

# SUFFOLK ACADEMY OF LAW

THE EDUCATIONAL ARM OF THE SUFFOLK COUNTY BAR ASSOCIATION

## Convenient Choices!

Earn MCLE credits at home, in your office, in your car, almost *anywhere*:

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*Approved for New York MCLE Credit:*

# RECORDED CONTINUING LEGAL EDUCATION SEMINARS ANNUAL CATALOG

Volume Eleven: Published for the Administrative Year 2009-2010

**Recorded Versions of Programs Presented Live During the Suffolk Academy of Law's 2008-2009 Academic Year. Also, Selected Earlier Programs of Ongoing Relevance.**

### Practice Areas

Agency Law	Evidence	Malpractice Avoidance
Alternative Dispute Resolution	Ethics & Professionalism	Municipal Law
Animal Law	Family Court	Negligence & Personal Injury
Auto Liability	Foreclosure Law	Practice Management
Bankruptcy	Government & Public Affairs	Real Property
Business & Corporate	Guardianships	School Law
Civil Practice	Immigration Law	Tax Law
Criminal Law	Insurance	Trial Practice
District Court	Labor & Employment Law	Vehicle & Traffic
Elder Law	Litigation	Workers' Compensation
Estates, Trusts & Wills	Matrimonial Law	And much more . . .



Veteran lawyers (admitted more than two years) may fulfill their New York mandatory continuing legal education (MCLE) requirements with recorded continuing legal education presentations.

The Suffolk Academy of Law has been certified by the New York State Continuing Legal Education Board as an Accredited Provider of video and audio CLE recordings and on-line CLE.

# CONTINUING LEGAL EDUCATION RECORDED CLE CATALOG

## Academy Mission & History

The Suffolk Academy of Law, the academic arm of the Suffolk County Bar Association, provides a comprehensive curriculum of continuing legal education courses for attorneys, judges, and ancillary legal professionals. Our programs are designed to enhance practical skills, understanding of substantive law, awareness of legal changes, competence at practice management, and insight into issues of ethics and professionalism. The Academy boasts a track record of more than 30 years as a continuing legal education provider.

## Accreditation: Mandatory Continuing Legal Education

The Suffolk Academy of Law is certified by the New York State Continuing Legal Education Board as an **accredited provider of continuing legal education in the State of New York** and also as an **accredited provider of video and audio recordings and on-line CLE**.

## Archived Continuing Legal Education

For the convenience of Academy constituents, most of our live presentations are recorded:

- Most programs are available for purchase as **DVD or audio CD recordings** (also VHS or audiotape on request).
- Many programs are also available for purchase – **on-demand, 24-7 – on line**.

Written course materials are included, at no extra cost, with all recorded CLE purchases.

## Scope of Catalog Listings

This catalog lists **DVDs and audio CDs** of programs presented live during the Academy's 2008-2009 academic year plus some programs from earlier years that continue to have relevance for practitioners. Entries are identified by date of the live programs. Call the Academy at 631-234-5588 for new recordings as the 2009-2010 academic year progresses.

A list of **on-line offerings**, current as of Summer 2009, may be found at the end of this catalog. Available offerings, which may be accessed through the SCBA webpage ([www.scba.org](http://www.scba.org)), continue to grow and are updated constantly.

## Discounts: Individuals

Under the Academy's "**buy three, get one free**" policy, purchasers may acquire a fourth DVD or audio CD (priced the same or less than the least costly of the other three) at no extra cost. This policy will allow a veteran lawyer to obtain four three-hour recordings -- or the full 12-hour requirement for one year -- at a significant savings. Additionally, **SCBA members may take a ten percent discount on all DVD or audio CD orders**.

## Discounts: Additional Users & Groups

Law firms or ad hoc groups desiring to utilize recordings to fulfill their MCLE requirements may do so at special discounted prices. One member of the group purchases a DVD or audio CD at the listed price. Others in the "group" who wish to utilize the same recording -- either as members of an "assembly" or sequentially -- pay a lower price (approximately \$50, with some charges lower, some higher depending upon the original tuition charged for the live presentation). Each additional user must complete and return a questionnaire, as outlined below, to receive MCLE credit. For additional information on program-specific group pricing, call 631-234-5588.

## MCLE Credit for Recorded Programs

**DVD or Audio CD:** The Academy requires attorneys to complete a simple **program evaluation/questionnaire** that includes a request for program-specific comments. Users must also report (in the space provided on the form) the **verification code** that is shown or spoken during the course of the program. Upon receipt of a completed evaluation form, the Academy issues and sends a **certificate of completed CLE activity**.

**On-Line:** Instructions for receiving credit are provided during the course of the on-line program. Payment and receipt of an MCLE certificate are accomplished on-line.

**Certificates:** Under the rules of the NYS CLE Board, lawyers are required to retain all MCLE certificates for at least four (4) years.

## Returns and Refunds

If you are dissatisfied with the quality of your DVD or audio CD, return it at any time for a replacement. If the content did not meet your expectations, let us know within 30 days for a refund or substitution of another title.

## Financial Aid Policy

For information on needs-based tuition scholarships or payment plans, please call the Academy Executive Director (631-234-5588).

## Errors and Omissions

The Suffolk Academy of Law is not liable for errors or omissions in this publicity literature.

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# ALTERNATIVE DISPUTE RESOLUTION

## MATRIMONIAL MEDIATION PRACTICE

Primer on how to supplement a practice with matrimonial mediation: techniques; settlement agreements; net worth statements; submitting the divorce; aftermath of mediation; more.

Faculty: Alan Finkel; Patricia Gillard; Rosemarie Bruno

**MCLE CREDIT: 3 Hours** (practice management)

Date of Live Program: April 28, 2009

DVD Order Code	090428DV	Price: \$100	Tax Included
Audio CD Order Code	090428CD	Price \$ 85	Tax included

## COMMERCIAL MEDIATION

How to integrate mediation into your practice, plus the use of court-annexed mediation in the United States District Court.

Faculty: Steven Dely; Hon. Joanna Seybert (EDNY); Sandra Partridge (AAA); Lisa Azzato, Lisa Pomerantz

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: May 14, 2008

DVD Order Code	080514DV	Price: \$ 95	Tax Included
Audio CD Order Code	080514CD	Price \$ 80	Tax included

## HOT TOPICS IN ANIMAL LAW PRACTICE

Topics of interest to lawyers who represent pet owners or handle disputes involving animals: companion animal issues; dangerous dog proceedings; landlord-tenant proceedings involving pets and assistance animals; estate planning for pets.

Faculty: Kathleen Carlsson; Any L. Chaitoff; Andrea Fister (Sheriff-Ulster County); Herbert Kellner, Darryl Vernon

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: March 27, 2008

DVD Order Code	080327DV	Price: \$ 95	Tax Included
Audio CD Order Code	080327CD	Price \$ 90	Tax included

## INTRODUCTION TO ANIMAL LAW

Legal issues related to animals: pet trusts; humane education; the Animal Welfare Act; dolphin law; farm animal issues; dangerous dogs; leash laws; neighborhood cat colonies; etc.

Faculty: Mariann Sullivan, Frances Carlisle, Beverly Poppell (ALJ-NYC); James Gesualdi, Kathleen Carlsson

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: March 29, 2006

DVD Order Code	060329DV	Price: \$ 90	Tax Included
Audio CD Order Code	060329CD	Price \$ 80	Tax included

## ARGUING BEFORE THE NYS COURT OF APPEALS

Practical guide to the steps of an appeal, from motion practice through the brief and oral argument.

Faculty: Wayne Schaefer,

**MCLE CREDIT: 2 Hours** (professional practice)

Date of Live Program: May 8, 2006

DVD Order Code	060508LDV	Price: \$ 90	Tax Included
Audio CD Order Code	060508LCD	Price: \$ 75	Tax Included

## ARBITRATION: Representing a Client

Choosing arbitration and actually arbitrating a case.

Faculty: Michael Mule; Lisa Azzato; NAM and AAA Reps

**MCLE CREDIT: 4 Hours** (professional practice)

Date of Live Program: April 18, 2007

DVD Order Code	070418DV	Price: \$100	Tax Included
Audio CD Order Code	070418CD	Price \$ 85	Tax included

## MEDIATION: Representing a Client

Determining when mediation is appropriate, preparing for and handling a mediation.

Faculty: Lisa R. Pomerantz; Ronald Goldstein; Andrea Harum Schiavoni

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: May 2, 2007

DVD Order Code	070502DV	Price: \$ 95	Tax Included
Audio CD Order Code	070502CD	Price \$ 80	Tax included

# ANIMAL LAW

## ANIMAL LAW: CLIENTS WITH SERVICE ANIMALS & OTHER HOUSING ISSUES

How the ADA and the Fair Housing Act can protect clients with disabilities and their service animals; representing clients who care for feral cats in disputes with condos, apartment complexes, etc.

Faculty: Martin J. Coleman; Karen Copeland; Amy Chaitoff; others

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: March 26 2009

DVD Order Code	090326DV	Price: \$100	Tax Included
Audio CD Order Code	090326CD	Price \$ 95	Tax included

## ANIMAL ABUSERS & DOMESTIC VIOLENCE

Relationship between animal abuse and domestic violence, with an emphasis on legal issues, including obtaining orders of protection in pet abuse situations.

Faculty: Michelle Auletta (ADA-Suffolk); Suzanne Staub (Suffolk Coalition Against Domestic Violence)

**MCLE CREDIT: 2 Hours** (professional practice)

Date of Live Program: February 19, 2008

DVD Order Code	080219DV	Price: \$ 80	Tax Included
Audio CD Order Code	080219CD	Price \$ 70	Tax included

# APPELLATE PRACTICE

## INTRODUCTION TO THE U.S. COURT OF APPEALS FOR VETERANS CLAIMS

Guide to the Article 1 court where veterans appeal administrative denials of claims for compensation.

Faculty: Mark Kujawski

**MCLE CREDIT: 2 ½ Hours** (professional practice)

Date of Live Program: March 22, 2006

DVD Order Code	060322DV	Price: \$ 90	Tax Included
Audio CD Order Code	060322CD	Price: \$ 75	Tax Included

**SAVE THE DATE: WEDNESDAY, OCTOBER 28, 2009**

**PRACTICING IN THE NEW YORK COURT OF APPEALS**

Secrets of Their Success: A review of four recent cases brought by SCBA members (with appellate practice pointers)

Harvey Besunder, Esq.; Diane Farrell, Esq.; Maureen Liccione, Esq.; John Ryan, Esq.

**Keynote Address by Hon. Joseph W. Bellacosa**

# AUTO LIABILITY

## 2009 AUTO LIABILITY UPDATE

A view of case law and statutory changes affecting auto liability and No Fault cases.

