

**STATE BAR OF MICHIGAN
BUSINESS LAW SECTION
COUNCIL MINUTES**

September 26, 2006

This meeting of the Council of the Business Law Section of the State Bar of Michigan was held at the Hotel Baronette in Novi, Michigan on September 26, 2006 at 5:30 p.m., pursuant to notice duly given.

1. Call to Order and Determination of Quorum. Section Chairperson, Mark R. High, called the meeting to order at approximately 5:30 p.m. and determined with the other officers present that a quorum existed.

2. Approval of Minutes of June 3, 2006 Council Meeting. Mr. High called for a motion to approve the Minutes of the Meeting of the Council from June 3, 2006. Pursuant to motion duly made and seconded, the Minutes were unanimously approved.

3. Nomination of Officers. The following persons were presented for nomination by Daniel H. Minkus, standing in for Jeffrey S. Ammon: Mark R. High, as Chairperson, Michael S. Khoury, as Vice Chairperson, Diane L. Akers, as Secretary, and Dee Dee Fuller, as Treasurer.

4. Election of Officers. Pursuant to motion duly made and seconded, the nominations of the Officers, as stated above in item 3, were unanimously approved.

5. Incoming Chairperson's Report. Mr. High thanked his predecessors, Verne Hampton and Tom Carney, for getting him involved in Section activities. He thanked Section leaders, past and present, for their involvement. Mr. High stated that he has three initiatives for the upcoming year:

- a. Outreach;
- b. To raise the visibility of the Section; and
- c. To continue to develop the Section's Committees.

Mr. High discussed his hopes for the Section as we move forward, including the use of technology to reach out to members and educational programs.

6. Council Approval of Committee Chair and Directorship Appointments. Mr. High stated that Section Committees and Directorships will be announced at the December 2 Council meeting.

7. Committee/Directorship Reports.

A. Standing Committees.

- (i) Agricultural Committee. No report.

(ii) Commercial Litigation Committee. A written report of the Commercial Litigation Committee is attached to these Minutes.

(iii) Corporate Laws Committee. A written report of the Corporate Laws Committee is attached to these Minutes.

(iv) Debtor/Creditor Rights Committee. A written report of the Debtor/Creditor Rights Committee is attached to these Minutes.

(v) Financial Institutions Committee. A written report of the Financial Institutions Committee is attached to these Minutes.

(vi) In-House Counsel Committee. No report.

(vii) Nonprofit Corporations Committee. A written report of the Nonprofit Corporations Committee is attached to these Minutes.

(viii) Regulation of Securities Committee. No report.

(ix) Uniform Commercial Code Committee. A written report of the Uniform Commercial Code Committee is attached to these Minutes.

(x) Unincorporated Enterprises Committee. A written report of the Unincorporated Enterprises Committee is attached to these Minutes.

B. Ad Hoc Committees.

(i) Uniform Securities Act (2002). A written report of the Uniform Securities Act (2002) Committee is attached to these Minutes.

(ii) Task Force on Attorney-Client Privilege. No written report. Ms. Akers reported that the Task Force on Attorney-Client Privilege has set up a web page. She will send the link to local and special interest groups next week.

(iii) Business Court. No written report. Ms. Akers reported that Representative Palmer is working on a strategy with respect to this initiative.

C. Directorship Reports.

(i) Legislative Review Directorship. A written report of the Legislative Review Director is attached to these Minutes.

(ii) Nominating Directorship. A written report of the Nominating Director is attached to these Minutes.

(iii) Programs Directorship. A written report of the Programs Director is attached to these Minutes.

(iv) Publications Directorship. No report.

(v) Section Development. A written report of the Section Development Director is attached to these Minutes.

(vi) Technology. No report.

8. Liaison Reports.

(i) Law Schools. A written report of the Law Schools Liaison is attached to these Minutes.

9. Other Business and Announcements.

A. Access to Justice. Tomika Horne thanked the Section for its monetary contributions to Access to Justice. Access to Justice is presenting the Section with a crystal award which will be presented at the March, 2007 meeting in Lansing.

10. Announcement of December 2, 2006 Meeting. The next meeting of the Business Law Section Council will be held on Saturday, December 2, 2006 at 10:00 a.m. at the offices of Kerr, Russell and Weber in Troy.

11. Meeting Adjournment. There being no further business to come before the Council of the Business Law Section, upon motion duly made, seconded, and unanimously approved, the meeting was adjourned at approximately 6:00 p.m..

11. Schulman Award Presentation. Mr. Lark introduced the Stephen H. Schulman Outstanding Business Lawyer Award which will be presented annually. The award honors Michigan business lawyers who consistently exemplify the characteristics the Section seeks to foster and facilitate: the highest quality of professionalism, the highest quality of practice, an unwavering dedication to service, ethical conduct, and collegiality within the practice of law. Professor Alan Schenk remarked about Stephen Schulman. Justin G. Klimko remarked about James C. Bruno and presented Mr. Bruno with his award. Stephen C. Waterbury remarked about Hugh H. Makens and presented Mr. Makens with his award. David Foltyn remarked about Cy Moscow and presented Mr. Moscow with his award. Daniel H. Minkus remarked about Martin C. Oetting and presented Mr. Oetting with his award. The award ceremony ended at approximately 6:45 p.m.

Respectfully submitted,

By: _____
Diane L. Akers, Secretary