Why Did NYC Cancel $37.4M in Parking Fines?

By: Dennis Boshnack*


DOF did not issue those tickets (see generally, on authorized issuing agents: VTL 237[9]; NYC Charter 2903[a][14]; 19 RCNY 39-01), but is charged with operating and controlling the Parking Violations Bureau (NYC Charter 1504[4]). The Bureau is an administrative tribunal empowered to adjudicate charges of parking violation (see VTL 155; VTL Article 2-B; NYC Administrative Code, Title 19, Ch. 2; 19 RCNY Ch. 39).

The tickets, which issued to vehicles for either failing to display a parking meter receipt or displaying an expired parking meter receipt while parked in a parking meter zone, describe the charged violation correctly in words and cite the correct section and subdivision of the applicable traffic rule. However, those tickets misdescribe the paragraph of that subdivision—citing NYC Traffic Rule §4-08(h)(10) instead of §4-08(h)(1), which had replaced §4-08(h)(10) effective April 20, 2017 (see NYC Rules, “DOT Amendment to Traffic Rules,” at http://rules.cityofnewyork.us/content/dot-amendment-traffic-rules-0 [accessed Dec. 6, 2017]).

In cancelling fines for the tickets, DOF must rely on section 238 of the Vehicle and Traffic Law, which requires that parking tickets contain, among other information, “a description of the charged violation, including but not limited to a reference to the applicable traffic rule” (VTL 238[2]), and that, “[i]f any information which is required to be inserted on a [parking ticket] is omitted from the [ticket], misdescribed or illegible, the violation shall be dismissed upon application of the person charged with the violation” (VTL 238[2-a] [b]).

Putting VTL 238 aside for a moment, it would seem that misdescription of the applicable traffic rule may be disregarded absent prejudice from that misdescription (c.f. People v Love, 306 NY 18, 23 [1953] [upholding conviction for a traffic infraction]). “It has been held that where an information charges a violation of the wrong section of a statute, this may be disregarded as surplusage if the information fully advises the defendant of the acts relied upon to constitute the alleged violation, and if the acts charged are clearly referable to the offense of which the defendant has been convicted” (id.).

Instead of volunteering cancellation of fines totaling $37.4 million, should DOF have taken the position that, absent a court’s deciding otherwise, the tickets comply with VTL 238(2) by containing a description of

EB-5 Investor Visas

By: Dev B. Viswanath, Esq. & Michael Phulwani, Esq.

The EB-5 visa program was created by Congress to enhance the U.S. economy through job creation and capital investment by foreign investors. It is a fast track path to a green card for people who invest in America. Entrepreneurs from foreign countries can apply for an EB-5 visa if they invest in a commercial enterprise in the U.S. and plan to create or sustain ten permanent full-time jobs for qualified U.S. workers. These jobs need to be created within two years after the investor has received their conditional permanent residency. The commercial enterprise must be a new commercial enterprise. Commercial enterprise is defined as any for-profit activity formed for the continuing conduct of lawful business. An individual who wants to apply for an EB-5 visa is required to invest the needed amount of capital in a new commercial enterprise that will produce at least 10 full time positions for qualifying employees. The required minimum investment is $1 million.

There are also Targeted Employment Areas (TEA) which are areas with high unemployment rates or rural areas, and in those places the investment minimum is reduced to $500,000 investment. Targeted employment areas also must have experienced unemployment of at least 150 percent of the national average rate.

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The Docket

Being the official notice of the meetings and programs listed below, which, unless otherwise noted, will be held at the Bar Association Building, 90-35 148th Street, Jamaica, NY. Due to unforeseen events, please note that dates listed in this schedule are subject to change. More information and changes will be made available to members via written notice and brochures. Questions? Please call 718-291-4500.

