



BUSINESS LAW SECTION
OF THE FLORIDA BAR

EXECUTIVE COUNCIL ANNUAL LABOR DAY RETREAT MEETING AGENDA

Friday, September 4, 2020 from 9 a.m. to 12 p.m.

VIA ZOOM PLATFORM

<https://us02web.zoom.us/j/86200268571?pwd=dzc5VGhaMGdwQmRLMFdBcnVVFhUT09>

Meeting ID:	862 0026 8571	Password:	385993
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I. Call to Order – Leyza Blanco, Chair (Exhibit A – Executive Council Members)

II. Commitment to Pro Bono Service

The Section reaffirms its goal to achieve 100% participation in pro bono service by Business Law Section members and attorneys in their firms.

The Section proudly acknowledges the following Executive Council members who have pledged at least \$1000 to The Florida Bar Foundation Endowment Trust to become Fellows of The Florida Bar Foundation:

Douglas Bates
Leyza Blanco
Giacomo Bossa
Jay Brown
Michael Chesal
Robert Charbonneau
Hon. Caryl Delano
Kacy Donlon
Jodi Dubose
Manuel Farach
Hon. Gill Freeman (Ret.)
Irwin Gilbert
Paige Greenlee
Hon. Paul Hyman
Hon. Laurel Isicoff
Stephanie Lieb
Allison Leonard
John Macdonald

Kimra Major-Morris
James Matulis
Kathleen McLeroy
Hon. Catherine McEwen
Hon. Mindy A. Mora
Jennifer Morando
Woodrow “Woody” Pollack
Adina Pollan
Carlos Sardi
Philip Schwartz
Detra Shaw-Wilder
Lynn Walter Sherman
Mark Stein
Michelle Suarez
Gary Teblum
Dineen Wasylik
Donald Workman

III. Recognition of Sponsors

The Section acknowledges the generous contribution of all its sponsors, including the following Diamond (\$10,000), Sapphire (\$7,500) and Emerald (\$5,000):

DIAMOND SPONSOR	SAPPHIRE SPONSORS	EMERALD SPONSORS
<i>Michael Moecker & Associates</i>	<i>Berger Singerman Buchanan Ingersoll & Rooney PC Morgan & Morgan</i>	<i>Ankura Akerman Eisner Amper Thomson Reuters Damian & Valori Sequor Law</i>

IV. Approval of Minutes of June 18, 2020 Annual Meeting (Exhibit B) – Mark Stein, Secretary

V. Treasurer’s Report – Doug Bates –Treasurer

VI. Recognition of Section Fellows – Michelle Suarez

VII. Reports of Substantive Law Committees and Legislation Committee-(Exhibit C)

- A. Bankruptcy/UCC – Jennifer Morando, Chair; James Moon, Vice Chair; Marianne Doris, Second Vice Chair; Honorable Catherine McEwen, Judicial Chair; Professor Jeffrey Davis, Academic Chair
- B. Business Litigation – Giacomo Bossa, Chair; Allison Leonard, Vice Chair; Page Greenlee, Second Vice Chair; Honorable Edward LaRose, Judicial Chair (State); Honorable Darrin Gayles, Judicial Chair (Federal)
- C. Computer Law & Technology – Peter James Maskow, Chair; Joshua Marks, Vice Chair; Professor Vincenc Feliu, Academic Chair
- D. Corporations, Securities & Financial Services – Willard Blair, Chair; Stephen Sandiford, Vice Chair; Professor Stuart Cohn, Academic Chair
- E. Intellectual Property Law – James Matulis, Chair; Michele Moss, Vice Chair; Honorable Mary Scriven, Judicial Chair; Professor Jake Linford, Academic Chair
- F. Legislation – Manuel Farach, Chair; Stephanie Lieb, Vice Chair; Professor Jeffrey Davis, Academic Chair; Professor Stuart Cohn, Academic Chair

VIII. Reports of Permanent and Other Committees

- A. Amicus Brief Guideline Subcommittee – Dineen Wasyluk, Chair; Honorable Edward LaRose, Judicial Chair
- B. Antitrust and Trade Regulation Subcommittee – Dee Dee Fischer, Chair; Honorable Edward LaRose, Judicial Chair
- C. Bankruptcy Judicial Liaison - John Hutton, Chair. Hon. Roberta Colton, Judicial Chair
- D. Blockchain and Cryptocurrency Task Force – Woody Pollack, Chair; Jude Cooper, Vice Chair; Robert Kain, Second Vice Chair
- E. Business Courts Task Force – Jon Polenberg and Hon. Gill Freeman, Co-Chairs
- F. Chapter 48 (Services of Process) Task Force – Giacomo Bosso, Chair
- G. Chapter 607 Sub-Committee – Philip Schwartz and Gary Teblum, Co-Chairs, Andrew Schwartz, Vice Chair
- H. CLE Committee - Robert Charbonneau, Chair, Andrew Layden, Vice Chair
- I. Communications - Adina Pollan, Chair, Chris Thompson, Vice Chair
- J. Covid-19 Pandemic Recovery Task Force – Detra Shaw-Wilder and Bart Valdes, Co-Chairs
- K. Electronic Discovery and Digital Evidence - Zachary Catanzaro, Chair, Chioma Deere, Vice Chair
- L. Financial Literacy Task Force – Amanda Finley, Chair; James Murphy, Vice Chair; Honorable Laurel Isicoff and Honorable Karen Specie, Judicial Co-Chairs
- M. Health & Wellness Task Force – Dineen Wasyluk and Irwin Gilbert, Co-Chairs; Honorable Jerry A. Funk, Judicial Chair
- N. Inclusion, Mentoring and Fellowship - Michelle Suarez, Chair, Christina Taylor, Vice Chair
- O. IOTA Task Force – John Macdonald, Chair
- P. Marketing, Promotions and Sponsorship - Brett Lieberman, Chair, Jacqui Calderin, Vice Chair
- Q. Membership - Dyanne Feinberg, Chair, Terry Sanks, Vice Chair
- R. Opinion Standards - Robert Barron, Chair
- S. Pro Bono Committee - Carlos Sardi, Chair
- T. Proposed Amendments to the Fla. R. Civ. P. Task Force – Bart Valdez, Chair; Hon. Ralph Artigliere, Judicial Chair
- U. Scholar and Fellows Retention Task Force – Kimra Major-Morris, Chair; Amir Isaiah, Vice Chair; Honorable Mindy Mora, Judicial Chair
- V. Uniform Commercial Real Estate Receivership Act (UCRERA) Task Force – Amanda Fernandez and Kenneth Murena, C-Chairs
- W. Uniform Voidable Transfers Act (UVTA) Task Force – John Hutton, Chair; David Slenn, Vice Chair

IX. Reports of Section Liaisons

- A. The Florida Bar Board of Governors – Greg Weiss
- B. The Florida Bar Continuing Legal Education – Robert Charbonneau

