

Inside

A publication of the Corporate Counsel Section of the New York State Bar Association

Message from the Chair



To the Members of the Corporate Counsel Section:

You will be reading this message from me—my final one as your 2014 Chair—around the time of the Annual Meeting of the New York State Bar Association and the Corporate Counsel Section in January 2015. I’m happy to report that the state of our Section remains very healthy,

and we have been active on a number of fronts over the course of the year.

KGS Diversity Internship Program and Reception

My last message anticipated the annual reception that was sponsored by the Corporate Counsel Section on July 23, 2014 to honor the law student interns and their employers who participated in this year’s Kenneth G. Standard Diversity Internship Program. Since I wrote about it in detail then, and there is a separate article in this issue concerning the reception by *Inside* Co-Editor Matthew Bobrow, let me just add that we continue to be enormously grateful to Executive Committee member Anne Atkinson and her firm, Pryor Cashman LLP, for hosting this event in their beautiful Times Square offices; to Executive Committee member Dave Rothenberg and his Committee on Diversity, for all their many hours of hard work in organizing and running this program so successfully year after year; to this year’s host

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companies and organizations, namely The Visiting Nurse Service of New York, The ACE Group, AllianceBernstein, NYSTEC, Pepsi Co., Inc., Pitney Bowes Inc., and Salesforce.com, for providing this wonderful opportunity to the interns; to the many New York State Bar Association leaders and New York State judges who underlined the importance of this program by honoring us with their presence at the reception; to the Kaplan Bar Review, for co-sponsoring the event and underwriting generous prizes for the interns; and finally, to the wonderful class of 2014 interns themselves, all of whom shared with us how much this opportunity meant to them individually, and who we hope will go on to become active members of and contributors to the New York State Bar Association through the Corporate Counsel Section or otherwise.

Ethics for Corporate Counsel 2014 and Other CLE Programs

Our Section's very well regarded Ethics for Corporate Counsel CLE program, once again under the auspices of Program Chair, Steve Nachimson (Compass Group USA, Inc.), and Panel Chair, Michael S. Ross (Law Offices of Michael S. Ross), was offered this year on the afternoon of Thursday, October 23, 2014 from 1:00–4:30 pm at the Cornell Club in Manhattan. Program topics included privilege issues, conflicts, supervision of in-house staff, etc., and also focused on the rule of corporate counsel in regulatory investigations. In addition to Mr. Ross, the panel consisted of Mark S. Cohen (Cohen & Gresser LLP); Anthony E. Davis (Hinshaw & Culbertson, LLP); Naomi F. Goldstein (Departmental Disciplinary Committee, NYS Supreme Court, First Department); and Jerome G. Snider (Davis, Polk & Wardwell). The program was followed by an hour-long Member Appreciation and Networking reception (free to Section members).

On November 20, 2014, our Section co-sponsored with the Law Practice Management Committee (chaired by our Executive Committee member and *Inside* Co-editor, Jessica Thaler) a full day, 7 credit hour CLE summit in Manhattan on "Hot Topics in Law Practice Management," specifically addressing security concerns. Various expert speakers and panels covered Office and Physical Security, Technology in the Workplace and Equipment Security, Metadata, and eDiscovery and Litigation/Security concerns. Registration for this valuable and highly relevant program cost only \$125 for Section members. I hope a good number of you were able to attend, but if you missed it, just continue to read the balance of this issue of *Inside*, much of which is devoted to written submissions by the panelists who presented this program.

Corporate Counsel Section Web Page and "Community"

I have explained in prior Messages that the New York State Bar Association is slowly but steadily introducing electronic "communities" as an adjunct to the

nysba.org website. Members of the Section's Executive Committee have been using our own private Community for several months now as a common repository for Section-related documents such as minutes of meetings and event rosters, announcements and notices, and discussions on topics of common interest. We are now preparing to open up the larger Corporate Counsel Section-wide community, which will be available to all Section members in addition to the Executive Committee. I strongly encourage you to join this new Community as soon as you receive your email notification of its availability. This email will include complete instructions as to what you need to do to join.

As with all NYSBA communities, each Community member can select how to receive email communications from the Community, whether in real time, or via a daily or weekly digest. We have found that participation in our EC Community has been slowly but steadily increasing. There are a number of other Communities on the nysba.org website that are already accessible to all NYSBA members, such as the Technology Community. The more Section members who join and become active by starting discussions on any topic you think might possibly of interest to others in the Community, or who ask questions to which others in the Community may respond, the more valuable a resource it will be to the Section as a whole. My hope is that in due course, but sooner rather than later, the Section Community will become a valuable "commons" from which all Section members can draw some benefit. Just how great the benefit will be will depend on each and every one of our Section members who decide to contribute to it.

