

**MINUTES OF THE LABOR AND EMPLOYMENT LAW SECTION
EXECUTIVE COUNCIL MEETING
FRIDAY, APRIL 23, 2010
CAPTIVA ISLAND, FL**

I. Call to Order – Chair Eric Holshouser called the meeting to order at approximately 5:10 p.m.

II. Secretary/Treasurer Report

A. Consideration of Minutes –Marquerite Longoria moved to approve the minutes of the Executive Council meetings for June 25, 2009, and February 25, 2010. Cynthia Sass seconded the motion. The motion passed unanimously.

B. Financial Statement – Angela Froelich reviewed the Section's financial statement (a copy of which was provided to all members in attendance). Ms. Froelich reported that the Section's financials are in good shape and that the Section currently has 2002 members. There were no questions regarding the financials.

III. Committee and Subcommittee Reports

A. Membership Outreach – No formal report was given.

1. ABA Liaison Subcommittee – No formal report was given.

2. Law School Liaison Subcommittee – Jonathan Oliff provided the report. He and Jason Vail connected with the state's law schools regarding the Section's scholarship. They have received a few names and are awaiting names of the recipients from the rest of the law schools which they expect to be completed by the annual meeting in June. A scholarship was presented to Stephanie Sanon at the Florida State University College of Law by Stephanie Williams and Steven Meck on behalf of the Section in April.

3. Judicial Outreach Subcommittee – Zascha Abbott reported that she and Janelle Albo had to reschedule the informational lunch for state court judges previously set for March 9, 2010, due to a conflict. They are still in the process of obtaining a new date.

4. Local/Voluntary Bar Association Liaison Subcommittee – No formal report was given.

5. EEOC and FEPA Liaison Subcommittee – Bruce Minnick reported that he has been in contact with two different officials at the FCHR regarding the Lavo Law Council's potential involvement and possible assistance with

the subcommittee. Neither attempt has yet produced anything of substance. Mr. Minnick also reported that he made two telephone calls to EEOC regional offices but has not received any return phone calls. Mr. Minnick reported that he and Patrick Martin will continue to try to make contact with the officials at these very busy agencies.

6. NLRB/PERC Liaison Subcommittee –Stephanie Ray reported that she and Damon Kitchen coordinated and participated in a webinar on traditional labor law on April 7, 2010, along with Steve Meck and Margaret Diaz. She reported that there were 12 participants in the webinar and that it was very well received by the participants.
 7. Wage and Hour Administration Liaison Subcommittee – Alan Gerlach reported that John Trimper should be listed as being on this subcommittee. Mr. Gerlach indicated that the subcommittee met in March and would be meeting again on May 21, 2010. Mr. Gerlach reported that the subcommittee intended to put on a webinar in the next year. Mr. Trimper reported that he is working with Ellen Leibovitch to plan and organize a wage and hour seminar to be sponsored by the South Palm Beach County Bar Association and held in Boca Raton on May 19, 2010. The speaker is Will Garnitz, District Director of the United States Department of Labor.
 8. Membership/Outreach Subcommittee – No formal report was given.
- B. Long Range Planning Committee – Cary Singletary reported that the Executive Council has completed the goals established from the last planning retreat and stated that the committee believes it would be appropriate to schedule a new planning session in 2011. Mr. Singletary reported that Orlando should be considered for the meeting place given it has worked well in the past. Mr. Singletary indicated that the committee believes that the Section should use the same facilitator that was used in the last planning retreat. He stated that the approximate cost of the facilitator would be \$1,500. Debbie Brown reported that the committee thought that the Executive Council should first consider conducting a survey of the Section members to see what they value from their membership and what they would like to the Section to accomplish. Ms. Brown indicated that such information would be valuable in helping the Section plan for the future. Ms. Brown indicated that she believed that she and Mr. Singletary could have a draft survey by the next meeting of the Executive Council.
- C. Communications Committee – No formal report was given.
1. Publications Subcommittee – Frank Brown reported that there is currently one article in press but that the committee received a very low response with regard to a request for articles for *The Journal*. Mr. Brown asked that members of the Executive Council let their colleagues know of the

opportunity to prepare an article for *The Journal*. Mr. Brown also reported that the subcommittee recommended that the Section maintain its practice of advertising in *The Checkoff* as well as on its website for contributions to *The Journal* and *The Checkoff*.

2. Website Subcommittee – Mark Snow reported that he previously circulated a proposal for creating a searchable database and standardized process to upload previous CLE materials to the Section website. The proposal set out proposed costs as follows: design and build searchable database: \$1,800; host database: \$10/month; hourly rate for project work: \$95/hour. The proposal indicates that the project would take four to six weeks to launch. Due to the technical difficulties with the meeting conference phone and the inability of Mr. Snow and several others to be able to call into the meeting, the proposal was tabled until the next meeting.
3. Special Projects Committee – Leslie Langbein reported that she did not hear back from law schools in response to her letter regarding establishing a clinical program for unemployment compensation hearings. A lively discussion was held with regard to ideas to try to spur interest by the law schools, including utilizing the Section scholarship to spur interest and to offset the costs of such program. No solutions were reached except to follow up with the Florida A&M University, the only law school expressing interest in the program. Ms. Langbein indicated that she will ask Florida A&M University Law School to send the Section a proposal and will report back on any progress at the next meeting.

