



THE MARITIME LAW ASSOCIATION
OF THE UNITED STATES

MLA PROCEEDINGS

Fall Meeting, October 24, 2015
Fairmont Southampton, Bermuda

Present:

ROBERT G. CLYNE
HAROLD K. WATSON
FRANCIS X. NOLAN, III
DAVID J. FARRELL, JR.
WILLIAM ROBERT CONNOR, III
BARBARA L. HOLLAND
ROBERT B. PARRISH

And the following 70 Members:

Richard Basom	Alberto Castaner
Michael Bell	Conte Cicala
Jaime Betbeze	John Cleary
Gavin R. Black	Mark Coberly
Sam Blatchley	Daniel Cragg
Twain Braden	Christopher O. Davis
John Bradley	Susan Dorgan
Katherina Brekke Powers	J. Farmer
James Brockmeyer	D. C. Farrell
Phillip Buhler	Boriana Farrar
Lizabeth L. Burrell	Carol Finklehoffe

Alex Giles
 Ryan Gilsenan
 J. G. Grasso
 Kevin Hartmann
 Ray Hayden
 Marissa Henderson
 James N. Hurley
 Stephen B. Johnson
 Sandra Knapp
 Lynn L. Krieger
 LeRoy Lambert
 Mark Lovell
 Janet Marshall
 Jessica Martyn
 Raymond L. Massey
 Dan McDermott
 Capt. P. J. McGuire
 Dennis Minichello
 Jeffrey Moller
 James F. Moseley, Sr.
 James F. Moseley, Jr.
 Tom Muzyka
 Kevin G. O'Donovan
 Jennifer Porter
 Ed Powers
 Anthony J. Pruzinsky

Edward C. Radzik
 C. Kent Roberts
 Ivan Rodriguez
 Thomas S. Rue
 Charles E. Schmidt
 Pamela Schultz
 Ben Segara
 Imran Shaukat
 Douglas Stevenson
 Norman Stockman
 Michael Sturley
 Dave Sump
 David R. Walker
 Joe Walsh
 Deb Waters
 Tony Whitman
 A. Grady "Bo" Williams
 Andrew Wilson
 James Winton
 John Woods
 Robert J. Zapf
 JoAnne Zawitoski

And the following Guest:

Stuart Hetherington

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PRESIDENT CLYNE: Can everybody please take a seat.

I'd like to call the Meeting to order and welcome all of you to the 2015 Fall MLA Meeting. I call for the Secretary's Report first.

MR. FARRELL: Thank you Mr. President. Good morning everyone.

I must say that walking around in my shorts and knee socks, I feel a little bit like I'm in kindergarten and it's time for show and tell. But you know the drill. Hope you signed in at the back.

A slight change today: The court reporter, Doris Goodman, is in the back of the room. So when you come up you don't need to hand her your business card. I'll keep score. We're very grateful that she's here. She's from Bermuda and if you have any court reporting needs, please contact her. She's been very helpful.

Also, somebody named Chris left a cell phone at the dinner last night and it is now sitting out on the sign in table.

It's been a great week, a wonderful meeting. The hotel's been terrific and it really is the kind of week that makes you proud to be a maritime lawyer.

And we have a big meeting coming up next spring too in New York with the Comité Maritime International ("CMI"). Vincent Foley has been working hard planning social and substantive events and you'll hear more about that today. A highlight will be joint meetings of MLA Committees with their counterparts, the CMI Working Groups.

Since we've now got an updated public profile with our website, since our last meeting the Board has spent a lot of time assessing the MLA's current and future needs. We're taking a serious look at having an MLA presence on LinkedIn so long as it can be tasteful and not tacky. And during the summer, President Clyne established a new and very timely marine Cybersecurity Committee.

Also over the summer, the Board spent a lot of time following receipt of a written proposal regarding women and the MLA. In considering whether there should be a newly established and formal committee for women in the MLA, the Board consensus was that to date we have been extraordinarily well served by the strong leadership of very talented women as President, Officers, Directors, and Committee leaders, and in consultation with leading women in the MLA, the conclusion was that there really wasn't any identifiable need in establishing a formal women's committee. And there was also a concern that establishing such a separate committee might even be contrary to the collegiality that's so long been a hallmark of the MLA

Regarding the Nominating Committee, President Clyne and Vice Presidents Watson and Nolan are going to constitute a new Nominating Committee that will be a cross-section of MLA Members and there will be communications to the Membership on how, if you're interested, you might become a Board Member.

Finally, the Board considers it time to take a step back and really look and strategize about the future of the MLA as an organization. This will be like the job that was initiated by President Hayden and implemented by past President Burrell when she was Second Vice President and she headed up a similar committee about a decade ago. Accordingly, President Clyne is going to appoint a committee that's representative of MLA Members so that there can be a study of membership issues and long term goals in an effort to ensure that the MLA remains vibrant in the next 10 or 15 years.

Thank you. That concludes my report.

PRESIDENT CLYNE: Can I have a motion? Seconded. All in favor? Thank you.

Just to add on the women's committee issue. I think the other factor was that there wasn't a lot of support among the female members themselves. I have to tell you that I'm very committed to seeing women and younger Members of the

Association move up into the ranks of committee leadership, the Board, and into the office positions. We're going to move forward on this by making some changes in the Nominating Committee, by encouraging some of the younger people to seek out mentors, and connect with other Members, and we're going to give them some guidance as to how to move up in the Association. We have a wonderful Young Lawyers Committee and I'm so impressed with how many came down here this week and I was happy to spend some time with them and we're going to encourage them going forward.

PRESIDENT CLYNE: Treasurer's Report?

MR. CONNOR: Thank you Mr. President. Good morning and welcome to Bermuda once again.

First, I'd like to thank the Arrangements Committee because they've done a wonderful job. I think we've all had a great time here and as far as the budget's concerned they've done very well. We've had a good time and we're hopefully coming out in the black and that's always good news when you're doing a meeting such as this. So, thanks to everybody on that.

I'm happy to report that the treasury is in good shape. Actually we're in better shape than we were a year ago because we watched our expenses and had no extraordinary expenses that we've had to meet. The one drawback, as I report every time, some of your brethren do not pay their dues. We have the usual group of 385 Members who owe us between one, two, and three years' dues which seems to happen every year and we continually send out dues notices. As I look around the room I don't see your names on that list, so that's the good news, but I wouldn't expect to.

We are a little delayed in doing our electronic billing as far as the website's concerned. That will be one of the last modules that will be added to the website, hopefully in time for the billing cycle that will start in January, in which case everyone will get a monthly bill just like you do from your credit card company, and

billing will be a little easier for all of us to handle. Certainly if you go back to your firms and know of anyone there who keeps throwing the bill in the inbox or the outbox or whichever and not paying it, hit them over the head to join the bill-paying Members. But basically we are in sound shape going forward. We do not project any dues increase this year.

So that is my report, Mr. President, and I move its adoption.

PRESIDENT CLYNE: Motion? Second? All in favor?
Thank you Bob. Membership Secretary's Report.

MS. HOLLAND: Thank you Mr. President, Members of the Association.

Thank you for being here and for spreading the word about the benefits of MLA Membership.

Since we met in New York we have welcomed 31 new Associate Members, one Judicial Member, two Non-Lawyer Members, and two Law Student Members.

I'm especially pleased to report that ten Members have been elevated to Proctor status. To recognize their achievement and their contributions to the Association, I'd like to read their names. I know at least three of them are here in Bermuda, so please wave if you are here today in the audience:

John Cleary from New York, New York;

Daniel Cragg from Minneapolis, Minnesota,

Carol Finklehoffe from Miami, Florida;

Jay Huffman from Houston, Texas;

Jessica Link Martyn from Philadelphia, Pennsylvania;

Kevin O'Donovan from Philadelphia, Pennsylvania;

Lori Quinn from New York, New York;

Rick Steinberg from Hackensack, New Jersey;

Gina Venezia from New York, New York; and

A. Grady Williams from Mobile, Alabama.

So if we could have a round of applause for these new Proctor members.

Now the sad part of the job. With sadness I also report to you the deaths of four of our Members since we met last in New York. They are

Michael Davies-Sekle from Vienna, Virginia;

J.W. Goodloe, Jr from Mobile, Alabama;

Thomas P. Pender from Rockaway Beach, New York; and

Paul Poliak from Medina, Washington.

If we could have a moment of silence please for those Members.

(Moment of silence.)

Thank you.

The total Membership of the Association as of today is 2,824 members. Mr. President that concludes my report.

PRESIDENT CLYNE: Do we have a motion? Second? All in favor? Thank you.

Okay I'd just like to acknowledge a few special guests that we have here: Captain P.J. McGuire, Chief of the Maritime and International Law Division of the Coast Guard; Stuart Hetherington, President of the CMI; and Dieter Schwampe who I don't see here but he's the President of the German Maritime Law Association.

Before we go to the Committee Reports, I want to just take this opportunity to thank all of the speakers and the panelist for the great job they did this week. The CLE was really tremendous and the panel discussions were great. I know it takes time to get those things prepared if you want for it to go off professionally and it's very, very much appreciated.

Okay, I would like to call on Jim Moseley, Jr., the Chair of the 2015 Fall Meeting Arrangements Committee. Jim?

MR. MOSELEY: Thank you Mr. President.

I am pleased to report that this meeting has been a success and I know that because President Clyne danced to Earth Wind & Fire last night.

PRESIDENT CLYNE: I danced to a couple of other songs too.

MR MOSELEY: But that was our only charge. So I'm pleased to report that.

