
The Docket



News of the National Conference of Appellate Court Clerks

Volume 26 Issue 3

June 1998

CALL FOR THE ANNUAL MEETING

President Keith Richardson, through Secretary Carol Gilliam Green, and pursuant to the provisions of Article V, Section 5, of the Bylaws, hereby issues the call for the annual meeting of the Conference of Appellate Court Clerks to be held at Skamania Lodge in Stevenson, Washington, beginning Sunday, August 9, 1998, and continuing through Friday, August 14, 1998.

Respectfully submitted,

Carol Gilliam Green
Secretary

NATIONAL CONFERENCE OF APPELLATE COURT CLERKS

Minutes of the Twenty-fourth Annual Meeting

Sunday, August 3, 1997

Thursday, August 7, 1997

Marriott's Grand Hotel - Point Clear, Alabama

President Marilyn Graves (WI) called the Twenty-fourth Annual Meeting to order at 4:05 p.m. President Graves acknowledged the presence of a quorum and stated her designation of Frank Drumm (CT) as parliamentarian.

Roll Call of States:

Secretary Carol Gilliam Green (KS) called the roll of states, announcing each member registered and recognizing those present.

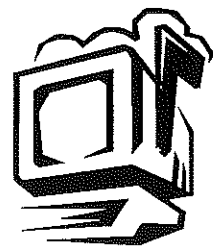
Minutes:

John Wilkerson (AL) moved to waive the reading of the minutes of the Twenty-third Annual Meeting and to approve those minutes as printed in *The Docket*. The motion was seconded and carried.

Committee Reports:

John Wilkerson moved that acceptance of all committee reports be made at the end of the presentations. The motion was seconded and carried.

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Be sure to visit the new
NCACC Web Page

<http://www.ncsc.dni.us/ncacc/ncacc.htm>

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The Docket
News of the
National Conference of
Appellate Court Clerks

President	R. Keith Richardson (IA)
President Elect	Joseph A. Lane (CA)
Vice-President	Leslie D. Gradet (MD)
Immed. Past President	Marilyn Graves (WI)
Secretary	Carol G. Green (KS)
Treasurer	Kenneth deBlanc (LA)
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Theresa Owens (IA)	(515) 281-5911 IA, MN, NE, IL, IN, WI, D.C.
Corrine Pochop (CA)	(408) 227-1004 OR, ID, WY, WA, MT, ND, SD
George Fowler (KY)	(502) 573-7920 KY, OH, VA, WV, PA, DE, MD, NJ
John Lowe (MI)	(810) 353-3763 MI, NY, MA, VT, ME, RI, NH, CT
Barbara Price (TX)	TX, KS, OK, MO, AR, TN
Leslie W. Steen (AR)	Volunteer Columnist
Diana Pratt-Wyatt (LA)	Editor

Please submit items of professional or personal news to your regional reporter. Articles, letters and other submissions may be sent or faxed to the editorial office.

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HELP KEEP US INFORMED!!

A Long Range Plan (continued from page 14)

Here is what you identified as most salient:

- NCACC - Weaknesses & Threats**
- Limited staff can attend conference
 - Lack of involvement by deputy clerks
 - Lack of total membership, including federal courts

- NCACC - Strengths & Opportunities**
- Peer sharing and networking
 - Program geared to clerks
 - Generates new ideas

- Appellate Courts - Weaknesses & Threats**
- Increased work loads and pro se filings.
 - Poor public perception of courts, judges and lawyers.
 - Less funding
 - Decreased employee morale
 - Lack of awareness of problems by judges

- Appellate Courts - Strengths and Opportunities**
- Improved case management and record-keeping with technology
 - Electronic filing
 - Review court rules and procedures

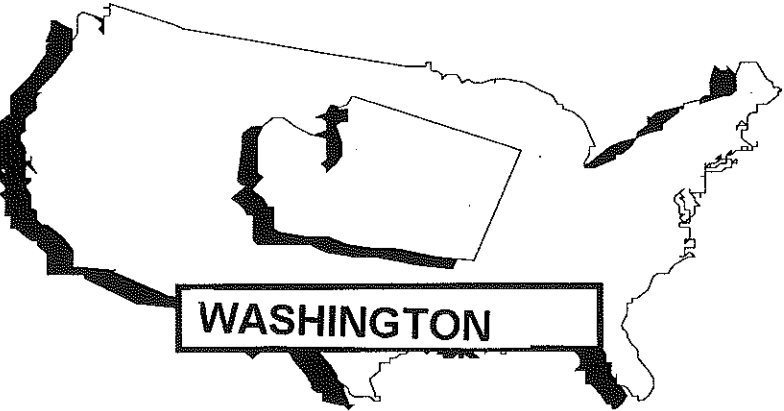
The four sessions listed in the program encompass and supplement the above priority issues. Your dedication and participation is encouraged and anticipated. Remember a failure to have a long range plan may be a long range plan to fail.

