LOPEZ TORRES: WHERE DO WE GO FROM HERE?

By Barry Kamins, President

The Supreme Court declined to hold the convention system unconstitutional, reasoning that political parties generally had the right to determine how candidates can obtain their nominations. The decision was unanimous, but four justices, in concurring opinions, noted their reservations about New York’s judicial convention system.

As Justice John Paul Stevens noted in his concurring opinion, “Our holding should not be misread as an endorsement of the system under review.” He then emphasized the distinction between constitutionality and wise policy. Justice Kennedy, in his concurring opinion, noted that if New York’s system does not produce the perception and reality of integrity and fair play, it ought to be changed. And nothing in the decision prevents New York’s legislature from enacting that change.

S am Servello was ready for a change. Servello, a tax attorney since getting his J.D. and LL.M., realized that while he enjoyed many aspects of his tax law practice he wanted a change in his career path. “My whole career was in tax law,” he says. “I was interested in medicine but I am an attorney. By joining the Health Law Committee I could see how the two cross and how the two worlds combine.” Of health law, Servello emphasizes, “It is a branch of the law that has a direct impact on many people. The Health Law Committee allowed me to explore an area of the law that I had not had a chance to delve into before.”

Several projects based in public policy that the Committee was working on intrigued Servello, and he became the primary author of the Committee’s statement on the Family Health Care Decision Act, which would create a surrogates statute in New York State. On behalf of the Committee, he organized a symposium on electronic health records, drawing speakers from the counsel’s office of the Department of Health and the Office of Mental Health. Servello became so involved in the Committee’s projects, including working to increase donation of anatomical gifts in the State of New York and reducing legal barriers to Medicaid in the State, that he returned to Moses & Singer in its health care practice.

As the organizer and moderator of the Symposium on Access to Health Care in New York State held on February 7, 2008 at the City Bar, Servello says, “Facilitating a new, broad and inclusive dialogue on access to health care was very rewarding.” Servello’s switch to health law was greatly facilitated by his work with the Committee. The Committee, he states, “Allowed me to branch out into the area of
CONTINUED FROM PAGE 1

THURGOOD MARSHALL SUMMER LAW INTERNSHIP PROGRAM EMPLOYERS MAKE THE DIFFERENCE

We want to thank the legal employers below for giving inner-city high school students a chance to experience the career-boosting benefits of the Thurgood Marshall Program in 2007. Participating employers provide these students with paid summer employment, so they can have the opportunity to experience a legal environment and learn about the profession. Students are selected for the program based on academic excellence and personal interviews. In addition to their work, students attend a number of programs that inform them about preparing for college and about law as a career. Students in the program realize the opportunity they are given and their appreciation is reflected in their work. Any employer interested in joining the program in 2008 should contact Rebecca Nelson at 212 382-6660 or by email at rnelson@nycbar.org

Law Firms

Adam Leitman Bailey, P.C.
Arnold & Porter LLP
Chadbourne & Parke LLP
Cravath, Swaine & Moore LLP
Davis Polk & Wardwell
Davis Wright Tremaine LLP
Fullbright & Jaworski LLP
Kaye Scholer LLP
Minam Davidson, Esq.
Morgan, Lewis & Bockius LLP
Pillsbury Winthrop Shaw Pittman LLP
Proskauer Rose LLP
Simpson Thacher & Bartlett LLP
Skadden Arps Slate Meagher & Flom LLP
Stroock & Stroock & Lavan LLP

Thacher Proffitt & Wood LLP
Weil Gotshal & Manges LLP
White & Case LLP

Law Schools

Brooklyn Law School
Fordham Law School

Non-Profit Organizations

The New York City Bar Association

Judicial

Hon. Richard Lee Price
To understand the needs of your client there is no better way than to learn about your client’s business. Speaking at the City Bar’s Professional Development Workshop, Getting to Know Your Client’s Business, Charles Fox of Fox Professional Development, LLC, acknowledged that getting to know your client’s business can be a daunting task. Learning about your client may not be seen as part of your job and clients are often reluctant to give out information. Despite these obstacles, advises Fox, it is worth taking the time and effort.

Getting the Big Picture

It is important to get a basic picture of your client. Is the client public or private? If your client is public there is an abundance of information available and easily accessible on-line. If the client is private it can be a bigger challenge to unearth information but often, suggests Fox, all you have to do is ask. Ask the client for the financial statements, internal research; anything they think may be useful.

Determine if the client is big or small. You do this, says Fox, by looking at the company’s annual sales, market capital, income, annual profits, total assets and number of employees.

Is the client simple or complex? In order to determine the complexity of the client look at the number of products or business lines. What do the capital and corporate structure look like? Is the business regulated or unregulated? How many countries does it operate in and what is the number of employees?

Also, knowing the client’s decision making process is crucial, says Fox. As counsel you need to know how, and by whom, decisions are ultimately made. Is the culture bureaucratic or entrepreneurial? How does the Board of Directors operate? Is there delegation of authority or must all decisions be approved by senior management?

Understanding Your Client’s Corporate Structure

To become a trusted adviser, says Fox, you need to understand how all the parts of your client go together, as well as the assets and liabilities. Though your client may think of their business as a whole, most businesses are broken down into entities. Entities have a separate legal existence, says Fox. One entity is not necessarily responsible for the liabilities of another so it is important for lawyers to analyze their client’s issues on an entity-by-entity basis.

To understand your client’s assets and liabilities, says Fox, look at the balance sheet. See how it obtains the money it needs to run and what debts and equity are outstanding. Remember to read all the notes to the financial statement, says Fox. It is often in the notes where you find the most useful and telling information. Check the documents pursuant to which capital was raised such as through the issuance of stock or debt. Find out how many classes of stock there are, how dividends are paid and if there are any shareholder agreements. Look at debt, determine when the debt matures, is it pre-payable, who holds the debt and is it secured.

In today’s world of unsettled economic circumstances and highly leveraged businesses, having an understanding of the client’s corporate structure is vital.

Knowing Your Client’s Risks

If you understand your client’s risks, says Fox, you are better able to advise against disaster. There are your client’s financial risks. These include accounting issues, such as characterizing current expenses as capital costs, premature recognition of revenues and improper use of off-balance sheet transactions.

There are also general financial market risks to your client. What interest rate exposure does your client have, does it have commodity costs, does it buy or sell overseas and have exposure to foreign exchange rates? Also, says Fox, take a look at your client’s specific operating risks such as: increase in raw material prices; increased competition; potential for loss of a key employee; or a key vendor or customer.

Consider risks of unexpected liabilities including: tort judgments; damages for contract breach; shareholder suits; or employee benefit plans. Finally, notes Fox, consider public relations risks such as criminal and civil investigations and liabilities; harmful products; accounting problems; and lawsuits.

Learning about a client’s business requires time and effort. But if you are willing to make the effort, says Fox, you will be a more effective lawyer; it will make the practice more satisfying, provide more business development opportunities and make you a valuable and trusted advisor to your client.
Improving Energy Planning in New York State

The role of electricity in contemporary society has become increasingly important and supplying it reliably and economically is crucial to the economy. The rising cost of energy fuels coupled with international geopolitical concerns have led to a national call for increased energy independence. Current conflicting policy objectives among different agencies, including the Federal Energy Regulatory Commission, the New York Public Service Commission, the state Department of Environmental Conservation and other state and local agencies impede the efficient development of new energy infrastructure to serve New York. In its report entitled Energy Planning, the Committee on Energy recommends that New York establish an Energy Policy Board which would coordinate the efforts of the above agencies and set state policy on key energy issues.

Having a reliable supply of reasonably-priced electric energy is critical to New York’s economy and to maintaining the quality of everyday life. The cost of electric energy throughout New York is higher than in other states, which has a deleterious impact on the State’s economy, and merchant power producers have not built new capacity to meet the growing load. In addition to the increased electrical demand, the State is encouraging development of new electrical supply facilities using renewable resources, such as wind and biomass facilities. Most of these facilities will be located upstate because of the necessary wind conditions and the availability of biomass sources. The concentration of this potentially substantial amount of new energy supply capacity in a region remote from Metropolitan New York, where there is the greatest electrical demand, will require additional transmission capacity.

Resolving all these challenges to the State’s electric power system is important. The report argues that effective energy planning can best be accomplished by establishing a state Energy Policy Board (Board) which would address important public policy issues, rather than attempting to mandate the types and locations of new energy supply facilities.

Role of the Board:

The report recommends that this Energy Policy Board would be responsible for: (1) identification of risks, benefits and uncertainties of energy supply sources; (2) identification of emerging energy trends; (3) energy policies and long-range planning objectives and strategies; (4) recommendations of administrative and legislative actions to implement energy plans and objectives; and (5) analysis of the impact on economic development of such implementation of the Energy Planning Board’s plan. The report acknowledges that the scope of responsibilities of the new entity would have to be carefully crafted so as not to conflict with other agencies’ planning. The Committee suggests that the Board would also oversee the regular issuance of an energy policy statement.

The recommendations of the Board would be the result of a deliberative process which will require the sharing of information and the exchange of perspectives by the agencies most directly involved in energy issues. Policy conclusions reached by the Board would serve the critical purpose of informing state agencies in a manner not possible now, with the current absence of any coordinating body.

Composition of the Board:

The composition of the Board, the report notes, is another key aspect of establishing a State-administered energy policy assessment process. The Committee believes that a small board with the ability to make tough decisions is advisable. The report recommends that the Board ideally be made up of members from the State Energy Office, the Department of Environmental Conservation and the New York State Energy Research and Development Authority.

Establishing the Board, the report argues, will enable the state to identify adequately the essential issues which are likely to affect the supply and distribution of electric power and the most effective means for the State to meet these challenging issues.