Member Appreciation and Networking and Other Events

Our second 2014 MA&N event took place on October 23, 2014 at The Cornell Club in Manhattan, immediately following the Ethics for Corporate Counsel CLE program described above. Over 90 people attended this event, and I feel certain that those who did come found it both fun and worthwhile. Another MA&N event has been scheduled for June 18, 2015, once again at Upstairs at the Kimberly in Manhattan. Further details and an invitation to register will be forthcoming closer to the event.

Annual Meeting of the Section and Two January CLE Programs

The Annual Meeting of the Corporate Counsel Section will be held on Wednesday, January 28, 2015 at the New York Hilton Midtown in Manhattan, beginning at 8:30 a.m., to elect officers and EC members for 2015. As of this writing, I can definitely say that our Section this year is co-sponsoring not just one, but two CLE programs that week. The first one, in conjunction with the Business Law Section, will take place on January 28th immediately fol-

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Inside Inside

We are excited to bring you our first *Inside* issue as co-editors. The theme of this edition of *Inside* is “security” and addresses a broad range of issues such as protecting your office and employees, safeguarding your equipment and network, shielding cyber and other information, and defending and exploiting the use of information, including metadata, in litigation through e-discovery and data subpoenas. This edition is a follow-up to a joint program held in New York City by the Corporate Counsel Section and the Law Practice Management Committee in November 2014. We want to extend a special thank you to the panelists from that program, especially those who are also contributors to this issue of *Inside*.

We have also included a report on the Kenneth G. Standard Diversity Reception honoring the interns and host sponsors who participated in the Corporate Counsel Section’s Kenneth G. Standard Internship Program in 2014, the program’s 9th year. Since its inception in 2006, the program has matched 54 interns and host sponsors.

We are looking for contributions for our upcoming issues of *Inside*. If you would like to publish, please contact us directly. Our contact information appears on p. 32 in this newsletter. We look forward to working with many of *Inside*’s past and future contributors to provide Section members with articles of interest and relevance to their practices.

Jessica Thaler and Matthew Bobrow

Jessica Thaler is an attorney with Bliss Lawyers, currently working on secundment for Credit Suisse. Prior to engaging with Bliss, she spent a year acting as the Chief Legal Officer of My Sisters’ Place, a not-for-profit organization working for the benefit of domestic violence and human trafficking victims throughout Westchester County. Jessica has a rich experience as a corporate-transactional generalist, gained through her work at NYC law firms and her solo practice. She is an active member of NYSBA, acting as immediate past chair of the Committee on Lawyers in Transition, on the executive committees for EASL and Corporate Counsel Sections, as a long-standing member of the Membership Committee and the Committee on Law Practice Management and, now, as a co-editor of *Inside*. Jessica is also a House of Delegates representative for the Westchester County Bar Association. She is a graduate of UCLA, cum laude (1995), and Fordham University School of Law (1999).

Matthew Bobrow is a 3L law student at New York Law School where he is a Staff Editor for the *New York Law School Law Review*. He is participating in a training program with a Legal and Compliance rotations at Credit Suisse AG and is law clerking with Shafer Glazer LLP. Matthew is excited to be helping edit his first issue of *Inside*. Whenever possible, he is always looking for ways to contribute to the New York City legal community.

Message from the Chair

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lowing the Annual Meeting of the Section. We are doing the second program, a full-day CLE, in conjunction with the Dispute Resolution Section, on Thursday, January 29th, starting at 9:00 am. Detailed topics and speakers for each of these programs are still being worked out at this writing, but I believe you will have received full details and an opportunity to register for each of these programs well before you see these words in print.

New Editors for *Inside*

This issue of *Inside* is the first to be co-edited by our new editorial team of Executive Committee member Jessica Thaler and law student Corporate Counsel Section member Matthew Bobrow. Please join me in welcoming Jessica and Matt, in thanking them for their hard work in putting together their inaugural issue, and in giving them any feedback you have concerning our Section’s flagship

publication, either with respect to this issue or for future issues.

Goodbye but Not Farewell

My second term as Chair of this Section ends more or less simultaneously with the appearance of this issue of *Inside*. Although I will no longer be your Chair, it is my hope and expectation to continue to take an active part in helping to manage the affairs of the Section in my capacity as Immediate Past Chair for the coming year, and after that to remain a member of the Section’s Executive Committee for as long as the Section sees fit to continue me in that role. It has been a genuine pleasure to serve the Section as whole as well as many of you individually during this time, and I greatly look forward to continuing to do so.

Tom Reed