BAR REPORTER
ONONDAGA COUNTY BAR ASSOCIATION

FEATURED ARTICLES

<table>
<thead>
<tr>
<th>Gifting Minimum Distributions to Charity</th>
<th>Thoughts ~ For A Valentine</th>
<th>Trading Privacy for Property</th>
</tr>
</thead>
<tbody>
<tr>
<td>PAGE 7</td>
<td>PAGES 8-9</td>
<td>PAGE 12</td>
</tr>
</tbody>
</table>

January 2020
Volume 65 Number 1
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.

UPCOMING EVENTS:

Memorial Observance - Information coming soon!
Paralegals Luncheon - Thursday, February 13th
CNY Philanthropy Center, 3rd Floor Conference Room

CLE | Settling a Personal Injury Case and Preserving Your Client’s Government Benefits: SNTs, Pooled Trusts and Medicaid Eligibility - Wednesday, February 26th
CNY Philanthropy Center, 2nd Floor Ballroom

CLE | If Not Now, When? ADR in the State and Federal Courts: A Perspective from the Bench and the Bar
Thursday, February 27th
CNY Philanthropy Center, 2nd Floor Ballroom

Visit our website for more information.

In Memoriam...
Edmund M. Davis
December 25th, 2019

Joseph Bollettieri
January 7th, 2020

William Bulsiewicz
January 21st, 2020
“...I still insist that it is the profession of law and the lawyer that make popular government under a written constitution and written statutes possible.”

- William Howard Taft, U. S. President and Chief Justice of the Supreme Court

Despite being the subject of more jokes than one could count (many of which likely hit closer to home than we might like to admit), the law remains one of the necessary pillars of a stable society. Within that framework, it falls to the lawyer to not only advocate for the individual, but also to safeguard the process. To that end, as lawyers we take an oath to support the federal and state constitutions, and to “faithfully discharge the duties of the office of attorney.” It is not with weapons or force that we discharge that duty, but with character, integrity and a willingness to stand strong in the face of those who would seek to pervert the system.

As a community of lawyers, we look to one another to carry that mantle. As a Bar Association, we strive to provide our legal community with the tools and network necessary to facilitate the discharge of that most important duty. Whether it be Continuing Legal Education programs, events to bring us together or services to help those who may have faltered along the way, the OCBA is constantly working to support the legal community.

To that end, February brings with it two stellar CLE programs. On Wednesday, February 26, from 1 to 2:30 p.m., the OCBA presents “Settling a Personal Injury Case and Preserving Your Client’s Government Benefits: SNT’s, Pooled Trusts, and Medicaid Eligibility.” This 1.5 credit CLE will take place at the CNY Philanthropy Center Ballroom, 431 E. Fayette Street, Syracuse. The following day the OCBA, in conjunction with the CNY Women’s Bar Association, presents “If Not Now, When? ADR in the State and Federal Courts: A Perspective from the Bench and Bar.” Moderated by the Honorable Deborah H. Karalunas, panel members include Hon. Glenn T. Suddaby, Hon. Therese Wiley Dancks, Hon. James P. Murphy, Hon. Martha Walsh Hood and Suzanne Messer, Esq. Presented from 3 to 5:30 pm, this CLE is FREE to all current members of the OCBA and CNYWBA. You can register for both programs at www.onbar.org.

If you aren’t a current member of the OCBA, now is the perfect time to renew your membership. Enjoy the benefit of 6 free Audio CLE credits. Become part of the community!
In Memoriam

The Onondaga County Bar Association extends its deepest sympathy to family, friends and colleagues of those we lost in 2019:

Judith L. Alderman  
Richard J. Brickwedde  
John J. Curran  
Edmund M. Davis  
Alison B. Fineberg Pauldine  
Paul M. Hanrahan  
Mark T. Harrington  
Joseph J. Lawton, Jr.  
G. William Lemax  
Joseph R. Pacheco II  
Hon. John S. Parker  
Michael J. Pekarsky  
Angelo J. Rinaldi  
Marcus A. Stornelli  
William E. Sugnet  
Hon. James C. Tormey III  
Charles H. Umbrecht, Jr.  
Kenneth C. Wheeler, Jr.  
Ben Wiles, Jr.  
Harrison V. Williams, Jr.

Please advise Jeff Unaitis at junaitis@onbar.org of other members of our profession whom we have lost.
You’re Invited!

Paralegals Luncheon

THURSDAY February 13th Noon-1:00p.m.

CNY Philanthropy Center
3rd Floor Conference Room
431 East Fayette Street
Syracuse, NY 13202

What the SECURE Act Means for Trusts/Estates Practices

Guest Speaker: Meghan M. Pompo, Esq.
Associate of Anthony Marrone

Free Lunch Provided By:
OCBA Paralegals Section

RSVP: Jean Swanger, jswanger@barclaydamon.com
While my health steadily improved after a cancer diagnosis, I watched as five of my hospital roommates experienced a different fate. In those somber moments I found renewed purpose — to help others enduring similar battles.

When the Central New York community generously raised money for my treatment, I put it towards establishing the Patrick Wiese Foundation Fund at the Community Foundation. Grants support the purchase of materials for children diagnosed with cancer to continue their education.

The Community Foundation’s financial expertise gives us the peace of mind and assurance that the fund will be well-steward to continue supporting the cause we care about in the community that has given our family so much.

GIVING FOR IMPACT:
PATRICK WIESE

Read more of the Patrick’s story at cnycf.org/Wiese
Many people spend years looking forward to retirement, but quite often when the time comes to take required distributions from their IRA, they find they are not ready. They usually either do not need the extra income yet or do not want to pay taxes on the additional income.

Let’s take the example of a couple, Jack and Diane, who reached this crossroads a few years ago. Not needing the money for themselves at the time, they decided to use their distributions to accomplish their charitable goals while also avoiding taxes. There is a strategy for retired individuals and couples to make this happen.

To be eligible, an individual must have an IRA and be at least 70 ½ years old. Once determined to be eligible, an individual can use a qualified charitable distribution (QCD), also known as a charitable IRA rollover, to help worthy causes and organizations. Individuals can direct up to $100,000 per year from their IRA to eligible public charities without, in most cases, counting it as taxable income. For married couples, both spouses can make individual gifts of up to $100,000 from their traditional IRAs, for a total of $200,000. (Please consult your tax advisor regarding your specific situation.) At age 72, annual withdrawals from IRA accounts become mandatory and are referred to as required minimum distributions (RMDs). At this point, the QCD has the added benefit of counting towards their RMD!

QCDs from traditional IRAs have become one of the fastest growing types of charitable gift. According to a recent survey, the average use of QCDs increased by 73.8 percent from 2017 to 2018. This significant spike in popularity is attributed to an aging American demographic - three to four million baby boomers born each year reach the age of 70 ½.

Also, since the introduction of higher standard deduction requirements in the 2018 Tax Cuts and Jobs Act, fewer taxpayers are itemizing and are looking to use their RMDs while not affecting their taxable incomes. In 2019, the standard deduction rose to $12,200 for individuals and $24,400 for married couples filing jointly, which is almost double the pre-tax reform standard deduction in 2017.

One of the appealing factors of QCDs is that they can be made to any public charity or house of worship across the country, as long as the gifts are made outright. The Pension Protection Act of 2006, which created the charitable IRA rollover, specifically prohibited transfers to donor-advised funds or private foundations. Therefore, when using the charitable IRA rollover to make a gift to a community foundation, the gift must be directed to a permanent fund.

