

MINUTES

MSBA PROBATE & TRUST LAW SECTION COUNCIL MEETING

September 16, 2010

Meeting held at MSBA Offices
Minneapolis, Minnesota

Section Council Meeting

Members Present: Susan Link, Scott Nelson, Thomas Woessner, Peter Hatinen, William Forsberg, Ivory Umanah, Thomas Rauenhorst, Sonny Miller, Joseph Thiogs, Andrea Breckner, and via telephone: Michael Cowles, Andrew Baese, JoEllen Doebbert, and Sheryl Morrison

Others Present: Alan Silver, Andrea Bischoff, Richard Hawke, Bridget Logstrom Koci, Jennifer Santini, and Richard Bunin

1. **Meeting called to order:** 3:30 p.m.
2. **Treasurer's Report:** Scott Nelson presented the Treasurer's Report. Period ending June 30, 2010 approved.
3. **Education Committee:** Tom Woessner reported on the June Section Conference and discussed the upcoming planning meeting for next year. Bridget Logstrom Koci discussed having a presentation by the Judges and Referees in late November or early December. The next lunch CLE will be on October 6 at the Dorsey firm.
4. **Legislation Committee:** Peter Hatinen reported on meetings set for mid-October to set the legislative agenda. The Uniform Disclaimer of Property Act and the Uniform Community Property Law will be reviewed by the committee.
5. **Federal Taxation Committee:** See attached September 2010 Federal Tax Update.
6. **Consumer Protection/Publications Committee:** No report.
7. **Ethics and Professional Responsibility Committee:** No report.
8. **Greater Minnesota Involvement Committee:** JoEllen Deobbert reported on recent telephone conference in which a number of individuals participated.
9. **Technology Committee:** No report.
10. **Litigation Committee:** Co-chairs Bridget Logstrom Koci and Alan Silver noted that the committee is meeting monthly and the committee is now at 15 members. There was discussion regarding a fall seminar. The committee is also reviewing legislation that

would create a tortuous interference with inheritance claim that is now recognized in other states. In some states, there are punitive damages and payment of attorneys fees.

11. **Wills for Heroes Committee:** Andrea Bischoff reported that volunteers have completed 3,892 estate plans for First Responders and their families.
12. **Newsletter Committee:** The plan is to have the newsletter out by the end of October. We are currently in need of articles. The deadline for articles for the next edition is October 15, 2010.
13. **Old Business:** Further discussion regarding amicus briefs:
 - a. Greer Matter: Diane Bratroid of Briggs & Morgan has prepared and filed a motion for leave to appear as amicus curiae on behalf of the MSBA Probate and Trust Section.
 - b. Butler Matter: The council decided not to file a motion in this matter.
14. **New Business:**
 - a. There was a discussion to approve the Section's pro rata assessment to the MSBA of approximately \$5,700. This assessment will help reduce the current MSBA deficit. A motion was made and it was approved to pay this assessment.
 - b. Law Student Mixer and Reception on Thursday, September 16, 2010. At least two members of the Section Council will welcome students from the four area law schools and share information about the practice area.

General Meeting adjourned at 4:45 p.m.