CLE Seminar & Event listings

March 2018
Tuesday, March 6  Ask the Right Questions at Your Deposition - Pt 1 - 1:00 pm
Wednesday, March 7  Present Day Issues in Civil Rights & Human Rights Law
Thursday, March 8  Balancing & Empowering Yourself in the Legal Profession - Body, Mind and Spirit
Tuesday, March 13  Ask the Right Questions at Your Deposition - Pt 2 - 1:00 pm
Wednesday, March 14  Meet the New Supervising Judge of the Civil Court, Queens County - Hon. Donna-Marie E. Golia - 1:00 pm
Thursday, March 15  Managing Money and Aging
Tuesday, March 20  Ask the Right Questions at Your Deposition - Pt 3 - 1:00 pm
Wednesday, March 21  Criminal Law Update IX
Monday, March 26  Judicary, Past Presidents & Golden Jubilarian Night
Tuesday, March 27  Ask the Right Questions at Your Deposition - Pt 4 - 1:00 pm
Wednesday, March 28  Issues Facing Transgender Athletes
Friday, March 30  Good Friday - Office Closed

April 2018
Tuesday, April 17  Stated Meeting - Tentative
Wednesday, April 18  Equitable Distribution Update

May 2018
Thursday, May 3  Annual Dinner & Installation of Officers
Monday, May 28  Memorial Day Observed - Office Closed

CLE Dates to be Announced
CPLR & Evidence Update  •  Elder Law Seminar  •  Ethics Seminar  •  Surrogate’s Court Seminar

On a Personal Note

Congratulations to Justice Bernice Siegal on being appointed an Associate Justice of the Appellate Term of the Supreme Court for the Second Department.

Congratulations to Board member, Frank L. Bruno, being appointed as a member of the Committee on Character & Fitness for the 2nd, 10th, 11th & 13th Judicial Districts.

Congratulations to Michael J. Hartofilis on his appointment as a NYC Interim Civil Court Judge by Mayor Bill de Blasio on February 8, 2018. Judge Hartofilis will sitting in the Bronx County Criminal Court.

Congratulations to Violet E. Samuels on her appointment as the Chair of the Trial Lawyers Section of the New York State Bar Association.

*If there is any news that you would like to impart to the membership, please send to Arthur N. Terranova at aterranova@qcba.org.

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AARON BURR:
I wanna be in
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I wanna be in
The room where it happens
The room where it happens.

These are the words sung by Aaron Burr in the musical ‘Hamilton.’

In 1790, an agreement was reached between Alexander Hamilton and Thomas Jefferson wherein the Federal government took over the debts of the States in exchange for the Nation’s capital being moved out of New York to the District of Columbia.

In 2018, the Queens County Bar Association was ‘in the room where it happens’ upon learning that the Centralized Motion Part [CMP] in Supreme Court was ending. Justice Weinstein, along with Chief Clerk, Tamara Kersh and two top clerks met with members of the Supreme Court Committee to discuss ways to transition forward. During the meeting we discussed numerous ways to assist the court and the practicing attorneys as we move out of a centralized part and back to individual parts. The motions will now be spread out over three days in Jamaica [Monday-Wednesday], and on Thursdays in Long Island City. According to the official Court website, CMP will end on April 20, 2018. This significant change will affect all motion practice throughout Supreme Court. We are very grateful that Justice Weinstein invited us to give our recommendations in ‘the room where it happens.’ Please check the NY Law Journal and the official court web page, www.nycourts.gov/courts/11jd/supreme/civilterm/ for the most recent updates.

Please check the QCBA web site and Facebook page for all of the upcoming CLE events throughout the Spring.

Best regards,
Gregory J. Newman

“This significant change will affect all motion practice throughout Supreme Court.”
A visit to Panama City, Panama, this past December reveals a skyline of dozens of brand new tall office buildings, apartment houses and hotels, many exceeding 75 stories in height. In short, if you can believe it, Panama City makes Manhattan look old and tired.

How in the world did this happen?

To understand the answer, we must carefully study my nominee for the most important American law of the past 50 years: 22 U.S.C. Section 3784, entitled (in a modest understatement) “Transfer of property to the Republic of Panama.”

This federal statute enacts the Panama Canal Treaty of 1977, the real accomplishment of President Jimmy Carter. Looking back at 1977 from the point of view of 2018, 41 years ago, we can now see that President Carter was a visionary far beyond any of our other Presidents of the past 50 years.

To comprehend the breathtaking nature of his achievement, we must briefly look at a wide variety of subjects: Geography, Economics, Military Preparedness, Biology, Medicine, Public Health, Engineering, Technology, Politics, Government, World Trade and the History of each.

Geography – Panama is an isthmus, that is, a narrow strip of land with ocean on each side. Panama connects the Pacific Ocean with the Caribbean Sea and the Atlantic Ocean. At this point, both the North and South American continents are only 48 miles wide. Indigenous Peoples, the Spanish, the French, the British and we Americans searched for centuries for an efficient way to cross these 48 miles.

