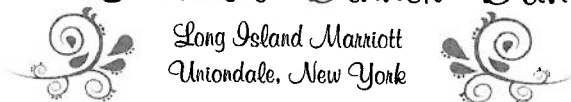


Join us on Saturday, May 11, 2019 at the
120th Annual Dinner Dance



Long Island Marriott
 Uniondale, New York

Invitations Mailed in March
 \$225 per person

We take pride in honoring the
 NCBA members who are celebrating their
 50, 60 and 70 year anniversary
 of admission to the Bar.

2019 Distinguished Service Medallion Recipient

Stephen Gassman, Esq.

NCBA Past President
 Founder of WE CARE

Senior Partner Gassman, Baicomonte Gruner, P.C.

To take a sponsorship or an ad in the
Dinner Dance Journal,
 see the insert in this issue
 or contact Special Events at (516)747-4070 or
 events@nassaubar.org.

MINDFUL YOGA

Mindfulness Yoga Workshop 2019

Would you like to feel less stressed and more relaxed?
 Mindfulness yoga helps to quell anxiety, reduce stress, aid relaxation
 and facilitate health and well-being.
 You will learn ways to bring this practice into your daily life.

The NCBA's Lawyer Assistance Program is pleased to invite members to
 participate in this eight (8) Week Mindfulness Yoga Workshop.

Wednesdays
 February 13, 20
 March 6, 13, 20
 April 3, 10, 17
 5:30-6:45 p.m.
 \$120 workshop fee

Mindfulness is for everybody, flexibility irrelevant.

Instruction will be provided by Edith Jason,
 a Kripalu Certified Yoga Teacher.
 Edith has been teaching Yoga for 30 years.



BREATHE

ENROLLMENT IS LIMITED - ACT NOW!

Classes held in the lower level President's Room
 at the Nassau County Bar Association.
 Please contact Beth Eckhardt at
 eckhardt@nassaubar.org or (516)747-4070

Personal Injury/ Workers' Compensation Law

**Nassau County
 Expedited Jury Trial**

By Hon. R. Bruce Cozzens and
 Hon. Sharon M.J. Gianelli



**Hon. R. Bruce
 Cozzens**

The Nassau County Expedited Jury Trial (EJT) is an alternative way to provide parties with a jury trial in an accelerated time frame and without the expense of expert witnesses. The trials in a vast majority of cases are completed from jury selection until verdict in one day. Motor vehicle serious injury cases make up the primary source for these trials, although other tort cases have gone to trial. The process to proceed to an EJT begins with an agreement between plaintiff's counsel, defendant's counsel, and the insurance carrier. The parties will agree to a high-low contract. The defendant may also agree to a concession of liability in the appropriate case.

The trial proceeds in the normal manner: jury selection, opening statements, evidence, summations and jury charge. The parties are allocated on the record prior to the commencement of the trial as to the parameters of the trial. This process is not an arbitration and the rules of evidence apply. There are no motions for a directed verdict. Only the parties testify. Counsel shall submit their requests to charge at least two (2) days before trial. If requested, a settlement conference can be held before the commencement of trial. The parties shall provide six (6) packets consisting of their documentary evidence for the jury. They shall also provide a copy to their adversary prior to trial.

Upon scheduling of the EJT, counsel shall sign a stipulation stating the date for the trial (there are no adjournments), the parameters of the trial (concession of liability, high- low amounts), agreeing to waive medical testimony, and that the verdict is final.

The Rules for the Expedited Jury Trial are as follows:

1. There are no appeals or motions to set aside the verdict nor any other trial proceedings. All verdicts are final.
2. The plaintiff(s) will be allocated before trial to assure that the plaintiff(s) understands that he/she is entitled to a full trial but waives the right to present medical or any other expert witnesses and wishes to proceed in an expedited jury trial.
3. If the verdict is not capped

within the insurance policy limits and there is no high-low agreement, the defendant(s) shall also be so allocated.

4. If the issue of the negligence of the defendant(s) is not conceded, all issues shall be determined in a full trial. There shall be no bifurcation.

5. Prior to trial, the parties shall each prepare trial exhibit books. These books shall include any documents the parties wish the jury to review during deliberations.

Each party will present the book to the adversary prior to jury selection. Any objections to proposed exhibits shall be made to the Court prior to commencement of trial (either before or after jury selection). The books shall be given to the jury when deliberations commence. Any documents found inadmissible by the court shall be removed prior to the books being submitted to the jury.

6. Requests to charge shall be given to the Court on the business day prior to trial (Cozzens- via fax at 516-493-3056) and (Gianelli - via fax at 516-493-3386).
7. Jury selection shall commence on the morning of trial and be completed within ninety (90) minutes of commencement, subject to application to the Court for additional time prior to commencement of jury selection. Each side shall have three (3) peremptory challenges.
8. The parties may request one pre-trial conference to discuss admissibility of trial documents. Upon such request, the Court may assign the conference to a Court Referee.
9. If a verdict is not reached by 4:30 p.m., the deliberations shall be adjourned to the following business day.
10. If your client needs an interpreter, please notify the Court at least five (5) days prior to the trial date so that we may make the necessary arrangements.
11. Neither party shall enter judgment on the verdict.

If you wish to schedule an Expedited Jury Trial please contact Justice Cozzens in the Calendar Control Part (CCP). The EJTs are conducted before Justices Cozzens and Gianelli.

**Thank You for Supporting the NCBA
 PRO BONO CAMPAIGN**

Janet M. Connolly

Hon. Angelo A. Delligatti