

**UNINCORPORATED ENTERPRISES COMMITTEE
REPORT PREPARED FOR THE DECEMBER 5, 2009 COUNCIL MEETING**

1. Budget Request

\$10,000 for reporter, lobbyist, and costs in connection with meetings with respect to the UPA, ULPA, MLLCA, and LLC Act Amendment projects.

2. Use of Budgeted Funds During 2008-2009.

Last year's budget was \$5,000, but none of the monies were spent.

3. Next Scheduled Meeting of the Committee

The Committee has comments for review regarding the proposed form of UPA with comments made by Elliott Spoon as Reporter for the proposed Uniform Acts. Discussion and work continues with Mr. Spoon. Members of the Committee recently participated in a series of meetings relating to amendments to the MLLCA.

4. Council Approval

N/A.

5. Membership

Our Committee and the BLS recently co-sponsored the annual Business Entity Update seminar in conjunction with ICLE. An additional goal for our Committee for 2009 is to actively discuss and ultimately support the introduction of more recent forms of the UPA and ULPA as adopted by NCCUSL, and to offer support to the Ad Hoc LLC Committee of the Section. We have added six new members to the Committee roster since January 1, 2009.

6. Accomplishments Toward Committee Objectives

Our Committee remains active in working on legislative matters associated with the MLLCA and continues to work to educate the Bar by presenting its annual seminar (and by participating in other seminars during the year). A series of conference calls are planned to finalize our comments to the proposed MLLCA legislation (amendments) so it can be introduced when the legislature re-convenes after the holidays. More effort is needed to increase membership on our Committee and to introduce new people to our Committee work. The new database should assist in meeting these objectives.

7. Meetings and Programs

The Committee co-sponsored the 2009 LLC and Business Entity Update along with ICLE which was presented in February 2009. Our Committee is now planning the program for the 2010 LLC and Business Entity Update seminar. Our Committee is also actively involved in the UPA and ULPA project referenced above. Also, we are involved along with the Ad Hoc Committee on amendments to the Michigan Limited Liability Company Act.

8. Publications.

N/A.

9. Legislative/Judicial/Administrative Developments

Our Committee is active with the Ad Hoc Committee on the legislative amendments to the Michigan Limited Liability Company Act. Amendments were last adopted in December 2002 with immediate effect. We are now involved with proposed MLLCA amendments.

10. Analysis of Applicable Strategic Plan Issues.

Continuation of activities to educate the Bar, improve the environment for practicing business law in Michigan, and enhance the involvement of attorneys in the Section.

11. Miscellaneous

We invite new members to our Committee and to participate in the activities of our Committee.

Report submitted by:

Daniel H. Minkus
Committee Chair
Unincorporated Enterprises Committee