

Maryland State Bar Association

Annual Meeting 2008

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Program Links

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Program of Events

Notice of Meeting

Notice is hereby given of the Annual Business Meeting of the Maryland State Bar Association to be held at the Clarion Resort Fontainebleau Hotel in the Crystal Ballroom on Saturday, June 14, 2008 at 8:30 a.m.

The Board of Governors recommends the establishment of the Immigration Law Section.

DAILY ACTIVITIES WEDNESDAY – SATURDAY

Family Day at Jolly Roger Amusement Park
30th Street and Coastal Highway

\$23.00 – pays one price all day ticket to:
10:00 a.m. – 7:00 p.m.
Splash Mountain Water Park

10:00 a.m. – 6:00 p.m.
Miniature Golf

2:00 p.m. – 6:00 p.m.
Amusement Rides
(limit 2 rides on Wild Mouse Coaster)

\$35.00 – includes everything above **plus:**
3 rides at Speed World tickets
10:00 a.m. – 6:00 p.m.

**Order your tickets in advance.
Limited number available on site!**

CABANA "HOSPITALITY" SUITES

(Conveniently located poolside at the Clarion Hotel. Check the hotel message board for times)

Anne Arundel County Bar Association
(Cabana 203)

Bar Association of Baltimore City

(Cabana 205)

Baltimore County Bar Association
(Cabana 202)

Bar Association of Montgomery County
(Cabana 201)

Prince George's County Bar Association
(Cabana 204)

Women's Bar Association of Maryland
(Cabana 207)

CHILD CARE SERVICES

Dial-A-Nanny
Pat Bennett
410.641.2977

(This information is provided as a service to our members, however the Maryland State Bar Association makes no recommendation of any service.)

FRIENDS OF BILL W. MEETINGS

(Suite 302)

Wednesday	5:00 p.m. – 6:00 p.m.
Thursday	6:30 a.m. – 7:30 a.m.
	6:00 p.m. – 7:00 p.m.
Friday	6:30 a.m. – 7:30 a.m.

Sponsored By:

Maryland State Bar Association, Inc.

The Lawyer Assistance Program (LAP)

The LAP Committee is committed to providing confidential assistance to the legal community by offering help with alcohol/substance abuse, mental health issues and continued support in recovery to insure long term success. For more information contact: Jim Quinn at 443.703.3041. Free & Confidential!

WEDNESDAY, JUNE 11, 2008

1:00 p.m. – 8:00 p.m.

MSBA REGISTRATION AND INFORMATION DESK

(Grand Ballroom)

1:00 p.m. – 8:00 p.m.

EXHIBIT HALL

(Grand Ballroom)

3:00 p.m. – 5:00 p.m.

MARYLAND STATE BAR ASSOCIATION

BOARD OF GOVERNORS MEETING

2007-2008

(Banquet Hall #2-B)

5:00 p.m. – 6:00 p.m.

FRIENDS OF BILL W. MEETING

Sponsored By: MSBA Lawyer Assistance Program

(Suite #302)

6:00 p.m. – 7:30 p.m.

Welcoming Reception

“Jammin’ In Jamaica”

Join us for this great kick-off to the 2008 Annual Meeting and the 2009 Mid-Year Meeting to be held in beautiful Jamaica. This island party is sure to provide fun the whole family. Enjoy light hors D'oeuvres, Music and your chance to win great prizes!

See ya there mon!

Sponsored in part by:

Ellin & Tucker, Chartered

Platinum Sponsor

and the

2008 Annual Meeting Exhibitors

8:00 p.m. – 10:00 p.m.

CRAB FEAST – HOOPER'S RESTAURANT

12912 Ocean Gateway

*All you can eat crabs, shrimp, chicken, ribs and more on the deck of Hooper's Restaurant! Get your tickets early this event will be a sell-out. **Cash Bar.**

(Transportation is provided from the Clarion)

NO TICKETS SOLD AT THE DOOR

*Salad available upon request.

THURSDAY, JUNE 12, 2008

6:30 a.m. – 7:30 a.m.

FRIENDS OF BILL W. MEETING

Sponsored By: MSBA Lawyer Assistance Program

(Suite #302)

***7:30 a.m. – 2:00 p.m.**

MSBA REGISTRATION AND INFORMATION DESK

(Grand Ballroom)

*Registration will re-open 6:00 p.m. – 7:30 p.m. so that later arrivals can pick-up President's Reception Tickets

7:30 p.m. – 2:00 p.m.

EXHIBIT HALL

(Grand Ballroom)

7:30 a.m. – 10:00 a.m.

COFFEE BREAK

(Grand Ballroom)

8:00 a.m. – 8:30 a.m.

STATE AND LOCAL GOVERNMENT SECTION MEETING

EDUCATIONAL PROGRAMS SESSION I

8:00 a.m. – 8:30 a.m.

ADMINISTRATIVE LAW SECTION BREAKFAST

8:30 a.m. – 10:30 a.m.

(Program Immediately Following Breakfast Meeting)

"SATELLITE PARKING" – A FICTIONAL LOOK AT THE REAL PROBLEM OF COMMITMENT HEARINGS IN MARYLAND

"Satellite Parking" is a one act play written by Paul Handy, Administrative Law Judge for the District of Columbia Office of Administrative Hearings. The play is fictional, but it is based on two true stories arising out of commitment hearings in Maryland. The play will be directed by Judge Handy and performed by a cast in a staged reading.

(Administrative Law Section Continued)

After the play, we will present a panel discussion of the commitment hearing process in Maryland.

Sponsored By: Administrative Law Section

Program Chair: Robert H. Drummer, Esq.

Cast: Hon. Barbara Kerr Howe; Michele McDonald, Attorney General's Office; Hon. Kathleen Chapman, MD OAH; Hon. Thomas Dewberry, MD OAH; Robert H. Drummer, Montgomery County Council; Bruce Martin, Attorney General's Office

Panel Speakers: Hon. Laurie Bennett, Maryland OAH; Linda Gordon, Maryland Public Defender's Office; Jo Anne Dudeck, MD Department of Health & Mental Hygiene; Michael Bograv, M.D., Sheppard and Enoch Pratt Hospital

8:00 a.m. – 10:30 a.m.

