

ASSIGNED COUNSEL PROGRAM  
ERIE COUNTY BAR ASSOCIATION  
AID TO INDIGENT PRISONERS SOCIETY, INC.

ROBERT N. CONVISSAR  
CHIEF DEFENDER / ADMINISTRATOR

CLAUDIA S. SCHULTZ  
DEPUTY ADMINISTRATOR

THE CROSBY BUILDING  
170 FRANKLIN STREET, SUITE 400  
BUFFALO, NY 14202-2412  
(716) 856-8804  
FAX (716) 856-0424

March 18, 2015

Robert M. Graber  
Clerk of the Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

Re: Resolution 233 of May 6, 1975

Dear Mr. Graber:

Pursuant to the above-referenced Resolution, I am enclosing a financial report, cash basis, for the period 7/1/14 – 12/31/14, along with a list of attorneys who are currently on our panel. I am also enclosing copies of the minutes of each meeting of our Board of Directors that has been held within that six month period.

Thank you.

Sincerely,



Robert N. Convissar  
Administrator

RNC:nd  
encs.

**ECBA AIP  
Assigned Counsel Program**

Report to the Clerk of Erie County Legislature

Period 7/01/14 - 12/31/14

Source of Funds:

|                                |             |
|--------------------------------|-------------|
| County of Erie:                | \$3,976,239 |
| NYS:                           | 0           |
| ILS:                           | 277,217     |
| Donation - Training Restricted | 0           |

Total: \$4,253,455

Program Expenditures:

|               |           |
|---------------|-----------|
| Attorney Fees | 3,536,447 |
| Transcripts   | 31,597    |
| Experts       | 75,199    |
| Investigators | 34,198    |

Total: \$3,677,441

Administration:

|   |         |
|---|---------|
| Personnel (Wages, Hosp, FICA, Unemploy, ) | 513,572 |
| Util/Telephone                            | 11,420  |
| Space Rental                              | 23,358  |
| Office Supplies                           | 7,564   |
| Postage                                   | 20,179  |
| Travel                                    | 493     |
| Insurance                                 | 9,130   |
| Legal/accounting (Accountant)             | 9,000   |
| Dues & Assoc. Membership Fees             | 723     |
| Office Printing/copying (Reproduction)    | 6,423   |
| Training                                  | 17,799  |
| Equipment Purchase                        | 219     |
| Computer Maintenance                      | 7,252   |
| Legal Publications                        | 4,510   |
| Courier Service                           | 2,580   |
| Temp & Law Student                        | 3,741   |
| Payroll Service                           | 782     |
| Misc (Misc & Misc Volunteer Support)      | 2,233   |

