ISSUE

2

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NYS Appellate Division Law Library

E-Legal News

this issue:

NYCRR Replaced Pages p.2
Reference Librarians Recommend p.3
Information p.4

Justice John F. Lawton

1929-2014

" A great soul serves everyone all the time.
A great soul never dies.
It brings us together again and again."
~Maya Angelou

Former Appellate Justice John F. Lawton passed away on April 9, 2014. Before practicing law he served in the United States Army and retired from the Army Reserve. Justice Lawton graduated with honors from St. John's University School of Law in 1955. Prior to his appointment to the New York Supreme Court he was with the Mackenzie, Smith, Lewis, Mitchell and Hughes law firm in Syracuse, NY, where he later became a partner. He was very active in the Onondaga County and the New York State Bar Association (member of the Board of Directors and Chair) and taught Continuing Legal Education Seminars. Justice Lawton also served as a member of the New York State Bar Association Special Committee which developed the Fourth Department Grievance Plan in 1974.

In 1982, he was elected to the Supreme Court, Fifth Judicial District. Four years later on April 1, 1986, he was designated by Governor Mario Cuomo to the Appellate Division 4th Department as an Additional Associate Justice. Justice Lawton was presented with the **Ruger Award,** *"for recognition of singularly outstanding achievement in the devotion to the principles of our system of justice,"* on October 25, 2001, by the Onondaga County Bar Association. Four years later on December 31, 2005, Justice Lawton retired from the Appellate Division Fourth Department.

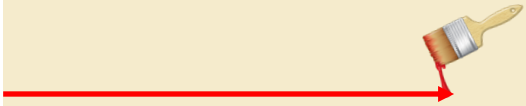
He will be greatly missed.

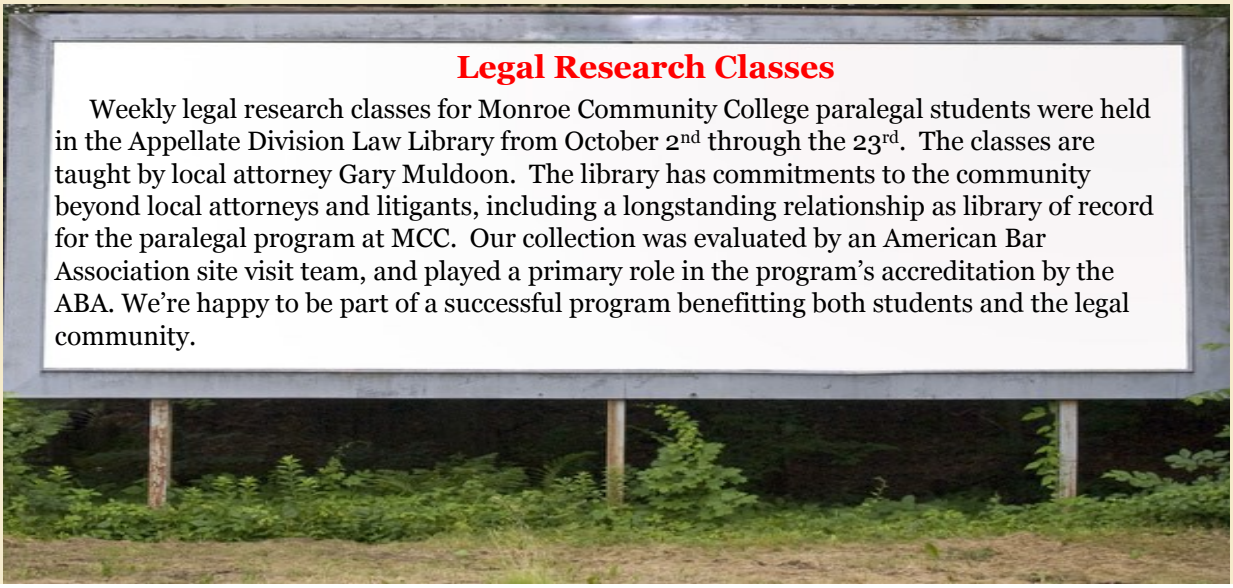
NYCRR Replaced Pages Database Coming Soon…

The Appellate Division Fourth Department Law Library, in conjunction with the 8th Judicial District Law Library in Buffalo and the University at Buffalo Law School's Charles B. Sears Law Library, is pleased to announce the pending arrival of the *NYCRR Digital Archive,* an online database of NYCRR replaced pages. Although no official rollout date has been determined, the three law libraries continue to work with digitization firms InfoPreserve and D4 to produce a resource that will be made freely available online.

The database will contain all replaced pages, also known as "takeouts," from the NYCRR's inception in the 1940s through 2001. The database will allow researchers, librarians and practitioners to more easily determine previous versions of New York's codes, rules and regulations, a task that is currently quite difficult and time-consuming. The project began in late 2012, and nearly one million pages have already been scanned and converted to searchable PDFs. Remaining work continues on the creation of a user interface and complex indexing in an effort to make the resource as user-friendly as possible.

