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Jeffrey A. Greenbaum, Managing Partner, Frankfurt Kurnit Klein & Selz PC
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VR-A MEDIATION CAREER: GETTING STARTED

Thursday, January 6 6-9 p.m.

CLE credit: 3.0 pp; NT

Video Replay: $195 Member/$305 Nonmember

Is mediation for you? Are you thinking of taking mediation training or wondering how to get started after that training? Have you begun mediating and want to find more opportunities to do so? This interactive seminar will discuss what mediation entails and its role in New York City’s legal community in 2010 and will provide practical advice on how to start mediating.

The panelists are mediators with very different backgrounds and current positions who will share their experiences and offer concrete, practical advice. The session will cover the various types of mediation and the fields in which mediation is most utilized, including ombuds work. Volunteer and paid opportunities for mediators will be explored. There will be ample time for questions and answers.

Program Chair: Nancy Kramer, Mediator & Arbitrator, Nancy Kramer Mediation & Other Dispute Resolution Services
**SEcurities Arbitration & Mediation Hot Topics 2011:**

"The" Program for Attorneys, In-House Counsel, Experts, Arbitrators & Mediators

Wednesday, June 8 9-12 p.m.; 12-1 p.m. (Luncheon Included)
CLE credit: 3.0 total: breakdown tbd
Live Program: $245 Member*/$355 Nonmember

*The member rate applies to NYCB, co-sponsoring & cooperating organization members.

Recent events in the financial marketplace have brought substantial changes to securities arbitration and mediation. A premier faculty of experienced practitioners, including the North East Regional Director of FINRA Dispute Resolution, will examine rule changes, decisions, and events. This program will deliver practical suggestions and tested advice on prosecuting and defending securities arbitrations and mediations. Interactive audience participation is a key feature of this annual event. A networking luncheon will be held following the program. This program's updated content will provide CLE credit to attorneys, even if they have attended this program in the past.

Program Chair: Roger M. Deitz, Dispute Resolution

Co-Sponsoring Organizations: FINRA, NFA, NYSBA Dispute Resolution Section, New York County Lawyers’ Association – Committee on Arbitration and ADR, and the CPR International Institute for Dispute Prevention and Resolution

Cooperating Organization: American Bar Association Section of Dispute Resolution

Sponsoring Association Committees: Alternative Dispute Resolution, Peter H. Woodin, Chair; Arbitration, Kathleen Marie Scanlon, Chair; Labor & Employment Law, Katharine Huth Parker, Chair & Securities Regulation, Robert E. Buckholz Jr., Chair

**Aviation**

2011 Aviation Litigation

Thursday, June 2 8:30-6:15 p.m.; 6:15-7:15 (Networking Reception)

Live Program: $ Member (NYC Bar/ABA)/$ Nonmember/ $ Gov’t/ Academic/Public Service/Young Lawyers/$ Law Student

Please join us for a full day examination of litigating mass disaster and other complex tort cases in today’s challenging economic environment. From initial investigation to preparation for trial: Identifying the critical issues; devising and revising end-game strategy during investigation and discovery; navigating e-discovery issues; keeping the case on track and meeting client expectations; evaluating risk of trial versus potential settlement. Meet our experienced aviation, mass tort and products liability litigators along with clients, consultants, and insurers, who will provide their insight and advice on these critical issues.

Program Co-Chairs:

Co-Sponsored with: American Bar Association, Section of Litigation Mass Torts Litigation Committee Co-Chairs: Andrew Maloney III, John Manard & Rudy Perrino

Sponsoring Association Committee: Aeronautics, Jeremy Hager, Chair

CLE credit: Accreditation has been requested for this program from every state with mandatory continuing legal education requirements for attorneys. Please be aware that each state has its own rules and regulations, including its definition of CLE. For information regarding CLE credit hours, please contact Lesley Roselle at 312-988-6714 or at rosellel@staff.abanet.org two weeks prior to the program.

**This program is exempt from the passport series.**
BANKRUPTCY

VR-USING BANKRUPTCY TO RETAIN REAL ESTATE OWNERSHIP: HELPING RESIDENTIAL PROPERTY OWNERS IN DISTRESS

Friday, January 7 9-12:30 p.m.
CLE credit: 4.0 pp; NT

Video Replay: $225 Member/$325 Nonmember

An expert panel will teach you how to use Bankruptcy to help your client retain ownership of real estate in financial distress situations. The topics will include: how to use Chapter 7 to assist homeowners; how to use Chapter 13 to save primary and vacation homes; how to save homes using Chapter 11; the interplay of foreclosure and bankruptcy.

Program Co-Chairs: Rachel S. Blumenfeld, The Law Office of Rachel Blumenfeld; Norma E. Ortiz, Ortiz & Ortiz, L.L.P.

RECRUITMENT OF DIRECTORS FOR COMPANIES ENTERING OR EMERGING FROM BANKRUPTCY

Monday, January 24 6-8:30 p.m.
CLE credit: 2.5 total: breakdown tbd

Live Program: $225 Member/$335 Nonmember

Given the increasing numbers of companies filing for Chapter 11 and the involvement of attorneys in the issue of post-bankruptcy board selection, this topic has particular relevance. There was a time when creditors becoming equity holders opted to put their own representatives on such boards with greater concern for short-term objectives than long term strategy. Recently there has developed a trend toward independent post-bankruptcy boards that act in a more than ceremonial fashion. This kind of board ultimately plays a critical part in maximizing future shareholder value. How to put such boards in place and the issues, both philosophical and practical, attendant to the recruitment of new directors to serve in those roles is the subject of this timely program featuring participants from the legal and corporate community.

Program Co-Chairs: Steven A. Seiden, President, Seiden Krieger Associates, Executive Search Consultants; Nicole L. Greenblatt, Kirkland & Ellis, LLP; Mark J. Thompson, Simpson Thacher & Bartlett

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BANKRUPTCY

BANKRUPTCY 101
Thursday, March 3 6-9 p.m.
CLE credit: 3.0 pp
Live Program: $225 Member/$335 Nonmember
Familiarity with the Bankruptcy Code is crucial in today’s economy. Hear from a panel of lawyers who regularly counsel debtors, lenders, creditors’ committees and other key constituencies in today’s most complex bankruptcy cases. They will discuss key tools and provisions of the Bankruptcy Code, including the automatic stay, property of the estate, financing, and various aspects of chapter 11. The panel will provide practical tips as well as discussing the underlying concepts.

Program Co-Chairs: Michael Kessler, Dewey LeBoeuf; Jasmine Ball, Debevoise & Plimpton; Shaunna Jones, Willkie Farr & Gallagher
Sponsoring Association Committee: Bankruptcy and Corporate Reorganization, Deidre A. Martini, Chair

IS BANKRUPTCY THE RIGHT PRESCRIPTION FOR DISTRESSED HEALTH CARE PROVIDERS?
Wednesday, March 30 6-8 p.m.
CLE credit: 2.0 pp
Live Program: $195 Member/$305 Nonmember
Health care has been and remains an industry in turmoil. The combination of higher expenses and lower payor revenues has resulted in hospital closures and consolidations. This program discusses the legal and practical issues unique to distressed hospitals, nursing homes and other service providers. It will address the interplay between regulatory issues and the Bankruptcy Code. The panelists will also address business and financial issues facing distressed health care providers, as well as the legal ones.

Program Co-Chairs: Adam Rogoff, Kramer Levin; Frank Oswald, Togut, Segal & Segal; Elizabeth Austin, Pullman & Comley
Sponsoring Association Committee: Bankruptcy and Corporate Reorganization, Deidre A. Martini, Chair

WHAT HAPPENED TO THE GAME? CHANGING PLAYERS IN BANKRUPTCY & RULE 2019
Wednesday, May 25 6-9 p.m.
CLE credit: 3.0 pp
Live Program: $225 Member/$335 Nonmember
The recent bankruptcy boom has brought all of the usual players back onto the field – including senior banks, institutional investors, hedge funds and trade creditors – but in many respects the game appears to have changed. Come hear from a distinguished panel of experienced players from different perspectives who will discuss and debate the roles of the various constituencies in today’s bankruptcy process, how the players’ roles have changed in recent times and how those changes affect the structure and outcome of chapter 11 proceedings. The panel will also discuss the proposed amendments to Bankruptcy Rule 2019 and how they might affect the players in the bankruptcy process.

Program Chair: Cherie Schaible, Vice President, Assistant General Counsel, AIG Asset Management
Sponsoring Association Committee: Bankruptcy and Corporate Reorganization, Deidre A. Martini, Chair
BRIDGE-THE-GAP

16 HOUR NEW JERSEY BRIDGE-THE-GAP: SATISFY THE MANDATORY 15 CREDITS & MORE

Mondays, January 31 & February 7 9-5 p.m.
CLE credit: January 31 & February 7: 16.0 credits total: 15.0 pp & 1.0 ethics
Live Program (both days): $445 Member/$665 Nonmember
Live Program (per day): $395 Member/$535 Nonmember
The NYC Bar is now an accredited provider of continuing legal education in New Jersey. Newly admitted New Jersey attorneys can satisfy the mandatory requirement of taking 15 MCLE credits in specified New Jersey subject areas, taught by attorneys licensed and practicing New Jersey law by attending this program here at the House of the Association, conveniently located in midtown Manhattan. This program will provide essential information from a skilled faculty which will guide you through the day-to-day practice of law and cover topics in required practice areas.
Special bonus: All attendees will earn one credit hour in ETHICS
Barred in New York, California and/or Illinois? You too can receive credit to satisfy your MCLE requirements.
Save by registering for both days!

16-HOUR BRIDGE-THE-GAP: CORPORATE & LITIGATION

Wednesdays, May 4 & 11 9-5 p.m.
CLE credit (both days):16.0 credits total: 7.0 pp/pm 6.0 skills & 3.0 ethics
CLE credit (per day): 8.0 credits total: 3.5 pp, 3.0 skills & 1.5 ethics
Live Program (both days): $445 Member/$665 Nonmember
Live Program (per day): $395 Member/$535 Nonmember
Earn all of your annual CLE credits while obtaining invaluable knowledge on a variety of areas. The Bridge-the-Gap programs fulfill a full year’s credit requirements for those that are newly admitted, while providing invaluable information and credits for more experienced attorneys. A skilled faculty will guide you through the day-to-day practice of law and cover topics of interest to all attorneys, including legal ethics. This program is unique because we offer one day of litigation and one day of corporate; you can purchase both days together, or just one. In order to fulfill the MCLE Bridge the Gap requirements, you must attend both days. Each Bridge-the-Gap program contains new and updated content and will provide CLE credit to all attendees, even if they attended in the past.
Save by registering for both days!
CONSUMER PROTECTION

VR-HOT TOPICS IN ADVERTISING & MARKETING LAW 2010

Thursday, January 27 9-12:30 p.m.
CLE credit: 3.5 pp; NT

Video Replay: $215 Member/$325 Nonmember

This annual program gives a timely update on recent developments in the law governing advertising and marketing. This year’s program will cover recent cases, legislative developments, and self-regulatory activity in the areas of general advertising practices, comparative advertising, green advertising, endorsements and testimonials, substantiating advertising claims, mobile marketing, consumer privacy, social networks, and user generated content, as well as updates on federal, state, and local regulatory enforcement priorities.

Program Chair: Jeffrey A. Greenbaum, Frankfurt Kurnit Klein & Selz, PC

“Excellent program with up-to-date, vital information in a compact format with excellent supporting written materials.”

SWEEPSTAKES, PROMOTIONS & MARKETING LAWS: COMPREHENSION & COMPLIANCE

Friday, February 11 9-12:30 p.m.
CLE credit: 3.5 pp

Live Program: $215 Member/$325 Nonmember

Virtually all companies are using numerous promotional tools in their marketing, from sweepstakes and skill contests to gift cards, forms of social media and the like. Meanwhile, rapidly changing technologies and related laws have brought about a whole new arena of laws, regulations, as well as cases. Privacy issues are also becoming more complex and require more detailed compliance and close attention to review of marketing materials.

Experts in this field will focus on critical issues arising in marketing a wide variety of products and services through numerous channels. Topics to be discussed include the laws governing sweepstakes, skill contests, gift cards, mobile marketing, social media, user generated content, children’s marketing, and developments in the litigation, regulatory and legislative arenas.

Program Chair: Edward M. Kabak, Chief Legal Officer, Promotion Marketing Association, Inc.

Sponsoring Association Committee: Consumer Protection, Annie Ugurlayan, Chair
CONSUMER PROTECTION

PRIVACY & DATA SECURITY LAW: CLOUD COMPUTING, SECURITY BREACHES & MORE

Friday, March 18 9-12:30 p.m.
CLE credit: 3.5 pp

Live Program: $215 Member/$325 Nonmember

No matter what industry your clients are in, privacy and data security issues have become well-recognized concerns. They are now key concerns of every client and attorneys need to be familiar with the general privacy principles and laws that apply in order to properly guide clients in any industry. In addition, as the cost and complexity of managing the ever increasing volume of data increases, many companies are considering migrating their services to “the cloud.” This session will provide an overview of the hottest issues in privacy and security law, including cloud computing, security breaches, information security programs, advertising, industry-specific obligations, new and pending legislation and practical guidance to help any organization better manage its information gathering, dissemination and use practices.

Program Co-Chairs: Alan Chapell, Chapell & Associates & Gary Kibel, Davis & Gilbert LLP

Sponsoring Association Committee: Consumer Affairs, Annie Ugurlayan, Chair

CORPORATE & SECURITIES

THE DODD-FRANK ACT & ITS IMPACT ON BANKRUPTCY & SECURITIES LAWS

Tuesday, January 11 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd

Live Program: $235 Member/$345 Nonmember

The Dodd-Frank Wall Street Reform and Consumer Protection Act is said to have been designed to promote financial stability of the United States by improving accountability and transparency in the financial system, to end “too big to fail”, to protect the American taxpayer by ending bailouts, to protect consumers from abusive services, and “for other purposes.” This CLE will explore various parts of the Act and some of the proposed rules to implement it. In particular, this CLE will explore issues related to hedge fund regulation and reporting, the notion of orderly liquidation and systemic risk, corporate governance and other securities related issues, the regulation of derivatives, and the Volcker Rule.

Program Co-Chairs: Steven W. Perlstein, Kobre & Kim LLP & Jeffrey S. Sabin, Bingham McCutchen LLP
CORPORATE & SECURITIES

WELCOME TO THE WONDERFUL WORLD OF ENTITIES: PRACTICAL KNOWLEDGE FOR JUNIOR TRANSACTIONAL LAWYERS WITH CHARLES FOX

Friday, January 14 9-12 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

This program looks at some of the basic issues relating to the use of entities in transactions. Among the topics that will be covered will be the differences and similarities of business entities; how different entities are used for different purposes; how entities are controlled, and how they make business decisions; the main differences between private and public companies; the relationship between parents and subsidiaries; and closing documents that are customary in transactions involving entities.

