

ALASKA

BAR

ASSOC. :

GENERAL

INFORMATION

JUNEAU BAR ASSOCIATION

* * * MINUTES OF THE JUNEAU BAR ASSOCIATION
...FOR FEBRUARY 8, 1985

--1) GUESTS WERE:

(NONE INTRODUCED)

--2) ANNOUNCEMENTS: (FOR FUTURE ACTIVITIES SEE BELOW)

A) NEXT C-L-E SESSION WILL BE ABOUT THE INTOXIMETER 3000, ON MONDAY, FEBRUARY 11, FROM 6:00 TO 9:00PM IN TOM WAGNER'S OFFICE.

B) C-L-E, RE: BAD FAITH INSURANCE LITIGATION WILL BE PRESENTED ON 2/19 & 2/21 (IF 2 SESSIONS ARE REQUIRED)

C) MAYOR ULMER WROTE TO THANK THE JUNEAU BAR FOR JOINING THE COMMUNITY RECEPTION FOR ALASKA'S 14TH STATE LEGISLATURE.

D) RULES COMMITTEE URGENTLY REQUIRES VOLUNTEERS--PLEASE DO SO 2/15!!

--3) CONTINUING BUSINESS:

ART PETERSON REPORTED ON THE AK LEGAL SERVICES CORP. (CONDENSED):
...THE FORMER PRESIDENT WAS APPOINTED SUPERIOR JUDGE, HE IS ACTING;
...SEVERAL (OR ALL) OTHER OFFICERS ARE SHIFTING (HE MOVED INTO PRES.)
...ALSC IS REQUESTING \$1.86 MILLION FUNDING FROM THE STATE;
...HE AND ALSC WOULD VERY MUCH APPRECIATE A LETTER SUPPORTING NEEDS;
...HOPES BAR ASSOCIATIONS AND LAWYERS ALL OVER SE WILL URGE \$1,860,000
...NEXT MEETING WILL BE IN FAIRBANKS ON 3/16;
...PETERSON WILL DRAFT A RESOLUTION OF SUPPORT FOR ALSC FOR THE BAR.

SENATOR PAT RODEY, THE FEATURED SPEAKER, STATED (CONDENSED REMARKS):
---THE FINGERPRINTING LEGISLATION IS REQUIRED TO SATISFY THE FEDS;
---REMINDED US OF THE PROPOSED INCREASE OF DISTRICT COURT'S JURISDICTION;
---A REPEAL OF THE VENUE STATUTE WILL ALLOW VENUE TO BE COURT RULED;
---A CHILD ABUSE PACKAGE IS IN PROCESS BUT IS NOT BEFORE JUDICIARY--YET;
---DWI WILL: A) CLOSE OPEN CONTAINERS (BEER, ETC) & STIFFEN PENALTIES;
---WILL THE HORIZONTAL PROPERTY REGIME BE ADOPTED BY UNIFORM ACT(?) & IS BEST APPROACHED SLOWLY & CAUTIOUSLY;
---A CHILD CUSTODY STATUTE MAY PASS THIS YEAR;
---HE FAVORS A 'LONG ARM' SERVICE STATUTE TO SECURE THIS SESSION.
(THIS SCRIBE HOPES HE DECIPHERED THE GENEROUS VOLUNTEER'S NOTE???)

JAMES E. FISHER, SECRETARY

2/19 & 2/21, INSURANCE BAD FAITH LITIGATION, AG'S CONF, 6-9:00

))) FUTURE PROGRAMS:

2/15 -- FRANK LENDARO OF MC CAW, ON NEW CABLE TECHNOLOGIES

2/22 -- COMMISSIONER OF REVENUE, MARY NORDALE (WILL SHE TALK ON 'TRUST ME WITH YOUR MONEY'?)

