



NEW YORK STATE BAR ASSOCIATION TORTS, INSURANCE AND COMPENSATION LAW SECTION

7.0 MCLE Credits

This program is approved for a total of 7.0 MCLE credits consisting of 5.0 in Areas of Professional Practice, 1.0 Skills, and 1.0 Ethics and Professionalism. This program is transitional and is suitable for newly-admitted attorneys.



TICL Summer Meeting

Wednesday, August 7 - Saturday, August 10, 2019

Kingsmill Resort, Williamsburg, Virginia

Co-sponsored by the Young Lawyers Section

NYSBA.org/TICLSummer19



Section Chair

James O'Connor, Esq., Maroney O'Connor, LLP

Program Co-Chairs

J.P. Delaney, Esq., O'Dwyer & Bernstein, LLP, New York NY

Douglas Hayden, Esq., Wright Risk Management, Floral Park, NY

Joanna Roberto, Esq., Gerber Ciano Kelly Brady, New York, NY

Hotel: The Kingsmill Resort, 1010 Kingsmill Road, Williamsburg, Virginia 23185
www.kingsmill.com

Kingsmill is like another world nestled into Williamsburg, Virginia. With an unparalleled range of accommodations, stunning James River setting, two must-play championship golf courses and boundless range of recreational activities and leisure pursuits right on the grounds, Kingsmill is a relaxing, fun, and memorable waterfront escape. Check in: 4pm. Check out: 11am.

Room Rate and Deadline: Kingsmill has an agreed block of rooms at a discounted rate that will be available until July 18th. You can visit www.nysba.org/TICLSummer19 to make your reservation online or call 888-334-4856. Please mention NYSBA TICL Summer Meeting to get the discounted rate.

Reservation Cancellation Information

No refunds will be granted to individuals cancelling or changing reservations less than 30 days in advance of the meeting.

CLE Credit Information: This program is approved for a total of 7.0 MCLE credits consisting of 5.0 in Areas of Professional Practice, 1.0 Skills, and 1.0 Ethics and Professionalism. This program is transitional and is suitable for newly-admitted attorneys.

IMPORTANT INFORMATION

The New York State Bar Association has been certified by the New York State Continuing Legal Education Board as an Accredited Provider of continuing legal education in the State of New York.

Discounts and Scholarships

New York State Bar Association members and non-members may receive financial aid to attend this program. Under this policy, anyone who requires financial aid may apply in writing, not later than ten working days prior to the start of the program, explaining the basis of the hardship, and if approved, can receive a discount of scholarship, depending on the circumstances. For more details, please contact: Gina Bartosiewicz at (518) 487-5671 or gbartosiewicz@nysba.org. Scholarships and discounts apply only to the educational portion of the program, not meals and activities.

Accommodations for Persons with Disabilities: NYSBA welcomes participation by individuals with disabilities. NYSBA is committed to complying with all applicable laws that prohibit discrimination against individuals on the basis of disability in the full and equal enjoyment of its goods, services, programs, activities, facilities, privileges, advantages, or accommodations. To request auxiliary aids or services or if you have any questions regarding accessibility, contact Gina Bartosiewicz at (518) 487-5671 or gbartosiewicz@nysba.org.

GETTING AROUND

AIRPORTS:

Newport News/Williamsburg Airport (PHF)

The closest airport to Kingsmill, only 25 minutes east of Kingsmill along Interstate 64.

Norfolk International Airport (ORF)

Located 50 minutes east of Kingsmill along Interstate 64.

Richmond International Airport (RIC)

Located 50 minutes west of Kingsmill along Interstate 64.

Parking: Complimentary Parking, and complimentary shuttle service throughout the resort.

GROUND TRANSPORTATION:

BY RAIL

Amtrak provides daily service to Williamsburg from Washington, D.C. and points north.

BY RENTAL CAR

Major car rental companies are available at the three airports. While on property, Kingsmill's Resort Concierge can assist you with any arrangements for a rental car.

LYFT AND UBER: Download the app and request a ride!

SHUTTLE SERVICE: James River Transportation has counters at both Richmond and Norfolk airports, staffed 24/7. To coordinate private transportation, please visit www.jamesrivertrans.com or call:

Richmond International Airport: (855) 831-4343 or (804) 249-1052.

Norfolk International Airport: (866)-823-4626 or (757)-963-0433

TRANSPORTATION FOR GUESTS WHILE ON PROPERTY

Kingsmill provides a complimentary shuttle for guests while on property offering transportation between their guestrooms, the Sports Club, the Resort Center and the Golf Club House. The complimentary Kingsmill shuttle operates at scheduled times to transport guests to and from Colonial Williamsburg, Busch Gardens and Water Country USA.

