



The Advocacy Institute Is Pleased to Announce

PROGRAM ANNOUNCEMENT

DIVISION OF LAW: IN-SERVICE TRAINING

**August 13, 2015
8:30 a.m. to 3:30 p.m.
Monmouth University
400 Cedar Avenue, Pollak Theatre
West Long Branch, NJ 07764-1898**

Program Summary

The Division of Law will be providing various presentations during this program. These programs will cover a variety of substantive and ethics topics. The topics and presenters are listed on the following pages.

Who Should Attend?

The In-service Training is for Division of Law personnel **only**. The Advocacy Institute has provided, or will provide, certain of these presentations for other government attorneys. ***If you are not a member of the Division of Law, please do not attempt to register for any of these programs.***

Who Is the Faculty?

See attached.

CLE Credit

NJ CLE Credit: This program has been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for up to 4.8 hours of total CLE credit. Of these, up to 1.2 qualify as hours of credit for ethics/professionalism and up to 2.4 qualify for hours of credit toward certification in civil trial law.

NY CLE Credit: Up to 4.0 substantive and/or up to 1.0 ethics credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: Up to 4.0 substantive and/or up to 1.0 ethics credits (\$1.50 per credit mandatory registration fee required).

Registration Instructions

State Employees

Most State employees are able to register for this course by going to <http://reg.dcj.lps.state.nj.us/login.aspx?portalid=2> and creating an AGAI Course Registration account. To do so, your computer **must** be attached to the government's Garden State Network. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg.dcj.lps.state.nj.us/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.

Non-State Employees or State Employees not Connected to the Garden State Network

If you are not a State employee, or are otherwise unable to access the AGAI Course Registration System through the Garden State Network, kindly email the Advocacy Institute at: AdvocacyInstitute@lps.state.nj.us for an authorization code to allow you access to the AGAI Course Registration System through the My New Jersey portal. **Setting up your account through the portal is a two-step process, the details of which are set forth in the next two paragraphs.**

Once you receive the portal authorization code you will be prompted to go to the My New Jersey portal at <http://www.state.nj.us/> and create a portal account. Once your portal account is created you are prompted to enter your authorization code. This is Step 1 of the process, which you need only do once.

If you have already been issued an authorization code in the past you do not need to request another one. You can log into your account on the Garden State Network at <http://www.state.nj.us> and under the heading NJ L&PS Applications you will see the Attorney General's Advocacy Institute's Registration System. Click on that and log into your account on our system.

Upon setting up your portal account, you need to set up your AGAI Course Registration System account. This is Step 2. To do so, log on to the My New Jersey Portal <http://www.state.nj.us/>. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a new user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg.dcj.lps.state.nj.us/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.

LIST OF COURSES AND PRESENTERS

(Courses listed Chronologically)

9:30 a.m. to 10:30 a.m.

EFFECTIVE APPELLATE ADVOCACY (Pollak Theatre)

This presentation will explore the do's and don'ts of appellate advocacy, including briefs, oral argument, and more.

James R. Zazzali has served as New Jersey's Attorney General and as an Associate Justice and Chief Justice of the New Jersey Supreme Court. Since returning to private practice, he has been appointed by the state and federal governments, federal and state courts, and litigants as a monitor, receiver, independent counsel, independent investigator, discovery master, and bankruptcy trustee for various institutions and organizations in both the private and public sectors. Mr. Zazzali advises clients on such matters as governance, institutional ethics, internal investigations, and appeals. He also has conducted numerous mediations and arbitrations. He has served as General Counsel for the New Jersey Sports and Exposition Authority; Chairman of the New Jersey State Commission of Investigation (SCI); Chief of the Appeals Division of the Office of the Essex County Prosecutor; and Vice Chair of both the State's Disciplinary Review Board (attorney ethics) and the Judicial Review Board. The State Department has designated him as a member of United States delegations to various United Nations Conferences in Geneva and Paris. He is currently Of Counsel, Business & Commercial Litigation, with Gibbons P.C.

Peter G. Verniero is Chair of the Corporate Internal Investigations and Appellate Practice Groups at Sills Cummis & Gross P.C. Since joining the Firm in September of 2004, he has worked on a number of significant matters. He has, for example, advised numerous entities in matters pending before various state and federal regulatory or law enforcement agencies, including the U.S. Attorney's Office for the District of N.J. and the U.S. Department of Justice. He has conducted internal investigations of large, public companies, in addition to advising business entities on document retention policies and on the rules governing discovery of electronically stored information.