If I could have the Members of the Committee join me up here because the thing I try to do is stay out of their way and I want you to know that the Members of this Committee are the ones who do all the work -- countless hours in volunteering -- and I want to recognize all of them and point them out to you.

Tonight we'll have a wonderful function. It's called the farewell buffet and Janet and I like to refer to it as the ice cream social. Traditionally, we started it back in Arizona, 2005. And we're going to try to have that tonight at the beach. I don't know where it's going to be so we'll have to try and post that.

If I can at least recognize: If you love the bags and the stuff in it, the Vice Chair, Lisa Beazley has done so much work in getting this done and I'd like to recognize her; and John and Jill Farmer did the CLE, inviting the guests and making sure they got here, and that was a big thing; and also Norman and Louisa Stockman from Mobile had arranged for the fishing and I'm sorry it didn't go forward but they have also been very much involved in all the evening activities.

We have Dan and Kathy McDermott, who have done so much wonderful work on the golf tournament and other things, including the dinner. And I could not have done this without Charlie Schmidt's involvement, and he let me cry on his shoulder a bunch of times. So thank you all.

And on registration, Marker and Ellie Lovell; the fun run and tennis, we have the tag team of Rob and Lori Hopkins; and sailing, which will be this afternoon, has been organized by Lynn Krieger; and last but certainly not least is Janet Marshall who's done all of the wonderful dinners; and Boriana Farrar who did the program and the Committee meetings. And I also want to thank Janine Minichello who did the wonderful presentation of the video last night and has been our official photographer. These are all volunteers who have taken a lot of time. And I want to thank you all publicly and thank you all from the Association.

VOICE: And Heather... (laughter).

PRESIDENT CLYNE: Thank you, Jim.

And here to give the golf awards is Dan McDermott.

Just while Dan is getting ready, I just wanted to tell you that anybody who's been on this Committee knows how much work goes into it. I am so very grateful to Jim and to Lisa and to all of the Committee Members for the wonderful work that they've done. This meeting has gone off seamlessly and I couldn't be more appreciative. And I think I speak for the Officers and the Board as well. So thank you very much. Wonderful. Great job. Thank you.

MR. McDERMOTT: Thank you Mr. President. And as part of the Arrangements Committee, I would like to extend special thanks to Jim and Lisa. They've been so easy to work for. They're terrific and are very, very supportive of everyone on the Committee.

We held our golf outing at Port Royal on Wednesday. It was sort of like British Open Light with the wind that we had out there but it was a lot of fun and we actually had a couple of people that won some awards. So if I may: Long Drive for Men, Jim Hurley. Is Jim here? There he is. Come on up Jim. Congratulations.

VOICE: How far?

MR. McDERMOTT: You couldn't reach it in two strokes! Long Drive for Women, Candice Calabro. Is Candice here? Okay. Closest to the Pin, Alex Giles.

We had two different formats for the tournament, as we're waiting for Alex to come down. One was a scramble for the high handicappers and then we had stroke play for the low handicappers. In the scramble format the winning team with a 72 is Carl Buchholz, Joe Walsh, Vince Foley, and Candice Calabro. If any of them are here, please come up. Since Joe told me he carried the team I want to give all four of them to Joe.

We have two more awards left and one is Low Net. We use the handicap system and believe it or not our esteemed President Bob Clyne won with a 76.

Okay, and this trophy is called the Donald O'May Cup. It's a very special award and it takes a lot to win it. It's something that whoever wins it has to bring it back next meeting, so you only have it for a short period of time. I was lucky to have it for a real short period of time. I had it for three days but that was long enough that I could engrave my name on it. Alright, for Low

Gross with a phenomenal score with the conditions and everything out there, Ivan Rodriguez. Ivan, congratulations!

That concludes my report and thank you very much.

PRESIDENT CLYNE: Thank you, Dan

MR. McDERMOTT: Thank you Mr. President.

Okay, we're going to start with the Committee Reports. My reputation's on the line here. I said everybody had to be out of here by 11 o'clock so I'm going to ask for substantive and brief.

I'm going to jump around a bit and it's a little fluid but I'll call for the Young Lawyers first. Is Jennifer Porter here? Followed by Lynn Krieger on the website.

MS. PORTER: Thank you Mr. President. Mr. President, Officers, Directors, Members, and distinguished guests:

Members of the Young Lawyers Committee first convened on stage in the Mid Ocean Amphitheatre on Thursday afternoon to present a CLE entitled "Hot Topics in Maritime Law." Committee presenters were Alberto Castaner; myself, Jennifer Porter; Aaron Greenbaum; and Marissa Henderson. We provided updates on punitive damages, the West Coast Longshoremen's strike, maintenance and cure, e-discovery, Facebook shenanigans, and fraud.

The panel was moderated by YLC Chair Blythe Daly.

The YLC also held a business meeting on Thursday. We had in excess of 20 people in attendance. We were fortunate to have President Bob Clyne, First Vice President Hal Watson in attendance, together with Secretary Dave Farrell and Immediate Past President Bob Parrish. We appreciate the support and interest in our leadership and Young Lawyers and we hope to carry on the fine traditions of this Association by contributing new blood and new ideas for the future.

Stuart Hetherington, President of the CMI, and Vincent Foley of the MLA, also attended our meeting to provide important information about the joint meeting scheduled in New York in May. The Young Lawyers remain ready, willing, and able to assist the Standing Committees in preparation of the joint MLA/CMI meeting. In addition, Lieutenant Sean Pribyl of the United States Coast Guard gave a brief presentation at our meeting which included helpful tips for working with the Coast Guard.

As is our tradition, after the indoor beach party on Thursday evening, we reconvened our meeting down the street at Henry VIII. We were fortunate to be joined by some of our honorary or young at heart Members and spouses. I believe we only broke two glasses while at the establishment and as of this moment I am happy to report that we are still welcome to return to this island in the future. And Mr. President that concludes my report.

PRESIDENT CLYNE: Thank you. Lynn, followed by Arbitration and ADR, Ben Segarra.

MS. KRIEGER: Good morning everyone, Mr. President, fellow Board Members, and Officers.

My name is Lynn Krieger and I hope everyone had a great week so far. I saw a lot of spunky dancers last night wearing some very colorful, daring outfits and I hope you have saved up some of your energy to attend, participate, or watch our final sporting activity of the week. That's the sailing regatta at the Royal Bermuda Yacht Club in Hamilton. It starts at 1 o'clock. We've arranged a number of shuttles for the registered sailors to leave the hotel. The shuttles will start leaving around 12:15. If you could start gathering at noon that would be great. The cost is \$8 cash per person which we will collect as you get off the shuttle at the Royal Bermuda Yacht Club. I'll probably be the one collecting the cash and if you have exact change that would be appreciated.

Even if you're not planning on going on a boat I encourage you all to go out there because the Yacht Club is making its

restaurant, and more importantly its bar, available to all of us for the people who want to buy drinks and lunch and watch the event. If the last shuttle has some open seats available and you aren't a registered sailor, please feel free to try and grab a seat. It's only \$8. It's cheaper than a cab and probably faster than the bus. So, I hope to see all of you out there. I got a report from the Rear Commodore this morning. He said it's fantastic sailing weather today.

Now I am not up here to plug for the regatta. I'm just here to report on two developments with the website. First of all, the document library. As you all know we continue to develop the website content and the website itself. A large part of that has been the document library. For those of you who aren't really aware or didn't use the old website, the document library has a lot of information, has a lot of historical documents going all the way back to when the MLA first started back in the 1800s. It has a lot of the previous historical Committee documents and other things on there. That is actually going to be going up on the website in the next couple of weeks.

The second thing I wanted to mention was a reminder to everyone that *The MLA Report* and *MLA Proceedings* are by default available in electronic format on the website from here on out. I think we have the last few volumes available already. That does not mean that you can't receive them by mail. It just means that we decided it would be good to conserve resources, conserve both money and paper, and not just automatically send those volumes to everyone in the Association. So, you have to designate your preference to receive them by mail and hard copy on your Member dashboard in your profile section if you want to receive them by mail. If you don't know how to do that I will be sending around an email in the next week or so that will give you step by step instructions on how to establish that preference.

If you haven't read *The MLA Reports*, you really should. *The MLA Reports* are very well written, they're wonderfully edited, they've got a lot of substantive information and now you can take them with you on your iPad on your morning commute.

So I encourage you all to take a look at the most recent *MLA Reports* that are posted already.

And that concludes the report of the Website Committee.

I also wanted to give a shout out to Jennifer Porter because she is the real sailor between us and she has been helping me with the sailing regatta. So we hope to see you all down there later on this afternoon. Thank you.

PRESIDENT CLYNE: Thank you, Lynn.

Okay, Arbitration and ADR followed by Carriage Goods, Susan Dorgan.

MR. SEGARRA: Thank you, Mr. President. I'm giving this report on behalf of Mr. Leo Kailas who had to leave early this morning.

At the Arbitration and ADR Meeting we had a pretty good turnout of 14 people. We were treated to a very spirited presentation by George Tsimis of the American Club, who gave a presentation on a very vexing problem for the American Club and any other Club calling at West African jurisdictions.

Cargo receivers in these jurisdictions will arrest a ship and refuse to accept a customary LOU. Then, in hurried settlement negotiations, this leads to high settlement amounts and then the Club has to look down to charterers for indemnity. It's a very messy process. So clearly a better solution is needed.

