



The Advocacy Institute Is Pleased to Announce

PROGRAM ANNOUNCEMENT

2015 ALL DAY ETHICS PROGRAM

December 1, 2015

9:30 a.m. to 3:45 p.m.

NJ Forensic Science & Technology Center

1200 Negron Drive

Hamilton, New Jersey

Program Summary

This program is intended to provide attorneys with an excellent opportunity to obtain up to 5.2 Continuing Legal Education ethics credits for attending three presentations. Those interested in attending this program may seek to register for just **one, two or all three presentations**; the descriptive summaries of which are attached.

Who Should Attend?

This presentation is open to all government attorneys, space allowing.

Who Is the Faculty?

See attached.

CLE Credit

NJ CLE Credit: This program had been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for up to 5.2 hours of total CLE credit. Of these, up to 5.2 qualify as hours of credit for ethics/professionalism.

NY CLE Credit: up to 5.0 ethics credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: up to 4.0 ethics credits (\$1.50 per credit mandatory registration fee required).

How Do I Register?

State Employees

Most State employees are able to register for this course by going to <http://reg2.dcj.lps.state.nj.us/lpcreg/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://reg2.dcj.lps.state.nj.us/lpcreg/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://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.

COURSE DESCRIPTIONS AND FACULTY INFORMATION

THE ETHICAL MINEFIELD OF SOCIAL MEDIA

(9:30 a.m. to 11:30 a.m.)

This presentation will explore the ethical issues that the social media explosion is causing in the courtroom, from jurors obtaining information on their smart phones to lawyers "friending" judges that they appear before in court. This training uses real world examples to explain the social media impact and to make attorneys aware of RPC issues created by this technology. If you have seen this course before, the material has been updated to reflect changing case law.

Deputy First Assistant Prosecutor Lori Linskey joined the Monmouth County Prosecutor's Office in January 2013. In this capacity, she handles administrative and management matters for the Prosecutor's Office including overseeing the office's Appellate and Family Divisions and Professional Responsibility and Forfeiture Units. Prior to assuming her current position, she served the New Jersey Division of Criminal Justice as Senior Counsel for more than 15 years and was the Acting Chief of the Prosecutors Supervision & Coordination Bureau prior to her departure. DFAP Linskey served as the Ethics Liaison Officer for DCJ for more than 10 years and provided legal advice to the County Prosecutors on a wide array of issues including: conflicts and supersession matters, management issues and regulatory firearms matters. DFAP Linskey received an Attorney General Award for her work revising New Jersey's Eyewitness Identification Guidelines.

CLE Credit

NJ CLE Credit: This program had been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 2.0 hours of total CLE credit. Of these, 2.0 qualify as hours of credit for ethics/professionalism.

NY CLE Credit: 2.0 ethics credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: 1.5 ethics credits (\$3.00 mandatory registration fee required).

E-MAIL ETIQUETTE AND THE RPCS

(11:45 a.m. to 12:45 p.m.)

What you (and your client) should consider before hitting "send" or more importantly "reply all." Is that e-mail privileged? Will my adversary see it? Will the public see it? Does the recipient understand that simply forwarding the e-mail could waive the privilege not only for this e-mail, but for the entire chain? Learn about what should or should not be in an e-mail, and the RPC implications of this indispensable tool.

Brian Lipman is the Litigation Manager for the New Jersey Division of Rate Counsel. The Division of Rate Counsel represents the interests of ratepayers in hearings where a public utility seeks a rate increase. The Division also participates in other state and federal utility matters to protect the interests of New Jersey ratepayers. Prior to joining the Division, Mr. Lipman was a

Deputy Attorney General in the Division of Law. He last served as the Assistant Section Chief for the Public Utilities Section which is involved in a variety of federal energy matters before the Federal Energy Regulatory Commission and the U.S. District Court. Mr. Lipman also advised the Board on matters pending before the Board. Before rejoining the BPU section, Mr. Lipman served as a DAG in the Affirmative Litigation and Civil Rights Sections. In the Affirmative Litigation Section, Mr. Lipman worked on mortgage fraud matters as well as other cases for a number of administrative agencies, including the Election Law Enforcement Commission. In the Civil Rights Section, Mr. Lipman served as legal counsel to the Division on Civil Rights and prosecuted cases on behalf of the Division. Before joining the Division of Law in 2003, Mr. Lipman represented private employers in employment litigation matters as an associate with the firm of Carpenter, Bennett & Morrissey from 2001 to 2003 and an associate with the firm Genova, Burns & Vernoia from 1997 to 2001. Mr. Lipman also represented federal employees in employment litigation as an associate at the firm of Schnieder, Frieberger & Kastner in 1997. He clerked at the Monmouth County Prosecutor's Office. Mr. Lipman graduated from Rutgers School of Law-Camden, with honors in 1995, winning the Arthur T. Vanderbilt award for Legal History and from The American University with a B.S. in political science in 1992. He was a pupil in the Sidney Rietman Inns of Court in 2000-01.

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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).

ETHICS REVIEW FOR LAW AND PUBLIC SAFETY ATTORNEYS (1:45 p.m. to 3:45 p.m.)

This presentation will review the Conflicts of Interest Law, N.J.S.A. 52:13D-12 to -28; the State Ethics Commission Rules, N.J.A.C. 19:61-1.1 to -7.5; the Uniform Ethics Code; and the Department of Law and Public Safety Supplementary Code of Ethics. This presentation will focus on specific subject areas most likely to affect L&PS attorneys, including potential conflicts of interest, gifts, attendance at events/travel, outside activities, secondary employment, and political activity. It also will focus on the ethics review process and the information needed to consider requests to attend events/travel and requests to engage in an outside activity or employment.

AAG Gregory Spellmeyer is the Director of the Office of the Attorney General's Legal Affairs and Employee Relations Office. AAG Spellmeyer provides legal guidance to various programs within the Department, including the New Jersey Office of Emergency Management, the Department's Human Resources Office. Prior to joining the Legal Affairs and Employee Relations Office, AAG Spellmeyer served in various supervisory and non-supervisory positions within the Division of Law, including Assistant Section Chief of the Corrections and State Police

Section and was a member of the Division's Litigation Practice Group. Upon graduating from Rutgers University School of Law, Newark, AAG Spellmeyer served as a law clerk for the Honorable Herman D. Michels, P.J.A.D. He received his B.A. from Franklin & Marshall College where he graduated *cum laude* and was a member of Phi Beta Kappa.

Phillip Dowdell is a Deputy Attorney General in the Attorney General's Legal Affairs and Employee Relations Office. Among his various duties and responsibilities, DAG Dowdell is the Chief Hearing Officer in the Department of Law and Public Safety, where he conducts disciplinary and grievance hearings, and provides training and guidance to the Department's Management Representatives and other Hearing Officers. Prior to joining the Legal Affairs and Employee Relations Office, DAG Dowdell served in the Attorney General's Office of Law Enforcement Professional Standards, (OLEPS) where he assisted the Director of OLEPS in oversight and monitoring of the Division of State Police. DAG Dowdell also represented the Division before the Office of Administrative Law and the Appellate Division of the Superior Court of New Jersey. Prior to joining the Office of the Attorney General, DAG Dowdell was in private practice and was an Assistant Corporation Counsel in the City of Newark's Law Department, where he was Chief of the Labor Section, Legal Advisor to the City's Police Department, and engaged in state and federal litigation.

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