

MINUTES
DSBA ESTATES AND TRUSTS SECTION
February 1, 2022

In accordance with notice duly given, a meeting of the Estates and Trusts Section of the Delaware State Bar Association was held on February 1, 2022, at 3:30 p.m. by Zoom conference.

In attendance were: Matthew P. D’Emilio J. Zachary Haupt, David A. Diamond, James Gallagher, Mary Elizabeth M. Browder, Trisha W. Hall, Carolina R. Heinle, Robert A. Glen, Janice M. Matier, Michael S. Neri, Scott E. Swenson, Richard W. Nenno, Alex Mili, Tara S. Hersh, Lydia E. York, Kerry M. Porter, Michele L. Muldoon; Gregory J. Weinig, William C. Wagner, Jennifer Zelvin McCloskey, Harold W. T. Purnell, II, Jeremy J. Riley, Elizabeth Vannote, Jocelyn Margolin Borowsky, Danielle R. DiTomasso and Meaghan Mahoney Hudson,

Chair Matthew P. D’Emilio called the meeting to order at 3:32 p.m.

1. Quorum. Quorum was met by the number of members of the Section participating by Zoom videoconference.
2. Minutes. The minutes of the February 1, 2022 meeting were discussed with corrections suggested to attendee names, time of adjournment and New Business 5.A. Upon motion duly made and seconded, the February 1, 2022 meeting minutes, as amended, were unanimously approved.
3. Committee Reports and Activity.
 - A. Trust Act Committee – Ms. Borowsky reported that a meeting with Corporation Law Section has been scheduled to discuss draft Trust Act 2022. Comments will be shared at the next meeting. The Section discussed a comment that Ms. Borowsky received on the meaning of imperative power found in new section 3536A of the draft Trust Act 2022. Section members are invited to contact Ms. Borowsky or Mr. Weinig directly with any comments or suggestions.
 - B. Estate Administration Committee – No report.
 - C. Electronic Wills and Trusts Committee – No report.
 - D. CLE Committee – Mr. Swenson reported that the Committee will be putting on the biannual Will Drafting and Estate Administration Fundamentals program on March 30, 2022. It was noted that the date conflicts with the virtual Heckerling Conference. Mr. Swenson will look into rescheduling.
 - E. Inactive Committees with no reports:
 - Access to Digital Assets Committee – Trisha W. Hall, Chair
 - “Issue” Definition Committee – Trish Hall
 - Limited Guardianship Committee – Donald Sparks, Chair
 - Revocation Upon Divorce Committee – Denise D. Nordheimer, Chair

- Notice Committee – Vincent C. Thomas, Chair
- Publications Committee - Daniel F. Hayward, Chair
- Power of Attorney/Health Care Directive Committee – P. Kristen Bennett, Chair
- Trust Accountings Committee – William H. Lunger, Chair
- Guardianship Committee – Harold W.T. Purnell, Chair
- Trust Litigation Committee – William M. Kelleher, Chair.

4. Old Business.

A. None

5. New Business.

A. Mr. D’Emilio reported that the draft Uniform Real Property Transfer on Death Act was circulated to the Section and will be added to next meeting for discussion.

6. Next Meeting. The next Section meeting will be held by Zoom conference on March 1, 2022 at 3:30.

There being no further business to come before the Section, the meeting was adjourned at 3:52 p.m.

Respectfully submitted,

Michael Neri