And so, in 2015, the American Club thought about this for quite some time and said, you know what we can do, we can basically reinvigorate an old English facet of law in the anti-suit injunction. So now they successfully use the anti-suit injunction when their vessels are arrested for perceived shortages, often before they even reach port, and their LOU is refused. The Club will race to an English solicitor, who will file an anti-suit injunction. The injunction will issue -- and this is how discretionary it is -- in all cases in which it appears to the court to

be just and convenient to do so, the High Court of London will grant an injunction and this has the power to stop the arrest, stop all proceedings in the West African jurisdiction, under penalty of major fines and even imprisonment. Different courts have upheld these penalties later in London arbitration and it's been a godsend to the Club and its members in West African jurisdictions. The current thoughts are maybe we can expand this process to other jurisdictions -- Singapore, Hong Kong, maybe even New York, but I've got my fingers crossed on that one.

Thank you Mr. President. That concludes my report.

PRESIDENT CLYNE: Thank you, Ben.

Carriage of Goods followed by Cruise Lines and Passenger Ships, Carol Finklehoffe.

MS. DORGAN: Thank you, Mr. President. Officers, Board Members, colleagues and guests.

We had a fantastic meeting yesterday which was a joint meeting with the Marine Insurance and General Average and Carriage of Goods Committees. We had 28 people attend which was wonderful. Special shout out to Andy Wilson who was able to put a panel of speakers together so that we qualified for CLE credits. I'll just address the Carriage of Goods portion. I'll let Andy talk about Marine Insurance updates.

We had Professor Sturley give an update on the Rotterdam Rules. He also brought us up to date on where some other countries stand with respect to the Rotterdam Rules. And I'll leave it to Professor Sturley to give an update to the group later on. I won't repeat what he said.

We also addressed what the group will be doing with the CMI Working Group on the Rotterdam Rules in May. We'll have a joint session and we're putting together now a panel of speakers to address arbitration clauses and jurisdiction clauses and how common law versus civil law countries handle them. We'd

prefer to have an update on the Rotterdam Rules but I don't think we're going to be at the point where we could have a full panel discussion.

We also did an informal poll on whether or not there's an industry benchmark for recovery ratios, in order to determine if there's a target one could strive for in the subrogation department. After polling everyone, we came to the conclusion there is no such thing. So we'll just have to see how it goes and it was suggested that perhaps on a commodity basis one could compare results. However, it was pointed out that there were problems with that. So, if anyone is aware of any industry benchmark dealing with subrogation or recovery ratios I'd love to hear from you.

That concludes my remarks. And I thought last night the band was a little spunky.

PRESIDENT CLYNE: Thank you.

Cruise Lines, Carol Finklehoffe, followed by Fisheries, Mark Coberly.

MS. FINKLEHOFFE: Good Morning. I'm speaking on behalf of myself and Charles De Leo.

This week we had a very bright and early 8 am meeting jointly of the Cruise Lines Committee and Marine Torts and Casualties Committee. We had almost 20 people attend. We had several presenters, one, Crystal Kennedy on intermodal trucking and liability and, two, Christopher Petrie from Gard on migrants and stowaway issues and how that's going to be increasing in the Mediterranean and the issues following that.

We've also dealt with a request from the NTSB on preferred language use of allisions versus collisions and, running out of time, there is a survey of recent decisions in cruise line litigation which will all be posted to the website. And we began working on our joint spring committee meeting with CMI.

Thank you.

PRESIDENT CLYNE: Thank you, Carol. Following Fisheries there'll be David Sump.

MR. COBERLY: Mr. President, Members, special guests, I am pleased to make the report of the Fisheries Committee.

We met yesterday at 1 o'clock at a joint meeting with the Marine Finance Committee, the Bankruptcy and Insolvency Committee, and the Practice and Procedure Committee, all of which are relevant to attorneys involved in representing the fishing industry.

We presented a case law summary of the recent court decisions pertaining to fishing vessels or the fishing industry since our last update in May of 2015, and in particular discussed those cases that either had a practice and procedure issue or a maritime lien issue.

Of the cases discussed, the one that was most interesting was a decision that was apparently written by a judge in the Southern District of Texas while watching re-runs of *Gilligan's Island*. I am not going to tell you which one it is, you'll have to look at the *Fisheries Case Law Summary* that will be posted on the website after the meeting. As usual, the heavy lifting for the case law summary was done by one of our young lawyers, Lara Merrigan, who could not be here today, but who should be credited for her hard work. And again, it will be on the MLA website where you can download it after you return home.

We also had the good fortune of having Frank Nolan with us who advised on the details of the joint MLA/CMI meeting that is coming up in May 2016, and we discussed the projected planning for our particular committees. The Fisheries Committee will be participating in the Polar issues symposium which will be a full day portion of the joint MLA/CMI meeting. We intend to have a guest speaker to discuss Polar fisheries management issues and international agreements and resolutions pertaining to Polar fisheries.

Mr. President, that concludes my report.

PRESIDENT CLYNE: Thank you, Mark.

Inland Waters and Towing, and I believe Dave is going to be speaking on behalf of a couple of Committees -- or maybe not.

MR. SUMP: I will be. Officers, Members of the Board, us regular people. Good morning.

I have a heavy burden because I have to report on four Committees today. The Vessel Regulations, the Marine Ecology, the Government Counsel, and the Towing and Inland Waters Committees all met together and I will report on all four.

We were pleased to have 20 folks show up for our meeting and due to the resourcefulness of our Inland Waters and Towing Committee, we also had a projector, a PowerPoint presentation, and a call-in ability for our Meeting. So we thought it was a very successful meeting for being in Bermuda. Thank you to those on the Towing Committee.

We were very pleased to have Captain McGuire speak and to give us a briefing on what's hot in the Coast Guard at this point in time which included talking more about the Jones Act citizenship issues that were discussed during the CLE panels.

We also discussed the *Deep Water Horizon* and the BP criminal consent decree that had recently been published and is up for review. And we talked about the Tianjin port explosion and the literal fallout of the Tianjin port issues. That was followed by Jason Pedigo and Kent Roberts who combined to discuss the new NVIC 01-15 about marine casualty notifications -- clarifications of when maritime casualty notifications are required -- and the consequences of not notifying the Coast Guard in accordance with the NVIC.

Dave Ventker discussed the towing safety statistics that were recently published and the implications of those statistics. Sean Houseal gave us more detail about the *Deep Water Horizon* consent decree and I made a presentation on the sharing economy for yachts which may well be the next horizon and maybe should

have a spot in the CMI program as well on the sharing economy and maritime jurisdiction issues of Airbnb for yachts.

Mr. President, that's my report.

PRESIDENT CLYNE: Thank you, Dave. International Organizations, Phil Buhler followed by Marine Financing, Steve Johnson.

MR. BUHLER: Thank you, Mr. President.

The International Organizations, Conventions, and Standards Committee met Friday jointly with the new Cybersecurity Committee.

Our primary event was a CLE program entitled "Maritime Cybersecurity: Anticipating, Preventing, and Mitigating a Growing Threat." This was presented by Kate Belmont of Blank Rome in New York. Ms. Belmont gave a comprehensive overview of the nature and extent of the threat to the maritime industry using examples of recent history of attacks on other industries and U.S. government agencies. She identified a multitude of common systems and practices making companies, vessels, rigs and related assets vulnerable. Motivations include financial, political, and even accidental breaches caused by the targets' employees.

Ms. Belmont went on to describe the nature of such cyberattacks and their impacts on aspects of the industry such as GPS and AIS spoofing and jamming. She then analyzed potential civil liability for such incidents giving examples of recent events and the damages caused. She also discussed U.S. Coast Guard and other responses.

The takeaway is that we are only beginning to understand the nature and extent of this threat and adequate responses and defenses may yet be some distance away. There are going to be some informative materials posted on our webpage.

Following this CLE presentation, we had a brief report from the Chair of our International Law of the Sea Subcommittee,

Doug Burnett, concerning a new treaty process on biodiversity beyond national jurisdiction. The UN has established a preparatory commission to evaluate an amendment to UNCLOS dealing with marine activities on the high seas affecting biodiversity. This could have wide ranging impact on many aspects of UNCLOS and will be closely monitored.

Finally, the Committee was briefed on plans for the May 2016 joint MLA/CMI meeting in which the Committee will co-host a day long joint session on polar issues with the CMI International Working Group and the MLA's Fisheries, Offshore Industries, and Regulation of Vessel Operations Committees. Details will be posted to our web page and in our e-newsletter.

Mr. President, that concludes my report.

PRESIDENT CLYNE: Thank you, Phil.

Marine Financing followed by Marine Insurance and General Average, Andy Wilson.

MR. BRADLEY: Thank you Mr. President. I will be delivering two reports today, the first on behalf of the Maritime Bankruptcy and Insolvency Committee, and the second on behalf of the Marine Financing Committee. Due to the press of other business, Margie Krumholz, the Chair of Marine Financing, had to leave early.

As Mark mentioned earlier, we held a joint meeting yesterday: Fisheries, Practice and Procedure, Marine Financing, and Maritime Bankruptcy and Insolvency.

On the Marine Finance side, the topics included what they call the CMI project. What is that? In 2001, UNIDROIT adopted the so-called Cape Town Convention on International Interests on Mobile Equipment, which covers aircraft, rail cars, and space assets.

Since 1996 UNIDROIT has been attempting to bring ships into the Convention and that effort has been resisted fairly strenuously for years by the maritime industry. Last year, or earlier this year, at the Istanbul conference, the CMI put Cape Town on its agenda and formed an International Working Group to study the issue of the possible inclusion of ships in the Cape Town Convention. The name of that Working Group has since been changed by its Chairperson to Ship Financing Practices but in any event, Margie's Marine Financing Committee is studying the matter and will be collaborating with the CMI Working Group at the joint CMI/MLA meeting next May.

