

## **PUBLIC MINUTES**

THE COMMITTEE OF BAR EXAMINERS

OF

THE STATE BAR OF CALIFORNIA

August 28, 2015

State Bar of California Offices  
180 Howard Street  
San Francisco, California

A meeting of the Committee of Bar Examiners of The State Bar of California convened in closed session at 11:30 a.m. until 11:50 a.m., Friday, August 28, 2015, in a meeting room at the State Bar offices in San Francisco, Patricia P. White, Chair, presiding. Officers and members present were: Patricia P. White, Chair; Lee H. Wallach, Vice-Chair; James H. Aguirre, Traci C. Belmore, James A. Bolton, Ph.D., Michelle Domingo, Karen M. Goodman, Erika Hiramatsu, KV Kumar, Alexander C. Lawrence, Jr., Joel S. Miliband, Sandhya Ramadas, Sandra L. Salazar, M.D., Larry Sheingold, Jeanne C. Vanderhoff, Patricia M. Villalobos and Alan S. Yochelson, Members. Members Zeny M. Agullana and Martha Pruden-Hamiter were absent. State Bar staff members in attendance were Gayle E. Murphy, Senior Director, Admissions, George C. Leal, Director for Educational Standards, Lisa Jeong Cummins, Director for Examinations, Greg S. Shin, Director for Operations and Management, Kim Wong, Administrative Specialist, Rachel S. Grunberg, Senior Assistant General Counsel and Board of Trustees member and liaison to the Committee, Miriam Krinsky. Also in attendance was Richard Carlton, Acting Director, Lawyer Assistance Program. The meeting went into open session at 3:55 p.m., at which Jason Song, Dean Jane Gamp, Dean Laura Palazzolo, Professor Greg Brandes and Natalie Rodriguez joined the meeting. Larry Doyle was present for a short period of time during the open session. The meeting was adjourned at 4:25 p.m.

### **COMMITTEE MEETING PUBLIC MINUTES**

It was moved, seconded and duly carried that the minutes taken during the public session of the meeting on June 19 and 20, 2015 be approved.

### **RECOGNITION OF OUTGOING OFFICER**

It was moved, seconded and unanimously carried that the Committee's gratitude be extended to outgoing Committee Chair Patricia White for her four years of service and that the following citation be prepared and presented to her:

This Citation is presented to Patricia P. White by the Committee of Bar Examiners of The State Bar of California in recognition of her outstanding service as Chair during the 2014-2015 Committee year and retirement from the Committee of Bar Examiners and her distinguished service to the legal profession in California.

RECOGNITION OF DEPARTING STATE BAR DEPUTY EXECUTIVE DIRECTOR

It was moved, seconded and unanimously carried that staff be authorized to prepare a certificate on behalf of the Committee for presentation to Robert A. Hawley, Deputy Executive Director, acknowledging his many years of service to the State Bar of California and thanking him for his work related to enhancing the admissions process in California.

DESIGNATION OF REPRESENTATIVES FOR ADMISSION CEREMONIES FOR SUCCESSFUL JULY 2015 CALIFORNIA BAR EXAMINATION APPLICANTS

It was moved, seconded and duly carried that the following members represent the Committee at the designated Admission Ceremonies, which will be conducted for the purposed of admitting applicants who are successful on the July 2015 California Bar Examination and who have met all other requirements for admissions: Oakland Convention Center – Michelle Domingo, Sacramento – Traci Belmore, Fresno – David Torres, Los Angeles Area – James Bolton, Orange County – KV Kumar, Riverside – Jeanne Vanderhoff, San Diego – Erika Hiramatsu, and Ventura – James Aguirre.

ACLU CORRESPONDENCE

It was by common consent agreed that the letter from the American Civil Liberties Union regarding the Committee’s policies for accommodating breastfeeding mothers be received and filed and that an acknowledgement of its receipt be sent.

2016 COMMITTEE OF BAR EXAMINERS MEETING SCHEDULE

It was moved, seconded and duly carried that the 2016 Committee of Bar Examiners Meeting Schedule be approved as follows:

<u>2016</u>	
January 29 and 30	Monterey
March 18	San Mateo
April 29 and 30	San Francisco
June 24 and 25	Los Angeles
August 26	San Francisco
October 14 and 15	Los Angeles
December 2 and 3	San Francisco

JUNE AND JULY 2015 KEY INDICATORS

It was by common consent agreed that the June and July 2015 Key Indicators for the Office of Admissions/Committee of Bar Examiners be received and filed.

SCHEDULE FOR OCTOBER 16 AND 17, 2015 COMMITTEE MEETING

It was by common consent agreed that the schedule for the October 16 and 17, 2015 Committee Meeting, which will be held at The L.A. Hotel in downtown Los Angeles, California, be received and filed.

TWO-DAY EXAMINATION NOTICE

It was by common consent agreed that the Notice regarding the Modification to the Format and Grading of the California Bar Examination Effective with the July 2017 Administration in the form attached hereto as "[Item 1](#)" to these minutes, which is also posted on the State Bar of California's website, be received and filed.

