

Vermont Bar Association

133rd Annual Meeting

September 23, 2011
Lake Morey Resort, Fairlee, VT

Guest Speaker
Governor Peter Shumlin



Business Meeting
President's Awards
70/40 Recognition
Memorial
E-filing Update
President's Remarks
Passing of the Gavel

SPONSORED BY



Exhibitors

ALPS

Arthur G. Greene Consulting, LLC

Casemaker

Pinnacle Financial

Solutions Comprehensive Rehab

Sultan & Company

Vermont Attorneys Title

Vermont Community Foundation



- √The Uniform Common Interest Ownership Act
- √Family Law Update
- √Medicare and Long-Term Care
- √Year-in-Review (Tort & Workers Comp/Insurance/Employment, Administrative, Constitutional/Municipal & Environmental/Criminal/Business Law/Probate & Trust)
- √Limited Appearances and Unbundling
- √Policy Issues/LLC Act
- √Casemaker Elite Presentation
- √Making Your Case On Appeal
- √Legal Ethics for the 21st Century
- √Pain Meds: Identifying and Responding to Suspected Addiction
- √Effective Utilization of Paralegals

www.vtbar.org



Meeting At A Glance

<p>8:30-11:50</p> <p>1, The Uniform Common Interest Ownership Act</p> <p>3 HOURS MCLE CREDIT</p>	<p>8:30-9:30</p> <p>2. Year in Review</p> <p>Tort & Workers Compensation</p> <p>9:35—10:35</p> <p>3. Year in Review</p> <p>Insurance</p> <p>1 HOUR MCLE CREDIT each</p>	<p>8:30-10:30</p> <p>4. Family Law Update</p> <p style="color: red; text-align: center;">or</p> <p>5. Medicare and Long -Term Care</p> <p>2 HOUR MCLE CREDIT</p>	<p>10:50—11:50</p> <p>6. Limited Appearances & Unbundling</p> <p style="color: red; text-align: center;">or</p> <p>7. Policy Issues/LLC Act</p> <p style="color: red; text-align: center;">or</p> <p>8. Year in Review</p> <p>(a) Employment Administrative Constitutional</p> <p>(b) Municipal & Environmental</p> <p>(c) Criminal Law</p> <p>(d) Probate & Trust Law</p> <p>1 HOUR MCLE CREDIT</p>
---	--	---	---

<p>12:00—2:00</p> <p>Lunch</p> <p>Business Meeting</p> <p>Guest Speaker Governor Peter Shumlin</p> <p>E-Filing Update</p> <p>Passing of the Gavel</p> <p>New Website</p>

<p>2:00-3:00</p> <p>PLENARY</p> <p>9. Casemaker Elite</p> <p>1 HOUR MCLE CREDIT</p>	<p>3:15-5:15</p> <p>10. Making Your Case on Appeal</p> <p style="color: red; text-align: center;">or</p> <p>11. Legal Ethics for the 21st Century (2 hrs. ethics)</p> <p style="color: red; text-align: center;">or</p> <p>12. Pain Meds: Identifying and Responding to Suspected Addiction</p> <p style="color: red; text-align: center;">or</p> <p>13. Effective Utilization of Paralegals (.5 hrs. ethics)</p> <p>2 HOURS MCLE CREDIT</p>
---	---

8:30—11:50 (*Harland L. Miller, III; Carl Lisman; A. Jay Kenlan; Eugene Ward*)

1. The Uniform Commercial Interest Ownership Act - 3 Hours MCLE Credit

This seminar will examine in detail the comprehensive amendments to the Uniform Common Interest Ownership Act that become effective on January 1, 2012. This legislation represents a major update to condominium and common interest ownership law. The program will be of interest to anyone who practices in the real estate field.

The popular Year-in-Review programs return this year, providing you with a complete survey of new legislative and caselaw developments in a number of fields. Each program is an hour long, offering you the opportunity to attend different programs. This year, sessions will be offered on: tort & workers compensation law; insurance law; employment, administrative, & constitutional law; municipal & environmental law; criminal law; business law; and probate & trust law.

