



ONONDAGA COUNTY BAR ASSOCIATION BAR REPORTER



UPCOMING EVENTS:

- Paralegals Luncheon 12/14
- Java for Justice 12/14
- CLE | Advanced Topics in Family Law 01/11

OUR MISSION:

To maintain the honor and dignity of the profession of law, to cultivate social discourse among its members, and to increase its significance in promoting the due administration of Justice.

CLE COURSE:

Advanced Topics in Family Law: LGBTQ Parentage and Advocating for Clients Experiencing Poverty and Domestic Violence

FIRST COURSE OF THE NEW YEAR! | PAGE 19



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FROM THE PRESIDENT

For many of us, the end of the year is a particularly crazy time. I hope you all enjoyed a bit of a respite and the Thanksgiving holiday with your friends and family.

As you may know, as an Officer of the County Bar Association, I am a member of the New York State Bar Association House of Delegates, which is the policy making branch of the organization. I attended the last meeting of the House in early November in Albany and the House unanimously adopted a Report concerning equality for women attorneys in litigation and ADR roles.

The Report is entitled "If Not Now, When? Achieving Equality for Women Attorneys in the Courtroom and in ADR." It can be viewed at www.nysba.org/WomensTaskForceReport/ and I encourage you to read it. More than 2,800 state and federal judges and mediators/arbitrators were surveyed. "The focus of the first survey was to track the participation of women as lead counsel and trial attorneys in civil and criminal litigation." Despite the fact that women and men have been graduating at an equal rate for more than a decade, the results of the survey "found continued disparity and gender imbalance in the courtroom."

Unfortunately, the survey conclusion was probably not surprising, however, the degree of the disparity is startling. For example:

- Female attorneys represented just 25.2% of the attorneys appearing in commercial and criminal cases in courtrooms across New York.
- Female attorneys accounted for 24.9% of lead counsel roles and 27.6% of additional counsel roles.
- The most striking disparity in women's participation appeared in complex commercial cases: women's representation as lead counsel shrank from 31.6% in one-party cases to 26.4% in two-party cases to 24.8% in three-to-four-party cases and to 19.5% in cases involving five or more parties. In short, the more complex the case, the less likely that a woman appeared as lead counsel.

Furthermore, the percentage of female attorneys appearing in court was nearly identical at the trial level (24.7%) to at the appellate level (25.2%). The problem is slightly worse downstate (24.8%) than upstate (26.2%). In New York federal courts, female attorneys made up 24.4% of all attorneys who appeared in court, with 23.1% holding the position of lead counsel. In New York State courts, women made up 26.9% of attorneys appearing in court and 26.8% of attorneys in the position of lead counsel.

"All these survey findings point to the same conclusion: female attorneys in speaking roles in court account for just about a quarter of counsel who appear in state and federal courts in New York. The lack of women attorneys with speaking roles in court is widespread across different types of cases, varying locations, and at all levels of courts."

I am the unabashedly proud father of two talented, intelligent and caring women. I taught them from the day they could listen that they could do anything they want in life. The fact that my own profession and calling may not allow that opportunity is deeply troubling and I ask everyone to reflect on what we all can do to improve things. Identifying and recognizing the problem is the first step toward a solution. If not now, when?



A handwritten signature in black ink that reads "James P. Murphy". The signature is fluid and cursive.

President, James P. Murphy

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OCBA Goes to the Movies



The life of American author and social critic James Baldwin in the documentary “I am Not Your Negro” was part of an evening of film and discussion offered to OCBA members October 5th by the Diversity & Inclusion Committee. The powerful documentary relayed Baldwin’s observances on topics ranging from race and gender to classism and sexuality. Enjoyed in a cinema-like setting at one of Syracuse’s busiest jazz venues, CNY Jazz Central, the film was a visual powerhouse as it reflected on the tumult of the Civil

Rights era and mirrored a more current ethos. Director of the Cold Case Justice Initiative and Syracuse University College of Law Professor Paula C. Johnson, Esq. facilitated a discussion amongst attendees following the free film screening. *Diversity & Inclusion Committee co-chair Kayla A. Arias, Esq. is pictured here introducing the film.*

Rochester Reception Recap

By: Jeff Unaitis

The Onondaga County Bar Association, in cooperation with the Bar Associations of Monroe and Erie counties and the New York State Academy of Trial Lawyers, recently hosted a reception at the Woodcliff in Rochester to congratulate new Justices on the New York State Court of Appeals, the Hon. Paul Feinman and the Hon. Rowan Wilson. More than 150 guests enjoyed the opportunity to network, congratulate the judges and share in this significant occasion. OCBA President James Murphy presented an historical New York map to Judge Wilson after offering personal congratulations. This was the third such reception in as many years, celebrating the many recent appointments to New York’s highest court.



