FOURTH JUDICIAL DISTRICT (5 seats) Parish of St. Bernard

Roberta L. Burns
Tracy Helen Duplantier
Gregory J. Noto
Gregory W. Rome

PRESENT Paul A. Tabary III

THIRTY-FIFTH JUDICIAL DISTRICT (1 seat) Parish of Grant

Scott M. Prudhomme

THIRTY-SIXTH JUDICIAL DISTRICT (2 seats) Parish of Beauregard

THIRTY-SEVENTH JUDICIAL DISTRICT (1 seat) Parish of Caldwell

Brian E. Frazier

THIRTY-EIGHTH JUDICIAL DISTRICT (1 seat) Parish of Cameron

PRESENT Robert James Sheffield, Jr.

THIRTY-NINTH JUDICIAL DISTRICT (1 seat) Parish of Red River

Luke D. Mitchell

FORTIETH JUDICIAL DISTRICT (3 seats) Parish of St. John the Baptist

Geoffrey M. Michel
PRESENT William D. O'Regan III

FORTY-FIRST JUDICIAL DISTRICT (32 seats) Parish of Orleans

PRESENT Donald R. Abaunza
PRESENT Glenn B. Adams
PRESENT Francis J. Barry, Jr.
PRESENT Ashley L. Belleau BY PROXY TO Kimberly Silas
PRESENT Alicia M. Bendana
PRESENT Jack C. Benjamin, Jr.
PRESENT Evan J. Bergeron
PRESENT Thomas A. Casey, Jr. BY PROXY TO Mark A. Cunningham
PRESENT Lawrence J. Centola, III
PRESENT Justin M. Chopin
PRESENT Thomas Louis Colletta, Jr. BY PROXY TO Micah Zeno
PRESENT Richard B. Eason, II
PRESENT Judith A. Gainsburgh BY PROXY TO H. Minor Pipes III
PRESENT James C. Gulotta, Jr.
PRESENT Philip K. Jones, Jr. BY PROXY TO Kelly Legier
PRESENT Tracy O. Joseph BY PROXY TO Micah Fincher
PRESENT Mark D. Latham BY PROXY TO Dana Douglas
PRESENT David W. Leefe BY PROXY TO Kristen Stringer
PRESENT Chadwick J. Mollere
André J. Mouledoux
Brian P. Quirk
PRESENT Christopher K. Ralston
PRESENT Louis Gravois Schott
PRESENT Karen B. Sher
PRESENT Ronald J. Sholes
John A. Stassi II
PRESENT Patrick A. Talley, Jr.
PRESENT Irving J. Warshauer
PRESENT Craig R. Webb
PRESENT Edward D. Wegmann
PRESENT Phillip A. Wittmann
PRESENT Jay C. Zainey, Jr.

FORTY-SECOND JUDICIAL DISTRICT (2 seats) Parish of DeSoto

Dick D. Knadler
Adrienne D. White

SECTION CHAIRS

Richard J. Arsenault, Insurance, Tort, Worker's Comp & Admiralty Law
Ian Charles Barras, Intellectual Property
Brian M. Begue, Administrative Law

Susan J. Burkenstock, Trusts, Estate, Probate & Immovable Property Law
Joshua A. DeCuir, Corporate & Business Law
Ashley Foret Dees, Immigration Law
Ariel K. DiGiulio, Animal Law
PRESENT Val P. Exnicios, Class Action, Mass Torts & Complex Litigation
Steven J. Farber, Government & Public Law
Marcus T. Foote, Family Law
Edgar D. Gankendorff, Art Entertainment & Sports Law
PRESENT Demarcus Gordon, Minority Involvement
Edward T. Hayes, International Law
Leland G. Horton, Mineral Law
Abid Husain, Solo & Small Firm
Louis C. LaCour, Appellate
PRESENT Lynn Luker, Civil Law & Litigation BY PROXY TO Micah Zeno
Tristan E. Manthey, Bankruptcy Law
Alexander M. McIntyre, Antitrust & Trade Regulation
Mark A. Myers, Alternative Dispute Resolution
Erin E. Pelleteri, Labor & Employment
Warren A. Perrin, Francophone
John W. Redmann, Bench & Bar
H. Bruce Shreves, Fidelity, Surety & Construction Law
Jacob S. Simpson, Health Law
David A. Szwak, Consumer Protection Law
Michael S. Walsh, Criminal Law
James R. Washington, Tax
Michelle M. White, Environmental Law
James Randy Young, Public Utility