

## MINUTES

### **ALABAMA STATE BAR BOARD OF BAR COMMISSIONERS MEETING**

**Alabama State Bar  
Montgomery, Alabama**

**Friday, February 3, 2006**

#### **1. CALL TO ORDER**

President Bobby Segall convened this meeting of the Alabama State Bar Board of Commissioners at 10:00 a.m. in the board room of the Alabama State Bar building in Montgomery. Commissioner McGowan gave the invocation.

#### **2. ROLL CALL**

The Secretary called the roll of the Commission and the following Commissioners were present:

Randall K. Bozeman	Louis C. Rutland	Phillip Henry Pitts
Oliver Kitchens	Cooper Shattuck	Alyce M. Spruell
William H. Broome	Nicholas B. Roth	Anthony A. Joseph
S. Greg Burge	Phillip W. McCallum	Maibeth J. Porter
Joseph A. Fawal	Robert E. Moorer	Carol H. Stewart
William A. (Pete) Short	William M. Cunningham	Billy C. Bedsole
Mary Margaret Bailey	James H. Anderson	Thomas J. Methvin
Sim Penton	F. Michael Haney	K. Scott Stapp
John E. Medaris	Robert L. Bowers, Jr.	Joseph A. Morris
Everette A. Price, Jr.	Harold Stephens	L. Thomas Ryan, Jr.
Richard J.R. Raleigh, Jr.	John E. Paluzzi	Kenneth E. White, III
Dan Warnes	Samuel N. Crosby	Tut Wynne
R. Blake Lazenby	John M. Kennemer	Roy W. Williams, Jr.
Roger Bedford, Jr.	David T. Hyde, Jr.	Robert T. Meadows, III
Gerald R. Paultk	Jere C. Trent	Wayman Sherrer
Walter E. McGowin	Deborah Byrd Walker	Merceria Ludgood
Alisia F. Bennett	Kyra Sparks	Pamela H. Bucy
Dawn Wiggins Hare	Kelly T. Lee	

The following Commissioners were absent:

Ronnie E. Keahey	Robert K. Jordan	Jack Neal
Edward P. Meyerson	Albert J. Trousdale, II	Terry L. Butts
Michael D. Knight	Cecilia J. Collins	Charles R. Stephens, Sr.
Les Hayes, III	Donald R. Jones, Jr.	James E. Williams
Thomas B. Albritton	William H. Atkinson	Elizabeth Parsons
Robert H. Brogden	Timothy D. Littrell	David F. Law
Claude E. Hundley, III		

Also in attendance were President-elect Boots Gale and Immediate Past President Douglas McElvy. Staff members present included Tony McLain, Robby Lusk, Sam Partridge, Ed Patterson, Susan Andres, Laura Calloway, Anita Hamlett, Linda Lund and Jeanne Marie Leslie. Also in attendance was Judy Keegan, Director of the Alabama Center for Dispute Resolution.

**3. INTRODUCTION OF GUESTS**

President Segall welcomed Marda Sydnor, President of the Birmingham Bar Association; David Holmes, President of the Geneva County Bar Association and Hamp Baxley, President of the Houston County Bar Association.

**4. APPROVAL OF THE MINUTES OF THE BOARD OF COMMISSIONERS MEETING FOR DECEMBER 2, 2005**

President Segall stated that the minutes of the Board of Commissioners meeting on December 2, 2005 had been disseminated to the Board. He asked if there were any corrections, additions or deletions.

Commissioner Broome indicated that his name was omitted from the roll call and asked that they reflect his attendance at the last meeting.

COMMISSIONER ROTH MOVED TO APPROVE THE MINUTES OF THE COMMISSIONERS' MEETING FOR DECEMBER 2, 2005 AS CORRECTED. THE MOTION WAS SECONDED AND THE MINUTES AS CORRECTED WERE APPROVED BY UNANIMOUS VOICE VOTE.

**5. REMARKS BY COMMISSIONER PRICE**

Commissioner Price thanked the Commission members for their cards, letters and prayers. He informed the Commission that he would be undergoing surgery in February and that he would appreciate the continued prayers and support of all of the Commissioners.

**6. PUBLIC REPRIMANDS**

**6.1 James Radford Berry, Marshall County, ASB 04-143(A)**

Mr. Berry received a public reprimand without general publication for violation of Rules 8.4(a), 8.4(c) and 8.4(d) of the *Alabama Rules of Professional Conduct [ARPC]*.

