

Hot Topics CLE – Rochester Edition

May 6, 2015

SPEAKER BIOGRAPHIES

FRANCES E. CAFARELL, ESQ. '85 is the Clerk of the Court for the Appellate Division, Fourth Judicial Department. She has served the Court in various positions for more than 20 years, including Deputy Clerk, acting Consultation Clerk and Supervisor of the Decision Department, Administrator of the Assigned Council Program, Family Court Motion Clerk, and Confidential Law Assistant. She was previously engaged in the private practice of law in the Rochester office of Harris Beach, where her practice was concentrated in the areas of commercial and environmental litigation and appellate practice. Ms. Cafarell is an honors graduate of Albany Law School, where she was a member of the *Albany Law Review* and the National Moot Court Competition team. She also holds a Master's degree in Administration of Justice from American University and a Bachelor's degree in Broadcast Journalism from Syracuse University. In 2011, Ms. Cafarell received the Monroe County Bar Association's William E. McKnight Award in recognition of her commitment to Pro Bono Service.

THE HONORABLE RICHARD A. DOLLINGER is a judge of the New York Court of Claims and serves as an acting Supreme Court Justice in the Seventh Judicial District in Rochester. He is a Rochester native, and a graduate of St. Michael's College at the University of Toronto and of the Albany Law School, where he was an editor of the law review. Judge Dollinger was a trial lawyer for 28 years. He served in the Monroe County Legislature and for 10 years in the New York State Senate. Judge Dollinger served as the Brighton Town Justice for two years prior to his appointment to the Court of Claims by Governor Paterson in 2009. Assigned to the matrimonial part for more than five years, he has written extensively on divorce topics, including most recently "A Sweet 16 Primer on the 'SUNY Cap'" and "Equitable Distribution and Tax Credits: A Life Line for New York's Lower Income Families Facing Divorce," both published in the *Family Law Review* of the New York State Bar Association, and articles on extracurriculars and how divorce impacts student financial aid, published in the *Rochester Daily Record*. Judge Dollinger is also the author of "Judicial Ethics, The Obligation to Report Tax Evasion in Support Cases," 27 *JAAML* 1 (2015).

BRETT FARROW, ESQ. '04 is a founding member of The Law Offices of Pullano & Farrow, in Rochester, NY. Mr. Farrow's practice involves handling the specialized needs of health care providers in forming and organizing business and professional entities, owning and managing medical practices, advising clients on professional licensure issues and providing regulatory compliance oversight and review for institutional providers. He advises and represents physicians and other health providers in matters relating to corporate

transactions, employment negotiations, fraud and abuse obligations and professional licensure; represents skilled nursing facilities with regard to regulatory compliance and auditing requirements; drafts and negotiates contracts on behalf of practitioners and business owners with vendors and suppliers; forms new corporate entities for professional and general business endeavors; and assists medical practices and urgent care centers in the creation and implementation of HIPAA compliance programs. Mr. Farrow is a member of the American Bar Association, the NYS Bar Association and the Monroe County Bar Association. He serves NYSBA's Young Lawyers Section as the Representative for the 7th District and as Co-Liaison of the Health Law Section. He is a frequent lecturer on issues such as choice of legal entity for small business owners, fraud and abuse concerns, and employment contracting issues. Mr. Farrow is a 2004 graduate of Albany Law School. He received an M.B.A. in Health Care Administration in 2001 and a B.S. degree in 2000 from Union College.

