



BUSINESS LAW SECTION
OF THE FLORIDA BAR

EXECUTIVE COUNCIL WINTER MEETING AGENDA

January 18, 2024

I. Call to Order and Introduction of Carly Hopkins, new administrator and Tom Miller, Interim Section Administrator – Mark Stein, Chair

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
Will Blair
Leyza Blanco
Giacomo Bossa
Hon. Jay Brown
Michael Chesal
Robert Charbonneau
Christopher DeCort
Hon. Caryl Delano
Kacy Donlon
Jodi Dubose
Manuel Farach
Hon. Darrin Gayles
Hon. Gill Freeman (Ret.)
Paige Greenlee
Merrick Gross
Hon. Paul Hyman
Hon. Laurel Isicoff
Stephanie Lieb
Allison Leonard
Maxine Long

John Macdonald
Eli Mattern
James Matulis
Kathleen McLeroy
Hon. Catherine McEwen
James Moon
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
Greg Yadley

Recognition of Sponsors

The Section acknowledges the generous contribution of all its sponsors, including the following Legacy (\$15,000), Diamond (\$10,250), Sapphire (\$7,750) and Emerald (\$5,250):

LEGACY SPONSOR	DIAMOND SPONSORS	SAHPIRE SPONSORS	EMERALD SPONSORS
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III. Approval of Minutes from September 4, 2023 Executive Council Annual Meeting (Exhibit 1) – Peter Valori, Secretary

IV. Treasurer’s Report (Exhibit 2 Proposed 2024-2025 Budget – VOTING ITEM) – Stephanie Lieb, Treasurer

V. Reports of Substantive Law Committees

- A. Bankruptcy/UCC – Kenneth Murena, Chair; Adina Pollan, Vice Chair; Matt Hale, Second Vice Chair; Honorable Mindy Mora, Judicial Chair; Prof. Jeffrey Davis, Academic Chair
- B. Blockchain & Digital Assets Committee – Daniel Maland, Chair; Robert Kain, Vice Chair; Terry Sanks, Second Vice Chair; Honorable Lisa Munyon, Judicial Chair; Prof. Zachary Catanzaro, Academic Chair

- C. Business Litigation – Brian Barakat, Chair; Joe Van de Bogart, Vice Chair; Utibe Ikpe, Second Vice Chair; Honorable Edward LaRose, Judicial Chair (State); Honorable Darrin Gayles, Judicial Chair (Federal)
- D. Computer Law & Technology – Talia Boiangin, Chair; Michael Bittner, Vice Chair; Andrica Jasmine Alexander, Second Vice Chair; Honorable Julie Sneed, Judicial Chair; Prof. Vincenc Feliu, Academic Chair
- E. Corporations, Securities & Financial Services – Toni Tsvetanova, Chair; Vice Chair; Valeria Angelucci; Kelly Roberts, Second Vice-Chair; Prof. Stuart Cohn, Academic Chair
- F. E-Discovery & Digital Evidence Committee- Avery Chapman, Chair; Jude Cooper, Vice Chair; Chad Roberts, Second Vice Chair; Honorable William Matthewman, Judicial Chair; Prof. Zachary Catanzaro, Academic Chair
- G. Intellectual Property Law – Darren Spielman, Chair; Meredith Mendez, Vice Chair; Sean Combs, Second Vice Chair; Honorable Mary Scriven, Judicial Chair; Prof. Jake Linford, Academic Chair

VI. Reports of Standing Committees and Task Forces

- A. Amicus Brief Guidelines Subcommittee – Dineen Wasyluk, Chair; Honorable Edward LaRose, Judicial Chair
- B. Antitrust and Trade Regulation Subcommittee – Ilana Drescher, Chair; Honorable Edward LaRose, Judicial Chair
- C. Bankruptcy Judicial Liaison Committee – Marianne Dorris Chair; Honorable Roberta Colton, Judicial Chair
- D. Budget Committee – Stephanie Lieb, Chair
- E. Business Courts Task Force – Jon Polenberg and Honorable Gill Freeman, Co-Chairs; Amir Isaiah, Vice-Chair
- F. Chapter 48 Task Force – Giacomo Bossa and Jim Murphy, Co-Chairs
- G. Chapter 517 task Force – Will Blair, Chair; Roland Chase, Vice Chair; Prof. Stuart Cohn, Academic Chair
- H. Chapter 607 Sub-Committee – Philip Schwartz and Gary Teblum, Co-Chairs, Andrew Schwartz, Vice Chair
- I. Chapter 617 Task Force -- Toni Tsvetanova, Chair; Professor Stuart Cohn, Academic Chair

- J. CLE Committee- Luis Rivera, Chair; Katheleen DiSanto, Vice Chair; Dan Etlinger, Second Vice Chair; Honorable Caryl Delano, Judicial Chair
- K. Communications Committee- Crystal Potts, Chair; April Stone, Vice Chair; Deedee Bitran, Second Vice Chair; Honorable Paul Hyman, Judicial Chair
- L. Financial Literacy Task Force – John Hutton, Chair; Tara Trevorow, Vice Chair; Honorable Jacob Brown, Judicial Chair
- M. Health & Wellness Task Force – Kristina Feher, Chair,; Kayla Heckman, Vice Chair; Honorable Grace Robson, Judicial Chair
- N. Inclusion, Mentoring & Fellowship Committee – Kelly Roberts, Chair; Katherine Van de Bogart Vice-Chair; Nicole McLemore, Second Vice Chair; Honorable Lori Vaughan, Judicial Chair (Federal); Honorable Virginia Norton, Judicial Chair (State)
- O. Labor Day Retreat Committee- Jennifer Morando, Chair; Andy Layden, Vice Chair; Robert Charbonneau, Immediate Past Chair
- P. Legislation Committee – Robert Barron, Chair; Woody Pollack Vice Chair; Dineen Pashoukos Wasylik, Second Vice Chair
- Q. Long Range Planning Committee – Gregory Yadley, Chair; Honorable Mindy Mora, Judicial Chair
- R. Marketing, Promotions & Sponsorships Committee- Peter Maskow, Chair; Michele Moss, Vice Chair; Jim Matulis, Second Vice Chair
- S. Membership Committee- Juan Mendoza, Chair; Christina Taylor, Vice Chair; Zach Evangelista, Second Vice Chair; Honorable Karen Specie, Judicial Chair
- T. Opinion Standards Committee- David Peterson and Gary Teblum, Co-Chairs, Stefan Rubin, Vice-Chair
- U. Pro Bono Committee- Jim Moon, Chair; Tara Trevorow, Vice Chair; Raina Shipman, Second Vice Chair; Honorable Laurel Isicoff, Judicial Chair
- V. Restrictive Covenant Task Force – Brian Barakat, Chair; Zach Evangelista, Vice Chair
- W. Rules of Court –Russell Landy, Chair; Chris DeCort, Vice-Chair; Jodi Dubose, Second Vice-Chair; Honorable Darren Farfante, Judicial Chair (State); Honorable Melissa Damian, Judicial Chair (Federal)

