

CONTINUING THE COMMITMENT

The Virginia Bar Association
Community Service Program

2005 REPORT

The mission of The Virginia Bar Association's Community Service Program is to encourage, increase, support, and make more effective and efficient, the participation in nonlegal community service and pro bono publico legal service by lawyers licensed in the Commonwealth of Virginia.

REPORT OF THE OFFICERS

A review of the Program's second year

Dear VBA Members,

A few months ago we stepped into Ran Randolph's shoes to lead the VBA Community Service Program, together with Justice Harry L. Carrico, through its next several years. Thanks to Ran's hard work since the program's inception, together with the efforts of all the other members of the Community Service Program Council, we have great news to report. The Program is thriving. No fewer than 356 lawyers and judges certified completion of their 2004 pledges and were duly recognized. And, as if that were not good enough, 681 lawyers and judges pledged for 2005. We are collecting and counting their certification forms now. Moreover, now that we have expanded the program to permit law students and faculty to participate, we are actually carrying over 1600 CSP participants for the 2005-06 year! Even if each of those participants completes only the minimum 50 hours of community service or pro bono service time this year, we are talking about over 80,000 hours that our profession will be devoting to service to the greater community. And we know that many of our participants provide much more than the minimum time required for certification.

This is certainly not to suggest that all of these wonderful lawyers and judges and law students and teachers would not be doing all this good work but for their participation in the VBA Community Service Program. What this program was designed to do is to recognize and publicize the amount of tremendous time and effort that the legal community already contributes each year to advance the public good. If, along the way, some of our colleagues are inspired to do a bit more than they would have done otherwise, or to get involved in their communities in new and more direct ways, that is certainly a happy by-product of our efforts. We don't doubt that such things are already happening.

We will follow Ran's lead from last year and keep the remainder of this report brief. Here are some of the highlights:

OUTREACH COMMITTEE

The Outreach Committee has proven itself to be the backbone of the program. They began 2005 with a pre-drafted plan of action, and the results speak for themselves.

- ◆ Outreach ran the January Williamsburg promotion at the

VBA Annual Meeting — a service fair and a booth kicking off our "Make The Commitment Drive." Representatives of the VSB, Legal Services and various public service groups were invited to present information about their programs and service opportunities. (A PowerPoint program was created to run at the booth and an attractive banner was produced. Both promotion items were created with the idea of making them available for later use at other events.)

- ◆ An attractive Annual Report to the membership was prepared for distribution at the Annual breakfast meeting (and elsewhere) with a letter from Ran Randolph, and among other things, the announcement of the Charter Club (2004 and 2005 participants would carry Charter Club recognition).

- ◆ The "Make the Commitment Drive" was begun. It included a marketing package with procedures, forms, and other materials for use by each CSP Council member. Council members were asked to "go forth" and use their MTC packets to engage identified targets (law firms, local bar associations, etc.) in an effort to recruit new participants.

- ◆ Norfolk Day with Senior Justice Carrico was planned and orchestrated, together with the Community Servant/Pro Bono Servant Program Committee and Ran Randolph and the other Norfolk members of the CSP Council.

- ◆ The Committee also assisted with work to develop more efficient ways to obtain commitments from, and certify compliance by, lawyers in the larger firms, and to help firms achieve sponsor status.

- ◆ The law school program, which was birthed in Outreach, was spun off into a separate committee, with their ensuing spectacular activity and achievements. (More on this below.)

- ◆ Outreach worked in particular detail with VBA staff to achieve the 2004 certification process. The difficulty of obtaining the certifications was an eye-opening experience and led to Outreach's regular requests whether in the future (a) certification was necessary (current answer is still "yes") or (b) whether the certification process and form could be streamlined? The form has been revised for 2006 thanks to the work the Community Servant/Pro Bono Servant Program Committee and, again, our hardworking VBA staff.

- ◆ Outreach has engaged in discussions among its members and with the VBA's new Executive Director and has shared thoughts with CSP leadership, about how to maintain the CSP momentum effectively at this juncture, how to conduct Outreach in more efficient ways, in connection with volunteer and staff efforts. That dialogue is expected to continue.

LAW SCHOOL OUTREACH

As noted above, the Law School Outreach Committee was developed by, and then spun off from, the Outreach Committee during 2005. Its aim was to extend the Community Servant/Pro Bono Servant program to the faculty and students of Virginia's law schools. The results were simply incredible. A total of 967 members of our law school communities (882 students and 85 faculty/administrators/staff) have made a community service and/or pro bono service pledge for the 2005-06 academic year.

This would not have happened without the hard work and dedication of the new committee. During 2005, the Committee devoted substantial time to modifying the CSP to address issues unique to law school faculty, administrators, staff, and students. These issues included amending the definition of qualifying service, using the academic (versus a calendar) year as the service year, adjusting the number of qualifying service hours for students, and revising the pledge form. In addition to resolving these issues, they developed outreach and publicity strategies for each of their respective schools.

Goals for the remainder of the 2005-06 academic year and for the 2006-07 academic year include: (a) monitoring how many pledges yield actual commitments, (b) determining strategies for recognizing individuals who satisfy their pledges, and (c) encouraging existing participants to re-pledge and new participants to make the commitment.

POLICY COMMITTEE

The primary focus of the Policy Committee during 2005 was to prepare a draft report on the issue of law school loan repayment/loan forgiveness programs. The draft report has been completed and is now being circulated to the Community Service Program Executive Committee. The Policy Committee also has addressed *ad hoc* policy issues that have arisen in connection with the Community Service Program during the course of the year.

