THE BARRISTER

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Christmas from the Bar: Marlton attorneys Cindy Perry and Marci Hill inventory and sort through contributions of food and toys donated by Camden County Bar Association members for the holiday "Adopt-A-Family" program. The donations were disbursed to 50 needy Camden families through Camden County Catholic Social Services.

ADOPT A FAMILY FOR THE HOLIDAYS

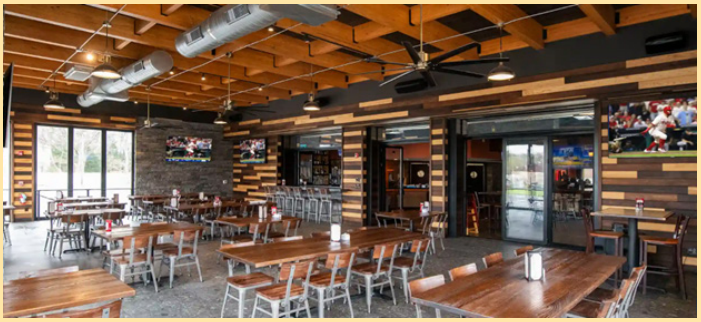
Give the gift of JOY this holiday season!

Now in its 36th year, the Camden County Bar Foundation is again organizing the annual Adopt-a-Family. The Public Benefits Committee is pleased to partner with St. Joseph's Pro Cathedral School in Camden to bring joy to approximately 100 families.

It's easy to participate. You tell us the size of the family you wish to "adopt" and we'll let you know the ages of the children, their clothing sizes and, in some cases, their wish list. All you have to do is shop and feel good knowing you are sharing the joy and spirit of the holidays with a family you will never meet, but who will be touched by your kindness and generosity. We also ask that you purchase food for your adopted family.

Please contact Carly Fowler at ccba.adoptafamily@outlook.com for family assignments or call (856) 482-0620 if you have any questions. **Please see the flier included in this issuse for more information.**

FALL FROLIC IS BACK!

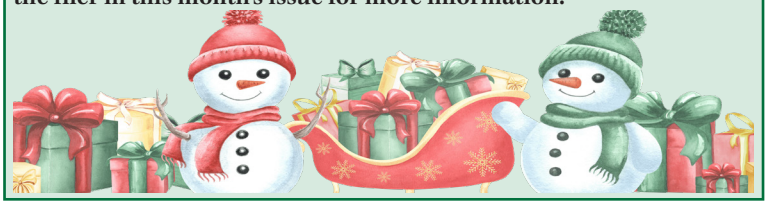


Join the CCBF for the annual **Fall Frolic** at Kaminski's in Cherry Hill for a fantastic evening of networking and fundraising. Join us on **November 12** for an evening of **great food, drinks, and camaraderie**. Enjoy your first drink included and a generous spread featuring flatbreads, sliders, roasted vegetables, and more, all while helping raise funds for the Children's Holiday Party on Saturday, December 5.

Sponsorship opportunities are also available. Don't wait - this event sold out last year! Refer to the fliers in this month's issue.

CHILDREN'S HOLIDAY PARTY SET FOR DECEMBER 5!

The Camden County Bar Foundation will again provide food and gifts to children in Camden who need it most. The Camden County Bar Foundation is working with Anna Sample House, LUCY Outreach, Boys & Girls Club, Better Tomorrows, Holy Name School, and St. Joseph Pro Cathedral School to provide the children they serve with presents, food and stocking stuffers. This heartwarming event features a hot breakfast, a festive carol sing-along, magic show, and visits from special guests straight from the North Pole. Each child will have the chance to meet Santa, take a photo with him, and receive a wrapped toy along with a goodie bag. You can help make a difference by volunteering to wrap gifts before the party, assist with set-up, chaperone during the event, or help with clean-up afterward. Or consider making a year-end tax-deductible donation to the Foundation in support of this terrific event! **Check out the flier in this month's issue for more information.**



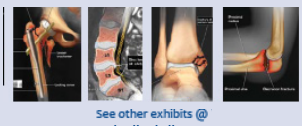
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THE DOCKET NOV. 2026

Tuesday, November 10
Professionalism Day Seminar
2 p.m. - Hall of Justice, Camden

Thursday, November 12
CCBF Board of Trustees Meeting
4:30 p.m. — Kaminski's, Cherry Hill

Fall Frolic
5:30 p.m. — Kaminski's, Cherry Hill

Monday, November 16
Family Law Bench/Bar Meeting
3:30 p.m. — Hall of Justice, Camden

Wednesday, November 18
CCBA Board of Trustees Meeting
4:30 p.m. — Bar Headquarters/Zoom

Thursday, November 19
Newly Admitted CLE
8 a.m. — Zoom

November 26 & November 27
Thanksgiving Break
Bar Headquarters Closed

NOV 18

Tentative Agenda for November 18 Board Meeting

A tentative agenda for this month's regular Board of Trustees meeting follows. The meeting will begin at 4:30 p.m. at Bar Headquarters in Cherry Hill and via Zoom. All meetings are open to the membership. Anyone interested in attending should notify and confirm their attendance by calling Bar Headquarters at 856.482.0620.

I. Call to Order
II. Approval of Minutes from Meeting
III. Treasurer's Report
IV. President's Report
V. Executive Director's Report
VI. Committee Reports
  a. Membership Committee
  b. Young Lawyers Committee
  c. Standing Committee Reports
VII. Foundation Update
VIII. NJSBA Update
IX. Old Business *(if any)*
X. New Business *(if any)*
XI. Adjournment



GOT NEWS?

Do you have news you want to share with the CCBA membership? Submit your newsworthy items for publication in The Barrister to **Kara Graser** at ***kara@camdencountybar.org***! We are happy to publish news of board appointments, participation in charitable organizations, awards and honors, joining a new firm, and more! We want to hear from you and help celebrate our members' accomplishments.

Send your news today!

ATTENTION LEGAL PROFESSIONALS SEEKING A REFINED SETTING FOR CLIENT MEETINGS AND DEPOSITIONS

Looking for a Conference Room to Meet with your Clients or a Deposition in Cherry Hill?

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To secure your Rental Space/Conference Room, contact Sheila Tedesco at 856-482-0620 ext. 110 or email sheila@camdencountybar.org

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ATTEND MEETINGS AND FUNCTIONS!

PRESIDENT'S PERSPECTIVE



By Jeanette Kwon

October was a busy month! We celebrated the retirement of Assignment Judge Steven Polansky and received the announcement of Judge Gwendolyn Blue as the next Assignment Judge for our Camden Vicinage! We also had a great CLE and Networking event put on by our Partner in Progress, Firstrust Bank, with Amir Goodarzi presenting on Cybersecurity. This event took place at Tavistock, and if the food was any indication of what's to come for our Holiday Party on December 9th, we are all in for a treat! I also had the opportunity to join the New Jersey State Bar Association for their Mid-Year Meeting in Lisbon, Portugal! This was a great opportunity to catch up with many of our colleagues from South Jersey! (Photo Credit to Don Fox, among others!) Lastly, we attended the MSP Fall Forum at Rutgers Camden Law School to encourage law students to get involved with Bar Associations, and spread the word on the importance of networking.