3/4-8--STUDENTS FROM DUKE U. TO RECEIVE OUR RESEARCH SUGGESTIONS.
5/15-18/85 -- NOTE AK BAR ASSN CONVENTION @ SITKA (LET'S GET OUT AND SUPPORT SITKA)

ALASKA BAR ASSOCIATION

APPROVED 1985 BUDGET

	Total 1984 Budget =====	12 Month Projection for 1984 =====	Approved 1985 Budget =====	Over (Under) Difference =====	Percent of Previous Yr's Budget =====
Total INCOME from All Sources	\$857,945	\$903,525	\$973,422	\$115,477	113.46%
Total EXPENSE from All Departments	\$902,997	\$870,653	\$1,098,912	\$195,915	121.70%
Net Gain (Loss) for the Period	----- \$(45,052)	----- \$ 32,872	----- \$(125,490)		
	=====		=====		

1983 and prior years surplus = \$454,777

1984 projected surplus = 32,872

Projected accumulated income
as of 12-31-84 = \$487,649

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APPROVED INCOME BUDGET

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MAI:

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 0400

SUB DT	ACCOUNT NAME	1984 BUDGET	YEAR TO DATE	EST. YEAR END	1985 APPROVED	+OVER-UNDER 84
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400-00	MEMBERSHIP DUES	546,445	-410,654.31	-547,539	585,425	38,980
401-00	ADMISSION FEES - BAR EXAM	85,000	-75,872.50	-101,163	92,300	7,300
401-01	ADMISSION FEES - RULE B1	0.00	0.00	0	20,000	20,000
401-02	ADMISSION FEES - ATTORNEY	0	0.00	0	20,000	20,000
402-00	CLE SEMINARS & TAPES	52,000	-23,967.40	-31,957	50,000	-2,000
403-00	SUBSTANTIVE LAW SECTIONS	4,300	-3,635.00	-3,635	4,300	0
404-00	ADDRESSING & COPYING	5,000	-5,325.51	-7,101	7,000	2,000
406-00	DUES INSTALLMENT SVC FEES	5,600	-5,880.00	-5,880	6,200	600
407-00	INTEREST INCOME	45,000	-39,822.33	-53,096	60,000	15,000
409-00	LAWYER REFERRAL FEES	55,600	-42,886.00	-57,181	55,600	0
410-00	THE BAR RAG	8,000	-6,457.00	-8,609	12,000	4,000
411-00	1985 ANNUAL MEETING	30,000	-43,685.63	-43,686	40,000	10,000
412-00	DISCIPLINE COST AWARDS	0	-2,689.50	-3,586	3,000	3,000
414-00	ANCHORAGE BAR ASSOCIATION	4,000	0.00	0	0	-4,000
415-00	STATE OF ALASKA	10,000	-3,456.75	-4,609	11,597	1,597
416-00	MISCELLANEOUS INCOME	2,000	-1,575.82	-2,101	2,000	0
417-00	PENALTIES - LATE DUES	5,000	-3,995.00	-3,995	4,000	-1,000
418-00	CIVIL JURY INSTRUCT PROJ	0	-22,040.00	-29,387	0	0
Subtotals for 0400		857,945	-691,942.75	-903,525	973,422	115,477
%		100%		-105.31%	113.46%	13.46%
Grand Total		857,945	-691,942.75	-903,525	973,422	115,477
%		100%		-105.31%	113.46%	13.46%
Percentages						

APPROVED BUDGET-Worksheet

DEPT MAIN	APPROVED 1984 BUDGET	1984 YTD BALANCE	#of STANDARD MOS PROJECTION	PROTECTION ADJUSTMENT	PROTECTION ADJUSTED	RATE INFLATION INF% PROJECTION*	APPROVED 1985 BUDGET	84 - 85 DIFFERENCE
ADMINISTRATION	308691	201905.76	265466	0	265466	284838	248791	-59900
ADMISSIONS	121183	76182.89	104671	1859	106530	113206	140563	19380
BOARD OF GOVERNORS	51844	23706.10	31605	0	31605	33487	57769	5925
CONTINUING LEGAL EDUCATION	83600	43123.57	57498	2190	59688	63210	91573	7973
DISCIPLINE/ BAR COUNSEL	213048	174408.13	230455	0	230455	246517	355734	142686
FEE ARBITRATION	0	4367.21	17468	0	17468	18567	40543	40543
LAWYER REFERRAL SERVICE	38676	25668.57	34226	0	34226	36296	38537	-139
LEGISLATIVE REVIEW	0	.00	0	0	0	0	15284	15284
LEGISLATIVE REVIEW PROCESS	0	.00	0	0	0	0	3342	3342
MISCELLANEOUS DEPARTMENTS	66500	81466.19	100999	0	100999	106050	78133	11633
SUBSTANTIVE LAW SECTIONS	4300	2352.18	3136	0	3136	3292	4300	0
THE BAR RAG	15155	10539.95	21080	0	21080	24243	24343	9188
	902997	643720.55	866604	4049	870653	929706	1098912	195915
Grand Total								
%	100%	71.29%	95.97%		96.42%	102.96%	121.70%	21.70%
Percentages								