YOUNG LAWYERS SECTION SCHOLARSHIPS AVAILABLE

The Young Lawyers Section is offering \$500 scholarships to attend the Torts, Insurance, Compensation Law Section Summer meeting at Kingsmill Resort in Williamsburg, VA on August 7 – 10, 2019. To qualify for the scholarship, attorneys must be admitted to practice 10 years or less, commit to attending the entire TICL Summer Meeting, and be a member of NYSBA and the Young Lawyers Section. Those who are selected to receive the scholarship will be reimbursed \$500 following the event. Scholarships are limited and are issued on a first come, first served basis.

PLEASE NOTE:

Government attorneys may be prohibited from accepting a scholarship from the NYSBA, as The New York State Bar Association is registered with the New York State Joint Commission on Public Ethics pursuant to the Lobbying Act to engage in lobbying activities. Consequently, public officials cannot accept certain benefits from the Association. Applicants who work for the government should confirm with their employer/ethics officer before they apply whether they can accept a scholarship and indicate on their application if they work for the government full or part-time.



SCHEDULE OF EVENTS

Wednesday, August 7

- 2:00 – 6:00 p.m. **Program Registration**
- 3:00 – 5:00 p.m. **Executive Committee Meeting** – Randolph
- 6:30 – 7:30 p.m. **Welcome Reception** – James Landing Grill
- 7:30 p.m. **Dinner on Your Own**
Guests are encouraged to make reservations prior to arrival

Thursday, August 8

- 7:30 – 9:00 a.m. **Program Registration**
- 7:30 – 8:30 a.m. **Breakfast**
- 7:30 – 8:30 a.m. **Executive Committee Meeting** – Randolph
- 8:45 – 12:30 p.m. **General Session** – Tazewell
- 8:45 – 8:55 a.m. **NYSBA Welcome**
James O'Connor, Chair
- 8:55 – 9:45 a.m. **The 10 Commandments of Trial Practice and Tactics: Observations from The Bench and Caution from Counsel**
1.0 MCLE Credit | Skills
An interactive discussion amongst attendees and panelists about the common pitfalls in current Trial practice. Perspectives include: Plaintiff (McCone); Defendant (Maroney) and Bench (Silver & Cannataro).
Panelists: Hon. Anthony Cannataro | New York Supreme Court Justice | New York County
Cody McCone, Esq. | O'Dwyer & Bernstein
Thomas J. Maroney, Esq. | Maroney O'Connor, LLP
Hon. George J. Silver, New York Supreme Court Justice | New York County
- 9:45 – 10:35 a.m. **The State of Affairs for Artificial Intelligence, Algorithms and Machine Making Decisions**
1.0 MCLE Credit | Areas of Professional Practice
Addressing the risks associated with the use and management of AI in the 21st Century's world of business. Discussion on how the riveting world of AI has changed the landscape of legal practice and business function today.
Speaker: Thomas J. Hamilton | VP Legal Strategy | ROSS Intelligence
- 10:35 – 10:45 a.m. **Break**
- 10:45 – 11:35 a.m. **Product Liability: Warnings, Defects and More**
1.0 MCLE Credit | Areas of Professional Practice
New York and Federal law analysis and treatment of claims and defenses. Recent case law update and developing trends in Product Liability practice.
Panelists: Hon. Suzanne Adams | Kings County, Family Court
Dennis J. Brady | Gerber Ciano Kelly Brady, LLP
- 11:35 – 12:35 p.m. **Sports & Recreational Liability: "Game Over? Or Let the Games Begin!"**
1.0 MCLE Credit | Areas of Professional Practice
Description of New York State statutes involving recreational use, including skiing incidents and use of waivers of liability; Discussion on claims for participant injury; bystander and spectator injuries; and concussion injury in contact sports.
Panelists: Tom Bowler, II., CPSI | Total Playground Consulting Services
Glen A. Monk, Esq. | Harrington Ocko & Monk LLP

SCHEDULE OF EVENTS

1:00 – 6:00 p.m.

Optional Activity

Golf – River Course – Advanced Registration Required

For more than three decades, The River Course has hosted the world's best players on both PGA and LPGA tours. It has also hosted thousands of lesser-known golfing superstars.

Bordered by the calm azure waters of the James River, this famed championship course has tested the mettle of the game's most famous names. On a still morning, dew still beading on the precisely manicured greens, you can almost hear the echoes of applause for crisply struck irons and delicately holed putts. The River Course inspires you to test your own mettle. To see how you stack up against the greats of today, and of years gone by.