INTRODUCTION TO COLLABORATIVE LAW AND ITS APPLICATION TO CIVIL DISPUTES

Collaborative Law has created a resurgence of ADR in many areas of law. With the recent amendment to Rule 2.1 of the Rules of Professional Responsibility every attorney should be providing their clients with information on all ADR methods appropriate for their disputes. This session will provide you with a basic introduction to the guiding principles of Collaborative Law. The speakers are two attorneys from Massachusetts who have successfully applied Collaborative Law principles in business disputes, including the break up and restructure of an "S" Corporation. Learn how you can use the collaborative process to efficiently and successfully resolve issues in a wide range of business disputes and other areas, including, contractor/ subcontractor disputes, breakup and restructuring of closely held and family

businesses, probate disputes, non-profit entity internal disputes and employer/employee disputes. A role play demonstration will give you insight into how a collaborative law case works. Learn about opportunities to become a certified collaborative practitioner and about the International, State and local organizations that support this innovative method of ADR.

Enjoy a continental breakfast too!

Sponsored By: ADR Section, Business Section and Estates and Trust Section

Program Chairs: Suzy Eckstein, Esq. and Richard H. Melnick, Esq.

Speakers: R. Paul Faxon, Esq., The New Law Center, Cambridge, MA; Michael Zeytoonian, Esq., Hutchings, Barsamian, Mandelcorn & Zeytoonian, LLP, Westborough, MA

8:00 a.m. – 10:30 a.m.

MARYLAND DISCOVERY PROBLEMS AND SOLUTIONS - HOW TO SOLVE THE MOST FREQUENTLY ENCOUNTERED PROBLEMS IN CIVIL PRE-TRIAL PRACTICE, INCLUDING ISSUES RE: DISCOVERY OF ELECTRONICALLY STORED INFORMATION (ESI)

Cases can be won or lost during discovery. With the decline in the number of civil cases reaching trial, discovery has emerged as the central battleground and the costliest part of litigation. Courts are forever conducting conferences and hearings to resolve discovery disputes. Evaluation of cases for settlement is based in large part on discovery, driving the process - and the costs to the client - even more. Recent amendments to the Maryland Rules of Civil Procedure governing the discovery and use of electronically stored information (ESI) have added another layer of complexity to pre-trial practice. U.S. Magistrate Judge Paul Grimm, Charles Fax and Paul Sandler, co-authors of the new MICPEL book "Maryland Discovery Problems and Solutions," will discuss the problems that civil litigators encounter most frequently in pre-trial discovery, and present suggestions and strategies for solving these problems.

The program begins with an overview of the scope and types of discovery contained in the Maryland Rules of Procedure, with special emphasis on ESI. The faculty will then present a fast paced, informative and entertaining vignette highlighting problems and illustrating how NOT to conduct your next deposition, conference or hearing. Finally, the faculty will answer your questions and offer their perspective and advice on how to solve your current problems or disputes concerning interrogatories; document requests; requests for admission; motions for mental and physical examinations; depositions; experts; sanctions, and protective orders. [Email your questions/problems, in advance, to info@micpel.edu, or submit them, in writing, at the beginning of the program and the faculty will address them, time permitting.]

Program Chairs: Harriet E. Cooperman, Esq.
and Brenton G. Burry, Esq.

Sponsored By: CLE Committee and MICPEL

Speakers: Charles S. Fax, Esq., Hon. Paul W. Grimm and Paul Mark Sandler, Esq.

8:00 a.m. – 10:30 a.m.

THE IP TOOLKIT FOR BUSINESS LAWYERS

A panel presentation of essential intellectual property skills for business lawyers and tips on managing your intellectual property in ecommerce.

Sponsored By: Intellectual Property Section

Program Chair: Donna M.D. Thomas, Esq.

Speakers: J. Andrew McKinney, Esq.,
Jones, Tullar & Cooper, P.C., Arlington, VA; Cheryl L. Slay, Esq., Law Offices of Cheryl L. Slay, LLC, Owings
Mills, MD; Victoria K. Hall, Esq.; Law Offices of Victoria K. Hall, Bethesda, MD; Francis J. Gorman, Esq.,
Gorman & Williams, Baltimore, MD

8:00 a.m. – 10:30 a.m.

HEALTH LAW HOT TOPICS AND RED FLAGS FOR NON-HEALTH LAWYERS

The Program is designed to educate non-health lawyers about health law issues that could pose sign liability exposure for their clients, and give them sufficient understanding to spot potential legal landmines and red flags. This program would be especially helpful for business, tax, and real estate lawyers who advise physicians and other health care providers on issues that implicate health law issues. The program would have a practical “nuts and bolts” orientation covering topics such as physician self-referral, fraud and abuse, and HIPAA privacy issues using real world typical business transactions scenarios to demonstrate the problems and possible solutions.

Sponsored by: Health Law Section

Program Chair: Jeffrey M. Pecore, Esq.

Speakers: Christopher Dean, Esq., Gordon, Feinblatt, Rothman, Hoffberger & Hollander, LLC; Barry F.
Rosen, Esq., Gordon, Feinblatt, Rothman, Hoffberger & Hollander, LLC

8:00 a.m. – 8:30 a.m.

JUDICIAL APPOINTMENTS COMMITTEE BREAKFAST

8:30 a.m. – 10:30 a.m.

(Program Immediately Following Breakfast Meeting)

SO YOU WANT TO BE A JUDGE?

Learn the statutory requirements of becoming a judge; receive an overview of the Judicial Nominating Commission process, including valuable information in completing the Personal Data Questionnaire; hear from your peers who serve as members of the MSBA and other bar association judicial selection committees as to how you can excel in the interview process; obtain actual insight on all phases of the process from successful applicants; participate with all panelists in meaningful dialogue.

Sponsored By: Judicial Appointments Committee

Program Chairs: Jerald B. Lurie, Esq. and Rachel T. McGuckian, Esq.