All knew that commerce and trade depended on a solution. All failed because of Yellow Fever and Malaria blocking very much human settlement and development. The French, under Ferdinand de Lesseps, builder of the Suez Canal in Egypt, actually started building a Panama Canal in 1880, but gave up in 1902. See David McCullough, The Path Between the Seas, Simon & Schuster, NY, 1977, pages 124-127, 182-203.

Biology, Medicine and Public Health – Teddy Roosevelt believed that nothing was impossible. “Bully,” he would say, meaning “full speed ahead.” In 1904, he sent Dr. William Crawford Gorgas to Panama with the express instruction of conquering disease. Dr. Gorgas determined that Yellow Fever and Malaria were carried by mosquitos, so he sent U.S. Army medical personnel house to house throughout Panama to eliminate mosquitos by covering, screening or oiling all places where mosquitos might breed. Yellow Fever in Panama was ended by 1905 and Malaria nearly eliminated by 1906. See Noel Maurer & Carlos Yu, The Big Ditch, Princeton University Press, Princeton, NJ, 2011, pages 122-126.

Military Preparedness I – President Theodore Roosevelt served from 1901-1909. He had been Assistant Secretary of the Navy in 1897-1898. As President, he wanted the United States to have a Navy capable of operating in both the Pacific and Atlantic Oceans at the same time, and he saw the construction of a Canal in Panama as essential to that goal, as well as to promoting the growing commerce between the East and West Coasts of the United States. See McCullough, pages 245-386.

Military Preparedness II - On Dec. 7, 1941 Imperial Japan bombed Pearl Harbor, Hawaii, forcing

Continued on p.7...
Why Did NYC Cancel $37.4M in Parking Fines? | continued from p.1...

the charged violation, including a reference to the applicable traffic rule? As noted, the tickets describe the charged violation correctly in words and cite the correct section and subdivision of the applicable traffic rule, but misdescribe the paragraph of that subdivision.

What is puzzling about DOF’s volunteering cancelation of the fines is not just that the fines total tens of millions of dollars but that DOF routinely treats misdescription of information required by VTL 238(2) as an affirmative defense, not a jurisdictional defect (see Dennis Boshnack, “First Department Supports Dismissing Parking Tickets” [NYLJ], Outside Counsel, Sept. 11, 2014]).

Yet, in dismissing tickets for misdescription here, DOF elected to dismiss tickets administratively on a technicality regardless of whether the alleged parking violator claimed prejudice from any error, made an application for dismissal of the charged violation, or paid the parking ticket without contesting it (cf. NYC Dept. of Finance, Fines, “Alert: Incorrectly Issued Parkings Tickets,” http://www1.nyc.gov/site/finance/vehicles/vehicles.page [accessed Dec. 6, 2017]).

Dennis Boshnack*

*The writer is an attorney in Bayside, New York, and was an administrative law judge for the New York City Parking Violations Bureau.
the United States into World War II, in a “day that shall live in infamy” and change the world forever. This happened when the Panama Canal was only 27 years old.

Prof. Maurer of the Harvard Business School and his research associate Mr. Yu, take us where professional historians will not go, into counterfactual historical analysis. They argue that the Japanese (from their Imperial point of view), actually picked the wrong target. They should have sent an ordinary Japanese freighter and blown it up in the Panama Canal, thus closing the Canal and making it very difficult to get American naval vessels from the Atlantic to the Pacific, thus giving the Japanese a tactical advantage in the balance of World War II to come. (They conclude that the U.S. would have won World War II anyway, but how can they be so sure?)

President Franklin Roosevelt also served as Assistant Secretary of the Navy from 1913-1920. He undoubtedly figured this out when he determined that the United States would, henceforth, maintain a five-ocean Navy at all times, thus making transfer of ships from one ocean to another irrelevant, and making the Panama Canal militarily obsolete. See Maurer & Yu, pages 218-227.

Economics II and Military Preparedness III – Enter General Dwight D. Eisenhower, commander of our U.S. Army in Europe in World War II, and President, 1953 to 1961. He pushed for the Interstate Highway System as a matter of national defense, to allow the U.S. Army easy access to the entire country. This also eliminates the domestic economic need for the Panama Canal, as goods can now travel very easily between New York and California by truck. See Maurer & Yu, pages 212, 241 and 315-316.