More photos from this event on pages four and five.





Alicea Schools Community Engagement

By: Carrie Chantler

Syracuse City School District Superintendent Jaime Alicea had a message for the OCBA Community Engagement Committee during a recent meeting.

If a lawyer has time to commit to the local school district, said Alicea, “we’ll take you.”

“It would be great if I could have someone who will come to the schools and provide services for our families on site,” he said.

In an outreach effort for both the local public school system and for one of OCBA’s most active committees, members met with the superintendent to learn how they could help the school district.

Clear to all present was Alicea’s commitment to his 21,000-student and roughly 4,000-employee constituency whose employment and operational costs are covered by a \$417 million annual budget. A 33-year employment legacy within the district deepens the superintendent’s understanding of the school system’s composition.

“We’re serving kids with a diverse background with needs not being met in the community,” Alicea said. Community Engagement Committee members learned that annually almost 9,000 of the city’s elementary school aged children receive extra services to boost reading and math levels.

“Only 13 percent are passing at level three or four on the ELA (English Language Arts) and 11 percent in math,” Alicea explained. “We know we have to do a better job.”

His goal this year? For all second-graders to read “on level,” rewrite curriculum and incorporate professional development initiatives and, he said, “We are working with our families.”

Facilitators from the district’s Office of Family Engagement provide a helpful path toward open and direct communication between parents and district officials. Ten additional social worker assistants hired this year work in elementary buildings, neighborhoods and visit student homes linking families to appropriate services. Extended after-school programming keeps learners and teachers together too.

Academic assistance is provided for middle- and high-schoolers via Career and Technical Education (CTE) training. Seven years ago only six courses were available now there are 24 offerings.

In response to the region’s development as a drone air corridor, Syracuse schools offers the state’s first high school unmanned drone program at the former Fowler High School, now the Public Service Leadership Academy.

“We are offering programs in pre-engineering, fire rescue, police services, PTECH, medical fields,” Alicea said. “We are trying to provide different programs to engage our kids and our families to offer them more opportunities to graduate from high school.”

OCBA members listened intently to Alicea’s early-fall report card and those with questions raised their hands.





Denny Baldwin wanted to know if students interested in becoming carpenters and electricians were being served. Alicea described a welding program offered at Corcoran High School and a natural resources program plus a construction trade program at Nottingham High School.

"This year we opened a 'Grow Your Own Teacher' program and hired 240 new teachers," Alicea said, describing a new certificate program. "Our kids, by the time they finish, will qualify to be teaching assistants in the district. ... Hopefully they will stay in Central New York and take a job with us."

Director of the Syracuse University College of Law, Children's Rights and Family Law Clinic Suzette Melendez asked what the legal community could do for Syracuse schoolchildren.

"I have 21,000 kids, very diverse, we speak 84 languages in the Syracuse City School District. Every day we get new kids from the Middle East, from all over the world. Some of them are coming in

with interrupted instruction, no instruction. We have to do the best that we can to get them to graduate. A lot of them have some issues and we would like to provide those services," he said.

Five nationality workers, each speaking about five different languages means every community workshop and appointment is translated for the roughly 2,400 non-English speaking students and their families.

Alicea acknowledged the district's need to one day offer adult and parent education, but said it faced limits to do so with state monies scant and only \$40 million in Title I funds provided annually from the federal government.

Safely transporting school-aged children to class is the current priority, the superintendent said.

"I have kindergarten kids walking a mile and a half and I have high school students also walking a mile and a half. In order for us to reduce this we need \$9 million more," Alicea said.

"We hope that Washington is going to realize that the future of this country depends on the education that we provide all the kids and they will continue to support public education."

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Legal Aid Societies Announce Immigration Fellowship

By: Carrie Chantler

Roadblocks to a smooth immigration process pop up throughout the course of a New American's arrival to the United States. When that path gets rocky an attorney's help is like a beacon's guiding light.

The American Immigration Lawyers Association boasts a membership of 15,000 attorneys, 200 are associated with the Central New York chapter. Soon, one more legal professional may be added to those ranks.

The Volunteer Lawyers Project of Onondaga County announces it is accepting applications for a yearlong Fellowship for an attorney eager to provide immigration legal services.

"Syracuse is home to more than 10,000 refugees and even more undocumented farm workers," said Herve Comeau, an OnVLP staff attorney.

