



Forum

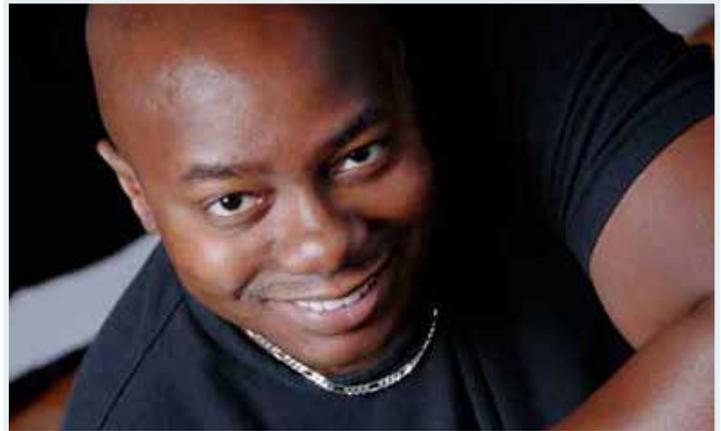
Spring 2013

“Dr. Mykee” to Headline at Annual Law-Related Education Conference

Nationally renowned performance artist/clinical psychologist will kick off free April 19 event

Attention educators: Registration is open for the New Jersey State Bar Foundation’s 22nd Annual Law-Related Education Conference to be held on **Friday, April 19, 8 a.m.–2 p.m.** at the New Jersey Law Center off Ryders Lane near the East Brunswick-New Brunswick border. New Jersey teachers who attend the day will earn professional development credits.

This year, the always popular, full-day conference gets off to a lively start with an energetic keynote performance by perhaps the nation’s most entertaining clinical psychologist. Dr. Michael Fowlin, better known to audiences of all ages as the celebrated “Dr. Mykee,” will slip in and out of a



Clinical psychologist Dr. Michael Fowlin, better known as “Dr. Mykee”

captivating array of diverse characters to promote not just tolerance but enthusiastic inclusion.

“Dr. Mykee” continued on page six

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Standing Up to Bullies: State Bar Foundation is a Leader in Anti-Bullying Training for Educators

Leisa-Anne Smith has been busting myths about bullying for 13 years—two years before New Jersey first stood up to bullies.

“One of the biggest mistakes schools make is not understanding that some kids have a propensity to bully,” said Smith, who leads the New Jersey State Bar Foundation’s anti-violence efforts.

Smith runs the Foundation’s trainings for teachers and administrators. During a recent training, an exercise to find out what attendees knew about bullies, she discovered

many had misconceptions, such as believing bullies were victims of bullying.

“I know this is a bitter pill to swallow—all of us went into education because we love kids—but some kids bully because they can,” Smith told them. While some bullies have been bullied themselves, “generally these are not kids with low self-esteem. They are not the dregs of school society. They do not come from unfortunate homes. They do not lack social skills.”

Standing Up to Bullies continued on page two

Forum

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Ellen Dweck
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Standing Up to Bullies *continued from page one*

Smith has been training educators about bullying since 2000. In 2011 legislators toughened the law against school bullying and mandated detailed procedures and investigation timelines.

Following adoption of the law, the Foundation's "Introduction to Teasing and Bullying Training Program" was reconfigured to reflect the Anti-Bullying Bill of Rights. Renamed "An Introduction to Teasing and Bullying Training for School Safety and Climate Teams," the program's main focus is to emphasize the importance of a school changing its culture and climate, developing a school-wide approach and being proactive in combating bullying.

The Bar Foundation's free training provides strategies for improving school climate and culture and supplies curriculum materials for teachers. The Foundation is a leader in the state on violence prevention in the schools. In addition to the anti-bullying programs, the Foundation also helps schools establish conflict resolution and peer mediation programs.

Since its inception, the Bar Foundation has trained approximately 8,500 educators statewide. The trainings are offered ten months during the year, including the summer.

"Schools are concerned about liability issues," Smith said. "We don't downplay the compliance aspect, but we do try to shift their thinking to the bigger picture. That means talking about the school culture and climate."

Smith teams up with retired chief school administrator Patricia Wright for the daylong sessions. "What makes us different is that we talk about bullying as a symptom of other problems in the school climate," says Wright, executive director of the New Jersey Principals and Supervisors

Association. "We're trying to get schools to understand that they need to create the kind of climate where HIB [harassment, intimidation and bullying] is not likely to occur."