Total: \$640,978

Grand Total: \$4,318,419

Assigned Counsel Panel As Of December 31, 2014

|           |              |           |             |
|-----------|--------------|-----------|-------------|
| JEFFREY   | ABATE        | DANIEL    | CIMINELLI   |
| ANTHONY   | ABBARNO      | JAMES     | CIMINELLI   |
| DAVID     | ABBATOY      | DIANE     | CIURCZAK    |
| EUGENE    | ADAMS        | PAUL      | CLEARY      |
| GEORGE    | ADAMSON      | JAMIE     | CODJOVI     |
| DAVID R   | ADDELMAN     | EMILIO    | COLAIACOVO  |
| FERN      | ADELSTEIN    | MICHAEL   | COLE        |
| JERRY M   | ADER         | RICHARD   | COLE        |
| MARK      | ADRIAN       | CORNELIUS | COLLINS     |
| JOSEPH    | AGRO         | KEVIN     | CONDON      |
| CHERYL    | ALOI         | DANNINE   | CONSOLI     |
| FRANCIS   | AMENDOLA     | ROBERT    | CONVISSAR   |
| ELENA     | ANCONA       | DOUGLAS   | CURELLA     |
| ANN       | ANDERSON     | WILLIAM   | CURTIN      |
| HEATHER   | ANDERSON     | ROBERT    | CUTTING     |
| RYAN      | ANDERSON     | CRAIG     | CWICK       |
| JOHN      | ANGE         | PHILLIP   | DABNEY, JR. |
| SARA      | ANTHIS       | DON       | DALLY       |
| ANN       | ARNOLD       | DANA      | DANTONIO    |
| JAMES     | AURICCHIO    | SAMUEL    | DAVIS       |
| LAURIE    | BAKER        | PAUL G.   | DELL        |
| MICHAEL   | BARONE       | REGINA    | DELVECCHIO  |
| PAUL      | BARR         | JAMES     | DEMARCO III |
| RUTH      | BAUM         | JAMES     | DEMATTEO    |
| JOHN      | BEDASKA      | MARY BETH | DEPASQUALE  |
| DEBRA     | BENDER       | GINA      | DEPRIMA     |
| CATHERINE | BERCHOU      | JORGE     | DEROSAS     |
| PETER     | BERGENSTOCK  | LAWRENCE  | DESIDERIO   |
| ALAN      | BIRNHOLZ     | KATHLEEN  | DEVEREAUX   |
| JENNIFER  | BLACKHALL    | EDWARD    | DINKI       |
| DAVID     | BLACKLEY     | JASON     | DIPASQUALE  |
| JEFFREY   | BOCHIECHIO   | MARK      | DOANE       |
| DANIEL    | BOECK        | BARRY     | DOLGOFF     |
| FRANK     | BOGULSKI     | ALAN      | DONATELLI   |
| GAIL      | BREEN        | CECILE    | DORLIAE     |
| TIMOTHY   | BRIDGE       | JOHN      | DORN        |
| WILLIAM   | BRODERICK JR | JOHN      | DUDZIAK     |
| MATTHEW   | BROOKS       | KELLY     | DUNN        |
| WESLEY    | BROWN        | KATHRYN   | EASTMAN     |
| ANGELO    | BUFFOMANTE   | LAURA     | EL-BAHTITY  |
| FRANK     | BUFFOMANTE   | ANTHONY   | EMMI        |
| KARA      | BUSCAGLIA    | HOLLY     | ERICK       |
| FRANK     | BYBEL        | TARA      | EVANS       |
| DOMINIC   | CANDINO      | THOMAS C  | FARLEY      |
| E. CAREY  | CANTWELL     | JENNIFER  | FARRELL     |
| ANTONIO   | CARDARELLI   | KENNETH   | FARRELL     |
| CATHERINE | CAREY        | WAYNE     | FELLE       |
| BENJAMIN  | CARLISLE     | NOEMI     | FERNANDEZ   |
| A. JOSEPH | CATALANO     | JOEL      | FEROLETO    |
| ANTHONY   | CERVI        | M. KREAG  | FERULLO     |
| MICHELLE  | CHAAS        | SHANNON   | FILBERT     |
| MARY      | CHAN         | GREGORY   | FINA        |
| ELIZABETH | CIAMBRONE    | ANDREW    | FISKE       |

