

NYWBA

NEW YORK WOMEN'S BAR ASSOCIATION

ANNUAL MEMBERSHIP MEETING & ELECTIONS

April 24, 2014, 5:30-6:30 p.m.

Join us as the 2014-2015 Officers, Directors & Delegates are elected, and hear the President's and Treasurer's "State of the Association" reports. Mingle with members and enjoy light refreshments during a pre-meeting reception hosted by Frankfurt Kurmit Klein & Selz, PC (see notice, pp. 3 & 8).

ANNUAL ETHICS CLE PROGRAM

April 24, 2014, 6:30-8:00 p.m.

***"Lawyer Complaints and Complaining Lawyers:
Navigating the World of Attorney Discipline"***

Immediately after the Annual Meeting, distinguished panelists will discuss situations where it is appropriate or necessary to report another attorney's ethical misconduct, and strategies for avoiding and responding to disciplinary complaints. (See notice, p. 7).

New York County Lawyers' Association Foundation – *"Musical Tribute to The Honorable Betty Weinberg Ellerin"*

April 24, 2014, 6:00 p.m.

The NYCLA Foundation invites NYWBA members to its First Annual Spring Fundraiser, which will pay tribute to long-time NYWBA member and Past President **Hon. Betty Weinberg Ellerin**. (See notice, p. 4, and President's Message, p. 2.)

Annual Mentoring Circles Reception

April 28, 2014 (see notice, p. 4)

(Registration is CLOSED except to current Circle participants who have already registered. All attendees must be current members!)

ANNUAL AWARD DINNER

***"A Dinner & Conversation with
The Honorable Sonia Sotomayor"***

May 8, 2014 (see notice, p. 7)

PRESIDENT'S MESSAGE

Our Extraordinary Members

APRIL 2014



Hon. Jacqueline W.
Silbermann

After a long, cold and snowy winter that necessitated many schedule changes for meetings and programs, it is wonderful to welcome spring. In anticipation of the new season, our Committees have had a burst of energy, resulting in great programs and events, many of which feature our own extraordinary members.

I am so excited to have as the honoree at our Award Dinner on May 8 our long-time member and friend, **Hon. Sonia Sotomayor**, Associate Justice of the United States Supreme Court. To ensure we have a full opportunity to hear from Justice Sotomayor, the Award Dinner will not include our induction of 2014-2015 officers or other traditional elements (which will be postponed to September). Instead, the program will be entirely devoted to a "Conversation with Justice Sotomayor." This will be the last major event of my presidency, which ends on May 31st, and I know it will be magnificent.

We are very excited about the slate of nominees for next year's Officer, Director, and Delegate positions for NYWBA. (See full list on p. 2.) First Vice President **Yacine Barry-Wun** has been nominated to serve as 2014-15 NYWBA President. Ms. Barry-Wun is a distinguished attorney in the New York State Courts Access to Justice Program. She has previously served as a Committee Chair, Director and Officer. Among other accomplishments, she has served for the past two years as Board Liaison to our Committee Chairs, which has given her the opportunity to learn every aspect of the Association's business. She is a terrific person, and she will be a superb President.

We are also excited to work with the 2014-15 WBASNY Officers (listed on p. 3), who will be elected by the 18 Women's Bar Chapters in April. Congratulations to incoming WBASNY President **Irene V. Villacci** (Nassau County Chapter), and to all of the candidates, including especially our own **Amy Saltzman**, who has been nominated to serve as WBASNY Vice President. (Continued on Page 2)

Announcements & Calendar of Upcoming Events

(See also "Committee News" on p. 3)

- 4/1 – Litigation Comm. – *A View from the Bench – Legal Writing* – p. 4
- 4/2 – M&F – CLE – *Therapeutic & Supervised Visitation* – p. 4
- 4/8 – Int'l Human Rights CLE – *Immigration Policy & Practice* – p. 8
- 4/10 – Students & New Lawyers Speaker Series – *Leona Beane* – p. 11
- 4/23 – Solo & Small Firm Comm. – *Women & Rainmaking* – p. 7
- 4/24 – NYCLA Foundation Tribute to Hon. Betty Weinberg Ellerin – p. 4
- 4/24 – Annual Meeting & Elections – pp. 3, 8; Nominees – pp. 2, 3
- 4/24 – Annual Ethics CLE Program – *World of Attorney Discipline* – p. 7
- 4/28 – Annual Mentoring Circles Reception – pp. 1, 4
- 4/30 – CLE – *ABC's of Probate & Administration* – p. 8
- 5/1 – *Counsel for Alleged Incapacitated Persons (Art. 81)* – p. 10
- 5/1 – CLE – *How to Speak to the Media* – p. 3 (see Comm. News)
- 5/8 – NYWBA Award Dinner featuring Hon. Sonia Sotomayor – p. 1
- 5/19 – CLE – *Human Trafficking: Problems & Solutions* – p. 11
- 5/20 – CLE – *Concerns re: Reproductive Technologies* – p. 8

Check www.nywba.org for more Meetings, Programs & Events.

NYWBA NOMINATIONS COMMITTEE REPORT

NYWBA's Committee on Nominations has nominated the following candidates to serve for the positions and terms stated below. The elections will be held at the Association's **Annual Membership Meeting on April 24, 2014.** (See meeting notice, page 3.)

OFFICERS (2014-2015)

President:	Yacine Barry-Wun
Vice Presidents:	Jennifer P. Brown Julie Hyman Amy B. Goldsmith
Treasurer:	Deborah G. Rosenthal
Recording Secretary:	Virginia A. LoPreto
Corresponding Secretary:	Myra L. Freed

BOARD OF DIRECTORS

Directors – Class of 2014-2017

Michael W. Appelbaum	Susan M. Moss
Elizabeth A. Bryson	Francesca A. Sabbatino
Hon. Laura E. Drager	Hon. Jacqueline W. Silbermann
Hon. Sherry Klein Heitler	

Director – Class of 2013-2016 (to fill an unexpired term)

Morgan M. Fraser

Directors – Continuing in Office

Leona Beane	Hon. Kelly O'Neill Levy
Dawn M. Cardi	Kay Marmorek
Jo Ann Douglas	Monique McClure
Felice B. Ekelman	Kathryn E. Salensky
Catherine M. Foti	Amy Saltzman
Hon. Judith J. Gische	Victoria A. Turchetti
Patricia Ann Grant	

COMMITTEE ON NOMINATIONS

Class of 2014-2016

Patricia Ann Grant	Hon. Lisa A. Sokoloff
Hon. Kelly O'Neill Levy	Andrea Vacca

Class of 2013-2015 (to fill unexpired terms)

Francesca A. Sabbatino	Hon. Jacqueline W. Silbermann
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NYWBA MEMBERS OF WBASNY BOARD (2014-2015)

Jennifer P. Brown	Patricia Ann Grant
Elizabeth A. Bryson	Julie Hyman
Dawn M. Cardi	Marjorie Martin
Jo Ann Douglas	Hon. Jacqueline W. Silbermann
Hon. Betty Weinberg Ellerlin	Hon. Lisa A. Sokoloff Farah Y. Zaman

(See also WBASNY Nominations, p. 3.)