- X. Scholar and Fellows Retention Task Force – Zach Hyman, Chair; Chris Broussard, Vice-Chair; Honorable Catherine McEwen, Judicial Chair
- Y. Series LLC Task Force – Louis Conti, Chair
- Z. State & Federal Courts Judicial Liaison Committee – Allison Leonard, Chair; Chris DeCort, Vice Chair; Honorable Lisa Walsh, Judicial Chair (State); Honorable Wendy Berger, Judicial Chair (Federal)
- AA. UCC Article 12 – Robert Kain, Michael Dunn and Jaime Leggett (Co-Chairs); Zachary Catanzaro, Judicial Chair
- BB. Uniform Commercial Real Estate Receivership Act (UCRERA) Task Force – Amanda Fernandez, Chair; Jodi Dubose, Vice Chair
- CC. Uniform Voidable Transfers Act (UVTA) Task Force – John Hutton, Chair; David Slenn, Vice Chair

VII. Reports of Section Liaisons

- A. The Florida Bar Board of Governors – Paige Greenlee
- B. The Florida Bar Continuing Legal Education – Luis Rivera
- C. The Florida Bar Council of Sections – Manny Farach
- D. The Florida Bar Diversity & Inclusion Committee – Lynn Sherman
- E. The Florida Bar Real Property, Probate & Trust Law (RPPTL) Section – James Marx
- F. The Florida Bar Young Lawyers (YLD) Division – Joseph Coleman
- G. The Florida Institute of CPAs (FICPA) – Donald Workman
- H. The Out-of-State Division of The Florida Bar – Lawrence Kunitz
- I. The Working Group on Legal Opinions (WGLO) – Philip Schwartz

VIII. New Business

IX. Other Reports

- A. Chair’s Report – Mark Stein
- B. Chair-Elect’s Report – Manny Farach

X. Good and Welfare

XI. Future Full Section Meetings

- A. Annual Meeting (Florida Bar): June 19-22, 2024 – Hilton Orlando Bonnet Creek

XII. Future Section Events

- a. Federal Securities Institute – February 15-16, 2024 (Tampa)
- b. Executive Council Retreat:
 - i. April 3-7, 2024 – Edinburgh, Scotland Main Trip
 - ii. April 8-13 – Scottish Highlands, Post Trip
- c. IP Symposium – April 11-12, 2024 (Orlando – JW Marriott Bonnet Creek)

XIII. Adjournment

THE FLORIDA BAR
Business Law Section
Budget/Financial Operations

Description	FY 23-24 Budget	Proposed FY 24-25 Budget
3001-Annual Fees	282,000	325,850
3002-Affiliate Fees	3,200	2,700
Total Fee Revenue	285,200	328,550
3301-Registration-Live	148,000	115,000
3321-Registration-Webcast	-	-
3331-Registration-Ticket	290,000	538,000
Total Registration Revenue	438,000	653,000
3351-Sponsorships	239,000	256,800
3391 Section Profit Split	170,000	35,000
3392-Section Differential	10,000	10,000
Other Event Revenue	419,000	301,800
3401-Sales-CD/DVD	-	1,000
Sales, Rents & Royalties Revenue	-	1,000
3699-Other Operating Revenue	-	-
Other Revenue Sources	-	-
3899-Investment Allocation	35,390	10,579
Non-Operating Income	35,390	10,579
Total Revenue	1,177,590	1,294,929
4111-Rent Equipment		-
4131-Telephone Expense	-	-
4133-Zoom Service	500	500
4134-Web Services	25,000	20,000
4135-Social Media	6,000	5,000
4301-Photocopying	1,900	1,200
4311-Office Supplies	700	550
4999-Other Office Expense		-
Total Staff & Office Expense	34,100	27,250
5031-A/V Services	14,500	17,500
5051-Credit Card Fees	11,825	18,071
5101-Consultants	150,000	150,000
Total Contract Services	176,325	185,571

5501-Employee Travel	19,677	15,790
5561-Judges Travel	45,238	68,300
5571-Speaker Travel	4,790	5,500
5599-Other Travel	4,128	6,000
Total Travel	73,833	95,590
6001-Post 1st Class/Bulk	500	500
6021-Post Express Mail	-	-
6231-Promotion Item/Giveaway	5,000	5,000
6301-Mtgs TFB Annual Meeting	42,000	42,000
6311-Mtgs General Meeting	40,000	35,000
6319-Mtgs Other Functions	219,000	220,000
6321-Mtgs Meals	230,000	240,000
6325-Mtgs Hospitality	50,000	145,000
6341-Mtgs Equip Rental	20,000	10,000
6361-Mtgs Entertainment	20,000	15,000
6399-Mtgs Other	80,000	-
6401-Speaker Expense	-	-
6451-Committee Expense	2,500	2,500
6531-Brd/Off Special Project	2,500	2,500
7001-Grant/Award/Donation	15,000	15,000
7011-Scholarship/Fellowship	50,000	50,000
7999-Other Operating Exp	40,000	20,000
8901-Eliminated IntFund Exp	-	-
Total Other Expense	816,500	802,500
8011-Administration CLE	20,000	23,650
8021-Section Admin Fee	103,965	106,763
8101-Printing In-House	7,800	7,500
8121-Graphics & Arts	-	-
8131-A/V Services	-	-
8141-Journal/News Service	2,600	2,600
8171-Course Approval Fee	1,000	1,000
8901-Eliminated IntEnt Exp	-	-
Total Admin & Internal Expense	135,365	141,513
9692-Transfer Out-Council of Sections	500	500
Total InterFund Transfers Out	500	500
Total Expense	1,236,623	1,252,924
Beginning Fund Balance*	223,334	126,334
Plus Revenue	1,177,590	1,294,929
Less Expense	1,236,623	1,252,924

Net Operations	(97,000)	42,006
Ending Fund Balance	<u>126,334</u>	<u>168,340</u>
% EFB to Annual Expenses	10%	13%

** Revised to actual once FY closed*

Business Law Section of the Florida Bar
Executive Council Meeting Minutes
September 4, 2023
8:30am-12:30pm
Ritz Carlton – Naples, Florida

I. Call to Order

Mark Stein, Chair of The Business Law Section of The Florida Bar, duly called the September 4, 2023 Executive Council Meeting to Order at approximately 8:34 a.m. The attendance list for the meeting is attached as **Exhibit 1**.

II. Commitment to Pro Bono Service

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

III. Florida Bar Foundation Endowment Trust

Chair Stein explained 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.

