

**BYLAWS  
OF THE  
Justices Ray L. Brock, Jr. and Robert E. Cooper  
AMERICAN INN OF COURT**

**Article I. General.**

**Section 1. Purpose.** The purposes of The Justices Ray L. Brock, Jr. and Robert E. Cooper American Inn of Court are set forth in Organizational Charter issued by the American Inns of Court Foundation.

**Section 2. Principal Location.** The Justices Ray L. Brock, Jr. and Robert E. Cooper American Inn of Court shall be located in the City of Chattanooga, County of Hamilton and State of Tennessee.

**Article II. Organization**

**Section 1. The Executive Committee.** The Executive Committee is composed of the officers, the chairs of the various committees formed by the Executive Committee and such other members as are determined by the Masters and Barristers. The duties of the Executive Committee and its members are set forth in the Organizational Charter, and as set forth herein.

**Section 2. The Officers.** The officers of the Inn shall be a ~~President~~, a Vice-President, a Secretary/Treasurer or Secretary and Treasurer, and such other officers as the Masters and Barristers deem necessary. ~~The officers serve a one year term or as otherwise directed by the Masters and Barristers, and may succeed themselves only once.~~ The officers are selected by the Masters and Barristers in accordance with the Organizational Charter of the Inn.

**Section 3. Committees.** The Executive Committee may establish standing and ad hoc committees from time to time from among the active members of the Inn, and from time to time may change or discontinue committees.

Initially, the following standing committees shall be established: ~~Membership Committee, Program Committee, Social Committee, Reporting Committee and Liaison Committee.~~

Among such other duties as may be assigned by the Masters and Barristers and the Executive Committee the duties of each committee shall be as follows:

***Membership Committee*** The Membership Committee shall ~~solicit and review applications~~; make recommendations to the Executive Committee for membership in the Inn; ~~shall maintain records of attendance and oversee attendance in accordance with Article III. Section 2 of the Bylaws~~; and shall assign members to Pupillage groups.

***Program Committee*** --The Program Committee shall oversee and approve program topics and shall be responsible for submitting programs for Continuing Legal Education credit.

***Social Committee*** --The Social Committee shall be responsible for scheduling, arranging and collecting monies for approved social functions of the Inn within the parameters as set forth by the Executive Committee.

*Reporting Committee* --The Reporting Committee shall be responsible for the distribution of news, announcements, and other information among members of the Inn, and to the American Inns of Court Foundation; shall be responsible for submitting program reports to the American Inns of Court Foundation; and shall prepare articles for the Bench.

*Liaison Committee* --The Liaison Committee shall maintain communication with local law schools, other legal organizations, and the local community in order to advise interested persons of Inn activities.

The officers shall appoint committee members and chairs of the committees, who shall serve two year terms, or as otherwise directed by the Executive Committee, and may succeed themselves only once.

Committees may create ad hoc sub-committees, as appropriate.

Section 4. Pupillage Groups. All active members will be assigned to a Pupillage Group by the Membership Committee and shall be approved by the Executive Committee. Each Pupillage Group shall be chaired by a Master appointed by the Executive Committee. The Masters and Pupillage Groups shall be reassigned every two years.

**Article III. Membership.**

Section 1. Active Members. There are four classifications of members in an American Inn of Court, as defined in the bylaws of the American Inns of Court Foundation, and as set forth below:

- ~~Masters of the Bench~~.....consisting of lawyers with at least 20 years of experience, judges and law professors;
- ~~Barristers~~.....consisting of lawyers with at least ten years of experience;
- ~~Associates~~.....consisting of lawyers with zero to five years of experience; and
- Pupils.....consisting of third-year law students.

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Membership in this American Inn of Court shall consist of Masters, Barristers and Associates. Pupils may participate in all activities of the Inn, but will not be voting members. ~~Associates shall serve a term of two years~~ running from July 1 through June 30, or as otherwise directed by the Executive Committee. ~~Barristers may serve two five year terms as determined by the Membership Committee or one five year term~~ and such additional term as may make the Barrister eligible for Master.