Marine Financing also dealt with the continuing issue of reform to 46 CFR Part 67. As members of the Committee will recall, Marine Financing petitioned the Coast Guard to reform Part 67 to harmonize and modernize its various provisions. No further action has been taken by the Coast Guard with respect to the matter. Steve Johnson reported on some additional comments and recommendations that the Marine Financing Committee will be making to the Board later this year.

On the bankruptcy side we reported again on the various sectors of the shipping industry that are still in distress -- dry bulk container ships and offshore. On the dry bulk side there have been two Chapter 11 cases filed in the last, in this year alone -- *Winland Ocean Shipping* in Texas and *Global Maritime Investments* in New York. In addition, Daiichi Chuo Kisen Kaisha, operator of 185 dry bulk vessels, filed for civil rehabilitation proceedings in Japan and followed it up with a Chapter 15 filing in New York. All these cases are having ripple effects, of course, through the rest of the dry bulk sector.

On the offshore side, Hank Arnold of Baker Donelson in New Orleans reported on the continuing effect of low oil prices on offshore exploration and drilling markets and budgets, the idling of offshore vessels, and the incredible number of offshore industry companies that are either in distress or bankruptcy at the present

time. That's a subject that's going to be further developed by this Committee and reported on at the May meeting.

Lastly, the Bankruptcy Committee will be collaborating at the May meeting with CMI's Working Group on Cross Border Insolvency led by Chris Davis of Baker Donelson in New Orleans. We look forward to working with that group.

Mr. President, thank you.

PRESIDENT CLYNE: Thank you, John. Andy?

MR. WILSON: Thank you Mr. President, Members of the Board.

Susan Dorgan reported we met yesterday jointly with Carriage of Goods. We had 28 in attendance and we had three PowerPoint presentations so it worked out pretty well.

We started off with a newsletter which is presently being edited by Julia Moore who's now at Thomas Miller and there are some hard copies outside if anyone wants one and it's also posted on the website. The focus of the newsletter was on *uberrimae fidei* and the changes on that and the fact that the Fifth Circuit still remains the only outlier circuit out of all the Courts of Appeal. Joe Grasso did an article on that in the newsletter so if you want a quick summary of where that particular concept is under the jurisprudence right now it's all set out by Joe. Appreciate it, Joe.

Next we had various subcommittee reports. John Woods from our Hull and P&I subcommittee pointed out there's a case *Century Indemnity Co. v. Marine Group, LLC*¹ in which his firm was involved which dealt with the duty to defend. It just came out in September. So, it's a pretty interesting decision. Apparently, they have a Superfund site in the port of Portland and there are already \$8 million in defense costs with little progress on the

1 2015 WL 5521986 (D. Or. 2015).

remediation which has never happened before. . . but they managed to prevail on that one. The newsletter also has a bunch of duty to defend cases as well which are pretty interesting.

Then we summarized John Miklus' report. He's the President of the American Institute of Marine Underwriters ("AIMU") and he had to leave early, late on Friday afternoon. So he had advised about all the educational opportunities and the various things that AIMU does throughout the year and invites the presentation and participation of any of your law firms. They're constantly looking for law firms to participate. Certainly, they have a number of important seminars and educational opportunities people should look into.

Next we had Rod Fonda who is the Chair of the Subcommittee on General Average. He channeled for Jonathan Spencer who was on jury duty and basically reported on the York-Antwerp Rules. Apparently in 2004 the York-Antwerp Rules had really not been widely adopted and the CMI is now optimistic that a new set of rules can be adopted in 2016 that will be acceptable to all stakeholders. So they're hoping to have a final version of the rules by the time the MLA and CMI committees on general average meet in New York to discuss that. Jonathan posted his notes to the website for anyone who wants to get the full summary.

Then we had Professor Michael Sturley who reported on the Rotterdam Rules and he reported that the American Association of Port Authorities has opposed the new rules but doesn't know why. So they continue to oppose them and that's holding up the United States' participation and as long as the United States doesn't participate then the other countries won't follow and it's kind of a reverse domino effect. So not a lot of hope there and I think he will be covering that in other forums.

Then Joe Grasso presented on *uberrimae fidei* that we covered earlier and pointed out that the Fifth Circuit is the only outlier. Joe prepared a very good PowerPoint on that and we may post that on the website if people are interested in that.

And then 'Captain Pat' Nawaratne -- I have to work on my foreign languages here. He's the chief surveyor of the Bermuda Ship Registry and he reported on how his organization no longer deals with the concept of seaworthiness but only whether a ship is fit for its intended service. He pointed out how his organization goes about making sure that various ships comply with the IMO, SOLAS, MARPOL, and various load line conventions. He also pointed out that the ship registry system has been updated to identify owners more quickly in the wake of the ERIKA disaster because it apparently took the French Government fourteen days to find out who owned the ship. So that's been a big development.

Next we had Simon Scupham who is the Chairman of Shoreline Managers insurance company here in Bermuda and he reported how they have a focus on two types of coverage that are now being offered, OPA 90 Certificates of Financial Responsibility, and also coverage for the Passenger Liability Regulation under the Athens Convention. And he had a good PowerPoint on that.

And finally we had Dr. Tony Knap who's a Professor at Texas A&M. He's a great speaker if ever you want to have somebody report on environmental issues. He's done all kinds of studies on ballast water and he reported on the Macondo spill. In the context of the natural phenomena that normally occur in the Gulf of Mexico, he pointed out that a lot of times there are natural seeps of oil and he had a big map of the natural seeps. They're always out there in the Gulf and because of the seeps there are various organisms that eat oil all the time. As a result of that, when the Macondo spill occurred benthic organisms were able to basically eat the oil and that was a big factor in the success of the clean-up. He also pointed out the importance of keeping dispersants as an option even though there's been a lot of criticism of them and then he described the various currents that occur in the Gulf of Mexico which was a big factor in mitigating the loss.

Mr. President, this concludes my report.

PRESIDENT CLYNE: Thank you, Andy.

Andy and I pulled up the rear of the runners in the fun run this morning but we did run. We closed the bar last night too.

Is there a report from Practice and Procedure? Okay. Sam?

MR. BLATCHLEY: Mr. President, Members of the Board.

I'm stepping in for Gina Venezia who told me she had a court ordered deposition. She's yet to provide the court order to me. So I don't know if I believe her. But the Practice and Procedure Committee met with Marine Financing and Fisheries and Bankruptcy and Insolvency.

This summer, Members of the Practice and Procedure Committee including Kirby Aarsheim of Boston, me in Boston, and Gina Venezia provided a response to the CMI regarding wrongful arrest and we submitted that to the President and the Board. If anyone's interested, we're going to post that on our website.

As is well known throughout the industry, on November 7th OW Bunkers filed for bankruptcy protection in Denmark. At the time of the collapse they had operations in 29 countries and a market share of about 7% worldwide. OW was a bunker trader whereas there were others physical suppliers who provided bunkers to vessels. A further wrinkle is that OW assigned some of their claims to ING. The end result is that vessel owners are facing threats of arrest from OW Bunkers, ING, and physical suppliers. As a result, the vessel owners filed an interpleader action in the Southern District of New York before Judge Caproni. The physical suppliers moved to vacate the interpleader action, but Judge Caproni ruled that the interpleader action was proper. As a result, there are 26 actions pending before Judge Caproni in the interpleader action.

Mr. President that concludes my report.

PRESIDENT CLYNE: Thank you, Sam. Salvage, Ben Segarra, followed by Stevedores and Marine Terminal Operators, Alex Giles.

MR. SEGARRA: Thank you, Mr. President.

At the Salvage Committee meeting, we had a fair turnout of about ten or eleven people. We were treated to two different presentations, both of which were fabulous.

The first was by Twain Braden, who co-authored the book *In Peril* along with Captain Skip Strong.

Now the background of that is so fascinating. I'll be brief here. But first, Twain gave us the *Blackwall* factors in determining salvage awards. Fast forward to 1994, tropical storm Gordon was creating all kinds of havoc. There were beached ships. There were a number of substantial maritime casualties.

So, in our setting we have a distressed tug, with a barge carrying an unknown cargo, with a fully laden oil tanker the only vessel able to respond. Fully laden oil tanker says, you know, guys I guess we can go but we're a fully laden oil tanker and I don't know if this is the best idea; but the captain is Skip Strong who is rather intrepid so he tries to pass his towline, can't quite get the line over, tries it again, can't quite get it. They're churning up sand in their prop and they're about to have to abandon this effort and the tug is complaining, they're saying we're about to cut our barge loose, the oil tanker says that's your deal, we're an oil tanker, we don't know about your barge. And so they make one last pass and literally they're able to hand this line over to the mate on the tug and then able to effect essentially a rescue of the tug without cutting the tow. They've got two hawsers to the tug between the tanker and the tug they're trying to get it to safety. As one hawser parts they're putting another one on. Eventually, it occurs to the captain of the tanker, Skip Strong, to ask the bargemen: "what is that big white thing you got there behind you on your tug, on your

barge,” and the tug captain sheepishly admitted that it was the fuel container for a space shuttle.

So, there was a \$4.1 million salvage award. At the time it was the largest salvage award in American history. Of course, there were levels of detail that Twain very deftly went into; it was a fantastic presentation.

And then we had a very nice “story time” with Jed Powell. I don’t know if Jed’s here right now but it really *was* a story time. We were all in rapt attention as he told the story of the ISLANDER, a 1902 steamship built in the neighboring yard of the TITANIC. The ISLANDER went down off the coast of Juneau, Alaska, very similar to the TITANIC, scions and wealthy families. People, along with their hopes and dreams ended up on the bottom of the ocean along with gold dust, gold bars, some \$63 million of which was insured, some several billion dollars of which was uninsured.