Speakers: Hon. Gary Crawford, District Court of Maryland for Montgomery County; Hon. John Addison
Howard, Circuit Court for Baltimore City; Jerald B. Lurie, Esq.: Adelberg, Rudow, Dorf & Hendler, LLC;
Rachel T. McGuckian, Esq., Miles & Stockbridge, P.C.; Kathleen Howard Meredith, Esq., Iliff & Meredith,
P.C.; Andrew Radding, Esq., Adelberg, Rudow, Dorf & Hendler, LLC; Edwin “Ted” Staples, Esq., Council,
Baradel, Kosmerl & Nolan, P.A.

8:00 a.m. – 10:30 a.m.

THE ANSWER IS "A JEOPARDY GAME ON A VARIETY OF TAX TOPICS"

This will be an informative and fun program where participants will play the game show Jeopardy" involving various tax topics including divorce taxation issues, state and local tax issues (including matters relating to the new tax law), criminal tax, real estate tax issues, taxation of settlements and judgments, Employee/independent contractor Bankruptcy tax issues, tax procedure, tax exempt organizations, business tax issues, estates and trusts taxation issues. The contestants will include well known Practitioners in the areas of Family Law, Tax Law, Estates & Trusts, Bankruptcy Law and Real Estate Law.

Sponsored by: Section of Taxation

Program Chairs: David J. Polashuk, Esq.

Speakers: Caroline D. Ciraolo, Esq., Rosenberg, Martin & Greenberg, LLP., Chaya Kundra, Esq., Kundra & Associates, P.C., David De Jong, Esq., Stein, Sperling, Bennett, De Jong, Driscoll & Greenfeig, P.C., Todd Bornstein, Esq., Selzer, Gurvitch, Rabin & Obecnny, Chartered, Jeffrey A. Markowitz, Esq., Miles & Stockbridge, P.C., Elissa F. Borges, Esq., Ober Kaler

10:30 a.m. – 11:30 a.m.

5th Annual Meet and Greet Reception
for
Maryland's Newly Appointed Judges
(Banquet Hall #1)

Hon. Robert M. Bell, Chief Judge,
Maryland Court of Appeals

Special Invited Guest
Hon. Martin O'Malley, Governor

EDUCATIONAL PROGRAMS
SESSION II

11:30 a.m. – 1:30 p.m.

(Program and Luncheon)

PRACTICE, POLICY AND LEGISLATIVE ISSUES IN ANIMAL LAW

This program will address the following:

- An Overview of Incorporating Animal Law into Your Practice, Section Counsel, Barbara Graham, Esq.
- Legislative Efforts: Including Expanding Protections for Third Party Acts in Domestic Violence Protective and Peace Orders and Guide Dog Anti-attack Legislation, Section Counsels, Mary Bonfante, Esq., and Gary C. Norman, Esq.
- Efforts of Law Schools and the ABA to Promote Animal Law, Joan Schaffner, Esq.

Sponsored by: Animal Law Section

Program Chairs: Barbara Graham, Esq., and Gary C. Norman, Esq.

Speakers: Barbara Graham, Esq., Mary Bonfante, Esq., Gary C. Norman, Esq., and Joan Schaffner, Esq.
(A light lunch will be provided)

11:30 a.m. – 1:30 p.m.

SOMETIMES I FEEL LIKE A MOTHERLESS CHILD: A DISCUSSION OF THE COURT OF APPEALS' DECISION IN IN RE ROBERTO D.B.

Maryland's highest court held last year that the name of a genetically-unrelated, gestational host of a fetus was not required to be listed as the mother on the child's birth certificate. This program will feature speakers who will discuss the surrogacy issues this case involves, its impact on the best interest of the child standard,

the questions of judicial restraint that it raises, and other aspects of the case.

Sponsored By: Appellate Litigation Committee

Program Chairs: Hon. Mary Ellen Barbera and Andrew H. Baida, Esq.

Speakers: Hon. Dale R. Cathell; Hon. Irma S. Raker; Leigh Goodmark, Associate Professor of Law and Director of the Family Law Clinic at the University of Baltimore School of Law; Nancy E. Gregor, Senior Counsel, The Johns Hopkins Health System; and Dorrance D. Dickens, Esq.

11:30 a.m. – 1:30 p.m.

ETHICS FOR DUMMIES

Need some practical guidance on common ethical issues? We will discuss topics including conflicts, advertising, issues that arise in personal injury matters, and, everyone's favorite, fees.

Sponsored By: Ethics Committee

Program Chair: T. Christine Pham, Esq.

Speakers: Marc R. Emden, Esq., Marc R. Emden, P.A.; Steven Rosen, Esq., Willoner, Calabrese and Rosen, P.A.; T. Christine Pham, Esq., Rosenberg | Martin | Greenberg, LLP; Linda D. Schwartz, Esq., Paley Rothman; Patricia M. Weaver, Esq., Paley Rothman; Charles S. Winner, Esq., Fisher & Winner, LLP

11:30 a.m. – 1:30 p.m.

ARE YOU SMARTER THAN A LAW STUDENT? "CIVIL PROCEDURE PROBLEMS AND SOLUTIONS"

This program will address the civil procedure problems seen by Circuit Court Judges throughout the State, in a game show format.

Program Chair: Hon. Lynne A. Battaglia

Sponsored By: Judicial Administration Section, Professionalism Committee and MICPEL

Speakers: Hon. Lynne A. Battaglia; Hon. John Fader; James Archibald, Esq. and Paul Mark Sandler, Esq. Refreshments will be served

11:30 a.m. – 1:30 p.m.

CLIMBING THE LEGAL LADDER: HOW TO EXCEL IN YOUR CAREER (AND EVEN HAVE A LIFE TOO)

Spend some time with accomplished attorneys from diverse areas of the legal profession. Whether you would like to advance your career in a small or large firm, rise up the ranks in the government sector, or increase your involvement with the MSBA, learn how your role models excelled in their own careers, what worked for them, and what did not. Also learn what hiring attorneys really look for in your resume and career experience. During this program we will also discuss new and insightful ways to balance your legal career with your personal life.

Sponsored By: Young Lawyers Section

Program Chair: Wendy A. Sare, Esq.

