

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

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ROBERT D. LONSKI
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

GA

January 31, 2012

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

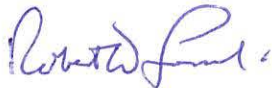
Re: Resolution 233 of May 6, 1975

Dear Mr. Graber:

Pursuant to the above-referenced Resolution, I am enclosing a financial report for the period 7/1/11 – 12/31/11, 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 D. Lonski
Administrator

RDL:rl
encs.

3M-17

**ECBA AIP
Assigned Counsel Program**

Report to the Clerk of Erie County Legislature

Period 7/01/11 - 12/31/11

Source of Funds:

County of Erie:	\$3,803,651
NYS:	0
Interest:	12,086
Donation - Training Restricted	980

Total: \$3,816,717

Program Expenditures:

Attorney Fees	3,112,295
Transcripts	36,381
Experts	14,479
Investigators	21,030

Total: \$3,184,185

Administration:

Personnel (Wages, Hosp, FICA, Unemp)	446,638
Util/Telephone	6,597
Space Rental	23,358
Office Supplies	7,871
Postage	8,564
Travel	1,864
Insurance	8,802
Legal/accounting (Accountant)	2,500
Dues & Assoc. Membership Fees	1,244
Office Printing/copying (Reproduction)	5,706
Training	522
Equipment Purchase	202
Computer Maintenance	3,600
Legal Publications	2,226
Courier Service	2,370
Temp & Law Student	3,009
Payroll Service	640
Misc (Misc & Misc Volunteer Support)	292

Total: \$526,005

Grand Total: \$3,710,190

Assigned Counsel Panel As Of December 31, 2011

JEFFREY	ABATE	PAUL	CLEARY
ANTHONY	ABBARNO	EMILIO	COLAIACOVO
EUGENE	ADAMS	MICHAEL	COLE
GEORGE	ADAMSON	RICHARD	COLE
DAVID R	ADDELMAN	CORNELIUS	COLLINS
FERN	ADELSTEIN	KEVIN	CONDON
JERRY M	ADER	ROBERT	CONVISSAR
MARK	ADRIAN	LINDSAY	COPELAND
JOSEPH	AGRO	WILLIAM	CURTIN
CHERYL	ALOI	ROBERT	CUTTING
FRANCIS	AMENDOLA	CRAIG	CWICK
THOMAS	ANDRUSCHAT	PHILLIP	DABNEY, JR.
JOHN	ANGE	DON	DALLY
SARA	ANTHIS	DANA	DANTONIO
JAMES	AURICCHIO	SAMUEL	DAVIS
LISA	BALL	PAUL G.	DELL
MICHAEL	BARONE	REGINA	DELVECCHIO
PAUL	BARR	JAMES	DEMARCO III
KEVIN	BAUER	JAMES	DEMATTEO
RUTH	BAUM	CATHERINE	DEMPSEY
JOHN	BEDASKA	GINA	DEPRIMA
DEBRA	BENDER	LAWRENCE	DESIDERIO
CATHERINE	BERCHOU	KATHLEEN	DEVEREAUX
PETER	BERGENSTOCK	NORALYN	DILLON
CATHERINE	BILLANTI	EDWARD	DINKI
ALAN	BIRNHOLZ	JASON	DIPASQUALE
JENNIFER	BLACKHALL	BARRY	DOLGOFF
DAVID	BLACKLEY	ALAN	DONATELLI
DANIEL	BOECK	CECILE	DORLIAE
FRANK	BOGULSKI	JOHN	DORN
GAIL	BREEN	JAMES	DOWSEY
TIMOTHY	BRIDGE	DANIEL	DUBOIS
WILLIAM	BRODERICK JR	JOSHUA	DUBS
MATTHEW	BROOKS	JOHN	DUDZIAK
WESLEY	BROWN	KATHRYN	EASTMAN
ANGELO	BUFFOMANTE	LAURA	EL-BAHTITY
FRANK	BUFFOMANTE	KELIANN	ELNISKI
KARA	BUSCAGLIA	ANTHONY	EMMI
FRANK	BYBEL	HOLLY	ERICK
DOMINIC	CANDINO	TARA	EVANS
E. CAREY	CANTWELL	TERRANCE	FALK
ANTONIO	CARDARELLI	ANDREW	FANIZZI
CATHERINE	CAREY	THOMAS C	FARLEY
LOUISE E.	CAREY	JENNIFER	FARRELL
BENJAMIN	CARLISLE	KENNETH	FARRELL
A. JOSEPH	CATALANO	KAREN	FEGER
ANTHONY	CERVI	WAYNE	FELLE
MARY	CHAN	NOEMI	FERNANDEZ
ELIZABETH	CIAMBRONE	M. KREAG	FERULLO
DANIEL	CIMINELLI	SHANNON	FILBERT
JAMES	CIMINELLI	SARAH	FILOCAMO
DIANE	CIURCZAK	GREGORY	FINA
ANTOINETTE	CLAY	ROBERT	FLYNN