President's Message (Continued from Page 1)

The elections will be held at our **Annual Membership Meeting on April 24** (see notice, pp. 1 & 3), and members will also hear reports on the "State of the Association." The newly-elected candidates will take office at the beginning of our new fiscal year, on June 1, 2014.

As noted above, to avoid a conflict with the Award Dinner on May 8, the congratulatory celebration for our new Officers, Directors and Delegates will take place at a gala being planned for September this year. (Look for more info about this event later this Spring.)

As it happens, April 24 will be a very busy day. In addition to our Annual Meeting & Elections, two other major events will be held that evening – a **"Musical Tribute to Hon. Betty Weinberg Ellerlin,"** presented by the New York County Lawyers' Association Foundation (see notice, pp. 1 & 4), and the NYWBA's annual **Ethics CLE program** (see notice, pp. 1 & 7). It is unfortunate to have such stellar programs on the same evening, but we are making sure that the Association will be well represented at all of these events.

The NYCLA Foundation tribute on April 24 honoring Justice Ellerlin should be a great affair. Her career as a jurist is legendary.¹ Now in private practice, Justice Ellerlin has been a mentor and example for us all. We know that there will be a strong contingent of NYWBA members at the NYCLA Foundation event in support of Justice Ellerlin and in recognition of her accomplishments. On a personal note, we were all saddened when Justice Ellerlin's husband of sixty years, **Milton H. Ellerlin, Esq.**, passed away in March (see notice, p. 3). The Board was honored to make a charitable contribution in his memory.

The Ethics CLE Program on April 24 will also be a great event, thanks to Ethics Co-Chairs **Nicole Hyland** and **Hon. Barbara Jaffe** and the expert presenters (see notice, p. 7). This CLE will be held immediately after the Annual Meeting & Elections, and at the same venue. Attendees will earn 1.5 Ethics CLE Credits, and all NYWBA members will be able to attend for FREE.

This year's WBASNY Convention will be from June 6 through June 8, with a pre-Convention kick-off dinner scheduled for June 5 (see notice, p. 6). On June 6, long-time member **Hon. Phyllis Gangel-Jacob** will receive WBASNY's prestigious **Marilyn Menges Award** in recognition of her outstanding contributions to the Women's Bar and the rights of women, including as a Founder of WBASNY and during her more than 20 years on the NYWBA Board of Directors. I plan to attend to honor her, and I hope that many of our members will be present to share in our pride for her accomplishments. On June 7, our own **Amy Saltzman** will be sworn in as Vice President of WBASNY. If you have come in the past, I hope to see you there again. If you have never been to a convention, make this one your first. It is a great opportunity to network, get CLE credit, and have loads of fun.

On the topic of with WBASNY, NYWBA has renewed the tradition of hosting a welcome dinner for WBASNY Officers, Chapter Delegates, and Committee members on the night before WBASNY Board meetings in New York City. We were delighted to welcome representatives from all over the state in both January and March and to mingle and bond over good food and wine.

Finally, I am pleased that 2014-2015 will be NYWBA's 80th Anniversary year. We will kick off the celebrations in September, and hold a gala tribute to our history at our Annual Dinner in June 2015. I hope that many of you will participate in the planning of fun activities for this important anniversary. If you are interested in joining the Anniversary Committee or have ideas on events or programs, please send an email to History@nywba.org.

¹ Elected to the bench in 1976, Justice Ellerlin was the first woman to serve as Deputy Chief Administrative Judge for New York State. She was also the first woman appointed as a Justice of the Appellate Division for the First Department, and the first female Presiding Justice of that Court. She was NYWBA President in 1969-70, and served as President of the National Association of Women Judges and the NYS Association of Women Judges. She was also a Founder and Director of both WBASNY and JALBCA. Justice Ellerlin has received innumerable awards, including the NYWBA President's Special Award (twice); the WBASNY Betty Weinberg Ellerlin Mentoring Award, which was established in her honor; the NYS Association of Women Judges Leadership Award, the ABA Margaret Brent Award, and the Florence E. Allen Award.



COMMITTEE NEWS

- The **Children's Rights Committee** is co-sponsoring a CLE program on **May 19** on "**Human Trafficking: Identifying Problems & Solutions**" (see notice, p. 11).
- The **Criminal Law Committee** is co-sponsoring a program on **May 1** from 5:30 to 8:00 p.m. entitled "**How to Speak to the Media: Advancing Your Client's Interests in the Court of Public Opinion.**" The organizers are the Puerto Rican Bar Association and the Southern District of New York Chapter of the Federal Bar Association. The event is FREE and will be held at the U.S. District Court, SDNY, 500 Pearl Street, Rm. 850, NYC 10007. RSVP's, which must be received by Apr. 29, should go by email to ERogers@FedBar.org. The Committee is also co-sponsoring a CLE program on **May 19** on "**Human Trafficking: Identifying Problems & Solutions**" (see notice, p. 11).
- The **Diversity Committee**, which has a new Chair – Ami Prabhu, hosted a "**Color of Justice**" program on March 30. If you would like to join the Committee, send an email to DiversityChairs@nywba.org, with a copy to ED@nywba.org.
- The **Elder Law & Disabilities Committee** will sponsor a program on **May 1** about the challenges of serving as "**Counsel to Alleged Incapacitated Persons in Article 81 Proceedings**". (See notice, p. 10).
- The **International Human Rights Committee** will present a CLE program on "**Overcoming Challenges for Immigrants in Policy and Practice**" on **Apr. 8** at 6:30 p.m. (See notice, p. 8). Committee meetings are also being scheduled for the third Wednesday of every month going forward. See notice for RSVP info about the program; email IntlChairs@nywba.org to RSVP to meetings. The Committee is also co-sponsoring a CLE program on **May 19** on "**Human Trafficking: Identifying Problems & Solutions**" (see notice, p. 11).
- The **Litigation Committee** is presenting a CLE on **Apr. 1** entitled "**A View from the Bench: Effective Writing for Motion & Appellate Practice.**" (See notice, p. 4.)
- The **Matrimonial & Family Law Committee** will host a panel discussion entitled "**Supervised Visitation: Does it Help?**" on **Apr. 2**. (See notice, p. 4.) This program is sold out, but you can email the Chairs about future programs. There will be NO program on **May 7** (so as not to conflict with the Award Dinner on **May 8**.) The Committee has rescheduled the CLE "**What to do about the Post-Judgment Blues**" to **Jun. 4**. (See notice, p. 6). **NOTE: The Committee is looking for a venue that can seat more than 50 attendees at its programs. If you or your firm have (or know of) such a venue, contact MFrsvp@nywba.org.**
- The **Mentoring Committee's Annual Mentoring Circles Reception**, to be held on **Apr. 28** (see notice, p. 4), is SOLD OUT. Enrollment will reopen later this year.
- The **Professional Ethics & Discipline Committee** will hold the NYWBA's Annual Ethics CLE Program on **Apr. 24** (see notice, pp. 1, 7).
- The **Reproductive Rights & Women's Health Committee** plans to meet on **Apr. 8, May 6, and June 3** (location TBA). For details and to RSVP, email ReproductiveRights@nywba.org. A CLE is also planned for **May 20** on "**Current Concerns Surrounding Reproductive Technologies.**" (See notice, p. 8.)
- The **Solo and Small Firm Practice Committee** presents "**Women and Rainmaking**" on **Apr. 23** at 6 p.m. (See notice, p. 7).
- The **Students & New Lawyers Committee** Speaker Series continues on **Apr. 10** with Leona Beane (see notice, p.11). Social events are planned for **May 23 & June 12**, and the **Summer Program** is on **Jul. 15** (see below). For details, email SNLChairs@nywba.org.
- The **Summer Program Committee** has kicked off planning for this year's annual program for students and new lawyers entitled "**What It's REALLY Like to Practice Law as a Woman,**" scheduled for **Jul. 15**. (See "Save the Date" notice, p. 11). Email SummerProgram@nywba.org if you would like to join the Committee.
- The **Trusts and Estates Committee** will present a CLE entitled "**ABC's of Probate and Administration - A View from Surrogate's Court Practitioners**" on **Apr. 30**. (See notice, p. 8).