Speakers: Gary E. Bair, Esq., Bennett & Bair, LLP (previously served in various capacities within the Office of Attorney General); Edward J. Gilliss, Esq., Royston, Mueller, McLean & Reid, LLP (past MSBA President); Dorothy Lennig, Esq., House of Ruth; Cleaveland Miller, Esq., Semmes, Bowen & Semmes; Stacy LeBow Siegel, Law Offices of Stacy LeBow Seigel, LLC

1:30 p.m. – 3:30 p.m.

AN AFTERNOON AT SECRETS

Sponsored by:

The Worcester County Bar Association
Secrets Bar and Grille 49th Street and the Bay

* Free to all Lawyers and Judges registered for the conference. Please wear your name badge.

* Additional tickets for spouses, guests and non-registrants - \$10.00

* Beer, wine, soft drinks and snacks provided.

Limited Tickets Available

(please plan to arrive early!)

For more information contact:

Cathi V. Coates, Esq. 410.723.6000

3:00 p.m.

MARYLAND BAR FOUNDATION ANNUAL MEETING

(The Links at Lighthouse Sound)

3:00 p.m. – Board of Directors Meeting

4:00 p.m. – Fellows Meeting, Initiation of New Fellows and Presentation of the Eney and Shea Awards

5:00 p.m. – Reception

5:00 p.m. – 6:00 p.m.

YOUNG LAWYERS SECTION

Business Meeting

Conference Room: #6

6:00 p.m. – 7:00 p.m.

FRIENDS OF BILL W. MEETING

Sponsored By: MSBA Lawyer Assistance Program

(Suite #302)

You are Cordially Invited to Attend

The

President's Reception

Thursday, June 12, 2008

7:00 p.m. – 9:00 p.m.

Clarion Hotel – Crystal Ballroom

Business Attire – Standing Reception

Tickets required at the door

Valet Parking Available

**Alison L. Asti, Esq.,
President**

**Katherine Kelly Howard, Esq.,
President-Elect**

FRIDAY, JUNE 13, 2008

6:30 a.m. – 7:30 a.m.

FRIENDS OF BILL W. MEETING

Sponsored By: MSBA Lawyer Assistance Program
(Suite #302)

7:30 a.m. – 9:00 a.m.

MSBA LAWYER ASSISTANCE COMMITTEE BREAKFAST

(Suite #317)

7:30 a.m. – 2:00 p.m.

MSBA REGISTRATION AND INFORMATION DESK

(Grand Ballroom)

7:30 a.m. – 2:00 p.m.

EXHIBIT HALL

(Grand Ballroom)

Exhibitors Showcase – Special Prizes

10:30 a.m. – 11:00 a.m.

7:30 a.m. – 11:00 a.m.

COFFEE BREAK

(Grand Ballroom)

7:30 a.m.

YOUNG LAWYERS SUN RUN

Everyone Welcome

Sponsored By: THE DAILY RECORD

10 k (6.2 miles) and 5k (3.1 miles)

Montego Bay, 130 Street South Ocean Drive

7:30 a.m. – 9:00 a.m.

BAR PRESIDENTS' BREAKFAST

Local and Specialty Bar Presidents, Presidents-Elect and Executive Directors from Maryland's local and specialty bar associations

(Horizon's Restaurant / Pub)

EDUCATIONAL PROGRAMS SESSION I

8:00 a.m. – 10:30 a.m.

METADATA WHAT YOU DON'T KNOW CAN HURT YOU - - AND OTHER EMERGING ELECTRONIC RECORDS ESSENTIALS FOR BUSINESS ATTORNEYS

This program is designed to provide practitioners with an overview of current standards for the management and protection of metadata and other emerging electronic records (ESI) issues in business transactions and practices. Both law firms and their clients have exponentially increased the amount of electronic records in transactions while numerous legal, technical and business issues have surfaced, such as how to prevent inadvertent disclosure of client information buried within electronic documents, the cost of maintaining ESI, security threats, privacy concerns, in addition to ESI related regulations and the associated liability. Attorneys and organizations of all sizes now face a fundamental business challenge: how will they responsibly transmit, store, manage, and protect ESI while negotiating business transactions and operating their businesses practices. This session will provide an overview of the evolving issues involving metadata and electronic records from a business attorney perspective at both a transaction and practice level. We will also focus on practical and cost-effective tools for requesting, retrieving, "cleaning," producing, and managing ESI in connection with business transactions and practices.

Sponsored By: Business Law Section

Program Chair: William McComas, Esq.

Speakers: Hon. Paul Grimm, Chief Magistrate Judge, United States District Court for the District of Maryland; Joe Hennessey Newman, McIntosh & Hennessey, LLP; Matt Hjortsberg Bowie & Jensen, LLC; Tom Klaff, CEO, Surety, LLC; Brett Harrison, Director, FTI Consulting
A short Section Business Meeting will follow the program.

Continental Breakfast will be Served!

8:00 a.m. – 10:30 a.m.

THE WOLF AND THE SCARECROW AT THE DOOR: REVERSING THE HIGHJACKING OF THE AMERICAN DREAM

This program will focus on the sub prime mortgage crisis which is plaguing America. The panel, consisting of experienced bankruptcy and foreclosure practitioners, will discuss various aspects and ramifications of the crises generally within the context of bankruptcy relief but also with an eye toward out of bankruptcy workouts and remedies. Topics to be discussed and examined include foreclosure rescue scams, dealing with sub prime property loans inside and outside of bankruptcy, post default costs and charges added to the loan amount for foreclosure by the lender or servicing agent, proposed bankruptcy, state law, and federal non bankruptcy legislation, and, to the extent enacted by the seminar date, new legislation impacting bankruptcy and foreclosure practice.

