



PERSPECTIVE

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Spring 2015

PRESIDENT'S MESSAGE

By JoAnne Haffeman

I hope you all have survived this brutal winter. I'm old enough to remember when we had snow at Thanksgiving but this was the worst winter ever! Thankfully, spring has finally arrived. Unfortunately, this winter's weather necessitated the cancelling of our dinner meeting in February.

However, now that spring is here, we are in the midst of winding up the 2014-2015 term. As I write this message nominations for Officers for the 2015-2106 terms are coming to an end. The results of the election will be announced shortly.

The last two general membership meetings have been set – the May Dinner Meeting will be held on May 19, 2015, at Wilentz, Goldman & Spitzer, P.A. The June 2015 Dinner Meeting and Installation of Officer will be held on June 16, 2015 at the Hyatt Morristown at Headquarters Plaza. The "Save the Date" for these meetings is provided in this newsletter.

As noted last year, PANJ has gone green and is sending all communications via email unless specifically requested to send hard copy. This includes renewal notices. With our busy schedules and numerous emails it is easy to forget to renew your membership. PANJ sends a reminder and final reminder so you do not let your membership inadvertently lapse. However, this does happen. So, please note when you receive your renewal notices and reminders and renew in a timely fashion. You can pay your annual dues online through the PANJ Renewal Center. Payment can be made through PayPal. You do

not have to be a member of PayPal to use this method of paying. It is also important that the Membership Committee has your current email address.

For those who provide work emails, please confirm that emails from PANJ will not be blocked or considered spam and sent to the junk folder. Also, please let PANJ know if you should change law firms and provide an updated email. As there are many important issues facing our profession, I strongly urge everyone to maintain their membership status to ensure that you keep up with latest developments in our profession.

As a reminder, the PANJ website includes a page for the Job Bank, which is exclusive to PANJ members. Members can either consult the Job Bank page for recent job listings or post a job listing at your law firm on the website. In addition, you may contact Carol Snyder, Chair of the Job Bank Committee, at caroljsnyder96@gmail.com to obtain the current login and password. Be sure to check the Job Bank periodically for the latest job listings.

Finally, a word about the New Jersey State Bar Special Committee on Paralegals. Paralegals are eligible to join the New Jersey State Bar as associate members, which basically gives you all the benefits of attorney membership except for voting rights. Once a member, you are eligible to join the Special Committee. The Committee works tirelessly to promote and further the paralegal profession in New Jersey. The meetings are held every six weeks. If you want to have a voice in deciding the future direction of the profession, this is the place to be.

With that, I wish you all a safe and happy summer!

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8:00 AM - 4:30 PM

New Jersey Supreme Court Adopts Uniform Interstate Deposition & Discovery Act

By: John Perez, Esquire

The Uniform Law Commission, formerly the National Council of Commissioners on Uniforms State Laws (NCCUSL), promulgated the Uniform Interstate Deposition & Discovery Act (UIDDA) in 2007. The Act sets forth an efficient and inexpensive procedure for litigants to depose out-of-state non-party witnesses, and for the production of discoverable materials that may be located out-of-state. Uniform procedures have become necessary, as the amount of litigation involving individuals and documents located outside of the trial state has increased. Since then, 31 states have adopted the UIDDA, some verbatim, others with variations in their wording.

Under the UIDDA, litigants can present to a clerk of the court located in the state where discoverable materials are sought with a subpoena issued by a court in the trial state. Once the clerk receives the foreign subpoena, the clerk will issue a subpoena for service upon the person or entity on which the original subpoena is directed. The terms of the issued subpoena must incorporate the same terms as the original subpoena and contain the contact information for all counsel of record and any party not represented by counsel.

The Act requires minimal judicial oversight and eliminates the need for obtaining a commission or local counsel in the discovery state, letters rogatory, or the filing of a miscellaneous action during the discovery phase of litigation. Discovery authorized by the subpoena is to comply with the rules of state in which it occurs. Furthermore, motions to quash, enforce, or modify a subpoena issued pursuant to the Act shall be brought in and governed by the rules in the discovery state.

Effective September 1, 2014, New Jersey joined the ranks of a majority the states that have simplified the procedure for issuing foreign deposition subpoenas consistent with the UIDDA. The New Jersey Supreme Court has amended Rule 4:11-4 to provide a new section, R. 4:11-4(b), incorporating the concept of the UIDDA, while at the same time retaining R. 4:11-4(a) that provided for obtaining foreign deposition subpoenas by petition to, and Order from, the Court.

New Jersey Rule 4:11-4(b) incorporates the UIDDA concept, and provides, additionally, that :

1. A licensed New Jersey attorneys may issue the foreign subpoena(s), as an alternative to having the subpoena issued by the New Jersey Superior Court Clerk.
2. Uses foreign state caption and case number.
3. Requires specific wording below case number, i.e. "For Issuance of a New Jersey Subpoena under New Jersey Rule 4:11-4(b).
4. Recites and refers to relevant New Jersey Court Rules and statute as follows:
 - a. R. 1:5-6(b); filing procedure.
 - b. N.J.S.A 22A:2-7; filing fee.
 - c. R. 4:14-7; subpoena issuance, terms and conditions in subpoena.
 - d. R. 4:10-3, R. 4:14-4, R. 4:23-1; motions to quash or modify.
 - e. R. 1:9-3, R. 1:9-4; service of subpoena
 - f. R. 1:9-2; R. 4:14-7(c); production & deposition to be simultaneously compelled.
 - g. R. 4:11-4(b)(6); wording of Motion or Application related to subpoena.