8:30—9:30 (*Samuel H. Hoar; Keith J. Kasper*)

2. Year in Review - Tort & Workers Compensation - 1 Hour MCLE Credit

9:35—10:35 (*Paul J. Perkins; Samuel H. Hoar*)

3. Year in Review - Insurance - 1 Hour MCLE Credit

8:30—10:30 (*Amber L. Barber; Patricia G. Benelli*)

4. Family Law Update - 2 Hours MCLE Credit

Returning this year is our always popular update program on family law. Join our panelists for a discussion of recent statutory and caselaw developments, important changes in the practice of family law, and other hot topics in field.

8:30—10:30 (*Tim Clain & Brenda Cook, Pinnacle Financial and Terri Martineau, Fleischer Jacobs Group*)

5. Medicare and Long-Term Care—2 Hours MCLE Credit

This program will provide general information about the Medicare process, addressing such questions as: What is Medicare Part A and B? What do they cover? What are the eligibility requirements? What are the enrollment periods? An explanation will be provided of Parts, A, B, C, D. Additional discussion will compare Medicare Supplements and Medicare Advantage Plans. Information on other resources and tools will be provided. A second part of the program will focus on how to plan ahead for the next phase of our lives. The basics of long-term care insurance will be discussed as well as options to consider when designing your LTC coverage. A final segment will examine the tax implications of long-term care planning.

10:50 — 11:50 (*Hon. Mary Miles Teachout; Hon. Cortland T. Corsones; Hon. Kevin M. Candon; Therese M. Corsones; Mary Ashcroft*)

6. Limited Appearances & Unbundling—1 Hour MCLE Credit

This seminar will discuss limited appearances and unbundled representation in the civil, family, criminal, and probate divisions. Panelists will present common scenarios in the different divisions where limited appearances are particularly useful. Mechanics of the rules will also be discussed.

10:50 — 11:50 (*Thomas H. Moody and others*)

7. Policy Issues Raised by Revision of the Vermont LLC Act

This program will compare the existing Vermont LLC Act with selected provisions of the Revised Uniform Limited Liability Company Act (“RULLCA”), and discuss policy issues that underlie differences in the statutory provisions. The program will also include a discussion of selected provisions of the so-called “Prototype LLC Act” prepared by the ABA and the Delaware LLC Act. Tom Moody is part of a Study Committee evaluating the need to adopt the updated version of the LLC Act contained in the RULLCA .

10:50—11:50 *(Beth A. Danon; Stephen D. Ellis; James A. Dumont)*

8(a) Year in Review - Employment/Administrative/Constitutional—1 Hour MCLE

10:50—11:50 *(Daniel P. Richardson; Geoffrey H. Hand)*

8(b) Year in Review - Municipal & Environmental - 1 Hour MCLE Credit

10:50—11:50 *(Matthew F. Valerio; Anna E. Saxman)*

8(c) Year in Review - Criminal Law - 1 Hour MCLE Credit

10:50—11:50 *(Mark A. Langan and others)*

8(d) Year in Review - Probate & Trust Law - 1 Hours MCLE Credit

2:00—3:00 PLENARY SESSION *(Lauren Fry)*

9. Casemaker Elite—1 Hour MCLE Credit

Casemaker Elite represents a major step forward in online legal research, adding a number of new, exciting features to the Casemaker legal research library you've come to know and love. Join Casemaker's Lauren Fry for a review of this fascinating, effective, and highly useful new turn in the world of online legal research. And remember, Casemaker is free with VBA membership.

3:15—5:15 *(Andre D. Bouffard,; Hon. John Dooley; Hon. Peter W. Hall; Bridget C. Assay, Esq.)*

10. Making Your Case on Appeal —2 Hours MCLE Credit

How can you win your case on appeal? This interactive discussion with experienced appellate practitioners and judges about the characteristics of persuasive appellate advocacy can show you how. Don't miss this opportunity to turn the tables and ask the judges questions about what persuades them.