APPROVED EXPENSE BUDGET

MAIN

0500 ADMISSIONS

SUB DT	ACCOUNT NAME	1984 BUDGET	YEAR TO DATE	EST. YEAR END	1985 APPROVED	+OVER-UNDER 84
501-00	ADMISSIONS SALARIES	41,440	29,176.66	38,902	47,458	6,018
502-00	ADMISSIONS PAYROLL TAXES	2,960	2,258.26	3,011	3,298	338
503-00	ADMISSIONS STAFF INSURANC	2,227	1,573.70	2,098	3,245	1,018
504-00	ADMISSIONS STAFF PENSIONS	2,072	1,078.79	1,438	1,825	-247
505-01	BAR EXAM GRADING - MBE	4,444	4,255.00	4,255	4,800	356
505-02	BAR EXAM GRADING - LCCAL	28,000	13,695.35	29,250	29,250	1,250
506-00	EXAM REVIEW TRAIN&CONSULT	10,000	580.11	773	10,000	0
508-00	BAR EXAM RENT	9,800	8,708.02	8,708	9,700	-100
509-00	ADMISSIONS POSTAGE/SUPPLY	13,635	8,633.87	11,512	12,663	-972
510-00	ADMISSIONS TELEPHONE	905	1,022.63	1,364	1,432	527
511-00	ADMISSIONS MISCELLANEOUS	500	54.50	73	500	0
512-00	BAR EXAM QUESTIONS	5,200	5,146.00	5,146	5,000	-200
513-00	ADMISSIONS OFFICE RENT	0	0	0	7,004	7,004
514-00	ADMISSIONS DEPRECIATION	0	0	0	1,681	1,681
515-00	ADMISSIONS LEASED EQUIP.	0	0	0	1,856	1,856
516-00	ADMISSIONS EQUIP MAINTAIN	0	0	0	851	851
Subtotals for 0500		121,183	76,182.89	106,530	140,563	19,380
%		100%		87.91%	115.99%	15.99%

0600 BOARD OF GOVERNORS

601-01	BOG TRAVEL&PERDIEM - ANC	17,790	7,474.14	11,211	15,894	-1,896
601-02	BOG TRAVEL&PER DIEM-SITKA	0	0	0	8,115	8,115
601-04	BOG TRAVEL&PERDIEM - MISC	1,000	944.00	1,259	1,000	0
602-01	BOG ABA MID-YEAR MEETING	3,181	1,413.86	1,414	2,535	-646
602-02	BOG BAR LEADERSHIP MTG	1,673	1,506.88	1,507	2,096	423
602-03	BOG ABA ANNUAL CONVENTION	3,784	1,035.36	1,035	2,387	-1,397
602-04	BOG WESTERN STATES	1,401	1,521.51	1,522	3,865	2,464
603-01	N/ATNY TRAVEL&PERDIEM-ANC	11,205	3,456.75	5,185	8,683	-2,522
603-02	N/ATNY TRAVEL&PERDIEM-STK	0	0	0	2,744	2,744
604-00	BOG TELEPHONE	3,000	1,837.42	2,450	3,000	0
605-00	BOG MAIL/SUPPLY/MISC	8,810	4,516.18	6,022	6,700	-2,110
606-00	BOG CONFERENCE ROOM RENT	0	0	0	750	750

APPROVED EXPENSE BUDGET

SUB DT	ACCOUNT NAME	1984 BUDGET	YEAR TO DATE	EST. YEAR END	1985 APPROVED	+OVER-UNDER 84
Subtotals for 0600		51,844	23,706.10	31,605	57,769	5,925
%		100%		60.96%	111.43%	11.43%

