

STATE BAR OF CALIFORNIA
COMMISSION FOR THE REVISION OF THE RULES
OF PROFESSIONAL CONDUCT

OPEN SESSION AGENDA

Friday, October 24, 2003
(9:30 am - 12:30 and 1:30 - 4:45 pm)
Saturday, October 25, 2003
(9:00 am - 12:30 and 1:30 - 4:30 pm)

San Francisco—State Bar Office
180 Howard Street, Room 8-B
San Francisco, CA 94105
(415) 538-2167

[NOTE RE MEETING SITE: For members of the public, this meeting also can be accessed by video-conference from the State Bar Office in Los Angeles at 1149 South Hill Street, Room 723. Members of the public who wish to attend this meeting at either site are asked to call Audrey Hollins at 415-538-2167.]

I. APPROVAL OF OPEN SESSION ACTION SUMMARY FROM SEPTEMBER 5, 2003 MEETING

(Draft action summary enclosed.) *[pages 1 - 12]*

II. REMARKS OF CHAIR

A. Chair's Report

(The Chair will provide an oral report on administrative, procedural, or other informational matters.)

B. Staff's Report

(Staff will report on the activities of COPRAC and the Board of Governors.)

III. **MATTERS FOR ACTION** (Name with asterisk is lead drafter, underline indicates a newly added co-drafter.)

*George,
Julien,
Ruvolo

- A. **Consideration of Rule 1-400. Advertising and Solicitation**
[anticipated 2-hour discussion]
(Materials enclosed .) **[pages 13 - 20]**

*Peck,
Martinez,
Melchior,
Mohr

- B. **Consideration of a “Practice of Law” Definition**
[anticipated 1-hour discussion]
(Materials enclosed.) **[pages 21 - 70]**

*Betzner,
Tuft,
Lampert

- C. **Consideration of Rule 1-120. Assisting, Soliciting, or Inducing Violations**
[anticipated 1-hour discussion]
(Materials to be distributed prior to meeting.)

*Vapnek,
Peck

- D. **Consideration of Rule 1-120X. New Rule Proposal Arising from Discussion of Rule 1-120 re Incorporating Case Law and B&P Code Provisions** [anticipated 1 and ½ hour discussion]
(Materials enclosed.) **[pages 71 -112]**

*Voogd,
Peck,
Melchior

- E. **Consideration of Proposed New Rule re “Recording Time”**
[anticipated 1-hour discussion]
(Materials to be distributed prior to meeting.)

*Tuft
Betzner,
Martinez,
Peck

- F. **Consideration of Rules: 1-300 (Unauthorized Practice of Law); 1-310 (Forming a Partnership With a Non-Lawyer); 1-320 (Financial Arrangements With Non-Lawyers); and 1-600 (Legal Service Programs)** [anticipated 2-hour discussion]
(Matter carried over. **IMPORTANT:** Bring pages 125-148 of your September 5th meeting agenda package to the October meeting.)

*Melchior,
Foy,
Lampport,
Voogd

- G. Consideration of Rule 3-600. Organization as Client**
[anticipated 2-hour discussion]
(Materials enclosed.) **[pages 113 - 116]**

*All Members
and
Melchior,
Lampport,
Sapiro

- H. Consideration of Proposed New Rule Regarding Good Faith Reliance on the Advice of Counsel**
[anticipated 1/2-hour discussion]
(Materials enclosed.) **[pages 117 - 126]**

*Foy,
Sapiro

- I. Consideration of Rule 1-500. Agreements Restricting a Member's Practice**
[anticipated 1-hour discussion]
(Materials to be distributed prior to meeting.)

STATE BAR OF CALIFORNIA
COMMISSION FOR THE REVISION OF THE RULES
OF PROFESSIONAL CONDUCT

CLOSED SESSION AGENDA*

Friday, October 24, 2003
(4:45 pm - 5:00 pm)

San Francisco–State Bar Office
180 Howard Street, Room 8-B
San Francisco, CA 94105
(415) 538-2167

[NOTE RE MEETING SITE: For members of the public, this meeting also can be accessed by video-conference from the State Bar Office in Los Angeles at 1149 South Hill Street, Room 723. Members of the public who wish to attend this meeting at either site are asked to call Audrey Hollins at 415-538-2167.]

- I. **APPROVAL OF CLOSED SESSION ACTION SUMMARY FROM SEPTEMBER 5, 2003 MEETING**
(Draft action summary enclosed.) *[pages 1 - 2]*

- II. **ADVICE OF COUNSEL ON OPEN SESSION AGENDA ITEMS**

- III. **ACTION ITEMS**
 - A. **Emergency action items, if any.**

* Closed pursuant to Article 3, Section 2, Subdivision (b), Rules Governing Open Meetings, Closed Sessions and Records of the Board of Governors.