Assigned Counsel Panel As Of December 31, 2011

ROMAN	FONTANA	RANDALL	KAY
TAMARA	FOWLSTON	JOHN M	KEAVEY
GARY	FREEDMAN	THOMAS	KEEFE
TIMOTHY	GALLAGHER	DAVID	KELLY
JOHN	GARRITY	MICHAEL	KELLY
PATRICK	GARRITY	JAMES	KENNEDY
SUZANNE	GARVEY	STEPHEN	KENNEDY
GIOVANNI	GENOVESE	EDWARD	KEY
MATTHEW	GIANNETTI	DENIS	KITCHEN
LESLIE JEAN	GIBBIN	HOWARD	KLEIMAN
KENNETH	GIBBONS	MICHAEL	KOBIOLKA
KEVIN	GIBBONS	ADAM	KOCH
JOHN	GILMOUR	JOSHUA	KORMAN
RODNEY	GIOVE	ANTHONY	KOWALSKI
ROBERT	GOLDSTEIN	KRISTIN	KOZLOWSKI
ALBERT	GRANDE	JEFFREY	KRAJEWSKI
TERRY	GRANGER	RACHEL	KRANITZ
DANIEL	GRASSO	PATRICK	KREY
CHARLES	GREENBERG	KATHLEEN	KUGLER
ALVIN	GREENE	PAUL	KULLMAN
JOHN	GRENNELL	JESSICA	KULPIT
DANIEL	GRIEBEL	JEFFREY	LACEY
DAVID	GUTOWSKI	ALMA	LAFFERTY
DANIEL	GVERTZ	LEE CHARLES	LAMENDOLA
IAN	HARRINGTON	ANTHONY	LANA
JEFFREY	HARRINGTON	CHRISTINA	LANA SHINE
TINA	HAWTHORNE	FREDERICK	LANG
TIMOTHY	HENNESSY	JAMES	LAZARUS
DANIEL	HENRY JR	RICHARD	LEFF
KAREN	HENSLEY	CLAYTON	LENHART
MICHAEL	HERON	DEAN	LILAC JR
NICHOLAS	HICKS	THOMAS	LOKKEN
JOSEPH	HODAN	ANDREW C	LOTEMPIO
ALAN	HOFFMAN	TIMOTHY R	LOVALLO
LORI	HOFFMAN	JOHN	LUHR
BERNADETTE	HOPPE	DANIEL	LUKASIK
JANE	HUGHES	EVAN	LUMLEY
STEPHEN	HUGHES	MICHELLE	MACCAGNANO
TRISTAN	HUJER	LOUIS	MAINO
MARK A	HULNICK	JAMES	MALONEY
MAX	HUMANN	JOAN	MALONEY
THOMAS	HURLEY	MINDY	MARRANCA
FRANK	IERACI	EDWARD J.	MARTIN
MICHAEL	INGHAM	EDWARD J	MARTNSHIN
RAMON	IRIZARRY	KATHLEEN	MCDONALD
DAIRE BRIAN	IRWIN	SHAWN	MCDONALD
JOHN	JENNY	DENNIS	MCGRATH
CLARENCE	JOHNSON	MICHAEL	MCKEATING
ROBERT	JOHNSON	PATRICK	MCLAUGHLIN
ROCHELLE	JONES	RALPH	MEGNA
MICHAEL	JONES	JENNIFER	METZGER
JOHN K	JORDAN	PAUL	MICHALEK JR
SUSAN	KARALUS	TARA	MIDLIK