November is promising to be just as busy! Join us for our Annual Professionalism Day CLE at the Hall of Justice on November 10th at 2pm. This is FREE for all members. If you have not yet renewed your dues, please remember to do so, to take advantage of this offer! Our Foundation will then host their annual Fall Frolic at Kaminski's on November 12th. This helps to support our Children's Christmas Party on December 5th. As we near Thanksgiving, I hope all of you take the time to share your thanks with those who support and lift you up each day! Thank you to Kara Graser and Sheila Tedesco for all the work they have been putting in for our organization! And thank you, readers (members and soon-to-be members!), for taking the time to check us out here at the Bar. We are here for you, so if there are events, programming, etc., that you're looking for, reach out to us! I hope to see many of you soon!

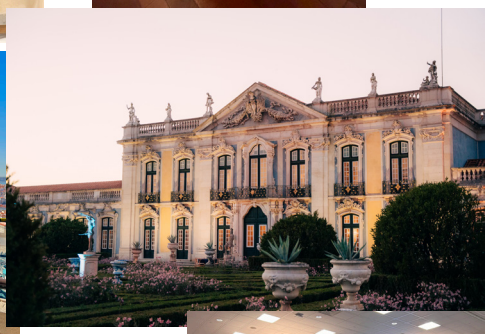


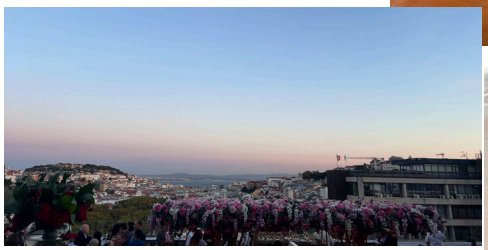


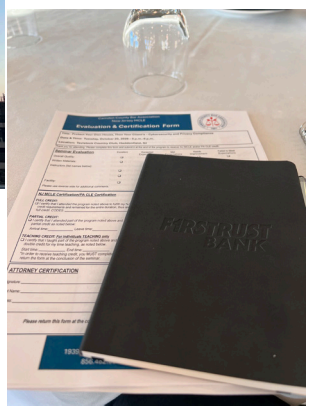




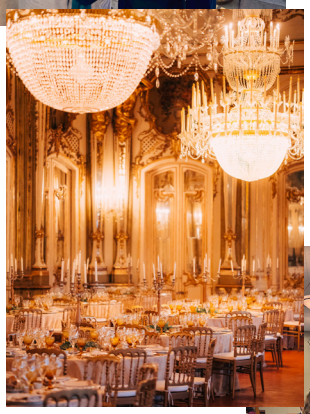




















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2026 CAMDEN COUNTY PROFESSIONAL LAWYER OF THE YEAR NOMINATIONS

Nominations for Camden County's **2026 Professional Lawyer of the Year Award** are now being accepted. The Professional Lawyer of the Year Awards are presented jointly by New Jersey Bar Associations and the New Jersey Commission on Professionalism in the Law to recognize deserving individuals and focus positive attention on the good work done by members of the legal profession.

The criteria for determining a Professional Lawyer of the Year are:

- A lawyer/judge who is committed to the ideals of professionalism
- Who is well recognized in the legal community for character and competence.
- Who is respected by all and looked upon as a model of professional behavior.

Selection of the recipient is NOT based on the number of nominations an individual receives. Each nominee is reviewed by the CCBA selection committee with the recipient determined by who best exemplifies the criteria set forth.

To nominate a colleague for this prestigious award, use the nomination form included in this month's inserts. **NOMINATIONS ARE DUE TO BAR HEADQUARTERS BY 5 P.M., DECEMBER 31.**

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BOARD MEMBER ON THE SPOT LYNDA HINKLE



NAME: Lynda Hinkle

PRACTICE AFFILIATION: Family, Estate Litgation, Guardianship

YEAR ADMITTED TO BAR: 2009

OTHER BAR ADMITTANCES: PA

PRIOR OCCUPATION: Congressional worker, teacher, business owner

TOWNSHIP OF RESIDENCE: Cherry Hill, NJ

HIGH SCHOOL: Triton Regional High School

COLLEGE: Rowan University (then Glassboro State College)

LAW SCHOOL: Rutgers Camden

WHAT LED YOU TO A LEGAL CAREER: It was an accident, they recruited me when I was looking to go for a PhD in English.

BEST PERSONAL/PROFESSIONAL ATTRIBUTE: Tenacity

GREATEST FAULT: Tenacity

WHAT I DO TO RELAX: Horror movies, reading, music, playing with my dogs, scream at Philadelphia sports teams.

HOBBIES: See above

FAVORITE RESTAURANT: Omakaseed in NYC, vegan sushi

FAVORITE TELEVISION SHOW: Law and Order SVU

FAVORITE MOVIE: Gone With the Wind, promblematic though it is.

FAVORITE AUTHOR/BOOK: That's impossible to narrow.

FAVORITE VACATION PLACES: Anywhere I can learn something.

FAVORITE WEBSITE: Cherry Hill Library

FAVORITE MUSEUM: UPenn Museum of Archeology and Anthropology

FAVORITE WEEKEND GETAWAY: NYC

WHAT DO YOU ENJOY MOST ABOUT PRACTICING LAW: The freedom of working for myself and choosing how I want to practice.

MOST ADMIRED PERSON AND WHY: Mariska Hargitay for her activism for assault victims.

WHEN AND WHERE WERE YOU HAPPIEST? Happy whenever I'm in my living room in front of a fire with a nice cup of tea and a good movie and dogs all around.

CHERISHED MEMORIES: Christmastime when I was a child with my parents, all the old ornaments from my grandparents and the probably toxic smell of the Lionel train set we had.

GREATEST FEAR: Heights

ALTERNATE CAREER CHOICE: Independently wealthy recluse on 20 acres of forest.

GREATEST LESSON LEARNED FROM THE PRACTICE OF LAW: Winning is about not losing yourself to war.

PERSON YOU'D MOST LIKE TO DINE WITH: Walt Whitman

PET PEEVE: People who ask you questions they should google the answers to or people who google the answers to questions they should ask you.

LIFE'S HIGHLIGHTS: All of them.

GREATEST ACCOMPLISHMENT: Filling out this form.

#1 PROFESSIONAL GOAL: Eventually passing my firm on to someone, hopefully my associate Alex Pugh, who can continue the work I've built.

#1 PERSONAL GOAL: Retiring and still having a lot of time left.