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Christopher DeCort
Hon. Caryl Delano
Kacy Donlon
Jodi Dubose
Manuel Farach
Hon. Gill Freeman (Ret.)
Paige Greenlee
Hon. Paul Hyman
Hon. Laurel Isicoff
Stephanie Lieb
Allison Leonard
Maxine Long
John Macdonald
Eli Mattern
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
 Greg Yadley
 Jim Moon

IV. Recognition of Sponsors

Chair Stein recognized The Section acknowledges the generous contribution of all its Sponsors including the following Legacy (\$15,000), Diamond (\$10,250), Sapphire (\$7,750) and Emerald (\$5,250) Sponsors and the following Retreat Sponsors:

LEGACY SPONSOR	DIAMOND SPONSORS	EMERALD SPONSORS
Michael Moecker & Associates	Berger Singerman Real Advice SAPPHIRE SPONSORS Buchanan Berkowitz Pollack Brant Eisner Amper Nelson Mullins Florida Appeals	Agentis Barakat & Bossa CRA Clark Partington Dal Lago Law Edelboim Lieberman Revah Gray Robinson John Webb Legal Group Johnson Newlon & DeCort Kaufman Rossin Meland Budwick Rasi Sequor Law Shuker & Dorris Shutts Taylor English Truist Underwood Murray

Retreat Sponsors – Naples 2023

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V. Approval of Minutes from June 22, 2023, Executive Council Meeting

The minutes for the June 22, 2023 meeting and are attached as **Exhibit 2** to the agenda. A motion to approve the minutes was made by Dineen Wasylik, and seconded by Brian Barakat. There was no discussion, and motion carried unanimously.

VI. Treasurer's Report

Treasurer Stephanie Lieb provided her Report (Exhibit 3 Recent Financials and Exhibit 4 Reimbursement Policy to the agenda). A motion to approve the financial report was made by Stephanie Lieb and seconded by Allison Leonard. Following a discussion, the report was unanimously approved.

VII. Triple Motions

Will Blair, Prof. Cohn, and Greg Yadley addressed the need to update Chapter 517 and the policy considerations which underly proposed changes.

Will Blair then moved the Council to approve the following:

a. Chapter 517 Task Force (Exhibit 5 – Draft Bill and White Paper)

RESOLVED, that the Florida Bar Business Law Section (the "Section") supports proposed legislation updating and modernizing Chapter 517 of the Florida Statutes – The Florida Securities and Investor Protection Act (the "Proposed Legislation"), substantially in the form of the draft legislation, dated as of August 4, 2023, presented to the Executive Council of the Section, and subject to such further changes as are deemed appropriate and approved by the Chapter 517 Task Force and the Executive Council of the Section; and it is further

RESOLVED, that the Proposed Legislation: (1) Is within the Section's subject matter jurisdiction as described in the Section's bylaws; (2) Either is beyond the scope of the bar's permissible legislative or political activity, or is within the bar's permissible scope of legislative or political activity and the proposed Section position is consistent with an official bar position on that issue; and (3) Does not have the potential for deep philosophical or emotional division among a substantial segment of the bar's membership.

The motion was seconded by Judge LaRose. Following a vote, the motion was approved. The judges and government employees abstained.

Phil Bates provided the following report and moved the Council to approve the following:

b. Chapter 607 Subcommittee (Exhibit 6 – Draft Bill and White Paper)

RESOLVED, that the Florida Bar Business Law Section (the "Section") supports proposed legislation addressing changes and updates to Chapter 607, Florida Statutes, the Florida Business Corporations Act, primarily including the addition of provisions addressing ratification of defective corporate actions and overissuances of securities, substantially in the form of the draft legislation, draft current draft as presented to the Executive Council of the Section, and subject to such further changes as are deemed appropriate and approved by (i) the Chapter 607 Subcommittee, and (ii) the Executive Committee of the Section; and it is further

RESOLVED, that the Proposed Legislation: (1) is within the Section's subject matter jurisdiction as described in the Section's bylaws; (2) either is beyond the

scope of the bar's permissible legislative or political activity, or is within the bar's permissible scope of legislative or political activity and the proposed Section position is consistent with an official bar position on that issue; and (3) does not have the potential for deep philosophical or emotional division among a substantial segment of the bar's membership.

Andrew Schwartz seconded the motion. The motion was approved. The judges and government employees abstained.

VIII. Reports of Substantive Law Committees

Chair Stein requested that a how-to playbook be prepared by each committee and that each committee designate a liaison to IMF, CLE, and Pro Bono committees.

A. Bankruptcy/UCC – Kenneth Murena, Chair; Adina Pollan, Vice Chair; Matt Hale, Second Vice Chair; Honorable Mindy Mora, Judicial Chair; Prof. Jeffrey Davis, Academic Chair

Ken Murena reported the following:

The Bankruptcy/UCC Committee met at 9:00 a.m. on Saturday, September 1, 2023. The meeting began with introductions by Chair Murena and approval of the minutes from the prior meeting at the Annual Meeting in June. Vice Chair Pollan then updated the Committee on the legislative review subcommittee and its review of recent proposed legislation from RPPTLS. Members of the Committee discussed the status of various legislative initiatives. For 2024, the Committee will again seek to pass the Warehouse Lien Amendments and Judgment Lien Amendments approved by the Executive Council. The Committee is also looking for a sponsor and a vehicle to bring the FDUTPA amendment approved by the Executive Council before the Legislature.

The Committee has several legislative initiatives it is working on and monitoring with an eye towards 2025, including Article 12 and UCRERA. The Committee has 5 active Study Groups. One Study Group is analyzing avenues to fix Florida's Secured Transactions Registry in response to a recent Eleventh Circuit case. Another Study Group is reviewing a recently passed Commercial Financing Disclosure law to decide if a glitch bill may be needed. A Study Group was recently formed to review the report and work product prepared by the Article 12 Task Force and the impact of the amendments to the rest of the UCC necessary to incorporate new Article 12. And, the ABC glitch bill study group is remaining intact to review a potentially forthcoming uniform ABC Act. Finally, the Committee's Motor Vehicle Exemption Study Group continues to consider proposed legislation to change the exemption limit.

The Committee is also monitoring various State and Federal legislation that touch on issues relevant to the Committee.

The Committee heard reports from liaisons to other BLS Committees, the local bankruptcy bar associations across the State, and liaisons to other organizations. Highlights include updates from John Hutton on Financial Literacy programs and a report from Bob Charbonneau regarding the Commercial Law League of America regarding, among other things, the status of making permanent the Subchapter V debt limits and lobbying efforts after which a lively discussion ensued.

The Committee promoted upcoming CLE programs of this Committee, including the Judge Michael G. Williamson View from the Bench in November 2023, and other Committees of the Section, and appointed a liaison to the CLE Committee.

The meeting concluded with a CLE program on Litigating Confirmation Issues in Subchapter V Bankruptcy Cases, sponsored by Shuker & Dorris, P.A., featuring Judge Roberta Ann Colton, Megan W. Murray, and Amy Denton Mayer, and moderated by R. Scott Shuker.