Creating a caring community at school is crucial, they said. An estimated 85 percent of kids are neither bullies nor victims, but rather bystanders who must be taught to speak out against bullies.

Teachers, meanwhile, must learn to distinguish normal conflict from bullying.

Smith encourages educators to employ "drive-by interventions" every time they see a student being bullied.

"People think, 'I'll get in trouble,' or 'I'll embarrass the victim' by engaging in such interventions, but you are obligated to address bullying incidents for every student, every time," she said. "The victim won't be embarrassed. She'll feel protected and safe."

School districts must report all accusations of bullying, and the outcome of their investigations, to the New Jersey Department of Education. During the 2011-2012 school year, bullying was found to be most pervasive in grades five through eight.

Yet children as young as four years old can bully, according to one elementary school guidance counselor at Smith's December 2012 session. While confusion reigned at her school during the first year of the new law's implementation, "things are better now," she said. "Staff has gotten better at identifying bullying. The children have also learned a lot more about respect."

Reprinted with permission from the New Jersey Law Journal. The article first appeared in the January 14, 2013, edition. ■

The Gift of Art

New Arts Committee Welcomes Painting Donated by Former State Bar Association Trustee

Visitors to the New Jersey Law Center would be forgiven for thinking they'd somehow wandered into a museum—now that art has become a permanent feature of the building that is the home of the New Jersey State Bar Association and the New Jersey State Bar Foundation.

On the heels of last fall's successful exhibition of paintings, sculpture, ceramics, photography and other creative expressions by members of the state's legal community, the New Jersey State Bar Foundation has formed a Law Center Arts Committee, chaired by Steven Richman, the Foundation's second vice president. "The committee's role," said Richman, "is to select works of artistic quality that improve the quality of life for the community served at the Law Center. We believe that what we are doing not only helps fulfill the Foundation's educational mission but also enhances the atmosphere of the building and all the activities conducted in it."

One of the committee's first orders of business was to accept, with gratitude and appreciation, "The Falls," a painting by Theodosia Tamborlane, a retired attorney and former trustee of the New Jersey State Bar Association—and now a full-time artist. As of January 2013, the abstract collage is on permanent exhibit in the Visitors Lounge.

How did "The Falls" make its way to the Law Center's walls? Actually, it made a round trip. Last fall it was part of the aforementioned grand exhibition. "I very much appreciated that the Foundation was so supportive of an artists' initiative," said Tamborlane. From there it was one step to offering "The Falls" to be part of the new permanent collection.

"I wanted to make this donation," said Tamborlane, "because I spent a lot of my life at the Law Center. The painting will be a remembrance for me and the colleagues I enjoyed working with over the years."

A Passion for Law and Art

Before retiring in 2010, Tamborlane had been a member of the New Jersey State Bar Association throughout the 30 years she practiced law in the state. She served on the Board of Trustees and numerous committees and remains supportive of the work the NJSBA does in assisting attorneys. "For me to be able to give the painting to the Law

Center is a small thank-you," she said, "for all the wonderful things" the Law Center did for her during her career.

"I came to law after having three children," said Tamborlane, who received her J.D. from the Seton Hall School of Law, "and law became a passion. The same thing happened with art."

Her interest in art sprang from an unlikely source: babysitting. Vacationing in Florida, where she was also happily acting as nanny to her young granddaughters, she was so taken by the sight of their napping in a bucolic outdoor setting, she decided to reach for a sketchbook instead of the latest best seller. When Tamborlane returned home to Cranford, she started classes at a local county college in watercolors, sketching and oils. That led to a discussion with one of her professors about entering a formal painting program, resulting in a fine arts degree in 2008. Her favorite media are oils and acrylics.

Dynamic colors and explosive movement, formed by merging multiple layers of background and foreground elements in geometric, rhythmic structures are hallmarks of her abstract works. "My paintings depict the movement of natural forces," she said. "My approach is different from that of a landscape artist, who paints at the scene or copies it from memory. 'The Falls' was inside of me, my own creation. I put it on a canvas in a format I find significant."

Since 2007, her paintings and collages have been in 17 solo shows and 59 group shows in New Jersey, New York and Florida. She has a solo exhibition at 30 Rockefeller Plaza, 23rd floor, New York City, through May 15. Her works have been selected for numerous juried shows and awarded First Prize three times. Her paintings hang in private collections in the United States and Europe.

