

# IPS BY-LAWS

# BADC IP BY-LAWS

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# **ARTICLE I - NAME AND JURISDICTION**

## **SECTION 1.NAME.**

The name of this Section shall be the Intellectual Property Law Section of TheBar Association of the District of Columbia.

## **SECTION 2.JURISDICTION AND PURPOSE.**

The purpose of this Section shall be to promote the objectsof the Association in the field of Intellectual Property Law. The Section shall have jurisdiction over allmatters of procedure and practice in the fields of Intellectual Property Law, and other related fields of lawsuch as trade secrets, privacy, and unfair competition not specifically assigned to another Section orCommittee of the Association.

# **ARTICLE II - MEMBERSHIP**

## **SECTION 1.MEMBERSHIP.**

Any member of the Association, upon request to the Secretary of this Section and upon the payment of the Section annual dues for the current year, shall be enrolled as a member of this Section. Members so enrolled whose Section annual dues are paid shall constitute the membership of this Section.

## **SECTION 2.DUES.**

Each member of the Section shall pay the annual Section dues then in effect inadvance by the first day of September of each year. Any member of this Section whose Section annualdues shall be past due shall thereupon cease to be a member of this Section, but membership may bereinstated upon the payment of the current annual Section dues.

# **ARTICLE III - OFFICERS, COMMITTEE CHAIRS, AND MEMBERSHIP**

## **SECTION 1.OFFICERS.**

The officers of this Section shall be a Chairman, a Chairman-Elect, aSecretary and a Treasurer.

## **SECTION 2.COMMITTEE CHAIRS.**

There shall be at least six (6) Committee Chairs to be elected bythe Section as hereafter provided. The Chairman, Chairman-Elect, Secretary, Treasurer, and theimmediate past Chairman, shall all serve with Committee Chairs as a governing body to transact businessof this Section.

### **SECTION 3.OFFICERS' TERMS.**

The Chairman-Elect, Secretary and Treasurer shall be nominated and elected as hereafter provided; and such officers shall hold office for a term beginning at the close of the annual Section meeting at which they shall have been elected and ending at the close of the next succeeding annual Section meeting or until their successors shall have been elected and qualified.

### **SECTION 4.SUCCESSION OF CHAIRMAN.**

The Chairman-Elect shall at the end of the next succeeding annual Section meeting automatically assume the office of Chairman; and thereupon the immediate past Chairman shall become the Section representative on the Board of Directors of the Bar Association. The immediate past Section representative shall become the Section delegate to the National Council of Patent Law Associations so long as the Section is a member of that organization.

### **SECTION 5. COMMITTEE CHAIRS' TERMS.**

Committee Chairs shall be elected for a period of at least (2) years. After the initial two year period, Committee Chairs can continue their term in one year increments until such time that (a) the Committee Chair decides to surrender his or her position, or (b) the Chairman, Chairman-Elect, Secretary, and Treasurer agree by majority vote to replace the Committee Chair for good cause (e.g., lack of participation from the Committee Chair).

### **SECTION 6.OFFICER AND COMMITTEE CHAIR ELIGIBILITY.**

Any member in good standing of the Section shall be eligible for election as an officer or Committee Chair of the Section, provided no member may be elected or serve in more than one position at the same time.

### **SECTION 7.ATTENDANCE.**

If any Committee Chair or officer fails to attend three successive meetings of the officers and Committee Chairs, either in-person or by phone, and without sufficient reason, as determined by the officers and Committee Chairs, the position held by such member may be vacated and a new Committee Chair shall be elected within 30 days to fill the vacancy.

# **ARTICLE IV - NOMINATIONS AND ELECTION OF OFFICERS AND COMMITTEE CHAIRS**

## **SECTION 1.ELECTION OF OFFICERS.**

No later than the section meeting immediately preceding the Section Annual Meeting, the Chairman, Chairman-Elect, Secretary, Treasurer, and Immediate-Past Chairman shall nominate, by majority vote, a Treasurer for the next term. If they so desire, the Secretary shall be nominated for the position of Chair-Elect, and the Treasurer shall be nominated for the position of Secretary. If the Secretary or Treasurer declines the position of Chair-Elect or Secretary, respectively, a replacement shall be selected for the vacant officer position by a majority vote of the outgoing Chairman, Chairman-Elect, Secretary, and Treasurer. The so-determined slate of officers shall be presented to the Section for election during the Section Annual Meeting.

## **SECTION 2.ELECTION OF COMMITTEE CHAIRS.**

No later than the section meeting immediately following the Section Annual Meeting, the Chairman, Chairman-Elect, Secretary, and Treasurer shall elect, by majority vote, new Committee Chairs to fill any vacant Committee Chair positions (see Article III, Section 5).

