

MICHIGAN STATE BAR FOUNDATION

INVESTING IN ACCESS TO JUSTICE



A N N U A L R E P O R T

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Our Mission:

The Michigan State Bar Foundation provides leadership and grants to improve access for all to the justice system, including support for civil legal aid to the poor, law-related education, and conflict resolution.

MSBF STAFF

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Dear Fellows, Friends and Colleagues,

As we reflect on the challenges of this past year, we are grateful for our supporters, our partners and the heroic efforts of our legal aid grantees. This past year has highlighted both the inequities in our civil justice system and the opportunities for change.

The Foundation annually reviews our strategic plan and goals. Following are some goals and highlights regarding progress from 2020:

Increase Access to Justice for All - The Foundation remains committed to provide leadership and funding to increase access to justice for all through civil justice reform and increased funding for civil legal aid.

In December 2020, the Justice for All Task Force completed the strategic plan outlining a vision that Michigan's civil justice system provides a safe, trusted and inclusive experience for addressing problems and strengthening communities. The Michigan Supreme Court created a Justice for All Commission to continue and move the work forward. The Foundation is honored to participate on the leadership team with the court and the State Bar of Michigan.

The pandemic has generated increased needs for civil legal aid and revenues to sustain and expand legal services are critical. In 2020, due to more limited court operations, filing fee awards were almost one million less than anticipated. Fortunately, the legal community support of the ATJ Campaign remained stable and the campaign received some significant one-time *cy pres* awards that will mitigate the other lost revenue. In addition, the Foundation experienced a 13% increase in IOLTA revenue, as a result of the Leadership Bank Program.

Build effective partnerships with the legal community and others to address emerging needs –

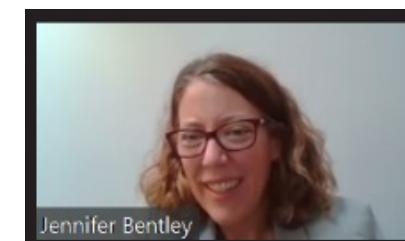
The Foundation, through a grant from the Michigan State Housing Development Authority, administered Coronavirus Relief funding to provide legal aid grants for the Statewide Eviction Diversion Program to help households facing eviction. The legal aid programs had the infrastructure in place to quickly expand services and assist thousands of households who needed help. Please continue reading this report to see a summary of those efforts.

Promote sustainability and effectiveness of legal aid providers – The Foundation regularly meets with the network of legal aid grantees to support statewide efforts such as intake, triage and referral, impact advocacy, racial justice advocacy and services for special populations. We have been continually making improvements to our data collection and sharing. Working with legal aid programs, in 2020, MSBF grantees began documenting universal outcomes so that statewide priorities and decisions can be driven by data.

On behalf of our trustees and staff, thank you for your ongoing commitment. We are encouraged and hopeful that together we can increase access to justice for all. Let's keep this momentum going....



Edward H. Pappas
President



Jennifer S. Bentley
Executive Director

Annual Civil Legal Aid Grant Program

Legal aid offices provide a full range of legal assistance from advice to full representation in court. During 2020, the Foundation awarded annual civil legal aid grants for the following programs:

- Lakeshore Legal Aid
- Legal Aid of Western Michigan
- Legal Services of Eastern Michigan
- Legal Services of Northern Michigan
- Michigan Advocacy Program
- Center for Civil Justice
- Counsel and Advocacy Law Line
- Michigan Immigrant Rights Center
- Michigan Indian Legal Services
- Michigan Legal Services
- Michigan Poverty Law Program

MSBF also provides annual support to the Michigan Legal Help (MLH) Program, that administers an interactive website (also available in Spanish) and a number of affiliated local self-help centers. To meet the significant increase in demand for legal information and help, MLH created a COVID-19 response page that provides helpful up-to-date information and direct links to resources.

2020 Project Grants

The Foundation also provides funding for innovative projects. In 2020, the Foundation issued project grants totaling almost \$110,000, including grants to the following organizations:

Alliance for Housing received funding to contract with Street Democracy to implement functional sentencing. Functional sentencing turns sentencing into an opportunity to help an individual permanently exit the criminal justice system by replacing fines and costs with targeted interventions that address root causes of an individual's offense.