Assigned Counsel Panel As Of December 31, 2014

|             |               |             |            |
|-------------|---------------|-------------|------------|
| ROBERT      | FLYNN         | ROCHELLE    | JONES      |
| ROMAN       | FONTANA       | JOHN K      | JORDAN     |
| TAMARA      | FOWLSTON      | SUSAN       | KARALUS    |
| GARY        | FREEDMAN      | RANDALL     | KAY        |
| KATHRYN     | FRIEDMAN      | THOMAS      | KEANE      |
| PAUL        | FUSCO-GESSICK | JOHN M      | KEAVEY     |
| TIMOTHY     | GALLAGHER     | THOMAS      | KEEFE      |
| PATRICK     | GARRITY       | DAVID       | KELLY      |
| ROSS        | GELBER        | MICHAEL     | KELLY      |
| GIOVANNI    | GENOVESE      | SEAN        | KELLY      |
| MATTHEW     | GIANNETTI     | STEPHEN     | KENNEDY    |
| LESLIE JEAN | GIBBIN        | DENIS       | KITCHEN    |
| LISA        | GIBERTONI     | MICHAEL     | KOBIOLKA   |
| KENNETH     | GIBBONS       | ADAM        | KOCH       |
| KEVIN       | GIBBONS       | PETER       | KOOSHOIAN  |
| JOHN        | GILMOUR       | JOSHUA      | KORMAN     |
| JUSTIN      | GINTER        | ANTHONY     | KOWALSKI   |
| ROBERT      | GOLDSTEIN     | JEFFREY     | KRAJEWSKI  |
| ALBERT      | GRANDE        | KATHLEEN    | KUGLER     |
| TERRY       | GRANGER       | PAUL        | KULLMAN    |
| DANIEL      | GRASSO        | JESSICA     | KULPIT     |
| CHARLES     | GREENBERG     | JEFFREY     | LACEY      |
| ALVIN       | GREENE        | LEE CHARLES | LAMENDOLA  |
| JOHN        | GRENNELL      | ANTHONY     | LANA       |
| DANIEL      | GRIEBEL       | CHRISTINA   | LANA SHINE |
| DAVID       | GUTOWSKI      | ELIZABETH   | LANDWEHR   |
| LYLE        | HAJDU         | FREDERICK   | LANG       |
| JOHN        | HANNIBAL IV   | JAMES       | LAZARUS    |
| WILLIAM     | HARPER        | MICHAEL     | LEFF       |
| IAN         | HARRINGTON    | RICHARD     | LEFF       |
| JEFFREY     | HARRINGTON    | CLAYTON     | LENHART    |
| KEVIN       | HARRIS        | DEAN        | LILAC JR   |
| TINA        | HAWTHORNE     | MICHAEL     | LOCICERO   |
| TIMOTHY     | HEBERT        | FRANK       | LONGO      |
| TIMOTHY     | HENNESSY      | JENNIFER    | LORENZ     |
| DANIEL      | HENRY JR      | ANDREW C    | LOTEMPIO   |
| JASON       | HENSKEE       | TIMOTHY R   | LOVALLO    |
| KAREN       | HENSLEY       | JOHN        | LUHR       |
| AUDREY      | HERMAN        | DANIEL      | LUKASIK    |
| MICHAEL     | HERON         | EVAN        | LUMLEY     |
| NICHOLAS    | HICKS         | TEHSHENG    | MA         |
| JOSEPH      | HODAN         | PARKER      | MACKAY     |
| ALAN        | HOFFMAN       | LOUIS       | MAINO      |
| LORI        | HOFFMAN       | JAMES       | MALONEY    |
| BERNADETTE  | HOPPE         | JOAN        | MALONEY    |
| STEPHEN     | HUGHES        | J. MICHAEL  | MARION     |
| THOMAS      | HURLEY        | MINDY       | MARRANCA   |
| FRANK       | IERACI        | RACHEL      | MARRERO    |
| RAMON       | IRIZARRY      | SHAWN       | MARTIN     |
| JUSTIN      | JABLONSKI     | EDWARD J    | MARTNSHIN  |
| HOPE        | JAY           | JENNIFER    | MCCANN     |
| CLARENCE    | JOHNSON       | KATHLEEN    | MCDONALD   |
| ROBERT      | JOHNSON       | MICHAEL     | MCKEATING  |

