



**SUFFOLK ACADEMY OF LAW**  
 THE EDUCATIONAL ARM OF THE SUFFOLK COUNTY BAR ASSOCIATION  
 (631-234-5588)



Bask in the warmth of new knowledge . . .

# SUMMER CLE

(July & August 2008)

## SUMMER "READING"

Attorney Fees: Quantim Meruit . . . . .	July 10
Surrogate's Practice: <i>Flexible</i> Wills & Trusts . . . . .	July 15
Elder Law (Cases, Facts & Fiction) . . . . .	July 22
Commercial: Judicial Dissolution of LLC's . . . . .	July 24
Personal Injury: Opposing Summary Judgment Threshold Motions . . . . .	July 29
Uncontested Matrimonials & QDROs: Proper Papers . . . . .	July 30
Criminal Practice (Hot Topics) . . . . .	July 31
Family Practice: Law Guardian v. Attorney for Children . . . . .	August 5
CPLR (Selected Articles) . . . . .	August 6
Real Estate: Reading Title Reports & Clearing Title . . . . .	August 7
Matrimonial Practice: Evidence in Supreme Court v. Family Court . . . . .	August 12
Employment Law: Declining Utility of Employment-at-Will Doctrine . . . . .	August 14
Bankruptcy: Three Years After the New Act . . . . .	August 19
Trial Practice: Voir Dire in Criminal and Civil Cases . . . . .	August 21

## COMPUTER TRAINING

Advanced Word . . . . .	July 7, 14
Photo Shop Elements . . . . .	July 21, 28; August 4

**THIS CATALOG WILL BE THE ONLY NOTICE  
 OF CLE COURSES MAILED THIS SUMMER.**



The Suffolk Academy of Law is accredited by the NYS CLE Board as a Provider of Continuing Legal Education in the State of New York

## CONTINUING LEGAL EDUCATION CATALOG - SUMMER 2008

**MCLE Accreditation:** The Suffolk Academy of Law is certified by the New York State Continuing Legal Education Board as an accredited provider of continuing legal education in the State of New York.

**Course Registration:** Pre-registration is recommended and provides a discount. Fees listed within this catalog are for advance registrations; additional fees are charged at door.

**Tuition:** Prices include written course materials and refreshments served during or prior to a program. SCBA members pay discounted tuition rates (see prices within). Any differential above the SCBA member rate a non-member pays for a course may be applied to SCBA dues if the non-member joins the Association within 30 days. Call 631-234-5511 for a membership application.

**Cancellation Policy :** Refund requests must be received 48 hours before the program.

**Program Locations:** Programs are held at the Suffolk County Bar Center (560 Wheeler Road, Hauppauge) unless otherwise noted. (From Long Island Expressway: Exit 56 (Route 111/Wheeler Road) North; approximately one mile; bar center on the left.)

**Provisions Under the ADA:** If you need assistance related to a disability, please let us know: (631) 234-5588.

**Financial Aid Policy:** For information on needs-based tuition scholarships, payment plans, or volunteer service in lieu of tuition, please call the Academy Executive Director (631-234-5588).

**Errors and Omissions:** The Suffolk Academy of Law is not liable for errors or omissions in this publicity literature. The Academy reserves the right to make changes in program speakers or topics without notice.

**Focus of the Summer Syllabus:** The Academy's Summer 2008 syllabus, entitled "SUMMER READING," comprises courses that will delve into specific cases, statutes, legal papers, or other writings that are significant within the given practice area. In some instances, you will receive actual reading material to keep and ponder at your leisure; in others, the faculty will have done the reading for you. Each of the programs – taught by an experienced and respected faculty – will provide an opportunity for lawyers new to the particular practice area to learn about key issues and for the more seasoned to gain critical new insights. In keeping with the season, the atmosphere will be relaxed, and you'll enjoy the lunchtime respite from office, court, and all kinds of daily exigencies.

**All Classes: Location:** Suffolk County Bar Center, 560 Wheeler Road, Hauppauge (LIE Exit 56; 1 mile north on the left)  
**Time:** 12:30 – 2:10 p.m., with lunch and registration from noon

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## SUMMER READING

### ATTORNEY'S FEES: The Principle of Quantum Meruit . . . . . Thursday, July 10, 2008

The whole area of attorney fees—setting them, documenting them, collecting them—can bother and bewilder even an experienced practitioner. And if you don't see a matter through to its conclusion, the issues become even more complex. In this program, you will gain insight into the principle of *quantum meruit* and how to apply it appropriately and ethically.

**Faculty:** Harvey B. Besunder, Esq. (Past SCBA President // Islandia)

**MCLE:** 2 Hours (1 practice management; 1 ethics) // Transitional or Non-Transitional

### SURROGATE'S COURT PRACTICE: Drafting Flexible Wills and Trusts . . . . . Tuesday, July 15, 2008

This program will address how to build the utmost flexibility into the wills and trusts you draft. The concept is to incorporate certain clauses that allow for adaptation to changes in circumstances or need. Participants in the program will receive, at no extra cost, a comprehensive New York State Bar Association publication, *A Brave New World for Drafters*.

