



# AABANY ADVOCATE

## Asian American Bar Association of New York

Fall 2014  
Volume XVII  
Issue III

## AABANY Hosts its 5th Annual Fall Conference

By Gurinder J. Singh  
AABANY Vice President, Programs and Operations

**O**n Saturday September 20, 2014, AABANY will present its 5<sup>th</sup> Annual Fall Conference: "Empowering Progress & Unity" at Morgan, Lewis & Bockius LLP's midtown office located at 101 Park Avenue.

As one of AABANY's flagship events, the Fall Conference attracts hundreds of practicing attorneys, in-house counsel—including many of the country's most powerful General Counsels (GCs)—legal vendors and law students. This year's conference promises to be an engaging and memorable event.

Like in past years, this year's Fall Conference will feature a full day of CLE programs on topical issues ranging from Asian American Voting Rights Issues and Recent Tax Law Developments to Race, Commerce and the Media in the United States and the New APA Face of NYC Real Estate Development. A CLE session not to be missed is the GC Roundtable, where a panel of GCs will address a variety of issues related to the evolving relationship between



Photo by Yang Chen

*The popular GC Roundtable returns to the Fall Conference this year. From L to R: An-Ping Hsieh (Hubbell Incorporated), Seth Krauss (Take 2 Interactive), Michael Lewis (Lukoil America LLC), Michael Wu (Rosetta Stone), Clara Ohr (Hess Corporation) and Charan Sandhu (Weil, Gotshal & Manges LLP) at last year's GC Roundtable discuss the challenges of managing legal departments and containing legal costs.*

in-house attorneys and outside law firms.

The conference will also include non-CLE programs, including the invitation-only In-House Counsel Forum, two invitation-only Judicial Fo-

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## SPONSOR SPOTLIGHT

### Morgan Lewis

**A**t Morgan Lewis, dedication to diversity throughout our 25 offices around the world begins at the top.

Our Chair, Francis M. Milone, and our Chair-elect, Jami Wintz McKeon, set the tone by personal example and drive our diversity and inclusion efforts. When Ms. McKeon becomes chair on October 1, 2014, Morgan Lewis will be the largest firm in the world to have a female chair, and one of only a few in the Am Law 50 to be led by a woman.

Ms. McKeon's influence at our firm is not an exception. Across Morgan Lewis, women and minorities hold many prominent positions and serve as role models to our lawyers and personnel. Six of our practice groups and offices are headed by women.

*The Advocate regularly spotlights AABANY's corporate sponsors and gives our sponsors an opportunity to showcase how their work aligns with AABANY's mission and contributes to the legal community at large.*

Through the years, Morgan Lewis has established a number of internal and external programs aimed at promoting diversity among our ranks and across the profession. Members of our diversity committee, which was formed more than a decade ago, help ensure that diversity remains part of our strategic focus. Our firm also places a premium on engagement with outside organizations; our lawyers are active in the Minority Corporate Counsel Association, which is resident in our Washington, D.C. office, and we are a National Sponsor of Lambda Legal.

Our efforts continue to be recognized by industry observers. For the past five years, for example, the Human Rights Campaign Foundation has given Morgan Lewis a 100% score on its Corporate Equality Index.

Some tools we consider invaluable to promoting diversity include:

#### Recruiting

We cast a wide net to recruit lawyers with diverse backgrounds. We participate in early pipeline-oriented programs by sponsoring networking and mentoring events for college and high school students who are considering a career in law.

*(Continued on page 10)*

## Letter from the President



AABANY President Clara Ohr

Dear AABANY Members and Friends:

I would like to welcome those of you who are reading this issue of the AABANY Advocate at our 5<sup>th</sup> Annual Fall Conference to what will be an exciting full day of CLE programming and networking.

I would like to thank the hosts of our 2014 Fall Conference, Morgan, Lewis & Bockius LLP, for so generously opening their facilities and other resources to us on a Saturday. I would also like to thank Alston & Bird LLP for hosting the Trial Advocacy Program (TAP) component of our Fall Conference.

As many of you may know, 2014 marks AABANY's 25<sup>th</sup> anniversary, which is characterized by the theme: "Empowering Progress and Unity." Fittingly, our year-to-date has been arguably the busiest in our history. AABANY kicked-off its 25<sup>th</sup> anniversary celebration with our Annual Dinner at Cipriani Wall Street on February 26<sup>th</sup> with a record 850-plus registrants. We welcomed back our past Annual Dinner honorees as well as recognized our 2014 awardees: the Asian American Legal Defense and Education Fund; Randal Milch, Executive Vice President, Public Policy and General Counsel of Verizon

Communications Inc.; and Vernon E. Jordan, Jr., Senior Managing Director of Lazard Frères & Co., LLC. This special evening also served as an opportunity to announce two milestones for AABANY's history: crossing the 1,000 active-member threshold and the launch of the Don H. Liu Scholarship Program.

Several of AABANY's members have received notable recognition in the past few months, including Don Liu, honored as one of the "Legends in Law" by the Burton Awards Program in association with the Library of Congress; Parkin Lee, honored by the New York Immigration Coalition; Kevin Kim, the first Asian Pacific American (APA) appointed as Commissioner of the New

York State Liquor Authority; Glenn Lau-Kee, sworn-in as the first APA and 117<sup>th</sup> President of the New York State Bar Association (NYSBA); Vincent Chang, Gilbert Liu, and Ken Chin, each one of the Outstanding 50 Asian Americans in Business 2014 by the Asian American Business Development Center; and Myung Kang-Huneke, Trailblazer at the Korean American Lawyers Association of Greater New York's (KALAGNY) 28<sup>th</sup> Anniversary Gala.

As part of APA Heritage Month, AABANY collaborated with the New York City Bar Association (NYCBA) on May 21<sup>st</sup> to present "22 Lewd Chinese Women: *Chy Lung v. Freeman (1876)*," one of the historical trial re-enactments authored and narrated by the Honorable Denny Chin, U.S. Court of Appeals, Second Circuit, and Kathy Chin, a Partner at Cadwalader, Wickersham & Taft LLP. Over 200 attended this special performance, for which CLE credit was available.

On June 17<sup>th</sup>, AABANY's In-House Counsel and Corporate Law Committees hosted AABANY's 7<sup>th</sup> Annual Wine-Tasting & Networking Reception at La Fonda Del Sol, which brought together law firm sponsors, sponsors of the reception itself, and senior in-house counsel for an evening of wine, tapas, and lively networking. Approximately 100 guests attended what has become one of AABANY's signature events connecting a broad community of lawyers and vendors.