Community foundations can work with individuals who want to use a QCD to create a permanent fund that will carry on their charitable wishes for generations. A permanent fund can be structured in several ways: to support the greatest needs of the community each year as a general endowment fund; to support a geographic or topical field of interest such as programs to reduce poverty or care for animal; or designated to support specific nonprofits as indicated by the donors.

No matter how it is designed, the fund becomes a permanent source of charitable support in the community. A donor may make additional gifts to the fund both during their lifetime and through their estate.

Let’s return to our example of Jack and Diane. For them, this tax-advantaged opportunity was a no-brainer. Having spent more than 40 years living and working in this region, the couple knew they wanted to do something to give back to the community that had given them so much. Giving back through their RMDs was the simplest, most tax efficient and flexible way for them to do so.

They both had served on numerous nonprofit boards and remained civically engaged through various volunteer efforts. Diane, a retired teacher, and Jack, an engineer, each had their own list of preferred charities and found it difficult to choose which ones should receive their support. After evaluating their overarching goals for charitable impact and how they wished to be remembered, they opted to establish a field-of-interest fund for literacy and S.T.E.M. education, as well as a named community fund to provide broad support, at their local community foundation. The multi-purpose interest areas reflect each of their individual passions, while still allowing for flexibility based on changing community needs.

By using a charitable IRA rollover to create these funds, Jack and Diane were able to make a gift that will keep on giving for generations to come. QCDs open the door for new and flexible giving opportunities for people who love this community to support the causes most important to them.

Pragya Murphy is Development Officer at the Central New York Community Foundation. She assists individuals, families and companies with their charitable planning and provides consultation and assistance to the local professional advisor community. She can be reached at (315) 422-9538 or pmurphy@cnycf.org.
Once upon a time, there was a reluctant LOVEE (the one who is loved), the object of the interest of the LOVER, (also referred to as a LOVYER). To win her attentions and because he was a man of wealth, Lovyer declined the unpaid help of Lovee’s busy-body BFF, a self-professed LOVE MONGER (one who acts as a courtship go-between) and instead employed a LOVE BROKER (a person who for pay acts as an agent between lovers).

Forsooth, even with the invocation to the LOVE GOD (Cupid or Eros – all you cross-word puzzle fans?) and the use of a LOVE CHARM (an item or potion to excite love), Broker ran into resistance from Lovee. Desperation setting-in, Broker and Lovyer conspired to give Lovee some LOVE JUICE (juice of the pansy which, if dropped in a sleeper’s eyes will cause that person to fall in love with the first person seen on waking. Sorry, no recipe provided).

At the sleeping hour, Lovyer slipped into Lovee’s room, dosed her eyes and waited. She woke, first casting her eyes on Lovyer. Pursuant to the product Warrantee, Lovee instantly became LOVE DRUNK (self explanatory, it would seem) for Lovyer. (He made huge investments thereafter into pansy juice futures.)

Yea, verily, it became time then for the LOVE MAKING. (Naughty you! It means courtship). During that LOVE SUIT (also courtship), Lovyer did his best to be LOVESOME (charming), even slaying a vegetarian dragon as an ostensible LOVE FEAT (an act of gallantry) and engaging in other LOVE DRURY (acts of affection). Pansy juice eye-drops were administered regularly.

Thenceforth and thereupon, Lovyer began to take Lovee on long walks, tiptoeing through LOVE GRASS (genus eragrostis) and LOVE-IN-A-MIST (a fennel-flower, sometimes called LOVE-IN-A-PUZZLE). Sometimes they strolled fields of LOVE-IN-IDLENESS (the pansy), all the better for dosing. There was one trysting (Egad!), and fearsome of the development of a LOVE CHILD (hmm…), marriage was proposed and accepted.
Yea, Merrily, there was a wedding, the celebration a true LOVE FEAST (a sumptuous repast involving a large number of guests or participants). At the feast, no surprise, there was great passing of the LOVING CUP (a wine-filled vessel, usually with three handles, passed around among friends for mutual sipping). Amid the drunken festivities, no one suspected this apparent LOVE MATCH (a marriage in which love is the only consideration) depended on the regular eye-dropping of pansy juice.

Alas, Lovyer tired of married life and stopped giving pansy juice eye drops to Lovee. He began study of the LOVE DART (something to do with snail anatomy). At night he hung out at the local tavern where he drank and smoked eragrostis grasses (see above) and, to blend with the tavern crowd, grew a LOVE LOCK (a longer hair curl or braid). This infuriated Lovee, who gave him a LOVE TAP (a caressing touch), and said, “Get a haircut and snap out of it.”

Hied they, to alternative dispute resolution of their difficulties, setting a LOVE DAY (a day set for the amicable adjustment of disputes), a/k/a, couples counseling.

Alack, in reading Court papers Lovee discovered the pansy juice caper. The marriage ended in divorce. Lovyer was granted custody of all his research snails and coveted snail etchings. Smart woman, Lovee demanded all Lovyer’s holdings in pansy futures.

Verily, forsooth, and all of that, things worked out for the best. Combining her interests in pansy-juice stock and the LOVE APPLE (tomato) farm she inherited from her family, Lovee went on to create Lovee’s Love Apple Love-Aide, Inc., (trading on the exchanges as LLA-LA). A kind woman and aware her fortune was tied to Lovyer’s pansy juice caper, Lovee persuaded Lovyer to take the position as LLA-LA’s CPO (Chief Philter Officer).

And they lived happily, if not LOVERABLY (look it up), ever-after.
Two offices to serve our clients better

- SERVICE OF PROCESS
  - FORECLOSURES
  - EVICTIONS
  - SUBPOENAS
  - AND MORE!
- COURT SERVICES
- FORECLOSURE SALE POSTINGS
- FORECLOSURE SALE REPRESENTATION
- SKIP TRACING
- PROPERTY INSPECTIONS

Utilization of the latest technology

- Photos with embedded time stamp and GPS coordinates on every service attempt (local area)
- Body camera utilization (local area)
- Copies of signed affidavits and service documents available online
- Email updates on every serve
- Status available online 24/7

Local and nationwide service

Why spend your time searching for process servers in different areas? The Chase Agency can serve your documents anywhere. Concentrate on your firm’s needs and let us handle the service.

Membership in several process serving associations

NAPPS – National Association of Professional Process Servers
NYSPPSA – New York Professional Process Server Association
FAPPS – Florida Association of Professional Process Servers
CALSPro – California Association of Legal Support Professionals
Michael Klein Retires

Michael A. Klein retires this month after 43 years in the legal profession.

His quiet effectiveness has served him well as the District Executive of the Fifth Judicial District.

“No matter how large or controversial the issue is before him, he remains calm and respectful of others in working out a solution and resolution to the issue or problem before him,” said Donald C. Doerr, an attorney with the Cerio Law Offices.

Klein kept close to the judicial system during his career. Admitted to practice law in New York in 1977, after receiving his juris doctorate at Duke University School of Law, he began judicial clerkships.

Klein and Doerr met in Rochester in the late 80s during Klein’s 20-year clerkship with the Hon. John F. Lawton, Associate Justice, Appellate Division, Fourth Department. In recent years, the duo presented the Supreme Court Practicum CLE to lawyers eager to know court protocol.

For the last 13 years, Klein worked closely with the late Hon. James C. Tormey, Fifth District Administrative Judge and Justice of the Supreme Court before his passing in 2019.

Together, the colleagues prioritized promoting the public’s confidence in the court system by implementing problem-solving courts such as Landlord/Tenant Court and Raise the Age programming.

“I miss him,” Klein said.