Civil Rights

Both an amicus brief was filed in New York Civil Liberties v. NYC Police Department, NYS Supreme Court, and a letter was sent to NYC Police Commissioner Raymond Kelly expressing concerns with the Rand Corporation report, Analysis of Racial Disparities in the New York Police Department’s Stop, Question and Frisk Practices. The concerns in the brief and letter include that the data accumulated by the NYPD should be made publicly available; there was limited public participation; the report fails to address key issues such as why the number is so high and why does only one stop out of every ten result in an arrest or summons; concerns about the completeness of the data collected and reviewed; the failure to separately consider the stops for non-English-speaking pedestrians; and the Report focuses on potentially innocent reasons rather than on the more troubling one that whites were likelier to receive a summons over an arrest than nonwhites.

Election Law

Letter to Governor Spitzer commenting on the proposed constitutional amendment, Governor’s Program Bill No. 26, regarding redistricting. The letter acknowledges that the Bill follows many of the recommendations outlined in a report issued by the Committee earlier in the year; however, there are still several difficulties with the proposal in the areas of the qualifications of Commission members, the criteria for districts and judicial review.

International Human Rights

Letter to President Musharraf of Pakistan expressing concern about the status of lawyers, judges, journalists, and the general rule of law in Pakistan. The letter urges that the rule of law be restored immediately in Pakistan to ensure that upcoming elections can take place under the supervision of an independent judiciary and press. It also urges that the detained lawyers and judges be released and the judges deposed since November 3, 2007 be restored to their prior positions.

Letter to U.S. Attorney General Michael Mukasey requesting review of the Board of Immigration Appeals decision in the Matter of A-T-2-. In the decision the Board denied a claim for asylum and withholding of removal of a Malian woman whose claim was based on female genital mutilation and forced marriage. The letter argues that the Board’s decision contravenes its own precedent with regard to its treatment of female genital mutilation and constitutes a serious reversal of policy that will
have a harmful effect on a large class of women subjected to this practice.

**Investment Management Regulation**

Letter to the SEC commenting on proposed recommendations to alleviate unnecessary burdens on independent directors of investment companies registered under the Investment Company Act of 1940. The letter states that independent directors currently are required to spend too much of their time on routine compliance work or on making required findings which had become overly burdensome, neither of which is in the best interest of the funds or their shareholders. The letter suggests a number of changes that would reduce the unnecessary burdens on independent directors including: eliminating the quarterly review of transactions effected pursuant to certain exemptive rules; eliminating the quarterly reviews required by existing exemptive orders; eliminating the Board’s responsibility to determine, in good faith, the fair value of portfolio securities for which market quotations are not readily available; and leaving determinations that are better made by someone more qualified than the Board to that person with the Board being responsible for providing oversight only.

**Legal Issues Pertaining to Animals**

Comments in support of New York City Council Bill Intro. No. 658, which would amend the Administrative Code of the City of New York by repealing all provisions allowing for the operation of horse drawn cabs. New York City, the letter argues, has failed to enact legislation to protect the City’s carriage horses such as: shorter work days for the horses; setting a maximum allowable work period within a week; redefining permissible working conditions which take into effect weather conditions; or improving stable conditions. In the absence of the City’s willingness to undertake such protective measures, the letter urges, the carriage horse trade should be banned in New York City.

**Lesbian, Gay, Bisexual and Transgender Rights**

Letter to Ambassador Khazei of Iran expressing concern about the violations of the human rights of sexual minorities in Iran. In recent years human rights organizations have documented numerous cases of arrests, flogging and the execution of gay people in Iran. No public discussion of homosexuality is permitted, gay rights organizations are banned and no organization or political party that endorses gay and lesbian human rights is allowed to exist. The letter notes that under the International Covenant on Civil and Political Rights, to which Iran is a party, the right to privacy and the right to freedom from discrimination on the grounds of sexual orientation is well established. The letter urges that the Iranian government therefore take action to decriminalize homosexual conduct.
healthcare law in a greater and more meaningful way.”

Gayle Stelzner* was also looking for a change. Upon graduating law school, she began practice in bankruptcy law; however, after years of “lawyering” Stelzner felt she needed more freedom in her professional life.

“I wanted the ability to tap into my creative side within the context of the legal world,” says Stelzner. Stelzner began attending the Professional Development Workshops at the City Bar, “I was looking for a combination of legal work and creativity,” she explains, “The workshops offered a lot of great information.”

The Workshops inspired Stelzner to become a member of the City Bar, and she joined the Career Advancement and Management Committee. “I had no idea which direction I wanted my career to take. One of the Committee members was getting her Ph.D. in career counseling. She asked me what I liked about practicing law and what I didn’t like.” Stelzner responds, “I realized that I enjoy breaking things down to a level at which people can understand.”

According to Stelzner, the Committee introduced her to the “burgeoning field of career development and professional development.” She ended up returning to a firm where she had previously summered, splitting her hours there between practicing bankruptcy law and business development, which includes planning client presentations, writing articles, and creating CLE’s for groups on bankruptcy law. By incorporating her interests with the work she already did at her firm, Stelzner was able to change directions in her career.

Kate Wurmfeld became a member of the City Bar specifically to be able to do committee work. She was practicing in labor and employment and recently joined the Matrimonial and Family Law Unit at NYLAG, the same organization where she interned as a student. “Being involved in the committee solidified that I wanted to go back to [legal assistance] work,” Wurmfeld says. Not only is the schedule at NYLAG better for her life as a new mother, but she is also able to help clients directly.

For Wurmfeld, the Committee work reaffirmed her decision to switch to legal assistance work, and she claims, “Gave me a bridge back into it.” As a member of the Committee, Wurmfeld has enjoyed the ability to work with public policy. She is able to work on the formation of legislation, currently on access to family court in New York State for all victims of domestic violence. “I am in the process of drafting a memo of support on this hot political issue,” she says. From her hands-on work with the Domestic Violence Committee, Wurmfeld was able to change directions and engage in direct representation and advocacy for her clients — as well as fit her work into her life.

When Meena Alagappan joined the Legal Issues Pertaining to Animals Committee, it became more than just a switch in career direction — it also greatly changed her personal life. Alagappan was practicing corporate law when she attended a City Bar conference on the legal status of animals. The conference, which looked at how the law classifies animals and how to promote the legal protection of animals, struck a chord with Alagappan and introduced her to the rapidly evolving field of animal law.

Immediately after the conference, Alagappan became a member of both the City Bar and the Legal Issues Pertaining to Animals Committee. “I was very passionate about [animal law],” she explains, “I even returned to school to get a masters degree in animals and public policy from Tufts veterinary school.”

Alagappan eventually became the Executive Director of Humane Education Advocates Reaching Teachers (HEART), which “helps foster compassion and respect for all living beings and the environment through education and helps schools comply with the state humane education law.” Of the Committee, Alagappan says, “I really feel grateful to the City Bar for the role it played in enabling me to make my passion my work.”

Through the Committee Alagappan was able to do the work she loved, and, she claims, “I met some of my greatest friends, and my husband Robert, through the Committee!” Alagappan laughs, “I really advocate joining a Committee! It is a great way to get a feel for different areas of the law. I had a lot of confidence changing the course of my career because of my experiences both as a member and chair of the Committee on Legal Issues Pertaining to Animals. You get a lot of exposure to a field while doing committee work and you can see if something really resonates with you. It is also an incredible channel to meet like-minded individuals.”

Edna Sussman, Chair of the Energy Committee, echoes these sentiments, “Committee work is an amazing opportunity to help form and shape policy and an opportunity to meet many wonderful people with a diverse set of insights and perspectives.” Sussman was working as the director of an environmental nonprofit in Westchester, New York, when she returned to commercial litigation in the environmental division of Hoguet Newman Regal & Kenney LLP, located in New York City. Formerly a litigation partner at White & Case, she came to work with the City Bar Energy Committee as a way to become more active in the city and to reconnect with the City Bar. Sussman says the Committee, "Allowed me to do more energy-related work from a legal perspective. I was interested in policy issues and was able to continue to pursue policy as well as use my skills as a professional mediator to forge a consensus on some difficult and important energy committee white papers.”

To those looking for a change in their career direction, Sussman recommends finding a subject you are passionate about, joining a committee, and becoming extremely active on the committee. Martha Harris, Director of Committee Services, says, “Committee work can be a great way to make a career transition. It provides an opportunity to network, learn about a new field, or become active in a particular area of the law.”

*Name has been changed.
A PERSONAL FINANCE PROGRAM FOR MEMBERS:
AN UPDATE FROM THE NATION’S CAPITAL: HOW WASHINGTON AFFECTS YOUR PORTFOLIO

Please join us for a discussion on the latest updates from Washington focusing on politics and public policy from an investor’s perspective.

Topics of discussion:
- Public policy and political impacts on client portfolios
- Influence of Capitol Hill policy agenda on investments
- Developments of future trends for policy and effect on coming elections

Moderators:
JASON MAXWELL KATZ
Senior Vice President – Investments, UBS; Private Wealth Advisor

MARK LEWIS
Account Vice President, UBS

Speaker:
JOHN SAVERCOOL
Managing Director, UBS; Senior Lobbyist

Please RSVP to Evan Kresman at evan.kresman@ubs.com

WOMEN IN INTELLECTUAL PROPERTY: SPEED-NETWORKING EVENT AND LUNCH

Looking for a mentor? Have knowledge to share with a mentee? Interested in building a professional network? Or do you just want to get to know more women in the profession? Come to the Women in Intellectual Property Speed-Networking Event and Lunch, where you’ll meet women attorneys practicing in various intellectual property fields from law firms, corporations, non-profit organizations, academia and the government. This event was a big hit last year and is back by popular demand!

Established in March 2006, “Women in Intellectual Property” is a program of ongoing events designed to promote female networking, mentoring and advancement in the field. Stay tuned for our summer and fall 2008 events.