2024 Legislative Items:

Judgment Lien Amendments - ready to go

Warehouse Lien Amendments - ready to go

FDUTPA fix (Deceptive and Unfair Trade Practices Act) Fla. Stat. § 501.207(3) - need sponsor and vehicle

Other Committee Legislation:

Chapter 517 Amendments - presentation from the Chapter 517 Task Force proposing legislation that updates and modernizes Chapter 517 of the Florida Statutes

Possible Future Legislation:

UCC Article 12 - presentation from Robert Kain on behalf of Article 12 Task Force

UCRERA - not doing anything

Legislation Monitoring - State and Federal Bills:

State Legislation

Foreclosure Notice Bill - waiting to hear back from AG on when she is seeking sponsor - AG's office does not want to push it until the foreclosure rates were up.

Motor Vehicle Exemption Bill - report from Study Group

Federal Legislation

Bankruptcy Venue Reform Act - need more sponsors

Legislation affecting Student Loans

Legislation on Exemptions

Legislation on Health Savings Accounts

Study Groups - 5 Active:

UCC Article 9 - Formed following the 11th Circuit decision in the case *In re NRP Lease Holdings, LLC*, 50 F.4th 979 (11th Cir. 2022) which held that under Florida law, because the Florida Secured Transaction Registry did not employ “standard search logic” for searches of financing statements. In answering the 11th Circuit’s certified questions, the Florida Supreme Court in 1944 *Beach Boulevard, LLC v. Live Oak Banking Co.*, 346 So.3d 587, 593 (Fla. 2022) adopted “the definition of ‘standard search logic’ accepted in the secured transactions industry.

Commercial Financing Disclosure Law - Product Brokers & Providers - Study group is looking at this new law (passed this year) and what is happening with Revenue Based Financing in Florida and nationwide and is preparing a position paper regarding a possible legislative proposal to address definition of “business,” “business purpose transaction,” “accounts receivable purchase transaction,” the Attorney General as the “exclusive” authority to enforce legislation.

UCC Article 12 - formed to study issues identified in proposed Amendments regarding certain terminology used, and how it cross-references and affects other Florida Statutes

Motor Vehicle Exemption Study Group

ABC Study Group - remains intact following “glitch bill” amendments that passed this year to monitor potential movement relating to model Assignment for the Benefit of Creditors Act

Reports from Liaisons to other BLS Committees and Associations outside BLS

Communications

CLE

IMF

Financial Literacy

Membership

Pro Bono

Regional Bankruptcy Bar Associations

ABI

Commercial Law League of America

Florida Institute of CPAs

Out of State Division Newsletter

CLE - Litigating Confirmation Issues in Subchapter V Bankruptcy Cases:

Produced by Mariane Dorris and Scot Shuker with a terrific panel featuring Judge Colton, Meagan Murray, Amy Denton Mayer, and Scott Shuker as the moderator - The program examined the most commonly litigated confirmation issues in a Subchapter V Bankruptcy Case with a focus on evidence needed to support or oppose confirmation.

B. Blockchain & Digital Assets Committee – Daniel Maland, Chair; Robert Kain, Vice Chair; Terry Sanks, Second Vice Chair; Honorable Lisa Munyon, Judicial Chair; Prof. Zachary Catanzaro, Academic Chair

Robert Kain reported the following:

The Blockchain and Digital Assets (“BDA”) Committee met on September 2, 2023, and engaged a discussion as to numerous topics.

Article 12: The BDA Committee was given a report on the UCC Article 12 legislative effort. The ULC proposed Article 12 establishes a basic framework creditors to perfect their security interests in the debtor’s digital assets with via a controllable electronic record, or CER. In addition to new Art. 12 (proposed F.S. 669), the ULC (Uniform Law Commission) has revised Article 9, secured transactions, to mirror Art. 12’s CER framework. Several members of the BDA Committee are Art. 12 Task Force members. F.S. 669 (Art. 12 + 9) is 120 pages but lacks a legislative sponsor. Materials available on the BLS website. The Art. 12 Whitepaper is nearly complete.

CLE: The BDA committee co-sponsored a two-hour Art. 12 CLE at the annual meeting.

Liaisons: Zev Chesal accepted the liaison position to the Pro Bono Committee, Donna Rinck accepted the liaison position to the CLE Committee and Woody Pollack accepted the liaison position to the Legislative Committee. Additional liaisons are needed for the IMF and the Communications Committees.

Case Law Update: *Ripple v. SEC*. The SDNY recently ruled that the cryptocurrency RIPPLE coin XRP was not a security because the coin was sold on an exchange to buyers who had no information about the sellers (a blind bid/ask) and there was no expectation of profit based on the efforts of others (the Howey in the Hills test). The SEC is seeking an interlocutory appeal on the issue. The Judge did find that written agreements between Ripple and institutional investors were securities. (Pooling agreements). Ripple also had deals with employees and service providers where they would be paid with tokens (employee compensation). Judge found employee compensation was not a security. Ripple made no commitments that they would actively promote the coin. The Court found that as to employee compensation there was no expectation of profit based on the efforts of others.

Federal Regulation: Fed offered additional regulatory guidance to state regulated banks. Novel uses of technology require vigilance.

Future of Blockchain: Potential other use cases: (1) Alex: cross border real estate transactions. Timeshares can track fractionalizing interests in real property.

Winter CLE: Florida Blockchain Association. Specialized courts: Delaware continues to operate focused on Delaware corporate law. Florida deserves a court that specializes in highly technical fields. Texas is trying to back crypto with gold/silver.

C. Business Litigation – Brian Barakat, Chair; Joe Van de Bogart, Vice Chair; Utibe Ikpe, Second Vice Chair; Honorable Edward LaRose, Judicial Chair (State); Honorable Darrin Gayles, Judicial Chair (Federal)

Brian Barakat reported the following:

Legislative Update

1. Came off without a hitch. Thank you to Manny Farach, Aimee Diaz Lyons and Calbrail Banner for putting in the heavy lifting on this class. It went very well. We are fortunate to have the participation of Secretary Byrd and Senator Martin.

Change in the Number of Judicial Circuit's.

1. I have provided the website and the publicly available material in the Biz Lit agenda, I'll make sure they get to Peter for the minutes of this meeting.
 - a. <https://www.flcourts.gov/Administration-Funding/Court-Councils-Commissions-and-Committees/Judicial-Circuit-Assessment-Committee>
2. This was spearheaded by Paul Renner, the Speaker of the House.
 - a. Ostensibly the group was proposed to create efficiencies by consolidating smaller circuits.
3. This was discussed by Lisa Walsh at Lunch and briefly by our committee. I had a meeting with Carlos Martin the Public defender from the 11th Judicial circuit.
4. It is clear that this is in the nature of a political action, but the function of it is unclear.
5. There have been several comments against the idea. No independent comments have come out in favor of the proposal. Most of them say that Florida in fact has comparatively few judicial circuits, comparatively few elected prosecutors, particularly when evaluated in terms of population.
6. While I don't think there's any world where the Circuits are consolidated, the rule empowers the studying body to reduce or increase the number of circuits. I suspect there's a greater likelihood of the group recommending to break up the metropolitan areas into multiple circuits than consolidating the small circuits.
7. So, we will monitor this issue as it moves forward and report back in the summer.

