State Bar lobbed for bill it invokes to block suit

By Lyle Moran Daily Journal Staff Writer

The State Bar lobbed for language in its annual rule bill last but that would prevent it from having to publicly disclose the names and other information about lawyers applicants in a long-run low earnings, and the bar association's concerns about the perceived diminished illusory of the case.

However, the bar also expressed some concerns about legislative staff whether a section added to SB 363 363 would instead viewed the bar association from providing revealed data about the State Bar of Law Professors Richard Snyder and the First Amendment Coalition with the data the requested, according to emails ob- served by The Daily Journal.

Sander's weight data shows California bar applicants to evaluate it in light of it having an on-the-run-called "mismatch theory" that minorities and women admitted admissions preferences at their bar schools do not do as well in their studies and on the bar exam.

The bar's censure came almost two years after the state Supreme Court ruled the agency should disclose the requested data if it could be provided in a way that protected an individual's privacy. The case was remanded to the trial court to make that determination and consider whether other issues outweighed the public's interest in favor of disclosure.

Emails sent by Jennifer Wada, the bar's Sacramento lobbyist, to legisla- tors suggested that the bar grew worried about the impact of the bill allowing it to collect annual lists from lawyers on the Sander case last August after an Assembly committee amended SB 363. "This may be a more straightforward legisla- tion, but the new amendment would require disclosure of minority bar data, first data to prove Sander's mismatch theory (alternative action aggressively impacts minority)," Wada wrote to two State Senate colleagues.

On Sept. 3, Wada forwarded an email from Larry Yee, the bar's acting general counsel. Yee had written that "categories of personal identifying data that Sander would seek include an applicant's bar exam score, law school attended, grade point average..."

Fredricka McGee, the general counsel to the bar's Sacramento lobbyist, to legislator who had written that "categories of personal identifying data that Sander would seek include an applicant's bar exam score, law school attended, grade point average..."

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As well intentioned as increasing the minimum wage may be, its deliverance in the form of a rushed agreement prevailing a coming election has created risks for both employers and employees. Federal Trade Commission and the Electronic Privacy Information Center.

Alan Butler is senior counsel for the SEIU.

The Legislature has yet to approve the new minimum wage proposal, so California may yet look to Oregon’s three-tiered minimum wage model. However, given the messy nature of which the proposal was reached, it is doubtful that legislators will likely take a moment to pause and reflect.

Iris R. Kokish is an associate in California public practice atovich and labor law firm.

PERSPECTIVE

Blunders in haste to win wage race

By Iris R. Kokish

As the California Supreme Court recently decided, the rush to pass a new minimum wage for the state was ill-advised and the fees and costs for workers under the new law will be substantially higher than under the current law.

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