

**BY-LAWS
OF THE
LITIGATION SECTION
OF THE
LOS ANGELES COUNTY BAR ASSOCIATION**

ARTICLE I

NAME

This organization shall be known as the Litigation Section of the Los Angeles County Bar Association (the "Litigation Section").

ARTICLE II

PURPOSE

The purpose of the Litigation Section shall be to provide a forum to address the problems and interests of trial practitioners, to establish and maintain a working relationship with the state and federal judiciary in order to further the administration of justice and effective resolution of civil conflict, to study and make recommendations on rules and legislation which may affect civil litigation practice, to support and inspire the art of trial advocacy among the bar, and to generally promote and further the interests of the Litigation Section, the Los Angeles County Bar Association and the legal profession as a whole.

ARTICLE III

MEMBERSHIP

Any member of the Los Angeles County Bar Association shall be eligible for Litigation Section membership. The other prerequisite to membership shall be the payment of dues required of the Litigation Section members in any fiscal year.

ARTICLE IV

OFFICERS

The officers of the Litigation Section shall be as follows: Chair, Chair-Elect, Treasurer and Secretary. The Litigation Section officers will serve as the officers of the Litigation Section's Executive Committee, and shall be elected in accordance with Article X of these Bylaws.

ARTICLE V

DUTIES OF OFFICERS

Section 1. CHAIR. The Chair, as chief executive officer, shall preside at all meetings of the Litigation Section and of the Executive Committee and have such other executive powers and perform such other duties in furtherance of the purposes of the Litigation Section as are not inconsistent with these Bylaws or with the Bylaws of the Los Angeles County Bar Association.

Section 2. CHAIR-ELECT. The Chair-Elect shall perform all the duties of the Chair during the latter's absence or inability to act and, when so acting, shall have all the powers of, and be subject to all the restrictions upon, the Chair. The Chair-Elect shall have such other powers and perform such other duties not inconsistent with these Bylaws as from time to time may be prescribed by the Chair or by the Executive Committee.

Section 3. TREASURER. The Treasurer shall together with the association staff maintain financial records of the Litigation Section and report periodically to the Litigation Section and the Executive Committee thereof with respect to same.

Section 4. SECRETARY. The Secretary shall be responsible for the recording and distribution of minutes at each meeting of the Executive Committee, and for the notification to members of meetings of the Litigation Section and the Executive Committee thereof and for the publicizing of such announcements.

Section 5. TERM. The term of office of each of the officers shall commence on the first day of July of each year, and shall end on the last day of June of the succeeding year.

ARTICLE VI

EXECUTIVE COMMITTEE

Section 1. MEMBERSHIP. The Litigation Section/Executive Committee officers and such additional persons as the Chair may appoint shall constitute the Executive Committee. The Executive Committee shall consist of not less than twenty-five and not more than thirty-five members of the Litigation Section, including its officers and the immediate past chair of the Litigation Section/Executive Committee if that person still be a member of the Section. In appointing the membership of the Executive Committee for each fiscal year, the Chair shall appoint to the Executive Committee at least eight members of the Litigation Section who have not served on the Executive Committee during the preceding fiscal year. The Chair may also appoint ex-officio members from the membership of the Los Angeles County Bar Association or otherwise for the unexpired term of office of the Chair to promote relationships deemed beneficial to the Litigation Section and attempt to coordinate the activities of the various groups within the organized Bar whose interests and activities coincide with the purposes of the Litigation Section.

Section 2. TERM. The term of office of each member of the Executive Committee, with the exception of such members as may be elected to hold any office set forth in Article V hereof, shall be three years with staggered terms such that approximately one-third of the Executive Committee shall require appointment annually.

During the interim between annual elections, the officers may fill vacancies on the Executive Committee or in the offices. Any member of the Executive Committee who misses more than four (4) meetings in any term year (i.e., July 31 through June 30) may, at the direction of the officers, be removed from the Executive Committee.

Section 3. DUTIES. The Executive Committee shall supervise and direct the affairs and determine the policies of the Litigation Section, subject to and in accordance with these Bylaws and the Bylaws of the Los Angeles County Bar Association. The Executive Committee is authorized to take action in the name of the Litigation Section during intervals between meetings thereof when necessary or desirable.

Section 4. MEETINGS. The Executive Committee may act at a meeting duly called or by a poll of each member of the Executive Committee. Fifteen (15) members of the Executive Committee shall constitute a quorum to transact business. Meetings shall be called by the Chair, or they may be called by a majority of the Executive Committee. Notice of any such meeting shall be given to the members of the Executive Committee not less than five days prior to such meeting, and may be given by electronic mail. A poll of the members of the Executive Committee may be conducted by the Chair without the necessity of a meeting.

Section 5. Dues. The Executive Committee shall have the authority to assess annual dues for the Litigation Section membership in an amount to be determined by the Executive Committee.

Section 6. Barristers Liaison. The Chair shall select and appoint for a term of one year a member of the Barristers Section of the Los Angeles County Bar Association ("Barristers") to act as liaison from the Barristers to the Litigation Section. The Barristers liaison shall assist and support the Litigation Section in its activities as requested by the Executive Committee from time to time. The liaison shall attend Executive Committee meetings and have the right to participate fully except that the liaison shall not have the right to vote.