KIMBERLY A. GLENNON, ESQ. '04 founded The Law Office of Kimberly A. Glennon, a Rochester, NY-based litigation firm that represents individuals across New York State in wide ranging employment matters. Ms. Glennon has extensive experience handling employment matters on behalf of individuals, from negotiations through litigation and appeals. Her practice includes all areas of employment law including discrimination, retaliation, sexual harassment, Family Medical Leave Act (FMLA), Fair Labor Standards Act (FLSA), unpaid wage claims, breach of employment contracts, non-compete clauses, and employment contract and severance agreement reviews and negotiations. Prior to opening the law firm, Ms. Glennon worked as an attorney with Dolin, Thomas & Solomon LLP where she gained extensive experience representing individuals and handling class action employment matters. Ms. Glennon is a graduate of Albany Law School of Union University, where she clerked for an Administrative Law Judge in the New York State Division of Human Rights. She is admitted to practice in State and Federal Courts in New York. She is also a member of the New York and Monroe County Bar Associations.

PETER J. GLENNON, ESQ.' 04 is Principal of The Glennon Law Firm, P.C., a Rochester, NY-based litigation law firm. Its focus is on resolving business, employment, and private disputes for its clients, which include business owners, executives, doctors, financial advisors, and other professionals. Mr. Glennon formerly was a litigator with Nixon Peabody LLP. His extensive litigation experiences include contract disputes; intellectual property issues; partnership, LLC, & shareholder disputes and dissolutions; employment law cases; franchise and distribution law cases; matrimonial matters; civil rights issues; and aviation law matters. Mr. Glennon previously served as law clerk for the Honorable Elizabeth W. Pine, Associate Justice of the New York Supreme Court, Appellate Division, Fourth Department. He was also an extern law clerk to the Honorable David R. Homer, Federal Magistrate, Northern District of New York. Additionally, with more than 20 years of military service, he is the former Deputy Staff Judge Advocate for the 107th Airlift Wing in Niagara Falls, NY, and served as the 107th

Logistics Readiness Squadron Commander, where he was responsible for complex operations, including the overall responsibility of managing 125 people and a multi-million dollar budget. Mr. Glennon has written and spoken on mediation and arbitration, electronic discovery, franchise law, trademark litigation and other topics. He was named on the list of *Super Lawyers*® by Thomson Reuters in 2013 for his litigation experience and reputation. He was also recognized as a Rochester Business Journal "Forty Under 40" recipient in 2010 and as a Daily Record "Up and Coming Attorney" in 2008.

JOHN M. JENNINGS, ESQ., practices in the Government Affairs department of the Business Unit at Harter Secrest & Emery LLP. He focuses on representing a variety of businesses and professional associations in the New York State Legislature. Before joining the Government Affairs department, Mr. Jennings practiced for several years in the trial department. He is a *magna cum laude* graduate of SUNY Buffalo Law School, where he was the Editor-in-Chief of the *Buffalo Law Review*, and received a bachelor's degree, *magna cum laude*, from Roberts Wesleyan College. His professional and civic activities include serving as an Adjunct Instructor of Political Science at Roberts Wesleyan College; a member of the Board of Directors for Cameron Community Ministries; a member of the *Buffalo Law Review* Alumni Board of Consultants; a member of the Roberts Wesleyan College Board of Reference; and a volunteer for the Veterans Outreach Center. Mr. Jennings was honored as the 2013 Roger J. Robach Conservative of the Year by the Monroe County Conservative Party. He received the G.O.L.D. (Graduate of the Last Decade) Award in 2009 from Roberts Wesleyan College. He has presented at a number of events including: "Ten Years - No Taxes? Yes, Please!" at a roundtable discussion about the STARTUP NY economic development program in September 2014; "So You Have to Run a Referendum Election..." for the 32nd Annual New York State Town Clerks Association Conference in April 2014; "A Tempest in a Teapot? Lessons for Tax Exempt Organizations from the IRS 'Tea Party'," at the 48th Annual Tax Institute hosted by the Monroe County Bar Association in November 2013; "Municipal Ethics: A Lobbyist's Thoughts on How to Run a Village While Staying out of Trouble," for the Municipal Electric Utilities Association Accounting Workshop in October 2013; and on "Avoiding the Pitfalls of Government Grants & Contracts" at the Harter Secrest & Emery Client Reception in April 2013.