0700 DISCIPLINE/ BAR COUNSEL

701-00	D/BC SALARIES	128,743	101,665.67	135,554	190,777	62,034
702-00	D/BC PAYROLL TAXES	9,606	8,400.00	11,200	14,005	4,399
703-00	D/BC STAFF INSURANCE	10,632	8,761.59	11,682	17,591	6,959
704-00	D/BC STAFF PENSIONS	3,826	2,539.75	3,386	6,767	2,941
705-00	LITIGATION SUPPORT SVCS	10,000	5,030.56	6,707	2,400	-7,600
706-01	D/BC TRAVEL&EXPENSE-NOBC	7,684	3,339.27	3,339	7,150	-534
706-02	D/BC TRAVEL&EXPENSE-SITKA	0	0	0	2,792	2,792
706-03	D/BC TRAVEL&EXPENSE-ABAWK	1,822	0.00	0	0	-1,822
706-04	D/BC TRAVEL&EXPENSE-JN&AH	5,000	3,147.95	4,197	12,023	7,023
707-00	CONTRACTLABOR/CONFLICTLIT	8,000	15,882.06	21,176	10,000	2,000
708-00	D/BC MAIL/SUPPLY/COPY/MSC	10,063	9,124.92	12,167	13,992	3,929
710-00	D/BC TELEPHONE	5,000	2,301.07	3,066	4,000	-1,000
711-00	D/BC RENT	12,072	7,292.62	9,723	29,744	17,672
712-00	1983 ABA DISCIPLINE TEAM	0	2,922.67	2,923	0	0
713-00	D/BC WESTLAW SYSTEM	600	0.00	0	0	-600
714-00	DISCIPLINE RULES CONTRACT	0	4,000.00	5,333	0	0
715-00	INFORMATION & TRAINING	0	0	0	19,427	19,427
716-00	D/BC DEPRECIATION	0	0	0	9,604	9,604
717-00	D/BC LEASED EQUIPMENT	0	0	0	10,602	10,602
718-00	D/BC EQUIP MAINTENANCE	0	0	0	4,860	4,860
Subtotals for 0700		213,048	174,408.13	230,455	355,734	142,686
%		100%		108.17%	166.97%	66.97%

0800 ADMINISTRATION

801-00	ADMIN SALARIES	114,840	85,069.32	113,426	103,767	-11,073
802-00	ADMIN PAYROLL TAXES	8,571	6,723.68	8,965	8,071	-500
803-00	ADMIN STAFF INSURANCE	8,246	6,891.71	9,189	9,981	1,735
804-00	ADMIN STAFF PENSIONS	5,742	3,873.47	5,165	4,425	-1,317
805-00	ADMIN TELEPHONE	2,465	925.82	1,234	2,000	-465
806-00	ADMIN SPECIALIZATION AD	5,000	2,541.05	3,388	0	-5,000

APPROVED EXPENSE BUDGET

MAIN

0800 ADMINISTRATION

SUB DT	ACCOUNT NAME	1984 BUDGET	YEAR TO DATE	EST. YEAR END	1985 APPROVED	+OVER-UNDER 84
807-01	AD TRAVEL&EXPENSE-ABAMDYR	3,550	1,054.56	1,055	3,440	-110
807-02	AD TRAVEL&EXPENSE-ABA AN	4,134	1,540.75	1,541	3,825	-309
807-03	AD TRAVEL&EXPENSE-SITKA	0	0	0	4,894	4,894
807-05	AD TRAVEL&EXPENSE-WANG	1,517	1,077.39	1,077	1,447	-70
807-06	AD TRAVEL&EXPENSE-BARLEAD	1,845	0.00	0	0	-1,845
807-07	AD TRAVEL&EXPENSE-ABAINSC	0	1,051.98	1,052	0	0
808-00	ADMIN EQUIPMENT MAINTAIN	11,752	5,536.80	7,382	4,131	-7,621
809-00	ADMIN SUPPLIES	7,531	3,556.33	4,742	5,300	-2,231
810-00	ADMIN POSTAGE/FREIGHT	22,840	13,623.83	18,165	20,890	-1,950
811-00	ADMIN EQUIPMENT LEASES	18,500	8,565.42	11,421	9,013	-9,487
812-00	ADMIN PRINTING	8,034	4,023.00	5,364	8,000	-34
813-00	ADMIN OFFICE RENT	41,664	25,860.50	34,481	26,794	-14,870
814-00	ADMIN LIBRARY	1,080	178.00	237	1,000	-80
815-00	ADMIN ANNUAL AUDIT	7,000	6,500.00	6,500	7,500	500
816-00	ADMIN DUES&SUBSCRIPTIONS	1,000	406.00	541	1,000	0
817-00	ADMIN ADVERTISING	750	0.00	0	500	-250
818-00	ADMIN CASUAL LABOR	500	0.00	0	500	0
819-00	ADMIN PROP&GLA INSURANCE	9,076	7,015.59	9,354	11,050	1,974
820-00	ADMIN DEPRECIATION	19,484	14,171.61	18,895	8,163	-11,321
823-00	ADMIN MISCELLANEOUS	2,000	1,291.45	1,722	2,000	0
824-00	PENSION FUND ADMIN COSTS	1,570	427.50	570	1,100	-470