NOTICE TO MEMBERS – ANNUAL MEETING & ELECTIONS

The NYWBA Annual Membership Meeting will be held on **April 24, 2014**, when the President & Treasurer will present reports on the State of the Association and its finances, and the Association will hold elections for Officer, Director, and Delegate positions. (See p.2 for the NYWBA Nominations Committee Report, which includes a list of all open positions, terms of office and nominees, as well as a list of Directors continuing in office.)

Article XIV, Section 1 of the By-Laws provides that only members who are in good standing and whose membership dues were received by **January 31, 2014** may vote at the Annual Meeting.

The Annual Meeting and Elections will be held at **Frankfurt Kurnit Klein & Selz, PC**, 488 Madison Avenue, 10th Floor, NYC (btw 51st/52nd St). Immediately after the elections, NYWBA will present an Ethics CLE Program (See notice, p. 7).

WBASNY NOMINATIONS COMMITTEE REPORT

WBASNY President-Elect **Irene V. Villacci** (*Nassau Chapter*) will be installed as President for 2014-15 at the **WBASNY Convention on June 7, 2014**. *WBASNY's Nominations Committee* nominated the following for the other WBASNY Officer positions for 2014-15 (Chapter name indicated in parentheses):

President-Elect:	Andrea F. Composto (<i>Brooklyn</i>)
Vice Presidents:	Maureen Crush (<i>Orange-Sullivan</i>) Amy Baldwin-Littman (<i>Rockland</i>) Amy Saltzman (<i>NYWBA</i>)
Treasurer:	Greta K. Kolcon (<i>Rochester</i>)
Recording Secretary:	Deirdre Hay (<i>Finger Lakes</i>)
Corresponding Secretary:	Jacqueline Flug (<i>Bronx</i>)

WELCOME NEW MEMBERS

Lauren P. Artese	Hon. John J. Kelley
Bridget K. Barbera	Lindsay Marturano
Helene Bernstein	Jessica L. Miller
Samantha A. Brutlag	Julie A. Sender
Amy Cruz	Silvia C. Stanciu
Allyn Ann Farber	Bryana L. Turner
Lauren M. Garvey	Kathleen C. Waterman
Ta-Tanisha D. James	Rachel J.B. Weisman
Madelyn Jaye	Kristin York
Victoria Kehoe	

as of 03/25/2014

- The **Working Parents Committee** is scheduling its "**Brown Bag Breakfast Meetings.**" Email WPChairs@nywba.org for details and to RSVP

OTHER EVENTS

- **NYCLA Foundation First Annual Spring Fundraiser – "A Musical Tribute to Hon. Betty Weinberg Ellerin"** – **Apr. 24**. (See notice, pp. 1 & 4, and President's Message [p. 2].)
- **NYWBA Annual Membership Meeting & Elections – Apr. 24**. (See notices, pp. 1, 3 & 7; see also nominated candidates, pp. 2 & 3.)
- **NYWBA Annual Dinner – May 8** featuring **Hon. Sonia Sotomayor**, Associate Justice of the U.S. Supreme Court. (See notice, pp. 1, 7.)

NYWBA Litigation Committee

presents

**“A View from the Bench:
Effective Writing for Motion
& Appellate Practice”**

featuring

Honorable Lisa A. Sokoloff

Civil Court of the City of New York

Honorable Melissa A. Crane

Civil Court of the City of New York

These distinguished jurists will discuss legal writing from the judicial perspective and provide invaluable insight on how to polish your written submissions and maximize your persuasive skills. Bring your questions!

Date: Tuesday, April 1, 2014

Time: 6:00 p.m. to 7:30 p.m.

Place: TBA

Cost: Free: NYWBA/WBASNY Members
\$35: Non-Members

RSVP: To RSVP, please email your name and contact info to litigationchairs@nywba.org

Due to space limitation, advance registration is required.

*NYWBA Membership is open to lawyers, judges, law students and law school graduates awaiting admission. It's easy to join or renew using our secure online membership form at www.nywba.org/membership.

NYWBA Matrimonial and Family Law Committee

presents

“Supervised Visitation: Does it Help?”

NYWBA's Matrimonial and Family Law Committee presents a panel discussion on supervised visitation, including therapeutic visitation, with an emphasis on the role of the Court, the supervisors, and the attorneys, particularly the attorney for the child(ren). The panel will be headed by **Hon. Deborah A. Kaplan**, a matrimonial judge sitting in New York County. Other panelists include **Bettina Thomsen**, LMSW, assistant director of Comprehensive Family Services, and **Virginia A. LoPreto, Esq.**

Date: Wednesday, Apr. 2, 2014

Time: 6:00 p.m.

Place: Blank Rome, LLP, The Chrysler Building,
405 Lexington Ave., NYC (at 42nd St.)

Cost: Free for Members*

RSVP: **SOLD OUT!** Email MFrsvp@nywba.org if you have questions.

*If you are not a current member, join or renew using our secure online membership form at www.nywba.org/Membership.

Annual Mentoring Circles Reception

Monday, Apr. 28, 2014, 6:00 p.m.

(New Date – postponed from Feb. 3 due to weather)

Covington & Burling LLP

New York Times Building, 620 Eighth Avenue, NYC
(between 40th & 41st Street)

RSVP at www.nywba.org/MentoringCircles

NYWBA's Mentoring Circles Program allows members at all stages of their careers to join with their peers to foster their personal and professional development. This year's Reception will feature an insightful discussion led by an author who has researched and developed tools and techniques for staying resilient and productive even under chaotic and ever-changing circumstances:

Sharon Melnick, Ph.D.

Author of the Highly-Acclaimed Book

*Success Under Stress: Powerful Tools for Staying Calm,
Confident and Productive When the Pressure's On*

The Reception is open at **NO CHARGE** to all *current* members* who expressed an interest during the 2013 open enrollment period.