The fee, which includes lunch, is $25 for members and $35 for non-members. Please register online at www.nycbar.org. Please also email your class year, practice specialty/sector (e.g., patent litigation/law firm, trademark/in-house, licensing/non-profit, etc.), and interest information to Kandis Koustenis at koustenk@toysrus.com.

NON-TRADITIONAL CAREERS FOR ATTORNEYS: A PROGRAM FOR LAW STUDENTS AND RECENT LAW SCHOOL GRADUATES

Have you discovered that you don’t want to practice law? Do you think it’s too late to shift gears and start another career? Are you still trying to figure out what you want to be when you grow up? Would you like to merge your love of the law with other passions? If so, come hear our panel of attorneys who have followed their dreams and found their calling outside the practice of law. They will discuss the paths to their current careers, the lessons they’ve learned, and how they made the transition.

116 EAST 30TH STREET
COMMERCIAL / RESIDENTIAL TOWNHOUSE
PERFECT FOR DIPLOMATIC, MEDICAL/LEGAL, FOUNDATIONS

Charming turn-of-the century bow windowed townhouse with commercial and residential zoning on one of Kips Bay’s most elegant blocks. This four-story house boasts an expansive south facing garden overlooked by two open decks and one glass enclose terrace. With three wood-burning fireplaces and two separate entrances, this building currently has two floors of offices and a residential duplex. This house also features central air conditioning and laundry facilities. DELIVERED VACANT WITH A FAR REPRESENTING 2+ ADDITIONAL FLOORS.

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Shown Exclusively Through
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Robert A. Haberman, SVP 212-350-2219 rhaberman@elliman.com
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learned along the way, the value of a law degree, and the various opportunities available to attorneys.

Please RSVP to Jodi Savage, Chair of the Committee on Law Student Perspectives, at lspchairman@yahoo.com

**5 Wednesday, 6:30 - 8:30 pm**

**ANIMAL ADVOCACY ON THE LOCAL LEVEL**

Do you want to engage in animal advocacy? Why not focus right here in New York City? A panel of experts will speak on how you can effect change at the local level, what can and cannot be done by the City Council, and how it all comes together.

Moderator:

**JANE HOFFMAN**  
Chair, Committee on Legal Issues Pertaining to Animals

Speakers:

**GALE BREWER**  
NYC Council Member

**CARTER DILLARD**  
Of Counsel, Humane Society of the United States

**JOHN PHILLIPS**  
Executive Director, League of Humane Voters

**PATRICK KWAN**  
M. Silver & Associates

Please register online at www.nycbar.org

**6 Thursday, 4:30 pm-7:00 pm**

**PRO BONO OPPORTUNITIES DAY 2008**

The program will include a panel presentation on models and approaches for pro bono representation, and a reception will immediately follow the panel discussion. Representatives from a large and diverse group of legal service providers will be on hand to provide information about opportunities for all lawyers to perform pro bono and other public service work. This will include information regarding transactional, as well as litigation-related pro bono opportunities. Newly-admitted and experienced attorneys are encouraged to attend, as are legal support and administrative personnel, to find out about the missions of not-for-profit entities and volunteer opportunities.

Attendees will have an opportunity to meet with representatives of dozens of legal services organizations, as well as with pro bono volunteers for these organizations, and learn more about what they do and how you can get involved. Among the many not-for-profits participating in the event are the Advocates for Children of New York, Inc., Brooklyn Bar Association Volunteer Lawyers Project, City Bar Justice Center, Legal Services for New York City, Medicare Rights Center, NYC Bankruptcy Assistance Project, New York Lawyers for the Public Interest, NYC Family Court Self Represented Legal Services, Pro Bono.Net, Urban Justice Center, the Volunteer Lawyers for the Arts, and YKASEC - Empowering the Korean American Community.

Moderator:

**TODD BASKIN**  
Managing Director and Associate General Counsel, Bank of America

Speakers:

**CAROL BOCKNER**  
Director of Pro Bono Initiatives, New York City Bar Justice Center

**MARNIE BERK**  
Director of Pro Bono Programs, New York Lawyers for the Public Interest

**MARLENE HALPERN**  
Supervising Attorney for Pro Bono The Legal Aid Society

**RENE KATHAWALA**  
Pro Bono Counsel, Orrick, Herrington & Sutcliffe LLP

**BRET PARKER**  
Chief Trademark & Copyright Counsel, and Assistant General Counsel, Wyeth

**BRIAN WEINSTEIN**  
Davis Polk & Wardwell.

Co-Sponsored by:  
The NYC Bar Justice Center, Corporate Counsel Pro Bono Coordinators

There is no fee to attend this program. Please register by Tuesday, March 4 by contacting Mary Shakun, at (212) 589-4265 or email mshakun@baker-law.com. If you have any questions about the event, please contact...
FRIDAY EVENING CHAMBER MUSIC AT THE ASSOCIATION "ONE DUET, TWO TRIOS"

Music of Hindemith, Dvorak and Dohnanyi. Arun Bordoloi and Rob Ruckman, violins; Katherine McHale, viola; Valerie Kuehne, cello

Admission is $13 at the door. For more information, please call (212) 788-1093.

10 Monday, 6:30 - 8 pm

IMMIGRATION REFORM: BEYOND THE RHETORIC WHAT'S AT STAKE FOR AMERICA?

Last year, Congress failed yet again to pass legislation that would transform our nation's immigration laws. What are our prospects for future reform? Has the immigration debate become too polarized and too politicozied? Is real reform possible, and what should it look like? What's at stake for America if we cannot fix our broken immigration system?

Moderator:
LINDA KENEPASKE
Chair, Immigration & Nationality Committee, New York City Bar

Speakers:
JEANNE BUTTERFIELD
Executive Director, American Immigration Lawyers Association

CHUNG WHA HONG
Executive Director, New York Immigration Coalition

TAMAR JACOBY
Senior Fellow, Manhattan Institute

Please register online at www.nycbar.org

11 Tuesday, 6-8 pm

NEW YORK CITY ADMINISTRATIVE LAW JUDGES: PRACTICE AND CAREER PERSPECTIVES

This program will provide information about City administrative tribunal practices in cases involving self-represented litigants and on how to become an administrative law judge.

Who are the Administrative Law Judges and Hearing Officers?
What is the jurisdiction of the Tribunals?
What are the career opportunities?
What are the best practices in cases involving self-represented litigants?
How are Tribunals using plain language?

The program will be of special interest to administrative law judges and attorneys interested in becoming administrative law judges.

Moderators:
ROBERTO VELEZ
Chief NYC Administrative Law Judge, Office of Administrative Trials and Hearings

DAVID GOLDIN
NYC Administrative Justice Coordinator

Speakers:
CAROL ROBLES-ROMÁN
Deputy Mayor for Legal Affairs and Counsel to the Mayor

MARY GOTSOPOLIS
Chief Administrative Law Judge, NYC Department of Finance

CHARLES D. McFAUL
Deputy Chief Administrative Law Judge, NYC Office of Administrative Trials and Hearings

JULIET NEISSER
Legal Director, NYC Environmental Control Board

GLENN NEWMAN
President, NYC Tax Commission/Tax Appeals Tribunal

CARMEN SCHWECKE
Acting Chief Administrative Law Judge, NYC Taxi and Limousine Commission

ILENE SHIFRIN
Senior Administrative Law Judge, NYC Department of Health and Mental Hygiene

DIANA ZALPH
Director of Adjudication, NYC Department of Consumer Affairs

Please register by March 3 by contacting Frank Ng, Director of the Administrative Judicial Institute, by email at fng@oath.nyc.gov, or at (212) 442-4941.

13 Thursday, 8:30 am-10 am

PROFESSIONAL DEVELOPMENT WORKSHOP SERIES

ADVOCATE FOR YOUR SUCCESS

WORKSHOP III — PRIORITIZING SKILLS FOR YOUR LEGAL PRACTICE

Successful attorneys know it is not enough to just have a long-term plan - it is critical to prioritize daily demands in order to accomplish their goals. At this program, participants will learn essential skills to recognize and avoid distractions, while working to achieve both short and long term professional goals. This is a strategic game plan to avoid unimportant things in order to achieve the career one wants.

Participants will learn to:
What is the jurisdiction of the Tribunals?
■ What are the career opportunities?
■ What are the best practices in cases involving self-represented litigants?
■ How are Tribunals using plain language?

The program will be of special interest to administrative law judges and attorneys interested in becoming administrative law judges.

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CARMEN SCHWECKE
Acting Chief Administrative Law Judge, NYC Taxi and Limousine Commission

ILENE SHIFRIN
Senior Administrative Law Judge, NYC Department of Health and Mental Hygiene

DIANA ZALPH
Director of Adjudication, NYC Department of Consumer Affairs

Please register by March 3 by contacting Frank Ng, Director of the Administrative Judicial Institute, by email at fng@oath.nyc.gov, or at (212) 442-4941.

19 Wednesday, 7 pm

THE ORISON S. MARDEN LECTURE

RACE, CRIME AND JUSTICE: A FRESH LOOK AT OLD QUESTIONS

For decades, lawyers have been concerned about racial profiling by the police and racial disparities in the criminal justice system. In today's era of mass incarceration and aggressive quality of life policing, a new concern has emerged about the combined effect of law enforcement and criminal justice activities in communities of color. This lecture will explore the phenomenon of the penetration of the justice system in these communities. A reception will follow.