"I'm excited that the Law Center will have 'The Falls' in its permanent collection," she said. ■



Lawyer-turned-artist Theodosia Tamborlane has donated "The Falls" to the New Jersey Law Center.

And Then There Were Three:

Regional Contests Reveal Top Trio in Mock Trial Competition

Chief Justice Rabner, Judge Clark to Preside Over Finals March 20

It shouldn't happen to a dog.

But it did.

In the mock trial case that is the focus of the 31st annual Vincent J. Apruzzese High School Mock Trial Competition, the death of a champion West Highland Terrier named Sally has rocked the dog show industry. After all, Sally was the rising star, having earned the coveted Best in Show title at the prestigious American Accredited Breed Dog Show. But what killed her? Could it have been an over-the-counter topical flea treatment?

Sally's owner, Carmen Capella, thinks so. The manufacturer of the product, Petzicon Products, Inc., denies all responsibility. So plaintiff Capella instituted a civil action alleging negligence on the part of defendant Petzicon. The company instead pinned the blame for Sally's death on her owner. And so the fictitious civil case began.

The weather may have been freezing, but the students competing in the state's award-winning mock trial contest in February at the New Jersey Law Center were on fire, anxious to test their mettle in the next big round following their county victories. On February 5, 6 and 7, high schools from around the state that had won county titles competed for regional championships in the exciting statewide competition.

After three days of regional contests, two schools from each of the state's three geographic regions prevailed:

- **For the Southern Region**, Mainland Regional High School, Atlantic County, and Eastern Regional High School, Camden County.

- **For the Northern Region**, Torah Academy of Bergen County and West Morris Mendham High School, Morris County.
- **For the Central Region**, Network of Independent Christian Home Educators (NICHE), Burlington County, and Noor Ul-Iman School, Middlesex County.

But when the flea-powder dust settled after further vigorous rounds of competition on February 27, the six were whittled down to three semi-finalists:

- **Mainland Regional High School,**
- **West Morris Mendham High School**
- **Noor Ul-Iman School**

Those winning teams will face off in the state semi-finals at the New Jersey Law Center on March 18. The two schools remaining will then go head to head at the big state finals on March 20. Presiding once again over the finals will be New Jersey State Supreme Court Chief Justice Stuart Rabner and Judge Marilyn Clark, Superior Court, Passaic County.

The state champion will go on to represent New Jersey in the national competition in Indianapolis on May 8.

The annual Vincent J. Apruzzese High School Mock Trial Competition is sponsored by the New Jersey State Bar Foundation, the educational and philanthropic arm of the New Jersey State Bar Association, in cooperation with New Jersey's county bar associations. For more information about the Foundation's mock trial programs for grades 3–12, please contact Sheila Boro, Director of Mock Trial Programs, at 732-937-7519 or at sboro@njsbf.org. ■



Atlantic County's Mainland Regional High School's mock trial team celebrates its Southern Region win.



Noor-Ul-Iman School's mock trial team and its supporters learn the Middlesex County school has nabbed the win for the Central Region.



Morris County's West Morris Mendham High School's mock trial team members are jubilant upon taking the Northern Region title.

Ready, Set...All Rise!

Below, New Jersey high school teams in highlights of the 2013 Vincent J. Apruzzese High School Mock Trial Competition rounds so far:



Student in the Spotlight

Vivek Shah is a senior at Eastern Regional High School in Voorhees Township, Camden County. His visual impairment has not slowed him down one bit. For the past three years he has been an eager member of his school's mock trial team. Now he's looking ahead to the future: graduation, college and maybe one day becoming a university professor. "But I'm not sure in what field yet," he said.



A Mock Trial Memory

Walter Luers is a successful attorney whose Clinton, NJ, practice focuses on litigation dealing with the New Jersey Open Public Meetings Act and Open Public Records Act—specifically, helping taxpaying residents get the information they need from often not-very-forthcoming public agencies.

But way before he became a champion of the people’s right to know, he was a champion of another kind. As a junior at Bergen Catholic High School in 1991, he was a member of the team that not only won the state title in the Foundation’s Vincent J. Apruzzese High School Mock Trial Competition but went on to win the national title in New Orleans.

“I was a sophomore the first of my two years in mock trial,” Luers reminisced. “I already had some interest in the legal profession, so I naturally joined my school’s mock trial team. I remember I was a witness that year. I had a great experience.” In fact, Luers enjoyed his role in mock trial so

much that he joined the team again in what turned out to be their golden year.

