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Community Association Law

A Changing Landscape in a Growing Field

March 29-30, 2007 • Marriott • Somerset

Conference
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Featuring Speakers From:

- Kalian Companies
 - Toll Brothers
 - Arthur Edwards
 - Taylor Management
 - Mirra & Associates
 - CBIZ Valuation Group
 - Community Associations Institute
 - Community Services Group
 - Rutgers School of Law
 - North Fork Bank
 - Wentworth Property Management
- ... and some of New Jersey's top community association law practitioners!

Dear Colleague:

Community association professionals know that in this broad and dynamic field you can never know too much. In response to the need to stay current on case law, legislation and practices, we have created this comprehensive program addressing everything you need to know about topics ranging from the formation of associations to recent legislative initiatives.



A. Christopher Florio, Esq.

Whether you are an attorney, a community manager, a realtor, an accountant, an insurance agent, a board member, a homeowner, or another professional who deals with community associations on a regular basis, you will benefit from this Conference. Our agenda boasts topics taught by some of the industry's top talent that will challenge you and enrich your future work with associations.



David J. Byrne, Esq.

We hope you will join us as we tackle the very issues you face day-to-day, and as we discuss what the future might hold for New Jersey community associations. We look forward to meeting you there.

Sincerely,

A. Christopher Florio, Esq.
Program Co-Chair
Stark & Stark, Lawrenceville

David J. Byrne, Esq.
Program Co-Chair
Stark & Stark, Lawrenceville



Visit our website at cle.com for a complete listing of MCLE requirements in all states. You will also find a schedule of our upcoming conferences and a listing of available homestudy courses.

Register Online at www.cle.com or Call (800) 873-7130
Conference Schedule and Speaker Biographies Inside



schedule

Community Association Law

Thursday, March 29

Friday, March 30

- 8:30 Registration and Continental Breakfast
- 9:00 **Welcome and Introduction**
Overview of Day One
A. Christopher Florio, Esq., Program Co-Chair
Stark & Stark, Lawrenceville
- 9:15 **Approval Process for Formation**
From the Beginning
Andrew Jacobson, Esq., Assistant General Counsel
Kalian Companies, Red Bank
- 10:00 Morning Break
- 10:15 **Association Operations**
Troubleshooting; Management Role; Board Elections
James Magid, PCAM, CMCA, Regional Vice President
Wentworth Property Management, Lawrenceville
- 11:00 **Steps to Create a New Community Association**
The Developer's Perspective
David A. Larkin, Esq., Assistant Vice President
National Director of Community Associations
Toll Brothers, Horsham
- 11:45 Lunch Break
- 1:15 **Transitions**
From Sponsor to Board
Edward S. Frank, CMCA, AMS, PCAM
President and Owner
Arthur Edwards, River Vale
Paul A. Santoriello, PCAM, CMCA, President
Taylor Management, Cedar Knolls
- 2:15 **Construction Defects**
When Bad Construction Happens to Good Associations
Donald B. Brenner, Esq.
Stark & Stark, Lawrenceville
- 3:15 Afternoon Break
- 3:30 **The Financial Aspects of the Transition Process**
The Developer's Funding Obligations
Marie D. Mirra, CPA
Mirra & Associates, Hillsborough
- 4:15 **Tax Appeals**
From A to Z
Timothy P. Duggan, Esq.
Stark & Stark, Lawrenceville
Michael P. Hedden, CRE, MAI
CBIZ Valuation Group, Lawrenceville
- 5:15 **Adjourn to Networking Reception**
Sponsored by Stark & Stark

- 8:00 Continental Breakfast
- 8:30 **Welcome Back**
Overview of Day Two
David J. Byrne, Esq., Program Co-Chair
Stark & Stark, Lawrenceville
- 8:45 **From the Capitol**
A Panel Presentation
Curt Macysyn, Executive Director, New Jersey Chapter
Community Associations Institute, Mercerville
Kenneth R. Sauter, Esq.
Ramsey Berman, Cedar Knolls
Kimberly Bailey Borek, Esq.
Borek & Cooper, Princeton
- 10:00 Morning Break
- 10:15 **Uniform Common Interest Ownership Act (UCIOA)**
The Basics and Beyond
Michael Pesce, PCAM, President and Co-Owner
Community Services Group, Clifton
- 11:00 **From the Courts**
Case Law Update
A. Christopher Florio, Esq., Program Co-Chair
- 11:45 Lunch Break
- 1:00 **The Twin Rivers Effect**
The Case, the Appeal and the Implications
Frank Askin, Esq., Professor of Law
Director of the Constitutional Litigation Clinic
Rutgers School of Law, Newark
Dennis R. Casale, Esq.
Pepper Hamilton, Princeton
- 2:00 **Association Funding**
The Bank's Perspective
Stephen H. Block, Senior Vice President
North Fork Bank, Fairfield
- 3:00 Afternoon Break
- 3:15 **Keeping Your Community out of Court**
Alternative Dispute Resolution
Alfred O. Ojejinmi, MRICS, CPM, PCAM, AMS, CMCA
Regional Director
Wentworth Property Management, Hackensack
David J. Byrne, Esq., Program Co-Chair
- 4:15 **Ethics**
Coloring Within the Lines
Francis McGovern, Esq.
McGovern Legal Services, New Brunswick
- 5:15 Evaluations and Adjourn

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NEPA
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National Conference
April 19-20, Las Vegas
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April 30 - May 1, Denver

Eminent Domain
April 30 - May 1, Richmond
Negotiating Leases
May 3-4, Boston

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instructors

Community Association Law

meet your

Program Co-Chairs

David J. Byrne specializes in condominium and community association law. He provides associations a full range of services, from the drafting and negotiation of association service contracts to any necessary litigation-related services.