**6.2 Charles Kettler, Jr., Crenshaw County, ASB 04-196(A)**

Mr. Kettler received a public reprimand without general publication for violating Rules 1.3 and 1.4(b) of *ARPC*.

**6.3 William Norris Dunn, Birmingham, ASB 04-199(A)**

Mr. Dunn received a public reprimand without general publication for violating Rules 1.5(a), 1.4(a), 1.16(d) and 1.5(a) of *ARPC*.

**6.4 Calvin D. Biggers, Bessemer, ASB 04-249A)**

Mr. Biggers received a public reprimand without general publication for violating Rules 1.5(a), 1.5(b), 1.7(b), 1.15(c) and 1.16(d) of *ARPC*.

**7. INDIGENT DEFENSE LEGISLATION**

President Segall stated that the Commission was honored to have the Chief Justice and retired Associate Justice Gorman Houston attending the meeting to discuss the proposed indigent defense legislation. He stated that the President's, Secretary's and staff reports would follow this action item.

The President observed that there were both opponents and proponents concerning the proposed indigent defense bill. He asked the Commission to keep in mind that the main concern was quality indigent defense services. He recognized Chief Justice Drayton Nabers for remarks concerning the proposed indigent defense legislation.

The Chief Justice said that the problems with the indigent defense system had been present for a long time. He noted that there was a crisis in the system as a result of the Attorney General opinion of last year that invalidated office overhead expense. The Chief Justice said that a solution was needed to address that and other problems with indigent defense. He explained that he asked retired Associate Justice Gorman Houston to chair a specially appointed commission to study the problem and develop an administrative framework that would add accountability to indigent defense services. He further explained that the amount the state pays for indigent defense services in Alabama has increased approximately ten percent per year over the last five years. The Chief Justice stated that indigent defense services in Alabama had no formal budget but was open ended and that the problem must be fixed. He reminded the Commission that indigent defense services were important because the constitutional rights of citizens charged with crimes must be protected. He then asked Justice Houston to outline the statutory framework of the proposed legislation.

Justice Houston informed the Commission that the task force consisted of four judges and nine lawyers. He remarked that the task force included representatives from the Attorney General's Office, Criminal Defense Lawyers as well as the Governor's Office. He noted that one main problem with the draft was whether or not a minimum fee amount should be included in the legislation. He stated that the legislation creates an indigent defense commission that would create a uniform statewide system to bring consistency to indigent defense services throughout the state. Justice Houston explained that the proposed system would be similar to statewide systems now present in 42 other states.

Justice Houston explained how a statewide Indigent Defense Commission designed to oversee indigent defense services of the state would operate. He also noted that there was no accountability in the current operation of indigent defense services and that the system currently has open-ended funding where the Fair Trial Tax Fund is being exceeded each year and the difference made up through the General Fund. He stated that under the proposed legislation, the Indigent Defense Commission would study the needs statewide and present a budget for funding to the legislature each year.

Following Justice Houston's remarks, President Segall recognized the individual Commissioners for questions or comments. Commissioner Pitts commended Justice Houston and the Chief Justice's Commission on Indigent Defense for their work. He noted that the courts are not providing accountability in determining indigency. He also stated that it was his opinion the system was being abused by lawyers. He cited several examples. Commissioner Pitts observed that controls placed on the amounts spent were needed as well as accountability. He stated that he favored the legislation.

President Segall observed that many lawyers were concerned that fees would be decreased under the current draft of the legislation. He also stated that because the legislation provides for a uniform system, there were concerns that it would allow for very little local input as to the type of delivery system for each respective judicial circuit.

Commissioner Broome stated that if a flat fee of \$85 would not pass the legislature what about the fact that the current funding for the system is open-ended and that overhead payments are still owed to attorneys, pending the appeal presently before the Alabama Supreme Court? Justice Houston stated that under the current legislation, the present system would remain for approximately a year and a half and the funding for indigent defense would no longer be open-ended. He noted that payment, whether an hourly rate with or without overhead expenses would be appropriated by the legislature in a lump sum as a part of the budgeting process.