3:15—5:15 *(Andrew Perlman; James E. Knapp; Kevin F. Ryan)*

11. Legal Ethics for the 21st Century —2 Hours MCLE Ethics Credit

Technology and globalization are changing the legal profession in fundamental ways, giving rise to a wide range of new ethics issues. The ABA Commission on Ethics 20/20 has been studying these issues and is in the process of developing proposals and other recommendations that relate to the duty of confidentiality, advertising, lawyer mobility, outsourcing, and alternative law practice structures, among other subjects. This panel will include Kevin Ryan, Jim Knapp, and Suffolk University Law School Professor Andrew Perlman, the Commission's Chief Reporter, who will describe the Commission's work and seek your input into the Commission's preliminary proposals.

3:15—5:15 (Alan Massey; Todd W. Mandel, M.D.; Michael E. Kennedy)

12. Pain Meds: Identifying and Responding to Suspected Addiction - 2 Hours MCLE

This seminar will offer an introduction to pain management, pain medications, and addiction before moving to a discussion of how to identify and respond to another lawyer's suspected addiction. Discussion will explore resources for clients and families, how to approach the problem with those involved, and the importance of avoiding enabling, setting limits, and knowing when the problem is serious enough to report. Panelists include: Alan Massey, MA, LISAC, clinical director of the Betty Ford Center from 1991 to 2009, and an experienced counselor who has done considerable work with lawyers and doctors; Todd Mandel, M.D., currently the Chief Medical Officer of Community Substance Abuse Centers/ Merrimack River Medical Services and former medical director of the Vermont State Office of Drug and Alcohol Treatment Programs, who brings twenty-two years experience in the treatment of co-occurring psychiatric and substance abuse disorders; and Michael Kennedy, Disciplinary Counsel.

3:15—5:15 (Laura C. Bierley; Penny Hannigan; Samuel A. Hoar; Gary F. Karnedy; Sharon A. Lucia; Kristen Mattes; Mari McLure; Laurie S. Noyes; Richard F. Peterson, Jr. ; Louise Reese; Carie Tarte)

13. Effective Utilization of Paralegals—2 Hours MCLE Credits (incl. .5 hours Ethics)

Join us for a roundtable, panel discussion, highlighting the effective use of paralegals. Proper utilization of paralegals can lead to greater efficiency, larger profits, higher billable hours, less turnover, and a much more focused staff. Law offices that routinely utilize paralegals enable their associates and partners to focus on the higher level, complex legal issues involved in their caseloads, as well as marketing and client development tasks that are imperative to a successful legal business. Learn how using paralegals to create a team approach to cases provides a benefit to your clients and increases the level of service offered by the firm. Explore the ethical responsibilities of the supervising attorney for the paralegal, and learn about the new ways paralegals are being utilized to offer pro bono help to individuals who otherwise would not have access to legal services.

Business Meeting Agenda

1. Call to Order; Minutes; Treasurer's Report

1. Memorial (Mark Butterfield, Gene Ann Condon, John Downs, Peter Neary)

2. 70/40 Recognition (W. Bruce Bjornlund; Peter A. Cady; David L. Cleary, Frederick G. Cleveland, Richard A. Gadbois; Daniel T. Monte; Hon. J. Garvan Murtha; John R. Ponsetto; Karl W. Neuse; Theodore A. Parisi, Jr.; David C. Stewart; Alan Uris)

3. President's Awards

7. Resolution (Amendment to VBA Constitution, Section II, Paragraph 2)

Students enrolled at an accredited law school, individuals who have graduated from an accredited law school who intend to take or retake the Vermont Bar Examination within one year of applying for Association membership or renewal thereof, law clerks registered with the Vermont Supreme Court for four-year study pursuant to Administrative Order §8 of Vermont Statutes Annotated, who have completed one year of study, and individuals who have taken and passed the Vermont Bar Exam and are awaiting admission while completing their clerkship, and individuals licensed to practice law in another jurisdiction who are waiting admission while completing their clerkship or are admitted to practice law in any U.S. jurisdiction and paralegals who are voting members of the Vermont Paralegal Organization or who are certified as paralegals by a Vermont attorney according to standards adopted by the Board of Managers or any other person who has an interest in the law and whose membership the Board of Managers determines to be in the interests of the Association may become associate non-voting members of the Association upon application and approval by a majority vote of the members of the Board of Managers present and voting at any Board of Managers Meeting, and upon payment to the Treasurer of the Association dues.