GREGORY R. NEARPASS, ESQ. '03 joined Tones Vaisey as a Partner in 2014. Mr. Nearpass has experience in all aspects of real estate development and finance, ranging from small businesses to national "big box" retailers. His practice involves advising clients regarding the use, sale, lease, purchase, and development of commercial and residential real estate, including retail facilities, medical buildings, cell towers, specialty housing projects, apartment complexes and large tract, single-family subdivisions. He also has experience representing clients before municipal boards in complex zoning and land use matters as well as in proceedings and lawsuits involving real estate, land use and zoning, the New York State Environmental Quality Review Act (SEQRA), condemnation, and

landlord/tenant matters. Additionally, Mr. Nearpass has served as counsel to municipalities on real estate, planning, and zoning matters, including building code enforcement issues, and has served as counsel to municipal planning boards and zoning boards of appeal. In 2013, he was recognized with an Excellence in the Law Award as an “Up & Coming Attorney” by The Daily Record. Mr. Nearpass received a J.D., *magna cum laude*, from Albany Law School and a B.A., *magna cum laude*, from Hartwick College. He is the author of “High Volume Hydraulic Fracturing and Home Rule: The Struggle for Control,” 76 *Alb. L. Rev.* 161 (2013). He spoke on “Home Rule and Shale Gas Development: Perspectives” at the 2012 Annual Meeting of the Association of Towns of the State of New York.

PATRICK PULLANO, ESQ. '95 is founding member of the Rochester, NY, law firm of Pullano & Farrow, where he provides counsel to a wide range of health care providers, including nursing homes, hospitals, physician organizations, and individual physician practitioners. His experience includes advising skilled nursing facilities and other health care clients on issues concerning resident admission, third-party medical assistance coverage (Medicare and Medicaid), and reimbursement matters; advising and representing physicians and other health care providers in all aspects of their business and corporate transactions, including representing physicians in their employment agreement negotiations with prospective employers and in the purchase and sale of their medical practices; reviewing and drafting admission and vendor service agreements for health care clients; attending agency hearings regarding medical assistance eligibility issues and representing clients in the negotiation and litigation of health care matters; and advising clients on matters of regulatory compliance with federal and state fraud and abuse laws and in the development of compliance programs, including HIPAA compliance programs. Mr. Pullano serves as a member of the Advisory Board for Seniorsfirst Communities & Services. He is a member of the New York State Bar Association, Monroe County Bar Association, and American Health Lawyers Association Compliance Committee. Mr. Pullano received a J.D., *cum laude*, from Albany Law School and a B.A., *summa cum laude*, from the University of Rochester. He spoke on “New York Surprise Bills” at the New York State Bones (Society of Orthopaedic Surgeons) Lunch & Learn Webinar on March 15, 2015 and on “E-Prescribing Mandate in New York” at that organization’s Lunch & Learn Webinar on February 25, 2015. Mr. Pullano also presented a talk on “Corporate Compliance for Nursing Facilities” for the Genesee Health Facilities Association (Nursing Home Association) on January 28, 2015.

J. MICHAEL (MICK) WOOD, ESQ. '94 is a partner at Chamberlain D’Amanda Oppenheimer & Greenfield LLP in Rochester, NY. Mr. Wood was named by the Daily Record in 2002 as one of Rochester’s “Up and Coming Attorneys” and has served on the Monroe County Bar Association’s Academy of Law, Litigation Section Executive Council, and Nominating Committee. He is currently the Chair of the Board of Directors of Easter Seals New York, Western Region. Mr. Wood

has twenty years of experience in civil litigation including discovery, motion practice, bench and jury trials, and appeals. He graduated with a double major in Economics and Government from Cornell University in 1989, *with distinction*. He received a J.D., *summa cum laude*, from Albany Law School in 1994 and graduated third in his class. At Albany Law School, he was a member of *Albany Law Review*. He also was the recipient of the Joseph Rosch Prize, the John C. Welsh Prize, and named to the Justinian Society.