The course has been reborn thanks to the efforts of original architect Pete Dye. The renowned course designer tinkered just enough with his layout, bringing out the subtle details that make for a truly unforgettable round of golf.

7:30 – 10:00 p.m.

Cocktail Reception & Dinner – Riverview Ballroom

Honorable Guest: Jim Icenhour | Jamestown District Supervisor | James City County Board of Supervisors

Friday, August 9

8:30 a.m.

Breakfast

8:30 – 12:00 p.m.

Program Registration

9:00 – 12:30 p.m.

General Session – Tazewell

9:00 – 9:10 a.m.

Program Introduction

James O'Connor, Chair

9:10 – 10:00 a.m.

Ethical Concerns Facing Modern Litigation: Integrity, Impartiality and Competence

1.0 MCLE Credit | Ethics and Professionalism

Recent trends and New York case law as it relates to Tort Liability practice. Bench (Hon Judges Gonzalez & Silvera) and Bar perspective (Cassidy & Coyne) on issues related to avoidance when handling tort cases.

Panelists:

Daniel Cassidy, Esq. | Law Office of Daniel D. Cassidy, PLLC

Roderick J. Coyne | McMahon, Martine & Gallagher LLP

Hon. Doris Gonzalez, Administrative Judge of Civil Matters | Supreme Court Bronx County

Hon. Adam Silvera | Supreme Court of New York

10:00 – 10:50 a.m.

Insurance Coverage: How Bad is Bad Faith?

1.0 MCLE Credit | Areas of Professional Practice

A comparative analysis by both the policyholder and insurer's perspective of case law, recent decisions and fact patterns that have led to the ever-evolving discussion of bad faith.

Panelists:

John J. Rasmussen | Insurance Recovery Law Group LLC

Joanna M. Roberto, Esq. | Gerber Ciano Kelly Brady

Lindsay Lankford Rollins | Hancock Daniels

10:50 – 11:05 a.m.

Break

11:05 – 11:55 a.m.

The Cannabis Quandary: Legal Issues vs. Moral Muddle

1.0 MCLE Credit | Areas of Professional Practice

In June, Illinois became the 11th state in the US to legalize recreational marijuana use. The New York legislature came very close to legalizing recreational marijuana in 2019, and many believe that it will occur in NY in 2020. What have other states experienced in their tort law development after they have legalized recreational marijuana – A preview of issues for the future practice of the NY tort lawyer.

Panelist:

Richard W. Kokel, Esq. | Richard Kokel Law Office

Kaitlyn O'Connor, Esq. | Nixon Law Group | Richmond, VA

SCHEDULE OF EVENTS

1:00 – 6:00 p.m.

Optional Activity

Golf – Plantation Course – Advanced Sign-Up Required

The Plantation Course is an Arnold Palmer and Ed Seay design that challenges players of all skill levels. The 6,432-yard, par-72 course favors accurate iron play and good putting.

Fairway landing areas are generous, but water comes into play on eight holes, and there's no shortage of deep woods or yawning ravines. Greens are large and provide inviting targets for approach shots. Once on the putting surface, undulations and swales make getting down in two a satisfying accomplishment.

With landmarks from Richard Kingsmill's 1736 plantation woven into the landscape, a round on the Plantation Course is truly historic.

7:00 – 10:00 p.m.

Barbecue, Cocktails and Entertainment

Burwell Ballroom and Patio



THINGS TO DO

BUSCH GARDENS

Situated three miles east of historic Williamsburg, Va. is Busch Gardens, an action-packed European adventure theme park with 17th-century charm and 21st-century technology. The European countries of England, Scotland, Ireland, France, Germany and Italy serve as the setting for Busch Gardens' 100 acres of fun-filled world exploration. Busch Gardens offers a wide variety of culinary experiences, world-class shopping, and exciting live shows. The park is also home to more than 50 rides and attractions, including KIDsidea areas designed especially for the park's youngest guests.

Purchase tickets to Busch Gardens directly at: www.buschgardens.com/williamsburg/

WATER COUNTRY USA

Guests can dive into summertime fun at Water Country USA, the mid-Atlantic's largest water park. The park offers fun for the entire family with a 1950s and 60s surf theme, new resort-style amenities and more than 30 state-of-the-art water rides and attractions including Vanish Point, the park's newest drop slide. The park includes 43 acres of refreshing pools, children's play areas and lazy rivers, offering hours of fun in the summer sun. Water Country USA now features resort-style amenities to help guests make the most of their day and swim lessons and classes to take their water experience to the next level.