*With 30 committees . . . it is not uncommon for our calendar to reflect AABANY events nearly every night of the work week.*

AABANY's Prosecutors' Committee held its 6<sup>th</sup> Annual Anniversary Reception at the New York County Lawyers Association (NYCLA) on June 18<sup>th</sup>, celebrating the dedicated work of prosecutors and law enforcement officials. U.S. Attorney Preet Bharara (SDNY), District Attorneys Daniel Donovan (Richmond), Cyrus Vance, Jr. (Manhattan), and Robert Johnson (Bronx), were among the noteworthy attendees who provided remarks, as did our 2014 honorees, Wen-Ting Cheng, Chief Counsel of the U.S. Department of Homeland Security, New York Field Office; and Belle Chen, Assistant Special Agent in Charge, Federal Bureau of Investigations, New York

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The AABANY newsletter endeavors to share in a non-partisan fashion information of concern to the Asian American legal community of New York. The officers and directors of AABANY do not necessarily share or endorse any particular view expressed in articles published in this newsletter. Statements published herein are those of persons concerned about the Asian American legal community and willing to share their concerns with their colleagues. Proposed articles or letters to the editor should be sent to AABANY Newsletter, Asian American Bar Association of New York, 45 Rockefeller Plaza, 20th Floor, New York, New York 10111 or e-mail: main@aabany.org; submissions may be excluded or edited by virtue of space or other reasons. Private individuals may publish notices and advertisements, which the editors feel are of interest to members on a space available basis at the following rates: 3.75" x 1" - \$40.00; 3.75" x 4.5" (quarter page) - \$70.00; half page - \$120.00; full page - \$220.00. For advertising information call AABANY at (718) 228-7206 or e-mail main@aabany.org.

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# A Conversation with Norman Lau Kee

By Margaret T. Ling, AABANY Director and Co-Chair, Real Estate Committee;  
 Wendy Y. Yu, Co-Chair, Real Estate Committee and Solo & Small Firm Committee; and  
 Cary Chan, Co-Chair, Solo & Small Firm Committee

**A**t the 2014 AABANY Fall Conference, the inaugural Norman Lau Kee Trailblazer Award will be bestowed upon the Honorable U.S. Magistrate Marilyn D. Go of the Eastern District of New York. The AABANY Advocate wanted to get to know the person behind the award. Mr. Kee was kind enough to share some time with us in the conference room of Kee & Lau-Kee, PLLC, which Mr. Kee founded in 1956.

Before becoming a lawyer, Mr. Kee had a distinguished academic background. After graduating from Brooklyn Technical High School in 1943, Mr. Kee spent two years at the Massachusetts Institute of Technology before enlisting in the Navy during World War II and working as an electrical technician. After being discharged in 1948, Mr. Kee worked as a mechanical engineer for eight years. During that time, he attended the night program at Fordham Law School, graduating in 1955 with his Juris Doctor degree. He was admitted to practice in 1956.

He spoke fondly about how he and his wife, Esther, balanced their life raising their four children. (This year, Mr. Kee's oldest son, Glenn Lau Kee, a former AABANY President, became the first Asian American to serve as President of the New York State Bar Association.) He remembered that "life was not easy."

Mr. Kee went on to note that there were not many Asian attorneys in the Chinese community. Mr. Kee was a trailblazer and pioneer for the times. He recalled that his few other law colleagues included Tommy Lee, Ben Gim, and Edward Hong.

Mr. Kee was proud to give credit to his inspiration, his father, Lau Sing Kee, who "was the only Asian American to serve in France and receive the Statue of Liberty Distinguished Cross for Bravery in World War I."

In the beginning of his law career, Mr. Kee considered being a trial attorney. He laughed as he recalled the time he appeared before a judge, and the judge had asked him, "Do you speak English?"

The conversation then turned toward the founding of Mr. Kee's law firm, the Law Firm of Kee & Lau-Kee, PLLC.

Mr. Kee explained that he started his law firm at its first location,



*Photo courtesy of Kee & Lau-Kee PLLC*  
**Norman Lau Kee, namesake of the Norman Lau Kee Trailblazer Award.**

11 Mott Street in Chinatown, because there was free office space. His wife was there to support and help him and was in charge of "security and client relations." He proudly acknowledged that she was the guiding spirit behind his career.

Tracing the firm's beginnings, Mr. Kee recalled that the 1960s were a busy time for immigration law. The Immigration and Naturalization Service was "cracking down" on immigration and tracing the lineage for false names. The citizenship status of many clients was being questioned and challenged. Mr. Kee's firm was very involved in helping the clients under the Forgive Program. Many AABANY Members probably have relatives who have Mr. Kee and his firm to thank for processing their U.S. Citizenship for them.

Mr. Kee observed that, over the years, the nature of his law firm practice has changed from community law to real estate and bank transactions. To that end, he thanked his wife for focusing the family's successful real estate investments. Due to that success, the Kee family has been able to dedicate much time and resources towards many important charitable projects in the community.

For example, Mr. Kee has served on the Board of many community organizations, such as the YMCA of Greater New York and was even awarded the Order of the Red Triangle, the YMCA's highest award. Mr. Kee was also the Founding Trustee of Confucius Plaza and a Co-Founder of the Chinese American Planning Council.

*[Mr. Kee] laughed as he recalled the time he had appeared before a judge, and the judge had asked him, "Do you speak English?"*

In 1979, Mr. and Mrs. Kee founded the U.S. Asia Institute (the "USAII"), a non-profit organization based in Washington, D.C., dedicated to promoting better relations between the United States and Asian nations. Mr. Kee served as Chair of the Board of Trustees and is currently Chair Emeritus. Mr. Kee credited the organization's beginnings to the time his wife Esther had worked as a successful fundraiser for President Jimmy Carter. When President Carter visited Chinatown, he asked Esther to represent the United States in China as a government conduit to improve U.S.-China relations. Today, the USAII organizes and subsidizes several annual trips to China in order to connect U.S. legislators and business executives with important China representatives.

Asked whether he had any advice to offer young Asian attorneys, Mr. Kee smiled and—showing off his sense of humor—replied, "Community Practice is very hard with the hard start-up costs and the need to get clients. Better for the future Asian attorneys to go to the large law firm and become a Corporate Coun-

*(Continued on page 7)*

# AABANY Launches LGBT Asian American Committee

By Glenn Magpantay

Founding Chair, AABANY LGBT Committee

**T**his year, AABANY launched the Lesbian/Gay/Bisexual/Transgender (LGBT) Committee to foster the acceptance and advancement of LGBT Asian Pacific Americans and Asian Pacific Islanders in the law and legal profession.

