



NIABA News

Men and Women
Sharing a Chosen
Profession and a
Common Heritage

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MESSAGE FROM THE PRESIDENT

It is with great pleasure I announce that the NIABA October board meeting will be held, once again, in conjunction with NIAF's Anniversary Gala event on October 21-24, 2010 at the Washington Hilton Hotel in Washington D.C. In addition to conducting board meetings on Friday afternoon and Saturday morning, NIABA has purchased 30 tickets for the Saturday night Gala event. Some of you may be intending on attending the NIAF affair or you may happen to be in the area, if so, I hope you will be able to stop by and visit with us while we are in Washington. Please let me know if you would like to meet with the board during one of our sessions or purchase a Gala ticket and sit with us at one of our reserved tables on Saturday night.

While in Washington, arrangements are also being made to meet with and network with other groups such as the Italian Embassy, local Washington D.C. attorneys and officials and other Italian-American groups. Since assuming the Presidency of NIABA I have made it a priority to reach out to other groups and organizations in the Italian American and legal communities to strengthen our organization and develop new ties and opportunities for our membership. In May I was honored to attend the Sons of Italy NELA Gala where I meet OSIA President Joseph DiTrapani and spoke to him about further

joint ventures. While there I had the great pleasure of meeting the President of the Republic of Italy, Giorgio Napolitano and some of the honorees of the Gala, General Raymond Odierno, commander of U.S. forces in Iraq and his son, Captain Anthony Odierno. In April I was invited to attend the 45th Rapallo Awards hosted by the Columbian Lawyers Association.

Everywhere I go I meet and greet successful Italian-Americans of whom I am so proud. No longer do we organize to protest discrimination against our group but now to celebrate the success we have achieved through hard work and perseverance. Who would have thought that the U.S. Supreme Court would have two Italian-Americans sitting at the same time, a Speaker of the U.S. House of Representatives, and every Presidential contest now features at least one Italian American candidate. Just a generation ago many of us were embarrassed to admit we were Italian American, now it seems, everyone else wishes they were one of us.

Fraternally yours,
Anthony J. Gianfrancesco
 Anthony J. Gianfrancesco,
 National President

NIABA BOARD OF DIRECTORS FALL MEETING



October 21-24, 2010
Washington Hilton Hotel



1919 Connecticut Ave., NW,
 Washington, DC 20009
 Tel: 202-483-3000
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WHY WE ARE HERE

During the four-year period from 1906 – 1909 almost one million immigrants arrived on the shores of America from Southern Italy and Sicily. They came mostly from the agrarian south, leaving their homes because extreme taxation of farm products by the Italian Government had driven them into abject poverty. From about 1840 through the turn of the century, the kingdom of Sicily taxed both farm products and farms in order to finance the government as this was the only industry to speak of in that region. This, coupled with wide spread diseases, such as typhoid and malaria, had taken hold in that part of Italy since the great earthquake of 1905, which hit hardest the provinces of Basicatala and Calabria. Less than a year later, in 1906, Mount Etna erupted in killing about 30,000 and shortly thereafter, Mount Vesuvius erupted burying entire towns in the Neapolitan region, killing an estimated 100,000 in its wake. And, if the people of Sicily wondered if the earth had any more fury to unleash, that question was answered by another devastating earthquake in Messina in 1908.

The Italians who came to America from the south were mostly illiterate as their poverty and despair had consumed their lives for many years before their arrival here. Few, if any, spoke any English when they arrived here and they gravitated to enclaves of other Italian immigrants in concentrated areas such as the North End of Boston. The great unwashed, as they were referred to by the Boston Brahmins, were regarded by many as a blight on the shores of the eastern seaboard.

These Italian immigrants competed with the Irish immigrants for jobs, thus breeding deep resentment of Italians by the Irish. As the Irish gained political stature and solidarity throughout Boston, they discriminated against the Italians as the Brahmins had discriminated against them only a few short years earlier. Even though the Irish and the Italian immigrants shared a common religion, Catholicism, they had very different ways of worshipping. The Italians brought with them saints and relics and prayed to the saints, paying homage to their village patrons throughout the summer. The Irish viewed this too as a barbaric distinction between the Italians and themselves.