"Though almost every private immigration attorney in Syracuse volunteers with our program, it still isn't

enough. This position will go a long way towards providing support to the immigrant community."

Sponsored through Equal Justice Works/Americorps the New York State Security Project Legal Fellow will work closely with the staffs of both VLP and the Hiscock Legal Aid Society. This lawyer will screen clients, prepare immigration applications, provide legal advice and aid, plus educate the community on immigration law and policy. If funding is sustained, the possibility exists for the Fellowship to extend past a single year.

"Through this Fellowship this person will gain experience, and mentorship. Working alongside some of the most experienced immigration attorneys in Syracuse," said Comeau. ***Learn more about this opportunity by reading the job description below.***

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HISCOCK
LEGAL AID
SOCIETY

Organization: Volunteer Lawyers Project of Onondaga County, Inc.
Fellowship: Equal Justice Works New York State Family Security Project
Based at Syracuse, NY

The Volunteer Lawyers Project of Onondaga County is hosting a one-year Fellowship sponsored by Equal Justice Works designed to foster family security and community education through the provision of immigration legal services. The attorney selected for the Fellowship will be housed at the Volunteer Lawyers Project of Onondaga County's local office in Syracuse, NY. Per Equal Justice Works/AmeriCorps guidelines, the Fellowship must begin no later than January 1, 2018 and last for one year.

Fellowship Description: The Equal Justice Works New York State Family Security Project Legal Fellow will:

- Represent clients in immigration court and before U.S. Citizenship and Immigration Services (USCIS)
- Provide screening and intake
- Prepare immigration applications
- Provide brief legal advice and legal aid
- Educate the community on the impact of evolving immigration law and policy
- Engage pro bono attorneys and law students to provide legal assistance to immigrants and their families
- Position is a one-year Fellowship, with a possible one-year extension contingent upon continued AmeriCorps funding.

Qualifications: The ideal candidate will have the following:

- The ability to undergo and pass AmeriCorps-mandated criminal background checks (only conviction for murder and/or presence on sex offender registry are automatic bars to service; other criminal convictions are allowable pursuant to Equal Justice Works review and approval)
- A demonstrated commitment to public interest work and strong desire to assist indigent clients
- Strong writing, communication, interpersonal, and organizational skills
- The ability to work collaboratively in a variety of contexts
- Prior experience in managing independent projects or assignments
- Law school clinic, externship, summer or other relevant practice experience a plus
- The ability to begin the fellowship no later than January 1, 2018.
- Proficiency in a second language such as Spanish, French or Arabic preferred
- Those with experience in regards to immigration issues strongly encouraged to apply
- Willingness to attend a mandatory substantive immigration law training in New York City in January 2018, as well as the mandatory Equal Justice Works Leadership Development Training in Washington, DC in October 2018 (Note that travel costs for these trainings will be covered by Equal Justice Works)
- Must be currently admitted to law or be admissible shortly after beginning employment.

Salary:

The Fellow will receive annual living allowance, as well as financial support for housing, student loan repayment, and other permissible reimbursable living expenses. Additionally, Fellows receive an education award, health insurance, and other benefits. Interested applicants should contact Sally Curran, Executive Director, with any follow up questions.

Other Benefits Provided by The Volunteer Lawyers Project of Onondaga County:

- Health and dental insurance provided and low cost vision plan available
- Life and disability insurance provided
- Parking provided
- Position related travel reimbursement and bar dues provided
- Opportunities to participate in national substantive training on immigration law legal issues and in a variety of local and regional skills based and substantive trainings

Other Benefits and Professional Opportunities offered by AmeriCorps:

- Student loan forbearance and interest accrual payment upon successful completion of service
- Opportunity to attend national trainings focused on leadership, networking, and project development sponsored by Equal Justice Works
- Childcare assistance (if income eligible)

The Volunteer Lawyers Project of Onondaga County is a nonprofit legal aid organization whose mission is to provide access to justice by engaging the legal community in volunteer service to those in need. Our immigration program, in collaboration with Hiscock Legal Aid Society, serves a region covering 25 counties in Central New York.

Application Instructions:

Interested candidates should email a letter of interest and resume no later than as soon as possible to Sally Curran, Executive Director, at scurran@onvlp.org with the subject line: AmeriCorps Fellowship – [Your Last Name]. The letter of interest should clearly refer to the Equal Justice Works AmeriCorps Fellowship position. Applications will be reviewed as they are submitted. The Equal Justice Works AmeriCorps Fellow is scheduled to begin the term of service no later than January 1, 2018.