As a former Deputy County Attorney, Klein greatly enjoyed envisioning the expansion of Syracuse by working on county bonding projects.

“Bonding was fun because you’re building something,” he said, of his work to add structures to the Rosamond Gifford Zoo and other county institutions.

A longtime OCBA member, Klein served as the association’s president in 2001. During his term, he focused almost entirely on raising the attorney pay rates for Assigned Counsel panelists, said his successor Doerr (OCBA President 2002).

“At that time the Assigned Counsel attorneys were only getting paid $25 per hour and $40 per hour for ‘in court’ time and the rates had not been raised since 1986,” Doerr said. “While the rates were not raised until 2004, he championed this cause on behalf of all Assigned Counsel Attorneys, many of whom were members of the OCBA.” Klein agrees this was his “soapbox” issue and called it “fascinating” that the 2004 ACP rates remain in place today.

Klein’s reflection on his legal career encompasses all the people with whom he’s collaborated.

“I’ve enjoyed trying to take care of the people who are the clients of the system,” he said. “To provide them the process they are due. And I’ve especially enjoyed working with the hundreds of wonderful people who try to serve the public as best they can.”
Trading Privacy for Property:
How New York State’s new disclosure requirements expose LLC members
By: Thomas G. Babcock, Esq.

New York State has now passed new legislation which requires additional disclosures for Limited Liability Companies (“LLC’s”) in real estate transactions. This law, which is effective immediately, requires that the purchase or sale of residential real property be linked to an actual person as opposed to an LLC. This required disclosure of information seems to conflict with one of the more common reasons many create LLC’s, namely to remain anonymous with regards to real estate or other transactions.

On September 13, 2019, the State of New York enacted Chapter 297 of the Laws of 2019, which amends New York Tax Law § 1409(a) and adds a new subdivision (h) to § 11-205 of the New York City Administrative Code. This law results in further information regarding an LLC’s members being available to the public and requires real estate professionals to obtain additional information in order to buy or sell residential real property in New York State. While the legislation seems to only apply to 1-4 family residential properties, it is also intended to apply to single condominium units and single co-op apartments based upon answers provided by the bill sponsors’ staff immediately prior to the Governor’s signing. The State has seemingly anticipated the above mentioned anonymity concerns by stating that the required disclosure shall not be deemed “an unwarranted invasion of personal privacy.”

Another important aspect of this new legislation is that it is effective immediately and therefore has given those involved in real estate transactions little time to adjust and understand its impact. It seems that the County Clerks have already begun to enforce this act. Further, no form has been created by New York State that contains the information requested, despite the legislation passing, which has causes further confusion. The absence of this form results in attorneys and other real estate professionals having to create their own documents for submission to the County Clerk’s office.

The relevant part of the new law states that when an LLC is buying or selling residential property, it must be:

“…accompanied by a document which identifies the names and business addresses of all members, managers, and any other authorized persons, if any, of such limited liability company and the names and business addresses or, if none, the business addresses of all shareholders, directors, officers, members, managers and partners of any limited liability company or other business entity that are to be the members, managers or authorized persons, if any, of such limited liability company. The identification of such names and addresses shall not be deemed an unwarranted invasion of personal privacy pursuant to article six of the public officers’ law. If any such member, manager or authorized person of the limited liability company is itself a limited liability company or other business entity, the names and addresses of the shareholders, directors, officers, members, managers and partners of the limited liability company or other business entity shall also be disclosed until full disclosure of ultimate ownership by natural persons is achieved. For purposes of this subdivision, the terms “members”, “managers”, “authorized person”, “limited liability company” and "other business entity” shall have the same meaning as those terms are defined in section one hundred two of the limited liability company law.”

Tom Babcock is an attorney at the firm of Melvin & Melvin PLLC, where he practices in the fields of Residential Real Estate along with Estate and Trust Planning and Administration. He may be reached via phone via (315) 422-1311 or email via tbabcock@melvinlaw.com.
Blockchain Implementation on the Current Political Situation of Hong Kong

Interactive Seminar with Donghoo Sohn & Kyoungtae Hwang

Tuesday, February 4 at 12:00 p.m.
Room 106
CART Services available. Light lunch provided.
We are nearing the quadrennial 29th day of February. The oddity of leap day spills into our law in such areas as the statute of limitations, statutory "speedy trial," pensions, employment, schooling, and interest payments. Leap day was included in the Gregorian calendar decreed by Pope Gregory XIII in 1582, to account that a year is actually 365.24 days long. An extra day is needed on the calendar every four years to adjust for the fractional overage. There is no leap day in any year divisible by 100, but there is a leap day for years divisible by 400. Therefore, 1900 was not a leap year, 2000 was, and 2020 is. The Gregorian calendar is so accurate that in 8,000 years, it will be off by only one day. The Gregorian calendar is adopted in New York in General Construction Law 57.

If a cause of action accrues on February 29th and the applicable statute of limitations is measured by a number of years concluding when there is no February 29th, does the limitations period run to February 28 of the out year, or March 1? The answer is found in GCL 58, which provides that the extra day of leap year (the 29th) and the day immediately preceding it (the 28th) are treated as one combined day for purposes of time computations. Therefore, and counter-intuitively, the statute of limitations expires on February 28 of the out year. Of course, for actions subject to a four year limitations period such as breach warranty from the sale of goods1 and twenty years to recover on bonds and money judgments,2 the statute expires on the February 29th anniversary date of the fourth or twentieth year. Attorneys computing statutes of limitations measured by days such as 30 days for challenging filed zoning board decisions3 and one year and 90 days for commencing actions against municipalities4 must take into account the extra day in February for precisely calculating the last day of timeliness.5

Education Law 3204.4 defines a school year as consisting of 180 non-holiday days that school is in session. That number applies in all years, whether the year consists of 365 or 366 days. Therefore, there is an extra day of summer vacation for students and teachers in leap years.

In criminal law, the People are required to be ready for trial within six months for felonies, 90 days and 60 days for defined misdemeanors, and 30 days for non-criminal violations, minus "excludable" time.6 The extra day must be taken into account not just in measuring the 90, 60, or 30 day readiness periods,7 but also, in subtracting excludable time.

On average, two out of seven leap days fall on a weekend when many salaried employees have a day off, resulting in an extra day off with pay. Conversely, five of seven leap days fall on a weekday where many salaried employees work the extra day without additional compensation. Employees paid by commissions, contingency fees, per diems, or hourly wages are unaffected.

One case reported nationally involved the role of leap day in determining a retiree's pension, Cella v Sanitary Dist. Employees’ and Trustees’ Annuity and Ben. Funds. In Cella, a retiree argued that his pension, calculated against his highest 24 months of earnings, should have been adjusted to add an extra day's wages for a leap day during the period. The court disagreed because the pension was expressly calculated based on “months” instead of “days.” The same result would likely be reached in New York given the language of GCL 58, that a month means a month regardless of its specific number of days.

The per diem computation of contractual interest, and statutory interest on verdicts and judgments, must also take leap day into account for accuracy.9

Calculations in legal matters must be precise. Attorneys need to account for leap day to avoid the untenable and embarrassing circumstance of missing a deadline or calculation by a single day. Be mindful of the count in the relevant years.

---

1. UCC 2-725.
2. CPLR 211.
3. Town Law 267-c.
4. GML 50-1-1.
5. DeCicco v City of Syracuse, 68 AD3d 1771, 1772 (4th Dept.2009).
6. CPL 30.30(i), (4).
9. CPLR 5001-5003; 235 E. 83 Realty, LLC v Fleming, 18 Misc.3d 1142[A]).

