

MINUTES OF THE CRIMINAL LAW SECTION
STATE BAR OF MICHIGAN
May 17, 2011

Members Present: Michael Brady, David E. Gilbert, Sherrie Guess, Graham L. Teall, Charles H. Marr, Jonathan Sacks, Kiana Evelina Lee Franulic, Barbara R. Levine, Matthew P. Smith, Stephen M. Taratuta, Kenneth Malkin, Honorable David A. Hoort, Michael J. Marutiak, David S. Layton, Opolla Brown

Also Present: Bruce Timmons, Elaine Spiliopoulos, Thomas Rombach

I Call to Order by Ken Malkin 6:50 p.m.

- a. Absence with notice:, Ward McDonough, Stephn J. Gobbo, Steve B. Lockhart, Lynn B. D'Orio and M. Jon Posner
- b. Absent without notice: None

II Approval of Minutes from April 19, 2011

No amendments, unanimously approved.

III Treasurer's Report

Presented by Judge Hoort- under budget for Shanty Creek, everything else appears normal

Motion to approve was made to accept report and seconded. Motion approved without objection

IV Committee Reports

A. Bylaws- Kenneth Malkin

- a. Elaine Spiliopoulos made "Event Coordinator", and is granted authority to act for the Criminal Law Section to execute contracts in that capacity – motion approved

B. Shanty Creek- Elaine Spiliopoulos

- a. (1) Deposit of \$500.00 and (2) motion granting Elaine Spiliopoulos permission to sign the contract with Shanty creek passed by unanimous vote

C. Mackinac Island-

D. Membership Committee- Kianna Franulic

- a. Nothing to report

E. Budget Committee- Judge David Hoort

- a. Newsletter and Advertising discussed
- b. Adopting a two year budget; will be in the red this year, in the black next year
- c. Allow Elaine Spiliopoulos to determine what advertising should be; she may accept any advertisement in her discretion, but if she has a question or wishes to refuse advertising, she shall bring the issue to the board- passed by unanimous vote

- d. Motion to adopt budget for annual meeting to \$6,000.00 passed by unanimous vote
- F. Annual Meeting- Michael Brady/ Barbara Levine
 - a. Program- 1. Chris Hawkins - MSP 2. Mary Makermin- collateral consequences 3. Jill Levenson-residency requirements
 - b. Extensive discussion on budget re: compensating speakers
 - c. Motion to allow speaker fee for Jill Levenson passes 9 for 4 against
- V. Legislation and Court Rules
 - A. Defense Access to LEIN
 - B. SB 319- Reduction of judges motion to not address
 - C. MCR 2.511 Disqualification of Jurors Motion to oppose court rule amendment – 13 oppose amendment, 1 for amendment, 0 abstentions
 - D. Legislative letter Re: Juvenile Consent Calendar –motion to be co-signer for 14 opposed 0 abstentions 0
 - E. Legislative Report- Bruce Timmons
 - F. HB 4647 Against with explanation –parties Or for good cause- unconstitutional- violation of right to confrontation for a criminal case 13 for 1 opposed 0 abstain
- VI. Chair's Report
 - A. Create Nominating Committee- Michael Marutiak- chair; Michael Brady, Kiana Franulic, Charles Marr, Ward McDonough
- VII. Lobbyist- Graham Teall
 - A. GSI, \$3,000.00/mo

Meeting Adjourned 9:06 p.m.

Respectfully Submitted,

/David E. Gilbert/
David E. Gilbert
Secretary