Most Italian immigrants sent their wages home to Italy to care for the families they had left behind, breeding further mistrust of the new wave of immigrants, and their loyalty to America was questioned. There were rumblings of Italian anarchists in the midst of the Italian neighborhoods, just as there were rumors of Bolsheviks in the Russian neighborhoods during this time. This mistrust was sealed by the 1916 bombing of the Boston Police station at Salutation Street, in the North End, allegedly by Italian

anarchists and later, in 1917, by the arrest of Sacco and Vanzetti who were purported to be avid anarchists and followers of the most infamous Italian anarchist, Galleani. They were, of course, executed in 1927, after what some referred to as a sham trial.

Many Italian immigrants from the agrarian south were not happy in the close urban settings they settled in once in America. The jobs that were available to them were dirty jobs no “white” citizen would want – they dug ditches, worked picks and shovels, toted water, mucked horse stalls, picked fruit and vegetables, scrubbed floors, mixed mortar, carried bricks. Irish bosses and Brahmin businessmen took advantage of the Italian immigrants because of their inability to speak English or to read and write - even in their own language. More disturbing, however, was that they were abused by their own paesans, known as the padroni. The padrone, “boss”, was a labor agent, usually from a particular village, who would help new immigrants from his village find work or housing and in exchange he would receive a fee of \$1 or \$2 per man, woman, child. Once these newcomers found work, with the help of their padrone, the boss continued to collect a weekly fee, but often extorted the entire wage that the laborer had earned, leaving them in the same abject poverty they had left behind. Therefore, many returned to Italy within a few years of their arrival.

In 1914 the United States Congress passed an act putting a limitation on immigrants, specifically targeting Italians, which required that all immigrants pass a literacy test before being allowed into the country. In 1919 President Woodrow Wilson, famous for his prejudiced attitudes against Italians in particular, took it a step further by signing legislation that severely regulated foreign language newspapers, of which there were more than ten Italian language newspapers in eastern Massachusetts alone.

From 1890 to 1927 the lynching of Italian immigrants surpassed that of any other ethnic group. Hated and mistrusted, due in part to the large numbers of Italians immigrating here as well as the distinct difference in skin color, language, and custom that these immigrants brought with them to America, these immigrants faced overwhelming bigotry from citizens as well as the government of the United States of America.

In 1913 the second inundating wave of Italian immigration hit the shores of America. Over 10% of the Italian populations of New York and Boston came during this, second, wave. Just in time for WWI to pull America into the fray, with Italy being on the other side of the fight there was little relief in sight for the treatment of these immigrants.

ANDREA PALLADIO RESOLUTION

Andrea Palladio (1508-1580) is the most influential architect in history and his influence has been the greatest in the United States. Key buildings in the U.S. show his influence, including the U.S. Capitol, the White House, the U.S. Supreme Court, the National Gallery of Art and Jefferson’s Monticello. Rep. William Pascrell, Jr., co-chair of the Italian American Delegation to Congress has recently introduced H. Con. Res. 259 to honor Palladio for his many achievements. Please ask your representative to co-sponsor and support this important resolution. An exhibit of Palladio drawings was recently on display in New York City at the Morgan Library and is now on its way to Washington D.C.

ORDER FORM for NIABA Web Site Options

Option 1: E-mail and/or Web Site Link -- \$25 (one-time charge) Your listing in the online Membership Directory will include your e-mail address and/or Web Site URL. Clicking on listing will activate direct connection. This will be a completely private communication. NIABA *only provides the links!*

Option 2: Mini Web Site -- \$300 per year This feature will function as your very own web site, hosted by NIABA. It includes a Home Page with a direct URL (www.niaba.org/lawfirm), color logo, color picture, e-mail link and link to Service Information Section. Also included in the Mini Web Site is a Service Information Section, which may contain service descriptions, case studies and/or photos and bios of your principals and staff. Additional sections and content updates are available for a nominal charge. All you need to do is provide tile pictures and text.

