



THE DOCKET

News of the National Conference of Appellate Court Clerks

The 39th and Last Annual Conference?

Dan Shearouse (SC)

While I discount the predictions of the Mayans and Nostradamus about the end of the World in December 2012, why take any chance on missing what could be the last meeting of the NCACC? Instead, throw caution to the wind, cash in that IRA and 401(k), and make sure that you and your family are present for all the fun and fellowship at our Annual Conference in Charleston, South Carolina from July 29, 2012 through August 3, 2012.

The hotel for the Conference will be the Mills House which is located in the center of the historic district. The room rate will be \$125 per night and room reservations must be made by July 3, 2012. The hotel is already accepting reservations, and you may make reservations by calling 800-874-9600. Be sure to mention that this is the NCACC group rate and the hotel recommends that you call Monday through Friday from 9 a.m. to 5 p.m. Eastern time to get the local hotel staff who will be better able to assist you with any special needs that you may have. Additionally, reservations may be made [here](#). The hotel has valet parking and self-parking is available in the public parking garage that is adjacent to the hotel.

Colette Bruggman and her Education Committee have put together an excellent educational program for this Conference and her article about the educational activities is included in this edition of the docket. I will focus the remainder of this article on the social and non-educational events.

On Sunday, our first business meeting will be held along with an orientation session for new members and first time attendees. As in the past, the silent auction and the famous Morgan Thomas Slide Show will be conducted on the first day of the Conference. Additionally, a reception hosted by the BNA will be conducted at the hotel giving us the opportunity to re-new old acquaintances and make new ones.

Sunday will also mark the opening of our "hospitality room" which will be in the hotel's former bar area located near the front lobby. The "hospitality room" will be open each night through Thursday night.

On Monday evening, Lexis-Nexis is sponsoring a trip to the South Carolina Aquarium which will include a catered meal with an accent on South Carolina low country fare. The Aquarium, which overlooks the Charleston harbor, has a truly amazing collection of fish, reptiles, plants and animals that inhabit South Carolina from the mountains to the sea. Additional information about the [Aquarium](#) is available.

The West (Thompson Reuters) event will be held on Tuesday evening. We will travel by boat to Fort Sumter for an after-hours tour by the [National Park Service](#). After the tour, we will return to the boat for food and refreshments with a Southern BBQ theme.

(Continued on page 9)

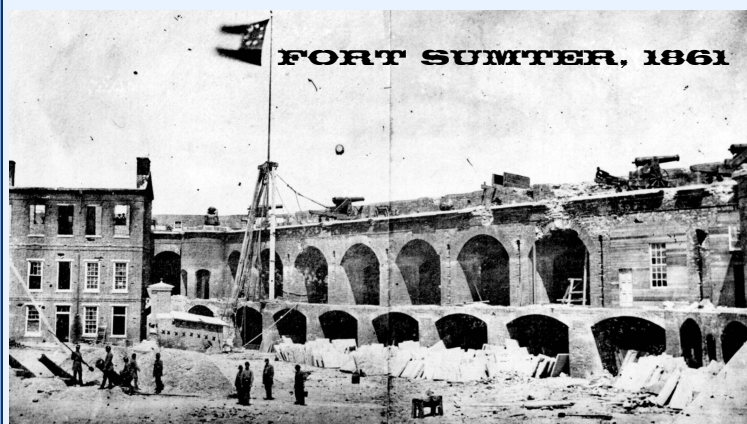
**2012 NCACC Conference
July 29, 2012 - August 3, 2012**

Inside This Edition

The 39th and Last Annual Conference? Dan Shearouse (SC)	Page 1
The President's Page Marilyn May (AK)	Page 3
Facts, Fiction, and Foolishness Les Steen (AR)	Page 4
New Member and Retiring Member	Page 4
Slate of Officers Trish Harrington (VA)	Page 5
Executive Committee 2012-2013 Trish Harrington (VA)	Page 6
U.S. Supreme Court Looks to Arkansas Appellate Courts For Forward-Thinking Use of IT Daron Frederick (AR)	Page 7
Bylaws Committee Report Joseph Stanton (MA)	Page 11
Let's Get with the Program! Colette Bruggman (CA)	Page 13
Scholarship Application	Page 14