**Faculty:** Eileen Coen Cacioppo, Esq. (Stony Brook // Academy Advisory Committee)

**MCLE:** 2 Hours (1 ½ professional practice; ½ ethics) // Transitional or Non-Transitional

### ELDER LAW PRACTICE: Facts, Fiction, & Case Law . . . . . Tuesday, July 22, 2008

A number of hot issues in elder law practice will be addressed through the examination of significant cases, statutory enactments, and even the stories of fictional characters grappling with the issues facing an aging population. You'll gain new insights about nagging questions and problems.

**Faculty:** Sheryl L. Randazzo, Esq. (Randazzo & Randazzo, Huntington // SCBA First Vice President)

**MCLE:** 2 Hours (1 ½ professional practice; ½ ethics) // Transitional or Non-Transitional

### COMMERCIAL PRACTICE: Judicial Dissolution of LLCs . . . . . Thursday, July 24, 2008

When a member of an LLC seeks to dissolve the entity, the process can be complex and confusing. Judicial dissolution of an LLC relies on the provisions of Section 702 of the LLC Law, which is perhaps more notable for what it *doesn't* say about the process than for what it does say. The presenter, who has written widely on LLCs and their dissolution, will examine relevant cases, address a number of key questions, and shed light on how the rules for dissolution

of an LLC differ from those governing dissolution of a corporation (under the BCL).

*Faculty:* **Peter A. Mahler, Esq.** (Farrell Fritz, P.C.)  
*MCLE:* 2 Hours (professional practice) // Transitional or Non-Transitional  
Appreciation to Program Sponsor: **STERLING NATIONAL BANK**

### **PERSONAL INJURY: Summary Judgment Threshold Motions—How to Oppose**

..... Tuesday, July 29, 2008

In this program, an experienced personal injury lawyer will provide techniques for opposing summary judgment threshold motions, including how to use “proof” from the treating physician, how to establish the impact of an injury and its effects on prior activities, and much more of practical and strategical use. Many useful forms will be distributed.

*Faculty:* **Samuel E. Felberbaum Esq.** (Felberbaum, Halbridge & Wirth—Commack)  
*MCLE:* 2 Hours (professional practice) // Transitional or Non-Transitional

### **UNCONTESTED MATRIMONIALS & QDROs: Avoiding Errors in the Papers You Submit**

..... Wednesday, July 30, 2008

Having an uncontested matrimonial or qualified domestic relations order rejected because of errors that could have been avoided is frustrating business. In this program, common errors will be reviewed and you will gain succinct and practical advice for getting it right the first time.

*Faculty:* **Frederick J. Crockett III** (Management Analyst, Supreme Court, Matrimonial Part) and **Hon. John Kelly** (Family Court)  
*MCLE:* 2 Hours (professional practice) // Transitional or Non-Transitional

### **CRIMINAL PRACTICE: Hot Topics**

..... Thursday, July 31, 2008

The experienced faculty, having done the “reading” for you, will cover three areas of importance: jury trial issues; recent Court of Appeals cases; ineffective assistance of counsel. Whether you handle many or occasional criminal matters, this is a program you won’t want to miss!

*Faculty:* **Scott Lockwood, Esq.** (Deer Park) and **William T. Ferris, Esq.** (Bracken & Margolin)  
*MCLE:* 2 Hours (1 ½ professional practice; ½ ethics) // Transitional or Non-Transitional

### **FAMILY PRACTICE: Law Guardian v. Attorney for the Child**

..... Tuesday, August 5, 2008

As all who have filled the role know, the obligations and responsibilities of a law guardian can be ambiguous. Is the lawyer to advocate for the child as he would for an adult? Or is the goal to protect the child’s best interests? Can the law guardian become a “witness” in the litigation? How do confidentiality requirements apply? An experienced family practitioner, referencing rulings and cases, will clarify some of the key questions.

*Faculty:* **Joseph D. Mirabella, Esq.** (Mastic)  
*MCLE:* 2 Hours (1 professional practice; 1 ethics) // Transitional or Non-Transitional

### **THE CPLR: Selected Articles**

..... Wednesday, August 6, 2008

Learn to use selected articles of the CPLR effectively and strategically in this seminar featuring a law secretary and experienced litigator.

*Faculty:* **James Fagan, Esq.** (Law Clerk to Hon. Mark Cohen) and **Wende A. Doniger** (Doniger & Engstrand)  
*MCLE:* 2 Hours (professional practice) // Transitional or Non-Transitional

### **REAL ESTATE: Reading Title Reports & Clearing Title**

..... Thursday, August 7, 2008

The always well received presenter of this program will shed light on how to read a title report with an eye toward identifying potential problems. You will also gain tips for seeing a deal through to conclusion and clear title.