President Segall thanked the Chief Justice and Justice Houston. He next called on Bill Blanchard, Vice President of the Alabama Criminal Defense Lawyers Association (ACDLA) and chair of the Legislative Committee. Mr. Blanchard addressed the Commission. He stated that Mr. Steve Glassroth would speak on behalf of the National Criminal Defense Lawyers Association. Mr. Blanchard noted that he had served on the Chief Justice's Commission and that he felt that a workable compromise had been established in setting up a flat rate of \$85 per hour in all cases, across the board.

Rhetorically he asked why the amount of \$85, when the current hourly rate is \$60 in court and \$40 out of court plus overhead. He stated that \$85 would be very close to the effective rate being paid in 2004 before the AG's Opinion ended office overhead expense. Mr. Blanchard reminded the Commission that the state pays \$85 per hour to attorneys representing the state in civil matters. He stated that after a meeting of the Chief Justice's Commission in December, Bob Spangenberg, a national expert on indigent defense services, stated that it would be difficult for the state to accept the \$85 across the board rate. Consequently, that figure was removed from the legislation. Mr. Blanchard stated that criminal defense lawyers need this amount to cover their cost and expenses. He recommended that the legislation contain a set amount. He further noted that the ACDLA opposed the legislation because it doesn't address accumulated unpaid overhead and because of a lack of local control for determining an appropriate indigent defense delivery system.

President Segall asked Mr. Blanchard if the commission under the proposed legislation would determine the rates paid to attorneys. Mr. Blanchard responded affirmatively. Further discussion then ensued on particular aspects of the draft legislation. It was noted that the legislation requires the Indigent Defense Commission to present a budget for a sum certain to the legislature. Mr. Blanchard observed that the intent of the legislation was for the Indigent Defense Commission to set fees for indigent defense services. Commissioner Bucy inquired whether or not criminal defense lawyers would be comfortable with the Indigent Defense Commission setting the fees. Mr. Blanchard said no. He was asked if there was a floor, could ACDLA support the legislation. Mr. Blanchard said maybe. Commissioner Morris asked if there was anything else beside the set fee of \$85 per hour that was removed from the legislation. He also inquired if the set fee amount was removed would the criminal defense lawyers supported the legislation.

Mr. Glassroth spoke next and gave his view on the proposed legislation. He noted that it was a scandal that lawyers were called on an *ad hoc* fashion to represent indigent defendants. He remarked that the \$40-\$60 payment amounts went into effect in 2001. He further noted that if the legislature has to approve the budget for indigent defense services that indigent defendants would probably suffer. Mr. Glassroth recognized that the indigent defense system has had problems for many years and that indigent defense funding is open-ended. He stated that while indigent defendants have constitutional guarantees the legislature passes new criminal laws each year thereby increasing the cost of indigent defense services. He claimed that there was a direct correlation between an increase in prosecution under new laws and the increase in the number of indigent defendants. Mr. Glassroth stated that lawyers have already suffered a cut with the Comptroller not paying the full amount of the vouchers that have been submitted. He opined that protecting the lawyers will help ensure the quality of legal services for indigents. He noted that the statewide Indigent Defense Commission would be deciding the type of delivery system in each circuit at the expense of local control. He concluded by stating that criminal defense lawyers cannot support the bill in its current form and that they want a system that is fair to all.

Commissioner Anderson asked Mr. Blanchard and Mr. Glassroth if the ACDLA could support the legislation if it contained the \$85 per hour rate. Their response was no. President Segall recognized Commissioner Bedford. Commissioner Bedford spoke about legislative concerns including accountability as well as who is approved for indigency. He stated he believed that it would be wise to set a rate and include language in the legislation to mandate the payment of accrued expenses that had been withheld by the Comptroller pursuant to the Attorney General's opinion. He further stated that members of the legislature could have possible concerns about creating a new state bureaucracy. Commissioner Bedford answered additional questions from several commissioners.

Commissioner McCallum asked if local trial judges would still make appointments under the proposed legislation. Justice Houston responded affirmatively. He also noted that the Indigent Defense Commission, with the advice of local indigent defense commissions, would decide what type of delivery system would be appropriate. Commissioner Price stated that Alabama has an amalgamation of indigent defense systems. He also said that the local indigent defense commissions that are now functioning would still be functioning under the legislation and that it would probably be impossible to change those circuits that have functioning indigent defense systems. Chief Justice Nabers noted that the proposed legislation would provide central control in order to ensure that the best systems are in place across the state. Commissioner Roth inquired whether or not the legislature would actually set the rate under the proposed legislation. President Segall stated that it was his understanding that the proposed statewide indigent defense commission would decide the type of delivery system that would be appropriate on a circuit by circuit basis and that the rate would be decided by the Indigent Defense Commission. Mr. Blanchard further reiterated that the current draft would eliminate the presently existing open-ended costs of indigent defense services. The Chief Justice replied that the Indigent Defense Commission would compare what is being done across the state and determine the most effective way to deliver those services and the system would be required to operate under a specific budget.