Assigned Counsel Panel As Of December 31, 2014

|           |              |             |              |
|-----------|--------------|-------------|--------------|
| RALPH     | MEGNA        | MARIA       | ROSCIGLIONE  |
| CHARLES   | MESSINA      | CAROL       | ROSENTHAL    |
| PAUL      | MICHALEK JR  | DEBRA       | ROUGEUX      |
| TARA      | MIDLIK       | BRIAN       | RUFFINO      |
| RAYMOND   | MILES III    | SEAN        | RYAN         |
| CORY      | MISSELL      | MARK        | SACHA        |
| JOHN      | MOLLOY       | JOHN        | SANCHEZ      |
| ROSEANNE  | MORAN        | SALVATORE   | SANFILIPPO   |
| RICHARD   | MORRISROE    | SABBY       | SANTARPIA    |
| MARK      | MULTERER     | JEFFREY     | SANTORO      |
| MOLLY JO  | MUSARRA      | DOMINIC     | SARACENO     |
| JOSEPH    | MUSCATO      | DAVID       | SARKOVICS    |
| JESSICA   | MUSSELL      | ANTONIO     | SAVAGLIO     |
| CATHERINE | NAGEL        | RACHAEL     | SAVANYU      |
| CINDY     | NAVARRO      | SEAN        | SCHOENBORN   |
| TERENCE   | NEWCOMB      | JEREMY      | SCHWARTZ     |
| ANN       | NICHOLS      | LAWRENCE    | SCHWEGLER    |
| JON ALLON | NICHOLS      | DEBORAH     | SCINTA       |
| LEAH      | NOWOTARSKI   | DENIS       | SCINTA       |
| JOHN      | NUCHERENO    | JOSEPH      | SCINTA       |
| MICHAEL G | O'ROURKE     | SETH        | SEEGERT      |
| MICKEY    | OSTERREICHER | MARC        | SHATKIN      |
| EVELYNE   | O'SULLIVAN   | RICHARD     | SHAW II      |
| ANDREW    | PACE         | ROBERT      | SHEPHERD     |
| RADHIKA   | PADMANABHAN  | DANIEL      | SHINER       |
| DAVID     | PAJAK        | DAVID       | SILVERBERG   |
| BRIAN     | PARKER       | JENNIFER    | SMITH        |
| LUCIAN    | PARLATO      | VICTORIA    | SMITH        |
| FRANK     | PASSAFIUME   | KEVIN       | SPITLER      |
| KIM       | PAUL         | MICHAEL     | STACHOWSKI   |
| TIMOTHY   | PAWARSKI     | JOSEPH      | STADLER      |
| NEIL      | PAWLOWSKI    | PATRICK     | STAFFORD     |
| DOROTHY   | PEARMAN      | RICHARD     | STANTON      |
| BRITTANY  | PENBERTHY    | SCOTT       | STEPIEN      |
| MARK J    | PESZKO       | JENNIFER    | STERGION     |
| DANIEL    | PIOTROWICZ   | D. DANIEL   | STEVANOVIC   |
| KATHLEEN  | PLATZER      | DOUGLAS     | STILLER      |
| YULIYA    | POLLACK      | JOSEPH      | TERRANOVA    |
| MICHAEL   | PORETTA      | FRANCIS     | TESSEYMAN JR |
| MATTHEW   | POTENZA      | THOMAS      | THEOPHILOS   |
| BECKY     | POWELL       | PAMELA      | THIBODEAU    |
| ARTHUR    | PRESSMAN     | FRTIZGERALD | TONDREAU     |
| DEAN      | PULEO        | DAVID       | TODARO       |
| PATRICK   | QUINLIVAN    | NELSON S    | TORRE        |
| ANDREW    | RADACK       | DELREASE    | TOTA-NEAL    |
| JOSHUA    | RAMOS        | RONALD      | TRABUCCO     |
| MELISSA   | REESE        | EMILY       | TROTT        |
| SUSAN     | REINECKE     | AYOKA       | TUCKER       |
| SCOTT     | RIORDAN      | LANA        | TUPCHIK      |
| NORA      | ROBSHAW      | JOSEPH      | TURNER       |
| JULIE     | ROGERS       | DENIS       | UMINSKI      |
| LORI      | ROMAN        | STEPHEN     | UNDERWOOD    |
| WALTER    | ROOTH III    | JASON       | URBANIAK     |

Assigned Counsel Panel As Of December 31, 2014

|           |           |
|-----------|-----------|
| LISA      | VALVO     |
| JAMES     | VANDETTE  |
| PETER     | VASILION  |
| CATHARINE | VENZON    |
| JESSICA   | VESPER    |
| LOUIS     | VIOLANTI  |
| SURINDER  | VIRK      |
| JEFFREY   | VOELKL    |
| CHRISTINE | VOGEL     |
| JACLYN    | WANEMAKER |
| DANIEL    | WARD      |
| DOUGLAS   | WEINERT   |
| PIETER    | WEINRIEB  |
| WALLACE   | WIENS     |
| DAVID     | WILSON    |
| KEVIN     | WOLF      |
| PAUL      | WOLF      |
| MARK      | WORRELL   |
| GRANT     | ZAJAS     |
| MICHAEL   | ZOSH      |

**MINUTES**  
**Meeting of the Board of Directors**  
**Erie County Bar Association Aid to Indigent Prisoners, Inc.**  
**August 20, 2014**

Present: John Aman, Richard Barnes, Robert Convissar, Samuel Davis, James DeMarco III, Kenneth Gibbons, Robert Goldstein, Paul Hassett, Daniel Henry Jr., Nicholas Hicks, Robert Lonski, Joseph Terranova, JoAnn Wahl, Peter Vasilion, Ayoka Tucker, Marianne Mariano

Mr. DeMarco convened the meeting at approximately 12:17 p.m., welcoming Mr. Davis and Mr. Convissar to the Board.