Assigned Counsel Panel As Of December 31, 2011

RAYMOND	MILES III	JOHN	SANCHEZ
JOHN	MOLLOY	SALVATORE	SANFILIPPO
MARK	MONTOUR	SABBY	SANTARPIA
ROSEANNE	MORAN	JEFFREY	SANTORO
CHRISTOPHER	MULLEN	DOMINIC	SARACENO
MARK	MULTERER	DAVID	SARKOVICS
MOLLY JO	MUSARRA	ANTONIO	SAVAGLIO
JOSEPH	MUSCATO	RACHAEL	SAVANYU
CATHERINE	NAGEL	JEREMY	SCHWARTZ
TERENCE	NEWCOMB	DEBORAH	SCINTA
ANN	NICHOLS	JOSEPH	SCINTA
JON ALLON	NICHOLS	SETH	SEEGERT
LEAH	NOWOTARSKI	MARC	SHATKIN
JOHN	NUCHERENO	RICHARD	SHAW II
MICHAEL G	O'ROURKE	ROBERT	SHEPHERD
MICKY	OSTERREICHER	DANIEL	SHINER
EVELYNE	O'SULLIVAN	DAVID	SILVERBERG
MICHAEL	PACIFICO	NADEEN	SINGH
RADHIKA	PADMANABHAN	JOSEPH	SINKEWICZ JR
DAVID	PAJAK	JENNIFER	SMITH
BRIAN	PARKER	VICTORIA	SMITH
LUCIAN	PARLATO	OSCAR	SMUKLER
FRANK	PASSAFIUME	KEVIN	SPITLER
KIM	PAUL	MICHAEL	STACHOWSKI
TIMOTHY	PAWARSKI	KEVIN	STADELMAIER
DOROTHY	PEARMAN	JOSEPH	STADLER
MARK J	PESZKO	PATRICK	STAFFORD
PAUL	PIOTROWSKI	RICHARD	STANTON
KATHLEEN	PLATZER	ELIZABETH	STEGER
PATRICIA	POPE	R. HUGH	STEPHENS
MICHAEL	PORETTA	R. WILLIAMS	STEPHENS
MELISSA	POTZLER	SCOTT	STEPIEN
BECKY	POWELL	JENNIFER	STERGION
ARTHUR	PRESSMAN	D. DANIEL	STEVANOVIC
DEAN	PULEO	DOUGLAS	STILLER
PATRICK	QUINLIVAN	JOSEPH	TERRANOVA
ANDREW	RADACK	FRANCIS	TESSEYMAN JR
JOSHUA	RAMOS	NICHOLAS	TEXIDO
KEVIN	REEDY	THOMAS	THEOPHILOS
MELISSA	REESE	JORDAN	THOMAS
SUSAN	REINECKE	DAVID	TODARO
SCOTT	RIORDAN	NELSON S	TORRE
JULIE	ROGERS	DELREASE	TOTA-NEAL
DAVID	ROGGENBAUM	JEREMY	TOTH
WALTER	ROOTH III	RONALD	TRABUCCO
LOUIS	ROSADO	JAMES D	TRESMOND
MARIA	ROSCIGLIONE	EMILY	TROTT
CAROL	ROSENTHAL	AYOKA	TUCKER
DEBRA	ROUGEUX	LANA	TUPCHIK
GERALD	ROUX	DENIS	UMINSKI
BRIAN	RUFFINO	STEPHEN	UNDERWOOD
SEAN	RYAN	LISA	VALVO
MARK	SACHA	PETER	VASILION

Assigned Counsel Panel As Of December 31, 2011

CATHARINE	VENZON
YVONNE	VERTLIEB
JESSICA	VESPER
LOUIS	VIOLANTI
SURINDER	VIRK
JEFFREY	VOELKL
THOMAS	WEBB
DOUGLAS	WEINERT
PIETER	WEINRIEB
DAVID	WIDENOR
WALLACE	WIENS
MARK	WILLIAMS JR
DAVID	WILSON
THOMAS	WOJTAN
MARK	WORRELL
LISA	YAEGER
GRANT	ZAJAS
DAVID	ZEIGLER
JOHN	ZIMBERLIN
MICHAEL	ZOSH



MINUTES
Meeting of the Board of Directors
Erie County Bar Association Aid to Indigent Prisoners, Inc.
November 16, 2011

Present: John Aman, Robert Convissar, Julie Dee, James DeMarco III, Brenda Freedman, Kenneth Gibbons, Robert Goldstein, Rodney Personius, Joseph Terranova, Ayoka Tucker, JoAnn Wahl, Earl Key, Robert Richardson, Robert Lonski and Claudia Schultz.