Detroit Justice Center received funds to support and expand their program to provide a community legal worker to help low-income Detroit residence avoid tax foreclosure, avoid water shut offs and have access to getting state/municipal identification.

Justice for All Task Force received funds to help cover additional costs related to the completion of the strategic plan for the Justice for All Task Force.

Michigan Center for Civic Education was awarded funds to produce virtual tutorials regarding mock trials and produce more hybrid, online and local, opportunities to run Mock Trial learning clinics.

Michigan Community Resources received funds to create a COVID-19 Small Business and Nonprofit Virtual Legal Clinic, distribute timely publications of legal alerts and toolkits related to COVID-19 and create a webinar series and toolkit packages for post-COVID 19 re-opening and moving forward for nonprofits.



Assuring housing stability

A 50-year-old woman was laid off from her job for being out sick after contracting COVID-19. She fell behind in rent payments on the apartment she had lived in for the past three years. Making matters worse, her unemployment benefits were delayed. She contacted Lakeshore Legal Aid for help. Lakeshore's attorney met with the landlord who agreed to participate in the Eviction Diversion Program and the landlord agreed to dismiss the case. The woman eventually received her unemployment benefits and due to the rental assistance, she was able to remain safely in her home while getting back to good health.

Special Funding for the Eviction Diversion Programs

The Michigan State Housing Development Authority awarded \$4,000,000 to the Foundation to administer grants to provide legal assistance for income-qualified persons facing residential evictions resulting from economic hardship due to COVID-19.

Legal Service Programs who received Eviction Diversion Program funding:

- Counsel and Advocacy Law Line
- Lakeshore Legal Aid
- Legal Aid of Western Michigan
- Legal Services of Eastern Michigan
- Legal Services of Northern Michigan
- Michigan Advocacy Program
- Michigan Legal Services
- Michigan Poverty Law Program

How the
Eviction Diversion
Program
has helped

15,234

Number of Households
Facing Eviction Helped by
Legal Aid Programs

97%

of households represented
achieved a positive
result and their eviction
was prevented

56%

of clients helped
were people of color

Total eviction cases handled from 7/1/20 – 12/31/20

6024

households provided advice or
brief assistance

1235

cases settled prior to a court filing

3280

cases negotiated after an
eviction filing in court

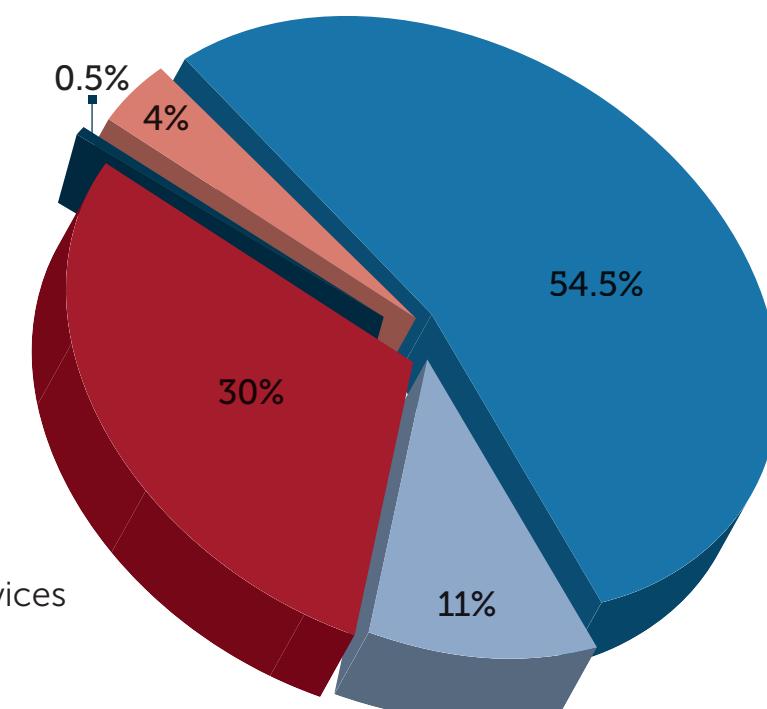
452

cases litigated in court

53

households provided other extensive services

Legal Cases Pending at year-end: **4,190**



INTEREST ON LAWYERS TRUST ACCOUNTS (IOLTA)

In 1990, the Michigan Supreme Court adopted mandatory IOLTA (Michigan Rules of Professional Conduct 1.15). Interest generated on IOLTA accounts is paid to the Foundation and is an important source of funding for civil legal aid in Michigan.