The Committee aims to develop and present career and practice development-related programs that cover a variety of areas and legal topics. The Committee also seeks to provide a forum for professional and social networking both within and outside AABANY through unique networking events.

Towards this end, the Committee will organize programs geared toward LGBT attorneys and allies, including the annual networking reception for LGBT Asian American/South Asian Attorneys. For the past several years, the reception has created a safe space to support LGBT attorneys in corporate, commercial, government, and public interest practice.

Law firms have joined us to recognize the diversity within the LGBT and APA/API communities. Firms that have sponsored past receptions include: Shearman & Sterling LLP in 2013, Kaye Scholer LLP in 2012, Sullivan & Cromwell LLP in 2011, and

Cadwalader, Wickersham & Taft LLP in 2010. Speakers at past receptions have included openly-lesbian Justice Sabrina McKenna of the Hawaii Supreme Court and members of AALDEF.

AABANY has worked with others to co-sponsor these receptions including, LeGaL—The LGBT Bar Association of Greater New York, the National Asian Pacific American Bar Association, the National Queer Asian Pacific Islander Alliance, and the South Asian Bar Association of New York.

The next reception is planned for Wednesday, September 24, 2014, from 6:00 to 8:00 PM at Cleary Gottlieb Steen & Hamilton LLP, located at One Liberty Plaza, New York, NY 10006 (on Broadway between Liberty and Cortlandt Sts).

Anyone may participate. Attendees at the reception and members of the Committee do not have to be LGBT identified. Committee involvement and membership does not imply one's specific sexual orientation or gender-identity. Join us. ♦

**About the Author:** **Glenn D. Magpantay** is the Democracy Program Director at the Asian American Legal Defense and Education Fund where he focuses on voting rights. He currently serves as the Chair of the AABANY LGBT Committee.

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Field Office.

AABANY collaborated with NYCLA again on July 16<sup>th</sup> to celebrate the inauguration of Glenn Lau-Kee, the first APA President of NYSBA and former AABANY President (1997-98), with over 200 in attendance. Congratulatory remarks came from Mecca Santana, Chief Diversity Officer of the State of New York; and representatives of the Office of Congresswoman Grace Meng (Sandra Ung), New York City Comptroller Scott Stringer (Jimmy Yan), KALAGNY (Bridgette Ahn), and the Metropolitan Black Bar Association (Nadine Fontaine).

These events are but a **small fraction** of the offerings that AABANY has presented the past several months. With 30 committees (the newest three to join their ranks being the LGBT, Military and Veterans Affairs and Tax Committees), it is not uncommon for our calendar (available at [www.aabany.org](http://www.aabany.org)) to reflect AABANY events nearly every night of the work week. We look forward to the second half of our 25<sup>th</sup> anniversary year and encourage you both to attend our events and to consider becoming involved in their planning. Thank you for your interest and support of AABANY, and I am eager to see how our collective efforts will yield further empowerment, progress, and unity!

Sincerely Yours,



Clara J. Ohr  
President



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10005

# AABANY 2Q14 Highlights

By Simone Nguyen, AABANY Program Associate; and  
Yashreeka Z. Huq, AABANY Advocate Staff Writer

The second quarter, which covers May through July, was one of the busiest yet. With numerous meaningful, educational and engaging programs, AABANY—through the tireless efforts of its Board members, Officers, staff, committee chairs, interns and members—continued to make its mark on New York's APA and legal communities.

## **Special Announcements**

AABANY welcomed its newest committee, the Military and Veterans Affairs Committee, chaired by Brian W. Song of Baker & Hostetler LLP.

The Don H. Liu Scholarship Fund, which was announced at AABANY's Annual Dinner last quarter, saw impressive growth.

AABANY extended a posthumous honorary membership to Hong Yeng Chang, Esq., the first Chinese immigrant admitted to any bar in the United States, in support of UC Davis' APALSA's efforts to posthumously admit him to the California State Bar, to which he was denied admission in 1887 due to his race and lack of U.S. citizenship.

## **Awards and Recognitions**

- **Don Liu**, Advisory Committee member, was named one of the "Legends of Law" by the Burton Awards Program in association with the Library of Congress; awarded the Roderick Palmore Pathmaker Award by *InsideCounsel Magazine* as part of its Fifth Annual Transformative Leadership Awards; and made the July cover of *InsideCounsel Magazine* with Xerox CFO Kathryn Mikells.
- **Kevin Kim** was appointed as the first Asian American Com-

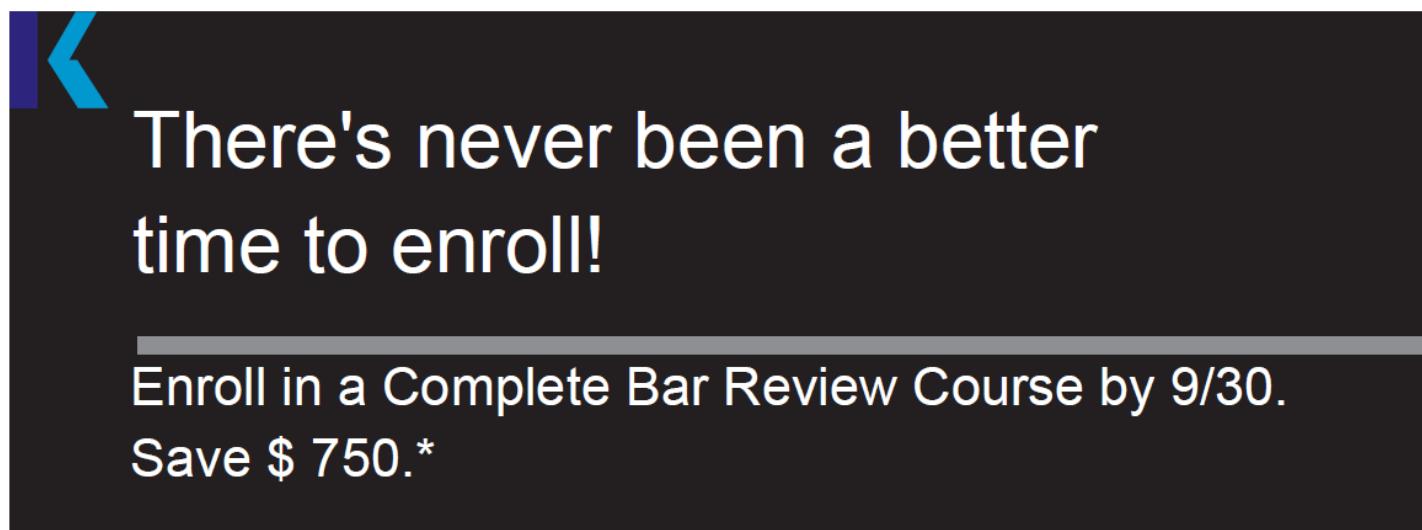
missioner of the New York State Liquor Authority.