Prior to joining the Firm, Mr. Verniero served in senior positions within the executive and judicial branches of state government. He was appointed by Governor Christine Todd Whitman as her chief counsel, and served in that capacity from January 1994 to February 1995, when he became the governor's chief of staff. He remained in that position until July 1996, when he became Attorney General of New Jersey. As Attorney General, he personally argued cases before the New Jersey Supreme Court and the U.S. Court of Appeals for the Third Circuit. For example, in *E.B. v. Verniero*, 119 F.3d 1077 (3d Cir. 1997), he argued successfully in defense of Megan's Law, New Jersey's sexual-offender notification statute. At the time of the court's decision, it was the first federal appellate court ruling in the country upholding a state's version of Megan's Law. Mr. Verniero was appointed to the Supreme Court of New Jersey in 1999. As an associate justice for a five-year period from September 1999 to August 2004, Mr. Verniero

authored and signed 124 judicial opinions touching on a wide array of civil and criminal areas, including employment, corporate, and constitutional law. For instance, he authored the Court's opinion in *In re PSE & G Shareholder Litigation*, 173 N.J. 258 (2002), which articulated and applied a modified business judgment rule in upholding the dismissal of shareholder-derivative litigation. That opinion has been cited by numerous courts, including the U.S. Court of Appeals for the Second Circuit, the Court of Appeals for the State of California, and the Supreme Court of Minnesota. Other judicial opinions authored by Mr. Verniero have been cited by courts at different levels in Pennsylvania, Maryland, New Hampshire, Alabama, and Hawaii.

Mr. Verniero annotates and provides commentary to the *Rules Governing the Courts of the State of New Jersey*, a widely used reference guide for the legal profession published by Gann Law Books.

Mr. Verniero's essays on legal and public policy issues also are widely published and have appeared in such publications as *The Wall Street Journal*, *The New York Times*, *The Star-Ledger of Newark*, *The Philadelphia Inquirer*, the *Investor's Business Daily*, the *New Jersey Law Journal*, and *The Metropolitan Corporate Counsel*. He is the recipient of numerous honors and awards, including, most recently in 2014, a community service award for his efforts to reduce domestic violence in New Jersey and, in 2004, the Gatekeeper Award in recognition of his "leadership in restoring public confidence in the law," given by Common Good, a national bipartisan legal reform organization.

As a former state Attorney General, Mr. Verniero is a member of the Society of Attorneys General Emeriti and frequently attends meetings of the National Association of Attorneys General. At one national meeting, for example, he sat on a panel of current and former judges, offering insights on effective appellate advocacy before an audience of state solicitors and appellate chiefs. He similarly has lectured on effective appellate advocacy at meetings of various county bar associations in New Jersey.

Mr. Verniero began his career as a Law Clerk to the Honorable Robert L. Clifford, New Jersey Supreme Court. He also was an Adjunct Assistant Professor at the County College of Morris, where he taught business law.

Jeffrey S. Jacobson was recently appointed, Counsel to the Attorney General. Prior to his recent appointment, he was Director of the Division of Law. Prior to joining the Division of Law, Jacobson was a litigation partner at the firm of Debevoise & Plimpton LLP in New York City. His work focused on consumer and securities class action cases, and on the electronic discovery challenges presented by complex litigation and investigative matters. He also served as an active member of the firm's Privacy and Data Security Team. Recognized for his expertise in the areas of securities litigation, data protection and privacy, Jacobson has extensive experience appearing in the federal courts, as well as in New Jersey's trial-level and appellate courts. In addition to his litigation duties at Debevoise & Plimpton, he oversaw the firm's 200-member legal support staff, developed training programs for litigation associates and was a member of the firm's Hiring and Technology Committees.

Jacobson joined the Debevoise firm in 1997 and became a partner in 2005. He received his law degree from the Columbia University School of Law in 1996. He holds both a Master's Degree in Governmental Administration and a Bachelor of Arts in American Politics from the University of Pennsylvania. Jacobson has written extensively on class action and e-discovery strategies for such publications as the New York Law Journal, Class Action Litigation Report and Product Liability Law 360. He is a member of the advisory board of the Association of Certified E-Discovery Specialists, has been recognized for his securities litigation excellence in the IFLR Benchmark Litigation Guide, and was recommended in 2013 by The Legal 500 U.S. for securities litigation, as well as for data protection and privacy.

Jacobson is admitted to the bars of New Jersey, New York, Pennsylvania and Illinois. He is admitted to practice before the U.S. Supreme Court and the U.S. Court of Appeals for the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Ninth and D.C. Circuits. Prior to entering the private practice of law, Jacobson served as Assistant to the Commissioner and acting public affairs officer for the City of Philadelphia's Department of Streets.

NJ CLE Credit: This program has been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 1.2 hours of total CLE credit. Of these, 0.0 qualify as hours of credit for ethics/professionalism, and 1.2 qualify as hours of credit toward certification in civil trial law.

NY CLE Credit: 1.0 substantive credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: 1.0 substantive credits (\$1.50 mandatory registration fee required).

10:30 a.m. to 10:45 a.m. BREAK

10:45 a.m. to 11:45 a.m.

