Supporting Our Troops through the Law

Lessons from Year One of the City Bar Justice Center’s Veterans Assistance Project

Convinced that having skilled legal counsel greatly improves veterans’ chances of receiving the benefits they deserve, the City Bar Justice Center launched the Veterans Assistance Project last October. With the guidance of Justice Center staff, volunteer lawyers are helping veterans file claims and appeals with the Department of Veterans Affairs. Over the course of the year, more than 150 veterans met with legal counsel, with the Project leveraging over half a million dollars in free legal services for veterans.

An Incredible Journey…

…through the Vance Center’s South African Visiting Lawyer Program

One year ago, Dhineshree “Dhiny” Pillay was working at a small law firm called Ganie & Company in Pietermaritzburg, in the region of KwaZulu-Natal, South Africa, where she was born. Of Indian descent, Dhiny and her family are part of a sometimes overlooked group, comprising about three percent of the country’s population, that has suffered greatly from the effects of apartheid.

Dhiny had never been on an airplane, and much of what she knew about the outside world she had learned from television shows.
AN INCREDIBLE JOURNEY [continued from p.1]

Growing up, she had been particularly fascinated by “Matlock” and “LA Law,” which ignited her interest in the legal profession and led her to the University of Natal in Pietermaritzburg, where she received her LLB. With her obvious talents and passion, Dhiny was offered a position at a large law firm in Johannesburg, but for personal reasons she wasn’t ready to move, so she turned it down.

And so, at age 27, while she maintained the dream of one day working in a big firm in a big city, Dhiny put it out of her mind and busied herself with her many responsibilities at Ganie & Company, which was essentially a two-person firm (which made Dhiny “Company”).

One day her boss, Mr. Ganie, showed her a notice in De Rebus, a South African legal magazine. It was for the Cyrus R. Vance Center for International Justice’s South African Visiting Lawyer Program, which brings talented South African lawyers from historically disadvantaged backgrounds to New York City for a year to work at major law firms and corporate legal departments.

After allowing herself a brief moment to imagine actually practicing law in New York City, Dhiny dismissed her chances. How could a small-town lawyer in Africa, whose practice consisted mainly of collections and government work, be considered qualified to practice commercial law in New York? Seeing it as a lottery-like long shot, Dhiny waited until the last minute, only finishing her application at the insistence of her boss, who generously supported her dream of leaving Africa. Dhiny shot, Dhiny waited until the last minute, only finishing her application at the insistence of her boss, who generously supported her dream of leaving Africa.

Dhiny handled the interview perfectly.”

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WEIL, GOTSHAL & MANGES MEETS DHINESHREE “DHINY” PILLAY

The plane ride was nothing compared to the New York City subway, which Dhiny hopped on to Weil, Gotshal & Manges LLP her first morning in the Big Apple.

For Dhiny, even more exciting than being in New York was finally being in a big firm, and it exceeded her expectations. She quickly learned about working in groups, delegating and networking. She learned to find work and ask for it. She was fascinated with the culture, the dynamics and all the different kinds of people with different personalities. “Some are easy to work with, some you try to avoid at all costs!” she says with a disarming laugh.

Dhiny is effusive on her mentors at Weil. Mona Al-Sharmani, a senior associate, showed her the ropes. Ellen Odoner, who has mentored all four of the South African women who have been placed at Weil, introduced Dhiny to her fellow partners. And Chris Aidun, a partner in Weil’s private equity practice, inspired Dhiny’s choice of practice area: M&A, or, more specifically, the Deal. “I love negotiation!” Dhiny says. She said Aidun was an “amazing mentor” who taught her the art of negotiation, describing him as “calm and collected, but he gets his way.”

Of Dhiny, Aidun says, “It has been my privilege and pleasure to have the opportunity to work with Dhiny. She brought a keen intellect, enthusiasm and interest to our Private Equity Group, working on several leveraged buyout transactions. Dhiny has grown tremendously as a lawyer in the past year and we have come to rely on her thorough, thoughtful work. We will miss her not only for her contribution to our practice but also for her friendship.”

THE JOURNEY CONTINUES

Overall, Dhiny attributes her success to her mother, uncle and aunt, who all helped raise her after her father died when she was still a teenager. “It was not easy for my mom, but she is a strong, resilient woman who is my foundation. I aspire to be like her one day,” says Dhiny.

Today Dhiny is well used to planes, having jetted to Paris, Rome and London, where a courtship begun in South Africa was negotiated into an engagement to be married. Her year in New York at an end, Dhiny has decided on her next stop, and she seems excited yet calm and collected about it in her own way. Like Pietermaritzburg and New York City before it, Johannesburg will soon be coming to terms with Dhineshree “Dhiny” Pillay.
In addition to Dhiny (2nd from left), the Vance Center’s South African Visiting Lawyer Program has hosted three other fellows in its sixth year. From left to right: Brian Price just completed his year at Sullivan & Cromwell LLP; Belinda Mapongwana spent six months at Simpson, Thacher & Bartlett LLP and another six months in the legal department of Morgan Stanley; and Emma Lecheko was placed at Skadden, Arps, Slate, Meagher & Flom LLP.

The Visiting Lawyer Program

While South Africa has undergone great change in recent years, the legal profession does not yet reflect the country’s diversity in gender and race. It has been difficult for non-white lawyers to break into commercial law because they come from communities where, historically, there has been little commercial activity. As a result, South Africa’s legal community lacks a critical mass of non-white commercial lawyers not only to mentor incoming lawyers, but also to inspire students and encourage them to consider commercial law practice as a viable career option.

To date, through the Vance Center’s South African Visiting Lawyer Program, 29 lawyers have completed assignments at 17 law firms and corporate legal departments in New York City. The Vance Center has seen enormous changes in participants’ careers since their return to South Africa. Many are now becoming law firm partners and leaders in business and government, and are developing new initiatives to mentor law students and junior associates and to address discrimination in the South African legal profession.

The Visiting Lawyer Program is made possible through the participation of a number of New York City law firms and corporate law departments that offer working fellowships to the visiting attorneys, including Citigroup; Cleary, Gottlieb, Steen & Hamilton LLP; Clifford Chance LLP; Cravath, Swaine & Moore LLP; Credit Suisse; Goldman Sachs; JP Morgan Chase; Kirkland & Ellis LLP; Mayer Brown Rowe & Maw LLP; Merrill Lynch; Morgan Stanley; O’Melveny & Myers LLP; Shearman & Sterling LLP; Simpson, Thacher & Bartlett LLP; Skadden, Arps, Slate, Meagher & Flom LLP; Sullivan & Cromwell LLP; and Weil, Gotshal & Manges LLP.
Unfortunately, services are far from catching up with the need, and the strain on the system will only intensify as more and more veterans of the Iraq and Afghanistan conflicts file new claims. As word has gotten out about the Veterans Assistance Project, the Justice Center has heard from a number of organizations and law firms interested in participating or starting similar programs. With that in mind, we asked Justice Center Executive Director Lynn Kelly and Director of Pro Bono Initiatives Carol Bockner to share the lessons they’ve learned in the first year of their program:

Establish Strong Leadership at the Outset
The leadership and involvement of 10 founding law firms helped to guide the early days of the project, recruit volunteers and staff the clinics. Founding firms include Reed Smith LLP; Cleary Gottlieb Steen & Hamilton LLP; Covington & Burling LLP; Howrey LLP; Mayer Brown Rowe & Maw LLP; McCarter & English LLP; Orrick, Herrington & Sutcliffe LLP; Paul Weiss, Rifkind & Wharton LLP; Shearman & Sterling LLP; Weil, Gotshal & Manges LLP; and Winston & Strawn LLP. Over 40 firms are now involved.

Focus
The Justice Center’s Veterans Assistance Project decided to focus on assisting veterans in obtaining disability benefits and handling initial applications, reopenings and appeals. Research showed this to be an area of unmet need, where having a lawyer makes a difference in the outcome of a claim. Defining the pro bono services allows the Project to handle more cases and train more volunteers.

Start Small
The Justice Center chose to launch the project on a modest scale to ensure a steady yet manageable flow of clients, a workable ratio between clients and lawyers, and that the services offered would prove to be the ones most needed.

Establish Partnerships
The Justice Center partnered with the Mayor’s Office of Veterans Affairs and the Commissioner of Veterans Affairs, as well as with many of the veteran’s advocacy organizations in New York City, including Wounded Warriors and Disabled Veterans of America. The Project also works with the Veterans Administration and hospitals. Veterans calling NYC’s 311 line for assistance are referred to the Veteran’s Assistance Project. Staff resources need to be devoted to building these networks or the cases will not flow.

Recruit and Train Volunteers
Expect a large turnout from the legal profession. The Justice Center did a pilot training for 70 pro bono volunteers and started a waiting list of lawyers who wanted to volunteer. Within six months, more than 200 volunteer lawyers had been trained.

Provide Mentors for Volunteers
Few volunteer attorneys had any experience with Veterans Disability issues, and there were few available resources. In addition to comprehensive training, it has proven invaluable to have an experienced mentor available for volunteers.

Outreach in the Client Community is Crucial
Developing outreach materials and conducting extensive in-person outreach are crucial for an active project. The Justice Center and its law firm partners regularly visit homeless shelters, drop-in centers, advocacy groups, colleges and other locations to inform veterans of their services.

Expect New Issues to Emerge
During the first year, the Justice Center spotted several issues to keep an eye on, including traumatic brain injury, survivors’ benefits and sexual abuse. Based on these observations, trainings are being updated to assist pro bono attorneys in interviewing and issue-spotting skills in these areas, and capacity is being increased to meet the emerging legal needs of soldiers currently being discharged with traumatic brain injury.

Make Use of Technology
The Justice Center has actively used social networking and other Internet sites to reach out to the younger veteran community.

Scale Up
With the structure, materials and network in place, the Justice Center will be hosting additional trainings to accommodate the positive response from volunteers and firms.

If interested in participating in the Veterans Assistance Project, please contact Carol Bockner at.cbockner@nycbar.org or 212.382.4714.
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Private Wealth Advisor
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jason.m.katz@ubs.com

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Neither UBS Financial Services Inc. nor any of its employees provide legal or tax advice. You should consult with your personal legal or tax advisor regarding your personal circumstances.
OCTOBER 2008 REGISTRATION FORM

☐ You Don’t Practice in the Area of Domestic Violence? What do you do if a Client or Friend Calls with a Domestic Violence Situation?