Section 2. Inactive Members. The Executive Committee may confer Emeritus and Honorary memberships upon Masters who have served for six years as set forth in the Organizational Charter .

**Article IV. Meetings and Attendance.**

Section 1. Meetings. Meetings shall be held at least six times per year at such times as the Executive Committee may determine. The Inn shall endeavor to have at least one social event per year wherein members may invite guests.

Section 2. Attendance. Each active member will be allowed three unexcused absences from the monthly meetings in a year. The Membership Committee shall monitor attendance at meetings and shall submit the names of those who have three absences to the Executive Committee. The non-participating member will be contacted by the

Membership Chair in order to determine if he/she wishes to remain in this American Inn of Court, and in the event another absence occurs, this member will be dropped from the rolls and all dues will be forfeited.

#### **Article V. Voting and Elections.**

Section 1. Masters & Barristers With the exception of Emeritus and Honorary Masters, each Master and each Barrister shall be entitled to one vote on all matters submitted to the Masters and Barristers. A majority of voting Masters and Barristers shall constitute a quorum for the transaction of business. Every act done or decision made by a majority of the Masters and Barristers in attendance at a meeting shall be regarded as the act of all the Masters and Barristers.

Section 2. Executive Committee. Each member of the Executive Committee shall be entitled to one vote on all matters submitted to the Committee. In the event of a tie, the President shall have the deciding vote. A majority of the members of the Committee shall constitute a quorum for the transaction of business. Every act done or decision made by a majority of the members in attendance at the meeting called for that purpose shall be regarded as the act of the entire Committee.

Section 3. Elections. The nomination and election of the President and Vice-President and other officers will occur in every year during the months of June or July at a meeting of the active Masters and Barristers especially called for that purpose. Selection of these and other officers shall be in accordance with the Organizational Charter and shall be reported to the national organization.

Section 4. Vacancies. When a position as an officer, committee chair or master chair becomes vacant, the procedures for election and selection of officers and chairs shall be followed when the vacancy occurs; however, the duration of the vacant position shall not be counted against the new officer or chair in regards to any maximum term of service.

#### **Article VI. Fiscal Matters.**

Section 1. Fiscal Year. The fiscal year of this American Inn of Court shall be the same as the fiscal year of the American Inns of Court Foundation which is from July 1 to June 30 of each year.

Section 2. Dues. Dues shall be in an amount consistent with the Organizational Charter and shall be levied by the Treasurer during the month of September of each year. Failure to pay assessments and dues prior to the third meeting of the Inn shall be considered by the Executive Committee as grounds to default.

Section 3. Expenses. This American Inn of Court shall pay all expenses in accordance with the *Officer Manual*, which includes payment to help pay the cost for one or more officers to attend the National Conference of the American Inns of Court Foundation and payment to an administrator in an amount not inconsistent with the guidelines established in the *Officer Manual*.

**Article VII. Adoption and Amendments.**

**Section 1. Adoption.** These Bylaws will be adopted by this American Inn of Court upon approval by a majority of the Masters and Barristers of this American Inn of Court and after being submitted to and approved, in writing, by the Board of Trustees of the *American Inns of Court Foundation*. The Masters and Barristers may make valid decisions by voting by mail, facsimile, electronic mail, or other means when deemed necessary by the Executive Committee or by the President.

**Section 2. Amendments.** Amendments to these Bylaws may be made by a majority by this Masters and Barristers of this American Inn of Court and must be submitted to and approved, in writing, by the Board of Trustees of the American Inns of Court Foundation decisions by voting by mail, facsimile, electronic mail, or other means when deemed necessary by the Executive Committee or the President.