Following motions and seconds, the minutes of the annual and regular meetings of April 16, 2014 were approved unanimously.

The annual audited financial statements and auditor's report to the Board were distributed, as was the Independent Auditors' Report on Applying Agreed-Upon Procedures. There were no exceptions noted in either report, and no management letter was issued. The Board agreed that further discussion may be had at the next meeting should any questions arise following a more detailed review of the reports by Board members in the interim.

Mr. Lonski presented the proposed 2015 budget to the Board which, following discussion and a motion and second, approved it unanimously. The budget to be presented to the County of Erie will reflect a 0.9% increase in county funding, a decrease in county funding for administration, and an increase in grant-based funding from the state.

Mr. Terranova reported for the Professional Standards Committee in executive session regarding the recommendations of the Committee on the applications of attorneys and performance reviews of a number of attorneys currently practicing with the program. Following the executive session, the Board unanimously adopted the recommendations regarding applicant attorneys Rebecca Brawn, Nicholas Bussi, Evan Bussiere, Vera Cedano, James Davis, Michael Deal, Brian MacDonald, Gary Phillips, Christopher Safulko, Jeffrey Scherer, Christopher Szczygiel, Eric Vogan, and Brandon Wrazen. Likewise, the recommendations of the Committee following misdemeanor panel reviews of Kelly Dunn, Ian Harrington, Joshua Ramos and Kevin Wolf, and the Family Court panel reviews of Alvin Greene, James Lazarus, Evelyne O'Sullivan, Becky Powell, Rachael Savagnu and Steven Underwood were unanimously approved. The Board then concluded its executive session.

Mr. Terranova then presented the modifications to existing Board policies that were being proposed by the Committee, those policies being related to panel review policy and procedure, and to the program's complaint review rules. He explained the Committee's rationale behind the proposals, and following discussion, the Board unanimously approved the policies as amended. Copies of the policies as revised are attached to these minutes.

**MINUTES**  
**Meeting of the Board of Directors**  
**Erie County Bar Association Aid to Indigent Prisoners, Inc.**  
**September 17, 2014**

Present: John Aman, James DeMarco III, Robert Goldstein, Daniel Henry Jr., Robert Lonski, Joseph Terranova, Peter Vasilion, Ayoka Tucker, Marianne Mariano, Julie Dee, Hon. Michael Hudson, Claudia Schultz

Mr. DeMarco convened the meeting at approximately 8:17 a.m.

Mr. DeMarco proceeded to advise the Board that the Program had recently become aware that one of its attorneys, Dennis McGrath, has not been licensed to practice in the State of New York, although he is licensed in the State of Ohio and had signed a sworn statement that he in fact was licensed in New York. He reported that upon learning of this circumstance he had convened a meeting of an ad hoc committee to discuss an appropriate response. As a consequence, the Program's carrier has been notified, and it has acknowledged notification. The Program plans to write to each client who had been represented over the years by Mr. McGrath, advising that they may be entitled to counsel to discuss the implications with them and to take remedial action in the criminal courts if indicated. It will also run a legal notice in the newspaper, and will do a search to locate any such clients who may currently be incarcerated in state prison.

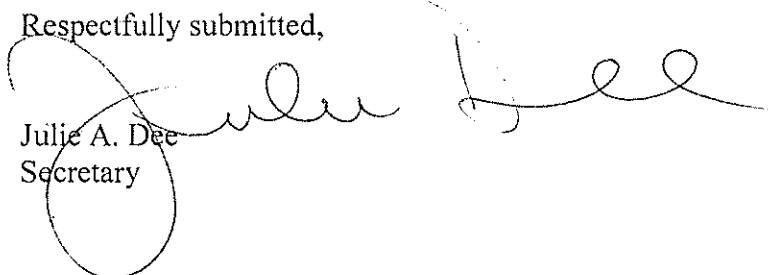
At the suggestion of Judge Hudson, Mr. Lonski will be sure that each carrier that the Program has had since 1991, when this attorney became active with the Program, is notified, and that the list of potential claimants is provided to them. Potential recovery of fees paid to the attorney over the years was discussed, and at present the plan is to seek restitution when and if he is prosecuted. The County Attorney's office has been notified, and will be kept informed.

Mr. DeMarco then advised the Board of the resignation of attorney Michael Cole from the panel.

