

CPLR Update
With Professor Patrick M. Connors

Synopsis: This program will explore statutory and case law developments in New York Civil Practice over the past year; a must for all litigators.

Date: **Monday, April 30, 2012**

Time: **11:00 a.m. - 2:00 p.m. (Registration 10:30 a.m.) (lunch)**

Level: Transitional/Non-Transitional

Speaker(s): **Professor Patrick M. Connors, Albany Law School, Albany, N.Y., Author of *CPLR Practice Commentaries***

Moderator: **Stephen M. Fromson, Esq.**

Place: **Good Samaritan Hospital Auditorium, 255 Lafayette Ave,
Suffern, NY**

Cost: **\$75.00** in advance; **\$85.00** at the door; **\$95.00** Non-Members; **\$30.00** paralegals and students

Reduced fee of \$50 for lawyers in practice 5 years or less

Credits: **3 CLE Credits: 2.5 Professional Practice; .5 Ethics**

Call Leslie @ 845-634-2149 or mail leslie@rocklandbar.org to register.

Following is a list of topics to be discussed at this year's CPLR UPDATE...

- Disclosure of information from social networking sites, such as Facebook and MySpace.
- Ethical boundaries to accessing the social networking site of a party or witness.
- The six month statute of limitations extension in CPLR 205(a).
- Continued problems encountered by lawyers at the starting gate, (i.e., the County Clerk's Office).
- Counsel for nonparty witness has no right to object at deposition.
- Appellate case law rejecting affidavits submitted with motion based on defective notarization.
- Who pays the cost of electronic disclosure.
- Obtaining electronic disclosure from a nonparty.
- Sanctions for failure to preserve electronically stored information.
- Motions to vacate a default judgment.
- Court of Appeals weighs in on motions to dismiss for neglect to prosecute under CPLR 3216.
- Some service defects cured under CPLR 2001 and Court of Appeals' broad interpretation of statute, while some courts still take hard line.
- CPLR 2103(b)(2)'s ubiquitous five day add on makes its way to the Court of Appeals, and many other courts.
- Ethical and procedural boundaries governing a lawyer's ex parte communications with an adverse party's treating physician.
- May a lawyer indemnify a client's obligations in settlement?
- Duty of lawyer who prepared will to cooperate with lawyer retained to represent executor
- and much more.....

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