Politics and Government – When the United States wanted to build the Panama Canal back in 1902, Panama was a province of neighboring Colombia. The Colombian Government declined to approve a treaty with the United States to build the canal, so President Teddy Roosevelt quickly gave a Panamanian independence movement his backing. The first Panama Canal Treaty was then signed with the brand new Panamanian Government. It provided for a “Canal Zone” on five miles of land on either side of the new Canal to belong to the United States. See McCullough at pages 360-397, 334.

From 1904 on, the Canal Zone was populated by U.S. citizens, mostly employees of the U.S. Army, working at the Canal, and guarding it. They had subsidized rents in U.S. Government housing, and subsidized purchases at U.S. Government commissaries. Thus, their salaries went a lot further than they would have in the continental U.S., and the “Zonians” as they were called, did not want to move. See Maurer & Yu, pages 248-255, 258, 260, 273.

But the world had moved on. The five-ocean U.S. Navy and the Interstate Highway system made the Panama Canal unnecessary to the U.S. Government by 1961. Successive U.S. Presidents tried to give some of the administration of the Canal back to the Panamanians, only to run smack into the Zonians and their allies in the U.S. Congress and the U.S. Defense Department. The Panamanians were quite angry with the arrogance of the Zonians. A protest march was staged on November 3, 1959, and a Riot occurred at Balboa High School in the Canal Zone on January 13, 1964. See Maurer & Yu pages 236-237 and 240.

Enter President Jimmy Carter and his vision. The Panama Canal Treaty of 1977 can be found on Google. It is a fascinating read. The Canal Zone was immediately returned to the Government of Panama. (Article XI-1) The Canal itself was subject to a 22 year transition period. (Article II-2, III-3).
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Arthur Terranova and David Adler

Attendees looking pretty for the camera

Brian and Maureen Heitner with Cliff Weiden

Estelle Roond and Arthur Mosley

Greg Brown with Paula and Paul Pavlides

Greg Newman, Richie Gutierrez and Greg Brown
Holiday Party
12-7-2017
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Wendy Giakoumas and Dmitri Kotzamanis

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During the period 1977 to 1999, the Canal was to be governed by a new Panama Canal Commission, consisting of five Americans and four Panamanians. Then the Government of Panama would assume full ownership of the Canal. They did so, with a Port Authority clone, the Autoridad del Canal de Panama (Panama Canal Authority) (ACP).

In Article IV, both countries “commit themselves to protect and defend the Panama Canal.”

**World Trade** – In 2006, the Government of Panama and the ACP sponsored a referendum. Should Panama borrow money to expand the Panama Canal to accommodate “Panamax” and “New Panamax” giant ships to allow increased trade between and among Asia, the Americas and Europe? The Referendum passed. $17 billion is scheduled to be spent. See Reuters, “Panama Canal sets sights on new $17 billion expansion project,” March 26, 2015.

Six companies from around the world were selected to build on Teddy Roosevelt’s 1902 Vision and Jimmy Carter’s 1977 Larger Vision: the Grupo Unidos por el Canal (GUPC), Sacys Vellenti of Spain, Impreglio Spa of Italy, Jan Del NV of Belgium, Constan Urbina of Panama and Const Method Mero St of Costa Rica. See Rizzoli International Publications, Inc., The New Panama Canal, NY 2017 and the Exhibit of the Interoceanic Canal Museum, Panama City, Panama, 2017.

In 2004, a new highway crossing, the Centennial Bridge, was built over the Canal, adding to the Bridge of the Americas, built by the U.S. Government in 1962. Both bridges constitute the crossroads of the world, where the Pan American Highway connecting North and South America cross the Panama Canal connecting Europe with Asia and the Americas by ship.

We went to the Miraflores Locks of the New Panama Canal and saw the large ships going through it. We saw the Centennial Bridge and Pan American Highway crossing the New Panama Canal. We understood that we were truly standing in the Crossroads of the Whole World at that moment.

So now we can understand why the Panama City skyline now rivals New York’s. The Government of Panama has an interest in keeping itself as the Center of World Trade for the next forever. The United States Government did not and could not have that vision. President Carter understood all this in his 1977 Treaty. In Article XII, he anticipated the possible need for a new Panama Canal and planned for it with the consent of both Governments from 1977 to 1999. The meaning behind the words is this: Panama could expand the Canal after 1999 if the United States Government did not do so during the 22 year transition period.