LIFE EXPERIENCE(S) WITH GREATEST IMPACT: Too many to recount, I've lived a full life.

ADVICE TO A YOUNG LAYWER: Don't let it consume you, have some fun.

WHAT DO YOU HOPE TO BE DOING IN 10 YEARS?: Independently wealthy recluse on 20 acres of forest.

FAVORITE QUOTATION: "Do I contradict myself? Very well, then I contradict myself. I am large, I contain multitudes." – Walt Whitman

CLE ON DEMAND!

Our new on-demand webinar library is now live, providing comprehensive legal education you can access anytime, anywhere.

How to Access Our On-Demand CLE

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FINANCIAL FORENSICS



Lost Profit or Lost Value? Two Ways to Measure a Business Injury

by Martin H. Abo, CPA/ABV/CVA/CFF

When a business suffers a breach of contract or tort, damages experts usually reach for one of two yardsticks: lost profits or lost business value. Both aim to put the injured party in an economically equivalent position it would have been in but for the wrong. They differ, however, in what they count, the period, the tax basis, and even who the plaintiff is. Here is how the two approaches compare, at least from a CPA's side of the table.

We start with direction from counsel

Whether the matter sounds in tort or contract, we, as damages experts, take direction from the lawyer on liability, proximate causation, and reasonable certainty. In a contract case, we also need to know whether foreseeability limits recovery. That last point matters more for lost value than many people expect. We read a verdict from another state's Supreme Court that, absent special circumstances, the counterparty's loss of market value was generally not foreseeable when the contract was made. We've been told that foreseeability is a legal limit that can remove a valuation-based claim before the expert's math is ever reached.

One measure or the other, not both

The core principle is that a plaintiff recovers either lost profits or the lost value of the business, but not for both – for the same loss. We read about a case in which a Florida court explained that, when a business is destroyed, the proper measure is its market value on the date of the loss. If the business survives, the plaintiff should recover lost profits instead. Other courts have taken going-concern value and lost future profits as alternative measures and treated an award of lost profits on top of the value shortfall as an improper double recovery.

The logic is straightforward from a valuation perspective. A business's value is the present value of its expected future earnings, so adding lost profits to lost value counts the same cash flows twice. Where the injury hurt the business for a time and then ended it, courts have looked to lost profits up to the date the business closed, with value measured as of that date. The two measures should meet at a stated boundary date, not overlap.

It seems two practical consequences follow – at least in this CPA firm's view. First, there may be no universally accepted standard of value in a lost-profits or lost-value case. If the purpose is to make the plaintiff whole, a plain fair-market-value standard may need to be modified, and counsel must tell us experts what the controlling law requires. Second, the choice of measure can change who the injured party is. Lost profits usually belong to the business entity. Lost value may belong to the shareholders, partners, or members.

Continued on Page14

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Remember! It doesn't cost you anything to call us on a matter.
It may cost you *dearly* by *not* calling us on that matter. We can help, so why not give us a call!

We strive to successfully meet the needs of a very diverse client base. We have carefully focused and developed our practice to specialize in the complexities of tax planning and compliance; financial consulting; accounting and review services; estate planning and compliance. We are here to assist our judiciary and legal colleagues in any and all accounting, tax, valuation, investigative or litigation support project where our team may be of benefit. We offer consultations in many areas, including the following:

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BOARD MEMBER ON THE SPOT KEVIN COSTELLO



NAME: Kevin Michael Costello

PRACTICE AFFILIATION: Costello & Silverman, LLC, Founding Member, Partner

YEAR ADMITTED TO BAR: 1991

OTHER BAR ADMITTANCES: NJ Federal

PRIOR OCCUPATION: Bartender, Bouncer, Fitness Instructor, Tennis Instructor, Truck Loader/Unloader

TOWNSHIP OF RESIDENCE: Mount Laurel

HIGH SCHOOL: South Shore H.S., Brooklyn, NYC

COLLEGE: Brandeis University, Waltham, MA

LAW SCHOOL: Suffolk University, Boston, MA

WHAT LED YOU TO A LEGAL CAREER: Was third but compelling choice behind Naval Academy to fly (I got too tall to fly, intention was to apply to NASA). Second choice was foreign service with National Intelligence, but when graduated in 1988, Soviet Bloc was collapsing, and State, DOD and CIA all froze hiring.

BEST PERSONAL/PROFESSIONAL ATTRIBUTE: I think I run a great old school Dungeons & Dragons game.

GREATEST FAULT: At times, too much like Sheldon and Spock.

WHAT I DO TO RELAX: D&D, Train, Read SCI-FI and Fantasy, Write

HOBBIES: See above

FAVORITE RESTAURANT: On one end of the scale: White Castle. On the other, hard to pick one, but Asian fusion, Steak, Italian, Indian.

FAVORITE TELEVISION SHOW: Star Trek, original series

FAVORITE MOVIE: Lord of the Rings trilogy

FAVORITE AUTHOR/BOOK: Tolkien's LOTR (and Hobbit), Elizabeth Moon's Paksennarion series, Bernard Cornwell's The Last Kingdom series, the original Conan novels and shorts, Douglass Adams' Hitchhiker's Guide to the Galaxy, Joel Rosenberg's Guardians of the Flame series, Asimov's Foundation books, Frank Herbert's Dune books, 50' – 00's comics, mostly DC, and graphic novels.

FAVORITE VACATION PLACES: Ireland, Vancouver Island, Vermont

FAVORITE WEBSITE: YouTube for D&D, Comic Book, Trek, Medieval History, fantasy/norse music, fantasy and sci-fi entertainment.

FAVORITE MUSEUM: NY Met (on Park and also the Cloisters)

FAVORITE WEEKEND GETAWAY: Any gaming convention.

WHAT DO YOU ENJOY MOST ABOUT PRACTICING LAW: Remedying civil rights, employment discrimination and negligence; but especially holding people accountable who purposely impair the rights of others.

MOST ADMIRED PERSON AND WHY: My father and mother. He taught me how to be a good man without being a bully, how to run toward danger, always, for others, and that my role was not wolf, but guard-hound. Mom taught me about people, how to face fears, how to work harder than expected.

WHEN AND WHERE WERE YOU HAPPIEST? Right now, at home, with family and friends, doing our thing.

CHERISHED MEMORIES: Brennan being born, Sonia saying yes.

GREATEST FEAR: That humanity will let itself down.

ALTERNATE CAREER CHOICE: Family was Navy, and goal in late 70's, when NASA's ambition was human landings on Mars in in the 90's, was to go to Annapolis, serve as aviator and then join NASA. Good too tall to safely fly, so pivoted to other ambitions.

GREATEST LESSON LEARNED FROM THE PRACTICE OF LAW: People can both wonderfully surprise you and let you down, terribly. People are not logical.

