

CHAMLIN ULIANO & WALSH, PA

Attorneys At Law



What's New at CU&W?

BY , CHARLES J. ULIANO, ESQ.

Spring has finally sprung, and we are all very much looking forward to brighter and better weather here at the Jersey Shore.

Our Firm is kicking off May by walking for POAC. The POAC Walk, held on May 7th at 11 am at First Energy Park, benefits POAC Autism Services, a 501(c)3 nonprofit organization, committed to making a difference for New Jersey's autistic community. POAC sponsors hundreds of events for the autism community including training for parents, educators, police and first responders and by offering recreational and support services. This is a cause especially close to my heart, as I will be walking in honor of my amazing grandson, Matthew. For more information about our team visit: <https://www.poacwalk.org/lakewood/Team/View/171410/Chamlin-Law>

On May 25th, J.J. Uliano, will be sworn in as the First Vice President of the Monmouth Bar Association. It fills me with a tremendous sense of pride to watch my son climb the ranks in the Monmouth Bar Association. The MBA is an organization that has always been so important to me both professionally and personally.

Speaking of being proud of our children, my partner, Andrew Walsh has plenty of reason to be proud of his son. On March 29th, Brady Walsh, a high school junior, was fishing on the Navesink River when he noticed a dog swimming in the water. With water temperatures still frigid, Brady immediately recognized that the dog would not survive in the water for long. Brady heroically entered the water to save the dog, but soon realized the frigid water temps and the distance between the dog and the shore made swimming impossible. When most people would have given up their rescue attempt, Brady found a paddle board and paddled out to the dog. Eventually reaching him, he lifted him onto the board and then brought them to safety. Thankfully, both Brady and the dog are safe. We commend Brady for his incredible act of bravery.

This issue:

What's New at CU&W?
PAGE 01

Boozing and Boating
Could Land You in Hot
Water: What You Need
to Know
PAGE 02

Can I Be Compensated
for My Mental Injury?
PAGE 02

Staff Spotlight:
Jenna Paterno
PAGE 03



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Boozing and Boating Could Land You in Hot Water

BY , CHARLES J. ULIANO, ESQ.

As the temperature increases, so does the traffic on our waterways. A boating trip could turn into a disaster in the absence of a responsible operator. Just as with operating a motor vehicle, operating a boat requires a sober and attentive driver.

New Jersey law provides, “No person shall operate a vessel on the waters of this State while under the influence of intoxicating liquor, a narcotic, hallucinogenic, or habit-producing drug or with a blood alcohol concentration of 0.08% or more by weight of alcohol.” NJ Rev Stat § 12:7-46 (2022).

Anyone who violates the statute will face similar penalties had they been convicted of driving a motor vehicle under the influence. Depending on your BAC (blood alcohol content) not only could you have your boating privileges revoked for a year for a first offense, but you may also lose your motor vehicle driving privileges for a period of 3 months. Second and Third offenses carry increasingly severe penalties.

After conviction of operating under the influence, a person must also complete a boating safety course approved by the Superintendent of State Police, which shall be completed prior to restoration of the privilege to operate a vessel.

Continued on Page 4



Can I Be Compensated for My Mental Injury? BY , JAMES J. ULIANO, ESQ.

It is increasingly common to suffer from a mental health injury in association with an auto accident, fall or other personal injuries and you can absolutely be compensated for that injury. These types of injuries are compensable whether a physical injury is present or not.

The most important thing is that you can prove your injury to a jury. If you make a claim for an injury to your mental health, just as you would in the case of a physical injury, you must have a doctor willing to testify to your injury. Moreover, a doctor must be able to show causation between the event that you are claiming caused your injury and your injury. Essentially, to demonstrate a mental injury you must be able to prove it the same way that you would a physical injury in order to be entitled to compensation. It’s important to always seek the advice of an experienced personal injury attorney, as they will be able to evaluate your case and determine if you have a compensable claim.



Staff Spotlight: Jenna Paterno

How long have you been with CU&W and what do you do here?

I have been with CU&W for just over a year now and I am a legal assistant in the Estate and Workers Compensation Respondent Department.

What is your favorite thing about working at CU&W?

I am a recent History Graduate of Monmouth University and CU&W introduced me to a field I was always curious about but was relatively unknown to me. Working at CU&W has made me realize how many moving parts there are in law on a local and state scale. Constantly I am craving information, and I want to explore other specializations to become knowledgeable in all aspects of the field. Law coincides closely with my interest in history because law makes history virtually every day!

What is a fun fact about you that few people are aware of?

What most people don't know about me is that I have participated in archaeological digs across New Jersey with Monmouth University's History and Anthropology Department. I'm not afraid to get my hands dirty!

What is your favorite pastime?

My favorite past time is to draw. I have been drawing since I was five years old, and I specialize in ink drawings of comic book-styled characters and tattoo designs.

What is one thing you cannot live without?

I cannot live without my pajamas.

One thing you would tell your 13-year-old self, what would it be?

I would tell my thirteen-year-old self to stop taking everything so seriously and to stop stressing out over the small things.

In five years, what are your visions and hopes?

In five years, I aspire to master my knowledge in law and open my own business to sell my artwork.

Which cartoon character would you most wish to swap lives?

I would swap lives with Sonic the Hedgehog; I would love to go fast and beat New Jersey traffic!



May & June CU&W Birthdays

May 26th- J.J. Uliano



Jack Uliano poses with his Little League jersey

Spring: a lovely
reminder of how
beautiful
change can really be.



Continued from Page 2

BOOZING AND BOATING COULD LAND YOU IN HOT WATER

Can the police compel me submit to a breath test if they suspect I am impaired while operating my boat?

Yes, if a person operates a power vessel or a vessel which is 12 feet or greater in length on the tidal or non-tidal waters of NJ consent for a breath test is implied. This consent allows law enforcement to take breath samples for the purpose of making chemical tests to determine the content of alcohol in their blood. However, the officer must have reasonable grounds to believe that the person has been operating a vessel in violation of NJ law.

What if I refuse a breath test?

Like operating a motor vehicle, if after being arrested for a violation of operating under the influence the person refuses to submit to the breath test, a judge shall revoke the right of a person to operate their boat. Penalties of refusal are like those if the person was convicted of driving under the influence.



Be smart and safe this summer by always designating a driver, whether you are on the road or on the water.