

Agenda

Intellectual Property Essentials for Engineers: Patents, Trademarks, Copyrights, and Trade Secrets

J. Felber

- Securing ownership of your designs through patents, trademarks, copyrights, and trade secrets
- Leveraging your intellectual capital through licenses, franchises, and other technology agreements
- Policing intellectual property rights and preventing infringement
- Resolving intellectual property disputes

Understanding the Investigatory and Disciplinary Practices of the New York State Education Department

M. Noviello

- Understanding the Department's disciplinary powers
- Reviewing prohibited practices and grounds for disciplinary action
- Investigatory procedures Disciplinary hearings
- Administrative and other penalties and enforcement

Handling Ethical Issues in Professional Engineering Practice

M. Noviello

- Promoting health and welfare vs. managing risk: complementary or conflicting duties?
- Protecting the environment: meeting or exceeding legal requirements
- Watching the bottom line: identifying and balancing economic pressures in design and construction
- Integrating new technologies: identifying and balancing the benefits and risks

Engineers Practicing in the Environmental Arena in New York: Compliance and Enforcement Issues

J. Murphy

A review of relevant and recurring practice issues encountered by engineers working on environmental issues, including:

- Requirements for licensed engineers certifying submissions to DEC's Division of Environmental Remediation
- Water quality compliance and enforcement update
- Stormwater permitting update
- Emerging issues in NYC watershed
- Ethical issues when representing clients facing regulatory enforcement

Contract Law Primer for Engineers

J. Murphy

- Contract basics: the necessary elements of a valid and binding contract
- Contract "legalese" – plain language versus traditional formats
- Statutes of limitation in New York applicable to engineers and other design professionals, including CPLR 214-D, CPLR 214(6) – the continuous representation doctrine
- Conduct, acts and omissions that can constitute breach of contract – material breach, negligence versus breach of contract
- Remedies for breach Indemnities and liability limitations
- AIA B101 – discussion of key clauses Contract drafting and negotiations

Engineering Law and Ethics

White Plains, NY - Wednesday January 30, 2019

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Learning Objectives

You'll be able to:

Study environmental compliance and enforcement issues for engineers in New York.

Learn about intellectual property basics including patents, trademarks, copyrights and trade secrets.

Discuss how to handle ethical issues in the professional engineering practice.

Understand the New York State Education Department's disciplinary powers.

Outline prohibited practices and grounds for disciplinary actions.

Explore contract law issues including statutes of limitation applicable to New York design professionals.



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Outline prohibited practices and grounds for disciplinary actions

Continuing Education Credits

NY Professional Engineers

6.5 Continuing Ed. Hours (1.0 Ethics)



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Joel Felber is a partner with Leason Ellis LLP whose law practice is focused on domestic and international intellectual property protection. Mr. Felber’s practice principally regards all phases of patent protection in connection with computing hardware and software technologies. He assists clients to protect and leverage their inventions and related intellectual property, including by procurement of utility patents, design patents, copyright and trademark registrations. Mr. Felber is also experienced in negotiating and drafting license agreements and purchase agreements, as well as software development and consulting agreements. He has serviced a broad range of domestic and international clients ranging broadly in size and industry, including large, mid-sized, small and startup companies. Mr. Felber received his J.D. degree from Western New England College School of Law in 1991 and, prior to joining Leason Ellis, he was senior associate at Ostrolenk Faber LLP in Manhattan.

Matthew A. Noviello is principal in Noviello & Noviello, Esqs., and principal in Matthew A. Noviello, P.E., L.S. in Carmel, New York. Mr. Noviello is an attorney-at-law, a professional engineer, and land surveyor who enjoys teaching. He has taught real property law, survey law and, more recently, alpine skiing. Mr. Noviello received his Masters of Engineering degree, his Bachelor of Science degree in Industrial Engineering, with honors, and his AAS degree in Engineering, all from Rochester Institute of Technology. He received his Juris Doctor degree from Rutgers University School of Law-Newark. Mr. Noviello has maintained professional engineering firm and general practice law firms since 1984 and has practiced land surveying since 1991, ten years in industry and six years in government. He is a licensed professional engineer in the states of New York, Connecticut, New Jersey, and Pennsylvania. Mr. Noviello is a New York and Connecticut licensed Land Surveyor. He holds law licenses in New York State

Courts, US Supreme Court, Federal Court for the Southern District of New York and Federal Court for the State of New Jersey.

Jonathan A. Murphy is a partner with the White Plains law firm Bleakley Platt & Schmidt, and he is chair of the firm’s construction law practice and co-chair of its environmental law practice. Mr. Murphy is an experienced trial attorney who has successfully obtained favorable jury verdicts in complex, high exposure cases. He is also a skilled advisor to clients on construction and environmental matters. Mr. Murphy’s clients include multinational manufacturers, construction companies, subcontractors, owners, developers, architects, engineers, major oil companies, local petroleum vendors, UST manufacturers, chemical distributors, dry cleaning companies, and other trades and businesses. He represents construction clients (owners, general contractors, subcontractors and design professionals), both as claimants and respondents, in litigation, at trial, and in arbitrations on controversies ranging from construction and design defect claims to delay damages, wrongful termination and payment disputes. Mr. Murphy also drafts and negotiates contracts for clients involved in private and government projects and provides legal guidance throughout a project’s life. He handles environmental matters for both corporate and insurance clients, in litigated claims as well as direct administrative agency proceedings with federal, state, county and local environmental agencies. Mr. Murphy counsels clients on environmental risks, enforcement implications and regulatory requirements in a variety of business and transactional settings. His substantive areas of practice include CERCLA/RCRA, TSCA, CWA, New York’s Navigation Law, and other environmental and regulatory enforcement exposures presented by federal, state and local environmental regulations. He is a graduate of Hobart College and Brooklyn Law School.

Seminar Information

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Continuing Education Credit Information

This seminar is open to the public and offers 6.5 continuing education hours, including 1.0 ethics hour, to professional engineers in New York.

HalfMoon Education is an approved continuing education provider for New York engineers (NYSED Sponsor No. 35).

Professional engineers seeking continuing education credit in other states will be able to claim the hours earned at this seminar, in most cases. Refer to specific state rules to determine eligibility.

Attendance will be monitored, and attendance certificates will be available after the seminar for most individuals who complete the entire event. Attendance certificates not available at the seminar will be mailed to participants within fifteen business days.

Additional Learning

Webinar Series

Stormwater Management Systems

- **Stormwater Infrastructure Practices**
Weds., Dec. 19, 2018, 11:00 AM - 1:00 PM CST
- **Infiltration Management Techniques**
Thurs., Dec. 20, 2018, 11:00 AM - 1:00 PM CST

NFPA 70E Series

- **NFPA 70E, Part I**
Weds., Dec. 26, 2018, 11:00 AM - 3:30 PM CST
- **NFPA 70E, Part II**
Thurs., Dec. 27, 2018, 11:00 AM - 3:30 PM CST

Seismic Design and Construction

- **Seismology and Building Codes**
Thurs., Dec. 27, 2018, 11:00 AM - 3:30 PM CST
- **Seismic Design of Building Structures**
Fri., Dec. 28, 2018, 11:00 AM - 3:30 PM CST

For more information visit:
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Registration

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