Volunteer Lawyers Project of Onondaga County is an Equal Employment Opportunity Employer and does not discriminate on the basis of race, color, religion, sex, sexual orientation, national or ethnic origin, age, disability or veteran status. We take pride in our diverse staff.

Application Deadline: Position is open until filled, but candidates are encouraged to apply as soon as possible.

Florida Residency:

It Doesn't Have to Change New York State Charitable Giving

By: Marion Hancock Fish, Esq.

Fall is here and Central New York snowbirds are making travel plans to flee the Empire State. While weather is certainly one reason to fly off to Florida, many snowbirds are heading south for another reason – to establish or maintain their non-New York residency for tax purposes. Recent changes in the law have reduced the impact of New York estate tax, but New York's high income tax rates remain a strong motivator to establish residency outside New York.

New York taxes its residents on income from all sources. On the other hand, nonresidents are only subject to tax on income derived from New York sources. Therefore, an individual who can establish legal residency outside New York will eliminate or at least minimize his exposure to New York tax.

There is a common misconception that charitable giving also needs to be adjusted during this process. Thomas Griffith, director of gift planning at the Central New York Community Foundation, reports that he often sees donors who change their tax domicile to Florida mistakenly thinking they need to cease their gifts to charities here in Central New York to avoid New York taxation. Let's look at this more closely.

Section 605(b) of the New York Tax Law determines a taxpayer's residency status. The initial question is whether the taxpayer is "domiciled" in New York. Although in everyday conversation "residence" and "domicile" are used interchangeably, here they have different meanings. "Domicile" is the place an individual intends to make her permanent home – the place to which she returns after absence. And though a person may have several residences, she may only have one "domicile."

These are the five primary factors to determine domicile under New York Law: the pattern of use of the New York residence; the taxpayer's New York business ties; where the taxpayer spends her time; the physical location of items "near and dear"; and the location of family. Even if a taxpayer is not considered "domiciled" in New York, the snowbird may still be taxed as a New Yorker if he spends more than half the year (or 183

days) in New York, and maintains a New York year-round residence.

To help snowbird clients navigate these complex rules, advisors have developed widely used checklists of "do's and don'ts". Often included in such lists is the recommendation that clients sever all ties with local charities. In response, clients have shifted their charitable support out of state, ceasing donations to organizations they and their families have supported for decades, and perhaps generations.

This is not the intent of New York law. In fact, advisors and clients will be reassured to know the New York Tax Law and published tax audit guidelines specifically state that where a taxpayer volunteers and to what charity a taxpayer donates are not relevant in determining the taxpayer's domicile. The New York legislature amended Section 605 of the Tax Law in 1994 to clarify that charitable support and volunteer work "shall not be used in any manner to determine where an individual is domiciled".

Professional advisors should revisit and revise their guidance to reflect this information. Surely, clients will welcome this news – one less item on the snowbird checklist and, more meaningfully, a green light to continue supporting the charities they have supported their entire lives.

For more information on this topic and ways you or your clients can support Central New York, I encourage you to connect with the Community Foundation. Their staff will work with you to identify the clients that could benefit, discern their intentions and create a plan that maximizes the advantage of their estate and financial plans. Contact Tom Griffith at tgriffith@cnycf.org or (315) 422-9538 for assistance.



Marion Hancock Fish, Esq. is a former board chair of the Community Foundation and partner at Hancock Estabrook, LLP. She focuses her practice on estate planning, transfer-of-wealth tax issues, family business planning and succession, charitable giving, not-for-profit law and elder law and special needs administration.

Town of Dewitt Justice David S. Gideon Installed As President of the New York State Magistrates Association



In October, Town of DeWitt Justice, Hon. David S. Gideon was recently installed as the President of the New York State Magistrates Association at its 108th annual conference held at the Turning Stone Conference Center and Resort in Verona, New York from October 15 to October 18, 2017.

More than 265 local

Town and Village Judges from all areas of New York State took part in the four day event, which combines the State Magistrates Association Annual Meeting and Conference with the Advanced Training Courses which are required by New York State for all of the Town and Village Justices in the Unified Court System. In addition to the mandated programs, the Association coordinated 24 elective courses taught by recognized experts in their respective fields.

Judge Gideon has served as Town of DeWitt Justice since 2000 and is the Town and Village Court Special Counsel for the 5th Judicial District; assisting the Town and Village Justices throughout Onondaga, Oneida, Herkimer, Oswego, Jefferson and Lewis counties.

The New York State Magistrates Association represents and supports the approximately 2100 Town and Village Justices throughout New York State, offering educational programs to the judges and interacting with New York State agencies regarding laws and other matters affecting our local justice courts; "The Courts Closest to the People".