JAMESTOWN SETTLEMENT AND YORKTOWN VICTORY CENTER

Two living history museums that engage visitors in nearly two centuries of our nation's history - from the founding of America's first permanent English settlement in 1607 to the decisive Revolutionary War victory in 1781 and implementation of the Constitution and Bill of Rights. In 2007, Jamestown Settlement celebrated its 400th anniversary with several permanent exhibits, a new introductory film and revitalized living-history areas. Together, they presented the story of 17th-century Virginia and its Powhatan Indian, English and western central African cultural origins.

NEW TOWN

Williamsburg New Town is 365 acres of shopping, restaurants, entertainment, offices and homes. In New Town you'll find an extensive outdoor shopping mall, fine restaurants and quick eating, a 12-screen movie theater, banks and financial services, salons and gyms.

HIGH STREET

High Street is a beautiful mixed-use urban village, located in the middle of the city of Williamsburg. The Shops at High Street are distinguished by their refined Georgian architecture. With over 200,000 sq. ft. of retail space, a wide variety of eateries and restaurants complement an assortment of upscale merchants. All of this anchored by Movie Tavern, an 8-screen, 1,000 seat cinema café showing first run movies.

GO APE TREETOP ADVENTURE COURSE

Challenge your family to swing from the trees, navigate aerial obstacles and zip across the sky in Freedom Park. Go Ape's expert instructors will guide you through a two to three hour outdoor adventure, aiming for a "tree-mendous" guest experience every time.

WILLIAMSBURG PREMIUM OUTLETS

Whether you want to get a jump on your holiday shopping or just find the best values for your family, you can save 25 – 65% every day at Williamsburg Premium Outlets. This collection of 135 swoon-worthy stores includes Coach, DKNY, J.Crew, Michael Kors, Nautica, Nike, Polo Ralph Lauren and more.

WILLIAMSBURG TASTING TRAIL

Williamsburg Winery: The largest winery in Virginia, the Williamsburg Winery offers tours and tastings of its award-winning wines, a vineyard on its 300 acres and two excellent dining venues, the Gabriel Archer Tavern and Café Provençal.

The Colonial Wine Trail: The Colonial Wine Trail features four of Virginia's best wineries, including the Williamsburg Winery, and all within a one-hour drive of Williamsburg. No matter where you start or finish your wine trail adventure, you are sure to enjoy great wines, great food and lots of fun along the way.

Alewerks Brewing Company: Williamsburg's first microbrewery, Alewerks is a direct-fired brick-clad Peter Austin brew house. It offers brewery tours and tastings in its tap house and outdoor terrace, where 10 beers are on tap and a cask ale is served weekly. It makes small batches of beers like a mesquite-smoked brown ale and a Belgian-style dubbel as well as seasonal flavors like pumpkin spice.

The Virginia Beer Company: The Virginia Beer Co. is a craft brewery, taproom and beer garden that opened in 2016. Virginia Beer focuses on a small, high-quality core lineup and rotating limited-edition beers using a custom-designed pump system. Its location offers an indoor tasting room as well as an outdoor beer garden including a weekly featured food truck.

Brass Cannon Brewing Co.: The Brass Cannon Brewing Co offers kegs, growlers and draft selections in a brand new tasting room just down the street from AleWerks. In addition to its five brews, it offers four rotating seasonal selections.



THINGS TO DO

Silver Hand Meadery: The area's first meadery opened in early 2016 to offer this ancient honey-based fermented drink, entirely produced on the premises. The Silver Hand Meadery offers tastings and light-food pairings with the mead production completely visible to patrons.

Copper Fox Distillery: Copper Fox produces handcrafted whiskey from scratch, including the first applewood-aged whiskey in the world. Copper Fox focuses "on the flavoring of the malt using selected smoldering fruitwoods and hand-cut toasted fruitwood that add a range of natural flavors in the maturation process."

Williamsburg Distillery: This craft micro-distillery offers "American Heritage" spirits using 18th-century recipes and techniques: bourbon and gin using Virginia grains, and rum using organic, non-GMO grade-A molasses – just as they would have been made in the early 1700s. Its Williamsburg Bourbon is the only bourbon in the world made with Indian corn. The distillery will be part living-history museum.

YORKTOWN SAILING CHARTERS

For those who love history, yearn for romance, or have dreamed of experiencing a true sailing adventure, your ship has just come in! Join the Schooner Alliance (105 foot gaff-rigged schooner) and Schooner Serenity (65' traditional schooner) and step back into history. The Alliance sails 3 times daily from Riverwalk Landing Pier in historic Yorktown from April to November.