Finally, Mr. Lonski announced that he plans to retire at the end of January 2015. The Board expressed its thanks to him for the work he has done, and began to discuss the process of identifying a replacement for him. Mr. DeMarco advised that he will be forming a steering committee to that end, and will be reaching out the Board members for their assistance as the process moves forward.

There being no further business, the meeting was adjourned at approximately 9:15 a.m.

Respectfully submitted,

  
Julie A. Dee  
Secretary



**MINUTES**  
**Meeting of the Board of Directors**  
**Erie County Bar Association Aid to Indigent Prisoners, Inc.**  
**October 8, 2014**

Present: John Aman, Robert Convissar, Samuel Davis, Julie Dee, James DeMarco III, Kenneth Gibbons, Robert Goldstein, Paul Hassett, Daniel Henry Jr., Hon. Michael Hudson, Robert Lonski, Peter Vasilion, Ayoka Tucker, Claudia Schultz

Mr. DeMarco convened the meeting at approximately 12:15 p.m.

The minutes of the meetings of August 20, 2014 and September 17, 2014 were approved unanimously.

Mr. Lonski discussed the financial report, which had been previously distributed to the Board. There being no questions about the report, he then reported on the progress on the project providing attorneys at arraignments in criminal matters. He indicated that approximately one-third of the county is currently covered for such proceedings, and that expansion of the project into the next third of the county will occur as the technical and logistical issues that have been identified thus far are addressed satisfactorily.

Mr. Lonski reported that the Padilla Request for Proposals has been issued by ILS, but that his recommendation was that this organization not develop a proposal for the grant. Among his reasons for that recommendation were that it would involve the provision of immigration-related support services to all of the providers of mandated representation in criminal and Family Court matters in the 16-county area of the Seventh and Eighth Judicial Districts. It would further involve the administration of the grant covering those services, including regular detailed reporting to the grantor and fiscal accountability for the same. Essentially, he felt that given the number of projects to which the organization is currently committed, its capacity to oversee this grant would be challenged. He indicated that he has been in ongoing discussions with representatives from the providers of public defense services in Monroe, Genesee, Orleans, and Wyoming Counties, and that he has been advised that none of them will be involved in applying, for similar reasons. Mr. Lonski did report that Robert Elardo, Executive Director of the Volunteer Lawyers Project, had advised him that he had some interest in working with the county to make an application for the grant.

Following considerable discussion the Board made the decision not to pursue this grant opportunity. The Board asked Mr. Lonski to offer Mr. Elardo any advice or support that he might find helpful with respect to his own application.

Mr. Lonski reported that the program's website enhancements will be operational within the next week. These changes will allow program attorneys to access a portion of the website that is not public and which will allow them to view certain CLE programs, download materials for those programs, and research possible use of investigators and experts through the program.

**MINUTES**  
**Meeting of the Board of Directors**  
**Erie County Bar Association Aid to Indigent Prisoners, Inc.**  
**October 15, 2014**

Present: John Aman, Julie Dee, James DeMarco III, Kenneth Gibbons, Robert Goldstein, Daniel Henry Jr., Hon. Michael Hudson, Hon. Richard Kloch, Sr., Robert Lonski, Marianne Mariano, Joseph Terranova, Peter Vasilion, Ayoka Tucker, JoAnn Wahl, Claudia Schultz, Vincent E. Doyle III

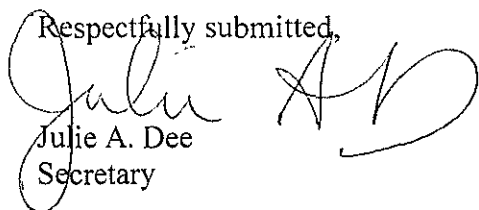
Mr. DeMarco convened the meeting at approximately 8:00 a.m.

The Board entered into Executive Session immediately. The Executive Session concluded at approximately 8:55 a.m.

Mr. Lonski distributed the draft of the IRS Form 990 report that was prepared by the program's accountants and discussed it briefly. The Directors were invited to contact him with any questions or concerns they might have in regard to the report.

There being no further business, the meeting was adjourned at approximately 9:05 a.m.