*Faculty:* Jonathan A. Dachs (Shayne, Dachs, Stanisci, Corker & Sauer); Professor Michael Hutter (Albany Law School)

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* June 18, 2009

DVD Order Code 090618DV Price: \$165 Tax Included

Audio CD Order Code 090618CD Price: \$125 Tax included

## ALSO SEE

**Civil Practice; Negligence & Personal Injury; DMV; Litigation & Trial Skills**

# BANKRUPTCY & CONSUMER LAW

## BANKRUPTCY ROUNDTABLE

Issues that arise on a regular basis since the Bankruptcy Abuse & Consumer Protection Act: local rules amendments; mandatory lift stay form; case law on consumer issues; *res judicata* effect of Chapter 11 plans; more.

*Faculty:* Hon. Dorothy Eisenberg; Hon. Robert Grossman; Hon. Alan Trust; Robert Pryor, Marc Pergament; Salvatore LaMonica, Adam Rosen; Anthony Sabino; Richard Stern

**MCLE CREDIT: 2 Hours** (professional practice)

*Date of Live Program:* September 22, 2008

DVD Order Code 080922DV Price: \$120 Tax Included

Audio CD Order Code 080922CD Price: \$110 Tax Included

## BANKRUPTCY UPDATE (2009)

Means test issues; Chapter 13 income issues; Chapter 7 case law; issues for filing Chapter 7 petitions; creditors' meetings; much more

*Faculty:* Robert Pryor, Marc Pergament; Salvatore LaMonica, Michael Macco; Richard Stern

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* January 29, 2009

DVD Order Code 090129DV Price: \$150 Tax Included

Audio CD Order Code 090129CD Price: \$120 Tax Included

## ISSUES IN CONSUMER ADVOCACY

Fair Debt Collections Act, predatory lending, and other issues.

*Faculty:* Joseph Mauro and Richard Stern

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* November 27, 2007

DVD Order Code 071127DV Price: \$100 Tax Included

Audio CD Order Code 071127CD Price: \$95 Tax Included

## BUSINESS FORMS & FILINGS

Forms and filings for organizing a business: partnerships, limited partnerships, LLC's, LLP's, S- and C-Corps, DBA's.

*Faculty:* John R. Calcagni

**MCLE CREDIT: 2 Hours** (professional practice)

*Date of Live Program:* February 15, 2006

DVD Order Code 060215LDV Price: \$95 Tax Included

Audio CD Order Code 060215LCD Price: \$90 Tax Included

## BUYING OR SELLING A SMALL BUSINESS

Key issues: intellectual property, security agreements, choice of entity, tax considerations, representations/warranties.

*Faculty:* Lisa Pomerantz; Steven Taitz; Eric Morgenthal; Bryan Van Cott

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

*Date of Live Program:* March 23, 2006

DVD Order Code 060323DV Price: \$130 Tax Included

Audio CD Order Code 060323CD Price: \$120 Tax Included

## ABCs OF BANKRUPTCY LAW

Representing Chapter 7 or Chapter 13 bankruptcy clients taught through fact patterns and explicit how to's on preparing a bankruptcy petition.

*Faculty:* Richard Stern and Michael Macco

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* January 13, 2009

DVD Order Code 090113DV Price: \$125 Tax Included

Audio CD Order Code 090113CD Price: \$100 Tax Included

## BANKRUPTCY & MATRIMONIAL LAW:

### Untangling the Web

The impact of the 2005 Bankruptcy Act on matrimonial practice, including effects on divorce, support, maintenance, and equitable distribution.

*Faculty:* Hon. Melanie Cyganowski; Ruth Sovronsky, Robert Pryor, Salvatore LaMonica, Richard Stern

**MCLE CREDIT: 3 Hours** (2½ professional practice; ½ ethics)

*Date of Live Program:* November 15, 2006

DVD Order Code 061115DV Price: \$100 Tax Included

Audio CD Order Code 061115CD Price: \$90 Tax Included

## ALSO SEE:

**REAL ESTATE** for programs on foreclosure, sub-prime mortgages, etc.

# BUSINESS & CORPORATE

## S-CORPS vs. LLCs

Characteristics, advantages, and disadvantages of each: formation differences; litigation and dissolution; tax differences; court perspectives.

*Faculty:* John R. Calcagni; Peter Mahler; Alan Weiner; Hon. Emily Pines

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* February 18, 2009

DVD Order Code 090218DV Price: \$150 Tax Included

Audio CD Order Code 090218CD Price: \$125 Tax Included

## SHAREHOLDER DISSOLUTIONS

Standing to bring suit, grounds for dissolution, requirements, dealing with deadlock, more.

*Faculty:* Hon. Elizabeth Emerson (NYS Supreme-Suffolk Commercial Part), Erica B. Garay (Meyer Suozzi); Peter Mahler (Farrell Fritz); Michael Garibaldi, CPA

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* April 24, 2007

DVD Order Code 070424DV Price: \$150 Tax Included

Audio CD Order Code 070424CD Price: \$135 Tax Included

## LEGAL DRAFTING

How to ensure that holes are plugged and provisions are precise: legal drafting vs. conversation/prose writing; importance of language; practical matters; framework of a contract; legal archaisms.

Faculty: Vincent R. Martorana (*Reed Smith LLP*)

**MCLE CREDIT: 2 Hours** (skills)

Date of Live Program: June 16, 2009

DVD Order Code	090616LDV	Price: \$130	Tax Included
Audio CD Order Code	090616LCD	Price: \$120	Tax Included

## BUSINESS SUCCESSION PLANNING

Succession issues when each of the children is involved in a business, when some children are and some are not involved, and when the children do not want to be involved or the owner wants the business to be managed by third parties.

Faculty: David DePinto; Louis DeVito (*DePinto, Normes*)

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: May 8, 2007

DVD Order Code	070508DV	Price: \$130	Tax Included
Audio CD Order Code	070508CD	Price: \$120	Tax Included

### ALSO SEE:

**ALTERNATIVE DISPUTE RESOLUTION:** Commercial Mediation // **REAL ESTATE:** Commercial Real Estate Series

## LLCs & LLPs: PRACTICAL BUSINESS, TAX & LEGAL ASPECTS

How tax flexibility and limited liability for owners continue to render the LLC/LLP a favored way of doing business, with tips on drafting LLC operating agreements and LLP agreements.

Faculty: Alan K. Wiener, JD, CPA, LL.M.; Thomas J. Killeen

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: November 28, 2007

DVD Order Code	071128DV	Price: \$150	Tax included
Audio CD Order Code	071128CD	Price: \$130	Tax included

## WALL STREET BOOT CAMP

Nine hours of instruction providing an understanding of investment strategies and the financial markets that benefit lawyers in their traditional attorney-client roles

Faculty: Howard A. Baker, Esq.; Robert A. Barron, Esq.; Richard Chalifoux, Esq; Mark H. Klee (American Fund Advisors); Benjamin Krause, Esq., Richard D. Meisenheimer, Esq.

**MCLE CREDIT: 9 Hours** (6 professional practice; 3 ethics)

Date of Live Program: January 23, January 30, February 6, 2006

DVD Order Code	0601BOOTDV	Price: \$225	Tax Included
Audio CD Order Code	0601BOOTCD	Price: \$200	Tax Included

## CIVIL PRACTICE

### DISCOVERY: THREE-PART SERIES

Multi-session course on fine points of discovery; papers, methods, devices; Article 31 of the CPLR; depositions and interrogatories; electronic and e-mail discovery.

Faculty: Hon. James Flanagan; Vincent McNamara; William Spratt; Daniel Tambasco; Leonard Tartamella; David Horowitz; Maura Grossman; Jeremy Fineberg

**MCLE CREDIT: 9 Hours** (8 skills; 1 ethics)

Date of Live Program: Oct 15; Oct. 29; Nov. 6, 2009

DVD Order Code	08DISDV	Price: \$265	Tax Included
Audio CD Order Code	08DISCD	Price: \$245	Tax Included

### DISCOVERY UNDER THE CPLR

Lecture overview and an interactive discussion by a panel of judges based on commercial, personal injury, and real estate fact patterns.

Faculty: Hon. Leonard Austin, Hon., Elizabeth Emerson; Hon. Thomas Whelan; Hon. Dana Winslow; John P. Bracken, Esq., D. Daniel Engstrand, Esq; Cheryl Mintz, Esq.

**MCLE CREDIT: 4 Hours** (3 ½ professional practice; ½ ethics)

Date of Live Program: January 31, 2006

DVD Order Code	060131DV	Price: \$165	Tax Included
Audio CD Order Code	060131CD	Price: \$135	Tax Included

**ALSO SEE: EVIDENCE, LITIGATION & TRIAL SKILLS, and SUBSTANTIVE PRACTICE AREAS**

### ENFORCEMENT OF MONEY JUDGMENTS

CPLR Article 52, "Enforcement of Money Judgments," explained with a practical bent: collection devices, levies on property, garnishment of income, plus procedures to be followed in collection actions.

Faculty: Lester Taroff; Elliott Portman; Stephen Taitz

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: March 4, 2009

DVD Order Code	090304DV	Price: \$125	Tax included
Audio CD Order Code	090304CD	Price: \$120	Tax included

### ARTICLE 78 PROCEEDINGS

The fine points of bringing an Article 78 proceeding against a "body or officer" explained by litigators who have appealed myriad administrative rulings. Includes sample petitions, answers, pleadings, and affidavits.

Faculty: Matthew Pachman, Esq. and Gary Weintraub, Esq.

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: October 16, 2007

DVD Order Code	071016DV	Price: \$115	Tax included
Audio CD Order Code	071016CD	Price: \$110	Tax included

## CRIMINAL LAW

### ANNUAL CRIMINAL LAW UPDATE

U.S. Supreme Court and NYS Court of Appeals cases that signify important trends, with an emphasis on practical implications for criminal law attorneys: searches, mental illness, prosecutorial evidence, right to counsel, negligent homicide, drugs, DNA, post-release supervision, more....

Faculty: Hon. Mark Cohen and Kent Moston

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: October 17, 2008

DVD Order Code	081017DV	Price: \$155	Tax Included
Audio CD Order Code	081017CD	Price: \$135	Tax Included

### DNA UNRAVELED

Everything you need to know: how DNA is recovered, analyzed and presented at trial; crime lab techniques for finding DNA evidence after a significant passage of time; how juries examine DNA profiles; how statistical probabilities come into play; more....

Faculty: Bob Biancavilla (Hofstra Law Special Professor); Stephen Kunken

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: November 18, 2008

DVD Order Code	081118DV	Price: \$120	Tax Included
Audio CD Order Code	081118CD	Price: \$100	Tax Included

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## POLICE ENCOUNTERS OF THE FIRST KIND

Discussion of street encounters providing insights into, among other things, police academy training on search and seizure and ID procedures and the psychology of eyewitness identifications.

*Faculty:* Steven Hovani (ADA–Appeals); Robert Kronenberg; Stephen Kunken; Jennifer Dysart (Psychologist)

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* November 7, 2007

DVD Order Code	071107DV	Price: \$120	Tax Included
Audio CD Order Code	071107CD	Price: \$100	Tax Included

## SEARCH WARRANTS & WIRETAPS

Focus on issuing or contesting search warrants or wiretaps, as well as finding wiretaps.