If the state win was exhilarating, it only got better with the final contest down in the Big Easy—although nabbing the big prize wasn’t all that easy. There they were, the two finalists: the team from the northeast in unfamiliar territory doing battle against Louisiana’s next-door neighbor, Texas. “And we beat Texas.” Luers remembers the exultation he felt. Even beyond winning, “It was a wonderful experience meeting all the kids from the other states. It was a lot of fun.” Part of the fun was taking in the formality of what Luers took to be a southern courtly tradition complete with the boys bowing and the girls curtsying before the judge inside the ornate, stately courthouse. “That didn’t happen in New Jersey.”

Luers enjoys giving back to the organization that gave his future legal career a jump start. A past volunteer at Bar Foundation mock trial events, he served as a judge in the recent regional competitions and was duly impressed.



From mock trial champion to mock trial judge: the rewarding journey of Walter Luers

He found it heartening to “see how the students react to real-life actions of judges overruling or sustaining their objections. In fact, the kids take the experience more seriously than some lawyers I’ve seen....High school students often get a bad rap, perceived as being concerned only with things like cars and video games, but these kids were so intense and so focused on the trial and carefully following the rules and procedures. It was great to see.”

And how would he sum up his tenure as a mock trial judge? “It was a lot of fun.” ■

“Dr. Mykee” *continued from page one*

Afterwards, you can choose two stimulating and informative workshops on some of the hot-button issues of the day relevant to educators and students. Topics may include, among others:

- “That’s Not Fair!”—helping younger children understand legal authority, justice and how to be a good citizen
- Substance Abuse and the Law: the rights and responsibilities of school staff and pupils explained in plain language
- Great Dissents that Became the Legal Standard: Three watershed US Supreme Court dissents and how they paved the way for equal justice

- 75th Anniversary of Kristallnacht: How Best to Memorialize Genocidal Events in History
- Resurrection to Resignation: A New Look at the Nixon Administration and the Legal System
- Bullying: The Importance of Culture and Climate

The aim of the day is to explore teaching strategies that can make the law come alive for your students and transform them into informed young citizens eager to participate in the judicial system.

“Dr. Mykee” *continued on page nine*

Law and Disability Issues Conference

Register Now for Free March 14 Conference

Health reform has many aspects including insurance, delivery of services to the disabled and accessing entitlements. How will implementation of the new law affect the civil rights of people with disabilities?

Everyone is invited to attend the Bar Foundation's annual Law and Disability Issues Conference on Tuesday, March 14, 9 a.m.–12:30 p.m.—with optional extra session, 1–4 p.m.—at the New Jersey Law Center off Ryders Lane, New Brunswick. Admission is free but reservations are required.

The opening session features a keynote presentation by Kenneth E. Kobylowski, Commissioner of the New Jersey Department of Banking & Insurance. Afterwards, John Sarno of the Employers Association of New Jersey, will moderate a panel on “Health Reform: Implementation and Exchanges.” Panelists include Professor John V. Jacobi, faculty director for Health and Pharmaceutical Law and Policy at Seton Hall University School of Law; Joshua Spielberg, Esq., of Legal Services of New Jersey's Health Care Access Project; and Christine A. Stearns, Esq., vice president of health and legal affairs for the New Jersey Business and Industry Association.

Following the opening session, registrants have a choice of attending one of two concurrent workshops, in which panels of health care experts examine the key issues.

Workshop 1, “Emerging Issues in Civil Rights Law for People with Disabilities,” examines such issues as including people with disabilities in emergency planning, the accessibility of point-of-sale machines, and dealing with movies and web accessibility. The moderator is Stuart H. Weiner, Esq., managing attorney of the Community Health Law Project (CHLP). The panelists are Erika Kerber, Esq.; Brian Smith, Esq.; and Alma Yee, Esq., all managing attorneys with the CHLP.

Workshop 2, “Accessing Entitlements,” features a pair of peer specialists who will discuss common roadblocks to accessing and obtaining services and/or enrollments for people throughout New Jersey. They will provide an overview of what strategies seem the most effective while emphasizing that access to those services and entitlements is essential to those in need. The moderator is Robert Kley, vice president and chief operating officer of the New Jersey Mental Health Association.