* Mark C. Dillon is a Justice of the Appellate Division, Second Department, and an Adjunct Professor of New York Practice at Fordham Law School.
Barclay Damon LLP, a leading law firm of nearly 300 attorneys that operates from a strategic platform of offices located in the Northeastern United States and Toronto, is seeking the following attorneys.

**IP Litigation Associate (Syracuse)**
Barclay Damon seeks an associate to support its intellectual property litigation team.

The ideal candidate should have at least two years of complex litigation experience. Prior intellectual property or federal court experience is strongly preferred but not an absolute requirement. Candidates must be licensed to practice in New York State and have strong verbal, writing, and interpersonal skills.

**ERISA Partner (Albany, Buffalo, Rochester, or Syracuse)**
Barclay Damon seeks an ERISA attorney or attorneys to join its employee benefits team to represent sophisticated firm clients in all areas of employee benefits law, including qualified and non-qualified retirement plan design and compliance, ESOPs, sponsor and fiduciary risk management, benefit plan documentation, executive compensation, health and welfare benefit plans, ERISA claims and dispute resolution, governmental investigations and audits, and Affordable Care Act compliance.

The ideal candidate will be able to practice independently in these areas and will be involved in the development and maintenance of client relationships. A portable and growing book of business is highly desired.

**Real Estate Associates (Syracuse)**
Barclay Damon seeks two associates to work directly with partners and clients on sophisticated commercial real estate transactions involving the sale, acquisition, securitized financing, and leasing of shopping centers, office buildings, energy assets, and other commercial real estate. Duties include reviewing, preparing, and managing transaction documentation; assisting in reviewing, managing, and responding to diligence requests; coordinating closings; and analyzing and examining real estate titles.

Candidates must be licensed to practice in New York State or eligible to waive into the New York State Bar; have one to six years of experience as an attorney in commercial real estate or financing transactions with experiences commensurate with their years of practice; be organized and detail oriented; and possess excellent verbal and written communication skills. Consideration will be given to recently admitted attorneys who have non-lawyer business experience in commercial real estate, securitization, structured finance, or related fields.

**Restructuring, Bankruptcy & Creditors’ Rights Associate (Buffalo, Rochester, or Syracuse)**
Barclay Damon seeks an associate to support its Restructuring, Bankruptcy & Creditors’ Rights Practice Area.

The ideal candidate should have at least one year of litigation or judicial clerkship experience. Prior experience in complex bankruptcy matters will be highly regarded. Candidates must be licensed to practice law in New York State and have strong verbal, written, and interpersonal skills.

**How to Apply**
Interested candidates should submit a cover letter, resume, transcript, and writing sample. To apply for a position with Barclay Damon, visit: barclaydamon.com/careers

For questions, please contact: jobs@barclaydamon.com

Barclay Damon is an equal opportunity employer.

EEO M/F/V/H
More than 50 friends, colleagues and co-workers celebrated the retirement of Deb O’Shea, who is retiring after 17 years as the Pro Bono Coordinator for the Volunteer Lawyers Project. Deb joined the Onondaga County Bar Association in 2004 as the sole staff person overseeing the organization’s pro bono programs and Lawyer Referral Service and most recently focused her work on her greatest passion: preventing homelessness through eviction defense. At her going-away party on January 24, VLP Executive Director Sally Curran and Tony Gigliotti, who was instrumental in establishing OCBA’s pro bono efforts, lauded Deb’s accomplishments and commitment and wished her a well-deserved and exciting retirement.

Congratulations, Deb O’Shea!
I was about to handle one of my first real estate closings. With thanks to the tutelage of Attorney Jim Granito, I was prepared. My file folder for my Buyer clients (friends) had traveled with me for days. I used all my spare time opening the folder, reviewing my numbers and arranging and re-arranging my few documents. But I was nervous. The severe reputation of the bank closing attorney loomed.

We were early, waiting in the conference room at that large law firm. The door opened. The closing attorney – whose visage matched his pointy reputation – glared icily at me to report that the Seller’s attorney would be late.

This was the second good news for that closing. I had just discovered that the file folder that had been with me for weeks was not in my briefcase. Quickly I tossed my client friend my key with direction about where to find the folder on my desk and prayed for his return in time.

The other good news? The Seller’s attorney was handling the closing as a “sideline” to his in-house corporate work and had less experience than I did. The ire of the bank’s attorney focused on him. And, since I had my file by then, I pleased the bank’s attorney more than one time when I was able to offer some needed information lacking from opposing counsel. Whew.

Do you have a lawyer-related short story or anecdote about becoming a lawyer? A mentor experience? Your first day in a court? A fun client experience, something frightening or delightful or helpful?

I want to collect your stories into a volume to share with others. The stories are to be short (like the example above) and will be subject to editing. Send your story to books@rivette.us. Start remembering your favorite tales now!

-Judith LaManna Rivette

“Rosemary, Heather, Brenda, and Jeff have each played an important part in the success of their respective practice groups, which will continue to thrive under their strategic oversight and guidance as they step into these new roles,” John Langan, the firm’s managing partner, said. “We are confident in their legal skills, extensive industry knowledge, strong leadership abilities, and dedication to maintaining firm values such as collaboration, inclusivity, and innovation in all that we do. We are also pleased—particularly in light of Connie Cahill’s approaching transition to managing partner at the end of 2020— that these appointments substantially advance our continued commitment to gender equity in the legal services teams we offer to clients and in our firm operations.”

A member of the Labor & Employment Practice Area and Canada-US cross-border team, Enright will lead the firm’s newly formed Labor & Employment Practice Group. Prior to the formation of this new practice group, the Labor & Employment Practice Area was housed within the Business Services Practice Group. Its elevation to a stand-alone practice group is a testament to this group’s rapid growth under its founder, late partner Larry Oppenheimer.

A member of the Real Estate, Financial Institutions & Lending, and Telecommunications Practice Areas as well as the energy and cannabis teams, Sunser will serve as the Financial Services Practice Group leader. She is taking over the role from longstanding firm leader and partner Ned Trombly.

A co-chair of the Regulatory Practice Area, co-team leader of the renewable energy and energy markets teams, and a member of the Project Development Practice Area and energy and oil and gas teams, Colella will serve as the Regulatory Practice Group deputy leader until June, when she will take over as Regulatory Practice Group leader from Jeff Davis, Telecommunications Practice Area chair and Project Development Practice Area co-chair.

A co-chair of the Restructuring, Bankruptcy & Creditors’ Rights and member of the Corporate Practice Area, Dove will serve as the Business Services Practice Group leader. He is taking over the role from Bob Heary, who has become Labor & Employment Practice Area chair.
Barclay Damon announces Melissa Bennett, Liz Cominolli, Carolyn Marcotte Crowley, Zach Forward, Danielle Mettler-LaFeir, Colm Ryan, and Ekin Senlet, all previous counsel, have been elected to the law firm’s partnership.

“Each one of these individuals is wholly deserving of their elevation to partner, as they have used their unique skills and hard work to contribute to Barclay Damon’s growth and the success of our clients,” John Langan, the firm’s managing partner, said. “They are not only talented attorneys, but dedicated leaders who are passionate about moving the firm forward in a rapidly changing legal industry. We are especially excited to have five outstanding women attorneys on this roster, knowing they will act as powerful role models to the next generation of firm talent.”

Bennett is a member of the Public Finance, Financial Institutions & Lending, and Corporate Practice Areas. She is based in the Albany office.