Program Chair: Charles Fox, Fox Professional Development LLC

CORPORATE COMPLIANCE 2011: BEST PRACTICES & RECENT DEVELOPMENTS

Thursday, February 3 9-12 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $235 Member/$345 Nonmember

2010 has been another landmark year for the field of corporate compliance. This program will review important recent legal developments—both in the U.S. and elsewhere—regarding corporate compliance programs, with a focus on standards issued in 2010 governing compliance program design and implementation and how companies should respond to them. The program will also feature “deep dives” into three best-practices programs, and offer practical, cutting edge approaches to staying ahead of the compliance risk curve. The program will focus on compliance officer independence, compliance auditing, effective strategies for training and other communications, and FCPA compliance efforts.

Program Chair: Jeffrey M. Kaplan, Kaplan & Walker LLP

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CORPORATE & SECURITIES

VR - THE IMPACT OF THE DODD-FRANK ACT ON THE SECURITIES INDUSTRY: WHAT BROKER-DEALERS & INVESTMENT ADVISERS NEED TO KNOW

Friday, February 25 9-12 p.m.
CLE credit: 3.0 pp; NT

Video Replay: $235 Member/$345 Nonmember

The Dodd-Frank Wall Street Reform and Consumer Protection Act is the most far-reaching financial regulatory reform legislation in decades. Some of its effects are immediate, others are subject to SEC rule-making and regulatory study. In either case, the Act is having a profound effect on the securities industry. This program presents a unique opportunity to learn the latest on the impact the legislation and subsequent rule-making is having on the way you do business.

- Hear directly from senior staff at the SEC on the latest developments in rule-making and regulatory policy initiatives that will impact the industry.
- Hear from industry and legal experts how they are responding to the changes brought by the legislation and the opportunities to comment on pending and upcoming rule-making initiatives.
- Get practical guidance on what legal and compliance professionals should be doing to adapt to the new regulatory environment.

Program Chair: Mark Schonfeld, Gibson, Dunn & Crutcher LLP

HOT TOPICS IN SEC ENFORCEMENT: A CHANGING LANDSCAPE

Friday March 11 9-5 p.m.
CLE credit: 7.0 total: breakdown tbd.

Live Program: $425 Member/$535 Nonmember

The SEC’s Division of Enforcement has taken numerous steps in an effort to bring cases more rapidly and more aggressively. There have been changes in how the staff conducts investigations, and defense counsel are encountering new challenges and opportunities. Gain current insight to the SEC’s new methods and enforcement priorities from high-level SEC staff, along with veteran defense counsel. The course will focus on the most current and quickly developing areas:

- The SEC’s streamlined enforcement process: new investigative powers and policies;
- Current enforcement priorities and the impact of the Dodd-Frank legislation;
- The upswing in insider trading prosecutions and the intense focus on hedge funds;
- Credit crisis-related enforcement;
- Public company exposures: Accounting and financial reporting investigations, foreign payments cases, responding to whistleblower claims; and
- Responding to an SEC investigation: Current strategy, tactics and ethical issues from defense and government perspectives.

Program Chair: Wayne M. Carlin, Wachtell, Lipton, Rosen & Katz
FEDERAL LITIGATION & SECURITIES REGULATION AFTER MORRISON: CURRENT DEVELOPMENTS & TRANSNATIONAL STRATEGIES

Monday, April 25 6-9 p.m.

CLE credit: 3.0 total: breakdown tbd

Live Program: $225 Member/$335 Nonmember

The globalization of financial markets ushered in an era of transnational securities litigation in the U.S. Although the Supreme Court's April 2010 decision in *Morrison v. National Australia Bank Ltd.* provided an answer to the longstanding issue of whether Section 10(b) of the Securities Exchange Act of 1934 applies extraterritorially, there are still significant open questions. Given the growing importance and increasing decentralization of off-exchange trading, and the use of internet trading technology and accounts, how courts will determine whether a particular purchase or sale of a security occurred “in the U.S.” is uncertain. While *Morrison* has dramatically changed the litigation landscape in federal courts, however, it may not be the final word on investors’ ability to recover losses resulting from transnational corporate wrongdoing. U.S. regulators have undertaken new enforcement and regulatory initiatives.

In this program, an expert faculty of highly experienced and well-known securities litigators and commentators will discuss important developments in securities and other federal litigation following *Morrison*, and offer strategies and tactics for prosecuting and defending cases involving transnational fraud within the U.S. and beyond. The course will offer counsel an overview of cutting-edge issues in U.S. and international securities litigation, ranging from procedural mechanics to sophisticated strategic advice.

**Program Co-Chairs:** Robert O’Hare, O’Hare Parnagian LLP & Jonathan M. Plasse, Labaton Sucharow LLP

**Sponsoring Association Committees:** Litigation, Robert O’Hare, Chair & Securities Litigation, Jonathan M. Plasse, Chair

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CORPORATE & SECURITIES

HEDGE FUNDS IN THE CURRENT ENVIRONMENT: THE IMPACT OF DODD-FRANK & MORE
Friday, May 6 9-1 p.m.
CLE credit: 4.0 pp
Live Program: $335 Member/$445 Nonmember

It is a time of significant regulatory change for hedge funds and their managers. As a result of the Dodd-Frank Wall Street Reform and Consumer Protection Act, many previously unregistered managers will now have to register with the SEC. In addition, new regulations on swaps and derivatives will have a significant effect on trading by hedge funds. SEC and other enforcement actions against hedge funds and new incentives for whistleblower have created an increased risk environment for hedge fund managers.

This course will provide an overview of the current and proposed rules related to the above and other areas involved in operating a hedge fund. Faculty will discuss how to avoid problems in the enforcement environment and provide best practices for protecting hedge fund advisers from liability. The registration process, requirements applicable to registered advisers, and operating issues involving hedge funds will be examined. Finally, top practitioners and regulators will discuss their views on hedge fund issues.

Although this program is intended for professionals in the hedge fund industry as well as experienced lawyers who practice in hedge funds, lawyers who are interested in developing hedge funds expertise will also benefit.

Program Chair: Nora Jordan, Davis Polk & Wardwell LLP

LEVERAGED M&A: NAVIGATING DEBT FINANCING ISSUES IN M&A TRANSACTIONS
Friday, May 13 9-1 p.m.
CLE credit: 4.0 total: breakdown tbd
Live Program: $335 Member/$445 Nonmember

This program will explore the issues that arise, as well as current market practice, in structuring, negotiating, documenting and completing M&A transactions with private equity or strategic buyers involving debt financing of a portion of the purchase price. The program topics will include, among others, financing and financing-related conditions, financing covenants, syndication mechanics, definition of “required information”, fraudulent transfer risk, solvency opinions and representations, reverse termination fees, specific performance and damages remedies for buyer breach, debt commitment letters and limited guarantees by sponsors.

Program Chair: Stephen M. Kotran, Sullivan & Cromwell LLP

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CORPORATE & SECURITIES

12TH ANNUAL CORPORATE & SECURITIES LAW UPDATE: ADVISING CLIENTS ON WHISTLEBLOWER, SOCIAL MEDIA & SOCIAL NETWORKING DEVELOPMENTS

Friday, May 20 9-12 p.m.
CLE credit: 3.0 pp

Live Program: $235 member/$345 Nonmember

Stay competitive and upgrade your knowledge base on the new corporate and securities regulations and market developments this year, including what advice lawyers are now giving companies in light of the following new developments:

- New whistleblower rules under the Dodd Frank Act and the SEC where every person can report alleged securities law violations at companies directly to the SEC and potentially be awarded large bounties from the SEC
- New UK Anti-Bribery regulations that apply to any company that has any business in the UK, recent SEC settlements under the Foreign Corrupt Practices Act (“FCPA”) with companies that got better or worse treatment based on their perceived level of cooperation, self-reporting and remediation—How executive compensation claw backs might work under the Dodd Frank Act if an accounting error has occurred and a restatement of financial statements is necessary
- New protections in M&A deals against increased whistleblower, clawback, FCPA and UK Anti-Bribery risks
- Social media and social networking legal developments impacting companies in contracts and corporate matters
- Trends in corporate deals and securities law, including new limitations on what constitutes accredited investors,
- Other SEC developments, including five new SEC offices that are being created

This annual updates program, designed for experienced attorneys, will examine recent regulatory and marketplace corporate securities law developments.

Program Chair: N. Adele Hogan, Cadwalader, Wickersham & Taft LLP

Sponsoring Association Committee: Securities Regulations, Bob Buckholz, Chair; Financial Reporting, Nicolas Grabar, Chair

LEGAL & ETHICAL ISSUES FOR INVESTMENT COUNSEL

Monday, May 23 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd

Live Program: $245 Member/ $355 Nonmember

Counsel to investment companies and their advisers continue to face challenges in the wake of regulatory reform and litigation relating to mutual fund fees and disclosures. This program will address: disclosure liability issues, the impact of Jones v. Harris and other pending investment advisory fee cases on best practices for Board approval of investment advisory contracts; ethical issues for board members, chief compliance officers, advisers and their counsel; and implications of the Dodd-Frank Act on investment advisers and mutual funds.

Program Chair: Kenneth J. Berman, Debevoise & Plimpton LLP

Sponsoring Association Committee: Investment Management Regulation, Kenneth J. Berman, Chair

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FUTURES & DERIVATIVES 2011: IMPACT OF NEW LEGISLATIVE & REGULATORY REFORMS

Friday, June 10 9-5 p.m.
CLE credit: 7.5 total: breakdown tbd
Live Program: $425 Member/$535 Nonmember

Recent financial reform legislation and ongoing rule-making promise to dramatically overhaul futures and derivatives markets. This program will provide an overview of futures and derivatives law and regulation as well as the impact that legal and regulatory changes are having on related market structures, participants and products. In particular, the session will examine the important new legislative and regulatory developments related to futures exchanges, over-the-counter derivatives markets, centralized clearing facilities and trading platforms.

Program Chair: Robert M. McLaughlin, Fried, Frank, Harris, Shriver & Jacobson LLP

Sponsoring Association Committee: Futures and Derivatives Regulation, Timothy P. Selby, Chair

HOT TOPICS IN STRUCTURED FINANCE

Thursday, June 23 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $245 Member/$355 Nonmember

A distinguished panel of structured finance, economics and bankruptcy professionals will address hot topics in structured finance, such as ramifications for structured finance and derivative transactions in the wake of: the Dante litigation in the Lehman Brothers Chapter 11 cases in the United States and in the courts of the United Kingdom; the current state of financial reform/regulatory efforts, including Dodd-Frank, SEC rulemaking relating to structured finance, and Regulation AB 2; and potential future financial reform relating to the shadow banking system.

Program Chair: Ira A. Reid, Baker & McKenzie

Sponsoring Committee Association: Structured Finance, Ira A. Reid, Chair

THE CHALLENGES OF REGULATORY IMPLEMENTATION FACED BY PRIVATE INVESTMENT FUNDS & THEIR MANAGERS

Tuesday, June 28 6-9 p.m.
CLE credit: 3.0 pp
Live Program: $245 Member/$355 Nonmember

This program will examine the legislative, regulatory and other developments over the last twelve months and how these developments have affected private investment funds and their managers. In particular, it will focus on compliance challenges faced by chief compliance officers of, and legal counsel to, private equity funds and hedge funds.

Program Chair: Yukako Kawata, Davis Polk & Wardwell

Sponsoring Association Committee: Private Funds, Yukako Kawata, Chair
CRIMINAL LAW

VR-REPRESENTING CLIENTS IN FEDERAL & STATE CRIMINAL TAX INVESTIGATIONS: DEFENSE STRATEGIES & PROSECUTION INITIATIVES EVERY ATTORNEY NEEDS TO KNOW

Tuesday, January 4 6-9 p.m.
CLE credit: 3.0 pp; NT

Video Replay: $215 Member/$325 Nonmember

This program will focus on strategies that attorneys can use to best represent taxpayers under criminal investigation. Topics to be covered include elements of commonly prosecuted federal and state tax crimes, current IRS and DOJ tax prosecution initiatives, (particularly foreign bank account investigations), voluntary disclosures to state and federal authorities, reacting to the commencement of a criminal investigation, administrative vs. grand jury investigations, methods of proof, common defenses, attorney-client and joint defense issues, hiring accountants to assist defense counsel, whether to file (or amend) returns while under investigation, parallel civil IRS issues (including, offers-in-compromise and civil fraud penalties), expert testimony at trial, and sentencing advocacy issues under the United States Sentencing Guidelines.

Program Chair: Stanley J. Okula, Jr., Assistant U.S. Attorney, United States Attorney’s Office (SDNY)

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

Wednesday, March 23 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd

Live Program: $195 Member/$305 Nonmember

If you haven't thought about criminal law since you were required to take it in law school, what can you expect to encounter when a client calls you in the middle of the night about a criminal matter? What questions do you ask? How do you counsel your client? What should not you do — or when to listen? What's next? What rights should I preserve? Knowing where the ethical boundary lines are. This program is a must for any attorney unfamiliar with criminal law practice. Find out everything you need to do to preserve the rights of your client (whether dealing with a minor problem or a serious matter) from the first minute your telephone rings until the dust settles and the daylight comes.

Program Chair: Frank R. Dudis, Deputy Bureau Chief, Investigations Bureau, Kings County District Attorney’s Office

Sponsoring Association Committee: Criminal Courts, Robert S. Dean, Chair

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ELDER LAW

ARTICLE 81: CERTIFIED TRAINING FOR GUARDIANS, COURT EVALUATORS & ATTORNEYS FOR ALLEGED INCAPACITATED PERSONS
Tuesday, May 3 9-5 p.m.
CLE credit: 7.0 total: breakdown tbd

Live Program: $325 Member/$435 Nonmember/$195 Family Member

In order to serve as Guardian, Court Evaluator or Attorney for Alleged Incapacitated Persons, pursuant to Article 81 of the Mental Health Law, a person is required to receive training approved by the Guardian and Fiduciary Services of the Office of Court Administration. Part 36 of the Rules of the Chief Judge establishes training requirements for appointment as a guardian, court evaluator or attorney for alleged incapacitated person. This full day course will meet the training requirements for appointment as a guardian, court evaluator or attorney for alleged incapacitated person and those who attend the full day will receive a certificate of training.


Sponsoring Association Committee: Legal Problems of the Aging, Russell Adler, Chair

ELDER LAW 2011: THE BASICS & MORE
Tuesday, June 14 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd

Live Program: $195 Member/$305 Nonmember

Planning for long-term care expenses and ensuring appropriate decision-making and housing options to protect your clients with disabilities requires that you stay up to date with all the changes in the law. At this seminar a panel of experts will provide a basic overview of relevant laws and discuss recent changes and provide advice on how to protect your clients. The program will cover The New Family Health Care Decision Act and the New Power of Attorney, as well as other changes that affect the practice of elder law and planning for persons with disabilities.

Program Chair: Russell N. Adler, Epstein, Becker & Green, P.C.

Sponsoring Association Committee: Legal Problems of the Aging, Russell N. Adler, Chair

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ENERGY

NEW YORK CITY’S EFFORTS TO GREEN ITS BUILDING ENERGY CODE: WHAT LAWYERS & REAL ESTATE PROFESSIONALS NEED TO KNOW

Tuesday, April 26 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd.