Registration is now closed. Anyone who already RSVP'd can go to www.nywba.org/MentoringCircles for event details. (Note: Enrollment for future Mentoring Circles will reopen later this year.

* If you are not a current member, join or renew before the Reception using our secure online membership form - www.nywba.org/Membership.

Thursday, April 24, 2014

**NYCLA Foundation Fundraiser -
Musical Tribute to
Hon. Betty Weinberg Ellerin**

New York County Lawyers' Assn. Foundation is hosting its First Annual Spring Fundraiser: **A Musical Tribute to Hon. Betty Weinberg Ellerin**. (Justice Ellerin is a NYWBA Past President.)

Date: Thursday, April 24, 2014

Time: 6:00 p.m. Reception
7:00 p.m. Program

Place: New York County Lawyers' Association
14 Vesey St., NYC

Cost: \$75 - Regular Ticket
\$150 - Premium Ticket, includes special seating & listing in the program.

RSVP: To purchase tickets, email Martha Cohen Stine at mstine@crsslaw.com for more information.

NYWBA wishes to acknowledge the generous gift from

FOUNDER AND PAST PRESIDENT

HON. FLORENCE PERLOW SHIENTAG (1908-2009)

Her financial bequest has helped to underwrite the cost of this newsletter and several CLE programs mentioned herein.

Practice Tips for Dealing with Clients (and Prospective Clients) with Diminished Capacity

by Sabrina E. Morrissey

At some point in our practice, most of us will have a client, or speak with a prospective client, who has diminished capacity. This is particularly true for those of us who work in the area of trusts and estates.

Possible causes of diminished capacity include traumatic brain injury,* Alzheimer's disease, or dementia from other causes. The issue might be mild or severe. Depending on the severity, lawyers may need to take special steps to protect the interests of such vulnerable clients. Although working with such clients presents unique challenges for attorneys, it can also be deeply rewarding.

The ethical rules that govern our conduct as attorneys provide some guidance for dealing with clients with diminished capacity. Rule 1.14 of the New York Rules of Professional Conduct addresses this issue directly. The Rule states that the first principal for dealing with such clients is "to maintain a conventional relationship with the client," to the extent that it is "reasonably possible" to do so. Rule 1.14(a). If, however, the lawyer believes her client is at risk of "substantial physical, financial or other harm unless action is taken and cannot adequately act in the client's own interest," the lawyer may take "protective action" that is "reasonably necessary" to protect the client. Rule 1.14(b). This action may include "seeking the appointment of a guardian ad litem, conservator or guardian." *Id.* The Rule further recognizes that, due to the special needs of such clients, a lawyer may need to reveal confidential information in order to take protective action. See Rule 1.14(c). Even then, the attorney may only reveal such information as is "reasonably necessary to protect the client's interests." *Id.*

Based on my two decades of experience in the field of elder law, I have formulated the following six practice tips for determining whether and how to work with a client with diminished capacity.

First, use your own common sense and experience. What is the person's outward appearance? Are they dirty or disheveled? Are they fearful, paranoid or anxious? Do they have a short attention span? Were they able to find your office without a problem? Did they have help? Are they able to answer basic questions? Do they repeat themselves? Do they forget what you said just a few minutes before? These questions are important to the threshold issue of whether the person has capacity to make a contract for legal services. In my experience, those with paranoia are the hardest to help. Their trust issues often result in a failure to provide complete information, and their contacts are likely to be sporadic.

Second, determine whether the prospective client is capable of participating in the attorney-client relationship. This question is largely dependent on the complexity of the legal issue. For example, if a prospective client needs sophisticated estate planning but is unaware of asset information, or cannot understand explanations of the planning to be done, this will negatively impact your ability to effectively prepare the appropriate estate plan. Conduct your own tests of whether the prospective client can participate in the process. Meet more than once, and ask the prospect to provide you with information or to complete tasks related to the legal work to be done, such as: to bring relevant documents, send information by e-mail, or call you at a set time and date with additional details.

Third, consider reaching out to other attorneys for a second opinion. Utilize peers or other law firm members to talk things through and, if appropriate, to also meet with the client or prospective client. In some cases, it may be appropriate to retain the services of a Geriatric Care Manager for guidance in this area. As noted in comment 3 to Rule 1.14, however, when inviting others to participate "[t]he lawyer should consider whether the presence of such persons will affect the attorney-client privilege." Further, as noted in comment 8, Rule 1.14(c) "limits what the lawyer may disclose in consulting with other individuals or entities or in seeking the appointment of a legal representative." Absent express authorization, the lawyer should reveal only such information as is "reasonably necessary to protect the client's interests." Rule 1.14(c).

Fourth, enlist the help of a family member or friend who might assist the client or prospective client in being able to better manage the attorney-client relationship. This might be a spouse, child, friend or home health aide. Be sure to confirm (a) that the client wants the helper involved, and (b) that the helper does not have an agenda adverse to the client's best interests. If this is not possible, work with the client alone in a way that makes it possible for the client to understand and participate to the extent required. It may be necessary to repeat explanations, provide written directions, and to have multiple meetings before the client is able to move forward. Note: This fourth recommendation is a corollary to the third point, in that if you need to seek assistance to ensure the client's ability to proceed with the matter, it has the same caveats as above regarding confidentiality.

Fifth, if you decide to represent a client who has some level of diminished capacity, break the work down into manageable parts, with an eye toward

completing each element required for the matter before moving on. This helps ensure that the client comprehends each element of the matter, and ensures an orderly progression in the event that the client decides at some point to end the relationship, or it becomes clear that he simply cannot continue. In this way, you will protect the client to the extent possible and also receive payment for your work in stages. I once had an elderly client who was very upset about pending litigation brought against him by a family member. He was aware of his situation and was able to talk with me intelligently about how he wanted to respond; however, he was extremely suspicious, and I was concerned that he might prematurely terminate our relationship. In order to protect his interests, I acted quickly to file an answer to the pending petition. As noted in Comment 2 to the rule, "[t]he fact that a client suffers a disability does not diminish the lawyer's obligation to treat the client attentively and with respect."

Sixth, help the client plan for the future. Whether you are representing a client with existing diminished capacity, or one who has the expectation of diminished capacity in the future (in the case of an early Alzheimer's diagnosis), do what you can to make sure the client has an appropriate estate plan, Power of Attorney and Health Care Proxy. If the client does not have a family member to take care of funeral and burial arrangements, prepare an Appointment of Agent for Disposition of Remains. If the client has a business, confirm that there is a succession plan for management and that the plan for ownership of stock or LLC interests, post-death, is clear. If this is not your area of expertise, make an introduction to a competent elder law or estate-planning attorney.

*The most common type of traumatic brain injury I have personally encountered has been the result of stroke. Stroke survivors often complain of memory loss, an inability to concentrate, along with impetuosity, depression and anxiety, each of which can impact interpersonal and business relationships.