A special optional training, “Systems Navigation: Know Your Rights,” will be held in the afternoon, following the workshops. Ramona DeFonza, supervising advocate for the CHLP, will moderate a panel that examines the increasing importance of peer specialists as they take on the role of case/care managers of consumers who experience significant barriers to living independently, and the importance of providing those specialists with the proper tools. The workshop is intended to introduce Work First New Jersey, Social Security disability and landlord/tenant rules and regulations. Panelists are Laurie Egeth, supervising advocate for the CHLP; and Alma Yee, Esq., managing attorney, CHLP.

Morning refreshments will be provided.

The conference is cosponsored by the New Jersey State Bar Foundation and the Community Health Law Project. Space is limited. To register, go to www.njsbf.org and print out and complete the registration form. Be sure to specify your choice of Workshop 1 or 2 and whether you will be attending the special training session as well. Also please indicate whether you need an ASL interpreter or CART (Computer Assisted Realtime Translation) Service or have other special needs. Postal mail or fax (no phone reservations can be accepted) the completed form by **March 7** to Florence Nathan, fax number 732-828-0034. Please include your email address. ■

Save the Date: Medal of Honor Awards Reception and Dinner

Thursday, June 20*, 6 p.m. Open to everyone.

Richard Badolato, Esq. and Michael Griffinger, Esq. are this year's recipients of the highest honor conferred by the New Jersey State Bar Foundation. For more information on the awards reception and cost, contact Florence Nathan at 732-937-7518 or at fnathan@njsbf.org. *Please note the new date.

Speak Up!

The Speakers Bureau Needs YOU: Be a Role Model and Community Leader Need is Greatest in Bergen and Passaic Counties

The Bar Foundation offers a free Speakers Bureau to schools, community organizations and senior groups on all aspects of the law and law-related subjects. It depends on volunteers to carry out that vital educational mission.

Attorney-speakers are needed throughout New Jersey to address legal issues of all kinds, but the need is especially great for **attorneys from Passaic County and Bergen County to speak about criminal law.**

If you are a lawyer who would like to share your expertise with students and others, please consider becoming a volunteer speaker, whether your focus is criminal law, careers in law, business/corporate law, the Constitution, consumer law, the court system, disability law, elder law, estate planning, family law, LGBT issues, labor law, landlord-tenant, medical malpractice, negligence, real estate or any other law-related topic.

To sign up, please go to www.njsbf.org, then click on “Attorneys” and “Volunteer Opportunities.”

Make your voice heard—and help youngsters and others in the community learn about the law.

Take Advantage of the NJSBF FREE Video Loan Library

It's time to dust off that VCR.

If you haven't checked out the vast array of law-related videos available free from the New Jersey State Bar Foundation's video loan library, there's no time like the present. Whether you're planning a lesson, speaking before a community or senior group or just looking to expand your intellectual horizons, the combination of picture, movement and sound can do wonders for getting the point across effectively.

Choose from more than 250 titles on topics largely suitable for grades 6-adult. For example: the United States Constitution, the Bill of Rights, How a Bill Becomes a Law, the Federal Government, Women's Suffrage, Justice for All, Juror Orientation; plus a slew of titles on African-American history, tolerance and fighting hate, violence prevention and titles keyed to educators' needs.

The Video Loan Library is made possible by funding from the IOLTA Fund of the Bar of New Jersey.

Videotapes may be borrowed for up to two weeks at no charge. A \$50 refundable security deposit check for each tape, payable to the New Jersey State Bar Foundation, is required, along with your request in writing. Checks are cashed only if videotapes are lost or damaged. Videotapes must be returned via insured U.S. mail, certified mail or UPS so that shipments may be tracked.

A complete list of videos and full descriptions can be found at the Foundation's website, www.njsbf.org, Quick Link: Videotapes. After making your selection(s), print and fill out a Video Request Form and send it with your security deposit check(s) to Video Loan Library, New Jersey State Bar Foundation, One Constitution Square, New Brunswick, NJ 08901-1520. ■

Senior Citizens' Law Day Conference

Wednesday, May 8 • 10 a.m.-12:30 p.m.

How can seniors best plan successfully for the future?

Hear a panel of attorneys speak about a variety of issues affecting older Americans. Topics may include wills and advance directives, hospice care and scams that seniors should be on the lookout for. A question-and-answer period will follow the presentations by Lawrence Friedman, Esq., an expert in elder law, trusts and estates; Cynthia Sharp, Esq., a specialist in estate and disabilities planning and elder law; and Meredith L. Grocott, Esq., whose focus is on estates, trusts and elder law.

