



NEW YORK STATE BAR ASSOCIATION

TORTS, INSURANCE AND COMPENSATION LAW SECTION



Summer Meeting 2018

IRELAND

July 22-25, 2018

Powerscourt Hotel Resort & Spa
Enniskerry, Co. Wicklow

www.nysba.org/TICLSU18

Torts, Insurance and Compensation Law Section Chair

Timothy J. Fennell, Esq., Amdursky, Pelky Fennell & Wallen, P.C., Oswego

Program Chair

Brendan F. Baynes, Esq., Baynes Law Firm PLLC, Ravena

TOTAL CLE CREDITS: Under New York's MCLE rule, this program has been approved for a total of 6.0 MCLE credits consisting of 4.0 credits in Areas of Professional Practice, 1.0 in Ethics and 1.0 in Diversity, Inclusion and Elimination of Bias for experienced attorneys only.

Hotel Information/Reservations:

Powerscourt Hotel Resort & Spa

Powerscourt Estate, Enniskerry, Co. Wicklow, Ireland

Book Your Lodging via the Hotel Reservation Link at: www.nysba.org/TICLSU18

Hotel Rates:

245€ Single plus taxes/fees; 260€ Double plus taxes/fees.

Rates include VAT, hot and cold buffet breakfast, in-room wifi, use of Active Floor of ESPA and parking (excluding valet). Upgraded rooms available at extra charge.

Please remember many flights from the US arrive in Dublin early morning. Hotel check-in is 4 p.m.; check out is 12 noon. Please make your hotel plans accordingly.

Cancellations/Early Departures/No Shows: Cancellations made within 30 days of the event, all early departures, and all no shows or late arrivals will be charged for the full duration of the original reservation, plus applicable taxes.

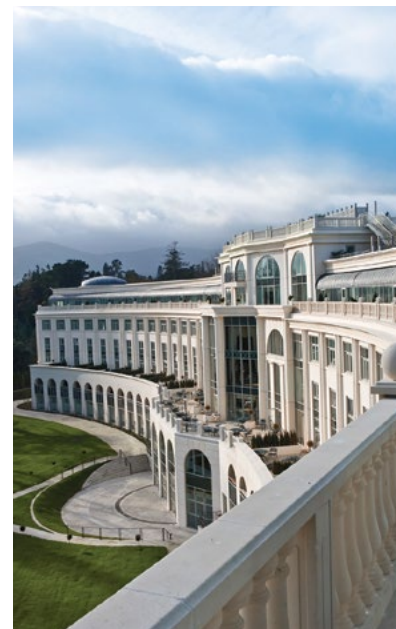
Getting to Powerscourt From Dublin Airport:

Car Rentals: All major rental companies have outlets in Terminals 1 & 2. A hold on your credit card is likely for rentals. Car rental info. on companies at the airport: www.dublinairport.com/to-from-the-airport/car-rental

Eco Airport Taxis offer Private Taxi transfers from Dublin Airport to Powerscourt. The driver will meet you in the Airport arrivals hall. For more info. and to book in advance, visit: www.ecotaxisdublin.com. Taxis are also generally available outside the arrivals hall at the airport.

Airport Transfers: May be offered depending upon interest, see registration form for information.

Public Transportation: The most convenient method of public transport from Dublin Airport to the hotel involves taking the Aircoach Route 702 from outside the Arrivals Hall to Bray (13€ single adult and 18€ return). Timetables for Aircoach can be found at www.aircoach.ie. Once you depart the bus at Superquinn Supermarket in Bray, you may hail a taxi for the remainder of the journey to Powerscourt at a cost of approx. 16€. For info on transportation in Bray, visit: www.bray.ie/bray-transport. The 185 Bus also runs from the Bray DART station to Enniskerry (www.dublinbus.ie). The DART (commuter rail) also runs to/from Dublin from Bray and from Bray to surrounding several surrounding towns (www.irishrail.ie).



