

PROPOSED AMENDMENT TO SECTION ARTICLES OF ASSOCIATION

Proposed deletions are surrounded by brackets, and proposed insertions are underlined.

ARTICLE I

Name

The name of this Section shall be "The [Patent, Trademark and Copyright] Intellectual Property Law Section of The State Bar of Georgia."

ARTICLE II

Members

The purpose of this Section shall be to promote the objects of The State Bar of Georgia within the field of Patent, Trademark and Copyright Law; to sponsor actively the continuing education of the members of The State Bar of Georgia in this field; to study, review or initiate proposed legislation or administrative policy for the improvement of the law and practice in this field and to make appropriate recommendations thereon to The State Bar of Georgia,

ARTICLE III

Members

Section 1. Active Members: Any member of The State Bar of Georgia, in good standing, shall be eligible and may become a member of this Section upon application and payment of the required dues.

Section 2. Honorary Members: Judges of the Federal Courts of the several Districts of Georgia, all judges of the United States Court of Appeals for the Federal Circuit, and all judges of the United States Court of Appeals for the Eleventh Circuit maintaining an office in Georgia shall during their tenure in office be Honorary Members of this Section; other qualified persons may be proposed for Honorary Membership and upon approval by the Executive Committee, shall be enrolled as Honorary Members of the Section for one year unless otherwise specified. Honorary Members shall be entitled to all of the privileges of the Section, except that of voting, and shall be exempt from paying dues.

Section 3. Associates and Student Associates: Any associate or student associate of the State Bar of Georgia shall be eligible and may become an associate or student associate of this Section upon application and payment of the required dues. Associates and student associates shall be entitled to all of the privileges of the Section, except that of voting or of holding office.

ARTICLE IV

Officers and Executive Committee

Section 1. The officers of this Section shall be a Chairman, a Chairman-Elect, a Vice-Chairman, [and] a Secretary, and a Treasurer who shall perform the usual duties of their respective offices and the duties hereafter specified. These officers, together with the immediate past Chairman, shall comprise the Executive Committee and shall have general charge of the affairs of the Section.

The Section officers, other than Chairman, shall be elected by written ballot. Ballots providing selections from among all duly nominated candidates for each office shall be delivered by mail or otherwise to all members of the Section between thirty (30) and sixty (60) days after the conclusion of the midyear meeting of The State Bar of Georgia. Each member of the Section wishing to participate in the election shall complete his or her ballot by casting votes for the candidates of his or her choice and returning the completed ballot to State Bar Headquarters at an address that shall be identified on the ballot. Completed ballots must be returned to the Section within thirty (30) days of the date on which they were originally mailed to Section members. Ballots not returned to the Section within thirty (30) days shall not be counted. Within thirty (30) days of the due date for return of completed ballots, votes of Section members shall be tallied and elected candidates shall be informed of their election. An election to any office requires a majority of the votes cast. If more than two candidates are nominated for any office and no candidate so nominated receives a majority of the votes cast upon the first ballot, then the two candidates receiving the largest number of votes cast upon such first ballot shall be voted upon again in a second ballot, and the candidate receiving a majority of the votes cast upon such second ballot shall be declared to be elected to the particular office.

All newly elected officers and members of the Executive Committee shall serve for a term of one (1) year beginning from the adjournment of the annual meeting of The State Bar of Georgia until their successors have been duly elected and qualified. The Chairman-Elect shall become Chairman of the Section at the adjournment of the next succeeding annual meeting of The State Bar of Georgia after the date of his or her installation as Chairman-Elect. The Executive Committee may, at its discretion, fill a vacancy in any elected office except that of Chairman-Elect for the balance of the unexpired term of such office. In the event of a vacancy in the office of Chairman-Elect, a Chairman shall be elected by the membership of the Section at the next regularly scheduled meeting of the Section.

Section 2. Not less than sixty (60) days before the midyear meeting, the Chairman shall appoint a Nominating Committee to consist of at least three (3) members of the Section who are not officers. It shall be the duty of the Nominating Committee to select from the membership a proposed slate of candidates, one for each of the various offices to be filled. The Nominating Committee shall obtain the consent and agreement of each member selected that such member will undertake the duties of the office if elected. Having obtained such consent and agreement, the Nominating Committee shall report its proposed slate of candidates to the Secretary at least thirty (30) days prior to the

ARTICLES (cont'd from page 4)

midyear meeting and the Secretary shall present the Nominating Committee's slate of candidates at the midyear meeting. Additional nominations may be made from the floor at the midyear meeting and may also be made in writing within thirty (30) days after the midyear meeting. Nominations shall be closed on the 31st day after adjournment of the midyear meeting.

ARTICLE V

Committees

Section 1. The standing committees of the Section shall be (1) Patent and Patent Legislation, (2) Ethics and Unauthorized Practice, (3) Public Relations, (4) Trademarks, (5) Copyrights, and (6) By-Laws.