- **Parkin Lee** was recognized as an honoree at the New York Immigration Coalition's 10<sup>th</sup> Annual Builders of the New New York Gala on June 23, 2014.
- **Glenn Lau-Kee**, was sworn in as the 117<sup>th</sup> president of the New York State Bar Association, the first Asian American to do so.
- **Vincent Chang**, Past President (2007), **Gilbert Liu**, and **Ken Chin** were each recognized as one of the Outstanding 50 Asian Americans in Business 2014 by the Asian American Business Development Center.
- **Chris Kwok**, Co-Chair of the Labor and Employment Law Committee, was promoted to Supervisory ADR Coordinator at the U.S. Equal Employment Opportunity Commission in the New York District Office.
- **Alice Hsu** and **Vino Varghese** were named among the *New York Law Journal's* 2014 Rising Stars.
- **Myung Kang-Huneke**, Advisory Committee Member, was honored as a Trailblazer at the Korean American Lawyers Association of Greater New York's 28<sup>th</sup> Anniversary Gala on June 10, 2014.

## **AABANY in the News**

- AABANY President **Clara Ohr**'s "Helping Every Vote Get Cast" and **Hon. Randall Eng**'s "Courts Play a Vital Role in Assuring Fairness" were featured in the *New York Law Journal's* Law Day issue on May 1.
- **Helen Wan**'s *The Partner Track* was spotlighted in CUNY TV's "Asian American Life" on May 2, 2014 with commentary from President **Clara Ohr**, Executive Director **Yang Chen**,

*(Continued on page 8)*



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\*Must be taking the 2015 bar exam and be an AABANY member to be eligible.



# Book Review: *Business and Commercial Litigation in Federal Courts*, edited by Robert L. Haig

By Susan L. Shin  
AABANY Director

By the time I started practicing in 2001, all my legal research was done electronically. Yet I did not hesitate in agreeing to author a “book review” of Robert L. Haig’s treatise, *Business and Commercial Litigation in Federal Courts* (ThomsonWest, Third Edition), having found its prior digital editions useful in the course of conducting electronic research on various topics over years of litigation practice. But then an enormous box arrived one afternoon, and I panicked a little, vaguely recognizing the strange contents to be a twelve-volume set of hard-cover books—with gold embossing—the kind we were half-heartedly taught to use in law school. How would I find the time to read these volumes in the next six months while keeping up with my caseload? To my surprise, however, I have reached for this treatise at least twice a week since it arrived: it has quickly become my time-saving, trusty advisor. And the sections I have found most useful are not the ones I would have ever thought to research on Lexis or Westlaw.

To be clear, this publication is far from a clunky academic treatise laying out the Federal Rules of Civil Procedure and referencing interpretive cases and authority. Rather, it is an incredibly practical compilation of the experiences and insights of 251 of the country’s most distinguished practitioners and judges, who provide 130 chapters of step-by-step guidance, on not only procedure, substantive law and trial advocacy, but also on strategic and tactical considerations for both plaintiff and defense counsel. Despite its numerous and varied topics, and multiple authors, the compilation is stylistically and substantively cohesive and logically organized—an impressive achievement by a gifted editor.

First and foremost, the treatise is practical and user-friendly.

Each chapter includes a section on scope and on in-depth strategy considerations and analyses, a detailed table of contents for easy reference, and extensive citations to authority and cross-references. Each chapter also includes practice aids and checklists, such as checklists for allegations, defenses, sources of proof and internal investigations, as well as essential, time-saving litigation forms and pattern jury instructions. A CD-ROM containing the checklists, forms and jury instructions is included with the hard-copy set for easy copying and customization.

Second, the treatise is refreshingly modern. It provides cutting-edge guidance on substantive issues that plague today’s commercial litigator. For example, the treatise includes informative and instructive chapters on Internal Investigations; Crisis Manage-

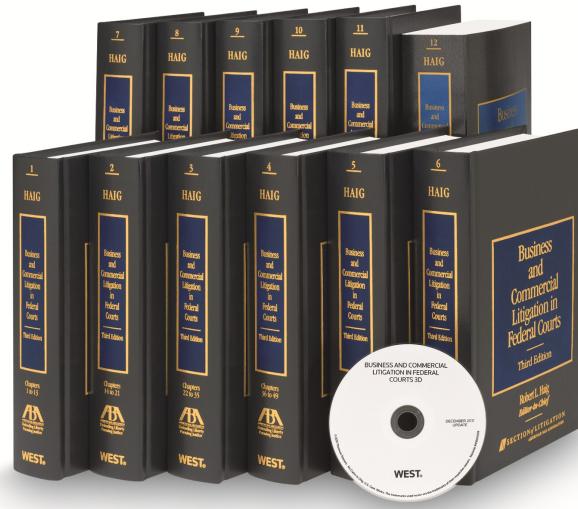


Photo courtesy of Thomson Reuters

ment; Regulatory Litigation with the SEC; Consumer Protection; Licensing; Privacy and Security; Money Laundering; the Foreign Corrupt Practices Act; the False Claims Act; and Litigation Technology.

Even basic litigation topics such as pleadings, discovery, motion practice, and trials come alive with the varying views and perspectives from some of the most seasoned litigators and judges.

In the last six months, many issues have arisen in my practice that led me to refer to the treatise again and again. For instance, strategic considerations in Chapter 10 (Comparison with Commercial Litigation in State Courts) and Chapter 11 (Removal) were particularly enlightening and helpful in deciding whether it made sense to remove a case from a state court judge in the New York Supreme Court, Queens County, who seemed unsympathetic to my adversary’s case. For the same case, which was ultimately removed, Chapter 3 on the Enforceability of Forum Selection Clauses and related strategy considerations provided a useful perspective I had not previously considered.

More recently, I relied on Chapters 13 and 15, which discuss Consolidation of Separate Actions and Coordination of Litigation in State and Federal Courts, and were useful in developing a powerful and efficient strategy to defend a client from seven separate actions filed in various state and federal courts that involved common questions of law and fact. For that same

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case, Chapter 8's (Responding to Complaints) discussion on the practical and strategic considerations of motions to dismiss, affirmative defenses and counterclaims gave me useful and insightful advice and perspective.