Total IOLTA accounts: 12,094

Total Financial Institutions Remitting Interest: 95



The Leadership Bank Program recognizes financial institutions that go above and beyond requirements by paying significantly more interest on IOLTA accounts.

Thank you to our Leadership Banks that pay interest on IOLTA accounts that go above and beyond the basic requirements.



Where you Bank Matters.

Did you know your banking choices can help improve access to justice in Michigan? If every Michigan lawyer who holds an IOLTA account chose a Leadership Bank, based on current rates, it would mean an increase of approximately 1.8 million dollars to provide free civil legal aid to families in need throughout the state.

Interest rates paid on IOLTA accounts vary between .01% and 1%, with most financial institutions waiving all fees. Please inquire about the interest rate being paid on your IOLTA account.

Summarized Financial Information

for Fiscal Year
10/1/2019 thru 9/30/2020

REVENUE

IOLTA (net available)	\$1,376,835
Fellows	\$14,026
ATJ Campaign Legal Community	\$1,248,968
Other.....	\$506,284
MSHDA Eviction Diversion Program.....	\$1,327,719
Cy Pres Awards.....	\$1,010,631
Contributions/Memorials.....	\$95,918
Investment Income.....	\$347,022
Total	\$5,927,403

EXPENSES

Administrative and Operating Expenses	\$830,500
Legal Aid/Self Help Annual Grants.....	\$1,580,000
MSHDA Eviction Diversion Grants.....	\$1,282,719
Administration of Justice Project Grants.....	\$110,000
ATJ Fund Distributions to Programs..	\$1,997,445
Total	\$5,800,664

The Foundation manages certain bids and contracts to support civil legal aid. In addition, pursuant to state legislation, the Foundation administers the portion of court filing fee funds which is distributed to legal aid programs.

These grants are paid directly to grantees and not included in our financial statements.

The financial information provided is a condensed version of MSBF's audited financials for the fiscal year ending 9/30/2020.

2020 Fellows Program and Reception

The Michigan State Bar Foundation's Fellows Program was established in 1984 to recognize Michigan lawyers for their professional excellence and service to the community. The Fellows Program supports the Foundation in providing leadership and grants for improvements in the administration of justice and the delivery of civil legal aid to the poor. Currently there are 1,482 Michigan attorneys that are active Fellows and, since inception the Fellows have contributed over \$2 million.

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2020 New Fellows

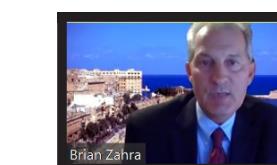
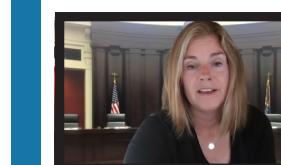
Megan A. Bonanni	Hon. John A. Hallacy	Hon. Mabel J. Mayfield
Hon. Thomas P. Boyd	John P. Hessburg	Kenneth F. Neuman
Erika R. Breitfeld	Lawrence J. Leib	Joseph G. Vernon
Aaron V. Burrell	Ray H. Littleton II	Mark A. Wisniewski

2020 Fellows Reception

The 2020 Fellows Reception was a virtual event with approximately 100 individuals participating.

Founders Award

recognizes lawyers who exemplify professional excellence and outstanding community contributions.



Chief Justice Bridget McCormack and **Justice Brian K. Zahra** were recognized and thanked for their significant leadership, partnerships and innovation on the court to increase justice for all.

Access to Justice Award

honoring persons who have significantly advanced access to justice for the low-income individuals in Michigan.



As former director of Michigan Indian Legal Services, **James (Jim) Keedy** devoted his career to ensuring access to justice for under-served populations.



Fellows of the Michigan State Bar Foundation

Thank you for your support and leadership for the Foundation and its mission.

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