

SOCIAL SECURITY DISABILITY LAW AND PRACTICE IN FEDERAL COURT

Tuesday, June 10, 2014 | 5:30 p.m. – 8:00 p.m.

Rutgers School of Law-Newark

S.I. Newhouse Center for Law and Justice | 123 Washington Street | Newark, NJ 07102

This program will focus on the representation of social security disability claimants in the U.S. District Courts and the U.S. Courts of Appeals with a concentration on law and practice in the U.S. District Court for the District of New Jersey and the Court of Appeals for the Third Circuit. The program will cover an overview of the basic aspects of practice that lawyers handling social security disability appeals in federal court should know, including when and whether to pursue an appeal from the SSA's denial of a disability benefits application after administrative proceedings.

This will include:

- drafting the complaint
- service of process
- *in forma pauperis* applications
- Local Rule 9.1 statements and briefs
- negotiations and stipulations
- relief including relief under 42 U.S.C.
- sec. 405(g) sentence 4 and sentence 6
- motions for attorney's fees under the Equal Access to Justice Act
- appeals to the Third Circuit
- briefing at the circuit
- basic motions at the circuit
- and other miscellaneous filings

The session will also provide an overview of the most common areas of Third Circuit social security law forming the basis for appeals to the USDC and the Third Circuit and some recent trends.

Faculty:

Jon Dubin, Esq., Associate Dean for Clinical Education, Professor of Law, and Alfred C. Clapp Public Service Scholar, Rutgers School of Law-Newark

Professor Dubin teaches clinical and traditional classroom courses and directs one of the country's oldest and most extensive "live-client" clinical programs. Within the Civil Justice Clinic, he handles social welfare benefits cases, including co-counseling the successful appeal and drafting the principal brief in a Social Security disability case before the U.S. Supreme Court in *Sims v. Apfel* (2000). Dubin also successfully litigated and argued *Sykes v. Apfel* in the U.S. Court of Appeals for the Third Circuit which produced a rare SSA "Acquiescence Ruling," agreeing to change policy and apply the *Sykes* case to thousands of disability claimants within the Third Circuit region each year.

CLE Credit Hours: 2.7 NJ | 2.5 NY | 2.0 PA

Registration Fee: \$60

Register at www.rutgerscle.com