President Carter is now 93 years old. I hope he can squeeze in a trip to Panama City and the Panama Canal. Few men who have ever lived can witness the success of a Vision like the one he had for Panama, the United States and the whole idea of increased World Trade, and thus a better world for us all here in the distant future of 2018.
Appellate Division Electronic Filing

On February 6, 2018, Chief Judge Janet DiFiore announced in the State of Our Judiciary address that the four Departments of the Appellate Division will commence electronic filing in certain appellate matters and original proceedings, through the New York State Courts Electronic Filing (NYSCEF) system, commencing on March 1, 2018.

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The joint rules of the Appellate Division on electronic filing (22 NYCRR Part 1245) may be found at www.nycourts.gov/RULES/jointappellate/22NYCRRPart1245-03-01-2018A.pdf.

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The cases and case types subject to electronic filing on March 1, 2018 in each Department are as follows:

First Department: All appeals in commercial matters originating in the Supreme Court, Bronx and New York Counties.

Second Department: All appeals in matters originating and electronically filed in Supreme and Surrogate’s Courts in Westchester County.

Third Department: All appeals in civil actions commenced by summons and complaint in Supreme Court originating in the Third Judicial District.

Fourth Department: All appeals in matters originating in, or transferred to, the Commercial Division of Supreme Court in the Fourth Judicial Department.

This list of cases and case types will be enlarged in each Department in the coming months as the e-filing program expands.

Additional information about e-filing in each Department of the Appellate Division may be found at the following web locations:

First Department: http://www.nycourts.gov/courts/ad1/efiling
Second Department: http://www.nycourts.gov/courts/AD2/efiling
Third Department: http://www.nycourts.gov/ad3/
Fourth Department: http://ad4.nycourts.gov/efile

For additional information about electronic filing and to create a NYSCEF account, visit the NYSCEF website at www.nycourts.gov/efile or contact the NYSCEF Resource Center (phone: 646-386-3033; e-mail: efile@nycourts.gov).

For information on how to participate in e-filing, unrepresented litigants should contact the appropriate clerk in the court where the matter was filed or visit www.nycourts.gov/efile-unrepresented. Unrepresented litigants also are encouraged to visit www.nycourthelp.gov.
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- Department of Labor investigations and audits

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REPORT OF THE NOMINATING COMMITTEE

The Nominating Committee of the Queens County Bar Association, after due and timely notice, in accordance with the provisions of the By-Laws of the Queens County Bar Association, have nominated the following list of members for the positions to be filed at the coming election at the Annual Meeting of the Association on March 2, 2018.

TO THE QUEENS COUNTY BAR ASSOCIATION:

We, the undersigned, members of the Nominating Committee do hereby respectfully report that pursuant to the provisions of Article VI, Section 3, of the By-Laws of the Queens County Bar Association, we have nominated for the respective offices the following named members:

OFFICERS 2018-2019

For President HILARY GINGOLD
For President-Elect MARIE-ELEANA FIRST
For Vice President CLIFFORD M. WELDEN
For Secretary KARINA E. ALOMAR
For Treasurer RICHARD HARRIS LAZARUS

FOR FOUR MEMBERS OF THE BOARD OF MANAGERS FOR A TERM OF THREE YEARS (expiring May 31, 2021)

DEBORAH MARIE GARIBALDI
JEFFREY D. LEBOWITZ
MICHAEL SERRES
ELIZABETH YABLON

FOR ONE MEMBER OF THE BOARD OF MANAGERS FOR A TERM OF THREE YEARS AS IMMEDIATE PAST PRESIDENT (expiring May 31, 2021)

GREGORY J. NEWMAN

NOMINATING COMMITTEE

Richard Michael Gutierrez David L. Cohen David Neil Adler
Gary Francis Miret Joseph Risi Joseph F. DeFelice
James R. Pieret Elisabeth A. Vreeburg Paula Pavlides

The following members have been designated by petition, pursuant to the By-Laws of the Association, as candidates for election to the office of members of the Nominating Committee to serve for a period of three years (expiring May 31, 2021)

JOSEPH CAROLA III CHANWOO LEE GUY R. VITACCO, JR.

