



**Section Chair**

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**Program Co-Chairs**

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# NYSBA

## **Criminal Justice Section Spring Meeting**

The Gould Hotel  
Seneca Falls, New York  
May 4 – 6, 2017

Under New York's MCLE rule, this program qualifies for 7.5 MCLE credits in Professional Practice. This program is not transitional and is not suitable for MCLE credit for newly-admitted attorneys.



# TRAVEL INFORMATION

## Hotel Information

**(Rooms/Special Rates Available Thursday – Sunday):**

**The Gould Hotel**

**108 Fall Street**

**Seneca Falls, NY**

**Room Reservations: 877-788-4010**

*Tell them you are with the NYSBA Criminal Justice Section Group to Receive the Preferred Room Rate*

The first white settlers along the Seneca River arrived in the area in the late 18th century. They were part of Sullivan's March and had seen the potential the area held. Water played an important part in the development of the area. By 1818 canal locks were built along the Seneca River and by 1828, the Cayuga-Seneca Canal had been linked to the Erie Canal, making transport of raw materials and finished goods easier and opening up the much larger market for items manufactured locally. On March 26, 1829, the Town of Seneca Falls was organized when the existing Town of Junius was divided into four towns: Junius, Tyre, Waterloo and Seneca Falls. Business and Industry was attracted to Seneca Falls by the rapids along the Seneca River and potential waterpower they implied. Tanneries, distilleries, mills, and factories of all types sprung up along the river. Landowners along the river became very successful by leasing water rights to a wide variety of industries.

The Village of Seneca Falls was officially incorporated on April 22, 1831. As early as 1841, the Rochester-Auburn railroad system opened the door to the world market for goods manufactured in Seneca Falls.



At the same time, Seneca Falls was also gaining a reputation for social and religious reform. Abolition of slavery and the Underground Railroad, the Temperance movement and women's rights were among issues supported by local residents. On July 19 and 20, 1848, the first Convention on Women's Rights was held at the Wesleyan Chapel on Fall Street in Seneca Falls. Organized by Jane Hunt, Elizabeth Cady Stanton, Mary Ann M'Clintock and others, this was the birth of the Women's Rights Movement.

Points of interest in Seneca Falls include the Women's Rights National Historical Park including the site of the first Women's Rights Convention and the Elizabeth Cady Stanton House, the National Women's Hall of Fame, the Seneca Falls Historical Society, the Seneca Museum of Waterways and Industry and the Seneca Falls Heritage Area Visitors Center as well as local Finger Lakes wineries. The Village has also received attention as the likely inspiration for the fictional village of Bedford Falls in Frank Capra's holiday classic movie "It's A Wonderful Life."

## CLE Information

The New York State Bar Association's Section and Meeting Services Department has been certified by the NYS Continuing Legal Education Board as an accredited provider of continuing legal education in the State of New York. Under New York's MCLE rule, this program will qualify for **7.5 MCLE credits in Professional Practice**. This program is not transitional and is **not** suitable for MCLE credit for newly-admitted attorneys.

**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, no later than ten working days prior to the program, explaining the basis of his/her hardship, and if approved, can receive a discount or scholarship, depending on the circumstances.

For more details, please contact: Catheryn Teeter, New York State Bar Association, Section and Meeting Services Department, One Elk Street, Albany, New York 12207. 518.487.5573 or [cteeter@nysba.org](mailto:cteeter@nysba.org).

### **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 or [cteeter@nysba.org](mailto:cteeter@nysba.org) at **least 10 days prior to the start of the meeting.**

# SCHEDULE OF EVENTS

## Thursday, May 4

3:00 p.m.

**Registration** – Ballroom Foyer

4:30 – 6:30 p.m.

### **Seneca Falls Walking Tour – The Road to Women's Rights**

Led by former Police Chief and Historian Fred Capozzi; departs from Hotel; through the village, concluding at Seneca Falls Historical Society, site of our Reception.

6:30 - 8:00 p.m.

### **Welcome Reception at the Seneca Falls Historical Society, 55 Cayuga Street**

Tour the mansion, see Susan B. Anthony's cape and other artifacts while sampling some of the Finger Lakes' best wines.

**Event Co-Sponsor: FINGER LAKES WOMEN'S BAR ASSOCIATION**

## Friday, May 5

8:30 a.m.

**Continental Breakfast for Guests of the Hotel** – Gould Hotel Restaurant

**Included in Hotel Rate for Gould Hotel Guests.**

9:00 a.m. – 12:00 p.m.

### **WILLARD DRUG TREATMENT CENTER TOUR/FORMER WILLARD ASYLUM**

Explore the grounds of the infamous Willard Asylum for the Insane, opened in 1869. By 1877, it was the largest facility of its kind in the US. Renamed Willard State Hospital in 1890, it was closed in 1995. Suitcases found in the attic when it closed inspired the book, *"The Lives They Left Behind, Suitcases from a State Hospital Attic."* The campus is now a "boot camp"-style rehabilitation center for inmates with substance abuse problems run by NYS Corrections. Tours will be led by Superintendent and Deputy Superintendent. **Meet in hotel lobby at 9 am sharp. Transportation Provided .** Tour fee: \$25 per person; advance registration required.