See you soon,

Frans Labranche
Ramon de Arrigunaga

“...load up the wagons
and head off on the
Oregon Trail.”

August 9 - 14
Skamania Lodge
Stevenson, Washington



A Long Range Plan (continued from page 13)

mission?

Once these questions have been answered, the goals and objectives of the organization can be determined. Goals and objectives support the mission statement of the organization. A statement such as "to increase membership by 10% by December 31, 1998" is an example of an objective.

The third step in the process is the formulation of the strategy, keeping in mind the operating environment, organizational capabilities and organizational direction. What are we, as leaders and members of the organization, going to do? How do we determine the proper allocation of organizational resources to the direction we have selected?

There is no easy answer to this question, and this task is by far the most difficult since our organization and the courts operate in an ever-changing environment.

Nonetheless, the task must be accomplished. Planning, research, "...what if...?" scenarios are but some of the tools available for this task.

The fourth step in the process is the implementation. If the preceding steps have been thoroughly and honestly performed, this step becomes almost anti-climatic. Again, it can be tedious and time-consuming to develop an implementation plan, but it is not difficult.

The last step is the establishment of control mechanisms. A feedback process must be developed so that managers at all levels can determine if the implementation plan is being properly executed. Key indicators need to be established and reporting systems established.

The principles of strategic planning are very straightforward. There is no "black magic" associated with the process. Like so many other things that we do, perseverance and attention to detail are often the major differences between success and failure.

In early 1995, a concept was developed for the long range planning committee to address, in a comprehensive manner, in conjunction with the NCACC Membership, a methodology for identifying areas for improvement and development in both the NCACC and in the appellate court systems.

The concept envisioned a three-part approach, each part to be implemented at each of three sequential NCACC annual conferences.

The first part, in San Antonio, in 1995, focused on the basic principles involved in long range planning. This presentation was designed to familiarize participants with the key elements and processes involved in long range planning. The formal presentation was followed by a hands-on workshop, wherein conference participants were asked to identify the strengths, weaknesses, opportunities and threats as they pertained to both the NCACC and the appellate court systems.

Part two, in 1996 in Des Moines, focused on prioritizing these attributes by having conference participants rank order the relative importance of each attribute. Of interest is the fact that the high priority issues were unequivocally distinguished from the lower priority issues.

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PRESIDENT'S PAGE



By: Keith Richardson, (IA)

Each new incoming President takes office with new ideas, plans and goals for the conference. Our one common ambition is to leave the office and conference as a whole in better shape for our successors and members. You all should have received a copy of the educational program for our August meeting. I am confident that our silver anniversary conference will prove to be as educationally strong and as socially invigorating as any we have ever had. Joseph Lane, our Program Chair, and Scott Crampton, our host, have gone to extraordinary measures to ensure this will be a very memorable twenty-fifth conference.

"I thank each of you for your support and hope to see you at the Skamania Lodge in August."

As I begin the last few months of my term, I want to thank each of the officers, executive committee members, and individual committee members for their assistance. Each committee has put forth a great deal of effort this past year on behalf of the NCACC. Your commitment and support has been greatly appreciated.

It is with mixed emotions that I must report a number of our wise and experienced members have moved on to "retirementhood." We are sad as an organization, but happy and envious for those who have reached another major milestone in their lives. We hope each of you retirees will continue your active involvement in the NCACC, and wish each of you well as you pursue new interests and goals.

Recently, Joseph Lane and I had the opportunity to represent the NCACC at an Assembly of Court Associations in Washington, DC. The Presidents and President-elects of over twenty court-affiliated associations met to discuss and address the principal challenges to state courts and how to improve the administration of justice. It proved to be a very worthwhile meeting. Hopefully it can be repeated in the future with two new participants from the conference.