Mr. Convissar convened the meeting at 12:20 p.m.

Following a motion and second, the minutes of the meetings of June 8 and September 1, 2011 were approved by unanimous vote.

The Board then reviewed and unanimously confirmed the actions of the Executive Committee in approving the organization's 2012 budget as well as the prior recommendations of the Professional Standards Committee concerning applicants to the program and felony panel reviews.

Mr. Lonski presented the financial report of the organization through the end of October 2011. He discussed the ongoing efforts of the organization to address the budget deficit, pointing out that there has been a great deal of cooperation on the part of panel attorneys in that regard. He advised that, while those efforts need to continue over the next 6 weeks, he is optimistic that they will be successful.

He reported on the 2012 budget process, noting that the County Executive reduced the program's budget request by approximately \$20,000. He also discussed the statewide Indigent Legal Services Office's grant-making activities, advising that he will attend a meeting in Albany in early December, at which time he expects to obtain updated information.

Mr. Convissar reported the discussion and recommendation of the Professional Standards Committee with respect to Thomas Kubiniec's request for a change in policy that would permit DSS attorneys to provide criminal defense representation through the program. The majority recommendation of the Committee was to decline to modify the policy as requested for several reasons. The first was that, unlike town and village prosecutors, the jurisdiction of Mr. Kubiniec's office is county-wide, thereby greatly expanding the number of possible conflicts that could occur. The second was that it would be extremely difficult, despite an attorney's best efforts, to screen effectively all cases for possible conflicts within the office of counsel of the Department of Social Services, particularly since the Department has a very large number of cases in a number of different areas, including violation of support orders and abuse and neglect matters. Finally, it is not

uncommon for there to be communication and cooperation between that office and the District Attorney, particularly in some Article 10 cases in Family Court.

With one dissenting vote, being that of Mr. Goldstein, the Board determined not to change the policy as requested by Mr. Kubinieć. It did, however, unanimously modify the existing policy for clarification purposes by adding the following language to the end of paragraph #3: "Under no circumstances may a town or village prosecutor represent a client on an assigned basis in the same jurisdiction in which he or she is a prosecutor."

Mr. Convissar and Mr. Lonski then reported on the recommendations of the Professional Standards Committee regarding the following applicants to the program's appellate panel: David Abbatoy, Sherry Chase, Regina DelVecchio, Kathryn Eastman, Keliann Elniski, Kathryn Friedman, Lyle Hajdu, Jennifer Lorenz, Richard Stanton, and Peter Vasilion. Those recommendations were approved by the Board unanimously.

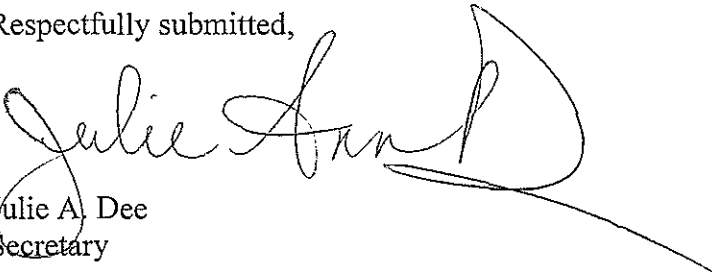
The Board then unanimously adopted a whistleblower policy and a policy on Board conflicts of interest. Those policies are attached to these minutes.

Mr. Lonski communicated the request of Mark Lauber, an investigator for Buffalo Protection & Investigation, Inc., that he and the company for which he works be permitted to do work for this program, despite the fact that the president of the company is currently a police officer for the City of Buffalo.