Section 2. All committees, except as otherwise provided herein, shall be appointed by the Chairman and special committees may be appointed as needed. Members of the Executive Committee, other than the officers, and any other members of the Section may serve as chairman of standing and special committees.

ARTICLE VI

Meetings

Section 1. The annual and midyear meetings of the Section shall be held at the times of the annual and midyear meetings and convention of The State Bar of Georgia, and the midyear meeting of the Section shall be held in Atlanta, Georgia. Other called meetings of the Section may be held from time to time on the call of the Chairman or Vice Chairman or of any four members of the Executive Committee or of any ten active members of the Section. The Secretary shall give all members at least ten days notice in writing of any called meeting.

Section 2. At any meeting of the Section, ten active members shall constitute a quorum.

Section 3. The procedure at all meetings of this Section shall be governed by Robert's Rules of Order unless otherwise provided herein.

Section 4. The Secretary shall preserve the official copies of the Articles of Association, the minutes, and any other records which the Executive Committee shall designate for preservation.

ARTICLE VII

Dues and Finance

Section 1. The dues for the members, associates and student associates shall be as set by the members of the Section from time to time and may be changed in amount only by a majority vote of the members of the Section at a midyear or called meeting of the Section and only with the approval of the Board of Governors of The State Bar of Georgia. All dues shall be paid into the Treasury of The State Bar of Georgia concurrently with dues for mem-

bership in The State Bar of Georgia and shall be disbursed as directed by the Chairman. Members, associates and student associates who are delinquent in their dues will be automatically dropped from membership or association. Any member, associate or student associate who has been dropped from membership or association in the Section for nonpayment of dues may be readmitted upon application and payment of the required dues.

Section 2. A portion of all dues paid by members, associates or student associates of the Section shall be transferred to the general overhead account of The State Bar of Georgia to cover administrative and similar expenses of The State Bar related to the Section. The portion transferred shall be as periodically specified by the Board of Governors of The State Bar of Georgia.

ARTICLE VIII

Action by Section

Section 1. No action, policy determination or recommendation of this Section shall be deemed to be or referred to as the action of The State Bar of Georgia prior to the submission of same to and approval by the Board of Governors of The State Bar, or in accordance with the rules and regulations governing The State Bar, by members of the Bar in a duly authorized referendum or in a general assembly of The State Bar in annual convention, subject to the rules and regulations governing the same.

Section 2. All activities of the Section related to continuing legal education shall be co-ordinated with the Committee on Continuing Legal Education of The State Bar of Georgia.

ARTICLE IX

Property

Any interest in the property of the Section of persons resigning or otherwise ceasing to be members shall vest in the Section.

ARTICLE X

Amendments

Section 1. These Articles of Association may be amended at any meeting of the Section by a two-thirds vote of those members in good standing who may be present, provided that a copy of the proposed amendment subscribed to by at least five members in good standing has been mailed to the membership not less than thirty days prior to such meeting; provided, however, that these Articles may be amended without prior notice at the midyear meeting by a two-thirds vote of the members attending, if a quorum present.

Section 2. No amendment to these Articles shall become effective until approved by the Board of Governors of The State Bar of Georgia.

Words in brackets [] are being deleted; words
underscored — are being added.

Approved by
Bd Bar
8/4/72

ARTICLES OF ASSOCIATION

ARTICLE I

Name

The name of this Section shall be "The Patent,
Trade-Mark and Copyright Section of the State Bar of Georgia."

ARTICLE II

Members

The purpose of this Section shall be to promote
the objects of The State Bar of Georgia within the field
of Patent, Trade-Mark and Copyright Law; to sponsor
actively the continuing education of the members of the
State Bar of Georgia in this field; to study, review or
initiate proposed legislation or administrative policy for
the improvement of the law and practice in this field
and to make appropriate recommendations thereon to the
State Bar of Georgia.

ARTICLE III

Members

Section 1. Active Members: Any member of
The State Bar of Georgia, in good standing shall be
eligible and may become a member of this Section upon
application and payment of the required dues.

Section 2. Honorary Members: Judges of the
Federal Courts of the several Districts of Georgia and
all judges of the United States Court of Appeals for
the Fifth Circuit maintaining an office in Georgia shall
during their tenure in office be Honorary Members of this
Section; other qualified persons may be proposed for
Honorary Membership and upon approval by the Executive
Committee, shall be enrolled as Honorary Members of the
Section for one year unless otherwise specified. Honorary
Members shall be entitled to all of the privileges of

the Section, except that of voting, and shall be exempt from paying dues.

ARTICLE IV

Officers and Executive Committee

Section 1. The officers of this Section shall be a Chairman, a Chairman-Elect, Vice-Chairman, and Secretary, who shall perform the usual duties of their respective offices and the duties hereafter specified. These officers, together with four members of the Section (one of whom shall be the immediate past Chairman) shall constitute the Executive Committee and have general charge of the affairs of the Section.