Live Program: $235 Member/$345 Nonmember

Energy efficiency is frequently mentioned as the “low-hanging fruit” in reducing greenhouse gas emissions and our dependence on fossil fuels. Improving energy efficiency in buildings is vital to this effort given that residential and commercial buildings consume over 50% of the energy produced in the U.S. and account for approximately 40% of total U.S. greenhouse gas emissions. As a result, many municipalities have begun to look at ways to “green” their new and existing building stock. New York City has been a leader in this regard. In 2009, the City enacted its “Greener, Greater Buildings Plan,” which, among other things, created a New York City energy code. In the last year it has also enacted various laws that amend its building code to require new and renovated buildings become more energy efficient. This program will explain and examine these laws and provide an overview of their impact on building owners, tenants and real estate attorneys. This program is essential for lawyers looking to assist their clients in navigating the rapidly evolving legal landscape of green building law.

Program Chair: Sascha Yim, Albergotti Law
Sponsoring Committee: Energy, Natara Feller, Chair

STATE & FEDERAL REGULATION OF RENEWABLE RESOURCES & DISTRIBUTED GENERATION

Wednesday, June 29 6-9 p.m.
CLE credit: 3.0 total: credit breakdown tbd

Live Program: $235 Member/$345 Nonmember

This program will provide an overview of New York State and Federal regulations applicable to renewable energy resources and distributed generation. Panelists will begin by providing a general overview of federal and New York State energy regulation, then discuss relevant energy and environmental regulatory requirements as well as the exemptions from regulation that renewable energy and distributed generation resources typically enjoy. Finally, panelists will offer perspectives on pending legislation and regulations likely to affect the renewable industry.

Program Chair: Natara Feller
Sponsoring Association Committee: Energy, Natara Feller, Chair

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ESTATE PLANNING

POWER OF ATTORNEY: WHAT YOU MUST KNOW ABOUT NYS LAW AFTER THE AUGUST 2010 REVISIONS

Tuesday, January 18 6-8:30 p.m.
CLE credit: 2.5 total; breakdown tbd
Live Program: $205 Member/ $315 Nonmember

Practitioners have had many concerns about the New York State Power of Attorney Law since its revision in 2009. In response to some of the issues raised, a new law amending several sections of New York’s General Obligations Law became effective August 13, 2010, making the statute and its implementation more user-friendly, although problems still exist. This program will provide an update on the changes that were made to the Power of Attorney Law. Presenters will focus on: updates on revocation, the gift rider, tax aspects of the law, elder law issues, and numerous practical considerations, including requirements for drafting and executing, and the use of out of state and other non-statutory forms, their validity and enforceability.

Program Co-Chairs: Susan Taxin Baer, Law Offices of Susan Taxin Baer; Ronald J. Weiss, Skadden Arps Slate Meagher & Flom LLP

Sponsoring Association Committees: Trusts, Estates and Surrogate’s Court, Alan S. Halperin, Chair; Estate & Gift Taxation, Brit L. Geiger, Chair

ESTATE PLANNING PRIMER

Tuesday, February 1 6-9 p.m.
CLE credit: 3.0 pp
Live Program: $215 Member/$325 Nonmember

Estate planning attorneys are not the only practitioners who need to understand trusts & estates issues. Such issues arise in virtually every matter, from corporate to real estate to matrimonial cases. This program will provide non-estate planning attorneys with a basic understanding of estate planning and insurance issues in order for you to better serve your clients’ needs.

Program Instructor: David J. McCabe, Willkie Farr & Gallagher LLP

To Register, call 212.382.6663, fax 212.869.4451 or visit www.nycbar.org
ESTATE PLANNING

**VR-A “HOW TO” GUIDE TO FIDUCIARY ACCOUNTINGS**

**Thursday, February 24 9-12 pm**

**CLE credit:** 3.0 total: 2.5 pp & 0.5 ethics*; NT

**Video Replay:** $215 Member/$325 Nonmember

A panel of trusts & estates experts will discuss the when, where and how of:

- Preparing accountings for executors, trustees, and guardians
- Settling account judicially and non-judicially (by agreement),
- Calculating executors’ and trustees’ commissions, attorney’s fees
- Making distributions

**Program Co-Chairs:** Douglas Evans, *Sullivan & Cromwell LLP* & Deidre O’Byrne, *Wither Bergman LLP*

**AN INTRODUCTION TO THE PROBATE PROCESS & HOW TO AVOID IT**

**Monday, March 7 6-9 p.m.**

**CLE credit:** 3.0 total: 2. pp & 0.5 ethics

**Live Program:** $215 Member/$325 Nonmember

This program is an introduction to the probate process in NYS and will include a review of the probate process, requirements, forms and pre-mortem preparation. There will also be a brief discussion of probate contests and 1404 depositions. Finally, there will be a review of why and how to avoid the probate process using revocable trusts and other legal entities.

**Program Chair:** Philip J. Michaels, *Fulbright & Jaworski LLP*

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VR-ETHICAL CONSIDERATIONS FOR CORPORATE INVESTIGATIONS: UPDATES 2010

Wednesday, January 5 6-9 p.m.
CLE credit: 3.0 ethics; NT
Video Replay: $255 Member/ $365 Nonmember

This annual updates program will explore current issues and recent developments relating to ethical duties and responsibilities of attorneys and other participants in corporate internal investigations involving public companies. These issues will be discussed from the point of view of counsel for the corporation, investigating counsel and government representatives. The presentation will touch on a broad array of ethical issues, devoting special attention to current developments concerning prosecution and regulatory strategies, conflicts of interests, protection and waiver of the attorney-client privilege, counseling of employee witnesses, and the federalization of ethical obligations imposed on attorneys under the Sarbanes-Oxley legislation of 2002.

Program Chair: Frank H. Wohl, Lankler Siffert & Wohl LLP

ETHICAL ISSUES IN THE PRACTICE OF REAL ESTATE: WHAT EVERY ATTORNEY MUST KNOW WHEN HANDLING A TRANSACTION

Monday, January 10 6-8:45 p.m.
CLE credit: 3.0 ethics
Live Program: $245 Member/$355 Nonmember

A vast majority of attorneys, whether in a small firm or large firm will be involved in a real estate transaction in the course of their practice. There are a great many ethical pitfalls which one may fall into while handling a real estate transaction. Some of these ethical issues are obvious and others are far more difficult to recognize. This updated course will examine in detail day-to-day ethical issues that confront real estate attorneys and the general practitioner. Special emphasis will be made on conflicts of interest, the holding of escrow monies and title issues. This program’s updated content will provide CLE credit to all attendees, even if they attended in the past.

Program Chair: Geoffrey R. Mazel, Hankin & Mazel, PLLC
Sponsoring Association Committee: Cooperative & Condominium Law, Andrew P. Brucker, Chair

“Very well done program. Excellent on technical “traps.””

Jay H. McDowell
ETHICS

ETHICS IN THE ELECTRONIC AGE: BE CAREFUL WHEN USING THAT CELL PHONE, BLACKBERRY, BLOG, SOCIAL NETWORK…

Thursday, January 20 6-8:45 p.m.
CLE credit: 3.0 ethics

Live Program: $255 Member/$365 Nonmember

Using the latest technology to communicate with clients, the court, and the public is often a necessary part of a lawyer's job. But incorrect use of these tools can lead to disaster, particularly when it involves the inadvertent disclosure of a client's confidential information. The stakes are raised even higher when information created, distributed, or stored electronically is subject to discovery. This program will address common mistakes that lawyers make with cell phones, speaker phones, voicemail, e-mail, and wireless handheld devices like BlackBerries. Additionally, using illustrations from a wide variety of matters including commercial, matrimonial, criminal, and family law cases, the program will provide a basic grounding in electronic discovery and address common errors lawyers make in handling matters involving electronically stored information (ESI). Finally, the audience will hear about how the next generation of Internet communications (e.g., blogs and social networks) carry with them even greater risks along with their benefits. This program's updated content will provide CLE credit to all attendees, even if they attended in the past.

Program Chair: Jeremy R. Feinberg, Statewide Special Counsel for Ethics, New York Office of Court Administration & Adjunct Professor, Columbia Law School

THE ETHICS GAME SHOW

Thursday, February 10 6-8 p.m.
CLE credit: 2.0 ethics

Live Program: $225 Member/$335 Nonmember

We know ethics issues can be challenging, but why can't they be fun too? Join us for a highly interactive look at some of the some of the most unusual, yet true, ethics cases from New York and around the country, styled as an “Ethics Game Show.” Match wits with a seasoned panel, and the audience, and see if you can take home one of our exciting prizes including the grand prize (as well as your CLE credits). You're sure to learn a lot too.

Program Chair & Moderator: Jeremy R. Feinberg, Statewide Special Counsel for Ethics, New York Office of Court Administration & Adjunct Professor, Columbia Law School

Sponsoring Association Committees: Professional and Judicial Ethics, Seth M. Schwartz, Chair; & Professional Responsibility, Jeffrey A. Udell, Chair

“Excellent program – interesting dialogue and issues. Highly recommended.”

To Register, call 212.382.6663, fax 212.869.4451 or visit www.nycbar.org
ETHICS

CURRENT LEGAL ETHICAL ISSUES WITH PROFESSOR STEPHEN GILLERS

Wednesday, March 2 6-9 p.m.
Wednesday, April 27 6-9 p.m.
CLE credit: 3.0 ethics

Join us to hear this nationally renowned ethicist and well-regarded speaker address current issues of legal ethics. Programs typically feature eight to nine distinct topics which are chosen close in time to the event to maximize topicality. Some of these pertain to specific areas of law practice including civil and criminal litigation and corporate and transactional work. But issues common to all areas of practice — for example, rules governing fees, conflicts of interest, confidentiality and privilege, unauthorized law practice by lawyers, the no-contact rule, and malpractice and liability to non-clients — are also included. The topics are geared to an audience of diverse interests. Audience questions and comments are encouraged.

These programs will not be taped. You will only have the chance to see them - Live!

Program Instructor: Professor Stephen Gillers, Crystal Eastman Professor of Law, New York University School of Law

"Professor Gillers is Fantastic – I Enjoyed His Program and Discussion of Real World Ethical Issues."

VR-ETHICS, DISCIPLINE & REAL WORLD OBLIGATIONS

Monday, March 21 6-9 p.m.
CLE credit: 3.0 ethics; NT

Video Replay: $255 Member/$365 Nonmember

A premier faculty drawn from the judiciary, the disciplinary bar and law firms will focus on the ethical and disciplinary issues confronting attorneys in everyday practice, including:
- Conflicts of interest arising in corporate and transactional practice
- Corrective disclosures under the New York Rules of Professional Conduct
- Disciplinary consequences for attorney misconduct unrelated to the practice of law
- Avoiding disciplinary complaints

Program Chair: Edward M. Spiro, Morvillo, Abramowitz, Grand, Iason, Anello & Bohrer, P.C.
ETHICS

SELECTED ETHICS ISSUES IN MEDIATION & SETTLEMENT NEGOTIATIONS

Tuesday, April 5 9-12 p.m.
CLE credit: 3.0 ethics

Live Program: $245 Member/$355 Nonmember

This program will catalog and address a number of ethics issues that can arise in mediation and settlement negotiations. With a specific focus on confidentiality, conflicts of interest and related issues, the program will discuss ethics questions from the point of view of the mediator, the outside lawyer, and even the client. The program will close with a brief discussion about how to research ethics issues and how to get help from an ethics committee of lawyers, or mediators, when needed.

Program Chair and Moderator: Jeremy R. Feinberg, Statewide Special Counsel for Ethics, New York Office of Court Administration & Adjunct Professor, Columbia Law School

Sponsoring Association Committees: Alternative Dispute Resolution, Peter H. Woodin, Chair; Professional and Judicial Ethics, Seth M. Schwartz, Chair; & Professional Responsibility, Jeffrey A. Udell, Chair

"Fantastic program and great job focusing on new issues."

CROSSING THE LINE: WHEN SHARP TRIAL PRACTICE BECOMES UNETHICAL

Thursday, April 7 6-9 p.m.
CLE credit: 3.0 ethics

Live Program: $225 Member/$335 Nonmember

An entertaining scenario will be acted out by panel members who will engage each other and the audience in a lively discussion of ethics and professionalism. Each segment will raise questions as to how far an attorney can push the envelope from a standpoint of acceptable practice while remaining within ethical boundaries. Attorneys of all levels of experience will find this program interesting and enlightening as ethical issues in the litigation context are explored.

Topics that will be addressed include preparation for and conduct of depositions, expert discovery, settlement and post-settlement matters. The panel will consist of a Supreme Court Judge, an attorney who regularly defends practitioners against disciplinary infractions, a law school professor of ethics, and attorneys involved in litigation. This program is suitable for attorneys involved in litigation; although the scenario is premised upon a medical malpractice case, the principles discussed are equally applicable to other fields of litigation such as personal injury, premises liability, construction cases or automobile cases. We look forward to your participation in what will undoubtedly be an evening of interest and learning.

Program Chair: Patricia A. Luca, Platzer Luca & Pearl, LLP

Sponsoring Association Committee: Medical Malpractice, John P. Lo Presti, Jr., Chair

To Register, call 212.382.6663, fax 212.869.4451 or visit www.nycbar.org
ETHICS

CURRENT ETHICAL ISSUES FOR IN-HOUSE COUNSEL & THOSE WHO ADVISE THEM

Tuesday, May 24 6-9 p.m.
CLE credit: 3.0 ethics
Live Program: $255 Member/$365 Nonmember

This ethics program is designed especially for in-house counsel and outside counsel advising their in-house clients. Using a stimulating hypothetical based on real-life experience, a panel of experts will review a variety of important professional responsibility issues that affect corporate counsel on a daily basis. Topics to be discussed include:
Understanding the “Corporate Miranda” warnings
Special problems representing employees in internal investigations
Corporate obligations toward employees during internal investigations
Risks of waiver of the attorney-client privilege
Gathering information, and new developments in the “no-contact” rule


ETHICS IN EMPLOYMENT LAW

Wednesday, June 1 8:30-10 a.m.
CLE credit: 1.5 ethics
Live Program: $215 Member/$325 Nonmember

In the constantly evolving area of employment law, practitioners routinely face a number of ethical questions. This interactive seminar will address some of the ethical issues that can arise in employment litigation and internal investigations. Through the use of several hypotheticals, a panel of experts will examine a number of issues, including those related to class actions, surveillance and investigations, and confidentiality and settlement agreements.

Program Chair: Elana Krieger, Vice President/Counsel, Employment, Compensation & Benefits, Viacom Inc.

Sponsoring Association Committee: Labor & Employment, Katherine H. Parker, Chair

To Register,
call 212.382.6663,
fax 212.869.4451
or
visit www.nycbar.org
ETHICS

♦ CURRENT ETHICAL ISSUES IN THE PRACTICE OF SECURITIES LAW

Thursday, June 16 9-11 a.m.
CLE credit: 2.0 ethics
Live Program: $245 Member/$355 Nonmember

This program will address ethical and legal issues that corporate and outside counsel face in advising corporations, directors and officers, handling shareholder and derivative suits, and responding to government investigations. The program will present a scenario involving the discovery of possible accounting irregularities at a public company in which panelists will role play various parts, including that of corporate counsel, outside counsel, auditor's counsel, and SEC counsel. Topics will include attorney-client privilege when representing a corporate entity, multiple representations, issues regarding internal investigations, responses to client misconduct, issues dealing with outside auditors, and the impact of the Sarbanes-Oxley legislation. This program's updated content will entitle attendees to CLE credit if they attended the 2009 program.