- C. The Florida Bar Council of Sections – Kacy Donlon
- D. The Florida Bar Diversity & Inclusion Committee – Marianne Dorris
- E. The Florida Bar Real Property, Probate & Trust Law (RPPTL) Section – James Marx
- F. The Florida Bar Young Lawyers (YLD) Division – Cherine Valbrun
- G. The Florida Institute of CPAs (FICPA) – Donald Workman
- H. The Out-of-State Division of The Florida Bar – Lawrence Kunin
- I. The Working Group on Legal Opinions (WGLO) – Philip Schwartz

X. Other Reports

- A. Chair’s Report – Leyza Blanco
- B. Chair-Elect’s Report – Kacy Donlon

XI. New Business

XII. Good and Welfare

XIII. Future Full Section Meetings

- A. Winter Meeting: January 13th-16th, 2021- Rosen Shingle Creek, Orlando
- B. Annual Convention: June 23rd-26th, 2021- Boca Raton Resort & Club, Boca Raton

XIV. Future Section Events

- A. Legislative Update – October 16, 2020 – Virtual Platform-Zoom
- B. View from the Bench – November 5th, 2020- Virtual Platform- InReach
- C. View from the Bench- November 6th, 2020- Virtual Platform- InReach
- D. Intellectual Property Year in Review- October 15th OR October 16th- Virtual Platform
- E. Federal Securities Institute- TBD
- F. Executive Council Retreat- April 7th-11th, 2021- Location TBD
- G. IP Symposium- April 22nd-23rd, 2021- The Biltmore Hotel, Coral Gables

XV. Adjournment

EXHIBIT A

THE FLORIDA BAR BUSINESS LAW SECTION EXECUTIVE COUNCIL 2020-2021

BLS OFFICERS/EXECUTIVE COMMITTEE			
Position	Name	Email	Phone
*Chair	Leyza Blanco	lblanco@sequorlaw.com	(305) 372-8282
*Chair-Elect	Kacy Donlon	kdonlon@wiandlaw.com	(813) 347-5104
*Treasurer	Doug Bates	dbates@clarkpartington.com	(850) 434-9200 x117
*Secretary	Mark Stein	mark@marksteinlaw.com	(305)356-7550
*Immediate Past Chair	Jay Brown	Jacob.brown@akerman.com	(904) 798-3700
*Chair, Long Range Planning	Gregory Yadley	gyadley@shumaker.com	(813) 227-2238

SUBSTANTIVE LAW COMMITTEES

BANKRUPTCY/UCC			
Position	Name	Email	Phone
*Chair	Jennifer Morando	jennifer@morandolegal.com	(407) 720-6200 C - (239) 340-6929
*Vice Chair	James Moon	jmoon@melandrussin.com	(305) 358-6363
Second Vice Chair	Marianne Doris	mdorris@shukerdorris.com	(407) 337-2052
*Judicial Chair	Hon. Catherine McEwen	cmcewen@flmb.uscourts.gov	(813) 301-5082
Academic Chair	Prof. Jeffrey Davis	davis@law.ufl.edu	(352) 273-0956

BUSINESS LITIGATION			
Position	Name	Email	Phone
*Chair	Giacomo Bossa	gbossa@anmpa.com	(305) 559-1600
*Vice Chair	Allison Leonard	aleonard@dvlip.com	(305) 371-3960
Second Vice Chair	Page Greenlee	paige@greenleelawtampa.com	(813) 802-8215
*Judicial Chair (State)	Hon. Edward LaRose	larosee@flcourts.org	(813) 272-3430
*Judicial Chair (Federal)	Hon. Darrin Gayles	Darrin_Gayles@flsd.uscourts.gov	(305) 523-5170
Academic Chair			

COMPUTER LAW AND TECHNOLOGY			
Position	Name	Email	Phone
*Chair	Peter James Maskow	pmaskow@mcglinchey.com	(954) 356-2509
*Vice Chair	Joshua Marks	jmarks@focal-point.com	(561) 319-8070
Second Vice Chair	Eli Mattern	eli@savvysuit.com	(407)-506-5941
Judicial Chair			
Academic Chair	Prof. Vincenc Feliu	yfeliu@nova.edu	(954) 262-6210

CORPORATIONS, SECURITIES & FINANCIAL SERVICES

Position	Name	Email	Phone
*Chair	Willard Blair	wblair@shumaker.com	(813) 227-2356
*Vice Chair	Stephen Sandiford	Stephen.sandiford@hklaw.com	(305) 789-7472
Second Vice Chair	Michelle Suarez	msuarez@floridaentrepreneurlaw.com	(954) 882-4119
Academic Chair	Prof. Stuart Cohn	cohn@law.ufl.edu	(352) 273-0925

INTELLECTUAL PROPERTY

Position	Name	Email	Phone
*Chair	James Matulis	Jim@MatulisLaw.com	(813) 451-7347
*Vice Chair	Michele Moss	mgmoss@johnsonmosslaw.com	(407) 273-7027 C – (407) 476-1971
Second Vice Chair	Samuel Lewis	slewis@cozen.com	(305) 397-0799
Chair of IP Symposium	Darren Spielman	dspielman@complexip.com	(954) 768-9002
*Judicial Chair	Hon. Mary Scriven	chambers_flmd_scriven@flmd.uscourts.gov	(813) 301-5710
Academic Chair	Prof. Jake Linford	jlinford@law.fsu.edu	(850) 644-3449

PERMANENT AND OTHER COMMITTEES**BANKRUPTCY JUDICIAL LIAISON**

Position	Name	Email	Phone
*Chair	John Hutton	huttonj@gtlaw.com	(305) 579-0788
*Judicial Chair	Hon. Roberta Colton	Roberta_colton@flmb.uscourts.gov	(813) 301-5118

BUDGET COMMITTEE

Position	Name	Email	Phone
Chair (Treasurer)	Doug Bates	dbates@clarkpartington.com	(850) 434-9200 x117
Immediate Past Chair	Jay Brown	Jacob.brown@akerman.com	(904) 798-3700
Long Range Planning	Hon. Michael Williamson	mwilliamson@flmb.uscourts.gov	(813) 301-5520
At-large Member (Retreat)	Amanda Fernandez	afernandez@dvllp.com	(305) 371-3960
At-large Member (Sponsorship)	Brett Lieberman	brett@elrolaw.com	(954) 400-1499 C – (305) 710-9483
Secretary (<i>ex officio</i>)	Mark Stein	mark@marksteinlaw.com	(305)356-7550

COMMUNICATIONS

Position	Name	Email	Phone
*Chair	Adina Pollan	apollan@pollanlegal.com	(904) 475-2187
*Vice Chair	Chris Thompson	crthompson@burr.com	(407) 540-6652
Second Vice Chair	Matthew Horowitz	mhorowitz@cozen.com	(305) 397-0813
*Judicial Chair	Hon. Paul Hyman	Paul_hyman@flsb.uscourts.gov	(561) 514-4125