Leslie Gradet will be representing the NCACC at the conference of Chief Justices and Court Administrators in Lexington, Kentucky and Ed Smith will be representing us at the council of Appellate Staff Attorneys in Breckenridge, Colorado. Our continued involvement in other organizations and seminars is very important. We can only benefit from further participation at the national level.

I have enjoyed serving as your president this past year. The National Conference of Appellate Court Clerks continues to prosper due to your willingness to volunteer and your dedication as conference members. I thank each of you for your support and hope to see you at the Skamania Lodge in August.

NCACC 1998: The Oregon Trail

By: Scott Crampton

The 1998 NCACC annual meeting will mark the 25th anniversary of the conference. As such, it is sure to be a memorable event. The meeting will be from Sunday, August 9 - Friday August 14 at Skamania Lodge in the *Gorgeous* Columbia River Gorge National Scenic area located 45 miles east of Portland, Oregon.

Joseph Lane, Education Chair, has assembled a magnificent education program. The agenda includes sessions on personnel recruitment, appellate settlement programs, technology judicial education and numerous other cutting edge topics. The faculty for the education program is imminently qualified and recruited from throughout the country.

The social agenda is designed to entertain both attendees and guests. While attendees are in the education sessions, their guests can enjoy the many sights in the area. The first activity planned is an ice creme social/orientation session on Sunday afternoon (concurrent to the NCACC business session) at which they can renew old friendships, meet new ones and receive an overview of planned trips and activities in the area. On Monday and Wednesday mornings, guests can participate in scheduled bus trips to the Columbia Gorge Discovery Center and Multnomah Falls/Bonneville Dam. In addition, guests and members are invited to a NCACC sponsored river cruise on Tuesday afternoon and a series of outdoor activities on Thursday afternoon.

Once again we will enjoy evening functions sponsored by BNA on Sunday evening, WestGroup on Monday, Lexis-Nexis on Tuesday and SCT on Thursday evening. On Wednesday evening, members will have an opportunity to participate in an exciting colloquia.

NCACC members and attendees who have already registered will be receiving host guest packages with information on the area, directions to the lodge, discount car rental information and the like. We have SOLD OUT the Lodge, so if you are interested in attending and have not already made a hotel registration, contact me ASAP for lodging assistance.

For those of you interested in a weather forecast, I can report that I have ordered dry, sunny, breezy weather by day with temperatures in the 80's and clear evenings, cooling off to the high fifties. I am confident that the request will be granted.

Finally, Skamania Lodge is best described as "Rustic Luxury", i.e. relaxed informal, in the Northwest style but very well appointed. In a nutshell, attire will be resort casual (sport shirts, slacks) for on-site evening sessions to Northwest casual (shorts, tee-shirts, athletic shoes) for off-site events. As always, the banquet will be business attire.

So, load up the wagons and head off on the Oregon Trail. At the End, you will find a magnificent pot of "Silver" at the 1998 NCACC Annual Meeting.



A LONG RANGE PLAN

by Frans Labranche
Ramon de Arrigunaga

Now is the time! Now is the time to prepare a long range plan. Our endeavor began in 1995 and now we plan to conclude a long range plan for our organization, as well as a plan for appellate courts.

So that we will be prepared, we ask everyone to spend some time reviewing what we have done so far. Please take time to read this information and make plans to participate in our long range planning sessions on Tuesday and Thursday. On Tuesday, other breakouts will be offered, but you will have an opportunity to participate in all four sessions on long range planning. We ask you to dedicate yourself to this important endeavor. Everyone's input and participation is important.

So now let us review and prepare.

Whether we call it future's planning, long range planning, strategic planning or strategic management, the desired end result is the same. We need to ensure that our organization (whether NCACC or Court) is as matched to its environment as possible on a continuous basis.

The process for doing so is not complicated, but it can be tedious and time-consuming, if the procedure is to be done correctly.

If we are to match our organization to the environment, then clearly we need to perform an analysis of both. This is the first step in the process.

The environment in which our organization

functions is largely beyond our control. Such things as politics, religion, social issues, technology, ethics, economics, and the natural environment, can have profound and deeply lasting influences on what organizations can and cannot achieve.

"...failure to have a long range plan may be a long range plan to fail."

An evaluation of the operating environment will reveal many potential opportunities for success as well as multiple potential threats which can result in failure.

An organization also has an internal environment, which is characterized by strengths and weaknesses. Some organizations are clearly able to do some things better than others.

