

NEW YORK STATE BAR ASSOCIATION

Commercial and Federal Litigation Section Annual Meeting

WEDNESDAY, JANUARY 28, 2015

New York Hilton MIDTOWN
1335 Avenue of the Americas, New York City

Section Program
8:40 a.m. – Noon
Rendevouz Ballroom, 3rd Floor

Cocktail Reception
Noon – 12:30 p.m.
Petit Trianon Ballroom Foyer
3rd Floor

Luncheon
12:30 – 2:00 p.m.
Trianon Ballroom, 3rd Floor

IMPORTANT INFORMATION

Under New York's MCLE rule, this program has been approved for **3 MCLE credits in Professional Practice**. *This program is NOT a transitional program and does not qualify for newly admitted attorneys.*

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, any member of our Association or non-member who has a genuine basis of his/her hardship, if approved, can receive a discount or scholarship, depending on the circumstances. To apply for a discount or scholarship, please send your request in writing to Lori Nicoll at: New York State Bar Association, One Elk Street, Albany, New York 12207 or lnicoll@nysba.org. ***Written scholarship requests must be received by January 16th.***

SECTION CHAIR

PAUL D. SARKOZI, ESQ.

Tannenbaum Helpert Syracuse
& Hirschtritt LLP
New York City

PROGRAM CHAIR

MARK A. BERMAN, ESQ.

Ganfer & Shore, LLP
New York City

Continental Breakfast - Sponsored by Charles River Associates

8:40 – 8:45 a.m.

INTRODUCTIONS

SECTION CHAIR

PAUL D. SARKOZI, ESQ.

Tannenbaum Helpert Syracuse
& Hirschtritt LLP
New York City

PROGRAM CHAIR

MARK A. BERMAN, ESQ.

Ganfer & Shore, LLP
New York City

8:45 – 10:15 a.m.

THE PROSECUTION AND DEFENSE OF DATA BREACH LITIGATION

(1.5 credits in Professional Practice)

Hardly a week goes by without media reports of a major data breach by well-known corporations. Seemingly, everyone and everything is being hacked! When a breach occurs, lawsuits and even criminal investigations usually follow. In the past, data breach lawsuits often failed to get past motions to dismiss, but the tide may be turning...

Find out why, and what the future holds in this hot area of the law. All contours of data breach litigation will be discussed – ranging from colossal e-discovery issues to trends in data breach settlements.

Moderator:

PETER J. PIZZI, ESQ.

Connell Foley LLP
New York City

Panelists:

IAN C. BALLON, ESQ.

Greenberg Traurig, LLP
East Palo Alto, California

JOSEPH V. DeMARCO, ESQ.

DeVore & DeMarco LLP
New York City

ARIANA J. TADLER, ESQ.

Milberg LLP
New York City

RAYMOND H. SHEEN, ESQ.

Hanson Bridgett LLP
San Francisco, California

10:15 – 10:30 a.m. Refreshment Break - Sponsored by Charles River Associates

Gold Level Sponsors

AppealTech

Thomson Reuters

Transcription services provided by Hudson Court Reporting & Digital Media



10:30 a.m.– Noon **COMPLEX FINANCIAL TRANSACTIONS AT TRIAL: EXPERIENCES AND OBSERVATIONS FROM THE BENCH AND THE BAR (1.5 credits in Professional Practice)**
Hear perspectives from the bench, in-house and current practitioners on their experiences and observations at trial in the presentation of complex financial transactions and products.
The trial courts in New York - state and federal alike - routinely hear claims regarding complex and significant financial transactions, and this panel will grapple with the special challenges of presenting evidence to the finder of fact in a clear, concise and straightforward manner.

Moderator: **BENJAMIN R. NAGIN, ESQ.**
Sidley Austin LLP
New York City

Panelists: **HON. PAUL A. ENGELMAYER**
United States District Judge
Southern District of New York

HON. MARCY S. FRIEDMAN
New York State Supreme Court Justice
Commercial Division, New York County

DAVID MEISELS, ESQ.
Head of Litigation
Fortress Investment Group LLC
New York City

STEPHEN L. ASCHER, ESQ.
Jenner & Block, LLP
New York City

Noon– 12:30 p.m. **Cocktail Reception** - Petit Trianon Ballroom Foyer, 3rd floor

12:30–2:00 p.m. **Luncheon** - Trianon Ballroom, 3rd Floor

A CELEBRATION OF THE UNITED STATES DISTRICT COURTS FOR THE SOUTHERN AND EASTERN DISTRICTS OF NEW YORK

A Special Presentation to and Remarks by **Chief Judge Loretta A. Preska** and **Chief Judge Carol Bagley Amon** in recognition of 225 years (SDNY) and 150 years (EDNY) of excellence and leadership in adjudicating business disputes.

PRESENTATION OF THE STANLEY H. FULD AWARD FOR OUTSTANDING CONTRIBUTIONS TO COMMERCIAL LAW AND LITIGATION

Award Recipient Honorable A. Gail Prudenti Chief Administrative Judge of the State of New York	Award Presenter Honorable Lawrence K. Marks First Deputy Chief Administrative Judge State of New York
---	--



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 Lori Nicoll at 518-487-5563.



For overnight room accommodations, please call the Hilton New York at 1-800-445-8667 and identify yourself as a member of the New York State Bar Association. Room rates are \$259.00 for single/double occupancy. **Reservations must be made by December 26, 2014.** You also can reserve your overnight room on the web at www.nysba.org/15accomm.



For questions about this specific program, please contact Lori Nicoll at 518-487-5563. **For registration questions only, please call 518-487-5621. Fax registration form to 518-463-5993.**

**Commercial and Federal
Litigation Section**

Wednesday, January 28, 2015
New York Hilton Midtown
1335 Avenue of the Americas
New York City

Section Program – 8:40 a.m. - Noon
Reception and Luncheon – 12:00 - 2:00 p.m.
Presidential Summit – 2:00 - 5:00 p.m.