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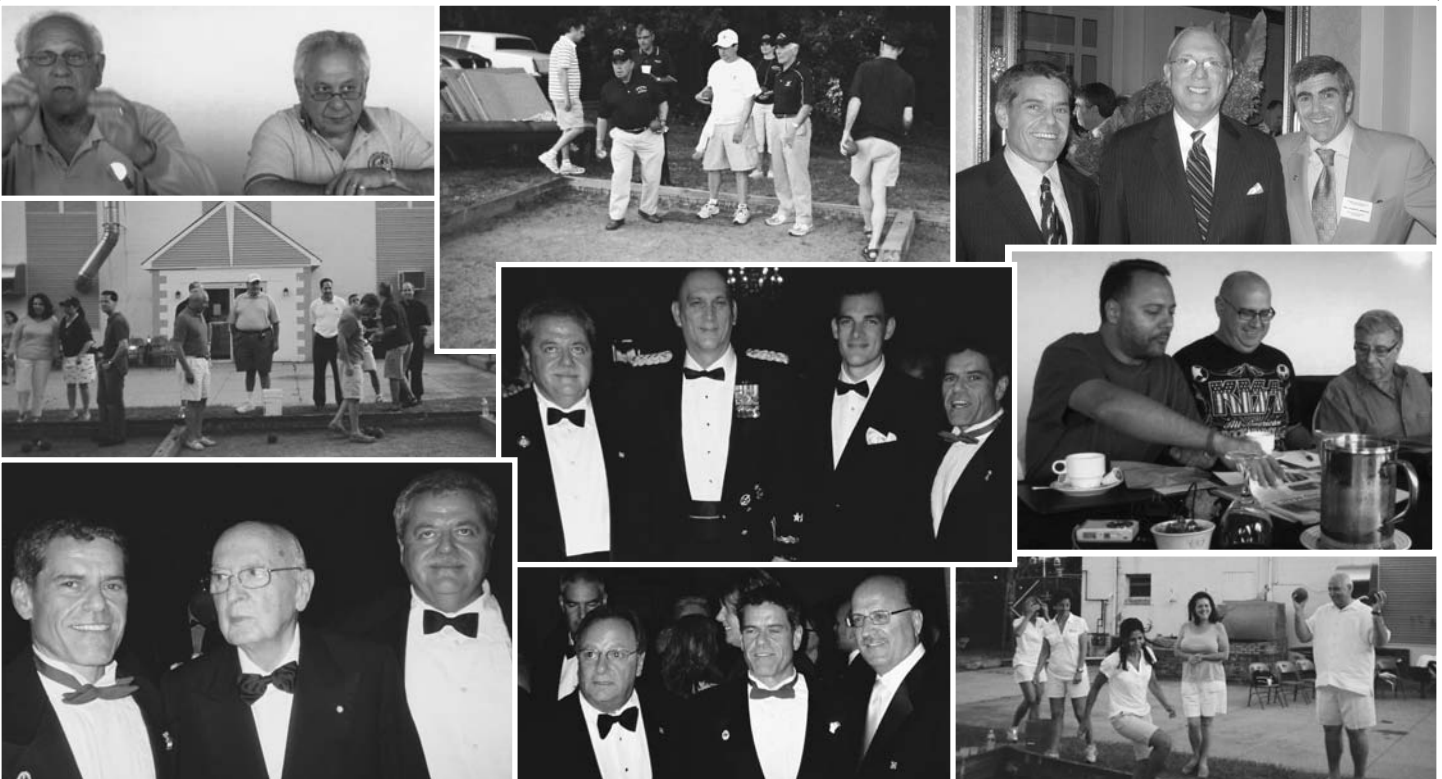
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(Service covers one full year from date of placement of materials on NIABA site.)

I affirm that I am a NIABA Member in good standing; and that the information to be placed on the NIABA Web Site for me complies with all rules and regulations regarding Lawyer Advertising for the states in which I am licensed to practice law.

Signed _____



National Italian American Bar Association

2011 Dues Information & Request Form



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Last First Middle

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City State Zip + Four

Business Phone:(_____)_____ Fax Number:(_____)_____

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Home Address:

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Students : Law School:_____ Anticipated Graduation Date:_____

HOW DID YOU LEARN ABOUT NIABA?

