

**New York State Bar Association
Real Property Law Section 2026 Summer Meeting**

Thursday, July 9 – Saturday July 11, 2026
Boston Marriott Long Wharf | 296 State Street | Boston, MA

CLE Programs

Friday, July 10 | 9:00 a.m. – 12:30 p.m.

General Session for All Attorneys

2.5 MCLE Credits in Areas of Professional Practice, 1.0 MCLE Cybersecurity, Privacy and Data Protection - General

Saturday, July 11 | 9:00 a.m. – 12:30 p.m.

Choose One Session:

Professional Practice Session

2.0 MCLE Credits in Areas of Professional Practice, 1.0 MCLE Credit in Ethics and Professionalism

OR

Skills Session

3.5 Credits in Skills

<https://nysba.org/events/real-property-law-section-2026-summer-meeting/>

This program is transitional and is suitable for all attorneys including those newly admitted.

Agenda

Thursday, July 9, 2026

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|-----------------------|--|
| 2:00 p.m. – 6:00 p.m. | Conference Check-in – Grand Ballroom Foyer |
| 3:00 p.m. – 5:00 p.m. | Executive Committee Meeting – Salons B&C
Coffee, tea & snacks served |
| 6:00 p.m. – 7:00 p.m. | Reception – Harbor View Ballroom Patio
Dress Code: Business or Cocktail Attire |
| 7:00 p.m. – 9:00 p.m. | Dinner – Harbor View Ballroom |

Friday, July 10, 2026

8:00 a.m. – 9:00 a.m.

Breakfast Buffet – Salons I&J
CLE Sign In – Grand Ballroom Foyer

8:00 a.m. – 9:00 a.m.

Construction Committee Meeting – Salon D
Title and Transfer Committee Meeting – Salon E

General Session – Salons A, B, C

9:00 a.m. – 9:05 a.m.

Welcome and Introductions

John Jones, Esq., Section Chair
Hinman, Howard & Kattell, LLP
Binghamton, NY

Joel Binstok, Esq., Program Chair
The York Group, LLC
New York, NY

9:05 a.m. – 9:20 a.m.

Remarks from Michelle Wildgrube, President-elect, New York State Bar Association

9:20 a.m. – 10:10 a.m.

Key Construction Law Concepts Revealed

Construction issues abound in real estate transactions, from new construction to renovation to repairs and restoration, including brick inspections and repairs mandated in NYC under Local Law 11 (now called FISP). In addition, parties performing any construction work often need access to adjacent properties to protect them during construction. All of these activities require preparation and negotiation of agreements of one kind or another. And where there are agreements, there are disputes regarding those agreements, many of which end up in court or arbitration.

This session will address some of the more important provisions that general real estate practitioners should keep in mind when preparing and negotiating

construction agreements, as well as some of the quirks unique to construction litigation issues that may arise.

Speaker:

Brian Lustbader, Esq.

Venable LLP
New York, NY

1.0 Credit Areas of Professional Practice

10:10 a.m. – 11:25 a.m.

Arbitration, Litigation or Appraisal – The Benefits and Pitfalls of the Various Paths to Resolve Real Estate Disputes

In New York real estate, not all disputes are created equal — and neither are the forums available to resolve them. Whether your client faces a ground rent reset governed by a decades-old lease, a contested property valuation, or a complex breach-of-contract claim, the choice among arbitration, appraisal proceedings, and judicial litigation will shape every dimension of the engagement: cost, timeline, procedural formality, available remedies, and appellate recourse. This presentation will unpack the strategic calculus behind each of these mechanisms, examine recent developments in New York law, and provide practical insights to advise real estate clients with confidence in an increasingly complex dispute resolution landscape.

Speakers:

Adam Gilbert, Esq.

Nixon Peabody
New York, NY

Thomas Mealiffe, Esq.

Nixon Peabody
New York, NY

1.5 Credits in Areas of Professional Practice

11:25 a.m. – 11:35 a.m.