Sabrina E. Morrissey, Esq. is a Manhattan-based attorney whose practice is focused on elder law, guardianships, and trust and estate planning. She has served as an MHL Article 81 Guardian many times and is regularly appointed by the New York Courts to act as Court Evaluator and Guardian ad Litem. She is a member of the NYWBA Elder Law & Disabilities Committee and the Trusts & Estates Committee.

SAVE THE DATE!

NYWBA Matrimonial and Family Law Committee

presents

“What to do about the Post-Judgment Blues”

Please join us for a riveting discussion of the all too common post-judgment issues that plague our clients and us after settlement. The Hon. Matthew F. Cooper and Hon. Lori S. Sattler have geared up for this meeting, twice before in fact, but you will not be disappointed. Issues concerning relocation, support modifications and changes in custody are the mainstays of the post-judgment part and suggestions as to how to draft language to avoid such applications together with tips on what your papers should include will be addressed. (No discussion of pending cases.)

Date: **Wednesday, June 4, 2014, at 6:00 pm**
(Attendees will not be admitted after 6:30 p.m.)

Place: **Blank Rome, LLP**, The Chrysler Building,
405 Lexington Ave., NYC (at 42nd St.)

Cost: **Free** for Members*

RSVP: This event is currently closed, but email
MFRsvp@nywba.org if you are interested in
attending in case any spaces open up!

The Committee thanks Blank Rome, LLP for hosting.

*If you are not a current member, join or renew using
our secure online membership form at www.nywba.org/Membership.

WOMEN’S BAR ASSN.

OF THE STATE OF NEW YORK

Annual Convention

The WBASNY Convention is a great opportunity to meet and mingle with Women’s Bar members from across the state, attend first class CLEs (including those hard to find Ethics CLEs!), and celebrate as WBASNY presents its prestigious awards and installs its officers for the coming year.

The 2014 Convention will be held at the Seaview Stockton Hotel, a resort in New Jersey featuring two championship golf courses, a full service Elizabeth Arden Red Door Spa, and a satellite gallery from the Noyes Museum of Art. The hotel is just a hop, skip, and a leap from NYC and a mere 10-15 minute drive from Atlantic City.

When: **June 6-8, 2014**

Where: Seaview Stockton Hotel and Golf Club, Galloway, NJ

Cost: Varies depending on the package you select.

Info: For more info (or to inquire about sponsoring the convention), go to www.wbasny.org or email info@wbasny.org.

Details and registration information will be posted on NYWBA's website and in next month's newsletter.

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NYWBA Professional Ethics & Discipline Committee *presents*

Ethics CLE Program

**“Lawyer Complaints and Complaining Lawyers:
Navigating the World of Attorney Discipline”**

As lawyers, we all hope to make it through our careers without any run-ins with the disciplinary system. The reality, however, is that any lawyer, no matter how competent and diligent, can find herself the subject of a disciplinary complaint. Clients are becoming more savvy about holding lawyers to their ethical obligations, and with the growing reliance on technology, data security concerns, and the 24-hour work day, it can sometimes feel as though we are just one step away from an ethical catastrophe.

On April 24, immediately following the NYWBA Annual Meeting (see page 1 & 3), an esteemed panel of experts will discuss three aspects of the disciplinary system. First, what are the best strategies for avoiding a disciplinary complaint in the first place? Second, what should you do if you are served with a disciplinary complaint? Third, when is it appropriate or necessary to report another attorney’s ethical misconduct? Drawing from their extensive experience with the disciplinary system, the panelists will offer their unique view of the disciplinary system, from the perspective of judge, prosecutor and ethics counsel.

Panelists

Hon. Rosalyn H. Richter

Associate Justice of the New York Supreme Court
Appellate Division, First Department

James Q. Walker, Esq.

Partner, Richards Kibbe & Orbe LLP

J. Richard Supple, Esq.

Partner, Hinshaw & Culbertson, LLP

Moderator

Nicole I. Hyland, Esq.

Partner, Frankfurt Kurnit Klein & Selz, PC; Co-Chair,
NYWBA & WBASNY Professional Ethics Committees

Date: Thursday, April 24, 2014

Time: 5:30 p.m. – Registration & Networking
6:00 p.m. – Annual Meeting and Elections
6:30 - 8:00 p.m. – Ethics CLE Program

Place: Frankfurt Kurnit Klein & Selz, PC
488 Madison Ave., 10th Floor, NYC (btw 51/52 Sts)

CLE: 1.5 Ethics CLE Credits*

Cost: Complimentary for Women’s Bar members**

\$50 for Non-Members and Guests***

Light refreshments will be served.

RSVP: Go to www.nywba.org/EthicsRSVP for details and to register. **NOTE: Advance registration is required.**

Presenters thank the NYWBA Board, the Hon. Florence Perlow Shientag Bequest and Frankfurt Kurnit Klein & Selz, PC for helping to underwrite the costs of this program.

NYWBA also thanks *Frankfurt Kurnit Klein & Selz, PC* for hosting.

***CLE:** Frankfurt Kurnit Klein & Selz, PC is an accredited CLE provider. Approval of CLE credit is in accordance with the requirements of the NYS CLE Board for established attorneys and as transitional credit hours for newly admitted attorneys.

****Membership:** If you are not a current member, go to www.nywba.org/membership to join or renew. Members of other WBASNY Chapters should indicate their Women’s Bar Association Chapter in their RSVP.

*****Financial Hardship Scholarships:** Full and partial scholarships are available based on financial need. For info, contact CLE Chair Amy B. Goldsmith (agoldsmith@tarterkrinsky.com). All requests are confidential.

NOTES ON MEMBERS

NYWBA expresses heartfelt sympathy to Past President **Hon. Betty Weinberg Ellerin** and her family on the passing of **Milton H. Ellerin, Esq.**, her beloved husband of 60 years. Condolences may be sent to Justice Ellerin c/o Alston & Bird LLP, 90 Park Avenue, New York, NY 10016. Donations may be made to the Visiting Nurse Service of New York at Haven Hospice at Bellevue Hospital, or to the charity of your choice. (You can make a donation online at <https://ssl.charityweb.net/vnsny/> by clicking on honorary / memorial, inserting Mr. Ellerin’s full name, indicating the “purpose” as hospice/palliative care, and inserting “Haven Hospice/Bellevue” in the field immediately below the entry marked “if other please specify.” For additional info about VNSNY, call 800-675-0391.)

Congratulations to long-time member **Hon. Barbara R. Kapnick** on her appointment as an Associate Justice of the New York Supreme Court, Appellate Division, First Department.

Congratulations to long-time member **Hon. Saliann Scarpulla** on being appointed a member of the bench for the New York Supreme Court Commercial Division.

Has something noteworthy happened to you or another member? Send your news to Newsletter@nywba.org.

NYWBA Solo & Small Firm Practice Committee

presents

“Women and Rainmaking”

Join Co-Chairs **Jocelyn L. Jacobson** and **Elisabeth Ames** as the Committee provides invaluable advice on helpful and practical tips for starting and growing a solo or small practice. Existing and prospective members* are welcome. Don't forget to bring your business cards!