PERSON YOU'D MOST LIKE TO DINE WITH: Neil DeGrasse Tyson, Marcus Aurelius, Stephen Hawking

PET PEEVE: Purposeful ignorance/denial of objective fact, in favor of belief.

LIFE'S HIGHLIGHTS: Brennan being born, Sonia saying yes.

GREATEST ACCOMPLISHMENT: See immediately above.

#1 PROFESSIONAL GOAL: To leave behind a thriving, successful, growing firm, which continues our values and our mission.

#1 PERSONAL GOAL: To retire in one piece.

LIFE EXPERIENCE(S) WITH GREATEST IMPACT: A few knuckle dusters, a few defeats, understanding pain and loss.

ADVICE TO A YOUNG LAYWER: Since it's too late not to go to law school and incur this debt, make sure your main reason for the work you do is that it fills you up, not because it makes you the most money. Lifestyle is less important than peace and balance of mind and spirit

WHAT DO YOU HOPE TO BE DOING IN 10 YEARS?: Writing, running D&D games, publishing gaming material, travelling with family and friends.

FAVORITE QUOTATIONS: "Fear is the path to the dark side. Fear leads to anger. Anger leads to hatred. Hatred leads to suffering." – Yoda.

Continued on Page 15

CCBA RETIREMENT DINNER HONORING ASSIGNMENT JUDGE STEVEN POLANSKY

The Camden County Bar Association proudly hosted a retirement celebration honoring Assignment Judge Steven Polansky, A.J.S.C., Camden County on October 7, 2026. The event served as a heartfelt tribute to Judge Polansky's distinguished career, with speeches from friends, colleagues and family members. But nothing could top the surprise gift his children presented - a refurbished 1964 Mercury Comet Convertible like the one he owned as a teenager. As the photos show, it was a wonderful evening of camaraderie and celebration honoring a well respected jurist. Congratulations, Judge Polansky and best wishes in your retirement!



Judge Steven Polansky and Lary Zucker



Andrew Parsinitz, Salvatore Siciliano, Judge Samuel Ragonese and Howard Mendelson



Jeremy Zacharias, Sharon Suplee, Paul Johnson and Matt Behr



Judge Kathleen Delaney, Judge Jeanne Covert and Judge Sherri Schweitzer



Judge Michele Fox and Judge Gwendolyn Blue



Kathy Polansky, Michelle Gaynor, Judge Steven Polansky and Ashley Gaynor



Judge Thomas Booth, Judge Louis Meloni and Judge Frederick Schuck



Julia Kearney, Judge Robert Millenky and Georgette Mejia



Madison Mueller and Ned Miller



Timothy Farrow and Timothy Chatten



Nicole Snyder and Rebecca Mount



Bob Egan and Maisie Smith



Judge Samuel Ragonese, Judge Donald Stein and Michael Ferrara



Ronald Lieberman and Jenifer Fowler



Judge Michael Joyce and Judge Angelo DiCamillo



Abby Cohler, Adam Cohler and Jeanette Kwon



Dwayne Botnick, Brittany Polansky, Suzanne Botnick and Scott Polansky



Christine Lafferty and Brad Parker



John Slimm, Brenda Lee Eutsler, Jim Herman and Judge Francine Axelrad



Erika Urrea-Sketers and Kevin Sketers



Judge Anthony Pugliese, Judge Linda Eynon and Judge Francisco Dominguez



Judge Richard Wells, Carol Wells and Howard Mendelson



Judge Frank Testa and Don Bigley



Judge Polansky in his new wheels!



The Polansky Family



Checking out the new ride!

3RD ANNUAL EAGLES WATCH PARTY RAISES OVER $3,000 FOR LARC NORCROSS SCHOOL AND CCBF!

The Camden County Bar Association's **Young Lawyers Committee** hosted the 3rd Annual **Eagles Watch Party** on October 4 benefiting Larc Norcross School and Camden County Bar Foundation. The sold-out event was held at PJ Whelihan's in Cherry Hill and featured classic game-day food such as wings, nachos, cheesesteak eggrolls, pretzel bites and more. Guests were able to enter to win fantastic raffle baskets and took home some terrific prizes. **Special thanks to our fantastic sponsors and all those who came out to ensure this event was a huge success.** While the outcome of the game wasn't what we hoped for, CCBF and Larc Norcross School won!













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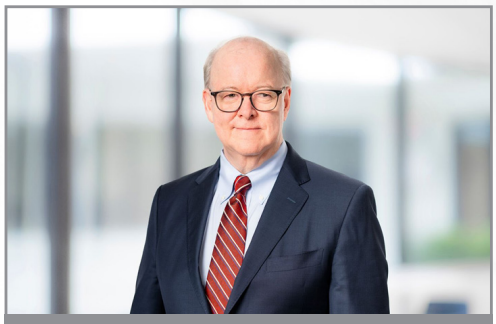
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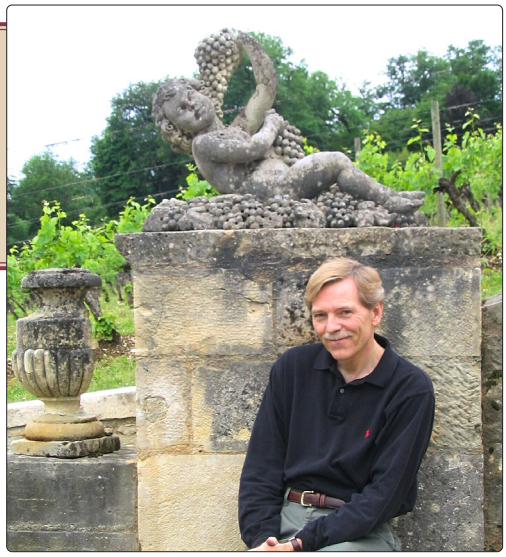
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WINE & FOOD

By Jim Hamilton



As you may recall, the inspiration for last month's overview of Gewürztraminer wines was attending an annual dinner where that is only varietal being poured, served in flights likely to pair best with each course. This approach is a very good way to gain an in-depth look at a single grape variety. You can assess how the wines perform when measured against each other and whether, with culinary skill or good fortune, they complement the dishes being enjoyed. Naturally, as with this dinner where much thought and experience are brought to bear, creating a menu that is expected to work with the characteristics of the wines being poured will help elevate the dinner. However, even if a wine is not as course compatible as anticipated, that, too, can be a learning experience. What hopefully will be gained at the table is a better understanding of and appreciation for the grape variety being explored, while at the same time discovering wines you will want to purchase again to drink on their own in the future.

Whether this is an approach you would like to undertake with this variety or for a closer look at another grape you want to put through its paces, the concept will be the same. Allow me to appeal to your sense of adventure by sharing the wine lineup for this year's Gewürztathon and, since I was busy organizing the wines, offering a few admittedly sketchy notes of the wines that were featured.