22 WEDNESDAY
The fee, which includes soda and light snacks, is $25

☐ Public Affairs Luncheon

23 THURSDAY
The fee, which includes lunch, is $30

☐ Small Law Firm Luncheon

23 THURSDAY
The fee, which includes lunch, is $25 for members, $35 for non-members

Name
Number of Reservations
Company
Address
City   State  Zip
Phone   Email
Total Enclosed $                 Please charge to my: □ Mastercard  □ Visa  □ American Express
Card Number     Exp. Date
Signature

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

SAVE-THE-DATE

City Bar Exclusive Shopping Event
at Brooks Brothers
THURSDAY, NOVEMBER 6, 6-8 PM

Law Practice Management Symposium
WEDNESDAY, NOVEMBER 12

Former Chief Justice Iftikhar Mohammed Chaudhry of Pakistan to accept honorary membership in the New York City Bar
MONDAY, NOVEMBER 17

The Annual Justice Ruth Bader Ginsburg
Distinguished Lecture on Women and the Law: What a Judge Knows
Speaker: Linda Greenhouse, Pulitzer Prize-Winning Journalist, former Supreme Court Correspondent of The New York Times, Knight Distinguished Journal-in-Residence and Joseph M. Goldstein Senior Fellow in Law, Yale Law School
TUESDAY, NOVEMBER 18 AT 6:00 PM

How to Become a Judge
A program designed to inform lawyers about the paths, elective and appointive, to becoming a federal or state judge in New York City
SATURDAY, DECEMBER 6, 9 AM – 3:30 PM

Enjoy a bonus offer plus save up to 25%!

Travel is more rewarding with a free upgrade! As always, that’s in addition to your member discount. Just provide coupon # UUGA181 when making your reservation.

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Unless otherwise noted, programs are free of charge; open to all members, their guests and the general public; and held at the House of the Association. Program information subject to change. Please check our website at www.nycbar.org for the latest program information.

Young Lawyers Connect – First Thursdays Dinner Cruise on the Spirit of New York

2 Thursday, 7 PM – 10:30 PM

Join us on the Spirit of New York for dinner and networking while enjoying unparalleled views of New York City and the New York Waterfalls. Please note that the Spirit of New York leaves promptly at 7:30 p.m. from Chelsea Piers and space is limited. Vegetarian and kosher options available.

Sponsored by: ClearChannel, New York Law Journal, Vault

The fee is $40 for members, $70 for non-members. Please register online at www.nycbar.org

Friday Evening Chamber Music

3 Friday, 6 PM

Former members of the Lawyers’ Orchestra will play chamber music works for piano and cello.

Suggested donation is $10 at the door. For more information, please email chambermusic@nycbar.org

Welcoming Program and Reception for International LL.M. Students

6 Monday, 6:30 PM

The Association welcomes international LL.M. students to learn about the activities of the Association that might be of interest to you, including its historic and present role in upholding the rule of law and the work of its various committees. A reception will follow after the program so that you can share your experiences with the New York legal community. We also invite former international LL.M.’s to attend the program and reception.

The program and reception are free of charge. If you plan to attend, please email gbrown@nycbar.org.

Break from the Law: A City Bar Initiative for Practicing and Re-entering Lawyers

(First of a six-part series)

Career Reevaluation: Finding the Right Fit

7 Tuesday, 9 AM – 10:30 AM

Consultants will guide lawyers through a methodical approach to career reassessment that can be used to understand one’s self in relation to one’s work, utilize self-knowledge to explore one’s career options, assess career options to find the optimal fit for oneself, and take action to fulfill one’s professional and personal objectives. In addition, speakers will discuss various tools that can be used to shape satisfying careers that take into account individual abilities as well as preferences, such as work-life balance, values, work style, etc.

Moderator
SALILA YOHN
VP Attorney Development, Axiom Legal

Speakers
KATHLEEN BRADY
Kanarek & Brady, LLC

SHERYL A. ODENTZ
President, Progress in Work

The fee is $15 for members, $25 for non-members. Please register online at www.nycbar.org

The Art of Schmoozing:
Networking Made Easy for Law Students and Recent Law School Graduates

14 Tuesday, 6:30 PM – 8 PM

Do you dread the idea of walking into a room full of strangers and introducing yourself?

Would you describe yourself as shy?

Do you tremble at the mere mention of the word “networking?”

Do you collect business cards and never follow up?

If so, then this program is for you!

Come hear a panel of experts discuss the art of networking and how to build professional relationships that will be invaluable throughout your career. A reception will follow and light refreshments will be served.

Please RSVP to Jodi Savage at lspchairman@yahoo.com
Using Networking and Networking Support Groups to Manage Your Job Search and Career

15 WEDNESDAY, 6 PM – 8 PM

To effectively use networking in managing your job search and career, you must be able to understand it conceptually and be able to take actions that generate results. This workshop will use networking concepts to create specific search objectives for workshop participants. Strategies to achieve these objectives will be developed, including how to use networking support groups to build and maintain momentum.

**Speaker**

**GIL ALLISON**
Senior Vice President, Career Consulting,
Right Management Consultants

*Please register online at www.nycbar.org*

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Building Social Capital: An Interactive Program for Women Lawyers on How to Draw on Your Personal and Professional Relationships to Accomplish Your Goals

20 MONDAY, 8 AM – 10 AM

“Social capital” is an increasingly important component of developing business, internal advocates in the workplace, social support and information networks. Join leadership expert Ellen Ostrow for an interactive breakfast workshop in which participants will learn to develop and use their social capital. After a short presentation, participants will divide into small break-out groups to apply the concept of social capital to address challenges in their legal careers.

**Speaker**

**ELLEN OSTROW, Ph.D.**
Lawyers Life Coach

*Space is limited. The fee is $15 for members, $25 for non-members. Please register online at www.nycbar.org*

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Is a Contract, Freelance, Staff or Discovery Attorney Position Right for You?

20 MONDAY, 6:30 PM

Are you looking for a temporary position to weather the economic downturn?

Are you a recent law school grad considering contract work doing document review?

Are you looking for a legal position that will give you more time to follow non-legal pursuits?

Are you re-entering the legal profession after a sabbatical?

Come learn about opportunities to practice law on a contract or freelance basis and how these opportunities can impact your career. This informative program will feature an enlightening and frank discussion among panelists who are experienced in New York’s consulting and freelance legal market and who will assist you in navigating this unique career path. This program is targeted to both experienced attorneys and recent graduates.

**Moderator**

**DIANA HIRD**
Legal Consultant, The Nielsen Company (US), Inc.

**Speakers**

**BETH ADLER**
Legal Consultant

**BOB MccARTIN**
Litigation Consultant

**JESSICA SILVERSTEIN**
Strategic Workforce

*The fee, which includes refreshments, is $15 for members, $25 for non-members. Please register online at www.nycbar.org*

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Considering the Costs and Benefits of Nuclear Power: Pros and Cons of New Plants

22 WEDNESDAY, 8:30 AM – 11:30 AM (8:30 AM – 9 AM BREAKFAST)

The challenges of global warming, geopolitical problems of access to fossil fuels and increasing demand for global energy resources have generated both controversy and urgency regarding nuclear power. The panel will review the technical, financial, environmental, health and proliferation issues and debate the pros and cons of new plants.

**Moderators**

**EILEEN D. MILLETT**
Gibbons P.C.

**EDNA SUSSMAN**
Hoguet Newman Regal & Kenney, LLP

**Speakers**

**ROBERT ALVAREZ**
Senior Scholar, Institute for Policy Studies

**CAREY W. FLEMING**
Senior Counsel, Nuclear Generation, Constellation Energy Nuclear Group, LLC

**DR. EDWIN LYMAN**
Senior Staff Scientist, Global Security Program, Union of Concerned Scientists

**TRACY MCKIBBEN**
Managing Director, Citigroup

Co-sponsored by:
Sallan Foundation; Environmental Law Institute

*Please register to Judith Wallace at wallace@clm.com*

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You Don’t Practice in the Area of Domestic Violence? What do you do if a Client or Friend Calls with a Domestic Violence Situation?

22 WEDNESDAY, 6 PM – 8:30 PM

Real Estate, Wills, Housing, Guardianship, Personal Injury, Employment or Elder Law—no matter your practice area, you never know when the issue of domestic violence may come up.

The Committee on Young Lawyers and the New York City Bar Association welcome newly admitted attorneys (practicing less than eight years), recent law school graduates and law students to this annual event.

*Please RSVP to the Committee on Young Lawyers at ylcreception@nycbar.org*
violence may come up. This panel provides an overview of domestic violence, including recognizing the signs, discussing safety concerns and legal remedies. Information on legal and social service referrals will also be provided.

Moderator
SHARON STAPEL
New York City Anti-Violence Project

Speakers
JAMIE BURKE
Brooklyn Defender Services

AMY LARSON
Lawyers for Children

LISA RIVERA
New York Legal Assistance Group

HANNAH SHAPIRO
The Legal Aid Society – Civil Division

LISA SMITH
Brooklyn Law School

CLE credit will be provided. The fee, which includes soda and light snacks, is $25. Please register online at www.nycbar.org

Public Affairs Luncheon
23 THURSDAY, 12 PM – 2 PM

The Public Affairs Luncheon Series features speakers who address matters of public interest. The luncheons provide a forum to enable members of the Bar Association to network, socialize and discuss matters of interest. The luncheons are open to the public.

Speaker
WARREN HOGE
Former Editor and Foreign Correspondent, The New York Times

Vice President and Director of External Relations, International Peace Institute

Topic: The U.N. at a Time of Change

Luncheon Chair
JEROME R. ROSENBERG

Luncheon Vice-Chair
EMILY CAMPBELL

Registration by October 20 is required. The fee, which includes lunch, is $25 for members, $35 for non-members. Please register on page 6 or online at www.nycbar.org

Scottsboro
23 THURSDAY, 7 PM – 9 PM

Every lawyer is aware of the terrible injustice done to the Scottsboro Boys, who were falsely accused of rape while riding the rails in Alabama in 1931. Ellen Feldman has imagined the story from the point of view of the accusers—two white girls whose lies spark a tragic criminal trial in the Jim Crow South—with sadly predictable consequences for the defendants. In her new book, Scottsboro, Ms. Feldman combines historical fact with her fictional take on this well-known slice of legal history.

Speaker
ELLEN FELDMAN
Author, Lucy and The Boy Who Loved Anne Frank

Please register online at www.nycbar.org

Intelligent Interviewing: Telling Your Story, Selling Yourself
28 TUESDAY, 6 PM

Interviewing is a skill that can be learned and must be practiced! As you prepare for your next job search, come learn how to prepare for interviews and practice your interviewing skills. In this program, you will be given the opportunity to learn about different interviewing styles and receive feedback (if you participate in the mock interviews).
Speakers

LORE FREUDENBERGER  
Former Prosecutor

MAUREEN M. REID  
Principal, Maureen M. Reid LLC

JULIA HERR SMITH  
President, Esquire Prep, LLC

The fee, which includes refreshments, is $15 for members, $25 for non-members. Please register online at www.nycbar.org.

City Bar Chorus 15th Anniversary Concert

28 TUESDAY 7:15 PM

Come join us as the City Bar Chorus celebrates 15 years of award-winning musical pro bono service with a special fundraising concert featuring its wide-ranging repertoire (jazz to gospel, Broadway to the Beatles) conducted by Kathryn Schneider.

Suggested donation is $10 at the door. For more information please e-mail chair@citybarchorus.org or call Kimberly Tate-Brown at (347) 449.6638.

Arbitration Ask & Answer

29 WEDNESDAY, 8:30 AM – 4 PM

This is your chance to ask leaders in the field everything you ever wanted to know about arbitration. Audience members will have the opportunity to shape the program by submitting compelling questions ahead of time. The audience of accomplished advocates and arbitrators, as well as the moderators—themselves experts in AAA arbitration—will respond. Please Note: This program will be held at the Fordham Law School McNally Amphitheatre, 140 West 62nd Street, Manhattan.