*Faculty:* Jerry Garguilo; Robert F. Ewald (ADA–Narcotics); Stephen Kunken

**MCLE CREDIT: 2 Hours** (professional practice)

*Date of Live Program:* February 5, 2008

DVD Order Code	080205DV	Price: \$110	Tax Included
Audio CD Order Code	080205CD	Price: \$100	Tax Included

## WHAT ATTORNEYS NEED TO KNOW ABOUT NEW YORK'S SEX OFFENDER LAWS

Perspectives on advising clients facing civil commitment proceedings under Article 10 of the Mental Hygiene Law, plus a review of SORA (New York's Sex Offender Registration Act).

*Faculty:* Hon. Emily Pines; William Ferris, Esq.; Roger Canaff, Esq. (Sex Offender Management Unit, NY A.G.); Dennis Feld (MHLS Special Litigation & Appeals); Joseph Scroppo, Ph.D. (Forensic Psychologist); Richard Filiberto (MHLS); Stephen Kunken

**MCLE CREDIT: 4 Hours** (3 ½ professional practice; ½ ethics)

*Date of Live Program:* October 10, 2007

DVD Order Code	071007DV	Price: \$150	Tax Included
Audio CD Order Code	071007CD	Price: \$125	Tax Included

## DMV UPDATE (2008)

Developments in vehicle and traffic law: issues related to reckless driving; traffic misdemeanors or the "319 Conundrum," plus other always important issues.

*Faculty:* David Mansfield (Islandia)

**MCLE CREDIT: 2 ½ Hours** (professional practice)

*Date of Live Program:* November 13, 2008

DVD Order Code	081113DV	Price: \$120	Tax Included
Audio CD Order Code	081113CD	Price: \$110	Tax included

## DWI CASES ON LONG ISLAND: Trials, Tribulations & Trends

An update on the law, plus important strategies and techniques: all field sobriety tests; jury selection, accusatory instruments and evidentiary foundations; pre-trial hearings, chemical tests, and cross-examination of arresting officer; motion practice; hardship hearings; sentencing and punishment.

*Faculty:* Hon. W. Gerard Asher; Robert J. Brunetti; Hon. Norman St. George; Peter Gerstenzang (author of *Handling the DWI Case in N.Y.*); William T. Ferris, Scott

Lockwood, John Powers, Patrick O'Connell; Wayne Donovan, Jeremy Scileppi

**MCLE CREDIT: 9 Hours** (professional practice)

*Date of Live Program:* January 22 and 24, 2009

DVD Order Code	09DWIDV	Price: \$325	Tax Included
Audio CD Order Code	09DWICD	Price: \$300	Tax included

## HANDLING A SEX ABUSE CASE IN NEW YORK

Investigation; plea negotiations; treatment options; sex offender registration; trial issues, with perspectives from the bench, of a forensic psychologist, from the D.A.'s office, and of defense counsel.

*Faculty:* Hon. Barbara Kahn; Dr. Eileen Treacy; ADA Dari Schwartz; Kevin Keating; Donald Silverman; Stephen Kunken

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* May 11, 2009

DVD Order Code	090511DV	Price: \$120	Tax Included
Audio CD Order Code	090511CD	Price: \$100	Tax Included

### ALSO SEE:

**DWI, EVIDENCE, and LITIGATION**

### You might also be interested in:

## Understanding the Peace Process in Northern Ireland: LESSONS IN CONFLICT RESOLUTION

History of the conflict and lessons for the lawyer as peacemaker; conflict resolution and the Good Friday Agreement; the most difficult issues in the peace process (decommissioning of arms; policing; power-sharing)

*Faculty:* Brian O'Keefe; Fordham Law Dean John Feerick; Hon. Michael Mullen

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* April 1, 2009

DVD Order Code	090401DV	Price: \$110	Tax Included
Audio CD Order Code	090401CD	Price: \$100	Tax Included

## DWI & DMV

### HANDLING & TRYING DWI CASES ON LONG ISLAND

How to handle a DWI case, including developments in local law and procedure: pre-trial issues (first phone call, arraignment, paper work, discovery, motions, decisions on plea v. trial); and litigation considerations (voir dire, defenses, advocacy techniques).

*Faculty:* William Ferris; Jerry Garguilo; Stephen Wilutis; Scott Lockwood; Patrick O'Connell; Hon. Michael Mullen; others

**MCLE CREDIT: 10 Hours** (9 ½ professional practice; ½ ethics)

*Date of Live Program:* October 19 and 21, 2006

DVD Order Code	06DWIDV	Price: \$325	Tax Included
Audio CD Order Code	06DWICD	Price: \$300	Tax Included

### SPECIAL OFFER

Buy both L.I. DWI programs (2006 & 2009) – 19 hours of credit – at a tremendous SAVINGS (more than \$100)!

DVD Order Code	DWIDV	Price: \$520	Tax Included
Audio CD Order Code	DWICD	Price: \$500	Tax Included

### SAVE!

Be sure to take advantage of the Academy's "Buy Three, Get One Free" policy.

# EMPLOYMENT & LABOR LAW

## LAW IN THE WORKPLACE

Trends and issues affecting the workplace: public sector labor law update; employment law update; L.I. economic conditions; exit rights of employees; politics in the workplace; more...

*Faculty:* John Crotty Brian Conneely; Jeffrey Naness; Richard Rappaport; Pearl Kamer (economist); Lawrence Monat; Matthew Groh; Scott Michael Mishkin; Howard Gilbert; David Cohen; Wayne Schaefer; Sharon Berlin; Phil Mayer (PERB)

**MCLE CREDIT: 6 Hours** (professional practice)

*Date of Live Program:* October 24, 2008

DVD Order Code	08WORKDV	Price: \$150	Tax Included
Audio CD Order Code	08WORKCD	Price: \$125	Tax included

## EXIT RIGHTS & RESPONSIBILITIES OF EMPLOYEES UPON TERMINATION

Variety of severance issues: wages, health benefits, vacations, bonuses, non-compete and non-solicitation, return of employee property, and arbitration agreements.

*Faculty:* Lawrence Monat; Matthew Groh; Scott Michael Mishkin

**MCLE CREDIT: 2 Hours** (professional practice)

*Date of Live Program:* March 25, 2009

DVD Order Code	090325LDV	Price: \$100	Tax Included
Audio CD Order Code	090325LDC	Price: \$ 95	Tax included

## NYS DEC TIDAL & FRESHWATER WETLANDS PERMITS

Key issues for development of a parcel that includes wetlands: permits; standards for permit issuance; permit application procedures; hearings after denial; Article 78 proceedings.

*Faculty:* Lark Shlimbaum, Dianne LeVerrier, Dr. Ronald W. Abrans; Frederick Eisenbud

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* May 7, 2008

DVD Order Code	080507DV	Price: \$100	Tax Included
Audio CD Order Code	080507CD	Price: \$ 95	Tax Included

# ESTATES, ELDER LAW, & RELATED TOPICS

## SURROGATE'S COURT UPDATE

New legislation; DNA paternity testing for Surrogate's Court proceedings, *Matter of Poldrugovaz*; much more....

*Faculty:* Hon. John M. Czygier, Jr. (Suffolk Surrogate)

**MCLE CREDIT: 2 Hours** (2 professional practice)

*Date of Live Program:* October 30, 2008

DVD Order Code	081030DV	Price: \$100	Tax included
Audio CD Order Code	081030CD	Price: \$ 95	Tax included

## NEW POWER OF ATTORNEY FORM

Changes wrought by the new POA form, effective September 1, 2009, including effects on various provisions, durability, acknowledgments, gift giving, record keeping, fiduciary responsibilities of agents, appointment of monitors, and more...

*Faculty:* Eileen Coen Cacioppo; George Tilschner; George Roach

**MCLE CREDIT: 3 Hours** (2 professional practice; 1 ethics)

*Date of Live Program:* August 5, 2009

DVD Order Code	090805DV	Price: \$120	Tax included
Audio CD Order Code	090805CD	Price: \$110	Tax included

## EMPLOYEE HANDBOOKS

Practical advice on what to include and not include in a handbook; when a handbook is advisable, not advisable; and how handbooks can factor into employer-employee conflicts

*Faculty:* Ellen R. Storch

**MCLE CREDIT: 2 Hours** (professional practice)

*Date of Live Program:* May 31, 2007

DVD Order Code	070531LDV	Price: \$100	Tax Included
Audio CD Order Code	070531LCD	Price: \$ 90	Tax Included

## TITLE VII: FROM INTAKE TO RETAINER

Advice on analyzing a claim under Title VII of the Human Rights Act and preparing to represent the claimant.

*Faculty:* Scott Michael Mishkin

**MCLE CREDIT: 2 Hours** (1½ professional practice; ½ ethics)

*Date of Live Program:* August 2, 2007

DVD Order Code	070802LDV	Price: \$ 95	Tax Included
Audio CD Order Code	070802LCD	Price: \$ 90	Tax Included

**ALSO SEE: MUNICIPAL, SCHOOL LAW, BUSINESS-CORPORATE**

## BURIED TREASURES: Underground Oil Tanks & the Havoc They Wreak

Overview of NYS Navigation Law, with an emphasis on handling residential spills, claims and cleanups: perspectives and roles of the attorneys, the engineers, the NYS Department of Environmental Conservation, and the parties themselves.

*Faculty:* Frederick Eisenbud; James DeMartinis, P.G.; Stephen Ukeiley

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* May 29, 2008

DVD Order Code	080529DV	Price: \$100	Tax Included
Audio CD Order Code	080529CD	Price: \$ 95	Tax Included

## ADVANCED ESTATE PLANNING

Maximizing transfer of wealth and minimizing tax liability: recent developments (GRATS, GRITS, GRATS, CRUTS); defective grantor trusts; family limited partnerships.

*Faculty:* David DePinto; David Okrent; Steven Silverberg; Eileen Coen Cacioppo

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* December 3, 2008

DVD Order Code	081203DV	Price: \$140	Tax included
Audio CD Order Code	081203CD	Price: \$130	Tax included

## HISTORIC ESTATE TAX SAVINGS OPPORTUNITIES

How to take advantage of current economic conditions to improve your client's estate plan: taking advantage of the down market; estate planning for non-traditional families; top 15 drafting blunders.

*Faculty:* Scott S. Small; Edward B. Pennfield; David J. DePinto; Eileen Coen Cacioppo

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* April 30, 2009

DVD Order Code	090430DV	Price: \$140	Tax included
Audio CD Order Code	090430CD	Price: \$130	Tax included

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## A GUIDE FOR THE ESTATE PRACTITIONER

Tips for the future: the "Obamatization" of the estate tax (what changed; what's the same); investing under the Prudent Investor Act; impact of arbitration clauses on the jurisdiction of the Surrogate's Court; unforeseen ethical dilemmas in T&E practice; e-filing.

Faculty: Mitchell Cooper; John Barnosky; Hon. John Czygier; Joseph LaFerlita; Ilene Cooper

**MCLE CREDIT: 3 Hours** (2 professional practice; 1 ethics)

Date of Live Program: May 28, 2009

DVD Order Code	090528DV	Price: \$140	Tax included
Audio CD Order Code	090528CD	Price: \$130	Tax included

## INHERITED IRAs: What the Practitioner Must Know

Detailed discussion of tax planning with retirement assets: how to avoid common errors (from perspectives of NYS and the IRS); how IRA rules work; use of irrevocable spendthrift trust as IRA beneficiary; NYS 10 percent rule; how to use a trust as a plan beneficiary; much more...