Fort Sumter, 2012



FORT SUMTER, 1861

THE DOCKET

News of the
National Conference of Appellate Court Clerks

President	Marilyn May (AK)
President Elect	Rory Perry (WV)
Vice-President	Deena Fawcett (CA)
Immed. Past President	Bill DeCicco (DC)
Secretary	Sherry Williamson (TX)
Treasurer	Irene Bizzoso (PA)

Executive Committee	Lisa Matz (TX)
	Kevin Smith (IN)
	Laura Roy (MO)
	Blake Hawthorne ((TX)
	Eileen Fox (NH)
	Kevin Lane (CA)

Publication Committee

Leslie W. Steen (AR) Chair and Editor	(501) 682-6849 les.steen@arkansas.gov
Brenda Stephens (LA) Assistant Editor	bstephens@la2nd.org
Judy Pacheco (WY)	jpacheco@courts.state.wy.us
Rory Perry (WV)	rory.perry@courts.wv.gov
Lillian Richie (LA)	lrichie@la2nd.org
Joseph Stanton (MA)	joseph.stanton@appct.state.maa.us
Patricia Harrington (VA)	pharrington@courts.state.va.us
Paula Garcia (CA)	paula.garcia@jud.ca.gov
Kevin Lane (CA)	kevin.lane@jud.ca.gov



HELP KEEP US INFORMED!!

To Remit NCACC Membership Dues:

National Center of State Courts
300 Newport Avenue
Williamsburg, VA 23185

THE PRESIDENT'S PAGE

Marilyn May, (AK)

Happy Spring! Your executive committee had a great taste of Spring when we met on April 14 in Austin, Texas. Anchorage set a new all-time record for snowfall in a winter on the day we left for Austin, so I was particularly happy to be there. The bluebonnets are in bloom!

The committee enjoyed the hospitality of Texas, as arranged by Blake Hawthorne and Lisa Matz. We ate great food, heard great music, and got a special tour of the Texas capitol, which as you might guess is larger than the United States capitol. One of Blake's court security officers, Trooper Perez, led us up and up and UP to the top of the dome. I think Bill DeCicco counted about 250 steps, so we worked off a little of that barbeque!

In addition, of course, the committee accomplished a lot of conference business. We went through all of the committee reports, but I'm going to highlight the work of just a few committees to let you know some of what's happening.

The public relations committee, chaired by Kevin Lane (CA), has prepared two marketing plans. The first involves recruitment of potential tribal and international members, and will help us apply an organized approach to expanding our membership. The other plan will promote the videotaped sessions we intend to place online after our August conference, in order to provide additional benefit to our members.

The executive committee was pleased to accept the recommendation of the site selection committee, chaired by Vickie VanLith (FL), to hold our 2015 conference at Snowbird Resort in Utah. We are grateful for this bid by new member Lisa Collins. The past few years have seen a reduction in the number of bids to host the conference and I can't figure out why. I thought hosting was tremendous fun, and truly not difficult to pull off. There is lots of help available. So do your conference a great favor – start working on a bid for 2016!

Our financial picture continues to improve. Our December 2011 bottom line was over \$40,000 higher than the total in December 2010. We can thank several factors: ongoing payments on pledges made by members to the education fund; the small increases in annual dues and registration fees that are adding up; a healthy return on the 2011 conference in Annapolis; and the executive committee's continued frugality. I believe we are probably out of the woods, financially, and continued watchfulness will keep us on this positive path.

Among the other items we discussed was updating our website. We are finalizing a request for grant funding from the State Justice Institute and thank Susan Clary (KY) for her work on this issue. We also continued our ongoing efforts to determine what to do about CATO (the Conference of Appellate Technology Officials). CATO was organized under our auspices, and never created a separate legal entity. We still hold their remaining funds, though they disbanded a few years ago. We'll be talking about this more in August.

Colette Bruggman (CA) and her program committee have a fantastic educational program lined up for Charleston. She and vendor chair Amy Reitz (OH) continue to make the vendor show and showcases more enticing. We will continue a viable vendor program only if we make it worth their while to attend – and that means making sure our members take advantage of the vendors' presence to talk with them and review their offerings. Our Charleston host, Dan Shearouse, is putting the finishing touches on the registration packets that will go out soon. The whole "show" is coming together beautifully; you will definitely want to plan to attend. Remember that scholarships are available if you need assistance; please contact Ruth Willingham (AZ) if you need more information.

The last thing I want to mention is the education fund auction, which has come to be a fun tradition. It seems that most of the items come from the same generous individuals each year. I would like to see greater participation both in the donations as well as the bidders. Wouldn't it be great if we had at least one item from every state? Better yet, one item from every member?