The 108th conference began on Sunday evening with a welcoming address delivered by Onondaga County District Attorney William J. Fitzpatrick, Immediate Past President of the National District Attorneys Association. The keynote speaker at the installation banquet was New York State Senate Deputy Majority Leader, Hon. John A. DeFrancisco.

With the assistance of his wife, Kathy, and his sons, Joshua and Alex, Judge Gideon was sworn in as President of the Association by the Hon. James C. Tormey, 5th Judicial District Administrative Judge using his late father's bible.

In his acceptance address, Judge Gideon acknowledged the many challenges that will be presented this year, including the implementation of the constitutional right to counsel at arraignment and the consolidation of services to provide the most effective and cost-

efficient administration of justice in our local Town and Village Courts.

In accepting this new position as President of the Association, Judge Gideon looks forward to facing these many challenges and improving the Town and Village Justice Court system to provide for the fair and impartial administration of justice to the many citizens who appear for the first time in our courts; often times their

first encounter with the judicial system.

For additional information, please contact Hon. David S. Gideon at (315) 446-7548 by telephone or judgideon@twcny.rr.com by e-mail.



Left to Right: Alex Gideon, Crissy Hennelly, Kathy Gideon, Hon. David S. Gideon, Joshua Gideon and Kim Kittelson.

Renee L. James and Paul J. Tuck Join Hancock Estabrook, LLP



Renee L. James joins as counsel in the Labor & Employment, Municipal, and Education Practice Areas. Ms. James advises private and public sector employers in the areas of employment law, including Title IX, Americans with Disabilities Act, Title VII, and Section 504 of the Rehabilitation Act. Ms. James has represented

the New York State Public High School Athletic Association since 2005. She received her B.A. from the State University of New York at Cortland and her J.D. from Albany Law School of Union University.



Paul J. Tuck joins as an associate in the Litigation Department. Mr. Tuck focuses his practice on Commercial Litigation, Product Liability Litigation, and other civil disputes. Prior to joining Hancock Estabrook, Mr. Tuck was Judicial Law Clerk to the Honorable Frederick J. Scullin, Jr., United States District Court

Judge for the Northern District of New York. He received his B.A. from Arizona State University in 2009 and his J.D. from Vermont Law School in 2016.

Smith Sovik Named to Best Law Firm List by US News – Best Lawyers

Smith Sovik Kendrick & Sugnet PC is proud to announce that for the eighth consecutive year, the firm has been named to U.S. News - Best Lawyers "Best Law Firms". Smith Sovik has been named to the list every year since the first edition in 2010.

The firm received Tier 1 ranking in the areas of Insurance Law, Product Liability Litigation and Professional Malpractice Law. Smith Sovik received Tier 2 ranking in Employment Law – Management, Litigation – Labor & Employment, Medical Malpractice-Defendants, and Personal Injury Litigation-Defendants. Tier 3 ranking includes Personal Injury Litigation – Plaintiffs.

Firms included in the 2018 "Best Law Firms" list are recognized for professional excellence with persistently impressive ratings from clients and peers. Achieving a tiered ranking signals a unique combination of quality law practice and breadth of legal expertise. According to Best Lawyers, receiving a tier designation reflects the high level of respect a firm has earned among other leading lawyers and clients in the same communities and the same practice areas for their abilities, their professionalism, and their integrity.

Syracuse University College of Law New York Bar Exam Pass Rate is Highest in Decades

Syracuse University College of Law graduates who took the New York State Bar Exam for the first time in July 2017 achieved a 91.6% pass rate. That mark represents the highest rate in decades, and an increase of more than two percentage points over the College's 2016 pass rate. It is also well above the statewide median pass rate of 85% for New York law schools.

"We are pleased that our graduates continue to excel on the New York State Bar Exam," says Dean Craig M. Boise. "For the second year in a row, our graduates have delivered the best results in decades, and we are proud of their accomplishment. Their hundreds of hours of study and preparation are complemented by our dedicated faculty, supportive staff, and well-designed program of education. In particular, our new structured curriculum has proven to be a key to success on the bar exam, passage of which is essential to the practice of law."

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REFERRALS WELCOME

Hancock Estabrook Recognized As “Best Law Firm”

Hancock Estabrook is pleased to announce it has received Tier 1 ranking from U.S. News - Best Lawyers “Best Law Firms” for 2018.