THE ANNUAL MEETING of the Queens County Bar Association will be held in the Bar Headquarters Building, 90-35 148th Street, Jamaica, New York on FRIDAY, MARCH 2, 2018, at 4:00 P.M. The election of officers will take place at that time, together with such other business as may regularly come before the meeting. SINCE NO INDEPENDENT NOMINATIONS HAVE BEEN FILED WITHIN THE TIME LIMITED BY THE BY-LAWS, THE ELECTION WILL BE PRO FORMA.

Dated: Jamaica, N.Y.
February 7, 2018
Spring Training has started, which means that another season of softball is around the corner. After 32 years, the Queens County Softball League (QCSL) continues to be a unifying force, bringing attorneys, Judges, court officers, court clerks and other people in the legal community together for several months of friendly competition.

Last season began on a low note with the unfortunate passing of Tony Botta, a retired court officer and long-time Commissioner of the league. Every team observed a moment of silence in Tony's honor during the first week of the 2017 season. His enthusiasm and fervent dedication to the league will be sorely missed.

For those interested in playing, QCSL is a co-ed, high arc (6'-12') league which follows A.S.A. Softball rules. Roster members must work in the legal system (i.e. attorneys, Judges, clerks, court officers, process servers). There are currently 11 teams in the league. The top 8 teams make the playoffs, which consists of a double-elimination tournament.

The 2018 season is scheduled to begin the week of April 16th. If anyone is interested in creating a new team, or would like to join one of the teams currently in the league, please send an e-mail to the Commissioner, Edward Lopez, Esq., at elopez@bfglaw.net.
Consumer debt filings have historically constituted a significant portion of the Queens Civil Court docket with a majority of these cases filed by “debt buyers” who possess little or no evidence that a legitimate debt exists or that they have any legal right to collect it. Unfortunately, in recent years only one in a hundred of the defendants for these cases have been represented by counsel. Adding to the problem is that a majority of these cases are lost by default often based on improper or fraudulent service of process.

The CLARO (Civil Legal Advice and Resource Office) model which began in Brooklyn in 2005 and now has an office in all five boroughs, seeks to maximize the limited resources of legal service providers by leveraging short-term volunteer attorney and law student contributions through “limited scope” assistance. Clinic visitors may be helped in preparing an answer, opposing a motion or be given self-representation advice. Many clinic visitors are given a referral to the Queens Volunteer Lawyer for the Day Consumer Credit Program (VLFD-CCP) for additional free assistance for their next court appearance. CLARO clinics have had a great record of success, helping financially strapped residents save millions of dollars by vacating default judgments where consumers were never properly served with process and preventing debt buyers from obtaining judgments in frivolous “evidence-free” lawsuits. Clinic visitors may be assisted in successfully asserting substantive defenses where suits were brought that were time barred or due to some other type of creditor malfeasance such as sending improper UCC notices after an auto repossession.

The CLARO clinics owe thanks to the Office of Court Administration’s Access to Justice Program which has supported CLARO since its inception. Queens Civil Court Supervising Judges have been very supportive through the years including then Supervising Judge Bernice Siegal who was there when the Queens CLARO clinic began. Judge Siegal along with April Newbauer (now Judge Newbauer) who was then supervising attorney for the Civil Division of the Queens Legal Aid Society office, were the prime movers in getting CLARO going in Queens. The Brooklyn Volunteer Lawyers Project was incredibly helpful in getting our CLARO-Queens clinic off the ground back in 2008 and they continue to be an active partner in advocating for this under-represented population of low-income New York residents. The Feerick Center for Social Justice of Fordham Law School is another great CLARO partner, coordinating the CLARO clinics in Manhattan, The Bronx and Staten Island.

Lawyers interested in volunteering for CLARO should contact QVLP Executive Director, Mark Weliky @ MWeliky@QCBA.org.
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In TEA’s there are Regional Centers whereby Investors can invest the $500,000 in another company whereby the 10 U.S. workers are hired through that entity. In this program an Investor should expect to spend around $540,000-$575,000 in total, which would include the govt fees, the EB-5 investment, the attorneys fees, and the administrative fees. This is a wonderful option for individuals who are unsure of what to invest in or they don't have any projects that would need that type of monetary investment. In this investment model, the investor has no control or responsibilities to the EB-5 regional center. The Investor, their spouse, and minor children can all emigrate to the United States, live wherever they want, and do any other work they would like.