CONTINUING LEGAL EDUCATION (CLE)			
Position	Name	Email	Phone
*Chair	Robert Charbonneau	rpc@agentislaw.com	(305) 722-2002
*Vice Chair	Andrew Layden	alayden@bakerlaw.com	(407) 649-4000
Second Vice Chair	Utibe I. Ikpe	uikpe@melandrussin.com	(305) 358-6363
*Judicial Chair	Hon. Caryl Delano	cdelano@flmb.uscourts.gov	(813) 301-5190

ELECTRONIC DISCOVERY & DIGITAL EVIDENCE			
Position	Name	Email	Phone
*Chair	Zachary Catanzaro	zachary@zlclaw.com	(561) 807-1830
*Vice Chair	Chioma Rucshana Deere	cdeere@wlclaw.com	(561) 615-5666
Second Vice Chair	Sara Paris	sara.paris@thomsonreuters.com	(305) 606-6846
*Judicial Chair	Hon. William Matthewman	matthewman@flsd.uscourts.gov	(561) 803-3440

INCLUSION/MENTORING/FELLOWSHIPS			
Position	Name	Email	Phone
*Chair	Michelle Suarez	msuarez@floridaentrepreneurlaw.com	(954) 882-4119
*Vice Chair	Christina Taylor	ctaylor@lseblaw.com	(407) 481-5800
Second Vice Chair	Valeria Angelucci	vangelucci@anmpa.com	(305) 874-7195
*Judicial Chair (Federal)	Hon. Lori Vaughan	Lori_vaughan@flmb.uscourts.gov	(407) 237-8132
*Judicial Chair (State)	Hon. Virginia Norton	nortonvb@coj.net	(904) 255-1300

LABOR DAY RETREAT			
Position	Name	Email	Phone
*Chair	Amanda Fernandez	afernandez@dvllp.com	(305) 371-3960
*Vice Chair	April Hosford	astone@tromberglawgroup.com	(561) 338-4101
Immediate Past Chair	Paige Greenlee	paige@greenleelawtampa.com	(813) 802-8215

LEGISLATION			
Position	Name	Email	Phone
*Chair	Manuel Farach	mfarach@mcglinchey.com	(954) 356-2501
*Vice Chair	Stephanie Lieb	slieb@trenam.com	(813) 227-7469
At-large (Bankr/UCC)	James Moon	jmoon@melandrussin.com	(305) 358-6363
At-large (Business Litigation)	Allison Leonard	aleonard@dvllp.com	(305) 371-3960
At-large (Computer Law)	Joshua Marks	jmarks@focal-point.com	(561) 319-8070
At-large (Corporations)	Stephen Sandiford	Stephen.sandiford@hklaw.com	(305) 789-7472

At-large (I.P.)	Michele Moss	mgmoss@johnsonmosslaw.com	(407) 273-7027 C – (407) 476-1971
At-large	Jodi Dubose	jdubose@srbp.com	(850) 637-1836
At-large	Detra Shaw-Wilder	dps@kttl.com	(305) 372-1800
At-large	Woodrow “Woody” Pollack	wpollack@shutts.com	(813) 463-4894
At-large	Bart Valdes	bvaldes@dsklawgroup.com	(813) 251-5825
At-large	Peter Valori	pvalori@dvlp.com	(305) 371-3960
At-large	Robert Barron	rbarron@bergersingerman.com	(954) 712-5145
At-large	Robert Kain	rkain@complexip.com	(954) 768-9002
Academic Chair	Prof. Jeffrey Davis	davis@law.ufl.edu	(352) 273-0956
Academic Chair	Prof. Stuart Cohn	cohn@law.ufl.edu	(352) 273-0925

LONG RANGE PLANNING

Position	Name	Email	Phone
*Chair	Gregory Yadley	gyadley@shumaker.com	(813) 227-2238
*Judicial Chair	Hon. Michael Williamson	mwilliamson@flmb.uscourts.gov	(813) 301-5520
*Parliamentarian	Philip Schwartz	Philip.schwartz@akerman.com	(954) 468-2455 C – (305) 790-3536

MARKETING, PROMOTIONS & SPONSORSHIPS

Position	Name	Email	Phone
*Chair	Brett Lieberman	brett@elrolaw.com	(954) 400-1499 C – (305) 710-9483
*Vice Chair	Jacqui Calderin	jc@agentislaw.com	(305) 722-2002
Second Vice Chair	Matt Hale	mhale@srbp.com	(813) 229-0144

MEMBERSHIP

Position	Name	Email	Phone
*Chair	Dyanne Feinberg	def@kttl.com	(305) 372-1800
*Vice Chair	Terry Sanks	tsanks@bwsmiplaw.com	(407) 926-7707
Second Vice Chair	Dana Robbins	drobbins@burr.com	(813) 367-5760
FIU Liaison	Scott Norberg	norberg@fiu.edu	(305) 348-8348
FSU Liaison	Prof. Manuel Utset, Jr.	mutset@law.fsu.edu	(850) 644-4759
NSU Liaison	Prof. Marilyn Cane	canem@nova.edu	(954) 336-7179
UF Liaison	Prof. Jeffrey Davis	davis@law.ufl.edu	(352) 273-0956
UM Liaison	Prof. Andrew Dawson	adawson@law.miami.edu	(305) 284-8446
*Judicial Chair	Hon. Karen Specie	Karen_specie@flnb.uscourts.gov	(850) 521-5030

OPINION STANDARDS

Position	Name	Email	Phone
*Co-Chair	Robert Barron	rbarron@bergersingerman.com	(954) 712-5145
*Co-Chair	Gary Teblum	gteblum@trenam.com	(813) 223-7474 C – (813) 227-7457

PRO BONO			
Position	Name	Email	Phone
*Chair	Carlos Sardi	carlos@sardilaw.com	(305) 697-8690
*Vice Chair	Amanda Finley	afinley@sequorlaw.com	(305) 372-8282 C – (239) 699-4186
Second Vice Chair	Kathleen McLeroy	kmcleroy@carltonfields.com	(813) 229-4228
*Judicial Chair	Judge Laurel Isicoff	Laurel_m_isicoff@flsb.uscourts.gov	(305) 714-1750

STATE & FEDERAL COURTS JUDICIAL LIAISON			
Position	Name	Email	Phone
*Chair	Zach Hyman	zach@millenniallaw.com	(954)271-2719 (561)315-8910
Vice-Chair	Keith Bell	kbell@clarkpartington.com	(850) 320-6838 C - (850) 261-0932
*Judicial Chair (State)	Hon. Lisa Walsh	lwalsh@jud11.flcourts.org	(305) 349-7280
*Judicial Chair (Federal)	Hon. Thomas Smith	Thomas_smith@flmd.uscourts.gov	(407) 835-4305

TASK FORCES AND SUBCOMMITTEES

AMICUS BRIEF GUIDELINE SUBCOMMITTEE			
Position	Name	Email	Phone
*Chair	Dineen Wasylik	dineen@ip-appeals.com	(813) 778-5161
*Judicial Chair	Hon. Edward LaRose	larosee@flcourts.org	(813) 272-3430

ANTITRUST & TRADE REGULATION SUBCOMMITTEE			
Position	Name	Email	Phone
*Chair	Dee Dee Fischer	Deedee.fischer@akerman.com	(305) 982-5570
*Judicial Chair	Hon. Edward LaRose	larosee@flcourts.org	(813) 272-3430