Program Chair: Daniel J. Kramer, Paul, Weiss, Rifkind, Wharton & Garrison LLP

ETHICS FOR THE ENTERTAINMENT LAWYER

Wednesday, June 22 6-9 p.m.
CLE credit: 3.0 ethics
Live Program: $245 Member/$355 Nonmember

This program will focus on the ethical issues faced by entertainment lawyers handling transactional or litigation matters in music, film and television. An expert faculty will discuss ethical concerns arising during various stages of a representation, including business development, scope of representation, fee arrangements and managing conflicts of interest. Hypothetical fact situations will be utilized. For practicing lawyers, the program will provide an update on current practices; for newly admitted lawyers, the program will provide the necessary ethical ground rules.

Program Chair: Philippa Loengard, Lecturer-in-Law & Assistant Director, Kernochan Center for Law Media & the Arts, Columbia Law School

Sponsoring Association Committee: Entertainment Law, Toby M.J. Butterfield, Chair

PROFESSIONAL RESPONSIBILITIES OF THE LAWYER WHO VOLUNTEERS FOR CHARITIES

Monday, June 27 6-7:30 p.m.
CLE credit: 1.5 ethics
Live Program: $195 Member/$305 Nonmember

This 1.5-hour ethics program will explore when the personal volunteer activities of lawyers intersect with their professional responsibility as lawyers. The ABA model rules of professional conduct are discussed in the context of scenarios involving a lawyer passionate about his/her volunteer activities. The ABA model rules which will be discussed include Client/Lawyer Relationships in the context of: Safekeeping Property; Declining or Terminating Representation; Confidentiality of Information; Conflict of Interest; Expediting Litigation; Direct Contact with Prospective Clients and more.

Program Chair: Martha L. Golar, Port Authority of New York & New Jersey

Sponsoring Association Committee: Legal Issues Pertaining to Animals, Martha L. Golar, Chair
FAMILY/MATRIMONIAL

NAVIGATING UNCONTESTED DIVORCES WITH THE NEW NO FAULT GROUNDS: CAVEAT ADVOCATUS

Wednesday, January 19 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $195 Member/$305 Nonmember

A Judicial Hearing Officer who has ruled on countless uncontested divorces and an experienced matrimonial attorney will take the practitioner step-by-step through the documents necessary to file uncontested divorces. This guidance is particularly relevant now, because of the enactment of the new No Fault grounds and a new section regarding termination of health insurance coverage. The official forms for Uncontested Divorces as well as the new forms reflecting the statutory changes will be distributed.

Program Co-Instructors: Myrna Felder, Law Offices of Myrna Felder & Honorable Steven E. Liebman, Special Referee, New York County

Sponsoring Association Committee: Matrimonial Law, Susan L. Bender Chair

ENFORCING MONEY & OTHER JUDGMENTS IN MATRIMONIAL CASES

Tuesday, March 15 6-8:30 p.m.
CLE credit: 2.5 credits total: breakdown tbd
Live Program: $195 Member/$305 Nonmember

This program will address enforcement of court orders in a matrimonial action including getting both your client and yourself paid; how to enter a money judgment and then how to collect on it; we will also discuss the steps necessary to make out a finding of contempt including the procedure to obtain information necessary to enforce a judgment, restraining notices, income executions and levy’s against real and personal property.

Program Chair: Judith White, Ira E. Garr PC

Sponsoring Association Committee: Matrimonial Law, Susan L. Bender, Chair

To Register,
call 212.382.6663,
fax 212.869.4451
or
visit www.nycbar.org
HEALTH CARE

THE IMPACT OF HEALTH CARE REFORM ON EMPLOYERS & EMPLOYEES IN 2011: A GUIDE FOR THE PRACTITIONER

Wednesday, January 12 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd

Live Program: $225 Member/ $335 Nonmember

Understanding the implications of the Affordable Care Act of 2010 (the Act) can be challenging for both employers and employees. This program is designed to assist in-house counsel and representatives for employers and employees in answering questions concerning employer and employee health care rights and responsibilities in the wake of the Act. The program will review provisions of the Act, provide practical suggestions for complying with the law, answer common questions of employers and employees concerning health care reform, and address emerging and hot topics such as compliance with Section 105(h).

Program Co-Chairs: Ken Laverriere, Shearman & Sterling & Rebecca J. Osborne, Vladeck Waldman Elias & Englehard PC

Sponsoring Association Committees: Labor and Employment Law, Katherine Huth Parker, Chair; Employee Benefits and Executive Compensation, Matthew L. Eilenberg, Chair

OFF-LABEL MARKETING OF DRUGS & DEVICES: RECENT ENFORCEMENT EFFORTS, HOT TOPICS & MORE

Friday, January 21 9-12 p.m.
CLE credit: 3.0 total: breakdown tbd

Live Program: $225 Member/$335 Nonmember

In the last several years the U.S. Department of Justice, the Food and Drug Administration (FDA), and other federal and state agencies have aggressively pursued both criminal and civil cases against drug and device manufacturers engaged in the promotion of their products for uses not approved by the FDA. Since 2007 alone, cases involving the off-label promotion of drugs and devices have resulted in criminal and civil settlements totaling more than $6 billion, and the cases have involved several of the largest pharmaceutical and device companies in the world. This program will provide an overview of recent developments relating to the government's enforcement efforts against off-label promotion. A distinguished faculty from the government and the defense bar will discuss the types of off-label marketing that have been detected in recent government investigations, the defenses that may be available, the increased prospect of strict liability misdemeanor prosecutions of corporate executives, and the exclusion of executives from participation in federal health care programs. This program is intended for in-house counsel and outside counsel, members of the white collar criminal defense bar, and all other attorneys who are interested in learning more about the pursuit and defense of cases involving off-label promotion.

Program Chair: Robert M. Radick, Morvillo, Abramowitz, Grand, Iason, Anello & Bohrer, PC

Sponsoring Association Committee: Health Law, Samuel J. Servello, Chair
IMMIGRATION LAW IN THE WORKPLACE: THE CURRENT COMPLIANCE LANDSCAPE

Thursday, January 13 6-8:15 p.m.
CLE credit: 2.5 pp
Live Program: $215 Member*/$325 Nonmember

*The member rate applies to NYCB & AILA members, co-sponsoring & cooperating organization members.

Complying with immigration law has become increasingly complicated for companies and as the government ratchets up enforcement efforts employers need to be prepared. This program will discuss the current compliance landscape and government enforcement strategies. Topics to be addressed will include:

- The essential requirements for effective immigration compliance
- How to build a sufficient corporate compliance program
- How to minimize the impact of an audit
- How to prepare and defend the employer during an audit
- How to negotiate an optimum result

Program Chair: Michael D. Patrick, Fragomen, Del Rey, Bernsen & Loewy, LLP
Co-Sponsored with: AILA

VR-PADILLA v. KENTUCKY: IMMIGRATION CONSEQUENCES OF CRIMINAL CONVICTIONS

Wednesday, February 23 6-9pm
CLE credit: 3.0 credits total: breakdown tbd*
Video Replay: $185 Member/ $295 Nonmember

The program is expected to explore central aspects of the Padilla v. Kentucky decision including the scope of the duty to advise the defendant concerning the immigration consequences of taking a plea. The program will offer practical guidance to criminal defense counsel concerned with providing a proper advisal. The immigration consequences of certain criminal convictions will be analyzed, and the impact of Nijhawan v. Holder on the categorical analysis will be included in the discussion.

Program Chair: Mark Von Sternberg, Senior Attorney, Catholic Charities Community Services

To Register,
call 212.382.6663,
fax 212.869.4451
or
visit www.nycbar.org
IMMIGRATION

PRACTICE BEFORE THE IMMIGRATION COURT IN REMOVAL CASES: A STEP-BY-STEP GUIDE

Thursday, May 5 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $185 Member*/$295 Nonmember

The focus of the CLE will be the conduct of a removal case before an immigration judge from the pleading stage through final decision. The panel will explore such questions as responding to the charging document, establishing eligibility for relief, the introduction of evidence, the credibility of witnesses, and organizing the case. The remedies of asylum and refugee status will be looked to as the principal organizing vehicle for the training.

Issues which the panel will treat at length will include: special questions relative to motions to reopen; establishing adjudicative and legislative facts; dealing with inconsistencies whether internal or external; deciding what parts of the claim require corroboration; dealing with chain of custody issues; ethical obligations of the practitioner when a document is being supplied from overseas; deciding when original documents must be tendered; striking the right balance between detail and concision when preparing the claimant’s affidavit; dealing with conflicts in background materials; questions relating to the use of experts; introducing documents into the record; general issues relating to the conduct of direct, cross, and redirect examination.

The panel will develop the views of practitioners and of USICE counsel on these questions, while offering at the same time a judicial approach to resolving them.

Program Chair: Mark R. Von Sternberg, Senior Attorney, Catholic Charities Community Services

Sponsoring Association Committee: Immigration, Mark R. Von Sternberg, Chair

Co-sponsored with: AILA

*NYCBAR/AILA

INSURANCE

MITIGATING CROSS BORDER RISKS: CREDIT & POLITICAL RISK INSURANCE

Tuesday, February 15 8:30-11:30 a.m.
CLE credit: 2.5 total: breakdown tbd
Live Program: $205 Member/$315 Nonmember

Credit and political risk insurance is a valuable tool to mitigate risks of cross-border trade transactions. This program is designed for a wide range of professionals, including attorneys and in-house counsel for banks and corporations engaged in cross-border trade as well as insurance professionals. The program will provide an overview of credit and political risk insurance products. The distinguished panel made up of lawyers and underwriters will also focus on policy structure, regulatory issues and claims.

Program Chair: Harpreet Mann, Corporate Counsel for Credit & Surety, QBE Americas

Sponsoring Association Committees: Insurance Law, Brian A. Smith, Chair & International Trade, Helena D. Sullivan, Chair
INSURANCE

PROFESSIONAL LIABILITY & LEGAL ETHICS: PREVENTING, DEFENDING & OBTAINING INSURANCE FOR CLAIMS AGAINST LAW FIRMS

Tuesday, March 1 9-11 a.m.

CLE credit: 2.0 total: 1.0 pp & 1.0 ethics

Live Program: $195 Member/$305 Nonmember

This program will address legal ethics violations and other issues that result in claims against firms. At this program, a panel of experts will explore: risk management strategies to prevent claims, how to defend the law firm while complying with ethical duties to the firm’s clients, how to obtain insurance coverage for legal malpractice claims, and how to coordinate the defense and insurance strategies.

Program Chair: Stephen A. Weisbrod, Gilbert LLP

Sponsoring Association Committee: Insurance Law, Brian A. Smith, Chair

CURRENT ISSUES IN INSURANCE REGULATION 2011

Friday, April 8 8:30-1 p.m.

CLE credit: breakdown tbd

Live Program: $225 Member*/$335 Nonmember

The 21st annual program on Insurance Regulation features regional and national leaders exploring topical issues of importance to the insurance industry, with opportunities for questions and interaction with the faculty. In this slowly recovering financial environment, the program will include discussions on the various “crises” facing insurers, policyholders, regulators and what impact federal legislative initiatives have on the insurance industry, and so much more. As always, the program will feature our Commissioners’ Roundtable addressing, state, national and global insurance issues, regulators and consumers.

Program Co-Chairs: Roger M. Moak, Certified Arbitrator & Francine L. Semaya, Legal Consultant

Co-Sponsored with: ABA/TIPS Insurance Regulation Committee and the Insurance Federation of New York, Inc. (IFNY).

Sponsoring Association Committee: Insurance Law, Brian A. Smith, Chair

*NYCB/IFNY/ABA/TIPS

To Register,
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CURRENT ISSUES IN D&O LIABILITY & INSURANCE 2011

Thursday, June 9 9-1 p.m.
CLE credit: 4.0 pp

Live Program: $235 Member*/$345 Nonmember

Throughout the past decade, directors and officers of corporations have faced constantly increasing liability. First, the burst of the “dot com” bubble, then the calamities of Enron and Worldcom, closely followed by the “IPO laddering” and “options backdating” cases. Next we had the sub-prime mortgage and credit crisis, and the resulting worldwide recession, followed by the collapse of the Madoff ponzi scheme. Venerable financial services companies have been shuttered, merged into more stable institutions, and/or taken “TARP” money in order to survive. Hundreds of securities lawsuits are pending in the U.S. against corporate directors and officers as a result of these highly publicized situations. Only recently have we begun to see any trends in terms of dismissals, settlements and the development of case precedent on certain key issues related to liability and damages. But it is clear that the financial wherewithal of corporations, and their directors, officers, employees, investors and creditors continue to be at risk. Directors and officers, and corporate liability, insurance products address these exposures and are a key component of any corporation’s risk management plan. Our panel of professionals will provide their insights on present and future exposures facing directors and officers, the D&O marketplace, recent legal developments and the impact of coverage defenses on claim resolution. Topics to be discussed include:

- D & O Liability Exposures and Coverages
- Sub-Prime and Credit Crisis Litigation and Resolution
- FDIC & Private Investor Suits Against Failed Bank D & O’s
- Soft Insurance Market Despite Potential Tower Losses


Sponsoring Association Committee: Insurance Law, Brian Smith, Chair

Co-Sponsored with: The Insurance Federation of New York, Inc. (IFNY).

* (NYCB, IFNY)
INTELLECTUAL PROPERTY/INTERNET

COPYRIGHT IN THE 21ST CENTURY: COPYRIGHT BASICS FOR NEW PRACTITIONERS & EXPERIENCED LAWYERS

Thursday, March 10 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $215 Member/$325 Nonmember

This program will cover the basics of copyright law with a special eye toward the development of copyright in the age of the Internet and the way that the fundamental concepts are evolving to meet new technologies and new economics. Attendees will learn about the nature, scope and durations of copyright protection; different kinds of copyrighted works; ownership and transfer; and the litigation process, including the standard for infringement, the availability of injunctive and monetary recovery, and the various defenses, including fair use and parody; the statutory protections given to websites under the Digital Millennium Copyright Act; and the special issues caused by user generated content and other new forms of publishing, such as the shifts in the public perception of copyright in the digital age. Whether you are a newly admitted lawyer or an experienced practitioner facing new kinds of problems, this program is designed to give you a head start in understanding copyright law.