**CURRENT ISSUES IN NEW JERSEY TAXATION (HR Young Auditorium,
Bey Hall)**

This panel discussion will explore recent tax law cases, as well as other changes to the law and how they affect the structure and reporting of state taxes. Topics covered will include taxation generally (what is it, how does it operate (assessments, notices, hearings, etc.)); Tax Court practice; and new cases on issues such as local property tax exemptions.

Marlene Barnhart, is the Acting Chief of the Conference and Appeals Branch, Office of Counsel Services. Marlene began her career with the Division 20 years ago as a Field Auditor and has been with the Conference and Appeals Branch for 18 years working as a Liaison with the Attorney General's Office in defending the Director in Tax Court. Prior to being appointed to Acting Chief in November of 2013, Marlene supervised the Sales and Use Tax Team within the Branch. Marlene holds degrees in accounting and mortuary sciences.

Marlene Brown is the Section Chief of the Tax, Bankruptcy and Debt Recovery Section in the Division of Law. SDAG Brown has litigated cases in the Tax Court of New Jersey, Appellate Division, and Supreme Court of New Jersey involving all types of taxes and issues, including Corporation Business Tax, Sales and Use Tax, and Gross Income Tax. SDAG Brown received an Attorney General's Award for Excellence in Litigation in 2009 and in 2013, and was a NAAG Supreme Court Fellow in Washington, D.C. in 2011. SDAG Brown is a co-Vice Chair of the Supreme Court Committee on the Tax Court, was a co-Chair of the New Jersey State Bar Association's Government & Public Sector Lawyers Committee, and is a Court-trained mediator. SDAG Brown spent time in New York, Rhode Island, Europe and Washington, D.C., before attending Rutgers Law School-Newark and moving to New Jersey.

Michael J. Duffy is a Deputy Attorney General assigned to the New Jersey Division of Law's Tax, Bankruptcy and Debt Recovery Section. He has represented the Division of Taxation in hundreds of lawsuits concerning Corporation Business Tax, Sales and Use Tax, Gross Income Tax and Homestead Rebates. DAG Duffy previously was Of Counsel with the law firm of Morrison & Foerster LLP in New York City and Law Clerk to the Honorable Karen D. Russell, J.S.C. DAG Duffy graduated from Rutgers College, cum laude, in 1997 and Seton Hall University School of Law in 2002. He is currently pursuing an Executive LLM in Taxation from Georgetown University Law Center. DAG Duffy is admitted to practice law in the State of New Jersey, the State of New York, the U.S. District Court for the District of New Jersey, the U.S. Court of Appeals for the Third Circuit and the Supreme Court of the United States. He is a member of the American Bar Association, the New Jersey State Bar Association (NJSBA) and former co-chair of the NJSBA's Special Committee for Government and Public Sector Lawyers. DAG Duffy was recently appointed to the New Jersey Supreme Court Committee on the Tax Court for the 2014-2016 term.

Jacob Foy, Supervisor, Jacob supervises the New Jersey Division of Taxation's Education & Outreach Unit. Jacob started with the Division sixteen years ago in the Customer Service Center and has worked for the Problem Resolution Unit and the Taxpayer Service Walk-In Center. He was most recently a Case Advocate with the Division's Office of the Taxpayer Advocate (OTA) where he spent three years providing assistance to resolve ongoing taxpayer problems and disputed state tax issues. His experience with Sales Tax, Employer Responsibilities, Income Tax and Property Tax Relief Programs has placed him in leadership of the Education & Outreach Unit, where he focuses on educating Division staff and the public to better understand New Jersey tax responsibilities.

NJ CLE Credit: This program has been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 1.2 hours of total CLE credit. Of these, 0.0 qualify as hours of credit for ethics/professionalism.

NY CLE Credit: 1.0 substantive credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: 1.0 substantive credits (\$1.50 mandatory registration fee required).

OR

EVIDENCE RULES YOU NEED TO KNOW (Pollak Theatre)

Trial work requires knowledge of the NJ Rules of Evidence, the application of the rules and interplay with the Rules of Court. This presentation will help you enhance your trial skills with the evidence rules you need to know for your next civil trial.

AAG Kevin Jespersen is currently a Deputy Director of the Division of Law. He is a Certified Trial Attorney and has devoted almost all of his thirty-four year career to handling litigated civil matters. AAG Jespersen has tried over 40 cases to verdict in both jury and non-jury cases. His trials have taken place in both state and federal courts in New Jersey, as well as before the Office of Administrative Law.

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NY CLE Credit: 1.0 substantive credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: 1.0 substantive credits (\$1.50 mandatory registration fee required).

11:45 a.m. to 1:15 p.m.

LUNCH

1:15 p.m. to 2:15 p.m.