Let me know if you would like more information about any of the projects mentioned here, or anything else involving the conference. Thanks to all of you, especially all committee members and chairs, for your work moving us forward.





Facts, Fiction, and Foolishness

Les Steen (AR)

For us old timers we have pretty much been all over the United States attending our annual conferences and we have been to some of the most beautiful settings in our country. Needless to say, these conferences have given us many opportunities to visit places we otherwise might not have been able to go. I think most of us would agree we have never been to a conference we did not enjoy. Here are some places you may or may not have been to:

I've been in many places but I've never been in Cahoots.

Apparently you can't go alone. You have to be in Cahoots with someone.

I've also never been in Cognito.

I hear nobody recognizes you there.

I have, however, been in Sane.

They don't have an airport; you have to be driven there. I have made several trips there, thanks to my friends, family, and work.

I would like to go to Conclusions.

But, you have to jump, and I'm not much on physical activity anymore.

I have also been in Doubt.

That is a sad place to go, and I try not to visit there too often.

I've been in Flexible,

but only when it was important to stand firm.

Sometimes, I'm in Capable,

and I'm going there more often as I'm getting older.

One of my favorite places is in Suspense!

It really gets the adrenalin flowing and pumps up the old heart. At my age, I need all the stimuli I can get.

And, I've been in Continent,

and I don't remember which country I was in. It's an age thing.

Here's hoping we are not in Continent when we get to Charleston this summer. Cheers!



New Member



Bridget Gernander graduated from the University of Minnesota Law School in 1999. After a two year Equal Justice Works fellowship, Bridget started working for the Minnesota courts in 2001. She has provided legal advice to court administrators, assisted with the creation of Judicial Branch approved pro se forms, managed jury reform efforts and provided staff support to access to justice and court rules committees. Bridget has been the Clerk of Appellate Courts since July 2011. Welcome !

Retirement

Fritz Ohlrich (CA), Clerk Supreme Court of California plans to retire June 29, 2012. "I want to spend full time with Mary, and my two sons and their families. I have two grandkids (ages 3 and 2) and a third one is scheduled to arrive next month. I intend to spoil them rotten!"



Best Wishes, Fritz !

State of Officers

By Trish Harrington (VA)



Vice President: John Olivier (LA)

John received his undergraduate degree in Business Administration with a double major in Management and Marketing from Loyola University in 1976 where he was the recipient of the Alumni Award for Outstanding Senior. He earned his Juris Doctor degree in 1979 from Loyola University School of Law. He is admitted to the Louisiana State Bar and to practice in the Eastern and Western Districts of the United States District Court and in the United States Supreme Court. Mr. Olivier graduated from the National Center for State Court's Institute for Court Management and in 1991 was recognized as a Fellow of the Institute during ceremonies at the United States Supreme Court, presided over by Chief Justice Warren Burger, Retired.

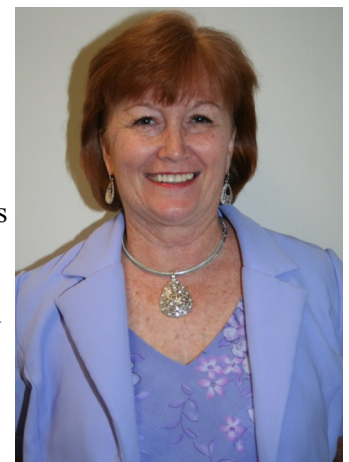
Mr. Olivier entered the private practice of law with the firm of Olivier & Brinkhaus in 1979, served as Secretary-Treasurer of the St. Landry Parish Bar Association and of the Sertoma International-Sunset Area Sertoma. In 1982 he moved to New Orleans and worked for the Board of Commissioners for the Port of New Orleans, and served as Dredging Committee Chairman of the Marine Safety Society. He served on the Vocational Tech Committee of the Chamber of Commerce, New Orleans and the River Region; was appointed by the Mayor to the Anti-Truancy Committee for the City of New Orleans and the Orleans Parish School Board and served as a member of the Metropolitan Area Committee and on the Forum Selection Committee.