Sponsored By: Consumer Bankruptcy Committee

Speakers: Antonio Aquia, Esq., Belsky, Weinberg, and Horowitz, LLC, Baltimore, Maryland; Deborah K. Curran, Esq., Curran and O'Sullivan, P.C., Laurel, Maryland; Alexander Gordon, IV, Esq. Law Offices of Alexander Gordon, Easton, Maryland; Marc Robert Kivitz, Esq. Law Office of Marc R. Kivitz, Baltimore, Maryland; Sari Karson Kurland, Esq., The Law Offices of Sari K. Kurland, LLC, Rockville, Maryland; Stanton J. Levinson, Esq., Law Office of Stanton J. Levinson, Silver Spring, Maryland; Mary Park McLean, Esq., Office of Nancy Spencer Grigsby, Chapter 13 Trustee, Bowie, Maryland
Richard S. Stolker, Esq., Uptown Law, LLC, Rockville, Maryland; Bud Stephen Tayman, Esq., Bud Stephen Tayman, P.A., Greenbelt, Maryland; Andrew G. Wilson, II, Esq., Andrew G. Wilson, II, P.C., Annapolis, Maryland

Light Refreshments will be served!

8:00 a.m. – 10:30 a.m.

REAL WORLD CSI: DOES FINGERPRINT EVIDENCE MEET THE FRYE-REED STANDARD? (THIS IS NOT A TELEVISION SHOW!)

A panel discussion of the continuing viability of fingerprint evidence in State and Federal courts. The panel includes prosecutors, defenders and forensic fingerprint experts. Discussions involving the Maryland decision, *State v. Bryan Rose*, Circuit Court for Baltimore County (Judge Susan Souder) and the Federal decision, *United States of America vs. Llera Plaza*, United States District Court for the Eastern District of Pennsylvania (Judge Louis Pollak) concerning the admissibility of fingerprint evidence.

Sponsored by: Criminal Law and Practice Section

Program Chair: William C. Brennan, Jr., Esq.

Speakers: Paul B. DeWolfe, Esq., District Public Defender for Montgomery County; Melissa Gische, FBI Fingerprint Expert; Gerard Martin, Esq., Rosenberg Martin Greenberg, LLP; Rod J. Rosenstein, Esq., United State's Attorney for the District of Maryland; Davis Ruark, Esq., State's Attorney for Wicomico County; Professor James Starrs, George Washington University School of Law; Timothy J. Sullivan, Esq., Brennan Sullivan & McKenna LLP; Professor Byron Warnken, University of Baltimore, School of Law

8:00 a.m. – 10:30 a.m.

WILL MARYLAND EVER SEE ELECTIVE SHARE REFORM?

Are you up to date as to the surviving spouse's rights upon death? Maryland's Elective Share statute states that the surviving spouse may elect to take a percentage of the deceased spouse's net probate estate. However, then Chief Judge Murphy's recent opinion for the Court of Special Appeals in *Schoukroun v. Karsenty*, 177 Md. App. 615 (2007) expands the spouse's elective share to non-probate assets. Come hear

Honorable Joseph F. Murphy, Jr. discuss the Court's interpretation of the elective share statute and the common law. What is the Maryland law in light of Schoukroun? How will Schoukroun affect estate planning, marriage contracts and Medicaid planning?

Join a panel of experts including: Judge Murphy, representatives from the MSBA Trusts and Estates section, Family Law section and Elder Law section as to whether or not Elective Share Reform is necessary or needed NOW more than ever! Come let your voice be heard in this discussion of the Elective Share Committee's Reform Proposal.

Sponsored By: Estates and Trusts Section

Program Chair: Professor Angela Vallario

Speakers: Hon. Joseph F. Murphy, Jr., Court of Appeals; Professor Angela Vallario, University of Baltimore School of Law; Jennifer L. Merrill, Esq., Dalnekoff & Mason, P.A., and Michael W. Davis, Esq., Davis, Agnor, Rapaport & Skalny, LLC

8:00 a.m. – 9:00 a.m.

LABOR AND EMPLOYMENT LAW SECTION BREAKFAST

9:00 a.m. – 10:30 p.m.

A NEW VENUE FOR DISCRIMINATION CLAIMS: A CAUSE OF ACTION IN STATE COURT UNDER ARTICLE 49B

Plaintiffs can now file a private cause of action in state court for discrimination under Article 49B. Courts may award compensatory and punitive damages, back-pay, attorney's fees, and injunctive relief. Join us as a panel of employment law experts explores the significant challenges and opportunities for both plaintiff and defense lawyers presented by this new law.

Sponsored By: Labor and Employment Law Section

Program Chairs: Keith J. Zimmerman, Esq. and Steven D. Frenkil, Esq.

Speakers: Glendora C. Hughes, Esq., General Counsel Maryland Commission on Human Relations; Thomas J. Gagliardo, Esq., The Gagliardo Law Firm; Darryl G. McCallum, Esq. Shawe & Rosenthal, LLP & Darrell R. VanDeusen, Esq., Kollman & Saucier, P.A.

8:00 a.m. – 10:30 a.m.

NO COUNTRY FOR THE UNPREPARED: PRACTICAL APPELLATE AND TRIAL TIPS FROM SOME WHO KNOW HOW TO GET IT DONE

Learn strategies that work and pitfalls to avoid. Audience participation is encouraged during what is sure to be a lively and interactive "bench conference" that will offer practice pointers and insights from seasoned trial and appellate judges and practitioners.

Sponsored By: Litigation Section

Program Chair: Roann Nichols, Esq.

Speakers: Hon. Stuart R. Berger, Circuit Court for Baltimore City; Hon. James R. Eyler, Court of Special Appeals; Hon. Glenn T. Harrell, Jr., Court of Appeals (moderator); Hon. Irma S. Raker, Court of Appeals (retired); Hon. William B. Spellbring, Jr., Circuit Court for Prince George's County (retired); Paul D. Bekman, Esq.; Joseph E. Moore, Esq.

Continental Breakfast will be Served

7:45 a.m. – 8:30 a.m.

REAL PROPERTY PLANNING & ZONING SECTION BREAKFAST

8:30 a.m. – 10:30 a.m.