STRESS REDUCTION AND THE RPCS (HR Young Auditorium, Bey Hall)

This presentation will be a joint presentation of the Ethical rules pertaining to a DAG's behaviors and actions in his/her relationship with the client, legal tribunals, adversaries and the public, together with stress and emotional management techniques and tools to assist in maintaining these standards of conduct. In particular, this presentation will be addressing the General Standards of Conduct as set forth in L&PS supplemental code Sec. II, and RPCs 1.3 (diligence), 1.4 (communication), 3.3 (candor toward tribunals), 3.4 (fairness to opposing party and counsel) and 3.5 (impartiality and decorum). This presentation will be interactive, with the explanation and discussion of each rule to be followed by a discussion of a technique designed to assist the DAG in managing situations which may arise.

Susan Brown-Peitz is a Graduate of Rutgers Law-Newark 1982. She was in private practice from 1985 to 1993, wherein she specialized in land use law, commercial litigation and real estate transactions. She joined the Division of Law in 1993 and was assigned to the Division of Youth and Family Services (now Division of Child Protection and Permanency). She was at one time during her tenure, lead deputy and assistant section chief. From 2013 to present she has been assigned to the Professional Boards Prosecution section. Since November, 2014 she has been an Agency Ethics Liaison Officer for Division of Law, Newark.

Kathleen G. Williams is currently the Central Regional Manager for the Office of Employee and Organizational Development which services the Department of Law and Public Safety. In this capacity she provides consultation, coaching, and organizational development to all levels of staff within the Department. She has designed and presented training seminars on Leadership Enhancement, Change Management, Conflict Resolution, Managing Difficult Employees and other topics. She was the program manager for the NJSP's Law Enforcement Domestic Violence Project which provided training for law enforcement agencies throughout the state. Prior to her work with the New Jersey State Police and Department of Law and Public Safety, Ms. Williams provided consultation, training, and coaching to management in areas of policy development, program startup, team issues, and leadership. Former clients include law enforcement, hospitals, for profit/nonprofit agencies, and government entities in various parts of the country. Some of these are Aetna Hospital in Hartford Ct, Brooklyn Resource Center, Delaware Valley Counseling Centers, and York County, Pa. She developed and directed New Jersey's first Child Advocacy Center and provided technical support to other communities developing their own Centers.

Ms. Williams has presented at national conferences sponsored by Tufts University, Syracuse University, Presque Isle University, University of Pennsylvania, and the OJJDP in Washington, D.C. among others. Special projects have included development of a Regional Leadership Alliance for Nonprofit Directors in the Northeast and authoring the *Philadelphia Court School Manual*, a guide to preparing witnesses for court testimony which has been distributed by the US Department of Health and Human Services. She has served on a variety of state and regional committees and taught continuing education at Bryn Mawr Graduate School. She has Masters' degrees from Bryn Mawr College in Policy Administration as well as Clinical Social Work and is a Licensed Clinical Social Worker. Ms. Williams completed a post graduate executive degree in Leadership at Georgetown University. She is a certified executive coach, certified to administer the Myers Briggs Type Indicator, and a certified employee assistance professional. Other certifications include stress management and trauma response.

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NY CLE Credit: 1.0 ethics credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: 1.0 ethics credits (\$1.50 mandatory registration fee required).

OR

**REGULATORY ISSUES AND CURRENT TRENDS IN THE NEW JERSEY
DIVISION OF CONSUMER AFFAIRS (Pollak Theatre)**

This presentation will explore the various issues regulated by the New Jersey Division of Consumer Affairs, including securities, consumer protection, and professional boards. The panel, comprised of several experienced personnel from the agency itself as well as DAsG representing the agency, will discuss the different regulatory schemes that the agency uses, as well as notable cases, issues and trends.

Sandra Y. Dick, who has served as the section chief of the Consumer Affairs Counseling Section since 2002, began her career at the Division of Law in 1979, following graduation from Boston University School of Law in 1975, and a short stint with Legal Services for the Elderly. For nearly all of the past 36 years, she has represented or supervised representation of multi-member boards, committees and units of the Division of Consumer Affairs (at last count numbering fifty).

Amy G. Kopleton is the Deputy Bureau Chief for the New Jersey Bureau of Securities. The Bureau is part of the NJ Office of the Attorney General, Division of Consumer Affairs. In addition to her daily work, she has been on several panels including the Practicing Law Institute and has appeared on *American Greed*. Ms. Kopleton received her J.D. degree from Brooklyn Law School in 1996 and her B.S. degree in Management from Tulane University in 1993. Ms. Kopleton is admitted to the bar in New Jersey and New York. Her first year out of law school Ms. Kopleton clerked in the Passaic County Courthouse for the Honorable Arthur Dwyer, and the Honorable W. Hunt Dumont. She then joined Eichenbaum, Kantrowitz, Leff and Gulko, L.L.C. as an associate before joining the Bureau. Ms. Kopleton has been with the Bureau since 1999.