Powerscourt Hotel Resort & Spa is located on the grounds of Powerscourt House & Estate. When Lord Powerscourt built his beautiful home, Powerscourt, in the wilds of County Wicklow, Dublin was more than a day's journey away. Today, this 1,000 acre estate, an oasis of ancient woodland, spectacular mountain views and parkland grazed by herds of deer, is a mere 30 minutes from the bustling city of Dublin.

Enniskerry, the former estate village, is located nearby and still retains its old-world charm. A stroll among its cafes, bars, artisan shops, antique vendors and boutiques is a must for any visitor (www.enniskerry.ie).

Looking south, County Wicklow is a paradise for outdoor enthusiasts, with its mountains, rivers, lakes and beaches. There are unmatched walks of varied terrain to suit strollers, amblers or hikers. Cyclists can enjoy challenging hill climbs or ease their way along leafy, country lanes. Locations like the monastic site of Glendalough or the seaside village of Greystones offer something for everyone.

SCHEDULE OF EVENTS

Sunday, July 22

3:00 – 5:00 p.m.

Executive Committee Meeting – Laragh & Glenealy Room

6:00 – 7:30 p.m.

Welcome Cocktail Reception – Heritage Suite and Patio

7:30 p.m.

Dinner on Your Own

Monday, July 23

7:00 – 10:00 a.m.

Breakfast for Hotel Guests at Sika Restaurant
(Included in Room Rate for those booking accommodations in our Room Block)

8:00 – 9:00 a.m.

Executive Committee Meeting – Glenree & Roundwood Room
Please eat prior to the meeting. Breakfast will not be served.

8:00 a.m. – 12:00 p.m.

Registration – Ballroom Foyer

9:00 a.m. – 12:00 p.m.

General Session – Salon 3

9:00 – 9:15 a.m.

NYSBA Welcome

Michael Miller, Esq., President

Torts, Insurance & Compensation Law Section Welcome

Timothy J. Fennell, Esq., Chair

9:15 – 10:05 a.m.

2018 Ethics Update

Speaker:

Patrick Connors, Albert and Angela Farone Distinguished Professor in New York Civil Practice, Albany Law School, Albany

10:05 – 10:15 a.m.

Refreshment Break

10:15 – 11:10 a.m.

2018 CPLR Update

Speaker:

Patrick Connors, Albert and Angela Farone Distinguished Professor in New York Civil Practice, Albany Law School, Albany

11:10 a.m. – 12:00 p.m.

GO! MOVE! SHIFT!

Summary Judgment in the Wake of *Rodriguez vs City of New York* (2018)

Speaker:

Patrick Connors, Albert and Angela Farone Distinguished Professor in New York Civil Practice, Albany Law School, Albany

12:15 – 5:00 p.m.

Golf at Powerscourt West Course, Powerscourt Golf Club, Powerscourt Estate

Designed by David McLay Kidd (Bandon Dunes in Oregon). Since opening in 2003, the course has gained a reputation as being one of the best parkland courses in Ireland. The layout is hilly with stunning views of Sugarloaf Mountain and a landscape covered with towering trees hundreds of years old. The challenging elevation changes are enhanced by strategically placed bunkering. **\$150 per person.** Fees include: Greens fees, trolley, golf cart and box lunch.

Preregistration required. First tee time is 12:30 p.m. Clubs may be booked through course at player's expense; email gareth.watkins@powerscourt.net for information.



SCHEDULE OF EVENTS

12:25 – 5:30 p.m.

Optional: **Wild Wicklow Tour: Wicklow Mountains and Glendalough**

Join us as we tour the beautiful Wicklow Mountains National Park traversing the Sally Gap stopping at Lough Bre, the Bogland and Lough Tay overlooking Guinness Lake. From there we head to Roundwood to try our hand at the traditional Irish sport of Hurling. We will explore the Monastic City of Glendalough, home to St. Kevin in the 6th c. AD and where travelers came in search of teaching from the learned monks and scholars living there between the 10th-13th c. AD. People have been drawn to this “valley of two lakes” for its scenery, history and archeology for thousands of years. **\$80 per person** tour fee includes transportation and box lunch. **Preregistration required.** Tour departs hotel at 12:30 p.m. sharp.