Faculty: Seymour Goldberg, CPA, MBA, JD

**MCLE CREDIT: 4 Hours** (professional practice)

Date of Live Program: June 3, 2009

DVD Order Code	090603DV	Price: \$175	Tax included
Audio CD Order Code	090603CD	Price: \$165	Tax included

## NEW YORK TRUSTS & ESTATES

NY Uniform Principal & Income Act; executor commissions; statute of limitations on accountings; how legal and accounting fees must be paid; justifying deductible administration expenses, and much more for practitioners involved in estate and trust planning and administration.

Faculty: Seymour Goldberg, CPA, MBA, JD

**MCLE CREDIT: 4 Hours** (professional practice)

Date of Live Program: August 24, 2009

DVD Order Code	090824DV	Price: \$175	Tax included
Audio CD Order Code	090824CD	Price: \$165	Tax included

## ESTATE PRACTICE 101

Comprehensive program, in two parts, covering *everything*: 1. wills and trusts for a variety of situations; 2. what to do *after* someone dies (probate process and administration when there is no will)

Faculty: Surrogate John Czygier; Richard Weinblatt; Scott McBride; Linda Toga; others

**MCLE CREDIT: 6 Hours** (5 professional practice; 1 ethics)

Date of Live Program: January 22 and February 26, 2008

DVD Order Code	08ESTDV	Price: \$220	Tax Included
Audio CD Order Code	08ESTCD	Price: \$200	Tax Included

## ESTATE PLANNING FOR THE NON-TRADITIONAL FAMILY

Financial and estate planning priorities and safeguards for clients who are in relationships not recognized by state or federal law as marital; opposite sex couples living together as a family; same gender domestic partners; siblings; etc.

Faculty: Peter Strauss; Robert Howard

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: September 25, 2007

DVD Order Code	070925DV	Price: \$135	Tax Included
Audio CD Order Code	070925CD	Price: \$125	Tax Included

## COMMENCING A PROBATE PROCEEDING IN SURROGATE'S COURT

Basics of a probate proceeding with practical guidance.

Faculty: Robert Howard, Andrew Ellsworth, others...

**MCLE CREDIT: 2 Hours** (1 ½ professional practice; ½ ethics)

Date of Live Program: January 31, 2007

DVD Order Code	070131LDV	Price: \$ 90	Tax Included
Audio CD Order Code	070131LCD	Price: \$ 85	Tax Included

## YEAR 2009 ELDER LAW UPDATE

Thorough review and update on the changes and trends affecting representation of the elderly.

Faculty: George L. Roach

**MCLE CREDIT: 3 hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: February 13, 2009

DVD Order Code	090213MDV	Price: \$165	Tax Included
Audio CD Order Code	090213MCD	Price: \$145	Tax Included

## INTRODUCTION TO ELDER LAW

Thorough primer covering ethics and the elder law consultation; guardianships and capacity; Medicare; Medicaid planning (basic rules/making someone eligible); advocacy for home care services; nursing home placement and Medicaid applications; trusts in elder law; implementation of the elder law plan and ethical implications.

Faculty: Sheryl Randazzo; Ralph Randazzo; George Tilschner; Ronald Lanza; Jeanette Grabie; Kim Smith; Richard Weinblatt; Robert Howard

**MCLE CREDIT: 6 hours** (5 professional practice; 1 ethics)

Date of Live Program: April 20 and 27, 2009

DVD Order Code	09ELDDV	Price: \$220	Tax Included
Audio CD Order Code	09ELDCD	Price: \$200	Tax Included

## ARTICLE 81 GUARDIANSHIP TRAINING

Training for lawyers and laypersons covers Part 36 rules; designation; bonds; commission; orders and judgment; initial and annual reports; guardians visits; testimony; medical information, and resource information.

Faculty: Bronwyn Black; Richard Weinblatt; Donna Bertolasi; Dr. Alan Steinberg

**MCLE CREDIT: 3 hours** (2 professional practice; 1 ethics)

Date of Live Program: June 10, 2009

DVD Order Code	090610DV	Price: \$ 85	Tax Included
Audio CD Order Code	090610CD	Price: \$ 75	Tax Included

## ARTICLE 81 vs. ARTICLE 17A GUARDIANSHIP PROCEEDINGS

Exploration of the distinctions between Article 81 of the Mental Hygiene Law and Article 17A of the Surrogate's Court Procedure Act guardianships and situations in which each applies, with sample documents and decisions.

Faculty: Hon. Sandra Sgroi; Hon. John Czygier, Jr.; Sandra Gumerove; Nancy Burner; Kim Smith; Linda Toga

**MCLE CREDIT: 3 hours** (professional practice)

Date of Live Program: May 5, 2009

DVD Order Code	090505DV	Price: \$110	Tax Included
Audio CD Order Code	090505CD	Price: \$100	Tax Included

## ADVICE FROM THE COURT EXAMINERS

Statutory requirements of annual reports; common mistakes made in annual accountings; practical advice, including how to prepare schedules attached to an annual account.

Faculty: Donna Bertolasi, Carolyn Lindenbaum, Sheryl Randazzo;

**MCLE CREDIT: 2 ½ hours** (professional practice)

Date of Live Program: October 7, 2008

DVD Order Code	081007DV	Price: \$110	Tax Included
Audio CD Order Code	081007CD	Price: \$100	Tax Included

## UNDERSTANDING MEDICAID

Twelve-credit dissection of Medicaid, presented in four segments.

### 1. Basics & Community Medicaid

What Medicaid is, eligibility, coverage, application

Faculty: John Newman; Jeanette Grabie; Kathleen Whelan

### 2. Chronic Care Medicaid/Lombardi

Eligibility; spousal allowance rights; transfers and penalty periods;

Lombardi Medicaid and waived programs.

Faculty: Nancy Burner, Joan Robert, David Okrent

### 3. Medicaid Proceedings and Litigation

Conferences and fair hearings; enhancing CSRA; spousal support proceedings

Faculty: Jennifer Consa; Beth Polner Abrahams; David A. Smith

### 4. Anticipating Medicaid

Planning during health and during crisis.

Faculty: Sharon Kovacs Gruer; Steven Kass; Steven Stern

Dates of Live Program: March 7, 14, 21, 28, 2006

**MCLE Credit: 12 Hours** (10 prof. prac.; 2 ethics)

DVD Order Code	0603MEDDV	Price: \$375	Tax Included
Audio CD Order Code	0603MEDCD	Price: \$350	Tax Included

### NURSING HOME LITIGATION

OBRA & PHL statutes; case intake and investigation; defense perspectives; update on decubitus ulcers; trial considerations.

Faculty: Michael Glass, Jason Platt, Keith Kaplan, Jeffrey Levine, M.D., David Grossman

**MCLE CREDIT: 3 hours** (professional practice)

Date of Live Program: January 14, 2009

DVD Order Code	090114DV	Price: \$135	Tax Included
Audio CD Order Code	090114CD	Price: \$125	Tax Included

## SAVE THE DATES

**Matrimonial & Elder Law** . . . . . September 24 (evening)

**Long Term Care & Other Elder Law Topics** . . . . . September 30 (lunch)

**Surrogate's Court Update** (Hon. John Czygier) . . . . . November 4 (evening)

## ETHICS & PROFESSIONALISM

### THE NEW ETHICS RULES

A tour through the new "Attorney Rules of Professional Conduct" that took effect on April 1, 2009, including a review of the new numbering system and discussion of substantive changes affecting client communications, confidentiality, conflicts, etc.

Faculty: Hon. A. Gail Prudenti; Robert P. Guido; Sarah D. McShea; Marian C. Rice; Rita E. Adler; Harvey B. Besunder

**MCLE CREDIT: 3 Hours** (ethics)

Date of Live Program: April 16, 2009

DVD Order Code	090416DV	Price: \$140	Tax Included
Audio CD Order Code	090416CD	Price: \$130	Tax Included

### IDENTIFYING YOUR ACHILLES' HEEL

Stellar faculty provides pointers and warnings related to retainers and non-retainer letters; division of fees; conflicts and waivers; substitution of counsel and discharges; retaining and charging liens; escrow funds and property; the grievance process; courtroom style and demeanor.

Keynote: U.S. Attorney General Michael Mukassey

Faculty: Leonard I. Ackerman; Harvey B. Besunder; John P. Bracken; Ilene S. Cooper; Richard Hamburger; Marian C. Rice; Barry L. Warren

**MCLE CREDIT: 4 Hours** (ethics)

Date of Live Program: April 12, 2008

DVD Order Code	080412DV	Price: \$150	Tax Included
Audio CD Order Code	080412CD	Price: \$140	Tax Included

### KEEPING THE LID ON PANDORA'S BOX

Four-credit seminar comprising tips for avoiding situations that can open a "Pandora's Box" of professional ills for even the most well meaning attorney, including presentations on the disciplinary process, lawyer advertising, escrow funds, conflicts, and representing a respondent.

Faculty: Hon. A. Gail Prudenti, Rita Adler, Robert Guido, Barry Warren, Marion Rice, John Bracken, and Harvey Besunder

**MCLE CREDIT: 4 Hours** (ethics)

Date of Live Program: January 11, 2007

DVD Order Code	070111DV	Price: \$140	Tax Included
Audio CD Order Code	070111CD	Price: \$130	Tax Included

### GRIEVANCES: Advice from the 10<sup>th</sup> Judicial District Grievance Committee

Succinct and cogent advice – from those who serve on the Grievance Committee – on avoiding grievances and responding to complaints if they occur. Presentations cover the gamut from the letter of caution to charges that could result in disbarment.

Faculty: John L. Juliano (Chair); Paul Gianelli (Vice Chair); Rita E. Adler (Chief Counsel); Mitchell Borkowsky (Deputy Chief Counsel); Robert Green (Deputy Chief Counsel); Robert Guido (Special Counsel for Grievance Matters, NYS 2<sup>nd</sup> JD, Appellate Division)

**MCLE CREDIT: 3 Hours** (ethics)

Date of Live Program: June 10, 2008

DVD Order Code	080610DV	Price: \$135	Tax Included
Audio CD Order Code	080610CD	Price: \$125	Tax Included

### RETAINING & CHARGING LIENS

Practical advice on asserting and defending retaining (papers, securities) and charging (attachments to recoveries) liens.

Faculty: Harvey B. Besunder

**MCLE CREDIT: 2 Hours** (ethics)

Date of Live Program: August 15, 2007

DVD Order Code	070815LDV	Price: \$110	Tax Included
Videotape Order Code	070815LVI	Price: \$110	Tax Included
Audio CD Order Code	070815LCD	Price: \$90	Tax Included
Audiotape Order Code	070815LAU	Price: \$90	Tax Included

### ALSO SEE:

### ETHICS COVERAGE UNDER PRACTICE MANAGEMENT & SUBSTANTIVE AREAS.

COMING SOON:

### ETHICS INSTITUTE

Saturday, October 24, 2009

Ethics in context workshops covering estate planning and elder law; transactional and corporate law; family court and matrimonial law; bankruptcy and federal law; criminal law; litigation and personal injury.