**PROPOSED AMENDMENT TO THE**

**BYLAWS**

**OF THE**

Justices Ray L. Brock, Jr. and Robert E. Cooper

**AMERICAN INN OF COURT**

**Article II. Organization**

**Section 2. The Officers.** The officers of the Inn shall be a President, a Vice President, a Secretary/Treasurer or Secretary and Treasurer, and such other officers as the Masters and Barristers deem necessary. The officers serve a one-year term, or as otherwise directed by the Masters and Barristers, and may succeed themselves only once. The officers are selected by the Masters and Barristers in accordance with the Organizational Charter of the Inn.

**Proposed:**

**Section 2. The Officers.** The officers of the Inn shall be a ~~President, a~~ **President-Elect who shall serve as Vice President, a Counselor,** a Secretary/Treasurer or Secretary and Treasurer, and such other officers as the Masters and Barristers deem necessary. The officers serve a one-year term, or as otherwise directed by the Masters and Barristers, and may succeed themselves only once. The officers are selected by the Masters and Barristers in accordance with the Organizational Charter of the Inn.

### Article III. Membership.

Section 1. Active Members. There are four classifications of members in an American Inn of Court, as defined in the bylaws of the American Inns of Court Foundation, as set forth below:

- Masters of the Bench.....consisting of lawyers with at least 20 years of experience, judges and law professors;
- Barristers.....consisting of lawyers with at least ten years of experience;
- Associates.....consisting of lawyers with zero to five years of experience; and
- Pupils.....consisting of third-year law students.

Membership in this American Inn of Court shall consist of Masters, Barrister and Associates. Pupils may participate in all activities of the Inn, but will not be voting members. Associates shall serve a term of two years, running from July 1 through June 30, or as otherwise directed by the Executive Committee. Barristers may serve two five year terms as determined by the Membership Committee or one five year term and such additional term as may make the Barrister eligible for Master.

#### Proposed:

Section 1. Active Members. There are four classifications of members in an American Inn of Court, as defined in the bylaws of the American Inns of Court Foundation, as set forth below:

- Masters of the Bench.....consisting of lawyers with at least 20 years of experience, judges and law professors;
- Barristers.....consisting of lawyers with six to nineteen years of experience;
- Associates.....consisting of lawyers with zero to five years of experience; and
- Pupils.....consisting of third-year law students.

Membership in this American Inn of Court shall consist of Masters, Barrister and Associates. Pupils may participate in all activities of the Inn, but will not be voting members. Associates shall serve a term of two years, running from July 1 through June 30, or as otherwise directed by the Executive Committee. Barristers may serve two five year terms as determined by the Membership Committee or one five year term and such additional term as may make the Barrister eligible for Master.

**Rick Marcus**

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**Sent:** Thursday, March 02, 2006 9:05 AM  
**Attach:** IMAGE (146).PDF  
**Subject:** Brock & Cooper Inns of Court

In the process of planning for next year, and in further connection with the call for new member nominations, the issue has arisen as to the membership categories. The e-mail we sent a couple of days ago erroneously defined the categories, set forth in the National IOC handbook, as opposed to what we have established by a permissible local rule. An ad hoc committee composed of myself, ex-President Bill Colvin and Ex-President Judge Neil Thomas have investigated and determined what is set forth below.

Attached hereto for everyone's perusal are the current by-laws. You will first see the original by-laws adopted at the B&CIOC's inception, and then the amendment that was adopted at the June meeting approximately three years ago, per Judge Neil Thomas' recollection.

The operative language appears on the second page of the proposed (now adopted) amendment, which states that Masters are lawyers with at least 20 years experience, Barristers are lawyers with 6-19 years of experience, and Associates have zero to five years experience.

Associates serve a two year term, Barristers at least one five year term, or, at the discretion of the Membership

committee, may serve another 5 years or such term less than 5 that makes them a Master.

We hope this clears up everyone's questions. The Membership Committee will proceed based on these guidelines in reviewing the current eligibility of Associates and Barristers as well as nominations for new members.

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