Mr. Olivier has been a member of National Conference of Appellate Court Clerks (NCACC) since 1986 and is currently the Chair of the Technology Committee a position he has held a number of terms over the years. He has also served as a member of the Executive Committee. Since 1991, Mr. Olivier has been a member of the Conference of State Court Administrators (COSCA)/National Center for State Courts (NCSC) Court Statistics Project Advisory Committee which guides and directs staff in the content, design, collection, compilation, and analysis of State court caseload statistics for the nation. He has also been a member of the Joint Technology Committee and the Forum on the Advancement of Technology (FACT). In 2003 he received the Distinguished Service Award from the National Center for State Courts. Also, Mr. Olivier is currently a member of the Supreme Court of Louisiana Historical Society (Board member for a number of years), National Association for Court Management (NACM), American Bar Association (ABA), Council of Appellate Staff Attorneys (CASA) (served on the Executive Committee), the Louisiana State Bar Association and the Louisiana Bar Foundation.

He is married to Terry L. Seemann and they are the parents of Jeffrey Tarlton and Emily Marie and enjoys sailing with family and friends in his "spare" time.

Secretary: Sherry Williamson (TX)

Sherry Williamson was appointed as Clerk of the Eleventh Court of Appeals, Eastland, Texas in 1995. Since starting her employment with the court 36 years ago, she has also worked in the positions of Deputy Clerk, Account and Appellate Secretary. Sherry has served as the Secretary of NCACC for the last two years. Since joining in 2001, she has previously served the organization as a member of the Executive Committee and Convention Assistance, Nominating, Public Relations, Publications, Membership, Pictorial and Technology Committees. Sherry has two grown children, Dusty and Deana.



Executive Committee

2012-2013



Heather L. Smith is the Deputy Clerk of the Indiana Supreme Court, Court of Appeals, and Tax Court since March 2007.

She served the Indiana Court of Appeals as a Staff attorney; Hearing Officer at the Indiana Department of Revenue; legal counsel in the trust department of Union Federal Bank of Indianapolis; and real estate attorney for Duke Realty Corporation.

Heather also served as Intern and Law Clerk for the Indiana Court of Appeals, working for the Honorable George B. Hoffman, Jr., and the Honorable James S. Kirsch.

Ms. Smith received her J.D. from the Indiana University School of Law, Indianapolis; B.A. in economics (cum laude) from Spelman College.

Eileen Fox received a B.A. in political science from Loyola University of Maryland in 1976. She received a J.D. from the University of Cincinnati in 1982. After law school, Eileen served as a judicial clerk to then Chief Justice John W. King of the New Hampshire Supreme Court. After completing her clerkship, Eileen entered private practice, focusing her practice on insurance coverage and insurance related litigation. In 1994, she returned to the New Hampshire Supreme Court as a staff attorney, and she held this position for four years, before being appointed counsel to the court. In 2001, Eileen was appointed clerk.

Eileen has served on the membership committee of the NCACC. In 2010-2011, she chaired the NCACC membership committee. Eileen is married to Tom Getz and has two adult stepsons.

Tracie K. Lindeman currently serves as Clerk of the Nevada Supreme Court. She received her J.D. from Gonzaga University in 1993, and her B.A. from Stanford University in 1989. Following law school, Tracie served as a law clerk in both the state trial court and at the Nevada Supreme Court. She served as a Supreme Court staff attorney for twelve years prior to her appointment as Clerk of Court. Tracie is admitted to the bar in both Nevada and California.

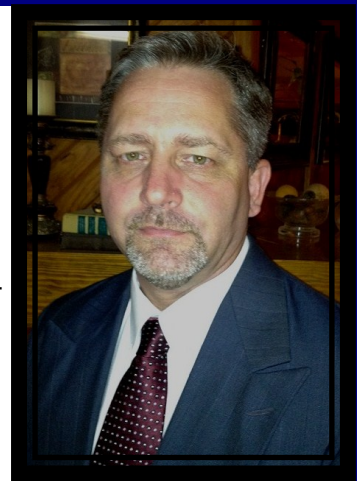


U.S. Supreme Court Looks to Arkansas Appellate Courts for Forward-Thinking Use of IT

Official court opinions are now electronic and easily accessible by the public

“People don’t typically associate Arkansas with the cutting edge,” explains Daron Frederick, Network Administrator for the Arkansas Supreme Court. “That’s why it’s such a pleasure to have the U.S. Supreme Court looking to us for ideas about the unique and innovative ways we are implementing technology.”

Although both Arkansas’ supreme court and court of appeals have recently begun broadcasting—and archiving—live oral arguments on their Website, it is the courts’ use of enterprise content management (ECM) technology that has caught the Supreme Court’s eye.