The Assigned Counsel Program has a longstanding policy prohibiting the program's engagement of any investigator who works for a company which employs anyone currently employed in law enforcement or corrections. Mr. Lauber suggested that an exception could be made, or the policy might not apply, because the president has no involvement in day to day operations or investigations. Following full discussion, the Board declined to modify its policy or to interpret it so as to permit Buffalo Protection & Investigation to receive work through the program. It felt that it wants a bright line rule in matters such as this so as to ensure maximum client confidence in the services provided through the program.

There being no further business to discuss, the meeting was adjourned at approximately 1:25 p.m.

Respectfully submitted,



Julie A. Dee
Secretary

JAD:mo

MINUTES
Meeting of the Board of Directors
Erie County Bar Association Aid to Indigent Prisoners, Inc.
September 1, 2011

Present: John Aman, Robert Convissar, Julie Dee, Kenneth Gibbons, Robert Goldstein, Nicholas Hicks, Hon. Michael Hudson, Joseph Terranova, Ayoka Tucker, Robert Lonski and Claudia Schultz.

Mr. Hicks convened the meeting at 12:20 p.m.

In light of the lack of a quorum, approval of the minutes of the June 8, 2011 meeting of the Board was deferred to the next meeting.

The Board reviewed and discussed the proposed budget for 2012, and expressed its approval of the budget. Formal approval will be considered by the Executive Committee as soon as the Committee can be convened. Mr. Lonski advised the Board that the budget review process will now include a meeting between the County Attorney, the First Assistant County Attorney, a representative from the county's Budget Office and himself. Such a meeting had not been part of the process in previous years.

The Board briefly discussed the recommendations of the Professional Standards Committee regarding attorney applicants, and referred formal consideration to the Executive Committee. The Executive Committee will be asked to give particular attention to the application of Hope Jay, which was discussed at some length by the Board. As chair of the Committee, Mr. Convissar also reported that the Committee was unable to complete its consideration of attorney Thomas Kubiniec's request for reconsideration of the Board's policy regarding program participation by Department of Social Services attorneys. He indicated that it expected to make a report and recommendation at the next Board meeting.

Mr. Lonski advised that the Appellate Practice Subcommittee is in the process of reviewing the applications and briefs of numerous attorneys who will be interviewed in October and November.

Mr. Lonski presented the financial report of the organization through the end of July 2011. Mr. Lonski reported on several adjustments that have been made to control attorney costs without impacting negatively on the quality of representation. A number of additional suggestions were made in that regard. Mr. Lonski reminded the Board that the organization's IRS Form 990 is available for review by any Board member at his or her request, and that a copy will be provided to any who request the same.

Mr. Lonski shared with the Board a highly complimentary email that he had received from the state's Continuing Legal Education Board.

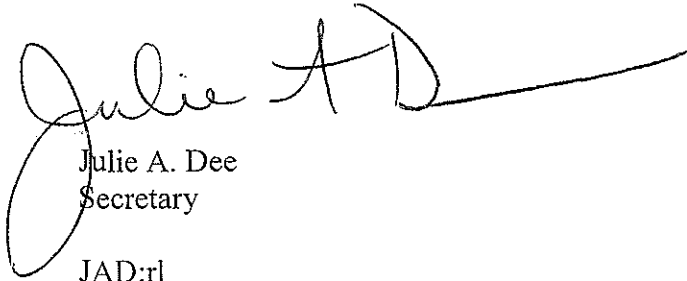
Mr. Lonski then reported on his recent meeting the Hon. Sheila DiTullio concerning efforts to begin to provide counsel at arraignments in local courts. He advised that he will be meeting with Judges Boller and Marky in that regard next week. He again reviewed briefly the grant that the organization has received from the ILS office for that purpose, as well as to enhance provision of experts, investigators and social workers in complex cases.

The Board then went into executive session for a period of approximately 3 minutes, during which time the grievance that had recently been filed against the District Attorney was briefly discussed. The Board then came out of executive session.

Proposed Board policies on whistleblower protection and Board conflicts of interest were distributed, and will be considered at the next meeting of the Board.

There being no further business to discuss, the meeting was adjourned at approximately 1:45 p.m.

Respectfully submitted,



Julie A. Dee
Secretary

JAD:rl