NEW DIRECTIONS IN REAL PROPERTY LAW: (1) GORDON ON FORECLOSURE IN A TROUBLED MARKET; (2) IT'S GOOD TO BE GREEN - KAPLOW ON THE GREEN BUILDING MOVEMENT; (3) FEAR THE TURTLE - JUDGE CATHELL ON TERRAPIN RUN AND OTHER RECENT COURT DECISIONS; (4) TWO BITES AT THE APPLE - WHAT OUR LEGISLATORS DID TO AND FOR US (TWICE) IN 2008

Join us for insights on foreclosure law and practice in this troubled market including recent changes to the law and the effects of foreclosures on other aspects of real property practice presented by "the guy that wrote the book", Alexander Gordon, IV. Learn about the "Green Building" movement and its impact on the real estate industry from Stuart Kaplow, a LEED certified attorney. Hear the Hon. Dale Cathell's take on recent significant real property and land use decisions, including Terrapin Run. Find out the effects of the latest legislative sessions on the real estate practitioner from our Legislative Committee Chair, Lila Shapiro Cyr

Sponsored By: Real Property, Planning and Zoning Section

Program Chairs: David A. Severn, Esq. and Sara H. Arthur, Esq.

Speakers: Hon. Dale R. Cathell, Court of Appeals, retired; Alexander Gordon, IV; Stuart D. Kaplow, Esq., Stuart D. Kaplow, P.A.; and Lila Shapiro Cyr, Esq., Ballard Spahr Andrews & Ingersoll, LLP

10:30 a.m. – 11:00 a.m.

**4TH ANNUAL
EXHIBITORS' SHOWCASE**

Visit the Exhibitors in the Grand Ballroom for special prizes and drawings

**11:00 a.m. – 12:00 noon
25th ANNIVERSARY OF THE
CHILDREN'S HOUR**

Bringing Law-Related Education to the Children of Maryland

This session, back by popular demand for the 25th year, will include a magical hour of storytelling and fantasy deigned to explore ethical principles on which our legal system is based. Attend this session and find out how the Maryland State Bar (MSBA) and local bars are working to improve the lives of young people across Maryland.

Every lawyer in attendance will receive a free copy "Political Cartoons for the Classroom"

Sponsored By: Citizens for Law-Related Education

Chaired By: Hon. Diane O. Leasure

Room: 317/319

**EDUCATIONAL PROGRAMS
SESSION II**

11:00 a.m. – 1:00 p.m.

THE SCOPES TRIAL: TEACHING EVOLUTION IN THE CLASSROOM: HOW THE OUTCOME MAY HAVE BEEN DIFFERENT IF THE PARTIES HAD PARTICIPATED IN COURT-ORDERED MEDIATION

It is the summer of 1925, in Dayton, Tennessee. Two renowned legal heavyweights, namely William Jennings Bryan and Clarence Darrow, are solidifying their immortality as they meet head-on in what has come to be known as the "Scopes Monkey Trial". Judge John T. Raulston is presiding. Stage Right: Same trial, same scholars are preparing their presentations. However, this time the court has ordered the parties to participate in mediation. Witness an experienced mediator and attorneys representing their clients in the mediation, discussing the Tennessee legislature's Butler law and the right of the science teacher, John Scopes, to teach Evolution in the classroom. Would the mediated outcome have been any different? Come and find out. Enjoy lunch with us along with the Program!

Sponsored By: ADR Section and Litigation Section

Program Chairs: Suzy Eckstein, Esq. and Richard H. Melnick, Esq.

Speakers: Hon. Alexander Wright Jr., The Honorable Theresa A. Furnari, Domestic Relations Master, The Baltimore City Circuit Court; Paul D. Bekman, Esq.; Thomas D. Murphy, Esq., Adams Law Center; Natalie M. McSherry, Esq., Whiteford, Taylor & Preston; Craig Tipton Distelhorst, Esq.; Thomas J. Dolina, Esq., Bodie, Nagle, Dolina, Smith & Hobbs, P.A.; Roger L. Wolfe Jr., Esq., University of Maryland Clinical Law Office; Jonathan S. Rosenthal, Esq.

Light Refreshments will be Served

11:00 a.m. – 1:00 p.m.

BAR WARS: THE CLIENT STRIKES BACK! ETHICS AND RISK MANAGEMENT FOR LAWYERS

Good attorneys can and do make mistakes, especially in a competitive, fast paced work environment. "Bar Wars" will review some of the most important Maryland Lawyers' Rules of Professional Conduct and offer guidance on how to avoid the most common ethical and malpractice danger areas.

Specific topics to be addressed, using a combination of lecture, interactive presentation, and entertaining video vignettes include: conflicts of interest; client selection; self-promotion and practice in jurisdictions where one is not licensed; statutes of limitations; fiduciary relationships with clients and the extreme ethical ramifications of doing business with a client; propriety of acknowledging an error in responding to a disciplinary complaint; the new rules for lawyer accounting; "The Top 5 Things Lawyers Should Do in Court & The Top 5 Things Lawyers Should NOT Do in Court," plus ethical pitfalls in discovery disputes and motions practice.

Sponsored By: CLE Committee and MICPEL

Program Chairs: Harriet E. Cooperman, Esq. and Brenton G. Burry, Esq.

Speakers: Alvin I. Frederick, Esq., Glenn M. Grossman, Esq., Hon. Diane O. Leasure

11:00 a.m. – 1:00 p.m.

FAMILY FEUD – MOM ALWAYS LIKED YOU BEST: ISSUES CONCERNING THE SENIOR WITH DIMINISHING CAPACITY AND CONFLICTS WITHIN THE FAMILY

Longstanding family tensions may re-emerge when a parent or older family member has diminished capacity. Intra-family disputes over responsibility for and decisions about appropriate care, housing and financial issues can become tense and lead to litigation. This session will have panelists that discuss these issues and recommend techniques or options to mitigate or eliminate these disputes.

Sponsored By: Elder Law Section

Program Chairs: Camilla McRory and Leslie Fried

Speakers: Patrick L. Woodward, Associated Judge, Court of Special Appeals; Jo Benson Fogel, Esq., Jo Benson Fogel P.A.; Lisa Sarro, Esq., Legal Aid Bureau, Elder Law Program; Erica Wood, American Bar Association Commission on Law and Aging; Debbie Riley, LCSW-C, Manager for Public Guardianship, Baltimore County Department of Aging; Jennifer Sapp, MSW, Aging Services Management; Moderator: Camilla McRory, Attorney at Law

11:00 a.m. – 1:00 p.m.

