

# NEW YORK STATE BAR ASSOCIATION

## Labor and Employment Law Section Annual Meeting

FRIDAY, JANUARY 31, 2014

The New York Hilton Midtown, 1335 Avenue of the Americas, New York City

Program	Ticketed Luncheon
8:30 a.m. to 12:30 p.m. Regent, Sutton South & Center, 2nd Floor	12:30 p.m. Sutton North, 2nd Floor

### IMPORTANT INFORMATION

**Under New York's MCLE rule**, this program has been approved for a total of 4.0 credit hours in area of professional practice for experienced attorneys only. This meeting will not qualify for credit for newly admitted attorneys because it is not a basic practical skills program.

**Discounts and Scholarships:** New York State Bar Association members and non-members may apply for a discount or scholarship to attend this program, based on financial hardship. ***This discount applies to the educational portion of the program only.*** Under that policy, members of our Association or non-members who have a genuine basis of hardship, if approved, can receive a discount or scholarship, depending on the circumstances. Due to NYS Ethics regulations, employees of NYS and certain large municipalities are not eligible for discounts. Requests for discounts or scholarships ***must be received by January 15, 2014.*** For more details, please contact Catheryn Teeter at New York State Bar Association, One Elk Street, Albany, New York 12207 or cteeter@nysba.org.

### SECTION CHAIR

**Jonathan Ben-Asher, Esq.**  
Ritz Clark & Ben-Asher LLP  
New York City

### PROGRAM CO-CHAIR

**Seth Greenberg, Esq.**  
Greenberg Burzichelli Greenberg PC  
Lake Success

### PROGRAM CO-CHAIR

**Sharon P. Stiller, Esq.**  
Abrams, Fensterman, Fensterman, Eisman,  
Formato, Ferrara & Einiger, LLP  
Rochester

**8:30 - 8:45 a.m. Welcoming, Business Meeting and Introductory Remarks**  
**Jonathan Ben-Asher, Esq.**, Section Chair

**8:45 - 10:00 a.m. Plenary Session One** — Regent, Sutton South & Center, 2nd Floor  
**Marjorie Gootnick Memorial Lecture:**  
***The Essentials of the Affordable Care Act for the Labor and Employment Lawyer***

**Moderator:** **William D. Frumkin, Esq.**  
Frumkin & Hunter LLP, White Plains

**Panelists:** **Russell L. Hirschhorn, Esq.**  
Senior Counsel, Proskauer Rose LLP, New York City  
**Sharon G. Goldzweig, Esq.**  
Associate Counsel, Consolidated Edison, Inc., New York City  
**Suzanne A. Metzger, Esq.**  
Assistant General Counsel, 1199 SEIU National Benefit Fund, New York City  
**Lisa M. Gomez, Esq.**  
Partner, Cohen, Weiss and Simon LLP, New York City

**10:00 - 10:15 a.m. Coffee Break**

**10:15 - 11:30 a.m. Plenary Session Two** — Regent, Sutton South & Center, 2nd Floor  
***New Developments in the Whistleblower Law***

**Moderator:** **Jonathan Ben-Asher, Esq.**  
Ritz Clark & Ben-Asher LLP, New York City

**Panelists:** **Jill L. Rosenberg, Esq.**  
Orrick Herrington & Sutcliffe LLP, New York City  
**Frances Nicastro, Esq.**  
Director and Head of Employment Incentives and Pensions Legal (Americas), Barclays, New York City  
**Teri M. Wigger**  
Supervisory Investigator, US Department of Labor, OSHA, Albany

**11:30 - 11:40 a.m. Break for Concurrent Workshops - (Choose One)**

**11:40 - 12:30 p.m. Workshop A –**  
***Recent Developments in Labor Law: The New NLRB and Beyond***

**Panelists:** **Jessica Drangel Ochs, Esq.**  
Meyer, Suozzi, English & Klein, PC, New York City  
**Brian S. Rauch Esq.**  
Buchanan Ingersoll & Rooney, PC, New York City



**11:40 - 12:30 p.m.** Workshop B –  
***Impasse Resolution Under the Taylor Law With Emphasis on the  
New Standard for Interest Arbitration***

**Panelists:** **John F. Corcoran Esq.**  
Hancock Estabrook, LLP, Syracuse

**Nathaniel G. Lambright, Esq.**  
Blitman & King LLP, Syracuse

**Jay M. Siegel, Esq.**  
Arbitrator and Mediator, Cold Spring

**11:40 - 12:30 p.m.** Workshop C –  
***DOMA is Dead: Impact of its Obituary on Other Laws***

**Moderator:** **Carmelyn Pingol Malalis, Esq.**  
Outten & Golden LLP, New York City

**Panelists:** **Elizabeth Ungrich Cukor, Esq.**  
New York Legal Assistance Group, New York City

**Susan L. Sommer, Esq.**  
Lambda Legal Defense And Education Fund, New York City

**Jonathan J. Boyles, Esq.**  
McDermott Will & Emery LLP, New York City

**Christian Hancey, Esq.**  
Nixon Peabody LLP, Rochester

**12:30 - 2:00 p.m.** **Ticketed Luncheon** — Sutton North, 2nd Floor

**Guest Speaker:** ***The “Women’s Equality Agenda”; Tales from the Trenches***  
**DONNA LIEBERMAN, ESQ.**  
Executive Director, New York Civil Liberties Union, New York City

**2:00 - 3:00 p.m.** **Section Committee Meetings** — Beekman Parlor, 2nd Floor



**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, please contact Catheryn Teeter at 518-487-5573.



For overnight room accommodations, please call the New York Hilton Midtown at 1-800-445-8667 and identify yourself as a member of the New York State Bar Association. Room rates are \$249.00 for single/double occupancy. Reservations must be made by Monday, December 23, 2013. You can also reserve your overnight room on the web at [www.nysba.org/14accomm](http://www.nysba.org/14accomm).



For questions about this specific program, please contact Catheryn Teeter at 518-487-5573. **For registration questions only, please call 518-487-5621. Fax registration form to 518-463-5993.**

## Labor and Employment Law Section

**Friday, January 31, 2014**  
**New York Hilton Midtown**  
1335 Avenue of the Americas  
New York City

**Morning Program – 8:30 a.m.**  
Regent, Sutton South & Center, 2nd Floor

**Ticketed Luncheon – 12:30 p.m.**  
Sutton North, 2nd Floor