Bindi Merchant, is a Deputy Attorney General with the Division of Law in the Professional Boards Prosecution Section. Her practice focuses primarily on prosecuting health care professionals and providers before their licensing boards and the Office of Administrative Law. She has developed a particular specialty in the Board regulations as it pertains to the single Ambulatory Surgical Centers (“ASCs”). More specifically, she serves as the liaison between the Enforcement Bureau and Board of Medical Examiners (“BME”) for ASC inspections which includes, but is not limited to, reviewing reports outlining deficiencies, sending letters requesting plans of correction and reviewing the plans of corrections with the BME. Outside of the ASC work, she has also developed an expertise and has successfully prosecuted cases involving federal anti-kickback statutes, impairment, and indiscriminate prescribing before the BME. She has also successfully argued before the Appellate Division advocating for the BME. Prior to joining the State, she clerked for the Honorable Shirley A. Tolentino, Civil Division, Hudson County. DAG Merchant is a graduate of Rutgers University and Seton Hall Law School, with a concentration in Health Law.

Cindy K. Miller is currently the Deputy Director of the New Jersey Division of Consumer Affairs overseeing all of the Division's consumer protection units. When appointed as Bureau Chief of the Division's Office of Consumer Protection in 2009, Cindy served as the administrator in charge of the consumer protection agency that investigates conduct in violation of New Jersey's Consumer Fraud Act and its accompanying administrative regulations. As Deputy Director, Cindy also serves as the liaison with Division of Law Deputy Attorneys General regarding pending investigation and litigation matters and reviews and provides recommendations regarding settlements of pending administrative and civil disputes, pending legislation and proposed administrative regulations.

Prior to her appointment at Consumer Affairs, Cindy spent several years engaged in the private practice of law at her office in Westfield (Union County), New Jersey. Before establishing her law practice, Cindy served as a Deputy Attorney General/ Assistant Section Chief and Senior Deputy Attorney General for the State of New Jersey for 17 years representing the Board of Public Utilities, the Division of Consumer Affairs, the Bureau of Securities, and the University of Medicine and Dentistry of New Jersey among other agencies of state government. Before her state service, Cindy spent time developing her skills and talents as a legal services attorney in Mercer County, as an assistant deputy public defender in Middlesex County and as an associate at a small general practice law firm in Union County. Cindy is a trained mediator and served for several years mediating civil action matters (consumer, auto lemon law, commercial and business transactions) for the New Jersey Superior Court Presumptive Mediation Program. She is a member of the New Jersey State Bar Association and has served as a member and as the Chairperson of the Bar Association's Consumer Protection Law Special Committee and as a member of the Bar Association's Legislative Standing Committee and Special Civil Part Special Committee. Cindy has served as a faculty member at the New Jersey Judicial College where she taught consumer protection law to New Jersey trial judges. She has also served as a member of the Supreme Court of New Jersey District Ethics Committee for Union County (District XII) and as a member of the Supreme Court of New Jersey Ad Hoc Committee on Law Firm Trade Names. She received her B.A. degree from Indiana University (Bloomington IN) (with Honors in Forensic Studies and with Distinction) in 1975 and received her J.D. degree from Temple University School of Law (Philadelphia PA) in 1978. Cindy has been admitted to the New Jersey Bar and admitted to practice in the United States District Court for the District of New Jersey since 1978.

David M. Puteska is a Deputy Attorney General and Assistant Section Chief of the Professional Boards Prosecution section a position he has held since 2009. David came to the Division of Law in 1998 following a clerkship in the Superior Court with the Hon. Mark M. Russello and two years as an Associate at the law firm of Greenstone and Greenstone. David has handled a variety of assignments during his 17 years at the DOL including representing the Office of Consumer Protection, Bureau of Securities and multiple professional boards. For most of 2012 David served as the Acting Deputy Director of the Division of Consumer Affairs where he supervised over 200 staff members who support the more than 40 professional boards and committees. In August 2014, David was named by Director Jeffrey Jacobson as the Administrative Prosecutions Coordinator for all Controlled Dangerous Substance cases prosecuted by the Division of Law. David has also served as a longtime member of the District

VA Ethics Committee where he investigates and prosecutes attorney ethical transgressions.