PUBLIC SERVICE LAWYER

The Public Service Lawyer Committee had two primary activities during 2005. First and foremost, they teamed with the Virginia Poverty Law Center, ProBono Net, and the staff of the VBA to create a web-based searchable pro bono opportunities guide. Through this portal an attorney can search for pro bono opportunities by geographic area (within a specific county for instance) or can search for opportunities by subject matter. The public can access this opportunities guide through the VBA website or through the statewide legal aid website, www.ProBono.net/VA.

Representatives of the Committee also met with the pro bono coordinators of Virginia's legal aid programs. Legal aid pro bono program coordinators are constantly looking for inexpensive ways to recognize their pro bono volunteers. We described the CSP and encouraged them to give 2005 CSP certification forms to their pro bono attorneys.

PUBLICITY COMMITTEE

The Publicity Committee took primary responsibility, along with the tremendously supportive VBA staff, for planning and implementing the CSP booth at the January 2006 Williamsburg VBA Annual Meeting.

2006 PLAN

Our challenge now is to continue to promote and expand the program. As comfortable as those laurels may look, we are going to resist the temptation to rest on them.

The pledge deadline for 2006 is June 30, 2006. New pledge forms will be available at the Williamsburg meeting with a direct and lean Outreach message. They will also be sent by blast e-mail to VBA members in early February and published in the *VBA News Journal*.

Certification forms for 2005 pledge participants will also be available during the Williamsburg meeting. The Community Servant/Pro Bono Servant Program Committee will carry on the work of obtaining certifications from 2005 participants.

Meanwhile, all of our committees and our Executive Committee are hard at work planning new initiatives and developing creative ways to encourage even more members of our profession to make the commitment to community service.

Respectfully submitted,

Robert B. Duncan
Co-Chair
VBA Community Service Program Council

Michael J. Quinan
Chair-Elect
VBA Community Service Program Council

Larry T. Harley
Secretary-Treasurer
VBA Community Service Program Council

January 19, 2006

VIRGINIA LAWYERS, JUDGES, LAW STUDENTS &

VBA PRO BONO/ COMMUNITY SERVANTS

*committed to 100 hours
of service*

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Lee E. Berner
Brian C. Bernhardt
Lisa A. Bertini
David B. Bice
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Elaina L. Blanks
Andrea L. Bridgeman
Gary A. Bryant
Robert L. Burrus Jr.
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Angela J. Caldwell
John B. Catlett Jr.
Monica J. Chernin
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*committed to 50 hours
of service*

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QUESTIONS AND ANSWERS

about the VBA Community Service Program

Lawyers, judges, law faculty and administrators, and law students are all eligible to participate in the VBA Community Service Program. If you would like more information about the Program, please read the following questions and answers:

Q: What is The Virginia Bar Association Community Service Program?

A: This is a program to encourage one of the great traditions of our profession. The VBA wants all lawyers to get involved in helping others in their communities.

Q: Is this program just for VBA members?

A: No, it is open to all Virginia lawyers, judges, law faculty and administrators, and law students and it does not require joining the VBA or paying any fee of any kind.

Q: Aren't Virginia lawyers already involved in various *pro bono publico* legal service and community service activities?

A: Yes. The Community Service Program seeks to build on this service and encourage more lawyer participation in volunteer activities. The goal is not to develop new projects but to identify and facilitate involvement in existing *pro bono publico* legal service and community service opportunities so lawyers can more readily identify meaningful ways to help those in need.

Q: Is this a mandatory VBA *pro bono publico* legal services program?

A: No, it is not mandatory. The VBA is asking Virginia lawyers to pledge and perform 50 hours per year of *pro bono publico* legal services or nonlegal community service, or a mix of both.

Q: What is the VBA's role in this program?

A: The VBA is the administrator of this program and will facilitate lawyers' participation.

Q: Why is the VBA doing this?

A: The VBA hopes to remind lawyers of their personal and professional obligation for community service; to reveal the opportunities for service so that lawyers can do the fun part — volunteer; and to publicly recognize lawyers for what they are doing.

Q: Don't the ethical rules already suggest that lawyers devote time to *pro bono publico* legal service?

A: Rule 6.1 (a) of the Virginia Rules of Professional Conduct states that, "A lawyer should render at least two percent per year of the lawyer's professional time to *pro bono publico* legal services. *Pro bono* services include poverty law, civil rights law, public interest law, and volunteer activities designed to increase availability of *pro bono* legal services."

Q: What is nonlegal community service?

A: Community service includes voluntary assistance, undertaken without expectation of a fee, and not in the course of ordinary commercial practice, to charitable, religious, civic, community, governmental, and educational organizations or causes or for the good of the community.

Q: How does this program impact the standard set in the ethical rules?

A: This program is designed to help lawyers meet the goal set forth in the ethical rules and to encourage community service and *pro bono publico* legal service generally.

Q: Why should I do this?

A: It is a chance to get involved and give back to your community and those in need, a chance to promote equal access to justice, and a sense of personal fulfillment. It's the right thing to do. And your involvement will encourage other Virginia lawyers to sign up.

Q: How do I get more information and get involved?

A: Log on to www.vba.org to get more details. Sign up, using a form you can download, find links to lists of service opportunities, perform at least 50 hours of community service and/or *pro bono publico* legal service, and the VBA will do the rest. Alternatively, call Cyndy Basham at the VBA office at (804) 644-0041.

Q: What can local bar associations do to get involved?

A: Encourage member participation. Contact the VBA to have your service projects listed on the VBA's website, so that projects and volunteers may find each other.

Q: How can law firms, agencies and corporations participate?

A: See the VBA website for information on becoming a VBA Community Service Sponsor. You will receive special recognition.

Q: Who is already making the commitment as a VBA Community Servant or Pro Bono Servant?

A: You can review their names on our website. We want your name there too!

*The Virginia Bar Association, 701 East Franklin Street, Suite 1120,
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(804) 644-0041, fax (804) 644-0052, Internet www.vba.org*

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