

MINUTES

SUPREME COURT'S ADVISORY COMMITTEE  
ON THE  
RULES OF PROFESSIONAL CONDUCT

Administrative Office of the Courts  
450 South State Street  
Salt Lake City, Utah 84114  
Monday, Sept. 17, 2001  
5:15 p.m.

**ATTENDEES**

John Beckstead  
Matty Branch  
Robert Burton  
Gary Chrystler  
Karma Dixon  
William Hyde  
Steven Johnson  
Hon. Ronald Nehring  
Kent Roche  
Gary Sackett  
Billy Walker

**EXCUSED**

Royal Hansen  
Paula Smith  
Earl Wunderli

**GUESTS**

Esther Chelsea-McCarty

**STAFF**

Alicia Davis

**I. WELCOME AND APPROVAL OF MINUTES**

Gary Chrystler moved that the minutes be approved subject to an amendment that he seconded a motion made in the August 13, 2001, meeting. The motion was seconded. The motion passed unanimously.

**II. REDLINE DRAFT REPORT ON MDP**

The Committee considered the advanced draft copy of the report on MDP, and made various typographical corrections. Although Royal Hansen and Paula Smith could not be present, they provided that Bob Burton vote in their proxy.

With regards to page 8 Steve Johnson motioned that language in paragraph B be amended to: "The significance of this discussion is to highlight the Task Force's impact on core values." The motion was seconded and passed unanimously.

Karma Dixon questioned whether the term “Chinese Wall” was appropriate. Steven Johnson motioned that this language be retained. Gary Chrystler seconded the motion, and it passed unanimously.

The Committee discussed the inclusion of 5.4 in the presentation of rules that may merit additional analysis in light of MDP. Billy Walker opposed its inclusion. Other Committee members also expressed concern. Karma Dixon motioned that only 5.4(a), dealing with fee-splitting be included, and that some of the language of that paragraph be modified. Gary Sackett seconded the motion. The motion passed unanimously.

Gary Chrystler motioned that the advance draft copy be approved as amended. Steven Johnson seconded the motion. The motion passed unanimously.

Bob Burton will draft a cover letter report to be submitted to the Supreme Court. Gary Sackett and Alicia Davis will work together to finalize and distribute the report.

### **III. CONSIDERATIONS OF COMMENTS.**

A comment received to Lawyer Discipline and Disability Rule 17(b) was reserved for the next meeting. The Committee is encouraged to bring their handouts to the next meeting.

### **IV. ADJOURN**

Mr. Burton announced that the next Committee meeting would be Monday, October 15 at 5:15 p.m. There being no further business, the meeting adjourned.