BLOCKCHAIN & CRYPTOCURRENCY TASK FORCE			
Position	Name	Email	Phone
*Chair	Woodrow “Woody” Pollack	wpollack@shutts.com	(813) 463-4894
*Vice Chair	Jude Cooper	jcooper@beckerlawyers.com	(954) 985-4160
Second Vice Chair	Robert Kain	rkain@complexip.com	(954) 768-9002

BUSINESS COURTS TASK FORCE			
Position	Name	Email	Phone
*Co-Chair	Hon. Gill Freeman (retired)	gfreeman@jamsadr.com	(305) 371-5267
*Co-Chair	Jon Polenberg	jpolenberg@beckerlawyers.com	(954) 987-7550

CHAPTER 607 SUBCOMMITTEE

Position	Name	Email	Phone
*Co-Chair	Philip Schwartz	Philip.schwartz@akerman.com	(954) 468-2455 C – (305) 790-3536
*Co-Chair	Gary Teblum	gteblum@trenam.com	(813) 223-7474 C – (813) 227-7457
Vice Chair	Andrew Schwartz	Andrew.schwartz@akerman.com	(954) 468-2452

COVID-19 PANDEMIC RECOVERY TASK FORCE

Position	Name	Email	Phone
*Co-Chair	Detra Shaw-Wilder	dps@kttlaw.com	(305)372-1800
*Co-Chair	Bart Valdes	bvaldes@dsklawgroup.com	(813) 251-5825

FINANCIAL LITERACY TASK FORCE

Position	Name	Email	Phone
*Chair	Amanda Finley	afinley@sequorlaw.com	(305) 372-8282 C – (239) 699-4186
*Vice Chair	James Murphy	jbmurphyjr@gmail.com	(813) 416-3706
*Judicial CO-Chair	Hon. Laurel Isicoff	Laurel_m_isicoff@flsb.uscourts.gov	(305) 714-1750
*Judicial CO-Chair	Hon. Karen Specie	Karen_specie@flnb.uscourts.gov	(850) 521-5030

HEALTH & WELLNESS TASK FORCE

Position	Name	Email	Phone
*Co-Chair	Dineen Wasylik	dineen@ip-appeals.com	(813) 778-5161
*Co-Chair	Irwin Gilbert	igilbert@conradscherer.com	(954) 462-5500 C – (561) 818-7201
*Judicial Chair	Hon. Jerry A. Funk	jerryala@comcast.net	(904) 301-6560

IOTA TASK FORCE

Position	Name	Email	Phone
*Chair	John Macdonald	John.macdonald@akerman.com	(904) 798-3700

PROPOSED AMENDMENTS TO THE FLA.R.CIV.P. TASK FORCE

Position	Name	Email	Phone
*Chair	Bart Valdes	bvaldes@dsklawgroup.com	(813) 251-5825
*Judicial Chair	Hon. Ralph Artigliere	artigliere@gmail.com	(706) 851-4121

SCHOLAR & FELLOWS RETENTION TASK FORCE

Position	Name	Email	Phone
*Chair	Kimra Major-Morris	kimra@majormorrislaw.com	(407) 230-0540
*Vice Chair	Amir Isaiah	aisaiah@gjb-law.com	(305) 913-6679
*Judicial Chair	Hon. Mindy A. Mora	mamora@flsb.uscourts.gov	(561) 514-4130

UNIFORM COMMERCIAL REAL ESTATE RECEIVERSHIP ACT (UCRERA) TASK FORCE

Position	Name	Email	Phone
*Co-Chair	Kenneth Murena	kmurena@dvlip.com	(305) 371-3960

*Co-Chair	Amanda Fernandez	afernandez@dvllp.com	(305) 371-3960
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UNIFORM VOIDABLE TRANSFERS ACT (UVTA) TASK FORCE

Position	Name	Email	Phone
*Chair	John Hutton	jhuttonj@gtlaw.com	(305) 579-0788
*Vice Chair	David Slenn	dslenn@slk-law.com	(813) 229-7600

LIAISONS

Position	Name	Email	Phone
*TFB BOG	Greg Weiss	gweiss@mrachek-law.com	(561) 655-2250
TFB CLE	Robert Charbonneau	rpc@agentislaw.com	(305) 722-2002
Council of Sections	Kacy Donlon	kdonlon@wiandlaw.com	(813) 347-5104
*RPPTL Section	James Marks	james@marxrosenthal.com	(305) 577-0276
*Out-of-State Division	Lawrence Kunin	lkunin@mmmlaw.com	(404) 233-7000
*YLD Section	Cherine Valbrun	cvalbrun@kvllaw.com	(954) 527-1115
*FICPA	Donald Workman	dworkman@bakerlaw.com	(202) 861-1602 C – (703) 400-3637
TFB Diversity & Inclusion	Mariane Dorris	mdorris@lseblaw.com	(407) 481-5800
Working Group on Legal Opinions	Philip Schwartz	Philip.schwartz@akerman.com	(954) 468-2455 C – (305) 790-3536

AT-LARGE MEMBERS OF EXECUTIVE COUNCIL

Position	Name	Email	Phone
*At-large Member	Paige Greenlee	paige@greenleelawtampa.com	(813) 802-8215
*At-large Member	Russell Landy	rlandy@dvllp.com	(305) 371-3960
*At-large Member	Lynn Sherman	lsherman@trenam.com	(727) 820-3980
*At-large Member	Stefan Rubin	srubin@shutts.com	(407) 835-6735
*At-large Member	Jason Burnett	Jason.burnett@gray-robinson.com	(904) 598-9929

*Member of Executive Council pursuant to Section 4.2 of Amended and Restated Bylaws of the Business Law Section

EXHIBIT B



BUSINESS LAW SECTION
OF THE FLORIDA BAR

**MINUTES OF THE FLORIDA BAR BUSINESS LAW SECTION
EXECUTIVE COUNCIL VIRTUAL MEETING**

Thursday, June 18, 2020 from 3:30 to 5:30 PM
Virtual (via Zoom)

I. Call to Order – Mr. Jay Brown, Chair of the Section

Jay Brown, Chair of The Florida Bar Business Law Section, duly called the June 18, 2020 meeting of the Executive Council to order at approximately 3:32 p.m. Because of the circumstances associated with the COVID-19 pandemic, the meeting convened in a virtual format via Zoom. Because of the virtual the meeting format, attendance was taken based upon online registration and recorded in the spreadsheet attached hereto as **Exhibit “A”** to these minutes.

Upon calling the Executive Council meeting to order, Chair Brown immediately convened the annual meeting of The Florida Bar Business Law Section. Upon convening the annual meeting, Chair Brown introduced Mr. Gregory Yadley, the chairperson of the Business Law Section Long Range Planning Committee. After providing pertinent information regarding the Business Law Section, Chair Yadley presented the nomination of the proposed slate of Business Law Section officers for the 2020-2021 Florida Bar year as follows:

Chair: Leyza Blanco
Chair-Elect: Kacy Donlon
Treasurer: Douglas Bates
Secretary: Mark Stein

Upon presentation of the proposed slate by motion of Chair Yadley, numerous seconds were received. After the receipt of numerous seconds, Chair Brown called for a vote. With no opposition, Chair Yadley’s motion carried unanimously.