Third, the treatise provides clear, measured guidance on some of the most difficult and thorny issues faced by litigators. The chapters on discovery are particularly well-done. For instance, Chapter 23 provides practical instruction on every aspect of deposition procedure and conduct, including the myriad of challenges of preparing and defending witnesses under Fed. R. Civ. P. 30(b)(6), and the effective use of deposition testimony down the road at trial. Chapter 25, which discusses ESI Discovery, and is co-authored by the prominent trailblazer in the field of e-discovery, Judge Shira Scheindlin, includes commentary on the current doctrine, duties to preserve, claims of spoliation, and practical guidance and considerations, among other matters. Chapters 26 and 27, which discuss Interrogatories and Requests to Admit, provide refreshing insights on how to maximize the benefit of these potentially powerful discovery tools that too often are only an additional burden on the process, with little yield. Chapter 28 has an extensive and helpful discussion on expert discovery, including finding, selecting and managing experts, reports and depositions of experts, and pre-trial Daubert considerations.

Finally, I would be remiss in not praising the treatise's thoughtful and pragmatic attention to law practice issues that have little to do with federal procedure, substantive law or the courtroom. For example, Chapter 47 (Alternative Dispute Resolution), authored by the late Judge Harold Baer, provides a thorough re-

(Continued from page 1)

sums (one featuring state judges and one featuring federal judges) and other Career and Business Development seminars. Attendees will again be invited to participate in AABANY's Trial Advocacy Program (being held at the offices of Alston & Bird LLP), AABANY's Law Firm Pitch Session, and Career Exchange. AABANY's Mentorship Program will hold its kickoff meeting for mentors and mentees at the conference as well.

During the lunch session, AABANY will present its Norman Lau Kee Trailblazer Award to the Hon. Marilyn D. Go (US Magistrate Judge, EDNY) and its inaugural Law Firm Diversity Award to Perkins Coie LLP. The lunch session will also feature special remarks by Helen Wan, author of *The Partner Track*.

The conference will close with a cocktail reception at nearby restaurant Park Avenue Tavern. Following the reception, several of AABANY's committees will be hosting committee dinners allowing the attendees an additional opportunity to mix, mingle and connect.

For more information, please visit the conference website:

view of the practice of mediation and arbitration. Likewise, Chapter 33 (Settlements) contains remarkably practical discussions on dealing with insurance carriers, conducting litigation risk assessments at the outset of the representation, timing of settlements, and techniques to achieving a favorable outcome outside the courtroom.

In this regard, this treatise further recognizes that a growing number of litigators practice in-house, hired by corporations to manage litigation, an increasingly common aspect of doing business. With this in mind, Chapter 58 is devoted entirely to Litigation Avoidance and Prevention, while Chapters 60 covers Techniques for Expediting and Streamlining Litigation. Also excellent are Chapters 62 and 63, Litigation Management by Law Firms, and Litigation Management by Corporations, respectively, which explore the realities of and approaches to budgeting and managing the ever-increasing costs of litigation.

These are just some of the highlights from my perspective. Litigators at all levels of experience will find this compilation invaluable in its readability, practicality and usefulness. For those who are still intimidated by the hefty physical volumes, the complete treatise also is available online through Westlaw. But from one practitioner to another, nothing replicates the experience of having the full twelve-volume set of wisdom, experience and authority at your literal fingertips. Buy the "book": the investment is worth every penny. ♦



**About the Author:** *Susan L. Shin* is a Partner in the New York office of Arnold & Porter LLP. She practices complex business litigation on behalf of financial institutions and corporate clients in state and federal courts and arbitrations. She also defends institutions and individual clients in investigations and enforcement proceedings conducted by various state and federal government agencies. Ms. Shin serves on the AABANY Board of Directors.

<http://conference2014.aabany.org/> ♦



**About the Author:** *Gurinder J. Singh* is Founder and CEO of Auvera Group, Inc., a technology company that provides solutions for the legal industry, and Founder and Managing Partner of Auvera Legal PLLC, a boutique law firm affiliated with Auvera Group. Gurinder is AABANY's VP of Programs and Operations and past Co-Chair of the Corporate Law Committee.

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sel where there is a dependable income." We all chuckled and thanked Mr. Kee for his sincerity and honesty.

Margaret Ling concluded the interview by reminding Mr. Kee that he has carved a special legacy in the Chinatown community and that the AABANY community respects and thanks him for all that he and his family have done. With the Norman Lau Kee Trailblazer Award, AABANY will continue to recognize Mr. Kee as a role model for Asian attorneys for generations to come. ♦

**About the Authors:** *Margaret T. Ling* is Senior Underwriting Counsel at Skyline TRG Title Agency and serves as an AABANY Director and as Co-Chair of the Real Estate Committee. *Wendy Y. Yu* is an Associate at Kee & Lau-Kee, PLLC and Co-Chair of the Real Estate Committee and Solo & Small Firm Practice Committee. *Cary Chan* is an associate at Cohen & Frankel, LLP and Co-Chair of the Solo & Small Firm Committee.

## AABANY Feature: 2Q14 Highlights, cont'd

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and Baker & Hostetler LLP Partner **Ona Wang**.

- **Tristan Loanzon** made the front page of the *New York Law Journal* on May 7, 2014 for his successful appeal before the First Department where a unanimous panel reversed the lower court and clarified the scope of automatic renewal clauses in contracts.
- **Glenn Lau-Kee**, AABANY President from 1997-1998 and currently the 117<sup>th</sup> president and first Asian American president of the New York State Bar Association, was featured in the May/June issue of *New York State Bar News*.
- **Hon. Jeffrey K. Oing** was profiled in *Law360* for his efficient methods and fair demeanor.
- **Vince Chang** was prominently quoted in *Law360*'s "NY Swap Contract Ruling Means Defenses Hinge on the 'S-Word,'" by Pete Brush.

### APA Heritage Month Events

**May 16, 2014 Diversity Luncheon and Book Discussion**, hosted by Cleary Gottlieb Steen & Hamilton LLP for AABANY member Helen Wan, author of *The Partner Track*, who continues to use her influential book to educate young lawyers of color on the unwritten rules of corporate culture.