Speakers

EDNA SUSSMAN  
Hoguet Newman Regal & Kenney, LLP

ERIC TUCHMAN  
American Arbitration Association

SANDRA PARTRIDGE  
American Arbitration Association

BARRY GARFINKEL  
Skadden, Arps, Slate, Meagher & Flom LLP

JOHN BYRNE  
Independent arbitrator and mediator

EUGENE FARBER  
Farber, Pappalardo & Carbonari LLP

MARK KANTOR  
Independent arbitrator and mediator

RONA SHAMOON  
Skadden, Arps, Slate, Meagher & Flom LLP

Co-sponsored by: American Arbitration Association, Fordham Law School/Conflict Resolution and ADR Program, in Collaboration with the American Bar Association Section of Dispute Resolution

For information and registration contact Taryn Hyson at (212) 484.4189 or hyson@adr.org

The Internet and Copyright: Public Policies Collide

29 WEDNESDAY, 6 PM – 9 PM

A distinguished panel representing a cross-section of today's leading commentators, front-line litigators and senior corporate IP counsel will debate the legal and public policy issues arising in Perfect 10 v. Google, Viacom v. YouTube, and other cutting-edge cases at the crossroads of copyright and the Internet.

Moderator

ROBERT J. BERNSTEIN  
Law Office of Robert J. Bernstein

Speakers

JONATHAN ZITTRAIN  
Professor of Law, Harvard Law School  
Co-Founder and Co-Director, Berkman Center for Internet and Society

DAVID O. CARSON  
Associate Registrar for Policy and International Affairs, United States Copyright Office

JEFFREY N. MAUSNER  
Law Offices of Jeffrey N. Mausner  
Woodland Hills, CA

ANDREW P. BRIDGES  
Winston & Strawn LLP  
San Francisco, CA

ALEXANDER MACGILLIVRAY  
Associate General Counsel, Products and Intellectual Property, Google, Inc.

STANLEY PIERRE-LOUIS  
Vice President and Associate General Counsel, Intellectual Property & Content Protection, Viacom, Inc.

Please register online at www.nycbar.org

Non-Fiction: True Crime Stories & the Truth about Being a Lawyer-Writer

30 THURSDAY, 6:30 PM

Please join us for a special reading of excerpts from the haunting stories of Brooklyn Noir3: Nothing But the Truth. After the reading, the book's authors and distinguished panelists will discuss the book as a prime example of how law and literature interact, and the opportunities this interaction creates for lawyer-writers. Additionally, attendees will learn how to establish themselves as writers, secure a literary agent and balance a law practice with writing. Information on the NY Law Journal's annual fiction contest will also be available. A reception with the authors and panelists will follow the program.

Moderator

THOMAS ADCOCK  
New York Law Journal

Speakers

DENNIS HAWKINS  
Executive Director, Fund for Modern Courts; former head of the rackets squad, Brooklyn District Attorney’s Office

ERROL LOUIS  
NY Daily News columnist & host of “The Morning Show” (WWRL-AM)

ROBERT KNIGHTLY  
Solo Criminal/Civil Attorney; former criminal defense attorney, Legal Aid Society; former NYPD lieutenant (uniform division)

ROSEMARIE YU  
Account Executive, Edelman Public Relations; former reporter/editor, National Law Journal

The fee is $15 for members, $25 for non-members. Please register online at www.nycbar.org.
“Before we begin today, may I say that both my client and I were astonished that Your Honor was not nominated for the Supreme Court?”

From *The New Yorker’s* legal cartoon archive

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**Exchange Complexity for Certainty**

Nicole M. De Santis, Esq. has joined LandAmerica 1031 Exchange Services, Inc. as VP/Counsel where she serves as the Director for LandAmerica’s New York 1031 Exchange Services Division. Ms. De Santis has specialized in 1031 exchanges for over eight years and has lectured and written extensively on the 1031 exchange and other related tax and legal topics.

Matthew Narby, CES® has been with LandAmerica since 2003, where he serves in the role of VP. Mr. Narby manages all of the New York office’s 1031 exchange closings and investor escrow functions and he holds the Certified Exchange Specialist® designation, which recognizes a mastery of the technical requirements necessary for a successful tax deferred exchange.

Call us today to schedule a complimentary educational presentation for yourself or a CLE® certified presentation for your firm.

**LandAmerica 1031 Exchange Services - New York**

140 East 45th Street
New York, NY 10017

Nicole M. De Santis, Esq.
212-973-4807
ndesantis@landam.com

Matthew Narby, CES®
212-973-6721
mnarby@landam.com

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|         |        |         | 2         | 7 PM – 10:30 PM  
Young Lawyers Connect: First Thursdays Dinner Cruise on the Spirit of New York | 3 PM 6 PM  
Friday Evening Chamber Music |        |          |
| 5      | 6      | 7       | 8         | 9        | 10     | 11       |
| 6:30 PM | 6:30 PM | 9 AM – 10:30 AM | 9 PM | 6 PM – 8 PM | 6 PM – 8 PM | 5 PM – 8 PM |
| 12     | 13     | 14      | 15        | 16       | 17     | 18       |
| 12:30 PM | 6:30 PM – 9 PM | 6:30 PM – 8 PM | 6 PM – 8 PM | 6 PM – 8 PM | 6 PM – 8 PM | 6 PM – 8 PM |
| 19     | 20     | 21      | 22        | 23       | 24     | 25       |
| 8 AM – 10 AM | 6:30 PM – 9 PM | 6:30 PM – 9 PM | 8:30 AM – 11:30 AM | 12 PM – 2 PM | 12 PM – 2 PM | 12 PM – 2 PM |
| Building Social Capital: An Interactive Program for Women Lawyers | Young Lawyers Fall Reception | Considering the Costs & Benefits of Nuclear Power  
Domestic Violence for Non-Specialists  
Making it Real: Art & Authenticity | Public Affairs Luncheon  
Small Law Firm Luncheon: Growing Your Practice  
7 PM – 9 PM  
Scottsboro | Considering the Costs & Benefits of Nuclear Power  
Domestic Violence for Non-Specialists  
Making it Real: Art & Authenticity | Public Affairs Luncheon  
Small Law Firm Luncheon: Growing Your Practice  
7 PM – 9 PM  
Scottsboro | 6 PM – 9 PM  
Making it Real: Art & Authenticity |
| 26     | 27     | 28      | 29        | 30       | 31     |          |
| 6 PM | 6 PM – 9 PM | 6 PM | 6 PM – 9 PM | 6 PM | 6 PM |          |
| Intelligent Interviewing: Telling Your Story, Selling Yourself  
City Bar Chorus 15th Anniversary Concert | Arbitration Ask & Answer  
The Internet and Copyright: Public Policies Collide | Non-Fiction: True Crime Stories & the Truth about Being a Lawyer-Writer |  
Non-Fiction: True Crime Stories & the Truth about Being a Lawyer-Writer |  
Non-Fiction: True Crime Stories & the Truth about Being a Lawyer-Writer |  
Non-Fiction: True Crime Stories & the Truth about Being a Lawyer-Writer |
### CLE COURSES

**OCTOBER 2008**

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<td>9 AM – 4:30 PM <strong>Legal Writing</strong>&lt;br&gt;Writing to Persuade 7.0 credits*</td>
<td>9 AM – 10:30 AM <strong>Ethics</strong>&lt;br&gt;How to Avoid the Ethical &amp; Fiduciary Pitfalls of Lateral Hiring 1.5 credits*</td>
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<td>9 AM – 5 PM <strong>16 Hour Bridge-the-Gap</strong>&lt;br&gt;Day 1 (Day 2 on 10/14)&lt;br&gt;16.0 credits* (both days)&lt;br&gt;8.0 credits* (per day)</td>
<td>6 PM – 9 PM <strong>Labor &amp; Employment</strong>&lt;br&gt;What Every Employment Lawyer Needs to Know About the NLRA 3.0 credits*</td>
<td>6 PM – 9 PM <strong>Law Firm Practice Management</strong>&lt;br&gt; Billing 3.0 credits*</td>
<td>6 PM – 8:15 PM <strong>Real Estate</strong>&lt;br&gt;The Perils &amp; Pitfalls of Today’s Construction Projects 2.5 credits*</td>
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<td>9 AM – 5 PM <strong>16 Hour Bridge-the-Gap</strong>&lt;br&gt;Day 2&lt;br&gt;16.0 credits* (both days)&lt;br&gt;8.0 credits* (per day)</td>
<td>6 PM – 8 PM <strong>Bankruptcy</strong>&lt;br&gt;Distressed Markets 2.0 credits*</td>
<td>6 PM – 9 PM <strong>Criminal Law</strong>&lt;br&gt;Subprime Market Meltdown 3.0 credits*</td>
<td>6 PM – 8:15 PM <strong>Corporate &amp; Securities</strong>&lt;br&gt;Negotiating &amp; Documenting Derivatives Transactions 2.5 credits*</td>
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<td>6 PM – 9 PM <strong>Litigation</strong>&lt;br&gt;Video Replay: “An Impartial Jury:” Everything the Trial Attorney Needs to Know About Jury Selection &amp; Jury Service 3.0 credits*</td>
<td>9 AM – 5 PM <strong>Insurance Law</strong>&lt;br&gt;Financial Institution Liabilities, Risks &amp; Related Insurance Issues 7.0 credits*</td>
<td>9 AM – 12:30 PM <strong>Consumer Protection</strong>&lt;br&gt;Hot Topics in Advertising &amp; Marketing—2008 3.5 credits*</td>
<td>6 PM – 9 PM <strong>Ethics</strong>&lt;br&gt;Current Legal Ethical Issues 3.0 credits*</td>
<td>9 AM – 1 PM <strong>Corporate &amp; Securities</strong>&lt;br&gt;Securities Law in Today’s Environment: Regulatory Investigation, Litigation &amp; Compliance 4.0 credits*</td>
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<td>9 AM – 12:30 PM <strong>Bankruptcy</strong>&lt;br&gt;Chapter 11: The New Critical Path 3.0 credits*</td>
<td>9 AM – 12 PM <strong>Ethics</strong>&lt;br&gt;Watch Out! A Guide to Ethical Practices in Start-ups &amp; Smaller Firms 3.0 credits*</td>
<td>9 AM – 5 PM <strong>Corporate &amp; Securities</strong>&lt;br&gt;How to Reduce Corporate Litigation Costs and Still Win Your Case 7.0 credits*</td>
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*The program provides transitional credit for newly admitted attorneys

[www.nycbar.org](http://www.nycbar.org)
Women in Negotiation: Practical Tips to Strengthen Your Negotiation Skills (For You & Your Clients)

27 MONDAY, 9 AM – 12:30 PM

Do you feel your negotiation skills can be improved? Are you as effective at the negotiation table or in day-to-day negotiations as you would like to be? Using interactive discussions and humor, this program, based on characteristics of effective negotiators, will introduce you to the perceived differences between men and women in communicative preferences, attitudes towards conflict, negotiating styles and ways of processing information. The program, led by highly effective negotiators and mediators, will provide you with practical tips on how to prepare for negotiation and identify the most important aspects of persuading someone else to agree. It will also expose gender specific behaviors that undermine power in negotiation and teach you to equalize perceived power imbalances. You will learn how to apply these skills to everyday situations for you and your clients, as well as how to use negotiating opportunities to continually improve your skills. Men are encouraged to attend.

