



NEW LOCATION!

YLD Mid-Winter Thaw January 18-19, 2019 Omni Mont-Royal, Montreal

Schedule

Friday, January 18, 2:00-3:15pm
***VT Judiciary Case Management System Update**
(1.25 MCLE Credits—includes .5 Ethics)

Hon. Katherine A. Hayes, VT Superior Court
Andrew Stone, JD, NG-CMS Team Leader, VT Judiciary
Mike Kennedy, Bar Counsel

The rollout of the Vermont Judiciary's new Next Generation Case Management System (NG-CMS) begins in 2019! This panel will describe the plan for phased rollout to the Judicial Bureau, Southern and Northern Counties of the Superior Court, Environmental Division, Attorney Regulation and Professional Responsibility Board, and Supreme Court. Presenters will also provide a detailed preview of systems for electronic filing (which will be required in all cases in all divisions and courts for attorneys), and for reviewing case files, receiving case related documents and orders, and viewing calendars. In addition, the discussion will include ethics issues related to e-filing. There will also be a sneak preview of the system in a test environment and a question and answer period. As the rollout of the NG-CMS continues through 2020, the Judiciary plans future up-dates and presentations.

*Note: Approved and certified to satisfy Rules 12(a)(1) and 15 (c) of the Vermont Rules of Admission

Friday, January 18, 3:30-4:30pm
The "WeCan'tRememberTheNumber"
Annual Ethics Bowl
(1.0 Ethics Credit)

Michael Kennedy, Bar Counsel

Mike Kennedy will present ethics in a pub quiz format, with attendees striving to join the ranks of the select few who can ethically list "Thaw Bowl Champion" on their resumes and social media profile. The reigning champions have won 4 consecutive Thaw Bowls. Can anyone de-throne them? Sign up to try!

Saturday, January 19, 8:45-10:00am
Estate Litigation and How to Avoid It
(1.25 MCLE Credits)

F. Rendol Barlow, Langrock Sperry & Wool, LLP
James W. Swift, Langrock Sperry & Wool, LLP

With an aging population and more complex family situations, litigation over estate plans is increasing. Often the estate plan is challenged for "undue influence" or lack of capacity. This seminar addresses the most common causes of estate planning litigation and how basic techniques by the drafting attorney can minimize the risk of challenges.

Broaden Your Appeal: Effective Appellate Advocacy in SCOV and 2d Circuit
(1.25 MCLE Credits)

Hon. Peter W. Hall, US Second Circuit Court
Hon. Marilyn Skoglund, VT Supreme Court
Bridget C. Asay, Stris & Maher LLP

Ever wonder how decisions are assigned to judges/justices in the Second Circuit and Vermont Supreme Court? How about the workload facing our appellate judges/justices? Should you prepare your case in the Vermont Supreme Court differently than in the Second Circuit? What if you are handling an appeal and you were not trial counsel? This panel will discuss all of this and much more in an engaging environment! Come, learn, and get your questions answered by seasoned appellate jurists.

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Schedule Continued

Saturday, January 19, 11:45-1:45pm
Mediation: Strategy & Advice from Mediators & Practitioners (2.0 MCLE Credits)

Erin Miller Heins, Langrock Sperry & Wool LLP
Alexander J. LaRosa, MSK Attorneys
Jennifer E. McDonald, Downs Rachlin Martin PLLC
James W. Spink, Sheehy Furlong & Behm PC

This panel presents the perspectives of both mediators and practitioners on approaches to mediation and maximizing the chances of successfully resolving your dispute. The panel will discuss circumstances that are ripe for mediation, how to best prepare for mediation, managing your client through the process, negotiation strategies, the mediator's toolbox, and how to get stubborn parties unstuck.

Getting Paid: Best Practices for Solo & Small Firm Practitioners (2.0 MCLE Credits)

Fritz Langrock, Langrock Sperry & Wool, LLP
Alycia M. Sanders, Fitts, Olson & Giddings PLC
James Valente, Costello, Valente & Gentry, PC

During this session, there will be short presentations on each of the following topics:

- (1) You Deserve to Get Paid: It is not unusual for lawyers to struggle with the amount of their hourly rate, or with feeling justified in billing clients the full cost of the work they've done. We will examine barriers to asking for compensation, ways to use billing to tell an effective story for the client about the value you've provided, and coming to terms with the worth of your services.
- (2) Pricing Your Services So People Can Pay You: Fritz Langrock will share some of his extensive research into and experience with flat-fee services, unbundling, and other creative approaches to billing that allow clients more financial flexibility and improve their access to the services and expertise they need, at costs they can afford.
- (3) Collections: There won't be an attorney in the room who hasn't lost income to unpaid bills. We will share best practices for collection, beginning with the moment the fee agreement is signed.

We hope to spark lively discussion on all three topics, and for participants to walk away with new approaches they can examine and apply in their own practices.



