



# Schenectady County Bar Association, Inc.

## N E W S L E T T E R



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J A N 2 0 1 0

### Upcoming Meetings Calendar

Membership Meetings are Held at the Glen Sanders Mansion  
Doors Open at 11:30. Meeting begins at 12 Noon.

*\$20 for members, all-inclusive lunch buffet*

**Thursday January 14, 2010**

Honorable Vito Caruso will address the membership

**Special Dinner Meeting – Tuesday, February 23, 2010**

Honorable Victoria Graffeo, New York State Court of Appeals will be our guest

*Hors d'oeuvres at 6:00 pm. Dinner at 6:30 pm*  
*Invitations will be mailed shortly*

**April 8, 2010**

New York State Bar President Michael Getnick will address the membership

**June 17, 2010**

Our Annual Election Meeting

### Dear SCBA Member

#### U P D A T E S

Some cases of interest:

#### Real Estate Law –

**Revocation of Acceptance** of contract made 20 minutes before executed contract arrived via FedEx, was held to be good revocation, even though contract acceptance was placed “in the mail” prior to revocation. First Department *Kass v Grais* 10-27-09.

#### One Bite Rule Still King (Again)

Proof of barking and running toward people as they walked by is only typical territorial behavior, insufficient to show vicious propensities. *Illiam v Butler, J. Garry* 506864 10-29-09.

#### A Winner for plaintiff. Vicious Propensity can be against animal.

Knowledge that the dog broke out of the house and viciously attacked another dog was deemed sufficient to hold defendant liable when subsequently the dog attacked a human. *J. McCarthy* 506931 10-22-09.

#### New Rules:

§127.6 Rules of Chief Administrator – Training of Attorneys for Children on Domestic Violence.

§118.1 Rules of Chief Administrator – New Registration Form for Attorneys – **New Fee too: \$350.**

*See expanded info on page 3*

### SAVE THE DATE

Confirmed Spring Dates:

**March 19, 2010**

*Elder Law Seminar*

**May 19, 2010**

*Real Estate Practice Seminar*

### OTHER NOTES

We look forward to welcoming Court of Appeals Associate Justice Victoria A. Graffeo at the February dinner meeting. Judge Graffeo was a Schenectady resident and attended the City's schools; she had a distinguished career in public service even before her appointment to our highest court ten years ago. Her message is sure to be both challenging and entertaining. Please join us for our first dinner meeting in more than a decade!

**Dinner Meeting  
Tuesday**

**February 23, 2010**