At approximately 3:35 p.m., the Annual Meeting of the Business Law Section was adjourned by Chair Brown at which time Chair Brown re-convened the meeting of the Executive Council of The Florida Bar Business Law Section.

II. Commitment to Pro Bono Service

Chair Brown began the meeting by reaffirming the Section’s commitment to Pro Bono activities on behalf of the Bar, and referred to the meeting agenda and the Section’s goal to achieve 100% participation in pro bono service by Section members and attorneys in their firms.

In addition, as included in the meeting agenda, Chair Brown acknowledged the Executive Council members who have pledged at least \$1000 to The Florida Bar Foundation Endowment Trust to become Fellows of The Florida Bar Foundation: Michael Chesal, Jay Brown, Kacy Donlon, Stephanie Lieb, Hon. Catherine McEwen, James “Scott” Curry, Carlos Sardi, Woodrow “Woody”

Pollack, Paige Greenlee, Hon. Caryl Delano, Adina Pollan, Douglas Bates, Mark Stein, Jodi Cooke, Manuel Farach, Detra Shaw-Wilder, Philip Schwartz, Hon. Laurel Isicoff, Ron Rosenwasser, Hon. Gill Freeman (Ret.), Gary Teblum, Dineen Wasyluk, Irwin Gilbert, Deborah Baker-Egozi, Donald Workman and John Macdonald.

III. Recognition of Sponsors

As included in the meeting agenda, Chair Brown acknowledged and recognized the generous contribution of all the Business Law Section sponsors, including the following Diamond (\$10,000), Sapphire (\$7,500) and Emerald (\$5,000) sponsors.

Diamond Sponsor:
Michael Moecker & Associates

Sapphire Sponsors:
Berger Singerman
Eisner Amper
Morgan & Morgan
Buchanan Ingersoll & Rooney PC

Emerald Sponsors:
Akerman
CompuMark
Messana, P.A.
Sequor Law
Shutts & Bowen
SunTrust

IV. Approval of Minutes of February 6, 2020 Midyear Meeting

Secretary Bates presented the meeting minutes from the February 6, 2020 meeting of the Executive Council. Upon motion duly made by Ms. Paige Greenlee, which motion was seconded by Mr. Mark Stein, the minutes were approved unanimously as presented.

V. Treasurer's Report

Treasurer Donlon presented documentation found as Exhibit B to the meeting agenda and provided brief remarks regarding the documents included in Exhibit B, including comments regarding the Section budget and fund balances. Treasurer Donlon called for questions regarding the documents presented in Exhibit B. No questions were presented and Treasurer Donlon concluded her report.

VI. Recognition of Incoming and Outgoing Section Fellows

In recognition of the contributions of the outgoing Section fellows, Sara Paris discussed the activities of the ongoing Section Fellowship Program. Following the recognition of outgoing Section fellows, all incoming Section fellows were asked to introduce themselves. Brief individual introductions followed.

VII. Reports of Substantive Law Committees and Legislation Committee

A. Bankruptcy/UCC

John Hutton reported on the BK/UCC meeting, and presented a short summary of items addressed by the Committee. BK/UCC voted to narrow its list standing positions, and reduced number of standing positions from 14 to 8. The main legislative initiative of BK/UCC this year will be the Foreclosure Notice Bill, which the Committee expects to vote on at the Labor Day meeting, and the Committee believes the issue is very well aligned with the interests of the legislature this year, given the impact of COVID and the financial consequences that flow from that. There are other legislative items that

the Committee would like to advance, but the Committee will probably defer in light of the expected focus of the legislature this year on COVID and civil justice issues, including judicial liens excepted from title vehicle statute, amendments to 9-406 and 9-408, amendments to financial literacy law to make it mandatory, and UVTA.

BK/UCC also discussed the resolution previously passed to ask the Section to write a letter of support for a new bankruptcy judge for the Northern District of Florida. On the CLE front, BK/UCC is putting on a UCRERA program shortly after the legislation is signed by the Governor (expected by early July), and is working on a joint seminar with the Tax Section on a series of seminars related to bankruptcy tax issues. In addition, a number of BK/UCC members have been active with the COVID Task Force. View From the Bench is still planned for November with the format yet to be determined (i.e., in person or virtual). Lastly, BK/UCC is working with RPPTLs on a RPPTL proposed fix to address the Kearney issue (an 11th Circuit opinion that recognized a broad general security interest grant as applying to the pledgor's interest in an exempt IRA account).

In addition to his report, Chair Hutton made the following motion:

That the Business Law Section adopt a resolution to support the Bankruptcy Court for the Northern District of Florida in its endeavor to obtain an additional judge (whether by creation of a new position or by (borrowing) an already authorized but unfilled judgeship from another circuit under the JCUS Pilot Program) by drafting a letter of support to the chief judge of the 11th circuit with a copy to the JCUS Committee on the Administration of the Bankruptcy System.

After receipt of a second to the motion from Jodi Dubose, Chair Brown called for a vote and the motion passed unanimously.

***Following Mr. Hutton's report, Chair Brown offered his thanks to The Florida Bar, and introduced Ms. Dori Foster Morales, the President-Elect of The Florida Bar. The President-Elect provided a brief report regarding the operations of The Florida Bar in light of the COVID-19 pandemic. Mr. John Stewart, outgoing President of The Florida Bar, also provided a brief report.

***Following the reports from the President and President-Elect of The Florida Bar, Chair Brown introduced Mr. Greg Weiss as the Business Law Section's liaison to The Florida Bar Board of Governors.

***Following Chair Brown's introduction of Mr. Greg Weiss, Mr. Steve Davis was introduced as a candidate for President-Elect of The Florida Bar. Following a brief introduction, Mr. Davis provided a brief report on his candidacy.

***Following the brief report from Mr. Davis, Chair Brown returned to the meeting agenda.

B. Business Litigation

Chair Bell provided the report of the Business Litigation Committee. In his report, Chair Bell indicated that the Committee reviewed all standing legislative positions and proposed that six of the Section's positions sunset, subject to review and approval of the Legislation Committee and the Executive Council. Chair Bell described certain CLE related efforts, and previewed certain legislative efforts that are underway with respect to restrictive covenants and Chapter

48 of the Florida Statutes. Following his remarks on behalf of the Committee, with no further business to present, Chair Bell concluded his report.