Restrictive Covenants

There are two further amendments to the restrictive covenants statute proposed to limit the applicability of restrictive covenants to physicians. There have been comments that this should not apply in the context of the sale of a business. The committee will meet to develop a comment.

Private Judges

After Biz Lit Retired Judge Fine met with me and suggested that he wanted to provide a rewrite of the private judge statute, which I understand from Mr. Polenberg has been attempted without success in the past. Judge Fine's proposition is that the statute does not provide procedure and direction to the existing state framework to work with Private Judges. I understand that to be precisely where it blew up the last time. So, it's fair to say there is a need, if

not a will. So, I've proposed a study group to evaluate if this is legislation we want to support. Allison Leonard has already agreed to be on, not lead, but be on the committee. So, if you want to be on a committee that Alison is not yet leading, this is your chance.

D. Computer Law & Technology – Talia Boiangin, Chair; Michael Bittner, Vice Chair; Andrica Jasmine Alexander, Second Vice Chair; Honorable Julie Sneed, Judicial Chair; Prof. Vincenc Feliu, Academic Chair

Talia Boiangin reported the following:

The committee approved its minutes, review and update on the activities of the last legislative Session, received a blockchain law update, discussed hot topics, including privacy and AI, discussed, USPTO policies regarding works generated by AI, received and update from Judicial Chair Judge Sneed regarding AI concerns, and received a CLE presented by Michael Bittner and Andrica Alexander regarding Consumer and Employee Rights.

E. Corporations, Securities & Financial Services – Toni Tsvetanova, Chair; Vice Chair; Valeria Angelucci; Kelly Roberts, Second Vice-Chair; Prof. Stuart Cohn, Academic Chair

Toni Tsvetanova reported the following:

The Corporations, Securities & Financial Services Committee (CSFS) had a productive and well-attended meeting (over 60 attendees). The following actions took place.

CSFS discussed the proposed legislation by the Series LLC Task Force, the Chapter 517 Task Force and the Chapter 607 Subcommittee. There were no questions in connection with the materials circulated. The Chapter 517 Task Force and the Chapter 607 Subcommittee triple motions in connection with such proposed legislation were unanimously approved by the CSFS.

Chapter 617 Task Force provided an update on its progress to date, which continues at a steady pace.

The Opinion Standards Committee plans to meet virtually after the ABA Opinions Committee meets in September after the Labor Day Retreat.

CSFS was addressed by Judge Mora and Robert Kain in connection with the proposed legislation by the UCC Article 12 Task Force. CSFS may be interested in some of the work being done by the task force and might consider a study group to look into certain of the proposed revisions. Robert Brighton, who is already involved with the UCC Article 12 Task Force, expressed interest and will follow up on next steps.

CSFS discussed a number of potential CLEs that the committee will be exploring further.

It was noted that the RPPTL Section is proposing revisions to the Florida Uniform Disposition of Community Property Rights at Death Act and that materials were circulated for CSFS review.

The January and June meeting minutes of the CSFS were approved.

Kaufman Rossin presented an engaging CLE on the following topic: “Updates from a forensic accountant & valuation perspective: the Surfside building collapse & others.” - February 15 and 16, 2024 – Federal Securities CLE

F. E-Discovery & Digital Evidence Committee- Avery Chapman, Chair; Jude Cooper, Vice Chair; Chad Roberts, Second Vice Chair; Honorable William Matthewman, Judicial Chair; Prof. Zachary Catanzaro, Academic Chair

Avery Chapman reported the following:

1. Avery has been on the Working Group of the new Rule Committee to draft a Comment from BLS to the CPRC’s proposed rules. Avery integrated EDDEC’s proportionality concerns into the drafting of the Comment.
2. The Committee did also pass a motion supporting the Rules of Court Working Group’s draft Comment to the CPRC’s proposed rules containing changes to the Civil Rules.
3. This was a follow-up, planning meeting to our June 2023 meeting at The Florida Bar Convention, where we also presented our 4 hours CLE.
4. The plan is to present several CJE’s to judges of various circuits, as well as presenting the CLE we provide each annual Bar Convention. We are currently formulating the curriculum for the CLE and, for the CJE, as well as a Bench Book handout for the judges regarding electronic discovery and digital evidence.

G. Intellectual Property Law – Darren Spielman, Chair; Meredith Mendez, Vice Chair; Sean Combs, Second Vice Chair; Honorable Mary Scriven, Judicial Chair; Prof. Jake Linford, Academic Chair

Darren Spielman reported the following:

The committee is full steam ahead on planning for the IP Symposium, which is formally scheduled for April 11-12, 2024 at the JW Marriot in Orlando. The committee’s Board Certification Study Materials Task Force further advancing the creation of a study guide for the IP certification exam. There are currently 133 IP Board Certified Attorneys. The Committee’s Florida Trademark Statute Task Force is pushing forward with potential new Statute Proposal to amend the Florida Trademark Statute which may be ready for a triple motion by next summer. The committee reviewed and discussed recent law.

IX. Reports of Standing Committees and Task Forces

A. Amicus Brief Guidelines Subcommittee – Dineen Wasylik, Chair; Honorable Edward LaRose, Judicial Chair

Dineen Wasylik addressed the issues of guidelines for amicus briefing the comment period for current issues.

B. Antitrust and Trade Regulation Subcommittee – Ilana Drescher, Chair; Honorable Edward LaRose, Judicial Chair

Ilana Drescher addressed the following matters of discussion and interest:

Mergers & Acquisitions – Updates and activity
Enforcement Actions -
Plaintiff's representation by Florida lawyers
Attendance by scholars at meetings and doing a primer on career in antitrust
Requests by scholars to come to law schools and discuss antitrust

C. Bankruptcy Judicial Liaison Committee – Marianne Dorris Chair; Honorable Roberta Colton, Judicial Chair

Marianne Dorris provided a report which address the Committee's discussion of Factors retainer Chapter 11 and preexisting conditons and Ediscovery as topic of interest and discussion of the committee.

D. Budget Committee – Stephanie Lieb, Chair

No report

E. Business Courts Task Force – Jon Polenberg and Honorable Gill Freeman, Co-Chairs; Amir Isaiah, Vice-Chair

No report

F. Chapter 48 Task Force – Giacomo Bossa and Jim Murphy, Co-Chairs

Jim Murphy reported that the Task Force had a productive and well-attended meeting on Friday, September 1. Most of the members attended the meeting virtually by Zoom. The Task Force continued its discussion about possible amendments to sections 48.161 and 48.181, Florida Statutes, that address substituted service on the Florida Secretary of State and began consideration of proposals by the Florida Association of Process Servers (FAPPS) to further amend various other provisions of Chapter 48. Mr. Murphy asked for all EC members to report to the Task Force co-chair Giacomo Bossa or to him any problems or difficulties that they or any members of their firms were experiencing in service of process under the 2022 statutory amendments and to send along any judicial decisions of which they became aware that applied or interpreted the amendments. The Task Force plans to submit a proposed glitch bill to the BLS Executive Council by the Labor Day Retreat next year.