There was a limitation of liability action. Also similar to the TITANIC, there were stories of lifeboats going away half-filled, people drowning in their cabins, and officers who said: “There’s nothing to see here folks, everything is fine.”

Anyway, the “vessel” for the limitation fund was the two lifeboats that survived. In the late 1890’s there was a Spanish ship carrying lots of gold that went under. The newspapers printed the value of the gold, and there was a bank crash. So, with this one, with all this gold on it, billions of dollars’ worth, well present day billions, was lost. They decided, well this time we’re going to keep this loss of gold a secret. So the limitation action was based on the value of two lifeboats. And this wreck has created all kinds of problems for everyone who has tried to salvage it.

In 1929 after years of previous salvage attempts the ISLANDER was located. They decided that they were going to attach cables; it was 200 feet under water. They were going

to attach cables that had to be at least 400 feet long to go down, loop through, and come back up and they were going to just carry it with the tide action and it didn't occur to them when they got closer to shore that the wreck would be under their ship. So, when that finally became evident they decided, well, they had to do something different and they tried to haul it out of the water.

After those hauling efforts on the wreck, when they got it up to the sand finally they realized that 60 feet of the bow was gone. They searched the ship eagerly, like kids on Easter morning, and they realized there was no gold there: all the storerooms, the purser's cabin, all that were in the missing bow. So we have this huge derelict, we have the original site of the wreck, and we have all kinds of possible wave patterns and tides that could have spread the gold dust, gold bars. How do you find gold? It's there somewhere. And they have since tried to dredge and Jed is currently involved in the most recent salvage proceeding. Some very wealthy benefactors on the Alaskan coast have been helping him with that. They've gotten the salvage rights continued four times. It's a fascinating story.

I hope that in future meetings of the Salvage Committee when we have him come back you will all hear it yourselves.

Thank you, Mr. President. That concludes my report.

PRESIDENT CLYNE: Thank you, Ben. I almost "Bob Parrished" you but it was a very interesting report.

Alex.

MR. GILES: Mr. President, Officers, Directors, colleagues, distinguished guests.

The Stevedores, Marine Terminals, and Vessels Services Committee held a luncheon meeting on Thursday in the Jasmine Lounge. We had 17 attendees including several special guests such as Joe Walsh, not singing Eagles songs, John Cleary, Kate

Belmont, and we also had the Chair of the CMI Spring 2016 Organizing Committee, Vince Foley. Based on that introduction, I am sure you can tell that we were discussing cybersecurity. We talked about the cybersecurity concerns of ports and marine terminals, and that evolved into a discussion of possible plans for the Spring CMI meeting and program content that we can help develop with the MLA Cybersecurity Committee.

Mr. President, that concludes my report.

PRESIDENT CLYNE: Thank you, Alex.

So there are a few committees that aren't reporting. We did skip over Offshore Industries. That was essentially a session to brainstorm the presentation that they want to give at the CMI/MLA meeting in May and David Walker will be getting in touch with Patrick Griggs of the CMI to develop that program.

As mentioned in the Secretary's Report, we have formed the Cybersecurity Committee. I solicited interest in my newsletter that went out in the beginning of September and Joe Walsh is chairing that Committee. He did get together this week with some of the Committee Members who were here in Bermuda and he will be organizing a telephone conference in the near future to get that Committee going and they will be putting on a presentation at the meetings in May as well. So thank you, Joe.

Professor Michael Sturley, if you could give us a summary of the Rotterdam Rules – of the status of where they stand, please.

PROF. STURLEY: Past President Hooper is very disappointed that he's not here to give this report. I'm afraid Chet hasn't quite figured out this retirement thing and he's hard at work for his clients.

Unfortunately, the United States has not yet ratified the Rotterdam Rules. I know that's surprising news to many of you. Indeed, the President has not yet transmitted the treaty to the Senate for its advice and consent. And as you've already heard, the explanation is simple. There's one industry group, very poorly

informed in my view, that is opposing ratification and the White House doesn't want to transmit the ratification package to the Senate until everyone is onboard. So for the time being we're working very hard with some of the better-informed industry groups, particularly the National Industrial Transportation League and the World Shipping Council. The industry groups that are most affected by the Rotterdam Rules are trying to work out a solution that will be acceptable to the State Department and will allow the United States to ratify.

Any of you who have ever dealt with the Federal Government -- I see we have some Coast Guard people here -- recognize that it's a large bureaucracy. It moves slowly. I recognize that many of you are impatient for us to ratify this. You're not alone. I speak to a number of international conferences and everyone around the world is impatient for the United States to ratify.

Let me just say I have been working on this project since 1992 and I still remain optimistic that we will eventually succeed. Thank you.

PRESIDENT CLYNE: Thank you, Michael.

So you've been hearing a little bit about CMI 2016. We've been hard at work on this. It's going to be during our main meeting next spring. The format's going to be a little bit different than what we're used to. We're going to start on Tuesday evening with the opening CMI ceremonies. Everything is going to be held at the New York Hilton. We've got a terrific room rate of \$279 a night which is, as you know, pretty good for New York.

On Wednesday and Thursday there will be some joint committee meetings and we'll be holding some MLA meetings separately as well. Wednesday night we're going to have a cocktail party at Rockefeller Center. Thursday evening there is going to be special Healy lecture and Friday we will have our regular meeting at the Association of the Bar in the morning and then the CMI will hold their plenary session and general assembly

at The Hilton in the afternoon and then we will have the dinner on Friday evening at The Hilton.

We're looking forward to this. CMI has not been to New York for a conference or the United States for that matter since 1965. So it's an exciting time. We're going to have a discounted registration rate for MLA Members. You'll be able to pick à la carte which events you want to attend.

We were waiting for this meeting to be over to put the CMI details on our website but as soon as we're done here we will -- there's also a special website for the CMI 2016 meeting that's being developed. It's actually up already and it's -- there's going to be a link on our website to go to that website where you'll be able to register and find all the information on the activities that are going to happen that week. So, we're really hoping that you're going to embrace this and take the opportunity.

I was in Istanbul in June at the CMI and there was a lot of excitement about coming to New York and I think we're going to have a real good turnout of international lawyers there and I think it's a good opportunity for our Members to mingle and to network.

And with that, I would just like to ask Stuart Hetherington to come up and say a few words.

MR. HETHERINGTON: Thank you Mr. President, the Board and ladies and gentlemen.

You have heard a lot about the CMI meeting from the presenters of reports from Committee meetings.

I would just like to take this opportunity to thank Vince Foley particularly. He has put a huge amount of work, already, into the preparation for this conference. The last few days Vince and I and Frank Nolan in particular have met with a number of you and some of the other Chairs who are not here today to talk about the program. It is the program that is going to be the key to attracting people to come to this meeting. As the President

told you it is going to be a joint meeting. We are really trying to combine the classic CMI conference -- and I will speak a little more about that -- with your Committee meetings, your New York Spring meetings, along with something of the feel of one of your resort meetings, because it will all be taking place in the Hilton, or at least the great majority of the Committee meetings, we are hoping, will be taking place in the Hilton.

In terms of a classic CMI meeting, it is going to be different because it is not going to be a five-day meeting which is what we have held in the past. There will not be very much drafting of documents and a final work product, which is classically, what the CMI has done in producing the international conventions, some of which were mentioned today, which we are all dealing with in our day-to-day practices. But the one exception to that is the York-Antwerp Rules.

The CMI, as many of you would know, is the custodian of the York-Antwerp Rules and as one speaker mentioned earlier, the 2004 revision of those Rules did not find favor particularly with the shipping industry and as a result they have not been given much play in international documents, such as bills of lading and charter parties. What we are hoping will come out of the 2016 meeting will be a final revision. The new York-Antwerp Rules will come through that process.

If you have never been to an international convention, the nearest you will get to it is a CMI meeting, where members from the different countries' MLAs, of which there are about fifty, will meet and they will have one speaker for each country delegation and debate the changes that will be made to the York-Antwerp Rules. They will almost certainly be doing that the entire period of the Conference. It will take them at least two or three days. They are also trying to produce a "Guidelines" document to be of assistance to average adjusters. So there is a lot of debate that will go on in that meeting and I would urge you, and any young lawyers in your firms, who you want to give some exposure to how

that process works to spend some time perhaps watching the York-Antwerp Rules being redrafted at the CMI meeting.

So I look forward to seeing you all there in May with your colleagues. It is going to be a fantastic event, the best networking event of any maritime legal conference you could hope to go to. And it is going to be a lot of fun. So, see you there.

Thank you very much, Mr. President.

PRESIDENT CLYNE: Thank you, Stuart.

I now call on the First Vice President to report on the Fall 2016 meeting.

MR. WATSON: Thank you Mr. President.

The next Fall Meeting of the Association will take place October 26th to 28th, 2016 in New Orleans, Louisiana.

As I think many of you know, as it's been reported at other meetings, that this is going to be the 50th Anniversary of the first meeting of the Association that was ever held outside of New York and it also will be held in conjunction with the Tulane Admiralty Law Institute, which will also be celebrating the 50th Anniversary of the first Institute.

Janet Marshall and Grady Hurley and Bret LeBreton have already done a lot of work in coordinating with the Institute on the format. The Institute will meet on Wednesday and Thursday mornings at the Board of Trade rather than out at Tulane to facilitate being able to have MLA Committee meetings on Wednesday and Thursday afternoons.