“We’d had a document imaging system in place for several years, but it hadn’t been used much,” says Frederick. “Only a few techs even knew how to access it, and the search and retrieval capability for records wasn’t particularly useful. We had to ask ourselves, ‘Why scan anything if you can’t use the system?’”

He continues, “Our principal selection criteria for an ECM solution included the ability to manage content, automate processes, enable easy access to records and raise visibility for the legal community and the public.”

He notes that, ultimately, it was the unlimited servers included with Laserfiche Rio that won over the courts’ IT Department. “Both courts issue opinions of high interest that are heavily accessed, so we wanted to make sure we had failovers and test servers in place to accommodate that.”

Laserfiche Enables Electronic Opinions

In 2009, Arkansas became the first state to establish electronic reporting as the official medium for appellate court opinions. Substantial cost savings resulting from the transition provided the opportunity to implement Laserfiche.

“Before that, the appellate court opinions had always been officially reported in bound volumes,” says Frederick. “However, the volumes were produced and distributed approximately four times a year, which meant there was significant lag time between issuance of an opinion and its appearance in its official format.”

With declining subscription rates, higher production costs and advancing technology, the court determined that its current method of publications was no longer acceptable. “Although court systems in general have been slow to enter the digital age, we have to remember that we work for the public, and they’re used to finding information quickly on the Internet,” explains Frederick.

“One of the driving forces that led to the implementation of Laserfiche was to provide the official version of the opinions to everyone free of cost. The substantial savings realized by terminating the bound volume method was also a considerable advantage,” he says.

Using Laserfiche WebLink, a Web portal that provides instant, read-only access to documents over the Internet, the Arkansas Supreme Court and Arkansas Court of Appeals publish their [latest opinions](#) in a PDF format on their Website.

“Most court records and paper copies of opinions are retained indefinitely,” notes Frederick. “In addition, we are required by statute to keep three copies of each bound volume; the final published volume count was 375 when we made the transition. From that standpoint, the storage of electronic records is far more efficient.”



(Continued on page 8)

(Continued from page 7)

In terms of search and retrieval, “metadata is a gift,” Frederick says. The Reporter of Decisions established the courts’ file structure, templates and fields, which allow anyone to access the opinions using one or more of the following criteria:

- Date.
- Court.
- Order number.
- Justice/Judge.
- Session.
- Session term.

Current Integrations, Future Plans

After enabling live video streaming by implementing a [Granicus](#) software solution, the court integrated it with Laserfiche to enable the public and legal community to access archived video footage along with a copy of the opinion tied to the case in question. “We’ve made great efforts to become more transparent,” says Frederick. “By integrating Granicus with Laserfiche, we’ve created a comprehensive digital public record that’s accessible to anyone over the Web.”

The court is currently working on integrating Laserfiche with its court management system (CMS) so that court personnel can access documents stored in Laserfiche when they’re viewing a particular case in the CMS.

Although the courts haven’t yet taken full advantage of Laserfiche Workflow, a business process management tool included with Laserfiche Rio, they may use Workflow to route drafts of their opinions to:

- The deciding panel (court of appeals, typically three judges) for review and annotations.
- The Reporter of Decisions for editing, publication and retention.

“Flow is a big buzzword right now, so knowing that we can use Laserfiche to automate more of our processes presents tremendous possibilities,” says Frederick.

Change Management Methodology for Curing “Parchment Disorder”

“One thing I’ve noticed after working in IT across a variety of industries is that the public sector is a little more cautious when it comes to adopting new technology,” says Frederick. “Some people still get comfort in being able to touch a piece of paper, so educating and training everyone on the value of Laserfiche has been interesting.”

In terms of change management, Frederick’s philosophy is that history always denotes the future. “As we were moving to electronic publication, we focused on the input from the Reporter of Decisions and the parameters set by the supreme court. Full integration would have been more easily put in place had we also gotten input from the court about the opinion writing process upfront.”

As Frederick and his team prepare to use Laserfiche to enable attorneys to e-file briefs and other documents that make up the appellate court record, they are training the judges, judicial clerks and administrative assistants first. “The better we understand what each court needs, the more successful the transition will be,” he says.

Frederick explains that e-filing will eliminate the need for lawyers to bring 16 copies of their briefs to court. More importantly, it will allow both courts to quickly find specific pieces of information contained within those briefs, thanks to chapter and marker breaks within electronic briefs, as well as Laserfiche’s sophisticated search capabilities.