# EVIDENCE

## ANNUAL EVIDENCE UPDATE

Changes affecting federal and state practice, criminal and civil.  
Faculty: Brooklyn Law School Professor Richard Farrell, author of *Richardson on Evidence*

**MCLE CREDIT: 2 ½ Hours** (professional practice)

Date of Live Program: June 11, 2009

DVD Order Code	090611DV	Price: \$150	Tax Included
Audio CD Order Code	090611CD	Price: \$120	Tax Included

**COMING SOON**

**Hearsay & Crawford** . . . . . Fall 2009  
**Elements of Evidence** . . . . . Winter 2010

**ALSO SEE: LITIGATION and VARIOUS SUBSTANTIVE AREAS**

# IMMIGRATION LAW

## IMMIGRATION LAW: What Every Attorney Needs to Know

Primer for general practitioners: basics (visas, green cards, employment rights and issues); family and matrimonial law issues; real estate, estates and inheritance issues.

Faculty: Alan Todd Costell, David Sperling, Mitchell Zwaik

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: May 13, 2008

DVD Order Code	080513DV	Price: \$100	Tax Included
Audio CD Order Code	080513CD	Price: \$90	Tax Included

## SHARE RECORDINGS WITH COLLEAGUES

Others – in an “assembly” or consecutively – can view or listen to recordings you’ve purchased. Fee per additional viewer is approximately \$50, with some charges higher and some lower depending upon the original seminar tuition. Call 631-234-5588 for more information.

# LITIGATION & TRIAL SKILLS

## CRITICAL ANALYSIS OF THE PJ1

Insights for attorneys who handle jury trials: requests to charge, verdict sheets, inconsistent verdicts, collateral source hearings.

Faculty: Hon. James Flanagan, Hon. Emily Pines, Hon. Thomas Whelan; Carol Moore, Marvin Salenger, Daniel Tambasco, Diane Farrell

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: March 24, 2009

DVD Order Code	090324DV	Price: \$150	Tax Included
Audio CD Order Code	090324CD	Price: \$140	Tax Included

Daniel Engstrand, Ted Rosenberg, Wende Doniger

**MCLE CREDIT: 6 Hours** (skills)

Date of Live Program: March 7 and March 8, 2007

DVD Order Code	07TRLECDV	Price: \$250	Tax Included
Audio CD Order Code	07TRLECCD	Price: \$200	Tax Included

## HOW TO CONDUCT A CIVIL TRIAL

Star-studded faculty in lectures and demonstrations on the key elements of a civil trial. Fact pattern based on an actual case.

1. Jury Selections & Openings (Including voir dire with actual jury pool)
2. Direct and Cross of Lay and Expert Witnesses
3. Jury Charges; Closing Arguments; Trial Motions

Faculty: Hon. Thomas Whelan; Harvey Weitz; Deborah Aviles; Marvin Salenger; Fred Johs; Hon. Peter Mayer; Ben Rubinowitz; William Spratt; Jerry Garguilo; Gerard Cushing; Hon. Ralph Costello; Kevin Fox; Wade Dempsey; Michael Levine; Richard Da Volio; Ted Rosenberg

**MCLE CREDIT: 9 Hours** (skills)

Date of Live Program: April 1, 8, 15, 2008

DVD Order Code	08TRIALDV	Price: \$325	Tax included
Audio CD Order Code	08TRIALCD	Price: \$300	Tax included

## JURY SELECTION

Interaction between seasoned litigators and an actual “jury pool,” with tips for selecting prospective jurors.

Faculty: Ted Rosenberg and Kevin Fox

**MCLE CREDIT: 3 Hours** (2 ½ skills; ½ ethics)

Date of Live Program: January 30, 2007

DVD Order Code	070130DV	Price: \$110	Tax Included
Audio CD Order Code	070130CD	Price: \$100	Tax Included

## MOTION PRACTICE: Strategy & Substance

Civil motion practice in NYS Supreme Court:

1. Pre-action motions (preservation and spoliation); substitution because of death of a party; ex parte motions; provisional remedies, more.
2. Discovery motions and a motion “buffet” (preferences, confirming and vacation arbitration awards; stays; withdrawal of an attorney); more.
3. Summary judgment motions in tort actions; renewal and re-argument motions; CPLR 3211 motions, more.

Faculty: Hon. Peter Mayer; Michael Glass; Jeltje deJong; Hon. Thomas Whelan; D. Daniel Engstrand; James Farrell; Hon. Robert Doyle; Diane Farrell; Joseph Rosenthal; Cheryl Mintz

**MCLE CREDIT: 9 Hours** (skills)

Date of Live Program: November 19; November 26; December 3, 2007

DVD Order Code	07MOTIONDV	Price: \$350	Tax included
Audio CD Order Code	07MOTIONCD	Price: \$300	Tax included

## OBJECTION!

Guidance for raising and defending objections, including views from the bench and from top litigators.

Faculty: Hon. Mark Cohen; Hon. Joel Asarch; D. Daniel Engstrand; John Bracken

**MCLE CREDIT: 3 Hours** (skills)

Date of Live Program: March 6, 2007

DVD Order Code	070306DV	Price: \$125	Tax Included
Audio CD Order Code	070306CD	Price: \$110	Tax Included

**SEE ALSO:**

**CIVIL PRACTICE, CRIMINAL PRACTICE, EVIDENCE, NEGLIGENCE, AND OTHER SUBSTANTIVE AREAS**

**SAVE THE DATE:**

**DEPOSITIONS – Saturday, December 5, 2009**

Thorough treatment of depositions through lectures and demonstrations

## TRYING A CASE FROM START TO FINISH

Tips from top litigators, including case theory, jury selection, evidence, openings, direct and cross, summation, more....

Faculty: Jerry Garguilo; John Juliano; John Bracken, Harvey Besunder, William Ferris,

# MATRIMONIAL & FAMILY LAW

## 2009 MATRIMONIAL LAW UPDATE

Analysis of pertinent statutory changes, cases, and trends.

Faculty: Stephen Gassman

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: April 6, 2009

DVD Order Code 090406DV Price: \$150 Tax Included

Audio CD Order Code 090406CD Price: \$125 Tax Included

## NUTS & BOLTS OF MATRIMONIAL PRACTICE

Elements of a divorce case from the initial complaint through the divorce judgment and beyond, including grounds, motions and filings, discovery, separation agreements, valuation of marital assets, equitable distribution, maintenance, custody, child support, and post-divorce modifications.

Faculty: Linda A. Kurtzberg and Arthur E. Shulman

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: September 27, 2007

DVD Order Code 070927DV Price: \$110 Tax Included

Audio CD Order Code 070927CD Price: \$100 Tax Included

## CUSTODY

Rights of the biological and non-biological father/step-father, both during and outside the marriage; role of the law guardian; in-camera interviews with children

Faculty: Hon. Andrew Crecca; Donna England; Lynn Poster-Zimmerman; Theresa Mari; Arthur E. Shulman

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: March 9, 2009

DVD Order Code 090309DV Price: \$150 Tax Included

Audio CD Order Code 090309CD Price: \$125 Tax Included

## SEPARATE PROPERTY APPRECIATION & VALUATION OF FAMILY BUSINESS

The "price" principle; active and passive participation; hearings.

Faculty: Hon. John Bivona; Vincent Stempel; Louis Cercone, Jr., CPA; Robert Clemente

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: March 16, 2009

DVD Order Code 090316DV Price: \$150 Tax Included

Audio CD Order Code 090316CD Price: \$125 Tax Included

## TRYING THE GROUNDS IN A MATRIMONIAL CASE

Trials with and without a jury; jury selection; evidentiary issues and the elements.

Faculty: Hon. Mark Cohen; Thomas Campagna; Donald Sallah; Linda Kurtzberg

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: March 23, 2009

DVD Order Code 090323DV Price: \$150 Tax Included

Audio CD Order Code 090323CD Price: \$125 Tax Included

## DISCOVERY & ENFORCEMENT OF DISCOVERY IN A MATRIMONIAL MATTER

Illustrious panel on the process of obtaining key information, even when the other side is not forthcoming.

Faculty: Hon. Mark Cohen; Vincent Stempel; Robert McDermott; Linda Kurtzberg

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: March 31, 2008

DVD Order Code 080331DV Price: \$130 Tax Included

Audio CD Order Code 080331CD Price: \$110 Tax Included

## EQUITABLE DISTRIBUTION: When Is It Not 50/50?

Case law, illustrating unequal distribution scenarios, plus mock trial.

Faculty: Hon. John Bivona; Keith Rieger; Dorothy Courton; Donald Sallah; Arthur Shulman; Robert Clemente

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: March 10, 2008

DVD Order Code 080310DV Price: \$130 Tax Included

Audio CD Order Code 080310CD Price: \$110 Tax Included

## CASH BUSINESSES: Special Problems in Valuation

How to identify and prove the undeclared income of a spouse, with fact pattern and demonstration.

Faculty: Hon. Carol MacKenzie; Joel Rackower, CPA; Patricia Condon; Jeffrey Horn

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: March 17, 2008

DVD Order Code 080317DV Price: \$130 Tax Included

Audio CD Order Code 080317CD Price: \$110 Tax Included

## PRE/POST NUPTIALS, SEPARATION AGREEMENTS & STIPULATIONS OF SETTLEMENT

Advice for developing and wording all important matrimonial agreements. Includes voluminous course book with samples.

Faculty: Alton L. Abramowitz

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: March 19, 2007

DVD Order Code 070319DV Price: \$140 Tax Included

Audio CD Order Code 070319CD Price: \$120 Tax Included

## HEARSAY & EXPERT EVIDENCE

Strategies for admission and effective utilization of hearsay and expert evidence in matrimonial proceedings.

Faculty: Timothy Tippens

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: March 26, 2007

DVD Order Code 070326DV Price: \$120 Tax Included

Audio CD Order Code 070326CD Price: \$100 Tax Included

## QDROS: What Lawyers Need to Know

Negotiations for the equitable distribution of retirement assets, memorialization of the distribution plan in the Qualified Domestic Relations Order, and ensuring that the provisions of the QDRO agreement are repeated in the judge's order.

Faculty: Arthur E. Shulman and Bill Burns (Lexington Pensions)

**MCLE CREDIT: 2 Hours** (professional practice)

Date of Live Program: May 14, 2008

DVD Order Code 080514LDV Price: \$ 90 Tax Included

Audio CD Order Code 080514LCD Price: \$ 80 Tax Included

## MATRIMONIAL MEDIATION

Guidance for representing a divorcing party in a mediation setting from a presenter with experience in both contested and mediated divorces.