Date: Wednesday, April 23, 2014

Time: 6:00 p.m.

Place: Reitler Kailas & Rosenblatt, LLC
885 Third Ave., 20th Fl. (btw 53/54th St.) NYC

RSVP: Send an email to SSFChairs@nywba.org

*If you are not a current member, join or renew using our secure online membership form at www.nywba.org/Membership.

NYWBA Award Dinner

May 8, 2014, 6:00 p.m.

Marriott Marquis, Times Square

**NYWBA is honored and delighted to invite
you to a Dinner and Conversation
with long-time NYWBA member**

Honorable Sonia Sotomayor
Associate Justice, United States Supreme Court

*To whom the Hon. Jacqueline W. Silbermann
will present THE PRESIDENT’S SPECIAL AWARD*

For details and to register go to
www.nywba.org/Award_Dinner

**NYWBA International Law & Women's Rights
Committee is proud to sponsor a CLE
"Overcoming Challenges for Immigrants
in Policy and Practice"**

featuring

Jessica Klein

Sullivan & Cromwell LLC, Pro Bono Coordinator

Jacqueline Esposito

New York Immigration Coalition

Gina DelChiaro

Leon Levy Fellow, Refugee Protection Program

Join these panelists as they explore immigration and asylum law, and further discuss the Real ID Act and Immigration and Nationality Act. Learn about challenges to immigration practice today, as well as obtain insight into interviewing clients and working with translators. Attendees will earn BOTH professional practice and skills credits, and have the opportunity to ask questions to experts in the field.

- Date:** April 8, 2014
- Time:** 6:30 p.m. to 8:30 p.m.
- Place:** Sullivan & Cromwell LLC, 125 Broad Street, NYC
- CLE:** 2.0 Credits* (0.5 Skills; 1.5 Professional Practice)
- Cost:** FREE - NYWBA & Women's Bar Members**
FREE - Non-Profit & Gov't Practitioners
FREE - Currently-Enrolled Law Students
\$50 - Non-Members***
- RSVP:** <http://www.nywba.org/IntlHumanRightsCLE>

*CLE: Approval of CLE credit is in accordance with the requirements of the NYS CLE Board for the above-listed credit hours.

**Membership: NYWBA Members can attend CLE programs for free. If you are not a member, go to www.nywba.org/Membership to join or renew using our secure online membership form.

***FINANCIAL HARDSHIP SCHOLARSHIPS: Full and partial scholarships based on financial need are available. For info on the guidelines and to apply, contact CLE Chair Amy. B. Goldsmith at CLE@nywba.org or 212-216-1135. All requests are confidential.

Mark Your Calendars!

**NYWBA Reproductive Rights Committee CLE
"Concerns Surrounding
Reproduction Technologies"**

- Date:** Tuesday, May 20, 2014
- Time:** 6:00 p.m.
- Location:** TBA
- CLE:** CLE Credits TBA
- Cost:** FREE – Members
\$TBA – Non-Members
- RSVP:** Planning is underway. Additional details and RSVP info will be available soon.
- Info:** To join the Committee or for other info, email ReproductiveRights@nywba.org

**ANNUAL MEETING OF THE ASSOCIATION
and Election of Officers and Directors
Thursday, April 24, 2014**

At the **Annual Meeting**, members will mingle, get updates on the Association, and vote on NYWBA and WBASNY Officers, Directors & Delegates for next year. (See list of nominees on pages 2 & 3.) This is one of the highlights of our year, and we hope you will join in the festivities!

Following the Annual Meeting, a distinguished panel will present an ethics CLE program, drawing from their extensive experience with the disciplinary system and offering their unique views from the perspective of judge, prosecutor and ethics counsel. (See notice, page 7.)

- Date:** Thursday, April 24, 2014
- Time:** 5:30 p.m. – Registration & Networking
6:00 p.m. – Annual Meeting and Elections
6:30 - 8:00 p.m. – Ethics CLE Program
- Place:** Frankfurt Kurnit Klein & Selz, PC
488 Madison Ave., 10th Fl., NYC (btw 51/52 Sts)
- Cost:** Meeting and/or CLE – Complimentary for members
Meeting (only) – Complimentary for Non-Members
CLE Program – \$50 for Non-Members & Guests
Light refreshments will be served.
- RSVP:** Go to www.nywba.org/EthicsRSVP for details and to register for the Meeting and/or CLE.
Advance registration is required.

Presenters thank the *NYWBA Board*, the *Hon. Florence Perlow Shientag Bequest* and *Frankfurt Kurnit Klein & Selz, PC* for helping to underwrite the costs of the CLE program. NYWBA also thanks *Frankfurt Kurnit Klein & Selz, PC* for hosting.

NYWBA's Trusts and Estates Committee presents a CLE

**"ABC's of Probate and Administration - A View
from Surrogate's Court Practitioners"**

Join the Chairs of the **Trusts and Estates Committee**, who will provide the basics and ABC's of filing and handling Probate and Administration Proceedings in the Surrogate's Court.

Many times practitioners indicate that the Courts keep rejecting their papers. Co-Chairs *Leona Beane*, *Deborah Rosenthal*, and *Loretta Ippolito* will provide information and practice tips based upon their experience and expertise over the years.

- Date:** Wednesday, April 30, 2014
- Time:** 6:15 p.m.
- Place:** TBA
- CLE:** TBA* (accreditation pending)
- Cost:** Free - NYWBA/WBASNY Members**
\$50 - Non-members***
- RSVP:** Send your name and contact information to TEChairs@nywba.org (If you have to cancel, please let us know so we can make room for others!)

*CLE: Approval of CLE credit is in accordance with the requirements of the NYS CLE Board for the above-listed credit hours.

**Membership: Members attend CLE programs for free. If you are not a member, go to www.nywba.org/Membership to join or renew using our secure online membership form.

***FINANCIAL HARDSHIP SCHOLARSHIPS: Full and partial scholarships based on financial need are available. For info on the guidelines and to apply, contact CLE Chair Amy. B. Goldsmith at CLE@nywba.org or 212-216-1135. All requests are confidential.

Handling Multi-State Guardianship Matters – What Lawyers Need to Know about the New “Uniform Adult Guardianship and Protective Proceedings Justice Act”

by *Wendy A. Harris*

On February 27, 2014, the NYWBA Elder Law & Disabilities Committee, led by Co-Chairs **Antonia J. Martinez** and **Kim F. Trigoboff**, presented a CLE program on Article 83 of the New York Mental Hygiene Law, and the newly enacted New York Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act (sometimes known by the unwieldy acronym “UAGPPJA,” hereinafter, the “Act”). The Committee was fortunate to have as its speaker **Ronald Fatoullah**, the guiding force behind drafting and creating the legislative initiative to pass the Act in New York. Mr. Fatoullah, an experienced attorney in the area of elder law and special needs planning, is a Fellow of the National Academy of Elder Law Attorneys and a past member of NAELA’s Board of Directors.