“Digitizing will lower our costs and increase our clearance rates,” says Frederick. “Training people ahead of time is a key factor for recognizing the value that Laserfiche has to offer.”



“More importantly, it will allow both courts to quickly find specific pieces of information contained within those briefs, thanks to chapter and marker breaks within electronic briefs, as well as Laserfiche’s sophisticated search capabilities.”

[Granicus, Inc.](#) is the leading government cloud computing provider for transparency, efficiency, and citizen participation.

(Continued from page 1)

After the completion of the vendor show on Wednesday, there will be a happy hour sponsored by the vendors. After the happy hour, I would encourage everyone to visit one of the many outstanding restaurants in Charleston and then return to the "hospitality room" for more fun and fellowship.

Thursday will include the walk/run event, and our second business meeting. Thursday afternoon will be free time for sightseeing on your own and, for the golfers, the annual golf tournament will be held. Our annual banquet will be held on Thursday evening.

Our conference will end on Friday with the Critique Breakfast.

Registration packets will be sent out this month. Please sign up early and I look forward to seeing you in Charleston!



Mills House, 2012



Mills House, 1865

Morgan Thomas Slide Show

We are in search of pictures from the 2011 Annual Meeting in Annapolis. Please send any photos you may have so they can be included in the 2012 Morgan Thomas Slideshow.

Please email your digital photos to
Deena Fawcett (CA) at deena.fawcett@jud.ca.gov

Thank you.





TO: Marilyn May, President, and the NCACC Executive Committee

FR: NCACC Bylaws Committee, Joseph Stanton (chair), Danielle Sheff, Penny Miller, Frederick Ohlrich, James Pelzer, Doug Robelen, and Kevin Smith (liaison)

DA: March 14, 2012

RE: Report of the 2011-12 NCACC Bylaws Committee

1. The NCACC membership amended the bylaws at its 2011 annual business meeting in Annapolis. These amendments have been incorporated and are included in the attached "2011" edition of the bylaws. We have sent the revised bylaws to the webmaster for posting on the NCACC website, and to the secretary for inclusion in the NCACC Directory. In summary, in 2011 the membership voted (1) against a proposal to allow retired members to serve on the Executive Committee, and (2) to expand the availability of membership in the NCACC to include clerks of Native American tribal appellate courts and Canadian appellate courts, and to do so by striking certain language in Article III, § 1. Types of Membership.

The bylaws, with the stricken text noted as red-lined text, state:

Article III, § 1. Types of Membership.

(a) Regular Members. Regular membership shall be open to all clerks, assistant clerks or deputy clerks, or other similar positions bearing different titles of courts of last resort or intermediate appellate courts," ~~in any federal, state, commonwealth, or District of Columbia court system, and in the court systems of United States territories and possessions."~~

(b) Retired Members. Retired membership shall be open to all retired clerks, assistant clerks or deputy clerks, or other similar positions bearing different titles of courts of last resort or intermediate appellate courts in any federal, state, commonwealth, or District of Columbia court system, and in the court systems of United States territories and possessions.

(c) Associate Members. Associate membership shall be open to any person whose eligibility for regular membership has ceased for reasons other than retirement. ~~Associate membership shall also be open to any person serving as a clerk, assistant clerk, deputy clerk, or similar position bearing a different title, in any appellate court system not eligible for regular membership.~~ Associate membership also shall be open to the surviving spouse of a deceased regular, retired, or associate member.

2. In August 2011, the NCACC President charged each NCACC committee with the task of "taking a very close look at the bylaws and operational guidelines pertaining to its work, to see if any updates are needed." Each committee's report of any proposed changes were due for consideration by the Executive Committee during its Fall meeting in November 2011. According to the minutes of the Fall meeting, no committee submitted any proposals to change its bylaws.

3. The Executive Committee's minutes from its Fall 2011 meeting indicate that the Executive Committee raised potential amendments that could be proposed for consideration at its April 2012 meeting. These include:

Public Relations Committee. The Bylaws require that this committee shall include a vice-chairperson. A suggestion was made for the Public Relations Committee to review this Bylaw prior to the April 2012 meeting and report if the requirement should be continued.

Publication Committee: The bylaws and the operational guidelines identify the committee in both singular and plural. Liaison and committee are considering if it should be uniform.

Contract Committee: Liaison and committee considering if the committee's name should be singular or plural, contract or contracts.