Respectfully submitted,

  
Julie A. Dee  
Secretary

**EXECUTIVE SESSION MINUTES**  
**Meeting of the Board of Directors**  
**Erie County Bar Association Aid to Indigent Prisoners, Inc.**  
**October 29, 2014**

Present: John Aman, Richard Barnes, Julie Dee, James DeMarco III, Kenneth Gibbons, Robert Goldstein, Daniel Henry Jr., Hon. Michael Hudson, Robert Lonski, Marianne Mariano, Joseph Terranova, Peter Vasilion, JoAnn Wahl, Claudia Schultz

The Board entered into Executive Session at approximately 4:35 p.m.

The Screening Committee reported that it had reviewed approximately 20 applications for the position of Administrator, and had decided to invite 10 applicants for an initial interview. All Board members were invited to participate in these interviews. All of the applications and resumes were available at the meeting for review, and the Board was informed that they would continue to be available for review in the Program's office both on this date and afterwards. The importance of protecting the confidentiality of the applicants was discussed, and Mr. DeMarco accordingly asked that copies not be taken out of the office.

A complete list of the applicants was distributed, and the prospective interviewees were noted. There was brief general discussion concerning the reasons for the choices made by the Committee. Those present were asked if they wished any additional applicants to be invited to an interview, and there were no such additions. The Board was advised that the deadline for applications was October 30<sup>th</sup>, and the possibility of receiving one or more additional applications was noted.

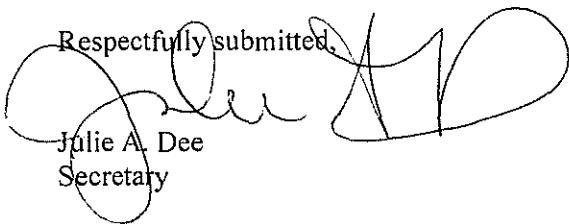
Dates and times for interviews of the candidates were identified, and those present advised of their availability on those dates. It was further noted that the full Board would conduct the deciding interview of the final candidates.

Mr. Lonski then reported on the status of the Program's efforts to contact clients formerly represented by Dennis McGrath. He indicated that approximately 15 responses had been received, but that some of them had resulted in dismissals or retaining of counsel prior to the resolution of the cases. He reported that responses are still being awaited from those who are currently in state prison on other charges. He advised that an attorney and an investigator have been identified to handle these matters, and that he will be meeting with them in the near future.

He also reported on the progress of the Program's response to the District Attorney's subpoena concerning the same issue. All documents in most categories have already been provided, and the staff is working on those that are more difficult to locate and laborious to copy. He stated that Vincent Doyle, pro bono counsel for the Board on this issue, continues to negotiate with the DA's office regarding certain of those documents that contain attorney work product.

Ayoka Tucker joined the meeting at approximately 5:00 p.m. The Executive Session was ended at approximately 5:10 p.m.

Respectfully submitted,

  
Julie A. Dee  
Secretary

**MINUTES**  
**Meeting of the Board of Directors**  
**Erie County Bar Association Aid to Indigent Prisoners, Inc.**  
**October 29, 2014**

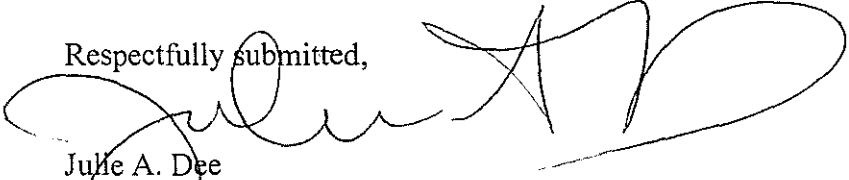
Present: John Aman, Richard Barnes, Julie Dee, James DeMarco III, Kenneth Gibbons, Robert Goldstein, Daniel Henry Jr., Hon. Michael Hudson, Robert Lonski, Marianne Mariano, Joseph Terranova, Peter Vasilion, JoAnn Wahl, Claudia Schultz

Mr. DeMarco convened the meeting at approximately 4:35 p.m.

The Board unanimously approved the minutes of the meetings of October 8, 2014 and October 15, 2014, and of the executive sessions thereof.

The Board entered into Executive Session immediately. Ayoka Tucker joined the meeting at approximately 5:00 p.m. The Executive Session concluded at approximately 5:10 p.m., at which time the meeting was adjourned.

