

**Minutes of the Monthly Meeting of the
MSBA Antitrust Law Section Governing Council
MSBA Offices
January 14, 2008**

- I. **Attendees:** Please see the attached attendance list.
- II. **Call to Order:** The meeting was called to order at 12:05 pm CDT.
- III. **Approval of Minutes.** The Council approved the minutes for the November 12, 2008 meeting of the Council.
- IV. **President's Report.** Beth Krueger reported that Kim Basting will be replacing Kayla Jurrens as the MSBA staff person assigned to the Antitrust Section. Ms. Krueger also reported that she attended an MSBA breakfast attended by the Chairs of the various MSBA sections. Discussions centered around the MSBA budget.
- V. **Treasurer's Report.** Craig Coleman reviewed the Section financial report, and it was distributed to the attendees prior to the meeting. As detailed in the Section financial report as of December 31, 2008, the Section has a positive balance including investments of \$8,403.97. Mr. Coleman reported that the Section will likely need to reimburse B.K. Lee for travel expenses and Ms. Shibata's hotel. Mr. Coleman has directed MSBA to transfer an additional \$2000 from the investment account to a CD since the Section is likely to carry a positive balance through the year.
- VI. **Program Planning.**
 - A. **January Program.** Mark Jacobson discussed the franchise program that will be held on Tuesday, January 27 at the Grand Hotel. Panelists will include Ron Gardner from Dady and Garner, presenting the franchisor perspective, and Joe Fittante from Larkin Hoffman, representing the franchisee perspective. The panel is prepared, and the program is set. The panel will discuss issues surrounding franchise law and associated antitrust issues. The panel should be useful for any commercial lawyers who may counsel clients regarding franchise issues. Currently, only seven attendees have registered. Council members are encouraged to contact lawyers within their respective firms to attend. The Council agreed that the announcement will be sent to the Business and Civil Litigation sections.
 - B. **February Program.** The February program will be held on February 24 and will feature a panel discussing Asian antitrust law. Peggy Kubicz Hall will moderate the panel. B.K. Lee, John Grobowski, and Junko Shibata have agreed to participate as panelists. Ms. Kubicz Hall has held teleconferences with the panelists to finalize content and format. Michael Lindsay reported that the ABA is considering co-sponsoring the program. The Council discussed the need to ensure broadcast of the program if the ABA would like to co-sponsor. Should the ABA sponsor the program, the Section may consider moving the location to Faegre or Dorsey to ensure adequate technical support.

The Council agreed that the announcement for the program will be sent to the Business, International, and Corporate Law sections.

C. May CLE Program. Ms. Krueger reported that members of the Council have discussed plans for the half-day CLE targeted to younger lawyers and in-house counsel. The CLE will be held on May 6. The sub-committee working on the CLE include Ms. Krueger, Tom Sheran, Mike Jacobs, Joe Bruckner, and Mark Jacobson. Ms. Krueger circulated a draft outline for the CLE and asked for input, with the goal of finalizing the outline by the end of the month. The format will include Council members participating on panels addressing the topics in the outline. The professors program will follow the CLE, focusing on antitrust developments during the last year. The program will be held at MCLE's facilities. Speakers will be responsible for developing written materials in advance of the CLE. Speakers will be identified in coming weeks.

D. Future Programs. Mr. Lindsay reported that he discussed with the DOJ a speaker on criminal antitrust issues. The DOJ expressed a willingness to send a speaker. Mr. Lindsay will follow up with the DOJ to confirm a speaker. The panel would likely be scheduled for the fall.

VII. New Business. Ms. Krueger raised the appropriate time for the annual meeting of the Section. The Council agreed that the meeting could proceed on May 6, prior to the professor panel.

VIII. MSBA Section Website. Ms. Krueger will work with Brian Fischer to post Suzanne Michel's powerpoint slides on the Section's website.

IX. The meeting adjourned at 12:56 pm CDT.

Minutes prepared January 14, 2008 and presented by:

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**Attendees for the November Meeting of the
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Craig S. Coleman
Mark A. Jacobson
Bethany D. Krueger – Chair
Michael Lindsay (by phone)
Kristen M. Olsen (by phone)
Carol A. Peterson (by phone)
Tom Sheran

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