7:00 – 10:00 p.m.

Cocktail Reception & Dinner at Powerscourt Estate Ballroom

The 13th century castle was turned into a magnificent mansion in 1731 and over the next decade the grounds were transformed into the extensive Award Winning gardens people travel cross-country to visit to this day. The Estate is within walking distance of the hotel.



SCHEDULE OF EVENTS

Tuesday, July 24

- 7:00 – 10:00 a.m. Breakfast for Hotel Guests at Sika Restaurant
(Included in Room Rate for those booking accommodations in our Room Block)
- 9:00 a.m. – 12:00 p.m. **General Session**
- 9:00 – 9:10 a.m. **Program Introduction**
Timothy J. Fennell, Esq., Section Chair
- 9:10 – 10:00 a.m. **Diversity in the Profession**
Speaker: Mirna M. Santiago, Esq., Acacia Network, Bronx
- 10:00 – 10:15 a.m. Refreshment Break
- 10:15 – 11:05 a.m. **Social Media Discovery:**
Plaintiff & Defendant Perspectives Post Forman vs Henkin, 30 NY3d 656 (2018)
Panelists: Kathleen A. Barclay, Esq., Maguire Cardona, P.C., Albany
Maureen E. Maney, Esq., Mackenzie Hughes LLP, Syracuse
- 11:05 – 11:55 a.m. **The Art of Storytelling: Delivering the Theme to the Jury**
Panelists: James E. Hacker, Esq., E. Stewart Jones Hacker Murphy LLP, Troy
Patrick Speight, Irish Seanchai/Storyteller, Cork, Ireland
- 12:15 – 6:00 p.m. *Optional: **Afternoon In Dublin Exploring or Afternoon in Dublin with Literary Pub Crawl***
Group will depart by Coach to Dublin. Explore the city on your own or join the group on a Literary Pub Crawl. Pub Crawl registrants will be dropped at Duke Street and embark upon a journey down the city streets learning about the lives of the artists while gaining insight into the turbulent history of Ireland's capital and examining the sights and sounds that inspired writers such as Oscar Wilde, Brendan Kennelly, Paula Meehan, Eavan Boland, W.B. Yeats, James Joyce and Samuel Beckett. Along the way, we'll pop into pubs with literary significance, where actors will bring the literature to life. Purchase a pint or a snack to keep your stamina up for the literary quiz at the end of the tour which concludes at 3 p.m. at Duke Street, leaving time to explore the city. **Pick up will be at O'Connell Street at 5:15 p.m. sharp. Preregistration required. \$15 per person for round trip transportation. \$35 per person for round trip transportation and Literary Pub Tour. No one-way transfers.**



SCHEDULE OF EVENTS

1:00 – 6:00 p.m.

Golf at Druids Glen Course, Newtownmountkenny

Designed by Pat Ruddy & Tom Craddock, opened in 1995. A year after opening, Druids Glen hosted the Irish Open for four years in a row. It has also hosted the prestigious Seve Trophy, a bi-annual event between the leading Tour Players of Britain & Ireland and Continental Europe. **\$150 per person.** Fees include: transportation to/from course, greens fees, golf cart and box lunch. **Preregistration required.** Shuttle departs hotel at 12:30 p.m. sharp. Clubs may be booked through Druids at player's expense; email siobhan.bradley@druidsglenresort.com for information.

7:00 – 8:00 p.m.

Cocktail Reception – The Secret Garden

8:00 – 10:00 p.m.

Dinner – Salon One

Wednesday, July 25

7:00 – 10:00 a.m.

