

Elder Abuse: The Mind, The Body, The Law

October 23, 2017

1:00 pm

Welcome – Hon. Rachel Kretser, Ret.

1:05 pm – 1:15 pm

Opening Remarks – Hon. Thomas Breslin

1:15 pm – 2:30 pm (75 minutes – 1.5 CLE)

Elder Abuse – A Multidisciplinary View

Moderator: Hon. Rachel Kretser, Ret., Chair, Third Judicial District Gender Fairness Committee

Presenters: AAG Paul Clyne, Esq; Joshua Kean, Senior Investigator, State Police Special Victims Unit; Stephanie Kaiser, RN, former Director of Nursing; Sarah Duval, Esq, NYS Center for Elder Law and Justice

This session will define elder abuse and discuss its complexity, prevalence and impact. Risk factors, red flags and barriers to reporting abuse will also be addressed. The session will include a panel discussion by specialists in the field on the challenges and rewards of handling matters involving older adults, as well as ethical considerations when working with this population.

2:30 pm – 2:45 pm

Break

2:45 pm – 4:00 pm (75 minutes – 1.5 CLE)

Capacity Issues in Older Adults - A Clinical and Legal Perspective

Presenters: Nancy Needell, MD; Hon. Deborah A. Kaplan; AAG Paul Clyne, Esq

This session will address capacity issues from both a legal and a clinical perspective, including indicators of diminished capacity, temporary versus permanent diminished capacity, fluctuations in capacity and how to maximize capacity. This session will also introduce the different transaction-specific legal standards of capacity and discuss relevant case law and the special ethical responsibility of lawyers when representing clients with diminished capacity.

This program is co-sponsored by the Third Judicial District, Office of the Statewide Coordinating Judge for Family Violence Cases, Third Judicial District Gender Fairness Committee, NYSBA Judicial and Elder Law Sections, Albany County Bar Association, Albany Law School, Capital District Black and Hispanic Bar, Capital District Women’s Bar, The Legal Project, Equinox, Albany County Coalition against Domestic Violence.