Commissioner Lazenby asked if the Executive Council had a recommendation. President Segall stated that the Executive Council recommended that the present legislation be approved but, urged for the sake of the quality delivery of indigent services, that the overall compensation paid to appointed counsel not be less than the current levels (hourly rate and overhead included). Justice Houston stated that he would be happy to make that recommendation to the task force. Commissioner Kitchens said that he did not believe that the legislation as drafted would help improve the quality of the delivery of legal services because the legislation did not provide for free seminars and did not substantially increase the pay level. He further stated that it was not the system that was the problem but rather how it was being used that created the current problems for the delivery of indigent defense services.

PRESIDENT SEGALL RECOGNIZED COMMISSIONER LAZENBY WHO MOVED THAT THE INDIGENT DEFENSE LEGISLATION AS PRESENTLY DRAFTED BE SUPPORTED BY THE COMMISSION AND THAT FOR THE SAKE OF THE QUALITY OF DELIVERY OF INDIGENT DEFENSE SERVICES, THE LEGISLATURE BE URGED NOT TO REDUCE OVERALL COMPENSATION BELOW CURRENT LEVELS THAT INCLUDE THE CURRENT HOURLY RATE AND OFFICE OVERHEAD EXPENSE. THE MOTION WAS SECONDED.

Commissioner Harold Stephens noted that the current legislation would not resolve the DHR situation. President Segall remarked that it was impossible to address that issue at this point. He said everyone wants to make sure that the quality of the delivery mechanism is improved without hurting lawyers in the process.

THE QUESTION WAS CALLED AND THE PRESIDENT ASKED FOR A SHOW OF HANDS IN FAVOR OF THE MOTION AND IN OPPOSITION TO THE MOTION. THE MOTION WAS OVERWHELMINGLY DEFEATED.

President Segall thanked Chief Justice Nabers and Justice Houston as well as Mr. Blanchard and Mr. Glassroth.

**8. CONSTITUTIONAL REFORM – LEGISLATION SUPPORTING A CONSTITUTIONAL CONVENTION**

President Segall recognized Lenora Pate of Birmingham, co-chair, with Mobile attorney Jack Edwards, of the Alabama Citizens for Constitutional Reform (ACCR). Ms. Pate discussed ACCR's history and noted that 65,000 signatures had been obtained and presented to the legislature supporting House Bill 109, sponsored by Representatives Newton and Jackson and Senate Bill 52, sponsored by Senators Little and Myers. The legislation calls for a referendum so that Alabama voters can determine whether or not the current 1901 Constitution should be revised by a constitutional convention. She stated that if Alabama voters indicate they favor revising the Constitution by convention, the legislation provides for delegates to be elected to revise the Constitution in a convention. Ms. Pate stated that lawyers are the stewards of the Constitution and Rule of Law and must be behind this process. She noted that the Constitution is fundamentally flawed and cannot be fixed. Ms. Pate encouraged the Commission and all lawyers to support a re-write of the Constitution on behalf of the citizens of Alabama and asked the Commission to endorse this process.

Several comments followed Ms. Pate's remarks. Commissioner Crosby stated that it was his understanding that this was a bi-partisan effort and that it would establish Alabama as a model for other states to follow. He commended Ms. Pate, Mr. Edwards and others who have been involved in ACCR. Ms. Pate reminded the Commissioners that they must be educated on the issues and she encouraged them to urge their legislative leaders to vote yes on HB 109 and SB 52. She also encouraged the Commission to go on record supporting this legislation that allows the voters to decide what is best for the State of Alabama.

COMMISSIONER ANDERSON MOVED TO SUSPEND THE RULES TO TAKE THE MATTER OUT OF ORDER ON THE AGENDA AS A DISCUSSION ITEM AND TO CONSIDER IT AS AN ACTION ITEM. THE MOTION WAS SECONDED AND APPROVED BY TWO-THIRDS VOTE.