Program Chair: Edward H. Rosenthal, Frankfurt Kurnit Klein & Selz PC

Sponsoring Association Committee: Copyright & Literary Property Committee, Barry Werbin, Chair

PROTECTING IP IN CONTRACTS WITH THE U.S. GOVERNMENT: THE MINOTAUR IN THE REGULATORY MAZE

Tuesday, May 10 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $215 Member/$325 Nonmember

When commercial companies start to contract with the U.S. Government, they often are unfamiliar with the standardized clauses that prime contracts and subcontracts contain as required by the applicable Federal Acquisition Regulations (FAR) and some of the agency-specific regulations, such as the Defense Federal Acquisition Regulations Supplement (DFARS). As a result, such companies are often unaware of the substantial risks to their intellectual property that may arise under FAR and DFARS contract clauses that address the rights that the U.S. Government may obtain in a prime and subcontractor's patents, copyrighted works, and proprietary technical data. This program will discuss the significance of the major FAR and DFARS contract clauses that appear in contracts awarded by the U.S. Government and that may create risks to a contractor's intellectual property, and will then review the IP decisions that a contractor faces when it enters into a U.S. Government contract and the obligations that it incurs that can affect the extent to which it may retain rights in its IP or relinquish some of them to the U.S. Government. The program will draw examples from three industries that receive substantial Government contracts: computer software/IT, health care and defense/aerospace. The program will enable participants to recognize the IP risks that a client may face when they enter into U.S. Government contracts and demonstrate best practice strategies that government contractors may use in order to avert or minimize those risks. The program will also consider the implications of the currently proposed revision of the DFARS sections on intellectual property (the first major revision since 1995) and the issues raised by the U.S. Supreme Court's October 2010 grant of certiorari in Stanford v. Roche.


Sponsoring Association Committees: Copyright & Literary Property, Barry Werbin, Chair; Information Technology Law, Susan Linda Ross, Chair & Patents, Janet B. Linn, Chair

To Register, call 212.382.6663, fax 212.869.4451 or visit www.nycbar.org
LAWYERING IN THE FASHION INDUSTRY: A PRACTICAL GUIDE TO LICENSING, TRADEMARK PROTECTION & OTHER INDUSTRY ISSUES

Tuesday, June 7 9-12:30 p.m.
CLE credit: 3.5 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

To bring value when dealing with their clients’ most pressing issues, fashion industry lawyers draw on a variety of disciplines, including intellectual property, contracts, international trade, and litigation. At this seminar an experienced panel will provide participants with practical insights on how to: structure successful license deals; navigate license disputes; win the fight against counterfeiters; litigate trademark actions; understand the ins and outs of customs, import and related regimes; and implement and administer human rights compliance programs. This program is intended for those who have clients in the fashion industry, those who practice intellectual property law, business executives in the fashion industry and both lawyers and business executives who handle licensing agreements.

Program Chair: Kenneth P. Kopelman, Kramer Levin Naftalis & Frankel LLP

INTERNATIONAL

SOVEREIGN IMMUNITY: RECENT DEVELOPMENTS & GLOBAL PERSPECTIVES

Tuesday, April 5 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $205 Member/$315 Nonmember

State immunity is one of the foundations of international law. The recent decision in Samantar v. Yousef marked the most significant change in U.S. law governing state immunity since the Foreign Sovereign Immunities Act was adopted in 1976; the doctrine is undergoing changes in other nations as well. The program will address developments in the law of immunity around the world, and provide an update on efforts to develop a model law of state immunity.

Program Co-Chairs: Ulyana Bardyn & James Berger, Paul Hastings Janofsky & Walker LLP

Sponsoring Association Committee: International Law, Professor Arthur W. Rovine

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LABOR & EMPLOYMENT

MAKING YOUR CASE: THE EFFECTIVE USE OF EXPERT WITNESSES IN EMPLOYMENT LITIGATION

Wednesday, March 16 6-8 p.m.
CLE credit: 2.0 pp

Live Program: $195 Member/$305 Nonmember

The use of expert witnesses in employment litigation can be critical to the outcome of a case. At this program, a panel of experienced employment lawyers from both the management and plaintiff sides of the employment bar will offer their perspectives. The panel will also feature prominent psychological and economic expert witnesses. In addition, a former chief judge of the Southern District of New York will provide a judge’s perspective on the effective use of expert witnesses in employment litigation.

Program Chair: Danitra T. Spencer, Weil, Gotshal & Manges LLP

Sponsoring Association Committee: Labor and Employment, Katharine H. Parker, Chair

TERMINATION OF AN EMPLOYEE: AVOIDING LITIGATION

Thursday, March 31 6-9 p.m.
CLE credit: 3.0 pp

Live Program: $225 Member/$335 Nonmember

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

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

Program Chair: Lloyd B. Chinn, Proskauer

To Register,
call 212.382.6663,
fax 212.869.4451
or
visit www.nycbar.org
LABOR & EMPLOYMENT

GETTING UP TO SPEED ON THE NATIONAL LABOR RELATIONS ACT
Thursday, April 14 6-8 p.m.
CLE credit: 2.0 credits total: breakdown tbd
Live Program: $195 Member/$305 Nonmember

The National Labor Relations Act (NLRA) governs labor-management relations in the private sector and extends certain rights to collective action among employees, whether unionized or not. The NLRA can overlap Title 7 and other anti discrimination statutes through the grievance arbitration clauses common to collective bargaining agreements, in some cases requiring the arbitration of discrimination claims. This program is designed to provide a basic understanding of the law but also to illuminate the status of the law and the processes employed by the National Labor Relations Board (NLRB). It will be presented through a panel composed of senior representatives of the New York City Regional Office of the NLRB and representatives of the union and management bars. The panel discussion will include:
- A brief primer on the NLRA
- The NLRB's approach to electronic media issues
- The NLRB's treatment of who qualifies as a first line supervisor excluded from the protections of the NLRA
- The NLRB's renewed emphasis on use of injunctive relief in union organizing situations
- A review of significant recent NLRB decisions
- The NLRB's analysis of who may be an independent contractor and therefore not an employee under the NLRA

Program Chair: Richard S. Meyer, Blank Rome, LLP

Sponsoring Association Committee: Labor & Employment Law, Katherine H. Parker, Chair

THE EEO CASE: A COMPARATIVE STUDY OF PROCEDURES, REMEDIES, & TRIBUNALS THROUGH THE LENS OF AN EEO CASE AS HANDLED BY FEDERAL, STATE, & CITY ADMINISTRATIVE AGENCIES
Thursday, May 3 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

This course will study how the U.S. Equal Opportunity Commission, the New York State Division of Human Rights, and the New York City Commission on Human Rights handle similar cases brought before them. Filing procedures, motion practice, remedial schemes, rules of practice, burdens of proof and rules of evidence will be explored.

Program Co-Chairs: Sherry M. Cohen, Chief Prosecutor, NYC Taxi & Limousine Commission, Mark H. Leeds, Special Senior Counsel, NYC Environmental Control Board and Esta R. Bigler

Sponsoring Association Committees: Administrative Law, Adrienne M. Ward, Chair; Civil Rights, Brian J. Kreiswirth, Chair & Labor & Employment Law, Katharine Huth Parker, Chair

To Register, call 212.382.6663, fax 212.869.4451 or visit www.nycbar.org
LABOR & EMPLOYMENT

THE NEW WHISTLEBLOWER EMPLOYEE PROTECTIONS OF THE DODD-FRANK ACT

Monday, May 16 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

The Dodd-Frank Wall Street Reform and Consumer Protection Act dramatically alters financial regulation in many areas, including by creating expansive new employee whistleblower protections. A panel of experienced employment lawyers will review the most critical features of the Act and the rules promulgated thereunder; analyze how the Act changes the landscape of federal whistleblower law and discuss the challenge of compliance and litigation avoidance. The program is a must for in-house lawyers in the financial services industry and employment law practitioners.

Program Chair: Jyotin Hamid, Debevoise & Plimpton
Sponsoring Association Committee: Labor & Employment, Katherine H. Parker, Chair

PRIVACY ISSUES IN THE WORKPLACE: SOCIAL NETWORKING, DATA SECURITY & MORE

Monday, June 13 6-8 p.m.
CLE credit: 2.0 total: breakdown tbd
Live Program: $195 Member/$305 Nonmember

Social networking and data security issues have created a morass of legal and human resources issues for clients. This program will explore current issues that are impacting both employers and employees including: an employer’s right to monitor and access electronic communications of employees, data breach response, regulation of “off-duty” conduct and related ethics issues. This program will review the impact of decisions such as Quon v. Arch Wireless and Stengart v. Lovingcare.

Who should attend? Federal and state practitioners, human resources executives, employees and others who are interested in these emerging privacy issues that are impacting the workplace.

Program Chair: Martin W. Aron, Edwards Angell Palmer & Dodge LLP
Co-Sponsoring Association Committee: Labor & Employment Law, Katharine H. Parker, Chair

To Register, call 212.382.6663, fax 212.869.4451 or visit www.nycbar.org
LABOR & EMPLOYMENT

**VR-EXECUTIVE PAY: KENNETH FEINBERG & LEADING PRACTITIONERS ADDRESS LESSONS LEARNED FROM THE PAST & BEST PRACTICES FOR THE FUTURE**

Friday, June 24 9-11 a.m.
CLE credit: 2.0 pp; NT

Video Replay: $195 member/$305 Nonmember

Kenneth Feinberg, the Obama Administration's Pay Czar, will be the keynote speaker at this year’s program. Mr. Feinberg will provide his singular perspective on the lessons learned about executive pay practices and discuss the reasoning behind and impact of his most significant decisions and recommendations as Special Master for Compensation of the U.S. Treasury Department. A panel of leading private practitioners will join Mr. Feinberg to assess the impact that his compensation decisions have had on firms receiving TARP funds, as well as in other industrial sectors. They will also discuss the impact that Congressional oversight, shareholder activism, and globalization may have on executive pay generally. The panel will address the trickle down effect of Mr. Feinberg's decisions and recommendations, and the best practices and emerging trends in the development of individual compensation agreements and the design of company wide pay practices.

**Program Chair:** Robert Kraus, *Kraus & Zuchlewski LLP*

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**To Register,**
call 212.382.6663,
fax 212.869.4451
or
visit www.nycbar.org
LAW PRACTICE MANAGEMENT

1ST ANNUAL IN-HOUSE/OUTSIDE COUNSEL SERIES: REACHING COMMON GROUND

First Program of the Series The ACC Value Challenge – Transparency in Client Relationship Management

Wednesday, January 19 8:30-11:30 am

CLE credit: 3.0 total: breakdown tbd.

Live Program: Special Pricing for this Kickoff program:
- In-House Counsel: Complimentary
- $40 Member/$70 Nonmember

In-house counsel, individual clients, along with the Association of Corporate Counsel is leading the call for fundamental change in the delivery of legal services. There is no question that this is the loudest call yet. This is the first program in a series giving attorneys in law firms the information they need to forge effective client relationships.

With globalization, cloud computing and the condition of the economy, companies are reducing their budgets for legal work; in-house counsel are reforming their management approaches and many are demanding that work be focused on value; finding solutions that work for all sides.

Through an open dialogue, this program will help you determine what you need to do to strategically position your practice in the new paradigm that clients, including corporate counsel are creating and expecting.

The faculty will review the progressive programming now underway at the Association of Corporate Counsel and ways to improve the productivity and efficiencies of delivering legal services. This program will be an overview of the ACC Value Challenge and the elements of the ACC Value Index.

Subsequently, the series of programs will detail the what, why and how of:
- The new metrics of the corporate legal department; project and process management in law firms—what is really happening and what this means for your practice; “mirror image” project management to align with the client; the ethical implications of a more streamlined approach to legal service; what parts of your practice will be impacted by the new client standards?
- If you are interested in being at the forefront of the new demands of clients and meeting their new guidelines and standards this program is a must.

Program Co-Chairs: Carol Schiro Greenwald, Professional Services Marketing Consultant; Nancy Lasersohn, Business Development and Reputation Building for Law and Professional Services Firms & Aileen Leventon, QLexConsulting
LAW PRACTICE MANAGEMENT

**DYNAMIC CLIENT MEETINGS WITH JAY SULLIVAN**

Tuesday, January 25, 9-12:30 p.m.

CLE credit: 3.5 total: breakdown tbd

Live Program: $225 Member/$335 Nonmember

Every client interaction is an opportunity to gain the client's faith or lose the business. Successful client service professionals understand the importance of putting their client first and focusing every meeting on addressing their client's needs. This seminar prepares client service team members to plan and participate in meetings that will strengthen client relationships. Using real-life scenarios, participants will engage in role-plays and work on their client meeting skills. You will acquire skills through group exercises and intensive coaching.

Participants completing this course will be able to:

- Present information clearly
- Create a clear agenda in advance for more productive meetings
- Understand communication styles (theirs and their client’s)
- Improve their listening skills and enhance how they probe for information

**Program Instructor:** Jay Sullivan, Managing Partner, Exec-Comm LLC

This program will not be taped. You will only have the chance to see it - Live!

**HEROIC CONVERSATIONS: THE KEY TO ORGANIZATIONAL SUCCESS**

Monday, February 28, 6-8:30 p.m.

CLE credit: 2.5 pp

Live Program: $215 Member/$325 Nonmember

To maintain a successful practice, lawyers need to know how to manage the conflicts that naturally occur in the workplace. The Heroic Conversations technique will help you streamline the negotiations process and improve your ability to produce results through others. The steps of the technique, introduced and utilized in this highly interactive session, can open the door to greater productivity and fulfillment in any relationship, professional or personal.

**Program Co-Instructors:** Adam Vane, Principal, Paragon Global Consulting & Paula Anderson, Shearman & Sterling LLP

Adam's course in “Heroic Conversations” really impacted my life in a positive way. This course is not just about management, but about life, ideology and psychology and Adam delivered some extremely powerful tools. My first day back at work as a Director of two core facilities, I had already to resolve, yet again, a complex conflict, and using some of the tools he demonstrated, it went well. I would strongly recommend Adam as a trainer and coach.

Andreas Holzenburg, Director and Professor
Texas A & M University

To Register, call 212.382.6663, fax 212.869.4451 or visit www.nycbar.org
TAKING YOUR FIRM TO THE NEXT LEVEL: GROWTH & EXPANSION

Tuesday March 22 6-9 p.m.

CLE credit: 3.0 total: breakdown tbd

Live Program: $195 Member/ $305 Nonmember

At some point in their career, every solo practitioner will be faced with the opportunity to grow their firm, whether it be by adding partners, of counsel, or simply employees. With each of these steps, however, there are specific issues that need to be addressed. What kind of agreement should the partners enter into? What are permissible of counsel relationships? And what are the tax and legal ramifications of hiring employees?

Moving beyond the stages of starting a firm, this program will examine some of the unique challenges of law firm growth. Among the topics to be discussed are:

- Tips & strategies for billing and collections;
- Overview of common partnership and of counsel agreement language;
- The advantages and disadvantages of hiring staff;
- Tax and ethical considerations.

These issues and more will be discussed in a CLE session by panelists who have their own solo or small firm practices. Come learn, network, get useful ideas, and CLE credits.

Program Chair: Olivera Medenica, Wahab & Medenica LLC

Sponsoring Association Committee: Small Law firm, Olivera Medenica, Chair

BRIEFWRITING 101

Tuesday, June 21 6-8 p.m.

CLE credit: 2.0 total: breakdown tbd

Live Program: $195 Member/$305 Nonmember

Your filing deadline is approaching — What do you do? This seminar presents, in step-by-step fashion, tried and true tips for researching and drafting a professional-quality brief. Plus: tricks for reducing page-count and word-count, which alone are worth the price of admission.