Local Association Website *The Digest* Law Journal
 Other (explain) _____

NIABA MEMBERSHIP DUES

Please make your dues check payable to: NIABA.

Regular Member (\$50) Sponsor Member \$100 Patron Member (\$250 or more)
 Law Student (free)

SCHOLARSHIP CONTRIBUTION

Yes, I want to make a contribution to the NIABA Scholarship Fund:

Please make your check payable to: NIABA SCHOLARSHIP FUND.

\$25.00 \$50.00 \$100.00 or more Other

Please complete this form with your check(s) and return it to:
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MEETING AGENDA

NIABA MEETING OF THE BOARD OF DIRECTORS

October 21 to 24, 2010

Washington Hilton Hotel

Washington D.C. • Tel. 202-483-3000

SCHEDULE OF EVENTS

Thursday, Oct. 21, 2pm

Conference on the influence of the Italian Enlightenment on the U.S. Constitution with Justice Antonin Scalia, Honorable Marcello Pera, former President of the Italian Senate and the Honorable James Billington, Library of Congress librarian focusing on the friendship between Benjamin Franklin and Italian philosopher Gaetano Filangieri.

Thursday, Oct. 21, 6pm

Dinner with NIABA board and local Washington D.C. attorneys at a local restaurant. Details to follow.

Friday, Oct. 22, 1pm to 5pm

Board of Directors, Washington Hilton Hotel, Lincoln East (concourse level).

Friday, Oct. 22, 8:30pm to Midnight

NIAF sponsored cabaret-style evening of entertainment featuring A Tribute to A Legend: Frank Sinatra – songs performed by actor Robert Davi with dinner, dancing and more.

Saturday, Oct. 23, 9am to Noon

Board of Directors meeting, Washington Hilton Hotel, Jefferson West (concourse level).

Saturday, Oct. 23, 6pm to 10pm

35th NIAF Anniversary Gala Awards Dinner.

AGENDA

- | | |
|--|--|
| I. Roll Call | Budget |
| II. Minutes of the previous board meeting | Bylaws |
| III. Communications | Digest |
| IV. President's Report | Newsletter |
| V. Regional Vice Presidents | Website |
| New England | Law School |
| Mid-Atlantic | Expansion/Long Range |
| Southeast | Membership Services |
| Southwest | VII. Old Business |
| Mid-West | Administrative Assistant |
| West | Website Administrator |
| Canada | Trademark Status |
| VI. Committee Reports | VIII. New Business |
| Treasurer's Report | Sponsorship of Italian Embassy Project |
| Membership | Nominating Committee |
| Communications/Outreach | Next board meeting |
| Appointments | |

NEWS FROM LOCAL CHAPTERS AND AFFILIATES

The Italian American Bar Association in Northern California recently elected co-Presidents. Clare M. Badaracco and Michon Spinelli have taken over the organization with the hopes of reinventing the membership and reaching out to NIABA and other organizations. The group has had joint events with Irish American Bar Association and The Hellenic Society. Upcoming events include Peninsula Bocce and Dinner in October and the 31st Annual Judge's Lunch in December. www.iabanorcal.org.

The Justinian Society of Rhode Island has just concluded its 15th Annual Bocce Tournament. Eight teams competed for the Charles Pisaturo Memorial Cup. The event has been successfully run since the organization's inception. Upcoming events include a CLE conducted by General Treasurer and Gubernatorial candidate Frank Caprio in September. www.justinianlawri.org.

In Chicago **The Justinian Society of Lawyers** will be honoring two former NIABA board members on September 23, 2010 at their annual installation dinner at the Palmer House Hotel. Richard Caifano will receive an Award of Excellence and Antonio Romanucci will receive the Honorable Moses W. Harrison Award of Recognition. www.justinians.org.

William A. Jennaro, Circuit Court Judge (ret.), a long time member of the **National Italian American Bar Association**, has been named "Best Mediator" in the State of Wisconsin in the Wisconsin Law Journal's "Best of" poll. Award recipients were chosen by the ballot of lawyers and judges statewide throughout Wisconsin.