**May 20, 2014 Reception for the Hon. Pamela K. Chen (EDNY)**, co-hosted by AABANY and the Kings County District Attorney's Office. D.A. Kenneth Thompson presented a citation to Judge Chen, who shared her thoughts about the importance of promoting and celebrating diversity in our society, and the role of the judiciary in advancing the values embraced by diversity.



*Photo by Simone Nguyen*  
The cast of "22 Lewd Chinese Women," AABANY leadership, and New York City Bar leadership celebrate a successful reenactment with a group photo.

**May 21, 2014** Led by the Hon. Denny Chin (2<sup>nd</sup> Cir.), AABANY collaborated for the first time with the New York City Bar Association to present "**22 Lewd Chinese Women: Chy Lung v. Freeman**," a trial reenactment from the 1876 case where a state official deemed 22 women on a ship carrying some 600 Chinese passengers to be "lewd," i.e. prostitutes. The reenactment featured a dramatic performance of the trial proceedings, narration, historic photographs, and live courtroom reporting. CLE credit was offered and a reception followed. AIG, Baker

Hostetler, Cleary Gottlieb Steen & Hamilton LLP, Planet Depos, LLC, and Proskauer Rose LLP sponsored the event and our many community partners helped to spread the word.

### Special Events

**June 17, 2014 7th Annual Winetasting and Networking Reception**, co-hosted by the In-House Counsel Committee and Corporate Law Committee at La Fonda Del Sol in Midtown Manhattan. In-house counsel and corporate attorneys networked over hors d'oeuvres and wine.



*Photo by Kevin Wong*  
Thank you to all those who put together the 7<sup>th</sup> Annual Winetasting and Networking Reception. From left to right: VP Programs and Operations Gurinder Singh, In-House Counsel Committee Co-Chair Austin So, Corporate Committee Co-Chairs Dwight Yoo and Larry Wee, and In-House Counsel Committee Co-Chair Blossom Kan.

**June 18, 2014 6<sup>th</sup> Annual Prosecutors' Reception**, hosted by the Prosecutors' Committee at the New York County Lawyers Association with over 100 prosecutors, law enforcement officials, and friends in attendance. The Committee honored two Asian American women trailblazers in law enforcement: Wen Ting Cheng, NY ICE Chief Counsel, US Department of Homeland Security; and Belle Chen, Assistant Special Agent in Charge NY FBI, US Department of Justice.

**July 16, 2014 Joint Reception for Glenn Lau-Kee**, co-hosted by NYCLA and AABANY to honor his historical accomplishment of becoming the 117th President of NYSBA and the first Asian American to hold this position. Distinguished guests and speakers praised Glenn for his outstanding record of leadership and status as a significant role model for Asian American, minority and under-represented groups.



*Photo courtesy of Yang Chen*  
NYCLA and AABANY jointly honored Glenn Lau-Kee's historic term as President of the New York State Bar Association. From L to R: NYCLA President Lew Tesser, AABANY Director Margaret T. Ling, AABANY President Clara Ohr, AABANY Executive Director Yang

### Panels & CLEs

AABANY committees and members organized or participated in many CLEs and panels that covered a wide variety of topics and

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## AABANY Feature: 2Q14 Highlights, cont'd

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practice areas:

- **May 28, 2014 "Copyright Registration: Part V of the IP Skills Workshop Series,"** by the IP Committee and hosted by Bingham McCutchen LLP, covered the litigation benefits, scope of protection and anatomy of copyright registration.
- **June 5, 2014 "Why Choose International Arbitration?"** co-hosted by Alston & Bird LLP. Panelists discussed choosing international arbitration as an alternative to time-consuming litigation and effective arbitration clauses.



Photo by Simone Nguyen

AABANY teamed up with Alston & Bird to ask the question, "Why choose international arbitration?" From left to right: AABANY member Lou Russo, John D. Roesser, Michelena Hallie, Suzanne Ulicny, and AABANY member Charles Yoon.

- **June 12, 2014** AABANY and the US EEOC hosted a **discussion with Lu Jun**, distinguished human rights lawyer from China and Chief Coordinator of Beijing Yirenping Center. Lu Jun spoke about his cases of impact litigation against employment discrimination.
- **June 17, 2014 Career Panel on Powerful Real Estate Professionals**, cosponsored by the Real Estate Committee and Bank of America Home Loans and hosted at the U.S. Trust Building. Panelists, including Board Director and Real Estate Committee Co-Chair Margaret T. Ling, discussed obtaining mortgages in this economy and how international clientele have changed the landscape of the real estate.
- **June 24, 2014 "Emerging Trends in Fraud and Forensics,"** by the Solo and Small Firm Practice Committee and Real Estate Committee and hosted by Baker Tilly Virchow Krause, LLP. Panelists discussed how to spot fraud and stressed attorneys' ethical obligation to report fraud.
- **June 25, 2014 "Immigration Relief for Low-Income Survivors of Domestic Violence"** CLE to kick off a pro bono initiative co-sponsored by the Government Service and Public Interest Committee and Legal Services NYC and hosted by Kramer Levin Naftalis & Frankel LLP.
- **July 23, 2014 Law Career Panel, as part of the Korean American League for Civic Action's Public Panel Series.** The panel, which included many AABANY members, discussed the need to expand one's network, pursue risks, and challenge the convention that there is only one measure of success in the profession.

### Community Outreach

**May 1, 2014** AABANY, represented by ED Yang Chen, attended a special screening of **"Documented: A Film by an**

**Undocumented American"** at the Asia Society. Jose Antonio Vargas, the Pulitzer Prize winning journalist created a thought-provoking film following him in his public and personal struggle with the aftermath of his coming out as an undocumented American.

**May 3, 2014** Community groups in Chinatown gathered at Hok Shan Association on Mott Street for a **Press Conference for Hon. Doris Ling-Cohan's Appointment to the New York State Appellate Term**. Judge Ling-Cohan is the first judge of APA descent to serve in the Appellate Term. Chinese press and media attended in full force.

**May 9, 2014** The Asian American Federation hosted a **Farewell Celebration honoring former Executive Director, Cao O**, who retired at the end of 2013. AABANY joined in recognizing Cao's years of leadership and dedication to advancing the APA community.

**May 15, 2014** AABANY tragically came in second place for this year's **Trivia Bowl**, the largest Asian American Journalists Association (AAJA) fundraiser of the year. AABANY also assisted the AAJA in securing actual judges to keep score.