Program Chair: Frederick A. Brodie, Pillsbury Winthrop Shaw Pittman LLP
LEGAL WRITING

REAL WORLD DOCUMENT DRAFTING®: DRAFTING INDEMNIFICATION & HOLD HARMLESS PROVISIONS WITH MARVIN GARFINKEL

Thursday, March 17 9-11:45 p.m.
CLE credit: 1.5 total: breakdown tbd

Live Program: $195 Member/$305 Nonmember

Attend both this program and Real World Document Drafting®: Drafting Confidentiality Provisions & Non-Disclosure Agreements and receive a $50 discount

Indemnification and other hold harmless provisions are often used in a variety of documents, including agreements for sale, leases, merger and acquisition agreements, employment agreements, license and product distribution agreements, securities and banking industry documents, and construction-related documents. Although indemnification provisions are standard language in many contracts, these provisions are not as boilerplate as they may seem.

To protect their clients, transactional lawyers must understand the complexity of indemnification terms and know how to use them.

This in-depth, practical program analyzes the language commonly used in indemnification and other hold harmless provisions, describes how they have been interpreted by trial courts in various jurisdictions, offers concrete and practical drafting strategies and, most importantly, shows you how you can use them to protect your client's interests.

Program Instructor: Marvin Garfinkel, Drinker Biddle & Reath LLP

Co-Sponsored with: ALI-ABA

This program will not be taped. You only have one chance to see it – Live!

This program has been approved for MCLE credit in other MCLE jurisdictions. Credit breakdowns for other jurisdictions will be available at the program.

To Register,
call 212.382.6663,
fax 212.869.4451
or
visit www.nycbar.org
LEGAL WRITING

REAL WORLD DOCUMENT DRAFTING®: DRAFTING CONFIDENTIALITY PROVISIONS & NON-DISCLOSURE AGREEMENTS WITH MARVIN GARFINKEL

Thursday, March 17 1:30-3:45 p.m.
CLE credit: 2.5 total: breakdown tbd

Live Program: $195 Member/$305 Nonmember

Attend both this program and Real World Document Drafting®: Drafting Indemnification & Hold Harmless Provisions and receive a $50 discount

If you reveal your secrets to the wind, you should not blame the wind for revealing them to the trees.
— Kahlil Gibran

In today’s competitive business environment, confidentiality provisions are essential terms in many common contracts, including employment, licensing, merger and acquisition, partnership, and sales and service agreements. These critical, but often overlooked, provisions can appear either as the primary provision of a stand-alone agreement or as a boilerplate clause within a document.

Attorneys who draft or fail to correct problematic confidentiality provisions may expose their clients’ confidential information to the dangers of public disclosure and incur unnecessary and often disabling restrictions and lost opportunities.

This practical program will show you how to draft effective and enforceable confidentiality provisions, as well as how to prepare and review stand-alone non-disclosure agreements.

Relevant issues and alternative language used in confidentiality agreements will be considered against the background of applicable cases and statutes.

Program Instructor: Marvin Garfinkel, Drinker Biddle & Reath LLP

Co-Sponsored with: ALI-ABA

This program will not be taped. You only have one chance to see it – Live!

This program has been approved for MCLE credit in other MCLE jurisdictions. Credit breakdowns for other jurisdictions will be available at the program.

THE ART & SCIENCE OF PERSUASIVE COMMUNICATION

Tuesday, March 29 9-12 p.m.

CLE credit: 3.0 total: breakdown tbd

Live Program: $225 Member/$325 Nonmember

During this workshop, participants will learn key strategies and tactics that lead to persuasive business writing and presenting. Topics include, but are not limited to: how to persuade any audience; writing emails that get results; how to lead and control a conversation; structuring your message for impact; constructing your personal pitch, relaxation techniques for public speaking; leveraging slides and A/V materials; how to tell a compelling story & building business relationships that last.

Program Chair: Marc Dorfman, Business Communication Strategist
LITIGATION

LITIGATION 101: PRACTICES & PROCEDURES EXPLAINED & DEMYSTIFIED

Wednesday, January 26 6-9 p.m.
CLE credit: 3.0 pp
Live Program: $195 Member/$305 Nonmember

This program will cover the basic “tricks of the trade” of litigation practice in New York. One part of the program will cover state court litigation from the filing of the complaint to the note of issue. There will also be a discussion of the service and filing of motions. The panelists will highlight some of the confusing parts of the CPLR as they apply to these areas, as well as similar topics. This program is geared toward junior associates and other attorneys with an interest in essential litigation skills. This program is a must for all new practitioners. This program’s updated content will provide CLE credit to all attendees, even if they attended in the past.

Program Chair: Jack Yoskowitz, Seward & Kissel LLP

Excellent explanations; very clear & methodical – appreciated humor!

JURY SELECTION: STRATEGIES FOR CHOOSING A WINNING JURY

Tuesday, February 8 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $195 Member /$305 Nonmember

This program will focus not only on the basic mechanics of how to conduct an effective voir dire, but also how to use the jury selection process to begin to lay the groundwork for arguments you will want to advance in your case. Learn the best strategies for selecting a jury from experienced litigators.

Program Co-Chairs: Matthew I. Menchel & Steven W. Perlstein, Kobre & Lim LLP

To Register,
call 212.382.6663,
fax 212.869.4451
or
visit www.nycbar.org
LITIGATION

**VR-PRACTICING IN NYS SUPREME COURT**

Wednesday, February 16 6-9pm  
CLE credit: 3.0 skills; NT  
Video Replay: $195 Member/$305 Nonmember  

This program will provide new attorneys with an overall “how to” guide for practicing in New York Supreme Court. Panelists will discuss the basics of initiating an action, describe the court parts and what they do, and provide information about getting a judge assigned to the case. The panelists will also provide an overview of court rules, part rules, judge rules, and the relevant sections of the CPLR as a guide to navigating the court system effectively. Practical basic tips by seasoned attorneys, judges, and court staff have been compiled to provide new attorneys with a “nuts and bolts” education of the Supreme Court.

**Program Co-Chairs:** Rebecca Brindley, Wilson Elser Moskowitz Edelman & Dicker LLP & Cynthia B. Rubin, Flemming Zulack Williamson Zauderer LLP

**VR-SWAY THE JUDGE & JURY: PERSUASIVE OPENING & CLOSING ARGUMENTS**

Tuesday, February 22 6-9 p.m.  
CLE credit: 3.0 skills  
Video Replay: $195 Member/$305 Nonmember  

This seminar is designed to provide you with all the information you need to know to give effective opening and closing statements at trial. Topics include: Using themes, theories, and juror values; humanizing issues for the jury; exuding emotions; the importance of storytelling; the concept of primacy work; types of statements that are prohibited in an opening; how long the opening/closing should be and dealing with judicially imposed time restraints; using stance and body language to your advantage; integrating the law and the jury; using visuals or props; and using analogies in closings.

**Program Co-Instructors:** Rick Ostrove, Leeds Morelli & Brown P.C. & Labe M. Richman, Attorney at Law

To Register,  
call 212.382.6663,  
fax 212.869.4451  
or  
visit www.nycbar.org
LITIGATION

BLOGGING, FRIENDING & TWEETING: WHAT ATTORNEYS SHOULD & SHOULD NOT DO

Friday, March 25 9-12:30 p.m.
CLE credit: 3.5 total: breakdown tbd
Live Program: $215 Member/ $325 Nonmember

This panel discussion will explore an issue at the forefront of the legal profession in the 21st century: how attorneys are to navigate the world of blogs and social networking sites. These internet tools, which are extremely useful ways to keep up with the latest developments in the law and the profession, and which provide for a vigorous and stimulating debate, can also be minefields for the unwitting attorney, whose conduct is governed by a host of ethics rules and regulations not applicable to other online users.

In recent months, attorneys have been reprimanded, fined, and otherwise sanctioned for comments they have made on blogs. On the grounds that they have breached their ethical obligations or attorney-client confidences, they have been penalized, for instance, for questioning the motives and competence of judges presiding over their cases, or for talking about cases they have worked on. The panel will explore what ethical issues an attorney should keep in mind when commenting on a blog, and how the rules of professional conduct, as well as rules pertaining to attorney advertising, might bear on what an attorney says about him or herself on such sites as Facebook or Twitter.

Program Chair: Ina Bort, Kornstein Veisz Wexler & Pollard LLP
Sponsoring Association Committee: Litigation, Robert A. O’Hare Jr., Chair

CONTESTS FOR CONTROL: RECENT DEVELOPMENTS IN SHAREHOLDER DERIVATIVE LITIGATION

Wednesday, April 6 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/ $335 Nonmember

An expert faculty will examine recent developments in shareholder derivative litigation, including the spike in FCPA-related cases in light of increased regulatory activity; the duty to monitor business risk, as opposed to legal risk, in light of In re Citigroup Inc. S’holder Derivative Litig.; and the availability and proper scope of discovery.

Program Chair: Donald Corbett, Dickstein Shapiro LLP
Sponsoring Association Committee: Litigation, Robert A. O’Hare Jr., Chair

CURRENT DEVELOPMENTS IN COMMERCIAL DIVISION PRACTICE

Monday, May 2 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $215 Member/$325 Nonmember

Commercial Division justices and practitioners will review and update practice and procedure in the Supreme Court’s Commercial Division from assignment of the case through trial. The program will cover recent noteworthy commercial decisions rendered in the Commercial and Appellate Divisions, including on discovery, motions to dismiss, and summary judgment. There will also be an update on the awarding of sanctions and attorneys fees by Commercial Division justices.

Program Chair: Robert A. O’Hare Jr., O’Hare Parnagian LLP
Sponsoring Association Committee: Litigation, Robert A. O’Hare Jr., Chair

To Register, call 212.382.6663, fax 212.869.4451 or visit www.nycbar.org
THE “HOW TO” OF SUCCESSFUL MOTION PRACTICE

Wednesday, May 18 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $195 Member/$305 Nonmember
Effective motion practice can help you advance your case and leave a favorable impression on the court and your client. Learn from a distinguished panel of judges and experienced practitioners about:

- Whether to file a motion
- When to file a motion
- How to write a motion
- How to argue a motion

The program will cover motions for expedited relief (temporary restraining order, preliminary injunction), motions to dismiss, discovery motions, summary judgment motions, and pre- and post-trial motions. Our panelists will discuss sample motions and provide expert insight and guidance to help you hone your motion practice skills.

Program Chair: Jane Chuang, Gil Yim & Chuang LLP
Sponsoring Association Committee: Litigation, Robert A. O’Hare Jr., Chair

TAKING & DEFENDING DEPOSITIONS: STRATEGIC TIPS & TECHNIQUES

Wednesday, June 15 6-9 p.m.
CLE credit: 3.0 skills
Live Program: $215 Member/ $325 Nonmember
Litigators know that the deposition is a crucial opportunity to learn about an adversary’s case, a valuable opportunity for discovery for your side of the case, and a way to gain information to use in a potential summary judgment motion or at trial. Whether you are a first-year litigation associate or a senior partner, come learn how to maximize your effectiveness at taking and defending a deposition.

Program Chair: Andrew I. Bart, Levitt & Kaizer
Sponsoring Association Committee: Litigation, Robert A. O’Hare Jr., Chair

THE ROLE OF AN ATTORNEY ON A NONPROFIT BOARD

Friday, March 4 9-12 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $225/$335 Nonmember
Attorneys frequently serve as members of boards of nonprofit organizations, even when the law of tax-exempt organizations does not typically arise in their practice of law. This program will provide valuable information for attorneys who are serving, or considering whether to serve on a board of a nonprofit, and also will constitute a basic primer in the field. Topics covered will include the legal framework of New York nonprofits, standards of conduct and best practices, potential liabilities and protections for board members, recent legislative developments relating to endowment funds, and special considerations (including ethical issues) confronting attorneys who act as board members (and therefore fiduciaries) of charitable entities.

Program Chair: David G. Samuels, Duval & Stachenfeld LLP
Sponsoring Association Committee: Non-Profit Organizations, David W. Lowden, Chair
NONPROFIT

ELECTIONEERING & LOBBYING ISSUES FOR NONPROFITS

Tuesday, May 17 9-12 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

The participation of nonprofits in the world of political activity and lobbying is fraught with concerns.

The past election season saw an explosion in the level of political activities by (c)(4) and (c)(6) organizations, in the wake of the Supreme Court's opinion in the Citizen's Union v. Federal Election Commission case. The session will address the issues that these organizations must address and possible legislative regulations. The difference from Section 527 organizations will also be discussed.

Many public charities (Section 501(c)(3) entities) erroneously believe that they cannot engage in lobbying; the session will also discuss how they can safely lobby at the federal, state and local levels and the registration and periodic reporting requirements that they will need to comply with.

Program Co-Chairs: David W. Lowden, Stroock & Stroock & Lavan & Myrna Perez, Counsel, Brennan Center for Justice
Sponsoring Association Committees: Election Law, Myrna Perez, Chair & Nonprofit Organizations, David W. Lowden, Chair

PUBLIC SPEAKING

♦ TALK YOUR WAY TO THE TOP OF THE PROFESSION!
PUBLIC SPEAKING FOR LAWYERS WITH CONRAD TEITELL AND WHITNEY NORTH SEYMOUR, JR.

Friday, April 15 9-5:15 p.m.
CLE credit: 8.0 skills
Live Program: $375 Member/$475 Nonmember

This intensive and entertaining program will use lectures and demonstrations to improve your speaking skills. Learn the essentials of knowing your audience, selecting a topic, gathering information, developing your speaking style, using humor, conquering fear, creating an image, handling questions and much more. As a special feature, the afternoon will include volunteer speaking demonstrations from four attendees, each of whom will present a three-minute talk and be critiqued by fellow attendees as well as the instructors. These volunteer talks, which will be interspersed with the afternoon lectures, will illustrate the techniques and nuances of delivery, speaking voice, and style. The afternoon session will be a learning experience for the volunteers, who will receive skill-sharpening suggestions in a non-threatening environment, and for the other attendees who will learn by participating in the critiques. Take advantage of this risk-free setting to polish your speaking skills, become a better orator and deliver more effective networking and marketing presentations.

Program Co-Instructors: Conrad Teitell, Cummings & Lockwood, & Whitney North Seymour, Jr., Solo Practitioner
Co-Sponsored with: ALI-ABA

This program will not be taped. You will only have one chance to see it – Live!
This program has been approved for MCLE credit in other MCLE jurisdictions. Credit breakdowns for other jurisdictions will be available at the program.

To Register, call 212.382.6663, fax 212.869.4451 or visit www.nycbar.org
REAL ESTATE

SURVIVING THE RESIDENTIAL REAL ESTATE CLOSING: BETTER THAN REALITY T.V.
Wednesday, February 9 6-9 p.m.
CLE credit: 3.0 skills
Live Program: $225 Member/$335 Nonmember

Do you ever wonder what actually happens at a residential real estate closing? Or, having participated in a few, do you now want to become more adept at anticipating and preventing problems before closing and troubleshooting at the closing table when unanticipated situations arise? Are you worried about representing yourself, a family member or friend at an upcoming closing? Here is your chance to “eavesdrop” on mock coop and house closings conducted by seasoned practitioners. Bring your sense of humor to this informative-yet-entertaining program. This program’s updated content will provide CLE credit to all attendees, even if they attended in the past.