A. Christopher Florio represents primarily community associations. He served as a member of the New Jersey Assembly Task Force, which was commissioned to study community associations in the state.

Frank Askin represented the plaintiff in *Committee for a Better Twin Rivers v. Twin Rivers Homeowners' Association*. He has been on the National Board of the American Civil Liberties Union (ACLU) since 1969 and has served as one of four general counsel to the ACLU since 1976.

Kimberly Bailey Borek and her firm specialize in community association law. For more than a decade, she has represented over 100 unique community associations.

Stephen H. Block has 30 years' experience in commercial lending. He is in charge of his bank's Common Interest Realty Association lending programs in New Jersey and Pennsylvania.

Donald B. Brenner chairs his firm's Construction Litigation Group. He has broad experience handling complex commercial litigation with an emphasis on construction litigation and litigation on behalf of community associations.

Dennis R. Casale has experience representing unit owner associations, as well as condominium and planned unit development developers.

Timothy P. Duggan practices primarily in the areas of real estate tax appeals, bankruptcy and condemnation. Prior to law school, he was a senior business development analyst at Sequa Corporation (formerly Sun Chemical Corporation) in New York.

Edward S. Frank has been managing community associations throughout Bergen County for the past 23 years. During this time, he has successfully managed more than \$900 million dollars of real estate.

Michael P. Hedden has performed appraisal and consulting assignments for corporations, syndications, banks, government, commercial and private individuals. He has significant expert testimony experience in numerous courts.

Andrew Jacobson provides counsel to his company, a residential home builder with communities in New Jersey, Pennsylvania and Mississippi, in all areas, including real estate and community association matters.

David A. Larkin serves as General Counsel for all of Toll Brothers' ancillary operations, including golf, risk management, title, mortgage, marketing, telecommunications, architecture, engineering, security and community associations.

Curt Macysyn directs the activities of the New Jersey Chapter of the Community Associations Institute (CAI), which is the second largest chapter in the country.

James Magid has almost 20 years of professional experience with community associations. His region serves over 40 communities encompassing approximately 10,000 homes and he facilitates his company's Builder Specialty Team.

Francis McGovern focuses on representation of community associations and physician practices, providing services and advice on business law, collections, litigation and mediation.

Marie D. Mirra has provided accounting services to hundreds of community associations for over 18 years. She has assisted associations with audits, accounting and taxes, as well as specialized topics, such as fraud and forensics.

Alfred O. Ojejinmi has worked with the management and development of real estate for approximately 20 years. He is the 2007 President of the Institute of Real Estate Management in New Jersey.

Michael Pesce and his company focus on real estate management and marketing for community associations. He is a member of the Legislative Action Committee for CAI's New Jersey Chapter.

Paul A. Santoriello has 18 years' experience in property management. He oversees his organization and is actively involved in the management of all its clients. He has served on the UCIOA Task Force for the past six years.

Kenneth R. Sauter is the Chair of the Legislative Action Committee for CAI's New Jersey Chapter. He devotes his practice to real estate matters, with substantial representation of community associations and community association lenders.

conference information

Continuing Education Credit

MCLE: This course qualifies for up to 12 hours of substantive law, practice and procedure CLE credit, including one hour of ethics, by the Pennsylvania Continuing Legal Education Board.

Planners: This course meets the requirements for 12 hours of AICP/CPDP credit.

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Tuition: \$595

The tuition fee of \$595 per person (\$495 for government employees, 501(c)(3) organizations, full-time judges, law students and paralegals) includes attendance at all sessions, course materials, continental breakfasts, and coffee breaks.

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About CLE International

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Each registrant will receive a set of course materials, prepared by the speakers especially for this Conference, which will be a valuable future reference. The course materials alone are available for \$95 plus \$10 shipping and handling.

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If you cannot attend, **CLE INTERNATIONAL** also offers a complete audio transcript of the Conference (including all course materials) for \$595 plus \$10 shipping and handling. This package may qualify for home study credit.

Cancellation

Full tuition refunds (less a \$50 administrative charge) will be given only if notice of cancellation is received by 5:00 p.m. MST on the Friday prior to the Conference. Substitutions may be made at any time.

CLE INTERNATIONAL Program Attorney:
Allison A. Gerkman, alli@cle.com.

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A Changing Landscape in a Growing Field

March 29-30, 2007 • Marriott • Somerset

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New Legislation, New Cases, New Policies, New Directions

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with a mere 2.1 million residents

2006

286,000 community associations in the U.S.
with 57 million residents

Today

Countless reasons to join your colleagues at this
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Source: www.caionline.org