NEXT, MR. ANDERSON MOVED THAT THE ALABAMA BOARD OF BAR COMMISSIONERS SUPPORT THE ADOPTION OF HOUSE BILL 109/SENATE BILL 52 PENDING BEFORE THE ALABAMA LEGISLATURE CALLING FOR A CONSTITUTIONAL CONVENTION TO REPLACE ALABAMA'S 1901 CONSTITUTION. THE MOTION WAS SECONDED AND APPROVED UNANIMOUSLY BY VOICE VOTE.

President Segall thanked Ms. Pate for her efforts on behalf of all citizens of the State of Alabama.

**9. PRESIDENT'S REPORT**

President Segall informed the Commission that there would be a celebration of the Montgomery Bus Boycott with a luncheon and a program either on May 12<sup>th</sup> or 19<sup>th</sup>. He urged all Commissioners to put these dates on their calendar to attend the program when the final date is set. He next mentioned that the Quality of Life Committee had urged the Commission to support annual presentations at in-state law schools to law students regarding the realities of student loan debt, the responsibilities and burdens associated with student loan debt and current data concerning average starting salary of recent graduates from law schools. The purpose of the presentations would be to encourage students to consider the increased debt burden that many law school graduates are incurring and to encourage them to make fewer student loans during law school and to utilize other available financial resources to lessen the student debt loan burden. President Segall stated that it was the sense of the Executive Council that the Quality of Life Committee should meet with pre-law groups as well in order to discuss these issues.

COMMISSIONER PRICE MOVED THAT IT WAS THE SENSE OF THE COMMISSION FOR THE QUALITY OF LIFE COMMITTEE TO PURSUE EFFORTS TO MAKE PRESENTATIONS AT STATE LAW SCHOOLS AND TO PRE-LAW STUDENTS ABOUT THE PROBLEMS ASSOCIATED WITH HIGH EDUCATIONAL DEBT LOAD. THE MOTION WAS APPROVED BY VOICE VOTE.

**10. SECRETARY'S REPORT**

**10.1 Memorial Resolution** – Hon. Robert G. Kendall. The Secretary stated that he had received from the Mobile Bar Association a memorial resolution honoring the late Judge Robert G. Kendall to be included in the Alabama State Bar Book of Memorial Resolutions.

COMMISSIONER BEDSOLE MOVED THAT THE MEMORIAL RESOLUTION RECEIVED FROM THE MOBILE BAR ASSOCIATION HONORING THE HONORABLE JUDGE ROBERT G. KENDALL BE RECEIVED AND INCLUDED IN THE ALABAMA STATE BAR BOOK OF MEMORIAL RESOLUTIONS. THE MOTION WAS SECONDED AND APPROVED BY VOICE VOTE.

**10.2 Financial Report, First Quarter, FY 2005-2006.** The Secretary next reviewed the financial report for the first quarter of FY 2005-2006. After reviewing the report, he asked if there were any questions. There were none.

**10.3 Mileage Reimbursement.** The Secretary then noted that he had been notified by the Comptroller that the mileage rate for reimbursement purposes had been decreased to 44.5 cents per mile beginning January 1, 2006.

**10.4 On-line License Renewals.** The Secretary reviewed the on-line membership renewals for FY 2005-2006. He stated that since the inception of on-line renewals in 2003 that the number of renewals had steadily increased to a total of 1881 for the current fiscal year. The Secretary expressed his hope that the number of on-line renewals would continue to increase each year.

**10.5 Lawyers Hall of Fame Reminder and Judicial Award of Merit Reminder.** The Secretary reminded the Commission that the deadline for receiving Hall of Fame nominations was March 1 and that the deadline for receiving nominations for the Judicial Award of Merit was March 15.

**10.6 Staff 2005 Christmas Project.** The Secretary concluded his remarks by highlighting for the Commission the 2005 Alabama State Bar Staff Christmas Project which was providing library books and monetary donations to the Peter F. Alba Middle School in Bayou La Batre that was heavily damaged by Hurricane Katrina. He stated that the project was headed up by Ann Rittenour and Marcia Daniel and that 130 books had been collected and over \$300 had been raised to help restock the school's library which lost more than one thousand books as a result of the storm.