Program Chair: Mindy H. Stern, Schoeman Updike & Kaufman, LLP
Sponsoring Association Committee: Real Property, Melvyn H. Halper, Chair

“Excellent program – Best yet.”

INTRODUCTION TO COOPERATIVES & CONDOMINIUMS
Thursday, February 17 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

This program is an introductory course in cooperative and condominium law. The very basics will be reviewed as to the formation of the entities, and the governing documents. By-laws and proprietary leases will be discussed for cooperatives, and the Declaration and the by-laws of condominiums. Powers of the Boards will be examined as will the responsibilities of the shareholders and condo unit owners.

Program Co-Chairs: Andrew P. Brucker, Schechter & Brucker PC & Howard Schechter, Schechter & Brucker, PC
Sponsoring Association Committee: Cooperative & Condominium Law, Andrew P. Brucker, Chair
REAL ESTATE

LAND USE FOR THE 21ST CENTURY: BASICS FOR THE NYC REAL ESTATE PRACTITIONER

Wednesday, March 9 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

This program will provide transactional real estate practitioners a basic understanding and working knowledge of land use regulations affecting both developed and to-be-developed land in New York City. Participants will hear about the latest tools for land use due diligence screening for financings, acquisitions, debt purchases, and leasing and an overview of the agencies involved in land use regulation. Topics covered will include basics of zoning, including development rights transfers and inclusionary housing; identifying landmark buildings and issues associated with ownership and alterations; Department of Buildings role in the development process, including plan review and interpretive authority; and the Uniform Land Use Review Procedure and what to expect for a site that will, or has gone through, “ULURP”.

Program Co-Chairs: Andrew M. Manshel, Executive Vice President, Greater Jamaica Development Corporation & Carol E. Rosenthal, Fried, Frank, Harris, Shriver & Jacobson LLP
Sponsoring Association Committee: Land Use Planning & Zoning, Mark A. Levine, Chair

Some of the best speakers I’ve heard here.

HOT TOPICS AFFECTING COOPERATIVES & CONDOMINIUMS 2011

Monday, April 4 6-9 p.m.
CLE credit: 3.0 pp
Live Program: $225 Member/$335 Nonmember

This program will provide practitioners with an overview of important issues affecting cooperatives and condominiums, including updates on recent case law and legislation and a consideration of current issues facing cooperative and condominium boards and owners, such as insurance and employment issues.

Program Chair: Andrew P. Brucker, Schechter & Brucker PC
Sponsoring Association Committee: Cooperative & Condominium Law, Andrew P. Brucker, Chair

Among the best CLEs; very informative information with useful materials.
Nothing felt repackaged.

To Register, call 212.382.6663, fax 212.869.4451 or visit www.nycbar.org
REAL ESTATE

CURRENT GOVERNANCE ISSUES IN COOPS & CONDOS
Wednesday, April 27 8:30-10:30 a.m.
CLE credit: 2.0 pp
Live Program: $195 Member/$305 Nonmember
This updated seminar is intended for attorneys who represent cooperatives and condominiums and, in particular, those who serve as directors on cooperative and condominium boards. Issues addressed concern board governance, including the role of counsel, conflicts, indemnification and confidentiality as well as those issues that arise when considering prospective purchasers in both cooperatives and condominiums.
Program Chair: Andrew P. Brucker, Schechter & Brucker PC
Sponsoring Association Committee: Cooperative & Condominium Law, Andrew P. Brucker, Chair
Special Discount: Attend Hot Topics in Coops & Condos 2011 on April 4, 2011 & receive 20% off of this program!

BACK TO BASICS: REAL ESTATE VALUATION PRINCIPLES FOR THE LEGAL PROFESSIONAL
Monday, June 6 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember
The seminar will provide you with an understanding of key investment and underwriting parameters that drive real estate price and value dynamics. Practice areas for which this seminar will be especially useful include real estate finance and investment; tax certiorari and condemnation; workouts and bankruptcy; various estate and income taxation.
The course will begin with an overview of current real estate market conditions, with emphasis on the New York City region. The course will then focus on basic principles of real estate valuation to facilitate analysis and understanding of current market dynamics. Core concepts that will be explored include analysis of net operating income, cap rates and value trends. These concepts will be explored from the perspective of the lender and equity investor. The seminar will conclude with an overview of current investment strategies, utilizing concepts explained during the course. In the process the legal professional will gain an understanding of the fundamentals of real estate valuation as well as the semantics of everyday uses of valuation terminology.
Program Co-Chairs: Jeffrey M. Bernstein, Senior Vice President, AH Lisanti Capital Growth & James P. Gannon, Vice President, Metropolitan Valuation Services, Inc.

“Great program – interesting, clear, concepts explained well. Excellent commentary of current real estate market – clear explanation of complex information...”
REAL ESTATE

BANKRUPTCY & RESTRUCTURING: HANDLING THE DISTRESSED COMMERCIAL REAL ESTATE VENTURE

Monday, June 20 6-9p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

This program will focus on many of the legal and business issues that come into play when lenders, developers, equity investors and other constituencies attempt the workout of a distressed commercial real estate venture.

We will begin the program with a presentation concerning market conditions and emerging trends. Next up will be a discussion of the structures used to finance the acquisition and development of real estate over the course of the past 10-20 past years, as these structures are having a major impact on how problem real estate assets are being handled today. We will conclude with a discussion of the restructuring process, including pre-workout matters, restructuring agreements, foreclosure, litigation and bankruptcy issues.

Program Chair: Ira L. Herman, Thompson & Knight LLP
Sponsoring Association Committee: Real Property Law, Melvyn H. Halper, Chair

SOCIAL MEDIA

SOCIAL MEDIA DATA: PRACTICAL GUIDANCE ON HANDLING DISCOVERY ISSUES

Wednesday, June 1 6-9 p.m.
CLE credit: 3.0 total: breakdown tbd
Live Program: $215 Member/$325 Nonmember

Social media data poses significant challenges in the discovery process. As social media use by individuals and corporations grows exponentially, so too do the implications for litigation and investigations. Recent case law raises issues concerning basic determinations of relevance and possession, custody and control; at the same time meeting the duty to preserve and obtaining, analyzing and producing social media data can be a complex matter.

Our panel of experts will explore the implications of recent case law and provide practical insights into legal and technical issues surrounding the management and use of social media data in discovery and litigation.

Program Chair: Denise E. Backhouse, Morgan Lewis & Bockius

To Register, call 212.382.6663, fax 212.869.4451 or visit www.nycbar.org
TAX & ACCOUNTING

THE 8TH ANNUAL INSTITUTE ON TAX ASPECTS OF Mergers & Acquisitions
Thursday, April 28th 1-6:30 p.m. & Friday, April 29 8:30-4:45 p.m.
CLE credit: 12.5 credits total: 10.0 pp, 1.0 skills & 1.5 ethics
Live Program: $695 Member/$795 Nonmember
Early Bird Special (valid until March 21, 2011):
$595 Member/$695 Nonmember

The Institute will explore current tax developments and planning opportunities relating to mergers and acquisitions. The speakers will include nationally recognized corporate tax specialists and top Treasury and IRS officials. The program offers an in-depth look at a full range of issues, including taxable and tax-free acquisitions; private equity, venture capital, and LBOs; international transactions; spin-offs; tax accounting issues; negotiating a corporate acquisition; consolidated returns and ethical issues in tax practice.

Program Co-Chairs: Michael L. Schler, Cravath, Swaine & Moore LLP & Samuel C. Thompson, Jr., Center for the Study of Mergers and Acquisitions at Penn State University, The Dickinson School of Law

Sponsoring Association Committee: Taxation of Business Entities, Alan J. Tarr, Chair

Co-sponsor with: Penn State's Dickinson School of Law, Center for the Study of Mergers & Acquisitions

*Member rate applies to NYC Bar members & Penn State Alumni.

This program is exempt from the Passport Series. Passport members registering for this program receive a discount of 20% off member rates.

UNDERSTANDING & USING FINANCIAL STATEMENTS IN A CHANGING ENVIRONMENT
Friday, June 17 9-1 p.m.
CLE credit: 4.0 total: breakdown tbd
Live Program: $315 Member/ $425 Nonmember

This half day program will cover the basic concepts of bookkeeping, accounting and financial reporting giving the participant an understanding of the foundational concepts of generally accepted accounting principles (U.S. GAAP). It also addresses the use of this financial data in analyzing the operating results and financial strength of an enterprise. Moreover, it covers the recent change in financial reporting from historical cost (entry level) to fair value (exit level) measurement for displaying and disclosing an enterprise's economic events and condition. The resulting focus on the concept of using different measurement bases and accounting principles for public and private companies will be discussed along with the convergence of U.S GAAP and International Financial Reporting Standards (IFRS) with the intended goal of having one high quality set of accounting principles used globally within the not too distant future.

Program Chair: Vincent J. Love, Managing Director, Finance Scholars Group
This two-day program is being offered to provide recent law graduates and current law students with career planning information particularly relevant in today’s economy, as well as practical and substantive insights into the practice of law.

Whether you are seeking a job at a large or small law firm, government or public interest, these sessions will provide information that will help you achieve success when you join a firm or other legal employer.

**September 14 Schedule:**
1:00 PM – 2:30 PM How to Run an Effective Job Search
2:45 PM – 4:00 PM Drafting a Research Memo
4:15 PM – 5:30 PM Knowing How to Read A Court Decision/Document

**September 16 Schedule:**
1:00 PM – 2:30 PM Communications Skills
2:45 PM – 4:00 PM Drafting Corporate Documents
4:15 PM – 5:30 PM Conducting Legal Due Diligence/Researching Corporate Laws

$110 for City Bar Members; $295 for Non-Members
Students and Alumni from sponsoring law schools can attend the Boot Camp free of charge.

*Transitional NY MCLE credits may be available for some sessions.*

Registration available soon at: [www.nycbar.org/EventsCalendar/index.php](http://www.nycbar.org/EventsCalendar/index.php)

**SPONSORED BY:** City Bar Center for CLE

Presented by The Committee on Career Advancement and Management and The Committee on Law Student Perspectives

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**MEMBERSHIP**

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**NEW YORK CITY BAR**

**A Wise Investment in Your Professional Future**

There are many reasons to join The New York City Bar. Some of the most important are:

- Saving up to 1/3 on the cost of your CLE classes. This means you will save $110 on a $305 class and $140 on a $475 class. Similar discounts apply on prices for audiotapes, videotapes and printed materials only. Taking just a few classes would mean significant savings, and, depending on your membership dues class, could be enough to pay for your membership!

- Belonging to one of the finest bar associations in the world and interacting with lawyers who serve as leading voices on local, state, national and international issues

- Belonging to one of our 180 committees where you work closely with your colleagues and build a network of valuable professional contacts and friendships

- Accessing other member benefit programs such as professional and personal insurance programs, mortgage closing cost discounts, fitness center discounts, and more

For answers to your questions about membership or to obtain a membership application, please contact our Membership Department at 212-382-6665 or go to our website at [www.nycbar.org](http://www.nycbar.org).

To Register, call 212.382.6663, fax 212.869.4451 or visit [www.nycbar.org](http://www.nycbar.org)
CITY BAR WINTER/SPRING

Abbreviations/Legend:
NT- non-transitional
PP- professional practice
PM- practice management
VR- video replay
^ Live only, not available on tape
# Not available for Passport Series

JANUARY

4 TUESDAY, 6-9 P.M.
VR- Representing Clients in Federal & State Tax Investigations: Defense Strategies & Prosecution Initiatives Every Attorney Needs to Know ........................................pg. 21
CLE credit: 3.0 skills; NT
Video Replay: $215 Member/$325 Nonmember

5 WEDNESDAY, 6-9 P.M.
VR- Ethical Considerations For Corporate Investigations Updates 2010 ..............pg. 26
CLE credit: 3.0 ethics; NT
Video Replay: $255 Member/$365 Nonmember

6 THURSDAY, 6-9 P.M.
VR- A Mediation Career: Getting Started ..................................................pg. 8
CLE credit: 3.0 pp; NT
Video Replay: $195 Member/$305 Nonmember

7 FRIDAY, 9-12:30 P.M.
VR- Using Bankruptcy To Retain Real Estate Ownership: Helping Residential Property Owners In Distress ........................................pg. 10
CLE credit: 4.0 pp; NT
Video Replay: $225 Member/$335 Nonmember

10 MONDAY, 6-8:45 P.M.
Ethical Issues In The Practice Of Real Estate: What Every Attorney Must Know When Handling A Transaction ........................................pg. 26
CLE credit: 3.0 ethics
Live Program: $245 Member/$355 Nonmember

11 TUESDAY, 6-9 P.M.
The Dodd-Frank Act & Its Impact On Bankruptcy & Securities Laws ............pg. 14
CLE credit: 3.0 total: breakdown tbd
Live program: $235 Member/$345 Nonmember

12 WEDNESDAY 6-9 P.M.
The Impact Of Health Care Reform On Employers & Employees In 2011: A Guide For The Practitioner ........................................pg. 33
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

13 THURSDAY 6-8:15 P.M.
Immigration Law In The Workplace: The Current Compliance Landscape ..........pg. 34
CLE credit: 2.5 pp
Live program: $215 NYCB/AILA/Member/$325 Nonmember
Co-sponsored with: AILA

14 FRIDAY 9-12 P.M.
Welcome To The Wonderful World Of Entities: Practical Knowledge For Junior Transactional Lawyers with Charles Fox ......................................pg. 15
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

18 TUESDAY 6-8:30 P.M.
CLE credit: 2.5 total: breakdown tbd
Live Program: $205 Member/$315 Nonmember

20 THURSDAY 6-8:45 P.M.
Ethics In The Electronic Age: Be Careful When Using That Cellphone, Blackberry, Blog, Social Network… ................................pg. 27
CLE credit: 3.0 ethics
Live Program: $255 Member/$365 Nonmember

21 FRIDAY 9-12 P.M.
Off-Label Marketing of Drugs & Devices: Recent Enforcement Efforts, Hot Topics & MORE .................................................................pg. 33
CLE credit: 3.0 total: breakdown tbd.
Live Program: $225 Member/$335 Nonmember

24 MONDAY 6-8:30 P.M.
Recruitment Of Directors For Companies Entering Or Emerging From Bankruptcy .................................................................pg. 10
CLE credit: 2.5 total: 1.0 pp & 1.5 ethics
Live Program: $225 Member/$335 Nonmember

25 TUESDAY 9-12:30 P.M.
Dynamic Client Meetings with Jay Sullivan ..............................................pg. 45
CLE credit: 3.5 skills
Live program: $225 Member/$335 Nonmember
**JANUARY cont’d**

**26**
**WEDNESDAY 6-9 P.M.**
Litigation 101: Practices & Procedures Explained & Demystified pg. 49
CLE credit: 3.0 pp
Live Program: $195 Member/$305 Nonmember

**27**
**THURSDAY 9-12:30 P.M.**
VR- Hot Topics In Advertising & Marketing Law 2010 pg. 13
CLE credit: 3.5 pp; NT
Video Replay: $215 Member/$325 Nonmember