*Faculty:* **Vincent Ferro, Esq.** (Counsel—First American Title)  
*MCLE:* 2 Hours (professional practice) // Transitional or Non-Transitional  
Appreciation to Program Sponsor: **STERLING NATIONAL BANK**

### **EVIDENCE IN MATRIMONIAL PRACTICE**

..... Tuesday, August 12, 2008

As those who handle matrimonial cases are all too aware, there is a difference between how evidentiary matters are handled in Supreme Court and in Family Court. Gain strategies for both venues in this program.

*Faculty:* **Jeffrey S. Horn, Esq.** (Huntington)  
*MCLE:* 2 Hours (professional practice) // Transitional or Non-Transitional

### **EMPLOYMENT LAW: The Declining Utilities of the Employment-at-Will Doctrine**

..... Thursday, August 14, 2008

It was once well established that minus an employment or bargaining unit contract and minus a discharge based on discriminatory reasoning, employees could be fired at the will of the employer. Now, other rules and other thinking seem to apply more often than not. Gain important insights from an experienced employment lawyer.

*Faculty:* **Wayne J. Schaefer, Esq.** (Hauppauge)  
*MCLE:* 2 Hours (professional practice) // Transitional or Non-Transitional

### **BANKRUPTCY PRACTICE TODAY**

..... Tuesday, August 19, 2008

This program will cover the basics of bankruptcy practice and the effects of the Bankruptcy Act of 2005 three years later. You’ll gain insights and strategies for counseling clients in financial difficulty.

*Faculty:* **Richard Stern, Esq. & Michael Macco, Esq.** (Melville)  
*MCLE:* 2 Hours (professional practice) // Transitional or Non-Transitional  
Appreciation to Program Sponsor: **STERLING NATIONAL BANK**

### **TRIAL PRACTICE: Voir Dire**

..... Thursday, August 21, 2008

Jury trials can be “won or lost” at the outset. The presenter, an experienced litigator, will provide strategic tips for handling voir dire in both civil and criminal cases.

*Faculty:* **Jerry Garguilo, Esq.** (Saint James)  
*MCLE:* 2 Hours (professional practice) // Transitional or Non-Transitional

## COMPUTER TRAINING

This summer, limited enrollment courses in **ADVANCED WORD** (Mondays, July 7 and 14 , 4:00–6:00 p.m.) and **PHOTO SHOP ELEMENTS** (Mondays, July 21, 28; August 4; 4:00–5:30 p.m.) will be offered in the SCBA Center ERC Room. No MCLE credit for these programs. Tuition for each program = \$150. Call 631-234-5588 to register.

## REGISTRATION

To pre-register for the “Summer Reading” programs, mail the registration form below, with your payment, to **THE SUFFOLK ACADEMY OF LAW, 560 Wheeler Road, Hauppauge, New York 11788**. You may also charge your registration by phone (631-234-5588), fax (631-234-5899), or on-line - [www.scba.org](http://www.scba.org)

### SUFFOLK ACADEMY OF LAW REGISTRATION FORM – SUMMER 2008

Name \_\_\_\_\_ Address \_\_\_\_\_

Phone \_\_\_\_\_ E-Mail \_\_\_\_\_

Amount Enclosed \$ \_\_\_\_\_ Method of Payment:  Cash  Check (payable to Suffolk Academy of Law)

Charge:  American Express  MasterCard  Visa  Discover

Account # \_\_\_\_\_ Exp. Date \_\_\_\_\_ Signature \_\_\_\_\_

Circle your selections.

Course	Regular SCBA Member	Student Member	Lawyer: Non-SCBA Member	Ind. Season Pass	Firm or Agency 12-Sess Pass	Vet. Lawyer MCLE Pass	New Lawyer MCLE Pass
<b>SUMMER “READING”</b>							
Full Series (14 programs)	\$500	\$375	\$750	Yes	Yes-13 uses	25 cpns	25 cpns
Any three (3) programs (Indicate which)	\$125	\$85	\$175	Yes	Yes- 3 uses	5 cpns	5 cpns
Attorney Fees	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
Surr. Court: Flexible Wills & Trusts	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
Elder Law Fact & Fiction	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
Commercial: LLC Dissolution	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
PI: Threshold Summary Judgment Motions	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
Uncontested Mat & QDRO Papers	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
Criminal: Hot Topics	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
Family Prac: Law Guard. v. Attny for Child	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
CPLR: Selected Articles	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
Real Estate: Title Reports	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
Matrimonial Evidence	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
Employment-at-Will Doctrine	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
Bankruptcy Practice Today	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns
Trial Practice: Voir Dire	\$50	\$35	\$65	Yes	Yes	2 cpns	2 cpns

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HAUPPAUGE, NY 11788

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