On Friday the Institute will reconvene and we will then have the General Meeting of the Association following the conclusion of the Institute. On Wednesday night there's going to be a cocktail party at The Cabildo on Jackson Square that is going to be catered by Galatoire's. Then Friday night we will have the closing dinner at the Audubon Tea Room at Audubon Park.

I think it's going to be a very memorable and historic meeting and I hope to see all of you there.

Thank you

PRESIDENT CLYNE: Thank you, Hal.

The Fall 2017 meeting, I'll call on John Farmer.

MR. FARMER: Mr. President, it pleases me to report that the Fall 2017 Resort Meeting will be held at the lovely Silverado Resort in Napa, California, on October 16th to the 22nd, 2017 where I can report today the high temperature will reach 81 degrees.

We'll have a vibrant mix of onsite activities that you're accustomed to and offsite winery visits so I look forward to raising a glass with all of you in Napa, 2017.

PRESIDENT CLYNE: Thank you, John.

As you know, a number of years ago Liz Burrell chaired a long range planning committee for the MLA. The Board at the last two Board meetings has been discussing issues that we think need to be addressed going forward that affect the viability of the Association and we decided that we were going to put together a committee to look at the future of the MLA -- to look at some of issues that have been raised, and we'll be doing that in the next few weeks. It's going to be a combination of a couple of Board Members, some senior Members, but definitely some younger Members. We need to get their insight into what the MLA needs to be doing going forward. So we'll be reporting on that more in May.

Did I miss any Committees, any reports? Okay.

It is a great honor for this Association and I am personally grateful that Jim Moseley was able to make it to this meeting. It means so much to me and I think it means so much to a lot of people. He is really one of the stalwarts of this Association and he is the senior Past President who is here today. So I'm going to call on Mr. Moseley to make a motion.

MR. MOSELEY: Thank you, Mr. President. I hope that you'll abide in my request that I have about a minute and a half.

PRESIDENT CLYNE: Sure.

MR. MOSELEY: Which by terms of this organization means it'll be five minutes.

With Stuart Hetherington here, it's amazing, I feel as if I'm the oldest person in the world. Stuart's dad, Alex, was a good friend of mine. He was a person with whom the early TOVALOP started and when I'd go see him -- and he befriended me for some unknown reason -- he had a picture of Stuart in his lawyer's garb. Seems as if all the English people have some sort of shroud they put around them. And he had this picture on his desk and it makes me really proud to say that I've known Stuart for a long time. Very nice.

And Donald O'May, whom the golf trophy honors, was a friend of mine. He was a senior partner at Ince & Co. He also tried to befriend me and see if I had any talent in golf, which I didn't. We would play golf and every shank I hit and every trap I hit he'd say "attaboy," "that's the way to go," "you're gonna get there." And so when you see the Donald O'May cup -- he was a great person and he had the ability to lead lawyers together and work with them. He was fun. I think the only reason he liked me -- when I'd go over to see him I'd usually take him a dozen golf balls from my club. He would always look at them after I had used, new smiley faces on them.

So when you hear those names there were real people behind them. It certainly makes me feel old to hear all these things that have happened. But this is a grand organization. There's only one that even comes close to this and that's The American College. Many things that have been done by the officers over the years like, Gray Staring and Dick Palmer, Ward O'Neil and a few others that you would know, were started at some of these meetings. I was sort of the cabin boy for that team.

And so I appreciate very much the MLA leadership. I want to say this to you, Robert. When you're talking to young lawyers, the current President is a good steward to this organization. And he is a good steward because when you're getting young people like you see here who are doing active things in this organization, it's wonderful when you see this one right here has gone through almost every office. And I think that, not only you, Bob, but I think that your wife has done a magnificent job of making everybody feel welcome. You've done a good job but we know behind you she's there.

Now, I want to tell you one other thing. This is where we came to Bermuda in '72. It was just opened. We had more fun and that was the first trip to a resort. It's good to get back.

I left my golf clubs here in '72 and I went in to the desk the other day and asked them if they had found my golf clubs. They said, well, when did you lose them? And I said in '72. And they said, well, what were they, Wilson, or whatever; and I said, well, I guess I really don't remember the name but they had wooden shafts.

So with that, and I apologize for my talking, but all of those Presidents who are still alive, most of them were older than I was and just can't come because of the travel. But I appreciate the courtesy all of you have shown to me in the past and I hope I'm here, John, to go over to California. Thanks for making me feel welcome.

I will move that we adjourn.

PRESIDENT CLYNE: Do we have a second? All in favor?

The 2015 MLA Fall Meeting is adjourned. Thank you very much.

I look forward to seeing you this evening. We're looking to do this on the beach, so watch your emails.

(Meeting adjourned at 10:56 a.m.)

**MINUTES OF THE MEETING OF
THE BOARD OF DIRECTORS OF
THE MARITIME LAW ASSOCIATION OF
THE UNITED STATES**

Held at the Parc 55 San Francisco Hilton Hotel
San Francisco, California
Saturday, August 8, 2015
9:00 a.m.

The August 8, 2015 meeting was called to order by President Robert G. Clyne at 9:00 a.m. In addition to President Clyne, the following Officers were present:

Harold K. Watson, First Vice President
David J. Farrell, Jr., Secretary
William Robert Connor, III, Treasurer
Barbara L. Holland, Membership Secretary

The following Directors were present:

Robert B. Parrish, Immediate Past President

Christopher E. Carey	Kevin J. Thornton
John S. Farmer	David N. Ventker
Boriana Farrar	Joseph G. Grasso
Lynn L. Krieger	LeRoy Lambert
Daniel G. McDermott	Jonathan S. Spencer
Donald C. Radcliff	R. Michael Underhill

At President Clyne's invitation, Past Presidents Thomas S. Rue and Warren J. Marwedel attended the meeting.

SECRETARY'S REPORT

On motion duly made and seconded, the Board unanimously approved the minutes from the April 30, 2015 meeting of the Board of Directors held in New York.

Mr. Farrell reported that although the website document library was not yet operational, two back issues of MLA Proceedings were essentially finalized and along with recent issues of The MLA Report would be posted on the website in a week or so.

TREASURER'S REPORT

Mr. Connor discussed his quarterly report for the three months ending June 30, 2015. He was pleased to report that there is an approximate \$500,000 total in all the MLA's accounts and our finances are in good shape. He noted that year-to-date, expenses had been normal and as anticipated.

Regarding delinquent dues collections, Mr. Connor observed it is typical that many members delay payment and accordingly the Board will consider assessing a surcharge next year, perhaps \$50 after a 90 day delinquency, similar to what state bar associations assess. Mr. Connor will also oversee a website accounting change from Quicken to Quickbooks to facilitate automatic dues payments.

Mr. Connor noted the Annual Spring Dinner had yielded a small profit for the MLA, and if we had not increased the 2015 ticket price by \$25, we would have lost \$3,200.

Finally, Mr. Connor reported the MLA's annual audit had been completed by Citrin Cooperman & Company, LLP and that its report would be sent to the Board in the near future.

On motion duly made and seconded, the Board unanimously approved Mr. Connor's report.

MEMBERSHIP SECRETARY'S REPORT

Ms. Holland was pleased to report there were twenty-one applicants for Associate Lawyer membership and complimented First Vice President Watson in particular for his recruiting efforts:

Andrew Ceppos
New York, NY

Katherine Christodoulatos
New York, NY

Allan Crane
New Orleans, LA

Erin L. Eliason
Seattle, WA

Scott Huete
New Orleans, LA

Gamila Kassem
New York, NY

Dawn Landry
Jeffersonville, IN

Michael J. Lignos
New York, NY

Daniel L. Massey
St. Louis, MO

Brian P. McElreath
Mount Pleasant, SC

Bryan K. Meals
Norfolk, VA

19068

Lisa Milazzo-Kaufmann
Houston, TX

Susan Noe-Wilson
Houston, TX

Melissa Patzelt-Russo
Oyster Bay, NY

Ted Semaya
New York, NY

Daniel T. Stillman
Norfolk, VA

Rachel Stinson
Houston, TX

Dorothy “Dee” Taylor
New Orleans, LA

Robert Vining
Houston, TX

Raymond T. Waid
New Orleans, LA

Richard White
Houston, TX

The following former Associate Lawyer applied for
reinstatement:

James H. Daigle, Jr.
New Orleans, LA

One applicant applied for Judicial membership in the Association:

Honorable George Hanks
U.S. District Court Southern District of Texas, Galveston Division

And one law student had become a Law Student member since our New York meeting:

Patrick O'Connor
Warren, RI

Ms. Holland regretfully reported the deaths of the following members since our New York meeting:

Michael Davies-Sekle
Vienna, VA; Associate: elected 1992

J. W. Goodloe, Jr.
Mobile, AL; Associate: elected 1989

Thomas P. Pender
Rockaway Beach, NY; Life Member: elected 1958

With the above membership changes, the MLA's total membership is now

VOTING MEMBERS

Proctors	1281
Associates	1163
Non-Lawyers	179
Academic	24
Subtotal	2647

NON-VOTING MEMBERS

Ex-Officio	13
Honorary	4
Judicial	121
Law Students	26
Subtotal	164
TOTAL	2811

On motion duly made and seconded, the Board unanimously adopted Ms. Holland's report.

SECOND VICE PRESIDENT'S REPORT

In Second Vice President Nolan's stead, President Clyne observed that the New York Spring 2015 committee meetings were very good and he was also pleased with the quality of the chairs' committee reports at the General Meeting of the Association. He reminded Board Liaisons of their important duty to closely coordinate with their assigned committees.