Cominolli is a member of the Branding, Trademarks & Copyrights; Intellectual Property Litigation; and Corporate Practice Areas. She is based in the Albany office.

Crowley is a member of the Commercial Litigation, Labor & Employment, and Mass & Toxic Torts Practice Areas. She is based in the Boston office.

Forward is a member of the Corporate and Tax Practice Areas as well as the Cannabis Team. He is based in the Syracuse office.

Mettler-LaFeir is a member of the Environmental Practice Area as well as the Energy and Cannabis Teams. She is based in the Rochester office.

Ryan is a member of the Torts & Products Liability Defense, Commercial Litigation, and Construction & Surety Practice Areas as well as the Health Care Controversies and Health Care Teams. He is based in the Albany office.

Senlet is a member of the Regulatory Practice Area as well as the Energy, Oil & Gas, Renewable Energy, and Cybersecurity Teams. She is based in the Albany office.

We are also pleased—particularly in light of Connie Cahill’s approaching transition to managing partner at the end of 2020—that these appointments substantially advance our continued commitment to gender equity in the legal services teams we offer to clients and in our firm operations.”

Appellate Division, Fourth Department
5th District Applicants to be Admitted to the New York State Bar

Sara Elizabeth Adams
Christopher J. Baiamonte
Caitlyn Renee Buckman
Gabrielle Louise Bull
Douglas Sylvester Bullock, Jr.
Adam Phillip Carey
Nicholas Ronald Constantino
Adam T. Durham
Sara Marie Fitzpatrick
Olivia Alta-Lucia Fontana
Troy Green
Mirza Hadzic
Kathryn Jane Harvey
Christopher Scott Helinski
Jed Shepard Hudson
William Henry Hython
Nathan Michael Jerauld
John Paul Joslin
Tessa Jacqueline Kajdi
Sarah Mae Knickerbocker
Elizabeth Sarah LaRochelle
Elizabeth Lawrence Lehmann
Molly Katherine Carroll Linhorst
Alicia Long Loomis
Margaret Elizabeth Mabie
David Alan Mancuso, Jr.
Jennifer Leigh McGauley
Lacey C. Miller
Eugene Mok
Sehrish Nawaz
Evan Paul Naylor
Juhyung Oh

Hannah Kathryn Redmond
Jamie Marie Richards
John Samuel Rodgers
Conor Patrick Rourke
Anthony Michael Sokolowski
Tenaha Lynn Sparacino
Macy Margaret Teifke
Stephanie Todd
Paul Jones Tortora, Jr.
Matthew Casey Weissman-Vermeulen
Sophie West
Diane Marie Williamson
Jessi Faith Woodward
Zachariah Zallo
Maria Christine Zumpano

BAR REPORTER | 19
BOUSQUET HOLSTEIN ELECTS NEW MEMBERS

Bousquet Holstein PLLC is pleased to announce that Natalie P. Hempson-Elliott and Jana K. McDonald have been elected as Members of the firm.

Nathan Jerauld joins the firm’s Litigation Practice group, with a focus on estate litigation. He has extensive experience operating in high-stress environments and delivering tailored analysis of complex issues. He is a veteran of the U.S. Army where he served worldwide, including Afghanistan and South Korea. After six years of military service, he desired to continue helping people by becoming an attorney. He graduated summa cum laude from Syracuse University College of Law in 2019, while also earning a Masters of Public Administration from the Maxwell School at Syracuse University. As a student, he assisted veterans with benefits claims at the Wohl Family Veterans Legal Clinic, researched for the Institute for Veterans and Military Families, and interned with the City of Syracuse in its Department of Business and Neighborhood Development. Nathan’s writing has been published in the Veterans Legal Journal, Huffington Post, and The Atlantic. Nathan resides in Cicero, New York.

Maria Zumpano joins Bousquet Holstein representing both businesses and individuals that run them in the areas of business formation and structure, transactions and compliance, tax planning, strategy and advocacy, and business succession planning. After graduating summa cum laude with both her MBA and BS in Professional Accountancy from Le Moyne College, Maria became a licensed CPA. She began her professional career as an auditor at Ernst and Young, LLP and subsequently combined her accounting experience and her MBA in becoming the Controller and Director of Process Improvement for a Management Services Organization that served several related local and national companies that provided services in the legal industry. Maria graduated magna cum laude from Syracuse University College of Law in 2019. While in law school, she interned at AIG Europe, Ltd. in London, England in the Legal, Compliance, and Regulatory department, externed at Baker & Hostetler LLP in Washington, DC in the Tax Group – Private Wealth, served as a Research Assistant and Legal Communication and Writing Assistant, and completed the Summer Associate Program at Bousquet Holstein. Maria is a resident of Downtown Syracuse.

Natalie joined Bousquet Holstein in 2014 and is part of the firm’s Real Estate, Business, and Public Finance Practice Groups. Natalie has over 10 years of experience representing clients in various business, real estate, and public finance transactions. She has served and advised clients in matters relating to real estate development, commercial lending and financing, leasing, and the acquisition and sale of real property interests. She has significant experience representing not-for-profit and for-profit developers, and advising on transactions involving low income housing tax credits, federal and state funding sources, and conventional construction and permanent financing. Natalie also serves and advises clients in various corporate matters, including entity structuring and formations, intra-company issues, mergers and acquisitions, restructuring, and other transactional projects. Natalie is a Cum Laude graduate of Syracuse University College of Law and a Magna Cum Laude graduate of Hobart and William Smith Colleges. Natalie currently serves on the Board of Directors of Vera House. She and her family reside in Camillus.

Jana joined Bousquet Holstein in 2017 and is part of the firm’s Real Estate Practice Group. She handles commercial real estate transactions and represents business, institutional and individual clients in connection with a wide-range of real property, land use, and related matters including renewable energy projects, conservation, utility and access easements, construction contracts and development approvals, litigation and foreclosure, site acquisition due diligence, contract and neighbor disputes, restrictive covenant enforcement, and tax and title issues. Jana began her career representing commercial and industrial developers in New Jersey and South Florida, later served as the City of Utica’s Director of Planning where she advised zoning, planning, and historic preservation boards, and subsequently practiced as a transactional and real property litigation attorney in Cazenovia, NY at the Lindenfeld Law Firm. Jana graduated from the University of Florida College of Law and the University of Virginia School of Architecture, with a Bachelor in City Planning. She resides with her family in Cazenovia.
Bond, Schoeneck & King is pleased to announce that Thomas Bezigian Jr., Scott R. Leuenberger, Adam P. Mastroleo, Kate I. Reid and Brendan M. Sheehan from the firm’s Syracuse office have been elected as members (partners) of the firm. Their appointment was announced in conjunction with those of four other attorneys at the law firm by Kevin Bernstein, chair of the firm’s management committee.

Thomas Bezigian, Jr. concentrates his practice in the areas of estate planning and taxation, corporate and business succession, probate, trust and estate administration, and elder law. Bezigian has experience as a trust officer administering trust and investment accounts for high net worth individuals at a private bank. He has lectured as an adjunct professor at the Yerevan State Linguistic University in Yerevan, Armenia.

Scott R. Leuenberger is a business law attorney and member of the firm’s exempt organizations and tax law practices. Leuenberger works with not-for-profit clients on corporate formation, obtaining tax exempt status with the IRS, merger, consolidation and dissolution, along with various other transactional matters and the development of governance documents and policies. His not-for-profit experience also includes working with higher education clients on endowment fund reviews and complex merger and acquisition transactions and representing medical practices. Leuenberger also assists for-profit clients and individuals on transactional and tax related matters.

