

Continuing Legal Education Program  
Second Circuit Judicial Council  
New York State – Federal Judicial Council

**WHICH COURT? STATE OR FEDERAL AND WHY?/SELECTING YOUR  
CLIENT'S JURISDICTION**

**Program Agenda**

October 22, 2013      2:00 p.m. – 4:00 p.m.  
James T. Foley U.S. Courthouse, 445 Broadway, Albany, NY  
Courtroom 1 (4<sup>th</sup> Floor)

<b>INTRODUCTION</b>	<b>2:00 - 2:05</b>	Linda J. Clark, Esq.
<b>PANEL I INTRODUCTION AND OPENING COMMENTS</b>	<b>2:05 - 2:15</b>	Patrick M. Connors, Esq., Professor of Law, Albany Law School (Moderator)
<b>PANEL I DISCUSSION</b>	<b>2:15 - 2:55</b>	Honorable Bernard J. Malone James S. Gleason, Esq. Alan J. Goldberg, Esq.
<b>BREAK</b>	<b>2:55 - 3:05</b>	
<b>PANEL II INTRODUCTION</b>	<b>3:05 - 3:10</b>	Yvonne E. Hennessey, Esq.
<b>PANEL II DISCUSSION</b>	<b>3:10 - 4:00</b>	Honorable Mae A. D'Agostino Honorable Christian F. Hummel Honorable Richard M. Platkin

The program format shall consist of attorney panel presentations, hypotheticals and judicial panels. The program will address factors which should be evaluated by counsel when determining whether suit should be brought in the State or Federal Courts, removed or remanded. The discussion may include such issues as federal/state jurisdiction, docket issues, nature of the bench and bar in the respective jurisdictions, evidentiary/admissibility differences, appellate issues, scope and supervision of discovery, electronic discovery, availability of summary disposition, jury venire and the jury selection process.

**\*\*Program is complimentary and approved for 2 CLE Credits: Professional Practice**