

## General Information

Broome County Bar Association  
53 Chenango Street, Suite 201  
Binghamton, NY 13901  
Telephone: (607) 723-6331 Fax: (607) 724-4085  
E-mail: BCBAExDir@stny.rr.com

**Cancellation Policy:** Refunds will be issued if cancellations are received by end of business November 2nd. If not, instructional materials will be sent. If for any reason the Broome County Bar Association cancels the program, refunds will be issued to those who have prepaid, but we assume no responsibility for other expenses.

### **Continuing Legal Education Credit**

**New York** - This program is approved for a maximum of four (4) CLE Transitional or Non-transitional credit hours that can be applied as follows: Two (2) credits towards the Professional Practice requirement and Two (2) towards the Skills requirement.

**Pennsylvania** – This program is approved for a total of 3.5 CLE credit hours which can be applied to the Substantive requirement.

**Registration Fee:** *We accept Visa, Master Card or check.*

**BCBA Members:** \$70.00 if pre-registered by Oct. 28th  
\$85.00 registration after Oct 28th

Staff accompanied by member attorney: \$60.00

**Non-Members:** \$120.00 if pre-registered by Oct 28th  
\$135.00 registration after Oct 28th

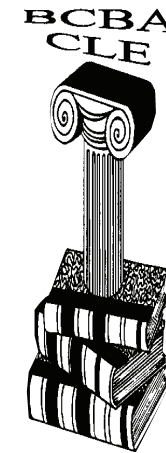
**Note: Attorneys requesting Pennsylvania CLE credit must submit an additional \$15.00 fee for processing.**

**Certificates:** A Certificate of Attendance will be issued at the end of the program. You must retain this for at least four years as proof of attendance for CLE credit. A \$5.00 administration fee will be charged for replacement certificates.

**Tuition Assistance:** Assistance is based on need. Please write to us at the above address for consideration.

In New York State, new attorneys admitted to practice after October 1, 1997 must complete 32 credit hours of Mandatory Continuing Legal Education during their first 2 years after admission. Of the 32 hours, 6 must be in ethics, 12 in skills, and 14 in various areas of professional practice. All other attorneys must complete 24 hours of accredited Continuing Legal Education each biennial registration period, 4 hours of which must be in ethics and professionalism. For mandatory Continuing Legal Education Rules, see 22 NYCRR Part 1500.

Broome County Bar Association  
Centre Plaza  
53 Chenango Street, Suite 201  
Binghamton, NY 13901



**The Broome  
County Bar  
Association**

**And**

**The Federal  
Court Bar  
Association**

*present a Continuing Legal  
Education Seminar*

## **Federal Court Practice A - Z**

**THURSDAY**

November 4, 2010

8:30 am - 1:00 pm

Binghamton Regency Hotel  
One Sarbro Square  
225 Water Street  
Binghamton, NY

The Broome County Bar Association  
has been certified by the  
New York State and Pennsylvania  
Continuing Legal Education Boards  
as an Accredited Provider  
of Continuing Legal Education  
in the Commonwealth of Pennsylvania  
through October 12, 2011  
and in the State of New York  
through March 22, 2011

## Agenda

**8:30 - 8:55 am** Registration and Continental Breakfast

**8:55 - 9:00 am** Welcome and Introduction

**9:00– 9:30 am** SESSION I

### OVERVIEW OF FEDERAL PRACTICE

**Albert Millus, Jr. Esq.**

Jurisdictional issues; organization of the Northern District of New York, Role of the Judiciary; Federal Rules of Civil Procedure

**9:30 - 10:00am** SESSION II

### PRE-SUIT INVESTIGATION; PLEADINGS; FILING AND SERVICE; AMENDMENTS OF PLEADINGS

**Oliver N. Blaise, III Esq.**

**10:00 - 10:30am** SESSION III  
**DISCOVERY**

**Dawn Lanouette, Esq.**

Including discover of Electronically Stored Information (ESI)