WHO NEEDS A CUSTODY STATUTE? / EXPECTING THE SUN TO COME OUT TOMMORROW?

Our annual program will feature an informative discussion from a panel of experts about the pros and cons of codifying the custody law AND our annual case law update, complete with Lil Orphan Annie, Daddy Case Bucks, prizes, and a memorable cast. We will also present the 2008 Beverly Groner Award, a legislative update, conduct our annual business meeting and highlight a new MICPEL publication and a Judicare initiative. All that in two hours!

Sponsored By: Family and Juvenile Law Section

Program Chairs: Cynthia Callahan, Esq., Dragga, Callahan, Hannon Hessler & Wills, LLP, and Ronald B. Bergman, Esq., Houlon, Berman, Bergman, Finci, & Levenstein, LLC

Speakers: Marc B. Noren, Esq., Adelberg, Rudow, Dorf & Hendler, LLC; Mary R. Sanders, Esq., Turnbull & Sanders, P.A.; Dorothy J. Lennig, Esq., House of Ruth; Stacy LeBow Siegel, Esq., Stacy LeBow Siegel LLC; Kevin L. Beard, Esq.; Hon. David S. Bruce, Esq.; Alisa G. Cummins, Esq., Law Offices of Alisa G. Cummins, P.C.; Mary Anne R. Day, Esq., Day & Schiszik; Dorothy R. Fait, Esq., Fait, Wise & DiLima, LLP; Erin D. Gable, Esq., Administrative Office of the Courts, Department of Family Administration; Irwin A. Goldberg, Esq., Law Offices of Irwin A. Goldberg; Walter A. Herbert, Jr.; Esq; Craig J. Little, Esq., Kaufman, Ries, & Elgin, P.A.; Justin J. Sasser, Esq., Pitrof & Starkey, P.C.; Christopher R. van Roden, Esq.; Deborah L. Webb, Esq., Lerch, Early & Brewer, Chartered; Jolie B. Weinberg, Esq., Weinberg & Schwartz

11:00 a.m. – 1:00 p.m.

WHAT EVERY MARYLAND LAWYER NEEDS TO KNOW ABOUT U.S. IMMIGRATION LAW

U.S. immigration law is a highly complex and constantly evolving area of law. It affects Maryland businesses, family law clients and criminal defendants. Understand these intersections as a panel of seasoned immigration attorneys walk you through the issues so that you can best advise your clients. This program is broadly geared for Maryland's family, employment, business, tax, and criminal lawyers but specifically designed to equip you with the precise and practical information relevant to each of these practices.

Sponsored By: Immigration Law Section

Program Chair: Leslie E. Velez, Esq.

Speakers: Marc Shmueli, Esq., Claire Smearman, Esq.

11:00 a.m. – 1:00 p.m.

LEARN THE 'POWER OF A PARALEGAL' AND HOW PARALEGALS CAN MAKE YOUR LAW OFFICE MORE EFFICIENT, EFFECTIVE, AND PROFITABLE

In this workshop you will learn everything you ever wanted to know about using paralegals. Practicing attorneys, paralegals, and paralegal educators will answer all your questions: What is a paralegal? What can paralegals add to my law practice? How can I use paralegals as a profit center for my firm? What do I look for when hiring a paralegal? What kinds of substantive legal knowledge will a paralegal bring to the job? Attend this workshop and join the growing numbers of attorneys who know the "power of a paralegal" in making law offices more efficient, effective, and profitable.

Sponsored By: Paralegals Committee

Speakers: Weston "Wes" Park, Esq.; Karen Everest (paralegal), Ronald Cherry, Esq., Kathleen "Katy" E. Byrne, Esq., Michele A. Shipley, RP (paralegal)

12:00 noon – 5:00 p.m.

29TH ANNUAL GOLF TOURNAMENT

THE BAY CLUB in Berlin

Price: \$65.00 per golfer

12:00 noon – Registration and Box Lunch

1:00 p.m. – Shotgun Start!

RSVP By - June 2, 2008

For More Information Contact:

Nicole Earl-Hernandez, Golf Chairperson

Director of Administration

410.685.7878 or 800.492.1964 ext. 3019

NEarl-Hernandez@msba.org

2:00 p.m. – 4:00 p.m.

TENNIS TOURNAMENT

Mallard Run Tennis Courts

6101 Coastal Highway

Limited Spaces Available

Price: \$25.00 per player

Prizes and Awards

2:00 p.m. – 5:00 p.m.

LEADERSHIP ACADEMY

2007-08 Leadership Academy Fellows Committee and Chairpersons
Conference Room: #6

5:00 p.m. – 6:30 p.m.

POOLSIDE KIDS PARTY!

Children are invited to splash in the pool and enjoy punch, snacks and prizes.
(Clarion Pool)

Note: *Although the MSBA has hired a lifeguard for this event, parents should bring and stay with their children. This event is designed for children 12 and under.*

9:00 p.m. – 11:00 p.m.

LATE NIGHT DESSERTS AND WINE RECEPTION

(Clarion Pool)

LAW SCHOOL RECEPTIONS

Friday, June 13, 2008

6:00 p.m. – 8:00 p.m.

The Catholic University of America, Columbus School of Law Alumni, Faculty & Friends Reception

Veryl Victoria Miles, Dean & Professor of Law

CUA Law cordially invite alumni, faculty and friends to attend a cocktail reception.

Please respond to CUA Law at (202) 319-5670 or cualawalumni@law.edu

6:30 p.m. – 8:30 p.m.

American University

Washington School of Law

Cordially invites alumni and friends to a **COCKTAIL RECEPTION**

For more information or to RSVP

e-mail: MDAumni@wcl.american.edu

7:00 p.m. – 9:00 p.m.

The Alumni Office at the University of Baltimore School of Law and Dean Phillip J. Closius

would like to invite all alumni/ae and their spouses or guests to a RECEPTION

For more information or to RSVP, please call the Office of Alumni Relations at 410.837.6797

6:30 p.m. - 8:30 p.m.

University of Maryland School of Law Dean's Reception

Meet other alumni and friends attending the annual MSBA meeting in Ocean City for appetizers and drinks.