Coffee Break

11:35 a.m. – 12:30 p.m.

Navigating Artificial Intelligence in Your Legal Practice: Chat GPT; Cybersecurity, and Ethics-Practical Necessities for Attorneys

This program will provide an overview of artificial intelligence and its growing impact on the practice of law, including key concepts such as AI “hallucinations” and deepfakes. The session will also address emerging cybersecurity risks, with a focus on identifying red flags for potential breaches, maintaining proper cybersecurity hygiene, and implementing best practices to safeguard sensitive information.

The program will further examine the ethical implications of using artificial intelligence in legal practice, with particular attention to compliance with the New York Rules of Professional Conduct. Attendees will gain practical guidance on protecting client confidentiality, maintaining professional responsibility, and integrating AI tools into their practice in a secure and ethical manner.

Speakers:

Margaret Ling, Esq.

AmTrust Title Insurance Company
New York, NY

Chris Moschovitis

TMG Inc.
New York, NY

1.0 Credit in Cybersecurity, Privacy and Data Protection - General

2:30 p.m. – 3:50 p.m.

Boston Duck Tour

Meet at the New England Aquarium (across the Street from the hotel) at 2:00 p.m.

Experience Boston by land and water aboard a unique amphibious “DUCK” vehicle modeled after a World War II landing craft. This fully narrated sightseeing tour travels through the city’s historic streets before splashing into the Charles River for scenic views of the Boston and Cambridge skylines.

Along the way, knowledgeable guides share entertaining stories and history while passing many of Boston's most iconic landmarks.

Pre-Registration is required.

6:00 p.m. – 7:00 p.m.

Reception - Palm Garden (on site at the Boston Marriott Long Wharf)

Dress Code: Business or Cocktail Attire

Dinner on your own

Saturday, July 11, 2026

8:00 a.m. – 9:00 a.m.

Breakfast Buffet – Salons G, H, I
CLE Sign In – Grand Ballroom Foyer

8:00 a.m. – 9:00 a.m.

Nominating Committee - Salon H

9:00 a.m. – 12:30 p.m.

CHOOSE ONE SESSION

Professional Practice Session

OR

Skills Session

Salon A, B, C

Salons D&E

Professional Practice Session – Salons A, B, C

9:00 a.m. – 9:10 a.m.

Welcome and Introductions

Joel Binstok, Esq., Program Chair
The York Group, LLC
New York, NY

9:10 a.m. – 10:00 a.m.

Not So Standard: Boilerplate Provisions That Quietly Shift Risk in Real Estate Deals

This program examines commonly overlooked “boilerplate” provisions in real estate agreements that can have significant and unintended consequences. Through analysis of recent case law and practical examples, panelists will highlight how standard clauses can shift risk, impact liability, and affect deal outcomes.

Attendees will gain insight into key drafting considerations and alternative approaches to better protect their clients and avoid costly surprises.

Speaker:

Jeanne Roig-Irwin, Esq.
Cliford Chance
New York, NY

1.0 Credit in Areas of Professional Practice

10:00 a.m. – 10:50 a.m.

Practical Suggestions on How to (or How Not to) Meet Your Local Grievance Committee

This presentation will address common situations and reactions most likely to result in complaints to your Grievance Committee. Simple, common sense, too often ignored, can help avoid embarrassment, unnecessary anxiety, filed complaints, formal disciplinary action or even referral to the Appellate Division with a recommendation that formal charges be pressed. This discussion hopes to help you counter a few common pitfalls, letting you spend more time in productive activity, rather than responding to complaints

Speaker:

Leon Sawyko, Esq.
Harris Beach Murtha
Rochester, NY

1.0 Credit Ethics and Professionalism

10:50 a.m. – 11:10 a.m.

Coffee Break

11:10 a.m. – 12:00 p.m.