G. Chapter 517 task Force – Will Blair, Chair; Roland Chase, Vice Chair; Prof. Stuart Cohn, Academic Chair

No report.

H. Chapter 607 Sub-Committee – Philip Schwartz and Gary Teblum, Co-Chairs, Andrew Schwartz, Vice Chair

See above report.

I. CLE Committee- Luis Rivera, Chair; Katheleen DiSanto, Vice Chair; Dan Etlinger, Second Vice Chair; Honorable Caryl Delano, Judicial Chair

Luis Rivera reported the following:

At its meeting on September 1, 2023, the CLE Committee approved a one-page “How To” checklist to assist the substantive committees in organizing CLE programming. The checklist will be submitted to the Section Administrator for final review and then posted on the Committee website for use by substantive committees. Consistent with Leadership’s directive, the Committee encourages each of the substantive committees to appoint a liaison to the CLE Committee, who should attend CLE Committee meetings and coordinate programming with the Committee. Lastly, while the pipeline is starting to stack up, the CLE Committee requests all substantive committees encourage the submission of articles for publication in The Florida Bar Journal.

J. Chapter 617 Task Force - Toni Tsvetanova, Co-Chair; Prof. Stuart Cohn, Co-Chair/Academic Chair

Toni Tvestenova reported the following:

Chapter 617 Task Force met on Friday. There were over 25 attendees. Several scholars joined the meeting as well. The members present introduced themselves. The Task Force then continued with the report of one of its subgroups that is reviewing proposed revisions to the dissolution provisions of Chapter 617. The Task Force continues to make good progress, meets approximately every two weeks, and aims to be able to present proposed legislation for the 2025 legislative session.

K. Communications Committee- Crystal Potts, Chair; April Stone, Vice Chair; Deedee Bitran, Second Vice Chair; Honorable Paul Hyman, Judicial Chair

April Stone reported the following:

Our meeting was well attended. We discussed getting the Fellows more involved with writing articles and blogs. We discussed content for the October newsletter. October is Pro Bono month. We plan on reaching out to the BLS Pro Bono Award recipients and Judge Isicoff for a write-up on how they became involved in promoting pro bono and how it has impacted their lives. We also discussed interviewing the current BLS chair and past BLS chairs about their time in BLS. We have a few more “Better Know a Judge” interviews to conduct, including interviewing Judge Kimball. We also would like to spotlight our members about a case that they have concluded (excluding any confidential or privileged information) that they are most proud of. We think this would help to acknowledge the work that our members do and to keep us updated about the types of cases our members handle, which could lead to referrals to each other. Lastly, we discussed an update to the BLS website where a module will automatically import and update our membership list based on the file we receive from The Florida Bar. Currently, Tracey Eller is manually updating the BLS membership list. The estimated cost of this update is \$900, give or take \$100.

L. Financial Literacy Task Force – John Hutton, Chair; Tara Trevorrow, Vice Chair; Honorable Jacob Brown, Judicial Chair

John Hutton addressed the following in his report:

Financial Literacy act – High school students are now taking a mandatory course as a requirement to obtain a diploma

Military Financial Wellness summit – is now state-wide -

Judge Brown - Jacksonville
Judge McEwen - Tampa
Judge Specie- Pensacola
Judge Isicoff- Miami

This issue of funding/additional funding was addressed. \$5000 of funding was previously approved. John Hutton moved to approve \$15,000 additional funding, and Jim Moon seconded the motion. Following a discussion, and an amendment that the funds were conditioned on availability, the motion carried.

Judge Walsh addressed funding and assistance for refugee Afghan judges.

M. Health and Wellness – Kristina Feher, Chair; Kayla Heckman, Vice Chair; Honorable Grace Robson, Judicial Chair

Kristina Feher reported the following:

The Task Force discussed a possible CLE by Rochelle Gapere and the timing, scheduling, and cost of the speaker. Based on discussions with EC, there may be funding and the timing of the

CLE may be best suited for the Annual Convention meeting. Ms. Gapiere's presentation would cover Maintaining Happiness, Managing Conflict and High-Stress Situations Without Sacrificing Happiness, and Routines and Practices That Promote Happiness.

The Task Force also discussed a virtual panel of bar leaders and judges to discuss how they practice health and wellness in the practices and lives.

Before the next meeting, we will:

Schedule two webinars, including reviewing calendars and scheduling with CLE chairs.

Coordinate with 2024 BLS Annual Chair to discuss possible programming for annual convention, funding, and scheduling options.

Coordinate with 2024 Labor Day Retreat Chair to discuss possible programming for next year's retreat.

N. Inclusion, Mentoring & Fellowship Committee – Kelly Roberts, Chair; Katherine Van de Bogart Vice-Chair; Nicole McLemore, Second Vice Chair; Honorable Lori Vaughan, Judicial Chair (Federal); Honorable Virginia Norton, Judicial Chair (State)

Kelly Roberts reported the following:

The IMF meeting had over 50 attendees and was standing room only, including most current Fellows, the IMF Subcommittee chairs, and Scholars. During the meeting, the following matters were discussed:

June meeting minutes were approved.

The BLS Bootcamp and charge to draft a playbook for the IMF Committee was discussed. Goal set to draft and have a near-final copy available for circulation and review at the January meeting and a finalized version ready for the next turn of leadership and next Bootcamp. Encouraged all Fellows to watch the Bootcamp program that is available via record video that is available on the BLS website.

Diversity Equity and Inclusion subcommittee is charged with working with past chairs and subcommittee members to update the BLS Diversity Committee Strategic Plan from 2011 before the next Annual meeting to present to the Executive Council and leadership.

CLE Diversity Policy is in place but is not being used. Diversity Equity and Inclusion subcommittee is charged with contacting the Substantive Committees to reengage and get a list of the planned CLEs.

Networking subcommittee planned a Dine Around for the Fellows and have an upcoming brown bag planned in September in Judicial Chair Judge Vaughn's Chambers in Orlando. Researching the viability of having regional events for Fellows between Section meetings.

Mentor/Mentee subcommittee is working with co-chair of the Florida Bar Counsel-to-Counsel mentorship program to include BLS and use for Fellows.

New Business: Discussion of Florida Supreme Court, on its own motion, amended the current CLE rule to remove "bias elimination" from that previous rule requiring "[a]t least 5 of the 33 credit hours must be in approved legal ethics, professionalism, bias elimination, substance abuse, or mental health and wellness programs."

A CLE presentation regarding "Building Your Career: From Resume to First Chair & Beyond" followed the meeting. After the CLE, IMF organized a match game during the Fellows and Scholars Welcome Reception that teamed up leadership, Section Members, Fellows, and Scholars to work together to identify the Section Members in the throwback photos from the 1980s. The attendance was outstanding, with approximately 75 attendees participating in the game. The feedback from the game that served as an icebreaker has been positive.

