

TRANSCRIPT OF PROCEEDINGS

COPY

LEGAL SERVICES CORPORATION

BOARD OF DIRECTORS

January 9, 1987

2:50 p.m.

Capitol Holiday Inn
Columbia Room
550 C Street, S.W.
Washington, D.C.

A P P E A R A N C E S

W. Clark Durant, III, Chairman
Robert A. Valois, Vice Chairman
Thomas F. Smegal, Member
Hortencia Benavidez, Member
LeaAnne Bernstein, Member
Lorain Miller, Member
Pepe J. Mendez, Member
Claude G. Swafford, Member
Basile J. Uddo, Member
Paul L. Eaglin, Member
Michael B. Wallace, Member

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P R O C E E D I N G S

1
2 CHAIRMAN DURANT: This is
3 the...we're going to call into session the Board
4 meeting of the Legal Services Corporation scheduled
5 for this date.

6 Is Mr. Bayly here? Oh, he went out. Well, Mr.
7 Baker, do we need a motion to close part of the Board
8 meeting?

9 MR. VALOIS: I would make a motion
10 that we proceed to Item 4 on the agenda before Items
11 1, 2 and 3.

12 CHAIRMAN DURANT: Is there a
13 second?

14 MRS. BENAVIDEZ: I second that.

15 CHAIRMAN DURANT: Any discussion?

16 All those in favor of proceeding with Item
17 Number 4, signify by saying Aye.

18 (Chorus of Ayes.)

19 CHAIRMAN DURANT: Opposed?

20 Ayes have it.

21 MR. MENDEZ: Will somebody make the
22 appropriate motion?

23 MRS. BENAVIDEZ: We just did.

24 CHAIRMAN DURANT: No, to close the
25 session.

1 MRS. BERNSTEIN: Well, I would just
2 move...

3 CHAIRMAN DURANT: Wait a second.
4 Bob, I'll follow your suggestion. Why don't we do
5 the other first.

6 MR. VALOIS: All right. Having just
7 moved to put Item 4...

8 MR. MENDEZ: But, let's finish this
9 thing off. Do the formal motion to close it.

10 MR. VALOIS: All right.

11 CHAIRMAN DURANT: All right.

12 MR. MENDEZ: Or do we have to do
13 that?

14 MR. BAKER: Yes, you need a vote to
15 close and Mr. Bayly needs to certify it and also I
16 might suggest that we delete number...Item Number 5,
17 because I don't believe that's going to be discussed
18 or any matters will be discussed under that in the
19 Executive Session.

20 MR. VALOIS: I make a further
21 motion to delete Item 5 from the agenda, which
22 appears to be unnecessary and to take a vote on the
23 closed nature of Item 4 and then revert to the
24 original order of the agenda.

25 CHAIRMAN DURANT: Is there a second

1 to that motion?

2 MRS. BENAVIDEZ: I second that.

3 CHAIRMAN DURANT: Any discussion?

4 All those in favor signify by saying Aye.

5 (Chorus of Ayes.)

6 CHAIRMAN DURANT: Opposed?

7 Motion carries.

8 MRS. BERNSTEIN: You need a role
9 call vote on the closing of the meeting. And this
10 would be closing the meeting for the reason listed in
11 the Public Board Book, but deleting the section that
12 would deal with litigation and investigatory matters,
13 which is, what, G and H? I forget. Whichever ones
14 deal with...

15 MR. MENDEZ: Let's just close it
16 for everything and we just won't discuss the other
17 ones.

18 MRS. BERNSTEIN: All right, that's
19 fine.

20 CHAIRMAN DURANT: Is there a motion
21 to do that then?

22 MRS. BERNSTEIN: Yes.

23 CHAIRMAN DURANT: And is there a
24 second?

25 MRS. BENAVIDEZ: Yes.

1 CHAIRMAN DURANT: And now role
2 call. Paul?

3 MR. EAGLIN: Yes.

4 CHAIRMAN DURANT: Basile?

5 MR. UDDO: Yes.

6 MRS. BENAVIDEZ: Yes.

7 MR. WALLACE: Yes.

8 MR. SMEGAL: Yes.

9 MR. MENDEZ: Yes.

10 MR. VALOIS: Yes.

11 MRS. BERNSTEIN: Yes.

12 MRS. MILLER: Yes.

13 MRS. SWAFFORD: Yes.

14 CHAIRMAN DURANT Yes. Okay, motion
15 carries.

16 MR. VALOIS: I move that we approve
17 the agenda, amended.

18 MRS. BENAVIDEZ: I second that.

19 CHAIRMAN DURANT: Any discussion?

20 MR. BAYLY: Mr. Chairman, if I may,
21 I'd like to certify that the closing for the
22 aforestated reasons is proper and is in compliance
23 with all statutory provisions. I will later reduce
24 the certification to writing.