Moderator:
PETER G. EIKENBERRY
Chair, Orison S. Marden Memorial Lecture Committee

Welcoming Remarks:
BARRY KAMINS
President, New York City Bar

Introduction:
FREDERICK A. O. SCHWARZ, JR.
Brennan Center for Justice

Speaker:
JEREMY TRAVIS
National Institute of Justice

Please register online at www.nycbar.org

25 Tuesday, 6:30 – 8 pm

CAREER OPPORTUNITIES IN CRIMINAL LAW: A PROGRAM FOR LAW STUDENTS AND RECENT LAW SCHOOL GRADUATES

All Law & Order fans step this way! Come hear our distinguished panel of criminal law attorneys discuss the various settings in which one can practice criminal law, the skills one should develop in preparing for such a career,
and the life of the criminal law attorney. Come learn what keeps these attorneys so dedicated to their work and how you can follow in their footsteps. A reception will follow and light refreshments will be served.

Speaker:
BARRY KAMINS
President, New York City Bar

Please RSVP to Jodi Savage, Chair of the Committee on Law Student Perspectives, at lschairman@yahoo.com

26 Wednesday, 6:30 pm

JOB SEARCH STRATEGIES AND CAREER MANAGEMENT ADVICE FOR FOREIGN ATTORNEYS/LL.M. GRADUATES

Foreign-educated attorneys comprise a significant and valued source of legal talent in New York. These attorneys, however, can face unique challenges in both obtaining a legal position and achieving their career goals once they have secured employment. This presentation will feature foreign-educated attorneys who have successfully navigated New York’s legal market and a law school career services professional who has worked extensively with LL.M. students and graduates. These panelists will share their perspectives and offer practical advice concerning job search strategies and long-term career development.

Moderator:
ALAN D. SURCHIN
Pittleman & Associates

Speakers:
GABRIEL BISIO
Director/Senior Counsel, Diageo North America, Inc.

HERNANDO PADILLA
Associate, Shearman & Sterling

CLARA K. SOLOMON
Assistant Director, Graduate Division, Office of Career Services, NYU School of Law

Registration by March 24 is necessary. The fee, which includes refreshments, is $10. Please register online at www.nycbar.org

27 Thursday, 12:30-2 pm

SMALL LAW FIRM LUNCHEON
(a three part luncheon series)

EFFECTIVE TECHNOLOGY FOR THE SMALL LAW FIRM
Using Technology to Manage the Small Law Firm, Session 3:

Software and hardware vendors make far-reaching claims about the capabilities of their products to transform the efficiency and profitability of law firms. In this luncheon seminar you will gain insights into how to realize true benefits as you use technology as part of the law firm management process.

Moderator:
MARK JOSEPHSON, CPA, CFP, CFE
Murray & Josephson, CPAs, LLC

Speaker:
SUSAN C. FINELLI
AGL Associates

Sponsored by LexisNexis®

Registration by March 24 is necessary.
The fee, which includes lunch, is $25 for members; $35 for non-members. Please register on this page or online at www.nycbar.org

27 Thursday, 6:30 pm

CAREER DECISIONS 2008: INTERNAL AND LATERAL FIRM MOVES

This program will explore the various ways to approach, consider, and decide upon, a career move — either within your current firm or laterally to a new firm. Our panelists will tackle these pivotal career questions from different angles and offer attorneys guidance based upon their own varied experiences as attorneys, recruiters, firm representatives, and career coaches.

Recognizing career opportunities and having a clear career goal is pivotal to your long term professional success. The options are many.

Hence, the decision to make a career move can feel like a daunting and confusing task. Making a career move can raise a lot of questions: What is my real career goal? What are my options? Can I achieve what I want at my current firm or do I need to make a move? When is the best time to explore making a move? What about all the goodwill I have already established at my current firm? Which opportunities are worth exploring and which aren’t? If I decide that I want to explore a lateral move, what should I do to prepare? These are some of the questions that this program will tackle and help to clarify. Your career is too important to miss this program.

Moderator:
ELENA KASPI, JD, MSW, ACC
President, Lawscope Coaching

Speakers:
LINDA LAUFER
Director, Career Development, Morgan Lewis & Bockius

DANICE KOWALCZYK
Managing Director, BCG Attorney Search, New York City & International Markets

SARAH SPATZ
Manager, Legal Hiring, White & Case LLP

AMY GERWIRTZ
Head of Career Development, Pace Law School

Registration by March 25 is necessary. The fee, which includes refreshments, is $10. Please register online at www.nycbar.org

31 Monday, 5pm program, 6pm Reception

BOTEIN AWARDS

An annual presentation of awards to outstanding court employees in the First Judicial Department.

 Welcoming Remarks:
BARRY KAMINS
President, New York City Bar

Presenter:
HON. JONATHAN LIPPMAN
Presiding Justice, Appellate Division, First Department

Please register online at www.nycbar.org

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March 2008 Registration Form

☐ Small Law Firm Luncheon — 27 Thursday
The fee, which includes lunch, is ☐ $25 for members and ☐ $35 for non-members.

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Signature

Please return this form to: Meeting Services, New York City Bar, 42 West 44th Street, New York, NY 10036-6689. Please make checks payable to the Association of the Bar. If registering for additional persons, duplicate this form.

www.nycbar.org
Q:

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A:

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NEW YORK CITY BAR

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# CITY BAR CENTER FOR CLE
## MARCH 2008 CLE COURSE CALENDAR

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<th>Monday</th>
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<tr>
<td>3 &lt;br&gt;6-9 p.m. &lt;br&gt;JUDICIAL ELECTIONS: &lt;br&gt;THE ETHICAL &amp; PRACTICAL DILEMMAS THEY POSE FOR PRACTICING LAWYERS &lt;br&gt;3.0 credits*</td>
<td>4 &lt;br&gt;6-9 p.m. &lt;br&gt;COMMERCIAL ARBITRATION: RECENT DEVELOPMENTS, EMERGING TRENDS &amp; FUTURE ISSUES &lt;br&gt;3.0 credits</td>
<td>5 &lt;br&gt;6-9 p.m. &lt;br&gt;PRIVATE EQUITY FUNDS: STRUCTURES, TERMS, CONDITIONS &amp; RECENT DEVELOPMENTS &lt;br&gt;3.0 credits*</td>
<td>6 &lt;br&gt;6-9 p.m. &lt;br&gt;BEYOND LIABILITY: ESSENTIALS FOR PREVAILING AT THE DAMAGES TRIAL IN TORT LITIGATION &lt;br&gt;3.0 credits*</td>
<td>7 &lt;br&gt;9-12 p.m. &lt;br&gt;THE DISORDERLY PRESENT &amp; UNCERTAIN FUTURE OF PAYMENTS LAW &lt;br&gt;3 credits*</td>
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<td>10 &lt;br&gt;6-9 p.m. &lt;br&gt;NEW YORK CIVIL PRACTICE UPDATE &lt;br&gt;3.0 credits*</td>
<td>11 &lt;br&gt;9-5 p.m. &lt;br&gt;16 HOUR BRIDGE-THE-GAP &lt;br&gt;8.0 credits* (per day) &lt;br&gt;16.0 credits* (both days) &lt;br&gt;(day 2 on 3/18) &lt;br&gt;6-9 p.m. &lt;br&gt;UPDATES IN MEDICAID &amp; LONG-TERM CARE PLANNING &lt;br&gt;3.0 credits*</td>
<td>12 &lt;br&gt;6-9 p.m. &lt;br&gt;SHAPING THE CITY FOR THE 21ST CENTURY – CURRENT TOPICS IN CITY ZONING &amp; LAND USE &lt;br&gt;3.0 credits*</td>
<td>13 &lt;br&gt;6-9 p.m. &lt;br&gt;FAMILY RESPONSIBILITIES DISCRIMINATION: AN OVERVIEW INCLUDING RECENT LEGAL DEVELOPMENTS &lt;br&gt;3.0 credits*</td>
<td>14 &lt;br&gt;9-4:30 pm &lt;br&gt;SO LITTLE TIME, SO MUCH PAPER™: ORGANIZATION &amp; TIME MANAGEMENT TECHNIQUES FOR LAWYERS &lt;br&gt;7.0 credits*</td>
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<td>17</td>
<td>18 &lt;br&gt;9-5 pm (day 2) &lt;br&gt;16 HOUR BRIDGE-THE-GAP &lt;br&gt;8.0 credits per day* &lt;br&gt;16.0 credits* &lt;br&gt;6-9 p.m. &lt;br&gt;LICENSED: BEYOND THE BASICS &lt;br&gt;3.0 credits*</td>
<td>19</td>
<td>20 &lt;br&gt;9-11 a.m. &lt;br&gt;CURRENT ETHICAL ISSUES IN THE PRACTICE OF SECURITIES LAW &lt;br&gt;2.0 credits*</td>
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<td>24 &lt;br&gt;9-1:30 p.m. &lt;br&gt;WHAT’S IT WORTH IN DIVORCE? APPRAISAL OF ASSETS &lt;br&gt;3.5 credits* &lt;br&gt;6-9 p.m. &lt;br&gt;A PRIMER ON PROBATE &amp; ADMINISTRATION OF NEW YORK ESTATES &lt;br&gt;3.0 credits*</td>
<td>25 &lt;br&gt;6-8:30 p.m. &lt;br&gt;DOCUMENT RETENTION: ETHICAL, LEGAL &amp; PRACTICAL ADVICE FOR DETERMINING THE DOCUMENTS YOU SHOULD (AND ARE REQUIRED TO) PRESERVE &lt;br&gt;2.5 credits*</td>
<td>26 &lt;br&gt;6-8 p.m. &lt;br&gt;THE DAWN OF A NEW ERA: HIGHER ETHICAL &amp; PENALTY STANDARDS FOR PROFESSIONALS WHO GIVE TAX ADVICE &lt;br&gt;2.0 credits*</td>
<td>27 &lt;br&gt;6-9 p.m. &lt;br&gt;VIDEO REPLAY: TERMINATION OF AN EMPLOYEE: AVOIDING LITIGATION &lt;br&gt;3.0 credits</td>
<td>28 &lt;br&gt;9-12 p.m. &lt;br&gt;COMMERCIAL ARBITRATION: RECENT DEVELOPMENTS, EMERGING TRENDS &amp; FUTURE ISSUES &lt;br&gt;3.0 credits</td>
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<td>31 &lt;br&gt;6-9 p.m. &lt;br&gt;YOU DON’T PRACTICE CRIMINAL LAW &amp; YOU GET THAT MIDNIGHT PHONE CALL…NEW YORK CRIMINAL PRACTICE 101 &lt;br&gt;3.0 credits*</td>
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*This program provides transitional credit for newly admitted attorneys.*
MARCH 2008
CLE CALENDAR

ADR/ARBITRATION/MEDIATION/NEGOTIATION

COMMERCIAL ARBITRATION: RECENT DEVELOPMENTS, EMERGING TRENDS & FUTURE ISSUES

Tuesday, March 4, 6-9 p.m.

