

**State Bar of Michigan  
Information Technology Law Section  
Council Meeting Minutes**

April 4, 2020  
Teleconference Meeting at 6 PM  
Call-In Number **877-352-9775**, Conference Code **416 957 1129**

- I. Call to Order – M. Gallo called the meeting to order at 6:11pm
- Council Members Participating:** Michael Gallo, Karl Hochkammer, George Kimball, Michael McCandlish, Kathryn Ossian, Elizabeth Storm, Jeanne Whalen
- Council Members Absent:** Onika Celestine, Keith Cheresko, Kellie DeMeritt, Christopher Falkowski, Katherine Kelley, Clifford Lanning, Adam Rubin, Joellen Shortley, Daniel Ungar
- Section Members Participating:** Jeff May, Mike Serra
- II. Meeting Minutes – The January 9, 2020 Council meeting minutes were approved with corrections. M. McCandlish moved to approve, K. Ossian seconded, approved unanimously.
- III. Treasurer’s Report
- a. M. Gallo reported. Section is operating according to budget. We currently have \$77k funds available. We expect funds available at year end to be \$62k.
- IV. Remaining 2019-2020 Council/Section Meetings – Proposed dates listed below, but if needed, additional meetings are possible. Preferably, meeting sites can provide a teleconference phone, a room big enough to seat about 15 people around a conference table, and a contact to coordinate a food order that would be paid for by the Section.
- a. **Thursday, July 9, 2020**, 5:30 PM Networking/6:00 PM Meeting – Host: M. McCandlish, Bejin Bieneman PLC, 2000 Town Center, Suite 800, Southfield, MI 48075. If coronavirus restrictions are still in effect, the meeting will be held via teleconference at 877-352-9775, Conference Code 4169571129
- i. *M. Gallo and M. McCandlish will discuss the possibility of a face-to-face meeting two weeks prior to the scheduled meeting and M. Gallo will inform council of decision.*
- b. **Thursday, September 10, 2020**, Lunch at the *13<sup>th</sup> Annual Information Technology Law Seminar!*
- V. Reports
- a. **“A Legal Look at New Technologies: Artificial Intelligence, Autonomous Vehicles and Robotic Process Automation”**
- i. M. Gallo reported. A lot of work went into preparing this conference. As described in detail below, the conference will be rescheduled after the restrictions caused by covid-19 are lifted, most likely for Q4, 2020, or Q1, 2021.
1. Team includes J. Shortley, K. Kelley, E. Storm, M. McCandlish, M. Gallo developed this conference, with support from Keith Cheresko for registration.
2. Event is postponed. Recommendation is for the committee to reconvene after the restrictions caused by the coronavirus are lifted and investigate rescheduling for a date between October 2020 and April 2021.