Jennaro is a member of the Justinian Society and the Filippo Mazzei Greater Milwaukee Lodge #2763. He is a shareholder with the firm of Cook & Franke S.C. of Milwaukee, Wisconsin. A retired Circuit Court Judge, having served in that capacity for 12 years, he is a former prosecutor and public defender, and has mediated well over 1,000 major cases.



The **Italian American Lawyers Association** (Los Angeles), in conjunction with the Pasadena Bar Association, presented Joe Mantegna of *Criminal Minds* an award on August 25, 2010. The IALA will conduct the 2010 dinner meetings on Wednesday, September 29, 2010 at Carnegie at the Casa: *Weaver vs. Denove*. www.iala.info.

Attorney Carmine P. Lepore was sworn in as the President of the **Justinian Law Society of Massachusetts** this past January 2010. Carmine has been a member of the Justinians since 1994 and has served on the Board of Directors, the Executive Committee, as past Asst. Clerk and Treasurer.

Carmine Lepore has a law practice in Revere, Massachusetts where he concentrates in the area of criminal defense and personal injury. Carmine has successfully defended clients charged with a variety of crimes in both the state and federal courts. Some of his notable cases include first degree murder, racketeering (RICO), manslaughter, trafficking, firearm charges and operating under the influence of alcohol and/or drugs.

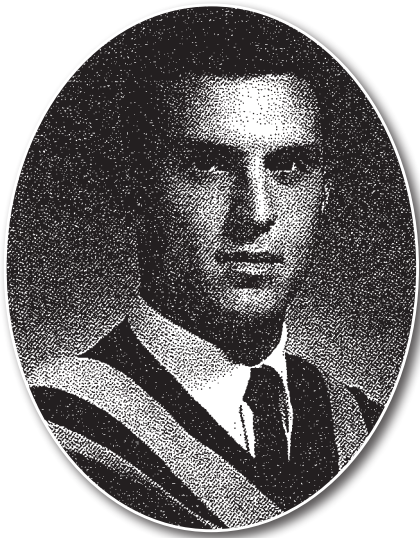
Carmine is married to Gina Lepore, his wife of 13 years. Carmine and Gina have three children Andrew (10), Michael (7) and Carmen (2). In addition to his Presidency of the Justinian Law Society he also serves as President and member of the board of directors for Middleton Youth Baseball and Softball. Lastly he is head coach for his son's Andrew's and Michael's teams. www.justiniansofmass.org.

George Clancy, Principal of **St. James School in Binghamton, NY** has announced the presentation of the 1st Annual Michael C. Rainone Award for Scholarship to Maria Roma, member of the 2010 graduating class.

Michael C. Rainone, Esq. is the attorney for the **Commonwealth Lodge Foundation of Pennsylvania** which has donated thousands of dollars to the Children's Hospital in Philadelphia, an honorary member of the Grand Lodge of Pennsylvania and a Chairman of the Columbus Speakers Committee of the Duca Degli Abruzzi Lodge, the 3rd largest Sons of Italy Lodge in the United States and the largest in New York State. He is a past president and Board Chairman of the National Italian American Bar Association. He is also founder and first President of the Henry W. Longfellow Lodge in Philadelphia. During the Quincentennial, as President of the Columbus Civic Association, Delaware Avenue in Philadelphia was changed to Christopher Columbus Boulevard.



In his lifetime, Rainone was presented with over 30 awards from legal, community, social, and cultural organizations.



Hon. Philip G. Minardo
RAPALLO AWARD RECIPIENT

Philip G. Minardo was born and raised in Brooklyn, New York. His father, Michael, and his mother, Mary, were born in the U.S. However, both paternal and maternal grandparents came to the U.S. from Modica, Sicily shortly after the turn of the 20th century. Our honoree graduated from St. Michael's Diocesan High School (now Xaverian High School) in Bay Ridge, where he was an honor student and earned varsity letters in baseball, basketball, and track and field. He received a track and field scholarship Manhattan College, where he was a member of the varsity track team and won the Metropolitan AAU 100 Yard Championship in 1961.