C. Computer Law & Technology

Mr. Peter Maskow provided the report of the Computer Law & Technology Committee. During his time, Mr. Maskow presented the following report on behalf of the Committee:

During its virtual meeting, the Committee reviewed the outcome of bills of interest from the past legislative session, including: HB 659 (the Use of Drones by Law Enforcement), HB 1391 & 1393 (Technology Innovation), HB 799 & 801 (Trade Secret Bills), and SB 1670 & HB 963 (the Online Privacy Notice Bill). The Committee also discussed past legislative positions taken by the Committee and the Intellectual Property Committee, and agreed to defer to the Intellectual Property Committee positions on the Revised Model Trademark Act and Trade Secrets. The Committee otherwise agreed to sunset the position on contracts governed under current franchise law, but to maintain its position regarding legislation defining blockchain, subject to review and approval of the Legislation Committee and the Executive Council. The Committee is also considering taking a position on legislative initiatives involving cybersecurity and/or data privacy and protection, and expects to finalize its position by the close of the Labor Day meeting. Finally, the Committee discussed “hot topics” in the area of computer and technology law, and highlighted its continued focus on producing additional content for the section in the coming bar year, including both written articles and CLE. At the close of the meeting, outgoing Chair Blickensderfer announced the new leadership of the Committee for the coming year.

Following his remarks on behalf of the Committee, as summarized in the above report, and with no further business to present, Mr. Maskow concluded his report.

D. Corporations, Securities & Financial Services (Note that this report was taken out of turn during the meeting of the Executive Council, but is being reported in these minutes consistent with the format of the meeting agenda for ease of reference)

Chair Schwartz provided the report of the Corporations, Securities & Financial Services. During his time, Chair Schwartz presented the following report on behalf of the Committee:

The Committee discussed primarily matters relating to past and upcoming work of the Committee. Philip Schwartz and Gary Teblum discussed the status of the Chapter 607 committee, both the “glitch bill” that has been presented to Governor DeSantis and upcoming work relating to appraisal and other matters. Robert Barron presented the status of the Opinions Committee. Lou Conti presented on LLCs and discussed Series LLCs. Gary Teblum then presented on the issues related to Chapter 48 and covenants not to compete. Andrew Schwartz and Will Blair discussed more future projects of the committee. Andrew Schwartz thanked the Committee for their work over the last two years during his time as Chair.

Following his remarks on behalf of the Committee, as summarized in the above report, and with no further business to present, Chair Schwartz concluded his report.

E. Intellectual Property Law

Mr. Jim Matulis provided the report of the Intellectual Property Law Committee. During his time, Mr. Matulis presented the following report on behalf of the Committee:

The Committee meeting included a presentation of a CLE on insurance coverage for trade secret claims. The Committee has not identified any issues for which we anticipate the need for proactive legislation in 2021. The Committee is happy to report that Judge Mary Scriven has agreed to serve as our Judicial Chair for next year, and Professor Jake Linford agreed to serve as our Faculty Chair for another year as well.

During the 2020 session, the Committee prepared a white paper about four related pieces of legislation involving trade secrets (CS HB 0801 & HB 0799 / SB 1532 & SB 1534) and also proposed edits to each of the bills. The Committee continues to remain vigilant for any future legislative issues that may involve IP.

The Committee was able to sunset one of its four legislative positions, and renewed the following three positions, subject to review and approval by the Legislative Committee and Executive Council:

A. Opposes changes that weaken contracts governed under current franchise laws and expand claims available under Florida's Unfair and Deceptive Trade Practices Act.

B. Supports legislation that defines blockchain technology in such a manner as to encourage innovation in the blockchain space without tying any statutory definition to a specific implementation of the technology.

C. Supports amending pending legislation relating to trade secret information to require Florida state agencies to inform potential bidders, vendors, service providers, contractors and/or others that may engage in business with state agencies that their submission of information to an agency may waive trade secret protection and to further require informed consent by potential bidders, vendors, service providers, contractors and/or others that may engage in business with the state agencies, in order to prevent inadvertent waiver of said trade secrets and potential litigation.

The 11th Annual IP Symposium (scheduled for April 16-17, 2020) was cancelled due to the pandemic, and the Bar was able to renegotiate the contract to allow the committee to host the Symposium on October 15-16, 2020 at the same location. The Committee will continue to monitor the situation and adjust as the date approaches.

Following his remarks on behalf of the Committee, as summarized in the above report, and with no further business to present, Mr. Matulis concluded his report.

F. Legislation

Chair Stein provided the report of the Legislation Committee. In his report, Chair Stein reported that two of the Section's bills, one related to Chapter 607 of the Florida Statutes and one related to UCRERA, passed the Florida Legislature and were awaiting signature by the Governor. Chair Stein reminded the Executive Council of the March start for the State of Florida's 2021 Legislative Session, and requested that all proposed legislation be prepared and submitted to the Legislative Committee prior to, or during, the Section's annual Labor Day Retreat.

Next, Chair Stein introduced discussion related to the Section's standing legislative positions, and indicated that each Committee within the Section had reviewed the Section's standing legislative positions and made recommendations to the Legislative

Committee regarding necessary revisions. The suggested revisions from each Committee were considered by the Legislative Committee and approved, subject to the approval of the Executive Council. Each suggested revision was then presented to the Executive Council, as detailed herein below, and a triple motion was made by Chair Stein to approve all standing legislative positions of the Section, as revised by the Legislative Committee after advice and input from the Section's Committees. Mr. Woody Pollack seconded Chair Stein's motion. Upon receipt of a second, Chair Brown called for a vote on Chair Stein's motion, which motion carried unanimously. The revised standing legislative positions of the Section, as unanimously approved by the Executive Council, are included as **Exhibit "B"** to these minutes.

Next, Chair Stein reported on the Section's existing contract with the Metz, Husband, and Daughton firm and related services provided by the Metz firm in respect of government relations and legislative consulting. Chair Stein reported that the Legislation Committee compares the current contract with the Metz firm to contracts in place between similarly situated sections of The Florida Bar and their respective governmental relations consultants. After presentation of the related analysis, Chair Stein made a motion that the Section's existing contract with the Metz firm be renewed for an additional year, with an amendment that would provide that the annual flat fee contained with the contract be raised from \$80,000 per year to \$90,000 per year. Chair Stein reported that the proposed annual fee increase was unanimously approved by the Legislation Committee. Chair Stein's motion received a second from Mr. James Moon. After receipt of a second, some discussion ensued regarding the Section's contract with the Metz firm and the proposed increase in the annual flat fee. After discussion, Chair Brown called for a vote on Chair Stein's motion. Chair Stein's motion carried unanimously.

With no further business to present on behalf of the Committee, Chair Stein concluded his report.

***Following the report of the Legislation Committee, Chair Brown introduced Mr. Gary Lesser, candidate for President-Elect of The Florida Bar. Following a brief introduction, Mr. Lesser provided a brief report on his candidacy.

VIII. Reports of Permanent and Other Committees

A. Bankruptcy Judicial Liaison

Ms. Stephanie Lieb, Chair of the Bankruptcy Judicial Liaison Committee, provided a brief report on behalf of the Committee which report included a brief discussion related to the three bankruptcy districts in the State of Florida and the status of technology resources and usage in each district.

B. Budget Committee

Ms. Kacy Donlon, Chair of the Budget Committee, indicated no further report beyond that which was presented earlier in the meeting.