Subtotals for 0800

% 100% 201,905.76 265,466 248,791 - 19.40%

0900 LAWYER REFERRAL SERVICE

901-00	LAW REF SALARIES	16,000	11,614.90	15,487	7,920	-8,080
902-00	LAW REF PAYROLL TAXES	1,452	1,040.23	1,387	711	-741
903-00	LAW REF STAFF INSURANCE	1,164	813.47	1,085	850	-314
904-00	LAW REF STAFF PENSIONS	500	251.31	335	0	-500
905-01	LAW REF ADVERTISING - ANC	6,000	1,923.60	2,565	6,000	0
905-02	LAW REF ADVERTISING - OUT	2,000	1,145.95	1,528	2,000	0
906-01	LAW REF TELEPHONE - LOCAL	3,834	2,704.56	3,606	824	-3,010

APPROVED EXPENSE BUDGET

MAIN

0900 LAWYER REFERRAL SERVICE

SUB DT	ACCOUNT NAME	1984 BUDGET	YEAR TO DATE	EST. YEAR END	1985 APPROVED	+OVER-UNDER 84
906-02	LAW REF TELEPHONE -ZENITH	5,328	5,321.24	7,095	10,440	5,112
907-00	LAW REF MAIL/SUPPLY/MISC	2,398	853.31	1,138	1,300	-1,098
908-00	LAW REF OFFICE RENT	0	0	0	4,104	4,104
909-00	LAW REF DEPRECIATION	0	0	0	1,681	1,681
910-00	LAW REF LEASED EQUIPMENT	0	0	0	1,856	1,856
911-00	LAW REF EQUIP MAINTENANCE	0	0	0	851	851
Subtotals for 0900		38,676	25,668.57	34,226	38,537	-139

% 100% 88.49% 99.64% - .36%

1000 CONTINUING LEGAL EDUCATION

000-00	DIRECT COSTS OF SEMINARS	49,000	19,108.70	25,478	40,000	-9,000
101-00	CLE SALARIES	23,800	18,073.14	24,098	25,850	2,050
102-00	CLE PAYROLL TAXES	1,754	1,408.83	1,878	2,135	381
103-00	CLE STAFF INSURANCE	806	671.02	895	1,151	345
104-00	CLE STAFF PENSIONS	1,190	903.68	1,205	1,146	-44
105-00	CLE TELEPHONE	1,070	386.11	515	1,070	0
106-00	CLE SUPPLY/MISCELLANEOUS	2,151	1,276.63	1,702	2,100	-51
107-02	CLE TRAVEL&PERDIEM-NABEPR	2,190	0.00	2,190	1,963	-227
108-00	CLE DEPRECIATION	1,639	1,295.46	1,727	3,411	1,772
109-00	CLE OFFICE RENT	0	0	0	10,040	10,040
110-00	CLE LEASED EQUIPMENT	0	0	0	1,856	1,856
111-00	CLE EQUIP. MAINTENANCE	0	0	0	851	851
Subtotals for 1000		83,600	43,123.57	59,688	91,573	7,973

% 100% 71.40% 109.54% 9.54%

1100 FEE ARBITRATION

001-00	FEEARB SALARIES	0	2,208.32	8,833	19,353	19,353
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 APPROVED EXPENSE BUDGET
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MAIN

