

**MSBA'S APPELLATE PRACTICE SECTION COUNCIL**  
**Minutes of December 2, 2010 Meeting**

Attending: Chuck Webber, Robin Wolpert, Jon Schmidt, Steve Buterin, Andrea Reisbord, Karen Cole, Louise Behrendt, Jeff Muszynski, Rachel Bond, Eric Hansen, Peter Gray, Judge Bjorkman, Judge Willis, Ashley Hacker.

**1. Approval of minutes.**

The November minutes were approved.

**2. Treasurer's Report.**

Jon Schmidt provided the treasurer's report. The current balance is \$4,115.06. The October lunch is not reflected in that balance.

**3. Appellate Lunches.**

Speakers for a criminal topic had conflicts. We will try for a criminal topic for the summer lunch. The next lunch is Thursday, February 3 at the Judicial Center on the *Citizens United* case.

The court of appeals reunion will be in April or May. Discussion regarding speakers, asking Judge Lansing for help and doing something for Judge Toussaint.

**4. Appellate Practice Institute.**

The Institute will be on Friday, March 4. The tentative program is done and was distributed. Discussion regarding speakers:

- Chief Judge Johnson is confirmed.
- Chuck Webber will call Chief Justice Gildea, Justice Stras, Judge Loken and Judge Murphy.
- Robin Wolpert will contact Peter Knapp and Professor Bonneau.
- Karen Cole will contact Sherri Hawley and Judge Lansing.
- Judge Bjorkman will contact Cindy Lehr and Ann Wyneken.
- Peter Gray volunteered himself and Karl Robinson to speak on the nuts and bolts of an appeal. Steve Buterin volunteered as a backup if Karl Robinson is unavailable.
- Discussion regarding a panel for preserving errors in post-trial motions.

Anyone making calls should follow up with Chuck Webber after contacts are made.

**5. Pro Bono Programs For Appellate Practitioners.**

Steve Buterin mentioned an idea of partnering smaller firms or solo attorneys with larger firms who can process briefs. Discussion regarding having a panel of firms who might be available to print and bind briefs. Chuck Webber will contact Tom Boyd to discuss further.

Eric Hansen reported that the asylum pro bono appeals are continuing on an informal basis. Eric will contact the Minnesota Advocates for Human Rights to determine the next steps and possible need for additional pro bono attorneys.

**6. New Business / Other.**

Chuck Webber reported on a conversation with Chief Judge Johnson regarding feedback. Discussion held regarding obtaining information and reporting feedback. Possibly make part of 9 Days in June program.

Discussion regarding the Year-in-Review CLE. Chuck Webber will contact Justice Anderson to determine who will be presenting at the program this year.

**7. Adjourn.**

The meeting was adjourned.

Jon Schmidt  
Secretary/Treasurer