



The Advocacy Institute Is Pleased to Present

PROGRAM ANNOUNCEMENT

2016 DIVISION OF CONSUMER AFFAIRS IN-SERVICE

**October 26, 2016
10:00 a.m. to 2:00 p.m.
124 Halsey Street
7th Floor Monmouth Conference Room
Newark, New Jersey**

PLEASE READ: NOTICE REGARDING COURSE MATERIALS

All materials for New Jersey Attorney General's Advocacy Institute continuing legal education courses are now available electronically through the Advocacy Institute website: www.njadvocacyinstitute.com. Materials will be posted to the website approximately one week before the course date.

The institute will no longer provide paper copies of course materials. This policy is effective immediately and is within the guidelines of the New Jersey Board of Continuing Legal Education and the Pennsylvania Continuing Legal Education Board. Please follow the procedure below to obtain course materials:

- Click on the Course Information tab.
- Select Course Materials from the drop-down menu.
- Click on the course that you are registered for. Courses are listed alphabetically by title.
- Most courses will have two files; a file containing class materials that you should bring to the session and a file with reference materials such as statutes, regulations and cases.
- Print the documents in the class materials file and bring them with you to the session.
- You have the option of printing the documents in the reference materials file or downloading them to a computer or mobile device.

Program Summary

This is an in-service program intended for members of the Division of Consumer Affairs. The program will include two presentations, which will cover substantive topics and professionalism, the summaries for which are attached to this announcement.

Who Should Attend?

This program is only open to members of the Division of Consumer Affairs and other invited guests. Please do not attempt to register for this program if you are not a member of the Division of Consumer Affairs or have not been otherwise invited to attend.

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 3.2 hours of total CLE credit. Of these, up to 2.0 qualify as hours of credit for ethics/professionalism.

NY CLE Credit: up to 3.0 substantive credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: up to 2.5 substantive 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.

**LIST OF COURSES AND PRESENTERS
(IN ORDER OF APPEARANCE)**

**THE NUTS AND BOLTS OF ATTORNEY/CLIENT PRIVILEGE AND THE WORK
PRODUCT DOCTRINE IN THE GOVERNMENT CONTEXT
(10:00 A.m. to 12:00 p.m.)**

This seminar will provide the nuts and bolts of the law and practice involving the attorney/client privilege, deliberative process privilege and the attorney work product doctrine. The course will address the law and issues that relate to applying these doctrines in the government context, including practical tips on dealing when requests or demands are made for records which include privileged or protected materials.

AAG Brian F. McDonough is an Assistant Attorney General with the Affirmative Civil Enforcement Practice Group. Prior to joining the Division of Law, he was in private practice with a national law firm for twenty nine years where he specialized in securities and commercial litigation in the New York and New Jersey state and federal courts, as well as in arbitration tribunals throughout the country. Throughout the course of his career he has also devoted significant amounts of time to pro bono civil rights and capital post-conviction litigation. He began his career as a law clerk to former New Jersey Supreme Court Justice Robert Wilentz.

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 substantive credits (pursuant to the approved jurisdiction policy).

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

**PRIVACY LAW AND ENFORCEMENT
(1:00 P.m. to 2:00 p.m.)**

In the age of the Internet, the easy collection, rapid transfer, and frequent sale of consumer information is often at odds with individuals' right to privacy, or "the right to be left alone." With few exceptions, the collection and exchange of consumer information remains largely unregulated, and law enforcement consists of a patch work of State and Federal authorities. This presentation will provide an overview of the various categories of privacy, including information privacy, outline several regulated "sectors", highlight important federal and State enforcement actions, and compare and contrast the approach to privacy in the United States with other countries.

Elliott M. Siebers is a Deputy Attorney General and has worked for the Division of Law since April 2014. He is a member of the Division's Government and Healthcare Fraud Section and Internet Privacy Working Group. The working group enforces various State and federal laws relating to online consumer privacy and data security, and represents the Cyber Fraud Unit of the New Jersey Division of Consumer Affairs, Office of Consumer Protection. Elliott received a B.S. from the University of Wisconsin (2006), and a J.D. from Brooklyn Law School (2012). He is also recognized by the International Association of Privacy Professionals (IAPP) as a Certified International Privacy Professional/United States (CIPP/US).

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 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).