An organization's top managers, therefore, must determine the external environment's opportunities and threats, and attempt to maximize the potential for success by concentrating on the opportunities taken together with the organization's strengths, while minimizing the potential for failure, i.e., by staying away from threatening situations or by realizing and being willing to admit, the existence of organizational weaknesses.

Once the opportunities, threats, strengths and weaknesses have been identified, the second step is the determination of the organization's direction. The basic question to be asked is why does the organization exist? What is the organization's purpose? What is its

(Continued on page 14)

A gain of robbers broke into a lawyer's club by mistake. The old legal lions gave them a fight for their life and their money. The gang was very happy to escape.

"It ain't so bad," one crook noted. "We're alive and we got \$25 between us."

The boss screamed: "I warned you to stay clear of lawyers - we had \$100 when we broke in!"

A doctor vacationing on the Rivera met an old lawyer friend and asked him what he was doing there.

The lawyer replied, "Remember that lousy real estate I bought? Well, it caught fire, so here I am with the fire insurance proceeds. What are you doing here?"

The doctor replied, "Remember that lousy real estate I had in Mississippi? Well, the river overflowed, and here I am with the flood insurance proceeds."

The lawyer looked puzzled. "Gee," he asked, "how do you start a flood?"

I look forward to seeing you on the Columbia River with whatever ill-gotten proceeds you may be carrying.

Leslie Steen (AR)

My thanks to Nolo Press for allowing me to reprint.

*Minutes of the 24th Annual Meeting
(continued from page 8)*

- Host Louise B. Livingston and the Convention Assistance Committee for the gift of their talents and efforts expended on behalf of the NCACC.
- Program Chair Edwin A. Smith and members of the Program Committee for assembling and presenting an outstanding program.

Sherie Welch moved that the Resolutions be approved and adopted as read and entered on the minutes of the 24th National Conference of Appellate Court Clerks. The motion was seconded and carried.

1998 Conference - August 8-14: Host Scott Crampton gave a geographical preview of the 1998 site in northern Oregon/southern Washington. Because of a limited room block, Scott encouraged early reservations.

Announcements:

- The new Executive Committee will meet following this meeting.
- All are encouraged to attend the annual banquet.

There being no further business to come before the membership, Howard Zibel (NH) moved that the meeting adjourn. The motion was seconded and carried.

The meeting adjourned at 12:25 p.m.

Respectfully submitted,

Carol Gilliam Green
Secretary

Minutes of the 24th Annual Meeting (continued from page 1)

All committee chairs thanked their members for service.

Finance and Investment Committee: Treasurer Danielle Schott (LA) presented a report consisting of seven exhibits (attached). She specifically recognized the return of \$7,806.56 to the Conference by Keith Richardson, host of the Twenty-third Annual Meeting in Des Moines, Iowa, in 1996.

The fund balance on June 30, 1997, was \$109,681.19.

Awards Committee: Chair Noël Dessaint noted that awards will be announced and presented at the annual banquet.

Bylaws Committee: President Marilyn Graves announced that the amendment to Article VII of the Bylaws which changes the composition of the Public Relations Committee was submitted to the Executive Committee by April 1, 1997, and published in *The Docket*. A further proposed amendment to Article VII of the Bylaws which would create a Technology Committee was submitted to the Executive Committee on August 2, 1997, and has not been published in *The Docket*.

John Wilkerson moved to suspend Article XI, section 1, of the Bylaws so the Technology Committee amendment can be considered by the membership at this meeting. The motion was seconded and carried by a vote of seventy-five percent of the members present and entitled to vote.

Chair Martin Brownstein (NY) presented the Bylaws Committee recommendation to amend Article VII in the following manner as published in *The Docket*:

1. Delete Article VII, section 3, paragraph (h);
2. Renumber paragraphs (i) through (n) of Article VII, section 3, to paragraphs (h) through (m);
3. Add a new paragraph (b) to Article VII, section 4, to read as follows:

The Public Relations Committee shall be composed of three members of the conference. Each year the Vice-President shall appoint a member of the conference to serve for a period of three years. Except as provided below, the senior member of the committee shall serve as the chair.

The Public Relations Committee shall gather news items promoting conference members and their accomplishments for publication in professional journals and local newspapers.

The Public Relations Committee shall function as a select committee, commencing at the close of the business meeting at which this provision is approved. At that time, the Vice-President shall select one member to serve for three years, the President-Elect shall select one member to serve for two years and who shall serve as chair during his or her second year, and the immediate Past-President in consultation with the President shall select one member to serve for one year and who shall be the first committee chair.