Hancock Estabrook has been named a Tier 1 Metropolitan “Best Law Firm” in Syracuse for nine practice areas. The Tier 1 rankings include Appellate Practice, Commercial Litigation, Elder Law, Environmental Law, Health Care Law, Litigation - Trusts & Estates, Personal Injury Litigation - Defendants, Product Liability Litigation - Defendants and Trusts & Estates Law.

To be considered for a ranking, a firm must have a lawyer listed in The Best Lawyers in America, which recognizes the top four percent of practicing attorneys in the United States. More than 12,000 attorneys provided over 330,000 law firm assessments, and almost 7,000 clients provided close to 20,000 evaluations for the survey. Hancock Estabrook, LLP is one of Upstate New York’s leading law firms. We represent clients in a variety of industries, offering counsel and representation on a wide array of legal topics. Our attorneys are well recognized in their practice areas for their knowledge and experience in handling complex legal matters. To learn more about Hancock Estabrook visit hancocklaw.com.

14 Hancock Estabrook Attorneys Named The Best Lawyers in America© 2018

Hancock Estabrook, LLP is proud to announce that 14 attorneys representing 22 practice areas were named to The Best Lawyers in America for 2018, including: Cora A. Alsante, Janet D. Callahan, Richard W. Cook, John F. Corcoran, Michael L. Corp, Raymond R. D’Agostino, Catherine A. Diviney, John T. McCann, Walter L. Meagher, Jr., John L. Murad, Jr., Timothy P. Murphy, Alan J. Pierce, Steven R. Shaw and Doreen A. Simmons. In addition, Janet D. Callahan, managing partner of the Firm, has been selected as a 2018 The Best Lawyers in America “Lawyer of the Year”, in the Syracuse, NY metropolitan area, for Appellate Practice and Product Liability Litigation - Defendants. Michael L. Corp has been selected as a 2018 The Best Lawyers in America “Lawyer of the Year”, in the Syracuse, NY metropolitan area, for Litigation - Trusts and Estates.

The Best Lawyers in America is a ranking publication that compiles lists of outstanding attorneys by conducting exhaustive peer-review surveys in which thousands of leading lawyers confidentially evaluate their professional peers. To learn more about this publication, visit www.bestlawyers.com.

Menter, Rudin & Trivelpiece, P.C. Included in “Best Law Firms” of 2018

U.S. News & World Report and Best Lawyers have announced that Menter, Rudin & Trivelpiece, P.C. has been included in the 2018 “Best Law Firms” list and is recognized for professional excellence with persistently impressive ratings from clients and peers. This ranking is based on a rigorous evaluation process that includes the collection of client and lawyer evaluations, peer review from leading attorneys in their field and review of additional information provided by law firms as part of the formal submission process. The firm is pleased to be included in this very impressive group.

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Barclay Damon Litigator Linda Clark to Receive Scheindlin Award for Excellence in the Court Room



Barclay Damon announces Linda J. Clark, chair of the law firm's Health Care Controversies Practice Area, will be honored by the New York State Bar Association's Commercial & Federal Litigation Section with the prestigious Hon. Shira A. Scheindlin Award for Excellence in the Courtroom.

The award will be presented November 15 in the Daniel Patrick Moynihan US Courthouse, New York City, by US District Judge Mae A. D'Agostino, Northern District of New York.

Clark is nationally recognized as a lead trial lawyer and national, regional, and local litigation counsel in a wide range of matters, including the prosecution and defense of claims brought in state and federal courts on behalf of business and institutional clients.

The Shira A. Scheindlin Award for Excellence in the Courtroom was created in honor of former US District Judge Shira A. Scheindlin, Southern District of New York, who was past chair of NYSBA's Commercial & Federal Litigation Section. The section presents the award each year to a woman litigator who has distinguished herself in the courtroom in either the federal or state courts in New York and who has shown a commitment to mentoring young attorneys. The presentation is always made in early November to commemorate the date when women in New York State received the right to vote, November 6, 1917.

"I am humbled to be selected from among the state's innumerable outstanding women litigators for this honor," Clark noted. "And to receive this esteemed award as New York State is celebrating the 100th anniversary of women earning the right to vote is particularly gratifying. I am honored."

"I believe my success is due in large part," Clark continued, "to the importance our firm places on diversity and inclusion. The empowerment, elevation, and support of women is part of our driving philosophy, and it's incorporated into every aspect of the firm's operations, hiring, and training. This environment has allowed me to flourish in delivering on client needs and, I hope, to offer the same type of empowerment and support to the next generation of attorneys."

John P. Langan, Barclay Damon's managing partner, said, "As a firm that seeks to foster a gender-neutral culture that focuses on the individual talents and skills its attorneys bring to the firm, courtroom, and/or closing table, we consider this a win for Barclay Damon as well as a huge and well-deserved honor for Linda. We are so proud of her and the inspiring work she does for our clients—both in and out of the courtroom."