Adam P. Mastroleo is an attorney in the firm’s labor and employment practice with extensive experience representing employers in a variety of labor litigation matters. He currently focuses his practice on representing employers in matters involving discrimination, harassment and retaliation under Title VII of the Civil Rights Act of 1964, the Family and Medical Leave Act, the New York Human Rights Law and the Age Discrimination in Employment Act. Mastroleo has obtained favorable outcomes for his employer clients in federal and state courts, as well as before the New York State Division of Human Rights and Equal Employment Opportunity Commission.

Kate I. Reid concentrates her practice in school law. Kate began her career at Bond in 2011, where she practiced in the areas of litigation and school district representation. In 2017, she served as General Counsel to Ithaca City School District. As a member of the Superintendent’s Executive Cabinet, she counseled the District in all areas of its day-to-day operations and represented the District in litigated matters. Now in her role as outside counsel, Kate continues to provide timely, day-to-day counseling to Bond’s school district clients and acts as an advocate for them in adversarial proceedings before administrative agencies, and state and federal courts.

Brendan M. Sheehan is a litigation attorney who has experience representing individual and corporate clients in a wide array of complex business litigation matters in both state and federal courts. Prior to joining the firm, Sheehan clerked for the Honorable Gary L. Sharpe, Senior United States District Judge for the Northern District of New York and worked as a litigation associate for an international law firm.

Bond, Schoeneck & King PLLC is a law firm with 250 lawyers serving individuals, companies and public sector entities in a broad range of practice areas. Bond has eight offices in New York State and offices in Boston, Kansas City and Naples, Florida. For more information, visit bsk.com.
Barclay Damon announces the arrival of business trial attorney Lauren Wachtler to the firm’s New York office. She joins the firm as a partner and member of the Commercial Litigation Practice Area. Prior to Barclay Damon, Wachtler served as a Litigation Department co-chair at Phillips Nizer.

Wachtler represents retailers, manufacturers, real estate developers, and designers in a wide range of jury and non-jury trials in state and federal courts—including bankruptcy and surrogate’s courts—involving the fashion industry, finance, business torts, labor and employment, ADA website compliance issues, and trusts and estates. She has argued motions and appeals in state and federal courts in New York and New Jersey and is a certified mediator for NY commercial cases.

Wachtler is also certified by the Commercial Theater Institute of the Theater Development Fund and the Broadway League in New York, which trains individuals to understand and craft legal agreements related to theater production and development.

“Lauren’s sophisticated trial experience in the New York market is truly impressive, and her addition to our 80-attorney, growing commercial litigation practice group is great news for the firm and our clients,” Mitch Katz, Commercial Litigation Practice Group leader, said. “We are excited to have her join a talented group of attorneys in our expanding New York office, where she will represent a variety of clients across the state in complex commercial and business litigation matters.”

“Lauren has a profile in New York’s legal, business, and not-for-profit communities that is second to none, and we are thrilled to add another all-star attorney who continues our record of attracting smart, successful women to the firm,” Connie Cahill, the firm’s deputy managing partner, said. “I am honored and excited for the opportunity to lead so many talented women attorneys like Lauren when I become the firm’s managing partner at the end of 2020, and I know she will be a valued member of our Women’s Forum, where she can share her unique career insights and experiences with others at the firm.”

Barclay Damon attorneys team across offices and practices to provide solutions grounded in a deep understanding of our clients’ businesses. Visit our website at barclaydamon.com.

Phillips Nizer Litigation Department Co-Chair, Lauren Wachtler, Joins Barclay Damon’s New York Office

Barclay Damon announces the arrival of business trial attorney Lauren Wachtler to the firm’s New York office. She joins the firm as a partner and member of the Commercial Litigation Practice Area. Prior to Barclay Damon, Wachtler served as a Litigation Department co-chair at Phillips Nizer.

Wachtler represents retailers, manufacturers, real estate developers, and designers in a wide range of jury and non-jury trials in state and federal courts—including bankruptcy and surrogate’s courts—involving the fashion industry, finance, business torts, labor and employment, ADA website compliance issues, and trusts and estates. She has argued motions and appeals in state and federal courts in New York and New Jersey and is a certified mediator for NY commercial cases.

Wachtler is also certified by the Commercial Theater Institute of the Theater Development Fund and the Broadway League in New York, which trains individuals to understand and craft legal agreements related to theater production and development.

“Lauren’s sophisticated trial experience in the New York market is truly impressive, and her addition to our 80-attorney, growing commercial litigation practice group is great news for the firm and our clients,” Mitch Katz, Commercial Litigation Practice Group leader, said. “We are excited to have her join a talented group of attorneys in our expanding New York office, where she will represent a variety of clients across the state in complex commercial and business litigation matters.”

“Lauren has a profile in New York’s legal, business, and not-for-profit communities that is second to none, and we are thrilled to add another all-star attorney who continues our record of attracting smart, successful women to the firm,” Connie Cahill, the firm’s deputy managing partner, said. “I am honored and excited for the opportunity to lead so many talented women attorneys like Lauren when I become the firm’s managing partner at the end of 2020, and I know she will be a valued member of our Women’s Forum, where she can share her unique career insights and experiences with others at the firm.”

Barclay Damon attorneys team across offices and practices to provide solutions grounded in a deep understanding of our clients’ businesses. Visit our website at barclaydamon.com.

TERENCE A. LANGAN, P.C.
34 Years Experience
Florida and New York Estate Administration
New York Commercial Real Estate
(315) 445-9761  terry@langanlaw.us
REFERRALS WELCOME
892 E. Brighton Ave.
Syracuse, NY 13205

LYNN LAW FIRM, LLP
The Lynn Law Firm, LLP accepts referrals of civil appeals and dispositive motions.
Over 30 years of appellate experience in all appellate courts throughout New York State.
Contact: Patricia A. Lynn-Ford, Esq.
pford@lynnlaw.com
www.lynnlaw.com
Barclay Damon announces Andrew Carroll and Mary Connolly, both associates, have joined the law firm. Carroll is based in the Buffalo office, and Connolly is based in the Albany office. Carroll is a member of the Mass & Toxic Torts and Torts & Products Liability Defense Practice Areas. He primarily concentrates his practice on civil litigation, including in matters involving general negligence. Carroll also has previous experience defending medical professionals and health care institutions as well as premises liability matters.

Connolly is a member of the Health Care Controversies, Health Care, and Health & Human Services Providers Teams as well as the Commercial Litigation Practice Area. She primarily concentrates on representing health care providers in a variety of matters, including litigation under the False Claims Act, Anti-Kickback Statute, related state statutes, and Article 78 proceedings; regulatory and transactional issues; not-for-profit formations and dissolutions; and applications for NYS Department of Health licensure.

Barclay Damon attorneys team across offices and practices to provide customized, targeted solutions grounded in industry knowledge and a deep understanding of our clients’ businesses. With nearly 300 attorneys, Barclay Damon is a leading law firm that operates from a strategic platform of offices located in the Northeastern United States and Toronto. For more information, visit our award-winning website at barclaydamon.com.

Hancock Estabrook, LLP is pleased to announce that William H. Hython has joined the Firm as an Associate attorney. Mr. Hython, who is from Baldwinsville, is currently working in several departments across the Firm. Previously, he clerked at an Upstate New York law firm. He received his J.D. degree from University at Buffalo Law School and his B.A. from Union College. While attending Union College, Mr. Hython was a member of the men’s basketball team and scored over 1,000 points for the Union College Dutchmen. He is admitted in New York State.

