

*Resolved*, that Section 4 and Section 5 of Article III of the bylaws of the Federal Litigation Section are repealed, and the following is adopted in their place.

**Section 4. OFFICER PROGRESSION, ELECTION, VACANCIES, INTERIM APPOINTMENTS.**

**A. Vice Chair to Chair.** Upon the expiration of the Chair's term, the Vice Chair automatically shall assume the position of Chair, but only if the Vice Chair previously has been elected by the Section Membership as Secretary/Treasurer or Vice Chair as set forth in Subsection 4C.

**B. Secretary/Treasurer to Vice Chair.** Prior to the conclusion of the Chair's term, a new Secretary/Treasurer shall be elected by the Section Membership. Upon the expiration of the Vice Chair's term, the Secretary/Treasurer automatically shall assume the position of Vice Chair, but only if the Secretary/Treasurer previously has been elected by the Section Membership as set forth in Subsection 4C.

**C. Elections.** The Chair shall direct the manner and process of the election of an Officer. First, the Chair shall appoint a Nominating Committee, which shall nominate as many Section members as it deems appropriate for an Officer position. Second, the Chair shall direct and effect the publication to the Section Membership an announcement of the Nominating Committee's nomination(s) together with a solicitation of additional nominations of any other Section member(s). Such notice reasonably shall be determined and directed to reach the Membership, and may include utilization of *The Federal Lawyer*, *SideBAR*, direct mail, the Fedbar.org website and/or by any other electronically available means including email that directly reaches the Section Membership. Third, by ballot listing all those properly nominated, the Association's National Staff shall conduct an election among the Section Membership. Such election shall be conducted at least 21 days after the notice has been sent. The winner shall be the person who receives a plurality of the votes cast.

**D. Vacancies; Interim Appointments.**

In the event of a vacancy in the position of Chair prior to the expiration of a term, the Vice Chair automatically shall succeed to Chair. In the event of a vacancy in the position of Vice Chair prior to the expiration of a term, the Secretary/Treasurer automatically shall succeed to Vice Chair. An Officer who

thus succeeds to fill a vacancy automatically is eligible for a full two year term commencing the next October 1.

Upon the expiration of a term without automatic succession to the position of Vice Chair as provided in Subsection 4A, the Chair shall appoint a Section member to hold, and discharge the responsibilities of, Vice Chair on an interim basis. As soon as practicable after such interim appointment, the Section Membership shall elect a Vice Chair, pursuant to the procedures described in Subsection 4C as directed by the Chair.

In the event of a vacancy in the position of Secretary/Treasurer for any reason (whether before or upon expiration of a term), the Chair shall appoint a Section member to hold, and discharge the responsibilities of, Secretary/Treasurer on an interim basis. As soon as practicable after such interim appointment, the Section Membership shall elect a Secretary/Treasurer, pursuant to the procedures described in Subsection 4C as directed by the Chair.