3. Must identify date, location, food vendor. Confirm presenters and moderator. Invite the IT Law, Health Care Law and Intellectual Property Law Sections. Create online registration. Advertise on web site, Facebook, LinkedIn, etc.
  4. Schedule: 5:30 to 6:00 PM/Section Council Meeting; 6 to 6:30 PM/Networking; 6:30 to 7:30 PM Panel Presentation; 7:30 to 8 PM/Q&A. Moderator: Kathy Ossian. Panelists:
    - a. Bill Jobes, Jobes Technology Solutions (10-15 minutes) – Basics of AI and RPA; specific applications in legal and healthcare fields
    - b. Emily Frascaroli, Ford Motor Company (10-15 minutes) - Autonomous vehicles and liability issues
    - c. Jennifer Dukarski, Butzel Long (10-15 minutes) - The Ethics of AI and Machine Learning; including healthcare examples
- b. **Michigan Bar Journal** – Information Technology Law theme issue for May 2022.
    - i. Chris Falkowski is leading this team. Jeff May volunteered to join this team and will contact Chris Falkowski. We are looking for one additional volunteer.
    - ii. Identify authors for three or four articles of ~2,500 words each, with a maximum combined total of 10,000 words
    - iii. Work with those authors and editor from the State Bar Journal Committee to ensure articles meet Michigan Bar Journal standards, and are submitted in a timely manner.
  - c. **Privacy Committee**
    - i. Bob Rothman and Keith Cheresko
    - ii. Tentative meeting dates are the following Thursdays: June 18, September 17 and December 10, 2020
    - iii. Tentative Location: Meeting may be held by teleconference, or possibly at Jaffe Raitt Heuer & Weiss, American Center Building, 25th Floor, 27777 Franklin Road, Southfield, MI 48034
    - iv. To attend Privacy Law Committee meetings, contact a Committee Co-Chair: Robert Rothman, rrothman@privassoc.com or Keith Cheresko, kcheresko@privassoc.com.
  - d. **Bylaws Committee**
    - i. Robert Rothman, Mike McCandlish, Karl Hochkammer and Chris Falkowski are on this team.
      1. K. Hochkammer to follow up with Bob Rothman regarding next steps.
      2. To keep the effort moving, one option is to update the bylaws as soon as possible with process changes, then in a future year, to update the bylaws to reflect a Section name change that Council approves.
  - e. **2020 IT Law Seminar**
    - i. Planning is well underway as described below. We are assuming the Seminar will go on as planned, unless restrictions due to covid-19 prevent it.
    - ii. Team includes Katherine Kelley, Joellen Shortley, Kellie DeMeritt, Keith Cheresko, Elizabeth Storm, Michael Gallo, Mark Malvern and Mike Serra.
    - iii. Documented tasks and target dates. Completed SBM Forms. Facilities and catering reservations made with St. Johns. Need to finalize a moderator, speakers and topics. Topics may include: IT Contracting and Compliance; Privacy Law Update; Emerging Issues in Biometrics; Effective Product Counsel; Technology Related Lessons from the Coronavirus Experience; Cyber Security Incident Planning and Response
    - iv. Next teleconference planning meetings are targeted for 9 AM on April 17 and May 15, at 877-352-9775, Conference Code 416-957-1129
  - f. **Annual Meeting**
    - i. Generally, the IT Law Section Annual meeting is conducted during the lunch recess of the annual IT Law Seminar. In case that the Seminar this year is cancelled due to covid-

19 (which we do not anticipate at this time), we are still required to conduct an annual meeting. We will address this issue should it become necessary. One possibility is to do this meeting online.

**g. Strategic Plan Committee**

i. George Kimball and Michael Gallo identified a short list of goals for 2019/2020, which are attached. The intent is to work on the current list as able, and after the 2020 Annual Meeting, allow the new Chair and Council to revisit the goals for 2020/2021.

1. Discussion – Do we want to include target dates for achieving the “Goals and Activities for Council Review and Prioritization? For now, leave without target dates. Target dates can be assigned when a champion and/or team has been identified for the activity.

2. Unless otherwise objected to, M. Gallo will publish this strategic plan to the SBM website and include it in our next newsletter.

3. The next council may update the strategic plan for one or more future years.

**h. Nominating Committee** – Joellen Shortley, Kathryn Ossian and Karl Hochkammer. Will determine whether anyone will meet the quota of six (6) consecutive years as a voting Council Member, or may not to seek renewal for another term. Seeking Treasurer and Council nominations.

i. Five current council members are terming out this year; K. Cheresko, M. McCandlish, A. Rubin, J. Shortley, J. Whalen.

1. Generally, the section bylaws limit council membership to six consecutive years. This rule is waived for council officers.

2. After taking one year off, section members are once again eligible to serve on council.

3. The nominating committee will consider section members who have been active with council activities as potential council members, including Mike Serra, Jeff May, Eric Kociba.

**i. New Business –**

i. Non-limiting list of potential candidates for a co-sponsored event include the Arts, Communications, Entertainment and Sports (ACES) Law Section, the Intellectual Property Law Section, and the International Law Section.

ii. Sponsorship of Young Lawyers Section

1. We received a request to sponsor the 13<sup>th</sup> Annual Young Lawyers Summit on Saturday 12, 2020

2. There was a consensus that we would like to support this summit. This may not be a sponsorship, but we plan to donate \$500.

3. Both George Kimball and Mike Serra expressed interest in either being speakers or supplying a speaker to this event.

VI. Adjournment – Meeting was adjourned at 7:05pm. E. Storm moved to adjourn, M. Gallo seconded, unanimously approved.