The greeting wine was a sparkling Gewurztraminer made by the idiosyncratic but quality-focused Anderson Valley (California) producer, Navarro Vineyards & Winery. The **2016 Navarro Vineyards Gewürztraminer Brut** has a nice zip to it, with spices and brioche sensations delivered in a crisply effervescent manner. The fact that it retains a youthful verve after a decade is a testament to the quality of grapes employed, the talent of the winemaker, and, of course, proper cellaring. While there are other wineries that make fizzy Gewürztraminers, it remains a rarity. However, if there is one winery that has championed this approach it is Navarro, which began offering this wine in 1989. Navarro also fashions nice dry Gewürztraminers and outstanding dessert wines, including the Gewürztraminer highlighted later in this column.

After this bubbly beginning, we then enjoyed a series of flights assembled to anticipate how they would offer progression through the evening and just as importantly how they would work with each course being served.

Two Finger Lakes (New York) wines were paired together. **2024 Weis Vineyards Gewürztraminer** is true to the varietal, featuring penetrating lychee fruit with lightly floral overtones (although more lilac than the typical rose), a plump ripeness, and a pulpy weight that gained in the glass in contrast to its initial steelier and more linear profile. The second wine of the flight was from a well-respected producer that Linda and I once enjoyed visiting. The **2023 Ravines Wine Cellars Gewürztraminer** is an aromatic wine featuring dried peach and peach skin fruit with rose petal accents and faint lychee shadows that are reserved enough to make the wine seem varietally shy yet more than enjoyable to drink.

2024 Domaine Barmès-Buecher Gewurz is from an Alsace producer cofounded by François Barmès and his wife, Geneviève, with whom Linda and I once had the pleasure of dining at a private gathering featuring their wines. Tragically, it was not long afterwards that François died in a cycling accident, and Geneviève, along with daughter Sophie, capably assumed the business of running the winery while son Maxime returned home from his enology studies in southern France to manage the vineyards and make the wines. This is a quintessential Alsace Gewürztraminer, presenting expansive lychee fruit and herbal notes that are built on a more earth-driven foundation. Despite the wine's relatively modest acidity, it is vivid and penetrating on attack and through its extended finish.

2019 Weingut Odinstal 350 N.N. Gewürztraminer is from a German winery with which none of us at the dinner had prior experience, but which certainly provided a favorable first impression. It is light in color and lithe in body, with more citric fruit than one might expect, with lime creating the primary impression. It possesses a clean, linen-like texture intertwined with an added, subtle salinity.

2019 St. Michael Eppan Sanct Valentin Gewürztraminer is an Italian rendition of the grape from the Alto Adige that seemed shy out of the bottle, perhaps owing to its bright citric qualities that are presented in a taut and focused manner. With a bit of air, however, the wine's body develops more weight and the emergence of stone fruit augmented by chalky notes serves to provide an additional dimension.

We then moved to flights of wines from several of Alsace's most respected wineries. **2006 Domaine Weinbach Gewürztraminer Cuvée Laurence** displays the darker color of a 20-year-old white wine but carries itself well with its more mineral structure filling in where some of the earlier forward fruit had receded. It has a touch of rosewater and plums and a hint of mushroom, with more of the bass notes that can accompany a gracefully aging wine. **2002 Albert Mann Furstentum Gewürztraminer Vielles Vignes** is a Grand Cru wine that exhibits real tension, with green tea notes layered on lychee fruit, brown sugar, a touch of sassafras, and a minerality that reinforces the wine's lasting grip. Two other Grand Cru wines from the previously mentioned Domaine Zind-Humbrecht worked nicely together. The **2012 Domaine Zind-Humbrecht Gewürztraminer Hengst** offers an aggressive, earthy profile with black tea and passion fruit on its attack, and fleshy molasses notes that emerge to further add intrigue to a wine that is both broad and complex. The 1**999 Domaine Zind-Humbrecht Gewürztraminer Goldert** also hints at tea tones, more like a loamy Pu-ehr, with burnt sugar inflected citrus fruit that is tightly woven into the wine's considerable frame.

If dry Gewürztraminer is a wine that you have experienced but not yet embraced and you are willing to explore the softer and perhaps more approachable qualities of the grape, you will do well to consider a sweeter version. Accompanying dessert we were treated to two rather different Gewürztraminer "stickies." The **2018 Williams Selyem Vista Verde Late Harvest Gewürztraminer** commands immediate attention with its fragrant bouquet of roses nose. There is an array of spices, including nutmeg and allspice, that escort the floral impressions onto the palate where they are joined by a healthy baked apricot and peach presence. It offers the common dessert wine tandem of lower alcohol and a correspondingly elevated percentage of residual sugar. Finally, we returned full circle to Navarro Vineyards & Winery, this time for a mature but still lush **2006 Navarro Vineyards Cluster Select Late Harvest Gewürztraminer**. While aging a dessert wine tends to lessen its perceived sweetness, this wine retains it with both richness and heft, yet with a balance between structure and residual sugar that allows the wine to maintain a clean but still muscular edge. There is a real honied quality to the stone fruit notes and a faint cola nuance that can be found on the finish. This is quite different from the Williams Selyem wine, offering both higher residual sugar and alcohol, and more of an impression of botrytis. Botrytis cinerea is a fungus that if conditions are right can cause a "noble rot" that shrivels grapes by reducing their water content to concentrate the

Continued on Page 15

FINANCIAL FORENSICS

Lost Profits or Lost Value?

Continued from Page 6

Uncertainty, and who bears it.

Both measures depend on projections, and courts know it. An interesting read is when the US Supreme Court held that uncertainty in the amount of damages, when caused by the defendant's own wrong, is a risk the defendant must bear. That rule gives a plaintiff some room for precision. It does not excuse a plaintiff from proving that the loss itself occurred.

The New Jersey 2022 Supreme Court decision rejected a per se ban on lost-profits claims by new businesses but said trial courts should scrutinize such claims closely and bar them if they cannot be proven with reasonable certainty. The practical lesson is that the quality of the underlying assumptions drives admissibility.

Because assumptions carry so much weight, counsel and expert should corroborate them against documents that were created before the dispute, such as:

- Management projections prepared in the normal course of business.
- Projections given to lenders, vendors, analysts, or other third parties.
- Projections used in M&A (not Marty Abo but Mergers & Acquisitions) activity, whether buying a target or selling the company, a division, or a product line.
- Annual budgets, multi-year business plans, and rolling forecasts.
- Projections submitted in applying for business interruption coverage.

Owner compensation cuts two ways

If the owner can no longer work in the business because of the defendant's conduct, a lost-profits calculation may be needed to account for the owner's reasonable compensation and benefits to make the plaintiff whole, and counsel should say how the jurisdiction treats that. A business appraiser looks at the same item differently. Under Revenue Ruling 59-60, goodwill rests on earning capacity, and Revenue Ruling 68-609 directs that a reasonable amount for the owners' services be deducted from earnings. The appraiser asks what a comparable employee would earn doing similar work in the same locale.

