

**MINUTES OF THE LABOR AND EMPLOYMENT LAW SECTION
EXECUTIVE COUNCIL MEETING
THURSDAY, JUNE 24, 2010
BOCA RATON, 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 – Gregory Hearing moved to approve the minutes of the Executive Council meetings for April 23, 2010. Alan Gerlach 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 2049 members. There were no questions regarding the financials.

III. Committee and Subcommittee Reports

A. Membership Outreach – No formal report was given.

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

A.2. Law School Liaison Subcommittee – Jonathan Oliff provided a brief report. He indicated that the subcommittee had a good year. He informed the Section that a new law school received accreditation and the committee would work with it in the next bar year.

A.3. Judicial Outreach Subcommittee – Zascha Abbott provided the report. She indicated that she and Janelle Albo are looking to reschedule the informational lunch for state court judges in Leon County for sometime in September 2010. Eric Holshouser stated that he attended the Federal Court Practice Committee during the Bar’s Annual Meeting. He indicated that the committee was very active and suggested that the Section coordinate with their committee next year in order to try to produce a joint CLE or otherwise cooperate with them.

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

A.5. EEOC and FEPA Liaison Subcommittee – No formal report was given.

A.6. NLRB/PERC Liaison Subcommittee – No formal report was given.

- A.7. Wage and Hour Administration Liaison Subcommittee – Alan Gerlach reported that the subcommittee recently met by phone. Mr. Gerlach reported that the subcommittee intended to arrange for a webinar to be held in the fall.
- A.8. Membership/Outreach Subcommittee – No formal report was given.
- B. Long Range Planning Committee – Debbie Brown and Cary Singletary reported that it was their belief that the Section ought to conduct a survey of Section members to see what they value most from their membership and what they would like to see the Section accomplish in the next year. The survey results would help the Section plan for the future and, if necessary, lead to the scheduling of a retreat in the next bar year. The Section survey was discussed in further detail in New Business below.
- C. Communications Committee – Cathleen Scott reported that the committee is looking to conduct a CLE seminar with the Broward County Bar Association.
 - C.1. Publications Subcommittee – Shane Munoz delivered the report. Mr. Munoz indicated that the next issue of the *Check-Off* is nearly complete and is expected to be published in early July. Mr. Munoz indicated that they are merely waiting on one more article before publication.
 - C.2. Website Subcommittee – No formal report was given. However, a motion regarding the website was discussed in New Business below.
 - C.3. Special Projects Committee – No formal report was given.

IV. New Business

- A. BOG Report – No formal report was given.
- B. CLE Report – Sherrill Columbo reported that Leslie Langbein and Cathleen Scott have agreed to be the co-chairs for the October CLE at the Seminole Hard Rock in Broward County. She reported that the agenda is still a work in progress, but it would be focusing on trial preparation issues. Jill Schwartz indicated that she is open for suggestions for topics for next year's Advanced Labor Topics Seminar. Eric Holshouser indicated that he was very impressed with all of the CLEs for the past bar year. He indicated that the three webinars for the last year were well received but not as well attended as the Section would like to see. He led a discussion about lowering the price point to \$100. Mr. Holshouser made a call for additional topics for future webinars. Mr. Holshouser indicated that, during his attendance at the Federal Court Practice Committee's meeting at the Bar's Annual Bar Meeting, he learned that wage and hour cases now comprise approximately

20% to 30% of the federal civil docket. He indicated that the Section should consider putting on a webinar on wage and hour law in the next year. Steve Meck reported that he was assisting Mike Grogan with organizing the PERL Conference. He indicated that it would be held during the September Florida Bar meeting and that an announcement would be forthcoming shortly.