"Linda's accomplishments as a lawyer are second to none," added M. Cornelia Cahill, the firm's incoming deputy managing partner, "and I am always impressed by her readiness and willingness, in spite of all the professional demands she faces, to share her time and wisdom with younger women attorneys, whether it's through our Women's Forum, our mentoring program, or informal day-to-day interactions. I look forward to seeing where Linda's career will take her and where she will guide the next generation at our firm."

In addition to supporting, mentoring, and championing women litigators as they achieve high-level trial roles, Barclay Damon's diversity and inclusion initiatives include mentoring and promoting women into leadership positions. Women holding top-level leadership roles include two practice group leaders, 12 practice area chairs, and four administrative department heads, in addition to Cahill, who will become the firm's first deputy managing partner on January 1, 2018, and is the longest-standing member of the firm's Management Committee.



Emilee Lawson Hatch and Christine Woodcock Dettor stand together at Bousquet Holstein's office on West Fayette Street.

We provide our clients with creative ways to tailor their estate plans to incorporate charitable giving. Our clients rely on and benefit from the many customized options that the Community Foundation offers.

When our clients show interest in charitable planning, we feel comfortable referring them to the Community Foundation. Its knowledgeable staff works closely with each client to create a personalized giving plan that supports the causes our clients care about, while also achieving tax advantages.

The Community Foundation acts as a steward as they oversee our clients' gifts in perpetuity. One of the key benefits to the Community Foundation is that they take the time to vet charitable organizations to ensure that money is being distributed wisely, which sustains its impact over time.

Giving Advice: Christine Woodcock Dettor & Emilee Lawson Hatch



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Read more of Christine and Emilee's story at
CNYCF.org/DettorHatch

CNYCF.ORG
(315) 422-9538

BAR BOARDS:

FAMILY PRACTICE ATTORNEY SEEKS PARALEGAL/LEGAL SECRETARY

Paralegal/Legal Secretary position available with a prominent Family Practice firm located in downtown Syracuse. Experience required. Must have excellent communication skills and ability to work in a fast-paced environment. Salary commensurate with experience. Forward letter of interest with salary requirements and resume to Box A, Onondaga County Bar Association, 431 E. Fayette St., Syracuse, NY 13202.

OPENING FOR ATTORNEY AT MELVIN & MELVIN, PLLC

Mid-size Syracuse law firm seeks to hire a self-starting, energetic attorney with 2-5 years' experience for its estates, trusts and transactional practices. The successful candidate will have excellent verbal, interpersonal, and research and writing skills. Must be licensed to practice in New York. Please forward resume to hirepartner@melvinlaw.com.

OPENING FOR MATRIMONIAL ATTORNEY AT MELVIN & MELVIN, PLLC

Mid-size Syracuse law firm seeks to hire a self-starting, energetic attorney with 2-5 years' experience for its matrimonial practice. Please forward resume to hirepartner@melvinlaw.com.

CHITTENANGO LAW OFFICE FOR SALE

Law Office Building for Sale, 216 Genesee St., Chittenango, NY. Three offices, reception area, back room/storage area and a rented apartment upstairs. Currently configured with 2 offices and a conference room. Building is right beside municipal parking with easy access. Contact realtor Peter Denney, peterdenney@howardhanna.com or 315-247-1910.

BARCLAY DAMON

Torts & Insurance Attorney (Albany)

Barclay Damon LLP, a 275-attorney law firm, with 33 practice offerings and eleven offices throughout New York State and the Northeast, is seeking a full-time Associate for the Albany office to join its Torts & Products Liability Defense Practice Area. The Associate should have 3-5 years of torts defense experience.

Candidate must be licensed to practice in the state of New York; have superior verbal, written, and interpersonal skills; and have demonstrated abilities to work directly with clients and develop and execute service strategies.

Interested candidates are encouraged to submit a resume, cover letter, transcript, and writing sample in confidence to:

Recruitment Coordinator Barclay Damon, LLP
Barclay Damon Tower 125 East Jefferson Street
Syracuse, NY 13202

Contact: Recruitment Coordinator Email:
jobs@barclaydamon.com

LOCATION(S): Albany

Barclay Damon is an Equal Opportunity Employer. EEO M/F/V/H

The Donald J. Martin Law Firm



Donald J. Martin, Esq., announces the opening of his private practice and new contact information, commencing January 1, 2018:

The Donald J. Martin Law Firm
P.C. 100 Clinton Square
126 N. Salina Street- 4th Floor
Syracuse, NY 13202
(315) 728-3939
don@djmartinlaw.com
wendy@djmartinlaw.com

Practice limited to matrimonial and family law. Referrals are welcome.