**May 17, 2014 The Joint Minority Bar Judicial Internship Program ("JMB JIP") 2014 Orientation Program** at Littler Mendelson, P.C. This year, JMB JIP helped place 27 law students in judicial internships with federal and state judges in New York. The orientation included an overview of the state and federal court systems, a legal writing and research course, and a career panel with current and former law clerks. JMB JIP's 2014 partners are AABANY, AALFNY, Association of Judges of Hispanic Heritage, Metropolitan Black Bar Association, New York Women's Bar Association Foundation, Inc., Puerto Rican Bar Association, and South Asian Bar Association of New York.

**May 31, 2014** A A B A N Y , AALFNY, Taiwanese American Professionals NY and Skadden's Asian Affinity Group volunteered for the **Playground One Restoration Project**. 

Photo courtesy of William Wang

Dynasty Project and Apex for Youth's Playground One Restoration Project drew together many AABANY, AALFNY, and Skadden affinity members for an important community project.

organized jointly by community partners the Dynasty Project and Apex for Youth. Volunteers cleaned up the playground and re-painted the basketball courts, which are a popular summer destination for local community youth. The restoration project also included the addition of a community mural by Asian American artist Sahra Vang.

**June 6, 2014** AABANY hosted a table for the **11th Anniversary of the Caren Aronowitz Diversity Committee Unity in Diversity Program** at 60 Centre Street, presented by the Cul-

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## AABANY Feature: 2Q14 Highlights, cont'd

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tural Diversity Committee and the Gender Fairness Committee of the Supreme Court, Civil Branch, New York County, and the New York County Clerk's Office.

**June 7, 2014** AABANY co-sponsored MinKwon Center's **Voter Engagement Training** at the Robin Hood Foundation. Guest speakers discussed marginalization, erasure and the importance of Asian Americans as a political force, emphasizing the need to speak with our feet by voting.

**June 16, 2014** The Asian American Law Fund of New York and AABANY held their **Annual Summer Reception** at Debevoise & Plimpton LLP. The reception featured networking over cocktails and hors d'oeuvres followed by presentations of the AALFNY scholarships, JMB-JIP internship stipends and the Don H. Liu Scholarship Fund for rising 1Ls.

### **Networking**

**June 5, 2014** Held in conjunction with the Advisory Committee's first meeting of fiscal year 2014, AABANY hosted a **Welcome Dinner** at Pamano as part of NAPABA's In-House Counsel Summit. The invite-only **In-House Counsel Summit** was held the following day and featured recruiters from nationally recognized executive recruiting firms and productive activities and panels on how to lead a boardroom.

**June 26, 2014** The Asian Pacific American Lawyers Association of Jersey, Inc. (APALA-NJ) celebrated its **17th Annual Gala and Installation of Officers** at the Liberty House Restaurant in Jersey City, NJ. AABANY sponsored at the Silver level.

**June 26, 2014** The Women's Committee held their **Welcome Dinner and Kickoff Meeting** at Congee Village. Co-chairs Marianne Chow and Naf Kwun discussed upcoming events, in particular "Kicking Glass: Twenty Years and Counting," a video project for the NAPABA Convention this year.

**July 1, 2014** AABANY held its **Annual Summer Reception** and July Board Meeting at Kenyon & Kenyon LLP. More than 70 AABANY members, board members, committee chairs, staff, and guests gathered for food, wine and refreshments graciously provided by the firm.

**July 11, 2014** AABANY held the first **Get to Know AABANY Happy Hour** of 2014 at the K2 Lounge in the Rubin Museum of Art, co-hosted by the Student Outreach Committee, Young Lawyers Committee, and Mentorship Program. Attendees had the opportunity to meet the committees' members, AABANY Officers and the Coordinator of the Mentorship Program. The event was well attended with over 100 registered.

**July 14, 2014** The **Tax Committee's Kickoff Event**, held at Dechert LLP, launched what promises to be a robust and vigorous committee, headed by Co-Chairs Sahang-Hee Hahn and Michael Kam. The event was sponsored by Thompson Reuters and EisnerAmper.

**July 15, 2014** **SoulCycle Event**, sponsored by Planet Data and

## Sponsor Spotlight, cont'd: Morgan Lewis LLP

(Continued from page 1)

We also recruit first-year law students as summer associates through various diversity programs, including the New York City Bar Association, the Houston Bar Association, and the Philadelphia Diversity Law Group.

Morgan Lewis's Diversity Fellowship Program awards salaried summer associate positions and \$15,000 stipends to highly qualified second-year students who join our firm as full-time associates to promote diversity at the firm and within the legal community.

We also participate in and sponsor programs and recruiting events, including:

- Fordham OUTLaws
- Rutgers University's BLSA Martin Luther King, Jr. awards, an interview workshop for University of Virginia's Asian Pacific American Law Students Association
- Lavender Law Conference and Career Fair
- California's Bay Area Diversity Career Fair
- Cook County Bar Association Minority Law Student Job Fair

All our associates benefit from structured assignment processes within our practices created to support professional development opportunities.

### **Hosting Events**

Acknowledging that ample opportunity to meet in person and exchange ideas makes for a vibrant and inclusive community, Morgan Lewis brings lawyers of diverse backgrounds together for events of all types. We continued our practice of hosting events geared for women and attorneys of color this year with our second Diversity Alumni Speakers Series in April, a program that welcomed prominent alumni of color to discuss diversity, professional development, and the skills associates and other lawyers need to successfully partner with clients. We have held Attorneys of Color conferences for firm leaders and attorneys of color at all levels to discuss diversity efforts. ♦



Photo by Simone Nguyen

Fresh off of an endorphin high from what was many attendees first SoulCycle session, AABANY members gathered for a picture. Thank you to Planet Data for sponsoring!

co-hosted by the In-House Counsel and Litigation Committees.

**July 31, 2014** **Tee-Off Your Business Network**, sponsored by Merrill Lynch and co-hosted by the Women's Committee and In-House Counsel Committee at celebrity golf fitness club Drive495 in SoHo. ♦



**About the Authors:** **Simone Nguyen** (left) is AABANY's Program Associate. **Yashreeka Z. Huq** (not pictured) is a law clerk at Paul, Weiss, Rifkind, Wharton & Garrison LLP. She is a Staff Writer at The Advocate.

## MEMBERSHIP APPLICATION

(visit our website [www.AABANY.org](http://www.AABANY.org)  
for more information or to register online)

### The Asian American Bar Association of New York (AABANY)

The Asian American Bar Association of New York was formed in 1989 as a not-for-profit corporation to represent the interests of New York Asian American attorneys, judges, law professors, legal professionals, legal assistants or paralegals and law students. Today AABANY has over 2100 current and past members.