V. Chair's Report

- A. Section Survey – Debbie Brown indicated that, if the Section approved a Section survey, the survey would have to go through The Florida Bar for approval. Ms. Brown made a motion to approve the funding of a survey to be sent to The Florida Bar for approval. Ms. Brown's motion was seconded by Steve Meck. Shane Munoz offered a friendly amendment to the motion such that, if the survey is approved by The Florida Bar, then it would be sent directly to the membership via email. Mr. Meck seconded the friendly amendment. Discussion ensued. Robert Miles questioned whether the survey could be placed on the Section webpage. Ms. Brown discussed the possible use of Survey Monkey and how inexpensive it is to use Survey Monkey. Alan Forst suggested that the Section offer some sort of incentive for those who respond to the survey such as putting their name in for a drawing for a free CLE seminar. Ms. Brown indicated that the Bar counsel might have to approve such an arrangement because it may be deemed a raffle. Mr. Holshouser indicated that it would be best not to offer an incentive unless it appeared that there was a low response to the initial survey. He indicated that the Section could look at offering an incentive at a later time if necessary. After further discussion, a vote was held and the motion, as amended, passed unanimously.
- B. Budget Amendment – Mr. Holshouser indicated that the Section needed to amend the budget to allow for a \$1,000 scholarship to the state's eleventh law school (Ava Maria). A motion was offered by Jill Schwartz to amend the budget to allow for a \$1,000 scholarship to the state's eleventh law school. The motion was seconded by Alan Forst. Without discussion, the motion passed unanimously.
- C. Awards – Past Recognitions – Mr. Holshouser recognized several members of the Executive Council and those who have contributed to the Section through their work as Program Chairs for the Section CLEs in the past year. Mr. Holshouser again highlighted how the Section had put on many very good CLE programs in the past year. Mr. Holshouser handed out laptop gloves to the Program Chairs of each of the Section's CLE seminars for the past year. Next, Mr. Holshouser presented the Section's Volunteer of The Year Award to Stephanie Ray for her work as a Program Co-Chair and for representing the Section in presenting a Section scholarship to a FSU law student. Next, Mr. Holshouser recognized Angela Froelich's extensive work on behalf of the Section during the past year. He noted the difficulty of the planning of some of the locations of the CLEs but expressed that Ms. Froelich did an outstanding job nonetheless. Mr. Holshouser

also recognized each of the officers of the Executive Council. Finally, as her first act as the incoming Chair, Jill Schwartz, presented an award to Mr. Holshouser for his outstanding work as the Section Chair for the 2009-2010 bar year. Everyone in attendance expressed their appreciation for Mr. Holshouser's hard work and gave a stout of showing of gratitude.

VI. Adjournment – Ms. Schwartz adjourned the meeting at approximately 5:40 p.m.

Executive Council Attendance:

Eric J. Holshouser, Chair
Jill S. Schwartz, Chair Elect
Gregory A. Hearing, Secretary/Treasurer
Sherrill Colombo, Legal Education Director (via conference call)
Alan O. Forst, Immediate Past Chair
Grier Wells
Zascha Blanco Abbott
Walter E. Aye (via conference call)
David Block (via conference call)
Deborah C. Brown (via conference call)
Thomas Delegal III (via conference call)
Susan Dolin (via conference call)
Alan M. Gerlach, Jr.
F. Damon Kitchen (via conference call)
Leslie Langbein (via conference call)
Daniel Levine (via conference call)
Marguerite Longoria (via conference call)
Stephen A. Meck (via conference call)
Robert A. Miles (via conference call)
Bruce Minnick (via conference call)
Shane Muñoz
Jonathan Oliff
J. Ray Poole (via conference call)
Stephanie Williams Ray
Cynthia Sass (via conference call)
Cathleen Scott (via conference call)
Cary Singletary (via conference call)
Leslie K. Reicin Stein (via conference call)
John S. Trimper
Robert S. Turk

Bar Liaison:

Angela Froelich

Guests:

Jeannette Albo (via conference call)

Scott Atwood

Gary A. Costales

Marlene Quintana

Excused Absences

Frank Brown

William Cassidy

Scott Fisher

Patrick Martin

Kelly Parson

Richard Johnson

Donald Ryce, Jr.

Marcus Snow

Jason Vail