

Court Certified Article 81 Training

Friday, October 20, 2017

This full-day program meets the legal requirements certified by the NYS Office of Court Administration Guardian and Fiduciary Services; therefore, all participants of this program are eligible for enrollment on the list of the Chief Administrator, pursuant to Part 36 of the Rules of the Chief Judge, in the category of “Guardian, Court Evaluator, and Attorney for Alleged Incapacitated Person.”

This program takes a functional approach to determining whether an alleged incapacitated person requires a guardian and places a premium on employing the least restrictive intervention to preserve independence and self-determination. Article 81 requires the appointment of a court evaluator in all cases to determine the functional strengths and weaknesses of the alleged incapacitated person, to explain the court proceedings and to advise the person of his or her rights, including the right to counsel. The authority and powers of the guardian are then tailored to the specific needs of the incapacitated person and may be reduced or increased over time as the person’s needs change. You’ll hear from attorneys, court representatives and others with expertise in this important area of practice.



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See other side for details.

COURT CERTIFIED ARTICLE 81 TRAINING • Friday, October 20, 2017

Registration begins: 8:30 a.m.

Program begins: 9:00 a.m.

Program ends: 4:30 p.m.

Location: Bar Association of Erie County

438 Main Street, Sun Room Auditorium

Buffalo, NY

7.0 CLE credits: 1.5 Ethics, 4.0 Areas of Professional Practice, 1.5 Skills

9:00 a.m.	Welcome & Introductions Edward C. Robinson, Esq., <i>Hurwitz & Fine, P.C., Chair, Elder Law Committee</i>	1:05 p.m.	Part 36 Angela Stamm-Phillips, Esq., <i>Niagara County Surrogate's Court</i>
9:10 a.m.	Medical and Treatment issues Presenter TBA	1:35 p.m.	Community and Institutional Resources Kristen Surdej, <i>Laping Surdej Associates, LLP, Geriatric Care Manager</i>
9:40 a.m.	Overview and Concepts; Pre-Hearing Procedural Issues Frank R. Vavonese, Esq., <i>Smith Vavonese, LLP</i>	2:05 p.m.	The Role of Mental Hygiene Legal Services Anne Carberry Priore, Esq., <i>Mental Hygiene Legal Service</i>
10:05 a.m.	Rights of the AIP and Rights of the Person in Need of a Guardian Darice Hickey, Esq., <i>Woods Oviatt Gilman LLP</i>	2:30 p.m.	Article 81 from the Perspective of Hospitals and Nursing Homes Aven Rennie, Esq., <i>Kaleida Health</i>
10:30 a.m.	Break	2:55 p.m.	Break
10:45 a.m.	Duties, Responsibilities and Ethics of Guardian Helen Ferraro-Zaffram, Esq., <i>Center for Elder Law & Justice</i>	3:05 p.m.	The Court Evaluator Duties, Responsibilities and Ethics Catherine E. Nagel, Esq., <i>Nucheren & Nagel</i>
11:15 a.m.	The Attorney for the AIP, Role, Duties and Ethics Holly Adams Beecher, <i>Phillips Lytle LLP</i>	3:30 p.m.	Powers of Guardians Andrew C. Hilton, III, Esq., <i>Andrew Hilton Attorneys</i>
11:45 a.m.	The Hearing Hon. Donna M. Siwek, <i>New York State Supreme Court</i>	3:55 p.m.	Preparation and Review of Guardian Reports by Court Examiner Richard A. Grimm, III, Esq., <i>Magavern Magavern & Grimm, LLP</i>
12:10 p.m.	Q&A	4:20 p.m.	Q&A
12:20 p.m.	Lunch (on your own)	4:30 p.m.	Adjourn

The Erie Institute of Law has been certified by the New York State Continuing Legal Education Board as an accredited provider of continuing legal education in the state of New York. Tuition assistance available. Send your request in writing.

Cancellation Policy: If you are unable to attend a seminar for which you have already registered, call the CLE department at 852-8687. For a full refund, notice of your cancellation must be received 48 hours in advance of a program. Cancellations received less than 48 hours in advance are subject to a \$10 administrative fee. Registrants who are pre-registered and fail to attend are not eligible for a refund.

REGISTRATION

Court Certified Article 81 Training

Please detach this registration form and retain the description portion for your records.

Registration confirmation is e-mailed prior to the program date.

BAEC MEMBER **NON-MEMBER**

Registration fees:

BAEC Member: \$120

Non-Member: \$160

Paralegals: \$80

Printed material: \$30

NOTE: Walk-In Registrants add \$5.

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