Breakfast for Hotel Guests at Sika Restaurant
(Included in Room Rate for those booking accommodations in our Room Block)
Checkout



DINING

Powerscourt Hotel

The Hotel offers several outlets for dining including traditional Afternoon Tea at The Sugar Loaf Lounge, relaxed fine dining in the Sika Restaurant or the warm ambience of McGills bar. Whatever your taste or mood, the award-winning restaurants are sure to impress and amaze. **For reservations or dining enquiries for the three restaurants at Powerscourt listed below, visit: www.powerscourthotel.com/dining_overview.html**

Sika Restaurant

Named Best Restaurant in Wicklow at the *Irish Restaurant Awards* held in March, **Sika** offers the best of Irish contemporary cooking against a spectacular backdrop of Wicklow's hills and mountains. You'll find well-loved classic dishes deliciously prepared and executed with a distinctively modern twist. For a one-of-a-kind restaurant experience, food enthusiasts can savor a night at the chef's table where you can watch the Restaurant's elite team at work! Dinner served nightly 6 to 10 p.m. Adults only from 8 p.m.

The Sugar Loaf Lounge

Serving traditional Afternoon Tea daily and cocktails each evening. A haven of hospitality, the Lounge also offers an all-day menu of casual dining. The spectacular scenery outside, framed by the vast curved windows offers a breathtaking counterpoint to the intimate welcome within. Reservations for Afternoon Tea are recommended. Please call 011 353 1 274 8888 to request a reservation. Open 12 to 6 p.m. Sunday – Thursday and 12 to 10 p.m. Friday & Saturday for all-day menu.

McGills

The Irish bar is more than a name or an address: it embodies a spirit of friendly congeniality, a culture of conversation and story. Along with a fine selection of whiskeys, beers and stouts, McGills offers a menu of wholesome, traditional dishes, prepared and served with imagination and style. Food served nightly 6 to 10 p.m.

Dining on the Grounds of Powerscourt Estate

Avoca Terrace Café offers an amazing setting for you to relax and enjoy one of the most dramatic vistas in Ireland. The café boasts tall windows and French doors leading out onto an expansive garden terrace with a simply breath-taking panorama of the gardens against the backdrop of the famous Sugarloaf Mountain. Freshly-made salads, soups and gourmet sandwiches as well as a wide selection of meals including chicken and broccoli crumble, fish pie and spinach, pine nut and brie quiche along with mouth-watering desserts such as strawberry meringue roulade, lemon tart and double chocolate cheesecake. Open daily 9:30 a.m. to 5 p.m. Phone: 011 353 1 903 2110. Avoca also has a retail store at Powerscourt Estate selling its traditional hand-woven signature throws, blankets, scarves and locally produced gifts.

Powerscourt Golf Club Spike Bar & Restaurant is a unique dining experience in County Wicklow. Choose from a mouth-watering and varied menu of locally grown, seasonal food, which changes daily. Open daily 10 a.m. to 8 p.m.

Establishments in the Village of Enniskerry

Enniskerry Inn Restaurant & Pub, Church Street, Phone: 011 353 1 273 4992

Local Gastropub. Open daily 10:30 a.m. to 8:30 p.m. Live music in the pub – check the schedule at theenniskerryinn.ie.

Mac's Lounge & Bar at the Powerscourt Arms Country House, Phone: 011 353 1 286 3507

Enjoy beef & Guinness stew at the Lounge and move onto the Bar for some good craic. info@powerscourtarms.com

ACTIVITIES

Powerscourt Hotel Resort & Spa offers access to a great many activities both on the estate itself and nearby. We've activities, pursuits and distractions to suit all interests, whether you're all action or keen to chill out. From walking, jogging, hiking, cycling, golfing or traditional country pursuits like fishing or horse riding, Powerscourt Hotel offers countless ways to explore the picturesque surrounds of Wicklow, in what's known as the Garden of Ireland. Here's a taste of what the area has to offer...

ESPA Spa

Escape the world to the award-winning ESPA at Powerscourt Hotel. Relax and rejuvenate with your choice of day spa experiences. 20 luxurious treatment rooms, 20 meter Swarovski Crystal-lit pool, thermal suites and 24 hour fitness studio. Imperative that you book in advance: guestrelations@powerscourthotel.com

Jogging and Walking

Powerscourt Hotel Resort & Spa has created walking and jogging routes around the area to suit different fitness abilities and targets, while offering the best of scenery. Ask our concierge for your map at the Guest Services desk.