Faculty: Fred Klarer, with Wende Doniger and Dan Engstrand

**MCLE CREDIT: 3 Hours** (2 ½ professional practice; ½ ethics)

Date of Live Program: February 1, 2007

DVD Order Code 070201DV Price: \$100 Tax Included

Audio CD Order Code 070201CD Price: \$ 90 Tax Included

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## FAMILY COURT ISSUES & UPDATE

Support issues update; drug testing; high profile cases; orders of protection; administrative remedies for enforcing child support; equitable estoppel in paternity cases.

*Faculty:* Hon. Isabel Buse; Hon. John Raimondi; Theresa Mari; Robert Gallo; TASC representative; Hon. John Kelly; Jorge Rosario; CSEB representative; Edward Parker; Lynn Poster-Zimmerman

**MCLE CREDIT: 6 Hours** (professional practice)

*Date of Live Program:* November 20 and December 11, 2008

DVD Order Code	08FAMILYDV	Price: \$225	Tax Included
Audio CD Order Code	08FAMILYCD	Price: \$200	Tax Included

## DOMESTIC VIOLENCE

Examination of the "Fair Access to Family Court Bill," including expansion of civil orders of protection to intimate partners (dating couples, same-sex couples, teenage couples) and expansion of "same family" definition.

*Faculty:* Hon. H. Patrick Leis, Hon. Andrew Crecca, Professor Lewis Silverman, Hon. John Kelly, Ruth Reynolds (VIBS), Margaret Robinson

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* October 20, 2008

DVD Order Code	081020DV	Price: \$110	Tax Included
Audio CD Order Code	081020CD	Price: \$100	Tax Included

## TESTIMONY OF TREATING PSYCHOLOGISTS

Analysis of the information a treating psychologist provides attorneys and the court, in particular testimony of a child's psychologist in issues involving visitation and custody.

*Faculty:* Neil S. Grossman, Ph.D., Gary Tabat, Robert Cohen, Janis Noto, Wendy Doret, Ph.D.

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* March 27, 2009

DVD Order Code	090327DV	Price: \$100	Tax Included
Audio CD Order Code	090327CD	Price: \$90	Tax Included

## FAMILY COURT PRACTICE – JDs, PINS, and NEGLECT & ABUSE PROCEEDINGS

Burdens of proof; fact finding hearings; preliminary proceedings; dispositional hearings, and post dispositional matters.

*Faculty:* John Holownia, Gary Rosenthal, Hon. John Kelly; plus a law guardian and representatives of CPS, Sagamore Children's Hospital

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* September 26, 2007

DVD Order Code	070926DV	Price: \$100	Tax Included
Audio CD Order Code	070926CD	Price: \$90	Tax Included

## FAMILY COURT ISSUES

Grandparents' visitation and custody rights; impact of the Sexual Offender Law on juveniles; support and paternity case law.

*Faculty:* Hon. John Kelly; Hon. Isabel Buse, Hon. John Raimondi, Domenik Veraldi, Thomas Campagna, Richard Filiberto, Joseph Mirabella

**MCLE CREDIT: 4 Hours** (3 professional practice; 1 ethics)

*Date of Live Program:* December 5, 2007

DVD Order Code	071205DV	Price: \$100	Tax Included
Audio CD Order Code	071205CD	Price: \$90	Tax Included

## WARRING PARENTS, WOUNDED CHILDREN

Two-part program on the issue of parental alienation/interfering with the parent-child relationship and what attorneys must do to represent a client zealously without furthering parental alienation.

Part One: Therapeutic view of alienation

Part Two: Mock custody proceeding, including interview of a child by a law guardian

*Faculty:* Hon. Andrew Tarantino, Hon. John Kelly, Theresa Mari, Wende Doniger, Robert Cohen, Domenic Veraldi, Jr. Evie Zarkadas, Jeanne Burton, Paul Marcus, Ph.D., Jeannemarie Massetti RACSW, Touro Law Professor Lewis Silverman

**MCLE CREDIT: 6 Hours** (5 professional practice; 1 ethics)

*Date of Live Program:* April 9 and April 16, 2008

DVD Order Code	08FAMDV	Price: \$185	Tax Included
Audio CD Order Code	08FAMCD	Price: \$165	Tax Included

## SAVE THE DATE MATRIMONIAL LAW BOOT CAMP

Friday, October 2, 2009

Full day, nine-credit primer on handling a New York divorce case: client intake, pleadings and procedure, and all the ancillary issues (children, property, spousal support, domestic violence and abuse). *Plus* lunchtime demonstration of West Publishing's new document assembly program for family law practitioners.

*Free to those who take a pro bono matrimonial case  
Reasonable tuition for all others*

## MUNICIPAL, GOVERNMENT, & PUBLIC INTEREST

### THE LAW & PROCEDURE OF ZONING APPEALS

Cases that come before a Zoning Board of Appeals; procedure for getting a matter reviewed; how to prepare for and conduct a hearing, plus how to seek a review of a ZBA determination via an Article 78 proceeding.

*Faculty:* Thomas Abbate, John Breslin, Michael McCarthy, Jeffrey Naness

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* October 21, 2008

DVD Order Code	081021DV	Price: \$110	Tax Included
Audio CD Order Code	081021CD	Price: \$100	Tax Included

### LEGAL ISSUES IN EMERGENCY MANAGEMENT

Legal issues that arise when the normal order breaks down in the aftermath of a disaster, including: public liability and planning obligations; Article 2B of the Executive Law; the Constitutional role of the military in emergency response, and legal ethics in disaster response.

*Faculty:* Frances Fragos Townsend (White House Counsel); John Gibb (NYS Emergency Management); Charles Plattsmier (Louisiana Court System), Hon. Mark Cohen, Kevin Law, Gail Lolis, Lai-Sun Yee (NYS Office of Emergency Management), Professor William Banks (Syracuse Law), Robert Saltzman (NYSBA Ethics Committee), David Fischler, Cheryl Mintz

**MCLE CREDIT: 7 Hours** (5 professional practice; 2 ethics)

*Date of Live Program:* September 29, 2006

DVD Order Code	060929DV	Price: \$210	Tax Included
Audio CD Order Code	060929CD	Price: \$195	Tax Included

## REPRESENTING VETERANS

Overview of the Soldiers & Sailors Relief Act and USERRA; employee benefits and employers' duties for returning service personnel; default judgments; services for veterans; the veteran's perspective, and tips on how to effectively represent U.S. veterans in various legal matters.

*Faculty:* Hon. Allan Mathers; Jeffrey Naness; Hon. Andrew Engel; Thomas Ronayne; Daniel Murphy; Hon. Peter Mayer; Ted Rosenberg

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* February 25, 2009

DVD Order Code	090225DV	Price: \$110	Tax Included
Audio CD Order Code	090225CD	Price: \$100	Tax Included

## THE INTERNET: ISSUES FOR MUNICIPALITIES & SCHOOL DISTRICTS

Employer's rights and liabilities (acceptable use policies, right to know, etc.); addressing misconduct; disclosing information, and other significant issues.

*Faculty:* Sharon Berlin, Esq.; Stanley Camhi, Esq.; Jay Marcucci (Westbury UFSD); Lawrence Tenenbaum, Esq.; Christine Malafi (Suffolk County Attorney); Maureen Liccione

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* May 25, 2006

DVD Order Code	060525DV	Price: \$100	Tax Included
Audio CD Order Code	060525CD	Price: \$95	Tax Included

### ALSO SEE:

## REAL ESTATE, EMPLOYMENT & LABOR LAW, and SCHOOL LAW

# NEGLIGENCE, PERSONAL INJURY & WORKERS COMP (AND RELATED TOPICS)

## NEGLIGENCE PRACTICE FROM A TO Z

Basics covering auto liability, premises cases, labor law, dog bite cases, products liability, Workers' Comp, and more. Course book includes ample forms and sample letters.

*Faculty:* Samuel E. Felberbaum

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* April 29, 2008

DVD Order Code	080429DV	Price: \$110	Tax Included
Audio CD Order Code	080429CD	Price: \$100	Tax Included

## HANDLING A NO-FAULT CASE

Primer on basic No Fault insurance coverage and how it relates to other coverage, including Workers Compensation and Disability.

*Faculty:* James K. Hogan

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* April 22, 2008

DVD Order Code	080422DV	Price: \$110	Tax Included
Audio CD Order Code	080422CD	Price: \$100	Tax Included

## AHLBORN & LIENS IN PERSONAL INJURY PRACTICE

Implications of the U.S. Supreme Court in *Ark Dept. Of Human Servs. v. Ahlborn* (2006) and related issues: ERISA; subrogation rights of health care providers; reimbursement claims; ethics issues; supplemental needs trusts, and much more..

*Faculty:* John L. Juliano; Robert Grey; Brett Newman (Plaintiff's Solutions)

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* January 26, 2009

DVD Order Code	090126DV	Price: \$150	Tax Included
Audio CD Order Code	090126CD	Price: \$140	Tax Included

## SUMMARY JURY TRIAL

Examination and demonstration of the relaxed rules of evidence and emphasis on substance over form inherent in a summary jury trial (binding and non-binding): no motion practice, no directed verdicts, certain date for trial, innovative methods of case presentation to the jury, plus a Supreme Court justice to preside.

*Faculty:* Hon. Denise Molia; Hon. William Rebolini, Jonathan Baum, David Fowler, Thomas Stock, Patricia Meisenheimer

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* June 9, 2009

DVD Order Code	090609DV	Price: \$130	Tax Included
Audio CD Order Code	090609CD	Price: \$120	Tax Included

## REPRESENTING PATIENTS: When Medical Bills Remain Unpaid

Medical liens from third party or government payers; appeals of denials; balance billing patients who are under managed care contracts; more.

*Faculty:* Thomas Force, James Fouassier, William McDonald, Anthony Ballato, Denise Snow, Mary Kane

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* May 18, 2009

DVD Order Code	090518DV	Price: \$110	Tax Included
Audio CD Order Code	090518CD	Price: \$100	Tax Included

## ASSISTING CLIENTS WITH MEDICAL & HOSPITAL BILLS

Types of health insurance and health plans; out-of-network liability; patient financial responsibilities; collection of medical debt; patient appeals of denials; assignment of benefits, more.

*Faculty:* James G. Fouassier, William McDonald, Thomas Force

**MCLE CREDIT: 2 Hours** (professional practice)

*Date of Live Program:* May 29, 2008

DVD Order Code	080529LDV	Price: \$100	Tax Included
Audio CD Order Code	080529LCD	Price: \$90	Tax Included

## SOCIAL SECURITY DISABILITY CASES

Eligibility requirements for various disability programs administered by the Social Security Administration, including disability insurance benefits, surviving spouse benefits, adult disabled child benefits, supplemental security income, plus the interaction between social security and other disability programs.

*Faculty:* John Antonowicz

**MCLE CREDIT: 2 Hours** (professional practice)

*Date of Live Program:* September 24, 2008

DVD Order Code	080924LDV	Price: \$110	Tax Included
Audio CD Order Code	080924LCD	Price: \$100	Tax Included

## COMPUTER-GENERATED SIMULATIONS & ACCIDENT RECONSTRUCTION

Innovative litigation techniques, including computer animation of key scenarios, with commentary on admissibility and discovery issues.