Taxes: before or after?

Lost-profits recoveries are generally taxable income to the plaintiff because they substitute for profits that would have been taxed. Courts therefore typically do not reduce the gross award for taxes, since doing so would leave the plaintiff short and effectively tax it twice, and public policy favors making the defendant pay the full loss. This is why experts generally compute the lost-profits benefit stream before income taxes.

A valuation runs the other way. Appraisers commonly apply income taxes to the benefit stream in the income approach, because a shareholder receives after-tax cash flow, so lost value is typically measured on after-tax earnings. The tax character of a recovery generally depends on what it replaces: the same decision treated recoveries for injury to goodwill as a return of capital up to the taxpayer's basis, with the excess taxable. Because personal-injury and wrongful-death matters can have different tax treatment, counsel should involve a tax advisor early.

Time horizon and hindsight

Courts measure lost profits over a limited period, from the triggering event until the loss ends, either because the plaintiff has fully mitigated or because operations return to normal. Courts typically discount future losses to present value, usually to the trial date, and are wary of long projection periods, which become less reliable the further out they go. If the business is completely destroyed, the valuation instead treats the but-for income as continuing indefinitely.

Hindsight is the other major difference. Business valuations generally rely on facts known or knowable on the valuation date and disregard later events, an ex-ante approach. Lost-profits calculations generally use an ex-post approach that considers what happened through trial, which most fully restores the plaintiff to its prior financial position. Whether subsequent information is allowed in a valuation-based damages model can vary by case and jurisdiction, so counsel should confirm the rule early.

Questions for counsel to settle with the expert.

- Was the business destroyed or only injured, and on what date?
- Who is the plaintiff, the entity or the owners?
- What standard of value and what treatment of hindsight does the controlling law require?
- How does this jurisdiction treat owner compensation and taxes?
- Are punitive damages in play? They are the usual exception to the make-whole principle.
- Are the projections corroborated by pre-dispute documents?

The right answer to "lost profits or lost value?" is rarely a matter of preference. It follows from the facts of the injury and from the law. We can hear Dr. Benjamin Abo telling us "…. *Thank You, Captain Obvious*" but the earlier the lawyer and the CPA decide it together, the stronger the damages case.

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WINE & FOOD

Continued from Page 13

sugar, while also producing a chemical synthesis that creates compounds mimicking honey. The affected grapes aren't a pretty sight, but wines made from them can be beautiful.

If you have tried a Gewürztraminer and found it was not to your liking, perhaps it was a version too dry for your taste or maybe because it seemed jarringly exotic. On the other hand, if it is a variety that you have yet to experience, perhaps it is time to buy and try one. In either case, because producers may be seeking broader consumer acceptance or are having their hand forced by climate change, many wineries are offering Gewürztraminers that tame the wilder side of the variety by allowing modest levels of residual sugar make them more approachable to the uninitiated. Perhaps the next time you are searching for a wine that can stand up to spicy Asian or Middle Eastern cuisine, you may want to give Gewürztraminer a chance. It may be a different variety, but variety, after all, is the spice of life. Cheers!

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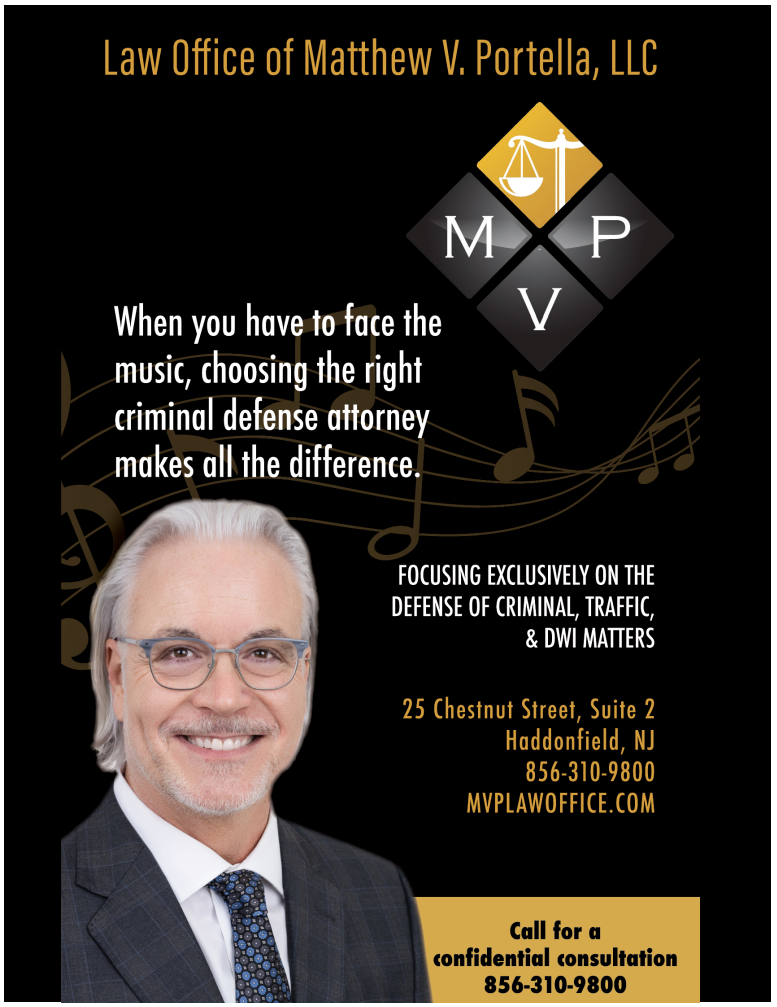
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"The greatest teacher, failure is." – Yoda.

"I don't like bullies. I don't care where they're from." – Captain America.

"Fight for those who cannot fight for themselves." – Wonder Woman.

"Logic is the beginning of wisdom, not its end." – Spock.