C. Communications

Ms. Adina Pollan provided a brief report on behalf of the Communications Committee. In her report, Ms. Pollan indicated that the Communications Committee was looking into an overhaul of the Section's website and that the Committee had initiated requests for proposals to certain vendors. Further, Ms. Pollan indicated that new procedures were being created for Executive Council voting, when such voting is necessary outside of regularly scheduled meetings.

D. Continuing Legal Education

Mr. Matthew Horowitz provided a brief report on behalf of the Continuing Legal Education Committee. The Committee will continue to pursue opportunities available for virtual CLE under the current COVID-19 circumstances.

E. eDiscovery Committee

Mr. Zachary Catanzaro provided a brief report on behalf of the eDiscovery Committee. During the Committee's meeting, the Committee discussed the efforts of the Proposed Amendments to the Fla. R. Civ. P. Task Force and related matters. The Committee discussed the possibility of hosting a CLE focused on the differences between the Federal Rules of Civil Procedure and the Florida Rules.

F. Inclusion/Mentoring/Fellowships

Ms. Sara Paris provided a brief report on behalf of the Inclusion, Mentoring, and Fellowships Committee. With respect to the ongoing Fellows Program, Ms. Paris presented the following motion:

That the Executive Council approve an extension of the use of Fellowship funds earmarked for 2019-2020 for last year's fellows through and including June 30, 2021.

Upon receipt of a second from Mr. Greg Yadley, Chair Brown called for a vote on the motion. The motion carried unanimously.

Next, Ms. Paris reported that the Committee would be hosting networking events and virtual CLEs. In addition, Ms. Paris reported on the progress of the "Past-Chair" video project, mentoring subcommittee project. Lastly, Ms. Paris reported on the progress of the Committee's work related to CLE policies regarding diversity on panels. Ms. Paris indicated that a further report in this regard would be forthcoming during the annual Labor Day Retreat.

G. Labor Day Retreat

Ms. Paige Greenlee provided a brief report on behalf of the Labor Day Retreat Committee. Ms. Greenlee indicated that in light of COVID-19, many concerns had been raised related to the possibility of a 2020 Labor Day Retreat. Ms. Greenlee reported on the results of a survey taken related to the possibility of a 2020 retreat. Following this brief report, Ms. Greenlee made a motion to allow The Florida Bar to attempt to negotiate a complete cancellation of the Ritz Carlton contract for the Labor Day Retreat without financial penalty to the Section. Ms. Greenlee's motion was seconded by Adina Pollan. Upon receipt of the second, Chair Brown called for a vote on Ms. Greenlee's motion. The motion carried unanimously.

H. Long Range Planning

Mr. Greg Yadley, Chair of the Long Range Planning Committee, presented a brief report on behalf of the Committee and formally welcomed Mr. Jacob Brown to the Committee upon his completion of his duties as Chair of the Section.

I. Marketing, Promotions and Sponsorship

Mr. Stefan Rubin, Chair of the Marketing, Promotions and Sponsorship Committee, presented a brief report on behalf of the Committee. Chair Rubin indicated that the Committee continues to focus on revenue generation ideas for this year in light of the circumstances presented by COVID-19.

J. Membership

Ms. Dyanne Feinberg, Chair of the Membership Committee, presented a brief report on behalf of the Committee. Chair Feinberg discussed the Scholars Program, and talked about virtual events at law schools given the current COVID-19 related circumstances. Chair Feinberg indicated that “Zoom Events” will likely draw bigger crowds and referenced members with connections with groups such as CABA and FAWL as sources of potential new membership opportunities.

K. Opinion Standards – Robert Barron, Chair

Mr. Robert Barron, Chair of the Opinion Standards Committee, provided a brief report on behalf of the Committee. Chair Barron noted that the meeting of the Committee was well attended via Zoom. The Committee has completed the First Supplement to the Third Party Legal Opinion Customary Practice in Florida Report issued on December 3, 2011. The Committee will be working to update the references to the revised Chapter 607 - Corporation Act - which are contained in the Supplement. Once that work is finalized, the Committee will seek approval of the final First Supplement from the Executive Council and from the Real Estate Probate and Trust Section of the Florida Bar.

L. Pro Bono

Ms. Lynn Sherman, Chair of the Pro Bono Committee, provided a report on behalf of the Committee. As part of her report, Chair Sherman reminded everyone of the Section’s matching funds available with respect to members of the Executive Council who make commitments to become fellows in the Florida Bar Foundation. Discussion ensued regarding the importance of the Florida Bar Foundation.

Next, Chair Sherman introduced a discussion regarding IOTA Funds and the current operations of the Task Force on Distribution of IOTA Funds appointed by the Florida Supreme Court. Discussion among members of the Executive Council ensued. Mr. John Macdonald provided a detailed report regarding the issued being reviewed by the referenced Florida Supreme Court Task Force. Mr. Macdonald volunteered to chair any review committee, study group, or task force created by the Executive Council with respect to the IOTA Funds issue.

Following Mr. Macdonald’s presentation, Chair Sherman made the following motion:

That the Executive Council form a special pro bono task force for the purpose of analyzing and commenting on the work and recommendations of the Task Force on Distribution of IOTA Funds appointed by the Florida Supreme Court.

Chair Sherman’s motion received a second from Mr. Michael Higer. Upon receipt of a second, Chair Brown called for a vote upon Chair Sherman’s motion. The motion carried unanimously.

M. State and Federal Courts Liaison

Mr. Amir Isaiah, Chair of the State and Federal Courts Liaison Committee, provided a brief report on behalf of the Committee and noted that follow up programming by Zoom or other virtual means may be coming in the near future.

IX. Reports of Special Committees and Task Forces

A. Amicus Brief Guideline Subcommittee

No report.

B. Antitrust and Trade Regulation Subcommittee

No report.

C. Blockchain and Cryptocurrency Task Force

No report.

D. Business Courts Task Force

No report.

E. Chapter 607 Sub-Committee

Chair Schwartz reported that the Committee is working on additional updates to Chapter 607 and that a triple motion in that regard may be presented at the Labor Day Retreat.

F. Covid-19 Pandemic Recovery Task Force

Chair Valdes reported on the work of the Task Force, the multiple CLEs that had been created and presented, and requested responses to the most recent survey. Chair Brown commended the work of the Task Force.

G. Financial Literacy Task Force

Chief Judge Karen Specie provided the report on behalf of the Task Force and indicated that the work of the Task Force is important and ongoing. Mr. Jim Murphy supplemented Chief Judge Specie's report with additional information related to the ongoing work of the Task Force.

H. Health & Wellness Task Force

Chair Wasylik provided a brief report on behalf of the Task Force and reminded everyone of the new hotline available for attorneys in need.

I. Proposed Amendments to the Fla. R. Civ. P. Task Force

Chair Valdes provided a brief report on behalf of the Task Force noting that that Task Force was hard at work with respect to multiple proposed amendments to the Fla. R. Civ. P.

J. Proposed Amendments to the Rules for Certified and Court-Appointed Mediators Task Force

Chair Valori indicated no report on behalf of the Task Force, and recommended that the Task Force be disbanded.