Respectfully submitted,

  
Julie A. Dee  
Secretary

**EXECUTIVE SESSION MINUTES**  
**Meeting of the Board of Directors**  
**Erie County Bar Association Aid to Indigent Prisoners, Inc.**  
**December 4, 2014**

Present: John Aman, Richard Barnes, James DeMarco III, Kenneth Gibbons, Robert Goldstein, Daniel Henry Jr., Hon. Michael Hudson, Robert Lonski, Marianne Mariano, Joseph Terranova, Ayoka Tucker, Peter Vasilion, JoAnn Wahl, Claudia Schultz

The Board entered into Executive Session at approximately 12:26 p.m.

Mr. Terranova presented the report of the Professional Standards Committee, and in particular its recommendations regarding the applications to the panel of 8 attorneys, all of whom are recommended for acceptance following, for most, full training. These attorneys include Michael Cimasi, Latasha Crutcher, David Friedfertig, Patricia Maxwell, Elisabeth Rossow, Brent Salevsky, Celia Szczur, and Kamaljit Virk. The Board approved the Committee's recommendations by unanimous vote.

The Executive Sessions was concluded at approximately 12:35 p.m.

The Board again entered into Executive Session at approximately 12:50 p.m.

The recommendations of the Search Committee for a new Administrator were discussed, along with the rationales behind those recommendations. Of those applicants who were interviewed, Robert Convissar, Daniel Ward, Patricia Warth and Natalie Schaffer were recommended for a follow-up interview. Although the interview teams had also recommended Joseph Agro, Mary Jean Bowman and Brian Doyle, the Committee reported that it wanted to narrow the finalists down to a smaller number of those candidates who, in relation to the others, had a likelihood of being offered the position. While strengths of all of the candidates were recognized, it was felt that the four being recommended were overall the strongest of the candidates. Mr. Vasilion noted for the record that he felt that Ms. Schaffer was not qualified for the position, and that he felt that Ms. Bowman should receive a second interview. Following extended discussion, however, the Board agreed to go forward with the four recommended applicants.

The Board then discussed the current status of matter of Dennis McGrath. Mr. Lonski advised that while there appeared at one time to be the possibility of restitution being obtained as a condition of a plea, it is now his understanding that a the District Attorney does not intend to ask for restitution or to make restitution a condition of any plea offer. Mr. Lonski reported that he has registered his objection, and that Mr. Doyle has written to Mr. Sedita on behalf of the organization to express its request that restitution be requested.

The Board discussed the advisability of submitting a victim impact statement at sentencing, and asking for a restitution order independently of any position that the prosecutor might take. The Board is cognizant of the implications of a defense organization being perceived as proceeding

**MINUTES**  
**Meeting of the Board of Directors**  
**Erie County Bar Association Aid to Indigent Prisoners, Inc.**  
**December 4, 2014**

Present: John Aman, Richard Barnes, James DeMarco III, Kenneth Gibbons, Robert Goldstein, Daniel Henry Jr., Hon. Michael Hudson, Robert Lonski, Marianne Mariano, Joseph Terranova, Ayoka Tucker, Peter Vasilion, JoAnn Wahl, Claudia Schultz

Mr. DeMarco convened the meeting at approximately 12:20 p.m.

The Board unanimously approved the minutes of the meeting of October 29, 2014, and of the executive session thereof.

The Board entered into Executive Session at approximately 12:26 p.m., returning to regular session at approximately 12:35 p.m.

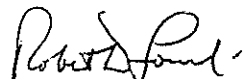
Mr. Lonski presented the Administrator's report. He discussed the financial report, which had previously been distributed to all Board members. He then discussed briefly several proposed policies that will be circulated for the Board's consideration prior to the next meeting. These policies will ensure that the organization is in compliance with IRS requirements as well as those of the New York Non-Profit Revitalization Act. They will deal with Board conflicts of interest, the establishment of an Audit Committee, and the enhancement of the program's whistleblower policy.

Mr. Lonski then discussed with the Board the possibility of seeking funding in an upcoming ILS grant cycle for a grants manager position to deal with the very significant reporting, billing, and administration of the multiple grants that the program now must deal with, and which several years ago did not exist. By unanimous vote, the Board indicated its support for such a proposal.

The Board then again entered into Executive Session at approximately 12:50 p.m.

The Executive Session concluded at approximately 1:25 p.m., at which time the meeting was adjourned.

Respectfully submitted,

  
Robert D. Lonski  
Acting Secretary