Hiking

Where better to spend the day than trekking through the Wicklow mountains. Explore the area beloved by everyone, from locals to Hollywood film makers. Hill-walking enthusiasts will be delighted with the choice of walks in the area, with guided tours as an option as well. Advance bookings are recommended and can be made with the concierge: guestrelations@powerscourthotel.com

Cycling

Enjoy the scenery surrounding the hotel. Complimentary bikes are available. Contact the concierge to arrange.

Powerscourt Waterfall

At 398 feet, Powerscourt Waterfall is the highest in Ireland, cascading into an open parkland of specimen deciduous trees. It is a favorite for family picnics and woodland walks along the riverbank. Please note that entry fees apply. Information: <https://powerscourt.com/waterfall>

The River Walk

Powerscourt Estate's River Walk is a magical woodland trail by the Dargle River, open to a select few, including guests of Powerscourt Hotel Resort & Spa. Information: www.powerscourthotel.com/river-walk.html#menu_tag

Hiking

Where better to spend the day than trekking through the Wicklow mountains. Explore the area beloved by everyone, from locals to Hollywood film makers. Hill-walking enthusiasts will be delighted with the choice of walks in the area, with guided tours an option as well. Advance bookings are recommended and can be made with the concierge: guestrelations@powerscourthotel.com

Fly Fishing

Wicklow is famous for its babbling brooks and racing streams. Guests at Powerscourt Hotel Resort & Spa can enjoy fishing in the magical setting of **Tinnahinch**, part of the historical estate once owned by the famous parliamentarian, Henry Grattan. Whether you are an experienced angler or a novice, the team at Tinnahinch will provide everything you need, lessons, advice or equipment. www.flyfishingwicklow.com/rates; email: hugh@flyfishingwicklow.com

Horse Riding

Brennanstown Riding School is a family run business located only a 10 minute drive from Powerscourt. The riding school is recognized both locally and nationally as one of Ireland's most professionally run equestrian centres. www.brennanstownrs.ie. **Killegar Stables** outside Enniskerry also offers treks around the area. www.killegarstables.com

ACTIVITIES

Powerscourt Gardens

A short stroll along the wooded avenue from Powerscourt Hotel Resort & Spa, Powerscourt Estate comprises 1,000 acres of mountain, farm, hillside, river, golf courses and the garden – the most famous part of the grounds. Work began on the 47 acres of landscaped gardens in 1731 but it was in the 1860's that the most spectacular landscaping was done, leading to the famous terracing that sweeps down to the Dolphin Pond. In later years, other elements were added such as the Pepper Pot Tower, the Italian Garden and the extraordinary Japanese Gardens. Entry fees apply for access to the Gardens. Information: www.powerscourt.com/plan-your-visit/ticket-prices. Open daily: 9:30 a.m. to 5:30 p.m. (Last entry at 5:00 p.m.)



IMPORTANT INFORMATION

CLE Information

Under New York's MCLE rule, this program has been approved for a total of 6.0 MCLE credits consisting of 4.0 credits in Professional Practice, 1.0 in Ethics and 1.0 credit in Diversity, Inclusion and Elimination of Bias for experienced attorneys only.

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 required 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: Catheryn Teeter at 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 least 10 working days prior to the meeting start date at 518-487-5573 or cteeter@nysba.org

THANK YOU TO OUR SPONSORS

GOLD LEVEL:



SILVER LEVEL:



NEW YORK STATE BAR ASSOCIATION

Name _____

Law Firm _____

Address _____

City _____ State _____ Zip _____

Phone _____ Email _____

Registration Fees

Attorney Registration fee includes Sunday's Cocktail Reception, Monday & Tuesday's MCLE program, coffee breaks and affiliated costs, Monday and Tuesday's Cocktail Receptions and Dinners.