The program is set to expire in April 2018. And it is likely that Congress will extend this visa category, however, with some modifications, which include a likely increase in the investment amounts to $1.5 to $2 million for the straight investment and possibly $800,000 for the TEA and Regional Center programs. For those interested and who would like to take advantage of the lower investment amounts, we suggest getting involved very soon.

In conclusion, the EB-5 Investment Immigrant Visa program is a wonderful option for those individuals with significant financial means and an interest in moving to America.
APPLICATION FOR MEMBERSHIP

QUEENS COUNTY BAR ASSOCIATION
90-35 148 STREET • JAMAICA, N.Y. 11435
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I hereby apply for membership to the Queens County Bar Association:

(Print Full Name) (Date of Birth)

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Firm Affiliation:

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Mailing Address: Residence ☐ Office ☐

Admitted to Practice on the ____________________ day of ______________________ in the year of _______________

by the __________________________ Judicial Dept. _____________________________________________________

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(Name) (Degree) (Year)

Law School:

(Name) (Degree) (Year)

Have you ever applied for membership in this Bar Association? __________________________________________

Please indicate preference for committee participation, i.e. Torts, Surrogate’s Court, Family Law, Criminal Court, etc.

_________________________________________ __________________________

Date Signature of Applicant

$350 per year for Sustaining Membership (optional); $300 per year for applicants admitted more than 10 years; $225 per year for applicants admitted 5 years but less than 10 years; $135 per year for applicants admitted less than 5 years but more than 1 year; applicants admitted less than 1 year are free. $60 per year for Associate Membership - office in other than First or Second Department; free for student applicants. Applicants working for a city/state agency (Judges, Corporation Counsel, Legal Aid, Queens Legal Services, Law Secretaries, et. al.) take 30% off from regular rate. 18B Assigned Counsel Plan Members pay 20% less than their respective rate. Applicants that are members of another Queens bar group, that have never been members of the QCBA, dues are prorated 30% less for their first year’s dues, 15% for their second year’s dues and by the third year paying regular rate.

TO ALL MEMBERS

ADDRESS CHANGES

In order to keep our listings up to date, please advise us of any changes in your address, telephone and fax numbers, email or website. Forward information to our office:

QUEENS COUNTY BAR ASSOCIATION
90-35 148th Street, Jamaica, N.Y. 11435 Attn: Mr. Arthur N. Terranova
Events & CLEs

QUEENS COUNTY BAR ASSOCIATION

MEET THE NEW
Supervising Judge of the Civil Court, Queens County
Hon. Donna-Marie E. Golia
Wednesday, March 14, 2018
1:00 PM – 2:00 PM
Light Lunch will be Available After 12:00 PM
Sponsored by: NAM

Hamil M. Siddiqi, Esq., Chair, Civil Court Committee
How To Practice In The Civil Court, Queens County
1.0 CLE CREDIT In Professional Practice

PROGRAM COMMITTEE

3:20 PM – 5:00 PM
Introduction to the Practice of Law in the New York City Civil Court
Michael J. Donnelly, Esq., Sole Practitioner/Supreme Court Referee and Trustee, NYSBA
‐ Questions & Answers

FINANCIAL HARDSHIP POLICY

REGISTRATION FORM: Present Day Issues In Civil Rights and Human Rights Law 3/7/18

**Non-Members: $ 20**

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New York State Continuing Legal Education Board has certified the Queens County Bar Association as an Accredited Continuing Legal Education Provider in NYS for the period of 10/8/2016 through 10/7/2019.

**$ 120.00**

Registration Form: Present Day Issues In Civil Rights and Human Rights Law 3/7/18

CIVIL COURT, QUEENS COUNTY

Criminal Law Update IX
Wednesday, March 21, 2018
5:30 pm
Held at QCBA
Reception & Buffet Dinner
Introductions of Past Presidents & Judiciary
Hon. Barry Kamins (Ret.)
Hon. Donna-Marie E. Golia
Hon. Linda Poust Lopez, Acting Justice, Supreme Court, Bronx County
Kevin Wadalavage, M.A., L.M.H.C., C.A.S.A.C., M.A.C., NCAC II
Ilene Cohn Reichman, Esq., N.H.C.
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CIVIL COURT, QUEENS COUNTY

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