Lorraine K. Rak is currently a Deputy Attorney and Section Chief of the Consumer Fraud Prosecution Section, a position she has held since November 2003. In that position, Lorraine is responsible for the supervision and management of the Deputy Attorneys General who represent the New Jersey Division of Consumer Affairs (“Division”) in investigations and litigations arising under the New Jersey Consumer Fraud Act, and related statutes and regulations. Lorraine’s work also includes the representation of the Division in complex matters, which have included litigation against a third party supplier of gas and electric, and representation of New Jersey in the State-Federal Mortgage Servicing investigations and settlements. In the aftermath of Superstorm Sandy, Lorraine coordinated and supervised the efforts to identify and prosecute those businesses identified as selling merchandise at excessive prices (e.g. price gouging), which included the issuance of approximately 225 administrative subpoenas, commencement of 26 Superior Court actions and 4 other settlements. Lorraine joined the Division of Law in 1993, as a Deputy Attorney General in the Tort Litigation Section. In 1999, Lorraine was assigned to the Public Transportation Section and in 2000, to the Consumer Affairs Prosecution Section, a position she held until she was appointed Section Chief. Following graduation from Cornell Law School, Lorraine spent seven years as a litigation associate at Shearman & Sterling in New York City. Lorraine graduated from Seton Hall University with a B.A. in Political Science. Lorraine is admitted to the bars of New Jersey, New York, the United States District Courts for the District of New Jersey and the Southern, Eastern and Northern Districts of New York, as well as the United States Courts of Appeals for the Second, Third and Fourth Circuits.

DAG Joshua I. Sherman has been a Deputy Attorney General with the New Jersey Office of the Attorney General, Division of Law, since May 2014. He is the Assistant Chief of the Securities Fraud Prosecution Section, which represents the New Jersey Bureau of Securities and other State agencies in securities litigation matters. Prior to joining the Division of Law, Josh worked for over seven years as a litigation associate at Dechert LLP in New York, where he worked on securities litigation, commercial litigation, and white collar criminal defense, among other types of cases. From 2004-2006, he served as law clerk to the Hon. Freda L. Wolfson, U.S.D. J. for the District of New Jersey. Josh earned a B.A. in Political Science from the University of Michigan in 2001 and a J.D. from Rutgers School of Law-Newark in 2004.

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2:15 p.m. to 2:30 p.m.

BREAK

2:30 p.m. to 3:30 p.m.

**THE REGULATION OF MIXED MARTIAL ARTS IN NEW JERSEY (HR
Young Auditorium, Bey Hall)**

This presentation will provide a general overview of the proper oversight and control over professional and amateur mixed martial arts events held in the State of New Jersey. Topics include: medical and licensing issues, staffing concerns, contractual issues, drug testing, revenue generation and collection, disciplinary penalties and handling appeals. Further topics discussed will be: 1) Performance Enhancing Drug Testing Notification, Type and Time of Collection, Lab Used, the B Sample, Chain of Custody, Appeals Hearings, Penalty Pronouncement; 2) Disciplinary Penalties; Palhares heel hook, High touching referee, Mutapcic corner substances, fighting or cornering under suspension; 3) Medical Issues, Alves AVM, Williams aneurysm, Abdusalamov lawsuit, Hepatitis C, Therapeutic Use Exemptions; 4) Legal Issues: Transgender fighters, the non-sanctioned fight, artificial limbs, down syndrome; 5) Staffing Concerns, Conflicts, Social Media; 6) Contractual Disputes Manager-Contestant, Promoter-Contestant, Immigration issues; and 7) Revenue, Proper Collection Methods, Revenue Generation per Event.

Nicholas Lembo graduated from The Pennsylvania State University with a bachelor of science degree. After receiving his juris doctorate degree in Miami, Florida and interning with the Broward County Attorney's Office, he received a masters of law degree in taxation from Villanova University School of Law. He is a member of the New Jersey, Washington DC, and Florida bars. He formerly served on the Villanova University School of Law Sports and Entertainment Law Alumni Advisory Board. He became a Deputy Attorney General for the State of New Jersey in 1995 and has served as Counsel to the New Jersey State Athletic Control Board since that time. He served as New Jerseys representative on the National Association of Attorney Generals Boxing Task Force from 1998 to 2000. With specific regard to the sport of mixed martial arts, Nicholas has chaired, or is chairing, Association of Boxing Commissions committees such as Rules Review, Training and Officiating, Gloves and Equipment, Matchmaking, and Amateurs. Nicholas was involved in the drafting and passage of the unified rules for professional mixed martial arts as New Jersey, in 2000, was the first North American jurisdiction to fully legalize and completely regulate mixed martial arts events. These unified rules of mixed martial arts are now followed by most States, sovereign nations, and several countries. In 2005, Nicholas then authored the creation of an amateur rule set for the sport, which has since been used as a model by several other jurisdictions. In the first use of instant replay in the sport's history, Nicholas utilized replay on November 26, 2008 to call an unseen tap out and declare the stoppage of a bout. Nicholas has conducted numerous referee, judging and inspecting seminars and has personally appeared, submitted testimony or writings, and/or provided opinions to those involved in the passage and regulation of the sport, in California, Calgary, Delaware, Florida, Maryland, Massachusetts, Michigan, Ohio, Tennessee, Georgia and Washington DC, at their request. Nicholas also traveled to Moscow, Russia after being asked to act as an expert consultant to oversee and review the first major professional event held there. Nicholas was selected as the expert panelist for the discussion of the mixed martial arts documentary film, Renzo Gracie: Legacy, upon its premiere in 2008 in Philadelphia, PA at the