Attorney Fees

☐ \$500 TICL Member ☐ \$650 NYSBA Member ☐ \$700 Non-NYSBA Member

Spouse/Guest/Children 18 & Older – Registration fee includes all of the above excluding the MCLE Program.

☐ \$350 Name(s) _____

Children Ages 12 to 17 – Registration fee includes all of the above excluding the MCLE Program.

☐ \$200 Name(s) and Age(s) _____

Children Ages 8 to 11 – Registration fee includes all of the above excluding the MCLE Program.

☐ \$100 Name(s) and Age(s) _____

Children Ages 5 to 7 – Registration fee includes all of the above excluding the MCLE Program.

☐ \$50 Name(s) and Age(s) _____

Dietary needs/restrictions of any of the registrants and their name:

Activities

Sunday Welcome Reception

6:00 p.m. | Registered Number attending: _____

Monday Golf at Powerscourt West Course

12:15 p.m. | \$150 per person | Fee includes: Greens fees, trolley, golf cart and box lunch. *Limited Availability.*

Player Name(s): _____ Handicap(s): _____

Monday Wicklow Mountains/Glendalough Tour

Departs 12:30 p.m. from Hotel; returns at 5:30 p.m.

Fee includes tour, transportation and box lunch.

\$80 per person | Registered Number attending: _____

Monday Reception & Dinner at Powerscourt House & Estate

Number Registered Adults: _____ Number Children: _____

Entree Selections (*Select One Option for Each Registered Attendee*)

Fish _____ Beef _____ Vegetarian _____

Tuesday Golf At Druids Glen, Newtownmountkennedy

1 p.m. | \$150 per person | Fee includes: Greens fees, golf cart and box lunch. Transportation Required? ☐ Yes ☐ No | Shuttle departs hotel at 12:30 sharp.

Player Name(s): _____ Handicap(s): _____

Tuesday Afternoon Trip to Dublin

Departs Hotel at 12:15 p.m. | Select one and pay accordingly:

☐ Round Trip Transportation Only. \$15 per person. Number of people: _____

☐ Round Trip Transportation & Literary Pub Crawl. \$35 per person.

Number of people: _____

Tuesday Reception & Dinner at Powerscourt Hotel

7:00 p.m. | Registered Number attending: _____

REGISTRATION FORM

Torts, Insurance and Compensation Law

Summer Meeting | July 22-25, 2018

Powerscourt Hotel Resort & Spa

Enniskerry, Co. Wicklow

www.nysba.org/TICLSU18

Cancellation Notice

Registration cancellations must be received prior to June 30, 2018 to receive a full refund of fees.

Airport Transfers

Are you interested in Hotel Transfers (circle one or both) from/to the Dublin Airport? Availability of transfers will be dependent on level of interest and pricing structure based on number of interested parties.

☐ Yes ☐ No

Arrival: Date, Airline/Flight No. & Arrival Time: _____

Departure: Date, Airline/Flight No. & Departure Time: _____

Hotel Information/Reservations:

Powerscourt Hotel Resort & Spa, Powerscourt Estate, Enniskerry, Co. Wicklow, Ireland

Book Your Lodging via the Hotel Reservation Link at: www.nysba.org/TICLSU18

245€ Single plus taxes/fees; 260€ Double plus taxes/fees.

Rates include VAT, hot and cold buffet breakfast, in-room wifi, use of Active Floor of ESPA and parking (excluding valet). Upgraded rooms available at extra charge.

Hotel reservation cut-off date is: June 22, 2018

Cancellations/Early Departures/No Shows:

See page 2

Payment Information

☐ Charge \$ _____ to:

☐ AmEx ☐ Discover ☐ MasterCard ☐ Visa

Expiration date _____

Card number _____

Authorized Signature

Fax or mail this form with registration fee(s) to:

Catheryn Teeter, Meeting Representative

New York State Bar Association

One Elk Street, Albany, New York 12207

Phone: 518.487.5573 | Fax: 518.463.5993

Email: cteeter@nysba.org