Program Co-chairs
MARGARET L. SHAW
Mediator/Arbitrator
JAMS

PAMELA R. ESTERMAN
Sive Paget & Riesel, P.C.

STEPHANIE MORSE-SHAMOSH
Director
UBS Financial Services, Inc.

Faculty
DINA R. JANSENSON
Flemming Zulack Williamson Zauderer LLP

CAROL B. LIEBMAN
Clinical Professor
Columbia Law School

HON. KATHLEEN A. ROBERTS (RET.)
Mediator/Arbitrator
JAMS

Live Program (includes materials):
Member $225, Non-member $335

CLE credit: 3.5 credits total: 3.0 skills & 0.5 professional practice. This live program provides New York & California transitional/ non-transitional credit to all attorneys.

Distressed Markets: Current Issues in Debt Trading, Investing & Chapter 11 Reorganization

14 TUESDAY, 6 PM – 8 PM

The market for distressed debt and assets of financially troubled companies has grown dramatically in size and complexity since the last wave of major Chapter 11 bankruptcies early in this decade. The increasing number of investors in distressed markets with diverse (and sometimes conflicting) strategic and investment objectives, combined with the proliferation of credit derivatives and related instruments, have potentially far-reaching implications for distressed investing and the Chapter 11 reorganization process. In this program, a distinguished panel of bankruptcy judges, business investors, advisors and restructuring lawyers will discuss current topics related to distressed investing, including market manipulation and disinformation in distressed debt trading, disclosure obligations in Chapter 11 cases, the impact of distressed trading on the committee process in Chapter 11 cases and issues relating to credit bidding and equitable subordination.

Program Co-chairs
SUSHEEL KIRPALANI
Quinn Emanuel Urquhart Oliver & Hedges LLP

MARK A. McDERMOTT
Skadden, Arps, Slate, Meagher & Flom LLP

Faculty
STEPHEN BLAUNER
Partner
Latigo Partners LP

WILLIAM Q. DERROUGH
Managing Director
Moelis & Company

MATTHEW DOHENY
U.S. & European Portfolio Manager
Fintech Advisory, Inc.

HON. ROBERT D. DRAIN
United States Bankruptcy Court, SDNY

HON. JAMES M. PECK
United States Bankruptcy Court, SDNY

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

CLE credit: 2.0 credits in professional practice. This live program provides New York & California transitional/non-transitional credit to all attorneys.

Chapter 11: The New Critical Path

28 TUESDAY, 9 AM – 12 PM

This program will address the key events that define a typical Chapter 11 case: case commencement, asset sales and plan confirmation. Topics covered will include the duties of the board of directors of a distressed company, the automatic stay, debtor-in-possession financing, other critical “day-one” issues, the structuring and negotiating of sales of stock and/or asset sales (both under section 363 and a chapter 11 plan), plan confirmation and post-confirmation management and control.
Program Co-chairs
PAUL V. SHALHOUB
Willkie Farr & Gallagher LLP
STEVEN WILAMOWSKY
Bingham McCutchen LLP

Faculty
HON. ARTHUR J. GONZALEZ
United States Bankruptcy Court, SDNY
KRISTOPHER M. HANSEN
Stroock & Stroock & Lavan LLP
LISA G. LAUKITIS
Kirkland & Ellis LLP
JEFFREY D. SAFERSTEIN
Paul, Weiss, Rifkind, Wharton & Garrison LLP
ADAM L. SHIFF
Kasowitz Benson Torres & Friedman LLP
ROBERT J. STARK
Brown Rudnick LLP
SHAI Y. WAISMAN
Weil Gotshal & Manges LLP

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

CLE credit: 3.0 credits in professional practice.
This live program provides New York & California transitional/non-transitional credit to all attorneys.

Program Co-chairs
VICTOR OLDS
Managing Director & General Counsel
Bedford Stuyvesant Legal Services Corp.
NORMAN D. SLOAN
Sidley Austin LLP

Faculty
GLEN BANKS
Fullbright & Jaworski LLP
STEVEN C. BENNETT
Jones Day
ELLEN S. FRIEDENBERG
Hughes Hubbard & Reed LLP
A. MICHAEL FURMAN
Furman Kornfeld & Brennan LLP
JAMES M. LURIE
Oster Hoskin & Harcourt LLP
HON. KIYO MATSUMOTO
United States District Judge, EDNY
PRABHAT K. MEHTA
Sidley Austin LLP
PAUL F. MILLUS
Snitow Kanfer Holtzer & Millus LLP
RICK OSTROVE
Leeds Morelli & Brown, P.C.
HON. CATHY SEIBEL
United States District Judge, SDNY
CLAUDIUS O. SOKENU
Mayer Brown LLP

Live Program – Both Days (includes materials):
Member $445, Non-member $695

Live Program – Per Day (includes materials):
Member $395, Non-member $535

CLE credit: 3.0 credits in professional practice.
This live program provides New York & California transitional/non-transitional credit to all attorneys.

Program Chair
JEFFREY A. GREENBAUM
Frankfurt Kurnit Klein & Selz, P.C.

Faculty
THOMAS A. COHN
Venable LLP
Former FTC Northeast Regional Director
TAMAR FEDER
Manatt, Phelps & Phillips LLP
ANDREW B. LUSTIGMAN
Lustigman Firm, P.C.
PETER MARINELLO
Director
Electronic Retailing Self-Regulatory Program
MARLA TEPPER
General Counsel
New York City Department of Consumer Affairs

Live Program (includes materials):
Member/Non-legal Professionals $205, Non-member $315

CLE credit: 3.5 credits in professional practice.
This live program provides New York & California transitional/non-transitional credit to all attorney.

Program Co-chairs
VICTOR OLDS
Managing Director & General Counsel
Bedford Stuyvesant Legal Services Corp.
NORMAN D. SLOAN
Sidley Austin LLP

Faculty
GLEN BANKS
Fullbright & Jaworski LLP
STEVEN C. BENNETT
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ELLEN S. FRIEDENBERG
Hughes Hubbard & Reed LLP
A. MICHAEL FURMAN
Furman Kornfeld & Brennan LLP
JAMES M. LURIE
Oster Hoskin & Harcourt LLP
HON. KIYO MATSUMOTO
United States District Judge, EDNY
PRABHAT K. MEHTA
Sidley Austin LLP
PAUL F. MILLUS
Snitow Kanfer Holtzer & Millus LLP
RICK OSTROVE
Leeds Morelli & Brown, P.C.
HON. CATHY SEIBEL
United States District Judge, SDNY
CLAUDIUS O. SOKENU
Mayer Brown LLP

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

CLE credit: 3.0 credits in professional practice.
This live program provides New York & California transitional/non-transitional credit to all attorneys.

16 Hour Bridge-the-Gap

6 MONDAY & 14 TUESDAY, 9 AM – 5 PM

Earn all of your annual CLE credits while obtaining invaluable knowledge in a variety of areas. The Bridge-the-Gap programs fulfill a full year’s credit requirements for those that are newly admitted, while providing invaluable information and credits for more experienced 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. This program is unique because we offer one day of litigation and one day of corporate. You can purchase both days together or just one. In order to fulfill the MCLE Bridge-the-Gap requirements, you must attend both days.

This annual program gives a timely update on recent developments in the law governing advertising and marketing. This year’s program will cover recent cases, legislative developments and self-regulatory activity in the areas of general advertising practices, substantiating advertising claims, direct marketing and intellectual property, as well as an update on federal, state and local regulatory enforcement priorities.

Program Chair
JEFFREY A. GREENBAUM
Frankfurt Kurnit Klein & Selz, P.C.

Faculty
THOMAS A. COHN
Venable LLP
Former FTC Northeast Regional Director
TAMAR FEDER
Manatt, Phelps & Phillips LLP
ANDREW B. LUSTIGMAN
Lustigman Firm, P.C.
PETER MARINELLO
Director
Electronic Retailing Self-Regulatory Program
MARLA TEPPER
General Counsel
New York City Department of Consumer Affairs

Live Program (includes materials):
Member/Non-legal Professionals $205, Non-member $315

CLE credit: 3.5 credits in professional practice.
This live program provides New York & California transitional/non-transitional credit to all attorney.

CORPORATE & SECURITIES

Negotiating & Documenting Derivatives Transactions

16 THURSDAY, 6 PM – 8:15 PM

This program will provide an overview of legal aspects of the negotiation and documentation of derivatives transactions, beginning with the basics and continuing to more advanced negotiation points and current “hot issues.” Our panel presentation will include the following:
• Introduction to Derivatives Documentation
• Credit Derivatives & Equity Derivatives
• Advanced Topics & “Hot Issues”

www.nycbar.org
Securities Law in Today’s Environment: Regulatory Investigation, Litigation & Compliance

24 FRIDAY, 9 AM – 1 PM

This program will cover four major issues regarding the Securities Act and Exchange Act violations. A premier faculty of securities attorneys will review the liabilities and ramifications of the Acts, basic M&A and financing litigation issues, regulatory investigations and compliance issues. Specifically the faculty will examine recent governmental actions and review the SEC investigation process. A presentation on basic M&A and financing litigation issues will include: regulation of tender offers, material adverse change clauses and information on how to protect a deal from litigation. An overview of regulatory investigations will include internal, auction rate and subprime investigations as well as other regulatory issues. The last segment, which will provide one hour of ethics credit, will cover regulatory compliance issue spotting for both in-house counsel and attorneys at outside law firms. The focus will be on FCPA, Office of Foreign Asset Control (OFAC), SPAC and PIPE issues, as well as block trades and Chinese Wall procedures. This seminar will provide you with a fresh perspective on liability and an arsenal of up-to-date information for both sides of any securities liability case.

Program Co-chairs
N. ADELE HOGAN
White & Case LLP
NORMAN D. SLONAKER
Sidley Austin LLP

Faculty
DENNIS J. BLOCK
Cadwalader Wickersham & Taft LLP
ANDREW J. CERESNEY
Debevoise & Plimpton LLP
JAN FORD
Goldman Sachs & Co
MARK GORDON
Wachtell, Lipton, Rosen & Katz
KEVIN KEOGH
White & Case LLP
OWEN C. PELL
White & Case LLP
MARK A. RHODES
Director & Associate General Counsel
Citigroup Global Markets Inc.
Banking/Capital Markets Origination Legal

DAVID ROSENFELD
Associate Director
New York Regional Office
Securities & Exchange Commission
THOMAS G. SEAMAN
Senior Vice President & General Counsel & Secretary
GoldenSource Corporation

Live Program (includes materials):
Member $335, Non-member $475

CLE credit: 4.0 credits total: credit breakdown to be determined. This live program provides New York & California transitional/non-transitional credit to all attorneys.