**10:30 - 11:00 am** SESSION IV

### MOTION PRACTICE

**Seth Eisenberg, Esq.**

**11:00 - 11:15 am** **BREAK**

**11:15 am - 12:05 pm** SESSION V

### TRIAL and PRE-TRIAL SUBMISSIONS

**Paul J. Sweeney, Esq.**

**12:05 - 12:30 pm** SESSION VI

### JUDGEMENT AND APPEAL

**Maria Lisi-Murray, Esq.**

**12:30 - 1:00pm** SESSION VII

### FEDERAL CRIMINAL PRACTICE

**Albert J. Millus, Jr., Esq.**

\*\*\*\*PLEASE JOIN US AT THE FEDERAL COURTHOUSE IMMEDIATELY FOLLOWING THE PROGRAM FOR A DEDICATION OF PORTRAIT OF HON. JAMES DUANE, THE COURT'S "ORIGINAL" JUDGE.\*\*\*\*

**HON. THOMAS J. MCAVOY - PRESIDING**

## Our Speakers

**ALBERT J. MILLUS, JR. [PROGRAM CHAIR]** is currently a partner in Hinman, Howard & Kattell, LLP. He joined the firm in 1983 after clerking for Hon. James C. Turk, Chief United States District Judge for the Western District of Virginia. Mr. Millus graduated from the School of Industrial and Labor Relations at Cornell University, and received his Doctor of Law degree, *magna cum laude*, from Cornell Law School in 1982. Mr. Millus is admitted to practice in New York, the Northern, Western, and Southern Districts of New York, the United States Courts of Appeal for the Second, Third, Sixth, and Federal Circuits, and the United States Supreme Court. Mr. Millus' primary areas of practice are federal and state commercial and general civil litigation, municipal law, and federal criminal defense. Mr. Millus is a member of the American Bar Association, the New York State Bar Association, and the Broome County Bar Association. He is also the Town Attorney for the Town of Fenton, New York, and the Binghamton Division representative on the standing Criminal Justice Act Committee for the Northern District of New York.

**OLIVER N. BLAISE, III** is a partner at Coughlin & Gerhart, L.L.P. He graduated cum laude from the State University of New York at Albany with a B.A. in history and later an M.A. in history. He later graduated cum laude from the Syracuse University School of Law in 1997. He is admitted to the courts of the State of New York, the United States District Courts for the Northern and Western Districts of New York, and the Districts of Columbia and Colorado, the United States Court of Appeals for the Second and District of Columbia Circuits, and the United States Supreme Court. Mr. Blaise' areas of practice include trial and appellate level work in civil litigation and workers' compensation, representation of local municipalities and emergency service organizations. His civil litigation experience includes intellectual property, personal injury, commercial and contract disputes in state and federal courts. His municipal representation includes school districts, towns, villages and fire districts, as well as volunteer fire and ambulance companies. Mr. Blaise is a member of the New York State, Broome County and Tompkins County Bar Associations. He is a member of the Binghamton Sertoma Club and Broome County United Way Board of Directors.

**SETH EISENBERG, J.D., M.B.A.**, is admitted to the bars of the states of New York, Colorado, and Connecticut, and the United States District Court for the Northern District of New York and the United States District Court for the District of Connecticut. While in private practice, Mr. Eisenberg represented health care institutions and health care providers in litigation, transactional, and regulatory matters; the news media and corporations in medial law issues, including defamation litigation, prior restraints, public access to courtrooms and government meetings, and related First Amendment issues; represented schools and facilities for the disabled and individuals with disabilities seeking to obtain a free, appropriate public education; and represented employers in labor, employment, and benefits-related issues. Mr. Eisenberg has served as a judicial law clerk in the Northern District of New York for over ten years, a position that he currently holds. While most of Mr. Eisenberg's time has been spent clerking for the Hon. Thomas J. McAvoy, he also has clerked for the Hon. Lawrence E. Kahn and the Hon. David N. Hurd. When not working in the federal court system, Mr. Eisenberg teaches law-related undergraduate courses at Tompkins-Cortland Community College and Ithaca College. Mr. Eisenberg also serves as Chair on the New York State Commission on Quality of Care for the Mentally Disabled Surrogate Decision Making Committee, an arbitrator for the New York State attorney-client fee dispute resolution program, and as a grader for the New York State Bar Examination.

