

**DELAWARE STATE BAR ASSOCIATION**  
**LITIGATION SECTION MEETING – NOVEMBER 13, 2012**

Following advance and proper notice, the meeting was called to order at 12:05 p.m.

Present: Johnna Darby; David Felice; Ryan Connell; Joseph Bodnar; Barry Klayman;  
Douglas Cummings; Karl Randall; Christian Wright; Mary Duggan; Barry Guerke

Old business

- Speaker Series

The mission statement for the speaker series was presented and approved. At the January 2013 Section meeting, the sub-committee will present ideas for speakers and topics for subsequent meetings. Ideas discussed were possible general counsel and predictive coding.

- CLE for Upcoming Year

Doug Cummings reported that the DTLA recently did a program on Medicare set-asides. At this point, he recommends against pursuing this program topic.

Charles Slanina is available in December to do a one hour Ethics CLE. It will likely be either 12/19 or 12/20, depending on availability of other participants. The likely topic is Ethics in Deposition Practice.

- Cocktail Reception

The Wilmington Club is the likely venue. Potential head counts and costs were discussed. A motion was made and approved to ask the Executive Committee for permission to raise money through contributions. If this request is denied, other options to fund the event were discussed.

- Superior Court Judges' Preferences

Karl Randall reported that judges are working on draft preferences, but there is no present time table on when they will be complete.

- Rule 26 Change Proposal

Barry Guerke made a presentation to the Section regarding a proposed amendment to Delaware Superior Court Civil Rule 26. The proposal would align Delaware's rule with Federal Rule of Civil Procedure 26, which was recently changed by the ABA. Mr. Guerke reported that he presented the proposed amendment to the Kent County Advisory

Committee and the DTLA. A Motion was made and approved to provide Mr. Guerke with authority to state that the Section supported the amendment.

New business

- New Lawyers Section Golf Outing

The Litigation Section may assist the New Lawyers Section with its golf outing to benefit certain charities. David Dorey was tasked with reaching out to coordinate.

The meeting was adjourned at or around 1:15 p.m.

The Litigation Section's next meeting has been scheduled for January 15, 2013 at noon at the offices of The Darby Firm, LLC, 1105 North Market Street, Suite 1600, Wilmington, Delaware.

Submitted by:

Ryan P. Connell  
Secretary, DSBA Litigation Section