Named a 2019 Best Law Firm by U.S. News & World Report, Hancock Estabrook, LLP is committed to providing excellent service to clients throughout New York State. For more information, visit hancocklaw.com.

Hancock Estabrook, one of Upstate New York’s leading law firms, is seeking a Trusts and Estates Associate Attorney with a minimum of three years of experience in estate planning, estate and trust administration, long-term care planning, supplemental needs trusts and guardianship matters.

To be considered for this position, please email a cover letter, resume and references to our Recruitment Administrator at recruiting@hancocklaw.com.

Hancock Estabrook, LLP is an equal opportunity employer.
United States Court of Appeals for the Second Circuit Holding Oral Arguments

The United States Court of Appeals for the Second Circuit will hear oral arguments in the Melanie Gray Ceremonial Courtroom in the College of Law’s Dineen Hall on Monday, March 23 at 10 a.m. Details on the cases to be argued will be made available closer to the event date. The three-judge panel for the March 23 sitting will be announced the week before the arguments.

The Second Circuit Court of Appeals sits in New York City at the Thurgood Marshall U.S. Courthouse in lower Manhattan. Three appellate court judges sit on each case panel, except for en banc appeals on which the full court sits. The appellate court hears appeals from the six district courts (in Connecticut, New York, and Vermont) within the circuit.

Previously, the College of Law has hosted the New York State Court of Appeals and the United States Court of Appeals for Veterans Claims in Dineen Hall’s state-of-the-art Gray Ceremonial Courtroom.

“Hosting live court proceedings in our building gives our students a tremendous opportunity to see the law in action at a very high level,” says Professor Lauryn Gouldin, Associate Dean for Faculty Research. “We are grateful to have this opportunity to host the Second Circuit in Dineen Hall. This will undoubtedly be one of the highlights of the spring semester for our students.”

The proceedings are open to the public.

Bar Reporter | 24
BAR BOARDS:

FULL TIME TRUST & ESTATES PARALEGAL
Large law firm is seeking a Paralegal for its Trust and Estates practice in Syracuse. Excellent professional opportunity to work in a high-profile Trusts and Estates practice by probating Wills and administering estates and trusts, including preparing accountings and tax returns, communicating with clients, courts and financial institutions. Position requires high level administrative abilities, good communication skills, both verbal and written, professional, and proactive work style with positive outlook. Detail-oriented with the ability to work independently in a highly confidential environment required. Trusts and estates experience and two or four year degree, paralegal certificate, and/or combination of current work experience and education desired. Please send cover letter and resume to careerguide@verizon.net.

FULL TIME PARALEGAL/ADMINISTRATOR
Great opportunity with prestigious law firm for a Paralegal/Administrator to work in a high-profile legal practice, supporting multiple attorneys in the corporate and trust and estate practice areas in its Syracuse office. Job functions to include corporate formations and filings, records management, and drafting of correspondence and estate planning and administration documents. Superior organization skills required, in addition to professional, proactive work style with a strong aptitude with Microsoft Suite. Detail-oriented with the ability to work independently in a high volume, fast-paced work environment. Two or four year degree and/or combination of current work experience and education desired. Please send cover letter and resume to careerguide@verizon.net.

NEW OPENING! LITIGATION PARALEGAL - SALARY OPEN
Well known law firm seeks a litigation paralegal with minimum 2+ years experience. Seeking someone who is highly organized and has great verbal skills. Firm has excellent benefits + free parking. Immediate. Please send cover letter and resume to careerguide@verizon.net.

INDEPENDENT CONTRACTING ASSIGNMENTS WANTED
Former federal law clerk with extensive litigation experience seeks independent contracting assignments (including briefs, motions, appeals, depositions and court appearances) in state and federal courts. Rates negotiable. Email fedlawclerk375@aol.com or call/text 315-447-3531.

ATTORNEY FOR WILLIAM MATTAR, P.C.
We are seeking Attorneys with different levels of experience to handle client cases from initial client meeting through resolution.
Top100 verdicts in New York in 2016; Top 25 MVA 2016 verdicts in New York
Best Companies to work for in 2017, 2018, 2019
Apply at: https://www.williammattar.com/syracuse
CIVIL PROGRAM - FAMILY LAW ATTORNEY
HLA seeks an attorney to join our Civil Program representing low-income adults primarily in family law matters (custody, domestic violence, child support, spousal support, divorce, etc.) in Onondaga County Supreme Court and Onondaga County Family Court. This position presents a unique opportunity to join a collaborative office working to provide high-quality representation to those in need in Onondaga County.

Required Qualifications: Demonstrated commitment to public-interest law and to serving low-income persons. Admission or pending admission to New York bar.

Preferred Qualifications: Ability to multi-task. Strong written and oral advocacy skills. Diverse economic, social, and/or cultural experiences.

Salary: Depends on experience.

Benefits: Excellent fringe benefits including generous leave, health, dental, and optical insurance, 401(k) retirement plan, and a great work environment.

Application Instructions: Applicants should submit a cover letter, resume, and list of three references to Gregory W. Dewan, Esq., Deputy Executive Director, at hiring@hlalaw.org.

The positions will be open until filled.

Hiscock Legal Aid is an equal opportunity employer, committed to inclusive hiring and dedicated to diversity in our work and staff. We strongly encourage candidates of all identities, experiences, and communities to apply.

STAFF ATTORNEY – PAROLE PROGRAM
HLAS seeks an attorney committed to indigent defense for its Parole Program. This position includes frequent client interaction at the local and county jails, representation at preliminary and final revocation hearings, performing legal research, and filing writs of habeas corpus. Excellent communication, writing and oral advocacy skills required. Admission to New York State Bar and parole or trial experience preferred; recent law graduates with demonstrated interest in indigent defense will be considered.

Salary: DOE. Excellent Benefits.

Applicants should send cover letter, writing sample and resume, including three references to Linda Gehron, President/CEO at lgehron@hlalaw.org.
Division of Regional Affairs  
Binghamton Regional Office  
Assistant Attorney General-In-Charge  
Reference No. BHM_AAGIC_3271

New York State Office of the Attorney General (OAG) is seeking a dynamic litigator committed to public service to head its Binghamton Regional Office. The Regional Office represents the State, its agencies and officers in a wide range of federal and state court litigation, as well as handles consumer, charities and social and economic justice matters.

Applicants must have a minimum of ten (10) years of litigation experience. Applicants must be capable of handling all phases of the investigations and litigation from commencement through trial and have superior writing, analytical, organizational, negotiation and supervisory skills. Applicants must also be able to coordinate and make presentations at external community events providing information on a wide variety of affirmative justice, consumer and other topical issues; prior experience in this area is a plus.

Applicants must reside in (or intend to soon become a resident of) New York State and be admitted to practice law in New York State. In addition, the Public Officers Law requires that attorneys in the Office be citizens of the United States.

OAG employees serve more than 19.85 million state residents through a wide variety of occupations. We offer a comprehensive New York State benefits package, including paid leave, health, dental, vision and retirement benefits, and family-friendly policies. As an employee of the OAG, you will join a team of dedicated individuals who work to serve the people of our State.

Candidates from diverse backgrounds are encouraged to apply. The OAG is an equal opportunity employer and is committed to workplace diversity.

HOW TO APPLY

Applications are being received via email. To apply, please submit your complete application to recruitment@ag.ny.gov. Applicants must indicate the position title and reference number, BHM_AAGIC_3271, in their cover letter and subject line.