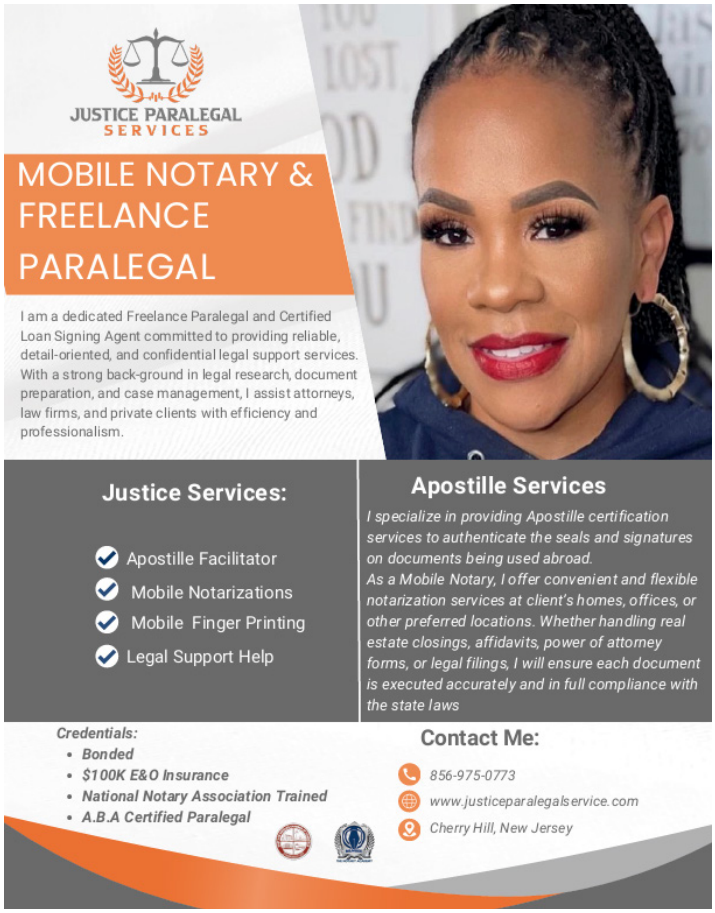


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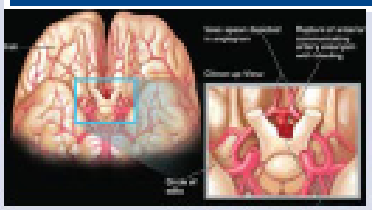
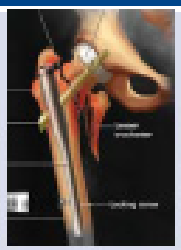
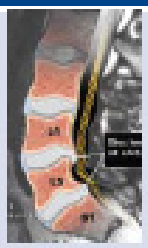
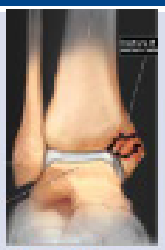
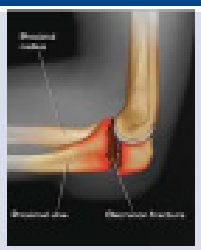
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Alexandra Pugh, Esq.
Law Offices of Lynda Hinkle

You won't find this seminar anywhere else! Register today!

CREDITS:

This program is approved by the NJ CLE Board of the Supreme Court of New Jersey for 8 hours of total CLE credit. Of these, 8 qualify as hours of credit for newly admitted attorneys and 0 qualify as hours of credit for ethics or diversity, inclusion & elimination of bias.

PA CLE Board: includes 6.4 hours of Substantive credit, and 0 hours of credit for ethics/professionalism.
Need PA Credits? PA #:_____

Actual credits earned may be less if seminar is less than 400 total minutes.

CANCELLATION POLICY: Full refunds will be given to registrants whose cancellations are received at Bar Headquarters at least 48 hours prior to the event. Refunds WILL NOT BE GRANTED THEREAFTER. Substitute attendees, however, are welcome. This policy also applies to pay-at-the-door registrants who will be invoiced if proper cancellation is not provided.

HOLD FOR SEMINAR FOR FEKETE WORKING

CCBF ANNUAL CHILDREN'S HOLIDAY PARTY

SATURDAY, DECEMBER 5

NEW LOCATION!
LUCY – 3201 FEDERAL STREET, CAMDEN

Join us as the Camden County Bar Foundation hosts its annual Children's Holiday Party. Roughly 200 underprivileged kids will enjoy a day of fun, food, caroling, magic and, of course, a visit and picture with Santa and his elves, who provide each child with a wrapped gift and goody bag. Volunteers are needed for everything from assisting w/serving breakfast, to keeping the kids occupied as await the arrival of Santa.

Help us show these deserving kids a great time!

WRAPPING PARTY - DECEMBER 3 @ 5 P.M.

At Bar Headquarters - Pizza will be served!
Help wrap presents and stuff goody bags

HOLIDAY PARTY - DECEMBER 5 @ 8 A.M.

Assist with set-up, breakfast, distributing gifts, clean-up
Stay as long as you can!

TO SIGN UP TO VOLUNTEER, CONTACT KARA GRASER AT KARA@CAMDENCOUNTYBAR.ORG OR CALL 856.482.0620

Presented by the CCBA's Continuing Legal Education Committee

ALL-YOU-CAN-CLE

Complete nearly half your annual NJ CLE requirement in one day! *Offering 9.6 credits, including 4.8 Substantive, 2.4 Ethics* and 2.4 DEI** for one low price! PA attorneys earn 4.0 Substantive credit and 4.0 Ethics credits!*

Schedule:

8-9 am: Building an Inclusive Practice**
9-10 am: Overview of the Juvenile Justice System
10-11 am: Avoiding & Understanding the Ethics Complaint*
11 am-12 pm: Child Welfare Law in New Jersey
12-12:30 pm: Break for Lunch
12:30-1:30 pm: Protecting Vulnerable Seniors: Nursing Home & Power of Attorney Abuse**
1:30-2:30 pm: Adoption & Assisted Reproduction in 2026
2:30-3:30 pm: Trust Accounting & Ethical Accounting for Lawyers*
3:30-4:30 pm: Employment Law

**Ethics credit; **DEI credit*

Monday, December 7

4:00 p.m. - 5:15 p.m.

Zoom Webinar

COST (*includes PA CLE Credit Fee*)**:**
CCBA Members: $110
CLE Key: $75
Non-Members: $175
Paralegals/Legal Secretaries: $50
Law Students: FREE

REGISTRATION
Or register online: www.camdencountybar.org
☐Check ☐Credit Card
Name_____
Address_____
Phone_____Email_____
Credit Card #_____
Exp._____ CVV_____Signature_____

SPEAKERS:

Marty Abo, CPA
Abo & Company

Donald Cofsky, Esq.
Cofsky and Zeidman, LLC

Kevin Costello, Esq.
Costello & Silverman, LLC

Erin Deitz, Esq.
Camden County Prosecutor's Office

Kaitlyn Doyle, Esq.
Costello & Silverman, LLC

Daniel Harrington, Esq.
Cozen O'Connor

Lynda Hinkle, Esq.
Law Office of Lynda Hinkle

Jill Roth-Gutman, Esq.
Roth-Gutman Law, LLC

Victoria Schall, Esq.
Schall at Law LLC

CREDITS:

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PA CLE Board: Includes 4.0 hours of Substantive credit, and 4.0 hours of credit for ethics/professionalism.

Actual credits earned may be less if seminar is less than 480 minutes.

Need PA Credits? PA ID#_____

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Joyfully join us at the
Camden County Bar Association's annual

Holiday PARTY

DECEMBER **09** 5:30 PM

Toast the season with your friends at the Bar!