Commercial Leases: Tips and Tricks on How Not to Get Overcharged on Operating Expenses (CAM), Real Estate Taxes, and Utility Billings

Those lengthy “additional rent” provisions in commercial leases are often drafted to give landlords broad discretion in passing through costs. This program will help you identify problematic clauses, understand how operating expenses (CAM), real estate taxes, and utility charges are calculated, and provide practical strategies for negotiating more favorable terms and challenging questionable billings during the lease term.

Speaker:

Joel Binstok, Esq.
The York Group
New York, NY

1.0 Credit in Areas of Professional Practice

Skills Session (Newly Admitted Attorneys) – Salons D&E

9:00 a.m. – 9:05 a.m.

Welcome and Introductions

Hon. Susan Golden, Leadership Academy Chair
Town Justice
Roxbury, NY

9:05 a.m. – 9:55 a.m.

What Lawyers Need to Know About USPAP and the Appraisal Process

This program will provide a practical overview of the Uniform Standards of Professional Appraisal Practice (USPAP) and the real estate appraisal process. Participants will gain a clear understanding of how appraisals are developed, the ethical and performance standards that govern appraisers, and how USPAP impacts valuation in transactions and litigation. The session will cover common appraisal methods, key components of appraisal reports, and how to identify potential issues and inconsistencies. Attendees will leave better equipped to work effectively with appraisers, evaluate appraisal credibility, and use valuation evidence strategically in their practice.

Speakers:

Hon. Susan Golden
Town Justice
Roxbury, NY

Jonathan Avery, MAI CRE
Avery Associates
Acton, MA

1.0 Credit in Skills

9:55 a.m. – 10:45 a.m.

Back to Basics: Practical Pointers for Navigating Housing Court

This program offers an overview of essential legislative requirements governing residential

summary proceedings for both property owners and tenants. Couched in the context of the constantly (and often quickly) evolving landlord/tenant litigation landscape, participants will receive concrete guidance and practical pointers for navigating the complexities of non-payment and holdover proceedings, with an emphasis on procedural requirements. The discussion will focus on required demands/notices, preparing pleadings and answers, service requirements, potential defenses, and motion practice. The presenters will share common pitfalls to be avoided, as well as practical strategies for settlement discussions and compliance with court procedures.

Speakers:

Mary D. Milone, Esq.

Borah, Goldstein, Altschuler, Nahins & Goidel, P.C.,
New York, NY

Jeremiah Schlotman, Esq.

Legal Services New York City
New York, NY

1.0 Credit in Skills

10:45 a.m. – 11:00 a.m.

Coffee Break

11:00 a.m. – 11:50 a.m.

Confusions and Contradictions in the Law of Fiduciary Duties for Board Members

This presentation will review the current state of law governing fiduciary duties for co-op and condo board members, and in particular how different courts have been applying what seems to be one analytical framework but producing two opposite outcomes. This program will also discuss strategies for advising board members about their fiduciary responsibilities in light of this uncertain state of the law

Speaker:

William McCracken, Esq.
Moritt Hock & Hamroff, LLP
New York, NY

1.0 Credit in Skills

11:50 a.m. – 12:30 p.m.

Co-op, Condo and HOA Case Law Update: Key Decisions Shaping Today's Practice

Join Co-op/Condo practitioners Matthew E. Eiben, Richard J. Shore, and Marc H. Schneider for a dynamic, fast-paced update on the most recent cases shaping the landscape of Co-op, Condo and HOA law. This program will focus on recent Court decisions that are changing how attorneys advise boards, manage risk, and navigate disputes.

Whether you regularly represent community associations or simply encounter these issues in your broader practice, you'll walk away with practical insights you can use immediately.

Expect more than a case recap. The session will be interactive, with an opportunity to ask questions and engage in meaningful discussion.

Speaker:

Matthew E. Eiben, Esq.
Rosenberg & Estis, PC
New York, NY

Marc Schneider, Esq.
Schneider Buchel LLP
Woodbury, NY

Richard Shore, Esq.
Nixon Peabody, LLP
New York, NY

0.5 Credit in Skills

12:30 p.m. – 2:00 p.m.

Lunch – Salons G, H, I