Responding to Online Fraud & Abuse: Evaluating Damages, Preserving Evidence & Reporting Occurrences

29 WEDNESDAY, 6 PM – 8:15 PM

Corporations and organizations are increasingly called upon to respond to malicious acts, including data theft, fraud, extortion and computer intrusions, committed against and through computers. When confronted with such an event, lawyers and IT personnel must work together to determine what kind of damage has been done, how best to preserve critical evidence, and whether and how to report such incidents. After describing some of the common types of abuses today, this presentation will provide an overview of the technical, strategic and legal factors that drive an effective response to cyber crime. The presentation will focus on the types of digital evidence that might exist to assess your situation and support your investigation, and how to preserve such evidence in a forensically sound manner. We will also discuss some of the legal and strategic issues involved with employing overt and covert electronic investigation techniques. Finally, we will briefly go over when notification of such incidents is required under the law, and the pros and cons of reporting such events to law enforcement. This presentation will help prepare inside and outside counsel to effectively respond to online fraud and abuse, including thefts of sensitive personal identifying information, when such an event occurs.

Program Instructor
JENNIFER R. MARTIN
Vice President
Stroz Friedberg, LLC

Live Program (includes materials):
Member $195, Non-member $305

CLE credit: 2.5 credits total: 1.5 professional practice & 1.0 skills. This live program provides New York & California transitional/non-transitional credit to all attorneys.

How to Reduce Corporate Litigation Costs and Still Win Your Case

30 THURSDAY, 9 AM – 5 PM
(LUNCHEON INCLUDED),
5 PM – 7 PM COCKTAIL RECEPTION

This full-day program shows in-house and outside counsel for corporations how to reduce litigation costs without sacrificing successful results. Whether you are an experienced attorney seeking to refine and
update your skills or a less-experienced attorney seeking an overview, this invaluable program will give you the practical guidance and strategies you need to succeed in corporate litigation. The program features an outstanding faculty of general counsel of major corporations, leading law firm litigators and federal and state judges. During a series of interactive panel discussions, the panelists will respond to questions from the moderator. The speakers will focus on strategies and practical advice for maximizing the cost-effectiveness and productivity of corporate litigation. In particular, they will discuss techniques for advancing a client’s interests as well as potential pitfalls or traps for the unwary. Topics covered will range from planning, budgeting and fee arrangements to electronic discovery and litigation technology, and will include ethics issues in corporate litigation.

Co-sponsored with Atlantic Legal Foundation

Program Co-chairs
HENRY N. BUTLER
Executive Director
The Searle Center on Law, Regulation & Economic Growth
Northwestern University School of Law
Chicago, IL

AUGUSTUS I. DUPONT
Vice President, General Counsel & Secretary
Crane Co.
Stamford, CT

FRANK H. MENAKER, JR.
DLA Piper US LLP
Washington, D.C.

Program Moderator
ROBERT L. HAIG
Kelley Drye & Warren LLP

Faculty
JOHN M. CALLAGY
Kelley Drye & Warren LLP

EVAN R. CHESLER
Cravath, Swaine & Moore LLP

PAUL T. DACIER
Executive Vice President & General Counsel
EMC Corporation
Hopkinton, MA

JENNIFER M. DANIELS
Vice President, General Counsel & Corporate Secretary
Barnes & Noble, Inc.

JANET DHILLON
Senior Vice President & General Counsel
US Airways Inc.
Tempe, AZ

D. CAMERON FINDLAY
Executive Vice President & General Counsel
Aon Corporation
Chicago, IL

HON. BERNARD J. FRIED
New York State Supreme Court Justice

RONALD E. GOTS, M.D., PH.D.
Chief Executive Officer
International Center for Toxicology & Medicine
Rockville, MD

JONATHAN GRAHAM
Senior Vice President & General Counsel
Danaher Corporation
Washington, D.C.

HON. RICHARD J. HOLWELL
United States District Judge, SDNY

BRAD S. KARP
Paul, Weiss, Rifkind, Wharton & Garrison LLP

JAY B. KASNER
Skadden, Arps, Slate, Meagher & Flom LLP

ANASTASIA D. KELLY
Executive Vice President
General Counsel and Senior Regulatory & Compliance Officer
American International Group, Inc.

DANIEL F. KOLB
Davis Polk & Wardwell

SANDRA LEUNG
Senior Vice President
General Counsel & Corporate Secretary
Bristol-Myers Squibb Company

PETER M. LIEB
Senior Vice President
General Counsel & Corporate Secretary
NCR Corporation
Dayton, OH

GREGORY A. MARKEL
Cadwalader, Wickersham & Taft LLP

HON. COLLEEN McMAHON
United States District Judge, SDNY

GARY P. NAFTALIS
Kramer Levin Naftalis & Frankel LLP

RODERICK A. PALMORE
Executive Vice President
General Counsel and Chief Compliance & Risk Management Officer
General Mills, Inc.
Minneapolis, MN

JAMES W. QUINN
Weil, Gotshal & Manges LLP

HON. CHARLES E. RAMOS
New York State Supreme Court Justice

ROY L. REARDON
Simpson Thacher & Bartlett LLP

STEPHEN R. REYNOLDS
General Counsel
Alcatel-Lucent
Murray Hill, NJ

THOMAS L. SAGER
Senior Vice President & General Counsel
DuPont
Wilmington, DE

JEFFREY S. SHERMAN
Senior Vice President & General Counsel
Becton, Dickinson and Company
Franklin Lakes, NJ

LOUIS M. SOLOMON
Proskauer Rose LLP

HON. RICHARD J. SULLIVAN
United States District Judge, SDNY

STEPHEN D. SUSMAN
Susman Godfrey LLP

JOHN L. WARDEN
Sullivan & Cromwell LLP

DANIEL K. WEBB
Winston & Strawn LLP
Chicago, IL

Live Program (includes materials):
Member $405, Non-member $545

CLE credit: 7.0 credits total: 6.0 professional practice & 1.0 ethics. This live program provides New York & California transitional/non-transitional credit to all attorneys.

CRIMINAL LAW

Subprime Market Meltdown – The Criminal Prosecutions Begin

15 WEDNESDAY, 6 PM – 9 PM

The subprime market meltdown is finally spilling into the criminal courts as prosecutors announce new indictments and arrests. Charges run the gamut from mortgage origination fraud, in which the alleged victims are homeowners and financial institutions, to fraud in the inner sanctums of major hedge funds, in which the alleged victims are investors in fixed-income

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security funds. A panel of experts will discuss these cases and the viability of the Government’s legal theories. The panel will also address how targets and defendants can best defend against these allegations and the regulatory and civil litigation which will accompany or follow these charges.

Program Chair
MICHAEL C. MILLER
Steptoe & Johnson LLP

Faculty
DANIEL J. HORWITZ
Dickstein Shapiro LLP
WILLIAM F. JOHNSON
United States Attorneys Office, SDNY
EDWARD J.M. LITTLE
Hughes Hubbard & Reed LLP

Live Program (includes materials):
Member $205, Non-member $315

CLE credit: 3.0 credits in professional practice. This live program provides New York & California transitional/non-transitional credit to all attorneys.

ESTATE PLANNING

The Cans & Can’ts of Trust Decanting: How to Pay Over Assets from One Trust to Another
21 TUESDAY, 6 PM – 9 PM

A trustee’s power to pay over assets from one trust to another is a valuable technique. Whether relying on common law, EPTL 10-6.6(b), or another state statute specifically authorizing a transfer, the ability to pour over or “decant” assets from one trust to another permits a trustee to accomplish tax goals (for example, to change a grantor trust to a non-grantor trust or avoid state fiduciary income tax), to change provisions relating to trustees, to add or delete spendthrift provisions and to achieve many other planning goals and objectives. This program will address the prerequisites for taking advantage of this powerful tool, provide drafting tips and practical advice about the potential uses of decanting and explain when decanting is unavailable. This program is aimed at lawyers with a basic understanding of the drafting and administration of trusts.

Program Chair
PAMELA V. A. EHRENKRANZ
Wachtell, Lipton, Rosen & Katz

Faculty
MERYL G. FINKELSTEIN
Fulbright & Jaworski LLP
GLENN G. FOX
Alston & Bird LLP
ELIZABETH H.W. FRY
Pillsbury Winthrop Shaw Pittman LLP
RICHARD S. ROTHERBERG
Cooley Godward Kronish LLP

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

CLE credit: 3.0 credits total: 2.0 professional practice, 0.5 skills & 0.5 ethics. This live program provides New York & California transitional/non-transitional credit to all attorneys.

ETHICS

How to Avoid the Ethical & Fiduciary Pitfalls of Lateral Hiring
3 FRIDAY, 9 AM – 10:30 AM

For both law firms trying to attract laterals and lawyers trying to move to a new firm, there are many ethical and fiduciary issues that are easy to overlook. At this seminar, the panelists, using video vignettes, will discuss how to manage the lateral hiring process to avoid these potential problems. Among other things, the program will explore when and what clients can be told, what information can be shared with the potential new firm, what to cover when performing conflicts checks and the issues that arise when hiring a group of lawyers.

Program Chair
DAVID G. KEYKO
Pillsbury Winthrop Shaw Pittman LLP

Faculty
JOHN GAAL
Bond, Schoeneck & King, PLLC
Syracuse, NY
GERI S. KRAUSS
Krauss PLLC
White Plains, NY

Live Program (includes materials):
Member $205, Non-member $315

CLE credit: 1.5 credits in ethics. This live program provides New York & California transitional/non-transitional credit to all attorneys.

Significant Ethical Issues Facing Inside Counsel: What In-House Counsel & Those Who Advise Them Need to Know
15 WEDNESDAY, 6 PM – 9 PM

This program will explore several current ethical issues of special significance to inside counsel. It is designed for in-house counsel and outside counsel advising their in-house clients. The panel, drawn from the New York City Bar’s Committee on Professional and Judicial Ethics, will discuss:

- Corporate-family conflicts
- Secondments
- Legal outsourcing overseas
- The “No-Contact” rule & inside counsel
- Inside counsel and the attorney-client privilege in the EU

Program Chair
JAMES PAUL
Clifford Chance US LLP

Faculty
PAUL DUTKA
Weil, Gotshal & Manges LLP
JEREMY R. FEINBERG
Statewide Special Counsel for Ethics
NYS Office of Court Administration
MAURA R. GROSSMAN
Wachtell Lipton Rosen & Katz

Live Program (includes materials):
Member $245, Non-member $355

CLE credit: 3.0 credits in ethics. This live program provides New York & California transitional/non-transitional credit to all attorneys.

Current Legal Ethical Issues
23 THURSDAY, 6 PM – 9 PM

This legal ethics program, with an emphasis on pertinent New York rules, will select from these issues, possibly among others: The State Bar’s proposals to amend the New York Code and change its format; lessons
Watch Out! A Guide to Ethical Practices in Start-ups & Smaller Firms

29 WEDNESDAY, 9 AM – 12 PM

Starting and maintaining a law practice is challenging but incredibly rewarding. Practitioners in smaller firms often have to be an attorney, office manager, accountant and payroll clerk simultaneously. This program will examine everyday issues in ethics and professionalism and offer practical solutions to start-up and small-firm practitioners. Using hypothetical situations as the basis for discussion, the speakers will review the Code of Professional Responsibility, federal and state court decisions and bar association opinions to offer insights as to how to handle various ethical situations. Among the topics to be discussed are: procedural aspects of the disciplinary system; withdrawal from a case; conflicts of interest; letters of engagement and retainers; escrow accounts and record keeping; responsibilities of partners, associates and affiliated lawyers (e.g., of counsel) in small firms; and the avoidance of disciplinary complaints and legal malpractice actions.