Live music, first drink included, delicious cuisine!

$85 per person (early-bird rate)*
(admitted 5 years or less, take $10 off ticket price)
*$95 per person (regular rate Nov. 20 - Dec. 8)
$105 per person (walk-ins)

Tavistock Country Club
100 Tavistock Lane, Haddonfield

MAKE CHECKS PAYABLE/RETURN TO: CCBA HOLIDAY PARTY

Questions? Call 856.482.0620
www.camdencountybar.org

Name(s)

Firm Name

Address City/State/Zip

Phone Email

Credit Card # Exp. CVV Signature (credit card only)

Payment:

- ☐ Check enclosed
- ☐ AMEX
- ☐ Discover
- ☐ Visa/Mastercard

CAMDEN COUNTY BAR FOUNDATION'S 2026

ADOPT-A-FAMILY

FOR THE HOLIDAYS

GIVE THE GIFT OF JOY THIS HOLIDAY SEASON!

The Bar Foundation's **Public Benefits Committee** is again teaming up with the **Young Lawyers Committee** to make the 2026 Christmas holiday special for underprivileged families in the city of Camden. Your generous outpouring of support last year allowed us to "adopt" nearly 100 families and we hope to meet that number this year.

It's easy to participate! Just tell us the size of the family you wish to adopt and we'll let you know the ages of the children, clothing sizes and, in some cases, their "wish list". Then all you have to do is shop and feel good knowing you are sharing the joy and spirit of the holidays with a family you will never meet, but who will be touched by your kindness. We are also asking that you include enough food for their Christmas dinner. The amount you spend on food and gifts is up to you. **The donation drop off will be from 8:30 - 10:30 am, Tuesday, December 22 at St. Joseph's Pro Cathedral Church in Camden**. You will receive details and directions with your family assignment.

We hope all Bar members will commit to adopting a family either through their law firm or individually. Your participation is guaranteed to make you feel wonderful (and it's tax-deductible)!

Please contact Carly Fowler at ccba.adoptafamily@outlook.com for family assignments. Call Bar Headquarters at 856.482.0620 if you have any questions.

THANK YOU AND HAPPY HOLIDAYS!

BINGO Night

BYOF
Light food & soft drinks will be served

10 games of Bingo
Games 1-9 = $200 Prize
Game 10 = $500 Prize
Plus raffle baskets, 50/50 & option to purchase additional game sheets. Each sheet contains 3 boards per game.

Tickets $45 each*

- *$5 entry & first game (3 cards)*
- *$27 - 3 cards per game for remaining 9 games*
- *$13 - Refreshments/soft drinks*

***HURRY** - Event WILL sell out!*

*In the event of a tie, prize will be divided equally.

GLENDORA FIRE CO.

6:30 P.M.
DOORS OPEN AT 6 PM

JANUARY 29

To purchase tickets, call 856-482-0620 or register online: www.camdencountybar.org

If gambling is a problem for you or someone in your family, call 1-800-GAMBLER

The Camden County Bar Foundation is a 501(c)(3) not for profit charitable organization registered with the Office of the Attorney General of New Jersey. Contributions to the Foundation are tax-deductible to the extent allowed by current IRS regulations. Donation and sponsorship opportunities available on the separate page.



Sponsorship Opportunities

Raffle basket donations greatly appreciated!

~~**Hall Sponsor - $500**~~ - ***Sponsored by Keating Law Firm, LLC***
includes 4 tickets to event, two raffle basket auction sheets

Hall Sponsor - $500 - includes 4 tickets to event, two raffle basket auction sheets

Hall Sponsor - $500 - includes 4 tickets to event, two raffle basket auction sheets

Hall Sponsor - $500 - includes 4 tickets to event, two raffle basket auction sheets

Refreshment Sponsor - $300 - includes 2 tickets to event, one raffle basket auction sheet

Refreshment Sponsor - $300 - includes 2 tickets to event, one raffle basket auction sheet

Refreshment Sponsor - $300 - includes 2 tickets to event, one raffle basket auction sheet

Game 1 Sponsor - $200

Game 2 Sponsor - $200

Game 3 Sponsor - $200

Game 4 Sponsor - $200

Game 5 Sponsor - $200

Game 6 Sponsor - $200

Game 7 Sponsor - $200

Game 8 Sponsor - $200

Game 9 Sponsor - $200

~~**Game 10 Sponsor "Cover All" - $500**~~ - ***Sponsored by Law Offices of Maisie Chin Smith, LLC***
includes 4 tickets to event, two raffle basket auction sheets

To reserve your sponsorship, contact Bar Headquarters at 856-482-0620 or email Sheila Tedesco at sheila@camdencountybar.org.



2026 CAMDEN COUNTY HARVEY M. MITNICK PROFESSIONAL LAWYER OF THE YEAR AWARD

Sponsored jointly with the New Jersey Commission on Professionalism in the Law

Your nomination for the 2026 Professional Lawyer of the Year should be one who is:

1. Well recognized in the community for character and competence;
2. Respected by all;
3. Considered to be a model of professional behavior.

PREVIOUS RECIPIENTS:

1997 Arthur Montano	2007 Andrew B. Kushner	2017 Jules A. Lieberman
1998 Harvey M. Mitnick	2008 Justin T. Loughry	2018 Robert G. Harbeson
1999 George F. Kugler, Jr.	2009 Joseph A. McCormick, Jr.	2019 Gary W. Boguski
2000 James D. Hamilton, Jr.	2010 William J. Thompson	2020 Steven K. Mignogna
2001 Warren W. Faulk	2011 Michael P. Madden	2021 Jenifer G. Fowler
2002 Ira R. Deiches	2012 Robert N. Agre	2022 Luke Griffith
2003 Gladys E. Rodriguez	2013 Ann M. Gorman	2023 Richard A. DeMichele, Jr.
2004 Hon. Michele M. Fox	2014 Brenda Lee Eutsler	2024 Louis R. Moffa, Jr.
2005 Edward D. Sheehan	2015 Michael S. Berger	2025 Glenn A. Henkel
2006 Frank D. Allen	2016 Michael A. Kulzer	

Nominations due December 31, 2026!

Complete the form below and email/mail/fax your nomination for the 2026 Harvey M. Mitnick Professional Lawyer of the Year Award. Please include information as to why you feel the nominee should be the recipient of this award (attach additional sheets). Please type or print clearly.

I am pleased to nominate _____ for the 2026 Harvey M. Mitnick Professional Lawyer of the Year Award.

Nominated by _____ Phone _____ Email _____

Return form to: Professional Lawyer of the Year Nominations
c/o Camden County Bar Association
1939 Marlton Pike East, Suite 120
Cherry Hill, NJ 08003

OR EMAIL TO: kara@camdencountybar.org
OR FAX TO: 856.482.0637

Nominations due Devember 31, 2026!