K. Proposed Revisions to Chapter 48 (Services of Process) Task Force

Chair Bossa provided a brief report on the work on the Task Force, and indicated that no formal proposed legislation will be available by the Labor Day Retreat.

L. Scholar and Fellows Retention Task Force

Ms. Marianne Dorris presented a brief report on behalf of the Task Force. Ms. Dorris discussed a survey that was performed by the Task Force and then reported certain findings and highlights from the survey. After presentation of the survey results, Ms. Dorris made the following motion:

That the Section provide, in addition to the Fellowship annual stipend, a waiver of the Section registration fees for attending the following Section events: (i) the Judicial Liaison Dinner (approximately \$150); (ii) the Annual and Mid-Year/Winter Luncheons (approximately \$75); and (iii) the Labor Day Retreat (approximately \$550). The approximate amount of these registration fees totals \$ 775.00 for each participant and there are currently 14 Fellows. The estimated annual financial impact could be \$10,850.

Following the presentation of the motion, and receipt of a second from Mr. James Moon, discussion ensued. After discussion, Chair Brown called for a vote on the motion. The motion carried unanimously.

M. Uniform Commercial Real Estate Receivership Act (UCRERA) Task Force

Chair Murena advised of the passage of UCRERA through the Florida Legislature and that the Section is waiting on the Governor to sign the bill passed by the Florida Legislature.

N. Uniform Voidable Transfers Act (UVTA) Task Force

No report.

X. Reports of Section Liaisons

A. The Florida Bar Board of Governors

No report.

B. The Florida Bar Council of Sections

Mr. Phil Schwartz provided a brief update and reported that the Council of Sections discussed matters related to Sections within The Florida Bar taking political positions.

C. The Florida Bar Diversity & Inclusion Committee

No report.

D. The Florida Bar Real Property, Probate & Trust Law (RPPTL) Section

Mr. James Marx briefly reported on the remote online notary procedures in place and related matters.

E. The Florida Bar Young Lawyers (YLD) Division

Ms. Cherine Valbrun indicated no formal report, but did provide her congratulations to the new Section Fellows.

F. The Florida Institute of CPAs (FICPA)

Mr. Donald Workman reported that the FICPA/Bar committee will be meeting later this month virtually. Further, Mr. Workman reported that the group is still looking into whether or not a reception can/will be held in September. Lastly, Mr. Workman repeated the standing request for new members.

G. The Out-of-State Division of The Florida Bar

Mr. Larry Kunin reported that the out-of-state division will be meeting virtually June 19, 2020 and that new officers will be installed during the meeting. Mr. Kunin indicated that the Division's publication continues to grow. Mr. Kunin noted the Division's appreciation of Judge McEwen's efforts and Section's support of the newsletter.

H. The Working Group on Legal Opinions (WGLO)

No report.

XI. Other Reports

A. Chair's Report

Chair Brown provided a comprehensive report on the 2019-2020 Florida Bar year and his time as Chair of the Section.

B. Chair-Elect's Report

Chair-Elect Blanco provided a brief report on what she expects for the 2021-2022 Florida Bar year, and how she expects to handle various contingency plans in light of COVID-19.

XII. Good and Welfare

Following the reports of the Chair and Chair-Elect, the Executive Council closed the meeting with a video tribute to Chair Brown which was enjoyed by all.

XIII. Adjournment

Following the video tribute to Chair Brown, there being no further business to come before the Executive Council, the meeting was adjourned at approximately 5:30 p.m.

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Exhibit

C



**STANDING LEGISLATIVE POSITIONS OF THE FLORIDA BAR
BUSINESS LAW SECTION EXECUTIVE COUNCIL¹**

Bankruptcy / Uniform Commercial Codes / Debtor-Creditor Issues

1. In any proposed legislation regarding “Credit Counseling Services”, supports clear definitions and language to exclude licensed Florida attorneys, including bankruptcy attorneys who represent debtors, from the scope of the bills.
2. Opposes any amendment to existing Florida law governing real property foreclosures unless those amendments carefully preserve and protect the property rights and due process rights of the holders of interests in or affecting Florida real property.
3. Supports enactment of a separately credited financial literacy course as a prerequisite for high school graduation and a standard high school diploma, consistent with the requirements set forth in HB 367 and SB 212.
4. Supports amendments to the Uniform Fraudulent Transfer Act promulgated by the National Conference of Commissioners on Uniform State Laws (NCCUSL), which would amend the current Chapter 727, Uniform Fraudulent Transfers Act.
5. Supports the Bankruptcy Venue Reform Act of 2017 or any similar subsequent legislation.
6. Opposes amendments to Section 689.151, Fla. Stat. that would (1) permit an owner of personal property create a tenancy by the entirety by a direct transfer to the owner and the owner’s spouse, notwithstanding the absence of the required common law unities of time and title, and/or (2) change the presumptions to (a) require “clear and convincing” proof that TBE was not intended or created, and (b) create a “conclusive presumption” as to the “intent to create a tenancy by the entirety” when a spouse’s name is added to an ownership document.
7. Supports legislation to update and clarify Section 55.205, F.S., Effect of judgment lien, to explicitly cross- reference section 319.27, F.S.

¹ As approved by the Business Law Section Legislation Committee. On June 18, 2020, during the annual meeting of the Executive Council, these standing positions were presented to the Executive Council for approval.

Business Entities / Securities / Financial Services

1. Opposes legislation to impose income tax on limited liability companies and subchapter S corporations.
2. Opposes legislation that would transfer the functions of the Division of Corporations in the Department of State to the Department of Revenue.
3. Opposes “sunset” of the Division of Corporations of the Department of State.
4. Supports clarification of Florida Statutes, Section 213.758 "Transfer of tax liabilities" in order to streamline the transfers of businesses and stocks of goods.
5. Opposes changes to Ch. 607, F.S. which addresses the filing of biennial reports by domestic and foreign corporations.
6. Supports proposed legislation updating and modernizing the Florida Business Corporation Act (Chapter 607 of the Florida Statutes), harmonizing certain of those provisions with provisions in other Florida entity statutes, including within Chapters 605 and 620, and cleaning up certain glitches within such other Florida entity statutes.

Business Litigation / Alternative Dispute Resolution

1. Supports the replacement of word “files” and “filing” with “serves” and “serving” wherever they appear in subsection (1) of §768.79, the Offer of Judgment and Demand for Judgment Statute.

Intellectual Property / Computer Law

1. Opposes changes that weaken contracts governed under current franchise laws and expand claims available under Florida’s Unfair and Deceptive Trade Practices Act.

Judiciary / Administration of Justice

1. Supports adequate funding of the state courts' system, state attorneys' offices, public defenders' offices, and court-appointed counsel.
2. Supports legislation consistent with the Supreme Court of Florida’s certification of need for additional judges.
3. Supports adequate funding for civil legal assistance to indigent persons through the Florida Access to Civil Legal Assistance Act.

4. Opposes term limits for judges at any level of Florida's state court system.