25 CHAIRMAN DURANT: Thank you.

1 Mr. Valois, your motion?

2 MR. VALOIS: The motion to approve
3 the agenda has been seconded by Mrs. Benavidez.

4 CHAIRMAN DURANT: Okay. As amended.
5 And the minutes?

6 MRS. BERNSTEIN: Well, we need to
7 vote on that.

8 MR. WALLACE: We're going to do
9 that afterwards. That's why we...

10 CHAIRMAN DURANT: And the next item
11 on the agenda is the election of the Chairman and the
12 Vice Chairman?

13 MR. VALOIS: I call the question on
14 approval of the agenda.

15 CHAIRMAN DURANT: All those in
16 favor?

17 (Chorus of Ayes.)

18 CHAIRMAN DURANT: Opposed?

19 MR. VALOIS: I move to approve the
20 minutes of November of November 1st, 1986.

21 MRS. BENAVIDEZ: I second.

22 CHAIRMAN DURANT: All those in
23 favor signify by saying Aye.

24 (Chorus of Ayes.)

25 CHAIRMAN DURANT: Opposed?

1 MR. EAGLIN: I have to abstain, Mr.
2 Chairman, I wasn't there.

3 CHAIRMAN DURANT: Okay. Let the
4 record reflect, Mr. Eaglin is abstaining.

5 Next item is the election of Chairman and Vice
6 Chairman.

7 MRS. SWAFFORD: Mr. Chairman?

8 CHAIRMAN DURANT: Mrs. Swafford?

9 MRS. SWAFFORD: I move the election
10 of the Chairman to be Mr. Clark Durant, III.

11 CHAIRMAN DURANT: Is there a second
12 to that?

13 MR. MENDEZ: Second.

14 CHAIRMAN DURANT: Any other
15 nominations?

16 MR. WALLACE: Move nominations be
17 closed and that Durant elected by acclamation.

18 CHAIRMAN DURANT: All those in
19 favor?

20 (Chorus of Ayes.)

21 CHAIRMAN DURANT: Opposed.

22 The next item is the Vice Chairman.

23 Mr. Eaglin?

24 MR. EAGLIN: That was in
25 opposition.

1 CHAIRMAN DURANT: Okay. The next
2 item is the...

3 MR. SMEGAL: Mr. Chairman, I
4 abstain from the voting.

5 CHAIRMAN DURANT: Thank you, Mr.
6 Smegal.

7 The next item is the election of a Vice
8 Chairman. Is there any nomination?

9 MRS. MILLER: Robert Valois.

10 MRS. BERNSTEIN: I would second
11 that.

12 CHAIRMAN DURANT: Any other
13 nominations?

14 MR. SMEGAL: I have a question for
15 Counsel. In view of the fact that Mr. Valois' term
16 is expired as of July 13, 1986, is there any...

17 MR. BAYLY: Can't hear you.

18 MR. SMEGAL: In view of the fact
19 that Mr. Valois' term expired as of July 13, 1986, is
20 there any disability with him serving as Vice Chair
21 at this point...

22 MR. BAYLY: I can't think of any,
23 but I must tell you that I haven't thought about it
24 at any great length. However, Tim Baker seems to
25 have a thought here.

1 MR. BAKER: I don't know. I had to
2 do some research on that a while ago and
3 recess...well, holdover board members have the same
4 powers as other board members. There is no
5 liability...

6 MRS. BERNSTEIN: Thank you for
7 clarifying it.

8 CHAIRMAN DURANT: Any other
9 nominations?

10 MR. WALLACE: Move to close the
11 nominations and elect Mr. Valois by acclamation.

12 MR. MENDEZ: Second.

13 CHAIRMAN DURANT: All those in
14 favor signify by saying Aye.

15 (Chorus of Ayes.)

16 CHAIRMAN DURANT: Mr. Valois, nice
17 to have you again, sir.

18 The next item is to recess to go into closed
19 session for Item Number 4 on the agenda and we will
20 convene in the Mars Room in 38 seconds.

21 (WHEREUPON, the proceedings were recessed at 3:10
22 p.m.)
23
24
25

C E R T I F I C A T E

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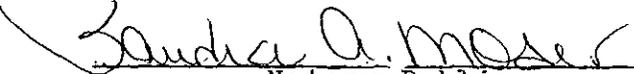
I, Sandra A. Moser, Notary Public for the State of Virginia At Large, do hereby certify that the foregoing was reported by stenographic and mechanical means, which matter was held on the date and at the time and place set out on the title page hereof, and that the foregoing constitutes a true and accurate transcript of same.

I further certify that I am not related to any of the parties, nor am I an employee of or related to any of the attorneys representing the parties, and I have no financial interest in the outcome of this matter.

GIVEN under my hand and seal this 13th day of January, 1986.

My Commission Expires:

December 3, 1989


Notary Public