Applicants must be prepared to submit a complete application consisting of the following:

- **Cover Letter** *(You may address to Legal Recruitment)*
- **Resume**
- **List of three (3) references** with contact information and email addresses
- **Writing Sample**

Please note: Failure to submit a complete application will delay the consideration of your application.

If you have questions regarding a position with the OAG and the application process or you need assistance with submitting your application, please contact Legal Recruitment via email at recruitment@ag.ny.gov or phone at 212-416-8080.

For more information about the OAG, please visit our website: www.ag.ny.gov
Ethics Hotline

New York lawyers faced with ethical questions regarding their own prospective conduct can reach the Ethics Hotline through Customer Service, Victor Hershdorfer at 315-913-4087 or Paula Mallory Engel at 315-727-7901.

The Ethics Hotline is operated and staffed by members of the Onondaga County Bar Association’s Committee on Professional Ethics (the "Committee"). These volunteers respond to inquiries made by lawyers admitted in New York who face ethical questions regarding their own prospective conduct. The purpose of the Hotline is to provide informal guidance to callers in accordance with the New York Rules of Professional Conduct (the "New York Rules"). Any information provided in response to a Hotline inquiry is merely the opinion of the Committee member answering the call. It is not the opinion of the Committee as a whole. The information provided in response to a Hotline inquiry does not constitute legal advice. If the matter involves complex issues, or implicates a substantive area of law, you may wish to retain professional ethics counsel.

Callers should be aware of the following guidelines before calling the Ethics Hotline:

1. The Hotline only provides guidance to lawyers admitted to practice in New York about the New York Rules.
2. The Hotline only provides guidance concerning the caller's own prospective conduct. We do not answer questions about past conduct or the conduct of other lawyers.
3. The Hotline does not provide legal advice or answer questions of law.
4. The Hotline does not provide answers to hypothetical questions nor inquiries which have also been submitted to another bar association's ethics committee.
5. The Hotline does not answer questions about the unlicensed practice of law (UPL). UPL is governed by statutory law, not the New York Rules and is, therefore, outside the Committee's jurisdiction.
6. The Hotline provides general guidance. Due to the limited information we can obtain during a brief and informal telephone conversation, we cannot provide a definitive answer to Hotline questions.
7. The Hotline does not answer questions where the issue itself is the matter of a pending legal proceeding or is before a grievance committee.
8. Although it is the Committee's policy to maintain confidentiality of all Hotline inquiries, callers should be aware that the information is not protected by the attorney-client privilege or RPC 1.6.
9. The Ethics Hotline does not respond to complaints or inquiries regarding unethical conduct of other lawyers. Any such complaints or inquiries should be addressed to the Grievance or Disciplinary Committee for the county in which the lawyer practices (see http://www.nycourts.gov/attorneys/grievance/).
10. Lawyers who call the Ethics Hotline are required to provide their full name and telephone numbers.

If, after speaking with someone on the Hotline, a New York lawyer wishes to obtain a written Informal Opinion from the Committee, he or she may submit a written request. Please review the guidelines for requesting an Informal Opinion here (See the attached guidelines here). As with Hotline questions, the Committee's Informal Opinions are limited to interpreting the New York Rules. Please be aware that the Committee cannot provide a concrete timeline for responding to written requests. If your matter is urgent, you may wish to retain professional ethics counsel.
The Lawyers’ Assistance Program Of Onondaga County

**What is the Lawyers’ Assistance Program?**
The Lawyers’ Assistance Program 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 Program’s counseling agency.

**Is Contact with the Lawyers’ Assistance Program Confidential?**
YES. You can discuss the issue of confidentiality with the intake coordinator or counselor.

**Why Was the Program Set Up?**
The Program 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

The mission of the Onondaga County Bar Foundation, the philanthropic arm of the Onondaga County Bar Association, is to aid members of the legal profession in Onondaga County who may be ill, incapacitated, indigent or otherwise in need, and to improve and promote:

- The administration of justice;
- Service to the public and the legal community;
- Equal access to the legal system for all;
- Professional ethics and responsibility;
- Legal research and education; and
- Dissemination to the public of information about the legal system and the rule of law.

Established in 1975, the Foundation is a 501(c)(3) tax-exempt corporation. To fulfill its mission, the Foundation depends on individual donations (which are tax deductible as charitable contributions) and grants from other funding sources. The Foundation welcomes grant applications for projects consistent with this mission statement.
UNITED STATES BANKRUPTCY COURT
FOR THE
NORTHERN DISTRICT OF NEW YORK

ADMINISTRATIVE ORDER 20-01
ADOPTING INTERIM BANKRUPTCY RULES AND REVISED OFFICIAL FORMS, EFFECTIVE FEBRUARY 19, 2020

On August 23, 2019, the Small Business Reorganization Act of 2019 ("SBRA") was enacted into law. SBRA makes many substantive and procedural changes to the Bankruptcy Code and requires changes to the Federal Rules of Bankruptcy Procedure to implement these changes. However, the February 19, 2020 effective date of SBRA occurs long before the Bankruptcy Rules can be amended under the three-year process required by the Rules Enabling Act. Accordingly, the Advisory Committee on Bankruptcy Rules drafted, published for comment, and subsequently approved interim bankruptcy rules 1007, 1020, 2009, 2012, 2015, 3010, 3011, 3014, 3016, 3017.1, 3017.2, 3018 and 3019 ("Interim Rules") and SBRA-related amendments to Official Forms 101, 201, 309E1, 309E2, 309F1, 309F2, 314, 315 and 425A ("Revised Official Forms") for distribution to the courts. The Advisory Committee and Committee on Rules of Practice and Procedure approved the Interim Rules, and the Judicial Conference authorized distribution of the Interim Rules to courts for adoption locally to facilitate uniform implementation of the changes mandated by SBRA.

ORDERED that the attached Interim Rules and Revised Official Forms are adopted by the board of judges of this court, effective February 19, 2020, in their entirety without change and, for cases and proceedings not governed by SBRA, the Federal Rules of Bankruptcy Procedure and Local Bankruptcy Rules of this Court, other than the Interim Rules, shall apply; and it is further

ORDERED that the Interim Rules shall remain in effect until further order of the court or as adopted and incorporated into the Federal Rules of Bankruptcy Procedure.

Click here for the New Interim Rules.

Dated: January 10, 2020
Syracuse, New York

Margaret Cangilos-Ruiz
Chief United States Bankruptcy Judge
Settling a Personal Injury Case and Preserving Your Client’s Government Benefits: SNTs, Pooled Trusts, and Medicaid Eligibility

Presenter: Anthony A. Marrone, Esq.

The Marrone Law Firm

Designed to instruct personal injury attorneys on the basics of government benefits packages this seminar aims to equip you with the know-how to resolve cases and lawsuits while taking steps to preserve your client's eligibility for government benefits.

Topics covered include:
- SSI, SSDI, and Medicaid and VA Benefits
- Medicaid Spenddown
- Pooled Trusts and Creation of Supplemental Needs Trusts

1.5 MCLE (0.5 Skills, 1.0 Professional Practice)

Wednesday, February 26, 2020 | 1 to 2:30 pm
CNY Philanthropy Center, 2nd Floor Ballroom 431 East Fayette St., Syracuse NY 13202

Feel free to bring your lunch!

This is a transitional seminar appropriate for newly admitted attorneys

The Onondaga County Bar Association is committed to providing Mandatory Continuing Legal Education Programs at an affordable price to its members as well as the bar-at-large. Financial waiver forms are available upon request or may be downloaded when you visit www.onbar.org.