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 1100 FEE ARBITRATION

SUB DT	ACCOUNT NAME	1984 BUDGET	YEAR TO DATE	EST. YEAR END	1985 APPROVED	+OVER-UNDER 84
002-00	FEEARB PAYROLL TAXES	0	183.07	732	1,498	1,498
003-00	FEEARB STAFF INSURANCE	0	435.87	1,743	2,402	2,402
004-00	FEEARB STAFF PENSIONS	0	131.23	525	968	968
005-00	FEEARB TELEPHONE	0	0.00	0	720	720
006-00	FEEARB MAIL/SUPPLY/MISC	0	1,408.72	5,635	2,816	2,816
007-00	FEEARB OFFICE RENT	0	0	0	8,652	8,652
008-00	FEEARB DEPRECIATION	0	0	0	1,201	1,201
009-00	FEEARB LEASED EQUIPMENT	0	0	0	1,325	1,325
010-00	FEEARB EQUIP MAINTENANCE	0	0	0	608	608
011-00	FEEARB COMMITTEE EXPENSE	0	0	0	1,000	1,000
Subtotals for 1100		0	4,367.21	17,468	40,543	40,543
%		100%		0%	0%	0%

1300 THE BAR RAG

001-00	BAR RAG TYPESETTING	7,263	5,195.00	10,390	11,949	4,686
002-00	BAR RAG PRINTING	5,042	2,603.60	5,207	5,988	946
003-00	BAR RAG PHOTO/ARTWORK	929	567.00	1,134	1,304	375
004-00	BAR RAG DISTRIBUTION	103	852.85	1,706	1,962	1,859
005-00	BAR RAG AD COMMISSIONS	1,805	1,005.60	2,011	2,313	508
006-00	BAR RAG PROMOTION	0	315.90	632	727	727
007-00	BAR RAG MISCELLANEOUS	13	0.00	0	100	87
Subtotals for 1300		15,155	10,535.95	21,080	24,343	9,188
%		100%		139.10%	160.63%	60.63%

1500 SUBSTANTIVE LAW SECTIONS

000-01	SUB LAW SECTIONS-FUNDED	1,500	1,220.88	1,628	1,500	0
000-02	SUB LAW SECTIONS-SIGNUPS	2,800	1,131.30	1,508	2,800	0

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APPROVED EXPENSE BUDGET

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SUB DT	ACCOUNT NAME	1984 BUDGET	YEAR TO DATE	EST. YEAR END	1985 APPROVED	+OVER-UNDER 84
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Subtotals for 1500		4,300	2,352.18	3,136	4,300	0
%		100%		72.93%	100.00%	0%
1900 LEGISLATIVE REVIEW						
190-00	LEGISLATIVE REVIEW-STAFF	0	0	0	4,884	4,884
191-00	LEGISLATIVE REVIEW-BOG	0	0	0	3,342	3,342
192-00	LEGISLATIVE REVIEW-LOBBY	0	0	0	10,400	10,400
Subtotals for 1900		0	0.00	0	18,626	18,626
%		100%		0%	0%	0%
2000 MISCELLANEOUS DEPARTMENTS						
120-00	COMMITTEE EXPENSE	4,500	4,195.52	5,594	5,000	500
140-00	LUKE/AK LAW REVIEW EXPENS	20,000	10,000.00	20,000	20,000	0
160-00	DONATED SUPPORT/SERVICES	9,000	7,148.71	9,532	0	-9,000
170-00	MEETING-LOCAL BAR PRES.	3,000	1,992.36	1,992	3,000	0
180-00	ANNUAL CONVENTION	30,000	40,875.94	40,876	40,000	10,000
190-00	CIVIL JURY INSTRUCT PROJ.	0	17,253.66	23,005	0	0
200-00	OFFICE RELOCATION	0	0	0	10,133	10,133
Subtotals for 2000		66,500	81,466.19	100,999	78,133	11,633
%		100%		151.88%	117.49%	17.49%
Grand Total		902,997	643,720.55	870,653	1,098,912	195,915
%		100%		96.42%	121.70%	21.70%
Percentages						