The officers, other than Chairman, and other members of the Executive Committee, with the exception of the past Chairman, shall be elected at the [annual] midyear meeting of the Section. All officers and other members of the Executive Committee shall serve from adjournment of the annual meeting of the State Bar of Georgia for one year and until their successors have been elected and qualified. The Chairman-Elect shall become Chairman at the adjournment of the succeeding annual meeting of the State Bar of Georgia after the date of his installation as Chairman-Elect. The Executive Committee may, at its discretion, fill the vacancy of any elected office except that of Chairman-Elect for the balance of the unexpired term. In the event of a vacancy in the office of Chairman-Elect, a Chairman shall be elected by the membership at the next [annual] midyear meeting.

Section 2. The Chairman shall appoint a Nominating Committee to consist of at least three (3) members, not officers, not less than sixty (60) days before the [annual] midyear meeting. It shall be the duty of

the Nominating Committee to select and prepare a slate of candidates, one for each of the various offices to be filled at the [annual] midyear election. The Nominating Committee shall report, after obtaining consent of each member selected to undertake the duties of the office if elected, its proposed slate to the Secretary at least thirty (30) days prior to the [annual] midyear meeting, and the Secretary shall forthwith notify all members. Additional nominations may be made from the floor at the [annual] midyear meeting.

After the nominations for each office are closed by the Chairman or other presiding officer, a vote shall be taken for that office. In the event of a contest for any office, a secret ballot shall be used. An election to any office requires a majority of the votes cast, and if more than two candidates are nominated for any office and no candidate so nominated receives a majority of the votes cast upon the first ballot, then the two candidates receiving the largest number of votes cast upon such first ballot shall be voted upon again, and the candidate receiving a majority of the votes cast upon such second ballot shall be declared elected to the particular office.

ARTICLE V

Committees

Section 1. The standing committees of the Section shall be (1) Patent and Patent Legislation, (2) Ethics and Unauthorized Practice, (3) Public Relations, (4) Trademarks, (5) Copyrights, and (6) By-Laws.

Section 2. All committees, except as otherwise provided herein, shall be appointed by the Chairman and special committees may be appointed as needed. Members of the Executive Committee, other than the officers, and any other members of the Section may serve as chairman of standing and special committees.

ARTICLE VI

Meetings

Section 1. The annual [meeting] and midyear meetings of the Section shall be held [concurrently with] at the times of the annual [meeting] and midyear meetings and convention of The State Bar of Georgia, and [other] the midyear meeting of the Section shall be held in Atlanta, Georgia. Other called meetings of the Section may be held from time to time on the call of the Chairman or Vice Chairman or of any four members of the Executive Committee or of any ten active members of the Section. The Secretary shall give all members at least ten days notice in writing of any called meeting.

Section 2. At any meeting of the Section, ten active members shall constitute a quorum.

Section 3. The procedure at all meetings of this Section shall be governed by Robert's Rules of Order unless otherwise provided herein.

Section 4. The Secretary shall preserve the official copies of the Articles of Association, the minutes, and any other records which the Executive Committee shall designate for preservation.

ARTICLE VII

Dues and Finance

Section 1. The dues for the members shall be \$2.00 per year and may be changed in amount only by a majority vote of the members of the Section at [an annual] a midyear or called meeting of the Section and only with the approval of the Board of Governors of the State Bar of Georgia. All dues shall be paid into the Treasury of The State Bar of Georgia concurrently with dues for membership in The State Bar of Georgia and shall be disbursed as directed by the Chairman. Members who are delinquent in their dues will be automatically dropped from membership. Any member who has been dropped from membership in the Section for nonpayment of dues may be readmitted upon application and payment of the required dues.

Section 2. A portion of all dues paid by members of the Section shall be transferred to the general overhead account of the State Bar of Georgia to cover administrative and similar expenses of The State Bar related to the Section. The portion transferred shall be as periodically specified by the Board of Governors of The State Bar of Georgia.

ARTICLE VIII

Action by Section

Section 1. No action, policy determination or recommendation of this Section shall be deemed to be or referred to as the action of The State Bar of Georgia prior to the submission of same to and approval by the Board of Governors of The State Bar, or in accordance with the rules and regulations governing the State Bar, by members

of the Bar in a duly authorized referendum or in a general assembly of the State Bar in annual convention, subject to the rules and regulations governing the same.

Section 2. All activities of the Section related to continuing legal education shall be co-ordinated with the Committee on Continuing Legal Education of The State Bar of Georgia.

ARTICLE IX

Property

Any interest in the property of the Section of persons resigning or otherwise ceasing to be members shall vest in the Section.

ARTICLE X

Amendments

Section 1. These Articles of Association may be amended at any meeting of the Section by a two-thirds vote of those members in good standing who may be present, provided that a copy of the proposed amendment subscribed to by at least five members in good standing has been mailed to the membership not less than thirty days prior to such meeting; provided, however, that these Articles may be amended without prior notice at the [annual] midyear meeting by a two-thirds vote of the members attending, if a quorum is present.

Section 2. No amendment of these Articles shall become effective until approved by the Board of Governors of The State Bar of Georgia.