This free program is sponsored by the New Jersey State Bar Foundation and the New Jersey State Bar Association's Elder and Disability Law Section. A complimentary continental breakfast will be offered at 10 a.m.; the program begins promptly at 10:30 a.m.

The conference is free and open to the public, but advance registration is required. To register, or for more information on Foundation seminars, programs and publications, call 1-800-FREE LAW or 732-937-7518. The Senior Citizens' Law Day Conference is made possible by funding from the IOLTA Fund of the Bar of New Jersey.

Spring—Summer 2013 Open Training Dates

Summer Conflict Resolution, Peer Mediation and Character Education dates are not yet available. Check www.njsbf.org periodically for updates.

Conflict Resolution, Peer Mediation and Character Education*

All trainings are held from 8:30 a.m. to 2:30 p.m. Breakfast and lunch are provided.

Middle/High School Educators (grades 6–12)

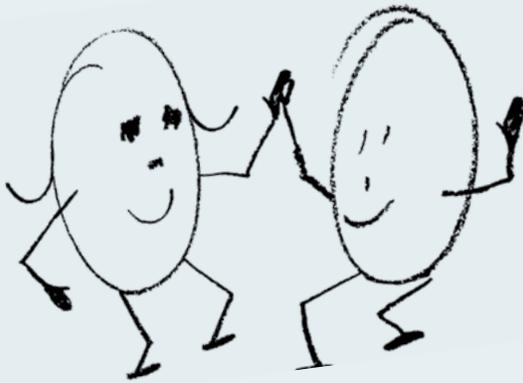
Peer Mediation*

Thursday, April 11, 2013; and Tuesday, July 23, 2013

Character Education

Wednesday, April 17, 2013; and Tuesday, July 30, 2013

*To attend Peer Mediation training, your school must have an active Conflict Resolution program.



Teasing and Bullying

Important: Registration is by **teams only**. Before registering for Teasing and Bullying training, find full information at <http://www.njsbf.org/educators-and-students/programs/teasing-bullying-dates.html>

An Introduction to Teasing and Bullying Training for School Safety and Climate Teams

All trainings are held from 8 a.m.–3:30 p.m. Breakfast and lunch are provided.

Tuesday, July 9, 2013

Thursday, July 25, 2013

Thursday, August 22, 2013

All trainings are held at the New Jersey Law Center off Ryders Lane in New Brunswick near the East Brunswick border. Space is limited. To register for any of the trainings, call 732-937-7528 to request a registration form, leaving your **email address** (preferable) or your fax number. Please note that although the trainings are free, a refundable \$20 security deposit check for each training is required. Checks should be made payable to the New Jersey State Bar Foundation and must accompany each registration. Find full details at www.njsbf.org.

“Dr. Mykee” *continued from page six*

Teachers in New Jersey schools who attend the full day will earn professional development credits. A complimentary continental breakfast and sandwich luncheon will be served.

Usually attended by close to 300 educators, the conference fills up fast. Find the link to a printable registration form at <http://www.njsbf.org/educators-and-students/events/841.html>. Although the conference is free, a **refundable \$20 security deposit** must be included with your mailed-in registration form. Deposit checks will be returned to conference attendees. Please direct any questions to Florence Nathan, Director of Special Programs, at 732-937-7518 or fnathan@njsbf.org. ■

Free Law-Related Education Seminars for the Public

All Bar Foundation programs listed below are held at the New Jersey Law Center in New Brunswick. Please note that only registered attendees will be notified if an event is canceled. The seminar series and other programs are made possible with funding from the IOLTA Fund of the Bar of New Jersey. For more information, visit the Foundation’s website at www.njsbf.org or call 1-800-FREE LAW.

Landlord-Tenant Issues

Thursday, March 7, 2013, 7–9 p.m.

Law and Disability Conference

Thursday, March 14, 2013,
9 a.m.–12:30 p.m.;

optional session 1–4 p.m.

Call or go to website for registration form

Condominium Law*

Wednesday, April 24, 2013, 7–9 p.m.

Senior Citizens’ Law Day Conference

Wednesday, May 8, 2013,
10 a.m.–12:30 p.m.

Wills and Estate Planning

Tuesday, June 18, 2013, 7–9 p.m.

*Note: Date change