ALASKA BAR ASSOCIATION

Bar Exam Results
1982 - 1984

	<u>Applied</u>	<u>Passed</u>	<u>% Passing</u>
<u>February, 1982</u>			
General Applicants	126	89	
Attorney Applicants	10	5	
	<u>136</u>	<u>94</u>	69.0
 <u>July, 1982</u>			
General Applicants	119	83	
Attorney Applicants	7	5	
	<u>126</u>	<u>88</u>	70.0
 <u>February, 1983</u>			
General Applicants	106	80	
Attorney Applicants	15	10	
	<u>121</u>	<u>90</u>	74.4
 <u>July, 1983</u>			
General Applicants	122	86	
Attorney Applicants	9	6	
	<u>131</u>	<u>92</u>	70.0
 <u>February, 1984</u>			
General Applicants	108	72	
Attorney Applicants	16	8	
	<u>124</u>	<u>80</u>	64.5
 <u>July, 1984</u>			
General Applicants	118	73	
Attorney Applicants	8	6	
	<u>126</u>	<u>79</u>	62.7

BOARD OF GOVERNORS

ALASKA BAR ASSOCIATION

P.O. BOX 100278
 ANCHORAGE, ALASKA 99510
 AREA CODE 907/272-7469

RANDALL P. BURNS, EXECUTIVE DIRECTOR

STEPHEN J. VAN GOOR, DISCIPLINARY ADMINISTRATOR AND BAR COUNSEL

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 GLENDA J. STRAUBE
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MEMBERSHIP STATISTICS
 (as of January 21, 1985)

By Status

Active in Alaska	1,673
Active Outside	167
Inactive	280
Judge	51
Retired	10
Adjunct	2
	<hr/>
TOTAL,	<u>2,183</u>

By Judicial District

	<u>Active</u>	<u>Total</u>
District 1	235	246
District 2	27	30
District 3	1,229	1,274
District 4	182	192
Outside	167	441
	<hr/>	<hr/>
	<u>1,840</u>	<u>2,183</u>

DAVID T. WALKER
ATTORNEY AT LAW
MENDENHALL BUILDING
326 FOURTH STREET, SUITE B
JUNEAU, ALASKA 99801
(907) 580-3537

February 18, 1986

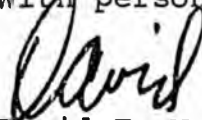
Kevin Bruce
Senate Judiciary Committee
State Capital Building
Juneau, Alaska 99811

Dear Kevin:

There seem to be a lot of bills this session that impact the practice of law. I have been advised that the Board of Governors has not retained a lobbyist this session. I very much want to do all I can to keep the Juneau Bar Association members up to date on the existence and status of measures which vitally impact the practice of law throughout the State. Does the Judiciary Committee maintain a listing of substantive and procedural measures impacting the practice of law? If you have such a list could you share it with me. Would you also put me on a list as an interested party to be notified of any hearing on one of these bills.

I would really welcome any help or suggestion you might offer that would help me get a handle on the issues. Once I have done that I will be in a much better position to assist the Committee by providing the Juneau Bar Association's input and insight to the committee.

With personal regards,



David T. Walker, President
Juneau Bar Association

DTW/dsm

*Suzanne called
2/20*

Board of Governors
Alaska Bar Association
P. O. Box 100279
Anchorage, AK 99510

*file:
MWSICA
MAL ASSN.*

Gary R. Eitel
April 13, 1986

*FILE - Senate Standing
Committee
Judiciary office*
RT 4, BOX 28
Umoale, TX 75771

ATTN: Susan L. Daniels
Discipline Counsel

RE: Your April 7, 1986 letter relating to attorneys McCool,
Baldwin and Davis

Dear Ms. Daniels:

I strongly object to your decision not to open an investigation on attorneys McCool, Baldwin and Davis, based on my March 9, 1986 letter to your office.

The decision not to investigate the above attorneys is apparently based on your organization's misunderstanding of material facts. I have never filed a complaint against Mr. McCool for effecting the perjured testimony of Vernon L. Lofstedt, Sr. and, for that fact, the Alaska Supreme Court did not rule based on your interpretations set out in your April 7, 1986 letter.

The issue of Mr. Lofstedt's perjured testimony that occurred in August, 1983 was not a matter of the State Court case entitled Eitel v. Baldwin, No. 3KN-78-789 and, therefore, was not part of the Lower Court record for the purpose of an appeal. The allegations against Mr. McCool, Baldwin and Davis are extrinsic to that civil case record and, on that basis, the Supreme Court was correct when it was stated, "The record does not support Mr. Eitel's claims of fraud and conspiracy." That issue was never part of the record. The merits of my allegation against Mr. McCool, Baldwin and Davis have never before been litigated, either by the trial court, the appellate court or this Bar Association.