8. ABA Report; VBF Report, President's Remarks; Passing of the Gavel

133rd VBA Annual Meeting—September 23, 2011

Registration Deadline: September 16, 2011

Name _____
 Organization _____
 Address _____
 City, State, Zip _____
 Telephone _____ Email _____

*Please specify if you need special accommodations:

<p style="text-align: center; margin: 0;">8:30-11:50</p> <p style="text-align: center; margin: 0;"><input type="checkbox"/> The Uniform Common Interest Ownership Act</p>	<p style="text-align: center; margin: 0;">8:30-9:30</p> <p style="text-align: center; margin: 0;">Year in Review</p> <p style="text-align: center; margin: 0;"><input type="checkbox"/> Tort & Workers Compensation</p> <p style="text-align: center; margin: 0;">9:35—10:35</p> <p style="text-align: center; margin: 0;"><input type="checkbox"/> Insurance</p>	<p style="text-align: center; margin: 0;">8:30-10:30</p> <p style="text-align: center; margin: 0;"><input type="checkbox"/> Family Law Update <i>or</i> <input type="checkbox"/> Medicare and Long -Term Care</p>	<p style="text-align: center; margin: 0;">10:50—11:50</p> <p style="text-align: center; margin: 0;"><input type="checkbox"/> Limited Appearances & Unbundling <i>Or</i> <input type="checkbox"/> Policy Issues/LLC <i>Or</i> Year in Review (choose 1)</p> <p style="text-align: center; margin: 0;"><input type="checkbox"/> Employment Administrative Constitutional</p> <p style="text-align: center; margin: 0;"><input type="checkbox"/> Municipal & Environmental</p> <p style="text-align: center; margin: 0;"><input type="checkbox"/> Criminal Law</p> <p style="text-align: center; margin: 0;"><input type="checkbox"/> Probate & Trust Law</p>
<p style="text-align: center; margin: 0;">2:00-3:00 PLENARY</p> <p style="text-align: center; margin: 0;"><input type="checkbox"/> Casemaker Elite</p>		<p style="text-align: center; margin: 0;">3:15-5:15</p> <p style="text-align: center; margin: 0;"><input type="checkbox"/> Making Your Case on Appeal <i>or</i> <input type="checkbox"/> Legal Ethics for the 21st Century <i>or</i> <input type="checkbox"/> Pain Meds: Identifying and Responding to Suspected Addiction <i>or</i> <input type="checkbox"/> Effective Utilization of Paralegals</p>	

No Registration will be accepted without payment in advance. Pre-register to assure yourself a spot! Space available for walk-ins, but meals cannot be guaranteed.

Registration includes continental breakfast, lunch and breaks

	Early Bird	After 9/16/2011
VBA Member	<input type="checkbox"/> \$145	<input type="checkbox"/> \$165
Non-VBA Member	<input type="checkbox"/> \$210	<input type="checkbox"/> \$230
Associate Member	<input type="checkbox"/> \$115	<input type="checkbox"/> \$135

VEGETARIAN OPTION _____

Guest Lunch \$45.00 x # ppl _____

Enclosed is my check or credit card payment for
 \$ _____

Visa Mastercard Discover American Express

Card # _____ Exp Date _____

Signature _____

Overnight accommodations must be made by August 23, 2011 to qualify for special pricing. For overnight room accommodations, please call Lake Morey 800-423-1211 and ask for Vermont Bar Association Group Rate of \$155.00.

From the south: Travel North to I-89 North (in Concord, NH) to I-91 North (in White River Jct, VT.). Take Exit 15. Turn left off exit ramp. Take first right (granite Lake Morey Resort sign on corner). Follow the golf course (on left) and take your first left onto Clubhouse Rd. Resort is on the right.

From the north: Take I-89 South to Exit 7 Berlin/Barre. Take Route 302 East through Barre to Orange. Take Route 25 South to Bradford. Take I-91 South to Exit 15. Turn right off exit ramp. right (granite Lake Morey Resort sign on corner). Follow the golf course on left and take your first left onto Clubhouse Rd. Resort is

Return to VBA, PO Box 100, Montpelier, VT 05601-0100 p.802-223-2020 f. 802-223-1573
Or register online at www.vtbar.org