*Faculty:* Dr. Irving Ojalvo (Biomechanics & Safety Expert); Kristopher Seluga (Mechanical Engineering); Hon. Thomas Whelan; Hon. Ralph Costello; Hon. John J.J. Jones; Hon. James Flanagan

**MCLE CREDIT: 3 Hours** (professional practice)

*Date of Live Program:* June 12, 2007

DVD Order Code	070612DV	Price: \$110	Tax Included
Audio CD Order Code	070612CD	Price: \$100	Tax Included

# PRACTICE DEVELOPMENT & MANAGEMENT\*

(AND MISCELLANEOUS RELATED TOPICS)

## BIRTH OF A LAW PRACTICE

Making key decisions when starting a solo or small firm practice, including nature of the practice, business structure, setting up shop, basic finances, getting and keeping clients, managing case load, time and billing, avoiding grievances and malpractice, much more....

Faculty: Allison Shields and Alan Todd Costell

**MCLE: 2 HOURS** (practice management) [3 hr. program–2 credits]\*

Date of Live Program: March 31, 2009

DVD Order Code 090331DV Price: \$100 Tax Included

Audio CD Order Code 090331CD Price: \$90 Tax Included

## ALTERNATIVE BILLING METHODS

How to increase your comfort level with the billing process and add clarity to your dealings with clients: i.e., determining a reasonable fee, getting clients beyond “sticker shock,” creating a fee structure that works, and communicating value.

Faculty: Allison Shields

**MCLE: 1 HOUR** (practice management) [2 hr. program–1 credit]\*

Date of Live Program: February 13, 2008

DVD Order Code 080213LDV Price: \$100 Tax Included

Audio CD Order Code 080213LCD Price: \$90 Tax Included

## MARKETING FOR LAWYERS

Tips on choosing marketing techniques (advertising, practice development activities, public relations activities, websites, etc.) from a lawyer/public relations professional, including a discussion of the ethics rules governing advertising.

Faculty: John Zaher

**MCLE: 1 HOUR** (ethics) [3 hr. program–1 credit]\*

Date of Live Program: June 12, 2009

DVD Order Code 090612DV Price: \$100 Tax Included

Audio CD Order Code 090612CD Price: \$90 Tax Included

\* Under the rules of the NYS CLE Board, not all practice management content qualifies for MCLE credit. Hence, credit for some programs is less than the length of the program.

## NEW YORK NOTARY LAW

Advice for attorneys and support staff who are notaries, including liability issues, technical requirements, disqualifications, intra-state cooperation, and a plethora of caveats to keep in mind before taking a signature or applying your stamp to a document.

Faculty: Michael J. Isemia, Esq.

**MCLE: 1 HOUR** (practice management)

Date of Live Program: June 12, 2007

DVD Order Code 070612LDV Price: \$95 Tax Included

Audio CD Order Code 070612LCD Price: \$90 Tax Included

## COMMUNICATING YOUR WAY TO THE TOP

The importance of good communication skills, with tips for success in the legal world and advice on how to avoid self-imposed obstacles.

Faculty: Hon. Michael Mullen; Dr. Richard Atkins (Speech Coach); Melissa Martin, Esq. (Author); Ilene S. Cooper, Esq.

**MCLE: 2 HOURS** (practice management) [3 hr. program–2 credits]\*

Date of Live Program: May 23, 2007

DVD Order Code 070523DV Price: \$100 Tax Included

Audio CD Order Code 070523CD Price: \$90 Tax Included

## LAW PARTNERSHIPS

Law firm mergers and partnership agreements, including reasons to merge, assessing a “good marriage,” conduct of partners, profit sharing, adding or terminating a partner, withdrawals and dissolutions.

Faculty: Robert Israeloff, CPA; John Bracken; Harvey Besunder

**MCLE: 3 HOURS** (2 ½ professional practice; ½ ethics)

Date of Live Program: May 10, 2004

DVD Order Code 040510DV Price: \$120 Tax Included

Audio CD Order Code 040510CD Price: \$100 Tax Included

## ALSO SEE: ETHICS & PROFESSIONALISM

### COMING SOON

**Recognizing & Handling Conflicts** (Marian Rice) . . . . . September 15, 2009 lunch 'n learn

**Practice Management Series** (Short roundtable discussions on various topics—one a month.

Led by Sheryl Randazzo and Allison Shields) . . . . . Starting in October 2009

Whether you embrace new or old technology, the Academy aims to serve:

### ON-LINE CLE (24-7)

Many Academy programs are now available on line. See listings at the end of this catalog. To access programs, go the SCBA website ([www.scba.org](http://www.scba.org)).

### OLDER FORMATS

This catalog lists DVD and audio CD prices. However, if you require a VHS tape or audiotape, these may be ordered. Prices are the same: i.e., VHS price is the same as the DVD price; audiotape price is the same as the audio CD price.

# REAL ESTATE, LAND USE, & FORECLOSURE LAW

PLUS OTHER RELATED TOPICS

## REAL PROPERTY UPDATE

Prominent attorney addresses all that is significant in case law, statutory developments, and real estate trends.

Faculty: Scott Mollen (Herrick Feinstein-NYC)

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: October 22, 2008

DVD Order Code 081022DV Price: \$125 Tax Included

Audio CD Order Code 081022CD Price: \$110 Tax Included

## PITFALLS OF THE RESIDENTIAL REAL ESTATE CONTRACT

A review of the Nov. 2000 residential contract, with analysis of common revisions, discussion of issues that fall outside of the form's language, and suggestions for provisions that should be included in every rider.

Faculty: Gerard McCreight, Lita Smith-Mines, Robert Steinert, and Thomas Vicedomini

**MCLE CREDIT: 2 Hours** (professional practice)

Date of Live Program: February 26, 2009

DVD Order Code 090226DV Price: \$100 Tax Included

Audio CD Order Code 090226CD Price: \$ 95 Tax Included

## PITFALLS OF REAL ESTATE TRANSACTIONS

Recognizing and avoiding problematic issues when property is bought or sold: deceptive advertising and predatory practices in mortgage documents; complex paperwork and fulfilling implied responsibilities; subdivisions; tax maps and unbonded roads; partial transfers of premises; use of new surveys instead of survey inspections; the Market Value Rider.

Faculty: William J. Horn, Nan Gill, Kevin McMullen

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: January 31, 2008

DVD Order Code 080131DV Price: \$125 Tax Included

Audio CD Order Code 080131VI Price: \$115 Tax Included

## DEPRESSED REAL ESTATE, DISTRESSED CLIENTS

Comprehensive course on effective and ethical counsel for troubled borrowers: the foreclosure process; view from the bench; tax ramifications of foreclosure and other disposals of property; loan modifications; bankruptcy; more.

Faculty: Bruce J. Bergman; Harvey Besunder; Adam Dejak (Sterling Bank); Andrew Lieb; Hon. Peter Mayer; Andrew Morganstern; Eric Morgenthal; Richard Stern

**MCLE CREDIT: 5 Hours** (4 professional practice; 1 ethics)

Date of Live Program: September 17, 2008

DVD Order Code 080917DV Price: \$150 Tax Included

Audio CD Order Code 080917CD Price: \$140 Tax Included

## MORTGAGE FORECLOSURE: Bringing an Action; Mounting a Defense; Getting It Right Before the Court

Various facets of mortgage foreclosure: the process; view from the bench; possible defenses in foreclosure proceedings; bankruptcy.

Faculty: Allan B. Mendelsohn; Hon. Jeffrey A. Spinner; Matthew E. Pachman; Eric Sackstein; Richard L. Stern

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: February 11, 2009

DVD Order Code 090211DV Price: \$120 Tax Included

Audio CD Order Code 090211CD Price: \$100 Tax Included

## FORECLOSURE SETTLEMENT CONFERENCES IN SUFFOLK COUNTY

Review of the laws mandating court intervention in many potential foreclosures (sub-prime, high-cost, non-traditional loans) and discussion of homeowners' right to participate in settlement conferences in an attempt to work out a modification or other deal that allows them to keep their homes.

Faculty: Hon. Jeffrey Spinner; Eric Sackstein; Michael Wigutow, Barry Smolowitz

**MCLE CREDIT: 4 Hours** (professional practice)

Date of Live Program: April 23, 2009

**NOTE: This DVD recording may be obtained free by attorneys who agree to represent a homeowner, pro bono, in a settlement conference.**

**It is not for sale.** (Includes voluminous course materials and a link to additional materials from the Empire Justice Center)

DVD Order Code 090423DV

## THE SUB-PRIME MORTGAGE MELTDOWN

What sub-prime lending is and how it came about; remedies available to clients, including litigation; role of bankruptcy.

Faculty: Gerald McCreight, David Sheffel, Josh Zinner, Richard Stern

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: May 22, 2008

DVD Order Code 080522DV Price: \$ 90 Tax Included

Audio CD Order Code 080522CD Price: \$ 80 Tax Included

## TROUBLED REAL ESTATE

Discussion of mortgage foreclosures, loan workouts, and buying foreclosed property. Topics include redemption, the Home Equity Theft Prevention Act; predatory lending; non-judicial foreclosures; commercial loan workouts; residential "loss mitigation" options; foreclosure issues for buyers; title insurability after foreclosure.

Faculty: Bruce Bergman, Antonia Donohue, Margaret Tarab, Kenneth Sheehan, Robert Wilk

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: October 22, 2007

DVD Order Code 071022DV Price: \$110 Tax Included

Audio CD Order Code 071022CD Price: \$100 Tax Included

## REVERSE MORTGAGES

Ways in which seniors may access equity in their homes through a reverse mortgage, including lump sum, regular cash advances, credit line accounts, or all of the above. Includes tips, caveats, and trends.

Faculty: Hon. Joel Asarch and Dennis Haber

**MCLE CREDIT: 2 Hours** (professional practice)

Date of Live Program: December 6, 2007

DVD Order Code 071206LDV Price: \$100 Tax Included

Audio CD Order Code 071206LCD Price: \$ 90 Tax Included

## REVERSE MORTGAGES: Forms & Paperwork

Review of the reverse mortgage process, with a discussion of the note and specifics about the mortgage. Ample forms and samples.

Faculty: Dennis Haber

**MCLE CREDIT: 2 Hours** (professional practice)

Date of Live Program: January 15, 2008

DVD Order Code 080115LDV Price: \$100 Tax Included

Audio CD Order Code 080115LCD Price: \$ 90 Tax Included

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## MECHANIC'S LIENS

Experienced attorney explains mechanics' liens and provides advice for clearing title.

Faculty: Vincent J. Ferro

**MCLE CREDIT: 2 Hours** (professional practice)

Date of Live Program: February 13, 2007

DVD Order Code	070213LDV	Price: \$100	Tax Included
Audio CD Order Code	070213LCD	Price: \$90	Tax Included

## 1031 EXCHANGE PROGRAMS: The Power of Strategy

Advanced strategies, including parking arrangements; partnership exchanges; oil, gas and mineral rights; development rights; installment and structured sales.