Upon graduation from Manhattan College in 1963, Judge Minardo taught social studies and coached track and field at Nazareth High School in Brooklyn. His family moved to Staten Island in 1963 and he entered St. John's University School of Law in the fall of 1964. Upon graduation he received the McNiece-McKenna Award for Moot Court Excellence.

Judge Minardo began his legal career working for the law firm of Byrne and Starkey on Court Street in Brooklyn. On December 31, 1968 he was appointed an Assistant District Attorney in Richmond County, where he served for 7-½ years, prosecuting major felony cases. He then entered private practice forming his own law firm and specializing in civil and criminal trial work. During that time he served as special counsel to State Senate John Marchi. He also served on the Board of Directors of the Richmond County Bar Association, becoming President of the Association in 1987. Additionally, Judge Minardo served as the Staten Island representative to the New York State Bar Association House of Delegates and served as member of the Character and Fitness Committee appointed by the Presiding Justice of the Appellate Division, Second Department. He holds membership in several professional and civic associations, including Richmond County Bar Association, New York State Bar Association and Columbian Lawyers Association. Judge Minardo also served on the Board of Snug Harbor Cultural Center, Staten Island; the Executive Committee of the Boy Scouts of America on Staten Island, and the Staten Island Board of the C.Y.O.

In November, 1995 Judge Minardo was elected a Justice of the Supreme Court in the Second Judicial District. He served as a trial justice in the criminal term in Kings County and in 1997 returned to Richmond County to serve as a trial justice in the civil term, where he presided mainly over medical malpractice cases. He is past President of the Association of Supreme Court Justices of the City of New York. In December 2005, he was appointed the first Administrative Judge of the Richmond County Supreme Court. In 2007, legislation was enacted which made Staten Island its own Judicial District. As a result, Judge Minardo became the first Administrative Judge of the newly created 13th Judicial District. In the spring of 2009, the Honorable Jonathan Lippman, Chief Judge of the State of New York, and the Honorable Ann Pfau, Chief Administrative Judge of the State of New York, restructured the courts giving Administrative Judge Minardo jurisdiction over the Criminal and Civil Courts, in addition to the Supreme Court.

Judge Minardo enjoys playing golf and describes his game as one that needs a lot of help. He roots for the New York Football Giants and the N.Y. Mets, after his beloved Brooklyn Dodgers committed the unforgivable sign of leaving Brooklyn. In addition, Judge Minardo likes to travel. He and his sweetheart, Dr. Marianne LeBarbera, in recent years have visited Scotland, England, Paris, and Normandy and have twice visited Rome and Sicily, his ancestral home.

He is most proud of his three sons, John, Associate General Counsel with Norvatis Consumer Health; Brian, a New York City firefighter; and Philip Jr., Managing Director of Sales Trading at S.J. Levinson & Sons; and Philip's wife, Tara, who are the parents of his wonderful grandchildren, Philip III and Isla Rose.

**The National Italian-American Bar Association
Newsletter**

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SUBMISSIONS SOUGHT FOR THE DIGEST *LAW JOURNAL*

The next issue of NIABA's law journal, *The Digest*, is being put together and Professor Robin Paul Malloy, our Editor-in-Chief, has put out a call for material. NIABA members are invited to submit articles for consideration. Articles on all topics are welcome and may be sent at any time. Student editors are available to help with some of the footnote work.

Professor Malloy is Senior Associate Dean for Academic Affairs and Professor of Law & Economics at Syracuse University. Articles should be sent to him in Word format at rpmalloy@law.syr.edu, or by mail to Professor Robin Paul Malloy, College of Law, Syracuse University, Syracuse, NY 13244. NIABA is grateful to Professor Malloy and the student editorial board which he oversees for their commitment to producing a worthy publication.

NIABA WEB-SITE NEWS

www.niaba.org

The NIABA Internet Committee is interested in hearing from the membership regarding any additional suggestions, thoughts or concerns it may have on the subject of the Web Site. Please feel free to contact Frank Schiro, Chairperson @ fschiro@gmail.com. Visit our website at www.niaba.org and learn more about NIABA.