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Minutes of the 24th Annual Meeting (continued from page 5)

The amendment carried.

Chair Martin Brownstein presented the Bylaws Committee recommendation to amend Article VII, Section 3, to create a Technology Committee as follows:

(n) Technology Committee. The Technology Committee shall provide technical support and advice to appellate court clerks and their staffs and coordinate electronic communications between the Conference and other organizations.

The amendment carried.

Convention Assistance Committee: Chair Joyce Goldsmith (AZ) outlined the role of this committee in assisting the host clerk.

Long Range Planning Committee: Chair Mike Yerly (CA) reported that the Long Range Planning Committee recommended formation of a Technology Committee. Progress has been made in setting up an NCACC Web page in conjunction with the National Center for State Courts. The newly-created Technology Committee will assume implementation and maintenance of the Web page. The Long Range Planning Committee continues work on a membership questionnaire regarding conference funding.

Membership Committee: Chair Tom Granahan (DC) announced that the NCACC had eighteen new members in 1995-1996 and twenty-three new members in 1996-1997. Eighteen of those twenty-three new members were in attendance in Point Clear.

Nominating Committee: Chair Ella Williams (MI) thanked the membership for participating in the nomination process. The 1997-1998 nominations are: Leslie Gradet (MD), Vice-President; Kenneth deBlanc (LA), Treasurer; and Executive Committee members Kathleen Kempley (AZ), Sherie Welch (GA), and Ed Smith (MT).

President Marilyn Graves recognized the presence of Justice Jon Wilcox, Wisconsin Supreme Court, who serves as the American Bar Association/Appellate Judges' Conference liaison to the Committee on Continuing Education.

Pictorial Directory Committee: Chair Ken deBlanc (LA) requested that everyone submit a biography and a photograph. Any changes submitted by April, 1998 will be included in the next directory.

Program Committee: Chair Ed Smith (MT) noted the different format this year with earlier starting times. Ed reviewed the programs scheduled for the week.

Public Relations Committee: Chair Lanet Asmussen (NE) reported that she submitted news releases to the media after the August, 1997 meeting. The committee updated the media contacts list and forwarded it to the National Center for State Courts. In June, 1998, the committee will provide news releases regarding the 1998 meeting.

Publications Committee: Chair Diana Pratt-Wyatt (LA) noted *The Docket* has been published on schedule this year and requested articles from the membership in the coming year.

FACTS, FICTION & FOOLISHNESS

The day is coming when "The Docket" will not be distributed in paper form, but will be available by a few strokes on the computer and the click of a mouse. When this day arrives, there will be no further need for this column, and perhaps the more correct statement may be that there has never been any need for such drivel. Regardless, in our never ending and universal search for more meaningful material for this column, we have discovered a site on the internet for Nolo Press: www.nolo.com which we think is a treasure-trove of appropriate lawyer jokes.

Here are a few for your reading pleasure and with the permission of Nolo Press, we might add, for those of you who might be thinking "copyright infringement".

As the lawyer slowly came out of the anesthesia after surgery, he said "Why are the blinds drawn, doctor?"

"There's a big fire across the street," the doctor replied. "We didn't want you to think the operation was a failure."



A famous lawyer found himself at heaven's gate confronting St. Peter. He protested that it was all a mistake; he was only 49 and far too young to be dead.

"That's odd", said St. Peter, "according to the hours you've billed, you're 119 years old."

(Here's one we should all appreciate!)

A junior partner in a law firm was sent out-of-state to represent a long-term client accused of robbery. After days of trial, the case was won, the client acquitted and released.

Excited about his success, the attorney wired the firm, "Justice prevailed".

The senior partner replied in haste, "Appeal immediately".

A woman being questioned in a court trial involving slander. "Please repeat the slanderous statements you heard, exactly as you heard them", instructed the lawyer. The witness hesitated, "But they are unfit for any respectable person to hear", she protested. "Then," said the attorney, "Just whisper them to the judge".

he was appointed to supervise the operation of the criminal minute clerk department. He began service with the newly created Louisiana Fifth Circuit Court of Appeals as the court's first deputy clerk in 1982. He continued in that capacity until he was appointed as Clerk of the Court in 1986. Pete is a member of the National Association for Court Management, the Louisiana Clerks of Court Association, the Jefferson Bar Association and the NCACC. He just concluded serving two consecutive terms on the Board of Directors and the Board of Trustees for the Louisiana Clerks of Court Association, representing the Louisiana Supreme Court and the five Courts of Appeal. Pete has served on various NCACC committees including Publications, Pictorial, Awards and Resolutions & Memorials.

