

SBAND Board of Governors

SBAND Office / Telephone Conference Call

December 23, 2019

Minutes



State Bar Association
of North Dakota

Members Present: Aubrey Fiebelkorn-Zuger, President; Carrie Francis; Dan Traynor; Judge Doug Bahr; Dean Michael McGinniss; Andrew Askew; Taylor Olson; Deb Hoffarth

Members Absent: Zachary Pelham; Pat Ward; Christina Wenko; Tonya Duffy; Judge Mike Hurly; Ted Sandberg; Jennifer Albaugh

Staff Members Present: Tony Weiler; Jeanne Schlittenhard

President Zuger called the meeting to order at 8:33 AM.

Client Protection Fund Recommendation to Board of Governors regarding Nicole Foster Claims

President Zuger reported the Client Protection Fund Committee met regarding the claims filed against Nicole Foster. The investigative process had been completed by the Disciplinary System. President Zuger acknowledged the extensive work done by Taylor Olson and Executive Director Tony Weiler. The SBAND Client Protection Fund Procedural Rules allows for a \$75,000 cap per attorney. The Client Protection Fund Committee decided on 40% of the Court Ordered amount. The Board members were provided a document indicating the amount requested and the amount the Court approved.

A letter will be sent to each of the former clients of Nicole Foster advising them of the payment amount on their reimbursable loss. In addition, claimants will be advised they can file with the California Client Protection as Ms. Foster was licensed in California as well as North Dakota

Action: It was duly moved and seconded to approve the amount of restitution as recommended by the Client Protection Fund Committee. [M. McGinniss / D. Traynor]. A roll call was conducted and the motion unanimously carried.

There being no further business, the meeting was adjourned at 8:40 AM.

Respectfully submitted,


Jeanne Schlittenhard
Associate Director


Tony J. Weiler
Executive Director