This program addresses developing case law and practice trends in commercial arbitral processes. Current topics include:

- Advocacy in arbitration: How does it differ from litigation? Includes a role play.
- Discovery (and e-discovery) - how much is too much? Development and use of disclosure protocols.
- Legislative and case law developments, including the proposed Fair Arbitration Act.

The program is designed for attorneys and arbitrators. The audience is expected to be lawyers who practice in the commercial arbitration arena; transactional lawyers; corporate counsel; commercial arbitrators and academics.

Program Co-Chairs:
NANCY NELSON
Senior Fellow
International Institute for Conflict Prevention and Resolution

DANA MACGRATH
Allen & Overy
Faculty to be announced

Live Program (includes materials):
Member $195  Nonmember $305

CLE credits:
3.0 credits in Professional Practice. This program provides transitional/non-transitional credit for all attorneys.

BRIDGE-THE-GAP

16 HOUR BRIDGE-THE-GAP

11 & 18 Tuesdays, 9-5 p.m.

Earn all of your annual CLE credits while obtaining invaluable knowledge on a variety of areas. The Bridge-the-Gap programs fulfill a full year’s credit requirements for those who are newly admitted, while providing essential information and credits for more experienced attorneys. This program is particularly distinct in that one day will allow attendees to fulfill all required skills credits and the other day will allow attendees to fulfill all required ethics credits. Attendance on both days will provide the total professional practice/practice management required of all newly admitted attorneys. A skilled faculty will guide you through the day-to-day practice of law and cover topics of interest to all attorneys, including legal ethics.

Faculty:
REBECCA AMBROSE
Proskauer Rose LLP

JEREMY FEINBERG
New York State Unified Court System
Office of Court Administration

WILLIAM D. FRUMKIN
Sapir & Frumkin LLP

SARI GABAY-RAFIY
Gabay-Rafiy & Bowler LLP

DARREN M. GELIEBTER
The Dorf Law Firm, LLP
The Dorf Intellectual Property Group

JEFFREY A. GREENBAUM
Frankfurt Kurnit Klein & Selz

MATTHEW S. LERNER
Goldberg Segalla LLP

DAVID A. LEWIS
Proskauer Rose LLP

JOHN LOPRESTI, JR.
Law Offices of John P. LoPresti

ANDREW H. LUPU
Law Offices of Andrew H. Lupu

MISSED A PROGRAM?

CLE on DVD
Watch, Listen, Learn from the Comfort of Your Home

1/31/08: Ethical Issues in the Subprime Mortgage Lending Arena: What Lawyers Need to Know
Program Co-Chairs: Thomas C. Baxter, Jr, General Counsel and Executive Vice President of the Legal Group, Federal Reserve Bank of New York & Kathleen A. Scott, White & Case, LLP
2.0 credits provided. Transitional credit provided for newly admitted attorneys.

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1/24/08: The Complexities of Buy-Sell Agreements: Drafting & Preparing Made Simple
Program Chair: Burce D. Steiner, Kleinberg, Kaplan, Wolff & Cohen, P.C.
3.0 credits provided. Transitional credit provided for newly admitted attorneys.
Same fee as 1/16/08 program. See below for fees.

1/16/08: Estate Planning Primer: Everything You Need to Know About Estate Planning, But Were Afraid (or Didn’t Think) To Ask
Program Instructors: David K. Leitner, Troutman Sanders LLC & Fredric J. Laffie, CPA, Attorney at Law
3.0 credits provided. Transitional credit provided for newly admitted attorneys.

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CONSUMER PROTECTION

THE DISORDERLY PRESENT & UNCERTAIN FUTURE OF PAYMENTS LAW

7 Friday, 9-12 p.m.

Consumer payment mechanisms—credit cards, debit cards, checks, wire transfers, automated clearinghouse payments, stored value cards, and person-to-person payments like PayPal, among others—are subject to a wide variation of user rights. These rights derive from federal law, state law, private-sector arrangements (system rules) and contracts. Each separate set of rules may be coherent in itself, but they evolved largely independently of each other, and payments law—the aggregate of all such bodies of law—is suffering from systemic cognitive dissonance as a result.

The program will summarize the wide variations in the treatment of the rights and obligations of the parties to payments transactions of the various types. It will also describe recent attempts to harmonize them and the forces that are pressing for both harmonization and continued disharmony.

Program Chair:
DAVID DYKHOUSE
Patterson Belknap Webb & Tyler LLP

Faculty:
JOSEPH R. ALEXANDER
Senior Counsel
The Clearing House Association LLC

STEPHANIE A. HELLER
Counsel & Vice President
Federal Reserve Bank of New York

CORPORATE & SECURITIES

PRIVATE EQUITY FUNDS: STRUCTURES, TERMS, CONDITIONS & RECENT DEVELOPMENTS

5 Wednesday, 6-9 p.m.

This program will provide an overview of the contractual, regulatory, tax and economic issues involved in structuring and operating different types of private equity funds, including leveraged buyout funds, funds of funds, venture capital funds and mezzanine funds. It will also describe different types of private equity funds, including those relating to distribution waterfalls, management fees, investment

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limitations, “key person” triggers, “no-fault divorces,” “GP Clawback” and “LP Giveback.” The program will also consider various structures for private equity funds and will address the issues arising from the arrangements within the fund sponsor/manager firm among its professionals. In addition, the program will explore certain regulatory regimes and tax issues that affect fund formation, including the Investment Company Act of 1940, the Investment Advisers Act of 1940, the Securities Act of 1933, the Employee Retirement Income Security Act of 1974 and state freedom of information act laws. Finally, it will examine recent developments affecting private equity funds, including tax proposals regarding carried interest, the new negligence anti-fraud fund manager rule and other regulatory changes, valuation requirements and the move towards “permanent capital” structures.

Program Co-Chairs:
EDWARD NELSON
Gibson, Dunn & Crutcher LLP

Faculty:
LAWRENCE S. BLOCK
Senior Vice President & General Counsel
Kenmar Group Inc.

CHRISTOPHER M. EVANS
Weil, Gotshal & Manges LLP

MARGARET R.A. PARADIS
Baker & McKenzie LLP

DAVID G. RICHARDSON
Managing Director
PricewaterhouseCoopers LLP

Live Program (includes materials):
Member $245  Nonmember $355

CLE credit:
3.0 credits in professional practice. This program provides transitional/non-transitional credit for all attorneys. Portions of this program may qualify for CPE credit.

CRIMINAL LAW

YOU DON’T PRACTICE CRIMINAL LAW & YOU GET THAT MIDNIGHT PHONE CALL.... NEW YORK CRIMINAL PRACTICE 101

31 Monday, 6-9 p.m.

If you haven’t thought about criminal law since you were required to take it in law school, what can you expect to encounter when a client calls you in the middle of the night about a criminal matter? What questions do you ask? How do you counsel your client? What should you do — or not do? This program is a must for any attorney unfamiliar with the practice of criminal law. Find out everything you need to do to preserve the rights of your client (whether dealing with a minor problem or a serious matter) from the first minute your telephone rings.

Program Chair:
FRANK R. DUDIS
Counsel on Public Assistance Crimes
Kings County District Attorney’s Office

Faculty:
HON. ANTHONY J. FERRARA
New York City Criminal Court Judge

BELLA S. KANG
Jones Hirsch Connors & Bull P.C.

GABRIELA LUKAS
Court Attorney
Kings County Supreme Court

ALLEN S. POPPER
Staff Attorney
The Legal Aid Society
Criminal Defense Division

Live Program (includes materials):
Member $205  Nonmember $315

CLE credit:
3.0 credits in skills. This program provides transitional/non-transitional credit for all attorneys.

EMPLOYMENT LAW

VIDEO REPLAY: TERMINATION OF AN EMPLOYEE: AVOIDING LITIGATION

27 Thursday, 6-9 p.m.

When terminating an employee, what can an employer do to avoid litigation (or at least reduce its risks)? This panel will include employment lawyers (defense, plaintiff and in-house) as well as a human resources executive. It will explore the procedures that should be followed in terminating employees, separation agreements, special considerations for reductions in force and the various claims available to terminated employees. A particular focal point will be steps that can be taken to reduce the risk of a successful retaliation claim.

This program is a must for employment lawyers, litigation attorneys, in-house counsel, mediators and arbitrators, human resource personnel and managers.

Program Chair:
LLOYD B. CHINN
Proskauer Rose LLP

Faculty:
JONATHAN BEN-ASHER
Beranbaum Menken Ben-Asher & Bierman LLP

DALE B. BERNSTEIN
Executive Vice President
NYSE Euronext
Group Human Resources

REBECCA E. WHITE
Managing Director
Head of Corporate Legal Services
UBS Investment Bank

Video Replay (includes materials):
Member $205  Nonmember $315

CLE credit:
3.0 credits in professional practice. This video replay does not provide transitional credit for newly admitted attorneys.