**DAWN J. LANOUILLETTE** is a partner at Hinman, Howard & Kattell in the labor and employment and litigation practice groups. She received her B.A., *cum laude* from Pacific University in Forest Grove, Oregon and her J.D. and International Law Certificate, *magna cum laude*, from Pace University School of Law. Prior to joining the firm, Mrs. Lanouette spent two years as a law clerk to the Honorable Thomas J. McAvoy in the Northern District of New York. She is a member of the New York State and Broome County Bar Associations as well as the Northern District of New York Bar Association. Dawn is active in the Tri Cities Opera Guild, the Southern Tier Young Professionals, and serves on the Cidermill Playhouse Board of Directors.

**MARIA LISI-MURRAY** is a partner at Levene, Gouldin, & Thompson, LLP. She is admitted to practice in both New York and Pennsylvania. She is also admitted to practice in the following federal courts: U.S. District Court Northern District of New York; U.S. District Court Western District of New York; U.S. District Court Southern District of New York; U.S. District Court Middle District of Pennsylvania; U.S. Court of Appeals, Second Circuit, and the U.S. Court of Appeals, Third Circuit. She is a member of the Northern District of New York Federal Court Bar Association, New York State Bar Association, and the Broome County Bar Association. She serves on the New York State Bar Association Committee on Mass Disaster Response and the Task Force on the State of our Courthouses. Her litigation practice primarily focuses in the areas of: personal injury, insurance defense, medical malpractice defense, civil rights/governmental tort liability, health law, and appellate practice.

**PAUL J. SWEENEY**, a partner in Coughlin & Gerhart, LLP, received his B.A. degree *in cursu honorum* from Fordham University and his J.D. degree from Brooklyn Law School. He is a member of the firm's Management Committee and co-chairs the firm's Labor and Employment Law Practice Group. Mr. Sweeney concentrates in labor and employment law and commercial litigation. He defends employers against liability, discrimination and disability claims and represents employers in contract negotiations, arbitration, discipline and other administrative proceedings. In addition, Mr. Sweeney represents clients in complex contract, construction and real estate disputes. Mr. Sweeney is a member of the American, New York State, Broome County and Federal Court Bar Associations. He serves on the Executive Committee of the New York State Bar Association's Labor and Employment Law Section and is a Trustee of the Northern District of New York – Federal Court Bar Association. Mr. Sweeney was appointed to serve on the Broome County Board of Ethics. He serves on the board of directors of the Southern Tier Chapter of the American Red Cross and is a past president of the board of directors of the Family and Children's Society. Mr. Sweeney is a colonel in the Marine Corps Reserve. Prior to joining Coughlin & Gerhart, LLP, he served on active duty with the Marines as a criminal defense attorney and Special Assistant U.S. Attorney. As a Reservist, he deployed to Fallujah, Iraq, where he served with the 1 Marine Expeditionary Force. Mr. Sweeney is currently assigned as the Reserve Deputy Counsel for the Commandant of the Marine Corps and is the officer-in-charge of Marine Reserve lawyers who support the Commandant, the Chairman of the Joint Chiefs of Staff and the DoD Director of General Counsel.

### Federal Court Practice A - Z, November 4, 2010, 8:30 am — 1:00 pm: Binghamton Regency Hotel

To ensure your place at this seminar, please return this registration form along with your check to: Broome County Bar Association, 53 Chenango Street, Suite 201, Binghamton, NY 13901 by 10/28/2010. Please note there is a \$15.00 additional late fee for registrations received after 10/28/10. We also accept Visa, MasterCard and Discover.

Name: _____ BCBA Member: \$70.00 _____ Non-Member: \$120.00 _____ Would you like to join the Broome County Bar Association?: _____ Staff accompanied by BCBA Member attorney: \$60.00 _____ PA CLE Credit Processing Fee: \$15.00 _____ Late fee if registering after October 28th : \$15.00 _____ <b>Total Enclosed:</b> _____	PA ID# (if applicable): _____ <b>Credit Card Information</b> <input type="checkbox"/> Visa <input type="checkbox"/> MasterCard <input type="checkbox"/> Discover Name on Card: _____ Account Number: _____ Exp. Date: _____ Amount of Authorized Payment: _____ Signature: _____
--	---

**MCLE Rules require that you must attend the entire session to receive credit for that session.**