Faculty: Michael Brady, Maribeth Walsh

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: April 30, 2007

DVD Order Code	070430MDV	Price: \$125	Tax Included
Audio CD Order Code	070430MCD	Price: \$115	Tax Included

## LANDLORD-TENANT DISPUTES

Aspects of landlord-tenant relationships; prevailing statutory and case law; elements of common disputes; lease agreements; security deposits; evictions; litigation strategies, more...including mock trial.

Faculty: Hon. James P. Flanagan; Stanley Somer; Victor Ambrose; Representative of the Sheriff's Office

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: April 30, 2009

DVD Order Code	090430DV	Price: \$140	Tax Included
Audio CD Order Code	090430CD	Price: \$130	Tax Included

## COOP's, CONDO's & HOA's

Characteristics of and requirements for transactions involving a condominium, cooperative unit, or unit in a home owners' association, including discussion of what is actually being bought and sold and possible "hidden" problems.

Faculty: Barry L. Warren and Michael F. Cohen

**MCLE CREDIT: 3 Hours** (professional practice)

Date of Live Program: October 23, 2006

DVD Order Code	061023DV	Price: \$120	Tax Included
Audio CD Order Code	061023CD	Price: \$100	Tax Included

## 2007 SCHOOL LAW CONFERENCE

Significant issues in education law: school safety; staff evaluation discipline and Section 75; dual enrollment; sports issues (Title IX, coaching and fundraising); school district operations and facilities management; Section 3214 student disciplinary hearings; hot labor topics

Faculty: Bernadette Gallagher-Gaffney; Laura Ferrugiari, Robert Cohen, Lawrence Tenenbaum; Richard Guercio; Douglas Libby Dr. John Bierwirth (Herricks), William McHale (Nassau Police), Rory Forrestal (Suffolk Police), Richard Gaba, Jacob Feldman, Thomas Volz, Randy Glasser, Deborah Berger, Kevin Seaman, Joseph Pennachio (Half Hollow Hills), Mara Harvey, Michele Baptiste, Eugene Barnosky, Laura Granelli, Kevin Carpenter (Commack UFSD), Diane Inbody, Susan Gibson, Lynn Brown, Wayne Schneider, Sharon Berlin, Florence Frazer, Neil Block

**MCLE CREDIT: 8 ½ Hours** (8 professional practice; ½ ethics)

Date of Live Program: December 3, 2007

DVD Order Code	07SCHDV	Price: \$225	Tax Included
Audio CD Order Code	07SCHCD	Price: \$200	Tax Included

**ALSO SEE: LABOR & EMPLOYMENT LAW; MUNICIPAL LAW**

## LAND USE: A Practical Guide

Thorough dissection, by prestigious faculty, of land use law, including regulations, procedures for challenges, case law, litigation strategies, ethical considerations, contradictions among local regional and state laws, and potential minefields.

Faculty: Hon. Paul Baisley, Hon. Emily Pines, Linda Margolin, David Yaffee, Terry Karl, Anthony Tohill, Maureen Liccione, and Harvey Besunder

**MCLE CREDIT: 6 Hours** (5 professional practice; 1 ethics)

Date of Live Program: April 3 and 17, 2008

DVD Order Code	08LANDDV	Price: \$225	Tax Included
Audio CD Order Code	08LANDCD	Price: \$200	Tax Included

## COMMERCIAL REAL ESTATE

Property valuations through zoning challenges covered in three parts:

- 1. Pre-Closing Issues:** Valuations; local market conditions; entity
- 2. Preparing for Closing, Title & Mortgage Issues:** Forms and documents; financing and leasing pointers; pitfalls
- 3. Zoning & Environmental Issues:** Overcoming zoning challenges; common environmental issues; using experts; making a building "green"; using 1031 exchanges.

Faculty: Abe Krieger, Lawrence Kushnick, Michael Brady, John Finn, Vincent Ferro, John Kania, Barry Cohen, Terry Elkowitz, Pamela Green, Ralph Benzakein, others

**MCLE CREDIT: 9 Hours** (professional practice)

Date of Live Program: March 11, 18, and 25, 2008

DVD Order Code	08CMREDV	Price: \$325	Tax Included
Audio CD Order Code	08CMRECD	Price: \$300	Tax Included

### COMING IN FALL 2009

**Sustaining Home Ownership: The Latest in Loan Modification** ..... Sept. 29 (evening)

**How Green is My Municipality? – Green Buildings** ..... Oct. 8 (evening)

**Real Property Update** (Scott Mollen) . . . Nov. 18 (evening)

**Foreclosures: Judicial Perspectives** ..... TBA

## SCHOOL LAW

### 2008 SCHOOL LAW CONFERENCE

Significant issues in education law: navigating through controversial times (board ethics, pensions, confidentiality, required policies); medical issues in school; labor law update; administrator retirement and compensation; special ed update; Wick's Law (bidding, construction law); federal litigation

Faculty: Robert Cohen; Deborah Berger; Robert Sapir; Richard Guercio; Florence Frazer; Eugene Barnosky; Dr. James Feltman (Commack); Douglas Libby; Randy Glasser; Laura Ferrugiari; Eugene Geradi, MD, Susan Gibson, Lawrence Tenenbaum; Thomas Volz, Richard Zuckerman, Christopher Venator, David Cohen, Sharon Berlin, John Sheahan, Jacob Feldman, Carol Melnick, James Pyun, Mitch Morris (NYS Comptroller's Office) Howard Miller, Neil Block

**MCLE CREDIT: 8 ½ Hours** (8 professional practice; ½ ethics)

Date of Live Program: December 3, 2007

DVD Order Code	07SCHDV	Price: \$225	Tax Included
Audio CD Order Code	07SCHCD	Price: \$200	Tax Included

# ON-LINE CLE FROM THE ACADEMY OF LAW

- **Online CLE is convenient and simple.**
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## To Access Academy On-Line CLE:

Go to the SCBA website ([www.scba.org](http://www.scba.org)). Choose the top "oval" ("On-Line CLE Now Available"). Follow the user-friendly directions.

The Academy's on-line library is constantly being updated and now includes the programs listed below.

## ON-LINE CLE LIBRARY @ August 2009

### ALTERNATIVE DISPUTE RESOLUTION

- Commercial Mediation

### ANIMAL LAW

- Clients with Service Animals, Landlord-Tenant Disputes & Other Housing Issues
- Hot Topics in Animal Law (Disputes; Dangerous Dogs; Estate Planning for Pets)

### AUTO LIABILITY

- 2009 Update by Jonathan Dachs & Professor Michael Hutter

### BANKRUPTCY & CONSUMER LAW

- 2009 Bankruptcy Update
- The ABC's of Bankruptcy Law
- Issues in Consumer Advocacy

### BUSINESS & CORPORATE

- S-Corporations vs. LLCs
- Shareholder Dissolutions

### CIVIL PRACTICE

- Article 78 Proceedings

### CRIMINAL LAW

- Search Warrants & Wiretaps
- Police Encounters of the First Kind
- Handling a Sex Abuse Case in New York

### DWI & DMV

- DWI Cases on Long Island (*two programs*)

### ELDER LAW

- Advice from the Court Examiners
- Elder Law Update (George Roach)
- Introduction to Elder Law (*two programs*)
- Nursing Home Litigation

### ESTATES PLANNING

- Estate Planning for the Non-Traditional Family
- Estate Practice 101: Wills vs. Trusts
- Estate Planning 101: *After Someone Dies*

### EMPLOYMENT LAW

- Employee Handbooks

### ENVIRONMENTAL LAW

- Buried Treasure: Underground Oil Tanks

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## **ETHICS & PROFESSIONALISM**

- The New Ethics Rules
- The Grievance Process
- Identifying Your Achilles' Heel

## **LITIGATION & TRIAL SKILLS**

- How to Conduct a Civil Trial (3 programs)
- Objection!

## **MATRIMONIAL LAW & FAMILY LAW**

- 2009 Matrimonial Update
- Discovery in a Matrimonial Matter
- Custody
- Separate Property Appreciation // Valuation of a Family Business
- Trying the Grounds in a Matrimonial Case
- Nuts & Bolts of Matrimonial Practice
- Nuts & Bolts of a Matrimonial Mediation Business
- Warring Parents, Wounded Children

## **NEGLIGENCE & PERSONAL INJURY**

- The *Ahlborn* Decision & Liens
- Handling a No Fault Case
- Negligence Practice from A to Z
- Assisting Clients with Medical Bills
- Representing Clients Who Are Patients

## **PRACTICE DEVELOPMENT & MANAGEMENT**

- Birth of a Law Practice
- New York Notary Law

## **REAL ESTATE & LAND USE**

- Depressed Real Estate, Distressed Clients
- Handling a Landlord-Tenant Dispute
- Land Use: A Practical Guide
- Mortgage Foreclosure
- Pitfalls of Real Estate Transactions
- Reverse Mortgages
- Reverse Mortgages: The Paperwork
- The Law & Procedure of Zoning Appeals

**Check the SCBA website often to discover new additions to the Academy's on-line CLE library!**

### **IN THE NEAR FUTURE:**

## **WEBCASTS OF LIVE CLE PROGRAMS**

In addition to our on-line library of CLE programs and recorded CLE available for purchase on DVD and audio CD, the Academy will soon add transmission of *live* programs via webcasts. You will be able to access these offerings with your computer and even ask real-time questions of the presenters through a simple e-mail program.

Stay tuned for more information! . . .



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**MANDATORY CONTINUING LEGAL EDUCATION IN NEW YORK**

**NEW LAWYERS**

**32 credits during first two years of practice: *must* take minimum of 16 in first year; *may* take up to 24 during first year and bank a maximum of eight toward second year.** -- New lawyers should take courses designated as “*transitional training*” or “*bridge-the-gap*.” Requirements are broken into credit categories: minimum of seven credits *each year* in **professional practice** (substantive law or practice management); minimum of six credits *each year* in **skills**; minimum of three credits *each year* in **ethics/professionalism**. Ethics credits *cannot* be banked; other credit areas can be. **NEW LAWYERS MUST TAKE CLASSES IN TRADITIONAL, LIVE SETTINGS.**

**VETERAN LAWYERS**

**24 credits during *each* biennial registration period.** -- At least four of the credits must be in ethics/professionalism; the remaining credits can be comprised of any categories (skills, substantive law, practice management, or *additional* credits in ethics). Veteran lawyers may bank a maximum of six credits from one reporting period to the next. **VETERAN LAWYERS MAY FULFILL THEIR MCLE OBLIGATIONS WITH COURSES OFFERED IN NON-TRADITIONAL FORMATS, INCLUDING AUDIO OR VIDEO RECORDINGS AND ON-LINE CLE.**

**Suffolk Academy of Law Accreditation:**

The Academy has been certified by the New York State Continuing Legal Education Board as an **accredited provider of continuing legal education in the State of New York**. The Academy is also certified as a provider of **recorded and on-line continuing legal education**. Lawyers who take Academy courses build pre-approved MCLE records.

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SUFFOLK ACADEMY OF LAW  
560 WHEELER ROAD  
HAUPPAUGE, NY 11788

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**DATED MATERIAL.  
PLEASE EXPEDITE.**

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