IV. New Business

- A. BOG Report – No report was given because Grier Wells was not able to attend the meeting by conference call.
- B. CLE Report – Sherrill Colombo thanked Patrick Martin and Jim Craig for their hard work as the program Co-Chairs for the Advanced Labor Topics seminar. She indicated that there was a good turnout for the program and that it was well received by all participants. Ms. Colombo also referenced the traditional labor webinar that was held on April 7, 2010, involving Stephanie Ray, Steve Meck, Damon Kitchen, and Margaret Diaz. Ms. Colombo mentioned that the Section had an upcoming webinar on unemployment appeals that would be held on May 11, 2010. Discussions were held with regard to when to schedule the next seminar given that The Florida Bar is combining its general meetings in September with its mid-year meetings usually held in January. After discussion, the consensus was reached that the Section should go back to the Hard Rock Café in South Florida but no specific date was determined. Ms. Colombo indicated

that she would continue to look at potential conflicts and would report back with a date as soon as possible. Eric Holshouser thanked Ms. Colombo for a job well done as the Legal Education Director for the Section this year.

V. Chair's Report

- A. Committee Participation - Mr. Holshouser indicated that the committee participation list was attached to the agenda. He asked that members provide their thoughts on those that have gone above and beyond in their service to the Section this year with the intended purpose of helping Jill Schwartz put together a good team for the next year.
- B. 28th Annual Multi-State Employment Law Seminar, Don Cesar Resort, St. Pete Beach, May 20 - 22, 2010 - Mr. Holshouser deferred to Alan Gerlach to discuss the multi-state seminar. Mr. Gerlach reported that the multi-state seminar would be held at the Don Cesar Resort and that Eric Holshouser and Jill Schwartz, as the Chair and Chair-Elect, will be presenters at the seminar. Mr. Gerlach advised that, if there is not a good turnout, Tulane may lose interest in continuing the seminar. Therefore, he encouraged as many people to attend as possible. Mr. Holshouser reiterated Mr. Gerlach's thoughts and encouraged members to attend.
- C. Letter from Stetson University School of Law – Mr. Holshouser reported that Stetson sent a thank-you note to the Section for providing a scholarship for its students.

VI. Adjournment – Mr. Holshouser adjourned the meeting at approximately 5:40 p.m.

Executive Council Attendance:

Eric J. Holshouser, Chair
Jill S. Schwartz, Chair Elect (via conference call)
Gregory A. Hearing, Secretary/Treasurer
Sherrill Colombo, Legal Education Director
Alan O. Forst, Immediate Past Chair
Grier Wells (via conference call)
Zascha Blanco Abbott
David Block (via conference call)
Deborah C. Brown (via conference call)
Frank Brown (via conference call)
Thomas Delegal III (via conference call)
Susan Dolin
Alan M. Gerlach, Jr.
Richard Johnson
F. Damon Kitchen (via conference call)
Leslie Langbein

Daniel Levine (via conference call)
Marguerite Longoria
Patrick Martin
Stephen A. Meck
Bruce Minnick (via conference call)
Shane Muñoz (via conference call)
Jonathan Oliff (via conference call)
J. Ray Poole (via conference call)
Stephanie Williams Ray (via conference call)
Cynthia Sass
Cary Singletary (via conference call)
Leslie K. Reicin Stein (via conference call)
John S. Trimper (via conference call)
Robert S. Turk (via conference call)
Jason Vail (via conference call)

Bar Liaison:

Angela Froelich

Guests:

Jeannette Albo (via conference call)

Excused Absences


Walter E. Aye
Scott Fisher
Donald Ryce, Jr.
Marcus Snow
John S. Trimper

NAME

SIGNATURE

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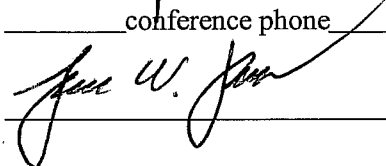
Johnson, Richard E.



Kitchen, F. Damon
NLRB Liaison Subcommittee Co-Chair

_____ conference phone _____

Langbein, Leslie W.
Special Projects Committee Chair



Levine, Daniel R.

_____ conference phone _____

Longoria, Marguerite
Wage and Hour Administration Liaison Subcommittee Co-Chair



Martin, Patrick
EEOC and FEPA Liaison Subcommittee Co-Chair



Meck, Stephen A.

 on location
_____ conference phone _____

Miles, Robert A.

Muñoz, Shane T.
Publications Subcommittee Co-Chair

_____ conference phone _____

Oliff, Jonathan
Law School Liaison Subcommittee Co-Chair

_____ conference phone _____

Poole, Jr., J. Ray

_____ conference phone _____


Ray, Stephanie Williams
NLRB Liaison Subcommittee Co-Chair

_____ conference phone _____

Ryce, Jr., Donald T.
Local/Voluntary Bar Association Liaison Subcommittee Chair

_____ excused absence _____

Sass, Cynthia N.



Scott, Cathleen
Communications Committee Chair

Singletary, Cary R.
Long Range Planning Committee Co-Chair

_____ conference phone _____

Snow, Jr., Marcus L.
Website Subcommittee Chair

_____ excused absence _____

Stein, Leslie K. Reicin
Membership Outreach Subcommittee Co-Chair

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Trimper, John S.

_____ conference phone _____

Turk, Robert S.

_____ conference phone _____

COMMITTEE CHAIRS (Not Members of Executive Council)

NAME

SIGNATURE

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Albo, Jeanette

Judicial Outreach Subcommittee Co-Chair

Cassidy, Jr., William P.

ABA Liaison Subcommittee Chair

Minnick, Bruce A. conference phone

EEOC and FEPA Liaison Subcommittee Co-Chair

Parsons, Kelly V.

Membership Outreach Subcommittee Co-Chair

Vail, Jason

Law School Liaison Subcommittee Co-Chair

MEMBERS / GUESTS

NAME

EMAIL ADDRESS

Angela Froelich / Section Administrator

afroelic@flabar.org

Jeanette Albo (conf. phone)

