

**MEETING OF THE COUNCIL OF THE  
OF THE PROBATE AND ESTATE PLANNING SECTION  
OF THE STATE BAR OF MICHIGAN**  
Friday, November 18, 2022 @ 10:00 AM

University Club of Michigan State University  
3435 Forest Rd, Lansing, MI 48910  
and  
Remote

**Minutes**

**I. Call to order and Welcome:** Chairperson Mark E. Kellogg called the meeting to order at 10:00 AM noting that the meeting was being recorded and that the resulting recording is to be deleted once the minutes of the meeting have been submitted by the Secretary and accepted by the Council.

**II. Attendees**

A. The following officers and members of the Council were “present” either in person at the University Club of Michigan State University or by remote *via* Zoom:

1. Mark E. Kellogg, Chairperson
2. James P. Spica, Chairperson Elect
3. Katie Lynwood, Vice-Chairperson
4. Nathan Piwowarski, Secretary
5. Richard C. Mills, Treasurer
6. Daniel S. Hilker
7. Angela M. Hentkowski
8. Melisa M.W. Mysliwicz
9. Andrew W. Mayoras
10. Christine M. Savage
11. David Sprague
12. Kenneth F. Silver
13. Neal Nusholtz
14. James F. Anderton
15. Rebecca K. Wrock
16. Sandra D. Glazier
17. Susan L. Chalgian
18. Daniel W. Borst
19. Michael Shelton

B. It was noted that a quorum was “present.”

C. Others “present” either in person at the University Club in East Lansing or by remote  
*via Zoom:*

David P. Lucas  
Robert B. Labe  
Elizabeth McLachlan  
James B. Steward  
Elizabeth Siefker  
Kristle Teague  
Stephen J. Dunn  
Kathleen M. Goetsch  
Rebecca Gorbutt  
Kathleen A. Cieslik  
Jim Ryan (Public Affairs Associates)  
Andrea Neighbors (Administrative Assistant)

**III. Excused Absences:** Hon. Shauna L. Dunning, Georgette E. David, and Warren Krueger III.

**IV. Lobbyist’s Report (Public Affairs Associates):** Jim Ryan reported that:

- A. There may be a lame duck session
- B. The Democrats took control of the Senate and the House
- C. The EPIC Omnibus package is scheduled to be on the Senate Judiciary Committee’s on November 29, 2022.

**V. Monthly Reports**

**A. Minutes of Prior Council Meeting:** Angela Hentkowski motioned to accept the minutes of the October Council meeting (Attachment 1 to the 11/18/2022 Council meeting materials) with Robert Labe listed as “other present” not council member and was seconded by Nathan Piwowarski, whereupon a voice vote was taken, and the minutes were accepted without objection.

**B. Chairperson’s Report:** Mark Kellogg reported that:

1. Chair Mark Kellogg discussed reasons for not electing to create an optional Community Property statute in Michigan; Neal Nusholtz will supplement the record the record with an article explaining the problems associated with the proposal (attachment 1). Rick Mills moved to disband the Community Property Committee and was unanimously approved.

2. Chair Mark Kellogg requested the council send him any update committee member information.

**C. Treasurer's report: Rick Mills reported that:**

1. There have not been any reports from the State Bar as they are in the process of the year end audit. Once the reports are made available, the Budget Committee will meet to propose a budget for 2022-2023.
2. Any contributions to the Hearts and Flowers fund should be directed to Rick Mills and his firm.

**D. Committee on Special Projects (CSP): reported that:**

CSP considered a report from the Charitable & Tax-Exempt Organizations Committee with respect to its proposal to review and make certain substantive and organizational changes to the body of nonprofit law in Michigan, and after discussion, a majority of those present voted in favor of the Committee moving forward with its proposed project.

CSP recommended that Council approve the Committee's continued work on this project and a motion was made by Chair Melisa Mysliwec. Motion carried.

**E. Tax Committee Tax Nugget:**

Neal Nusholtz summarized the Tax Nugget that was included as Attachment 3 to the 11/18/2022 Council meeting materials.

**VI. Other Business:**

- A.** Nathan Piwowarski moved to amend the 10/22/2022 minutes to reflect Dan Borst and Michael Shelton as council members and was seconded by Angela Hentkowski whereupon a voice vote was taken, and the Chair determined that the motion carried.
- B.** Mark Kellogg motions for approval of Zoom license reimbursement to Angela Hentkowski and was seconded by Jim Spica whereupon a voice vote was taken, and the Chair determined that the motion carried.

**VIII. Adjournment:** There being no other business before the Council, the Chairperson declared the meeting adjourned at 10:39 PM.

Respectfully Submitted,

Nathan Piwowarski, Secretary

The next Council meeting will be held on Friday, December 16, 2022.