Mr. Fatoullah began by providing background on the legislation’s passage in New York. He explained that as individuals and families become more mobile, adult guardianships often involve more than one state. This mobility can raise complex jurisdictional issues, which the Act strives to simplify. Mr. Fatoullah became involved with the legislative initiative in New York after he personally experienced the types of complexities that can arise with such multi-state guardianship proceedings. What he thought would be a quick and simple process to get a needed and important law enacted, turned into a four-year effort. However, due to Mr. Fatoullah’s unwavering advocacy, the Act passed in April 2013 and was signed by the Governor in October 2013. The law becomes effective on April 21, 2014.

Issues that Arise Without Uniformity

In New York, as in most states, courts are empowered to appoint a guardian to make decisions regarding the personal needs of, and/or financial management for, an incapacitated adult. New York courts have found jurisdiction over an alleged incapacitated person (“AIP”) who is physically present in the state, regardless of the limited ties that person may have to the state. Mr. Fatoullah noted that jurisdiction based on nothing more than physical presence can lead to so-called “granny snatching,” *i.e.*, removing an elderly relative with limited capacity from his or her home and across state lines in order to bring guardianship proceedings in another jurisdiction. Often such “granny snatching” involves feuding children each seeking control over the parent or her sizeable estate,

through proceedings in multiple jurisdictions. (See, *e.g.*, *Matter of Glasser*, 2006 WL 510096, NJ Supr. Ct. Ch. Div. (2006).) Such multi-jurisdictional litigation can lead to conflicting court decisions, as well as expensive and time-consuming proceedings that often adversely affect the well being and health of the incapacitated person.

Because states are not required to provide “full faith and credit” to, or even recognition of, the guardianship decisions of any other state, costly multiple guardianship proceedings may not only occur but may be necessary in some instances – even in the absence of “granny snatching.” By way of example, consider a daughter who is acting as the guardian for her incapacitated mother pursuant to an order obtained from a New York court. If that daughter moves with her mother to New Jersey, she may be required to initiate a second costly guardianship proceeding in the new state in order to continue to act on behalf of her mother with the same level of care.

This lack of recognition also creates problems for individuals who travel between jurisdictions. Consider, for example, those who live in New York during the summer and “snowbird” in Florida during the winter months. Mr. Fatoullah explained that if a health issue arises for dad in Florida, his guardian, appointed by the New York court, may not be able to act on his behalf without first obtaining a second order from a Florida court. The same issue may arise where an individual’s doctor resides out of state.

How the Act Simplifies Proceedings

The Act seeks to resolve many of these headaches by simplifying the law governing multi-state guardianship actions. Mr. Fatoullah explained that the Act will ensure uniformity among the different states by (i) providing procedures for determining exclusive jurisdiction by a single state over initial guardianship proceedings (§ 83.17), (ii) providing procedures to transfer guardianship appointments from one state to another (§ 83.31), and (iii) establishing a procedure for guardians to register and enforce their guardianship orders from one state in another state (§ 83.35).

Mr. Fatoullah also highlighted the provisions in the Act that permit a court to decline to exercise jurisdiction because of unjustifiable conduct (such as granny snatching) (§ 83.25), and require the court

to consider elder abuse when determining an appropriate forum (§ 83.23). He also explained that jurisdiction is determined by identifying the “home state” of the AIP or a state to which the AIP has “significant connections” (§§ 83.03, 83.13, 83.17).

Mr. Fatoullah then walked the CLE attendees through each of the Act’s provisions, including subsections that provide for communication and cooperation between courts of different states (§§ 83.05, 83.09), and procedures for gathering testimony and evidence from individuals in states outside of the adjudicating state (§ 83.11).

Mr. Fatoullah discussed the importance of having all fifty states adopting the Act in order for it to be most effective. Currently, 37 states plus Washington D.C. and Puerto Rico have enacted the Act, but Mr. Fatoullah noted that some states with larger populations have yet to adopt the law, such as Texas and California, and most notably with its large elderly population, Florida.

Mr. Fatoullah ended his presentation by reflecting on the reasons he became involved in working to get the Act adopted in New York. He offered that although the process was long and hard, he felt he had made a difference, and he encouraged each of the attendees not to be afraid to jump in and work toward change that each believe is necessary.

The presentation was thorough and provided lessons for all attorneys, and it was particularly inspiring for Elder Law & Disability attorneys. Many thanks to speaker Ron Fatoullah, to the Committee Co-Chairs and members who worked on this program, and to Recording Secretary **Amy B. Goldsmith** and **Tarter Krinsky & Drogin LLP** for hosting this event.

Wendy A. Harris, Esq. is a member of the Elder Law & Disabilities Committee and the founding member of *Wendy Harris Law, PLLC*, where her practice focuses on family, matrimonial, and elder law; civil litigation/arbitration; and white collar defense for individuals and companies.



Are Excess Tax Withholdings a Source of New Savings?

by Michael Salmon

Most of us don't think much about the amount of federal income tax withheld from our paychecks until it's time to file our annual tax returns. Some may even view the result on their tax returns as a great mystery – will they owe money to the government by April 15 or will they get a refund back? According to statistics released by the Internal Revenue Service (IRS), close to three in four Americans received a federal income tax refund in 2013 (for 2012 tax returns). (IRS News Release, Dec. 4, 2013.) That means some people may be withholding too much from their paychecks – money that is, in essence, being lent to the government, in some cases for a year or longer before it's reclaimed as a tax refund.

In the ideal scenario, the amount of federal income tax withheld from each paycheck would be as close to matching a taxpayer's total income tax liability for the year as possible. But, estimating the total income tax liability for the year in advance may be a challenge. After all, income levels, total deductions a person can claim on their tax return or tax laws themselves can vary from year to year. All of these factors may affect how much income tax a person owes in a given year.

These complexities aside, there are steps you can take to more accurately estimate the proper amount of federal (or state) withholding from your paycheck. It doesn't take much to adjust your withholding, and it can work to your benefit.

Refunds can be significant

According to the IRS, the average refund paid out in 2013 (for 2012 tax returns) was \$2,744. *Id.* That amounts to more than \$100 in excess-withholding per paycheck for taxpayers who are paid by their employers every two weeks. It may be a relief for some people to receive a refund rather than being required to make a payment to the IRS when filing their income tax returns. However, many people aim to minimize the amount of the refund – and thus keep more money available for their own use – by estimating their tax liability and adjusting their withholding to match this amount as closely as possible.

Many people find that if they adjust the withholding amount on a paycheck based on their estimated tax liability to reduce excess-withholding, they may be able to direct the money from their paychecks (no longer dedicated to withholding) to a workplace retirement plan such as a 401(k) or 403(b) plan or an IRA. Investing in a workplace retirement plan also may make it easier to systematically save for retirement.

For example, let's say an individual reduced her federal income tax withholding by \$100 each paycheck over 26 pay periods in a year and put that in a retirement plan. After 20 years, she'd have invested as much as \$52,000 toward retirement. (The account balance could be more or less at retirement, based on investment returns and taxes.) This is an opportunity to utilize the money that otherwise would have been paid to the government and eventually refunded.