MARTIN H. BROWNSTEIN - Clerk, New York Supreme Court, Appellate Division, Second Department. Marty received his JD from Brooklyn Law School in 1969. Prior to his employment with the court, he served as Staff Attorney for the Corporation Counsel of the City of New York. He began his service with the court as a Law Assistant from 1970 - 1978, Supervisor of Decision Department from 1978 - 1982, Deputy Clerk of the Court 1982 - 1986 and was appointed Clerk of the Court in 1986. Marty has been a frequent lecturer at New York State Bar Association meetings and CLE programs and recently co-authored several chapters of a book on New York Appellate Practice for West Group with one of the justices on his court. Marty has chaired and served on numerous NCACC committees.

SANDRA L. SKINNER - Clerk, Missouri Court of Appeals, Southern District. Sandra graduated with a JD from the University of Missouri-Columbia in 1976 and with a B.A. in Political Science from Southwest Missouri State University in 1973. She was in private law practice for 13 years prior to being appointed Clerk in May, 1989. Sandra has been a member of the conference since 1989 and served on the Site Selection, Membership and various other committees.

Respectfully submitted,

NOMINATING COMMITTEE

Frank Drumm
Joyce Goldsmith
Barbara Price
Ed Smith
Leslie Steen
Ella Williams
Jon Wheeler
Glen D. Clark, Chair

**"ALWAYS DO RIGHT
IT WILL GRATIFY SOME AND ASTOUND THE REST"**
Mark Twain

Minutes of the 24th Annual Meeting (continued from page 6)

Scholarship Committee: Chair Leslie Gradet (MD) announced that four scholarships were awarded for the 1997 conference. Up to five scholarships may be awarded each year.

Site Selection Committee: Chair Gail Haney (NJ) noted that the committee surveyed the membership in December to stimulate interest in serving as host in the year 2000. The committee received proposals from John Adams, Clerk of the Texas Supreme Court, to host the conference in Austin, Texas, and from Sherie Welch, Clerk of the Georgia Supreme Court, to host the conference in Savannah, Georgia. The committee recommended Savannah, and the Executive Committee has approved that recommendation. Gail extended appreciation to Sherie Welch, who submitted the proposal, and to Ken deBlanc for their work on the Savannah site.

Past-Presidents' Committee: Chair David Beach (VA) noted the committee was asked by President Graves to serve as liaison with the National Center for State Courts in their work on the update of Wil Kramer's Book, *Basic Appellate Court Structures and Procedures*. David recognized those past presidents who are still serving as clerks and who have worked on this project: Ron Barrow (CA), Glen Clark (AZ), Jill Engel (SD), Joyce Goldsmith (AZ), Jean Kennett (MA), Steve Townsend (NJ), John Wilkerson (AL), and Ella Williams (MI).

Penny Miller (ND) moved to accept the reports as presented. The motion was seconded and carried.

Other Business:

Announcements:

- Room rates will remain at \$110 although bills will reflect an adjustment for resort tax.
- Programming has been scheduled for early morning with minimal breaks to provide time for afternoon social activities.
- Everyone is asked to wear name tags.
- Special golf rates have been arranged for members.
- Everyone is encouraged to attend the BNA Reception and Morgan Thomas Slide Show on Sunday evening.

Welcome to Alabama! Louise Livingston welcomed everyone to Alabama and thanked her husband Ed for his support. In appreciation for early registration, Louise presented gifts to the first member of the Executive Committee to register for Point Clear (Christie Speir-Cameron) and to the first member to register (Robert Liston).

Local Tours: Bill Fulton announced that tours of the area are available on Monday and Tuesday afternoons.

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Minutes of the 24th Annual Meeting (continued from page 7)

Kevin Swanson: Robert Liston (CA) read a message to the membership from Kevin Swanson (retired CA) who has suffered health problems. Members who know Keven were encouraged to write.

John Wilkerson (AL) moved to recess the meeting until Thursday, August 7, 1997, at 12:15 p.m. The motion was seconded and carried. The meeting recessed at 5:10 p.m.

President Graves resumed the meeting on Thursday, August 7, 1997, with a call to order at 12:10 p.m.