Program Chair
PATRICK J. BOYD
The Boyd Law Group, PLLC

Faculty
SARAH JO HAMILTON
Scalise & Hamilton, LLC

MARY NOE
NYS Dept. of Education Certified Hearing Officer & Adjunct Professor of Law
St. John's University School of Law

Live Program (includes materials):
Member $205, Non-member $315

CLE credits: 3.0 credits in ethics. This live program provides New York & California transitional/non-transitional credit to all attorneys.

This program will not be available on tape. You will only have the chance to see it live.
If my client is an employee but not a union member, or an employer that does not employ unionized workers, I don’t need to know anything about the NLRA, right? Wrong! The NLRA regulates many types of employer conduct outside the context of collective bargaining or union organizing. This program is designed to give participants a basic understanding of the law and practice under the NLRA, with particular emphasis on issues that arise outside of the traditional labor-management relationship. The program will cover:

Common NLRA issues affecting individual employees, common NLRA issues affecting non-unionized employers, fundamentals of practice and procedure in unfair labor practice cases, views of experienced practitioners representing employees and employers, and the view from the NLRB.

Program Chair
KENT HIROZAWA
Gladstein Reif & Meginniss LLP

Faculty
CELESTE J. MATTINA
Regional Director
National Labor Relations Board
Region 2

DEBORAH JAGODA
Winston & Strawn LLP

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

CLE credit: 3.0 credits in professional practice.
This live program provides New York & California transitional/non-transitional credit to all attorneys.

Mental Disabilities in the Workplace – Reasonable Accommodations & Strategies for Avoiding, Pursuing & Defending Litigation
27 MONDAY, 6 PM – 9 PM

The Americans with Disabilities Act and New York anti-discrimination laws afford mental and physical disabilities equal protection in the workplace. While physical impairments previously have received the lion’s share of attention, employees are more frequently disclosing mental impairments and requesting accommodations. They also are submitting a growing number of mental disability discrimination charges to government agencies such as the EEOC. Join representatives of the plaintiffs’ bar, defense bar and an accommodations expert in discussing the common issues and delicate problems that confront employees and employers contending with mental disabilities in the workplace. Topics will include: protected vs. unprotected mental disabilities, reasonable and unreasonable accommodations, misconduct issues and direct threat, strategies for pursuing and defending against mental disability discrimination claims, and how to deal with the psychiatrist (including the use and misuse of mental health professionals) before and after litigation commences.

Program Chair
STEPHEN P. SONNENBERG
Paul, Hastings, Janofsky & Walker LLP

Faculty
KENDRA DUCKWORTH
Lead Consultant Cognitive/Psychiatric Team
Job Accommodation Network

JOHN P. HERRION
Director of Disability Rights
New York State Division of Human Rights

VALDI LICUL
Vladeck Waldman Elias & Englehard, P.C.

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

CLE credit: 3.0 credits total: 2.5 professional practice & 0.5 skills. This live program provides New York & California transitional/non-transitional credit to all attorneys.

LAW FIRM PRACTICE MANAGEMENT

Blogs: What You Must Know About Creation, Effective Use & Ethical Considerations
7 TUESDAY, 6 PM – 9 PM

Leading lawyers are using blogs and social media for enhancing the lawyer’s reputation, marketing, legal research, and syndication of content. But how are blogs used effectively, safely, and ethically?
The program will cover the following topics:

• Professional blogs
• RSS (real simple syndication)
• Enhancing a lawyer’s reputation as a thought leader
• Using blogs to complement law firm websites and other marketing efforts
• What’s a good blog post and how long does it take?
• Entering into the Internet discussion as a thought leader
• Ethics of lawyer blogs
• Syndicating your blog content to trade and mainstream publications
• Use of social media as an adjunct to blogging
• Blogs as part of legal research
• Blog directories, search engines, and resources

Program Chair
KEVIN O’KEEFE
President
LexBlog

Faculty
DANIEL E. CLEMENT
Law Offices of Daniel E. Clement
SCOTT H. GREENFIELD
Attorney at Law

Live Program (includes materials):
Member $195, Non-member $305

CLE credit: 3.0 credits total; credit breakdown to be determined. This live program provides New York & California transitional/non-transitional credit to all attorneys.

LEGAL WRITING

Writing to Persuade

2 THURSDAY, 9 AM – 4:30 PM

You’ve thought through the case again and again. You’ve mastered the facts and the law, found a story to tell, decided how to shape the issues, lined up your authorities. Now you have to write a brief that holds the attention of—and persuades—an overworked, impatient judge who reads hundreds of briefs a year.

This program demonstrates how to write briefs that are clear, credible and persuasive. It doesn’t teach you “tips” or “tricks.” Instead, it starts from the fundamental principles of rhetoric and psychology that show you how to think coherently about the techniques of persuasion. Building on those principles, the program gives you concrete, practical methods for writing and editing a brief so that its organization, style, and tone present your argument in the best possible light. The program mixes lecture with the discussion of many examples, and features exercises throughout the day. It is lively, fast moving and thought-provoking.

This program assumes that you are comfortable with the substantive aspects of writing briefs. It therefore does not include such basics as case analysis, defining issues and constructing an argument.

Co-sponsored with ALI-ABA

Program Instructor
TIMOTHY P. TERRELL
Professor of Law, Emory University School of Law Consultant, LAtWriters LLC

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

CLE credit: 7.0 credits total; 6.0 skills & 1.0 ethics. This live program provides transitional/non-transitional credit to all attorneys. This program is approved for MCLE credit in other MCLE jurisdictions.

This program will not be available on tape. You will only have the chance to see it live.

LITIGATION

Video Replay: “An Impartial Jury:”
Everything the Trial Attorney Needs to Know About Jury Selection & Jury Service

20 MONDAY, 6 PM – 9 PM

Trial attorneys know that cases can be won or lost in jury selection. But how can attorneys best approach the jury selection process to create their optimal jury?
This program presents an experienced panel including leading trial attorneys, judges, jury consultants, and other jury experts to provide practical information and the most current legal developments on all aspects of the jury selection process. The program is designed for all attorneys who must ever face a panel of prospective jurors, whether it is in state or federal court or in a civil or criminal trial. The program will include a survey of the latest legal principles of jury selection and will feature leading members of the legal community discussing their jury-selection methodology, including pre-trial investigation and practice tips on the “art” of voir dire. The panel will also discuss the use of juror questionnaires, time limitations on counsel’s ability to conduct voir dire, and current trends in jury selection and jury service.

Program Chair
KENNETH LEVINE
Carter Ledyard & Milburn LLP

Moderator
HON. DORA L. IRIZARRY
United States District Judge, E DNY

Faculty
JULIE A. BLACKMAN
Julie Blackman & Associates, LLC

LAWRENCE S. CARNEVALE
Carter Ledyard & Milburn LLP

ROBERT CONASON
Gair, Gair, Conason, Steigman & Mackauf

ELISSA KRAUSS
Research Coordinator
Office of Court Research
New York State Unified Court System

CANDACE R. MCLAREN
Assistant District Attorney
New York County District Attorney’s Office

JOSEPH TACOPINA
Law Offices of Tacopina & Seigel, P.C.

Live Program (includes materials):
Member $195, Non-member $305

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

TAX & ACCOUNTING

Successfully Managing Your Client’s Retirement Assets: Planning Options to Decrease Minimum Distributions & Increase Income & Estate Tax Benefits

30 THURSDAY, 6 PM – 9 PM

The number of people holding their wealth in qualified plans and individual retirement accounts (IRAs) continues to increase. These assets present income, estate and penalty tax issues of which attorneys need to be aware when managing their clients’ estate plans, as well as their own.

This program will cover the tax advantages of retirement benefits, Roth conversions, required distributions both during lifetime and after death, spousal rollovers, stretch-outs, estate planning for retirement benefits, net unrealized appreciation and trusts as beneficiaries of retirement benefits. A panel of experienced practitioners will discuss how to decrease the required minimum distributions, optimize the income and estate tax benefits and coordinate the retirement benefits with the client’s estate planning. Although the rules can be complex, thorough review of your clients’ IRAs and retirement plans can prevent costly errors and unintended results.

This presentation will provide a solid foundation for counseling your clients appropriately and allow you to gain an understanding of the proper handling of your own retirement accounts.

Program Chair
BRUCE D. STEINER
Kleinberg, Kaplan, Wolff & Cohen, P.C.

Faculty
MARK A. CORTAZZO, CFP
Senior Partner
MACRO Consulting Group

WILLIAM T. KNOX IV, CFP, CFA
Wealth Manager
RegentAtlantic Captial LLC

SUSAN B. SLATER-JANSEN
Kurzman Eisenberg Corbin & Lever, LLP

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

CLE credit: 3.0 credits in professional practice.
This live program provides New York & California transitional/non-transitional credit to all attorneys.
Help New York Immigrants, Refugees and Victims of Trafficking Escape Persecution, Violence and War

HOW
The City Bar Justice Center has received a $25,000 immigration challenge grant from past President Robert M. Kaufman through the Robert M. Kaufman Fund at the New York Community Trust.

The Justice Center has raised $5,000 in donations and must raise $20,000 more to match the challenge by DECEMBER 31st.

TOGETHER
If 200 members make a contribution of $100, we will reach our goal and be able to help an additional 100 immigrants this year.

WE CAN HELP
Our programs helped 900 immigrants from 58 countries last year and leveraged $2 million in pro bono legal services. With your help, we can reach our goal and match the challenge grant this year – any amount you can give would be truly appreciated.

We hope we can count on you to make a donation.

MEET THE CHALLENGE
To donate online, visit the website at: https://www.nycbar.org/cgi-bin/JustCauses.pl

Or mail your contribution to:
City Bar Justice Center
Immigration Challenge
42 West 44th Street
New York, NY 10036

To learn more about the Justice Center’s immigration work and programs, or to get more involved, please visit our website at www.citybarjusticecenter.org. If you have any questions, please feel free to contact Rebecca Nelson at 212.382.6661 or rnelson@nycbar.org.
AIDS
Letter to Congress expressing support for the HIV Nondiscrimination in Travel and Immigration Act of 2007 (S.2486), which would end unnecessary discrimination and stigma against HIV positive visitors and travelers to the United States by removing language in the Immigration and Nationality Act (INA) designating HIV-positive individuals as inadmissible and returning authority over whether HIV should be designated as a “disease of public health significance” to the Secretary of Health and Human Services.

AFRICAN AFFAIRS
SEX AND LAW
A Report on a workshop on the investigation, prosecution and adjudication of sexual and gender-based crimes that took place in Kigali, Rwanda on November 18-27, 2007. The Report gives an overview of gender-based violence in Rwanda and details the conference agenda and goals, along with the discussions and recommendations of the workshops in which the judges, prosecutors and police participated. Additionally, the Report enumerates the steps taken to implement the conference’s objectives and anticipated actions to further these goals.