Your April 7, 1986 letter serves as an injustice, and is rightfully construed by me to gloss over the real issue. I have never filed a complaint against Mr. Baldwin, Davis and McCool, alleging the three effected the perjured testimony of Vernon L. Lofstedt, in violation of Disciplinary Rule 7-102, Canon 1, and Disciplinary Rule 1-102, and that remains uncontroverted.

In rebuttal of your April 7, 1986 letter, there was no page 6 to Ms. Williams' June 26, 1985 dismissal notice. Furthermore, that dismissal was on a grievance complaint against attorneys Rogers and Baldwin. The issues under my March 9, 1986 grievance against McCool, Davis and Baldwin were never reviewed under the Rogers and Baldwin complaint and, as a matter of fact, any reference to Vernon L. Lofstedt's perjured testimony was beyond the scope of the Rogers and Baldwin complaint, whether within the initial complaint or under my July 15, 1985 request for reconsideration of the Rogers and Baldwin dismissal notice.

As to the Rule 60(b) motion that you stated the court went on to affirm: The Rule 60(b) motion that I filed concerned a missing liquor license application, that turned up in the hands of William McCool. A liquor license application that could have impeached witness Richard Ross. The Rule 60(b) motion was denied on the basis misconduct by William McCool as my trial counsel, could not stand as a basis for any relief under Rule 60(b). The Rule 60(b) motion did not address or litigate whether or not McCool, Davis and Baldwin effected the perjured testimony of Vernon L. Lofstedt, Sr., and the effected perjured testimony of Vernon L. Lofstedt, Sr. is precisely the basis for my March, 1986 grievance complaint against attorneys McCool, Baldwin and Davis.

Further for your information, I obtained the transcripts of Mr. Lofstedt's perjured testimony and attempted to amend the trial record on review before the Alaska Supreme Court, however, this attempt failed and evidence of perjured testimony was never made part of the lower court record. Perjured testimony of Vernon L. Lofstedt, Sr. at the hands of McCool, Baldwin and Davis was an issue raised after the trial and, on that basis, was not part of the lower court record.

Ms. Daniels, I wish to be very candid; I have a valid complaint against attorneys McCool, Baldwin and Davis under Disciplinary Rule 7-102 and Disciplinary Rule 1-102, and I have a lawful right to have that complaint investigated on its merits. To that end, I invoke the mandatory provisions of Alaska Bar Rule 25 for conclusively establishing misconduct for purposes of a disciplinary proceeding before the Alaska State Bar. Mr. McCool was found guilty and admitted misconduct under a Washington State Bar investigation, based on a grievance complaint. Mr. McCool was reprimanded, censured and put on probation for misconduct, and under Alaska Bar Rule 25, that conclusively establishes misconduct for purposes of a disciplinary proceeding before the Alaska State Bar.

I have in my possession, true and correct transcripts evidencing Mr. Lofstedt's perjured testimony, and I have unrefuted evidence that Mr. Lofstedt's perjured testimony was effected conspiratorially by Mr. McCool, Baldwin and Davis, and it cannot be argued by you or anyone else that this issue has ever been litigated, heard or resolved, in any form or fashion.

It is unnecessary and against justice to create a confrontation between your Bar Association and me concerning my complaint. It would cause me undue expense and hardship to seek redress through a mandamus proceeding on this matter, and to that end, I choose not to unless absolutely necessary. It is for that very reason that I have written you this letter. Please reconsider your position and afford me that which I am entitled to by law; a full and complete investigation of my allegations of March 9, 1986,

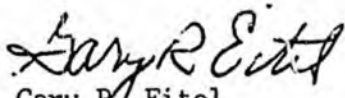
Alaska Bar Association
April 13, 1986
Page Three

against attorneys McCool, Baldwin and Davis.

Be assured that I take the matter at issue very serious, and although undesirable, I will seek a mandamus proceeding to have my March 9, 1986 complaint against Mr. McCool, Baldwin and Davis heard.

The matter at issue cannot wait and, on that basis, I would expect and demand your immediate reply, as that reply will set into concrete my next action.

With regards,



Gary R. Eitel
Rt. 4, Box 28
Lindale, TX 75771
(214) 882-9923

cc: Senate Standing Committee Judiciary

Certified Receipt # P 131 364 878