ARTICLE VII

COMMITTEES

Section 1. STANDING COMMITTEES. There shall be the following standing committees of the Litigation Section to be comprised of not less than two members of the

Litigation Section. The Chair and Vice-Chair(s), if any, of each standing committee shall be selected by the Executive Committee officers. The Executive Committee shall have the power to designate other standing committees.

a. Programs. The Programs Committee is responsible for planning and arranging the Litigation Section programs, including obtaining the speakers and program facilities, and arranging for notices and publicity for each program.

b. Civil Procedure. The Civil Procedure Committee shall advise and assist the Executive Committee, the Litigation Section, and the Los Angeles County Bar Association in connection with matters which may affect civil litigation practice, including regarding proposed revisions to the California Code of Civil Procedure, Federal Rules of Civil Procedure, and other rulemaking.

c. Legislative Review. The Legislative Review Committee will report to the Executive Committee regarding legislative matters of interest to civil litigation lawyers for the Executive Committee's consideration and action.

Section 2. INTERIM COMMITTEES. The Executive Committee Chair shall have the power, without Executive Committee approval, to appoint such interim committees as may be necessary or desirable for the purposes of furthering the objectives of the Litigation Section.

Section 3. TERM. The term of each Standing and Interim Committee Chair, and the terms of each Standing and Interim Committee member, shall run concurrently with the term of office of the officers of this Section.

Section 4. MEMBERS. The members of the Standing and Interim Committees shall be selected by the Executive Committee Chair, or by the Chair of the Standing/Interim Committee subject to approval by the Executive Committee Chair.

ARTICLE VIII

MEMBER MEETINGS

Section 1. MEETINGS. Each year, the Litigation Section shall hold at least one regular meeting of its members. Member meetings may be called by the Executive Committee Chair, Chair-Elect, or by a majority of the members of the Executive Committee.

Section 2. NOTICES. Notice of the time and place of all Litigation Section meetings shall be given to all members at least five days prior thereto. Notice may be given by electronic mail.

Section 3. QUORUM. The Litigation Section members present at a member meeting shall constitute a quorum for transacting business. Action shall be by a majority vote of the members present.

Section 4. RULES. All Litigation Section meetings shall be conducted in accordance with Robert's Rules of Order Revised, which can be found at: <http://www.robertsrules.com>.

Section 5. APPROVAL OF ACTIONS. No report, recommendation, news release or other action of the Litigation Section or of any committee thereof shall be considered as the action of the Los Angeles County Bar Association unless and until it has been approved by the Executive Committee of the Section and the Board of Trustees of the Los Angeles County Bar Association or its designated representative or committee.

ARTICLE IX

AMENDMENTS TO BYLAWS

These Bylaws may be amended by a two-thirds vote of a quorum present at an Executive Committee meeting duly called or by a two-thirds vote of the members of the Executive Committee polled pursuant to the provisions of Article VI, Section 4, of these Bylaws.

ARTICLE X
ELECTIONS

Section 1. TIME. In accordance with this Article, the Litigation Section shall hold an annual election of officers which shall be completed by May 15 of each year.

Section 2. NOMINATING COMMITTEE. There shall be a Nominating Committee comprised of the Executive Committee officers and such other members as the officers may designate. The Nominating Committee shall nominate one or more members of the Litigation Section for each of the offices of Chair, Chair-Elect, Treasurer and Secretary. Any Litigation Section member in good standing who has served or is serving as a member of the Executive Committee, and who is an active bar member, may be nominated for the offices of Chair-Elect, Treasurer and Secretary. The written report of the Nominating Committee, stating the names of the persons so nominated, shall be forwarded to the Executive Committee Chair.

Section 3. ADDITIONAL NOMINATIONS. Additional nominations for any office may be made by filing with the Executive Committee Chair of the Section, a written nomination signed by at least 20 members of the Litigation Section in good standing and entitled to vote.

Section 4. NOMINATION NOTIFICATION. The Litigation Section members shall be notified of nominations at least 25 days prior to the election date. Notification may be given by electronic mail.

Section 5. ONE CANDIDATE FOR EACH OFFICE. If the Nominating Committee nominates only one candidate for each office, and if there are no additional nominations in accordance with Section 3 of these Bylaws, then the slate as nominated will be deemed unanimously elected and there shall be no mailing of ballots.

Section 6. BALLOTS. Except as provided in Section 5, a ballot containing the names of the nominees for each office shall be mailed or e-mailed to each Litigation Section

member entitled to vote. The ballots shall be in such form and shall contain such instructions as may be prescribed by the Executive Committee. Each Litigation Section member in good standing shall be entitled to one vote for each office to be filled at the election.

Section 7. ELECTION SCHEDULE. The annual election shall be conducted in accordance with the following schedule:

<u>Election Step</u>	<u>To Be Completed By</u>
1. Appointment of Nominating Committee	March 17
2. Nominating Committee's selection of nominees	April 1
3. Member submission of written nominations	April 10
4. Notification of nominations sent to Litigation Section members	April 20
5. Distribution of annual election ballots (if necessary)	May 1
6. Annual election (if necessary)	May 15

If any of the above dates falls on a weekend or holiday, the next business day shall be the effective date.

Section 8. VOTING. Ballots must be received by the Executive Committee Chair, in care of the office of the Los Angeles County Bar Association, in accordance with the instructions written on or furnished with the ballot not later than 4:00 p.m. on the election day, at which time the voting shall cease and the polls shall close. Ballots may be transmitted by electronic mail.

Section 9. COUNTING. Within fifteen days after the close of the polls, the votes shall be counted by a committee of at least three Litigation Section members, to be appointed by the Executive Committee Chair. The Executive Committee Chair shall report the voting results in writing to the Litigation Section members.

Section 10. VOTES TO ELECT. A plurality of votes cast shall elect. In the event two or more candidates for one office receive an equal number of votes, a ballot shall be taken at the first regular Litigation Section meeting thereafter to resolve the election between such candidates, and the one securing the largest number of votes at such meeting shall be elected.