(Continued on page 12)

4. After further review, the Bylaws Committee recommends that the NCACC membership vote in 2012 to strike certain language in Article III, § 1(b), so that paragraph (b)'s language is consistent with the 2011 amendments to paragraphs (a) and (c). Specifically, the proposal is to strike the phrase "in any federal, state, commonwealth, or District of Columbia court system, and in the court systems of United States territories and possessions." If amended, the bylaw Article III, § 1(b), would state:

(b) Retired Members. Retired membership shall be open to all retired clerks, assistant clerks or deputy clerks, or other similar positions bearing different titles of courts of last resort or intermediate appellate courts, ~~in any federal, state, commonwealth, or District of Columbia court system, and in the court systems of United States territories and possessions.~~

5. Should President May wish to present this or any other amendment to the Conference for its consideration at its 2012 business meeting in Charleston, South Carolina, she may do so as described in Article XI, § 2 of the Bylaws highlighted below.

ARTICLE XI Amendments

1. Procedures for Amending Bylaws. These Bylaws may be amended at the annual business meeting of the Conference by a majority vote of the members of the Conference present and entitled to vote, provided that each amendment to be considered shall have been submitted to the Executive Committee by mailing (postmarked) to the Secretary no later than April first of that year. The text of each amendment to be considered shall be included in the call for the annual business meeting; this requirement may be met by publication in the NCACC NEWSLETTER.

2. Procedures for Considering Late Amendments to Bylaws. Notwithstanding the foregoing provision, amendments to the Bylaws submitted after April first may be considered by the membership at the annual business meeting provided that the membership consents to a suspension of the provisions of Article XI, Section 1, by a vote of seventy-five percent (75%) of the members then present and entitled to vote, and provided further that the quorum requirements of Article IV have been met.

3. Effective Date of Amendments. Amendments to these Bylaws become effective on the adjournment of the annual business meeting of the Conference at which the amendments are adopted unless an earlier time is specified by the Conference at the time an amendment is adopted.

Respectfully submitted.

The NCACC Executive Committee met on April 14, 2012 and voted to propose some changes to the bylaws to the membership. The following is a list of the changes proposed and approved:

(1) The Executive Committee voted to approve the Bylaws Committee's recommendation set out in section 4 above to revise Article III, section 1 (b) to bring that section in line with the changes made earlier for tribal and Canadian appellate court clerk membership.

(2) The Executive Committee voted to revise the phrase "Contract Committee" as it appears in Article VII, section 3(c) 16 to the words "Contracts Committee."

(3) The Executive Committee voted to revise Article VII, section 3(c) to delete the phrase "and the Public Relations Committee" in the second sentence to read, "The membership of the Program Committee shall also include a Vice-Chairperson appointed by the President-Elect."

These proposals and changes will be voted on at the conference in Charleston.

Let's Get with the Program!

Colette M. Bruggman (CA)

The education program begins on Sunday with an afternoon of law in popular culture presented by the Opperman Speaker, Jennifer Thompson, author of the book "Picking Cotton." With a story that is both heartbreaking and uplifting, Thompson touches the hearts of audiences nationwide. By examining choices, consequences and ultimately, forgiveness, she demonstrates the true nature of the human spirit and shows how one person can make a difference. Thompson's story is one of overcoming adversity, personal resilience, and learning to live again. She serves as an example that we are all capable of change, no matter how dire the circumstances. Audiences of all types benefit from her powerful message and learn how to think differently in order to achieve improbable outcomes.

There will be a book signing after Ms. Thompson's presentation, which Eydie Nash (WV) is coordinating with a local bookstore. This program has also been chosen to be videotaped and put on the NCACC website for those who are not able to attend the conference.

Monday will continue with "Crisis in Court Funding," a very timely topic in today's budget cutting climate. Mary McQueen, President of the National Center for State Courts, has been confirmed to speak with us on the subject. A panel discussion entitled "Who's Defending the Judiciary?" will follow, with Tom Hall (FL) moderating. One of our newer members, Tiffany Shropshire, an archivist with the Texas Supreme Court will talk to us about "Things to Think About When Planning an Imaging Project." Rounding out the plenary sessions will be a discussion with Jeff Barlow, a Justice Systems Consultant, about "Making a Financial Case for Transition to Paper on Demand." Tiffany and Jeff will be back for the afternoon breakout sessions where they will discuss "What an Archivist Can Do for You," and "Judging in a Paper on Demand Court."