At the Friday Dinner, IMF recognized the 10th Anniversary of the Fellowship and presented the following awards:

Founder Award: Leyza Blanco

Alumni Achievement Award: Michelle Suarez

Mentor Champion: Mariane Dorris

Fellow Momentum Award: Toni Tsvetanova, Stephen Sandiford, Giacomo Bossa, and Valeria Angelica

O. Labor Day Retreat Committee- Robert Charbonneau, Chair; Jennifer Morando, Vice Chair; Andy Layden, Second Vice Chair

Robert Charbonneau – Reported a successful retreat - 415 attendees. New members attended. Back again next year – raising retreat budget – thanked Matt Hale and Peter Maskow for sponsorship.

P. Legislation Committee – Robert Barron, Chair; Woody Pollack Vice Chair; Dineen Pashoukos Wasylik, Second Vice Chair

Robert Barron and Aimee Diaz Lyons gave an update on the past year's accomplishments, the current legislative agenda of the Section, and timing and issues as to the upcoming session.

Q. Long Range Planning Committee – Gregory Yadley, Chair; Honorable Mindy Mora, Judicial Chair

No report.

R. Marketing, Promotions & Sponsorships Committee- Peter Maskow, Chair;

Michele Moss, Vice Chair; Jim Matulis, Second Vice Chair

Pete Maslow reported that the committee has been very successful in significantly increasing sponsorship and he thanked the sponsors and Matt Hale.

S. Membership Committee- Juan Mendoza, Chair; Christina Taylor, Vice Chair; Zach Evangelista, Second Vice Chair; Honorable Karen Specie, Judicial Chair

Christina Taylor reported the following:

The Committee welcomed its 2023 class of Business Law Section Scholars. This year, we had 14 scholars from five law schools: Ave Maria School of Law; Florida International University College of Law; Florida State University College of Law; St. Thomas University College of Law; and University of Florida College of Law. The Scholars are eager to get involved with the work of the Section, and if any committees or task forces have projects, they may reach out to the Membership Committee to be connected with a Scholar.

The Committee also heard a report about the BLS Membership Task Force regarding efforts to increase membership and opportunities for the Membership Committee to assist with those efforts. The Committee also discussed organizing regional BLS Happy Hours throughout the State, similar to what members in the Tampa area have done in the past. If you are interested in coordinating this type of event in your city, please get in touch with us and we can discuss how the Membership Committee can sponsor these events. Finally, the Committee solicited volunteers to staff the Networking & Career Fair that will be hosted by the Hillsborough County Bar Association's Diversity and Inclusion Committee on September 23, 2023, at the Chester H. Ferguson Law Center.

T. Opinion Standards Committee- David Peterson and Gary Teblum, Co-Chairs

No report.

U. Pro Bono Task Force & Pro Bono Committee- Jim Moon, Chair; Tara Trevorrow, Vice Chair; Raina Shipman, Second Vice Chair; Honorable Laurel Isicoff, Judicial Chair

James Moon reported the following:

The Committee is continuing to work on tracking participation of members with the goal of achieving 100% participation. We recently formed subcommittees in the areas of Outreach, Publications, Pro Bono Award, Pro Bono Week, and Membership to concentrate focus upon those areas. Our current projects include creating what we are calling a "Pipeline" to connect associates at larger law firms with pro bono litigation opportunities that can be embraced without concerns regarding conflicts of interest with institutional lenders (*i.e.* representation of a pro se debtor in a suit against the IRS). We are also looking for ways to create more opportunities for engagement in a limited capacity, like participation through <https://florida.freelegalanswers.org/>.

Finally, we are continuing to promote pro bono heroes through expanded publications and an annual award.

The following additional activities were reported:

Approval of Minutes from June 21, 2023 Meeting

- Approved minutes from last meeting

Executing the Mission Statement

- Tracking participation by members
 - o Mission is to achieve 100% participation – will look into ways to track participation
 - Promote FloridaFreeLegalAnswers sign up

Committee Membership and Participation

- Outreach (Tara Trevorrow and Raina Shipman, chairs)
 - o Adversary proceeding pipeline for young associates to represent pro bono clients in bankruptcy proceedings with governmental agencies
 - o Middle District has initiative with the Federal Bar - §1983 cases
 - o Pro Bono committee of Florida Bar has judiciary advisory counsel gathering pro bono cases – Judge Patricia Seitz is chair and may have list
 - o Tampa pro bono task force; Miami pro bono roundtable; Jacksonville pro bono roundtable task force that partners with the big law firms
 - o Pro Bono guidelines
 - o We can provide a link on website to all of these initiatives that are already in place
 - Spotlight certain pro bono projects
 - Work with the chairs of these initiatives
 - Florida bar foundation has website for pro bono matters (Dominic McKenzie is contact)
 - Reach out to Co-chairs of the law firm subcommittee for the Florida bar
- Publications (Judge Isicoff, chair)
 - o Judge Isicoff and her law clerk Kayla Heckman are working on featuring people on website for Southern District of Florida
 - o Model Pro Bono Policy for law firms – promote
 - Blast through newsletter
 - Article for the blog (ask for an IMF fellow to write article on this)
- Pro Bono Award (Kathy McLeroy and John McDonald, co-chairs)
 - o Subcommittee by laws and resolutions all set
 - o On track to publicize late October

Ongoing work and initiatives

- “One Promise” Campaign

- Florida bar videos pushed out asking people to take one pro bono case
- Can link these videos to website for outreach
- Tara will ask Mark Stein to make video remarks for pro bono week

W. Restrictive Covenant Task Force – Brian Barakat, Chair; Zachary Evangelista, Vice Chair

Brian Barakat reported the following:

The Restrictive Covenant Task Force circuited SB 1498 and HB11 purporting to further reduce the applicability of restrictive covenants for physicians. While at a high-level, we agree with the goals of this legislation, we plan to offer comment to the effect that restrictive covenants associated with the sale of a business should be valid and enforceable.

X. Rules of Court –Russell Landy, Chair; Chris DeCort, Vice-Chair; Jodi Dubose, Second Vice-Chair; Honorable Darren Farfante, Judicial Chair (State); Honorable Melissa Damian, Judicial Chair (Federal)

Russell Landy reported the following:

The Rules of Court Committee met and continued its efforts to draft a proposed comment to the Florida Supreme Court regarding the CPRC’s proposed revisions to the Florida Rules of Civil Procedure in response to the Supreme Court’s referral. The Committee also reviewed various other proposed revisions to local rules in Federal District Court and Bankruptcy Court, as well as developing the Committee’s website.

In accordance with the June 2023 approved triple motion, the Committee proposed the following triple motion:

Proposed triple motion for the Committee to file a comment to the Florida Bar’s Civil Procedure Rules Committee’s proposed revisions to the Florida Rules of Civil Procedure in response to the Florida Supreme Court’s request for comments substantively similar to the draft comment circulated to the executive council, including comments consistent with provisions previously approved and taken by the Section, including those regarding proportionality and the scope of discovery.