COMMUNICATIONS AND MEDIA LAW
Amicus Brief: Rios v. Venezuela (the RCTV Case) filed in the Inter-American Court of Human Rights. The brief argues that the actions by the government of Venezuela concerning RCTV constitute violations of the American Convention. The complaint involves government-sanctioned harassment and assault of opposition journalists, which has the effect of preventing them from reporting on events of public interest, and depriving RCTV of its broadcasting license.

DOMESTIC VIOLENCE
Criminal Orders of Protection in New York City. The report outlines the current system of getting orders of protection and the information about them into the hands of the police and victims in New York City. The report makes a number of recommendations for improving the dissemination of information including: 1) providing victims with timely and easily accessible information on how to access orders of protection, 2) making information about orders of protection available through New York City’s 311 phone system, 3) requiring that information about orders of protection be available on scene, 4) coordinating the available technology to ensure access to orders of protection, 5) making information about orders of protection readily available to the public and 6) increasing funding to community-based organizations so they can better assist with the timely distribution of orders of protection to victims.

Report supporting A.10492/S.7411, which would enhance the penalty for domestic violence perpetrators who repeatedly violate orders of protection. The legislation would provide that a second violation within five years would constitute the felony of criminal contempt in the first degree when the violation is of an order of protection for a “non-family offense” and when the conduct violates any part of the order of protection. This would ensure that all protected parties, whether they are members of the same family as the perpetrator or do not fall within this definition, such as those who are dating or cohabitants, receive the same protection.

Report supporting A.10228/S.7185, which would permit all victims, including non-qualified aliens, to be eligible for emergency domestic violence residential services. The lack of access to domestic violence shelters, the report argues, may force many non-qualified immigrants and their children to stay with their abusers in dangerous situations, subjecting the victims and their children to further violence.

Report in support of S.07587/A.10615, which would increase the number of family court judges in New York City and throughout New York State. The family courts are overburdened and court calendars reflect this in the long delays between court dates. Adding 39 family court judges statewide would provide much needed resources to the family court system.

FINANCIAL REPORTING
Letter to the SEC expressing concern that reporting companies may not be prepared to meet the aggressive timetable for the mandated use of interactive data. The letter offers a number of suggestions that would not unduly delay the implementation of mandatory interactive data but would result in a more orderly and cost effective implementation.

IMMIGRATION AND NATIONALITY LAW
Letter to the U.S. Department of Labor expressing concern over its announcement that the DOL will be auditing all PERM applications filed by the Fragomen Law Firm based upon a suspicion that attorney involvement in recruiting may have tainted labor market tests required under PERM. Under 20 CFR 656.10(b), despite language stating an “attorney may not interview or consider U.S. workers,” the regulation taken as a whole plainly recognizes attorney representation. The duty to counsel and advise clients is inherent in the job of an attorney, including the legal import of facts arising during the PERM recruitment process.
Likewise, the letter argues, the employer’s regulatory and statutory right to counsel plainly extends to the highly complex PERM recruitment process.

LEGAL ISSUES PERTAINING TO ANIMALS
Report supporting A.9975B/S.6942B, which would eliminate the existing requirement that a society for the prevention of cruelty to animals, humane society, pound, animal shelter or an authorized agent that is given custody of a seized animal must first petition the court in order to obtain a security to cover the reasonable cost of the seized animal’s care and housing.

Report supporting S.3352/A.10564, and supporting with recommendations S.7847/A.10843, both of which would seek to alleviate some of the cruelty to agricultural animals when they become unable to walk or if there are health concerns involved in sending them to slaughter.

LESBIAN, GAY, TRANSGENDER AND BISEXUAL RIGHTS
Scope of Gubernatorial Authority to Recognize Same-Sex Civil Unions and Other Substantial Legal Equivalents of Marriage Contracted Outside of New York State. The report urges the Governor to issue an Executive Order extending agency recognition to same-sex marriages and civil unions entered into by couples outside the State. The report also outlines which rights and responsibilities of spouses under New York statutes and regulations would be properly extended by Executive Order to same-sex partners in civil unions and other substantial legal equivalents of marriage.

MERGERS, ACQUISITIONS AND CORPORATE CONTROL CONTESTS
Letter to the SEC commenting on proposed revisions to the Cross-Border Tender Offer, Exchange Offer and Business Combination Rules and Beneficial Ownership Reporting Rules for Certain Foreign Institutions. The letter acknowledges the SEC’s flexibility in granting no-action relief in specific situations and its efforts to codify much of the relief and guidance that it has previously given. It urges the Commission to take this opportunity to take more substantive steps to revise certain aspects of the cross-border rules, and to take into account developments in the substantive corporate law of foreign jurisdictions as well as the continued globalization and integration of financial markets around the world.

SECURITIES REGULATION
Letter to the SEC commenting on proposed amendments by the Commission to the rules relating to foreign private issuer reporting under the Securities Exchange Act of 1934. The letter acknowledges that the proposals, such as shortening the deadline for filing annual reports on Form 20-F, are the right response to address the significant changes that have occurred in the global capital markets since the original adoption and amendment of these rules, but urges that the SEC provide flexibility in the final rule because the proposed requirement could be burdensome to foreign issuers without providing the market with significant benefits to U.S. investors.

Letter to the SEC commenting on proposed amendments by the Commission to amend Rule 12(g) under the Securities Exchange Act of 1934, which relates to foreign private issuers. The letter supports the Commission’s proposal to exempt eligible non-U.S. companies automatically from registration under the Exchange Act, rather than require them to apply for an exemption. It recommends that the SEC eliminate or substantially modify the proposed 20% trading volume test and make some technical modifications to the other conditions.

TAXATION OF BUSINESS ENTITIES
Report Regarding Proposals for Accounting Treatment of Interest on Non-Performing Loans. The report considers various aspects of how interest is accrued on non-performing loans and recommends guidance, clarifications and changes regarding the application of the general interest accrual, original issue discount and market discount rules to non-performing loans.
Committees Seeking New Members

Committee on Career Advancement and Management
The Committee on Career Advancement and Management provides resources, programs, and opportunities to lawyers to help them plan, develop, manage, and flourish in their careers. The Committee puts together programs on topics such as networking, finding the right job fit, alternative legal careers, balancing a legal career with other professional and personal interests and pursuits, and re-entry into the legal profession. To apply, please contact the Chair, Tanya Gill, at tanya.gill@dlapiper.com.

International Trade Committee
The International Trade Committee deals with current topics in areas of trade such as WTO agreements and negotiations, multilateral and bilateral trade agreements such as NAFTA, and U.S. and global laws relating to the import and export of goods. The Committee meets monthly for dinner presentations, normally with a scheduled speaker. To apply, please contact the Chair, Helena Sullivan, at 917.453.7460 or hsullivan@barnesrichardson.com.

Committee on Legal Services for People of Moderate Means
The Committee on Legal Services for People of Moderate Means addresses the need for and availability of legal services for people of moderate means through public education seminars, legislative advocacy, and by providing free counseling through the Monday Night Law program, where attorneys meet with clients to discuss a variety of legal topics, such as bankruptcy, consumer issues, matrimonial, basic employment, and landlord-tenant. To apply, please contact the Chair, Patience Jones, at pjones@patiencejones.com.
Officers of the Association and the Executive Committee 2008/2009

Meet the officers of the Association and the Executive Committee who, along with President Patricia M. Hynes, will lead us during the 2008/2009 term.

Vice Presidents

As co-head of Skadden’s Complex Mass Tort and Insurance Group, Sheila L. Birnbaum practices primarily in the areas of products liability, toxic torts and insurance coverage litigation. Prior to becoming a partner at Skadden, Arps, Slate, Meagher & Flom LLP, Ms. Birnbaum served as counsel to the firm while she was a professor of law and associate dean at New York University School of Law and a professor of law at Fordham University School of Law. She has also served on the Executive Committee and the Task Force on Judicial Selection of the New York City Bar.

Peter Kougasian is an assistant district attorney in the Office of Hon. Robert M. Morgenthau, District Attorney for the County of New York. Since 1996, his assignment has been as a bureau chief in the trial division of the Office of the Special Narcotics Prosecutor for the City of New York. He has also held the positions of Director of Training and Senior Trial Counsel in the New York County District Attorney’s Office. Mr. Kougasian is a former chair of the executive committee of the New York City Bar and a member of the House of Delegates of the New York State Bar Association. He also has chaired City Bar committees on Corrections and Legal Education and Admission to the Bar.

Roger Juan Maldonado is a litigation partner at Balber Pickard Maldonado & Van Der Tuin, PC. His practice concentrates on complex civil litigation concerning real estate transactions, copyright infringement and employment matters. Mr. Maldonado serves as the New York City Bar’s designated member of the Board of Directors of the New York Community Trust, and is a Vice President and member of the Board of Directors of United Neighborhood Houses of New York. Mr. Maldonado previously served as a member of the Mayor’s Advisory Committee on the Judiciary and as a Co-Chair of the Real Estate and Probate Litigation Committee of the American Bar Association’s Litigation Section.

Treasurer

Donald S. Bernstein is a partner with Davis Polk & Wardwell and head of the firm’s Insolvency and Restructuring Practice Group. He is Chair of the National Bankruptcy Conference, a director of the International Insolvency Institute, an adjunct professor at New York University School of Law and Chair of the Advisory Committee of the Law and Public Affairs Program at Princeton University. Mr. Bernstein has also chaired the TriBar Opinion Committee, been a director of the American College of Bankruptcy, and chaired the Committee on Bankruptcy and Corporate Reorganization and the Audit Committee of the New York City Bar.

Secretary

Sheila S. Boston is a partner at Kaye Scholer LLP. She has a general litigation practice with considerable experience in class action and product liability issues. Ms. Boston is a member of the DRI Drug and Medical Device Seminar Planning Committee and a Trustee of the Federal Bar Council. As a member of the New York City Bar she has served as the Chair of the Committee on Recruitment and Retention of Lawyers.

Executive Committee Chair

Barbara S. Gillers is of counsel in the litigation department resident in Fried Frank’s New York office. She concentrates her practice in the area of the law governing lawyers and law firms, advising law firms, not-for-profit and corporate law departments and others on compliance and regulatory matters including matters before government regulators and courts. Prior to joining Fried Frank, Ms. Gillers was an Assistant U.S. Attorney in the Southern District of New York and held various positions in both the public and private sector. She has also served as the First Deputy Chief Counsel to the Departmental Disciplinary Committee for the First Judicial Department of New York, and served as the Chair of the Committee on Professional and Judicial Ethics.

Executive Committee Secretary

Michael B. Mushlin is a professor of law and former associate dean of academic affairs at Pace Law School. Previously, he was the Associate Director of the Children’s Rights Project of the ACLU, Project Director of the Prisoners’ Rights Project of the Legal Aid Society of New York and Staff Counsel with Harlem Assertion of Rights Inc. Mr. Mushlin was Chair of the Committee on Corrections of the New York City Bar and also served on the Committee on Federal Courts. He is a member of the Board of Directors of The Correctional Association of New York and for four years served as its Chair, and also chaired the Board of the Osborne Association. In addition, he was appointed to the American Bar Association’s Task Force on the Legal Status of Prisoners.
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High School Constitutional

On November 8, the New York City Bar Association will host a law symposium for high school students titled “My Rights, My Nation: Constitutional Freedoms Now and in the Future.” This will be the fifth installment in a biannual series aimed at educating and enlightening New York City youth about the law and legal profession.