inaugural United States Sports Film Festival. He was inducted into the New Jersey Boxing Hall of Fame in Garfield, NJ in 2008. In 2010, Nicholas received an Outstanding Contribution to the Sport of Mixed Martial Arts award, in Orlando, FL, from the American Association of Professional Ringside Physicians. Also in 2010, in Atlantic City, Nicholas was selected for entry into the Action Martial Arts Magazine Hall of Fame. He was a selected presenter to the United States Marine Corps Martial Arts program in 2011 at Quantico, VA. He was a featured speaker at the 2011 in Philadelphia, PA at the annual meeting of the Joint Conference of Sports Medicine and Science. He has been quoted on combat sports in media such as the Associated Press, The Baltimore Sun, The Chicago Tribune, ESPN, The Los Angeles Times, The New York Times, The New York Daily News, The Press of Atlantic City and Time Magazine. He has been featured in publications such as Extreme Fighter, Fighters Only, Fight, Full Contact Fighter, Muay Thaimex and Ultimate Grappling.

Munah Holland has been a student of Tiger Schulmann's Mixed Martial Arts for over 20 years and is a Master Black Belt Instructor. Fourteen years ago she decided to change her career and become a full time Instructor, Manager of TSMMA in N. Plainfield, NJ and a Fighter. Munah is a certified "Women safety" Instructor (Rape-Crisis and Awareness) and has taught seminars in her local community for the past 14 years. She has competed in over 50 Martial Art and Boxing Tournaments in the past 14 years, among them the NY Golden Gloves, USA Boxing Nationals, Golden Glove Nationals, Chuck Norris's World Combat League, Combat at the Capitale, Ring of Combat, Invicta and Bellator. Munah considers herself humbled by her experiences which have helped her to be open-minded and to look at everything with a very broad perspective when needed or with microscopic detail when necessary. She is truly passionate about her involvement in martial arts whether it is competing, teaching, inspecting with the NJSACB and judging with NJSACB. Some of the titles she holds include: the 2012 NJ State MMA Female Fighter of the Year, the 2007 NY Daily News Golden Glove Champion, the 2007 Women's National Silver Medalist, the 2007 Women's National Golden Glove Silver Medalist, the 2004 NY Metro Boxing Champion, the 2004 Ranked #1 National Boxer and the 2004 NY Daily News Golden Glove Silver Glove Champion.

Paul Querido has been involved in martial arts for over 27 years. He has been the head instructor of Tiger Schulmann in North Plainfield for 25 years. During his 25 years he has trained thousands of students, from local, state and federal law enforcement to actors to high level executives on Wall Street. Several of the people he has trained have gone on to do extremely well, not only in the professional fighting circuit, but in their careers as well. He spent 7 years as the trainer and head corner man for the Tiger Schulmann amateur fight team, where he was responsible for the scheduling and maintaining of their training as well as matchmaker for the fighters. Paul was in charge of making sure the match ups were fair and competitive. Currently he is working with Bellator MMA the second largest Mixed Martial Arts competition in the country. His roll with them is Cutman, wherein his responsibilities include wrapping the fighters before the fight, helping them with their weight cut pre fight, and during the fight his job is to patch the fighters up long enough to get them thru the rest of the fight. He has had the opportunity to work and train with not only the best fighters from all over the world, but to work with their coaches as well.

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NY CLE Credit: 1.0 substantive credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: 1.0 substantive credits (\$1.50 mandatory registration fee required).

OR

**NEW JERSEY REGULATION OF GAMING AND RELATED ISSUES
(Pollak Theatre)**

For this panel discussion, experienced experts from various state agencies, including lottery, racing, legalized games of chance and various casino regulators, will explore the various aspects of New Jersey's regulation of different gaming activities, and related trends and issues.

Dianna Fauntleroy, Esq. received her Juris Doctor degree from Rutgers School of Law, Camden, New Jersey in 1985, and was admitted to the New Jersey Bar and the United States District Court of New Jersey the same year. She was formerly a partner in the law firm of Bennington and Williams, a member of the firm of Richard T. Fauntleroy, P.C., an Adjunct Professor at Atlantic Cape Community College, Legislative Counsel for Atlantic City Council and Municipal Judge for the City of Pleasantville. She currently is, and has been, the General Counsel and Executive Secretary for the New Jersey Casino Control Commission since August of 2003. Mrs. Fauntleroy served for many years on the Supreme Court of New Jersey's District I Fee Arbitration Committee and was a member of the Garden State Bar Association, American Bar Association, South Jersey Lawyer's Association and the Atlantic County Bar Association. She remains a member of the New Jersey State Bar Association where she served as a member of the General Council Executive Committee, the Judicial Administration Section and the Public Relations Committee. She is currently a member of the State Bar Association's Gaming Law Section, Labor and Employment Section and Minorities in the Profession section. Mrs. Fauntleroy has lectured on Gaming Law at several New Jersey Continuing Legal Education seminars including the 2009, 2010 and 2011 New Jersey Institute for Continuing Legal Education Atlantic City summer conferences. She is also a member of Alpha Kappa Alpha Sorority, Incorporated, the Board of Trustees of the Family Services Association of South Jersey, Parliamentarian and Lead Teen Advisor of the Atlantic City Chapter of Jack and Jill of America, Inc., Troop Committee Chair, Troop 389 of the Boy Scouts of America, and is a member of the University of Miami and Rutgers School of Law Alumni Associations.