Resolved, that the comment: (1) is within the Business Law Section’s subject matter jurisdiction as described in the Section’s bylaws; (2) is within the bar’s permissible legislative or political activity and the proposed Section position is not inconsistent with any official bar position on that issue; and (3) does not have the potential for deep philosophical or emotional division among a substantive segment of the bar’s membership.

The motion made by Russell Landy. The motion was seconded by Avery Chapman. Thereafter a discussion was held. They motion was approved unanimously. The Judges and government employees abstained.

Y. Scholar and Fellows Retention Task Force – Zach Hyman, Chair; Chris Broussard, Vice-Chair; Honorable Catherine McEwen, Judicial Chair

Zach Hyman reported the following:

The task force continues on task (pun intended) to produce a best-practices plan that will be the content of a handbook. Past and present scholars and fellows weighed in via surveys to tell us what we can do better. Members of the task force have volunteered to draft various sections of the handbook. We will have a draft for the task force to review at the January mid-year meeting. From there we will refine it, with the goal to have a completed handbook by the June meeting.

Z. Series LLC Task Force – Louis Conti, Chair

Lou Conti reported that the legislation is moving forward as planned.

AA. State & Federal Courts Judicial Liaison Committee – Allison Leonard, Chair; Chris DeCort, Vice Chair; Honorable Lisa Walsh, Judicial Chair (State); Honorable Wendy Berger, Judicial Chair (Federal)

Allison Leonard reported on the following matters of interest being addressed by the committee: The Judicial Roundtable, AI, Discovery, Civility, Judicial Circuits consolidation proposal.

BB. UCC Article 12 – Robert Kain, Michael Dunn and Jaime Leggett (Co-Chairs); Zachary Catanzaro, Judicial Chair

See above report.

CC. Uniform Commercial Real Estate Receivership Act (UCRERA) Task Force – Amanda Fernandez, Chair; Jodi Dubose, Vice Chair

Amanda Fernandez reported that the 2021 original statute passed and that a glitch bill was being considered by but no progressing.

DD. Uniform Voidable Transfers Act (UVTA) Task Force – John Hutton, Chair; David Slenn, Vice Chair

No report.

X. Reports of Section Liaisons

- A. The Florida Bar Board of Governors – Jorge Piedra - No report
- B. The Florida Bar Continuing Legal Education – Luis Rivera.- No new matters to report.
- C. The Florida Bar Council of Sections – Manny Farach.- Not yet met, report will be provided to Chair for distribution.
- D. The Florida Bar Diversity & Inclusion Committee – Lynn Sherman – No report
- E. The Florida Bar Real Property, Probate & Trust Law (RPPTL) Section – James

Marx – No report

F. The Florida Bar Young Lawyers (YLD) Division. – No report

G. The Florida Institute of CPAs (FICPA) – Donald Workman – Don Workman reported the following for inclusion in the minutes: The FICPA recently undertook some personnel changes. Our contact has left and a new person recently arrived. In the past, the position was our main point of contact and the FICPA is reviewing who will do what. Nevertheless, our part of the Liaison continues to push our Legislative agenda, networking, and education programs. In that regard, we have been working with the Financial Literacy Task Force to organize a financial wellness program for young professionals in both the Bar and FICPA worlds. That program is progressing, and you will receive a more detailed report from them. We also continue to coordinate with the FICPA on legislative initiatives.

H. The Out-of-State Division of The Florida Bar – Lawrence Kunin – No report

I. The Working Group on Legal Opinions (WGLO) – Philip Schwartz – No report.

XI. New Business

Judge Vaughn recited to the Council on of the late Judge Williamson’s ideas for lawyering – Brevity is a virtue – 3 pages at most – 3 cites for any proposition- 3 minutes for an oral argument.

XII. Other Reports

- A. Chair’s Report – Mark Stein – The Chair addressed the Laces of Love project, upcoming event dates (below), and thanked the attendees, sponsors, Judges, and professors.
- B. Chair-Elect’s Report – Manny Farach – The Chair Elect gave a brief report on topics of interest in the coming years.

XIII. Good and Welfare

XIV. Future Full Section Meetings

- A. Mid-Year Meeting: January 17-18, 2024 – Gaylord Palms, Orlando (not meeting at the same time as Big Bar)
- B. Retreat: April 3-7, 2024 – Edinburgh, Scotland
- C. Annual Meeting (Florida Bar): June 19-22, 2024 – Hilton Orlando Bonnet Creek

XV. Future Section Events

- A. View from the Bench – November 2 (Tampa) and November 3 (Miami)
- B. Federal Securities Institute – February 15-16, 2024 (Tampa)
- C. IP Symposium – April 11-12, 2024 (Orlando – JW Marriott Bonnet Creek)

XV. Adjournment

Exhibit 1 - Attendance

- Mark Evan Stein, Chair
- Manuel Farach, Chair-Elect
- Peter Francis Valori, Secretary
- Stephanie Crane Lieb, Treasurer
- Gregory Charles Yadley, Long Range Planning Chair
- Douglas Alan Bates, Immediate Past Chair
- Brett Drew Lieberman, At Large
- Mariane Leight Dorris, Liaison
- John Blair Hutton III
- Paul George Hyman, Jr.
- Zachary Paul Hyman
- Russell Marc Landy
- Edward Camille LaRose
- Peter James Maskow
- Mindy Mora
- Jennifer L. Morando
- Kenneth Dante Murena

- James Burton Murphy, Jr.
- Valeria Angelucci
- Michael C. Moss
- April Stuaase
- Robert Kain
- Samuel Lewis
- Toni V. Tsvetanova
- Robert Charbonnet
- Michael Chesal
- Roland Chase
- Zachariah Evangelista
- Stuart Cohn
- Paul Steven Singerman
- Rick Gross
- Chris DeCort
- Christina Tager
- Allison Leonard

- Ilana Drescher
- Reinaldo Gomez de la Vega
- Joseph Coleman
- Elizabeth Brusa
- Joseph Van de Bogart
- Katherine Van de Bogart
- Julie Sneed Liaison
- Avery S. Chapman
- Luis E. Rivera
- Kathleen L. Disanto
- Brian Barakat
- Jocelyne Macelloni
- Maxine Long
- Russell M. Blain
- Jon Polenberg
- Woodrow Heath Pollack
- Stefan A. Rubin

- Andrew Evan Schwartz
- Darren J. Spielman
- Dineen Pashoukos Wasylik
- Lori V. Vaughan
- Alan Howard
- James Moon
- Robert W. Barron
- Willard Andrew Blair
- Giacomo Bossa
- Roberta Ann Colton
- Jude Christopher Cooper
- Katherine C. Donlon
- Amanda Lara Fernandez
- Darren Phillip Gayles