To RSVP, please contact the Office of Institutional Advancement at 410.706.2070 or visit

http://www.law.umaryland.edu/about/news_details.html?news=346

Solo and Small Firm Practice Section's 9th Annual SOLO DAY @ the 2008 Annual Meeting

Co-Sponsored By:

The Negligence, Insurance and Worker's Compensation Section

Program Chairs:

David S. Harvis, Esq. and Hughie Duvall Hunt, Esq. – Solo Section

Mitchel M. Gordon, Esq. - Negligence Insurance & Workers Compensation Section

8:00 a.m. - 8:30 a.m.

Registration and Coffee

8:20 a.m. - 8:30 a.m.

Welcome and Introductions

Steven G. Tyler, Solo Section Chair

David S. Harvis, Program Co-Chair

8:30 a.m. - 9:15 a.m.

HOW TO EXCEL @ MANAGING YOUR PRACTICE

There is so much information needed to manage the numbers from fees, accounts receivables, accounts payable that having a tool like MS Excel allows us to see how well we are doing and how to manage our practices more effectively. However, most practitioners do not use this powerful tool which is on all computers.

This session demonstrates the easy-to-learn and use features of MS Excel – the "cool tools." Learn to use AutoFilters, Custom Filters, Subtotals, Pivot > Tables, Chart Sheets, and Chart Templates. This session will be an entertaining and common sense approach to help you use Excel with ease and confidence. Lots of tips and tricks like Auto Calculate, Freeze Panes and more. A custom handout will be available for download.

Speaker: Buzz Merrick, President, Right Click Learning

9:15 a.m. - 10:45 a.m.

CAUTIONARY TALES OF THE USES AND ABUSES OF E-DISCOVERY

Everyone is talking about e-discovery but no one is really sure exactly what it means or what effect it will have on attorneys especially those in solo and small firm practices. This session will go a long way to helping clear up any confusion.

The panel will address the legal, ethical, and technical issues related to e-discovery. The diverse and distinguished panel will address the topic as it relates to solo and small firm practitioners.

Speakers: Hon. Joseph F. Murphy, Jr., Court of Appeals; Hon. Dennis M. Sweeney, (ret); Alvin I. Frederick, Esq., Eccleston & Wolf and W. Lawrence Wescott, Esq., Kahn Consulting

10:45 a.m. - 11:00 a.m.

Break

11:00 a.m. - 12:15 p.m.

BREAKOUT SESSIONS

All sessions will be audio taped and available online following the meeting.

(Choose one. Sessions run concurrently)

1. WINNING THE BIG CASE BY USING OPENING STATEMENTS AND CLOSING ARGUMENTS

Hear distinguished plaintiff and defense attorneys demonstrate how to best minimize and maximize damages in your PI case. A Circuit Court judge will also weigh in on these opening and closing arguments.

This session is sponsored by the Negligence, Insurance and Worker's Comp Section which will again offer tips and ideas from a real life scenario you will be able to use in your own practice.

Speakers: For the Plaintiff: W. Scott Sonntag, Esq., Karp, Frosh, Lapidus, Widodsky & Norwind, P.A. and Gregory K. Wells, Esq.; Shadoan Michael & Wells LLP. For the Defense: Attorneys TBD
Hon. Lenore R. Gelfman, Howard County Circuit Court

2. WHAT EVERY SOLO PRACTITIONER SHOULD KNOW ABOUT BASIC BANKRUPTCY

A fun and interactive look at bankruptcy and how it impacts many areas of the law and your clients. From District Court to Circuit Court; domestic cases to rent actions; preferences to conveyances. What you don't know, can hurt your clients.

Speaker: Mark F. Scurti, Esq., Hodes, Pessin & Katz

Moderator: David S. Harvis, Esq., Hodes, Pessin & Katz

3. POWERPOINT FOR THE BOARD ROOM AND THE COURT ROOM

PowerPoint is being used in the Board room and the Court Room with increasing frequency. Regardless of the type of law you practice, you will benefit from using Power Point. Are you up to the task? Do you know how to create and present PowerPoint for your office and your clients? Get some tips, tricks and training that will help you integrate PowerPoint into your practice.

Speaker: Buzz Merrick, President, Right Click Learning

Moderator: Raymond M. Hertz, Esq., Hertz & McElwaine

12:15 p.m. - 1:00 p.m.

LUNCH

(Box Lunch - must be ordered in advance)

1:00 p.m. - 4:00 p.m.

EVERYTHING (WELL, ALMOST, EVERYTHING) YOU NEED TO KNOW ABOUT RUNNING A SOLO/SMALL FIRM PRACTICE

JAY FOONBERG, ESQ.

(Yes, THE Jay Foonberg)



*Solo Day is happy to have as its keynote speaker, Jay Foonberg, who wrote the book (literally)How to Start and Build A Law Practice now in its fifth edition**. Jay has been teaching solo and small firm practitioners for many years on what they need to do to start and build a successful practice. Many practitioners all over the country have read his book. There is no topic that he has not addressed and now you can hear him in person.*

**Get your copy of Jay Foonberg's *How to Start and Build a Law Practice* at 30% off the ABA price before Solo Day. Go to MSBA Solo Section's Site at http://www.msba.org/sec_comm/sections/solo/index.asp

Mark your calendar now!

10TH ANNUAL

SOLO AND SMALL FIRM CONFERENCE

Friday and Saturday, November 7 & 8, 2008

BWI Marriott

Program Suggestions to pyevics@msba.org

Program Details on line August 11, 2008 at www.msbasoloconference.org

SATURDAY JUNE 14, 2008

8:00 a.m.
COFFEE BREAK
(Banquet Hall Foyer)

8:30 a.m.
Maryland State Bar Association, Inc
ANNUAL BUSINESS MEETING
All Members are encouraged to attend!

Alison L. Asti, Esq. – Presiding
Special Reports and Awards

Installation of
Katherine Kelly Howard, Esq.
as President

(Banquet Hall #1)

BOARD OF GOVERNORS MEETING 2008-2009
Immediately following the business meeting
(Banquet Hall #2-B)

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