## **SECTION 3.INTERIM ELECTIONS AND VOTING.**

If the position of Secretary or Treasurer becomes vacant, or action binding on the Section must be taken, more than sixty days prior to the next Annual Meeting, a vote on the question may be presented to the Section by electronic means, with e-mail notice to be given each active member not less than 14 days prior to the cut-off for voting (see Article VI, Section 3).

# **ARTICLE V - DUTIES OF OFFICERS**

## **SECTION 1. CHAIRMAN.**

The Chairman shall preside at all meetings of the Section. The Chairman shall formulate and present a report of the work of the Section for the then past year and shall perform such other duties and acts as usually pertain to this office.

## **SECTION 2. CHAIRMAN-ELECT.**

The Chairman-Elect shall also be the Vice-Chairman of the Section. Upon the death or resignation, or during the absence or disability of the Chairman, or upon the Chairman's refusal to act, the Chairman-Elect shall become Chairman, and shall continue to hold the office of Chairman-Elect until a successor is elected to fill that office in the next annual Section meeting.

## **SECTION 3. SECRETARY.**

The Secretary shall be the custodian of all books, papers, documents and other property of this Section except money and those records pertaining to money collected and expended. The Secretary shall keep a record of the proceedings of all meetings of the Section, which record shall be transmitted to the Secretary of the Bar Association. The Secretary, in conjunction with the Chairman, shall attend generally to the business of the Section.

## **SECTION 4. TREASURER.**

The Treasurer shall keep an accurate record of all monies appropriated to or collected and expended for the use of the Section, and perform other duties usually pertaining to this office.

## **SECTION 5. PRESIDING OFFICER.**

In the absence of the Chairman at any meeting, the meeting shall be presided over by the Chairman-Elect, the immediate past Chairman, Secretary, or Treasurer, in that order.

# **ARTICLE VI - SECTION MEETINGS**

## **SECTION 1. REGULAR, ANNUAL AND SPECIAL SECTION MEETINGS.**

The Section shall hold at least four regular meetings of the Section members, preferably in September, November, February and April. The annual meeting of the Section shall be held in May or June. Special Section meetings may be called at any time by a majority of the Officers or four or more Committee Chairs, specifying the purpose of such meeting. At special Section meetings no business shall be transacted except that specified in the call therefor and such business shall be considered in the order listed in the call unless otherwise ordered at the meeting.

## **SECTION 2. QUORUM.**

At any meeting of the Section, the presence, in person or by phone, of the Officers and at least four Committee Chairs shall be necessary to constitute a quorum for the transaction of business.

## **SECTION 3. VOTING.**

All action binding on the Section shall be by majority vote of the members present.

## **SECTION 4. ORDER OF BUSINESS.**

At each regular, annual and special meeting of the Section the order of business shall be as directed by the Chairman or the presiding officer.

## **SECTION 5. NOTICE.**

E-mail notice of not less than seven days shall be given to each active member of every meeting of the Section.

## **SECTION 6. PARLIAMENTARY RULES.**

The practice contained in "Roberts' Rules of Order," as revised, shall govern the Section in all cases to which they are applicable and in which they are not inconsistent with the Bylaws or the special rules of order of the Section.

# **ARTICLE VII - MISCELLANEOUS PROVISIONS**

## **SECTION 1.FISCAL YEAR.**

The Fiscal Year of the Section shall be the same as that of the Bar Association of the District of Columbia, which begins September 1 and ends August 31, as of May 1, 1982.

## **SECTION 2.EXPENSES.**

All expenses of the Section, not including meeting expenses to be directly recovered from attendees, shall be authorized by Council pursuant to Article VI, Section 1 and approved in writing by the Treasurer of the Section before such expenses are paid.

## **SECTION 3.COMPENSATION.**

No salary or compensation, other than reimbursement for expenses, shall be paid to any officer or member of the Council.

## **SECTION 4.RESOLUTIONS.**

Any resolution adopted or taken by this Section may be reported by the Chairman of the Section or the Section representative to any meeting of the Board of Directors of the Association for their action thereon.

# **ARTICLE X - AMENDMENTS**

## **SECTION 1.AMENDMENTS.**

These Bylaws can be amended at any Annual Meeting of the Section or at any special meeting called for that purpose.

## **SECTION 2.PUBLICATION.**

Any proposed amendment shall be sent to the Section members prior to the meeting of the Section at which the amendment is submitted for vote.

## **SECTION 3.VOTING.**

If the Officers and Committee Chairs have approved a proposed amendment, the amendment may be adopted by a majority vote of the Section members present and voting. If the proposed amendment has been disapproved by the Officers and Committee Chairs, its adoption shall require a two-thirds vote of the quorum of Section members present and voting.