Continue in page 6

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Continuation from pg. 3

Thus, when a proper New Jersey subpoena is prepared, an out-of-state litigant has two choices; file the request(s) for the issuance of subpoena(s) with the Superior Court Clerk in Trenton, NJ, and pay subpoena issuance fees at the rate of \$50.00 per subpoena, or have a New Jersey attorney prepare and issue the subpoena (s) without necessity of paying court subpoena issuance fees. Service of subpoenas, in either case, would be arranged through local process servers.

John Perez, Esquire, a New Jersey attorney, and President of Interstate Deposition Subpoena Service, Inc., a Newark, NJ based company, has been assisting litigants throughout the United States in the proper issuance and service of foreign deposition subpoenas in all jurisdictions for several years. Mr. Perez has recently published the first edition of the *New Jersey Foreign Deposition Subpoena Primer* intended to assist client and legal support service providers with a guide on how to comply with the amended and related court rules and statutes. This informative booklet also contain sample forms and pleadings.

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The Certified Legal Assistant/Certified Paralegal (CLA/CP) Exam review course offered by The Paralegal Education Group (PEG) is designed to assist the paralegal/legal assistant in preparing to sit for the CLA/CP examination offered through the National Association of Legal Assistants (NALA).



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Webinar Dates

Webinar 1: July 1st
Webinar 2: TBA
Webinar 3: August 31st

This CP exam review course covers all of the major domains tested on the exam: (1) Communications; (2) Ethics; (3) Legal Research; (4) Judgment and Analytical Ability; and (5) Substantive Law. This CP exam review course will also include a critical session on legal test taking strategies and tips for multiple choice legal examinations.

- Module One: Overview of the Exam & Legal Examination Test Taking Techniques
- Module Two: Communications
- Module Three: Ethics/Professionalism
- Module Four: Legal Research
- Module Five: Judgment and Analytical Ability
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- Module Seven: Substantive Law Part Two-Civil Litigation/Procedures
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- Module Nine: Substantive Law Part Four-Agreements & Contracts

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Please join us for an opportunity to network with top paralegal professionals in New Jersey featuring keynote speaker Gretchen Rubin. Gretchen is a blockbuster New York Times bestseller of *The Happiness Project* and *Happier at Home*, and now tackles the critical question: How do we change? Gretchen's answer: *Habits. Better than Before* helps answer that question.

In *Better Than Before*, Gretchen investigates the multiple strategies she's identified that help us make and break our habits. After all, habits are the invisible architecture of a happy life, and when we change our habits, we change our lives.

Gretchen infuses her compelling voice, rigorous research, and easy humor, and packs it with vivid stories; Gretchen received her undergraduate and Law degrees from Yale University, was editor-in-chief of the Yale Law journal and won the Edgar M. Cullen Prize. She clerked on the U.S. Supreme Court for Justice Sandra Day O'Connor and served as a chief advisor to the Federal Communications Commission Chairman Reed Hundt.

We hope that you join us in an evening of light fare and mingling with Gretchen Rubin.

LOCATION:

90 Matawan Road, Matawan, NJ 4th Floor

(If using a GPS use 100 Matawan Road exit 120 off Garden State Parkway)

DATE:

June 3, 2015

TIME:

6pm -8pm

AGENDA:

6-7pm Light Fare and Networking

7-8pm Keynote Speech with Q&A

8-9pm Book signing

This event is limited to the first 100 registrants.

Please confirm attendance at the link below:

<http://infokf.kornferry.com/Paralegal-Networking-Event-RSVP.html>

SAVE THE DATES!

MAY 19, 2015

GENERAL MEMBERSHIP DINNER MEETING

**WILENTZ, GOLDMAN & SPITZER, PA
Woodbridge, New Jersey**

**TOPIC: DOCUMENT REVIEW AND ATTORNEY-CLIENT
PRIVILEGE**

**SPEAKER: KEITH L. HOVEY, ESQ.,
WILENTZ, GOLDMAN & SPITZER, PA**

JUNE 16, 2015

**GENERAL MEMBERSHIP MEETING
HYATT MORRISTOWN AT HEADQUARTERS PLAZA
Morristown, New Jersey**

TOPIC: THE NEW HUD FORM – ARE YOU READY?

**SPEAKERS: NICOLE PLATH, CEO, FORTUNE TITLE AGENCY, INC.
CHRIS STOCK, CEO, EASY SOFT, INC.
AMY PROKOP, PRODUCT SPECIALIST, EASY SOFT,
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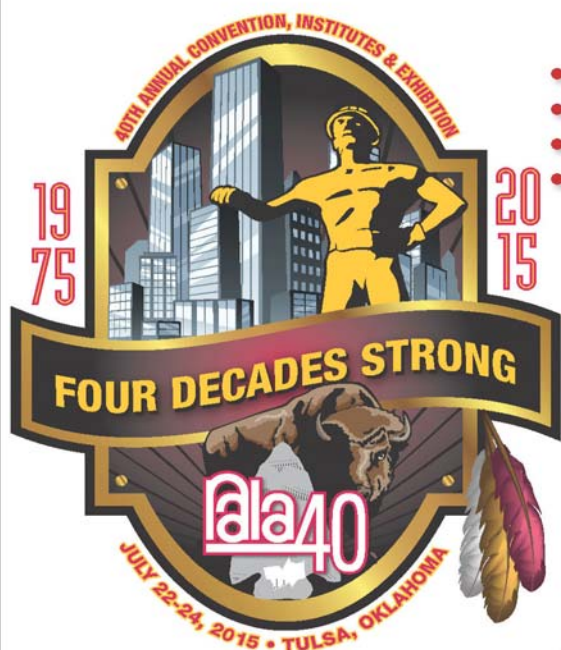
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