**SUBCOMMITTEE ON EXAMINATIONS**

2014 – 2015 SUBCOMMITTEE GOALS

It was by common consent agreed that the update on the 2014 – 2015 goals for the Subcommittee on Examinations be received and filed.

**SUBCOMMITTEE ON OPERATIONS AND MANAGEMENT**

JUNE 2015 FINANCIAL ANALYSIS REPORT

It was by common consent agreed that the Financial Analysis Report as of June 30, 2015 for the Admissions Fund, be received and filed.

2014 – 2015 SUBCOMMITTEE GOALS

It was by common consent agreed that the update on the 2014 – 2015 goals for the Subcommittee on Operations and Management be received and filed.

**SUBCOMMITTEE ON EDUCATIONAL STANDARDS**

**PROPOSED AMENDMENTS TO LAW SCHOOL RULES  
RE ADDITIONAL DISCLOSURES**

It was moved, seconded and duly carried that the following proposed amendment of Rule 4.241(A) of the *Unaccredited Law School Rules*, which will require unaccredited law schools to provide attrition rates in their disclosure statements be approved in principle:

(10) In the format required by the Committee, the attrition rates of students who are enrolled in the school and do not matriculate into subsequent years of law study. This information must be provided for the past five years or since the establishment of the law school, whichever time is shorter.

that the proposed amendment be forwarded to the Board of Trustees Committee on Admissions and Education with a request that it authorize circulation of the proposed amendment for a 45-day public comment period; and that following a period of public comment, any comments received and a final version of the proposed amendment be considered by the Committee.

#### COMMITTEE'S LAW SCHOOL CONFIDENTIALITY POLICIES

In recognition of recent changes to the State Bar Rules regarding access to State Bar Records, it was moved, seconded and duly carried that the Committee's Confidentiality Policies for Accredited and Unaccredited Law Schools be terminated effective January 1, 2016.

#### AMENDMENTS TO GUIDELINE 7.11 (DISTANCE-EDUCATION CREDIT) OF THE GUIDELINES FOR ACCREDITED LAW SCHOOL RULES – RETURN FROM PUBLIC COMMENT

It was moved, seconded and duly carried that following a 45-day public comment period during which one comment was received, the proposed amendment to Guideline 7.11 (Distance-Education Credit) of the *Guidelines for Accredited Law School Rules*, in the form attached hereto as "[Item 2](#)" to these minutes, be adopted, effective as of the date of this action.

#### PROPOSED AMENDMENTS TO GUIDELINES 15.1-15.4 OF THE GUIDELINES FOR ACCREDITED LAW SCHOOL RULES (OPENING AND OPERATING BRANCH OR SATELLITE CAMPUSES)

It was by common consent agreed to defer consideration of proposed amendments to Guidelines 15.2 and 15.3 of Division 15 (Opening and Operating Branch or Satellite Campuses) to the *Guidelines for Accredited Law School Rules* to permit further consideration of the proposed amendments by the Committee's Advisory Committee on California Accredited Law School Rules.

#### NOTICE OF CHANGES IN LAW SCHOOL ADMINISTRATORS

It was by common consent agreed that the notices from Pacific Coast University School of Law of the appointment of Andrea L. Lua as Interim Dean; from Santa Barbara and Ventura Colleges of Law of the appointment of Dr. George Haynes as Interim Chief Executive Officer; and from University of West Los Angeles of the appointment of Alicia Francois as Registrar, be received and filed.

NORTHWESTERN CALIFORNIA UNIVERSITY SCHOOL OF LAW –  
PERIODIC INSPECTION REPORT

It was moved, seconded and duly carried that the Periodic Inspection Report of the Northwestern California University of Law (NWCU), of the inspection conducted on September 12-13, 2013 by George Leal, Director for Educational Standards, be received and filed; that the response of August 18, 2015 submitted on behalf of the law school by Dean Michael P. Clancey be received and filed; that the recommended mandatory actions in the Inspection Report be adopted; that it be noted that NWCU has addressed each of the recommended, mandatory actions satisfactory; and that the law school's next periodic inspection take place in the spring of 2020 unless an earlier inspection is found necessary by the Committee.

LINCOLN LAW SCHOOL OF SAN JOSE – REQUEST  
FOR APPROVAL OF A MAJOR CHANGE

It was moved, seconded and duly carried that the Request for Approval of Major Change submitted by the Lincoln Law School of San Jose, pursuant to Rules 4.164 and 4.165(B) the *Accredited Law School Rules*, regarding the relocation of its campus and classrooms to 384 South Second Street, San Jose be received and filed; and that the request be granted.

2014 – 2015 SUBCOMMITTEE GOALS

It was by common consent agreed that the update of the 2014 – 2015 goals for the Subcommittee on Educational Standards be received and filed.

SUBCOMMITTEE ON MORAL CHARACTER

2014 – 2015 SUBCOMMITTEE GOALS

It was by common consent agreed that the update of the 2014 – 2015 goals for the Subcommittee on Moral Character be received and filed.

ADJOURNMENT

Having concluded all the business scheduled for consideration during the open and closed sessions of the meeting, the meeting was adjourned at 4:25 p.m., Friday, August 28, 2015.