**31**
**MONDAYS 9-5 P.M.**
(Also February 7 9-5 P.M.)
VR- Bridge-The-Gap: Satisfy The Mandatory 15 Credits & More (Day 2) pg. 12
CLE credit (both days): 16.0 total: 15.0 pp & 1.0 ethics
Live Program (both days): $445 Member/$665 Nonmember
Live Program (per day): $395 Member/$535 Nonmember

**FEBRUARY**

**1**
**TUESDAY 6-9 P.M.**
Estate Planning Primer pg. 24
CLE credit: 3.0 pp
Live Program: $215 Member/$325 Nonmember

**3**
**THURSDAY 9-12 P.M.**
Corporate Compliance 2011: Best Practices & Recent Developments pg. 15
CLE credit: 3.0 total: breakdown tbd
Live Program: $235 Member/$345 Nonmember

**7**
**MONDAY 9-5 P.M.**
NJ Bridge-The-Gap: Satisfy The Mandatory 15 Credits & More (Day 2) pg. 12
CLE credit (per day): 8.0 total: breakdown tbd & 1.0 ethics
Live Program: $395 Member/$535 Nonmember

**8**
**TUESDAY 6-9 P.M.**
Jury Selection: Strategies For Choosing A Winning Jury pg. 49
CLE credit: 3.0 total: breakdown tbd
Live Program: $195 Member/$305 Nonmember

**9**
**WEDNESDAY 6-9 P.M.**
Surviving The Residential Real Estate Closing: Better Than Reality T.V. pg. 54
CLE credit: 3.0 Ethics
Live Program: $225 Member/$335 Nonmember

**10**
**THURSDAY 6-8 P.M.**
The Ethics Game Show pg. 28
CLE credit: 2.0 Ethics
Live Program: $225 Member/$335 Nonmember

**11**
**FRIDAY 9-12:30 P.M.**
Sweepstakes, Promotions & Marketing Laws: Comprehension & Compliance pg. 12
CLE credit: 3.5 pp
Live Program: $215 Member/$325 Nonmember

**15**
**TUESDAY 8:30-11:30 A.M.**
Mitigating Cross Border Risks: Credit & Political Risk Insurance pg. 35
CLE credit: 2.5 total: breakdown tbd
Live Program: $205 Member/$315 Nonmember

Please visit our website at www.nycbar.org for program details.
**CITY BAR WINTER/SPRING**

**MARCH**

1. **TUESDAY 9-11 A.M.**
   Professional Liability & Legal Ethics: Preventing, Defending & Obtaining Insurance For Claims Against Law Firms ...........................................................pg. 36
   CLE credit: 2.0 total: 1.0 pp & 1.0 ethics
   Live program: $195 Member/$305 Nonmember

2. **WEDNESDAY 6-9 P.M.**
   Current Legal Ethical Issues
   With Professor Stephen Gillers ..............pg. 28
   CLE credit: 3.0 ethics
   Live Program: $275 Member/$385 Nonmember

3. **THURSDAY 6-9 P.M.**
   Bankruptcy 101 ................................................pg. 11
   CLE credit: 3.0 pp
   Live Program: $225 Member/$335 Nonmember

4. **FRIDAY 9-12 P.M.**
   The Role Of An Attorney On A Non-Profit Board ........................................pg. 52
   CLE credit: 3.0 total: breakdown tbd
   Live Program: $225 Member/$335 Nonmember

7. **MONDAY 6-9 P.M.**
   An Introduction To The Probate Process & How To Avoid It..........................pg. 25
   CLE credit: 3.0 total: breakdown tbd
   Live Program: $215 Member/$325 Nonmember

9. **WEDNESDAY 6-9 P.M.**
   Land Use For The 21st Century: Basics For The NYC Real Estate Practitioner.....pg. 55
   CLE credit: 3.0 total: breakdown tbd
   Live Program: $225 Member/$335 Nonmember

10. **THURSDAY 6-9 P.M.**
    Copyright in the 21st Century: Copyright Basics for New Practitioners & Experienced Lawyers........................................pg. 38
    CLE credit: 3.0 total: breakdown tbd
    Live program: $215 Member/$325 Nonmember

11. **FRIDAY 9-5 P.M.**
    Hot Topics In Sec Enforcement: A Changing Landscape .........................pg. 16
    CLE credit: 7.0 total: breakdown tbd
    Live Program: $425 Member/$535 Nonmember

15. **TUESDAY 6-8:30 P.M.**
    Enforcing Money & Other Judgments In Matrimonial Cases ......................pg. 32
    CLE credit: 2.5 credits total: breakdown tbd
    Live Program: $195 Member/ $305 Nonmember

16. **WEDNESDAY 6-8 P.M.**
    Making Your Case: The Effective Use Of Expert Witnesses In Employment Litigation .........................................................pg. 40
    CLE credit: 2.0 pp
    Live Program: $195 Member/$305 Nonmember

17. **THURSDAY 9-11:45 A.M.**
    Real World Document Drafting:
    Drafting Indemnification & Hold Harmless Provisions
    With Marvin Garfinkel ........................................pg. 47
    CLE credit: 1.5 total: breakdown tbd
    Live program: $195 Member/$305 Nonmember
    Co-Sponsored with: ALI-ABA

18. **FRIDAY 9-12:30 P.M.**
    Privacy & Data Security Law:
    Cloud Computing, Security Breaches & More........................................pg. 14
    CLE credit: 3.0 Ethics
    Live Program: $215 Member/$325 Nonmember

21. **MONDAY 6-9 P.M.**
    VR Ethics, Discipline & Real World Obligations ........................................pg. 28
    CLE credit: 3.0 ethics; NT
    Video Replay: $235 Member/$345 Nonmember

25. **FRIDAY 9-12:30 P.M.**
    Blogging, Friending & Tweeting: What Attorneys Should & Should Not Do ......pg. 51
    CLE credit: 3.5 total: breakdown tbd
    Live Program: $195 Member/$305 Nonmember

29. **TUESDAY 9-12 P.M.**
    The Art & Science of Persuasive Communication ........................................pg. 48
    CLE credit: 3.0 total: breakdown tbd
    Live Program: $225 Member/$335 Nonmember

Please visit our website at www.nycbar.org for program details.
### Program Calendar

#### March

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<td>Wednesday</td>
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<td>Is Bankruptcy The Right Prescription For Distressed Health Care Providers?</td>
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<td>Termination Of An Employee: Avoiding Litigation</td>
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#### April

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<td>1</td>
<td>Friday</td>
<td>9-12:30 P.M.</td>
<td>Public &amp; Private Small Companies: Corporate &amp; Securities Law Issues for Internet, Fashion, Healthcare, Social Networking &amp; Media, Internet, Finance &amp; More</td>
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<td>Monday</td>
<td>6-9 P.M.</td>
<td>Hot Topics Affecting Cooperatives &amp; Condominiums 2011</td>
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<td>9-12:30 P.M.</td>
<td>Selected Ethics Issues In Mediation &amp; Settlement Negotiations</td>
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<td>Contests For Control: Recent Developments In Shareholder Derivative Litigation</td>
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<td>6-9 P.M.</td>
<td>Crossing The Line: When Sharp Trial Practice Becomes Unethical</td>
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<td>Friday</td>
<td>8:30-1 P.M.</td>
<td>Current Issues In Insurance Regulation 2011</td>
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<td>14</td>
<td>Thursday</td>
<td>6-8 P.M.</td>
<td>Getting Up To Speed On The National Labor Relations Act</td>
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MAY

2 MONDAY 6-9 P.M.
Current Developments In Commercial Division Practice .....................pg. 51
CLE credit: 3.0 total: breakdown tbd
Live Program: $215 Member/$325 Nonmember

3 TUESDAY 9-5 P.M.
Article 81: Certified Training for Guardians, Court Evaluators & Attorneys for Alleged Incapacitated Persons ...............pg. 22
CLE credit: breakdown tbd
Live Program: $325 Member/$435 Nonmember/$195 Family member

3 TUESDAY 6-9 P.M.
The EEO Case: A Comparative Study Of Procedures, Remedies, & Tribunals Through The Lens Of An EEO Case As Handled By Federal, State, & City Administrative Agencies .............................................pg. 41
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

4 & 11 WEDNESDAYS 9-5 P.M.
16-Hour Bridge-The-Gap: Corporate & Litigation ........................................................pg. 12
CLE credit (both days): 16.0 credits total:
7.0 pp/pm, 6.0 skills & 3.0 ethics
CLE credit (per day): 8.0 credits total: 3.5 pp,
3.0 skills & 1.5 ethics
Live Program (both days): $445 Member/$665 Nonmember
Live Program (per day): $225 Member/$335 Nonmember

5 THURSDAY 6-9 P.M.
Practice Before The Immigration Court In Removal Cases: A Step-By-Step Guide ........................................................pg. 35
CLE credit: 3.0 total: breakdown tbd
Live Program: $185 Member/AILA/
$295 Nonmember
Co-Sponsored with: AILA

6 FRIDAY 9-1 P.M.
Hedge Funds In The Current Environment: The Impact Of Dodd-Frank & More .........pg. 18
CLE credit: 4.0 pp
Live Program: $335 Member/$445 Nonmember

10 TUESDAY 6-9 P.M.
Protecting IP In Contracts With The U.S. Government: The Minotaur In The Regulatory Maze .............................................................pg. 38
CLE credit: 3.0 total: breakdown tbd
Live Program: $215 member/$325 Nonmember

11 WEDNESDAY 9-5 P.M.
16-Hour Bridge-The-Gap: Corporate & Litigation (Day 2) ........................................pg. 12
CLE credit: 8.0 credits total: 3.5 pp, 3.0 skills & 1.5 ethics
Live Program: $395 Member/$535 Nonmember

13 FRIDAY 9-1 P.M.
Leveraged M&A: Navigating Debt Financing Issues In M&A Transactions .................................................................pg. 18
CLE credit: breakdown tbd
Live Program: $335 Member/$445 Nonmember

16 MONDAY 6-9 P.M.
The New Whistleblower Employee Protections Of The Dodd-Frank Act .............pg. 42
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

17 TUESDAY 9-12 P.M.
Electioneering & Lobbying Issues For Nonprofits ........................................pg. 53
CLE credit: 3.0 total: breakdown tbd
Live Program: $225 Member/$335 Nonmember

18 WEDNESDAY 6-9 P.M.
The “How To” Of Successful Motion Practice .............................................pg. 52
CLE credit: 3.0 total: breakdown tbd
Live Program: $195 Member/$305 Nonmember

19 THURSDAY 9-12 P.M.
Affordable Housing
CLE credit: 3.0 total: breakdown tbd
Live Program: $215 Member/$325 Nonmember

20 FRIDAY 9-12 P.M.
12th Annual Corporate & Securities Law Update: Advising Clients On Whistleblower, Social Media & Social Networking Developments ................................pg. 19
CLE credit: 3.0 pp
Live Program: $225 member/$335 Nonmember

23 MONDAY 6-9 P.M.
Legal & Ethical Issues For Investment Counsel .............................................pg. 19
CLE credit: 3.0 total: breakdown tbd
Live Program: $245 Member/$355 Nonmember

24 TUESDAY 6-9 P.M.
Current Legal & Ethical Issues For In-House Counsel & Those Who Advise Them .............................................pg. 30
CLE credit: 3.0 total: breakdown tbd
Live Program: $255 Member/$365 Nonmember

25 WEDNESDAY 6-9 P.M.
What Happened To The Game? Changing Players In Bankruptcy & Rule 2019 ........pg. 11
CLE credit: 3.0 pp
Live Program: $225 Member/$335 Nonmember
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<td>1 WEDNESDAY</td>
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<td>Ethics In Employment Law</td>
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<td>6 MONDAY</td>
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<td>Back To Basics: Real Estate Valuation Principles For The Legal Professional</td>
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<td>Securities Arbitration &amp; Mediation</td>
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<td>Current Issues in D&amp;O Liability &amp; Insurance 2011</td>
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<td>Futures &amp; Derivatives 2011: Impact Of New Legislative &amp; Regulatory Reforms</td>
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<td>Privacy Issues In The Workplace: Social Networking, Data Security &amp; More</td>
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<td>Taking &amp; Defending Depositions: Strategic Tips &amp; Techniques</td>
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<td>Current Ethical Issues In The Practice Of Securities Law</td>
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<td>17 FRIDAY</td>
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<td>Understanding &amp; Using Financial Statements In A Changing Environment</td>
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<td>$315 Member/$425 Nonmember</td>
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<td>Bankruptcy &amp; Restructuring: Handling The Distressed Commercial Real Estate Venture</td>
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<td>21 TUESDAY</td>
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<td>Brief Writing 101</td>
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<td>22 WEDNESDAY</td>
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<td>Ethics For Entertainment Lawyers</td>
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<td>23 THURSDAY</td>
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<td>Hot Topics In Structured Finance</td>
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<td>$245 Member/$355 Nonmember</td>
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<td>24 FRIDAY</td>
<td>9-11 A.M.</td>
<td>Executive Pay: Kenneth Feinberg &amp; Leading Practitioners Address Lessons Learned From The Past &amp; Best Practices For The Future</td>
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<td>2.0 pp; NT</td>
<td>$195 Member/$305 Nonmember</td>
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<td>27 MONDAY</td>
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<td>Professional Responsibilities Of The Lawyer Who Volunteers For Charities</td>
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<td>28 TUESDAY</td>
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<td>The Challenges Of Regulatory Implementation Faced By Private Investment Funds &amp; Their Managers</td>
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<td>3.0 pp</td>
<td>$245 Member/$355 Nonmember</td>
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<td>29 WEDNESDAY</td>
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<td>State &amp; Federal Regulation Of Renewable Resources &amp; Distributed Generation</td>
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<td>3.0</td>
<td>$235 Member/$335 Nonmember</td>
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CITY BAR CENTER POLICIES

Transitional Credit
Newly admitted attorneys are required to take CLE courses that specifically offer transitional credit. These courses are sometimes referred to as "Bridge-The-Gap" programs because they are directed at bridging the gap between law school and the day-to-day practice of law. Bridge-The-Gap courses are not limited to newly admitted attorneys. However, newly admitted attorneys must fulfill their CLE requirements through live classroom instruction. Transitional credit is not available for non-traditional course formats such as video replays, videotapes, CDs, DVDs, audio files or online programs. The majority of our programs provide transitional credit. Programs that do not provide transitional credit are listed as NT (non-transitional).

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For live programs & video replays, refunds & program credits are available provided cancellation is made in writing & received by the City Bar Center prior to the program. A $45 administrative fee will be charged for all refunds. The cancellation fee will be deducted directly from the refund. For program credits no administrative fee will be charged. Program credits must be used within one year of the original program date. Cancellations must be in writing & faxed to the City Bar Center at (212) 869-4451. Refunds & program credits are not available for the purchase of tapes, CDs, DVDs, course materials, audio files (podcasts) and online programs.

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Financial scholarships are available for traditional & non-traditional program formats. An application must be submitted in writing at least three (3) weeks before the date on which the CLE program is scheduled. Applications received less than three (3) weeks before the program shall be denied.

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