From the Courts



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NOTICE TO THE BAR

The Appellate Division, Fourth Department has scheduled the following terms of Court for 2018:

JANUARY TERM:	MONDAY, JANUARY 8, 2018 - FRIDAY, JANUARY 19, 2018
FEBRUARY/MARCH TERM:	TUESDAY, FEBRUARY 20, 2018 - FRIDAY, MARCH 2, 2018
APRIL TERM:	TUESDAY, APRIL 3, 2018 - FRIDAY, APRIL 13, 2018
MAY TERM:	MONDAY, MAY 14, 2018 - FRIDAY, MAY 25, 2018
*JUNE TERM:	MONDAY, JUNE 18, 2018 - WEDNESDAY, JUNE 20, 2018
SEPTEMBER TERM:	MONDAY, SEPTEMBER 10, 2018 - FRIDAY, SEPTEMBER 21, 2018
OCTOBER/NOVEMBER TERM:	MONDAY, OCTOBER 22, 2018 - FRIDAY, NOVEMBER 2, 2018
DECEMBER TERM:	MONDAY, DECEMBER 3, 2018 - FRIDAY, DECEMBER 14, 2018

* submitted cases only

The Lawyers' Assistance Project Of Onondaga County

What Is the Lawyers' Assistance Project?

The Lawyers' Assistance Project of Onondaga County is a confidential service providing information, referrals, access to professional counseling and peer support.

What Kind of Assistance Is Available?

You are entitled to a confidential telephone consultation, free counseling sessions with a professional counselor, and participation in peer support groups.

What Can I Expect When I Call for an Appointment?

You will talk to an intake coordinator who may refer you to an experienced counselor. Family Services Associates serves as the Project's counseling agency.

Is Contact with the Lawyers' Assistance Project Confidential?

YES. You can discuss the issue of confidentiality with the intake coordinator or counselor.

Why Was the Project Set Up?

The Project was established to assist lawyers who have problems with alcohol, drugs, stress, anxiety, depression, gambling and other personal problems.

Who May Call?

Attorneys, judges and law students in Onondaga County and these other neighboring counties: Oswego, Jefferson, Lewis, Herkimer, Oneida, Cortland, Cayuga and Madison counties.



For more information contact:

The New York State Bar Association Lawyer Assistance Program-- (800) 255-0569

Family Services Associates-- (315) 451-2161

Onondaga County Bar Association

Executive Director, Jeff Unaitis-- (315) 579-2581



In Memoriam

Please advise Peggy Walker at pwalker@onbar.org if there are any other members of our profession whom we have lost in the year of 2017.

Thank You



OCBA CONTINUING LEGAL EDUCATION

431 East Fayette St. | Syracuse, NY | Phone: 315-579-2578 | Fax: 315-471-0705 | cchantler@onbar.org

Advanced Topics in Family Law: LGBTQ Parentage and Advocating for Clients Experiencing Poverty and Domestic Violence

Amy Schwartz-Wallace, Esq.

Senior Attorney, Empire Justice Center - Rochester

Kate Woods, Esq.

Deputy Director, Legal Assistance of Western New York

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Diversity, Inclusion & Elimination of Bias MCLE credit!

Gain insight into this ever-broadening practice area from two practitioners leading the charge on legal protections for same-sex parents.

Also covered: The basics of public benefits and dynamics of domestic violence.



LUNCH WILL BE SERVED

This CLE is brought to you in partnership with the Central New York Women's Bar Association.

Central New York
Women's Bar Association

3.0 MCLE (1.0 Diversity, Inclusion & Elimination of Bias, 2.0 Prof. Practice)

Thursday, January 11, 2018

Noon to 3 p.m. (Doors open at 11:30 a.m.)

CNY Philanthropy Center, Ballroom

431 E. Fayette St., Syracuse NY 13202

Register at Onbar.org **or** by mail using the form below

Advanced Topics in Family Law | Thursday, Jan. 11, 2018 | RSVP by Jan. 9th

Member \$60 | Paralegal \$30 | Non-Member \$90 |

FREE for Lifetime/Agency/Student/CNYWBA Members

(Make checks payable to Onondaga County Bar Association)

Attendee(s) _____ Phone _____

Firm _____ Email _____

Address _____ Billing Zip _____

Check Enclosed Will bring Check to CLE CC Card# _____ Exp. _____