ONLINE MENTAL DISABILITY LAW PROGRAM

New York Law School has created a program specifically designed to address the ongoing need for information in the area of mental disability law.

Developed by renowned Professor Michael L. Perlin, each 14-week online course includes: weekly lectures on video stream, reading assignments, weekly meetings in a virtual classroom via chat sessions, asynchronous message boards, and two day-long weekend seminars held live at New York Law School.

Find out more at www.nyls.edu/MDL

2007–2008 Course Offerings:

• Survey of Mental Disability Law

• Mental Health Issues in Jails and Prisons

• Sex Offenders

• Americans with Disabilities Act: Law, Policy, and Practice

• Representing Persons with Mental Disabilities
ELDER LAW

UPDATES IN MEDICAID AND LONG-TERM CARE PLANNING

11 Tuesday, 6-9 p.m.

Planning for long-term care and drafting documents that protect your elderly clients and preserve their assets requires that you stay up to date with all the changes in the law. New rules under the Deficit Reduction Act of 2005 (that became effective in August 2006) and changes in prescription drug care coverage as well as other changes, have affected the practice of elder law. At this seminar a panel of experts will discuss these changes and provide advice on how to protect your clients.

Program Chair: MATTHEW J. NOLFO
Matthew J. Nolfo & Associates

Faculty:
AYTAN BELLIN
Petitto & Bellin LLP

DAVID GOLDFARB
Goldfarb Abrandt Salzman & Kutzins LLP

JUDITH GRIMALDI
Freedman Fish & Grimaldi LLP

Live Program (includes materials):
Member $195  Nonmember $305

CLE credit:
2.5 credits in professional practice. This program provides transitional/non-transitional credit for all attorneys.

ESTATE PLANNING

A PRIMER ON PROBATE & ADMINISTRATION OF NEW YORK ESTATES

24 Monday, 6-9 p.m.

After a client suffers the loss of a loved one, he will turn to his attorney to guide him through the estate administration process. This program is intended to provide practitioners with a basic understanding regarding the filing requirements to probate wills, the appointment of administrators for decedents without wills, and how to deal with other general administration matters. Discussion will include guidance on completing the essential Surrogate’s Court forms and an exploration of the ethical issues often raised in administration.

Program Instructor:
DAVID K. LEITNER
Troutman Sanders LLP

Live Program (includes materials):
Member $205  Nonmember $315

CLE credit:
3.0 credits total: 2.5 professional practice/practice management & 0.5 credits. This program provides transitional/non-transitional credit for all attorneys.

ETHICS

JUDICIAL ELECTIONS:
THE ETHICAL & PRACTICAL DILEMMAS THEY POSE FOR PRACTICING LAWYERS

3 Monday, 6-9 p.m.

This program will explore the practical and ethical issues surrounding judicial campaigns in New York City, including when contributions to judicial campaigns have an appearance of impropriety and best practices for law firms and lawyers who practice in firms.

Program Chair: HON. ANDREA MASLEY
Civil Court, City of New York

Moderator: CYNTHIA B. RUBIN
Flemming Zulack Williamson Zauderer LLP

Faculty:
HON. CHERYL E. CHAMBERS
New York State Supreme Court Associate Justice
Appellate Division, Second Department

ALAN W. FRIEDBERG
Chief Counsel
Departmental Disciplinary Committee, First Department

JERRY H. GOLDFEDER
Special Counsel, New York State Attorney General’s Office

SARAH JO HAMILTON
Scalise & Hamilton LLP

BARRY R. TEMKIN
The Law Offices of Edward Garfinkel
Adjunct Professor, New York Law School

Live Program (includes materials):
Member $235  Nonmember $345

CLE credit:
2.0 credits in ethics. This program provides transitional/non-transitional credit for all attorneys.

CURRENT ETHICAL ISSUES IN THE PRACTICE OF SECURITIES LAW

20 Thursday, 9-11 a.m.

This program will address ethical and legal issues that corporate and outside counsel face in advising corporations, directors and officers, handling shareholder and derivative suits, and responding to government investigations. The program will present a scenario involving the discovery of possible accounting irregularities at a public company in which panelists will role play various parts, including that of corporate counsel, outside counsel, auditor’s counsel, and SEC counsel. Topics will include attorney-client privilege when representing a corporate entity, multiple representations, issues regarding internal investigations, responses to client misconduct, issues dealing with outside auditors, and the impact of the Sarbanes-Oxley legislation. This program’s updated content will entitle attendees to CLE credit even if they attended the 2007 program.

Program Chair: DANIEL J. KRAMER
Paul Weiss Rifkind Wharton & Garrison LLP

Faculty:
PIERRE M. GENTIN
Managing Director & Head of Litigation Credit Suisse (USA) LLC

BARRY W. RASHKOVER
Sidley Austin LLP

ANDREW E. TOMBACK
Milbank, Tweed, Hadley & McCloy LLP

MICHAEL R. YOUNG
Willkie Farr & Gallagher LLP

Live Program (includes materials):
Member $235  Nonmember $345

CLE credit:
2.0 credits in ethics. This program provides transitional/non-transitional credit for all attorneys.

THE DAWN OF A NEW ERA: HIGHER ETHICAL & PENALTY STANDARDS FOR PROFESSIONALS WHO GIVE TAX ADVICE

26 Wednesday, 6-8 p.m.

The standards of conduct for tax practitioners are in flux. Last year, Congress changed the penalty standard under Internal Revenue Code § 6694 so that people who prepare tax returns or give advice with respect to tax return positions must reasonably believe that such tax return positions are more likely than not correct in order to avoid penalties with respect to any understatement. Treasury has issued conforming amendments to the standards under Circular 230. More recently, Treasury has issued notices describing how the new Internal Revenue Code § 6694 penalty will be implemented. This panel will outline the new rules and discuss how they will affect everyday practice.

Program Chair: BRYAN C. SKARLATOS
Kostelanetz & Fink LLP

Faculty:
MICHAEL J. DESMOND
Tax Legislative Counsel
United States Department of Treasury Office of Tax Policy

MARK STONE
Holland & Knight LLP

DIANA WOLLMAN
Sullivan & Cromwell LLP

Live Program (includes materials):
Member $235  Nonmember $345
FAMILY LAW

WHAT’S IT WORTH IN DIVORCE? APPRAISAL OF ASSETS

24 Monday, 9-12:30 p.m.; 12:30-1:30 (lunch included)

A real world glimpse into the minds of the best valuation experts in New York City . . . comprising all typical appraisal disciplines . . . Real Estate, Business Valuation, Personal Property, Fine Arts.

An expert panel comprised of attorneys and ASA’s (American Society of Appraisers) experts on valuation will take you through a step-by-step analysis (with expert testimony and cross-examination) of a New York City matrimonial dispute involving a number of assets. Included will be a behind-the-scenes “prep session” with plaintiff’s and defendant’s counsel before trial. As a special feature the program will conclude with a luncheon during which the presiding judge, Justice Rosalyn Richter, will announce the valuation decisions. There will be an analysis of the decision-making process, as well as commentary on the style of each of the experts and counsels for the plaintiff and the defendant.

This will be an invaluable opportunity to learn first hand from experienced valuation and litigation experts who are familiar with the New York State Supreme Court and who specialize in the unique challenges of valuation testimony in Matrimonial Disputes in New York City today.

Co-sponsored With The New York City Chapter of the American Society of Appraisers

Program Participants:

CHARLES E. COYNE
Managing Director
Empire Valuation Consultants

IRA E. GARR
Law Offices of Ira E. Garr PC

ELYSE S. GOLDWEBER
Goldweber, Lauriello, & Epstein, LLP

DANIEL LANE, ASA
Daniel P. Lane & Associates Inc.

JOAN A. LIPTON, CPA/ABV,PH.D
Managing Director
Lazar Lipton Valuation Services, LLC

HON. ROSALYN RICHTER
New York State Supreme Court Justice
New York County

CHARLES ROSOFF, ASA
President
Appraisal Services Associates

LAWRENCE SICULAR
Lawrence Scular & Associates

MICHAEL STUTMAN
Mayerson Stutman Abramowitz Royer LLP

ADAM JOHN WOLFF
Kasowitz Benson Torres & Friedman LLP

Live Program (includes materials):
Member/ASA $225  Nonmember $340

CLE credit:
2.0 credits in ethics. This program provides transitional/non-transitional credit for all attorneys.

INTELLECTUAL PROPERTY/INTERNET

LICENSE: THE BEYOND THE BASICS

18 Tuesday, 6-9 p.m.

Licensing is a critical marketing tool and revenue source across a wide range of industries. Come hear a panel of in-house and private practice experts discuss the salient legal and practical considerations facing both licensors and licensees. This advanced program will be presented in an interactive format and will include a presentation on the working relationship between licensors and licensees, an analysis of critical legal issues and a discussion of the practical realities involved in implementing a license agreement.

Program Chair:
AMANDA SAMUEL
Associate Counsel of Trademark & Copyright
Colgate-Palmolive Company

Faculty:
BETH H. ALTER
Seward & Kissel LLP

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*Source: International Legal Technology Association, 2006 Technology Survey

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ELIZABETH HELENE O’NEILL
Senior Vice President
Business Development & Marketing
The Beanstalk Group

JEFFREY D. PARNASS
Counsel
National Football League

JESSICA L. ROTHSTEIN
Goodwin Procter LLP

RACHELLE STERN
Senior Counsel
Macy’s Inc

WILLIAM C. STERN
SVP, Senior Deputy General Counsel
Martha Stewart Living Omnimedia

Live Program (includes materials):
Member $205  Nonmember $315

CLE credit:
3.0 credits total: credit breakdown to be determined. This program provides transitional/non-transitional credit for all attorneys.