It's a common temptation to think of a tax refund as "found money" that can be spent on fun extras, rather than being directed toward long-range goals. By contrast, many find it easy and more effective to systematically save over the course of the year by adjusting their tax withholding the directing those funds to savings. As an added

benefit, you may be able to lock in interest or other growth by investing it over time.

It starts with simple paperwork

Life circumstances may have changed – marriage or divorce, the purchase of a home, the addition or departure of dependent children in your family – since you last completed IRS Form W-4 (Employee's Withholding Allowance Certificate). Any of these factors that may have changed your tax status and affected the withholding amount you should be claiming.

Now is a good time to determine if you can structure the income tax withholding on your paycheck in a more efficient way. If you see an opportunity to adjust your income tax withholding amount, consult a tax advisor or talk to your employer about filling out a revised W-4 form.



Michael Salmon is a Senior Financial Advisor with Ameriprise Financial, specializing in Financial Planning, Investment Portfolio Management, Retirement Planning Strategies, Estate Planning Strategies, and Saving for Education. He is an active public speaker and financial columnist. He is licensed and registered to conduct business in NY. Based on licenses and registrations he holds, he may also conduct business in MI, MA, OR, FL, PA, NM, NC, CA, RI, CT, KY, NJ, and LA. You can reach him at 646-964-9470 or michael.b.salmon@ampf.com.

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Save the Date!

**NYWBA Elder Law and Disabilities
Committee is proud to present**

"Counsel to Alleged Incapacitated Persons in Article 81 Proceedings"

featuring

Lisa Herman, Esq.

*Deputy Chief Attorney, Mental Hygiene Legal Services,
Appellate Division of the Supreme Court, Second Dep't*

Date: May 1, 2014

Time: 6:00 to 7:15 p.m.

Location: Newman Ferrara LLP
1250 Broadway, 27th Fl., NYC

Cost: FREE – Current and Prospective Members

RSVP: Email Committee Co-Chairs at
ElderLawRSVP@nywba.org

NYWBA thanks **Newman Ferrara LLP** for hosting.

**NYWBA Criminal Law Committee
 NYWBA International Human Rights Committee
 NYWBA Children’s Rights and Issues Committee
 NYC Criminal Court Gender Fairness Committee
 NY Criminal Bar Association**

present

**“Human Trafficking:
 Identifying Problems and Solutions”**

How trafficking victims are identified, protocols of NYPD Vice Enforcement, services offered to victims, alternatives to incarceration. Program will be geared to the judiciary, public defense organizations and practitioners.

Moderator:

Hon. Lisa Sokoloff

New York City Civil Court Judge

Speakers:

Kate Mogulescu

*Supervising Attorney, The Legal Aid Society, Criminal Defense Practice;
 Founder, Legal Aid Society Trafficking Victims Advocacy Project*

John Temple

*Attorney-in-Charge, Human Trafficking Program,
 New York County District Attorney's Office*

Lori Cohen

Director, Anti-trafficking Initiative, Sanctuary for Families

Miriam Goodman

*Coordinator of Trafficking Programs at the Center for Court Innovation
 (CCI) Former Clinical Director at Midtown Community Court*

Anthony Favale

NYPD Vice Enforcement Division Coordinator

Stephen De Luca

Attorney and Advocate for Trafficking Awareness

Date: Monday, May 19, 2014

Time: 5:30 p.m.

Location: TBA

CLE: 2 Professional Practice Credits¹

Cost: FREE – Sponsoring Organizations’ Members²
 \$50 – Non-Members³

RSVP: RSVP info will be available shortly.
 (Check website – www.nywba.org)

¹ **CLE:** New York Women's Bar Association is a founding chapter of the Women's Bar Association of New York, an accredited CLE provider. Approval of CLE credit is in accordance with the requirements of the NYS CLE Board for the above-listed credit hours for established attorneys and as transitional credit hours for newly admitted attorneys.

² **Membership:** Members attend CLE programs for free. If you are not a member, go to <http://www.nywba.org/membership> to join or renew using our secure online membership form.

³ **Financial Hardship Scholarships:** Full and partial scholarships based on financial need are available. For info on the guidelines and to apply, contact CLE Chair Amy B. Goldsmith at CLE@nywba.org or 212-216-1135. All requests are confidential.

Save the Date!

**“What It’s REALLY Like to
 Practice Law as a Woman”**

Our annual “Summer Program” is open to law students, law school graduates, junior attorneys and legal recruiters. Hear an extraordinary panel of attorneys share their experiences in government, large firms, small firms, non-profit organizations and in-house law departments and discuss the issues that significantly affect women lawyers just entering the profession.

Date: Tuesday, July 15, 2014

Time: 6:00-7:30 p.m. – Program

7:30-9:00 p.m. – Networking Reception

Place: New York City Bar, 42 West 44th St., NYC
 (between Fifth & Sixth Avenues)

Cost: No Charge

Sponsors: Law firms and other employers are asked to consider making a \$500 (Platinum) or \$250 (Gold) donation to help defray event costs. Sponsors will be acknowledged at the event, on the NYWBA website, and in the NYWBA Newsletter.)

Info: Planning is underway, and an online RSVP form will be available soon. For questions, to join the Committee planning the program, or to make a donation to support the program, contact SummerProgram@nywba.org.

Students & New Lawyers Committee Speaker Series

**“Basics of Trusts & Estates,
 Article 81 Guardianships, and
 Alternate Dispute Resolution”**

featuring

Leona Beane, Esq.

A principal of her law firm, with more than 30 years experience.

When: Thursday, Apr. 10, 2014, 6:00 p.m.

(Due to building security, no admission after 6:30 p.m.)

Where: Abrams Fensterman LLP
 630 Third Ave., 5th Floor, NYC
 (btw 40/41)

Cost: FREE for Women’s Bar Members

RSVP: Email SNLChairs@nywba.org with name & contact info. *Space is limited, so register ASAP.*

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NYWBA Membership Information

We thank our current members for their continued support and involvement, and we look forward to welcoming new and renewing members. Take advantage of our many membership benefits - join committees, network, participate in mentoring circles, attend our signature events, and get CLE credits at our innovative and compelling programs at a significantly reduced cost. It's easy to join or renew - go to www.nywba.org/Membership to access our secure online membership form.

Current members should send updated address and contact information to ED@nywba.org. This will help us keep you informed about our programs, events, and other benefits of membership.

Newsletter and Advertising Information

Submissions must be sent to the Newsletter Committee (Chair Kelly Schneid, Member Pearl Pari, and Board Liaison Elizabeth Bryson) by the **10th** of the month for publication in the following month's Newsletter. Please submit articles, announcements, upcoming event programming, photos, committee news, member news, and ads to newsletter@nywba.org. Submissions should be proofed and cite-checked, and NYWBA retains the usual editorial discretion to omit or edit all contributions. Send an email to newsletter@nywba.org if you have questions or are interested in joining the Newsletter Committee.

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