An official announcement will be made once the database is completed. Stay tuned!!





Legal Research Classes

Weekly legal research classes for Monroe Community College paralegal students were held in the Appellate Division Law Library from October 2nd through the 23rd. The classes are taught by local attorney Gary Muldoon. The library has commitments to the community beyond local attorneys and litigants, including a longstanding relationship as library of record for the paralegal program at MCC. Our collection was evaluated by an American Bar Association site visit team, and played a primary role in the program's accreditation by the ABA. We're happy to be part of a successful program benefitting both students and the legal community.

Reference Librarians Recommend

Red Jacket: Iroquois diplomat and orator/Densmore, Christopher/**BIO E 99 .S3 R43 1999.**

Synopsis: *Then Syracuse University Archivist Christopher Densmore has written an outstanding account of this essential historical figure. Pulling from a plethora of clearly identified original and secondary sources, Densmore's work is easy to read and well-written. A clear understanding Red Jacket's place in Haudenosaunee culture and history is essential for anyone who wishes to truly understand the historical context of the treaties with Native Americans from the late 18th and early 19th centuries that are still playing an important role in New York State and Federal courts.*

The mother court: tales of cases that mattered in America's greatest trial court/James D. Zirin; foreword by Robert M. Morgenthau/**KF 8755 .N9 Z57 2014**

Synopsis: *The U.S. District Court for the Southern District of New York's nickname -- "the Mother Court" – is a nod both to its age (225 this year and 2 weeks older than the U.S. Supreme Court) and its reputation for excellence. It was home to some of the most famous trials of the twentieth century, involving household names like Alger Hiss, Ethel and Julius Rosenberg, James Joyce and Roy Cohn.*

Former Assistant U.S. Attorney for the SDNY James Zirin gives us an insider's tour of the court, complete with personal anecdotes and vignettes of the colorful personalities involved. He begins with an overview of the court, his own service under the legendary Robert Morgenthau, and commentary about the jury system and cross-examination. The chapters that follow outline some of the memorable cases in the court's modern history, arranged by subjects that include the Red Scare, obscenity, libel and terrorism. After a chapter on his favorite judges, Zirin finishes with the Mother Court today, including the changes wrought by technology and social media, among other factors. This book is an entertaining look at the fascinating history of what many believe to be the best federal trial court in the United States.

Muhammad Ali's greatest fight: Cassius Clay vs. the USA/Howard Bingham and Max Wallace/ **TRIALS GV 1132 .A44 N68 2014.**

Synopsis: *The dedication in this book reads: "To all those with the courage to take a stand." For Mohammed Ali in 1966, that stand was his refusal to be drafted into the Army to fight what he considered an unjust war in Vietnam. Ali's refusal was based on religious grounds; he repeatedly stated that, as a Muslim, he was not to take part in any wars "unless declared by Allah or The Messenger." This book, originally published in 2000, takes an in-depth look at the five-year legal battle which ensued, resulting in Ali being stripped of his titles and banned from the sport during the peak of his boxing career. While his case wound its way through the legal system on its way to the U.S. Supreme Court, Ali endured illegal wiretapping and surveillance by the FBI, continued outright racism, death threats, and nearly universal condemnation in the media. However, in 1971 the Supreme Court ruled in favor of Ali, relying on a delicate legal theory which would make any litigator proud. The "behind the scenes" story of the Supreme Court's deliberations on this case are as compelling as the man whose freedom was at stake, and were the focus of the 2013 HBO film of the same name. Both this book, and the HBO film, come highly recommended for anyone interested in this turbulent period of our history.*

Click here for September 2014 New Book List*

Information

Visit Our Website:
www.nycourts.gov/library/ad4
&
Blog
http://ad4lawlibrary.blogspot.com

REMINDER

All circulating materials can be checked out for 21 days with a 7 day renewal except for Records & Briefs!

Library Hours:

Monday-Friday, 9am-5pm.

Holiday/Observance Closings:

Thursday, November 27th (Thanksgiving Day)
Thursday, December 25th (Christmas Day)
Thursday, January 1st (New Year's Day)
Monday, January 19th (Martin Luther King, Jr.)

Copy Cards

Copy Cards cost $1.00 and copies with the card are $.15. each and $.20 each without the card. The same copy card can be used at 7th Judicial Library at the Hall of Justice.

FYI: The meetings rooms are available and free to use during regular Library hours.

If you have questions, comments or to remove your name from our mailing list send an email to Yolanda Johnson at yjjohnso@nycourts.gov

Library Directory

Circulation Desk (585)530-3250
Reference Desk (585)530-3251
Interlibrary Services (585)530-3254
Administrative Office (585)530-3252