LABOR & EMPLOYMENT LAW

FAMILY RESPONSIBILITIES DISCRIMINATION: AN OVERVIEW INCLUDING RECENT LEGAL DEVELOPMENTS

13 Thursday, 6-9 p.m.

This program focuses on the emerging area of employment law known as family responsibilities discrimination ("FRD"). FRD is employment discrimination against employees with family responsibilities, which includes discrimination against pregnant women, parents of young children, and employees with aging parents or sick spouses. Although there is no specific protected category in any employment statute for caregivers, employees file these claims under Title VII of the Civil Rights Act of 1964, the Pregnancy Discrimination Act, the Family Medical Leave Act as well as other employment statutes, common law tort causes of action, and state and local laws that govern family leave benefits. On May 23, 2007, the Equal Employment Opportunity Commission’s ("EEOC") issued enforcement guidance regarding unlawful disparate treatment of workers with caregiving responsibilities.

A distinguished panel of employment lawyers will explain the legal framework for FRD cases, the EEOC guidelines, and recent case law developments. The panel will include a plaintiff-side employment lawyer providing guidance on how to represent employees with FRD cases as well as a defense-side attorney providing strategies on how to defend FRD cases and avoid them in the first instance.

This program is a must for in house counsel and outside attorneys practicing in employment law as well as human resources professionals.

Program Chair:
MELISSA WOODS
Section Chief
New York State Department of Law

Faculty:
STEPHEN BERGSTEIN
Bergstein & Ullrich, LLP

WILLIAM BUBB
Merrill Lynch

ELIZABETH GROSSMAN
Regional Attorney
Equal Employment Opportunity Commission
New York District Office

LINDA A. NEILAN
Outten & Golden LLP

KATHARINE PARKER
Proskauer Rose LLP

Live program (includes materials):
Member $215  Nonmember $325

CLE credit:
3.0 credits in professional practice. This program provides transitional/non-transitional credit for all attorneys.

LAW FIRM PRACTICE MANAGEMENT

SO LITTLE TIME, SO MUCH PAPER™: ORGANIZATION & TIME MANAGEMENT TECHNIQUES FOR LAWYERS

14 Friday, 9:30 a.m.-3:30 p.m.

Of all the elements you have to work with, none is more precious than time. You have invested years learning the substance of the law. Now you can invest a few hours to learn the principles of organization and time management, and how to apply them every day to do more work in less time.

In this intensive, fast-paced seminar, you will learn hundreds of ideas, techniques, and strategies for managing time, projects, paper, and people (including yourself). This solution-oriented seminar presents productivity-enhancing techniques that are practical and workable in the real world of too little time, too much paper, demanding clients, and constant challenges.

Attend this seminar and learn how to:

- Work more productively on your own and in teams
- Keep track of projects, assignments, ideas, and things to do
- Handle paperwork efficiently and prevent backlogs
- Handle unimportant interruptions efficiently, yet diplomatically
- Maximize your time
- Set goals that are both inspiring and realistic
- Implement a personal time management improvement program that can continue to increase your productivity over the long run

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Program Instructor:
MEG SPENCER DIXON
Principal
Spencer Consulting

Live Program (includes materials):
Member $375  Non-member $475

CLE credit:
3.0 credits in professional practice. This program provides transitional/non-transitional credit for all attorneys.

DOCUMENT RETENTION: ETHICAL, LEGAL & PRACTICAL ADVICE FOR DETERMINING THE DOCUMENTS YOU SHOULD (AND ARE REQUIRED TO) PRESERVE

25 Tuesday, 6:30-9:30 p.m.

Whether you are an in-house lawyer or outside counsel for an institution or organization, understanding the document preservation issues and requirements impacting your client is crucial. Join our expert panelists as they explore the duties, "best practices" and real life challenges affecting document retention and preservation. Topics covered will include development of a document preservation policy in advance of litigation that will be both cost-effective and will position your client well should litigation commence; preservation of disaster recovery back-up tapes; and how to prepare for responding to a "litigation hold." Special emphasis will be placed on the rapidly changing world of electronic documents and informa-
NON-PROFIT ORGANIZATIONS

THE ROLE OF AN ATTORNEY ON A NON-PROFIT BOARD

13 Thursday, 6-9 p.m.

Attorneys frequently serve as members of boards of nonprofit organizations, even when the law of tax-exempt organizations does not typically arise in their practice of law. This program will provide valuable information for attorneys who are serving, or considering whether to serve on a board of a nonprofit, and also will constitute a basic primer in the field. Topics covered will include the legal framework of New York nonprofits, standards of conduct and best practices, potential liabilities and protections for board members, and special considerations (including ethical issues) confronting attorneys who act as board members (and therefore fiduciaries) of charitable entities.

Program Co-Chairs:
DAVID G. SAMUELS
Duval & Stachenfeld LLP

MARION RINGEL
Simpson Thacher & Bartlett LLP

Faculty:
CAROLYN T. ELLIS
Assistant Attorney General
Charities Bureau
New York State Department of Law

LINDA S. MANLEY
Legal Director
Lawyers Alliance for New York

Jeffrey L. Tom
Patterson Belknap Webb & Tyler LLP

Live Program: (includes materials):
Member $215  Non-member $325

CLE credit:
2.5 credits total: 2.0 professional practice and 0.5 ethics.
This program provides transitional/non-transitional credit for all attorneys.

REAL ESTATE

SHAPING THE CITY FOR THE 21ST CENTURY – CURRENT TOPICS IN CITY ZONING & LAND USE

12 Wednesday, 6-9 p.m.

This symposium will focus on three current, important topics in zoning and land use law. These three areas are the subject of dynamic change in the field: the impact of environmental concerns and Mayor Bloomberg's PlaNYC on new development regulations – such as new requirements for parking lot greening, street tree planting, rezonings and storm water management issues; the current status of changes to the 421-a incentive program and their effect on development; and the regulatory issues particularly affecting development in Brooklyn and Queens, including community benefit agreements. Speakers will include private practitioners and government representatives to provide both public and private perspectives on these changes.
Program Chair:
ANDREW M. MANSHEL
Senior Vice President Real Estate Development,
Greater Jamaica Development Corporation

Faculty:
VICKI BEEN
Elihu Root Professor of Law
New York University School of Law

SANDY HORNICK
Deputy Executive Director for Strategic Planning
NYC Department of City Planning

PURNIMA KAPUR
Director, Brooklyn Office
NYC Department of City Planning

MARK A. LEVINE
Herrick, Feinstein LLP

CAROL E. ROSENTHAL
Fried, Frank, Harris, Shriver & Jacobson LLP

Live Program (includes materials):
Member $215 Non-member $325

CLE credit:
3.0 credits in professional practice. This program provides transitional/non-transitional credit for all attorneys.

VIDEO REPLAY: GOING IN REVERSE: A LAWYER’S GUIDE TO THE INS & OUTS OF REVERSE MORTGAGES

28 Friday, 9-12 p.m.

Reverse Mortgages - What are they, how do they work, who should consider them, and who qualifies for them? This program is intended to provide a practical guide to advising clients; and to introduce the legal practitioner to the ins and outs of the reverse mortgage, including the prerequisites for qualification and the logistics of applying for and closing a reverse mortgage transaction. Taking a "how to" approach, our expert panel will introduce you to the resources and information you need. Also highlighted will be specific concerns with regard to co-op unit owners and boards, including how to protect both the borrower and the cooperative apartment corporation.

Program Chair:
NANCY ANN CONNERY
Schoeman Udipke & Kaufman LLP

Faculty:
MARVIN N. BAGWELL
Vice President Eastern Divisional Counsel
United General Title Insurance Company

DAVID L. BERKEY
Gallet Dreyer & Berkey LLP

PATRICK E. FAY
Senior Vice President
BNY Mortgage Company LLC

Video Replay (includes materials):
Member $215 Nonmember $325

CLE credit:
3.0 credits in professional practice. This video replay does not provide transitional credit for newly admitted attorneys.

TORT LAW

BEYOND LIABILITY: ESSENTIALS FOR PREVAILING AT THE DAMAGES TRIAL IN TORT LITIGATION

6 Thursday, 6-9 p.m.

Proving or defending damages is often the most difficult part of a tort litigation, and takes special skills to maximize results for your client. This program is designed for both new and experienced attorneys who wish to litigate their damages case more effectively. Following a brief orientation and refresher on the basic principles of damages, it will provide a practical course to develop skills for presenting and defending economic and non-economic claims in personal injury and wrongful death cases and presenting and defending damage claims in business tort actions.

Topics to be included are:
■ Case Assessment and Discovery
■ Techniques for Jury Selection
■ Selecting and Questioning the Expert Witness
■ Pain and Suffering/Life Care Planning/Loss of Enjoyment of Life
■ Special Considerations in Wrongful Death Cases
■ Interference with Prospective Economic Advantage and Other Business Torts Defined
■ Bad Faith Claims and Punitives Damages
■ Preserving a Favorable Verdict on Appeal

Program Chair:
NANCY BANNON
Principal Court Attorney
Supreme Court, Civil Branch, New York County

Moderator:
HON. ALLEN HURKIN-TORRES
New York State Supreme Court Justice
Civil Term

Faculty:
DR. JOSEPH CARFI, M.D.
Physical and Rehabilitative Medicine
Winthrop Hospital

HON. BETTY WEINBERG ELLERIN
Alston & Bird LLP
Former Presiding Justice of the Appellate Division, First Dept. (Ret.)

DAVID PAUL HOROWITZ
Law Office of David Paul Horowitz

HAROLD SCHWAB
Lester Schwab Katz & Dwyer

HARVEY WEITZ
Weit & Associates, P.C.