12:00 – 12:45 p.m.

**Registration and Luncheon Sandwich Buffet** – Ballroom Foyer & Ballroom 2

**Luncheon Sponsored By: SMART START**



12:45 – 1:00 p.m.

### **INTRODUCTORY REMARKS**

**SHERRY LEVIN WALLACH, ESQ.**

Chair, Criminal Justice Section

1:00 – 2:40 p.m.

### **SENTENCING ALTERNATIVES TO INCARCERATION**

*Speaker:*

**PATRICIA WARTH, ESQ.**

New York State Office of Indigent Legal Services  
Albany

2:40 – 2:50 p.m.

**Break** – Ballroom 2

2:50 – 4:30 p.m.

### **JUDICIAL DIVERSION COURTS: Innovative Approaches to The Treatment Court Model**

*Panelists:*

**HON. MICHAEL MOHUN**

Wyoming County Court  
Warsaw

**KATHLEEN B. HOGAN, ESQ.**

Warren County District Attorney's Office  
Lake George

**LINDA PALMER**

Treatment Court Coordinator  
Allegany County Court, Belmont

**SCOTT D. MCNAMARA, ESQ.**

Oneida County District Attorney's Office  
Utica

4:30 – 5:45 p.m.

**Executive Committee Meeting** – Board Room

# SCHEDULE OF EVENTS

## Friday, May 5 *continued*

6:30 – 9:30 p.m. **Cocktail Reception, Dinner and Awards Ceremony** – Gould Hotel Ballroom

### CRIMINAL JUSTICE SECTION AWARD RECIPIENTS

#### **Outstanding Contribution in the Field of Correctional Services**

Karen L. Murtagh, Esq. Prisoners' Legal Services of New York, Albany

#### **Charles F. Crimi Memorial Award**

Cheryl Meyers Buth, Esq., Meyers Buth Law Group PLLC, Orchard Park

#### **Outstanding Contribution in the Field of Criminal Law Education**

Gary J. Muldoon, Esq., Muldoon, Getz & Reston, Rochester

## Saturday, May 6

7:30 a.m. – 9:00 a.m. **Continental Breakfast for Guests of the Hotel** – Gould Hotel Restaurant  
*Included in Hotel Rate for Gould Hotel Guests.*

8:00 – 9:00 a.m. **Executive Committee Meeting** – Board Room

8:00 a.m. **Registration & Coffee** – Ballroom Foyer & Ballroom 2

9:05 a.m. – 9:15 a.m.	<b>INTRODUCTORY REMARKS</b> <b>SHERRY LEVIN WALLACH, ESQ.</b> Chair, Criminal Justice Section	<b>NYSBA WELCOME</b> <b>CLAIRE GUTEKUNST, ESQ.</b> President, NYSBA
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9:15 – 11:00 a.m.	<b>NEW YORK STATE COURT OF APPEALS UPDATE</b>	
<i>Panelists:</i>	<b>HONORABLE JENNY RIVERA</b> New York State Court of Appeals Albany	<b>DANIEL N. ARSHACK, ESQ.</b> Arshack, Hajek & Lehrman, PLLC New York City
	<b>ROBERT J. MASTERS, ESQ.</b> Queen's County District Attorney's Office Kew Gardens	

11:00 – 11:15 a.m. **Break** – Ballroom 2

11:15 a.m. – 12:30 p.m. **DRAM SHOP AND HANDLING ALCOHOL RELATED ARRESTS**

*Speaker:* **PETER GERSTENZANG, ESQ.**  
Gerstenzang, Sills, Davis, Cohn & Gerstenzang  
Albany

1:00 – 5:30 p.m. **EXPLORE THE CAYUGA WINE TRAIL AT THE REGION'S  
25th ANNUAL WINE & HERB FESTIVAL**

Drink. Eat. Garden. Repeat. As you savor herb-prepared cuisine at the 16 participating wineries, you'll be offered a wine that compliments the dish and receive the recipe for your next get together. You'll also be offered up to 3 additional wine tastings at the vineyard. Single tickets: \$45; Couples: \$65. Discounted designated driver tickets also available. **Tickets are good for both Saturday and Sunday** and include souvenir wine glass, one potted herb or veggie plant, one wine and food pairing at each winery, 3 additional wine tastings per winery per person, garden guide, plant carrier and recipe collection. **BUY ADVANCE TICKETS AT 800-684-5217 or at <http://cayugawinetrail.com/events/130/25th-annual-wine-herb-festival>**  
**LIMITED AVAILABILITY!**