

**NEW YORK STATE BAR ASSOCIATION  
MINUTES OF HOUSE OF DELEGATES MEETING  
NEW YORK HILTON MIDTOWN, NEW YORK CITY  
JANUARY 29, 2016**

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**PRESENT:** Aidala; Alcott; Alden; Alomar; Arenson; Baker; Barreiro; Behe; Block; Bloom; Bonina; Braverman; Brown, E.; Brown, J.; Brown, T.A.; Bruno; Buholtz; Burns, S.; Buzard; Calcagni; Chambers; Chandrasekhar; Chang; Christopher; Cilenti; Clarke; Coffey; Cohen; Connor; Cooper; Coseo; Crummey; Dean; Doyle; Effman; England; Fallek; Fennell; Fernandez; Finerty; First; Fishberg; Fisher; Flynn; Fox, M.; Franchina; Freedman, H.; Friedman; Gaffney; Gallagher; Galligan; Gerbini; Gerstman; Getnick; Glass; Gold; Goldberg; Goldenberg; Goldfarb; Grays; Grossman; Gutekunst; Gutierrez; Hall; Halpern; Heath; Hetherington; Higgins; Himes; Hoffman; Hollyer; Honig; Hyer; Jackson; Jaglom; James; Jankiewicz; Kamins; Karson; Kean; Kelly; Kiesel; King, B.; Kobak; Koch; Krausz; Lanouette; LaRose; Lau-Kee; Lawrence; Lawton-Thames; Leber; Levin; Lindenauer; Ling-Cohan; Makofsky; Mancuso; Marangos, D.; Marangos, J.; Marinaccio; Maroney; Martin, D.; Martin, E.; McCafferty; McCann; McCarron; McCarthy; McGinn; McKay; McKeegan; Meisenheimer; Meyers; Miller, G.; Miller, M.; Millon; Minkowitz; Miranda; Moretti; Morrissey; Moses; Moskowitz; Mulhall; Napoletano; Nathanson; Nowotny; O'Donnell, T.; Ogden; Onderdonk; Owens; Prager; Pressment; Protter; Ranni; Raskin; Reitzfeld; Richardson; Richter, A.; Richter, R.; Riley; Rivera; Robb; Robertson; Rodriguez; Romero; Rothenberg; Rothstein; Ryan; Safer; Samuels; Santiago; Scanlon; Scheinberg; Schrauer; Sciocchetti; Sen; Shafer; Shamoon; Shautsova; Sheehan; Sigmond; Silver; Silverman; Simmons, Smith, A.; Smith, S.; Sonberg; Spierer; Spiro; Spitler; Standard; Starkman; Steinhardt; Stenson; Desamours; Stines; Strenger; Sunshine; Tarver; Terranova; Tesser; Thaler; Tilton; Tully; Udell; Ugurlayan; Vigdor; Wallach; Walsh; Weathers; Weinblatt; Weis; Welch; Whittingham; Wicks; Wildgrube; Williams; Wimpfheimer; Winograd; Wood; Yeung-Ha; Younger.

Ms. Gutekunst presided over the meeting as Chair of the House.

1. Approval of minutes of November 7, 2015 meeting. The minutes were deemed accepted as distributed.
2. Report of the Treasurer. The Treasurer's report for the preceding fiscal year, which had been presented by Treasurer Sharon Stern Gerstman to members of the Association at the Annual Meeting, was received with thanks.
3. Report of the Nominating Committee and election of officers and members-at-large of the Executive Committee. Seymour W. James, Jr., chair of the Nominating Committee, reported that the Committee had nominated the following individuals for election to the indicated offices for the 2016-2017 Association year: President-Elect: Sharon Stern Gerstman, Buffalo; Secretary: Ellen G. Makofsky, Garden City; Treasurer: Scott M. Karson, Melville; and Vice Presidents: First District – Taa R. Grays and Michael Miller, New York City; Second – Domenick Napoletano, Brooklyn; Third – Henry M. Greenberg, Albany; Fourth – Matthew R. Coseo, Ballston Spa; Fifth – Stuart J. LaRose, Syracuse; Sixth – Alyssa M. Barreiro, Binghamton; Seventh – David H. Tennant, Rochester; Eighth – Cheryl Smith Fisher, Buffalo; Ninth – Sherry Levin Wallach, Mount Kisco; Tenth – Peter H. Levy, Jericho; Eleventh – Karina E. Alomar, Ridgewood; Twelfth – Steven E. Millon,

New York City; Thirteenth – Orin J. Cohen, Staten Island. Nominated as members-at-large of the Executive Committee were Elena DeFio Kean, Albany; Bryan D. Hetherington, Rochester; Michael W. Galligan, New York City; Earamichia N. Brown, New York City; and Bruce J. Prager, Mt. Kisco.