Tuesday we'll begin early and hear from Thomas Lorito about "Protecting the Appellate Court: What Appellate Court Administrators Need to Know about Security and Why!" We'll move on with a presentation that comes highly recommended from the State Bar Association of North Dakota: "Legacy of the Nuremburg Trials," with Professors Gregory Gordon and Sandra Schulberg. This program includes viewing a documentary on the Nuremburg Trials followed by discussion and Q & A. Jason Mayo returns to talk to us about "Conducting Effective Internal Investigations." Tuesday will end with a fascinating presentation by Lisamaria Martinez from Lighthouse for the Blind who will discuss "Accommodating Someone with Vision Loss."

Wednesday is all about technology. The day will begin with a presentation by our own members, Rory Perry (WV) and Blake Hawthorne (TX), who will give us the tips and tricks of "iPad Technology: Uses and Applications for a Modern Judiciary." This presentation will also be videotaped for viewing via the web by members who could not join us at the conference. Wednesday continues with the Vendor Expo, lead by Amy Reitz (OH). There will be two vendor showcases in the morning and one after the vendor lunch. Eric Magnusson will then join us for a discussion about "Technology and Ethics: Moving Ahead and Avoiding Pitfalls." The day will end with the second annual Vendor Happy Hour, complete with prizes!

Thursday morning starts with the perennial favorite "What's Bugging You?," which will be moderated by Kevin Smith (IN). Wrapping up the educational program is a panel discussion lead by Chief Justice Jean Hoefer Toal on "Women in the Judiciary: A Perspective."

If you have potential topics for the Round Table discussion, please send them to me at Colette.Bruggman@jud.ca.gov with the name of a potential moderator.

Scholarship Application

2012 ANNUAL MEETING
Charleston, South Carolina
July 29– August 3, 2012



National Conference of Appellate Court Clerks

If obtaining funding to attend the annual meeting in Charleston is a concern, you may be eligible for a scholarship. **Please do not hesitate to apply.** If you are uncertain whether or not funding may be available, you may still apply for a scholarship. If funding may be made available by your court, please note this on your application and update the scholarship committee of any changes. If you have any questions or concerns, please contact Ruth Willingham, Chair, Scholarship Committee.

INSTRUCTIONS: Please review the scholarship selection criteria outlined in the NCACC directory. Applicants must complete the entire application. Completed forms should be signed and sent to Brenda Williams at the National Center for State Courts, by **May 1, 2012.**

Please complete and return application to:
Brenda Williams
National Conference of Appellate Court Clerks
National Center for State Courts
300 Newport Avenue
Williamsburg, VA 23185

— FUNDING REQUESTED FOR THE ANNUAL MEETING TO BE HELD JULY 29 – AUGUST 3, 2012 IN CHARLESTON, SOUTH CAROLINA. —

Name: _____

Title: _____

Employing Court: _____

Mailing Address: _____

City: _____ State: _____ Zip: _____

Email Address: _____

Telephone: _____ Fax: _____

NCACC member in good standing? ☐ Yes ☐ No

Total number of NCACC members employed by your court: _____

Is your court offering any funding for your attendance at the Annual Meeting? ☐ Yes ☐ No

If yes, what amount? _____

Are there any restrictions on these funds? ☐ Yes ☐ No

If yes, please list the restrictions:

Would your court have funded the attendance of NCACC members from your office to other educational programs during the twelve months immediately preceding the 2012 Annual Meeting? ☐ Yes ☐ No

If yes, how many programs did you attend: _____

If yes, please identify the program(s) and total amount expended:

What amount of financial assistance are you seeking from NCACC: _____

TRAVEL

List the estimated fare for economy or coach airline ticket: _____

-OR-

List the total roundtrip mileage from your home to the conference site: _____
(mileage reimbursement rate will be determined by the Executive Committee)

LODGING

Number of nights: _____ Rate per night: _____

OTHER EXPENSES

List the nature of expenses and amount:

STATEMENT IN SUPPORT OF YOUR APPLICATION

Please explain why you believe you should receive a scholarship. Please attach additional pages if necessary.

I hereby certify that the foregoing answers are true and correct to the best of my knowledge and belief. I acknowledge my obligation to keep the NCACC apprised of any changes in my funding status that might affect my eligibility for scholarship assistance. I understand that my attendance at all education program is required should I receive scholarship assistance.

Applicant's Signature: _____

Date: _____