

Business Litigation Committee Telephonic Meeting

September 10, 2019

Keith Bell, Chair

Giacomo Bossa, Vice-Chair

Allison Leonard, Second Vice-Chair

**Judge Edward LaRose**, State Judicial Chair

**Darrin Gayles**, Federal Judicial Chair

1. Pro Bono Pledge
2. Recognition Judicial Chairs
3. Motion to Approve Minutes
  1. Allison Motion - Paige Second – approved.
4. Mark Stein: update re: legislation, early session.
  - a. Weekly calls starting Dec. 12
  - b. Restrictive Covenants
  - c. International Service of Process
  - d. Proposal for Settlement
  - e. UCRERA
  - f. TBE coming back
  - g. Judgment Lien bill
5. UCRERA
  - a. Joint presentation with Real Estate Section
  - b. They now support it
  - c. Substantive committee meetings approved it
  - d. Bankruptcy Meeting one substantive change
    - i. There should be 14-day notice or less as determine by the Judge.
  - e. Corporation Meeting
    - i. Section 4 make it more clear, Real Property primary asset of estate, not receivership re: two owners of a company.
6. Zach Hyman makes a Motion for a vote to approve Ucrera as modified by Keith's report
  - a. Second
  - b. No objections
  - c. No abstentions
  - d. Judicial Chairs and judges abstain.
7. Prof. Davis – judgment lien
  - a. Problem with Judgment lien
  - b. For Motor vehicle – used car people modified the statute that it is not effective against subsequent owner whose interest is noted on the certificate of title.
  - c. Private owner won't do it on the CT
  - d. Lawsuit against Department, they would do it.
  - e. Add a cross-reference to alert lienors of the issue.
  - f. No real issue – no need to make a motion
8. Brian Barakat – update on Restrictive Covenant

9. Chapter 48
10. Subpoena
11. Mediation
12. Pro Bono
13. CLE - Daubert changes
14. IMF – Christina's update
15. Membership
16. E-Discovery
17. Biz Courts – Chris Decourt
  - a. County Court limits
  - b. Bill was written unusual way
  - c. Jan 1 2020 is effective date
  - d. From \$15k to \$30k - Appeal still to DCA
18. Daubert
  - a. Allison reports
19. Zach – Motion to Adjourn.
  - a. Approved.