There being no further nominations, a motion was made and carried unanimously to elect the above-named individuals as officers and members-at-large of the Executive Committee.

4. Memorial to Hon. Judith S. Kaye. Association President David P. Miranda presented a memorial in honor of former Chief Judge Judith S. Kaye, who passed on January 7, 2016.
5. Presentation of the Ruth G. Schapiro Memorial Award. Mr. Miranda presented the annual Ruth G. Schapiro Award to Dean Patricia E. Salkin of the Touro College Jacob D. Fuchsberg Law Center in recognition of her work to advance the status of women in the legal profession through her scholarship, service, and in her community.
6. Report and recommendations of Committee on Diversity and Inclusion. Kenneth G. Standard, co-chair of the committee, reviewed the results of the Committee's biennial 2015 survey, comparing those results to the Committee's previous surveys, as well as the Committee's recommendations with respect to ongoing efforts to further diversity in the Association. After discussion, a motion was adopted to approve the Committee's report and recommendations.
8. Report of President. Mr. Miranda highlighted items contained in his written report, a copy of which is appended to these minutes.
9. Report re LawHUB. Mr. Miranda introduced the Association's new LawHUB practice management platform, developed in conjunction with several of the Association's affinity partners. Executive Services Counsel Kevin B. Getnick provided a demonstration of the platform. The report was received with thanks.
10. Report and recommendations of Special Committee on Re-Entry. Sheila A. Gaddis and Ronald J. Tabak, co-chairs of the committee, outlined the committee's report and recommendations as to steps that can be taken during incarceration and the re-entry process to help bridge the gap between prison and participation in free society. After discussion, a motion was adopted unanimously to approve the report and recommendations.
11. Report and recommendations of Working Group on Power of Attorney. Working Group chair Ellen G. Makofsky, together with Working Group member David Goldfarb, reviewed an affirmative legislative proposal to amend the statutes relating to power of attorney, noting that the current form is too complex and prone to improper execution. After discussion, a motion was adopted unanimously to approve the report and recommendations.
12. Report of Committee on the New York State Constitution. Henry M. Greenberg, chair of the committee, updated the House with respect to the committee's work, noting the positive response to the report approved by the House in November 2015 recommending the

establishment of a preparatory commission. He reported that the committee plans to present a report to the House at the April 2016 meeting. The report was received with thanks.

13. Report of ABA State Delegate. Mark H. Alcott, ABA State Delegate, provided an update on ABA activity and leadership. The report was received with thanks.
14. Administrative items. Ms. Gutekunst reported on the following:
  - a. The Executive Committee had approved the appointment of Sandra Rivera of Albany as a member-at-large of the Executive Committee, replacing John S. Marwell. The Bylaws require confirmation of this appointment; a motion was adopted to confirm the appointment of Ms. Rivera.
  - b. NYSBA delegates to ABA House of Delegates. At the April 2, 2016 meeting, the House would be requested to elect six of the Association's 11 delegates to the American Bar Association House of Delegates. The Nominating Committee had nominated the following individuals: Sharon Stern Gerstman, Michael E. Getnick, Kathryn Grant Madigan, David P. Miranda, Kenneth G. Standard, and Alena Shautsova (Young Lawyer Delegate).
15. Date and place of next meeting. Ms. Gutekunst announced that the next meeting of the House of Delegates would take place on Saturday, April 2, 2016 at the Bar Center in Albany.
16. Adjournment. There being no further business to come before the House of Delegates, the meeting was adjourned.

Respectfully Submitted,



Ellen G. Makofsky  
Secretary