The mission of AABANY is to improve the study and practice of law, and the fair administration of justice for all by ensuring the meaningful participation of Asian Americans in the legal profession.

### AABANY Member Benefits and Activities

- Participate in free and low-cost continuing legal education classes for our members.
- Access AABANY's members only job data bank.
- Participate in numerous free and low-cost AABANY member events.
- Network with hundreds of attorneys in every type and size of practice.
- Actively participate in the public debate on issues affecting the lives of APA members of the bar and bench.
- Free membership in the National Asian Pacific American Bar Association (NAPABA) for Active Members.
- Receive member discounts and entertainment opportunities through the Working Advantage Program.
- Collaborate on a variety of projects through AABANY's committees:

Academic	Commercial Bankruptcy & Restructuring	Communications	Corporate Law
Government Service & Public Interest	Immigration & Nationality Law	In-House Counsel	Intellectual Property
Issues	Judiciary	Labor & Employment Law	Litigation
Membership	Pro Bono & Community Service	Professional Development	Prosecutors
Real Estate	Solo & Small Firm Practice	Student Outreach	Tax
Women's	Young Lawyers		

### Membership Types

**Active Member** – Any attorney in good standing of the New York State Bar or any attorney in good standing of the Bar of any other state, Puerto Rico, or DC that resides or practices in NY.

**Associate Member** – Any attorney in good standing of the Bar of a foreign jurisdiction or any law school graduate not admitted to practice law that resides or is employed in NY. Associate members may not vote or hold office in AABANY.

**Student Member/Paralegal Member** – Student or paralegal members may not vote or hold office in AABANY.

**Fees:**

- Active Member-Private Sector:
  - (1) \$75 per year for attorneys that have been admitted to the Bar for 10 or less years
  - (2) \$125 per year for attorneys that have been admitted to the Bar for more than 10 years
- Active Member- Public Sector: \$40 per year
- Active Member- Life: \$500 one time fee; must have been an AABANY member for 20 or more years and above the age of 65 years
- Associate Member: \$30 per year
- Law Students: \$10 per year
- Paralegals or those not admitted to practice: \$30 per year

*The membership is good for one year from joining or renewal. Membership fees are not tax deductible as a charitable contribution but may be deductible as a business expense. Consult your tax professional.*

45 Rockefeller Plaza, 20th Floor, New York, NY 10111  
main@aabany.org | (718) 228-7206 | Join online at [www.aabany.org](http://www.aabany.org)



Asian American  
Bar Association  
of New York

(Membership application on reverse)

## MEMBERSHIP APPLICATION

### APPLICANT INFORMATION

First	M.I.	Last
Name: <input type="checkbox"/> Mr. <input type="checkbox"/> Ms. <input type="checkbox"/> Dr. <input type="checkbox"/> Hon.		
Current Address:		Phone:
		Email:
City:	State:	ZIP Code:
<b>EMPLOYMENT INFORMATION (or attach business card)</b>		
Firm or Company Name:		
Business address:		Phone:
		Email:
City:	State:	ZIP Code:
<b>MEMBERSHIP TYPE</b>		
I would like to: <input type="checkbox"/> Join <input type="checkbox"/> Renew <input type="checkbox"/> Update my information		

Active Member - Please select one of the following:

<input type="checkbox"/> Private Sector (10 or less years since admission) \$75	<input type="checkbox"/> Private Sector (More than 10 years since admission) \$125
<input type="checkbox"/> Public Sector \$40	<input type="checkbox"/> Life (>20 year member and above the age of 65) \$500 one-time
<input type="checkbox"/> Law Student Member \$10	
<input type="checkbox"/> Paralegal / Non-Lawyer \$30	
<input type="checkbox"/> Associate Member \$30	

### CONTACT PREFERENCES

Send email to:	<input type="checkbox"/> Home	<input type="checkbox"/> Work	<input type="checkbox"/> Don't send email	
Send postal mail to:	<input type="checkbox"/> Home	<input type="checkbox"/> Work		
AABANY is the New York affiliate of NAPABA. Share info with NAPABA?		<input type="checkbox"/> Yes	<input type="checkbox"/> No	
<b>PROFILE</b>				
Law School:		Practice: <input type="checkbox"/> Firm <input type="checkbox"/> In-House <input type="checkbox"/> Government		
Program: <input type="checkbox"/> JD <input type="checkbox"/> LLM <input type="checkbox"/> SJD/Ph.D.		<input type="checkbox"/> Government <input type="checkbox"/> Judiciary <input type="checkbox"/> Student <input type="checkbox"/> Educator		
Graduation Year:		<input type="checkbox"/> Non-Profit/Public Interest <input type="checkbox"/> Other:		
State Bars Admitted: <input type="checkbox"/> NY <input type="checkbox"/> NJ <input type="checkbox"/> CT <input type="checkbox"/> Other <input type="checkbox"/> Pending		Practice Areas:		
Year First Admitted:	Non-English Languages:	<input type="checkbox"/> Read <input type="checkbox"/> Write <input type="checkbox"/> Speak	<input type="checkbox"/> Read <input type="checkbox"/> Write <input type="checkbox"/> Speak	<input type="checkbox"/> Read <input type="checkbox"/> Write <input type="checkbox"/> Speak

### COMMITTEE PARTICIPATION

*I would like to participate in (Circle all that apply):*

Academic	Career Placement	Commercial Bankruptcy & Restructuring	Corporate Law
Government Service & Public Interest	Immigration & Nationality Law	In-House Counsel	Intellectual Property
Issues	Judiciary	Labor & Employment Law	LGBT
Litigation	Membership	Military & Veterans Affairs	Newsletter
Pro Bono & Community Service	Prosecutors	Real Estate	Solo & Small Firm Practice
Student Outreach	Tax	Women	Young Lawyers

### CREDIT CARD PAYMENT

*If paying by credit card, I agree to pay dues selected above according to my cardmember's agreement.*

<input type="checkbox"/> Check Enclosed (Make checks payable to Asian American Bar Association of New York)	
<input type="checkbox"/> Please Charge My: <input type="checkbox"/> Visa <input type="checkbox"/> American Express <input type="checkbox"/> Discover <input type="checkbox"/> MasterCard	
Credit Card Number: _____	
Expiration: _____ / _____	
Signature of applicant: _____	
Date: _____	



Return the form to: AABANY, 45 Rockefeller Plaza, 20th Floor, New York, NY 10111 or fax to (718) 228-7206. Make checks payable to *Asian American Bar Association of New York*. Join online securely at [www.aabany.org](http://www.aabany.org).