Live Program (including materials):
Member $195 Nonmember $305

CLE credit:
3.0 credits in professional practice. This program provides transitional/non-transitional credit for all attorneys.

Registration
Advance registration is advised for live programs & video replays. An additional fee of $25 will be charged for registrations received later than 3:00 p.m. one business day prior to the program. For more information or to register for a program visit our website at www.nycbar.org, call (212) 382-6663, fax (212) 869-4451 or mail your registration to: City Bar Center for CLE, New York City Bar, 42 West 44th Street, New York, NY 10036.

Cancellations & Refunds
For live programs and video replays, refunds and program credits are available provided cancellation is made in writing and received by the City Bar Center prior to the program. A $35 administrative fee will be charged for all refunds. The cancellation fee will be deducted directly from the refund. For program credits no administrative fee will be charged. Program credits must be used within one year of the original program date. Cancellations must be in writing, faxed to the City Bar Center, (212) 869-4451.

Refunds and program credits are not available for the purchase of tapes, CDs, DVDs, course materials or online programs. Scholarships are available. Please call (212) 382-6663 for an application.

Certificates for attending a program are given out and signed by a CLE staff member at the end of the program. You are responsible for keeping a copy of the CLE certificate for your own records. An administrative fee of $10 will be charged for replacement CLE certificates.

CLE Credit Information
CLE credit applies to New York and California (for live programs only). Illinois credit differs and ethics credits are pending.
## MARCH 2008 CLE REGISTRATION FORM

### Judicial Elections: The Ethical & Practical Dilemmas They Pose for Practicing Lawyers
**March 3**
- Live Program (includes materials):  $215
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### Commercial Arbitration: Recent Developments, Emerging Trends & Future Issues
**March 4**
- Member:  $195
- Nonmember:  $305
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### Private Equity Funds: Structures, Terms, Conditions & Recent Developments
**March 5**
- Live Program (includes materials):  $245
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### Beyond Liability: Essentials for Preventing at the Damages Trial in Tort Litigation
**March 6**
- Live Program (includes materials):  $195
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### The Disorderly Present & Uncertain Future of Payments Law
**March 7**
- Live Program (includes materials):  $195
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### New York Civil Practice Update
**March 10**
- Member:  $205
- Nonmember:  $315
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### Updates in Medicaid and Long-Term Care Planning
**March 11**
- Live Program (includes materials):  $195
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### 16 Hour Bridge-the-Gap
**March 11 & 18**
- Live Program (both days):  $415
- Live program (per day):  $375

### Shaping the City for the 21st Century - Current Topics in City Zoning & Land Use
**March 12**
- Live Program (includes materials):  $215
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### Family Responsibilities Discrimination: An Overview Including Recent Legal Developments
**March 13**
- Live program (includes materials):  $425
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### The Role of an Attorney on a Nonprofit Board
**March 13**
- Live Program (includes materials):  $235
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### So Little Time, So Much Paper™: Organization & Time Management Techniques for Lawyers
**March 14**
- Live Program (includes materials):  $375
- CDs (includes materials):  $405

### Licensing: Beyond the Basics
**March 18**
- Live Program (includes materials):  $205
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### Current Ethical Issues in the Practice of Securities Law
**March 20**
- Live Program (includes materials):  $235
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

### What’s It Worth in Divorce? Appraisal of Assets
**March 24**
- Videotapes (includes materials):  $105

### New York Civil Practice Update
**March 31**
- Live Program (includes materials):  $335
- CDs (includes materials):  $405
- Videotapes (includes materials):  $445
- DVDs (includes materials):  $475
- Materials only (no CLE credit):  $105

### The Dawn of a New Era: Higher Ethical & Penalty Standards for Professionals Who Give Tax Advice
**March 25**
- Live Program (includes materials):  $835
- CDs (includes materials):  $475
- DVDs (includes materials):  $535
- Materials only (no CLE credit):  $105

### Video Replay: Termination of an Employee: Avoiding Litigation
**March 26**
- Video Replay (includes materials):  $835
- CDs (includes materials):  $475
- DVDs (includes materials):  $535
- Materials only (no CLE credit):  $105

### Video Replay: Going in Reverse: A Lawyer’s Guide to the Ins & Outs of Reverse Mortgages
**March 28**
- Video Replay (includes materials):  $835
- CDs (includes materials):  $475
- DVDs (includes materials):  $535
- Materials only (no CLE credit):  $105

### You Don’t Practice Criminal Law & You Get That Midnight Phone Call…New York Criminal Practice 101
**March 31**
- Live Program (includes materials):  $205
- CDs (includes materials):  $335
- Videotapes (includes materials):  $405
- DVDs (includes materials):  $445
- Materials only (no CLE credit):  $105

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Twelve Years Ago . . . . In 1996, White House press secretary Michael McCurry suggested that President Bill Clinton might ask for the resignation of Judge Harold Baer, Jr., of the Southern District of New York, if the judge did not reverse his ruling suppressing thirty-four kilograms of cocaine and two kilograms of heroin in a criminal case. Disbelieving the police officer, who was the government’s witness at the suppression hearing, Judge Baer suppressed the narcotics because he found that the police officer did not have "reasonable suspicion" to stop the car and search the trunk.

Republicans attacked President Clinton over the ruling, claiming he was committed to appointing judges who put criminals back on the street, and there were promises to make a campaign issue out of the appointment of liberal judges who "let drug dealers free." Association President Barbara Paul Robinson spoke out against the calls for the judge’s resignation and the exploitation of judicial decisions for political reasons. She said, "The Founding Fathers felt so strongly about this issue that they gave Federal judges life tenure." Judge Baer held a rehearing in which the government called additional witnesses to bolster the police officer’s testimony, and reversed his ruling.

One Hundred One Years Ago . . . . On March 24, 1907, Association ex-President John E. Parsons was involved in a confrontation with a City police officer at his Midtown home. The New York Times reported that the incident occurred after the officer clocked the Parsons family’s chauffeur speeding and attempted to place the chauffeur under arrest. The heedless chauffeur—who reportedly spoke no English—rushed into the Parsons home, followed by the officer, and a scuffle ensued. Mr. Parsons reported at a bail hearing the next day that, when he confronted the officer and demanded to know the reason for his actions, the officer "drew his club and threatened to use it". All that for a breakneck ride down Madison Avenue—at eighteen miles per hour.

Members of the Young Lawyers Committee attend the New York Cares Coat Drive on January 9th. From left to right: Kathleen Noreau, Paul Quigley, Gershon Smith, Cassandra Porsch, and Sarah O’Connell.

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...that members have free access to LexisNexis and Westlaw in our library? You’ll need your Login and Password to access these features. Call the Membership Department at (212) 382-6665 to get yours!
This spring, the City Bar Justice Center will launch the Child Support Advocacy Project, a pilot program that matches volunteer attorneys with individuals seeking to petition Family Court for child support. Under the direction of staff attorney Nicole Rodriguez, clients will be pre-screened through the CBJC’s Hotline before being paired up with lawyers trained in New York State child support law and practice.

"An unresolved child support issue makes filing for an uncontested divorce very difficult. This project was the missing gap in our divorce programs. Resolving the issue of child support tends to settle custody questions as well, since the responsibility to pay falls on the non-custodial parent," said Rodriguez. The Justice Center currently runs two divorce programs: 1) the Uncontested Divorce Project, which assists self-represented individuals with the necessary paperwork to obtain an uncontested divorce; and 2) the Contested Divorce Clinic, which provides free consultations for pro se litigants with attorneys experienced in matrimonial law.

"When we developed the concept of the Child Support Advocacy Project it was to assist many of our Hotline callers in becoming eligible for the Uncontested Divorce Project," said David Gaffner, Director of the Family Law Projects. "Previously, clients with unresolved child support issues were referred to outside organizations for legal assistance or more often sent to obtain the order on their own because all ancillary issues must be resolved in order to be eligible for an uncontested divorce through our program. Appearing in court alone is a daunting task. I’m glad that the Justice Center is able to help alleviate some of the stress facing child support petitioners," Gaffner said.

The formation of an in-house child support program at the Justice Center can help petitioners file in a timely fashion, thereby averting serious consequences in some instances. "It’s often better for a parent to petition for child support sooner rather than later," Rodriguez noted. "If the non-custodial parent goes on to have another child in a subsequent relationship before the custodial parent has petitioned for child support, the money owed to the first child may end up being significantly reduced."

Since child support cases generally remain open for several years, potentially until the child reaches 21, the scope of legal representation within the Child Support Advocacy Project is limited. "For the purposes of this pilot program, we are matching up volunteers for the initial hearings only," Rodriguez said. "At the hearing, both parties present paperwork and evidence, such as affidavits of financial disclosure. Afterwards, the court calculates the amount of child support to be paid. In the future, we plan to provide representation to parents seeking modifications to existing child support orders."

In accordance with the expansion of its Family Justice program, the CBJC is branching out into the realm of legislative advocacy. Beyond providing pro bono legal services to matrimonial clients, the CBJC is using its experience to identify problems in need of legislative solutions. "We’re looking to have more input into policy-making and legislation on the City and State levels," said David Gaffner, who is a member of the NYC Bar Association’s Matrimonial Law Committee. In that vein, the CBJC has worked with the Matrimonial Law Committee and other groups to have New York join the large majority of states that permit a "no-fault" divorce.

The Family Justice program often serves as a consultant on a range of family law issues to the CBJC’s other projects as well as to outside organizations. For example, if a situation arises where a previously incarcerated individual owes retrospective child support, the Justice Center’s Re-entry Project would collaborate with the Child Support Advocacy Project to assist both parents.

The Child Support Advocacy Project will be holding a series of training sessions for volunteer attorneys this spring. To learn more about any of the Family Law Projects, please contact Sarah Loeffler at (212) 382-4759 or sloeffler@nycbar.org.