THE MARINERS' MUSEUM AND PARK

Beat the heat or have a rainy-day adventure at one of the largest maritime museums in the world! Located just 20 minutes from Williamsburg in Newport News, The Mariners' Museum is filled with fascinating stories, captured in the priceless artifacts that celebrate the spirit of the open sea. The Museum includes the USS Monitor Center, home to the Civil War Ironclad's iconic gun turret, and is located within a 550-acre park with a 5-mile hiking trail. See for yourself why the Museum is rated #1 in Newport News attractions and designated by Congress as America's National Maritime Museum.

WILLIAMSBURG SALT SPA

The salt therapy breathing treatment for the entire family. After 45-minute session in its soothing, therapeutic environment, not only will you be breathing more clearly, you'll feel as relaxed as if you've spent the day at the seaside. Add a float tank session or a massage for a full relaxation experience.

COLONIAL WILLIAMSBURG	Departs Kingsmill 9:00 AM, 11:00 AM, 1:00 PM, 3:00 PM, 5:00 PM Departs Colonial Williamsburg 11:15 AM, 1:15 PM, 3:15 PM, 5:15 PM, 7:45 PM Corner of Francis and Nassau Street
BUSCH GARDENS	Departs Kingsmill 9:30 AM - Initial departure Every hour at 30 minutes past the hour until park closes. Departs Busch Gardens 10:45 AM - Initial departure Every hour at 45 minutes past the hour until park closes. Final departure 15 minutes after park closes.
WATER COUNTRY	Departs Kingsmill 10:00 AM - Initial departure Every two hours on the even hour until park closes. Departs Water Country 12:15 PM - Initial departure Every two hours at 15 minutes past the even hour until park closes. Final departure 15 minutes after park closes.



NEW YORK STATE BAR ASSOCIATION

MEETING REGISTRATION FORM

Name _____

Firm/Address _____

City/State/Zip _____

E-mail address _____

Phone _____ Fax _____

Days Attending _____

ATTORNEY REGISTRATION

NYSBA Member: \$600 _____

Non member: \$750 _____

Young Lawyers Section Member: \$450 _____

Commuter Rate: \$300 _____

GUEST REGISTRATION FEES

Spouse/Guest Children 18 and Older Children \$475.00 _____

Children Fee (14 - 17) \$125.00 _____

Children Fee (7 - 13) \$ 75.00 _____

Children 6 and Under - no charge Free _____

Names of Guests: _____

SOCIAL EVENTS

Cocktail Reception

Wednesday, August 7 _____ (# attending)

Cocktail Reception/Dinner

Thurs, August 8 _____ (# attending)

___ Filet Mignon ___ Atlantic Salmon ___ Vegetarian/Chefs Choice

Barbecue, Cocktails & Entertainment

Friday, August 9 _____ (# attending)

Please Indicate any dietary restrictions below

GOLF REGISTRATION - Prices include cart rental

Golf - Plantation Course, Thursday, August 8, 1:00 p.m.

Tickets: \$110 each _____ (No. Requested)

Golf - River Course, Friday August 9, 1:00 p.m.

Tickets: \$110 each _____ (No. Requested)

PAYMENT INFORMATION

Check or money order enclosed in the amount of \$ _____

(Please make checks payable to the **New York State Bar Association**.)

☐ Charge \$ _____ to ☐ American Express

☐ Discover ☐ MasterCard ☐ Visa Expiration date _____

Card number: _____

Authorized Signature

Torts, Insurance and Compensation Law Section Summer Meeting

August 7 - 10
Kingsmill Resort
Williamsburg, Virginia

HOTEL ROOM: Reserve your room by calling Kingsmill at 888-334-5846 or reserve online by visiting www.NYSBA.org/TICLSummer19 and following the reservations link.

Room Reservation Deadline is July 18th.

Registration Cancellations: Must be received by July 29 in order to obtain a refund of meeting registration fees.

Attorney Registration Fee Includes:

All meals, Wednesday & Thursday receptions, Friday barbecue, cocktails and entertainment, all meeting programming costs and coffee breaks.

Spouse/Guest/Children Registration Fee Includes:

All meals, Wednesday & Thursday receptions, Friday barbecue, cocktails and entertainment.

Email, fax or mail this form with registration fee(s) to:

Gina Bartosiewicz, Sections and
Meetings Liaison, New York State
Bar Association
One Elk Street
Albany, New York 12207
Phone: 518.487.5671
Fax: 518.463.5993
Email: gbartosiewicz@nysba.org

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1 Elk Street, Albany, NY 12207

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