Regarding committee meetings during the Spring 2016 CMI/MLA meeting in New York, President Clyne reported that Second Vice President Nolan is working with Mr. Grasso, Vincent J. Foley, and John Hare, Secretary General of the CMI, to ensure that CMI working groups and MLA committees coordinate and hold joint meetings as substantively appropriate.

Looking ahead, attached to the agenda was a memo from Second Vice President Nolan, "The Future of MLAUS." President Clyne asked the Board to consider it and send him comments.

DISCUSSION ITEMS

Website

Ms. Krieger provided an update on website developments and a list of priority items now that the website is up and running.

Last week Boost by Design transferred the MLA website to a new, dedicated server. This should improve speed and allow Boost to work on our website more efficiently.

Now, the first priority is getting the MLA documents library up and running. Ms. Krieger and MLA Administrator Robin Becker are working with Boost on this and anticipate it will be ready in 30 days or so. In the meantime, the most recent MLA Proceedings and The MLA Reports will be posted. Once that is accomplished, a two page “tips” sheet with instructions on using important website functions will be emailed to all members.

The second priority will be implementing the change from Quicken to Quickbooks to integrate accounting and members’ payments via the website.

There will also likely be a variety of website tweaks needed regarding online membership applications and web-based email communications, for example. Similar issues will no doubt arise, evolve, and be addressed as website use increases.

On the closely related topic of MLA Administrator Robin Becker’s role with the new website, President Clyne attached a list of her duties to the agenda. He noted that much of her daily activity is backed up now on the website and with Boost. Her loyalty and good work for the MLA over the years is greatly appreciated by the Board.

Linkedin

At the last New York meeting Directors were asked to survey their local MLA bar on the desirability of having an MLA presence on Linkedin.

While Directors' reports on local interest was somewhat mixed, there generally was sincere interest among younger members. One concern expressed in the Board discussion that ensued was that MLA Linkedin use be restricted to MLA members and to MLA topics and not become a source for individual marketing. It was suggested that guidelines regarding business vs. personal discussions might therefore be appropriate, perhaps along lines consistent with the MLA website.

On motion duly made and seconded, the Board voted to continue considering the establishment of a Linkedin account and to contact the Young Lawyers Committee for its input on issues to address before finalizing arrangements.

Amendment of By-Law 204, Eligibility for Non-Lawyer Membership

After the Board continued discussion held over the last several meetings, President Clyne tabled a possible amendment of By-Law 204 until the next meeting in Bermuda and beforehand will request some feedback from proponents clarifying their problems with its current wording.

CMI Questionnaire on Wrongful Arrest

On motion duly made and seconded, the Board unanimously approved the MLA's response to a CMI Questionnaire on Wrongful Arrest. President Clyne commended the Committee on Practice and Procedure and its Chair Gina M. Venezia, Vice Chair Samuel P. Blatchley, and Secretary Kirby L. Aarsheim for the excellent response.

Marine Cybersecurity Committee

With a Board consensus that the MLA should form a committee or subcommittee on cyber-security, there was a discussion as to the most appropriate approach. It was decided to establish a Special Committee, to be comprised of Presidential appointments, and chaired by Joseph A. Walsh, II.

Committee on Women in the MLA

A memo attached to the agenda from Mr. Ventker on opportunities for women in the MLA proposed considering the establishment of a women's committee, which generated an extensive and thoughtful Board discussion.

Initially, Ms. Holland and Ms. Krieger reported that in advance of the Board meeting there had been many email and telephone communications addressing the memo, culminating in a telephone conference earlier in the week in which they participated, along with Past President Lizabeth Burrell; former Directors JoAnne Zawitowski, Sandra Knapp, and Susan Dorgan; and Deborah C. Waters. That telephone conference concluded that establishing a women's committee would be unnecessary.

The consensus of that telephone conference, and the consensus of the Board, was that a significant number of talented women in the past had achieved and/or currently hold critical MLA leadership roles, such as Committee Chairs, Directors, Officers, and President. The Board also recognized that during recent decades MLA Presidents and Nominating Committees have been proactive and supportive in inviting, appointing, and electing qualified women to MLA leadership positions. And all emphatically agreed that the MLA has greatly benefitted from the hard work and excellent contributions of many women members.

These facts supported the comments of many during the Board discussion that establishing an MLA women's committee

is unnecessary. Further, there were several comments that establishing an MLA committee open only to women could be considered inappropriate as (1) potentially divisive and likely contrary to the MLA's longstanding hallmark of professional and personal collegiality and (2) not furthering the MLA's central work advancing substantive admiralty and maritime law.

Nevertheless, acknowledging that the ABA has a Commission on Women in the Profession, several Directors expressed interest in exploring what, if anything, the MLA might do to further promote contributions from talented young women lawyers, for example. Accordingly, President Clyne indicated that he was going to explore whether a task force consisting of a cross-section of women members was warranted for this purpose.

FUTURE MLA MEETING PLANS

President Clyne again reminded the Board of its obligation to conserve MLA funds by making early and inexpensive airline reservations for reimbursable winter and summer meetings.

Fall 2015 Bermuda Meeting

President Clyne reported that plans for the October 20 - 24, 2015 Bermuda resort meeting are shaping up very well, with MLA-block reservations at the Fairmont Southampton filling up quickly. Another email blast to the membership is planned for early next week.

March 2016 Charleston Board Meeting

President Clyne provided an update on plans for a March 10-12, 2015 Board meeting in Charleston, SC. He is working with Gordon D. Schreck on accommodations at the Belmond Charleston Place and a reception at the Carolina Yacht Club.

Spring 2016 New York Meeting with CMI

President Clyne reported that there is a lot of logistical work ahead in preparing for the MLA's hosting the CMI meeting next spring in New York. Of substantive importance, Mr. Spencer reported it can be anticipated that the CMI will adopt the 2016 York-Antwerp Rules on general average at that meeting.

Summer 2016 Board Meeting

First Vice President Watson announced he is in contact with James W. Bartlett, III, to plan for a summer 2016 Board meeting in Baltimore.

Fall 2016 New Orleans Meeting with Tulane Admiralty Law Institute ("ALI")

First Vice President Watson reported on continued plans, which are moving ahead very well, for the joint MLA meeting with ALI, Tuesday October 25 through Friday October 28, 2016. He noted the Board meeting is scheduled for the afternoon of Tuesday October 25, with a dinner to follow.

Fall 2017 Napa Valley Resort Meeting

First Vice President Watson and Mr. Farmer and their wives had just visited the Silverado Resort in preparation for the Napa Valley Resort Meeting during the week of October 16, 2017. In addition to golf and wineries, another area attraction is an abundance of fine, off-site restaurants. Accordingly, dine around options for attendees will be developed, which will reduce the meeting's reservation cost.

PRESIDENTIAL ACTIVITIES

President Clyne reported on his international travel on behalf of the MLA since our New York meeting. He attended The Association of Average Adjusters dinner in London on May 14, 2015. Commenting that the CMI meeting in Istanbul, June 6 - 9, 2015, was fabulous, he noted we have our work cut out for us in hosting the CMI in New York in the spring of 2016. He also attended and complimented the Canadian Maritime Law Association annual meeting in Montreal on June 18, 2015, followed by the William Tetley Memorial Symposium the next day.

Also on behalf of the MLA, President Clyne will be in New York attending The Association of Average Adjusters of the United States and Canada dinner on October 1, 2015 and the Marine and Insurance Claims Association dinner on October 2, 2015.

As well, President Clyne is preparing a President's Newsletter to email during September 2015.

ADJOURNMENT

Before adjourning, President Clyne noted that Canadian Maritime Law Association President David G. Colford and Past President John G. O'Connor would be meeting with the Board immediately afterwards.

There being no other business, President Clyne adjourned the meeting at 11:36 a.m.

Respectfully submitted,

/s/ David J. Farrell, Jr.

Secretary

**MINUTES OF THE MEETING OF
THE BOARD OF DIRECTORS OF
THE MARITIME LAW ASSOCIATION OF
THE UNITED STATES**

Held at the Fairmont Southampton
Bermuda
Thursday, October 22, 2015
3:00 p.m.

The October 22, 2015 meeting was called to order by President Robert G. Clyne at 3:00 p.m. In addition to President Clyne, the following Officers were present:

Harold K. Watson, First Vice President
Francis X. Nolan, III, Second Vice President
David J. Farrell, Jr., Secretary
William Robert Connor, III, Treasurer
Barbara L. Holland, Membership Secretary

The following Directors were present:

Robert B. Parrish, Immediate Past President

Boriana Farrar	LeRoy Lambert
John S. Farmer	Daniel G. McDermott
Joseph G. Grasso	Donald C. Radcliff
Lynn L. Krieger	David N. Ventker

At President Clyne's invitation, Past Presidents James F. Moseley, Raymond P. Hayden, Thomas S. Rue, and Lizabeth L. Burrell attended the meeting. President Clyne expressed his appreciation for all the Past Presidents' wisdom in guiding the MLA over the years.

Also attending at President Clyne's invitation were James F. Moseley, Jr. who reported on the Bermuda Meeting in progress

and Vincent J. Foley who reported along with Stuart Hetherington, President of the Comité Maritime International (“CMI”), on plans for the joint CMI/MLA New York Spring 2016 Meeting.

SECRETARY’S REPORT

On motion duly made and seconded, the Board unanimously approved the minutes from the August 8, 2015 meeting of the Board of Directors held in San Francisco.