AAG Stuart M. Feinblatt has been an Assistant Attorney General for Litigation (Division-wide) for the Division of Law since 2012. In that capacity, besides providing advice and counsel on dozens of cases, he has briefed and argued several complex cases involving a variety of issues before numerous courts including the New Jersey Supreme Court and the Third Circuit Court of Appeals. Among other things, Stuart is currently defending a case for the New Jersey Racing

Commission challenging the constitutionality of certain amendments to the Off-Track and Account Wagering Act. Prior to joining the Division of Law, Stuart was in private practice as a litigation partner with the firm of Sills Cummis & Gross P.C. Stuart earned his B.A. in history from Rutgers College and earned his law degree from the Columbia University School of Law.

Roger E. Gibson is a Deputy Attorney General assigned to the Pensions and Financial Transactions Section at the Division of Law where he represents the New Jersey Lottery Commission and the Division of State Lottery. Roger also represents the Division of Purchase and Property, primarily in the field of information technology contracting and transactions. Before joining the Division of Law, he graduated Magna Cum Laude from Widener University School of Law in Delaware and clerked for the Honorable Marie E. Lihotz, J.A.D., on the Superior Court of New Jersey, Appellate Division.

Lieutenant Michael T. Kane has been a member of the New Jersey State Police for over twenty years and is currently assigned as the Assistant Bureau Chief of the Casino Gaming Bureau. The Casino Gaming Bureau was established in 1988 to enforce all New Jersey criminal statutes within the Atlantic City casinos, as well as the provisions of the New Jersey Casino Control Act. In order to accomplish this task, the Casino Gaming Bureau works in concert with the New Jersey Division of Gaming Enforcement and the New Jersey Casino Control Commission. The Casino Gaming Bureau is comprised of the Casino Operations Unit, the Special Investigations Unit, the Intelligence Management Unit and the Casino Services Unit. Lieutenant Kane's duties consist of the supervision and coordination of the operational, investigative and administrative functions of the Casino Gaming Bureau. Lieutenant Kane meets periodically with the Director of the Division of Gaming Enforcement to coordinate efforts to preserve the integrity of the Atlantic City casino industry. Additionally, he serves as the liaison officer between the Casino Gaming Bureau and the Atlantic City law enforcement community to ensure effective communication related to operational and investigative matters. This responsibility also includes the management of critical incidents and the strategic planning for larger events within the Atlantic City Tourism District. During his career, Lieutenant Kane has been assigned to the Casino Gaming Bureau as a Detective Sergeant within the Special Investigations Unit, the bureau's Operations Officer and Unit Head of the Intelligence Management Unit.

Afshien (Shane) Lashkari is a Senior Engineer for the Technical Services Bureau (TSB). His career at the TSB has spanned 13 years with a wide range of roles and responsibilities including engineering analysis and management. Shane has worked on integral projects that included casino openings, as well as the review and approval of mobile gaming and Internet gaming systems. Shane Lashkari holds a BS in Electrical Engineering from Rutgers University, and an MBA from Stockton University.

SDAG Nancy Costello Miller is assigned to the Consumer Affairs Counseling Section. She graduated with honors from Caldwell College, Caldwell, New Jersey, and from Seton Hall Law School where she served as Editor-in-Chief of the Law Review. After clerking for the Honorable David D. Furman in the Appellate Division, Nancy joined the Division of Law. She has represented several State agencies over the years, and currently focuses on professional boards licensing and disciplinary matter, regulatory initiatives, and appellate matters.

Robert A. Moncrief Jr. currently works as a Deputy Attorney General in the Internet Gaming Section of the New Jersey Division of Gaming Enforcement. Prior to working at the Division of Gaming Enforcement, Robert served as Counsel at the Casino Control Commission in its Compliance Division. In total Robert has worked in the gaming industry for over seven years. Prior to working in gaming Robert served as an Assistant Prosecutor in Cape May and Cumberland Counties in New Jersey. As an Assistant Prosecutor Robert worked on trial teams and handled various types of criminal matters, however, his primary focus was in prosecuting crimes against children.

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