Saturday, January 19, 2:00-3:15pm
Going Public (1.25 MCLE Credits)

T.J. Donovan, Jr., VT Attorney General
Steven M. Brown, Windham Co. State's Attorney's Office
Jill P. Martin, VT Prisoner's Rights Office
Tim Doherty, Downs Rachlin Martin PLLC

Public service lawyers face challenges that are rare in private practice. Public servants are often exposed to extraordinary amounts of trauma and gore. They must learn and take orders from entrenched leaders with varied abilities to manage. Their compensation structure is rigid and it's often unclear how to advance on merit. Whether public defenders, prosecutors, state or federal employees, they face unfounded, demoralizing stigma and prejudice. They must navigate the uncertain political consequences of legal decisions, and an often unmanageable workload. Most CLEs for public servants are meant to address methods of practice and new developments in the law or relevant technology, but there is little training for what to do when you can't sleep at night. This is meant to be a discussion of the issues that keep public servants awake, and how to fix them.



The Young Lawyers Division would like to thank our sponsor

Vermont Law School

FOR THEIR GENEROUS SUPPORT OF THE
2019 MID-WINTER THAW

RECEPTIONS & BRUNCH

Friday, Jan 18—5:30-7:30pm
Cocktail Reception
Sponsored by the
Vermont Law School

Saturday, Jan 19—10:15-11:45am
Brunch with Keynote Speaker
Madeline May Kunin,
diplomat, author, & politician

Saturday, Jan 19—5:30-7:30pm
Cocktail Reception
Sponsored by
VBA Young Lawyers Division

KEYNOTE SPEAKER Madeline Kunin



Madeline May Kunin was the first woman governor of Vermont and the first woman in the U.S. to serve three terms. She was a state legislator for three terms, and Lt. Governor for two terms.

She served as Deputy Secretary of the U.S. department of Education and U.S. Ambassador to Switzerland in the Clinton administration. She is currently a Marsh professor at the University of Vermont and a commentator on Vermont Public Radio, and the Huffington Post. She is the founder and board member of the global Institute for Sustainable Communities (ISC), a non-governmental organization, focused on climate change and civil society. She is founder and board member of Emerge Vermont, an organization that recruits and trains women to run for public office.

She is a graduate of the University of Massachusetts (Amherst), Columbia University School of Journalism, and received an MA degree in English Literature from the University of Vermont. Kunin was a Fellow at the Institute of Politics at the Kennedy School of Government and a fellow at The Radcliffe Institute for Advanced Studies, Harvard. She is a member of the American Academy of Arts and Sciences.

Her most recent book published by Green Writers Press, is: Coming of Age, My Journey to the Eighties. It was named by Kirkus Reviews as one of the best books of 2018.

In 2012, Kunin published The New Feminist Agenda, Defining the next Revolution for women Work and Family, published by Chelsea Green. It was named a Notable Book by the *New York Times*. Her earlier books include: "Pearls, Politics and Power, How Women Can Win and Lead," published by Chelsea Green (2008), and "Living a Political Life," published by Knopf (1994).

Kunin lives in Vermont. She is the mother of four grown children and six grandchildren.

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NOTE: Materials for the CLE seminars will be available only online at the VBA website. No printed materials will be available in Montreal. Please visit www.vtbar.org to download your copy of CLE materials prior to arriving in Montreal.
For laptop users and procrastinators, Omni Mont-Royal offers free WiFi.

Special Attractions:

Early Bird Raffle

Tickets to the Jan 19th hockey game between **Philadelphia Flyers vs Montreal Canadiens**
Register for the Thaw by Dec. 31, 2018 to be entered in the drawing!

Free Group Childcare

For children ages 3+ on Friday and Saturday evenings from 5:30pm – 8:30pm
Restrictions apply.
Pre-registration by January 1st required by emailing: fmb@rsclaw.com

Children's Suite

Complimentary use for attendees - complete with toys, games, and bathroom facilities throughout your stay.
Suite open from 8am-8pm Friday and Saturday.

Morning Vinyasa Yoga for Everyone!

Saturday 7am—8:15am
with Samara Anderson, an inspirational yoga teacher, attorney, & mindfulness instructor.
This is an inspiring way to start your day and will warm up and stretch your entire body. All levels welcome.
Will provide props & mats, but only have a limited number of mats to borrow, so **please RSVP** by email: anderson_samara@yahoo.com

Guest Program (TBD)

for spouses/partners
Saturday 9am—10am
Sign up by e-mailing car@rsclaw.com

Scholarships are available to qualifying attorneys! [Click Here for more info](#)

HOTEL INFORMATION

The YLD is excited to return to where it all began! The Omni Mont-Royal in Montreal is a luxury hotel located at 1050 Sherbrooke Street West, Montreal, Quebec.

- Group rate of \$159 CAD per night for traditional rooms.
- Free wireless access in guest rooms, meeting spaces, and common areas
- Complimentary, fully equipped state-of-the-art fitness center
- A central location with access to shops, restaurants, museums and numerous other attractions

[Click here to reserve your room](#), or copy & paste the following link into your browser:

<https://www.omnihotels.com/hotels/montreal-mont-royal/meetings/vba-mid-winter-conference>

Group pricing deadline: **December 31, 2018**

Rates do not include applicable taxes, including 3.5% lodging tax, 5% federal sales tax and 7.5% provincial sales tax. These taxes are subject to change without notice. Reservations are held until 6pm unless payment is received. Check-in begins at 3pm; check-out is at noon.

[REGISTER HERE!](#)