The symposium, conceived in 2006 by Elizabeth Yablon of the City Bar’s Council on Judicial Administration, was created to encourage bright young people of the next generation to think about important issues earlier, and understand the structure of our legal system so as to empower themselves.

Each fall and spring, students from approximately 80 New York City public and private high schools are introduced to constitutional law issues that are the subject of recent decisions in the U.S. Supreme Court and other appellate courts. At the symposium, students participate in discussion sessions covering a range of individual rights topics led by State Supreme Court Justices and lawyers at various City firms and government agencies.

Zakiyyah Salim, an associate at Heller Ehrman, said, “I have served as a facilitator for two years and have learned so much from the students. Their level of sophistication is amazing. They have a great understanding of the law and are really engaged. It is something that I look forward to twice a year!”

Past discussion topics have included terrorism, warrantless searches, voting rights and gender discrimination in the workplace as well as Internet security and privacy. Nearly 300 students attended the symposium in April. “I enjoy the program because I don’t often get the opportunity to have any sort of meaningful dialogue about the law with students,” said Justice Jeffrey Lebowitz, a program facilitator. “Once you start putting the constitution in the context of contemporary and relevant issues for students, the conversation becomes more meaningful to them. I think that’s the best part of the program.”

The symposium not only engages students but teachers, as well, many of whom have attended sessions and woven the symposium topics into class discussions. Jon Dobbs, a teacher at Valdus Preparatory Academy, said the symposium “opened up a world to students that they don’t often see.” The students continue to interact with the issues long after the program is over and frequently correspond with the City Bar when decisions are issued in the cases they have discussed.

This symposium is one of the City Bar’s programs created to expose high school students to law-related internships and educational programs.

The Thurgood Marshall Summer Law Internship, the other major student program, provides paid summer jobs for students from underrepresented populations and disadvantaged backgrounds in a variety of legal environments such as law firms, corporate law departments, government agencies, non-profit organizations and law schools. The program selects students who have demonstrated academic excellence and an interest in law and who have been recommended by their teachers or law program coordinators at their schools. Since the program’s inception in 1993, the Association has placed 1,152 students with legal employers. In 2008, more than 130 students applied and 52 were placed, nearly doubling the participation from the previous year.

In addition to placing students in a law-related job, the program features a number of activities for exploring career paths and developing networking skills. The curriculum has included a law class at Columbia University School of Law, a visit to a New York State Supreme Court judicial chamber, roundtables and career panels with lawyers from various practice areas, an evening at Small Claims Court and opening and closing receptions.

Applications and employer registrations for the 2009 Thurgood Marshall Summer Law Internship Program are now being accepted.

How to Become Involved in the City Bar’s Student Programs

Thurgood Marshall Summer Law Internship
- Provide a summer internship for a student in your firm/company
- Provide firm space or resources for development programs
- Invite a student to your firm for Job Shadow Day

Volunteer Lawyers in Classrooms
- Visit a classroom to teach students about the legal profession

For more information on these programs, please visit www.nycbar.org/SLEOP or contact Gabrielle Brown at gbrown@nycbar.org or 212.382.6624.

Seeking Moot Court Judges

The Committee on Young Lawyers is seeking judges to help conduct the annual National Moot Court Competition.

To participate, attorneys must have been admitted to a state Bar for at least 5 years. Participants are eligible to receive 2 CLE credits (1.5 Skills and 0.5 Practice Management/Professional Practice) for every argument heard. If you are interested in participating in this worthwhile endeavor, please contact Mariann Owens at 212.382.6635 or complete the online application at www.nycbar.org/Young Lawyers/index.htm. The National Moot Court Competition is one of the oldest and most highly respected national moot court competitions in the United States. The competition rounds for the 59th annual event will take place in November 2008 and February 2009.

Please come and join us!
<table>
<thead>
<tr>
<th>Topic</th>
<th>October</th>
<th>Member</th>
<th>Non-member</th>
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<tr>
<td>Writing to Persuade</td>
<td>October 2</td>
<td>$375 $475</td>
<td>$205 $275</td>
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<td>How to Avoid the Ethical &amp; Fiduciary Pitfalls of Lateral Hiring</td>
<td>October 3</td>
<td>$205 $315</td>
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<td>16 Hour Bridge-the-Gap</td>
<td>October 6 &amp; October 14</td>
<td>$345 $495 (both days)</td>
<td>$145 $195 (both days)</td>
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<td>What Every Employment Lawyer Needs to Know About the NLRA</td>
<td>October 6</td>
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<td>Blogs: What You Must Know About Creation, Use &amp; Ethical Considerations</td>
<td>October 7</td>
<td>$195 $305</td>
<td>$105 $135</td>
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<tr>
<td>The Perils &amp; Pitfalls of Today’s Construction Projects: Understanding the Industry &amp; Negotiating Contracts Effectively</td>
<td>October 7</td>
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<td>Distressed Markets: Current Issues in Debt Trading, Investing &amp; Chapter 11 Reorganization</td>
<td>October 14</td>
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<td>Subprime Market Meltdown – The Criminal Prosecutions Begin</td>
<td>October 15</td>
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<td>Significant Ethical Issues Facing Inside Counsel: What In-House Counsel &amp; Those Who Advise Them Need to Know</td>
<td>October 15</td>
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<td>Negotiating &amp; Documenting Derivatives Transactions</td>
<td>October 16</td>
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<td>$115 $155</td>
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<td>Video Replay: “An Impartial Jury:” Everything the Trial Attorney Needs to Know About Jury Selection &amp; Jury Service</td>
<td>October 20</td>
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<td>Financial Institution Liabilities &amp; Risks &amp; Related Insurance Issues</td>
<td>October 21</td>
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<td>The Cans &amp; Can’ts of Trust Decanting: How to Pay Over Assets from One Trust to Another</td>
<td>October 21</td>
<td>$235 $325</td>
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<td>Hot Topics in Advertising &amp; Marketing – 2008</td>
<td>October 22</td>
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<td>Current Legal Ethical Issues</td>
<td>October 23</td>
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<td>Securities Law in Today’s Environment: Regulatory Investigation, Litigation &amp; Compliance</td>
<td>October 24</td>
<td>$335 $475</td>
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Advance registration is advised for live programs and 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, 42nd West 44th Street, New York, NY 10036.

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 applies to New York and California (for live programs only). Illinois credit differs and ethics credits are pending.

All registrations must be prepaid by either credit card or a check made payable to City Bar Center for CLE or New York City Bar.

Name

Address

City State Zip

Phone

Total Enclosed $

Please charge to my: ☐ Mastercard ☐ Visa ☐ American Express

Card Number Exp. Date

Signature

Starting October 1, 2008, City Bar members will be able to apply for a new life insurance program underwritten by Hartford Life and Accident Insurance Company. Members will be able to choose among a traditional term life program with some exciting new enhancements or a 10, 15 or 20 year term policy which helps lock in lower rates. Under the new group program, members and their spouses, (under age 60,) may apply for up to $1,000,000. A new Ability Plus Benefit is included that pays $1,000 per month for up to 24 months provided the cognitive impairment or inability to perform two or more ADLs has lasted for at least 30 consecutive days.

Members will also be able to choose from among 10, 15 or 20 year term life policies that will let you lock in your rate based on your age at time of application. For more information on these plans, please call Marsh at 888-882-2269, e-mail NYCBar.Insurance@marsh.com or visit www.MarshAffinity.com.

*Sponsored by: NEW YORK CITY BAR Underwritten by: THE Hartford Administered by: MARSH MERCER KROLL GUY CARPENTER OLIVER WYMAN

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Marsh is part of the family of MMC companies, including Kroll, Guy Carpenter, Mercer, and the Oliver Wyman Group (including Lippincott and NEBA Economic Consulting).
The traditional linear career path lawyers once followed is no longer the norm. Today’s lawyers are increasingly making lateral moves from firm to firm and between the private and public sectors. Many lawyers are finding new ways to use their legal expertise to build successful careers in other professions.

In an effort to assist lawyers in developing dynamic careers, the City Bar is offering a wide array of programs in October:

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**NETWORKING**

A key to most successful job searches, career moves and business development in general is networking. Learning how to network, both formally and informally, is an invaluable tool regardless of one’s objective. If you are looking to improve your networking skills or want to learn how networking can work to your advantage, be sure to check out the following programs:

- **The Art of Schmoozing: Networking Made Easy for Law Students and Recent Law Graduates**  
  **TUESDAY, OCTOBER 14 AT 6:30 PM**

- **Using Networking and Networking Support Groups to Manage Your Job Search and Career**  
  **WEDNESDAY, OCTOBER 15 AT 6 PM**

- **Building Social Capital: An Interactive Program for Women Lawyers on How to Draw on Your Personal and Professional Relationships to Accomplish Your Goals**  
  **MONDAY, OCTOBER 20 AT 8 AM**

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**INTERVIEWING**

Many dread the unpredictable aspects of an interview and the stress it can cause, but with the right tools and a little practice, anyone can master the skill of interviewing. If you are in the midst of a job search or even thinking about a career move, the following interactive program can show you how to handle the toughest of interviews successfully:

- **Intelligent Interviewing: Telling Your Story, Selling Yourself**  
  **TUESDAY, OCTOBER 28 AT 6:00 PM**

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**ALTERNATIVE CAREERS**

Today many attorneys are using their law degree and legal background to transition into a non-legal career or to pursue another career while still practicing law. The City Bar frequently holds programs that explore the many ways in which a law degree may be useful in various careers as well as programs that discuss how to practice law while still having time for non-legal pursuits. If you’re looking for a new way to use your law degree, don’t miss this month’s programs on alternative careers:

- **Is a Contract, Freelance, Staff or Discovery Attorney Position Right For You?**  
  **MONDAY, OCTOBER 20 AT 6:30 PM**

- **Non-Fiction: True Crime Stories and the Truth About Being a Lawyer-Writer**  
  **THURSDAY, OCTOBER 30 AT 6:30 PM**

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**RE-ENTERING THE PROFESSION**

Many lawyers, both women and men, are taking a break from the profession to devote time to other commitments and interests. But re-entering is not an easy process and it can often seem daunting. In an effort to help re-entering lawyers in making a successful transition, the City Bar has put together a series of practical and insightful programs that begins this month:

- **Career Reevaluation: Finding the Right Fit**  
  **TUESDAY, OCTOBER 7 AT 9:00 AM**

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**THE LIGHTER SIDE OF CAREER DEVELOPMENT**

Everyone needs a break. Take time to have some fun as you network and work on career and business development at one of the City Bar’s social events this month. Meet other young lawyers and enjoy some time away from your desk:

- **Young Lawyers Connect – First Thursdays: Dinner Cruise on the Spirit of New York**  
  **THURSDAY, OCTOBER 2 AT 7:00 PM**

- **Young Lawyers Fall Reception**  
  **TUESDAY, OCTOBER 21 AT 6:30 PM**

For more information or to register for any of these programs, please check the City Bar website at www.nycbar.org.