Nominating Committee: Chair Ella Williams (MI) presented the report of the Nominating Committee for 1997-1998 Officers and Executive Committee members.

Vice-President - Leslie Gradet (MD)

Treasurer - Ken deBlanc (LA)

Executive Committee - Kathleen Kempley (AZ)

Sherie Welch (GA)

Ed Smith (MT)

Ella moved acceptance of the report. The motion carried.

Ella Williams nominated Leslie Gradet for Vice-President. There were no nominations from the floor. Glen Clark moved that nominations cease and Leslie be elected by acclamation. The motion was seconded and carried. Leslie Gradet was elected Vice-President by acclamation.

Ella Williams nominated Ken deBlanc for Treasurer. There were no nominations from the floor. Penny Miller moved that nominations cease and Ken be elected by acclamation. The motion was seconded and carried. Ken deBlanc was elected Treasurer by acclamation.

Ella Williams nominated Kathleen Kempley, Sherie Welch, and Ed Smith for membership on the Executive Committee. There were no nominations from the floor. Ken deBlanc moved that nominations cease and these individuals be elected by acclamation. The motion was seconded and carried. Kathleen Kempley, Sherie Welch, and Ed Smith were elected to the Executive Committee by acclamation.

Resolutions and Memorials Committee: on behalf of the committee, Chair Sherie Welch presented the following resolutions (attached).

- The staff of the Grand Hotel for performing their duties in an extraordinarily efficient manner, in particular April Mulins, Phil Gagnet, and Lisa McCormick.
- Our sponsors who contributed to the enjoyment of the conferees and their families: Bureau of National Affairs, represented by Susan Kneller; West Publishing Company, represented by Tristie Wilson, David George, and John Nelson; Lexis-Nexis, represented by Bob Williams and Chuck Horn; SCT Government Systems, represented by Tom Fern and Brian Howe.

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NOMINATIONS

The Nominating Committee is charged with the duty of recommending members of the NCACC for the positions of Vice-President, Secretary, and three Executive Committee members for the 1998-99 conference year. Pursuant to the Committee Operational Guidelines and Article VII, Section (C) of the NCACC Bylaws, the Nominating Committee presents its recommendations as follows:

VICE-PRESIDENT - ONE YEAR TERM (AUTOMATIC SUCCESSION TO PRESIDENT-ELECT)

MICHAEL J. YERLY - Clerk, Sixth District Court of Appeal, State of California. Mike received his B.A. in Political Science from San Jose State University in 1972. He served as Deputy Clerk from 1985 - 1987, Chief Deputy Clerk 1987 - 1988 and was appointed Clerk of the Court in 1988. Mike is an advisory member of the California Judicial Council, advisory member of the Security Committee and Appellant Indigent Defense Committee and is a past President of the California Appellate Courts Clerk's Association. He has been a member of NCACC since 1988. He has chaired and served on numerous conference committees and facilitated "Pro Per Litigants" and "Emergency Preparedness" workshops at conference annual meeting.

SECRETARY - TWO YEAR TERM

CAROL GILLIAM GREEN - Clerk, Kansas Supreme Court & Court of Appeals. Carol has been the Clerk of Kansas Appellate Court since September of 1991. Before that, she was Director of Central Research for the Kansas Court of Appeals. Carol graduated from Washburn University School of Law in 1981 and was first in her class of 173. She also has a Master of Arts in English from the University of Missouri-Columbia. Carol is Secretary for the Kansas Commission on Judicial Qualifications, Kansas Client Protection Fund Commission and a member of the Kansas Board of Examiners of Court Reporters. She is a member of many committees with the American Bar Association and received the Outstanding Service Award from the Kansas Bar Association in 1995. Carol has been a member of the NCACC since 1991 and has been a committee member on the Site Selection Committee, Program Committee and Publications Committee. Carol is currently NCACC Secretary.

EXECUTIVE COMMITTEE - TWO YEAR TERM

PETER J. FITZGERALD - Clerk, Court of Appeal, Fifth Circuit, State of Louisiana. Pete attended the University of New Orleans and the Dominican College Continuing Education Division. He served in the U.S. Navy until 1973, in the Legal Office aboard the aircraft carrier U.S.S. Constellation. Prior to his service with the appellate court, he was employed by the Jefferson Parish District Court in the Clerk of Court office as a criminal minute clerk. In 1978

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