**11. ADOPTION OF FEES FOR IN-HOUSE COUNSEL PURSUANT TO RULE IX OF THE RULES GOVERNING ADMISSION**

The Secretary explained that under the newly adopted in-house counsel rule, the Board of Commissioners is required to set a fee in an amount not to exceed the amount applicable for admission when an attorney is licensed from a state other than Alabama. He noted that an out-of-state attorney currently applying to sit for the Alabama bar exam would pay a total of \$725. He stated that the amount would include as follows: \$400 (exam fee); \$200 (NABE report); \$100 (student registration) and \$25 (ABI report).

COMMISSIONER WHITE OFFERED A MOTION AUTHORIZING A FEE OF \$725 FOR ATTORNEYS INITIALLY APPLYING FOR REGISTRATION UNDER RULE IX AND THAT THE ANNUAL RENEWAL FEE BE SET AT \$250. THE MOTION WAS SECONDED AND APPROVED BY VOICE VOTE.

**12. ALABAMA STATE BAR AWARD OF MERIT**

President Segall stated that Monroeville native Harper Lee, author of *To Kill A Mocking Bird*, had been nominated to receive the Alabama State Bar Award of Merit for the noble portrayal of lawyers through her creation of the enduring charter of Atticus Finch.

COMMISSIONER LAW AND COMMISSIONER PRICE JOINTLY MOVED THAT MONROEVILLE NATIVE, HARPER LEE, AUTHOR OF *TO KILL A MOCKING BIRD*, RECEIVE THE ALABAMA STATE BAR AWARD OF MERIT FOR 2006. THE MOTION WAS SECONDED AND APPROVED BY VOICE VOTE.

**13. JOINT PROFESSIONALISM AWARD**

The Secretary explained that the Chief Justice's Commission on Professionalism had requested the bar to join with them in creating a professionalism award to recognize attorneys and judges for their contribution in this important area. The Secretary highlighted the criteria for the professionalism award. The award requires a recipient to meet one or more of the following criterion:

- Outstanding contribution to a program or activity which advances or promotes excellence, professionalism and public responsibility within the legal profession
- Outstanding writings or speeches which advance or promote the same
- Contribution of time and resources to public service, education, charitable or pro bono activities
- Subordinating personal interests to professional concerns
- Demonstrating respect for the law and integrity of the legal system
- Conduct which has enhanced the image of the legal profession, either through practice or programs and activities that educate the public about the law or the legal system
- Demonstrations of general characteristics such as integrity, timeliness and promptness, credibility, zealous advocacy while maintaining civility and mentoring of others

The Secretary stated that the Professionalism Commission would screen and approve one or more nominees for the award each year. The Professionalism Commission would then send the nomination information to the Board of Bar Commissioners for its consideration and action.

COMMISSIONER BEDSOLE OFFERED A MOTION AUTHORIZING THE ALABAMA STATE BAR TO JOIN WITH THE CHIEF JUSTICE'S COMMISSION ON PROFESSIONALISM TO PRESENT A JOINT PROFESSIONALISM AWARD PURSUANT TO THE ABOVE STATED CRITERIA. THE MOTION WAS SECONDED AND APPROVED BY VOICE VOTE.

**13. PROGRAMS UPDATE**

Ed Patterson reported that the first session of the 2006 Leadership Forum will be held February 24<sup>th</sup>. He also reported on the recent meeting of the MCLE Rules Task Force, the Alabama Lawyers Assistance Program evaluation and the 2006 Annual Meeting with the theme of "Renew, Relax, and Recommit".

**14. PROPOSAL FOR MENTORING PROGRAM**

Commissioner Bucy circulated a report of the Mentoring Task Force and asked the Commission members to provide the task force with their thoughts about the program as outlined in her memo.

**15. ALABAMA LAWYERS ASSISTANCE PROGRAM FEATURED ON THE RADIO**

Jeanne Marie Leslie informed the Commission that the Alabama Lawyers Assistance Program had been featured in December on WBHM FM in Birmingham radio.

**16. CONCLUDING REMARKS**

President Segall thanked the visitors for attending and gave them an opportunity for comments. The President also recognized Immediate Past President Douglas McElvy who reminded the Commission of the fact that although the Commission did not support the current indigent defense proposal, the legislature could still take action on its own.

**17. ADJOURNMENT**

President Segall asked if there was any further business to come before the Commission. There being no further business to come before the Commission, a motion was made and seconded to adjourn. The motion was approved.

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Bobby Segall, President  
Alabama State Bar

ATTEST:

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Keith B. Norman, Secretary  
Alabama State Bar