TREASURER’S REPORT

Mr. Connor discussed his quarterly report for the three months ending September 30, 2015. He was pleased to report that we are significantly ahead of where we were at this time last year due to our 2015 dues increase and overall cost containment as well as the \$25 per ticket increase for the Spring 2015 Dinner.

Mr. Connor summarized dues collection and delinquent payments. He noted that while the new MLA website had cost approximately \$50,000, we are now saving \$2,500/quarter on payments formerly made to ICVM. He also addressed the MLA’s expenditures for the Joint CMI/MLA New York Spring 2016 Meeting.

On motion duly made and seconded, the Board unanimously approved Mr. Connor’s report.

MEMBERSHIP SECRETARY'S REPORT

Ms. Holland reported that the following ten Members applied for Proctor status and are recommended by the Proctor Admissions Committee for approval by the Board:

John Cleary
New York, NY

Daniel Cragg
Minneapolis, MN

Carol Finklehoffe
Miami, FL

Jay T. Huffman
Houston, TX

Jessica Link Martyn
Philadelphia, PA

Kevin O'Donovan
Philadelphia, PA

Lori J. Quinn
New York, NY

Rick Steinberg
Hackensack, NJ

Gina Venezia
New York, NY

A. Grady Williams, IV
Mobile, AL

19080

Ms. Holland also reported there were eight applicants for Associate Lawyer membership:

Krista Fowler Acuna
Miami, FL

Ross B. Bale
Sugar Land, TX

Amanda Brown
New York, NY

David C. Farrell
Salem, MA

Gregory R. Grant
Traverse City, MI

USN CAPT Karen Hill
La Mesa, CA

Anthony Severino
Tampa, FL

David P. Willis
Houston, TX

One former Associate Lawyer applied for reinstatement:

Thomas B. Stephens
Lexington, KY

Two applicants applied for Non-Lawyer membership:

James N. Hood
Norwalk, CT

19081

Alberto Cruz-Mayor
New York, NY

And one law student had become a Law Student Member since our San Francisco meeting:

Steven Sarkees
Charleston, SC

Ms. Holland regretfully reported the death of the following Member since our San Francisco meeting:

Paul Poliak
Medina, WA; Life Member: elected as a Proctor Member in 1966.

With the above membership changes, the MLA's total membership is now

VOTING MEMBERS

Proctors	1287
Associates	1169
Non-Lawyers	179
Academic	24
Subtotal	2659

NON-VOTING MEMBERS

Ex-Officio	13
Honorary	4
Judicial	121
Law Students	27
Subtotal	165
TOTAL	2824

On motion duly made and seconded, the Board unanimously approved Ms. Holland's report.

SECOND VICE PRESIDENT'S REPORT

Second Vice President Nolan reported that while the content of Bermuda committee meetings, several held jointly, was very good, there had been some technical communication glitches. In addition to reminding Board liaisons to ensure that committee chairs timely post agendas, President Clyne urged the liaisons to be proactive in having chairs notify committee members whether phone links and live access to PowerPoints will be available during meetings (along with detailed instructions), or whether remote access will not be available. Similarly, committee chairs need to closely coordinate with speakers in advance to ensure that technical needs for their presentations are accommodated.

These points will be reviewed at a committee chairs' meeting tomorrow morning, when integrated meetings of MLA committees with CMI working groups at the CMI/MLA New York Spring 2016 Meeting will also be addressed.

BERMUDA MEETING STATUS

Mr. Moseley, Jr. reported that the substantive and social events of the Bermuda Meeting were going well, which the Board enthusiastically endorsed. Roughly 124 Members, 93 spouses, 13 Young Lawyers, and 20 invitees/speakers were in attendance. He was pleased to report that it has been good working with the hotel and there will likely be a profit generated for the MLA.

DISCUSSION ITEMS

Website

Ms. Krieger updated the Board and led a discussion on the status of several website issues.

First, the MLA Document Library will be uploaded to the website shortly. Documents will be searchable but despite our contract with Boost by Design calling for full text searching, that feature will not be immediately available. This will need to be assessed in due course.

Second, we are still awaiting the integration of QuickBooks accounting and Members' online payments.

Third, the Board decided to make immediate changes on the website to enable all membership applications to be submitted online; any by-law adjustments that might be necessary to reflect that will be considered at the next Board meeting.

Fourth, the Board decided that going forward, editions of The MLA Report and the MLA Proceedings would be printed and mailed to the recently compiled list of Members who have "opted in" to receive those publications in hard copy.

Linkedin

Continuing discussions held at recent Board meetings, regarding Linkedin there appears to be a generational divide with younger lawyers viewing it in President Clyne words, "as part of their life," while some expressed concern that uncontrolled self-promotion and unsolicited pop up advertisements from third parties would violate the MLA's anti-commercial policies.

However, Mr. McDermott and Mr. Grasso commented that from their involvement with MICA and AIMU, respectively, there have not been any such problems with Linkedin. Apparently there is a \$575/year version of Linkedin that could be made available for MLA Members only and a motion to that effect may be considered at the next Board meeting.

Amendment of By-Law 204, Eligibility for Non-Lawyer Membership

As it has over the last several meetings, the Board discussed the pros and cons of a possible amendment of By-Law 204 but with no additional insight. Accordingly, it was decided to take no action at this time.

Nominating Committee

President Clyne noted some confusion among Members interested in the possibility of becoming Directors. He, along with First Vice President Watson and Second Vice President Nolan, will be appointing a Nominating Committee that will be sure to include younger Members. There will also be communications to the Membership with guidance on steps that can be taken by those interested in advancing toward MLA management positions.

Committee on Women in the MLA

After the extensive discussion held at the August 8, 2015 San Francisco Board meeting, it was reported that conversations continued among women Directors and other women Members. It was clear that there was neither enough Board support nor enough support from other women Members for the establishment of a formal women's committee.

As the conversations were synopsized by Ms. Farrar and Ms. Holland, it was concluded that establishing a formal women's committee would not accomplish anything that had not previously been addressed and that, instead, MLA women will continue to gather informally and talk to each other professionally, while also promoting the mentoring of women and indeed all young lawyers.

Future of the MLA

The Board continued its discussions related to Second Vice President Nolan's memo on the future of the MLA, which was circulated to the Board over the summer.

Second Vice President Nolan commented that the “aging” of the MLA membership could merit a full meeting but he preferred to note the difficulties faced by the President and Officers in tending to day-to-day ministerial tasks which detract from their ability to engage in long-term strategizing, economic and industry overviews, and increasing membership rolls.

It was decided that the time is ripe to refresh the excellent study instituted by Past President Hayden and implemented by then Second Vice President Burrell more than a decade ago and to focus anew on the needs of the MLA in the next 5 to 15 years. Accordingly, President Clyne will select a special committee, appointing a representative cross-section of MLA Members to undertake this important job.

FUTURE MLA MEETING PLANS

March 2016 Charleston Board Meeting

President Clyne reported that at the March 12, 2016 Board Meeting Mr. Spencer will provide an overview of the new York-Antwerp Rules on general average that are expected to be adopted by the CMI at its New York May 6, 2016 Meeting.

President Clyne also noted that local SEALI members have been invited to join the Charleston-area MLA reception on Friday March 11, with the Board dining alone on Saturday March 12.

Joint CMI/MLA New York Spring 2016 Meeting, May 3-6

Mr. Foley reported on plans for what promises to be three very full days of substantive meetings and social activities, with plenty of hard work needed beforehand.

Joint meetings of MLA committees and CMI working groups will be held 9 a.m. to 5 p.m. at the New York Hilton Midtown on Wednesday and Thursday, with the Healy Lecture

at NYU Law School on Thursday evening as usual. The MLA's General Meeting of the Association will be held at the New York City Bar Association on Friday morning as usual, with the CMI's Plenary Session and General Assembly Friday afternoon at the Hilton. These substantive events will be open to MLA Members at no charge.

On Tuesday evening there will be an opening reception at the Hilton and on Wednesday evening a reception at the Rockefeller Center Café. There will be CMI luncheons at the Hilton on Wednesday, Thursday, and Friday. On Friday evening there will be a cocktail reception and Gala Dinner (business attire) at the Hilton with perhaps 1,200 attendees. The cost to attend all of these social events for CMI Delegates will be \$1,500 but a discount of \$1,000 is offered for MLA Members. These social events, as well as a variety of tours and activities, will also be offered à la carte; tickets can be purchased on a dedicated CMI website that will be going live in December 2015.

Mr. Hetherington commented the CMI is delighted to be returning to New York for its first meeting in the United States in over fifty years and said he looks forward to an exciting week that should benefit both the MLA and CMI.

August 2016 Baltimore Board Meeting

First Vice President Watson noted that the date of the August 2016 Board Meeting, to be held either August 6 or 13, may be determined by whether Directors are interested in attending the Propeller Club of Baltimore Crab Feast on Thursday August 11.

Fall 2016 New Orleans Meeting with Tulane Admiralty Law Institute ("ALI")

First Vice President Watson updated plans for the joint MLA meeting with ALI, Tuesday October 25 through Friday October 28, 2016. He has finalized plans for the Board dinner on Tuesday night at Arnaud's in the French Quarter.

Fall 2017 Napa Valley Resort Meeting

First Vice President Watson reported that members of the Arrangements Committee had been appointed, with Mr. Farmer as Chair. A contract with the Silverado Resort and Spa has been signed and an offsite winery event has been set.

ADJOURNMENT

There being no other business, President Clyne wished all a continuing good meeting in Bermuda and adjourned the Board Meeting at 5:39 p.m.

Respectfully submitted,

/s/ David J. Farrell, Jr.
Secretary